110TH CONGRESS
1st Session

HOUSE OF REPRESENTATIVES

REPORT
110–477

NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2008

CONFERENCE REPORT

TO ACCOMPANY

H.R. 1585

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110TH CONGRESS 1st Session } HOUSE OF REPRESENTATIVES { REPORT 110–477

NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2008

DECEMBER 6, 2007.—Ordered to be printed

Mr. SKELTON, from the committee of conference, submitted the following

CONFERENCE REPORT

[To accompany H.R. 1585]

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 1585), to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the Senate amendment, insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "National Defense Authorization Act for Fiscal Year 2008".

SEC. 2. ORGANIZATION OF ACT INTO DIVISIONS; TABLE OF CONTENTS.

(a) DIVISIONS.—This Act is organized into three divisions as follows:

(1) Division A—Department of Defense Authorizations.

(2) Division B—Military Construction Authorizations.

(3) Division C—Department of Energy National Security Authorizations and Other Authorizations.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title.

Sec. 2. Organization of Act into divisions; table of contents.
Sec. 3. Congressional defense committees.

DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

TITLE I—PROCUREMENT

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Sec. 101. Army.
Sec. 102. Navy and Marine Corps.
Sec. 103. Air Force.
Sec. 104. Defense-wide activities.
Sec. 105. National Guard and Reserve equipment.

Subtitle B—Army Programs

Sec. 111. Multiyear procurement authority for M1A2 Abrams System Enhancement Package upgrades.
Sec. 112. Multiyear procurement authority for M2A3/M3A3 Bradley fighting vehicle upgrades.
Sec. 113. Multiyear procurement authority for conversion of CH–47D helicopters to CH–47F configuration.
Sec. 114. Multiyear procurement authority for CH–47F helicopters.
Sec. 115. Limitation on use of funds for Increment 1 of the Warfighter Information Network-Tactical program pending certification to Congress.
Sec. 116. Prohibition on closure of Army Tactical Missile System production line pending report.
Sec. 117. Stryker Mobile Gun System.

Subtitle C—Navy Programs

Sec. 121. Multiyear procurement authority for Virginia-class submarine program.
Sec. 122. Report on shipbuilding investment strategy.
Sec. 123. Sense of Congress on the preservation of a skilled United States shipyard workforce.
Sec. 124. Assessments required prior to start of construction on first ship of a shipbuilding program.
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Subtitle D—Air Force Programs

Sec. 131. Limitation on Joint Cargo Aircraft.
Sec. 132. Clarification of limitation on retirement of U–2 aircraft.
Sec. 133. Repeal of requirement to maintain retired C–130E tactical aircraft.
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Sec. 213. Requirement to obligate and expend funds for development and procurement of a competitive propulsion system for the Joint Strike Fighter.
Sec. 214. Limitation on use of funds for defense-wide manufacturing science and technology program.
Sec. 215. Advanced Sensor Applications Program.
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Subtitle C—Ballistic Missile Defense

Sec. 221. Participation of Director, Operational Test and Evaluation, in missile defense test and evaluation activities.
Sec. 222. Study on future roles and missions of the Missile Defense Agency.
Sec. 223. Budget and acquisition requirements for Missile Defense Agency activities.

Sec. 224. Limitation on use of funds for replacing warhead on SM–3 Block IIA missile.
Sec. 225. Extension of Comptroller General assessments of ballistic missile defense programs.
Sec. 226. Limitation on availability of funds for procurement, construction, and deployment of missile defenses in Europe.
Sec. 227. Sense of Congress on missile defense cooperation with Israel.
Sec. 228. Limitation on availability of funds for deployment of missile defense interceptors in Alaska.
Sec. 229. Policy of the United States on protection of the United States and its allies against Iranian ballistic missiles.

Subtitle D—Other Matters

Sec. 231. Coordination of human systems integration activities related to acquisition programs.
Sec. 232. Expansion of authority for provision of laboratory facilities, services, and equipment.
Sec. 233. Modification of cost sharing requirement for Technology Transition Initiative.
Sec. 234. Report on implementation of Manufacturing Technology Program.
Sec. 235. Assessment of sufficiency of test and evaluation personnel.
Sec. 236. Repeal of requirement for separate reports on technology area review and assessment summaries.
Sec. 237. Modification of notice and wait requirement for obligation of funds for foreign comparative test program.
Sec. 238. Strategic Plan for the Manufacturing Technology Program.
Sec. 239. Modification of authorities on coordination of Defense Experimental Program to Stimulate Competitive Research with similar Federal programs.
Sec. 240. Enhancement of defense nanotechnology research and development program.
Sec. 241. Federally funded research and development center assessment of the Defense Experimental Program to Stimulate Competitive Research.
Sec. 242. Cost-benefit analysis of proposed funding reduction for High Energy Laser Systems Test Facility.
Sec. 243. Prompt global strike.

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Sec. 322. Modification to public-private competition requirements before conversion to contractor performance.
Sec. 323. Public-private competition at end of period specified in performance agreement not required.
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SEC. 3. CONGRESSIONAL DEFENSE COMMITTEES.

For purposes of this Act, the term "congressional defense committees" has the meaning given that term in section 101(a)(16) of title 10, United States Code.

DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

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Sec. 113. Multiyear procurement authority for conversion of CH–47D helicopters to CH–47F configuration.
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Sec. 115. Limitation on use of funds for Increment 1 of the Warfighter Information Network-Tactical program pending certification to Congress.
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Sec. 121. Multiyear procurement authority for Virginia-class submarine program.
Sec. 122. Report on shipbuilding investment strategy.
Sec. 123. Sense of Congress on the preservation of a skilled United States shipyard workforce.
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Sec. 132. Clarification of limitation on retirement of U–2 aircraft.
Sec. 133. Repeal of requirement to maintain retired C–130E tactical aircraft.
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Sec. 135. Limitation on retirement of KC–135E aerial refueling aircraft.
Sec. 136. Transfer to Government of Iraq of three C–130E tactical airlift aircraft.
Sec. 137. Modification of limitations on retirement of B–52 bomber aircraft.

Subtitle A—Authorization of Appropriations

SEC. 101. ARMY.

Funds are hereby authorized to be appropriated for fiscal year 2008 for procurement for the Army as follows:

(1) For aircraft, $4,168,798,000.

(2) For missiles, $1,911,979,000.

(3) For weapons and tracked combat vehicles, $3,007,489,000.

(4) For ammunition, $2,214,576,000.

(5) For other procurement, $12,451,312,000.

(6) For the Joint Improvised Explosive Device Defeat Fund, $228,000,000.

SEC. 102. NAVY AND MARINE CORPS.

(a) NAVY.—Funds are hereby authorized to be appropriated for fiscal year 2008 for procurement for the Navy as follows:

(1) For aircraft, $12,432,644,000.

(2) For weapons, including missiles and torpedoes, $3,068,187,000.

(3) For shipbuilding and conversion, $13,596,120,000.

(4) For other procurement, $5,209,330,000.

(b) MARINE CORPS.—Funds are hereby authorized to be appropriated for fiscal year 2008 for procurement for the Marine Corps in the amount of $2,299,419,000.

(c) NAVY AND MARINE CORPS AMMUNITION.—Funds are hereby authorized to be appropriated for fiscal year 2008 for procurement of ammunition for the Navy and the Marine Corps in the amount of $1,058,832,000.

SEC. 103. AIR FORCE.

Funds are hereby authorized to be appropriated for fiscal year 2008 for procurement for the Air Force as follows:

(1) For aircraft, $12,117,800,000.

(2) For ammunition, $854,167,000.

(3) For missiles, $4,984,102,000.

(4) For other procurement, $15,405,832,000.

SEC. 104. DEFENSE-WIDE ACTIVITIES.

Funds are hereby authorized to be appropriated for fiscal year 2008 for Defense-wide procurement in the amount of $3,280,435,000.

SEC. 105. NATIONAL GUARD AND RESERVE EQUIPMENT.

Funds are hereby authorized to be appropriated for fiscal year 2008 for the procurement of aircraft, missiles, wheeled and tracked combat vehicles, tactical wheeled vehicles, ammunition, other weapons, and other procurement for the reserve components of the Armed Forces in the amount of $980,000,000.

Subtitle B—Army Programs

SEC. 111. MULTIYEAR PROCUREMENT AUTHORITY FOR M1A2 ABRAMS SYSTEM ENHANCEMENT PACKAGE UPGRADES.

The Secretary of the Army, in accordance with section 2306b of title 10, United States Code, may enter into a multiyear contract, beginning with the fiscal year 2008 program year, for procurement of M1A2 Abrams System Enhancement Package upgrades.

SEC. 112. MULTIYEAR PROCUREMENT AUTHORITY FOR M2A3/M3A3 BRADLEY FIGHTING VEHICLE UPGRADES.

The Secretary of the Army, in accordance with section 2306b of title 10, United States Code, may enter into a multiyear contract, beginning with the fiscal year 2008 program year, for procurement of M2A3/M3A3 Bradley fighting vehicle upgrades.

SEC. 113. MULTIYEAR PROCUREMENT AUTHORITY FOR CONVERSION OF CH–47D HELICOPTERS TO CH–47F CONFIGURATION.

The Secretary of the Army may, in accordance with section 2306b of title 10, United States Code, enter into a multiyear contract, beginning with the fiscal year 2008 program year, for conversion of CH–47D helicopters to the CH–47F configuration.

SEC. 114. MULTIYEAR PROCUREMENT AUTHORITY FOR CH–47F HELICOPTERS.

The Secretary of the Army may, in accordance with section 2306b of title 10, United States Code, enter into a multiyear contract, beginning with the fiscal year 2008 program year, for procurement of CH–47F helicopters.

SEC. 115. LIMITATION ON USE OF FUNDS FOR INCREMENT 1 OF THE WARFIGHTER INFORMATION NETWORK-TACTICAL PROGRAM PENDING CERTIFICATION TO CONGRESS.

(a) FUNDING RESTRICTED.—Of the amounts appropriated pursuant to an authorization of appropriations for fiscal year 2008 or otherwise made available for Other Procurement, Army, that are available for Increment 1 of the Warfighter Information Network-Tactical program, not more than 50 percent may be obligated or expended until the Director of Operational Test and Evaluation submits to the congressional defense committees a certification, in writing, that the Director of Operational Test and Evaluation has approved a Test and Evaluation Master Plan and Initial Operational Test Plan for Increment 1 of the Warfighter Information Network-Tactical program.

(b) INCREMENT 1 DEFINED.—For the purposes of this section, Increment 1 of the Warfighter Information Network-Tactical program includes all program elements described as constituting "In-

crement 1" in the memorandum titled "Warfighter Information Network-Tactical (WIN–T) Program Acquisition Decision Memorandum", dated June 5, 2007, and signed by the Under Secretary of Defense for Acquisition, Technology, and Logistics.

SEC. 116. PROHIBITION ON CLOSURE OF ARMY TACTICAL MISSILE SYSTEM PRODUCTION LINE PENDING REPORT.

(a) PROHIBITION.—Amounts appropriated pursuant to the authorization of appropriations in section 101(2) for missiles, Army, and in section 1502(4) for missile procurement, Army, and any other appropriated funds available to the Secretary of the Army may not be used to close the production line for the Army Tactical Missile System program until after the date on which the Secretary of the Army submits to the congressional defense committees a report that contains—

(1) the certification of the Secretary that the long range surface-to-surface strike and counter battery mission of the Army can be adequately performed by other Army weapons systems or by other elements of the Armed Forces; and

(2) a plan to mitigate any shortfalls in the industrial base that would be created by the closure of the production line.

(b) SUBMISSION OF REPORT.—The report referred to in subsection (a) is required not later than April 1, 2008.

SEC. 117. STRYKER MOBILE GUN SYSTEM.

(a) LIMITATION ON AVAILABILITY OF FUNDS.—None of the amounts authorized to be appropriated by sections 101(3) and 1501(3) for procurement of weapons and tracked combat vehicles for the Army may be obligated or expended for purposes of the procurement of the Stryker Mobile Gun System until 30 days after the date on which the Secretary of the Army certifies to Congress that the Stryker Mobile Gun System is operationally effective, suitable, and survivable for its anticipated deployment missions.

(b) WAIVER.—The Secretary of Defense may waive the limitation in subsection (a) if the Secretary—

(1) determines that further procurement of the Stryker Mobile Gun System utilizing amounts referred to in subsection (a) is in the national security interest of the United States notwithstanding the inability of the Secretary of the Army to make the certification required by that subsection; and

(2) submits to the Congress, in writing, a notification of the waiver together with a discussion of—

(A) the reasons for the determination described in paragraph (1); and

(B) the actions that will be taken to mitigate any deficiencies that cause the Stryker Mobile Gun System not to be operationally effective, suitable, or survivable, as that case may be, as described in subsection (a).

Subtitle C—Navy Programs

SEC. 121. MULTIYEAR PROCUREMENT AUTHORITY FOR VIRGINIA-CLASS SUBMARINE PROGRAM.

(a) AUTHORITY.—The Secretary of the Navy may, in accordance with section 2306b of title 10, United States Code, enter into multiyear contracts, beginning with the fiscal year 2009 program

year, for the procurement of Virginia-class submarines and Government-furnished equipment associated with the Virginia-class submarine program.

(b) LIMITATION.—The Secretary may not enter into a contract authorized by subsection (a) until—

(1) the Secretary submits to the congressional defense committees a certification that the Secretary has made, with respect to that contract, each of the findings required by subsection (a) of section 2306b of title 10, United States Code; and

(2) a period of 30 days has elapsed after the date of the transmission of such certification.

SEC. 122. REPORT ON SHIPBUILDING INVESTMENT STRATEGY.

(a) STUDY REQUIRED.—The Secretary of the Navy shall provide for a study to determine the effectiveness of current financing mechanisms for providing incentives for contractors to make shipbuilding capital expenditures, and to assess potential capital expenditure incentives that would lead to ship construction or life-cycle cost savings to the Federal Government. The study shall examine—

(1) potential improvements in design tools and techniques, material management, technology insertion, systems integration and testing, and other key processes and functions that would lead to reduced construction costs;

(2) construction process improvements that would reduce procurement and life-cycle costs of the vessels under construction at the contractor's facilities; and

(3) incentives for investment in shipyard infrastructure that support construction process improvements.

(b) REPORT.—Not later than October 1, 2008, the Secretary of the Navy shall submit to the congressional defense committees a report providing the results of the study under subsection (a). The report shall include each of the following:

(1) An assessment of the shipbuilding industrial base, as measured by a ten-year history for major shipbuilders with respect to—

(A) estimated value of shipbuilding facilities;

(B) critical shipbuilding capabilities;

(C) capital expenditures;

(D) major investments in process improvements; and

(E) costs for related Navy shipbuilding projects.

(2) A description of mechanisms available to the government and industry to finance facilities and process improvements, including—

(A) contract incentive and award fees;

(B) facilities capital cost of money;

(C) facilities depreciation;

(D) progress payment provisions;

(E) other contract terms and conditions;

(F) State and Federal tax provisions and tax incentives;

(G) the National Shipbuilding Research Program; and

(H) any other mechanisms available.

(3) A summary of potential shipbuilding investments that offer greatest reduction to shipbuilding costs, including, for each such investment—

(A) a project description;

(B) an estimate of required investment;

(C) the estimated return on investment; and

(D) alternatives for financing the investment.

(4) The Navy's strategy for providing incentives for contractors' capital expenditures that would lead to ship construction or life-cycle savings to the Federal Government, including identification of any specific changes in legislative authority that would be required for the Secretary to execute this strategy.

(c) UTILIZATION OF OTHER STUDIES AND OUTSIDE EXPERTS.—The study shall build upon the results of the 2005 and 2006 Global Shipbuilding Industrial Base Benchmarking studies. Financial analysis associated with the report shall be conducted in consultation with financial experts independent of the Department of Defense.

SEC. 123. SENSE OF CONGRESS ON THE PRESERVATION OF A SKILLED UNITED STATES SHIPYARD WORKFORCE.

(a) SENSE OF CONGRESS.—It is the sense of Congress that the preservation of a robust domestic skilled workforce is required for the national shipbuilding infrastructure and particularly essential to the construction of ships for the United States Navy.

(b) STUDY REQUIRED.—

(1) IN GENERAL.—The Secretary of the Navy shall determine, on a one-time, non-recurring basis, and in consultation with the Department of Labor, the average number of H2B visa workers employed by the major shipbuilders in the construction of United States Navy ships during the calendar year ending December 31, 2007. The study shall also identify the number of workers petitioned by the major shipbuilders for use in calendar year 2008, as of the first quarter of calendar year 2008.

(2) REPORT.—Not later than April 1, 2008, the Secretary of the Navy shall submit to the congressional defense committees a report containing the results of the study required by subsection (b).

(3) DEFINITIONS.—In this paragraph—

(A) the term "major shipbuilder" means a prime contractor or a first-tier subcontractor responsible for delivery of combatant and support vessels required for the naval vessel force, as reported within the annual naval vessel construction plan required by section 231 of title 10, United States Code; and

(B) the term "H2B visa" means a non-immigrant visa program that permits employers to hire foreign workers to come temporarily to the United States and perform temporary non-agricultural services or labor on a one-time, seasonal, peakload, or intermittent basis.

SEC. 124. ASSESSMENTS REQUIRED PRIOR TO START OF CONSTRUCTION ON FIRST SHIP OF A SHIPBUILDING PROGRAM.

(a) IN GENERAL.—Concurrent with approving the start of construction of the first ship for any major shipbuilding program, the Secretary of the Navy shall—

(1) submit a report to the congressional defense committees on the results of any production readiness review; and

(2) certify to the congressional defense committees that the findings of any such review support commencement of construction.

(b) REPORT.—The report required by subsection (a)(1) shall include, at a minimum, an assessment of each of the following:

(1) The maturity of the ship's design, as measured by stability of the ship contract specifications and the degree of completion of detail design and production design drawings.

(2) The maturity of developmental command and control systems, weapon and sensor systems, and hull, mechanical and electrical systems.

(3) The readiness of the shipyard facilities and workforce to begin construction.

(4) The Navy's estimated cost at completion and the adequacy of the budget to support the estimate.

(5) The Navy's estimated delivery date and description of any variance to the contract delivery date.

(6) The extent to which adequate processes and metrics are in place to measure and manage program risks.

(c) APPLICABILITY.—This section applies to each major shipbuilding program beginning after the date of the enactment of this Act.

(d) DEFINITIONS.—For the purposes of subsection (a):

(1) START OF CONSTRUCTION.—The term "start of construction" means the beginning of fabrication of the hull and superstructure of the ship.

(2) FIRST SHIP.—The term "first ship" applies to a ship if—

(A) the ship is the first ship to be constructed under that shipbuilding program; or

(B) the shipyard at which the ship is to be constructed has not previously started construction on a ship under that shipbuilding program.

(3) MAJOR SHIPBUILDING PROGRAM.—The term "major shipbuilding program" means a program for the construction of combatant and support vessels required for the naval vessel force, as reported within the annual naval vessel construction plan required by section 231 of title 10, United States Code.

(4) PRODUCTION READINESS REVIEW.—The term "production readiness review" means a formal examination of a program prior to the start of construction to determine if the design is ready for production, production engineering problems have been resolved, and the producer has accomplished adequate planning for the production phase.

SEC. 125. LITTORAL COMBAT SHIP (LCS) PROGRAM.

Section 124 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3157) is amended by striking subsections (a), (b), (c), and (d) and inserting the following:

"(a) LIMITATION OF COSTS.—

"(1) IN GENERAL.—The total amount obligated or expended for the procurement costs of post-2007 LCS vessels shall not exceed $460,000,000 per vessel.

"(2) PROCUREMENT COSTS.—For purposes of this section, procurement costs shall include all costs for plans, basic construction, change orders, electronics, ordnance, contractor support, and other costs associated with completion of production drawings, ship construction, test, and delivery, including work performed post-delivery that is required to meet original contract requirements.

"(3) POST-2007 LCS VESSELS.—For purposes of this section, the term 'post-2007 LCS vessel' means a vessel in the Littoral Combat Ship (LCS) class of vessels, the procurement of which is funded from amounts appropriated pursuant to an authorization of appropriations or otherwise made available for fiscal year 2008 or any fiscal year thereafter.

"(b) CONTRACT TYPE.—The Secretary of the Navy shall employ a fixed-price type contract for construction of post-2007 LCS vessels.

"(c) LIMITATION OF GOVERNMENT LIABILITY.—The Secretary of the Navy shall not enter into a contract, or modify a contract, for construction or final delivery of post-2007 LCS vessels if the limitation of the Government's cost liability, when added to the sum of other budgeted procurement costs, would exceed $460,000,000 per vessel.

"(d) ADJUSTMENT OF LIMITATION AMOUNT.—The Secretary of the Navy may adjust the amount set forth in subsections (a)(1) and (c) for vessels referred to in such subsections by the following:

"(1) The amounts of increases or decreases in costs attributable to compliance with changes in Federal, State, or local laws enacted after September 30, 2007.

"(2) The amounts of outfitting costs and costs required to complete post-delivery test and trials.".

Subtitle D—Air Force Programs

SEC. 131. LIMITATION ON JOINT CARGO AIRCRAFT.

No funds appropriated pursuant to an authorization of appropriations or otherwise made available for procurement, or for research, development, test, and evaluation, may be obligated or expended for the Joint Cargo Aircraft until 30 days after the Secretary of Defense submits to the congressional defense committees each of the following:

(1) The Air Force Air Mobility Command's Airlift Mobility Roadmap.

(2) The Department of Defense Intra-Theater Airlift Capabilities Study.

(3) The Department of Defense Joint Intra-Theater Distribution Assessment.

(4) The Joint Cargo Aircraft Functional Area Series Analysis.

(5) The Joint Cargo Aircraft Analysis of Alternatives.

(6) The Joint Intra-theater Airlift Fleet Mix Analysis.

(7) The Secretary's certification that—

(A) there is, within the Department of the Army, Department of the Air Force, Army National Guard, or Air National Guard, a capability gap or shortfall with respect to intra-theater airlift; and

(B) validated requirements exist to fill that gap or shortfall through procurement of the Joint Cargo Aircraft.

SEC. 132. CLARIFICATION OF LIMITATION ON RETIREMENT OF U–2 AIRCRAFT.

Section 133(b) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2112) is amended—

(1) in paragraph (1)—

(A) by striking "After fiscal year 2007" and inserting "For each fiscal year after fiscal year 2007"; and

(B) by inserting after "Secretary of Defense" the following: ", in that fiscal year,"; and

(2) in paragraph (2)—

(A) by inserting after "Department of Defense" the following: "in a fiscal year"; and

(B) by inserting after "Congress" the following: "in that fiscal year".

SEC. 133. REPEAL OF REQUIREMENT TO MAINTAIN RETIRED C-130E TACTICAL AIRCRAFT.

(a) IN GENERAL.—Effective as of the date specified in subsection (b), section 137(b) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2114) is repealed.

(b) SPECIFIED DATE.—The date specified in this subsection is the date that is 30 days after the date on which the Secretary of the Air Force submits to the congressional defense committees the Fleet Mix Analysis Study.

SEC. 134. LIMITATION ON RETIREMENT OF C-130E/H TACTICAL AIRLIFT AIRCRAFT.

(a) GENERAL PROHIBITION.—The Secretary of the Air Force may not retire C-130E/H tactical airlift aircraft during fiscal year 2008, except as provided in subsection (b).

(b) CONTINGENT AUTHORITY TO RETIRE CERTAIN C-130E AIRCRAFT.—Effective as of the date specified in subsection (d), subsection (a) shall not apply to C-130E tactical airlift aircraft, and the number of such aircraft retired by the Secretary of the Air Force during fiscal year 2008 may not exceed 24.

(c) TREATMENT OF RETIRED AIRCRAFT.—The Secretary of the Air Force shall maintain each C-130E tactical airlift aircraft that is retired during fiscal year 2008 in a condition that would allow recall of that aircraft to future service.

(d) SPECIFIED DATE.—The date specified in this subsection is the date that is 30 days after the date on which the Secretary of the Air Force submits to the congressional defense committees the Fleet Mix Analysis Study.

SEC. 135. LIMITATION ON RETIREMENT OF KC-135E AERIAL REFUELING AIRCRAFT.

(a) LIMITATION ON RETIREMENT OF MORE THAN 48 AIRCRAFT.—The Secretary of the Air Force may not retire more than 48 KC-135E aerial refueling aircraft of the Air Force during fiscal year 2008, except as provided in subsection (b).

(b) CONTINGENT AUTHORITY TO RETIRE 37 ADDITIONAL AIRCRAFT.—Effective as of the date specified in subsection (c), the number of such aircraft retired by the Secretary of the Air Force during fiscal year 2008 may not exceed 85.

(c) SPECIFIED DATE.—The date specified in this subsection is the date that is 15 days after the date on which the Secretary of the Air Force submits to the congressional defense committees the Secretary's certification that—

(1) the system design and development contract for the KC-X program has been awarded; and

(2) if a protest is submitted pursuant to subchapter 5 of title 31, United States Code—

(A) the protest has been resolved in favor of the Federal agency; or

(B) the Secretary has authorized performance of the contract (notwithstanding the protest).

SEC. 136. TRANSFER TO GOVERNMENT OF IRAQ OF THREE C–130E TACTICAL AIRLIFT AIRCRAFT.

The Secretary of the Air Force may transfer not more than three C–130E tactical airlift aircraft, allowed to be retired under the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364), to the Government of Iraq.

SEC. 137. MODIFICATION OF LIMITATIONS ON RETIREMENT OF B-52 BOMBER AIRCRAFT.

(a) MAINTENANCE OF PRIMARY, BACKUP, AND ATTRITION RESERVE INVENTORY OF AIRCRAFT.—Subsection (a) of section 131 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2111) is amended—

(1) in paragraph (1)—

(A) in subparagraph (A), by striking "and" at the end;

(B) in subparagraph (B), by striking the period at the end and inserting a semicolon; and

(C) by adding at the end the following:

"(C) shall maintain in a common capability configuration a primary aircraft inventory of not less than 63 such aircraft, a backup aircraft inventory of not less than 11 such aircraft, and an attrition reserve aircraft inventory of not less than 2 such aircraft; and

"(D) shall not keep any such aircraft referred to in subparagraph (C) in a status considered excess to the requirements of the possessing command and awaiting disposition instructions."; and

(2) by adding at the end the following:

"(3) DEFINITIONS.—For purposes of paragraph (1):

"(A) The term 'primary aircraft inventory' means aircraft assigned to meet the primary aircraft authorization to—

"(i) a unit for the performance of its wartime mission;

"(ii) a training unit primarily for technical and specialized training for crew personnel or leading to aircrew qualification;

"(iii) a test unit for testing of the aircraft or its components for purposes of research, development, test and evaluation, operational test and evaluation, or to support testing programs; or

"(iv) meet requirements for special missions not elsewhere classified.

"(B) The term 'backup aircraft inventory' means aircraft above the primary aircraft inventory to permit scheduled and unscheduled depot level maintenance, modifications, inspections, and repairs, and certain other mitigating circumstances without reduction of aircraft available for the assigned mission.

"(C) The term 'attrition reserve aircraft inventory' means aircraft required to replace anticipated losses of primary aircraft inventory due to peacetime accidents or wartime attrition.

"(4) TREATMENT OF RETIRED AIRCRAFT.—Of the aircraft retired in accordance with paragraph (1)(A), the Secretary of the Air Force may use not more than 2 such aircraft for maintenance ground training.".

(b) NOTICE OF RETIREMENT.—Subsection (b)(1) of such section is amended by striking "45 days" and inserting "60 days".

TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

Subtitle A—Authorization of Appropriations

Sec. 201. Authorization of appropriations.
Sec. 202. Amount for defense science and technology.

Subtitle B—Program Requirements, Restrictions, and Limitations

Sec. 211. Operational test and evaluation of Future Combat Systems network.
Sec. 212. Limitation on use of funds for systems development and demonstration of Joint Light Tactical Vehicle program.
Sec. 213. Requirement to obligate and expend funds for development and procurement of a competitive propulsion system for the Joint Strike Fighter.
Sec. 214. Limitation on use of funds for defense-wide manufacturing science and technology program.
Sec. 215. Advanced Sensor Applications Program.
Sec. 216. Active protection systems.

Subtitle C—Ballistic Missile Defense

Sec. 221. Participation of Director, Operational Test and Evaluation, in missile defense test and evaluation activities.
Sec. 222. Study on future roles and missions of the Missile Defense Agency.
Sec. 223. Budget and acquisition requirements for Missile Defense Agency activities.
Sec. 224. Limitation on use of funds for replacing warhead on SM–3 Block IIA missile.
Sec. 225. Extension of Comptroller General assessments of ballistic missile defense programs.
Sec. 226. Limitation on availability of funds for procurement, construction, and deployment of missile defenses in Europe.
Sec. 227. Sense of Congress on missile defense cooperation with Israel.
Sec. 228. Limitation on availability of funds for deployment of missile defense interceptors in Alaska.
Sec. 229. Policy of the United States on protection of the United States and its allies against Iranian ballistic missiles.

Subtitle D—Other Matters

Sec. 231. Coordination of human systems integration activities related to acquisition programs.
Sec. 232. Expansion of authority for provision of laboratory facilities, services, and equipment.
Sec. 233. Modification of cost sharing requirement for Technology Transition Initiative.
Sec. 234. Report on implementation of Manufacturing Technology Program.
Sec. 235. Assessment of sufficiency of test and evaluation personnel.
Sec. 236. Repeal of requirement for separate reports on technology area review and assessment summaries.
Sec. 237. Modification of notice and wait requirement for obligation of funds for foreign comparative test program.
Sec. 238. Strategic Plan for the Manufacturing Technology Program.
Sec. 239. Modification of authorities on coordination of Defense Experimental Program to Stimulate Competitive Research with similar Federal programs.

Sec. 240. Enhancement of defense nanotechnology research and development program.
Sec. 241. Federally funded research and development center assessment of the Defense Experimental Program to Stimulate Competitive Research.
Sec. 242. Cost-benefit analysis of proposed funding reduction for High Energy Laser Systems Test Facility.
Sec. 243. Prompt global strike.

Subtitle A—Authorization of Appropriations

SEC. 201. AUTHORIZATION OF APPROPRIATIONS.

Funds are hereby authorized to be appropriated for fiscal year 2008 for the use of the Department of Defense for research, development, test, and evaluation as follows:

(1) For the Army, $10,840,392,000.

(2) For the Navy, $16,980,732,000.

(3) For the Air Force, $25,692,521,000.

(4) For Defense-wide activities, $20,213,900,000, of which $180,264,000 is authorized for the Director of Operational Test and Evaluation.

SEC. 202. AMOUNT FOR DEFENSE SCIENCE AND TECHNOLOGY.

(a) FISCAL YEAR 2008.—Of the amounts authorized to be appropriated by section 201, $10,913,944,000 shall be available for the Defense Science and Technology Program, including basic research, applied research, and advanced technology development projects.

(b) BASIC RESEARCH, APPLIED RESEARCH, AND ADVANCED TECHNOLOGY DEVELOPMENT DEFINED.—For purposes of this section, the term "basic research, applied research, and advanced technology development" means work funded in program elements for defense research and development under Department of Defense budget activity 1, 2, or 3.

Subtitle B—Program Requirements, Restrictions, and Limitations

SEC. 211. OPERATIONAL TEST AND EVALUATION OF FUTURE COMBAT SYSTEMS NETWORK.

(a) OPERATIONAL TEST AND EVALUATION REQUIRED.—The Secretary of the Army, in cooperation with the Director, Operational Test and Evaluation, shall complete an operational test and evaluation (as defined in section 139(a)(2)(A) of title 10, United States Code), of the FCS network in a realistic environment simulating operational conditions. The operational test and evaluation shall—

(1) be conducted in accordance with a Future Combat Systems Test and Evaluation Master Plan approved by the Director, Operational Test and Evaluation;

(2) be conducted using prototype equipment, sensors, and software for the FCS network;

(3) be conducted in a manner that simulates a full Future Combat Systems brigade;

(4) be conducted, to the maximum extent possible, using actual communications equipment instead of computer simulations;

(5) be conducted in a realistic operational electronic warfare environment, including enemy electronic warfare and network attacks; and

(6) include, to the maximum extent possible, all sensor information feeds the FCS network is designed to incorporate.

(b) FCS NETWORK DEFINED.—In this section, the term "FCS network" includes all sensors, information systems, computers, and communications systems necessary to support Future Combat Systems brigade operations.

(c) REPORT.—Not later than 120 days after completing the operational test and evaluation required by subsection (a), the Director, Operational Test and Evaluation shall submit to the congressional defense committees a report on the outcome of the operational test and evaluation. The report shall include, at a minimum—

(1) an evaluation of the overall operational effectiveness of the FCS network, including—

(A) an evaluation of the FCS network's capability to transmit the volume and classes of data required by Future Combat Systems approved requirements; and

(B) an evaluation of the FCS network's performance in a degraded condition due to enemy network attack, sophisticated enemy electronic warfare, adverse weather conditions, and terrain variability;

(2) an evaluation of the FCS network's ability to improve friendly force knowledge of the location and capability of enemy forces and combat systems; and

(3) an evaluation of the overall operational suitability of the FCS network.

(d) LIMITATION PENDING SUBMISSION OF REPORT.—

(1) IN GENERAL.—No funds, with the exception of funds for advanced procurement, appropriated pursuant to an authorization of appropriations or otherwise made available to the Department of the Army for any fiscal year may be obligated for low-rate initial production or full-rate production of Future Combat Systems manned ground vehicles until 60 days after the date on which the report is submitted under subsection (c).

(2) WAIVER AUTHORITY.—The Secretary of Defense may waive the limitation in paragraph (1) if the Secretary determines that such a waiver is critical for national security. Such a waiver shall not become effective until 45 days after the date on which the Secretary submits to the congressional defense committees a written notice of the waiver.

(3) INAPPLICABILITY TO THE NON LINE OF SIGHT CANNON VEHICLE.—The limitation in paragraph (1) does not apply to the Non Line of Sight Cannon vehicle.

SEC. 212. LIMITATION ON USE OF FUNDS FOR SYSTEMS DEVELOPMENT AND DEMONSTRATION OF JOINT LIGHT TACTICAL VEHICLE PROGRAM.

Of the amounts appropriated pursuant to an authorization of appropriations or otherwise made available for the Joint Light Tactical Vehicle program for the acquisition program phase of systems development and demonstration for fiscal year 2008 or any fiscal year thereafter, no more than 50 percent of those amounts may be obligated or expended until after—

(1) the Under Secretary of Defense for Acquisition, Technology, and Logistics, or the appropriate milestone decision authority, makes the certification required by section 2366a of title 10, United States Code, with respect to the Joint Light Tactical Vehicle program; and

(2) the certification has been received by the congressional defense committees.

SEC. 213. REQUIREMENT TO OBLIGATE AND EXPEND FUNDS FOR DEVELOPMENT AND PROCUREMENT OF A COMPETITIVE PROPULSION SYSTEM FOR THE JOINT STRIKE FIGHTER.

Of the funds appropriated pursuant to an authorization of appropriations or otherwise made available for fiscal year 2008 or any year thereafter, for research, development, test, and evaluation and procurement for the Joint Strike Fighter program, the Secretary of Defense shall ensure the obligation and expenditure in each such fiscal year of sufficient annual amounts for the continued development and procurement of two options for the propulsion system for the Joint Strike Fighter in order to ensure the development and competitive production for the propulsion system for the Joint Strike Fighter.

SEC. 214. LIMITATION ON USE OF FUNDS FOR DEFENSE-WIDE MANUFACTURING SCIENCE AND TECHNOLOGY PROGRAM.

No funds available to the Office of the Secretary of Defense for any fiscal year may be obligated or expended for the defense-wide manufacturing science and technology program unless the Director, Defense Research and Engineering, ensures each of the following:

(1) A component of the Department of Defense has requested and evaluated—

(A) competitive proposals, for each project under the program that is not a project covered by subparagraph (B); and

(B) proposals from as many sources as is practicable under the circumstances, for a project under the program if the disclosure of the needs of the Department of Defense with respect to that project would compromise the national security.

(2) Each project under the program is carried out—

(A) in accordance with the statutory requirements of the Manufacturing Technology Program established by section 2521 of title 10, United States Code; and

(B) in compliance with all requirements of any directive that applies to manufacturing technology.

(3) An implementation plan has been developed.

SEC. 215. ADVANCED SENSOR APPLICATIONS PROGRAM.

(a) TRANSFER OF FUNDS.—(1) Of the amount authorized to be appropriated by section 201(3) for research, development, test, and evaluation, Air Force activities, and made available for the activities of the Intelligence Systems Support Office, an aggregate of $13,000,000 shall be transferred to the Advanced Sensor Applications Program not later than 60 days after the date of the enactment of this Act.

(2) Of the amount authorized to be appropriated by section 301(2) for operation and maintenance, Navy activities, and made available for the activities of the Office of Naval Intelligence, an ag-

gregate of $5,000,000 shall be transferred to the Advanced Sensor Applications Program not later than 60 days after the date of the enactment of this Act.

(b) ASSIGNMENT OF PROGRAM.—Management of the program shall reside within the office of the Under Secretary of Defense for Intelligence until certain conditions specified in the classified annex to the statement of managers accompanying this Act are met. The program shall be executed by the Commander, Naval Air Systems Command in consultation with the Program Executive Officer for Aviation for the Navy.

SEC. 216. ACTIVE PROTECTION SYSTEMS.

(a) LIVE-FIRE TESTS REQUIRED.—

(1) IN GENERAL.—The Secretary of Defense shall undertake live-fire tests, of appropriate foreign and domestic active protection systems with size, weight, and power characteristics suitable for protecting wheeled tactical vehicles, especially light wheeled tactical vehicles, in order—

(A) to determine the effectiveness of such systems for protecting wheeled tactical vehicles; and

(B) to develop information useful in the consideration of the adoption of such systems in defense acquisition programs.

(2) REPORTS.—Not later than March 1 of each of 2008 and 2009, the Secretary shall submit to the congressional defense committees a report on the results of the tests undertaken under paragraph (1) as of the date of such report.

(3) FUNDING.—The live-fire tests required by paragraph (1) shall be conducted using funds authorized and appropriated for the Joint Improvised Explosive Device Defeat Fund.

(b) COMPREHENSIVE ASSESSMENT REQUIRED.—

(1) IN GENERAL.—The Secretary shall undertake a comprehensive assessment of active protection systems in order to develop information useful in the development of joint active protection systems and other defense programs.

(2) ELEMENTS.—The assessment under paragraph (1) shall include—

(A) an identification of the potential merits and operational costs of the use of active protection systems by United States military forces;

(B) a characterization of the threats that use of active protection systems by potential adversaries would pose to United States military forces and weapons;

(C) an identification and assessment of countermeasures to active protection systems;

(D) an analysis of collateral damage potential of active protection systems;

(E) an identification and assessment of emerging direct-fire and top-attack threats to defense systems that could potentially deploy active protection systems; and

(F) an identification and assessment of critical technology elements of active protection systems.

(3) REPORT.—Not later than December 31, 2008, the Secretary shall submit to the congressional defense committees a report on the assessment under paragraph (1).

Subtitle C—Ballistic Missile Defense

SEC. 221. PARTICIPATION OF DIRECTOR, OPERATIONAL TEST AND EVALUATION, IN MISSILE DEFENSE TEST AND EVALUATION ACTIVITIES.

Section 139 of title 10, United States Code, is amended—

(1) by redesignating subsections (f) through (j) as subsections (g) through (k), respectively; and

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

"(f)(1) The Director of the Missile Defense Agency shall make available to the Director of Operational Test and Evaluation the results of all tests and evaluations conducted by the Missile Defense Agency and of all studies conducted by the Missile Defense Agency in connection with tests and evaluations in the Missile Defense Agency.

"(2) The Director of Operational Test and Evaluation may require that such observers as the Director designates be present during the preparation for and the conduct of any test and evaluation conducted by the Missile Defense Agency.

"(3) The Director of Operational Test and Evaluation shall have access to all records and data in the Department of Defense (including the records and data of the Missile Defense Agency) that the Director considers necessary to review in order to carry out his duties under this subsection.".

SEC. 222. STUDY ON FUTURE ROLES AND MISSIONS OF THE MISSILE DEFENSE AGENCY.

(a) IN GENERAL.—The Secretary of Defense shall enter into an agreement with one of the Federally Funded Research and Development Centers under which the Center shall carry out an independent study to examine, and make recommendations with respect to, the long-term structure, roles, and missions of the Missile Defense Agency.

(b) MATTERS INCLUDED.—

(1) REVIEW.—The study shall include a full review of the structure, roles, and missions of the Missile Defense Agency.

(2) ASSESSMENTS.—The study shall include an examination and assessment of the current and future—

(A) structure, roles, and missions of the Missile Defense Agency;

(B) relationship of the Missile Defense Agency with—

(i) the Office of the Under Secretary of Defense for Acquisition, Technology, and Logistics;

(ii) the Office of the Under Secretary of Defense for Policy;

(iii) the Director of Operational Test and Evaluation;

(iv) the Commander of the United States Strategic Command and other combatant commanders;

(v) the Joint Requirements Oversight Council; and

(vi) the military departments;

(C) operations and sustainment of missile defenses;

(D) acquisition process for missile defense;

(E) requirements process for missile defense; and

(F) transition and transfer of missile defense capabilities to the military departments.

(3) RECOMMENDATIONS.—The study shall include recommendations as to how the Missile Defense Agency can be made more effective to support the needs of the warfighter, especially with regard to near-term missile defense capabilities. The study shall also examine the full range of options for the future of the Missile Defense Agency and shall include, but not be limited to, specific recommendations as to whether—

(A) the Missile Defense Agency should be maintained in its current configuration;

(B) the scope and nature of the Missile Defense Agency should be changed from an organization focused on research and development to an organization focused on combat support;

(C) any functions and responsibilities should be added to the Missile Defense Agency, in part or in whole, from other entities such as the United States Strategic Command and the military departments; and

(D) any functions and responsibilities of the Missile Defense Agency should be transferred, in part or in whole, to other entities such as the United States Strategic Command and the military departments.

(c) COOPERATION FROM GOVERNMENT.—In carrying out the study, the Federally Funded Research and Development Center shall receive the full and timely cooperation of the Secretary of Defense and any other United States Government official in providing the Center with analyses, briefings, and other information necessary for the fulfillment of its responsibilities.

(d) REPORT.—Not later than September 1, 2008, the Federally Funded Research and Development Center shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on its findings, conclusions, and recommendations.

(e) FUNDING.—Funds for the study shall be provided from amounts appropriated for the Department of Defense.

SEC. 223. BUDGET AND ACQUISITION REQUIREMENTS FOR MISSILE DEFENSE AGENCY ACTIVITIES.

(a) REVISED BUDGET STRUCTURE.—The budget justification materials submitted to Congress in support of the Department of Defense budget for any fiscal year after fiscal year 2009 (as submitted with the budget of the President under section 1105(a) of title 31, United States Code) shall set forth separately amounts requested for the Missile Defense Agency for each of the following:

(1) Research, development, test, and evaluation.

(2) Procurement.

(3) Operation and maintenance.

(4) Military construction.

(b) REVISED BUDGET STRUCTURE FOR FISCAL YEAR 2009.—The budget justification materials submitted to Congress in support of the Department of Defense budget for fiscal year 2009 (as submitted with the budget of the President under section 1105(a) of title 31, United States Code) shall—

(1) identify all known and estimated operation and support costs; and

(2) set forth separately amounts requested for the Missile Defense Agency for each of the following:

(A) Research, development, test, and evaluation.

(B) Procurement or advance procurement of long lead items, including for Terminal High Altitude Area Defense firing units 3 and 4, and for Standard Missile-3 Block 1A interceptors.

(C) Military construction.

(c) AVAILABILITY OF RDT&E FUNDS FOR FISCAL YEAR 2009.—Upon approval by the Secretary of Defense, and consistent with the plan submitted under subsection (f), funds appropriated pursuant to an authorization of appropriations or otherwise made available for fiscal year 2009 for research, development, test, and evaluation for the Missile Defense Agency—

(1) may be used for the fielding of ballistic missile defense capabilities approved previously by Congress; and

(2) may not be used for—

(A) military construction activities; or

(B) procurement or advance procurement of long lead items, including for Terminal High Altitude Area Defense firing units 3 and 4, and for Standard Missile-3 Block 1A interceptors.

(d) FULL FUNDING REQUIREMENT NOT APPLICABLE TO USE OF PROCUREMENT FUNDS FOR FISCAL YEARS 2009 AND 2010.—In any case in which funds appropriated pursuant to an authorization of appropriations or otherwise made available for procurement for the Missile Defense Agency for fiscal years 2009 and 2010 are used for the fielding of ballistic missile defense capabilities, the funds may be used for the fielding of those capabilities on an "incremental" basis, notwithstanding any law or policy of the Department of Defense that would otherwise require a "full funding" basis.

(e) RELATIONSHIP TO OTHER LAW.—Nothing in this provision shall be construed to alter or otherwise affect in any way the applicability of the requirements and other provisions of section 234(a) through (d) of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 1837; 10 U.S.C. 2431 note).

(f) PLAN REQUIRED.—Not later than March 1, 2008, the Director of the Missile Defense Agency shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a plan for transitioning the Missile Defense Agency from using exclusively research, development, test, and evaluation funds to using procurement, military construction, operations and maintenance, and research, development, test, and evaluation funds for the appropriate budget activities, and for transitioning from incremental funding to full funding for fiscal years after fiscal year 2010.

(g) OBJECTIVES FOR ACQUISITION ACTIVITIES.—

(1) IN GENERAL.—Commencing as soon as practicable, but not later than the submittal to Congress of the budget for the President for fiscal year 2009 under section 1105(a) of title 31, United States Code, the Missile Defense Agency shall take appropriate actions to achieve the following objectives in its acquisition activities:

(A) Improved transparency.

(B) Improved accountability.

(C) Enhanced oversight.

(2) REQUIRED ACTIONS.—In order to achieve the objectives specified in paragraph (1), the Missile Defense Agency shall, at a minimum, take actions as follows:

(A) Establish acquisition cost, schedule, and performance baselines for each ballistic missile defense system element that—

(i) has entered the equivalent of the systems development and demonstration phase of acquisition; or

(ii) is being produced and acquired for operational fielding.

(B) Provide unit cost reporting data for each ballistic missile defense system element covered by subparagraph (A), and secure independent estimation and verification of such cost reporting data.

(C) Include, in the budget justification materials described in subsection (a), a description of actions being taken in the fiscal year in which such materials are submitted, and the actions to be taken in the fiscal year covered by such materials, to achieve such objectives.

(3) SPECIFICATION OF BALLISTIC MISSILE DEFENSE SYSTEM ELEMENTS.—The ballistic missile defense system elements that, as of October 2007, are ballistic missile defense system elements covered by paragraph (2)(A) are the following elements:

(A) Ground-based Midcourse Defense.

(B) Aegis Ballistic Missile Defense.

(C) Terminal High Altitude Area Defense.

(D) Forward-Based X-band radar-Transportable (AN/TPY-2).

(E) Command, Control, Battle Management, and Communications.

(F) Sea-Based X-band radar.

(G) Upgraded Early Warning radars.

SEC. 224. LIMITATION ON USE OF FUNDS FOR REPLACING WARHEAD ON SM–3 BLOCK IIA MISSILE.

None of the funds appropriated or otherwise made available pursuant to an authorization of appropriations in this Act may be obligated or expended to replace the unitary warhead on the SM–3 Block IIA missile with the Multiple Kill Vehicle until after the Secretary of Defense certifies to Congress that—

(1) the United States and Japan have reached an agreement to replace the unitary warhead on the SM–3 Block IIA missile; and

(2) replacing the unitary warhead on the SM–3 Block IIA missile with the Multiple Kill Vehicle will not delay the expected deployment date of 2014–2015 for that missile.

SEC. 225. EXTENSION OF COMPTROLLER GENERAL ASSESSMENTS OF BALLISTIC MISSILE DEFENSE PROGRAMS.

Section 232(g) of the National Defense Authorization Act for Fiscal Year 2002 (10 U.S.C. 2431 note) is amended—

(1) in paragraph (1), by striking "through 2008" and inserting "through 2013"; and

(2) in paragraph (2), by striking "through 2009" and inserting "through 2014".

SEC. 226. LIMITATION ON AVAILABILITY OF FUNDS FOR PROCUREMENT, CONSTRUCTION, AND DEPLOYMENT OF MISSILE DEFENSES IN EUROPE.

(a) GENERAL LIMITATION.—No funds authorized to be appropriated by this Act may be obligated or expended for procurement, site activation, construction, preparation of equipment for, or deployment of a long-range missile defense system in Europe until the following conditions have been met:

(1) The governments of the countries in which major components of such missile defense system (including interceptors and associated radars) are proposed to be deployed have each given final approval to any missile defense agreements negotiated between such governments and the United States Government concerning the proposed deployment of such components in their countries.

(2) 45 days have elapsed following the receipt by Congress of the report required under subsection (c)(6).

(b) ADDITIONAL LIMITATION.—In addition to the limitation in subsection (a), no funds authorized to be appropriated by this Act may be obligated or expended for the acquisition or deployment of operational missiles of a long-range missile defense system in Europe until the Secretary of Defense, after receiving the views of the Director of Operational Test and Evaluation, submits to Congress a report certifying that the proposed interceptor to be deployed as part of such missile defense system has demonstrated, through successful, operationally realistic flight testing, a high probability of working in an operationally effective manner.

(c) REPORT ON INDEPENDENT ASSESSMENT FOR BALLISTIC MISSILE DEFENSE IN EUROPE.—

(1) INDEPENDENT ASSESSMENT.—Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense shall select a federally funded research and development center to conduct an independent assessment of options for ballistic missile defense for forward deployed forces of the United States and its allies in Europe and for the United States homeland.

(2) ANALYSIS OF ADMINISTRATION PROPOSAL.—The study shall provide a full analysis of the Administration's proposal to protect forward-deployed forces of the United States and its allies in Europe, forward-deployed radars in Europe, and the United States by deploying, in Europe, interceptors and radars of the Ground-Based Midcourse Defense (GMD) system. In providing the analysis, the study shall examine each of the following matters:

(A) The threat to Europe and the United States of ballistic missiles (including short-range, medium-range, intermediate-range, and long-range ballistic missiles) from Iran, including the likelihood and timing of such threats.

(B) The technical capabilities of the system, as so deployed, to effectively protect forward-deployed forces of the United States and its allies in Europe, forward-deployed radars in Europe, and the United States against the threat specified in subparagraph (A).

(C) The degree of coverage of the European territory of members of the North Atlantic Treaty Organization.

(D) The political implications of such a deployment on the United States, the North Atlantic Treaty Organization, and other interested parties.

(E) Integration and interoperability with North Atlantic Treaty Organization missile defenses.

(F) The operational issues associated with such a deployment, including operational effectiveness.

(G) The force structure implications of such a deployment, including a comparative analysis of alternative deployment options.

(H) The budgetary implications of such a deployment, including possible allied cost sharing, and the cost-effectiveness of such a deployment.

(I) Command and control arrangements, including any command and control roles for the United States European Command and the North Atlantic Treaty Organization.

(J) Potential opportunities for participation by the Government of Russia.

(3) ANALYSIS OF ALTERNATIVES.—The study shall also provide a full analysis of alternative systems that could be deployed to fulfill, in whole or in part, the protective purposes of the Administration's proposal. The alternative systems shall include a range of feasible combinations of other missile defense systems that are available or are expected to be available as of 2015 and 2020. These should include, but not be limited to, the following:

(A) The Patriot PAC-3 system.

(B) The Medium Extended Air Defense System.

(C) The Aegis Ballistic Missile Defense system, with all variants of the Standard Missile-3 interceptor.

(D) The Terminal High Altitude Area Defense (THAAD) system.

(E) Forward-Based X-band Transportable (FBX-T) radars.

(F) The Kinetic Energy Interceptor (KEI).

(G) Other non-United States, North Atlantic Treaty Organization missile defense systems or components.

(4) MATTERS EXAMINED.—In providing the analysis, the study shall examine, for each alternative system included, each of the matters specified in paragraph (2).

(5) COOPERATION OF OTHER AGENCIES.—The Secretary of Defense shall provide the federally funded research and development center selected under paragraph (1) data, analyses, briefings, and other information as the center considers necessary to carry out the assessment described in that paragraph. Furthermore, the Director of National Intelligence and the heads of other departments and agencies of the United States Government shall also provide the center the appropriate data, analyses, briefings, and other information necessary for the purpose of carrying out the assessment described in that paragraph.

(6) REPORT.—Not later than 180 days after the date of the enactment of this Act, the federally funded research and development center shall submit to the congressional defense committees and the Secretary of Defense a report on the results of the

study. The report shall be in unclassified form, but may include a classified annex.

(7) FUNDING.—Of the amounts appropriated or otherwise made available pursuant to the authorization of appropriations in section 201(4), $1,000,000 is available to carry out the study required by this subsection.

(d) CONSTRUCTION.—Nothing in this section shall be construed to limit continuing obligation and expenditure of funds for missile defense, including for research and development and for other activities not otherwise limited by subsection (a) or (b), including, but not limited to, site surveys, studies, analysis, and planning and design for the proposed missile defense deployment in Europe.

SEC. 227. SENSE OF CONGRESS ON MISSILE DEFENSE COOPERATION WITH ISRAEL.

(a) SENSE OF CONGRESS.—It is the sense of Congress that the United States should have an active program of ballistic missile defense cooperation with Israel, and should take steps to improve the coordination, interoperability, and integration of United States and Israeli missile defense capabilities, and to enhance the capability of both nations to defend against ballistic missile threats present in the Middle East region.

(b) REPORT.—

(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the status of missile defense cooperation between the United States and Israel.

(2) CONTENT.—The report submitted under this subsection shall include each of the following:

(A) A description of the current program of ballistic missile defense cooperation between the United States and Israel, including its objectives and results to date.

(B) A description of steps taken within the previous five years to improve the interoperability and coordination of the missile defense capabilities of the United States and Israel.

(C) A description of steps planned to be taken by the governments of the United States and Israel in the future to improve the coordination, interoperability, and integration of their missile defense capabilities.

(D) A description of joint efforts of the United States and Israel to develop ballistic missile defense technologies.

(E) A description of joint missile defense exercises and training that have been conducted by the United States and Israel, and the lessons learned from those exercises.

(F) A description of the joint missile defense testing activities of the United States and Israel, past and planned, and the benefits of such joint testing activities.

(G) A description of how the United States and Israel share threat assessments regarding the ballistic missile threat.

(H) Any other matters that the Secretary considers appropriate.

SEC. 228. LIMITATION ON AVAILABILITY OF FUNDS FOR DEPLOYMENT OF MISSILE DEFENSE INTERCEPTORS IN ALASKA.

None of the funds authorized to be appropriated by this Act may be obligated or expended to deploy more than 40 Ground-Based Interceptors at Fort Greely, Alaska, until the Secretary of Defense, after receiving the views of the Director of Operational Test and Evaluation, submits to Congress a certification that the Block 2006 Ground-based Midcourse Defense element of the Ballistic Missile Defense System has demonstrated, through operationally realistic end-to-end flight testing, that it has a high probability of working in an operationally effective manner.

SEC. 229. POLICY OF THE UNITED STATES ON PROTECTION OF THE UNITED STATES AND ITS ALLIES AGAINST IRANIAN BALLISTIC MISSILES.

(a) FINDING.—Congress finds that Iran maintains a nuclear program in continued defiance of the international community while developing ballistic missiles of increasing sophistication and range that—

(1) pose a threat to—

(A) the forward-deployed forces of the United States;

(B) North Atlantic Treaty Organization (NATO) allies in Europe; and

(C) other allies and friendly foreign countries in the region; and

(2) eventually could pose a threat to the United States homeland.

(b) POLICY OF THE UNITED STATES.—It is the policy of the United States—

(1) to develop, test, and deploy, as soon as technologically feasible, in conjunction with allies and friendly foreign countries whenever possible, an effective defense against the threat from Iran described in subsection (a) that will provide protection—

(A) for the forward-deployed forces of the United States, NATO allies, and other allies and friendly foreign countries in the region; and

(B) for the United States homeland;

(2) to encourage the NATO alliance to accelerate its efforts to—

(A) protect NATO territory in Europe against the existing threat of Iranian short- and medium-range ballistic missiles; and

(B) facilitate the ability of NATO allies to acquire the missile defense systems needed to provide a wide-area defense capability against short- and medium-range ballistic missiles; and

(3) to proceed with the activities specified in paragraphs (1) and (2) in a manner such that any missile defense systems fielded by the United States in Europe are integrated with or complementary to missile defense systems fielded by NATO in Europe.

Subtitle D—Other Matters

SEC. 231. COORDINATION OF HUMAN SYSTEMS INTEGRATION ACTIVITIES RELATED TO ACQUISITION PROGRAMS.

(a) IN GENERAL.—The Secretary of Defense, acting through the Under Secretary of Defense for Acquisition, Technology, and Logistics, shall coordinate and manage human systems integration activities throughout the acquisition programs of the Department of Defense.

(b) ADMINISTRATION.—In carrying out subsection (a), the Secretary shall designate a senior official to be responsible for the effort.

(c) RESPONSIBILITIES.—In carrying out this section, the senior official designated in subsection (b) shall—

(1) coordinate the planning, management, and execution of such activities; and

(2) identify and recommend, as appropriate, resource requirements for human systems integration activities.

(d) DESIGNATION.—The designation required by subsection (b) shall be made not later than 60 days after the date of the enactment of this Act.

SEC. 232. EXPANSION OF AUTHORITY FOR PROVISION OF LABORATORY FACILITIES, SERVICES, AND EQUIPMENT.

Section 2539b of title 10, United States Code, is amended—

(1) in subsection (a)—

(A) in paragraph (2) by striking "and" at the end;

(B) in paragraph (3) by striking the period at the end and inserting "; and"; and

(C) by adding at the end the following:

"(4) make available to any person or entity, through leases, contracts, or other appropriate arrangements, facilities, services, and equipment of any government laboratory, research center, or range, if the facilities, services, and equipment provided will not be in direct competition with the domestic private sector.";

(2) in subsection (c)—

(A) by striking "for services"; and

(B) by striking "subsection (a)(3)" and inserting "subsections (a)(3) and (a)(4)"; and

(3) in subsection (d)—

(A) by striking "for services made available"; and

(B) by striking "subsection (a)(3)" and inserting "subsections (a)(3) and (a)(4)".

SEC. 233. MODIFICATION OF COST SHARING REQUIREMENT FOR TECHNOLOGY TRANSITION INITIATIVE.

Paragraph (2) of section 2359a(f) of title 10, United States Code, is amended to read as follows:

"(2) The amount of funds provided to a project under paragraph (1) by the military department or Defense Agency concerned shall be the appropriate share of the military department or Defense Agency, as the case may be, of the cost of the project, as determined by the Manager.".

SEC. 234. REPORT ON IMPLEMENTATION OF MANUFACTURING TECHNOLOGY PROGRAM.

(a) REPORT REQUIRED.—Not later than September 1, 2008, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the implementation of the technologies and processes developed under the Manufacturing Technology Program required by section 2521 of title 10, United States Code.

(b) ELEMENTS.—The report shall identify each technology or process implemented and, for each such technology or process, shall identify—

(1) the project of the Manufacturing Technology Program through which the technology or process was developed, the Federal and non-Federal participants in that project, and the duration of the project;

(2) the organization or program implementing the technology or process, and a description of the implementation;

(3) the funding required to implement the technology or process, including—

(A) funds provided by military departments and Defense Agencies under the Manufacturing Technology Program;

(B) funds provided by the Department of Defense, or any element of the Department, to co-develop the technology or process;

(C) to the maximum extent practicable, funds provided by the Department of Defense, or any element of the Department, to—

(i) mature the technology or process prior to transition to the Manufacturing Technology Program; and

(ii) provide for the implementation of the technology or process;

(4) the total value of industry cost share, if applicable;

(5) if applicable, the total value of cost avoidance or cost savings directly attributable to the implementation of the technology or process; and

(6) a description of any system performance enhancements, technology performance enhancements, or improvements in a manufacturing readiness level of a system or a technology.

(c) DEFINITION.—For purposes of this section, the term "implementation" refers to—

(1) the use of a technology or process in the manufacture of defense materiel;

(2) the inclusion of a technology or process in the systems engineering plan for a program of record; or

(3) the use of a technology or process for the manufacture of commercial items.

(d) SCOPE.—The report shall include technologies or processes developed with funds appropriated or otherwise made available for the Manufacturing Technology programs of the military departments and Defense Agencies for fiscal years 2003 through 2005.

SEC. 235. ASSESSMENT OF SUFFICIENCY OF TEST AND EVALUATION PERSONNEL.

(a) ASSESSMENT REQUIRED.—The Director of Operational Test and Evaluation shall assess whether the Director's professional staff meets the requirement of section 139(j) of title 10, United States Code, that the staff be sufficient to carry out the Director's duties and responsibilities.

(b) INCLUSION IN REPORT.—The Director shall include the results of the assessment in the report, required by section 139(g) of title 10, United States Code, summarizing the operational test and evaluation activities during fiscal year 2007.

SEC. 236. REPEAL OF REQUIREMENT FOR SEPARATE REPORTS ON TECHNOLOGY AREA REVIEW AND ASSESSMENT SUMMARIES.

Subsection (c) of section 253 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3179; 10 U.S.C. 2501 note) is repealed.

SEC. 237. MODIFICATION OF NOTICE AND WAIT REQUIREMENT FOR OBLIGATION OF FUNDS FOR FOREIGN COMPARATIVE TEST PROGRAM.

Paragraph (3) of section 2350a(g) of title 10, United States Code, is amended to read as follows:

"(3) The Director of Defense Research and Engineering shall notify the congressional defense committees of the intent to obligate funds made available to carry out this subsection not less than 7 days before such funds are obligated.".

SEC. 238. STRATEGIC PLAN FOR THE MANUFACTURING TECHNOLOGY PROGRAM.

(a) IN GENERAL.—Section 2521 of title 10, United States Code, is amended by adding at the end the following new subsection:

"(e) FIVE-YEAR STRATEGIC PLAN.—(1) The Secretary shall develop a plan for the program that includes the following:

"(A) The overall manufacturing technology goals, milestones, priorities, and investment strategy for the program.

"(B) The objectives of, and funding for, the program for each military department and each Defense Agency that shall participate in the program during the period of the plan.

"(2) The Secretary shall include in the plan mechanisms for assessing the effectiveness of the program under the plan.

"(3) The Secretary shall update the plan on a biennial basis.

"(4) Each plan, and each update to the plan, shall cover a period of five fiscal years.".

(b) INITIAL DEVELOPMENT AND SUBMISSION OF PLAN.—

(1) DEVELOPMENT.—The Secretary of Defense shall develop the strategic plan required by subsection (e) of section 2521 of title 10, United States Code (as added by subsection (a) of this section), so that the plan goes into effect at the beginning of fiscal year 2009.

(2) SUBMISSION.—Not later than the date on which the budget of the President for fiscal year 2010 is submitted to Congress under section 1105 of title 31, United States Code, the Secretary shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives the plan specified in paragraph (1).

SEC. 239. MODIFICATION OF AUTHORITIES ON COORDINATION OF DEFENSE EXPERIMENTAL PROGRAM TO STIMULATE COMPETITIVE RESEARCH WITH SIMILAR FEDERAL PROGRAMS.

Section 257(e)(2) of the National Defense Authorization Act for Fiscal Year 1995 (10 U.S.C. 2358 note) is amended by striking "shall" each place it appears and inserting "may".

SEC. 240. ENHANCEMENT OF DEFENSE NANOTECHNOLOGY RESEARCH AND DEVELOPMENT PROGRAM.

(a) PROGRAM PURPOSES.—Subsection (b) of section 246 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107–314; 116 Stat. 2500; 10 U.S.C. 2358 note) is amended—

(1) in paragraph (2), by striking "in nanoscale research and development" and inserting "in the National Nanotechnology Initiative and with the National Nanotechnology Coordination Office under section 3 of the 21st Century Nanotechnology Research and Development Act (15 U.S.C. 7502)"; and

(2) in paragraph (3), by striking "portfolio of fundamental and applied nanoscience and engineering research initiatives" and inserting "portfolio of nanotechnology research and development initiatives".

(b) PROGRAM ADMINISTRATION.—

(1) ADMINISTRATION THROUGH UNDER SECRETARY OF DEFENSE FOR ACQUISITION, TECHNOLOGY, AND LOGISTICS.—Subsection (c) of such section is amended—

(A) by striking "the Director of Defense Research and Engineering" and inserting "the Under Secretary of Defense for Acquisition, Technology, and Logistics"; and

(B) by striking "The Director" and inserting "The Under Secretary".

(2) OTHER ADMINISTRATIVE MATTERS.—Such subsection is further amended—

(A) in paragraph (2), by striking "the Department's increased investment in nanotechnology research and development and the National Nanotechnology Initiative; and" and inserting "investments by the Department and other departments and agencies participating in the National Nanotechnology Initiative in nanotechnology research and development;";

(B) in paragraph (3), by striking the period at the end and inserting "; and"; and

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

"(4) oversee Department of Defense participation in interagency coordination of the program with other departments and agencies participating in the National Nanotechnology Initiative.".

(c) PROGRAM ACTIVITIES.—Such section is further amended—

(1) by striking subsection (d); and

(2) by adding at the end the following new subsection (d):

"(d) STRATEGIC PLAN.—The Under Secretary shall develop and maintain a strategic plan for defense nanotechnology research and development that—

"(1) is integrated with the strategic plan for the National Nanotechnology Initiative and the strategic plans of the Direc-

tor of Defense Research and Engineering, the military departments, and the Defense Agencies; and

"(2) includes a clear strategy for transitioning the research into products needed by the Department.".

(d) REPORTS.—Such section is further amended by adding at the end the following new subsection:

"(e) REPORTS.—

"(1) IN GENERAL.—Not later than March 1 of each of 2009, 2011, and 2013, the Under Secretary of Defense for Acquisition, Technology, and Logistics shall submit to the congressional defense committees a report on the program.

"(2) MATTERS INCLUDED.—Each report under paragraph (1) shall include the following:

"(A) A review of—

"(i) the long-term challenges and specific technical goals of the program; and

"(ii) the progress made toward meeting such challenges and achieving such goals.

"(B) An assessment of current and proposed funding levels for the program, including an assessment of the adequacy of such funding levels to support program activities.

"(C) A review of the coordination of activities under the program within the Department of Defense, with other departments and agencies of the United States, and with the National Nanotechnology Initiative.

"(D) A review and analysis of the findings and recommendations relating to the Department of Defense of the most recent triennial external review of the National Nanotechnology Program under section 5 of the 21st Century Nanotechnology Research and Development Act (15 U.S.C. 1704), and a description of initiatives of the Department to implement such recommendations.

"(E) An assessment of technology transition from nanotechnology research and development to enhanced warfighting capabilities, including contributions from the Department of Defense Small Business Innovative Research and Small Business Technology Transfer Research programs, and the Department of Defense Manufacturing Technology program, and an identification of acquisition programs and deployed defense systems that are incorporating nanotechnologies.

"(F) An assessment of global nanotechnology research and development in areas of interest to the Department, including an identification of the use of nanotechnologies in any foreign defense systems.

"(G) An assessment of the defense nanotechnology manufacturing and industrial base and its capability to meet the near and far term requirements of the Department.

"(H) Such recommendations for additional activities under the program to meet emerging national security requirements as the Under Secretary considers appropriate.

"(3) CLASSIFICATION.—Each report under paragraph (1) shall be submitted in unclassified form, but may include a classified annex.".

SEC. 241. FEDERALLY FUNDED RESEARCH AND DEVELOPMENT CENTER ASSESSMENT OF THE DEFENSE EXPERIMENTAL PROGRAM TO STIMULATE COMPETITIVE RESEARCH.

(a) ASSESSMENT REQUIRED.—The Secretary of Defense shall—

(1) utilize a defense federally funded research and development center to carry out an assessment of the effectiveness of the Defense Experimental Program to Stimulate Competitive Research; and

(2) not later than nine months after the date of the enactment of this Act, submit to the Committees on Armed Services of the Senate and the House of Representatives a report on that assessment.

(b) MATTERS ASSESSED.—The report under subsection (a) shall include the following:

(1) A description and assessment of the tangible results and progress toward the objectives of the program, including—

(A) an identification of any past program activities that led to, or were fundamental to, applications used by, or supportive of, operational users; and

(B) an assessment of whether the program has expanded the national research infrastructure.

(2) An assessment whether the activities undertaken under the program are consistent with the statute authorizing the program.

(3) An assessment whether the various elements of the program, such as structure, funding, staffing, project solicitation and selection, and administration, are working effectively and efficiently to support the effective execution of the program.

(4) A description and assessment of past and ongoing activities of State planning committees under the program in supporting the achievement of the objectives of the program.

(5) An analysis of the advantages and disadvantages of having an institution-based formula for qualification to participate in the program when compared with the advantages and disadvantages of having a State-based formula for qualification to participate in supporting defense missions and the objective of expanding the Nation's defense research infrastructure.

(6) An identification of mechanisms for improving the management and implementation of the program, including modification of the statute authorizing the program, Department regulations, program structure, funding levels, funding strategy, or the activities of the State committees.

(7) Any other matters the Secretary considers appropriate.

SEC. 242. COST-BENEFIT ANALYSIS OF PROPOSED FUNDING REDUCTION FOR HIGH ENERGY LASER SYSTEMS TEST FACILITY.

(a) REPORT REQUIRED.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report containing a cost-benefit analysis of the proposed reduction in Army research, development, test, and evaluation funding for the High Energy Laser Systems Test Facility.

(b) EVALUATION OF IMPACT ON OTHER MILITARY DEPARTMENTS.—The report required under subsection (a) shall include an evaluation of the impact of the proposed reduction in funding on

each Department of Defense organization or activity that utilizes the High Energy Laser Systems Test Facility.

SEC. 243. PROMPT GLOBAL STRIKE.

(a) RESEARCH, DEVELOPMENT, AND TESTING PLAN.—The Secretary of Defense shall submit to the congressional defense committees a research, development, and testing plan for prompt global strike program objectives for fiscal years 2008 through 2013.

(b) PLAN FOR OBLIGATION AND EXPENDITURE OF FUNDS.—

(1) IN GENERAL.—The Under Secretary of Defense for Acquisition, Technology, and Logistics shall submit to the congressional defense committees a plan for obligation and expenditure of funds available for prompt global strike for fiscal year 2008. The plan shall include correlations between each technology application being developed in fiscal year 2008 and the prompt global strike alternative or alternatives toward which the technology application applies.

(2) LIMITATION.—The Under Secretary shall not implement the plan required by paragraph (1) until at least 10 days after the plan is submitted as required by that paragraph.

TITLE III—OPERATION AND MAINTENANCE

Subtitle A—Authorization of Appropriations

Sec. 301. Operation and maintenance funding.

Subtitle B—Environmental Provisions

Sec. 311. Reimbursement of Environmental Protection Agency for certain costs in connection with Moses Lake Wellfield Superfund Site, Moses Lake, Washington.
Sec. 312. Reimbursement of Environmental Protection Agency for certain costs in connection with the Arctic Surplus Superfund Site, Fairbanks, Alaska.
Sec. 313. Payment to Environmental Protection Agency of stipulated penalties in connection with Jackson Park Housing Complex, Washington.
Sec. 314. Report on control of the brown tree snake.
Sec. 315. Notification of certain residents and civilian employees at Camp Lejeune, North Carolina, of exposure to drinking water contamination.

Subtitle C—Workplace and Depot Issues

Sec. 321. Availability of funds in Defense Information Systems Agency Working Capital Fund for technology upgrades to Defense Information Systems Network.
Sec. 322. Modification to public-private competition requirements before conversion to contractor performance.
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Sec. 325. Restriction on Office of Management and Budget influence over Department of Defense public-private competitions.
Sec. 326. Bid protests by Federal employees in actions under Office of Management and Budget Circular A–76.
Sec. 327. Public-private competition required before conversion to contractor performance.
Sec. 328. Extension of authority for Army industrial facilities to engage in cooperative activities with non-Army entities.
Sec. 329. Reauthorization and modification of multi-trades demonstration project.
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Subtitle D—Extension of Program Authorities

Sec. 341. Extension of Arsenal Support Program Initiative.
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Subtitle E—Reports

Sec. 351. Reports on National Guard readiness for emergencies and major disasters.
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Sec. 353. Report on incremental cost of early 2007 enhanced deployment.
Sec. 354. Modification of requirements of Comptroller General report on the readiness of Army and Marine Corps ground forces.
Sec. 355. Plan to improve readiness of ground forces of active and reserve components.
Sec. 356. Independent assessment of Civil Reserve Air Fleet viability.
Sec. 357. Department of Defense Inspector General report on physical security of Department of Defense installations.
Sec. 358. Review of high-altitude aviation training.
Sec. 359. Reports on safety measures and encroachment issues and master plan for Warren Grove Gunnery Range, New Jersey.
Sec. 360. Report on search and rescue capabilities of the Air Force in the northwestern United States.
Sec. 361. Report and master infrastructure recapitalization plan for Cheyenne Mountain Air Station, Colorado.

Subtitle F—Other Matters

Sec. 371. Enhancement of corrosion control and prevention functions within Department of Defense.
Sec. 372. Authority for Department of Defense to provide support for certain sporting events.
Sec. 373. Authority to impose reasonable restrictions on payment of full replacement value for lost or damaged personal property transported at Government expense.
Sec. 374. Priority transportation on Department of Defense aircraft of retired members residing in Commonwealths and possessions of the United States for certain health care services.
Sec. 375. Recovery of missing military property.
Sec. 376. Retention of combat uniforms by members of the Armed Forces deployed in support of contingency operations.
Sec. 377. Issue of serviceable material of the Navy other than to Armed Forces.
Sec. 378. Reauthorization of Aviation Insurance Program.

Subtitle A—Authorization of Appropriations

SEC. 301. OPERATION AND MAINTENANCE FUNDING.

Funds are hereby authorized to be appropriated for fiscal year 2008 for the use of the Armed Forces and other activities and agencies of the Department of Defense for expenses, not otherwise provided for, for operation and maintenance, in amounts as follows:

(1) For the Army, $28,787,219,000.
(2) For the Navy, $33,355,683,000.
(3) For the Marine Corps, $4,967,193,000.
(4) For the Air Force, $33,118,462,000.
(5) For Defense-wide activities, $22,500,253,000.
(6) For the Army Reserve, $2,509,862,000.
(7) For the Navy Reserve, $1,186,883,000.
(8) For the Marine Corps Reserve, $208,637,000.
(9) For the Air Force Reserve, $2,821,817,000.
(10) For the Army National Guard, $5,857,409,000.
(11) For the Air National Guard, $5,456,668,000.

(12) For the United States Court of Appeals for the Armed Forces, $11,971,000.

(13) For Environmental Restoration, Army, $434,879,000.

(14) For Environmental Restoration, Navy, $300,591,000.

(15) For Environmental Restoration, Air Force, $458,428,000.

(16) For Environmental Restoration, Defense-wide, $12,751,000.

(17) For Environmental Restoration, Formerly Used Defense Sites, $270,249,000.

(18) For Overseas Humanitarian, Disaster, and Civic Aid programs, $103,300,000.

(19) For Former Soviet Union Threat Reduction programs, $428,048,000.

(20) For the Overseas Contingency Operations Transfer Fund, $5,000,000.

Subtitle B—Environmental Provisions

SEC. 311. REIMBURSEMENT OF ENVIRONMENTAL PROTECTION AGENCY FOR CERTAIN COSTS IN CONNECTION WITH MOSES LAKE WELLFIELD SUPERFUND SITE, MOSES LAKE, WASHINGTON.

(a) AUTHORITY TO REIMBURSE.—

(1) TRANSFER AMOUNT.—Using funds described in subsection (b), the Secretary of Defense may, notwithstanding section 2215 of title 10, United States Code, transfer not more than $91,588.51 to the Moses Lake Wellfield Superfund Site 10–6J Special Account.

(2) PURPOSE OF REIMBURSEMENT.—The payment under paragraph (1) is to reimburse the Environmental Protection Agency for its costs incurred in overseeing a remedial investigation/feasibility study performed by the Department of the Army under the Defense Environmental Restoration Program at the former Larson Air Force Base, Moses Lake Superfund Site, Moses Lake, Washington.

(3) INTERAGENCY AGREEMENT.—The reimbursement described in paragraph (2) is provided for in the interagency agreement entered into by the Department of the Army and the Environmental Protection Agency for the Moses Lake Wellfield Superfund Site in March 1999.

(b) SOURCE OF FUNDS.—Any payment under subsection (a) shall be made using funds authorized to be appropriated by section 301(16) for operation and maintenance for Environmental Restoration, Defense-wide.

(c) USE OF FUNDS.—The Environmental Protection Agency shall use the amount transferred under subsection (a) to pay costs incurred by the Agency at the Moses Lake Wellfield Superfund Site.

SEC. 312. REIMBURSEMENT OF ENVIRONMENTAL PROTECTION AGENCY FOR CERTAIN COSTS IN CONNECTION WITH THE ARCTIC SURPLUS SUPERFUND SITE, FAIRBANKS, ALASKA.

(a) AUTHORITY TO REIMBURSE.—

(1) TRANSFER AMOUNT.—Using funds described in subsection (b), the Secretary of Defense may, notwithstanding sec-

tion 2215 of title 10, United States Code, transfer not more than $186,625.38 to the Hazardous Substance Superfund.

(2) PURPOSE OF REIMBURSEMENT.—The payment under paragraph (1) is to reimburse the Environmental Protection Agency for costs incurred pursuant to the agreement known as "In the Matter of Arctic Surplus Superfund Site, U.S. EPA Docket Number CERCLA–10–2003–0114: Administrative Order on Consent for Remedial Design and Remedial Action", entered into by the Department of Defense and the Environmental Protection Agency on December 11, 2003.

(b) SOURCE OF FUNDS.—Any payment under subsection (a) shall be made using funds authorized to be appropriated by section 301(16) for operation and maintenance for Environmental Restoration, Defense-wide.

(c) USE OF FUNDS.—The Environmental Protection Agency shall use the amount transferred under subsection (a) to pay costs incurred by the Agency pursuant to the agreement described in paragraph (2) of such subsection.

SEC. 313. PAYMENT TO ENVIRONMENTAL PROTECTION AGENCY OF STIPULATED PENALTIES IN CONNECTION WITH JACKSON PARK HOUSING COMPLEX, WASHINGTON.

(a) AUTHORITY TO TRANSFER FUNDS.—

(1) TRANSFER AMOUNT.—Using funds described in subsection (b), the Secretary of the Navy may, notwithstanding section 2215 of title 10, United States Code, transfer not more than $40,000.00 to the Hazardous Substance Superfund.

(2) PURPOSE OF TRANSFER.—The payment under paragraph (1) is to pay a stipulated penalty assessed by the Environmental Protection Agency on October 25, 2005, against the Jackson Park Housing Complex, Washington, for the failure by the Navy to timely submit a draft final Phase II Remedial Investigation Work Plan for the Jackson Park Housing Complex Operable Unit (OU–3T–JPHC) pursuant to a schedule included in an Interagency Agreement (Administrative Docket No. CERCLA–10–2005–0023).

(b) SOURCE OF FUNDS.—Any payment under subsection (a) shall be made using funds authorized to be appropriated by section 301(14) for operation and maintenance for Environmental Restoration, Navy.

(c) USE OF FUNDS.—The amount transferred under subsection (a) shall be used by the Environmental Protection Agency to pay the penalty described under paragraph (2) of such subsection.

SEC. 314. REPORT ON CONTROL OF THE BROWN TREE SNAKE.

(a) FINDINGS.—Congress finds the following:

(1) The brown tree snake (Boiga irregularis), an invasive species, is found in significant numbers on military installations and in other areas on Guam, and constitutes a serious threat to the ecology of Guam.

(2) If introduced into Hawaii, the Commonwealth of the Northern Mariana Islands, or the continental United States, the brown tree snake would pose an immediate and serious economic and ecological threat.

(3) The most probable vector for the introduction of the brown tree snake into Hawaii, the Commonwealth of the Northern Mariana Islands, or the continental United States is the

movement from Guam of military aircraft, personnel, and cargo, including the household goods of military personnel and other military assets.

(4) It is probable that the movement of military aircraft, personnel, and cargo, including the household goods of military personnel, from Guam to Hawaii, the Commonwealth of the Northern Mariana Islands, or the continental United States will increase significantly coincident with the increase in the number of military units and personnel stationed on Guam.

(5) Current policies, programs, procedures, and dedicated resources of the Department of Defense and of other departments and agencies of the United States may not be sufficient to adequately address the management, control, and eradication of the brown tree snake on Guam and the increasing threat of the introduction of the brown tree snake from Guam into Hawaii, the Commonwealth of the Northern Mariana Islands, the continental United States, or other non-native environments.

(b) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the following:

(1) The actions currently being taken (including the resources being made available) by the Department of Defense to control, and to develop new or existing techniques to control, the brown tree snake on Guam and to prevent the introduction of the brown tree snake into Hawaii, the Commonwealth of the Northern Mariana Island, the continental United States, or any other non-native environment as a result of the movement from Guam of military aircraft, personnel, and cargo, including the household goods of military personnel and other military assets. Such actions shall include any actions taken by the Department of Defense to implement the recommendations of the Brown Treesnake Review Panel commissioned by the Department of the Interior, as contained in the Review Panel's final report entitled "Review of Brown Treesnake Problems and Control Programs" published in March 2005.

(2) Current plans for enhanced future actions, policies, and procedures and increased levels of resources in order to ensure that the projected increase of military personnel stationed on Guam does not increase the threat of introduction of the brown tree snake from Guam into Hawaii, the Commonwealth of the Northern Mariana Islands, the continental United States, or other non-native environments.

(3) The results of management, control, and eradication carried out by the Secretary of Defense, in consultation with the Secretary of the Interior, before the date on which the report is submitted with respect to brown tree snakes through the integrated natural resource management plans prepared for military installations in Guam under the pilot program authorized by section 101(g) of the Sikes Act (16 U.S.C. 670a(g)).

SEC. 315. NOTIFICATION OF CERTAIN RESIDENTS AND CIVILIAN EMPLOYEES AT CAMP LEJEUNE, NORTH CAROLINA, OF EXPOSURE TO DRINKING WATER CONTAMINATION.

(a) NOTIFICATION OF INDIVIDUALS SERVED BY TARAWA TERRACE WATER DISTRIBUTION SYSTEM, INCLUDING KNOX TRAILER PARK.—

Not later than one year after the date of the enactment of this Act, the Secretary of the Navy shall make reasonable efforts to identify and notify directly individuals who were served by the Tarawa Terrace Water Distribution System, including Knox Trailer Park, at Camp Lejeune, North Carolina, during the years 1958 through 1987 that they may have been exposed to drinking water contaminated with tetrachloroethylene (PCE).

(b) NOTIFICATION OF INDIVIDUALS SERVED BY HADNOT POINT WATER DISTRIBUTION SYSTEM.—Not later than one year after the Agency for Toxic Substances and Disease Registry (ATSDR) completes its water modeling study of the Hadnot Point water distribution system, the Secretary of the Navy shall make reasonable efforts to identify and notify directly individuals who were served by the system during the period identified in the study of the drinking water contamination to which they may have been exposed.

(c) NOTIFICATION OF FORMER CIVILIAN EMPLOYEES AT CAMP LEJEUNE.—Not later than one year after the date of the enactment of this Act, the Secretary of the Navy shall make reasonable efforts to identify and notify directly civilian employees who worked at Camp Lejeune during the period identified in the ATSDR drinking water study of the drinking water contamination to which they may have been exposed.

(d) CIRCULATION OF HEALTH SURVEY.—

(1) FINDINGS.—Congress makes the following findings:

(A) Notification and survey efforts related to the drinking water contamination described in this section are necessary due to the potential negative health impacts of these contaminants.

(B) The Secretary of the Navy will not be able to identify or contact all former residents and former employees due to the condition, non-existence, or accessibility of records.

(C) It is the intent of Congress that the Secretary of the Navy contact as many former residents and former employees as quickly as possible.

(2) ATSDR HEALTH SURVEY.—

(A) DEVELOPMENT.—

(i) IN GENERAL.—Not later than 120 days after the date of the enactment of this Act, the ATSDR, in consultation with a well-qualified contractor selected by the ATSDR, shall develop a health survey that would voluntarily request of individuals described in subsections (a), (b), and (c) personal health information that may lead to scientifically useful health information associated with exposure to trichloroethylene (TCE), PCE, vinyl chloride, and the other contaminants identified in the ATSDR studies that may provide a basis for further reliable scientific studies of potentially adverse health impacts of exposure to contaminated water at Camp Lejeune.

(ii) FUNDING.—The Secretary of the Navy is authorized to provide from available funds the necessary funding for the ATSDR to develop the health survey.

(B) INCLUSION WITH NOTIFICATION.—The survey developed under subparagraph (A) shall be distributed by the

Secretary of the Navy concurrently with the direct notification required under subsections (a), (b), and (c).

(e) USE OF MEDIA TO SUPPLEMENT NOTIFICATION.—The Secretary of the Navy may use media notification as a supplement to direct notification of individuals described under subsections (a), (b), and (c). Media notification may reach those individuals not identifiable via remaining records. Once individuals respond to media notifications, the Secretary will add them to the contact list to be included in future information updates.

Subtitle C—Workplace and Depot Issues

SEC. 321. AVAILABILITY OF FUNDS IN DEFENSE INFORMATION SYSTEMS AGENCY WORKING CAPITAL FUND FOR TECHNOLOGY UPGRADES TO DEFENSE INFORMATION SYSTEMS NETWORK.

(a) IN GENERAL.—Notwithstanding section 2208 of title 10, United States Code, funds in the Defense Information Systems Agency Working Capital Fund may be used for expenses directly related to technology upgrades to the Defense Information Systems Network.

(b) LIMITATION ON CERTAIN PROJECTS.—Funds may not be used under subsection (a) for—

(1) any technology insertion to the Defense Information Systems Network that significantly changes the performance envelope of an end item; or

(2) any component with an estimated total cost in excess of $500,000.

(c) LIMITATION IN FISCAL YEAR PENDING TIMELY REPORT.—If in any fiscal year the report required by paragraph (1) of subsection (d) is not submitted by the date specified in paragraph (2) of subsection (d), funds may not be used under subsection (a) in such fiscal year during the period—

(1) beginning on the date specified in paragraph (2) of subsection (d); and

(2) ending on the date of the submittal of the report under paragraph (1) of subsection (d).

(d) ANNUAL REPORT.—

(1) IN GENERAL.—The Director of the Defense Information Systems Agency shall submit to the congressional defense committees each fiscal year a report on the use of the authority in subsection (a) during the preceding fiscal year.

(2) DEADLINE FOR SUBMITTAL.—The report required by paragraph (1) in a fiscal year shall be submitted not later than 60 days after the date of the submittal to Congress of the budget of the President for the succeeding fiscal year pursuant to section 1105 of title 31, United States Code.

(e) SUNSET.—The authority in subsection (a) shall expire on October 1, 2011.

SEC. 322. MODIFICATION TO PUBLIC-PRIVATE COMPETITION REQUIREMENTS BEFORE CONVERSION TO CONTRACTOR PERFORMANCE.

(a) COMPARISON OF RETIREMENT SYSTEM COSTS.—Section 2461(a)(1) of title 10, United States Code, is amended—

(1) in subparagraph (F), by striking "and" at the end;

(2) by redesignating subparagraph (G) as subparagraph (H); and

(3) by inserting after subparagraph (F) the following new subparagraph (G):

"(G) requires that the contractor shall not receive an advantage for a proposal that would reduce costs for the Department of Defense by—

"(i) not making an employer-sponsored health insurance plan (or payment that could be used in lieu of such a plan), health savings account, or medical savings account available to the workers who are to be employed to perform the function under the contract;

"(ii) offering to such workers an employer-sponsored health benefits plan that requires the employer to contribute less towards the premium or subscription share than the amount that is paid by the Department of Defense for health benefits for civilian employees of the Department under chapter 89 of title 5; or

"(iii) offering to such workers a retirement benefit that, in any year, costs less than the annual retirement cost factor applicable to civilian employees of the Department of Defense under chapter 84 of title 5; and".

(b) CONFORMING AMENDMENTS.—Such title is further amended—

(1) by striking section 2467; and

(2) in section 2461—

(A) by redesignating subsections (b) through (d) as subsections (c) through (e), respectively; and

(B) by inserting after subsection (a) the following new subsection (b):

"(b) REQUIREMENT TO CONSULT DOD EMPLOYEES.—(1) Each officer or employee of the Department of Defense responsible for determining under Office of Management and Budget Circular A–76 whether to convert to contractor performance any function of the Department of Defense—

"(A) shall, at least monthly during the development and preparation of the performance work statement and the management efficiency study used in making that determination, consult with civilian employees who will be affected by that determination and consider the views of such employees on the development and preparation of that statement and that study; and

"(B) may consult with such employees on other matters relating to that determination.

"(2)(A) In the case of employees represented by a labor organization accorded exclusive recognition under section 7111 of title 5, consultation with representatives of that labor organization shall satisfy the consultation requirement in paragraph (1).

"(B) In the case of employees other than employees referred to in subparagraph (A), consultation with appropriate representatives of those employees shall satisfy the consultation requirement in paragraph (1).

"(C) The Secretary of Defense shall prescribe regulations to carry out this subsection. The regulations shall include provisions for the selection or designation of appropriate representatives of em-

ployees referred to in subparagraph (B) for purposes of the consultation required by paragraph (1).".

(c) TECHNICAL AMENDMENTS.—Section 2461 of such title, as amended by this section, is further amended—

(1) in subsection (a)(1)—

(A) in subparagraph (B), by inserting after "2003" the following: ", or any successor circular"; and

(B) in subparagraph (D), by striking "and reliability" and inserting ", reliability, and timeliness"; and

(2) in subsection (c)(2), as redesignated by subsection (b)(2), by inserting "of" after "examination".

(d) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 146 of such title is amended by striking the item relating to section 2467.

SEC. 323. PUBLIC-PRIVATE COMPETITION AT END OF PERIOD SPECIFIED IN PERFORMANCE AGREEMENT NOT REQUIRED.

Section 2461(a) of title 10, United States Code, is amended by adding at the end the following new paragraph:

"(4) A military department or Defense Agency may not be required to conduct a public-private competition under Office of Management and Budget Circular A–76 or any other provision of law at the end of the performance period specified in a letter of obligation or other agreement entered into with Department of Defense civilian employees pursuant to a public-private competition for any function of the Department of Defense performed by Department of Defense civilian employees.".

SEC. 324. GUIDELINES ON INSOURCING NEW AND CONTRACTED OUT FUNCTIONS.

(a) CODIFICATION AND REVISION OF REQUIREMENT FOR GUIDELINES.—

(1) IN GENERAL.—Chapter 146 of title 10, United States Code, is amended by inserting after section 2462 the following new section:

"§ 2463. Guidelines and procedures for use of civilian employees to perform Department of Defense functions

"(a) GUIDELINES REQUIRED.—(1) The Under Secretary of Defense for Personnel and Readiness shall devise and implement guidelines and procedures to ensure that consideration is given to using, on a regular basis, Department of Defense civilian employees to perform new functions and functions that are performed by contractors and could be performed by Department of Defense civilian employees. The Secretary of a military department may prescribe supplemental regulations, if the Secretary determines such regulations are necessary for implementing such guidelines within that military department.

"(2) The guidelines and procedures required under paragraph (1) may not include any specific limitation or restriction on the number of functions or activities that may be converted to performance by Department of Defense civilian employees.

"(b) SPECIAL CONSIDERATION FOR CERTAIN FUNCTIONS.—The guidelines and procedures required under subsection (a) shall provide for special consideration to be given to using Department of Defense civilian employees to perform any function that—

"(1) is performed by a contractor and—

"(A) has been performed by Department of Defense civilian employees at any time during the previous 10 years;

"(B) is a function closely associated with the performance of an inherently governmental function;

"(C) has been performed pursuant to a contract awarded on a non-competitive basis; or

"(D) has been performed poorly, as determined by a contracting officer during the five-year period preceding the date of such determination, because of excessive costs or inferior quality; or

"(2) is a new requirement, with particular emphasis given to a new requirement that is similar to a function previously performed by Department of Defense civilian employees or is a function closely associated with the performance of an inherently governmental function.

"(c) EXCLUSION OF CERTAIN FUNCTIONS FROM COMPETITIONS.—The Secretary of Defense may not conduct a public-private competition under this chapter, Office of Management and Budget Circular A–76, or any other provision of law or regulation before—

"(1) in the case of a new Department of Defense function, assigning the performance of the function to Department of Defense civilian employees;

"(2) in the case of any Department of Defense function described in subsection (b), converting the function to performance by Department of Defense civilian employees; or

"(3) in the case of a Department of Defense function performed by Department of Defense civilian employees, expanding the scope of the function.

"(d) USE OF FLEXIBLE HIRING AUTHORITY.—(1) The Secretary of Defense may use the flexible hiring authority available to the Secretary under the National Security Personnel System, as established pursuant to section 9902 of title 5, to facilitate the performance by Department of Defense civilian employees of functions described in subsection (b).

"(2) The Secretary shall make use of the inventory required by section 2330a(c) of this title for the purpose of identifying functions that should be considered for performance by Department of Defense civilian employees pursuant to subsection (b).

"(e) DEFINITIONS.—In this section the term 'functions closely associated with inherently governmental functions' has the meaning given that term in section 2383(b)(3) of this title.".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 2462 the following new item:

"2463. Guidelines and procedures for use of civilian employees to perform Department of Defense functions.".

(3) DEADLINE FOR ISSUANCE OF GUIDELINES AND PROCEDURES.—The Secretary of Defense shall implement the guidelines and procedures required under section 2463 of title 10, United States Code, as added by paragraph (1), by not later than 60 days after the date of the enactment of this Act.

(b) INSPECTOR GENERAL REPORT.—Not later than 180 days after the date of the enactment of this Act, the Inspector General of the Department of Defense shall submit to the congressional defense

committees a report on the implementation of this section and the amendments made by this section.

(c) CONFORMING REPEAL.—The National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) is amended by striking section 343.

SEC. 325. RESTRICTION ON OFFICE OF MANAGEMENT AND BUDGET INFLUENCE OVER DEPARTMENT OF DEFENSE PUBLIC-PRIVATE COMPETITIONS.

(a) RESTRICTION ON OFFICE OF MANAGEMENT AND BUDGET.—The Office of Management and Budget may not direct or require the Secretary of Defense or the Secretary of a military department to prepare for, undertake, continue, or complete a public-private competition or direct conversion of a Department of Defense function to performance by a contractor under Office of Management and Budget Circular A–76, or any other successor regulation, directive, or policy.

(b) RESTRICTION ON SECRETARY OF DEFENSE.—The Secretary of Defense or the Secretary of a military department may not prepare for, undertake, continue, or complete a public-private competition or direct conversion of a Department of Defense function to performance by a contractor under Office of Management and Budget Circular A–76, or any other successor regulation, directive, or policy by reason of any direction or requirement provided by the Office of Management and Budget.

(c) INSPECTOR GENERAL REVIEW.—

(1) COMPREHENSIVE REVIEW REQUIRED.—The Inspector General of the Department of Defense shall conduct a comprehensive review of the compliance of the Secretary of Defense and the Secretaries of the military departments with the requirements of this section during calendar year 2008. The Inspector General shall submit to the congressional defense committees the following reports on the comprehensive review:

(A) An interim report, to be submitted by not later than 90 days after the date of the enactment of this Act.

(B) A final report, to be submitted by not later than December 31, 2008.

(2) INSPECTOR GENERAL ACCESS.—For the purpose of determining compliance with the requirements of this section, the Secretary of Defense shall ensure that the Inspector General has access to all Department records of relevant communications between Department officials and officials of other departments and agencies of the Federal Government, whether such communications occurred inside or outside of the Department.

SEC. 326. BID PROTESTS BY FEDERAL EMPLOYEES IN ACTIONS UNDER OFFICE OF MANAGEMENT AND BUDGET CIRCULAR A–76.

(a) ELIGIBILITY TO PROTEST PUBLIC-PRIVATE COMPETITIONS.—Section 3551(2) of title 31, United States Code, is amended to read as follows:

"(2) The term 'interested party'—

"(A) with respect to a contract or a solicitation or other request for offers described in paragraph (1), means an actual or prospective bidder or offeror whose direct economic interest would be affected by the award of the contract or by failure to award the contract; and

"(B) with respect to a public-private competition conducted under Office of Management and Budget Circular A–76 with respect to the performance of an activity or function of a Federal agency, or a decision to convert a function performed by Federal employees to private sector performance without a competition under Office of Management and Budget Circular A–76, includes—

"(i) any official who submitted the agency tender in such competition; and

"(ii) any one individual who, for the purpose of representing the Federal employees engaged in the performance of the activity or function for which the public-private competition is conducted in a protest under this subchapter that relates to such public-private competition, has been designated as the agent of the Federal employees by a majority of such employees.".

(b) EXPEDITED ACTION.—

(1) IN GENERAL.—Subchapter V of chapter 35 of such title is amended by adding at the end the following new section:

"§ 3557. Expedited action in protests of Public-Private competitions

"For any protest of a public-private competition conducted under Office of Management and Budget Circular A–76 with respect to the performance of an activity or function of a Federal agency, the Comptroller General shall administer the provisions of this subchapter in the manner best suited for expediting the final resolution of the protest and the final action in the public-private competition.".

(2) CLERICAL AMENDMENT.—The chapter analysis at the beginning of such chapter is amended by inserting after the item relating to section 3556 the following new item:

"3557. Expedited action in protests of public-private competitions.".

(c) RIGHT TO INTERVENE IN CIVIL ACTION.—Section 1491(b) of title 28, United States Code, is amended by adding at the end the following new paragraph:

"(5) If an interested party who is a member of the private sector commences an action described in paragraph (1) with respect to a public-private competition conducted under Office of Management and Budget Circular A–76 regarding the performance of an activity or function of a Federal agency, or a decision to convert a function performed by Federal employees to private sector performance without a competition under Office of Management and Budget Circular A–76, then an interested party described in section 3551(2)(B) of title 31 shall be entitled to intervene in that action.".

(d) APPLICABILITY.—Subparagraph (B) of section 3551(2) of title 31, United States Code (as added by subsection (a)), and paragraph (5) of section 1491(b) of title 28, United States Code (as added by subsection (c)), shall apply to—

(1) a protest or civil action that challenges final selection of the source of performance of an activity or function of a Federal agency that is made pursuant to a study initiated under Office of Management and Budget Circular A–76 on or after January 1, 2004; and

(2) any other protest or civil action that relates to a public-private competition initiated under Office of Management and Budget Circular A–76, or to a decision to convert a function performed by Federal employees to private sector performance without a competition under Office of Management and Budget Circular A–76, on or after the date of the enactment of this Act.

SEC. 327. PUBLIC-PRIVATE COMPETITION REQUIRED BEFORE CONVERSION TO CONTRACTOR PERFORMANCE.

(a) IN GENERAL.—The Office of Federal Procurement Policy Act (41 U.S.C. 403 et seq.) is amended by adding at the end the following new section:

"SEC. 43. PUBLIC-PRIVATE COMPETITION REQUIRED BEFORE CONVERSION TO CONTRACTOR PERFORMANCE.

"(a) PUBLIC-PRIVATE COMPETITION.—(1) A function of an executive agency performed by 10 or more agency civilian employees may not be converted, in whole or in part, to performance by a contractor unless the conversion is based on the results of a public-private competition that—

"(A) formally compares the cost of performance of the function by agency civilian employees with the cost of performance by a contractor;

"(B) creates an agency tender, including a most efficient organization plan, in accordance with Office of Management and Budget Circular A–76, as implemented on May 29, 2003, or any successor circular;

"(C) includes the issuance of a solicitation;

"(D) determines whether the submitted offers meet the needs of the executive agency with respect to factors other than cost, including quality, reliability, and timeliness;

"(E) examines the cost of performance of the function by agency civilian employees and the cost of performance of the function by one or more contractors to demonstrate whether converting to performance by a contractor will result in savings to the Government over the life of the contract, including—

"(i) the estimated cost to the Government (based on offers received) for performance of the function by a contractor;

"(ii) the estimated cost to the Government for performance of the function by agency civilian employees; and

"(iii) an estimate of all other costs and expenditures that the Government would incur because of the award of such a contract;

"(F) requires continued performance of the function by agency civilian employees unless the difference in the cost of performance of the function by a contractor compared to the cost of performance of the function by agency civilian employees would, over all performance periods required by the solicitation, be equal to or exceed the lesser of—

"(i) 10 percent of the personnel-related costs for performance of that function in the agency tender; or

"(ii) $10,000,000; and

"(G) examines the effect of performance of the function by a contractor on the agency mission associated with the performance of the function.

"(2) A function that is performed by the executive agency and is reengineered, reorganized, modernized, upgraded, expanded, or changed to become more efficient, but still essentially provides the same service, shall not be considered a new requirement.

"(3) In no case may a function being performed by executive agency personnel be—

"(A) modified, reorganized, divided, or in any way changed for the purpose of exempting the conversion of the function from the requirements of this section; or

"(B) converted to performance by a contractor to circumvent a civilian personnel ceiling.

"(b) REQUIREMENT TO CONSULT EMPLOYEES.—(1) Each civilian employee of an executive agency responsible for determining under Office of Management and Budget Circular A–76 whether to convert to contractor performance any function of the executive agency—

"(A) shall, at least monthly during the development and preparation of the performance work statement and the management efficiency study used in making that determination, consult with civilian employees who will be affected by that determination and consider the views of such employees on the development and preparation of that statement and that study; and

"(B) may consult with such employees on other matters relating to that determination.

"(2)(A) In the case of employees represented by a labor organization accorded exclusive recognition under section 7111 of title 5, United States Code, consultation with representatives of that labor organization shall satisfy the consultation requirement in paragraph (1).

"(B) In the case of employees other than employees referred to in subparagraph (A), consultation with appropriate representatives of those employees shall satisfy the consultation requirement in paragraph (1).

"(C) The head of each executive agency shall prescribe regulations to carry out this subsection. The regulations shall include provisions for the selection or designation of appropriate representatives of employees referred to in paragraph (2)(B) for purposes of consultation required by paragraph (1).

"(c) CONGRESSIONAL NOTIFICATION.—(1) Before commencing a public-private competition under subsection (a), the head of an executive agency shall submit to Congress a report containing the following:

"(A) The function for which such public-private competition is to be conducted.

"(B) The location at which the function is performed by agency civilian employees.

"(C) The number of agency civilian employee positions potentially affected.

"(D) The anticipated length and cost of the public-private competition, and a specific identification of the budgetary line item from which funds will be used to cover the cost of the public-private competition.

"(E) A certification that a proposed performance of the function by a contractor is not a result of a decision by an official of an executive agency to impose predetermined constraints or

limitations on such employees in terms of man years, end strengths, full-time equivalent positions, or maximum number of employees.

"(2) The report required under paragraph (1) shall include an examination of the potential economic effect of performance of the function by a contractor on—

"(A) agency civilian employees who would be affected by such a conversion in performance; and

"(B) the local community and the Government, if more than 50 agency civilian employees perform the function.

"(3)(A) A representative individual or entity at a facility where a public-private competition is conducted may submit to the head of the executive agency an objection to the public private competition on the grounds that the report required by paragraph (1) has not been submitted or that the certification required by paragraph (1)(E) is not included in the report submitted as a condition for the public private competition. The objection shall be in writing and shall be submitted within 90 days after the following date:

"(i) In the case of a failure to submit the report when required, the date on which the representative individual or an official of the representative entity authorized to pose the objection first knew or should have known of that failure.

"(ii) In the case of a failure to include the certification in a submitted report, the date on which the report was submitted to Congress.

"(B) If the head of the executive agency determines that the report required by paragraph (1) was not submitted or that the required certification was not included in the submitted report, the function for which the public-private competition was conducted for which the objection was submitted may not be the subject of a solicitation of offers for, or award of, a contract until, respectively, the report is submitted or a report containing the certification in full compliance with the certification requirement is submitted.

"(d) EXEMPTION FOR THE PURCHASE OF PRODUCTS AND SERVICES OF THE BLIND AND OTHER SEVERELY HANDICAPPED PERSONS.—This section shall not apply to a commercial or industrial type function of an executive agency that—

"(1) is included on the procurement list established pursuant to section 2 of the Javits-Wagner-O'Day Act (41 U.S.C. 47); or

"(2) is planned to be changed to performance by a qualified nonprofit agency for the blind or by a qualified nonprofit agency for other severely handicapped persons in accordance with that Act.

"(e) INAPPLICABILITY DURING WAR OR EMERGENCY.—The provisions of this section shall not apply during war or during a period of national emergency declared by the President or Congress.".

(b) CLERICAL AMENDMENT.—The table of sections in section 1(b) of such Act is amended by adding at the end the following new item:

"Sec. 43. Public-private competition required before conversion to contractor performance.".

SEC. 328. EXTENSION OF AUTHORITY FOR ARMY INDUSTRIAL FACILITIES TO ENGAGE IN COOPERATIVE ACTIVITIES WITH NON-ARMY ENTITIES.

(a) EXTENSION OF AUTHORITY.—Section 4544 of title 10, United States Code, is amended—

(1) in subsection (a), by adding at the end the following: "This authority may be used to enter into not more than eight contracts or cooperative agreements."; and

(2) in subsection (k), by striking "2009" and inserting "2014".

(b) REPORTS.—

(1) ANNUAL REPORT ON USE OF AUTHORITY.—The Secretary of the Army shall submit to Congress at the same time the budget of the President is submitted to Congress for fiscal years 2009 through 2016 under section 1105 of title 31, United States Code, a report on the use of the authority provided under section 4544 of title 10, United States Code.

(2) ANALYSIS OF USE OF AUTHORITY.—Not later than September 30, 2012, the Secretary of the Army shall submit to the congressional defense committees a report assessing the advisability of making such authority permanent and eliminating the limitation on the number of contracts or cooperative arrangements that may be entered into pursuant to such authority.

SEC. 329. REAUTHORIZATION AND MODIFICATION OF MULTI-TRADES DEMONSTRATION PROJECT.

(a) REAUTHORIZATION AND EXPANSION.—Section 338 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136; 10 U.S.C. 5013 note) is amended—

(1) by striking subsection (a) and inserting the following new subsection (a):

"(a) DEMONSTRATION PROJECT AUTHORIZED.—In accordance with section 4703 of title 5, United States Code, the Secretary of a military department may carry out a demonstration project under which workers who are certified at the journey level as able to perform multiple trades may be promoted by one grade level. A demonstration project under this subsection may be carried out as follows:

"(1) In the case of the Secretary of the Army, at one Army depot.

"(2) In the case of the Secretary of the Navy, at one Navy Fleet Readiness Center.

"(3) In the case of the Secretary of the Air Force, at one Air Force Logistics Center.";

(2) in subsection (b)—

(A) by striking "a Naval Aviation Depot" and inserting "an Air Force Air Logistics Center, Navy Fleet Readiness Center, or Army depot"; and

(B) by striking "Secretary" and inserting "Secretary of the military department concerned";

(3) by striking subsection (d) and redesignating subsections (e) through (g) as subsections (d) through (f), respectively;

(4) in subsection (d), as so redesignated, by striking "2004 through 2006" and inserting "2008 through 2013";

(5) in subsection (e), as so redesignated—

(A) by striking "2007" and inserting "2014";

(B) by inserting after "Secretary" the following "of each military department that carried out a demonstration project under this section"; and

(C) by adding at the end the following new sentence: "Each such report shall include the Secretary's recommendation on whether permanent multi-trade authority should be authorized."; and

(6) in subsection (f), as so redesignated—

(A) in the first sentence, by striking "The Secretary" and inserting "Each Secretary who submits a report under subsection (e)"; and

(B) in the second sentence—

(i) by striking "receiving the report" and inserting "receiving a report"; and

(ii) by striking "evaluation of the report" and inserting "evaluation of that report".

(b) CLERICAL AMENDMENT.—The heading for such section is amended to read as follows:

"SEC. 338. MULTI-TRADES DEMONSTRATION PROJECT.".

SEC. 330. PILOT PROGRAM FOR AVAILABILITY OF WORKING-CAPITAL FUNDS TO ARMY FOR CERTAIN PRODUCT IMPROVEMENTS.

(a) IN GENERAL.—Notwithstanding section 2208 of title 10, United States Code, the Secretary of the Army may use a working-capital fund established pursuant to that section for expenses directly related to conducting a pilot program for a product improvement described in subsection (b).

(b) PRODUCT IMPROVEMENT.—A product improvement covered by the pilot program is the procurement and installation of a component or subsystem of a weapon system platform or major end item that would improve the reliability and maintainability, extend the useful life, enhance safety, lower maintenance costs, or provide performance enhancement of the weapon system platform or major end item.

(c) LIMITATION ON CERTAIN PROJECTS.—Funds may not be used under subsection (a) for—

(1) any product improvement that significantly changes the performance envelope of an end item; or

(2) any component with an estimated total cost in excess of $1,000,000.

(d) LIMITATION IN FISCAL YEAR PENDING TIMELY REPORT.—If during any fiscal year the report required by paragraph (1) of subsection (e) is not submitted by the date specified in paragraph (3) of that subsection, funds may not be used under subsection (a) in such fiscal year during the period—

(1) beginning on the date specified in paragraph (3) of subsection (e); and

(2) ending on the date of the submittal of the report under paragraph (1) of subsection (e).

(e) ANNUAL REPORT.—

(1) IN GENERAL.—Each fiscal year, the Assistant Secretary of the Army for Acquisition, Logistics, and Technology, in consultation with the Assistant Secretary of the Army for Financial Management and Comptroller, shall submit to the congres-

sional defense committees a report on the use of the authority in subsection (a) during the preceding fiscal year.

(2) RECOMMENDATION.—In the case of the report required to be submitted under paragraph (1) during fiscal year 2012, the report shall include the recommendation of the Assistant Secretary of the Army for Acquisition, Logistics, and Technology regarding whether the authority under subsection (a) should be made permanent.

(3) DEADLINE FOR SUBMITTAL.—The report required by paragraph (1) in a fiscal year shall be submitted not later than 60 days after the date of the submittal to Congress of the budget of the President for the succeeding fiscal year pursuant to section 1105 of title 31, United States Code.

(f) SUNSET.—The authority under subsection (a) shall expire on October 1, 2013.

Subtitle D—Extension of Program Authorities

SEC. 341. EXTENSION OF ARSENAL SUPPORT PROGRAM INITIATIVE.

Section 343 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (10 U.S.C. 4551 note) is amended—

(1) in subsection (a), by striking "2008" and inserting "2010"; and

(2) in subsection (g)(1), by striking "2008" and inserting "2010".

SEC. 342. EXTENSION OF PERIOD FOR REIMBURSEMENT FOR HELMET PADS PURCHASED BY MEMBERS OF THE ARMED FORCES DEPLOYED IN CONTINGENCY OPERATIONS.

(a) EXTENSION.—Section 351 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 1857) is amended—

(1) in subsection (a)(3), by inserting before the period at the end the following: ", or in the case of protective helmet pads purchased by a member from a qualified vendor for that member's personal use, ending on September 30, 2007";

(2) in subsection (c)—

(A) by inserting after "Armed Forces" the following: "shall comply with regular Department of Defense procedures for the submission of claims and"; and

(B) by inserting before the period at the end the following: "or one year after the date on which the purchase of the protective, safety, or health equipment was made, whichever occurs last"; and

(3) in subsection (d), by adding at the end the following new sentence: "Subsection (a)(1) shall not apply in the case of the purchase of protective helmet pads on behalf of a member.".

(b) FUNDING.—Amounts for reimbursements made under section 351 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 after the date of the enactment of this Act shall be derived from supplemental appropriations for the Department of Defense for fiscal year 2008, contingent upon such appropriations being enacted.

SEC. 343. EXTENSION OF TEMPORARY AUTHORITY FOR CONTRACT PERFORMANCE OF SECURITY GUARD FUNCTIONS.

(a) EXTENSION.—Subsection (c) of section 332 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107–314) is amended by striking "September 30, 2009" both places it appears and inserting "September 30, 2012".

(b) LIMITATION FOR FISCAL YEARS 2010 THROUGH 2012.—Subsection (d) of such section is amended—

(1) in paragraph (2), by striking "and" at the end;

(2) in paragraph (3), by striking the period and inserting a semicolon; and

(3) by adding at the end the following new paragraphs:

"(4) for fiscal year 2010, the number equal to 70 percent of the total number of such personnel employed under such contracts on October 1, 2006;

"(5) for fiscal year 2011, the number equal to 60 percent of the total number of such personnel employed under such contracts on October 1, 2006; and

"(6) for fiscal year 2012, the number equal to 50 percent of the total number of such personnel employed under such contracts on October 1, 2006.".

Subtitle E—Reports

SEC. 351. REPORTS ON NATIONAL GUARD READINESS FOR EMERGENCIES AND MAJOR DISASTERS.

(a) ANNUAL REPORTS ON EQUIPMENT.—Section 10541(b) of title 10, United States Code, is amended by adding at the end the following new paragraph:

"(9) An assessment of the extent to which the National Guard possesses the equipment required to perform the responsibilities of the National Guard pursuant to sections 331, 332, 333, 12304(b), and 12406 of this title in response to an emergency or major disaster (as such terms are defined in section 102 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5122)). Such assessment shall—

"(A) identify any shortfall in equipment provided to the National Guard by the Department of Defense throughout the United States and the territories and possessions of the United States that is likely to affect the ability of the National Guard to perform such responsibilities;

"(B) evaluate the effect of any such shortfall on the capacity of the National Guard to perform such responsibilities in response to an emergency or major disaster that occurs in the United States or a territory or possession of the United States; and

"(C) identify the requirements and investment strategies for equipment provided to the National Guard by the Department of Defense that are necessary to plan for a reduction or elimination of any such shortfall.".

(b) INCLUSION OF ASSESSMENT OF NATIONAL GUARD READINESS IN QUARTERLY PERSONNEL AND UNIT READINESS REPORT.—Section 482 of such title is amended—

(1) in subsection (a), by striking "and (e)" and inserting "(e), and (f)";

(2) by redesignating subsection (f) as subsection (g); and

(3) by inserting after subsection (e) the following new subsection (f):

"(f) READINESS OF NATIONAL GUARD TO PERFORM CIVIL SUPPORT MISSIONS.—(1) Each report shall also include an assessment of the readiness of the National Guard to perform tasks required to support the National Response Plan for support to civil authorities.

"(2) Any information in an assessment under this subsection that is relevant to the National Guard of a particular State shall also be made available to the Governor of that State.

"(3) The Secretary shall ensure that each State Governor has an opportunity to provide to the Secretary an independent evaluation of that State's National Guard, which the Secretary shall include with each assessment submitted under this subsection.".

(c) EFFECTIVE DATE.—

(1) ANNUAL REPORT ON NATIONAL GUARD AND RESERVE COMPONENT EQUIPMENT.—The amendment made by subsection (a) shall apply with respect to reports submitted after the date of the enactment of this Act.

(2) QUARTERLY REPORTS ON PERSONNEL AND UNIT READINESS.—The amendment made by subsection (b) shall apply with respect to the quarterly report required under section 482 of title 10, United States Code, for the second quarter of fiscal year 2009 and each subsequent report required under that section.

(d) REPORT ON IMPLEMENTATION.—

(1) IN GENERAL.—As part of the budget justification materials submitted to Congress in support of the budget of the President for each of fiscal years 2009 and 2010 (as submitted under section 1105 of title 31, United States Code), the Secretary of Defense shall submit to the congressional defense committees a report on actions taken by the Secretary to implement the amendments made by this section.

(2) ELEMENTS.—Each report required under paragraph (1) shall include a description of the mechanisms to be utilized by the Secretary for assessing the personnel, equipment, and training readiness of the National Guard, including the standards and measures that will be applied and mechanisms for sharing information on such matters with the Governors of the States.

SEC. 352. ANNUAL REPORT ON PREPOSITIONED MATERIEL AND EQUIPMENT.

(a) ANNUAL REPORT REQUIRED.—Chapter 131 of title 10, United States Code, is amended by adding at the end the following new section:

"§ 2229a. Annual report on prepositioned materiel and equipment

"(a) ANNUAL REPORT REQUIRED.—Not later than the date of the submission of the President's budget request for a fiscal year under section 1105 of title 31, the Secretary of Defense shall submit to the congressional defense committees a report on the status of the materiel in the prepositioned stocks as of the end of the fiscal year preceding the fiscal year during which the report is submitted. Each report shall be unclassified and may contain a classified annex. Each report shall include the following information:

"(1) The level of fill for major end items of equipment and spare parts in each prepositioned set as of the end of the fiscal year covered by the report.

"(2) The material condition of equipment in the prepositioned stocks as of the end of such fiscal year, grouped by category or major end item.

"(3) A list of major end items of equipment drawn from the prepositioned stocks during such fiscal year and a description of how that equipment was used and whether it was returned to the stocks after being used.

"(4) A timeline for completely reconstituting any shortfall in the prepositioned stocks.

"(5) An estimate of the amount of funds required to completely reconstitute any shortfall in the prepositioned stocks and a description of the Secretary's plan for carrying out such complete reconstitution.

"(6) A list of any operations plan affected by any shortfall in the prepositioned stocks and a description of any action taken to mitigate any risk that such a shortfall may create.

"(b) COMPTROLLER GENERAL REVIEW.—(1) By not later than 120 days after the date on which a report is submitted under subsection (a), the Comptroller General shall review the report and, as the Comptroller General determines appropriate, submit to the congressional defense committees any additional information that the Comptroller General determines will further inform such committees on issues relating to the status of the materiel in the prepositioned stocks.

"(2) The Secretary of Defense shall ensure the full cooperation of the Department of Defense with the Comptroller General for purposes of the conduct of the review required by this subsection, both before and after each report is submitted under subsection (a). The Secretary shall conduct periodic briefings for the Comptroller General on the information covered by each report required under subsection (a) and provide to the Comptroller General access to the data and preliminary results to be used by the Secretary in preparing each such report before the Secretary submits the report to enable the Comptroller General to conduct each review required under paragraph (1) in a timely manner.

"(3) The requirement to conduct a review under this subsection shall terminate on September 30, 2015.".

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

"2229a. Annual report on prepositioned materiel and equipment.".

SEC. 353. REPORT ON INCREMENTAL COST OF EARLY 2007 ENHANCED DEPLOYMENT.

Section 323(b)(2) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2146; 10 U.S.C. 229 note) is amended—

(1) in subparagraph (A), by striking "; and" and inserting a semicolon;

(2) in subparagraph (B), by striking the period at the end and inserting "; and"; and

(3) by adding at the end the following new subparagraph:

"(C) each of the military departments for the incremental changes in reset costs resulting from the deployment and redeployment of forces to Iraq and Afghanistan above the levels deployed to such countries on January 1, 2007.".

SEC. 354. MODIFICATION OF REQUIREMENTS OF COMPTROLLER GENERAL REPORT ON THE READINESS OF ARMY AND MARINE CORPS GROUND FORCES.

(a) SUBMITTAL DATE.—Subsection (a)(1) of section 345 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2156) is amended by striking "June 1, 2007" and inserting "June 1, 2008".

(b) ELEMENTS.—Subsection (b) of such section is amended—

(1) by striking paragraph (2);

(2) by redesignating paragraphs (3) through (7) as paragraphs (4) through (8), respectively; and

(3) by inserting after paragraph (1) the following new paragraphs:

"(2) An assessment of the ability of the Army and Marine Corps to provide trained and ready forces to meet the requirements of increased force levels in support of Operation Iraqi Freedom and Operation Enduring Freedom above such force levels in effect on January 1, 2007, and to meet the requirements of other ongoing operations simultaneously with such increased force levels.

"(3) An assessment of the strategic depth of the Army and Marine Corps and their ability to provide trained and ready forces to meet the requirements of the high-priority contingency war plans of the regional combatant commands, including an identification and evaluation for each such plan of—

"(A) the strategic and operational risks associated with current and projected forces of current and projected readiness;

"(B) the time required to make forces available and prepare them for deployment; and

"(C) likely strategic tradeoffs necessary to meet the requirements of each such plan.".

(c) DEPARTMENT OF DEFENSE COOPERATION.—Such section is further amended—

(1) by redesignating subsection (c) as subsection (d); and

(2) by inserting after subsection (b) the following new subsection (c):

"(c) DEPARTMENT OF DEFENSE COOPERATION.—The Secretary of Defense shall ensure the full cooperation of the Department of Defense with the Comptroller General for purposes of the preparation of the report required by this section.".

SEC. 355. PLAN TO IMPROVE READINESS OF GROUND FORCES OF ACTIVE AND RESERVE COMPONENTS.

(a) REPORT REQUIRED.—At the same time that the budget is submitted under section 1105(a) of title 31, United States Code, for a fiscal year, the Secretary of Defense shall submit to the congressional defense committees a report on improving the readiness of the ground forces of active and reserve components of the Armed Forces. Each such report shall include—

(1) a summary of the readiness of each reporting unit of the ground forces of the active and reserve components and a sum-

mary of the readiness of each major combat unit of each Armed Force by readiness level;

(2) an identification of the extent to which the actual readiness ratings of the active and reserve components of the Armed Forces have been upgraded based on the judgment of commanders and any efforts of the Secretary of Defense to analyze the trends and implications of such upgrades;

(3) the goals of the Secretary of Defense for managing the readiness of the ground forces of the active and reserve components, expressed in terms of the number of units or percentage of the force that the Secretary plans to maintain at each level of readiness, and the Secretary's projected timeframe for achieving each such goal;

(4) a prioritized list of items and actions to be accomplished during the fiscal year during which the report is submitted, and during the fiscal years covered by the future-years defense program, that the Secretary of Defense believes are necessary to significantly improve the readiness of the ground forces of the active and reserve components and achieve the goals and timeframes described in paragraph (3); and

(5) a detailed investment strategy and plan for each fiscal year covered by the future-years defense program under section 221 of title 10, United States Code, that is submitted during the fiscal year in which the report is submitted, that outlines the resources required to improve the readiness of the ground forces of the active and reserve components, including a description of how each resource identified in such plan relates to funding requested by the Secretary in the Secretary's annual budget, and how each such resource will specifically enable the Secretary to achieve the readiness goals described in paragraph (3) within the projected timeframes.

(b) COMPTROLLER GENERAL REVIEW.—By not later than 60 days after the date on which a report is submitted under subsection (a), the Comptroller General shall review the report and, as the Comptroller General determines appropriate, submit to the congressional defense committees any additional information that the Comptroller General determines will further inform the congressional defense committees on issues relating to the readiness of the ground forces of the active and reserve components of the Armed Forces.

(c) TERMINATION.—The requirement to submit a report under subsection (a) shall terminate on the date the Secretary of Defense submits the fifth report required under that subsection.

SEC. 356. INDEPENDENT ASSESSMENT OF CIVIL RESERVE AIR FLEET VIABILITY.

(a) INDEPENDENT ASSESSMENT REQUIRED.—The Secretary of Defense shall provide for an independent assessment of the viability of the Civil Reserve Air Fleet to be conducted by a federally-funded research and development center selected by the Secretary.

(b) CONTENTS OF ASSESSMENT.—The assessment required by subsection (a) shall include each of the following:

(1) An assessment of the Civil Reserve Air Fleet as of the date of the enactment of this Act, including an assessment of—

(A) the level of increased use of commercial assets to fulfill Department of Defense transportation requirements

as a result of the increased global mobility requirements in response to the terrorist attacks of September 11, 2001;

(B) the extent of charter air carrier participation in fulfilling increased Department of Defense transportation requirements as a result of the increased global mobility requirements in response to the terrorist attacks of September 11, 2001;

(C) any policy of the Secretary of Defense to limit the percentage of income a single air carrier participating in the Civil Reserve Air Fleet may earn under contracts with the Secretary during any calendar year and the effects of such policy on the air carrier industry in peacetime and during periods during which the Armed Forces are deployed in support of a contingency operation for which the Civil Reserve Air Fleet is not activated; and

(D) any risks to the charter air carrier industry as a result of the expansion of the industry in response to contingency operations resulting in increased demand by the Department of Defense.

(2) A strategic assessment of the viability of the Civil Reserve Air Fleet that compares such viability as of the date of the enactment of this Act with the projected viability of the Civil Reserve Air Fleet five, ten, and 15 years after the date of the enactment of this Act, including for activations at each of stages 1, 2, and 3—

(A) an examination of the requirements of the Department of Defense for the Civil Reserve Air Fleet for the support of operational and contingency plans, including any anticipated changes in the Department's organic airlift capacity, logistics concepts, and personnel and training requirements;

(B) an assessment of air carrier participation in the Civil Reserve Air Fleet; and

(C) a comparison between the requirements of the Department described in subparagraph (A) and air carrier participation described in subparagraph (B).

(3) An examination of any perceived barriers to Civil Reserve Air Fleet viability, including—

(A) the operational planning system of the Civil Reserve Air Fleet;

(B) the reward system of the Civil Reserve Air Fleet;

(C) the long-term affordability of the Aviation War Risk Insurance Program;

(D) the effect on United States air carriers operating overseas routes during periods of Civil Reserve Air Fleet activation;

(E) increased foreign ownership of United States air carriers;

(F) increased operational costs during activation as a result of hazardous duty pay, routing delays, and inefficiencies in cargo handling by the Department of Defense;

(G) the effect of policy initiatives by the Secretary of Transportation to encourage international code sharing and alliances; and

(H) the effect of limitations imposed by the Secretary of Defense to limit commercial shipping options for certain routes and package sizes.

(4) Recommendations for improving the Civil Reserve Air Fleet program, including an assessment of potential incentives for increasing participation in the Civil Reserve Air Fleet program, including establishing a minimum annual purchase amount during peacetime.

(c) SUBMISSION TO CONGRESS.—Upon the completion of the assessment required under subsection (a) and by not later than April 1, 2008, the Secretary shall submit to the congressional defense committees a report on the assessment.

(d) COMPTROLLER GENERAL REPORT.—Not later than 90 days after the report is submitted under subsection (c), the Comptroller General shall conduct a review of the assessment required under subsection (a).

SEC. 357. DEPARTMENT OF DEFENSE INSPECTOR GENERAL REPORT ON PHYSICAL SECURITY OF DEPARTMENT OF DEFENSE INSTALLATIONS.

(a) REPORT.—Not later than one year after the date of the enactment of this Act, the Inspector General of the Department of Defense shall submit to Congress a report on the physical security of Department of Defense installations and resources.

(b) ELEMENTS.—The report required by subsection (a) shall include the following:

(1) An analysis of the progress in implementing requirements under the Physical Security Program as set forth in the Department of Defense Instruction 5200.08–R, Chapter 2 (C.2) and Chapter 3, Section 3: Installation Access (C3.3), which mandates the policies and minimum standards for the physical security of Department of Defense installations and resources.

(2) Recommendations based on the findings of the Comptroller General of the United States in the report required by section 344 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–366; 120 Stat. 2155).

(3) Recommendations based on the lessons learned from the thwarted plot to attack Fort Dix, New Jersey, in 2007.

SEC. 358. REVIEW OF HIGH-ALTITUDE AVIATION TRAINING.

(a) REVIEW REQUIRED.—The Secretary of the Defense shall conduct a review of the training requirements of the Department of Defense for helicopter operations in high-altitude or power-limited conditions.

(b) CONTENT.—The review required under subsection (a) shall include an examination of—

(1) power-management and high-altitude training requirements by military department, helicopter, and crew position;

(2) training methods and locations currently used by each of the military departments to fulfill those training requirements;

(3) department or service regulations that prohibit or inhibit joint-service or inter-service high-altitude aviation training;

(4) costs for each of the previous five years associated with transporting aircraft to and from the High-Altitude Aviation Training Site, Gypsum, Colorado, for training purposes;

(5) potential risk avoidance and reductions in accident rates due to power management if training of the type offered at the High-Altitude Aviation Training Site was required training, rather than optional training; and

(6) potential cost savings and operational benefits, if any, of permanently stationing no less than 4 UH–60, 2 CH–47, and 2 LUH–72 aircraft at the High-Altitude Aviation Training Site, Gypsum, Colorado.

(c) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit to the congressional defense committees a report on the conduct and findings of the review required under subsection (a) along with a summary of changes to policy, regulation, or asset allocation necessary to ensure that Department of Defense helicopter aircrews are adequately trained in high-altitude or power-limited flying conditions prior to being exposed to such conditions operationally.

SEC. 359. REPORTS ON SAFETY MEASURES AND ENCROACHMENT ISSUES AND MASTER PLAN FOR WARREN GROVE GUNNERY RANGE, NEW JERSEY.

(a) ANNUAL REPORT ON SAFETY MEASURES.—Not later than March 1, 2008, and annually thereafter for two additional years, the Secretary of the Air Force shall submit to the congressional defense committees a report on efforts made by all of the military departments utilizing the Warren Grove Gunnery Range, New Jersey, to provide the highest level of safety.

(b) MASTER PLAN FOR WARREN GROVE GUNNERY RANGE.—

(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Secretary of the Air Force shall submit to the congressional defense committees a master plan for Warren Grove Gunnery Range.

(2) CONTENT.—The master plan required under paragraph (1) shall include measures to mitigate encroachment of the Warren Grove Gunnery Range, taking into consideration military mission requirements, land use plans, the surrounding community, the economy of the region, and protection of the environment and public health, safety, and welfare.

(3) INPUT.—In establishing the master plan required under paragraph (1), the Secretary shall seek input from relevant stakeholders at the Federal, State, and local level.

SEC. 360. REPORT ON SEARCH AND RESCUE CAPABILITIES OF THE AIR FORCE IN THE NORTHWESTERN UNITED STATES.

(a) REPORT.—Not later than April 1, 2008, the Secretary of the Air Force shall submit to the appropriate congressional committees a report on the search and rescue capabilities of the Air Force in the northwestern United States.

(b) CONTENT.—The report required under subsection (a) shall include the following:

(1) An assessment of the search and rescue capabilities required to support Air Force operations and training.

(2) A description of the compliance of the Air Force with the 1999 United States National Search and Rescue Plan (referred to hereinafter in this section as the "NSRP") for Washington, Oregon, Idaho, and Montana.

(3) An inventory and description of the search and rescue assets of the Air Force that are available to meet the requirements of the NSRP.

(4) A description of the use of such search and rescue assets during the three-year period preceding the date when the report is submitted.

(5) The plans of the Air Force to meet current and future search and rescue requirements in the northwestern United States, including plans that take into consideration requirements related to support for both Air Force operations and training and compliance with the NSRP.

(6) An inventory of other search and rescue capabilities equivalent to such capabilities provided by the Air Force that may be provided by other Federal, State, or local agencies in the northwestern United States.

(c) USE OF REPORT FOR PURPOSES OF CERTIFICATION REGARDING SEARCH AND RESCUE CAPABILITIES.—Section 1085 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 2065; 10 U.S.C. 113 note) is amended by striking "unless the Secretary first certifies" and inserting "unless the Secretary, after reviewing the search and rescue capabilities report prepared by the Secretary of the Air Force under subsection (a), first certifies".

(d) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term "appropriate congressional committees" means—

(1) the Committee on Armed Services, the Committee on Homeland Security and Governmental Affairs, the Committee on Commerce, Science, and Transportation, the Committee on Energy and Natural Resources, and the Committee on Appropriations of the Senate; and

(2) the Committee on Armed Services, the Committee on Homeland Security, the Committee on Energy and Commerce, the Committee on Natural Resources, and the Committee on Appropriations of the House of Representatives.

SEC. 361. REPORT AND MASTER INFRASTRUCTURE RECAPITALIZATION PLAN FOR CHEYENNE MOUNTAIN AIR STATION, COLORADO.

(a) REPORT ON RELOCATION OF NORTH AMERICAN AEROSPACE DEFENSE COMMAND CENTER.—

(1) IN GENERAL.—Not later than March 1, 2008, the Secretary of Defense shall submit to Congress a report on the relocation of the North American Aerospace Defense Command center and related functions from Cheyenne Mountain Air Station, Colorado, to Peterson Air Force Base, Colorado.

(2) CONTENT.—The report required under paragraph (1) shall include—

(A) an analysis comparing the total costs associated with the relocation, including costs determined as part of ongoing security-related studies of the relocation, to anticipated operational benefits from the relocation;

(B) a detailed explanation of the backup functions that will remain located at Cheyenne Mountain Air Station, and how such functions planned to be transferred out of Cheyenne Mountain Air Station, including the Space Operations

Center, will maintain operational connectivity with their related commands and relevant communications centers;

(C) the final plans for the relocation of the North American Aerospace Defense Command center and related functions; and

(D) the findings and recommendations of an independent security and vulnerability assessment of Peterson Air Force Base carried out by Sandia National Laboratory for the United States Air Force Space Command and the Secretary's plans for mitigating any security and vulnerability risks identified as part of that assessment and associated cost and schedule estimates.

(b) LIMITATION ON AVAILABILITY OF FUNDS PENDING RECEIPT OF REPORT.—Of the funds appropriated pursuant to an authorization of appropriations or otherwise made available for fiscal year 2008 for operation and maintenance for the Air Force that are available for the Cheyenne Mountain Transformation project, $5,000,000 may not be obligated or expended until Congress receives the report required under subsection (a).

(c) COMPTROLLER GENERAL REVIEW.—Not later than 120 days after the date on which the Secretary of Defense submits the report required under subsection (a), the Comptroller General shall submit to Congress a review of the report and the final plans of the Secretary for the relocation of the North American Aerospace Defense Command center and related functions.

(d) MASTER INFRASTRUCTURE RECAPITALIZATION PLAN.—

(1) IN GENERAL.—Not later than March 16, 2008, the Secretary of the Air Force shall submit to Congress a master infrastructure recapitalization plan for Cheyenne Mountain Air Station.

(2) CONTENT.—The plan required under paragraph (1) shall include—

(A) a description of the projects that are needed to improve the infrastructure required for supporting missions associated with Cheyenne Mountain Air Station; and

(B) a funding plan explaining the expected timetable for the Air Force to support such projects.

Subtitle F—Other Matters

SEC. 371. ENHANCEMENT OF CORROSION CONTROL AND PREVENTION FUNCTIONS WITHIN DEPARTMENT OF DEFENSE.

(a) OFFICE OF CORROSION POLICY AND OVERSIGHT.—

(1) IN GENERAL.—Section 2228 of title 10, United States Code, is amended by striking the section heading and subsection (a) and inserting the following:

"§ 2228. Office of Corrosion Policy and Oversight

"(a) OFFICE AND DIRECTOR.—(1) There is an Office of Corrosion Policy and Oversight within the Office of the Under Secretary of Defense for Acquisition, Technology, and Logistics.

"(2) The Office shall be headed by a Director of Corrosion Policy and Oversight, who shall be assigned to such position by the Under Secretary from among civilian employees of the Department of Defense with the qualifications described in paragraph (3). The Direc-

tor is responsible in the Department of Defense to the Secretary of Defense (after the Under Secretary of Defense for Acquisition, Technology, and Logistics) for the prevention and mitigation of corrosion of the military equipment and infrastructure of the Department of Defense. The Director shall report directly to the Under Secretary.

"(3) In order to qualify to be assigned to the position of Director, an individual shall—

"(A) have management expertise in, and professional experience with, corrosion project and policy implementation, including an understanding of the effects of corrosion policies on infrastructure; research, development, test, and evaluation; and maintenance; and

"(B) have an understanding of Department of Defense budget formulation and execution, policy formulation, and planning and program requirements.

"(4) The Secretary of Defense shall designate the position of Director as a critical acquisition position under section 1733(b)(1)(C) of this title.".

(2) CONFORMING AMENDMENTS.—Section 2228(b) of such title is amended—

(A) in paragraph (1), by striking "official or organization designated under subsection (a)" and inserting "Director of Corrosion Policy and Oversight (in this section referred to as the 'Director')"; and

(B) in paragraphs (2), (3), (4), and (5), by striking "designated official or organization" and inserting "Director".

(b) ADDITIONAL AUTHORITY FOR DIRECTOR OF OFFICE.—Section 2228 of such title is further amended—

(1) by redesignating subsections (c) and (d) as subsections (d) and (f), respectively; and

(2) by inserting after subsection (b) the following new subsection:

"(c) ADDITIONAL AUTHORITIES FOR DIRECTOR.—The Director is authorized to—

"(1) develop, update, and coordinate corrosion training with the Defense Acquisition University;

"(2) participate in the process within the Department of Defense for the development of relevant directives and instructions; and

"(3) interact directly with the corrosion prevention industry, trade associations, other government corrosion prevention agencies, academic research and educational institutions, and scientific organizations engaged in corrosion prevention, including the National Academy of Sciences.".

(c) INCLUSION OF COOPERATIVE RESEARCH AGREEMENTS AS PART OF CORROSION REDUCTION STRATEGY.—Subsection (d)(2)(D) of section 2228 of such title, as redesignated by subsection (b), is amended by inserting after "operational strategies" the following: ", including through the establishment of memoranda of agreement, joint funding agreements, public-private partnerships, university research and education centers, and other cooperative research agreements".

(d) REPORT REQUIREMENT.—Section 2228 of such title is further amended by inserting after subsection (d) (as redesignated by subsection (b)) the following new subsection:

"(e) REPORT.—(1) For each budget for a fiscal year, beginning with the budget for fiscal year 2009, the Secretary of Defense shall submit, with the defense budget materials, a report on the following:

"(A) Funding requirements for the long-term strategy developed under subsection (d).

"(B) The return on investment that would be achieved by implementing the strategy.

"(C) The funds requested in the budget compared to the funding requirements.

"(D) An explanation if the funding requirements are not fully funded in the budget.

"(2) Within 60 days after submission of the budget for a fiscal year, the Comptroller General shall provide to the congressional defense committees—

"(A) an analysis of the budget submission for corrosion control and prevention by the Department of Defense; and

"(B) an analysis of the report required under paragraph (1).".

(e) DEFINITIONS.—Subsection (f) of section 2228 of such title, as redesignated by subsection (b), is amended by adding at the end the following new paragraphs:

"(4) The term 'budget', with respect to a fiscal year, means the budget for that fiscal year that is submitted to Congress by the President under section 1105(a) of title 31.

"(5) The term 'defense budget materials', with respect to a fiscal year, means the materials submitted to Congress by the Secretary of Defense in support of the budget for that fiscal year.".

(f) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 131 of such title is amended by striking the item relating to section 2228 and inserting the following new item:

"2228. Office of Corrosion Policy and Oversight.".

SEC. 372. AUTHORITY FOR DEPARTMENT OF DEFENSE TO PROVIDE SUPPORT FOR CERTAIN SPORTING EVENTS.

(a) PROVISION OF SUPPORT.—Section 2564 of title 10, United States Code, is amended—

(1) in subsection (c), by adding at the end the following new paragraphs:

"(4) A sporting event sanctioned by the United States Olympic Committee through the Paralympic Military Program.

"(5) Any national or international paralympic sporting event (other than a sporting event described in paragraphs (1) through (4))—

"(A) that—

"(i) is held in the United States or any of its territories or commonwealths;

"(ii) is governed by the International Paralympic Committee; and

"(iii) is sanctioned by the United States Olympic Committee;

"(B) for which participation exceeds 100 amateur athletes; and

"(C) in which at least 10 percent of the athletes participating in the sporting event are members or former members of the armed forces who are participating in the sport-

ing event based upon an injury or wound incurred in the line of duty in the armed force and veterans who are participating in the sporting event based upon a service-connected disability."; and

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

"(g) FUNDING FOR SUPPORT OF CERTAIN EVENTS.—(1) Amounts for the provision of support for a sporting event described in paragraph (4) or (5) of subsection (c) may be derived from the Support for International Sporting Competitions, Defense account established by section 5802 of the Omnibus Consolidated Appropriations Act, 1997 (Public Law 104–208; 10 U.S.C. 2564 note), notwithstanding any limitation under that section relating to the availability of funds in such account for the provision of support for international sporting competitions.

"(2) The total amount expended for any fiscal year to provide support for sporting events described in subsection (c)(5) may not exceed $1,000,000.".

(b) SOURCE OF FUNDS.—Section 5802 of the Omnibus Consolidated Appropriations Act, 1997 (Public Law 104–208; 10 U.S.C. 2564 note) is amended—

(1) by inserting after "international sporting competitions" the following: "and for support of sporting competitions authorized under section 2564(c)(4) and (5), of title 10, United States Code,"; and

(2) by striking "45 days" and inserting "15 days".

SEC. 373. AUTHORITY TO IMPOSE REASONABLE RESTRICTIONS ON PAYMENT OF FULL REPLACEMENT VALUE FOR LOST OR DAMAGED PERSONAL PROPERTY TRANSPORTED AT GOVERNMENT EXPENSE.

Section 2636a(d) of title 10, United States Code, is amended by adding at the end the following new sentence: "The regulations may include a requirement that a member of the armed forces or civilian employee of the Department of Defense comply with reasonable restrictions or conditions prescribed by the Secretary in order to receive the full amount deducted under subsection (b).".

SEC. 374. PRIORITY TRANSPORTATION ON DEPARTMENT OF DEFENSE AIRCRAFT OF RETIRED MEMBERS RESIDING IN COMMONWEALTHS AND POSSESSIONS OF THE UNITED STATES FOR CERTAIN HEALTH CARE SERVICES.

(a) AVAILABILITY OF TRANSPORTATION.—Chapter 157 of title 10, United States Code, is amended by inserting after section 2641a the following new section:

"§ 2641b. Space-available travel on Department of Defense aircraft: retired members residing in Commonwealths and possessions of the United States for certain health care services

"(a) PRIORITY TRANSPORTATION.—The Secretary of Defense shall provide transportation on Department of Defense aircraft on a space-available basis for any member or former member of the uniformed services described in subsection (b), and a single dependent of the member if needed to accompany the member, at a priority level in the same category as the priority level for an unaccompanied dependent over the age of 18 traveling on environmental and morale leave.

"(b) ELIGIBLE MEMBERS AND FORMER MEMBERS.—A member or former member eligible for priority transport under subsection (a) is a covered beneficiary under chapter 55 of this title who—

"(1) is entitled to retired or retainer pay;

"(2) resides in or is located in a Commonwealth or possession of the United States; and

"(3) is referred by a military or civilian primary care provider located in that Commonwealth or possession to a specialty care provider for services to be provided outside of that Commonwealth or possession.

"(c) SCOPE OF PRIORITY.—The increased priority for space-available transportation required by subsection (a) applies with respect to both—

"(1) the travel from the Commonwealth or possession of the United States to receive the specialty care services; and

"(2) the return travel.

"(d) DEFINITIONS.—In this section, the terms 'primary care provider' and 'specialty care provider' refer to a medical or dental professional who provides health care services under chapter 55 of this title.

"(e) REGULATIONS.—The Secretary of Defense shall prescribe regulations to implement this section.".

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 2641a the following new item:

"2641b. Space-available travel on Department of Defense aircraft: retired members residing in Commonwealths and possessions of the United States for certain health care services.".

SEC. 375. RECOVERY OF MISSING MILITARY PROPERTY.

(a) IN GENERAL.—Chapter 165 of title 10, United States Code, is amended by adding at the end the following new sections:

"§ 2788. Property accountability: regulations

"The Secretary of a military department may prescribe regulations for the accounting for the property of that department and the fixing of responsibility for that property.

"§ 2789. Individual equipment: unauthorized disposition

"(a) PROHIBITION.—No member of the armed forces may sell, lend, pledge, barter, or give any clothing, arms, or equipment furnished to such member by the United States to any person other than a member of the armed forces or an officer of the United States who is authorized to receive it.

"(b) SEIZURE OF IMPROPERLY DISPOSED PROPERTY.—If a member of the armed forces has disposed of property in violation of subsection (a) and the property is in the possession of a person who is neither a member of the armed forces nor an officer of the United States who is authorized to receive it, that person has no right to or interest in the property, and any civil or military officer of the United States may seize the property, wherever found, subject to applicable regulations. Possession of such property furnished by the United States to a member of the armed forces by a person who is neither a member of the armed forces, nor an officer of the United States, is prima facie evidence that the property has been disposed of in violation of subsection (a).

"(c) DELIVERY OF SEIZED PROPERTY.—If an officer who seizes property under subsection (b) is not authorized to retain it for the United States, the officer shall deliver the property to a person who is authorized to retain it.".

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new items:

"2788. Property accountability: regulations.
"2789. Individual equipment: unauthorized disposition.".

(c) CONFORMING AMENDMENTS.—

(1) IN GENERAL.—Such title is further amended by striking the following sections:

(A) Section 4832.
(B) Section 4836.
(C) Section 9832.
(D) Section 9836.

(2) CLERICAL AMENDMENTS.—

(A) CHAPTER 453.—The table of sections at the beginning of chapter 453 of such title is amended by striking the items relating to sections 4832 and 4836.

(B) CHAPTER 953.—The table of sections at the beginning of chapter 953 of such title is amended by striking the items relating to sections 9832 and 9836.

SEC. 376. RETENTION OF COMBAT UNIFORMS BY MEMBERS OF THE ARMED FORCES DEPLOYED IN SUPPORT OF CONTINGENCY OPERATIONS.

(a) RETENTION OF COMBAT UNIFORMS.—Chapter 152 of title 10, United States Code, is amended by adding at the end the following new section:

"§ 2568. Retention of combat uniforms by members deployed in support of contingency operations

"The Secretary of a military department may authorize a member of the armed forces under the jurisdiction of the Secretary who has been deployed in support of a contingency operation for at least 30 days to retain, after that member is no longer so deployed, the combat uniform issued to that member as organizational clothing and individual equipment.".

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

"2568. Retention of combat uniforms by members deployed in support of contingency operations.".

SEC. 377. ISSUE OF SERVICEABLE MATERIAL OF THE NAVY OTHER THAN TO ARMED FORCES.

(a) IN GENERAL.—Part IV of subtitle C of title 10, United States Code, is amended by adding at the end the following new chapter:

"CHAPTER 667—ISSUE OF SERVICEABLE MATERIAL OTHER THAN TO ARMED FORCES

"Sec.
"7911. Arms, tentage, and equipment: educational institutions not maintaining units of R.O.T.C.

"7912. Rifles and ammunition for target practice: educational institutions having corps of midshipmen.
"7913. Supplies: military instruction camps.

"§ 7911. Arms, tentage, and equipment: educational institutions not maintaining units of R.O.T.C.

"Under such conditions as he may prescribe, the Secretary of the Navy may issue arms, tentage, and equipment that the Secretary considers necessary for proper military training, to any educational institution at which no unit of the Reserve Officers' Training Corps is maintained, but which has a course in military training prescribed by the Secretary and which has at least 50 physically fit students over 14 years of age.

"§ 7912. Rifles and ammunition for target practice: educational institutions having corps of midshipmen

"(a) AUTHORITY TO LEND.—The Secretary of the Navy may lend, without expense to the United States, magazine rifles and appendages that are not of the existing service models in use at the time and that are not necessary for a proper reserve supply, to any educational institution having a uniformed corps of midshipmen of sufficient number for target practice. The Secretary may also issue 40 rounds of ball cartridges for each midshipman for each range at which target practice is held, but not more than 120 rounds each year for each midshipman participating in target practice.

"(b) RESPONSIBILITIES OF INSTITUTIONS.—The institutions to which property is lent under subsection (a) shall—

"(1) use the property for target practice;
"(2) take proper care of the property; and
"(3) return the property when required.

"(c) REGULATIONS.—The Secretary of the Navy shall prescribe regulations to carry out this section, containing such other requirements as he considers necessary to safeguard the interests of the United States.

"§ 7913. Supplies: military instruction camps

"Under such conditions as he may prescribe, the Secretary of the Navy may issue, to any educational institution at which an officer of the naval service is detailed as professor of naval science, such supplies as are necessary to establish and maintain a camp for the military instruction of its students. The Secretary shall require a bond in the value of the property issued under this section, for the care and safekeeping of that property and except for property properly expended, for its return when required.".

(b) CLERICAL AMENDMENT.—The table of chapters at the beginning of subtitle C of such title, and the table of chapters at the beginning of part IV of such subtitle, are each amended by inserting after the item relating to chapter 665 the following new item:

"667. Issue of serviceable material other than to Armed Forces ..... 7911.".

SEC. 378. REAUTHORIZATION OF AVIATION INSURANCE PROGRAM.

Section 44310 of title 49, United States Code, is amended by striking "March 30, 2008" and inserting "December 31, 2013".

TITLE IV—MILITARY PERSONNEL AUTHORIZATIONS

Subtitle A—Active Forces

Sec. 401. End strengths for active forces.
Sec. 402. Revision in permanent active duty end strength minimum levels.
Sec. 403. Additional authority for increases of Army and Marine Corps active duty end strengths for fiscal years 2009 and 2010.
Sec. 404. Increase in authorized strengths for Army officers on active duty in the grade of major.
Sec. 405. Increase in authorized strengths for Navy officers on active duty in the grades of lieutenant commander, commander, and captain.
Sec. 406. Increase in authorized daily average of number of members in pay grade E–9.

Subtitle B—Reserve Forces

Sec. 411. End strengths for Selected Reserve.
Sec. 412. End strengths for Reserves on active duty in support of the Reserves.
Sec. 413. End strengths for military technicians (dual status).
Sec. 414. Fiscal year 2008 limitation on number of non-dual status technicians.
Sec. 415. Maximum number of reserve personnel authorized to be on active duty for operational support.
Sec. 416. Future authorizations and accounting for certain reserve component personnel authorized to be on active duty or full-time National Guard duty to provide operational support.
Sec. 417. Revision of variances authorized for Selected Reserve end strengths.

Subtitle C—Authorization of Appropriations

Sec. 421. Military personnel.

Subtitle A—Active Forces

SEC. 401. END STRENGTHS FOR ACTIVE FORCES.

(a) IN GENERAL.—The Armed Forces are authorized strengths for active duty personnel as of September 30, 2008, as follows:

(1) The Army, 525,400.

(2) The Navy, 329,098.

(3) The Marine Corps, 189,000.

(4) The Air Force, 329,563.

(b) LIMITATION.—

(1) ARMY.—The authorized strength for the Army provided in paragraph (1) of subsection (a) for active duty personnel for fiscal year 2008 is subject to the condition that costs of active duty personnel of the Army for that fiscal year in excess of 489,400 shall be paid out of funds authorized to be appropriated for that fiscal year by section 1514.

(2) MARINE CORPS.—The authorized strength for the Marine Corps provided in paragraph (3) of subsection (a) for active duty personnel for fiscal year 2008 is subject to the condition that costs of active duty personnel of the Marine Corps for that fiscal year in excess of 180,000 shall be paid out of funds authorized to be appropriated for that fiscal year by section 1514.

SEC. 402. REVISION IN PERMANENT ACTIVE DUTY END STRENGTH MINIMUM LEVELS.

Section 691(b) of title 10, United States Code, is amended by striking paragraphs (1) through (4) and inserting the following new paragraphs:

"(1) For the Army, 525,400.
"(2) For the Navy, 328,400.
"(3) For the Marine Corps, 189,000.
"(4) For the Air Force, 328,600.".

SEC. 403. ADDITIONAL AUTHORITY FOR INCREASES OF ARMY AND MARINE CORPS ACTIVE DUTY END STRENGTHS FOR FISCAL YEARS 2009 AND 2010.

(a) AUTHORITY TO INCREASE ARMY ACTIVE DUTY END STRENGTHS.—For each of fiscal years 2009 and 2010, the Secretary of Defense may, as the Secretary determines necessary for the purposes described in subsection (c), establish the active-duty end strength for the Army at a number greater than the number otherwise authorized by law up to the number equal to the fiscal-year 2008 baseline plus 22,000.

(b) MARINE CORPS.—For each of fiscal years 2009 and 2010, the Secretary of Defense may, as the Secretary determines necessary for the purposes described in subsection (c), establish the active-duty end strength for the Marine Corps at a number greater than the number otherwise authorized by law up to the number equal to the fiscal-year 2008 baseline plus 13,000.

(c) PURPOSE OF INCREASES.—The purposes for which increases may be made in Army and Marine Corps active duty end strengths under this section are—

(1) to support operational missions; and

(2) to achieve transformational reorganization objectives, including objectives for increased numbers of combat brigades and battalions, increased unit manning, force stabilization and shaping, and rebalancing of the active and reserve component forces.

(d) RELATIONSHIP TO PRESIDENTIAL WAIVER AUTHORITY.—Nothing in this section shall be construed to limit the President's authority under section 123a of title 10, United States Code, to waive any statutory end strength in a time of war or national emergency.

(e) RELATIONSHIP TO OTHER VARIANCE AUTHORITY.—The authority under this section is in addition to the authority to vary authorized end strengths that is provided in subsections (e) and (f) of section 115 of title 10, United States Code.

(f) BUDGET TREATMENT.—

(1) FISCAL YEARS 2009 AND 2010 BUDGETS.—The budget for the Department of Defense for fiscal years 2009 and 2010 as submitted to Congress shall comply, with respect to funding, with subsections (c) and (d) of section 691 of title 10, United States Code.

(2) OTHER INCREASES.—If the Secretary of Defense plans to increase the Army or Marine Corps active duty end strength for a fiscal year under this section, then the budget for the Department of Defense for that fiscal year as submitted to Congress shall include the amounts necessary for funding that active duty end strength in excess of the fiscal year 2008 active duty end strength authorized for that service under section 401.

(g) DEFINITIONS.—In this section:

(1) FISCAL-YEAR 2008 BASELINE.—The term "fiscal-year 2008 baseline", with respect to the Army and Marine Corps, means

the active-duty end strength authorized for those services in section 401.

(2) ACTIVE-DUTY END STRENGTH.—In this subsection, the term "active-duty end strength" means the strength for active-duty personnel of one of the Armed Forces as of the last day of a fiscal year.

(h) REPEAL OF OTHER DISCRETIONARY AUTHORITY TO TEMPORARILY INCREASE ARMY AND MARINE CORPS ACTIVE DUTY END STRENGTHS.—Section 403 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 10 U.S.C. 115 note), as amended by section 403 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2169), is repealed.

SEC. 404. INCREASE IN AUTHORIZED STRENGTHS FOR ARMY OFFICERS ON ACTIVE DUTY IN THE GRADE OF MAJOR.

The portion of the table in section 523(a)(1) of title 10, United States Code, relating to the Army is amended to read as follows:

"Total number of commissioned officers (excluding officers in categories specified in subsection (b)) on active duty:	Number of officers who may be serving on active duty in grade of:		
	Major	Lieutenant Colonel	Colonel
Army:			
20,000	7,768	5,253	1,613
25,000	8,689	5,642	1,796
30,000	9,611	6,030	1,980
35,000	10,532	6,419	2,163
40,000	11,454	6,807	2,347
45,000	12,375	7,196	2,530
50,000	13,297	7,584	2,713
55,000	14,218	7,973	2,897
60,000	15,140	8,361	3,080
65,000	16,061	8,750	3,264
70,000	16,983	9,138	3,447
75,000	17,903	9,527	3,631
80,000	18,825	9,915	3,814
85,000	19,746	10,304	3,997
90,000	20,668	10,692	4,181
95,000	21,589	11,081	4,364
100,000	22,511	11,469	4,548
110,000	24,354	12,246	4,915
120,000	26,197	13,023	5,281
130,000	28,040	13,800	5,648
170,000	35,412	16,908	7,116".

SEC. 405. INCREASE IN AUTHORIZED STRENGTHS FOR NAVY OFFICERS ON ACTIVE DUTY IN THE GRADES OF LIEUTENANT COMMANDER, COMMANDER, AND CAPTAIN.

The table in section 523(a)(2) of title 10, United States Code, is amended to read as follows:

"Total number of commissioned officers (excluding officers in categories specified in subsection (b)) on active duty:	*Number of officers who may be serving on active duty in grade of:*		
	Lieutenant Commander	*Commander*	*Captain*
Navy:			
30,000	*7,698*	*5,269*	*2,222*
33,000	*8,189*	*5,501*	*2,334*
36,000	*8,680*	*5,733*	*2,447*

"Total number of commissioned officers (excluding officers in categories specified in subsection (b)) on active duty:	Number of officers who may be serving on active duty in grade of:		
	Lieutenant Commander	Commander	Captain
39,000	9,172	5,965	2,559
42,000	9,663	6,197	2,671
45,000	10,155	6,429	2,784
48,000	10,646	6,660	2,896
51,000	11,136	6,889	3,007
54,000	11,628	7,121	3,120
57,000	12,118	7,352	3,232
60,000	12,609	7,583	3,344
63,000	13,100	7,813	3,457
66,000	13,591	8,044	3,568
70,000	14,245	8,352	3,718
90,000	17,517	9,890	4,467".

SEC. 406. INCREASE IN AUTHORIZED DAILY AVERAGE OF NUMBER OF MEMBERS IN PAY GRADE E–9.

Section 517(a) of title 10, United States Code, is amended by striking "1 percent" and inserting "1.25 percent".

Subtitle B—Reserve Forces

SEC. 411. END STRENGTHS FOR SELECTED RESERVE.

(a) IN GENERAL.—The Armed Forces are authorized strengths for Selected Reserve personnel of the reserve components as of September 30, 2008, as follows:

(1) The Army National Guard of the United States, 351,300.

(2) The Army Reserve, 205,000.

(3) The Navy Reserve, 67,800.

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

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

(6) The Air Force Reserve, 67,500.

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

(b) END STRENGTH REDUCTIONS.—The end strengths prescribed by subsection (a) for the Selected Reserve of any reserve component shall be proportionately reduced by—

(1) the total authorized strength of units organized to serve as units of the Selected Reserve of such component which are on active duty (other than for training) at the end of the fiscal year; and

(2) the total number of individual members not in units organized to serve as units of the Selected Reserve of such component who are on active duty (other than for training or for unsatisfactory participation in training) without their consent at the end of the fiscal year.

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

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

Within the end strengths prescribed in section 411(a), the reserve components of the Armed Forces are authorized, as of September 30, 2008, the following number of Reserves to be serving on full-time active duty or full-time duty, in the case of members of the National Guard, for the purpose of organizing, administering, recruiting, instructing, or training the reserve components:

(1) The Army National Guard of the United States, 29,204.

(2) The Army Reserve, 15,870.

(3) The Navy Reserve, 11,579.

(4) The Marine Corps Reserve, 2,261.

(5) The Air National Guard of the United States, 13,936.

(6) The Air Force Reserve, 2,721.

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

The minimum number of military technicians (dual status) as of the last day of fiscal year 2008 for the reserve components of the Army and the Air Force (notwithstanding section 129 of title 10, United States Code) shall be the following:

(1) For the Army Reserve, 8,249.

(2) For the Army National Guard of the United States, 26,502.

(3) For the Air Force Reserve, 9,909.

(4) For the Air National Guard of the United States, 22,553.

SEC. 414. FISCAL YEAR 2008 LIMITATION ON NUMBER OF NON-DUAL STATUS TECHNICIANS.

(a) LIMITATIONS.—

(1) NATIONAL GUARD.—Within the limitation provided in section 10217(c)(2) of title 10, United States Code, the number of non-dual status technicians employed by the National Guard as of September 30, 2008, may not exceed the following:

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

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

(2) ARMY RESERVE.—The number of non-dual status technicians employed by the Army Reserve as of September 30, 2008, may not exceed 595.

(3) AIR FORCE RESERVE.—The number of non-dual status technicians employed by the Air Force Reserve as of September 30, 2008, may not exceed 90.

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

SEC. 415. MAXIMUM NUMBER OF RESERVE PERSONNEL AUTHORIZED TO BE ON ACTIVE DUTY FOR OPERATIONAL SUPPORT.

During fiscal year 2008, the maximum number of members of the reserve components of the Armed Forces who may be serving at any time on full-time operational support duty under section 115(b) of title 10, United States Code, is the following:

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

(2) The Army Reserve, 13,000.

(3) The Navy Reserve, 6,200.

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

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

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

SEC. 416. FUTURE AUTHORIZATIONS AND ACCOUNTING FOR CERTAIN RESERVE COMPONENT PERSONNEL AUTHORIZED TO BE ON ACTIVE DUTY OR FULL-TIME NATIONAL GUARD DUTY TO PROVIDE OPERATIONAL SUPPORT.

(a) REVIEW OF OPERATIONAL SUPPORT MISSIONS PERFORMED BY CERTAIN RESERVE COMPONENT PERSONNEL.—

(1) REVIEW REQUIRED.—The Secretary of Defense shall conduct a review of the long-term operational support missions performed by members of the reserve components authorized under section 115(b) of title 10, United States Code, to be on active duty or full-time National Guard duty for the purpose of providing operational support, with the objectives of such review being—

(A) minimizing the number of reserve component members who perform such service for a period greater than 1,095 consecutive days, or cumulatively for 1,095 days out of the previous 1,460 days; and

(B) determining which long-term operational support missions being performed by such members would more appropriately be performed by members of the Armed Forces on active duty under other provisions of title 10, United States Code, or by full-time support personnel of reserve components.

(2) SUBMISSION OF RESULTS.—Not later than March 1, 2008, the Secretary shall submit to Congress the results of the review, including a description of the adjustments in Department of Defense policy to be implemented as a result of the review and such recommendations for changes in statute, as the Secretary considers to be appropriate.

(b) IMPROVED ACCOUNTING FOR RESERVE COMPONENT PERSONNEL PROVIDING OPERATIONAL SUPPORT.—Section 115(b) of title 10, United States Code, is amended by adding at the end the following new paragraph:

"(4) As part of the budget justification materials submitted by the Secretary of Defense to Congress in support of the end strength authorizations required under subparagraphs (A) and (B) of subsection (a)(1) for fiscal year 2009 and each fiscal year thereafter, the Secretary shall provide the following:

"(A) The number of members, specified by reserve component, authorized under subparagraphs (A) and (B) of paragraph (1) who were serving on active duty or full-time National Guard duty for operational support beyond each of the limits specified under subparagraphs (A) and (B) of paragraph (2) at the end of the fiscal year preceding the fiscal year for which the budget justification materials are submitted.

"(B) The number of members, specified by reserve component, on active duty for operational support who, at the end of the fiscal year for which the budget justification materials are submitted, are projected to be serving on active duty or full-time National Guard duty for operational support beyond such limits.

"(C) The number of members, specified by reserve component, on active duty or full-time National Guard duty for operational support who are included in, and counted against, the end strength authorizations requested under subparagraphs (A) and (B) of subsection (a)(1).

"(D) A summary of the missions being performed by members identified under subparagraphs (A) and (B).".

SEC. 417. REVISION OF VARIANCES AUTHORIZED FOR SELECTED RESERVE END STRENGTHS.

Section 115(f)(3) of title 10, United States Code, is amended by striking "2 percent" and inserting "3 percent".

Subtitle C—Authorization of Appropriations

SEC. 421. MILITARY PERSONNEL.

There is hereby authorized to be appropriated to the Department of Defense for military personnel for fiscal year 2008 a total of $117,091,420,000. The authorization in the preceding sentence supersedes any other authorization of appropriations (definite or indefinite) for such purpose for fiscal year 2008.

TITLE V—MILITARY PERSONNEL POLICY

Subtitle A—Officer Personnel Policy

Sec. 501. Assignment of officers to designated positions of importance and responsibility.
Sec. 502. Enhanced authority for Reserve general and flag officers to serve on active duty.
Sec. 503. Increase in years of commissioned service threshold for discharge of probationary officers and for use of force shaping authority.
Sec. 504. Mandatory retirement age for active-duty general and flag officers continued on active duty.
Sec. 505. Authority for reduced mandatory service obligation for initial appointments of officers in critically short health professional specialties.
Sec. 506. Expansion of authority for reenlistment of officers in their former enlisted grade.
Sec. 507. Increase in authorized number of permanent professors at the United States Military Academy.
Sec. 508. Promotion of career military professors of the Navy.

Subtitle B—Reserve Component Management

Sec. 511. Retention of military technicians who lose dual status in the Selected Reserve due to combat-related disability.
Sec. 512. Constructive service credit upon original appointment of Reserve officers in certain health care professions.
Sec. 513. Mandatory separation of Reserve officers in the grade of lieutenant general or vice admiral after completion of 38 years of commissioned service.
Sec. 514. Maximum period of temporary Federal recognition of person as Army National Guard officer or Air National Guard officer.
Sec. 515. Advance notice to members of reserve components of deployment in support of contingency operations.
Sec. 516. Report on relief from professional licensure and certification requirements for reserve component members on long-term active duty.

Subtitle C—Education and Training

Sec. 521. Revisions to authority to pay tuition for off-duty training or education.

Sec. 522. Reduction or elimination of service obligation in an Army Reserve or Army National Guard troop program unit for certain persons selected as medical students at Uniformed Services University of the Health Sciences.
Sec. 523. Repeal of annual limit on number of ROTC scholarships under Army Reserve and Army National Guard financial assistance program.
Sec. 524. Treatment of prior active service of members in uniformed medical accession programs.
Sec. 525. Repeal of post-2007–2008 academic year prohibition on phased increase in cadet strength limit at the United States Military Academy.
Sec. 526. National Defense University master's degree programs.
Sec. 527. Authority of the Air University to confer degree of master of science in flight test engineering.
Sec. 528. Enhancement of education benefits for certain members of reserve components.
Sec. 529. Extension of period of entitlement to educational assistance for certain members of the Selected Reserve affected by force shaping initiatives.
Sec. 530. Time limit for use of educational assistance benefit for certain members of reserve components and resumption of benefit.
Sec. 531. Secretary of Defense evaluation of the adequacy of the degree-granting authorities of certain military universities and educational institutions.
Sec. 532. Report on success of Army National Guard and Reserve Senior Reserve Officers' Training Corps financial assistance program.
Sec. 533. Report on utilization of tuition assistance by members of the Armed Forces.
Sec. 534. Navy Junior Reserve Officers' Training Corps unit for Southold, Mattituck, and Greenport High Schools.
Sec. 535. Report on transfer of administration of certain educational assistance programs for members of the reserve components.

Subtitle D—Military Justice and Legal Assistance Matters

Sec. 541. Authority to designate civilian employees of the Federal Government and dependents of deceased members as eligible for legal assistance from Department of Defense legal staff resources.
Sec. 542. Authority of judges of the United States Court of Appeals for the Armed Forces to administer oaths.
Sec. 543. Modification of authorities on senior members of the Judge Advocate Generals' Corps.
Sec. 544. Prohibition against members of the Armed Forces participating in criminal street gangs.

Subtitle E—Military Leave

Sec. 551. Temporary enhancement of carryover of accumulated leave for members of the Armed Forces.
Sec. 552. Enhancement of rest and recuperation leave.

Subtitle F—Decorations and Awards

Sec. 561. Authorization and request for award of Medal of Honor to Leslie H. Sabo, Jr., for acts of valor during the Vietnam War.
Sec. 562. Authorization and request for award of Medal of Honor to Henry Svehla for acts of valor during the Korean War.
Sec. 563. Authorization and request for award of Medal of Honor to Woodrow W. Keeble for acts of valor during the Korean War.
Sec. 564. Authorization and request for award of Medal of Honor to Private Philip G. Shadrach for acts of valor as one of Andrews' Raiders during the Civil War.
Sec. 565. Authorization and request for award of Medal of Honor to Private George D. Wilson for acts of valor as one of Andrews' Raiders during the Civil War.

Subtitle G—Impact Aid and Defense Dependents Education System

Sec. 571. Continuation of authority to assist local educational agencies that benefit dependents of members of the Armed Forces and Department of Defense civilian employees.
Sec. 572. Impact aid for children with severe disabilities.
Sec. 573. Inclusion of dependents of non-department of Defense employees employed on Federal property in plan relating to force structure changes, relocation of military units, or base closures and realignments.

Sec. 574. Payment of private boarding school tuition for military dependents in overseas areas not served by defense dependents' education system schools.

Subtitle H—Military Families

Sec. 581. Department of Defense Military Family Readiness Council and policy and plans for military family readiness.
Sec. 582. Yellow Ribbon Reintegration Program.
Sec. 583. Study to enhance and improve support services and programs for families of members of regular and reserve components undergoing deployment.
Sec. 584. Protection of child custody arrangements for parents who are members of the Armed Forces deployed in support of a contingency operation.
Sec. 585. Family leave in connection with injured members of the Armed Forces.
Sec. 586. Family care plans and deferment of deployment of single parent or dual military couples with minor dependents.
Sec. 587. Education and treatment services for military dependent children with autism.
Sec. 588. Commendation of efforts of Project Compassion in paying tribute to members of the Armed Forces who have fallen in the service of the United States.

Subtitle I—Other Matters

Sec. 590. Uniform performance policies for military bands and other musical units.
Sec. 591. Transportation of remains of deceased members of the Armed Forces and certain other persons.
Sec. 592. Expansion of number of academies supportable in any State under STARBASE program.
Sec. 593. Gift acceptance authority.
Sec. 594. Conduct by members of the Armed Forces and veterans out of uniform during hoisting, lowering, or passing of United States flag.
Sec. 595. Annual report on cases reviewed by National Committee for Employer Support of the Guard and Reserve.
Sec. 596. Modification of Certificate of Release or Discharge from Active Duty (DD Form 214).
Sec. 597. Reports on administrative separations of members of the Armed Forces for personality disorder.
Sec. 598. Program to commemorate 50th anniversary of the Vietnam War.
Sec. 599. Recognition of members of the Monuments, Fine Arts, and Archives program of the Civil Affairs and Military Government Sections of the Armed Forces during and following World War II.

Subtitle A—Officer Personnel Policy

SEC. 501. ASSIGNMENT OF OFFICERS TO DESIGNATED POSITIONS OF IMPORTANCE AND RESPONSIBILITY.

(a) CONTINUATION IN GRADE WHILE AWAITING ORDERS.—Section 601(b) of title 10, United States Code, is amended—

(1) by striking "and" at the end of paragraph (3);

(2) by redesignating paragraph (4) as paragraph (5); and

(3) by inserting after paragraph (3) the following new paragraph (4):

"(4) at the discretion of the Secretary of Defense, while the officer is awaiting orders after being relieved from the position designated under subsection (a) or by law to carry one of those grades, but not for more than 60 days beginning on the day the officer is relieved from the position, unless, during such period, the officer is placed under orders to another position designated under subsection (a) or by law to carry one of those grades, in which case paragraph (2) will also apply to the officer; and".

(b) CONFORMING AMENDMENT REGARDING GENERAL AND FLAG OFFICER CEILINGS.—Section 525(e) of such title is amended by striking paragraph (2) and inserting the following new paragraph:

"(2) At the discretion of the Secretary of Defense, an officer of that armed force who has been relieved from a position designated under section 601(a) of this title or by law to carry one of the grades specified in such section, but only during the 60-day period beginning on the date on which the assignment of the officer to the first position is terminated or until the officer is assigned to a second such position, whichever occurs first.".

SEC. 502. ENHANCED AUTHORITY FOR RESERVE GENERAL AND FLAG OFFICERS TO SERVE ON ACTIVE DUTY.

Section 526(d) of title 10, United States Code, is amended—

(1) by inserting "(1)" before "The limitations"; and

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

"(2) The limitations of this section also do not apply to a number, as specified by the Secretary of the military department concerned, of reserve component general or flag officers authorized to serve on active duty for a period of not more than 365 days. The number so specified for an armed force may not exceed the number equal to ten percent of the authorized number of general or flag officers, as the case may be, of that armed force under section 12004 of this title. In determining such number, any fraction shall be rounded down to the next whole number, except that such number shall be at least one.".

SEC. 503. INCREASE IN YEARS OF COMMISSIONED SERVICE THRESHOLD FOR DISCHARGE OF PROBATIONARY OFFICERS AND FOR USE OF FORCE SHAPING AUTHORITY.

(a) ACTIVE-DUTY LIST OFFICERS.—

(1) EXTENDED PROBATIONARY PERIOD.—Paragraph (1)(A) of section 630 of title 10, United States Code, is amended by striking "five years" and inserting "six years".

*(2) SECTION HEADING.—The heading of such section is amended by striking "**five years**" and inserting "**six years**".*

(3) TABLE OF SECTIONS.—The item relating to such section in the table of sections at the beginning of subchapter III of chapter 36 of such title is amended to read as follows:

"630. Discharge of commissioned officers with less than six years of active commissioned service or found not qualified for promotion for first lieutenant or lieutenant (junior grade).".

(b) OFFICER FORCE SHAPING AUTHORITY.—Section 647(b)(1) of such title is amended by striking "5 years" both places it appears and inserting "six years".

(c) RESERVE OFFICERS.—

(1) EXTENDED PROBATIONARY PERIOD.—Subsection (a)(1) of section 14503 of such title is amended by striking "five years" and inserting "six years".

*(2) SECTION HEADING.—The heading of such section is amended by striking "**five years**" and inserting "**six years**".*

(3) TABLE OF SECTIONS.—The item relating to such section in the table of sections at the beginning of chapter 1407 of such title is amended to read as follows:

"14503. Discharge of officers with less than six years of commissioned service or found not qualified for promotion to first lieutenant or lieutenant (junior grade).".

SEC. 504. MANDATORY RETIREMENT AGE FOR ACTIVE-DUTY GENERAL AND FLAG OFFICERS CONTINUED ON ACTIVE DUTY.

Section 637(b)(3) of title 10, United States Code, is amended by striking "but such period may not (except as provided under section 1251(b) of this title) extend beyond the date of the officer's sixty-second birthday" and inserting "except as provided under section 1251 or 1253 of this title".

SEC. 505. AUTHORITY FOR REDUCED MANDATORY SERVICE OBLIGATION FOR INITIAL APPOINTMENTS OF OFFICERS IN CRITICALLY SHORT HEALTH PROFESSIONAL SPECIALTIES.

Section 651 of title 10, United States Code, is amended by adding at the end the following new subsection:

"(c)(1) For the armed forces under the jurisdiction of the Secretary of Defense, the Secretary may waive the initial period of required service otherwise established pursuant to subsection (a) in the case of the initial appointment of a commissioned officer in a critically short health professional specialty specified by the Secretary for purposes of this subsection.

"(2) The minimum period of obligated service for an officer under a waiver under this subsection shall be the greater of—

"(A) two years; or

"(B) in the case of an officer who has accepted an accession bonus or executed a contract or agreement for the multiyear receipt of special pay for service in the armed forces, the period of obligated service specified in such contract or agreement.".

SEC. 506. EXPANSION OF AUTHORITY FOR REENLISTMENT OF OFFICERS IN THEIR FORMER ENLISTED GRADE.

(a) REGULAR ARMY.—Section 3258 of title 10, United States Code, is amended—

(1) in subsection (a)—

(A) by striking "a Reserve officer" and inserting "an officer"; and

(B) by striking "a temporary appointment" and inserting "an appointment"; and

(2) in subsection (b)—

(A) in paragraph (1), by striking "a Reserve officer" and inserting "an officer"; and

(B) in paragraph (2), by striking "the Reserve commission" and inserting "the commission".

(b) REGULAR AIR FORCE.—Section 8258 of such title is amended—

(1) in subsection (a)—

(A) by striking "a reserve officer" and inserting "an officer"; and

(B) by striking "a temporary appointment" and inserting "an appointment"; and

(2) in subsection (b)—

(A) in paragraph (1), by striking "a Reserve officer" and inserting "an officer"; and

(B) in paragraph (2), by striking "the Reserve commission" and inserting "the commission".

SEC. 507. INCREASE IN AUTHORIZED NUMBER OF PERMANENT PROFESSORS AT THE UNITED STATES MILITARY ACADEMY.

Paragraph (4) of section 4331(b) of title 10, United States Code, is amended to read as follows:

"(4) Twenty-eight permanent professors.".

SEC. 508. PROMOTION OF CAREER MILITARY PROFESSORS OF THE NAVY.

(a) PROMOTION.—

(1) IN GENERAL.—Chapter 603 of title 10, United States Code, is amended—

(A) by redesignating section 6970 as section 6970a; and

(B) by inserting after section 6969 the following new section 6970:

"§ 6970. Permanent professors: promotion

"(a) PROMOTION.—An officer serving as a permanent professor may be recommended for promotion to the grade of captain or colonel, as the case may be, under regulations prescribed by the Secretary of the Navy. The regulations shall include a competitive selection board process to identify those permanent professors best qualified for promotion. An officer so recommended shall be promoted by appointment to the higher grade by the President, by and with the advice and consent of the Senate.

"(b) EFFECTIVE DATE OF PROMOTION.—If made, the promotion of an officer under subsection (a) shall be effective not earlier than three years after the selection of the officer as a permanent professor as described in that subsection.".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by striking the item relating to section 6970 and inserting the following new items:

"6970. Permanent professors: promotion.
"6970a. Permanent professors: retirement for years of service; authority for deferral.".

(b) CONFORMING AMENDMENTS.—Section 641(2) of such title is amended—

(1) by striking "and the registrar" and inserting ", the registrar"; and

(2) by inserting before the period at the end the following: ", and permanent professors of the Navy (as defined in regulations prescribed by the Secretary of the Navy)".

(c) COMPETITIVE SELECTION ASSESSMENT.—The Secretary of Defense shall conduct an assessment of the effectiveness of the promotion system established under section 6970 of title 10, United States Code, as added by subsection (a), for permanent professors of the United States Naval Academy, including an evaluation of the extent to which the implementation of the promotion system has resulted in a competitive environment for the selection of permanent professors and an evaluation of whether the goals of the permanent professor program have been achieved, including adequate career progression and promotion opportunities for participating officers. Not later than December 31, 2009, the Secretary shall submit to the congressional defense committees a report containing the results of the assessment.

(d) USE OF EXCLUSIONS FROM AUTHORIZED OFFICER STRENGTHS.—Not later than March 31, 2008, the Secretary of the Navy shall submit to the congressional defense committees a report describing the plans of the Secretary for utilization of authorized exemptions under section 523(b)(8) of title 10, United States Code, and

a discussion of the Navy's requirement, if any, and projections for use of additional exemptions by grade.

Subtitle B—Reserve Component Management

SEC. 511. RETENTION OF MILITARY TECHNICIANS WHO LOSE DUAL STATUS IN THE SELECTED RESERVE DUE TO COMBAT-RELATED DISABILITY.

Section 10216 of title 10, United States Code, is amended by inserting after subsection (f) the following new subsection:

"(g) RETENTION OF MILITARY TECHNICIANS WHO LOSE DUAL STATUS DUE TO COMBAT-RELATED DISABILITY.—(1) Notwithstanding subsection (d) of this section or subsections (a)(3) and (b) of section 10218 of this title, if a military technician (dual status) loses such dual status as the result of a combat-related disability (as defined in section 1413a of this title), the person may be retained as a non-dual status technician so long as—

"(A) the combat-related disability does not prevent the person from performing the non-dual status functions or position; and

"(B) the person, while a non-dual status technician, is not disqualified from performing the non-dual status functions or position because of performance, medical, or other reasons.

"(2) A person so retained shall be removed not later than 30 days after becoming eligible for an unreduced annuity and becoming 60 years of age.

"(3) Persons retained under the authority of this subsection do not count against the limitations of section 10217(c) of this title.".

SEC. 512. CONSTRUCTIVE SERVICE CREDIT UPON ORIGINAL APPOINTMENT OF RESERVE OFFICERS IN CERTAIN HEALTH CARE PROFESSIONS.

(a) INCLUSION OF ADDITIONAL HEALTH CARE PROFESSIONS.—Paragraph (2) of section 12207(b) of title 10, United States Code, is amended to read as follows:

"(2)(A) If the Secretary of Defense determines that the number of officers in a health profession described in subparagraph (B) who are serving in an active status in a reserve component of the Army, Navy, or Air Force in grades below major or lieutenant commander is critically below the number needed in such health profession by such reserve component in such grades, the Secretary of Defense may authorize the Secretary of the military department concerned to credit any person who is receiving an original appointment as an officer for service in such health profession with a period of constructive credit in such amount (in addition to any amount credited such person under paragraph (1)) as will result in the grade of such person being that of captain or, in the case of the Navy Reserve, lieutenant.

"(B) The types of health professions referred to in subparagraph (A) include the following:

"(i) Any health profession performed by officers in the Medical Corps of the Army or the Navy or by officers of the Air Force designated as a medical officer.

"(ii) Any health profession performed by officers in the Dental Corps of the Army or the Navy or by officers of the Air Force designated as a dental officer.

"(iii) Any health profession performed by officers in the Medical Service Corps of the Army or the Navy or by officers of the Air Force designated as a medical service officer or biomedical sciences officer.

"(iv) Any health profession performed by officers in the Army Medical Specialist Corps.

"(v) Any health profession performed by officers of the Nurse Corps of the Army or the Navy or by officers of the Air Force designated as a nurse.

"(vi) Any health profession performed by officers in the Veterinary Corps of the Army or by officers designated as a veterinary officer.".

(b) CONFORMING AMENDMENT.—Paragraph (3) of such section is amended by striking "a medical or dental officer" and inserting "officers covered by paragraph (2)".

SEC. 513. MANDATORY SEPARATION OF RESERVE OFFICERS IN THE GRADE OF LIEUTENANT GENERAL OR VICE ADMIRAL AFTER COMPLETION OF 38 YEARS OF COMMISSIONED SERVICE.

(a) MANDATORY SEPARATION.—Section 14508 of title 10, United States Code, is amended—

(1) by redesignating subsections (c), (d), and (e) as subsections (e), (f), and (g), respectively; and

(2) by inserting after subsection (b) the following new subsection (c):

"(c) THIRTY-EIGHT YEARS OF SERVICE FOR LIEUTENANT GENERALS AND VICE ADMIRALS.—Unless retired, transferred to the Retired Reserve, or discharged at an earlier date, each reserve officer of the Army, Air Force, or Marine Corps in the grade of lieutenant general and each reserve officer of the Navy in the grade of vice admiral shall be separated in accordance with section 14514 of this title on the later of the following:

"(1) 30 days after completion of 38 years of commissioned service.

"(2) The fifth anniversary of the date of the officer's appointment in the grade of lieutenant general or vice admiral.".

(b) CLERICAL AMENDMENTS.—Such section is further amended—

(1) in subsection (a), by inserting "FOR BRIGADIER GENERALS AND REAR ADMIRALS (LOWER HALF)" after "GRADE" in the subsection heading; and

(2) in subsection (b), by inserting "FOR MAJOR GENERALS AND REAR ADMIRALS" after "GRADE" in the subsection heading.

SEC. 514. MAXIMUM PERIOD OF TEMPORARY FEDERAL RECOGNITION OF PERSON AS ARMY NATIONAL GUARD OFFICER OR AIR NATIONAL GUARD OFFICER.

Section 308(a) of title 32, United States Code, is amended in the last sentence by striking "six months" and inserting "one year".

SEC. 515. ADVANCE NOTICE TO MEMBERS OF RESERVE COMPONENTS OF DEPLOYMENT IN SUPPORT OF CONTINGENCY OPERATIONS.

(a) ADVANCE NOTICE REQUIRED.—The Secretary of a military department shall ensure that a member of a reserve component under the jurisdiction of that Secretary who will be called or ordered to active duty for a period of more than 30 days in support of a contingency operation (as defined in section 101(a)(13) of title 10, United States Code) receives notice in advance of the mobilization date. In so far as is practicable, the notice shall be provided not less than 30 days before the mobilization date, but with a goal of 90 days before the mobilization date.

(b) REDUCTION OR WAIVER OF NOTICE REQUIREMENT.—The Secretary of Defense may waive the requirement of subsection (a), or authorize shorter notice than the minimum specified in such subsection, during a war or national emergency declared by the President or Congress or to meet mission requirements. If the waiver or reduction is made on account of mission requirements, the Secretary shall submit to Congress a report detailing the reasons for the waiver or reduction and the mission requirements at issue.

SEC. 516. REPORT ON RELIEF FROM PROFESSIONAL LICENSURE AND CERTIFICATION REQUIREMENTS FOR RESERVE COMPONENT MEMBERS ON LONG-TERM ACTIVE DUTY.

(a) STUDY.—The Comptroller General of the United States shall conduct a study of the requirements to maintain licensure or certification by members of the National Guard or other reserve components of the Armed Forces while on active duty for an extended period of time.

(b) ELEMENTS OF STUDY.—In the study, the Comptroller General shall—

(1) identify the number and type of professional or other licensure or certification requirements that may be adversely impacted by extended periods of active duty; and

(2) determine mechanisms that would provide relief from professional or other licensure or certification requirements for members of the reserve components while on active duty for an extended period of time.

(c) REPORT.—Not later than 120 days after the date of the enactment of this Act, the Comptroller General shall submit to the Committees on Armed Services of the Senate and House of Representative a report containing the results of the study and such recommendations as the Comptroller General considers appropriate to provide further relief for members of the reserve components from professional or other licensure or certification requirements while on active duty for an extended period of time.

Subtitle C—Education and Training

SEC. 521. REVISIONS TO AUTHORITY TO PAY TUITION FOR OFF-DUTY TRAINING OR EDUCATION.

(a) INCLUSION OF COAST GUARD.—Subsection (a) of section 2007 of title 10, United States Code, is amended by striking "Subject to subsection (b), the Secretary of a military department" and inserting "Subject to subsections (b) and (c), the Secretary concerned".

(b) COMMISSIONED OFFICERS ON ACTIVE DUTY.—Subsection (b) of such section is amended—

(1) in paragraph (1)—

(A) by inserting after "commissioned officer on active duty" the following: "(other than a member of the Ready Reserve)";

(B) by striking "the Secretary of the military department concerned" and inserting "the Secretary concerned"; and

(C) by striking "or full-time National Guard duty" both places it appears; and

(2) in paragraph (2)—

(A) in the matter preceding subparagraph (A), by striking "the Secretary of the military department" and inserting "the Secretary concerned";

(B) in subparagraph (B), by inserting after "active duty service" the following: "for which the officer was ordered to active duty"; and

(C) in subparagraph (C), by striking "Secretary" and inserting "Secretary concerned".

(c) AUTHORITY TO PAY TUITION ASSISTANCE TO MEMBERS OF THE READY RESERVE.—

(1) AVAILABILITY OF ASSISTANCE.—Subsection (c) of such section is amended to read as follows:

"(c)(1) Subject to paragraphs (3) and (5), the Secretary concerned may pay the charges of an educational institution for the tuition or expenses described in subsection (a) of a member of the Selected Reserve.

"(2) Subject to paragraphs (4) and (5), the Secretary concerned may pay the charges of an educational institution for the tuition or expenses described in subsection (a) of a member of the Individual Ready Reserve who has a military occupational specialty designated by the Secretary concerned for purposes of this subsection.

"(3) The Secretary concerned may not pay charges under paragraph (1) for tuition or expenses of an officer of the Selected Reserve unless the officer enters into an agreement to remain a member of the Selected Reserve for at least four years after completion of the education or training for which the charges are paid.

"(4) The Secretary concerned may not pay charges under paragraph (2) for tuition or expenses of an officer of the Individual Ready Reserve unless the officer enters into an agreement to remain in the Selected Reserve or Individual Ready Reserve for at least four years after completion of the education or training for which the charges are paid.

"(5) The Secretary of a military department may require an enlisted member of the Selected Reserve or Individual Ready Reserve to enter into an agreement to serve for up to four years in the Selected Reserve or Individual Ready Reserve, as the case may be, after completion of the education or training for which tuition or expenses are paid under paragraph (1) or (2), as applicable.".

(2) REPEAL OF SUPERSEDED PROVISION.—Such section is further amended—

(A) by striking subsection (d); and

(B) by redesignating subsections (e) and (f) as subsections (d) and (e), respectively.

(3) REPAYMENT OF UNEARNED BENEFIT.—Subsection (e) of such section, as redesignated by paragraph (2) of this subsection, is amended—

(A) by inserting "(1)" after "(e)"; and

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

"(2) If a member of the Ready Reserve who enters into an agreement under subsection (c) does not complete the period of service specified in the agreement, the member shall be subject to the repayment provisions of section 303a(e) of title 37.".

(d) REGULATIONS.—Such section is further amended by adding at the end the following new subsection:

"(f) This section shall be administered under regulations prescribed by the Secretary of Defense or, with respect to the Coast Guard when it is not operating as a service in the Navy, the Secretary of Homeland Security.".

(e) STUDY.—

(1) STUDY REQUIRED.—The Secretary of Defense shall carry out a study on the tuition assistance program carried out under section 2007 of title 10, United States Code. The study shall—

(A) identify the number of members of the Armed Forces eligible for assistance under the program, and the number who actually receive the assistance;

(B) assess the extent to which the program affects retention rates; and

(C) assess the extent to which State tuition assistance programs affect retention rates in those States.

(2) REPORT.—Not later than nine months after the date of the enactment of this Act, the Secretary shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report containing the results of the study.

SEC. 522. REDUCTION OR ELIMINATION OF SERVICE OBLIGATION IN AN ARMY RESERVE OR ARMY NATIONAL GUARD TROOP PROGRAM UNIT FOR CERTAIN PERSONS SELECTED AS MEDICAL STUDENTS AT UNIFORMED SERVICES UNIVERSITY OF THE HEALTH SCIENCES.

Paragraph (3) of section 2107a(b) of title 10, United States Code, is amended to read as follows:

"(3)(A) Subject to subparagraph (C), in the case of a person described in subparagraph (B), the Secretary may, at any time and with the consent of the person, modify an agreement described in paragraph (1)(F) submitted by the person for the purpose of reducing or eliminating the troop program unit service obligation specified in the agreement and to establish, in lieu of that obligation, an active duty service obligation.

"(B) Subparagraph (A) applies with respect to the following persons:

"(i) A cadet under this section at a military junior college.

"(ii) A cadet or former cadet under this section who is selected under section 2114 of this title to be a medical student at the Uniformed Services University of the Health Sciences.

"(iii) A cadet or former cadet under this section who signs an agreement under section 2122 of this title for participation in the Armed Forces Health Professions Scholarship and Financial Assistance program.

"(C) The modification of an agreement described in paragraph (1)(F) may be made only if the Secretary determines that it is in the best interests of the United States to do so.".

SEC. 523. REPEAL OF ANNUAL LIMIT ON NUMBER OF ROTC SCHOLARSHIPS UNDER ARMY RESERVE AND ARMY NATIONAL GUARD FINANCIAL ASSISTANCE PROGRAM.

Section 2107a(h) of title 10, United States Code, is amended by striking "not more than 416 cadets each year under this section, to include" and inserting "each year under this section".

SEC. 524. TREATMENT OF PRIOR ACTIVE SERVICE OF MEMBERS IN UNIFORMED MEDICAL ACCESSION PROGRAMS.

(a) MEDICAL STUDENTS OF USUHS.—

(1) TREATMENT OF STUDENTS WITH PRIOR ACTIVE SERVICE.—Section 2114 of title 10, United States Code, is amended—

(A) by redesignating subsections (c) through (h) as subsections (d) through (i), respectively; and

(B) in subsection (b)—

(i) by inserting "(1)" after "(b)"; and

(ii) by inserting after the second sentence the following new paragraph:

"(2) If a member of the uniformed services selected to be a student has prior active service in a pay grade and with years of service credited for pay that would entitle the member, if the member remained in the former grade, to a rate of basic pay in excess of the rate of basic pay for regular officers in the grade of second lieutenant or ensign, the member shall be paid basic pay based on the former grade and years of service credited for pay. The amount of such basic pay for the member shall be increased on January 1 of each year by the percentage by which basic pay is increased on average on that date for that year, and the member shall continue to receive basic pay based on the former grade and years of service until the date, whether occurring before or after graduation, on which the basic pay for the member in the member's actual grade and years of service credited for pay exceeds the amount of basic pay to which the member is entitled based on the member's former grade and years of service.".

(2) CONFORMING AMENDMENTS.—Such section is further amended—

(A) in subsection (b), by striking "Upon graduation they" and inserting the following:

"(c) Medical students who graduate"; and

(B) in subsection (i), as redesignated by paragraph (1), by striking "subsection (b)" and inserting "subsection (c)".

(b) PARTICIPANTS IN HEALTH PROFESSIONS SCHOLARSHIP AND FINANCIAL ASSISTANCE PROGRAM.—Section 2121(c) of such title is amended—

(1) by inserting "(1)" after "(c)"; and

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

"(2) If a member of the uniformed services selected to participate in the program as a medical student has prior active service in a pay grade and with years of service credited for pay that would entitle the member, if the member remained in the former grade, to a rate of basic pay in excess of the rate of basic pay for regular officers in the grade of second lieutenant or ensign, the member shall

be paid basic pay based on the former grade and years of service credited for pay. The amount of such basic pay for the member shall be increased on January 1 of each year by the percentage by which basic pay is increased on average on that date for that year, and the member shall continue to receive basic pay based on the former grade and years of service until the date, whether occurring before or after the conclusion of such participation, on which the basic pay for the member in the member's actual grade and years of service credited for pay exceeds the amount of basic pay to which the member is entitled based on the member's former grade and years of service.".

(c) OFFICERS DETAILED AS STUDENTS AT MEDICAL SCHOOLS.—

(1) APPOINTMENT AND TREATMENT OF PRIOR ACTIVE SERVICE.—Section 2004a of such title is amended—

(A) by redesignating subsections (e) through (h) as subsections (f) through (i), respectively; and

(B) by inserting after subsection (d) the following new subsection:

"(e) APPOINTMENT AND TREATMENT OF PRIOR ACTIVE SERVICE.—(1) A commissioned officer detailed as a student at a medical school under subsection (a) shall be appointed as a regular officer in the grade of second lieutenant or ensign and shall serve on active duty in that grade with full pay and allowances of that grade.

"(2) If an officer detailed to be a medical student has prior active service in a pay grade and with years of service credited for pay that would entitle the officer, if the officer remained in the former grade, to a rate of basic pay in excess of the rate of basic pay for regular officers in the grade of second lieutenant or ensign, the officer shall be paid basic pay based on the former grade and years of service credited for pay. The amount of such basic pay for the officer shall be increased on January 1 of each year by the percentage by which basic pay is increased on average on that date for that year, and the officer shall continue to receive basic pay based on the former grade and years of service until the date, whether occurring before or after graduation, on which the basic pay for the officer in the officer's actual grade and years of service credited for pay exceeds the amount of basic pay to which the officer is entitled based on the officer's former grade and years of service.".

(2) TECHNICAL AMENDMENT.—Subsection (c) of such section is amended by striking "subsection (c)" and inserting "subsection (b)".

SEC. 525. REPEAL OF POST-2007–2008 ACADEMIC YEAR PROHIBITION ON PHASED INCREASE IN CADET STRENGTH LIMIT AT THE UNITED STATES MILITARY ACADEMY.

Section 4342(j)(1) of title 10, United States Code, is amended by striking the last sentence.

SEC. 526. NATIONAL DEFENSE UNIVERSITY MASTER'S DEGREE PROGRAMS.

(a) MASTER OF ARTS PROGRAM AUTHORIZED.—Section 2163 of title 10, United States Code, is amended—

(1) in subsection (a), by inserting "or master of arts" after "master of science"; and

(2) in subsection (b), by adding at the end the following new paragraph:

"(4) MASTER OF ARTS IN STRATEGIC SECURITY STUDIES.—The degree of master of arts in strategic security studies, to graduates of the University who fulfill the requirements of the program at the School for National Security Executive Education.".

(b) CLERICAL AMENDMENTS.—

(1) SECTION HEADING.—The heading of such section is amended to read as follows:

"§ 2163. National Defense University: master's degree programs".

(2) TABLE OF CONTENTS.—The table of sections at the beginning of chapter 108 of such title is amended by striking the item relating to section 2163 and inserting the following new item:

"2163. National Defense University: master's degree programs.".

(c) APPLICABILITY TO 2006-2007 GRADUATES.—Paragraph (4) of section 2163(b) of title 10, United States Code, as added by subsection (a) of this section, applies with respect to any person who becomes a graduate of the National Defense University on or after September 6, 2006, and fulfills the requirements of the program referred to in such paragraph (4).

SEC. 527. AUTHORITY OF THE AIR UNIVERSITY TO CONFER DEGREE OF MASTER OF SCIENCE IN FLIGHT TEST ENGINEERING.

Section 9317(a) of title 10, United States Code, is amended—

(1) by redesignating paragraph (4) as paragraph (5); and

(2) by inserting after paragraph (3) the following new paragraph:

"(4) The degree of master of science in flight test engineering upon graduates of the Air Force Test Pilot School who fulfill the requirements for that degree in a manner consistent with the recommendations of the Department of Education and the principles of the regional accrediting body for the Air University.".

SEC. 528. ENHANCEMENT OF EDUCATION BENEFITS FOR CERTAIN MEMBERS OF RESERVE COMPONENTS.

(a) ACCELERATED PAYMENT OF EDUCATIONAL ASSISTANCE FOR MEMBERS OF THE SELECTED RESERVE.—

(1) IN GENERAL.—Chapter 1606 of title 10, United States Code, is amended by inserting after section 16131 the following new section:

"§ 16131a. Accelerated payment of educational assistance

"(a) The educational assistance allowance payable under section 16131 of this title with respect to an eligible person described in subsection (b) may, upon the election of such eligible person, be paid on an accelerated basis in accordance with this section.

"(b) An eligible person described in this subsection is a person entitled to educational assistance under this chapter who is—

"(1) enrolled in an approved program of education not exceeding two years in duration and not leading to an associate, bachelors, masters, or other degree, subject to subsection (g); and

"(2) charged tuition and fees for the program of education that, when divided by the number of months (and fractions thereof) in the enrollment period, exceeds the amount equal to 200 percent of the monthly rate of educational assistance allowance otherwise payable with respect to the person under section 16131 of this title.

"(c)(1) The amount of the accelerated payment of educational assistance payable with respect to an eligible person making an election under subsection (a) for a program of education shall be the lesser of—

"(A) the amount equal to 60 percent of the established charges for the program of education; or

"(B) the aggregate amount of educational assistance allowance to which the person remains entitled under this chapter at the time of the payment.

"(2)(A) In this subsection, except as provided in subparagraph (B), the term 'established charges', in the case of a program of education, means the actual charges (as determined pursuant to regulations prescribed by the Secretary of Veterans Affairs) for tuition and fees which similarly circumstanced individuals who are not eligible for benefits under this chapter and who are enrolled in the program of education would be required to pay. Established charges shall be determined on the following basis:

"(i) In the case of an individual enrolled in a program of education offered on a term, quarter, or semester basis, the tuition and fees charged the individual for the term, quarter, or semester.

"(ii) In the case of an individual enrolled in a program of education not offered on a term, quarter, or semester basis, the tuition and fees charged the individual for the entire program of education.

"(B) In this subsection, the term 'established charges' does not include any fees or payments attributable to the purchase of a vehicle.

"(3) The educational institution providing the program of education for which an accelerated payment of educational assistance allowance is elected by an eligible person under subsection (a) shall certify to the Secretary of Veterans Affairs the amount of the established charges for the program of education.

"(d) An accelerated payment of educational assistance allowance made with respect to an eligible person under this section for a program of education shall be made not later than the last day of the month immediately following the month in which the Secretary of Veterans Affairs receives a certification from the educational institution regarding—

"(1) the person's enrollment in and pursuit of the program of education; and

"(2) the amount of the established charges for the program of education.

"(e)(1) Except as provided in paragraph (2), for each accelerated payment of educational assistance allowance made with respect to an eligible person under this section, the person's entitlement to educational assistance under this chapter shall be charged the number of months (and any fraction thereof) determined by dividing the amount of the accelerated payment by the full-time monthly rate of

educational assistance allowance otherwise payable with respect to the person under section 16131 of this title as of the beginning date of the enrollment period for the program of education for which the accelerated payment is made.

"(2) If the monthly rate of educational assistance allowance otherwise payable with respect to an eligible person under section 16131 of this title increases during the enrollment period of a program of education for which an accelerated payment of educational assistance allowance is made under this section, the charge to the person's entitlement to educational assistance under this chapter shall be determined by prorating the entitlement chargeable, in the manner provided for under paragraph (1), for the periods covered by the initial rate and increased rate, respectively, in accordance with regulations prescribed by the Secretary of Veterans Affairs.

"(f) The Secretary of Veterans Affairs shall prescribe regulations to carry out this section. The regulations shall include requirements, conditions, and methods for the request, issuance, delivery, certification of receipt and use, and recovery of overpayment of an accelerated payment of educational assistance allowance under this section. The regulations may include such elements of the regulations prescribed under section 3014A of title 38 as the Secretary of Veterans Affairs considers appropriate for purposes of this section.

"(g) The aggregate amount of educational assistance payable under this section in any fiscal year for enrollments covered by subsection (b)(1) may not exceed $4,000,000.".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 1606 of such title is amended by inserting after the item relating to section 16131 the following new item:

"16131a. Accelerated payment of educational assistance.".

(3) EFFECTIVE DATE.—The amendments made by this subsection shall take effect on October 1, 2008, and shall only apply to initial enrollments in approved programs of education after such date.

(b) ACCELERATED PAYMENT OF EDUCATIONAL ASSISTANCE FOR RESERVE COMPONENT MEMBERS SUPPORTING CONTINGENCY OPERATIONS AND OTHER OPERATIONS.—

(1) IN GENERAL.—Chapter 1607 of title 10, United States Code, is amended by inserting after section 16162 the following new section:

"§ 16162a. Accelerated payment of educational assistance

"(a) PAYMENT ON ACCELERATED BASIS.—The educational assistance allowance payable under section 16162 of this title with respect to an eligible member described in subsection (b) may, upon the election of such eligible member, be paid on an accelerated basis in accordance with this section.

"(b) ELIGIBLE MEMBERS.—An eligible member described in this subsection is a member of a reserve component entitled to educational assistance under this chapter who is—

"(1) enrolled in an approved program of education not exceeding two years in duration and not leading to an associate, bachelors, masters, or other degree, subject to subsection (g); and

"(2) charged tuition and fees for the program of education that, when divided by the number of months (and fractions thereof) in the enrollment period, exceeds the amount equal to 200 percent of the monthly rate of educational assistance allowance otherwise payable with respect to the member under section 16162 of this title.

"(c) AMOUNT OF ACCELERATED PAYMENT.—(1) The amount of the accelerated payment of educational assistance payable with respect to an eligible member making an election under subsection (a) for a program of education shall be the lesser of—

"(A) the amount equal to 60 percent of the established charges for the program of education; or

"(B) the aggregate amount of educational assistance allowance to which the member remains entitled under this chapter at the time of the payment.

"(2)(A) In this subsection, except as provided in subparagraph (B), the term 'established charges', in the case of a program of education, means the actual charges (as determined pursuant to regulations prescribed by the Secretary of Veterans Affairs) for tuition and fees which similarly circumstanced individuals who are not eligible for benefits under this chapter and who are enrolled in the program of education would be required to pay. Established charges shall be determined on the following basis:

"(i) In the case of an individual enrolled in a program of education offered on a term, quarter, or semester basis, the tuition and fees charged the individual for the term, quarter, or semester.

"(ii) In the case of an individual enrolled in a program of education not offered on a term, quarter, or semester basis, the tuition and fees charged the individual for the entire program of education.

"(B) In this subsection, the term 'established charges' does not include any fees or payments attributable to the purchase of a vehicle.

"(3) The educational institution providing the program of education for which an accelerated payment of educational assistance allowance is elected by an eligible member under subsection (a) shall certify to the Secretary of Veterans Affairs the amount of the established charges for the program of education.

"(d) TIME OF PAYMENT.—An accelerated payment of educational assistance allowance made with respect to an eligible member under this section for a program of education shall be made not later than the last day of the month immediately following the month in which the Secretary of Veterans Affairs receives a certification from the educational institution regarding—

"(1) the member's enrollment in and pursuit of the program of education; and

"(2) the amount of the established charges for the program of education.

"(e) CHARGE AGAINST ENTITLEMENT.—(1) Except as provided in paragraph (2), for each accelerated payment of educational assistance allowance made with respect to an eligible member under this section, the member's entitlement to educational assistance under this chapter shall be charged the number of months (and any fraction thereof) determined by dividing the amount of the accelerated

payment by the full-time monthly rate of educational assistance allowance otherwise payable with respect to the member under section 16162 of this title as of the beginning date of the enrollment period for the program of education for which the accelerated payment is made.

"(2) If the monthly rate of educational assistance allowance otherwise payable with respect to an eligible member under section 16162 of this title increases during the enrollment period of a program of education for which an accelerated payment of educational assistance allowance is made under this section, the charge to the member's entitlement to educational assistance under this chapter shall be determined by prorating the entitlement chargeable, in the manner provided for under paragraph (1), for the periods covered by the initial rate and increased rate, respectively, in accordance with regulations prescribed by the Secretary of Veterans Affairs.

"(f) REGULATIONS.—The Secretary of Veterans Affairs shall prescribe regulations to carry out this section. The regulations shall include requirements, conditions, and methods for the request, issuance, delivery, certification of receipt and use, and recovery of overpayment of an accelerated payment of educational assistance allowance under this section. The regulations may include such elements of the regulations prescribed under section 3014A of title 38 as the Secretary of Veterans Affairs considers appropriate for purposes of this section.

"(g) LIMITATION.—The aggregate amount of educational assistance payable under this section in any fiscal year for enrollments covered by subsection (b)(1) may not exceed $3,000,000.".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 1607 of such title is amended by inserting after the item relating to section 16162 the following new item:

"16162a. Accelerated payment of educational assistance.".

(3) EFFECTIVE DATE.—The amendments made by this subsection shall take effect on October 1, 2008, and shall only apply to initial enrollments in approved programs of education after such date.

(c) ENHANCEMENT OF EDUCATIONAL ASSISTANCE FOR RESERVE COMPONENT MEMBERS SUPPORTING CONTINGENCY OPERATIONS AND OTHER OPERATIONS.—

(1) ASSISTANCE FOR THREE YEARS CUMULATIVE SERVICE.—Subsection (c)(4)(C) of section 16162 of title 10, United States Code, is amended by striking "for two continuous years or more." and inserting "for—

"(i) two continuous years or more; or

"(ii) an aggregate of three years or more.".

(2) CONTRIBUTIONS FOR INCREASED AMOUNT OF EDUCATIONAL ASSISTANCE.—Such section is further amended by adding at the end the following new subsection:

"(f) CONTRIBUTIONS FOR INCREASED AMOUNT OF EDUCATIONAL ASSISTANCE.—(1)(A) Any individual eligible for educational assistance under this section may contribute amounts for purposes of receiving an increased amount of educational assistance as provided for in paragraph (2).

"(B) An individual covered by subparagraph (A) may make the contributions authorized by that subparagraph at any time while a

member of a reserve component, but not more frequently than monthly.

"(C) The total amount of the contributions made by an individual under subparagraph (A) may not exceed $600. Such contributions shall be made in multiples of $20.

"(D) Contributions under this subsection shall be made to the Secretary concerned. Such Secretary shall deposit any amounts received as contributions under this subsection into the Treasury as miscellaneous receipts.

"(2) Effective as of the first day of the enrollment period following the enrollment period in which an individual makes contributions under paragraph (1), the monthly amount of educational assistance allowance applicable to such individual under this section shall be the monthly rate otherwise provided for under subsection (c) increased by—

"(A) an amount equal to $5 for each $20 contributed by such individual under paragraph (1) for an approved program of education pursued on a full-time basis; or

"(B) an appropriately reduced amount based on the amount so contributed as determined under regulations that the Secretary of Veterans Affairs shall prescribe, for an approved program of education pursued on less than a full-time basis.".

SEC. 529. EXTENSION OF PERIOD OF ENTITLEMENT TO EDUCATIONAL ASSISTANCE FOR CERTAIN MEMBERS OF THE SELECTED RESERVE AFFECTED BY FORCE SHAPING INITIATIVES.

Section 16133(b)(1)(B) of title 10, United States Code, is amended by inserting "or the period beginning on October 1, 2007, and ending on September 30, 2014," after "December 31, 2001,".

SEC. 530. TIME LIMIT FOR USE OF EDUCATIONAL ASSISTANCE BENEFIT FOR CERTAIN MEMBERS OF RESERVE COMPONENTS AND RESUMPTION OF BENEFIT.

(a) MODIFICATION OF TIME LIMIT FOR USE OF BENEFIT.—

(1) MODIFICATION.—Section 16164(a) of title 10, United States Code, is amended by striking "this chapter while serving—" and all that follows and inserting "this chapter—

"(1) while the member is serving—

"(A) in the Selected Reserve of the Ready Reserve, in the case of a member called or ordered to active service while serving in the Selected Reserve; or

"(B) in the Ready Reserve, in the case of a member ordered to active duty while serving in the Ready Reserve (other than the Selected Reserve); and

"(2) in the case of a person who separates from the Selected Reserve of the Ready Reserve after completion of a period of active service described in section 16163 of this title and completion of a service contract under other than dishonorable conditions, during the 10-year period beginning on the date on which the person separates from the Selected Reserve.".

(2) CONFORMING AMENDMENT.—Paragraph (2) of section 16165(a) of such title is amended to read as follows:

"(2) when the member separates from the Ready Reserve as provided in section 16164(a)(1) of this title, or upon completion of the period provided for in section 16164(a)(2) of this title, as applicable.".

(b) RECLAIMING BENEFIT FOR MEMBERS REENTERING SERVICE.—Section 16165(b) of such title is amended by striking "of not more than 90 days" after "who incurs a break in service in the Selected Reserve".

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect as of October 28, 2004, as if included in the enactment of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375), to which such amendments relate.

SEC. 531. SECRETARY OF DEFENSE EVALUATION OF THE ADEQUACY OF THE DEGREE-GRANTING AUTHORITIES OF CERTAIN MILITARY UNIVERSITIES AND EDUCATIONAL INSTITUTIONS.

(a) EVALUATION REQUIRED.—The Secretary of Defense shall carry out an evaluation of the degree-granting authorities provided by title 10, United States Code, to the academic institutions specified in subsection (b). The evaluation shall assess whether the current process, under which each degree conferred by each institution must have a statutory authorization, remains adequate, appropriate, and responsive enough to meet emerging military service education requirements.

(b) SPECIFIED INSTITUTIONS.—The academic institutions covered by subsection (a) are the following:

(1) The National Defense University.

(2) The Army War College and the United States Army Command and General Staff College.

(3) The United States Naval War College.

(4) The United States Naval Postgraduate School.

(5) Air University and the United States Air Force Institute of Technology.

(6) The Marine Corps University.

(c) REPORT.—Not later than April 1, 2008, the Secretary shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the evaluation. The report shall include the results of the evaluation and any recommendations for changes to policy or law that the Secretary considers appropriate.

SEC. 532. REPORT ON SUCCESS OF ARMY NATIONAL GUARD AND RESERVE SENIOR RESERVE OFFICERS' TRAINING CORPS FINANCIAL ASSISTANCE PROGRAM.

(a) REPORT REQUIRED.—Not later than 150 days after the date of the enactment of this Act, the Secretary of the Army shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the success of the financial assistance program of the Senior Reserve Officers' Training Corps under section 2107a of title 10, United States Code, in securing the appointment of second lieutenants in the Army Reserve and Army National Guard. The report shall include detailed information on the appointment of cadets under the financial assistance program who are enrolled in an educational institution described in subsection (b) and address the efforts of the Secretary to increase awareness of the availability and advantages of appointment in the Senior Reserve Officers' Training Corps at these institutions and to increase the number of cadets at these institutions.

(b) COVERED EDUCATIONAL INSTITUTIONS.—The educational institutions referred to in subsection (a) are the following:

(1) An historically Black college or university that is a part B institution, as defined in section 322(2) of the Higher Education Act of 1965 (20 U.S.C. 1061(2)).

(2) A minority institution, as defined in section 365(3) of that Act (20 U.S.C. 1067k(3)).

(3) An Hispanic-serving institution, as defined in section 502(a)(5) of that Act (20 U.S.C. 1101a(a)(5)).

SEC. 533. REPORT ON UTILIZATION OF TUITION ASSISTANCE BY MEMBERS OF THE ARMED FORCES.

(a) REPORTS REQUIRED.—Not later than April 1, 2008, the Secretary of each military department shall submit to the congressional defense committees a report on the utilization of tuition assistance by members of the Armed Forces, whether in the regular components of the Armed Forces or the reserve components of the Armed Forces, under the jurisdiction of such military department during fiscal year 2007.

(b) ELEMENTS.—The report with respect to a military department under subsection (a) shall include the following:

(1) Information on the policies of such military department for fiscal year 2007 regarding utilization of, and limits on, tuition assistance by members of the Armed Forces under the jurisdiction of such military department, including an estimate of the number of members of the reserve components of the Armed Forces under the jurisdiction of such military department whose requests for tuition assistance during that fiscal year were unfunded.

(2) Information on the policies of such military department for fiscal year 2007 regarding funding of tuition assistance for each of the regular components of the Armed Forces and each of the reserve components of the Armed Forces under the jurisdiction of such military department.

SEC. 534. NAVY JUNIOR RESERVE OFFICERS' TRAINING CORPS UNIT FOR SOUTHOLD, MATTITUCK, AND GREENPORT HIGH SCHOOLS.

For purposes of meeting the requirements of section 2031(b) of title 10, United States Code, the Secretary of the Navy may and, to the extent the schools request, shall treat any two or more of the following schools (all in Southold, Suffolk County, New York) as a single institution:

(1) Southold High School.

(2) Mattituck High School.

(3) Greenport High School.

SEC. 535. REPORT ON TRANSFER OF ADMINISTRATION OF CERTAIN EDUCATIONAL ASSISTANCE PROGRAMS FOR MEMBERS OF THE RESERVE COMPONENTS.

(a) REPORT REQUIRED.—Not later than September 1, 2008, the Secretary of Defense, in cooperation with the Secretary of Veterans Affairs, shall submit to the congressional defense committees and the Committees on Veterans Affairs of the Senate and House of Representatives a report on the feasibility and merits of transferring the administration of the educational assistance programs for members of the reserve components contained in chapters 1606 and 1607 of

title 10, United States Code, from the Department of Defense to the Department of Veterans Affairs.

(b) ELEMENTS OF REPORT.—The report shall specifically address the following:

(1) A discussion of the history and purpose of the educational assistance benefits under chapters 1606 and 1607 of title 10, United States Code, and the data most recently available, as of the date of the enactment of this Act, relating to the cost of providing such benefits and the projected costs of providing such benefits over the ten-year period beginning on the such date.

(2) The effect of a transfer of administrative jurisdiction on the delivery of educational assistance benefits to members of the reserve components.

(3) The effect of a transfer of administrative jurisdiction on Department of Defense efforts relating to recruiting, retention, and compensation, including bonuses, special pays, and incentive pays.

(4) The extent to which educational assistance benefits influence the decision of a person to join a reserve component.

(5) The extent to which the educational assistance benefits available under chapter 1606 of title 10, United States Code, affect retention rates, including statistics showing how many members remain in the reserve components in order to continue to receive education benefits under such chapter.

(6) The extent to which the educational assistance benefits available under chapter 1607 of title 10, United States Code, affect retention rates, including statistics showing how many members remain in the reserve components in order to continue to receive education benefits under such chapter.

(7) The practical and budgetary issues involved in a transfer of administrative jurisdiction, including a discussion of the cost of equating the educational assistance benefits for members of the active and reserve components.

(8) Any recommendations of the Secretary for legislation to enhance or improve the delivery of educational assistance benefits for members of the reserve components.

(9) The feasibility and likely effects of transferring the administration of the educational assistance programs for members of the reserve components contained in chapters 1606 and 1607 of title 10, United States Code, from the Department of Defense to the Department of Veterans Affairs through the recodification of such chapters in title 38, United States Code, as proposed in section 525 of HR 1585 of the 110th Congress, as passed by the House of Representatives, together with any recommendations of the Secretary for improving that section.

(10) A discussion of the effects and impact of the amendments to chapter 1607 of title 10, United States Code, made by section 530 of this Act, relating to the extension of the time limit for the use of educational assistance benefits under that chapter.

(c) REVIEWS OF REPORT.—Before submission of the report to Congress, the Secretary of Defense shall secure the review of the report by the Defense Business Board, in cooperation with the Reserve Forces Policy Board. The Secretary of Veterans Affairs shall secure

the review of the report by the Veterans Affairs Advisory Committee on Education. The results of such reviews shall be included as an appendix to the report.

(d) COMPTROLLER GENERAL REVIEW.—Not later than November 1, 2008, the Comptroller General shall submit to the congressional committees referred to in subsection (a) an assessment of the report, including a review of the costs inherent in the transfer of administrative jurisdiction and the recruiting and retention data and other assumptions used by the Secretary of Defense in preparing the report. As part of the assessment, the Comptroller General shall solicit responses from the Secretary of Defense and the Secretary of Veterans Affairs.

Subtitle D—Military Justice and Legal Assistance Matters

SEC. 541. AUTHORITY TO DESIGNATE CIVILIAN EMPLOYEES OF THE FEDERAL GOVERNMENT AND DEPENDENTS OF DECEASED MEMBERS AS ELIGIBLE FOR LEGAL ASSISTANCE FROM DEPARTMENT OF DEFENSE LEGAL STAFF RESOURCES.

Section 1044(a) of title 10, United States Code, is amended by adding at the end the following new paragraphs:

"(6) Survivors of a deceased member or former member described in paragraphs (1), (2), (3), and (4) who were dependents of the member or former member at the time of the death of the member or former member, except that the eligibility of such survivors shall be determined pursuant to regulations prescribed by the Secretary concerned.

"(7) Civilian employees of the Federal Government serving in locations where legal assistance from non-military legal assistance providers is not reasonably available, except that the eligibility of civilian employees shall be determined pursuant to regulations prescribed by the Secretary concerned.".

SEC. 542. AUTHORITY OF JUDGES OF THE UNITED STATES COURT OF APPEALS FOR THE ARMED FORCES TO ADMINISTER OATHS.

Section 936 of title 10, United States Code (article 136 of the Uniform Code of Military Justice), is amended by adding at the end the following new subsection:

"(c) The judges of the United States Court of Appeals for the Armed Forces may administer the oaths authorized by subsections (a) and (b).".

SEC. 543. MODIFICATION OF AUTHORITIES ON SENIOR MEMBERS OF THE JUDGE ADVOCATE GENERALS' CORPS.

(a) DEPARTMENT OF THE ARMY.—

(1) GRADE OF JUDGE ADVOCATE GENERAL.—Subsection (a) of section 3037 of title 10, United States Code, is amended by striking the third sentence and inserting the following new sentence: "The Judge Advocate General, while so serving, has the grade of lieutenant general.".

(2) REDESIGNATION OF ASSISTANT JUDGE ADVOCATE GENERAL AS DEPUTY JUDGE ADVOCATE GENERAL.—Such section is further amended—

(A) in subsection (a), by striking "Assistant Judge Advocate General" each place it appears and inserting "Deputy Judge Advocate General"; and

(B) in subsection (d), by striking "Assistant Judge Advocate General" and inserting "Deputy Judge Advocate General".

(3) CLERICAL AMENDMENTS.—(A) The heading of such section is amended to read as follows:

"§ 3037. Judge Advocate General, Deputy Judge Advocate General, and general officers of Judge Advocate General's Corps: appointment; duties".

(B) The table of sections at the beginning of chapter 305 of such title is amended by striking the item relating to section 3037 and inserting the following new item:

"3037. Judge Advocate General, Deputy Judge Advocate General, and general officers of Judge Advocate General's Corps: appointment; duties.".

(b) GRADE OF JUDGE ADVOCATE GENERAL OF THE NAVY.—Section 5148(b) of such title is amended by striking the last sentence and inserting the following new sentence: "The Judge Advocate General, while so serving, has the grade of vice admiral or lieutenant general, as appropriate.".

(c) GRADE OF JUDGE ADVOCATE GENERAL OF THE AIR FORCE.—Section 8037(a) of such title is amended by striking the last sentence and inserting the following new sentence: "The Judge Advocate General, while so serving, has the grade of lieutenant general.".

(d) INCREASE IN NUMBER OF OFFICERS SERVING IN GRADES ABOVE MAJOR GENERAL AND REAR ADMIRAL.—Section 525(b) of such title is amended in paragraphs (1) and (2)(A) by striking "15.7 percent" each place it appears and inserting "16.3 percent".

(e) LEGAL COUNSEL TO CHAIRMAN OF THE JOINT CHIEFS OF STAFF.—

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

"§ 156. Legal Counsel to the Chairman of the Joint Chiefs of Staff

"(a) IN GENERAL.—There is a Legal Counsel to the Chairman of the Joint Chiefs of Staff.

"(b) SELECTION FOR APPOINTMENT.—Under regulations prescribed by the Secretary of Defense, the officer selected for appointment to serve as Legal Counsel to the Chairman of the Joint Chiefs of Staff shall be recommended by a board of officers convened by the Secretary of Defense that, insofar as practicable, is subject to the procedures applicable to selection boards convened under chapter 36 of this title.

"(c) GRADE.—An officer appointed to serve as Legal Counsel to the Chairman of the Joint Chiefs of Staff shall, while so serving, hold the grade of brigadier general or rear admiral (lower half).

"(d) DUTIES.—The Legal Counsel of the Chairman of the Joint Chiefs of Staff shall perform such legal duties in support of the responsibilities of the Chairman of the Joint Chiefs of Staff as the Chairman may prescribe.".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 5 of such title is amended by adding at the end the following new item:

"156. Legal Counsel to the Chairman of the Joint Chiefs of Staff".

(f) STRATEGIC PLAN TO LINK GENERAL AND FLAG OFFICER NUMBERS, ASSIGNMENTS, AND DEVELOPMENT TO THE MISSIONS AND REQUIREMENTS OF THE DEPARTMENT OF DEFENSE.—

(1) STRATEGIC PLAN REQUIRED.—The Secretary of Defense shall develop a strategic plan linking the missions and requirements of the Department of Defense for general and flag officers to the statutory limits on the numbers of general and flag officers, and current assignment, promotion, and joint officer development policies for general and flag officers.

(2) ADVICE OF CHAIRMAN OF JOINT CHIEFS OF STAFF.—The Secretary shall develop the strategic plan required under paragraph (1) with the advice of the Chairman of the Joint Chiefs of Staff.

(3) MATTERS TO BE INCLUDED.—The strategic plan required under paragraph (1) shall include the following:

(A) A description of the process for identification of the present and emerging requirements for general and flag officers and recommendations for meeting these requirements.

(B) Identification of the numbers of general and flag officers by service, grade, and qualifications currently available compared with the numbers needed to meet existing statutory requirements in support of the overall missions of the Department of Defense.

(C) An assessment of the problems or issues (and proposed solutions for any such problems or issues) arising from existing numerical limitations on the number and grade distribution of active and reserve component general and flag officers under sections 525, 526, and 12004 of title 10, United States Code;

(D) A discussion of how wartime requirements for additional general or flag officers have been addressed in support of Operation Enduring Freedom and Operation Iraqi Freedom, including the usage of wartime or national emergency authorities.

(E) An assessment of any problems or issues (and proposed solutions for any such problems or issues) arising from existing statutory provisions regarding general and flag officer assignments and grade requirements and the need, if any, for revision of provisions in title 10, United States Code, specific to individual general and flag officer positions along with recommendations to mitigate the need for routine legislative intervention as positions change to support organizational demands.

(F) An assessment of the use currently being made of reserve component flag and general officers and discussion of barriers to the qualification, selection, and assignment of National Guard and Reserve officers for the broadest possible range of positions of importance and responsibility.

(4) DEADLINE FOR SUBMISSION.—The Secretary shall submit the plan required under paragraph (1) to the Committees

on Armed Services of the Senate and the House of Representatives not later than March 1, 2009.

SEC. 544. PROHIBITION AGAINST MEMBERS OF THE ARMED FORCES PARTICIPATING IN CRIMINAL STREET GANGS.

The Secretary of Defense shall prescribe regulations to prohibit the active participation by members of the Armed Forces in a criminal street gang.

Subtitle E—Military Leave

SEC. 551. TEMPORARY ENHANCEMENT OF CARRYOVER OF ACCUMULATED LEAVE FOR MEMBERS OF THE ARMED FORCES.

(a) TEMPORARY INCREASE IN ACCUMULATED LEAVE CARRYOVER AMOUNT.—Section 701 of title 10, United States Code, is amended—

(1) in subsection (b), by striking "subsection (f) and subsection (g)" and inserting "subsections (d), (f), and (g)"; and

(2) by inserting after subsection (c) the following new subsection:

"(d) Notwithstanding subsection (b), during the period beginning on October 1, 2008, through December 31, 2010, a member may accumulate up to 75 days of leave.".

(b) CONFORMING AMENDMENTS RELATED TO HIGH DEPLOYMENT MEMBERS.—Subsection (f) of such section is amended—

(1) in paragraph (1)(A), by striking "any accumulated leave in excess of 60 days at the end of the fiscal year" and inserting "at the end of the fiscal year any accumulated leave in excess of the number of days of leave authorized to be accumulated under subsection (b) or (d)";

(2) in paragraph (1)(C)—

(A) by striking "60 days" and inserting "the days of leave authorized to be accumulated under subsection (b) or (d) that are"; and

(B) by inserting "(or fourth fiscal year, if accumulated while subsection (d) is in effect)" after "third fiscal year"; and

(3) in paragraph (2), by striking "except for this paragraph—" and all that follows through the end of the paragraph and inserting "except for this paragraph, would lose at the end of that fiscal year any accumulated leave in excess of the number of days of leave authorized to be accumulated under subsection (b) or (d), shall be permitted to retain such leave until the end of the second fiscal year after the fiscal year in which such service on active duty is terminated.".

(c) CONFORMING AMENDMENT RELATED TO MEMBERS IN MISSING STATUS.—Subsection (g) of such section is amended by striking "60-day limitation in subsection (b) and the 90-day limitation in subsection (f)" and inserting "limitations in subsections (b), (d), and (f)".

(d) PAY.—Section 501(b) of title 37, United States Code, is amended by adding at the end the following new paragraph:

"(6) An enlisted member of the armed forces who would lose accumulated leave in excess of 120 days of leave under section 701(f)(1) of title 10 may elect to be paid in cash or by a check on the Treasurer of the United States for any leave in excess so accu-

mulated for up to 30 days of such leave. A member may make an election under this paragraph only once.".

SEC. 552. ENHANCEMENT OF REST AND RECUPERATION LEAVE.

Section 705(b)(2) of title 10, United States Code, is amended by inserting "for members whose qualifying tour of duty is 12 months or less, or for not more than 20 days for members whose qualifying tour of duty is longer than 12 months," after "for not more than 15 days".

Subtitle F—Decorations and Awards

SEC. 561. AUTHORIZATION AND REQUEST FOR AWARD OF MEDAL OF HONOR TO LESLIE H. SABO, JR., FOR ACTS OF VALOR DURING THE VIETNAM WAR.

(a) AUTHORIZATION.—Notwithstanding the time limitations specified in section 3744 of title 10, United States Code, or any other time limitation with respect to the awarding of certain medals to persons who served in the Armed Forces, the President is authorized and requested to award the Medal of Honor under section 3741 of such title to Leslie H. Sabo, Jr., for the acts of valor during the Vietnam War described in subsection (b).

(b) ACTS OF VALOR DESCRIBED.—The acts of valor referred to in subsection (a) are the actions of Leslie H. Sabo, Jr., on May 10, 1970, as a member of the United States Army serving in the grade of Specialist Four in the Republic of Vietnam with Company B of the 3d Battalion, 506th Infantry Regiment, 101st Airborne Division.

SEC. 562. AUTHORIZATION AND REQUEST FOR AWARD OF MEDAL OF HONOR TO HENRY SVEHLA FOR ACTS OF VALOR DURING THE KOREAN WAR.

(a) AUTHORIZATION.—Notwithstanding the time limitations specified in section 3744 of title 10, United States Code, or any other time limitation with respect to the awarding of certain medals to persons who served in the Armed Forces, the President is authorized and requested to award the Medal of Honor under section 3741 of such title to Henry Svehla for the acts of valor described in subsection (b).

(b) ACTS OF VALOR DESCRIBED.—The acts of valor referred to in subsection (a) are the actions of Henry Svehla on June 12, 1952, as a member of the United States Army serving in the grade of Private First Class in Korea with Company F of the 32d Infantry Regiment, 7th Infantry Division.

SEC. 563. AUTHORIZATION AND REQUEST FOR AWARD OF MEDAL OF HONOR TO WOODROW W. KEEBLE FOR ACTS OF VALOR DURING THE KOREAN WAR.

(a) WAIVER OF TIME LIMITATIONS.—Notwithstanding the time limitations specified in section 3744 of title 10, United States Code, or any other time limitation with respect to the awarding of certain medals to persons who served in the Armed Forces, the President is authorized and requested to award the Medal of Honor under section 3741 of such title to Woodrow W. Keeble for the acts of valor described in subsection (b).

(b) ACTS OF VALOR DESCRIBED.—The acts of valor referred to in subsection (a) are the actions of Woodrow W. Keeble of the United

States Army as an acting platoon leader on October 20, 1950, during the Korean War.

SEC. 564. AUTHORIZATION AND REQUEST FOR AWARD OF MEDAL OF HONOR TO PRIVATE PHILIP G. SHADRACH FOR ACTS OF VALOR AS ONE OF ANDREWS' RAIDERS DURING THE CIVIL WAR.

(a) AUTHORIZATION.—Notwithstanding the time limitations specified in section 3744 of title 10, United States Code, or any other time limitation with respect to the awarding of certain medals to persons who served in the Armed Forces, the President is authorized and requested to award the Medal of Honor under section 3741 of such title posthumously to Private Philip G. Shadrach of Company K, 2nd Ohio Volunteer Infantry Regiment for the acts of valor described in subsection (b).

(b) ACTS OF VALOR DESCRIBED.—The acts of valor referred to in subsection (a) are the actions of Philip G. Shadrach as one of Andrews' Raiders during the Civil War on April 12, 1862.

SEC. 565. AUTHORIZATION AND REQUEST FOR AWARD OF MEDAL OF HONOR TO PRIVATE GEORGE D. WILSON FOR ACTS OF VALOR AS ONE OF ANDREWS' RAIDERS DURING THE CIVIL WAR.

(a) AUTHORIZATION.—The President is authorized and requested to award the Medal of Honor under section 3741 of title 10, United States Code, posthumously to Private George D. Wilson of Company B, 2nd Ohio Volunteer Infantry Regiment for the acts of valor described in subsection (b).

(b) ACTS OF VALOR DESCRIBED.—The acts of valor referred to in subsection (a) are the actions of George D. Wilson as one of Andrews' Raiders during the Civil War on April 12, 1862.

Subtitle G—Impact Aid and Defense Dependents Education System

SEC. 571. CONTINUATION OF AUTHORITY TO ASSIST LOCAL EDUCATIONAL AGENCIES THAT BENEFIT DEPENDENTS OF MEMBERS OF THE ARMED FORCES AND DEPARTMENT OF DEFENSE CIVILIAN EMPLOYEES.

(a) ASSISTANCE TO SCHOOLS WITH SIGNIFICANT NUMBERS OF MILITARY DEPENDENT STUDENTS.—Of the amount authorized to be appropriated pursuant to section 301(5) for operation and maintenance for Defense-wide activities, $30,000,000 shall be available only for the purpose of providing assistance to local educational agencies under subsection (a) of section 572 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3271; 20 U.S.C. 7703b).

(b) ASSISTANCE TO SCHOOLS WITH ENROLLMENT CHANGES DUE TO BASE CLOSURES, FORCE STRUCTURE CHANGES, OR FORCE RELOCATIONS.—Of the amount authorized to be appropriated pursuant to section 301(5) for operation and maintenance for Defense-wide activities, $10,000,000 shall be available only for the purpose of providing assistance to local educational agencies under subsection (b) of such section 572.

(c) LOCAL EDUCATIONAL AGENCY DEFINED.—In this section, the term "local educational agency" has the meaning given that term in

section 8013(9) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7713(9)).

SEC. 572. IMPACT AID FOR CHILDREN WITH SEVERE DISABILITIES.

Of the amount authorized to be appropriated pursuant to section 301(5) for operation and maintenance for Defense-wide activities, $5,000,000 shall be available for payments under section 363 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106–398; 114 Stat. 1654A–77; 20 U.S.C. 7703a).

SEC. 573. INCLUSION OF DEPENDENTS OF NON-DEPARTMENT OF DEFENSE EMPLOYEES EMPLOYED ON FEDERAL PROPERTY IN PLAN RELATING TO FORCE STRUCTURE CHANGES, RELOCATION OF MILITARY UNITS, OR BASE CLOSURES AND REALIGNMENTS.

Section 574(e)(3) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2227; 20 U.S.C. 7703b note) is amended—

(1) in subparagraph (A), by striking "and" at the end;

(2) in subparagraph (B), by striking the period at the end and inserting "; and"; and

(3) by adding at the end the following new subparagraph:

"(C) elementary and secondary school students who are dependents of personnel who are not members of the Armed Forces or civilian employees of the Department of Defense but who are employed on Federal property.".

SEC. 574. PAYMENT OF PRIVATE BOARDING SCHOOL TUITION FOR MILITARY DEPENDENTS IN OVERSEAS AREAS NOT SERVED BY DEFENSE DEPENDENTS' EDUCATION SYSTEM SCHOOLS.

Section 1407(b)(1) of the Defense Dependents' Education Act of 1978 (20 U.S.C. 926(b)(1)) is amended by inserting after the first sentence the following new sentence: "Schools to which tuition may be paid under this subsection may include private boarding schools in the United States.".

Subtitle H—Military Families

SEC. 581. DEPARTMENT OF DEFENSE MILITARY FAMILY READINESS COUNCIL AND POLICY AND PLANS FOR MILITARY FAMILY READINESS.

(a) IN GENERAL.—Subchapter I of chapter 88 of title 10, United States Code, is amended by inserting after section 1781 the following new sections:

"§ 1781a. Department of Defense Military Family Readiness Council

"(a) IN GENERAL.—There is in the Department of Defense the Department of Defense Military Family Readiness Council (in this section referred to as the 'Council').

"(b) MEMBERS.—(1) The Council shall consist of the following members:

"(A) The Under Secretary of Defense for Personnel and Readiness, who shall serve as chair of the Council.

"(B) One representative of each of the Army, Navy, Marine Corps, and Air Force, who shall be appointed by the Secretary of Defense.

"(C) Three individuals appointed by the Secretary of Defense from among representatives of military family organizations, including military family organizations of families of members of the regular components and of families of members of the reserve components.

"(D) In addition to the representatives appointed under subparagraph (B), the senior enlisted advisors of the Army, Navy, Marine Corps, and Air Force, or the spouse of a senior enlisted member from each of the Army, Navy, Marine Corps, and Air Force.

"(2) The term on the Council of the members appointed under paragraph (1)(C) shall be three years.

"(c) MEETINGS.—The Council shall meet not less often than twice each year.

"(d) DUTIES.—The duties of the Council shall include the following:

"(1) To review and make recommendations to the Secretary of Defense regarding the policy and plans required under section 1781b of this title.

"(2) To monitor requirements for the support of military family readiness by the Department of Defense.

"(3) To evaluate and assess the effectiveness of the military family readiness programs and activities of the Department of Defense.

"(e) ANNUAL REPORTS.—(1) Not later than February 1 each year, the Council shall submit to the Secretary of Defense and the congressional defense committees a report on military family readiness.

"(2) Each report under this subsection shall include the following:

"(A) An assessment of the adequacy and effectiveness of the military family readiness programs and activities of the Department of Defense during the preceding fiscal year in meeting the needs and requirements of military families.

"(B) Recommendations on actions to be taken to improve the capability of the military family readiness programs and activities of the Department of Defense to meet the needs and requirements of military families, including actions relating to the allocation of funding and other resources to and among such programs and activities.

"§ 1781b. Department of Defense policy and plans for military family readiness

"(a) POLICY AND PLANS REQUIRED.—The Secretary of Defense shall develop a policy and plans for the Department of Defense for the support of military family readiness.

"(b) PURPOSES.—The purposes of the policy and plans required under subsection (a) are as follows:

"(1) To ensure that the military family readiness programs and activities of the Department of Defense are comprehensive, effective, and properly supported.

"(2) To ensure that support is continuously available to military families in peacetime and in war, as well as during periods of force structure change and relocation of military units.

"(3) To ensure that the military family readiness programs and activities of the Department of Defense are available to all military families, including military families of members of the regular components and military families of members of the reserve components.

"(4) To make military family readiness an explicit element of applicable Department of Defense plans, programs, and budgeting activities, and that achievement of military family readiness is expressed through Department-wide goals that are identifiable and measurable.

"(5) To ensure that the military family readiness programs and activities of the Department of Defense undergo continuous evaluation in order to ensure that resources are allocated and expended for such programs and activities to achieve Department-wide family readiness goals.

"(c) ELEMENTS OF POLICY.—The policy required under subsection (a) shall include the following elements:

"(1) A list of military family readiness programs and activities.

"(2) Department of Defense-wide goals for military family support, including joint programs, both for military families of members of the regular components and military families of members of the reserve components.

"(3) Policies on access to military family support programs and activities based on military family populations served and geographical location.

"(4) Metrics to measure the performance and effectiveness of the military family readiness programs and activities of the Department of Defense.

"(5) A summary, by fiscal year, of the allocation of funds (including appropriated funds and nonappropriated funds) for major categories of military family readiness programs and activities of the Department of Defense, set forth for each of the military departments and for the Office of the Secretary of Defense.

"(d) ANNUAL REPORT.—Not later than March 1, 2008, and each year thereafter, the Secretary of Defense shall submit to the congressional defense committees a report on the plans required under subsection (a) for the five-fiscal-year period beginning with the fiscal year in which the report is submitted. Each report shall include the plans covered by the report and an assessment of the discharge by the Department of Defense of the previous plans submitted under this section.".

(b) REPORT ON MILITARY FAMILY READINESS POLICY.—Not later than February 1, 2009, the Secretary of Defense shall submit to the congressional defense committees a report setting forth the policy developed under section 1781b of title 10, United States Code, as added by subsection (a).

(c) SURVEYS OF MILITARY FAMILIES.—Section 1782 of title 10, United States Code, is amended by adding at the end the following new subsection:

"(d) SURVEY REQUIRED FOR FISCAL YEAR 2010.—Notwithstanding subsection (a), during fiscal year 2010, the Secretary of Defense shall conduct a survey otherwise authorized under such subsection. Thereafter, additional surveys may be conducted not less often than once every three fiscal years.".

(d) CLERICAL AMENDMENT.—The table of sections at the beginning of subchapter I of chapter 88 of such title is amended by inserting after the item relating to section 1781 the following new items:

"1781a. Department of Defense Military Family Readiness Council.
"1781b. Department of Defense policy and plans for military family readiness.".

SEC. 582. YELLOW RIBBON REINTEGRATION PROGRAM.

(a) ESTABLISHMENT OF PROGRAM.—The Secretary of Defense shall establish a national combat veteran reintegration program to provide National Guard and Reserve members and their families with sufficient information, services, referral, and proactive outreach opportunities throughout the entire deployment cycle. This program shall be known as the Yellow Ribbon Reintegration Program.

(b) PURPOSE OF PROGRAM; DEPLOYMENT CYCLE.—The Yellow Ribbon Reintegration Program shall consist of informational events and activities for members of the reserve components of the Armed Forces, their families, and community members to facilitate access to services supporting their health and well-being through the four phases of the deployment cycle:

(1) Pre-Deployment.
(2) Deployment.
(3) Demobilization.
(4) Post-Deployment-Reconstitution.

(c) EXECUTIVE AGENT.—The Secretary shall designate the Under Secretary of Defense for Personnel and Readiness as the Department of Defense executive agent for the Yellow Ribbon Reintegration Program.

(d) OFFICE FOR REINTEGRATION PROGRAMS.—

(1) ESTABLISHMENT.—The Under Secretary of Defense for Personnel and Readiness shall establish the Office for Reintegration Programs within the Office of the Secretary of Defense. The office shall administer all reintegration programs in coordination with State National Guard organizations. The office shall be responsible for coordination with existing National Guard and Reserve family and support programs. The Directors of the Army National Guard and Air National Guard and the Chiefs of the Army Reserve, Marine Corps Reserve, Navy Reserve, and Air Force Reserve may appoint liaison officers to coordinate with the permanent office staff. The office may also enter into partnerships with other public entities, including the Department of Health and Human Services, Substance Abuse and the Mental Health Services Administration, for access to necessary substance abuse and mental health treatment services from local State-licensed service providers.

(2) CENTER FOR EXCELLENCE IN REINTEGRATION.—The Office for Reintegration Programs shall establish a Center for Excellence in Reintegration within the office. The Center shall collect and analyze "lessons learned" and suggestions from State National Guard and Reserve organizations with existing or developing reintegration programs. The Center shall also assist in

developing training aids and briefing materials and training representatives from State National Guard and Reserve organizations.

(e) ADVISORY BOARD.—

(1) APPOINTMENT.—The Secretary of Defense shall appoint an advisory board to analyze the Yellow Ribbon Reintegration Program and report on areas of success and areas for necessary improvements. The advisory board shall include the Director of the Army National Guard, the Director of the Air National Guard, Chiefs of the Army Reserve, Marine Corps Reserve, Navy Reserve, and Air Force Reserve, the Assistant Secretary of Defense for Reserve Affairs, an Adjutant General on a rotational basis as determined by the Chief of the National Guard Bureau, and any other Department of Defense, Federal Government agency, or outside organization as determined by the Secretary of Defense. The members of the advisory board may designate representatives in their stead.

(2) SCHEDULE.—The advisory board shall meet on a schedule determined by the Secretary of Defense.

(3) INITIAL REPORTING REQUIREMENT.—The advisory board shall issue internal reports as necessary and shall submit an initial report to the Committees on Armed Services of the Senate and House of Representatives not later than 180 days after the end of the one-year period beginning on the date of the establishment of the Office for Reintegration Programs. The report shall contain—

(A) an evaluation of the implementation of the Yellow Ribbon Reintegration Program by State National Guard and Reserve organizations;

(B) an assessment of any unmet resource requirements; and

(C) recommendations regarding closer coordination between the Office of Reintegration Programs and State National Guard and Reserve organizations.

(4) ANNUAL REPORTS.—The advisory board shall submit annual reports to the Committees on Armed Services of the Senate and the House of Representatives following the initial report by the first week in March of subsequent years following the initial report.

(f) STATE DEPLOYMENT CYCLE SUPPORT TEAMS.—The Office for Reintegration Programs may employ personnel to administer the Yellow Ribbon Reintegration Program at the State level. The primary function of team members shall be—

(1) to implement the reintegration curriculum through the deployment cycle described in subsection (g);

(2) to obtain necessary service providers; and

(3) to educate service providers regarding the unique military nature of the reintegration program.

(g) OPERATION OF PROGRAM THROUGH DEPLOYMENT CYCLE.—

(1) IN GENERAL.—The Office for Reintegration Programs shall analyze the demographics, placement of State Family Assistance Centers and their resources before a mobilization alert is issued to affected State National Guard and Reserve organizations. The Office of Reintegration Programs shall consult with affected State National Guard and Reserve organizations

following the issuance of a mobilization alert and implement the reintegration events in accordance with the Reintegration Program phase model.

(2) PRE-DEPLOYMENT PHASE.—The Pre-Deployment Phase shall constitute the time from first notification of mobilization until deployment of the mobilized National Guard or Reserve unit. Events and activities shall focus on providing education and ensuring the readiness of members of the unit, their families, and affected communities for the rigors of a combat deployment.

(3) DEPLOYMENT PHASE.—The Deployment Phase shall constitute the period from deployment of the mobilized National Guard or Reserve unit until the unit arrives at a demobilization station inside the continental United States. Events and services provided shall focus on the challenges and stress associated with separation and having a member in a combat zone. Information sessions shall utilize State National Guard and Reserve resources in coordination with the Employer Support of Guard and Reserve Office, Transition Assistance Advisors, and the State Family Programs Director.

(4) DEMOBILIZATION PHASE.—

(A) IN GENERAL.—The Demobilization Phase shall constitute the period from arrival of the National Guard or Reserve unit at the demobilization station until its departure for home station.

(B) INITIAL REINTEGRATION ACTIVITY.—The purpose of this reintegration program is to educate members about the resources that are available to them and to connect members to service providers who can assist them in overcoming the challenges of reintegration.

(5) POST-DEPLOYMENT-RECONSTITUTION PHASE.—

(A) IN GENERAL.—The Post-Deployment-Reconstitution Phase shall constitute the period from arrival at home station until 180 days following demobilization. Activities and services provided shall focus on reconnecting members with their families and communities and providing resources and information necessary for successful reintegration. Reintegration events shall begin with elements of the Initial Reintegration Activity program that were not completed during the Demobilization Phase.

(B) 30-DAY, 60-DAY, AND 90-DAY REINTEGRATION ACTIVITIES.—The State National Guard and Reserve organizations shall hold reintegration activities at the 30-day, 60-day, and 90-day interval following demobilization. These activities shall focus on reconnecting members and their families with the service providers from the Initial Reintegration Activity to ensure that members and their families understand what benefits they are entitled to and what resources are available to help them overcome the challenges of reintegration. The Reintegration Activities shall also provide a forum for members and their families to address negative behaviors related to combat stress and transition.

(C) MEMBER PAY.—Members shall receive appropriate pay for days spent attending the Reintegration Activities at the 30-day, 60-day, and 90-day intervals.

(h) OUTREACH SERVICES.—As part of the Yellow Ribbon Reintegration Program, the Office for Reintegration Programs may develop programs of outreach to members of the Armed Forces and their family members to educate such members and their family members about the assistance and services available to them under the Yellow Ribbon Reintegration Program. Such assistance and services may include the following:

(1) Marriage counseling.

(2) Services for children.

(3) Suicide prevention.

(4) Substance abuse awareness and treatment.

(5) Mental health awareness and treatment.

(6) Financial counseling.

(7) Anger management counseling.

(8) Domestic violence awareness and prevention.

(9) Employment assistance.

(10) Preparing and updating family care plans.

(11) Development of strategies for living with a member of the Armed Forces with post traumatic stress disorder or traumatic brain injury.

(12) Other services that may be appropriate to address the unique needs of members of the Armed Forces and their families who live in rural or remote areas with respect to family readiness and servicemember reintegration.

(13) Assisting members of the Armed Forces and their families find and receive assistance with military family readiness and servicemember reintegration, including referral services.

(14) Development of strategies and programs that recognize the need for long-term follow-up services for reintegrating members of the Armed Forces and their families for extended periods following deployments, including between deployments.

(15) Assisting members of the Armed Forces and their families in receiving services and assistance from the Department of Veterans Affairs, including referral services.

SEC. 583. STUDY TO ENHANCE AND IMPROVE SUPPORT SERVICES AND PROGRAMS FOR FAMILIES OF MEMBERS OF REGULAR AND RESERVE COMPONENTS UNDERGOING DEPLOYMENT.

(a) STUDY REQUIRED.—The Secretary of Defense shall conduct a study to determine the most effective means to enhance and improve family support programs for families of deployed members of the regular and reserve components of the Armed Forces before, during, and after deployment. The study shall also take into account the potential to utilize non-governmental and local private sector entities and other Federal agencies having expertise in health and well-being of families, including family members who are children, infants, or toddlers.

(b) ELEMENTS.—The study shall include at a minimum the following:

(1) The assessment of the types of information on health care and mental health benefits and services and other community resources that should be made available to members of the regular and reserve components and their families, including—

(A) crisis services;

(B) marriage and family counseling; and

(C) financial counseling.

(2) An assessment of means to improve support to the parents and caretakers of military dependent children in order to mitigate any adverse effects of the deployment of members on such children, including consideration of the following:

(A) The need to develop materials for parents and other caretakers of children to assist in responding to the effects of such deployment on children, including extended and multiple deployments and reunion (and the death or injury of members during such deployment), and the role that parents and caretakers can play in addressing or mitigating such effects.

(B) The potential best practices that are identified which build psychological and emotional resiliency in children in coping with deployment.

(C) The potential to improve dissemination throughout the Armed Forces of the most effective practices for outreach, training, and building psychological and emotional resiliency in children.

(D) The effectiveness of training materials for education, mental health, health, and family support professionals who provide services to parents and caretakers of military dependent children.

(E) The requirement to develop programs and activities to increase awareness throughout the military and civilian communities of the effects of deployment of a military spouse or guardians for such children and their families and to increase collaboration within such communities to address and mitigate such effects.

(F) The development of training for early child care and education, mental health, health care, and family support professionals to enhance the awareness of such professionals of their role in assisting families in addressing and mitigating the adverse implications of such deployment.

(G) The conduct of research on best practices for building psychological and emotional resiliency in such children in coping with the deployment of such members.

(3) An assessment of the effectiveness of family-to-family support programs—

(A) in providing peer support for families of deployed members of the regular and reserve components;

(B) in identifying and preventing family problems in such families;

(C) in reducing adverse outcomes for children of such families, including poor academic performance, behavioral problems, stress, and anxiety;

(D) in improving family readiness and post deployment transition for such families; and

(E) in utilizing spouses of members of the Armed Forces as counselors for families of deployed members, in order to assist such families in coping before, during, and after the deployment, and the best practices for training

spouses of members of the Armed Forces to act as counselors for families of deployed members.

(4) An assessment of the effectiveness of transition assistance programs and policies for families of members during post-deployment transition from a combat zone back to civilian or military communities—

(A) in identifying signs and symptoms of mental health conditions for both service member and their families; and

(B) in receiving information and resources available within the local communities to ease transition.

(5) An assessment of the impact of multiple overseas deployments of members on their families, particularly in the case of members serving in Operation Iraqi Freedom and Operation Enduring Freedom, including financial impacts and emotional impacts.

(6) An assessment of the most effective timing of providing information and support to the families of deployed members before, during, and after deployment, including at least six months after the date of return of deployed members.

(7) An assessment of the need for additional long-term research on the effects of multiple wartime deployments on families, including children, and critical areas of focus that should be addressed by such research.

(c) REPORT ON RESULTS OF STUDY.—Not later than 180 days after the date of enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report containing the results of the study conducted under subsection (a).

SEC. 584. PROTECTION OF CHILD CUSTODY ARRANGEMENTS FOR PARENTS WHO ARE MEMBERS OF THE ARMED FORCES DEPLOYED IN SUPPORT OF A CONTINGENCY OPERATION.

(a) PROTECTION OF SERVICEMEMBERS AGAINST DEFAULT JUDGMENTS.—Section 201(a) of the Servicemembers Civil Relief Act (50 U.S.C. App. 521(a)) is amended by inserting ", including any child custody proceeding," after "proceeding".

(b) STAY OF PROCEEDINGS WHEN SERVICEMEMBER HAS NOTICE.—Section 202(a) of the Servicemembers Civil Relief Act (50 U.S.C. App. 522(a)) is amended by inserting ", including any child custody proceeding," after "civil action or proceeding".

SEC. 585. FAMILY LEAVE IN CONNECTION WITH INJURED MEMBERS OF THE ARMED FORCES.

(a) SERVICEMEMBER FAMILY LEAVE.—

(1) DEFINITIONS.—Section 101 of the Family and Medical Leave Act of 1993 (29 U.S.C. 2611) is amended by adding at the end the following new paragraphs:

"(14) ACTIVE DUTY.—The term 'active duty' means duty under a call or order to active duty under a provision of law referred to in section 101(a)(13)(B) of title 10, United States Code.

"(15) CONTINGENCY OPERATION.—The term 'contingency operation' has the same meaning given such term in section 101(a)(13) of title 10, United States Code.

"(16) COVERED SERVICEMEMBER.—The term 'covered servicemember' means a member of the Armed Forces, including a member of the National Guard or Reserves, who is undergoing medical treatment, recuperation, or therapy, is otherwise

in outpatient status, or is otherwise on the temporary disability retired list, for a serious injury or illness.

"(17) OUTPATIENT STATUS.—The term 'outpatient status', with respect to a covered servicemember, means the status of a member of the Armed Forces assigned to—

"(A) a military medical treatment facility as an outpatient; or

"(B) a unit established for the purpose of providing command and control of members of the Armed Forces receiving medical care as outpatients.

"(18) NEXT OF KIN.—The term 'next of kin', used with respect to an individual, means the nearest blood relative of that individual.

"(19) SERIOUS INJURY OR ILLNESS.—The term 'serious injury or illness', in the case of a member of the Armed Forces, including a member of the National Guard or Reserves, means an injury or illness incurred by the member in line of duty on active duty in the Armed Forces that may render the member medically unfit to perform the duties of the member's office, grade, rank, or rating.".

(2) ENTITLEMENT TO LEAVE.—Section 102(a) of such Act (29 U.S.C. 2612(a)) is amended—

(A) in paragraph (1), by adding at the end the following new subparagraph:

"(E) Because of any qualifying exigency (as the Secretary shall, by regulation, determine) arising out of the fact that the spouse, or a son, daughter, or parent of the employee is on active duty (or has been notified of an impending call or order to active duty) in the Armed Forces in support of a contingency operation."; and

(B) by adding at the end the following new paragraphs:

"(3) SERVICEMEMBER FAMILY LEAVE.—Subject to section 103, an eligible employee who is the spouse, son, daughter, parent, or next of kin of a covered servicemember shall be entitled to a total of 26 workweeks of leave during a 12-month period to care for the servicemember. The leave described in this paragraph shall only be available during a single 12-month period.

"(4) COMBINED LEAVE TOTAL.—During the single 12-month period described in paragraph (3), an eligible employee shall be entitled to a combined total of 26 workweeks of leave under paragraphs (1) and (3). Nothing in this paragraph shall be construed to limit the availability of leave under paragraph (1) during any other 12-month period.".

(3) REQUIREMENTS RELATING TO LEAVE.—

(A) SCHEDULE.—Section 102(b) of such Act (29 U.S.C. 2612(b)) is amended—

(i) in paragraph (1), in the second sentence—

(I) by striking "section 103(b)(5)" and inserting "subsection (b)(5) or (f) (as appropriate) of section 103"; and

(II) by inserting "or under subsection (a)(3)" after "subsection (a)(1)";

(ii) in paragraph (1), by inserting after the second sentence the following new sentence: "Subject to sub-

section (e)(3) and section 103(f), leave under subsection (a)(1)(E) may be taken intermittently or on a reduced leave schedule."; and

(iii) in paragraph (2), by inserting "or under subsection (a)(3)" after "subsection (a)(1)".

(B) SUBSTITUTION OF PAID LEAVE.—Section 102(d) of such Act (29 U.S.C. 2612(d)) is amended—

(i) in paragraph (1)—

(I) by inserting "(or 26 workweeks in the case of leave provided under subsection (a)(3))" after "12 workweeks" the first place it appears; and

(II) by inserting "(or 26 workweeks, as appropriate)" after "12 workweeks" the second place it appears;

(ii) in paragraph (2)(A), by striking "or (C)" and inserting "(C), or (E)"; and

(iii) in paragraph (2)(B), by adding at the end the following: "An eligible employee may elect, or an employer may require the employee, to substitute any of the accrued paid vacation leave, personal leave, family leave, or medical or sick leave of the employee for leave provided under subsection (a)(3) for any part of the 26-week period of such leave under such subsection, except that nothing in this title requires an employer to provide paid sick leave or paid medical leave in any situation in which the employer would not normally provide any such paid leave.".

(C) NOTICE.—Section 102(e) of such Act (29 U.S.C. 2612(e)) is amended—

(i) in paragraph (2), by inserting "or under subsection (a)(3)" after "subsection (a)(1)"; and

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

"(3) NOTICE FOR LEAVE DUE TO ACTIVE DUTY OF FAMILY MEMBER.—In any case in which the necessity for leave under subsection (a)(1)(E) is foreseeable, whether because the spouse, or a son, daughter, or parent, of the employee is on active duty, or because of notification of an impending call or order to active duty in support of a contingency operation, the employee shall provide such notice to the employer as is reasonable and practicable.".

(D) SPOUSES EMPLOYED BY SAME EMPLOYER.—Section 102(f) of such Act (29 U.S.C. 2612(f)) is amended—

(i) by redesignating paragraphs (1) and (2) as subparagraphs (A) and (B), and aligning the margins of the subparagraphs with the margins of section 102(e)(2)(A);

(ii) by striking "In any" and inserting the following:

"(1) IN GENERAL.—In any"; and

(iii) by adding at the end the following:

"(2) SERVICEMEMBER FAMILY LEAVE.—

"(A) IN GENERAL.—The aggregate number of workweeks of leave to which both that husband and wife may be entitled under subsection (a) may be limited to 26 workweeks

during the single 12-month period described in subsection (a)(3) if the leave is—

"(i) leave under subsection (a)(3); or

"(ii) a combination of leave under subsection (a)(3) and leave described in paragraph (1).

"(B) BOTH LIMITATIONS APPLICABLE.—If the leave taken by the husband and wife includes leave described in paragraph (1), the limitation in paragraph (1) shall apply to the leave described in paragraph (1).".

(E) CERTIFICATION REQUIREMENTS.—Section 103 of such Act (29 U.S.C. 2613) is amended—

(i) in subsection (a)—

(I) by striking "section 102(a)(1)" and inserting "paragraph (1) or paragraph (3) of section 102(a)"; and

(II) by inserting "or of the next of kin of an individual in the case of leave taken under such paragraph (3)," after "parent of the employee,"; and

(ii) by adding at the end the following:

"(f) CERTIFICATION RELATED TO ACTIVE DUTY OR CALL TO ACTIVE DUTY.—An employer may require that a request for leave under section 102(a)(1)(E) be supported by a certification issued at such time and in such manner as the Secretary may by regulation prescribe. If the Secretary issues a regulation requiring such certification, the employee shall provide, in a timely manner, a copy of such certification to the employer.".

(F) FAILURE TO RETURN.—Section 104(c) of such Act (29 U.S.C. 2614(c)) is amended—

(i) in paragraph (2)(B)(i), by inserting "or under section 102(a)(3)" before the semicolon; and

(ii) in paragraph (3)(A)—

(I) in clause (i), by striking "or" at the end;

(II) in clause (ii), by striking the period and inserting "; or"; and

(III) by adding at the end the following:

"(iii) a certification issued by the health care provider of the servicemember being cared for by the employee, in the case of an employee unable to return to work because of a condition specified in section 102(a)(3).".

(G) ENFORCEMENT.—Section 107 of such Act (29 U.S.C. 2617) is amended, in subsection (a)(1)(A)(i)(II), by inserting "(or 26 weeks, in a case involving leave under section 102(a)(3))" after "12 weeks".

(H) INSTRUCTIONAL EMPLOYEES.—Section 108 of such Act (29 U.S.C. 2618) is amended, in subsections (c)(1), (d)(2), and (d)(3), by inserting "or under section 102(a)(3)" after "section 102(a)(1)".

(b) SERVICEMEMBER FAMILY LEAVE FOR CIVIL SERVICE EMPLOYEES.—

(1) DEFINITIONS.—Section 6381 of title 5, United States Code, is amended—

(A) in paragraph (5), by striking "and" at the end;

(B) in paragraph (6), by striking the period and inserting a semicolon; and

(C) by adding at the end the following:

"(7) the term 'active duty' means duty under a call or order to active duty under a provision of law referred to in section 101(a)(13)(B) of title 10;

"(8) the term 'covered servicemember' means a member of the Armed Forces, including a member of the National Guard or Reserves, who is undergoing medical treatment, recuperation, or therapy, is otherwise in an outpatient status, or is otherwise on the temporary disability retired list, for a serious injury or illness;

"(9) the term 'outpatient status', with respect to a covered servicemember, means the status of a member of the Armed Forces assigned to—

"(A) a military medical treatment facility as an outpatient; or

"(B) a unit established for the purpose of providing command and control of members of the Armed Forces receiving medical care as outpatients;

"(10) the term 'next of kin', used with respect to an individual, means the nearest blood relative of that individual; and

"(11) the term 'serious injury or illness', in the case of a member of the Armed Forces, means an injury or illness incurred by the member in line of duty on active duty in the Armed Forces that may render the member medically unfit to perform the duties of the member's office, grade, rank, or rating.".

(2) ENTITLEMENT TO LEAVE.—Section 6382(a) of such title is amended by adding at the end the following:

"(3) Subject to section 6383, an employee who is the spouse, son, daughter, parent, or next of kin of a covered servicemember shall be entitled to a total of 26 administrative workweeks of leave during a 12-month period to care for the servicemember. The leave described in this paragraph shall only be available during a single 12-month period.

"(4) During the single 12-month period described in paragraph (3), an employee shall be entitled to a combined total of 26 administrative workweeks of leave under paragraphs (1) and (3). Nothing in this paragraph shall be construed to limit the availability of leave under paragraph (1) during any other 12-month period.".

(3) REQUIREMENTS RELATING TO LEAVE.—

(A) SCHEDULE.—Section 6382(b) of such title is amended—

(i) in paragraph (1), in the second sentence—

(I) by striking "section 6383(b)(5)" and inserting "subsection (b)(5) or (f) (as appropriate) of section 6383"; and

(II) by inserting "or under subsection (a)(3)" after "subsection (a)(1)"; and

(ii) in paragraph (2), by inserting "or under subsection (a)(3)" after "subsection (a)(1)".

(B) SUBSTITUTION OF PAID LEAVE.—Section 6382(d) of such title is amended by adding at the end the following: "An employee may elect to substitute for leave under sub-

section (a)(3) any of the employee's accrued or accumulated annual or sick leave under subchapter I for any part of the 26-week period of leave under such subsection.".

(C) NOTICE.—Section 6382(e) of such title is amended by inserting "or under subsection (a)(3)" after "subsection (a)(1)".

(D) CERTIFICATION.—Section 6383 of such title is amended by adding at the end the following:

"(f) An employing agency may require that a request for leave under section 6382(a)(3) be supported by a certification issued at such time and in such manner as the Office of Personnel Management may by regulation prescribe.".

SEC. 586. FAMILY CARE PLANS AND DEFERMENT OF DEPLOYMENT OF SINGLE PARENT OR DUAL MILITARY COUPLES WITH MINOR DEPENDENTS.

The Secretary of Defense shall establish appropriate procedures to ensure that an adequate family care plan is in place for a member of the Armed Forces with minor dependents who is a single parent or whose spouse is also a member of the Armed Forces when the member may be deployed in an area for which imminent danger pay is authorized under section 310 of title 37, United States Code. Such procedures should allow the member to request a deferment of deployment due to unforeseen circumstances, and the request for such a deferment should be considered and responded to promptly.

SEC. 587. EDUCATION AND TREATMENT SERVICES FOR MILITARY DEPENDENT CHILDREN WITH AUTISM.

(a) ASSESSMENT OF AVAILABILITY OF SERVICES.—The Secretary of Defense shall conduct a comprehensive assessment of the availability of Federal, State, and local education and treatment services on and in the vicinity of a covered military installation for children of members of the Armed Forces who are diagnosed with autism. This assessment shall include the following:

(1) The local availability of adequate educational services for children with autism.

(2) The local availability of adequate medical services for children with autism.

(3) The local availability of supplemental services for children with autism.

(4) The ease of access of children with autism to adequate educational services, such as the length of time on waiting lists.

(b) REVIEW OF BEST PRACTICES.—In preparing the assessment under subsection (a), the Secretary of Defense shall conduct a review of best practices in the United States in the provision of covered educational services and treatment services for children with autism, including an assessment of Federal and State education and treatment services for children with autism in each State, with an emphasis on locations where eligible members and eligible dependents reside. The Secretary of Defense shall conduct the review in coordination with the Secretary of Education.

(c) PERSONNEL MANAGEMENT REQUIREMENTS.—

(1) LIMITED STATIONING OPTIONS.—The Secretary of the military department concerned shall ensure that, whenever practicable, eligible members are only assigned to military installations that are identified in the report required by subsection (g)(1).

(2) STABILIZATION POLICY.—The Secretary of the military department concerned shall ensure that, whenever practicable, the families of eligible members residing at a military installation that is identified in such report are permitted to remain at that installation for a period of not less than four years.

(d) CASE MANAGERS AND SERVICES.—

(1) CASE MANAGERS.—The Secretary of the military department concerned shall ensure that eligible members are assigned case managers for both medical services and covered educational services for eligible dependents, which shall be required under the Exceptional Family Member Program pursuant to the policy established by the Secretary.

(2) INDIVIDUALIZED SERVICES PLAN.—The Secretary of the military department concerned shall provide for the voluntary development for eligible dependents of individualized autism services plans for use by case managers, caregivers, and families to ensure continuity of services throughout the active military service of eligible members.

(3) AUTISM SUPPORT CENTERS.—Secretary of the military department concerned may establish local centers on military installations for the purpose of providing and coordinating autism services for eligible dependents.

(4) PARTNERSHIPS AND CONTRACTS.—The Secretary of the military department concerned is encouraged to enter into partnerships or contracts with other appropriate public and private entities to carry out the responsibilities of this section.

(e) DEMONSTRATION PROJECTS.—

(1) PROJECTS AUTHORIZED.—The Secretary of Defense may conduct one or more demonstration projects to evaluate improved approaches to the provision of covered educational services and treatment services to eligible dependents for the purpose of evaluating strategies for integrated treatment and case manager services, including early intervention and diagnosis, medical care, parent involvement, special education services, intensive behavioral intervention, and language, communications, and other interventions considered appropriate by the Secretary.

(2) CASE MANAGERS AND SERVICES PLAN.—Each demonstration project shall include the assignment of case managers under paragraph (1) of subsection (d) and utilize the services plans prepared for eligible dependents under paragraph (2) of such subsection.

(3) SUPERVISORY LEVEL PROVIDERS.—The Secretary of Defense may utilize for purposes of the demonstration projects personnel who are professionals with a level (as determined by the Secretary) of post-secondary education that is appropriate for the provision of safe and effective services for autism and who are from an accredited educational facility in the mental health, human development, social work, or education field to act as supervisory level providers of behavioral intervention services for autism. In so acting, such personnel may be authorized—

(A) to develop and monitor intensive behavior intervention plans for eligible dependents who are participating in the demonstration projects; and

(B) to provide appropriate training in the provision of approved services to participating eligible dependents.

(4) SERVICES UNDER CORPORATE SERVICES PROVIDER MODEL.—In carrying out the demonstration projects, the Secretary of Defense may utilize a corporate services provider model. Employees of a provider under such a model shall include personnel who implement special educational and behavioral intervention plans for eligible dependents that are developed, reviewed, and maintained by supervisory level providers approved by the Secretary. In authorizing such a model, the Secretary shall establish—

(A) minimum education, training, and experience criteria required to be met by employees who provide services to eligible dependents;

(B) requirements for supervisory personnel and supervision, including requirements for supervisor credentials and for the frequency and intensity of supervision; and

(C) such other requirements as the Secretary considers appropriate to ensure safety and the protection of the eligible dependents who receive services from such employees under the demonstration projects.

(5) PERIOD.—If the Secretary of Defense determines to conduct demonstration projects under this subsection, the Secretary shall commence such demonstration projects not later than 180 days after the date of the enactment of this Act. The demonstration projects shall be conducted for not less than two years.

(6) EVALUATION.—The Secretary of Defense shall conduct an evaluation of each demonstration project conducted under this section. The evaluation shall include the following:

(A) An assessment of the extent to which the activities under the demonstration project contributed to positive outcomes for eligible dependents.

(B) An assessment of the extent to which the activities under the demonstration project led to improvements in services and continuity of care for eligible dependents.

(C) An assessment of the extent to which the activities under the demonstration project improved military family readiness and enhanced military retention.

(f) RELATIONSHIP TO OTHER BENEFITS.—Nothing is this section precludes the eligibility of members of the Armed Forces and their dependents for extended benefits under section 1079 of title 10, United States Code.

(g) REPORTS.—

(1) REPORT IDENTIFYING COVERED MILITARY INSTALLATIONS.—As a result of the assessment required by subsection (a), the Secretary of Defense shall submit to the congressional defense committees, not later than December 31, 2008, a report identifying those covered military installations that have covered educational services and facilities available (on the installation or in the vicinity of the installation) for eligible dependents that provide special education and related services consistent with the Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.).

(2) REPORTS ON DEMONSTRATION PROJECTS.—Not later than 30 months after the commencement of any demonstration

project under subsection (e), the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the demonstration project. The report shall include a description of the project, the results of the evaluation under subsection (e)(6) with respect to the project, and a description of plans for the further provision of services for eligible dependents under the project.

(h) COVERED EDUCATIONAL SERVICES PLAN.—After completing the assessment required by subsection (a) and the report required by subsection (g)(1), the Secretary of Defense shall develop a plan that would ensure that all eligible dependents are able to obtain covered educational services. In the event that eligible members are assigned to military installations that are not identified in the report required by subsection (g)(1), the plan should ensure that such eligible dependents are still able to obtain covered educational services, including by the use of authority granted to the Secretary under section 2164 of title 10, United States Code. The plan shall also include any legislative actions that the Secretary recommends to implement the plan and describe what funding or funding mechanisms may be needed to ensure eligible dependents obtain covered educational services. The Secretary shall submit the plan to the congressional defense committees not later than July 1, 2009.

(i) DEFINITIONS.—In this section:

(1) The term "autism" refers to the Autism Spectrum Disorders, which are developmental disabilities that cause substantial impairments in the areas of social interaction, emotional regulation, communication, and the integration of higher-order cognitive processes and are often characterized by the presence of unusual behaviors and interests. The term includes autistic disorder, pervasive developmental disorder (not otherwise specified), and Asperger's syndrome.

(2) The term "child" has the meaning given that term in section 1072 of title 10, United States Code.

(3) The term "covered military installation" means a military installation at which at least 1,000 members of the Armed Forces are assigned who are eligible for an assignment accompanied by dependents.

(4) The term "eligible member" means a member of the Armed Forces who—

(A) has a dependent child who is diagnosed with autism; and

(B) is enrolled in an Exceptional Family Member Program of the Department of Defense.

(5) The term "eligible dependent" means a child of an eligible member who is diagnosed with autism.

(6) The term "local educational agency" has the meaning given that term in section 8013(9) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7713(9)), except that the term includes publicly financed schools in communities, Department of Defense domestic dependent elementary and secondary schools, and schools of the defense dependents' education system.

(7) The term "covered educational services" includes behavioral intervention services for autism, such as Applied Behavioral Analysis.

SEC. 588. COMMENDATION OF EFFORTS OF PROJECT COMPASSION IN PAYING TRIBUTE TO MEMBERS OF THE ARMED FORCES WHO HAVE FALLEN IN THE SERVICE OF THE UNITED STATES.

(a) COMMENDATION.—Congress, on the behalf of the people of the United States, commends Kaziah M. Hancock and the four other volunteer professional portrait artists of the nonprofit organization known as Project Compassion, as well as the entire Project Compassion organization, for their ongoing efforts to provide, without charge, to the family of each member of the Armed Forces who has died on active duty since September 11, 2001, a museum-quality original oil portrait of the member.

(b) SENSE OF CONGRESS.—It is the sense of Congress that the people of the United States owe the deepest gratitude to Kaziah M. Hancock and the members of Project Compassion.

Subtitle I—Other Matters

SEC. 590. UNIFORM PERFORMANCE POLICIES FOR MILITARY BANDS AND OTHER MUSICAL UNITS.

(a) IN GENERAL.—

(1) CONSOLIDATION OF SEPARATE AUTHORITIES.—Chapter 49 of title 10, United States Code, is amended by inserting after section 973 the following new section:

"§ 974. Uniform performance policies for military bands and other musical units

"(a) RESTRICTIONS ON COMPETITION AND REMUNERATION.—Bands, ensembles, choruses, or similar musical units of the armed forces, including individual members of such a unit performing in an official capacity, may not—

"(1) engage in the performance of music in competition with local civilian musicians; or

"(2) receive remuneration for official performances.

"(b) MEMBERS PERFORMING IN PERSONAL CAPACITY.—A member of a band, ensemble, chorus, or similar musical unit of the armed forces may engage in the performance of music in the member's personal capacity, as an individual or part of a group, for remuneration or otherwise, if the member—

"(1) does not wear a military uniform for the performance;

"(2) does not identify himself or herself as a member of the armed forces in connection with the performance; and

"(3) complies with all other applicable regulations and standards of conduct.

"(c) RECORDINGS.—(1) When authorized pursuant to regulations prescribed by the Secretary of Defense for purposes of this section, bands, ensembles, choruses, or similar musical units of the armed forces may produce recordings for distribution to the public, at a cost not to exceed production and distribution expenses.

"(2) Amounts received in payment for recordings distributed to the public under this subsection shall be credited to the appropriation or account providing the funds for the production of such recordings. Any amounts so credited shall be merged with amounts in the appropriation or account to which credited, and shall be avail-

able for the same purposes, and subject to the same conditions and limitations, as amounts in such appropriation or account.

"(d) PERFORMANCE OF MUSIC IN COMPETITION WITH LOCAL CIVILIAN MUSICIANS DEFINED.—(1) In this section, the term 'performance of music in competition with local civilian musicians' includes performances—

"(A) that are more than incidental to events that are not supported solely by appropriated funds and are not free to the public; and

"(B) of background, dinner, dance, or other social music at events, regardless of location, that are not supported solely by appropriated funds.

"(2) The term does not include performances—

"(A) at official Federal Government events that are supported solely by appropriated funds;

"(B) at concerts, parades, and other events that are patriotic events or celebrations of national holidays and are free to the public; or

"(C) that are incidental, such as short performances of military or patriotic music to open or close events, to events that are not supported solely by appropriated funds, in compliance with applicable rules and regulations.".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 973 the following new item:

"974. Uniform performance policies for military bands and other musical units.".

(b) REPEAL OF SEPARATE SERVICE AUTHORITIES.—

(1) REPEAL.—Sections 3634, 6223, and 8634 of such title are repealed.

(2) TABLE OF SECTIONS.—(A) The table of sections at the beginning of chapter 349 of such title is amended by striking the item relating to section 3634.

(B) The table of sections at the beginning of chapter 565 of such title is amended by striking the item relating to section 6223.

(C) The table of sections at the beginning of chapter 849 of such title is amended by striking the item relating to section 8634.

SEC. 591. TRANSPORTATION OF REMAINS OF DECEASED MEMBERS OF THE ARMED FORCES AND CERTAIN OTHER PERSONS.

Section 1482(a)(8) of title 10, United States Code, is amended by adding at the end the following new sentence: "When transportation of the remains includes transportation by aircraft under section 562 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 10 U.S.C. 1482 note), the Secretary concerned shall provide, to the maximum extent practicable, for delivery of the remains by air to the commercial, general aviation, or military airport nearest to the place selected by the designee.".

SEC. 592. EXPANSION OF NUMBER OF ACADEMIES SUPPORTABLE IN ANY STATE UNDER STARBASE PROGRAM.

Section 2193b(c)(3) of title 10, United States Code, is amended—

(1) in subparagraph (A), by striking "more than two academies" and inserting "more than four academies"; and

(2) in subparagraph (B), by striking "in excess of two" both places it appears and inserting "in excess of four".

SEC. 593. GIFT ACCEPTANCE AUTHORITY.

(a) PERMANENT AUTHORITY TO ACCEPT GIFTS ON BEHALF OF THE WOUNDED.—Section 2601(b) of title 10, United States Code, is amended by striking paragraph (4).

(b) LIMITATION ON SOLICITATION OF GIFTS.—The Secretary of Defense shall prescribe regulations implementing sections 2601 and 2608 of title 10, United States Code, that prohibit the solicitation of any gift under such sections by any employee of the Department of Defense if the nature or circumstances of such solicitation would compromise the integrity or the appearance of integrity of any program of the Department of Defense or of any individual involved in such program.

SEC. 594. CONDUCT BY MEMBERS OF THE ARMED FORCES AND VETERANS OUT OF UNIFORM DURING HOISTING, LOWERING, OR PASSING OF UNITED STATES FLAG.

Section 9 of title 4, United States Code, is amended by striking "all persons present" and all that follows through the end of the section and inserting the following: "all persons present in uniform should render the military salute. Members of the Armed Forces and veterans who are present but not in uniform may render the military salute. All other persons present should face the flag and stand at attention with their right hand over the heart, or if applicable, remove their headdress with their right hand and hold it at the left shoulder, the hand being over the heart. Citizens of other countries present should stand at attention. All such conduct toward the flag in a moving column should be rendered at the moment the flag passes.".

SEC. 595. ANNUAL REPORT ON CASES REVIEWED BY NATIONAL COMMITTEE FOR EMPLOYER SUPPORT OF THE GUARD AND RESERVE.

Section 4332 of title 38, United States Code, is amended—

(1) by redesignating paragraphs (2), (3), (4), (5), and (6) as paragraphs (3), (4), (5), (6), and (7) respectively;

(2) by inserting after paragraph (1) the following new paragraph (2):

"(2) The number of cases reviewed by the Secretary of Defense under the National Committee for Employer Support of the Guard and Reserve of the Department of Defense during the fiscal year for which the report is made."; and

(3) in paragraph (5), as so redesignated, by striking "(2), or (3)" and inserting "(2), (3), or (4)".

SEC. 596. MODIFICATION OF CERTIFICATE OF RELEASE OR DISCHARGE FROM ACTIVE DUTY (DD FORM 214).

The Secretary of Defense, in consultation with the Secretary of Veterans Affairs, shall modify the Certificate of Release or Discharge from Active Duty (DD Form 214) in order to permit a member of the Armed Forces, upon discharge or release from active duty in the Armed Forces, to elect that the DD–214 issued with regard to the member be forwarded to the following:

(1) The Central Office of the Department of Veterans Affairs in the District of Columbia.

(2) The appropriate office of the Department of Veterans Affairs for the State or other locality in which the member will first reside after such discharge or release.

SEC. 597. REPORTS ON ADMINISTRATIVE SEPARATIONS OF MEMBERS OF THE ARMED FORCES FOR PERSONALITY DISORDER.

(a) SECRETARY OF DEFENSE REPORT ON ADMINISTRATIVE SEPARATIONS BASED ON PERSONALITY DISORDER.—

(1) REPORT REQUIRED.—Not later than April 1, 2008, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on all cases of administrative separation from the Armed Forces of covered members of the Armed Forces on the basis of a personality disorder.

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

(A) A statement of the total number of cases, by Armed Force, in which covered members of the Armed Forces have been separated from the Armed Forces on the basis of a personality disorder, and an identification of the various forms of personality disorder forming the basis for such separations.

(B) A statement of the total number of cases, by Armed Force, in which covered members of the Armed Forces who have served in Iraq and Afghanistan since October 2001 have been separated from the Armed Forces on the basis of a personality disorder, and the identification of the various forms of personality disorder forming the basis for such separations.

(C) A summary of the policies, by Armed Force, controlling administrative separations of members of the Armed Forces based on personality disorder, and an evaluation of the adequacy of such policies for ensuring that covered members of the Armed Forces who may be eligible for disability evaluation due to mental health conditions are not separated from the Armed Forces on the basis of a personality order.

(D) A discussion of measures being implemented to ensure that members of the Armed Forces who should be evaluated for disability separation or retirement due to mental health conditions are not processed for separation from the Armed Forces on the basis of a personality disorder, and recommendations regarding how members of the Armed Forces who may have been so separated from the Armed Forces should be provided with expedited review by the applicable board for the correction of military records.

(b) COMPTROLLER GENERAL REPORT ON POLICIES ON ADMINISTRATIVE SEPARATION BASED ON PERSONALITY DISORDER.—

(1) REPORT REQUIRED.—Not later than June 1, 2008, the Comptroller General shall submit to Congress a report evaluating the policies and procedures of the Department of Defense and of the military departments relating to the separation of members of the Armed Forces based on a personality disorder.

(2) ELEMENTS.—The report required by paragraph (1) shall—

(A) include an audit of a sampling of cases to determine the validity and clinical efficacy of the policies and procedures referred to in paragraph (1) and the extent, if any, of the divergence between the terms of such policies and procedures and the implementation of such policies and procedures; and

(B) include a determination by the Comptroller General of whether, and to what extent, the policies and procedures referred to in paragraph (1)—

(i) deviate from standard clinical diagnostic practices and current clinical standards; and

(ii) provide adequate safeguards aimed at ensuring that members of the Armed Forces who suffer from mental health conditions (including depression, post-traumatic stress disorder, or traumatic brain injury) resulting from service in a combat zone are not separated from the Armed Forces on the basis of a personality disorder.

(3) ALTERNATIVE SUBMISSION METHOD.—In lieu of submitting a separate report under this subsection, the Comptroller may include the evaluation, audit and determination required by this subsection as part of the study of mental health services required by section 723 of the Ronald W. Reagan National Defense Authorization Act of 2005 (Public Law 108–375; 118 Stat. 1989).

(c) COVERED MEMBER OF THE ARMED FORCES DEFINED.—In this section, the term "covered member of the Armed Forces" includes the following:

(1) Any member of a regular component of the Armed Forces who has served in Iraq or Afghanistan since October 2001.

(2) Any member of the Selected Reserve of the Ready Reserve of the Armed Forces who served on active duty in Iraq or Afghanistan since October 2001.

SEC. 598. PROGRAM TO COMMEMORATE 50TH ANNIVERSARY OF THE VIETNAM WAR.

(a) COMMEMORATIVE PROGRAM AUTHORIZED.—The Secretary of Defense may conduct a program to commemorate the 50th anniversary of the Vietnam War. In conducting the commemorative program, the Secretary shall coordinate, support, and facilitate other programs and activities of the Federal Government, State and local governments, and other persons and organizations in commemoration of the Vietnam War.

(b) SCHEDULE.—The Secretary of Defense shall determine the schedule of major events and priority of efforts for the commemorative program in order to ensure achievement of the objectives specified in subsection (c).

(c) COMMEMORATIVE ACTIVITIES AND OBJECTIVES.—The commemorative program may include activities and ceremonies to achieve the following objectives:

(1) To thank and honor veterans of the Vietnam War, including personnel who were held as prisoners of war or listed as missing in action, for their service and sacrifice on behalf of

the United States and to thank and honor the families of these veterans.

(2) To highlight the service of the Armed Forces during the Vietnam War and the contributions of Federal agencies and governmental and non-governmental organizations that served with, or in support of, the Armed Forces.

(3) To pay tribute to the contributions made on the home front by the people of the United States during the Vietnam War.

(4) To highlight the advances in technology, science, and medicine related to military research conducted during the Vietnam War.

(5) To recognize the contributions and sacrifices made by the allies of the United States during the Vietnam War.

(d) NAMES AND SYMBOLS.—The Secretary of Defense shall have the sole and exclusive right to use the name "The United States of America Vietnam War Commemoration", and such seal, emblems, and badges incorporating such name as the Secretary may lawfully adopt. Nothing in this section may be construed to supersede rights that are established or vested before the date of the enactment of this Act.

(e) COMMEMORATIVE FUND.—

(1) ESTABLISHMENT AND ADMINISTRATION.—If the Secretary establishes the commemorative program under subsection (a), the Secretary the Treasury shall establish in the Treasury of the United States an account to be known as the "Department of Defense Vietnam War Commemoration Fund" (in this section referred to as the "Fund"). The Fund shall be administered by the Secretary of Defense.

(2) USE OF FUND.—The Secretary shall use the assets of the Fund only for the purpose of conducting the commemorative program and shall prescribe such regulations regarding the use of the Fund as the Secretary considers to be necessary.

(3) DEPOSITS.—There shall be deposited into the Fund—

(A) amounts appropriated to the Fund;

(B) proceeds derived from the Secretary's use of the exclusive rights described in subsection (d);

(C) donations made in support of the commemorative program by private and corporate donors; and

(D) funds transferred to the Fund by the Secretary from funds appropriated for fiscal year 2008 and subsequent years for the Department of Defense.

(4) AVAILABILITY.—Subject to subsection (g)(2), amounts deposited under paragraph (3) shall constitute the assets of the Fund and remain available until expended.

(5) BUDGET REQUEST.—The Secretary of Defense may establish a separate budget line for the commemorative program. In the budget justification materials submitted by the Secretary in support of the budget of the President for any fiscal year for which the Secretary establishes the separate budget line, the Secretary shall—

(A) identify and explain any amounts expended for the commemorative program in the fiscal year preceding the budget request;

(B) identify and explain the amounts being requested to support the commemorative program for the fiscal year of the budget request; and

(C) present a summary of the fiscal status of the Fund.

(f) ACCEPTANCE OF VOLUNTARY SERVICES.—

(1) AUTHORITY TO ACCEPT SERVICES.—Notwithstanding section 1342 of title 31, United States Code, the Secretary of Defense may accept from any person voluntary services to be provided in furtherance of the commemorative program. The Secretary of Defense shall prohibit the solicitation of any voluntary services if the nature or circumstances of such solicitation would compromise the integrity or the appearance of integrity of any program of the Department of Defense or of any individual involved in the program.

(2) REIMBURSEMENT OF INCIDENTAL EXPENSES.—The Secretary may provide for reimbursement of incidental expenses incurred by a person providing voluntary services under this subsection. The Secretary shall determine which expenses are eligible for reimbursement under this paragraph.

(g) FINAL REPORT.—

(1) REPORT REQUIRED.—Not later than 60 days after the end of the commemorative program, if established by the Secretary of Defense under subsection (a), the Secretary shall submit to Congress a report containing an accounting of—

(A) all of the funds deposited into and expended from the Fund;

(B) any other funds expended under this section; and

(C) any unobligated funds remaining in the Fund.

(2) TREATMENT OF UNOBLIGATED FUNDS.—Unobligated amounts remaining in the Fund as of the end of the commemorative period specified in subsection (b) shall be held in the Fund until transferred by law.

(h) LIMITATION ON EXPENDITURES.—Total expenditures from the Fund, using amounts appropriated to the Department of Defense, may not exceed $5,000,000 for fiscal year 2008 or for any subsequent fiscal year to carry out the commemorative program.

(i) FUNDING.—Of the amount authorized to be appropriated pursuant to section 301(5) for Defense-wide activities, $1,000,000 shall be available for deposit in the Fund for fiscal year 2008 if the Fund is established under subsection (e).

SEC. 599. RECOGNITION OF MEMBERS OF THE MONUMENTS, FINE ARTS, AND ARCHIVES PROGRAM OF THE CIVIL AFFAIRS AND MILITARY GOVERNMENT SECTIONS OF THE ARMED FORCES DURING AND FOLLOWING WORLD WAR II.

Congress hereby—

(1) recognizes the men and women who served in the Monuments, Fine Arts, and Archives program (MFAA) under the Civil Affairs and Military Government Sections of the United States Armed Forces for their heroic role in the preservation, protection, and restitution of monuments, works of art, and other artifacts of inestimable cultural importance in Europe and Asia during and following World War II;

(2) recognizes that without their dedication and service, many more of the world's artistic and historic treasures would

have been destroyed or lost forever amidst the chaos and destruction of World War II;

(3) acknowledges that the detailed catalogues, documentation, inventories, and photographs developed and compiled by MFAA personnel during and following World War II, have made, and continue to make, possible the restitution of stolen works of art to their rightful owners; and

(4) commends and extols the members of the MFAA for establishing a precedent for action to protect cultural property in the event of armed conflict, and by their action setting a standard not just for one country, but for people of all nations to acknowledge and uphold.

TITLE VI—COMPENSATION AND OTHER PERSONNEL BENEFITS

Subtitle A—Pay and Allowances

Sec. 601. Fiscal year 2008 increase in military basic pay.
Sec. 602. Basic allowance for housing for reserve component members without dependents who attend accession training while maintaining a primary residence.
Sec. 603. Extension and enhancement of authority for temporary lodging expenses for members of the Armed Forces in areas subject to major disaster declaration or for installations experiencing sudden increase in personnel levels.
Sec. 604. Income replacement payments for reserve component members experiencing extended and frequent mobilization for active duty service.
Sec. 605. Midmonth payment of basic pay for contributions of members of the uniformed services participating in Thrift Savings Plan.

Subtitle B—Bonuses and Special and Incentive Pays

Sec. 611. Extension of certain bonus and special pay authorities for Reserve forces.
Sec. 612. Extension of certain bonus and special pay authorities for health care professionals.
Sec. 613. Extension of special pay and bonus authorities for nuclear officers.
Sec. 614. Extension of authorities relating to payment of other bonuses and special pays.
Sec. 615. Increase in incentive special pay and multiyear retention bonus for medical officers.
Sec. 616. Increase in dental officer additional special pay.
Sec. 617. Increase in maximum monthly rate of hardship duty pay and authority to provide hardship duty pay in a lump sum.
Sec. 618. Definition of sea duty for career sea pay to include service as off-cycle crewmembers of multi-crew ships.
Sec. 619. Reenlistment bonus for members of the Selected Reserve.
Sec. 620. Availability of Selected Reserve accession bonus for persons who previously served in the Armed Forces for a short period.
Sec. 621. Availability of nuclear officer continuation pay for officers with more than 26 years of commissioned service.
Sec. 622. Waiver of years-of-service limitation on receipt of critical skills retention bonus.
Sec. 623. Accession bonus for participants in the Armed Forces Health Professions Scholarship and Financial Assistance Program.
Sec. 624. Payment of assignment incentive pay for Reserve members serving in combat zone for more than 22 months.

Subtitle C—Travel and Transportation Allowances

Sec. 631. Payment of inactive duty training travel costs for certain Selected Reserve members.
Sec. 632. Survivors of deceased members eligible for transportation to attend burial ceremonies.
Sec. 633. Allowance for participation of Reserves in electronic screening.

Sec. 634. Allowance for civilian clothing for members of the Armed Forces traveling in connection with medical evacuation.
Sec. 635. Payment of moving expenses for Junior Reserve Officers' Training Corps instructors in hard-to-fill positions.

Subtitle D—Retired Pay and Survivor Benefits

Sec. 641. Expansion of combat-related special compensation eligibility.
Sec. 642. Inclusion of veterans with service-connected disabilities rated as total by reason of unemployability under termination of phase-in of concurrent receipt of retired pay and veterans' disability compensation.
Sec. 643. Recoupment of annuity amounts previously paid, but subject to offset for dependency and indemnity compensation.
Sec. 644. Special survivor indemnity allowance for persons affected by required Survivor Benefit Plan annuity offset for dependency and indemnity compensation.
Sec. 645. Modification of authority of members of the Armed Forces to designate recipients for payment of death gratuity.
Sec. 646. Clarification of application of retired pay multiplier percentage to members of the uniformed services with over 30 years of service.
Sec. 647. Commencement of receipt of non-regular service retired pay by members of the Ready Reserve on active Federal status or active duty for significant periods.
Sec. 648. Computation of years of service for purposes of retired pay for non-regular service.

Subtitle E—Commissary and Nonappropriated Fund Instrumentality Benefits

Sec. 651. Authority to continue commissary and exchange benefits for certain involuntarily separated members of the Armed Forces.
Sec. 652. Authorization of installment deductions from pay of employees of nonappropriated fund instrumentalities to collect indebtedness to the United States.

Subtitle F—Consolidation of Special Pay, Incentive Pay, and Bonus Authorities

Sec. 661. Consolidation of special pay, incentive pay, and bonus authorities of the uniformed services.
Sec. 662. Transitional provisions.

Subtitle G—Other Matters

Sec. 671. Referral bonus authorities.
Sec. 672. Expansion of education loan repayment program for members of the Selected Reserve.
Sec. 673. Ensuring entry into United States after time abroad for permanent resident alien military spouses and children.
Sec. 674. Overseas naturalization for military spouses and children.
Sec. 675. Modification of amount of back pay for members of Navy and Marine Corps selected for promotion while interned as prisoners of war during World War II to take into account changes in Consumer Price Index.

Subtitle A—Pay and Allowances

SEC. 601. FISCAL YEAR 2008 INCREASE IN MILITARY BASIC PAY.

(a) WAIVER OF SECTION 1009 ADJUSTMENT.—The adjustment to become effective during fiscal year 2008 required by section 1009 of title 37, United States Code, in the rates of monthly basic pay authorized members of the uniformed services shall not be made.

(b) INCREASE IN BASIC PAY.—Effective on January 1, 2008, the rates of monthly basic pay for members of the uniformed services are increased by 3.5 percent.

SEC. 602. BASIC ALLOWANCE FOR HOUSING FOR RESERVE COMPONENT MEMBERS WITHOUT DEPENDENTS WHO ATTEND ACCESSION TRAINING WHILE MAINTAINING A PRIMARY RESIDENCE.

(a) AVAILABILITY OF ALLOWANCE.—Section 403(g)(1) of title 37, United States Code, is amended—

(1) by inserting "to attend accession training," after "active duty" the first place it appears; and

(2) by inserting a comma after "contingency operation" the first place it appears.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall apply with respect to months beginning on or after the date of the enactment of this Act.

SEC. 603. EXTENSION AND ENHANCEMENT OF AUTHORITY FOR TEMPORARY LODGING EXPENSES FOR MEMBERS OF THE ARMED FORCES IN AREAS SUBJECT TO MAJOR DISASTER DECLARATION OR FOR INSTALLATIONS EXPERIENCING SUDDEN INCREASE IN PERSONNEL LEVELS.

(a) MAXIMUM PERIOD OF RECEIPT OF EXPENSES.—Section 404a(c)(3) of title 37, United States Code, is amended by striking "20 days" and inserting "60 days".

(b) EXTENSION OF AUTHORITY FOR INCREASE IN CERTAIN BAH.—Section 403(b)(7)(E) of such title is amended by striking "December 31, 2008" and inserting "December 31, 2009".

SEC. 604. INCOME REPLACEMENT PAYMENTS FOR RESERVE COMPONENT MEMBERS EXPERIENCING EXTENDED AND FREQUENT MOBILIZATION FOR ACTIVE DUTY SERVICE.

(a) CLARIFICATION REGARDING WHEN PAYMENTS REQUIRED.—Subsection (a) of section 910 of title 37, United States Code, is amended by inserting before the period at the end of the first sentence the following: ", when the total monthly military compensation of the member is less than the average monthly civilian income of the member".

(b) ELIGIBILITY.—Subsection (b) of such section is amended to read as follows:

"(b) ELIGIBILITY.—(1) A member of a reserve component is entitled to a payment under this section for any full month of active duty of the member, when the total monthly military compensation of the member is less than the average monthly civilian income of the member, while the member is on active duty under an involuntary mobilization order, following the date on which the member—

"(A) completes 547 continuous days of service on active duty under an involuntary mobilization order;

"(B) completes 730 cumulative days on active duty under an involuntary mobilization order during the previous 1,826 days; or

"(C) is involuntarily mobilized for service on active duty for a period of 180 days or more within 180 days after the date of the member's separation from a previous period of active duty for a period of 180 days or more.

"(2) The entitlement of a member of a reserve component to a payment under this section also shall commence or, if previously commenced under paragraph (1), shall continue if the member—

"(A) satisfies the required number of days on active duty specified in subparagraph (A) or (B) of paragraph (1) or was in-

voluntarily mobilized as provided in subparagraph (C) of such paragraph; and

"(B) is retained on active duty under subparagraph (A) or (B) of section 12301(h)(1) of title 10 because of an injury or illness incurred or aggravated while the member was assigned to duty in an area for which special pay under section 310 of this title is available.".

(c) TERMINATION OF AUTHORITY.—Subsection (g) of such section is amended to read as follows:

"(g) TERMINATION.—No payment shall be made to a member under this section for months beginning after December 31, 2008, unless the entitlement of the member to payments under this section commenced on or before that date.".

SEC. 605. MIDMONTH PAYMENT OF BASIC PAY FOR CONTRIBUTIONS OF MEMBERS OF THE UNIFORMED SERVICES PARTICIPATING IN THRIFT SAVINGS PLAN.

(a) SEMI-MONTHLY DEPOSIT OF MEMBER'S CONTRIBUTIONS.—Section 1014 of title 37, United States Code, is amended by adding at the end the following new subsection:

"(c) With respect to a member of the uniformed services who has elected to participate in the Thrift Savings Plan under section 211 of this title, subsection (a) does not preclude the payment of an amount equal to one-half of the monthly deposit to the Thrift Savings Fund otherwise to be made by the member in participating in the Plan, which amount may be deposited in the Thrift Savings Fund at midmonth.".

(b) SEMI-MONTHLY REPAYMENT OF BORROWED AMOUNTS.—Section 211 of such title is amended by adding at the end the following new subsection:

"(e) REPAYMENT OF AMOUNTS BORROWED FROM MEMBER ACCOUNT.—If a loan is issued to a member under section 8433(g) of title 5 from funds in the member's account in the Thrift Savings Plan, repayment of the loan may be required on the same semi-monthly basis as authorized for contributions to the Thrift Savings Fund on behalf of the member under section 1014(c) of this title.".

Subtitle B—Bonuses and Special and Incentive Pays

SEC. 611. EXTENSION OF CERTAIN BONUS AND SPECIAL PAY AUTHORITIES FOR RESERVE FORCES.

(a) SELECTED RESERVE REENLISTMENT BONUS.—Section 308b(g) of title 37, United States Code, is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(b) SELECTED RESERVE AFFILIATION OR ENLISTMENT BONUS.—Section 308c(i) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(c) SPECIAL PAY FOR ENLISTED MEMBERS ASSIGNED TO CERTAIN HIGH PRIORITY UNITS.—Section 308d(c) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(d) READY RESERVE ENLISTMENT BONUS FOR PERSONS WITHOUT PRIOR SERVICE.—Section 308g(f)(2) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(e) READY RESERVE ENLISTMENT AND REENLISTMENT BONUS FOR PERSONS WITH PRIOR SERVICE.—Section 308h(e) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(f) SELECTED RESERVE ENLISTMENT BONUS FOR PERSONS WITH PRIOR SERVICE.—Section 308i(f) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

SEC. 612. EXTENSION OF CERTAIN BONUS AND SPECIAL PAY AUTHORITIES FOR HEALTH CARE PROFESSIONALS.

(a) NURSE OFFICER CANDIDATE ACCESSION PROGRAM.—Section 2130a(a)(1) of title 10, United States Code, is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(b) REPAYMENT OF EDUCATION LOANS FOR CERTAIN HEALTH PROFESSIONALS WHO SERVE IN THE SELECTED RESERVE.—Section 16302(d) of such title is amended by striking "January 1, 2008" and inserting "January 1, 2009".

(c) ACCESSION BONUS FOR REGISTERED NURSES.—Section 302d(a)(1) of title 37, United States Code, is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(d) INCENTIVE SPECIAL PAY FOR NURSE ANESTHETISTS.—Section 302e(a)(1) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(e) SPECIAL PAY FOR SELECTED RESERVE HEALTH PROFESSIONALS IN CRITICALLY SHORT WARTIME SPECIALTIES.—Section 302g(e) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(f) ACCESSION BONUS FOR DENTAL OFFICERS.—Section 302h(a)(1) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(g) ACCESSION BONUS FOR PHARMACY OFFICERS.—Section 302j(a) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(h) ACCESSION BONUS FOR MEDICAL OFFICERS IN CRITICALLY SHORT WARTIME SPECIALTIES.—Section 302k(f) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(i) ACCESSION BONUS FOR DENTAL SPECIALIST OFFICERS IN CRITICALLY SHORT WARTIME SPECIALTIES.—Section 302l(g) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

SEC. 613. EXTENSION OF SPECIAL PAY AND BONUS AUTHORITIES FOR NUCLEAR OFFICERS.

(a) SPECIAL PAY FOR NUCLEAR-QUALIFIED OFFICERS EXTENDING PERIOD OF ACTIVE SERVICE.—Section 312(f) of title 37, United States Code, is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(b) NUCLEAR CAREER ACCESSION BONUS.—Section 312b(c) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(c) NUCLEAR CAREER ANNUAL INCENTIVE BONUS.—Section 312c(d) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

SEC. 614. EXTENSION OF AUTHORITIES RELATING TO PAYMENT OF OTHER BONUSES AND SPECIAL PAYS.

(a) AVIATION OFFICER RETENTION BONUS.—Section 301b(a) of title 37, United States Code, is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(b) REENLISTMENT BONUS FOR ACTIVE MEMBERS.—Section 308(g) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(c) ENLISTMENT BONUS.—Section 309(e) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(d) RETENTION BONUS FOR MEMBERS WITH CRITICAL MILITARY SKILLS OR ASSIGNED TO HIGH PRIORITY UNITS.—Section 323(i) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(e) ACCESSION BONUS FOR NEW OFFICERS IN CRITICAL SKILLS.—Section 324(g) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(f) INCENTIVE BONUS FOR CONVERSION TO MILITARY OCCUPATIONAL SPECIALTY TO EASE PERSONNEL SHORTAGE.—Section 326(g) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(g) ACCESSION BONUS FOR OFFICER CANDIDATES.—Section 330(f) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

(h) PROHIBITION ON CHARGES FOR MEALS RECEIVED AT MILITARY TREATMENT FACILITIES BY MEMBERS RECEIVING CONTINUOUS CARE.—Section 402(h)(3) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2008".

SEC. 615. INCREASE IN INCENTIVE SPECIAL PAY AND MULTIYEAR RETENTION BONUS FOR MEDICAL OFFICERS.

(a) INCENTIVE SPECIAL PAY.—Section 302(b)(1) of title 37, United States Code, is amended by striking "$50,000" and inserting "$75,000".

(b) MULTIYEAR RETENTION BONUS.—Section 301d(a)(2) of title 37, United States Code, is amended by striking "$50,000" and inserting "$75,000".

(c) EFFECTIVE DATE.—The amendments made by this section shall apply with respect to agreements entered into under section 301d(a) or 302b(c) of title 37, United States Code, on or after the date of the enactment of this Act.

SEC. 616. INCREASE IN DENTAL OFFICER ADDITIONAL SPECIAL PAY.

(a) INCREASE.—Section 302b(a)(4) of title 37, United States Code, is amended—

(1) in the matter preceding subparagraph (A), by striking "at the following rates" and inserting "at a rate determined by the Secretary concerned, which rate may not exceed the following";

(2) in subparagraph (A), by striking "$4,000" and inserting "$10,000"; and

(3) in subparagraph (B), by striking "$6,000" and inserting "$12,000".

(b) EFFECTIVE DATE.—The amendments made by this section shall apply with respect to agreements entered into under section

302b(b) of title 37, United States Code, on or after the date of the enactment of this Act.

SEC. 617. INCREASE IN MAXIMUM MONTHLY RATE OF HARDSHIP DUTY PAY AND AUTHORITY TO PROVIDE HARDSHIP DUTY PAY IN A LUMP SUM.

Section 305 of title 37, United States Code, is amended to read as follows:

"§ 305. Special pay: hardship duty pay

"(a) SPECIAL PAY AUTHORIZED.—A member of a uniformed service who is entitled to basic pay may be paid special pay under this section while the member is performing duty that is designated by the Secretary of Defense as hardship duty.

"(b) PAYMENT ON MONTHLY OR LUMP SUM BASIS.—Special pay payable under this section may be paid on a monthly basis or in a lump sum.

"(c) MAXIMUM RATE OR AMOUNT.—(1) The monthly rate of special pay payable to a member under this section may not exceed $1,500.

"(2) The amount of the lump sum payment of special pay payable to a member under this section may not exceed the product of—

"(A) the maximum monthly rate in effect under paragraph (1) at the time the member qualifies for payment of special pay under this section; and

"(B) the number of months during which the member will be performing the designated hardship duty.

"(d) RELATIONSHIP TO OTHER PAY AND ALLOWANCES.—Special pay paid to a member under this section is in addition to any other pay and allowances to which the member is entitled.

"(e) REPAYMENT.—A member who is paid special pay in a lump sum under this section, but who fails to perform the designated hardship duty during the months included in the calculation of the amount of the lump sum under subsection (c)(2), shall be subject to the repayment provisions of section 303a(e) of this title.

"(f) REGULATIONS.—The Secretary of Defense shall prescribe regulations for the payment of hardship duty pay under this section, including the specific monthly rates at which the special pay will be available.".

SEC. 618. DEFINITION OF SEA DUTY FOR CAREER SEA PAY TO INCLUDE SERVICE AS OFF-CYCLE CREWMEMBERS OF MULTI-CREW SHIPS.

Section 305a(e)(1)(A) of title 37, United States Code, is amended—

(1) by striking "or" at the end of clause (ii); and

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

"(iv) while serving as an off-cycle crewmember of a multi-crewed ship; or".

SEC. 619. REENLISTMENT BONUS FOR MEMBERS OF THE SELECTED RESERVE.

(a) MINIMUM TERM OF REENLISTMENT OR ENLISTMENT EXTENSION.—Subsection (a)(2) of 308b of title 37, United States Code, is amended by striking "his enlistment for a period of three years or for a period of six years" and inserting "an enlistment for a period of at least three years".

(b) MAXIMUM BONUS AMOUNT.—Subsection (b)(1) of such section is amended by striking "may not exceed" and all that follows through the end of the paragraph and inserting "may not exceed $15,000.".

(c) CONFORMING AMENDMENTS REGARDING ELIGIBILITY REQUIREMENTS.—Subsection (c) of such section is amended—

(1) by striking the subsection heading and all that follows through "(2) In the case" and inserting "WAIVER OF CONDITION ON ELIGIBILITY.—In the case"; and

(2) by striking "paragraph (1)(B) or".

(d) EFFECTIVE DATE.—The amendments made by this section shall apply with respect to reenlistments or extensions of enlistment that occur on or after the date of the enactment of this Act.

SEC. 620. AVAILABILITY OF SELECTED RESERVE ACCESSION BONUS FOR PERSONS WHO PREVIOUSLY SERVED IN THE ARMED FORCES FOR A SHORT PERIOD.

Section 308c(c)(1) of title 37, United States Code, is amended by inserting before the semicolon the following: "or has served in the armed forces, but was released from such service before completing the basic training requirements of the armed force of which the person was a member and the service was characterized as either honorable or uncharacterized".

SEC. 621. AVAILABILITY OF NUCLEAR OFFICER CONTINUATION PAY FOR OFFICERS WITH MORE THAN 26 YEARS OF COMMISSIONED SERVICE.

(a) INCREASE.—Section 312 of title 37, United States Code, is amended—

(1) in subsection (a)(3), by striking "26 years" and inserting "30 years"; and

(2) in subsection (e)(1), by striking "the end of 26 years of commissioned service" and inserting "the maximum number of years of commissioned service authorized by subsection (a)(3)".

(b) EFFECT ON EXISTING AGREEMENTS.—The Secretary of the Navy and an officer of the naval service who is a party to an agreement under section 312 of title 37, United States Code, that was entered into before the date of the enactment of this Act may revise the agreement to reflect the new limitation on the number of years of commissioned service that the officer may serve while remaining eligible for special pay under such section.

SEC. 622. WAIVER OF YEARS-OF-SERVICE LIMITATION ON RECEIPT OF CRITICAL SKILLS RETENTION BONUS.

Section 323(e) of title 37, United States Code, is amended by adding at the end the following new paragraph:

"(4) The Secretary of Defense, or the Secretary of Homeland Security with respect to the Coast Guard when it is not operating as a service in the Navy, may waive the limitations in paragraph (1) with respect to a member who, during the period of active duty or service in an active status in a reserve component for which the bonus is being offered, is assigned duties in a skill designated as critical under subsection (b)(1). The authority to grant a waiver under this paragraph may not be delegated below the Under Secretary of Defense for Personnel and Readiness or the Deputy Secretary of the Department of Homeland Security.".

SEC. 623. ACCESSION BONUS FOR PARTICIPANTS IN THE ARMED FORCES HEALTH PROFESSIONS SCHOLARSHIP AND FINANCIAL ASSISTANCE PROGRAM.

(a) ACCESSION BONUS AUTHORIZED.—Subchapter I of chapter 105 of title 10, United States Code, is amended by adding at the end the following new section:

"§ 2128. Accession bonus for members of the program

"(a) AVAILABILITY OF BONUS.—The Secretary of Defense may offer a person who enters into an agreement under section 2122(a)(2) of this title an accession bonus of not more than $20,000 as part of the agreement.

"(b) RELATION TO OTHER PAYMENTS.—An accession bonus paid a person under this section is in addition to any other amounts payable to the person under this subchapter.

"(c) REPAYMENT.—A person who receives an accession bonus under this section, but fails to comply with the agreement under section 2122(a)(2) of this title or to commence or complete the active duty obligation imposed by section 2123 of this title, shall be subject to the repayment provisions of section 303a(e) of title 37.".

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such subchapter is amended by adding at the end the following new item:

"2128. Accession bonus for members of the program.".

(c) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply with respect to agreements entered into under section 2122(a)(2) of title 10, United States Code, on or after the date of the enactment of this Act.

SEC. 624. PAYMENT OF ASSIGNMENT INCENTIVE PAY FOR RESERVE MEMBERS SERVING IN COMBAT ZONE FOR MORE THAN 22 MONTHS.

(a) PAYMENT.—The Secretary of a military department may pay assignment incentive pay under section 307a of title 37, United States Code, to a member of a reserve component under the jurisdiction of the Secretary for each month during the eligibility period of the member determined under subsection (b) during which the member served for any portion of the month in a combat zone associated with Operating Enduring Freedom or Operation Iraqi Freedom in excess of 22 months of qualifying service.

(b) ELIGIBILITY PERIOD.—The eligibility period for a member extends from January 1, 2005, through the end of the active duty service of the member in a combat zone associated with Operating Enduring Freedom or Operation Iraqi Freedom if the service on active duty during the member's most recent period of mobilization to active duty began before January 19, 2007.

(c) AMOUNT OF PAYMENT.—The monthly rate of incentive pay payable to a member under this section is $1,000.

(d) QUALIFYING SERVICE.—For purposes of this section, qualifying service includes cumulative mobilized service on active duty under sections 12301(d), 12302, and 12304 of title 10, United States Code, during the period beginning on January 1, 2003, through the end of the member's active duty service during the member's most recent period of mobilization to active duty beginning before January 19, 2007.

Subtitle C—Travel and Transportation Allowances

SEC. 631. PAYMENT OF INACTIVE DUTY TRAINING TRAVEL COSTS FOR CERTAIN SELECTED RESERVE MEMBERS.

(a) PAYMENT OF TRAVEL COSTS AUTHORIZED.—

(1) IN GENERAL.—Chapter 7 of title 37, United States Code, is amended by inserting after section 408 the following new section:

"§ 408a. Travel and transportation allowances: inactive duty training outside of normal commuting distances

"(a) ALLOWANCE AUTHORIZED.—The Secretary concerned may reimburse an eligible member of the Selected Reserve of the Ready Reserve for travel expenses for travel to an inactive duty training location to perform inactive duty training when the member is required to commute a distance from the member's permanent residence to the inactive duty training location that is outside the normal commuting distance (as determined under the regulations prescribed under subsection (d)) for that commute.

"(b) ELIGIBLE MEMBERS.—To be eligible for reimbursement under subsection (a), a member of the Selected Reserve of the Ready Reserve must be—

"(1) qualified in a skill designated as critically short by the Secretary concerned;

"(2) assigned to a unit of the Selected Reserve with a critical manpower shortage or in a pay grade in the member's reserve component with a critical manpower shortage; or

"(3) assigned to a unit or position that is disestablished or relocated as a result of defense base closure or realignment or another force structure reallocation.

"(c) MAXIMUM REIMBURSEMENT AMOUNT.—The amount of reimbursement provided a member under subsection (a) for each round trip to a training location may not exceed $300.

"(d) REGULATIONS.—The Secretary concerned shall prescribe regulations to carry out this section. Regulations prescribed by the Secretary of a military department shall be subject to the approval of the Secretary of Defense.

"(e) TERMINATION.—No reimbursement may be provided under this section for travel that occurs after December 31, 2010.".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 7 of such title is amended by inserting after the item relating to section 408 the following new item:

"408a. Travel and transportation allowances: inactive duty training outside of normal commuting distances.".

(b) APPLICATION OF AMENDMENT.—No reimbursement may be provided under section 408a of title 37, United States Code, as added by subsection (a), for travel costs incurred before the date of the enactment of this Act.

SEC. 632. SURVIVORS OF DECEASED MEMBERS ELIGIBLE FOR TRANSPORTATION TO ATTEND BURIAL CEREMONIES.

(a) ELIGIBLE RELATIVES.—Paragraph (1) of section 411f(c) of title 37, United States Code, is amended—

(1) by striking subparagraph (B) and inserting the following new subparagraph:

"(B) The child or children of the deceased member (including stepchildren, adopted children, and illegitimate children).";

and

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

"(D) The sibling or siblings of the deceased member.

"(E) The person who directs the disposition of the remains of the deceased member under section 1482(c) of title 10 or, in the case of a deceased member whose remains are commingled and buried in a common grave in a national cemetery, the person who would have been designated under such section to direct the disposition of the remains if individual identification had been made.".

(b) OTHER PERSONS.—Paragraph (2) of such section is amended to read as follows:

"(2) If no person described in subparagraphs (A) through (D) of paragraph (1) is provided travel and transportation allowances under subsection (a)(1), the travel and transportation allowances may be provided to one or two other persons who are closely related to the deceased member and are selected by the person referred to in paragraph (1)(E). A person provided travel and transportation allowances under this paragraph is in addition to the person referred to in paragraph (1)(E).".

SEC. 633. ALLOWANCE FOR PARTICIPATION OF RESERVES IN ELECTRONIC SCREENING.

(a) ALLOWANCE FOR PARTICIPATION IN ELECTRONIC SCREENING.—

(1) IN GENERAL.—Chapter 7 of title 37, United States Code, is amended by inserting after section 433 the following new section:

"§ 433a. Allowance for participation in Ready Reserve screening

"(a) ALLOWANCE AUTHORIZED.—(1) Under regulations prescribed by the Secretaries concerned, a member of the Individual Ready Reserve may be paid a stipend for participation in the screening performed pursuant to section 10149 of title 10, in lieu of muster duty performed under section 12319 of title 10, if such participation is conducted through electronic means.

"(2) The stipend paid a member under this section shall constitute the sole monetary allowance authorized for participation in the screening described in paragraph (1), and shall constitute payment in full to the member for participation in such screening, regardless of the grade or rank in which the member is serving.

"(b) MAXIMUM PAYMENT.—The aggregate amount of the stipend paid a member of the Individual Ready Reserve under this section in any calendar year may not exceed $50.

"(c) PAYMENT REQUIREMENTS.—(1) The stipend authorized by this section may not be disbursed in kind.

"(2) Payment of a stipend to a member of the Individual Ready Reserve under this section for participation in screening shall be made on or after the date of participation in such screening, but not later than 30 days after such date.".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 7 of such title is amended by inserting after the item relating to section 433 the following new item:

"433a. Allowance for participation in Ready Reserve screening.".

(b) BAR TO DUAL COMPENSATION.—Section 206 of such title is amended by adding at the end the following new subsection:

"(f) A member of the Individual Ready Reserve is not entitled to compensation under this section for participation in screening for which the member is paid a stipend under section 433a of this title.".

(c) BAR TO RETIREMENT CREDIT.—Section 12732(b) of title 10, United States Code, is amended by adding at the end the following new paragraph:

"(8) Service in the screening performed pursuant to section 10149 of this title through electronic means, regardless of whether or not a stipend is paid the member concerned for such service under section 433a of title 37.".

SEC. 634. ALLOWANCE FOR CIVILIAN CLOTHING FOR MEMBERS OF THE ARMED FORCES TRAVELING IN CONNECTION WITH MEDICAL EVACUATION.

Section 1047(a) of title 10, United States Code, is amended by inserting "and luggage" after "civilian clothing" both places it appears.

SEC. 635. PAYMENT OF MOVING EXPENSES FOR JUNIOR RESERVE OFFICERS' TRAINING CORPS INSTRUCTORS IN HARD-TO-FILL POSITIONS.

Section 2031 of title 10, United States Code, is amended by adding at the end the following new subsection:

"(f)(1) When determined by the Secretary of the military department concerned to be in the national interest and agreed upon by the institution concerned, the institution may reimburse a Junior Reserve Officers' Training Corps instructor for moving expenses incurred by the instructor to accept employment at the institution in a position that the Secretary concerned determines is hard-to-fill for geographic or economic reasons.

"(2) As a condition on providing reimbursement under paragraph (1), the institution shall require the instructor to execute a written agreement to serve a minimum of two years of employment at the institution in the hard-to-fill position.

"(3) Any reimbursement provided to an instructor under paragraph (1) is in addition to the minimum instructor pay otherwise payable to the instructor.

"(4) The Secretary concerned shall reimburse an institution providing reimbursement to an instructor under paragraph (1) in an amount equal to the amount of the reimbursement paid by the institution under that paragraph. Any reimbursement provided by the Secretary concerned shall be provided from funds appropriated for that purpose.

"(5) The provision of reimbursement under paragraph (1) or (4) shall be subject to regulations prescribed by the Secretary of Defense for purposes of this subsection.".

Subtitle D—Retired Pay and Survivor Benefits

SEC. 641. EXPANSION OF COMBAT-RELATED SPECIAL COMPENSATION ELIGIBILITY.

(a) EXPANDED ELIGIBILITY FOR CHAPTER 61 MILITARY RETIREES.—Subsection (c) of section 1413a of title 10, United States Code, is amended by striking "entitled to retired pay who—" and all that follows and inserting "who—

"(1) is entitled to retired pay (other than by reason of section 12731b of this title); and

"(2) has a combat-related disability.".

(b) COMPUTATION.—Paragraph (3) of subsection (b) of such section is amended—

(1) by striking "In the case of" and inserting the following: "(A) GENERAL RULE.—In the case of"; and

(2) by adding at the end the following new subparagraph: "(B) SPECIAL RULE FOR RETIREES WITH FEWER THAN 20 YEARS OF SERVICE.—In the case of an eligible combat-related disabled uniformed services retiree who is retired under chapter 61 of this title with fewer than 20 years of creditable service, the amount of the payment under paragraph (1) for any month shall be reduced by the amount (if any) by which the amount of the member's retired pay under chapter 61 of this title exceeds the amount equal to 2½ percent of the member's years of creditable service multiplied by the member's retired pay base under section 1406(b)(1) or 1407 of this title, whichever is applicable to the member.".

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect on January 1, 2008, and shall apply to payments for months beginning on or after that date.

SEC. 642. INCLUSION OF VETERANS WITH SERVICE-CONNECTED DISABILITIES RATED AS TOTAL BY REASON OF UNEMPLOYABILITY UNDER TERMINATION OF PHASE-IN OF CONCURRENT RECEIPT OF RETIRED PAY AND VETERANS' DISABILITY COMPENSATION.

(a) INCLUSION OF VETERANS.—Section 1414(a)(1) of title 10, United States Code, is amended by striking "except that" and all that follows and inserting "except that payment of retired pay is subject to subsection (c) only during the period beginning on January 1, 2004, and ending on December 31, 2004, in the case of the following:

"(A) A qualified retiree receiving veterans' disability compensation for a disability rated as 100 percent.

"(B) A qualified retiree receiving veterans' disability compensation at the rate payable for a 100 percent disability by reason of a determination of individual unemployability.".

(b) EFFECTIVE DATE.—

(1) IN GENERAL.—Subject to paragraph (2), the amendment made by subsection (a) shall take effect as of December 31, 2004.

(2) TIMING OF PAYMENT OF RETROACTIVE BENEFITS.—Any amount payable for a period before October 1, 2008, by reason

of the amendment made by subsection (a) shall not be paid until after that date.

SEC. 643. RECOUPMENT OF ANNUITY AMOUNTS PREVIOUSLY PAID, BUT SUBJECT TO OFFSET FOR DEPENDENCY AND INDEMNITY COMPENSATION.

(a) LIMITATION ON RECOUPMENT; NOTIFICATION REQUIREMENTS.—Section 1450(c) of title 10, United States Code, is amended by adding at the end the following new paragraph:

"(3) LIMITATION ON RECOUPMENT OF OFFSET AMOUNT.—Any amount subject to offset under this subsection that was previously paid to the surviving spouse or former spouse shall be recouped only to the extent that the amount paid exceeds any amount to be refunded under subsection (e). In notifying a surviving spouse or former spouse of the recoupment requirement, the Secretary shall provide the spouse or former spouse—

"(A) a single notice of the net amount to be recouped or the net amount to be refunded, as applicable, under this subsection or subsection (e);

"(B) a written explanation of the statutory requirements for recoupment of the offset amount and for refund of any applicable amount deducted from retired pay;

"(C) a detailed accounting of how the offset amount being recouped and retired pay deduction amount being refunded were calculated; and

"(D) contact information for a person who can provide information about the offset recoupment and retired pay deduction refund processes and answer questions the surviving spouse or former spouse may have about the requirements, processes, or amounts.".

(b) APPLICATION.—Paragraph (3) of subsection (c) of section 1450 of title 10, United States Code, as added by subsection (a), shall apply with respect to the recoupment on or after April 1, 2008, of amounts subject to offset under such subsection.

SEC. 644. SPECIAL SURVIVOR INDEMNITY ALLOWANCE FOR PERSONS AFFECTED BY REQUIRED SURVIVOR BENEFIT PLAN ANNUITY OFFSET FOR DEPENDENCY AND INDEMNITY COMPENSATION.

Section 1450 of title 10, United States Code, is amended by adding at the end the following new subsection:

"(m) SPECIAL SURVIVOR INDEMNITY ALLOWANCE.—

"(1) PROVISION OF ALLOWANCE.—The Secretary concerned shall pay a monthly special survivor indemnity allowance under this subsection to the surviving spouse or former spouse of a member of the uniformed services to whom section 1448 of this title applies if—

"(A) the surviving spouse or former spouse is entitled to dependency and indemnity compensation under section 1311(a) of title 38;

"(B) except for subsection (c) of this section, the surviving spouse or former spouse is eligible for an annuity by reason of a participant in the Plan under section 1448(a)(1) of this title; and

"(C) the eligibility of the surviving spouse or former spouse for an annuity as described in subparagraph (B) is affected by subsection (c) of this section.

"(2) AMOUNT OF PAYMENT.—Subject to paragraph (3), the amount of the allowance paid to an eligible survivor under paragraph (1) for a month shall be equal to—

"(A) for months during fiscal year 2009, $50;

"(B) for months during fiscal year 2010, $60;

"(C) for months during fiscal year 2011, $70;

"(D) for months during fiscal year 2012, $80;

"(E) for months during fiscal year 2013, $90; and

"(F) for months after fiscal year 2013, $100.

"(3) LIMITATION.—The amount of the allowance paid to an eligible survivor under paragraph (1) for any month may not exceed the amount of the annuity for that month that is subject to offset under subsection (c).

"(4) STATUS OF PAYMENTS.—An allowance paid under this subsection does not constitute an annuity, and amounts so paid are not subject to adjustment under any other provision of law.

"(5) SOURCE OF FUNDS.—The special survivor indemnity allowance shall be paid from amounts in the Department of Defense Military Retirement Fund established under section 1461 of this title.

"(6) EFFECTIVE DATE AND DURATION.—This subsection shall only apply with respect to the month beginning on October 1, 2008, and subsequent months through the month ending on February 28, 2016. Effective on March 1, 2016, the authority provided by this subsection shall terminate. No special survivor indemnity allowance may be paid to any person by reason of this subsection for any period before October 1, 2008, or beginning on or after March 1, 2016.".

SEC. 645. MODIFICATION OF AUTHORITY OF MEMBERS OF THE ARMED FORCES TO DESIGNATE RECIPIENTS FOR PAYMENT OF DEATH GRATUITY.

(a) AUTHORITY TO DESIGNATE RECIPIENTS.—Section 1477 of title 10, United States Code, is amended—

(1) by striking subsections (c) and (d);

(2) by redesignating subsection (b) as subsection (d) and, in such subsection, by striking "Subsection (a)(2)" and inserting "TREATMENT OF CHILDREN.—Subsection (b)(2)"; and

(3) by striking subsection (a) and inserting the following new subsections:

"(a) DESIGNATION OF RECIPIENTS.—(1) On and after July 1, 2008, or such earlier date as the Secretary of Defense may prescribe, a person covered by section 1475 or 1476 of this title may designate one or more persons to receive all or a portion of the amount payable under section 1478 of this title. The designation of a person to receive a portion of the amount shall indicate the percentage of the amount, to be specified only in 10 percent increments, that the designated person may receive. The balance of the amount of the death gratuity, if any, shall be paid in accordance with subsection (b).

"(2) If a person covered by section 1475 or 1476 of this title has a spouse, but designates a person other than the spouse to receive all or a portion of the amount payable under section 1478 of this title, the Secretary concerned shall provide notice of the designation to the spouse.

"(b) DISTRIBUTION OF REMAINDER; DISTRIBUTION IN ABSENCE OF DESIGNATED RECIPIENT.—If a person covered by section 1475 or

1476 of this title does not make a designation under subsection (a) or designates only a portion of the amount payable under section 1478 of this title, the amount of the death gratuity not covered by a designation shall be paid as follows:

"(1) To the surviving spouse of the person, if any.

"(2) If there is no surviving spouse, to any surviving children (as prescribed by subsection (d)) of the person and the descendants of any deceased children by representation.

"(3) If there is none of the above, to the surviving parents (as prescribed by subsection (c)) of the person or the survivor of them.

"(4) If there is none of the above, to the duly appointed executor or administrator of the estate of the person.

"(5) If there is none of the above, to other next of kin of the person entitled under the laws of domicile of the person at the time of the person's death.

"(c) TREATMENT OF PARENTS.—For purposes of subsection (b)(3), parents include fathers and mothers through adoption. However, only one father and one mother may be recognized in any case, and preference shall be given to those who exercised a parental relationship on the date, or most nearly before the date, on which the decedent entered a status described in section 1475 or 1476 of this title.".

(b) CLERICAL AND CONFORMING AMENDMENTS.—Subsection (e) of such section is amended—

(1) by inserting "EFFECT OF DEATH BEFORE RECEIPT OF GRATUITY.—" after "(e)";

(2) by striking "subsection (a) or (d)" and inserting "subsection (a) or (b)"; and

(3) by striking "subsection (a)." and inserting "subsection (b)".

(c) EXISTING DESIGNATION AUTHORITY.—The authority provided by subsection (d) of section 1477 of title 10, United States Code, as in effect on the day before the date of the enactment of this Act, shall remain available to persons covered by section 1475 or 1476 of such title until July 1, 2008, or such earlier date as the Secretary of Defense may prescribe, and any designation under such subsection made before July 1, 2008, or the earlier date prescribed by the Secretary, shall continue in effect until such time as the person who made the designation makes a new designation under such section 1477, as amended by subsection (a) of this section.

(d) REGULATIONS.—

(1) IN GENERAL.—Not later than April 1, 2008, the Secretary of Defense shall prescribe regulations to implement the amendments to section 1477 of title 10, United States Code, made by subsection (a).

(2) ELEMENTS.—The regulations required by paragraph (1) shall include forms for the making of the designation contemplated by subsection (a) of section 1477 of title 10, United States Code, as amended by subsection (a) of this section, and instructions for members of the Armed Forces in the filling out of such forms.

SEC. 646. CLARIFICATION OF APPLICATION OF RETIRED PAY MULTIPLIER PERCENTAGE TO MEMBERS OF THE UNIFORMED SERVICES WITH OVER 30 YEARS OF SERVICE.

(a) COMPUTATION OF RETIRED AND RETAINER PAY FOR MEMBERS OF NAVAL SERVICE.—The table in section 6333(a) of title 10, United States Code, is amended in Column 2 of Formula A by striking "75 percent." and inserting "Retired pay multiplier prescribed under section 1409 for the years of service that may be credited to the member under section 1405.".

(b) RETIRED PAY FOR CERTAIN MEMBERS RECALLED TO ACTIVE DUTY.—The table in section 1402(a) of such title is amended by striking Column 3.

(c) EFFECTIVE DATE.—The amendments made by subsections (a) and (b) shall take effect as of January 1, 2007, and shall apply with respect to retired pay and retainer pay payable on or after that date.

SEC. 647. COMMENCEMENT OF RECEIPT OF NON-REGULAR SERVICE RETIRED PAY BY MEMBERS OF THE READY RESERVE ON ACTIVE FEDERAL STATUS OR ACTIVE DUTY FOR SIGNIFICANT PERIODS.

(a) REDUCED ELIGIBILITY AGE.—Section 12731 of title 10, United States Code, is amended—

(1) in subsection (a), by striking paragraph (1) and inserting the following:

"(1) has attained the eligibility age applicable under subsection (f) to that person;"; and

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

"(f)(1) Subject to paragraph (2), the eligibility age for purposes of subsection (a)(1) is 60 years of age.

"(2)(A) In the case of a person who as a member of the Ready Reserve serves on active duty or performs active service described in subparagraph (B) after the date of the enactment of the National Defense Authorization Act for Fiscal Year 2008, the eligibility age for purposes of subsection (a)(1) shall be reduced below 60 years of age by three months for each aggregate of 90 days on which such person so performs in any fiscal year after such date, subject to subparagraph (C). A day of duty may be included in only one aggregate of 90 days for purposes of this subparagraph.

"(B)(i) Service on active duty described in this subparagraph is service on active duty pursuant to a call or order to active duty under a provision of law referred to in section 101(a)(13)(B) or under section 12301(d) of this title. Such service does not include service on active duty pursuant to a call or order to active duty under section 12310 of this title.

"(ii) Active service described in this subparagraph is also service under a call to active service authorized by the President or the Secretary of Defense under section 502(f) of title 32 for purposes of responding to a national emergency declared by the President or supported by Federal funds.

"(C) The eligibility age for purposes of subsection (a)(1) may not be reduced below 50 years of age for any person under subparagraph (A).".

(b) CONTINUATION OF AGE 60 AS MINIMUM AGE FOR ELIGIBILITY OF NON-REGULAR SERVICE RETIREES FOR HEALTH CARE.—Section 1074(b) of such title is amended—

(1) by inserting "(1)" after "(b)"; and

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

"(2) Paragraph (1) does not apply to a member or former member entitled to retired pay for non-regular service under chapter 1223 of this title who is under 60 years of age.".

(c) ADMINISTRATION OF RELATED PROVISIONS OF LAW OR POLICY.—With respect to any provision of law, or of any policy, regulation, or directive of the executive branch that refers to a member or former member of the uniformed services as being eligible for, or entitled to, retired pay under chapter 1223 of title 10, United States Code, but for the fact that the member or former member is under 60 years of age, such provision shall be carried out with respect to that member or former member by substituting for the reference to being 60 years of age a reference to having attained the eligibility age applicable under subsection (f) of section 12731 of title 10, United States Code (as added by subsection (a)), to such member or former member for qualification for such retired pay under subsection (a) of such section.

SEC. 648. COMPUTATION OF YEARS OF SERVICE FOR PURPOSES OF RETIRED PAY FOR NON-REGULAR SERVICE.

Section 12733(3) of title 10, United States Code, is amended—

(1) in subparagraph (B), by striking "and" at the end;

(2) in subparagraph (C), by striking the period and inserting "before the year of service that includes October 30, 2007; and"; and

(3) by adding at the end the following new subparagraph:

"(D) 130 days in the year of service that includes October 30, 2007, and in any subsequent year of service.".

Subtitle E—Commissary and Nonappropriated Fund Instrumentality Benefits

SEC. 651. AUTHORITY TO CONTINUE COMMISSARY AND EXCHANGE BENEFITS FOR CERTAIN INVOLUNTARILY SEPARATED MEMBERS OF THE ARMED FORCES.

(a) RESUMPTION FOR MEMBERS INVOLUNTARILY SEPARATED FROM ACTIVE DUTY.—Section 1146 of title 10, United States Code, is amended—

(1) by inserting "(a) MEMBERS INVOLUNTARILY SEPARATED FROM ACTIVE DUTY.—" before "The Secretary of Defense";

(2) in the first sentence, by striking "October 1, 1990, and ending on December 31, 2001" and inserting "October 1, 2007, and ending on December 31, 2012"; and

(3) in the second sentence, by striking "the period beginning on October 1, 1994, and ending on December 31, 2001" and inserting "the same period".

(b) EXTENSION TO MEMBERS INVOLUNTARILY SEPARATED FROM SELECTED RESERVE.—Such section is further amended by adding at the end the following new subsection:

"(b) MEMBERS INVOLUNTARILY SEPARATED FROM SELECTED RESERVE.—The Secretary of Defense shall prescribe regulations to allow a member of the Selected Reserve of the Ready Reserve who is involuntarily separated from the Selected Reserve as a result of the exercise of the force shaping authority of the Secretary concerned under section 647 of this title or other force shaping authority dur-

ing the period beginning on October 1, 2007, and ending on December 31, 2012, to continue to use commissary and exchange stores during the two-year period beginning on the date of the involuntary separation of the member in the same manner as a member on active duty. The Secretary of Homeland Security shall implement this provision for Coast Guard members involuntarily separated during the same period.".

SEC. 652. AUTHORIZATION OF INSTALLMENT DEDUCTIONS FROM PAY OF EMPLOYEES OF NONAPPROPRIATED FUND INSTRUMENTALITIES TO COLLECT INDEBTEDNESS TO THE UNITED STATES.

Section 5514 of title 5, United States Code, is amended—

(1) in subsection (a)(5), by inserting "any nonappropriated fund instrumentality described in section 2105(c) of this title," after "Commission,"; and

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

"(e) An employee of a nonappropriated fund instrumentality described in section 2105(c) of this title is deemed an employee covered by this section.".

Subtitle F—Consolidation of Special Pay, Incentive Pay, and Bonus Authorities

SEC. 661. CONSOLIDATION OF SPECIAL PAY, INCENTIVE PAY, AND BONUS AUTHORITIES OF THE UNIFORMED SERVICES.

(a) CONSOLIDATION.—Chapter 5 of title 37, United States Code, is amended—

(1) by inserting before section 301 the following subchapter heading:

"SUBCHAPTER I—EXISTING SPECIAL PAY, INCENTIVE PAY, AND BONUS AUTHORITIES";

and

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

"SUBCHAPTER II—CONSOLIDATION OF SPECIAL PAY, INCENTIVE PAY, AND BONUS AUTHORITIES

"§ 331. General bonus authority for enlisted members

"(a) AUTHORITY TO PROVIDE BONUS.—The Secretary concerned may pay a bonus under this section to a person, including a member of the armed forces, who—

"(1) enlists in an armed force;

"(2) enlists in or affiliates with a reserve component of an armed force;

"(3) reenlists, voluntarily extends an enlistment, or otherwise agrees to serve—

"(A) for a specified period in a designated career field, skill, or unit of an armed force; or

"(B) under other conditions of service in an armed force;

"(4) transfers from a regular component of an armed force to a reserve component of that same armed force or from a re-

serve component of an armed force to the regular component of that same armed force; or

"(5) transfers from a regular component or reserve component of an armed force to a regular component or reserve component of another armed force, subject to the approval of the Secretary with jurisdiction over the armed force to which the member is transferring.

"(b) SERVICE ELIGIBILITY.—A bonus authorized by subsection (a) may be paid to a person or member only if the person or member agrees under subsection (d)—

"(1) to serve for a specified period in a designated career field, skill, unit, or grade; or

"(2) to meet some other condition or conditions of service imposed by the Secretary concerned.

"(c) MAXIMUM AMOUNT AND METHOD OF PAYMENT.—

"(1) MAXIMUM AMOUNT.—The Secretary concerned shall determine the amount of a bonus to be paid under this section, except that—

"(A) a bonus paid under paragraph (1) or (2) of subsection (a) may not exceed $50,000 for a minimum two-year period of obligated service agreed to under subsection (d);

"(B) a bonus paid under paragraph (3) of subsection (a) may not exceed $30,000 for each year of obligated service in a regular component agreed to under subsection (d);

"(C) a bonus paid under paragraph (3) of subsection (a) may not exceed $15,000 for each year of obligated service in a reserve component agreed to under subsection (d); and

"(D) a bonus paid under paragraph (4) or (5) of subsection (a) may not exceed $10,000.

"(2) LUMP SUM OR INSTALLMENTS.—A bonus under this section may be paid in a lump sum or in periodic installments, as determined by the Secretary concerned.

"(3) FIXING BONUS AMOUNT.—Upon acceptance by the Secretary concerned of the written agreement required by subsection (d), the total amount of the bonus to be paid under the agreement shall be fixed.

"(d) WRITTEN AGREEMENT.—To receive a bonus under this section, a person or member determined to be eligible for the bonus shall enter into a written agreement with the Secretary concerned that specifies—

"(1) the amount of the bonus;

"(2) the method of payment of the bonus under subsection (c)(2);

"(3) the period of obligated service; and

"(4) the type or conditions of the service.

"(e) RELATIONSHIP TO OTHER PAY AND ALLOWANCES.—A bonus paid to a person or member under this section is in addition to any other pay and allowance to which the person or member is entitled.

"(f) RELATIONSHIP TO PROHIBITION ON BOUNTIES.—A bonus authorized under this section is not a bounty for purposes of section 514(a) of title 10.

"(g) REPAYMENT.—A person or member who receives a bonus under this section and who fails to complete the period of service, or meet the conditions of service, for which the bonus is paid, as

specified in the written agreement under subsection (d), shall be subject to the repayment provisions of section 373 of this title.

"(h) TERMINATION OF AUTHORITY.—No agreement may be entered into under this section after December 31, 2009.

"§ 332. General bonus authority for officers

"(a) AUTHORITY TO PROVIDE BONUS.—The Secretary concerned may pay a bonus under this section to a person, including an officer in the uniformed services, who—

"(1) accepts a commission or appointment as an officer in a uniformed service;

"(2) affiliates with a reserve component of a uniformed service;

"(3) agrees to remain on active duty or to serve in an active status for a specific period as an officer in a uniformed service;

"(4) transfers from a regular component of a uniformed service to a reserve component of that same uniformed service or from a reserve component of a uniformed service to the regular component of that same uniformed service; or

"(5) transfers from a regular component or reserve component of a uniformed service to a regular component or reserve component of another uniformed service, subject to the approval of the Secretary with jurisdiction over the uniformed service to which the member is transferring.

"(b) SERVICE ELIGIBILITY.—A bonus authorized by subsection (a) may be paid to a person or officer only if the person or officer agrees under subsection (d)—

"(1) to serve for a specified period in a designated career field, skill, unit, or grade; or

"(2) to meet some other condition or conditions of service imposed by the Secretary concerned.

"(c) MAXIMUM AMOUNT AND METHOD OF PAYMENT.—

"(1) MAXIMUM AMOUNT.—The Secretary concerned shall determine the amount of a bonus to be paid under this section, except that—

"(A) a bonus paid under paragraph (1) of subsection (a) may not exceed $60,000 for a minimum three-year period of obligated service agreed to under subsection (d);

"(B) a bonus paid under paragraph (2) of subsection (a) may not exceed $12,000 for a minimum three-year period of obligated service agreed to under subsection (d);

"(C) a bonus paid under paragraph (3) of subsection (a) may not exceed $50,000 for each year of obligated service in a regular component agreed to under subsection (d);

"(D) a bonus paid under paragraph (3) of subsection (a) may not exceed $12,000 for each year of obligated service in a reserve component agreed to under subsection (d); and

"(E) a bonus paid under paragraph (4) or (5) of subsection (a) may not exceed $10,000.

"(2) LUMP SUM OR INSTALLMENTS.—A bonus under this section may be paid in a lump sum or in periodic installments, as determined by the Secretary concerned.

"(3) FIXING BONUS AMOUNT.—Upon acceptance by the Secretary concerned of the written agreement required by sub-

section (d), the total amount of the bonus to be paid under the agreement shall be fixed.

"(d) WRITTEN AGREEMENT.—To receive a bonus under this section, a person or officer determined to be eligible for the bonus shall enter into a written agreement with the Secretary concerned that specifies—

"(1) the amount of the bonus;

"(2) the method of payment of the bonus under subsection (c)(2);

"(3) the period of obligated service; and

"(4) the type or conditions of the service.

"(e) RELATIONSHIP TO OTHER PAY AND ALLOWANCES.—The bonus paid to a person or officer under this section is in addition to any other pay and allowance to which the person or officer is entitled.

"(f) REPAYMENT.—A person or officer who receives a bonus under this section and who fails to complete the period of service, or meet the conditions of service, for which the bonus is paid, as specified in the written agreement under subsection (d), shall be subject to the repayment provisions of section 373 of this title.

"(g) TERMINATION OF AUTHORITY.—No agreement may be entered into under this section after December 31, 2009.

"§ 333. Special bonus and incentive pay authorities for nuclear officers

"(a) NUCLEAR OFFICER BONUS.—The Secretary of the Navy may pay a nuclear officer bonus under this section to a person, including an officer in the Navy, who—

"(1) is selected for the officer naval nuclear power training program in connection with the supervision, operation, and maintenance of naval nuclear propulsion plants and agrees to serve, upon completion of such training, on active duty in connection with the supervision, operation, and maintenance of naval nuclear propulsion plants; or

"(2) has the current technical and operational qualification for duty in connection with the supervision, operation, and maintenance of naval nuclear propulsion plants and agrees to remain on active duty in connection with the supervision, operation, and maintenance of naval nuclear propulsion plants.

"(b) NUCLEAR OFFICER INCENTIVE PAY.—The Secretary of the Navy may pay nuclear officer incentive pay under this section to an officer in the Navy who—

"(1) is entitled to basic pay under section 204 of this title; and

"(2) remains on active duty for a specified period while maintaining current technical and operational qualifications, as approved by the Secretary, for duty in connection with the supervision, operation, and maintenance of naval nuclear propulsion plants.

"(c) ADDITIONAL ELIGIBILITY CRITERIA.—The Secretary of the Navy may impose such additional criteria for the receipt of a nuclear officer bonus or nuclear officer incentive pay under this section as the Secretary determines to be appropriate.

"(d) MAXIMUM AMOUNT AND METHOD OF PAYMENT.—

"(1) MAXIMUM AMOUNT.—The Secretary of the Navy shall determine the amounts of a nuclear officer bonus or nuclear officer incentive pay to be paid under this section, except that—

"(A) a nuclear officer bonus paid under subsection (a) may not exceed $35,000 for each 12-month period of the agreement under subsection (e); and

"(B) the amount of nuclear officer incentive paid under subsection (b) may not exceed $25,000 for each 12-month period of qualifying service.

"(2) LUMP SUM OR INSTALLMENTS.—A nuclear officer bonus or nuclear officer incentive pay under this section may be paid in a lump sum or in periodic installments.

"(3) FIXING BONUS AMOUNT.—Upon acceptance by the Secretary concerned of the written agreement required by subsection (e), the total amount of the nuclear officer bonus to be paid under the agreement shall be fixed.

"(e) WRITTEN AGREEMENT FOR BONUS.—

"(1) AGREEMENT REQUIRED.—To receive a nuclear officer bonus under subsection (a), a person or officer determined to be eligible for the bonus shall enter into a written agreement with the Secretary of the Navy that specifies—

"(A) the amount of the bonus;

"(B) the method of payment of the bonus under subsection (d)(2);

"(C) the period of obligated service; and

"(D) the type or conditions of the service.

"(2) REPLACEMENT AGREEMENT.—An officer who is performing obligated service under an agreement for a nuclear officer bonus may execute a new agreement to replace the existing agreement if the amount to be paid under the new agreement will be higher than the amount to be paid under the existing agreement. The period of the new agreement shall be equal to or exceed the remaining term of the period of the officer's existing agreement. If a new agreement is executed under this paragraph, the existing agreement shall be cancelled, effective on the day before an anniversary date of the existing agreement occurring after the date on which the amount to be paid under this paragraph is increased.

"(f) RELATIONSHIP TO OTHER PAY AND ALLOWANCES.—A nuclear officer bonus or nuclear officer incentive pay paid to a person or officer under this section is in addition to any other pay and allowance to which the person or officer is entitled, except that a person or officer may not receive a payment under this section and section 332 or 353 of this title for the same skill and period of service.

"(g) REPAYMENT.—A person or officer who receives a nuclear officer bonus or nuclear officer incentive pay under this section and who fails to complete the officer naval nuclear power training program, maintain required technical and operational qualifications, complete the period of service, or meet the types or conditions of service for which the bonus or incentive pay is paid, as specified in the written agreement under subsection (e) in the case of a nuclear officer bonus, shall be subject to the repayment provisions of section 373 of this title.

"(h) REGULATIONS.—This section shall be administered under regulations prescribed by the Secretary of the Navy.

"(i) TERMINATION OF AUTHORITY.—No agreement may be entered into under this section after December 31, 2009.

"§ 334. Special aviation incentive pay and bonus authorities for officers

"(a) AVIATION INCENTIVE PAY.—The Secretary concerned may pay aviation incentive pay under this section to an officer in a regular or reserve component of a uniformed service who—

"(1) is entitled to basic pay under section 204 of this title or compensation under section 206 of this title;

"(2) maintains, or is in training leading to, an aeronautical rating or designation that qualifies the officer to engage in operational flying duty or proficiency flying duty;

"(3) engages in, or is in training leading to, frequent and regular performance of operational flying duty or proficiency flying duty;

"(4) engages in or remains in aviation service for a specified period; and

"(5) meets such other criteria as the Secretary concerned determines appropriate.

"(b) AVIATION BONUS.—The Secretary concerned may pay an aviation bonus under this section to an officer in a regular or reserve component of a uniformed service who—

"(1) is entitled to aviation incentive pay under subsection (a);

"(2) has completed any active duty service commitment incurred for undergraduate aviator training or is within one year of completing such commitment;

"(3) executes a written agreement to remain on active duty in a regular component or to serve in an active status in a reserve component in aviation service for at least one year; and

"(4) meets such other criteria as the Secretary concerned determines appropriate.

"(c) MAXIMUM AMOUNT AND METHOD OF PAYMENT.—

"(1) MAXIMUM AMOUNT.—The Secretary concerned shall determine the amount of a bonus or incentive pay to be paid under this section, except that—

"(A) aviation incentive pay under subsection (a) shall be paid at a monthly rate, not to exceed $850 per month; and

"(B) an aviation bonus under subsection (b) may not exceed $25,000 for each 12-month period of obligated service agreed to under subsection (d).

"(2) LUMP SUM OR INSTALLMENTS.—A bonus under this section may be paid in a lump sum or in periodic installments, as determined by the Secretary concerned.

"(3) FIXING BONUS AMOUNT.—Upon acceptance by the Secretary concerned of the written agreement required by subsection (d), the total amount of the bonus to be paid under the agreement shall be fixed.

"(d) WRITTEN AGREEMENT FOR BONUS.—To receive an aviation officer bonus under this section, an officer determined to be eligible for the bonus shall enter into a written agreement with the Secretary concerned that specifies—

"(1) the amount of the bonus;

"(2) the method of payment of the bonus under subsection (c)(2);

"(3) the period of obligated service; and

"(4) the type or conditions of the service.

"(e) RESERVE COMPONENT OFFICERS PERFORMING INACTIVE DUTY TRAINING.—A reserve component officer who is entitled to compensation under section 206 of this title and who is authorized aviation incentive pay under this section may be paid an amount of incentive pay that is proportionate to the compensation received under section 206 for inactive-duty training.

"(f) RELATIONSHIP TO OTHER PAY AND ALLOWANCES.—

"(1) AVIATION INCENTIVE PAY.—Aviation incentive pay paid to an officer under subsection (a) shall be in addition to any other pay and allowance to which the officer is entitled, except that an officer may not receive a payment under such subsection and section 351 or 353 of this title for the same skill and period of service.

"(2) AVIATION BONUS.—An aviation bonus paid to an officer under subsection (b) shall be in addition to any other pay and allowance to which the officer is entitled, except that an officer may not receive a payment under such subsection and section 332 or 353 of this title for the same skill and period of service.

"(g) REPAYMENT.—An officer who receives aviation incentive pay or an aviation bonus under this section and who fails to fulfill the eligibility requirements for the receipt of the incentive pay or bonus or complete the period of service for which the incentive pay or bonus is paid, as specified in the written agreement under subsection (d) in the case of a bonus, shall be subject to the repayment provisions of section 373 of this title.

"(h) DEFINITIONS.—In this section:

"(1) The term 'aviation service' means service performed by an officer in a regular or reserve component (except a flight surgeon or other medical officer) while holding an aeronautical rating or designation or while in training to receive an aeronautical rating or designation.

"(2) The term 'operational flying duty' means flying performed under competent orders by rated or designated regular or reserve component officers while serving in assignments in which basic flying skills normally are maintained in the performance of assigned duties as determined by the Secretary concerned, and flying performed by members in training that leads to the award of an aeronautical rating or designation.

"(3) The term 'proficiency flying duty' means flying performed under competent orders by rated or designated regular or reserve component officers while serving in assignments in which such skills would normally not be maintained in the performance of assigned duties.

"(4) The term 'officer' includes an individual enlisted and designated as an aviation cadet under section 6911 of title 10.

"(i) TERMINATION OF AUTHORITY.—No agreement may be entered into under this section after December 31, 2009.

"§ 335. Special bonus and incentive pay authorities for officers in health professions

"(a) HEALTH PROFESSIONS BONUS.—The Secretary concerned may pay a health professions bonus under this section to a person, including an officer in the uniformed services, who is a graduate of an accredited school in a health profession and who—

"(1) accepts a commission or appointment as an officer in a regular or reserve component of a uniformed service, or affiliates with a reserve component of a uniformed service, and agrees to serve on active duty in a regular component or in an active status in a reserve component in a health profession;

"(2) accepts a commission or appointment as an officer and whose health profession specialty is designated by the Secretary of Defense as a critically short wartime specialty; or

"(3) agrees to remain on active duty or continue serving in an active status in a reserve component in a health profession.

"(b) HEALTH PROFESSIONS INCENTIVE PAY.—The Secretary concerned may pay incentive pay under this section to an officer in a regular or reserve component of a uniformed service who—

"(1) is entitled to basic pay under section 204 of this title or compensation under section 206 of this title; and

"(2) is serving on active duty or in an active status in a designated health profession specialty or skill.

"(c) BOARD CERTIFICATION INCENTIVE PAY.—The Secretary concerned may pay board certification incentive pay under this section to an officer in a regular or reserve component of a uniformed service who—

"(1) is entitled to basic pay under section 204 of this title or compensation under section 206 of this title;

"(2) is board certified in a designated health profession specialty or skill; and

"(3) is serving on active duty or in an active status in such designated health profession specialty or skill.

"(d) ADDITIONAL ELIGIBILITY CRITERIA.—The Secretary concerned may impose such additional criteria for the receipt of a bonus or incentive pay under this section as the Secretary determines to be appropriate.

"(e) MAXIMUM AMOUNT AND METHOD OF PAYMENT.—

"(1) MAXIMUM AMOUNT.—The Secretary concerned shall determine the amounts of a bonus or incentive pay to be paid under this section, except that—

"(A) a health professions bonus paid under paragraph (1) of subsection (a) may not exceed $30,000 for each 12-month period of obligated service agreed to under subsection (f);

"(B) a health professions bonus paid under paragraph (2) of subsection (a) may not exceed $100,000 for each 12-month period of obligated service agreed to under subsection (f);

"(C) a health professions bonus paid under paragraph (3) of subsection (a) may not exceed $75,000 for each 12-month period of obligated service agreed to under subsection (f);

"(D) health professions incentive pay under subsection (b) may be paid monthly and may not exceed, in any 12-month period—

"(i) $100,000 for medical officers and dental surgeons; and

"(ii) $15,000 for officers in other health professions; and

"(E) board certification incentive pay under subsection (c) may not exceed $6,000 for each 12-month period an officer remains certified in the designated health profession specialty or skill.

"(2) LUMP SUM OR INSTALLMENTS.—A health professions bonus under subsection (a) may be paid in a lump sum or in periodic installments, as determined by the Secretary concerned. Board certification incentive pay under subsection (c) may be paid monthly, in a lump sum at the beginning of the certification period, or in periodic installments during the certification period, as determined by the Secretary concerned.

"(3) FIXING BONUS AMOUNT.—Upon acceptance by the Secretary concerned of the written agreement required by subsection (f), the total amount of the health professions bonus to be paid under the agreement shall be fixed.

"(f) WRITTEN AGREEMENT FOR BONUS.—To receive a bonus under this section, an officer determined to be eligible for the bonus shall enter into a written agreement with the Secretary concerned that specifies—

"(1) the amount of the bonus;

"(2) the method of payment of the bonus under subsection (e)(2);

"(3) the period of obligated service;

"(4) whether the service will be performed on active duty or in an active status in a reserve component; and

"(5) the type or conditions of the service.

"(g) RESERVE COMPONENT OFFICERS.—An officer in a reserve component authorized incentive pay under subsection (b) or (c) who is not serving on continuous active duty and is entitled to compensation under section 204 of this title or compensation under section 206 of this title may be paid a monthly amount of incentive pay that is proportionate to the basic pay or compensation received under this title.

"(h) RELATIONSHIP TO OTHER PAY AND ALLOWANCES.—

"(1) HEALTH PROFESSIONS BONUS.—A bonus paid to a person or officer under subsection (a) shall be in addition to any other pay and allowance to which the person or officer is entitled, except that a person or officer may not receive a payment under such subsection and section 332 of this title for the same period of obligated service.

"(2) HEALTH PROFESSIONS INCENTIVE PAY.—Incentive pay paid to an officer under subsection (b) shall be in addition to any other pay and allowance to which an officer is entitled, except that an officer may not receive a payment under such subsection and section 353 of this title for the same skill and period of service.

"(3) BOARD CERTIFICATION INCENTIVE PAY.—Incentive pay paid to an officer under subsection (c) shall be in addition to

any other pay and allowance to which an officer is entitled, except that an officer may not receive a payment under such subsection and section 353(b) of this title for the same skill and period of service covered by the certification.

"(i) REPAYMENT.—An officer who receives a bonus or incentive pay under this section and who fails to fulfill the eligibility requirements for the receipt of the bonus or incentive pay or complete the period of service for which the bonus or incentive pay is paid, as specified in the written agreement under subsection (f) in the case of a bonus, shall be subject to the repayment provisions of section 373 of this title.

"(j) HEALTH PROFESSION DEFINED.—In this section, the term 'health profession' means the following:

"(1) Any health profession performed by officers in the Medical Corps of a uniformed service or by officers designated as a medical officer.

"(2) Any health profession performed by officers in the Dental Corps of a uniformed service or by officers designated as a dental officer.

"(3) Any health profession performed by officers in the Medical Service Corps of a uniformed service or by officers designated as a medical service officer or biomedical sciences officer.

"(4) Any health profession performed by officers in the Medical Specialist Corps of a uniformed service or by officers designated as a medical specialist.

"(5) Any health profession performed by officers of the Nurse Corps of a uniformed service or by officers designated as a nurse.

"(6) Any health profession performed by officers in the Veterinary Corps of a uniformed service or by officers designated as a veterinary officer.

"(7) Any health profession performed by officers designated as a physician assistant.

"(8) Any health profession performed by officers in the regular or reserve corps of the Public Health Service.

"(k) TERMINATION OF AUTHORITY.—No agreement may be entered into under this section after December 31, 2009.

"§ 351. Hazardous duty pay

"(a) HAZARDOUS DUTY PAY.—The Secretary concerned may pay hazardous duty pay under this section to a member of a regular or reserve component of the uniformed services entitled to basic pay under section 204 of this title or compensation under section 206 of this title who—

"(1) performs duty in a hostile fire area designated by the Secretary concerned, is exposed to a hostile fire event, explosion of a hostile explosive device, or any other hostile action, or is on duty during a month in an area in which a hostile event occurred which placed the member in grave danger of physical injury;

"(2) performs duty designated by the Secretary concerned as hazardous duty based upon the inherent dangers of that duty and risks of physical injury; or

"(3) performs duty in a foreign area designated by the Secretary concerned as an area in which the member is subject to imminent danger of physical injury due to threat conditions.

"(b) MAXIMUM AMOUNT.—The amount of hazardous duty pay paid to a member under subsection (a) shall be based on the type of duty and the area in which the duty is performed, as follows:

"(1) In the case of a member who performs duty in a designated hostile fire area, as described in subsection (a)(1), hazardous duty pay may not exceed $450 per month.

"(2) In the case of a member who performs a designated hazardous duty, as described in subsection (a)(2), hazardous duty pay may not exceed $250 per month.

"(3) In the case of a member who performs duty in a foreign area designated as an imminent danger area, as described in subsection (a)(3), hazardous duty pay may not exceed $250 per month.

"(c) METHOD OF PAYMENT.—Hazardous duty pay shall be paid on a monthly basis. A member who is eligible for hazardous duty pay by reason of subsection (a) shall receive the full monthly rate of hazardous duty pay authorized by the Secretary concerned under such paragraph, notwithstanding subsection (d).

"(d) RESERVE COMPONENT MEMBERS PERFORMING INACTIVE DUTY TRAINING.—A member of a reserve component entitled to compensation under section 206 of this title who is authorized hazardous duty pay under this section may be paid an amount of hazardous duty pay that is proportionate to the compensation received by the member under section 206 of this title for inactive-duty training.

"(e) ADMINISTRATION AND RETROACTIVE PAYMENTS.—The effective date for the designation of a hostile fire area, as described in paragraph (1) of subsection (a), and for the designation of a foreign area as an imminent danger area, as described in paragraph (3) of such subsection, may be a date that occurs before, on, or after the actual date of the designation by the Secretary concerned.

"(f) DETERMINATION OF FACT.—Any determination of fact that is made in administering subsection (a) is conclusive. The determination may not be reviewed by any other officer or agency of the United States unless there has been fraud or gross negligence. However, the Secretary concerned may change the determination on the basis of new evidence or for other good cause. The regulations prescribed to administer this section shall define the activities that are considered hazardous for purposes of subsection (a)(2).

"(g) RELATIONSHIP TO OTHER PAY AND ALLOWANCES.—

"(1) IN ADDITION TO OTHER PAY AND ALLOWANCES.—A member may be paid hazardous duty pay under this section in addition to any other pay and allowances to which the member is entitled. The regulations prescribed to administer this section shall address dual compensation under this section for multiple circumstances involving performance of a designated hazardous duty, as described in paragraph (2) of subsection (a), or for duty in certain designated areas, as described in paragraph (1) or (3) of such subsection, that is performed by a member during a single month of service.

"(2) LIMITATION.—A member may not receive hazardous duty pay under this section for a month for more than three qualifying instances described in subsection (a)(2).

"(h) PROHIBITION ON VARIABLE RATES.—The regulations prescribed to administer this section may not include varied criteria or rates for payment of hazardous duty for officers and enlisted members.

"(i) TERMINATION OF AUTHORITY.—No hazardous duty pay under this section may be paid after December 31, 2009.

"§ 352. Assignment pay or special duty pay

"(a) ASSIGNMENT OR SPECIAL DUTY PAY AUTHORIZED.—The Secretary concerned may pay assignment or special duty pay under this section to a member of a regular or reserve component of the uniformed services who—

"(1) is entitled to basic pay under section 204 of this title or compensation under section 206 of this title; and

"(2) performs duties in an assignment, location, or unit designated by, and under the conditions of service specified by, the Secretary concerned.

"(b) MAXIMUM AMOUNT AND METHOD OF PAYMENT.—

"(1) LUMP SUM OR INSTALLMENTS.—Assignment or special duty pay under subsection (a) may be paid monthly, in a lump sum, or in periodic installments other than monthly, as determined by the Secretary concerned.

"(2) MAXIMUM MONTHLY AMOUNT.—The maximum monthly amount of assignment or special duty pay may not exceed $5,000.

"(3) MAXIMUM LUMP SUM AMOUNT.—The amount of a lump sum payment of assignment or special duty pay payable to a member may not exceed the amount equal to the product of—

"(A) the maximum monthly rate authorized under paragraph (2) at the time the member enters into a written agreement under subsection (c); and

"(B) the number of continuous months in the period for which assignment or special duty pay will be paid pursuant to the agreement.

"(4) MAXIMUM INSTALLMENT AMOUNT.—The amount of each installment payment of assignment or special duty pay payable to a member on an installment basis may not exceed the amount equal to—

"(A) the product of—

"(i) a monthly rate specified in the written agreement entered into under subsection (c), which monthly rate may not exceed the maximum monthly rate authorized under paragraph (2) at the time the member enters into the agreement; and

"(ii) the number of continuous months in the period for which the assignment or special duty pay will be paid; divided by

"(B) the number of installments over such period.

"(5) EFFECT OF EXTENSION.—If a member extends an assignment or performance of duty specified in an agreement with the Secretary concerned under subsection (c), assignment or special duty pay for the period of the extension may be paid on a

monthly basis, in a lump sum, or in installments, consistent with this subsection.

"(c) WRITTEN AGREEMENT.—

"(1) DISCRETIONARY FOR MONTHLY PAYMENTS.—The Secretary concerned may require a member to enter into a written agreement with the Secretary in order to qualify for the payment of assignment or special duty pay on a monthly basis. The written agreement shall specify the period for which the assignment or special duty pay will be paid to the member and the monthly rate of the assignment or special duty pay.

"(2) REQUIRED FOR LUMP SUM OR INSTALLMENT PAYMENTS.—The Secretary concerned shall require a member to enter into a written agreement with the Secretary in order to qualify for payment of assignment or special duty pay on a lump sum or installment basis. The written agreement shall specify the period for which the assignment or special duty pay will be paid to the member and the amount of the lump sum or each periodic installment.

"(d) RESERVE COMPONENT MEMBERS PERFORMING INACTIVE DUTY TRAINING.—A member of a reserve component entitled to compensation under section 206 of this title who is authorized assignment or special duty pay under this section may be paid an amount of assignment or special duty pay that is proportionate to the compensation received by the member under section 206 of this title for inactive-duty training.

"(e) RELATIONSHIP TO OTHER PAY AND ALLOWANCES.—Assignment or special duty pay paid to a member under this section is in addition to any other pay and allowances to which the member is entitled.

"(f) REPAYMENT.—A member who receives assignment or special duty pay under this section and who fails to fulfill the eligibility requirements under subsection (a) for receipt of such pay shall be subject to the repayment provisions of section 373 of this title.

"(g) TERMINATION OF AUTHORITY.—No agreement may be entered into under this section after December 31, 2009.

"§ 353. Skill incentive pay or proficiency bonus

"(a) SKILL INCENTIVE PAY.—The Secretary concerned may pay a monthly skill incentive pay to a member of a regular or reserve component of the uniformed services who—

"(1) is entitled to basic pay under section 204 of this title or compensation under section 206 of this title; and

"(2) serves in a career field or skill designated as critical by the Secretary concerned.

"(b) SKILL PROFICIENCY BONUS.—The Secretary concerned may pay a proficiency bonus to a member of a regular or reserve component of the uniformed services who—

"(1) is entitled to basic pay under section 204 of this title or compensation under section 206 of this title; and

"(2) is determined to have, and maintains, certified proficiency under subsection (d) in a skill designated as critical by the Secretary concerned.

"(c) MAXIMUM AMOUNTS AND METHODS OF PAYMENT.—

"(1) SKILL INCENTIVE PAY.—Skill incentive pay under subsection (a) shall be in paid monthly in an amount not exceed $1,000 per month.

"(2) PROFICIENCY BONUS.—A proficiency bonus under subsection (b) may be paid in a lump sum at the beginning of the proficiency certification period or in periodic installments during the proficiency certification period. The amount of the bonus may not exceed $12,000 for each 12-month period of certification. The Secretary concerned may not vary the criteria or rates for the proficiency bonus paid for officers and enlisted members.

"(d) CERTIFIED PROFICIENCY FOR PROFICIENCY BONUS.—

"(1) CERTIFICATION REQUIRED.—Proficiency in a designated critical skill for purposes of subsection (b) shall be subject to annual certification by the Secretary concerned.

"(2) DURATION OF CERTIFICATION.—A certification period for purposes of subsection (c)(2) shall expire at the end of the one-year period beginning on the first day of the first month beginning on or after the certification date.

"(3) WAIVER.—Notwithstanding paragraphs (1) and (2), the regulations prescribed to administer this section shall address the circumstances under which the Secretary concerned may waive the certification requirement under paragraph (1) or extend a certification period under paragraph (2).

"(e) WRITTEN AGREEMENT.—

"(1) DISCRETIONARY FOR SKILL INCENTIVE PAY.—The Secretary concerned may require a member to enter into a written agreement with the Secretary in order to qualify for the payment of skill incentive pay under subsection (a). The written agreement shall specify the period for which the skill incentive pay will be paid to the member and the monthly rate of the pay.

"(2) REQUIRED FOR PROFICIENCY BONUS.—The Secretary concerned shall require a member to enter into a written agreement with the Secretary in order to qualify for payment of a proficiency bonus under subsection (b). The written agreement shall specify the amount of the proficiency bonus, the period for which the bonus will be paid, and the initial certification or recertification necessary for payment of the proficiency bonus.

"(f) RESERVE COMPONENT MEMBERS PERFORMING INACTIVE DUTY TRAINING.—

"(1) PRORATION.—A member of a reserve component entitled to compensation under section 206 of this title who is authorized skill incentive pay under subsection (a) or a skill proficiency bonus under subsection (b) may be paid an amount of the pay or bonus, as the case may be, that is proportionate to the compensation received by the member under section 206 of this title for inactive-duty training.

"(2) EXCEPTION FOR FOREIGN LANGUAGE PROFICIENCY.—No reduction in the amount of a skill proficiency bonus may be made under paragraph (1) in the case of a member of a reserve component who is authorized the bonus because of the member's proficiency in a foreign language.

"(g) REPAYMENT.—A member who receives skill incentive pay or a proficiency bonus under this section and who fails to fulfill the

eligibility requirement for receipt of the pay or bonus shall be subject to the repayment provisions of section 373 of this title.

"(h) RELATIONSHIP TO OTHER PAYS AND ALLOWANCES.—A member may not be paid more than one pay under this section in any month for the same period of service and skill. A member may be paid skill incentive pay or the proficiency bonus under this section in addition to any other pay and allowances to which the member is entitled, except that a member may not be paid skill incentive pay or a proficiency bonus under this section and hazardous duty pay under section 351 of this title for the same period of service in the same career field or skill.

"(i) TERMINATION OF AUTHORITY.—No agreement may be entered into under this section after December 31, 2009.

"SUBCHAPTER III—GENERAL PROVISIONS

"§ 371. Relationship to other incentives and pays

"(a) TREATMENT.—A bonus or incentive pay paid to a member of the uniformed services under subchapter II is in addition to any other pay and allowance to which a member is entitled, unless otherwise provided under this chapter.

"(b) EXCEPTION.—A member may not receive a bonus or incentive pay under both subchapter I and subchapter II for the same activity, skill, or period of service.

"(c) RELATIONSHIP TO OTHER COMPUTATIONS.—The amount of a bonus or incentive pay to which a member is entitled under subchapter II may not be included in computing the amount of—

"(1) any increase in pay authorized by any other provision of this title; or

"(2) any retired pay, retainer pay, separation pay, or disability severance pay.

"§ 372. Continuation of pays during hospitalization and rehabilitation resulting from wounds, injury, or illness incurred while on duty in a hostile fire area or exposed to an event of hostile fire or other hostile action

"(a) CONTINUATION OF PAYS.—If a member of a regular or reserve component of a uniformed service incurs a wound, injury, or illness in the line of duty while serving in a combat operation or a combat zone, while serving in a hostile fire area, or while exposed to a hostile fire event, as described under section 351 of this title, and is hospitalized for treatment of the wound, injury, or illness, the Secretary concerned may continue to pay to the member, notwithstanding any provision of this chapter to the contrary, all pay and allowances (including any bonus, incentive pay, or similar benefit) that were being paid to the member at the time the member incurred the wound, injury, or illness.

"(b) DURATION.—The payment of pay and allowances to a member under subsection (a) may continue until the end of the first month beginning after the earliest of the following dates:

"(1) The date on which the member is returned for assignment to other than a medical or patient unit for duty.

"(2) One year after the date on which the member is first hospitalized for the treatment of the wound, injury, or illness,

except that the Secretary concerned may extend the termination date in six-month increments.

"(3) The date on which the member is discharged, separated, or retired (including temporary disability retirement) from the uniformed services.

"(c) BONUS, INCENTIVE PAY, OR SIMILAR BENEFIT DEFINED.—In this section, the term 'bonus, incentive pay, or similar benefit' means a bonus, incentive pay, special pay, or similar payment paid to a member of the uniformed services under this title or title 10.

"§ 373. Repayment of unearned portion of bonus, incentive pay, or similar benefit when conditions of payment not met

"(a) REPAYMENT.—Except as provided in subsection (b), a member of the uniformed services who is paid a bonus, incentive pay, or similar benefit, the receipt of which is contingent upon the member's satisfaction of certain service or eligibility requirements, shall repay to the United States any unearned portion of the bonus, incentive pay, or similar benefit if the member fails to satisfy any such service or eligibility requirement.

"(b) EXCEPTIONS.—The regulations prescribed to administer this section may specify procedures for determining the circumstances under which an exception to the required repayment may be granted.

"(c) EFFECT OF BANKRUPTCY.—An obligation to repay the United States under this section is, for all purposes, a debt owed the United States. A discharge in bankruptcy under title 11 does not discharge a person from such debt if the discharge order is entered less than five years after—

"(1) the date of the termination of the agreement or contract on which the debt is based; or

"(2) in the absence of such an agreement or contract, the date of the termination of the service on which the debt is based.

"(d) DEFINITIONS.—In this section:

"(1) The term 'bonus, incentive pay, or similar benefit' means a bonus, incentive pay, special pay, or similar payment, or an educational benefit or stipend, paid to a member of the uniformed services under a provision of law that refers to the repayment requirements of this section or section 303a(e) of this title.

"(2) The term 'service', as used in subsection (c)(2), refers to an obligation willingly undertaken by a member of the uniformed services, in exchange for a bonus, incentive pay, or similar benefit offered by the Secretary concerned—

"(A) to a member in a regular or reserve component who remains on active duty or in an active status;

"(B) to perform duty in a specified skill, with or without a specified qualification or credential;

"(C) to perform duty in a specified assignment, location or unit; or

"(D) to perform duty for a specified period of time.

"§ 374. Regulations

"This subchapter and subchapter II shall be administered under regulations prescribed by—

"(1) the Secretary of Defense, with respect to the armed forces under the jurisdiction of the Secretary of Defense;

"(2) the Secretary of Homeland Security, with respect to the Coast Guard when it is not operating as a service in the Navy;

"(3) the Secretary of Health and Human Services, with respect to the commissioned corps of the Public Health Service; and

"(4) the Secretary of Commerce, with respect to the National Oceanic and Atmospheric Administration.".

(b) TRANSFER OF 15-YEAR CAREER STATUS BONUS TO SUBCHAPTER II.—

(1) TRANSFER.—Section 322 of title 37, United States Code, is transferred to appear after section 353 of subchapter II of chapter 5 of such title, as added by subsection (a), and is redesignated as section 354.

(2) CONFORMING AMENDMENT.—Subsection (f) of such section, as so transferred and redesignated, is amended by striking "section 303a(e)" and inserting "section 373".

(3) CROSS REFERENCES.—Sections 1401a, 1409(b)(2), and 1410 of title 10, United States Code, are amended by striking "section 322" each place it appears and inserting "section 322 (as in effect before the enactment of the National Defense Authorization Act for Fiscal Year 2008) or section 354".

(c) TRANSFER OF RETENTION INCENTIVES FOR MEMBERS QUALIFIED IN CRITICAL MILITARY SKILLS OR ASSIGNED TO HIGH PRIORITY UNITS.—

(1) TRANSFER.—Section 323 of title 37, United States Code, as amended by sections 614 and 622, is transferred to appear after section 354 of subchapter II of chapter 5 of such title, as transferred and redesignated by subsection (b)(1), and is redesignated as section 355.

(2) CONFORMING AMENDMENT.—Subsection (g) of such section, as so transferred and redesignated, is amended by striking "section 303a(e)" and inserting "section 373".

(d) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 5 of title 37, United States Code, is amended to read as follows:

"SUBCHAPTER I—EXISTING SPECIAL PAY, INCENTIVE PAY, AND BONUS AUTHORITIES

"Sec.
"301. Incentive pay: hazardous duty.
"301a. Incentive pay: aviation career.
"301b. Special pay: aviation career officers extending period of active duty.
"301c. Incentive pay: submarine duty.
"301d. Multiyear retention bonus: medical officers of the armed forces.
"301e. Multiyear retention bonus: dental officers of the armed forces.
"302. Special pay: medical officers of the armed forces.
"302a. Special pay: optometrists.
"302b. Special pay: dental officers of the armed forces.
"302c. Special pay: psychologists and nonphysician health care providers.
"302d. Special pay: accession bonus for registered nurses.
"302e. Special pay: nurse anesthetists.
"302f. Special pay: reserve, recalled, or retained health care officers.
"302g. Special pay: Selected Reserve health care professionals in critically short wartime specialties.

"302h. Special pay: accession bonus for dental officers.
"302i. Special pay: pharmacy officers.
"302j. Special pay: accession bonus for pharmacy officers.
"302k. Special pay: accession bonus for medical officers in critically short wartime specialties.
"302l. Special pay: accession bonus for dental specialist officers in critically short wartime specialties.
"303. Special pay: veterinarians.
"303a. Special pay: general provisions.
"303b. Waiver of board certification requirements.
"304. Special pay: diving duty.
"305. Special pay: hardship duty pay.
"305a. Special pay: career sea pay.
"305b. Special pay: service as member of Weapons of Mass Destruction Civil Support Team.
"306. Special pay: officers holding positions of unusual responsibility and of critical nature.
"306a. Special pay: members assigned to international military headquarters.
"307. Special pay: special duty assignment pay for enlisted members.
"307a. Special pay: assignment incentive pay.
"308. Special pay: reenlistment bonus.
"308b. Special pay: reenlistment bonus for members of the Selected Reserve.
"308c. Special pay: bonus for affiliation or enlistment in the Selected Reserve.
"308d. Special pay: members of the Selected Reserve assigned to certain high priority units.
"308g. Special pay: bonus for enlistment in elements of the Ready Reserve other than the Selected Reserve.
"308h. Special pay: bonus for reenlistment, enlistment, or voluntary extension of enlistment in elements of the Ready Reserve other than the Selected Reserve.
"308i. Special pay: prior service enlistment bonus.
"308j. Special pay: affiliation bonus for officers in the Selected Reserve.
"309. Special pay: enlistment bonus.
"310. Special pay: duty subject to hostile fire or imminent danger.
"312. Special pay: nuclear-qualified officers extending period of active duty.
"312b. Special pay: nuclear career accession bonus.
"312c. Special pay: nuclear career annual incentive bonus.
"314. Special pay or bonus: qualified members extending duty at designated locations overseas.
"315. Special pay: engineering and scientific career continuation pay.
"316. Special pay: bonus for members with foreign language proficiency.
"317. Special pay: officers in critical acquisition positions extending period of active duty.
"318. Special pay: special warfare officers extending period of active duty.
"319. Special pay: surface warfare officer continuation pay.
"320. Incentive pay: career enlisted flyers.
"321. Special pay: judge advocate continuation pay.
"324. Special pay: accession bonus for new officers in critical skills.
"325. Incentive bonus: savings plan for education expenses and other contingencies.
"326. Incentive bonus: conversion to military occupational specialty to ease personnel shortage.
"327. Incentive bonus: transfer between armed forces.
"328. Combat-related injury rehabilitation pay.
"329. Incentive bonus: retired members and reserve component members volunteering for high-demand, low-density assignments.
"330. Special pay: accession bonus for officer candidates.

"SUBCHAPTER II—CONSOLIDATION OF SPECIAL PAY, INCENTIVE PAY, AND BONUS AUTHORITIES

"331. General bonus authority for enlisted members.
"332. General bonus authority for officers.
"333. Special bonus and incentive pay authorities for nuclear officers.
"334. Special aviation incentive pay and bonus authorities for officers.
"335. Special bonus and incentive pay authorities for officers in health professions.
"351. Hazardous duty pay.
"352. Assignment pay or special duty pay.
"353. Skill incentive pay or proficiency bonus.
"354. Special pay: 15-year career status bonus for members entering service on or after August 1, 1986.

"355. Special pay: retention incentives for members qualified in critical military skills or assigned to high priority units.

"SUBCHAPTER III—GENERAL PROVISIONS

"371. Relationship to other incentives and pays.
"372. Continuation of pays during hospitalization and rehabilitation resulting from wounds, injury, or illness incurred while on duty in a hostile fire area or exposed to an event of hostile fire or other hostile action.
"373. Repayment of unearned portion of bonus, incentive pay, or similar benefit when conditions of payment not met.
"374. Regulations.".

SEC. 662. TRANSITIONAL PROVISIONS.

(a) IMPLEMENTATION PLAN.—

(1) DEVELOPMENT.—The Secretary of Defense shall develop a plan to implement subchapters II and III of chapter 5 of title 37, United States Code, as added by section 661(a), and to correspondingly transition all of the special and incentive pay programs for members of the uniformed services solely to provisions of such subchapters.

(2) SUBMISSION.—Not later than one year after the date of the enactment of this Act, the Secretary shall submit the implementation plan to the congressional defense committees.

(b) TRANSITION PERIOD.—During a transition period of not more than 10 years beginning on the date of the enactment of this Act, the Secretary of Defense, the Secretary of a military department, and the Secretaries referred to in subsection (d) may continue to use the authorities in provisions in subchapter I of chapter 5 of title 37, United States Code, as designated by section 661(a), but subject to the terms of such provisions and such modifications as the Secretary of Defense may include in the implementation plan, to provide bonuses and special and incentive pays for members of the uniformed services.

(c) NOTICE OF IMPLEMENTATION OF NEW AUTHORITIES.—Not less than 30 days before the date on which a special pay or bonus authority provided under subchapter II of chapter 5 of title 37, United States Code, as added by section 661(a), is first utilized, the Secretary of Defense shall submit to the congressional defense committees a notice of the implementation of the authority, including whether, as a result of implementation of the authority, a corresponding authority in subchapter I of such chapter, as designated by section 661(a), will no longer be used.

(d) COORDINATION.—The Secretary of Defense shall prepare the implementation plan in coordination with—

(1) the Secretary of Homeland Security, with respect to the Coast Guard;

(2) the Secretary of Health and Human Services, with respect to the commissioned corps of the Public Health Service; and

(3) the Secretary of Commerce, with respect to the National Oceanic and Atmospheric Administration.

(e) NO EFFECT ON FISCAL YEAR 2008 OBLIGATIONS.—During fiscal year 2008, obligations incurred under subchapters I, II, and III of chapter 5 of title 37, United States Code, as amended by section 661, to provide bonuses, incentive pays, special pays, and similar payments to members of the uniformed services under such subchapters may not exceed the obligations that would be incurred in the absence of the amendments made by such section.

Subtitle G—Other Matters

SEC. 671. REFERRAL BONUS AUTHORITIES.

(a) CODIFICATION AND MODIFICATION OF ARMY REFERRAL BONUS AUTHORITY.—

(1) ARMY REFERRAL BONUS.—Chapter 333 of title 10, United States Code, is amended by inserting after section 3251 the following new section:

"§ 3252. Bonus to encourage Army personnel to refer persons for enlistment in the Army

"(a) AUTHORITY TO PAY BONUS.—

"(1) AUTHORITY.—The Secretary of the Army may pay a bonus under this section to an individual referred to in paragraph (2) who refers to an Army recruiter a person who has not previously served in an armed force and who, after such referral, enlists in the regular component of the Army or in the Army National Guard or Army Reserve.

"(2) INDIVIDUALS ELIGIBLE FOR BONUS.—Subject to subsection (c), the following individuals are eligible for a referral bonus under this section:

"(A) A member in the regular component of the Army.

"(B) A member of the Army National Guard.

"(C) A member of the Army Reserve.

"(D) A member of the Army in a retired status, including a member under 60 years of age who, but for age, would be eligible for retired pay.

"(E) A civilian employee of the Department of the Army.

"(b) REFERRAL.—For purposes of this section, a referral for which a bonus may be paid under subsection (a) occurs—

"(1) when the individual concerned contacts an Army recruiter on behalf of a person interested in enlisting in the Army; or

"(2) when a person interested in enlisting in the Army contacts the Army recruiter and informs the recruiter of the role of the individual concerned in initially recruiting the person.

"(c) CERTAIN REFERRALS INELIGIBLE.—

"(1) REFERRAL OF IMMEDIATE FAMILY.—A member of the Army or civilian employee of the Department of the Army may not be paid a bonus under subsection (a) for the referral of an immediate family member.

"(2) MEMBERS IN RECRUITING ROLES.—A member of the Army or civilian employee of the Department of the Army serving in a recruiting or retention assignment, or assigned to other duties regarding which eligibility for a bonus under subsection (a) could (as determined by the Secretary) be perceived as creating a conflict of interest, may not be paid a bonus under subsection (a).

"(3) JUNIOR RESERVE OFFICERS' TRAINING CORPS INSTRUCTORS.—A member of the Army detailed under subsection (c)(1) of section 2031 of this title to serve as an administrator or instructor in the Junior Reserve Officers' Training Corps program or a retired member of the Army employed as an administrator

or instructor in the program under subsection (d) of such section may not be paid a bonus under subsection (a).

"(d) AMOUNT OF BONUS.—The amount of the bonus payable for a referral under subsection (a) may not exceed $2,000. The amount shall be payable as provided in subsection (e).

"(e) PAYMENT.—A bonus payable for a referral of a person under subsection (a) shall be paid as follows:

"(1) Not more than $1,000 shall be paid upon the commencement of basic training by the person.

"(2) Not more than $1,000 shall be paid upon the completion of basic training and individual advanced training by the person.

"(f) RELATION TO PROHIBITION ON BOUNTIES.—The referral bonus authorized by this section is not a bounty for purposes of section 514(a) of this title.

"(g) COORDINATION WITH RECEIPT OF RETIRED PAY.—A bonus paid under this section to a member of the Army in a retired status is in addition to any compensation to which the member is entitled under this title, title 37 or 38, or any other provision of law.

"(h) DURATION OF AUTHORITY.—A bonus may not be paid under subsection (a) with respect to any referral that occurs after December 31, 2008.".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 3251 the following new item:

"3252. Bonus to encourage Army personnel to refer persons for enlistment in the Army.".

(b) BONUS FOR REFERRAL OF PERSONS FOR APPOINTMENT AS OFFICERS TO SERVE IN HEALTH PROFESSIONS.—

(1) HEALTH PROFESSIONS REFERRAL BONUS .—Chapter 53 of such title is amended by inserting before section 1031 the following new section:

"§ 1030. Bonus to encourage Department of Defense personnel to refer persons for appointment as officers to serve in health professions

"(a) AUTHORITY TO PAY BONUS.—

"(1) AUTHORITY.—The Secretary of Defense may authorize the appropriate Secretary to pay a bonus under this section to an individual referred to in paragraph (2) who refers to a military recruiter a person who has not previously served in an armed force and, after such referral, takes an oath of enlistment that leads to appointment as a commissioned officer, or accepts an appointment as a commissioned officer, in an armed force in a health profession designated by the appropriate Secretary for purposes of this section.

"(2) INDIVIDUALS ELIGIBLE FOR BONUS.—Subject to subsection (c), the following individuals are eligible for a referral bonus under this section:

"(A) A member of the armed forces in a regular component of the armed forces.

"(B) A member of the armed forces in a reserve component of the armed forces.

"(C) A member of the armed forces in a retired status, including a member under 60 years of age who, but for age, would be eligible for retired or retainer pay.

"(D) A civilian employee of a military department or the Department of Defense.

"(b) REFERRAL.—For purposes of this section, a referral for which a bonus may be paid under subsection (a) occurs—

"(1) when the individual concerned contacts a military recruiter on behalf of a person interested in taking an oath of enlistment that leads to appointment as a commissioned officer, or accepting an appointment as a commissioned officer, as applicable, in an armed force in a health profession; or

"(2) when a person interested in taking an oath of enlistment that leads to appointment as a commissioned officer, or accepting an appointment as a commissioned officer, as applicable, in an armed force in a health profession contacts a military recruiter and informs the recruiter of the role of the individual concerned in initially recruiting the person.

"(c) CERTAIN REFERRALS INELIGIBLE.—

"(1) REFERRAL OF IMMEDIATE FAMILY.—A member of the armed forces or civilian employee of a military department or the Department of Defense may not be paid a bonus under subsection (a) for the referral of an immediate family member.

"(2) MEMBERS IN RECRUITING ROLES.—A member of the armed forces or civilian employee of a military department or the Department of Defense serving in a recruiting or retention assignment, or assigned to other duties regarding which eligibility for a bonus under subsection (a) could (as determined by the appropriate Secretary) be perceived as creating a conflict of interest, may not be paid a bonus under subsection (a).

"(3) JUNIOR RESERVE OFFICERS' TRAINING CORPS INSTRUCTORS.—A member of the armed forces detailed under subsection (c)(1) of section 2031 of this title to serve as an administrator or instructor in the Junior Reserve Officers' Training Corps program or a retired member of the armed forces employed as an administrator or instructor in the program under subsection (d) of such section may not be paid a bonus under subsection (a).

"(d) AMOUNT OF BONUS.—The amount of the bonus payable for a referral under subsection (a) may not exceed $2,000. The amount shall be payable as provided in subsection (e).

"(e) PAYMENT.—A bonus payable for a referral of a person under subsection (a) shall be paid as follows:

"(1) Not more than $1,000 shall be paid upon the execution by the person of an agreement to serve as an officer in a health profession in an armed force for not less than 3 years,

"(2) Not more than $1,000 shall be paid upon the completion by the person of the initial period of military training as an officer.

"(f) RELATION TO PROHIBITION ON BOUNTIES.—The referral bonus authorized by this section is not a bounty for purposes of section 514(a) of this title.

"(g) COORDINATION WITH RECEIPT OF RETIRED PAY.—A bonus paid under this section to a member of the armed forces in a retired

status is in addition to any compensation to which the member is entitled under this title, title 37 or 38, or any other provision of law.

"(h) APPROPRIATE SECRETARY DEFINED.—In this section, the term 'appropriate Secretary' means—

"(1) the Secretary of the Army, with respect to matters concerning the Army;

"(2) the Secretary of the Navy, with respect to matters concerning the Navy, the Marine Corps, and the Coast Guard when it is operating as a service in the Navy;

"(3) the Secretary of the Air Force, with respect to matters concerning the Air Force; and

"(4) the Secretary of Defense, with respect to personnel of the Department of Defense.

"(i) DURATION OF AUTHORITY.—A bonus may not be paid under subsection (a) with respect to any referral that occurs after December 31, 2008.".

(2) CLERICAL AMENDMENTS.—The table of sections at the beginning of such chapter is amended by inserting before the item relating to section 1031 the following new item:

"1030. Bonus to encourage Department of Defense personnel to refer persons for appointment as officers to serve in health professions.".

(c) REPEAL OF SUPERSEDED ARMY REFERRAL BONUS AUTHORITY.—

(1) REPEAL.—Section 645 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) is repealed.

(2) PAYMENT OF BONUSES UNDER SUPERSEDED AUTHORITY.—Any bonus payable under section 645 of the National Defense Authorization Act for Fiscal Year 2006, as in effect before its repeal by paragraph (1), shall remain payable after that date and shall be paid in accordance with the provisions of such section, as in effect on the day before the date of the enactment of this Act.

SEC. 672. EXPANSION OF EDUCATION LOAN REPAYMENT PROGRAM FOR MEMBERS OF THE SELECTED RESERVE.

(a) ADDITIONAL EDUCATIONAL LOANS ELIGIBLE FOR REPAYMENT.—Paragraph (1) of subsection (a) of section 16301 of title 10, United States Code, is amended—

(1) by striking "or" at the end of subparagraph (B);

(2) by striking the period at the end of subparagraph (C) and inserting "; or"; and

(3) by inserting after subparagraph (C) the following new subparagraph:

"(D) any loan incurred for educational purposes made by a lender that is—

"(i) an agency or instrumentality of a State;

"(ii) a financial or credit institution (including an insurance company) that is subject to examination and supervision by an agency of the United States or any State;

"(iii) a pension fund approved by the Secretary for purposes of this section; or

"(iv) a nonprofit private entity designated by a State, regulated by that State, and approved by the Secretary for purposes of this section.".

(b) PARTICIPATION OF OFFICERS IN PROGRAM.—Such subsection is further amended—

(1) in paragraph (2)—

(A) by striking "Except as provided in paragraph (3), the Secretary" and inserting "The Secretary"; and

(B) by striking "an enlisted member of the Selected Reserve of the Ready Reserve of an armed force in a reserve component and military specialty" and inserting "a member of the Selected Reserve of the Ready Reserve of an armed force in a reserve component and in an officer program or military specialty"; and

(2) by striking paragraph (3).

(c) CLERICAL AMENDMENTS.—

(1) SECTION HEADING.—The heading of such section is amended to read as follows:

"§ 16301. Education loan repayment program: members of Selected Reserve".

(2) TABLE OF SECTIONS.—The table of sections at the beginning of chapter 1609 of such title is amended by striking the item relating to section 16301 and inserting the following new item:

"16301. Education loan repayment program: members of Selected Reserve.".

SEC. 673. ENSURING ENTRY INTO UNITED STATES AFTER TIME ABROAD FOR PERMANENT RESIDENT ALIEN MILITARY SPOUSES AND CHILDREN.

Section 284 of the Immigration and Nationality Act (8 U.S.C. 1354) is amended—

(1) by striking "Nothing" and inserting "(a) Nothing"; and

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

"(b) If a person lawfully admitted for permanent residence is the spouse or child of a member of the Armed Forces of the United States, is authorized to accompany the member and reside abroad with the member pursuant to the member's official orders, and is so accompanying and residing with the member (in marital union if a spouse), then the residence and physical presence of the person abroad shall not be treated as—

"(1) an abandonment or relinquishment of lawful permanent resident status for purposes of clause (i) of section 101(a)(13)(C); or

"(2) an absence from the United States for purposes of clause (ii) of such section.".

SEC. 674. OVERSEAS NATURALIZATION FOR MILITARY SPOUSES AND CHILDREN.

(a) SPOUSES.—Section 319 of the Immigration and Nationality Act (8 U.S.C. 1430) is amended by adding at the end the following new subsection:

"(e)(1) In the case of a person lawfully admitted for permanent residence in the United States who is the spouse of a member of the Armed Forces of the United States, is authorized to accompany such member and reside abroad with the member pursuant to the member's official orders, and is so accompanying and residing with the member in marital union, such residence and physical presence abroad shall be treated, for purposes of subsection (a) and section 316(a), as residence and physical presence in—

"(A) the United States; and

"(B) any State or district of the Department of Homeland Security in the United States.

"(2) Notwithstanding any other provision of law, a spouse described in paragraph (1) shall be eligible for naturalization proceedings overseas pursuant to section 1701(d) of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136; 8 U.S.C. 1443a).".

(b) CHILDREN.—Section 322 of the Immigration and Nationality Act (8 U.S.C. 1433) is amended by adding at the end the following new subsection:

"(d) In the case of a child of a member of the Armed Forces of the United States who is authorized to accompany such member and reside abroad with the member pursuant to the member's official orders, and is so accompanying and residing with the member—

"(1) any period of time during which the member of the Armed Forces is residing abroad pursuant to official orders shall be treated, for purposes of subsection (a)(2)(A), as physical presence in the United States;

"(2) subsection (a)(5) shall not apply; and

"(3) the oath of allegiance described in subsection (b) may be subscribed to abroad pursuant to section 1701(d) of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136; 8 U.S.C. 1443a).".

(c) OVERSEAS NATURALIZATION AUTHORITY.—Section 1701(d) of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136; 8 U.S.C. 1443a) is amended—

(1) in the subsection heading, by inserting "AND THEIR SPOUSES AND CHILDREN" after "FORCES"; and

(2) by inserting ", and persons made eligible for naturalization by section 319(e) or 322(d) of such Act," after "Armed Forces".

(d) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of enactment of this Act and apply to any application for naturalization or issuance of a certificate of citizenship pending on or after such date.

SEC. 675. MODIFICATION OF AMOUNT OF BACK PAY FOR MEMBERS OF NAVY AND MARINE CORPS SELECTED FOR PROMOTION WHILE INTERNED AS PRISONERS OF WAR DURING WORLD WAR II TO TAKE INTO ACCOUNT CHANGES IN CONSUMER PRICE INDEX.

(a) MODIFICATION.—Section 667(c) of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106–398; 114 Stat. 1654A–170) is amended by adding at the end the following new paragraph:

"(3) The amount determined for a person under paragraph (1) shall be increased to reflect increases in cost of living since the basic pay referred to in paragraph (1)(B) was paid to or for that person, calculated on the basis of the Consumer Price Index (all items—United States city average) published monthly by the Bureau of Labor Statistics.".

(b) RECALCULATION OF PREVIOUS PAYMENTS.—In the case of any payment of back pay made to or for a person under section 667 of the Floyd D. Spence National Defense Authorization Act for Fis-

cal Year 2001 before the date of the enactment of this Act, the Secretary of the Navy shall—

(1) recalculate the amount of back pay to which the person is entitled by reason of the amendment made by subsection (a); and

(2) if the amount of back pay, as so recalculated, exceeds the amount of back pay so paid, pay the person, or the surviving spouse of the person, an amount equal to the excess.

TITLE VII—HEALTH CARE PROVISIONS

Subtitle A—Improvements to Military Health Benefits

Sec. 701. One-year extension of prohibition on increases in certain health care costs for members of the uniformed services.
Sec. 702. Temporary prohibition on increase in copayments under retail pharmacy system of pharmacy benefits program.
Sec. 703. Inclusion of TRICARE retail pharmacy program in Federal procurement of pharmaceuticals.
Sec. 704. Stipend for members of reserve components for health care for certain dependents.
Sec. 705. Authority for expansion of persons eligible for continued health benefits coverage.
Sec. 706. Continuation of eligibility for TRICARE Standard coverage for certain members of the Selected Reserve.
Sec. 707. Extension of pilot program for health care delivery.
Sec. 708. Inclusion of mental health care in definition of health care and report on mental health care services.

Subtitle B—Studies and Reports

Sec. 711. Surveys on continued viability of TRICARE Standard and TRICARE Extra.
Sec. 712. Report on training in preservation of remains under combat or combat-related conditions.
Sec. 713. Report on patient satisfaction surveys.
Sec. 714. Report on medical physical examinations of members of the Armed Forces before their deployment.
Sec. 715. Report and study on multiple vaccinations of members of the Armed Forces.
Sec. 716. Review of gender- and ethnic group-specific mental health services and treatment for members of the Armed Forces.
Sec. 717. Licensed mental health counselors and the TRICARE program.
Sec. 718. Report on funding of the Department of Defense for health care.

Subtitle C—Other Matters

Sec. 721. Prohibition on conversion of military medical and dental positions to civilian medical and dental positions.
Sec. 722. Establishment of Joint Pathology Center.

Subtitle A—Improvements to Military Health Benefits

SEC. 701. ONE-YEAR EXTENSION OF PROHIBITION ON INCREASES IN CERTAIN HEALTH CARE COSTS FOR MEMBERS OF THE UNIFORMED SERVICES.

(a) CHARGES UNDER CONTRACTS FOR MEDICAL CARE.—Section 1097(e) of title 10, United States Code, is amended by striking "September 30, 2007" and inserting "September 30, 2008".

(b) CHARGES FOR INPATIENT CARE.—Section 1086(b)(3) of such title is amended by striking "September 30, 2007." and inserting "September 30, 2008".

(c) PREMIUMS UNDER TRICARE COVERAGE FOR CERTAIN MEMBERS IN THE SELECTED RESERVE.—Section 1076d(d)(3) of such title is amended by striking "September 30, 2007" and inserting "September 30, 2008".

SEC. 702. TEMPORARY PROHIBITION ON INCREASE IN COPAYMENTS UNDER RETAIL PHARMACY SYSTEM OF PHARMACY BENEFITS PROGRAM.

During the period beginning on October 1, 2007, and ending on September 30, 2008, the cost sharing requirements established under paragraph (6) of section 1074g(a) of title 10, United States Code, for pharmaceutical agents available through retail pharmacies covered by paragraph (2)(E)(ii) of such section may not exceed amounts as follows:

(1) In the case of generic agents, $3.

(2) In the case of formulary agents, $9.

(3) In the case of nonformulary agents, $22.

SEC. 703. INCLUSION OF TRICARE RETAIL PHARMACY PROGRAM IN FEDERAL PROCUREMENT OF PHARMACEUTICALS.

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

(1) by redesignating subsections (f) and (g) as subsections (g) and (h), respectively; and

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

"(f) PROCUREMENT OF PHARMACEUTICALS BY TRICARE RETAIL PHARMACY PROGRAM.—With respect to any prescription filled on or after the date of the enactment of the National Defense Authorization Act for Fiscal Year 2008, the TRICARE retail pharmacy program shall be treated as an element of the Department of Defense for purposes of the procurement of drugs by Federal agencies under section 8126 of title 38 to the extent necessary to ensure that pharmaceuticals paid for by the Department of Defense that are provided by pharmacies under the program to eligible covered beneficiaries under this section are subject to the pricing standards in such section 8126.".

(b) REGULATIONS.—The Secretary of Defense shall, after consultation with the other administering Secretaries under chapter 55 of title 10, United States Code, modify the regulations under subsection (h) of section 1074g of title 10, United States Code (as redesignated by subsection (a)(1) of this section), to implement the requirements of subsection (f) of section 1074g of title 10, United States Code (as amended by subsection (a)(2) of this section). The Secretary shall so modify such regulations not later than December 31, 2007.

SEC. 704. STIPEND FOR MEMBERS OF RESERVE COMPONENTS FOR HEALTH CARE FOR CERTAIN DEPENDENTS.

The Secretary of Defense may, pursuant to regulations prescribed by the Secretary, pay a stipend to a member of a reserve component of the Armed Forces who is called or ordered to active duty for a period of more than 30 days for purposes of maintaining civilian health care coverage for a dependant whom the Secretary determines to possess a special health care need that would be best met by remaining in the member's civilian health plan. In making such determination, the Secretary shall consider whether—

(1) the dependent of the member was receiving treatment for the special health care need before the call or order to active duty of the member; and

(2) the call or order to active duty would result in an interruption in treatment or a change in health care provider for such treatment.

SEC. 705. AUTHORITY FOR EXPANSION OF PERSONS ELIGIBLE FOR CONTINUED HEALTH BENEFITS COVERAGE.

(a) AUTHORITY TO SPECIFY ADDITIONAL ELIGIBLE PERSONS.—Subsection (b) of section 1078a of title 10, United States Code, is amended by adding at the end the following new paragraph:

"(4) Any other person specified in regulations prescribed by the Secretary of Defense for purposes of this paragraph who loses entitlement to health care services under this chapter or section 1145 of this title, subject to such terms and conditions as the Secretary shall prescribe in the regulations.".

(b) ELECTION OF COVERAGE.—Subsection (d) of such section is amended by adding at the end the following new paragraph:

"(4) In the case of a person described in subsection (b)(4), by such date as the Secretary shall prescribe in the regulations required for purposes of that subsection.".

(c) PERIOD OF COVERAGE.—Subsection (g)(1) of such section is amended—

(1) in subparagraph (B), by striking "and" at the end;

(2) in subparagraph (C), by striking the period at the end and inserting "; and"; and

(3) by adding at the end the following new subparagraph:

"(D) in the case of a person described in subsection (b)(4), the date that is 36 months after the date on which the person loses entitlement to health care services as described in that subsection.".

SEC. 706. CONTINUATION OF ELIGIBILITY FOR TRICARE STANDARD COVERAGE FOR CERTAIN MEMBERS OF THE SELECTED RESERVE.

(a) IN GENERAL.—Section 706(f) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2282; 10 U.S.C. 1076d note) is amended—

(1) by striking "Enrollments" and inserting "(1) Except as provided in paragraph (2), enrollments"; and

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

"(2) The enrollment of a member in TRICARE Standard that is in effect on the day before health care under TRICARE Standard is provided pursuant to the effective date in subsection (g) shall not be terminated by operation of the exclusion of eligibility under subsection (a)(2) of such section 1076d, as so amended, for the duration of the eligibility of the member under TRICARE Standard as in effect on October 16, 2006.".

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall take effect on October 1, 2007.

SEC. 707. EXTENSION OF PILOT PROGRAM FOR HEALTH CARE DELIVERY.

(a) EXTENSION OF DURATION OF PILOT PROGRAM.—Section 721(e) of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 1988; 10

U.S.C. 1092 note) is amended by striking "and 2007" and inserting ", 2007, 2008, 2009, and 2010".

(b) EXTENSION OF REPORT DEADLINE.—Section 721(f) of such Act is amended by striking "July 1, 2007" and inserting "July 1, 2010".

(c) REVISION IN SELECTION CRITERIA.—Section 721(d)(2) of such Act is amended by striking "expected to increase over the next five years" and inserting "has increased over the five years preceding 2008".

(d) ADDITION TO REQUIREMENTS OF PILOT PROGRAM.—Section 721(b) of such Act is amended—

(1) by striking "and" at the end of paragraph (3);

(2) by striking the period and inserting "; and" at the end of paragraph (4); and

(3) by adding at the end the following:

"(5) collaborate with State and local authorities to create an arrangement to share and exchange, between the Department of Defense and non-military health care systems, personal health information and data of military personnel and their families.".

SEC. 708. INCLUSION OF MENTAL HEALTH CARE IN DEFINITION OF HEALTH CARE AND REPORT ON MENTAL HEALTH CARE SERVICES.

(a) INCLUSION OF MENTAL HEALTH CARE IN DEFINITION OF HEALTH CARE.—Section 1072 of title 10, United States Code, is amended by adding at the end the following new paragraph:

"(10) The term 'health care' includes mental health care.".

(b) REPORT ON ACCESS TO MENTAL HEALTH CARE SERVICES.—Not later than one year after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the adequacy of access to mental health services under the TRICARE program, including in the geographic areas where surveys on the continued viability of TRICARE Standard and TRICARE Extra are conducted under section 711 of this Act.

Subtitle B—Studies and Reports

SEC. 711. SURVEYS ON CONTINUED VIABILITY OF TRICARE STANDARD AND TRICARE EXTRA.

(a) REQUIREMENT FOR SURVEYS.—

(1) IN GENERAL.—The Secretary of Defense shall conduct surveys of health care providers and beneficiaries who use TRICARE in the United States to determine, utilizing a reconciliation of the responses of providers and beneficiaries to such surveys, each of the following:

(A) How many health care providers in TRICARE Prime service areas selected under paragraph (3)(A) are accepting new patients under each of TRICARE Standard and TRICARE Extra.

(B) How many health care providers in geographic areas in which TRICARE Prime is not offered are accepting patients under each of TRICARE Standard and TRICARE Extra.

(C) The availability of mental health care providers in TRICARE Prime service areas selected under paragraph (3)(C) and in geographic areas in which TRICARE Prime is not offered.

(2) BENCHMARKS.—The Secretary shall establish for purposes of the surveys required by paragraph (1) benchmarks for primary care and specialty care providers, including mental health care providers, to be utilized to determine the adequacy of the availability of health care providers to beneficiaries eligible for TRICARE.

(3) SCOPE OF SURVEYS.—The Secretary shall carry out the surveys required by paragraph (1) as follows:

(A) In the case of the surveys required by subparagraph (A) of that paragraph, in at least 20 TRICARE Prime service areas in the United States in each of fiscal years 2008 through 2011.

(B) In the case of the surveys required by subparagraph (B) of that paragraph, in 20 geographic areas in which TRICARE Prime is not offered and in which significant numbers of beneficiaries who are members of the Selected Reserve reside.

(C) In the case of the surveys required by subparagraph (C) of that paragraph, in at least 40 geographic areas.

(4) PRIORITY FOR SURVEYS.—In prioritizing the areas which are to be surveyed under paragraph (1), the Secretary shall—

(A) consult with representatives of TRICARE beneficiaries and health care and mental health care providers to identify locations where TRICARE Standard beneficiaries are experiencing significant levels of access-to-care problems under TRICARE Standard or TRICARE Extra;

(B) give a high priority to surveying health care and mental health care providers in such areas; and

(C) give a high priority to surveying beneficiaries and providers located in geographic areas with high concentrations of members of the Selected Reserve.

(5) INFORMATION FROM PROVIDERS.—The surveys required by paragraph (1) shall include questions seeking to determine from health care and mental health care providers the following:

(A) Whether the provider is aware of the TRICARE program.

(B) What percentage of the provider's current patient population uses any form of TRICARE.

(C) Whether the provider accepts patients for whom payment is made under the medicare program for health care and mental health care services.

(D) If the provider accepts patients referred to in subparagraph (C), whether the provider would accept additional such patients who are not in the provider's current patient population.

(6) INFORMATION FROM BENEFICIARIES.—The surveys required by paragraph (1) shall include questions seeking information to determine from TRICARE beneficiaries whether they have difficulties in finding health care and mental health care

providers willing to provide services under TRICARE Standard or TRICARE Extra.

(b) GAO REVIEW.—

(1) ONGOING REVIEW.—The Comptroller General shall, on an ongoing basis, review—

(A) the processes, procedures, and analysis used by the Department of Defense to determine the adequacy of the number of health care and mental health care providers—

(i) that currently accept TRICARE Standard or TRICARE Extra beneficiaries as patients under TRICARE Standard in each TRICARE area as of the date of completion of the review; and

(ii) that would accept TRICARE Standard or TRICARE Extra beneficiaries as new patients under TRICARE Standard or TRICARE Extra, as applicable, within a reasonable time after the date of completion of the review; and

(B) the actions taken by the Department of Defense to ensure ready access of TRICARE Standard beneficiaries to health care and mental health care under TRICARE Standard in each TRICARE area, including any pending or resolved requests for waiver of payment limits in order to improve access to health care or mental health care in a specific geographic area.

(2) REPORTS.—The Comptroller General shall submit to the Committees on Armed Services of the Senate and the House of Representatives on a bi-annual basis a report on the results of the review under paragraph (1). Each report shall include the following:

(A) An analysis of the adequacy of the surveys under subsection (a).

(B) An identification of any impediments to achieving adequacy of availability of health care and mental health care under TRICARE Standard or TRICARE Extra.

(C) An assessment of the adequacy of Department of Defense education programs to inform health care and mental health care providers about TRICARE Standard and TRICARE Extra.

(D) An assessment of the adequacy of Department of Defense initiatives to encourage health care and mental health care providers to accept patients under TRICARE Standard and TRICARE Extra.

(E) An assessment of the adequacy of information available to TRICARE Standard beneficiaries to facilitate access by such beneficiaries to health care and mental health care under TRICARE Standard and TRICARE Extra.

(F) An assessment of any need for adjustment of health care and mental health care provider payment rates to attract participation in TRICARE Standard by appropriate numbers of health care and mental health care providers.

(G) An assessment of the adequacy of Department of Defense programs to inform members of the Selected Reserve about the TRICARE Reserve Select program.

(H) An assessment of the ability of TRICARE Reserve Select beneficiaries to receive care in their geographic area.

(c) EFFECTIVE DATE.—This section shall take effect on October 1, 2007.

(d) REPEAL OF SUPERSEDED REQUIREMENTS AND AUTHORITY.—Section 723 of the National Defense Authorization Act for Fiscal Year 2004 (10 U.S.C. 1073 note) is repealed, effective as of October 1, 2007.

(e) DEFINITIONS.—In this section:

(1) The term "TRICARE Extra" means the option of the TRICARE program under which TRICARE Standard beneficiaries may obtain discounts on cost-sharing as a result of using TRICARE network providers.

(2) The term "TRICARE Prime" means the managed care option of the TRICARE program.

(3) The term "TRICARE Prime service area" means a geographic area designated by the Department of Defense in which managed care support contractors develop a managed care network under TRICARE Prime.

(4) The term "TRICARE Standard" means the option of the TRICARE program that is also known as the Civilian Health and Medical Program of the Uniformed Services, as defined in section 1072(4) of title 10, United States Code.

(5) The term "TRICARE Reserve Select" means the option of the TRICARE program that allows members of the Selected Reserve to enroll in TRICARE Standard, pursuant to section 1076d of title 10, United States Code.

(6) The term "member of the Selected Reserve" means a member of the Selected Reserve of the Ready Reserve of a reserve component of the Armed Forces.

(7) The term "United States" means the United States (as defined in section 101(a) of title 10, United States Code), its possessions (as defined in such section), and the Commonwealth of Puerto Rico.

SEC. 712. REPORT ON TRAINING IN PRESERVATION OF REMAINS UNDER COMBAT OR COMBAT-RELATED CONDITIONS.

(a) REPORT REQUIRED.—The Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the requirements of section 567 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2224; 10 U.S.C. 1481 note).

(b) MATTERS COVERED.—The report shall include a detailed description of the implementation of such section, including—

(1) where the training program is taking place;

(2) who is providing the training;

(3) the number of each type of military health care professional trained to date; and

(4) what the training covers.

(c) DEADLINE.—The report required by this section shall be submitted not later than 180 days after the date of the enactment of this Act.

SEC. 713. REPORT ON PATIENT SATISFACTION SURVEYS.

(a) REPORT REQUIRED.—Not later than March 1, 2008, the Secretary of Defense shall submit to the congressional defense commit-

tees a report on the ongoing patient satisfaction surveys taking place in Department of Defense inpatient and outpatient settings at military treatment facilities.

(b) CONTENT.—The report required under subsection (a) shall include the following:

(1) The types of survey questions asked.

(2) How frequently the surveying is conducted.

(3) How often the results are analyzed and reported back to the treatment facilities.

(4) To whom survey feedback is made available.

(5) How best practices are incorporated for quality improvement.

(6) An analysis of the effect of inpatient and outpatient surveys on quality improvement and a comparison of patient satisfaction survey programs with patient satisfaction survey programs used by other public and private health care systems and organizations.

(c) USE OF REPORT INFORMATION.—The Secretary shall use information in the report as the basis for a plan for improvements in patient satisfaction surveys used to assess health care at military treatment facilities in order to ensure the provision of high quality health care and hospital services in such facilities.

SEC. 714. REPORT ON MEDICAL PHYSICAL EXAMINATIONS OF MEMBERS OF THE ARMED FORCES BEFORE THEIR DEPLOYMENT.

Not later than April 1, 2008, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report setting forth the following:

(1) A comparison of the policies of the military departments concerning medical physical examinations of members of the Armed Forces before their deployment, including an identification of instances in which a member (including a member of a reserve component) may be required to undergo multiple physical examinations, from the time of notification of an upcoming deployment through the period of preparation for deployment.

(2) An assessment of the current policies related to, as well as the feasibility of, each of the following:

(A) A single predeployment physical examination for members of the Armed Forces before their deployment.

(B) A single system for tracking electronically the results of examinations under subparagraph (A) that can be shared among the military departments and thereby eliminate redundancy of medical physical examinations for members of the Armed Forces before their deployment.

SEC. 715. REPORT AND STUDY ON MULTIPLE VACCINATIONS OF MEMBERS OF THE ARMED FORCES.

(a) REPORT REQUIRED.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the policies of the Department of Defense for administering and evaluating the vaccination of members of the Armed Forces.

(b) ELEMENTS.—The report required by subsection (a) shall include the following:

(1) An assessment of the Department's policies governing the administration of multiple vaccinations in a 24-hour period, including the procedures providing for a full review of an individual's medical history prior to the administration of multiple vaccinations, and whether such policies and procedures differ for members of the Armed Forces on active duty and members of reserve components.

(2) An assessment of how the Department's policies on multiple vaccinations in a 24-hour period conform to current regulations of the Food and Drug Administration and research performed or being performed by the Centers for Disease Control, other non-military Federal agencies, and non-federal institutions on multiple vaccinations in a 24-hour period.

(3) An assessment of the Department's procedures for initiating investigations of deaths of members of the Armed Forces in which vaccinations may have played a role, including whether such investigations can be requested by family members of the deceased individuals.

(4) The number of deaths of members of the Armed Forces since May 18, 1998, that the Department has investigated for the potential role of vaccine administration, including both the number of deaths investigated that was alleged to have involved more than one vaccine administered in a given 24-hour period and the number of deaths investigated that was determined to have involved more than one vaccine administered in a given 24-hour period.

(5) An assessment of the procedures for providing the Adjutants General of the various States and territories with up-to-date information on the effectiveness and potential allergic reactions and side effects of vaccines required to be taken by National Guard members.

(6) An assessment of whether procedures are in place to provide that the Adjutants General of the various States and territories retain updated medical records of each National Guard member called up for active duty.

SEC. 716. REVIEW OF GENDER- AND ETHNIC GROUP-SPECIFIC MENTAL HEALTH SERVICES AND TREATMENT FOR MEMBERS OF THE ARMED FORCES.

(a) COMPREHENSIVE REVIEW.—The Secretary of Defense shall conduct a comprehensive review of—

(1) the need for gender- and ethnic group-specific mental health treatment and services for members of the Armed Forces; and

(2) the efficacy and adequacy of existing gender- and ethnic group-specific mental health treatment programs and services for members of the Armed Forces, to include availability of and access to such programs.

(b) ELEMENTS.—The review required by subsection (a) shall include, but not be limited to, an assessment of the following:

(1) The need for gender- and ethnic group-specific mental health outreach, prevention, and treatment services for members of the Armed Forces.

(2) The access to and efficacy of existing gender- and ethnic group-specific mental health outreach, prevention, and treat-

ment services and programs (including substance abuse programs).

(3) The availability of gender- and ethnic group-specific services and treatment for members of the Armed Forces who experienced sexual assault or abuse.

(4) The access to and need for treatment facilities focusing on the gender- and ethnic group-specific mental health care needs of members of the Armed Forces.

(5) The need for further clinical research on the gender- and ethnic group-specific needs of members of the Armed Forces who served in a combat zone.

(c) REPORT.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the review required by subsection (a).

SEC. 717. LICENSED MENTAL HEALTH COUNSELORS AND THE TRICARE PROGRAM.

(a) REGULATIONS.—The Secretary of Defense shall prescribe regulations to establish criteria that licensed or certified mental health counselors shall meet in order to be able to independently provide care to TRICARE beneficiaries and receive payment under the TRICARE program for such services. The criteria shall include requirements for education level, licensure, certification, and clinical experience as considered appropriate by the Secretary.

(b) STUDY REQUIRED.—The Secretary of Defense shall enter into a contract with the Institute of Medicine of the National Academy of Sciences, or another similarly qualified independent academic medical organization, for the purpose of—

(1) conducting an independent study of the credentials, preparation, and training of individuals practicing as licensed mental health counselors; and

(2) making recommendations for permitting licensed mental health counselors to practice independently under the TRICARE program.

(c) ELEMENTS OF STUDY.—

(1) EDUCATIONAL REQUIREMENTS.—The study required by subsection (b) shall provide for an assessment of the educational requirements and curricula relevant to mental health practice for licensed mental health counselors, including types of degrees recognized, certification standards for graduate programs for such profession, and recognition of undergraduate coursework for completion of graduate degree requirements.

(2) LICENSING REQUIREMENTS.—The study required by subsection (b) shall provide for an assessment of State licensing requirements for licensed mental health counselors, including for each level of licensure if a State issues more than one type of license for the profession. The assessment shall examine requirements in the areas of education, training, examination, continuing education, and ethical standards, and shall include an evaluation of the extent to which States authorize members of the licensed mental health counselor profession to diagnose and treat mental illnesses.

(3) CLINICAL EXPERIENCE REQUIREMENTS.—The study required by subsection (b) shall provide for an analysis of the requirements for clinical experience for a licensed mental health

counselor to be recognized under regulations for the TRICARE program, and recommendations, if any, for standardization or adjustment of such requirements.

(4) INDEPENDENT PRACTICE UNDER OTHER FEDERAL PROGRAMS.—The study required by subsection (b) shall provide for an assessment of the extent to which licensed mental health counselors are authorized to practice independently under other Federal programs (such as the Medicare program, the Department of Veterans Affairs, the Indian Health Service, and Head Start), and a review of the relationship, if any, between recognition of mental health professions under the Medicare program and independent practice authority for such profession under the TRICARE program.

(5) INDEPENDENT PRACTICE UNDER FEHBP.—The study required by subsection (b) shall provide for an assessment of the extent to which licensed mental health counselors are authorized to practice independently under the Federal Employee Health Benefits Program and private insurance plans. The assessment shall identify the States having laws requiring private insurers to cover, or offer coverage of, the services of members of licensed mental health counselors and shall identify the conditions, if any, that are placed on coverage of practitioners under the profession by insurance plans and how frequently these types of conditions are used by insurers.

(6) HISTORICAL REVIEW OF REGULATIONS.—The study required by subsection (b) shall provide for a review of the history of regulations prescribed by the Department of Defense regarding which members of the mental health profession are recognized as providers under the TRICARE program as independent practitioners, and an examination of the recognition by the Department of third-party certification for members of such profession.

(7) CLINICAL CAPABILITIES STUDIES.—The study required by subsection (b) shall include a review of outcome studies and of the literature regarding the comparative quality and effectiveness of care provided by licensed mental health counselors and provide an independent review of the findings.

(d) RECOMMENDATIONS FOR TRICARE INDEPENDENT PRACTICE AUTHORITY.—The recommendations provided under subsection (b)(2) shall include recommendations regarding modifications of current policy for the TRICARE program with respect to allowing licensed mental health counselors to practice independently under the TRICARE program.

(e) REPORT.—Not later than March 1, 2009, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the review required by subsection (b).

SEC. 718. REPORT ON FUNDING OF THE DEPARTMENT OF DEFENSE FOR HEALTH CARE.

(a) REPORT.—If the President submits to Congress the budget for a fiscal year under section 1105 of title 31, United States Code, and the aggregate amount included in that budget for the Department of Defense for health care for such fiscal year is less than the aggregate amount provided by Congress for the Department for health care for the preceding fiscal year, and, in the case of the De-

partment, the total allocation from the Defense Health Program to any military department is less than the total such allocation in the preceding fiscal year, the President shall submit to Congress a report on—

(1) the reasons for the determination that inclusion of a lesser aggregate amount or allocation to any military department is in the national interest; and

(2) the anticipated effects of the inclusion of such lesser aggregate amount or allocation to any military department on the access to and delivery of medical and support services to members of the Armed Forces and their family members.

(b) TERMINATION.—The section shall not be in effect after December 31, 2017.

Subtitle C—Other Matters

SEC. 721. PROHIBITION ON CONVERSION OF MILITARY MEDICAL AND DENTAL POSITIONS TO CIVILIAN MEDICAL AND DENTAL POSITIONS.

(a) PROHIBITION.—The Secretary of a military department may not convert any military medical or dental position to a civilian medical or dental position during the period beginning on October 1, 2007, and ending on September 30, 2012.

(b) RESTORATION OF CERTAIN POSITIONS TO MILITARY POSITIONS.—In the case of any military medical or dental position that is converted to a civilian medical or dental position during the period beginning on October 1, 2004, and ending on September 30, 2008, if the position is not filled by a civilian by September 30, 2008, the Secretary of the military department concerned shall restore the position to a military medical or dental position that can be filled only by a member of the Armed Forces who is a health professional.

(c) REPORT.—

(1) REQUIREMENT.—The Secretary of Defense shall submit to the congressional defense committees a report on conversions made during fiscal year 2007 not later than 180 days after the enactment of this Act.

(2) MATTERS COVERED.—The report shall include the following:

(A) The number of military medical or dental positions, by grade or band and specialty, converted to civilian medical or dental positions.

(B) The results of a market survey in each affected area of the availability of civilian medical and dental care providers in such area in order to determine whether there were civilian medical and dental care providers available in such area adequate to fill the civilian positions created by the conversion of military medical and dental positions to civilian positions in such area.

(C) An analysis, by affected area, showing the extent to which access to health care and cost of health care was affected in both the direct care and purchased care systems, including an assessment of the effect of any increased shifts in patient load from the direct care to the purchased care

system, or any delays in receipt of care in either the direct or purchased care system because of the conversions.

(D) The extent to which military medical and dental positions converted to civilian medical or dental positions affected recruiting and retention of uniformed medical and dental personnel.

(E) A comparison of the full costs for the military medical and dental positions converted with the full costs for civilian medical and dental positions, including expenses such as recruiting, salary, benefits, training, and any other costs the Department identifies.

(F) An assessment showing that the military medical or dental positions converted were in excess of the military medical and dental positions needed to meet medical and dental readiness requirements of the uniformed services, as determined jointly by all the uniformed services.

(d) DEFINITIONS.—In this section:

(1) The term "military medical or dental position" means a position for the performance of health care functions within the Armed Forces held by a member of the Armed Forces.

(2) The term "civilian medical or dental position" means a position for the performance of health care functions within the Department of Defense held by an employee of the Department or of a contractor of the Department.

(3) The term "uniformed services" has the meaning given that term in section 1072(1) of title 10, United States Code.

(4) The term "conversion", with respect to a military medical or dental position, means a change of the position to a civilian medical or dental position, effective as of the date of the manning authorization document of the military department making the change (through a change in designation from military to civilian in the document, the elimination of the listing of the position as a military position in the document, or through any other means indicating the change in the document or otherwise).

(e) REPEAL.—Section 742 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2306) is repealed.

SEC. 722. ESTABLISHMENT OF JOINT PATHOLOGY CENTER.

(a) FINDINGS.—Congress makes the following findings:

(1) The Secretary of Defense proposed to disestablish all elements of the Armed Forces Institute of Pathology, except the National Medical Museum and the Tissue Repository, as part of the recommendations of the Secretary for the closure of Walter Reed Army Medical Center in the 2005 round of defense base closure and realignment.

(2) The Defense Base Closure and Realignment Commission altered, but did not reject, the proposal of the Secretary of Defense to disestablish the Armed Forces Institute of Pathology.

(3) The Commission's recommendation that the Armed Forces Institute of Pathology's "capabilities not specified in this recommendation will be absorbed into other DOD, Federal, or civilian facilities" provides the flexibility to retain a Joint Pathology Center as a Department of Defense or Federal entity.

(b) SENSE OF CONGRESS.—It is the sense of Congress that the Armed Forces Institute of Pathology has provided important medical benefits to the Armed Forces and to the United States and that the Federal Government should retain a Joint Pathology Center.

(c) ESTABLISHMENT.—

(1) ESTABLISHMENT REQUIRED.—The President shall establish and maintain a Joint Pathology Center that shall function as the reference center in pathology for the Federal Government.

(2) ESTABLISHMENT WITHIN DOD.—Except as provided in paragraph (3), the Joint Pathology Center shall be established in the Department of Defense, consistent with the final recommendations of the 2005 Defense Base Closure and Realignment Commission, as approved by the President.

(3) ESTABLISHMENT IN ANOTHER DEPARTMENT.—If the President makes a determination, within 180 days after the date of the enactment of this Act, that the Joint Pathology Center cannot be established in the Department of Defense, the Joint Pathology Center shall be established as an element of a Federal agency other than the Department of Defense. The President shall incorporate the selection of such agency into the determination made under this paragraph.

(d) SERVICES.—The Joint Pathology Center shall provide, at a minimum, the following:

(1) Diagnostic pathology consultation services in medicine, dentistry, and veterinary sciences.

(2) Pathology education, to include graduate medical education, including residency and fellowship programs, and continuing medical education.

(3) Diagnostic pathology research.

(4) Maintenance and continued modernization of the Tissue Repository and, as appropriate, utilization of the Repository in conducting the activities described in paragraphs (1) through (3).

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

Sec. 800. Short title.

Subtitle A—Acquisition Policy and Management

Sec. 801. Internal controls for procurements on behalf of the Department of Defense by certain non-Defense agencies.
Sec. 802. Lead systems integrators.
Sec. 803. Reinvestment in domestic sources of strategic materials.
Sec. 804. Clarification of the protection of strategic materials critical to national security.
Sec. 805. Procurement of commercial services.
Sec. 806. Specification of amounts requested for procurement of contract services.
Sec. 807. Inventories and reviews of contracts for services.
Sec. 808. Independent management reviews of contracts for services.
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Sec. 810. Clarification of limited acquisition authority for Special Operations Command.

Subtitle B—Provisions Relating to Major Defense Acquisition Programs

Sec. 811. Requirements applicable to multiyear contracts for the procurement of major systems of the Department of Defense.
Sec. 812. Changes to Milestone B certifications.
Sec. 813. Comptroller General report on Department of Defense organization and structure for major defense acquisition programs.
Sec. 814. Clarification of submission of cost or pricing data on noncommercial modifications of commercial items.
Sec. 815. Clarification of rules regarding the procurement of commercial items.
Sec. 816. Review of systemic deficiencies on major defense acquisition programs.
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Subtitle C—Amendments to General Contracting Authorities, Procedures, and Limitations

Sec. 821. Plan for restricting Government-unique contract clauses on commercial contracts.
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Sec. 823. Five-year extension of authority to carry out certain prototype projects.
Sec. 824. Exemption of Special Operations Command from certain requirements for certain contracts relating to vessels, aircraft, and combat vehicles.
Sec. 825. Provision of authority to maintain equipment to unified combatant command for joint warfighting.
Sec. 826. Market research.
Sec. 827. Modification of competition requirements for purchases from Federal Prison Industries.
Sec. 828. Multiyear contract authority for electricity from renewable energy sources.
Sec. 829. Procurement of fire resistant rayon fiber for the production of uniforms from foreign sources.
Sec. 830. Comptroller General review of noncompetitive awards of congressional and executive branch interest items.

Subtitle D—Accountability in Contracting

Sec. 841. Commission on Wartime Contracting in Iraq and Afghanistan.
Sec. 842. Investigation of waste, fraud, and abuse in wartime contracts and contracting processes in Iraq and Afghanistan.
Sec. 843. Enhanced competition requirements for task and delivery order contracts.
Sec. 844. Public disclosure of justification and approval documents for noncompetitive contracts.
Sec. 845. Disclosure of government contractor audit findings.
Sec. 846. Protection for contractor employees from reprisal for disclosure of certain information.
Sec. 847. Requirements for senior Department of Defense officials seeking employment with defense contractors.
Sec. 848. Report on contractor ethics programs of Major Defense contractors.
Sec. 849. Contingency contracting training for personnel outside the acquisition workforce and evaluations of Army Commission recommendations.

Subtitle E—Acquisition Workforce Provisions

Sec. 851. Requirement for section on defense acquisition workforce in strategic human capital plan.
Sec. 852. Department of Defense Acquisition Workforce Development Fund.
Sec. 853. Extension of authority to fill shortage category positions for certain Federal acquisition positions.
Sec. 854. Repeal of sunset of acquisition workforce training fund.
Sec. 855. Federal acquisition workforce improvements.

Subtitle F—Contracts in Iraq and Afghanistan

Sec. 861. Memorandum of understanding on matters relating to contracting.
Sec. 862. Contractors performing private security functions in areas of combat operations.
Sec. 863. Comptroller General reviews and reports on contracting in Iraq and Afghanistan.
Sec. 864. Definitions and other general provisions.

Subtitle G—Defense Materiel Readiness Board

Sec. 871. Establishment of Defense Materiel Readiness Board.
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Subtitle H—Other Matters

Sec. 881. Clearinghouse for rapid identification and dissemination of commercial information technologies.
Sec. 882. Authority to license certain military designations and likenesses of weapons systems to toy and hobby manufacturers.
Sec. 883. Modifications to limitation on contracts to acquire military flight simulator.
Sec. 884. Requirements relating to waivers of certain domestic source limitations relating to specialty metals.
Sec. 885. Telephone services for military personnel serving in combat zones.
Sec. 886. Enhanced authority to acquire products and services produced in Iraq and Afghanistan.
Sec. 887. Defense Science Board review of Department of Defense policies and procedures for the acquisition of information technology.
Sec. 888. Green procurement policy.
Sec. 889. Comptroller General review of use of authority under the Defense Production Act of 1950.
Sec. 890. Prevention of export control violations.
Sec. 891. Procurement goal for Native Hawaiian-serving institutions and Alaska Native-serving institutions.
Sec. 892. Competition for procurement of small arms supplied to Iraq and Afghanistan.

SEC. 800. SHORT TITLE.

This title may be cited as the "Acquisition Improvement and Accountability Act of 2007".

Subtitle A—Acquisition Policy and Management

SEC. 801. INTERNAL CONTROLS FOR PROCUREMENTS ON BEHALF OF THE DEPARTMENT OF DEFENSE BY CERTAIN NON-DEFENSE AGENCIES.

(a) INSPECTORS GENERAL REVIEWS AND DETERMINATIONS.—

(1) IN GENERAL.—For each covered non-defense agency, the Inspector General of the Department of Defense and the Inspector General of such covered non-defense agency shall, not later than the date specified in paragraph (2), jointly—

(A) review—

(i) the procurement policies, procedures, and internal controls of such covered non-defense agency that are applicable to the procurement of property and services on behalf of the Department by such covered non-defense agency; and

(ii) the administration of such policies, procedures, and internal controls; and

(B) determine in writing whether such covered non-defense agency is or is not compliant with defense procurement requirements.

(2) DEADLINE FOR REVIEWS AND DETERMINATIONS.—The reviews and determinations required by paragraph (1) shall take place as follows:

(A) In the case of the General Services Administration, by not later than March 15, 2010.

(B) In the case of each of the Department of the Treasury, the Department of the Interior, and the National Aero-

nautics and Space Administration, by not later than March 15, 2011.

(C) In the case of each of the Department of Veterans Affairs and the National Institutes of Health, by not later than March 15, 2012.

(3) SEPARATE REVIEWS AND DETERMINATIONS.—The Inspector General of the Department of Defense and the Inspector General of a covered non-defense agency may by joint agreement conduct separate reviews of the procurement of property and services on behalf of the Department of Defense that are conducted by separate business units, or under separate government-wide acquisition contracts, of the covered non-defense agency. If such separate reviews are conducted, the Inspectors General shall make a separate determination under paragraph (1)(B) with respect to each such separate review.

(4) MEMORANDA OF UNDERSTANDING FOR REVIEWS AND DETERMINATIONS.—Not later than one year before a review and determination is required under this subsection with respect to a covered non-defense agency, the Inspector General of the Department of Defense and the Inspector General of the covered non-defense agency shall enter into a memorandum of understanding with each other to carry out such review and determination.

(5) TERMINATION OF NON-COMPLIANCE DETERMINATION.—If the Inspector General of the Department of Defense and the Inspector General of a covered non-defense agency determine, pursuant to paragraph (1)(B), that a covered non-defense agency is not compliant with defense procurement requirements, the Inspectors General shall terminate such a determination effective on the date on which the Inspectors General jointly—

(A) determine that the non-defense agency is compliant with defense procurement requirements; and

(B) notify the Secretary of Defense of that determination.

(6) RESOLUTION OF DISAGREEMENTS.—If the Inspector General of the Department of Defense and the Inspector General of a covered non-defense agency are unable to agree on a joint determination under this subsection, a determination by the Inspector General of the Department of Defense under this subsection shall be conclusive for the purposes of this section.

(b) LIMITATION ON PROCUREMENTS ON BEHALF OF DEPARTMENT OF DEFENSE.—

(1) Except as provided in paragraph (2), an acquisition official of the Department of Defense may place an order, make a purchase, or otherwise procure property or services for the Department of Defense in excess of the simplified acquisition threshold through a non-defense agency only if—

(A) in the case of a procurement by any non-defense agency in any fiscal year, the head of the non-defense agency has certified that the non-defense agency will comply with defense procurement requirements for the fiscal year;

(B) in the case of—

(i) a procurement by a covered non-defense agency in a fiscal year for which a memorandum of understanding is required by subsection (a)(4), the Inspector

General of the Department of Defense and the Inspector General of the covered non-defense agency have entered into such a memorandum of understanding; or

(ii) a procurement by a covered non-defense agency in a fiscal year following the Inspectors General review and determination required by subsection (a), the Inspectors General have determined that a covered non-defense agency is compliant with defense procurement requirements or have terminated a prior determination of non-compliance in accordance with subsection (a)(5); and

(C) the procurement is not otherwise prohibited by section 817 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364) or section 811 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163).

(2) EXCEPTION FOR PROCUREMENTS OF NECESSARY PROPERTY AND SERVICES.—

(A) IN GENERAL.—The limitation in paragraph (1) shall not apply to the procurement of property and services on behalf of the Department of Defense by a non-defense agency during any fiscal year for which there is in effect a written determination of the Under Secretary of Defense for Acquisition, Technology, and Logistics that it is necessary in the interest of the Department of Defense to procure property and services through the non-defense agency during such fiscal year.

(B) SCOPE OF PARTICULAR EXCEPTION.—A written determination with respect to a non-defense agency under subparagraph (A) shall apply to any category of procurements through the non-defense agency that is specified in the determination.

(c) GUIDANCE ON INTERAGENCY CONTRACTING.—

(1) REQUIREMENT.—Not later than 180 days after the date of enactment of this Act, the Secretary of Defense shall issue guidance on the use of interagency contracting by the Department of Defense.

(2) MATTERS COVERED.—The guidance required by paragraph (1) shall address the circumstances in which it is appropriate for Department of Defense acquisition officials to procure goods or services through a contract entered into by an agency outside the Department of Defense. At a minimum, the guidance shall address—

(A) the circumstances in which it is appropriate for such acquisition officials to use direct acquisitions;

(B) the circumstances in which it is appropriate for such acquisition officials to use assisted acquisitions;

(C) the circumstances in which it is appropriate for such acquisition officials to use interagency contracting to acquire items unique to the Department of Defense and the procedures for approving such interagency contracting;

(D) the circumstances in which it is appropriate for such acquisition officials to use interagency contracting to acquire items that are already being provided under a contract awarded by the Department of Defense;

(E) tools that should be used by such acquisition officials to determine whether items are already being provided under a contract awarded by the Department of Defense; and

(F) procedures for ensuring that defense procurement requirements are identified and communicated to outside agencies involved in interagency contracting.

(d) COMPLIANCE WITH DEFENSE PROCUREMENT REQUIREMENTS.—For the purposes of this section, a non-defense agency is compliant with defense procurement requirements if the procurement policies, procedures, and internal controls of the non-defense agency applicable to the procurement of products and services on behalf of the Department of Defense, and the manner in which they are administered, are adequate to ensure the compliance of the non-defense agency with the requirements of laws and regulations (including applicable Department of Defense financial management regulations) that apply to procurements of property and services made directly by the Department of Defense.

(e) TREATMENT OF PROCUREMENTS FOR FISCAL YEAR PURPOSES.—For the purposes of this section, a procurement shall be treated as being made during a particular fiscal year to the extent that funds are obligated by the Department of Defense for the procurement in that fiscal year.

(f) DEFINITIONS.—In this section:

(1) NON-DEFENSE AGENCY.—The term "non-defense agency" means any department or agency of the Federal Government other than the Department of Defense. Such term includes a covered non-defense agency.

(2) COVERED NON-DEFENSE AGENCY.—The term "covered non-defense agency" means each of the following:

(A) The General Services Administration.

(B) The Department of the Treasury.

(C) The Department of the Interior.

(D) The National Aeronautics and Space Administration.

(E) The Department of Veterans Affairs.

(F) The National Institutes of Health.

(3) GOVERNMENT-WIDE ACQUISITION CONTRACT.—The term "government-wide acquisition contract" means a task or delivery order contract that—

(A) is entered into by a non-defense agency; and

(B) may be used as the contract under which property or services are procured for one or more other departments or agencies of the Federal Government.

(4) SIMPLIFIED ACQUISITION THRESHOLD.—The term "simplified acquisition threshold" has the meaning provided by section 2302(7) of title 10, United States Code.

(5) INTERAGENCY CONTRACTING.—The term "interagency contracting" means the exercise of the authority under section 1535 of title 31, United States Code, or other statutory authority, for Federal agencies to purchase goods and services under contracts entered into or administered by other agencies.

(6) ACQUISITION OFFICIAL.—The term "acquisition official", with respect to the Department of Defense, means—

(A) a contracting officer of the Department of Defense; or

(B) any other Department of Defense official authorized to approve a direct acquisition or an assisted acquisition on behalf of the Department of Defense.

(7) DIRECT ACQUISITION.—The term "direct acquisition", with respect to the Department of Defense, means the type of interagency contracting through which the Department of Defense orders an item or service from a government-wide acquisition contract maintained by a non-defense agency.

(8) ASSISTED ACQUISITION.—The term "assisted acquisition", with respect to the Department of Defense, means the type of interagency contracting through which acquisition officials of a non-defense agency award a contract or task or delivery order for the procurement of goods or services on behalf of the Department of Defense.

SEC. 802. LEAD SYSTEMS INTEGRATORS.

(a) PROHIBITIONS ON THE USE OF LEAD SYSTEMS INTEGRATORS.—

(1) PROHIBITION ON NEW LEAD SYSTEMS INTEGRATORS.—Effective October 1, 2010, the Department of Defense may not award a new contract for lead systems integrator functions in the acquisition of a major system to any entity that was not performing lead systems integrator functions in the acquisition of the major system prior to the date of the enactment of this Act.

(2) PROHIBITION ON LEAD SYSTEMS INTEGRATORS BEYOND LOW-RATE INITIAL PRODUCTION.—Effective on the date of the enactment of this Act, the Department of Defense may award a new contract for lead systems integrator functions in the acquisition of a major system only if—

(A) the major system has not yet proceeded beyond low-rate initial production; or

(B) the Secretary of Defense determines in writing that it would not be practicable to carry out the acquisition without continuing to use a contractor to perform lead systems integrator functions and that doing so is in the best interest of the Department.

(3) REQUIREMENTS RELATING TO DETERMINATIONS.—A determination under paragraph (2)(B)—

(A) shall specify the reasons why it would not be practicable to carry out the acquisition without continuing to use a contractor to perform lead systems integrator functions (including a discussion of alternatives, such as the use of the Department of Defense workforce, or a system engineering and technical assistance contractor);

(B) shall include a plan for phasing out the use of contracted lead systems integrator functions over the shortest period of time consistent with the interest of the national defense;

(C) may not be delegated below the level of the Under Secretary of Defense for Acquisition, Technology, and Logistics; and

(D) shall be provided to the Committees on Armed Services of the Senate and the House of Representatives at

least 45 days before the award of a contract pursuant to the determination.

(b) ACQUISITION WORKFORCE.—

(1) REQUIREMENT.—The Secretary of Defense shall ensure that the acquisition workforce is of the appropriate size and skill level necessary—

(A) to accomplish inherently governmental functions related to acquisition of major systems; and

(B) to effectuate the purpose of subsection (a) to minimize and eventually eliminate the use of contractors to perform lead systems integrator functions.

(2) REPORT.—The Secretary shall include an update on the progress made in complying with paragraph (1) in the annual report required by section 820 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2330).

(c) EXCEPTION FOR CONTRACTS FOR OTHER MANAGEMENT SERVICES.—The Department of Defense may continue to award contracts for the procurement of services the primary purpose of which is to perform acquisition support functions with respect to the development or production of a major system, if the following conditions are met with respect to each such contract:

(1) The contract prohibits the contractor from performing inherently governmental functions.

(2) The Department of Defense organization responsible for the development or production of the major system ensures that Federal employees are responsible for—

(A) determining courses of action to be taken in the best interest of the government; and

(B) determining best technical performance for the warfighter.

(3) The contract requires that the prime contractor for the contract may not advise or recommend the award of a contract or subcontract for the development or production of the major system to an entity owned in whole or in part by the prime contractor.

(d) DEFINITIONS.—In this section:

(1) LEAD SYSTEMS INTEGRATOR.—The term "lead systems integrator" means—

(A) a prime contractor for the development or production of a major system, if the prime contractor is not expected at the time of award to perform a substantial portion of the work on the system and the major subsystems; or

(B) a prime contractor under a contract for the procurement of services the primary purpose of which is to perform acquisition functions closely associated with inherently governmental functions with respect to the development or production of a major system.

(2) MAJOR SYSTEM.—The term "major system" has the meaning given such term in section 2302d of title 10, United States Code.

(3) LOW-RATE INITIAL PRODUCTION.—The term "low-rate initial production" has the meaning given such term in section 2400 of title 10, United States Code.

SEC. 803. REINVESTMENT IN DOMESTIC SOURCES OF STRATEGIC MATERIALS.

(a) ASSESSMENT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Strategic Materials Protection Board established pursuant to section 187 of title 10, United States Code, shall perform an assessment of the extent to which domestic producers of strategic materials are investing and planning to invest on a sustained basis in the processes, infrastructure, workforce training, and facilities required for the continued domestic production of such materials to meet national defense requirements.

(b) COOPERATION OF DOMESTIC PRODUCERS.—The Department of Defense may take into consideration the degree of cooperation of any domestic producer of strategic materials with the assessment conducted under subsection (a) when determining how much weight to accord any comments provided by such domestic producer regarding a proposed waiver of domestic source limitations pursuant to section 2533b of title 10, United States Code.

(c) REPORT TO CONGRESSIONAL DEFENSE COMMITTEES.—The Board shall include the findings and recommendations of the assessment required by subsection (a) in the first report submitted to Congress pursuant to section 187(d) of title 10, United States Code, after the completion of such assessment.

(d) DEFINITION.—The term "strategic material" means—

(1) a material designated as critical to national security by the Strategic Materials Protection Board in accordance with section 187 of title 10, United States Code; or

(2) a specialty metal as defined by section 2533b of title 10, United States Code.

SEC. 804. CLARIFICATION OF THE PROTECTION OF STRATEGIC MATERIALS CRITICAL TO NATIONAL SECURITY.

(a) PROHIBITION.—Subsection (a) of section 2533b of title 10, United States Code, is amended—

(1) by striking "Except as provided in subsections (b) through (j), funds appropriated or otherwise available to the Department of Defense may not be used for the procurement of—" and inserting "Except as provided in subsections (b) through (m), the acquisition by the Department of Defense of the following items is prohibited:";

(2) in paragraph (1)—

(A) by striking "the following" and inserting "The following"; and

(B) by striking "; or" and inserting a period; and

(3) in paragraph (2), by striking "a speciality" and inserting "A specialty".

(b) APPLICABILITY TO ACQUISITION OF COMMERCIAL ITEMS.—Subsection (h) of such section is amended to read as follows:

"(h) APPLICABILITY TO ACQUISITIONS OF COMMERCIAL ITEMS.—(1) Except as provided in paragraphs (2) and (3), this section applies to acquisitions of commercial items, notwithstanding sections 34 and 35 of the Office of Federal Procurement Policy Act (41 U.S.C. 430 and 431).

"(2) This section does not apply to contracts or subcontracts for the acquisition of commercially available off-the-shelf items, as defined in section 35(c) of the Office of Federal Procurement Policy Act (41 U.S.C. 431(c)), other than—

"(A) contracts or subcontracts for the acquisition of specialty metals, including mill products, such as bar, billet, slab, wire, plate and sheet, that have not been incorporated into end items, subsystems, assemblies, or components;

"(B) contracts or subcontracts for the acquisition of forgings or castings of specialty metals, unless such forgings or castings are incorporated into commercially available off-the-shelf end items, subsystems, or assemblies;

"(C) contracts or subcontracts for commercially available high performance magnets unless such high performance magnets are incorporated into commercially available off the shelf end items or subsystems; and

"(D) contracts or subcontracts for commercially available off-the-shelf fasteners, unless such fasteners are—

"(i) incorporated into commercially available off-the-shelf end items, subsystems, assemblies, or components; or

"(ii) purchased as provided in paragraph (3).

"(3) This section does not apply to fasteners that are commercial items that are purchased under a contract or subcontract with a manufacturer of such fasteners, if the manufacturer has certified that it will purchase, during the relevant calendar year, an amount of domestically melted specialty metal, in the required form, for use in the production of such fasteners for sale to the Department of Defense and other customers, that is not less than 50 percent of the total amount of the specialty metal that it will purchase to carry out the production of such fasteners.".

(c) ELECTRONIC COMPONENTS.—Subsection (g) of such section is amended by striking "commercially available" and all that follows through the end of the subsection and inserting "electronic components, unless the Secretary of Defense, upon the recommendation of the Strategic Materials Protection Board pursuant to section 187 of this title, determines that the domestic availability of a particular electronic component is critical to national security.".

(d) ADDITIONAL EXCEPTIONS.—Section 2533b of title 10, United States Code, as amended by subsections (a), (b), and (c), is further amended—

(1) by redesignating subsections (i) and (j) as subsections (l) and (m), respectively; and

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

"(i) EXCEPTIONS FOR PURCHASES OF SPECIALTY METALS BELOW MINIMUM THRESHOLD.—(1) Notwithstanding subsection (a), the Secretary of Defense or the Secretary of a military department may accept delivery of an item containing specialty metals that were not melted in the United States if the total amount of noncompliant specialty metals in the item does not exceed 2 percent of the total weight of specialty metals in the item.

"(2) This subsection does not apply to high performance magnets.

"(j) STREAMLINED COMPLIANCE FOR COMMERCIAL DERIVATIVE MILITARY ARTICLES.—(1) Subsection (a) shall not apply to an item acquired under a prime contract if the Secretary of Defense or the Secretary of a military department determines that—

"(A) the item is a commercial derivative military article; and

"(B) the contractor certifies that the contractor and its subcontractors have entered into a contractual agreement, or agreements, to purchase an amount of domestically melted specialty metal in the required form, for use during the period of contract performance in the production of the commercial derivative military article and the related commercial article, that is not less than the greater of—

"(i) an amount equivalent to 120 percent of the amount of specialty metal that is required to carry out the production of the commercial derivative military article (including the work performed under each subcontract); or

"(ii) an amount equivalent to 50 percent of the amount of specialty metal that is purchased by the contractor and its subcontractors for use during such period in the production of the commercial derivative military article and the related commercial article.

"(2) For the purposes of this subsection, the amount of specialty metal that is required to carry out the production of the commercial derivative military article includes specialty metal contained in any item, including commercially available off-the-shelf items, incorporated into such commercial derivative military article.

"(k) NATIONAL SECURITY WAIVER.—(1) Notwithstanding subsection (a), the Secretary of Defense may accept the delivery of an end item containing noncompliant materials if the Secretary determines in writing that acceptance of such end item is necessary to the national security interests of the United States.

"(2) A written determination under paragraph (1)—

"(A) may not be delegated below the level of the Deputy Secretary of Defense or the Under Secretary of Defense for Acquisition, Technology, and Logistics;

"(B) shall specify the quantity of end items to which the waiver applies and the time period over which the waiver applies; and

"(C) shall be provided to the congressional defense committees prior to making such a determination (except that in the case of an urgent national security requirement, such certification may be provided to the defense committees up to 7 days after it is made).

"(3)(A) In any case in which the Secretary makes a determination under paragraph (1), the Secretary shall determine whether or not the noncompliance was knowing and willful.

"(B) If the Secretary determines that the noncompliance was not knowing or willful, the Secretary shall ensure that the contractor or subcontractor responsible for the noncompliance develops and implements an effective plan to ensure future compliance.

"(C) If the Secretary determines that the noncompliance was knowing or willful, the Secretary shall—

"(i) require the development and implementation of a plan to ensure future compliance; and

"(ii) consider suspending or debarring the contractor or subcontractor until such time as the contractor or subcontractor has effectively addressed the issues that lead to such noncompliance.".

(e) ADDITIONAL DEFINITIONS.—Subsection (m) of section 2533b of title 10, United States Code, as redesignated by subsection (c), is further amended by adding at the end the following:

"(3) The term 'acquisition' has the meaning provided in section 4 of the Office of Federal Procurement Policy Act (41 U.S.C. 403).

"(4) The term 'required form' shall not apply to end items or to their components at any tier. The term 'required form' means in the form of mill product, such as bar, billet, wire, slab, plate or sheet, and in the grade appropriate for the production of—

"(A) a finished end item delivered to the Department of Defense; or

"(B) a finished component assembled into an end item delivered to the Department of Defense.

"(5) The term 'commercially available off-the-shelf', has the meaning provided in section 35(c) of the Office of Federal Procurement Policy Act (41 U.S.C. 431(c)).

"(6) The term 'assemblies' means items forming a portion of a system or subsystem that can be provisioned and replaced as an entity and which incorporates multiple, replaceable parts.

"(7) The term 'commercial derivative military article' means an item procured by the Department of Defense that is or will be produced using the same production facilities, a common supply chain, and the same or similar production processes that are used for the production of articles predominantly used by the general public or by nongovernmental entities for purposes other than governmental purposes.

"(8) The term 'subsystem' means a functional grouping of items that combine to perform a major function within an end item, such as electrical power, attitude control, and propulsion.

"(9) The term 'end item' means the final production product when assembled or completed, and ready for issue, delivery, or deployment.

"(10) The term 'subcontract' includes a subcontract at any tier.".

(f) CONFORMING AMENDMENTS.—Section 2533b of title 10, United States Code, is further amended—

(1) in subsection (c)—

(A) in the heading, by striking "PROCUREMENTS" and inserting "ACQUISITIONS"; and

(B) in paragraphs (1) and (2), by striking "Procurements" and inserting "Acquisitions";

(2) in subsection (d), by striking "procurement" each place it appears and inserting "acquisition"; and

(3) in subsections (f) and (g), by striking "procurements" each place it appears and inserting "acquisitions".

(g) IMPLEMENTATION.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense shall prescribe regulations on the implementation of this section and the amendments made by this section, including specific guidance on how thresholds established in subsections (h)(3), (i) and (j) of section 2533b of title 10, United States Code, as amended by this section, should be implemented.

(h) REVISION OF DOMESTIC NONAVAILABILITY DETERMINATIONS AND RULES.—No later than 180 days after the date of the enactment of this Act, any domestic nonavailability determination under section 2533b of title 10, United States Code, including a class deviation, or rules made by the Department of Defense between December 6, 2006, and the date of the enactment of this Act, shall be reviewed and amended, as necessary, to comply with the amendments made by this section. This requirement shall not apply to a domestic nonavailability determination that applies to—

(1) an individual contract that was entered into before the date of the enactment of this Act; or

(2) an individual Department of Defense program, except to the extent that such domestic nonavailability determination applies to contracts entered into after the date of the enactment of this Act.

(i) TRANSPARENCY REQUIREMENT FOR COMMERCIALLY AVAILABLE OFF-THE-SHELF ITEM EXCEPTION.—The Secretary of Defense shall submit to the Committees on Armed Services of the Senate and House of Representatives, not later than December 30, 2008, a report on the use of authority provided under subsection (h) of section 2533b of title 10, United States Code, as amended by this section. Such report shall include, at a minimum, a description of types of items being procured as commercially available off-the-shelf items under such subsection and incorporated into noncommercial items. The Secretary shall submit an update of such report to such committees not later than December 30, 2009.

SEC. 805. PROCUREMENT OF COMMERCIAL SERVICES.

(a) REGULATIONS REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall modify the regulations of the Department of Defense for the procurement of commercial services for or on behalf of the Department of Defense.

(b) APPLICABILITY OF COMMERCIAL PROCEDURES.—

(1) SERVICES OF A TYPE SOLD IN MARKETPLACE.—The regulations modified pursuant to subsection (a) shall ensure that services that are not offered and sold competitively in substantial quantities in the commercial marketplace, but are of a type offered and sold competitively in substantial quantities in the commercial marketplace, may be treated as commercial items for purposes of section 2306a of title 10, United States Code (relating to truth in negotiations), only if the contracting officer determines in writing that the offeror has submitted sufficient information to evaluate, through price analysis, the reasonableness of the price for such services.

(2) INFORMATION SUBMITTED.—To the extent necessary to make a determination under paragraph (1), the contracting officer may request the offeror to submit—

(A) prices paid for the same or similar commercial items under comparable terms and conditions by both government and commercial customers; and

(B) if the contracting officer determines that the information described in subparagraph (A) is not sufficient to determine the reasonableness of price, other relevant information regarding the basis for price or cost, including in-

formation on labor costs, material costs, and overhead rates.

(c) TIME-AND-MATERIALS CONTRACTS.—

(1) COMMERCIAL ITEM ACQUISITIONS.—The regulations modified pursuant to subsection (a) shall ensure that procedures applicable to time-and-materials contracts and labor-hour contracts for commercial item acquisitions may be used only for the following:

(A) Services procured for support of a commercial item, as described in section 4(12)(E) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(12)(E)).

(B) Emergency repair services.

(C) Any other commercial services only to the extent that the head of the agency concerned approves a determination in writing by the contracting officer that—

(i) the services to be acquired are commercial services as defined in section 4(12)(F) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(12)(F));

(ii) if the services to be acquired are subject to subsection (b), the offeror of the services has submitted sufficient information in accordance with that subsection;

(iii) such services are commonly sold to the general public through use of time-and-materials or labor-hour contracts; and

(iv) the use of a time-and-materials or labor-hour contract type is in the best interest of the Government.

(2) NON-COMMERCIAL ITEM ACQUISITIONS.—Nothing in this subsection shall be construed to preclude the use of procedures applicable to time-and-materials contracts and labor-hour contracts for non-commercial item acquisitions for the acquisition of any category of services.

SEC. 806. SPECIFICATION OF AMOUNTS REQUESTED FOR PROCUREMENT OF CONTRACT SERVICES.

(a) SPECIFICATION OF AMOUNTS REQUESTED.—The budget justification materials submitted to Congress in support of the budget of the Department of Defense for any fiscal year after fiscal year 2009 shall identify clearly and separately the amounts requested in each budget account for the procurement of contract services.

(b) INFORMATION PROVIDED.—For each budget account, the materials submitted shall clearly identify—

(1) the amount requested for each Department of Defense component, installation, or activity; and

(2) the amount requested for each type of service to be provided.

(c) CONTRACT SERVICES DEFINED.—In this section, the term "contract services"—

(1) means services from contractors; but

(2) excludes services relating to research and development and services relating to military construction.

SEC. 807. INVENTORIES AND REVIEWS OF CONTRACTS FOR SERVICES.

(a) INVENTORY REQUIREMENT.—Section 2330a of title 10, United States Code, is amended—

(1) by redesignating subsection (d) as subsection (g);

(2) by striking subsection (c) and inserting the following:

"(c) INVENTORY.—(1) Not later than the end of the third quarter of each fiscal year, the Secretary of Defense shall submit to Congress an annual inventory of the activities performed during the preceding fiscal year pursuant to contracts for services for or on behalf of the Department of Defense. The entry for an activity on an inventory under this subsection shall include, for the fiscal year covered by such entry, the following:

"(A) The functions and missions performed by the contractor.

"(B) The contracting organization, the component of the Department of Defense administering the contract, and the organization whose requirements are being met through contractor performance of the function.

"(C) The funding source for the contract under which the function is performed by appropriation and operating agency.

"(D) The fiscal year for which the activity first appeared on an inventory under this section.

"(E) The number of full-time contractor employees (or its equivalent) paid for the performance of the activity.

"(F) A determination whether the contract pursuant to which the activity is performed is a personal services contract.

"(G) A summary of the data required to be collected for the activity under subsection (a).

"(2) The inventory required under this subsection shall be submitted in unclassified form, but may include a classified annex.

"(d) PUBLIC AVAILABILITY OF INVENTORIES.—Not later than 30 days after the date on which an inventory under subsection (c) is required to be submitted to Congress, the Secretary shall—

"(1) make the inventory available to the public; and

"(2) publish in the Federal Register a notice that the inventory is available to the public.

"(e) REVIEW AND PLANNING REQUIREMENTS.—Within 90 days after the date on which an inventory is submitted under subsection (c), the Secretary of the military department or head of the Defense Agency responsible for activities in the inventory shall—

"(1) review the contracts and activities in the inventory for which such Secretary or agency head is responsible;

"(2) ensure that—

"(A) each contract on the list that is a personal services contract has been entered into, and is being performed, in accordance with applicable statutory and regulatory requirements;

"(B) the activities on the list do not include any inherently governmental functions; and

"(C) to the maximum extent practicable, the activities on the list do not include any functions closely associated with inherently governmental functions;

"(3) identify activities that should be considered for conversion—

"(A) to performance by civilian employees of the Department of Defense pursuant to section 2463 of this title; or

"(B) to an acquisition approach that would be more advantageous to the Department of Defense; and

"(4) develop a plan to provide for appropriate consideration of the conversion of activities identified under paragraph (3) within a reasonable period of time.

"(f) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to authorize the performance of personal services by a contractor except where expressly authorized by a provision of law other than this section."; and

(3) by adding at the end of subsection (g) (as so redesignated) the following new paragraphs:

"(3) FUNCTION CLOSELY ASSOCIATED WITH INHERENTLY GOVERNMENTAL FUNCTIONS.—The term 'function closely associated with inherently governmental functions' has the meaning given that term in section 2383(b)(3) of this title.

"(4) INHERENTLY GOVERNMENTAL FUNCTIONS.—The term 'inherently governmental functions' has the meaning given that term in section 2383(b)(2) of this title.

"(5) PERSONAL SERVICES CONTRACT.—The term 'personal services contract' means a contract under which, as a result of its terms or conditions or the manner of its administration during performance, contractor personnel are subject to the relatively continuous supervision and control of one or more Government officers or employees, except that the giving of an order for a specific article or service, with the right to reject the finished product or result, is not the type of supervision or control that makes a contract a personal services contract.".

(b) EFFECTIVE DATE.—

(1) The amendments made by subsection (a) shall be effective upon the date of the enactment of this Act.

(2) The first inventory required by section 2330a(c) of title 10, United States Code, as added by subsection (a), shall be submitted not later than the end of the third quarter of fiscal year 2008.

SEC. 808. INDEPENDENT MANAGEMENT REVIEWS OF CONTRACTS FOR SERVICES.

(a) GUIDANCE AND INSTRUCTIONS.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall issue guidance, with detailed implementation instructions, for the Department of Defense to provide for periodic independent management reviews of contracts for services. The independent management review guidance and instructions issued pursuant to this subsection shall be designed to evaluate, at a minimum—

(1) contract performance in terms of cost, schedule, and requirements;

(2) the use of contracting mechanisms, including the use of competition, the contract structure and type, the definition of contract requirements, cost or pricing methods, the award and negotiation of task orders, and management and oversight mechanisms;

(3) the contractor's use, management, and oversight of subcontractors;

(4) the staffing of contract management and oversight functions; and

(5) the extent of any pass-throughs, and excessive pass-through charges (as defined in section 852 of the John Warner

National Defense Authorization Act for Fiscal Year 2007), by the contractor.

(b) ADDITIONAL SUBJECT OF REVIEW.—In addition to the matters required by subsection (a), the guidance and instructions issued pursuant to subsection (a) shall provide for procedures for the periodic review of contracts under which one contractor provides oversight for services performed by other contractors. In particular, the procedures shall be designed to evaluate, at a minimum—

(1) the extent of the agency's reliance on the contractor to perform acquisition functions closely associated with inherently governmental functions as defined in section 2383(b)(3) of title 10, United States Code; and

(2) the financial interest of any prime contractor performing acquisition functions described in paragraph (1) in any contract or subcontract with regard to which the contractor provided advice or recommendations to the agency.

(c) ELEMENTS.—The guidance and instructions issued pursuant to subsection (a) shall address, at a minimum—

(1) the contracts subject to independent management reviews, including any applicable thresholds and exceptions;

(2) the frequency with which independent management reviews shall be conducted;

(3) the composition of teams designated to perform independent management reviews;

(4) any phase-in requirements needed to ensure that qualified staff are available to perform independent management reviews;

(5) procedures for tracking the implementation of recommendations made by independent management review teams; and

(6) procedures for developing and disseminating lessons learned from independent management reviews.

(c) REPORTS.—

(1) REPORT ON GUIDANCE AND INSTRUCTION.—Not later than 270 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report setting forth the guidance and instructions issued pursuant to subsection (a).

(2) GAO REPORT ON IMPLEMENTATION.—Not later than two years after the date of the enactment of this Act, the Comptroller General of the United States shall submit to the congressional defense committees a report on the implementation of the guidance and instructions issued pursuant to subsection (a).

SEC. 809. IMPLEMENTATION AND ENFORCEMENT OF REQUIREMENTS APPLICABLE TO UNDEFINITIZED CONTRACTUAL ACTIONS.

(a) GUIDANCE AND INSTRUCTIONS.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall issue guidance, with detailed implementation instructions, for the Department of Defense to ensure the implementation and enforcement of requirements applicable to undefinitized contractual actions.

(b) ELEMENTS.—The guidance and instructions issued pursuant to subsection (a) shall address, at a minimum—

(1) the circumstances in which it is, and is not, appropriate for Department of Defense officials to use undefinitized contractual actions;

(2) approval requirements (including thresholds) for the use of undefinitized contractual actions;

(3) procedures for ensuring that timelines for the definitization of undefinitized contractual actions are met;

(4) procedures for ensuring compliance with regulatory limitations on the obligation of funds pursuant to undefinitized contractual actions;

(5) procedures for ensuring compliance with regulatory limitations on profit or fee with respect to costs incurred before the definitization of an undefinitized contractual action; and

(6) reporting requirements for undefinitized contractual actions that fail to meet required timelines for definitization or fail to comply with regulatory limitations on the obligation of funds or on profit or fee.

(c) REPORTS.—

(1) REPORT ON GUIDANCE AND INSTRUCTIONS.—Not later than 210 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report setting forth the guidance and instructions issued pursuant to subsection (a).

(2) GAO REPORT.—Not later than two years after the date of the enactment of this Act, the Comptroller General of the United States shall submit to the congressional defense committees a report on the extent to which the guidance and instructions issued pursuant to subsection (a) have resulted in improvements to—

(A) the level of insight that senior Department of Defense officials have into the use of undefinitized contractual actions;

(B) the appropriate use of undefinitized contractual actions;

(C) the timely definitization of undefinitized contractual actions; and

(D) the negotiation of appropriate profits and fees for undefinitized contractual actions.

SEC. 810. CLARIFICATION OF LIMITED ACQUISITION AUTHORITY FOR SPECIAL OPERATIONS COMMAND.

Section 167(e)(4) of title 10, United States Code, is amended—

(1) by redesignating subparagraph (C) as subparagraph (D); and

(2) by inserting after subparagraph (B) the following new subparagraph:

"(C)(i) The staff of the commander shall include a command acquisition executive, who shall be responsible for the overall supervision of acquisition matters for the special operations command. The command acquisition executive shall have the authority to—

"(I) negotiate memoranda of agreement with the military departments to carry out the acquisition of equipment, material, supplies, and services described in subparagraph (A) on behalf of the command;

"(II) supervise the acquisition of equipment, material, supplies, and services described in subparagraph (A), regardless of

whether such acquisition is carried out by the command, or by a military department pursuant to a delegation of authority by the command;

"(III) represent the command in discussions with the military departments regarding acquisition programs for which the command is a customer; and

"(IV) work with the military departments to ensure that the command is appropriately represented in any joint working group or integrated product team regarding acquisition programs for which the command is a customer.

"(ii) The command acquisition executive of the special operations command shall be included on the distribution list for acquisition directives and instructions of the Department of Defense.".

Subtitle B—Provisions Relating to Major Defense Acquisition Programs

SEC. 811. REQUIREMENTS APPLICABLE TO MULTIYEAR CONTRACTS FOR THE PROCUREMENT OF MAJOR SYSTEMS OF THE DEPARTMENT OF DEFENSE.

(a) ADDITIONAL REQUIREMENTS APPLICABLE TO MULTIYEAR CONTRACTS.—Section 2306b of title 10, United States Code, is amended as follows:

(1) Subsection (a) of such section is amended by adding at the end the following new paragraph:

"(7) In the case of a contract in an amount equal to or greater than $500,000,000, that the conditions required by subparagraphs (C) through (F) of paragraph (1) of subsection (i) will be met, in accordance with the Secretary's certification and determination under such subsection, by such contract.".

(2) Subsection (i)(1) of such section is amended by inserting after "unless" the following: "the Secretary of Defense certifies in writing by no later than March 1 of the year in which the Secretary requests legislative authority to enter into such contract that".

(3) Subsection (i)(1) of such section is further amended—

(A) by redesignating subparagraph (B) as subparagraph (G); and

(B) by striking subparagraph (A) and inserting the following:

"(A) The Secretary has determined that each of the requirements in paragraphs (1) through (6) of subsection (a) will be met by such contract and has provided the basis for such determination to the congressional defense committees.

"(B) The Secretary's determination under subparagraph (A) was made after the completion of a cost analysis performed by the Cost Analysis Improvement Group of the Department of Defense and such analysis supports the findings.

"(C) The system being acquired pursuant to such contract has not been determined to have experienced cost growth in excess of the critical cost growth threshold pursuant to section 2433(d) of this title within 5 years prior to the date the Secretary anticipates such contract (or a contract for advance pro-

curement entered into consistent with the authorization for such contract) will be awarded.

"(D) A sufficient number of end items of the system being acquired under such contract have been delivered at or within the most current estimates of the program acquisition unit cost or procurement unit cost for such system to determine that current estimates of such unit costs are realistic.

"(E) During the fiscal year in which such contract is to be awarded, sufficient funds will be available to perform the contract in such fiscal year, and the future-years defense program for such fiscal year will include the funding required to execute the program without cancellation.

"(F) The contract is a fixed price type contract.".

(4) Subsection (i) of such section is further amended by adding at the end the following new paragraphs:

"(5) The Secretary may make the certification under paragraph (1) notwithstanding the fact that one or more of the conditions of such certification are not met if the Secretary determines that, due to exceptional circumstances, proceeding with a multiyear contract under this section is in the best interest of the Department of Defense and the Secretary provides the basis for such determination with the certification.

"(6) The Secretary of Defense may not delegate the authority to make the certification under paragraph (1) or the determination under paragraph (5) to an official below the level of Under Secretary of Defense for Acquisition, Technology, and Logistics.

"(7) The Secretary of Defense shall send a notification containing the findings of the agency head under subsection (a), and the basis for such findings, 30 days prior to the award of a multiyear contract for a defense acquisition program that has been specifically authorized by law.".

(5) Such section is further amended by adding at the end the following new subsection:

"(m) INCREASED FUNDING AND REPROGRAMMING REQUESTS.—Any request for increased funding for the procurement of a major system under a multiyear contract authorized under this section shall be accompanied by an explanation of how the request for increased funding affects the determinations made by the Secretary under subsection (i).".

(b) APPLICABILITY.—The amendments made by this section shall take effect on the date of the enactment of this Act and shall apply with respect to multiyear contracts for the purchase of major systems for which legislative authority is requested on or after that date.

SEC. 812. CHANGES TO MILESTONE B CERTIFICATIONS.

Section 2366a of title 10, United States Code, is amended—

(1) by amending subsection (a) to read as follows:

"(a) CERTIFICATION.—A major defense acquisition program may not receive Milestone B approval, or Key Decision Point B approval in the case of a space program, until the milestone decision authority—

"(1) has received a business case analysis and certifies on the basis of the analysis that—

"(A) the program is affordable when considering the ability of the Department of Defense to accomplish the program's mission using alternative systems;

"(B) the program is affordable when considering the per unit cost and the total acquisition cost in the context of the total resources available during the period covered by the future-years defense program submitted during the fiscal year in which the certification is made;

"(C) reasonable cost and schedule estimates have been developed to execute the product development and production plan under the program; and

"(D) funding is available to execute the product development and production plan under the program, through the period covered by the future-years defense program submitted during the fiscal year in which the certification is made, consistent with the estimates described in subparagraph (C) for the program; and

"(2) further certifies that—

"(A) appropriate market research has been conducted prior to technology development to reduce duplication of existing technology and products;

"(B) the Department of Defense has completed an analysis of alternatives with respect to the program;

"(C) the Joint Requirements Oversight Council has accomplished its duties with respect to the program pursuant to section 181(b) of this title, including an analysis of the operational requirements for the program;

"(D) the technology in the program has been demonstrated in a relevant environment;

"(E) the program demonstrates a high likelihood of accomplishing its intended mission; and

"(F) the program complies with all relevant policies, regulations, and directives of the Department of Defense.";

(2) by redesignating subsections (b), (c), (d), and (e) as subsections (c), (d), (e), and (f), respectively;

(3) by inserting after subsection (a) the following new subsection (b):

"(b) CHANGES TO CERTIFICATION.—(1) The program manager for a major defense acquisition program that has received certification under subsection (a) shall immediately notify the milestone decision authority of any changes to the program that—

"(A) alter the substantive basis for the certification of the milestone decision authority relating to any component of such certification specified in paragraph (1) or (2) of subsection (a); or

"(B) otherwise cause the program to deviate significantly from the material provided to the milestone decision authority in support of such certification.

"(2) Upon receipt of information under paragraph (1), the milestone decision authority may withdraw the certification concerned or rescind Milestone B approval (or Key Decision Point B approval in the case of a space program) if the milestone decision authority determines that such certification or approval is no longer valid.";

(4) in subsection (c), as redesignated by paragraph (1)—

(A) by inserting "(1)" before "The certification"; and

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

"(2) A summary of any information provided to the milestone decision authority pursuant to subsection (b) and a description of the actions taken as a result of such information shall be submitted with the first Selected Acquisition Report submitted under section 2432 of this title after receipt of such information by the milestone decision authority.";

(5) in subsection (d), as so redesignated—

(A) by striking "authority may waive" and inserting the following: "authority may, at the time of Milestone B approval (or Key Decision Point B approval in the case of a space program) or at the time that such milestone decision authority withdraws a certification or rescinds Milestone B approval (or Key Decision Point B approval in the case of a space program) pursuant to subsection (b)(2), waive"; and

(B) by striking "paragraph (1), (2), (3), (4), (5), (6), (7), (8), or (9)" and inserting "paragraph (1) or (2)"; and

(6) in subsection (e), as so redesignated, by striking "subsection (c)" and inserting "subsection (d)".

SEC. 813. COMPTROLLER GENERAL REPORT ON DEPARTMENT OF DEFENSE ORGANIZATION AND STRUCTURE FOR MAJOR DEFENSE ACQUISITION PROGRAMS.

(a) REPORT REQUIRED.—Not later than one year after the date of the enactment of this Act, the Comptroller General of the United States shall submit to the congressional defense committees a report on potential modifications of the organization and structure of the Department of Defense for major defense acquisition programs.

(b) ELEMENTS.—The report required by subsection (a) shall include the results of a review, conducted by the Comptroller General for purposes of the report, regarding the feasibility and advisability of, at a minimum, the following:

(1) Revising the acquisition process for major defense acquisition programs by establishing shorter, more frequent acquisition program milestones.

(2) Requiring certifications of program status to the defense acquisition executive and Congress prior to milestone approval for major defense acquisition programs.

(3) Establishing a new office (to be known as the "Office of Independent Assessment") to provide independent cost estimates and performance estimates for major defense acquisition programs.

(4) Requiring the milestone decision authority for a major defense acquisition program to specify, at the time of Milestone B approval, or Key Decision Point B approval, as applicable, the period of time that will be required to deliver an initial operational capability to the relevant combatant commanders.

(5) Establishing a materiel solutions process for addressing identified gaps in critical warfighting capabilities, under which process the Under Secretary of Defense for Acquisition, Technology, and Logistics circulates among the military departments and appropriate Defense Agencies a request for proposals for technologies and systems to address such gaps.

(6) Modifying the role played by chiefs of staff of the Armed Forces in the requirements, resource allocation, and acquisition processes.

(7) Establishing a process in which the commanders of combatant commands assess, and provide input on, the capabilities needed to successfully accomplish the missions in the operational and contingency plans of their commands over a long-term planning horizon of 15 years or more, taking into account expected changes in threats, the geo-political environment, and doctrine, training, and operational concepts.

(c) CONSULTATION.—In conducting the review required under subsection (b) for the report required by subsection (a), the Comptroller General shall obtain the views of the following:

(1) Senior acquisition officials currently serving in the Department of Defense.

(2) Senior military officers involved in setting requirements for the joint staff, the Armed Forces, and the combatant commands currently serving in the Department of Defense.

(3) Individuals who formerly served as senior acquisition officials in the Department of Defense.

(4) Participants in previous reviews of the organization and structure of the Department of Defense for the acquisition of major weapon systems, including the President's Blue Ribbon Commission on Defense Management in 1986.

(5) Other experts on the acquisition of major weapon systems.

(6) Appropriate experts in the Government Accountability Office.

SEC. 814. CLARIFICATION OF SUBMISSION OF COST OR PRICING DATA ON NONCOMMERCIAL MODIFICATIONS OF COMMERCIAL ITEMS.

(a) MEASUREMENT OF PERCENTAGE AT CONTRACT AWARD.—Section 2306a(b)(3)(A) of title 10, United States Code, is amended by inserting after "total price of the contract" the following: "(at the time of contract award)".

(b) HARMONIZATION OF THRESHOLDS FOR COST OR PRICING DATA.—Section 2306a(b)(3)(A) of title 10, United States Code, is amended by striking "$500,000" and inserting "the amount specified in subsection (a)(1)(A)(i), as adjusted from time to time under subsection (a)(7),".

SEC. 815. CLARIFICATION OF RULES REGARDING THE PROCUREMENT OF COMMERCIAL ITEMS.

(a) TREATMENT OF SUBSYSTEMS, COMPONENTS, AND SPARE PARTS AS COMMERCIAL ITEMS.—

(1) IN GENERAL.—Section 2379 of title 10, United States Code, is amended—

(A) in subsection (a)—

(i) by redesignating paragraph (2) as paragraph (3);

(ii) in paragraph (1)(B), by striking "and" at the end; and

(iii) by inserting after paragraph (1), the following:

"(2) the offeror has submitted sufficient information to evaluate, through price analysis, the reasonableness of the price for such system; and";

(B) by striking subsection (b) and inserting the following new subsection (b):

"(b) TREATMENT OF SUBSYSTEMS AS COMMERCIAL ITEMS.—A subsystem of a major weapon system (other than a commercially available off-the-shelf item as defined in section 35(c) of the Office of Federal Procurement Policy Act (41 U.S.C. 431(c))) shall be treated as a commercial item and purchased under procedures established for the procurement of commercial items only if—

"(1) the subsystem is intended for a major weapon system that is being purchased, or has been purchased, under procedures established for the procurement of commercial items in accordance with the requirements of subsection (a); or

"(2) the contracting officer determines in writing that—

"(A) the subsystem is a commercial item, as defined in section 4(12) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(12)); and

"(B) the offeror has submitted sufficient information to evaluate, through price analysis, the reasonableness of the price for such subsystem.";

(C) by redesignating subsections (c) and (d) as subsections (e) and (f), respectively; and

(D) by inserting after subsection (b) the following new subsections (c) and (d):

"(c) TREATMENT OF COMPONENTS AND SPARE PARTS AS COMMERCIAL ITEMS.—(1) A component or spare part for a major weapon system (other than a commercially available off-the-shelf item as defined in section 35(c) of the Office of Federal Procurement Policy Act (41 U.S.C. 431(c))) may be treated as a commercial item for the purposes of section 2306a of this title only if—

"(A) the component or spare part is intended for—

"(i) a major weapon system that is being purchased, or has been purchased, under procedures established for the procurement of commercial items in accordance with the requirements of subsection (a); or

"(ii) a subsystem of a major weapon system that is being purchased, or has been purchased, under procedures established for the procurement of commercial items in accordance with the requirements of subsection (b); or

"(B) the contracting officer determines in writing that—

"(i) the component or spare part is a commercial item, as defined in section 4(12) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(12)); and

"(ii) the offeror has submitted sufficient information to evaluate, through price analysis, the reasonableness of the price for such component or spare part.

"(2) This subsection shall apply only to components and spare parts that are acquired by the Department of Defense through a prime contract or a modification to a prime contract (or through a subcontract under a prime contract or modification to a prime contract on which the prime contractor adds no, or negligible, value).

"(d) INFORMATION SUBMITTED.—To the extent necessary to make a determination under subsection (a)(2), (b)(2), or (c)(1)(B), the contracting officer may request the offeror to submit—

"(1) prices paid for the same or similar commercial items under comparable terms and conditions by both government and commercial customers; and

"(2) if the contracting officer determines that the information described in paragraph (1) is not sufficient to determine the reasonableness of price, other relevant information regarding the basis for price or cost, including information on labor costs, material costs, and overhead rates.".

(2) CONFORMING AMENDMENT TO TECHNICAL DATA PROVISION.—Section 2321(f)(2) of such title is amended by striking "(whether or not under a contract for commercial items)" and inserting "(other than technical data for a commercially available off-the-shelf item as defined in section 35(c) of the Office of Federal Procurement Policy Act (41 U.S.C. 431(c)))".

(b) SALES OF COMMERCIAL ITEMS TO NONGOVERNMENTAL ENTITIES.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall modify the regulations of the Department of Defense on the procurement of commercial items in order to clarify that the terms "general public" and "nongovernmental entities" in such regulations do not include the Federal Government or a State, local, or foreign government.

SEC. 816. REVIEW OF SYSTEMIC DEFICIENCIES ON MAJOR DEFENSE ACQUISITION PROGRAMS.

(a) ANNUAL REVIEW.—The Under Secretary of Defense for Acquisition, Technology, and Logistics shall conduct an annual review of systemic deficiencies in the major defense acquisition programs of the Department of Defense for each fiscal year in which three or more major defense acquisition programs—

(1) experience a critical cost growth threshold breach;

(2) have a section 2366a certification withdrawn; or

(3) have a Milestone A approval or Key Decision Point A approval rescinded, by the milestone decision authority under subsection (b) of section 2366b of title 10, United States Code, as added by section 943 of this Act.

(b) CONTENT OF REVIEW.—The review conducted under subsection (a) shall—

(1) identify common factors, including any systemic deficiencies in the budget, requirements, and acquisition policies and practices, that may have contributed to problems with major defense acquisition programs covered by the criteria in subsection (a);

(2) assess the adequacy of corrective actions taken or to be taken to address cost growth or other performance deficiencies in programs covered by the criteria in subsection (a); and

(3) make recommendations for any changes in budget, requirements, and acquisition policies and practices that may be appropriate to avoid similar problems with major defense acquisition programs in the future.

(c) DEFINITIONS.—In this section:

(1) CRITICAL COST GROWTH THRESHOLD BREACH.—The term "critical cost growth threshold breach" means a determination under section 2433(d) of title 10, United States Code, by the Secretary of a military department with respect to a major defense acquisition program that the program acquisition unit cost has increased by a percentage equal to or greater than the

critical cost growth threshold or that the procurement unit cost has increased by a percentage equal to or greater than the critical cost growth threshold.

(2) SECTION 2366a CERTIFICATION.—The term "section 2366a certification" means a certification with respect to a major defense acquisition program under section 2366a(a) of title 10, United States Code, by the milestone decision authority.

(d) REPORT.—Not later than July 15, 2008, and not later than August 15 of each year from 2009 through 2012, the Secretary of Defense shall submit to the congressional defense committees a report on the results of the annual review conducted (if any) for the preceding fiscal year under subsection (a).

(e) SUNSET.—The requirement to conduct an annual review under subsection (a) shall terminate on September 30, 2012.

SEC. 817. INVESTMENT STRATEGY FOR MAJOR DEFENSE ACQUISITION PROGRAMS.

(a) REPORT REQUIRED.—Not later than May 1, 2008, the Secretary of Defense shall submit to the congressional defense committees a report on the strategies of the Department of Defense for balancing the allocation of funds and other resources among major defense acquisition programs.

(b) ELEMENTS.—The report required by subsection (a) shall address, at a minimum, the ability of the organizations, policies, and procedures of the Department of Defense to provide for—

(1) establishing priorities among needed capabilities under major defense acquisition programs, and assessing the resources (including funds, technologies, time, and personnel) needed to achieve such capabilities;

(2) balancing the cost, schedule, and requirements of major defense acquisition programs, including those within the same functional or mission area, to ensure the most efficient use of resources; and

(3) ensuring that the budget, requirements, and acquisition processes of the Department of Defense work in a complementary manner to achieve desired results.

(c) ROLE OF TRI-CHAIR COMMITTEE IN RESOURCE ALLOCATION.—

(1) IN GENERAL.—The report required by subsection (a) shall also address the role of the committee described in paragraph (2) in the resource allocation process for major defense acquisition programs.

(2) COMMITTEE.—The committee described in this paragraph is a committee (to be known as the "Tri-Chair Committee") composed of the following:

(A) The Under Secretary of Defense for Acquisition, Technology, and Logistics, who is one of the chairs of the committee.

(B) The Vice Chairman of the Joint Chiefs of Staff, who is one of the chairs of the committee.

(C) The Director of Program Analysis and Evaluation, who is one of the chairs of the committee.

(D) Any other appropriate officials of the Department of Defense, as jointly agreed upon by the Under Secretary and the Vice Chairman.

(d) CHANGES IN LAW.—The report required by subsection (a) shall, to the maximum extent practicable, include a discussion of any changes in the budget, acquisition, and requirements processes of the Department of Defense undertaken as a result of changes in law pursuant to any section in this Act.

(e) RECOMMENDATIONS.—The report required by subsection (a) shall include any recommendations, including recommendations for legislative action, that the Secretary considers appropriate to improve the organizations, policies, and procedures described in the report.

SEC. 818. REPORT ON IMPLEMENTATION OF RECOMMENDATIONS ON TOTAL OWNERSHIP COST FOR MAJOR WEAPON SYSTEMS.

(a) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the extent of the implementation of the recommendations set forth in the February 2003 report of the Government Accountability Office entitled "Setting Requirements Differently Could Reduce Weapon Systems' Total Ownership Costs".

(b) ELEMENTS.—The report required by subsection (a) shall include the following:

(1) For each recommendation described in subsection (a) that has been implemented, or that the Secretary plans to implement—

(A) a summary of all actions that have been taken to implement such recommendation; and

(B) a schedule, with specific milestones, for completing the implementation of such recommendation.

(2) For each recommendation that the Secretary has not implemented and does not plan to implement—

(A) the reasons for the decision not to implement such recommendation; and

(B) a summary of any alternative actions the Secretary plans to take to address the purposes underlying such recommendation.

(3) A summary of any additional actions the Secretary has taken or plans to take to ensure that total ownership cost is appropriately considered in the requirements process for major weapon systems.

Subtitle C—Amendments to General Contracting Authorities, Procedures, and Limitations

SEC. 821. PLAN FOR RESTRICTING GOVERNMENT-UNIQUE CONTRACT CLAUSES ON COMMERCIAL CONTRACTS.

(a) PLAN.—The Under Secretary of Defense for Acquisition, Technology, and Logistics shall develop and implement a plan to minimize the number of government-unique contract clauses used in commercial contracts by restricting the clauses to the following:

(1) Government-unique clauses authorized by law or regulation.

(2) Any additional clauses that are relevant and necessary to a specific contract.

(b) COMMERCIAL CONTRACT.—In this section:

(1) The term "commercial contract" means a contract awarded by the Federal Government for the procurement of a commercial item.

(2) The term "commercial item" has the meaning provided by section 4(12) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(12)).

SEC. 822. EXTENSION OF AUTHORITY FOR USE OF SIMPLIFIED ACQUISITION PROCEDURES FOR CERTAIN COMMERCIAL ITEMS.

(a) EXTENSION.—Section 4202(e) of the Clinger-Cohen Act of 1996 (division D of Public Law 104–106; 110 Stat. 652; 10 U.S.C. 2304 note) is amended by striking "January 1, 2008" and inserting "January 1, 2010".

(b) REPORT.—Not later than March 1, 2008, the Under Secretary of Defense for Acquisition, Technology, and Logistics shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the use by the Department of Defense of the authority provided by section 4202(e) of the Clinger-Cohen Act of 1996 (10 U.S.C. 2304 note). The report shall include, at a minimum, the following:

(1) Summary data on the use of the authority.

(2) Specific examples of the use of the authority.

(3) An evaluation of potential benefits and costs of extending the authority after January 1, 2010.

SEC. 823. FIVE-YEAR EXTENSION OF AUTHORITY TO CARRY OUT CERTAIN PROTOTYPE PROJECTS.

Section 845(i) of the National Defense Authorization Act for Fiscal Year 1994 (10 U.S.C. 2371 note) is amended by striking "September 30, 2008" and inserting "September 30, 2013".

SEC. 824. EXEMPTION OF SPECIAL OPERATIONS COMMAND FROM CERTAIN REQUIREMENTS FOR CERTAIN CONTRACTS RELATING TO VESSELS, AIRCRAFT, AND COMBAT VEHICLES.

Section 2401(b) of title 10, United States Code, is amended by adding at the end the following new paragraph:

"(5) In the case of a contract described in subsection (a)(1)(B), the commander of the special operations command may make a contract without regard to this subsection if—

"(A) funds are available and obligated for the full cost of the contract (including termination costs) on or before the date the contract is awarded;

"(B) the Secretary of Defense submits to the congressional defense committees a certification that there is no alternative for meeting urgent operational requirements other than making the contract; and

"(C) a period of 30 days of continuous session of Congress has expired following the date on which the certification was received by such committees.".

SEC. 825. PROVISION OF AUTHORITY TO MAINTAIN EQUIPMENT TO UNIFIED COMBATANT COMMAND FOR JOINT WARFIGHTING.

(a) AUTHORITY.—Section 167a of title 10, United States Code, is amended—

(1) in subsection (a), by striking "and acquire" and inserting ", acquire, and maintain";

(2) by redesignating subsection (f) as subsection (g); and

(3) by inserting after subsection (e) the following new subsection:

"(f) LIMITATION ON AUTHORITY TO MAINTAIN EQUIPMENT.—The authority delegated under subsection (a) to maintain equipment is subject to the availability of funds authorized and appropriated specifically for that purpose.".

(b) TWO-YEAR EXTENSION.—Subsection (g) of such section, as so redesignated, is amended—

(1) by striking "through 2008" and inserting "through 2010"; and

(2) by striking "September 30, 2008" and inserting "September 30, 2010".

SEC. 826. MARKET RESEARCH.

(a) ADDITIONAL REQUIREMENTS.—Subsection (c) of section 2377 of title 10, United States Code, is amended—

(1) in paragraph (1)—

(A) by striking "and" at the end of subparagraph (A);

(B) by striking the period at the end of subparagraph (B) and inserting "; and"; and

(C) by adding at the end the following:

"(C) before awarding a task order or delivery order in excess of the simplified acquisition threshold."; and

(2) by adding at the end the following:

"(4) The head of an agency shall take appropriate steps to ensure that any prime contractor of a contract (or task order or delivery order) in an amount in excess of $5,000,000 for the procurement of items other than commercial items engages in such market research as may be necessary to carry out the requirements of subsection (b)(2) before making purchases for or on behalf of the Department of Defense.".

(b) REQUIREMENT TO DEVELOP TRAINING AND TOOLS.—The Secretary of Defense shall develop training to assist contracting officers, and market research tools to assist such officers and prime contractors, in performing appropriate market research as required by subsection (c) of section 2377 of title 10, United States Code, as amended by this section.

SEC. 827. MODIFICATION OF COMPETITION REQUIREMENTS FOR PURCHASES FROM FEDERAL PRISON INDUSTRIES.

(a) MODIFICATION OF COMPETITION REQUIREMENTS.—

(1) IN GENERAL.—Section 2410n of title 10, United States Code, is amended by striking subsections (a) and (b) and inserting the following new subsections (a) and (b):

"(a) PRODUCTS FOR WHICH FEDERAL PRISON INDUSTRIES DOES NOT HAVE SIGNIFICANT MARKET SHARE.—(1) Before purchasing a product listed in the latest edition of the Federal Prison Industries catalog under section 4124(d) of title 18 for which Federal Prison Industries does not have a significant market share, the Secretary of Defense shall conduct market research to determine whether the product is comparable to products available from the private sector that best meet the needs of the Department in terms of price, quality, and time of delivery.

"(2) If the Secretary determines that a Federal Prison Industries product described in paragraph (1) is not comparable in price, quality, or time of delivery to products of the private sector that best

meets the needs of the Department in terms of price, quality, and time of delivery, the Secretary shall use competitive procedures for the procurement of the product, or shall make an individual purchase under a multiple award contract in accordance with the competition requirements applicable to such contract. In conducting such a competition, the Secretary shall consider a timely offer from Federal Prison Industries.

"(b) PRODUCTS FOR WHICH FEDERAL PRISON INDUSTRIES HAS SIGNIFICANT MARKET SHARE.—(1) The Secretary of Defense may purchase a product listed in the latest edition of the Federal Prison Industries catalog for which Federal Prison Industries has a significant market share only if the Secretary uses competitive procedures for the procurement of the product or makes an individual purchase under a multiple award contract in accordance with the competition requirements applicable to such contract. In conducting such a competition, the Secretary shall consider a timely offer from Federal Prison Industries.

"(2) For purposes of this subsection, Federal Prison Industries shall be treated as having a significant share of the market for a product if the Secretary, in consultation with the Administrator of Federal Procurement Policy, determines that the Federal Prison Industries share of the Department of Defense market for the category of products including such product is greater than 5 percent.".

(2) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect 60 days after the date of the enactment of this Act.

(b) LIST OF PRODUCTS FOR WHICH FEDERAL PRISON INDUSTRIES HAS SIGNIFICANT MARKET SHARE.—

(1) INITIAL LIST.—Not later than 60 days after the date of the enactment of this Act, the Secretary of Defense shall publish a list of product categories for which Federal Prison Industries' share of the Department of Defense market is greater than 5 percent, based on the most recent fiscal year for which data is available.

(2) MODIFICATION.—The Secretary may modify the list published under paragraph (1) at any time if the Secretary determines that new data require adding a product category to the list or omitting a product category from the list.

(3) CONSULTATION.—The Secretary shall carry out this subsection in consultation with the Administrator for Federal Procurement Policy.

SEC. 828. MULTIYEAR CONTRACT AUTHORITY FOR ELECTRICITY FROM RENEWABLE ENERGY SOURCES.

(a) MULTIYEAR CONTRACT AUTHORITY.—Chapter 141 of title 10, United States Code, is amended by adding at the end the following new section:

"§ 2410q. Multiyear contracts: purchase of electricity from renewable energy sources

"(a) MULTIYEAR CONTRACTS AUTHORIZED.—Subject to subsection (b), the Secretary of Defense may enter into a contract for a period not to exceed 10 years for the purchase of electricity from sources of renewable energy, as that term is defined in section 203(b)(2) of the Energy Policy Act of 2005 (42 U.S.C. 15852(b)(2)).

"(b) LIMITATIONS ON CONTRACTS FOR PERIODS IN EXCESS OF FIVE YEARS.—The Secretary may exercise the authority in subsection (a) to enter into a contract for a period in excess of five years only if the Secretary determines, on the basis of a business case analysis prepared by the Department of Defense, that—

"(1) the proposed purchase of electricity under such contract is cost effective for the Department of Defense; and

"(2) it would not be possible to purchase electricity from the source in an economical manner without the use of a contract for a period in excess of five years.

"(c) RELATIONSHIP TO OTHER MULTIYEAR CONTRACTING AUTHORITY.—Nothing in this section shall be construed to preclude the Department of Defense from using other multiyear contracting authority of the Department to purchase renewable energy.".

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 141 of such title is amended by adding at the end the following new item:

"2410q. Multiyear contracts: purchase of electricity from renewable energy sources.".

SEC. 829. PROCUREMENT OF FIRE RESISTANT RAYON FIBER FOR THE PRODUCTION OF UNIFORMS FROM FOREIGN SOURCES.

(a) AUTHORITY TO PROCURE.—The Secretary of Defense may procure fire resistant rayon fiber for the production of uniforms that is manufactured in a foreign country referred to in subsection (d) if the Secretary determines either of the following:

(1) That fire resistant rayon fiber for the production of uniforms is not available from sources within the national technology and industrial base.

(2) That—

(A) procuring fire resistant rayon fiber manufactured from suppliers within the national technology and industrial base would result in sole-source contracts or subcontracts for the supply of fire resistant rayon fiber; and

(B) such sole-source contracts or subcontracts would not be in the best interests of the Government or consistent with the objectives of section 2304 of title 10, United States Code.

(b) SUBMISSION TO CONGRESS.—Not later than 30 days after making a determination under subsection (a), the Secretary shall submit to Congress a copy of the determination.

(c) APPLICABILITY TO SUBCONTRACTS.—The authority under subsection (a) applies with respect to subcontracts under Department of Defense contracts as well as to such contracts.

(d) FOREIGN COUNTRIES COVERED.—The authority under subsection (a) applies with respect to a foreign country that—

(1) is a party to a defense memorandum of understanding entered into under section 2531 of title 10, United States Code; and

(2) does not discriminate against defense items produced in the United States to a greater degree than the United States discriminates against defense items produced in that country.

(e) NATIONAL TECHNOLOGY AND INDUSTRIAL BASE DEFINED.—In this section, the term "national technology and industrial base" has the meaning given that term in section 2500 of title 10, United States Code.

(f) SUNSET.—The authority under subsection (a) shall expire on the date that is five years after the date of the enactment of this Act.

SEC. 830. COMPTROLLER GENERAL REVIEW OF NONCOMPETITIVE AWARDS OF CONGRESSIONAL AND EXECUTIVE BRANCH INTEREST ITEMS.

Not later than one year after the date of the enactment of this Act, the Comptroller General of the United States shall submit to the congressional defense committees a report on the use of procedures other than competitive procedures in the award of contracts by the Department of Defense. The report shall compare the procedures used by the Department of Defense for the award of funds for new projects pursuant to congressionally directed spending items, as defined in rule XLIV of the Standing Rules of the Senate, or congressional earmarks, as defined in rule XXI of the Rules of the House of Representatives, with the procedures used by the Department of Defense for the award of funds for new projects of special interest to senior executive branch officials.

Subtitle D—Accountability in Contracting

SEC. 841. COMMISSION ON WARTIME CONTRACTING IN IRAQ AND AFGHANISTAN.

(a) ESTABLISHMENT.—There is hereby established a commission to be known as the "Commission on Wartime Contracting" (in this section referred to as the "Commission").

(b) MEMBERSHIP MATTERS.—

(1) MEMBERSHIP.—The Commission shall be composed of 8 members, as follows:

(A) 2 members shall be appointed by the majority leader of the Senate, in consultation with the Chairmen of the Committee on Armed Services, the Committee on Homeland Security and Governmental Affairs, and the Committee on Foreign Relations of the Senate.

(B) 2 members shall be appointed by the Speaker of the House of Representatives, in consultation with the Chairmen of the Committee on Armed Services, the Committee on Oversight and Government Reform, and the Committee on Foreign Affairs of the House of Representatives.

(C) 1 member shall be appointed by the minority leader of the Senate, in consultation with the Ranking Minority Members of the Committee on Armed Services, the Committee on Homeland Security and Governmental Affairs, and the Committee on Foreign Relations of the Senate.

(D) 1 member shall be appointed by the minority leader of the House of Representatives, in consultation with the Ranking Minority Member of the Committee on Armed Services, the Committee on Oversight and Government Reform, and the Committee on Foreign Affairs of the House of Representatives.

(E) 2 members shall be appointed by the President, in consultation with the Secretary of Defense and the Secretary of State.

(2) DEADLINE FOR APPOINTMENTS.—All appointments to the Commission shall be made not later than 120 days after the date of the enactment of this Act.

(3) CO-CHAIRMEN.—The Commission shall have two co-chairmen, including—

(A) a co-chairman who shall be a member of the Commission jointly designated by the Speaker of the House of Representatives and the majority leader of the Senate; and

(B) a co-chairman who shall be a member of the Commission jointly designated by the minority leader of the House of Representatives and the minority leader of the Senate.

(4) VACANCY.—In the event of a vacancy in a seat on the Commission, the individual appointed to fill the vacant seat shall be—

(A) appointed by the same officer (or the officer's successor) who made the appointment to the seat when the Commission was first established; and

(B) if the officer in subparagraph (A) is of a party other than the party of the officer who made the appointment to the seat when the Commission was first established, chosen in consultation with the senior officers in the Senate and the House of Representatives of the party which is the party of the officer who made the appointment to the seat when the Commission was first established.

(c) DUTIES.—

(1) GENERAL DUTIES.—The Commission shall study the following matters:

(A) Federal agency contracting for the reconstruction of Iraq and Afghanistan.

(B) Federal agency contracting for the logistical support of coalition forces operating in Iraq and Afghanistan.

(C) Federal agency contracting for the performance of security functions in Iraq and Afghanistan.

(2) SCOPE OF CONTRACTING COVERED.—The Federal agency contracting covered by this subsection includes contracts entered into both in the United States and abroad for the performance of activities described in paragraph (1).

(3) PARTICULAR DUTIES.—In carrying out the study under this subsection, the Commission shall assess—

(A) the extent of the reliance of the Federal Government on contractors to perform functions (including security functions) in Iraq and Afghanistan and the impact of this reliance on the achievement of the objectives of the United States;

(B) the performance exhibited by Federal contractors for the contracts under review pursuant to paragraph (1), and the mechanisms used to evaluate contractor performance;

(C) the extent of waste, fraud, and abuse under such contracts;

(D) the extent to which those responsible for such waste, fraud, and abuse have been held financially or legally accountable;

(E) the appropriateness of the organizational structure, policies, practices, and resources of the Department of Defense and the Department of State for handling program

management and contracting for the programs and contracts under review pursuant to paragraph (1);

(F) the extent to which contractors under such contracts have engaged in the misuse of force or have used force in a manner inconsistent with the objectives of the operational field commander; and

(G) the extent of potential violations of the laws of war, Federal law, or other applicable legal standards by contractors under such contracts.

(d) REPORTS.—

(1) INTERIM REPORT.—On March 1, 2009, the Commission shall submit to Congress an interim report on the study carried out under subsection (c), including the results and findings of the study as of that date.

(2) OTHER REPORTS.—The Commission may from time to time submit to Congress such other reports on the study carried out under subsection (c) as the Commission considers appropriate.

(3) FINAL REPORT.—Not later than two years after the date of the appointment of all of the members of the Commission under subsection (b), the Commission shall submit to Congress a final report on the study carried out under subsection (c). The report shall—

(A) include the findings of the Commission;

(B) identify lessons learned relating to contingency program management and contingency contracting covered by the study; and

(C) include specific recommendations for improvements to be made in—

(i) the process for defining requirements and developing statements of work for contracts in contingency contracting;

(ii) the process for awarding contracts and task or delivery orders in contingency contracting;

(iii) the process for contingency program management;

(iv) the process for identifying, addressing, and providing accountability for waste, fraud, and abuse in contingency contracting;

(v) the process for determining which functions are inherently governmental and which functions are appropriate for performance by contractors in a contingency operation (including during combat operations), especially whether providing security in an area of combat operations is inherently governmental;

(vi) the organizational structure, resources, policies, and practices of the Department of Defense and the Department of State for performing contingency program management; and

(vii) the process by which roles and responsibilities with respect to management and oversight of contracts in contingency contracting are distributed among the various departments and agencies of the Federal Government, and interagency coordination and commu-

nication mechanisms associated with contingency contracting.

(e) OTHER POWERS AND AUTHORITIES.—

(1) HEARINGS AND EVIDENCE.—The Commission or, on the authority of the Commission, any portion thereof, may, for the purpose of carrying out this section—

(A) hold such hearings and sit and act at such times and places, take such testimony, receive such evidence, administer such oaths (provided that the quorum for a hearing shall be three members of the Commission); and

(B) provide for the attendance and testimony of such witnesses and the production of such books, records, correspondence, memoranda, papers, and documents;

as the Commission, or such portion thereof, may determine advisable.

(2) INABILITY TO OBTAIN DOCUMENTS OR TESTIMONY.—In the event the Commission is unable to obtain testimony or documents needed to conduct its work, the Commission shall notify the committees of Congress of jurisdiction and appropriate investigative authorities.

(3) ACCESS TO INFORMATION.—The Commission may secure directly from the Department of Defense and any other department or agency of the Federal Government any information or assistance that the Commission considers necessary to enable the Commission to carry out the requirements of this section. Upon request of the Commission, the head of such department or agency shall furnish such information expeditiously to the Commission. Whenever information or assistance requested by the Commission is unreasonably refused or not provided, the Commission shall report the circumstances to Congress without delay.

(4) PERSONNEL.—The Commission shall have the authorities provided in section 3161 of title 5, United States Code, and shall be subject to the conditions set forth in such section, except to the extent that such conditions would be inconsistent with the requirements of this section.

(5) DETAILEES.—Any employee of the Federal Government may be detailed to the Commission without reimbursement from the Commission, and such detailee shall retain the rights, status, and privileges of his or her regular employment without interruption.

(6) SECURITY CLEARANCES.—The appropriate departments or agencies of the Federal Government shall cooperate with the Commission in expeditiously providing to the Commission members and staff appropriate security clearances to the extent possible pursuant to existing procedures and requirements, except that no person shall be provided with access to classified information under this section without the appropriate security clearances.

(7) VIOLATIONS OF LAW.—

(A) REFERRAL TO ATTORNEY GENERAL.—The Commission may refer to the Attorney General any violation or potential violation of law identified by the Commission in carrying out its duties under this section.

(B) REPORTS ON RESULTS OF REFERRAL.—The Attorney General shall submit to Congress a report on each prosecution, conviction, resolution, or other disposition that results from a referral made under this subparagraph.

(f) TERMINATION.—The Commission shall terminate on the date that is 60 days after the date of the submittal of its final report under subsection (d)(3).

(g) DEFINITIONS.—In this section:

(1) CONTINGENCY CONTRACTING.—The term "contingency contracting" means all stages of the process of acquiring property or services during a contingency operation.

(2) CONTINGENCY OPERATION.—The term "contingency operation" has the meaning given that term in section 101 of title 10, United States Code.

(3) CONTINGENCY PROGRAM MANAGEMENT.—The term "contingency program management" means the process of planning, organizing, staffing, controlling, and leading the combined efforts of participating personnel for the management of a specific acquisition program or programs during contingency operations.

SEC. 842. INVESTIGATION OF WASTE, FRAUD, AND ABUSE IN WARTIME CONTRACTS AND CONTRACTING PROCESSES IN IRAQ AND AFGHANISTAN.

(a) AUDITS REQUIRED.—Thorough audits shall be performed in accordance with this section to identify potential waste, fraud, and abuse in the performance of—

(1) Department of Defense contracts, subcontracts, and task and delivery orders for the logistical support of coalition forces in Iraq and Afghanistan; and

(2) Federal agency contracts, subcontracts, and task and delivery orders for the performance of security and reconstruction functions in Iraq and Afghanistan.

(b) AUDIT PLANS.—

(1) The Department of Defense Inspector General shall develop a comprehensive plan for a series of audits of contracts, subcontracts, and task and delivery orders covered by subsection (a)(1), consistent with the requirements of subsection (g), in consultation with other Inspectors General specified in subsection (c) with regard to any contracts, subcontracts, or task or delivery orders over which such Inspectors General have jurisdiction.

(2) The Special Inspector General for Iraq Reconstruction shall develop a comprehensive plan for a series of audits of contracts, subcontracts, and task and delivery orders covered by subsection (a)(2) relating to Iraq, consistent with the requirements of subsection (h), in consultation with other Inspectors General specified in subsection (c) with regard to any contracts, subcontracts, or task or delivery orders over which such Inspectors General have jurisdiction.

(3) The Special Inspector General for Afghanistan Reconstruction shall develop a comprehensive plan for a series of audits of contracts, subcontracts, and task and delivery orders covered by subsection (a)(2) relating to Afghanistan, consistent with the requirements of subsection (h), in consultation with other Inspectors General specified in subsection (c) with regard

to any contracts, subcontracts, or task or delivery orders over which such Inspectors General have jurisdiction.

(c) PERFORMANCE OF AUDITS BY CERTAIN INSPECTORS GENERAL.—The Special Inspector General for Iraq Reconstruction, during such period as such office exists, the Special Inspector General for Afghanistan Reconstruction, during such period as such office exists, the Inspector General of the Department of Defense, the Inspector General of the Department of State, and the Inspector General of the United States Agency for International Development shall perform such audits as required by subsection (a) and identified in the audit plans developed pursuant to subsection (b) as fall within the respective scope of their duties as specified in law.

(d) COORDINATION OF AUDITS.—The Inspectors General specified in subsection (c) shall work to coordinate the performance of the audits required by subsection (a) and identified in the audit plans developed under to subsection (b) including through councils and working groups composed of such Inspectors General.

(e) JOINT AUDITS.—If one or more audits required by subsection (a) and identified in an audit plan developed under subsection (b) falls within the scope of the duties of more than one of the Inspectors General specified in subsection (c), and such Inspectors General agree that such audit or audits are best pursued jointly, such Inspectors General shall enter into a memorandum of understanding relating to the performance of such audit or audits.

(f) SEPARATE AUDITS.—If one or more audits required by subsection (a) and identified in an audit plan developed under subsection (b) falls within the scope of the duties of more than one of the Inspectors General specified in subsection (c), and such Inspectors General do not agree that such audit or audits are best pursued jointly, such audit or audits shall be separately performed by one or more of the Inspectors General concerned.

(g) SCOPE OF AUDITS OF CONTRACTS.—Audits conducted pursuant to subsection (a)(1) shall examine, at a minimum, one or more of the following issues:

(1) The manner in which contract requirements were developed.

(2) The procedures under which contracts or task or delivery orders were awarded.

(3) The terms and conditions of contracts or task or delivery orders.

(4) The staffing and method of performance of contractors, including cost controls.

(5) The efficacy of Department of Defense management and oversight, including the adequacy of staffing and training of officials responsible for such management and oversight.

(6) The flow of information from contractors to officials responsible for contract management and oversight.

(h) SCOPE OF AUDITS OF OTHER CONTRACTS.—Audits conducted pursuant to subsection (a)(2) shall examine, at a minimum, one or more of the following issues:

(1) The manner in which contract requirements were developed and contracts or task and delivery orders were awarded.

(2) The manner in which the Federal agency exercised control over the performance of contractors.

(3) The extent to which operational field commanders were able to coordinate or direct the performance of contractors in an area of combat operations.

(4) The degree to which contractor employees were properly screened, selected, trained, and equipped for the functions to be performed.

(5) The nature and extent of any incidents of misconduct or unlawful activity by contractor employees.

(6) The nature and extent of any activity by contractor employees that was inconsistent with the objectives of operational field commanders.

(7) The extent to which any incidents of misconduct or unlawful activity were reported, documented, investigated, and (where appropriate) prosecuted.

(i) INDEPENDENT CONDUCT OF AUDIT FUNCTIONS.—All audit functions under this section, including audit planning and coordination, shall be performed by the relevant Inspectors General in an independent manner, without consultation with the Commission established pursuant to section 841 of this Act. All audit reports resulting from such audits shall be available to the Commission.

SEC. 843. ENHANCED COMPETITION REQUIREMENTS FOR TASK AND DELIVERY ORDER CONTRACTS.

(a) DEFENSE CONTRACTS.—

(1) LIMITATION ON SINGLE AWARD CONTRACTS.—Section 2304a(d) of title 10, United States Code, is amended—

(A) by redesignating paragraph (3) as paragraph (4); and

(B) by inserting after paragraph (2) the following new paragraph (3):

"(3)(A) No task or delivery order contract in an amount estimated to exceed $100,000,000 (including all options) may be awarded to a single source unless the head of the agency determines in writing that—

"(i) the task or delivery orders expected under the contract are so integrally related that only a single source can reasonably perform the work;

"(ii) the contract provides only for firm, fixed price task orders or delivery orders for—

"(I) products for which unit prices are established in the contract; or

"(II) services for which prices are established in the contract for the specific tasks to be performed;

"(iii) only one source is qualified and capable of performing the work at a reasonable price to the government; or

"(iv) because of exceptional circumstances, it is necessary in the public interest to award the contract to a single source.

"(B) The head of the agency shall notify Congress within 30 days after any determination under subparagraph (A)(iv).".

(2) ENHANCED COMPETITION FOR ORDERS IN EXCESS OF $5,000,000.—Section 2304c of such title is amended—

(A) by redesignating subsections (d), (e), and (f) as subsections (e), (f), and (g), respectively;

(B) by inserting after subsection (c) the following new subsection (d):

"(d) ENHANCED COMPETITION FOR ORDERS IN EXCESS OF $5,000,000.—In the case of a task or delivery order in excess of $5,000,000, the requirement to provide all contractors a fair opportunity to be considered under subsection (b) is not met unless all such contractors are provided, at a minimum—

"(1) a notice of the task or delivery order that includes a clear statement of the agency's requirements;

"(2) a reasonable period of time to provide a proposal in response to the notice;

"(3) disclosure of the significant factors and subfactors, including cost or price, that the agency expects to consider in evaluating such proposals, and their relative importance;

"(4) in the case of an award that is to be made on a best value basis, a written statement documenting the basis for the award and the relative importance of quality and price or cost factors; and

"(5) an opportunity for a post-award debriefing consistent with the requirements of section 2305(b)(5) of this title."; and

(C) by striking subsection (e), as redesignated by paragraph (1), and inserting the following new subsection (e):

"(e) PROTESTS.—(1) A protest is not authorized in connection with the issuance or proposed issuance of a task or delivery order except for—

"(A) a protest on the ground that the order increases the scope, period, or maximum value of the contract under which the order is issued; or

"(B) a protest of an order valued in excess of $10,000,000.

"(2) Notwithstanding section 3556 of title 31, the Comptroller General of the United States shall have exclusive jurisdiction of a protest authorized under paragraph (1)(B).

"(3) This subsection shall be in effect for three years, beginning on the date that is 120 days after the date of the enactment of the National Defense Authorization Act for Fiscal Year 2008.".

(3) EFFECTIVE DATES.—

(A) SINGLE AWARD CONTRACTS.—The amendments made by paragraph (1) shall take effect on the date that is 120 days after the date of the enactment of this Act, and shall apply with respect to any contract awarded on or after such date.

(B) ORDERS IN EXCESS OF $5,000,000.—The amendments made by paragraph (2) shall take effect on the date that is 120 days after the date of the enactment of this Act, and shall apply with respect to any task or delivery order awarded on or after such date.

(b) CIVILIAN AGENCY CONTRACTS.—

(1) LIMITATION ON SINGLE AWARD CONTRACTS.—Section 303H(d) of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 253h(d)) is amended—

(A) by redesignating paragraph (3) as paragraph (4); and

(B) by inserting after paragraph (2) the following new paragraph (3):

"(3)(A) No task or delivery order contract in an amount estimated to exceed $100,000,000 (including all options) may be award-

ed to a single source unless the head of the executive agency determines in writing that—

"(i) the task or delivery orders expected under the contract are so integrally related that only a single source can reasonably perform the work;

"(ii) the contract provides only for firm, fixed price task orders or delivery orders for—

"(I) products for which unit prices are established in the contract; or

"(II) services for which prices are established in the contract for the specific tasks to be performed;

"(iii) only one source is qualified and capable of performing the work at a reasonable price to the government; or

"(iv) because of exceptional circumstances, it is necessary in the public interest to award the contract to a single source.

"(B) The head of the executive agency shall notify Congress within 30 days after any determination under subparagraph (A)(iv).".

(2) ENHANCED COMPETITION FOR ORDERS IN EXCESS OF $5,000,000.—Section 303J of such Act (41 U.S.C. 253j) is amended—

(A) by redesignating subsections (d), (e), and (f) as subsections (e), (f), and (g), respectively;

(B) by inserting after subsection (c) the following new subsection (d):

"(d) ENHANCED COMPETITION FOR ORDERS IN EXCESS OF $5,000,000.—In the case of a task or delivery order in excess of $5,000,000, the requirement to provide all contractors a fair opportunity to be considered under subsection (b) is not met unless all such contractors are provided, at a minimum—

"(1) a notice of the task or delivery order that includes a clear statement of the executive agency's requirements;

"(2) a reasonable period of time to provide a proposal in response to the notice;

"(3) disclosure of the significant factors and subfactors, including cost or price, that the executive agency expects to consider in evaluating such proposals, and their relative importance;

"(4) in the case of an award that is to be made on a best value basis, a written statement documenting the basis for the award and the relative importance of quality and price or cost factors; and

"(5) an opportunity for a post-award debriefing consistent with the requirements of section 303B(e)."; and

(C) by striking subsection (e), as redesignated by paragraph (1), and inserting the following new subsection (e):

"(e) PROTESTS.—(1) A protest is not authorized in connection with the issuance or proposed issuance of a task or delivery order except for—

"(A) a protest on the ground that the order increases the scope, period, or maximum value of the contract under which the order is issued; or

"(B) a protest of an order valued in excess of $10,000,000.

"(2) Notwithstanding section 3556 of title 31, United States Code, the Comptroller General of the United States shall have exclusive jurisdiction of a protest authorized under paragraph (1)(B).

"(3) This subsection shall be in effect for three years, beginning on the date that is 120 days after the date of the enactment of the National Defense Authorization Act for Fiscal Year 2008.".

(3) EFFECTIVE DATES.—

(A) SINGLE AWARD CONTRACTS.—The amendments made by paragraph (1) shall take effect on the date that is 120 days after the date of the enactment of this Act, and shall apply with respect to any contract awarded on or after such date.

(B) ORDERS IN EXCESS OF $5,000,000.—The amendments made by paragraph (2) shall take effect on the date that is 120 days after the date of the enactment of this Act, and shall apply with respect to any task or delivery order awarded on or after such date.

SEC. 844. PUBLIC DISCLOSURE OF JUSTIFICATION AND APPROVAL DOCUMENTS FOR NONCOMPETITIVE CONTRACTS.

(a) CIVILIAN AGENCY CONTRACTS.—

(1) IN GENERAL.—Section 303 of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 253) is amended by adding at the end the following new subsection:

"(j)(1)(A) Except as provided in subparagraph (B), in the case of a procurement permitted by subsection (c), the head of an executive agency shall make publicly available, within 14 days after the award of the contract, the documents containing the justification and approval required by subsection (f)(1) with respect to the procurement.

"(B) In the case of a procurement permitted by subsection (c)(2), subparagraph (A) shall be applied by substituting '30 days' for '14 days'.

"(2) The documents shall be made available on the website of the agency and through a government-wide website selected by the Administrator for Federal Procurement Policy.

"(3) This subsection does not require the public availability of information that is exempt from public disclosure under section 552(b) of title 5, United States Code.".

(2) CONFORMING AMENDMENT.—Section 303(f) of such Act is amended—

(A) by striking paragraph (4); and

(B) by redesignating paragraph (5) as paragraph (4).

(b) DEFENSE AGENCY CONTRACTS.—

(1) IN GENERAL.—Section 2304 of title 10, United States Code, is amended by adding at the end the following new subsection:

"(l)(1)(A) Except as provided in subparagraph (B), in the case of a procurement permitted by subsection (c), the head of an agency shall make publicly available, within 14 days after the award of the contract, the documents containing the justification and approval required by subsection (f)(1) with respect to the procurement.

"(B) In the case of a procurement permitted by subsection (c)(2), subparagraph (A) shall be applied by substituting '30 days' for '14 days'.

"(2) The documents shall be made available on the website of the agency and through a government-wide website selected by the Administrator for Federal Procurement Policy.

"(3) This subsection does not require the public availability of information that is exempt from public disclosure under section 552(b) of title 5.".

(2) CONFORMING AMENDMENT.—Section 2304(f) of such title is amended—

(A) by striking paragraph (4); and

(B) by redesignating paragraphs (5) and (6) as paragraphs (4) and (5), respectively.

SEC. 845. DISCLOSURE OF GOVERNMENT CONTRACTOR AUDIT FINDINGS.

(a) REQUIRED ANNEX ON SIGNIFICANT AUDIT FINDINGS.—

(1) IN GENERAL.—Each Inspector General appointed under the Inspector General Act of 1978 shall submit, as part of the semiannual report submitted to Congress pursuant to section 5 of such Act, an annex on final, completed contract audit reports issued to the contracting activity containing significant audit findings issued during the period covered by the semiannual report concerned.

(2) ELEMENTS.—Such annex shall include—

(A) a list of such contract audit reports;

(B) for each audit report, a brief description of the nature of the significant audit findings in the report; and

(C) for each audit report, the specific amounts of costs identified as unsupported, questioned, or disallowed.

(3) INFORMATION EXEMPT FROM PUBLIC DISCLOSURE.—(A) Nothing in this subsection shall be construed to require the release of information to the public that is exempt from public disclosure under section 552(b) of title 5, United States Code.

(B) For each element required by paragraph (2), the Inspector General concerned shall note each instance where information has been redacted in accordance with the requirements of section 552(b) of title 5, United States Code, and submit an unredacted annex to the committees listed in subsection (d)(2) within 7 days after the issuance of the semiannual report.

(b) DEFENSE CONTRACT AUDIT AGENCY INCLUDED.—For purposes of subsection (a), audits of the Defense Contract Audit Agency shall be included in the annex provided by the Inspector General of the Department of Defense if they include significant audit findings.

(c) EXCEPTION.—Subsection (a) shall not apply to an Inspector General if no audits described in such subsection were issued during the covered period.

(d) SUBMISSION OF INDIVIDUAL AUDITS.—

(1) REQUIREMENT.—The head of each Federal department or agency shall provide, within 14 days after a request in writing by the chairman or ranking member of any committee listed in paragraph (2), a full and unredacted copy of any audit described in subsection (a). Such copy shall include an identification of information in the audit exempt from public disclosure under section 552(b) of title 5, United States Code.

(2) COMMITTEES.—The committees listed in this paragraph are the following:

(A) The Committee on Oversight and Government Reform of the House of Representatives.

(B) The Committee on Homeland Security and Governmental Affairs of the Senate.

(C) The Committees on Appropriations of the House of Representatives and the Senate.

(D) With respect to the Department of Defense and the Department of Energy, the Committees on Armed Services of the Senate and House of Representatives.

(E) The Committees of primary jurisdiction over the agency or department to which the request is made.

(e) CLASSIFIED INFORMATION.—Nothing in this section shall be interpreted to require the handling of classified information or information relating to intelligence sources and methods in a manner inconsistent with any law, regulation, executive order, or rule of the House of Representatives or of the Senate relating to the handling or protection of such information.

(f) DEFINITIONS.—In this section:

(1) SIGNIFICANT AUDIT FINDINGS.—The term "significant audit findings" includes—

(A) unsupported, questioned, or disallowed costs in an amount in excess of $10,000,000; or

(B) other findings that the Inspector General of the agency or department concerned determines to be significant.

(2) CONTRACT.—The term "contract" includes a contract, an order placed under a task or delivery order contract, or a subcontract.

SEC. 846. PROTECTION FOR CONTRACTOR EMPLOYEES FROM REPRISAL FOR DISCLOSURE OF CERTAIN INFORMATION.

(a) INCREASED PROTECTION FROM REPRISAL.—Subsection (a) of section 2409 of title 10, United States Code, is amended—

(1) by striking "disclosing to a Member of Congress" and inserting "disclosing to a Member of Congress, a representative of a committee of Congress, an Inspector General, the Government Accountability Office, a Department of Defense employee responsible for contract oversight or management,"; and

(2) by striking "information relating to a substantial violation of law related to a contract (including the competition for or negotiation of a contract)" and inserting "information that the employee reasonably believes is evidence of gross mismanagement of a Department of Defense contract or grant, a gross waste of Department of Defense funds, a substantial and specific danger to public health or safety, or a violation of law related to a Department of Defense contract (including the competition for or negotiation of a contract) or grant".

(b) CLARIFICATION OF INSPECTOR GENERAL DETERMINATION.—Subsection (b) of such section is amended—

(1) by inserting "(1)" after "INVESTIGATION OF COMPLAINTS.—";

(2) by striking "an agency" and inserting "the Department of Defense, or the Inspector General of the National Aeronautics and Space Administration in the case of a complaint regarding the National Aeronautics and Space Administration"; and

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

"(2)(A) Except as provided under subparagraph (B), the Inspector General shall make a determination that a complaint is frivolous or submit a report under paragraph (1) within 180 days after receiving the complaint.

"(B) If the Inspector General is unable to complete an investigation in time to submit a report within the 180-day period specified in subparagraph (A) and the person submitting the complaint agrees to an extension of time, the Inspector General shall submit a report under paragraph (1) within such additional period of time as shall be agreed upon between the Inspector General and the person submitting the complaint.".

(c) ACCELERATION OF SCHEDULE FOR DENYING RELIEF OR PROVIDING REMEDY.—Subsection (c) of such section is amended—

(1) in paragraph (1), by striking "If the head of the agency determines that a contractor has subjected a person to a reprisal prohibited by subsection (a), the head of the agency may" and inserting after "(1)" the following: "Not later than 30 days after receiving an Inspector General report pursuant to subsection (b), the head of the agency concerned shall determine whether there is sufficient basis to conclude that the contractor concerned has subjected the complainant to a reprisal prohibited by subsection (a) and shall either issue an order denying relief or shall";

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

(3) by inserting after paragraph (1) the following new paragraphs:

"(2) If the head of an executive agency issues an order denying relief under paragraph (1) or has not issued an order within 210 days after the submission of a complaint under subsection (b), or in the case of an extension of time under paragraph (b)(2)(B), not later than 30 days after the expiration of the extension of time, and there is no showing that such delay is due to the bad faith of the complainant, the complainant shall be deemed to have exhausted all administrative remedies with respect to the complaint, and the complainant may bring a de novo action at law or equity against the contractor to seek compensatory damages and other relief available under this section in the appropriate district court of the United States, which shall have jurisdiction over such an action without regard to the amount in controversy. Such an action shall, at the request of either party to the action, be tried by the court with a jury.

"(3) An Inspector General determination and an agency head order denying relief under paragraph (2) shall be admissible in evidence in any de novo action at law or equity brought pursuant to this subsection.".

(d) DEFINITIONS.—Subsection (e) of such section is amended—

(1) in paragraph (4), by inserting "or a grant" after "a contract"; and

(2) by inserting before the period at the end the following: "and any Inspector General that receives funding from, or has oversight over contracts awarded for or on behalf of, the Secretary of Defense".

SEC. 847. REQUIREMENTS FOR SENIOR DEPARTMENT OF DEFENSE OFFICIALS SEEKING EMPLOYMENT WITH DEFENSE CONTRACTORS.

(a) REQUIREMENT TO SEEK AND OBTAIN WRITTEN OPINION.—

(1) REQUEST.—An official or former official of the Department of Defense described in subsection (c) who, within two years after leaving service in the Department of Defense, expects to receive compensation from a Department of Defense contractor, shall, prior to accepting such compensation, request a written opinion regarding the applicability of post-employment restrictions to activities that the official or former official may undertake on behalf of a contractor.

(2) SUBMISSION OF REQUEST.—A request for a written opinion under paragraph (1) shall be submitted in writing to an ethics official of the Department of Defense having responsibility for the organization in which the official or former official serves or served and shall set forth all information relevant to the request, including information relating to government positions held and major duties in those positions, actions taken concerning future employment, positions sought, and future job descriptions, if applicable.

(3) WRITTEN OPINION.—Not later than 30 days after receiving a request by an official or former official of the Department of Defense described in subsection (c), the appropriate ethics counselor shall provide such official or former official a written opinion regarding the applicability or inapplicability of post-employment restrictions to activities that the official or former official may undertake on behalf of a contractor.

(4) CONTRACTOR REQUIREMENT.—A Department of Defense contractor may not knowingly provide compensation to a former Department of Defense official described in subsection (c) within two years after such former official leaves service in the Department of Defense, without first determining that the former official has sought and received (or has not received after 30 days of seeking) a written opinion from the appropriate ethics counselor regarding the applicability of post-employment restrictions to the activities that the former official is expected to undertake on behalf of the contractor.

(5) ADMINISTRATIVE ACTIONS.—In the event that an official or former official of the Department of Defense described in subsection (c), or a Department of Defense contractor, knowingly fails to comply with the requirements of this subsection, the Secretary of Defense may take any of the administrative actions set forth in section 27(e) of the Office of Federal Procurement Policy Act (41 U.S.C. 423(e)) that the Secretary of Defense determines to be appropriate.

(b) RECORDKEEPING REQUIREMENT.—

(1) DATABASE.—Each request for a written opinion made pursuant to this section, and each written opinion provided pursuant to such a request, shall be retained by the Department of Defense in a central database or repository for not less than five years beginning on the date on which the written opinion was provided.

(2) INSPECTOR GENERAL REVIEW.—The Inspector General of the Department of Defense shall conduct periodic reviews to ensure that written opinions are being provided and retained in

accordance with the requirements of this section. The first such review shall be conducted no later than two years after the date of the enactment of this Act.

(c) COVERED DEPARTMENT OF DEFENSE OFFICIALS.—An official or former official of the Department of Defense is covered by the requirements of this section if such official or former official—

(1) participated personally and substantially in an acquisition as defined in section 4(16) of the Office of Federal Procurement Policy Act with a value in excess of $10,000,000 and serves or served—

(A) in an Executive Schedule position under subchapter II of chapter 53 of title 5, United States Code;

(B) in a position in the Senior Executive Service under subchapter VIII of chapter 53 of title 5, United States Code; or

(C) in a general or flag officer position compensated at a rate of pay for grade O-7 or above under section 201 of title 37, United States Code; or

(2) serves or served as a program manager, deputy program manager, procuring contracting officer, administrative contracting officer, source selection authority, member of the source selection evaluation board, or chief of a financial or technical evaluation team for a contract in an amount in excess of $10,000,000.

(d) DEFINITION.—In this section, the term "post-employment restrictions" includes—

(1) section 27 of the Office of Federal Procurement Policy Act (41 U.S.C. 423);

(2) section 207 of title 18, United States Code; and

(3) any other statute or regulation restricting the employment or activities of individuals who leave government service in the Department of Defense.

SEC. 848. REPORT ON CONTRACTOR ETHICS PROGRAMS OF MAJOR DEFENSE CONTRACTORS.

(a) REPORT REQUIRED.—Not later than one year after the date of the enactment of this Act, the Comptroller General of the United States shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the internal ethics programs of major defense contractors.

(b) ELEMENTS.—The report required by subsection (a) shall address, at a minimum—

(1) the extent to which major defense contractors have internal ethics programs in place;

(2) the extent to which the ethics programs described in paragraph (1) include—

(A) the availability of internal mechanisms, such as hotlines, for contractor employees to report conduct that may violate applicable requirements of law or regulation;

(B) notification to contractor employees of the availability of external mechanisms, such as the hotline of the Inspector General of the Department of Defense, for the reporting of conduct that may violate applicable requirements of law or regulation;

(C) notification to contractor employees of their right to be free from reprisal for disclosing a substantial violation

of law related to a contract, in accordance with section 2409 of title 10, United States Code;

(D) ethics training programs for contractor officers and employees;

(E) internal audit or review programs to identify and address conduct that may violate applicable requirements of law or regulation;

(F) self-reporting requirements, under which contractors report conduct that may violate applicable requirements of law or regulation to appropriate government officials;

(G) disciplinary action for contractor employees whose conduct is determined to have violated applicable requirements of law or regulation; and

(H) appropriate management oversight to ensure the successful implementation of such ethics programs;

(3) the extent to which the Department of Defense monitors or approves the ethics programs of major defense contractors; and

(4) the advantages and disadvantages of legislation requiring that defense contractors develop internal ethics programs and requiring that specific elements be included in such ethics programs.

(c) ACCESS TO INFORMATION.—In accordance with the contract clause required pursuant to section 2313(c) of title 10, United States Code, each major defense contractor shall provide the Comptroller General access to information requested by the Comptroller General that is within the scope of the report required by this section.

(d) MAJOR DEFENSE CONTRACTOR DEFINED.—In this section, the term "major defense contractor" means any company that was awarded contracts by the Department of Defense during fiscal year 2006 in amounts totaling more than $500,000,000.

SEC. 849. CONTINGENCY CONTRACTING TRAINING FOR PERSONNEL OUTSIDE THE ACQUISITION WORKFORCE AND EVALUATIONS OF ARMY COMMISSION RECOMMENDATIONS.

(a) TRAINING REQUIREMENT.—Section 2333 of title 10, United States Code is amended—

(1) by redesignating subsection (e) as subsection (f); and

(2) by inserting after subsection (d) the following new subsection (e):

"(e) TRAINING FOR PERSONNEL OUTSIDE ACQUISITION WORKFORCE.—(1) The joint policy for requirements definition, contingency program management, and contingency contracting required by subsection (a) shall provide for training of military personnel outside the acquisition workforce (including operational field commanders and officers performing key staff functions for operational field commanders) who are expected to have acquisition responsibility, including oversight duties associated with contracts or contractors, during combat operations, post-conflict operations, and contingency operations.

"(2) Training under paragraph (1) shall be sufficient to ensure that the military personnel referred to in that paragraph understand the scope and scale of contractor support they will experience in contingency operations and are prepared for their roles and responsibilities with regard to requirements definition, program man-

agement (including contractor oversight), and contingency contracting.

"(3) The joint policy shall also provide for the incorporation of contractors and contract operations in mission readiness exercises for operations that will include contracting and contractor support.".

(b) ORGANIZATIONAL REQUIREMENTS.—

(1) EVALUATION BY THE SECRETARY OF DEFENSE.—The Secretary of Defense, in consultation with the Chairman of the Joint Chiefs of Staff, shall evaluate the recommendations included in the report of the Commission on Army Acquisition and Program Management in Expeditionary Operations and shall determine the extent to which such recommendations are applicable to the other Armed Forces. Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense shall submit a report to the congressional defense committees with the conclusions of this evaluation and a description of the Secretary's plans for implementing the Commission's recommendations for Armed Forces other than the Army.

(2) EVALUATION BY THE SECRETARY OF THE ARMY.—The Secretary of the Army, in consultation with the Chief of Staff of the Army, shall evaluate the recommendations included in the report of the Commission on Army Acquisition and Program Management in Expeditionary Operations. Not later than 120 days after the date of the enactment of this Act, the Secretary of the Army shall submit to the congressional defense committees a report detailing the Secretary's plans for implementation of the recommendations of the Commission. The report shall include the following:

(A) For each recommendation that has been implemented, or that the Secretary plans to implement—

(i) a summary of all actions that have been taken to implement such recommendation; and

(ii) a schedule, with specific milestones, for completing the implementation of such recommendation.

(B) For each recommendation that the Secretary has not implemented and does not plan to implement—

(i) the reasons for the decision not to implement such recommendation; and

(ii) a summary of any alternative actions the Secretary plans to take to address the purposes underlying such recommendation.

(C) For each recommendation that would require legislation to implement, the Secretary's recommendations regarding such legislation.

(c) COMPTROLLER GENERAL REPORT.—Section 854(c) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2346) is amended by adding at the end the following new paragraph:

"(3) COMPTROLLER GENERAL REPORT.—Not later than 180 days after the date on which the Secretary of Defense submits the final report required by paragraph (2), the Comptroller General of the United States shall—

"(A) review the joint policies developed by the Secretary, including the implementation of such policies; and

"(B) submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the extent to which such policies, and the implementation of such policies, comply with the requirements of section 2333 of title 10, United States Code (as so amended).".

Subtitle E—Acquisition Workforce Provisions

SEC. 851. REQUIREMENT FOR SECTION ON DEFENSE ACQUISITION WORKFORCE IN STRATEGIC HUMAN CAPITAL PLAN.

(a) IN GENERAL.—In the update of the strategic human capital plan for 2008, and in each subsequent update, the Secretary of Defense shall include a separate section focused on the defense acquisition workforce, including both military and civilian personnel.

(b) FUNDING.—The section shall contain—

(1) an identification of the funding programmed for defense acquisition workforce improvements, including a specific identification of funding provided in the Department of Defense Acquisition Workforce Fund established under section 1705 of title 10, United States Code (as added by section 852 of this Act);

(2) an identification of the funding programmed for defense acquisition workforce training in the future-years defense program, including a specific identification of funding provided by the acquisition workforce training fund established under section 37(h)(3) of the Office of Federal Procurement Policy Act (41 U.S.C. 433(h)(3));

(3) a description of how the funding identified pursuant to paragraphs (1) and (2) will be implemented during the fiscal year concerned to address the areas of need identified in accordance with subsection (c);

(4) a statement of whether the funding identified under paragraphs (1) and (2) is being fully used; and

(5) a description of any continuing shortfall in funding available for the defense acquisition workforce.

(c) AREAS OF NEED.—The section also shall identify any areas of need in the defense acquisition workforce, including—

(1) gaps in the skills and competencies of the current or projected defense acquisition workforce;

(2) changes to the types of skills needed in the current or projected defense acquisition workforce;

(3) incentives to retain in the defense acquisition workforce qualified, experienced defense acquisition workforce personnel; and

(4) incentives for attracting new, high-quality personnel to the defense acquisition workforce.

(d) STRATEGIC HUMAN CAPITAL PLAN DEFINED.—In this section, the term "strategic human capital plan" means the strategic human capital plan required under section 1122 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3452; 10 U.S.C. prec. 1580 note).

SEC. 852. DEPARTMENT OF DEFENSE ACQUISITION WORKFORCE DEVELOPMENT FUND.

(a) IN GENERAL.—

(1) ESTABLISHMENT OF FUND.—Chapter 87 of title 10, United States Code, is amended by inserting after section 1704 the following new section:

"§ 1705. Department of Defense Acquisition Workforce Development Fund

"(a) ESTABLISHMENT.—The Secretary of Defense shall establish a fund to be known as the 'Department of Defense Acquisition Workforce Fund' (in this section referred to as the 'Fund') to provide funds, in addition to other funds that may be available, for the recruitment, training, and retention of acquisition personnel of the Department of Defense.

"(b) PURPOSE.—The purpose of the Fund is to ensure that the Department of Defense acquisition workforce has the capacity, in both personnel and skills, needed to properly perform its mission, provide appropriate oversight of contractor performance, and ensure that the Department receives the best value for the expenditure of public resources.

"(c) MANAGEMENT.—The Fund shall be managed by a senior official of the Department of Defense designated by the Under Secretary of Defense for Acquisition, Technology, and Logistics for that purpose, from among persons with an extensive background in management relating to acquisition and personnel.

"(d) ELEMENTS.—

"(1) IN GENERAL.—The Fund shall consist of amounts as follows:

"(A) Amounts credited to the Fund under paragraph (2).

"(B) Any other amounts appropriated to, credited to, or deposited into the Fund by law.

"(2) CREDITS TO THE FUND.—(A) There shall be credited to the Fund an amount equal to the applicable percentage for a fiscal year of all amounts expended by the Department of Defense in such fiscal year for contract services, other than services relating to research and development and services relating to military construction.

"(B) Not later than 30 days after the end of the third fiscal year quarter of fiscal year 2008, and 30 days after the end of each fiscal year quarter thereafter, the head of each military department and Defense Agency shall remit to the Secretary of Defense an amount equal to the applicable percentage for such fiscal year of the amount expended by such military department or Defense Agency, as the case may be, during such fiscal year quarter for services covered by subparagraph (A). Any amount so remitted shall be credited to the Fund under subparagraph (A).

"(C) For purposes of this paragraph, the applicable percentage for a fiscal year is a percentage as follows:

"(i) For fiscal year 2008, 0.5 percent.

"(ii) For fiscal year 2009, 1 percent.

"(iii) For fiscal year 2010, 1.5 percent.

"(iv) For any fiscal year after fiscal year 2010, 2 percent.

"(D) The Secretary of Defense may reduce a percentage established in subparagraph (C) for any fiscal year, if he deter-

mines that the application of such percentage would result in the crediting of an amount greater than is reasonably needed for the purpose of the Fund. In no event may the Secretary reduce a percentage for any fiscal year below a percentage that results in the deposit in a fiscal year of an amount equal to the following:

"(i) For fiscal year 2008, $300,000,000.

"(ii) For fiscal year 2009, $400,000,000.

"(iii) For fiscal year 2010, $500,000,000.

"(iv) For any fiscal year after fiscal year 2010, $600,000,000.

"(e) AVAILABILITY OF FUNDS.—

"(1) IN GENERAL.—Subject to the provisions of this subsection, amounts in the Fund shall be available to the Secretary of Defense for expenditure, or for transfer to a military department or Defense Agency, for the recruitment, training, and retention of acquisition personnel of the Department of Defense for the purpose of the Fund, including for the provision of training and retention incentives to the acquisition workforce of the Department.

"(2) PROHIBITION.—Amounts in the Fund may not be obligated for any purpose other than purposes described in paragraph (1) or otherwise in accordance with this subsection.

"(3) GUIDANCE.—The Under Secretary of Defense for Acquisition, Technology, and Logistics, acting through the senior official designated to manage the Fund, shall issue guidance for the administration of the Fund. Such guidance shall include provisions—

"(A) identifying areas of need in the acquisition workforce for which amounts in the Fund may be used, including—

"(i) changes to the types of skills needed in the acquisition workforce;

"(ii) incentives to retain in the acquisition workforce qualified, experienced acquisition workforce personnel; and

"(iii) incentives for attracting new, high-quality personnel to the acquisition workforce;

"(B) describing the manner and timing for applications for amounts in the Fund to be submitted;

"(C) describing the evaluation criteria to be used for approving or prioritizing applications for amounts in the Fund in any fiscal year; and

"(D) describing measurable objectives of performance for determining whether amounts in the Fund are being used in compliance with this section.

"(4) LIMITATION ON PAYMENTS TO OR FOR CONTRACTORS.—Amounts in the Fund shall not be available for payments to contractors or contractor employees, other than for the purpose of providing advanced training to Department of Defense employees.

"(5) PROHIBITION ON PAYMENT OF BASE SALARY OF CURRENT EMPLOYEES.—Amounts in the Fund may not be used to pay the base salary of any person who was an employee of the Depart-

ment as of the date of the enactment of the National Defense Authorization Act for Fiscal Year 2008.

"(6) DURATION OF AVAILABILITY.—Amounts credited to the Fund under subsection (d)(2) shall remain available for expenditure in the fiscal year for which credited and the two succeeding fiscal years.

"(f) ANNUAL REPORT.—Not later than 60 days after the end of each fiscal year beginning with fiscal year 2008, the Secretary of Defense shall submit to the congressional defense committees a report on the operation of the Fund during such fiscal year. Each report shall include, for the fiscal year covered by such report, the following:

"(1) A statement of the amounts remitted to the Secretary for crediting to the Fund for such fiscal year by each military department and Defense Agency, and a statement of the amounts credited to the Fund for such fiscal year.

"(2) A description of the expenditures made from the Fund (including expenditures following a transfer of amounts in the Fund to a military department or Defense Agency) in such fiscal year, including the purpose of such expenditures.

"(3) A description and assessment of improvements in the Department of Defense acquisition workforce resulting from such expenditures.

"(4) Recommendations for additional authorities to fulfill the purpose of the Fund.

"(5) A statement of the balance remaining in the Fund at the end of such fiscal year.

"(g) ACQUISITION WORKFORCE DEFINED.—In this section, the term 'acquisition workforce' means personnel in positions designated under section 1721 of this title as acquisition positions for purposes of this chapter.".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of subchapter I of such chapter is amended by inserting after the item relating to section 1704 the following new item:

"1705. Department of Defense Acquisition Workforce Development Fund.".

(b) EFFECTIVE DATE.—Section 1705 of title 10, United States Code, as added by subsection (a), shall take effect on the date of the enactment of this Act.

SEC. 853. EXTENSION OF AUTHORITY TO FILL SHORTAGE CATEGORY POSITIONS FOR CERTAIN FEDERAL ACQUISITION POSITIONS.

Section 1413(b) of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136; 117 Stat. 1665) is amended by striking "September 30, 2007" and inserting "September 30, 2012".

SEC. 854. REPEAL OF SUNSET OF ACQUISITION WORKFORCE TRAINING FUND.

Section 37(h)(3) of the Office of Federal Procurement Policy Act (41 U.S.C. 433(h)(3)) is amended by striking subparagraph (H).

SEC. 855. FEDERAL ACQUISITION WORKFORCE IMPROVEMENTS.

(a) ASSOCIATE ADMINISTRATOR FOR ACQUISITION WORKFORCE PROGRAMS.—The Administrator for Federal Procurement Policy shall designate a member of the Senior Executive Service as the Associate Administrator for Acquisition Workforce Programs. The As-

sociate Administrator for Acquisition Workforce Programs shall be located in the Federal Acquisition Institute (or its successor). The Associate Administrator shall be responsible for—

(1) supervising the acquisition workforce training fund established under section 37(h)(3) of the Office of Federal Procurement Policy Act (41 U.S.C. 433(h)(3));

(2) developing, in coordination with Chief Acquisition Officers and Chief Human Capital Officers, a strategic human capital plan for the acquisition workforce of the Federal Government;

(3) reviewing and providing input to individual agency acquisition workforce succession plans;

(4) recommending to the Administrator and other senior government officials appropriate programs, policies, and practices to increase the quantity and quality of the Federal acquisition workforce; and

(5) carrying out such other functions as the Administrator may assign.

(b) ACQUISITION AND CONTRACTING TRAINING PROGRAMS WITHIN EXECUTIVE AGENCIES.—

(1) REQUIREMENT.—The head of each executive agency, after consultation with the Associate Administrator for Acquisition Workforce Programs, shall establish and operate acquisition and contracting training programs. Such programs shall—

(A) have curricula covering a broad range of acquisition and contracting disciplines corresponding to the specific acquisition and contracting needs of the agency involved;

(B) be developed and applied according to rigorous standards; and

(C) be designed to maximize efficiency, through the use of self-paced courses, online courses, on-the-job training, and the use of remote instructors, wherever such features can be applied without reducing the effectiveness of the training or negatively affecting academic standards.

(2) CHIEF ACQUISITION OFFICER AUTHORITIES AND RESPONSIBILITIES.—Subject to the authority, direction, and control of the head of an executive agency, the Chief Acquisition Officer for such agency shall carry out all powers, functions, and duties of the head of the agency with respect to implementation of this subsection. The Chief Acquisition Officer shall ensure that the policies established by the head of the agency in accordance with this subsection are implemented throughout the agency.

(c) GOVERNMENT-WIDE POLICIES AND EVALUATION.—The Administrator for Federal Procurement Policy shall issue policies to promote the development of performance standards for training and uniform implementation of this section by executive agencies, with due regard for differences in program requirements among agencies that may be appropriate and warranted in view of the agency mission. The Administrator shall evaluate the implementation of the provisions of subsection (b) by executive agencies.

(d) ACQUISITION AND CONTRACTING TRAINING REPORTING.—The Administrator for Federal Procurement Policy shall ensure that the heads of executive agencies collect and maintain standardized infor-

mation on the acquisition and contracting workforce related to the implementation of subsection (b).

(e) ACQUISITION WORKFORCE HUMAN CAPITAL SUCCESSION PLAN.—

(1) IN GENERAL.—Not later than 1 year after the date of the enactment of this Act, each Chief Acquisition Officer for an executive agency shall develop, in consultation with the Chief Human Capital Officer for the agency and the Associate Administrator for Acquisition Workforce Programs, a succession plan consistent with the agency's strategic human capital plan for the recruitment, development, and retention of the agency's acquisition workforce, with a particular focus on warranted contracting officers and program managers of the agency.

(2) CONTENT OF PLAN.—The acquisition workforce succession plan shall address—

(A) recruitment goals for personnel from procurement intern programs;

(B) the agency's acquisition workforce training needs;

(C) actions to retain high performing acquisition professionals who possess critical relevant skills;

(D) recruitment goals for personnel from the Federal Career Intern Program; and

(E) recruitment goals for personnel from the Presidential Management Fellows Program.

(f) TRAINING IN THE ACQUISITION OF ARCHITECT AND ENGINEERING SERVICES.—The Administrator for Federal Procurement Policy shall ensure that a sufficient number of Federal employees are trained in the acquisition of architect and engineering services.

(g) UTILIZATION OF RECRUITMENT AND RETENTION AUTHORITIES.—The Administrator for Federal Procurement Policy, in coordination with the Director of the Office of Personnel Management, shall encourage executive agencies to utilize existing authorities, including direct hire authority and tuition assistance programs, to recruit and retain acquisition personnel and consider recruiting acquisition personnel who may be retiring from the private sector, consistent with existing laws and regulations.

(h) DEFINITIONS.—In this section:

(1) EXECUTIVE AGENCY.—The term "executive agency" has the meaning provided in section 4(1) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(1)).

(2) CHIEF ACQUISITION OFFICER.—The term "Chief Acquisition Officer" means a Chief Acquisition Officer for an executive agency appointed pursuant to section 16 of the Office of Federal Procurement Policy Act (41 U.S.C. 414).

Subtitle F—Contracts in Iraq and Afghanistan

SEC. 861. MEMORANDUM OF UNDERSTANDING ON MATTERS RELATING TO CONTRACTING.

(a) MEMORANDUM OF UNDERSTANDING REQUIRED.—The Secretary of Defense, the Secretary of State, and the Administrator of the United States Agency for International Development shall, not later than July 1, 2008, enter into a memorandum of understanding

regarding matters relating to contracting for contracts in Iraq or Afghanistan.

(b) MATTERS COVERED.—The memorandum of understanding required by subsection (a) shall address, at a minimum, the following:

(1) Identification of the major categories of contracts in Iraq or Afghanistan being awarded by the Department of Defense, the Department of State, or the United States Agency for International Development.

(2) Identification of the roles and responsibilities of each department or agency for matters relating to contracting for contracts in Iraq or Afghanistan.

(3) Responsibility for establishing procedures for, and the coordination of, movement of contractor personnel in Iraq or Afghanistan.

(4) Identification of common databases that will serve as repositories of information on contracts in Iraq or Afghanistan and contractor personnel in Iraq or Afghanistan, including agreement on the elements to be included in the databases, including, at a minimum—

(A) with respect to each contract—

(i) a brief description of the contract (to the extent consistent with security considerations);

(ii) the total value of the contract; and

(iii) whether the contract was awarded competitively; and

(B) with respect to contractor personnel—

(i) the total number of personnel employed on contracts in Iraq or Afghanistan;

(ii) the total number of personnel performing security functions under contracts in Iraq or Afghanistan; and

(iii) the total number of personnel working under contracts in Iraq or Afghanistan who have been killed or wounded.

(5) Responsibility for maintaining and updating information in the common databases identified under paragraph (4).

(6) Responsibility for the collection and referral to the appropriate Government agency of any information relating to offenses under chapter 47 of title 10, United States Code (the Uniform Code of Military Justice) or chapter 212 of title 18, United States Code (commonly referred to as the Military Extraterritorial Jurisdiction Act), including a clarification of responsibilities under section 802(a)(10) of title 10, United States Code (article 2(a) of the Uniform Code of Military Justice), as amended by section 552 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364).

(c) IMPLEMENTATION OF MEMORANDUM OF UNDERSTANDING.—Not later than 120 days after the memorandum of understanding required by subsection (a) is signed, the Secretary of Defense, the Secretary of State, and the Administrator of the United States Agency for International Development shall issue such policies or guidance and prescribe such regulations as are necessary to implement

the memorandum of understanding for the relevant matters pertaining to their respective agencies.

(d) COPIES PROVIDED TO CONGRESS.—

(1) MEMORANDUM OF UNDERSTANDING.—Copies of the memorandum of understanding required by subsection (a) shall be provided to the relevant committees of Congress within 30 days after the memorandum is signed.

(2) REPORT ON IMPLEMENTATION.—Not later than 180 days after the memorandum of understanding required by subsection (a) is signed, the Secretary of Defense, the Secretary of State, and the Administrator of the United States Agency for International Development shall each provide a report to the relevant committees of Congress on the implementation of the memorandum of understanding.

(3) DATABASES.—The Secretary of Defense, the Secretary of State, or the Administrator of the United States Agency for International Development shall provide access to the common databases identified under subsection (b)(4) to the relevant committees of Congress.

(4) CONTRACTS.—Effective on the date of the enactment of this Act, copies of any contracts in Iraq or Afghanistan awarded after December 1, 2007, shall be provided to any of the relevant committees of Congress within 15 days after the submission of a request for such contract or contracts from such committee to the department or agency managing the contract.

SEC. 862. CONTRACTORS PERFORMING PRIVATE SECURITY FUNCTIONS IN AREAS OF COMBAT OPERATIONS.

(a) REGULATIONS ON CONTRACTORS PERFORMING PRIVATE SECURITY FUNCTIONS.—

(1) IN GENERAL.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense, in coordination with the Secretary of State, shall prescribe regulations on the selection, training, equipping, and conduct of personnel performing private security functions under a covered contract in an area of combat operations.

(2) ELEMENTS.—The regulations prescribed under subsection (a) shall, at a minimum, establish—

(A) a process for registering, processing, accounting for, and keeping appropriate records of personnel performing private security functions in an area of combat operations;

(B) a process for authorizing and accounting for weapons to be carried by, or available to be used by, personnel performing private security functions in an area of combat operations;

(C) a process for the registration and identification of armored vehicles, helicopters, and other military vehicles operated by contractors performing private security functions in an area of combat operations;

(D) a process under which contractors are required to report all incidents, and persons other than contractors are permitted to report incidents, in which—

(i) a weapon is discharged by personnel performing private security functions in an area of combat operations;

(ii) personnel performing private security functions in an area of combat operations are killed or injured; or

(iii) persons are killed or injured, or property is destroyed, as a result of conduct by contractor personnel;

(E) a process for the independent review and, if practicable, investigation of—

(i) incidents reported pursuant to subparagraph (D); and

(ii) incidents of alleged misconduct by personnel performing private security functions in an area of combat operations;

(F) requirements for qualification, training, screening (including, if practicable, through background checks), and security for personnel performing private security functions in an area of combat operations;

(G) guidance to the commanders of the combatant commands on the issuance of—

(i) orders, directives, and instructions to contractors performing private security functions relating to equipment, force protection, security, health, safety, or relations and interaction with locals;

(ii) predeployment training requirements for personnel performing private security functions in an area of combat operations, addressing the requirements of this section, resources and assistance available to contractor personnel, country information and cultural training, and guidance on working with host country nationals and military; and

(iii) rules on the use of force for personnel performing private security functions in an area of combat operations;

(H) a process by which a commander of a combatant command may request an action described in subsection (b)(3); and

(I) a process by which the training requirements referred to in subparagraph (G)(ii) shall be implemented.

(3) AVAILABILITY OF ORDERS, DIRECTIVES, AND INSTRUCTIONS.—The regulations prescribed under subsection (a) shall include mechanisms to ensure the provision and availability of the orders, directives, and instructions referred to in paragraph (2)(G)(i) to contractors referred to in that paragraph, including through the maintenance of a single location (including an Internet website, to the extent consistent with security considerations) at or through which such contractors may access such orders, directives, and instructions.

(b) CONTRACT CLAUSE ON CONTRACTORS PERFORMING PRIVATE SECURITY FUNCTIONS.—

(1) REQUIREMENT UNDER FAR.—Not later than 180 days after the date of the enactment of this Act, the Federal Acquisition Regulation issued in accordance with section 25 of the Office of Federal Procurement Policy Act (41 U.S.C. 421) shall be revised to require the insertion into each covered contract (or, in the case of a task order, the contract under which the task order is issued) of a contract clause addressing the selection,

training, equipping, and conduct of personnel performing private security functions under such contract.

(2) CLAUSE REQUIREMENT.—The contract clause required by paragraph (1) shall require, at a minimum, that the contractor concerned shall—

(A) comply with regulations prescribed under subsection (a), including any revisions or updates to such regulations, and follow the procedures established in such regulations for—

(i) registering, processing, accounting for, and keeping appropriate records of personnel performing private security functions in an area of combat operations;

(ii) authorizing and accounting of weapons to be carried by, or available to be used by, personnel performing private security functions in an area of combat operations;

(iii) registration and identification of armored vehicles, helicopters, and other military vehicles operated by contractors and subcontractors performing private security functions in an area of combat operations; and

(iv) the reporting of incidents in which—

(I) a weapon is discharged by personnel performing private security functions in an area of combat operations;

(II) personnel performing private security functions in an area of combat operations are killed or injured; or

(III) persons are killed or injured, or property is destroyed, as a result of conduct by contractor personnel;

(B) ensure that all personnel performing private security functions under such contract are briefed on and understand their obligation to comply with—

(i) qualification, training, screening (including, if practicable, through background checks), and security requirements established by the Secretary of Defense for personnel performing private security functions in an area of combat operations;

(ii) applicable laws and regulations of the United States and the host country, and applicable treaties and international agreements, regarding the performance of the functions of the contractor;

(iii) orders, directives, and instructions issued by the applicable commander of a combatant command relating to equipment, force protection, security, health, safety, or relations and interaction with locals; and

(iv) rules on the use of force issued by the applicable commander of a combatant command for personnel performing private security functions in an area of combat operations; and

(C) cooperate with any investigation conducted by the Department of Defense pursuant to subsection (a)(2)(E) by providing access to employees of the contractor and relevant

information in the possession of the contractor regarding the incident concerned.

(3) NONCOMPLIANCE OF PERSONNEL WITH CLAUSE.—The contracting officer for a covered contract may direct the contractor, at its own expense, to remove or replace any personnel performing private security functions in an area of combat operations who violate or fail to comply with applicable requirements of the clause required by this subsection. If the violation or failure to comply is a gross violation or failure or is repeated, the contract may be terminated for default.

(4) APPLICABILITY.—The contract clause required by this subsection shall be included in all covered contracts awarded on or after the date that is 180 days after the date of the enactment of this Act. Federal agencies shall make best efforts to provide for the inclusion of the contract clause required by this subsection in covered contracts awarded before such date.

(5) INSPECTOR GENERAL REPORT ON PILOT PROGRAM ON IMPOSITION OF FINES FOR NONCOMPLIANCE OF PERSONNEL WITH CLAUSE.—Not later than March 30, 2008, the Inspector General of the Department of Defense shall submit to Congress a report assessing the feasibility and advisability of carrying out a pilot program for the imposition of fines on contractors for personnel who violate or fail to comply with applicable requirements of the clause required by this section as a mechanism for enhancing the compliance of such personnel with the clause. The report shall include—

(A) an assessment of the feasibility and advisability of carrying out the pilot program; and

(B) if the Inspector General determines that carrying out the pilot program is feasible and advisable—

(i) recommendations on the range of contracts and subcontracts to which the pilot program should apply; and

(ii) a schedule of fines to be imposed under the pilot program for various types of personnel actions or failures.

(c) AREAS OF COMBAT OPERATIONS.—

(1) DESIGNATION.—The Secretary of Defense shall designate the areas constituting an area of combat operations for purposes of this section by not later than 120 days after the date of the enactment of this Act.

(2) PARTICULAR AREAS.—Iraq and Afghanistan shall be included in the areas designated as an area of combat operations under paragraph (1).

(3) ADDITIONAL AREAS.—The Secretary may designate any additional area as an area constituting an area of combat operations for purposes of this section if the Secretary determines that the presence or potential of combat operations in such area warrants designation of such area as an area of combat operations for purposes of this section.

(4) MODIFICATION OR ELIMINATION OF DESIGNATION.—The Secretary may modify or cease the designation of an area under this subsection as an area of combat operations if the Secretary determines that combat operations are no longer ongoing in such area.

(d) EXCEPTION.—The requirements of this section shall not apply to contracts entered into by elements of the intelligence community in support of intelligence activities.

SEC. 863. COMPTROLLER GENERAL REVIEWS AND REPORTS ON CONTRACTING IN IRAQ AND AFGHANISTAN.

(a) REVIEWS AND REPORTS REQUIRED.—

(1) IN GENERAL.—Every 12 months, the Comptroller General shall review contracts in Iraq or Afghanistan and submit to the relevant committees of Congress a report on such review.

(2) MATTERS COVERED.—A report under this subsection shall cover the following with respect to the contracts in Iraq or Afghanistan reviewed for the report:

(A) Total number of contracts and task orders awarded during the period covered by the report.

(B) Total number of active contracts and task orders.

(C) Total value of all contracts and task orders awarded during the reporting period.

(D) Total value of active contracts and task orders.

(E) The extent to which such contracts have used competitive procedures.

(F) Total number of contractor personnel working on contracts during the reporting period.

(G) Total number of contractor personnel, on average, who are performing security functions during the reporting period.

(H) The number of contractor personnel killed or wounded during the reporting period.

(I) Information on any specific contract or class of contracts that the Comptroller General determines raises issues of significant concern.

(3) SUBMISSION OF REPORTS.—The Comptroller General shall submit an initial report under this subsection not later than October 1, 2008, and shall submit an updated report every year thereafter until October 1, 2010.

(b) ACCESS TO DATABASES ON CONTRACTS.—The Secretary of Defense and the Secretary of State shall provide full access to the databases described in section 861(b)(4) to the Comptroller General for purposes of the reviews carried out under this section.

SEC. 864. DEFINITIONS AND OTHER GENERAL PROVISIONS.

(a) DEFINITIONS.—In this subtitle:

(1) MATTERS RELATING TO CONTRACTING.—The term "matters relating to contracting", with respect to contracts in Iraq and Afghanistan, means all matters relating to awarding, funding, managing, tracking, monitoring, and providing oversight to contracts and contractor personnel.

(2) CONTRACT IN IRAQ OR AFGHANISTAN.—The term "contract in Iraq or Afghanistan" means a contract with the Department of Defense, the Department of State, or the United States Agency for International Development, a subcontract at any tier issued under such a contract, or a task order or delivery order at any tier issued under such a contract (including a contract, subcontract, or task order or delivery order issued by another Government agency for the Department of Defense, the Department of State, or the United States Agency for International De-

velopment), if the contract, subcontract, or task order or delivery order involves work performed in Iraq or Afghanistan for a period longer than 14 days.

(3) COVERED CONTRACT.—The term "covered contract" means—

(A) a contract of a Federal agency for the performance of services in an area of combat operations, as designated by the Secretary of Defense under subsection (c) of section 862;

(B) a subcontract at any tier under such a contract; or

(C) a task order or delivery order issued under such a contract or subcontract.

(4) CONTRACTOR.—The term "contractor", with respect to a covered contract, means the contractor or subcontractor carrying out the covered contract.

(5) PRIVATE SECURITY FUNCTIONS.—The term "private security functions" means activities engaged in by a contractor under a covered contract as follows:

(A) Guarding of personnel, facilities, or property of a Federal agency, the contractor or subcontractor, or a third party.

(B) Any other activity for which personnel are required to carry weapons in the performance of their duties.

(6) RELEVANT COMMITTEES OF CONGRESS.—The term "relevant committees of Congress" means each of the following committees:

(A) The Committees on Armed Services of the Senate and the House of Representatives.

(B) The Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Oversight and Government Reform of the House of Representatives.

(C) The Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives.

(D) For purposes of contracts relating to the National Foreign Intelligence Program, the Select Committee on Intelligence of the Senate and the Permanent Select Committee on Intelligence of the House of Representatives.

(b) CLASSIFIED INFORMATION.—Nothing in this subtitle shall be interpreted to require the handling of classified information or information relating to intelligence sources and methods in a manner inconsistent with any law, regulation, executive order, or rule of the House of Representatives or of the Senate relating to the handling or protection of such information.

Subtitle G—Defense Materiel Readiness Board

SEC. 871. ESTABLISHMENT OF DEFENSE MATERIEL READINESS BOARD.

(a) ESTABLISHMENT.—Not later than six months after the date of the enactment of this Act, the Secretary of Defense shall establish

a Defense Materiel Readiness Board (in this subtitle referred to as the "Board") within the Office of the Secretary of Defense.

(b) MEMBERSHIP.—The Secretary shall appoint the chairman and the members of the Board from among officers of the Armed Forces with expertise in matters relevant to the function of the Board to assess materiel readiness and evaluate plans and policies relating to materiel readiness. At a minimum, the Board shall include representatives of the Joint Chiefs of Staff, each of the Armed Forces, and each of the reserve components of the Armed Forces.

(c) STAFF.—The Secretary of Defense shall assign staff, and request the Secretaries of the military departments to assign staff, as necessary to assist the Board in carrying out its duties.

(d) FUNCTIONS.—The Board shall provide independent assessments of materiel readiness, material readiness shortfalls, and material readiness plans to the Secretary of Defense and the Congress. To carry out such functions, the Board shall—

(1) monitor and assess the materiel readiness of the Armed Forces;

(2) assist the Secretary of Defense in the identification of deficiencies in the material readiness of the Armed Forces caused by shortfalls in weapons systems, equipment, and supplies;

(3) identify shortfalls in materiel readiness, including critical materiel readiness shortfalls, for purposes of the Secretary's designations under section 872 and the funding needed to address such shortfalls;

(4) assess the adequacy of current Department of Defense plans, policies, and programs to address shortfalls in materiel readiness, including critical materiel readiness shortfalls (as designated by the Secretary under section 872), and to sustain and improve materiel readiness;

(5) assist the Secretary of Defense in determining whether the industrial capacity of the Department of Defense and of the defense industrial base is being best utilized to support the materiel readiness needs of the Armed Forces;

(6) review and assess Department of Defense systems for measuring the status of current materiel readiness of the Armed Forces; and

(7) make recommendations with respect to materiel readiness funding, measurement techniques, plans, policies, and programs.

(e) REPORTS.—The Board shall submit to the Secretary of Defense a report summarizing its findings and recommendations not less than once every six months. Within 30 days after receiving a report from the Board, the Secretary shall forward the report in its entirety, together with his comments, to the congressional defense committees. The report shall be submitted in unclassified form. To the extent necessary, the report may be accompanied by a classified annex.

SEC. 872. CRITICAL MATERIEL READINESS SHORTFALLS.

(a) DESIGNATION OF CRITICAL MATERIEL READINESS SHORTFALLS.—

(1) DESIGNATION.—The Secretary of Defense may designate any requirement of the Armed Forces for equipment or supplies as a critical materiel readiness shortfall if there is a shortfall

in the required equipment or supplies that materially reduces readiness of the Armed Forces and that—

(A) cannot be adequately addressed by identifying acceptable substitute capabilities or cross leveling of equipment that does not unacceptably reduce the readiness of other Armed Forces; and

(B) that is likely to persist for more than two years based on currently projected budgets and schedules for deliveries of equipment and supplies.

(2) CONSIDERATION OF BOARD FINDINGS AND RECOMMENDATIONS.—In making any such designation, the Secretary shall take into consideration the findings and recommendations of the Defense Materiel Readiness Board.

(b) MEASURES TO ADDRESS CRITICAL MATERIEL READINESS SHORTFALLS.—The Secretary of Defense shall ensure that critical materiel readiness shortfalls designated pursuant to subsection (a)(1) are transmitted to the relevant officials of the Department of Defense responsible for requirements, budgets, and acquisition, and that such officials prioritize and address such shortfalls in the shortest time frame practicable.

(c) TRANSFER AUTHORITY.—

(1) IN GENERAL.—The amounts of authorizations that the Secretary may transfer under the authority of section 1001 of this Act is hereby increased by $2,000,000,000.

(2) LIMITATIONS.—The additional transfer authority provided by this section—

(A) may be made only from authorizations to the Department of Defense for fiscal year 2008;

(B) may be exercised solely for the purpose of addressing critical materiel readiness shortfalls as designated by the Secretary of Defense under subsection (a); and

(C) is subject to the same terms, conditions, and procedures as other transfer authority under section 1001 of this Act.

(d) STRATEGIC READINESS FUND.—

(1) ESTABLISHMENT.—There is established on the books of the Treasury a fund to be known as the Department of Defense Strategic Readiness Fund (in this subsection referred to as the "Fund"), which shall be administered by the Secretary of the Treasury.

(2) PURPOSES.—The Fund shall be used to address critical materiel readiness shortfalls as designated by the Secretary of Defense under subsection (a).

(3) ASSETS OF FUND.—There shall be deposited into the Fund any amount appropriated to the Fund, which shall constitute the assets of the Fund.

(4) LIMITATION.—The procurement unit cost (as defined in section 2432(a) of title 10, United States Code) of any item purchased using assets of the Fund, whether such assets are in the Fund or after such assets have been transferred from the Fund using the authority provided in subsection (c), shall not exceed $30,000,000.

(e) MULTIYEAR CONTRACT NOTIFICATION.—

(1) NOTIFICATION.—If the Secretary of a military department makes the determination described in paragraph (2) with

respect to the use of a multiyear contract, the Secretary shall notify the congressional defense committees within 30 days of the determination and provide a detailed description of the proposed multiyear contract.

(2) DETERMINATION.—The determination referred to in paragraph (1) is a determination by the Secretary of a military department that the use of a multiyear contract to procure an item to address a critical materiel readiness shortfall—

(A) will significantly accelerate efforts to address a critical materiel readiness shortfall;

(B) will provide savings compared to the total anticipated costs of carrying out the contract through annual contracts; and

(C) will serve the interest of national security.

(f) DEFINITION.—In this section, the term "critical materiel readiness shortfall" means a critical materiel readiness shortfall designated by the Secretary of Defense under this section.

Subtitle H—Other Matters

SEC. 881. CLEARINGHOUSE FOR RAPID IDENTIFICATION AND DISSEMINATION OF COMMERCIAL INFORMATION TECHNOLOGIES.

(a) REQUIREMENT TO ESTABLISH CLEARINGHOUSE.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense, acting through the Assistant Secretary of Defense for Networks and Information Integration, shall establish a clearinghouse for identifying, assessing, and disseminating knowledge about readily available information technologies (with an emphasis on commercial off-the-shelf information technologies) that could support the warfighting mission of the Department of Defense.

(b) RESPONSIBILITIES.—The clearinghouse established pursuant to subsection (a) shall be responsible for the following:

(1) Developing a process to rapidly assess and set priorities and needs for significant information technology needs of the Department of Defense that could be met by commercial technologies, including a process for—

(A) aligning priorities and needs with the requirements of the commanders of the combatant command; and

(B) proposing recommendations to the commanders of the combatant command of feasible technical solutions for further evaluation.

(2) Identifying and assessing emerging commercial technologies (including commercial off-the-shelf technologies) that could support the warfighting mission of the Department of Defense, including the priorities and needs identified pursuant to paragraph (1).

(3) Disseminating information about commercial technologies identified pursuant to paragraph (2) to commanders of combatant commands and other potential users of such technologies.

(4) Identifying gaps in commercial technologies and working to stimulate investment in research and development in the public and private sectors to address those gaps.

(5) Enhancing internal data and communications systems of the Department of Defense for sharing and retaining infor-

mation regarding commercial technology priorities and needs, technologies available to meet such priorities and needs, and ongoing research and development directed toward gaps in such technologies.

(6) Developing mechanisms, including web-based mechanisms, to facilitate communications with industry regarding the priorities and needs of the Department of Defense identified pursuant to paragraph (1) and commercial technologies available to address such priorities and needs.

(7) Assisting in the development of guides to help small information technology companies with promising technologies to understand and navigate the funding and acquisition processes of the Department of Defense.

(8) Developing methods to measure how well processes developed by the clearinghouse are being utilized and to collect data on an ongoing basis to assess the benefits of commercial technologies that are procured on the recommendation of the clearinghouse.

(c) PERSONNEL.—The Secretary of Defense, acting through the Assistant Secretary of Defense for Networks and Information Integration, shall provide for the hiring and support of employees (including detailees from other components of the Department of Defense and from other Federal departments or agencies) to assist in identifying, assessing, and disseminating information regarding commercial technologies under this section.

(d) REPORT TO CONGRESS.—Not later than one year after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the implementation of this section.

SEC. 882. AUTHORITY TO LICENSE CERTAIN MILITARY DESIGNATIONS AND LIKENESSES OF WEAPONS SYSTEMS TO TOY AND HOBBY MANUFACTURERS.

(a) AUTHORITY TO LICENSE CERTAIN ITEMS.—Section 2260 of title 10, United States Code, is amended—

(1) by redesignating subsections (c), (d), and (e) as subsections (d), (e), and (f), respectively; and

(2) by inserting after subsection (b) the following new subsection:

"(c) LICENSES FOR QUALIFYING COMPANIES.—(1) The Secretary concerned may license trademarks, service marks, certification marks, and collective marks owned or controlled by the Secretary relating to military designations and likenesses of military weapons systems to any qualifying company upon receipt of a request from the company.

"(2) For purposes of paragraph (1), a qualifying company is any United States company that—

"(A) is a toy or hobby manufacturer; and

"(B) is determined by the Secretary concerned to be qualified in accordance with such criteria as determined appropriate by the Secretary of Defense.

"(3) The fee for a license under this subsection shall not exceed by more than a nominal amount the amount needed to recover all costs of the Department of Defense in processing the request for the license and supplying the license.

"(4) A license to a qualifying company under this subsection shall provide that the license may not be transferred, sold, or relicensed by the qualifying company.

"(5) A license under this subsection shall not be an exclusive license.".

(b) EFFECTIVE DATE.—The Secretary of Defense shall prescribe regulations to implement the amendment made by this section not later than 180 days after the date of the enactment of this Act.

SEC. 883. MODIFICATIONS TO LIMITATION ON CONTRACTS TO ACQUIRE MILITARY FLIGHT SIMULATOR.

(a) EFFECT ON EXISTING CONTRACTS.—Section 832 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2331) is amended by adding at the end the following new subsection:

"(e) EFFECT ON EXISTING CONTRACTS.—The limitation in subsection (a) does not apply to any service contract of a military department to acquire a military flight simulator, or to any renewal or extension of, or follow-on contract to, such a contract, if—

"(1) the contract was in effect as of October 17, 2006;

"(2) the number of flight simulators to be acquired under the contract (or renewal, extension, or follow-on) will not result in the total number of flight simulators acquired by the military department concerned through service contracts to exceed the total number of flight simulators to be acquired under all service contracts of such department for such simulators in effect as of October 17, 2006; and

"(3) in the case of a renewal or extension of, or follow-on contract to, the contract, the Secretary of the military department concerned provides to the congressional defense committees a written notice of the decision to exercise an option to renew or extend the contract, or to issue a solicitation for bids or proposals using competitive procedures for a follow-on contract, and an economic analysis as described in subsection (c) supporting the decision, at least 30 days before carrying out such decision.".

(b) CHANGE IN GROUNDS FOR WAIVER.—Section 832(c)(1) of such Act, as redesignated by subsection (a), is amend by striking "necessary for national security purposes" and inserting "in the national interest".

SEC. 884. REQUIREMENTS RELATING TO WAIVERS OF CERTAIN DOMESTIC SOURCE LIMITATIONS RELATING TO SPECIALTY METALS.

(a) NOTICE REQUIREMENT.—At least 30 days prior to making a domestic nonavailability determination pursuant to section 2533b(b) of title 10, United States Code, that would apply to more than one contract of the Department of Defense, the Secretary of Defense shall, to the maximum extent practicable and in a manner consistent with the protection of national security information and confidential business information—

(1) publish a notice on the website maintained by the General Services Administration known as FedBizOpps.gov (or any successor site) of the Secretary's intent to make the domestic nonavailability determination; and

(2) solicit information relevant to such notice from interested parties, including producers of specialty metal mill products.

(b) DETERMINATION.—(1) The Secretary shall take into consideration all information submitted pursuant to subsection (a) in making a domestic nonavailability determination pursuant to section 2533b(b) of title 10, United States Code, that would apply to more than one contract of the Department of Defense, and may also consider other relevant information that cannot be made part of the public record consistent with the protection of national security information and confidential business information.

(2) The Secretary shall ensure that any such determination and the rationale for such determination is made publicly available to the maximum extent consistent with the protection of national security information and confidential business information.

SEC. 885. TELEPHONE SERVICES FOR MILITARY PERSONNEL SERVING IN COMBAT ZONES.

(a) COMPETITIVE PROCEDURES REQUIRED.—

(1) REQUIREMENT.—When the Secretary of Defense considers it necessary to provide morale, welfare, and recreation telephone services for military personnel serving in combat zones, the Secretary shall use competitive procedures when entering into a contract to provide those services.

(2) REVIEW AND DETERMINATION.—Before soliciting bids or proposals for new contracts, or considering extensions to existing contracts, to provide morale, welfare, and recreation telephone services for military personnel serving in combat zones, the Secretary shall review and determine whether it is in the best interest of the Department to require bids or proposals, or adjustments for the purpose of extending a contract, to include options that minimize the cost of the telephone services to individual users while providing individual users the flexibility of using phone cards from other than the prospective contractor. The Secretary shall submit the results of this review and determination to the Committees on Armed Services of the Senate and the House of Representatives.

(b) EFFECTIVE DATE.—

(1) REQUIREMENT.—Subsection (a)(1) shall apply to any new contract to provide morale, welfare, and recreation telephone services for military personnel serving in combat zones that is entered into after the date of the enactment of this Act.

(2) REVIEW AND DETERMINATION.—Subsection (a)(2) shall apply to any new contract or extension to an existing contract to provide morale, welfare, and recreation telephone services for military personnel serving in combat zones that is entered into or agreed upon after the date of the enactment of this Act.

SEC. 886. ENHANCED AUTHORITY TO ACQUIRE PRODUCTS AND SERVICES PRODUCED IN IRAQ AND AFGHANISTAN.

(a) IN GENERAL.—In the case of a product or service to be acquired in support of military operations or stability operations in Iraq or Afghanistan (including security, transition, reconstruction, and humanitarian relief activities) for which the Secretary of Defense makes a determination described in subsection (b), the Secretary may conduct a procurement in which—

(1) competition is limited to products or services that are from Iraq or Afghanistan;

(2) procedures other than competitive procedures are used to award a contract to a particular source or sources from Iraq or Afghanistan; or

(3) a preference is provided for products or services that are from Iraq or Afghanistan.

(b) DETERMINATION.—A determination described in this subsection is a determination by the Secretary that—

(1) the product or service concerned is to be used only by the military forces, police, or other security personnel of Iraq or Afghanistan; or

(2) it is in the national security interest of the United States to limit competition, use procedures other than competitive procedures, or provide a preference as described in subsection (a) because—

(A) such limitation, procedure, or preference is necessary to provide a stable source of jobs in Iraq or Afghanistan; and

(B) such limitation, procedure, or preference will not adversely affect—

(i) military operations or stability operations in Iraq or Afghanistan; or

(ii) the United States industrial base.

(c) PRODUCTS, SERVICES, AND SOURCES FROM IRAQ OR AFGHANISTAN.—For the purposes of this section:

(1) A product is from Iraq or Afghanistan if it is mined, produced, or manufactured in Iraq or Afghanistan.

(2) A service is from Iraq or Afghanistan if it is performed in Iraq or Afghanistan by citizens or permanent resident aliens of Iraq or Afghanistan.

(3) A source is from Iraq or Afghanistan if it—

(A) is located in Iraq or Afghanistan; and

(B) offers products or services that are from Iraq or Afghanistan.

SEC. 887. DEFENSE SCIENCE BOARD REVIEW OF DEPARTMENT OF DEFENSE POLICIES AND PROCEDURES FOR THE ACQUISITION OF INFORMATION TECHNOLOGY.

(a) REVIEW REQUIRED.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall direct the Defense Science Board to carry out a review of Department of Defense policies and procedures for the acquisition of information technology.

(b) MATTERS TO BE ADDRESSED.—The matters addressed by the review required by subsection (a) shall include the following:

(1) Department of Defense policies and procedures for acquiring national security systems, business information systems, and other information technology.

(2) The roles and responsibilities in implementing such policies and procedures of—

(A) the Under Secretary of Defense for Acquisition, Technology, and Logistics;

(B) the Chief Information Officer of the Department of Defense;

(C) the Director of the Business Transformation Agency;

(D) the service acquisition executives;

(E) the chief information officers of the military departments;

(F) Defense Agency acquisition officials;

(G) the information officers of the Defense Agencies; and

(H) the Director of Operational Test and Evaluation and the heads of the operational test organizations of the military departments and the Defense Agencies.

(3) The application of such policies and procedures to information technologies that are an integral part of weapons or weapon systems.

(4) The requirements of subtitle III of title 40, United States Code, and chapter 35 of title 44, United States Code, regarding performance-based and results-based management, capital planning, and investment control in the acquisition of information technology.

(5) Department of Defense policies and procedures for maximizing the usage of commercial information technology while ensuring the security of the microelectronics, software, and networks of the Department.

(6) The suitability of Department of Defense acquisition regulations, including Department of Defense Directive 5000.1 and the accompanying milestones, to the acquisition of information technology systems.

(7) The adequacy and transparency of metrics used by the Department of Defense for the acquisition of information technology systems.

(8) The effectiveness of existing statutory and regulatory reporting requirements for the acquisition of information technology systems.

(9) The adequacy of operational and development test resources (including infrastructure and personnel), policies, and procedures to ensure appropriate testing of information technology systems both during development and before operational use.

(10) The appropriate policies and procedures for technology assessment, development, and operational testing for purposes of the adoption of commercial technologies into information technology systems.

(c) REPORT REQUIRED.—Not later than one year after the date of enactment of this Act, the Secretary shall submit to the congressional defense committees a report on the results of the review required by subsection (a). The report shall include the findings and recommendations of the Defense Science Board pursuant to the review, including such recommendations for legislative or administrative action as the Board considers appropriate, together with any comments the Secretary considers appropriate.

SEC. 888. GREEN PROCUREMENT POLICY.

(a) SENSE OF CONGRESS.—It is the sense of Congress that the Department of Defense should establish a system to document and track the use of environmentally preferable products and services.

(b) REPORT.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report on a plan to increase the usage of environmentally friendly products that minimize potential impacts to human health and the environment at all Department of Defense facilities inside and outside the United States, including through the direct purchase of products and the purchase of products by facility maintenance contractors. The report shall also cover consideration of the budgetary impact of implementation of the plan.

SEC. 889. COMPTROLLER GENERAL REVIEW OF USE OF AUTHORITY UNDER THE DEFENSE PRODUCTION ACT OF 1950.

(a) THOROUGH REVIEW REQUIRED.—The Comptroller General of the United States (in this section referred to as the "Comptroller") shall conduct a thorough review of the application of the Defense Production Act of 1950, covering the period beginning on the date of the enactment of the Defense Production Act Reauthorization of 2003 (Public Law 108–195) and ending on the date of the enactment of this Act.

(b) CONSIDERATIONS.—In conducting the review required by this section, the Comptroller shall examine—

(1) the relevance and utility of the authorities provided under the Defense Production Act of 1950 to meet the security challenges of the 21st Century;

(2) the manner in which the authorities provided under such Act have been used by the Federal Government—

(A) to meet security challenges;

(B) to meet current and future defense requirements;

(C) to meet current and future energy requirements;

(D) to meet current and future domestic emergency and disaster response and recovery requirements;

(E) to reduce the interruption of critical infrastructure operations during a terrorist attack, natural catastrophe, or other similar national emergency; and

(F) to safeguard critical components of the United States industrial base, including American aerospace and shipbuilding industries;

(3) the economic impact of foreign offset contracts;

(4) the relative merit of developing rapid and standardized systems for use of the authorities provided under the Defense Production Act of 1950, by any Federal agency; and

(5) such other issues as the Comptroller determines relevant.

(c) REPORT TO CONGRESS.—Not later than 150 days after the date of the enactment of this Act, the Comptroller shall submit to the Committees on Armed Services and on Banking, Housing, and Urban Affairs of the Senate and the Committees on Armed Services and on Financial Services of the House of Representatives a report on the review conducted under this section.

(d) RULES OF CONSTRUCTION ON PROTECTION OF INFORMATION.—Notwithstanding any other provision of law—

(1) the provisions of section 705(d) of the Defense Production Act of 1950 (50 U.S.C. App. 2155(d)) shall not apply to information sought or obtained by the Comptroller for purposes of the review required by this section; and

(2) provisions of law pertaining to the protection of classified information or proprietary information otherwise applicable to information sought or obtained by the Comptroller in carrying out this section shall not be affected by any provision of this section.

SEC. 890. PREVENTION OF EXPORT CONTROL VIOLATIONS.

(a) PREVENTION OF EXPORT CONTROL VIOLATIONS.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall prescribe regulations requiring any contractor under a contract with the Department of Defense to provide goods or technology that is subject to export controls under the Arms Export Control Act or the Export Administration of 1979 (as continued in effect under the International Emergency Economic Powers Act) to comply with those Acts and applicable regulations with respect to such goods and technology, including the International Traffic in Arms Regulations and the Export Administration Regulations. Regulations prescribed under this subsection shall include a contract clause enforcing such requirement.

(b) TRAINING ON EXPORT CONTROLS.—The Secretary of Defense shall ensure that any contractor under a contract with the Department of Defense to provide goods or technology that is subject to export controls under the Arms Export Control Act or the Export Administration of 1979 (as continued in effect under the International Emergency Economic Powers Act) is made aware of any relevant resources made available by the Department of State and the Department of Commerce to assist in compliance with the requirement established by subsection (a) and the need for a corporate compliance plan and periodic internal audits of corporate performance under such plan.

(c) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report assessing the utility of—

(1) requiring defense contractors (or subcontractors at any tier) to periodically report on measures taken to ensure compliance with the International Traffic in Arms Regulations and the Export Administration Regulations;

(2) requiring periodic audits of defense contractors (or subcontractors at any tier) to ensure compliance with all provisions of the International Traffic in Arms Regulations and the Export Administration Regulations;

(3) requiring defense contractors to maintain a corporate training plan to disseminate information to appropriate contractor personnel regarding the applicability of the Arms Export Control Act and the Export Administration Act of 1979; and

(4) requiring a designated corporate liaison, available for training provided by the United States Government, whose primary responsibility would be contractor compliance with the Arms Export Control Act and the Export Administration Act of 1979.

(d) DEFINITIONS.—In this section:

(1) EXPORT ADMINISTRATION REGULATIONS.—The term "Export Administration Regulations" means those regulations con-

tained in sections 730 through 774 of title 15, Code of Federal Regulations (or successor regulations).

(2) INTERNATIONAL TRAFFIC IN ARMS REGULATIONS.—The term "International Traffic in Arms Regulations" means those regulations contained in sections 120 through 130 of title 22, Code of Federal Regulations (or successor regulations).

SEC. 891. PROCUREMENT GOAL FOR NATIVE HAWAIIAN-SERVING INSTITUTIONS AND ALASKA NATIVE-SERVING INSTITUTIONS.

Section 2323 of title 10, United States Code, is amended—

(1) in subsection (a)(1)—

(A) by striking "and" at the end of subparagraph (C);

(B) by striking the period at the end of subparagraph (D) and inserting "; and"; and

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

"(E) Native Hawaiian-serving institutions and Alaska Native-serving institutions (as defined in section 317 of the Higher Education Act of 1965).";

(2) in subsection (a)(2), by inserting after "Hispanic-serving institutions," the following: "Native Hawaiian-serving institutions and Alaska Native-serving institutions,";

(3) in subsection (c)(1), by inserting after "Hispanic-serving institutions," the following: "Native Hawaiian-serving institutions and Alaska Native-serving institutions,"; and

(4) in subsection (c)(3), by inserting after "Hispanic-serving institutions," the following: "to Native Hawaiian-serving institutions and Alaska Native-serving institutions,".

SEC. 892. COMPETITION FOR PROCUREMENT OF SMALL ARMS SUPPLIED TO IRAQ AND AFGHANISTAN.

(a) COMPETITION REQUIREMENT.—For the procurement of pistols and other weapons described in subsection (b), the Secretary of Defense shall ensure, consistent with the provisions of section 2304 of title 10, United States Code, that—

(1) full and open competition is obtained to the maximum extent practicable;

(2) no responsible United States manufacturer is excluded from competing for such procurements; and

(3) products manufactured in the United States are not excluded from the competition.

(b) PROCUREMENTS COVERED.—This section applies to the procurement of the following:

(1) Pistols and other weapons less than 0.50 caliber for assistance to the Army of Iraq, the Iraqi Police Forces, and other Iraqi security organizations.

(2) Pistols and other weapons less than 0.50 caliber for assistance to the Army of Afghanistan, the Afghani Police Forces, and other Afghani security organizations.

TITLE IX—DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT

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Sec. 951. Department of Defense consideration of effect of climate change on Department facilities, capabilities, and missions.
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Subtitle A—Department of Defense Management

SEC. 901. REPEAL OF LIMITATION ON MAJOR DEPARTMENT OF DEFENSE HEADQUARTERS ACTIVITIES PERSONNEL AND RELATED REPORT.

(a) REPEAL OF LIMITATION.—

(1) REPEAL.—Section 130a of title 10, United States Code, is repealed.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 3 of such title is amended by striking the item relating to section 130a.

(b) REPORT REQUIRED.—The Secretary of Defense shall include a report with the defense budget materials for each fiscal year that includes the following information:

(1) The average number of military personnel and civilian employees of the Department of Defense assigned to major Department of Defense headquarters activities for each component of the Department of Defense during the preceding fiscal year.

(2) The total increase in personnel assigned to major headquarters activities, if any, during the preceding fiscal year—

(A) attributable to the replacement of contract personnel with military personnel or civilian employees of the Department of Defense, including the number of positions associated with the replacement of contract personnel performing inherently governmental functions; and

(B) attributable to reasons other than the replacement of contract personnel with military personnel or civilian employees of the Department, such as workload or operational demand increases.

(3) An estimate of the cost savings, if any, associated with the elimination of contracts for the performance of major headquarters activities.

(4) The number of military personnel and civilian employees of the Department of Defense assigned to major headquarters activities for each component of the Department of Defense as of October 1 of the preceding fiscal year.

(c) DEFINITIONS.—In this section:

(1) DEFENSE BUDGET MATERIALS.—The term "defense budget materials", with respect to a fiscal year, means the materials submitted to Congress by the Secretary of Defense in support of the budget for that fiscal year that is submitted to Congress by the President under section 1105 of title 31, United States Code.

(2) CONTRACT PERSONNEL.—The term "contract personnel" means persons hired under a contract with the Department of Defense for the performance of major Department of Defense headquarters activities.

SEC. 902. FLEXIBILITY TO ADJUST THE NUMBER OF DEPUTY CHIEFS AND ASSISTANT CHIEFS.

(a) ARMY.—Section 3035(b) of title 10, United States Code, is amended to read as follows:

"(b) The Secretary of the Army shall prescribe the number of Deputy Chiefs of Staff and Assistant Chiefs of Staff, for a total of not more than eight positions.".

(b) NAVY.—

(1) DEPUTY CHIEFS OF NAVAL OPERATIONS.—Section 5036(a) of title 10, United States Code, is amended—

(A) by striking "There are in the Office of the Chief of Naval Operations not more than five Deputy Chiefs of Naval Operations," and inserting "There are Deputy Chiefs of Naval Operations in the Office of the Chief of Naval Operations,"; and

(B) by adding at the end the following: "The Secretary of the Navy shall prescribe the number of Deputy Chiefs of Naval Operations under this section and Assistant Chiefs of Naval Operations under section 5037 of this title, for a total of not more than eight positions.".

(2) ASSISTANT CHIEFS OF NAVAL OPERATIONS.—Section 5037(a) of such title is amended—

(A) by striking "There are in the Office of the Chief of Naval Operations not more than three Assistant Chiefs of Naval Operations," and inserting "There are Assistant Chiefs of Naval Operations in the Office of the Chief of Naval Operations,"; and

(B) by adding at the end the following: "The Secretary of the Navy shall prescribe the number of Assistant Chiefs of Naval Operations in accordance with section 5036(a) of this title.".

(c) AIR FORCE.—Section 8035(b) of title 10, United States Code, is amended to read as follows:

"(b) The Secretary of the Air Force shall prescribe the number of Deputy Chiefs of Staff and Assistant Chiefs of Staff, for a total of not more than eight positions.".

SEC. 903. CHANGE IN ELIGIBILITY REQUIREMENTS FOR APPOINTMENT TO DEPARTMENT OF DEFENSE LEADERSHIP POSITIONS.

(a) SECRETARY OF DEFENSE.—Section 113(a) of title 10, United States Code, is amended by striking "10" and inserting "seven".

(b) DEPUTY SECRETARY OF DEFENSE.—Section 132(a) of such title is amended by striking "ten" and inserting "seven".

(c) UNDER SECRETARY OF DEFENSE FOR POLICY.—Section 134(a) of such title is amended by striking "10" and inserting "seven".

SEC. 904. MANAGEMENT OF THE DEPARTMENT OF DEFENSE.

(a) ASSIGNMENT OF MANAGEMENT DUTIES AND DESIGNATION OF A CHIEF MANAGEMENT OFFICER AND DEPUTY CHIEF MANAGEMENT OFFICER OF THE DEPARTMENT OF DEFENSE.—

(1) ESTABLISHMENT OF POSITION.—Section 132 of title 10, United States Code is amended—

(A) by redesignating subsection (c) as subsection (d); and

(B) by inserting after subsection (b) the following new subsection (c):

"(c) The Deputy Secretary serves as the Chief Management Officer of the Department of Defense. The Deputy Secretary shall be assisted in this capacity by a Deputy Chief Management Officer, who shall be appointed from civilian life by the President, by and with the advice and consent of the Senate.".

(2) ASSIGNMENT OF DUTIES.—

(A) The Secretary of Defense shall assign duties and authorities relating to the management of the business operations of the Department of Defense.

(B) The Secretary shall assign such duties and authorities to the Chief Management Officer as are necessary for that official to effectively and efficiently organize the business operations of the Department of Defense.

(C) The Secretary shall assign such duties and authorities to the Deputy Chief Management Officer as are necessary for that official to assist the Chief Management Officer to effectively and efficiently organize the business operations of the Department of Defense.

(D) The Deputy Chief Management Officer shall perform the duties and have the authorities assigned by the Secretary under subparagraph (C) and perform such duties and have such authorities as are delegated by the Chief Management Officer.

(3) EXECUTIVE SCHEDULE LEVEL III.—Section 5314 of title 5, United States Code, is amended by inserting after the item relating to the Under Secretary of Defense for Intelligence the following new item:

"Deputy Chief Management Officer of the Department of Defense.".

(4) PLACEMENT IN OSD.—Section 131(b)(2) of title 10, United States Code, is amended—

(A) by redesignating paragraphs (3) through (8) as paragraphs (4) through (9), respectively; and

(B) by inserting after paragraph (2) the following new paragraph (3):

"(3) The Deputy Chief Management Officer of the Department of Defense.".

(b) ASSIGNMENT OF MANAGEMENT DUTIES AND DESIGNATION OF THE CHIEF MANAGEMENT OFFICERS OF THE MILITARY DEPARTMENTS.—

(1) The Secretary of a military department shall assign duties and authorities relating to the management of the business operations of such military department.

(2) The Secretary of a military department, in assigning duties and authorities under paragraph (1) shall designate the Under Secretary of such military department to have the primary management responsibility for business operations, to be known in the performance of such duties as the Chief Management Officer.

(3) The Secretary shall assign such duties and authorities to the Chief Management Officer as are necessary for that official to effectively and efficiently organize the business operations of the military department concerned.

(4) The Chief Management Officer of each military department shall promptly provide such information relating to the business operations of such department to the Chief Management Officer and Deputy Chief Management Officer of the Department of Defense as is necessary to assist those officials in the performance of their duties.

(c) MANAGEMENT OF DEFENSE BUSINESS TRANSFORMATION AGENCY.—Section 192(e)(2) of title 10, United States Code, is

amended by striking "that the Agency" and all that follows and inserting "that the Director of the Agency shall report directly to the Deputy Chief Management Officer of the Department of Defense.".

(d) STRATEGIC MANAGEMENT PLAN REQUIRED.—

(1) REQUIREMENT.—The Secretary of Defense, acting through the Chief Management Officer of the Department of Defense, shall develop a strategic management plan for the Department of Defense.

(2) MATTERS COVERED.—Such plan shall include, at a minimum, detailed descriptions of—

(A) performance goals and measures for improving and evaluating the overall efficiency and effectiveness of the business operations of the Department of Defense and achieving an integrated management system for business support areas within the Department of Defense;

(B) key initiatives to be undertaken by the Department of Defense to achieve the performance goals under subparagraph (A), together with related resource needs;

(C) procedures to monitor the progress of the Department of Defense in meeting performance goals and measures under subparagraph (A);

(D) procedures to review and approve plans and budgets for changes in business operations, including any proposed changes to policies, procedures, processes, and systems, to ensure the compatibility of such plans and budgets with the strategic management plan of the Department of Defense; and

(E) procedures to oversee the development of, and review and approve, all budget requests for defense business systems.

(3) UPDATES.—The Secretary of Defense, acting through the Chief Management Officer, shall update the strategic management plan no later than July 1, 2009, and every two years thereafter and provide a copy to the Committees on Armed Services of the Senate and the House of Representatives.

(e) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall provide to the Committees on Armed Services of the Senate and the House of Representatives a report on the implementation of this section and a copy of the strategic management plan required by subsection (d).

SEC. 905. REVISION IN GUIDANCE RELATING TO COMBATANT COMMAND ACQUISITION AUTHORITY.

Subparagraph (B) of section 905(b)(1) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2353) is amended by striking "and mutually supportive of".

SEC. 906. DEPARTMENT OF DEFENSE BOARD OF ACTUARIES.

(a) ESTABLISHMENT.—

(1) IN GENERAL.—Chapter 7 of title 10, United States Code, is amended by inserting after section 182 the following new section:

"§ 183. Department of Defense Board of Actuaries

"(a) IN GENERAL.—There shall be in the Department of Defense a Department of Defense Board of Actuaries (hereinafter in this section referred to as the 'Board').

"(b) MEMBERS.—(1) The Board shall consist of three members who shall be appointed by the Secretary of Defense from among qualified professional actuaries who are members of the Society of Actuaries.

"(2) The members of the Board shall serve for a term of 15 years, except that a member of the Board appointed to fill a vacancy occurring before the end of the term for which the member's predecessor was appointed shall only serve until the end of such term. A member may serve after the end of the member's term until the member's successor takes office.

"(3) A member of the Board may be removed by the Secretary of Defense only for misconduct or failure to perform functions vested in the Board.

"(4) A member of the Board who is not an employee of the United States is entitled to receive pay at the daily equivalent of the annual rate of basic pay of the highest rate of basic pay then currently being paid under the General Schedule of subchapter III of chapter 53 of title 5 for each day the member is engaged in the performance of the duties of the Board and is entitled to travel expenses, including a per diem allowance, in accordance with section 5703 of that title in connection with such duties.

"(c) DUTIES.—The Board shall have the following duties:

"(1) To review valuations of the Department of Defense Military Retirement Fund in accordance with section 1465(c) of this title and submit to the President and Congress, not less often than once every four years, a report on the status of that Fund, including such recommendations for modifications to the funding or amortization of that Fund as the Board considers appropriate and necessary to maintain that Fund on a sound actuarial basis.

"(2) To review valuations of the Department of Defense Education Benefits Fund in accordance with section 2006(e) of this title and make recommendations to the President and Congress on such modifications to the funding or amortization of that Fund as the Board considers appropriate to maintain that Fund on a sound actuarial basis.

"(3) To review valuations of such other funds as the Secretary of Defense shall specify for purposes of this section and make recommendations to the President and Congress on such modifications to the funding or amortization of such funds as the Board considers appropriate to maintain such funds on a sound actuarial basis.

"(d) RECORDS.—The Secretary of Defense shall ensure that the Board has access to such records regarding the funds referred to in subsection (c) as the Board shall require to determine the actuarial status of such funds.

"(e) REPORTS.—(1) The Board shall submit to the Secretary of Defense on an annual basis a report on the actuarial status of each of the following:

"(A) The Department of Defense Military Retirement Fund.

"(B) The Department of Defense Education Benefits Fund.

"(C) Each other fund specified by Secretary under subsection (c)(3).

"(2) The Board shall also furnish its advice and opinion on matters referred to it by the Secretary.".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 7 of such title is amended by inserting after the item relating to section 182 the following new item:

"183. Department of Defense Board of Actuaries.".

(3) INITIAL SERVICE AS BOARD MEMBERS.—Each member of the Department of Defense Retirement Board of Actuaries or the Department of Defense Education Benefits Board of Actuaries as of the date of the enactment of this Act shall serve as an initial member of the Department of Defense Board of Actuaries under section 183 of title 10, United States Code (as added by paragraph (1)), from that date until the date otherwise provided for the completion of such individual's term as a member of the Department of Defense Retirement Board of Actuaries or the Department of Defense Education Benefits Board of Actuaries, as the case may be, unless earlier removed by the Secretary of Defense.

(b) TERMINATION OF EXISTING BOARDS OF ACTUARIES.—

(1) DEPARTMENT OF DEFENSE RETIREMENT BOARD OF ACTUARIES.—(A) Section 1464 of title 10, United States Code, is repealed.

(B) The table of sections at the beginning of chapter 74 of such title is amended by striking the item relating to section 1464.

(2) DEPARTMENT OF DEFENSE EDUCATION BENEFITS BOARD OF ACTUARIES.—Section 2006 of such title is amended—

(A) in subsection (c)(1), by striking "subsection (g)" and inserting "subsection (f)";

(B) by striking subsection (e);

(C) by redesignating subsections (f), (g), and (h) as subsections (e), (f), and (g), respectively;

(D) in subsection (e), as redesignated by subparagraph (C), by striking "subsection (g)" in paragraph (5) and inserting "subsection (f)"; and

(E) in subsection (f), as so redesignated—

(i) in paragraph (2)(A), by striking "subsection (f)(3)" and inserting "subsection (e)(3)"; and

(ii) in paragraph (2)(B), by striking "subsection (f)(4)" and inserting "subsection (e)(4)".

(c) CONFORMING AMENDMENTS.—

(1) Section 1175(h)(4) of title 10, United States Code, is amended by striking "Retirement" the first place it appears.

(2) Section 1460(b) of such title is amended by striking "Retirement".

(3) Section 1466(c)(3) of such title is amended by striking "Retirement".

(4) Section 12521(6) of such title is amended by striking "Department of Defense Education Benefits Board of Actuaries referred to in section 2006(e)(1) of this title" and inserting "Department of Defense Board of Actuaries under section 183 of this title".

SEC. 907. MODIFICATION OF BACKGROUND REQUIREMENT OF INDIVIDUALS APPOINTED AS UNDER SECRETARY OF DEFENSE FOR ACQUISITION, TECHNOLOGY, AND LOGISTICS.

Section 133(a) of title 10, United States Code, is amended by striking "in the private sector".

SEC. 908. ASSISTANT SECRETARIES OF THE MILITARY DEPARTMENTS FOR ACQUISITION MATTERS; PRINCIPAL MILITARY DEPUTIES.

(a) DEPARTMENT OF THE ARMY.—Section 3016(b) of title 10, United States Code, is amended by adding at the end the following new paragraph:

"(5)(A) One of the Assistant Secretaries shall be the Assistant Secretary of the Army for Acquisition, Technology, and Logistics. The principal duty of the Assistant Secretary shall be the overall supervision of acquisition, technology, and logistics matters of the Department of the Army.

"(B) The Assistant Secretary shall have a Principal Military Deputy, who shall be a lieutenant general of the Army on active duty. The Principal Military Deputy shall be appointed from among officers who have significant experience in the areas of acquisition and program management. The position of Principal Military Deputy shall be designated as a critical acquisition position under section 1733 of this title.".

(b) DEPARTMENT OF THE NAVY.—Section 5016(b) of such title is amended by adding at the end the following new paragraph:

"(4)(A) One of the Assistant Secretaries shall be the Assistant Secretary of the Navy for Research, Development, and Acquisition. The principal duty of the Assistant Secretary shall be the overall supervision of research, development, and acquisition matters of the Department of the Navy.

"(B) The Assistant Secretary shall have a Principal Military Deputy, who shall be a vice admiral of the Navy or a lieutenant general of the Marine Corps on active duty. The Principal Military Deputy shall be appointed from among officers who have significant experience in the areas of acquisition and program management. The position of Principal Military Deputy shall be designated as a critical acquisition position under section 1733 of this title.".

(c) DEPARTMENT OF THE AIR FORCE.—Section 8016(b) of such title is amended by adding at the end the following new paragraph:

"(4)(A) One of the Assistant Secretaries shall be the Assistant Secretary of the Air Force for Acquisition. The principal duty of the Assistant Secretary shall be the overall supervision of acquisition matters of the Department of the Air Force.

"(B) The Assistant Secretary shall have a Principal Military Deputy, who shall be a lieutenant general of the Air Force on active duty. The Principal Military Deputy shall be appointed from among officers who have significant experience in the areas of acquisition and program management. The position of Principal Military Deputy shall be designated as a critical acquisition position under section 1733 of this title.".

(d) DUTY OF PRINCIPAL MILITARY DEPUTIES TO INFORM SERVICE CHIEFS ON MAJOR DEFENSE ACQUISITION PROGRAMS.—Each Principal Military Deputy to a service acquisition executive shall be responsible for keeping the Chief of Staff of the Armed Force concerned informed of the progress of major defense acquisition programs.

SEC. 909. SENSE OF CONGRESS ON TERM OF OFFICE OF THE DIRECTOR OF OPERATIONAL TEST AND EVALUATION.

It is the sense of Congress that the term of office of the Director of Operational Test and Evaluation of the Department of Defense should be not less than five years.

Subtitle B—Space Activities

SEC. 911. SPACE PROTECTION STRATEGY.

(a) SENSE OF CONGRESS.—It is the Sense of Congress that the United States should place greater priority on the protection of national security space systems.

(b) STRATEGY.—The Secretary of Defense, in conjunction with the Director of National Intelligence, shall develop a strategy, to be known as the Space Protection Strategy, for the development and fielding by the United States of the capabilities that are necessary to ensure freedom of action in space for the United States.

(c) MATTERS INCLUDED.—The strategy required by subsection (b) shall include each of the following:

(1) An identification of the threats to, and the vulnerabilities of, the national security space systems of the United States.

(2) A description of the capabilities currently contained in the program of record of the Department of Defense and the intelligence community that ensure freedom of action in space.

(3) For each period covered by the strategy, a description of the capabilities that are needed for the period, including—

(A) the hardware, software, and other materials or services to be developed or procured;

(B) the management and organizational changes to be achieved; and

(C) concepts of operations, tactics, techniques, and procedures to be employed.

(4) For each period covered by the strategy, an assessment of the gaps and shortfalls between the capabilities that are needed for the period and the capabilities currently contained in the program of record.

(5) For each period covered by the strategy, a comprehensive plan for investment in capabilities that identifies specific program and technology investments to be made in that period.

(6) A description of the current processes by which the systems protection requirements of the Department of Defense and the intelligence community are addressed in space acquisition programs and during key milestone decisions, an assessment of the adequacy of those processes, and an identification of the actions of the Department and the intelligence community for addressing any inadequacies in those processes.

(7) A description of the current processes by which the Department of Defense and the intelligence community program and budget for capabilities (including capabilities that are incorporated into single programs and capabilities that span multiple programs), an assessment of the adequacy of those processes, and an identification of the actions of the Department and the intelligence community for addressing any inadequacies in those processes.

(8) A description of the organizational and management structure of the Department of Defense and the intelligence community for addressing policy, planning, acquisition, and operations with respect to capabilities, a description of the roles and responsibilities of each organization, and an identification of the actions of the Department and the intelligence community for addressing any inadequacies in that structure.

(d) PERIODS COVERED.—The strategy required by subsection (b) shall cover the following periods:

(1) Fiscal years 2008 through 2013.

(2) Fiscal years 2014 through 2019.

(3) Fiscal years 2020 through 2025.

(e) DEFINITIONS.—In this section—

(1) the term "capabilities" means space, airborne, and ground systems and capabilities for space situational awareness and for space systems protection; and

(2) the term "intelligence community" has the meaning given such term in section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4)).

(f) REPORT; BIENNIAL UPDATE.—

(1) REPORT.—Not later than six months after the date of the enactment of this Act, the Secretary of Defense, in conjunction with the Director of National Intelligence, shall submit to Congress a report on the strategy required by subsection (b), including each of the matters required by subsection (c).

(2) BIENNIAL UPDATE.—Not later than March 15 of each even-numbered year after 2008, the Secretary of Defense, in conjunction with the Director of National Intelligence, shall submit to Congress an update to the report required by paragraph (1).

(3) CLASSIFICATION.—The report required by paragraph (1), and each update required by paragraph (2), shall be in unclassified form, but may include a classified annex.

(g) CONFORMING REPEAL.—Section 911 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3405; 10 U.S.C. 2271 note) is repealed.

SEC. 912. BIENNIAL REPORT ON MANAGEMENT OF SPACE CADRE WITHIN THE DEPARTMENT OF DEFENSE.

(a) IN GENERAL.—Chapter 23 of title 10, United States Code, is amended by adding at the end the following new section:

"§ 490. Space cadre management: biennial report

"(a) REQUIREMENT.—The Secretary of Defense and each Secretary of a military department shall develop metrics and use these metrics to identify, track, and manage space cadre personnel within the Department of Defense to ensure the Department has sufficient numbers of personnel with the expertise, training, and experience to meet current and future national security space needs.

"(b) BIENNIAL REPORT REQUIRED.—

"(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this section, and every even-numbered year thereafter, the Secretary of Defense shall submit to the congressional defense committees a report on the management of the space cadre.

"(2) MATTERS INCLUDED.—The report required by paragraph (1) shall include—

"(A) the number of active duty, reserve duty, and government civilian space-coded billets that—

"(i) are authorized or permitted to be maintained for each military department and defense agency;

"(ii) are needed or required for each military department and defense agency for the year in which the submission of the report is required; and

"(iii) are needed or required for each military department and defense agency for each of the five years following the date of the submission of the report;

"(B) the actual number of active duty, reserve duty, and government civilian personnel that are coded or classified as space cadre personnel within the Department of Defense, including the military departments and defense agencies;

"(C) the number of personnel recruited or hired as accessions to serve in billets coded or classified as space cadre personnel for each military department and defense agency;

"(D) the number of personnel serving in billets coded or classified as space cadre personnel that discontinued serving each military department and defense agency during the preceding calendar year;

"(E) for each of the reporting requirements in subparagraphs (A) through (D), further classification of the number of personnel by—

"(i) space operators, acquisition personnel, engineers, scientists, program managers, and other space-related areas identified by the Department;

"(ii) expertise or technical specialization area—

"(I) such as communications, missile warning, spacelift, and any other space-related specialties identified by the Department or classifications used by the Department; and

"(II) consistent with section 1721 of this title for acquisition personnel;

"(iii) rank for active duty and reserve duty personnel and grade for government civilian personnel;

"(iv) qualification, expertise, or proficiency level consistent with service and agency-defined qualification, expertise, or proficiency levels; and

"(v) any other such space-related classification categories used by the Department or military departments; and

"(F) any other metrics identified by the Department to improve the identification, tracking, training, and management of space cadre personnel.

"(3) ASSESSMENTS.—The report required by paragraph (1) shall also include the Secretary's assessment of the state of the Department's space cadre, the Secretary's assessment of the space cadres of the military departments, and a description of efforts to ensure the Department has a space cadre sufficient to meet current and future national security space needs.".

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

"490. Space cadre management: biennial report.".

SEC. 913. ADDITIONAL REPORT ON OVERSIGHT OF ACQUISITION FOR DEFENSE SPACE PROGRAMS.

Section 911(b)(1) of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107–314; 116 Stat. 2621) is amended by inserting ", and March 15, 2008," after "March 15, 2003,".

Subtitle C—Chemical Demilitarization Program

SEC. 921. CHEMICAL DEMILITARIZATION CITIZENS ADVISORY COMMISSIONS.

(a) FUNCTIONS.—Section 172 of the National Defense Authorization Act for Fiscal Year 1993 (50 U.S.C. 1521 note) is amended—

(1) in each of subsections (b) and (f), by striking "Assistant Secretary of the Army (Research, Development and Acquisition)" and inserting "Assistant Secretary of the Army (Acquisition, Logistics, and Technology)"; and

(2) in subsection (g), by striking "Assistant Secretary of the Army (Research, Development, and Acquisition)" and inserting "Assistant Secretary of the Army (Acquisition, Logistics, and Technology)".

(b) TERMINATION.—Such section is further amended in subsection (h) by striking "after the stockpile located in that commission's State has been destroyed" and inserting "after the closure activities required pursuant to regulations promulgated by the Administrator of the Environmental Protection Agency pursuant to the Solid Waste Disposal Act (42 U.S.C. 6901 et seq.) have been completed for the chemical agent destruction facility in the commission's State, or upon the request of the Governor of the commission's State, whichever occurs first".

SEC. 922. SENSE OF CONGRESS ON COMPLETION OF DESTRUCTION OF UNITED STATES CHEMICAL WEAPONS STOCKPILE.

(a) FINDINGS.—Congress makes the following findings:

(1) The Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction, done at Paris on January 13, 1993 (commonly referred to as the "Chemical Weapons Convention"), requires that destruction of the entire United States chemical weapons stockpile be completed by not later than April 29, 2007.

(2) In 2006, under the terms of the Chemical Weapons Convention, the United States requested and received a one-time, 5-year extension of its chemical weapons destruction deadline to April 29, 2012.

(3) On April 10, 2006, the Secretary of Defense notified Congress that the United States would not meet even the extended deadline under the Chemical Weapons Convention for destruction of the United States chemical weapons stockpile, but would "continue working diligently to minimize the time to complete destruction without sacrificing safety and security" and would also "continue requesting resources needed to complete destruction as close to April 2012 as practicable".

(4) The United States chemical demilitarization program has met its one percent, 20 percent, and extended 45 percent destruction deadlines under the Chemical Weapons Convention.

(5) Destroying the remaining stockpile of United States chemical weapons is imperative for public safety and homeland security, and doing so by April 2012, in accordance with the current destruction deadline provided under the Chemical Weapons Convention, is required by United States law.

(6) The elimination of chemical weapons anywhere they exist in the world, and the prevention of their proliferation, is of utmost importance to the national security of the United States.

(7) Section 921(b)(3) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2359) contained a sense of Congress urging the Secretary of Defense to ensure the elimination of the United States chemical weapons stockpile in the shortest time possible, consistent with the requirement to protect public health, safety, and the environment.

(8) Section 921(b)(4) of that Act contained a sense of Congress urging the Secretary of Defense to propose a credible treatment and disposal process with the support of affected communities. In this regard, any such process should provide for sufficient communication and consultation between representatives of the Department of Defense and representatives of affected States and communities.

(b) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) the United States is, and must remain, committed to making every effort to safely dispose of its entire chemical weapons stockpile by April 2012, the current destruction deadline provided under the Chemical Weapons Convention, or as soon thereafter as possible, and must carry out all of its other obligations under the Convention; and

(2) the Secretary of Defense should make every effort to plan for, and to request in the annual budget of the President submitted to Congress adequate funding to complete, the elimination of the United States chemical weapons stockpile in accordance with United States obligations under the Chemical Weapons Convention and in a manner that will protect public health, safety, and the environment, as required by law.

(c) REPORTS REQUIRED.—

(1) IN GENERAL.—Not later than March 15, 2008, and every 180 days thereafter until the year in which the United States completes the destruction of its entire stockpile of chemical weapons under the terms of the Chemical Weapons Convention, the Secretary of Defense shall submit to the members and committees of Congress referred to in paragraph (3) a report on the implementation by the United States of its chemical weapons destruction obligations under the Chemical Weapons Convention.

(2) ELEMENTS.—Each report under paragraph (1) shall include the following:

(A) The anticipated schedule at the time of such report for the completion of destruction of chemical agents, muni-

tions, and materiel at each chemical weapons demilitarization facility in the United States.

(B) A description of the options and alternatives for accelerating the completion of chemical weapons destruction at each such facility, particularly in time to meet the destruction deadline of April 29, 2012, currently provided by the Chemical Weapons Convention, and by December 31, 2017.

(C) A description of the funding required to achieve each of the options for destruction described under subparagraph (B), and a detailed life-cycle cost estimate for each of the affected facilities included in each such funding profile.

(D) A description of all actions being taken by the United States to accelerate the destruction of its entire stockpile of chemical weapons, agents, and materiel in order to meet the current destruction deadline under the Chemical Weapons Convention of April 29, 2012, or as soon thereafter as possible.

(3) MEMBERS AND COMMITTEES OF CONGRESS.—The members and committees of Congress referred to in this paragraph are—

(A) the majority leader of the Senate, the minority leader of the Senate, and the Committees on Armed Services and Appropriations of the Senate; and

(B) the Speaker of the House of Representatives, the majority leader of the House of Representatives, the minority leader of the House of Representatives, and the Committees on Armed Services and Appropriations of the House of Representatives.

SEC. 923. REPEAL OF CERTAIN QUALIFICATIONS REQUIREMENT FOR DIRECTOR OF CHEMICAL DEMILITARIZATION MANAGEMENT ORGANIZATION.

Section 1412(e)(3) of the Department of Defense Authorization Act, 1986 (50 U.S.C. 1521(e)(3)) is amended—

(1) in subparagraph (A), by adding "and" at the end;

(2) by striking subparagraph (B); and

(3) by redesignating subparagraph (C) as subparagraph (B).

SEC. 924. MODIFICATION OF TERMINATION OF ASSISTANCE TO STATE AND LOCAL GOVERNMENTS AFTER COMPLETION OF THE DESTRUCTION OF THE UNITED STATES CHEMICAL WEAPONS STOCKPILE.

Subparagraph (B) of section 1412(c)(5) of the Department of Defense Authorization Act, 1986 (50 U.S.C. 1521(c)(5)) is amended to read as follows:

"(B) Assistance may be provided under this paragraph for capabilities to respond to emergencies involving an installation or facility as described in subparagraph (A) until the earlier of the following:

"(i) The date of the completion of all grants and cooperative agreements with respect to the installation or facility for purposes of this paragraph between the Federal Emergency Management Agency and the State and local governments concerned.

"(ii) The date that is 180 days after the date of the completion of the destruction of lethal chemical agents and munitions at the installation or facility.".

Subtitle D—Intelligence-Related Matters

SEC. 931. TECHNICAL AMENDMENTS TO TITLE 10, UNITED STATES CODE, ARISING FROM ENACTMENT OF THE INTELLIGENCE REFORM AND TERRORISM PREVENTION ACT OF 2004.

(a) REFERENCES TO HEAD OF INTELLIGENCE COMMUNITY.—Title 10, United States Code, is amended by striking "Director of Central Intelligence" each place it appears in the following provisions and inserting "Director of National Intelligence":

(1) Section 192(c)(2).
(2) Section 193(d)(2).
(3) Section 193(e).
(4) Section 201(a).
(5) Section 201(c)(1).
(6) Section 425(a).
(7) Section 426(a)(3).
(8) Section 426(b)(2).
(9) Section 441(c).
(10) Section 441(d).
(11) Section 443(d).
(12) Section 2273(b)(1).
(13) Section 2723(a).

(b) REFERENCES TO HEAD OF CENTRAL INTELLIGENCE AGENCY.—Such title is further amended by striking "Director of Central Intelligence" each place it appears in the following provisions and inserting "Director of the Central Intelligence Agency":

(1) Section 431(b)(1).
(2) Section 444.
(3) Section 1089(g).

(c) OTHER AMENDMENTS.—

(1) SUBSECTION HEADINGS.—

(A) SECTION 441(c).—The heading of subsection (c) of section 441 of such title is amended by striking "DIRECTOR OF CENTRAL INTELLIGENCE" and inserting "DIRECTOR OF NATIONAL INTELLIGENCE".

(B) SECTION 443(d).—The heading of subsection (d) of section 443 of such title is amended by striking "DIRECTOR OF CENTRAL INTELLIGENCE" and inserting "DIRECTOR OF NATIONAL INTELLIGENCE".

(2) SECTION 201.—Section 201 of such title is further amended—

(A) in subsection (b)(1), to read as follows:

"(1) In the event of a vacancy in a position referred to in paragraph (2), before appointing an individual to fill the vacancy or recommending to the President an individual to be nominated to fill the vacancy, the Secretary of Defense shall obtain the concurrence of the Director of National Intelligence as provided in section 106(b) of the National Security Act of 1947 (50 U.S.C. 403–6(b))."; and

(B) in subsection (c)(1), by striking "National Foreign Intelligence Program" and inserting "National Intelligence Program".

Subtitle E—Roles and Missions Analysis

SEC. 941. REQUIREMENT FOR QUADRENNIAL ROLES AND MISSIONS REVIEW.

(a) REQUIREMENT FOR REVIEW.—

(1) IN GENERAL.—Chapter 2 of title 10, United States Code, is amended by inserting after section 118a the following new section:

"§ 118b. Quadrennial roles and missions review

"(a) REVIEW REQUIRED.—The Secretary of Defense shall every four years conduct a comprehensive assessment (to be known as the 'quadrennial roles and missions review') of the roles and missions of the armed forces and the core competencies and capabilities of the Department of Defense to perform and support such roles and missions.

"(b) INDEPENDENT MILITARY ASSESSMENT OF ROLES AND MISSIONS.—(1) In each year in which the Secretary of Defense is required to conduct a comprehensive assessment pursuant to subsection (a), the Chairman of the Joint Chiefs of Staff shall prepare and submit to the Secretary the Chairman's assessment of the roles and missions of the armed forces and the assignment of functions to the armed forces, together with any recommendations for changes in assignment that the Chairman considers necessary to achieve maximum efficiency and effectiveness of the armed forces.

"(2) The Chairman's assessment shall be conducted so as to—

"(A) organize the significant missions of the armed forces into core mission areas that cover broad areas of military activity;

"(B) ensure that core mission areas are defined and functions are assigned so as to avoid unnecessary duplication of effort among the armed forces; and

"(C) provide the Chairman's recommendations with regard to issues to be addressed by the Secretary of Defense under subsection (c).

"(c) IDENTIFICATION OF CORE MISSION AREAS AND CORE COMPETENCIES AND CAPABILITIES.—Upon receipt of the Chairman's assessment, and after giving appropriate consideration to the Chairman's recommendations, the Secretary of Defense shall identify—

"(1) the core mission areas of the armed forces;

"(2) the core competencies and capabilities that are associated with the performance or support of a core mission area identified pursuant to paragraph (1);

"(3) the elements of the Department of Defense (including any other office, agency, activity, or command described in section 111(b) of this title) that are responsible for providing the core competencies and capabilities required to effectively perform the core missions identified pursuant to paragraph (1);

"(4) any gaps in the ability of the elements (or other office, agency activity, or command) of the Department of Defense to

provide core competencies and capabilities required to effectively perform the core missions identified pursuant to paragraph (1);

"(5) any unnecessary duplication of core competencies and capabilities between defense components; and

"(6) a plan for addressing any gaps or unnecessary duplication identified pursuant to paragraph (4) or paragraph (5).

"(d) REPORT.—The Secretary shall submit a report on the quadrennial roles and missions review to the Committees on Armed Services of the Senate and the House of Representatives. The report shall be submitted in the year following the year in which the review is conducted, but not later than the date on which the President submits the budget for the next fiscal year to Congress under section 1105(a) of title 31.".

(b) REPEAL OF SUPERSEDED PROVISION.—Section 118(e) of title 10, United States Code, is amended—

(1) by striking paragraph (2); and

(2) by redesignating paragraph (3) as paragraph (2).

(c) TIMING OF QUADRENNIAL ROLES AND MISSIONS REVIEW.—

(1) FIRST REVIEW.—The first quadrennial roles and missions review under section 118b of title 10, United States Code, as added by subsection (a), shall be conducted during 2008.

(2) SUBSEQUENT REVIEWS.—Subsequent reviews shall be conducted every four years, beginning in 2011.

SEC. 942. JOINT REQUIREMENTS OVERSIGHT COUNCIL ADDITIONAL DUTIES RELATING TO CORE MISSION AREAS.

(a) REVISIONS IN MISSION.—Subsection (b) of section 181 of title 10, United States Code, is amended to read as follows:

"(b) MISSION.—In addition to other matters assigned to it by the President or Secretary of Defense, the Joint Requirements Oversight Council shall—

"(1) assist the Chairman of the Joint Chiefs of Staff—

"(A) in identifying, assessing, and approving joint military requirements (including existing systems and equipment) to meet the national military strategy; and

"(B) in identifying the core mission area associated with each such requirement;

"(2) assist the Chairman in establishing and assigning priority levels for joint military requirements;

"(3) assist the Chairman in reviewing the estimated level of resources required in the fulfillment of each joint military requirement and in ensuring that such resource level is consistent with the level of priority assigned to such requirement; and

"(4) assist acquisition officials in identifying alternatives to any acquisition program that meet joint military requirements for the purposes of section 2366a(a)(4), section 2366b(b), and section 2433(e)(2) of this title.".

(b) ADVISORS.—Section 181 of such title is amended—

(1) by redesignating subsection (d) as subsection (f); and

(2) by inserting after subsection (c) the following new subsection (d):

"(d) ADVISORS.—The Under Secretary of Defense for Acquisition, Technology, and Logistics, the Under Secretary of Defense (Comptroller), and the Director of the Office of Program Analysis and Evaluation shall serve as advisors to the Council on matters within their authority and expertise.".

(c) ORGANIZATION.—Section 181 of such title is further amended by inserting after subsection (d) (as inserted by subsection (b)) the following new subsection (e):

"(e) ORGANIZATION.—The Joint Requirements Oversight Council shall conduct periodic reviews of joint military requirements within a core mission area of the Department of Defense. In any such review of a core mission area, the officer or official assigned to lead the review shall have a deputy from a different military department.".

(d) DEFINITIONS.—Section 181 of such title is further amended by adding at the end the following new subsection:

"(g) DEFINITIONS.—In this section:

"(1) The term 'joint military requirement' means a capability necessary to fulfill a gap in a core mission area of the Department of Defense.

"(2) The term 'core mission area' means a core mission area of the Department of Defense identified under the most recent quadrennial roles and missions review pursuant to section 118b of this title.".

(e) CONSULTATION.—Section 2433(e)(2) of such title is amended by inserting ", after consultation with the Joint Requirements Oversight Council regarding program requirements," after "Secretary of Defense" in the matter preceding subparagraph (A).

(f) DEADLINES.—Effective June 1, 2009, all joint military requirements documents of the Joint Requirements Oversight Council produced to carry out its mission under section 181(b)(1) of title 10, United States Code, shall reference the core mission areas organized and defined under section 118b of such title. Not later than October 1, 2009, all such documents produced before June 1, 2009, shall reference such structure.

SEC. 943. REQUIREMENT FOR CERTIFICATION OF MAJOR SYSTEMS PRIOR TO TECHNOLOGY DEVELOPMENT.

(a) REQUIREMENT FOR CERTIFICATION.—

(1) IN GENERAL.—Chapter 139 of title 10, United States Code, is amended by inserting after section 2366a the following new section:

"§ 2366b. Major defense acquisition programs: certification required before Milestone A or Key Decision Point A approval

"(a) CERTIFICATION.—A major defense acquisition program may not receive Milestone A approval, or Key Decision Point A approval in the case of a space program, until the Milestone Decision Authority certifies, after consultation with the Joint Requirements Oversight Council on matters related to program requirements and military needs—

"(1) that the system fulfills an approved initial capabilities document;

"(2) that the system is being executed by an entity with a relevant core competency as identified by the Secretary of Defense under section 118b of this title;

"(3) if the system duplicates a capability already provided by an existing system, the duplication provided by such system is necessary and appropriate; and

"(4) that a cost estimate for the system has been submitted and that the level of resources required to develop and procure the system is consistent with the priority level assigned by the Joint Requirements Oversight Council.

"(b) NOTIFICATION.—With respect to a major system certified by the Milestone Decision Authority under subsection (a), if the projected cost of the system, at any time prior to Milestone B approval, exceeds the cost estimate for the system submitted at the time of the certification by at least 25 percent, the program manager for the system concerned shall notify the Milestone Decision Authority. The Milestone Decision Authority, in consultation with the Joint Requirements Oversight Council on matters related to program requirements and military needs, shall determine whether the level of resources required to develop and procure the system remains consistent with the priority level assigned by the Joint Requirements Oversight Council. The Milestone Decision Authority may withdraw the certification concerned or rescind Milestone A approval (or Key Decision Point A approval in the case of a space program) if the milestone decision authority determines that such action is in the interest of national defense.

" (c) DEFINITIONS.—In this section:

"(1) The term 'major system' has the meaning provided in section 2302(5) of this title.

"(2) The term 'initial capabilities document' means any capabilities requirement document approved by the Joint Requirements Oversight Council that establishes the need for a materiel approach to resolve a capability gap.

"(3) The term 'technology development program' means a coordinated effort to assess technologies and refine user performance parameters to fulfill a capability gap identified in an initial capabilities document.

"(4) The term 'entity' means an entity listed in section 125a(a) of this title.

"(5) The term 'Milestone B approval' has the meaning provided that term in section 2366(e)(7) of this title.".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

"2366b. Major defense acquisition programs: certification required before Milestone A or Key Decision Point A approval.".

(b) REVIEW OF DEPARTMENT OF DEFENSE ACQUISITION DIRECTIVES.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall review Department of Defense Directive 5000.1 and associated guidance, and the manner in which such directive and guidance have been implemented, and take appropriate steps to ensure that the Department does not commence a technology development program for a major weapon system without Milestone A approval (or Key Decision Point A approval in the case of a space program).

(c) EFFECTIVE DATE.—Section 2366b of title 10, United States Code, as added by subsection (a), shall apply to major systems on and after March 1, 2008.

SEC. 944. PRESENTATION OF FUTURE-YEARS MISSION BUDGET BY CORE MISSION AREA.

(a) TIME OF SUBMISSION OF FUTURE-YEARS MISSION BUDGET.—The second sentence of section 222(a) of title 10, United States Code, is amended to read as follows: "That budget shall be submitted for any fiscal year with the future-years defense program submitted under section 221 of this title.".

(b) ORGANIZATION OF FUTURE-YEARS MISSION BUDGET.—The second sentence of section 222(b) of such title is amended by striking "on the basis" and all that follows through the end of the sentence and inserting the following: "on the basis of both major force programs and the core mission areas identified under the most recent quadrennial roles and missions review pursuant to section 118b of this title.".

(c) EFFECTIVE DATE.—The amendments made by this section shall apply with respect to the future-years mission budget for fiscal year 2010 and each fiscal year thereafter.

Subtitle F—Other Matters

SEC. 951. DEPARTMENT OF DEFENSE CONSIDERATION OF EFFECT OF CLIMATE CHANGE ON DEPARTMENT FACILITIES, CAPABILITIES, AND MISSIONS.

(a) CONSIDERATION OF CLIMATE CHANGE EFFECT.—Section 118 of title 10, United States Code, is amended by adding at the end the following new subsection:

"(g) CONSIDERATION OF EFFECT OF CLIMATE CHANGE ON DEPARTMENT FACILITIES, CAPABILITIES, AND MISSIONS.—(1) The first national security strategy and national defense strategy prepared after the date of the enactment of the National Defense Authorization Act for Fiscal Year 2008 shall include guidance for military planners—

"(A) to assess the risks of projected climate change to current and future missions of the armed forces;

"(B) to update defense plans based on these assessments, including working with allies and partners to incorporate climate mitigation strategies, capacity building, and relevant research and development; and

"(C) to develop the capabilities needed to reduce future impacts.

"(2) The first quadrennial defense review prepared after the date of the enactment of the National Defense Authorization Act for Fiscal Year 2008 shall also examine the capabilities of the armed forces to respond to the consequences of climate change, in particular, preparedness for natural disasters from extreme weather events and other missions the armed forces may be asked to support inside the United States and overseas.

"(3) For planning purposes to comply with the requirements of this subsection, the Secretary of Defense shall use—

"(A) the mid-range projections of the fourth assessment report of the Intergovernmental Panel on Climate Change;

"(B) subsequent mid-range consensus climate projections if more recent information is available when the next national security strategy, national defense strategy, or quadrennial defense review, as the case may be, is conducted; and

"(C) findings of appropriate and available estimations or studies of the anticipated strategic, social, political, and economic effects of global climate change and the implications of such effects on the national security of the United States.

"(4) In this subsection, the term 'national security strategy' means the annual national security strategy report of the President under section 108 of the National Security Act of 1947 (50 U.S.C. 404a).".

(b) IMPLEMENTATION.—The Secretary of Defense shall ensure that subsection (g) of section 118 of title 10, United States Code, as added by subsection (a), is implemented in a manner that does not have a negative impact on the national security of the United States.

SEC. 952. INTERAGENCY POLICY COORDINATION.

(a) PLAN REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall develop and submit to Congress a plan to improve and reform the Department of Defense's participation in and contribution to the interagency coordination process on national security issues.

(b) ELEMENTS.—The elements of the plan shall include the following:

(1) Assigning either the Under Secretary of Defense for Policy or another official to be the lead policy official for improving and reforming the interagency coordination process on national security issues for the Department of Defense, with an explanation of any decision to name an official other than the Under Secretary and the relative advantages and disadvantages of such decision.

(2) Giving the official assigned under paragraph (1) the following responsibilities:

(A) To be the lead person at the Department of Defense for the development of policy affecting the national security interagency process.

(B) To serve, or designate a person to serve, as the representative of the Department of Defense in Federal Government forums established to address interagency policy, planning, or reforms.

(C) To advocate, on behalf of the Secretary, for greater interagency coordination and contributions in the execution of the National Security Strategy and particularly specific operational objectives undertaken pursuant to that strategy.

(D) To make recommendations to the Secretary of Defense on changes to existing Department of Defense regulations or laws to improve the interagency process.

(E) To serve as the coordinator for all planning and training assistance that is—

(i) designed to improve the interagency process or the capabilities of other agencies to work with the Department of Defense; and

(ii) provided by the Department of Defense at the request of other agencies.

(F) To serve as the lead official in Department of Defense for the development of deployable joint interagency task forces.

(c) FACTORS TO BE CONSIDERED.—In drafting the plan, the Secretary of Defense shall also consider the following factors:

(1) How the official assigned under subsection (b)(1) shall provide input to the Secretary of Defense on an ongoing basis on how to incorporate the need to coordinate with other agencies into the establishment and reform of combatant commands.

(2) How such official shall develop and make recommendations to the Secretary of Defense on a regular or an ongoing basis on changes to military and civilian personnel to improve interagency coordination.

(3) How such official shall work with the combatant command that has the mission for joint warfighting experimentation and other interested agencies to develop exercises to test and validate interagency planning and capabilities.

(4) How such official shall lead, coordinate, or participate in after-action reviews of operations, tests, and exercises to capture lessons learned regarding the functioning of the interagency process and how those lessons learned will be disseminated.

(5) The role of such official in ensuring that future defense planning guidance takes into account the capabilities and needs of other agencies.

(d) RECOMMENDATION ON CHANGES IN LAW.—The Secretary of Defense may submit with the plan or with any future budget submissions recommendations for any changes to law that are required to enhance the ability of the official assigned under subsection (b)(1) in the Department of Defense to coordinate defense interagency efforts or to improve the ability of the Department of Defense to work with other agencies.

(e) ANNUAL REPORT.—If an official is named by the Secretary of Defense under subsection (b)(1), the official shall annually submit to Congress a report, beginning in the fiscal year following the naming of the official, on those actions taken by the Department of Defense to enhance national security interagency coordination, the views of the Department of Defense on efforts and challenges in improving the ability of agencies to work together, and suggestions on changes needed to laws or regulations that would enhance the coordination of efforts of agencies.

(f) DEFINITION.—In this section, the term "interagency coordination", within the context of Department of Defense involvement, means the coordination that occurs between elements of the Department of Defense and engaged Federal Government agencies for the purpose of achieving an objective.

(g) CONSTRUCTION.—Nothing in this provision shall be construed as preventing the Secretary of Defense from naming an official with the responsibilities listed in subsection (b) before the submission of the report required under this section.

SEC. 953. EXPANSION OF EMPLOYMENT CREDITABLE UNDER SERVICE AGREEMENTS UNDER NATIONAL SECURITY EDUCATION PROGRAM.

Paragraph (2) of subsection (b) of section 802 of the David L. Boren National Security Education Act of 1991 (50 U.S.C. 1902), as most recently amended by section 945 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2367), is amended—

(1) in subparagraph (A)—

(A) in clause (i) by striking "or" at the end; and

(B) by adding at the end the following:

"(iii) for not less than one academic year in a position in the field of education in a discipline related to the study supported by the program if the recipient demonstrates to the Secretary of Defense that no position is available in the departments, agencies, and offices covered by clauses (i) and (ii); or"; and

(2) in subparagraph (B)—

(A) in clause (i) by striking "or" at the end;

(B) in clause (ii) by striking "and" at the end and inserting "or"; and

(C) by adding at the end the following:

"(iii) for not less than one academic year in a position in the field of education in a discipline related to the study supported by the program if the recipient demonstrates to the Secretary of Defense that no position is available in the departments, agencies, and offices covered by clauses (i) and (ii); and".

SEC. 954. BOARD OF REGENTS FOR THE UNIFORMED SERVICES UNIVERSITY OF THE HEALTH SCIENCES.

(a) REORGANIZATION AND AMENDMENT OF BOARD OF REGENTS PROVISIONS.—

(1) IN GENERAL.—Chapter 104 of title 10, United States Code, is amended by inserting after section 2113 the following new section:

"§ 2113a. Board of Regents

"(a) IN GENERAL.—To assist the Secretary of Defense in an advisory capacity, there is a Board of Regents of the University.

"(b) MEMBERSHIP.—The Board shall consist of—

"(1) nine persons outstanding in the fields of health and health education who shall be appointed from civilian life by the Secretary of Defense;

"(2) the Secretary of Defense, or his designee, who shall be an ex officio member;

"(3) the surgeons general of the uniformed services, who shall be ex officio members; and

"(4) the President of the University, who shall be a nonvoting ex officio member.

"(c) TERM OF OFFICE.—The term of office of each member of the Board (other than ex officio members) shall be six years except that—

"(1) any member appointed to fill a vacancy occurring before the expiration of the term for which his predecessor was appointed shall be appointed for the remainder of such term; and

"(2) any member whose term of office has expired shall continue to serve until his successor is appointed.

"(d) CHAIRMAN.—One of the members of the Board (other than an ex officio member) shall be designated by the Secretary as Chairman. He shall be the presiding officer of the Board.

"(e) COMPENSATION.—Members of the Board (other than ex officio members) while attending conferences or meetings or while otherwise performing their duties as members shall be entitled to re-

ceive compensation at a rate to be fixed by the Secretary and shall also be entitled to receive an allowance for necessary travel expenses while so serving away from their place of residence.

"(f) MEETINGS.—The Board shall meet at least once a quarter.".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

"2113a. Board of Regents.".

(3) CONFORMING AMENDMENTS.—

(A) Section 2113 of title 10, United States Code, is amended—

(i) in subsection (a), by striking "To assist" and all that follows through the end of paragraph (4);

(ii) by striking subsections (b), (c), and (e);

(iii) by redesignating subsections (d), (f), (g), (h), (i), and (j) as subsections (b), (c), (d), (e), (f), and (g), respectively; and

(iv) in subsection (b), as so redesignated, by striking "who shall also serve as a nonvoting ex officio member of the Board".

(B) Section 2114(h) of such title is amended by striking "2113(h)" and inserting "2113(e)".

(b) STATUTORY REDESIGNATION OF DEAN AS PRESIDENT.—

(1) Subsection 2113 of such title is further amended by striking "Dean" each place it appears in subsections (b) and (c)(1), as redesignated by subsection (a)(3), and inserting "President".

(2) Section 2114(e) of such title is amended by striking "Dean" each place it appears in paragraphs (3) and (5).

SEC. 955. ESTABLISHMENT OF DEPARTMENT OF DEFENSE SCHOOL OF NURSING.

(a) ESTABLISHMENT PLAN REQUIRED.—Not later than February 1, 2008, the Secretary of Defense shall submit to the congressional defense committees a plan to establish a School of Nursing within the Uniformed Services University of the Health Sciences. The Secretary shall develop the plan in consultation with the Board of Regents of the Uniformed Services University of the Health Sciences and submit the plan to the Board of Regents for review and to solicit the Board's recommendations.

(b) PROGRAMS OF INSTRUCTION.—In consultation with the Secretaries of the military departments, the Secretary of Defense shall include in the plan required by subsection (a) programs of instruction for the School of Nursing that would lead to the award of a bachelor of science in nursing and such other baccalaureate or graduate degrees in nursing as the Secretary considers appropriate. The plan shall also address the enrollment as students of enlisted members and officers of the Armed Forces and civilians for the purpose of commissioning them as military nursing officers upon graduation. The graduates of such a program of instruction shall be fully eligible to meet credentialing and licensing requirements of the military departments and at least one State in their program of study.

(c) CONSIDERATION OF CERTAIN PROGRAMS.—In developing the plan under subsection (a), the Secretary shall consider the inclusion of the following types of programs:

(1) A program to enroll students who already possess an associate degree in nursing so that they can earn a bachelor of science in nursing.

(2) A program to enroll students who already possess other associate degrees so that they can earn a bachelor of science in nursing.

(3) A program to enroll students who already possess an associate degree in nursing so that they can earn a master of science in nursing.

(4) A program to enroll students who already possess a bachelor of science in nursing so that they can earn a master of science in nursing.

(d) OTHER CONSIDERATIONS.—The plan required by subsection (a) shall also include the following:

(1) The results of a study of the nursing shortage in the Department of Defense and the reasons for such shortages.

(2) Details of the curriculum and degree requirements for each category of students at the School of Nursing, if established.

(3) An analysis of the contributions to overall medical readiness that will be made by the School of Nursing.

(4) Proposals for the development of the School of Nursing to be phased in over a period of time.

(5) Faculty requirements based on degree requirements and numbers of projected students, to include the source and number of faculty required.

(6) Projected number of graduates per year for each of the first 15 years of operation.

(7) Predicted accession sources, military career paths, and service commitments and retention rates of School of Nursing graduates, to include the retention of enlisted personnel accessed into the school.

(8) Administrative and instructional facilities required, and the likely initial and final location of clinical training institutions.

(9) Plan for accreditation by nationally recognized nursing school accrediting body.

(10) Projected faculty, administration, instruction, and facilities costs for the School of Nursing beginning in fiscal year 2009 and continuing through fiscal year 2024, including the cost analysis of developing the School of Nursing and the cost of additional administrative support for the Uniformed Services University of the Health Sciences on account of the establishment of the school.

(e) EFFECT ON CURRENT PROGRAMS.—Notwithstanding the development of the plan under subsection (a), the Secretary shall ensure that graduate degree programs in nursing, including advanced practice nursing, continue.

(f) EFFECT ON OTHER RECRUITMENT EFFORTS.—Nothing in this section shall be construed as limiting or terminating any current or future program related to the recruitment, accession, training, or retention of military nurses.

(g) ESTABLISHMENT AUTHORITY.—

(1) ESTABLISHMENT.—Chapter 104 of title 10, United States Code, is amended by adding at the end the following new section:

"§ 2117. School of Nursing

"(a) ESTABLISHMENT AUTHORIZED.—The Secretary of Defense may establish a School of Nursing within the University. The School of Nursing may include a program that awards a bachelor of science in nursing.

"(b) PHASED DEVELOPMENT.—The School of Nursing may be developed in phases as determined appropriate by the Secretary.".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

"2117. School of Nursing.".

SEC. 956. INCLUSION OF COMMANDERS OF WESTERN HEMISPHERE COMBATANT COMMANDS IN BOARD OF VISITORS OF WESTERN HEMISPHERE INSTITUTE FOR SECURITY COOPERATION.

Subparagraph (F) of section 2166(e)(1) of title 10, United States Code, is amended to read as follows:

"(F) The commanders of the combatant commands having geographic responsibility for the Western Hemisphere, or the designees of those officers.".

SEC. 957. COMPTROLLER GENERAL ASSESSMENT OF REORGANIZATION OF THE OFFICE OF THE UNDER SECRETARY OF DEFENSE FOR POLICY.

(a) ASSESSMENT REQUIRED.—Not later than June 1, 2008, the Comptroller General of the United States shall submit to the congressional defense committees a report containing an assessment of the most recent reorganization of the office of the Under Secretary of Defense for Policy, including an assessment with respect to the matters set forth in subsection (b).

(b) MATTERS TO BE ASSESSED.—The matters to be included in the assessment required by subsection (a) are as follows:

(1) The manner in which the reorganization of the office furthers, or will further, its stated purposes in the short-term and long-term, including the manner in which the reorganization enhances, or will enhance, the ability of the Department of Defense—

(A) to address current security priorities, including ongoing military operations in Iraq, Afghanistan, and elsewhere;

(B) to manage geopolitical defense relationships; and

(C) to anticipate future strategic shifts in those relationships.

(2) The manner in which and the extent to which the reorganization adheres to generally accepted principles of effective organization, such as establishing clear goals, identifying clear lines of authority and accountability, and developing an effective human capital strategy.

(3) The extent to which the Department has developed detailed implementation plans for the reorganization, and the cur-

rent status of the implementation of all aspects of the reorganization.

(4) The extent to which the Department has worked to mitigate congressional concerns and address other challenges that have arisen since the reorganization was announced.

(5) The manner in which the Department plans to evaluate progress in achieving the stated goals of the reorganization and what measurements, if any, the Department has established to assess the results of the reorganization.

(6) The impact of the large increase in responsibilities for the Assistant Secretary of Defense for Special Operations and Low Intensity Conflict and Interdependent Capabilities under the reorganization on the ability of the Assistant Secretary to carry out the principal duties of the Assistant Secretary under law.

(7) The possible decrease in attention given to special operations issues resulting from the increase in responsibilities for the Assistant Secretary of Defense for Special Operations and Low Intensity Conflict and Interdependent Capabilities, including responsibility under the reorganization for each of the following:

(A) Strategic capabilities.

(B) Forces transformation.

(C) Major budget programs.

(8) The possible diffusion of attention from counternarcotics, counterproliferation, and global threat issues resulting from the merging of those responsibilities under a single Deputy Assistant Secretary of Defense for Counternarcotics, Counterproliferation, and Global Threats.

(9) The impact of the reorganization on counternarcotics program execution.

(10) The unique placement under the reorganization of both functional and regional issue responsibilities under the Assistant Secretary of Defense for Homeland Defense and America's Security Affairs.

(11) The differentiation between the responsibilities of the Deputy Assistant Secretary of Defense for Partnership Strategy and the Deputy Assistant Secretary of Defense for Coalition Affairs and the relationship between such officials.

SEC. 958. REPORT ON FOREIGN LANGUAGE PROFICIENCY.

(a) IN GENERAL.—Not later than 240 days after the date of the enactment of this Act, and annually thereafter until the date referred to in subsection (d), the Secretary of Defense, in conjunction with the Secretary of each military department, shall submit to the congressional defense committees a report on the foreign language proficiency of the personnel of the Department of Defense.

(b) CONTENTS.—Each report submitted under subsection (a) shall include—

(1) the number of positions, identified by each foreign language and dialect, for each military department and Defense Agency concerned that—

(A) require proficiency in that foreign language or dialect for the year in which the submission of the report is required;

(B) are anticipated to require proficiency in that foreign language or dialect for each of the five years following the date of the submission of the report; and

(C) are authorized in the future-years defense plan to be maintained for proficiency in a foreign language or dialect;

(2) the number of personnel for each military department and Defense Agency, identified by each foreign language and dialect, that are serving in a position that requires proficiency in the foreign language or dialect—

(A) to perform the primary duty of the position; and

(B) that meet the required level of proficiency of the Interagency Language Roundtable;

(3) the number of personnel for each military department and Defense Agency, identified by each foreign language and dialect, that are recruited or hired as accessions to serve in a position that requires proficiency in the foreign language or dialect;

(4) the number of personnel for each military department and Defense Agency, identified by each foreign language and dialect, that served in a position that requires proficiency in the foreign language or dialect and discontinued service during the preceding calendar year;

(5) the number of positions that require proficiency in a foreign language or dialect that are fulfilled by contractors;

(6) the percentage of work requiring linguistic skills that is fulfilled by personnel of the intelligence community (as defined in section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4))); and

(7) an assessment of the foreign language capacity and capabilities of each military department and Defense Agency and of the Department of Defense as a whole.

(c) NON-MILITARY PERSONNEL.—Except as provided in paragraphs (6) and (7) of subsection (b), a report submitted under subsection (a) shall cover only members of the Armed Forces on active duty and reserve duty assigned to the military departments concerned or to the Department of Defense.

(d) TERMINATION OF REQUIREMENT.—The duty to submit a report under subsection (a) shall terminate on December 31, 2013.

TITLE X—GENERAL PROVISIONS

Subtitle A—Financial Matters

Sec. 1001. General transfer authority.
Sec. 1002. United States contribution to NATO common-funded budgets in fiscal year 2008.
Sec. 1003. Authorization of additional emergency supplemental appropriations for fiscal year 2007.
Sec. 1004. Modification of fiscal year 2007 general transfer authority.
Sec. 1005. Financial management transformation initiative for the Defense Agencies.
Sec. 1006. Repeal of requirement for two-year budget cycle for the Department of Defense.

Subtitle B—Policy Relating to Vessels and Shipyards

Sec. 1011. Limitation on leasing of vessels.
Sec. 1012. Policy relating to major combatant vessels of the strike forces of the United States Navy.

Subtitle C—Counter-Drug Activities

Sec. 1021. Extension of authority for joint task forces to provide support to law enforcement agencies conducting counter-terrorism activities.
Sec. 1022. Expansion of authority to provide additional support for counter-drug activities in certain foreign countries.
Sec. 1023. Report on counternarcotics assistance for the Government of Haiti.

Subtitle D—Miscellaneous Authorities and Limitations

Sec. 1031. Provision of Air Force support and services to foreign military and state aircraft.
Sec. 1032. Department of Defense participation in Strategic Airlift Capability Partnership.
Sec. 1033. Improved authority to provide rewards for assistance in combating terrorism.
Sec. 1034. Support for non-Federal development and testing of material for chemical agent defense.
Sec. 1035. Prohibition on sale of F–14 fighter aircraft and related parts.

Subtitle E—Reports

Sec. 1041. Extension and modification of report relating to hardened and deeply buried targets.
Sec. 1042. Report on joint modeling and simulation activities.
Sec. 1043. Renewal of submittal of plans for prompt global strike capability.
Sec. 1044. Report on workforce required to support the nuclear missions of the Navy and the Department of Energy.
Sec. 1045. Comptroller General report on Defense Finance and Accounting Service response to Butterbaugh v. Department of Justice.
Sec. 1046. Study on size and mix of airlift force.
Sec. 1047. Report on feasibility of establishing a domestic military aviation national training center.
Sec. 1048. Limited field user evaluations for combat helmet pad suspension systems.
Sec. 1049. Study on national security interagency system.
Sec. 1050. Report on solid rocket motor industrial base.
Sec. 1051. Reports on establishment of a memorial for members of the Armed Forces who died in the air crash in Bakers Creek, Australia, and establishment of other memorials in Arlington National Cemetery.

Subtitle F—Other Matters

Sec. 1061. Reimbursement for National Guard support provided to Federal agencies.
Sec. 1062. Congressional Commission on the Strategic Posture of the United States.
Sec. 1063. Technical and clerical amendments.
Sec. 1064. Repeal of certification requirement.
Sec. 1065. Maintenance of capability for space-based nuclear detection.
Sec. 1066. Sense of Congress regarding detainees at Naval Station, Guantanamo Bay, Cuba.
Sec. 1067. A report on transferring individuals detained at Naval Station, Guantanamo Bay, Cuba.
Sec. 1068. Repeal of provisions in section 1076 of Public Law 109–364 relating to use of Armed Forces in major public emergencies.
Sec. 1069. Standards required for entry to military installations in United States.
Sec. 1070. Revised nuclear posture review.
Sec. 1071. Termination of Commission on the Implementation of the New Strategic Posture of the United States.
Sec. 1072. Security clearances; limitations.
Sec. 1073. Improvements in the process for the issuance of security clearances.
Sec. 1074. Protection of certain individuals.
Sec. 1075. Modification of authorities on Commission to Assess the Threat to the United States from Electromagnetic Pulse Attack.
Sec. 1076. Sense of Congress on Small Business Innovation Research Program.
Sec. 1077. Revision of proficiency flying definition.
Sec. 1078. Qualifications for public aircraft status of aircraft under contract with the Armed Forces.
Sec. 1079. Communications with the Committees on Armed Services of the Senate and the House of Representatives.
Sec. 1080. Retention of reimbursement for provision of reciprocal fire protection services.
Sec. 1081. Pilot program on commercial fee-for-service air refueling support for the Air Force.

Sec. 1082. Advisory panel on Department of Defense capabilities for support of civil authorities after certain incidents.
Sec. 1083. Terrorism exception to immunity.

Subtitle A—Financial Matters

SEC. 1001. GENERAL TRANSFER AUTHORITY.

(a) AUTHORITY TO TRANSFER AUTHORIZATIONS.—

(1) AUTHORITY.—Upon determination by the Secretary of Defense that such action is necessary in the national interest, the Secretary may transfer amounts of authorizations made available to the Department of Defense in this division for fiscal year 2008 between any such authorizations for that fiscal year (or any subdivisions thereof). Amounts of authorizations so transferred shall be merged with and be available for the same purposes as the authorization to which transferred.

(2) LIMITATION.—Except as provided in paragraph (3), the total amount of authorizations that the Secretary may transfer under the authority of this section may not exceed $5,000,000,000.

(3) EXCEPTION FOR TRANSFERS BETWEEN MILITARY PERSONNEL AUTHORIZATIONS.—A transfer of funds between military personnel authorizations under title IV shall not be counted toward the dollar limitation in paragraph (2).

(b) LIMITATIONS.—The authority provided by this section to transfer authorizations—

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

(2) may not be used to provide authority for an item that has been denied authorization by Congress.

(c) EFFECT ON AUTHORIZATION AMOUNTS.—A transfer made from one account to another under the authority of this section shall be deemed to increase the amount authorized for the account to which the amount is transferred by an amount equal to the amount transferred.

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

SEC. 1002. UNITED STATES CONTRIBUTION TO NATO COMMON-FUNDED BUDGETS IN FISCAL YEAR 2008.

(a) FISCAL YEAR 2008 LIMITATION.—The total amount contributed by the Secretary of Defense in fiscal year 2008 for the common-funded budgets of NATO may be any amount up to, but not in excess of, the amount specified in subsection (b) (rather than the maximum amount that would otherwise be applicable to those contributions under the fiscal year 1998 baseline limitation).

(b) TOTAL AMOUNT.—The amount of the limitation applicable under subsection (a) is the sum of the following:

(1) The amounts of unexpended balances, as of the end of fiscal year 2007, of funds appropriated for fiscal years before fiscal year 2008 for payments for those budgets.

(2) The amount specified in subsection (c)(1).

(3) The amount specified in subsection (c)(2).

(4) The total amount of the contributions authorized to be made under section 2501.

(c) AUTHORIZED AMOUNTS.—Amounts authorized to be appropriated by titles II and III of this Act are available for contributions for the common-funded budgets of NATO as follows:

(1) Of the amount provided in section 201(1), $1,031,000 for the Civil Budget.

(2) Of the amount provided in section 301(1), $362,159,000 for the Military Budget.

(d) DEFINITIONS.—For purposes of this section:

(1) COMMON-FUNDED BUDGETS OF NATO.—The term "common-funded budgets of NATO" means the Military Budget, the Security Investment Program, and the Civil Budget of the North Atlantic Treaty Organization (and any successor or additional account or program of NATO).

(2) FISCAL YEAR 1998 BASELINE LIMITATION.—The term "fiscal year 1998 baseline limitation" means the maximum annual amount of Department of Defense contributions for common-funded budgets of NATO that is set forth as the annual limitation in section 3(2)(C)(ii) of the resolution of the Senate giving the advice and consent of the Senate to the ratification of the Protocols to the North Atlantic Treaty of 1949 on the Accession of Poland, Hungary, and the Czech Republic (as defined in section 4(7) of that resolution), approved by the Senate on April 30, 1998.

SEC. 1003. AUTHORIZATION OF ADDITIONAL EMERGENCY SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2007.

Amounts authorized to be appropriated to the Department of Defense for fiscal year 2007 in the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364) are hereby adjusted, with respect to any such authorized amount, by the amount by which appropriations pursuant to such authorization are increased by a supplemental appropriation or by a transfer of funds, or decreased by a rescission, or any thereof, pursuant to the U.S. Troop Readiness, Veterans' Care, Katrina Recovery, and Iraq Accountability Appropriations Act, 2007 (Public Law 110–28).

SEC. 1004. MODIFICATION OF FISCAL YEAR 2007 GENERAL TRANSFER AUTHORITY.

Section 1001(a) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2371) is amended by adding at the end the following new paragraph:

"(3) EXCEPTION FOR CERTAIN TRANSFERS.—The following transfers of funds shall be not be counted toward the limitation in paragraph (2) on the amount that may be transferred under this section:

"(A) The transfer of funds to the Iraq Security Forces Fund under reprogramming FY07–07–R PA.

"(B) The transfer of funds to the Joint Improvised Explosive Device Defeat Fund under reprogramming FY07–11 PA.

"(C) The transfer of funds back from the accounts referred to in subparagraphs (A) and (B) to restore the sources used in the reprogrammings referred to in such subparagraphs.".

SEC. 1005. FINANCIAL MANAGEMENT TRANSFORMATION INITIATIVE FOR THE DEFENSE AGENCIES.

(a) FINANCIAL MANAGEMENT TRANSFORMATION INITIATIVE.—

(1) IN GENERAL.—The Director of the Business Transformation Agency of the Department of Defense shall carry out an initiative for financial management transformation in the Defense Agencies. The initiative shall be known as the "Defense Agencies Initiative" (in this section referred to as the "Initiative").

(2) SCOPE OF AUTHORITY.—In carrying out the Initiative, the Director of the Business Transformation Agency may require the heads of the Defense Agencies to carry out actions that are within the purpose and scope of the Initiative.

(b) PURPOSES.—The purposes of the Initiative shall be as follows:

(1) To eliminate or replace financial management systems of the Defense Agencies that are duplicative, redundant, or fail to comply with the standards set forth in subsection (d).

(2) To transform the budget, finance, and accounting operations of the Defense Agencies to enable the Defense Agencies to achieve accurate and reliable financial information needed to support financial accountability and effective and efficient management decisions.

(c) REQUIRED ELEMENTS.—The Initiative shall include, to the maximum extent practicable—

(1) the utilization of commercial, off-the-shelf technologies and web-based solutions;

(2) a standardized technical environment and an open and accessible architecture; and

(3) the implementation of common business processes, shared services, and common data structures.

(d) STANDARDS.—In carrying out the Initiative, the Director of the Business Transformation Agency shall ensure that the Initiative is consistent with—

(1) the requirements of the Business Enterprise Architecture and Transition Plan developed pursuant to section 2222 of title 10, United States Code;

(2) the Standard Financial Information Structure of the Department of Defense;

(3) the Federal Financial Management Improvement Act of 1996 (and the amendments made by that Act); and

(4) other applicable requirements of law and regulation.

(e) SCOPE.—The Initiative shall be designed to provide, at a minimum, capabilities in the major process areas for both general fund and working capital fund operations of the Defense Agencies as follows:

(1) Budget formulation.

(2) Budget to report, including general ledger and trial balance.

(3) Procure to pay, including commitments, obligations, and accounts payable.

(4) Order to fulfill, including billing and accounts receivable.

(5) Cost accounting.

(6) Acquire to retire (account management).

(7) Time and attendance and employee entitlement.

(8) Grants financial management.

(f) CONSULTATION.—In carrying out subsections (d) and (e), the Director of the Business Transformation Agency shall consult with the Comptroller of the Department of Defense to ensure that any financial management systems developed for the Defense Agencies, and any changes to the budget, finance, and accounting operations of the Defense Agencies, are consistent with the financial standards and requirements of the Department of Defense.

(g) PROGRAM CONTROL.—In carrying out the Initiative, the Director of the Business Transformation Agency shall establish—

(1) a board (to be known as the "Configuration Control Board") to manage scope and cost changes to the Initiative; and

(2) a program management office (to be known as the "Program Management Office") to control and enforce assumptions made in the acquisition plan, the cost estimate, and the system integration contract for the Initiative, as directed by the Configuration Control Board.

(h) PLAN ON DEVELOPMENT AND IMPLEMENTATION OF INITIATIVE.—Not later than six months after the date of the enactment of this Act, the Director of the Business Transformation Agency shall submit to the congressional defense committees a plan for the development and implementation of the Initiative. The plan shall provide for the implementation of an initial capability under the Initiative as follows:

(1) In at least one Defense Agency by not later than eight months after the date of the enactment of this Act.

(2) In not less than five Defense Agencies by not later than 18 months after the date of the enactment of this Act.

SEC. 1006. REPEAL OF REQUIREMENT FOR TWO-YEAR BUDGET CYCLE FOR THE DEPARTMENT OF DEFENSE.

Section 1405 of the Department of Defense Authorization Act, 1986 (Public Law 99–145; 99 Stat. 744; 31 U.S.C. 1105 note) is repealed.

Subtitle B—Policy Relating to Vessels and Shipyards

SEC. 1011. LIMITATION ON LEASING OF VESSELS.

Section 2401 of title 10, United States Code, is amended by adding at the end the following new subsection:

"(h) The Secretary of a military department may make a contract for the lease of a vessel or for the provision of a service through use by a contractor of a vessel, the term of which is for a period of greater than two years, but less than five years, only if—

"(1) the Secretary has notified the Committee on Armed Services and the Committee on Appropriations of the Senate and the Committee on Armed Services and the Committee on Appropriations of the House of Representatives of the proposed contract and included in such notification—

"(A) a detailed description of the terms of the proposed contract and a justification for entering into the proposed contract rather than obtaining the capability provided for

by the lease, charter, or services involved through purchase of the vessel;

"(B) a determination that entering into the proposed contract as a means of obtaining the vessel is the most cost-effective means of obtaining such vessel; and

"(C) a plan for meeting the requirement provided by the proposed contract upon completion of the term of the lease contract; and

"(2) a period of 30 days of continuous session of Congress has expired following the date on which notice was received by such committees.".

SEC. 1012. POLICY RELATING TO MAJOR COMBATANT VESSELS OF THE STRIKE FORCES OF THE UNITED STATES NAVY.

(a) INTEGRATED NUCLEAR POWER SYSTEMS.—It is the policy of the United States to construct the major combatant vessels of the strike forces of the United States Navy, including all new classes of such vessels, with integrated nuclear power systems.

(b) REQUIREMENT TO REQUEST NUCLEAR VESSELS.—If a request is submitted to Congress in the budget for a fiscal year for construction of a new class of major combatant vessel for the strike forces of the United States, the request shall be for such a vessel with an integrated nuclear power system, unless the Secretary of Defense submits with the request a notification to Congress that the inclusion of an integrated nuclear power system in such vessel is not in the national interest.

(c) DEFINITIONS.—In this section:

(1) MAJOR COMBATANT VESSELS OF THE STRIKE FORCES OF THE UNITED STATES NAVY.—The term "major combatant vessels of the strike forces of the United States Navy" means the following:

(A) Submarines.

(B) Aircraft carriers.

(C) Cruisers, battleships, or other large surface combatants whose primary mission includes protection of carrier strike groups, expeditionary strike groups, and vessels comprising a sea base.

(2) INTEGRATED NUCLEAR POWER SYSTEM.—The term "integrated nuclear power system" means a ship engineering system that uses a naval nuclear reactor as its energy source and generates sufficient electric energy to provide power to the ship's electrical loads, including its combat systems and propulsion motors.

(3) BUDGET.—The term "budget" means the budget that is submitted to Congress by the President under section 1105(a) of title 31, United States Code.

Subtitle C—Counter-Drug Activities

SEC. 1021. EXTENSION OF AUTHORITY FOR JOINT TASK FORCES TO PROVIDE SUPPORT TO LAW ENFORCEMENT AGENCIES CONDUCTING COUNTER-TERRORISM ACTIVITIES.

Section 1022(b) of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136; 10 U.S.C. 371 note) is amended by striking "and 2007" and inserting "through 2008".

SEC. 1022. EXPANSION OF AUTHORITY TO PROVIDE ADDITIONAL SUPPORT FOR COUNTER-DRUG ACTIVITIES IN CERTAIN FOREIGN COUNTRIES.

Subsection (b) of section 1033 of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105–85; 111 Stat. 1881), as amended by section 1021(b) of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136, 117 Stat. 1593) and section 1022(b) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2382), is further amended by adding at the end the following new paragraphs:

"(17) The Government of Mexico.

"(18) The Government of the Dominican Republic.".

SEC. 1023. REPORT ON COUNTERNARCOTICS ASSISTANCE FOR THE GOVERNMENT OF HAITI.

(a) REPORT REQUIRED.—Not later than 120 days after the date of the enactment of this Act, the President shall submit to Congress a report on counternarcotics assistance for the Government of Haiti.

(b) MATTERS TO BE INCLUDED.—The report required by subsection (a) shall include the following:

(1) A description and assessment of the counternarcotics assistance provided to the Government of Haiti by the Department of Defense, the Department of State, the Department of Homeland Security, and the Department of Justice.

(2) A description and assessment of any impediments to increasing counternarcotics assistance to the Government of Haiti.

(3) An assessment of the potential for the provision of counternarcotics assistance for the Government of Haiti through the United Nations Stabilization Mission in Haiti.

(c) FORM.—The report required by subsection (a) shall be submitted in unclassified form, but may include a classified annex.

Subtitle D—Miscellaneous Authorities and Limitations

SEC. 1031. PROVISION OF AIR FORCE SUPPORT AND SERVICES TO FOREIGN MILITARY AND STATE AIRCRAFT.

(a) PROVISION OF SUPPORT AND SERVICES.—

(1) IN GENERAL.—Section 9626 of title 10, United States Code, is amended to read as follows:

"§ 9626. Aircraft supplies and services: foreign military or other state aircraft

"(a) PROVISION OF SUPPLIES AND SERVICES ON REIMBURSABLE BASIS.—(1) The Secretary of the Air Force may, under such regulations as the Secretary may prescribe and when in the best interests of the United States, provide any of the supplies or services described in paragraph (2) to military and other state aircraft of a foreign country, on a reimbursable basis without an advance of funds, if similar supplies and services are furnished on a like basis to military aircraft and other state aircraft of the United States by the foreign country concerned.

"(2) The supplies and services described in this paragraph are supplies and services as follows:

"(A) Routine airport services, including landing and takeoff assistance, servicing aircraft with fuel, use of runways, parking and servicing, and loading and unloading of baggage and cargo.

"(B) Miscellaneous supplies, including Air Force-owned fuel, provisions, spare parts, and general stores, but not including ammunition.

"(b) PROVISION OF ROUTINE AIRPORT SERVICES ON NON-REIMBURSABLE BASIS.—(1) Routine airport services may be provided under this section at no cost to a foreign country—

"(A) if such services are provided by Air Force personnel and equipment without direct cost to the Air Force; or

"(B) if such services are provided under an agreement with the foreign country that provides for the reciprocal furnishing by the foreign country of routine airport services, as defined in that agreement, to military and other state aircraft of the United States without reimbursement.

"(2) If routine airport services are provided under this section by a working-capital fund activity of the Air Force under section 2208 of this title and such activity is not reimbursed directly for the costs incurred by the activity in providing such services by reason of paragraph (1)(B), the working-capital fund activity shall be reimbursed for such costs out of funds currently available to the Air Force for operation and maintenance.".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 939 of such title is amended by striking the item relating to section 9626 and inserting the following new item:

"9626. Aircraft supplies and services: foreign military or other state aircraft.".

(b) CONFORMING AMENDMENT.—Section 9629(3) of such title is amended by striking "for aircraft of a foreign military or air attaché".

SEC. 1032. DEPARTMENT OF DEFENSE PARTICIPATION IN STRATEGIC AIRLIFT CAPABILITY PARTNERSHIP.

(a) AUTHORITY TO PARTICIPATE IN PARTNERSHIP.—

(1) MEMORANDUM OF UNDERSTANDING.—The Secretary of Defense may enter into a multilateral memorandum of understanding authorizing the Strategic Airlift Capability Partnership to conduct activities necessary to accomplish its purpose, including—

(A) the acquisition, equipping, ownership, and operation of strategic airlift aircraft; and

(B) the acquisition or transfer of airlift and airlift-related services and supplies among members of the Strategic Airlift Capability Partnership, or between the Partnership and non-member countries or international organizations, on a reimbursable basis or by replacement-in-kind or exchange of airlift or airlift-related services of an equal value.

(2) PAYMENTS.—From funds available to the Department of Defense for such purpose, the Secretary of Defense may pay the United States equitable share of the recurring and non-recurring costs of the activities and operations of the Strategic Airlift Capability Partnership, including costs associated with procure-

ment of aircraft components and spare parts, maintenance, facilities, and training, and the costs of claims.

(b) AUTHORITIES UNDER PARTNERSHIP.—In carrying out the memorandum of understanding entered into under subsection (a), the Secretary of Defense may do the following:

(1) Waive reimbursement of the United States for the cost of the following functions performed by Department of Defense personnel with respect to the Strategic Airlift Capability Partnership:

(A) Auditing.

(B) Quality assurance.

(C) Inspection.

(D) Contract administration.

(E) Acceptance testing.

(F) Certification services.

(G) Planning, programming, and management services.

(2) Waive the imposition of any surcharge for administrative services provided by the United States that would otherwise be chargeable against the Strategic Airlift Capability Partnership.

(3) Pay the salaries, travel, lodging, and subsistence expenses of Department of Defense personnel assigned for duty to the Strategic Airlift Capability Partnership without seeking reimbursement or cost-sharing for such expenses.

(c) CREDITING OF RECEIPTS.—Any amount received by the United States in carrying out the memorandum of understanding entered into under subsection (a) shall be credited, as elected by the Secretary of Defense, to the following:

(1) The appropriation, fund, or account used in incurring the obligation for which such amount is received.

(2) An appropriation, fund, or account currently providing funds for the purposes for which such obligation was made.

(d) AUTHORITY TO TRANSFER AIRCRAFT.—

(1) TRANSFER AUTHORITY.—The Secretary of Defense may transfer one strategic airlift aircraft to the Strategic Airlift Capability Partnership in accordance with the terms and conditions of the memorandum of understanding entered into under subsection (a).

(2) REPORT.—Not later than 30 days before the date on which the Secretary transfers a strategic airlift aircraft under paragraph (1), the Secretary shall submit to the congressional defense committees a report on the strategic airlift aircraft to be transferred, including the type of strategic airlift aircraft to be transferred and the tail registration or serial number of such aircraft.

(e) STRATEGIC AIRLIFT CAPABILITY PARTNERSHIP DEFINED.—In this section the term "Strategic Airlift Capability Partnership" means the strategic airlift capability consortium established by the United States and other participating countries.

SEC. 1033. IMPROVED AUTHORITY TO PROVIDE REWARDS FOR ASSISTANCE IN COMBATING TERRORISM.

(a) INCREASED AMOUNTS.—Section 127b of title 10, United States Code, is amended—

(1) in subsection (b), by striking "$200,000" and inserting "$5,000,000";

(2) in subsection (c)(1)(B), by striking "$50,000" and inserting "$1,000,000"; and

(3) in subsection (d)(2), by striking "$100,000" and inserting "$2,000,000".

(b) INVOLVEMENT OF ALLIED FORCES.—Such section is further amended—

(1) in subsection (a)—

(A) in the matter preceding paragraph (1), by inserting after "United States Government personnel" the following: ", or government personnel of allied forces participating in a combined operation with the armed forces,";

(B) in paragraph (1), by inserting after "armed forces" the following: ", or of allied forces participating in a combined operation with the armed forces,"; and

(C) in paragraph (2), by inserting after "armed forces" the following: ", or of allied forces participating in a combined operation with the armed forces"; and

(2) in subsection (c), by adding at the end the following:

"(3)(A) Subject to subparagraphs (B) and (C), an official who has authority delegated under paragraph (1) or (2) may use that authority, acting through government personnel of allied forces, to offer and make rewards.

"(B) The Secretary of Defense shall prescribe policies and procedures for making rewards in the manner described in subparagraph (A), which shall include guidance for the accountability of funds used for making rewards in that manner. The policies and procedures shall not take effect until 30 days after the date on which the Secretary submits the policies and procedures to the congressional defense committees. Rewards may not be made in the manner described in subparagraph (A) except under policies and procedures that have taken effect.

"(C) Rewards may not be made in the manner described in subparagraph (A) after September 30, 2009.

"(D) Not later than April 1, 2008, the Secretary of Defense shall submit to the congressional defense committees a report on the implementation of this paragraph. The report shall identify each reward made in the manner described in subparagraph (A) and, for each such reward—

"(i) identify the type, amount, and recipient of the reward;

"(ii) explain the reason for making the reward; and

"(iii) assess the success of the reward in advancing the effort to combat terrorism.".

(c) ANNUAL REPORT TO INCLUDE SPECIFIC INFORMATION ON ADDITIONAL AUTHORITY.—Section 127b of title 10, United States Code, is further amended in subsection (f)(2) by adding at the end the following new subparagraph:

"(D) Information on the implementation of paragraph (3) of subsection (c).".

SEC. 1034. SUPPORT FOR NON-FEDERAL DEVELOPMENT AND TESTING OF MATERIAL FOR CHEMICAL AGENT DEFENSE.

(a) AUTHORITY TO PROVIDE TOXIC CHEMICALS OR PRECURSORS.—

(1) IN GENERAL.—The Secretary of Defense, in coordination with the heads of other elements of the Federal Government, may make available, to a State, a unit of local government, or

a private entity incorporated in the United States, small quantities of a toxic chemical or precursor for the development or testing, in the United States, of material that is designed to be used for protective purposes.

(2) TERMS AND CONDITIONS.—Any use of the authority under paragraph (1) shall be subject to such terms and conditions as the Secretary considers appropriate.

(b) PAYMENT OF COSTS AND DISPOSITION OF FUNDS.—

(1) IN GENERAL.—The Secretary shall ensure, through the advance payment required by paragraph (2) and through any other payments that may be required, that a recipient of toxic chemicals or precursors under subsection (a) pays for all actual costs, including direct and indirect costs, associated with providing the toxic chemicals or precursors.

(2) ADVANCE PAYMENT.—In carrying out paragraph (1), the Secretary shall require each recipient to make an advance payment in an amount that the Secretary determines will equal all such actual costs.

(3) CREDITS.—A payment received under this subsection shall be credited to the account that was used to cover the costs for which the payment was provided. Amounts so credited shall be merged with amounts in that account, and shall be available for the same purposes, and subject to the same conditions and limitations, as other amounts in that account.

(c) CHEMICAL WEAPONS CONVENTION.—The Secretary shall ensure that toxic chemicals and precursors are made available under this section for uses and in quantities that comply with the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction, signed at Paris on January 13, 1993, and entered into force with respect to the United States on April 29, 1997.

(d) REPORT.—

(1) Not later than March 15, 2008, and each year thereafter, the Secretary shall submit to Congress a report on the use of the authority under subsection (a) during the previous calendar year. The report shall include a description of each use of the authority and specify what material was made available and to whom it was made available.

(2) Each report under paragraph (1) shall be submitted in unclassified form, but may include a classified annex.

(e) DEFINITIONS.—In this section, the terms "precursor", "protective purposes", and "toxic chemical" have the meanings given those terms in the convention referred to in subsection (c), in paragraph 2, paragraph 9(b), and paragraph 1, respectively, of article II of that convention.

SEC. 1035. PROHIBITION ON SALE OF F–14 FIGHTER AIRCRAFT AND RELATED PARTS.

(a) PROHIBITION ON SALE BY DEPARTMENT OF DEFENSE.—

(1) IN GENERAL.—Except as provided in paragraph (2), the Department of Defense may not sell (whether directly or indirectly) any F–14 fighter aircraft, any parts unique to the F–14 fighter aircraft, or any tooling or dies used in the manufacture of such aircraft or parts, whether such sales occur through the Defense Reutilization and Marketing Service or through another agency or element of the Department.

(2) EXCEPTION.—Paragraph (1) shall not apply with respect to the sale of F–14 fighter aircraft or parts for F–14 fighter aircraft to a museum or similar organization located in the United States that is involved in the preservation of F–14 fighter aircraft for historical purposes.

(b) PROHIBITION ON EXPORT LICENSE.—No license for the export of any F–14 fighter aircraft, any parts unique to the F–14 fighter aircraft, or any tooling or dies used in the manufacture of such aircraft or parts may be issued by the United States Government to a non-United States person or entity.

Subtitle E—Reports

SEC. 1041. EXTENSION AND MODIFICATION OF REPORT RELATING TO HARDENED AND DEEPLY BURIED TARGETS.

Section 1032 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107–314; 116 Stat. 2643; 10 U.S.C. 2358 note) is amended—

*(1) in the heading, by striking "**ANNUAL REPORT ON WEAPONS**" and inserting "**REPORT ON WEAPONS AND CAPABILITIES**";*

(2) in subsection (a)—

(A) in the heading, by striking "ANNUAL";

(B) by striking "April 1 of each year" and inserting "March 1, 2009, and every two years thereafter,";

(C) by striking "Director of Central Intelligence" and inserting "Director of National Intelligence";

(D) by striking "the preceding fiscal year" and inserting "the preceding two fiscal years and planned for the current fiscal year and the next fiscal year"; and

(E) by striking "to develop weapons" and inserting "to develop weapons and capabilities";

(3) in subsection (b)—

(A) in the matter preceding paragraph (1), by striking "The report for a fiscal year" and inserting "A report submitted";

(B) in paragraph (1), by striking "were undertaken during that fiscal year" and inserting "were or will be undertaken during the four-fiscal-year period covered by the report"; and

(C) in paragraph (2) in the matter preceding subparagraph (A), by striking "were undertaken during such fiscal year" and inserting "were or will be undertaken during the four-fiscal-year period covered by the report"; and

(4) in subsection (d), by striking "April 1, 2007" and inserting "March 1, 2013".

SEC. 1042. REPORT ON JOINT MODELING AND SIMULATION ACTIVITIES.

(a) REPORT REQUIRED.—Not later than December 31, 2008, the Secretary of Defense shall submit to the congressional defense committees a report that describes current and planned joint modeling and simulation activities within the Department of Defense.

(b) MATTERS TO BE INCLUDED.—The report under subsection (a) shall include the following:

(1) An identification and description of how joint modeling and simulation activities support the development of capabilities to meet joint and service-unique military requirements and needs, in areas including but not limited to joint training, experimentation, systems acquisition, test and evaluation, assessment, and planning.

(2) A description of how joint modeling and simulation activities are supportive of Department-level strategies and goals.

(3) For each appropriate element of the Department of Defense and each appropriate combatant command—

(A) An identification of modeling and simulation capabilities; and

(B) A description of plans and programs to continuously introduce new modeling and simulation technologies so as to enhance defense capabilities.

(4) A description of incentives and plans to reduce or divest duplicative or outdated capabilities as necessary.

(5) Plans or activities to allow non-defense users to access defense joint modeling and simulation activities, as appropriate.

(6) Budget and resource estimates, including government and contractor personnel requirements, for planned joint modeling and simulation activities.

(7) A description of the relationship and coordination between and among joint modeling and simulation activities and the modeling and simulation activities of elements of the Department of Defense, Federal agencies, State and local governments, academia, private industry, United States and international standards organizations, and international partners.

(8) Any other matters the Secretary considers appropriate.

(c) CONSULTATION.—The report under (a) shall be developed in consultation with appropriate military departments, Defense Agencies, combatant commands, and other defense activities.

SEC. 1043. RENEWAL OF SUBMITTAL OF PLANS FOR PROMPT GLOBAL STRIKE CAPABILITY.

Section 1032(b)(1) of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136; 117 Stat. 1605; 10 U.S.C. 113 note) is amended by inserting "and each of 2007, 2008, and 2009," after "2004, 2005, and 2006,".

SEC. 1044. REPORT ON WORKFORCE REQUIRED TO SUPPORT THE NUCLEAR MISSIONS OF THE NAVY AND THE DEPARTMENT OF ENERGY.

(a) IN GENERAL.—Not later than one year after the date of the enactment of this Act, the Secretary of Defense and the Secretary of Energy shall each submit to Congress a report on the requirements for a workforce to support the nuclear missions of the Navy and the Department of Energy during the 10-year period beginning on the date of the report.

(b) ELEMENTS.—Each report shall include—

(1) a description of the projected nuclear missions of the Navy and the Department of Energy during the 10-year period beginning on the date of the report;

(2) an assessment of existing knowledge retention programs within the Department of Defense, the Department of Energy, the national laboratories, and federally funded research facili-

ties that support the nuclear missions of the Navy and the Department of Energy, and any planned changes in those programs; and

(3) a plan to address anticipated workforce attrition, retirement, and recruiting trends during that period and ensure an adequate workforce in support of the nuclear missions of the Navy and the Department of Energy.

SEC. 1045. COMPTROLLER GENERAL REPORT ON DEFENSE FINANCE AND ACCOUNTING SERVICE RESPONSE TO BUTTERBAUGH V. DEPARTMENT OF JUSTICE.

(a) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Comptroller General of the United States shall submit to the congressional defense committees a report setting forth an assessment by the Comptroller General of the response of the Defense Finance and Accounting Service to the decision in Butterbaugh v. Department of Justice (336 F.3d 1332 (2003)).

(b) ELEMENTS.—The report required by subsection (a) shall include the following:

(1) An estimate of the number of members of the reserve components of the Armed Forces, both past and present, who are entitled to compensation under the decision in Butterbaugh v. Department of Justice.

(2) An assessment of the current policies, procedures, and timeliness of the Defense Finance and Accounting Service in implementing and resolving claims under the decision in Butterbaugh v. Department of Justice.

(3) An assessment whether or not the decisions made by the Defense Finance and Accounting Service in implementing the decision in Butterbaugh v. Department of Justice follow a consistent pattern of resolution.

(4) An assessment of whether or not the decisions made by the Defense Finance and Accounting Service in implementing the decision in Butterbaugh v. Department of Justice are resolving claims by providing more compensation than an individual has been able to prove, under the rule of construction that laws providing benefits to veterans are liberally construed in favor of the veteran.

(5) An estimate of the total amount of compensation payable to members of the reserve components of the Armed Forces, both past and present, as a result of the recent decision in Hernandez v. Department of the Air Force (No. 2006–3375, slip op.) that leave can be reimbursed for Reserve service before 1994, when Congress enacted chapter 43 of title 38, United States Code (commonly referred to as the "Uniformed Services Employment and Reemployment Rights Act").

(6) A comparative assessment of the handling of claims by the Defense Finance and Accounting Service under the decision in Butterbaugh v. Department of Justice with the handling of claims by other Federal agencies (selected by the Comptroller General for purposes of the comparative assessment) under that decision.

(7) A statement of the number of claims by members of the reserve components of the Armed Forces under the decision in Butterbaugh v. Department of Justice that have been adjudicated by the Defense Finance and Accounting Service.

(8) A statement of the number of claims by members of the reserve components of the Armed Forces under the decision in Butterbaugh v. Department of Justice that have been denied by the Defense Finance and Accounting Service.

(9) A comparative assessment of the average amount of time required for the Defense Finance and Accounting Service to resolve a claim under the decision in Butterbaugh v. Department of Justice with the average amount of time required by other Federal agencies (as so selected) to resolve a claim under that decision.

(10) A comparative statement of the backlog of claims with the Defense Finance and Accounting Service under the decision in Butterbaugh v. Department of Justice with the backlog of claims of other Federal agencies (as so selected) under that decision.

(11) An estimate of the amount of time required for the Defense Finance and Accounting Service to resolve all outstanding claims under the decision in Butterbaugh v. Department of Justice.

(12) An assessment of the reasonableness of the requirement of the Defense Finance and Accounting Service for the submittal by members of the reserve components of the Armed Forces of supporting documentation for claims under the decision in Butterbaugh v. Department of Justice.

(13) A comparative assessment of the requirement of the Defense Finance and Accounting Service for the submittal by members of the reserve components of the Armed Forces of supporting documentation for claims under the decision in Butterbaugh v. Department of Justice with the requirement of other Federal agencies (as so selected) for the submittal by such members of supporting documentation for such claims.

(14) Such recommendations for legislative action as the Comptroller General considers appropriate in light of the decision in Butterbaugh v. Department of Justice and the decision in Hernandez v. Department of the Air Force.

SEC. 1046. STUDY ON SIZE AND MIX OF AIRLIFT FORCE.

(a) STUDY REQUIRED.—The Secretary of Defense shall conduct a requirements-based study on alternatives for the proper size and mix of fixed-wing intratheater and intertheater airlift assets to meet the National Military Strategy for each of the following timeframes: fiscal year 2012, 2018, and 2024. The study shall—

(1) focus on organic and commercially programmed airlift capabilities;

(2) analyze the full-spectrum lifecycle costs of the various alternatives for organic models of each of the following aircraft: C–5A/B/C/M, C–17A, KC–X, KC–10, KC–135R, C–130E/H/J, Joint Cargo Aircraft; and

(3) incorporate the augmentation capability, viability, and feasibility of the Civil Reserve Air Fleet during activation stages I, II, and III.

(b) USE OF FFRDC.—The Secretary shall select, to carry out the study required by subsection (a), a federally funded research and development center that has experience and expertise in conducting similar studies.

(c) STUDY PLAN.—The study required by subsection (a) shall be carried out under a study plan. The study plan shall be developed as follows:

(1) The center selected under subsection (b) shall develop the study plan and shall, not later than 60 days after the date of enactment of this Act, submit the study plan to the congressional defense committees, the Secretary, and the Comptroller General of the United States.

(2) The Comptroller General shall review the study plan to determine whether it is complete and objective, and whether it has any flaws or weaknesses in scope or methodology, and shall, not later than 30 days after receiving the study plan, submit to the Secretary and the center a report that contains the results of that review and provides any recommendations that the Comptroller General considers appropriate for improvements to the study plan.

(3) The center shall modify the study plan to incorporate the recommendations under paragraph (2) and shall, not later than 45 days after receiving that report, submit to the Secretary and the congressional defense committees a report on those modifications. The report shall describe each modification and, if the modifications do not incorporate one or more of the recommendations, shall explain the reasons for not doing so.

(d) ELEMENTS OF STUDY PLAN.—The study plan required by subsection (c) shall address, at minimum, the following:

(1) A description of lift requirements and operating profiles for airlift aircraft required to meet the National Military Strategy, including assumptions regarding the following:

(A) Current and future military combat and support missions.

(B) The planned force structure growth of the military services.

(C) Potential changes in lift requirements, including the deployment of the Future Combat Systems by the Army.

(D) New capability in airlift to be provided by the KC(X) aircraft and the expected utilization of such capability, including its use in intratheater lift.

(E) The utilization of intertheater lift aircraft in intratheater combat mission support roles.

(F) The availability and application of Civil Reserve Air Fleet assets in future military scenarios.

(G) Air mobility requirements associated with the Global Rebasing Initiative of the Department of Defense.

(H) Air mobility requirements in support of worldwide peacekeeping and humanitarian missions.

(I) Air mobility requirements in support of homeland defense and national emergencies.

(J) The viability and capability of the Civil Reserve Air Fleet to augment organic forces in both friendly and hostile environments.

(K) An assessment of the Civil Reserve Air Fleet to adequately augment the organic fleet as it relates to commercial inventory management restructuring in response to future commercial markets, streamlining of operations, efficiency measures, or downsizing of the participant.

(2) An evaluation of the state of the current airlift fleet of the Air Force, including assessments of the following:

(A) The extent to which the increased use of airlift aircraft in ongoing operations is affecting the programmed service life of the aircraft of that fleet.

(B) The adequacy of the current airlift force, including whether or not a minimum of 299 strategic airlift aircraft for the Air Force is sufficient to support future expeditionary combat and non-combat missions, as well as domestic and training mission demands consistent with the requirements of meeting the National Military Strategy.

(C) The optimal mix of C–5 and C–17 aircraft for the strategic airlift fleet of the Air Force, to include the following:

(i) The cost-effectiveness of modernizing various iterations of the C–5A and C–5B/C aircraft fleet versus procuring additional C–17 aircraft.

(ii) The military capability, operational availability, usefulness, and service life of the C–5A/B/C/M aircraft and the C–17 aircraft. Such an assessment shall examine appropriate metrics, such as aircraft availability rates, departure rates, and mission capable rates, in each of the following cases:

(I) Completion of the Avionics Modernization Program and the Reliability Enhancement and Re-engining Program.

(II) Partial completion of the Avionics Modernization Program and the Reliability Enhancement and Re-engining Program, with partial completion of either such program being considered the point at which the continued execution of each program is no longer supported by the cost-effectiveness analysis.

(iii) At what specific fleet inventory for each organic aircraft, to include air refueling aircraft used in the airlift role, would it impede the ability of Civil Reserve Air Fleet participants to remain a viable augmentation option.

(D) An analysis and assessment of the lessons that may be learned from the experience of the Air Force in restarting the production line for the C–5 aircraft after having closed the line for several years, and recommendations for the actions that the Department of Defense should take to ensure that the production line for the C–17 aircraft could be restarted if necessary, including—

(i) an analysis of the methods that were used and costs that were incurred in closing and re-opening the production line for the C–5 aircraft;

(ii) an assessment of the methods and actions that should be employed and the expected costs and risks of closing and re-opening the production line for the C–17 aircraft in view of that experience.

Such analysis and assessment should deal with issues such as production work force, production facilities, tooling, industrial base suppliers, contractor logistics support versus

organic maintenance, and diminished manufacturing sources.

(E) Assessing the military capability, operational availability, usefulness, service life and optimal mix of intra-theater airlift aircraft, to include—

(i) the cost-effectiveness of procuring the Joint Cargo Aircraft versus procuring additional C–130J or refurbishing C–130E/H platforms to meet intra-theater airlift requirements of the combatant commander and component commands; and

(ii) the cost-effectiveness of procuring additional C–17 aircraft versus procuring additional C–130J platforms or refurbishing C–130E/H platforms to meet intra-theater airlift requirements of the combatant commander and component commands.

(3) Each analysis required by paragraph (2) shall include—

(A) a description of the assumptions and sensitivity analysis utilized in the study regarding aircraft performances and cargo loading factors; and

(B) a comprehensive statement of the data and assumptions utilized in making the program life cycle cost estimates and a comparison of cost and risk associated with the optimally mixed fleet of airlift aircraft versus the program of record airlift aircraft fleet.

(e) UTILIZATION OF OTHER STUDIES.—The study required by subsection (a) shall build upon the results of the 2005 Mobility Capabilities Studies, the ongoing Intratheater Airlift Fleet Mix Analysis, the Intratheater Lift Capabilities Study, the Joint Future Theater Airlift Capabilities Analysis, and other appropriate studies and analyses, such as Fleet Viability Board Reports or special aircraft assessments. The study shall also include any testing data collected on modernization, recapitalization, and upgrade efforts of current organic aircraft.

(f) COLLABORATION WITH UNITED STATES TRANSPORTATION COMMAND.—In conducting the study required by subsection (a) and preparing the report required by subsection (c)(3), the center shall collaborate with the commander of the United States Transportation Command.

(g) COLLABORATION WITH COST ANALYSIS IMPROVEMENT GROUP.—In conducting the study required by subsection (a) and constructing the analysis required by subsection (a)(2), the center shall collaborate with the Cost Analysis Improvement Group of the Department of Defense.

(h) REPORT.—Not later than January 10, 2009, the center selected under subsection (b) shall submit to the Secretary and the congressional defense committees a report on the study required by subsection (a). The report shall be submitted in unclassified form, but shall include a classified annex.

SEC. 1047. REPORT ON FEASIBILITY OF ESTABLISHING A DOMESTIC MILITARY AVIATION NATIONAL TRAINING CENTER.

(a) IN GENERAL.—Not later than June 1, 2008, the Secretary of Defense shall submit to the congressional defense committees a report to determine the feasibility of establishing a Border State Aviation Training Center (BSATC) to support the current and future requirements of the existing RC–26 training site for counterdrug ac-

tivities, located at the Fixed Wing Army National Guard Aviation Training Site (FWAATS), including the domestic reconnaissance and surveillance missions of the National Guard in support of local, State, and Federal law enforcement agencies, provided that the activities to be conducted at the BSATC shall not duplicate or displace any activity or program at the RC–26 training site or the FWAATS.

(b) CONTENT.—The report required under subsection (a) shall—

(1) examine the current and past requirements of RC–26 aircraft in support of local, State, and Federal law enforcement and determine the number of additional aircraft required to provide such support for each State that borders Canada, Mexico, or the Gulf of Mexico;

(2) determine the number of military and civilian personnel required to run a RC–26 domestic training center meeting the requirements identified under paragraph (1);

(3) determine the requirements and cost of locating such a training center at a military installation for the purpose of preempting and responding to security threats and responding to crises; and

(4) include a comprehensive review of the number and type of intelligence, reconnaissance, and surveillance platforms needed for the National Guard to effectively provide domestic operations and civil support (including homeland defense and counterdrug) to local, State, and Federal law enforcement and first responder entities and how those platforms would provide additional capabilities not currently available from the assets of other local, State, and Federal agencies.

(c) CONSULTATION.—In preparing the report required under subsection (a), the Secretary of Defense shall consult with the Adjutant General of each State that borders Canada, Mexico, or the Gulf of Mexico, the Adjutant General of the State of West Virginia, and the National Guard Bureau.

SEC. 1048. LIMITED FIELD USER EVALUATIONS FOR COMBAT HELMET PAD SUSPENSION SYSTEMS.

(a) IN GENERAL.—The Secretary of Defense shall carry out a limited field user evaluation and operational assessment of qualified combat helmet pad suspension systems. The evaluation and assessment shall be carried out using verified product representative samples from combat helmet pad suspension systems that are qualified as of the date of the enactment of this Act.

(b) REPORT.—Not later than September 30, 2008, the Secretary shall submit to the congressional defense committees a report on the results of the limited field user evaluation and operational assessment.

(c) FUNDING.—The limited field user evaluation and operational assessment required by subsection (a) shall be conducted using funds appropriated pursuant to an authorization of appropriations or otherwise made available for fiscal year 2008 for operation and maintenance, Army, for soldier protection and safety.

SEC. 1049. STUDY ON NATIONAL SECURITY INTERAGENCY SYSTEM.

(a) STUDY REQUIRED.—Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense shall enter into an agreement with an independent, non-profit, non-partisan organi-

zation to conduct a study on the national security interagency system.

(b) REPORT.—The agreement entered into under subsection (a) shall require the organization to submit to Congress and the President a report containing the results of the study conducted pursuant to such agreement and any recommendations for changes to the national security interagency system (including legislative or regulatory changes) identified by the organization as a result of the study.

(c) SUBMITTAL DATE.—The agreement entered into under subsection (a) shall require the organization to submit the report required under subsection (a) not later than September 1, 2008.

(d) NATIONAL SECURITY INTERAGENCY SYSTEM DEFINED.—In this section, the term "national security interagency system" means the structures, mechanisms, and processes by which the departments, agencies, and elements of the Federal Government that have national security missions coordinate and integrate their policies, capabilities, expertise, and activities to accomplish such missions.

(e) FUNDING.—Of the amount authorized to be appropriated by section 301(5) for operation and maintenance for Defense-wide activities, not more than $3,000,000 may be available to carry out this section.

SEC. 1050. REPORT ON SOLID ROCKET MOTOR INDUSTRIAL BASE.

(a) REPORT.—Not later than 190 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the status, capability, viability, and capacity of the solid rocket motor industrial base in the United States.

(b) CONTENT.—The report required under subsection (a) shall include the following:

(1) An assessment of the ability to maintain the Minuteman III intercontinental ballistic missile through its planned operational life.

(2) An assessment of the ability to maintain the Trident II D–5 submarine launched ballistic missile through its planned operational life.

(3) An assessment of the ability to maintain all other space launch, missile defense, and other vehicles with solid rocket motors, through their planned operational lifetimes.

(4) An assessment of the ability to support projected future requirements for vehicles with solid rocket motors to support space launch, missile defense, or any range of ballistic missiles determined to be necessary to meet defense needs or other requirements of the United States Government.

(5) An assessment of the required materials, the supplier base, the production facilities, and the production workforce needed to ensure that current and future requirements could be met.

(6) An assessment of the adequacy of the current and projected industrial base support programs to support the full range of projected future requirements identified in paragraph (4).

SEC. 1051. REPORTS ON ESTABLISHMENT OF A MEMORIAL FOR MEMBERS OF THE ARMED FORCES WHO DIED IN THE AIR CRASH IN BAKERS CREEK, AUSTRALIA, AND ESTABLISHMENT OF OTHER MEMORIALS IN ARLINGTON NATIONAL CEMETERY.

(a) BAKERS CREEK MEMORIAL.—Not later than April 1, 2008, the Secretary of the Army shall submit to the Committee on Armed Services and the Committee on Veterans' Affairs of the House of Representatives and the Committee on Armed Services and the Committee on Veterans' Affairs of the Senate a report containing a discussion of locations outside of Arlington National Cemetery that would serve as a suitable location for the establishment of a memorial to honor the memory of the 40 members of the Armed Forces of the United States who lost their lives in the air crash at Bakers Creek, Australia, on June 14, 1943.

(b) MEMORIALS IN ARLINGTON NATIONAL CEMETERY.—Not later than April 1, 2008, the Secretary of the Army shall submit to the congressional committees specified in subsection (a) a report containing—

(1) recommendations to implement the results of the study regarding proposals for the construction of new memorials in Arlington National Cemetery that was conducted pursuant to section 2897 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 2157); and

(2) proposed legislation, if necessary, to implement the results of the study.

Subtitle F—Other Matters

SEC. 1061. REIMBURSEMENT FOR NATIONAL GUARD SUPPORT PROVIDED TO FEDERAL AGENCIES.

Section 377 of title 10, United States Code, is amended—

(1) in subsection (a), by striking "To the extent" and inserting "Subject to subsection (c), to the extent"; and

(2) by striking subsection (b) and inserting the following new subsections:

"(b)(1) Subject to subsection (c), the Secretary of Defense shall require a Federal agency to which law enforcement support or support to a national special security event is provided by National Guard personnel performing duty under section 502(f) of title 32 to reimburse the Department of Defense for the costs of that support, notwithstanding any other provision of law. No other provision of this chapter shall apply to such support.

"(2) Any funds received by the Department of Defense under this subsection as reimbursement for support provided by personnel of the National Guard shall be credited, at the election of the Secretary of Defense, to the following:

"(A) The appropriation, fund, or account used to fund the support.

"(B) The appropriation, fund, or account currently available for reimbursement purposes.

"(c) An agency to which support is provided under this chapter or section 502(f) of title 32 is not required to reimburse the Department of Defense for such support if the Secretary of Defense waives

reimbursement. The Secretary may waive the reimbursement requirement under this subsection if such support—

"(1) is provided in the normal course of military training or operations; or

"(2) results in a benefit to the element of the Department of Defense or personnel of the National Guard providing the support that is substantially equivalent to that which would otherwise be obtained from military operations or training.".

SEC. 1062. CONGRESSIONAL COMMISSION ON THE STRATEGIC POSTURE OF THE UNITED STATES.

(a) ESTABLISHMENT.—There is hereby established a commission to be known as the "Congressional Commission on the Strategic Posture of the United States". The purpose of the commission is to examine and make recommendations with respect to the long-term strategic posture of the United States.

(b) COMPOSITION.—

(1) MEMBERSHIP.—The commission shall be composed of 12 members appointed as follows:

(A) Three by the chairman of the Committee on Armed Services of the House of Representatives.

(B) Three by the ranking minority member of the Committee on Armed Services of the House of Representatives.

(C) Three by the chairman of the Committee on Armed Services of the Senate.

(D) Three by the ranking minority member of the Committee on Armed Services of the Senate.

(2) CHAIRMAN; VICE CHAIRMAN.—

(A) CHAIRMAN.—The chairman of the Committee on Armed Services of the House of Representatives and the chairman of the Committee on Armed Services of the Senate shall jointly designate one member of the commission to serve as chairman of the commission.

(B) VICE CHAIRMAN.—The ranking minority member of the Committee on Armed Services of the House of Representatives and the ranking minority member of the Committee on Armed Services of the Senate shall jointly designate one member of the commission to serve as vice chairman of the commission.

(3) PERIOD OF APPOINTMENT; VACANCIES.—Members shall be appointed for the life of the commission. Any vacancy in the commission shall be filled in the same manner as the original appointment.

(c) DUTIES.—

(1) REVIEW.—The commission shall conduct a review of the strategic posture of the United States, including a strategic threat assessment and a detailed review of nuclear weapons policy, strategy, and force structure.

(2) ASSESSMENT AND RECOMMENDATIONS.—

(A) ASSESSMENT.—The commission shall assess the benefits and risks associated with the current strategic posture and nuclear weapons policies of the United States.

(B) RECOMMENDATIONS.—The commission shall make recommendations as to the most appropriate strategic posture and most effective nuclear weapons strategy.

(d) COOPERATION FROM GOVERNMENT.—

(1) COOPERATION.—In carrying out its duties, the commission shall receive the full and timely cooperation of the Secretary of Defense, the Secretary of Energy, the Secretary of State, the Director of National Intelligence, and any other United States Government official in providing the commission with analyses, briefings, and other information necessary for the fulfillment of its responsibilities.

(2) LIAISON.—The Secretary of Defense, the Secretary of Energy, the Secretary of State, and the Director of National Intelligence shall each designate at least one officer or employee of the Department of Defense, the Department of Energy, the Department of State, and the intelligence community, respectively, to serve as a liaison officer between the department (or the intelligence community, as the case may be) and the commission.

(e) REPORT.—Not later than December 1, 2008, the commission shall submit to the President, the Secretary of Defense, the Secretary of Energy, the Secretary of State, the Committee on Armed Services of the Senate, and the Committee on Armed Services of the House of Representatives a report on the commission's findings, conclusions, and recommendations. The report shall identify the strategic posture and nuclear weapons strategy recommended under subsection (c)(2)(B) and shall include—

(1) the military capabilities and force structure necessary to support the strategy, including both nuclear and non-nuclear capabilities that might support the strategy;

(2) the number of nuclear weapons required to support the strategy, including the number of replacement warheads required, if any;

(3) the appropriate qualitative analysis, including force-on-force exchange modeling, to calculate the effectiveness of the strategy under various scenarios;

(4) the nuclear infrastructure (that is, the size of the nuclear complex) required to support the strategy;

(5) an assessment of the role of missile defenses in the strategy;

(6) an assessment of the role of nonproliferation programs in the strategy;

(7) the political and military implications of the strategy for the United States and its allies; and

(8) any other information or recommendations relating to the strategy (or to the strategic posture) that the commission considers appropriate.

(f) FUNDING.—Of the amounts appropriated or otherwise made available pursuant to this Act to the Department of Defense, $5,000,000 is available to fund the activities of the commission.

(g) TERMINATION.—The commission shall terminate on June 1, 2009.

SEC. 1063. TECHNICAL AND CLERICAL AMENDMENTS.

(a) TITLE 10, UNITED STATES CODE.—Title 10, United States Code, is amended as follows:

(1) Chapter 3 is amended—

(A) by redesignating the section 127c added by section 1201(a) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2410) as section 127d and transferring that section so as to

appear immediately after the section 127c added by section 1231(a) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3467); and

(B) by revising the table of sections at the beginning of such chapter to reflect the redesignation and transfer made by paragraph (1).

(2) Section 629(d)(1) is amended by inserting a comma after "(a)".

(3) Section 662(b) is amended by striking "paragraphs (1), (2), and (3) of subsection (a)" and inserting "paragraphs (1) and (2) of subsection (a)".

(4) Subsections (c) and (d) of section 948r are each amended by striking "Defense Treatment Act of 2005" each place it appears and inserting "Detainee Treatment Act of 2005".

(5) The table of sections at the beginning of subchapter VI of chapter 47A is amended by striking the item relating to section 950j and inserting the following:

"950j. Finality of proceedings, findings, and sentences.".

(6) Section 950f(b) is amended by striking "No person may be serve" and inserting "No person may serve".

*(7) The heading for section 950j is amended by striking "**Finality or**" and inserting "**Finality of**".*

(8) Section 1034(b)(2) is amended by inserting "unfavorable" before "action" the second place it appears.

(9) Section 1588(d)(1)(B) is amended by striking "the Act of March 9, 1920, commonly known as the 'Suits in Admiralty Act' (41 Stat. 525; 46 U.S.C. App. 741 et seq.) and the Act of March 3, 1925, commonly known as the 'Public Vessels Act' (43 Stat. 1112; 46 U.S.C. App. 781 et seq.)" and inserting "chapters 309 and 311 of title 46".

(10) The table of sections at the beginning of chapter 137 is amended by striking the item relating to section 2333 and inserting the following new item:

"2333. Joint policies on requirements definition, contingency program management, and contingency contracting.".

(11) The table of sections at the beginning of chapter 141 is amended by inserting a period at the end of the item relating to section 2410p.

(12) The table of sections at the beginning of chapter 152 is amended by inserting a period at the end of the item relating to section 2567.

(13) Section 2583(e) is amended by striking "DOGS" and inserting "ANIMALS".

(14) Section 2668(e) is amended by striking "and (d)" and inserting "and (e)".

(15) Section 12304(a) is amended by striking the second period at the end.

(16) Section 14310(d)(1) is amended by inserting a comma after "(a)".

(b) TITLE 37, UNITED STATES CODE.—Section 302c(d)(1) of title 37, United States Code, is amended by striking "Services Corps" and inserting "Service Corps".

(c) JOHN WARNER NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2007.—Effective as of October 17, 2006, and as if in-

cluded therein as enacted, the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364) is amended as follows:

(1) Section 333(a) (120 Stat. 2151) is amended—

(A) by striking "Section 332(c)" and inserting "Section 332"; and

(B) in paragraph (1), by inserting "in subsection (c)," after "(1)".

(2) Section 348(2) (120 Stat. 2159) is amended by striking "60 days of" and inserting "60 days after".

(3) Section 511(a)(2)(D)(i) (120 Stat. 2182) is amended by inserting a comma after "title".

(4) Section 591(b)(1) (120 Stat. 2233) is amended by inserting a period after "this title".

(5) Section 606(b)(1)(A) (120 Stat. 2246) is amended by striking "in" and inserting "In".

(6) Section 670(b) (120 Stat. 2269) is amended by striking "such title" and inserting "such chapter".

(7) Section 673 (120 Stat. 2271) is amended—

(A) in subsection (a)(1), by inserting "the second place it appears" before "and inserting";

(B) in subsection (b)(1)—

(i) by striking "Section" and inserting "Subsection (a) of section"; and

(ii) by inserting "the second place it appears" before "and inserting"; and

(C) in subsection (c)(1), by inserting "the second place it appears" before "and inserting".

(8) Section 842(a)(2) (120 Stat. 2337) is amended by striking "adding at the end" and inserting "inserting after the item relating to section 2533a".

(9) Section 1017(b)(2) (120 Stat. 2379; 10 U.S.C. 2631 note) is amended by striking "section 27" and all that follows through the period at the end and inserting "sections 12112 and 50501 and chapter 551 of title 46, United States Code.".

(10) Section 1071(f) (120 Stat. 2402) is amended by striking "identical" both places it appears.

(11) Section 1231(d) (120 Stat. 2430; 22 U.S.C. 2776a(d)) is amended by striking "note".

(12) Section 2404(b)(2)(A)(ii) (120 Stat. 2459) is amended by striking "2906 of such Act" and inserting "2906A of such Act".

(13) Section 2831 (120 Stat. 2480) is amended—

(A) by striking "Section 2667(d)" and inserting "Section 2667(e)"; and

(B) by inserting "as redesignated by section 662(b)(1) of this Act," after "Code,".

(d) PUBLIC LAW 109–366.—Effective as of October 17, 2006, and as if included therein as enacted, Public Law 109–366 is amended as follows:

(1) Section 8(a)(3) (120 Stat. 2636) is amended by inserting a semicolon after "subsection".

(2) Section 9(1) (120 Stat. 2636) is amended by striking "No. 1." and inserting "No. 1,".

(e) NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2006.—Effective as of January 6, 2006, and as if included therein as enacted, the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) is amended as follows:

(1) Section 571 (119 Stat. 3270) is amended by striking "931 et seq.)" and inserting "921 et seq.)".

(2) Section 1052(j) (119 Stat. 3435) is amended by striking "Section 1049" and inserting "Section 1409".

(f) MILITARY COMMISSIONS ACT OF 2006.—Section 7 of the Military Commissions Act of 2006 (Public Law 109–366) is amended by striking "added by added by" and inserting "added by".

(g) NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2004.—The National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136) is amended as follows:

(1) Section 706(a) (117 Stat. 1529; 10 U.S.C. 1076b note) is amended by striking "those program" and inserting "those programs".

(2) Section 1413(a) (117 Stat. 1665; 41 U.S.C. 433 note) is amended by striking "(A))" and inserting "(A)))".

(3) Section 1602(e)(3) (117 Stat. 1683; 10 U.S.C. 2302 note) is amended by inserting "Security" after "Health".

(h) NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 1994.—Section 845(a) of the National Defense Authorization Act for Fiscal Year 1994 (10 U.S.C. 2371 note) is amended—

(1) in paragraph (2)(A), by inserting "Research" after "Defense Advanced"; and

(2) in paragraph (3), by inserting "Research" after "Defense Advanced".

(i) NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 1993.—Section 722(a)(1) of the National Defense Authorization Act for Fiscal Year 1993 (Public Law 102–484; 10 U.S.C. 1073 note) is amended by striking "155 Stat." and inserting "115 Stat.".

SEC. 1064. REPEAL OF CERTIFICATION REQUIREMENT.

Section 1063 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3445) is repealed.

SEC. 1065. MAINTENANCE OF CAPABILITY FOR SPACE-BASED NUCLEAR DETECTION.

The Secretary of Defense shall maintain the capability for space-based nuclear detection at a level that meets or exceeds the level of capability as of the date of the enactment of this Act.

SEC. 1066. SENSE OF CONGRESS REGARDING DETAINEES AT NAVAL STATION, GUANTANAMO BAY, CUBA.

It is the sense of Congress that—

(1) the Nation extends its gratitude to the military personnel who guard and interrogate some of the world's most dangerous men every day at Naval Station, Guantanamo Bay, Cuba;

(2) the United States Government should urge the international community, in general, and in particular, the home countries of the detainees who remain in detention despite having been ordered released by a Department of Defense administrative review board, to work with the Department of Defense to facilitate and expedite the repatriation of such detainees;

(3) detainees at Guantanamo Bay, to the maximum extent possible, should be charged and expeditiously prosecuted for crimes committed against the United States; and

(4) operations at Guantanamo Bay should be carried out in a way that upholds the national interest and core values of the American people.

SEC. 1067. A REPORT ON TRANSFERRING INDIVIDUALS DETAINED AT NAVAL STATION, GUANTANAMO BAY, CUBA.

(a) REPORT REQUIRED.—Not later than 60 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report that contains the Secretary's plan for each individual presently detained at Naval Station, Guantanamo Bay, Cuba, under the control of the Joint Task Force Guantanamo, who is or has ever been classified as an "enemy combatant" (referred to in this section as a "detainee").

(b) CONTENTS OF REPORT.—The report required under subsection (a) shall include each of the following:

(1) An identification of the number of detainees who, as of December 31, 2007, the Department estimates—

(A) will have been or will be charged with one or more crimes and may, therefore, be tried before a military commission;

(B) will be subject of an order calling for the release or transfer of the detainee from the Guantanamo Bay facility; or

(C) will not have been charged with any crimes and will not be subject to an order calling for the release or transfer of the detainee from the Guantanamo Bay facility, but whom the Department wishes to continue to detain.

(2) A description of the actions required to be undertaken, by the Secretary of Defense, possibly the heads of other Federal agencies, and Congress, to ensure that detainees who are subject to an order calling for their release or transfer from the Guantanamo Bay facility have, in fact, been released.

(c) FORM.—The report required by subsection (a) shall be submitted in unclassified form but may contain a classified annex.

SEC. 1068. REPEAL OF PROVISIONS IN SECTION 1076 OF PUBLIC LAW 109–364 RELATING TO USE OF ARMED FORCES IN MAJOR PUBLIC EMERGENCIES.

(a) INTERFERENCE WITH STATE AND FEDERAL LAWS.—

(1) IN GENERAL.—Section 333 of title 10, United States Code, is amended to read as follows:

"§ 333. Interference with State and Federal law

"The President, by using the militia or the armed forces, or both, or by any other means, shall take such measures as he considers necessary to suppress, in a State, any insurrection, domestic violence, unlawful combination, or conspiracy, if it—

"(1) so hinders the execution of the laws of that State, and of the United States within the State, that any part or class of its people is deprived of a right, privilege, immunity, or protection named in the Constitution and secured by law, and the constituted authorities of that State are unable, fail, or refuse to protect that right, privilege, or immunity, or to give that protection; or

"(2) opposes or obstructs the execution of the laws of the United States or impedes the course of justice under those laws.

In any situation covered by clause (1), the State shall be considered to have denied the equal protection of the laws secured by the Constitution.".

(2) PROCLAMATION TO DISPERSE.—Section 334 of such title is amended by striking "or those obstructing the enforcement of the laws" after "insurgents".

(3) HEADING AMENDMENT.—The heading of chapter 15 of such title is amended to read as follows:

"CHAPTER 15—INSURRECTION".

(4) CLERICAL AMENDMENTS.—

(A) The table of sections at the beginning of chapter 15 of such title is amended by striking the item relating to section 333 and inserting the following new item:

"333. Interference with State and Federal law.".

(B) The tables of chapters at the beginning of subtitle A of title 10, United States Code, and at the beginning of part I of such subtitle, are each amended by striking the item relating to chapter 15 and inserting the following new item:

"15. Insurrection ..... 331".

(b) REPEAL OF SECTION RELATING TO PROVISION OF SUPPLIES, SERVICES, AND EQUIPMENT.—

(1) IN GENERAL.—Section 2567 of title 10, United States Code, is repealed.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 152 of such title is amended by striking the item relating to section 2567.

(c) CONFORMING AMENDMENT.—Section 12304(c) of such title is amended by striking "Except to perform" and all that follows through "this section" and inserting "No unit or member of a reserve component may be ordered to active duty under this section to perform any of the functions authorized by chapter 15 or section 12406 of this title or, except as provided in subsection (b),".

(d) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act.

SEC. 1069. STANDARDS REQUIRED FOR ENTRY TO MILITARY INSTALLATIONS IN UNITED STATES.

(a) DEVELOPMENT OF STANDARDS.—

(1) ACCESS STANDARDS FOR VISITORS.—The Secretary of Defense shall develop access standards applicable to all military installations in the United States. The standards shall require screening standards appropriate to the type of installation involved, the security level, category of individuals authorized to visit the installation, and level of access to be granted, including—

(A) protocols to determine the fitness of the individual to enter an installation; and

(B) standards and methods for verifying the identity of the individual.

(2) ADDITIONAL CRITERIA.—The standards required under paragraph (1) may—

(A) provide for expedited access to a military installation for Department of Defense personnel and employees and family members of personnel who reside on the installation;

(B) provide for closer scrutiny of categories of individuals determined by the Secretary of Defense to pose a higher potential security risk; and

(C) in the case of an installation that the Secretary determines contains particularly sensitive facilities, provide additional screening requirements, as well as physical and other security measures for the installation.

(b) USE OF TECHNOLOGY.—The Secretary of Defense is encouraged to procure and field existing identification screening technology and to develop additional technology only to the extent necessary to assist commanders of military installations in implementing the standards developed under this section at points of entry for such installations.

(c) DEADLINES.—

(1) DEVELOPMENT AND IMPLEMENTATION.—The Secretary of Defense shall develop the standards required under this section by not later than July 1, 2008, and implement such standards by not later than January 1, 2009.

(2) SUBMISSION TO CONGRESS.—Not later than August 1, 2009, the Secretary shall submit to the Committees on Armed Services of the Senate and House of Representatives the standards implemented pursuant to paragraph (1).

SEC. 1070. REVISED NUCLEAR POSTURE REVIEW.

(a) REQUIREMENT FOR COMPREHENSIVE REVIEW.—In order to clarify United States nuclear deterrence policy and strategy for the near term, the Secretary of Defense shall conduct a comprehensive review of the nuclear posture of the United States for the next 5 to 10 years. The Secretary shall conduct the review in consultation with the Secretary of Energy and the Secretary of State.

(b) ELEMENTS OF REVIEW.—The nuclear posture review shall include the following elements:

(1) The role of nuclear forces in United States military strategy, planning, and programming.

(2) The policy requirements and objectives for the United States to maintain a safe, reliable, and credible nuclear deterrence posture.

(3) The relationship among United States nuclear deterrence policy, targeting strategy, and arms control objectives.

(4) The role that missile defense capabilities and conventional strike forces play in determining the role and size of nuclear forces.

(5) The levels and composition of the nuclear delivery systems that will be required for implementing the United States national and military strategy, including any plans for replacing or modifying existing systems.

(6) The nuclear weapons complex that will be required for implementing the United States national and military strategy, including any plans to modernize or modify the complex.

(7) The active and inactive nuclear weapons stockpile that will be required for implementing the United States national and military strategy, including any plans for replacing or modifying warheads.

(c) REPORT TO CONGRESS.—The Secretary of Defense shall submit to Congress, in unclassified and classified forms as necessary, a report on the results of the nuclear posture review conducted under this section. The report shall be submitted concurrently with the quadrennial defense review required to be submitted under section 118 of title 10, United States Code, in 2009.

(d) SENSE OF CONGRESS.—It is the sense of Congress that the nuclear posture review conducted under this section should be used as a basis for establishing future United States arms control objectives and negotiating positions.

SEC. 1071. TERMINATION OF COMMISSION ON THE IMPLEMENTATION OF THE NEW STRATEGIC POSTURE OF THE UNITED STATES.

Section 1051 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3431) is repealed.

SEC. 1072. SECURITY CLEARANCES; LIMITATIONS.

(a) IN GENERAL.—Title III of the Intelligence Reform and Terrorism Prevention Act of 2004 (50 U.S.C. 435b) is amended by adding at the end the following new section:

"SEC. 3002. SECURITY CLEARANCES; LIMITATIONS.

"(a) DEFINITIONS.—In this section:

"(1) CONTROLLED SUBSTANCE.—The term 'controlled substance' has the meaning given that term in section 102 of the Controlled Substances Act (21 U.S.C. 802).

"(2) COVERED PERSON.—The term 'covered person' means—

"(A) an officer or employee of a Federal agency;

"(B) a member of the Army, Navy, Air Force, or Marine Corps who is on active duty or is in an active status; and

"(C) an officer or employee of a contractor of a Federal agency.

"(3) RESTRICTED DATA.—The term 'Restricted Data' has the meaning given that term in section 11 of the Atomic Energy Act of 1954 (42 U.S.C. 2014).

"(4) SPECIAL ACCESS PROGRAM.—The term 'special access program' has the meaning given that term in section 4.1 of Executive Order 12958 (60 Fed. Reg. 19825).

"(b) PROHIBITION.—After January 1, 2008, the head of a Federal agency may not grant or renew a security clearance for a covered person who is an unlawful user of a controlled substance or an addict (as defined in section 102(1) of the Controlled Substances Act (21 U.S.C. 802)).

"(c) DISQUALIFICATION.—

"(1) IN GENERAL.—After January 1, 2008, absent an express written waiver granted in accordance with paragraph (2), the head of a Federal agency may not grant or renew a security clearance described in paragraph (3) for a covered person who—

"(A) has been convicted in any court of the United States of a crime, was sentenced to imprisonment for a

term exceeding 1 year, and was incarcerated as a result of that sentence for not less than 1 year;

"(B) has been discharged or dismissed from the Armed Forces under dishonorable conditions; or

"(C) is mentally incompetent, as determined by an adjudicating authority, based on an evaluation by a duly qualified mental health professional employed by, or acceptable to and approved by, the United States Government and in accordance with the adjudicative guidelines required by subsection (d).

"(2) WAIVER AUTHORITY.—In a meritorious case, an exception to the disqualification in this subsection may be authorized if there are mitigating factors. Any such waiver may be authorized only in accordance with—

"(A) standards and procedures prescribed by, or under the authority of, an Executive Order or other guidance issued by the President; or

"(B) the adjudicative guidelines required by subsection (d).

"(3) COVERED SECURITY CLEARANCES.—This subsection applies to security clearances that provide for access to—

"(A) special access programs;

"(B) Restricted Data; or

"(C) any other information commonly referred to as 'sensitive compartmented information'.

"(4) ANNUAL REPORT.—

"(A) REQUIREMENT FOR REPORT.—Not later than February 1 of each year, the head of a Federal agency shall submit a report to the appropriate committees of Congress if such agency employs or employed a person for whom a waiver was granted in accordance with paragraph (2) during the preceding year. Such annual report shall not reveal the identity of such person, but shall include for each waiver issued the disqualifying factor under paragraph (1) and the reasons for the waiver of the disqualifying factor.

"(B) DEFINITIONS.—In this paragraph:

"(i) APPROPRIATE COMMITTEES OF CONGRESS.—The term 'appropriate committees of Congress' means, with respect to a report submitted under subparagraph (A) by the head of a Federal agency—

"(I) the congressional defense committees;

"(II) the congressional intelligence committees;

"(III) the Committee on Homeland Security and Governmental Affairs of the Senate;

"(IV) the Committee on Oversight and Government Reform of the House of Representatives; and

"(V) each Committee of the Senate or the House of Representatives with oversight authority over such Federal agency.

"(ii) CONGRESSIONAL DEFENSE COMMITTEES.—The term 'congressional defense committees' has the meaning given that term in section 101(a)(16) of title 10, United States Code.

"(iii) CONGRESSIONAL INTELLIGENCE COMMITTEES.—The term 'congressional intelligence committees'

has the meaning given that term in section 3 of the National Security Act of 1947 (50 U.S.C. 401a).

"(d) ADJUDICATIVE GUIDELINES.—

"(1) REQUIREMENT TO ESTABLISH.—The President shall establish adjudicative guidelines for determining eligibility for access to classified information.

"(2) REQUIREMENTS RELATED TO MENTAL HEALTH.—The guidelines required by paragraph (1) shall—

"(A) include procedures and standards under which a covered person is determined to be mentally incompetent and provide a means to appeal such a determination; and

"(B) require that no negative inference concerning the standards in the guidelines may be raised solely on the basis of seeking mental health counseling.".

(b) CONFORMING AMENDMENTS.—

(1) REPEAL.—Section 986 of title 10, United States Code, is repealed.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 49 of such title is amended by striking the item relating to section 986.

(3) EFFECTIVE DATE.—The amendments made by this subsection shall take effect on January 1, 2008.

SEC. 1073. IMPROVEMENTS IN THE PROCESS FOR THE ISSUANCE OF SECURITY CLEARANCES.

(a) DEMONSTRATION PROJECT.—Not later than 6 months after the date of the enactment of this Act, the Secretary of Defense and the Director of National Intelligence shall implement a demonstration project that applies new and innovative approaches to improve the processing of requests for security clearances.

(b) EVALUATION.—Not later than 1 year after the date of the enactment of this Act, the Secretary of Defense and the Director of National Intelligence shall carry out an evaluation of the process for issuing security clearances and develop a specific plan and schedule for replacing such process with an improved process.

(c) REPORT.—Not later than 30 days after the date of the completion of the evaluation required by subsection (b), the Secretary of Defense and the Director of National Intelligence shall submit to Congress a report on—

(1) the results of the demonstration project carried out pursuant to subsection (a);

(2) the results of the evaluation carried out under subsection (b); and

(3) the recommended specific plan and schedule for replacing the existing process for issuing security clearances with an improved process.

SEC. 1074. PROTECTION OF CERTAIN INDIVIDUALS.

(a) PROTECTION FOR DEPARTMENT LEADERSHIP.—The Secretary of Defense, under regulations prescribed by the Secretary and in accordance with guidelines approved by the Secretary and the Attorney General, may authorize qualified members of the Armed Forces and qualified civilian employees of the Department of Defense to provide physical protection and personal security within the United States to the following persons who, by nature of their positions, require continuous security and protection:

(1) Secretary of Defense.
(2) Deputy Secretary of Defense.
(3) Chairman of the Joint Chiefs of Staff.
(4) Vice Chairman of the Joint Chiefs of Staff.
(5) Secretaries of the military departments.
(6) Chiefs of the Services.
(7) Commanders of combatant commands.

(b) PROTECTION FOR ADDITIONAL PERSONNEL.—

(1) AUTHORITY TO PROVIDE.—The Secretary of Defense, under regulations prescribed by the Secretary and in accordance with guidelines approved by the Secretary and the Attorney General, may authorize qualified members of the Armed Forces and qualified civilian employees of the Department of Defense to provide physical protection and personal security within the United States to individuals other than individuals described in paragraphs (1) through (7) of subsection (a) if the Secretary determines that such protection and security are necessary because—

(A) there is an imminent and credible threat to the safety of the individual for whom protection is to be provided; or

(B) compelling operational considerations make such protection essential to the conduct of official Department of Defense business.

(2) PERSONNEL.—Individuals authorized to receive physical protection and personal security under this subsection include the following:

(A) Any official, military member, or employee of the Department of Defense.

(B) A former or retired official who faces serious and credible threats arising from duties performed while employed by the Department for a period of up to two years beginning on the date on which the official separates from the Department.

(C) A head of a foreign state, an official representative of a foreign government, or any other distinguished foreign visitor to the United States who is primarily conducting official business with the Department of Defense.

(D) Any member of the immediate family of a person authorized to receive physical protection and personal security under this section.

(E) An individual who has been designated by the President, and who has received the advice and consent of the Senate, to serve as Secretary of Defense, but who has not yet been appointed as Secretary of Defense.

(3) LIMITATION ON DELEGATION.—The authority of the Secretary of Defense to authorize the provision of physical protection and personal security under this subsection may be delegated only to the Deputy Secretary of Defense.

(4) REQUIREMENT FOR WRITTEN DETERMINATION.—A determination of the Secretary of Defense to provide physical protection and personal security under this subsection shall be in writing, shall be based on a threat assessment by an appropriate law enforcement, security, or intelligence organization, and shall include the name and title of the officer, employee, or

other individual affected, the reason for such determination, the duration of the authorized protection and security for such officer, employee, or individual, and the nature of the arrangements for the protection and security.

(5) DURATION OF PROTECTION.—

(A) INITIAL PERIOD OF PROTECTION.—After making a written determination under paragraph (4), the Secretary of Defense may provide protection and security to an individual under this subsection for an initial period of not more than 90 calendar days.

(B) SUBSEQUENT PERIOD.—If, at the end of the period that protection and security is provided to an individual under subsection (A), the Secretary determines that a condition described in subparagraph (A) or (B) of paragraph (1) continues to exist with respect to the individual, the Secretary may extend the period that such protection and security is provided for additional 60-day periods. The Secretary shall review such a determination at the end of each 60-day period to determine whether to continue to provide such protection and security.

(C) REQUIREMENT FOR COMPLIANCE WITH REGULATIONS.—Protection and personal security provided under subparagraph (B) shall be provided in accordance with the regulations and guidelines referred to in paragraph (1).

(6) SUBMISSION TO CONGRESS.—

(A) IN GENERAL.—The Secretary of Defense shall submit to the congressional defense committees each determination made under paragraph (4) to provide protection and security to an individual and of each determination under paragraph (5)(B) to extend such protection and security, together with the justification for such determination, not later than 15 days after the date on which the determination is made.

(B) FORM OF REPORT.—A report submitted under subparagraph (A) may be made in classified form.

(C) REGULATIONS AND GUIDELINES.—The Secretary of Defense shall submit to the congressional defense committees the regulations and guidelines prescribed pursuant to paragraph (1) not less than 20 days before the date on which such regulations take effect.

(c) DEFINITIONS.—In this section:

(1) CONGRESSIONAL DEFENSE COMMITTEES.—The term "congressional defense committees" means the Committee on Appropriations and the Committee on Armed Services of the Senate and the Committee on Appropriations and the Committee on Armed Services of the House of Representatives.

(2) QUALIFIED MEMBERS OF THE ARMED FORCES AND QUALIFIED CIVILIAN EMPLOYEES OF THE DEPARTMENT OF DEFENSE.—The terms "qualified members of the Armed Forces" and "qualified civilian employees of the Department of Defense" refer collectively to members or employees who are assigned to investigative, law enforcement, or security duties of any of the following:

(A) The Army Criminal Investigation Command.

(B) The Naval Criminal Investigative Service.

(C) The Air Force Office of Special Investigations.

(D) The Defense Criminal Investigative Service.

(E) The Pentagon Force Protection Agency.

(d) CONSTRUCTION.—

(1) NO ADDITIONAL LAW ENFORCEMENT OR ARREST AUTHORITY.—Other than the authority to provide protection and security under this section, nothing in this section may be construed to bestow any additional law enforcement or arrest authority upon the qualified members of the Armed Forces and qualified civilian employees of the Department of Defense.

(2) POSSE COMITATUS.—Nothing in this section shall be construed to abridge section 1385 of title 18, United States Code.

(3) AUTHORITIES OF OTHER DEPARTMENTS.—Nothing in this section may be construed to preclude or limit, in any way, the express or implied powers of the Secretary of Defense or other Department of Defense officials, or the duties and authorities of the Secretary of State, the Director of the United States Secret Service, the Director of the United States Marshals Service, or any other Federal law enforcement agency.

SEC. 1075. MODIFICATION OF AUTHORITIES ON COMMISSION TO ASSESS THE THREAT TO THE UNITED STATES FROM ELECTROMAGNETIC PULSE ATTACK.

(a) EXTENSION OF DATE OF SUBMITTAL OF FINAL REPORT.—Section 1403(a) of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106–398; 50 U.S.C. 2301 note) is amended by striking "June 30, 2007" and inserting "November 30, 2008".

(b) COORDINATION OF WORK WITH DEPARTMENT OF HOMELAND SECURITY.—Section 1404 of such Act is amended by adding at the end the following new subsection:

"(c) COORDINATION WITH DEPARTMENT OF HOMELAND SECURITY.—The Commission and the Secretary of Homeland Security shall jointly ensure that the work of the Commission with respect to electromagnetic pulse attack on electricity infrastructure, and protection against such attack, is coordinated with Department of Homeland Security efforts on such matters.".

(c) LIMITATION ON DEPARTMENT OF DEFENSE FUNDING.—The aggregate amount of funds provided by the Department of Defense to the Commission to Assess the Threat to the United States from Electromagnetic Pulse Attack for purposes of the preparation and submittal of the final report required by section 1403(a) of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as amended by subsection (a)), whether by transfer or otherwise and including funds provided the Commission before the date of the enactment of this Act, shall not exceed $5,600,000.

SEC. 1076. SENSE OF CONGRESS ON SMALL BUSINESS INNOVATION RESEARCH PROGRAM.

It is the sense of Congress that—

(1) the Department of Defense's Small Business Innovation Research program has been effective in supporting the performance of the missions of the Department of Defense, by stimulating technological innovation through investments in small business research activities;

(2) the Department of Defense's Small Business Innovation Research program has transitioned a number of technologies and systems into operational use by warfighters; and

(3) the Department of Defense's Small Business Innovation Research program should be reauthorized so as to ensure that the program's activities can continue seamlessly, efficiently, and effectively.

SEC. 1077. REVISION OF PROFICIENCY FLYING DEFINITION.

Subsection (c) of section 2245 of title 10, United States Code, is amended to read as follows:

"(c) In this section, the term 'proficiency flying' means flying performed under competent orders by a rated or designated member of the armed forces while serving in a non-aviation assignment or in an assignment in which skills would normally not be maintained in the performance of assigned duties.".

SEC. 1078. QUALIFICATIONS FOR PUBLIC AIRCRAFT STATUS OF AIRCRAFT UNDER CONTRACT WITH THE ARMED FORCES.

(a) DEFINITION OF PUBLIC AIRCRAFT.—Section 40102(a)(41)(E) of title 49, United States Code, is amended—

(1) by inserting "or other commercial air service" after "transportation"; and

(2) by adding at the end the following: "In the preceding sentence, the term 'other commercial air service' means an aircraft operation that (i) is within the United States territorial airspace; (ii) the Administrator of the Federal Aviation Administration determines is available for compensation or hire to the public, and (iii) must comply with all applicable civil aircraft rules under title 14, Code of Federal Regulations.".

(b) AIRCRAFT OPERATED BY THE ARMED FORCES.—Section 40125(c)(1)(C) of such title is amended by inserting "or other commercial air service" after "transportation".

(c) CONFORMING AMENDMENTS.—

(1) Section 40125(b) of such title is amended by striking "40102(a)(37)" and inserting "40102(a)(41)".

(2) Section 40125(c)(1) of such title is amended by striking "40102(a)(37)(E)" and inserting "40102(a)(41)(E)".

SEC. 1079. COMMUNICATIONS WITH THE COMMITTEES ON ARMED SERVICES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES.

(a) REQUESTS OF COMMITTEES.—The Director of the National Counterterrorism Center, the Director of a national intelligence center, or the head of any element of the intelligence community shall, not later than 45 days after receiving a written request from the Chair or ranking minority member of the Committee on Armed Services of the Senate or the Committee on Armed Services of the House of Representatives for any existing intelligence assessment, report, estimate, or legal opinion relating to matters within the jurisdiction of such Committee, make available to such committee such assessment, report, estimate, or legal opinion, as the case may be.

(b) ASSERTION OF PRIVILEGE.—

(1) IN GENERAL.—In response to a request covered by subsection (a), the Director of the National Counterterrorism Center, the Director of a national intelligence center, or the head of any element of the intelligence community shall provide to the

Committee making such request the document or information covered by such request unless the President determines that such document or information shall not be provided because the President is asserting a privilege pursuant to the Constitution of the United States.

(2) SUBMISSION TO CONGRESS.—The White House Counsel shall submit to Congress in writing any assertion by the President under paragraph (1) of a privilege pursuant to the Constitution.

(c) DEFINITIONS.—In this section:

(1) INTELLIGENCE COMMUNITY.—The term "intelligence community" has the meaning given the term in section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4)).

(2) INTELLIGENCE ASSESSMENT.—The term "intelligence assessment" means an intelligence-related analytical study of a subject of policy significance and does not include building-block papers, research projects, and reference aids.

(3) INTELLIGENCE ESTIMATE.—The term "intelligence estimate" means an appraisal of available intelligence relating to a specific situation or condition with a view to determining the courses of action open to an enemy or potential enemy and the probable order of adoption of such courses of action.

SEC. 1080. RETENTION OF REIMBURSEMENT FOR PROVISION OF RECIPROCAL FIRE PROTECTION SERVICES.

Section 5 of the Act of May 27, 1955 (chapter 105; 69 Stat. 67; 42 U.S.C. 1856d) is amended—

(1) by striking "Funds" and inserting "(a) Funds"; and

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

"(b) Notwithstanding the provisions of subsection (a), all sums received for any Department of Defense activity for fire protection rendered pursuant to this Act shall be credited to the appropriation fund or account from which the expenses were paid. Amounts so credited shall be merged with funds in such appropriation fund or account and shall be available for the same purposes and subject to the same limitations as the funds with which the funds are merged.".

SEC. 1081. PILOT PROGRAM ON COMMERCIAL FEE-FOR-SERVICE AIR REFUELING SUPPORT FOR THE AIR FORCE.

(a) PILOT PROGRAM REQUIRED.—The Secretary of Air Force shall conduct, as soon as practicable after the date of enactment of this Act, a pilot program to assess the feasibility and advisability of utilizing commercial fee-for-service air refueling tanker aircraft for Air Force operations. The duration of the pilot program shall be at least five years after commencement of the program.

(b) PURPOSE.—

(1) IN GENERAL.—The pilot program required by subsection (a) shall evaluate the feasibility of fee-for-service air refueling to support, augment, or enhance the air refueling mission of the Air Force by utilizing commercial air refueling providers on a fee-for-service basis.

(2) ELEMENTS.—In order to achieve the purpose of the pilot program, the Secretary of the Air Force shall—

(A) demonstrate and validate a comprehensive strategy for air refueling on a fee-for-service basis by evaluating all mission areas, including testing support, training support

to receiving aircraft, homeland defense support, deployment support, air bridge support, aeromedical evacuation, and emergency air refueling; and

(B) integrate fee-for-service air refueling described in paragraph (1) into Air Mobility Command operations during the evaluation and execution phases of the pilot program.

(c) ANNUAL REPORT.—The Secretary of the Air Force shall provide to the congressional defense committees an annual report on the fee-for-service air refueling program, which includes—

(1) information with respect to—

(A) missions flown;

(B) mission areas supported;

(C) aircraft number, type, model series supported;

(D) fuel dispensed;

(E) departure reliability rates;

(F) the annual and cumulative cost to the Government for the program, including a comparison of costs of the same service provided by the Air Force;

(2) an assessment of the impact of outsourcing air refueling on the Air Force's flying hour program and aircrew training; and

(3) any other data that the Secretary determines is appropriate for evaluating the performance of the commercial air refueling providers participating in the pilot program.

(d) COMPTROLLER GENERAL REVIEW.—The Comptroller General shall submit to the congressional defense committees—

(1) an annual review of the conduct of the pilot program under this section and any recommendations of the Comptroller General for improving the program; and

(2) not later than 90 days after the completion of the pilot program, a final assessment of the results of the pilot program and the recommendations of the Comptroller General for whether the Secretary of the Air Force should continue to utilize fee-for-service air refueling.

SEC. 1082. ADVISORY PANEL ON DEPARTMENT OF DEFENSE CAPABILITIES FOR SUPPORT OF CIVIL AUTHORITIES AFTER CERTAIN INCIDENTS.

(a) IN GENERAL.—The Secretary of Defense shall establish an advisory panel to carry out an assessment of the capabilities of the Department of Defense to provide support to United States civil authorities in the event of a chemical, biological, radiological, nuclear, or high-yield explosive (CBRNE) incident.

(b) PANEL MATTERS.—

(1) IN GENERAL.—The advisory panel required by subsection (a) shall consist of individuals appointed by the Secretary of Defense (in consultation with the chairmen and ranking members of the Committees on Armed Services of the Senate and the House of Representatives) from among private citizens of the United States with expertise in the legal, operational, and organizational aspects of the management of the consequences of a chemical, biological, radiological, nuclear, or high-yield explosive incident.

(2) DEADLINE FOR APPOINTMENT.—All members of the advisory panel shall be appointed under this subsection not later

than 30 days after the date on which the Secretary enters into the contract required by subsection (c).

(3) INITIAL MEETING.—The advisory panel shall conduct its first meeting not later than 30 days after the date that all appointments to the panel have been made under this subsection.

(4) PROCEDURES.—The advisory panel shall carry out its duties under this section under procedures established under subsection (c) by the federally funded research and development center with which the Secretary contracts under that subsection. Such procedures shall include procedures for the selection of a chairman of the advisory panel from among its members.

(c) SUPPORT OF FEDERALLY FUNDED RESEARCH AND DEVELOPMENT CENTER.—

(1) IN GENERAL.—The Secretary of Defense shall enter into a contract with a federally funded research and development center for the provision of support and assistance to the advisory panel required by subsection (a) in carrying out its duties under this section. Such support and assistance shall include the establishment of the procedures of the advisory panel under subsection (b)(4).

(2) DEADLINE FOR CONTRACT.—The Secretary shall enter into the contract required by this subsection not later than 60 days after the date of the enactment of this Act.

(d) DUTIES OF PANEL.—The advisory panel required by subsection (a) shall—

(1) evaluate the authorities and capabilities of the Department of Defense to conduct operations in support to United States civil authorities in the event of a chemical, biological, radiological, nuclear, or high-yield explosive incident, including the authorities and capabilities of the military departments, the Defense Agencies, the combatant commands, any supporting commands, and the reserve components of the Armed Forces (including the National Guard in a Federal and non-Federal status);

(2) assess the adequacy of existing plans and programs of the Department of Defense for training and equipping dedicated, special, and general purposes forces for conducting operations described in paragraph (1) across a broad spectrum of scenarios, including current National Planning Scenarios as applicable;

(3) assess policies, directives, and plans of the Department of Defense in support of civilian authorities in managing the consequences of a chemical, biological, radiological, nuclear, or high-yield explosive incident;

(4) assess the adequacy of policies and structures of the Department of Defense for coordination with other department and agencies of the Federal Government, especially the Department of Homeland Security, the Department of Energy, the Department of Justice, and the Department of Health and Human Services, in the provision of support described in paragraph (1);

(5) assess the adequacy and currency of information available to the Department of Defense, whether directly or through other departments and agencies of the Federal Government, from State and local governments in circumstances where the Department provides support described in paragraph (1) be-

cause State and local response capabilities are not fully adequate for a comprehensive response;

(6) assess the equipment capabilities and needs of the Department of Defense to provide support described in paragraph (1);

(7) develop recommendations for modifying the capabilities, plans, policies, equipment, and structures evaluated or assessed under this subsection in order to improve the provision by the Department of Defense of the support described in paragraph (1); and

(8) assess and make recommendations on—

(A) whether there should be any additional Weapons of Mass Destruction Civil Support Teams, beyond the 55 already authorized and, if so, how many additional Civil Support Teams, and where they should be located; and

(B) what criteria and considerations are appropriate to determine whether additional Civil Support Teams are needed and, if so, where they should be located.

(e) COOPERATION OF OTHER AGENCIES.—

(1) IN GENERAL.—The advisory panel required by subsection (a) may secure directly from the Department of Defense, the Department of Homeland Security, the Department of Energy, the Department of Justice, the Department of Health and Human Services, and any other department or agency of the Federal Government information that the panel considers necessary for the panel to carry out its duties.

(2) COOPERATION.—The Secretary of Defense, the Secretary of Homeland Secretary, the Secretary of Energy, the Attorney General, the Secretary of Health and Human Services, and any other official of the United States shall provide the advisory panel with full and timely cooperation in carrying out its duties under this section.

(f) REPORT.—Not later than 12 months after the date of the initial meeting of the advisory panel required by subsection (a), the advisory panel shall submit to the Secretary of Defense, and to the Committees on Armed Services of the Senate and the House of Representatives, a report on activities under this section. The report shall set forth—

(1) the findings, conclusions, and recommendations of the advisory panel for improving the capabilities of the Department of Defense to provide support to United States civil authorities in the event of a chemical, biological, radiological, nuclear, or high-yield explosive incident; and

(2) such other findings, conclusions, and recommendations for improving the capabilities of the Department for homeland defense as the advisory panel considers appropriate.

SEC. 1083. TERRORISM EXCEPTION TO IMMUNITY.

(a) TERRORISM EXCEPTION TO IMMUNITY.—

(1) IN GENERAL.—Chapter 97 of title 28, United States Code, is amended by inserting after section 1605 the following:

"§ 1605A. Terrorism exception to the jurisdictional immunity of a foreign state

"(a) IN GENERAL.—

"(1) NO IMMUNITY.—A foreign state shall not be immune from the jurisdiction of courts of the United States or of the States in any case not otherwise covered by this chapter in which money damages are sought against a foreign state for personal injury or death that was caused by an act of torture, extrajudicial killing, aircraft sabotage, hostage taking, or the provision of material support or resources for such an act if such act or provision of material support or resources is engaged in by an official, employee, or agent of such foreign state while acting within the scope of his or her office, employment, or agency.

"(2) CLAIM HEARD.—The court shall hear a claim under this section if—

"(A)(i)(I) the foreign state was designated as a state sponsor of terrorism at the time the act described in paragraph (1) occurred, or was so designated as a result of such act, and, subject to subclause (II), either remains so designated when the claim is filed under this section or was so designated within the 6-month period before the claim is filed under this section; or

"(II) in the case of an action that is refiled under this section by reason of section 1083(c)(2)(A) of the National Defense Authorization Act for Fiscal Year 2008 or is filed under this section by reason of section 1083(c)(3) of that Act, the foreign state was designated as a state sponsor of terrorism when the original action or the related action under section 1605(a)(7) (as in effect before the enactment of this section) or section 589 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1997 (as contained in 101(c) of Division A of Public Law 104–208) was filed;

"(ii) the claimant or the victim was, at the time the act described in paragraph (1) occurred—

"(I) a national of the United States;

"(II) a member of the armed forces; or

"(III) otherwise an employee of the Government of the United States, or of an individual performing a contract awarded by the United States Government, acting within the scope of the employee's employment; and

"(iii) in a case in which the act occurred in the foreign state against which the claim has been brought, the claimant has afforded the foreign state a reasonable opportunity to arbitrate the claim in accordance with the accepted international rules of arbitration; or

"(B) the act described in paragraph (1) is related to Case Number 1:00CV03110 (EGS) in the United States District Court for the District of Columbia.

"(b) LIMITATIONS.—An action may be brought or maintained under this section if the action is commenced, or a related action was commenced under section 1605(a)(7) (before the date of the enactment of this section) or section 589 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1997 (as contained in 101(c) of Division A of Public Law 104–208) not later than the latter of—

"(1) 10 years after April 24, 1996; or

"(2) 10 years after the date on which the cause of action arose.

"(c) PRIVATE RIGHT OF ACTION.—A foreign state that is or was a state sponsor of terrorism as described in subsection (a)(2)(A)(i), and any official, employee, or agent of that foreign state while acting within the scope of his or her office, employment, or agency, shall be liable to—

"(1) a national of the United States,

"(2) a member of the armed forces,

"(3) an employee of the Government of the United States, or of an individual performing a contract awarded by the United States Government, acting within the scope of the employee's employment, or

"(4) the legal representative of a person described in paragraph (1), (2), or (3),

for personal injury or death caused by acts described in subsection (a)(1) of that foreign state, or of an official, employee, or agent of that foreign state, for which the courts of the United States may maintain jurisdiction under this section for money damages. In any such action, damages may include economic damages, solatium, pain, and suffering, and punitive damages. In any such action, a foreign state shall be vicariously liable for the acts of its officials, employees, or agents.

"(d) ADDITIONAL DAMAGES.—After an action has been brought under subsection (c), actions may also be brought for reasonably foreseeable property loss, whether insured or uninsured, third party liability, and loss claims under life and property insurance policies, by reason of the same acts on which the action under subsection (c) is based.

"(e) SPECIAL MASTERS.—

"(1) IN GENERAL.—The courts of the United States may appoint special masters to hear damage claims brought under this section.

"(2) TRANSFER OF FUNDS.—The Attorney General shall transfer, from funds available for the program under section 1404C of the Victims of Crime Act of 1984 (42 U.S.C. 10603c), to the Administrator of the United States district court in which any case is pending which has been brought or maintained under this section such funds as may be required to cover the costs of special masters appointed under paragraph (1). Any amount paid in compensation to any such special master shall constitute an item of court costs.

"(f) APPEAL.—In an action brought under this section, appeals from orders not conclusively ending the litigation may only be taken pursuant to section 1292(b) of this title.

"(g) PROPERTY DISPOSITION.—

"(1) IN GENERAL.—In every action filed in a United States district court in which jurisdiction is alleged under this section, the filing of a notice of pending action pursuant to this section, to which is attached a copy of the complaint filed in the action, shall have the effect of establishing a lien of lis pendens upon any real property or tangible personal property that is—

"(A) subject to attachment in aid of execution, or execution, under section 1610;

"(B) located within that judicial district; and

"(C) titled in the name of any defendant, or titled in the name of any entity controlled by any defendant if such notice contains a statement listing such controlled entity.

"(2) NOTICE.—A notice of pending action pursuant to this section shall be filed by the clerk of the district court in the same manner as any pending action and shall be indexed by listing as defendants all named defendants and all entities listed as controlled by any defendant.

"(3) ENFORCEABILITY.—Liens established by reason of this subsection shall be enforceable as provided in chapter 111 of this title.

"(h) DEFINITIONS.—For purposes of this section—

"(1) the term 'aircraft sabotage' has the meaning given that term in Article 1 of the Convention for the Suppression of Unlawful Acts Against the Safety of Civil Aviation;

"(2) the term 'hostage taking' has the meaning given that term in Article 1 of the International Convention Against the Taking of Hostages;

"(3) the term 'material support or resources' has the meaning given that term in section 2339A of title 18;

"(4) the term 'armed forces' has the meaning given that term in section 101 of title 10;

"(5) the term 'national of the United States' has the meaning given that term in section 101(a)(22) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(22));

"(6) the term 'state sponsor of terrorism' means a country the government of which the Secretary of State has determined, for purposes of section 6(j) of the Export Administration Act of 1979 (50 U.S.C. App. 2405(j)), section 620A of the Foreign Assistance Act of 1961 (22 U.S.C. 2371), section 40 of the Arms Export Control Act (22 U.S.C. 2780), or any other provision of law, is a government that has repeatedly provided support for acts of international terrorism; and

"(7) the terms 'torture' and 'extrajudicial killing' have the meaning given those terms in section 3 of the Torture Victim Protection Act of 1991 (28 U.S.C. 1350 note).".

(2) AMENDMENT TO CHAPTER ANALYSIS.—The table of sections at the beginning of chapter 97 of title 28, United States Code, is amended by inserting after the item relating to section 1605 the following:

"1605A. Terrorism exception to the jurisdictional immunity of a foreign state.".

(b) CONFORMING AMENDMENTS.—

(1) GENERAL EXCEPTION.—Section 1605 of title 28, United States Code, is amended—

(A) in subsection (a)—

(i) in paragraph (5)(B), by inserting "or" after the semicolon;

(ii) in paragraph (6)(D), by striking "; or" and inserting a period; and

(iii) by striking paragraph (7);

(B) by repealing subsections (e) and (f); and

(C) in subsection (g)(1)(A), by striking "but for subsection (a)(7)" and inserting "but for section 1605A".

(2) COUNTERCLAIMS.—Section 1607(a) of title 28, United States Code, is amended by inserting "or 1605A" after "1605".

(3) PROPERTY.—Section 1610 of title 28, United States Code, is amended—

(A) in subsection (a)(7), by striking "1605(a)(7)" and inserting "1605A";

(B) in subsection (b)(2), by striking "(5), or (7), or 1605(b)" and inserting "or (5), 1605(b), or 1605A";

(C) in subsection (f), in paragraphs (1)(A) and (2)(A), by inserting "(as in effect before the enactment of section 1605A) or section 1605A" after "1605(a)(7)"; and

(D) by adding at the end the following:

"(g) PROPERTY IN CERTAIN ACTIONS.—

"(1) IN GENERAL.—Subject to paragraph (3), the property of a foreign state against which a judgment is entered under section 1605A, and the property of an agency or instrumentality of such a state, including property that is a separate juridical entity or is an interest held directly or indirectly in a separate juridical entity, is subject to attachment in aid of execution, and execution, upon that judgment as provided in this section, regardless of—

"(A) the level of economic control over the property by the government of the foreign state;

"(B) whether the profits of the property go to that government;

"(C) the degree to which officials of that government manage the property or otherwise control its daily affairs;

"(D) whether that government is the sole beneficiary in interest of the property; or

"(E) whether establishing the property as a separate entity would entitle the foreign state to benefits in United States courts while avoiding its obligations.

"(2) UNITED STATES SOVEREIGN IMMUNITY INAPPLICABLE.—Any property of a foreign state, or agency or instrumentality of a foreign state, to which paragraph (1) applies shall not be immune from attachment in aid of execution, or execution, upon a judgment entered under section 1605A because the property is regulated by the United States Government by reason of action taken against that foreign state under the Trading With the Enemy Act or the International Emergency Economic Powers Act.

"(3) THIRD-PARTY JOINT PROPERTY HOLDERS.—Nothing in this subsection shall be construed to supersede the authority of a court to prevent appropriately the impairment of an interest held by a person who is not liable in the action giving rise to a judgment in property subject to attachment in aid of execution, or execution, upon such judgment.".

(4) VICTIMS OF CRIME ACT.—Section 1404C(a)(3) of the Victims of Crime Act of 1984 (42 U.S.C. 10603c(a)(3)) is amended by striking "December 21, 1988 with respect to which an investigation or" and inserting "October 23, 1983, with respect to which an investigation or civil or criminal".

(c) APPLICATION TO PENDING CASES.—

(1) IN GENERAL.—The amendments made by this section shall apply to any claim arising under section 1605A of title 28, United States Code.

(2) PRIOR ACTIONS.—

(A) IN GENERAL.—With respect to any action that—

(i) was brought under section 1605(a)(7) of title 28, United States Code, or section 589 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1997 (as contained in 101(c) of Division A of Public Law 104–208), before the date of the enactment of this Act,

(ii) relied upon either such provision as creating a cause of action,

(iii) has been adversely affected on the grounds that either or both of these provisions fail to create a cause of action against the state, and

(iv) as of such date of enactment, is before the courts in any form, including on appeal or motion under rule 60(b) of the Federal Rules of Civil Procedure,

that action, and any judgment in the action shall, on motion made by plaintiffs to the United States district court where the action was initially brought, or judgment in the action was initially entered, be given effect as if the action had originally been filed under section 1605A(c) of title 28, United States Code.

(B) DEFENSES WAIVED.—The defenses of res judicata, collateral estoppel, and limitation period are waived—

(i) in any action with respect to which a motion is made under subparagraph (A), or

(ii) in any action that was originally brought, before the date of the enactment of this Act, under section 1605(a)(7) of title 28, United States Code, or section 589 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1997 (as contained in 101(c) of Division A of Public Law 104–208), and is refiled under 1605A(c) of title 28, United States Code,

to the extent such defenses are based on the claim in the action.

(C) TIME LIMITATIONS.—A motion may be made or an action may be refiled under subparagraph (A) only—

(i) if the original action was commenced not later than the latter of—

(I) 10 years after April 24, 1996; or

(II) 10 years after the cause of action arose; and

(ii) within the 60-day period beginning on the date of the enactment of this Act.

(3) RELATED ACTIONS.—If an action arising out of an act or incident has been timely commenced under section 1605(a)(7) of title 28, United States Code, or section 589 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1997 (as contained in 101(c) of Division A of Public Law 104–208), any other action arising out of the same act or

incident may be brought under section 1605A of title 28, United States Code, if the action is commenced not later than the latter of 60 days after—

(A) the date of the entry of judgment in the original action; or

(B) the date of the enactment of this Act.

(4) PRESERVING THE JURISDICTION OF THE COURTS.—Nothing in section 1503 of the Emergency Wartime Supplemental Appropriations Act, 2003 (Public Law 108–11, 117 Stat. 579) has ever authorized, directly or indirectly, the making inapplicable of any provision of chapter 97 of title 28, United States Code, or the removal of the jurisdiction of any court of the United States.

(d) SEVERABILITY.—If any provision of this section or the amendments made by this section, or the application of such provision to any person or circumstance, is held invalid, the remainder of this section and such amendments, and the application of such provision to other persons not similarly situated or to other circumstances, shall not be affected by such invalidation.

TITLE XI—CIVILIAN PERSONNEL MATTERS

Sec. 1101. Extension of authority to waive annual limitation on total compensation paid to Federal civilian employees working overseas under areas of United States Central Command.
Sec. 1102. Continuation of life insurance coverage for Federal employees called to active duty.
Sec. 1103. Transportation of dependents, household effects, and personal property to former home following death of Federal employee where death resulted from disease or injury incurred in the Central Command area of responsibility.
Sec. 1104. Special benefits for civilian employees assigned on deployment temporary change of station.
Sec. 1105. Death gratuity authorized for Federal employees.
Sec. 1106. Modifications to the National Security Personnel System.
Sec. 1107. Requirement for full implementation of personnel demonstration project.
Sec. 1108. Authority for inclusion of certain Office of Defense Research and Engineering positions in experimental personnel program for scientific and technical personnel.
Sec. 1109. Pilot program for the temporary assignment of information technology personnel to private sector organizations.
Sec. 1110. Compensation for Federal wage system employees for certain travel hours.
Sec. 1111. Travel compensation for wage grade personnel.
Sec. 1112. Accumulation of annual leave by senior level employees.
Sec. 1113. Uniform allowances for civilian employees.
Sec. 1114. Flexibility in setting pay for employees who move from a Department of Defense or Coast Guard nonappropriated fund instrumentality position to a position in the General Schedule pay system.
Sec. 1115. Retirement service credit for service as cadet or midshipman at a military service academy.
Sec. 1116. Authorization for increased compensation for faculty and staff of the Uniformed Services University of the Health Sciences.
Sec. 1117. Report on establishment of a scholarship program for civilian mental health professionals.

SEC. 1101. EXTENSION OF AUTHORITY TO WAIVE ANNUAL LIMITATION ON TOTAL COMPENSATION PAID TO FEDERAL CIVILIAN EMPLOYEES WORKING OVERSEAS UNDER AREAS OF UNITED STATES CENTRAL COMMAND.

Section 1105 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3450), as amended

by section 1105 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2409), is amended—

(1) in subsection (a)—

(A) by striking "and 2007" and inserting "2007, and 2008"; and

(B) by striking "Code)." and inserting "Code) or, during 2008, a military operation (including a contingency operation, as so defined) or an operation in response to an emergency declared by the President."; and

(2) in subsection (b), by striking "2007." and inserting "2007 or 2008.".

SEC. 1102. CONTINUATION OF LIFE INSURANCE COVERAGE FOR FEDERAL EMPLOYEES CALLED TO ACTIVE DUTY.

Section 8706 of title 5, United States Code, is amended—

(1) by redesignating subsections (d) through (g) as subsections (e) through (h), respectively; and

(2) by inserting after subsection (c) the following:

"(d)(1) An employee who enters on approved leave without pay in the circumstances described in paragraph (2) may elect to have such employee's life insurance continue (beyond the end of the 12 months of coverage provided for under subsection (a)) for an additional 12 months and arrange to pay currently into the Employees' Life Insurance Fund, through such employee's employing agency, both employee and agency contributions, from the beginning of that additional 12 months of coverage. The employing agency shall forward the premium payments to the Fund. If the employee does not so elect, such employee's insurance will continue during nonpay status and stop as provided by subsection (a). An individual making an election under this subsection may cancel that election at any time, in which case such employee's insurance will stop as provided by subsection (a) or upon receipt of notice of cancellation, whichever is later.

"(2) This subsection applies in the case of any employee who—

"(A) is a member of a reserve component of the armed forces called or ordered to active duty under a call or order that does not specify a period of 30 days or less; and

"(B) enters on approved leave without pay to perform active duty pursuant to such call or order.".

SEC. 1103. TRANSPORTATION OF DEPENDENTS, HOUSEHOLD EFFECTS, AND PERSONAL PROPERTY TO FORMER HOME FOLLOWING DEATH OF FEDERAL EMPLOYEE WHERE DEATH RESULTED FROM DISEASE OR INJURY INCURRED IN THE CENTRAL COMMAND AREA OF RESPONSIBILITY.

(a) IN GENERAL.—Paragraph (2) of section 5742(b) of title 5, United States Code, is amended to read as follows:

"(2) the expense of transporting his dependents, including expenses of packing, crating, draying, and transporting household effects and other personal property to his former home or such other place as is determined by the head of the agency concerned, if—

"(A) the employee died while performing official duties outside the continental United States or in transit thereto or therefrom; or

"(B) in the case of an employee who was a party to a mandatory mobility agreement that was in effect when the employee died—

"(i) the employee died in the circumstances described in subparagraph (A); or

"(ii)(I) the employee died as a result of disease or injury incurred while performing official duties—

"(aa) in an overseas location that, at the time such employee was performing such official duties, was within the area of responsibility of the Commander of the United States Central Command; and

"(bb) in direct support of or directly related to a military operation, including a contingency operation (as defined in section 101(13) of title 10) or an operation in response to an emergency declared by the President; and

"(II) the employee's dependents were residing either outside the continental United States or within the continental United States when the employee died; and".

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply with respect to deaths occurring on or after the date of the enactment of this Act.

SEC. 1104. SPECIAL BENEFITS FOR CIVILIAN EMPLOYEES ASSIGNED ON DEPLOYMENT TEMPORARY CHANGE OF STATION.

(a) AUTHORITY.—Subchapter II of chapter 57 of title 5, United States Code, is amended by inserting after section 5737 the following:

"§ 5737a. Employees temporarily deployed in contingency operations

"(a) DEFINITIONS.—For purposes of this section—

"(1) the term 'covered employee' means an individual who—

"(A) is an employee of an Executive agency or a military department, excluding a Government controlled corporation; and

"(B) is assigned on a temporary change of station in support of a contingency operation;

"(2) the term 'temporary change of station', as used with respect to an employee, means an assignment—

"(A) from the employee's official duty station to a temporary duty station; and

"(B) for which such employee is eligible for expenses under section 5737; and

"(3) the term 'contingency operation' has the meaning given such term by section 1482a(c) of title 10.

"(b) QUARTERS AND RATIONS.—The head of an agency may provide quarters and rations, without charge, to any covered employee of such agency during the period of such employee's temporary assignment (as described in subsection (a)(1)(B)).

"(c) STORAGE OF MOTOR VEHICLE.—The head of an agency may provide for the storage, without charge, or for the reimbursement of the cost of storage, of a motor vehicle that is owned or leased by a covered employee of such agency (or by a dependent of such an em-

ployee) and that is for the personal use of the covered employee. This subsection shall apply—

"(1) with respect to storage during the period of the employee's temporary assignment (as described in subsection (a)(1)(B)); and

"(2) in the case of a covered employee, with respect to not more than one motor vehicle as of any given time.

"(d) RELATIONSHIP TO OTHER BENEFITS.—Any benefits under this section shall be in addition to (and not in lieu of) any other benefits for which the covered employee is otherwise eligible.".

(b) CLERICAL AMENDMENT.—The table of sections for chapter 57 of such title is amended by inserting after the item relating to section 5737 the following:

"5737a. Employees temporarily deployed in contingency operations.".

SEC. 1105. DEATH GRATUITY AUTHORIZED FOR FEDERAL EMPLOYEES.

(a) DEATH GRATUITY AUTHORIZED.—Chapter 81 of title 5, United States Code, is amended by inserting after section 8102 the following:

"§ 8102a. Death gratuity for injuries incurred in connection with employee's service with an Armed Force

"(a) DEATH GRATUITY AUTHORIZED.—The United States shall pay a death gratuity of up to $100,000 to or for the survivor prescribed by subsection (d) immediately upon receiving official notification of the death of an employee who dies of injuries incurred in connection with the employee's service with an Armed Force in a contingency operation.

"(b) RETROACTIVE PAYMENT IN CERTAIN CASES.—At the discretion of the Secretary concerned, subsection (a) may apply in the case of an employee who died, on or after October 7, 2001, and before the date of enactment of this section, as a result of injuries incurred in connection with the employee's service with an Armed Force in the theater of operations of Operation Enduring Freedom or Operation Iraqi Freedom.

"(c) RELATIONSHIP TO OTHER BENEFITS.—The death gratuity payable under this section shall be reduced by the amount of any death gratuity provided under section 413 of the Foreign Service Act of 1980, section 1603 of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006, or any other law of the United States based on the same death.

"(d) ELIGIBLE SURVIVORS.—

"(1) Subject to paragraph (5), a death gratuity payable upon the death of a person covered by subsection (a) shall be paid to or for the living survivor highest on the following list:

"(A) The employee's surviving spouse.

"(B) The employee's children, as prescribed by paragraph (2), in equal shares.

"(C) If designated by the employee, any one or more of the following persons:

"(i) The employee's parents or persons in loco parentis, as prescribed by paragraph (3).

"(ii) The employee's brothers.

"(iii) The employee's sisters.

"(D) The employee's parents or persons in loco parentis, as prescribed by paragraph (3), in equal shares.

"(E) The employee's brothers and sisters in equal shares.

Subparagraphs (C) and (E) of this paragraph include brothers and sisters of the half blood and those through adoption.

"(2) Paragraph (1)(B) applies, without regard to age or marital status, to—

"(A) legitimate children;

"(B) adopted children;

"(C) stepchildren who were a part of the decedent's household at the time of death;

"(D) illegitimate children of a female decedent; and

"(E) illegitimate children of a male decedent—

"(i) who have been acknowledged in writing signed by the decedent;

"(ii) who have been judicially determined, before the decedent's death, to be his children;

"(iii) who have been otherwise proved, by evidence satisfactory to the employing agency, to be children of the decedent; or

"(iv) to whose support the decedent had been judicially ordered to contribute.

"(3) Subparagraphs (C) and (D) of paragraph (1), so far as they apply to parents and persons in loco parentis, include fathers and mothers through adoption, and persons who stood in loco parentis to the decedent for a period of not less than one year at any time before the decedent became an employee. However, only one father and one mother, or their counterparts in loco parentis, may be recognized in any case, and preference shall be given to those who exercised a parental relationship on the date, or most nearly before the date, on which the decedent became an employee.

"(4) Beginning on the date of the enactment of this paragraph, a person covered by this section may designate another person to receive not more than 50 percent of the amount payable under this section. The designation shall indicate the percentage of the amount, to be specified only in 10 percent increments up to the maximum of 50 percent, that the designated person may receive. The balance of the amount of the death gratuity shall be paid to or for the living survivors of the person concerned in accordance with subparagraphs (A) through (E) of paragraph (1).

"(5) If a person entitled to all or a portion of a death gratuity under paragraph (1) or (4) dies before the person receives the death gratuity, it shall be paid to the living survivor next in the order prescribed by paragraph (1).

"(e) DEFINITIONS.—(1) The term 'contingency operation' has the meaning given to that term in section 1482a(c) of title 10, United States Code.

"(2) The term 'employee' has the meaning provided in section 8101 of this title, but also includes a nonappropriated fund instrumentality employee, as defined in section 1587(a)(1) of title 10.".

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 81 of such title is amended by inserting after the item relating to section 8102 the following:

"8102a. Death gratuity for injuries incurred in connection with employee's service with an Armed Force.".

SEC. 1106. MODIFICATIONS TO THE NATIONAL SECURITY PERSONNEL SYSTEM.

(a) IN GENERAL.—Section 9902 of title 5, United States Code, is amended to read as follows:

"§ 9902. Establishment of human resources management system

"(a) IN GENERAL.—The Secretary may, in regulations prescribed jointly with the Director, establish, and from time to time adjust, a human resources management system for some or all of the organizational or functional units of the Department of Defense. The human resources management system established under authority of this section shall be referred to as the 'National Security Personnel System'.

"(b) SYSTEM REQUIREMENTS.—Any system established under subsection (a) shall—

"(1) be flexible;

"(2) be contemporary;

"(3) not waive, modify, or otherwise affect—

"(A) the public employment principles of merit and fitness set forth in section 2301, including the principles of hiring based on merit, fair treatment without regard to political affiliation or other nonmerit considerations, equal pay for equal work, and protection of employees against reprisal for whistleblowing;

"(B) any provision of section 2302, relating to prohibited personnel practices;

"(C)(i) any provision of law referred to in section 2302(b)(1), (8), and (9); or

"(ii) any provision of law implementing any provision of law referred to in section 2302(b)(1), (8), and (9) by—

"(I) providing for equal employment opportunity through affirmative action; or

"(II) providing any right or remedy available to any employee or applicant for employment in the public service;

"(D) any other provision of this part (as described in subsection (d)); or

"(E) any rule or regulation prescribed under any provision of law referred to in this paragraph;

"(4) not apply to any prevailing rate employees, as defined in section 5342(a)(2);

"(5) ensure that employees may organize, bargain collectively, and participate through labor organizations of their own choosing in decisions which affect them, subject to any exclusion from coverage or limitation on negotiability established pursuant to law;

"(6) not be limited by any specific law or authority under this title, or by any rule or regulation prescribed under this

title, that is waived in regulations prescribed under this chapter, subject to paragraph (3); and

"(7) include a performance management system that incorporates the following elements:

"(A) Adherence to merit principles set forth in section 2301.

"(B) A fair, credible, and transparent employee performance appraisal system.

"(C) A link between the performance management system and the agency's strategic plan.

"(D) A means for ensuring employee involvement in the design and implementation of the system.

"(E) Adequate training and retraining for supervisors, managers, and employees in the implementation and operation of the performance management system.

"(F) A process for ensuring ongoing performance feedback and dialogue between supervisors, managers, and employees throughout the appraisal period, and setting timetables for review.

"(G) Effective safeguards to ensure that the management of the system is fair and equitable and based on employee performance.

"(H) A means for ensuring that adequate agency resources are allocated for the design, implementation, and administration of the performance management system.

"(I) A pay-for-performance evaluation system to better link individual pay to performance, and provide an equitable method for appraising and compensating employees.

"(c) PERSONNEL MANAGEMENT AT DEFENSE LABORATORIES.—

"(1) The National Security Personnel System shall not apply with respect to a laboratory under paragraph (2) before October 1, 2011, and shall apply on or after October 1, 2011, only to the extent that the Secretary determines that the flexibilities provided by the National Security Personnel System are greater than the flexibilities provided to those laboratories pursuant to section 342 of the National Defense Authorization Act for Fiscal Year 1995 (Public Law 103–337; 108 Stat. 2721) and section 1101 of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (5 U.S.C. 3104 note), respectively.

"(2) The laboratories to which this subsection applies are—

"(A) the Aviation and Missile Research Development and Engineering Center;

"(B) the Army Research Laboratory;

"(C) the Medical Research and Materiel Command;

"(D) the Engineer Research and Development Command;

"(E) the Communications-Electronics Command;

"(F) the Soldier and Biological Chemical Command;

"(G) the Naval Sea Systems Command Centers;

"(H) the Naval Research Laboratory;

"(I) the Office of Naval Research; and

"(J) the Air Force Research Laboratory.

"(d) OTHER NONWAIVABLE PROVISIONS.—The other provisions of this part referred to in subsection (b)(3)(D) are—

"(1) subparts A, B, E, G, and H of this part; and

"(2) chapters 41, 45, 47, 55 (except subchapter V thereof, apart from section 5545b), 57, 59, 71, 72, 73, 75, 77, and 79, and this chapter.

"(e) LIMITATIONS RELATING TO PAY.—

"(1) Nothing in this section shall constitute authority to modify the pay of any employee who serves in an Executive Schedule position under subchapter II of chapter 53.

"(2) Except as provided for in paragraph (1), the total amount in a calendar year of allowances, differentials, bonuses, awards, or other similar cash payments paid under this title to any employee who is paid under section 5376 or 5383 or under title 10 or under other comparable pay authority established for payment of Department of Defense senior executive or equivalent employees may not exceed the total annual compensation payable to the Vice President under section 104 of title 3.

"(3) To the maximum extent practicable, the rates of compensation for civilian employees at the Department of Defense shall be adjusted at the same rate, and in the same proportion, as are rates of compensation for members of the uniformed services.

"(4) To the maximum extent practicable, for fiscal years 2004 through 2012, the overall amount allocated for compensation of the civilian employees of an organizational or functional unit of the Department of Defense that is included in the National Security Personnel System shall not be less than the amount that would have been allocated for compensation of such employees for such fiscal year if they had not been converted to the National Security Personnel System, based on, at a minimum—

"(A) the number and mix of employees in such organizational or functional unit prior to the conversion of such employees to the National Security Personnel System; and

"(B) adjusted for normal step increases and rates of promotion that would have been expected, had such employees remained in their previous pay schedule.

"(5) To the maximum extent practicable, the regulations implementing the National Security Personnel System shall provide a formula for calculating the overall amount to be allocated for fiscal years after fiscal year 2012 for compensation of the civilian employees of an organization or functional unit of the Department of Defense that is included in the National Security Personnel System. The formula shall ensure that in the aggregate, employees are not disadvantaged in terms of the overall amount of pay available as a result of conversion to the National Security Personnel System, while providing flexibility to accommodate changes in the function of the organization, changes in the mix of employees performing those functions, and other changed circumstances that might impact pay levels.

"(6) Amounts allocated for compensation of civilian employees of the Department of Defense pursuant to paragraphs (4) and (5) shall be available only for the purpose of providing such compensation.

"(7) At the time of any annual adjustment to pay schedules pursuant to section 5303, the rate of basic pay for each em-

ployee of an organizational or functional unit of the Department of Defense that is included in the National Security Personnel System who receives a performance rating above unacceptable or who does not have a current rating of record for the most recently completed appraisal period shall be adjusted by no less than 60 percent of the amount of such adjustment. The balance of the amount that would have been available for an annual adjustment under section 5303 shall be allocated to pay pool funding, for the purpose of increasing rates of pay on the basis of employee performance.

"(8) Each employee of an organizational or functional unit of the Department of Defense that is included in the National Security Personnel System who receives a performance rating above unacceptable or who does not have a current rating of record for the most recently completed appraisal period shall receive—

"(A) locality-based comparability payments under section 5304 and section 5304a in the same manner and to the same extent as employees under the General Schedule; or

"(B) the full measure of any other local market supplement applicable to the employee if locality-based comparability payments referred to in subparagraph (A) are not generally applicable to the employee.

Nothing in this paragraph shall be construed to make locality-based comparability payments or other local market supplements payable to any category of employees or positions which were ineligible for such payments or supplements (as the case may be) as of the day before the date of the enactment of the National Defense Authorization Act for Fiscal Year 2004.

"(9) Any rate of pay established or adjusted in accordance with the requirements of this section shall be non-negotiable, but shall be subject to procedures and appropriate arrangements of paragraphs (2) and (3) of section 7106(b), except that nothing in this paragraph shall be construed to eliminate the bargaining rights of any category of employees who were authorized to negotiate rates of pay as of the day before the date of the enactment of the National Defense Authorization Act for Fiscal Year 2004.

"(f) PROVISIONS REGARDING NATIONAL LEVEL BARGAINING.—

"(1) The Secretary may bargain with a labor organization which has been accorded exclusive recognition under chapter 71 at an organizational level above the level of exclusive recognition. The decision to bargain above the level of exclusive recognition shall not be subject to review. The Secretary shall consult with the labor organization before determining the appropriate organizational level of bargaining.

"(2) Any such bargaining shall—

"(A) address issues that are—

"(i) subject to bargaining under chapter 71 and this chapter;

"(ii) applicable to multiple bargaining units; and

"(iii) raised by either party to the bargaining;

"(B) except as agreed by the parties or directed through an independent dispute resolution process agreed upon by the parties, be binding on all affected subordinate bar-

gaining units of the labor organization at the level of recognition and their exclusive representatives, and the Department of Defense and its subcomponents, without regard to levels of recognition;

"(C) to the extent agreed by the parties or directed through an independent dispute resolution process agreed upon by the parties, supersede conflicting provisions of all other collective bargaining agreements of the labor organization, including collective bargaining agreements negotiated with an exclusive representative at the level of recognition; and

"(D) except as agreed by the parties or directed through an independent dispute resolution process agreed upon by the parties, not be subject to further negotiations for any purpose, including bargaining at the level of recognition.

"(3) Any independent dispute resolution process agreed to by the parties for the purposes of paragraph (2) shall have the authority to address all issues on which the parties are unable to reach agreement.

"(4) The National Guard Bureau and the Army and Air Force National Guard may be included in coverage under this subsection.

"(5) Any bargaining completed pursuant to this subsection with a labor organization not otherwise having national consultation rights with the Department of Defense or its subcomponents shall not create any obligation on the Department of Defense or its subcomponents to confer national consultation rights on such a labor organization.

"(g) PROVISIONS RELATED TO SEPARATION AND RETIREMENT INCENTIVES.—

"(1) The Secretary may establish a program within the Department of Defense under which employees may be eligible for early retirement, offered separation incentive pay to separate from service voluntarily, or both. This authority may be used to reduce the number of personnel employed by the Department of Defense or to restructure the workforce to meet mission objectives without reducing the overall number of personnel. This authority is in addition to, and notwithstanding, any other authorities established by law or regulation for such programs.

"(2)(A) The Secretary may not authorize the payment of voluntary separation incentive pay under paragraph (1) to more than 25,000 employees in any fiscal year, except that employees who receive voluntary separation incentive pay as a result of a closure or realignment of a military installation under the Defense Base Closure and Realignment Act of 1990 (title XXIX of Public Law 101–510; 10 U.S.C. 2687 note) shall not be included in that number.

"(B) The Secretary shall prepare a report each fiscal year setting forth the number of employees who received such pay as a result of a closure or realignment of a military base as described under subparagraph (A).

"(C) The Secretary shall submit the report under subparagraph (B) to the Committee on Armed Services and the Committee on Governmental Affairs of the Senate, and the Com-

mittee on Armed Services and the Committee on Government Reform of the House of Representatives.

"(3) For purposes of this section, the term 'employee' means an employee of the Department of Defense, serving under an appointment without time limitation, except that such term does not include—

"(A) a reemployed annuitant under subchapter III of chapter 83 or chapter 84, or another retirement system for employees of the Federal Government;

"(B) an employee having a disability on the basis of which such employee is or would be eligible for disability retirement under any of the retirement systems referred to in subparagraph (A); or

"(C) for purposes of eligibility for separation incentives under this section, an employee who is in receipt of a decision notice of involuntary separation for misconduct or unacceptable performance.

"(4) An employee who is at least 50 years of age and has completed 20 years of service, or has at least 25 years of service, may, pursuant to regulations promulgated under this section, apply and be retired from the Department of Defense and receive benefits in accordance with chapter 83 or 84 if the employee has been employed continuously within the Department of Defense for more than 30 days before the date on which the determination to conduct a reduction or restructuring within 1 or more Department of Defense components is approved.

"(5)(A) Separation pay shall be paid in a lump sum or in installments and shall be equal to the lesser of —

"(i) an amount equal to the amount the employee would be entitled to receive under section 5595(c), if the employee were entitled to payment under such section; or

"(ii) $25,000.

"(B) Separation pay shall not be a basis for payment, and shall not be included in the computation, of any other type of Government benefit. Separation pay shall not be taken into account for the purpose of determining the amount of any severance pay to which an individual may be entitled under section 5595, based on any other separation.

"(C) Separation pay, if paid in installments, shall cease to be paid upon the recipient's acceptance of employment by the Federal Government, or commencement of work under a personal services contract as described in paragraph (6).

"(6)(A) An employee who receives separation pay under such program may not be reemployed by the Department of Defense for a 12-month period beginning on the effective date of the employee's separation, unless this prohibition is waived by the Secretary on a case-by-case basis.

"(B) An employee who receives separation pay under this section on the basis of a separation occurring on or after the date of the enactment of the Federal Workforce Restructuring Act of 1994 (Public Law 103–226; 108 Stat. 111) and accepts employment with the Government of the United States, or who commences work through a personal services contract with the United States within 5 years after the date of the separation on which payment of the separation pay is based, shall be required

to repay the entire amount of the separation pay to the Department of Defense. If the employment is with an Executive agency (as defined by section 105) other than the Department of Defense, the Director may, at the request of the head of that agency, waive the repayment if the individual involved possesses unique abilities and is the only qualified applicant available for the position. If the employment is within the Department of Defense, the Secretary may waive the repayment if the individual involved is the only qualified applicant available for the position. If the employment is with an entity in the legislative branch, the head of the entity or the appointing official may waive the repayment if the individual involved possesses unique abilities and is the only qualified applicant available for the position. If the employment is with the judicial branch, the Director of the Administrative Office of the United States Courts may waive the repayment if the individual involved possesses unique abilities and is the only qualified applicant available for the position.

"(7) Under this program, early retirement and separation pay may be offered only pursuant to regulations established by the Secretary, subject to such limitations or conditions as the Secretary may require.

"(h) PROVISIONS RELATING TO REEMPLOYMENT.—

"(1) Except as provided under paragraph (2), if an annuitant receiving an annuity from the Civil Service Retirement and Disability Fund becomes employed in a position within the Department of Defense, his annuity shall continue. An annuitant so reemployed shall not be considered an employee for purposes of subchapter III of chapter 83 or chapter 84.

"(2)(A) An annuitant retired under section 8336(d)(1) or 8414(b)(1)(A) receiving an annuity from the Civil Service Retirement and Disability Fund, who becomes employed in a position within the Department of Defense after the date of enactment of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136), may elect to be subject to section 8344 or 8468 (as the case may be).

"(B) An election for coverage under this paragraph shall be filed not later than the later of 90 days after the date the Department of Defense—

"(i) prescribes regulations to carry out this subsection; or

"(ii) takes reasonable actions to notify employees who may file an election.

"(C) If an employee files an election under this paragraph, coverage shall be effective beginning on the first day of the first applicable pay period beginning on or after the date of the filing of the election.

"(D) Paragraph (1) shall apply to an individual who is eligible to file an election under subparagraph (A) and does not file a timely election under subparagraph (B).

"(3) The Secretary shall prescribe regulations to carry out this subsection.

"(i) ADDITIONAL PROVISIONS RELATING TO PERSONNEL MANAGEMENT.—

"(1) Subject to the requirements of chapter 71 and the limitations in subsection (b)(3), the Secretary of Defense, in establishing and implementing the National Security Personnel System under subsection (a), shall not be limited by any provision of this title or any rule or regulation prescribed under this title in establishing and implementing regulations relating to—

"(A) the methods of establishing qualification requirements for, recruitment for, and appointments to positions; and

"(B) the methods of assigning, reassigning, detailing, transferring, or promoting employees.

"(2) In implementing this subsection, the Secretary shall comply with the provisions of section 2302(b)(11), regarding veterans' preference requirements, as provided for in subsection (b)(3).

"(j) PHASE-IN.—The Secretary may not, in any calendar year, add any organizational or functional unit to the National Security Personnel System which would cause the total number of employees added to such System in such year to exceed 100,000.".

(b) IMPLEMENTATION.—

(1) The requirements of section 9902 of title 5, United States Code, as amended by this section, may be implemented through rules promulgated jointly by the Secretary of Defense and the Director of the Office of Personnel Management after notice and opportunity for public comment or through Department of Defense rules or internal agency implementing issuances. Rules promulgated jointly by the Secretary and the Director under this paragraph shall be treated as major rules for the purposes of section 801 of title 5, United States Code.

(2) Both rules and implementing issuances shall be subject to collective bargaining consistent with the requirements of chapter 71 of title 5, United States Code. Rules promulgated jointly by the Secretary of Defense and the Director of the Office of Personnel Management after notice and opportunity for public comment and in accordance with the requirements of section 801 of such title 5 for a major rule shall be treated in the same manner as government-wide rules for the purpose of such collective bargaining, if such rules are uniformly applicable to all organizational or functional units included in the National Security Personnel System.

(3) Any rules and implementing issuances that were adopted prior to the date of the enactment of this Act—

(A) shall be invalid to the extent that they are inconsistent with the requirements of section 9902 of title 5, United States Code, as amended by this section;

(B) shall not supersede a collective bargaining agreement that was in place prior to the date on which the rule or implementing issuance was promulgated; and

(C) shall be subject to collective bargaining—

(i) in the case of rules which are uniformly applicable to all organizational or functional units included in the National Security Personnel System and issued jointly by the Secretary of Defense and the Director of the Office of Personnel Management pursuant to subsection 9902(f)(1) of title 5, United States Code (as in

effect prior to the enactment of this section), only as to impact and implementation, when applied to employees of the Department of Defense from any bargaining unit;

(ii) in the case of any other rules or implementing issuances, to the extent provided in chapter 71 of title 5, United States Code.

(4) The availability of judicial review of any rules or implementing issuances that were adopted prior to the date of the enactment of this Act shall not be affected by the enactment of this section.

(c) COMPTROLLER GENERAL REVIEWS.—

(1) The Comptroller General shall conduct annual reviews in calendar years 2008, 2009 and 2010 of—

(A) employee satisfaction with the National Security Personnel System established pursuant to section 9902 of title 5, United States Code, as amended by this section; and

(B) the extent to which the Department of Defense has effectively implemented accountability mechanisms, including those established in section 9902(b)(7) of title 5, United States Code, and internal safeguards for the National Security Personnel System.

(2) To the extent that the Department of Defense undertakes internal assessments or employee surveys to assess employee satisfaction with the National Security Personnel System in any such calendar year, the Comptroller General shall—

(A) determine whether such assessments or surveys are appropriately designed and statistically valid; and

(B) provide an independent evaluation of the results of such assessments or surveys.

(3) To the extent that the Department of Defense does not undertake appropriately designed and statistically valid employee surveys, the Comptroller General shall conduct such a survey and provide an independent evaluation of the results.

(4) The Comptroller General shall report the results of each annual review conducted under this subsection to the Committees on Armed Services of the Senate and the House of Representatives, the Committee on Homeland Security and Governmental Affairs of the Senate, and the Committee on Oversight and Government Reform of the House of Representatives.

SEC. 1107. REQUIREMENT FOR FULL IMPLEMENTATION OF PERSONNEL DEMONSTRATION PROJECT.

(a) REQUIREMENT.—The Secretary of Defense shall take all necessary actions to fully implement and use the authorities provided to the Secretary under section 342(b) of the National Defense Authorization Act for Fiscal Year 1995 (Public Law 103–337; 108 Stat. 2721), as amended by section 1114 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106–398; 114 Stat. 1654A–315), to carry out personnel management demonstration projects at Department of Defense laboratories that are exempted by section 9902(c) of title 5, United States Code, from inclusion in the Department of Defense National Security Personnel System.

(b) PROCESS FOR FULL IMPLEMENTATION.—The Secretary of Defense shall also implement a process and implementation plan to

fully utilize the authorities described in subsection (a) to enhance the performance of the missions of the laboratories.

(c) OTHER LABORATORIES.—Any flexibility available to any demonstration laboratory shall be available for use at any other laboratory as enumerated in section 9902(c)(2) of title 5, United States Code.

(d) SUBMISSION OF LIST AND DESCRIPTION.—Not later than March 1 of each year, beginning with March 1, 2008, the Secretary of Defense shall submit to Congress a list and description of the demonstration project notices, amendments, and changes requested by the laboratories during the preceding calendar year. The list shall include all approved and disapproved notices, amendments, and changes, and the reasons for disapproval or delay in approval.

SEC. 1108. AUTHORITY FOR INCLUSION OF CERTAIN OFFICE OF DEFENSE RESEARCH AND ENGINEERING POSITIONS IN EXPERIMENTAL PERSONNEL PROGRAM FOR SCIENTIFIC AND TECHNICAL PERSONNEL.

Section 1101(b)(1) of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (5 U.S.C. 3104 note) is amended—

(1) in subparagraph (B), by striking "and" at the end;

(2) in subparagraph (C), by adding "and" at the end; and

(3) by adding after subparagraph (C) the following:

"(D) not more than a total of 10 scientific and engineering positions in the Office of the Director of Defense Research and Engineering;".

SEC. 1109. PILOT PROGRAM FOR THE TEMPORARY ASSIGNMENT OF INFORMATION TECHNOLOGY PERSONNEL TO PRIVATE SECTOR ORGANIZATIONS.

(a) ASSIGNMENT AUTHORITY.—The Secretary of Defense may, with the agreement of the private sector organization and the Department of Defense employee concerned, arrange for the temporary assignment of such employee to such private sector organization under this section. An employee shall be eligible for such an assignment only if—

(1) the employee—

(A) works in the field of information technology management;

(B) is considered to be an exceptional employee;

(C) is expected to assume increased information technology management responsibilities in the future;

(D) is compensated at not less than the GS–11 level (or the equivalent); and

(E) is serving under a career or career-conditional appointment or an appointment of equivalent tenure in the excepted service; and

(2) the proposed assignment meets applicable requirements of section 209(b) of the E-Government Act of 2002 (44 U.S.C. 3501 note).

(b) AGREEMENTS.—The Secretary of Defense shall provide for a written agreement between the Department of Defense and the employee concerned regarding the terms and conditions of the employee's assignment under this section. The agreement—

(1) shall require that, upon completion of the assignment, the employee will serve in the civil service for a period equal to the length of the assignment; and

(2) shall provide that if the employee fails to carry out the agreement, such employee shall be liable to the United States for payment of all expenses of the assignment, unless that failure was for good and sufficient reason (as determined by the Secretary of Defense).

An amount for which an employee is liable under paragraph (2) shall be treated as a debt due the United States.

(c) TERMINATION.—An assignment under this section may, at any time and for any reason, be terminated by the Department of Defense or the private sector organization concerned.

(d) DURATION.—An assignment under this section shall be for a period of not less than 3 months and not more than 1 year, and may be extended in 3-month increments for a total of not more than 1 additional year; however, no assignment under this section may commence after September 30, 2010.

(e) CONSIDERATIONS.—In carrying out this section, the Secretary of Defense—

(1) shall ensure that, of the assignments made under this section each year, at least 20 percent are to small business concerns (as defined by section 3703(e)(2)(A) of title 5, United States Code); and

(2) shall take into consideration the question of how assignments under this section might best be used to help meet the needs of the Department of Defense with respect to the training of employees in information technology management.

(f) NUMERICAL LIMITATION.—In no event may more than 10 employees be participating in assignments under this section as of any given time.

(g) REPORTING REQUIREMENT.—

(1) IN GENERAL.—Not later than 6 months after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and House of Representatives a report on the potential benefits of a program under which employees specializing in information technology may be temporarily assigned from private sector organizations to the Department of Defense.

(2) CONTENTS.—The report shall include—

(A) a statement of findings and an explanation of the bases for those findings;

(B) an assessment of the laws, rules, and processes relating to the prevention of conflicts of interest and abuse which would apply to private sector employees during the period of their assignment to the Department of Defense, and whether they need to be strengthened or otherwise changed;

(C) mechanisms proposed for the governance and oversight of the program; and

(D) recommendations for any legislation which may be necessary.

SEC. 1110. COMPENSATION FOR FEDERAL WAGE SYSTEM EMPLOYEES FOR CERTAIN TRAVEL HOURS.

Section 5544(a) of title 5, United States Code, is amended in clause (iv) (in the third sentence following paragraph (3)), by striking "administratively." and inserting "administratively (including travel by the employee to such event and the return of the employee from such event to the employee's official duty station).".

SEC. 1111. TRAVEL COMPENSATION FOR WAGE GRADE PERSONNEL.

(a) ELIGIBILITY FOR COMPENSATORY TIME OFF FOR TRAVEL.—Section 5550b(a) of title 5, United States Code, is amended by striking "section 5542(b)(2)," and inserting "any provision of section 5542(b)(2) or 5544(a),".

(b) CONFORMING AMENDMENT.—Section 5541(2)(xi) of such title is amended by striking "section 5544" and inserting "section 5544 or 5550b".

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect on the earlier of—

(1) the effective date of any regulations prescribed to carry out such amendments; or

(2) the 90th day after the date of the enactment of this Act.

SEC. 1112. ACCUMULATION OF ANNUAL LEAVE BY SENIOR LEVEL EMPLOYEES.

Section 6304(f)(1) of title 5, United States Code, is amended—

(1) in the matter before subparagraph (A), by striking "in a position in—" and inserting "in—";

(2) in subparagraphs (A) through (E), by inserting "a position in" before "the";

(3) in subparagraph (D), by striking "or" at the end;

(4) in subparagraph (E), by striking the period and inserting a semicolon; and

(5) by adding after subparagraph (E) the following:

"(F) a position to which section 5376 applies; or

"(G) a position designated under section 1607(a) of title 10 as an Intelligence Senior Level position.".

SEC. 1113. UNIFORM ALLOWANCES FOR CIVILIAN EMPLOYEES.

Section 1593(b) of title 10, United States Code, is amended by striking "$400 per year." and inserting "$400 per year (or such higher maximum amount as the Secretary of Defense may by regulation prescribe).".

SEC. 1114. FLEXIBILITY IN SETTING PAY FOR EMPLOYEES WHO MOVE FROM A DEPARTMENT OF DEFENSE OR COAST GUARD NONAPPROPRIATED FUND INSTRUMENTALITY POSITION TO A POSITION IN THE GENERAL SCHEDULE PAY SYSTEM.

Section 5334(f) of title 5, United States Code, is amended—

(1) by striking "(f)" and inserting "(f)(1)";

(2) in the first sentence, by striking "does not exceed" and all that follows through "2105(c)." and inserting the following: "does not exceed—

"(A) if the highest previous rate of basic pay received by that employee during the employee's service described in section 2105(c) is equal to a rate of the appropriate grade, such rate of the appropriate grade;

"(B) if the employee's highest previous rate of basic pay (as described in subparagraph (A)) is between two rates of the appropriate grade, the higher of those two rates; or

"(C) if the employee's highest previous rate of basic pay (as described in subparagraph (A)) exceeds the maximum rate of the appropriate grade, the maximum rate of the appropriate grade."; and

(3) in the second sentence, by striking "In the case of" and inserting the following:

"(2) In the case of".

SEC. 1115. RETIREMENT SERVICE CREDIT FOR SERVICE AS CADET OR MIDSHIPMAN AT A MILITARY SERVICE ACADEMY.

(a) CIVIL SERVICE RETIREMENT SYSTEM.—Section 8331(13) of title 5, United States Code, is amended by striking "but" and inserting "and includes service as a cadet at the United States Military Academy, the United States Air Force Academy, or the United States Coast Guard Academy, or as a midshipman at the United States Naval Academy, but".

(b) FEDERAL EMPLOYEES' RETIREMENT SYSTEM.—Section 8401(31) of such title is amended by striking "but" and inserting "and includes service as a cadet at the United States Military Academy, the United States Air Force Academy, or the United States Coast Guard Academy, or as a midshipman at the United States Naval Academy, but".

(c) APPLICABILITY.—The amendments made by this section shall apply to—

(1) any annuity, eligibility for which is based upon a separation occurring before, on, or after the date of enactment of this Act; and

(2) any period of service as a cadet at the United States Military Academy, the United States Air Force Academy, or the United States Coast Guard Academy, or as a midshipman at the United States Naval Academy, occurring before, on, or after the date of enactment of this Act.

SEC. 1116. AUTHORIZATION FOR INCREASED COMPENSATION FOR FACULTY AND STAFF OF THE UNIFORMED SERVICES UNIVERSITY OF THE HEALTH SCIENCES.

Section 2113(c) of title 10, United States Code, as redesignated by section 954(a)(3) of this Act, is amended—

(1) in paragraph (1)—

(A) by inserting "(after due consideration by the Secretary)" before "so as"; and

(B) by striking "within the vicinity of the District of Columbia" and inserting "identified by the Secretary for purposes of this paragraph"; and

(2) in paragraph (4)—

(A) by striking "section 5373" and inserting "sections 5307 and 5373"; and

(B) by adding at the end the following new sentence: "In no event may the total amount of compensation paid to an employee under paragraph (1) in any year (including salary, allowances, differentials, bonuses, awards, and other similar cash payments) exceed the total amount of annual compensation (excluding expenses) specified in section 102 of title 3.".

SEC. 1117. REPORT ON ESTABLISHMENT OF A SCHOLARSHIP PROGRAM FOR CIVILIAN MENTAL HEALTH PROFESSIONALS.

(a) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall, in consultation with the Assistant Secretary of Defense for Health Affairs and each of the Surgeons General of the Armed Forces, submit to Congress a report on the feasibility and advisability of establishing a scholarship program for civilian mental health professionals.

(b) ELEMENTS.—The report shall include the following:

(1) An assessment of a potential scholarship program that provides certain educational funding to students seeking a career in mental health services in exchange for service in the Department of Defense.

(2) An assessment of current scholarship programs which may be expanded to include mental health professionals.

(3) Recommendations regarding the establishment or expansion of scholarship programs for mental health professionals.

(4) A plan to implement, or reasons for not implementing, recommendations that will increase mental health staffing across the Department of Defense.

TITLE XII—MATTERS RELATING TO FOREIGN NATIONS

Subtitle A—Assistance and Training

Sec. 1201. Military-to-military contacts and comparable activities.
Sec. 1202. Authority for support of military operations to combat terrorism.
Sec. 1203. Medical care and temporary duty travel expenses for liaison officers of certain foreign nations.
Sec. 1204. Extension and expansion of Department of Defense authority to participate in multinational military centers of excellence.
Sec. 1205. Reauthorization of Commanders' Emergency Response Program.
Sec. 1206. Authority to build the capacity of the Pakistan Frontier Corps.
Sec. 1207. Authority to equip and train foreign personnel to assist in accounting for missing United States Government personnel.
Sec. 1208. Authority to provide automatic identification system data on maritime shipping to foreign countries and international organizations.
Sec. 1209. Report on foreign-assistance related programs carried out by the Department of Defense.
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Subtitle A—Assistance and Training

SEC. 1201. MILITARY-TO-MILITARY CONTACTS AND COMPARABLE ACTIVITIES.

Section 168(c) of title 10, United States Code, is amended by adding at the end the following new paragraph:

"(9) The assignment of personnel described in paragraph (3) or (4) on a non-reciprocal basis if the Secretary of Defense determines that such an assignment, rather than an exchange of personnel, is in the interests of the United States.".

SEC. 1202. AUTHORITY FOR SUPPORT OF MILITARY OPERATIONS TO COMBAT TERRORISM.

(a) MODIFICATION OF REPORTING REQUIREMENT.—Subsection (f) of section 1208 of the Ronald W. Reagan National Defense Author-

ization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 2086–2087) is amended to read as follows:

"(f) ANNUAL REPORT.—

"(1) REPORT REQUIRED.—Not later than 120 days after the close of each fiscal year during which subsection (a) is in effect, the Secretary of Defense shall submit to the congressional defense committees a report on support provided under that subsection during that fiscal year.

"(2) MATTERS TO BE INCLUDED.—Each report required by paragraph (1) shall describe the support provided, including—

"(A) the country involved in the activity, the individual or force receiving the support, and, to the maximum extent practicable, the specific region of each country involved in the activity;

"(B) the respective dates and a summary of congressional notifications for each activity;

"(C) the unified commander for each activity, as well as the related objectives, as established by that commander;

"(D) the total amount obligated to provide the support;

"(E) for each activity that amounts to more than $500,000, specific budget details that explain the overall funding level for that activity; and

"(F) a statement providing a brief assessment of the outcome of the support, including specific indications of how the support furthered the mission objective of special operations forces and the types of follow-on support, if any, that may be necessary.".

(b) ANNUAL LIMITATION.—Subsection (g) of such section is amended—

(1) in the heading, by striking "FISCAL YEAR 2005" and inserting "ANNUAL"; and

(2) by striking "fiscal year 2005" and inserting "each fiscal year during which subsection (a) is in effect".

(c) EXTENSION OF PERIOD OF AUTHORITY.—Subsection (h) of such section is amended by striking "2007" and inserting "2010".

SEC. 1203. MEDICAL CARE AND TEMPORARY DUTY TRAVEL EXPENSES FOR LIAISON OFFICERS OF CERTAIN FOREIGN NATIONS.

(a) AUTHORITY.—Subsection (a) of section 1051a of title 10, United States Code, is amended—

(1) by striking "involved in a coalition" and inserting "involved in a military operation"; and

(2) by striking "coalition operation" and inserting "military operation".

(b) MEDICAL CARE AND TEMPORARY DUTY TRAVEL EXPENSES.—Subsection (b) of such section is amended—

(1) in the heading, by striking "AND SUBSISTENCE" inserting ", SUBSISTENCE, AND MEDICAL CARE";

(2) in paragraph (2), by adding at the end the following:

"(C) Expenses for medical care at a civilian medical facility if—

"(i) adequate medical care is not available to the liaison officer at a local military medical treatment facility;

"(ii) the Secretary determines that payment of such medical expenses is necessary and in the best interests of the United States; and

"(iii) medical care is not otherwise available to the liaison officer pursuant to any treaty or other international agreement."; and

(3) by adding at the end the following:

"(3) The Secretary may pay the mission-related travel expenses of a liaison officer described in subsection (a) if such travel is in support of the national interests of the United States and the commander of the headquarters to which the liaison officer is temporarily assigned directs round-trip travel from the assigned headquarters to one or more locations.".

(c) DEFINITION.—Subsection (d) of such section is amended—

(1) by striking "(d) DEFINITIONS.—" and all that follows through "(1) The term" and inserting "(d) DEFINITION.—In this section, the term"; and

(2) by striking paragraph (2).

(d) EXPIRATION OF AUTHORITY.—Such section is further amended by striking subsection (e).

(e) CONFORMING AND CLERICAL AMENDMENTS.—(1) The heading for such section is amended to read as follows:

"§ 1051a. Liaison officers of certain foreign nations; administrative services and support; travel, subsistence, medical care, and other personal expenses".

(2) The table of sections at the beginning of chapter 53 of title 10, United States Code, is amended by striking the item relating to section 1051a and inserting the following:

"1051a. Liaison officers of certain foreign nations; administrative services and support; travel, subsistence, medical care, and other personal expenses.".

SEC. 1204. EXTENSION AND EXPANSION OF DEPARTMENT OF DEFENSE AUTHORITY TO PARTICIPATE IN MULTINATIONAL MILITARY CENTERS OF EXCELLENCE.

(a) EXTENSION OF AUTHORITY.—Subsection (a) of section 1205 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 1202 Stat. 2416) is amended by striking "fiscal year 2007" and inserting "fiscal years 2007 and 2008".

(b) LIMITATION ON AMOUNTS AVAILABLE FOR PARTICIPATION.—Subsection (e) of such section is amended by striking paragraph (2) and inserting the following new paragraph:

"(2) LIMITATION ON AMOUNT.—The amount available under paragraph (1)(A) for the expenses referred to in that paragraph may not exceed—

"(A) in fiscal year 2007, $3,000,000; and

"(B) in fiscal year 2008, $5,000,000.".

(c) REPORTS.—Subsection (g) of such section is amended—

(1) in paragraph (1)—

(A) by inserting "and October 31, 2008," after "October 31, 2007,"; and

(B) by striking "fiscal year 2007" and inserting "fiscal years 2007 and 2008"; and

(2) in paragraph (2)(A), by striking "during fiscal year 2007" and inserting "during the preceding fiscal year".

SEC. 1205. REAUTHORIZATION OF COMMANDERS' EMERGENCY RESPONSE PROGRAM.

(a) AUTHORITY.—Subsection (a) of section 1202 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3455–3456) is amended—

(1) in the heading, by striking "FISCAL YEARS 2006 AND 2007" and inserting "FISCAL YEARS 2008 AND 2009"; and

(2) in the matter preceding paragraph (1)—

(A) by striking "fiscal years 2006 and 2007" and inserting "fiscal years 2008 and 2009"; and

(B) by striking "$500,000,000" and inserting "$977,441,000".

(b) QUARTERLY REPORTS.—Subsection (b) of such section is amended by striking "fiscal years 2006 and 2007" and inserting "fiscal years 2008 and 2009".

SEC. 1206. AUTHORITY TO BUILD THE CAPACITY OF THE PAKISTAN FRONTIER CORPS.

(a) AUTHORITY.—The Secretary of Defense, with the concurrence of the Secretary of State, is authorized during fiscal year 2008 to provide assistance to enhance the ability of the Pakistan Frontier Corps to conduct counterterrorism operations along the border between Pakistan and Afghanistan.

(b) TYPES OF ASSISTANCE.—

(1) AUTHORIZED ELEMENTS.—Assistance under subsection (a) may include the provision of equipment, supplies, and training.

(2) REQUIRED ELEMENTS.—Assistance under subsection (a) shall be provided in a manner that promotes—

(A) observance of and respect for human rights and fundamental freedoms; and

(B) respect for legitimate civilian authority within Pakistan.

(c) LIMITATIONS.—

(1) FUNDING LIMITATION.—The Secretary of Defense may use up to $75,000,000 of funds available to the Department of Defense for operation and maintenance for fiscal year 2008 to provide the assistance under subsection (a).

(2) ASSISTANCE OTHERWISE PROHIBITED BY LAW.—The Secretary of Defense may not use the authority in subsection (a) to provide any type of assistance described in subsection (b) that is otherwise prohibited by any provision of law.

(d) CONGRESSIONAL NOTIFICATION.—

(1) IN GENERAL.—Not less than 15 days before providing assistance under subsection (a), the Secretary of Defense shall submit to the congressional committees specified in paragraph (2) a notice of the following:

(A) The budget, types of assistance, and completion date for providing the assistance under subsection (a).

(B) The source and planned expenditure of funds for the assistance under subsection (a).

(2) SPECIFIED CONGRESSIONAL COMMITTEES.—The congressional committees specified in this paragraph are the following:

(A) The Committee on Armed Services, the Committee on Foreign Relations, and the Committee on Appropriations of the Senate.

(B) The Committee on Armed Services, the Committee on Foreign Affairs, and the Committee on Appropriations of the House of Representatives.

SEC. 1207. AUTHORITY TO EQUIP AND TRAIN FOREIGN PERSONNEL TO ASSIST IN ACCOUNTING FOR MISSING UNITED STATES GOVERNMENT PERSONNEL.

(a) IN GENERAL.—Chapter 20 of title 10, United States Code, is amended by adding at the end the following new section:

"§ 408. Equipment and training of foreign personnel to assist in Department of Defense accounting for missing United States Government personnel

"(a) IN GENERAL.—The Secretary of Defense may provide assistance to any foreign nation to assist the Department of Defense with recovery of and accounting for missing United States Government personnel.

"(b) TYPES OF ASSISTANCE.—The assistance provided under subsection (a) may include the following:

"(1) Equipment.

"(2) Supplies.

"(3) Services.

"(4) Training of personnel.

"(c) APPROVAL BY SECRETARY OF STATE.—Assistance may not be provided under this section to any foreign nation unless the Secretary of State specifically approves the provision of such assistance.

"(d) LIMITATION.—The amount of assistance provided under this section in any fiscal year may not exceed $1,000,000.

"(e) CONSTRUCTION WITH OTHER ASSISTANCE.—The authority to provide assistance under this section is in addition to any other authority to provide assistance to foreign nations under law.

"(f) ANNUAL REPORTS.—(1) Not later than December 31 each year, the Secretary of Defense shall submit to the congressional defense committees a report on the assistance provided under this section during the fiscal year ending in such year.

"(2) Each report under paragraph (1) shall include, for the fiscal year covered by such report, the following:

"(A) A listing of each foreign nation provided assistance under this section.

"(B) For each nation so provided assistance, a description of the type and amount of such assistance.".

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 20 of such title is amended by adding at the end the following new item:

"408. Equipment and training of foreign personnel to assist in Department of Defense accounting for missing United States Government personnel".

SEC. 1208. AUTHORITY TO PROVIDE AUTOMATIC IDENTIFICATION SYSTEM DATA ON MARITIME SHIPPING TO FOREIGN COUNTRIES AND INTERNATIONAL ORGANIZATIONS.

(a) AUTHORITY TO PROVIDE DATA.—The Secretary of Defense, with the concurrence of the Secretary of State, may authorize the Secretary of a military department or a commander of a combatant command to exchange or furnish automatic identification system data broadcast by merchant or private ships and collected by the United States to a foreign country or international organization pursuant to an agreement for the exchange or production of such

data. Such data may be transferred pursuant to this section without cost to the recipient country or international organization.

(b) DEFINITIONS.—In this section:

(1) AUTOMATIC IDENTIFICATION SYSTEM.—The term "automatic identification system" means a system that is used to satisfy the requirements of the Automatic Identification System under the International Convention for the Safety of Life at Sea, signed at London on November 1, 1974 (TIAS 9700).

(2) GEOGRAPHIC COMBATANT COMMANDER.—The term "commander of a combatant command" means a commander of a combatant command (as such term is defined in section 161(c) of title 10, United States Code) with a geographic area of responsibility.

SEC. 1209. REPORT ON FOREIGN-ASSISTANCE RELATED PROGRAMS CARRIED OUT BY THE DEPARTMENT OF DEFENSE.

(a) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the appropriate congressional committees a report that specifies, on a country-by-country basis, each foreign-assistance related program carried out by the Department of Defense during the prior fiscal year under the authorities described in subsection (b).

(b) MATTERS TO BE INCLUDED.—The report required under subsection (a) shall include—

(1) a description of the dollar amount, type of support, and purpose of each foreign–assistance related program carried out by the Department of Defense under—

(A) section 1206 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3456), relating to authority to build the capacity of foreign military forces;

(B) section 1207 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3458), relating to authority to provide security and stabilization assistance to foreign countries;

(C) section 1208 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3459), relating to authority to reimburse certain coalition nations for support provided to United States military operations;

(D) section 1033 of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105–85; 111 Stat. 1881), relating to authority to provide additional support for counter-drug activities of Peru and Colombia;

(E) section 1004 of the National Defense Authorization Act for Fiscal Year 1991 (Public Law 101–510; 10 U.S.C. 374 note), relating to additional support for counter-drug activities;

(F) section 127d of title 10, United States Code, relating to authority to provide logistic support, supplies, and services to allied forces participating in a combined operation with the Armed Forces;

(G) section 2249c of title 10, United States Code, relating to authority to use appropriated funds for costs associated with education and training of foreign officials under

the Regional Defense Combating Terrorism Fellowship Program; and

(H) section 2561 of title 10, United States Code, relating to authority to provide humanitarian assistance; and

(2) a description of each foreign-assistance related program that the Department of Defense undertakes or implements on behalf of any other department or agency of the United States Government, including programs under the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.) and the Arms Export Control Act (22 U.S.C. 2751 et seq.).

(c) FORM.—The report required under subsection (a) shall be submitted in unclassified form, but may contain a classified annex.

(d) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term "appropriate congressional committees" means—

(1) the Committee on Appropriations, the Committee on Armed Services, and the Committee on Foreign Affairs of the House of Representatives; and

(2) the Committee on Appropriations, the Committee on Armed Services, and the Committee on Foreign Relations of the Senate.

SEC. 1210. EXTENSION AND ENHANCEMENT OF AUTHORITY FOR SECURITY AND STABILIZATION ASSISTANCE.

(a) PROGRAM FOR ASSISTANCE.—Section 1207 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3458) is amended—

(1) by redesignating subsections (d), (e), and (f) as subsections (e), (f), and (g), respectively; and

(2) by inserting after subsection (c) the following:

"(d) FORMULATION AND IMPLEMENTATION OF PROGRAM FOR ASSISTANCE.—The Secretary of State shall coordinate with the Secretary of Defense in the formulation and implementation of a program of reconstruction, security, or stabilization assistance to a foreign country that involves the provision of services or transfer of defense articles or funds under subsection (a).".

(b) ONE-YEAR EXTENSION.—Subsection (g) of such section, as redesignated by subsection (a) of this section, is amended by striking "September 30, 2007" and inserting "September 30, 2008".

SEC. 1211. GOVERNMENT ACCOUNTABILITY OFFICE REPORT ON GLOBAL PEACE OPERATIONS INITIATIVE.

(a) REPORT REQUIRED.—Not later than June 1, 2008, the Comptroller General of the United States shall submit to the congressional defense committees, the Committee on Foreign Relations of the Senate, and the Committee on Foreign Affairs of the House of Representatives a report assessing the Global Peace Operations Initiative.

(b) CONTENT.—The report required under subsection (a) shall include the following:

(1) An assessment of whether, and to what extent, the Global Peace Operations Initiative has met the goals set by the President at the inception of the program in 2004.

(2) Which goals, if any, remain unfulfilled.

(3) A description of activities conducted by each member state of the Group of Eight (G–8), including the approximate cost of the activities, and the approximate percentage of the

total monetary value of the activities conducted by each G–8 member, including the United States, as well as efforts by the President to seek contributions or participation by other G–8 members.

(4) A description of any activities conducted by non-G–8 members, or other organizations and institutions, as well as any efforts by the President to solicit contributions or participation.

(5) A description of the extent to which the Global Peace Operations Initiative has had global participation.

(6) A description of the administration of the program by the Department of State and Department of Defense, including—

(A) whether each Department should concentrate administration in one office or bureau, and if so, which one;

(B) the extent to which the two Departments coordinate and the quality of their coordination; and

(C) the extent to which contractors are used and an assessment of the quality and timeliness of the results achieved by the contractors, and whether the United States Government might have achieved similar or better results without contracting out functions.

(7) A description of the metrics, if any, that are used by the President and the G–8 to measure progress in implementation of the Global Peace Operations Initiative, including—

(A) assessments of the quality and sustainability of the training of individual soldiers and units;

(B) the extent to which the G–8 and participating countries maintain records or databases of trained individuals and units and conduct inspections to measure and monitor the continued readiness of such individuals and units;

(C) the extent to which the individuals and units are equipped and remain equipped to deploy in peace operations; and

(D) the extent to which, the timeline by which, and how individuals and units can be mobilized for peace operations.

(8) The extent to which, the timeline by which, and how individuals and units can be and are being deployed to peace operations.

(9) An assessment of whether individuals and units trained under the Global Peace Operations Initiative have been utilized in peace operations subsequent to receiving training under the Initiative, whether they will be deployed to upcoming operations in Africa and elsewhere, and the extent to which such individuals and units would be prepared to deploy and participate in such peace operations.

(10) Recommendations as to whether participation in the Global Peace Operations Initiative should require reciprocal participation by countries in peace operations.

(11) Any additional measures that could be taken to enhance the effectiveness of the Global Peace Operations Initiative in terms of—

(A) achieving its stated goals; and

(B) ensuring that individuals and units trained as part of the Initiative are regularly participating in peace operations.

(c) FORM.—To the maximum extent practicable, the report required under subsection (a) shall be submitted in unclassified form, but may include a classified annex, if necessary.

SEC. 1212. REPEAL OF LIMITATIONS ON MILITARY ASSISTANCE UNDER THE AMERICAN SERVICEMEMBERS' PROTECTION ACT OF 2002.

(a) REPEAL OF LIMITATIONS.—Section 2007 of the American Servicemembers' Protection Act of 2002 (22 U.S.C. 7426) is repealed.

(b) CONFORMING AMENDMENTS.—Such Act is further amended—

(1) in section 2003 (22 U.S.C. 7422)—

(A) in subsection (a)—

*(i) in the heading, by striking "**SECTIONS 5 AND 7**" and inserting "**SECTION 2005**"; and*

(ii) by striking "sections 2005 and 2007" and inserting "section 2005";

(B) in subsection (b)—

*(i) in the heading, by striking "**SECTIONS 5 AND 7**" and inserting "**SECTION 2005**"; and*

(ii) by striking "sections 2005 and 2007" and inserting "section 2005";

(C) in subsection (c)(2)(A), by striking "sections 2005 and 2007" and inserting "section 2005";

(D) in subsection (d), by striking "sections 2005 and 2007" and inserting "section 2005"; and

(E) in subsection (e), by striking "2006, and 2007" and inserting "and 2006"; and

(2) in section 2013 (22 U.S.C. 7432), by striking paragraph (13).

Subtitle B—Matters Relating to Iraq and Afghanistan

SEC. 1221. MODIFICATION OF AUTHORITIES RELATING TO THE OFFICE OF THE SPECIAL INSPECTOR GENERAL FOR IRAQ RECONSTRUCTION.

(a) PURPOSES.—Subsection (a)(1) of section 3001 of the Emergency Supplemental Appropriations Act for Defense and for the Reconstruction of Iraq and Afghanistan, 2004 (Public Law 108–106; 117 Stat. 1234–1238; 5 U.S.C. App., note to section 8G of Public Law 95–452) is amended by striking "to the Iraq Relief and Reconstruction Fund" and inserting "for the reconstruction of Iraq".

(b) ASSISTANT INSPECTORS GENERAL.—Subsection (d)(1) of such section is amended by striking "the Iraq Relief and Reconstruction Fund" and inserting "amounts appropriated or otherwise made available for the reconstruction of Iraq".

(c) SUPERVISION.—Subsection (e)(2) of such section is amended by striking "the Iraq Relief and Reconstruction Fund" and inserting "amounts appropriated or otherwise made available for the reconstruction of Iraq".

(d) DUTIES.—Subsection (f)(1) of such section is amended by striking "to the Iraq Relief and Reconstruction Fund" and inserting "for the reconstruction of Iraq".

(e) PERSONNEL, FACILITIES, AND OTHER RESOURCES.—Subsection (h) of such section is amended—

(1) in paragraph (1), by inserting after "pay rates" the following: ", and may exercise the authorities of subsections (b) through (i) of section 3161 of title 5, United States Code (without regard to subsection (a) of such section)"; and

(2) in paragraph (3), by striking "my enter" and inserting "may enter".

(f) REPORTS.—Subsection (i) of such section is amended by striking "to the Iraq Relief and Reconstruction Fund" each place it appears and inserting "for the reconstruction of Iraq".

(g) DEFINITIONS.—Subsection (m) of such section is amended—

(1) in the heading, by striking "APPROPRIATE COMMITTEES OF CONGRESS DEFINED" and inserting "DEFINITIONS";

(2) by striking "In this section, the term" and inserting the following: "In this section—

"(1) the term";

(3) by redesignating paragraphs (1) and (2) as subparagraphs (A) and (B), respectively;

(4) in paragraph (1)(B) (as redesignated by paragraph (3) of this subsection), by striking "and International Relations" and inserting "Foreign Affairs, and Oversight and Government Reform";

(5) by striking the period at the end and inserting "; and"; and

(6) by adding at the end the following:

"(2) the term 'amounts appropriated or otherwise made available for the reconstruction of Iraq' means amounts appropriated or otherwise made available for any fiscal year—

"(A) to the Iraq Relief and Reconstruction Fund, the Iraq Security Forces Fund, and the Commanders' Emergency Response Program authorized under section 1202 of the National Defense Authorization for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3455–3456); or

"(B) for assistance for the reconstruction of Iraq under—

"(i) the Economic Support Fund authorized under chapter 4 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2346 et seq.);

"(ii) the International Narcotics Control and Law Enforcement account authorized under section 481 of the Foreign Assistance Act of 1961 (22 U.S.C. 2291); or

"(iii) any other provision of law.".

(h) TERMINATION DATE.—Subsection (o) of such section is amended—

(1) in paragraph (1), to read as follows:

"(1) The Office of the Inspector General shall terminate 180 days after the date on which amounts appropriated or otherwise made available for the reconstruction of Iraq that are unexpended are less than $250,000,000."; and

(2) in paragraph (2)—

(A) by striking "funds deemed to be"; and

(B) by striking "to the Iraq Relief and Reconstruction Fund" and inserting "for the reconstruction of Iraq".

SEC. 1222. LIMITATION ON AVAILABILITY OF FUNDS FOR CERTAIN PURPOSES RELATING TO IRAQ.

No funds appropriated pursuant to an authorization of appropriations in this Act may be obligated or expended for a purpose as follows:

(1) To establish any military installation or base for the purpose of providing for the permanent stationing of United States Armed Forces in Iraq.

(2) To exercise United States control of the oil resources of Iraq.

SEC. 1223. REPORT ON UNITED STATES POLICY AND MILITARY OPERATIONS IN IRAQ.

(a) REPORT.—

(1) IN GENERAL.—Subsection (c) of section 1227 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3465; 50 U.S.C. 1541 note) is amended—

(A) in paragraph (2), by striking "Iraq." and inserting the following: "Iraq, including—

"(A) enacting a broadly-accepted hydrocarbon law that equitably shares revenue among all Iraqis;

"(B) adopting laws necessary for the conduct of provincial and local elections, taking steps to implement such laws, and setting a schedule to conduct provincial and local elections;

"(C) reforming current laws governing the de-Baathification process in a manner that encourages national reconciliation;

"(D) amending the Constitution of Iraq in a manner that encourages national reconciliation;

"(E) allocating and beginning expenditure of $10 billion in Iraqi revenues for reconstruction projects, including delivery of essential services, and implementing such reconstruction projects on an equitable basis; and

"(F) making significant efforts to plan and implement disarmament, demobilization, and reintegration programs relating to Iraqi militias.";

(B) by striking paragraph (3) and inserting the following:

"(3) A detailed description of the Joint Campaign Plan, or any subsequent revisions, updates, or documents that replace or supersede the Joint Campaign Plan, including goals, phases, or other milestones contained in the Joint Campaign Plan. Specifically, the description shall include the following:

"(A) An explanation of conditions required to move though phases of the Joint Campaign Plan, in particular those conditions that must be met in order to provide for the transition of additional security responsibility to the Iraqi Security Forces, and the measurements used to determine progress.

"(B) An assessment of which conditions in the Joint Campaign Plan have been achieved and which conditions have not been achieved. The assessment of those conditions

that have not been achieved shall include a discussion of the factors that have precluded progress.

"(C) A description of any companion or equivalent plan of the Government of Iraq used to measure progress for Iraqi Security Forces undertaking joint operations with Coalition Forces."; and

(C) by adding at the end the following:

"(7) An assessment of the levels of United States Armed Forces required in Iraq for the six-month period following the date of the report, the missions to be undertaken by the Armed Forces in Iraq for such period, and the incremental costs or savings of any proposed changes to such levels or missions.

"(8) A description of the range of conditions that could prompt changes to the levels of United States Armed Forces required in Iraq for the six-month period following the date of the report or the missions to be undertaken by the Armed Forces in Iraq for such period, including the status of planning for such changes to the levels or missions of the Armed Forces in Iraq.".

(2) EFFECTIVE DATE.—The amendments made by paragraph (1) shall apply with respect to each report required to be submitted to Congress under section 1227(c) of the National Defense Authorization Act for Fiscal Year 2006 on or after the date of the enactment of this Act.

(b) CONGRESSIONAL BRIEFINGS REQUIRED.—Such section is further amended by adding at the end the following:

"(d) CONGRESSIONAL BRIEFINGS REQUIRED.—Not later than 30 days after the submission of the first report under subsection (c) on or after the date of the enactment of the National Defense Authorization Act for Fiscal Year 2008, the Secretary of Defense and the Chairman of the Joint Chiefs of Staff shall meet with the congressional defense committees to brief such committees on the matters described in paragraphs (7) and (8) of subsection (c) contained in the report. Not later than 30 days after the submission of each subsequent report under subsection (c), appropriate senior officials of the Department of Defense shall meet with the congressional defense committees to brief such committees on the matters described in paragraphs (7) and (8) of subsection (c) contained in the report.".

SEC. 1224. REPORT ON A COMPREHENSIVE SET OF PERFORMANCE INDICATORS AND MEASURES FOR PROGRESS TOWARD MILITARY AND POLITICAL STABILITY IN IRAQ.

(a) REPORT.—Section 9010(c) of the Department of Defense Appropriations Act, 2007 (division A of Public Law 109–289; 120 Stat. 1307) is amended—

(1) in paragraph (1)(B)—

(A) by striking "and trends" and inserting "trends"; and

(B) by adding at the end before the period the following: ", and progress made in the transition of responsibility for the security of Iraqi provinces to the Iraqi Security Forces under the Provincial Iraqi Control (PIC) process"; and

(2) in paragraph (2)—

(A) in subparagraph (C)(i), by adding at the end before the semicolon the following: ", without any support from Coalition Forces";

(B) by redesignating subparagraphs (D) through (J) as subparagraphs (F) through (L), respectively;

(C) by inserting after subparagraph (C) the following:

"(D) The amount and type of support provided by Coalition Forces to the Iraqi Security Forces at each level of operational readiness.

"(E) The number of Iraqi battalions in the Iraqi Army currently conducting operations and the type of operations being conducted.";

(D) by redesignating subparagraphs (H) through (L) (as redesignated by subparagraph (B) of this paragraph) as subparagraphs (I) through (M), respectively;

(E) by inserting after subparagraph (G) (as redesignated by subparagraph (B) of this paragraph) the following:

"(H) The level and effectiveness of the Iraqi Security Forces under the Ministry of Defense in provinces where the United States has formally transferred responsibility for the security of the province to the Iraqi Security Forces under the Provincial Iraqi Control (PIC) process."; and

(F) in subparagraph (I) (as redesignated by subparagraphs (B) and (D) of this paragraph)—

(i) in clause (iv), by striking "and" at the end;

(ii) in clause (v), by striking the period at the end and inserting "; and"; and

(iii) by adding at the end the following:

"(vi) the level and effectiveness of the Iraqi Police and other Ministry of Interior Forces in provinces where the United States has formally transferred responsibility for the security of the province to the Iraqi Security Forces under the Provincial Iraqi Control (PIC) process.".

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall apply with respect to each report required to be submitted to Congress under section 9010 of the Department of Defense Appropriations Act, 2007 on or after the date of the enactment of this Act.

SEC. 1225. REPORT ON SUPPORT FROM IRAN FOR ATTACKS AGAINST COALITION FORCES IN IRAQ.

(a) REPORT REQUIRED.—Not later than 60 days after the date of the enactment of this Act, and every 180 days thereafter, the Secretary of Defense, in coordination with the Director of National Intelligence, shall submit to the congressional defense committees a report describing and assessing in detail—

(1) any support or direction provided to anti-coalition forces in Iraq by the Government of Iran or its agents;

(2) the strategy and ambitions in Iraq of the Government of Iran; and

(3) any strategy or efforts by the United States Government to counter the activities of agents of the Government of Iran in Iraq.

(b) FORM.—Each report required under subsection (a) shall be submitted in unclassified form, to the maximum extent practicable, but may contain a classified annex, if necessary.

(c) TERMINATION.—The requirement to submit reports under subsection (a) shall terminate on the date on which the Secretary of

Defense, in coordination with the Director of National Intelligence, submits to the congressional defense committees a certification in writing that the Government of Iran has ceased to provide military support to anti-coalition forces that conduct attacks against coalition forces in Iraq.

(d) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to authorize or otherwise speak to the use of the Armed Forces against Iran.

SEC. 1226. SENSE OF CONGRESS ON THE CONSEQUENCES OF A FAILED STATE IN IRAQ.

It is the sense of Congress that—

(1) a failed state in Iraq will have a negative impact on the Middle East and United States interests in the region; and

(2) the United States should pursue strategies to prevent a failed state in Iraq or to contain the negative effects of a failed state in Iraq.

SEC. 1227. SENSE OF CONGRESS ON FEDERALISM IN IRAQ.

It is the sense of Congress that—

(1) policies supported by the United States in the pursuit of a political settlement in Iraq should be consistent with the wishes of the Iraqi people and should not violate the sovereignty of the nation of Iraq;

(2) if the Iraqi people support a political settlement in Iraq based on the final provisions of the Constitution of Iraq that create a federal system of government and allow for the creation of federal regions, consistent with the wishes of the Iraqi people and their elected leaders, the United States should actively support such a political settlement in Iraq;

(3) the active support referred to in paragraph (2) should include—

(A) calling on the international community, including countries with troops in Iraq, the permanent 5 members of the United Nations Security Council, members of the Gulf Cooperation Council, and Iraq's neighbors—

(i) to support an Iraqi political settlement based on federalism;

(ii) to acknowledge the sovereignty and territorial integrity of Iraq; and

(iii) to fulfill commitments for the urgent delivery of significant assistance and debt relief to Iraq, especially those made by the member states of the Gulf Cooperation Council; and

(B) convening a conference for Iraqis to reach an agreement on a comprehensive political settlement based on the federalism law approved by the Iraqi Parliament on October 11, 2006;

(4) the United States should urge the Government of Iraq to quickly agree upon and implement a law providing for the equitable distribution of oil revenues, which is a critical component of a comprehensive political settlement in Iraq, including a potential settlement based upon federalism;

(5) the steps described in paragraphs (2), (3), and (4) could lead to an Iraq that is stable, not a haven for terrorists, and not a threat to its neighbors;

(6) in pursuit of a political settlement in Iraq, whether based on federalism or not, the United States should call on Iraq's neighbors to pledge not to militarily intervene in or destabilize Iraq; and

(7) nothing in this Act should be construed in any way to infringe on the sovereign rights of the nation of Iraq or to imply that the United States wishes to impose a political settlement in Iraq based on federalism if such a political settlement is contrary to the wishes of the Iraqi people.

SEC. 1228. TRACKING AND MONITORING OF DEFENSE ARTICLES PROVIDED TO THE GOVERNMENT OF IRAQ AND OTHER INDIVIDUALS AND GROUPS IN IRAQ.

(a) EXPORT AND TRANSFER CONTROL POLICY.—The President shall implement a policy to control the export and transfer of defense articles into Iraq, including implementation of the registration and monitoring system under subsection (c).

(b) REQUIREMENT TO IMPLEMENT CONTROL SYSTEM.—No defense articles may be provided to the Government of Iraq or any other group, organization, citizen, or resident of Iraq until the President certifies to the specified congressional committees that a registration and monitoring system meeting the requirements set forth in subsection (c) has been established.

(c) REGISTRATION AND MONITORING SYSTEM.—The registration and monitoring system required under this subsection shall include—

(1) the registration of the serial numbers of all small arms to be provided to the Government of Iraq or to other groups, organizations, citizens, or residents of Iraq;

(2) a program of end-use monitoring of all lethal defense articles provided to such entities or individuals; and

(3) a detailed record of the origin, shipping, and distribution of all defense articles transferred under the Iraq Security Forces Fund or any other security assistance program to such entities or individuals.

(d) REVIEW; EXEMPTION.—

(1) REVIEW.—The President shall periodically review the items subject to the registration and monitoring requirements under subsection (c) to determine what items, if any, should no longer be subject to such registration and monitoring requirements. The President shall transmit to the specified congressional committees the results of each review conducted under this paragraph.

(2) EXEMPTION.—The President may exempt an item from the registration and monitoring requirements under subsection (c) beginning on the date that is 30 days after the date on which the President provides notice of the proposed exemption to the specified congressional committees in accordance with the procedures applicable to reprogramming notifications under section 634A(a) of the Foreign Assistance Act of 1961 (22 U.S.C. 2394–1(a)). Such notice shall describe any controls to be imposed on such item under any other provision of law.

(e) DEFINITIONS.—In this section:

(1) DEFENSE ARTICLE.—The term "defense article" has the meaning given the term in section 644(d) of the Foreign Assistance Act of 1961 (22 U.S.C. 2403(d)).

(2) SMALL ARMS.—The term "small arms" means—

(A) handguns;

(B) shoulder-fired weapons;

(C) light automatic weapons up to and including .50 caliber machine guns;

(D) recoilless rifles up to and including 106mm;

(E) mortars up to and including 81mm;

(F) rocket launchers, man-portable;

(G) grenade launchers, rifle and shoulder fired; and

(H) individually-operated weapons which are portable or can be fired without special mounts or firing devices and which have potential use in civil disturbances and are vulnerable to theft.

(3) SPECIFIED CONGRESSIONAL COMMITTEES.—The term "specified congressional committees" means—

(A) the Committee on Foreign Affairs and the Committee on Armed Services of the House of Representatives; and

(B) the Committee on Foreign Relations, the Committee on Armed Services, and the Committee on Banking, Housing, and Urban Affairs of the Senate.

(f) EFFECTIVE DATE.—

(1) IN GENERAL.—Except as provided in paragraph (2), this section shall take effect 180 days after the date of the enactment of this Act.

(2) EXCEPTION.—The President may delay the effective date of this section by an additional period of up to 90 days if the President certifies in writing to the specified congressional committees for such additional period that it is in the vital interest of the United States to do so and includes in the certification a description of such vital interest.

SEC. 1229. SPECIAL INSPECTOR GENERAL FOR AFGHANISTAN RECONSTRUCTION.

(a) PURPOSES.—The purposes of this section are as follows:

(1) To provide for the independent and objective conduct and supervision of audits and investigations relating to the programs and operations funded with amounts appropriated or otherwise made available for the reconstruction of Afghanistan.

(2) To provide for the independent and objective leadership and coordination of, and recommendations on, policies designed to—

(A) promote economy efficiency, and effectiveness in the administration of the programs and operations described in paragraph (1); and

(B) prevent and detect waste, fraud, and abuse in such programs and operations.

(3) To provide for an independent and objective means of keeping the Secretary of State and the Secretary of Defense fully and currently informed about problems and deficiencies relating to the administration of such programs and operations and the necessity for and progress on corrective action.

(b) OFFICE OF INSPECTOR GENERAL.—There is hereby established the Office of the Special Inspector General for Afghanistan Reconstruction to carry out the purposes of subsection (a).

(c) APPOINTMENT OF INSPECTOR GENERAL; REMOVAL.—

(1) APPOINTMENT.—The head of the Office of the Special Inspector General for Afghanistan Reconstruction is the Special Inspector General for Afghanistan Reconstruction (in this section referred to as the "Inspector General"), who shall be appointed by the President. The President may appoint the Special Inspector General for Iraq Reconstruction to serve as the Special Inspector General for Afghanistan Reconstruction, in which case the Special Inspector General for Iraq Reconstruction shall have all of the duties, responsibilities, and authorities set forth under this section with respect to such appointed position for the purpose of carrying out this section.

(2) QUALIFICATIONS.—The appointment of the Inspector General shall be made solely on the basis of integrity and demonstrated ability in accounting, auditing, financial analysis, law, management analysis, public administration, or investigations.

(3) DEADLINE FOR APPOINTMENT.—The appointment of an individual as Inspector General shall be made not later than 30 days after the date of the enactment of this Act.

(4) COMPENSATION.—The annual rate of basic pay of the Inspector General shall be the annual rate of basic pay provided for positions at level IV of the Executive Schedule under section 5315 of title 5, United States Code.

(5) PROHIBITION ON POLITICAL ACTIVITIES.—For purposes of section 7324 of title 5, United States Code, the Inspector General shall not be considered an employee who determines policies to be pursued by the United States in the nationwide administration of Federal law.

(6) REMOVAL.—The Inspector General shall be removable from office in accordance with the provisions of section 3(b) of the Inspector General Act of 1978 (5 U.S.C. App.).

(d) ASSISTANT INSPECTORS GENERAL.—The Inspector General shall, in accordance with applicable laws and regulations governing the civil service—

(1) appoint an Assistant Inspector General for Auditing who shall have the responsibility for supervising the performance of auditing activities relating to programs and operations supported by amounts appropriated or otherwise made available for the reconstruction of Afghanistan; and

(2) appoint an Assistant Inspector General for Investigations who shall have the responsibility for supervising the performance of investigative activities relating to such programs and operations.

(e) SUPERVISION.—

(1) IN GENERAL.—Except as provided in paragraph (2), the Inspector General shall report directly to, and be under the general supervision of, the Secretary of State and the Secretary of Defense.

(2) INDEPENDENCE TO CONDUCT INVESTIGATIONS AND AUDITS.—No officer of the Department of Defense, the Department of State, or the United States Agency for International Development shall prevent or prohibit the Inspector General from initiating, carrying out, or completing any audit or investigation related to amounts appropriated or otherwise made available for

the reconstruction of Afghanistan or from issuing any subpoena during the course of any such audit or investigation.

(f) DUTIES.—

(1) OVERSIGHT OF AFGHANISTAN RECONSTRUCTION.—It shall be the duty of the Inspector General to conduct, supervise, and coordinate audits and investigations of the treatment, handling, and expenditure of amounts appropriated or otherwise made available for the reconstruction of Afghanistan, and of the programs, operations, and contracts carried out utilizing such funds, including—

(A) the oversight and accounting of the obligation and expenditure of such funds;

(B) the monitoring and review of reconstruction activities funded by such funds;

(C) the monitoring and review of contracts funded by such funds;

(D) the monitoring and review of the transfer of such funds and associated information between and among departments, agencies, and entities of the United States and private and nongovernmental entities;

(E) the maintenance of records on the use of such funds to facilitate future audits and investigations of the use of such fund;

(F) the monitoring and review of the effectiveness of United States coordination with the Government of Afghanistan and other donor countries in the implementation of the Afghanistan Compact and the Afghanistan National Development Strategy; and

(G) the investigation of overpayments such as duplicate payments or duplicate billing and any potential unethical or illegal actions of Federal employees, contractors, or affiliated entities and the referral of such reports, as necessary, to the Department of Justice to ensure further investigations, prosecutions, recovery of further funds, or other remedies.

(2) OTHER DUTIES RELATED TO OVERSIGHT.—The Inspector General shall establish, maintain, and oversee such systems, procedures, and controls as the Inspector General considers appropriate to discharge the duties under paragraph (1).

(3) DUTIES AND RESPONSIBILITIES UNDER INSPECTOR GENERAL ACT OF 1978.—In addition to the duties specified in paragraphs (1) and (2), the Inspector General shall also have the duties and responsibilities of inspectors general under the Inspector General Act of 1978.

(4) COORDINATION OF EFFORTS.—In carrying out the duties, responsibilities, and authorities of the Inspector General under this section, the Inspector General shall coordinate with, and receive the cooperation of each of the following:

(A) The Inspector General of the Department of Defense.

(B) The Inspector General of the Department of State.

(C) The Inspector General of the United States Agency for International Development.

(g) POWERS AND AUTHORITIES.—

(1) AUTHORITIES UNDER INSPECTOR GENERAL ACT OF 1978.—In carrying out the duties specified in subsection (f), the Inspector General shall have the authorities provided in section 6 of the Inspector General Act of 1978, including the authorities under subsection (e) of such section.

(2) AUDIT STANDARDS.—The Inspector General shall carry out the duties specified in subsection (f)(1) in accordance with section 4(b)(1) of the Inspector General Act of 1978.

(h) PERSONNEL, FACILITIES, AND OTHER RESOURCES.—

(1) PERSONNEL.—The Inspector General may select, appoint, and employ such officers and employees as may be necessary for carrying out the duties of the Inspector General, subject to the provisions of title 5, United States Code, governing appointments in the competitive service, and the provisions of chapter 51 and subchapter III of chapter 53 of such title, relating to classification and General Schedule pay rates.

(2) EMPLOYMENT OF EXPERTS AND CONSULTANTS.—The Inspector General may obtain services as authorized by section 3109 of title 5, United States Code, at daily rates not to exceed the equivalent rate prescribed for grade GS–15 of the General Schedule by section 5332 of such title.

(3) CONTRACTING AUTHORITY.—To the extent and in such amounts as may be provided in advance by appropriations Acts, the Inspector General may enter into contracts and other arrangements for audits, studies, analyses, and other services with public agencies and with private persons, and make such payments as may be necessary to carry out the duties of the Inspector General.

(4) RESOURCES.—The Secretary of State or the Secretary of Defense, as appropriate, shall provide the Inspector General with appropriate and adequate office space at appropriate locations of the Department of State or the Department of Defense, as the case may be, in Afghanistan, together with such equipment, office supplies, and communications facilities and services as may be necessary for the operation of such offices, and shall provide necessary maintenance services for such offices and the equipment and facilities located therein.

(5) ASSISTANCE FROM FEDERAL AGENCIES.—

(A) IN GENERAL.—Upon request of the Inspector General for information or assistance from any department, agency, or other entity of the Federal Government, the head of such entity shall, insofar as is practicable and not in contravention of any existing law, furnish such information or assistance to the Inspector General, or an authorized designee.

(B) REPORTING OF REFUSED ASSISTANCE.—Whenever information or assistance requested by the Inspector General is, in the judgment of the Inspector General, unreasonably refused or not provided, the Inspector General shall report the circumstances to the Secretary of State or the Secretary of Defense, as appropriate, and to the appropriate congressional committees without delay.

(6) USE OF PERSONNEL, FACILITIES, AND OTHER RESOURCES OF THE OFFICE OF THE SPECIAL INSPECTOR GENERAL FOR IRAQ

RECONSTRUCTION.—Upon the request of the Inspector General, the Special Inspector General for Iraq Reconstruction—

(A) may detail, on a reimbursable basis, any of the personnel of the Office of the Special Inspector General for Iraq Reconstruction to the Office of the Inspector General for Afghanistan Reconstruction for the purpose of carrying out this section; and

(B) may provide, on a reimbursable basis, any of the facilities or other resources of the Office of the Special Inspector General for Iraq Reconstruction to the Office of the Inspector General for Afghanistan Reconstruction for the purpose of carrying out this section.

(i) REPORTS.—

(1) QUARTERLY REPORTS.—Not later than 30 days after the end of each fiscal-year quarter, the Inspector General shall submit to the appropriate congressional committees a report summarizing, for the period of that quarter and, to the extent possible, the period from the end of such quarter to the time of the submission of the report, the activities during such period of the Inspector General and the activities under programs and operations funded with amounts appropriated or otherwise made available for the reconstruction of Afghanistan. Each report shall include, for the period covered by such report, a detailed statement of all obligations, expenditures, and revenues associated with reconstruction and rehabilitation activities in Afghanistan, including the following:

(A) Obligations and expenditures of appropriated funds.

(B) A project-by-project and program-by-program accounting of the costs incurred to date for the reconstruction of Afghanistan, together with the estimate of the Department of Defense, the Department of State, and the United State Agency for International Development, as applicable, of the costs to complete each project and each program.

(C) Revenues attributable to or consisting of funds provided by foreign nations or international organizations to programs and projects funded by any department or agency of the United States Government, and any obligations or expenditures of such revenues.

(D) Revenues attributable to or consisting of foreign assets seized or frozen that contribute to programs and projects funded by any department or agency of the United States Government, and any obligations or expenditures of such revenues.

(E) Operating expenses of agencies or entities receiving amounts appropriated or otherwise made available for the reconstruction of Afghanistan.

(F) In the case of any contract, grant, agreement, or other funding mechanism described in paragraph (2)—

(i) the amount of the contract, grant, agreement, or other funding mechanism;

(ii) a brief discussion of the scope of the contract, grant, agreement, or other funding mechanism;

(iii) a discussion of how the department or agency of the United States Government involved in the con-

tract, grant, agreement, or other funding mechanism identified, and solicited offers from, potential individuals or entities to perform the contract, grant, agreement, or other funding mechanism, together with a list of the potential individuals or entities that were issued solicitations for the offers; and

(iv) the justification and approval documents on which was based the determination to use procedures other than procedures that provide for full and open competition.

(2) COVERED CONTRACTS, GRANTS, AGREEMENTS, AND FUNDING MECHANISMS.—A contract, grant, agreement, or other funding mechanism described in this paragraph is any major contract, grant, agreement, or other funding mechanism that is entered into by any department or agency of the United States Government that involves the use of amounts appropriated or otherwise made available for the reconstruction of Afghanistan with any public or private sector entity for any of the following purposes:

(A) To build or rebuild physical infrastructure of Afghanistan.

(B) To establish or reestablish a political or societal institution of Afghanistan.

(C) To provide products or services to the people of Afghanistan.

(3) PUBLIC AVAILABILITY.—The Inspector General shall publish on a publically-available Internet website each report under paragraph (1) of this subsection in English and other languages that the Inspector General determines are widely used and understood in Afghanistan.

(4) FORM.—Each report required under this subsection shall be submitted in unclassified form, but may include a classified annex if the Inspector General considers it necessary.

(5) RULE OF CONSTRUCTION.—Nothing in this subsection shall be construed to authorize the public disclosure of information that is—

(A) specifically prohibited from disclosure by any other provision of law;

(B) specifically required by Executive order to be protected from disclosure in the interest of national defense or national security or in the conduct of foreign affairs; or

(C) a part of an ongoing criminal investigation.

(j) REPORT COORDINATION.—

(1) SUBMISSION TO SECRETARIES OF STATE AND DEFENSE.—The Inspector General shall also submit each report required under subsection (i) to the Secretary of State and the Secretary of Defense.

(2) SUBMISSION TO CONGRESS.—Not later than 30 days after receipt of a report under paragraph (1), the Secretary of State or the Secretary of Defense may submit to the appropriate congressional committees any comments on the matters covered by the report as the Secretary of State or the Secretary of Defense, as the case may be, considers appropriate. Any comments on the matters covered by the report shall be submitted in unclassified form, but may include a classified annex if the Sec-

retary of State or the Secretary of Defense, as the case may be, considers it necessary.

(k) TRANSPARENCY.—

(1) REPORT.—Not later than 60 days after submission to the appropriate congressional committees of a report under subsection (i), the Secretary of State and the Secretary of Defense shall jointly make copies of the report available to the public upon request, and at a reasonable cost.

(2) COMMENTS ON MATTERS COVERED BY REPORT.—Not later than 60 days after submission to the appropriate congressional committees under subsection (j)(2) of comments on a report under subsection (i), the Secretary of State and the Secretary of Defense shall jointly make copies of the comments available to the public upon request, and at a reasonable cost.

(l) WAIVER.—

(1) AUTHORITY.—The President may waive the requirement under paragraph (1) or (2) of subsection (k) with respect to availability to the public of any element in a report under subsection (i), or any comment under subsection (j)(2), if the President determines that the waiver is justified for national security reasons.

(2) NOTICE OF WAIVER.—The President shall publish a notice of each waiver made under this subsection in the Federal Register no later than the date on which a report required under subsection (i), or any comment under subsection (j)(2), is submitted to the appropriate congressional committees. The report and comments shall specify whether waivers under this subsection were made and with respect to which elements in the report or which comments, as appropriate.

(m) DEFINITIONS.—In this section:

(1) AMOUNTS APPROPRIATED OR OTHERWISE MADE AVAILABLE FOR THE RECONSTRUCTION OF AFGHANISTAN.—The term "amounts appropriated or otherwise made available for the reconstruction of Afghanistan" means—

(A) amounts appropriated or otherwise made available for any fiscal year—

(i) to the Afghanistan Security Forces Fund; or

(ii) to the program to assist the people of Afghanistan established under subsection (a)(2) of section 1202 of the National Defense Authorization for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3455–3456); and

(B) amounts appropriated or otherwise made available for any fiscal year for the reconstruction of Afghanistan under—

(i) the Economic Support Fund;

(ii) the International Narcotics Control and Law Enforcement account; or

(iii) any other provision of law.

(2) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term "appropriate congressional committees" means—

(A) the Committees on Appropriations, Armed Services, and Foreign Relations of the Senate; and

(B) the Committees on Appropriations, Armed Services, and Foreign Affairs of the House of Representatives.

(n) AUTHORIZATION OF APPROPRIATIONS.—

(1) IN GENERAL.—There is authorized to be appropriated $20,000,000 for fiscal year 2008 to carry out this section.

(2) OFFSET.—The amount authorized to be appropriated by section 1513 for the Afghanistan Security Forces Fund is hereby reduced by $20,000,000.

(o) TERMINATION.—

(1) IN GENERAL.—The Office of the Special Inspector General for Afghanistan Reconstruction shall terminate 180 days after the date on which amounts appropriated or otherwise made available for the reconstruction of Afghanistan that are unexpended are less than $250,000,000.

(2) FINAL REPORT.—The Inspector General shall, prior to the termination of the Office of the Special Inspector General for Afghanistan Reconstruction under paragraph (1), prepare and submit to the appropriate congressional committees a final forensic audit report on programs and operations funded with amounts appropriated or otherwise made available for the reconstruction of Afghanistan.

SEC. 1230. REPORT ON PROGRESS TOWARD SECURITY AND STABILITY IN AFGHANISTAN.

(a) REPORT REQUIRED.—Not later than 90 days after the date of the enactment of this Act, and every 180 days thereafter through the end of fiscal year 2010, the President, acting through the Secretary of Defense, shall submit to the appropriate congressional committees a report on progress toward security and stability in Afghanistan.

(b) COORDINATION.—The report required under subsection (a) shall be prepared in coordination with the Secretary of State, the Director of National Intelligence, the Attorney General, the Administrator of the Drug Enforcement Administration, the Administrator of the United States Agency for International Development, the Secretary of Agriculture, and the head of any other department or agency of the Government of the United States involved with activities relating to security and stability in Afghanistan.

(c) MATTERS TO BE INCLUDED: STRATEGIC DIRECTION OF UNITED STATES ACTIVITIES RELATING TO SECURITY AND STABILITY IN AFGHANISTAN.—The report required under subsection (a) shall include a description of a comprehensive strategy of the United States for security and stability in Afghanistan. The description of such strategy shall consist of a general overview and a separate detailed section for each of the following:

(1) NORTH ATLANTIC TREATY ORGANIZATION INTERNATIONAL SECURITY ASSISTANCE FORCE.—A description of the following:

(A) Efforts of the United States to work with countries participating in the North Atlantic Treaty Organization (NATO) International Security Assistance Force (ISAF) in Afghanistan (hereafter in this section referred to as "NATO ISAF countries").

(B) Any actions by the United States to achieve the following goals relating to strengthening the NATO ISAF, and the results of such actions:

(i) Encourage NATO ISAF countries to fulfill commitments to the NATO ISAF mission in Afghanistan, and ensure adequate contributions to efforts to build the capacity of the Afghanistan National Security

Forces (ANSF), counter-narcotics efforts, and reconstruction and development activities in Afghanistan.

(ii) Remove national caveats on the use of forces deployed as part of the NATO ISAF.

(iii) Reduce the number of civilian casualties resulting from military operations of NATO ISAF countries and mitigate the impact of such casualties on the Afghan people.

(2) AFGHANISTAN NATIONAL SECURITY FORCES.—A description of the following:

(A) A comprehensive and effective long-term strategy and budget, with defined objectives, for activities relating to strengthening the resources, capabilities, and effectiveness of the Afghanistan National Army (ANA) and the Afghanistan National Police (ANP) of the ANSF, with the goal of ensuring that a strong and fully-capable ANSF is able to independently and effectively conduct operations and maintain security and stability in Afghanistan.

(B) Any actions by the United States to achieve the following goals relating to building the capacity of the ANSF, and the results of such actions:

(i) Improve coordination with all relevant departments and agencies of the Government of the United States, as well as NATO ISAF countries and other international partners.

(ii) Improve ANSF recruitment and retention, including through improved vetting and salaries for the ANSF.

(iii) Increase and improve ANSF training and mentoring.

(iv) Strengthen the partnership between the Government of the United States and the Government of Afghanistan.

(3) PROVINCIAL RECONSTRUCTION TEAMS AND OTHER RECONSTRUCTION AND DEVELOPMENT ACTIVITIES.—A description of the following:

(A) A comprehensive and effective long-term strategy and budget, with defined objectives, for reconstruction and development in Afghanistan, including a long-term strategy with a mission and objectives for each United States-led Provincial Reconstruction Team (PRT) in Afghanistan.

(B) Any actions by the United States to achieve the following goals with respect to reconstruction and development in Afghanistan, and the results of such actions:

(i) Improve coordination with all relevant departments and agencies of the Government of the United States, as well as NATO ISAF countries and other international partners.

(ii) Clarify the chain of command, and operations plans for United States-led PRTs that are appropriate to meet the needs of the relevant local communities.

(iii) Promote coordination among PRTs.

(iv) Ensure that each PRT is adequately staffed, particularly with civilian specialists, and that such staff receive appropriate training.

(v) Expand the ability of the Afghan people to assume greater responsibility for their own reconstruction and development projects.

(vi) Strengthen the partnership between the Government of the United States and Government of Afghanistan.

(vii) Ensure proper reconstruction and development oversight activities, including implementation, where appropriate, of recommendations of any United States inspectors general, including the Special Inspector General for Afghanistan Reconstruction appointed pursuant to section 1229.

(4) COUNTER-NARCOTICS ACTIVITIES.—A description of the following:

(A) A comprehensive and effective long-term strategy and budget, with defined objectives, for the activities of the Department of Defense relating to counter-narcotics efforts in Afghanistan, including—

(i) roles and missions of the Department of Defense within the overall counter-narcotics strategy for Afghanistan of the Government of the United States, including a statement of priorities;

(ii) a detailed, comprehensive, and effective strategy with defined one-year, three-year, and five-year objectives and a description of the accompanying allocation of resources of the Department of Defense to accomplish such objectives;

(iii) in furtherance of the strategy described in clause (i), actions that the Department of Defense is taking and has planned to take to—

(I) improve coordination within the Department of Defense and with all relevant departments and agencies of the Government of the United States;

(II) strengthen significantly the Afghanistan National Counter-narcotics Police;

(III) build the capacity of local and provincial governments of Afghanistan and the national Government of Afghanistan to assume greater responsibility for counter-narcotics-related activities, including interdiction; and

(IV) improve counter-narcotics-related intelligence capabilities and tactical use of such capabilities by the Department of Defense and other appropriate departments and agencies of the Government of the United States; and

(iv) the impact, if any, including the disadvantages and advantages, if any, on the primary counter-terrorism mission of the United States military of providing enhanced logistical support to departments and agencies of the Government of the United States and counter-narcotics partners of the United States in their interdiction efforts, including apprehending or eliminating major drug traffickers in Afghanistan.

(B) The counter-narcotics roles and missions assumed by the local and provincial governments of Afghanistan and the national Government of Afghanistan, appropriate departments and agencies of the Government of the United States (other than the Department of Defense), the NATO ISAF, and the governments of other countries.

(C) The plan and efforts to coordinate the counter-narcotics strategy and activities of the Department of Defense with the counter-narcotics strategy and activities of the Government of Afghanistan, the NATO-led interdiction and security forces, other appropriate countries, and other counter-narcotics partners of the United States, and the results of such efforts.

(D) The progress made by the governments, organizations, and entities specified in subparagraph (B) in executing designated roles and missions, and in coordinating and implementing counternarcotics plans and activities, and based on the results of this progress whether, and to what extent, roles and missions for the Department of Defense should be altered in the future, or should remain unaltered.

(5) PUBLIC CORRUPTION AND RULE OF LAW.—A description of any actions, and the results of such actions, to help the Government of Afghanistan fight public corruption and strengthen governance and the rule of law at the local, provincial, and national levels.

(6) REGIONAL CONSIDERATIONS.—A description of any actions and the results of such actions to increase cooperation with countries geographically located around Afghanistan's border, with a particular focus on improving security and stability in the Afghanistan-Pakistan border areas.

(d) MATTERS TO BE INCLUDED: PERFORMANCE INDICATORS AND MEASURES OF PROGRESS TOWARD SUSTAINABLE LONG-TERM SECURITY AND STABILITY IN AFGHANISTAN.—

(1) IN GENERAL.—The report required under subsection (a) shall set forth a comprehensive set of performance indicators and measures of progress toward sustainable long-term security and stability in Afghanistan, as specified in paragraph (2), and shall include performance standards and progress goals, together with a notional timetable for achieving such goals.

(2) PERFORMANCE INDICATORS AND MEASURES OF PROGRESS SPECIFIED.—The performance indicators and measures of progress specified in this paragraph shall include, at a minimum, the following:

(A) With respect to the NATO ISAF, an assessment of unfulfilled NATO ISAF mission requirements and contributions from individual NATO ISAF countries, including levels of troops and equipment, the effect of contributions on operations, and unfulfilled commitments.

(B) An assessment of military operations of the NATO ISAF, including of NATO ISAF countries, and an assessment of separate military operations by United States forces. Such assessments shall include—

(i) indicators of a stable security environment in Afghanistan, such as number of engagements per day,

and trends relating to the numbers and types of hostile encounters; and

(ii) the effects of national caveats that limit operations, geographic location of operations, and estimated number of civilian casualties.

(C) For the Afghanistan National Army (ANA), and separately for the Afghanistan National Police (ANP), of the Afghanistan National Security Forces (ANSF) an assessment of the following:

(i) Recruitment and retention numbers, rates of absenteeism, vetting procedures, and salary scale.

(ii) Numbers trained, numbers receiving mentoring, the type of training and mentoring, and number of trainers, mentors, and advisers needed to support the ANA and ANP and associated ministries.

(iii) Type of equipment used.

(iv) Operational readiness status of ANSF units, including the type, number, size and organizational structure of ANA and ANP units that are—

(I) capable of conducting operations independently;

(II) capable of conducting operations with the support of the United States, NATO ISAF forces, or other coalition forces; or

(III) not ready to conduct operations.

(v) Effectiveness of ANA and ANP officers and the ANA and ANP chain of command.

(vi) Extent to which insurgents have infiltrated the ANA and ANP.

(vii) Estimated number and capability level of the ANA and ANP needed to perform duties now undertaken by NATO ISAF countries, separate United States forces and other coalition forces, including defending the borders of Afghanistan and providing adequate levels of law and order throughout Afghanistan.

(D) An assessment of the estimated strength of the insurgency in Afghanistan and the extent to which it is composed of non-Afghan fighters and utilizing weapons or weapons-related materials from countries other than Afghanistan.

(E) A description of all terrorist and insurgent groups operating in Afghanistan, including the number, size, equipment strength, military effectiveness, sources of support, legal status, and any efforts to disarm or reintegrate each such group.

(F) An assessment of security and stability, including terrorist and insurgent activity, in Afghanistan-Pakistan border areas and in Pakistan's Federally Administered Tribal Areas.

(G) An assessment of United States military requirements, including planned force rotations, for the twelve-month period following the date of the report required under subsection (a).

(H) For reconstruction and development, an assessment of the following:

(i) The location, funding (including the sources of funding), staffing requirements, current staffing levels, and activities of each United States-led Provincial Reconstruction Team.

(ii) Key indicators of economic activity that should be considered the most important for determining the prospects of stability in Afghanistan, including—

(I) the indicators set forth in the Afghanistan Compact, which consist of roads, education, health, agriculture and electricity; and

(II) unemployment and poverty levels.

(I) For counter-narcotics efforts, an assessment of the activities of the Department of Defense in Afghanistan, as described in subsection (c)(4), and the effectiveness of such activities.

(J) Key measures of political stability relating to both central and local Afghan governance.

(K) For public corruption and rule of law, an assessment of anti-corruption and law enforcement activities at the local, provincial, and national levels and the effectiveness of such activities.

(e) FORM.—The report required under subsection (a) shall be submitted in unclassified form, but may include a classified annex, if necessary.

(f) CONGRESSIONAL BRIEFINGS.—The Secretary of Defense shall supplement the report required under subsection (a) with regular briefings to the appropriate congressional committees on the subject matter of the report.

(g) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term "appropriate congressional committees" means—

(1) the Committee on Armed Services, the Committee on Appropriations, and the Committee on Foreign Affairs of the House of Representatives; and

(2) the Committee on Armed Services, the Committee on Appropriations, and the Committee on Foreign Relations of the Senate.

SEC. 1231. UNITED STATES PLAN FOR SUSTAINING THE AFGHANISTAN NATIONAL SECURITY FORCES.

(a) PLAN REQUIRED.—Not later than 90 days after the date of the enactment of this Act, and annually thereafter through the end of fiscal year 2010, the Secretary of Defense shall submit to the appropriate congressional committees a report on a long-term detailed plan for sustaining the Afghanistan National Army (ANA) and the Afghanistan National Police (ANP) of the Afghanistan National Security Forces (ANSF), with the objective of ensuring that a strong and fully-capable ANSF will be able to independently and effectively conduct operations and maintain long-term security and stability in Afghanistan.

(b) COORDINATION.—The report required under subsection (a) shall be prepared in coordination with the Secretary of State.

(c) MATTERS TO BE INCLUDED.—The report required under subsection (a) shall include a description of the following matters relating to the plan for sustaining the ANSF:

(1) A comprehensive and effective long-term strategy and budget, with defined objectives.

(2) A mechanism for tracking funding, equipment, training, and services provided for the ANSF by the United States, countries participating in the North Atlantic Treaty Organization (NATO) International Security Assistance Force (ISAF) in Afghanistan (hereafter in this section referred to as "NATO ISAF countries"), and other coalition forces that are not part of the NATO ISAF.

(3) Any actions to assist the Government of Afghanistan achieve the following goals, and the results of such actions:

(A) Build and sustain effective Afghan security institutions with fully-capable leadership and staff, including a reformed Ministry of Interior, a fully-established Ministry of Defense, and logistics, intelligence, medical, and recruiting units (hereafter in this section referred to as "ANSF-sustaining institutions").

(B) Train and equip fully-capable ANSF that are capable of conducting operations independently and in sufficient numbers.

(C) Establish strong ANSF-readiness assessment tools and metrics.

(D) Build and sustain strong, professional ANSF officers at the junior-, mid-, and senior-levels.

(E) Develop strong ANSF communication and control between central command and regions, provinces, and districts.

(F) Establish a robust mentoring and advising program, and a strong professional military training and education program, for all ANSF officials.

(G) Establish effective merit-based salary, rank, promotion, and incentive structures for the ANSF.

(H) Develop mechanisms for incorporating lessons learned and best practices into ANSF operations.

(I) Establish an ANSF personnel accountability system with effective internal discipline procedures and mechanisms, and a system for addressing ANSF personnel complaints.

(J) Ensure effective ANSF oversight mechanisms, including a strong record-keeping system to track ANSF equipment and personnel.

(4) Coordination with all relevant departments and agencies of the Government of the United States, as well as NATO ISAF countries and other international partners, including on—

(A) funding;

(B) reform and establishment of ANSF-sustaining institutions; and

(C) efforts to ensure that progress on sustaining the ANSF is reinforced with progress in other pillars of the Afghan security sector, particularly progress on building an effective judiciary, curbing production and trafficking of illicit narcotics, and demobilizing, disarming, and reintegrating militia fighters.

(d) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term "appropriate congressional committees" means—

(1) the Committee on Armed Services, the Committee on Appropriations, and the Committee on Foreign Affairs of the House of Representatives; and

(2) the Committee on Armed Services, the Committee on Appropriations, and the Committee on Foreign Relations of the Senate.

SEC. 1232. REPORT ON ENHANCING SECURITY AND STABILITY IN THE REGION ALONG THE BORDER OF AFGHANISTAN AND PAKISTAN.

(a) REPORT REQUIRED.—

(1) IN GENERAL.—Not later than March 31, 2008, the Secretary of Defense, in consultation with the Secretary of State, shall submit to the appropriate congressional committees a report on enhancing security and stability in the region along the border of Afghanistan and Pakistan.

(2) MATTERS TO BE INCLUDED.—The report required under paragraph (1) shall include the following:

(A) A detailed description of the efforts by the Government of Pakistan to achieve the following objectives:

(i) Eliminate safe havens for Taliban, Al Qaeda, and other violent extremist forces on the national territory of Pakistan.

(ii) Prevent the movement of such forces across the border of Pakistan into Afghanistan to engage in insurgent or terrorist activities.

(B) An assessment of the Secretary of Defense as to whether Pakistan is making substantial and sustained efforts to achieve the objectives specified in subparagraph (A).

(3) FORM.—The report required under paragraph (1) shall be submitted in unclassified form, but may include a classified annex.

(4) LIMITATION.—

(A) IN GENERAL.—If the Secretary of Defense does not submit the report required under paragraph (1) by March 31, 2008, then after such date the Government of Pakistan may not be reimbursed under the authority of any provision of law described in subparagraph (B) for logistical, military, or other support provided by Pakistan to the United States until the Secretary submits to the appropriate congressional committees the report required by such paragraph.

(B) PROVISIONS OF LAW.—The provisions of law referred to in subparagraph (A) are the following:

(i) Section 1233.

(ii) Any other provision of law under which payments are authorized to reimburse key cooperating nations for logistical, military, or other support provided by that nation to or in connection with United States military operations.

(5) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this subsection, the term "appropriate congressional committees" means—

(A) the Committee on Armed Services, the Committee on Appropriations, and the Committee on Foreign Affairs of the House of Representatives; and

(B) the Committee on Armed Services, the Committee on Appropriations, and the Committee on Foreign Relations of the Senate.

(b) NOTIFICATION RELATING TO DEPARTMENT OF DEFENSE COALITION SUPPORT FUNDS FOR PAKISTAN.—

(1) NOTIFICATION.—

(A) IN GENERAL.—Not less than 15 days before making any reimbursement to the Government of Pakistan under the authority of any provision of law described in subparagraph (B) for logistical, military, or other support provided by Pakistan to the United States, the Secretary of Defense shall submit to the congressional defense committees a written notification that contains a detailed description of such logistical, military, or other support.

(B) PROVISIONS OF LAW.—The provisions of law referred to in subparagraph (A) are the following:

(i) Section 1233.

(ii) Any other provision of law under which payments are authorized to reimburse key cooperating nations for logistical, military, or other support provided by that nation to or in connection with United States military operations.

(2) MATTERS TO BE INCLUDED.—Each notification required under paragraph (1) shall include an itemized description of the following support provided by Pakistan to the United States for which the United States will provide reimbursement:

(A) Logistic support, supplies, and services, as such term is defined in section 2350(1) of title 10, United States Code.

(B) Military support.

(C) Any other support or services.

(3) FORM.—Each notification required under paragraph (1) shall be submitted in unclassified form, but may include a classified annex.

(4) RELATIONSHIP TO OTHER NOTIFICATION REQUIREMENTS.—Each notification required under paragraph (1) shall be in addition to any notification requirements under any provision of law described in subparagraph (B) of such paragraph.

(5) EFFECTIVE DATE.—The requirement to submit notifications under paragraph (1) shall apply with respect to reimbursements to the Government of Pakistan for logistical, military, or other support provided by Pakistan to the United States during the period beginning on February 1, 2008, and ending on September 30, 2009.

SEC. 1233. REIMBURSEMENT OF CERTAIN COALITION NATIONS FOR SUPPORT PROVIDED TO UNITED STATES MILITARY OPERATIONS.

(a) AUTHORITY.—From funds made available for the Department of Defense by section 1508 for operation and maintenance, Defense-wide activities, the Secretary of Defense may reimburse any key cooperating nation for logistical and military support provided

by that nation to or in connection with United States military operations in Operation Iraqi Freedom or Operation Enduring Freedom.

(b) AMOUNTS OF REIMBURSEMENT.—

(1) IN GENERAL.—Reimbursement authorized by subsection (a) may be made in such amounts as the Secretary of Defense, with the concurrence of the Secretary of State and in consultation with the Director of the Office of Management and Budget, may determine, based on documentation determined by the Secretary of Defense to adequately account for the support provided.

(2) STANDARDS.—Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense shall prescribe standards for determining the kinds of logistical and military support to the United States that shall be considered reimbursable under the authority in subsection (a). Such standards may not take effect until 15 days after the date on which the Secretary submits to the congressional defense committees a report setting forth such standards.

(c) LIMITATIONS.—

(1) LIMITATION ON AMOUNT.—The total amount of reimbursements made under the authority in subsection (a) during fiscal year 2008 may not exceed $1,200,000,000.

(2) PROHIBITION ON CONTRACTUAL OBLIGATIONS TO MAKE PAYMENTS.—The Secretary of Defense may not enter into any contractual obligation to make a reimbursement under the authority in subsection (a).

(d) NOTICE TO CONGRESS.—The Secretary of Defense shall—

(1) notify the congressional defense committees not less than 15 days before making any reimbursement under the authority in subsection (a); and

(2) submit to the congressional defense committees on a quarterly basis a report on any reimbursements made under the authority in subsection (a) during such quarter.

SEC. 1234. LOGISTICAL SUPPORT FOR COALITION FORCES SUPPORTING OPERATIONS IN IRAQ AND AFGHANISTAN.

(a) AVAILABILITY OF FUNDS FOR LOGISTICAL SUPPORT.—Subject to the provisions of this section, amounts available to the Department of Defense for fiscal year 2008 for operation and maintenance may be used to provide supplies, services, transportation (including airlift and sealift), and other logistical support to coalition forces supporting United States military and stabilization operations in Iraq and Afghanistan.

(b) REQUIRED DETERMINATION.—The Secretary may provide logistical support under the authority in subsection (a) only if the Secretary determines that the coalition forces to be provided the logistical support—

(1) are essential to the success of a United States military or stabilization operation; and

(2) would not be able to participate in such operation without the provision of the logistical support.

(c) COORDINATION WITH EXPORT CONTROL LAWS.—Logistical support may be provided under the authority in subsection (a) only in accordance with applicable provisions of the Arms Export Control Act and other export control laws of the United States.

(d) LIMITATION ON VALUE.—The total amount of logistical support provided under the authority in subsection (a) in fiscal year 2008 may not exceed $400,000,000.

(e) QUARTERLY REPORTS.—

(1) REPORTS REQUIRED.—Not later than 15 days after the end of each fiscal-year quarter of fiscal year 2008, the Secretary shall submit to the congressional defense committees a report on the provision of logistical support under the authority in subsection (a) during such fiscal-year quarter.

(2) ELEMENTS.—Each report under paragraph (1) shall include, for the fiscal-year quarter covered by such report, the following:

(A) Each nation provided logistical support under the authority in subsection (a).

(B) For each such nation, a description of the type and value of logistical support so provided.

Subtitle C—Iraq Refugee Crisis

SEC. 1241. SHORT TITLE.

This subtitle may be cited as the "Refugee Crisis in Iraq Act of 2007".

SEC. 1242. PROCESSING MECHANISMS.

(a) IN GENERAL.—The Secretary of State, in consultation with the Secretary of Homeland Security, shall establish or use existing refugee processing mechanisms in Iraq and in countries, where appropriate, in the region in which—

(1) aliens described in section 1243 may apply and interview for admission to the United States as refugees; and

(2) aliens described in section 1244(b) may apply and interview for admission to United States as special immigrants.

(b) SUSPENSION.—If such is determined necessary, the Secretary of State, in consultation with the Secretary of Homeland Security, may suspend in-country processing under subsection (a) for a period not to exceed 90 days. Such suspension may be extended by the Secretary of State upon notification to the Committee on the Judiciary of the House of Representatives, the Committee on Foreign Affairs of the House of Representatives, the Committee on the Judiciary of the Senate, and the Committee on Foreign Relations of the Senate. The Secretary of State shall submit to such committees a report outlining the basis of any such suspension and any extensions thereof.

(c) REPORT.—Not later than 90 days after the date of the enactment of this Act, the Secretary of State, in consultation with the Secretary of Homeland Security, shall submit to the committees specified in subsection (b) a report that—

(1) describes the Secretary of State's plans to establish the processing mechanisms required under subsection (a);

(2) contains an assessment of in-country processing that makes use of videoconferencing; and

(3) describe the Secretary of State's diplomatic efforts to improve issuance of exit permits to Iraqis who have been provided special immigrant status under section 1244 and Iraqi refugees under section 1243.

SEC. 1243. UNITED STATES REFUGEE PROGRAM PROCESSING PRIORITIES.

(a) IN GENERAL.—Refugees of special humanitarian concern eligible for Priority 2 processing under the refugee resettlement priority system who may apply directly to the United States Admission Program shall include—

(1) Iraqis who were or are employed by the United States Government, in Iraq;

(2) Iraqis who establish to the satisfaction of the Secretary of State that they are or were employed in Iraq by—

(A) a media or nongovernmental organization headquartered in the United States; or

(B) an organization or entity closely associated with the United States mission in Iraq that has received United States Government funding through an official and documented contract, award, grant, or cooperative agreement; and

(3) spouses, children, and parents whether or not accompanying or following to join, and sons, daughters, and siblings of aliens described in paragraph (1), paragraph (2), or section 1244(b)(1); and

(4) Iraqis who are members of a religious or minority community, have been identified by the Secretary of State, or the designee of the Secretary, as a persecuted group, and have close family members (as described in section 201(b)(2)(A)(i) or 203(a) of the Immigration and Nationality Act (8 U.S.C. 1151(b)(2)(A)(i) and 1153(a))) in the United States.

(b) IDENTIFICATION OF OTHER PERSECUTED GROUPS.—The Secretary of State, or the designee of the Secretary, is authorized to identify other Priority 2 groups of Iraqis, including vulnerable populations.

(c) INELIGIBLE ORGANIZATIONS AND ENTITIES.—Organizations and entities described in subsection (a)(2) shall not include any that appear on the Department of the Treasury's list of Specially Designated Nationals or any entity specifically excluded by the Secretary of Homeland Security, after consultation with the Secretary of State and the heads of relevant elements of the intelligence community (as defined in section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4)).

(d) APPLICABILITY OF OTHER REQUIREMENTS.—Aliens under this section who qualify for Priority 2 processing under the refugee resettlement priority system shall satisfy the requirements of section 207 of the Immigration and Nationality Act (8 U.S.C. 1157) for admission to the United States.

(e) NUMERICAL LIMITATIONS.—In determining the number of Iraqi refugees who should be resettled in the United States under paragraphs (2), (3), and (4) of subsection (a) and subsection (b) of section 207 of the Immigration and Nationality Act (8 U.S.C. 1157), the President shall consult with the heads of nongovernmental organizations that have a presence in Iraq or experience in assessing the problems faced by Iraqi refugees.

(f) ELIGIBILITY FOR ADMISSION AS REFUGEE.—No alien shall be denied the opportunity to apply for admission under this section solely because such alien qualifies as an immediate relative or is eligible for any other immigrant classification.

SEC. 1244. SPECIAL IMMIGRANT STATUS FOR CERTAIN IRAQIS.

(a) IN GENERAL.—Subject to subsection (c), the Secretary of Homeland Security, or, notwithstanding any other provision of law, the Secretary of State in consultation with the Secretary of Homeland Security, may provide an alien described in subsection (b) with the status of a special immigrant under section 101(a)(27) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(27)), if the alien—

(1) or an agent acting on behalf of the alien, submits a petition for classification under section 203(b)(4) of such Act (8 U.S.C. 1153(b)(4));

(2) is otherwise eligible to receive an immigrant visa;

(3) is otherwise admissible to the United States for permanent residence (excluding the grounds for inadmissibility specified in section 212(a)(4) of such Act (8 U.S.C. 1182(a)(4)); and

(4) cleared a background check and appropriate screening, as determined by the Secretary of Homeland Security.

(b) ALIENS DESCRIBED.—

(1) PRINCIPAL ALIENS.—An alien is described in this subsection if the alien—

(A) is a citizen or national of Iraq;

(B) was or is employed by or on behalf of the United States Government in Iraq, on or after March 20, 2003, for not less than one year;

(C) provided faithful and valuable service to the United States Government, which is documented in a positive recommendation or evaluation, subject to paragraph (4), from the employee's senior supervisor or the person currently occupying that position, or a more senior person, if the employee's senior supervisor has left the employer or has left Iraq; and

(D) has experienced or is experiencing an ongoing serious threat as a consequence of the alien's employment by the United States Government.

(2) SPOUSES AND CHILDREN.—An alien is described in this subsection if the alien—

(A) is the spouse or child of a principal alien described in paragraph (1); and

(B) is accompanying or following to join the principal alien in the United States.

(3) TREATMENT OF SURVIVING SPOUSE OR CHILD.—An alien is described in subsection (b) if the alien—

(A) was the spouse or child of a principal alien described in paragraph (1) who had a petition for classification approved pursuant to this section or section 1059 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 8 U.S.C. 1101 note), which included the alien as an accompanying spouse or child; and

(B) due to the death of the principal alien—

(i) such petition was revoked or terminated (or otherwise rendered null); and

(ii) such petition would have been approved if the principal alien had survived.

(4) APPROVAL BY CHIEF OF MISSION REQUIRED.—A recommendation or evaluation required under paragraph (1)(C) shall be accompanied by approval from the Chief of Mission, or

the designee of the Chief of Mission, who shall conduct a risk assessment of the alien and an independent review of records maintained by the United States Government or hiring organization or entity to confirm employment and faithful and valuable service to the United States Government prior to approval of a petition under this section.

(c) NUMERICAL LIMITATIONS.—

(1) IN GENERAL.—The total number of principal aliens who may be provided special immigrant status under this section may not exceed 5,000 per year for each of the five fiscal years beginning after the date of the enactment of this Act.

(2) EXCLUSION FROM NUMERICAL LIMITATIONS.—Aliens provided special immigrant status under this section shall not be counted against any numerical limitation under sections 201(d), 202(a), or 203(b)(4) of the Immigration and Nationality Act (8 U.S.C. 1151(d), 1152(a), and 1153(b)(4)).

(3) CARRY FORWARD.—

(A) FISCAL YEARS ONE THROUGH FOUR.—If the numerical limitation specified in paragraph (1) is not reached during a given fiscal year referred to in such paragraph (with respect to fiscal years one through four), the numerical limitation specified in such paragraph for the following fiscal year shall be increased by a number equal to the difference between—

(i) the numerical limitation specified in paragraph (1) for the given fiscal year; and

(ii) the number of principal aliens provided special immigrant status under this section during the given fiscal year.

(B) FISCAL YEARS FIVE AND SIX.—If the numerical limitation specified in paragraph (1) is not reached in the fifth fiscal year beginning after the date of the enactment of this Act, the total number of principal aliens who may be provided special immigrant status under this section for the sixth fiscal year beginning after such date shall be equal to the difference between—

(i) the numerical limitation specified in paragraph (1) for the fifth fiscal year; and

(ii) the number of principal aliens provided such status under this section during the fifth fiscal year.

(d) VISA AND PASSPORT ISSUANCE AND FEES.—Neither the Secretary of State nor the Secretary of Homeland Security may charge an alien described in subsection (b) any fee in connection with an application for, or issuance of, a special immigrant visa. The Secretary of State shall make a reasonable effort to ensure that aliens described in this section who are issued special immigrant visas are provided with the appropriate series Iraqi passport necessary to enter the United States.

(e) PROTECTION OF ALIENS.—The Secretary of State, in consultation with the heads of other relevant Federal agencies, shall make a reasonable effort to provide an alien described in this section who is applying for a special immigrant visa with protection or the immediate removal from Iraq, if possible, of such alien if the Secretary determines after consultation that such alien is in imminent danger.

(f) ELIGIBILITY FOR ADMISSION UNDER OTHER CLASSIFICATION.—No alien shall be denied the opportunity to apply for admission under this section solely because such alien qualifies as an immediate relative or is eligible for any other immigrant classification.

(g) RESETTLEMENT SUPPORT.—Iraqi aliens granted special immigrant status described in section 101(a)(27) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(27)) shall be eligible for resettlement assistance, entitlement programs, and other benefits available to refugees admitted under section 207 of such Act (8 U.S.C. 1157) for a period not to exceed eight months.

(h) RULE OF CONSTRUCTION.—Nothing in this section may be construed to affect the authority of the Secretary of Homeland Security under section 1059 of the National Defense Authorization Act for Fiscal Year 2006.

SEC. 1245. SENIOR COORDINATOR FOR IRAQI REFUGEES AND INTERNALLY DISPLACED PERSONS.

(a) DESIGNATION IN IRAQ.—The Secretary of State shall designate in the embassy of the United States in Baghdad, Iraq, a Senior Coordinator for Iraqi Refugees and Internally Displaced Persons (referred to in this section as the "Senior Coordinator").

(b) RESPONSIBILITIES.—The Senior Coordinator shall be responsible for the oversight of processing for the resettlement in the United States of refugees of special humanitarian concern, special immigrant visa programs in Iraq, and the development and implementation of other appropriate policies and programs concerning Iraqi refugees and internally displaced persons. The Senior Coordinator shall have the authority to refer persons to the United States refugee resettlement program.

(c) DESIGNATION OF ADDITIONAL SENIOR COORDINATORS.—The Secretary of State shall designate in the embassies of the United States in Cairo, Egypt, Amman, Jordan, Damascus, Syria, and Beirut, Lebanon, a Senior Coordinator to oversee resettlement in the United States of refugees of special humanitarian concern in those countries to ensure their applications to the United States refugee resettlement program are processed in an orderly manner and without delay.

SEC. 1246. COUNTRIES WITH SIGNIFICANT POPULATIONS OF IRAQI REFUGEES.

With respect to each country with a significant population of Iraqi refugees, including Iraq, Jordan, Egypt, Syria, Turkey, and Lebanon, the Secretary of State shall—

(1) as appropriate, consult with the appropriate government officials of such countries and other countries and the United Nations High Commissioner for Refugees regarding resettlement of the most vulnerable members of such refugee populations; and

(2) as appropriate, except where otherwise prohibited by the laws of the United States, develop mechanisms in and provide assistance to countries with a significant population of Iraqi refugees to ensure the well-being and safety of such populations in their host environments.

SEC. 1247. MOTION TO REOPEN DENIAL OR TERMINATION OF ASYLUM.

An alien who applied for asylum or withholding of removal and whose claim was denied on or after March 1, 2003, by an asylum

officer or an immigration judge solely, or in part, on the basis of changed country conditions may, notwithstanding any other provision of law, file a motion to reopen such claim in accordance with subparagraphs (A) and (B) of section 240(c)(7) of the Immigration and Nationality Act (8 U.S.C. 1229a(c)(7)) not later than six months after the date of the enactment of the Refugee Crisis in Iraq Act if the alien—

(1) is a citizen or national of Iraq; and

(2) has remained in the United States since the date of such denial.

SEC. 1248. REPORTS.

(a) SECRETARY OF HOMELAND SECURITY.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Homeland Security shall submit to the Committee on the Judiciary of the House of Representatives, the Committee on Foreign Affairs of the House of Representatives, the Committee on the Judiciary of the Senate, and the Committee on Foreign Relations of the Senate a report containing plans to expedite the processing of Iraqi refugees for resettlement, including information relating to—

(1) expediting the processing of Iraqi refugees for resettlement, including through temporary expansion of the Refugee Corps of United States Citizenship and Immigration Services;

(2) increasing the number of personnel of the Department of Homeland Security devoted to refugee processing in Iraq, Jordan, Egypt, Syria, Turkey, and Lebanon;

(3) enhancing existing systems for conducting background and security checks of persons applying for special immigrant status and of persons considered Priority 2 refugees of special humanitarian concern under the refugee resettlement priority system, which enhancements shall support immigration security and provide for the orderly processing of such applications without delay; and

(4) the projections of the Secretary, per country and per month, for the number of refugee interviews that will be conducted in fiscal year 2008 and fiscal year 2009.

(b) PRESIDENT.—Not later than 120 days after the date of the enactment of this Act, and annually thereafter through 2013, the President shall submit to Congress an unclassified report, with a classified annex if necessary, which includes—

(1) an assessment of the financial, security, and personnel considerations and resources necessary to carry out the provisions of this subtitle;

(2) the number of aliens described in section 1243(a)(1);

(3) the number of such aliens who have applied for special immigrant visas;

(4) the date of such applications; and

(5) in the case of applications pending for longer than six months, the reasons that such visas have not been expeditiously processed.

(c) REPORT ON IRAQI CITIZENS AND NATIONALS EMPLOYED BY THE UNITED STATES GOVERNMENT OR FEDERAL CONTRACTORS IN IRAQ.—

(1) IN GENERAL.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense, the Secretary of State, the Administrator of the United States Agency

for International Development, the Secretary of the Treasury, and the Secretary of Homeland Security shall—

(A) review internal records and databases of their respective agencies for information that can be used to verify employment of Iraqi nationals by the United States Government; and

(B) request from each prime contractor or grantee that has performed work in Iraq since March 20, 2003, under a contract, grant, or cooperative agreement with their respective agencies that is valued in excess of $25,000 information that can be used to verify the employment of Iraqi nationals by such contractor or grantee.

(2) INFORMATION REQUIRED.—To the extent data is available, the information referred to in paragraph (1) shall include the name and dates of employment of, biometric data for, and other data that can be used to verify the employment of each Iraqi citizen or national who has performed work in Iraq since March 20, 2003, under a contract, grant, or cooperative agreement with an executive agency.

(3) EXECUTIVE AGENCY DEFINED.—In this subsection, the term "executive agency" has the meaning given the term in section 4(1) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(1)).

(d) REPORT ON ESTABLISHMENT OF DATABASE.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense, in consultation with the Secretary of State, the Administrator of the United States Agency for International Development, the Secretary of the Treasury, and the Secretary of Homeland Security, shall submit to Congress a report examining the options for establishing a unified, classified database of information related to contracts, grants, or cooperative agreements entered into by executive agencies for the performance of work in Iraq since March 20, 2003, including the information described and collected under subsection (c), to be used by relevant Federal departments and agencies to adjudicate refugee, asylum, special immigrant visa, and other immigration claims and applications.

(e) NONCOMPLIANCE REPORT.—Not later than 180 days after the date of the enactment of this Act, the President shall submit a report to Congress that describes—

(1) the inability or unwillingness of any contractor or grantee to provide the information requested under subsection (c)(1)(B); and

(2) the reasons for failing to provide such information.

SEC. 1249. AUTHORIZATION OF APPROPRIATIONS.

There are authorized to be appropriated such sums as may be necessary to carry out this subtitle.

Subtitle D—Other Authorities and Limitations

SEC. 1251. COOPERATIVE OPPORTUNITIES DOCUMENTS UNDER COOPERATIVE RESEARCH AND DEVELOPMENT AGREEMENTS WITH NATO ORGANIZATIONS AND OTHER ALLIED AND FRIENDLY FOREIGN COUNTRIES.

Section 2350a(e) of title 10, United States Code, is amended—

(1) in paragraph (1)—

(A) by striking "(A)";

(B) by striking "an arms cooperation opportunities document" and inserting "a cooperative opportunities document before the first milestone or decision point"; and

(C) by striking subparagraph (B); and

(2) in paragraph (2), by striking "An arms cooperation opportunities document" and inserting "A cooperative opportunities document".

SEC. 1252. EXTENSION AND EXPANSION OF TEMPORARY AUTHORITY TO USE ACQUISITION AND CROSS-SERVICING AGREEMENTS TO LEND MILITARY EQUIPMENT FOR PERSONNEL PROTECTION AND SURVIVABILITY.

(a) EXPANSION TO NATIONS ENGAGED IN CERTAIN PEACEKEEPING OPERATIONS.—Subsection (a) of section 1202 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2412) is amended—

(1) in paragraph (1), by inserting "or participating in combined operations with the United States as part of a peacekeeping operation under the Charter of the United Nations or another international agreement" after "Iraq or Afghanistan"; and

(2) in paragraph (3) by inserting ", or in a peacekeeping operation described in paragraph (1), as applicable," after "Iraq or Afghanistan".

(b) ONE-YEAR EXTENSION.—Subsection (e) of such section is amended by striking "September 30, 2008" and inserting "September 30, 2009".

*(c) CONFORMING AMENDMENT.—The heading of such section is amended by striking "**FOREIGN FORCES IN IRAQ AND AFGHANISTAN**" and inserting "**CERTAIN FOREIGN FORCES**".*

SEC. 1253. ACCEPTANCE OF FUNDS FROM THE GOVERNMENT OF PALAU FOR COSTS OF UNITED STATES MILITARY CIVIC ACTION TEAM IN PALAU.

Section 104(a) of Public Law 99–658 (48 U.S.C. 1933(a)) is amended—

(1) by striking "In recognition" and inserting "(1) In recognition"; and

(2) by adding at the end the following:

"(2) For expenditures that the Department of Defense makes pursuant to paragraph (1), the Secretary of Defense may accept up to the amount of $250,000 in annual funds from the Government of Palau as specified in paragraph (1). Funds accepted by the Secretary from the Government of Palau under this paragraph shall be credited to and merged with appropriations available to the Department of Defense and shall be used to defray expenditures attendant to the operation of the United States military Civic Action Team in

Palau. Funds so credited and merged shall be available for the same time period as the appropriations to which the funds are credited and merged.".

SEC. 1254. REPEAL OF REQUIREMENT RELATING TO NORTH KOREA.

Section 1211 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2420) is amended by striking subsection (a).

SEC. 1255. JUSTICE FOR OSAMA BIN LADEN AND OTHER LEADERS OF AL QAEDA.

(a) ENHANCED REWARD FOR CAPTURE OF OSAMA BIN LADEN.—Section 36(e)(1) of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2708(e)(1)) is amended by adding at the end the following new sentence: "The Secretary shall authorize a reward of $50,000,000 for the capture or death or information leading to the capture or death of Osama bin Laden.".

(b) STATUS OF EFFORTS TO BRING OSAMA BIN LADEN AND OTHER LEADERS OF AL QAEDA TO JUSTICE.—

(1) REPORT REQUIRED.—Not later than 90 days after the date of the enactment of this Act, the Secretary of State and the Secretary of Defense shall, in coordination with the Director of National Intelligence, jointly submit to Congress a report on the progress made in bringing Osama bin Laden and other leaders of al Qaeda to justice.

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

(A) An assessment of the likely current location of terrorist leaders, including Osama bin Laden, Ayman al-Zawahiri, and other key leaders of al Qaeda.

(B) A description of ongoing efforts to bring to justice such terrorist leaders, particularly those who have been directly implicated in attacks in the United States and its embassies.

(C) An assessment of whether the government of each country assessed as a likely location of top leaders of al Qaeda has fully cooperated in efforts to bring those leaders to justice.

(D) A description of diplomatic efforts currently being made to improve the cooperation of the governments described in subparagraph (C).

(E) A description of the current status of the top leadership of al Qaeda and the strategy for locating them and bringing them to justice.

(F) An assessment of whether al Qaeda remains the terrorist organization that poses the greatest threat to United States interests, including the greatest threat to the territorial United States.

(3) UPDATE OF REPORT.—Not later than one year after the submission of the report required under paragraph (1), the Secretary of State and the Secretary of Defense shall, in coordination with the Director of National Intelligence, jointly submit to Congress an update of the report required under paragraph (1).

(4) FORM.—The report required under paragraph (1) and the update of the report required under paragraph (3) shall be

submitted in unclassified form, but may contain a classified annex, if necessary.

SEC. 1256. EXTENSION OF COUNTERPROLIFERATION PROGRAM REVIEW COMMITTEE.

(a) MEMBERS.—Section 1605 of the National Defense Authorization Act for Fiscal Year 1994 (22 U.S.C. 2751 note) is amended in subsection (a)(1)—

(1) in subparagraph (C) by striking "Director of Central Intelligence" and inserting "Director of National Intelligence"; and

(2) by adding at the end the following:

"(E) The Secretary of State.

"(F) The Secretary of Homeland Security.".

(b) ACCESS TO INFORMATION.—Subsection (d) of such section is amended by inserting after "Department of Energy," the following: "the Department of State, the Department of Homeland Security,".

(c) TERMINATION.—Subsection (f) of such section is amended by striking "2008" and inserting "2013".

(d) SUBMISSION OF REPORT.—Section 1503 of the National Defense Authorization Act for Fiscal Year 1995 (22 U.S.C. 2751 note) is amended—

(1) in subsection (a)—

(A) by striking "ANNUAL" and inserting "BIENNIAL"; and

(B) by striking "each year" and inserting "each odd-numbered year"; and

(2) in subsection (b)(5)—

(A) by striking "fiscal year preceding" and inserting "two fiscal years preceding"; and

(B) by striking "preceding fiscal year" and inserting "preceding fiscal years".

SEC. 1257. SENSE OF CONGRESS ON THE WESTERN HEMISPHERE INSTITUTE FOR SECURITY COOPERATION.

It is the sense of Congress that—

(1) the education and training facility of the Department of Defense known as the Western Hemisphere Institute for Security Cooperation has the mission of providing professional education and training to eligible military personnel, law enforcement officials, and civilians of nations of the Western Hemisphere that support the democratic principles set forth in the Inter-American Democratic Charter of the Organization of American States, while fostering mutual knowledge, transparency, confidence, and cooperation among the participating nations and promoting democratic values and respect for human rights; and

(2) therefore, the Institute is an invaluable education and training facility which the Department of Defense should continue to utilize in order to help foster a spirit of partnership and interoperability among the United States military and the militaries of participating nations.

SEC. 1258. SENSE OF CONGRESS ON IRAN.

It is the sense of Congress that—

(1) the manner in which the United States transitions and structures its military presence in Iraq will have critical long-term consequences for the future of the Persian Gulf and the Middle East, in particular with regard to the ability of the Gov-

ernment of Iran to pose a threat to the security of the region, the prospects for democracy for the people of the region, and the health of the global economy;

(2) it is in the national interest of the United States that the Government of Iran should not use extremists in Iraq to subvert or co-opt the institutions of the legitimate Government of Iraq;

(3) the United States should designate Iran's Islamic Revolutionary Guards Corps as a foreign terrorist organization under section 219 of the Immigration and Nationality Act (8 U.S.C. 1189) and place the Islamic Revolutionary Guards Corps on the list of Specially Designated Global Terrorists, as established under the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.) and initiated under Executive Order 13224 (September 23, 2001); and

(4) the United States should act with all possible expediency to complete the listing of those entities targeted under United Nations Security Council Resolutions 1737 and 1747, adopted unanimously on December 23, 2006, and March 24, 2007, respectively.

Subtitle E—Reports

SEC. 1261. ONE-YEAR EXTENSION OF UPDATE ON REPORT ON CLAIMS RELATING TO THE BOMBING OF THE LABELLE DISCOTHEQUE.

Section 1225 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3465) is amended—

(1) in subsection (b)(2)—

(A) in the heading, by striking "UPDATE" and inserting "UPDATES"; and

(B) by inserting "and not later than two years after enactment of this Act," after "Not later than one year after enactment of this Act,"; and

(2) in subsection (c), by striking "Committee on International Relations" and inserting "Committee on Foreign Affairs".

SEC. 1262. REPORT ON UNITED STATES POLICY TOWARD DARFUR, SUDAN.

(a) REQUIREMENT FOR REPORT.—

(1) IN GENERAL.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense and the Secretary of State shall jointly submit to the appropriate congressional committees a report on the policy of the United States to address the crisis in the Darfur region of Sudan, eastern Chad, and north-eastern Central African Republic, and on the contributions of the Department of Defense and the Department of State to the North Atlantic Treaty Organization (NATO), the United Nations, and the African Union in support of the current African Union Mission in Sudan (AMIS) or any covered United Nations mission.

(2) UPDATE OF REPORT.—Not later than 180 days after the submission of the report required under paragraph (1), the Secretary of Defense and the Secretary of State shall jointly submit

to the appropriate congressional committees an update of the report.

(b) ELEMENTS.—The report required under subsection (a) shall include the following:

(1) An assessment of the extent to which the Government of Sudan is in compliance with its obligations under international law and as a member of the United Nations, including under United Nations Security Council Resolutions 1591 (2005), 1706 (2006), 1769 (2007), and 1784 (2007) and a description of any violations of such obligations, including violations relating to the denial of or delay in facilitating access by AMIS and United Nations peacekeeping forces to conflict areas, failure to implement responsibilities to demobilize and disarm the Janjaweed militias, obstruction of the voluntary safe return of internally displaced persons and refugees, and degradation of security of and access to humanitarian supply routes.

(2) An assessment of the role played by rebel forces in contributing to violence being carried out against civilians and humanitarian organizations and of the impact of such activities on international efforts to create conditions of peace and security on the ground.

(3) A comprehensive explanation of the policy of the United States to address the crisis in the Darfur region, including the activities undertaken by the Department of Defense and the Department of State in support of that policy.

(4) A comprehensive assessment of the potential impact of a no-fly zone for the Darfur region, including an assessment of the impact of such a no-fly zone on humanitarian efforts in Darfur and the region and a plan to minimize any negative impact on such humanitarian efforts during the implementation of such a no-fly zone.

(5) A description of contributions made by the Department of Defense and the Department of State in support of NATO assistance to AMIS and any covered United Nations mission.

(6) An assessment of the extent to which additional United States Government resources are necessary to meet its obligations to AMIS and any covered United Nations mission.

(7) An assessment of the force size and composition of an international effort estimated to be necessary to provide protection to civilian populations currently displaced in the Darfur region, as well as the force size and composition of an international effort estimated to be necessary to provide broader stability within that region.

(8) An examination of the current capacity of the existing airfield in Abeche, Chad, including the scope of its current use by the international community in response to the crisis in the Darfur region.

(9) An analysis of the upgrades, and their associated costs, necessary to enable the airfield in Abeche, Chad, to be improved to be fully capable of accommodating a humanitarian, peacekeeping, or other force deployment of the size foreseen by United Nations Security Council Resolution 1769 calling for a United Nations deployment to Chad and a hybrid force of the United Nations and African Union operating under Chapter VII of the United Nations Charter for Sudan.

(c) FORM AND AVAILABILITY OF REPORTS.—

(1) FORM.—The report and update of the report required under subsection (a) shall be submitted in an unclassified form, but may include a classified annex.

(2) AVAILABILITY.—The unclassified portion of the report and update of the report required under subsection (a) shall be made available to the public.

(d) REPEAL OF SUPERSEDED REPORT REQUIREMENT.—Section 1227 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2426) is repealed.

(e) DEFINITIONS.—In this section:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term "appropriate congressional committees" means—

(A) the Committee on Armed Services and the Committee on Foreign Relations of the Senate; and

(B) the Committee on Armed Services and the Committee on Foreign Affairs of the House of Representatives.

(2) COVERED UNITED NATIONS MISSION.—The term "covered United Nations mission" means any United Nations-African Union hybrid peacekeeping operation in the Darfur region of Sudan, and any United Nations peacekeeping operation in the Darfur region, eastern Chad, or northern Central African Republic, that is deployed on or after the date of the enactment of this Act.

SEC. 1263. INCLUSION OF INFORMATION ON ASYMMETRIC CAPABILITIES IN ANNUAL REPORT ON MILITARY POWER OF THE PEOPLE'S REPUBLIC OF CHINA.

Section 1202(b) of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106–65; 10 U.S.C. 113 note) is amended by adding at the end the following new paragraph:

"(9) Developments in China's asymmetric capabilities, including efforts to acquire, develop, and deploy cyberwarfare capabilities.".

SEC. 1264. REPORT ON APPLICATION OF THE UNIFORM CODE OF MILITARY JUSTICE TO CIVILIANS ACCOMPANYING THE ARMED FORCES DURING A TIME OF DECLARED WAR OR CONTINGENCY OPERATION.

(a) REPORT REQUIRED.—Not later than 60 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the status of implementing paragraph (10) of section 802(a) of title 10, United States Code (article 2(a) of the Uniform Code of Military Justice), as amended by section 552 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364), related to the application of chapter 47 of such title (the Uniform Code of Military Justice) to persons serving with or accompanying an armed force in the field during a time of declared war or contingency operation.

(b) CONTENTS OF REPORT.—The report required by subsection (a) shall include each of the following:

(1) A discussion of how the Secretary has resolved issues related to establishing jurisdiction under such chapter over persons referred to in paragraph (10) of section 802(a) of title 10, United States Code (article 2(a) of the Uniform Code of Military

Justice), specifically with respect to persons under contract with the Department of Defense or with other Federal agencies.

(2) An identification of any outstanding issues that remain to be resolved with respect to implementing such paragraph and a timetable for resolving such issues.

(3) A description of key implementing steps that have been taken or remain to be taken to assert jurisdiction under chapter 47 of such title over such persons.

(4) An explanation of the Secretary's approach to identifying factors that commanders should consider in determining whether to seek prosecution of such a person under such chapter or under chapter 212 of title 18, United States Code.

SEC. 1265. REPORT ON FAMILY REUNIONS BETWEEN UNITED STATES CITIZENS AND THEIR RELATIVES IN NORTH KOREA.

(a) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the President shall transmit to Congress a report on family reunions between United States citizens and their relatives in the Democratic People's Republic of Korea.

(b) ELEMENTS.—The report under subsection (a) shall include the following:

(1) A description of the efforts, if any, of the United States Government to facilitate family reunions between United States citizens and their relatives in North Korea, including the following:

(A) Discussing with North Korea family reunions between United States citizens and their relatives in North Korea.

(B) Planning, in the event of a normalization of relations between the United States and North Korea, for the appropriate role of the United States embassy in Pyongyang, North Korea, in facilitating family reunions between United States citizens and their relatives in North Korea.

(2) A description of additional efforts, if any, of the United States Government to facilitate family reunions between United States citizens and their relatives in North Korea that the President considers to be desirable and feasible.

SEC. 1266. REPORTS ON PREVENTION OF MASS ATROCITIES.

(a) DEPARTMENT OF STATE REPORT.—

(1) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of State shall submit to the congressional defense committees, the Committee on Foreign Relations of the Senate, and the Committee on Foreign Affairs of the House of Representatives a report assessing the capability of the Department of State to provide training and guidance to the command of an international intervention force that seeks to prevent mass atrocities.

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

(A) An evaluation of any doctrine currently used by the Secretary of State to prepare for the training and guidance of the command of an international intervention force.

(B) An assessment of the role played by the United States in developing the "responsibility to protect" doctrine

described in paragraphs 138 through 140 of the outcome document of the High-level Plenary Meeting of the General Assembly adopted by the United Nations in September 2005, and an update on actions taken by the United States Mission to the United Nations to discuss, promote, and implement such doctrine.

(C) An assessment of the potential capability of the Department of State and other Federal departments and agencies to support the development of new doctrines for the training and guidance of an international intervention force in keeping with the "responsibility to protect" doctrine.

(D) Recommendations as to the steps necessary to allow the Secretary of State to provide more effective training and guidance to an international intervention force.

(b) DEPARTMENT OF DEFENSE REPORT.—

(1) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees, the Committee on Foreign Relations of the Senate, and the Committee on Foreign Affairs of the House of Representatives a report assessing the capability of the Department of Defense to provide training and guidance to the command of an international intervention force that seeks to prevent mass atrocities.

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

(A) An evaluation of any doctrine currently used by the Secretary of Defense to prepare for the training and guidance of the command of an international intervention force.

(B) An assessment of the potential capability of the Department of Defense and other Federal departments and agencies to support the development of new doctrines for the training and guidance of an international intervention force in keeping with the "responsibility to protect" doctrine.

(C) Recommendations as to the steps necessary to allow the Secretary of Defense to provide more effective training and guidance to an international intervention force.

(D) A summary of any assessments or studies of the Department of Defense or other Federal departments or agencies relating to "Operation Artemis", the 2004 French military deployment and intervention in the eastern region of the Democratic Republic of Congo to protect civilians from local warring factions.

(c) INTERNATIONAL INTERVENTION FORCE.—For the purposes of this section, "international intervention force" means a military force that—

(1) is authorized by the United Nations; and

(2) has a mission that is narrowly focused on the protection of civilian life and the prevention of mass atrocities such as genocide.

SEC. 1267. REPORT ON THREATS TO THE UNITED STATES FROM UNGOVERNED AREAS.

(a) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense and the Secretary of State, in coordination with the Director of National Intelligence, shall jointly submit to the specified congressional commit-

tees a report on the threats posed to the United States from ungoverned areas, including the threats to the United States from terrorist groups and individuals located in such areas who direct their activities against the national security interests of the United States and its allies.

(b) ELEMENTS.—The report required under subsection (a) shall include the following:

(1) A description of those areas the United States Government considers ungoverned, including—

(A) a description of the geo-political and cultural influences exerted within such areas and by whom;

(B) a description of the economic conditions and prospects and the major social dynamics of such areas; and

(C) a description of the United States Government's relationships with entities located in such areas, including with relevant national or other governments and relevant tribal or other groups.

(2) A description of the capabilities required by the United States Government to support United States policy aimed at managing the threats described in subsection (a), including, specifically, the technical, linguistic, and analytical capabilities required by the Department of Defense and the Department of State.

(3) An assessment of the extent to which the Department of Defense and the Department of State possess the capabilities described in paragraph (2) as well as the necessary resources and organization to support United States policy aimed at managing the threats described in subsection (a).

(4) A description of the extent to which the implementation of Department of Defense Directive 3000.05, entitled "Military Support for Stability, Security, Transition, and Reconstruction Operations", will support United States policy for managing such threats.

(5) A description of the actions, if any, to be taken to improve the capabilities of the Department of Defense and the Department of State described in paragraph (2), and the schedule for implementing any actions so described.

(c) FORM.—The report required under subsection (a) shall be submitted in unclassified form, to the maximum extent practicable, but may contain a classified annex, if necessary.

(d) DEFINITION.—In this section, the term "specified congressional committees" means—

(1) the Committee on Armed Services, the Committee on Foreign Relations, and the Committee on Appropriations of the Senate; and

(2) the Committee on Armed Services, the Committee on Foreign Affairs, and the Committee on Appropriations of the House of Representatives.

TITLE XIII—COOPERATIVE THREAT REDUCTION WITH STATES OF THE FORMER SOVIET UNION

Sec. 1301. Specification of Cooperative Threat Reduction programs and funds.

Sec. 1302. Funding allocations.
Sec. 1303. Specification of Cooperative Threat Reduction programs in states outside the former Soviet Union.
Sec. 1304. Repeal of restrictions on assistance to states of the former Soviet Union for Cooperative Threat Reduction.
Sec. 1305. Modification of authority to use Cooperative Threat Reduction funds outside the former Soviet Union.
Sec. 1306. New initiatives for the Cooperative Threat Reduction Program.
Sec. 1307. Report relating to chemical weapons destruction at Shchuch'ye, Russia.
Sec. 1308. National Academy of Sciences study of prevention of proliferation of biological weapons.

SEC. 1301. SPECIFICATION OF COOPERATIVE THREAT REDUCTION PROGRAMS AND FUNDS.

(a) SPECIFICATION OF COOPERATIVE THREAT REDUCTION PROGRAMS.—For purposes of section 301 and other provisions of this Act, Cooperative Threat Reduction programs are the programs specified in section 1501(b) of the National Defense Authorization Act for Fiscal Year 1997 (50 U.S.C. 2362 note), as amended by section 1303 of this Act.

(b) FISCAL YEAR 2008 COOPERATIVE THREAT REDUCTION FUNDS DEFINED.—As used in this title, the term "fiscal year 2008 Cooperative Threat Reduction funds" means the funds appropriated pursuant to the authorization of appropriations in section 301 for Cooperative Threat Reduction programs.

(c) AVAILABILITY OF FUNDS.—Funds appropriated pursuant to the authorization of appropriations in section 301 for Cooperative Threat Reduction programs shall be available for obligation for three fiscal years.

SEC. 1302. FUNDING ALLOCATIONS.

(a) FUNDING FOR SPECIFIC PURPOSES.—Of the $428,048,000 authorized to be appropriated to the Department of Defense for fiscal year 2008 in section 301(19) for Cooperative Threat Reduction programs, the following amounts may be obligated for the purposes specified:

(1) For strategic offensive arms elimination in Russia, $92,885,000.

(2) For nuclear weapons storage security in Russia, $47,640,000.

(3) For nuclear weapons transportation security in Russia, $37,700,000.

(4) For weapons of mass destruction proliferation prevention in the states of the former Soviet Union, $47,986,000.

(5) For biological weapons proliferation prevention in the former Soviet Union, $158,489,000.

(6) For chemical weapons destruction, $6,000,000.

(7) For defense and military contacts, $8,000,000.

(8) For new Cooperative Threat Reduction initiatives that are outside the former Soviet Union, $10,000,000.

(9) For activities designated as Other Assessments/Administrative Support, $19,348,000.

(b) REPORT ON OBLIGATION OR EXPENDITURE OF FUNDS FOR OTHER PURPOSES.—No fiscal year 2008 Cooperative Threat Reduction funds may be obligated or expended for a purpose other than a purpose listed in paragraphs (1) through (9) of subsection (a) until 30 days after the date that the Secretary of Defense submits to Congress a report on the purpose for which the funds will be obligated or expended and the amount of funds to be obligated or expended.

Nothing in the preceding sentence shall be construed as authorizing the obligation or expenditure of fiscal year 2008 Cooperative Threat Reduction funds for a purpose for which the obligation or expenditure of such funds is specifically prohibited under this title or any other provision of law.

(c) LIMITED AUTHORITY TO VARY INDIVIDUAL AMOUNTS.—

(1) IN GENERAL.—Subject to paragraph (2), in any case in which the Secretary of Defense determines that it is necessary to do so in the national interest, the Secretary may obligate amounts appropriated for fiscal year 2008 for a purpose listed in paragraphs (1) through (9) of subsection (a) in excess of the specific amount authorized for that purpose.

(2) NOTICE-AND-WAIT REQUIRED.—An obligation of funds for a purpose stated in paragraphs (1) through (9) of subsection (a) in excess of the specific amount authorized for such purpose may be made using the authority provided in paragraph (1) only after—

(A) the Secretary submits to Congress notification of the intent to do so together with a complete discussion of the justification for doing so; and

(B) 15 days have elapsed following the date of the notification.

SEC. 1303. SPECIFICATION OF COOPERATIVE THREAT REDUCTION PROGRAMS IN STATES OUTSIDE THE FORMER SOVIET UNION.

Section 1501 of the National Defense Authorization Act for Fiscal Year 1997 (50 U.S.C. 2362 note) is amended—

(1) in subsection (a), by striking "subsection (b)" and inserting "subsections (b) and (c)"; and

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

"(c) SPECIFIED PROGRAMS WITH RESPECT TO STATES OUTSIDE THE FORMER SOVIET UNION.—The programs referred to in subsection (a) are the following programs with respect to states that are not states of the former Soviet Union:

"(1) Programs to facilitate the elimination, and the safe and secure transportation and storage, of chemical or biological weapons, weapons components, weapons-related materials, and their delivery vehicles.

"(2) Programs to facilitate safe and secure transportation and storage of nuclear weapons, weapons components, and their delivery vehicles.

"(3) Programs to prevent the proliferation of nuclear and chemical weapons, weapons components, and weapons-related military technology and expertise.

"(4) Programs to prevent the proliferation of biological weapons, weapons components, and weapons-related military technology and expertise, which may include activities that facilitate detection and reporting of highly pathogenic diseases or other diseases that are associated with or that could be utilized as an early warning mechanism for disease outbreaks that could impact the Armed Forces of the United States or allies of the United States.

"(5) Programs to expand military-to-military and defense contacts.".

SEC. 1304. REPEAL OF RESTRICTIONS ON ASSISTANCE TO STATES OF THE FORMER SOVIET UNION FOR COOPERATIVE THREAT REDUCTION.

(a) IN GENERAL.—

(1) SOVIET NUCLEAR THREAT REDUCTION ACT OF 1991.—The Soviet Nuclear Threat Reduction Act of 1991 (title II of Public Law 102–228; 22 U.S.C. 2551 note) is amended—

(A) by striking section 211; and

(B) in section 212, by striking ", consistent with the findings stated in section 211,".

(2) COOPERATIVE THREAT REDUCTION ACT OF 1993.—Section 1203 of the Cooperative Threat Reduction Act of 1993 (22 U.S.C. 5952) is amended by striking subsection (d).

(3) RUSSIAN CHEMICAL WEAPONS DESTRUCTION FACILITIES.—Section 1305 of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106–65; 22 U.S.C. 5952 note) is repealed.

(4) CONFORMING REPEAL.—Section 1303 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 22 U.S.C. 5952 note) is repealed.

(b) INAPPLICABILITY OF OTHER RESTRICTIONS.—Section 502 of the Freedom for Russia and Emerging Eurasian Democracies and Open Markets Support Act of 1992 (22 U.S.C. 5852) shall not apply to any Cooperative Threat Reduction program.

SEC. 1305. MODIFICATION OF AUTHORITY TO USE COOPERATIVE THREAT REDUCTION FUNDS OUTSIDE THE FORMER SOVIET UNION.

Section 1308 of the National Defense Authorization Act for Fiscal Year 2004 (22 U.S.C. 5963) is amended—

(1) in subsection (a), by striking "Subject to" and all that follows through "the following:" and inserting "Subject to the provisions of this section, the Secretary of Defense may obligate and expend Cooperative Threat Reduction funds for a fiscal year, and any Cooperative Threat Reduction funds for a fiscal year before such fiscal year that remain available for obligation, for a proliferation threat reduction project or activity outside the states of the former Soviet Union if the Secretary of Defense, with the concurrence of the Secretary of State, determines each of the following:";

(2) by striking subsection (c) and redesignating subsections (d) and (e) as (c) and (d), respectively; and

(3) by amending subsection (c) (as so redesignated) to read as follows:

"(c) LIMITATION ON AVAILABILITY OF FUNDS.—

"(1) The Secretary of Defense may not obligate funds for a project or activity under the authority in subsection (a) of this section until the Secretary of Defense, with the concurrence of the Secretary of State, makes each determination specified in that subsection with respect to such project or activity.

"(2) Not later than 10 days after obligating funds under the authority in subsection (a) of this section for a project or activity, the Secretary of Defense and the Secretary of State shall notify Congress in writing of the determinations made under paragraph (1) with respect to such project or activity, together with—

"(A) a justification for such determinations; and

"(B) a description of the scope and duration of such project or activity.".

SEC. 1306. NEW INITIATIVES FOR THE COOPERATIVE THREAT REDUCTION PROGRAM.

(a) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) the Department of Defense Cooperative Threat Reduction (CTR) Program should be strengthened and expanded, in part by developing new CTR initiatives;

(2) such new initiatives should—

(A) be well-coordinated with the Department of Energy, the Department of State, and any other relevant United States Government agency or department;

(B) include appropriate transparency and accountability mechanisms, and legal frameworks and agreements between the United States and CTR partner countries;

(C) reflect engagement with non-governmental experts on possible new options for the CTR Program;

(D) include work with the Russian Federation and other countries to establish strong CTR partnerships that, among other things—

(i) increase the role of scientists and government officials of CTR partner countries in designing CTR programs and projects; and

(ii) increase financial contributions and additional commitments to CTR programs and projects from Russia and other partner countries, as appropriate, as evidence that the programs and projects reflect national priorities and will be sustainable;

(E) include broader international cooperation and partnerships, and increased international contributions;

(F) incorporate a strong focus on national programs and sustainability, which includes actions to address concerns raised and recommendations made by the Government Accountability Office, in its report of February 2007 titled "Progress Made in Improving Security at Russian Nuclear Sites, but the Long-Term Sustainability of U.S. Funded Security Upgrades is Uncertain", which pertain to the Department of Defense;

(G) continue to focus on the development of CTR programs and projects that secure nuclear weapons; secure and eliminate chemical and biological weapons and weapons-related materials; and eliminate nuclear, chemical, and biological weapons-related delivery vehicles and infrastructure at the source; and

(H) include efforts to develop new CTR programs and projects in Russia and the former Soviet Union, and in countries and regions outside the former Soviet Union, as appropriate and in the interest of United States national security; and

(3) such new initiatives could include—

(A) programs and projects in Asia and the Middle East; and

(B) activities relating to the denuclearization of the Democratic People's Republic of Korea.

(b) NATIONAL ACADEMY OF SCIENCES STUDY.—

(1) STUDY.—Not later than 60 days after the date of the enactment of this Act, the Secretary of Defense shall enter into an arrangement with the National Academy of Sciences under which the Academy shall carry out a study to analyze options for strengthening and expanding the CTR Program.

(2) MATTERS TO BE INCLUDED IN STUDY.—The Secretary shall provide for the study under paragraph (1) to include—

(A) an assessment of new CTR initiatives described in subsection (a); and

(B) an identification of options and recommendations for strengthening and expanding the CTR Program.

(3) SUBMISSION OF NATIONAL ACADEMY OF SCIENCES REPORT.—The National Academy of Sciences shall submit to Congress a report on the study under this subsection at the same time that such report is submitted to the Secretary of Defense pursuant to subsection (c).

(c) SECRETARY OF DEFENSE REPORT.—

(1) IN GENERAL.—Not later than 90 days after receipt of the report under subsection (b), the Secretary of Defense shall submit to Congress a report on new CTR initiatives. The report shall include—

(A) a summary of the results of the study carried out under subsection (b);

(B) an assessment by the Secretary of the study; and

(C) a statement of the actions, if any, to be undertaken by the Secretary to implement any recommendations in the study.

(2) FORM.—The report shall be in unclassified form but may include a classified annex if necessary.

(d) FUNDING.—Of the amounts appropriated pursuant to the authorization of appropriations in section 301(19) or otherwise made available for Cooperative Threat Reduction programs for fiscal year 2008, not more than $1,000,000 shall be obligated or expended to carry out this section.

SEC. 1307. REPORT RELATING TO CHEMICAL WEAPONS DESTRUCTION AT SHCHUCH'YE, RUSSIA.

(a) DEFINITION.—In this section, the terms "Shchuch'ye project" and "project" mean the Cooperative Threat Reduction Program chemical weapons destruction project located in the area of Shchuch'ye in the Russian Federation.

(b) REPORT REQUIRED.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the Shchuch'ye project. The report shall include—

(1) a current and detailed cost estimate for completion of the project, to include costs that will be borne by the United States and Russia, respectively; and

(2) a specific strategic and operating plan for completion of the project, which includes—

(A) the Department's plans to ensure robust project management and oversight, including management and oversight with respect to the performance of any contractors;

(B) project quality assurance and sustainability measures;

(C) metrics for measuring project progress with a timetable for achieving goals, including initial systems integration and start-up testing; and

(D) a projected project completion date.

SEC. 1308. NATIONAL ACADEMY OF SCIENCES STUDY OF PREVENTION OF PROLIFERATION OF BIOLOGICAL WEAPONS.

(a) STUDY REQUIRED.—Not later than 60 days after the date of the enactment of this Act, the Secretary of Defense shall enter into an arrangement with the National Academy of Sciences under which the Academy shall carry out a study to identify areas for cooperation with states other than states of the former Soviet Union under the Cooperative Threat Reduction Program of the Department of Defense in the prevention of proliferation of biological weapons.

(b) MATTERS TO BE INCLUDED IN STUDY.—The Secretary shall provide for the study under subsection (a) to include the following:

(1) An assessment of the capabilities and capacity of governments of developing countries to control the containment and use of dual-use technologies of potential interest to terrorist organizations or individuals with hostile intentions.

(2) An assessment of the approaches to cooperative threat reduction used by the states of the former Soviet Union that are of special relevance in preventing the proliferation of biological weapons in other areas of the world.

(3) A brief review of programs of the United States Government and other governments, international organizations, foundations, and other private sector entities that may contribute to the prevention of the proliferation of biological weapons.

(4) Recommendations on steps for integrating activities of the Cooperative Threat Reduction Program relating to biological weapons proliferation prevention with activities of other departments and agencies of the United States, as appropriate, in states outside of the former Soviet Union.

(c) SUBMISSION OF NATIONAL ACADEMY OF SCIENCES REPORT.—The National Academy of Sciences shall submit to Congress a report on the study under subsection (a) at the same time that such report is submitted to the Secretary of Defense pursuant to subsection (d).

(d) SECRETARY OF DEFENSE REPORT.—

(1) IN GENERAL.—Not later than 90 days after receipt of the report required by subsection (a), the Secretary shall submit to the Congress a report on the study carried out under subsection (a).

(2) MATTERS TO BE INCLUDED.—The report under paragraph (1) shall include the following:

(A) A summary of the results of the study carried out under subsection (a).

(B) An assessment by the Secretary of the study.

(C) A statement of the actions, if any, to be undertaken by the Secretary to implement any recommendations in the study.

(3) FORM.—The report under paragraph (1) shall be submitted in unclassified form, but may include a classified annex.

(e) FUNDING.—Of the amounts appropriated pursuant to the authorization of appropriations in section 301(19) or otherwise made available for Cooperative Threat Reduction programs for fiscal year

2008, not more than $1,000,000 may be obligated or expended to carry out this section.

TITLE XIV—OTHER AUTHORIZATIONS

Subtitle A—Military Programs

Sec. 1401. Working capital funds.
Sec. 1402. National Defense Sealift Fund.
Sec. 1403. Defense Health Program.
Sec. 1404. Chemical agents and munitions destruction, Defense.
Sec. 1405. Drug Interdiction and Counter-Drug Activities, Defense-wide.
Sec. 1406. Defense Inspector General.

Subtitle B—National Defense Stockpile

Sec. 1411. Authorized uses of National Defense Stockpile funds.
Sec. 1412. Revisions to required receipt objectives for previously authorized disposals from the National Defense Stockpile.
Sec. 1413. Disposal of ferromanganese.
Sec. 1414. Disposal of chrome metal.

Subtitle C—Armed Forces Retirement Home

Sec. 1421. Authorization of appropriations for Armed Forces Retirement Home.
Sec. 1422. Administration and oversight of the Armed Forces Retirement Home.

Subtitle A—Military Programs

SEC. 1401. WORKING CAPITAL FUNDS.

Funds are hereby authorized to be appropriated for fiscal year 2008 for the use of the Armed Forces and other activities and agencies of the Department of Defense for providing capital for working capital and revolving funds in amounts as follows:

(1) For the Defense Working Capital Funds, $102,446,000.

(2) For the Defense Working Capital Fund, Defense Commissary, $1,250,300,000.

SEC. 1402. NATIONAL DEFENSE SEALIFT FUND.

Funds are hereby authorized to be appropriated for fiscal year 2008 for the National Defense Sealift Fund in the amount of $1,349,094,000.

SEC. 1403. DEFENSE HEALTH PROGRAM.

Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2008 for expenses, not otherwise provided for, for the Defense Health Program, in the amount of $23,080,384,000, of which—

(1) $22,583,641,000 is for Operation and Maintenance;

(2) $134,482,000 is for Research, Development, Test, and Evaluation; and

(3) $362,261,000 is for Procurement.

SEC. 1404. CHEMICAL AGENTS AND MUNITIONS DESTRUCTION, DEFENSE.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2008 for expenses, not otherwise provided for, for Chemical Agents and Munitions Destruction, Defense, in the amount of $1,512,724,000, of which—

(1) $1,181,500,000 is for Operation and Maintenance;

(2) $312,800,000 is for Research, Development, Test, and Evaluation; and

(3) $18,424,000 is for Procurement.

(b) USE.—Amounts authorized to be appropriated under subsection (a) are authorized for—

(1) the destruction of lethal chemical agents and munitions in accordance with section 1412 of the Department of Defense Authorization Act, 1986 (50 U.S.C. 1521); and

(2) the destruction of chemical warfare materiel of the United States that is not covered by section 1412 of such Act.

SEC. 1405. DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE-WIDE.

Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2008 for expenses, not otherwise provided for, for Drug Interdiction and Counter-Drug Activities, Defense-wide, in the amount of $938,022,000.

SEC. 1406. DEFENSE INSPECTOR GENERAL.

Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2008 for expenses, not otherwise provided for, for the Office of the Inspector General of the Department of Defense, in the amount of $225,995,000, of which—

(1) $224,995,000 is for Operation and Maintenance; and

(2) $1,000,000 is for Procurement.

Subtitle B—National Defense Stockpile

SEC. 1411. AUTHORIZED USES OF NATIONAL DEFENSE STOCKPILE FUNDS.

(a) OBLIGATION OF STOCKPILE FUNDS.—During fiscal year 2008, the National Defense Stockpile Manager may obligate up to $44,825,000 of the funds in the National Defense Stockpile Transaction Fund established under subsection (a) of section 9 of the Strategic and Critical Materials Stock Piling Act (50 U.S.C. 98h) for the authorized uses of such funds under subsection (b)(2) of such section, including the disposal of hazardous materials that are environmentally sensitive.

(b) ADDITIONAL OBLIGATIONS.—The National Defense Stockpile Manager may obligate amounts in excess of the amount specified in subsection (a) if the National Defense Stockpile Manager notifies Congress that extraordinary or emergency conditions necessitate the additional obligations. The National Defense Stockpile Manager may make the additional obligations described in the notification after the end of the 45-day period beginning on the date on which Congress receives the notification.

(c) LIMITATIONS.—The authorities provided by this section shall be subject to such limitations as may be provided in appropriations Acts.

SEC. 1412. REVISIONS TO REQUIRED RECEIPT OBJECTIVES FOR PREVIOUSLY AUTHORIZED DISPOSALS FROM THE NATIONAL DEFENSE STOCKPILE.

(a) FISCAL YEAR 2000 DISPOSAL AUTHORITY.—Section 3402(b) of the National Defense Authorization Act for Fiscal Year 2000 (50 U.S.C. 98d note), as amended by section 3302 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136;

117 Stat. 1788) and section 3302 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3545), is amended by striking "$600,000,000 before" in paragraph (5) and inserting "$710,000,000 by".

(b) FISCAL YEAR 1999 DISPOSAL AUTHORITY.—Section 3303(a) of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (Public Law 105–261; 50 U.S.C. 98d note), as amended by section 3302 of the Ronald W. Reagan National Defense Authorization Act for Year 2005 (Public Law 108–375; 118 Stat. 2193), section 3302 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3545), and section 3302(a) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2513), is amended by striking "$1,016,000,000 by the end of fiscal year 2014" in paragraph (7) and inserting "$1,066,000,000 by the end of fiscal year 2015".

SEC. 1413. DISPOSAL OF FERROMANGANESE.

(a) DISPOSAL AUTHORIZED.—The Secretary of Defense may dispose of up to 50,000 tons of ferromanganese from the National Defense Stockpile during fiscal year 2008.

(b) CONTINGENT AUTHORITY FOR ADDITIONAL DISPOSAL.—

(1) IN GENERAL.—If the Secretary of Defense enters into a contract for the disposal of the total quantity of ferromanganese authorized for disposal by subsection (a) before September 30, 2008, the Secretary of Defense may dispose of up to an additional 25,000 tons of ferromanganese from the National Defense Stockpile before that date.

(2) ADDITIONAL AMOUNTS.—If the Secretary enters into a contract for the disposal of the total quantity of additional ferromanganese authorized for disposal by paragraph (1) before September 30, 2008, the Secretary may dispose of up to an additional 25,000 tons of ferromanganese from the National Defense Stockpile before that date.

(c) CERTIFICATION.—The Secretary of Defense may dispose of ferromanganese under the authority of paragraph (1) or (2) of subsection (b) only if the Secretary submits to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives, written certification that—

(1) the disposal of the additional ferromanganese from the National Defense Stockpile under such paragraph is in the interest of national defense;

(2) the disposal of the additional ferromanganese under such paragraph will not cause disruption to the usual markets of producers and processors of ferromanganese in the United States; and

(3) the disposal of the additional ferromanganese under such paragraph is consistent with the requirements and purpose of the National Defense Stockpile.

(d) NATIONAL DEFENSE STOCKPILE DEFINED.—In this section, the term "National Defense Stockpile" means the stockpile provided for in section 4 of the Strategic and Critical Materials Stock Piling Act (50 U.S.C. 98c).

SEC. 1414. DISPOSAL OF CHROME METAL.

(a) DISPOSAL AUTHORIZED.—The Secretary of Defense may dispose of up to 500 short tons of chrome metal from the National Defense Stockpile during fiscal year 2008.

(b) CONTINGENT AUTHORITY FOR ADDITIONAL DISPOSAL.—

(1) IN GENERAL.—If the Secretary of Defense completes the disposal of the total quantity of chrome metal authorized for disposal by subsection (a) before September 30, 2008, the Secretary of Defense may dispose of up to an additional 250 short tons of chrome metal from the National Defense Stockpile before that date.

(2) ADDITIONAL AMOUNTS.—If the Secretary completes the disposal of the total quantity of additional chrome metal authorized for disposal by paragraph (1) before September 30, 2008, the Secretary may dispose of up to an additional 250 short tons of chrome metal from the National Defense Stockpile before that date.

(c) CERTIFICATION.—The Secretary of Defense may dispose of chrome metal under the authority of paragraph (1) or (2) of subsection (b) only if the Secretary submits to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives, not later than 30 days before the commencement of disposal under the applicable paragraph, written certification that—

(1) the disposal of the additional chrome metal from the National Defense Stockpile is in the interest of national defense;

(2) the disposal of the additional chrome metal will not cause disruption to the usual markets of producers and processors of chrome metal in the United States; and

(3) the disposal of the additional chrome metal is consistent with the requirements and purpose of the National Defense Stockpile.

(d) NATIONAL DEFENSE STOCKPILE DEFINED.—In this section, the term "National Defense Stockpile" means the stockpile provided for in section 4 of the Strategic and Critical Materials Stock Piling Act (50 U.S.C. 98c).

Subtitle C—Armed Forces Retirement Home

SEC. 1421. AUTHORIZATION OF APPROPRIATIONS FOR ARMED FORCES RETIREMENT HOME.

There is authorized to be appropriated for fiscal year 2008 from the Armed Forces Retirement Home Trust Fund the sum of $61,624,000 for the operation of the Armed Forces Retirement Home.

SEC. 1422. ADMINISTRATION AND OVERSIGHT OF THE ARMED FORCES RETIREMENT HOME.

(a) ROLE OF SECRETARY OF DEFENSE.—Section 1511 of the Armed Forces Retirement Home Act of 1991 (24 U.S.C. 411) is amended—

(1) in subsection (d), by adding at the end the following new paragraph:

"(3) The administration of the Retirement Home (including administration for the provision of health care and medical care for

residents) shall remain under the direct authority, control, and administration of the Secretary of Defense."; and

(2) in subsection (h), by adding at the end the following new sentence: "The annual report shall include an assessment of all aspects of each facility of the Retirement Home, including the quality of care at the facility.".

(b) ACCREDITATION.—Subsection (g) of section 1511 of the Armed Forces Retirement Home Act of 1991 (24 U.S.C. 411) is amended to read as follows:

"(g) ACCREDITATION.—The Chief Operating Officer shall secure and maintain accreditation by a nationally recognized civilian accrediting organization for each aspect of each facility of the Retirement Home, including medical and dental care, pharmacy, independent living, and assisted living and nursing care.".

(c) SPECTRUM OF CARE.—Section 1513(b) of the Armed Forces Retirement Home Act of 1991 (24 U.S.C. 413(b)) is amended by inserting after the first sentence the following new sentence: "The services provided residents of the Retirement Home shall include appropriate nonacute medical and dental services, pharmaceutical services, and transportation of residents, which shall be provided at no cost to residents.".

(d) SENIOR MEDICAL ADVISOR FOR RETIREMENT HOME.—

(1) DESIGNATION AND DUTIES OF SENIOR MEDICAL ADVISOR.—The Armed Forces Retirement Home Act of 1991 is amended by inserting after section 1513 (24 U.S.C. 413) the following new section:

"SEC. 1513A. IMPROVED HEALTH CARE OVERSIGHT OF RETIREMENT HOME.

"(a) DESIGNATION OF SENIOR MEDICAL ADVISOR.—(1) The Secretary of Defense shall designate the Deputy Director of the TRICARE Management Activity to serve as the Senior Medical Advisor for the Retirement Home.

"(2) The Deputy Director of the TRICARE Management Activity shall serve as Senior Medical Advisor for the Retirement Home in addition to performing all other duties and responsibilities assigned to the Deputy Director of the TRICARE Management Activity at the time of the designation under paragraph (1) or afterward.

"(b) RESPONSIBILITIES.—(1) The Senior Medical Advisor shall provide advice to the Secretary of Defense, the Under Secretary of Defense for Personnel and Readiness, and the Chief Operating Officer regarding the direction and oversight of the provision of medical, preventive mental health, and dental care services at each facility of the Retirement Home.

"(2) The Senior Medical Advisor shall also provide advice to the Local Board for a facility of the Retirement Home regarding all medical and medical administrative matters of the facility.

"(c) DUTIES.—In carrying out the responsibilities set forth in subsection (b), the Senior Medical Advisor shall perform the following duties:

"(1) Ensure the timely availability to residents of the Retirement Home, at locations other than the Retirement Home, of such acute medical, mental health, and dental care as such resident may require that is not available at the applicable facility of the Retirement Home.

"(2) Ensure compliance by the facilities of the Retirement Home with accreditation standards, applicable health care standards of the Department of Veterans Affairs, or any other applicable health care standards and requirements (including requirements identified in applicable reports of the Inspector General of the Department of Defense).

"(3) Periodically visit and inspect the medical facilities and medical operations of each facility of the Retirement Home.

"(4) Periodically examine and audit the medical records and administration of the Retirement Home.

"(5) Consult with the Local Board for each facility of the Retirement Home not less frequently than once each year.

"(d) ADVISORY BODIES.—In carrying out the responsibilities set forth in subsection (b) and the duties set forth in subsection (c), the Senior Medical Advisor may establish and seek the advice of such advisory bodies as the Senior Medical Advisor considers appropriate.".

(2) CLERICAL AMENDMENT.—The table of contents in section 1501(b) of the Armed Forces Retirement Home Act of 1991 (24 U.S.C. 401 note) is amended by inserting after the item relating to section 1513 the following new item:

"1513A. Improved health care oversight of Retirement Home.".

(e) LOCAL BOARDS OF TRUSTEES.—

(1) DUTIES.—Subsection (b) of section 1516 of the Armed Forces Retirement Home Act of 1991 (24 U.S.C. 416) is amended to read as follows:

"(b) DUTIES.—(1) The Local Board for a facility shall serve in an advisory capacity to the Director of the facility and to the Chief Operating Officer.

"(2) The Local Board for a facility shall provide to the Chief Operating Officer and the Director of the facility such guidance and recommendations on the administration of the facility as the Local Board considers appropriate.

"(3) Not less often than annually, the Local Board for a facility shall provide to the Under Secretary of Defense for Personnel and Readiness an assessment of all aspects of the facility, including the quality of care at the facility.".

(2) COMPOSITION.—Subparagraph (K) of subsection (c) of such section is amended to read as follows:

"(K) One senior representative of one of the chief personnel officers of the Armed Forces, who shall be a commissioned officer of the Armed Forces serving on active duty in the grade of brigadier general, or in the case of the Navy or Coast Guard, rear admiral (lower half).".

(f) INSPECTION OF RETIREMENT HOME.—Section 1518 of the Armed Forces Retirement Home Act of 1991 (24 U.S.C. 418) is amended to read as follows:

"SEC. 1518. INSPECTION OF RETIREMENT HOME.

"(a) DUTY OF INSPECTOR GENERAL OF THE DEPARTMENT OF DEFENSE.—The Inspector General of the Department of Defense shall have the duty to inspect the Retirement Home.

"(b) INSPECTIONS BY INSPECTOR GENERAL.—(1) In any year in which a facility of the Retirement Home is not inspected by a nationally recognized civilian accrediting organization, the Inspector

General of the Department of Defense shall perform a comprehensive inspection of all aspects of that facility, including independent living, assisted living, medical and dental care, pharmacy, financial and contracting records, and any aspect of either facility on which the Local Board for the facility or the resident advisory committee or council of the facility recommends inspection.

"(2) The Inspector General shall be assisted in inspections under this subsection by a medical inspector general of a military department designated for purposes of this subsection by the Secretary of Defense.

"(3) In conducting the inspection of a facility of the Retirement Home under this subsection, the Inspector General shall solicit concerns, observations, and recommendations from the Local Board for the facility, the resident advisory committee or council of the facility, and the residents of the facility. Any concerns, observations, and recommendations solicited from residents shall be solicited on a not-for-attribution basis.

"(4) The Chief Operating Officer and the Director of each facility of the Retirement Home shall make all staff, other personnel, and records of each facility available to the Inspector General in a timely manner for purposes of inspections under this subsection.

"(c) REPORTS ON INSPECTIONS BY INSPECTOR GENERAL.—(1) The Inspector General shall prepare a report describing the results of each inspection conducted of a facility of the Retirement Home under subsection (b), and include in the report such recommendations as the Inspector General considers appropriate in light of the inspection. Not later than 45 days after completing the inspection of the facility, the Inspector General shall submit the report to Congress and the Secretary of Defense, the Under Secretary of Defense for Personnel and Readiness, the Chief Operating Officer, the Director of the facility, the Senior Medical Advisor, and the Local Board for the facility.

"(2) Not later than 45 days after receiving a report of the Inspector General under paragraph (1), the Director of the facility concerned shall submit the Secretary of Defense, the Under Secretary of Defense for Personnel and Readiness, the Chief Operating Officer, and the Local Board for the facility, and to Congress, a plan to address the recommendations and other matters set forth in the report.

"(d) ADDITIONAL INSPECTIONS.—(1) The Chief Operating Officer shall request the inspection of each facility of the Retirement Home by a nationally recognized civilian accrediting organization in accordance with section 1511(g).

"(2) The Chief Operating Officer and the Director of a facility being inspected under this subsection shall make all staff, other personnel, and records of the facility available to the civilian accrediting organization in a timely manner for purposes of inspections under this subsection.

"(e) REPORTS ON ADDITIONAL INSPECTIONS.—(1) Not later than 45 days after receiving a report of an inspection from the civilian accrediting organization under subsection (d), the Director of the facility concerned shall submit to the Under Secretary of Defense for Personnel and Readiness, the Chief Operating Officer, and the Local Board for the facility a report containing—

"(A) the results of the inspection; and

"(B) a plan to address any recommendations and other matters set forth in the report.

"(2) Not later than 45 days after receiving a report and plan under paragraph (1), the Secretary of Defense shall submit the report and plan to Congress.".

(g) ARMED FORCES RETIREMENT HOME TRUST FUND.—Section 1519 of the Armed Forces Retirement Home Act of 1991 (24 U.S.C. 419) is amended by adding at the end the following new subsection:

"(d) REPORTING REQUIREMENTS.—The Chief Financial Officer of the Armed Forces Retirement Home shall comply with the reporting requirements of subchapter II of chapter 35 of title 31, United States Code.".

TITLE XV—AUTHORIZATION OF ADDITIONAL APPROPRIATIONS FOR OPERATION IRAQI FREEDOM AND OPERATION ENDURING FREEDOM

Sec. 1501. Purpose.
Sec. 1502. Army procurement.
Sec. 1503. Navy and Marine Corps procurement.
Sec. 1504. Air Force procurement.
Sec. 1505. Joint Improvised Explosive Device Defeat Fund.
Sec. 1506. Defense-wide activities procurement.
Sec. 1507. Research, development, test, and evaluation.
Sec. 1508. Operation and maintenance.
Sec. 1509. Working capital funds.
Sec. 1510. Other Department of Defense programs.
Sec. 1511. Iraq Freedom Fund.
Sec. 1512. Iraq Security Forces Fund.
Sec. 1513. Afghanistan Security Forces Fund.
Sec. 1514. Military personnel.
Sec. 1515. Strategic Readiness Fund.
Sec. 1516. Treatment as additional authorizations.
Sec. 1517. Special transfer authority.

SEC. 1501. PURPOSE.

The purpose of this title is to authorize appropriations for the Department of Defense for fiscal year 2008 to provide additional funds for Operation Iraqi Freedom and Operation Enduring Freedom.

SEC. 1502. ARMY PROCUREMENT.

Funds are hereby authorized to be appropriated for fiscal year 2008 for procurement accounts of the Army in amounts as follows:

(1) For aircraft procurement, $2,086,864,000.

(2) For ammunition procurement, $513,600,000.

(3) For weapons and tracked combat vehicles procurement, $7,289,697,000.

(4) For missile procurement, $641,764,000.

(5) For other procurement, $32,478,568,000.

SEC. 1503. NAVY AND MARINE CORPS PROCUREMENT.

(a) NAVY.—Funds are hereby authorized to be appropriated for fiscal year 2008 for procurement accounts for the Navy in amounts as follows:

(1) For aircraft procurement, $3,908,458,000.

(2) For weapons procurement, $318,281,000.

(3) For other procurement, $1,870,597,000.

(b) MARINE CORPS.—Funds are hereby authorized to be appropriated for fiscal year 2008 for the procurement account for the Marine Corps in the amount of $5,519,740,000.

(c) NAVY AND MARINE CORPS AMMUNITION.—Funds are hereby authorized to be appropriated for fiscal year 2008 for the procurement account for ammunition for the Navy and the Marine Corps in the amount of $609,890,000.

SEC. 1504. AIR FORCE PROCUREMENT.

Funds are hereby authorized to be appropriated for fiscal year 2008 for procurement accounts for the Air Force in amounts as follows:

(1) For aircraft procurement, $5,828,239,000.

(2) For ammunition procurement, $104,405,000.

(3) For missile procurement, $1,800,000.

(4) For other procurement, $4,528,126,000.

SEC. 1505. JOINT IMPROVISED EXPLOSIVE DEVICE DEFEAT FUND.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized for fiscal year 2008 for the Joint Improvised Explosive Device Defeat Fund in the amount of $4,541,000,000.

(b) USE AND TRANSFER OF FUNDS.—Subsections (b) and (c) of section 1514 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2439) shall apply to the funds appropriated pursuant to the authorization of appropriations in subsection (a).

(c) REVISION OF MANAGEMENT PLAN.—The Secretary of Defense shall revise the management plan required by section 1514(d) of the John Warner National Defense Authorization Act for Fiscal Year 2007 to identify projected transfers and obligations through September 30, 2008.

(d) DURATION OF AUTHORITY.—Section 1514(f) of the John Warner National Defense Authorization Act for Fiscal Year 2007 is amended by striking "September 30, 2009" and inserting "September 30, 2010".

SEC. 1506. DEFENSE-WIDE ACTIVITIES PROCUREMENT.

Funds are hereby authorized to be appropriated for fiscal year 2008 for the procurement account for Defense-wide in the amount of $768,157,000.

SEC. 1507. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION.

Funds are hereby authorized to be appropriated for fiscal year 2008 for the use of the Department of Defense for research, development, test, and evaluation as follows:

(1) For the Army, $183,299,000.

(2) For the Navy, $695,996,000.

(3) For the Air Force, $1,457,710,000.

(4) For Defense-wide activities, $1,320,088,000.

SEC. 1508. OPERATION AND MAINTENANCE.

Funds are hereby authorized to be appropriated for fiscal year 2008 for the use of the Armed Forces for expenses, not otherwise provided for, for operation and maintenance, in amounts as follows:

(1) For the Army, $54,929,551,000.

(2) For the Navy, $6,249,793,000.

(3) For the Marine Corps, $4,674,688,000.

(4) For the Air Force, $10,798,473,000.
(5) For Defense-wide activities, $6,424,085,000.
(6) For the Army Reserve, $196,694,000.
(7) For the Navy Reserve, $83,407,000.
(8) For the Marine Corps Reserve, $68,193,000.
(9) For the Army National Guard, $757,008,000.
(10) For the Air Force Reserve, $24,266,000.
(11) For the Air National Guard, $103,267,000.

SEC. 1509. WORKING CAPITAL FUNDS.

Funds are hereby authorized to be appropriated for fiscal year 2008 for the use of the Armed Forces and other activities and agencies of the Department of Defense for providing capital for working capital and revolving funds in amounts as follows:

(1) For the Defense Working Capital Funds, $1,957,675,000.

(2) For the National Defense Sealift Fund, $5,110,000.

SEC. 1510. OTHER DEPARTMENT OF DEFENSE PROGRAMS.

(a) DEFENSE HEALTH PROGRAM.—Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2008 for expenses, not otherwise provided for, for the Defense Health Program in the amount of $1,137,442,000 for operation and maintenance.

(b) DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE-WIDE.—Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2008 for expenses, not otherwise provided for, for Drug Interdiction and Counter-Drug Activities, Defense-wide in the amount of $257,618,000.

(c) DEFENSE INSPECTOR GENERAL.—Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2008 for expenses, not otherwise provided for, for the Office of the Inspector General of the Department of Defense in the amount of $4,394,000 for operation and maintenance.

SEC. 1511. IRAQ FREEDOM FUND.

(a) IN GENERAL.—Funds are hereby authorized to be appropriated for fiscal year 2008 for the Iraq Freedom Fund in the amount of $207,500,000.

(b) TRANSFER.—

(1) TRANSFER AUTHORIZED.—Subject to paragraph (2), amounts authorized to be appropriated by subsection (a) may be transferred from the Iraq Freedom Fund to any accounts as follows:

(A) Operation and maintenance accounts of the Armed Forces.

(B) Military personnel accounts.

(C) Research, development, test, and evaluation accounts of the Department of Defense.

(D) Procurement accounts of the Department of Defense.

(E) Accounts providing funding for classified programs.

(F) The operating expenses account of the Coast Guard.

(2) NOTICE TO CONGRESS.—A transfer may not be made under the authority in paragraph (1) until five days after the

date on which the Secretary of Defense notifies the congressional defense committees in writing of the transfer.

(3) TREATMENT OF TRANSFERRED FUNDS.—Amounts transferred to an account under the authority in paragraph (1) shall be merged with amounts in such account and shall be made available for the same purposes, and subject to the same conditions and limitations, as amounts in such account.

(4) EFFECT ON AUTHORIZATION AMOUNTS.—A transfer of an amount to an account under the authority in paragraph (1) shall be deemed to increase the amount authorized for such account by an amount equal to the amount transferred.

SEC. 1512. IRAQ SECURITY FORCES FUND.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated for fiscal year 2008 for the Iraq Security Forces Fund in the amount of $3,000,000,000.

(b) USE OF FUNDS.—

(1) IN GENERAL.—Funds appropriated pursuant to subsection (a) shall be available to the Secretary of Defense for the purpose of allowing the Commander, Multi-National Security Transition Command–Iraq, to provide assistance to the security forces of Iraq.

(2) TYPES OF ASSISTANCE AUTHORIZED.—Assistance provided under this section may include the provision of equipment, supplies, services, training, facility and infrastructure repair, renovation, construction, and funding.

(3) SECRETARY OF STATE CONCURRENCE.—Assistance may be provided under this section only with the concurrence of the Secretary of State.

(c) AUTHORITY IN ADDITION TO OTHER AUTHORITIES.—The authority to provide assistance under this section is in addition to any other authority to provide assistance to foreign nations.

(d) TRANSFER AUTHORITY.—

(1) TRANSFERS AUTHORIZED.—Subject to paragraph (2), amounts authorized to be appropriated by subsection (a) may be transferred from the Iraq Security Forces Fund to any of the following accounts and funds of the Department of Defense to accomplish the purposes provided in subsection (b):

(A) Military personnel accounts.

(B) Operation and maintenance accounts.

(C) Procurement accounts.

(D) Research, development, test, and evaluation accounts.

(E) Defense working capital funds.

(F) Overseas Humanitarian, Disaster, and Civic Aid account.

(2) ADDITIONAL AUTHORITY.—The transfer authority provided by paragraph (1) is in addition to any other transfer authority available to the Department of Defense.

(3) TRANSFERS BACK TO THE FUND.—Upon determination that all or part of the funds transferred from the Iraq Security Forces Fund under paragraph (1) are not necessary for the purpose provided, such funds may be transferred back to the Iraq Security Forces Fund.

(4) EFFECT ON AUTHORIZATION AMOUNTS.—A transfer of an amount to an account under the authority in paragraph (1)

shall be deemed to increase the amount authorized for such account by an amount equal to the amount transferred.

(e) NOTICE TO CONGRESS.—Funds may not be obligated from the Iraq Security Forces Fund, or transferred under the authority provided in subsection (d)(1), until five days after the date on which the Secretary of Defense notifies the congressional defense committees in writing of the details of the proposed obligation or transfer.

(f) CONTRIBUTIONS.—

(1) AUTHORITY TO ACCEPT CONTRIBUTIONS.—Subject to paragraph (2), the Secretary of Defense may accept contributions of amounts to the Iraq Security Forces Fund for the purposes provided in subsection (b) from any person, foreign government, or international organization. Any amounts so accepted shall be credited to the Iraq Security Forces Fund.

(2) LIMITATION.—The Secretary may not accept a contribution under this subsection if the acceptance of the contribution would compromise or appear to compromise the integrity of any program of the Department of Defense.

(3) USE.—Amounts accepted under this subsection shall be available for assistance authorized by subsection (b), including transfer under subsection (d) for that purpose.

(4) NOTIFICATION.—The Secretary shall notify the congressional defense committees, the Committee on Foreign Relations of the Senate, and the Committee on Foreign Affairs of the House of Representatives, in writing, upon the acceptance, and upon the transfer under subsection (d), of any contribution under this subsection. Such notice shall specify the source and amount of any amount so accepted and the use of any amount so accepted.

(g) QUARTERLY REPORTS.—Not later than 30 days after the end of each fiscal-year quarter, the Secretary of Defense shall submit to the congressional defense committees a report summarizing the details of any obligation or transfer of funds from the Iraq Security Forces Fund during such fiscal-year quarter.

(h) DURATION OF AUTHORITY.—Amounts authorized to be appropriated or contributed to the Iraq Security Forces Fund during fiscal year 2008 are available for obligation or transfer from the Iraq Security Forces Fund in accordance with this section until September 30, 2009.

SEC. 1513. AFGHANISTAN SECURITY FORCES FUND.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated for fiscal year 2008 for the Afghanistan Security Forces Fund in the amount of $2,700,000,000.

(b) USE OF FUNDS.—

(1) IN GENERAL.—Funds authorized to be appropriated by subsection (a) shall be available to the Secretary of Defense to provide assistance to the security forces of Afghanistan.

(2) TYPES OF ASSISTANCE AUTHORIZED.—Assistance provided under this section may include the provision of equipment, supplies, services, training, facility and infrastructure repair, renovation, construction, and funds.

(3) SECRETARY OF STATE CONCURRENCE.—Assistance may be provided under this section only with the concurrence of the Secretary of State.

(c) AUTHORITY IN ADDITION TO OTHER AUTHORITIES.—The authority to provide assistance under this section is in addition to any other authority to provide assistance to foreign nations.

(d) TRANSFER AUTHORITY.—

(1) TRANSFERS AUTHORIZED.—Subject to paragraph (2), amounts authorized to be appropriated by subsection (a) may be transferred from the Afghanistan Security Forces Fund to any of the following accounts and funds of the Department of Defense to accomplish the purposes provided in subsection (b):

(A) Military personnel accounts.

(B) Operation and maintenance accounts.

(C) Procurement accounts.

(D) Research, development, test, and evaluation accounts.

(E) Defense working capital funds.

(F) Overseas Humanitarian, Disaster, and Civic Aid.

(2) ADDITIONAL AUTHORITY.—The transfer authority provided by paragraph (1) is in addition to any other transfer authority available to the Department of Defense.

(3) TRANSFERS BACK TO FUND.—Upon a determination that all or part of the funds transferred from the Afghanistan Security Forces Fund under paragraph (1) are not necessary for the purpose for which transferred, such funds may be transferred back to the Afghanistan Security Forces Fund.

(4) EFFECT ON AUTHORIZATION AMOUNTS.—A transfer of an amount to an account under the authority in paragraph (1) shall be deemed to increase the amount authorized for such account by an amount equal to the amount transferred.

(e) PRIOR NOTICE TO CONGRESS OF OBLIGATION OR TRANSFER.—Funds may not be obligated from the Afghanistan Security Forces Fund, or transferred under subsection (d)(1), until five days after the date on which the Secretary of Defense notifies the congressional defense committees in writing of the details of the proposed obligation or transfer.

(f) CONTRIBUTIONS.—

(1) AUTHORITY TO ACCEPT CONTRIBUTIONS.—Subject to paragraph (2), the Secretary of Defense may accept contributions of amounts to the Afghanistan Security Forces Fund for the purposes provided in subsection (b) from any person, foreign government, or international organization. Any amounts so accepted shall be credited to the Afghanistan Security Forces Fund.

(2) LIMITATION.—The Secretary may not accept a contribution under this subsection if the acceptance of the contribution would compromise or appear to compromise the integrity of any program of the Department of Defense.

(3) USE.—Amounts accepted under this subsection shall be available for assistance authorized by subsection (b), including transfer under subsection (d) for that purpose.

(4) NOTIFICATION.—The Secretary shall notify the congressional defense committees, the Committee on Foreign Relations of the Senate, and the Committee on Foreign Affairs of the House of Representatives, in writing, upon the acceptance, and upon the transfer under subsection (d), of any contribution under this subsection. Such notice shall specify the source and

amount of any amount so accepted and the use of any amount so accepted.

(g) QUARTERLY REPORTS.—Not later than 30 days after the end of each fiscal-year quarter, the Secretary of Defense shall submit to the congressional defense committees a report summarizing the details of any obligation or transfer of funds from the Afghanistan Security Forces Fund during such fiscal-year quarter.

(h) DURATION OF AUTHORITY.—Amounts authorized to be appropriated or contributed to the Afghanistan Security Forces Fund during fiscal year 2008 are available for obligation or transfer from the Afghanistan Security Forces Fund in accordance with this section until September 30, 2009.

SEC. 1514. MILITARY PERSONNEL.

There is hereby authorized to be appropriated to the Department of Defense for military personnel accounts for fiscal year 2008 a total of $17,912,510,000.

SEC. 1515. STRATEGIC READINESS FUND.

There is authorized to be appropriated $1,000,000,000 to the Strategic Readiness Fund.

SEC. 1516. TREATMENT AS ADDITIONAL AUTHORIZATIONS.

The amounts authorized to be appropriated by this title are in addition to amounts otherwise authorized to be appropriated by this Act.

SEC. 1517. SPECIAL TRANSFER AUTHORITY.

(a) AUTHORITY TO TRANSFER AUTHORIZATIONS.—

(1) AUTHORITY.—Upon determination by the Secretary of Defense that such action is necessary in the national interest, the Secretary may transfer amounts of authorizations made available to the Department of Defense in this title for fiscal year 2008 between any such authorizations for that fiscal year (or any subdivisions thereof). Amounts of authorizations so transferred shall be merged with and be available for the same purposes as the authorization to which transferred.

(2) LIMITATION.—The total amount of authorizations that the Secretary may transfer under the authority of this section may not exceed $3,500,000,000.

(b) TERMS AND CONDITIONS.—Transfers under this section shall be subject to the same terms and conditions as transfers under section 1001.

(c) ADDITIONAL AUTHORITY.—The transfer authority provided by this section is in addition to the transfer authority provided under section 1001.

TITLE XVI—WOUNDED WARRIOR MATTERS

Sec. 1601. Short title.
Sec. 1602. General definitions.
Sec. 1603. Consideration of gender-specific needs of recovering service members and veterans.

Subtitle A—Policy on Improvements to Care, Management, and Transition of Recovering Service Members

Sec. 1611. Comprehensive policy on improvements to care, management, and transition of recovering service members.
Sec. 1612. Medical evaluations and physical disability evaluations of recovering service members.
Sec. 1613. Return of recovering service members to active duty in the Armed Forces.
Sec. 1614. Transition of recovering service members from care and treatment through the Department of Defense to care, treatment, and rehabilitation through the Department of Veterans Affairs.
Sec. 1615. Reports.
Sec. 1616. Establishment of a wounded warrior resource center.
Sec. 1617. Notification to Congress of hospitalization of combat wounded service members.
Sec. 1618. Comprehensive plan on prevention, diagnosis, mitigation, treatment, and rehabilitation of, and research on, traumatic brain injury, post-traumatic stress disorder, and other mental health conditions in members of the Armed Forces.

Subtitle B—Centers of Excellence in the Prevention, Diagnosis, Mitigation, Treatment, and Rehabilitation of Traumatic Brain Injury, Post-Traumatic Stress Disorder, and Eye Injuries

Sec. 1621. Center of excellence in the prevention, diagnosis, mitigation, treatment, and rehabilitation of traumatic brain injury.
Sec. 1622. Center of excellence in prevention, diagnosis, mitigation, treatment, and rehabilitation of post-traumatic stress disorder and other mental health conditions.
Sec. 1623. Center of excellence in prevention, diagnosis, mitigation, treatment, and rehabilitation of military eye injuries.
Sec. 1624. Report on establishment of centers of excellence.

Subtitle C—Health Care Matters

Sec. 1631. Medical care and other benefits for members and former members of the Armed Forces with severe injuries or illnesses.
Sec. 1632. Reimbursement of travel expenses of retired members with combat-related disabilities for follow-on specialty care, services, and supplies.
Sec. 1633. Respite care and other extended care benefits for members of the uniformed services who incur a serious injury or illness on active duty.
Sec. 1634. Reports.
Sec. 1635. Fully interoperable electronic personal health information for the Department of Defense and Department of Veterans Affairs.
Sec. 1636. Enhanced personnel authorities for the Department of Defense for health care professionals for care and treatment of wounded and injured members of the Armed Forces.
Sec. 1637. Continuation of transitional health benefits for members of the Armed Forces pending resolution of service-related medical conditions.

Subtitle D—Disability Matters

Sec. 1641. Utilization of veterans' presumption of sound condition in establishing eligibility of members of the Armed Forces for retirement for disability.
Sec. 1642. Requirements and limitations on Department of Defense determinations of disability with respect to members of the Armed Forces.
Sec. 1643. Review of separation of members of the Armed Forces separated from service with a disability rating of 20 percent disabled or less.
Sec. 1644. Authorization of pilot programs to improve the disability evaluation system for members of the Armed Forces.
Sec. 1645. Reports on Army action plan in response to deficiencies in the Army physical disability evaluation system.
Sec. 1646. Enhancement of disability severance pay for members of the Armed Forces.
Sec. 1647. Assessments of continuing utility and future role of temporary disability retired list.
Sec. 1648. Standards for military medical treatment facilities, specialty medical care facilities, and military quarters housing patients and annual report on such facilities.
Sec. 1649. Reports on Army Medical Action Plan in response to deficiencies identified at Walter Reed Army Medical Center, District of Columbia.

Sec. 1650. Required certifications in connection with closure of Walter Reed Army Medical Center, District of Columbia.
Sec. 1651. Handbook for members of the Armed Forces on compensation and benefits available for serious injuries and illnesses.

Subtitle E—Studies and Reports

Sec. 1661. Study on physical and mental health and other readjustment needs of members and former members of the Armed Forces who deployed in Operation Iraqi Freedom and Operation Enduring Freedom and their families.
Sec. 1662. Access of recovering service members to adequate outpatient residential facilities.
Sec. 1663. Study and report on support services for families of recovering service members.
Sec. 1664. Report on traumatic brain injury classifications.
Sec. 1665. Evaluation of the Polytrauma Liaison Officer/Non-Commissioned Officer program.

Subtitle F—Other Matters

Sec. 1671. Prohibition on transfer of resources from medical care.
Sec. 1672. Medical care for families of members of the Armed Forces recovering from serious injuries or illnesses.
Sec. 1673. Improvement of medical tracking system for members of the Armed Forces deployed overseas.
Sec. 1674. Guaranteed funding for Walter Reed Army Medical Center, District of Columbia.
Sec. 1675. Use of leave transfer program by wounded veterans who are Federal employees.
Sec. 1676. Moratorium on conversion to contractor performance of Department of Defense functions at military medical facilities.

SEC. 1601. SHORT TITLE.

This title may be cited as the "Wounded Warrior Act".

SEC. 1602. GENERAL DEFINITIONS.

In this title:

(1) APPROPRIATE COMMITTEES OF CONGRESS.—The term "appropriate committees of Congress" means—

(A) the Committees on Armed Services, Veterans' Affairs, and Appropriations of the Senate; and

(B) the Committees on Armed Services, Veterans' Affairs, and Appropriations of the House of Representatives.

(2) BENEFITS DELIVERY AT DISCHARGE PROGRAM.—The term "Benefits Delivery at Discharge Program" means a program administered jointly by the Secretary of Defense and the Secretary of Veterans Affairs to provide information and assistance on available benefits and other transition assistance to members of the Armed Forces who are separating from the Armed Forces, including assistance to obtain any disability benefits for which such members may be eligible.

(3) DISABILITY EVALUATION SYSTEM.—The term "Disability Evaluation System" means the following:

(A) A system or process of the Department of Defense for evaluating the nature and extent of disabilities affecting members of the Armed Forces that is operated by the Secretaries of the military departments and is comprised of medical evaluation boards, physical evaluation boards, counseling of members, and mechanisms for the final disposition of disability evaluations by appropriate personnel.

(B) A system or process of the Coast Guard for evaluating the nature and extent of disabilities affecting members of the Coast Guard that is operated by the Secretary

of Homeland Security and is similar to the system or process of the Department of Defense described in subparagraph (A).

(4) ELIGIBLE FAMILY MEMBER.—The term "eligible family member", with respect to a recovering service member, means a family member (as defined in section 411h(b) of title 37, United States Code) who is on invitational travel orders or serving as a non-medical attendee while caring for the recovering service member for more than 45 days during a one-year period.

(5) MEDICAL CARE.—The term "medical care" includes mental health care.

(6) OUTPATIENT STATUS.—The term "outpatient status", with respect to a recovering service member, means the status of a recovering service member assigned to—

(A) a military medical treatment facility as an outpatient; or

(B) a unit established for the purpose of providing command and control of members of the Armed Forces receiving medical care as outpatients.

(7) RECOVERING SERVICE MEMBER.—The term "recovering service member" means a member of the Armed Forces, including a member of the National Guard or a Reserve, who is undergoing medical treatment, recuperation, or therapy and is in an outpatient status while recovering from a serious injury or illness related to the member's military service.

(8) SERIOUS INJURY OR ILLNESS.—The term "serious injury or illness", in the case of a member of the Armed Forces, means an injury or illness incurred by the member in line of duty on active duty in the Armed Forces that may render the member medically unfit to perform the duties of the member's office, grade, rank, or rating.

(9) TRICARE PROGRAM.—The term "TRICARE program" has the meaning given that term in section 1072(7) of title 10, United States Code.

SEC. 1603. CONSIDERATION OF GENDER-SPECIFIC NEEDS OF RECOVERING SERVICE MEMBERS AND VETERANS.

(a) IN GENERAL.—In developing and implementing the policy required by section 1611(a), and in otherwise carrying out any other provision of this title or any amendment made by this title, the Secretary of Defense and the Secretary of Veterans Affairs shall take into account and fully address any unique gender-specific needs of recovering service members and veterans under such policy or other provision.

(b) REPORTS.—In submitting any report required by this title or an amendment made by this title, the Secretary of Defense and the Secretary of Veterans Affairs shall, to the extent applicable, include a description of the manner in which the matters covered by such report address the unique gender-specific needs of recovering service members and veterans.

Subtitle A—Policy on Improvements to Care, Management, and Transition of Recovering Service Members

SEC. 1611. COMPREHENSIVE POLICY ON IMPROVEMENTS TO CARE, MANAGEMENT, AND TRANSITION OF RECOVERING SERVICE MEMBERS.

(a) COMPREHENSIVE POLICY REQUIRED.—

(1) IN GENERAL.—Not later than July 1, 2008, the Secretary of Defense and the Secretary of Veterans Affairs shall, to the extent feasible, jointly develop and implement a comprehensive policy on improvements to the care, management, and transition of recovering service members.

(2) SCOPE OF POLICY.—The policy shall cover each of the following:

(A) The care and management of recovering service members.

(B) The medical evaluation and disability evaluation of recovering service members.

(C) The return of service members who have recovered to active duty when appropriate.

(D) The transition of recovering service members from receipt of care and services through the Department of Defense to receipt of care and services through the Department of Veterans Affairs.

(3) CONSULTATION.—The Secretary of Defense and the Secretary of Veterans Affairs shall develop the policy in consultation with the heads of other appropriate departments and agencies of the Federal Government and with appropriate non-governmental organizations having an expertise in matters relating to the policy.

(4) UPDATE.—The Secretary of Defense and the Secretary of Veterans Affairs shall jointly update the policy on a periodic basis, but not less often than annually, in order to incorporate in the policy, as appropriate, the following:

(A) The results of the reviews required under subsections (b) and (c).

(B) Best practices identified through pilot programs carried out under this title.

(C) Improvements to matters under the policy otherwise identified and agreed upon by the Secretary of Defense and the Secretary of Veterans Affairs.

(b) REVIEW OF CURRENT POLICIES AND PROCEDURES.—

(1) REVIEW REQUIRED.—In developing the policy required by subsection (a), the Secretary of Defense and the Secretary of Veterans Affairs shall, to the extent necessary, jointly and separately conduct a review of all policies and procedures of the Department of Defense and the Department of Veterans Affairs that apply to, or shall be covered by, the policy.

(2) PURPOSE.—The purpose of the review shall be to identify the most effective and patient-oriented approaches to care and management of recovering service members for purposes of—

(A) incorporating such approaches into the policy; and

(B) extending such approaches, where applicable, to the care and management of other injured or ill members of the Armed Forces and veterans.

(3) ELEMENTS.—In conducting the review, the Secretary of Defense and the Secretary of Veterans Affairs shall—

(A) identify among the policies and procedures described in paragraph (1) best practices in approaches to the care and management of recovering service members;

(B) identify among such policies and procedures existing and potential shortfalls in the care and management of recovering service members (including care and management of recovering service members on the temporary disability retired list), and determine means of addressing any shortfalls so identified;

(C) determine potential modifications of such policies and procedures in order to ensure consistency and uniformity, where appropriate, in the application of such policies and procedures—

(i) among the military departments;

(ii) among the Veterans Integrated Services Networks (VISNs) of the Department of Veterans Affairs; and

(iii) between the military departments and the Veterans Integrated Services Networks; and

(D) develop recommendations for legislative and administrative action necessary to implement the results of the review.

(4) DEADLINE FOR COMPLETION.—The review shall be completed not later than 90 days after the date of the enactment of this Act.

(c) CONSIDERATION OF EXISTING FINDINGS, RECOMMENDATIONS, AND PRACTICES.—In developing the policy required by subsection (a), the Secretary of Defense and the Secretary of Veterans Affairs shall take into account the following:

(1) The findings and recommendations of applicable studies, reviews, reports, and evaluations that address matters relating to the policy, including, but not limited, to the following:

(A) The Independent Review Group on Rehabilitative Care and Administrative Processes at Walter Reed Army Medical Center and National Naval Medical Center, appointed by the Secretary of Defense.

(B) The Secretary of Veterans Affairs Task Force on Returning Global War on Terror Heroes, appointed by the President.

(C) The President's Commission on Care for America's Returning Wounded Warriors.

(D) The Veterans' Disability Benefits Commission established by title XV of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136; 117 Stat. 1676; 38 U.S.C. 1101 note).

(E) The President's Task Force to Improve Health Care Delivery for Our Nation's Veterans, of March 2003.

(F) The Report of the Congressional Commission on Servicemembers and Veterans Transition Assistance, of 1999, chaired by Anthony J. Principi.

(G) The President's Commission on Veterans' Pensions, of 1956, chaired by General Omar N. Bradley.

(2) The experience and best practices of the Department of Defense and the military departments on matters relating to the policy.

(3) The experience and best practices of the Department of Veterans Affairs on matters relating to the policy.

(4) Such other matters as the Secretary of Defense and the Secretary of Veterans Affairs consider appropriate.

(d) TRAINING AND SKILLS OF HEALTH CARE PROFESSIONALS, RECOVERY CARE COORDINATORS, MEDICAL CARE CASE MANAGERS, AND NON-MEDICAL CARE MANAGERS FOR RECOVERING SERVICE MEMBERS.—

(1) IN GENERAL.—The policy required by subsection (a) shall provide for uniform standards among the military departments for the training and skills of health care professionals, recovery care coordinators, medical care case managers, and non-medical care managers for recovering service members under subsection (e) in order to ensure that such personnel are able to—

(A) detect early warning signs of post-traumatic stress disorder (PTSD), suicidal or homicidal thoughts or behaviors, and other behavioral health concerns among recovering service members; and

(B) promptly notify appropriate health care professionals following detection of such signs.

(2) TRACKING OF NOTIFICATIONS.—In providing for uniform standards under paragraph (1), the policy shall include a mechanism or system to track the number of notifications made by recovery care coordinators, medical care case managers, and non-medical care managers to health care professionals under paragraph (1)(A) regarding early warning signs of post-traumatic stress disorder and suicide in recovering service members.

(e) SERVICES FOR RECOVERING SERVICE MEMBERS.—The policy required by subsection (a) shall provide for improvements as follows with respect to the care, management, and transition of recovering service members:

(1) COMPREHENSIVE RECOVERY PLAN FOR RECOVERING SERVICE MEMBERS.—The policy shall provide for uniform standards and procedures for the development of a comprehensive recovery plan for each recovering service member that covers the full spectrum of care, management, transition, and rehabilitation of the service member during recovery.

(2) RECOVERY CARE COORDINATORS FOR RECOVERING SERVICE MEMBERS.—

(A) IN GENERAL.—The policy shall provide for a uniform program for the assignment to recovering service members of recovery care coordinators having the duties specified in subparagraph (B).

(B) DUTIES.—The duties under the program of a recovery care coordinator for a recovering service member shall include, but not be limited to, overseeing and assisting the service member in the service member's course through the entire spectrum of care, management, transition, and rehabilitation services available from the Federal Government,

including services provided by the Department of Defense, the Department of Veterans Affairs, the Department of Labor, and the Social Security Administration.

(C) LIMITATION ON NUMBER OF SERVICE MEMBERS MANAGED BY COORDINATORS.—The maximum number of recovering service members whose cases may be assigned to a recovery care coordinator under the program at any one time shall be such number as the policy shall specify, except that the Secretary of the military department concerned may waive such limitation with respect to a given coordinator for not more than 120 days in the event of unforeseen circumstances (as specified in the policy).

(D) TRAINING.—The policy shall specify standard training requirements and curricula for recovery care coordinators under the program, including a requirement for successful completion of the training program before a person may assume the duties of such a coordinator.

(E) RESOURCES.—The policy shall include mechanisms to ensure that recovery care coordinators under the program have the resources necessary to expeditiously carry out the duties of such coordinators under the program.

(F) SUPERVISION.—The policy shall specify requirements for the appropriate rank or grade, and appropriate occupation, for persons appointed to head and supervise recovery care coordinators.

(3) MEDICAL CARE CASE MANAGERS FOR RECOVERING SERVICE MEMBERS.—

(A) IN GENERAL.—The policy shall provide for a uniform program among the military departments for the assignment to recovering service members of medical care case managers having the duties specified in subparagraph (B).

(B) DUTIES.—The duties under the program of a medical care case manager for a recovering service member (or the service member's immediate family or other designee if the service member is incapable of making judgments about personal medical care) shall include, at a minimum, the following:

(i) Assisting in understanding the service member's medical status during the care, recovery, and transition of the service member.

(ii) Assisting in the receipt by the service member of prescribed medical care during the care, recovery, and transition of the service member.

(iii) Conducting a periodic review of the medical status of the service member, which review shall be conducted, to the extent practicable, in person with the service member, or, whenever the conduct of the review in person is not practicable, with the medical care case manager submitting to the manager's supervisor a written explanation why the review in person was not practicable (if the Secretary of the military department concerned elects to require such written explanations for purposes of the program).

(C) LIMITATION ON NUMBER OF SERVICE MEMBERS MANAGED BY MANAGERS.—The maximum number of recovering service members whose cases may be assigned to a medical care case manager under the program at any one time shall be such number as the policy shall specify, except that the Secretary of the military department concerned may waive such limitation with respect to a given manager for not more than 120 days in the event of unforeseen circumstances (as specified in the policy).

(D) TRAINING.—The policy shall specify standard training requirements and curricula for medical care case managers under the program, including a requirement for successful completion of the training program before a person may assume the duties of such a manager.

(E) RESOURCES.—The policy shall include mechanisms to ensure that medical care case managers under the program have the resources necessary to expeditiously carry out the duties of such managers under the program.

(F) SUPERVISION AT ARMED FORCES MEDICAL FACILITIES.—The policy shall specify requirements for the appropriate rank or grade, and appropriate occupation, for persons appointed to head and supervise the medical care case managers at each medical facility of the Armed Forces. Persons so appointed may be appointed from the Army Medical Corps, Army Medical Service Corps, Army Nurse Corps, Navy Medical Corps, Navy Medical Service Corps, Navy Nurse Corps, Air Force Medical Service, or other corps or civilian health care professional, as applicable, at the discretion of the Secretary of Defense.

(4) NON-MEDICAL CARE MANAGERS FOR RECOVERING SERVICE MEMBERS.—

(A) IN GENERAL.—The policy shall provide for a uniform program among the military departments for the assignment to recovering service members of non-medical care managers having the duties specified in subparagraph (B).

(B) DUTIES.—The duties under the program of a non-medical care manager for a recovering service member shall include, at a minimum, the following:

(i) Communicating with the service member and with the service member's family or other individuals designated by the service member regarding non-medical matters that arise during the care, recovery, and transition of the service member.

(ii) Assisting with oversight of the service member's welfare and quality of life.

(iii) Assisting the service member in resolving problems involving financial, administrative, personnel, transitional, and other matters that arise during the care, recovery, and transition of the service member.

(C) DURATION OF DUTIES.—The policy shall provide that a non-medical care manager shall perform duties under the program for a recovering service member until the service member is returned to active duty or retired or separated from the Armed Forces.

(D) LIMITATION ON NUMBER OF SERVICE MEMBERS MANAGED BY MANAGERS.—The maximum number of recovering service members whose cases may be assigned to a non-medical care manager under the program at any one time shall be such number as the policy shall specify, except that the Secretary of the military department concerned may waive such limitation with respect to a given manager for not more than 120 days in the event of unforeseen circumstances (as specified in the policy).

(E) TRAINING.—The policy shall specify standard training requirements and curricula among the military departments for non-medical care managers under the program, including a requirement for successful completion of the training program before a person may assume the duties of such a manager.

(F) RESOURCES.—The policy shall include mechanisms to ensure that non-medical care managers under the program have the resources necessary to expeditiously carry out the duties of such managers under the program.

(G) SUPERVISION AT ARMED FORCES MEDICAL FACILITIES.—The policy shall specify requirements for the appropriate rank and occupational speciality for persons appointed to head and supervise the non-medical care managers at each medical facility of the Armed Forces.

(5) ACCESS OF RECOVERING SERVICE MEMBERS TO NON-URGENT HEALTH CARE FROM THE DEPARTMENT OF DEFENSE OR OTHER PROVIDERS UNDER TRICARE.—

(A) IN GENERAL.—The policy shall provide for appropriate minimum standards for access of recovering service members to non-urgent medical care and other health care services as follows:

(i) In medical facilities of the Department of Defense.

(ii) Through the TRICARE program.

(B) MAXIMUM WAITING TIMES FOR CERTAIN CARE.—The standards for access under subparagraph (A) shall include such standards on maximum waiting times of recovering service members as the policy shall specify for care that includes, but is not limited to, the following:

(i) Follow-up care

(ii) Specialty care.

(iii) Diagnostic referrals and studies.

(iv) Surgery based on a physician's determination of medical necessity.

(C) WAIVER BY RECOVERING SERVICE MEMBERS.—The policy shall permit any recovering service member to waive a standard for access under this paragraph under such circumstances and conditions as the policy shall specify.

(6) ASSIGNMENT OF RECOVERING SERVICE MEMBERS TO LOCATIONS OF CARE.—

(A) IN GENERAL.—The policy shall provide for uniform guidelines among the military departments for the assignment of recovering service members to a location of care, including guidelines that provide for the assignment of recovering service members, when medically appropriate, to care

and residential facilities closest to their duty station or home of record or the location of their designated care giver at the earliest possible time.

(B) REASSIGNMENT FROM DEFICIENT FACILITIES.—The policy shall provide for uniform guidelines and procedures among the military departments for the reassignment of recovering service members from a medical or medical-related support facility determined by the Secretary of Defense to violate the standards required by section 1648 to another appropriate medical or medical-related support facility until the correction of violations of such standards at the medical or medical-related support facility from which such service members are reassigned.

(7) TRANSPORTATION AND SUBSISTENCE FOR RECOVERING SERVICE MEMBERS.—The policy shall provide for uniform standards among the military departments on the availability of appropriate transportation and subsistence for recovering service members to facilitate their obtaining needed medical care and services.

(8) WORK AND DUTY ASSIGNMENTS FOR RECOVERING SERVICE MEMBERS.—The policy shall provide for uniform criteria among the military departments for the assignment of recovering service members to work and duty assignments that are compatible with their medical conditions.

(9) ACCESS OF RECOVERING SERVICE MEMBERS TO EDUCATIONAL AND VOCATIONAL TRAINING AND REHABILITATION.—The policy shall provide for uniform standards among the military departments on the provision of educational and vocational training and rehabilitation opportunities for recovering service members at the earliest possible point in their recovery.

(10) TRACKING OF RECOVERING SERVICE MEMBERS.—The policy shall provide for uniform procedures among the military departments on tracking recovering service members to facilitate—

(A) locating each recovering service member; and

(B) tracking medical care appointments of recovering service members to ensure timeliness and compliance of recovering service members with appointments, and other physical and evaluation timelines, and to provide any other information needed to conduct oversight of the care, management, and transition of recovering service members.

(11) REFERRALS OF RECOVERING SERVICE MEMBERS TO OTHER CARE AND SERVICES PROVIDERS.—The policy shall provide for uniform policies, procedures, and criteria among the military departments on the referral of recovering service members to the Department of Veterans Affairs and other private and public entities (including universities and rehabilitation hospitals, centers, and clinics) in order to secure the most appropriate care for recovering service members, which policies, procedures, and criteria shall take into account, but not be limited to, the medical needs of recovering service members and the geographic location of available necessary recovery care services.

(f) SERVICES FOR FAMILIES OF RECOVERING SERVICE MEMBERS.—The policy required by subsection (a) shall provide for im-

provements as follows with respect to services for families of recovering service members:

(1) SUPPORT FOR FAMILY MEMBERS OF RECOVERING SERVICE MEMBERS.—The policy shall provide for uniform guidelines among the military departments on the provision by the military departments of support for family members of recovering service members who are not otherwise eligible for care under section 1672 in caring for such service members during their recovery.

(2) ADVICE AND TRAINING FOR FAMILY MEMBERS OF RECOVERING SERVICE MEMBERS.—The policy shall provide for uniform requirements and standards among the military departments on the provision by the military departments of advice and training, as appropriate, to family members of recovering service members with respect to care for such service members during their recovery.

(3) MEASUREMENT OF SATISFACTION OF FAMILY MEMBERS OF RECOVERING SERVICE MEMBERS WITH QUALITY OF HEALTH CARE SERVICES.—The policy shall provide for uniform procedures among the military departments on the measurement of the satisfaction of family members of recovering service members with the quality of health care services provided to such service members during their recovery.

(4) JOB PLACEMENT SERVICES FOR FAMILY MEMBERS OF RECOVERING SERVICE MEMBERS.—The policy shall provide for procedures for application by eligible family members during a one-year period for job placement services otherwise offered by the Department of Defense.

(g) OUTREACH TO RECOVERING SERVICE MEMBERS AND THEIR FAMILIES ON COMPREHENSIVE POLICY.—The policy required by subsection (a) shall include procedures and mechanisms to ensure that recovering service members and their families are fully informed of the policies required by this section, including policies on medical care for recovering service members, on the management and transition of recovering service members, and on the responsibilities of recovering service members and their family members throughout the continuum of care and services for recovering service members under this section.

(h) APPLICABILITY OF COMPREHENSIVE POLICY TO RECOVERING SERVICE MEMBERS ON TEMPORARY DISABILITY RETIRED LIST.—Appropriate elements of the policy required by this section shall apply to recovering service members whose names are placed on the temporary disability retired list in such manner, and subject to such terms and conditions, as the Secretary of Defense shall prescribe in regulations for purposes of this subsection.

SEC. 1612. MEDICAL EVALUATIONS AND PHYSICAL DISABILITY EVALUATIONS OF RECOVERING SERVICE MEMBERS.

(a) MEDICAL EVALUATIONS OF RECOVERING SERVICE MEMBERS.—

(1) IN GENERAL.—Not later than July 1, 2008, the Secretary of Defense shall develop a policy on improvements to the processes, procedures, and standards for the conduct by the military departments of medical evaluations of recovering service members.

(2) ELEMENTS.—The policy on improvements to processes, procedures, and standards required under this subsection shall include and address the following:

(A) Processes for medical evaluations of recovering service members that—

(i) apply uniformly throughout the military departments; and

(ii) apply uniformly with respect to recovering service members who are members of the regular components of the Armed Forces and recovering service members who are members of the National Guard and Reserve.

(B) Standard criteria and definitions for determining the achievement for recovering service members of the maximum medical benefit from treatment and rehabilitation.

(C) Standard timelines for each of the following:

(i) Determinations of fitness for duty of recovering service members.

(ii) Specialty care consultations for recovering service members.

(iii) Preparation of medical documents for recovering service members.

(iv) Appeals by recovering service members of medical evaluation determinations, including determinations of fitness for duty.

(D) Procedures for ensuring that—

(i) upon request of a recovering service member being considered by a medical evaluation board, a physician or other appropriate health care professional who is independent of the medical evaluation board is assigned to the service member; and

(ii) the physician or other health care professional assigned to a recovering service member under clause (i)—

(I) serves as an independent source for review of the findings and recommendations of the medical evaluation board;

(II) provides the service member with advice and counsel regarding the findings and recommendations of the medical evaluation board; and

(III) advises the service member on whether the findings of the medical evaluation board adequately reflect the complete spectrum of injuries and illness of the service member.

(E) Standards for qualifications and training of medical evaluation board personnel, including physicians, case workers, and physical disability evaluation board liaison officers, in conducting medical evaluations of recovering service members.

(F) Standards for the maximum number of medical evaluation cases of recovering service members that are pending before a medical evaluation board at any one time, and requirements for the establishment of additional med-

ical evaluation boards in the event such number is exceeded.

(G) Standards for information for recovering service members, and their families, on the medical evaluation board process and the rights and responsibilities of recovering service members under that process, including a standard handbook on such information (which handbook shall also be available electronically).

(b) PHYSICAL DISABILITY EVALUATIONS OF RECOVERING SERVICE MEMBERS.—

(1) IN GENERAL.—Not later than July 1, 2008, the Secretary of Defense and the Secretary of Veterans Affairs shall develop a policy on improvements to the processes, procedures, and standards for the conduct of physical disability evaluations of recovering service members by the military departments and by the Department of Veterans Affairs.

(2) ELEMENTS.—The policy on improvements to processes, procedures, and standards required under this subsection shall include and address the following:

(A) A clearly-defined process of the Department of Defense and the Department of Veterans Affairs for disability determinations of recovering service members.

(B) To the extent feasible, procedures to eliminate unacceptable discrepancies and improve consistency among disability ratings assigned by the military departments and the Department of Veterans Affairs, particularly in the disability evaluation of recovering service members, which procedures shall be subject to the following requirements and limitations:

(i) Such procedures shall apply uniformly with respect to recovering service members who are members of the regular components of the Armed Forces and recovering service members who are members of the National Guard and Reserve.

(ii) Under such procedures, each Secretary of a military department shall, to the extent feasible, utilize the standard schedule for rating disabilities in use by the Department of Veterans Affairs, including any applicable interpretation of such schedule by the United States Court of Appeals for Veterans Claims, in making any determination of disability of a recovering service member, except as otherwise authorized by section 1216a of title 10, United States Code (as added by section 1642 of this Act).

(C) Uniform timelines among the military departments for appeals of determinations of disability of recovering service members, including timelines for presentation, consideration, and disposition of appeals.

(D) Uniform standards among the military departments for qualifications and training of physical disability evaluation board personnel, including physical evaluation board liaison personnel, in conducting physical disability evaluations of recovering service members.

(E) Uniform standards among the military departments for the maximum number of physical disability eval-

uation cases of recovering service members that are pending before a physical disability evaluation board at any one time, and requirements for the establishment of additional physical disability evaluation boards in the event such number is exceeded.

(F) Uniform standards and procedures among the military departments for the provision of legal counsel to recovering service members while undergoing evaluation by a physical disability evaluation board.

(G) Uniform standards among the military departments on the roles and responsibilities of non-medical care managers under section 1611(e)(4) and judge advocates assigned to recovering service members undergoing evaluation by a physical disability board, and uniform standards on the maximum number of cases involving such service members that are to be assigned to judge advocates at any one time.

(c) ASSESSMENT OF CONSOLIDATION OF DEPARTMENT OF DEFENSE AND DEPARTMENT OF VETERANS AFFAIRS DISABILITY EVALUATION SYSTEMS.—

(1) IN GENERAL.—The Secretary of Defense and the Secretary of Veterans Affairs shall jointly submit to the appropriate committees of Congress a report on the feasibility and advisability of consolidating the disability evaluation systems of the military departments and the disability evaluation system of the Department of Veterans Affairs into a single disability evaluation system. The report shall be submitted together with the report required by section 1611(a).

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

(A) An assessment of the feasibility and advisability of consolidating the disability evaluation systems described in paragraph (1) as specified in that paragraph.

(B) If the consolidation of the systems is considered feasible and advisable—

(i) recommendations for various options for consolidating the systems as specified in paragraph (1); and

(ii) recommendations for mechanisms to evaluate and assess any progress made in consolidating the systems as specified in that paragraph.

SEC. 1613. RETURN OF RECOVERING SERVICE MEMBERS TO ACTIVE DUTY IN THE ARMED FORCES.

The Secretary of Defense shall establish standards for determinations by the military departments on the return of recovering service members to active duty in the Armed Forces.

SEC. 1614. TRANSITION OF RECOVERING SERVICE MEMBERS FROM CARE AND TREATMENT THROUGH THE DEPARTMENT OF DEFENSE TO CARE, TREATMENT, AND REHABILITATION THROUGH THE DEPARTMENT OF VETERANS AFFAIRS.

(a) IN GENERAL.—Not later than July 1, 2008, the Secretary of Defense and the Secretary of Veterans Affairs shall jointly develop and implement processes, procedures, and standards for the transition of recovering service members from care and treatment through

the Department of Defense to care, treatment, and rehabilitation through the Department of Veterans Affairs.

(b) ELEMENTS.—The processes, procedures, and standards required under this section shall include the following:

(1) Uniform, patient-focused procedures to ensure that the transition described in subsection (a) occurs without gaps in medical care and in the quality of medical care, benefits, and services.

(2) Procedures for the identification and tracking of recovering service members during the transition, and for the coordination of care and treatment of recovering service members during the transition, including a system of cooperative case management of recovering service members by the Department of Defense and the Department of Veterans Affairs during the transition.

(3) Procedures for the notification of Department of Veterans Affairs liaison personnel of the commencement by recovering service members of the medical evaluation process and the physical disability evaluation process.

(4) Procedures and timelines for the enrollment of recovering service members in applicable enrollment or application systems of the Department of Veterans with respect to health care, disability, education, vocational rehabilitation, or other benefits.

(5) Procedures to ensure the access of recovering service members during the transition to vocational, educational, and rehabilitation benefits available through the Department of Veterans Affairs.

(6) Standards for the optimal location of Department of Defense and Department of Veterans Affairs liaison and case management personnel at military medical treatment facilities, medical centers, and other medical facilities of the Department of Defense.

(7) Standards and procedures for integrated medical care and management of recovering service members during the transition, including procedures for the assignment of medical personnel of the Department of Veterans Affairs to Department of Defense facilities to participate in the needs assessments of recovering service members before, during, and after their separation from military service.

(8) Standards for the preparation of detailed plans for the transition of recovering service members from care and treatment by the Department of Defense to care, treatment, and rehabilitation by the Department of Veterans Affairs, which plans shall—

(A) be based on standardized elements with respect to care and treatment requirements and other applicable requirements; and

(B) take into account the comprehensive recovery plan for the recovering service member concerned as developed under section 1611(e)(1).

(9) Procedures to ensure that each recovering service member who is being retired or separated under chapter 61 of title 10, United States Code, receives a written transition plan, prior to the time of retirement or separation, that—

(A) specifies the recommended schedule and milestones for the transition of the service member from military service;

(B) provides for a coordinated transition of the service member from the Department of Defense disability evaluation system to the Department of Veterans Affairs disability system; and

(C) includes information and guidance designed to assist the service member in understanding and meeting the schedule and milestones specified under subparagraph (A) for the service member's transition.

(10) Procedures for the transmittal from the Department of Defense to the Department of Veterans Affairs of records and any other required information on each recovering service member described in paragraph (9), which procedures shall provide for the transmission from the Department of Defense to the Department of Veterans Affairs of records and information on the service member as follows:

(A) The address and contact information of the service member.

(B) The DD–214 discharge form of the service member, which shall be transmitted under such procedures electronically.

(C) A copy of the military service record of the service member, including medical records and any results of a physical evaluation board.

(D) Information on whether the service member is entitled to transitional health care, a conversion health policy, or other health benefits through the Department of Defense under section 1145 of title 10, United States Code.

(E) A copy of any request of the service member for assistance in enrolling in, or completed applications for enrollment in, the health care system of the Department of Veterans Affairs for health care benefits for which the service member may be eligible under laws administered by the Secretary of Veterans Affairs.

(F) A copy of any request by the service member for assistance in applying for, or completed applications for, compensation and vocational rehabilitation benefits to which the service member may be entitled under laws administered by the Secretary of Veterans Affairs.

(11) A process to ensure that, before transmittal of medical records of a recovering service member to the Department of Veterans Affairs, the Secretary of Defense ensures that the service member (or an individual legally recognized to make medical decisions on behalf of the service member) authorizes the transfer of the medical records of the service member from the Department of Defense to the Department of Veterans Affairs pursuant to the Health Insurance Portability and Accountability Act of 1996.

(12) Procedures to ensure that, with the consent of the recovering service member concerned, the address and contact information of the service member is transmitted to the department or agency for veterans affairs of the State in which the

service member intends to reside after the retirement or separation of the service member from the Armed Forces.

(13) Procedures to ensure that, before the transmittal of records and other information with respect to a recovering service member under this section, a meeting regarding the transmittal of such records and other information occurs among the service member, appropriate family members of the service member, representatives of the Secretary of the military department concerned, and representatives of the Secretary of Veterans Affairs, with at least 30 days advance notice of the meeting being given to the service member unless the service member waives the advance notice requirement in order to accelerate transmission of the service member's records and other information to the Department of Veterans Affairs.

(14) Procedures to ensure that the Secretary of Veterans Affairs gives appropriate consideration to a written statement submitted to the Secretary by a recovering service member regarding the transition.

(15) Procedures to provide access for the Department of Veterans Affairs to the military health records of recovering service members who are receiving care and treatment, or are anticipating receipt of care and treatment, in Department of Veterans Affairs health care facilities, which procedures shall be consistent with the procedures and requirements in paragraphs (11) and (13).

(16) A process for the utilization of a joint separation and evaluation physical examination that meets the requirements of both the Department of Defense and the Department of Veterans Affairs in connection with the medical separation or retirement of a recovering service member from military service and for use by the Department of Veterans Affairs in disability evaluations.

(17) Procedures for surveys and other mechanisms to measure patient and family satisfaction with the provision by the Department of Defense and the Department of Veterans Affairs of care and services for recovering service members, and to facilitate appropriate oversight by supervisory personnel of the provision of such care and services.

(18) Procedures to ensure the participation of recovering service members who are members of the National Guard or Reserve in the Benefits Delivery at Discharge Program, including procedures to ensure that, to the maximum extent feasible, services under the Benefits Delivery at Discharge Program are provided to recovering service members at—

(A) appropriate military installations;

(B) appropriate armories and military family support centers of the National Guard;

(C) appropriate military medical care facilities at which members of the Armed Forces are separated or discharged from the Armed Forces; and

(D) in the case of a member on the temporary disability retired list under section 1202 or 1205 of title 10, United States Code, who is being retired under another provision of such title or is being discharged, at a location reasonably convenient to the member.

SEC. 1615. REPORTS.

(a) REPORT ON POLICY.—Upon the development of the policy required by subsection (a) of section 1611 but not later than July 1, 2008, the Secretary of Defense and the Secretary of Veterans Affairs shall jointly submit to the appropriate committees of Congress a report on the policy, including a comprehensive and detailed description of the policy and of the manner in which the policy addresses the detailed elements of the policy specified in subsections (d) through (h) of section 1611, and the findings and recommendations of the reviews under subsections (b) and (c) of section 1611.

(b) INTERIM REPORT ON POLICY.—Not later than February 1, 2008, the Secretary of Defense and the Secretary of Veterans Affairs shall jointly submit to the appropriate committees of Congress an interim report on the policy, which shall include a comprehensive and detailed description of the matters specified in subsection (a) current as of the date of such interim report.

(c) REPORT ON UPDATE OF POLICY.—Upon updating the policy under section 1611(a)(4), the Secretary of Defense and the Secretary of Veterans Affairs shall jointly submit to the appropriate committees of Congress a report on the update of the policy, including a comprehensive and detailed description of such update and of the reasons for such update.

(d) COMPTROLLER GENERAL ASSESSMENT OF IMPLEMENTATION OF POLICY.—

(1) IN GENERAL.—Not later than six months after the date of the enactment of this Act and every year thereafter through 2010, the Comptroller General of the United States shall submit to the appropriate committees of Congress a report setting forth the assessment of the Comptroller General of the progress of the Secretary of Defense and the Secretary of Veterans Affairs in developing and implementing the policy required by section 1611(a). Each report shall include a certification by the Comptroller General as to whether the Comptroller General has had timely access to sufficient information to enable the Comptroller General to make informed judgments on the matters covered by the report.

(2) ACCESS INFORMATION.—The Secretary of Defense and the Secretary of Veterans Affairs shall facilitate the ability of the Comptroller General to conduct any review required for a report under this subsection within the time period required for such report, including prompt and complete access to such information as the Comptroller General considers necessary to perform such review.

(e) REPORT ON REDUCTION IN DISABILITY RATINGS BY THE DEPARTMENT OF DEFENSE.—Not later than February 1, 2009, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and House of Representatives a report on the number of instances during the period beginning on October 7, 2001, and ending on September 30, 2006, in which a disability rating assigned to a member of the Armed Forces by an informal physical evaluation board of the Department of Defense was reduced upon appeal, and the reasons for such reduction.

SEC. 1616. ESTABLISHMENT OF A WOUNDED WARRIOR RESOURCE CENTER.

(a) ESTABLISHMENT.—The Secretary of Defense shall establish a wounded warrior resource center (in this section referred to as the "center") to provide wounded warriors, their families, and their primary caregivers with a single point of contact for assistance with reporting deficiencies in covered military facilities, obtaining health care services, receiving benefits information, and any other difficulties encountered while supporting wounded warriors. The Secretary shall widely disseminate information regarding the existence and availability of the center, including contact information, to members of the Armed Forces and their dependents. In carrying out this subsection, the Secretary may use existing infrastructure and organizations but shall ensure that the center has the ability to separately keep track of calls from wounded warriors.

(b) ACCESS.—The center shall provide multiple methods of access, including at a minimum an Internet website and a toll-free telephone number (commonly referred to as a "hot line") at which personnel are accessible at all times to receive reports of deficiencies or provide information about covered military facilities, health care services, or military benefits.

(c) CONFIDENTIALITY.—

(1) NOTIFICATION.—Individuals who seek to provide information through the center under subsection (a) shall be notified, immediately before they provide such information, of their option to elect, at their discretion, to have their identity remain confidential.

(2) PROHIBITION ON FURTHER DISCLOSURE.—In the case of information provided through use of the toll-free telephone number by an individual who elects to maintain the confidentiality of his or her identity, any individual who, by necessity, has had access to such information for purposes of investigating or responding to the call as required under subsection (d) may not disclose the identity of the individual who provided the information.

(d) FUNCTIONS.—The center shall perform the following functions:

(1) CALL TRACKING.—The center shall be responsible for documenting receipt of a call, referring the call to the appropriate office within a military department for answer or investigation, and tracking the formulation and notification of the response to the call.

(2) INVESTIGATION AND RESPONSE.—The center shall be responsible for ensuring that, not later than 96 hours after a call—

(A) if a report of deficiencies is received in a call—

(i) any deficiencies referred to in the call are investigated;

(ii) if substantiated, a plan of action for remediation of the deficiencies is developed and implemented; and

(iii) if requested, the individual who made the report is notified of the current status of the report; or

(B) if a request for information is received in a call—

(i) the information requested by the caller is provided by the center;

(ii) all requests for information from the call are referred to the appropriate office or offices of a military department for response; and

(iii) the individual who made the report is notified, at a minimum, of the current status of the query.

(3) FINAL NOTIFICATION.—The center shall be responsible for ensuring that, if requested, the caller is notified when the deficiency has been corrected or when the request for information has been fulfilled to the maximum extent practicable, as determined by the Secretary.

(e) DEFINITIONS.—In this section:

(1) COVERED MILITARY FACILITY.—The term "covered military facility" has the meaning provided in section 1648(b) of this Act.

(2) CALL.—The term "call" means any query or report that is received by the center by means of the toll-free telephone number or other source.

(f) EFFECTIVE DATES.—

(1) TOLL-FREE TELEPHONE NUMBER.—The toll-free telephone number required to be established by subsection (a), shall be fully operational not later than April 1, 2008.

(2) INTERNET WEBSITE.—The Internet website required to be established by subsection (a), shall be fully operational not later than July 1, 2008.

SEC. 1617. NOTIFICATION TO CONGRESS OF HOSPITALIZATION OF COMBAT WOUNDED SERVICE MEMBERS.

(a) NOTIFICATION REQUIRED.—

(1) IN GENERAL.—Chapter 55 of title 10, United States Code, is further amended by inserting after section 1074k the following new section:

"§ 1074l. Notification to Congress of hospitalization of combat wounded members

"(a) NOTIFICATION REQUIRED.—The Secretary concerned shall provide notification of the hospitalization of any member of the armed forces evacuated from a theater of combat and admitted to a military treatment facility within the United States to the appropriate Members of Congress.

"(b) APPROPRIATE MEMBERS.—In this section, the term 'appropriate Members of Congress', with respect to the member of the armed forces about whom notification is being made, means the Senators representing the State, and the Member, Delegate, or Resident Commissioner of the House of Representatives representing the district, that includes the member's home of record or a different location as provided by the member.

"(c) CONSENT OF MEMBER REQUIRED.—The notification under subsection (a) may be provided only with the consent of the member of the armed forces about whom notification is to be made. In the case of a member who is unable to provide consent, information and consent may be provided by next of kin.".

(2) EFFECTIVE DATE.—The notification requirement under section 1074l(a) of title 10, United States Code, as added by

paragraph (1), shall apply beginning 60 days after the date of the enactment of this Act.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

"1074l. Notification to Congress of hospitalization of combat wounded members.".

SEC. 1618. COMPREHENSIVE PLAN ON PREVENTION, DIAGNOSIS, MITIGATION, TREATMENT, AND REHABILITATION OF, AND RESEARCH ON, TRAUMATIC BRAIN INJURY, POST-TRAUMATIC STRESS DISORDER, AND OTHER MENTAL HEALTH CONDITIONS IN MEMBERS OF THE ARMED FORCES.

(a) COMPREHENSIVE STATEMENT OF POLICY.—The Secretary of Defense and the Secretary of Veterans Affairs shall direct joint planning among the Department of Defense, the military departments, and the Department of Veterans Affairs for the prevention, diagnosis, mitigation, treatment, and rehabilitation of, and research on, traumatic brain injury, post-traumatic stress disorder, and other mental health conditions in members of the Armed Forces, including planning for the seamless transition of such members from care through the Department of Defense to care through the Department of Veterans Affairs.

(b) COMPREHENSIVE PLAN REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall, in consultation with the Secretary of Veterans Affairs, submit to the congressional defense committees a comprehensive plan for programs and activities of the Department of Defense to prevent, diagnose, mitigate, treat, research, and otherwise respond to traumatic brain injury, post-traumatic stress disorder, and other mental health conditions in members of the Armed Forces, including—

(1) an assessment of the current capabilities of the Department for the prevention, diagnosis, mitigation, treatment, and rehabilitation of, and research on, traumatic brain injury, post-traumatic stress disorder, and other mental health conditions in members of the Armed Forces;

(2) the identification of gaps in current capabilities of the Department for the prevention, diagnosis, mitigation, treatment, and rehabilitation of, and research on, traumatic brain injury, post-traumatic stress disorder, and other mental health conditions in members of the Armed Forces; and

(3) the identification of the resources required for the Department in fiscal years 2009 through 2013 to address the gaps in capabilities identified under paragraph (2).

(c) PROGRAM REQUIRED.—One of the programs contained in the comprehensive plan submitted under subsection (b) shall be a Department of Defense program, developed in collaboration with the Department of Veterans Affairs, under which each member of the Armed Forces who incurs a traumatic brain injury or post-traumatic stress disorder during service in the Armed Forces—

(1) is enrolled in the program; and

(2) receives treatment and rehabilitation meeting a standard of care such that each individual who qualifies for care under the program shall—

(A) be provided the highest quality, evidence-based care in facilities that most appropriately meet the specific needs of the individual; and

(B) be rehabilitated to the fullest extent possible using up-to-date evidence-based medical technology, and physical and medical rehabilitation practices and expertise.

(d) PROVISION OF INFORMATION REQUIRED.—The comprehensive plan submitted under subsection (b) shall require the provision of information by the Secretary of Defense to members of the Armed Forces with traumatic brain injury, post-traumatic stress disorder, or other mental health conditions and their families about their options with respect to the following:

(1) The receipt of medical and mental health care from the Department of Defense and the Department of Veterans Affairs.

(2) Additional options available to such members for treatment and rehabilitation of traumatic brain injury, post-traumatic stress disorder, and other mental health conditions.

(3) The options available, including obtaining a second opinion, to such members for a referral to an authorized provider under chapter 55 of title 10, United States Code, as determined under regulations prescribed by the Secretary of Defense.

(e) ADDITIONAL ELEMENTS OF PLAN.—The comprehensive plan submitted under subsection (b) shall include comprehensive proposals of the Department on the following:

(1) LEAD AGENT.—The designation by the Secretary of Defense of a lead agent or executive agent for the Department to coordinate development and implementation of the plan.

(2) DETECTION AND TREATMENT.—The improvement of methods and mechanisms for the detection and treatment of traumatic brain injury, post-traumatic stress disorder, and other mental health conditions in members of the Armed Forces in the field.

(3) REDUCTION OF PTSD.—The development of a plan for reducing post traumatic stress disorder, incorporating evidence-based preventive and early-intervention measures, practices, or procedures that reduce the likelihood that personnel in combat will develop post-traumatic stress disorder or other stress-related conditions (including substance abuse conditions) into—

(A) basic and pre-deployment training for enlisted members of the Armed Forces, noncommissioned officers, and officers;

(B) combat theater operations; and

(C) post-deployment service.

(4) RESEARCH.—Requirements for research on traumatic brain injury, post-traumatic stress disorder, and other mental health conditions including (in particular) research on pharmacological and other approaches to treatment for traumatic brain injury, post-traumatic stress disorder, or other mental health conditions, as applicable, and the allocation of priorities among such research.

(5) DIAGNOSTIC CRITERIA.—The development, adoption, and deployment of joint Department of Defense-Department of Veterans Affairs evidence-based diagnostic criteria for the detection and evaluation of the range of traumatic brain injury, post-traumatic stress disorder, and other mental health conditions in members of the Armed Forces, which criteria shall be employed uniformly across the military departments in all applicable circumstances, including provision of clinical care and as-

sessment of future deployability of members of the Armed Forces.

(6) ASSESSMENT.—The development and deployment of evidence-based means of assessing traumatic brain injury, post-traumatic stress disorder, and other mental health conditions in members of the Armed Forces, including a system of pre-deployment and post-deployment screenings of cognitive ability in members for the detection of cognitive impairment.

(7) MANAGING AND MONITORING.—The development and deployment of effective means of managing and monitoring members of the Armed Forces with traumatic brain injury, post-traumatic stress disorder, or other mental health conditions in the receipt of care for traumatic brain injury, post-traumatic stress disorder, or other mental health conditions, as applicable, including the monitoring and assessment of treatment and outcomes.

(8) EDUCATION AND AWARENESS.—The development and deployment of an education and awareness training initiative designed to reduce the negative stigma associated with traumatic brain injury, post-traumatic stress disorder, and other mental health conditions, and mental health treatment.

(9) EDUCATION AND OUTREACH.—The provision of education and outreach to families of members of the Armed Forces with traumatic brain injury, post-traumatic stress disorder, or other mental health conditions on a range of matters relating to traumatic brain injury, post-traumatic stress disorder, or other mental health conditions, as applicable, including detection, mitigation, and treatment.

(10) RECORDING OF BLASTS.—A requirement that exposure to a blast or blasts be recorded in the records of members of the Armed Forces.

(11) GUIDELINES FOR BLAST INJURIES.—The development of clinical practice guidelines for the diagnosis and treatment of blast injuries in members of the Armed Forces, including, but not limited to, traumatic brain injury.

(12) GENDER- AND ETHNIC GROUP-SPECIFIC SERVICES AND TREATMENT.—The development of requirements, as appropriate, for gender- and ethnic group-specific medical care services and treatment for members of the Armed Forces who experience mental health problems and conditions, including post-traumatic stress disorder, with specific regard to the availability of, access to, and research and development requirements of such needs.

(f) COORDINATION IN DEVELOPMENT.—The comprehensive plan submitted under subsection (b) shall be developed in coordination with the Secretary of the Army (who was designated by the Secretary of Defense as executive agent for the prevention, mitigation, and treatment of blast injuries under section 256 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3181; 10 U.S.C. 1071 note)).

Subtitle B—Centers of Excellence in the Prevention, Diagnosis, Mitigation, Treatment, and Rehabilitation of Traumatic Brain Injury, Post-Traumatic Stress Disorder, and Eye Injuries

SEC. 1621. CENTER OF EXCELLENCE IN THE PREVENTION, DIAGNOSIS, MITIGATION, TREATMENT, AND REHABILITATION OF TRAUMATIC BRAIN INJURY.

(a) IN GENERAL.—The Secretary of Defense shall establish within the Department of Defense a center of excellence in the prevention, diagnosis, mitigation, treatment, and rehabilitation of traumatic brain injury, including mild, moderate, and severe traumatic brain injury, to carry out the responsibilities specified in subsection (c).

(b) PARTNERSHIPS.—The Secretary shall ensure that the Center collaborates to the maximum extent practicable with the Department of Veterans Affairs, institutions of higher education, and other appropriate public and private entities (including international entities) to carry out the responsibilities specified in subsection (c).

(c) RESPONSIBILITIES.—The Center shall have responsibilities as follows:

(1) To implement the comprehensive plan and strategy for the Department of Defense, required by section 1618 of this Act, for the prevention, diagnosis, mitigation, treatment, and rehabilitation of traumatic brain injury, including research on gender and ethnic group-specific health needs related to traumatic brain injury.

(2) To provide for the development, testing, and dissemination within the Department of best practices for the treatment of traumatic brain injury.

(3) To provide guidance for the mental health system of the Department in determining the mental health and neurological health personnel required to provide quality mental health care for members of the Armed Forces with traumatic brain injury.

(4) To establish, implement, and oversee a comprehensive program to train mental health and neurological health professionals of the Department in the treatment of traumatic brain injury.

(5) To facilitate advancements in the study of the short-term and long-term psychological effects of traumatic brain injury.

(6) To disseminate within the military medical treatment facilities of the Department best practices for training mental health professionals, including neurological health professionals, with respect to traumatic brain injury.

(7) To conduct basic science and translational research on traumatic brain injury for the purposes of understanding the etiology of traumatic brain injury and developing preventive interventions and new treatments.

(8) To develop programs and outreach strategies for families of members of the Armed Forces with traumatic brain injury in order to mitigate the negative impacts of traumatic

brain injury on such family members and to support the recovery of such members from traumatic brain injury.

(9) To conduct research on the mental health needs of families of members of the Armed Forces with traumatic brain injury and develop protocols to address any needs identified through such research.

(10) To conduct longitudinal studies (using imaging technology and other proven research methods) on members of the Armed Forces with traumatic brain injury to identify early signs of Alzheimer's disease, Parkinson's disease, or other manifestations of neurodegeneration, as well as epilepsy, in such members, in coordination with the studies authorized by section 721 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2294) and other studies of the Department of Defense and the Department of Veterans Affairs that address the connection between exposure to combat and the development of Alzheimer's disease, Parkinson's disease, and other neurodegenerative disorders, as well as epilepsy.

(11) To develop and oversee a long-term plan to increase the number of mental health and neurological health professionals within the Department in order to facilitate the meeting by the Department of the needs of members of the Armed Forces with traumatic brain injury until their transition to care and treatment from the Department of Veterans Affairs.

(12) To develop a program on comprehensive pain management, including management of acute and chronic pain, to utilize current and develop new treatments for pain, and to identify and disseminate best practices on pain management related to traumatic brain injury.

(13) Such other responsibilities as the Secretary shall specify.

SEC. 1622. CENTER OF EXCELLENCE IN PREVENTION, DIAGNOSIS, MITIGATION, TREATMENT, AND REHABILITATION OF POST-TRAUMATIC STRESS DISORDER AND OTHER MENTAL HEALTH CONDITIONS.

(a) IN GENERAL.—The Secretary of Defense shall establish within the Department of Defense a center of excellence in the prevention, diagnosis, mitigation, treatment, and rehabilitation of post-traumatic stress disorder (PTSD) and other mental health conditions, including mild, moderate, and severe post-traumatic stress disorder and other mental health conditions, to carry out the responsibilities specified in subsection (c).

(b) PARTNERSHIPS.—The Secretary shall ensure that the center collaborates to the maximum extent practicable with the National Center on Post-Traumatic Stress Disorder of the Department of Veterans Affairs, institutions of higher education, and other appropriate public and private entities (including international entities) to carry out the responsibilities specified in subsection (c).

(c) RESPONSIBILITIES.—The center shall have responsibilities as follows:

(1) To implement the comprehensive plan and strategy for the Department of Defense, required by section 1618 of this Act, for the prevention, diagnosis, mitigation, treatment, and rehabilitation of post-traumatic stress disorder and other mental

health conditions, including research on gender- and ethnic group-specific health needs related to of post-traumatic stress disorder and other mental health conditions.

(2) To provide for the development, testing, and dissemination within the Department of best practices for the treatment of post-traumatic stress disorder.

(3) To provide guidance for the mental health system of the Department in determining the mental health and neurological health personnel required to provide quality mental health care for members of the Armed Forces with post-traumatic stress disorder and other mental health conditions.

(4) To establish, implement, and oversee a comprehensive program to train mental health and neurological health professionals of the Department in the treatment of post-traumatic stress disorder and other mental health conditions.

(5) To facilitate advancements in the study of the short-term and long-term psychological effects of post-traumatic stress disorder and other mental health conditions.

(6) To disseminate within the military medical treatment facilities of the Department best practices for training mental health professionals, including neurological health professionals, with respect to post-traumatic stress disorder and other mental health conditions.

(7) To conduct basic science and translational research on post-traumatic stress disorder for the purposes of understanding the etiology of post-traumatic stress disorder and developing preventive interventions and new treatments.

(8) To develop programs and outreach strategies for families of members of the Armed Forces with post-traumatic stress disorder and other mental health conditions in order to mitigate the negative impacts of post-traumatic stress disorder and other mental health conditions on such family members and to support the recovery of such members from post-traumatic stress disorder and other mental health conditions.

(9) To conduct research on the mental health needs of families of members of the Armed Forces with post-traumatic stress disorder and other mental health conditions and develop protocols to address any needs identified through such research.

(10) To develop and oversee a long-term plan to increase the number of mental health and neurological health professionals within the Department in order to facilitate the meeting by the Department of the needs of members of the Armed Forces with post-traumatic stress disorder and other mental health conditions until their transition to care and treatment from the Department of Veterans Affairs.

SEC. 1623. CENTER OF EXCELLENCE IN PREVENTION, DIAGNOSIS, MITIGATION, TREATMENT, AND REHABILITATION OF MILITARY EYE INJURIES.

(a) IN GENERAL.—The Secretary of Defense shall establish within the Department of Defense a center of excellence in the prevention, diagnosis, mitigation, treatment, and rehabilitation of military eye injuries to carry out the responsibilities specified in subsection (c).

(b) PARTNERSHIPS.—The Secretary shall ensure that the center collaborates to the maximum extent practicable with the Secretary

of Veterans Affairs, institutions of higher education, and other appropriate public and private entities (including international entities) to carry out the responsibilities specified in subsection (c).

(c) RESPONSIBILITIES.—

(1) IN GENERAL.—The center shall—

(A) implement a comprehensive plan and strategy for the Department of Defense, as developed by the Secretary of Defense, for a registry of information for the tracking of the diagnosis, surgical intervention or other operative procedure, other treatment, and follow up for each case of significant eye injury incurred by a member of the Armed Forces while serving on active duty;

(B) ensure the electronic exchange with the Secretary of Veterans Affairs of information obtained through tracking under subparagraph (A); and

(C) enable the Secretary of Veterans Affairs to access the registry and add information pertaining to additional treatments or surgical procedures and eventual visual outcomes for veterans who were entered into the registry and subsequently received treatment through the Veterans Health Administration.

(2) DESIGNATION OF REGISTRY.—The registry under this subsection shall be known as the "Military Eye Injury Registry" (hereinafter referred to as the "Registry").

(3) CONSULTATION IN DEVELOPMENT.—The center shall develop the Registry in consultation with the ophthalmological specialist personnel and optometric specialist personnel of the Department of Defense and the ophthalmological specialist personnel and optometric specialist personnel of the Department of Veterans Affairs. The mechanisms and procedures of the Registry shall reflect applicable expert research on military and other eye injuries.

(4) MECHANISMS.—The mechanisms of the Registry for tracking under paragraph (1)(A) shall ensure that each military medical treatment facility or other medical facility shall submit to the center for inclusion in the Registry information on the diagnosis, surgical intervention or other operative procedure, other treatment, and follow up for each case of eye injury described in that paragraph as follows (to the extent applicable):

(A) Not later than 30 days after surgery or other operative intervention, including a surgery or other operative intervention carried out as a result of a follow-up examination.

(B) Not later than 180 days after the significant eye injury is reported or recorded in the medical record.

(5) COORDINATION OF CARE AND BENEFITS.—(A) The center shall provide notice to the Blind Rehabilitation Service of the Department of Veterans Affairs and to the eye care services of the Veterans Health Administration on each member of the Armed Forces described in subparagraph (B) for purposes of ensuring the coordination of the provision of ongoing eye care and visual rehabilitation benefits and services by the Department of Veterans Affairs after the separation or release of such member from the Armed Forces.

(B) A member of the Armed Forces described in this subparagraph is a member of the Armed Forces as follows:

(i) A member with a significant eye injury incurred while serving on active duty, including a member with visual dysfunction related to traumatic brain injury.

(ii) A member with an eye injury incurred while serving on active duty who has a visual acuity of 20/200 or less in the injured eye.

(iii) A member with an eye injury incurred while serving on active duty who has a loss of peripheral vision resulting in twenty degrees or less of visual field in the injured eye.

(d) UTILIZATION OF REGISTRY INFORMATION.—The Secretary of Defense and the Secretary of Veterans Affairs shall jointly ensure that information in the Registry is available to appropriate ophthalmological and optometric personnel of the Department of Defense and the Department of Veterans Affairs for purposes of encouraging and facilitating the conduct of research, and the development of best practices and clinical education, on eye injuries incurred by members of the Armed Forces in combat.

(e) INCLUSION OF RECORDS OF OIF/OEF VETERANS.—The Secretary of Defense shall take appropriate actions to include in the Registry such records of members of the Armed Forces who incurred an eye injury while serving on active duty on or after September 11, 2001, but before the establishment of the Registry, as the Secretary considers appropriate for purposes of the Registry.

(d) TRAUMATIC BRAIN INJURY POST TRAUMATIC VISUAL SYNDROME.—In carrying out the program at Walter Reed Army Medical Center, District of Columbia, on traumatic brain injury post traumatic visual syndrome, the Secretary of Defense and the Department of Veterans Affairs shall jointly provide for the conduct of a cooperative program for members of the Armed Forces and veterans with traumatic brain injury by military medical treatment facilities of the Department of Defense and medical centers of the Department of Veterans Affairs selected for purposes of this subsection for purposes of vision screening, diagnosis, rehabilitative management, and vision research, including research on prevention, on visual dysfunction related to traumatic brain injury.

SEC. 1624. REPORT ON ESTABLISHMENT OF CENTERS OF EXCELLENCE.

(a) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report on—

(1) the establishment of the center of excellence in prevention, diagnosis, mitigation, treatment, and rehabilitation of traumatic brain injury under section 1621;

(2) the establishment of the center of excellence in prevention, diagnosis, mitigation, treatment, and rehabilitation of post-traumatic stress disorder and other mental health conditions under section 1622; and

(3) the establishment of the center of excellence in prevention, diagnosis, mitigation, treatment, and rehabilitation of military eye injuries under section 1623.

(b) MATTERS COVERED.—The report shall, for each such center—

(1) describe in detail the activities and proposed activities of such center; and

(2) assess the progress of such center in discharging the responsibilities of such center.

Subtitle C—Health Care Matters

SEC. 1631. MEDICAL CARE AND OTHER BENEFITS FOR MEMBERS AND FORMER MEMBERS OF THE ARMED FORCES WITH SEVERE INJURIES OR ILLNESSES.

(a) MEDICAL AND DENTAL CARE FOR FORMER MEMBERS.—

(1) IN GENERAL.—Effective as of the date of the enactment of this Act and subject to regulations prescribed by the Secretary of Defense, the Secretary may authorize that any former member of the Armed Forces with a serious injury or illness may receive the same medical and dental care as a member of the Armed Forces on active duty for medical and dental care not reasonably available to such former member in the Department of Veterans Affairs.

(2) SUNSET.—The Secretary of Defense may not provide medical or dental care to a former member of the Armed Forces under this subsection after December 31, 2012, if the Secretary has not provided medical or dental care to the former member under this subsection before that date.

(b) REHABILITATION AND VOCATIONAL BENEFITS.—

(1) IN GENERAL.—Effective as of the date of the enactment of this Act, a member of the Armed Forces with a severe injury or illness is entitled to such benefits (including rehabilitation and vocational benefits, but not including compensation) from the Secretary of Veterans Affairs to facilitate the recovery and rehabilitation of such member as the Secretary otherwise provides to veterans of the Armed Forces receiving medical care in medical facilities of the Department of Veterans Affairs facilities in order to facilitate the recovery and rehabilitation of such members.

(2) SUNSET.—The Secretary of Veterans Affairs may not provide benefits to a member of the Armed Forces under this subsection after December 31, 2012, if the Secretary has not provided benefits to the member under this subsection before that date.

SEC. 1632. REIMBURSEMENT OF TRAVEL EXPENSES OF RETIRED MEMBERS WITH COMBAT-RELATED DISABILITIES FOR FOLLOW-ON SPECIALTY CARE, SERVICES, AND SUPPLIES.

(a) TRAVEL.—Section 1074i of title 10, United States Code, is amended—

(1) by redesignating subsection (b) as subsection (c); and

(2) by inserting after subsection (a) the following new subsection (b):

"(b) OUTREACH PROGRAM AND TRAVEL REIMBURSEMENT FOR FOLLOW-ON SPECIALTY CARE AND RELATED SERVICES.—The Secretary concerned shall ensure that an outreach program is implemented for each member of the uniformed services who incurred a combat-related disability and is entitled to retired or retainer pay, or equivalent pay, so that—

"(1) the progress of the member is closely monitored; and

"(2) the member receives the travel reimbursement authorized by subsection (a) whenever the member requires follow-on specialty care, services, or supplies.".

(b) COMBAT-RELATED DISABILITY DEFINED.—Subsection (c) of such section, as redesignated by subsection (a)(1), is amended by adding at the end the following new paragraph:

"(3) The term 'combat-related disability' has the meaning given that term in section 1413a of this title.".

(c) EFFECTIVE DATE.—Subsection (b) of section 1074i of title 10, United States Code, as added by subsection (a)(2), shall apply with respect to travel described in subsection (a) of such section that occurs on or after January 1, 2008, for follow-on specialty care, services, or supplies.

SEC. 1633. RESPITE CARE AND OTHER EXTENDED CARE BENEFITS FOR MEMBERS OF THE UNIFORMED SERVICES WHO INCUR A SERIOUS INJURY OR ILLNESS ON ACTIVE DUTY.

(a) IN GENERAL.—Section 1074(c) of title 10, United States Code, is amended by adding at the end the following new paragraph:

"(4)(A) Subject to such terms and conditions as the Secretary of Defense considers appropriate, coverage comparable to that provided by the Secretary under subsections (d) and (e) of section 1079 of this title shall be provided under this subsection to members of the uniformed services who incur a serious injury or illness on active duty as defined by regulations prescribed by the Secretary.

"(B) The Secretary of Defense shall prescribe in regulations—

"(i) the individuals who shall be treated as the primary caregivers of a member of the uniformed services for purposes of this paragraph; and

"(ii) the definition of serious injury or illness for the purposes of this paragraph.".

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on January 1, 2008.

SEC. 1634. REPORTS.

(a) REPORTS ON IMPLEMENTATION OF CERTAIN REQUIREMENTS.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report describing the progress in implementing the requirements as follows:

(1) The requirements of section 721 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2294), relating to a longitudinal study on traumatic brain injury incurred by members of the Armed Forces in Operation Iraqi Freedom and Operation Enduring Freedom.

(2) The requirements of section 741 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (120 Stat. 2304), relating to pilot projects on early diagnosis and treatment of post-traumatic stress disorder and other mental health conditions.

(b) ANNUAL REPORTS ON EXPENDITURES FOR ACTIVITIES ON TBI AND PTSD.—

(1) REPORTS REQUIRED.—Not later than March 1, 2008, and each year thereafter through 2013, the Secretary of Defense shall submit to the congressional defense committees a report

setting forth the amounts expended by the Department of Defense during the preceding calendar year on activities described in paragraph (2), including the amount allocated during such calendar year to the Defense and Veterans Brain Injury Center of the Department.

(2) COVERED ACTIVITIES.—The activities described in this paragraph are activities as follows:

(A) Activities relating to the improved diagnosis, treatment, and rehabilitation of members of the Armed Forces with traumatic brain injury (TBI).

(B) Activities relating to the improved diagnosis, treatment, and rehabilitation of members of the Armed Forces with post-traumatic stress disorder (PTSD).

(3) ELEMENTS.—Each report under paragraph (1) shall include—

(A) a description of the amounts expended as described in that paragraph, including a description of the activities for which expended;

(B) a description and assessment of the outcome of such activities;

(C) a statement of priorities of the Department in activities relating to the prevention, diagnosis, research, treatment, and rehabilitation of traumatic brain injury in members of the Armed Forces during the year in which such report is submitted and in future calendar years;

(D) a statement of priorities of the Department in activities relating to the prevention, diagnosis, research, treatment, and rehabilitation of post-traumatic stress disorder and other mental health conditions in members of the Armed Forces during the year in which such report is submitted and in future calendar years; and

(E) an assessment of the progress made toward achieving the priorities stated in subparagraphs (C) and (D) in the report under paragraph (1) in the previous year, and a description of any actions planned during the year in which such report is submitted to achieve any unfulfilled priorities during such year.

SEC. 1635. FULLY INTEROPERABLE ELECTRONIC PERSONAL HEALTH INFORMATION FOR THE DEPARTMENT OF DEFENSE AND DEPARTMENT OF VETERANS AFFAIRS.

(a) IN GENERAL.—The Secretary of Defense and the Secretary of Veterans Affairs shall jointly—

(1) develop and implement electronic health record systems or capabilities that allow for full interoperability of personal health care information between the Department of Defense and the Department of Veterans Affairs; and

(2) accelerate the exchange of health care information between the Department of Defense and the Department of Veterans Affairs in order to support the delivery of health care by both Departments.

(b) DEPARTMENT OF DEFENSE-DEPARTMENT OF VETERANS AFFAIRS INTERAGENCY PROGRAM OFFICE.—

(1) IN GENERAL.—There is hereby established an interagency program office of the Department of Defense and the De-

partment of Veterans Affairs (in this section referred to as the "Office") for the purposes described in paragraph (2).

(2) PURPOSES.—The purposes of the Office shall be as follows:

(A) To act as a single point of accountability for the Department of Defense and the Department of Veterans Affairs in the rapid development and implementation of electronic health record systems or capabilities that allow for full interoperability of personal health care information between the Department of Defense and the Department of Veterans Affairs.

(B) To accelerate the exchange of health care information between the Department of Defense and the Department of Veterans Affairs in order to support the delivery of health care by both Departments.

(c) LEADERSHIP.—

(1) DIRECTOR.—The Director of the Office shall be the head of the Office.

(2) DEPUTY DIRECTOR.—The Deputy Director of the Office shall be the deputy head of the Office and shall assist the Director in carrying out the duties of the Director.

(3) APPOINTMENTS.—(A) The Director shall be appointed by the Secretary of Defense, with the concurrence of the Secretary of Veterans Affairs, from among persons who are qualified to direct the development, acquisition, and integration of major information technology capabilities.

(B) The Deputy Director shall be appointed by the Secretary of Veterans Affairs, with the concurrence of the Secretary of Defense, from among employees of the Department of Defense and the Department of Veterans Affairs in the Senior Executive Service who are qualified to direct the development, acquisition, and integration of major information technology capabilities.

(4) ADDITIONAL GUIDANCE.—In addition to the direction, supervision, and control provided by the Secretary of Defense and the Secretary of Veterans Affairs, the Office shall also receive guidance from the Department of Veterans Affairs-Department of Defense Joint Executive Committee under section 320 of title 38, United States Code, in the discharge of the functions of the Office under this section.

(5) TESTIMONY.—Upon request by any of the appropriate committees of Congress, the Director and the Deputy Director shall testify before such committee regarding the discharge of the functions of the Office under this section.

(d) FUNCTION.—The function of the Office shall be to implement, by not later than September 30, 2009, electronic health record systems or capabilities that allow for full interoperability of personal health care information between the Department of Defense and the Department of Veterans Affairs, which health records shall comply with applicable interoperability standards, implementation specifications, and certification criteria (including for the reporting of quality measures) of the Federal Government.

(e) SCHEDULES AND BENCHMARKS.—Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense and the Secretary of Veterans Affairs shall jointly establish a sched-

ule and benchmarks for the discharge by the Office of its function under this section, including each of the following:

(1) A schedule for the establishment of the Office.

(2) A schedule and deadline for the establishment of the requirements for electronic health record systems or capabilities described in subsection (d), including coordination with the Office of the National Coordinator for Health Information Technology in the development of a nationwide interoperable health information technology infrastructure.

(3) A schedule and associated deadlines for any acquisition and testing required in the implementation of electronic health record systems or capabilities that allow for full interoperability of personal health care information between the Department of Defense and the Department of Veterans Affairs.

(4) A schedule and associated deadlines and requirements for the implementation of electronic health record systems or capabilities that allow for full interoperability of personal health care information between the Department of Defense and the Department of Veterans Affairs.

(f) PILOT PROJECTS.—

(1) AUTHORITY.—In order to assist the Office in the discharge of its function under this section, the Secretary of Defense and the Secretary of Veterans Affairs may, acting jointly, carry out one or more pilot projects to assess the feasibility and advisability of various technological approaches to the achievement of the electronic health record systems or capabilities described in subsection (d).

(2) SHARING OF PROTECTED HEALTH INFORMATION.—For purposes of each pilot project carried out under this subsection, the Secretary of Defense and the Secretary of Veterans Affairs shall, for purposes of the regulations promulgated under section 264(c) of the Health Insurance Portability and Accountability Act of 1996 (42 U.S.C. 1320d–2 note), ensure the effective sharing of protected health information between the health care system of the Department of Defense and the health care system of the Department of Veterans Affairs as needed to provide all health care services and other benefits allowed by law.

(g) STAFF AND OTHER RESOURCES.—

(1) IN GENERAL.—The Secretary of Defense and the Secretary of Veterans Affairs shall assign to the Office such personnel and other resources of the Department of Defense and the Department of Veterans Affairs as are required for the discharge of its function under this section.

(2) ADDITIONAL SERVICES.—Subject to the approval of the Secretary of Defense and the Secretary of Veterans Affairs, the Director may utilize the services of private individuals and entities as consultants to the Office in the discharge of its function under this section. Amounts available to the Office shall be available for payment for such services.

(h) ANNUAL REPORTS.—

(1) IN GENERAL.—Not later than January 1, 2009, and each year thereafter through 2014, the Director shall submit to the Secretary of Defense and the Secretary of Veterans Affairs, and to the appropriate committees of Congress, a report on the activities of the Office during the preceding calendar year. Each

report shall include, for the year covered by such report, the following:

(A) A detailed description of the activities of the Office, including a detailed description of the amounts expended and the purposes for which expended.

(B) An assessment of the progress made by the Department of Defense and the Department of Veterans Affairs in the full implementation of electronic health record systems or capabilities described in subsection (d).

(2) AVAILABILITY TO PUBLIC.—The Secretary of Defense and the Secretary of Veterans Affairs shall make available to the public each report submitted under paragraph (1), including by posting such report on the Internet website of the Department of Defense and the Department of Veterans Affairs, respectively, that is available to the public.

(i) COMPTROLLER GENERAL ASSESSMENT OF IMPLEMENTATION.—Not later than six months after the date of the enactment of this Act and every six months thereafter until the completion of the implementation of electronic health record systems or capabilities described in subsection (d), the Comptroller General of the United States shall submit to the appropriate committees of Congress a report setting forth the assessment of the Comptroller General of the progress of the Department of Defense and the Department of Veterans Affairs in implementing electronic health record systems or capabilities described in subsection (d).

SEC. 1636. ENHANCED PERSONNEL AUTHORITIES FOR THE DEPARTMENT OF DEFENSE FOR HEALTH CARE PROFESSIONALS FOR CARE AND TREATMENT OF WOUNDED AND INJURED MEMBERS OF THE ARMED FORCES.

(a) IN GENERAL.—Section 1599c of title 10, United States Code, is amended to read as follows:

"§ 1599c. Health care professionals: enhanced appointment and compensation authority for personnel for care and treatment of wounded and injured members of the armed forces

"(a) IN GENERAL.—The Secretary of Defense may, at the discretion of the Secretary, exercise any authority for the appointment and pay of health care personnel under chapter 74 of title 38 for purposes of the recruitment, employment, and retention of civilian health care professionals for the Department of Defense if the Secretary determines that the exercise of such authority is necessary in order to provide or enhance the capacity of the Department to provide care and treatment for members of the armed forces who are wounded or injured on active duty in the armed forces and to support the ongoing patient care and medical readiness, education, and training requirements of the Department of Defense.

"(b) RECRUITMENT OF PERSONNEL.—(1) The Secretaries of the military departments shall each develop and implement a strategy to disseminate among appropriate personnel of the military departments authorities and best practices for the recruitment of medical and health professionals, including the authorities under subsection (a).

"(2) Each strategy under paragraph (1) shall—

"(A) assess current recruitment policies, procedures, and practices of the military department concerned to assure that such strategy facilitates the implementation of efficiencies which reduce the time required to fill vacant positions for medical and health professionals; and

"(B) clearly identify processes and actions that will be used to inform and educate military and civilian personnel responsible for the recruitment of medical and health professionals.

"(c) TERMINATION OF AUTHORITY.—The authority of the Secretary of Defense to exercise authorities available under chapter 74 of title 38 for purposes of the recruitment, employment, and retention of civilian health care professionals for the Department of Defense expires September 30, 2010.".

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 81 of such title is amended by striking the item relating to section 1599c and inserting the following new item:

"1599c. Health care professionals: enhanced appointment and compensation authority for personnel for care and treatment of wounded and injured members of the armed forces.".

(c) REPORTS ON STRATEGIES ON RECRUITMENT OF MEDICAL AND HEALTH PROFESSIONALS.—Not later than six months after the date of the enactment of this Act, each Secretary of a military department shall submit to the congressional defense committees a report setting forth the strategy developed by such Secretary under section 1599c(b) of title 10, United States Code, as added by subsection (a).

SEC. 1637. CONTINUATION OF TRANSITIONAL HEALTH BENEFITS FOR MEMBERS OF THE ARMED FORCES PENDING RESOLUTION OF SERVICE-RELATED MEDICAL CONDITIONS.

Section 1145(a) of title 10, United States Code, is amended—

(1) in paragraph (3), by striking "Transitional health care" and inserting "Except as provided in paragraph (6), transitional health care"; and

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

"(6)(A) A member who has a medical condition relating to service on active duty that warrants further medical care that has been identified during the member's 180-day transition period, which condition can be resolved within 180 days as determined by a Department of Defense physician, shall be entitled to receive medical and dental care for that medical condition, and that medical condition only, as if the member were a member of the armed forces on active duty for 180 days following the diagnosis of the condition.

"(B) The Secretary concerned shall ensure that the Defense Enrollment and Eligibility Reporting System (DEERS) is continually updated in order to reflect the continuing entitlement of members covered by subparagraph (A) to the medical and dental care referred to in that subparagraph.".

Subtitle D—Disability Matters

SEC. 1641. UTILIZATION OF VETERANS' PRESUMPTION OF SOUND CONDITION IN ESTABLISHING ELIGIBILITY OF MEMBERS OF THE ARMED FORCES FOR RETIREMENT FOR DISABILITY.

(a) RETIREMENT OF REGULARS AND MEMBERS ON ACTIVE DUTY FOR MORE THAN 30 DAYS.—Clause (i) of section 1201(b)(3)(B) of title 10, United States Code, is amended to read as follows:

"(i) the member has six months or more of active military service and the disability was not noted at the time of the member's entrance on active duty (unless compelling evidence or medical judgment is such to warrant a finding that the disability existed before the member's entrance on active duty);".

(b) SEPARATION OF REGULARS AND MEMBERS ON ACTIVE DUTY FOR MORE THAN 30 DAYS.—Section 1203(b)(4)(B) of such title is amended by striking "and the member has at least eight years of service computed under section 1208 of this title" and inserting ", the member has six months or more of active military service, and the disability was not noted at the time of the member's entrance on active duty (unless evidence or medical judgment is such to warrant a finding that the disability existed before the member's entrance on active duty)".

SEC. 1642. REQUIREMENTS AND LIMITATIONS ON DEPARTMENT OF DEFENSE DETERMINATIONS OF DISABILITY WITH RESPECT TO MEMBERS OF THE ARMED FORCES.

(a) IN GENERAL.—Chapter 61 of title 10, United States Code, is amended by inserting after section 1216 the following new section:

"§ 1216a. Determinations of disability: requirements and limitations on determinations

"(a) UTILIZATION OF VA SCHEDULE FOR RATING DISABILITIES IN DETERMINATIONS OF DISABILITY.—(1) In making a determination of disability of a member of the armed forces for purposes of this chapter, the Secretary concerned—

"(A) shall, to the extent feasible, utilize the schedule for rating disabilities in use by the Department of Veterans Affairs, including any applicable interpretation of the schedule by the United States Court of Appeals for Veterans Claims; and

"(B) except as provided in paragraph (2), may not deviate from the schedule or any such interpretation of the schedule.

"(2) In making a determination described in paragraph (1), the Secretary concerned may utilize in lieu of the schedule described in that paragraph such criteria as the Secretary of Defense and the Secretary of Veterans Affairs may jointly prescribe for purposes of this subsection if the utilization of such criteria will result in a determination of a greater percentage of disability than would be otherwise determined through the utilization of the schedule.

"(b) CONSIDERATION OF ALL MEDICAL CONDITIONS.—In making a determination of the rating of disability of a member of the armed forces for purposes of this chapter, the Secretary concerned shall take into account all medical conditions, whether individually or collectively, that render the member unfit to perform the duties of the member's office, grade, rank, or rating.".

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 61 of such title is amended by inserting after the item relating to section 1216 the following new item:

"1216a. Determinations of disability: requirements and limitations on determinations.".

SEC. 1643. REVIEW OF SEPARATION OF MEMBERS OF THE ARMED FORCES SEPARATED FROM SERVICE WITH A DISABILITY RATING OF 20 PERCENT DISABLED OR LESS.

(a) BOARD REQUIRED.—

(1) IN GENERAL.—Chapter 79 of title 10, United States Code, is amended by inserting after section 1554 the following new section:

"§ 1554a. Review of separation with disability rating of 20 percent disabled or less

"(a) IN GENERAL.—(1) The Secretary of Defense shall establish within the Office of the Secretary of Defense a board of review to review the disability determinations of covered individuals by Physical Evaluation Boards. The board shall be known as the 'Physical Disability Board of Review'.

"(2) The Physical Disability Board of Review shall consist of not less than three members appointed by the Secretary.

"(b) COVERED INDIVIDUALS.—For purposes of this section, covered individuals are members and former members of the armed forces who, during the period beginning on September 11, 2001, and ending on December 31, 2009—

"(1) are separated from the armed forces due to unfitness for duty due to a medical condition with a disability rating of 20 percent disabled or less; and

"(2) are found to be not eligible for retirement.

"(c) REVIEW.—(1) Upon the request of a covered individual, or a surviving spouse, next of kin, or legal representative of a covered individual, the Physical Disability Board of Review shall review the findings and decisions of the Physical Evaluation Board with respect to such covered individual. Subject to paragraph (3), upon its own motion, the Physical Disability Board of Review may review the findings and decisions of the Physical Evaluation Board with respect to a covered individual.

"(2) The review by the Physical Disability Board of Review under paragraph (1) shall be based on the records of the armed force concerned and such other evidence as may be presented to the Physical Disability Board of Review. A witness may present evidence to the Board by affidavit or by any other means considered acceptable by the Secretary of Defense.

"(3) If the Physical Disability Board of Review proposes to review, upon its own motion, the findings and decisions of the Physical Evaluation Board with respect to a covered individual, the Physical Disability Board of Review shall notify the covered individual, or a surviving spouse, next of kin, or legal representative of the covered individual, of the proposed review and obtain the consent of the covered individual or a surviving spouse, next of kin, or legal representative of the covered individual before proceeding with the review.

"(4) With respect to any review by the Physical Disability Board of Review of the findings and decisions of the Physical Evaluation Board with respect to a covered individual, whether initiated at the request of the covered individual or a surviving spouse, next of kin, or legal representative of the covered individual or initiated by the Physical Disability Board of Review, the Physical Disability Board of Review shall notify the covered individual or a surviving spouse, next of kin, or legal representative of the covered individual that, as a result of the request or consent, the covered individual or a surviving spouse, next of kin, or legal representative of the covered indi-

vidual may not seek relief from the Board for Correction of Military Records operated by the Secretary concerned.

"(d) AUTHORIZED RECOMMENDATIONS.—The Physical Disability Board of Review may, as a result of its findings under a review under subsection (c), recommend to the Secretary concerned the following (as applicable) with respect to a covered individual:

"(1) No recharacterization of the separation of such individual or modification of the disability rating previously assigned such individual.

"(2) The recharacterization of the separation of such individual to retirement for disability.

"(3) The modification of the disability rating previously assigned such individual by the Physical Evaluation Board concerned, which modified disability rating may not be a reduction of the disability rating previously assigned such individual by that Physical Evaluation Board.

"(4) The issuance of a new disability rating for such individual.

"(e) CORRECTION OF MILITARY RECORDS.—(1) The Secretary concerned may correct the military records of a covered individual in accordance with a recommendation made by the Physical Disability Board of Review under subsection (d). Any such correction may be made effective as of the effective date of the action taken on the report of the Physical Evaluation Board to which such recommendation relates.

"(2) In the case of a member previously separated pursuant to the findings and decision of a Physical Evaluation Board together with a lump-sum or other payment of back pay and allowances at separation, the amount of pay or other monetary benefits to which such member would be entitled based on the member's military record as corrected shall be reduced to take into account receipt of such lump-sum or other payment in such manner as the Secretary of Defense considers appropriate.

"(3) If the Physical Disability Board of Review makes a recommendation not to correct the military records of a covered individual, the action taken on the report of the Physical Evaluation Board to which such recommendation relates shall be treated as final as of the date of such action.

"(f) REGULATIONS.—(1) This section shall be carried out in accordance with regulations prescribed by the Secretary of Defense.

"(2) The regulations under paragraph (1) shall specify reasonable deadlines for the performance of reviews required by this section.

"(3) The regulations under paragraph (1) shall specify the effect of a determination or pending determination of a Physical Evaluation Board on considerations by boards for correction of military records under section 1552 of this title.".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 79 of such title is amended by inserting after the item relating to section 1554 the following new item:

"1554a. Review of separation with disability rating of 20 percent disabled or less.".

(b) IMPLEMENTATION.—The Secretary of Defense shall establish the board of review required by section 1554a of title 10, United States Code (as added by subsection (a)), and prescribe the regula-

tions required by such section, not later than 90 days after the date of the enactment of this Act.

SEC. 1644. AUTHORIZATION OF PILOT PROGRAMS TO IMPROVE THE DISABILITY EVALUATION SYSTEM FOR MEMBERS OF THE ARMED FORCES.

(a) PILOT PROGRAMS.—

(1) PROGRAMS AUTHORIZED.—For the purposes set forth in subsection (c), the Secretary of Defense may establish and conduct pilot programs with respect to the system of the Department of Defense for the evaluation of the disabilities of members of the Armed Forces who are being separated or retired from the Armed Forces for disability under chapter 61 of title 10, United States Code (in this section referred to as the "disability evaluation system").

(2) TYPES OF PILOT PROGRAMS.—In carrying out this section, the Secretary of Defense may conduct one or more of the pilot programs described in paragraphs (1) through (3) of subsection (b) or such other pilot programs as the Secretary of Defense considers appropriate.

(3) CONSULTATION.—In establishing and conducting any pilot program under this section, the Secretary of Defense shall consult with the Secretary of Veterans Affairs.

(b) SCOPE OF PILOT PROGRAMS.—

(1) DISABILITY DETERMINATIONS BY DOD UTILIZING VA ASSIGNED DISABILITY RATING.—Under one of the pilot programs authorized by subsection (a), for purposes of making a determination of disability of a member of the Armed Forces under section 1201(b) of title 10, United States Code, for the retirement, separation, or placement of the member on the temporary disability retired list under chapter 61 of such title, upon a determination by the Secretary of the military department concerned that the member is unfit to perform the duties of the member's office, grade, rank, or rating because of a physical disability as described in section 1201(a) of such title—

(A) the Secretary of Veterans Affairs may—

(i) conduct an evaluation of the member for physical disability; and

(ii) assign the member a rating of disability in accordance with the schedule for rating disabilities utilized by the Secretary of Veterans Affairs based on all medical conditions (whether individually or collectively) that render the member unfit for duty; and

(B) the Secretary of the military department concerned may make the determination of disability regarding the member utilizing the rating of disability assigned under subparagraph (A)(ii).

(2) DISABILITY DETERMINATIONS UTILIZING JOINT DOD/VA ASSIGNED DISABILITY RATING.—Under one of the pilot programs authorized by subsection (a), in making a determination of disability of a member of the Armed Forces under section 1201(b) of title 10, United States Code, for the retirement, separation, or placement of the member on the temporary disability retired list under chapter 61 of such title, the Secretary of the military department concerned may, upon determining that the member is unfit to perform the duties of the member's office, grade,

rank, or rating because of a physical disability as described in section 1201(a) of such title—

(A) provide for the joint evaluation of the member for disability by the Secretary of the military department concerned and the Secretary of Veterans Affairs, including the assignment of a rating of disability for the member in accordance with the schedule for rating disabilities utilized by the Secretary of Veterans Affairs based on all medical conditions (whether individually or collectively) that render the member unfit for duty; and

(B) make the determination of disability regarding the member utilizing the rating of disability assigned under subparagraph (A).

(3) ELECTRONIC CLEARING HOUSE.—Under one of the pilot programs authorized by subsection (a), the Secretary of Defense may establish and operate a single Internet website for the disability evaluation system of the Department of Defense that enables participating members of the Armed Forces to fully utilize such system through the Internet, with such Internet website to include the following:

(A) The availability of any forms required for the utilization of the disability evaluation system by members of the Armed Forces under the system.

(B) Secure mechanisms for the submission of such forms by members of the Armed Forces under the system, and for the tracking of the acceptance and review of any forms so submitted.

(C) Secure mechanisms for advising members of the Armed Forces under the system of any additional information, forms, or other items that are required for the acceptance and review of any forms so submitted.

(D) The continuous availability of assistance to members of the Armed Forces under the system (including assistance through the caseworkers assigned to such members of the Armed Forces) in submitting and tracking such forms, including assistance in obtaining information, forms, or other items described by subparagraph (C).

(E) Secure mechanisms to request and receive personnel files or other personnel records of members of the Armed Forces under the system that are required for submission under the disability evaluation system, including the capability to track requests for such files or records and to determine the status of such requests and of responses to such requests.

(4) OTHER PILOT PROGRAMS.—The pilot programs authorized by subsection (a) may also provide for the development, evaluation, and identification of such practices and procedures under the disability evaluation system as the Secretary considers appropriate for purposes set forth in subsection (c).

(c) PURPOSES.—A pilot program established under subsection (a) may have one or more of the following purposes:

(1) To provide for the development, evaluation, and identification of revised and improved practices and procedures under the disability evaluation system in order to—

(A) reduce the processing time under the disability evaluation system of members of the Armed Forces who are likely to be retired or separated for disability, and who have not requested continuation on active duty, including, in particular, members who are severely wounded;

(B) identify and implement or seek the modification of statutory or administrative policies and requirements applicable to the disability evaluation system that—

(i) are unnecessary or contrary to applicable best practices of civilian employers and civilian healthcare systems; or

(ii) otherwise result in hardship, arbitrary, or inconsistent outcomes for members of the Armed Forces, or unwarranted inefficiencies and delays;

(C) eliminate material variations in policies, interpretations, and overall performance standards among the military departments under the disability evaluation system; and

(D) determine whether it enhances the capability of the Department of Veterans Affairs to receive and determine claims from members of the Armed Forces for compensation, pension, hospitalization, or other veterans benefits.

(2) In conjunction with the findings and recommendations of applicable Presidential and Department of Defense study groups, to provide for the eventual development of revised and improved practices and procedures for the disability evaluation system in order to achieve the objectives set forth in paragraph (1).

(d) UTILIZATION OF RESULTS IN UPDATES OF COMPREHENSIVE POLICY ON CARE, MANAGEMENT, AND TRANSITION OF RECOVERING SERVICE MEMBERS.—The Secretary of Defense and the Secretary of Veterans Affairs, acting jointly, may incorporate responses to any findings and recommendations arising under the pilot programs conducted under subsection (a) in updating the comprehensive policy on the care and management of covered service members under section 1611(a)(4).

(e) CONSTRUCTION WITH OTHER AUTHORITIES.—

(1) IN GENERAL.—Subject to paragraph (2), in carrying out a pilot program under subsection (a)—

(A) the rules and regulations of the Department of Defense and the Department of Veterans Affairs relating to methods of determining fitness or unfitness for duty and disability ratings for members of the Armed Forces shall apply to the pilot program only to the extent provided in the report on the pilot program under subsection (g)(1); and

(B) the Secretary of Defense and the Secretary of Veterans Affairs may waive any provision of title 10, 37, or 38, United States Code, relating to methods of determining fitness or unfitness for duty and disability ratings for members of the Armed Forces if the Secretaries determine in writing that the application of such provision would be inconsistent with the purpose of the pilot program.

(2) LIMITATION.—Nothing in paragraph (1) shall be construed to authorize the waiver of any provision of section 1216a

of title 10, United States Code, as added by section 1642 of this Act.

(f) DURATION.—Each pilot program conducted under subsection (a) shall be completed not later than one year after the date of the commencement of such pilot program under that subsection.

(g) REPORTS.—

(1) INITIAL REPORT.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the appropriate committees of Congress a report on each pilot program that has been commenced as of that date under subsection (a). The report shall include—

(A) a description of the scope and objectives of the pilot program;

(B) a description of the methodology to be used under the pilot program to ensure rapid identification under such pilot program of revised or improved practices under the disability evaluation system in order to achieve the objectives set forth in subsection (c)(1); and

(C) a statement of any provision described in subsection (e)(1)(B) that will not apply to the pilot program by reason of a waiver under that subsection.

(2) INTERIM REPORT.—Not later than 180 days after the date of the submittal of the report required by paragraph (1) with respect to a pilot program, the Secretary shall submit to the appropriate committees of Congress a report describing the current status of the pilot program.

(3) FINAL REPORT.—Not later than 90 days after the completion of all of the pilot programs conducted under subsection (a), the Secretary shall submit to the appropriate committees of Congress a report setting forth a final evaluation and assessment of the pilot programs. The report shall include such recommendations for legislative or administrative action as the Secretary considers appropriate in light of such pilot programs.

SEC. 1645. REPORTS ON ARMY ACTION PLAN IN RESPONSE TO DEFICIENCIES IN THE ARMY PHYSICAL DISABILITY EVALUATION SYSTEM.

(a) REPORTS REQUIRED.—Not later than June 1, 2008, and June 1, 2009, the Secretary of Defense shall submit to the congressional defense committees a report on the implementation of corrective measures by the Department of Defense with respect to the Physical Disability Evaluation System (PDES) in response to the following:

(1) The report of the Inspector General of the Army on that system of March 6, 2007.

(2) The report of the Independent Review Group on Rehabilitation Care and Administrative Processes at Walter Reed Army Medical Center and National Naval Medical Center.

(3) The report of the Department of Veterans Affairs Task Force on Returning Global War on Terror Heroes.

(b) ELEMENTS OF REPORT.—Each report under subsection (a) shall include current information on the following:

(1) The total number of cases, and the number of cases involving combat disabled service members, pending resolution before the Medical and Physical Disability Evaluation Boards of the Army, including information on the number of members

of the Army who have been in a medical hold or holdover status for more than each of 100, 200, and 300 days.

(2) The status of the implementation of modifications to disability evaluation processes of the Department of Defense in response to the following:

(A) The report of the Inspector General on such processes dated March 6, 2007.

(B) The report of the Independent Review Group on Rehabilitation Care and Administrative Processes at Walter Reed Army Medical Center and National Naval Medical Center.

(C) The report of the Department of Veterans Affairs Task Force on Returning Global War on Terror Heroes.

(c) POSTING ON INTERNET.—Not later than 24 hours after submitting a report under subsection (a), the Secretary shall post such report on the Internet website of the Department of Defense that is available to the public.

SEC. 1646. ENHANCEMENT OF DISABILITY SEVERANCE PAY FOR MEMBERS OF THE ARMED FORCES.

(a) IN GENERAL.—Section 1212 of title 10, United States Code, is amended—

(1) in subsection (a)(1), by striking "his years of service, but not more than 12, computed under section 1208 of this title" in the matter preceding subparagraph (A) and inserting "the member's years of service computed under section 1208 of this title (subject to the minimum and maximum years of service provided for in subsection (c))";

(2) by redesignating subsection (c) as subsection (d); and

(3) by inserting after subsection (b) the following new subsection (c):

"(c)(1) The minimum years of service of a member for purposes of subsection (a)(1) shall be as follows:

"(A) Six years in the case of a member separated from the armed forces for a disability incurred in line of duty in a combat zone (as designated by the Secretary of Defense for purposes of this subsection) or incurred during the performance of duty in combat-related operations as designated by the Secretary of Defense.

"(B) Three years in the case of any other member.

"(2) The maximum years of service of a member for purposes of subsection (a)(1) shall be 19 years.".

(b) NO DEDUCTION FROM COMPENSATION OF SEVERANCE PAY FOR DISABILITIES INCURRED IN COMBAT ZONES.—Subsection (d) of such section, as redesignated by subsection (a)(2) of this section, is further amended—

(1) by inserting "(1)" after "(d)";

(2) by striking the second sentence; and

(3) by adding at the end the following new paragraphs:

"(2) No deduction may be made under paragraph (1) in the case of disability severance pay received by a member for a disability incurred in line of duty in a combat zone or incurred during performance of duty in combat-related operations as designated by the Secretary of Defense.

"(3) No deduction may be made under paragraph (1) from any death compensation to which a member's dependents become entitled after the member's death.".

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act, and shall apply with respect to members of the Armed Forces separated from the Armed Forces under chapter 61 of title 10, United States Code, on or after that date.

SEC. 1647. ASSESSMENTS OF CONTINUING UTILITY AND FUTURE ROLE OF TEMPORARY DISABILITY RETIRED LIST.

(a) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report containing—

(1) a statistical history since January 1, 2000, of the numbers of members of the Armed Forces who are returned to duty or separated following a tenure on the temporary disability retired list and, in the case of members who were separated, how many of the members were granted disability separation or retirement and what were their disability ratings;

(2) the results of the assessments required by subsection (b); and

(3) such recommendations for the modification or improvement of the temporary disability retired list as the Secretary considers appropriate in response to the assessments.

(b) REQUIRED ASSESSMENTS.—The assessments required to be conducted as part of the report under subsection (a) are the following:

(1) An assessment of the continuing utility of the temporary disability retired list in satisfying the purposes for which the temporary disability retired list was established.

(2) An assessment of the need to require that the condition of a member be permanent and stable before the member is separated with less than a 30 percent disability rating prior to exceeding the maximum tenure allowed on the temporary disability retired list.

(3) An assessment of the future role of the temporary disability retired list in the Disability Evaluation System of the Department of Defense and the changes in policy and law required to fulfill the future role of the temporary disability retire list.

SEC. 1648. STANDARDS FOR MILITARY MEDICAL TREATMENT FACILITIES, SPECIALTY MEDICAL CARE FACILITIES, AND MILITARY QUARTERS HOUSING PATIENTS AND ANNUAL REPORT ON SUCH FACILITIES.

(a) ESTABLISHMENT OF STANDARDS.—The Secretary of Defense shall establish for the military facilities of the Department of Defense and the military departments referred to in subsection (b) standards with respect to the matters set forth in subsection (c). To the maximum extent practicable, the standards shall—

(1) be uniform and consistent for all such facilities; and

(2) be uniform and consistent throughout the Department of Defense and the military departments.

(b) COVERED MILITARY FACILITIES.—The military facilities covered by this section are the following:

(1) Military medical treatment facilities.

(2) Specialty medical care facilities.

(3) Military quarters or leased housing for patients.

(c) SCOPE OF STANDARDS.—The standards required by subsection (a) shall include the following:

(1) Generally accepted standards for the accreditation of medical facilities, or for facilities used to quarter individuals that may require medical supervision, as applicable, in the United States.

(2) To the extent not inconsistent with the standards described in paragraph (1), minimally acceptable conditions for the following:

(A) Appearance and maintenance of facilities generally, including the structure and roofs of facilities.

(B) Size, appearance, and maintenance of rooms housing or utilized by patients, including furniture and amenities in such rooms.

(C) Operation and maintenance of primary and backup facility utility systems and other systems required for patient care, including electrical systems, plumbing systems, heating, ventilation, and air conditioning systems, communications systems, fire protection systems, energy management systems, and other systems required for patient care.

(D) Compliance of facilities, rooms, and grounds, to the maximum extent practicable, with the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.).

(E) Such other matters relating to the appearance, size, operation, and maintenance of facilities and rooms as the Secretary considers appropriate.

(d) COMPLIANCE WITH STANDARDS.—

(1) DEADLINE.—In establishing standards under subsection (a), the Secretary shall specify a deadline for compliance with such standards by each facility referred to in subsection (b). The deadline shall be at the earliest date practicable after the date of the enactment of this Act, and shall, to the maximum extent practicable, be uniform across the facilities referred to in subsection (b).

(2) INVESTMENT.—In carrying out this section, the Secretary shall also establish guidelines for investment to be utilized by the Department of Defense and the military departments in determining the allocation of financial resources to facilities referred to in subsection (b) in order to meet the deadline specified under paragraph (1).

(e) REPORT ON DEVELOPMENT AND IMPLEMENTATION OF STANDARDS.—

(1) IN GENERAL.—Not later than March 1, 2008, the Secretary shall submit to the congressional defense committees a report on the actions taken to carry out subsection (a).

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

(A) The standards established under subsection (a).

(B) An assessment of the appearance, condition, and maintenance of each facility referred to in subsection (b), including—

(i) an assessment of the compliance of the facility with the standards established under subsection (a); and

(ii) a description of any deficiency or noncompliance in each facility with the standards.

(C) A description of the investment to be allocated to address each deficiency or noncompliance identified under subparagraph (B)(ii).

(f) ANNUAL REPORT.—Not later than the date on which the President submits the budget for a fiscal year to Congress pursuant to section 1105 of title 31, United States Code, the Secretary shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the adequacy, suitability, and quality of each facility referred to in subsection (b). The Secretary shall include in each report information regarding—

(1) any deficiencies in the adequacy, quality, or state of repair of medical-related support facilities raised as a result of information received during the period covered by the report through the toll-free hot line required by section 1616; and

(2) the investigations conducted and plans of action prepared under such section to respond to such deficiencies.

SEC. 1649. REPORTS ON ARMY MEDICAL ACTION PLAN IN RESPONSE TO DEFICIENCIES IDENTIFIED AT WALTER REED ARMY MEDICAL CENTER, DISTRICT OF COLUMBIA.

Not later than 30 days after the date of the enactment of this Act, and every 180 days thereafter until March 1, 2009, the Secretary of Defense shall submit to the congressional defense committees a report on the implementation of the Army Medical Action Plan to correct deficiencies identified in the condition of facilities and patient administration.

SEC. 1650. REQUIRED CERTIFICATIONS IN CONNECTION WITH CLOSURE OF WALTER REED ARMY MEDICAL CENTER, DISTRICT OF COLUMBIA.

(a) CERTIFICATIONS.—In implementing the decision to close Walter Reed Army Medical Center, District of Columbia, required as a result of the 2005 round of defense base closure and realignment under the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; U.S.C. 2687 note), the Secretary of Defense shall submit to the congressional defense committees a certification of each of the following:

(1) That a transition plan has been developed, and resources have been committed, to ensure that patient care services, medical operations, and facilities are sustained at the highest possible level at Walter Reed Army Medical Center until facilities to replace Walter Reed Army Medical Center are staffed and ready to assume at least the same level of care previously provided at Walter Reed Army Medical Center.

(2) That the closure of Walter Reed Army Medical Center will not result in a net loss of capacity in the major medical centers in the National Capitol Region in terms of total bed capacity or staffed bed capacity.

(3) That the capacity of medical hold and outpatient lodging facilities operating at Walter Reed Army Medical Center as of the date of the certification will be available in sufficient quantities at the facilities designated to replace Walter Reed

Army Medical Center by the date of the closure of Walter Reed Army Medical Center.

(b) TIME FOR SUBMITTAL.—The Secretary shall submit the certifications required by subsection (a) not later than 90 days after the date of the enactment of this Act. If the Secretary is unable to make one or more of the certifications by the end of the 90-day period, the Secretary shall notify the congressional defense committees of the delay and the reasons for the delay.

SEC. 1651. HANDBOOK FOR MEMBERS OF THE ARMED FORCES ON COMPENSATION AND BENEFITS AVAILABLE FOR SERIOUS INJURIES AND ILLNESSES.

(a) INFORMATION ON AVAILABLE COMPENSATION AND BENEFITS.—Not later than October 1, 2008, the Secretary of Defense shall develop and maintain, in handbook and electronic form, a comprehensive description of the compensation and other benefits to which a member of the Armed Forces, and the family of such member, would be entitled upon the separation or retirement of the member from the Armed Forces as a result of a serious injury or illness. The handbook shall set forth the range of such compensation and benefits based on grade, length of service, degree of disability at separation or retirement, and such other factors affecting such compensation and benefits as the Secretary considers appropriate.

(b) CONSULTATION.—The Secretary of Defense shall develop and maintain the comprehensive description required by subsection (a), including the handbook and electronic form of the description, in consultation with the Secretary of Veterans Affairs, the Secretary of Health and Human Services, and the Commissioner of Social Security.

(c) UPDATE.—The Secretary of Defense shall update the comprehensive description required by subsection (a), including the handbook and electronic form of the description, on a periodic basis, but not less often than annually.

(d) PROVISION TO MEMBERS.—The Secretary of the military department concerned shall provide the descriptive handbook under subsection (a) to each member of the Armed Forces described in that subsection as soon as practicable following the injury or illness qualifying the member for coverage under such subsection.

(e) PROVISION TO REPRESENTATIVES.—If a member is incapacitated or otherwise unable to receive the descriptive handbook to be provided under subsection (a), the handbook shall be provided to the next of kin or a legal representative of the member, as determined in accordance with regulations prescribed by the Secretary of the military department concerned for purposes of this section.

Subtitle E—Studies and Reports

SEC. 1661. STUDY ON PHYSICAL AND MENTAL HEALTH AND OTHER READJUSTMENT NEEDS OF MEMBERS AND FORMER MEMBERS OF THE ARMED FORCES WHO DEPLOYED IN OPERATION IRAQI FREEDOM AND OPERATION ENDURING FREEDOM AND THEIR FAMILIES.

(a) STUDY REQUIRED.—The Secretary of Defense shall, in consultation with the Secretary of Veterans Affairs, enter into an agreement with the National Academy of Sciences for a study on the physical and mental health and other readjustment needs of mem-

bers and former members of the Armed Forces who deployed in Operation Iraqi Freedom or Operation Enduring Freedom and their families as a result of such deployment.

(b) PHASES.—The study required under subsection (a) shall consist of two phases:

(1) A preliminary phase, to be completed not later than one year after the date of the enactment of this Act—

(A) to identify preliminary findings on the physical and mental health and other readjustment needs described in subsection (a) and on gaps in care for the members, former members, and families described in that subsection; and

(B) to determine the parameters of the second phase of the study under paragraph (2).

(2) A second phase, to be completed not later than three years after the date of the enactment of this Act, to carry out a comprehensive assessment, in accordance with the parameters identified under the preliminary report required by paragraph (1), of the physical and mental health and other readjustment needs of members and former members of the Armed Forces who deployed in Operation Iraqi Freedom or Operation Enduring Freedom and their families as a result of such deployment, including, at a minimum—

(A) an assessment of the psychological, social, and economic impacts of such deployment on such members and former members and their families;

(B) an assessment of the particular impacts of multiple deployments in Operation Iraqi Freedom or Operation Enduring Freedom on such members and former members and their families;

(C) an assessment of the full scope of the neurological, psychiatric, and psychological effects of traumatic brain injury on members and former members of the Armed Forces, including the effects of such effects on the family members of such members and former members, and an assessment of the efficacy of current treatment approaches for traumatic brain injury in the United States and the efficacy of screenings and treatment approaches for traumatic brain injury within the Department of Defense and the Department of Veterans Affairs;

(D) an assessment of the effects of undiagnosed injuries such as post-traumatic stress disorder and traumatic brain injury, an estimate of the long-term costs associated with such injuries, and an assessment of the efficacy of screenings and treatment approaches for post-traumatic stress disorder and other mental health conditions within the Department of Defense and Department of Veterans Affairs;

(E) an assessment of the gender- and ethnic group-specific needs and concerns of members of the Armed Forces and veterans;

(F) an assessment of the particular needs and concerns of children of members of the Armed Forces, taking into account differing age groups, impacts on development and education, and the mental and emotional well being of children;

(G) an assessment of the particular educational and vocational needs of such members and former members and their families, and an assessment of the efficacy of existing educational and vocational programs to address such needs;

(H) an assessment of the impacts on communities with high populations of military families, including military housing communities and townships with deployed members of the National Guard and Reserve, of deployments associated with Operation Iraqi Freedom and Operation Enduring Freedom, and an assessment of the efficacy of programs that address community outreach and education concerning military deployments of community residents;

(I) an assessment of the impacts of increasing numbers of older and married members of the Armed Forces on readjustment requirements;

(J) the development, based on such assessments, of recommendations for programs, treatments, or policy remedies targeted at preventing, minimizing, or addressing the impacts, gaps, and needs identified; and

(K) the development, based on such assessments, of recommendations for additional research on such needs.

(c) POPULATIONS TO BE STUDIED.—The study required under subsection (a) shall consider the readjustment needs of each population of individuals as follows:

(1) Members of the regular components of the Armed Forces who are returning, or have returned, to the United States from deployment in Operation Iraqi Freedom or Operation Enduring Freedom.

(2) Members of the National Guard and Reserve who are returning, or have returned, to the United States from deployment in Operation Iraqi Freedom or Operation Enduring Freedom.

(3) Veterans of Operation Iraqi Freedom or Operation Enduring Freedom.

(4) Family members of the members and veterans described in paragraphs (1) through (3).

(d) ACCESS TO INFORMATION.—The National Academy of Sciences shall have access to such personnel, information, records, and systems of the Department of Defense and the Department of Veterans Affairs as the National Academy of Sciences requires in order to carry out the study required under subsection (a).

(e) PRIVACY OF INFORMATION.—The National Academy of Sciences shall maintain any personally identifiable information accessed by the Academy in carrying out the study required under subsection (a) in accordance with all applicable laws, protections, and best practices regarding the privacy of such information, and may not permit access to such information by any persons or entities not engaged in work under the study.

(f) REPORTS BY NATIONAL ACADEMY OF SCIENCES.—Upon the completion of each phase of the study required under subsection (a), the National Academy of Sciences shall submit to the Secretary of Defense, the Secretary of Veterans Affairs, and the congressional defense committees a report on such phase of the study.

(g) DoD and VA Response to NAS Reports.—Not later than 90 days after the receipt of a report under subsection (f) on each phase of the study required under subsection (a), the Secretary of Defense and the Secretary of Veterans Affairs shall develop a final joint Department of Defense-Department of Veterans Affairs response to the findings and recommendations of the National Academy of Sciences contained in such report.

SEC. 1662. ACCESS OF RECOVERING SERVICE MEMBERS TO ADEQUATE OUTPATIENT RESIDENTIAL FACILITIES.

(a) Required Inspections of Facilities.—All quarters of the United States and housing facilities under the jurisdiction of the Armed Forces that are occupied by recovering service members shall be inspected on a semiannual basis for the first two years after the enactment of this Act and annually thereafter by the inspectors general of the regional medical commands.

(b) Inspector General Reports.—The inspector general for each regional medical command shall—

(1) submit a report on each inspection of a facility conducted under subsection (a) to the post commander at such facility, the commanding officer of the hospital affiliated with such facility, the surgeon general of the military department that operates such hospital, the Secretary of the military department concerned, the Assistant Secretary of Defense for Health Affairs, and the congressional defense committees; and

(2) post each such report on the Internet website of such regional medical command.

SEC. 1663. STUDY AND REPORT ON SUPPORT SERVICES FOR FAMILIES OF RECOVERING SERVICE MEMBERS.

(a) Study Required.—The Secretary of Defense shall conduct a study of the provision of support services for families of recovering service members.

(b) Matters Covered.—The study under subsection (a) shall include the following:

(1) A determination of the types of support services, including job placement services, that are currently provided by the Department of Defense to eligible family members, and the cost of providing such services.

(2) A determination of additional types of support services that would be feasible for the Department to provide to such family members, and the costs of providing such services, including the following types of services:

(A) The provision of medical care at military medical treatment facilities.

(B) The provision of additional employment services, and the need for employment protection, of such family members who are placed on leave from employment or otherwise displaced from employment while caring for a recovering service member for more than 45 days during a one-year period.

(C) The provision of meals without charge at military medical treatment facilities.

(3) A survey of military medical treatment facilities to estimate the number of family members to whom the support services would be provided.

(4) A determination of any discrimination in employment that such family members experience, including denial of retention in employment, promotion, or any benefit of employment by an employer on the basis of the person's absence from employment, and a determination, in consultation with the Secretary of Labor, of the options available for such family members.

(c) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the results of the study, with such findings and recommendations as the Secretary considers appropriate.

SEC. 1664. REPORT ON TRAUMATIC BRAIN INJURY CLASSIFICATIONS.

Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense and the Secretary of Veterans Affairs jointly shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report describing the changes undertaken within the Department of Defense and the Department of Veterans Affairs to ensure that traumatic brain injury victims receive a medical designation concomitant with their injury rather than a medical designation that assigns a generic classification (such as "organic psychiatric disorder").

SEC. 1665. EVALUATION OF THE POLYTRAUMA LIAISON OFFICER/NON-COMMISSIONED OFFICER PROGRAM.

(a) EVALUATION REQUIRED.—The Secretary of Defense shall conduct an evaluation of the Polytrauma Liaison Officer/Non-Commissioned Officer program, which is the program operated by each of the military departments and the Department of Veterans Affairs for the purpose of—

(1) assisting in the seamless transition of members of the Armed Forces from the Department of Defense health care system to the Department of Veterans Affairs system; and

(2) expediting the flow of information and communication between military treatment facilities and the Veterans Affairs Polytrauma Centers.

(b) MATTERS COVERED.—The evaluation of the Polytrauma Liaison Officer/Non-Commissioned Officer program shall include an evaluation of the following:

(1) The program's effectiveness in the following areas:

(A) Handling of military patient transfers.

(B) Ability to access military records in a timely manner.

(C) Collaboration with Polytrauma Center treatment teams.

(D) Collaboration with veteran service organizations.

(E) Functioning as the Polytrauma Center's subject-matter expert on military issues.

(F) Supporting and assisting family members.

(G) Providing education, information, and referrals to members of the Armed Forces and their family members.

(H) Functioning as uniformed advocates for members of the Armed Forces and their family members.

(I) Inclusion in Polytrauma Center meetings.

(J) Completion of required administrative reporting.

(K) Ability to provide necessary administrative support to all members of the Armed Forces.

(2) Manpower requirements to effectively carry out all required functions of the Polytrauma Liaison Officer/Non-Commissioned Officer program given current and expected case loads.

(3) Expansion of the program to incorporate Navy and Marine Corps officers and senior enlisted personnel.

(c) REPORTING REQUIREMENT.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report containing—

(1) the results of the evaluation; and

(2) recommendations for any improvements in the program.

Subtitle F—Other Matters

SEC. 1671. PROHIBITION ON TRANSFER OF RESOURCES FROM MEDICAL CARE.

Neither the Secretary of Defense nor the Secretaries of the military departments may transfer funds or personnel from medical care functions to administrative functions within the Department of Defense in order to comply with the new administrative requirements imposed by this title or the amendments made by this title.

SEC. 1672. MEDICAL CARE FOR FAMILIES OF MEMBERS OF THE ARMED FORCES RECOVERING FROM SERIOUS INJURIES OR ILLNESSES.

(a) MEDICAL CARE AT MILITARY MEDICAL FACILITIES.—

(1) MEDICAL CARE.—A family member of a recovering service member who is not otherwise eligible for medical care at a military medical treatment facility may be eligible for such care at such facilities, on a space-available basis, if the family member is—

(A) on invitational orders while caring for the service member;

(B) a non-medical attendee caring for the service member; or

(C) receiving per diem payments from the Department of Defense while caring for the service member.

(2) SPECIFICATION OF FAMILY MEMBERS.—The Secretary of Defense may prescribe in regulations the family members of recovering service members who shall be considered to be a family member of a service member for purposes of this subsection.

(3) SPECIFICATION OF CARE.—The Secretary of Defense shall prescribe in regulations the medical care that may be available to family members under this subsection at military medical treatment facilities.

(4) RECOVERY OF COSTS.—The United States may recover the costs of the provision of medical care under this subsection as follows (as applicable):

(A) From third-party payers, in the same manner as the United States may collect costs of the charges of health care provided to covered beneficiaries from third-party payers under section 1095 of title 10, United States Code.

(B) As if such care was provided under the authority of section 1784 of title 38, United States Code.

(b) MEDICAL CARE AT DEPARTMENT OF VETERANS AFFAIRS MEDICAL FACILITIES.—

(1) MEDICAL CARE.—When a recovering service member is receiving hospital care and medical services at a medical facility of the Department of Veterans Affairs, the Secretary of Veterans Affairs may provide medical care for eligible family members under this section when that care is readily available at that Department facility and on a space-available basis.

(2) REGULATIONS.—The Secretary of Veterans Affairs shall prescribe in regulations the medical care that may be available to family members under this subsection at medical facilities of the Department of Veterans Affairs.

SEC. 1673. IMPROVEMENT OF MEDICAL TRACKING SYSTEM FOR MEMBERS OF THE ARMED FORCES DEPLOYED OVERSEAS.

(a) PROTOCOL FOR ASSESSMENT OF COGNITIVE FUNCTIONING.—

(1) PROTOCOL REQUIRED.—Subsection (b) of section 1074f of title 10, United States Code, is amended—

(A) in paragraph (2), by adding at the end the following new subparagraph:

"(C) An assessment of post-traumatic stress disorder."; and

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

"(3)(A) The Secretary shall establish for purposes of subparagraphs (B) and (C) of paragraph (2) a protocol for the predeployment assessment and documentation of the cognitive (including memory) functioning of a member who is deployed outside the United States in order to facilitate the assessment of the postdeployment cognitive (including memory) functioning of the member.

"(B) The protocol under subparagraph (A) shall include appropriate mechanisms to permit the differential diagnosis of traumatic brain injury in members returning from deployment in a combat zone.".

(2) PILOT PROJECTS.—(A) In developing the protocol required by paragraph (3) of section 1074f(b) of title 10, United States Code (as amended by paragraph (1) of this subsection), for purposes of assessments for traumatic brain injury, the Secretary of Defense shall conduct up to three pilot projects to evaluate various mechanisms for use in the protocol for such purposes. One of the mechanisms to be so evaluated shall be a computer-based assessment tool which shall, at a minimum, include the following:

(i) Administration of computer-based neurocognitive assessment.

(ii) Pre-deployment assessments to establish a neurocognitive baseline for members of the Armed Forces for future treatment.

(B) Not later than 60 days after the completion of the pilot projects conducted under this paragraph, the Secretary shall submit to the appropriate committees of Congress a report on the pilot projects. The report shall include—

(i) a description of the pilot projects so conducted;

(ii) an assessment of the results of each such pilot project; and

(iii) a description of any mechanisms evaluated under each such pilot project that will be incorporated into the protocol.

(C) Not later than 180 days after completion of the pilot projects conducted under this paragraph, the Secretary shall establish a means for implementing any mechanism evaluated under such a pilot project that is selected for incorporation in the protocol.

(b) QUALITY ASSURANCE.—Subsection (d)(2) of section 1074f of title 10, United States Code, is amended by adding at the end the following new subparagraph:

"(F) The diagnosis and treatment of traumatic brain injury and post-traumatic stress disorder.".

(c) STANDARDS FOR DEPLOYMENT.—Subsection (f) of such section is amended—

(1) in the subsection heading, by striking "MENTAL HEALTH"; and

(2) in paragraph (2)(B), by striking "or" and inserting ", traumatic brain injury, or".

SEC. 1674. GUARANTEED FUNDING FOR WALTER REED ARMY MEDICAL CENTER, DISTRICT OF COLUMBIA.

(a) MINIMUM FUNDING.—The amount of funds available for the commander of Walter Reed Army Medical Center, District of Columbia, for a fiscal year shall be not less than the amount expended by the commander of Walter Reed Army Medical Center in fiscal year 2006 until the first fiscal year beginning after the date on which the Secretary of Defense submits to the congressional defense committees a plan for the provision of health care for military beneficiaries and their dependents in the National Capital Region.

(b) MATTERS COVERED.—The plan under subsection (a) shall at a minimum include—

(1) the manner in which patients, staff, bed capacity, and functions will move from the Walter Reed Army Medical Center to expanded facilities;

(2) a timeline, including milestones, for such moves;

(3) projected budgets, including planned budget transfers, for military treatment facilities within the region;

(4) the management or disposition of real property of military treatment facilities within the region; and

(5) staffing projections for the region.

(c) CERTIFICATION.—After submission of the plan under subsection (a) to the congressional defense committees, the Secretary shall certify to such committees on a quarterly basis that patients, staff, bed capacity, functions, or parts of functions at Walter Reed Army Medical Center have not been moved or disestablished until the expanded facilities at the National Naval Medical Center, Bethesda, Maryland, and DeWitt Army Community Hospital, Fort Belvoir, Virginia, are completed, equipped, and staffed with sufficient capacity to accept and provide, at a minimum, the same level of and access to care as patients received at Walter Reed Army Medical Center during fiscal year 2006.

(d) DEFINITIONS.—In this section:

(1) The term "expanded facilities" means the other two military hospitals/medical centers within the National Capital Region, namely—

(A) the National Naval Medical Center, Bethesda, Maryland (or its successor resulting from implementation of the recommendations of the 2005 Defense Base Closure and Realignment Commission); and

(B) the DeWitt Army Community Hospital, Fort Belvoir, Virginia.

(2) The term "National Capital Region" has the meaning given that term in section 2674(f) of title 10, United States Code.

SEC. 1675. USE OF LEAVE TRANSFER PROGRAM BY WOUNDED VETERANS WHO ARE FEDERAL EMPLOYEES.

(a) IN GENERAL.—Section 6333(b) of title 5, United States Code, is amended—

(1) by striking "(b)" and inserting "(b)(1)"; and

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

"(2)(A) The requirement under paragraph (1) relating to exhaustion of annual and sick leave shall not apply in the case of a leave recipient who—

"(i) sustains a combat-related disability while a member of the armed forces, including a reserve component of the armed forces; and

"(ii) is undergoing medical treatment for that disability.

"(B) Subparagraph (A) shall apply to a member described in such subparagraph only so long as the member continues to undergo medical treatment for the disability, but in no event for longer than 5 years from the start of such treatment.

"(C) For purposes of this paragraph—

"(i) the term 'combat-related disability' has the meaning given such term by section 1413a(e) of title 10; and

"(ii) the term 'medical treatment' has such meaning as the Office of Personnel Management shall by regulation prescribe.".

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on the date of the enactment of this Act, except that, in the case of a leave recipient who is undergoing medical treatment on such date of enactment, section 6333(b)(2)(B) of title 5, United States Code (as amended by this section) shall be applied as if it had been amended by inserting "or the date of the enactment of this subsection, whichever is later" after "the start of such treatment".

SEC. 1676. MORATORIUM ON CONVERSION TO CONTRACTOR PERFORMANCE OF DEPARTMENT OF DEFENSE FUNCTIONS AT MILITARY MEDICAL FACILITIES.

(a) MORATORIUM.—No study or competition may be begun or announced pursuant to section 2461 of title 10, United States Code, or otherwise pursuant to Office of Management and Budget circular A-76, relating to the possible conversion to performance by a contractor of any Department of Defense function carried out at a military medical facility until the Secretary of Defense—

(1) submits the certification required by subsection (b) to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives together with a description of the steps taken by the Secretary in accordance with the certification; and

(2) submits the report required by subsection (c).

(b) CERTIFICATION.—The certification referred to in paragraph (a)(1) is a certification that the Secretary has taken appropriate

steps to ensure that neither the quality of military medical care nor the availability of qualified personnel to carry out Department of Defense functions related to military medical care will be adversely affected by either—

(1) the process of considering a Department of Defense function carried out at a military medical facility for possible conversion to performance by a contractor; or

(2) the conversion of such a function to performance by a contractor.

(c) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the public-private competitions being conducted for Department of Defense functions carried out at military medical facilities as of the date of the enactment of this Act by each military department and defense agency. Such report shall include—

(1) for each such competition—

(A) the cost of conducting the public-private competition;

(B) the number of military personnel and civilian employees of the Department of Defense affected;

(C) the estimated savings identified and the savings actually achieved;

(D) an evaluation whether the anticipated and budgeted savings can be achieved through a public-private competition; and

(E) the effect of converting the performance of the function to performance by a contractor on the quality of the performance of the function; and

(2) an assessment of whether any method of business reform or reengineering other than a public-private competition could, if implemented in the future, achieve any anticipated or budgeted savings.

TITLE XVII—VETERANS MATTERS

Sec. 1701. Sense of Congress on Department of Veterans Affairs efforts in the rehabilitation and reintegration of veterans with traumatic brain injury.
Sec. 1702. Individual rehabilitation and community reintegration plans for veterans and others with traumatic brain injury.
Sec. 1703. Use of non-Department of Veterans Affairs facilities for implementation of rehabilitation and community reintegration plans for traumatic brain injury.
Sec. 1704. Research, education, and clinical care program on traumatic brain injury.
Sec. 1705. Pilot program on assisted living services for veterans with traumatic brain injury.
Sec. 1706. Provision of age-appropriate nursing home care.
Sec. 1707. Extension of period of eligibility for health care for veterans of combat service during certain periods of hostilities and war.
Sec. 1708. Service-connection and assessments for mental health conditions in veterans.
Sec. 1709. Modification of requirements for furnishing outpatient dental services to veterans with service-connected dental conditions or disabilities.
Sec. 1710. Clarification of purpose of outreach services program of Department of Veterans Affairs.
Sec. 1711. Designation of fiduciary or trustee for purposes of Traumatic Servicemembers' Group Life Insurance.

SEC. 1701. SENSE OF CONGRESS ON DEPARTMENT OF VETERANS AFFAIRS EFFORTS IN THE REHABILITATION AND REINTEGRATION OF VETERANS WITH TRAUMATIC BRAIN INJURY.

It is the sense of Congress that—

(1) the Department of Veterans Affairs is a leader in the field of traumatic brain injury care and coordination of such care;

(2) the Department of Veterans Affairs should have the capacity and expertise to provide veterans who have a traumatic brain injury with patient-centered health care, rehabilitation, and community integration services that are comparable to or exceed similar care and services available to persons with such injuries in the academic and private sector;

(3) rehabilitation for veterans who have a traumatic brain injury should be individualized, comprehensive, and interdisciplinary with the goals of optimizing the independence of such veterans and reintegrating them into their communities;

(4) family support is integral to the rehabilitation and community reintegration of veterans who have sustained a traumatic brain injury, and the Department should provide the families of such veterans with education and support;

(5) the Department of Defense and the Department of Veterans Affairs have made efforts to provide a smooth transition of medical care and rehabilitative services to individuals as they transition from the health care system of the Department of Defense to that of the Department of Veterans Affairs, but more can be done to assist veterans and their families in the continuum of the rehabilitation, recovery, and reintegration of wounded or injured veterans into their communities;

(6) in planning for rehabilitation and community reintegration of veterans who have a traumatic brain injury, it is necessary for the Department of Veterans Affairs to provide a system for life-long case management for such veterans; and

(7) in such system for life-long case management, it is necessary to conduct outreach and to tailor specialized traumatic brain injury case management and outreach to the unique needs of veterans with traumatic brain injury who reside in urban and non-urban settings.

SEC. 1702. INDIVIDUAL REHABILITATION AND COMMUNITY REINTEGRATION PLANS FOR VETERANS AND OTHERS WITH TRAUMATIC BRAIN INJURY.

(a) IN GENERAL.—Subchapter II of chapter 17 of title 38, United States Code, is amended by inserting after section 1710B the following new sections:

"§ 1710C. Traumatic brain injury: plans for rehabilitation and reintegration into the community

"(a) PLAN REQUIRED.—The Secretary shall, for each individual who is a veteran or member of the Armed Forces who receives inpatient or outpatient rehabilitative hospital care or medical services provided by the Department for a traumatic brain injury—

"(1) develop an individualized plan for the rehabilitation and reintegration of the individual into the community; and

"(2) provide such plan in writing to the individual—

"(A) in the case of an individual receiving inpatient care, before the individual is discharged from inpatient care or after the individual's transition from serving on active duty as a member of the Armed Forces to receiving outpatient care provided by the Department; or

"(B) as soon as practicable following a diagnosis of traumatic brain injury by a Department health care provider.

"(b) CONTENTS OF PLAN.—Each plan developed under subsection (a) shall include, for the individual covered by such plan, the following:

"(1) Rehabilitation objectives for improving the physical, cognitive, and vocational functioning of the individual with the goal of maximizing the independence and reintegration of such individual into the community.

"(2) Access, as warranted, to all appropriate rehabilitative components of the traumatic brain injury continuum of care, and where appropriate, to long-term care services.

"(3) A description of specific rehabilitative treatments and other services to achieve the objectives described in paragraph (1), which shall set forth the type, frequency, duration, and location of such treatments and services.

"(4) The name of the case manager designated in accordance with subsection (d) to be responsible for the implementation of such plan.

"(5) Dates on which the effectiveness of such plan will be reviewed in accordance with subsection (f).

"(c) COMPREHENSIVE ASSESSMENT.—(1) Each plan developed under subsection (a) shall be based on a comprehensive assessment, developed in accordance with paragraph (2), of—

"(A) the physical, cognitive, vocational, and neuropsychological and social impairments of the individual; and

"(B) the family education and family support needs of the individual after the individual is discharged from inpatient care or at the commencement of and during the receipt of outpatient care and services.

"(2) The comprehensive assessment required under paragraph (1) with respect to an individual is a comprehensive assessment of the matters set forth in that paragraph by a team, composed by the Secretary for purposes of the assessment, of individuals with expertise in traumatic brain injury, including any of the following:

"(A) A neurologist.
"(B) A rehabilitation physician.
"(C) A social worker.
"(D) A neuropsychologist.
"(E) A physical therapist.
"(F) A vocational rehabilitation specialist.
"(G) An occupational therapist.
"(H) A speech language pathologist.
"(I) A rehabilitation nurse.
"(J) An educational therapist.
"(K) An audiologist.
"(L) A blind rehabilitation specialist.
"(M) A recreational therapist.
"(N) A low vision optometrist.

"(O) An orthotist or prosthetist.

"(P) An assistive technologist or rehabilitation engineer.

"(Q) An otolaryngology physician.

"(R) A dietician.

"(S) An opthamologist.

"(T) A psychiatrist.

"(d) CASE MANAGER.—(1) The Secretary shall designate a case manager for each individual described in subsection (a) to be responsible for the implementation of the plan developed for that individual under that subsection and the coordination of the individual's medical care.

"(2) The Secretary shall ensure that each case manager has specific expertise in the care required by the individual for whom the case manager is designated, regardless of whether the case manager obtains such expertise through experience, education, or training.

"(e) PARTICIPATION AND COLLABORATION IN DEVELOPMENT OF PLANS.—(1) The Secretary shall involve each individual described in subsection (a), and the family or legal guardian of such individual, in the development of the plan for such individual under that subsection to the maximum extent practicable.

"(2) The Secretary shall collaborate in the development of a plan for an individual under subsection (a) with a State protection and advocacy system if—

"(A) the individual covered by the plan requests such collaboration; or

"(B) in the case of such an individual who is incapacitated, the family or guardian of the individual requests such collaboration.

"(3) In the case of a plan required by subsection (a) for a member of the Armed Forces who is serving on active duty, the Secretary shall collaborate with the Secretary of Defense in the development of such plan.

"(4) In developing vocational rehabilitation objectives required under subsection (b)(1) and in conducting the assessment required under subsection (c), the Secretary shall act through the Under Secretary for Health in coordination with the Vocational Rehabilitation and Employment Service of the Department of Veterans Affairs.

"(f) EVALUATION.—

"(1) PERIODIC REVIEW BY SECRETARY.—The Secretary shall periodically review the effectiveness of each plan developed under subsection (a). The Secretary shall refine each such plan as the Secretary considers appropriate in light of such review.

"(2) REQUEST FOR REVIEW BY VETERANS.—In addition to the periodic review required by paragraph (1), the Secretary shall conduct a review of the plan for an individual under paragraph (1) at the request of the individual, or in the case of an individual who is incapacitated, at the request of the guardian or designee of the individual.

"(g) STATE DESIGNATED PROTECTION AND ADVOCACY SYSTEM DEFINED.—In this section, the term 'State protection and advocacy system' means a system established in a State under subtitle C of the Developmental Disabilities Assistance and Bill of Rights Act of 2000 (42 U.S.C. 15041 et seq.) to protect and advocate for the rights of persons with development disabilities.

"§ 1710D. Traumatic brain injury: comprehensive program for long-term rehabilitation

"(a) COMPREHENSIVE PROGRAM.—In developing plans for the rehabilitation and reintegration of individuals with traumatic brain injury under section 1710C of this title, the Secretary shall develop and carry out a comprehensive program of long-term care for post-acute traumatic brain injury rehabilitation that includes residential, community, and home-based components utilizing interdisciplinary treatment teams.

"(b) LOCATION OF PROGRAM.—The Secretary shall carry out the program developed under subsection (a) in each Department polytrauma rehabilitation center designated by the Secretary.

"(c) ELIGIBILITY.—A veteran is eligible for care under the program developed under subsection (a) if the veteran is otherwise eligible to receive hospital care and medical services under section 1710 of this title and—

"(1) served on active duty in a theater of combat operations (as determined by the Secretary in consultation with the Secretary of Defense) during a period of war after the Persian Gulf War, or in combat against a hostile force during a period of hostilities (as defined in section 1712A(a)(2)(B) of this title) after November 11, 1998;

"(2) is diagnosed as suffering from moderate to severe traumatic brain injury; and

"(3) is unable to manage routine activities of daily living without supervision or assistance, as determined by the Secretary.

"(d) REPORT.—Not later than one year after the date of the enactment of this section, and annually thereafter, the Secretary shall submit to the Committees on Veterans' Affairs of the Senate and the House of Representatives a report containing the following information:

"(1) A description of the operation of the program.

"(2) The number of veterans provided care under the program during the year preceding such report.

"(3) The cost of operating the program during the year preceding such report.".

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 1710B the following new items:

"1710C. Traumatic brain injury: plans for rehabilitation and reintegration into the community.
"1710D. Traumatic brain injury: comprehensive plan for long-term rehabilitation.".

SEC. 1703. USE OF NON-DEPARTMENT OF VETERANS AFFAIRS FACILITIES FOR IMPLEMENTATION OF REHABILITATION AND COMMUNITY REINTEGRATION PLANS FOR TRAUMATIC BRAIN INJURY.

(a) IN GENERAL.—Subchapter II of chapter 17 of title 38, United States Code, is amended by inserting after section 1710D, as added by section 1702, the following new section:

"§ 1710E. Traumatic brain injury: use of non-Department facilities for rehabilitation

"(a) COOPERATIVE AGREEMENTS.—The Secretary, in implementing and carrying out a plan developed under section 1710C of

this title, may provide hospital care and medical services through cooperative agreements with appropriate public or private entities that have established long-term neurobehavioral rehabilitation and recovery programs.

"(b) AUTHORITIES OF STATE PROTECTION AND ADVOCACY SYSTEMS.—Nothing in subtitle C of the Developmental Disabilities Assistance and Bill of Rights Act of 2000 shall be construed as preventing a State protection and advocacy system (as defined in section 1710C(g) of this title) from exercising the authorities described in such subtitle with respect to individuals provided rehabilitative treatment or services under section 1710C of this title in a non-Department facility.".

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 1710D, as added by section 1702, the following new item:

"1710E. Traumatic brain injury: use of non-Departmental facilities for rehabilitation.".

SEC. 1704. RESEARCH, EDUCATION, AND CLINICAL CARE PROGRAM ON TRAUMATIC BRAIN INJURY.

(a) IN GENERAL.—To improve the provision of health care by the Department of Veterans Affairs to veterans with traumatic brain injuries, the Secretary of Veterans Affairs shall—

(1) conduct research, including—

(A) research on the sequelae of mild to severe forms of traumatic brain injury;

(B) research on visually-related neurological conditions;

(C) research on seizure disorders;

(D) research on means of improving the diagnosis, rehabilitative treatment, and prevention of such sequelae;

(E) research to determine the most effective cognitive and physical therapies for such sequelae;

(F) research on dual diagnosis of post-traumatic stress disorder and traumatic brain injury;

(G) research on improving facilities of the Department concentrating on traumatic brain injury care; and

(H) research on improving the delivery of traumatic brain injury care by the Department;

(2) educate and train health care personnel of the Department in recognizing and treating traumatic brain injury; and

(3) develop improved models and systems for the furnishing of traumatic brain injury care by the Department.

(b) COLLABORATION.—In carrying out research under subsection (a), the Secretary of Veterans Affairs shall collaborate with—

(1) facilities that conduct research on rehabilitation for individuals with traumatic brain injury;

(2) facilities that receive grants for such research from the National Institute on Disability and Rehabilitation Research of the Department of Education; and

(3) the Defense and Veterans Brain Injury Center of the Department of Defense and other relevant programs of the Federal Government (including Centers of Excellence).

(c) DISSEMINATION OF USEFUL INFORMATION.—The Under Secretary of Veterans Affairs for Health shall ensure that information produced by the research, education and training, and clinical ac-

tivities conducted under this section that may be useful for other activities of the Veterans Health Administration is disseminated throughout the Veterans Health Administration.

(d) TRAUMATIC BRAIN INJURY REGISTRY.—

(1) IN GENERAL.—The Secretary of Veterans Affairs shall establish and maintain a registry to be known as the "Traumatic Brain Injury Veterans Health Registry" (in this section referred to as the "Registry").

(2) DESCRIPTION.—The Registry shall include the following information:

(A) A list containing the name of each individual who served as a member of the Armed Forces in Operation Enduring Freedom or Operation Iraqi Freedom who exhibits symptoms associated with traumatic brain injury, as determined by the Secretary of Veterans Affairs, and who—

(i) applies for care and services furnished by the Department of Veterans Affairs under chapter 17 of title 38, United States Code; or

(ii) files a claim for compensation under chapter 11 of such title on the basis of any disability which may be associated with such service.

(B) Any relevant medical data relating to the health status of an individual described in subparagraph (A) and any other information the Secretary considers relevant and appropriate with respect to such an individual if the individual—

(i) grants permission to the Secretary to include such information in the Registry; or

(ii) is deceased at the time such individual is listed in the Registry.

(3) NOTIFICATION.—When possible, the Secretary shall notify each individual listed in the Registry of significant developments in research on the health consequences of military service in the Operation Enduring Freedom and Operation Iraqi Freedom theaters of operations.

SEC. 1705. PILOT PROGRAM ON ASSISTED LIVING SERVICES FOR VETERANS WITH TRAUMATIC BRAIN INJURY.

(a) PILOT PROGRAM.—Beginning not later than 90 days after the date of the enactment of this Act, the Secretary of Veterans Affairs, in collaboration with the Defense and Veterans Brain Injury Center of the Department of Defense, shall carry out a five-year pilot program to assess the effectiveness of providing assisted living services to eligible veterans to enhance the rehabilitation, quality of life, and community integration of such veterans.

(b) PROGRAM LOCATIONS.—

(1) IN GENERAL.—The pilot program shall be carried out at locations selected by the Secretary for purposes of the pilot program. Of the locations so selected—

(A) at least one location shall be in each health care region of the Veterans Health Administration of the Department of Veterans Affairs that contains a polytrauma center of the Department of Veterans Affairs; and

(B) any location other than a location described in subparagraph (A) shall be in an area that contains a high con-

centration of veterans with traumatic brain injuries, as determined by the Secretary.

(2) SPECIAL CONSIDERATION FOR VETERANS IN RURAL AREAS.—The Secretary shall give special consideration to providing veterans in rural areas with an opportunity to participate in the pilot program.

(c) PROVISION OF ASSISTED LIVING SERVICES.—

(1) AGREEMENTS.—In carrying out the pilot program, the Secretary may enter into agreements for the provision of assisted living services on behalf of eligible veterans with a provider participating under a State plan or waiver under title XIX of the Social Security Act (42 U.S.C. 1396 et seq.).

(2) STANDARDS.—The Secretary may not place, transfer, or admit a veteran to any facility for assisted living services under the pilot program unless the Secretary determines that the facility meets such standards as the Secretary may prescribe for purposes of the pilot program. Such standards shall, to the extent practicable, be consistent with the standards of Federal, State, and local agencies charged with the responsibility of licensing or otherwise regulating or inspecting such facilities.

(d) CONTINUATION OF CASE MANAGEMENT AND REHABILITATION SERVICES.—In carrying out the pilot program, the Secretary shall—

(1) continue to provide each veteran who is receiving assisted living services under the pilot program with rehabilitative services; and

(2) designate employees of the Veterans Health Administration of the Department of Veterans Affairs to furnish case management services for veterans participating in the pilot program.

(e) REPORT.—

(1) IN GENERAL.—Not later than 60 days after the completion of the pilot program, the Secretary shall submit to the Committees on Veterans' Affairs of the Senate and House of Representatives a report on the pilot program.

(2) CONTENTS.—The report required by paragraph (1) shall include the following:

(A) A description of the pilot program.

(B) An assessment of the utility of the activities under the pilot program in enhancing the rehabilitation, quality of life, and community reintegration of veterans with traumatic brain injury.

(C) Such recommendations as the Secretary considers appropriate regarding the extension or expansion of the pilot program.

(f) DEFINITIONS.—In this section:

(1) The term "assisted living services" means services of a facility in providing room, board, and personal care for and supervision of residents for their health, safety, and welfare.

(2) The term "case management services" includes the coordination and facilitation of all services furnished to a veteran by the Department of Veterans Affairs, either directly or through a contract, including assessment of needs, planning, referral (including referral for services to be furnished by the Department, either directly or through a contract, or by an entity

other than the Department), monitoring, reassessment, and followup.

(3) The term "eligible veteran" means a veteran who—

(A) is enrolled in the patient enrollment system of the Department of Veterans Affairs under section 1705 of title 38, United States Code;

(B) has received hospital care or medical services provided by the Department of Veterans Affairs for a traumatic brain injury;

(C) is unable to manage routine activities of daily living without supervision and assistance, as determined by the Secretary; and

(D) could reasonably be expected to receive ongoing services after the end of the pilot program under this section under another program of the Federal Government or through other means, as determined by the Secretary.

SEC. 1706. PROVISION OF AGE-APPROPRIATE NURSING HOME CARE.

(a) FINDING.—Congress finds that young veterans who are injured or disabled through military service and require long-term care should have access to age-appropriate nursing home care.

(b) REQUIREMENT TO PROVIDE AGE-APPROPRIATE NURSING HOME CARE.—Section 1710A of title 38, United States Code, is amended—

(1) by redesignating subsection (c) as subsection (d); and

(2) by inserting after subsection (b) the following new subsection (c):

"(c) The Secretary shall ensure that nursing home care provided under subsection (a) is provided in an age-appropriate manner.".

SEC. 1707. EXTENSION OF PERIOD OF ELIGIBILITY FOR HEALTH CARE FOR VETERANS OF COMBAT SERVICE DURING CERTAIN PERIODS OF HOSTILITIES AND WAR.

Subparagraph (C) of section 1710(e)(3) of title 38, United States Code, is amended to read as follows:

"(C) in the case of care for a veteran described in paragraph (1)(D) who—

"(i) is discharged or released from the active military, naval, or air service after the date that is five years before the date of the enactment of the National Defense Authorization Act for Fiscal Year 2008, after a period of five years beginning on the date of such discharge or release; or

"(ii) is so discharged or released more than five years before the date of the enactment of that Act and who did not enroll in the patient enrollment system under section 1705 of this title before such date, after a period of three years beginning on the date of the enactment of that Act; and".

SEC. 1708. SERVICE-CONNECTION AND ASSESSMENTS FOR MENTAL HEALTH CONDITIONS IN VETERANS.

(a) PRESUMPTION OF SERVICE-CONNECTION FOR MENTAL ILLNESS IN PERSIAN GULF WAR VETERANS.—

(1) IN GENERAL.—Section 1702 of title 38, United States Code, is amended—

(A) by inserting "(a) PSYCHOSIS.—" before "For the purposes"; and

(B) by adding at the end the following new subsection:

"(b) MENTAL ILLNESS.—For purposes of this chapter, any veteran of the Persian Gulf War who develops an active mental illness (other than psychosis) shall be deemed to have incurred such disability in the active military, naval, or air service if such veteran develops such disability—

"(1) within two years after discharge or release from the active military, naval, or air service; and

"(2) before the end of the two-year period beginning on the last day of the Persian Gulf War.".

(2) HEADING AMENDMENT.—The heading of such section is amended to read as follows:

"§ 1702. Presumptions: psychosis after service in World War II and following periods of war; mental illness after service in the Persian Gulf War".

(3) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 17 of such title is amended by striking the item relating to section 1702 and inserting the following new item:

"1702. Presumptions: psychosis after service in World War II and following periods of war; mental illness following service in the Persian Gulf War.".

(b) PROVISION OF MENTAL HEALTH ASSESSMENTS FOR CERTAIN VETERANS.—Section 1712A(a) of such title is amended—

(1) in paragraph (1)(B), by adding at the end the following new clause:

"(iii) Any veteran who served on active duty—

"(I) in a theater of combat operations (as determined by the Secretary in consultation with the Secretary of Defense) during a period of war after the Persian Gulf War; or

"(II) in combat against a hostile force during a period of hostilities (as defined in paragraph (2)(B)) after November 11, 1998."; and

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

"(3) Upon request of a veteran described in paragraph (1)(B)(iii), the Secretary shall provide the veteran a preliminary general mental health assessment as soon as practicable after receiving the request, but not later than 30 days after receiving the request.".

SEC. 1709. MODIFICATION OF REQUIREMENTS FOR FURNISHING OUTPATIENT DENTAL SERVICES TO VETERANS WITH SERVICE-CONNECTED DENTAL CONDITIONS OR DISABILITIES.

Section 1712(a)(1)(B)(iii) of title 38, United States Code, is amended—

(1) by striking "90 days after such discharge" and inserting "180 days after such discharge";

(2) by striking "90 days from the date of such veteran's subsequent discharge" and inserting "180 days from the date of such veteran's subsequent discharge"; and

(3) by striking "90 days after the date of correction" and inserting "180 days after the date of correction".

SEC. 1710. CLARIFICATION OF PURPOSE OF OUTREACH SERVICES PROGRAM OF DEPARTMENT OF VETERANS AFFAIRS.

(a) CLARIFICATION OF INCLUSION OF MEMBERS OF THE NATIONAL GUARD AND RESERVE IN PROGRAM.—Subsection (a)(1) of sec-

tion 6301 of title 38, United States Code, is amended by inserting ", or from a reserve component," after "active military, naval, or air service".

(b) DEFINITION OF OUTREACH.—Subsection (b) of such section is amended—

(1) by redesignating paragraphs (1) and (2) as paragraphs (2) and (3), respectively; and

(2) by inserting before paragraph (2) the following new paragraph (1):

"(1) the term 'outreach' means the act or process of reaching out in a systematic manner to proactively provide information, services, and benefits counseling to veterans, and to the spouses, children, and parents of veterans who may be eligible to receive benefits under the laws administered by the Secretary, to ensure that such individuals are fully informed about, and receive assistance in applying for, such benefits;".

SEC. 1711. DESIGNATION OF FIDUCIARY OR TRUSTEE FOR PURPOSES OF TRAUMATIC SERVICEMEMBERS' GROUP LIFE INSURANCE.

Section 1980A of title 38, United States Code, is amended by adding at the end the following new subsection:

"(k) DESIGNATION OF FIDUCIARY OR TRUSTEE.—(1) The Secretary concerned, in consultation with the Secretary, shall develop a process for the designation of a fiduciary or trustee of a member of the uniformed services who is insured against traumatic injury under this section. The fiduciary or trustee so designated would receive a payment for a qualifying loss under this section if the member is medically incapacitated (as determined pursuant to regulations prescribed by the Secretary concerned in consultation with the Secretary) or experiencing an extended loss of consciousness.

"(2) The process under paragraph (1) may require each member of the uniformed services who is insured under this section to—

"(A) designate an individual as the member's fiduciary or trustee for purposes of subsection (a); or

"(B) elect that a court of proper jurisdiction designate an individual as the member's fiduciary or trustee for purposes of subsection (a) in the event that the member becomes medically incapacitated or experiences an extended loss of consciousness.".

TITLE XVIII—NATIONAL GUARD BUREAU MATTERS AND RELATED MATTERS

Sec. 1801. Short title.

Subtitle A—National Guard Bureau

Sec. 1811. Appointment, grade, duties, and retirement of the Chief of the National Guard Bureau.
Sec. 1812. Establishment of National Guard Bureau as joint activity of the Department of Defense.
Sec. 1813. Enhancement of functions of the National Guard Bureau.
Sec. 1814. Requirement for Secretary of Defense to prepare plan for response to natural disasters and terrorist events.
Sec. 1815. Determination of Department of Defense civil support requirements.

Subtitle B—Additional Reserve Component Enhancement

Sec. 1821. United States Northern Command.
Sec. 1822. Council of Governors.
Sec. 1823. Plan for Reserve Forces Policy Board.
Sec. 1824. High-level positions authorized or required to be held by reserve component general or flag officers.
Sec. 1825. Retirement age and years of service limitations on certain reserve general and flag officers.
Sec. 1826. Additional reporting requirements relating to National Guard equipment.

SEC. 1801. SHORT TITLE.

This title may be cited as the "National Guard Empowerment Act of 2007".

Subtitle A—National Guard Bureau

SEC. 1811. APPOINTMENT, GRADE, DUTIES, AND RETIREMENT OF THE CHIEF OF THE NATIONAL GUARD BUREAU.

(a) APPOINTMENT.—Subsection (a) of section 10502 of title 10, United States Code, is amended by striking paragraphs (1) through (3) and inserting the following new paragraphs:

"(1) are recommended for such appointment by their respective Governors or, in the case of the District of Columbia, the commanding general of the District of Columbia National Guard;

"(2) are recommended for such appointment by the Secretary of the Army or the Secretary of the Air Force;

"(3) have had at least 10 years of federally recognized commissioned service in an active status in the National Guard;

"(4) are in a grade above the grade of brigadier general;

"(5) are determined by the Chairman of the Joint Chiefs of Staff, in accordance with criteria and as a result of a process established by the Chairman, to have significant joint duty experience;

"(6) are determined by the Secretary of Defense to have successfully completed such other assignments and experiences so as to possess a detailed understanding of the status and capabilities of National Guard forces and the missions of the National Guard Bureau as set forth in section 10503 of this title;

"(7) have a level of operational experience in a position of significant responsibility, professional military education, and demonstrated expertise in national defense and homeland defense matters that are commensurate with the advisory role of the Chief of the National Guard Bureau; and

"(8) possess such other qualifications as the Secretary of Defense shall prescribe for purposes of this section.".

(b) GRADE.—Subsection (d) of such section is amended by striking "lieutenant general" and inserting "general".

(c) REPEAL OF AGE 64 LIMITATION ON SERVICE.—Subsection (b) of such section is amended by striking "An officer may not hold that office after becoming 64 years of age.".

(d) ADVISORY DUTIES.—Subsection (c) of such section is amended to read as follows:

"(c) ADVISOR ON NATIONAL GUARD MATTERS.—The Chief of the National Guard Bureau is—

"(1) a principal advisor to the Secretary of Defense, through the Chairman of the Joint Chiefs of Staff, on matters involving

non-federalized National Guard forces and on other matters as determined by the Secretary of Defense; and

"(2) the principal adviser to the Secretary of the Army and the Chief of Staff of the Army, and to the Secretary of the Air Force and the Chief of Staff of the Air Force, on matters relating to the National Guard, the Army National Guard of the United States, and the Air National Guard of the United States.".

SEC. 1812. ESTABLISHMENT OF NATIONAL GUARD BUREAU AS JOINT ACTIVITY OF THE DEPARTMENT OF DEFENSE.

(a) JOINT ACTIVITY OF THE DEPARTMENT OF DEFENSE.—Subsection (a) of section 10501 of title 10, United States Code, is amended by striking "joint bureau of the Department of the Army and the Department of the Air Force" and inserting "joint activity of the Department of Defense".

(b) JOINT MANPOWER REQUIREMENTS.—

(1) IN GENERAL.—Chapter 1011 of such title is amended by adding at the end the following new section:

"§ 10508. National Guard Bureau: general provisions

"The manpower requirements of the National Guard Bureau as a joint activity of the Department of Defense shall be determined in accordance with regulations prescribed by the Secretary of Defense, in consultation with the Chairman of the Joint Chiefs of Staff.".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

"10508. National Guard Bureau: general provisions.".

SEC. 1813. ENHANCEMENT OF FUNCTIONS OF THE NATIONAL GUARD BUREAU.

(a) ADDITIONAL GENERAL FUNCTIONS.—Section 10503 of title 10, United States Code, is amended—

(1) by redesignating paragraph (12) as paragraph (14) and inserting before such paragraph (14) the following new paragraph (13):

"(13)(A) Assisting the Secretary of Defense in facilitating and coordinating with the entities listed in subparagraph (B) the use of National Guard personnel and resources for operations conducted under title 32, or in support of State missions.

"(B) The entities listed in this subparagraph for purposes of subparagraph (A) are the following:

"(i) Other Federal agencies.

"(ii) The Adjutants General of the States.

"(iii) The United States Joint Forces Command.

"(iv) The combatant command the geographic area of responsibility of which includes the United States.";

(2) by redesignating paragraphs (2) through (11) as paragraphs (3) through (12), respectively; and

(3) by inserting after paragraph (1) the following new paragraph (2):

"(2) The role of the National Guard Bureau in support of the Secretary of the Army and the Secretary of the Air Force.".

(b) CHARTER DEVELOPED AND PRESCRIBED BY SECRETARY OF DEFENSE.—Section 10503 of such title is further amended—

(1) in the matter preceding paragraph (1)—

(A) by striking "The Secretary of the Army and the Secretary of the Air Force shall jointly develop" and inserting "The Secretary of Defense, in consultation with the Chairman of the Joint Chiefs of Staff, the Secretary of the Army, and the Secretary of the Air Force, shall develop"; and

(B) by striking "cover" in the second sentence and inserting "reflect the full scope of the duties and activities of the Bureau, including"; and

(2) in paragraph (14), as redesignated by subsection (a)(1), by striking "the Secretaries" and inserting "the Secretary of Defense".

(c) CONFORMING AND CLERICAL AMENDMENTS.—

(1) CONFORMING AMENDMENT.—The heading of section 10503 of such title is amended to read as follows:

"§ 10503. Functions of National Guard Bureau: charter".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 1011 of such title is amended by striking the item relating to section 10503 and inserting the following new item:

"10503. Functions of National Guard Bureau: charter.".

SEC. 1814. REQUIREMENT FOR SECRETARY OF DEFENSE TO PREPARE PLAN FOR RESPONSE TO NATURAL DISASTERS AND TERRORIST EVENTS.

(a) REQUIREMENT FOR PLAN.—

(1) IN GENERAL.—Not later than June 1, 2008, the Secretary of Defense, in consultation with the Secretary of Homeland Security, the Chairman of the Joint Chiefs of Staff, the commander of the United States Northern Command, and the Chief of the National Guard Bureau, shall prepare and submit to Congress a plan for coordinating the use of the National Guard and members of the Armed Forces on active duty when responding to natural disasters, acts of terrorism, and other man-made disasters as identified in the national planning scenarios described in subsection (e).

(2) UPDATE.—Not later than June 1, 2010, the Secretary, in consultation with the persons consulted under paragraph (1), shall submit to Congress an update of the plan required under paragraph (1).

(b) INFORMATION TO BE PROVIDED TO SECRETARY.—To assist the Secretary of Defense in preparing the plan, the National Guard Bureau, pursuant to its purpose as channel of communications as set forth in section 10501(b) of title 10, United States Code, shall provide to the Secretary information gathered from Governors, adjutants general of States, and other State civil authorities responsible for homeland preparation and response to natural and man-made disasters.

(c) TWO VERSIONS.—The plan shall set forth two versions of response, one using only members of the National Guard, and one using both members of the National Guard and members of the regular components of the Armed Forces.

(d) MATTERS COVERED.—The plan shall cover, at a minimum, the following:

(1) Protocols for the Department of Defense, the National Guard Bureau, and the Governors of the several States to carry out operations in coordination with each other and to ensure that Governors and local communities are properly informed and remain in control in their respective States and communities.

(2) An identification of operational procedures, command structures, and lines of communication to ensure a coordinated, efficient response to contingencies.

(3) An identification of the training and equipment needed for both National Guard personnel and members of the Armed Forces on active duty to provide military assistance to civil authorities and for other domestic operations to respond to hazards identified in the national planning scenarios.

(e) NATIONAL PLANNING SCENARIOS.—The plan shall provide for response to the following hazards:

(1) Nuclear detonation, biological attack, biological disease outbreak/pandemic flu, the plague, chemical attack-blister agent, chemical attack-toxic industrial chemicals, chemical attack-nerve agent, chemical attack-chlorine tank explosion, major hurricane, major earthquake, radiological attack-radiological dispersal device, explosives attack-bombing using improvised explosive device, biological attack-food contamination, biological attack-foreign animal disease and cyber attack.

(2) Any other hazards identified in a national planning scenario developed by the Homeland Security Council.

SEC. 1815. DETERMINATION OF DEPARTMENT OF DEFENSE CIVIL SUPPORT REQUIREMENTS.

(a) DETERMINATION OF REQUIREMENTS.—The Secretary of Defense, in consultation with the Secretary of Homeland Security, shall determine the military-unique capabilities needed to be provided by the Department of Defense to support civil authorities in an incident of national significance or a catastrophic incident.

(b) PLAN FOR FUNDING CAPABILITIES.—

(1) PLAN.—The Secretary of Defense shall develop and implement a plan, in coordination with the Secretaries of the military departments and the Chairman of the Joint Chiefs of Staff, for providing the funds and resources necessary to develop and maintain the following:

(A) The military-unique capabilities determined under subsection (a).

(B) Any additional capabilities determined by the Secretary to be necessary to support the use of the active components and the reserve components of the Armed Forces for homeland defense missions, domestic emergency responses, and providing military support to civil authorities.

(2) TERM OF PLAN.—The plan required under paragraph (1) shall cover at least five years.

(c) BUDGET.—The Secretary of Defense shall include in the materials accompanying the budget submitted for each fiscal year a request for funds necessary to carry out the plan required under subsection (b) during the fiscal year covered by the budget. The defense budget materials shall delineate and explain the budget treatment of the plan for each component of each military department, each combatant command, and each affected Defense Agency.

(d) DEFINITIONS.—In this section:

(1) The term "military-unique capabilities" means those capabilities that, in the view of the Secretary of Defense—

(A) cannot be provided by other Federal, State or local civilian agencies; and

(B) are essential to provide support to civil authorities in an incident of national significance or a catastrophic incident.

(2) The term "defense budget materials", with respect to a fiscal year, means the materials submitted to Congress by the Secretary of Defense in support of the budget for that fiscal year.

(e) STRATEGIC PLANNING GUIDANCE.—Section 113(g)(2) of title 10, United States Code, is amended by striking "contingency plans" at the end of the first sentence and inserting the following: "contingency plans, including plans for providing support to civil authorities in an incident of national significance or a catastrophic incident, for homeland defense, and for military support to civil authorities".

Subtitle B—Additional Reserve Component Enhancement

SEC. 1821. UNITED STATES NORTHERN COMMAND.

(a) MANPOWER REVIEW.—

(1) REVIEW BY CHAIRMAN OF THE JOINT CHIEFS OF STAFF.—Not later than one year after the date of the enactment of this Act, the Chairman of the Joint Chiefs of Staff shall submit to the Secretary of Defense a review of the civilian and military positions, job descriptions, and assignments within the United States Northern Command with the goal of determining the feasibility of significantly increasing the number of members of a reserve component assigned to, and civilians employed by, the United States Northern Command who have experience in the planning, training, and employment of forces for homeland defense missions, domestic emergency response, and providing military support to civil authorities.

(2) SUBMISSION OF RESULTS OF REVIEW.—Not later than 90 days after the date on which the Secretary of Defense receives the results of the review under paragraph (1), the Secretary shall submit to Congress a copy of the results of the review, together with such recommendations as the Secretary considers appropriate to achieve the objectives of the review.

(b) DEFINITION.—In this section, the term "United States Northern Command" means the combatant command the geographic area of responsibility of which includes the United States.

SEC. 1822. COUNCIL OF GOVERNORS.

The President shall establish a bipartisan Council of Governors to advise the Secretary of Defense, the Secretary of Homeland Security, and the White House Homeland Security Council on matters related to the National Guard and civil support missions.

SEC. 1823. PLAN FOR RESERVE FORCES POLICY BOARD.

(a) PLAN.—The Secretary of Defense shall develop a plan to implement revisions that the Secretary determines necessary in the designation, organization, membership, functions, procedures, and legislative framework of the Reserve Forces Policy Board. The plan—

(1) shall be consistent with the findings, conclusions, and recommendations included in Part III E of the Report of the Commission on the National Guard and Reserves of March 1, 2007; and

(2) to the extent possible, shall take into account the views and recommendations of civilian and military leaders, past chairmen of the Reserve Forces Policy Board, private organizations with expertise and interest in Department of Defense organization, and other individuals or groups in the discretion of the Secretary.

(b) REPORT.—Not later than July 1, 2008, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the plan developed under subsection (a), including such recommendations for legislation as the Secretary considers necessary.

SEC. 1824. HIGH-LEVEL POSITIONS AUTHORIZED OR REQUIRED TO BE HELD BY RESERVE COMPONENT GENERAL OR FLAG OFFICERS.

(a) SENSE OF CONGRESS.—It is the sense of Congress that, whenever officers of the Armed Forces are considered for promotion to the grade of lieutenant general, or vice admiral in the case of the Navy, on the active duty list, officers in the reserve components of the Armed Forces who are eligible for promotion to such grade should be considered for promotion to such grade.

(b) NATIONAL GUARD OFFICER AS DEPUTY COMMANDER OF UNITED STATES NORTHERN COMMAND.—Section 164(e) of title 10, United States Code, is amended by adding at the end the following new paragraph:

"(4) At least one deputy commander of the combatant command the geographic area of responsibility of which includes the United States shall be a qualified officer of the National Guard who is eligible for promotion to the grade of O–9, unless a National Guard officer is serving as commander of that combatant command.".

(c) INCREASE IN NUMBER OF UNIFIED AND SPECIFIED COMBATANT COMMAND POSITIONS FOR RESERVE COMPONENT OFFICERS.—Section 526(b)(2)(A) of such title is amended by striking "10 general and flag officer positions on the staffs of the commanders of" and inserting "15 general and flag officer positions in".

SEC. 1825. RETIREMENT AGE AND YEARS OF SERVICE LIMITATIONS ON CERTAIN RESERVE GENERAL AND FLAG OFFICERS.

(a) RETIREMENT FOR AGE.—

(1) INCLUSION OF RESERVE GENERALS AND ADMIRALS.—Section 14511 of title 10, United States Code, is amended to read as follows:

"§ 14511. Separation at age 64: officers in grade of major general or rear admiral and above

"(a) SEPARATION REQUIRED.—Unless retired, transferred to the Retired Reserve, or discharged at an earlier date, each reserve offi-

cer of the Army, Air Force, or Marine Corps in the grade of major general or above and each reserve officer of the Navy in the grade of rear admiral or above shall be separated in accordance with section 14515 of this title on the last day of the month in which the officer becomes 64 years of age.

"(b) EXCEPTION FOR OFFICERS SERVING IN O–9 AND O–10 POSITIONS.—The retirement of a reserve officer of the Army, Air Force, or Marine Corps in the grade of lieutenant general or general, or a reserve officer of the Navy in the grade of vice admiral or admiral, under subsection (a) may be deferred—

"(1) by the President, but such a deferment may not extend beyond the first day of the month following the month in which the officer becomes 68 years of age; or

"(2) by the Secretary of Defense, but such a deferment may not extend beyond the first day of the month following the month in which the officer becomes 66 years of age.

"(c) EXCEPTION FOR OFFICERS HOLDING CERTAIN OFFICES.—This section does not apply to an officer covered by section 14512 of this title.".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 1407 of such title is amended by striking the item relating to section 14511 and inserting the following new item:

"14511. Separation at age 64: officers in grade of major general or rear admiral and above.".

(b) CONFORMING AMENDMENTS AND RESERVE OFFICERS HOLDING CERTAIN OTHER OFFICES.—Section 14512 of such title is amended—

(1) in subsection (a)(2)—

(A) by striking subparagraph (A); and

(B) by redesignating subparagraphs (B), (C), and (D) as subparagraphs (A), (B), and (C), respectively; and

(2) in subsection (b)—

(A) by inserting "(1)" before "The Secretary"; and

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

"(2) The Secretary of Defense may defer the retirement of a reserve officer serving in the position of Chief of the Navy Reserve or Commander of the Marine Forces Reserve, but such deferment may not extend beyond the first day of the month following the month in which the officer becomes 66 years of age. A deferment under this paragraph shall not count toward the limitation on the total number of officers whose retirement may be deferred at any one time under paragraph (1).".

(c) IMPOSITION OF YEARS OF SERVICE LIMITATION.—

(1) IMPOSITION OF LIMITATION.—Section 14508 of such title is amended by inserting after subsection (c), as added by section 513, the following new subsection:

"(d) FORTY YEARS OF SERVICE FOR GENERALS AND ADMIRALS.—Unless retired, transferred to the Retired Reserve, or discharged at an earlier date, each reserve officer of the Army, Air Force, or Marine Corps in the grade of general and each reserve officer of the Navy in the grade of admiral shall be separated in accordance with section 14514 of this title on the first day of the first month beginning after the date of the fifth anniversary of the officer's appoint-

ment to that grade or 30 days after the date on which the officer completes 40 years of commissioned service, whichever is later.".

(2) CONFORMING AMENDMENTS.—Subsection (b) of section 10502 of such title, as amended by section 1811, is further amended—

(A) by inserting "(1)" before the first sentence; and

(B) by striking "While holding that office" and inserting the following:

"(2) Except as provided in section 14508(d) of this title, while holding the office of Chief of the National Guard Bureau".

SEC. 1826. ADDITIONAL REPORTING REQUIREMENTS RELATING TO NATIONAL GUARD EQUIPMENT.

Section 10541 of title 10, United States Code, is amended by adding at the end the following new subsection:

"(d) Each report under this section concerning equipment of the National Guard shall also include the following:

"(1) A statement of the accuracy of the projections required by subsection (b)(5)(D) contained in earlier reports under this section, and an explanation, if the projection was not met, of why the projection was not met.

"(2) A certification from the Chief of the National Guard Bureau setting forth an inventory for the preceding fiscal year of each item of equipment—

"(A) for which funds were appropriated;

"(B) which was due to be procured for the National Guard during that fiscal year; and

"(C) which has not been received by a National Guard unit as of the close of that fiscal year.".

DIVISION B—MILITARY CONSTRUCTION AUTHORIZATIONS

SEC. 2001. SHORT TITLE.

This division may be cited as the "Military Construction Authorization Act for Fiscal Year 2008".

SEC. 2002. EXPIRATION OF AUTHORIZATIONS AND AMOUNTS REQUIRED TO BE SPECIFIED BY LAW.

(a) EXPIRATION OF AUTHORIZATIONS AFTER THREE YEARS.—Except as provided in subsection (b), all authorizations contained in titles XXI through XXVII and in title XXIX for military construction projects, land acquisition, family housing projects and facilities, and contributions to the North Atlantic Treaty Organization Security Investment Program (and authorizations of appropriations therefor) shall expire on the later of—

(1) October 1, 2010; or

(2) the date of the enactment of an Act authorizing funds for military construction for fiscal year 2011.

(b) EXCEPTION.—Subsection (a) shall not apply to authorizations for military construction projects, land acquisition, family housing projects and facilities, and contributions to the North Atlantic Treaty Organization Security Investment Program (and authorizations of appropriations therefor), for which appropriated funds have been obligated before the later of—

(1) October 1, 2010; or

(2) the date of the enactment of an Act authorizing funds for fiscal year 2011 for military construction projects, land acquisition, family housing projects and facilities, or contributions to the North Atlantic Treaty Organization Security Investment Program.

TITLE XXI—ARMY

Sec. 2101. Authorized Army construction and land acquisition projects.
Sec. 2102. Family housing.
Sec. 2103. Improvements to military family housing units.
Sec. 2104. Authorization of appropriations, Army.
Sec. 2105. Termination of authority to carry out fiscal year 2007 Army projects for which funds were not appropriated.
Sec. 2106. Technical amendments to Military Construction Authorization Act for Fiscal Year 2007.
Sec. 2107. Modification of authority to carry out certain fiscal year 2006 project.
Sec. 2108. Extension of authorization of certain fiscal year 2005 project.
Sec. 2109. Ground lease, SOUTHCOM headquarters facility, Miami-Doral, Florida.

SEC. 2101. AUTHORIZED ARMY CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(1), the Secretary of the Army may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

Army: Inside the United States

State	Installation or Location	Amount
Alabama	Anniston Army Depot	$26,000,000
	Redstone Arsenal	$22,000,000
Alaska	Fort Richardson	$92,800,000
	Fort Wainwright	$114,500,000
Arizona	Fort Huachuca	$129,600,000
California	Fort Irwin	$24,000,000
	Presidio, Monterey	$28,000,000
Colorado	Fort Carson	$156,200,000
Delaware	Dover Air Force Base	$17,500,000
Florida	Miami Doral	$237,000,000
Georgia	Fort Benning	$189,500,000
	Fort Stewart/Hunter Army Air Field	$123,500,000
Hawaii	Fort Shafter	$31,000,000
	Kahuku Training Area	$10,200,000
	Schofield Barracks	$88,000,000
	Wheeler Army Air Field	$51,000,000
Illinois	Rock Island Arsenal	$3,350,000
Kansas	Fort Leavenworth	$102,400,000
	Fort Riley	$140,200,000
Kentucky	Fort Campbell	$113,600,000
	Fort Knox	$6,700,000
Louisiana	Fort Polk	$15,900,000
Maryland	Aberdeen Proving Ground	$12,200,000
Michigan	Detroit Arsenal	$18,500,000
Missouri	Fort Leonard Wood	$136,050,000
Nevada	Hawthorne Army Ammunition Plant	$11,800,000
New Jersey	Picatinny Arsenal	$9,900,000
New Mexico	White Sands Missile Range	$71,000,000
New York	Fort Drum	$311,200,000
North Carolina	Fort Bragg	$287,200,000
Oklahoma	Fort Sill	$7,500,000
South Carolina	Fort Jackson	$85,000,000

***Army: Inside the United States**—Continued*

State	Installation or Location	Amount
Texas	Camp Bullis	$1,600,000
	Corpus Christi	$11,200,000
	Fort Bliss	$118,400,000
	Fort Hood	$163,400,000
	Fort Sam Houston	$19,150,000
	Red River Army Depot	$9,200,000
Virginia	Fort Belvoir	$13,000,000
	Fort Eustis	$75,000,000
	Fort Lee	$22,600,000
	Fort Myer	$20,800,000
Washington	Fort Lewis	$178,500,000
	Yakima Training Center	$29,000,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(2), the Secretary of the Army may acquire real property and carry out military construction projects for the installations or locations outside the United States, and in the amounts, set forth in the following table:

Army: Outside the United States

Country	Installation or Location	Amount
Afghanistan	Afghanistan	$13,800,000
Bulgaria	Nevo Selo FOS	$61,000,000
Germany	Grafenwoehr	$62,000,000
Honduras	Various locations	$2,550,000
Italy	Aviano	$12,100,000
	Vicenza	$160,900,000
Korea	Camp Humphreys	$57,000,000
Romania	Mihail Kogalniceanu FOS	$12,600,000

SEC. 2102. FAMILY HOUSING.

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(5)(A), the Secretary of the Army may construct or acquire family housing units (including land acquisition and supporting facilities) at the installations or locations, in the number of units, and in the amounts, set forth in the following table:

Army: Family Housing

State or Country	Installation or Location	Units	Amount
Utah	Dugway Proving Ground	28	$5,000,000
Germany	Ansbach	138	$52,000,000

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(5)(A), the Secretary of the Army may carry out architectural and engineering services and construction design activities with respect to the construction or improvement of family housing units in an amount not to exceed $2,000,000.

SEC. 2103. IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS.

Subject to section 2825 of title 10, United States Code, and using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(5)(A), the Secretary of the Army may

improve existing military family housing units in an amount not to exceed $365,400,000.

SEC. 2104. AUTHORIZATION OF APPROPRIATIONS, ARMY.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2007, for military construction, land acquisition, and military family housing functions of the Department of the Army in the total amount of $5,106,703,000 as follows:

(1) For military construction projects inside the United States authorized by section 2101(a), $3,198,150,000.

(2) For military construction projects outside the United States authorized by section 2101(b), $254,950,000.

(3) For unspecified minor military construction projects authorized by section 2805 of title 10, United States Code, $25,900,000.

(4) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $321,983,000.

(5) For military family housing functions:

(A) For construction and acquisition, planning and design, and improvement of military family housing and facilities, $424,400,000.

(B) For support of military family housing (including the functions described in section 2833 of title 10, United States Code), $731,920,000.

(6) For the construction of increment 2 of a barracks complex at Fort Lewis, Washington, authorized by section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2445), as amended by section 20814 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109–289), as added by section 2 of the Revised Continuing Appropriations Resolution, 2007 (Public Law 110–5; 121 Stat. 41), $102,000,000.

(7) For the construction of increment 3 of a barracks complex at Fort Bragg, North Carolina, authorized by section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3485), $47,400,000.

(b) LIMITATION ON TOTAL COST OF CONSTRUCTION PROJECTS.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all projects carried out under section 2101 of this Act may not exceed the sum of the following:

(1) The total amount authorized to be appropriated under paragraphs (1) and (2) of subsection (a).

(2) $137,000,000 (the balance of the amount authorized under section 2101(a) for construction of the United States Southern Command Headquarters, Miami, Florida).

(3) $63,500,000 (the balance of the amount authorized under section 2101(b) for construction of a brigade complex operations support facility at Vicenza, Italy).

(4) $63,500,000 (the balance of the amount authorized under section 2101(b) for construction of a brigade complex barracks and community support facility at Vicenza, Italy).

SEC. 2105. TERMINATION OF AUTHORITY TO CARRY OUT FISCAL YEAR 2007 ARMY PROJECTS FOR WHICH FUNDS WERE NOT APPROPRIATED.

(a) TERMINATION OF INSIDE THE UNITED STATES PROJECTS.—The table in section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2445), as amended by section 20814 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109–289), as added by section 2 of the Revised Continuing Appropriations Resolution, 2007 (Public Law 110–5), is further amended—

(1) by striking the item relating to Redstone Arsenal, Alabama;

(2) by striking the item relating to Fort Wainwright, Alaska;

(3) in the item relating to Fort Irwin, California, by striking "$18,200,000" in the amount column and inserting "$10,000,000";

(4) in the item relating to Fort Carson, Colorado, by striking "$30,800,000" in the amount column and inserting "$24,000,000";

(5) in the item relating to Fort Leavenworth, Kansas, by striking "$23,200,000" in the amount column and inserting "$15,000,000";

(6) in the item relating to Fort Riley, Kansas, by striking "$47,400,000" in the amount column and inserting "$37,200,000";

(7) in the item relating to Fort Campbell, Kentucky, by striking "$135,300,000" in the amount column and inserting "$115,400,000";

(8) by striking the item relating to Fort Polk, Louisiana;

(9) by striking the item relating to Aberdeen Proving Ground, Maryland;

(10) by striking the item relating to Fort Detrick, Maryland;

(11) by striking the item relating to Detroit Arsenal, Michigan;

(12) in the item relating to Fort Leonard Wood, Missouri, by striking "$34,500,000" in the amount column and inserting "$17,000,000";

(13) by striking the item relating to Picatinny Arsenal, New Jersey;

(14) in the item relating to Fort Drum, New York, by striking "$218,600,000" in the amount column and inserting "$209,200,000";

(15) in the item relating to Fort Bragg, North Carolina, by striking "$96,900,000" in the amount column and inserting "$89,000,000";

(16) by striking the item relating to Letterkenny Depot, Pennsylvania;

(17) by striking the item relating to Corpus Christi Army Depot, Texas;

(18) by striking the item relating to Fort Bliss, Texas;

(19) in the item relating to Fort Hood, Texas, by striking "$93,000,000" in the amount column and inserting "$75,000,000";

(20) by striking the item relating to Red River Depot, Texas; and

(21) by striking the item relating to Fort Lee, Virginia.

(b) CONFORMING AMENDMENTS.—Section 2104(a) of such Act (120 Stat. 2447) is amended—

(1) in the matter preceding paragraph (1), by striking "$3,518,450,000" and inserting "$3,275,700,000"; and

(2) in paragraph (1), by striking "$1,362,200,000" and inserting "$1,119,450,000".

SEC. 2106. TECHNICAL AMENDMENTS TO MILITARY CONSTRUCTION AUTHORIZATION ACT FOR FISCAL YEAR 2007.

(a) LOCATION OF PROJECT IN ROMANIA.—The table in section 2101(b) of the Military Construction Authorization Act for 2007 (division B of Public Law 109–364; 120 Stat. 2446) is amended by striking "Babadag Range" and inserting "Mihail Kogalniceanu Air Base".

(b) SPELLING ERROR RELATING TO ARMY FAMILY HOUSING.—The table in section 2102(a) of the Military Construction Authorization Act for 2007 (division B of Public Law 109–364; 120 Stat. 2446) is amended by striking "Fort McCoyine" and inserting "Fort McCoy".

SEC. 2107. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2006 PROJECT.

(a) MODIFICATION.—The table in section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3485) is amended in the item relating to Fort Bragg, North Carolina, by striking "$301,250,000" in the amount column and inserting "$308,250,000".

(b) CONFORMING AMENDMENTS.—Section 2104(b)(5) of that Act (119 Stat. 3488) is amended by striking "$77,400,000" and inserting "$84,400,000".

SEC. 2108. EXTENSION OF AUTHORIZATION OF CERTAIN FISCAL YEAR 2005 PROJECT.

(a) EXTENSION AND RENEWAL.—Notwithstanding section 2701 of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108–375; 118 Stat. 2116), the authorization set forth in the table in subsection (b), as provided in section 2101 of that Act (118 Stat. 2101), shall remain in effect until October 1, 2008, or the date of the enactment of an Act authorizing funds for military construction for fiscal year 2009, whichever is later.

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

Army: Extension of 2005 Project Authorization

Installation or Location	*Project*	*Amount*
Schofield Barracks, Hawaii	*Training facility*	*$35,542,000*

SEC. 2109. GROUND LEASE, SOUTHCOM HEADQUARTERS FACILITY, MIAMI-DORAL, FLORIDA.

(a) GROUND LEASE AUTHORIZED.—The Secretary of the Army may utilize the State of Florida property as described in sublease number 4489–01, entered into between the State of Florida and the United States (in this section referred to as the "ground lease"), for the purpose of constructing a consolidated headquarters facility for the United States Southern Command (SOUTHCOM).

(b) ADDITIONAL TERMS AND CONDITIONS.—The Secretary of the Army may carry out the project to construct a new headquarters on property leased from the State of Florida when the following conditions have been met regarding the lease for the property:

(1) The United States Government shall have the right to use the property without interruption until at least December 31, 2055.

(2) The United States Government shall have the right to use the property for general administrative purposes in the event the United States Southern Command relocates or vacates the property.

(c) AUTHORITY TO OBTAIN GROUND LEASE OF ADJACENT PROPERTY.—The Secretary may obtain the ground lease of additional real property owned by the State of Florida that is adjacent to the real property leased under the ground lease for purposes of completing the construction of the SOUTHCOM headquarters facility, as long as the additional terms of the ground lease required by subsection (b) apply to such adjacent property.

(d) LIMITATION.—The Secretary may not obligate or expend funds appropriated pursuant to the authorization of appropriations in section 2104(a)(1) for the construction of the SOUTHCOM headquarters facility authorized under section 2101(a) until the Secretary transmits to the congressional defense committees a modification to the ground lease signed by the United States Government and the State of Florida in accordance with subsection (b).

TITLE XXII—NAVY

Sec. 2201. Authorized Navy construction and land acquisition projects.
Sec. 2202. Family housing.
Sec. 2203. Improvements to military family housing units.
Sec. 2204. Authorization of appropriations, Navy.
Sec. 2205. Termination of authority to carry out fiscal year 2007 Navy projects for which funds were not appropriated.
Sec. 2206. Modification of authority to carry out certain fiscal year 2005 project.
Sec. 2207. Repeal of authorization for construction of Navy Outlying Landing Field, Washington County, North Carolina.

SEC. 2201. AUTHORIZED NAVY CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(1), the Secretary of the Navy may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

Navy: Inside the United States

State	*Installation or Location*	*Amount*
Alaska	*Outlying Field Evergreen*	*$9,560,000*
Arizona	*Marine Corps Air Station, Yuma*	*$33,720,000*
California	*Marine Corps Air Station, Miramar*	*$26,760,000*
	Marine Corps Base, Camp Pendleton	*$264,360,000*
	Marine Corps Base, Twentynine Palms	*$142,619,000*
	Naval Station, San Diego	*$3,000,000*
	Naval Support Activity, Monterey	*$9,780,000*
	Submarine Base, San Diego	*$23,630,000*
Connecticut	*Submarine Base, New London*	*$21,160,000*

***Navy: Inside the United States**—Continued*

State	*Installation or Location*	*Amount*
Florida	*Marine Corps Logistics Base, Blount Island.*	*$10,240,000*
	Naval Support Activity, Cape Canaveral	*$9,900,000*
	Naval Surface Warfare Center, Panama City.	*$13,870,000*
	Naval Training Center, Corry Field	*$3,140,000*
Georgia	*Marine Corps Logistics Base*	*$9,980,000*
Hawaii	*Marine Corps Air Station, Kaneohe*	*$37,961,000*
	Naval Base, Pearl Harbor	*$99,860,000*
	Naval Station Pearl Harbor, Wahiawa	*$65,410,000*
	Pearl Harbor Naval Shipyard	*$30,200,000*
Illinois	*Naval Training Center, Great Lakes*	*$10,221,000*
Indiana	*Naval Support Activity, Crane*	*$23,800,000*
Maine	*Portsmouth Naval Shipyard*	*$9,700,000*
Maryland	*Naval Air Warfare Center, Patuxent River.*	*$38,360,000*
	Naval Surface Warfare Center, Indian Head.	*$9,450,000*
Mississippi	*Naval Air Station, Meridian*	*$6,770,000*
Nevada	*Naval Air Station, Fallon*	*$11,460,000*
New Jersey	*Naval Air Warfare Center, Lakehurst*	*$4,100,000*
North Carolina	*Marine Corps Air Station, Cherry Point*	*$28,610,000*
	Marine Corps Air Station, New River	*$58,700,000*
	Marine Corps Base, Camp Lejeune	*$248,930,000*
Rhode Island	*Naval Station, Newport*	*$13,760,000*
South Carolina	*Marine Corps Air Station, Beaufort*	*$10,300,000*
	Marine Corps Recruit Depot, Parris Island.	*$55,282,000*
Texas	*Naval Air Station, Corpus Christi*	*$14,290,000*
Virginia	*Marine Corps Base, Quantico*	*$50,519,000*
	Naval Station, Norfolk	*$79,560,000*
	Naval Support Activity, Chesapeake	*$8,450,000*
	Naval Surface Warfare Center, Dahlgren	*$10,000,000*
Washington	*Naval Air Station, Whidbey Island*	*$34,520,000*
	Naval Station, Bremerton	*$119,760,000*
	Naval Station, Everett	*$10,940,000*
	Naval Station, Kitsap	*$6,130,000*

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(2), the Secretary of the Navy may acquire real property and carry out military construction projects for the installations or locations outside the United States, and in the amounts set forth in the following table:

Navy: Outside the United States

Country	*Installation or Location*	*Amount*
Bahrain	*Southwest Asia*	*$35,500,000*
Diego Garcia	*Naval Support Facility, Diego Garcia*	*$7,150,000*
Djibouti	*Camp Lemonier*	*$22,390,000*
Guam	*Naval Activities, Guam*	*$278,818,000*

(c) UNSPECIFIED WORLDWIDE.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(3), the Secretary of the Navy may acquire real property and carry out military construction projects for unspecified installations or locations in the amount set forth in the following table:

Navy: Unspecified Worldwide

Location	*Installation or Location*	*Amount*
Worldwide Unspecified	*Wharf Utilities Upgrade*	*$8,900,000*

SEC. 2202. FAMILY HOUSING.

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(6)(A), the Secretary of the Navy may construct or acquire family housing units (including land acquisition and supporting facilities) at the installations, in the number of units, and in the amounts set forth in the following table:

Navy: Family Housing

Location	*Installation*	*Units*	*Amount*
California	*Twentynine Palms*	*N/A*	*$4,800,000*
Mariana Islands	*Naval Activities, Guam*	*73*	*$57,167,000*

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(6)(A), the Secretary of the Navy may carry out architectural and engineering services and construction design activities with respect to the construction or improvement of military family housing units in an amount not to exceed $3,172,000.

SEC. 2203. IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS.

Subject to section 2825 of title 10, United States Code, and using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(6)(A), the Secretary of the Navy may improve existing military family housing units in an amount not to exceed $237,990,000.

SEC. 2204. AUTHORIZATION OF APPROPRIATIONS, NAVY.

(a) IN GENERAL.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2007, for military construction, land acquisition, and military family housing functions of the Department of the Navy in the total amount of $2,885,317,000, as follows:

(1) For military construction projects inside the United States authorized by section 2201(a), $1,628,762,000.

(2) For military construction projects outside the United States authorized by section 2201(b), $292,946,000.

(3) For military construction projects at unspecified worldwide locations authorized by section 2201(c), $11,600,000.

(4) For unspecified minor military construction projects authorized by section 2805 of title 10, United States Code, $10,000,000.

(5) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $113,017,000.

(6) For military family housing functions:

(A) For construction and acquisition, planning and design, and improvement of military family housing and facilities, $293,129,000.

(B) For support of military family housing (including functions described in section 2833 of title 10, United States Code), $371,404,000.

(7) For the construction of increment 2 of the construction of an addition to the National Maritime Intelligence Center, Suitland, Maryland, authorized by section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2448), $52,069,000.

(8) For the construction of increment 3 of recruit training barracks infrastructure upgrade at Recruit Training Command, Great Lakes, Illinois, authorized by section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3490), $16,650,000.

(9) For the construction of increment 3 of wharf upgrades at Yokosuka, Japan, authorized by section 2201(b) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3490), $8,750,000.

(10) For the construction of increment 2 of the Bachelor Enlisted Quarters Homeport Ashore Program at Bremerton, Washington (formerly referred to as a project at Naval Station, Everett), authorized by section 2201(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3490), $47,240,000.

(11) For the construction of increment 4 of the limited area production and storage complex at Naval Submarine Base, Kitsap, Bangor, Washington (formerly referred to as a project at the Strategic Weapons Facility Pacific, Bangor), authorized by section 2201(a) of the Military Construction Authorization Act of Fiscal Year 2005 (division B of Public Law 108–375; 118 Stat. 2105), as amended by section 2206 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3493), $39,750,000.

(b) LIMITATION ON TOTAL COST OF CONSTRUCTION PROJECTS.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all projects carried out under section 2201 of this Act may not exceed the sum of the following:

(1) The total amount authorized to be appropriated under paragraphs (1), (2), and (3) of subsection (a).

(2) $50,000,000 (the balance of the amount authorized under section 2201(a) for a submarine drive-in magnetic silencing facility in Pearl Harbor, Hawaii.

(3) $50,912,000 (the balance of the amount authorized under section 2201(b) for construction of a wharf extension in Apra Harbor, Guam.

SEC. 2205. TERMINATION OF AUTHORITY TO CARRY OUT FISCAL YEAR 2007 NAVY PROJECTS FOR WHICH FUNDS WERE NOT APPROPRIATED.

(a) TERMINATION OF INSIDE THE UNITED STATES PROJECTS.—The table in section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2449) is amended—

(1) in the item relating to Marine Corps Base, Twentynine Palms, California, by striking "$27,217,000" in the amount column and inserting "$8,217,000";

(2) by striking the item relating to Naval Support Activity, Monterey, California;

(3) by striking the item relating to Naval Submarine Base, New London, Connecticut;

(4) by striking the item relating to Cape Canaveral, Florida;

(5) in the item relating to Marine Corps Logistics Base, Albany, Georgia, by striking "$70,540,000" in the amount column and inserting "$62,000,000";

(6) by striking the item relating to Naval Magazine, Pearl Harbor, Hawaii;

(7) by striking the item relating to Naval Shipyard, Pearl Harbor, Hawaii;

(8) by striking the item relating to Naval Support Activity, Crane, Indiana;

(9) by striking the item relating to Portsmouth Naval Shipyard, Maine;

(10) by striking the item relating to Naval Air Station, Meridian, Mississippi;

(11) by striking the item relating to Naval Air Station, Fallon, Nevada;

(12) by striking the item relating to Marine Corps Air Station, Cherry Point, North Carolina;

(13) by striking the item relating to Naval Station, Newport, Rhode Island;

(14) in the item relating to Marine Corps Air Station, Beaufort, South Carolina, by striking "$25,575,000" in the amount column and inserting "$22,225,000";

(15) by striking the item relating to Naval Special Weapons Center, Dahlgren, Virginia;

(16) in the item relating to Naval Support Activity, Norfolk, Virginia, by striking "$41,712,000" in the amount column and inserting "$28,462,000";

(17) in the item relating to Naval Air Station, Whidbey Island, Washington, by striking "$67,303,000" in the amount column and inserting "$57,653,000"; and

(18) in the item relating to Naval Base, Kitsap, Washington, by striking "$17,617,000" in the amount column and inserting "$13,507,000".

(b) TERMINATION OF MILITARY FAMILY HOUSING PROJECTS.—Section 2204(a)(6)(A) of such Act (120 Stat. 2450) is amended by striking "$308,956,000" and inserting "$305,256,000".

(c) CONFORMING AMENDMENTS.—Section 2204(a) of such Act (120 Stat. 2450) is amended—

(1) in the matter preceding paragraph (1), by striking "$2,109,367,000" and inserting "$1,946,867,000"; and

(2) in paragraph (1), by striking "$832,982,000" and inserting "$674,182,000".

SEC. 2206. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2005 PROJECT.

(a) MODIFICATION.—The table in section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108–375; 118 Stat. 2105), as amended by section 2206 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3493) and section

2205 of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2452), is amended—

(1) in the item relating to Strategic Weapons Facility Pacific, Bangor, Washington, by striking "$147,760,000" in the amount column and inserting "$295,000,000"; and

(2) by striking the amount identified as the total in the amount column and inserting "$972,719,000".

(b) CONFORMING AMENDMENT.—Section 2204 of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108–375; 118 Stat. 2107), as amended by section 2206 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3493) and section 2205 of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2453), is amended in subsection (b)(6), by striking "$95,320,000" and inserting "$259,320,000".

SEC. 2207. REPEAL OF AUTHORIZATION FOR CONSTRUCTION OF NAVY OUTLYING LANDING FIELD, WASHINGTON COUNTY, NORTH CAROLINA.

(a) REPEAL OF AUTHORIZATION.—The table in section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136; 117 Stat. 1704) is amended by striking the item relating to Navy Outlying Landing Field, Washington County, North Carolina, as added by section 2205(a) of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2452).

(b) REPEAL OF INCREMENTAL FUNDING AUTHORITY.—Section 2204(b) of that Act (117 Stat. 1706) is amended by striking paragraph (6).

(c) EFFECT OF REPEAL.—The amendments made by this section do not affect the expenditure of funds obligated, before the effective date of this title, for the construction of the Navy Outlying Landing Field, Washington County, North Carolina, or the acquisition of real property to facilitate such construction.

TITLE XXIII—AIR FORCE

Sec. 2301. Authorized Air Force construction and land acquisition projects.
Sec. 2302. Family housing.
Sec. 2303. Improvements to military family housing units.
Sec. 2304. Authorization of appropriations, Air Force.
Sec. 2305. Termination of authority to carry out fiscal year 2007 Air Force projects for which funds were not appropriated.
Sec. 2306. Modification of authority to carry out certain fiscal year 2006 projects.
Sec. 2307. Extension of authorizations of certain fiscal year 2005 projects.
Sec. 2308. Extension of authorizations of certain fiscal year 2004 projects.

SEC. 2301. AUTHORIZED AIR FORCE CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(1), the Secretary of the Air Force may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

Air Force: Inside the United States

State	*Installation or Location*	*Amount*
Alaska	*Elmendorf Air Force Base*	*$83,180,000*
Arizona	*Davis-Monthan Air Force Base*	*$11,200,000*
	Luke Air Force Base	*$5,500,000*
Arkansas	*Little Rock Air Force Base*	*$19,600,000*
California	*Travis Air Force Base*	*$37,400,000*
Colorado	*Fort Carson*	*$13,500,000*
	Schriever Air Force Base	*$24,500,000*
	United States Air Force Academy	*$15,000,000*
District of Columbia	*Bolling Air Force Base*	*$2,500,000*
Florida	*Eglin Air Force Base*	*$158,300,000*
	MacDill Air Force Base	*$60,500,000*
	Patrick Air Force Base	*$11,854,000*
	Tyndall Air Force Base	*$52,514,000*
Georgia	*Moody Air Force Base*	*$7,500,000*
	Robins Air Force Base	*$19,700,000*
Hawaii	*Hickam Air Force Base*	*$31,971,000*
Illinois	*Scott Air Force Base*	*$24,900,000*
Kansas	*Fort Riley*	*$12,515,000*
	McConnell Air Force Base	*$6,300,000*
Massachusetts	*Hanscom Air Force Base*	*$12,800,000*
Mississippi	*Columbus Air Force Base*	*$9,800,000*
Missouri	*Whiteman Air Force Base*	*$11,400,000*
Montana	*Malmstrom Air Force Base*	*$7,000,000*
Nebraska	*Offutt Air Force Base*	*$16,952,000*
Nevada	*Nellis Air Force Base*	*$4,950,000*
New Mexico	*Cannon Air Force Base*	*$1,688,000*
	Kirtland Air Force Base	*$15,100,000*
North Dakota	*Grand Forks Air Force Base*	*$13,000,000*
	Minot Air Force Base	*$18,200,000*
Oklahoma	*Altus Air Force Base*	*$2,000,000*
	Tinker Air Force Base	*$34,600,000*
	Vance Air Force Base	*$7,700,000*
South Carolina	*Charleston Air Force Base*	*$11,000,000*
	Shaw Air Force Base	*$9,300,000*
South Dakota	*Ellsworth Air Force Base*	*$16,600,000*
Texas	*Goodfellow Air Force Base*	*$5,800,000*
	Lackland Air Force Base	*$14,000,000*
	Laughlin Air Force Base	*$5,200,000*
	Randolph Air Force Base	*$2,950,000*
	Shepard Air Force Base	*$7,000,000*
Utah	*Hill Air Force Base*	*$25,999,000*
Washington	*Fairchild Air Force Base*	*$6,200,000*
Wyoming	*Francis E. Warren Air Force Base*	*$14,600,000*

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(2), the Secretary of the Air Force may acquire real property and carry out military construction projects for the installations or locations outside the United States, and in the amounts, set forth in the following table:

Air Force: Outside the United States

Country	*Installation or Location*	*Amount*
Germany	*Ramstein Air Base*	*$48,209,000*
Guam	*Andersen Air Force Base*	*$15,816,000*
Qatar	*Al Udeid Air Base*	*$22,300,000*
Spain	*Moron Air Base*	*$1,800,000*
United Kingdom	*Royal Air Force Lakenheath*	*$17,300,000*
	Royal Air Force Menwith Hill Station	*$41,000,000*

(c) UNSPECIFIED WORLDWIDE.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(3), the Secretary of the Air Force may acquire real property and carry out military construction projects for unspecified installations or locations in the amount set forth in the following table:

Air Force: Unspecified Worldwide

Location	*Installation or Location*	*Amount*
Worldwide Classified	*Classified Project*	*$1,500,000*
	Classified-Special Evaluation Program	*$12,328,000*

SEC. 2302. FAMILY HOUSING.

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(6)(A), the Secretary of the Air Force may construct or acquire family housing units (including land acquisition and supporting facilities) at the installations or locations, in the number of units, and in the amounts set forth in the following table:

Air Force: Family Housing

State or Country	*Installation or Location*	*Units*	*Amount*
Germany	*Ramstein Air Base*	*117*	*$56,275,000*

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(6)(A), the Secretary of the Air Force may carry out architectural and engineering services and construction design activities with respect to the construction or improvement of military family housing units in an amount not to exceed $12,210,000.

SEC. 2303. IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS.

Subject to section 2825 of title 10, United States Code, and using amounts appropriated pursuant to the authorization of appropriations in section 2304(6)(A), the Secretary of the Air Force may improve existing military family housing units in an amount not to exceed $259,262,000.

SEC. 2304. AUTHORIZATION OF APPROPRIATIONS, AIR FORCE.

Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2007, for military construction, land acquisition, and military family housing functions of the Department of the Air Force in the total amount of $2,175,829,000, as follows:

(1) For military construction projects inside the United States authorized by section 2301(a), $872,273,000.

(2) For military construction projects outside the United States authorized by section 2301(b), $146,425,000.

(3) For the military construction projects at unspecified worldwide locations authorized by section 2301(c), $13,828,000.

(4) For unspecified minor military construction projects authorized by section 2805 of title 10, United States Code, $15,000,000.

(5) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $43,721,000.

(6) For military family housing functions:

(A) For construction and acquisition, planning and design, and improvement of military family housing and facilities, $327,747,000.

(B) For support of military family housing (including functions described in section 2833 of title 10, United States Code), $688,335,000.

(7) For the construction of increments 3 and 4 of the main base runway at Edwards Air Force Base, California, authorized by section 2301(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3494), $43,500,000.

(8) For the construction of increment 3 of the CENTCOM Joint Intelligence Center at MacDill Air Force Base, Florida, authorized by section 2301(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3494), as amended by section 2305 of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2456), $25,000,000.

SEC. 2305. TERMINATION OF AUTHORITY TO CARRY OUT FISCAL YEAR 2007 AIR FORCE PROJECTS FOR WHICH FUNDS WERE NOT APPROPRIATED.

(a) TERMINATION OF INSIDE THE UNITED STATES PROJECTS.—The table in section 2301(a) of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2453) is amended—

(1) in the item relating to Elmendorf, Alaska, by striking "$68,100,000" in the amount column and inserting "$56,100,000";

(2) in the item relating to Davis-Monthan Air Force Base, Arizona, by striking "$11,800,000" in the amount column and inserting "$4,600,000";

(3) by striking the item relating to Little Rock Air Force Base, Arkansas;

(4) in the item relating to Travis Air Force Base, California, by striking "$85,800,000" in the amount column and inserting "$73,900,000";

(5) by striking the item relating to Peterson Air Force Base, Colorado;

(6) in the item relating to Dover Air Force, Delaware, by striking "$30,400,000" in the amount column and inserting "$26,400,000";

(7) in the item relating to Eglin Air Force Base, Florida, by striking "$30,350,000" in the amount column and inserting "$19,350,000";

(8) in the item relating to Tyndall Air Force Base, Florida, by striking "$8,200,000" in the amount column and inserting "$1,800,000";

(9) in the item relating to Robins Air Force Base, Georgia, by striking "$59,600,000" in the amount column and inserting "$38,600,000";

(10) in the item relating to Scott Air Force, Illinois, by striking "$28,200,000" in the amount column and inserting "$20,000,000";

(11) by striking the item relating to McConnell Air Force Base, Kansas;

(12) by striking the item relating to Hanscom Air Force Base, Massachusetts;

(13) by striking the item relating to Whiteman Air Force Base, Missouri;

(14) by striking the item relating to Malmstrom Air Force Base, Montana;

(15) in the item relating to McGuire Air Force Base, New Jersey, by striking "$28,500,000" in the amount column and inserting "$15,500,000";

(16) by striking the item relating to Kirtland Air Force Base, New Mexico;

(17) by striking the item relating to Minot Air Force Base, North Dakota;

(18) in the item relating to Altus Air Force Base, Oklahoma, by striking "$9,500,000" in the amount column and inserting "$1,500,000";

(19) by striking the item relating to Tinker Air Force Base, Oklahoma;

(20) by striking the item relating to Charleston Air Force Base, South Carolina;

(21) in the item relating to Shaw Air Force Base, South Carolina, by striking "$31,500,000" in the amount column and inserting "$22,200,000";

(22) by striking the item relating to Ellsworth Air Force Base, South Dakota;

(23) by striking the item relating to Laughlin Air Force Base, Texas;

(24) by striking the item relating to Sheppard Air Force Base, Texas;

(25) in the item relating to Hill Air Force Base, Utah, by striking "$63,400,000" in the amount column and inserting "$53,400,000"; and

(26) by striking the item relating to Fairchild Air Force Base, Washington.

(b) CONFORMING AMENDMENTS.—Section 2304(a) of such Act (120 Stat. 2455) is amended—

(1) in the matter preceding paragraph (1), by striking "$3,231,442,000" and inserting "$3,005,817,000"; and

(2) in paragraph (1), by striking "$962,286,000" and inserting "$736,661,000".

(c) EXCEPTION.—The termination of the authorization of a military construction project or land acquisition as a result of the amendment made by subsection (a) shall not apply with respect to a military construction project or land acquisition—

(1) that was authorized by section 2301(a) of such Act; and

(2) for which a contract for the construction or acquisition was entered into before October 1, 2007.

SEC. 2306. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2006 PROJECTS.

(a) FURTHER MODIFICATION OF INSIDE THE UNITED STATES PROJECT.—The table in section 2301(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3494), as amended by section 2305(a) of the

Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2456), is further amended—

(1) in the item relating to Edwards Air Force Base, California, by striking "$103,000,000" in the amount column and inserting "$111,500,000"; and

(2) in the item relating to MacDill Air Force Base, Florida, by striking "$101,500,000" in the amount column and inserting "$126,500,000".

(b) CONFORMING AMENDMENTS.—Section 2304(b) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3496), as amended by section 2305(b) of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2456), is further amended—

(1) in paragraph (3), by striking "$66,000,000" and inserting "$74,500,000"; and

(2) in paragraph (4), by striking "$23,300,000" and inserting "$48,300,000".

SEC. 2307. EXTENSION OF AUTHORIZATIONS OF CERTAIN FISCAL YEAR 2005 PROJECTS.

(a) EXTENSION AND RENEWAL.—Notwithstanding section 2701 of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108–375; 118 Stat. 2116), the authorizations set forth in the table in subsection (b), as provided in section 2302 of that Act (118 Stat. 2110), shall remain in effect until October 1, 2008, or the date of the enactment of an Act authorizing funds for military construction for fiscal year 2009, whichever is later.

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

Air Force: Extension of 2005 Project Authorizations

Installation or Location	*Project*	*Amount*
Davis-Monthan Air Force Base, Arizona.	*Family housing (250 units)*	*$48,500,000*
Vandenberg Air Force Base, California.	*Family housing (120 units)*	*$30,906,000*
MacDill Air Force Base, Florida	*Family housing (61 units)*	*$21,723,000*
	Housing maintenance facility	*$1,250,000*
Columbus Air Force Base, Mississippi	*Housing management facility*	*$711,000*
Whiteman Air Force Base, Missouri	*Family housing (160 units)*	*$37,087,000*
Seymour Johnson Air Force Base, North Carolina.	*Family housing (167 units)*	*$32,693,000*
Goodfellow Air Force Base, Texas	*Family housing (127 units)*	*$20,604,000*
Ramstein Air Base, Germany	*USAFE Theater Aerospace Operations Support Center.*	*$24,024,000*

SEC. 2308. EXTENSION OF AUTHORIZATIONS OF CERTAIN FISCAL YEAR 2004 PROJECTS.

(a) EXTENSION.—Notwithstanding section 2701 of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136; 117 Stat. 1716), authorizations set forth in the table in subsection (b), as provided in section 2302 of that Act (117 Stat. 1710) and extended by section 2702 of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2464), shall remain in effect until October

1, 2008, or the date of the enactment of an Act authorizing funds for military construction for fiscal year 2009, whichever is later.

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

Air Force: Extension of 2004 Project Authorizations

Installation or Location	Project	Amount
Travis Air Force Base, California	Family housing (56 units)	$12,723,000
Eglin Air Force Base, Florida	Family housing (279 units)	$32,166,000

TITLE XXIV—DEFENSE AGENCIES

Sec. 2401. Authorized Defense Agencies construction and land acquisition projects.
Sec. 2402. Energy conservation projects.
Sec. 2403. Authorization of appropriations, Defense Agencies.
Sec. 2404. Termination or modification of authority to carry out certain fiscal year 2007 Defense Agencies projects.
Sec. 2405. Munitions demilitarization facilities, Blue Grass Army Depot, Kentucky, and Pueblo Chemical Activity, Colorado.
Sec. 2406. Extension of authorizations of certain fiscal year 2005 projects.

SEC. 2401. AUTHORIZED DEFENSE AGENCIES CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2403(a)(1), the Secretary of Defense may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following tables:

Defense Education Activity

State	Installation or Location	Amount
North Carolina	Marine Corps Base, Camp Lejeune	$2,014,000

Defense Intelligence Agency

State	Installation or Location	Amount
District of Columbia	Bolling Air Force Base	$1,012,000

Defense Logistics Agency

State	Installation or Location	Amount
California	Port Loma Annex	$140,000,000
Florida	Naval Air Station, Key West	$1,874,000
Hawaii	Hickam Air Force Base	$11,900,000
New Mexico	Kirtland Air Force Base	$1,800,000
Ohio	Defense Supply Center Columbus	$4,000,000
Pennsylvania	Defense Distribution Depot, New Cumberland	$21,000,000
Virginia	Fort Belvoir	$5,000,000

National Security Agency

State	Installation or Location	Amount
Maryland	Fort Meade	$11,901,000

Special Operations Command

State	Installation or Location	Amount
California	Marine Corps Base, Camp Pendleton	$20,030,000
	Naval Amphibious Base, Coronodo	$12,000,000
Florida	Hurlburt Field	$29,111,000
	MacDill Air Force Base	$47,700,000
Georgia	Fort Benning	$35,000,000
	Hunter Army Air Field	$13,800,000
Kentucky	Fort Campbell	$53,500,000
Mississippi	Stennis Space Center	$10,200,000
New Mexico	Cannon Air Force Base	$7,500,000
North Carolina	Fort Bragg	$47,250,000
	Marine Corps Base, Camp Lejeune	$28,210,000
Virginia	Dam Neck	$113,800,000
	Naval Amphibious Base, Little Creek	$48,000,000
Washington	Fort Lewis	$77,000,000

TRICARE Management Activity

State	Installation or Location	Amount
Florida	MacDill Air Force Base	$5,000,000
Illinois	Naval Hospital, Great Lakes	$99,000,000
New York	Fort Drum	$41,000,000
Texas	Camp Bullis	$7,400,000
Virginia	Naval Station, Norfolk	$6,450,000
Washington	Fort Lewis	$21,000,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2403(a)(2), the Secretary of Defense may acquire real property and carry out military construction projects for the installations or locations outside the United States, and in the amounts, set forth in the following tables:

Defense Education Activity

Country	Installation or Location	Amount
Belgium	Sterrebeek	$5,992,000
Germany	Ramstein Air Base	$5,393,000
	Wiesbaden Air Base	$20,472,000

Special Operations Command

Country	Installation or Location	Amount
Bahrain	Southwest Asia	$19,000,000
Qatar	Al Udeid AB	$52,852,000

TRICARE Management Activity

Country	Installation or Location	Amount
Germany	Spangdahlem Air Base	$30,100,000

(c) UNSPECIFIED WORLDWIDE.—Using the amounts appropriated pursuant to the authorization of appropriations in section 2403(a)(3), the Secretary of Defense may acquire real property and carry out military construction projects for unspecified installations or locations in the amount set forth in the following table:

Defense Agencies: Unspecified Worldwide

Location	*Installation or Location*	*Amount*
Worldwide Classified	*Classified Project*	*$1,887,000*

SEC. 2402. ENERGY CONSERVATION PROJECTS.

Using amounts appropriated pursuant to the authorization of appropriations in section 2403(a)(7), the Secretary of Defense may carry out energy conservation projects under chapter 173 of title 10, United States Code, in the amount of $70,000,000.

SEC. 2403. AUTHORIZATION OF APPROPRIATIONS, DEFENSE AGENCIES.

(a) IN GENERAL.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2007, for military construction, land acquisition, and military family housing functions of the Department of Defense (other than the military departments) in the total amount of $1,763,120,000 as follows:

(1) For military construction projects inside the United States authorized by section 2401(a), $791,902,000.

(2) For military construction projects outside the United States authorized by section 2401(b), $133,809,000.

(3) For the military construction projects at unspecified worldwide locations authorized by section 2301(c), $1,887,000.

(4) For unspecified minor military construction projects under section 2805 of title 10, United States Code, $23,711,000.

(5) For contingency construction projects of the Secretary of Defense under section 2804 of title 10, United States Code, $5,000,000.

(6) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $155,569,000.

(7) For energy conservation projects authorized by section 2402 of this Act, $70,000,000.

(8) For military family housing functions:

(A) For support of military family housing (including functions described in section 2833 of title 10, United States Code), $48,848,000.

(B) For credit to the Department of Defense Family Housing Improvement Fund established by section 2883(a)(1) of title 10, United States Code, $500,000.

(9) For the construction of increment 3 of the regional security operations center at Kunia, Hawaii, authorized by section 2401(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3497), as amended by section 7017 of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109–234; 120 Stat. 485), $136,318,000.

(10) For the construction of increment 3 of the regional security operations center at Augusta, Georgia, authorized by section 2401(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3497), as amended by section 7016 of the Emergency Supplemental Appropriations Act for Defense, the Global War on Ter-

ror, and Hurricane Recovery, 2006 (Public Law 109–234; 120 Stat. 485), $100,000,000.

(11) For the construction of increment 2 of the health clinic replacement at MacDill Air Force Base, Florida, authorized by section 2401(a) of the Military Construction Authorization Act of Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2457), $41,400,000.

(12) For the construction of increment 2 of the replacement of the Army Medical Research Institute of Infectious Diseases at Fort Detrick, Maryland, authorized by section 2401(a) of the Military Construction Authorization Act of Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2457), $150,000,000.

(13) For the construction of increment 9 of a munitions demilitarization facility at Pueblo Chemical Activity, Colorado, authorized by section 2401(a) of the Military Construction Authorization Act for Fiscal Year 1997 (division B of Public Law 104–201; 110 Stat. 2775), as amended by section 2406 of the Military Construction Authorization Act for Fiscal Year 2000 (division B of Public Law 106–65; 113 Stat. 839) and section 2407 of the Military Construction Authorization Act for Fiscal Year 2003 (division B of Public Law 107–314; 116 Stat. 2698), $35,159,000.

(14) For the construction of increment 8 of a munitions demilitarization facility at Blue Grass Army Depot, Kentucky, authorized by section 2401(a) of the Military Construction Authorization Act for Fiscal Year 2000 (division B of Public Law 106–65; 113 Stat. 835), as amended by section 2405 of the Military Construction Authorization Act for Fiscal Year 2002 (division B of Public Law 107–107; 115 Stat. 1298) and section 2405 of the Military Construction Authorization Act for Fiscal Year 2003 (division B of Public Law 107–314; 116 Stat. 2698), $69,017,000.

(b) LIMITATION ON TOTAL COST OF CONSTRUCTION PROJECTS.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all projects carried out under section 2401 of this Act may not exceed the sum of the following:

(1) The total amount authorized to be appropriated under paragraphs (1), (2), and (3) of subsection (a).

(2) $84,300,000 (the balance of the amount authorized for the Defense Logistics Agency under section 2401(a) for the replacement of fuel storage facilities, Point Loma Annex, California).

(3) $47,250,000 (the balance of the amount authorized for the Special Operations Command under section 2401(a) for a special operations forces operations facility at Dam Neck, Virginia).

SEC. 2404. TERMINATION OR MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2007 DEFENSE AGENCIES PROJECTS.

(a) TERMINATION OF PROJECTS FOR WHICH FUNDS WERE NOT APPROPRIATED.—The table relating to Special Operations Command in section 2401(a) of the Military Construction Authorization Act for

Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2457) is amended—

(1) by striking the item relating to Stennis Space Center, Mississippi; and

(2) in the item relating to Fort Bragg, North Carolina, by striking "$51,768,000" in the amount column and inserting "$44,868,000".

(b) MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN BASE CLOSURE AND REALIGNMENT ACTIVITIES.—Section 2405(a)(7) of that Act (120 Stat. 2460) is amended by striking "$191,220,000" and inserting "$252,279,000".

(c) MODIFICATION OF MUNITIONS DEMILITARIZATION FACILITY PROJECT.—Section 2405(a)(15) of that Act (120 Stat. 2461) is amended by striking "$99,157,000" and inserting "$89,157,000".

(d) CONFORMING AMENDMENTS.—Section 2405(a) of that Act (120 Stat. 2460) is amended—

(1) in the matter preceding paragraph (1), by striking "$7,163,431,000" and inserting "$7,197,390,000"; and

(2) in paragraph (1), by striking "$533,099,000" and inserting "$515,999,000".

SEC. 2405. MUNITIONS DEMILITARIZATION FACILITIES, BLUE GRASS ARMY DEPOT, KENTUCKY, AND PUEBLO CHEMICAL ACTIVITY, COLORADO.

(a) MUNITIONS DEMILITARIZATION FACILITY, BLUE GRASS ARMY DEPOT.—

(1) AUTHORITY TO INCREASE AMOUNT FOR CONSTRUCTION.—Consistent with the total project amount authorized for the construction of a munitions demilitarization facility at Blue Grass Army Depot, Kentucky, by section 2401(a) of the Military Construction Authorization Act for Fiscal Year 2000 (division B of Public Law 106–65; 113 Stat. 836), as amended by section 2405 of the Military Construction Authorization Act for Fiscal Year 2002 (division B of Public Law 107–107; 115 Stat. 1298) and section 2405 of the Military Construction Authorization Act for Fiscal Year 2003 (division B of Public Law 107–314; 116 Stat. 2698), the Secretary of Defense may transfer amounts of authorizations made available by section 2403(a)(1) of this Act to increase amounts available for the construction of increment 8 of such munitions demilitarization facility.

(2) AGGREGATE LIMIT.—The aggregate amount of authorizations that the Secretary may transfer under the authority of this subsection may not exceed $17,300,000.

(b) MUNITIONS DEMILITARIZATION FACILITY, PUEBLO CHEMICAL ACTIVITY.—

(1) AUTHORITY TO INCREASE AMOUNT FOR CONSTRUCTION.—Consistent with the total project amount authorized for the construction a munitions demilitarization facility at Pueblo Chemical Activity, Colorado, by section 2401(a) of the Military Construction Authorization Act for Fiscal Year 1997 (Public Law 104–201; 110 Stat. 2775), as amended by section 2406 of the Military Construction Authorization Act for Fiscal Year 2000 (division B of Public Law 106–65; 113 Stat. 839) and section 2407 of the Military Construction Authorization Act for Fiscal Year 2003 (division B of Public Law 107–314; 116 Stat. 2698), the Secretary of Defense may transfer amounts of authoriza-

tions made available by section 2403(a)(1) of this Act to increase amounts available for the construction of increment 9 of such munitions demilitarization facility.

(2) AGGREGATE LIMIT.—The aggregate amount of authorizations that the Secretary may transfer under the authority of this subsection may not exceed $32,000,000.

(c) CERTIFICATION REQUIREMENT.—Before exercising the authority provided in subsection (a) or (b), the Secretary of Defense shall provide to the congressional defense committees—

(1) a certification that the transfer under such subsection of amounts authorized to be appropriated is in the best interest of national security; and

(2) a statement that the increased amount authorized to be appropriated will be used to carry out authorized military construction activities.

SEC. 2406. EXTENSION OF AUTHORIZATIONS OF CERTAIN FISCAL YEAR 2005 PROJECTS.

(a) EXTENSION AND RENEWAL.—Notwithstanding section 2701 of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108–375; 118 Stat. 2116), the authorizations set forth in the table in subsection (b), as provided in section 2401 of that Act (118 Stat. 2112), shall remain in effect until October 1, 2008, or the date of the enactment of an Act authorizing funds for military construction for fiscal year 2009, whichever is later.

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

Defense Agencies: Extension of 2005 Project Authorizations

Installation or Location	*Agency and Project*	*Amount*
Naval Air Station, Oceana, Virginia	*DLA bulk fuel storage tank*	*$3,589,000*
Naval Air Station, Jacksonville, Florida	*TMA hospital project*	*$28,438,000*

TITLE XXV—NORTH ATLANTIC TREATY ORGANIZATION SECURITY INVESTMENT PROGRAM

Sec. 2501. Authorized NATO construction and land acquisition projects.
Sec. 2502. Authorization of appropriations, NATO.

SEC. 2501. AUTHORIZED NATO CONSTRUCTION AND LAND ACQUISITION PROJECTS.

The Secretary of Defense may make contributions for the North Atlantic Treaty Organization Security Investment Program as provided in section 2806 of title 10, United States Code, in an amount not to exceed the sum of the amount authorized to be appropriated for this purpose in section 2502 and the amount collected from the North Atlantic Treaty Organization as a result of construction previously financed by the United States.

SEC. 2502. AUTHORIZATION OF APPROPRIATIONS, NATO.

Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2007, for contributions by the Secretary of Defense under section 2806 of title 10, United States Code, for the share of the United States of the cost of projects for the North

Atlantic Treaty Organization Security Investment Program authorized by section 2501, in the amount of $201,400,000.

TITLE XXVI—GUARD AND RESERVE FORCES FACILITIES

Sec. 2601. Authorized Army National Guard construction and land acquisition projects.
Sec. 2602. Authorized Army Reserve construction and land acquisition projects.
Sec. 2603. Authorized Navy Reserve and Marine Corps Reserve construction and land acquisition projects.
Sec. 2604. Authorized Air National Guard construction and land acquisition projects.
Sec. 2605. Authorized Air Force Reserve construction and land acquisition projects.
Sec. 2606. Authorization of appropriations, National Guard and Reserve.
Sec. 2607. Termination of authority to carry out fiscal year 2007 Guard and Reserve projects for which funds were not appropriated.
Sec. 2608. Modification of authority to carry out fiscal year 2006 Air Force Reserve construction and acquisition projects.
Sec. 2609. Extension of authorizations of certain fiscal year 2005 projects.
Sec. 2610. Extension of authorizations of certain Fiscal Year 2004 projects.

SEC. 2601. AUTHORIZED ARMY NATIONAL GUARD CONSTRUCTION AND LAND ACQUISITION PROJECTS.

Using amounts appropriated pursuant to the authorization of appropriations in section 2606(1)(A), the Secretary of the Army may acquire real property and carry out military construction projects for the Army National Guard locations, and in the amounts, set forth in the following table:

Army National Guard

State	Location	Amount
Alabama	Springville	$3,300,000
Arizona	Florence	$10,870,000
Arkansas	Camp Robinson	$25,823,000
California	Camp Roberts	$2,850,000
	Sacramento Army Depot	$21,000,000
Connecticut	Niantic	$13,600,000
Florida	Camp Blanding	$15,524,000
	Jacksonville	$12,200,000
Idaho	Gowen Field	$7,615,000
	Orchard Training Area	$1,700,000
Illinois	St. Clair County	$8,100,000
Indiana	Muscatatuck	$4,996,000
Iowa	Iowa City	$13,186,000
Kentucky	London	$2,427,000
Michigan	Camp Grayling	$2,450,000
	Lansing	$4,239,000
Minnesota	Camp Ripley	$17,450,000
Mississippi	Camp Shelby	$4,000,000
Missouri	Whiteman Air Force Base	$30,000,000
North Carolina	Asheville	$3,733,000
North Dakota	Camp Grafton	$33,416,000
Oregon	Ontario	$11,000,000
Pennsylvania	Carlisle	$7,800,000
	East Fallowfield Township	$8,300,000
	Fort Indiantown Gap	$9,500,000
	Gettysburg	$6,300,000
	Graterford	$7,300,000
	Hanover	$5,500,000
	Hazelton	$5,600,000
	Holidaysburg	$9,400,000
	Huntingdon	$7,500,000

***Army National Guard**—Continued*

State	Location	Amount
	Kutztown	*$6,800,000*
	Lebanon	*$7,800,000*
	Philadelphia	*$13,650,000*
	Waynesburg	*$9,000,000*
Rhode Island	*East Greenwich*	*$8,200,000*
	North Kingstown	*$33,000,000*
Texas	*Camp Bowie*	*$1,500,000*
	Fort Wolters	*$2,100,000*
Utah	*North Salt Lake*	*$12,200,000*
Vermont	*Ethan Allen Range*	*$1,996,000*
Virginia	*Fort Pickett*	*$26,211,000*
	Winchester	*$3,113,000*
West Virginia	*Camp Dawson*	*$9,400,000*
Wyoming	*Camp Guernsey*	*$2,650,000*

SEC. 2602. AUTHORIZED ARMY RESERVE CONSTRUCTION AND LAND ACQUISITION PROJECTS.

Using amounts appropriated pursuant to the authorization of appropriations in section 2606(1)(B), the Secretary of the Army may acquire real property and carry out military construction projects for the Army Reserve locations, and in the amounts, set forth in the following table:

Army Reserve

State	Location	Amount
California	*BT Collins*	*$6,874,000*
	Fort Hunter Liggett	*$7,035,000*
	Garden Grove	*$25,440,000*
Montana	*Butte*	*$7,629,000*
New Jersey	*Fort Dix*	*$22,900,000*
New York	*Fort Drum*	*$15,923,000*
Texas	*Ellington Field*	*$15,000,000*
	Fort Worth	*$15,076,000*
Wisconsin	*Ellsworth*	*$9,100,000*
	Fort McCoy	*$8,523,000*

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

Using amounts appropriated pursuant to the authorization of appropriations in section 2606(a)(2), the Secretary of the Navy may acquire real property and carry out military construction projects for the Navy Reserve and Marine Corps Reserve locations, and in the amounts, set forth in the following table:

Navy Reserve and Marine Corps Reserve

State	Location	Amount
California	*Miramar*	*$5,580,000*
Michigan	*Selfridge*	*$4,030,000*
Ohio	*Wright-Patterson Air Force Base*	*$10,277,000*
Oregon	*Portland*	*$1,900,000*
South Dakota	*Sioux Falls*	*$3,730,000*
Texas	*Austin*	*$6,490,000*
	Fort Worth	*$27,484,000*
Virginia	*Quantico*	*$2,410,000*

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

Using amounts appropriated pursuant to the authorization of appropriations in section 2606(3)(A), the Secretary of the Air Force may acquire real property and carry out military construction projects for the Air National Guard locations, and in the amounts, set forth in the following table:

Air National Guard

State	Location	Amount
Colorado	Buckley Air National Guard Base	$7,300,000
Delaware	New Castle	$10,800,000
Florida	Jacksonville International Airport	$6,000,000
Georgia	Savannah International Airport	$9,000,000
Indiana	Hulman Regional Airport	$7,700,000
Kansas	Smoky Hill Air National Guard Range	$9,000,000
Louisiana	Camp Beauregard	$1,800,000
Massachusetts	Otis Air National Guard Base	$1,800,000
	Barnes Air National Guard Base	$7,300,000
Mississippi	Key Field	$6,100,000
Nebraska	Lincoln	$8,900,000
Nevada	Reno-Tahoe International Airport	$5,200,000
New Hampshire	Pease Air National Guard Base	$8,900,000
New Jersey	Atlantic City	$9,800,000
New York	Gabreski Airport	$8,400,000
	Griffiss	$6,600,000
	Hancock Field	$5,100,000
North Carolina	Charlotte	$4,000,000
Ohio	Rickenbacker Air National Guard Base	$7,600,000
Pennsylvania	Fort Indiantown Gap	$12,700,000
	Harrisburg	$1,000,000
Rhode Island	Quonset State Airport	$5,000,000
South Dakota	Joe Foss Field	$7,900,000
Tennessee	Lovell Field	$8,200,000
	McGhee-Tyson Airport	$3,200,000
	Memphis International Airport	$11,376,000
Texas	Ellington Field	$7,200,000
Vermont	Burlington	$6,600,000
West Virginia	Eastern WV Regional Airport	$50,776,000
	Yeager	$17,300,000
Wisconsin	Truax Field	$7,000,000

SEC. 2605. AUTHORIZED AIR FORCE RESERVE CONSTRUCTION AND LAND ACQUISITION PROJECTS.

Using amounts appropriated pursuant to the authorization of appropriations in section 2606(3)(B), the Secretary of the Air Force may acquire real property and carry out military construction projects for the Air Force Reserve locations, and in the amounts, set forth in the following table:

Air Force Reserve

State	Location	Amount
Alaska	Elmendorf Air Force Base	$14,950,000
Utah	Hill Air Force Base	$3,200,000

SEC. 2606. AUTHORIZATION OF APPROPRIATIONS, NATIONAL GUARD AND RESERVE.

Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2007, for the costs of acquisition, architectural and engineering services, and construction of facilities for the Guard and Reserve Forces, and for contributions therefor,

under chapter 1803 of title 10, United States Code (including the cost of acquisition of land for those facilities), in the following amounts:

(1) For the Department of the Army—

(A) for the Army National Guard of the United States, $536,656,000; and

(B) for the Army Reserve, $148,133,000.

(2) For the Department of the Navy, for the Navy and Marine Corps Reserve, $64,430,000.

(3) For the Department of the Air Force—

(A) for the Air National Guard of the United States, $287,537,000; and

(B) for the Air Force Reserve, $28,359,000.

SEC. 2607. TERMINATION OF AUTHORITY TO CARRY OUT FISCAL YEAR 2007 GUARD AND RESERVE PROJECTS FOR WHICH FUNDS WERE NOT APPROPRIATED.

Section 2601 of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2463) is amended—

(1) in paragraph (1)—

(A) in subparagraph (A), by striking "$561,375,000" and inserting "$476,697,000"; and

(B) in subparagraph (B), by striking "$190,617,000" and inserting "$167,987,000";

(2) in paragraph (2), by striking "49,998,000" and inserting "$43,498,000"; and

(3) in paragraph (3)—

(A) in subparagraph (A), by striking "$294,283,000" and inserting "$133,983,000"; and

(B) in subparagraph (B), by striking "$56,836,000" and inserting "$47,436,000".

SEC. 2608. MODIFICATION OF AUTHORITY TO CARRY OUT FISCAL YEAR 2006 AIR FORCE RESERVE CONSTRUCTION AND ACQUISITION PROJECTS.

Section 2601(3)(B) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3501) is amended by striking "$105,883,000" and inserting "$102,783,000".

SEC. 2609. EXTENSION OF AUTHORIZATIONS OF CERTAIN FISCAL YEAR 2005 PROJECTS.

(a) EXTENSION AND RENEWAL.—Notwithstanding section 2701 of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108–375; 118 Stat. 2116), the authorizations set forth in the tables in subsection (b), as provided in section 2601 of that Act (118 Stat. 2115), shall remain in effect until October 1, 2008, or the date of the enactment of an Act authorizing funds for military construction for fiscal year 2009, whichever is later.

(b) TABLES.—The tables referred to in subsection (a) are as follows:

Army National Guard: Extension of 2005 Project Authorizations

Installation or Location	*Project*	*Amount*
Dublin, California	*Readiness center*	*$11,318,000*

***Army National Guard: Extension of 2005 Project Authorizations**—Continued*

Installation or Location	*Project*	*Amount*
Gary, Indiana	*Reserve center*	*$9,380,000*

Army Reserve: Extension of 2005 Project Authorization

Installation or Location	*Project*	*Amount*
Corpus Christi (Robstown), Texas	*Storage facility*	*$9,038,000*

SEC. 2610. EXTENSION OF AUTHORIZATIONS OF CERTAIN FISCAL YEAR 2004 PROJECTS.

(a) EXTENSION.—Notwithstanding section 2701 of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136; 117 Stat. 1716), the authorizations set forth in the table in subsection (b), as provided in section 2601 of that Act (117 Stat. 1715) and extended by section 2702 of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2464), shall remain in effect until October 1, 2008, or the date of the enactment of an Act authorizing funds for military construction for fiscal year 2009, whichever is later.

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

Army National Guard: Extension of 2004 Project Authorizations

Installation or Location	*Project*	*Amount*
Albuquerque, New Mexico	*Readiness center*	*$2,533,000*
Fort Indiantown Gap, Pennsylvania	*Multi-purpose training range*	*$15,338,000*

TITLE XXVII—BASE CLOSURE AND REALIGNMENT ACTIVITIES

Sec. 2701. Authorization of appropriations for base closure and realignment activities funded through Department of Defense Base Closure Account 1990.
Sec. 2702. Authorized base closure and realignment activities funded through Department of Defense Base Closure Account 2005.
Sec. 2703. Authorization of appropriations for base closure and realignment activities funded through Department of Defense Base Closure Account 2005.
Sec. 2704. Authorized cost and scope of work variations for military construction and military family housing projects related to base closures and realignments.
Sec. 2705. Transfer of funds from Department of Defense Base Closure Account 2005 to Department of Defense Housing Funds.
Sec. 2706. Comprehensive accounting of funding required to ensure timely implementation of 2005 Defense Base Closure and Realignment Commission recommendations.
Sec. 2707. Relocation of units from Roberts United States Army Reserve Center and Navy-Marine Corps Reserve Center, Baton Rouge, Louisiana.
Sec. 2708. Acquisition of real property, Fort Belvoir, Virginia, as part of the realignment of the installation.
Sec. 2709. Report on availability of traffic infrastructure and facilities to support base realignment.

SEC. 2701. AUTHORIZATION OF APPROPRIATIONS FOR BASE CLOSURE AND REALIGNMENT ACTIVITIES FUNDED THROUGH DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT 1990.

Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2007, for base closure and realign-

ment activities, including real property acquisition and military construction projects, as authorized by the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note) and funded through the Department of Defense Base Closure Account 1990 established by section 2906 of such Act, in the total amount of $295,689,000, as follows:

(1) For the Department of the Army, $98,716,000.

(2) For the Department of the Navy, $50,000,000.

(3) For the Department of the Air Force, $143,260,000.

(4) For the Defense Agencies, $3,713,000.

SEC. 2702. AUTHORIZED BASE CLOSURE AND REALIGNMENT ACTIVITIES FUNDED THROUGH DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT 2005.

Using amounts appropriated pursuant to the authorization of appropriations in section 2703, the Secretary of Defense may carry out base closure and realignment activities, including real property acquisition and military construction projects, as authorized by the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note) and funded through the Department of Defense Base Closure Account 2005 established by section 2906A of such Act, in the amount of $8,718,988,000.

SEC. 2703. AUTHORIZATION OF APPROPRIATIONS FOR BASE CLOSURE AND REALIGNMENT ACTIVITIES FUNDED THROUGH DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT 2005.

Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2007, for base closure and realignment activities, including real property acquisition and military construction projects, as authorized by the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note) and funded through the Department of Defense Base Closure Account 2005 established by section 2906A of such Act, in the total amount of $8,040,401,000, as follows:

(1) For the Department of the Army, $4,015,746,000.

(2) For the Department of the Navy, $733,695,000.

(3) For the Department of the Air Force, $1,183,812,000.

(4) For the Defense Agencies, $2,107,148,000.

SEC. 2704. AUTHORIZED COST AND SCOPE OF WORK VARIATIONS FOR MILITARY CONSTRUCTION AND MILITARY FAMILY HOUSING PROJECTS RELATED TO BASE CLOSURES AND REALIGNMENTS.

(a) VARIATIONS AUTHORIZED.—Section 2905A of the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note) is amended by adding at the end the following new subsection:

"(f) AUTHORIZED COST AND SCOPE OF WORK VARIATIONS.—(1) Subject to paragraphs (2) and (3), the cost authorized for a military construction project or military family housing project to be carried out using funds in the Account may not be increased or reduced by more than 20 percent or $2,000,000, whichever is greater, of the amount specified for the project in the conference report to accompany the Military Construction Authorization Act authorizing the project. The scope of work for such a project may not be reduced by more than 25 percent from the scope specified in the most recent budget documents for the projects listed in such conference report.

"(2) Paragraph (1) shall not apply to a military construction project or military family housing project to be carried out using funds in the Account with an estimated cost of less than $5,000,000, unless the project has not been previously identified in any budget submission for the Account and exceeds the applicable minor construction threshold under section 2805 of title 10, United States Code.

"(3) The limitation on cost or scope variation in paragraph (1) shall not apply if the Secretary of Defense makes a determination that an increase or reduction in cost or a reduction in the scope of work for a military construction project or military family housing project to be carried out using funds in the Account needs to be made for the sole purpose of meeting unusual variations in cost or scope. If the Secretary makes such a determination, the Secretary shall notify the congressional defense committees of the variation in cost or scope not later than 21 days before the date on which the variation is made in connection with the project or, if the notification is provided in an electronic medium pursuant to section 480 of title 10, United States Code, not later than 14 days before the date on which the variation is made. The Secretary shall include the reasons for the variation in the notification.".

(b) REPORT ON EXISTING PROJECTS.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report specifying all military construction projects and military family housing projects carried out using funds in the Department of Defense Base Closure Account 2005 for which a cost or scope of work variation was made before that date that would have been subject to subsection (f) of section 2905A of the Defense Base Closure and Realignment Act of 1990, as added by this section, if such subsection had been in effect when the cost or scope of work variation was made. The Secretary shall include a description of each variation covered by the report and the reasons for the variation.

SEC. 2705. TRANSFER OF FUNDS FROM DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT 2005 TO DEPARTMENT OF DEFENSE HOUSING FUNDS.

(a) TRANSFER AUTHORITY.—Subsection (c) of section 2883 of title 10, United States Code, is amended—

(1) in paragraph (1), by adding at the end the following new subparagraph:

"(G) Subject to subsection (f), any amounts that the Secretary of Defense transfers to that Fund from amounts in the Department of Defense Base Closure Account 2005."; and

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

"(G) Subject to subsection (f), any amounts that the Secretary of Defense transfers to that Fund from amounts in the Department of Defense Base Closure Account 2005.".

(b) NOTIFICATION AND JUSTIFICATION FOR TRANSFER.—Subsection (f) of such section is amended—

(1) by striking "paragraph (1)(B) or (2)(B)" and inserting "subparagraph (B) or (G) of paragraph (1) or subparagraph (B) or (G) of paragraph (2)"; and

(2) by adding at the end the following new sentence: "In addition, the notice required in connection with a transfer under

subparagraph (G) of paragraph (1) or subparagraph (G) of paragraph (2) shall include a certification that the amounts to be transferred from the Department of Defense Base Closure Account 2005 were specified in the conference report to accompany the most recent Military Construction Authorization Act.".

SEC. 2706. COMPREHENSIVE ACCOUNTING OF FUNDING REQUIRED TO ENSURE TIMELY IMPLEMENTATION OF 2005 DEFENSE BASE CLOSURE AND REALIGNMENT COMMISSION RECOMMENDATIONS.

The Secretary of Defense shall submit to Congress with the budget materials for fiscal year 2009 a comprehensive accounting of the funding required to ensure that the plan for implementing the final recommendations of the 2005 Defense Base Closure and Realignment Commission remains on schedule for completion by September 15, 2011, as required by section 2904(c)(5) of the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note).

SEC. 2707. RELOCATION OF UNITS FROM ROBERTS UNITED STATES ARMY RESERVE CENTER AND NAVY-MARINE CORPS RESERVE CENTER, BATON ROUGE, LOUISIANA.

The Secretary of the Army may use funds appropriated pursuant to the authorization of appropriations in paragraphs (1) and (2) of section 2703 for the purpose of siting an Army Reserve Center and Navy and Marine Corps Reserve Center on land under the control of the State of Louisiana adjacent to, or in the vicinity of, the Baton Rouge Metropolitan Airport in Baton Rouge, Louisiana, at a location determined by the Secretary to be in the best interest of national security and in the public interest.

SEC. 2708. ACQUISITION OF REAL PROPERTY, FORT BELVOIR, VIRGINIA, AS PART OF THE REALIGNMENT OF THE INSTALLATION.

(a) ACQUISITION AUTHORITY.—Pursuant to section 2905(a)(1)(A) of the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note), the relocation of members of the Armed Forces and civilian employees of the Department of Defense who are scheduled to be relocated to Fort Belvoir, Virginia, shall be limited to the following locations:

(1) Fort Belvoir.

(2) A parcel of real property consisting of approximately 69.5 acres, under the administrative jurisdiction of the Administrator of General Services (in this section referred to as the "Administrator") and containing warehouse facilities in Springfield, Virginia, (in this section referred to the "GSA Property").

(3) Any other parcels of land (using including any improvement thereon) that are acquired, using competitive procedures, in fee in the vicinity of Fort Belvoir.

(b) ACQUISITION SELECTION CRITERIA.—The Secretary of the Army shall select the site to be used under subsection (a) based on the best value to the Government, and, in making that determination, the Secretary shall consider cost and schedule.

(c) GSA PROPERTY TRANSFER AUTHORIZED.—Pursuant to the relocation alternative authorized by subsection (a)(2), the Administrator may transfer the GSA Property to the administrative jurisdiction of the Secretary of the Army for the purpose of permitting the

Secretary to construct facilities on the property to support administrative functions to be located at Fort Belvoir, Virginia.

(d) IMPLEMENTATION OF GSA PROPERTY TRANSFER.—

(1) CONSIDERATION.—As consideration for the transfer of the GSA Property under subsection (c), the Secretary of the Army shall—

(A) pay all reasonable costs to move personnel, furnishings, equipment, and other material related to the relocation of functions identified by the Administrator; and

(B) if determined to be necessary by the Administrator—

(i) transfer to the administrative jurisdiction of the Administrator a parcel of property in the National Capital Region under the jurisdiction of the Secretary and determined to be suitable by the Administrator;

(ii) design and construct storage facilities, utilities, security measures, and access to a road infrastructure on the parcel transferred under clause (i) to meet the requirements of the Administrator; and

(iii) enter into a memorandum of agreement with the Administrator for support services and security at the new facilities constructed pursuant to clause (ii).

(2) EQUAL VALUE TRANSFER.—As a condition of the transfer of the GSA Property under subsection (c), the transfer agreement shall provide that the fair market value of the GSA Property and the consideration provided under paragraph (1) shall be equal or, if not equal, shall be equalized through the use of a cash equalization payment.

(3) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the GSA Property shall be determined by surveys satisfactory to the Administrator and the Secretary of the Army.

(4) CONGRESSIONAL NOTICE.—Before undertaking an activity under subsection (c) that would require approval of a prospectus under section 3307 of title 40, United States Code, the Administrator shall provide to the Committee on Transportation and Infrastructure of the House of Representatives, the Committee on Environment and Public Works of the Senate, and the congressional defense committees a written notice containing a description of the activity to be undertaken.

(5) NO EFFECT ON COMPLIANCE WITH ENVIRONMENTAL LAWS.—Nothing in this section or subsection (c) may be construed to affect or limit the application of or obligation to comply with any environmental law, including section 120(h) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9620(h)).

(6) ADDITIONAL TERMS AND CONDITIONS.—The Administrator and the Secretary of the Army may require such additional terms and conditions in connection with the GSA Property transfer as the Administrator, in consultation with the Secretary, determines appropriate to protect the interests of the United States and further the purposes of this section.

(e) ADMINISTRATION OF TRANSFERRED OR ACQUIRED PROPERTY.—Upon completion of any property transfer or acquisition au-

thorized by subsection (a), the property shall be administered by the Secretary of the Army as a part of Fort Belvoir.

(f) STATUS REPORT.—Not later than March 1, 2008, the Secretary of the Army shall submit to the congressional defense committees a report on the status and estimated costs of implementing subsection (a).

SEC. 2709. REPORT ON AVAILABILITY OF TRAFFIC INFRASTRUCTURE AND FACILITIES TO SUPPORT BASE REALIGNMENT.

(a) SENSE OF CONGRESS.—

(1) DESIGNATION OF DEFENSE ACCESS ROADS.—It is the sense of Congress that roads leading onto Fort Belvoir, Virginia, and other military installations that will be significantly impacted by an increase in the number of members of the Armed Forces and civilian employees of the Department of Defense assigned to the installation as a result of the 2005 round of defense base closures and realignments under the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note) or any other significant impact resulting from a realignment of forces should be considered for designation as defense access roads for purposes of section 210 of title 23, United States Code.

(2) FACILITIES AND INFRASTRUCTURE.—It is the sense of Congress that the Secretary of Defense should seek to ensure that the permanent facilities and infrastructure necessary to support the mission of the Armed Forces and the quality of life needs of members of the Armed Forces, civilian employees, and their families are ready for use at receiving locations before units are transferred to such locations as a result of the 2005 round of defense base closures and realignments.

(b) STUDY OF MILITARY INFRASTRUCTURE AND SURFACE TRANSPORTATION INFRASTRUCTURE.—Not later than April 1, 2008, the Comptroller General shall submit to the congressional defense committees a report with regard to each military installation that will be significantly impacted by an increase in assigned forces or civilian personnel, as described in subsection (a), for the purpose of determining whether—

(1) military facility requirements (including quality of life projects) will be met before the arrival of assigned forces; and

(2) the Department of Defense has programmed sufficient funding to mitigate community traffic congestion in accordance with the defense access roads program under section 210 of title 23, United States Code.

TITLE XXIX—MILITARY CONSTRUCTION GENERAL PROVISIONS

Subtitle A—Military Construction Program and Military Family Housing Changes

Sec. 2801. Authority to use operation and maintenance funds for construction projects outside the United States.
Sec. 2802. Clarification of requirement for authorization of military construction.
Sec. 2803. Increase in thresholds for unspecified minor military construction projects.
Sec. 2804. Temporary authority to support revitalization of Department of Defense laboratories through unspecified minor military construction projects.

Sec. 2805. Extension of authority to accept equalization payments for facility exchanges.
Sec. 2806. Modifications of authority to lease military family housing.
Sec. 2807. Expansion of authority to exchange reserve component facilities.
Sec. 2808. Limitation on use of alternative authority for acquisition and improvement of military housing for privatization of temporary lodging facilities.
Sec. 2809. Two-year extension of temporary program to use minor military construction authority for construction of child development centers.
Sec. 2810. Report on housing privatization initiatives.

Subtitle B—Real Property and Facilities Administration

Sec. 2821. Requirement to report real property transactions resulting in annual costs of more than $750,000.
Sec. 2822. Continued consolidation of real property provisions without substantive change.
Sec. 2823. Modification of authority to lease non-excess property of the military departments.
Sec. 2824. Cooperative agreement authority for management of cultural resources on certain sites outside military installations.
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Sec. 2884. Naming of research laboratory at Air Force Rome Research Site, Rome, New York, in honor of the Honorable Sherwood L. Boehlert, a former member of the United States House of Representatives.
Sec. 2885. Naming of administration building at Joint Systems Manufacturing Center, Lima, Ohio, in honor of the Honorable Michael G. Oxley, a former member of the United States House of Representatives.
Sec. 2886. Naming of Logistics Automation Training Facility, Army Quartermaster Center and School, Fort Lee, Virginia, in honor of General Richard H. Thompson.
Sec. 2887. Authority to relocate Joint Spectrum Center to Fort Meade, Maryland.

Subtitle A—Military Construction Program and Military Family Housing Changes

SEC. 2801. AUTHORITY TO USE OPERATION AND MAINTENANCE FUNDS FOR CONSTRUCTION PROJECTS OUTSIDE THE UNITED STATES.

(a) ONE-YEAR EXTENSION OF AUTHORITY.—Subsection (a) of section 2808 of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136; 117 Stat. 1723), as amended by section 2810 of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108–375; 118 Stat. 2128), section 2809 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3508), and section 2802 of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2466), is further amended by striking "2007" and inserting "2008".

(b) PRENOTIFICATION REQUIREMENT.—Subsection (b) of such section is amended by striking the first sentence and inserting the following new sentences: "Before using appropriated funds available for operation and maintenance to carry out a construction project outside the United States that has an estimated cost in excess of the amounts authorized for unspecified minor military construction projects under section 2805(c) of title 10, United States Code, the Secretary of Defense shall submit to the congressional committees specified in subsection (f) a notice regarding the construction project. The project may be carried out only after the end of the 10-day period beginning on the date the notice is received by the committees or, if earlier, the end of the 7-day period beginning on the date on which a copy of the notification is provided in an electronic medium pursuant to section 480 of title 10, United States Code.".

(c) ANNUAL LIMITATION ON USE OF AUTHORITY.—Subsection (c) of such section is amended to read as follows:

"(c) ANNUAL LIMITATION ON USE OF AUTHORITY.—The total cost of the construction projects carried out under the authority of this section using, in whole or in part, appropriated funds available for operation and maintenance shall not exceed $200,000,000 in a fiscal year.".

(d) CONFORMING AMENDMENT.—Subsection (g) of such section is amended by striking "notice of the" and inserting "advance notice of the proposed".

(e) RATIFICATION OF PROPOSED CONSTRUCTION AND LAND ACQUISITION PROJECTS USING FISCAL YEAR 2007 OPERATION AND MAINTENANCE FUNDS.—The nine construction projects outside the United States proposed to be carried out using funds appropriated to the Department of Defense for operation and maintenance for fiscal year 2007, but for which the obligation or expenditure of funds was prohibited by subsection (g) of section 2808 of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136; 117 Stat. 1723), as added by section 2809 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3508), may be carried out using such funds after the date of the enactment of this Act notwithstanding such subsection (g).

SEC. 2802. CLARIFICATION OF REQUIREMENT FOR AUTHORIZATION OF MILITARY CONSTRUCTION.

(a) CLARIFICATION OF REQUIREMENT FOR AUTHORIZATION.—Section 2802(a) of title 10, United States Code, is amended by inserting after "military construction projects" the following: ", land acquisitions, and defense access road projects (as described under section 210 of title 23)".

(b) CLARIFICATION OF DEFINITION.—Section 2801(a) of such title is amended by inserting after "permanent requirements" the following: ", or any acquisition of land or construction of a defense access road (as described in section 210 of title 23)".

SEC. 2803. INCREASE IN THRESHOLDS FOR UNSPECIFIED MINOR MILITARY CONSTRUCTION PROJECTS.

Section 2805(a)(1) of title 10, United States Code, is amended by striking "$1,500,000" and inserting "$2,000,000".

SEC. 2804. TEMPORARY AUTHORITY TO SUPPORT REVITALIZATION OF DEPARTMENT OF DEFENSE LABORATORIES THROUGH UNSPECIFIED MINOR MILITARY CONSTRUCTION PROJECTS.

(a) LABORATORY REVITALIZATION.—Section 2805 of title 10, United States Code, is amended—

(1) by redesignating subsection (d) as subsection (e); and

(2) by inserting after subsection (c) the following new subsection (d):

"(d) LABORATORY REVITALIZATION.—(1) For the revitalization and recapitalization of laboratories owned by the United States and under the jurisdiction of the Secretary concerned, the Secretary concerned may obligate and expend—

"(A) from appropriations available to the Secretary concerned for operation and maintenance, amounts necessary to carry out an unspecified minor military construction project costing not more than $2,000,000; or

"(B) from appropriations available to the Secretary concerned for military construction not otherwise authorized by law, amounts necessary to carry out an unspecified minor military construction project costing not more than $4,000,000.

"(2) For an unspecified minor military construction project conducted pursuant to this subsection, $2,000,000 shall be deemed to be the amount specified in subsection (b)(1) regarding when advance approval of the project by the Secretary concerned and congressional notification is required. The Secretary of Defense shall establish procedures for the review and approval of requests from the Secretary of a military department to carry out a construction project under this subsection.

"(3) For purposes of this subsection, the total amount allowed to be applied in any one fiscal year to projects at any one laboratory shall be limited to the larger of the amounts applicable under paragraph (1).

"(4) Not later than February 1, 2010, the Secretary of Defense shall submit to the congressional defense committees a report on the use of the authority provided by this subsection. The report shall include a list and description of the construction projects carried out under this subsection, including the location and cost of each project.

"(5) In this subsection, the term 'laboratory' includes—

"(A) a research, engineering, and development center; and

"(B) a test and evaluation activity.

"(6) The authority to carry out a project under this subsection expires on September 30, 2012.".

(b) STYLISTIC AMENDMENTS.—Such section is further amended—

(1) in subsection (a), by inserting "AUTHORITY TO CARRY OUT UNSPECIFIED MINOR MILITARY CONSTRUCTION PROJECTS.—" after "(a)";

(2) in subsection (b), by inserting "APPROVAL AND CONGRESSIONAL NOTIFICATION.—" after "(b)";

(3) in subsection (c), by inserting "USE OF OPERATION AND MAINTENANCE FUNDS.—" after "(c)"; and

(4) in subsection (e), as redesignated by subsection (a)(1), by inserting "PROHIBITION ON USE FOR NEW HOUSING UNITS.—" after "(e)".

SEC. 2805. EXTENSION OF AUTHORITY TO ACCEPT EQUALIZATION PAYMENTS FOR FACILITY EXCHANGES.

Section 2809(c)(5) of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108–375; 118 Stat. 2127) is amended by striking "September 30, 2007" and inserting "September 30, 2010".

SEC. 2806. MODIFICATIONS OF AUTHORITY TO LEASE MILITARY FAMILY HOUSING.

(a) INCREASED MAXIMUM LEASE AMOUNT APPLICABLE TO CERTAIN DOMESTIC ARMY FAMILY HOUSING LEASES.—Subsection (b) of section 2828 of title 10, United States Code, is amended—

(1) in paragraph (2), by striking "paragraphs (3) and (4)" and inserting "paragraphs (3), (4), and (7)";

(2) in paragraph (5), by striking "paragraphs (2) and (3)" and inserting "paragraphs (2), (3), and (7)"; and

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

"(7)(A) Not more than 600 housing units may be leased by the Secretary of the Army under subsection (a) for which the expenditure for the rental of such units (including the cost of utilities, maintenance, and operation) exceeds the maximum amount per unit per year in effect under paragraph (2) but does not exceed $18,620 per unit per year, as adjusted from time to time under paragraph (5).

"(B) The maximum lease amount provided in subparagraph (A) shall apply only to Army family housing in areas designated by the Secretary of the Army.

"(C) The term of a lease under subparagraph (A) may not exceed 2 years.".

(b) FOREIGN MILITARY FAMILY HOUSING LEASES.—Subsection (e)(2) of such section is amended by striking "the Secretary of the Navy may lease not more than 2,800 units of family housing in Italy, and the Secretary of the Army may lease not more than 500 units of family housing in Italy" and inserting "the Secretaries of the military departments may lease not more than 3,300 units of family housing in Italy".

(c) INCREASED THRESHOLD FOR CONGRESSIONAL NOTIFICATION FOR FOREIGN MILITARY FAMILY HOUSING LEASES.—Subsection (f) of such section is amended by striking "$500,000" and inserting "$1,000,000".

(d) REPORT REQUIRED.—Not later than March 1, 2008, the Secretary of Defense shall submit to the congressional defense committees a report on the rental of family housing in foreign countries (including the costs of utilities, maintenance, and operations) that exceed $60,000 per unit per year. The report shall include a list and description of rental units (including total gross square feet and number of bedrooms), location, rental cost, the requirement for the rental, and the options that the Secretary has available to decrease the costs associated with the rentals.

SEC. 2807. EXPANSION OF AUTHORITY TO EXCHANGE RESERVE COMPONENT FACILITIES.

Section 18240(a) of title 10, United States Code, is amended by striking "with a State" in the first sentence and inserting "with an Executive agency (as defined in section 105 of title 5), the United States Postal Service, or a State".

SEC. 2808. LIMITATION ON USE OF ALTERNATIVE AUTHORITY FOR ACQUISITION AND IMPROVEMENT OF MILITARY HOUSING FOR PRIVATIZATION OF TEMPORARY LODGING FACILITIES.

(a) LIMITATION ON PRIVATIZATION OF TEMPORARY LODGING FACILITIES.—Notwithstanding any other provision of subchapter IV of chapter 169 of title 10, United States Code, the privatization of temporary lodging facilities under such subchapter is limited to the military installations authorized in subsection (b) until 120 days after the date on which the report described in subsection (d)(1) is submitted.

(b) AUTHORIZED INSTALLATIONS.—The military installations at which the privatization of temporary lodging facilities may proceed under subsection (a) are the following:

(1) Redstone Arsenal, Alabama.

(2) Fort Rucker, Alabama.

(3) Yuma Proving Ground, Arizona.

(4) Fort McNair, District of Columbia.
(5) Fort Shafter, Hawaii.
(6) Tripler Army Medical Center, Hawaii.
(7) Fort Leavenworth, Kansas.
(8) Fort Riley, Kansas.
(9) Fort Polk, Louisiana.
(10) Fort Sill, Oklahoma.
(11) Fort Hood, Texas.
(12) Fort Sam Houston, Texas.
(13) Fort Myer, Virginia.

(c) EFFECT OF LIMITATION.—The limitation imposed by subsection (a) prohibits the issuance of contract solicitations for the privatization of temporary lodging facilities at any military installation not specified in subsection (b).

(d) REPORTING REQUIREMENTS.—

(1) REPORT BY SECRETARY OF THE ARMY.—Not earlier than eight months after the date on which the notice of transfer associated with the military installations specified in subsection (b) is issued, the Secretary of the Army shall submit to the congressional defense committees and the Comptroller General a report that—

(A) describes the implementation of the privatization of temporary lodging facilities at the installations specified in subsection (b);

(B) evaluates the efficiency of the program; and

(C) contains such recommendations as the Secretary considers appropriate regarding expansion of the program.

(2) REPORT BY COMPTROLLER GENERAL.—Not later than 90 days after receiving the report under paragraph (1), the Comptroller General shall submit to the congressional defense committees a review of both the privatization of temporary lodging facilities and the report of the Secretary.

SEC. 2809. TWO-YEAR EXTENSION OF TEMPORARY PROGRAM TO USE MINOR MILITARY CONSTRUCTION AUTHORITY FOR CONSTRUCTION OF CHILD DEVELOPMENT CENTERS.

(a) EXTENSION.—Subsection (e) of section 2810 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3510) is amended by striking "September 30, 2007" and inserting "September 30, 2009".

(b) REPORT REQUIRED.—Subsection (d) of such section is amended by striking "March 1, 2007" and inserting "March 1, 2009".

SEC. 2810. REPORT ON HOUSING PRIVATIZATION INITIATIVES.

(a) REPORT REQUIRED.—Not later than March 31, 2008, the Comptroller General shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report containing—

(1) a list of all housing privatization transactions carried out by the Department of Defense that, as of such date, are behind schedule or in default; and

(2) recommendations regarding the opportunities for the Federal Government to ensure that all terms of each housing privatization transaction are completed according to the original schedule and budget.

(b) SPECIFIC INFORMATION REGARDING EACH TRANSACTION.—For each housing privatization transaction included in the report required by subsection (a), the report shall provide a description of the following:

(1) The reasons for schedule delays, cost overruns, or default.

(2) How solicitations and competitions were conducted for the project.

(3) How financing, partnerships, legal arrangements, leases, or contracts in relation to the project were structured.

(4) Which entities, including Federal entities, are bearing financial risk for the project, and to what extent.

(5) The remedies available to the Federal Government to restore the transaction to schedule or ensure completion of the terms of the transaction in question at the earliest possible time.

(6) The extent to which the Federal Government has the ability to affect the performance of various parties involved in the project.

(7) The remedies available to subcontractors to recoup liens in the case of default, non-payment by the developer or other party to the transaction or lease agreement, or re-structuring.

(8) The remedies available to the Federal Government to affect receivership actions or transfer of ownership of the project.

(9) The names of the developers for the project and any history of previous defaults or bankruptcies by these developers or their affiliates.

(c) HOUSING PRIVATIZATION TRANSACTION DEFINED.—In this section, the term "housing privatization transaction" means any contract or other transaction for the construction or acquisition of military family housing or military unaccompanied housing entered into under the authority of subchapter IV of chapter 169 of title 10, United States Code.

Subtitle B—Real Property and Facilities Administration

SEC. 2821. REQUIREMENT TO REPORT REAL PROPERTY TRANSACTIONS RESULTING IN ANNUAL COSTS OF MORE THAN $750,000.

(a) INCLUSION OF TRANSACTIONS INVOLVING DEFENSE AGENCIES.—

(1) REQUIREMENT TO REPORT.—Subsection (a) of section 2662 of title 10, United States Code, is amended—

(A) in paragraph (1), by striking ", or his designee," and inserting "or, with respect to a Defense Agency, the Secretary of Defense"; and

(B) in paragraph (3), by inserting after "military department" the following: "or the Secretary of Defense".

(2) ANNUAL REPORT REGARDING MINOR TRANSACTIONS.—Subsection (b) of such section is amended by inserting after "military department" the following: "and, with respect to Defense Agencies, the Secretary of Defense".

(3) EXCEPTIONS.—Subsection (g) of such section is amended by adding at the end the following new paragraph:

"(4) In this subsection, the term 'Secretary concerned' includes, with respect to Defense Agencies, the Secretary of Defense.".

(b) INCLUSION OF ADDITIONAL TRANSACTION.—Subsection (a)(1) of such section is amended by adding at the end the following new subparagraph:

"(G) Any transaction or contract action that results in, or includes, the acquisition or use by, or the lease or license to, the United States of real property, if the estimated annual rental or cost for the use of the real property is more than $750,000.".

SEC. 2822. CONTINUED CONSOLIDATION OF REAL PROPERTY PROVISIONS WITHOUT SUBSTANTIVE CHANGE.

(a) CONSOLIDATION.—Section 2663 of title 10, United States Code, is amended by adding at the end the following new subsection:

"(h) LAND ACQUISITION OPTIONS IN ADVANCE OF MILITARY CONSTRUCTION PROJECTS.—(1) The Secretary of a military department may acquire an option on a parcel of real property before or after its acquisition is authorized by law, if the Secretary considers it suitable and likely to be needed for a military project of the military department under the jurisdiction of the Secretary.

"(2) As consideration for an option acquired under paragraph (1), the Secretary may pay, from funds available to the military department under the jurisdiction of the Secretary for real property activities, an amount that is not more than 12 percent of the appraised fair market value of the property.".

(b) REPEAL OF SUPERSEDED PROVISION.—

(1) REPEAL.—Section 2677 of such title is repealed.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 159 of such title is amended by striking the item relating to section 2677.

SEC. 2823. MODIFICATION OF AUTHORITY TO LEASE NON-EXCESS PROPERTY OF THE MILITARY DEPARTMENTS.

(a) ELIMINATION OF AUTHORITY TO ACCEPT FACILITIES OPERATION SUPPORT AS IN-KIND CONSIDERATION.—Subsection (c)(1) of section 2667 of title 10, United States Code, is amended—

(1) by redesignating subparagraph (E) as subparagraph (F); and

(2) by striking subparagraph (D) and inserting the following new subparagraphs:

"(D) Provision or payment of utility services for the Secretary concerned.

"(E) Provision of real property maintenance services for the Secretary concerned.".

(b) ELIMINATION OF AUTHORITY TO USE RENTAL AND CERTAIN OTHER PROCEEDS FOR FACILITIES OPERATION SUPPORT.—Subsection (e)(1)(C) of such section is amended—

(1) by adjusting the margins of clauses (ii) and (iii) to conform to the margin of clause (i); and

(2) by striking clause (iv) and inserting the following new clauses:

"(iv) Payment of utility services.

"(v) Real property maintenance services.".

(c) USE OF COMPETITIVE PROCEDURES FOR SELECTION OF CERTAIN LESSEES.—Subsection (h) of such section is amended—

(1) in paragraph (1), by striking "exceeds one year, and the fair market value of the lease" and inserting "exceeds one year, or the fair market value of the lease";

(2) by redesignating paragraph (3) as paragraph (4); and

(3) by striking paragraph (2) and inserting the following new paragraphs:

"(2) Paragraph (1) does not apply if the Secretary concerned determines that—

"(A) a public interest will be served as a result of the lease; and

"(B) the use of competitive procedures for the selection of certain lessees is unobtainable or not compatible with the public benefit served under subparagraph (A).

"(3) Not later than 45 days before entering into a lease described in paragraph (1), the Secretary concerned shall submit to Congress written notice describing the terms of the proposed lease and—

"(A) the competitive procedures used to select the lessee; or

"(B) in the case of a lease involving the public benefit exception authorized by paragraph (2), a description of the public benefit to be served by the lease.".

(d) TECHNICAL AMENDMENTS RELATED TO PRIOR-YEAR AMENDMENT.—Subsection (e) of such section is amended—

(1) in paragraph (1)(B)(ii), by striking "paragraph (4), (5), or (6)" and inserting "paragraph (3), (4), or (5)"; and

(2) by redesignating paragraphs (4), (5), and (6) as paragraphs (3), (4), and (5).

SEC. 2824. COOPERATIVE AGREEMENT AUTHORITY FOR MANAGEMENT OF CULTURAL RESOURCES ON CERTAIN SITES OUTSIDE MILITARY INSTALLATIONS.

(a) EXPANDED AUTHORITY.—Section 2684 of title 10, United States Code, is amended—

(1) in subsection (a), by striking "on military installations" and inserting "located on a site authorized by subsection (b)";

(2) by redesignating subsections (b) and (c) as subsections (c) and (d), respectively; and

(3) by inserting after subsection (a) the following new subsection (b):

"(b) AUTHORIZED CULTURAL RESOURCES SITES.—To be covered by a cooperative agreement under subsection (a), cultural resources must be located—

"(1) on a military installation; or

"(2) on a site outside of a military installation, but only if the cooperative agreement will directly relieve or eliminate current or anticipated restrictions that would or might restrict, impede, or otherwise interfere, whether directly or indirectly, with current or anticipated military training, testing, or operations on a military installation.".

(b) CULTURAL RESOURCE DEFINED.—Subsection (d) of such section, as redesignated by subsection (a)(2), is amended by adding at the end the following new paragraph:

"(5) An Indian sacred site, as defined in section 1(b)(iii) of Executive Order No. 13007.".

SEC. 2825. AGREEMENTS TO LIMIT ENCROACHMENTS AND OTHER CONSTRAINTS ON MILITARY TRAINING, TESTING, AND OPERATIONS.

(a) MANAGEMENT OF NATURAL RESOURCES OF ACQUIRED PROPERTY.—Subsection (d) of section 2684a of title 10, United States Code, is amended—

(1) by redesignating paragraphs (3), (4), (5), and (6) as paragraphs (4), (5), (6), and (7), respectively; and

(2) by inserting after paragraph (2) the following new paragraph (3):

"(3) An agreement with an eligible entity under this section may provide for the management of natural resources on real property in which the Secretary concerned acquires any right, title, or interest in accordance with this subsection and for the payment by the United States of all or a portion of the costs of such natural resource management if the Secretary concerned determines that there is a demonstrated need to preserve or restore habitat for the purpose described in subsection (a)(2).".

(b) LIMITATION ON PORTION OF ACQUISITION COSTS BORNE BY UNITED STATES.—Paragraph (4) of such subsection, as redesignated by subsection (a)(1), is amended—

(1) by redesignating subparagraph (D) as subparagraph (E);

(2) in subparagraph (C), by striking "equal to the fair market value" and all that follows through the period at the end and inserting "equal to, at the discretion of the Secretary concerned—

"(i) the fair market value of any property or interest in property to be transferred to the United States upon the request of the Secretary concerned under paragraph (5); or

"(ii) the cumulative fair market value of all properties or interests to be transferred to the United States under paragraph (5) pursuant to an agreement under subsection (a).'; and

(3) by inserting after subparagraph (C) the following new subparagraph:

"(D) The portion of acquisition costs borne by the United States under subparagraph (A) may exceed the amount determined under subparagraph (C), but only if—

"(i) the Secretary concerned provides written notice to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives containing—

"(I) a certification by the Secretary that the military value to the United States of the property or interest to be acquired justifies a payment in excess of the fair market value of the property or interest; and

"(II) a description of the military value to be obtained; and

"(ii) the contribution toward the acquisition costs of the property or interest is not made until at least 14 days after the date on which the notice is submitted under clause (i) or, if earlier, at least 10 days after the date on which a copy of the notice is provided in an electronic medium pursuant to section 480 of this title.".

SEC. 2826. EXPANSION TO ALL MILITARY DEPARTMENTS OF ARMY PILOT PROGRAM FOR PURCHASE OF CERTAIN MUNICIPAL SERVICES FOR MILITARY INSTALLATIONS.

(a) EXPANSION OF PILOT PROGRAM.—Section 325 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 10 U.S.C. 2461 note) is amended—

*(1) in the section heading, by striking "***ARMY***" and inserting "***MILITARY***";*

(2) in subsection (a)—

(A) by striking "Secretary of the Army" and inserting "Secretary of a military department"; and

(B) by striking "an Army installation" and inserting "a military installation under the jurisdiction of the Secretary"; and

(3) in subsection (d), by striking "The Secretary" and inserting "The Secretary of a military department".

(b) PARTICIPATING INSTALLATIONS.—Subsection (c) of such section is amended by striking "two Army installations" and inserting "three military installations from each military service".

(c) EXTENSION OF DURATION OF PROGRAM.—Such section is further amended by striking subsections (e) and (f) and inserting the following new subsection:

"(e) TERMINATION OF PILOT PROGRAM.—The pilot program shall terminate on September 30, 2012. Any contract entered into under the pilot program shall terminate not later than that date.".

SEC. 2827. PROHIBITION ON COMMERCIAL FLIGHTS INTO SELFRIDGE AIR NATIONAL GUARD BASE.

The Secretary of Defense shall prohibit the use of Selfridge Air National Guard Base by commercial service aircraft.

SEC. 2828. SENSE OF CONGRESS ON DEPARTMENT OF DEFENSE ACTIONS TO PROTECT INSTALLATIONS, RANGES, AND MILITARY AIRSPACE FROM ENCROACHMENT.

(a) FINDINGS.—In light of the initial report of the Department of Defense submitted pursuant to section 2684a(g) of title 10, United States Code, and of the RAND Corporation report entitled "The Thin Green Line: An Assessment of DoD's Readiness and Environmental Protection Initiative to Buffer Installation Encroachment", Congress makes the following findings:

(1) Development and loss of habitat in the vicinity of, or in areas ecologically related to, military installations, ranges, and airspace pose a continuing and significant threat to the readiness of the Armed Forces.

(2) The Range Sustainability Program (RSP) of the Department of Defense, and in particular the Readiness and Environmental Protection Initiative (REPI) involving agreements pursuant to section 2684a of title 10, United States Code, have been effective in addressing this threat to readiness with regard to a number of important installations, ranges, and airspace.

(3) The opportunities to take effective action to protect installations, ranges, and airspace from encroachment is in many cases transient, and delay in taking action will result in either higher costs or permanent loss of the opportunity effectively to address encroachment.

(b) SENSE OF CONGRESS.—It is the sense of Congress that the Department of Defense should—

(1) develop additional policy guidance on the further implementation of the Readiness and Environmental Protection Initiative (REPI), to include additional emphasis on protecting biodiversity and on further refining procedures;

(2) give greater emphasis to effective cooperation and collaboration on matters of mutual concern with other Federal agencies charged with managing Federal land; and

(3) ensure that each military department takes full advantage of the authorities provided by section 2684a of title 10, United States Code, in addressing encroachment adversely affecting, or threatening to adversely affect, the installations, ranges, and military airspace of the department.

(c) REPORTING REQUIREMENT.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall review Chapter 6 of the initial report submitted to Congress under section 2684a(g) of title 10, United States Code, and report to the congressional defense committees on the specific steps, if any, that the Secretary plans to take, or recommends that Congress take, to address the issues raised in such chapter.

SEC. 2829. REPORTS ON ARMY AND MARINE CORPS OPERATIONAL RANGES.

(a) REPORT ON UTILIZATION AND POTENTIAL EXPANSION OF ARMY OPERATIONAL RANGES.—Not later than 180 days after the date of the enactment of this Act, the Secretary of the Army shall submit to the congressional defense committees a report containing an assessment of the Army operational ranges used to support training and range activities of the Army. The report shall include the following information:

(1) The size, description, and mission-essential tasks supported by each Army operational range during fiscal year 2003.

(2) A description of the projected changes in Army operational range requirements, including the size, characteristics, and attributes for mission-essential activities at each Army operational range and the extent to which any changes in requirements are a result of—

(A) decisions made as part of the 2005 round of defense base closure and realignment under the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note);

(B) the conversion of Army brigades to a modular format;

(C) the Integrated Global Presence and Basing Strategy;

(D) the proposal contained in the budget justification materials submitted in support of the Department of Defense budget for fiscal year 2008 to increase the size of the active component of the Army to 547,400 personnel by the end of fiscal year 2012 and any modification or acceleration contemplated in the budget submission for fiscal year 2009; or

(E) high operational tempos or surge requirements.

(3) The projected deficit or surplus of land at each Army operational range, and a description of the Army's plan to address that projected deficit or surplus of land as well as the up-

grade of range attributes at each existing Army operational range.

(4) A description of the Army's prioritization process and investment strategy to address the potential expansion or upgrade of Army operational ranges.

(5) An analysis of alternatives to the expansion of Army operational ranges, including an assessment of the joint use of operational ranges under the jurisdiction, custody, or control of the Secretary of another military department.

(6) An analysis of the cost of, potential military value of, and potential legal or practical impediments to, the expansion of the Joint Readiness Training Center at Fort Polk, Louisiana, through the acquisition of additional land adjacent to or in the vicinity of the installation.

(7) An analysis of the impact of the proposal described in paragraph (2)(D) on the plan developed prior to such proposal to relocate forces from Germany to the United States and vacate installations in Germany as part of the Integrated Global Presence and Basing Strategy, including a comparative analysis of—

(A) the projected utilization of the three combat training centers of the Army if all of the six light infantry brigades proposed to be added to the active component of the Army would be based in the United States; and

(B) the projected utilization of such ranges if at least one of those brigades would be based in Germany or if one of the brigades proposed to be relocated pursuant to the plan in paragraph (a)(2)(C) is retained in Germany.

(8) If the analysis required by paragraph (7) indicates that the Joint Multi-National Readiness Center in Hohenfels, Germany, or the Army's training complex at Grafenwoehr, Germany, would not be fully utilized under the basing scenarios analyzed, an estimate of the cost to replicate the training capability at that center in another location.

(b) REPORT ON POTENTIAL EXPANSION OF MARINE CORPS OPERATIONAL RANGES.—Not later than 180 days after the date of the enactment of this Act, the Secretary of the Navy shall submit to the congressional defense committees a report containing an assessment of Marine Corps operational ranges used to support training and range activities of the Marine Corps. The report required shall include the following information:

(1) The size, description, and mission-essential tasks supported by each major Marine Corps operational range during fiscal year 2003.

(2) A description of the projected changes in Marine Corps operational range requirements, including the size, characteristics, and attributes for mission-essential activities at each range and the extent to which any changes in requirements are a result of the proposal contained in the fiscal year 2008 budget request to increase the size of the active component of the Marine Corps to 202,000 personnel by the end of fiscal year 2012 and any modification or acceleration contemplated in the budget submission for fiscal year 2009.

(3) The projected deficit or surplus of land at each major Marine Corps operational range, and a description of the Sec-

retary's plan to address that projected deficit or surplus of land as well as the upgrade of range attributes at each existing Marine Corps operational range.

(4) A description of the Secretary's prioritization process and investment strategy to address the potential expansion or upgrade of Marine Corps operational ranges.

(5) An analysis of alternatives to the expansion of Marine Corps operational ranges, including an assessment of the joint use of operational ranges under the jurisdiction, custody, or control of the Secretary of another military department.

(6) An analysis of the cost of, potential military value of, and potential legal or practical impediments to, the expansion of Marine Corps Base, Twentynine Palms, California, through the acquisition of additional land adjacent to or in the vicinity of that installation that is under the control of the Bureau of Land Management.

(c) SUPPLEMENTAL REPORT.—Not later than 90 days after the date on which the second of the two reports required by subsections (a) and (b) is submitted, the Secretary of Defense shall submit to the congressional defense committees a report containing the following information:

(1) A description of initiatives by the Secretary of Defense to coordinate the range expansion activities of the Army and Marine Corps in order to gain efficiencies in investment and resource allocation.

(2) An analysis of training requirements for the Army and the Marine Corps that could be accomplished through joint use of existing ranges.

(3) An analysis of the responses provided by the Secretary of the Army under subsection (a)(5) and the Secretary of the Navy subsection (b)(5).

(4) Any other matter that the Secretary of Defense considers to be of importance to ensure the effective and timely expansion of ranges to meet Army and Marine Corps training requirements.

(d) DEFINITIONS.—In this section:

(1) The term "Army operational range" has the meaning given the term "operational range" in section 101(e)(3) of title 10, United States Code, except that the term is limited to operational ranges under the jurisdiction, custody, or control of the Secretary of the Army.

(2) The term "Marine Corps operational range" has the meaning given the term "operational range" in section 101(e)(3) of such title, except that the term is limited to operational ranges under the jurisdiction, custody, or control of the Secretary of the Navy that are used by or available for use by the Marine Corps.

(3) The term "range activities" has the meaning given that term in section 101(e)(2) of such title.

SEC. 2830. NIAGARA AIR RESERVE BASE, NEW YORK, BASING REPORT.

Not later than March 1, 2008, the Secretary of the Air Force shall submit to the congressional defense committees a report containing a detailed plan of the current and future aviation assets that the Secretary expects will be based at Niagara Air Reserve Base, New York. The report shall include a description of all of the

aviation assets that will be impacted by the series of relocations to be made to or from Niagara Air Reserve Base and the timeline for such relocations.

SEC. 2831. REPORT ON THE PINON CANYON MANEUVER SITE, COLORADO.

(a) REPORT ON THE PINON CANYON MANEUVER SITE.—

(1) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of the Army shall submit to the congressional defense committees a report on the Pinon Canyon Maneuver Site (referred to in this section as "the Site").

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

(A) An analysis of whether existing training facilities at Fort Carson, Colorado, and the Site are sufficient to support the training needs of units stationed or planned to be stationed at Fort Carson, including the following:

(i) A description of any new training requirements or significant developments affecting training requirements for units stationed or planned to be stationed at Fort Carson since the 2005 Defense Base Closure and Realignment Commission found that the base has "sufficient capacity" to support four brigade combat teams and associated support units at Fort Carson.

(ii) A study of alternatives for enhancing training facilities at Fort Carson and the Site within their current geographic footprint, including whether these additional investments or measures could support additional training activities.

(iii) A description of the current training calendar and training load at the Site, including—

(I) the number of brigade-sized and battalion-sized military exercises held at the Site since its establishment;

(II) an analysis of the maximum annual training load at the Site, without expanding the Site; and

(III) an analysis of the training load and projected training calendar at the Site when all brigades stationed or planned to be stationed at Fort Carson are at home station.

(B) A report of need for any proposed addition of training land to support units stationed or planned to be stationed at Fort Carson, including the following:

(i) A description of additional training activities, and their benefits to operational readiness, which would be conducted by units stationed at Fort Carson if, through leases or acquisition from consenting landowners, the Site were expanded to include—

(I) the parcel of land identified as "Area A" in the Potential PCMS Land expansion map;

(II) the parcel of land identified as "Area B" in the Potential PCMS Land expansion map;

(III) the parcels of land identified as "Area A" and "Area B" in the Potential PCMS Land expansion map;

(IV) acreage sufficient to allow simultaneous exercises of a light infantry brigade and a heavy infantry brigade at the Site;

(V) acreage sufficient to allow simultaneous exercises of two heavy infantry brigades at the Site;

(VI) acreage sufficient to allow simultaneous exercises of a light infantry brigade and a battalion at the Site; and

(VII) acreage sufficient to allow simultaneous exercises of a heavy infantry brigade and a battalion at the Site.

(ii) An analysis of alternatives for acquiring or utilizing training land at other installations in the United States to support training activities of units stationed at Fort Carson.

(iii) An analysis of alternatives for utilizing other federally owned land to support training activities of units stationed at Fort Carson.

(C) An analysis of alternatives for enhancing economic development opportunities in southeastern Colorado at the current Site or through any proposed expansion, including the consideration of the following alternatives:

(i) The leasing of land on the Site or any expansion of the Site to ranchers for grazing.

(ii) The leasing of land from private landowners for training.

(iii) The procurement of additional services and goods, including biofuels and beef, from local businesses.

(iv) The creation of an economic development fund to benefit communities, local governments, and businesses in southeastern Colorado.

(v) The establishment of an outreach office to provide technical assistance to local businesses that wish to bid on Department of Defense contracts.

(vi) The establishment of partnerships with local governments and organizations to expand regional tourism through expanded access to sites of historic, cultural, and environmental interest on the Site.

(vii) An acquisition policy that allows willing sellers to minimize the tax impact of a sale.

(viii) Additional investments in Army missions and personnel, such as stationing an active duty unit at the Site, including—

(I) an analysis of anticipated operational benefits; and

(II) an analysis of economic impacts to surrounding communities.

(3) POTENTIAL PCMS LAND EXPANSION MAP DEFINED.—In this subsection, the term "Potential PCMS Land expansion map" means the June 2007 map entitled "Potential PCMS Land expansion".

(b) COMPTROLLER GENERAL REVIEW OF REPORT.—Not later than 180 days after the Secretary of Defense submits the report required under subsection (a), the Comptroller General of the United States shall submit to Congress a review of the report and of the justification of the Army for expansion at the Site.

(c) PUBLIC COMMENT.—After the report required under subsection (b) is submitted to Congress, the Army shall solicit public comment on the report for a period of not less than 90 days. Not later than 30 days after the public comment period has closed, the Secretary shall submit to Congress a written summary of comments received.

Subtitle C—Land Conveyances

SEC. 2841. MODIFICATION OF CONVEYANCE AUTHORITY, MARINE CORPS BASE, CAMP PENDLETON, CALIFORNIA.

Section 2851(a) of the Military Construction Authorization Act for Fiscal Year 1999 (division B of Public Law 105–261; 112 Stat. 2219) is amended by striking ", notwithstanding any provision of State law to the contrary,", as added by section 2867 of Public Law 107–107 (115 Stat. 1334).

SEC. 2842. GRANT OF EASEMENT, EGLIN AIR FORCE BASE, FLORIDA.

(a) GRANT AUTHORIZED.—Secretary of the Air Force may use the authority provided by section 2668 of title 10, United States Code, to grant to the Mid Bay Bridge Authority an easement for a roadway right-of-way over such land at Eglin Air Force Base, Florida, as the Secretary determines necessary to facilitate the construction of a road connecting the northern landfall of the Mid Bay Bridge to Florida State Highway 85.

(b) CONSIDERATION.—As consideration for the grant of the easement under subsection (a), the Mid Bay Bridge Authority shall pay to the Secretary an amount equal to the fair-market-value of the easement, as determined by the Secretary.

(c) COSTS OF PROJECT.—As a condition of the grant of the easement under subsection (a), the Mid Bay Bridge Authority shall be responsible for all costs associated with the highway project described in such subsection, including all costs the Secretary determines to be necessary to address any impacts that the project may have on the defense missions at Eglin Air Force Base.

SEC. 2843. LAND CONVEYANCE, LYNN HAVEN FUEL DEPOT, LYNN HAVEN, FLORIDA.

(a) CONVEYANCE AUTHORIZED.—The Secretary of the Air Force may convey to Florida State University (in this section referred to as the "University") all right, title, and interest of the United States in and to a parcel of real property, including improvements thereon, consisting of approximately 40 acres located at the Lynn Haven Fuel Depot in Lynn Haven, Florida, as a public benefit conveyance for the purpose of permitting the University to develop the property as a new satellite campus.

(b) CONSIDERATION.—

(1) IN GENERAL.—For the conveyance of the property under subsection (a), the University shall provide the United States with consideration in an amount that is acceptable to the Sec-

retary, whether in the form of cash payment, in-kind consideration, or a combination thereof.

(2) REDUCED TUITION RATES.—The Secretary may accept as in-kind consideration under paragraph (1) reduced tuition rates or scholarships for military personnel at the University.

(c) PAYMENT OF COSTS OF CONVEYANCES.—

(1) PAYMENT REQUIRED.—The Secretary shall require the University to cover costs to be incurred by the Secretary, or to reimburse the Secretary for costs incurred by the Secretary, to carry out the conveyance under subsection (a), including survey costs, appraisal costs, and other costs related to the conveyance. If amounts are collected from the University in advance of the Secretary incurring the actual costs, and the amount collected exceeds the costs actually incurred by the Secretary to carry out the conveyance, the Secretary shall refund the excess amount to the University.

(2) TREATMENT OF AMOUNTS RECEIVED.—Amounts received under paragraph (1) as reimbursement for costs incurred by the Secretary to carry out the conveyance under subsection (a) shall be credited to the fund or account that was used to cover the costs incurred by the Secretary in carrying out the conveyance. Amounts so credited shall be merged with amounts in such fund or account and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.

(d) USE OF PROPERTY FOR OTHER THAN INTENDED PURPOSES.—If the Secretary determines at any time that the real property conveyed under subsection (a) is not being used in accordance with the purposes of the conveyance specified in such subsection, the University shall pay to the United States an amount equal to the fair market value of the property, as of the time of such determination. The fair market value of the property, excluding the value of any improvements made to the property by the University, shall be determined by the Secretary in accordance with Federal appraisal standards and procedures.

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

(f) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the conveyance under subsections (a) as the Secretary considers appropriate to protect the interests of the United States.

SEC. 2844. MODIFICATION OF LEASE OF PROPERTY, NATIONAL FLIGHT ACADEMY AT THE NATIONAL MUSEUM OF NAVAL AVIATION, NAVAL AIR STATION, PENSACOLA, FLORIDA.

Section 2850(a) of the Military Construction Authorization Act for Fiscal Year 2001 (division B of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106–398; 114 Stat. 1654A–428)) is amended—

(1) by striking "naval aviation and" and inserting "naval aviation,"; and

(2) by inserting before the period at the end the following: ", and, as of January 1, 2008, to teach the science, technology, engineering, and mathematics disciplines that have an impact on and relate to aviation".

SEC. 2845. LAND EXCHANGE, DETROIT, MICHIGAN.

(a) DEFINITIONS.—In this section:

(1) ADMINISTRATOR.—The term "Administrator" means the Administrator of General Services.

(2) CITY.—The term "City" means the city of Detroit, Michigan.

(3) CITY LAND.—The term "City land" means the approximately 0.741 acres of real property, including any improvement thereon, as depicted on the exchange maps, that is commonly identified as 110 Mount Elliott Street, Detroit, Michigan.

(4) COMMANDANT.—The term "Commandant" means the Commandant of the United States Coast Guard.

(5) EDC.—The term "EDC" means the Economic Development Corporation of the City of Detroit.

(6) EXCHANGE MAPS.—The term "exchange maps" means the maps entitled "Atwater Street Land Exchange Maps" prepared pursuant to subsection (f).

(7) FEDERAL LAND.—The term "Federal land" means approximately 1.26 acres of real property, including any improvements thereon, as depicted on the exchange maps, that is commonly identified as 2660 Atwater Street, Detroit, Michigan, and under the administrative control of the United States Coast Guard.

(8) SECTOR DETROIT.—The term "Sector Detroit" means Coast Guard Sector Detroit of the Ninth Coast Guard District.

(b) CONVEYANCE AUTHORIZED.—The Commandant of the Coast Guard, in coordination with the Administrator, may convey to the EDC all right, title, and interest of the United States in and to the Federal land.

(c) CONSIDERATION.—

(1) IN GENERAL.—As consideration for the conveyance under subsection (b)—

(A) the City shall convey to the United States all right, title, and interest in and to the City land; and

(B) the EDC shall construct a facility and parking lot acceptable to the Commandant of the Coast Guard.

(2) EQUALIZATION PAYMENT OPTION.—

(A) IN GENERAL.—The Commandant may, upon the agreement of the City and the EDC, waive the requirement to construct a facility and parking lot under paragraph (1)(B) and accept in lieu thereof an equalization payment from the City equal to the difference between the value, as determined by the Administrator at the time of transfer, of the Federal land and the City land.

(B) AVAILABILITY OF FUNDS.—Any amounts received pursuant to subparagraph (A) shall be available to the Commandant, without further appropriation and until expended, to construct, expand, or improve facilities related to Sector Detroit's aids to navigation or vessel maintenance.

(d) CONDITIONS OF EXCHANGE.—

(1) COVENANTS.—All conditions placed within the deeds of title shall be construed as covenants running with the land.

(2) AUTHORITY TO ACCEPT QUITCLAIM DEED.—The Commandant may accept a quitclaim deed for the City land and may convey the Federal land by quitclaim deed.

(3) ENVIRONMENTAL REMEDIATION.—Prior to the time of the exchange, the Coast Guard and the EDC shall remediate any and all contaminants existing on their respective properties to levels required by applicable State and Federal law. The Commandant and, as a condition of the exchange, the EDC shall make available for review and inspection any record relating to hazardous materials on the land to be exchanged under this section. The costs of remedial actions relating to hazardous materials on exchanged land shall be paid by those entities responsible for costs under applicable law.

(e) AUTHORITY TO ENTER INTO LICENSE OR LEASE.—The Commandant may enter into a license or lease agreement with the Detroit Riverfront Conservancy for the use of a portion of the Federal land for the Detroit Riverfront Walk. Such license or lease shall be at no cost to the City and upon such other terms that are acceptable to the Commandant, and shall terminate upon the completion of the exchange authorized by this section, or the date specified in subsection (h), whichever occurs earlier.

(f) MAP AND LEGAL DESCRIPTIONS OF LAND.—

(1) IN GENERAL.—As soon as practicable after the date of enactment of this Act, the Commandant shall file with the Committee on Commerce, Science and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives the maps, entitled "Atwater Street Land Exchange Maps", which depict the Federal land and the City lands and provide a legal description of each property to be exchanged.

(2) FORCE OF LAW.—The maps and legal descriptions filed under paragraph (1) shall have the same force and effect as if included in this Act, except that the Commandant may correct typographical errors in the maps and each legal description.

(3) PUBLIC AVAILABILITY.—Each map and legal description filed under paragraph (1) shall be on file and available for public inspection in the appropriate offices of the Coast Guard and the City.

(g) ADDITIONAL TERMS AND CONDITIONS.—The Commandant may require such additional terms and conditions in connection with the exchange under this section as the Commandant considers appropriate to protect the interests of the United States.

(h) EXPIRATION OF AUTHORITY TO CONVEY.—The authority to enter into the exchange authorized by this section shall expire three years after the date of enactment of this Act.

SEC. 2846. TRANSFER OF JURISDICTION, FORMER NIKE MISSILE SITE, GROSSE ILE, MICHIGAN.

(a) TRANSFER.—Administrative jurisdiction over the property described in subsection (b) is hereby transferred from the Administrator of the Environmental Protection Agency to the Secretary of the Interior.

(b) PROPERTY DESCRIBED.—The property referred to in subsection (a) is the former Nike missile site located at the southern end of Grosse Ile, Michigan, as depicted on the map entitled "07–CE" on file with the Environmental Protection Agency and dated May 16, 1984.

(c) ADMINISTRATION OF PROPERTY.—Subject to subsection (d), the Secretary of the Interior shall administer the property described in subsection (b)—

(1) acting through the United States Fish and Wildlife Service;

(2) as part of the Detroit River International Wildlife Refuge; and

(3) for use as a habitat for fish and wildlife and as a recreational property for outdoor education and environmental appreciation.

(d) MANAGEMENT OF REMEDIATION.—The Secretary of Defense, acting through the Army Corps of Engineers, shall manage and carry out environmental remediation activities with respect to the property described in subsection (b) that, at a minimum, achieve the standard sufficient to allow the property to be used as provided in subsection (c)(3). Such remediation activities, with the exception of long-term monitoring, shall be completed to achieve that standard not later than two years after the date of the enactment of this Act. The Secretary of Defense may use amounts made available from the account established by section 2703(a)(5) of title 10, United States Code, to carry out such remediation.

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

SEC. 2847. MODIFICATION TO LAND CONVEYANCE AUTHORITY, FORT BRAGG, NORTH CAROLINA.

(a) REQUIREMENT TO CONVEY TRACT NO. 404–1 PROPERTY WITHOUT CONSIDERATION.—Section 2836 of the Military Construction Authorization Act for Fiscal Year 1998 (division B of Public Law 105–85; 111 Stat. 2005) is amended—

(1) in subsection (a)(3), by striking "at fair market value" and inserting "without consideration";

(2) in subsection (b), by striking paragraph (2) and inserting the following new paragraph:

"(2) The conveyances under paragraphs (2) and (3) of subsection (a) shall be subject to the condition that the County develop and use the conveyed properties for educational purposes and the construction of public school structures."; and

(3) in subsection (c), by striking paragraph (2) and inserting the following new paragraph:

"(2) If the Secretary determines at any time that the real property conveyed under paragraph (2) or paragraph (3) of subsection (a) is not being used in accordance with subsection (b)(2), all right, title, and interest in and to the property conveyed under such paragraph, including any improvements thereon, shall revert, at the option of the Secretary, to the United States, and the United States shall have the right of immediate entry thereon.".

(b) PAYMENT OF COSTS OF CONVEYANCE.—Such section is further amended by adding at the end the following new subsection:

"(f) PAYMENT OF COSTS OF CONVEYANCE OF TRACT NO. 404–1 PROPERTY.—

"(1) PAYMENT REQUIRED.—The Secretary shall require the County to cover costs to be incurred by the Secretary, or to reimburse the Secretary for costs incurred by the Secretary, to carry out the conveyance under subsection (a)(3), including survey costs, costs related to environmental documentation, and other administrative costs related to the conveyance. If amounts are collected from the County in advance of the Secretary incurring the actual costs, and the amount collected exceeds the costs actually incurred by the Secretary to carry out the conveyance, the Secretary shall refund the excess amount to the County.

"(2) TREATMENT OF AMOUNTS RECEIVED.—Amounts received as reimbursement under paragraph (1) shall be credited to the fund or account that was used to cover the costs incurred by the Secretary in carrying out the conveyance. Amounts so credited shall be merged with amounts in such fund or account, and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.".

SEC. 2848. LAND CONVEYANCE, LEWIS AND CLARK UNITED STATES ARMY RESERVE CENTER, BISMARCK, NORTH DAKOTA.

(a) CONVEYANCE AUTHORIZED.—The Secretary of the Army may convey, without consideration, to the United Tribes Technical College all right, title, and interest of the United States in and to a parcel of real property, including improvements thereon, consisting of approximately 2 acres located at the Lewis and Clark United States Army Reserve Center, 3319 University Drive, Bismarck, North Dakota, for the purpose of supporting education at the United Tribes Technical College.

(b) REVERSIONARY INTEREST.—

(1) IN GENERAL.—Subject to paragraph (2), if the Secretary determines at any time that the real property conveyed under subsection (a) is not being used in accordance with the purposes of the conveyance specified in such subsection, all right, title, and interest in and to the property shall revert, at the option of the Secretary, to the United States, and the United States shall have the right of immediate entry onto the property. Any determination of the Secretary under this subsection shall be made on the record after an opportunity for a hearing.

(2) EXPIRATION.—The reversionary interest under paragraph (1) shall expire upon satisfaction of the following conditions:

(A) The real property conveyed under subsection (a) is used in accordance with the purposes of the conveyance specified in such subsection for a period of not less than 30 years following the date of the conveyance.

(B) After the end of period specified in subparagraph (A), the United Tribes Technical College applies to the Secretary for the release of the reversionary interest.

(C) The Secretary certifies, in a manner that can be filed with the appropriate land recordation office, that the condition under subparagraph (A) has been satisfied.

(c) PAYMENT OF COSTS OF CONVEYANCE.—

(1) PAYMENT REQUIRED.—The Secretary shall require the United Tribes Technical College to cover costs to be incurred by the Secretary, or to reimburse the Secretary for costs incurred

by the Secretary, to carry out the conveyance under subsection (a), including survey costs, costs related to environmental documentation, and other administrative costs related to the conveyance. If amounts are collected from the United Tribes Technical College in advance of the Secretary incurring the actual costs, and the amount collected exceeds the costs actually incurred by the Secretary to carry out the conveyance, the Secretary shall refund the excess amount to the United Tribes Technical College.

(2) TREATMENT OF AMOUNTS RECEIVED.—Amounts received as reimbursements under paragraph (1) shall be credited to the fund or account that was used to cover the costs incurred by the Secretary in carrying out the conveyance. Amounts so credited shall be merged with amounts in such fund or account and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.

(d) DESCRIPTION OF REAL PROPERTY.—The exact acreage and legal description of the real property to be conveyed under subsection (a) shall be determined by a survey satisfactory to the Secretary.

(e) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the conveyance under subsection (a) as the Secretary considers appropriate to protect the interests of the United States.

SEC. 2849. LAND EXCHANGE, FORT HOOD, TEXAS.

(a) EXCHANGE AUTHORIZED.—The Secretary of the Army may convey to the City of Copperas Cove, Texas (in this section referred to as the "City"), all right, title, and interest of the United States in and to a parcel of real property, including any improvements thereon, consisting of approximately 200 acres at Fort Hood, Texas, for the purpose of permitting the City to improve arterial transportation routes in the community.

(b) CONSIDERATION.—As consideration for the conveyance under subsection (a), the City shall convey to the Secretary all right, title, and interest of the City in and to one or more parcels of real property that are acceptable to the Secretary. The fair market value of the real property acquired by the Secretary under this subsection shall be at least equal to the fair market value of the real property conveyed under subsection (a), as determined by appraisals acceptable to the Secretary.

(c) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the real property to be exchanged under this section shall be determined by surveys satisfactory to the Secretary.

(d) PAYMENT OF COSTS OF CONVEYANCES.—

(1) PAYMENT REQUIRED.—The Secretary shall require the City to cover costs to be incurred by the Secretary, or to reimburse the Secretary for costs incurred by the Secretary, to carry out the conveyances under this section, including survey costs related to the conveyances. If amounts are collected from the City in advance of the Secretary incurring the actual costs, and the amount collected exceeds the costs actually incurred by the Secretary to carry out the conveyances, the Secretary shall refund the excess amount to the City.

(2) TREATMENT OF AMOUNTS RECEIVED.—Amounts received under paragraph (1) as reimbursement for costs incurred by the

Secretary to carry out the conveyances under this section shall be credited to the fund or account that was used to cover the costs incurred by the Secretary in carrying out the conveyances. Amounts so credited shall be merged with amounts in such fund or account and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.

(e) ADDITIONAL TERM AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the conveyances under this section as the Secretary considers appropriate to protect the interests of the United States.

Subtitle D—Energy Security

SEC. 2861. REPEAL OF CONGRESSIONAL NOTIFICATION REQUIREMENT REGARDING CANCELLATION CEILING FOR DEPARTMENT OF DEFENSE ENERGY SAVINGS PERFORMANCE CONTRACTS.

Section 2913 of title 10, United States Code, is amended by striking subsection (e).

SEC. 2862. DEFINITION OF ALTERNATIVE FUELED VEHICLE.

Section 301(3) of the Energy Policy Act of 1992 (42 U.S.C. 13211(3)) is amended—

(1) by striking "(3) the term" and inserting the following:

"(3) ALTERNATIVE FUELED VEHICLE.—

"(A) IN GENERAL.—The term"; and

(2) by adding at the end the following:

"(B) INCLUSIONS.—The term 'alternative fueled vehicle' includes—

"(i) a new qualified fuel cell motor vehicle (as defined in section 30B(b)(3) of the Internal Revenue Code of 1986);

"(ii) a new advanced lean burn technology motor vehicle (as defined in section 30B(c)(3) of that Code);

"(iii) a new qualified hybrid motor vehicle (as defined in section 30B(d)(3) of that Code); and

"(iv) any other type of vehicle that the Administrator demonstrates to the Secretary would achieve a significant reduction in petroleum consumption.".

SEC. 2863. USE OF ENERGY EFFICIENT LIGHTING FIXTURES AND BULBS IN DEPARTMENT OF DEFENSE FACILITIES.

(a) CONSTRUCTION AND ALTERATION OF BUILDINGS.—Each building constructed or significantly altered by the Secretary of Defense or the Secretary of a military department shall be equipped, to the maximum extent feasible as determined by the Secretary concerned, with lighting fixtures and bulbs that are energy efficient.

(b) MAINTENANCE OF BUILDINGS.—Each lighting fixture or bulb that is replaced in the normal course of maintenance of buildings under the jurisdiction of the Secretary of Defense or the Secretary of a military department shall be replaced, to the maximum extent feasible as determined by the Secretary concerned, with a lighting fixture or bulb that is energy efficient.

(c) CONSIDERATIONS.—In making a determination under this section concerning the feasibility of installing a lighting fixture or

bulb that is energy efficient, the Secretary of Defense or the Secretary of a military department shall consider—

(1) the life cycle cost effectiveness of the fixture or bulb;

(2) the compatibility of the fixture or bulb with existing equipment;

(3) whether use of the fixture or bulb could result in interference with productivity;

(4) the aesthetics relating to use of the fixture or bulb; and

(5) such other factors as the Secretary concerned determines appropriate.

(d) ENERGY STAR.—A lighting fixture or bulb shall be treated as being energy efficient for purposes of this section if—

(1) the fixture or bulb is certified under the Energy Star program established by section 324A of the Energy Policy and Conservation Act (42 U.S.C. 6294a); or

(2) the Secretary of Defense or the Secretary of a military department has otherwise determined that the fixture or bulb is energy efficient.

(e) SIGNIFICANT ALTERATIONS.—A building shall be treated as being significantly altered for purposes of subsection (a) if the alteration is subject to congressional authorization under section 2802 of title 10, United States Code.

(f) WAIVER AUTHORITY.—The Secretary of Defense may waive the requirements of this section if the Secretary determines that such a waiver is necessary to protect the national security interests of the United States.

(g) EFFECTIVE DATE.—The requirements of subsections (a) and (b) shall take effect one year after the date of the enactment of this Act.

SEC. 2864. REPORTING REQUIREMENTS RELATING TO RENEWABLE ENERGY USE BY DEPARTMENT OF DEFENSE TO MEET DEPARTMENT ELECTRICITY NEEDS.

(a) INITIAL REPORT.—Not later than 120 days after the date of the enactment of this Act, the Under Secretary of Defense for Acquisition, Technology, and Logistics shall submit to the congressional defense committees a report containing the following information:

(1) The extent to which energy from renewable energy sources is used to meet the electricity needs of the Department of Defense, to be stated as a percentage of total facility electricity use for the previous fiscal year.

(2) The extent to which energy from renewable energy sources was procured through alternative financing methods, to be stated as a percentage of total renewable energy procurement and as a dollar amount for the previous fiscal year.

(3) The extent to which energy from renewable energy sources was procured through the use of appropriated funds, to be stated as a percentage of total renewable energy procurement and as a dollar amount for the previous fiscal year.

(4) A graphical illustration of energy use from renewable energy sources by the Department as a percentage of total facility electricity use over time, starting no later than fiscal year 2000 and running through fiscal year 2025, including projected future trends in renewable energy consumption through fiscal year 2025 in order to meet the goals for renewable energy set

forth in section 2911(e) of title 10, United States Code, or other goals, as appropriate.

(b) SUBSEQUENT REPORTS.—For fiscal year 2008 and each fiscal year thereafter, the information required by paragraphs (1) through (4) of subsection (a) shall be included in the Annual Energy Management Report prepared by the Under Secretary of Defense for Acquisition, Technology, and Logistics.

(c) RENEWABLE ENERGY SOURCES DEFINED.—In this section, the term "renewable energy sources" has the meaning given that term in section 203(b) of the Energy Policy Act of 2005 (42 U.S.C. 15852(b)).

Subtitle E—Other Matters

SEC. 2871. REVISED DEADLINE FOR TRANSFER OF ARLINGTON NAVAL ANNEX TO ARLINGTON NATIONAL CEMETERY.

Subsection (h) of section 2881 of the Military Construction Authorization Act for Fiscal Year 2000 (division B of Public Law 106–65; 113 Stat. 879), as amended by section 2863 of the Military Construction Authorization Act for Fiscal Year 2002 (division B of Public Law 107–107; 115 Stat. 1330), section 2851 of the Military Construction Authorization Act for Fiscal Year 2003 (division B of Public Law 107–314; 116 Stat. 2726), and section 2881 of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108–375; 115 Stat. 2153), is further amended by striking paragraphs (1) and (2) and inserting the following new paragraphs:

"(1) January 1, 2011;

"(2) the date on which the Navy Annex property is no longer required (as determined by the Secretary of Defense) for use as temporary office space; or

"(3) one year after the date on which the Secretary of the Army notifies the Secretary of Defense that the Navy Annex property is needed for the expansion of Arlington National Cemetery.".

SEC. 2872. TRANSFER OF JURISDICTION OVER AIR FORCE MEMORIAL TO DEPARTMENT OF THE AIR FORCE.

(a) TRANSFER OF JURISDICTION.—Notwithstanding section 2881 of the Military Construction Authorization Act for Fiscal Year 2000 (division B of Public Law 106–65; 113 Stat. 879) and section 2863 of the Military Construction Authorization Act for Fiscal Year 2002 (division B of Public Law 107–107; 115 Stat. 1330; 40 U.S.C. 1003 note), the Secretary of the Army may transfer administrative jurisdiction, custody, and control of the parcel of Federal land described in subsection (b)(1) of such section 2863 to the Secretary of the Air Force.

(b) LIMITATION ON PAYMENT OF EXPENSES.—If the Air Force Memorial is transferred to the Secretary of the Air Force as authorized by subsection (a), the United States shall not pay any costs incurred for the maintenance and repair of the Air Force Memorial.

SEC. 2873. REPORT ON PLANS TO REPLACE THE MONUMENT AT THE TOMB OF THE UNKNOWNS AT ARLINGTON NATIONAL CEMETERY, VIRGINIA.

(a) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of the Army and the Secretary of Veterans Affairs shall jointly submit to Congress a report setting forth the following:

(1) The current plans of the Secretaries with respect to—

(A) replacing the monument at the Tomb of the Unknowns at Arlington National Cemetery, Virginia; and

(B) disposing of the current monument at the Tomb of the Unknowns, if it were removed and replaced.

(2) An assessment of the feasibility and advisability of repairing the monument at the Tomb of the Unknowns rather than replacing it.

(3) A description of the current efforts of the Secretaries to maintain and preserve the monument at the Tomb of the Unknowns.

(4) An explanation of why no attempt has been made since 1989 to repair the monument at the Tomb of the Unknowns.

(5) A comprehensive estimate of the cost of replacement of the monument at the Tomb of the Unknowns and the cost of repairing such monument.

(6) An assessment of the structural integrity of the monument at the Tomb of the Unknowns.

(b) LIMITATION ON ACTION.—The Secretary of the Army and the Secretary of Veterans Affairs may not take any action to replace the monument at the Tomb of the Unknowns at Arlington National Cemetery, Virginia, until 180 days after the date of the receipt by Congress of the report required by subsection (a).

(c) EXCEPTION.—The limitation in subsection (b) shall not prevent the Secretary of the Army or the Secretary of Veterans Affairs from repairing the current monument at the Tomb of the Unknowns or from acquiring any blocks of marble for uses related to such monument, subject to the availability of appropriations for those purposes.

SEC. 2874. INCREASED AUTHORITY FOR REPAIR, RESTORATION, AND PRESERVATION OF LAFAYETTE ESCADRILLE MEMORIAL, MARNES-LA-COQUETTE, FRANCE.

Section 1065 of the National Defense Authorization Act for Fiscal Year 2002 (Public Law 107–107; 115 Stat. 1233) is amended—

(1) in subsection (a)(2), by striking "$2,000,000" and inserting "$2,500,000"; and

(2) in subsection (e), by striking "under section 301(a)(4)".

SEC. 2875. ADDITION OF WOONSOCKET LOCAL PROTECTION PROJECT.

Section 2866 of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2499) is amended by adding at the end the following new subsection:

"(d) WOONSOCKET LOCAL PROTECTION PROJECT.—

"(1) ASSUMPTION OF RESPONSIBILITY.—The Secretary of the Army, acting through the Chief of Engineers, shall assume responsibility for the annual operation and maintenance of the Woonsocket local protection project authorized by section 10 of the Act of December 22, 1944 (commonly known as the Flood

Control Act of 1944; 58 Stat. 892, chapter 665), including by acquiring, in accordance with paragraph (2), any interest of the city of Woonsocket, Rhode Island, in and to land and structures required for the continued operation and maintenance, repair, replacement, rehabilitation, and structural integrity of the project, as identified by the city, in coordination with the Secretary.

"(2) ACQUISITION.—As a condition on the Secretary's assumption of responsibility for the Woonsocket local protection project under paragraph (1), the city of Woonsocket shall convey, not later than one year after the date of the enactment of the National Defense Authorization Act for Fiscal Year 2008, to the Secretary of the Army, by quitclaim deed and without consideration, all right, title, and interest of the city in and to the Woonsocket local protection project, including any interest of the city in and to land and structures required for the continued operation and maintenance, repair, replacement, rehabilitation, and structural integrity of the project, as identified by the city.".

SEC. 2876. REPEAL OF MORATORIUM ON IMPROVEMENTS AT FORT BUCHANAN, PUERTO RICO.

Section 1507 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106–398; 114 Stat. 1654A–355) is repealed.

SEC. 2877. ESTABLISHMENT OF NATIONAL MILITARY WORKING DOG TEAMS MONUMENT ON SUITABLE MILITARY INSTALLATION.

(a) AUTHORITY TO ESTABLISH MONUMENT.—The Secretary of Defense may permit the National War Dogs Monument, Inc., to establish and maintain, at a suitable location at Fort Belvoir, Virginia, or another military installation in the United States, a national monument to honor the sacrifice and service of United States Armed Forces working dog teams that have participated in the military operations of the United States.

(b) LOCATION AND DESIGN OF MONUMENT.—The actual location and final design of the monument authorized by subsection (a) shall be subject to the approval of the Secretary. In selecting the military installation and site on such installation to serve as the location for the monument, the Secretary shall seek to maximize access to the resulting monument for both visitors and their dogs.

(c) MAINTENANCE.—The maintenance of the monument authorized by subsection (a) by the National War Dogs Monument, Inc., shall be subject to such conditions regarding access to the monument, and such other conditions, as the Secretary considers appropriate to protect the interests of the United States.

(d) LIMITATION ON PAYMENT OF EXPENSES.—The United States Government shall not pay any expense for the establishment or maintenance of the monument authorized by subsection (a).

SEC. 2878. REPORT REQUIRED PRIOR TO REMOVAL OF MISSILES FROM 564TH MISSILE SQUADRON.

(a) REPORT REQUIRED.—The Secretary of Defense shall submit to the congressional defense committees a report on the feasibility of establishing an association between the 120th Fighter Wing of the Montana Air National Guard and active duty personnel stationed at Malmstrom Air Force Base, Montana. In preparing the report, the Secretary shall include the following evaluations:

(1) An evaluation of the requirement of the Air Force for additional F–15 aircraft active or reserve component force structure.

(2) An evaluation of the airspace training opportunities in the immediate airspace around Great Falls International Airport Air Guard Station.

(3) An evaluation of the impact of civilian operations on military operations at Great Falls International Airport.

(4) An evaluation of the level of civilian encroachment on the facilities and airspace of the 120th Fighter Wing.

(5) An evaluation of the support structure available, including active military bases nearby.

(6) An evaluation of opportunities for additional association between the Montana National Guard and the 341st Space Wing.

(b) LIMITATION ON REMOVAL PENDING REPORT.—Not more than 40 missiles may be removed from the 564th Missile Squadron until 15 days after the report required in subsection (a) has been submitted.

SEC. 2879. REPORT ON CONDITION OF SCHOOLS UNDER JURISDICTION OF DEPARTMENT OF DEFENSE EDUCATION ACTIVITY.

(a) REPORT REQUIRED.—Not later than March 1, 2008, the Secretary of Defense shall submit to the congressional defense committees a report on the conditions of schools under the jurisdiction of the Department of Defense Education Activity.

(b) CONTENT.—The report required under subsection (a) shall include the following:

(1) A description of each school under the control of the Secretary, including the location, year constructed, grades of attending children, maximum capacity, and current capacity of the school.

(2) A description of the standards and processes used by the Secretary to assess the adequacy of the size of school facilities, the ability of facilities to support school programs, and the current condition of facilities.

(3) A description of the conditions of the facility or facilities at each school, including the level of compliance with the standards described in paragraph (2), any existing or projected facility deficiencies or inadequate conditions at each facility, and whether any of the facilities listed are temporary structures.

(4) An investment strategy planned for each school to correct deficiencies identified in paragraph (3), including a description of each project to correct such deficiencies, cost estimates, and timelines to complete each project.

(5) A description of requirements for new schools to be constructed over the next 10 years as a result of changes to the population of military personnel.

(c) USE OF REPORT AS MASTER PLAN FOR REPAIR, UPGRADE, AND CONSTRUCTION OF SCHOOLS.—The Secretary shall use the report required under subsection (a) as a master plan for the repair, upgrade, and construction of schools in the Department of Defense system that support dependents of members of the Armed Forces and civilian employees of the Department of Defense.

SEC. 2880. REPORT ON FACILITIES AND OPERATIONS OF DARNALL ARMY MEDICAL CENTER, FORT HOOD MILITARY RESERVATION, TEXAS.

(a) IN GENERAL.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report assessing the facilities and operations of the Darnall Army Medical Center at Fort Hood Military Reservation, Texas.

(b) CONTENT.—The report required under subsection (a) shall include the following:

(1) A specific determination of whether the facilities currently housing Darnall Army Medical Center meet Department of Defense standards for Army medical centers.

(2) A specific determination of whether the existing facilities adequately support the operations of Darnall Army Medical Center, including the missions of medical treatment, medical hold, medical holdover, and Warriors in Transition.

(3) A specific determination of whether the existing facilities provide adequate physical space for the number of personnel that would be required for Darnall Army Medical Center to function as a full-sized Army medical center.

(4) A specific determination of whether the current levels of medical and medical-related personnel at Darnall Army Medical Center are adequate to support the operations of a full-sized Army medical center.

(5) A specific determination of whether the current levels of graduate medical education and medical residency programs currently in place at Darnall Army Medical Center are adequate to support the operations of a full-sized Army medical center.

(6) A description of any and all deficiencies identified by the Secretary.

(7) A proposed investment plan and timeline to correct such deficiencies.

SEC. 2881. REPORT ON FEASIBILITY OF ESTABLISHING A REGIONAL DISASTER RESPONSE CENTER AT KELLY AIR FIELD, SAN ANTONIO, TEXAS.

(a) FINDINGS.—Congress makes the following findings:

(1) The Federal response to Hurricane Katrina demonstrated the need for greater coordination and planning capability at the Federal, State, and local levels of government.

(2) Coordination of State and local assets can be more effectively accomplished if such assets are organized on a regional basis similar to the manner in which the Federal Emergency Management Agency organizes its efforts.

(3) Despite the obvious need for experienced and routinely exercised operational headquarters skilled in disaster response, no such headquarters have been established.

(4) Such a headquarters would be appropriately located on available Federal property in Region VI of the Federal Emergency Management Agency, which includes Texas, Louisiana, Oklahoma, Arkansas, and New Mexico, and is a region subject to forest fires, floods, hurricanes, and tornadoes.

(b) REPORT REQUIRED.—Not later than March 31, 2008, the Secretary of Defense, in coordination with the Secretary of Homeland Security, shall submit to Congress a report on the feasibility

of establishing at Kelly Air Field in San Antonio, Texas, a permanent, regionally oriented disaster response center responsible for planning, coordinating, and directing the Federal, State, and local response to man-made and natural disasters that occur in Region VI of the Federal Emergency Management Agency.

(c) CONTENT.—The report required under subsection (b) shall include the following:

(1) A determination of how the regional disaster response center, if established at Kelly Air Field, would organize and leverage capabilities of the following currently co-located organizations, facilities, and forces located in San Antonio, Texas:

(A) Lackland Air Force Base.

(B) Fort Sam Houston.

(C) Brooke Army Medical Center.

(D) Wilford Hall Medical Center.

(E) City of San Antonio/Bexar County Emergency Operations Center.

(F) Audie Murphy Veterans Administration Medical Center.

(G) 433rd Airlift Wing C–5 Heavy Lift Aircraft.

(H) 149 Fighter Wing and Texas Air National Guard F–16 fighter aircraft.

(I) Army Northern Command.

(J) The three level 1 trauma centers of the National Trauma Institute.

(K) Texas Medical Rangers.

(L) San Antonio Metro Health Department.

(M) The University of Texas Health Science Center at San Antonio.

(N) The Air Intelligence Surveillance and Reconnaissance Agency at Lackland Air Force Base.

(O) The United States Air Force Security Police Training Department at Lackland Air Force Base.

(P) The large manpower pools and blood donor pools from the more than 6,000 trainees at Lackland Air Force Base.

(2) A determination of the number of military and civilian personnel who would have to be mobilized to run the logistics, planning, and maintenance of the regional disaster response center, if established at Kelly Air Field, during a time of disaster recovery.

(3) A determination of the number of military and civilian personnel who would be required to run the logistics, planning, and maintenance of the regional disaster response center during a time when no disaster is occurring.

(4) A determination of the cost of improving the current infrastructure at Kelly Air Field to meet the needs of displaced victims of a disaster equivalent to that of Hurricanes Katrina and Rita or a natural or man-made disaster of similar scope, including adequate beds, food stores, and decontamination stations to triage radiation or other chemical or biological agent contamination victims.

(5) An evaluation of the current capability of the Department of Defense and the Department of Homeland Security to

respond to these mission requirements and an assessment of any additional capabilities that are required.

(6) An assessment of the costs and benefits of adding such capabilities at Kelly Air Field to the costs and benefits of other locations.

SEC. 2882. NAMING OF HOUSING FACILITY AT FORT CARSON, COLORADO, IN HONOR OF THE HONORABLE JOEL HEFLEY, A FORMER MEMBER OF THE UNITED STATES HOUSE OF REPRESENTATIVES.

(a) FINDINGS.—Congress makes the following findings:

(1) Representative Joel Hefley was elected to represent Colorado's 5th Congressional district in 1986 and served in the House of Representatives until the end of the 109th Congress in 2007 with distinction, class, integrity, and honor.

(2) Representative Hefley served on the Committee on Armed Services of the House of Representatives for 18 years, including service as Chairman of the Subcommittee on Military Installations and Facilities from 1995 through 2000 and, from 2001 until 2007, as Chairman of the Subcommittee on Readiness.

(3) Representative Hefley was a fair and effective lawmaker who worked for the national interest while never forgetting his Western roots.

(4) Representative Hefley's efforts on the Committee on Armed Services were instrumental to the military value of, and quality of life at, installations in the State of Colorado, including Fort Carson, Cheyenne Mountain, Peterson Air Force Base, Schriever Air Force Base, Buckley Air Force Base, and the United States Air Force Academy.

(5) Representative Hefley was a leader in efforts to retain and expand Fort Carson as an essential part of the national defense system during the Defense Base Closure and Realignment process.

(6) Representative Hefley consistently advocated for providing members of the Armed Forces and their families with quality, safe, and affordable housing and supportive communities.

(7) Representative Hefley spearheaded the Military Housing Privatization Initiative to eliminate inadequate housing on military installations, with the first pilot program located at Fort Carson.

(8) Representative Hefley's leadership on the Military Housing Privatization Initiative allowed for the privatization of more than 121,000 units of military family housing, which brought meaningful improvements to living conditions for thousands of members of the Armed Forces and their spouses and children at installations throughout the United States.

(9) It is fitting and proper that an appropriate military family housing area or structure at Fort Carson be designated in honor of Representative Hefley.

(b) DESIGNATION.—Notwithstanding Army Regulation AR 1–33, the Secretary of the Army shall designate one of the military family housing areas or facilities constructed for Fort Carson, Colorado, using the authority provided by subchapter IV of chapter 169 of title 10, United States Code, as the "Joel Hefley Village".

SEC. 2883. NAMING OF NAVY AND MARINE CORPS RESERVE CENTER AT ROCK ISLAND, ILLINOIS, IN HONOR OF THE HONORABLE LANE EVANS, A FORMER MEMBER OF THE UNITED STATES HOUSE OF REPRESENTATIVES.

(a) FINDINGS.—Congress makes the following findings:

(1) Representative Lane Evans was elected to the House of Representatives in 1982 and served in the House of Representatives until the end of the 109th Congress in 2007 representing the people of Illinois' 17th Congressional district.

(2) As a member of the Committee on Armed Services of the House of Representatives, Representative Evans worked to bring common sense priorities to defense spending and strengthen the military's conventional readiness.

(3) Representative Evans was a tireless advocate for military veterans, ensuring that veterans receive the medical care they need and advocating for individuals suffering from post-traumatic stress disorder and Gulf War Syndrome.

(4) Representative Evans' efforts to improve the transition of individuals from military service to the care of the Department of Veterans Affairs will continue to benefit generations of veterans long into the future.

(5) Representative Evans was credited with bringing new services to veterans living in his Congressional district, including outpatient clinics in the Quad Cities and Quincy and the Quad-Cities Vet Center.

(6) Representative Evans worked with local leaders to promote the Rock Island Arsenal, and it earned new jobs and missions through his support.

(7) In honor of his service in the Marine Corps and to his district and the United States, it is fitting and proper that the Navy and Marine Corps Reserve Center at Rock Island Arsenal be named in honor of Representative Evans.

(b) DESIGNATION.—The Navy and Marine Corps Reserve Center at Rock Island Arsenal, Illinois, shall be known and designated as the "Lane Evans Navy and Marine Corps Reserve Center". Any reference in a law, map, regulation, document, paper, or other record of the United States to the Navy and Marine Corps Reserve Center at Rock Island Arsenal shall be deemed to be a reference to the Lane Evans Navy and Marine Corps Reserve Center.

SEC. 2884. NAMING OF RESEARCH LABORATORY AT AIR FORCE ROME RESEARCH SITE, ROME, NEW YORK, IN HONOR OF THE HONORABLE SHERWOOD L. BOEHLERT, A FORMER MEMBER OF THE UNITED STATES HOUSE OF REPRESENTATIVES.

The new laboratory building at the Air Force Rome Research Site, Rome, New York, shall be known and designated as the "Sherwood Boehlert Center of Excellence for Information Science and Technology". Any reference in a law, map, regulation, document, paper, or other record of the United States to such laboratory facility shall be deemed to be a reference to the Sherwood Boehlert Center of Excellence for Information Science and Technology.

SEC. 2885. NAMING OF ADMINISTRATION BUILDING AT JOINT SYSTEMS MANUFACTURING CENTER, LIMA, OHIO, IN HONOR OF THE HONORABLE MICHAEL G. OXLEY, A FORMER MEMBER OF THE UNITED STATES HOUSE OF REPRESENTATIVES.

The administration building under construction at the Joint Systems Manufacturing Center in Lima, Ohio, shall be known and designated as the "Michael G. Oxley Administration and Technology Center". Any reference in a law, map, regulation, document, paper, or other record of the United States to such building shall be deemed to be a reference to the Michael G. Oxley Administration and Technology Center.

SEC. 2886. NAMING OF LOGISTICS AUTOMATION TRAINING FACILITY, ARMY QUARTERMASTER CENTER AND SCHOOL, FORT LEE, VIRGINIA, IN HONOR OF GENERAL RICHARD H. THOMPSON.

Notwithstanding Army Regulation AR 1–33, the Logistics Automation Training Facility of the Army Quartermaster Center and School at Fort Lee, Virginia, shall be known and designated as the "General Richard H. Thompson Logistics Automation Training Facility" in honor of General Richard H. Thompson, the only quartermaster to have risen from private to full general. Any reference in a law, map, regulation, document, paper, or other record of the United States to such facility shall be deemed to be a reference to the General Richard H. Thompson Logistics Automation Training Facility.

SEC. 2887. AUTHORITY TO RELOCATE JOINT SPECTRUM CENTER TO FORT MEADE, MARYLAND.

(a) AUTHORITY TO CARRY OUT RELOCATION AGREEMENT.—The Secretary of Defense may carry out an agreement to relocate the Joint Spectrum Center, a geographically separated unit of the Defense Information Systems Agency, from Annapolis, Maryland, to Fort Meade, Maryland, or another military installation if—

(1) the Secretary determines that the relocation of the Joint Spectrum Center is in the best interest of national security and the physical protection of personnel and missions of the Department of Defense; and

(2) the agreement between the lease holder and the Department of Defense provides equitable and appropriate terms to facilitate the relocation.

(b) AUTHORIZATION.—Any facility, road, or infrastructure constructed or altered on a military installation as a result of the agreement referred to in subsection (a) is deemed to be authorized in accordance with section 2802 of title 10, United States Code.

(c) TERMINATION OF EXISTING LEASE.—Upon completion of the relocation of the Joint Spectrum Center, all right, title, and interest of the United States in and to the existing lease for the Joint Spectrum Center shall be terminated, as contemplated under Condition 29.B of the lease.

TITLE XXIX—WAR-RELATED AND EMERGENCY MILITARY CONSTRUCTION AUTHORIZATIONS

Sec. 2901. Authorized Army construction and land acquisition projects.

Sec. 2902. Authorized Navy construction and land acquisition projects.
Sec. 2903. Authorized Air Force construction and land acquisition projects.
Sec. 2904. Authorized Defense Agencies construction and land acquisition projects.
Sec. 2905. Authorized base closure and realignment activities funded through Department of Defense Base Closure Account 2005 and related authorization of appropriations.

SEC. 2901. AUTHORIZED ARMY CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in subsection (c)(1), the Secretary of the Army may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

Army: Inside the United States

State	Installation or Location	Amount
Colorado	Fort Carson	$8,100,000
Georgia	Fort Stewart	$6,000,000
Kansas	Fort Riley	$50,000,000
Kentucky	Fort Campbell	$7,400,000
Louisiana	Fort Polk	$4,900,000
New York	Fort Drum	$38,000,000
Texas	Fort Hood	$9,100,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in subsection (c)(2), the Secretary of the Army may acquire real property and carry out military construction projects for the installations or locations outside the United States, and in the amounts, set forth in the following table:

Army: Outside the United States

Country	Installation or Location	Amount
Afghanistan	Bagram Air Base	$249,600,000
	Ghazni	$5,000,000
	Kabul	$36,000,000
Iraq	Camp Adder	$80,650,000
	Al Asad	$92,600,000
	Camp Anaconda	$53,500,000
	Camp Constitution	$11,700,000
	Camp Cropper	$9,500,000
	Fallujah	$880,000
	Camp Marez	$880,000
	Mosul	$43,000,000
	Q-West	$26,000,000
	Camp Ramadi	$880,000
	Scania	$14,200,000
	Camp Speicher	$83,900,000
	Camp Taqqadum	$880,000
	Tikrit	$43,000,000
	Camp Victory	$65,400,000
	Camp Warrior	$880,000
	Various Locations	$207,000,000
Kuwait	Camp Arifjan	$30,000,000

(c) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2007, for military construction, land acquisition, and

military family housing functions of the Department of the Army in the total amount of $1,257,750,000 as follows:

(1) For military construction projects inside the United States authorized by subsection (a), $123,500,000.

(2) For military construction projects outside the United States authorized by subsection (b), $1,055,450,000.

(3) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $78,800,000.

(d) REPORT REQUIRED BEFORE COMMENCING CERTAIN PROJECTS.—Funds may not be obligated for the projects authorized by subsection (b) for Camp Arifjan, Kuwait, or Camp Cropper, Iraq, until 14 days after the date on which the Secretary of Defense submits to the congressional defense committees a report, in either unclassified or classified form, containing a detailed justification for the project, including the overall intent of the requested construction, host-nation views, longevity of the site selected, and timelines for completion. The Secretary shall submit the report not later than January 15, 2008.

SEC. 2902. AUTHORIZED NAVY CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in subsection (d)(1), the Secretary of the Navy may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

Navy: Inside the United States

State	Installation or Location	Amount
California	Camp Pendleton	$102,034,000
	Twentynine Palms	$4,440,000
North Carolina	Camp Lejeune	$43,340,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in subsection (d)(2), the Secretary of the Navy may acquire real property and carry out military construction projects for the installations or locations outside the United States, and in the amounts, set forth in the following table:

Navy: Outside the United States

Country	Installation or Location	Amount
Djibouti	Camp Lemonier	$25,410,000

(c) FAMILY HOUSING.—Using amounts appropriated pursuant to the authorization of appropriations in subsection (d)(4), the Secretary of the Navy may construct or acquire family housing units (including land acquisition and supporting facilities) at the installations or locations, and in the amounts, set forth in the following table:

Navy: Family Housing

State	*Installation or Location*	*Amount*
California	*Camp Pendleton*	*$10,692,000*
	Twentynine Palms	*$1,074,000*

(d) AUTHORIZATION OF APPROPRIATIONS.—Subject to section 2825 of title 10, United States Code, funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2007, for military construction, land acquisition, and military family housing functions of the Department of the Navy in the total amount of $198,781,000, as follows:

(1) For military construction projects inside the United States authorized by subsection (a), $149,814,000.

(2) For military construction projects outside the United States authorized by subsection (a), $25,410,000.

(3) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $11,791,000.

(4) For construction and acquisition, planning and design, and improvement of military family housing and facilities, $11,766,000.

SEC. 2903. AUTHORIZED AIR FORCE CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in subsection (b)(1), the Secretary of the Air Force may acquire real property and carry out military construction projects for the installations or locations outside the United States, and in the amounts, set forth in the following table:

Air Force: Outside the United States

Country	*Installation or Location*	*Amount*
Afghanistan	*Bagram Air Base*	*$108,800,000*
	Kandahar	*$26,300,000*
Iraq	*Balad Air Base*	*$58,300,000*
Kyrgyzstan	*Manas Air Base*	*$30,300,000*

(b) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2007, for military construction, land acquisition, and military family housing functions of the Department of the Air Force in the total amount of $258,700,000, as follows:

(1) For military construction projects outside the United States authorized by subsection (a), $223,700,000.

(2) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $35,000,000.

SEC. 2904. AUTHORIZED DEFENSE AGENCIES CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in subsection (c)(1), the Secretary of Defense may acquire real property and carry out military construction projects for the installations or locations in-

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

Defense Agencies: Inside the United States

State	*Installation or Location*	*Amount*
Texas	*Fort Sam Houston*	*$21,000,000*

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in subsection (c)(2), the Secretary of Defense may acquire real property and carry out military construction projects for the installations or locations outside the United States, and in the amounts, set forth in the following table:

Defense Agencies: Outside the United States

Country	*Installation or Location*	*Amount*
Qatar	*Al Udeid*	*$6,600,000*

(c) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2007, for military construction, land acquisition, and military family housing functions of the Department of Defense (other than the military departments) in the total amount of $27,600,000 as follows:

(1) For military construction projects inside the United States authorized by subsection (a), $21,000,000.

(2) For military construction projects outside the United States authorized by subsection (a), $6,600,000.

SEC. 2905. AUTHORIZED BASE CLOSURE AND REALIGNMENT ACTIVITIES FUNDED THROUGH DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT 2005 AND RELATED AUTHORIZATION OF APPROPRIATIONS.

(a) AUTHORIZED BASE CLOSURE AND REALIGNMENT ACTIVITIES FUNDED THROUGH DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT 2005.—Using amounts authorized appropriated pursuant to the authorization of appropriations in subsection (b), the Secretary of Defense may carry out base closure and realignment activities otherwise authorized by section 2702 of this Act, including real property acquisition and military construction projects, as authorized by the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note) and funded through the Department of Defense Base Closure Account 2005 established by section 2906A of such Act, in the amount of $423,650,000. Such amount is in addition to the amount specified for such base closure and realignment activities in section 2702 of this Act.

(b) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2007, for base closure and realignment activities authorized by subsection (a) and funded through the Department of Defense Base Closure Account 2005 in the total amount of $415,910,000.

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

TITLE XXXI—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

Subtitle A—National Security Programs Authorizations

Sec. 3101. National Nuclear Security Administration.
Sec. 3102. Defense environmental cleanup.
Sec. 3103. Other defense activities.
Sec. 3104. Defense nuclear waste disposal.
Sec. 3105. Energy security and assurance.

Subtitle B—Program Authorizations, Restrictions, and Limitations

Sec. 3111. Reliable Replacement Warhead program.
Sec. 3112. Nuclear test readiness.
Sec. 3113. Modification of reporting requirement.
Sec. 3114. Limitation on availability of funds for Fissile Materials Disposition program.
Sec. 3115. Modification of limitations on availability of funds for Waste Treatment and Immobilization Plant.
Sec. 3116. Modification of sunset date of the Office of the Ombudsman of the Energy Employees Occupational Illness Compensation Program.
Sec. 3117. Technical amendments.

Subtitle C—Other Matters

Sec. 3121. Study on using existing pits for the Reliable Replacement Warhead program.
Sec. 3122. Report on retirement and dismantlement of nuclear warheads.
Sec. 3123. Plan for addressing security risks posed to nuclear weapons complex.
Sec. 3124. Department of Energy protective forces.
Sec. 3125. Evaluation of National Nuclear Security Administration strategic plan for advanced computing.
Sec. 3126. Sense of Congress on the nuclear nonproliferation policy of the United States and the Reliable Replacement Warhead program.
Sec. 3127. Department of Energy report on plan to strengthen and expand International Radiological Threat Reduction program.
Sec. 3128. Department of Energy report on plan to strengthen and expand Materials Protection, Control, and Accounting program.
Sec. 3129. Agreements and reports on nuclear forensics capabilities.
Sec. 3130. Report on status of environmental management initiatives to accelerate the reduction of environmental risks and challenges posed by the legacy of the Cold War.

Subtitle D—Nuclear Terrorism Prevention

Sec. 3131. Definitions.
Sec. 3132. Sense of Congress on the prevention of nuclear terrorism.
Sec. 3133. Minimum security standard for nuclear weapons and formula quantities of strategic special nuclear material.
Sec. 3134. Annual report.

Subtitle A—National Security Programs Authorizations

SEC. 3101. NATIONAL NUCLEAR SECURITY ADMINISTRATION.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2008 for the activities of the National Nuclear Security Admin-

istration in carrying out programs necessary for national security in the amount of $9,576,095,000, to be allocated as follows:

(1) For weapons activities, $6,465,574,000.

(2) For defense nuclear nonproliferation activities, $1,902,646,000.

(3) For naval reactors, $808,219,000.

(4) For the Office of the Administrator for Nuclear Security, $399,656,000.

(b) AUTHORIZATION OF NEW PLANT PROJECTS.—From funds referred to in subsection (a) that are available for carrying out plant projects, the Secretary of Energy may carry out new plant projects for the National Nuclear Security Administration as follows:

(1) For readiness in technical base and facilities, the following new plant projects:

Project 08–D–801, High pressure fire loop, Pantex Plant, Amarillo, Texas, $7,000,000.

Project 08–D–802, High explosive pressing facility, Pantex Plant, Amarillo, Texas, $25,300,000.

Project 08–D–804, Technical Area 55 reinvestment project, Los Alamos National Laboratory, Los Alamos, New Mexico, $6,000,000.

(2) For facilities and infrastructure recapitalization, the following new plant projects:

Project 08–D–601, Mercury highway, Nevada Test Site, Nevada, $7,800,000.

Project 08–D–602, Potable water system upgrades, Y–12 Plant, Oak Ridge, Tennessee, $22,500,000.

(3) For safeguards and security, the following new plant project:

Project 08–D–701, Nuclear materials safeguards and security upgrade, Los Alamos National Laboratory, Los Alamos, New Mexico, $49,496,000.

(4) For naval reactors, the following new plant projects:

Project 08–D–901, Shipping and receiving and warehouse complex, Bettis Atomic Power Laboratory, West Mifflin, Pennsylvania, $9,000,000.

Project 08–D–190, Project engineering and design, Expended Core Facility M–290 Recovering Discharge Station, Naval Reactors Facility, Idaho Falls, Idaho, $550,000.

SEC. 3102. DEFENSE ENVIRONMENTAL CLEANUP.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2008 for defense environmental cleanup activities in carrying out programs necessary for national security in the amount of $5,367,905,000.

(b) AUTHORIZATION FOR NEW PLANT PROJECT.—From funds referred to in subsection (a) that are available for carrying out plant projects, the Secretary of Energy may carry out, for defense environmental cleanup activities, the following new plant project:

Project 08–D–414, Project engineering and design, Plutonium Vitrification Facility, various locations, $9,000,000.

SEC. 3103. OTHER DEFENSE ACTIVITIES.

Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2008 for other defense activities in

carrying out programs necessary for national security in the amount of $763,974,000.

SEC. 3104. DEFENSE NUCLEAR WASTE DISPOSAL.

Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2008 for defense nuclear waste disposal for payment to the Nuclear Waste Fund established in section 302(c) of the Nuclear Waste Policy Act of 1982 (42 U.S.C. 10222(c)) in the amount of $292,046,000.

SEC. 3105. ENERGY SECURITY AND ASSURANCE.

Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2008 for energy security and assurance programs necessary for national security in the amount of $5,860,000.

Subtitle B—Program Authorizations, Restrictions, and Limitations

SEC. 3111. RELIABLE REPLACEMENT WARHEAD PROGRAM.

No funds appropriated pursuant to the authorization of appropriations in section 3101(a)(1) or otherwise made available for weapons activities of the National Nuclear Security Administration for fiscal year 2008 may be obligated or expended for activities under the Reliable Replacement Warhead program under section 4204a of the Atomic Energy Defense Act (50 U.S.C. 2524a) beyond phase 2A activities.

SEC. 3112. NUCLEAR TEST READINESS.

(a) REPEAL OF REQUIREMENTS ON READINESS POSTURE.—Section 3113 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136; 117 Stat. 1743; 50 U.S.C. 2528a) is repealed.

(b) REPORTS ON NUCLEAR TEST READINESS POSTURES.—

(1) IN GENERAL.—Section 4208 of the Atomic Energy Defense Act (50 U.S.C. 2528) is amended to read as follows:

"SEC. 4208. REPORTS ON NUCLEAR TEST READINESS.

"(a) IN GENERAL.—Not later than March 1, 2009, and every odd-numbered year thereafter, the Secretary of Energy shall submit to the congressional defense committees a report on the nuclear test readiness of the United States.

"(b) ELEMENTS.—Each report under subsection (a) shall include, current as of the date of such report, the following:

"(1) An estimate of the period of time that would be necessary for the Secretary of Energy to conduct an underground test of a nuclear weapon once directed by the President to conduct such a test.

"(2) A description of the level of test readiness that the Secretary of Energy, in consultation with the Secretary of Defense, determines to be appropriate.

"(3) A list and description of the workforce skills and capabilities that are essential to carrying out an underground nuclear test at the Nevada Test Site.

"(4) A list and description of the infrastructure and physical plant that are essential to carrying out an underground nuclear test at the Nevada Test Site.

"(5) An assessment of the readiness status of the skills and capabilities described in paragraph (3) and the infrastructure and physical plant described in paragraph (4).

"(c) FORM.—Each report under subsection (a) shall be submitted in unclassified form, but may include a classified annex.".

(2) CLERICAL AMENDMENT.—The item relating to section 4208 in the table of contents for such Act is amended to read as follows:

"Sec. 4208. Reports on nuclear test readiness.".

SEC. 3113. MODIFICATION OF REPORTING REQUIREMENT.

Section 3111 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3539) is amended—

(1) by redesignating subsections (c) and (d) as (d) and (e), respectively;

(2) by inserting after subsection (b) the following:

"(c) FORM.—The report required by subsection (b) shall be submitted in classified form, and shall include a detailed unclassified summary."; and

(3) in subsection (e), as so redesignated, by striking "(c)" and inserting "(d)".

SEC. 3114. LIMITATION ON AVAILABILITY OF FUNDS FOR FISSILE MATERIALS DISPOSITION PROGRAM.

(a) LIMITATION PENDING REPORT ON USE OF PRIOR FISCAL YEAR FUNDS.—No more than 75 percent of the fiscal year 2008 Fissile Materials Disposition program funds may be obligated for the Fissile Materials Disposition program until the Secretary of Energy, in consultation with the Administrator for Nuclear Security, submits to the congressional defense committees a report setting forth a plan for obligating and expending funds made available for that program in fiscal years before fiscal year 2008 that remain available for obligation or expenditure as of January 1, 2005, and for fiscal year 2008.

(b) AVAILABILITY OF UNUTILIZED FUNDS UNDER CERTIFICATION OF PARTIAL USE.—Any funds identified in the plan required in subsection (a) that are not planned to be obligated by the end of fiscal year 2009 shall also be available for any defense nuclear nonproliferation activities (other than the Fissile Materials Disposition program) for which amounts are authorized to be appropriated by section 3101(a)(2).

(c) FISCAL YEAR 2008 FISSILE MATERIALS DISPOSITION PROGRAM FUNDS DEFINED.—In this section, the term "fiscal year 2008 Fissile Materials Disposition program funds" means amounts authorized to be appropriated by section 3101(a)(2) and available for the Fissile Materials Disposition program.

SEC. 3115. MODIFICATION OF LIMITATIONS ON AVAILABILITY OF FUNDS FOR WASTE TREATMENT AND IMMOBILIZATION PLANT.

Paragraph (2) of section 3120(a) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2510) is amended—

(1) by striking "the Defense Contract Management Agency has recommended for acceptance" and inserting "an independent entity has reviewed"; and

(2) by inserting "and that the system has been certified by the Secretary for use by a construction contractor at the Waste Treatment and Immobilization Plant" after "Waste Treatment and Immobilization Plant".

SEC. 3116. MODIFICATION OF SUNSET DATE OF THE OFFICE OF THE OMBUDSMAN OF THE ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM.

Section 3686(g) of the Energy Employees Occupational Illness Compensation Program Act of 2000 (42 U.S.C. 7385s–15(g)) is amended by striking "on the date that is 3 years after the date of the enactment of this section" and inserting "October 28, 2012".

SEC. 3117. TECHNICAL AMENDMENTS.

The Atomic Energy Defense Act (50 U.S.C. 2521 et seq.) is amended as follows:

(1) The heading of section 4204a (50 U.S.C. 2524a) is amended to read as follows:

"SEC. 4204A. RELIABLE REPLACEMENT WARHEAD PROGRAM.".

(2) The table of contents for that Act is amended by inserting after the item relating to section 4204 the following new item:

"Sec. 4204A. Reliable Replacement Warhead program.".

Subtitle C—Other Matters

SEC. 3121. STUDY ON USING EXISTING PITS FOR THE RELIABLE REPLACEMENT WARHEAD PROGRAM.

(a) STUDY REQUIRED.—The Administrator for Nuclear Security, in consultation with the Nuclear Weapons Council, shall carry out a study analyzing the feasibility of using existing pits in the Reliable Replacement Warhead program.

(b) REPORT.—

(1) IN GENERAL.—Not later than six months after the date of the enactment of this Act, the Administrator shall submit to the congressional defense committees a report on the results of the study. The report shall be in unclassified form, but may include a classified annex.

(2) MATTERS INCLUDED.—The report shall contain the assessment of the Administrator of the results of the study, including—

(A) an assessment of—

(i) whether using existing pits in the program is technically feasible;

(ii) whether using existing pits in the program is more advantageous than using newly manufactured pits in the program;

(iii) the number of existing pits suitable for such use;

(iv) whether proceeding to use existing pits in the program before using newly manufactured pits in the program is desirable; and

(v) the extent to which using existing pits, as compared to using newly manufactured pits, in the program would reduce future requirements for new pit production, and how such use of existing pits would affect the schedule and scope for new pit production; and

(B) a comparison of the requirements for certifying—

(i) reliable replacement warheads using existing pits;

(ii) reliable replacement warheads using newly manufactured pits; and

(iii) warheads maintained by the Stockpile Life Extension Program.

(c) FUNDING.—Of the amounts made available pursuant to the authorization of appropriations in section 3101(a)(1), such funds as may be necessary shall be available to carry out this section.

SEC. 3122. REPORT ON RETIREMENT AND DISMANTLEMENT OF NUCLEAR WARHEADS.

Not later than March 1, 2008, the Administrator for Nuclear Security, in consultation with the Nuclear Weapons Council, shall submit to the congressional defense committees a report on the retirement and dismantlement of the nuclear warheads that will not be part of the enduring stockpile as of December 31, 2012, but that have not yet been retired or dismantled. The report shall include—

(1) the existing plan and schedule for retiring and dismantling those warheads;

(2) an assessment of the capacity of the nuclear weapons complex to accommodate an accelerated schedule for retiring and dismantling those warheads, taking into account the full range of capabilities in the complex; and

(3) an identification of the resources needed to accommodate such an accelerated schedule for retiring and dismantling those warheads.

SEC. 3123. PLAN FOR ADDRESSING SECURITY RISKS POSED TO NUCLEAR WEAPONS COMPLEX.

Section 3253(b) of the National Nuclear Security Administration Act (50 U.S.C. 2453(b)) is amended by adding at the end the following:

"(6) A plan, developed in consultation with the Director of the Office of Health, Safety, and Security of the Department of Energy, for the research and development, deployment, and lifecycle sustainment of the technologies employed within the nuclear weapons complex to address physical and cyber security threats during the applicable five-fiscal year period, together with—

"(A) for each site in the nuclear weapons complex, a description of the technologies deployed to address the physical and cyber security threats posed to that site;

"(B) for each site and for the nuclear weapons complex, the methods used by the National Nuclear Security Administration to establish priorities among investments in physical and cyber security technologies; and

"(C) a detailed description of how the funds identified for each program element specified pursuant to paragraph (1) in the budget for the Administration for each fiscal year

during that five-fiscal year period will help carry out that plan.".

SEC. 3124. DEPARTMENT OF ENERGY PROTECTIVE FORCES.

(a) COMPTROLLER GENERAL REPORT ON DEPARTMENT OF ENERGY PROTECTIVE FORCE MANAGEMENT.—

(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Comptroller General of the United States shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the management of the protective forces of the Department of Energy.

(2) CONTENTS.—The report shall include the following:

(A) An identification of each Department of Energy site with Category I nuclear materials.

(B) For each site identified under subparagraph (A)—

(i) a description of the management and contractual structure for protective forces at the site;

(ii) a statement of the number and category of protective force members at the site;

(iii) a description of the manner in which the site is moving to a tactical response force as required by the policy of the Department of Energy and an assessment of the issues or problems, if any, involved in moving to such a force;

(iv) a description of the extent to which the protective force at the site has been assigned or is responsible for law enforcement or law-enforcement related activities;

(v) an assessment of the ability of the protective force at the site to fulfill any such law enforcement or law enforcement-related responsibilities; and

(vi) an assessment of whether the protective force at the site is adequately staffed, trained, and equipped to comply with the requirements of the Design Basis Threat issued by the Department of Energy in November 2005 and, if not, when it is projected to be.

(C) An analysis comparing the management, training, pay, benefits, duties, responsibilities, and assignments of the protective force at each site identified under subparagraph (A) with the management, training, pay, benefits, duties, responsibilities, and assignments of the Federal transportation security force of the Department of Energy.

(D) A statement of options for managing the protective force at sites identified under subparagraph (A) in a more uniform manner, an analysis of the advantages and disadvantages of each option, and an assessment of the approximate cost of each option when compared with the costs associated with the existing management of the protective force at such sites.

(3) FORM.—The report shall be submitted in unclassified form, but may include a classified annex.

(b) DEPARTMENT OF ENERGY ANALYSIS OF ALTERNATIVES FOR MANAGING AND DEPLOYING PROTECTIVE FORCES.—

(1) IN GENERAL.—Not later than 90 days after the date on which the report is submitted under subsection (a), the Sec-

retary of Energy, in conjunction with the Administrator for Nuclear Security and the Assistant Secretary for Environmental Management, shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the management of the protective forces of the Department of Energy.

(2) CONTENTS.—The report shall include the following:

(A) Each of the matters specified in subparagraphs (A), (B), and (C) of subsection (a)(2).

(B) Each of the matters specified in subparagraph (D) of subsection (a)(2), except that—

(i) the options analyzed shall include each of the options included in the report submitted under subsection (a), as well as any other options identified by the Secretary; and

(ii) the analysis and assessment shall also include an analysis of the role played by incentives inherent in the use of private contractors to provide protective forces in the performance of those protective forces.

(3) FORM.—The report shall be submitted in unclassified form, but may include a classified annex.

SEC. 3125. EVALUATION OF NATIONAL NUCLEAR SECURITY ADMINISTRATION STRATEGIC PLAN FOR ADVANCED COMPUTING.

(a) IN GENERAL.—The Secretary of Energy shall—

(1) enter into an agreement with an independent entity to conduct an evaluation of the strategic plan for advanced computing of the National Nuclear Security Administration; and

(2) not later than one year after the date of the enactment of this Act, submit to the congressional defense committees a report containing the results of the evaluation described in paragraph (1).

(b) ELEMENTS.—The evaluation described in subsection (a)(1) shall include the following:

(1) An assessment of—

(A) the adequacy of the strategic plan in supporting the Stockpile Stewardship Program;

(B) the role of research into, and development of, high-performance computing supported by the National Nuclear Security Administration in fulfilling the mission of the National Nuclear Security Administration and in maintaining the leadership of the United States in high-performance computing; and

(C) the impacts of changes in investment levels or research and development strategies on fulfilling the missions of the National Nuclear Security Administration.

(2) An assessment of the efforts of the Department of Energy to—

(A) coordinate high-performance computing work within the Department, in particular between the National Nuclear Security Administration and the Office of Science;

(B) develop joint strategies with other Federal agencies and private industry groups for the development of high-performance computing; and

(C) share high-performance computing developments with private industry and capitalize on innovations in private industry in high-performance computing.

SEC. 3126. SENSE OF CONGRESS ON THE NUCLEAR NONPROLIFERATION POLICY OF THE UNITED STATES AND THE RELIABLE REPLACEMENT WARHEAD PROGRAM.

It is the sense of Congress that—

(1) the United States should maintain its commitment to Article VI of the Treaty on the Non-Proliferation of Nuclear Weapons, done at Washington, London, and Moscow July 1, 1968, and entered into force March 5, 1970 (in this section referred to as the "Nuclear Non-Proliferation Treaty");

(2) the United States should initiate talks with Russia to reduce the number of nonstrategic nuclear weapons and further reduce the number of strategic nuclear weapons in the respective nuclear weapons stockpiles of the United States and Russia in a transparent and verifiable fashion and in a manner consistent with the security of the United States;

(3) the United States and other declared nuclear weapons state parties to the Nuclear Non-Proliferation Treaty, together with weapons states that are not parties to the Treaty, should work to reduce the total number of nuclear weapons in the respective stockpiles and related delivery systems of such states;

(4) the United States, Russia, and other states should work to negotiate, and then sign and ratify, a treaty setting forth a date for the cessation of the production of fissile material;

(5) the United States should sustain the science-based stockpile stewardship program, which provides the basis for certifying the United States nuclear deterrent and maintaining the moratorium on underground nuclear weapons testing;

(6) the United States should commit to dismantle as soon as possible all retired warheads or warheads that are planned to be retired from the United States nuclear weapons stockpile;

(7) the United States, along with the other declared nuclear weapons state parties to the Nuclear Non-Proliferation Treaty, should participate in transparent discussions regarding their nuclear weapons programs and plans, including plans for any new weapons or warheads, and how such programs and plans relate to their obligations as nuclear weapons state parties under the Treaty;

(8) the United States and the declared nuclear weapons state parties to the Nuclear Non-Proliferation Treaty should work to decrease reliance on, and the importance of, nuclear weapons; and

(9) the United States should formulate any decision on whether to manufacture or deploy a reliable replacement warhead within the broader context of the progress made by the United States toward achieving each of the goals described in paragraphs (1) through (8).

SEC. 3127. DEPARTMENT OF ENERGY REPORT ON PLAN TO STRENGTHEN AND EXPAND INTERNATIONAL RADIOLOGICAL THREAT REDUCTION PROGRAM.

Not later than 120 days after the date of the enactment of this Act, the Secretary of Energy shall submit to Congress a report that sets forth a specific plan for strengthening and expanding the De-

partment of Energy International Radiological Threat Reduction (IRTR) program within the Global Threat Reduction Initiative. The plan shall address concerns raised and recommendations made by the Government Accountability Office in its report of March 13, 2007, titled "Focusing on the Highest Priority Radiological Sources Could Improve DOE's Efforts to Secure Sources in Foreign Countries", and shall specifically include actions to—

(1) improve the Department's coordination with the Department of State and the Nuclear Regulatory Commission;

(2) improve information-sharing between the Department and the International Atomic Energy Agency;

(3) with respect to hospitals and clinics containing radiological sources that receive security upgrades, give high priority to those determined to be the highest risk;

(4) accelerate efforts to remove as many radioisotope thermoelectric generators (RTGs) in the Russian Federation as practicable;

(5) develop a long-term sustainability plan for security upgrades that includes, among other things, future resources required to implement such a plan; and

(6) develop a long-term operational plan that ensures sufficient funding for the IRTR program and ensures sufficient funding to identify, recover, and secure all vulnerable high-risk radiological sources worldwide as quickly and effectively as possible.

SEC. 3128. DEPARTMENT OF ENERGY REPORT ON PLAN TO STRENGTHEN AND EXPAND MATERIALS PROTECTION, CONTROL, AND ACCOUNTING PROGRAM.

Not later than 120 days after the date of the enactment of this Act, the Secretary of Energy shall submit to Congress a specific plan for strengthening and expanding the Department of Energy Materials Protection, Control, and Accounting (MPC&A) program. The plan shall address concerns raised and recommendations made by the Government Accountability Office in its report of February 2007, titled "Progress Made in Improving Security at Russian Nuclear Sites, but the Long-Term Sustainability of U.S. Funded Security Upgrades is Uncertain", and shall specifically include actions to—

(1) strengthen program management and the effectiveness of the Department's efforts to improve security at weapons-usable nuclear material and warhead sites in the Russian Federation and other countries by—

(A) revising the metrics used to measure MPC&A program progress to better reflect the level of security upgrade completion at buildings reported as "secure";

(B) actively working with other countries, in coordination with the Secretary of State, to develop an appropriate access plan for each country; and

(C) developing a management information system to track the Department's progress in providing Russia with a sustainable MPC&A system by 2013; and

(2) develop a long-term operational plan that ensures sufficient funding for the MPC&A program, including for National Programs and Sustainability, and ensures sufficient funding to secure all weapons-usable nuclear material and warhead sites as quickly and effectively as possible.

SEC. 3129. AGREEMENTS AND REPORTS ON NUCLEAR FORENSICS CAPABILITIES.

(a) INTERNATIONAL AGREEMENTS.—

(1) IN GENERAL.—Title XLIII of the Atomic Energy Defense Act (50 U.S.C. 2561 et seq.) is amended by adding at the end the following:

"SEC. 4307. INTERNATIONAL AGREEMENTS ON NUCLEAR WEAPONS DATA.

"The Secretary of Energy may, with the concurrence of the Secretary of State and in coordination with the Secretary of Defense, the Secretary of Homeland Security, and the Director of National Intelligence, enter into agreements with countries or international organizations to conduct data collection and analysis to determine accurately and in a timely manner the source of any components of, or fissile material used or attempted to be used in, a nuclear device or weapon.

"SEC. 4308. INTERNATIONAL AGREEMENTS ON INFORMATION ON RADIOACTIVE MATERIALS.

"The Secretary of Energy may, with the concurrence of the Secretary of State and in coordination with the Secretary of Defense, the Secretary of Homeland Security, and the Director of National Intelligence, enter into agreements with countries or international organizations—

"(1) to acquire for the materials information program of the Department of Energy validated information on the physical characteristics of radioactive material produced, used, or stored at various locations, in order to facilitate the ability to determine accurately and in a timely manner the source of any components of, or fissile material used or attempted to be used in, a nuclear device or weapon; and

"(2) to obtain access to information described in paragraph (1) in the event of—

"(A) a nuclear detonation; or

"(B) the interdiction or discovery of a nuclear device or weapon or nuclear material.".

(2) CLERICAL AMENDMENT.—The table of contents at the beginning of such Act is amended by inserting after the item relating to section 4306A the following:

"Sec. 4307. International agreements on nuclear weapons data.
"Sec. 4308. International agreements on information on radioactive materials.".

(b) REPORT ON AGREEMENTS.—Not later than one year after the date of the enactment of this Act, the Secretary of Energy shall, in coordination with the Secretary of State, submit to Congress a report identifying—

(1) the countries or international organizations with which the Secretary has sought to make agreements pursuant to sections 4307 and 4308 of the Atomic Energy Defense Act, as added by subsection (a);

(2) any countries or international organizations with which such agreements have been finalized and the measures included in such agreements; and

(3) any major obstacles to completing such agreements with other countries and international organizations.

(c) REPORT ON STANDARDS AND CAPABILITIES.—Not later than 180 days after the date of the enactment of this Act, the President shall submit to Congress a report—

(1) setting forth standards and procedures to be used in determining accurately and in a timely manner any country or group that knowingly or negligently provides to another country or group—

(A) a nuclear device or weapon;

(B) a major component of a nuclear device or weapon; or

(C) fissile material that could be used in a nuclear device or weapon;

(2) assessing the capability of the United States to collect and analyze nuclear material or debris in a manner consistent with the standards and procedures described in paragraph (1); and

(3) including a plan and proposed funding for rectifying any shortfalls in the nuclear forensics capabilities of the United States by September 30, 2010.

SEC. 3130. REPORT ON STATUS OF ENVIRONMENTAL MANAGEMENT INITIATIVES TO ACCELERATE THE REDUCTION OF ENVIRONMENTAL RISKS AND CHALLENGES POSED BY THE LEGACY OF THE COLD WAR.

(a) IN GENERAL.—Not later than September 30, 2008, the Secretary of Energy shall submit to the congressional defense committees and the Comptroller General of the United States a report on the status of the environmental management initiatives undertaken to accelerate the reduction of the environmental risks and challenges that, as a result of the legacy of the Cold War, are faced by the Department of Energy, contractors of the Department, and applicable Federal and State agencies with regulatory jurisdiction.

(b) ELEMENTS.—The report required by subsection (a) shall include the following:

(1) A discussion and assessment of the progress made in reducing the environmental risks and challenges described in subsection (a) in each of the following areas:

(A) Acquisition strategy and contract management.

(B) Regulatory agreements.

(C) Interim storage and final disposal of high-level waste, spent nuclear fuel, transuranic waste, and low-level waste.

(D) Closure and transfer of environmental remediation sites.

(E) Achievements in innovation by contractors of the Department with respect to accelerated risk reduction and cleanup.

(F) Consolidation of special nuclear materials and improvements in safeguards and security.

(2) An assessment of whether legislative changes or clarifications would improve or accelerate environmental management activities.

(3) A listing of the major mandatory milestones and commitments by site, by type of agreement, and by year to the extent that they are currently defined, together with a summary of the major mandatory milestones by site that are projected to be

missed or are in jeopardy of being missed, with categories to explain the reason for non-compliance.

(4) An estimate of the life cycle cost of the current scope of the environmental management program as of October 1, 2007, by project baseline summary and summarized by site, including assumptions impacting cost projections and descriptions of the work to be done at each site.

(5) For environmental cleanup liabilities and excess facilities projected to be transferred to the environmental management program, a description of the process for nomination and acceptance of new work scope into the program, a listing of pending nominations, and life cycle cost estimates and schedules to address them.

(c) REVIEW BY COMPTROLLER GENERAL.—Not later than March 30, 2009, the Comptroller General shall submit to the congressional defense committees a report containing a review of the report required by subsection (a).

Subtitle D—Nuclear Terrorism Prevention

SEC. 3131. DEFINITIONS.

In this subtitle:

(1) The term "Convention on the Physical Protection of Nuclear Material" means the Convention on the Physical Protection of Nuclear Material, signed at New York and Vienna March 3, 1980.

(2) The term "formula quantities of strategic special nuclear material" means uranium–235 (contained in uranium enriched to 20 percent or more in the U–235 isotope), uranium–233, or plutonium in any combination in a total quantity of 5,000 grams or more computed by the formula, grams = (grams contained U–235) + 2.5 (grams U–233 + grams plutonium), as set forth in the definitions of "formula quantity" and "strategic special nuclear material" in section 73.2 of title 10, Code of Federal Regulations.

(3) The term "Nuclear Non-Proliferation Treaty" means the Treaty on the Non-Proliferation of Nuclear Weapons, done at Washington, London, and Moscow July 1, 1968, and entered into force March 5, 1970 (21 UST 483).

(4) The term "nuclear weapon" means any device utilizing atomic energy, exclusive of the means for transporting or propelling the device (where such means is a separable and divisible part of the device), the principal purpose of which is for use as, or for the development of, a weapon, a weapon prototype, or a weapon test device.

SEC. 3132. SENSE OF CONGRESS ON THE PREVENTION OF NUCLEAR TERRORISM.

It is the sense of Congress that—

(1) the President should make the prevention of a nuclear terrorist attack on the United States a high priority;

(2) the President should accelerate programs, requesting additional funding as appropriate, to prevent nuclear terrorism, including combating nuclear smuggling, securing and accounting for nuclear weapons, and eliminating, removing, or secur-

ing and accounting for formula quantities of strategic special nuclear material wherever such quantities may be;

(3) the United States, together with the international community, should take a comprehensive approach to reducing the danger of nuclear terrorism, including by making additional efforts to identify and eliminate terrorist groups that aim to acquire nuclear weapons, to ensure that nuclear weapons worldwide are secure and accounted for and that formula quantities of strategic special nuclear material worldwide are eliminated, removed, or secure and accounted for to a degree sufficient to defeat the threat that terrorists and criminals have shown they can pose, and to increase the ability to find and stop terrorist efforts to manufacture nuclear explosives or to transport nuclear explosives and materials anywhere in the world;

(4) within such a comprehensive approach, a high priority must be placed on ensuring that all nuclear weapons worldwide are secure and accounted for and that all formula quantities of strategic special nuclear material worldwide are eliminated, removed, or secure and accounted for; and

(5) the International Atomic Energy Agency should be funded appropriately to fulfill its role in coordinating international efforts to protect nuclear material and to combat nuclear smuggling.

SEC. 3133. MINIMUM SECURITY STANDARD FOR NUCLEAR WEAPONS AND FORMULA QUANTITIES OF STRATEGIC SPECIAL NUCLEAR MATERIAL.

(a) POLICY.—It is the policy of the United States to work with the international community to take all possible steps to ensure that all nuclear weapons around the world are secure and accounted for and that all formula quantities of strategic special nuclear material are eliminated, removed, or secure and accounted for to a level sufficient to defeat the threats posed by terrorists and criminals.

(b) INTERNATIONAL NUCLEAR SECURITY STANDARD.—It is the sense of Congress that, in furtherance of the policy described in subsection (a), and consistent with the requirement for "appropriate effective" physical protection contained in United Nations Security Council Resolution 1540 (2004), as well as the Nuclear Non-Proliferation Treaty and the Convention on the Physical Protection of Nuclear Material, the President, in consultation with relevant Federal departments and agencies, should seek the broadest possible international agreement on a global standard for nuclear security that—

(1) ensures that nuclear weapons and formula quantities of strategic special nuclear material are secure and accounted for to a sufficient level to defeat the threats posed by terrorists and criminals;

(2) takes into account the limitations of equipment and human performance; and

(3) includes steps to provide confidence that the needed measures have in fact been implemented.

(c) INTERNATIONAL EFFORTS.—It is the sense of Congress that, in furtherance of the policy described in subsection (a), the President, in consultation with relevant Federal departments and agencies, should—

(1) work with other countries and the International Atomic Energy Agency to assist as appropriate, and if necessary work to convince, the governments of any and all countries in possession of nuclear weapons or formula quantities of strategic special nuclear material to ensure that security is upgraded to meet the standard described in subsection (b) as rapidly as possible and in a manner that—

(A) accounts for the nature of the terrorist and criminal threat in each such country; and

(B) ensures that any measures to which the United States and any such country agree are sustained after United States and other international assistance ends;

(2) ensure that United States financial and technical assistance is available, as appropriate, to countries for which the provision of such assistance would accelerate the implementation of, or improve the effectiveness of, such security upgrades; and

(3) work with the governments of other countries to ensure that effective nuclear security rules, accompanied by effective regulation and enforcement, are put in place to govern all nuclear weapons and formula quantities of strategic special nuclear material around the world.

SEC. 3134. ANNUAL REPORT.

(a) IN GENERAL.—Not later than September 1 of each year through 2012, the President, in consultation with relevant Federal departments and agencies, shall submit to Congress a report on the security of nuclear weapons and related equipment and formula quantities of strategic special nuclear material outside of the United States.

(b) ELEMENTS.—The report required under subsection (a) shall include the following:

(1) A section on the programs for the security and accounting of nuclear weapons and the elimination, removal, and security and accounting of formula quantities of strategic special nuclear material, established under section 3132(b) of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (50 U.S.C. 2569(b)), which shall include the following:

(A) A survey of the facilities and sites worldwide that contain nuclear weapons or related equipment, or formula quantities of strategic special nuclear material.

(B) A list of such facilities and sites determined to be of the highest priority for security and accounting of nuclear weapons and related equipment, or the elimination, removal, or security and accounting of formula quantities of strategic special nuclear material, taking into account risk of theft from such facilities and sites, and organized by level of priority.

(C) A prioritized plan, including measurable milestones, metrics, estimated timetables, and estimated costs of implementation, on the following:

(i) The security and accounting of nuclear weapons and related equipment and the elimination, removal, or security and accounting of formula quantities of strategic special nuclear material at such facilities and sites worldwide.

(ii) Ensuring that security upgrades and accounting reforms implemented at such facilities and sites worldwide, using the financial and technical assistance of the United States, are effectively sustained after such assistance ends.

(iii) The role that international agencies and the international community have committed to play, together with a plan for securing international contributions.

(D) An assessment of the progress made in implementing the plan described in subparagraph (C), including a description of the efforts of foreign governments to secure and account for nuclear weapons and related equipment and to eliminate, remove, or secure and account for formula quantities of strategic special nuclear material.

(2) A section on efforts to establish and implement the international nuclear security standard described in section 3133(b) and related policies.

(c) FORM.—The report may be submitted in classified form but shall include a detailed unclassified summary.

TITLE XXXII—WAR-RELATED NATIONAL NUCLEAR SECURITY ADMINISTRATION AUTHORIZATIONS

Sec. 3201. Additional war-related authorization of appropriations for National Nuclear Security Administration.

SEC. 3201. ADDITIONAL WAR-RELATED AUTHORIZATION OF APPROPRIATIONS FOR NATIONAL NUCLEAR SECURITY ADMINISTRATION.

(a) IN GENERAL.— Funds are hereby authorized to be appropriated for fiscal year 2008 to the Department of Energy for the National Nuclear Security Administration for defense nuclear nonproliferation in the amount of $50,000,000, of which $30,000,000 is for the International Nuclear Materials Protection and Cooperation program and $20,000,000 is for the Global Threat Reduction Initiative.

(b) TREATMENT AS ADDITIONAL AUTHORIZATION.—The amounts authorized to be appropriated by this section are in addition to amounts otherwise authorized to be appropriated by this Act.

TITLE XXXIII—DEFENSE NUCLEAR FACILITIES SAFETY BOARD

Sec. 3301. Authorization.

SEC. 3301. AUTHORIZATION.

There are authorized to be appropriated for fiscal year 2008, $22,499,000 for the operation of the Defense Nuclear Facilities Safety Board under chapter 21 of the Atomic Energy Act of 1954 (42 U.S.C. 2286 et seq.).

TITLE XXXIV—NAVAL PETROLEUM RESERVES

Sec. 3401. Authorization of appropriations.
Sec. 3402. Remedial action at Moab uranium milling site.

SEC. 3401. AUTHORIZATION OF APPROPRIATIONS.

(a) AMOUNT.—There are hereby authorized to be appropriated to the Secretary of Energy $17,301,000 for fiscal year 2008 for the purpose of carrying out activities under chapter 641 of title 10, United States Code, relating to the naval petroleum reserves.

(b) PERIOD OF AVAILABILITY.—Funds appropriated pursuant to the authorization of appropriations in subsection (a) shall remain available until expended.

SEC. 3402. REMEDIAL ACTION AT MOAB URANIUM MILLING SITE.

Section 3405(i) of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (Public Law 105–261; 10 U.S.C. 7420 note) is amended by adding at the end the following new paragraph:

"(6)(A) Not later than October 1, 2019, the Secretary of Energy shall complete remediation at the Moab site and removal of the tailings to the Crescent Junction site in Utah.

"(B) In the event the Secretary of Energy is unable to complete remediation at the Moab Site by October 1, 2019, the Secretary shall submit to Congress a plan setting forth the projected completion date and the estimated funding to meet the revised date. The Secretary shall submit the plan, if required, to Congress not later than October 2, 2019.".

TITLE XXXV—MARITIME ADMINISTRATION

Subtitle A—Maritime Administration Reauthorization

Sec. 3501. Authorization of appropriations for fiscal year 2008.
Sec. 3502. Temporary authority to transfer obsolete combatant vessels to Navy for disposal.
Sec. 3503. Vessel disposal program.

Subtitle B—Programs

Sec. 3511. Commercial vessel chartering authority.
Sec. 3512. Maritime Administration vessel chartering authority.
Sec. 3513. Chartering to State and local governmental instrumentalities.
Sec. 3514. Disposal of obsolete Government vessels.
Sec. 3515. Vessel transfer authority.
Sec. 3516. Sea trials for Ready Reserve Force.
Sec. 3517. Review of applications for loans and guarantees.

Subtitle C—Technical Corrections

Sec. 3521. Personal injury to or death of seamen.
Sec. 3522. Amendments to Chapter 537 based on Public Law 109–163.
Sec. 3523. Additional amendments based on Public Law 109–163.
Sec. 3524. Amendments based on Public Law 109–171.
Sec. 3525. Amendments based on Public Law 109–241.
Sec. 3526. Amendments based on Public Law 109–364.
Sec. 3527. Miscellaneous amendments.
Sec. 3528. Application of sunset provision to codified provision.
Sec. 3529. Additional technical corrections.

Subtitle A—Maritime Administration Reauthorization

SEC. 3501. AUTHORIZATION OF APPROPRIATIONS FOR FISCAL YEAR 2008.

Funds are hereby authorized to be appropriated for fiscal year 2008, to be available without fiscal year limitation if so provided in appropriations Acts, for the use of the Department of Transportation for the Maritime Administration as follows:

(1) For expenses necessary for operations and training activities, $124,303,000, of which—

(A) $63,958,000 shall remain available until expended for expenses and capital improvements at the United States Merchant Marine Academy; and

(B) $11,500,000 which shall remain available until expended for maintenance and repair of school ships at the State Maritime Academies.

(2) For expenses to maintain and preserve a United States-flag merchant fleet to serve the national security needs of the United States under chapter 531 of title 46, United States Code, $156,000,000.

(3) For paying reimbursement under section 3517 of the Maritime Security Act of 2003 (46 U.S.C. 53101 note), $19,500,000.

(4) For assistance to small shipyards and maritime communities under section 54101 of title 46, United States Code, $25,000,000.

(5) For expenses to dispose of obsolete vessels in the National Defense Reserve Fleet, including provision of assistance under section 7 of Public Law 92–402, $20,000,000.

(6) For the cost (as defined in section 502(5) of the Federal Credit Reform Act of 1990 (2 U.S.C. 661a(5)) of loan guarantees under the program authorized by chapter 537 of title 46, United States Code, $30,000,000.

(7) For administrative expenses related to the implementation of the loan guarantee program under chapter 537 of title 46, United States Code, administrative expenses related to implementation of the reimbursement program under section 3517 of the Maritime Security Act of 2003 (46 U.S.C. 53101 note), and administrative expenses related to the implementation of the small shipyards and maritime communities assistance program under section 54101 of title 46, United States Code, $6,000,000.

SEC. 3502. TEMPORARY AUTHORITY TO TRANSFER OBSOLETE COMBATANT VESSELS TO NAVY FOR DISPOSAL.

The Secretary of Transportation shall, subject to the availability of appropriations and consistent with section 1535 of title 31, United States Code, popularly known as the Economy Act, transfer to the Secretary of the Navy during fiscal year 2008 for disposal by the Navy, no fewer than 3 combatant vessels in the nonretention fleet of the Maritime Administration that are acceptable to the Secretary of the Navy.

SEC. 3503. VESSEL DISPOSAL PROGRAM.

(a) IN GENERAL.—Within 30 days after the date of the enactment of this Act, the Secretary of Transportation shall convene a working group to review and make recommendations on best practices for the storage and disposal of obsolete vessels owned or operated by the Federal Government. The Secretary shall invite senior representatives from the Maritime Administration, the Coast Guard, the Environmental Protection Agency, the National Oceanic and Atmospheric Administration, and the United States Navy to participate in the working group. The Secretary may request the participation of senior representatives of any other Federal department or agency, as appropriate, and may also request participation from concerned State environmental agencies.

(b) SCOPE.—Among the vessels to be considered by the working group are Federally owned or operated vessels that are—

(1) to be scrapped or recycled;

(2) to be used as artificial reefs: or

(3) to be used for the Navy's SINKEX program.

(c) PURPOSE.—The working group shall—

(1) examine current storage and disposal policies, procedures, and practices for obsolete vessels owned or operated by Federal agencies;

(2) examine Federal and State laws and regulations governing such policies, procedures, and practices and any applicable environmental laws; and

(3) within 90 days after the date of enactment of the Act, submit a plan to the Committee on Armed Services and the Committee on Commerce, Science and Transportation of the Senate and the Committee on Armed Services of the House of Representatives to improve and harmonize practices for storage and disposal of such vessels, including the interim transportation of such vessels.

(d) CONTENTS OF PLAN.—The working group shall include in the plan submitted under subsection (c)(3)—

(1) a description of existing measures for the storage, disposal, and interim transportation of obsolete vessels owned or operated by Federal agencies in compliance with Federal and State environmental laws in a manner that protects the environment;

(2) a description of Federal and State laws and regulations governing the current policies, procedures, and practices for the storage, disposal, and interim transportation of such vessels;

(3) recommendations for environmental best practices that meet or exceed, and harmonize, the requirements of Federal environmental laws and regulations applicable to the storage, disposal, and interim transportation of such vessels;

(4) recommendations for environmental best practices that meet or exceed the requirements of State laws and regulations applicable to the storage, disposal, and interim transportation of such vessels;

(5) procedures for the identification and remediation of any environmental impacts caused by the storage, disposal, and interim transportation of such vessels; and

(6) recommendations for necessary steps, including regulations if appropriate, to ensure that best environmental practices apply to all such vessels.

(e) IMPLEMENTATION OF PLAN.—

(1) IN GENERAL.—As soon as practicable after the date of enactment of the Act, the head of each Federal department or agency participating in the working group, in consultation with the other Federal departments and agencies participating in the working group, shall take such action as may be necessary, including the promulgation of regulations, under existing authorities to ensure that the implementation of the plan provides for compliance with all Federal and State laws and for the protection of the environment in the storage, interim transportation, and disposal of obsolete vessels owned or operated by Federal agencies.

(2) ARMED SERVICES VESSELS.—The Secretary and the Secretary of Defense, in consultation with the Administrator of the Environmental Protection Agency, shall each ensure that environmental best practices are observed with respect to the storage, disposal, and interim transportation of obsolete vessels owned or operated by the Department of Defense.

(f) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to supersede, limit, modify, or otherwise affect any other provision of law, including environmental law.

Subtitle B—Programs

SEC. 3511. COMMERCIAL VESSEL CHARTERING AUTHORITY.

(a) IN GENERAL.—Subchapter III of chapter 575 of title 46, United States Code, is amended by adding at the end the following:

"§ 57533. Vessel chartering authority

"The Secretary of Transportation may enter into contracts or other agreements on behalf of the United States to purchase, charter, operate, or otherwise acquire the use of any vessels documented under chapter 121 of this title and any other related real or personal property. The Secretary is authorized to use this authority as the Secretary deems appropriate.".

(b) CONFORMING AMENDMENT.—The chapter analysis for chapter 575 of such title is amended by adding at the end the following:

"57533. Vessel chartering authority".

SEC. 3512. MARITIME ADMINISTRATION VESSEL CHARTERING AUTHORITY.

Section 50303 of title 46, United States Code, is amended by—

(1) inserting "vessels," after "piers,"; and

(2) by striking "control;" in subsection (a)(1) and inserting "control, except that the prior consent of the Secretary of Defense for such use shall be required with respect to any vessel in the Ready Reserve Force or in the National Defense Reserve Fleet which is maintained in a retention status for the Department of Defense;".

SEC. 3513. CHARTERING TO STATE AND LOCAL GOVERNMENTAL INSTRUMENTALITIES.

Section 11(b) of the Merchant Ship Sales Act of 1946 (50 U.S.C. App. 1744(b)), is amended—

(1) by striking "or" after the semicolon in paragraph (3);

(2) by striking "Defense." in paragraph (4) and inserting "Defense; or"; and

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

"(5) on a reimbursable basis, for charter to the government of any State, locality, or Territory of the United States, except that the prior consent of the Secretary of Defense for such use shall be required with respect to any vessel in the Ready Reserve Force or in the National Defense Reserve Fleet which is maintained in a retention status for the Department of Defense.".

SEC. 3514. DISPOSAL OF OBSOLETE GOVERNMENT VESSELS.

Section 6(c)(1) of the National Maritime Heritage Act of 1994 (16 U.S.C. 5405(c)(1)) is amended—

(1) by inserting "(either by sale or purchase of disposal services)" after "shall dispose"; and

(2) by striking subparagraph (A) of paragraph (1) and inserting the following:

"(A) in accordance with a priority system for disposing of vessels, as determined by the Secretary, which shall include provisions requiring the Maritime Administration to—

"(i) dispose of all deteriorated high priority ships that are available for disposal, within 12 months of their designation as such; and

"(ii) give priority to the disposition of those vessels that pose the most significant danger to the environment or cost the most to maintain;".

SEC. 3515. VESSEL TRANSFER AUTHORITY.

Section 50304 of title 46, United States Code, is amended by adding at the end thereof the following:

"(d) VESSEL CHARTERS TO OTHER DEPARTMENTS.—On a reimbursable or nonreimbursable basis, as determined by the Secretary of Transportation, the Secretary may charter or otherwise make available a vessel under the jurisdiction of the Secretary to any other department, upon the request by the Secretary of the department that receives the vessel. The prior consent of the Secretary of Defense for such use shall be required with respect to any vessel in the Ready Reserve Force or in the National Defense Reserve Fleet which is maintained in a retention status for the Department of Defense.".

SEC. 3516. SEA TRIALS FOR READY RESERVE FORCE.

Section 11(c)(1)(B) of the Merchant Ship Sales Act of 1946 (50 U.S.C. App. 1744(c)(1)(B)) is amended to read as follows:

"(B) activate and conduct sea trials on each vessel at least once every 30 months;".

SEC. 3517. REVIEW OF APPLICATIONS FOR LOANS AND GUARANTEES.

(a) FINDINGS.—The Congress makes the following findings:

(1) The maritime loan guarantee program was established by the Congress through the Merchant Marine Act, 1936 to en-

courage domestic shipbuilding by making available federally backed loan guarantees for new construction to ship owners and operators.

(2) The maritime loan guarantee program has a long and successful history of ship construction with a low historical default rate.

(3) The current process for review of applications for maritime loans in the Department of Transportation has effectively discontinued the program as envisioned by the Congress.

(4) The President has requested no funding for the loan guarantee program despite the stated national policy to foster the development and encourage the maintenance of a merchant marine in section 50101 of title 46, United States Code.

(5) United States commercial shipyards were placed at a competitive disadvantage in the world shipbuilding market by government subsidized foreign commercial shipyards.

(6) The maritime loan guarantee program has the potential to modernize shipyards and the ships of the United States coastwise trade and restore a competitive position in the world shipbuilding market for United States shipyards.

(7) The maritime loan guarantee program is a useful tool to encourage domestic shipbuilding, preserving a vital industrial capacity critical to the security of the United States.

(b) REQUIREMENTS.—

(1) IN GENERAL.—Within 180 days after the date of enactment of this Act, the Administrator of the Maritime Administration shall develop and implement a comprehensive plan for the review of applications for loan guarantees under chapter 537 of title 46, United States Code.

(2) DEADLINE FOR ACTION ON APPLICATION.—

(A) TRADITIONAL APPLICATIONS.—In the comprehensive plan the Administrator will ensure that within the 90-day period following receipt of all pertinent documentation required for review of a traditional loan application, the application shall be either accepted or rejected.

(B) NONTRADITIONAL APPLICATIONS.—In the comprehensive plan the Administrator will ensure that within the 180-day period following receipt of all pertinent documentation required for review of a nontraditional loan application, the application shall be either accepted or rejected.

(c) SUBMISSION TO CONGRESS.—The Administrator shall submit a copy of the comprehensive plan to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Armed Services of the House of Representatives within 180 days after the date of enactment of this Act.

(d) DEFINITIONS.—In this section:

(1) TRADITIONAL APPLICATION.—The term "traditional application" means an application for a loan, guarantee, or commitment to guarantee submitted pursuant to chapter 537 of title 46, United States Code, that involves a market, technology, and financial structure of a type that has proven successful in previous applications and does not present an unreasonable risk to the United States, as determined by the Administrator of the Maritime Administration.

(2) NONTRADITIONAL APPLICATION.—The term "nontraditional application" means an application for a loan, guarantee, or commitment to guarantee submitted pursuant to chapter 537 of title 46, United States Code, that is not a traditional application, as determined by the Administrator of the Maritime Administration.

Subtitle C—Technical Corrections

SEC. 3521. PERSONAL INJURY TO OR DEATH OF SEAMEN.

(a) AMENDMENT.—Section 30104 of title 46, United States Code, is amended—

(1) by striking "(a) CAUSE OF ACTION.—"; and

(2) by repealing subsection (b).

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall be effective as if included in the enactment of Public Law 109–304.

SEC. 3522. AMENDMENTS TO CHAPTER 537 BASED ON PUBLIC LAW 109–163.

(a) AMENDMENTS.—Title 46, United States Code, is amended as follows:

(1) Section 53701 is amended by—

(A) redesignating paragraphs (2) through (13) as paragraphs (3) through (14), respectively;

(B) inserting after paragraph (1) the following:

"(2) ADMINISTRATOR.—The term 'Administrator' means the Administrator of the Maritime Administration."; and

(C) striking paragraph (13) (as redesignated) and inserting the following:

"(13) SECRETARY.—The term 'Secretary' means the Secretary of Commerce with respect to fishing vessels and fishery facilities.".

(2) Section 53706(c) is amended to read as follows:

"(c) PRIORITIES FOR CERTAIN VESSELS.—

"(1) VESSELS.—In guaranteeing or making a commitment to guarantee an obligation under this chapter, the Administrator shall give priority to—

"(A) a vessel that is otherwise eligible for a guarantee and is constructed with assistance under subtitle D of the Maritime Security Act of 2003 (46 U.S.C. 53101 note); and

"(B) after applying subparagraph (A), a vessel that is otherwise eligible for a guarantee and that the Secretary of Defense determines—

"(i) is suitable for service as a naval auxiliary in time of war or national emergency; and

"(ii) meets a shortfall in sealift capacity or capability.

"(2) TIME FOR DETERMINATION.—The Secretary of Defense shall determine whether a vessel satisfies paragraph (1)(B) not later than 30 days after receipt of a request from the Administrator for such a determination.".

(3) Section 53707 is amended—

(A) by inserting "or Administrator" in subsections (a) and (d) after "Secretary" each place it appears;

(B) by striking "Secretary of Transportation" in subsection (b) and inserting "Administrator";

(C) by striking "of Commerce" in subsection (c); and

(D) in subsection (d)(2), by—

(i) inserting "if the Secretary or Administrator considers necessary," before "the waiver"; and

(ii) striking "the increased" and inserting "any significant increase in".

(4) Section 53708 is amended—

(A) by striking "SECRETARY OF TRANSPORTATION" in the heading of subsection (a) and inserting "ADMINISTRATOR";

(B) by striking "Secretary" and "Secretary of Transportation" each place they appear in subsection (a) and inserting "Administrator";

(C) by striking "OF COMMERCE" in the heading of subsection (b);

(D) by striking "of Commerce" in subsections (b) and (c);

(E) in subsection (d), by—

(i) inserting "or Administrator" after "Secretary" the first place it appears; and

(ii) striking "financial structures, or other risk factors identified by the Secretary. Any independent analysis conducted under this subsection shall be performed by a party chosen by the Secretary." and inserting "or financial structures. A third party independent analysis conducted under this subsection shall be performed by a private sector expert in assessing such risk factors who is selected by the Secretary or Administrator."; and

(F) in subsection (e), by—

(i) inserting "or Administrator" after "Secretary" the first place it appears; and

(ii) striking "financial structures, or other risk factors identified by the Secretary" and inserting "or financial structures".

(5) Section 53710(b)(1) is amended by striking "Secretary's" and inserting "Administrator's".

(6) Section 53712(b) is amended by striking the last sentence and inserting "If the Secretary or Administrator has waived a requirement under section 53707(d) of this title, the loan agreement shall include requirements for additional payments, collateral, or equity contributions to meet the waived requirement upon the occurrence of verifiable conditions indicating that the obligor's financial condition enables the obligor to meet the waived requirement.".

(7) Subsections (c) and (d) of section 53717 are each amended—

(A) by striking "OF COMMERCE" in the subsection heading; and

(B) by striking "of Commerce" each place it appears.

(8) Section 53732(e)(2) is amended by inserting "of Defense" after "Secretary" the second place it appears.

(9) The following provisions are amended by striking "Secretary" and "Secretary of Transportation" and inserting "Administrator":

(A) Section 53710(b)(2)(A)(i).

(B) Section 53717(b) each place it appears in a heading and in text.

(C) Section 53718.

(D) Section 53731 each place it appears, except where "Secretary" is followed by "of Energy".

(E) Section 53732 (as amended by paragraph (8)) each place it appears, except where "Secretary" is followed by "of the Treasury", "of State", or "of Defense".

(F) Section 53733 each place it appears.

(10) The following provisions are amended by inserting "or Administrator" after "Secretary" each place it appears in headings and text, except where "Secretary" is followed by "of Transportation" or "of the Treasury":

(A) The items relating to sections 53722 and 53723 in the chapter analysis for chapter 537.

(B) Sections 53701(1), (4), and (9) (as redesignated by paragraph (1)(A)), 53702(a), 53703, 53704, 53706(a)(3)(B)(iii), 53709(a)(1), (b)(1) and (2)(A), and (d), 53710(a) and (c), 53711, 53712 (except in the last sentence of subsection (b) as amended by paragraph (6)), 53713 to 53716, 53721 to 53725, and 53734.

(11) Sections 53715(d)(1), 53716(d)(3), 53721(c), 53722(a)(1) and (b)(1)(B), and 53724(b) are amended by inserting "or Administrator's" after "Secretary's".

(b) REPEAL OF SUPERSEDED AMENDMENTS.—Section 3507 (except subsection (c)(4)) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) is repealed.

SEC. 3523. ADDITIONAL AMENDMENTS BASED ON PUBLIC LAW 109–163.

(a) AMENDMENTS.—Title 46, United States Code, is amended as follows:

(1) Chapters 513 and 515 are amended by striking "Naval Reserve" each place it appears in analyses, headings, and text and inserting "Navy Reserve".

(2) Section 51504(f) is amended to read as follows:

"(f) FUEL COSTS.—

"(1) IN GENERAL.—Subject to the availability of appropriations, the Secretary shall pay to each State maritime academy the costs of fuel used by a vessel provided under this section while used for training.

"(2) MAXIMUM AMOUNTS.—The amount of the payment to a State maritime academy under paragraph (1) may not exceed—

"(A) $100,000 for fiscal year 2006;

"(B) $200,000 for fiscal year 2007; and

"(C) $300,000 for fiscal year 2008 and each fiscal year thereafter.".

(3) Section 51505(b)(2)(B) is amended by striking "$200,000" and inserting "$300,000 for fiscal year 2006, $400,000 for fiscal year 2007, and $500,000 for fiscal year 2008 and each fiscal year thereafter".

(4) Section 51701(a) is amended by striking "of the United States." and inserting "of the United States and to perform

functions to assist the United States merchant marine, as determined necessary by the Secretary.".

(5)(A) Section 51907 is amended to read as follows:

"§ 51907. Provision of decorations, medals, and replacements

"The Secretary of Transportation may provide—

"(1) the decorations and medals authorized by this chapter and replacements for those decorations and medals; and

"(2) replacements for decorations and medals issued under a prior law.".

(B) The item relating to section 51907 in the chapter analysis for chapter 519 is amended to read as follows:

"51907. Provision of decorations, medals, and replacements".

(6)(A) The following new chapter is inserted after chapter 539:

"CHAPTER 541—MISCELLANEOUS

"Sec
"54101. Assistance for small shipyards and maritime communities".

(B) Section 3506 of the National Defense Authorization Act for Fiscal Year 2006 (46 U.S.C. 53101 note) is transferred to and redesignated as section 54101 of title 46, United States Code, to appear at the end of chapter 541 of title 46, as inserted by subparagraph (A).

(C) The heading of such section, as transferred by subparagraph (B), is amended to read as follows:

"§ 54101. Assistance for small shipyards and maritime communities".

(D) Paragraph (1) of subsection (h) of such section, as transferred by subparagraph (B), is amended by striking "(15 U.S.C. 632);" and inserting "(15 U.S.C. 632));".

(E) The table of chapters at the beginning of subtitle V is amended by inserting after the item relating to chapter 539 the following new item:

"541. Miscellaneous ..... ***54101****".*

(b) REPEAL OF SUPERSEDED AMENDMENTS.—Sections 515(g)(2), 3502, 3509, and 3510 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) are repealed.

SEC. 3524. AMENDMENTS BASED ON PUBLIC LAW 109–171.

(a) AMENDMENTS.—Section 60301 of title 46, United States Code, is amended—

(1) by striking "2 cents per ton (but not more than a total of 10 cents per ton per year)" in subsection (a) and inserting "4.5 cents per ton, not to exceed a total of 22.5 cents per ton per year, for fiscal years 2006 through 2010, and 2 cents per ton, not to exceed a total of 10 cents per ton per year, for each fiscal year thereafter,"; and

(2) by striking "6 cents per ton (but not more than a total of 30 cents per ton per year)" in subsection (b) and inserting "13.5 cents per ton, not to exceed a total of 67.5 cents per ton per year, for fiscal years 2006 through 2010, and 6 cents per

ton, not to exceed a total of 30 cents per ton per year, for each fiscal year thereafter,".

(b) REPEAL OF SUPERSEDED AMENDMENTS.—Section 4001 of the Deficit Reduction Act of 2005 (Public Law 109–171) is repealed.

SEC. 3525. AMENDMENTS BASED ON PUBLIC LAW 109–241.

(a) AMENDMENTS.—Title 46, United States Code, is amended as follows:

(1) Section 12111 is amended by adding at the end the following:

"(d) ACTIVITIES INVOLVING MOBILE OFFSHORE DRILLING UNITS.—

"(1) IN GENERAL.—Only a vessel for which a certificate of documentation with a registry endorsement is issued may engage in—

"(A) the setting, relocation, or recovery of the anchors or other mooring equipment of a mobile offshore drilling unit that is located over the outer Continental Shelf (as defined in section 2(a) of the Outer Continental Shelf Lands Act (43 U.S.C. 1331(a))); or

"(B) the transportation of merchandise or personnel to or from a point in the United States from or to a mobile offshore drilling unit located over the outer Continental Shelf that is not attached to the seabed.

"(2) COASTWISE TRADE NOT AUTHORIZED.—Nothing in paragraph (1) authorizes the employment in the coastwise trade of a vessel that does not meet the requirements of section 12112 of this title.".

(2) Section 12139(a) is amended by striking "and charterers" and inserting "charterers, and mortgagees".

(3) Section 51307 is amended—

(A) by striking "and" at the end of paragraph (2);

(B) by striking "organizations." in paragraph (3) and inserting "organizations; and"; and

(C) by adding at the end the following:

"(4) on any other vessel considered by the Secretary to be necessary or appropriate or in the national interest.".

(4) Section 55105(b)(3) is amended by striking "Secretary of the department in which the Coast Guard is operating" and inserting "Secretary of Homeland Security".

(5) Section 70306(a) is amended by striking "Not later than February 28 of each year, the Secretary shall submit a report" and inserting "The Secretary shall submit an annual report".

(6) Section 70502(d)(2) is amended to read as follows:

"(2) RESPONSE TO CLAIM OF REGISTRY.—The response of a foreign nation to a claim of registry under paragraph (1)(A) or (C) may be made by radio, telephone, or similar oral or electronic means, and is proved conclusively by certification of the Secretary of State or the Secretary's designee.".

(b) REPEAL OF SUPERSEDED AMENDMENTS.—Sections 303, 307, 308, 310, 901(q), and 902(o) of the Coast Guard and Maritime Transportation Act of 2006 (Public Law 109–241) are repealed.

SEC. 3526. AMENDMENTS BASED ON PUBLIC LAW 109–364.

(a) UPDATING OF CROSS REFERENCES.—Section 1017(b)(2) of the John Warner National Defense Authorization Act for Fiscal

Year 2007 (Public Law 109–364, 10 U.S.C. 2631 note) is amended by striking "section 27 of the Merchant Marine Act, 1920 (46 U.S.C. 883), section 12106 of title 46, United States Code, and section 2 of the Shipping Act, 1916 (46 U.S.C. App. 802)" and inserting "sections 12112, 50501, and 55102 of title 46, United States Code".

(b) SECTION 51306(e).—

(1) IN GENERAL.—Section 51306 of title 46, United States Code, is amended by adding at the end the following:

"(e) ALTERNATIVE SERVICE.—

"(1) SERVICE AS COMMISSIONED OFFICER.—An individual who, for the 5-year period following graduation from the Academy, serves as a commissioned officer on active duty in an armed force of the United States or as a commissioned officer of the National Oceanic and Atmospheric Administration or the Public Health Service shall be excused from the requirements of paragraphs (3) through (5) of subsection (a).

"(2) MODIFICATION OR WAIVER.—The Secretary may modify or waive any of the terms and conditions set forth in subsection (a) through the imposition of alternative service requirements.".

(2) APPLICATION.—Section 51306(e) of title 46, United States Code, as added by paragraph (1), applies only to an individual who enrolls as a cadet at the United States Merchant Marine Academy, and signs an agreement under section 51306(a) of title 46, after October 17, 2006.

(c) SECTION 51306(f).—

(1) IN GENERAL.—Section 51306 of title 46, United States Code, is further amended by adding at the end the following:

"(f) SERVICE OBLIGATION PERFORMANCE REPORTING REQUIREMENT.—

"(1) IN GENERAL.—Subject to any otherwise applicable restrictions on disclosure in section 552a of title 5, the Secretary of Defense, the Secretary of the department in which the Coast Guard is operating, the Administrator of the National Oceanic and Atmospheric Administration, and the Surgeon General of the Public Health Service—

"(A) shall report the status of obligated service of an individual graduate of the Academy upon request of the Secretary; and

"(B) may, in their discretion, notify the Secretary of any failure of the graduate to perform the graduate's duties, either on active duty or in the Ready Reserve component of their respective service, or as a commissioned officer of the National Oceanic and Atmospheric Administration or the Public Health Service, respectively.

"(2) INFORMATION TO BE PROVIDED.—A report or notice under paragraph (1) shall identify any graduate determined to have failed to comply with service obligation requirements and provide all required information as to why such graduate failed to comply.

"(3) CONSIDERED AS IN DEFAULT.—Upon receipt of such a report or notice, such graduate may be considered to be in default of the graduate's service obligations by the Secretary, and subject to all remedies the Secretary may have with respect to such a default.".

(2) APPLICATION.—Section 51306(f) of title 46, United States Code, as added by paragraph (1), does not apply with respect to an agreement entered into under section 51306(a) of title 46, United States Code, before October 17, 2006.

(d) SECTION 51509(c).—Section 51509(c) of title 46, United States Code, is amended—

(1) by striking "MIDSHIPMAN AND" in the subsection heading and "midshipman and" in the text; and

(2) inserting "or the Coast Guard Reserve" after "Reserve)".

(e) SECTION 51908(a).—Section 51908(a) of title 46, United States Code, is amended by striking "under this chapter" and inserting "by this chapter or the Secretary of Transportation".

(f) SECTION 53105(e)(2).—Section 53105(e)(2) of title 46, United States Code, is amended by striking "section 2 of the Shipping Act, 1916 (46 U.S.C. App. 802)," and inserting "section 50501 of this title".

(g) REPEAL OF SUPERSEDED AMENDMENTS.—Sections 3505, 3506, 3508, and 3510(a) and (b) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364) are repealed.

SEC. 3527. MISCELLANEOUS AMENDMENTS.

(a) DELETION OF OBSOLETE REFERENCE TO CANTON ISLAND.—Section 55101(b) of title 46, United States Code, is amended—

(1) by inserting "or" after the semicolon at the end of paragraph (2);

(2) by striking paragraph (3); and

(3) by redesignating paragraph (4) as paragraph (3).

(b) IMPROVEMENT OF HEADING.—Title 46, United States Code, is amended as follows:

*(1) The heading of section 55110 is amended by inserting "**valueless material or**" before "**dredged material**".*

(2) The item for section 55110 in the analysis for chapter 551 is amended by inserting "valueless material or" before "dredged material".

SEC. 3528. APPLICATION OF SUNSET PROVISION TO CODIFIED PROVISION.

For purposes of section 303 of the Jobs and Growth Tax Relief Reconciliation Act of 2003 (Public Law 108–27, 26 U.S.C. 1 note), the amendment made by section 301(a)(2)(E) of that Act shall be deemed to have been made to section 53511(f)(2) of title 46, United States Code.

SEC. 3529. ADDITIONAL TECHNICAL CORRECTIONS.

(a) AMENDMENTS TO TITLE 46.—Title 46, United States Code, is amended as follows:

(1) The analysis for chapter 21 is amended by striking the item relating to section 2108.

(2) Section 12113(g) is amended by inserting "and" after "Conservation".

(3) Section 12131 is amended by striking "commmand" and inserting "command".

(b) AMENDMENTS TO PUBLIC LAW 109–304.—

(1) AMENDMENTS.—Public Law 109–304 is amended as follows:

(A) Section 15(10) is amended by striking "46 App. U.S.C." and inserting "46 U.S.C. App.".

(B) Section 15(30) is amended by striking "Shipping Act, 1936" and inserting "Shipping Act, 1916".

(C) The schedule of Statutes at Large repealed in section 19, as it relates to the Act of June 29, 1936, is amended by—

(i) striking the second section "1111" (relating to 46 U.S.C. App. 1279f) and inserting section "1113"; and

(ii) striking the second section "1112" (relating to 46 U.S.C. App. 1279g) and inserting section "1114".

(2) EFFECTIVE DATE.—The amendments made by paragraph (1) shall be effective as if included in the enactment of Public Law 109–304.

(c) REPEAL OF DUPLICATIVE OR UNEXECUTABLE AMENDMENTS.—

(1) REPEAL.—Sections 9(a), 15(21) and (33)(A) through (D)(i), and 16(c)(2) of Public Law 109–304 are repealed.

(2) INTENDED EFFECT.—The provisions repealed by paragraph (1) shall be treated as if never enacted.

(d) LARGE PASSENGER VESSEL CREW REQUIREMENTS.—Section 8103(k)(3)(C)(iv) of title 46, United States Code, is amended by inserting "and section 252 of the Immigration and Nationality Act (8 U.S.C. 1282)" after "of such section".

And the Senate agree to the same.

From the Committee on Armed Services, for consideration of the House bill and the Senate amendment, and modifications committed to conference:

IKE SKELTON,
JOHN M. SPRATT,
GENE TAYLOR,
NEIL ABERCROMBIE,
SILVESTRE REYES,
VIC SNYDER,
ADAM SMITH,
LORETTA SANCHEZ,
MIKE MCINTYRE,
ELLEN O. TAUSCHER,
ROBERT A. BRADY,
ROBERT E. ANDREWS,
SUSAN A. DAVIS,
RICHARD LARSEN,
JIM COOPER,
JIM MARSHALL,
MADELEINE Z. BORDALLO,
MARK UDALL,
DUNCAN HUNTER,
JIM SAXTON,
JOHN M. MCHUGH,
TERRY EVERETT,
ROSCOE BARTLETT,
HOWARD "BUCK" MCKEON,
MAC THORNBERRY,
WALTER B. JONES,
ROBIN HAYES,
W. TODD AKIN,
J. RANDY FORBES,
JOE WILSON,
MICHAEL R. TURNER,
JOHN KLINE,
THELMA DRAKE,

From the Permanent Select Committee on Intelligence, for consideration of matters within the jurisdiction of that committee under clause 11 of rule X:

LEONARD L. BOSWELL,
PAT J. MURPHY,

From the Committee on Education and Labor, for consideration of secs. 561, 562, 675, 953, and 3118 of the House bill, and secs. 561, 562, 564, 565, and 3137 of the Senate amendment, and modifications committed to conference:

JOE COURTNEY,
TIMOTHY WALBERG,

From the Committee on Energy and Commerce, for consideration of secs. 311–313 and 1082 of the Senate amendment, and modifications committed to conference:

JOHN D. DINGELL,
ALBERT R. WYNN,

From the Committee on Foreign Affairs, for consideration of secs. 831, 833, 1022, 1201, 1203, 1204, 1206–1208, 1221, 1222, 1231, 1241, 1242, Title XIII, and sec. 3117 of the

House bill, and secs. 871, 934, 1011, 1201–1203, 1205, 1211, 1212, 1214, 1215, 1217, 1219, 1232, Title XIII, secs. 1511, 1512, 1532, 1533, 1539–1542, 1571, 1574–1576, 1579, 3134, and 3139 of the Senate amendment, and modifications committed to conference:

TOM LANTOS,
GARY ACKERMAN,
ILEANA ROS-LEHTINEN,

From the Committee on Homeland Security, for consideration of sec. 1076 of the Senate amendment, and modifications committed to conference:

BENNIE G. THOMPSON,
CHRISTOPHER P. CARNEY,
DANIEL E. LUNGREN,

From the Committee on Oversight and Government Reform, for consideration of secs. 325, 326, 328–330, 604, 653, 674, 801, 802, 814, 815, 821–824, 1101–1112, 1221, 1231, and 1451 of the House bill, and secs. 366–370, 603, 684, 821, 823, 842, 845, 846, 871, 902, 937, 1064, 1069, 1074, 1093, 1101–1106, 1108, 1540, 1542, and 2851 of the Senate amendment, and modifications committed to conference:

HENRY A. WAXMAN,

From the Committee on Science and Technology, for consideration of secs. 846, 1085, and 1088 of the Senate amendment, and modifications committed to conference:

BART GORDON,
GABRIELLE GIFFORDS,
VERNON J. EHLERS,

From the Committee on Small Business, for consideration of secs. 828, 1085, 1088, 4001, 4002, 4101–4103, 4201–4203, and 4301–4305 of the Senate amendment, and modifications committed to conference:

NYDIA M. VELÁZQUEZ,
JASON ALTMIRE,

From the Committee on Transportation and Infrastructure, for consideration of secs. 523 and 1048 of the House bill, and secs. 311–313, 353, 1070, 2853, 2855, 2863, 5101, 5202, and 5208 of the Senate amendment, and modifications committed to conference:

SAM GRAVES,

From the Committee on Veterans Affairs, for consideration of secs. 525, 1421, 1433, and 1453 of the House bill, and secs. 701, 710, 1084, 1611, 1612, 1621, 1626, 1634, 1641, 1654, 1662, and 1702–1712 of the Senate amendment, and modifications committed to conference:

BOB FILNER,
MIKE MICHAUD,
STEVE BUYER,

From the Committee on Ways and Means, for consideration of sec. 536 of the Senate amendment, and modifications committed to conference:

DAVE CAMP,

Managers on the Part of the House.

CARL LEVIN,
TED KENNEDY,
J. LIEBERMAN,
JACK REED,
DANIEL K. AKAKA,
BILL NELSON,
BEN NELSON,
EVAN BAYH,
MARK PRYOR,
JIM WEBB,
CLAIRE MCCASKILL,
J. WARNER,
JAMES M. INHOFE,
JEFF SESSIONS,
SUSAN M. COLLINS,
SAXBY CHAMBLISS,
LINDSEY GRAHAM,
ELIZABETH DOLE,
JOHN CORNYN,
MEL MARTINEZ,
Managers on the Part of the Senate.

JOINT EXPLANATORY STATEMENT OF THE COMMITTEE OF CONFERENCE

The managers on the part of the House and the Senate at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 1585), to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes, submit the following joint statement to the House and the Senate in explanation of the effect of the action agreed upon by the managers and recommended in the accompanying conference report:

The Senate amendment struck all of the House bill after the enacting clause and inserted a substitute text.

The House recedes from its disagreement to the amendment of the Senate with an amendment that is a substitute for the House bill and the Senate amendment. The differences between the House bill, the Senate amendment, and the substitute agreed to in conference are noted below, except for clerical corrections, conforming changes made necessary by agreements reached by the conferees, and minor drafting and clarifying changes.

SUMMARY STATEMENT OF CONFERENCE ACTIONS

Explanation of funding summary

The President's February budget request for the national defense function of the federal budget for fiscal year 2008 was $505.4 billion for the base budget, excluding the costs of operations in Iraq and Afghanistan, plus an additional $141.8 billion in emergency defense funding requested for those operations and other costs, including some of the cost of the administration's proposal to increase the size of the Army and the Marine Corps. The combined total requested by the President for the national defense budget function was $647.2 billion. According to the estimating procedures used by the Congressional Budget Office (CBO), the amount requested for the base budget was $507.0 billion, and the total amount requested, including the emergency war-related funding, was $648.8 billion.

The primary discrepancy between the administration and CBO estimates related to assumed savings in the Defense Health program (DHP) account. The funding summary table that follows uses the budget authority levels as calculated by CBO, both for the DHP and the bill as a whole.

After the House and Senate bills had been reported, and the Concurrent Resolution on the Budget for Fiscal Year 2008 (S. Con. Res. 21) had been adopted by the Senate and the House of Representatives on May 17, 2007, the President submitted two addi-

tional budget amendments. On July 31, 2007, the President requested an additional $5.3 billion for Mine-Resistant Ambush Protected (MRAP) vehicles. On October 22, 2007, the President requested an additional $42.3 billion for operations in Iraq and Afghanistan and for other purposes (including base closure), bringing the total requested for war-related purposes for fiscal year 2008 to $189.3 billion and the total requested for the entire national defense budget function for both the base budget and war-related funding to $696.3 billion.

The following table summarizes both the direct authorizations and equivalent budget authority levels for fiscal year 2008 defense programs. The columns relating to the authorization request do not include funding for items that are not within the jurisdiction of this committee or that do not require an annual authorization. The table also includes the authorization for spending from the trust fund of the Armed Forces Retirement Home, which is outside the national defense budget function.

Funding for all programs in the national defense function is reflected in the columns related to the budget authority request and the total budget authority implication of the authorizations in this bill. The conference agreement authorizes the same total funding level of $696.4 billion requested by the President including both budget amendments.

The funding level authorized in the conference agreement is consistent with the budget authority level of $507.0 billion for the national defense function (function 050) in the Concurrent Resolution on the Budget for Fiscal Year 2008.

Because the conference agreement authorizes funding for the July and October budget amendments, which were submitted after the Concurrent Resolution on the Budget was adopted, the total authorized to be appropriated in this Act exceeds the amount included in that budget resolution for both operations in Iraq and Afghanistan, and for national defense in total, by the $47.7 billion requested in the July and October budget amendments.

Funding requested and authorized for operations in Iraq and Afghanistan is contained in title XV (for personnel, operation and maintenance, procurement, and other costs normally funded in Division A of this Act), in title XXIX of Division B for military construction projects in Iraq or Afghanistan, and in title XXXII of Division C for the Department of Energy.

SUMMARY OF NATIONAL DEFENSE AUTHORIZATIONS FOR FISCAL YEAR 2008
In Thousands of Dollars

	Authorization Request	Conference Change	Conference Authorization	BUDGET AUTHORITY IMPLICATION FY 2008 Request	Conf Change to Request	Conference Authorization
DIVISION A						
Title I -- PROCUREMENT						
Aircraft Procurement, Army	4,179,848	-11,050	4,168,798	4,179,848	-11,050	4,168,798
Missile Procurement, Army	1,645,485	266,494	1,911,979	1,645,485	266,494	1,911,979
Weapons & Tracked Combat Vehicles, Army	3,089,998	-82,509	3,007,489	3,089,998	-82,509	3,007,489
Procurement of Ammunition, Army	2,190,576	24,000	2,214,576	2,190,576	24,000	2,214,576
Other Procurement, Army	12,647,099	-195,787	12,451,312	12,647,099	-195,787	12,451,312
Joint Improvised Explosive Device Defeat Fund	500,000	-272,000	228,000	500,000	-272,000	228,000
Aircraft Procurement, Navy	12,747,767	-315,123	12,432,644	12,747,767	-315,123	12,432,644
Weapons Procurement, Navy	3,084,387	-16,200	3,068,187	3,084,387	-16,200	3,068,187
Procurement of Ammunition, Navy & Marine Corps	760,484	298,348	1,058,832	760,484	298,348	1,058,832
Shipbuilding & Conversion, Navy	13,656,120	-60,000	13,596,120	13,656,120	-60,000	13,596,120
Other Procurement, Navy	5,470,412	-261,082	5,209,330	5,470,412	-261,082	5,209,330
Procurement, Marine Corps	2,999,057	-699,638	2,299,419	2,999,057	-699,638	2,299,419
Aircraft Procurement, Air Force	12,393,270	-275,470	12,117,800	12,393,270	-275,470	12,117,800
Procurement of Ammunition, Air Force	868,917	-14,750	854,167	868,917	-14,750	854,167
Missile Procurement, Air Force	5,131,002	-146,900	4,984,102	5,131,002	-146,900	4,984,102
Other Procurement, Air Force	15,421,162	-15,330	15,405,832	15,421,162	-15,330	15,405,832
Procurement, Defense-Wide	3,318,834	-38,399	3,280,435	3,318,834	-38,399	3,280,435
National Guard and Reserve Equipment		980,000	980,000		980,000	980,000
Rapid Acquisition Fund	100,000	-100,000		100,000	-100,000	
Defense Production Act Purchases				18,592		18,592
Total PROCUREMENT	**100,204,418**	**-935,396**	**99,269,022**	**100,223,010**	**-935,396**	**99,287,614**

SUMMARY OF NATIONAL DEFENSE AUTHORIZATIONS FOR FISCAL YEAR 2008
In Thousands of Dollars

	Authorization Request	Conference Change	Conference Authorization	BUDGET AUTHORITY IMPLICATION FY 2008 Request	Conf Change to Request	Conference Authorization
Title II -- RESEARCH, DEVELOPMENT, TEST & EVALUATION						
RDT&E, Army	10,589,604	250,788	10,840,392	10,604,604	250,788	10,855,392
RDT&E, Navy	17,075,536	-94,804	16,980,732	17,075,536	-94,804	16,980,732
RDT&E, Air Force	26,711,940	-1,019,419	25,692,521	26,711,940	-1,019,419	25,692,521
RDT&E, Defense-Wide	20,559,850	-526,214	20,033,636	20,559,850	-526,214	20,033,636
Operational Test & Evaluation, Defense	180,264		180,264	180,264		180,264
Total RESEARCH, DEV, TEST & EVALUATION	**75,117,194**	**-1,389,649**	**73,727,545**	**75,132,194**	**-1,389,649**	**73,742,545**
Title III -- OPERATION AND MAINTENANCE						
Operation and Maintenance, Army	28,924,973	-137,754	28,787,219	28,924,973	-137,754	28,787,219
Operation and Maintenance, Navy	33,334,690	20,993	33,355,683	33,334,690	20,993	33,355,683
Operation and Maintenance, Marine Corps	4,961,393	5,800	4,967,193	4,961,393	5,800	4,967,193
Operation and Maintenance, Air Force	33,655,633	-537,171	33,118,462	33,655,633	-537,171	33,118,462
Operation and Maintenance, Defense-Wide	22,574,278	-74,025	22,500,253	22,574,278	-74,025	22,500,253
Operation and Maintenance, Army Reserve	2,508,062	1,800	2,509,862	2,508,062	1,800	2,509,862
Operation and Maintenance, Navy Reserve	1,186,883		1,186,883	1,186,883		1,186,883
Operation and Maintenance, Marine Corps Reserve	208,637		208,637	208,637		208,637
Operation and Maintenance, Air Force Reserve	2,692,077	129,740	2,821,817	2,692,077	129,740	2,821,817
Operation and Maintenance, Army National Guard	5,840,209	17,200	5,857,409	5,840,209	17,200	5,857,409
Operation and Maintenance, Air National Guard	5,041,965	414,703	5,456,668	5,041,965	414,703	5,456,668
US Court of Appeals, Armed Forces	11,971		11,971	11,971		11,971
Environmental Restoration, Army	434,879		434,879	434,879		434,879
Environmental Restoration, Navy	300,591		300,591	300,591		300,591
Environmental Restoration, Air Force	458,428		458,428	458,428		458,428

SUMMARY OF NATIONAL DEFENSE AUTHORIZATIONS FOR FISCAL YEAR 2008
In Thousands of Dollars

	Authorization Request	Conference Change	Conference Authorization	BUDGET AUTHORITY IMPLICATION FY 2008 Request	Conf Change to Request	Conference Authorization
Environmental Restoration, Defense-wide	12,751		12,751	12,751		12,751
Environmental Restoration, Formerly Used Defense Si	250,249	20,000	270,249	250,249	20,000	270,249
Former Soviet Union Threat Reduction	348,048	80,000	428,048	348,048	80,000	428,048
Overseas Humanitarian, Disaster & Civic Aid	103,300		103,300	103,300		103,300
Overseas Contingency Operations Transfer Fund	5,000		5,000	5,000		5,000
Scorekeeping Adjustments:						
Disposal of DoD Real Property				18,000		18,000
Lease of DoD Real Property				12,000		12,000
DoD Overseas Military Facility Investment Recovery				1,000		1,000
Total OPERATION AND MAINTENANCE	**142,854,017**	**-58,714**	**142,795,303**	**142,885,017**	**-58,714**	**142,826,303**
Title IV – MILITARY PERSONNEL						
Subtotal Military Personnel	**105,403,698**	**811,518**	**106,215,216**	**105,403,698**	**811,518**	**106,215,216**
Medicare-Eligible Retiree Health Fund Accruals			10,876,204	10,876,204		10,876,204
Total Discretionary Military Personnel			**117,091,420**	**116,279,902**	**811,518**	**117,091,420**
Mandatory Spending: Current Law				2,640,500		2,640,500
Total MILITARY PERSONNEL	**105,403,698**	**811,518**	**117,091,420**	**118,920,402**	**811,518**	**119,731,920**

SUMMARY OF NATIONAL DEFENSE AUTHORIZATIONS FOR FISCAL YEAR 2008
In Thousands of Dollars

	Authorization Request	Conference Change	Conference Authorization	BUDGET AUTHORITY IMPLICATION FY 2008 Request	Conf Change to Request	Conference Authorization
Title XIV -- OTHER AUTHORIZATIONS						
Subtitle A -- Military Programs						
Defense Working Capital Funds	102,446		102,446	102,446		102,446
Defense Commissary Working Capital Fund	1,250,300		1,250,300	1,250,300		1,250,300
Defense Coalition Support Fund	22,000	-22,000		22,000	-22,000	
National Defense Sealift Fund	1,079,094	270,000	1,349,094	1,079,094	270,000	1,349,094
Defense Health Program	22,541,124	539,260	23,080,384	22,541,124	539,260	23,080,384
Chemical Agents & Munitions Destruction	1,455,724	57,000	1,512,724	1,455,724	57,000	1,512,724
Drug Interdiction & Counter-Drug Activities, Defense	936,822	1,200	938,022	936,822	1,200	938,022
Office of the Inspector General	214,995	10,000	224,995	215,995	10,000	225,995
Inflation savings (Section 1407)						
Subtitle B -- National Defense Stockpile						
Disposals (Mandatory spending)	-50,000	-40,000	-90,000	-50,000	-40,000	-90,000
Subtitle C -- Civil Programs						
Armed Forces Retirement Home	61,624		61,624			
Total OTHER AUTHORIZATIONS	**27,614,129**	**815,460**	**28,429,589**	**27,553,505**	**815,460**	**28,368,965**
Title XV -- OPERATION IRAQI FREEDOM AND OPERATION ENDURING FREEDOM						
Aircraft Procurement, Army	2,125,464	-38,600	2,086,864	2,125,464	-38,600	2,086,864
Missile Procurement, Army	641,764		641,764	641,764		641,764
Weapons &Tracked Combat Vehicles, Army	7,289,697		7,289,697	7,289,697		7,289,697
Procurement of Ammunition, Army	513,600		513,600	513,600		513,600

SUMMARY OF NATIONAL DEFENSE AUTHORIZATIONS FOR FISCAL YEAR 2008
In Thousands of Dollars

	Authorization Request	Conference Change	Conference Authorization	BUDGET AUTHORITY IMPLICATION FY 2008 Request	Conf Change to Request	Conference Authorization
Other Procurement, Army	34,931,568	-2,453,000	32,478,568	34,931,568	-2,453,000	32,478,568
JIEDDO	4,269,000	272,000	4,541,000	4,269,000	272,000	4,541,000
Aircraft Procurement, Navy	3,908,458		3,908,458	3,908,458		3,908,458
Weapons Procurement, Navy	318,281		318,281	318,281		318,281
Other Procurement, Navy	1,870,597		1,870,597	1,870,597		1,870,597
Procurement, Marine Corps	5,519,740		5,519,740	5,519,740		5,519,740
Procurement of Ammunition, Navy & Marine Corps	609,890		609,890	609,890		609,890
Aircraft Procurement, Air Force	3,946,239	1,882,000	5,828,239	3,946,239	1,882,000	5,828,239
Missile Procurement, Air Force	1,800		1,800	1,800		1,800
Procurement of Ammunition, Air Force	104,405		104,405	104,405		104,405
Other Procurement, Air Force	4,621,706	-93,580	4,528,126	4,621,706	-93,580	4,528,126
Procurement, Defense-Wide	768,157		768,157	768,157		768,157
Rapid Acquisition Fund	150,000	-150,000		150,000	-150,000	
RDT&E, Army	183,299		183,299	183,299		183,299
RDT&E, Navy	759,496	-63,500	695,996	759,496	-63,500	695,996
RDT&E, Air Force	1,571,810	-114,100	1,457,710	1,571,810	-114,100	1,457,710
RDT&E, Defense-Wide	1,357,588	-37,500	1,320,088	1,357,588	-37,500	1,320,088
Operation and Maintenance, Army	54,933,351	-3,800	54,929,551	54,933,351	-3,800	54,929,551
Operation and Maintenance, Navy	6,252,693	-2,900	6,249,793	6,252,693	-2,900	6,249,793
Operation and Maintenance, Marine Corps	4,674,688		4,674,688	4,674,688		4,674,688
Operation and Maintenance, Air Force	10,809,673	-11,200	10,798,473	10,809,673	-11,200	10,798,473
Operation and Maintenance, Defense-Wide	6,402,785	21,300	6,424,085	6,402,785	21,300	6,424,085

SUMMARY OF NATIONAL DEFENSE AUTHORIZATIONS FOR FISCAL YEAR 2008
In Thousands of Dollars

	Authorization Request	Conference Change	Conference Authorization	BUDGET AUTHORITY IMPLICATION FY 2008 Request	Conf Change to Request	Conference Authorization
Operation and Maintenance, Army Reserve	196,694		196,694	196,694		196,694
Operation and Maintenance, Navy Reserve	83,407		83,407	83,407		83,407
Operation and Maintenance, Marine Corps Reserve	68,193		68,193	68,193		68,193
Operation and Maintenance, Air Force Reserve	24,266		24,266	24,266		24,266
Operation and Maintenance, Army National Guard	757,008		757,008	757,008		757,008
Operation and Maintenance, Air National Guard	103,267		103,267	103,267		103,267
Military Personnel, Army	12,317,555		12,317,555	12,317,555		12,317,555
Military Personnel, Navy	791,677		791,677	791,677		791,677
Military Personnel, Marine Corps	1,790,021		1,790,021	1,790,021		1,790,021
Military Personnel, Air Force	1,415,890		1,415,890	1,415,890		1,415,890
Military Personnel, Army Reserve	299,200		299,200	299,200		299,200
Military Personnel, Navy Reserve	70,000		70,000	70,000		70,000
Military Personnel, Marine Corps Reserve	15,420		15,420	15,420		15,420
Military Personnel, Air Force Reserve	3,000		3,000	3,000		3,000
Military Personnel, Army National Guard	1,136,747		1,136,747	1,136,747		1,136,747
Military Personnel, Air National Guard						
Military Personnel, Undistributed		73,000	73,000		73,000	73,000
Defense Health Program	1,137,442		1,137,442	1,137,442		1,137,442
Drug Interdiction & Counter-Drug Activities, Defense	257,618		257,618	257,618		257,618
Iraq Security Forces Fund	3,000,000		3,000,000	3,000,000		3,000,000
Afghanistan Security Forces Fund	2,700,000		2,700,000	2,700,000		2,700,000
Iraq Freedom Fund	207,500		207,500	207,500		207,500

SUMMARY OF NATIONAL DEFENSE AUTHORIZATIONS FOR FISCAL YEAR 2008
In Thousands of Dollars

	Authorization Request	Conference Change	Conference Authorization	BUDGET AUTHORITY IMPLICATION FY 2008 Request	Conf Change to Request	Conference Authorization
Defense Working Capital Funds	1,957,675		1,957,675	1,957,675		1,957,675
National Defense Sealift Fund	5,110		5,110	5,110		5,110
Office of the Inspector General	4,394		4,394	4,394		4,394
Strategic Readiness Fund		1,000,000	1,000,000		1,000,000	1,000,000
TOTAL OPERATION IRAQI FREEDOM AND OPERATION ENDURING FREEDOM	**186,877,833**	**280,120**	**187,157,953**	**186,877,833**	**280,120**	**187,157,953**
DIVISION B						
MILITARY CONSTRUCTION						
Military Construction, Army	4,039,197	-88,814	3,950,383	4,039,197	-88,814	3,950,383
Military Construction, Navy	2,104,276	116,508	2,220,784	2,104,276	116,508	2,220,784
Military Construction, Air Force	912,109	247,638	1,159,747	912,109	247,638	1,159,747
Military Construction, Defense-Wide	1,799,336	-85,564	1,713,772	1,799,336	-85,564	1,713,772
Chemical Demilitarization Construction	86,176	-86,176		86,176	-86,176	
NATO Security Investment Program	201,400		201,400	201,400		201,400
Military Construction, Army National Guard	404,291	132,365	536,656	404,291	132,365	536,656
Military Construction, Army Reserve	119,684	28,449	148,133	119,684	28,449	148,133
Military Construction, Naval Reserve	59,150	5,280	64,430	59,150	5,280	64,430
Military Construction, Air National Guard	85,517	202,020	287,537	85,517	202,020	287,537
Military Construction, Air Force Reserve	26,559	1,800	28,359	26,559	1,800	28,359
Total MILITARY CONSTRUCTION	**9,837,695**	**473,506**	**10,311,201**	**9,837,695**	**473,506**	**10,311,201**
FAMILY HOUSING						
Family Housing Construction, Army	419,400	5,000	424,400	419,400	5,000	424,400

SUMMARY OF NATIONAL DEFENSE AUTHORIZATIONS FOR FISCAL YEAR 2008
In Thousands of Dollars

	Authorization Request	Conference Change	Conference Authorization	BUDGET AUTHORITY IMPLICATION FY 2008 Request	Conf Change to Request	Conference Authorization
Family Housing Operations, Army	742,920	-11,000	731,920	742,920	-11,000	731,920
Family Housing Construction, Navy & Marine Corps	298,329	-5,200	293,129	298,329	-5,200	293,129
Family Housing Operations, Navy & Marine Corps	371,404		371,404	371,404		371,404
Family Housing Construction, Air Force	362,747	-35,000	327,747	362,747	-35,000	327,747
Family Housing Operations, Air Force	688,335		688,335	688,335		688,335
Family Housing Operations, Defense-Wide	48,848		48,848	48,848		48,848
DoD Family Housing Improvement Fund	500		500	500		500
Total FAMILY HOUSING	**2,932,483**	**-46,200**	**2,886,283**	**2,932,483**	**-46,200**	**2,886,283**
Base Realignment and Closure IV	220,689	75,000	295,689	220,689	75,000	295,689
Base Realignment and Closure 2005	8,174,315	-133,914	8,040,401	8,174,315	-133,914	8,040,401
Subtotal Base Closure	**8,395,004**	**-58,914**	**8,336,090**	**8,395,004**	**-58,914**	**8,336,090**
Prior Year Savings		-3,100	-3,100		-3,100	-3,100
Subtotal Non War-Related Funding	**21,165,182**	**365,292**	**21,530,474**	**21,165,182**	**365,292**	**21,530,474**
Title XXIX - War-Related Military Construction						
Military Construction, Army	1,440,750	-183,000	1,257,750	1,440,750	-183,000	1,257,750
Military Construction, Navy	237,505	-50,490	187,015	237,505	-50,490	187,015
Military Construction, Air Force	305,000	-46,300	258,700	305,000	-46,300	258,700
Military Construction, Defense-Wide	27,600		27,600	27,600		27,600
Base Realignment and Closure 2005	415,910		415,910	415,910		415,910
Family Housing Construction, Navy & Marine Corps	11,766		11,766	11,766		11,766
Subtotal War-Related Military Construction	**2,438,531**	**-279,790**	**2,158,741**	**2,438,531**	**-279,790**	**2,158,741**
TOTAL DIVISION B	**23,603,713**	**85,502**	**23,689,215**	**23,603,713**	**85,502**	**23,689,215**

SUMMARY OF NATIONAL DEFENSE AUTHORIZATIONS FOR FISCAL YEAR 2008
In Thousands of Dollars

	Authorization Request	Conference Change	Conference Authorization	BUDGET AUTHORITY IMPLICATION FY 2008 Request	Conf Change to Request	Conference Authorization
Other Discretionary Programs				52,000		52,000
Mandatory Programs						
Mandatory Programs - Permanent Law				-686,000		-686,000
Multiyear Contracts for Renewable Electricity					80,000	80,000
Defense Acquisition Workforce Development Fund					90,000	90,000
Reimbursement for Fire Protection Services					6,000	6,000
TOTAL DEPARTMENT OF DEFENSE (051)	**661,613,378**	**-391,159**	**672,098,423**	**674,561,674**	**-215,159**	**674,346,515**
DIVISION C						
Energy Supply and Conservation	5,860		5,860	5,860		5,860
National Nuclear Security Administration						
Weapons Activities	6,511,312	-45,738	6,465,574	6,511,312	-45,738	6,465,574
Defense Nuclear Nonproliferation	1,672,646	230,000	1,902,646	1,672,646	230,000	1,902,646
Defense Nuclear Nonproliferation (Sec. 3107)	50,000		50,000	50,000		50,000
Naval Reactors	808,219		808,219	808,219		808,219
Office of the Administrator	394,656	5,000	399,656	394,656	5,000	399,656
IAEA Fuel Bank						
Total National Nuclear Security Adminstration	**9,436,833**	**189,262**	**9,626,095**	**9,436,833**	**189,262**	**9,626,095**

SUMMARY OF NATIONAL DEFENSE AUTHORIZATIONS FOR FISCAL YEAR 2008
In Thousands of Dollars

	Authorization Request	Conference Change	Conference Authorization	BUDGET AUTHORITY IMPLICATION FY 2008 Request	Conf Change to Request	Conference Authorization
Defense Environmental Cleanup	5,363,905	4,000	5,367,905	5,363,905	4,000	5,367,905
Other Defense Activities	763,974		763,974	763,974		763,974
Defense Nuclear Waste Disposal	292,046		292,046	292,046		292,046
Total DOE/NNSA Discretionary Authorizations	**15,862,618**	**193,262**	**16,055,880**	**15,862,618**	**193,262**	**16,055,880**
Mandatory Programs:						
Energy Employees Compensation Admin Expenses		1,000	1,000	152,000	1,000	153,000
Energy Employees Occ. Illness Compensation Fund				760,000		760,000
Total Department of Energy/NNSA	**15,862,618**	**194,262**	**16,056,880**	**16,774,618**	**194,262**	**16,968,880**
Defense Nuclear Facilities Safety Board	22,499		22,499	22,499		22,499
Formerly Used Sites Remedial Action Program				130,000		130,000
DIVISION C/Atomic Energy Defense Activities (053)	**15,885,117**	**194,262**	**16,079,379**	**16,927,117**	**194,262**	**17,121,379**
DEFENSE RELATED ACTIVITIES						
Discretionary Programs				4,541,816		4,541,816
Discretionary Programs: War-Related				101,121		101,121
Mandatory Programs				293,500		293,500
DEFENSE RELATED ACTIVITIES (054)				**4,936,437**		**4,936,437**
TOTAL NATIONAL DEFENSE FUNCTION (050)	**677,498,495**	**-196,897**	**688,177,802**	**696,425,228**	**-20,897**	**696,404,331**

SUMMARY OF NATIONAL DEFENSE AUTHORIZATIONS FOR FISCAL YEAR 2008
In Thousands of Dollars

	Authorization Request	Conference Change	Conference Authorization	BUDGET AUTHORITY IMPLICATION FY 2008 Request	Conf Change to Request	Conference Authorization
NON-DEFENSE AUTHORIZATIONS						
Armed Forces Retirement Home	61,624		61,624			
Maritime Administration (Title XXXV)			380,803			
Naval Petroleum Reserves (Title XXXIV)			17,301			

CONGRESSIONAL DEFENSE COMMITTEES

The term "congressional defense committees" is often used in this statement of managers. It means the Defense Authorization and Appropriations Committees of the Senate and the House of Representatives.

DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

TITLE I—PROCUREMENT

Procurement Overview

The budget request for fiscal year 2008 included an authorization of $101,660.1 million for procurement for the Department of Defense.

The House bill would authorize $102,160.1 million.

The Senate amendment would authorize $109,811.7 million.

The conferees recommended an authorization of $99,269.0 million. Unless noted explicitly in the statement of managers, all changes are made without prejudice.

NATIONAL DEFENSE AUTHORIZATION FOR FISCAL YEAR 2008

(Dollars in Thousands)

Title I -- PROCUREMENT	Authorization Request	House Authorization	Senate Authorization	Conference Change	Conference Authorization
Aircraft Procurement, Army	4,179,848	3,928,139	5,229,175	-11,050	4,168,798
Missile Procurement, Army	1,645,485	2,114,902	2,178,102	266,494	1,911,979
Procurement of W&TCV, Army	3,089,998	3,311,117	7,546,684	-82,509	3,007,489
Procurement of Ammunition, Army	2,190,576	2,238,176	2,228,976	24,000	2,214,576
Other Procurement, Army	12,647,099	11,455,456	14,983,936	-195,787	12,451,312
Joint Improvised Explosive Device Defeat Fund	500,000	500,000		-272,000	228,000
Aircraft Procurement, Navy	12,747,767	12,750,767	13,475,107	-315,123	12,432,644
Weapons Procurement, Navy	3,084,387	3,058,387	3,078,387	-16,200	3,068,187
Procurement of Ammunition, Navy & Marine Corps	760,484	1,060,484	926,597	298,348	1,058,832
Shipbuilding and Conversion, Navy	13,656,120	15,744,120	13,605,638	-60,000	13,596,120
Other Procurement, Navy	5,470,412	5,443,612	5,432,412	-261,082	5,209,330
Procurement, Marine Corps	2,999,057	2,580,257	2,699,057	-699,638	2,299,419
Aircraft Procurement, Air Force	12,393,270	12,356,270	12,593,813	-275,470	12,117,800
Procurement of Ammunition, Air Force	868,917	868,917	868,917	-14,750	854,167
Missile Procurement, Air Force	5,131,002	5,138,002	5,166,002	-146,900	4,984,102
Other Procurement, Air Force	15,421,162	15,441,762	16,312,962	-15,330	15,405,832
Procurement, Defense-Wide	3,318,834	3,537,834	3,385,970	-38,399	3,280,435
National Guard and Reserve Equipment		1,131,850		980,000	980,000
Rapid Acquisition Fund	100,000		100,000	-100,000	
TOTAL PROCUREMENT	100,204,418	102,660,052	109,811,735	-935,396	99,269,022

BUDGET ITEMS

Aircraft Procurement, Army—Overview

The budget request for fiscal year 2008 included an authorization of $4,179.8 million for Aircraft Procurement, Army in the Department of Defense.

The House bill would authorize $3,928.1 million.

The Senate amendment would authorize $5,229.2 million.

The conferees recommended an authorization of $4,168.8 million. Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Aircraft Procurement, Army										
	Aircraft										
	Fixed Wing										
1	UTILITY F/W CARGO AIRCRAFT		157,043		157,043						157,043
	Transfer fixed-wing intra-theater logistics mission to USAF						[-157,043]				
2	UTILITY F/W AIRCRAFT .										
	Rotary Wing										
3	ARMED RECONNAISSANCE HELICOPTER		468,259				337,259		-292,500		175,759
	Program reduction - teminate current procurement				[-437,259]						
	Program delay								[-161,500]		
	Transfer to Kiowa Warrior (APA 19)				[-31,000]		[-31,000]		[-31,000]		
	Transfer to PE 64220A (RDA 77)						[-100,000]		[-100,000]		
4	HELICOPTER, LIGHT UTILITY (LUH)		230,491		230,491		230,491				230,491
5	UH-60 BLACKHAWK (MYP)	42	773,799	52	955,849	42	1,326,229	10	182,050	52	955,849
5	LESS: ADVANCE PROCUREMENT (PY)		-185,098		-185,098		-185,098				-185,098
	Grow the Force Transfer				[182,050]		[182,050]		[182,050]		
	Transfer from Title XV						[370,380]				
6	UH-60 ADVANCE PROCUREMENT (CY)		116,745		116,745		116,745				116,745
7	CH-47 HELICOPTER	6	157,908	6	157,908	6	163,908			6	157,908
	CH-47 - annual contract						[6,000]				

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
8	CH-47 ADVANCE PROCUREMENT (CY)		32,982		32,982		32,982				32,982
	Modification of Aircraft										
9	GUARDRAIL MODS (TIARA)		149,062		149,062		149,062				149,062
10	ARL MODS (TIARA)		52,298		42,298		52,298		-10,000		42,298
	Program reduction - inadequate justification				[-10,000]				[-10,000]		
11	AH-64 MODS		689,628		689,628		689,628				689,628
11	LESS: ADVANCE PROCUREMENT (PY)		-18,924		-18,924		-18,924				-18,924
12	AH-64 ADVANCE PROCUREMENT (CY)		40,957		40,957		40,957				40,957
13	CH-47 CARGO HELICOPTER MODS		577,250		577,250		1,107,790				577,250
	CH-47 modifications - annual contract						[16,000]				
	Transfer from Title XV						[514,540]				
13	LESS: ADVANCE PROCUREMENT (PY)		-36,592		-36,592		-36,592				-36,592
14	CH-47 ADVANCE PROCUREMENT (CY)		39,182		39,182		39,182				39,182
15	UTILITY/CARGO AIRPLANE MODS		17,175		17,175		17,175				17,175
16	AIRCRAFT LONG RANGE MODS		340		340		340				340
17	LONGBOW										
18	UH-60 MODS		13,035		26,035		16,035		2,600		15,635
	"A" to "L" engine upgrade				[5,000]				[1,600]		
	Medevac & SAR thermal imaging				[5,000]				[1,000]		
	Bleed air cabin heating				[3,000]						
	Enhanced electronic digital engine control						[3,000]				

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
19	KIOWA WARRIOR		20,807		51,807		51,807		31,000		51,807
	Transfer from ARH (APA 3)				[31,000]				[31,000]		
	Transfer from ARH (APA 3) for cockpit display systems software upgrade						[31,000]				
20	AIRBORNE AVIONICS		179,565		179,565		179,565				179,565
21	GATM ROLLUP		53,071		53,071		53,071				53,071
	Spares and Repair Parts										
22	SPARE PARTS (AIR)		9,304		9,804		9,304				9,304
	Critical flight safety spares				[500]						
	Support Equipment and Facilities										
	Ground Support Avionics										
23	AIRCRAFT SURVIVABILITY EQUIPMENT		48,120		48,120		255,520				48,120
	Additional aircraft survivability equipment						[207,400]				
24	ASE INFRARED CM		365,472		365,472		365,472		80,000		445,472
	Aircraft survivability equipment								[80,000]		
	Other Support										
25	AIRBORNE COMMAND & CONTROL										
26	AVIONICS SUPPORT EQUIPMENT		5,065		5,065		5,065				5,065
27	COMMON GROUND EQUIPMENT		80,221		80,221		80,221		-5,000		75,221
	Ahead of need								[-5,000]		

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
28	AIRCREW INTEGRATED SYSTEMS		42,727		42,727		49,727		800		43,527
	Aircraft wireless intercom system (AWIS)						[5,000]				
	Air Warrior primary survival gear carrier						[2,000]		[800]		
29	AIR TRAFFIC CONTROL		95,203		95,203		95,203				95,203
30	INDUSTRIAL FACILITIES		2,377		2,377		2,377				2,377
31	LAUNCHER, 2.75 ROCKET		2,376		2,376		2,376				2,376
	Total - Aircraft Procurement, Army		**4,179,848**		**3,928,139**		**5,229,175**		**-11,050**		**4,168,798**

Missile Procurement, Army—Overview

The budget request for fiscal year 2008 included an authorization of $1,645.5 million for Missile Procurement, Army in the Department of Defense.

The House bill would authorize $2,114.9 million.

The Senate amendment would authorize $2,178.1 million.

The conferees recommended an authorization of $1,912.0 million. Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Missile Procurement, Army										
	Other Missiles										
	Surface-to-air Missile System										
1	OTHER MISSILE SUPPORT		243,251						-243,251		
	Grow the Force Transfer				[-243,251]		[-243,251]		[-243,251]		
2	PATRIOT SYSTEM SUMMARY	108	472,907	112	484,707	133	547,907			108	472,907
	Patriot PAC-3 missiles				[11,800]						
3	SURFACE-LAUNCHED AMRAAM SYSTEM										
	Air-to-surface Missile System										
4	HELLFIRE SYS SUMMARY		46,000		46,000		46,000				46,000
	Anti-tank/Assault Missile System										
5	JAVELIN (AAWS-M) SYSTEM SUMMARY	385	103,799	385	180,713	385	180,713		64,114	385	167,913
	Grow the Force Transfer				[76,914]		[76,914]		[64,114]		
6	TOW 2 SYSTEM SUMMARY	2,255	110,593	2,255	110,593	2,255	110,593			2,255	110,593
6	LESS: ADVANCE PROCUREMENT (PY)		-22,700		-22,700		-22,700				-22,700
7	TOW-2 ADVANCE PROCUREMENT (CY)										
8	GUIDED MLRS ROCKET (GMLRS)	1,482	225,282	1,482	225,282	1,482	225,282		-22,123	1,482	203,159
	Facilitization								[-14,912]		
	Unit cost efficiencies								[-7,211]		
9	MLRS REDUCED RANGE PRACTICE	3,492	22,585	3,492	22,585	3,492	22,585			3,492	22,585
10	MLRS LAUNCHER SYSTEMS										

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
11	HIGH MOBILITY ARTILLERY ROCKET	57	235,865	57	235,865	57	235,865		-9,200	57	226,665
	Excess to requirement								[-9,200]		
12	ARMY TACTICAL MSL SYS (ATACMS) -										
	Modification of Missiles										
	Modifications										
13	PATRIOT MODS		67,479		569,993		569,993		355,514		422,993
	Grow the Force Transfer				[502,514]		[502,514]		[355,514]		
14	JAVELIN MISSILE MODS										
15	ITAS/TOW MODS		92,330		213,770		213,770		121,440		213,770
	Grow the Force Transfer				[121,440]		[121,440]		[121,440]		
16	MLRS MODS		5,578		5,578		5,578				5,578
17	HIMARS MODIFICATIONS		10,541		10,541		10,541				10,541
	Spares and Repair Parts										
18	SPARES AND REPAIR PARTS		23,643		23,643		23,643				23,643
	Support Equipment and Facilities										
19	AIR DEFENSE TARGETS		4,268		4,268		4,268				4,268
20	ITEMS LESS THAN $5.0M (MISSILES)		10		10		10				10
21	PRODUCTION BASE SUPPORT		4,054		4,054		4,054				4,054
22	CLOSED ACCOUNT ADJUSTMENTS										
	Total - Missile Procurement, Army		**1,645,485**		**2,114,902**		**2,178,102**		**266,494**		**1,911,979**

Procurement of Weapons and Tracked Combat Vehicles, Army—Overview

The budget request for fiscal year 2008 included an authorization of $3,090.0 million for Procurement of Weapons and Tracked Combat Vehicles, Army in the Department of Defense.

The House bill would authorize $3,311.1 million.

The Senate amendment would authorize $7,546.7 million.

The conferees recommended an authorization of $3,007.5 million. Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Procurement of Weapons & Tracked										
	Tracked Combat Vehicles										
1	ABRAMS TRNG DEV MOD										
2	BRADLEY BASE SUSTAINMENT		140,314		140,314	481	1,542,814				140,314
	Transfer from Title XV						[1,402,500]				
3	BRADLEY FVS TRAINING DEVICES (MOD)		4,684		4,684		4,684				4,684
4	ABRAMS TANK TRAINING DEVICES										
5	STRYKER VEHICLE	127	1,038,984	127	1,104,884	390	2,099,859		-114,000	127	924,984
	Program increase				[294,000]						
	Mobile gun system production delay				[-228,100]						
	Mobile gun system testing & fielding delay								[-114,000]		
	Transfer from Title XV						[402,775]				
	Additional Stryker vehicles						[658,100]				
6	FUTURE COMBAT SYSTEMS (FCS)		79,483		79,483		79,483				79,483
7	FCS SPIN OUTS		20,123		20,123		20,123				20,123
	Modification of Tracked Combat Vehicles										
8	CARRIER, MOD					317	132,220				
	Transfer from Title XV						[132,220]				
9	FIST VEHICLE (MOD)				35,400	56	165,400		35,400		35,400
	Grow the Force Transfer				[35,400]		[35,400]		[35,400]		
	Transfer from Title XV						[130,000]				
10	BFVS SERIES (MOD)		37,611		37,611		37,611				37,611

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
11	HOWITZER, MED SP FT 155MM M109A6		36,924		36,924		36,924		-14,300		22,624
	Align kit buy with installation								[-14,300]		
12	FAASV PIP TO FLEET										
13	IMPROVED RECOVERY VEHICLE (M88	12	36,826	45	132,526	146	434,826		87,500	12	124,326
	Grow the Force Transfer				[95,700]		[95,700]		[87,500]		
	Transfer from Title XV						[277,400]				
	Hercules Recapitalization						[24,900]				
14	HEAVY ASSAULT BRIDGE (HAB) SYS										
15	ARMORED BREACHER VEHICLE		41,500		41,500		41,500				41,500
16	ARMORED VEH LAUNCH BRIDGE (AVLB)										
17	JOINT ASSAULT BRIDGE		12,927		12,927		12,927				12,927
18	M1 ABRAMS TANK (MOD)		588,979		588,979		588,979				588,979
19	SYSTEM ENHANCEMENT PGM: SEP M1A2	18	52,928	18	52,928			-18	-52,928		
	M1A2 SEP requirements already funded						[-52,928]		[-52,928]		
19A	SEP) (GA0750)					235	1,303,100				
	Transfer from Title XV						[1,303,100]				
	Support Equipment and Facilities										
20	ITEMS LESS THAN $5.0M (TCV-WTCV)										
21	PRODUCTION BASE SUPPORT (TCV-		7,760		7,760		7,760				7,760

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Weapons and Other Combat Vehicles										
22	HOWITZER, LIGHT, TOWED, 105MM, M119	53	48,902	111	101,702	110	101,702	58	52,800	111	101,702
	Grow the Force Transfer				[52,800]		[52,800]		[52,800]		
23	INTEGRATED AIR BURST WEAPON		331,729						-331,729		
	Grow the Force Transfer				[-331,729]		[-331,729]		[-331,729]		
24	M240 MEDIUM MACHINE GUN (7.62MM)	2,308	37,096	2,308	45,085	2,308	64,485		7,989	2,308	45,085
	Grow the Force Transfer				[7,989]		[7,989]		[7,989]		
	M240 medium machine gun (7.62 mm)						[19,400]				
25	MACHINE GUN, CAL .50 M2 ROLL		19,000		32,317		32,317		13,317		32,317
	Grow the Force Transfer				[13,317]		[13,317]		[13,317]		
26	M249 SAW MACHINE GUN (5.56MM)	8,382	35,335	8,382	44,576	8,382	44,576		9,241	8,382	44,576
	Grow the Force Transfer				[9,241]		[9,241]		[9,241]		
27	MK-19 GRENADE MACHINE GUN (40MM)	970	21,000	970	36,448	970	36,448		15,448	970	36,448
	Grow the Force Transfer				[15,448]		[15,448]		[15,448]		
28	MORTAR SYSTEMS	313	4,320	313	9,024	313	9,024		4,704	313	9,024
	Grow the Force Transfer				[4,704]		[4,704]		[4,704]		
29	M16 RIFLE										
30	M107, CAL. 50, SNIPER RIFLE		417		417		417				417
31	XM320 GRENADE LAUNCHER MODULE		21,620		27,125		27,125		5,505		27,125
	Grow the Force Transfer				[5,505]		[5,505]		[5,505]		
32	XM110 SEMI-AUTOMATIC SNIPER	694	10,000	694	10,460	694	10,460		460	694	10,460
	Grow the Force Transfer				[460]		[460]		[460]		

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
33	M4 CARBINE	69,678	97,550	69,678	105,824	69,678	105,824		8,274	#####	105,824
	Grow the Force Transfer				[8,274]		[8,274]		[8,274]		
34	SHOTGUN, MODULAR ACCESSORY	5,328	7,000	5,328	7,906	5,328	7,906		906	5,328	7,906
	Grow the Force Transfer				[906]		[906]		[906]		
35	COMMON REMOTELY OPERATED WPNS				29,895		29,895		29,895		29,895
	Grow the Force Transfer				[29,895]		[29,895]		[29,895]		
36	FUTURE HANDGUN SYSTEM (FHS)		3,500		3,500		3,500				3,500
37	HOWITZER LT WT 155MM (T)	126	270,251	202	470,569	126	462,569	56	143,518	182	413,769
	Additional howitzers				[8,000]				[4,000]		
	Grow the Force Transfer				[192,318]		[192,318]		[139,518]		
	Modification of Weapons and Other										
38	MK-19 GRENADE MACHINE GUN MODS		6,264		6,264		6,264				6,264
39	M4 CARBINE MODS		13,696		17,714		17,714		4,018		17,714
	Grow the Force Transfer				[4,018]		[4,018]		[4,018]		
40	M2 50 CAL MACHINE GUN MODS		17,173		17,173		17,173				17,173
41	M249 SAW MACHINE GUN MODS		12,361		12,361		12,361				12,361
42	M240 MEDIUM MACHINE GUN MODS		10,177		11,700		11,700		1,523		11,700
	Grow the Force Transfer				[1,523]		[1,523]		[1,523]		
43	PHALANX MODS										
44	M119 MODIFICATIONS		1,794		1,794		1,794				1,794
45	M16 RIFLE MODS		3,900		4,088		4,088		188		4,088
	Grow the Force Transfer				[188]		[188]		[188]		

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
46	MODIFICATIONS LESS THAN $5.0M		2,791		2,791		2,791				2,791
	Support Equipment and Facilities										
47	ITEMS LESS THAN $5.0M (WOCV-WTCV)				1,262		1,262		1,262		1,262
	Grow the Force Transfer				[1,262]		[1,262]		[1,262]		
48	PRODUCTION BASE SUPPORT (WOCV-		6,466		6,466		6,466				6,466
49	INDUSTRIAL PREPAREDNESS		3,189		3,189		15,189		9,500		12,689
	Arsenal Support Program Initiative (ASPI)						[12,000]		[11,500]		
	Slow execution								[-2,000]		
50	SMALL ARMS EQUIPMENT (SOLDIER ENH		5,424		5,424		5,424		-1,000		4,424
	Slow execution								[-1,000]		
51	CLOSED ACCOUNT ADJUSTMENTS										
	Spares										
52	SPARES AND REPAIR PARTS (WTCV)										
	Total - Procurement of WTCV, Army		**3,089,998**		**3,311,117**		**7,546,684**		**-82,509**		**3,007,489**

Procurement of Ammunition, Army—Overview

The budget request for fiscal year 2008 included an authorization of $2,190.6 million for Procurement of Ammunition, Army in the Department of Defense.

The House bill would authorize $2,238.2 million.

The Senate amendment would authorize $2,229.0 million.

The conferees recommended an authorization of $2,214.6 million. Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Change Qty	Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Procurement of Ammunition, Army										
	Ammunition										
	Small/Medium Caliber Ammunition										
1	CTG, 5.56MM, ALL TYPES		189,179		189,179		189,179				189,179
2	CTG, 7.62MM, ALL TYPES		68,045		68,045		68,045				68,045
3	CTG, 9MM, ALL TYPES		4,527		4,527		4,527				4,527
4	CTG, .50 CAL, ALL TYPES		179,466		179,466		179,466				179,466
5	CTG, 20MM, ALL TYPES										
6	CTG, 25MM, ALL TYPES		29,243		29,243		29,243				29,243
7	CTG, 30MM, ALL TYPES		21,759		21,759		21,759				21,759
8	CTG, 40MM, ALL TYPES		208,504		208,504		208,504				208,504
	Mortar Ammunition										
9	60MM MORTAR, ALL TYPES		6,495		6,495		6,495				6,495
10	81MM MORTAR, ALL TYPES		53,798		53,798		53,798				53,798
11	CTG, MORTAR, 120MM, ALL TYPES		111,594		111,594		111,594				111,594
	Tank Ammunition										
12	CTG TANK 105MM: ALL TYPES		14,338		14,338		14,338				14,338
13	CTG, TANK, 120MM, ALL TYPES		180,400		180,400		180,400				180,400
	Artillery Ammunition										
14	CTG, ARTY, 75MM: ALL TYPES		2,699		2,699		2,699				2,699
15	CTG, ARTY, 105MM: ALL TYPES		41,965		41,965		41,965				41,965
16	CTG, ARTY, 155MM, ALL TYPES		88,049		88,049		88,049				88,049

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
17	PROJ 155MM EXTENDED RANGE XM982		28,781		49,881		28,781				28,781
	Excalibur XM982 extended range artillery				[21,100]						
18	MODULAR ARTILLERY CHARGE SYSTEM		60,076		60,076		60,076				60,076
	Artillery Fuzes										
19	ARTILLERY FUZES, ALL TYPES		4,251		4,251		4,251				4,251
	Mines										
20	MINES, ALL TYPES		4,791		4,791		4,791				4,791
21	MINE, CLEARING CHARGE, ALL TYPES		2,522		2,522		2,522				2,522
22	ANTIPERSONNEL LANDMINE		51,876		51,876		51,876				51,876
	Rockets										
23	SHOULDER FIRED ROCKETS, ALL TYPES		29,453		29,453		29,453				29,453
24	ROCKET, HYDRA 70, ALL TYPES		137,861		137,861		137,861				137,861
	Other Ammunition										
25	DEMOLITION MUNITIONS, ALL TYPES		30,945		30,945		30,945				30,945
26	GRENADES, ALL TYPES		72,392		72,392		85,392		4,000		76,392
	Smoke grenades						[13,000]		[4,000]		
27	SIGNALS, ALL TYPES		181,787		181,787		181,787				181,787
28	SIMULATORS, ALL TYPES		21,608		21,608		21,608				21,608
	Miscellaneous										
29	AMMO COMPONENTS, ALL TYPES		15,000		15,000		15,000				15,000
30	NON-LETHAL AMMUNITION, ALL TYPES		25,241		25,241		25,241				25,241
31	CAD/PAD ALL TYPES		2,748		2,748		2,748				2,748

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
32	ITEMS LESS THAN $5 MILLION		6,564		6,564		6,564				6,564
33	AMMUNITION PECULIAR EQUIPMENT		11,757		21,257		11,757		800		12,557
	Outloading modules - Crane Army				[4,500]						
	Outloading modules - McAlester Army				[5,000]						
	Outloading modules								[800]		
34	FIRST DESTINATION TRANSPORTATION		12,100		12,100		17,100				12,100
	Ammunition outloading test bed						[5,000]				
35	CLOSEOUT LIABILITIES										
	Ammunition Production Base Support										
	Production Base Support										
36	PROVISION OF INDUSTRIAL FACILITIES		143,708		160,708		164,108		19,200		162,908
	Bomb line modernization - McAlester Army Ammunition Plant				[5,000]						
	Ammunition infrastructure modernization				[12,000]				[12,000]		
	AAP solvent recovery system						[7,200]		[7,200]		
	Acid containment and storage system						[13,200]				
37	LAYAWAY OF INDUSTRIAL FACILITIES		3,436		3,436		3,436				3,436
38	MAINTENANCE OF INACTIVE FACILITIES		5,418		5,418		5,418				5,418
39	CONVENTIONAL MUNITIONS		135,256		135,256		135,256				135,256
40	ARMS INITIATIVE		2,944		2,944		2,944				2,944
	Re-Estimate of Guaranteed Loan										
41	RE-ESTIMATE OF GUAR LOAN										

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Interest on Re-Estimate										
42	INTEREST ON RE-ESTIMATE										
	Total - Procurement of Ammunition, Army		**2,190,576**		**2,238,176**		**2,228,976**		**24,000**		**2,214,576**

Other Procurement, Army—Overview

The budget request for fiscal year 2008 included an authorization of $12,647.1 million for Other Procurement, Army in the Department of Defense.

The House bill would authorize $11,455.5 million.

The Senate amendment would authorize $14,983.9 million.

The conferees recommended an authorization of $12,451.3 million. Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Other Procurement, Army										
	Tactical and Support Vehicles										
	Tactical Vehicles										
1	TACTICAL TRAILERS/DOLLY SETS		57,053		66,684		66,684		9,631		66,684
	Grow the Force Transfer				[9,631]		[9,631]		[9,631]		
2	SEMITRAILERS, FLATBED		6,100		9,171		6,271		971		7,071
	Refurbishment - ARNG				[2,900]						
	Refurbishment								[800]		
	Grow the Force Transfer				[171]		[171]		[171]		
3	SEMITRAILERS, TANKERS		2,185		2,185		2,185				2,185
4	HI MOB MULTI-PURP WHLD VEH		596,627		986,409		986,409		351,100		947,727
	Grow the Force Transfer				[389,782]		[389,782]		[351,100]		
5	FAMILY OF MEDIUM TACTICAL VEH		828,403		1,852,752		1,852,752		1,024,349		1,852,752
	Grow the Force Transfer				[1,024,349]		[1,024,349]		[1,024,349]		
6	FIRETRUCKS & ASSOCIATED		36,011		36,011		36,011				36,011
7	FAMILY OF HEAVY TACTICAL VEHICLES		483,023		563,664		563,664		80,641		563,664
	Grow the Force Transfer				[80,641]		[80,641]		[80,641]		
8	ARMORED SECURITY VEHICLES (ASV)		155,124		281,412		583,310		126,288		281,412
	Grow the Force Transfer				[126,288]		[126,288]		[126,288]		
	Transfer from Title XV						[301,898]				

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
9	MINE PROTECTION VEHICLE FAMILY		199,100		133,100		199,100		865,700		1,064,800
	Transfer to Title XV - MRAP				[-66,000]						
	Additional MRAP vehicles								[865,700]		
10	TRUCK, TRACTOR, LINE HAUL, M915/M916		83,897		83,897		83,897				83,897
11	HVY EXPANDED MOBILE TACTICAL		197,499		197,499		197,499				197,499
12	LINE HAUL ESP		1,925,867						-1,925,867		
	Grow the Force Transfer				[-1,925,867]		[-1,925,867]		[-1,925,867]		
13	HMMWV RECAPITALIZATION PROGRAM										
14	MODIFICATION OF IN SVC EQUIP		32,725		32,725		32,725				32,725
15	ITEMS LESS THAN $5.0M (TAC VEH)										
16	TOWING DEVICE-FIFTH WHEEL		898		932		932		34		932
	Grow the Force Transfer				[34]				[34]		
	Non-tactical Vehicles										
17	HEAVY ARMORED SEDAN		600		600		600				600
18	PASSENGER CARRYING VEHICLES		310		310		310				310
19	NONTACTICAL VEHICLES, OTHER		3,437		3,437		3,437				3,437
	Communications and Electronics										
	Comm-Joint Communications										
20	COMBAT IDENTIFICATION PROGRAM		4,228		4,228		4,228				4,228
21	JCSE EQUIPMENT (USREDCOM)		2,071		2,071		2,071				2,071

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	Comm-Satellite Communications										
22	SECOMP-I										
23	DEFENSE ENTERPRISE WIDEBAND		87,772		125,372		125,372		37,600		125,372
	Grow the Force Transfer				[37,600]		[37,600]		[37,600]		
24	SHF TERM		8,790		13,964		13,964		5,174		13,964
	Grow the Force Transfer				[5,174]		[5,174]		[5,174]		
25	SAT TERM, EMUT (SPACE)		812		812		812				812
26	NAVSTAR GLOBAL POSITIONING SYSTEM		86,877		103,290		97,290		14,413		101,290
	Additional advanced GPS receivers				[6,000]				[4,000]		
	Grow the Force Transfer				[10,413]		[10,413]		[10,413]		
27	SMART-T (SPACE)		50,412		50,412		50,412				50,412
28	SCAMP (SPACE)		1,300		1,300		1,300				1,300
29	GLOBAL BRDCST SVC - GBS		33,447		35,697		35,697		2,250		35,697
	Grow the Force Transfer				[2,250]		[2,250]		[2,250]		
30	MOD OF IN-SVC EQUIP (TAC SAT)		6,042		6,042		6,042				6,042
	Comm-C3 System										
31	ARMY GLOBAL CMD & CONTROL SYS		25,512		25,912		25,912		400		25,912
	Grow the Force Transfer				[400]		[400]		[400]		
	Comm-Combat Communications										
32	ARMY DATA DISTRIBUTION SYSTEM		7,893		9,491		9,491		1,598		9,491
	Grow the Force Transfer				[1,598]		[1,598]		[1,598]		

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33	RADIO TERMINAL SET, MIDS LVT(2)		3,021		32,016		32,016		28,995		32,016
	Grow the Force Transfer				[28,995]		[28,995]		[28,995]		
34	SINCGARS FAMILY		137,080		147,643		1,142,990		10,563		147,643
	Grow the Force Transfer				[10,563]		[10,563]		[10,563]		
	Transfer from Title XV						[1,370,347]				
	Sincgars Family						[-375,000]				
35	AMC CRITICAL ITEMS - OPA2		8,000		8,000		8,000				8,000
36	MULTI-PURPOSE INFORMATIONS		8,653		8,653		8,653				8,653
37	JOINT TACTICAL AREA COMMAND		1,248,884						-1,248,884		
	Grow the Force Transfer				[-1,248,884]		[-1,248,884]		[-1,248,884]		
38	BRIDGE TO FUTURE NETWORKS		433,526		471,598		2,059,659		31,562		465,088
	Joint Network Node reduction				[-27,500]						
	Grow the Force Transfer				[65,572]		[65,562]		[65,562]		
	Transfer from Title XV						[2,560,571]				
	Bridge to Future Networks - Joint Network Node						[-1,000,000]				
	Excess to requirement								[-34,000]		
39	COMMS-ELEC EQUIP FIELDING		7,902		7,902		7,902				7,902
40	SPIDER APLA REMOTE CONTROL UNIT		18,801		19,688		19,688		887		19,688
	Grow the Force Transfer				[887]		[887]		[887]		
41	SOLDIER ENHANCEMENT PROGRAM		10,192		10,192		10,192				10,192
42	COMBAT SURVIVOR EVADER LOCATOR		12,072		12,072		12,072				12,072

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43	RADIO, IMPROVED HF (COTS) FAMILY		65,530		60,974		81,374		5,644		71,174
	Program reduction				[-20,400]				[-10,200]		
	Grow the Force Transfer				[15,844]		[15,844]		[15,844]		
44	MEDICAL COMM FOR CBT CASUALTY		19,525		21,954		21,954		2,429		21,954
	Grow the Force Transfer				[2,429]		[2,429]		[2,429]		
	Comm-Intelligence Communications										
45	CI AUTOMATION ARCHITECTURE		1,461		1,461		1,461				1,461
	Information Security										
46	TSEC - ARMY KEY MGT SYS (AKMS)		23,225		27,793		27,793		4,568		27,793
	Grow the Force Transfer				[4,568]		[4,568]		[4,568]		
47	INFORMATION SYSTEM SECURITY		60,301		60,332		60,332		31		60,332
	Grow the Force Transfer				[31]		[31]		[31]		
	Comm-Long Haul Communications										
48	TERRESTRIAL TRANSMISSION		9,619		9,619		9,619				9,619
49	BASE SUPPORT COMMUNICATIONS		34,520		34,520		34,520				34,520
50	ELECTROMAG COMP PROG (EMCP)		511		511		511				511
51	WW TECH CON IMP PROG (WWTCIP)		27,880		27,880		27,880				27,880
	Comm-Base Communications										
52	INFORMATION SYSTEMS		156,170		239,531		156,170				156,170
	Physician order entry initiative				[2,000]						
	Grow the Force Transfer				[81,361]		[81,361]		[81,361]		
	Unjustified program growth						[-81,361]		[-81,361]		

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53	DEFENSE MESSAGE SYSTEM (DMS)		6,662		6,662		6,662				6,662
54	INSTALLATION INFO INFRASTRUCTURE		217,298		217,298		218,998		1,700		218,998
	DISN hardware enhancements						[1,700]		[1,700]		
55	PENTAGON INFORMATION MGT AND		32,076		32,076		32,076				32,076
	Elect Equip-Nat For Int Prog (NFIP)										
56	FOREIGN COUNTERINTELLIGENCE PROG		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
57	GENERAL DEFENSE INTELL PROG (GDIP)		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
	Elect Equip-Tact Int Rel Act (TIARA)										
58	ALL SOURCE ANALYSIS SYS (ASAS) (MIP)		36,132		52,485		52,485		16,353		52,485
	Grow the Force Transfer				[16,353]		[16,353]		[16,353]		
59	JTT/CIBS-M (MIP)		3,560		7,566		7,566		4,006		7,566
	Grow the Force Transfer				[4,006]		[4,006]		[4,006]		
60	PROPHET GROUND (MIP)		119,482		119,482		119,482				119,482
61	TACTICAL UNMANNED AERIAL SYS		196,419		221,311		227,079		30,660		227,079
	Pricing				[-5,768]						
	Grow the Force Transfer				[30,660]		[30,660]		[30,660]		
62	SMALL UNMANNED AERIAL SYSTEM		20,682		33,480		33,480		12,798		33,480
	Grow the Force Transfer				[12,798]		[12,798]		[12,798]		
63	ARMY COMMON GROUND STATION (CGS)										
64	DIGITAL TOPOGRAPHIC SPT SYS (DTSS)		34,604		38,854		38,854		4,250		38,854
	Grow the Force Transfer				[4,250]		[4,250]		[4,250]		
65	DRUG INTERDICTION PROGRAM (DIP)										

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66	TACTICAL EXPLOITATION SYSTEM (MIP)										
67	DCGS-A (MIP)		114,842		147,630		147,630		32,788		147,630
	Grow the Force Transfer				[32,788]		[32,788]		[32,788]		
68	JOINT TACTICAL GROUND STATION										
69	TROJAN (MIP)		13,418		13,418		13,418				13,418
70	MOD OF IN-SVC EQUIP (INTEL SPT) (MIP)		2,351		2,351		2,351				2,351
71	CI HUMINT INFO MANAGEMENT SYSTEM		26,310		26,586		26,586		276		26,586
	Grow the Force Transfer				[276]		[276]		[276]		
72	ITEMS LESS THAN $5.0M (MIP)		17,903		23,422		23,422		5,519		23,422
	Grow the Force Transfer				[5,519]		[5,519]		[5,519]		
	Elect Equip-Electronic Warfare (EW)										
73	LIGHTWEIGHT COUNTER MORTAR		43,893		49,197		49,197		5,304		49,197
	Grow the Force Transfer				[5,304]		[5,304]		[5,304]		
74	COUNTERINTELLIGENCE/SECURITY		11,900		11,900		11,900				11,900
75	CI MODERNIZATION (MIP)		1,278		1,278		1,278				1,278
	Elect Equip-Tactical Surv. (TAC SURV)										
76	SENTINEL MODS		20,885		20,885		20,885				20,885
77	NIGHT VISION DEVICES		278,641		425,743		458,743		147,102		425,743
	Grow the Force Transfer				[147,102]		[147,102]		[147,102]		
	Fill unfunded requirement for night vision						[33,000]				
78	LONG RANGE ADVANCED SCOUT		129,951		159,489		159,489		29,538		159,489
	Grow the Force Transfer				[29,538]		[29,538]		[29,538]		

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79	NIGHT VISION, THERMAL WPN SIGHT		230,607		333,024		333,024		102,417		333,024
	Grow the Force Transfer				[102,417]		[102,417]		[102,417]		
80	RADIATION MONITORING SYSTEMS		3,518		3,518		3,518				3,518
81	ARTILLERY ACCURACY EQUIP				300		300		300		300
	Grow the Force Transfer				[300]		[300]		[300]		
82	MOD OF IN-SVC EQUIP (MMS)										
83	ENHANCED PORTABLE INDUCTIVE		7,572		7,572		7,572				7,572
84	PROFILER		8,000		2,800		10,800		2,800		10,800
	Program reduction				[-8,000]						
	Grow the Force Transfer				[2,800]		[2,800]		[2,800]		
85	MOD OF IN-SVC EQUIP (FIREFINDER		41,480		39,480		41,480				41,480
	Program reduction				[-2,000]						
86	FORCE XXI BATTLE CMD BRIGADE &		175,975		187,635		250,135		74,160		250,135
	Program reduction				[-62,500]						
	Grow the Force Transfer				[74,160]		[74,160]		[74,160]		
87	LIGHTWEIGHT LSR		93,986		137,386		137,386		43,400		137,386
	Grow the Force Transfer				[43,400]		[43,400]		[43,400]		
88	COMPUTER BALLISTICS: LHMBC XM32				1,001		1,001		1,001		1,001
	Grow the Force Transfer				[1,001]		[1,001]		[1,001]		
89	MORTAR FIRE CONTROL SYSTEM		14,000		14,000		14,000				14,000
90	INTEGRATED MET SYS SENSORS (IMETS)										
91	ENHANCED SENSOR & MONITORING										

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	Elect Equip-Tactical C2 Systems										
92	TACTICAL OPERATIONS CENTERS		393,883		196,983		393,883		-98,000		295,883
	Program reduction				[-196,900]				[-98,000]		
93	FIRE SUPPORT C2 FAMILY		40,626		47,302		47,302		6,676		47,302
	Grow the Force Transfer				[6,676]		[6,676]		[6,676]		
94	BATTLE COMMAND SUSTAINMENT		32,935		33,763		33,763		828		33,763
	Grow the Force Transfer				[828]		[828]		[828]		
95	FAAD C2		9,000		4,200		9,000		3,360		12,360
	Windows-based data system				[4,200]				[3,360]		
	Program reduction				[-9,000]						
96	AIR & MSL DEF PLANNING & CONTROL		19,611		40,362		40,362		20,751		40,362
	Grow the Force Transfer				[20,751]		[20,751]		[20,751]		
97	KNIGHT FAMILY		68,280		94,280		94,280		26,000		94,280
	Grow the Force Transfer				[26,000]		[26,000]		[26,000]		
98	LIFE CYCLE SOFTWARE SUPPORT		2,070		2,070		2,070				2,070
99	AUTOMATIC IDENTIFICATION		71,034		73,634		71,034				71,034
	Army portable deployment kits				[2,600]						
100	TC AIMS II		29,037		29,399		29,399		362		29,399
	Grow the Force Transfer				[362]		[362]		[362]		
101	JOINT NETWORK MANAGEMENT SYSTEM		10,745		10,745		10,745				10,745
102	TACTICAL INTERNET MANAGER		9,215		10,268		10,268		1,053		10,268
	Grow the Force Transfer				[1,053]		[1,053]		[1,053]		

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103	DATA PRODUCTS		36,142		36,142		36,142				36,142
104	MANEUVER CONTROL SYSTEM (MCS)		120,767		80,489		122,489		1,722		122,489
	Program reduction				[-42,000]						
	Grow the Force Transfer				[1,722]		[1,722]		[1,722]		
105	SINGLE ARMY LOGISTICS ENTERPRISE		53,563		155,605		149,605		97,642		151,205
	Depot automatic identification technology				[6,000]				[1,600]		
	Grow the Force Transfer				[96,042]		[96,042]		[96,042]		
106	MOUNTED BATTLE COMMAND ON THE		42,000		42,000		42,000				42,000
	Elect Equip - Automation										
107	GENERAL FUND ENTERPRISE BUSINESS		39,353		39,353		10,134		-29,219		10,134
	Transfer to PE 64822A (RDA 118)								[-29,219]		
	Transfer to PE 64822A (RDA 118) - S. Amdt. 2174						[-29,219]				
108	ARMY TRAINING MODERNIZATION		11,389		11,389		11,389				11,389
109	AUTOMATED DATA PROCESSING EQUIP		120,732		120,732		120,732		-7,000		113,732
	Slow execution								[-7,000]		
110	CSS COMMUNICATIONS		32,955		35,635		35,635		2,680		35,635
	Grow the Force Transfer				[2,680]		[2,680]		[2,680]		
111	RESERVE COMPONENT AUTOMATION		30,427		30,427		30,427				30,427
	Elect Equip-Audio Visual Sys (A/V)										
112	AFRTS		964		964		964				964
113	ITEMS LESS THAN $5.0M (A/V)		6,306		6,306		6,306				6,306

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114	ITEMS LESS THAN $5M (SURVEYING		3,358		7,118		7,118		3,760		7,118
	Grow the Force Transfer				[3,760]		[3,760]		[3,760]		
	Elect Equip-Mods Tactical Sys/Eq										
115	WEAPONIZATION OF UNMANNED AERIAL		15,207		15,207		15,207				15,207
	Elect Equip-Support										
116	ITEMS UNDER $5M (SSE)		14,430		14,430		14,430				14,430
117	PRODUCTION BASE SUPPORT (C-E)		508		508		508				508
	Other Support Equipment										
	Chemical Defensive Equipment										
118	RADIAC SET AN/PDR 77()		1,500		1,539		1,539		39		1,539
	Grow the Force Transfer				[39]		[39]		[39]		
119	RECONNAISSANCE SYSTEM NUCLEAR -		316		316		316				316
120	CBRN SOLDIER PROTECTION		46,294		59,826		59,826		13,532		59,826
	Grow the Force Transfer				[13,532]		[13,532]		[13,532]		
121	SMOKE & OBSCURANT FAMILY: SOF		7,700		9,079		9,079		1,379		9,079
	Grow the Force Transfer				[1,379]		[1,379]		[1,379]		
	Bridging Equipment										
122	TACTICAL BRIDGING		50,443		48,443		50,443				50,443
	Program reduction				[-2,000]						
123	TACTICAL BRIDGE, FLOAT-RIBBON		74,785		74,785		74,785				74,785

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	Engineer (Non-construction) Equipment										
124	HANDHELD STANDOFF MINEFIELD		45,218		49,163		49,163		3,945		49,163
	Grow the Force Transfer				[3,945]		[3,945]		[3,945]		
125	KIT, STANDARD TELEOPERATING		334,068						-334,068		
	Grow the Force Transfer				[-334,068]		[-334,068]		[-334,068]		
126	GRND STANDOFF MINE DETECTION		63,016		63,016		63,016				63,016
127	ROBOTIC COMBAT SUPPORT SYSTEM										
128	EXPLOSIVE ORDNANCE DISPOSAL		33,283		33,283		58,283		3,000		36,283
	Additional EOD equipment						[25,000]		[3,000]		
129	ITEMS< $5M, COUNTERMINE EQUIPMENT		3,562		3,562		3,562				3,562
130	AERIAL DETECTION		11,708		11,708		11,708				11,708
	Combat Service Support Equipment										
131	HEATERS AND ECU'S		18,463		19,860		19,860		1,397		19,860
	Grow the Force Transfer				[1,397]		[1,397]		[1,397]		
132	LAUNDRIES, SHOWERS AND LATRINES				7,050		7,050		7,050		7,050
	Grow the Force Transfer				[7,050]		[7,050]		[7,050]		
133	SOLDIER ENHANCEMENT		13,540		19,803		19,803		6,263		19,803
	Grow the Force Transfer				[6,263]		[6,263]		[6,263]		
134	LIGHTWEIGHT MAINTENANCE										
135	LAND WARRIOR						49,500				
	LRIP items for 2 battalions						[49,500]				
136	MOUNTED SOLDIER SYSTEM										

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137	FORCE PROVIDER										
138	FIELD FEEDING EQUIPMENT		26,123		54,145		56,145		30,022		56,145
	Program reduction				[-2,000]						
	Grow the Force Transfer				[30,022]		[30,022]		[30,022]		
139	CARGO AERIAL DELIVERY PROGRAM		43,842		43,842		43,842				43,842
140	MOBILE INTEGRATED REMAINS		9,941		9,941		9,941				9,941
141	ITEMS LESS THAN $5M (ENG SPT)		20,099		21,084		21,084		985		21,084
	Grow the Force Transfer				[985]		[985]		[985]		
142	ITEMS LESS THAN $5.0M (CSS EQ)						4,500				
	Recon-navigation system (RNAV)						[4,500]				
	Petroleum Equipment										
143	QUALITY SURVEILLANCE EQUIPMENT		1,293		1,293		1,293				1,293
144	DISTRIBUTION SYSTEMS, PETROLEUM &		34,056		34,406		34,406		350		34,406
	Grow the Force Transfer				[350]		[350]		[350]		
	Water Equipment										
145	WATER PURIFICATION SYSTEMS		41,981		40,417		42,417		436		42,417
	Program reduction				[-2,000]						
	Grow the Force Transfer				[436]		[436]		[436]		
	Medical Equipment										
146	COMBAT SUPPORT MEDICAL		85,490		86,361		86,361		871		86,361
	Grow the Force Transfer				[871]		[871]		[871]		

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Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Maintenance Equipment										
147	MOBILE MAINTENANCE EQUIPMENT		29,475		62,173		40,173		10,698		40,173
	Grow the Force Transfer				[10,698]		[10,698]		[10,698]		
	Transfer from OPA 148				[22,000]						
148	ITEMS LESS THAN $5.0M (MAINT EQ)		23,396		1,396		143,982				23,396
	Transfer to OPA 147				[-22,000]						
	Transfer from Title XV						[120,586]				
	Construction Equipment										
149	GRADER, ROAD MTZD, HVY, 6X4 (CCE)		11,700		15,010		15,010		3,310		15,010
	Grow the Force Transfer				[3,310]		[3,310]		[3,310]		
150	SKID LOADER (SSL) FAMILY OF SYSTEM		16,900		16,900		16,900				16,900
151	SCRAPERS, EARTHMOVING		19,440		26,019		26,019		6,579		26,019
	Grow the Force Transfer				[6,579]		[6,579]		[6,579]		
152	DISTR, WATER, SP MIN 2500G SEC/NON-		6,440		6,440		6,440				6,440
153	MISSION MODULES - ENGINEERING		4,219		4,219		4,219				4,219
154	LOADERS		18,842		19,886		19,886		1,044		19,886
	Grow the Force Transfer				[1,044]		[1,044]		[1,044]		
155	HYDRAULIC EXCAVATOR		3,371		3,931		3,931		560		3,931
	Grow the Force Transfer				[560]		[560]		[560]		
156	TRACTOR, FULL TRACKED		6,000		8,189		8,189		2,189		8,189
	Grow the Force Transfer				[2,189]		[2,189]		[2,189]		
157	CRANES										

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
158	HIGH MOBILITY ENGINEER EXCAVATOR		37,800		40,087		40,087		2,287		40,087
	Grow the Force Transfer				[2,287]		[2,287]		[2,287]		
159	CONST EQUIP ESP		42,984		42,984		42,984				42,984
160	ITEMS LESS THAN $5.0M (CONST EQUIP)		11,484		11,822		11,822		338		11,822
	Grow the Force Transfer				[338]		[338]		[338]		
	Rail Float Containerization Equipment										
161	LOGISTIC SUPPORT VESSEL (LSV)										
162	JOINT HIGH SPEED VEHICLE (JHSV)		210,000		200,000		210,000				210,000
	Transfer to Military Personnel - postal benefits - (H. Amdt. #184)				[-10,000]						
163	HARBORMASTER COMMAND AND		18,237		18,237		18,237		-7,500		10,737
	Program reduction								[-7,500]		
164	CAUSEWAY SYSTEMS										
165	ITEMS LESS THAN $5.0M (FLOAT/RAIL)		4,300		4,300		4,300				4,300
	Generators										
166	GENERATORS AND ASSOCIATED EQUIP		92,863		109,475		111,475		18,612		111,475
	Program reduction				[-2,000]						
	Grow the Force Transfer						[18,612]		[18,612]		
	Material Handling Equipment										
167	ROUGH TERRAIN CONTAINER HANDLER		20,587		42,895		42,895		22,308		42,895
	Grow the Force Transfer				[22,308]		[22,308]		[22,308]		

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
168	ALL TERRAIN LIFTING ARMY SYSTEM		24,757		39,742		39,742		14,985		39,742
	Grow the Force Transfer				[14,985]		[14,985]		[14,985]		
	Training Equipment										
169	COMBAT TRAINING CENTERS SUPPORT		16,337		22,587		118,737		2,500		18,837
	Simulated expandable combat training center capability - ARNG				[3,750]						
	Simulated expandable combat training center capability								[2,000]		
	Great Plains JRTC - radios - ARNG				[500]						
	Great Plains JRTC - radios								[500]		
	Great Plains JRTC - safety equipment - Combat training centers				[2,000]						
							[102,400]				

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
170	TRAINING DEVICES, NONSYSTEM		201,843		225,193		241,643		14,400		216,243
	Reconfigurable wireless range system				[4,600]						
	Combat skills training simulation system				[800]				[800]		
	Virtual interactive combat environment				[4,000]						
	Call for fire trainer II / JFETS				[5,000]		[5,000]		[3,200]		
	Combat arms training system - ARNG				[6,000]				[3,200]		
	Air & missile defense instrumentation				[2,950]				[1,600]		
	Urban training center						[24,800]		[1,600]		
	Laser Collective Combat Training System (LCCATS)						[10,000]		[4,000]		
171	CLOSE COMBAT TACTICAL TRAINER		67,123		67,123		67,123				67,123
172	AVIATION COMBINED ARMS TACTICAL		67,386		67,386		67,386				67,386
	Test Measure and Dig Equipment (TMD)										
173	CALIBRATION SETS EQUIPMENT		10,644		10,644		10,644				10,644
174	INTEGRATED FAMILY OF TEST		36,516		36,516		36,516				36,516
175	TEST EQUIPMENT MODERNIZATION		19,302		19,302		19,302				19,302
	Other Support Equipment										
176	RAPID EQUIPPING SOLDIER SUPPORT		48,704		48,704		48,704				48,704
177	IED DEFEAT EQUIPMENT										
178	PHYSICAL SECURITY SYSTEMS (OPA3)		103,018		104,656		104,656		1,638		104,656
	Grow the Force Transfer				[1,638]		[1,638]		[1,638]		
179	BASE LEVEL COM'L EQUIPMENT		29,976		29,976		29,976				29,976

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
180	MODIFICATION OF IN-SVC EQUIPMENT		58,223		58,223		58,223				58,223
181	PRODUCTION BASE SUPPORT (OTH)		3,061		3,061		3,061				3,061
182	BUILDING, PRE-FAB, RELOCATABLE										
183	SPECIAL EQUIPMENT FOR USER		23,968		23,968		23,968				23,968
184	AMC CRITICAL ITEMS OPA3		7,000		7,000		7,000				7,000
185	MA8975		2,499		2,499		2,499				2,499
	Spares and Repair Parts										
	OPA2										
186	INITIAL SPARES - C&E		44,497		44,497		44,497				44,497
	OPA3										
187	INITIAL SPARES - OTHER SUPPORT										
999	CLASSIFIED PROGRAMS		8,636		8,636		8,636				8,636
	Total - Other Procurement, Army		**12,647,099**		**11,455,456**		**14,983,936**		**-195,787**		**12,451,312**

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(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Joint Improvised Explosive Device Defeat Fund										
	Network Attack										
1	ATTACK THE NETWORK								40,000		40,000
	Change priority of efforts								[40,000]		
	JIEDDO Device Defeat										
2	DEFEAT THE DEVICE		200,000		200,000				-200,000		
	Transfer to Title XV						[-200,000]		[-160,000]		
	Change priority of efforts								[-40,000]		
	Force Training										
3	TRAIN THE FORCE								48,000		48,000
	Change priority of efforts								[48,000]		
	Staff and Infrastructure										
4	OPERATIONS		300,000		300,000				-160,000		140,000
	Transfer to Title XV						[-300,000]		[-112,000]		
	Change priority of efforts								[-48,000]		
	Total - Joint IED Defeat Fund		**500,000**		**500,000**				**-272,000**		**228,000**

Aircraft Procurement, Navy—Overview

The budget request for fiscal year 2008 included an authorization of $12,747.8 million for Aircraft Procurement, Navy in the Department of Defense.

The House bill would authorize $12,750.8 million.

The Senate amendment would authorize $13,475.1 million.

The conferees recommended an authorization of $12,432.6 million. Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Aircraft Procurement, Navy										
	Combat Aircraft										
1	AV-8B (V/STOL)HARRIER (MYP)		3,016		3,016		3,016				3,016
2	EA-18G	18	1,307,303	18	1,307,303	18	1,307,303		-1,700	18	1,305,603
2	LESS: ADVANCE PROCUREMENT (PY)		-39,593		-39,593		-39,593				-39,593
	Support funding carryover								[-1,700]		
3	EA-18G ADVANCE PROCUREMENT (CY)		51,117		51,117		51,117				51,117
4	F/A-18E/F (FIGHTER) HORNET (MYP)	24	2,112,973	24	2,112,973	36	2,826,513		-14,900	24	2,098,073
4	LESS: ADVANCE PROCUREMENT (PY)		-55,824		-55,824		-55,824				-55,824
	Transfer from Title XV						[713,540]				
	Support funding carryover								[-14,900]		
5	F/A-18E/F ADVANCE PROCUREMENT (CY)		46,817		46,817		46,817				46,817
6	JOINT STRIKE FIGHTER	6	1,112,564	6	1,112,564	6	1,112,564			6	1,112,564
7	JSF ADVANCE PROCUREMENT (CY)		119,598		119,598		119,598				119,598
8	V-22 (MEDIUM LIFT)	21	1,847,877	21	1,847,877	21	1,847,877			21	1,847,877
8	LESS: ADVANCE PROCUREMENT (PY)		-89,216		-89,216		-89,216				-89,216
9	V-22 ADVANCE PROCUREMENT (CY)		200,690		200,690		200,690				200,690
10	UH-1Y/AH-1Z	20	518,475	20	518,475	20	518,475	-5	-100,000	15	418,475
	Production & delivery delays								[-100,000]		
11	MH-60S (MYP)	18	509,763	18	509,763	18	509,763			18	509,763
11	LESS: ADVANCE PROCUREMENT (PY)		-86,223		-86,223		-86,223				-86,223
12	MH-60S ADVANCE PROCUREMENT (CY)		80,037		80,037		80,037				80,037

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
13	MH-60R	27	958,816	27	958,816	27	958,816			27	958,816
13	LESS: ADVANCE PROCUREMENT (PY)		-114,095		-114,095		-114,095				-114,095
14	MH-60R ADVANCE PROCUREMENT (CY)		152,841		152,841		152,841				152,841
15	E-2C (EARLY WARNING) HAWKEYE (MYP)										
15	LESS: ADVANCE PROCUREMENT (PY)										
16	E-2C ADVANCE PROCUREMENT (CY)		57,275		57,275		57,275		-4,700		52,575
	Items less than 36 months lead time								[-4,700]		
	Airlift Aircraft										
17	C-40A										
	Trainer Aircraft										
18	T-45TS (TRAINER) GOSHAWK		32,523		32,523		32,523				32,523
19	JPATS	44	295,272	44	295,272	44	295,272			44	295,272
	Other Aircraft										
20	KC-130J	4	268,096	4	268,096	4	268,096		-2,900	4	265,196
20	LESS: ADVANCE PROCUREMENT (PY)		-45,553		-45,553		-45,553				-45,553
	Support funding carryover								[-2,900]		
21	KC-130J ADVANCE PROCUREMENT (CY)		33,900		33,900		33,900				33,900
22	F-5										
23	VTUAV	3	37,687	3	37,687	3	37,687			3	37,687
24	OTHER SUPPORT AIRCRAFT										
	Modification of Aircraft										
25	EA-6 SERIES		30,602		30,602		30,602				30,602

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
26	AV-8 SERIES		37,549		37,549		37,549		-1,300		36,249
	Open system avionic phasing								[-750]		
	Obsolescence kit phasing								[-550]		
27	ADVERSARY		3,523		3,523		3,523		-3,523		
	Replanning program for future years								[-3,523]		
28	F-18 SERIES		441,883		441,883		441,883		-9,100		432,783
	Structural life management plan phasing								[-9,100]		
29	H-46 SERIES		22,125		22,125		24,125		1,600		23,725
	Upgrade H-46 communications equipment						[2,000]		[1,600]		
30	AH-1W SERIES		7,404		7,404		7,404		-6,000		1,404
	AH-1 linkless feed - contract award delay								[-6,000]		
31	H-53 SERIES		48,145		48,145		51,045		-2,100		46,045
	Integrated mechanical diagnostics health monitoring system						[2,900]		[2,900]		
	Engine reliability improvement program modification kits growth								[-3,800]		
	Aerospace Maintenance & Regeneration Center phasing								[-1,200]		
32	SH-60 SERIES		58,609		58,609		58,609				58,609

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
33	H-1 SERIES		6,489		6,489		6,489				6,489
34	EP-3 SERIES		46,862		46,862		46,862				46,862
35	P-3 SERIES		262,563		265,563		271,463		-18,500		244,063
	Digital recorders				[3,000]				[1,500]		
	Equipment for integrated P-3C tactical						[8,900]				
	Special structural inspection kits install phasing								[-20,000]		
36	S-3 SERIES		470		470		470				470
37	E-2 SERIES		11,047		11,047		11,047		-2,000		9,047
	Technology refresh growth								[-2,000]		
38	TRAINER A/C SERIES		20,227		20,227		20,227				20,227
39	C-2A		32,420		32,420		32,420				32,420
40	C-130 SERIES		1,208		1,208		1,208				1,208
41	FEWSG		651		651		651				651
42	CARGO/TRANSPORT A/C SERIES		20,903		20,903		20,903				20,903
43	E-6 SERIES		126,185		126,185		126,185		-41,000		85,185
	Internet protocol / bandwidth expansion program execution & contract award delay								[-41,000]		
44	EXECUTIVE HELICOPTERS SERIES		55,823		55,823		55,823		-8,600		47,223
	Cockpit upgrade install phasing								[-1,000]		
	Communications upgrade support growth								[-1,800]		
	VH-60N structural enhancement install								[-5,800]		

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
45	SPECIAL PROJECT AIRCRAFT		13,707		13,707		13,707				13,707
46	T-45 SERIES		57,157		57,157		57,157				57,157
47	POWER PLANT CHANGES		22,454		22,454		22,454				22,454
48	JPATS SERIES		9,872		9,872		9,872				9,872
49	AVIATION LIFE SUPPORT MODS		8,389		8,389		8,389				8,389
50	COMMON ECM EQUIPMENT		65,774		65,774		65,774				65,774
51	COMMON AVIONICS CHANGES		148,785		148,785		148,785				148,785
52	COMMON DEFENSIVE WEAPON SYSTEM		6,454		6,454		6,454				6,454
53	ID SYSTEMS		10,283		10,283		10,283				10,283
54	V-22 (TILT/ROTOR ACFT) OSPREY		68,377		68,377		68,377				68,377
	Aircraft Spares and Repair Parts										
55	SPARES AND REPAIR PARTS		1,158,051		1,158,051		1,158,051		-100,400		1,057,651
	F-35 spares phasing								[-85,000]		
	Reduction of UH-1Y / AH-1Z (-8 aircraft)								[-15,400]		
	Aircraft Support Equipment and Facilities										
56	COMMON GROUND EQUIPMENT		470,795		470,795		470,795				470,795
57	AIRCRAFT INDUSTRIAL FACILITIES		10,812		10,812		10,812				10,812
58	WAR CONSUMABLES		65,369		65,369		65,369				65,369
59	OTHER PRODUCTION CHARGES		20,630		20,630		20,630				20,630
60	SPECIAL SUPPORT EQUIPMENT		58,315		58,315		58,315				58,315

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
61	FIRST DESTINATION TRANSPORTATION		1,719		1,719		1,719				1,719
62	JUDGMENT FUND										
63	CANCELLED ACCOUNT ADJUSTMENTS										
	Total - Aircraft Procurement, Navy		**12,747,767**		**12,750,767**		**13,475,107**		**-315,123**		**12,432,644**

Weapons Procurement, Navy—Overview

The budget request for fiscal year 2008 included an authorization of $3,084.4 million for Weapons Procurement, Navy in the Department of Defense.

The House bill would authorize $3,058.4 million.

The Senate amendment would authorize $3,078.4 million.

The conferees recommended an authorization of $3,068.2 million. Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Weapons Procurement, Navy										
	Ballistic Missiles										
	Modification of Missiles										
1	TRIDENT II MODS	12	1,087,801	12	1,061,801	12	1,051,801		-36,000	12	1,051,801
	Program reduction				[-26,000]						
	Conventional Trident missile modifications						[-36,000]		[-36,000]		
	Support Equipment and Facilities										
2	MISSILE INDUSTRIAL FACILITIES		3,486		3,486		3,486				3,486
	Other Missiles										
	Strategic Missiles										
3	TOMAHAWK	394	383,075	394	383,075	394	383,075			394	383,075
	Tactical Missiles										
4	AMRAAM	79	87,460	79	87,460	79	87,460			79	87,460
5	SIDEWINDER	184	54,891	184	54,891	184	54,891			184	54,891
6	JSOW	421	131,324	421	131,324	421	131,324			421	131,324
7	SLAM-ER										
8	STANDARD MISSILE	75	159,667	75	159,667	75	159,667			75	159,667
9	RAM	90	79,540	90	79,540	90	79,540		-3,500	90	76,040
	Engineering change proposal growth								[-3,500]		
10	HELLFIRE	439	45,736	439	45,736	439	45,736			439	45,736
11	AERIAL TARGETS		66,311		66,311		66,311				66,311
12	DRONES AND DECOYS										

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
13	OTHER MISSILE SUPPORT		9,279		9,279		9,279				9,279
	Modification of Missiles										
14	ESSM	85	83,275	85	83,275	85	83,275			85	83,275
15	HARM MODS		41,302		41,302		41,302				41,302
16	STANDARD MISSILES MODS										
	Support Equipment and Facilities										
17	WEAPONS INDUSTRIAL FACILITIES		3,675		3,675		33,675		30,000		33,675
	Allegany Ballistics Laboratory facilities						[30,000]		[30,000]		
18	FLEET SATELLITE COMM FOLLOW-ON		215,834		215,834		215,834				215,834
	Ordnance Support Equipment										
19	ORDNANCE SUPPORT EQUIPMENT		41,697		41,697		41,697				41,697
	Torpedoes and Related Equipment										
	Torpedoes and Related Equip.										
20	SSTD		13		13		13				13
21	ASW TARGETS		10,158		10,158		10,158				10,158
	Mod of Torpedoes and Related Equipment										
22	MK-46 TORPEDO MODS	133	83,902	133	83,902	133	83,902			133	83,902
23	MK-48 TORPEDO ADCAP MODS		63,754		63,754		63,754				63,754
24	QUICKSTRIKE MINE		3,236		3,236		3,236				3,236
	Support Equipment										
25	TORPEDO SUPPORT EQUIPMENT		35,919		35,919		35,919				35,919
26	ASW RANGE SUPPORT		9,496		9,496		9,496				9,496

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Destination Transportation										
27	FIRST DESTINATION TRANSPORTATION		3,395		3,395		3,395				3,395
	Other Weapons										
	Guns and Gun Mounts										
28	SMALL ARMS AND WEAPONS		14,233		14,233		14,233				14,233
	Modification of Guns and Gun Mounts										
29	CIWS MODS		182,314		182,314		182,314				182,314
30	COAST GUARD WEAPONS		20,516		20,516		20,516		-6,700		13,816
	Funding ahead of need								[-6,700]		
31	GUN MOUNT MODS		8,365		8,365		8,365				8,365
32	PIONEER										
33	CRUISER MODERNIZATION WEAPONS		23,561		23,561		23,561				23,561
34	AIRBORNE MINE NEUTRALIZATION		6,566		6,566		6,566				6,566
	Other										
35	MARINE CORPS TACTIAL UNMANNED		90,259		90,259		90,259				90,259
36	CANCELLED ACCOUNT ADJUSTMENTS										
	Spares and Repair Parts										
37	SPARES AND REPAIR PARTS		34,347		34,347		34,347				34,347
	Total - Weapons Procurement, Navy		**3,084,387**		**3,058,387**		**3,078,387**		**-16,200**		**3,068,187**

Procurement of Ammunition, Navy and Marine Corps—Overview

The budget request for fiscal year 2008 included an authorization of $760.5 million for Procurement of Ammunition, Navy and Marine Corps in the Department of Defense.

The House bill would authorize $1,060.5 million.

The Senate amendment would authorize $926.6 million.

The conferees recommended an authorization of $1,058.8 million. Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Procurement of Ammunition, Navy & Proc Ammo, Navy										
	Navy Ammunition										
1	GENERAL PURPOSE BOMBS		113,493		113,493		113,493				113,493
2	JDAM	1,145	33,633	1,145	33,633	1,145	33,633			1,145	33,633
3	AIRBORNE ROCKETS, ALL TYPES		30,323		30,323		30,323				30,323
4	MACHINE GUN AMMUNITION		12,651		12,651		12,651				12,651
5	PRACTICE BOMBS		36,339		36,339		36,339				36,339
6	CARTRIDGES & CART ACTUATED		44,255		44,255		44,255				44,255
7	AIRCRAFT ESCAPE ROCKETS										
8	AIR EXPENDABLE COUNTERMEASURES		78,546		78,546		78,546				78,546
9	JATOS		4,774		4,774		4,774		-1,652		3,122
	Mk 125 lack of requirement								[-1,652]		
10	5 INCH/54 GUN AMMUNITION		26,619		26,619		26,619				26,619
11	INTERMEDIATE CALIBER GUN		11,211		11,211		11,211				11,211
12	OTHER SHIP GUN AMMUNITION		21,696		21,696		21,696				21,696
13	SMALL ARMS & LANDING PARTY AMMO		45,375		45,375		45,375				45,375
14	PYROTECHNIC AND DEMOLITION		11,041		11,041		11,041				11,041
15	AMMUNITION LESS THAN $5 MILLION		3,229		3,229		3,229				3,229

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Proc Ammo, MC										
	Marine Corps Ammunition										
16	SMALL ARMS AMMUNITION		37,116		150,610		129,610		113,494		150,610
	Grow the Force Transfer				[113,494]		[113,494]		[113,494]		
	Reduction: early to need						[-21,000]				
17	MC GROUND FORCES AUGMENTATION		69,375						-69,375		
	Grow the Force Transfer				[-69,375]		[-69,375]		[-69,375]		
18	5.56 MM, ALL TYPES										
19	7.62 MM, ALL TYPES										
20	LINEAR CHARGES, ALL TYPES		19		8,846		8,846		8,827		8,846
	Grow the Force Transfer				[8,827]		[8,827]		[8,827]		
21	.50 CALIBER										
22	40 MM, ALL TYPES		30,679		54,652		44,652		23,973		54,652
	Grow the Force Transfer				[23,973]		[23,973]		[23,973]		
	Reduction: early to need						[-10,000]				
23	60MM, ALL TYPES		17,414		65,003		35,003		47,589		65,003
	Grow the Force Transfer				[47,589]		[47,589]		[47,589]		
	Reduction: early to need						[-30,000]				

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
24	81MM, ALL TYPES		20,329		101,049		61,049		80,720		101,049
	Grow the Force Transfer				[80,720]		[80,720]		[80,720]		
	Reduction: early to need						[-40,000]				
25	120MM, ALL TYPES		23,841		34,769		34,769		10,928		34,769
	Grow the Force Transfer				[10,928]		[10,928]		[10,928]		
26	CTG 25MM, ALL TYPES		11,328		11,328		11,328				11,328
27	9 MM ALL TYPES										
28	GRENADES, ALL TYPES		26,625		50,512		26,625		23,887		50,512
	Grow the Force Transfer				[23,887]		[23,887]		[23,887]		
	Reduction: early to need						[-23,887]				
29	ROCKETS, ALL TYPES		2,146		28,915		23,915		26,769		28,915
	Grow the Force Transfer				[26,769]		[26,769]		[26,769]		
	Reduction: early to need						[-5,000]				
30	ARTILLERY, ALL TYPES		36,604		58,878		58,878		22,274		58,878
	Grow the Force Transfer				[22,274]		[22,274]		[22,274]		
31	EXPEDITIONARY FIGHTING VEHICLE		4		4		4				4
32	DEMOLITION MUNITIONS, ALL TYPES		34		8,804		4,804		8,770		8,804
	Grow the Force Transfer				[8,770]		[8,770]		[8,770]		
	Reduction: early to need						[-4,000]				

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
33	FUZE, ALL TYPES		2,330		4,291		4,291		1,961		4,291
	Grow the Force Transfer				[1,961]		[1,961]		[1,961]		
34	NON LETHALS		4,191		4,374		4,374		183		4,374
	Grow the Force Transfer				[183]		[183]		[183]		
35	AMMO MODERNIZATION		5,264		5,264		5,264				5,264
36	ITEMS LESS THAN $5 MILLION										
	Total - Procurement of Ammunition, Navy & Marine Corps		**760,484**		**1,060,484**		**926,597**		**298,348**		**1,058,832**

Shipbuilding and Conversion, Navy—Overview

The budget request for fiscal year 2008 included an authorization of $13,656.1 million for Shipbuilding and Conversion, Navy in the Department of Defense.

The House bill would authorize $15,744.1 million.

The Senate amendment would authorize $13,605.6 million.

The conferees recommended an authorization of $13,596.1 million. Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Shipbuilding and Conversion, Navy										
	Other Warships										
1	CARRIER REPLACEMENT PROGRAM	1	5,864,838	1	5,864,838	1	5,844,838		-20,000	1	5,844,838
1	LESS: ADVANCE PROCUREMENT (PY)		-3,140,885		-3,140,885		-3,140,885				-3,140,885
	Excess funding for Ship Self Defense						[-20,000]		[-20,000]		
2	CARRIER ADVANCE PROCUREMENT (CY)		124,401		124,401		124,401				124,401
3	VIRGINIA CLASS SUBMARINE	1	2,649,297	1	2,649,297	1	2,649,297			1	2,649,297
3	LESS: ADVANCE PROCUREMENT (PY)		-853,106		-853,106		-853,106				-853,106
4	SSN ADVANCE PROCUREMENT (CY)		702,710		1,290,710		1,172,710		588,000		1,290,710
	Additional ship set of reactor components, main propulsion, & prefabrication of VA class components				[588,000]				[588,000]		
	Advance procurement for building 2 boats in FY 10						[470,000]				
	Advance procurement for building 2 boats in FY 10 (S. Amdt. # 3099)						[-470,000]				
	Second ship set of reactor components (S. Amdt. # 3099)						[400,000]				
	Advance procurement of non-nuclear material (S. Amdt. # 3099)						[70,000]				
5	SSGN CONVERSION										
5	LESS: ADVANCE PROCUREMENT (PY)										

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
6	CVN REFUELING OVERHAULS										
6	LESS: ADVANCE PROCUREMENT (PY)										
7	CVN REFUELING ADVANCE		297,344		297,344		297,344				297,344
8	SSN ERO										
8	LESS: ADVANCE PROCUREMENT (PY)										
9	SSBN ERO	1	222,887	1	222,887	1	222,887			1	222,887
9	LESS: ADVANCE PROCUREMENT (PY)		-35,235		-35,235		-35,235				-35,235
10	SSBN ERO ADVANCE PROCUREMENT		42,744		42,744		42,744				42,744
11	DDG 1000		2,802,637		2,802,637		2,802,637		-30,000		2,772,637
11	LESS: ADVANCE PROCUREMENT (PY)										
	Dual band radar								[-30,000]		
12	DDG-1000 ADVANCE PROCUREMENT (CY)		150,886		150,886		150,886				150,886
13	DDG-51		78,078		78,078		48,078		-30,000		48,078
	Program close-out costs funded ahead of						[-30,000]		[-30,000]		
14	DDG MODERNIZATION PROGRAM										
15	LITTORAL COMBAT SHIP	3	910,482	2	710,482	1	480,000	-2	-571,000	1	339,482
	Program reduction				[-200,000]						
	Reflect delays & cost growth in the LCS						[-430,482]				
	Fund one fiscal year 2008 ship								[-571,000]		
	Amphibious Ships										
16	LHD-1 AMPHIBIOUS ASSAULT SHIP										

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
17	LPD-17	1	1,698,825	2	3,398,825	1	1,698,825		-7,000	1	1,691,825
17	LESS: ADVANCE PROCUREMENT (PY)		-299,903		-299,903		-299,903				-299,903
	Additional ship				[1,700,000]						
	C4ISR								[-5,000]		
	Guided missile launch system								[-2,000]		
18	LPD-17 ADVANCE PROCUREMENT (CY)								50,000		50,000
	Tenth ship advance procurement								[50,000]		
19	LHA REPLACEMENT		1,377,414		1,377,414		1,377,414				1,377,414
19	LESS: ADVANCE PROCUREMENT (PY)										
20	LHA ADVANCE PROCUREMENT (CY)										
	Auxiliaries, Craft and Prior Yr Program										
21	SPECIAL PURPOSE										
22	OCEANOGRAPHIC SHIPS										
23	OUTFITTING		419,811		419,811		379,811		-40,000		379,811
	Funding in excess of need for post-delivery						[-40,000]		[-40,000]		
24	SERVICE CRAFT		32,903		32,903		32,903				32,903
25	LCAC SLEP	5	98,518	5	98,518	5	98,518			5	98,518
26	COMPLETION OF PY SHIPBUILDING		511,474		511,474		511,474				511,474
	Total - Shipbuilding and Conversion, Navy		**13,656,120**		**15,744,120**		**13,605,638**		**-60,000**		**13,596,120**

Other Procurement, Navy—Overview

The budget request for fiscal year 2008 included an authorization of $5,470.4 million for Other Procurement, Navy in the Department of Defense.

The House bill would authorize $5,443.6 million.

The Senate amendment would authorize $5,432.4 million.

The conferees recommended an authorization of $5,209.3 million. Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Other Procurement, Navy										
	Ships Support Equipment										
	Ship Propulsion Equipment										
1	LM-2500 GAS TURBINE		6,690		6,690		6,690				6,690
2	ALLISON 501K GAS TURBINE		9,468		9,468		9,468				9,468
	Navigation Equipment										
3	OTHER NAVIGATION EQUIPMENT		29,503		29,503		29,503		-1,200		28,303
	Electronic chart & display information								[-1,200]		
	Underway Replenishment Equipment										
4	UNDERWAY REPLENISHMENT										
	Periscopes										
5	SUB PERISCOPES & IMAGING EQUIP		69,753		69,753		69,753		-21,500		48,253
	Integrated submarine imaging systems								[-21,500]		
	Other Shipboard Equipment										
6	DDG MOD		50,008		50,008		50,008				50,008
7	FIREFIGHTING EQUIPMENT		9,139		9,139		9,139				9,139
8	COMMAND AND CONTROL		2,192		2,192		2,192				2,192
9	POLLUTION CONTROL EQUIPMENT		25,219		25,219		25,219		-3,100		22,119
	R-114 conversion kits growth								[-3,100]		
10	SUBMARINE SUPPORT EQUIPMENT		31,178		31,178		31,178		-1,800		29,378
	Ship alteration 4351 phasing								[-1,800]		
11	VIRGINIA CLASS SUPPORT EQUIPMENT		146,787		146,787		146,787				146,787

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
12	SUBMARINE BATTERIES		40,837		40,837		40,837				40,837
13	STRATEGIC PLATFORM SUPPORT EQUIP		10,076		10,076		10,076				10,076
14	DSSP EQUIPMENT		6,159		6,159		6,159				6,159
15	CG MODERNIZATION		267,809		267,809		267,809		-49,900		217,909
	SPQ-9B growth								[-2,400]		
	Vertical launch system growth								[-1,600]		
	CG-57 extended selected restricted availability (ESRA) equipment procurement								[-45,900]		
16	LCAC		65		65		65				65
17	MINESWEEPING EQUIPMENT		14,127		14,127		14,127		-3,934		10,193
	Diver hull inspection - ahead of need								[-3,934]		
18	ITEMS LESS THAN $5 MILLION		186,018		200,718		186,018		1,400		187,418
	Aircraft carrier propeller replacement				[3,800]				[3,800]		
	LSD-41 class 60 ton crane upgrades				[4,000]						
	JP-5 manifold electric valve operators				[6,900]				[1,600]		
	ForceNet upgrade								[-1,400]		
	AC voltage regulator phasing								[-2,600]		
19	CHEMICAL WARFARE DETECTORS		3,968		3,968		3,968				3,968
20	SUBMARINE LIFE SUPPORT SYSTEM		16,128		16,128		16,128		-2,000		14,128
	Electrolytic oxygen generator growth								[-2,000]		
	Reactor Plant Equipment										
21	REACTOR POWER UNITS		391,610		391,610		391,610				391,610

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
22	REACTOR COMPONENTS		234,245		234,245		234,245				234,245
	Ocean Engineering										
23	DIVING AND SALVAGE EQUIPMENT		6,840		6,840		6,840				6,840
	Small Boats										
24	STANDARD BOATS		30,236		32,236		30,236		-8,070		22,166
	Weapon retrieval system				[2,000]				[1,600]		
	SSBN transit security contract savings								[-1,100]		
	Small escort vessels - ahead of need								[-8,570]		
	Training Equipment										
25	OTHER SHIPS TRAINING EQUIPMENT		9,239		9,239		9,239				9,239
	Production Facilities and Equipment										
26	OPERATING FORCES IPE		50,335		50,335		50,335				50,335
	Other Ship Support										
27	NUCLEAR ALTERATIONS		70,101		70,101		70,101				70,101
28	LCS MODULES		80,324		20,324		15,324		-66,024		14,300
	Program reduction				[-60,000]						
	Defer module funding to reflect delay in LCS program						[-65,000]		[-66,024]		
	Drug Interdiction Support										
29	DRUG INTERDICTION SUPPORT										

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Communications and Electronics										
	Ship Radars										
30	RADAR SUPPORT										
	Ship Sonars										
31	SPQ-9B RADAR		14,480		22,480		20,480		2,600		17,080
	DDG modernization				[8,000]				[4,800]		
	Additional radar for backfitting on Navy surface vessels						[6,000]				
	Antenna phasing								[-2,200]		
32	AN/SQQ-89 SURF ASW COMBAT SYSTEM	1	25,423	1	25,423	1	25,423			1	25,423
33	SSN ACOUSTICS		319,981		319,981		319,981		-6,792		313,189
	Support funding carryover								[-3,000]		
	TB-34 fatline array - contract delays								[-3,792]		
34	UNDERSEA WARFARE SUPPORT		14,929		14,929		14,929				14,929
35	SONAR SWITCHES AND TRANSDUCERS		13,357		13,357		13,357		-500		12,857
	Support funding carryover								[-500]		
	ASW Electronic Equipment										
36	SUBMARINE ACOUSTIC WARFARE		16,955		16,955		16,955				16,955
37	SSTD	22	2,924	22	2,924	22	2,924			22	2,924
38	FIXED SURVEILLANCE SYSTEM		60,745		60,745		60,745				60,745
39	SURTASS		10,484		10,484		10,484		-9,200		1,284
	TB-29 twinline arrays - ahead of need								[-9,200]		

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
40	TACTICAL SUPPORT CENTER		7,173		7,173		7,173				7,173
	Electronic Warfare Equipment										
41	AN/SLQ-32		29,903		29,903		29,903				29,903
42	INFORMATION WARFARE SYSTEMS										
	Reconnaissance Equipment										
43	SHIPBOARD IW EXPLOIT		51,375		51,375		51,375				51,375
	Submarine Surveillance Equipment										
44	SUBMARINE SUPPORT EQUIPMENT		105,015		105,015		105,015		-15,800		89,215
	AN / BLQ-10 (V) growth								[-6,200]		
	Multi-function modular mast phasing								[-9,600]		
	Other Ship Electronic Equipment										
45	NAVY TACTICAL DATA SYSTEM										
46	COOPERATIVE ENGAGEMENT		26,562		26,562		26,562		-2,700		23,862
	Planar antenna phasing								[-2,700]		
47	GCCS-M EQUIPMENT		63,190		63,190		63,190				63,190
48	NAVAL TACTICAL COMMAND SUPPORT		27,853		27,853		27,853				27,853
49	ATDLS		3,861		3,861		3,861				3,861
50	MINESWEEPING SYSTEM REPLACEMENT		48,399		48,399		48,399		-10,000		38,399
	Support funding carryover								[-10,000]		
51	SHALLOW WATER MCM		1,447		1,447		1,447				1,447
52	NAVSTAR GPS RECEIVERS (SPACE)		7,619		7,619		7,619				7,619
53	ARMED FORCES RADIO AND TV		4,252		4,252		4,252				4,252

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Change Qty	Change Cost	Conference Authorized Qty	Conference Authorized Cost
54	STRATEGIC PLATFORM SUPPORT EQUIP		3,997		3,997		3,997				3,997
	Training Equipment										
55	OTHER TRAINING EQUIPMENT		17,423		17,423		17,423				17,423
	Aviation Electronic Equipment										
56	MATCALS		20,100		20,100		20,100				20,100
57	SHIPBOARD AIR TRAFFIC CONTROL		7,719		7,719		7,719				7,719
58	AUTOMATIC CARRIER LANDING SYSTEM		18,403		18,403		18,403				18,403
59	NATIONAL AIR SPACE SYSTEM		25,331		25,331		25,331				25,331
60	AIR STATION SUPPORT EQUIPMENT		7,935		7,935		7,935				7,935
61	MICROWAVE LANDING SYSTEM		9,384		9,384		9,384				9,384
62	FACSFAC										
63	ID SYSTEMS		29,835		29,835		29,835				29,835
64	TAC A/C MISSION PLANNING SYS(TAMPS)		8,959		8,959		8,959				8,959
	Other Shore Electronic Equipment										
65	DEPLOYABLE JOINT COMMAND AND										
66	GCCS-M EQUIPMENT TACTICAL/MOBILE		3,983		3,983		3,983				3,983
67	COMMON IMAGERY GROUND SURFACE		63,973		63,973		63,973				63,973
68	RADIAC		10,205		10,205		10,205				10,205
69	GPETE		7,042		7,042		7,042				7,042
70	INTEG COMBAT SYSTEM TEST FACILITY		4,466		4,466		4,466				4,466
71	EMI CONTROL INSTRUMENTATION		9,476		9,476		9,476				9,476
72	ITEMS LESS THAN $5 MILLION		40,843		40,843		40,843				40,843

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Shipboard Communications										
73	SHIPBOARD TACTICAL		185		185		185				185
74	PORTABLE RADIOS										
75	SHIP COMMUNICATIONS AUTOMATION		301,868		301,868		301,868				301,868
76	COMMUNICATIONS ITEMS UNDER $5M		36,753		36,753		36,753				36,753
77	SUBMARINE BROADCAST SUPPORT		4,169		4,169		4,169				4,169
78	SUBMARINE COMMUNICATION		86,551		86,551		86,551		-2,500		84,051
	Common submarine radio room growth								[-2,500]		
	Satellite Communications										
79	SATELLITE COMMUNICATIONS SYSTEMS		74,677		74,677		74,677		-10,600		64,077
	Super high frequency (SHF) terminal phasing								[-4,100]		
	Submarine high data rate (SUBHDR) modification kit phasing								[-6,500]		
	Shore Communications										
80	JCS COMMUNICATIONS EQUIPMENT		2,643		2,643		2,643				2,643
81	ELECTRICAL POWER SYSTEMS		1,179		1,179		1,179				1,179
82	JEDMICS										
83	NAVAL SHORE COMMUNICATIONS		10,672		10,672		10,672				10,672
	Cryptographic Equipment										
84	INFO SYSTEMS SECURITY PROGRAM		107,609		107,609		107,609				107,609

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Cryptologic Equipment										
85	CRYPTOLOGIC COMMUNICATIONS EQUIP		16,067		16,067		16,067				16,067
	Other Electronic Support										
86	COAST GUARD EQUIPMENT		27,298		27,298		27,298				27,298
	Drug Interdiction Support										
87	OTHER DRUG INTERDICTION SUPPORT										
	Aviation Support Equipment										
	Sonobuoys										
88	SONOBUOYS - ALL TYPES		67,373		67,373		82,373		2,500		69,873
	Additional procurement to improve training						[15,000]		[2,500]		
	Aircraft Support Equipment										
89	WEAPONS RANGE SUPPORT EQUIPMENT		58,155		58,155		66,155				58,155
	Multi-spectral threat emitter system (MTES)						[8,000]				
90	EXPEDITIONARY AIRFIELDS		8,281		8,281		8,281				8,281
91	AIRCRAFT REARMING EQUIPMENT		12,897		12,897		12,897				12,897
92	AIRCRAFT LAUNCH & RECOVERY		38,863		38,863		38,863				38,863
93	METEOROLOGICAL EQUIPMENT		12,248		12,248		12,248				12,248
94	OTHER PHOTOGRAPHIC EQUIPMENT		1,507		1,507		1,507				1,507
95	AVIATION LIFE SUPPORT		12,750		12,750		12,750		-1,700		11,050
	Support funding carryover								[-1,700]		
96	AIRBORNE MINE COUNTERMEASURES		79,536		79,536		79,536				79,536

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
97	LAMPS MK III SHIPBOARD EQUIPMENT		31,811		31,811		31,811		-4,100		27,711
	Reduction to growth								[-4,100]		
98	OTHER AVIATION SUPPORT EQUIPMENT		11,638		11,638		11,638				11,638
	Ordnance Support Equipment										
	Ship Gun System Equipment										
99	NAVAL FIRES CONTROL SYSTEM	2	1,382	2	1,382	2	1,382			2	1,382
100	GUN FIRE CONTROL EQUIPMENT		5,567		5,567		5,567				5,567
	Ship Missile System Equipment										
101	HARPOON SUPPORT EQUIPMENT										
102	NATO SEASPARROW		28,765		28,765		28,765				28,765
103	RAM GMLS		3,990		3,990		3,990				3,990
104	SHIP SELF DEFENSE SYSTEM		31,642		31,642		31,642				31,642
105	AEGIS SUPPORT EQUIPMENT		93,783		93,783		93,783				93,783
106	TOMAHAWK SUPPORT EQUIPMENT		53,966		53,966		53,966				53,966
107	VERTICAL LAUNCH SYSTEMS		6,840		6,840		6,840				6,840
	FBM Support Equipment										
108	STRATEGIC MISSILE SYSTEMS EQUIP		150,918		143,918		137,918		-13,000		137,918
	Conventional Trident modification				[-7,000]				[-13,000]		
	Conventional Trident missile program						[-13,000]				
	ASW Support Equipment										
109	SSN COMBAT CONTROL SYSTEMS		114,205		114,205		114,205				114,205
110	SUBMARINE ASW SUPPORT EQUIPMENT		5,191		5,191		5,191				5,191

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
111	SURFACE ASW SUPPORT EQUIPMENT		3,490		3,490		3,490				3,490
112	ASW RANGE SUPPORT EQUIPMENT		8,935		8,935		8,935				8,935
	Other Ordnance Support Equipment										
113	EXPLOSIVE ORDNANCE DISPOSAL EQUIP		38,462		38,462		38,462				38,462
114	ITEMS LESS THAN $5 MILLION		3,422		3,422		3,422				3,422
	Other Expendable Ordnance										
115	ANTI-SHIP MISSILE DECOY SYSTEM		42,450		42,450		48,450				42,450
	NULKA decoy procurement						[6,000]				
116	SURFACE TRAINING DEVICE MODS		9,950		9,950		9,950				9,950
117	SUBMARINE TRAINING DEVICE MODS		32,093		32,093		37,093				32,093
	SSN training device mods						[5,000]				
	Civil Engineering Support Equipment										
118	PASSENGER CARRYING VEHICLES		1,455		1,455		1,455				1,455
119	GENERAL PURPOSE TRUCKS		839		839		839				839
120	CONSTRUCTION & MAINTENANCE EQUIP		12,097		12,097		12,097				12,097
121	FIRE FIGHTING EQUIPMENT		17,648		17,648		17,648				17,648
122	TACTICAL VEHICLES		32,853		32,853		32,853				32,853
123	AMPHIBIOUS EQUIPMENT		138,485		138,485		138,485		-33,400		105,085
	Reduction to growth								[-33,400]		
124	COLLATERAL EQUIPMENT		5,434		5,434		5,434				5,434
125	POLLUTION CONTROL EQUIPMENT		5,778		5,778		5,778				5,778
126	ITEMS UNDER $5 MILLION		23,337		23,337		23,337				23,337

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
127	PHYSICAL SECURITY VEHICLES		2,047		2,047		2,047				2,047
	Supply Support Equipment										
128	MATERIALS HANDLING EQUIPMENT		13,037		13,037		13,037				13,037
129	OTHER SUPPLY SUPPORT EQUIPMENT		15,521		17,521		15,521				15,521
	Portable deployment kits				[2,000]						
130	FIRST DESTINATION TRANSPORTATION		6,153		6,153		6,153				6,153
131	SPECIAL PURPOSE SUPPLY SYSTEMS		72,576		72,576		72,576				72,576
	Personnel and Command Support										
	Training Devices										
132	TRAINING SUPPORT EQUIPMENT		19,463		27,463		19,463		1,600		21,063
	Laser marksmanship training system				[8,000]				[1,600]		
	Command Support Equipment										
133	COMMAND SUPPORT EQUIPMENT		42,539		43,039		42,539		500		43,039
	High performance computing capability				[500]				[500]		
134	EDUCATION SUPPORT EQUIPMENT		1,983		1,983		1,983				1,983
135	MEDICAL SUPPORT EQUIPMENT		3,418		3,418		3,418				3,418
136	CLASSIFIED PROGRAMS		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
137	OPERATING FORCES SUPPORT		11,608		16,608		11,608		1,600		13,208
	Envelop protective covers				[5,000]				[1,600]		
138	C4ISR EQUIPMENT		13,996		13,996		13,996				13,996
139	ENVIRONMENTAL SUPPORT EQUIPMENT		30,938		30,938		30,938				30,938
140	PHYSICAL SECURITY EQUIPMENT		137,366		137,366		137,366				137,366

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Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
141	ENTERPRISE INFORMATION		49,572		49,572		49,572				49,572
142	CLASSIFIED PROGRAMS		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
143	SPECIAL PROGRAM		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
	Other										
144	CANCELLED ACCOUNT ADJUSTMENTS										
	Spares and Repair Parts										
145	SPARES AND REPAIR PARTS		218,071		218,071		218,071		-3,462		214,609
	Ahead of need								[-3,462]		
999	CLASSIFIED PROGRAMS		11,362		11,362		11,362				11,362
	Total - Other Procurement, Navy		**5,470,412**		**5,443,612**		**5,432,412**		**-261,082**		**5,209,330**

Procurement, Marine Corps—Overview

The budget request for fiscal year 2008 included an authorization of $2,999.1 million for Procurement, Marine Corps in the Department of Defense.

The House bill would authorize $2,580.3 million.

The Senate amendment would authorize $2,699.1 million.

The conferees recommended an authorization of $2,299.4 million. Unless noted explicitly in the statement of managers, all changes are made without prejudice.

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(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Procurement, Marine Corps										
	Weapons and Combat Vehicles										
	Tracked Combat Vehicles										
1	MC GROUND FORCES AUGMENTATION		2,211,625						-2,211,625		
	Grow the Force Transfer				[-2,211,625]		[-2,211,625]		[-2,211,625]		
2	AAV7A1 PIP		3,050		4,379		4,379		1,052		4,102
	Grow the Force Transfer				[1,329]		[1,329]		[1,052]		
3	EXPEDITIONARY FIGHTING VEHICLE										
3	LESS: ADVANCE PROCUREMENT (PY)										
4	EFV ADVANCE PROCUREMENT (CY)										
5	LAV PIP		30,883		32,065		32,065		1,182		32,065
	Grow the Force Transfer				[1,182]		[1,182]		[1,182]		
6	M1A1 FIREPOWER ENHANCEMENTS		14,716		14,829		14,829				14,716
	Grow the Force Transfer				[113]		[113]		[0]		
	Artillery and Other Weapons										
7	EXPEDITIONARY FIRE SUPPORT SYSTEM		3,895		3,895		3,895				3,895
8	155MM LIGHTWEIGHT TOWED HOWITZER		93,379		200,879		200,879		81,100		174,479
	Grow the Force Transfer				[107,500]		[107,500]		[81,100]		
9	HIGH MOBILITY ARTILLERY ROCKET		30,650		30,650		30,650				30,650
10	WEAPONS AND COMBAT VEHICLES		15,779		55,434		55,434		35,684		51,463
	Grow the Force Transfer				[39,655]		[39,655]		[35,684]		

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(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Weapons										
11	MODULAR WEAPON SYSTEM				12,735		12,735		12,471		12,471
	Grow the Force Transfer				[12,735]		[12,735]		[12,471]		
	Other Support										
12	MODIFICATION KITS		4,429		194,859		194,859		100,000		104,429
	Grow the Force Transfer				[190,430]		[190,430]		[100,000]		
13	WEAPONS ENHANCEMENT PROGRAM		14,994		15,009		15,009		15		15,009
	Grow the Force Transfer				[15]		[15]		[15]		
14	OPERATIONS OTHER THAN WAR										
	Guided Missiles and Equipment										
	Guided Missiles										
15	GROUND BASED AIR DEFENSE		1,988		1,988		1,988				1,988
16	JAVELIN				9,240		9,240				
	Grow the Force Transfer				[9,240]		[9,240]		[0]		
17	COMPLEMENTARY LOW ALTITUDE										
	Other Support										
18	MODIFICATION KITS		641		80,661		80,661		46,670		47,311
	Grow the Force Transfer				[80,020]		[80,020]		[46,670]		
	Communications and Electronics										
	Command and Control Systems										
19	UNIT OPERATIONS CENTER		19,493		56,943		56,943		37,450		56,943
	Grow the Force Transfer				[37,450]		[37,450]		[37,450]		

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(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Repair and Test Equipment										
20	REPAIR AND TEST EQUIPMENT		21,051		74,519		74,519		51,161		72,212
	Grow the Force Transfer				[53,468]		[53,468]		[51,161]		
21	AUTO TEST SYSTEMS										
	Other Support (Tel)										
22	COMBAT SUPPORT SYSTEM		18,669		19,112		19,112		424		19,093
	Grow the Force Transfer				[443]		[443]		[424]		
23	MODIFICATION KITS		10,926		35,158		35,158		24,189		35,115
	Grow the Force Transfer				[24,232]		[24,232]		[24,189]		
	Command and Control System (Non-tel)										
24	ITEMS UNDER $5 MILLION (COMM &		6,374		6,399		6,399		10		6,384
	Grow the Force Transfer				[25]		[25]		[10]		
25	AIR OPERATIONS C2 SYSTEMS		40,664		66,681		66,681		-229		40,435
	Grow the Force Transfer				[26,017]		[26,017]		[26,017]		
	CAC2S program delays								[-26,246]		
26	JOINT TACTICAL RADIO SYSTEMS										
	Repair and Equipment (Non-tel)										
27	RADAR SYSTEMS		16,061		150,715		150,715		114,654		130,715
	Grow the Force Transfer				[134,654]		[134,654]		[114,654]		
	Intell/Comm Equipment (Non-tel)										
28	FIRE SUPPORT SYSTEM		1,438		27,022		27,022		23,789		25,227
	Grow the Force Transfer				[25,584]		[25,584]		[23,789]		

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29	INTELLIGENCE SUPPORT EQUIPMENT		28,902		149,653		149,653		120,033		148,935
	Grow the Force Transfer				[120,751]		[120,751]		[120,033]		
	Other Comm/Elec Equipment (Non-tel)										
30	NIGHT VISION EQUIPMENT		8,991		42,544		42,544		31,599		40,590
	Grow the Force Transfer				[33,553]		[33,553]		[31,599]		
	Other Support (Non-tel)										
31	COMMON COMPUTER RESOURCES		75,101		97,248		97,248		22,005		97,106
	Grow the Force Transfer				[22,147]		[22,147]		[22,005]		
32	COMMAND POST SYSTEMS		20,535		3,179		31,579		9,451		29,986
	Program reduction				[-28,400]						
	Grow the Force Transfer				[11,044]		[11,044]		[9,451]		
33	RADIO SYSTEMS		61,148		89,418		179,818		97,534		158,682
	Program reduction				[-90,400]						
	Grow the Force Transfer				[118,670]		[118,670]		[115,034]		
	DTC program delays								[-17,500]		
34	COMM SWITCHING & CONTROL SYSTEMS		27,019		103,612		103,612		75,725		102,744
	Grow the Force Transfer				[76,593]		[76,593]		[75,725]		
35	COMM & ELEC INFRASTRUCTURE		20,090		22,393		22,393		2,303		22,393
	Grow the Force Transfer				[2,303]		[2,303]		[2,303]		
	Support Vehicles										
	Administrative Vehicles										
36	COMMERCIAL PASSENGER VEHICLES		1,070		1,070		1,070				1,070

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(Dollars in Thousands)

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37	COMMERCIAL CARGO VEHICLES		13,366		13,366		13,366				13,366
	Tactical Vehicles										
38	5/4T TRUCK HMMWV (MYP)		1,572		180,655		180,655	851	155,479	851	157,051
	Grow the Force Transfer				[179,083]		[179,083]		[155,479]		
39	MOTOR TRANSPORT MODIFICATIONS										
40	MEDIUM TACTICAL VEHICLE		660		106,755		106,755		76,070		76,730
	Grow the Force Transfer				[106,095]		[106,095]		[76,070]		
41	LIGHTWEIGHT PRIME MOVER										
42	LOGISTICS VEHICLE SYSTEM REP		26,763		35,063		35,063		8,300		35,063
	Grow the Force Transfer				[8,300]		[8,300]		[8,300]		
43	FAMILY OF TACTICAL TRAILERS		9,002		38,682		38,682		13,548		22,550
	Grow the Force Transfer				[29,680]		[29,680]		[13,548]		
43A	TRAILERS				147,388		147,388		70,000		70,000
	Grow the Force Transfer				[147,388]		[147,388]		[70,000]		
	Other Support										
44	ITEMS LESS THAN $5 MILLION		3,947		6,867		6,867		2,915		6,862
	Grow the Force Transfer				[2,920]		[2,920]		[2,915]		
	Engineer and Other Equipment										
45	ENVIRONMENTAL CONTROL EQUIP		1,717		5,781		5,781		3,881		5,598
	Grow the Force Transfer				[4,064]		[4,064]		[3,881]		
46	BULK LIQUID EQUIPMENT		3,662		6,064		6,064		2,018		5,680
	Grow the Force Transfer				[2,402]		[2,402]		[2,018]		

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47	TACTICAL FUEL SYSTEMS		5,187		17,552		17,552		11,518		16,705
	Grow the Force Transfer				[12,365]		[12,365]		[11,518]		
48	POWER EQUIPMENT ASSORTED		4,188		11,421		11,421		6,897		11,085
	Grow the Force Transfer				[7,233]		[7,233]		[6,897]		
49	AMPHIBIOUS SUPPORT EQUIPMENT		10,523		12,399		12,399		1,876		12,399
	Grow the Force Transfer				[1,876]		[1,876]		[1,876]		
50	EOD SYSTEMS		14,656		46,211		46,211		29,425		44,081
	Grow the Force Transfer				[31,555]		[31,555]		[29,425]		
	Materials Handling Equipment										
51	PHYSICAL SECURITY EQUIPMENT		12,388		12,388		12,388				12,388
52	GARRISON MOBILE ENGINEER		12,439		12,439		12,439				12,439
53	MATERIAL HANDLING EQUIP		3,157		25,490		25,490		21,928		25,085
	Grow the Force Transfer				[22,333]		[22,333]		[21,928]		
54	FIRST DESTINATION TRANSPORTATION		6,613		6,613		6,613				6,613
	General Property										
55	FIELD MEDICAL EQUIPMENT		2,236		18,286		18,286		15,752		17,988
	Grow the Force Transfer				[16,050]		[16,050]		[15,752]		
56	TRAINING DEVICES		31,074		72,149		72,149		41,075		72,149
	Grow the Force Transfer				[41,075]		[41,075]		[41,075]		
57	CONTAINER FAMILY		878		9,185		9,185		7,917		8,795
	Grow the Force Transfer				[8,307]		[8,307]		[7,917]		

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58	FAMILY OF CONSTRUCTION EQUIPMENT		8,585		87,991		87,991		79,286		87,871
	Grow the Force Transfer				[79,406]		[79,406]		[79,286]		
59	FAMILY OF INTERNALLY		2,472		2,472		2,472				2,472
60	BRIDGE BOATS				43,903		43,903		43,903		43,903
	Grow the Force Transfer				[43,903]		[43,903]		[43,903]		
61	RAPID DEPLOYABLE KITCHEN		1,109		23,091		23,091		17,862		18,971
	Grow the Force Transfer				[21,982]		[21,982]		[17,682]		
	Other Support										
62	MODIFICATION KITS										
63	ITEMS LESS THAN $5 MILLION		6,508		22,963		22,963		15,565		22,073
	Grow the Force Transfer				[16,455]		[16,455]		[15,565]		
	Spares and Repair Parts										
64	SPARES AND REPAIR PARTS		12,794		12,794		12,794		-1,500		11,294
	Excess to need								[-1,500]		
	Total - Procurement, Marine Corps		**2,999,057**		**2,580,257**		**2,699,057**		**-699,638**		**2,299,419**

Aircraft Procurement, Air Force—Overview

The budget request for fiscal year 2008 included an authorization of $12,393.3 million for Aircraft Procurement, Air Force in the Department of Defense.

The House bill would authorize $12,356.3 million.

The Senate amendment would authorize $12,593.8 million.

The conferees recommended an authorization of $12,117.8 million. Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Change Qty	Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Aircraft Procurement, Air Force										
	Combat Aircraft										
	Tactical Forces										
1	F-35	6	1,391,824	6	1,391,824	6	1,391,824			6	1,391,824
1	LESS: ADVANCE PROCUREMENT (PY)		-93,657		-93,657		-93,657				-93,657
2	F-25 ADVANCE PROCUREMENT (CY)		123,539		123,539		123,539				123,539
3	F-22A	20	3,737,976	20	3,737,976	20	3,737,976			20	3,737,976
3	LESS: ADVANCE PROCUREMENT (PY)		-585,263		-585,263		-585,263				-585,263
4	F-22 ADVANCE PROCUREMENT (CY)		426,666		426,666		426,666				426,666
5	F-15E										
5	LESS: ADVANCE PROCUREMENT (PY)										
	Airlift Aircraft										
	Tactical Airlift										
6	C-17A (MYP)		260,601		260,601		260,601				260,601
6	LESS: ADVANCE PROCUREMENT (PY)										
7	C-17 ADVANCE PROCUREMENT (CY)										
	Other Airlift										
8	C-130J	9	799,658	9	799,658	9	799,658			9	799,658
8	LESS: ADVANCE PROCUREMENT (PY)		-113,589		-113,589		-113,589				-113,589
9	C-130J ADVANCE PROCUREMENT (CY)										
10	HC-130 RECAP		9,990		9,990		9,990				9,990

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Change Qty	Change Cost	Conference Authorized Qty	Conference Authorized Cost
11	MC-130 RECAP		65,742		65,742		65,742				65,742
11A	Joint Cargo Aircraft						157,043				
	Transfer fixed-wing intra-theater logistics						[157,043]				
	Trainer Aircraft										
	Operational Trainers										
12	JPATS	39	245,889	39	245,889	39	245,889			39	245,889
	Other Aircraft										
	Helicopters										
13	V22 OSPREY	5	473,957	5	473,957	5	473,957			5	473,957
13	LESS: ADVANCE PROCUREMENT (PY)		-20,160		-20,160		-20,160				-20,160
14	V-22 ADVANCE PROCUREMENT (CY)		41,245		41,245		41,245				41,245
	Mission Support Aircraft										
15	C-40	2	48,615	2	48,615	2	48,615			2	48,615
16	CIVIL AIR PATROL A/C		4,477		4,477		4,477				4,477
	Other Aircraft										
17	TARGET DRONES		85,604		85,604		85,604				85,604
18	C-37A										
19	GLOBAL HAWK	5	564,722	5	564,722	5	564,722			5	564,722
19	LESS: ADVANCE PROCUREMENT (PY)		-50,717		-50,717		-50,717				-50,717
20	GLOBAL HAWK ADVANCE		63,841		63,841		63,841				63,841
21	MQ-1 PREDATOR	24	277,999	24	277,999	24	277,999			24	277,999
22	MQ-9	4	58,470	4	58,470	4	58,470			4	58,470

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Modification of In-service Aircraft										
	Strategic Aircraft										
23	B-2A		316,055		216,055		268,055		-102,470		213,585
	Program execution				[-100,000]						
	Transfer to PE 64240F (RDAF 70)						[-38,000]		[-38,000]		
	Delay in radar modernization program						[-10,000]		[-62,000]		
	Funding ahead of need								[-2,470]		
24	B-1B		53,125		36,225		53,125		-18,500		34,625
	Program reduction				[-18,900]						
	MSOGS reliability improvement program				[2,000]						
	Funding ahead of need								[-18,500]		
25	B-52		18,091		38,091		37,091		15,200		33,291
	Attrition reserve modernization				[20,000]						
	Avionics midlife & electronic countermeasures (AMI & ECMI) for 76 aircraft						[19,000]		[15,200]		
26	F-117										
	Tactical Aircraft										
27	A-10		167,107		167,107		167,107				167,107
28	F-15		19,165		19,165		19,165				19,165
29	F-16		329,370		358,770		329,370		23,200		352,570
	Block 42 engine upgrade				[29,400]				[23,200]		

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
30	F-22A		281,905		281,905		281,905		-25,000		256,905
	Program growth								[-25,000]		
	Airlift Aircraft										
31	C-5		398,473		403,173		398,473		-87,700		310,773
31	LESS: ADVANCE PROCUREMENT (PY)		-66,457		-66,457		-66,457				-66,457
	Applique protective armor				[4,700]						
	AMP kit installation delay								[-5,600]		
	LAIRCM - funds provided in FY 07								[-30,000]		
	Excess change order, support equipment								[-52,100]		
32	C-5 MOD ADVANCE PROCUREMENT (CY)		66,700		66,700		66,700				66,700
33	C-17A		211,206		211,206		211,206		-30,000		181,206
	LAIRCM - funds provided in FY 07								[-30,000]		
34	C-21		13,920		13,920		13,920				13,920
35	C-32A		1,646		1,646		1,646				1,646
36	C-37A		420		420		420				420
	Trainer Aircraft										
37	GLIDER MODS		118		118		118				118
38	T-6		17,089		17,089		17,089				17,089
39	T-1		24		24		24				24
40	T-38		130,803		130,803		130,803				130,803
41	T-43		2,230		2,230		2,230				2,230

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Other Aircraft										
42	KC-10A (ATCA)		1,924		1,924		1,924				1,924
43	C-12		459		459		459				459
44	C-20 MODS		535		535		535				535
45	VC-25A MOD		28,416		28,416		28,416				28,416
46	C-40		209		209		209				209
47	C-130		384,386		396,386		398,386		-51,700		332,686
	LAIRCM for AC-130				[5,000]				[5,000]		
	LAIRCM for AFSOC AC-130 & MC-130						[14,000]				
	LAIRCM - funds provided in FY 07								[-30,000]		
	Senior Scout shelter				[7,000]						
	Delay in C-130 AMP								[-26,700]		
48	C130J MODS		62,259		62,259		62,259				62,259
49	C-135		118,561		128,461		127,561		7,200		125,761
	Global air traffic management system				[9,900]						
	KC-135 global air traffic management						[9,000]		[7,200]		
50	COMPASS CALL MODS		45,293		45,293		45,293				45,293
51	C-29A MODS										
52	DARP		106,108		106,108		106,108				106,108
53	E-3		54,286		54,286		54,286				54,286
54	E-4		19,745		19,745		19,745				19,745
55	E-8		79,689		79,689		79,689				79,689

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
56	H-1		22,112		22,112		22,112				22,112
57	H-60		19,565		19,565		19,565				19,565
58	GLOBAL HAWK MODS		24,332		24,332		24,332				24,332
59	OTHER AIRCRAFT		109,496		109,496		109,496		-17,300		92,196
	Slow execution								[-10,000]		
	Funding ahead of need								[-7,300]		
60	MQ-1 MODS		74,692		74,692		74,692				74,692
61	MQ-9 MODS		20,578		20,578		20,578				20,578
62	CV-22 MODS		16,523		16,523		16,523				16,523
	Aircraft Spares and Repair Parts										
63	INITIAL SPARES/REPAIR PARTS		267,386		267,386		267,386		-18,000		249,386
	Slow execution								[-18,000]		
	Aircraft Support Equipment and Facilities										
	Common Support Equip										
64	AIRCRAFT REPLACEMENT SUPPORT		111,136		111,136		111,136		-10,000		101,136
	Slow execution								[-10,000]		
	Post Production Support										
65	B-1										
66	B-2A										
67	B-2A		34,780		34,780		34,780				34,780
68	B-52										
69	C-5		18,277		18,277		18,277				18,277

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
70	C-21		14,904		14,904		14,904				14,904
71	C-130		16,929		16,929		16,929				16,929
72	EC-130J		5,348		5,348		5,348				5,348
73	F-15		5,615		5,615		5,615				5,615
74	F-16		19,454		19,454		19,454				19,454
75	OTHER AIRCRAFT		101,896		101,896		101,896				101,896
	Industrial Preparedness										
76	INDUSTRIAL RESPONSIVENESS		23,942		23,942		23,942				23,942
	War Consumables										
77	WAR CONSUMABLES		86,707		86,707		86,707				86,707
	Other Production Charges										
78	OTHER PRODUCTION CHARGES		683,080		686,980		732,580		39,600		722,680
	AN / ALQ-213 processor				[3,900]						
	LITENING advanced targeting pods						[49,500]		[39,600]		
79	DEPOT MODERNIZATION										
	Classified Pgms										
80	CLASSIFIED PROGRAMS		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
81	CLASSIFIED ACTIVITIES		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
82	SPECIAL PROGRAMS		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
	Other Production Charges SOF										
83	CANCELLED ACCT ADJUSTMENTS										

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	DARP										
84	DARP		27,881		27,881		27,881				27,881
999	CLASSIFIED PROGRAMS		8,348		8,348		8,348				8,348
	Total - Aircraft Procurement, Air Force		**12,393,270**		**12,356,270**		**12,593,813**		**-275,470**		**12,117,800**

Procurement of Ammunition, Air Force—Overview

The budget request for fiscal year 2008 included an authorization of $868.9 million for Procurement of Ammunition, Air Force in the Department of Defense.

The House bill would authorize $868.9 million.

The Senate amendment would authorize $868.9 million.

The conferees recommended an authorization of $854.2 million. Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Procurement of Ammunition, Air Force										
	Procurement of Ammo, Air Force										
	Rockets										
1	ROCKETS		18,188		18,188		18,188				18,188
	Cartridges										
2	CARTRIDGES		165,343		165,343		165,343				165,343
	Bombs										
3	PRACTICE BOMBS		26,080		26,080		26,080				26,080
4	GENERAL PURPOSE BOMBS		150,247		150,247		150,247		-14,750		135,497
	BLU-122 termination								[-14,750]		
5	SENSOR FUZED WEAPON										
6	JOINT DIRECT ATTACK MUNITION	3,817	112,783	3,817	112,783	3,817	112,783			3,817	112,783
7	WIND CORRECTED MUNITIONS										
	Flare, IR MJU-7B										
8	CAD/PAD		33,867		33,867		33,867				33,867
9	EXPLOSIVE ORDINANCE DISPOSAL (EOD)		3,198		3,198		3,198				3,198
10	SPARES AND REPAIR PARTS		4,726		4,726		4,726				4,726
11	MODIFICATIONS		935		935		935				935
12	ITEMS LESS THAN $5,000,000		4,169		4,169		4,169				4,169
	Fuzes										
13	FLARES		274,921		274,921		274,921				274,921
14	FUZES		70,808		70,808		70,808				70,808

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Weapons										
	Small Arms										
15	SMALL ARMS		3,652		3,652		3,652				3,652
	Total - Procurement of Ammunition, Air Force		**868,917**		**868,917**		**868,917**		**-14,750**		**854,167**

Missile Procurement, Air Force—Overview

The budget request for fiscal year 2008 included an authorization of $5,131.0 million for Missile Procurement, Air Force in the Department of Defense.

The House bill would authorize $5,138.0 million.

The Senate amendment would authorize $5,166.0 million.

The conferees recommended an authorization of $4,984.1 million. Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Missile Procurement, Air Force										
	Ballistic Missiles										
	Missile Replacement Equipment-Ballistic										
1	MISSILE REPLACEMENT EQ-BALLISTIC		26,446		26,446		26,446				26,446
	Other Missiles										
	Tactical										
2	JASSM	210	201,125	210	201,125	163	161,125	-47	-40,000	163	161,125
	Reduce ramp-up to reflect testing difficulties						[-40,000]		[-40,000]		
3	SIDEWINDER (AIM-9X)	172	52,690	172	52,690	172	52,690			172	52,690
4	AMRAAM	206	224,577	206	224,577	206	224,577		-30,000	206	194,577
	Smooth production ramp								[-30,000]		
5	PREDITOR HELLFIRE MISSILE	662	65,143	662	65,143	662	65,143			662	65,143
6	SMALL DIAMETER BOMB	1,395	95,297	1,395	95,297	1,395	95,297			1,395	95,297
	Industrial Facilities										
7	INDUSTR'L PREPAREDNS/POL		2,382		2,382		2,382				2,382
	Modification of In-service Missiles										
	Class IV										
8	ADVANCED CRUISE MISSILE		31		31		31				31
9	MM III MODIFICATIONS		505,395		512,395		505,395		7,000		512,395
	Remote visual assessment				[7,000]				[7,000]		
10	AGM-65D MAVERICK		252		252		252				252
11	AIR LAUNCH CRUISE MISSILE		10,111		10,111		10,111				10,111

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Spares and Repair Parts										
	Missiles and Repair Parts										
12	INITIAL SPARES/REPAIR PARTS		46,675		46,675		46,675				46,675
	Other Support										
	Space Programs										
13	ADVANCED EHF		744		744		125,744				744
13	LESS: ADVANCE PROCUREMENT (PY)										
	Advance procurement for additional satellite						[125,000]				
13a	ADVANCED EHF (AP-CY)								125,000		125,000
	Advance procurement for additional satellite								[125,000]		
14	WIDEBAND GAPFILLER	1	375,682	1	375,682	1	375,682			1	375,682
14	LESS: ADVANCE PROCUREMENT (PY)		-50,499		-50,499		-50,499				-50,499
15	WIDEBAND ADVANCE PROCUREMENT										
16	SPACEBORNE EQUIP (COMSEC)		18,242		18,242		18,242				18,242
17	GLOBAL POSITIONING (SPACE)		200,161		200,161		200,161				200,161
17	LESS: ADVANCE PROCUREMENT (PY)										
18	GPS SPACE ADVANCE PROCUREMENT		10,100		10,100		10,100				10,100
19	DEF METEOROLOGICAL SAT		127,350		127,350		127,350				127,350
20	DEFENSE SUPPORT PROGRAM(SPACE)										
21	TITAN SPACE BOOSTERS(SPACE)		36,457		36,457		36,457				36,457

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
22	EVOLVED EXPENDABLE LAUNCH	5	1,166,591		1,166,591		1,166,591	-1	-64,900	4	1,101,691
	EELV launch service (deferred consideration to future appropriation)								[-64,900]		
23	MEDIUM LAUNCH VEHICLE(SPACE)		117,740		117,740		117,740				117,740
24	SBIR HIGH ADVANCE PROCUREMENT		479,000		479,000		479,000		-81,000		398,000
	HEO-4 AP - premature request								[-81,000]		
	Special Programs										
25	DEFENSE SPACE RECONN PROGRAM		184,314		184,314		184,314				184,314
26	SPECIAL PROGRAMS		[ ]	[ ]	[ ]		[-50,000]	[ ]	[-63,000]	[ ]	[ ]
27	SPECIAL ACTIVITIES		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
28	CLASSIFIED PROGRAMS		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
29	SPECIAL UPDATE PROGRAMS		148,581		148,581		148,581				148,581
999	CLASSIFIED PROGRAMS		1,086,415		1,086,415		1,036,415		-63,000		1,023,415
	Total - Missile Procurement, Air Force		**5,131,002**		**5,138,002**		**5,166,002**		**-146,900**		**4,984,102**

Advanced extremely high frequency satellite

The budget request included $700,000 in Missile Procurement, Air Force (MPAF line 13) for the advanced extremely high frequency satellite system (AEHF).

The House bill would authorize an increase of $100.0 million.

The Senate amendment would authorize an increase of $125.0 million.

The conferees agree to authorize $125.0 million for advanced procurement for the fourth AEHF satellite. The conferees continue to be concerned about a potential gap in protected communications.

Other Procurement, Air Force—Overview

The budget request for fiscal year 2008 included an authorization of $15,421.2 million for Other Procurement, Air Force in the Department of Defense.

The House bill would authorize $15,441.8 million.

The Senate amendment would authorize $16,313.0 million.

The conferees recommended an authorization of $15,405.8 million. Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Change Qty	Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Other Procurement, Air Force										
	Vehicular Equipment										
	Passenger Carrying Vehicles										
1	ARMORED VEHICLE										
2	PASSENGER CARRYING VEHICLES		19,254		19,254		19,254				19,254
	Cargo and Utility Vehicles										
3	MEDIUM TACTICAL VEHICLE		32,737		32,737		32,737				32,737
4	HIGH MOBILITY VEHICLE (MYP)										
5	CAP VEHICLES		875		875		875				875
	Special Purpose Vehicles										
6	HMMWV, ARMORED										
7	SECURITY AND TACTICAL VEHICLES		38,939		38,939		38,939				38,939
	Fire Fighting Equipment										
8	FIRE FIGHTING/CRASH RESCUE		27,016		27,016		27,016				27,016
	Materials Handling Equipment										
9	HALVERSEN LOADER										
	Base Maintenance Support										
10	RUNWAY SNOW REMOV AND CLEANING		25,919		25,919		25,919				25,919
11	ITEMS LESS THAN $5,000,000(VEHICLES)		47,351		47,351		47,351				47,351
	Cancelled Account Adjustment										
12	CANCELLED ACCOUNT ADJUSTMENTS										

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Electronics and Telecommunications										
	Comm Security Equipment (COMSEC)										
13	COMSEC EQUIPMENT		180,186		180,186		180,186		-61,000		119,186
	Unjustified request								[-61,000]		
14	MODIFICATIONS (COMSEC)		1,526		1,526		1,526				1,526
	Intelligence Programs										
15	INTELLIGENCE TRAINING EQUIPMENT		3,057		3,057		3,057				3,057
16	INTELLIGENCE COMM EQUIPMENT		24,139		27,639		24,139				24,139
	Hawaii Air National Guard Eagle Vision				[3,500]						
	Electronics Programs										
17	AIR TRAFFIC CONTROL & LANDING SYS		12,821		12,821		12,821		-4,000		8,821
	MACS readiness								[-4,000]		
18	NATIONAL AIRSPACE SYSTEM		50,429		50,429		50,429				50,429
19	THEATER AIR CONTROL SYS		61,769		61,769		61,769				61,769
20	WEATHER OBSERVATION FORECAST		23,650		23,650		23,650				23,650
21	STRATEGIC COMMAND AND CONTROL		41,216		41,216		41,216				41,216
22	CHEYENNE MOUNTAIN COMPLEX		18,612		18,612		18,612				18,612
23	DRUG INTERDICTION SPT		446		446		446				446

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Special Comm-Electronics Projects										
24	GENERAL INFORMATION TECHNOLOGY		113,348		117,348		113,348		3,200		116,548
	Science & engineering lab data integration (SELDI)				[2,000]				[1,600]		
	IMPACT (information modernization for processing with advanced coating technologies)				[2,000]				[1,600]		
25	AF GLOBAL COMMAND & CONTROL SYS		14,319		14,319		14,319				14,319
26	MOBILITY COMMAND AND CONTROL		10,420		10,420		10,420				10,420
27	AIR FORCE PHYSICAL SECURITY		78,189		78,189		78,189		-5,280		72,909
	Non-strategic security systems - reduction to growth								[-5,280]		
28	COMBAT TRAINING RANGES		33,423		33,423		41,423		4,000		37,423
	Joint threat emitter (JTE)						[8,000]		[4,000]		
29	MINIMUM ESSENTIAL EMERGENCY		10,700		10,700		10,700				10,700
30	C3 COUNTERMEASURES		7,421		7,421		7,421				7,421
31	GCSS-AF FOS		27,798		27,798		27,798				27,798
32	THEATER BATTLE MGT C2 SYSTEM		22,702		22,702		22,702				22,702
33	AIR & SPACE OPERATIONS CTR-WPN		43,659		43,659		43,659				43,659
	Air Force Communications										
34	BASE INFO INFRASTRUCTURE		323,347		323,347		323,347				323,347
35	USCENTCOM		113,553		113,553		113,553				113,553

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	DISA Programs										
36	SPACE BASED IR SENSOR PGM SPACE		3,979		3,979		31,579				3,979
	SBIRS - mission control ground station						[27,600]				
37	NAVSTAR GPS SPACE		14,077		14,077		14,077				14,077
38	NUDET DETECTION SYS SPACE		16,459		16,459		16,459				16,459
39	AF SATELLITE CONTROL NETWORK		50,268		50,268		50,268				50,268
40	SPACELIFT RANGE SYSTEM SPACE		122,559		122,559		122,559				122,559
41	MILSATCOM SPACE		116,902		121,902		116,902		1,600		118,502
	Ground multiband terminal (GMT)				[5,000]				[1,600]		
42	SPACE MODS SPACE		26,490		26,490		26,490				26,490
43	COUNTERSPACE SYSTEM		22,846		22,846		22,846				22,846
	Organization and Base										
44	TACTICAL C-E EQUIPMENT		208,863		208,863		208,863		-14,800		194,063
	Theater deployable communications								[-14,800]		
45	COMBAT SURVIVOR EVADER LOCATER		27,174		27,174		27,174				27,174
46	RADIO EQUIPMENT		12,235		12,235		12,235				12,235
47	TV EQUIPMENT (AFRTV)		3,110		3,110		3,110				3,110
48	CCTV/AUDIOVISUAL EQUIPMENT		9,839		9,839		9,839				9,839
49	BASE COMM INFRASTRUCTURE		115,606		115,606		115,606				115,606
50	ITEMS LESS THAN $5,000,000										
	Modifications										
51	COMM ELECT MODS		35,460		35,460		35,460				35,460

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Other Base Maintenance and Support										
	Personal Safety and Rescue Equipment										
52	NIGHT VISION GOGGLES		21,251		21,251		21,251				21,251
	QUADEYE NVGs for HH-60 aircraft										
53	ITEMS LESS THAN $5,000,000 (SAFETY)				7,400		2,500		1,500		1,500
	Rescue streamer distress signal kit				[2,500]				[1,500]		
	Self-deploying infrared streamers						[2,500]				
	Light inflatable decontamination system				[4,900]						
	Depot Plant and Material Handling Equip										
54	MECHANIZED MATERIAL HANDLING		22,177		22,177		22,177				22,177
	Base Support Equipment										
55	BASE PROCURED EQUIPMENT		17,360		18,060		17,360				17,360
	Tracon switchgear & quick connect				[700]						
56	MEDICAL/DENTAL EQUIPMENT										
57	CONTINGENCY OPERATIONS		6,221		6,221		6,221				6,221
58	PRODUCTIVITY CAPITAL INVESTMENT		3,035		3,035		3,035				3,035
59	MOBILITY EQUIPMENT		36,932		36,932		36,932				36,932
60	ITEMS LESS THAN $5,000,000 (BASE S)		53,876		53,876		53,876		-15,400		38,476
	Reduction to growth								[-15,400]		
61	PRODUCTION ACTIVITIES		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
	Special Support Projects										
62	DARP RC135		22,532		22,532		22,532				22,532

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
63	DISTRIBUTED GROUND SYSTEMS		197,806		197,806		197,806				197,806
64	SELECTED ACTIVITIES		[ ]	[ ]	[ ]		[853,700]	[ ]	[80,650]	[ ]	[ ]
	Classified program								[81,900]		
	Classified program								[-1,250]		
65	SPECIAL UPDATE PROGRAM		532,214		532,214		532,214				532,214
66	DEFENSE SPACE RECONNAISSANCE		15,573		15,573		15,573				15,573
	Spares and Repair Parts										
67	SPARES AND REPAIR PARTS		27,935		27,935		27,935		-5,800		22,135
	Ahead of need								[-5,800]		
999	CLASSIFIED PROGRAMS		12,269,562		12,269,562		13,123,262		80,650		12,350,212
	Total - Other Procurement, Air Force		**15,421,162**		**15,441,762**		**16,312,962**		**-15,330**		**15,405,832**

Procurement, Defense-wide—Overview

The budget request for fiscal year 2008 included an authorization of $3,318.8 million for Procurement, Defense-wide in the Department of Defense.

The House bill would authorize $3,537.8 million.

The Senate amendment would authorize $3,386.0 million.

The conferees recommended an authorization of $3,280.4 million. Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Procurement, Defense-Wide										
	Major Equipment										
	Major Equipment, OSD/WHS										
1	MAJOR EQUIPMENT, OSD		98,063		98,063		98,063				98,063
	Major Equipment, NSA										
2	INTEL SUPPORT TO INFORMATION OPS		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
3	CONSOLIDATED CRYPTOLOGIC		[ ]	[ ]	[ ]		[12,336]	[ ]	[ ]	[ ]	[ ]
4	INFORMATION SYSTEMS SECURITY		8,145		8,145		8,145				8,145
5	PGM		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
6	COUNTERDRUG INTELLIGENCE			[ ]	[ ]			[ ]	[ ]	[ ]	[ ]
7	TACTICAL CRYPTOLOGIC PROGRAM		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
	Major Equipment, WHS										
8	WHS MOTOR VEHICLES	1	175	1	175	1	175			1	175
9	MAJOR EQUIPMENT, WHS		22,393		22,393		22,393				22,393
	Major Equipment, DISA										
10	INTERDICTION SUPPORT										
11	INFORMATION SYSTEMS SECURITY		45,564		45,564		45,564		-3,500		42,064
	Insider threat - program delays								[-3,500]		
12	DEFENSE MESSAGE SYSTEM										
13	GLOBAL COMMAND AND CONTROL		10,779		10,779		10,779				10,779
14	GLOBAL COMBAT SUPPORT SYSTEM		2,596		2,596		2,596				2,596
15	TELEPORT PROGRAM		39,082		39,082		39,082				39,082

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
16	ITEMS LESS THAN $5 MILLION		127,177		127,177		127,177				127,177
17	NET CENTRIC ENTERPRISE SERVICES		10,836		10,836		10,836				10,836
18	DEFENSE INFORMATION SYSTEM		48,946		48,946		62,946				48,946
	DISN enhancements for network						[14,000]				
19	PUBLIC KEY INFRASTRUCTURE		1,909		1,909		1,909				1,909
	Major Equipment, DIA										
20	INTELLIGENCE AND COMMUNICATIONS		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
21	OPERATIONS		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
22	DIA SUPPORT TO SOUTHCOM INTEL OPS		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
23	HQ		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
24	INTEL SUPPORT TO INFORMATION OPS		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
25	(HUMINT) PROGRAM		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
	Major Equipment, DLA										
26	MAJOR EQUIPMENT		8,971		8,971		8,971				8,971
	Major Equipment, DCAA										
27	ITEMS LESS THAN $5 MILLION		1,522		1,522		1,522				1,522
	Major Equipment, TJS										
28	MAJOR EQUIPMENT, TJS		24,234		24,234		24,234				24,234
	Major Equipment, DHRA										
29	PERSONNEL ADMINISTRATION		7,013		7,013		7,013				7,013
	National Geospatial Intelligence Agency										
30	MAJOR EQUIPMENT, NGA		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Defense Threat Reduction Agency										
31	VEHICLES										
32	OTHER MAJOR EQUIPMENT		4,624		4,624		4,624				4,624
	Defense Security Cooperation Agency										
33	OTHER MAJOR EQUIPMENT										
	Major Equipment, AFIS										
34	MAJOR EQUIPMENT, AFIS		2,361		2,361		2,361				2,361
	Major Equipment, DODDE										
35	AUTOMATION/EDUCATIONAL SUPPORT &		1,500		1,500		1,500				1,500
	Major Equipment, DCMA										
36	MAJOR EQUIPMENT		2,092		2,092		2,092				2,092
	Major Equipment, DTSA										
37	MAJOR EQUIPMENT										
	Major Equipment, CIFA										
38	CLASSIFIED PROGRAMS		[ ]				[ ]				
	Major Equipment, BTA										
39	MAJOR EQUIPMENT, BTA		7,330		7,330		7,330				7,330
	Special Operations Command										
	Aviation Programs										
40	ROTARY WING UPGRADES AND MH-53		74,414		74,414		74,414		-250 [-250]		74,164
41	SOF TRAINING SYSTEMS										

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
42	MC-130H AIR REFUELING SYSTEM										
43	MH-47 SERVICE LIFE EXTENSION		61,254		105,154		61,254				61,254
	MH-47G reconstitution				[43,900]						
44	MH-60 SOF MODERNIZATION PROGRAM		76,756		76,756		76,756				76,756
45	NON-STANDARD AVIATION		22,513		22,513		22,513				22,513
46	SOF TANKER RECAPITALIZATION		18,565		18,565		18,565				18,565
47	MC-130H, COMBAT TALON II		38,302		38,302		38,302				38,302
48	CV-22 SOF MOD	5	238,636		238,636		229,936		-23,422	5	215,214
	Slow obligations of CV-22 modifications						[-8,700]				
	Ahead of need								[-23,422]		
49	AC-130U GUNSHIP ACQUISITION										
50	C-130 MODIFICATIONS		133,477		133,477		133,477		-25,000		108,477
	Center wing NRE - unjustified request								[-6,000]		
	30mm modification - risk reduction								[-19,000]		
51	AIRCRAFT SUPPORT		1,322		1,322		1,322				1,322
	Shipbuilding										
52	ADVANCED SEAL DELIVERY SYSTEM		10,621		10,621		10,621				10,621
53	MK8 MOD1 SEAL DELIVERY VEHICLE		8,080		8,080		8,080				8,080
	Ammunition Programs										
54	SOF ORDNANCE REPLENISHMENT		51,837		51,837		51,837				51,837

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
55	SOF ORDNANCE ACQUISITION		26,509		38,509		26,509				26,509
	M153 time delayed firing device				[6,000]						
	Remote activated munitions				[6,000]						
	Other Procurement Programs										
56	COMMUNICATIONS EQUIPMENT AND		175,073		179,073		175,073				175,073
57	SOF INTELLIGENCE SYSTEMS		70,943		70,943		70,943				70,943
58	SMALL ARMS AND WEAPONS		160,087		205,187		160,087		9,892		169,979
	Personnel equipment advanced				[12,100]				[12,100]		
	Eye protection				[5,000]				[5,000]		
	Night vision goggles				[20,000]				[9,120]		
	MK47 Mod 0 Striker grenade launcher				[8,000]				[4,800]		
	SPEAR maritime								[-12,360]		
	LTI								[-368]		
	PLTD - unjustified growth								[-8,400]		
59	CLASSIFIED PROGRAMS		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
60	MARITIME EQUIPMENT MODIFICATIONS		2,952		2,952		2,952				2,952
61	SPECIAL APPLICATIONS FOR		12,047		12,047		12,047				12,047
62	SOF COMBATANT CRAFT SYSTEMS		17,038		26,038		17,038		3,600		20,638
	Riverine replacement				[9,000]				[3,600]		
63	SPARES AND REPAIR PARTS		3,651		3,651		3,651				3,651
64	SPECIAL PROGRAMS		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
65	TACTICAL VEHICLES		10,612		10,612		10,612				10,612

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
66	MISSION TRAINING AND PREPARATION		70,014		70,014		70,014				70,014
67	COMBAT MISSION REQUIREMENTS		20,000		20,000		20,000				20,000
68	MILCON COLLATERAL EQUIPMENT		12,500		12,500		12,500				12,500
69	UNMANNED VEHICLES		37,107		37,107		37,107		-7,800		29,307
	Program acceleration								[-7,800]		
70	CLASSIFIED PROGRAM (GDIP)		[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
71	SOF MARITIME EQUIPMENT		6,973		6,973		6,973				6,973
72	DRUG INTERDICTION										
73	MISCELLANEOUS EQUIPMENT		17,644		17,644		17,644				17,644
74	SOF OPERATIONAL ENHANCEMENTS		366,024		366,024		366,024				366,024
75	PSYOP EQUIPMENT		76,198		76,198		76,198		-17,619		58,579
	Leaflet delivery system (LDS) program								[-8,619]		
	SOMS-B - risk reduction								[-9,000]		
	Chemical/Biological Defense										
	CBDP										
76	INSTALLATION FORCE PROTECTION		86,418		86,418		86,418				86,418
77	INDIVIDUAL PROTECTION		127,537		127,537		127,537				127,537
78	DECONTAMINATION		28,639		33,639		42,639		10,600		39,239
	Joint service transportable decontamination system				[5,000]				[5,000]		
	M291 skin decontamination kit						[14,000]		[5,600]		
79	JOINT BIOLOGICAL DEFENSE PROGRAM		55,991		55,991		55,991				55,991

Title I - Procurement

(Dollars in Thousands)

		FY 2008 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
80	COLLECTIVE PROTECTION		38,857		38,857		40,357				38,857
	Collectively protected deployable medical systems						[1,500]				
81	CONTAMINATION AVOIDANCE		211,311		211,311		245,311		15,100		226,411
	M22 ACADA						[20,000]		[20,000]		
	Improved chemical agent monitor						[10,000]		[10,000]		
	Joint biological point detection system						[4,000]		[3,500]		
	JNBCRS - HMMWV cancellation								[-18,400]		
999	CLASSIFIED PROGRAMS		473,620		473,620		485,956				473,620
81a	RAPID ACQUISITION FUND				100,000						
	Transfer				[100,000]						
	Total - Procurement, Defense-Wide		**3,318,834**		**3,537,834**		**3,385,970**		**-38,399**		**3,280,435**

National Guard and Reserve Equipment—Overview

The budget request for fiscal year 2008 included an authorization request for National Guard and Reserve Equipment in the Department of Defense.

The House bill would authorize $1,131.9 million for National Guard and Reserve Equipment.

The Senate amendment would provide no authorization for National Guard and Reserve Equipment.

The conferees recommend an authorization of $980.0 million for National Guard and Reserve Equipment. Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	National Guard & Reserve Equipment										
	Guard & Reserve Equipment				1,131,850						
O	Additional equipment				[1,131,850]						
	Reserve Equipment										
	ARMY RESERVE										
1	MISCELLANEOUS EQUIPMENT								45,000		45,000
	NAVY RESERVE										
2	MISCELLANEOUS EQUIPMENT								45,000		45,000
	MARINE CORPS RESERVE										
3	MISCELLANEOUS EQUIPMENT								45,000		45,000
	AIR FORCE RESERVE										
4	MISCELLANEOUS EQUIPMENT								45,000		45,000
	National Guard Equipment										
	ARMY NATIONAL GUARD										
5	MISCELLANEOUS EQUIPMENT								650,000		650,000
	AIR NATIONAL GUARD										
6	MISCELLANEOUS EQUIPMENT								150,000		150,000
	Total - National Guard & Reserve Equipment				**1,131,850**				**980,000**		**980,000**

Title I - Procurement

(Dollars in Thousands)

Line	Program Title	FY 2008 Request Qty	FY 2008 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
	Rapid Acquisition Fund										
1	RAPID ACQUISITION FUND		100,000				100,000		-100,000		
	Transfer to PDW 81a				[-100,000]						
	Defer to supplemental								[-100,000]		
	Total - Rapid Acquisition Fund		**100,000**				**100,000**		**-100,000**		

ITEM OF SPECIAL INTEREST

Unmanned aerial systems management

The report accompanying the Senate amendment (S. Rept. 110–77) would direct the Air Force to shift its procurement of MQ–1 Predator aircraft to the MQ–1C version of Predator in fiscal year 2008, if possible. The Senate report also would provide direction regarding the Air Force proposal to assume executive agency for medium- and high-altitude unmanned aerial systems (UAS).

Shortly before conference, the Department of Defense (DOD) completed action on this Air Force proposal and presented its plans for UAS management to Congress. The conferees do not take issue with the management plan per se, but are very concerned about serious bottlenecks to meeting urgent needs for more UAS that are able to meet the needs of ground commanders.

The Air Force is fielding 21 orbits of Predators as rapidly as it can. However, the limiting factor for expanding Predator operations is the number of trained system operators. Two factors cause this bottleneck: (1) the time required to train new rated pilots before they learn to fly UAS; and (2) the current limitations on flight operations of UAS in national airspace, especially at night.

Section 1044(b) of the John Warner National Defense Authorization Act for Fiscal year 2007 (Public Law 109–364) required the Secretary of Defense and the Administrator of the Federal Aviation Administration (FAA) to each submit a report on achieving wider access to the National Airspace System (NAS) for DOD UAS.

The FAA report has yet to be provided.

The Secretary of Defense recently delivered his report, which included the dire warning that the DOD–FAA schedule for developing standards and expanding UAS access to the NAS does not support DOD operational requirements. Negotiations between DOD and the FAA are reportedly not making progress.

The conferees understand that many ground force operations require UAS imagery in real-time. Ground force commanders find the delay in receiving intelligence information unacceptable when the raw data is transmitted via satellite to remote operating locations, processed and forwarded to the ground commanders' forces. This drives ground force operators to acquire manned aircraft solutions when a possible simple design change to UAS would suffice.

Finally, the conferees note that while UAS systems like the Predator are being fielded to provide support to the Army and Marine Corps ground forces, these armed forces are not currently training together.

The conferees direct the Secretary of Defense to report to the congressional defense and intelligence committees by February 15, 2008, on the actions he proposes to take to address these issues. The conferees request that this report include solutions to the backlog of UAS pilot training (including alternatives to using fully-rated pilots for UAS), an assessment of the status of negotiations with the FAA regarding UAS use of national airspace, and the way in which the Department's new UAS Task Force will alleviate similar issues in the future.

Subtitle A—Authorization of Appropriations

Authorization of appropriations (secs. 101–105)

The House bill contained provisions (secs. 101–105) that would authorize the recommended fiscal year 2008 funding levels for procurement for the Army, Navy, Marine Corps, Air Force, Defense-wide activities, and National Guard and reserve equipment.

The Senate amendment contained provisions (secs. 101–105) that would authorize the recommended fiscal year 2008 funding levels for procurement for the Army, Navy, Marine Corps, Air Force, Defense-wide activities, and Rapid Acquisition Fund.

The Senate recedes.

Subtitle B—Army Programs

Multiyear procurement authority for M1A2 Abrams System Enhancement Package upgrades (sec. 111)

The House bill contained a provision (sec. 111) that would authorize the Secretary of the Army to enter into a multiyear contract for procurement of M1A2 Abrams System Enhancement Package upgrades.

The Senate amendment contained a provision (sec. 111) that would do the same.

The House recedes.

Multiyear procurement authority for M2A3/M3A3 Bradley fighting vehicle upgrades (sec. 112)

The House bill contained a provision (sec. 112) that would authorize the Secretary of the Army to enter into a multiyear contract for procurement of M2A3/M3A3 Bradley fighting vehicle upgrades.

The Senate amendment contained a provision (sec. 112) that would do the same.

The House recedes.

Multiyear procurement authority for conversion of CH–47D helicopters to CH–47F configuration (sec. 113)

The House bill contained a provision (sec. 113) that would authorize the Secretary of the Army to enter into a multiyear contract for conversion of CH–47D helicopters to the CH–47F configuration.

The Senate amendment contained no similar provision.

The Senate recedes.

Multiyear procurement authority for CH–47F helicopters (sec. 114)

The House bill contained a provision (sec. 114) that would authorize the Secretary of the Army to enter into a multiyear contract for procurement of CH–47F helicopters.

The Senate amendment contained no similar provision.

The Senate recedes.

Limitation on use of funds for Increment 1 of the Warfighter Information Network-Tactical program pending certification to Congress (sec. 115)

The House bill contained a provision (sec. 115) that would limit the funds for the Joint Network Node program pending a certification to Congress.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

Prohibition on closure of Army Tactical Missile System production line pending report (sec. 116)

The House bill contained a provision (sec. 116) that would prohibit the Army from commencing, continuing, or completing the closure of the Army Tactical Missile System (ATACMS) production line until at least 120 days after submission of a report that contains the Secretary of the Army's certification that the long-range surface-to-surface and counter-battery mission of the Army can be adequately performed by other elements of the armed forces, a plan to mitigate any shortfalls in the industrial base that would be created by the closure, and a plan to replace the Army's capability to perform long-range surface-to-surface strike and counter-battery missions.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would only prohibit the closure of the ATACMS production line until after submission of the report containing the Secretary of the Army's certification. Further, the amendment would delete the report requirement for a plan to replace the Army's capability to perform long-range surface-to-surface strike and counter-battery missions.

Stryker Mobile Gun System (sec. 117)

The Senate amendment contained a provision (sec. 113) that would prohibit the obligation or expenditure of funds for the procurement of the Stryker Mobile Gun System until 30 days after the Secretary of the Army certifies to Congress that the Stryker Mobile Gun System is operationally effective, suitable, and survivable for its anticipated deployment missions.

The House bill contained no similar provision.

The House recedes.

Subtitle C—Navy Programs

Multiyear procurement authority for Virginia-class submarine program (sec. 121)

The House bill contained a provision (sec. 122) that would authorize the Secretary of the Navy to enter into a multiyear contract for procuring Virginia-class submarines.

The Senate amendment contained a similar provision (sec. 131) that would authorize the Secretary of the Navy to enter into more than one contract for the same purpose.

The House recedes with a clarifying amendment.

Report on shipbuilding investment strategy (sec. 122)

The House bill contained a provision (sec. 125) that would permit the Secretary of the Navy to carry out a program providing capital expenditure incentives for contractors in the shipbuilding industry. The program would be funded from amounts made available for shipbuilding procurement.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of the Navy to provide for a study to determine the effectiveness of current financing mechanisms for shipbuilding capital expenditures, and to assess capital expenditure incentives that would lead to ship construction or life cycle savings to the Federal Government. The amendment would require a report on the results of the study to be submitted not later than October 1, 2008. The amendment would not authorize a new incentive program.

The conferees understand that the Navy's utilization of capital expenditure incentives on individual shipbuilding contracts has shown early progress in improving efficiency and productivity, which has tended to benefit multiple shipbuilding contracts at the same facility. The conferees encourage the Secretary to evaluate further concepts for capital expenditures that would provide high return on investment, facility-wide and industry-wide, and to identify in this report any specific authorities which would have to be authorized by Congress for the Secretary to implement such concepts. The conferees note the success achieved by the National Shipbuilding Research Program in providing industry-wide productivity improvements, and strongly encourage the Navy to leverage further opportunities available through this program.

Sense of Congress on the preservation of a skilled United States shipyard workforce (sec. 123)

The House bill contained a provision (sec. 126) that would prohibit the use of Shipbuilding and Conversion, Navy, funds for the purpose of construction of a Navy vessel at a construction facility where the contractor employs or contracts for foreign workers who are legally present in the United States under the H–2B visa program. The provision would allow for an exception to the prohibition, if the Secretary of the Navy were to identify potential surplus shipyard labor in all geographical areas, and if the hiring shipyard were to have shown an attempt to recruit such labor before hiring H–2B visa workers.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of the Navy, in consultation with the Department of Labor, to provide a one-time report identifying the average number of H–2B visa workers employed by the major shipbuilders in the construction of United States Navy ships during calendar year 2007, and the number of H–2B visa workers petitioned by the major shipbuilders for calendar year 2008, as of the first quarter of 2008.

Assessments required prior to start of construction on first ship of a shipbuilding program (sec. 124)

The House bill contained a provision (sec. 127) that would require the Secretary of the Navy to certify to the congressional defense committees that ship design, development, and contractor preparedness are mature prior to the start of construction of the first ship in a new class of vessels, the first ship to be built at a shipyard, or the first vessel after a major design change.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary to submit a report to the congressional defense committees on the results of any production readiness review conducted in conjunction with approval of start of construction of the first ship for any major shipbuilding program, and to certify to the congressional defense committees that the findings of such review support commencement of construction.

Littoral Combat Ship (LCS) program (sec. 125)

The Senate amendment contained a provision (sec. 132) that would limit the total amount to be obligated or expended for the procurement costs of the fifth and sixth vessels in the Littoral Combat Ship (LCS) class of vessels to $460.0 million per vessel. The provision would require that the Navy employ a fixed-price type contract for construction of the fifth and follow ships of the Littoral Combat Ship class of vessels, and would restrict the Navy from entering into, or modifying, such contract if the limitation of the government's cost liability, when added to the sum of other budgeted procurement costs, would exceed $460.0 million per vessel. The provision would also define procurement costs to include all costs for plans, basic construction, change orders, electronics, ordnance, contractor support, and other costs associated with completion of production drawings, ship construction, test, and delivery, including work performed post-delivery that is required to meet original contract requirements.

The House bill contained no similar provision.

The House recedes with an amendment that would extend the limitation of cost to Littoral Combat Ships authorized and appropriated in fiscal year 2008 or subsequent fiscal years.

Subtitle D—Air Force Programs

Limitation on Joint Cargo Aircraft (sec. 131)

The House bill contained a provision (sec. 132) that would prohibit the Secretary of the Air Force or the Secretary of the Army from obligating or expending authorized appropriations for the development or procurement of the Joint Cargo Aircraft until 30 days after the Secretary of Defense submits to the congressional defense committees the Air Force Air Mobility Command's Airlift Mobility Roadmap; the Department of Defense Intra-Theater Airlift Capabilities Study; the Department of Defense Joint Intra-Theater Distribution Assessment of the Joint Cargo Aircraft Functional Area Series Analysis; the Joint Cargo Aircraft Analysis of Alternatives; and the Secretary of Defense certifies that validated operational requirements exist to fill a Department of the Army, Department of

the Air Force, Army National Guard, or Air National Guard capability gap or shortfall for intra-theater airlift with the Joint Cargo Aircraft.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would add the Intra-Theater Airlift Fleet Mix Analysis to the required set of studies that the Department must deliver.

Clarification of limitation on retirement of U–2 aircraft (sec. 132)

The House bill contained a provision (sec. 133) that would modify section 133(b) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364) to clarify limitations on retirement of U–2 aircraft.

The Senate amendment contained no similar provision.

The Senate recedes.

Repeal of requirement to maintain retired C–130E tactical aircraft (sec. 133)

The House bill contained a provision (sec. 134) that would repeal section 137(b) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364). Section 137(b) requires that the Secretary of the Air Force maintain any C–130E aircraft retired after September 30, 2006 in a condition that would allow recall of that aircraft to future service. The Air Force refers to this status as "Type-1000 storage".

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would allow the Secretary of the Air Force to remove these retired C–130 aircraft from Type-1000 storage if he:

(1) submits the Fleet Mix Analysis Study to the congressional defense committees; and

(2) waits for a period of 30 days.

Limitation on retirement of C–130E/H tactical airlift aircraft (sec. 134)

The Senate amendment contained a provision (sec. 141) that would: (1) prevent the Secretary of the Air Force from retiring any C–130E/H aircraft during fiscal year 2008; and (2) require that he maintain any C–130E aircraft retired after September 30, 2006 in a condition that would allow recall of that aircraft to future service. The Air Force refers to this status as "Type-1000 storage".

The House bill contained no similar provision.

The House recedes with an amendment that would allow the Secretary of the Air Force to retire up to 24 C–130E/H aircraft during fiscal year 2008 if he:

(1) maintains any aircraft retired under this provision in Type-1000 storage;

(2) submits the Fleet Mix Analysis Study to the congressional defense committees; and

(3) waits for a period of 30 days.

Limitation on retirement of KC–135E aerial refueling aircraft (sec. 135)

The Senate amendment contained a provision (sec. 142) that would prohibit the Secretary of the Air Force from retiring any KC–135 aerial refueling aircraft during fiscal year 2008 unless the Air Force provides the congressional defense committees with a request to retire KC–135E aircraft during fiscal year 2008 in accordance with established procedures similar to those used for prior approval reprogramming requests.

The House bill contained no similar provision.

The House recedes with an amendment that would allow the Secretary of the Air Force to retire up to 48 KC–135E aircraft in fiscal year 2008. The Secretary would not be allowed to retire any additional KC–135E until the Secretary certifies to the congressional defense committees that:

(1) the Air Force has awarded the KC(X) contract;

(2) any bid protest arising from the award of the KC(X) contract have been adjudicated by the Government Accountability Office (GAO); and

(3) the Air Force has responded to GAO determinations arising from any such bid protest.

Transfer to Government of Iraq of three C–130E tactical airlift aircraft (sec. 136)

The Senate amendment contained a provision (sec. 144) that would permit the Secretary of the Air Force to transfer up to three C–130E aircraft to the Government of Iraq from among aircraft that the Air Force had retired during fiscal year 2007.

The House bill contained no similar provision.

The House recedes.

The conferees note that, under the conditions of transfer of surplus property, neither the Air Force nor the U.S. Government will retain any responsibility for maintenance of these aircraft.

Modification of limitations on retirement of B–52 bomber aircraft (sec. 137)

The Senate amendment contained a provision (sec. 145) that would amend section 131 of the John Warner National Defense Authorization Act for Fiscal 2007 (Public Law 109–364) to direct the Secretary of the Air Force to maintain a primary aircraft inventory of not less than 63 B–52 bomber aircraft in a common configuration and backup aircraft inventory of not less than 11 B–52 bomber aircraft. The provision would also extend to 60 days the period of time in which the Secretary cannot retire B–52 bomber aircraft following submission of the report required by section 131.

The House bill contained no similar provision.

The House recedes with an amendment that would direct the Secretary of the Air Force to retain an attrition reserve of not less than two B–52 bomber aircraft and prohibit any of the 76 B–52 bomber aircraft from being put into a storage status or in a status considered excess to the requirements of the possessing command and awaiting disposition instructions. The provision would also allow the Secretary of the Air Force to use two retired B–52 bomber aircraft for maintenance ground training. In addition, the

amendment would define the terms used to describe the aircraft status categories.

The conferees believe that a B–52 total aircraft inventory of less than 76 aircraft is not sufficient to meet combatant commander requirements for conventional, long-range strike requirements if the need should arise to conduct near simultaneous operations in two major regional conflicts. The conferees strongly discourage the Secretary of the Air Force from taking action to reduce the B–52 aircraft inventory below 76 total aircraft prior to the next generation bomber reaching initial operational capability status and strongly oppose a strategy that reduces current conventional long-range strike capability.

LEGISLATIVE PROVISIONS NOT ADOPTED

Advance procurement for Virginia class submarine program

The Senate amendment contained a provision (sec. 133) that would authorize $400.0 million for procurement of a second ship set of reactor components, and $70.0 million for advance procurement of non-nuclear long lead time material in order to support a reduced construction span time for the boats in the next multiyear procurement program.

The House bill contained no similar provision.

The Senate recedes.

The conference outcome is reflected in the tables of this report in Shipbuilding and Conversion, Navy (SCN), line number 4.

The National Defense Authorization Acts for Fiscal Years 1998 and 2004 (Public Law 105–85 and Public Law 108–136, respectively) authorized the Secretary of the Navy to enter into a contract for procurement of New Attack Submarines provided that the prime contractor, which was selected to be General Dynamics, entered into one or more subcontracts with the subcontractor, which is Northrop Grumman, for submarine construction as contemplated in the New Attack Submarine Team Agreement.

The Secretary of the Navy has advised the committee that the teaming arrangement has worked well for the Navy in the highly unique circumstance of submarine construction and has proven to be the most practical manner of maintaining two viable sources for building nuclear powered submarines in this low-rate production environment. The committee understands that the Navy intends to continue to support teaming by General Dynamics and Northrop Grumman for the 2009 Virginia class submarine multiyear procurement contract.

Authority to transfer funds for submarine engineered refueling overhauls and conversions and for aircraft carrier refueling complex overhauls

The House bill contained a provision (sec. 121) that would authorize the Secretary of Defense to transfer to the Shipbuilding and Conversion, Navy account, from funds available in fiscal year 2008 or after, such funds as may be necessary to cover increased costs of submarine engineered refueling overhauls and conversions or aircraft carrier refueling complex overhauls.

The Senate amendment contained no similar provision.

The House recedes.

Consolidation of Joint Network Node program and Warfighter Information Network-Tactical program into single Army tactical network program

The Senate amendment contained a provision (sec. 114) that would require the Secretary of the Army to consolidate the Joint Network Node (JNN) program and the Warfighter Information Network-Tactical (WIN–T) program into one tactical network program.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that subsequent to the Committee on Armed Services of the Senate's mark-up of the National Defense Authorization Act for Fiscal Year 2008, the Under Secretary of Defense for Acquisition, Technology, and Logistics certified a restructured WIN–T program consisting of four distinct increments that provide increasing capability. The first increment of the new program consolidated the JNN program into the WIN–T program, as prescribed by the Senate bill.

General fund enterprise business system

The Senate amendment contained a provision (sec. 115) that would reallocate funding in the bill for the General Fund Enterprise Business System program from the procurement and operation and maintenance accounts to the research and development account to reflect changes in the program schedule.

The House bill contained no similar provision.

The Senate recedes.

The conference outcome is reflected in the tables of this report.

Limitation on final assembly of VH–71 presidential transport helicopters

The House bill contained a provision (sec. 123) that would prevent any obligation or expenditure of funds from Aircraft Procurement, Navy for final assembly of more than five VH–71 presidential transport helicopters, unless final assembly of those helicopters would be carried out in the United States.

The Senate amendment contained no similar provision.

The House recedes.

The conferees support the current program of record, in which the Navy intends to assemble no more than five VH–71 presidential helicopters outside the United States.

The conferees direct that, before making any decision to change the location of final assembly for helicopters beyond the first five in the VH–71 acquisition strategy, the Secretary of Defense provide at least a 60-day notice to the congressional defense committees before implementing any such change. The conferees expect that the current acquisition strategy program of record will remain in place absent an extraordinary circumstance.

Limitation on retiring C–5 aircraft

The House bill contained a provision (sec. 131) that would allow the Secretary of the Air Force to retire C–5A aircraft from the inventory and replace that capability with C–17 aircraft if a

cost analysis were to show that this would be a prudent alternative in meeting strategic airlift requirements and would not significantly increase costs above those already planned in the out-years. The provision would also repeal section 132 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136), which prevents retiring any C–5A until testing of a C–5A aircraft with the reliability enhancement and re-engining program (RERP) modification is complete.

The Senate amendment contained no similar provision.

The House recedes.

The conferees direct the Air Force to identify options for accelerating the completion of C–5 RERP operational testing, including rephasing the program depot maintenance availability, that would:

(1) complete all required testing objectives;

(2) cut no corners regarding aircraft or aircrew safety; and

(3) result in accelerating the completion of operational testing and producing the required reports from that testing.

The conferees also direct the Secretary of Defense to task the Institute for Defense Analyses (IDA) to perform an objectivity/sufficiency review and net present value analysis of the RERP service cost position of the Air Force submitted to the Department of Defense pursuant to the Nunn-McCurdy breach notification, the most recent cost estimate provided to the Air Force by the RERP prime contractor, and the cost estimate of the Cost Analysis Improvement Group used during the Nunn-McCurdy breach review and certification process. The conferees direct that the Secretary forward the results of that IDA review to the congressional defense committees not later than March 1, 2008.

Responsibility of the Air Force for fixed-wing support of Army intra-theater logistics

The Senate amendment contained a provision (sec. 1030) that would require the Secretary of Defense, acting through the Chairman of the Joint Chiefs of Staff, to prescribe directives or instructions to provide that the Air Force would be responsible for the missions and functions of fixed-wing support for Army intra-theater logistics.

The House bill contained no similar provision.

The Senate recedes.

The conferees agree that no one should interpret this action as the conferees having made a judgment as to which military service should operate the Joint Cargo Aircraft or provide intra-theater airlift capability to Joint Force commanders. The conferees expect to make such a decision after reviewing the results of the quadrennial roles and missions report by the Secretary of Defense directed in title IX of this Act (sec. 941). The conferees expect that the mission of providing fixed-wing airlift support for intra-theater logistics will be specifically addressed in the report to determine the appropriate allocation of the Joint Cargo Aircraft platform.

The conferees understand that it is the Department's intent, irrespective of any decision on roles and missions, that authority for operational control and tasking of fixed-wing intra-theater airlift that is allocated or apportioned to support a regional combatant commander will reside with the respective Joint Force Air Compo-

nent Commander or Combined Forces Air Component Commander to best support military operations.

Sense of Congress on rapid fielding of Associate Intermodal Platform system and other innovative logistics systems

The Senate amendment contained a provision (sec. 147) that would express the sense of Congress that the Department of Defense should: (1) rapidly field innovative logistics systems such as the Associate Intermodal Platform system (AIPS); and (2) seek to fully procure such innovative logistics systems in the future.

The House bill contained no similar provision.

The Senate recedes.

The conferees understand that the U.S. Transportation Command and the Air Mobility Command have been evaluating the AIPS and a number of other innovative logistics systems to reduce operating and support costs and increase capability. The conferees agree that the Department should continue these reviews and provide funding in future budgets for programs that show promise in these evaluations.

Sense of Congress on the Air Force strategy for the replacement of the aerial refueling tanker aircraft fleet

The Senate amendment contained two provisions (secs. 143 and 146) that would express the sense of Congress on the Air Force strategy for the replacement of the aerial refueling tanker aircraft fleet. The new tanker has been called the "KC(X)".

(1) Section 143 would state the sense of Congress that the Air Force should hold a full and open competition for KC(X) and should take no action to limit the ability of the teams seeking the contract from competing for the KC(X) contract.

(2) Section 146 would state the sense of Congress that tanker modernization is a vital national priority and that Congress supported the Air Force strategy of buying new tankers, upgrading and maintaining the remaining fleet of tankers, and augmenting capability with aerial refueling fee-for-service.

The House bill contained no similar provision.

The Senate recedes.

The conferees have included statement of managers language in title X of this Act expressing the views of the conferees on the multifaceted Air Force strategy to recapitalize and augment the aerial refueling aircraft fleet.

Sense of Congress regarding need to replace Army M109 155mm self-propelled howitzer

The House bill contained a provision (sec. 1052) expressing the sense of Congress that the Army has not been timely in procuring a replacement for the M109 self-propelled howitzer and that the Army should transition to the Non-Line-of-Sight Cannon (NLOS–C) as that replacement.

The Senate amendment contained no similar provision.

The House recedes.

The conferees reiterate congressional intent that the first Future Combat Systems (FCS) manned ground vehicle fielded be the NLOS–C. However, currently fielded armored vehicles, including

the M109 self-propelled howitzer, will have to be maintained and sustained for the foreseeable future in those Army and Army National Guard heavy brigade combat teams which will not transition to the FCS structure. In that regard the conferees support the Army's M109 Paladin Integrated Management upgrade program.

TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

BUDGET ITEMS

Research, Development, Test, and Evaluation overview

The budget request included $75,117.2 million in Research, Development, Test and Evaluation for the Department of Defense.

The House bill would authorize $73,476.3 million.

The Senate amendment would authorize $74,718.1 million.

The conferees agree to authorize $73,727.5 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

NATIONAL DEFENSE AUTHORIZATION FOR FISCAL YEAR 2007

(Dollars in Thousands)

Title II -- RESEARCH, DEVELOPMENT, TEST & EVALUATION	Authorization Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Research, Development, Test & Evaluation, Army	10,589,604	10,057,498	11,327,945	250,788	10,840,392
Research, Development, Test & Evaluation, Navy	17,075,536	17,323,601	16,296,395	-94,804	16,980,732
Research, Development, Test & Evaluation, Air Force	26,711,940	25,738,960	25,581,989	-1,019,419	25,692,521
Research, Development, Test & Evaluation, Defense-wide	20,559,850	20,176,000	21,331,475	-526,214	20,033,636
Operational Test & Evaluation	180,264	180,264	180,264	0	180,264
TOTAL RDT&E	75,117,194	73,476,323	74,718,068	-1,389,649	73,727,545

ARMY

Research, Development, Test, and Evaluation, Army overview

The budget request included $10,589.6 million in Research, Development, Test, and Evaluation, Army for the Department of Defense.

The House bill would authorize $10,057.5 million.

The Senate amendment would authorize $11,328.0 million.

The conferees agree to authorize $10,840.4 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title II-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
			RESEARCH, DEVELOPMENT, TEST & EVALUATION, ARMY					
2040	0601101A	1	IN-HOUSE LABORATORY INDEPENDENT RESEARCH	19,266	19,266	19,266		19,266
2040	0601102A	2	DEFENSE RESEARCH SCIENCES	137,676	144,389	145,176	8,800	146,476
			Respiratory infections research			[2,000]	[1,600]	
			Document exploitation systems			[3,000]	[1,000]	
			Organic semiconductor modeling & simulation research			[1,000]	[1,000]	
			Activated nanostructures for deicing		[2,000]	[1,500]	[1,200]	
			Center of Excellence in industrial metrology		[2,700]		[1,600]	
			No justification (F-22)		[-545]			
			No justification (H52)		[-942]			
			CBR functionally integrated reactive surface technologies		[3,500]		[2,400]	
2040	0601103A	3	UNIVERSITY RESEARCH INITIATIVES	64,843	66,443	73,843	9,600	74,443
			Program increase			[9,000]	[8,000]	
			National Trauma Institute		[1,600]		[1,600]	
2040	0601104A	4	UNIVERSITY AND INDUSTRY RESEARCH CENTERS	84,034	91,434	102,234	13,320	97,354
			Information assurance research			[1,500]	[800]	
			Nanoscale biosensor research			[2,500]	[2,500]	
			Low temperature vehicle performance research			[2,000]	[800]	
			Automotive research			[3,000]	[2,000]	
			Integrated sensing & communications systems			[2,000]	[800]	
			Urban simulation & training research			[1,400]	[1,120]	
			Network security research			[2,000]	[1,600]	
			Machine interface research			[1,500]		
			Transparent nanocomposite armor research			[300]	[300]	
			Nanocomposite materials research			[2,000]	[2,000]	
			Electron microprobe facility		[1,400]		[1,400]	
			Vehicle modeling for reduced fuel usage		[6,000]			

Title II-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0602105A	5	MATERIALS TECHNOLOGY	18,614	29,114	31,614	12,800	31,414
			Nanosensor manufacturing research			[2,000]	[1,600]	
			Ballistic materials for Future Combat Systems			[2,000]	[2,000]	
			IED protection materials research			[4,000]	[4,000]	
			Advanced composite materials research			[3,000]	[1,600]	
			Soldier torso armor systems			[2,000]	[2,000]	
			Advanced lightweight armor materials		[6,000]			
			Ultra lightweight metallic armor		[4,500]		[1,600]	
2040	0602120A	6	SENSORS AND ELECTRONIC SURVIVABILITY	39,826	49,826	48,826	8,400	48,226
			Advanced microelectronics manufacturing			[2,000]	[2,000]	
			Operationally responsive space research			[5,000]		
			Integrated remote sensing technologies			[2,000]	[2,000]	
			Network enabled combat ID		[5,000]		[2,400]	
			Electromagnetic geolocation		[2,000]		[1,000]	
			Advanced detection of explosives		[3,000]		[1,000]	
2040	0602122A	7	TRACTOR HIP	4,367	4,367	4,367		4,367
2040	0602211A	8	AVIATION TECHNOLOGY	42,567	42,927	42,567		42,567
			Automated helicopter load acquisition system		[360]			
2040	0602270A	9	ELECTRONIC WARFARE TECHNOLOGY	16,411	24,411	16,411	6,200	22,611
			Silver Fox and Manta UAS		[5,000]		[3,200]	
			Knowledge integration and management		[3,000]		[3,000]	
2040	0602303A	10	MISSILE TECHNOLOGY	53,038	53,038	55,038	1,000	54,038
			Materials for munitions protection research			[2,000]	[1,000]	
2040	0602307A	11	ADVANCED WEAPONS TECHNOLOGY	19,342	19,342	19,342		19,342
2040	0602308A	12	ADVANCED CONCEPTS AND SIMULATION	16,654	16,654	20,654	4,000	20,654
			Photonics research for sniper detection			[4,000]	[4,000]	

Title II-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0602601A	13	COMBAT VEHICLE AND AUTOMOTIVE TECHNOLOGY	53,342	85,142	60,342	13,600	66,942
			Medium/heavy duty fuel cell vehicle demonstration			[3,000]	[3,000]	
			Transparent armor research			[2,000]	[800]	
			Military fuels research			[2,000]	[1,600]	
			Digital engine, hydraulic valve actuation		[3,900]		[800]	
			Tactical metal fabrication		[6,300]		[2,400]	
			National Institute for Legged Mobility		[2,000]			
			Nanofluids for military ground vehicles		[2,500]			
			Light utility vehicle		[4,000]		[1,000]	
			Ground combat systems open architecture electronic enhancement		[11,100]		[2,800]	
			Teamline secure mobile		[2,000]		[1,200]	
2040	0602618A	14	BALLISTICS TECHNOLOGY	55,014	56,664	55,014	800	55,814
			DP-5X		[1,650]		[800]	
2040	0602622A	15	CHEMICAL, SMOKE AND EQUIPMENT DEFEATING TECHNOLO(	2,235	2,235	2,235		2,235
2040	0602623A	16	JOINT SERVICE SMALL ARMS PROGRAM	7,008	7,008	9,008		7,008
			Recoil mitigation technologies			[2,000]		
2040	0602624A	17	WEAPONS AND MUNITIONS TECHNOLOGY	40,469	53,369	43,469	4,800	45,269
			UGV weaponization technologies			[3,000]	[1,600]	
			Gun based RAM defense		[6,000]			
			Precision munition onboard recorder		[1,900]			
			Microelectronics supporting flexible display		[2,000]		[1,600]	
			Hospital emergency planning and integration		[3,000]		[1,600]	
2040	0602705A	18	ELECTRONICS AND ELECTRONIC DEVICES	43,391	43,391	49,391	4,000	47,391
			High-frequency, high-power electronic & optoelectronic devices			[3,000]	[2,400]	
			Advanced rechargeable batteries			[3,000]	[1,600]	
2040	0602709A	19	NIGHT VISION TECHNOLOGY	24,391	29,041	24,391	2,400	26,791
			Microdisplay development		[4,650]		[2,400]	
2040	0602712A	20	COUNTERMINE SYSTEMS	21,795	21,795	26,795	3,200	24,995
			Standoff IED detection technologies			[5,000]	[3,200]	

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(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0602716A	21	HUMAN FACTORS ENGINEERING TECHNOLOGY	17,426	42,426	17,426	21,000	38,426
			LWI training-based collaborative research		[25,000]		[21,000]	
2040	0602720A	22	ENVIRONMENTAL QUALITY TECHNOLOGY	15,809	25,809	15,809	1,200	17,009
			Combined bomb unit decasing and disposal		[3,800]			
			Propelling agent		[1,200]		[1,200]	
			Integrated environment control system/Cryogenic agent removal system		[5,000]			
2040	0602782A	23	COMMAND, CONTROL, COMMUNICATIONS TECHNOLOGY	22,215	41,465	22,215	7,800	30,015
			Universal communication bridge		[3,500]			
			Portable flexible displays		[5,000]		[1,200]	
			C4ISR Integrated Digital Environment Service Model (IDESM)		[2,000]		[2,000]	
			Soldier sensor computing		[2,000]			
			Integrated lightweight electronics shelter		[1,750]		[1,400]	
			Advanced 3D locator		[5,000]		[3,200]	
2040	0602783A	24	COMPUTER AND SOFTWARE TECHNOLOGY	5,368	6,368	5,368	1,000	6,368
			Bioinspired security infrastructure		[1,000]		[1,000]	
2040	0602784A	25	MILITARY ENGINEERING TECHNOLOGY	51,120	51,120	51,120		51,120
2040	0602785A	26	MANPOWER/PERSONNEL/TRAINING TECHNOLOGY	16,208	16,208	16,208		16,208
2040	0602786A	27	WARFIGHTER TECHNOLOGY	23,083	30,753	28,083	6,600	29,683
			Ballistic materials for force protection			[5,000]	[4,000]	
			Chem-bio protective hangars		[6,000]		[1,600]	
			Chem-bio lightweight shelter		[250]			
			Active and smart packaging for combat feeding		[1,420]		[1,000]	

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2040	0602787A	28	MEDICAL TECHNOLOGY	76,544	99,120	83,044	12,100	88,644
			Advanced fibrin dressings			[2,000]	[2,000]	
			Battlefield head injury diagnostic tools			[1,000]		
			Biomechanics research			[2,000]	[2,000]	
			Synthetic malaria vaccine		[4,000]		[2,400]	
			Bioengineering for soldier survivability		[3,000]	[1,500]	[1,600]	
			Modeling warfighter fatigue		[4,000]			
			Virtual reality surgical simulator		[1,000]			
			Biofoam protein hydrogel		[5,800]		[2,000]	
			Epigenetics research		[3,000]		[1,600]	
			Oxygen diffusion dressings for accelerated healing		[1,000]		[500]	
			Biomedical neuropsychiatric and PTSD new treatment initiative		[776]			
2040	0603001A	29	WARFIGHTER ADVANCED TECHNOLOGY	47,065	51,065	49,065	3,200	50,265
			AGAS technology development			[2,000]	[1,600]	
			Future combat rations - processing and packaging		[4,000]		[1,600]	

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2040	0603002A	30	MEDICAL ADVANCED TECHNOLOGY	53,274	102,174	72,274	39,200	92,474
			Lower limb prosthetics research			[3,000]	[3,000]	
			Combat wound initiative			[2,000]	[2,000]	
			Electronic vital signs monitoring systems			[2,000]	[1,600]	
			Robotic telesurgery research			[2,000]	[2,000]	
			Blast trauma detection research			[2,000]	[2,000]	
			Dengue infections research			[5,000]	[3,000]	
			Tissue regeneration research			[3,000]	[2,400]	
			Gulf War Illness research (S.AMDT #3082)			[15,000]	[10,000]	
			Reduction (S.AMDT #3082)			[-15,000]		
			Human organ and tissue preservation		[3,000]			
			Epidemiological tracking initiative		[5,000]			
			Advanced proteomics		[4,000]		[1,200]	
			Advanced medical technology - University of Texas		[3,000]			
			Combined injury consortium		[5,000]			
			Freeze dried plasma		[4,000]			
			Cellular response to infections and inflammatory diseases		[2,000]			
			National functional genomics center		[10,000]		[8,400]	
			Nightengale wireless personal status monitor		[2,500]			
			Personal intelligent medical assistant		[2,500]			
			Tracking soldier health with advanced implants		[2,500]		[1,600]	
			Malaria vaccine development		[2,000]		[2,000]	
			Electronic health records		[2,400]			
			DOD/VA healthcare information interoperability demonstration		[1,000]			

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2040	0603003A	31	AVIATION ADVANCED TECHNOLOGY	53,890	98,290	58,890	15,240	69,130
			UAV munitions technologies			[3,000]	[2,240]	
			UAV payload delivery systems			[2,000]	[1,600]	
			Polymer matrix for drive systems		[8,000]		[2,400]	
			Nanocrystal line diamond rotorblade leading edge protection		[2,900]			
			Universal control program		[8,000]		[3,000]	
			Laser peening for rotorcraft transmissions - advanced helo performance		[3,000]			
			NVG compatible electrostatically conductive windscreen laminates for advanced perfor		[2,700]		[1,200]	
			Power dense rotorcraft transmission		[1,000]		[800]	
			Technology for aging aircraft depot support		[3,800]			
			Vectored thrust ducted propeller compound helo		[9,500]		[4,000]	
			Aviation technology for legacy systems		[5,500]			
2040	0603004A	32	WEAPONS AND MUNITIONS ADVANCED TECHNOLOGY	59,389	86,239	60,389	4,250	63,639
			Cannon recoil reduction system			[1,000]	[800]	
			Micro-seeker for small steerable projectiles		[5,000]		[1,600]	
			Electromagnetic gun initiative		[850]		[850]	
			Affordable net shaped MER titanium production		[4,500]			
			Precision aspheric optics		[6,000]			
			Mobile detection assessment response system		[5,500]			
			Dual use radiological and chemical detectors		[3,000]			
			Knowledge driven manufacturing		[2,000]		[1,000]	

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2040	0603005A	33	COMBAT VEHICLE AND AUTOMOTIVE ADVANCED TECHNOLO(	131,436	161,823	186,436	45,340	176,776
			Composite armor cab development			[3,000]	[3,000]	
			Antiballistic windshield armor		[4,500]	[4,000]	[4,000]	
			Hostile fire detection systems			[3,000]	[3,000]	
			Unmanned ground vehicle initiative			[12,000]	[12,000]	
			Military hybrid engine development program			[10,000]	[8,000]	
			Solid hydrogen storage vehicle research			[4,000]	[2,400]	
			Composite ceramic vehicle armor program			[1,000]		
			Fuel cell cost reduction research			[3,000]	[1,600]	
			Solid oxide fuel cell manufacturing research			[1,500]		
			Vehicle design optimization tools			[1,500]	[1,500]	
			Dynamometer facility upgrade		[4,300]	[3,000]		
			Fastening & joining research			[1,500]	[800]	
			Tactical vehicle APS research			[7,500]	[3,040]	
			Wheeled vehicle electric drive maturation		[6,000]			
			Tactical wheeled vehicle armor structures survivability and performance		[10,000]		[4,000]	
			Diminishing manufacturing sources and material support		[5,000]		[2,000]	
			Shot spotter individual protection system		[6,000]			
			Fuel cell-based auxillary power		[3,000]			
			No justification (DF7)		[-3,076]			
			No justification (DC66)		[-5,337]			
2040	0603006A	34	COMMAND, CONTROL, COMMUNICATIONS ADVANCED TECHN	12,255	12,255	12,255		12,255
2040	0603007A	35	MANPOWER, PERSONNEL AND TRAINING ADVANCED TECHN(	6,783	6,783	6,783		6,783
2040	0603008A	36	ELECTRONIC WARFARE ADVANCED TECHNOLOGY	49,199	65,899	49,199	7,500	56,699
			Advanced wireless technologies		[500]		[500]	
			Applied communications and information networking		[7,000]		[4,000]	
			Portable mobile emergency broadband systems		[3,000]		[3,000]	
			Mission planning tool set		[2,500]			
			JEM range extension		[3,700]			

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Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0603009A	37	TRACTOR HIKE	12,633	12,633	12,633		12,633
2040	0603015A	38	NEXT GENERATION TRAINING & SIMULATION SYSTEMS	18,723	29,923	22,723	2,800	21,523
			Virtual environment for urban warfare		[4,000]		[800]	
			Joint fires and effects training system		[7,200]	[4,000]	[2,000]	
2040	0603020A	39	TRACTOR ROSE	6,526	6,526	6,526		6,526
2040	0603100A	40	IED DEFEAT TECHNOLOGY DEVELOPMENT		8,000		2,400	2,400
			Center for pulsed power and power electronics		[8,000]		[2,400]	
2040	0603103A	41	EXPLOSIVES DEMILITARIZATION TECHNOLOGY	10,349	13,749	10,349		10,349
			Demilitarization resource recovery and recycle program - Tooele Army Depot		[3,400]			
2040	0603105A	42	MILITARY HIV RESEARCH	6,998	6,998	6,998		6,998
2040	0603125A	43	COMBATING TERRORISM, TECHNOLOGY DEVELOPMENT	13,061	13,061	13,061		13,061
			Army Venture Capital Fund Demo		[10,000]			
			Army Venture Capital Fund Demo		[-10,000]			
2040	0603238A	44	GLOBAL SURVEILLANCE/AIR DEFENSE/PRECISION STRIKE TE					
2040	0603270A	45	ELECTRONIC WARFARE TECHNOLOGY	17,419	17,419	17,419		17,419
2040	0603313A	46	MISSILE AND ROCKET ADVANCED TECHNOLOGY	60,353	64,853	60,353	1,600	61,953
			Smart energetic architecture for missile systems		[4,500]		[1,600]	
2040	0603322A	47	TRACTOR CAGE	18,448	18,448	18,448		18,448
2040	0603606A	48	LANDMINE WARFARE AND BARRIER ADVANCED TECHNOLOG	25,315	25,315	25,315		25,315
2040	0603607A	49	JOINT SERVICE SMALL ARMS PROGRAM	8,097	13,097	8,097		8,097
			Lightweight small arms technology		[5,000]			
2040	0603710A	50	NIGHT VISION ADVANCED TECHNOLOGY	35,892	55,295	45,892	6,800	42,692
			Intelligence, surveillance & detection sensor research			[2,500]		
			FCS short range electro optic sensor research			[7,500]	[3,200]	
			Cable warning obstacle avoidance system		[3,000]		[1,200]	
			Hyperspectral sensors for force protection		[7,000]		[1,600]	
			Buster backpack UAV		[5,000]			
			Personal miniature thermal viewer		[4,800]		[800]	
			No justification - DC65		[-397]			

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2040	0603728A	51	ENVIRONMENTAL QUALITY TECHNOLOGY DEMONSTRATIONS	14,982	14,982	14,982		14,982
2040	0603734A	52	MILITARY ENGINEERING ADVANCED TECHNOLOGY	6,837	16,437	12,837	4,800	11,637
			Direct methanol fuel cell development			[3,000]	[2,000]	
			Fuel cells for continuity of operations			[3,000]		
			Synthetic automotive virtual environment		[3,600]		[1,600]	
			Gas engine driven air conditioning demonstration		[3,000]		[1,200]	
			Buckeye UAS		[3,000]			
2040	0603772A	53	ADVANCED TACTICAL COMPUTER SCIENCE AND SENSOR TE	67,011	79,011	73,011	4,800	71,811
			Advanced radar technologies			[3,000]	[2,000]	
			Phraselator improvement program			[3,000]		
			Digital array radar		[4,000]			
			Advanced radar transceiver IC		[5,000]		[800]	
			Software lifecycle affordability		[3,000]		[2,000]	
2040	0603024A	54	UNIQUE ITEM IDENTIFICATION (UID)	668		668		668
			No Justification		[-668]			
2040	0603305A	55	ARMY MISSILE DEFENSE SYSTEMS INTEGRATION (NON SPAC	14,389	35,389	16,389	15,600	29,989
			Radiation space hardening		[5,000]	[2,000]	[2,000]	
			Advanced hypersonic weapon		[7,000]		[7,000]	
			Next generation interceptors		[7,000]		[5,600]	
			Integrated composite mounting hardware		[2,000]		[1,000]	
2040	0603308A	56	ARMY MISSILE DEFENSE SYSTEMS INTEGRATION (SPACE)	17,421	17,421	17,421		17,421
2040	0603327A	57	AIR AND MISSILE DEFENSE SYSTEMS ENGINEERING	176,142	185,142	176,142	-9,200	166,942
			Area security and defense systems - Center for defense systems research		[4,000]			
			Advanced extended range attack missile		[5,000]		[800]	
			S32 unjustified growth				[-10,000]	
2040	0603460A	58	JOINT AIR-TO-GROUND MISSILE (JAGM)	53,500	53,500	53,500		53,500
2040	0603619A	59	LANDMINE WARFARE AND BARRIER - ADV DEV	24,737	31,737	24,737	1,600	26,337
			Enhanced holographic imager		[7,000]		[1,600]	

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2040	0603627A	60	SMOKE, OBSCURANT AND TARGET DEFEATING SYS-ADV DEV	19,449	19,449	19,449	-10,000	9,449
			Excessive program delays				[-10,000]	
2040	0603639A	61	TANK AND MEDIUM CALIBER AMMUNITION	44,578	44,578	44,578		44,578
2040	0603653A	62	ADVANCED TANK ARMAMENT SYSTEM (ATAS)	142,486	142,486	182,486		142,486
			Stryker active protection system integration			[40,000]		
2040	0603747A	63	SOLDIER SUPPORT AND SURVIVABILITY	4,787	3,795	4,787		4,787
			No Justification (C08)		[-992]			
2040	0603766A	64	TACTICAL ELECTRONIC SURVEILLANCE SYSTEM - ADV DEV	[ ]	[ ]	[ ]		[ ]
2040	0603774A	65	NIGHT VISION SYSTEMS ADVANCED DEVELOPMENT	3,454	3,454	3,454		3,454
2040	0603779A	66	ENVIRONMENTAL QUALITY TECHNOLOGY	6,149	18,149	14,149	7,100	13,249
			Hawaii undersea chemical weapons assessment		[8,000]	[8,000]	[5,500]	
			Vanadium technology program		[4,000]		[1,600]	
2040	0603782A	67	WARFIGHTER INFORMATION NETWORK-TACTICAL	222,296	119,996	322,296	100,000	322,296
			Warfighter Information Network - Tactical			[100,000]	[100,000]	
			Program decrease		[-102,300]			
2040	0603790A	68	NATO RESEARCH AND DEVELOPMENT	4,959	4,959	4,959		4,959
2040	0603801A	69	AVIATION - ADV DEV	8,481	6,481	6,481		6,481
2040	0603804A	70	LOGISTICS AND ENGINEER EQUIPMENT - ADV DEV	27,499	27,499	27,499		27,499
2040	0603805A	71	COMBAT SERVICE SUPPORT CONTROL SYSTEM EVALUATION	19,054	19,054	19,054	-4,000	15,054
			Program growth without acquisition strategy				[-4,000]	
2040	0603807A	72	MEDICAL SYSTEMS - ADV DEV	12,479	14,479	19,979	8,500	20,979
			Future medical shelter systems			[7,500]	[7,500]	
			Leishmaniasis skin test		[2,000]		[1,000]	
2040	0603827A	73	SOLDIER SYSTEMS - ADVANCED DEVELOPMENT	18,178	18,178	23,478	-1,400	16,778
			Nickel boron metal coating technology for crew served weapons			[5,300]		
			S54 40mm reconnaissance cartridge				[-1,400]	
2040	0603850A	74	INTEGRATED BROADCAST SERVICE	[ ]	[ ]	[ ]		[ ]
			IBS			[-10,000]		
2040	0603808A	75	CLASSIFIED PROGRAM	[ ]	[ ]	[ ]		[ ]

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2040	0604201A	76	AIRCRAFT AVIONICS	57,786	57,786	57,786		57,786
2040	0604220A	77	ARMED, DEPLOYABLE OH-58D	82,310	50,010	182,310	100,000	182,310
			Transfer from ARH (APA 3)			[100,000]	[100,000]	
			Excess to requirement		[-32,300]			
2040	0604270A	78	ELECTRONIC WARFARE DEVELOPMENT	55,716	60,941	55,716	1,840	57,556
			Bi-directional English-Iraqi instant language translator		[5,225]		[1,840]	
2040	0604280A	79	JOINT TACTICAL RADIO					
2040	0604321A	80	ALL SOURCE ANALYSIS SYSTEM	[ ]	[ ]	[ ]		[ ]
2040	0604328A	81	TRACTOR CAGE	17,821	17,821	17,821		17,821
2040	0604329A	82	COMMON MISSILE					
2040	0604601A	83	INFANTRY SUPPORT WEAPONS	45,229	52,629	45,229	3,200	48,429
			CROWS Javelin integration		[5,400]		[1,600]	
			Enhanced flame retardant clothing system		[2,000]		[1,600]	
2040	0604604A	84	MEDIUM TACTICAL VEHICLES	1,994	2,794	1,994	800	2,794
			Track over the tire system		[800]		[800]	
2040	0604609A	85	SMOKE, OBSCURANT AND TARGET DEFEATING SYS-SDD	1,347	1,347	1,347		1,347
2040	0604622A	86	FAMILY OF HEAVY TACTICAL VEHICLES	1,947	1,947	6,947	4,800	6,747
			Advanced thermal & oil management controls research			[5,000]	[4,800]	
2040	0604633A	87	AIR TRAFFIC CONTROL	8,956	8,956	8,956		8,956
2040	0604642A	88	LIGHT TACTICAL WHEELED VEHICLES	82,300	82,300	105,300	-43,400	38,900
			Joint light tactical vehicle (JLTV) - transfer from Title XV			[20,000]		
			Army fuel cell non-tactical vehicle propulsion			[3,000]	[1,600]	
			Program delay				[-45,000]	
2040	0604645A	89	ARMORED SYSTEMS MODERNIZATION (ASM)-SDD					
2040	0604646A	90	NON-LINE OF SIGHT LAUNCH SYSTEM	253,410	253,410	253,410		253,410
2040	0604647A	91	NON-LINE OF SIGHT CANNON	137,802	137,802	137,802		137,802
2040	0604660A	92	FCS MANNED GRD VEHICLES & COMMON GRD VEHICLE	696,333	463,033	721,333	-100,300	596,033
			FCS active protection system acceleration			[25,000]		
			Program reduction		[-233,300]		[-100,300]	

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2040	0604661A	93	FCS SYSTEMS OF SYSTEMS ENGR & PROGRAM MGMT	1,589,466	1,023,166	1,589,466	-102,000	1,487,466
			Program reduction		[-566,300]		[-102,000]	
2040	0604662A	94	FCS RECONNAISSANCE (UAV) PLATFORMS	41,164	20,164	41,164		41,164
			Class IV UAV		[-21,000]			
2040	0604663A	95	FCS UNMANNED GROUND VEHICLES	90,667	43,967	180,667		90,667
			FCS armed robotic vehicles			[90,000]		
			Program reduction		[-46,700]			
2040	0604664A	96	FCS UNATTENDED GROUND SENSORS	10,999	10,999	10,999		10,999
2040	0604665A	97	FCS SUSTAINMENT & TRAINING R&D	678,781	678,781	678,781	-27,000	651,781
			Program adjustment				[-27,000]	
2040	0604666A	98	MODULAR BRIGADE ENHANCEMENT	64,796	64,796	64,796		64,796
2040	0604710A	99	NIGHT VISION SYSTEMS - SDD	44,619	44,619	44,619		44,619
2040	0604713A	100	COMBAT FEEDING, CLOTHING, AND EQUIPMENT	2,501	2,501	2,501		2,501
2040	0604715A	101	NON-SYSTEM TRAINING DEVICES - SDD	35,992	35,992	35,992		35,992
2040	0604741A	102	AIR DEFENSE COMMAND, CONTROL AND INTELLIGENCE - SDI	21,513	21,513	21,513		21,513
2040	0604742A	103	CONSTRUCTIVE SIMULATION SYSTEMS DEVELOPMENT	31,962	31,962	31,962		31,962
2040	0604746A	104	AUTOMATIC TEST EQUIPMENT DEVELOPMENT	18,025	18,025	18,025	-8,000	10,025
			L59 funding ahead of need				[-8,000]	
2040	0604760A	105	DISTRIBUTIVE INTERACTIVE SIMULATIONS (DIS) - SDD	16,594	18,744	16,594	1,720	18,314
			Joint training integration and evaluation		[2,150]		[1,720]	
2040	0604780A	106	COMBINED ARMS TACTICAL TRAINER (CATT) CORE	37,035	37,035	37,035		37,035
2040	0604783A	107	JOINT NETWORK MANAGEMENT SYSTEM	2,786	2,786	2,786		2,786
2040	0604802A	108	WEAPONS AND MUNITIONS - SDD	55,368	55,368	55,368		55,368
2040	0604804A	109	LOGISTICS AND ENGINEER EQUIPMENT - SDD	45,009	45,009	45,009		45,009
2040	0604805A	110	COMMAND, CONTROL, COMMUNICATIONS SYSTEMS - SDD	10,047	10,047	10,047		10,047
2040	0604807A	111	MEDICAL MATERIEL/MEDICAL BIOLOGICAL DEFENSE EQUIPM	15,823	18,323	15,823	1,600	17,423
			Ground on-board oxygen generation system		[2,500]		[1,600]	
2040	0604808A	112	LANDMINE WARFARE/BARRIER - SDD	142,315	142,315	142,315	-4,045	138,270
			IMS FCS integration				[-4,045]	

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(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0604814A	114	ARTILLERY MUNITIONS	63,039	41,939	63,039		63,039
			Transfer funds for additional Excalibur precision guided munition procurement		[-21,100]			
2040	0604817A	115	COMBAT IDENTIFICATION	11,362	11,362	13,362		11,362
			SINCGARS based combat ID research			[2,000]		
2040	0604818A	116	ARMY TACTICAL COMMAND & CONTROL HARDWARE & SOFTV	99,202	99,202	99,202		99,202
2040	0604820A	117	RADAR DEVELOPMENT	7,067	7,067	7,067		7,067
2040	0604822A	118	GENERAL FUND ENTERPRISE BUSINESS SYSTEM (GFEBS)	53,559	53,559	112,600	59,041	112,600
			Transfer from OMA, line 432 (S.AMDT 2174)			[29,822]	[29,822]	
			Transfer from OPA, line 107 (S AMDT 2174)			[29,219]	[29,219]	
2040	0604823A	119	FIREFINDER	77,279	77,279	77,279		77,279
2040	0604827A	120	SOLDIER SYSTEMS - WARRIOR DEM/VAL			30,400		
			Continued development of Land Warrior			[30,400]		
2040	0604854A	121	ARTILLERY SYSTEMS	24,221	24,221	24,221		24,221
2040	0604869A	122	PATRIOT/MEADS COMBINED AGGREGATE PROGRAM (CAP)	372,146	372,146	372,146		372,146
2040	0604870A	123	NUCLEAR ARMS CONTROL MONITORING SENSOR NETWORK	7,300	7,300	7,300		7,300
2040	0605013A	124	INFORMATION TECHNOLOGY DEVELOPMENT	103,485	106,985	103,485	2,400	105,885
			Health informatics initiative		[3,500]		[2,400]	
2040	0603808A	125	CLASSIFIED PROGRAM	[ ]	[ ]	[ ]		[ ]
2040	0604256A	126	THREAT SIMULATOR DEVELOPMENT	21,887	21,887	21,887		21,887
2040	0604258A	127	TARGET SYSTEMS DEVELOPMENT	13,499	13,499	13,499		13,499
2040	0604759A	128	MAJOR T&E INVESTMENT	66,921	66,921	66,921		66,921
2040	0604812A	129	CLASSIFIED PROGRAM	[ ]	[ ]	[ ]		[ ]
2040	0605103A	130	RAND ARROYO CENTER	16,342	18,342	16,342	2,000	18,342
			Program increase		[2,000]		[2,000]	
2040	0605301A	131	ARMY KWAJALEIN ATOLL	182,136	182,136	182,136		182,136
2040	0605326A	132	CONCEPTS EXPERIMENTATION PROGRAM	34,004	42,004	34,004	-10,938	23,066
			Gunfire detection system for UAVs		[6,000]		[1,600]	
			Study of warfighting initiative for future technologies and tactics aviation		[2,000]			
			Program adjustment				[-12,538]	

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2040	0605502A	133	SMALL BUSINESS INNOVATIVE RESEARCH					
2040	0605601A	134	ARMY TEST RANGES AND FACILITIES	357,964	357,964	357,964		357,964
2040	0605602A	135	ARMY TECHNICAL TEST INSTRUMENTATION AND TARGETS	74,391	74,961	74,391	480	74,871
			Robotic manipulators for EOD		[570]		[480]	
2040	0605604A	136	SURVIVABILITY/LETHALITY ANALYSIS	40,343	40,343	40,343		40,343
2040	0605605A	137	DOD HIGH ENERGY LASER TEST FACILITY	2,801	2,801	10,301	6,000	8,801
			HELSTF			[7,500]	[6,000]	
2040	0605606A	138	AIRCRAFT CERTIFICATION	4,688	4,688	4,688		4,688
2040	0605702A	139	METEOROLOGICAL SUPPORT TO RDT&E ACTIVITIES	6,346	8,346	8,346		8,346
2040	0605706A	140	MATERIEL SYSTEMS ANALYSIS	16,526	16,526	16,526		16,526
2040	0605709A	141	EXPLOITATION OF FOREIGN ITEMS	[ ]	[ ]	[ ]		[ ]
2040	0605712A	142	SUPPORT OF OPERATIONAL TESTING	75,293	75,293	75,293		75,293
2040	0605716A	143	ARMY EVALUATION CENTER	61,694	61,694	61,694		61,694
2040	0605718A	144	SIMULATION & MODELING FOR ACQ, RQTS, & TNG (SMART)	5,342	5,342	5,342		5,342
2040	0605801A	145	PROGRAMWIDE ACTIVITIES	73,718	73,718	73,718		73,718
2040	0605803A	146	TECHNICAL INFORMATION ACTIVITIES	41,607	41,607	41,607	-1,000	40,607
			Unjustified growth				[-1,000]	
2040	0605805A	147	MUNITIONS STANDARDIZATION, EFFECTIVENESS AND SAFET	19,606	20,606	19,606	1,000	20,606
			National Polymer Innovation Center		[1,000]		[1,000]	
2040	0605857A	148	ENVIRONMENTAL QUALITY TECHNOLOGY MGMT SUPPORT	4,958	4,958	4,958		4,958
2040	0605898A	149	MANAGEMENT HQ - R&D	14,889	14,889	14,889		14,889
2040	0909999A	150	FINANCING FOR CANCELLED ACCOUNT ADJUSTMENTS					
2040	0603778A	151	MLRS PRODUCT IMPROVEMENT PROGRAM	54,055	56,555	56,555		54,055
			HIMARS modular launcher communications system (MLCS)		[2,500]	[2,500]		
2040	0603820A	152	WEAPONS CAPABILITY MODIFICATIONS UAV	3,900	3,900	3,900		3,900
2040	0102419A	153	AEROSTAT JOINT PROJECT OFFICE	481,251	484,251	481,251		481,251
			MEMS demonstration radar		[3,000]			
2040	0203726A	154	ADV FIELD ARTILLERY TACTICAL DATA SYSTEM	16,837	16,837	16,837		16,837

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Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0203735A	155	COMBAT VEHICLE IMPROVEMENT PROGRAMS	27,615	30,615	38,515	9,440	37,055
			Vehicle health management systems development			[6,000]	[4,000]	
			Combat vehicle transmission improvement			[4,900]	[3,840]	
			Virtual simulation and modernization of BFV computers		[3,000]		[1,600]	
2040	0203740A	156	MANEUVER CONTROL SYSTEM	43,961	43,961	43,961		43,961
2040	0203744A	157	AIRCRAFT MODIFICATIONS/PRODUCT IMPROVEMENT PROGR	325,643	320,643	330,643	-11,000	314,643
			Helicopter autonomous landing system (HALS)			[5,000]	[4,000]	
			Aerial Common Sensor		[-5,000]		[-15,000]	
2040	0203752A	158	AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM	476	476	476		476
2040	0203758A	159	DIGITIZATION	9,737	9,737	9,737		9,737
2040	0203759A	160	FORCE XXI BATTLE COMMAND, BRIGADE AND BELOW (FBCB2	32,446	32,446	32,446		32,446
2040	0203764A	161	TACTICAL WHEELED VEHICLE IMPROVEMENT PROGRAM					
2040	0203801A	162	MISSILE/AIR DEFENSE PRODUCT IMPROVEMENT PROGRAM	30,219	30,219	30,219		30,219
2040	0203802A	163	OTHER MISSILE PRODUCT IMPROVEMENT PROGRAMS	1,897	1,897	1,897		1,897
2040	0203808A	164	TRACTOR CARD	16,573	16,573	16,573		16,573
2040	0208010A	165	JOINT TACTICAL COMMUNICATIONS PROGRAM (TRI-TAC)	1,536	1,536	1,536		1,536
2040	0208053A	166	JOINT TACTICAL GROUND SYSTEM	23,462	23,462	13,462		23,462
			JTAGS			[-10,000]		
2040	0208058A	167	JOINT HIGH SPEED VESSEL (JHSV)	5,148	5,148	5,148		5,148
2040	0301359A	168	SPECIAL ARMY PROGRAM	[ ]	[ ]	[ ]		[ ]
2040	0303028A	169	SECURITY AND INTELLIGENCE ACTIVITIES					
2040	0303140A	170	INFORMATION SYSTEMS SECURITY PROGRAM	28,332	29,832	28,332		28,332
			RUBIX multilevel security		[1,500]			
2040	0303141A	171	GLOBAL.COMBAT SUPPORT SYSTEM	129,689	94,689	129,689	-35,000	94,689
			Program reduction		[-35,000]		[-35,000]	
2040	0303142A	172	SATCOM GROUND ENVIRONMENT (SPACE)	107,849	107,849	107,849		107,849
2040	0303150A	173	WWMCCS/GLOBAL COMMAND AND CONTROL SYSTEM	24,836	24,836	24,836		24,836
2040	0303158A	174	JOINT COMMAND AND CONTROL PROGRAM (JC2)	10,415	10,415	10,415		10,415

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Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0305204A	175	TACTICAL UNMANNED AERIAL VEHICLES	97,947	101,947	127,947		97,947
			Constant Hawk			[30,000]		
			Heavy fuel engines		[4,000]			
2040	0305206A	176	AIRBORNE RECONNAISSANCE SYSTEMS	[ ]	[ ]	[ ]		[ ]
2040	0305208A	177	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	[ ]	[ ]	[ ]	[6,800]	[ ]
			Constant look operational support environment		[4,000]		[1,600]	
			Asymmetric threat response and analysis program		[5,000]		[2,400]	
			Blast risk analysis and mitigation application		[4,000]		[1,600]	
			Sensor visualization data fusion		[2,000]		[1,200]	
2040	0702239A	178	AVIONICS COMPONENT IMPROVEMENT PROGRAM	1,024	1,024	1,024		1,024
2040	0708045A	179	END ITEM INDUSTRIAL PREPAREDNESS ACTIVITIES	66,869	75,869	66,869	3,600	70,469
			Specialized compact automated mechanical clearance platform		[3,000]		[400]	
			Non-hot pressed encapsulated armor ceramic manufacturing technology		[6,000]		[3,200]	
2040	1001018A	180	NATO JOINT STARS					
2040		999	CLASSIFIED PROGRAMS	147,162	147,162	137,162	6,800	153,962
			Total, RDT&E Army	**10,589,604**	**10,057,498**	**11,327,945**	**250,788**	**10,840,392**

Wide-area persistent surveillance

The budget request included a classified amount in PE35206A for improvements to the Constant Hawk persistent surveillance system.

The House bill would approve the requested amount.

The Senate amendment would authorize an additional $30.0 million to accelerate and broaden the scope of the Constant Hawk system.

The conferees agree to authorize the requested amount.

The current deployment of the Army's Constant Hawk system has proven the importance of large-area persistent surveillance in the campaign against improvised explosive device (IED) networks in Iraq. However, the coverage area is limited, and the platform's endurance is also limited. The system is designed to provide support only to the forensic analysis mission.

The Marine Corps is fielding a similar capability called Angel Fire. Angel Fire is designed to provide real-time support to ground force operations with improved sensor resolution. The conferees agree that while these two systems should eventually be merged into a single program with improved capabilities, this merger must not hinder current efforts to complete the fielding of either the Constant Hawk or Angel Fire systems. The conferees also urge the Army and Marine Corps to commit to integrating these systems in accordance with the equipment and procedures required by Task Force ODIN, and Army and Marine Corps ground forces. This merger should be accomplished as soon as practicable.

The conferees direct the Secretary of Defense to provide a conceptual plan for merger of the Constant Hawk and Angel Fire programs, which must include an assessment of the intelligence, surveillance, and reconnaissance (ISR) impacts of such a merger. The conferees also direct the Secretaries of the Army and Navy to provide program management plans for the Constant Hawk and Angel Fire programs, including respective budget detail to the congressional defense and intelligence committees within 60 days of enactment of this Act. The conferees also direct the Secretary of Defense to provide a study of future improvements to wide-area persistent surveillance, including: an assessment of sensor technology capabilities and limitations; an analysis of the most suitable sensor platforms; an evaluation of the best system architecture for collecting, sharing, and analyzing sensor data; and analysis of the optimum use of wide-area surveillance for defeating IED and other asymmetric threat networks. The results of this study should be provided to the congressional defense and intelligence committees within 180 days of enactment of this Act.

NAVY

Research, Development, Test, and Evaluation, Navy overview

The budget request included $17,075.5 million in Research, Development, Test, and Evaluation, Navy for the Department of Defense.

The House bill would authorize $17,323.6 million.

The Senate amendment would authorize $16,296.4 million.

The conferees agree to authorize $16,980.7 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

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(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
			RESEARCH, DEVELOPMENT, TEST & EVALUATION, NAVY					
1319	0601103N	1	UNIVERSITY RESEARCH INITIATIVES	76,637	81,637	85,637	9,200	85,837
			Program increase			[9,000]	[8,000]	
			Center for Nanosciences and Nanomaterials		[5,000]		[1,200]	
1319	0601152N	2	IN-HOUSE LABORATORY INDEPENDENT RESEARCH	16,556	16,556	16,556		16,556
1319	0601153N	3	DEFENSE RESEARCH SCIENCES	374,052	379,052	375,052	3,200	377,252
			Science & technology educational outreach programs			[1,000]	[800]	
			Energetics concepts and development		[5,000]		[2,400]	
1319	0602114N	4	POWER PROJECTION APPLIED RESEARCH	83,419	96,719	86,419	7,000	90,419
			Infrared materials research			[3,000]		
			High energy conventional energetics		[6,000]		[5,000]	
			Jefferson Lab high power FEL development		[5,000]		[2,000]	
			Advanced linear accelerator		[2,300]			
1319	0602123N	5	FORCE PROTECTION APPLIED RESEARCH	155,936	157,436	169,436	8,600	164,536
			Undersea perimeter security systems			[3,500]	[2,800]	
			Port security technologies			[2,000]		
			Unmanned sea surface vessel propulsion & power research			[3,000]		
			Energy systems integration research			[2,000]	[2,000]	
			UAV fuel cell technologies			[2,000]	[2,000]	
			Critical composite technologies for SOF medium range endurance			[1,000]	[1,000]	
			Optical recognition protocol for biologics detection		[1,500]		[800]	
1319	0602131M	6	MARINE CORPS LANDING FORCE TECHNOLOGY	26,785	29,785	31,285	3,000	29,785
			Rapid awareness systems			[4,500]	[3,000]	
			Compact pulse power sources		[3,000]			
1319	0602234N	7	MATERIALS, ELECTRONICS AND COMPUTER TECHNOLOGY		5,000		2,000	2,000
			Improved corrosion protection for Electromagnetic Aircraft Launch System (EMALS)		[3,000]			
			Infrared Materials Center		[2,000]		[2,000]	

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1319	0602235N	8	COMMON PICTURE APPLIED RESEARCH	93,376	99,376	93,376		93,376
			Blossom Point Satellite Facility		[2,000]			
			Agile coalition environment		[4,000]			
1319	0602236N	9	WARFIGHTER SUSTAINMENT APPLIED RESEARCH	88,297	103,297	88,297	2,400	90,697
			PULSE-Virtual Clinical Learning Lab		[15,000]		[2,400]	
1319	0602271N	10	RF SYSTEMS APPLIED RESEARCH	45,451	45,451	48,451	2,000	47,451
			RF power technologies			[3,000]	[2,000]	
1319	0602435N	11	OCEAN WARFIGHTING ENVIRONMENT APPLIED RESEARCH	49,869	52,109	49,869	800	50,669
			Marine mammal effects of sound		[2,240]		[800]	
1319	0602651M	12	JOINT NON-LETHAL WEAPONS APPLIED RESEARCH	6,081	6,081	6,081		6,081
1319	0602747N	13	UNDERSEA WARFARE APPLIED RESEARCH	68,455	73,255	71,455		68,455
			Vector sensor technology development			[3,000]		
			Persistent littoral undersea surveillance		[4,800]			
1319	0602782N	14	MINE AND EXPEDITIONARY WARFARE APPLIED RESEARCH	59,874	63,674	59,874	2,800	62,674
			Autonomous underwater vehicle docking and recharging station		[4,000]		[2,800]	
1319	0603114N	15	POWER PROJECTION ADVANCED TECHNOLOGY	49,684	66,684	54,684	2,400	52,084
			Excalibur UAV			[1,000]	[800]	
			Free electron laser research			[4,000]		
			Countermine LIDAR Undersea Vehicle (CLUBS)		[2,200]			
			Tactical compact optical interrogator		[7,800]		[1,600]	
			High bandwidth ship to ship optical communications		[1,000]			
			DP-2 vectored thrust aircraft		[6,000]			

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1319	0603123N	16	FORCE PROTECTION ADVANCED TECHNOLOGY	70,850	117,850	100,150	23,350	94,200
			Autonomous superconducting fault current limiting system			[3,000]		
			Navy manufacturing & repair cell			[5,000]	[4,000]	
			Development of wide-band gap semiconductor materials			[5,000]	[1,600]	
			Navy/USMC fuel cell non tactical vehicle initiative			[4,900]	[1,600]	
			Electrochemical field-deployable system for potable water generation			[3,000]	[2,400]	
			Fuel cell manufacturability research			[3,400]	[2,750]	
			Single generator operations lithium ion battery			[5,000]	[5,000]	
			Composite technologies for SOF medium range endurance craft		[1,000]			
			Swimmer detection sonar network		[6,000]		[1,200]	
			Secure naval infrastructure		[7,000]		[3,200]	
			Naval power systems and homeport security		[7,000]			
			High speed power node switching and control		[4,000]		[1,600]	
			Seafighter		[22,000]			
1319	0603235N	17	COMMON PICTURE ADVANCED TECHNOLOGY	40,782	53,582	40,782	8,000	48,782
			Project Athena		[10,000]		[6,400]	
			Maritime identification surveillance technology		[2,800]		[1,600]	
1319	0603236N	18	WARFIGHTER SUSTAINMENT ADVANCED TECHNOLOGY	102,124	102,124	102,124	-10,000	92,124
			Slow execution				[-10,000]	
1319	0603271N	19	RF SYSTEMS ADVANCED TECHNOLOGY	22,676	22,676	22,676		22,676
1319	0603640M	20	USMC ADVANCED TECHNOLOGY DEMONSTRATION (ATD)	70,968	73,468	75,968		70,968
			Ground warfare acoustical combat system		[2,500]	[5,000]		
1319	0603651M	21	JOINT NON-LETHAL WEAPONS TECHNOLOGY DEVELOPMENT	10,938	17,938	10,938		10,938
			Hail and warning laser		[7,000]			
1319	0603727N	22	NAVY TECHNICAL INFORMATION PRESENTATION SYSTEM					
1319	0603729N	23	WARFIGHTER PROTECTION ADVANCED TECHNOLOGY	12,145	12,145	12,145		12,145
1319	0603747N	24	UNDERSEA WARFARE ADVANCED TECHNOLOGY	73,626	79,326	73,626		73,626
			Deployable autonomous distributed system		[5,700]			
1319	0603758N	25	NAVY WARFIGHTING EXPERIMENTS AND DEMONSTRATIONS	41,196	41,196	41,196		41,196

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1319	0603782N	26	MINE AND EXPEDITIONARY WARFARE ADVANCED TECHNOLC	26,840	26,840	26,840		26,840
1319	0603207N	27	AIR/OCEAN TACTICAL APPLICATIONS	47,914	47,914	47,914	-10,000	37,914
			Meteorological and Ocean Sensors (METOC) data acquisition program growth				[-10,000]	
1319	0603216N	28	AVIATION SURVIVABILITY	6,252	17,502	6,252		6,252
			Rotorcraft external airbag system		[4,000]			
			Air Sentinel UAS		[7,250]			
1319	0603237N	29	DEPLOYABLE JOINT COMMAND ANDCONTROL	9,475	9,475	9,475		9,475
1319	0603254N	30	ASW SYSTEMS DEVELOPMENT	16,706	26,706	16,706	4,000	20,706
			Marine mammal alert system		[4,000]		[2,400]	
			Tactical E-field buoy development program		[6,000]		[1,600]	
1319	0603261N	31	TACTICAL AIRBORNE RECONNAISSANCE	4,063	4,063	4,063		4,063
1319	0603382N	32	ADVANCED COMBAT SYSTEMS TECHNOLOGY	9,331	17,331	9,331		9,331
			Open architecture technology insertion management environment		[8,000]			
1319	0603502N	33	SURFACE AND SHALLOW WATER MINE COUNTERMEASURES	91,122	91,122	91,122		91,122
1319	0603506N	34	SURFACE SHIP TORPEDO DEFENSE	15,967	15,967	17,467	1,500	17,467
			Sensor arrays for multiple applications (SAMA)			[1,500]	[1,500]	
1319	0603512N	35	CARRIER SYSTEMS DEVELOPMENT	84,806	84,806	84,806		84,806
1319	0603513N	36	SHIPBOARD SYSTEM COMPONENT DEVELOPMENT	9,450	38,950	38,850	10,200	19,650
			Smart valve			[3,000]	[2,400]	
			Power conversion equipment			[2,500]	[800]	
			High temperature superconducting AC synchronous propulsion motc		[9,000]	[14,400]	[2,000]	
			Shipboard flywheel energy storage system			[9,500]	[600]	
			Diagnostic pump system		[6,000]			
			Hybrid propulsion permanent magnet motor		[8,000]		[2,000]	
			Propulsor manufacturing technology department		[6,500]		[2,400]	
1319	0603525N	37	PILOT FISH	132,131	132,131	132,131	-2,500	129,631
			Slow Execution				[-2,500]	
1319	0603527N	38	RETRACT LARCH	89,601	89,601	89,601		89,601
1319	0603536N	39	RETRACT JUNIPER	37,405	37,405	37,405		37,405

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(Dollars in Thousands)

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1319	0603542N	40	RADIOLOGICAL CONTROL	1,546	1,546	1,546		1,546
1319	0603553N	41	SURFACE ASW	25,560	25,560	29,560	1,600	27,160
			Improved surface vessel torpedo tube launcher			[4,000]	[1,600]	
1319	0603559N	42	SSGN CONVERSION					
1319	0603561N	43	ADVANCED SUBMARINE SYSTEM DEVELOPMENT	134,682	144,632	164,382	8,200	143,082
			Undersea missile launch study (ULMS)			[25,000]	[5,000]	
			Twinline thin line towed array		[4,500]	[4,500]	[3,200]	
			Fiber optic federated acoustic systems		[4,000]			
			Low cost laser module assembly for high frequency fiber optic acoustic sensors		[1,250]			
1319	0603562N	44	SUBMARINE TACTICAL WARFARE SYSTEMS	9,865	9,865	9,865		9,865
1319	0603563N	45	SHIP CONCEPT ADVANCED DESIGN	30,858	30,858	34,858		30,858
			Next generation shipboard monitoring			[4,000]		
1319	0603564N	46	SHIP PRELIMINARY DESIGN & FEASIBILITY STUDIES	18,736	28,736	18,736	5,000	23,736
			Wavemaker replacement at Naval Surface Warfare Center (NSWC)		[10,000]		[5,000]	
1319	0603570N	47	ADVANCED NUCLEAR POWER SYSTEMS	166,196	166,196	166,196		166,196
1319	0603573N	48	ADVANCED SURFACE MACHINERY SYSTEMS					
1319	0603576N	49	CHALK EAGLE	211,201	211,201	211,201		211,201
1319	0603581N	50	LITTORAL COMBAT SHIP (LCS)	217,502	207,502	217,502		217,502
			Mission modules decrease (AMDT 35)		[-10,000]			
1319	0603582N	51	COMBAT SYSTEM INTEGRATION	53,427	53,427	53,427		53,427
1319	0603609N	52	CONVENTIONAL MUNITIONS	8,941	8,941	8,941		8,941
1319	0603611M	53	MARINE CORPS ASSAULT VEHICLES	288,220	88,220	188,220	-35,000	253,220
			Expeditionary fighting vehicle (EFV)		[-200,000]	[-100,000]	[-35,000]	
1319	0603612M	54	USMC MINE COUNTERMEASURES SYSTEMS - ADV DEV	657	657	657		657
1319	0603635M	55	MARINE CORPS GROUND COMBAT/SUPPORT SYSTEM	80,403	80,403	100,403	-35,000	45,403
			Joint light tactical vehicle (JLTV) - transfer from Title XV			[20,000]		
			Joint Light Tactical Vehicle contract delay				[-35,000]	
1319	0603654N	56	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT	83,361	83,361	83,361		83,361
1319	0603658N	57	COOPERATIVE ENGAGEMENT	33,283	33,283	33,283		33,283

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1319	0603713N	58	OCEAN ENGINEERING TECHNOLOGY DEVELOPMENT	5,122	5,122	5,122		5,122
1319	0603721N	59	ENVIRONMENTAL PROTECTION	19,850	19,850	19,850		19,850
1319	0603724N	60	NAVY ENERGY PROGRAM	5,335	6,835	5,335	800	6,135
			Synthetic fuels		[1,500]		[800]	
1319	0603725N	61	FACILITIES IMPROVEMENT	4,131	4,131	4,131		4,131
1319	0603734N	62	CHALK CORAL	28,297	28,297	28,297		28,297
1319	0603739N	63	NAVY LOGISTIC PRODUCTIVITY	3,547	3,547	7,547	1,600	5,147
			Highly integrated optical interconnects for advanced air vehicles			[4,000]	[1,600]	
1319	0603746N	64	RETRACT MAPLE	346,144	346,144	346,144		346,144
1319	0603748N	65	LINK PLUMERIA	88,748	88,748	88,748		88,748
1319	0603751N	66	RETRACT ELM	79,144	79,144	79,144		79,144
1319	0603755N	67	SHIP SELF DEFENSE	10,954	10,954	10,954		10,954
1319	0603764N	68	LINK EVERGREEN	31,607	31,607	31,607		31,607
1319	0603787N	69	SPECIAL PROCESSES	40,940	40,940	40,940		40,940
1319	0603790N	70	NATO RESEARCH AND DEVELOPMENT	9,934	9,934	9,934		9,934
1319	0603795N	71	LAND ATTACK TECHNOLOGY	31,021	69,021	31,021	19,800	50,821
			JSOW-ER Demo		[3,000]		[3,000]	
			Affordable Weapon System		[30,000]		[15,200]	
			76mm super rapid medium caliber gun system		[5,000]		[1,600]	
1319	0603851M	72	NONLETHAL WEAPONS	45,892	45,892	45,892		45,892
1319	0603857N	73	ALL SERVICE COMBAT IDENTIFICATION EVALUATION TEAM (A					
1319	0603860N	74	JOINT PRECISION APPROACH AND LANDING SYSTEMS	70,811	70,811	70,811		70,811
1319	0603879N	75	SINGLE INTEGRATED AIR PICTURE (SIAP) SYSTEM ENGINEER	46,450	46,450	46,450		46,450
1319	0603889N	76	COUNTERDRUG RDT&E PROJECTS					
1319	0603925N	77	DIRECTED ENERGY AND ELECTRIC WEAPON SYSTEMS					
1319	0604272N	78	TACTICAL AIR DIRECTIONAL INFRARED COUNTERMEASURES	27,569	31,569	31,569	1,600	29,169
			High power fiber laser - base pod		[4,000]	[4,000]	[1,600]	
1319	0604327N	79	HARD AND DEEPLY BURIED TARGET DEFEAT SYSTEM (HDBTI	126,434	126,434		-126,434	
			Conventional Trident Missile (CTM)			[-126,434]	[-126,434]	

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1319	0604450N	80	JOINT AIR-TO-GROUND MISSILE (JAGM)	15,000	15,000	15,000		15,000
1319	0604707N	81	SPACE AND ELECTRONIC WARFARE (SEW) ARCHITECTURE/E	42,295	42,295	42,295		42,295
1319	0604787N	82	JOINT WARFARE TRANSFORMATION PROGRAMS					
1319	0604212N	83	OTHER HELO DEVELOPMENT	46,815	46,815	46,815	-5,000	41,815
			Program execution				[-5,000]	
1319	0604214N	84	AV-8B AIRCRAFT - ENG DEV	17,360	17,360	17,360		17,360
1319	0604215N	85	STANDARDS DEVELOPMENT	106,242	113,742	106,242	3,200	109,442
			Advanced measurements standards		[7,500]		[3,200]	
1319	0604216N	86	MULTI-MISSION HELICOPTER UPGRADE DEVELOPMENT	78,151	78,151	78,151		78,151
1319	0604218N	87	AIR/OCEAN EQUIPMENT ENGINEERING	5,162	5,162	5,162		5,162
1319	0604221N	88	P-3 MODERNIZATION PROGRAM	8,621	8,621	8,621	-4,000	4,621
			Program execution				[-4,000]	
1319	0604230N	89	WARFARE SUPPORT SYSTEM	2,911	2,911	2,911		2,911
1319	0604231N	90	TACTICAL COMMAND SYSTEM	86,921	91,921	86,921		86,921
			Software reconfigurable payloads		[5,000]			
1319	0604234N	91	ADVANCED HAWKEYE	808,993	808,993	808,993		808,993
1319	0604245N	92	H-1 UPGRADES	3,608	3,608	3,608		3,608
1319	0604261N	93	ACOUSTIC SEARCH SENSORS	18,325	20,325	18,325	800	19,125
			Deep extended echo ranging		[2,000]		[800]	
1319	0604262N	94	V-22A	117,997	117,997	117,997		117,997
1319	0604264N	95	AIR CREW SYSTEMS DEVELOPMENT	24,267	24,267	24,267		24,267
1319	0604269N	96	EA-18	272,699	272,699	272,699		272,699
1319	0604270N	97	ELECTRONIC WARFARE DEVELOPMENT	41,064	41,064	41,064		41,064
1319	0604273N	98	VH-71A EXECUTIVE HELO DEVELOPMENT	270,971	270,971	270,971	-40,000	230,971
			Program execution				[-40,000]	
1319	0604280N	99	JOINT TACTICAL RADIO SYSTEM - NAVY (JTRS-NAVY)	853,676	853,676	853,676		853,676
1319	0604300N	100	SC-21 TOTAL SHIP SYSTEM ENGINEERING	621,544	630,544	636,544	11,400	632,944
			Permanent magnet motor system		[9,000]	[9,000]	[9,000]	
			Advanced wireless encryption module			[6,000]	[2,400]	

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1319	0604307N	101	SURFACE COMBATANT COMBAT SYSTEM ENGINEERING	142,810	142,810	142,810		142,810
1319	0604311N	102	LPD-17 CLASS SYSTEMS INTEGRATION	4,300	4,300	4,300		4,300
1319	0604329N	103	SMALL DIAMETER BOMB (SDB)	9,832	9,832	9,832		9,832
1319	0604366N	104	STANDARD MISSILE IMPROVEMENTS	231,791	231,791	231,791		231,791
1319	0604373N	105	AIRBORNE MCM	54,761	54,761	54,761		54,761
1319	0604378N	106	NAVAL INTEGRATED FIRE CONTROL - COUNTER AIR SYSTEMS	11,497	11,497	11,497		11,497
1319	0604501N	107	ADVANCED ABOVE WATER SENSORS	121,494	121,494	121,494		121,494
1319	0604503N	108	SSN-688 AND TRIDENT MODERNIZATION	114,789	114,789	119,189	3,200	117,989
			Improved submarine thin line towed array handler & array reliability			[4,400]	[3,200]	
1319	0604504N	109	AIR CONTROL	4,166	4,166	4,166		4,166
1319	0604507N	110	ENHANCED MODULAR SIGNAL PROCESSOR					
1319	0604512N	111	SHIPBOARD AVIATION SYSTEMS	28,100	28,100	28,100		28,100
1319	0604518N	112	COMBAT INFORMATION CENTER CONVERSION	17,139	17,139	21,139		17,139
			Combat information center conversion			[4,000]		
1319	0604558N	113	NEW DESIGN SSN	223,958	223,958	229,958	2,700	226,658
			Submarine electronic chart updates			[6,000]	[2,700]	
1319	0604561N	114	SSN-21 DEVELOPMENTS	2,457	2,457	2,457		2,457
1319	0604562N	115	SUBMARINE TACTICAL WARFARE SYSTEM	53,703	53,703	53,703		53,703
1319	0604567N	116	SHIP CONTRACT DESIGN/ LIVE FIRE T&E	62,404	62,404	67,304		62,404
			LHA[R] design - transfer from NDSF			[4,900]		
1319	0604574N	117	NAVY TACTICAL COMPUTER RESOURCES					
1319	0604601N	118	MINE DEVELOPMENT	2,092	2,092	2,092		2,092
1319	0604603N	119	UNGUIDED CONVENTIONAL AIR-LAUNCHED WEAPONS					
1319	0604610N	120	LIGHTWEIGHT TORPEDO DEVELOPMENT	27,056	27,056	27,056		27,056
1319	0604618N	121	JOINT DIRECT ATTACK MUNITION					
1319	0604654N	122	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT	10,382	10,382	10,382		10,382
1319	0604703N	123	PERSONNEL, TRAINING, SIMULATION, AND HUMAN FACTORS	8,830	8,830	8,830		8,830
1319	0604721N	124	BATTLE GROUP PASSIVE HORIZON EXTENSION SYSTEM					
1319	0604727N	125	JOINT STANDOFF WEAPON SYSTEMS	24,851	24,851	24,851		24,851

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1319	0604755N	126	SHIP SELF DEFENSE (DETECT & CONTROL)	33,064	33,064	33,064		33,064
1319	0604756N	127	SHIP SELF DEFENSE (ENGAGE: HARD KILL)	67,366	75,166	77,166	6,800	74,166
			Phalanx next generation		[7,800]	[9,800]	[6,800]	
1319	0604757N	128	SHIP SELF DEFENSE (ENGAGE: SOFT KILL/EW)	34,323	37,323	43,323	1,600	35,923
			NULKA decoy research & development			[9,000]		
			Distributed Detection, Classification, Localization (DCL)		[3,000]		[1,600]	
1319	0604761N	129	INTELLIGENCE ENGINEERING	1,959	1,959	1,959		1,959
1319	0604771N	130	MEDICAL DEVELOPMENT	7,973	22,248	11,973	5,800	13,773
			Pandemic influenza vaccine program		[2,000]		[1,600]	
			Implantable middle-ear hearing system		[4,000]		[1,000]	
			Human clinical trials - infusible hemostatic drug		[8,275]	[4,000]	[3,200]	
1319	0604777N	131	NAVIGATION/ID SYSTEM	42,121	42,121	42,121		42,121
1319	0604784N	132	DISTRIBUTED SURVEILLANCE SYSTEM					
1319	0604800N	133	JOINT STRIKE FIGHTER (JSF)	1,707,372	1,822,372	1,927,672	98,400	1,805,772
			Excessive unearned award fee carry over			[-19,700]	[-8,600]	
			Continue competitive engine development		[240,000]	[240,000]	[240,000]	
			Program reduction		[-125,000]		[-133,000]	
1319	0604910N	134	SMART CARD					
1319	0605013M	135	INFORMATION TECHNOLOGY DEVELOPMENT	22,181	22,181	22,181		22,181
1319	0605013N	136	INFORMATION TECHNOLOGY DEVELOPMENT	54,098	54,098	54,098		54,098
1319	0605172N	137	MULTINATIONAL INFORMATION SHARING (MNIS)					
1319	0605212N	138	CH-53K RDTE	417,161	417,161	417,161	-20,000	397,161
			Program delay				[-20,000]	
1319	0605500N	139	MULTI-MISSION MARITIME AIRCRAFT (MMA)	880,106	880,106	880,106		880,106
1319	0304785N	140	TACTICAL CRYPTOLOGIC SYSTEMS	39,053	39,053	39,053		39,053
1319	0604256N	141	THREAT SIMULATOR DEVELOPMENT	23,924	23,924	23,924		23,924
1319	0604258N	142	TARGET SYSTEMS DEVELOPMENT	32,376	42,376	32,376		32,376
			Threat D target system		[10,000]			

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1319	0604759N	143	MAJOR T&E INVESTMENT	37,614	43,614	37,614	4,100	41,714
			Fiber optic data link - network expansion		[6,000]		[4,100]	
1319	0605152N	144	STUDIES AND ANALYSIS SUPPORT - NAVY	7,516	7,516	7,516		7,516
1319	0605154N	145	CENTER FOR NAVAL ANALYSES	49,360	49,360	49,360		49,360
1319	0605155N	146	FLEET TACTICAL DEVELOPMENT					
1319	0605502N	147	SMALL BUSINESS INNOVATIVE RESEARCH					
1319	0605804N	148	TECHNICAL INFORMATION SERVICES	694	694	694		694
1319	0605853N	149	MANAGEMENT, TECHNICAL& INTERNATIONAL SUPPORT	49,498	49,498	49,498		49,498
1319	0605856N	150	STRATEGIC TECHNICAL SUPPORT	3,452	3,452	3,452		3,452
1319	0605861N	151	RDT&E SCIENCE AND TECHNOLOGY MANAGEMENT	68,180	68,180	68,180		68,180
1319	0605862N	152	RDT&E INSTRUMENTATION MODERNIZATION	1,423	1,423	1,423		1,423
1319	0605863N	153	RDT&E SHIP AND AIRCRAFT SUPPORT	184,541	184,541	184,541		184,541
1319	0605864N	154	TEST AND EVALUATION SUPPORT	336,130	336,130	336,130		336,130
1319	0605865N	155	OPERATIONAL TEST AND EVALUATION CAPABILITY	12,176	12,176	12,176		12,176
1319	0605866N	156	NAVY SPACE AND ELECTRONIC WARFARE (SEW) SUPPORT	2,439	2,439	2,439		2,439
1319	0605867N	157	SEW SURVEILLANCE/RECONNAISSANCE SUPPORT	29,071	29,071	29,071	-5,000	24,071
			Program growth				[-5,000]	
1319	0605873M	158	MARINE CORPS PROGRAM WIDE SUPPORT	20,166	20,166	20,166		20,166
1319	0305885N	159	TACTICAL CRYPTOLOGIC ACTIVITIES	1,508	1,508	1,508		1,508
1319	0804758N	160	SERVICE SUPPORT TO JFCOM, JNTC	5,078	5,078	5,078		5,078
1319	0909999N	161	FINANCING FOR CANCELLED ACCOUNT ADJUSTMENTS					
1319	0603660N	162	ADVANCED DEVELOPMENT PROJECTS	[ ]	[ ]	[ ]	[-50,000]	[ ]
			Classified program				[-50,000]	
1319	0604227N	163	HARPOON MODIFICATIONS	43,470	43,470	43,470		43,470
1319	0604402N	164	UNMANNED COMBAT AIR VEHICLE (UCAV) ADVANCED COMP(	161,665	161,665	161,665		161,665
1319	0101221N	165	STRATEGIC SUB & WEAPONS SYSTEM SUPPORT	81,398	56,398	75,398	-12,000	69,398
			RRW Phase 3		[-25,000]	[-15,000]	[-15,000]	
			LINAC			[9,000]	[3,000]	
1319	0101224N	166	SSBN SECURITY TECHNOLOGY PROGRAM	33,109	33,109	33,109		33,109

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1319	0101226N	167	SUBMARINE ACOUSTIC WARFARE DEVELOPMENT	4,149	4,149	4,149		4,149
1319	0101402N	168	NAVY STRATEGIC COMMUNICATIONS	36,531	36,531	36,531		36,531
1319	0203761N	169	RAPID TECHNOLOGY TRANSITION (RTT)	44,756	44,756	44,756	-5,000	39,756
			Program execution				[-5,000]	
1319	0204136N	170	F/A-18 SQUADRONS	44,891	44,891	44,891		44,891
1319	0204152N	171	E-2 SQUADRONS	22,691	22,691	22,691		22,691
1319	0204163N	172	FLEET TELECOMMUNICATIONS (TACTICAL)	23,108	28,008	23,108		23,108
			Communications upgrade - DDG modernization		[3,900]			
			IPv6 Transition Planning Laboratory - SPAWAR		[1,000]			
1319	0204229N	173	TOMAHAWK AND TOMAHAWK MISSION PLANNING CENTER (T	11,405	13,155	11,405	1,280	12,685
			Weapons control system		[1,750]		[1,280]	
1319	0204311N	174	INTEGRATED SURVEILLANCE SYSTEM	27,740	27,740	27,740		27,740
1319	0204413N	175	AMPHIBIOUS TACTICAL SUPPORT UNITS (DISPLACEMENT CR/	1,845	1,845	1,845		1,845
1319	0204571N	176	CONSOLIDATED TRAINING SYSTEMS DEVELOPMENT	6,987	6,987	6,987		6,987
1319	0204574N	177	CRYPTOLOGIC DIRECT SUPPORT	1,443	1,443	1,443		1,443
1319	0204575N	178	ELECTRONIC WARFARE (EW) READINESS SUPPORT	34,340	34,340	34,340		34,340
1319	0205601N	179	HARM IMPROVEMENT	34,762	34,762	34,762		34,762
1319	0205604N	180	TACTICAL DATA LINKS	5,534	5,534	5,534		5,534
1319	0205620N	181	SURFACE ASW COMBAT SYSTEM INTEGRATION	11,200	21,200	11,200	6,400	17,600
			Acoustic windows		[10,000]		[6,400]	
1319	0205632N	182	MK-48 ADCAP	17,941	19,941	17,941	1,600	19,541
			Post launch communication system		[2,000]		[1,600]	
1319	0205633N	183	AVIATION IMPROVEMENTS	100,284	103,284	104,284	3,600	103,884
			Structural life tracking			[4,000]	[1,600]	
			Age exploration model		[3,000]		[2,000]	
1319	0205658N	184	NAVY SCIENCE ASSISTANCE PROGRAM	3,473	3,473	3,473		3,473
1319	0205675N	185	OPERATIONAL NUCLEAR POWER SYSTEMS	71,720	71,720	71,720		71,720
1319	0206313M	186	MARINE CORPS COMMUNICATIONS SYSTEMS	280,140	280,140	280,140	-25,000	255,140
			Slow execution				[-25,000]	

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1319	0206623M	187	MARINE CORPS GROUND COMBAT/SUPPORTING ARMS SYST	57,177	61,177	70,877	6,200	63,377
			Ultrasonic consolidation of embedded sensors		[4,000]	[3,900]	[1,200]	
			Anti-sniper infrared targeting system (ASITS)			[9,800]	[5,000]	
1319	0206624M	188	MARINE CORPS COMBAT SERVICES SUPPORT	12,946	12,946	12,946		12,946
1319	0207161N	189	TACTICAL AIM MISSILES	4,445	4,445	4,445		4,445
1319	0207163N	190	ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM)	4,579	4,579	4,579	-2,000	2,579
			Unjustified request: Medium range missile concept				[-2,000]	
1319	0208058N	191	JOINT HIGH SPEED VESSEL (JHSV)	18,934	18,934	18,934		18,934
1319	0301303N	192	MARITIME INTELLIGENCE	[ ]	[ ]	[ ]	[3,000]	[ ]
			Classified program				[3,000]	
1319	0301323N	193	COLLECTION MANAGEMENT	[ ]	[ ]	[ ]		[ ]
1319	0301327N	194	TECHNICAL RECONNAISSANCE AND SURVEILLANCE	[ ]	[ ]	[ ]		[ ]
1319	0303109N	195	SATELLITE COMMUNICATIONS (SPACE)	736,572	738,572	749,572	1,000	737,572
			UHF gap risk reduction			[10,000]		
			IPv6			[3,000]		
			Joint integrated systems for advanced digital networking		[2,000]		[1,000]	
1319	0303140N	196	INFORMATION SYSTEMS SECURITY PROGRAM	28,393	28,393	28,393		28,393
1319	0303158M	197	JOINT COMMAND AND CONTROL PROGRAM (JC2)	1,007	1,007	1,007		1,007
1319	0303158N	198	JOINT COMMAND AND CONTROL PROGRAM (JC2)	5,015	5,015	5,015		5,015
1319	0305149N	199	COBRA JUDY	132,679	132,679	132,679		132,679
1319	0305160N	200	NAVY METEOROLOGICAL AND OCEAN SENSORS-SPACE (METO	4,887	4,887	4,887		4,887
1319	0305188N	201	JOINT C4ISR BATTLE CENTER (JBC)					
1319	0305192N	202	MILITARY INTELLIGENCE PROGRAM (MIP) ACTIVITIES	5,444	5,444	5,444		5,444
1319	0305204N	203	TACTICAL UNMANNED AERIAL VEHICLES	50,185	51,185	50,185		50,185
			Compact real-time hyperspectral ISR		[1,000]			
1319	0305205N	204	ENDURANCE UNMANNED AERIAL VEHICLES	116,666	116,666	116,666		116,666
1319	0305206N	205	AIRBORNE RECONNAISSANCE SYSTEMS	50,677	50,677	50,677		50,677
1319	0305207N	206	MANNED RECONNAISSANCE SYSTEMS	22,488	22,488	22,488		22,488
1319	0305208N	207	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	19,350	19,350	19,350		19,350

Title II-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
1319	0307207N	208	AERIAL COMMON SENSOR (ACS)	16,606	12,606	16,606	-10,000	6,606
			Aerial Common Sensor		[-4,000]		[-10,000]	
1319	0308601N	209	MODELING AND SIMULATION SUPPORT	7,832	7,832	7,832		7,832
1319	0702207N	210	DEPOT MAINTENANCE (NON-IF)	19,402	19,402	19,402		19,402
1319	0702239N	211	AVIONICS COMPONENT IMPROVEMENT PROGRAM	1,635	1,635	1,635		1,635
1319	0708011N	212	INDUSTRIAL PREPAREDNESS	56,445	56,445	56,945		56,445
			Materials stress measurement technologies			[2,500]		
1319	0708730N	213	MARITIME TECHNOLOGY (MARITECH)			15,000	12,000	12,000
			National Shipbuilding Research Program			[15,000]	[12,000]	
1319		999	CLASSIFIED PROGRAMS	1,219,225	1,219,225	174,218	-47,000	1,172,225
			Total, RDT&E Navy	**17,075,536**	**17,323,601**	**16,296,395**	**-94,804**	**16,980,732**

Threat D

The budget request included $32.4 million in PE64258N for target systems development.

The House bill would authorize $42.4 million, an increase of $10.0 million, for a Threat D advanced cruise missile target systems development.

The Senate amendment would authorize the budget request.

The conferees agree to authorize $32.4 million in PE64258N for target systems development.

The conferees are concerned about the limited effort that the Navy has undertaken in developing test resources that can adequately simulate emerging advanced cruise missile threats to Navy platforms. The conferees are aware that the lack of this test capability has been raised specifically by the Director of Operational Test and Evaluation as potentially impacting the operational testing of a number of major Navy acquisition programs. The conferees encourage the Department of Defense to program for adequate resources to ensure that such cruise missile threats can be adequately simulated in a timely manner, in order to avoid disruption to the operational test and evaluation of major systems and to ensure that such systems are operationally suitable and effective at the time of deployment.

AIR FORCE

Research, Development, Test, and Evaluation, Air Force overview

The budget request included $26,711.9 million in Research, Development, Test, and Evaluation, Air Force for the Department of Defense.

The House bill would authorize $25,739.0 million.

The Senate amendment would authorize $25,582.0 million.

The conferees agree to authorize $25,692.5 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title II-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
			RESEARCH, DEVELOPMENT, TEST & EVALUATION, AIR FORCE					
3600	0601102F	1	DEFENSE RESEARCH SCIENCES	258,259	258,259	258,259		258,259
3600	0601103F	2	UNIVERSITY RESEARCH INITIATIVES	104,304	104,304	123,304	15,800	120,104
			High-energy laser systems research			[3,000]	[3,000]	
			Military decision cycle time research			[3,000]	[2,400]	
			Secure grid research			[3,000]	[2,400]	
			Program increase			[10,000]	[8,000]	
3600	0601108F	3	HIGH ENERGY LASER RESEARCH INITIATIVES	12,636	12,636	12,636		12,636
3600	0602015F	4	MEDICAL DEVELOPMENT					
3600	0602102F	5	MATERIALS	122,794	131,794	125,794	3,000	125,794
			Advanced carbon fiber research & testing initiative			[3,000]	[3,000]	
			Advanced carbon fiber energy reduction		[4,000]			
			Lightweight laser designator rangefinder		[5,000]			
3600	0602201F	6	AEROSPACE VEHICLE TECHNOLOGIES	131,948	133,948	133,448	2,800	134,748
			Optical connector research			[1,500]	[800]	
			Advancement of intelligent aerospace systems		[2,000]		[2,000]	
3600	0602202F	7	HUMAN EFFECTIVENESS APPLIED RESEARCH	79,856	89,356	79,856	2,400	82,256
			Warfighter XP		[7,000]		[1,600]	
			ChemBio RFID detectors		[2,500]		[800]	
3600	0602203F	8	AEROSPACE PROPULSION	179,161	187,861	182,661	3,200	182,361
			X-51B scramjet research			[3,500]		
			Integrated Starter/Generator/IES		[3,500]		[2,000]	
			Wavelength agile spectral harmonic oxygen sensor		[5,200]		[1,200]	
3600	0602204F	9	AEROSPACE SENSORS	108,055	114,055	109,055	800	108,855
			Net centric sensor grid research			[1,000]		
			Optikey optical maximum entropy verification		[6,000]		[800]	
3600	0602500F	10	MULTI-DISCIPLINARY SPACE TECHNOLOGY					

Title II-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0602601F	11	SPACE TECHNOLOGY	109,566	110,566	121,766	2,750	112,316
			Nuclear test seismic research			[11,800]	[2,400]	
			Rocket payload shielding technologies			[400]	[350]	
			Space entrepreneurship		[1,000]			
3600	0602602F	12	CONVENTIONAL MUNITIONS	57,804	62,604	57,804		57,804
			Lightweight compact transmitter for imaging laser radar		[4,800]			
3600	0602605F	13	DIRECTED ENERGY TECHNOLOGY	54,883	54,883	54,883		54,883
3600	0602702F	14	COMMAND CONTROL AND COMMUNICATIONS	116,705	128,605	116,705	3,500	120,205
			Cyber Attack Mitigation Lab		[2,900]	[2,000]	[1,900]	
			Adaptive optics laser communications		[5,000]		[1,600]	
			LIDAR transceiver		[4,000]			
3600	0602805F	15	DUAL USE SCIENCE AND TECHNOLOGY PROGRAM					
3600	0602890F	16	HIGH ENERGY LASER RESEARCH	50,303	50,303	50,303		50,303
3600	0207170F	17	JOINT HELMET MOUNTED CUEING SYSTEM (JHMCS)	[ ]	[ ]	[ ]		[ ]
3600	0301555F	18	CLASSIFIED PROGRAMS	[ ]	[ ]	[ ]		[ ]
3600	0301556F	19	SPECIAL PROGRAM	[ ]	[ ]	[ ]		[ ]
3600	0603112F	20	ADVANCED MATERIALS FOR WEAPON SYSTEMS	39,730	57,730	46,730	6,600	46,330
			Deployable fuel cell processors			[2,000]		
			Electromagnetic interference grid fabrication		[4,000]		[1,600]	
			Metals Affordability Initiative		[14,000]	[5,000]	[5,000]	
3600	0603203F	21	ADVANCED AEROSPACE SENSORS	55,549	69,549	55,549	10,000	65,549
			Versatile Affordable Advanced Turbine Engine		[10,000]		[8,400]	
			Moving target strike		[4,000]		[1,600]	
3600	0603211F	22	AEROSPACE TECHNOLOGY DEV/DEMO	64,922	29,922	67,422	1,600	66,522
			Titanium structures initiative			[2,500]	[1,600]	
			Program reduction		[-35,000]			
3600	0603216F	23	AEROSPACE PROPULSION AND POWER TECHNOLOGY	117,990	127,990	117,990		117,990
			Assured Fuels Initiative		[10,000]			

Title II-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0603231F	24	CREW SYSTEMS AND PERSONNEL PROTECTION TECHNOLOG	28,558	35,558	28,558	1,000	29,558
			Variable transmittal vision		[3,000]		[1,000]	
			Force health protection genotyping		[1,500]			
			Reusable training and operations system for satellite training		[1,000]			
			JSF authentic flight simulator		[1,500]			
3600	0603270F	25	ELECTRONIC COMBAT TECHNOLOGY	23,743	23,743	23,743		23,743
3600	0603311F	26	BALLISTIC MISSILE TECHNOLOGY					
3600	0603400F	27	JOINT UNMANNED COMBAT AIR SYSTEMS (J-UCAS) ADVANCE					
3600	0603401F	28	ADVANCED SPACECRAFT TECHNOLOGY	78,704	84,204	83,704	6,300	85,004
			Thin film amorphous solar cells			[5,000]	[3,200]	
			Laser communications system development		[4,000]		[1,600]	
			Systematic approach to radiation hardened electronics		[1,500]		[1,500]	
3600	0603422F	29	GLOBAL POSITIONING SYSTEM (GPS) EXTENSION PROGRAM	70,758	758		-70,758	
			GPS extension			[-70,758]	[-70,758]	
			Program reduction - High Integrity GPS		[-70,000]			
3600	0603444F	30	MAUI SPACE SURVEILLANCE SYSTEM (MSSS)	5,237	15,237	5,237	5,200	10,437
			High Accuracy Network Determination System		[10,000]		[5,200]	
3600	0603500F	31	MULTI-DISCIPLINARY ADVANCED DEVELOPMENT SPACE TECI					
3600	0603601F	32	CONVENTIONAL WEAPONS TECHNOLOGY	16,904	16,904	16,904		16,904
3600	0603605F	33	ADVANCED WEAPONS TECHNOLOGY	43,999	46,999	43,999	2,400	46,399
			Satellite active imaging national testbed		[3,000]		[2,400]	
3600	0603789F	34	C3I ADVANCED DEVELOPMENT	27,357	27,357	29,357	2,000	29,357
			Optical interconnects research			[2,000]	[2,000]	
3600	0603801F	35	SPECIAL PROGRAMS					
3600	0603924F	36	HIGH ENERGY LASER ADVANCED TECHNOLOGY PROGRAM	3,815	3,815	3,815		3,815
3600	0207418F	37	TACTICAL AIRBORNE CONTROL SYSTEMS					
3600	0301555F	38	CLASSIFIED PROGRAMS	[ ]	[ ]	[ ]		[ ]
3600	0301556F	39	SPECIAL PROGRAM	[ ]	[ ]	[ ]		[ ]
3600	0603260F	40	INTELLIGENCE ADVANCED DEVELOPMENT	4,930	4,930	4,930		4,930

Title II-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0603287F	41	PHYSICAL SECURITY EQUIPMENT	466	466	466		466
3600	0603421F	42	NAVSTAR GLOBAL POSITIONING SYSTEM III	587,226	437,226	587,226	-100,000	487,226
			Program delay		[-150,000]		[-100,000]	
3600	0603430F	43	ADVANCED EHF MILSATCOM (SPACE)	603,179	703,179	603,179		603,179
			Program Increase		[100,000]			
3600	0603432F	44	POLAR MILSATCOM (SPACE)	178,754	178,754	178,754		178,754
3600	0603438F	45	SPACE CONTROL TECHNOLOGY	37,604	62,604	87,604	25,000	62,604
			Self aware - Space situational awareness		[25,000]	[50,000]	[25,000]	
3600	0603742F	46	COMBAT IDENTIFICATION TECHNOLOGY	26,054	26,054	26,054		26,054
3600	0603790F	47	NATO RESEARCH AND DEVELOPMENT	4,280	4,280	4,280		4,280
3600	0603791F	48	INTERNATIONAL SPACE COOPERATIVE R&D	619	619	619		619
3600	0603845F	49	TRANSFORMATIONAL SATCOM (TSAT)	963,585	963,585	963,585	-150,000	813,585
			TSAT program growth				[-150,000]	
3600	0603850F	50	INTEGRATED BROADCAST SERVICE	21,192	21,192	21,192		21,192
3600	0603851F	51	INTERCONTINENTAL BALLISTIC MISSILE	26,519	26,519	26,519		26,519
3600	0603854F	52	WIDEBAND GAPFILLER SYSTEM RDT&E (SPACE)	19,213	19,213	19,213		19,213
3600	0603858F	53	SPACE RADAR			80,000		
			Space radar technology study			[80,000]		
3600	0603859F	54	POLLUTION PREVENTION	2,838	2,838	2,838		2,838
3600	0603860F	55	JOINT PRECISION APPROACH AND LANDING SYSTEMS	7,544	7,544	7,544		7,544
3600	0604015F	56	NEXT GENERATION BOMBER					
3600	0604327F	57	HARD AND DEEPLY BURIED TARGET DEFEAT SYSTEM (HDBTI					
3600	0604400F	58	JOINT UNMANNED COMBAT AIR SYSTEMS (J-UCAS) ADVANCE					
3600	0604855F	59	OPERATIONALLY RESPONSIVE LAUNCH					
3600	0604856F	60	COMMON AERO VEHICLE (CAV)	32,806	32,806		-32,806	
			CAV			[-32,806]	[-32,806]	
3600	0604857F	61	OPERATIONALLY RESPONSIVE SPACE	87,032	117,032	102,032	6,100	93,132
			Program increase		[30,000]	[15,000]	[6,100]	
3600	0207423F	62	ADVANCED COMMUNICATIONS SYSTEMS					

Title II-RDT and E
(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3601	0305178F	63	NATIONAL POLAR-ORBITING OPERATIONAL ENVIRONMENTAL	334,871	334,871	334,871		334,871
3600	0603840F	64	GLOBAL BROADCAST SERVICE (GBS)	29,407	29,407	29,407		29,407
3600	0604012F	65	JOINT HELMET MOUNTED CUEING SYSTEM (JHMCS)					
3600	0604222F	66	NUCLEAR WEAPONS SUPPORT	20,319	20,319	20,319		20,319
3600	0604226F	67	B-1B	159,126	159,126	159,126	-15,000	144,126
			Program execution for vertical situation display				[-15,000]	
3600	0604233F	68	SPECIALIZED UNDERGRADUATE FLIGHT TRAINING	12,622	12,622	12,622		12,622
3600	0604239F	69	F-22					
3600	0604240F	70	B-2 ADVANCED TECHNOLOGY BOMBER	244,019	251,219	282,019	43,800	287,819
			Transfer from APAF 23 for restructured radar modernization			[38,000]	[38,000]	
			Small Diameter Bomb integration		[7,200]		[5,800]	
3600	0604261F	71	PERSONNEL RECOVERY SYSTEMS	290,059	136,759	136,759	-86,059	204,000
			CSAR-X		[-153,300]	[-153,300]	[-86,059]	
3600	0604270F	72	ELECTRONIC WARFARE DEVELOPMENT	101,649	101,649	101,649		101,649
3600	0604280F	73	JOINT TACTICAL RADIO					
3600	0604287F	74	PHYSICAL SECURITY EQUIPMENT	34	34	34		34
3600	0604329F	75	SMALL DIAMETER BOMB (SDB)	145,191	145,191	145,191		145,191
3600	0604421F	76	COUNTERSPACE SYSTEMS	53,412	58,412	63,612	9,000	62,412
			Space control test		[5,000]	[5,200]	[4,000]	
			RAIDRS Block 20			[5,000]	[5,000]	
3600	0604425F	77	SPACE SITUATION AWARENESS SYSTEMS	187,804	197,604	240,104	9,800	197,604
			Space based SSA			[35,000]		
			Space fence			[9,800]	[9,800]	
			JSIDS			[7,500]		
3600	0604429F	78	AIRBORNE ELECTRONIC ATTACK	20,007	20,007	20,007		20,007
3600	0604441F	79	SPACE BASED INFRARED SYSTEM (SBIRS) HIGH EMD	587,004	714,604	687,004		587,004
			SBIRS GEO-4			[100,000]		
			MCS-B Upgrade		[27,600]			
			Program increase		[100,000]			

Title II-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0604443F	80	ALTERNATIVE INFRARED SPACE SYSTEM (AIRSS)	230,887	29,987		-155,000	75,887
			Program reduction		[-200,900]	[-230,887]	[-155,000]	
3600	0604600F	81	MUNITIONS DISPENSER DEVELOPMENT					
3600	0604602F	82	ARMAMENT/ORDNANCE DEVELOPMENT	1,985	6,985	1,985	1,200	3,185
			Internal 1000 pound warhead tech demo		[5,000]		[1,200]	
3600	0604604F	83	SUBMUNITIONS	1,988	1,988	1,988		1,988
3600	0604617F	84	AGILE COMBAT SUPPORT	10,623	10,623	10,623		10,623
3600	0604618F	85	JOINT DIRECT ATTACK MUNITION					
3600	0604706F	86	LIFE SUPPORT SYSTEMS	12,649	12,649	12,649		12,649
3600	0604735F	87	COMBAT TRAINING RANGES	17,657	17,657	17,657		17,657
3600	0604740F	88	INTEGRATED COMMAND & CONTROL APPLICATIONS (IC2A)	189	7,189	189	4,000	4,189
			Distributed mission interoperability toolkit		[7,000]		[4,000]	
3600	0604750F	89	INTELLIGENCE EQUIPMENT	1,469	1,469	1,469		1,469
3600	0604762F	90	COMMON LOW OBSERVABLES VERIFICATION SYSTEM (CLOV					
3600	0604800F	91	JOINT STRIKE FIGHTER (JSF)	1,780,874	1,895,874	2,001,174	98,450	1,879,324
			Excessive unearned award fee carry over			[-19,700]	[-8,550]	
			Continue competitive engine development		[240,000]	[240,000]	[240,000]	
			Program decrease		[-125,000]		[-133,000]	
3600	0604851F	92	INTERCONTINENTAL BALLISTIC MISSILE					
3600	0604853F	93	EVOLVED EXPENDABLE LAUNCH VEHICLE PROGRAM (SPACE					
3600	0605011F	94	RDT&E FOR AGING AIRCRAFT	17,021	21,521	17,021	1,600	18,621
			Enhanced smart triple ejector rack		[4,500]		[1,600]	
3600	0605807F	95	TEST AND EVALUATION SUPPORT	3,044	3,044	3,044		3,044
3600	0207434F	96	LINK-16 SUPPORT AND SUSTAINMENT	199,363	199,363	199,363	-3,000	196,363
			Objective Gateway - Core contract award				[-3,000]	
3600	0207443F	97	FAMILY OF INTEROPERABLE OPERATIONALPICTURES (FIOP)					
3600	0207450F	98	E-10 SQUADRONS	39,703	39,703	39,703		39,703
3600	0207451F	99	SINGLE INTEGRATED AIR PICTURE (SIAP)	4,976	4,976	4,976		4,976

Title II-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0207701F	100	FULL COMBAT MISSION TRAINING	87,096	87,096	87,096	-15,000	72,096
			F-15/F-16 simulator integration development				[-15,000]	
3600	0305176F	101	COMBAT SURVIVOR EVADER LOCATOR					
3600	0401138F	102	JOINT CARGO AIRCRAFT (JCA)	42,368	42,368	42,368	-21,368	21,000
			Unjustified request				[-21,368]	
3600	0401318F	103	CV-22	16,688	16,688	16,688		16,688
3600	0604256F	104	THREAT SIMULATOR DEVELOPMENT	39,892	39,892	39,892		39,892
3600	0604759F	105	MAJOR T&E INVESTMENT	59,064	65,064	59,064	1,600	60,664
			FPS-16 radar mobilization upgrade		[6,000]		[1,600]	
3600	0605101F	106	RAND PROJECT AIR FORCE	30,999	30,999	30,999		30,999
3600	0605306F	107	RANCH HAND II EPIDEMIOLOGY STUDY					
3600	0605502F	108	SMALL BUSINESS INNOVATION RESEARCH					
3600	0605712F	109	INITIAL OPERATIONAL TEST & EVALUATION	30,203	30,203	30,203		30,203
3600	0605807F	110	TEST AND EVALUATION SUPPORT	737,558	737,558	737,558	-15,000	722,558
			Execution				[-15,000]	
3600	0605860F	111	ROCKET SYSTEMS LAUNCH PROGRAM (SPACE)	15,145	15,145	28,845	4,000	19,145
			BMRST			[13,700]	[4,000]	
3600	0605864F	112	SPACE TEST PROGRAM (STP)	47,430	47,430	47,430		47,430
3600	0605976F	113	FACILITIES RESTORATION AND MODERNIZATION - TEST AND	59,131	59,131	59,131		59,131
3600	0605978F	114	FACILITIES SUSTAINMENT - TEST AND EVALUATION SUPPORT	30,865	31,115	30,865		30,865
			Low profile arresting gear		[250]			
3600	0804731F	115	GENERAL SKILL TRAINING					
3600	0909999F	116	FINANCING FOR CANCELLED ACCOUNT ADJUSTMENTS					
3600	1001004F	117	INTERNATIONAL ACTIVITIES	4,041	4,041	4,041		4,041
3600	0605024F	118	ANTI-TAMPER TECHNOLOGY EXECUTIVE AGENCY	10,930	10,930	10,930		10,930
3600	0605798F	119	ANALYSIS SUPPORT GROUP	[ ]	[ ]	[ ]		[ ]
3600	0101113F	120	B-52 SQUADRONS	41,916	41,916	41,916		41,916
3600	0101120F	121	ADVANCED CRUISE MISSILE					
3600	0101122F	122	AIR-LAUNCHED CRUISE MISSILE (ALCM)	4,672	4,672	4,672		4,672

Title II-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0101313F	123	STRAT WAR PLANNING SYSTEM - USSTRATCOM	20,340	20,340	20,340		20,340
3600	0101314F	124	NIGHT FIST - USSTRATCOM	5,296	5,296	5,296		5,296
3600	0101615F	125	ADVANCED STRATEGIC PROGRAMS	[ ]	[ ]	[ ]		[ ]
3600	0102326F	126	REGION/SECTOR OPERATION CONTROL CENTER MODERNIZ/	23,495	23,495	23,495		23,495
3600	0203761F	127	WARFIGHTER RAPID ACQUISITION PROCESS (WRAP) RAPID T	14,245	14,245	14,245		14,245
3600	0205219F	128	MQ-9 UAV	61,069	61,069	75,069	3,200	64,269
			Upgrade MQ-9 SIGINT payload			[10,000]		
			Predator trainer upgrade			[4,000]	[3,200]	
3600	0207131F	129	A-10 SQUADRONS	1,963	3,963	1,963		1,963
			Computer modeling and prediction of wing spar cracking		[2,000]			
3600	0207133F	130	F-16 SQUADRONS	90,620	90,620	90,620	-20,000	70,620
			Program execution				[-20,000]	
3600	0207134F	131	F-15E SQUADRONS	101,251	101,251	101,251		101,251
3600	0207136F	132	MANNED DESTRUCTIVE SUPPRESSION					
3600	0207138F	133	F-22A SQUADRONS	743,593	743,593	743,593		743,593
3600	0207141F	134	F-117A SQUADRONS					
3600	0207161F	135	TACTICAL AIM MISSILES	7,927	7,927	7,927		7,927
3600	0207163F	136	ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM)	36,838	36,838	36,838	-3,200	33,638
			JDRADM premature request				[-3,200]	
3600	0207170F	137	JOINT HELMET MOUNTED CUEING SYSTEM (JHMCS)	[ ]	[ ]	[ ]		[ ]
3600	0207224F	138	COMBAT RESCUE AND RECOVERY					
3600	0207247F	139	AF TENCAP	11,526	11,526	11,526		11,526
3600	0207248F	140	SPECIAL EVALUATION PROGRAM					
3600	0207253F	141	COMPASS CALL	4,603	4,603	4,603		4,603
3600	0207268F	142	AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM	139,042	139,042	139,042		139,042
3600	0207277F	143	CSAF INNOVATION PROGRAM		3,000			
			Hawaii National Guard communications support environment		[3,000]			
3600	0207325F	144	JOINT AIR-TO-SURFACE STANDOFF MISSILE (JASSM)	12,152	12,152	12,152		12,152

Title II-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0207410F	145	AIR & SPACE OPERATIONS CENTER (AOC)	111,557	111,557	111,557	-10,500	101,057
			Space C2 operations - Reduction for Space C2 System only - premature request				[-10,500]	
3600	0207412F	146	CONTROL AND REPORTING CENTER (CRC)	16,505	16,505	16,505		16,505
3600	0207417F	147	AIRBORNE WARNING AND CONTROL SYSTEM (AWACS)	152,721	152,721	152,721		152,721
3600	0207418F	148	TACTICAL AIRBORNE CONTROL SYSTEMS	3,387	3,387	3,387		3,387
3600	0207423F	149	ADVANCED COMMUNICATIONS SYSTEMS	33,584	33,584	33,584		33,584
3600	0207424F	150	EVALUATION AND ANALYSIS PROGRAM	650,608	650,608	650,608		650,608
3600	0207433F	151	ADVANCED PROGRAM TECHNOLOGY					
3600	0207438F	152	THEATER BATTLE MANAGEMENT (TBM) C4I	9,961	9,961	9,961		9,961
3600	0207445F	153	FIGHTER TACTICAL DATA LINK	39,545	39,545	39,545		39,545
3600	0207446F	154	BOMBER TACTICAL DATA LINK	37,130	37,130	37,130		37,130
3600	0207448F	155	C2ISR TACTICAL DATA LINK	1,809	1,809	1,809		1,809
3600	0207449F	156	COMMAND AND CONTROL (C2) CONSTELLATION	45,049	45,049	45,049		45,049
3600	0207581F	157	JOINT SURVEILLANCE/TARGET ATTACK RADAR SYSTEM (JST.	65,924	65,924	341,324		65,924
			JSTARS radar technology insertion program (RTIP) backfit			[275,400]		
3600	0207590F	158	SEEK EAGLE	22,969	22,969	22,969		22,969
3600	0207591F	159	ADVANCED PROGRAM EVALUATION					
3600	0207601F	160	USAF MODELING AND SIMULATION	23,044	25,044	23,044	1,600	24,644
			Crowd behavior modeling		[2,000]		[1,600]	
3600	0207605F	161	WARGAMING AND SIMULATION CENTERS	6,490	6,490	6,490		6,490
3600	0207697F	162	DISTRIBUTED TRAINING AND EXERCISES	7,522	7,522	7,522		7,522
3600	0208006F	163	MISSION PLANNING SYSTEMS	105,371	105,371	105,371		105,371
3600	0208021F	164	INFORMATION WARFARE SUPPORT	12,111	12,111	12,111		12,111
3600	0208161F	165	SPECIAL EVALUATION SYSTEM	760,312	760,312	910,312		760,312
			Special evaluation system			[150,000]		
3600	0301310F	166	NATIONAL AIR INTELLIGENCE CENTER	[ ]	[ ]	[ ]		[ ]
			Missile related systems threat representations		[2,500]			
3600	0301314F	167	COBRA BALL	[ ]	[ ]	[ ]		[ ]

Title II-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0301315F	168	MISSILE AND SPACE TECHNICAL COLLECTION	[ ]	[ ]	[ ]	[1,500]	[ ]
			Classified program			[1,500]	[1,500]	
3600	0301324F	169	FOREST GREEN	[ ]	[ ]	[ ]		[ ]
3600	0301386F	170	GDIP COLLECTION MANAGEMENT	[ ]	[ ]	[ ]		[ ]
3600	0302015F	171	E-4B NATIONAL AIRBORNE OPERATIONS CENTER (NAOC)	19,529	19,529	19,529		19,529
3600	0303112F	172	AIR FORCE COMMUNICATIONS (AIRCOM)	2,022	2,022	2,022		2,022
3600	0303131F	173	MINIMUM ESSENTIAL EMERGENCY COMMUNICATIONS NETW	103,846	103,846	103,846	-15,000	88,846
			Minuteman MEECN				[-15,000]	
3600	0303140F	174	INFORMATION SYSTEMS SECURITY PROGRAM	229,657	233,577	229,657	-45,047	184,610
			Applications Security Initiative		[3,920]			
			Unjustified program growth				[-45,047]	
3600	0303141F	175	GLOBAL COMBAT SUPPORT SYSTEM	10,631	10,631	10,631		10,631
3600	0303150F	176	GLOBAL COMMAND AND CONTROL SYSTEM	3,397	13,397	3,397	8,000	11,397
			Command and control service level management program		[10,000]		[8,000]	
3600	0303158F	177	JOINT COMMAND AND CONTROL PROGRAM (JC2)	5,841	5,841	5,841		5,841
3600	0303601F	178	MILSATCOM TERMINALS	388,491	388,491	388,491		388,491
3600	0304111F	179	SPECIAL ACTIVITIES	[ ]	[ ]	[ ]	[63,700]	[ ]
			Classified program			[20,000]		
			Classified program			[44,100]	[63,700]	
			EMP protected computer hardware		[2,000]			
3600	0304260F	180	AIRBORNE SIGINT ENTERPRISE	139,627	128,727	139,627	-10,000	129,627
			Airborne signal intelligence enterprise		[-10,900]		[-10,000]	
3600	0304311F	181	SELECTED ACTIVITIES	[ ]	[ ]	[ ]	[26,000]	[ ]
			Classified program			[206,600]	[26,000]	
3600	0304348F	182	ADVANCED GEOSPATIAL INTELLIGENCE (AGI)	[ ]	[ ]	[ ]		[ ]
3600	0305099F	183	GLOBAL AIR TRAFFIC MANAGEMENT (GATM)	6,681	6,681	6,681		6,681
3600	0305110F	184	SATELLITE CONTROL NETWORK (SPACE)	27,256	27,256	27,256		27,256
3600	0305111F	185	WEATHER SERVICE	39,747	39,747	45,747	800	40,547
			Operations risk management visualization & integration (ORM-VIZ)			[6,000]	[800]	

Title II-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0305114F	186	AIR TRAFFIC CONTROL, APPROACH, AND LANDING SYSTEM (	4,672	4,672	4,672		4,672
3600	0305116F	187	AERIAL TARGETS	7,376	7,376	7,376		7,376
3600	0305124F	188	SPECIAL APPLICATIONS PROGRAM	[ ]	[ ]	[ ]		[ ]
3600	0305127F	189	FOREIGN COUNTERINTELLIGENCE ACTIVITIES	[ ]	[ ]	[ ]		[ ]
3600	0305128F	190	SECURITY AND INVESTIGATIVE ACTIVITIES	829	829	829		829
3600	0305142F	191	APPLIED TECHNOLOGY AND INTEGRATION	[ ]	[ ]	[ ]		[ ]
3600	0305159F	192	DEFENSE RECONNAISSANCE SUPPORT ACTIV (SPACE)	[ ]	[ ]	[ ]	[-642,481]	[ ]
			Classified program			[190,000]		
			Classified program			[-293,500]	[-293,500]	
			Classified program		[-1,131,850]	[-1,131,900]	[-1,093,981]	
			Classified program - prior year savings			[-700,000]		
			Classified program - prior year savings			[-50,000]		
			Classified program		[-30,000]		[100,000]	
			California Space Infrastructure Project		[1,000]			
			Termination liability				[400,000]	
			Classified program				[200,000]	
			Technology sustainment				[45,000]	
3600	0305160F	193	DEFENSE METEOROLOGICAL SATELLITE PROGRAM (SPACE)					
3600	0305164F	194	NAVSTAR GLOBAL POSITIONING SYSTEM (USER EQUIPMENT)	93,267	156,467	153,267	63,200	156,467
			GPS user equipment		[63,200]	[60,000]	[63,200]	
3600	0305165F	195	NAVSTAR GLOBAL POSITIONING SYSTEM (SPACE AND CONTI	120,931	160,931	120,931		120,931
			Program increase		[40,000]			
3600	0305172F	196	COMBINED ADVANCED APPLICATIONS	[ ]	[ ]	[ ]		[ ]
3600	0305173F	197	SPACE AND MISSILE TEST AND EVALUATION CENTER	3,089	3,089	3,089		3,089
3600	0305174F	198	SPACE WARFARE CENTER	1,678	1,678	1,678		1,678
3600	0305182F	199	SPACELIFT RANGE SYSTEM(SPACE)	27,300	27,300	27,300		27,300
3600	0305193F	200	INTELLIGENCE SUPPORT TO INFORMATION OPERATIONS (IO)	1,134	1,134	1,134		1,134
3600	0305202F	201	DRAGON U-2					
3600	0305206F	202	AIRBORNE RECONNAISSANCE SYSTEMS	64,869	64,869	64,869		64,869

Title II-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0305207F	203	MANNED RECONNAISSANCE SYSTEMS	12,672	18,672	12,672	2,400	15,072
			Rivet Joint		[6,000]		[2,400]	
3600	0305208F	204	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	107,117	107,117	107,117		107,117
3600	0305219F	205	MQ-1 PREDATOR A UAV	22,296	22,296	32,296		22,296
			Upgrade MQ-1 SIGINT payload			[10,000]		
3600	0305220F	206	GLOBAL HAWK UAV	298,501	298,501	298,501	-15,000	283,501
			Execution				[-15,000]	
3600	0305221F	207	NETWORK-CENTRIC COLLABORATIVE TARGETING	8,641	8,641	33,641		8,641
			NCCT			[25,000]		
3600	0305887F	208	INTELLIGENCE SUPPORT TO INFORMATION WARFARE	5,362	5,362	5,362		5,362
3600	0305906F	209	NCMC - TW/AA SYSTEM	11,882	11,882	11,882		11,882
3600	0305910F	210	SPACETRACK (SPACE)					
3600	0305913F	211	NUDET DETECTION SYSTEM (SPACE)	38,974	38,974	38,974		38,974
3600	0305917F	212	SPACE ARCHITECT					
3600	0305924F	213	NATIONAL SECURITY SPACE OFFICE	10,821	10,821	17,821		10,821
			NSSO			[7,000]		
3600	0305940F	214	SPACE SITUATION AWARENESS OPERATIONS	23,980	23,980	40,780		23,980
			SAA operations			[16,800]		
3600	0307141F	215	NASS, IO TECHNOLOGY INTEGRATION & TOOL DEV	15,681	15,681	15,681		15,681
3600	0308699F	216	SHARED EARLY WARNING (SEW)	3,152	3,152	3,152		3,152
3600	0401115F	217	C-130 AIRLIFT SQUADRON	188,069	195,169	191,069	3,600	191,669
			C-130 de-icing system			[3,000]	[1,200]	
			Automated maintenance		[7,100]		[2,400]	
3600	0401119F	218	C-5 AIRLIFT SQUADRONS (IF)	203,585	205,585	203,585	-23,400	180,185
			Inductive thermography equipment		[2,000]		[1,600]	
			C-5 RERP - production delay and program restructure				[-25,000]	
3600	0401130F	219	C-17 AIRCRAFT (IF)	181,734	181,734	181,734		181,734
3600	0401132F	220	C-130J PROGRAM	74,223	74,223	74,223		74,223
3600	0401133F	221	AEROMEDICAL EVACUATION					

Title II-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0401134F	222	LARGE AIRCRAFT IR COUNTERMEASURES (LAIRCM)	19,324	19,324	19,324		19,324
3600	0401218F	223	KC-135S	8,766	8,766	8,766		8,766
3600	0401219F	224	KC-10S	36,790	36,790	36,790	-23,000	13,790
			SDD AMP contract award delay				[-23,000]	
3600	0401221F	225	KC-135 TANKER REPLACEMENT	314,454	114,454	174,454		314,454
			Use prior year funds for execution			[-140,000]		
			Program decrease		[-200,000]			
3600	0401314F	226	OPERATIONAL SUPPORT AIRLIFT	4,868	4,868	4,868		4,868
3600	0401839F	227	AIR MOBILITY TACTICAL DATA LINK					
3600	0408011F	228	SPECIAL TACTICS / COMBAT CONTROL	5,225	7,925	8,825	2,900	8,125
			Combat casualty management system for AFSOC			[3,600]	[2,900]	
			Biostatic protective clothing		[2,700]			
3600	0702207F	229	DEPOT MAINTENANCE (NON-IF)	1,510	1,510	1,510		1,510
3600	0702806F	230	ACQUISITION AND MANAGEMENT SUPPORT	22,317	24,617	22,317		22,317
			Combat support information security		[2,300]			
3600	0708011F	231	INDUSTRIAL PREPAREDNESS	39,906	44,406	41,906	3,600	43,506
			Laser materials processing			[2,000]	[2,000]	
			Production of nanocomposites for aerospace applications		[4,500]		[1,600]	
3600	0708012F	232	LOGISTICS SUPPORT ACTIVITIES					
3600	0708610F	233	LOGISTICS INFORMATION TECHNOLOGY (LOGIT)	114,176	114,176	114,176		114,176
3600	0708611F	234	SUPPORT SYSTEMS DEVELOPMENT	11,076	26,076	11,076	7,800	18,876
			SOF logistics improvement		[4,000]		[3,000]	
			Strategic airlift modeling		[4,000]		[2,800]	
			Hydrogen fueling infrastructure- Lackland AFB		[4,000]			
			Low emission hybrid electric vehicle engine propulsion		[5,000]		[2,000]	
3600	0804757F	235	JOINT NATIONAL TRAINING CENTER	3,128	3,128	3,128		3,128
3600	0808716F	236	OTHER PERSONNEL ACTIVITIES	115	115	115		115
3600	0901202F	237	JOINT PERSONNEL RECOVERY AGENCY	5,377	5,377	5,377		5,377
3600	0901212F	238	SERVICE-WIDE SUPPORT (NOT OTHERWISE ACCOUNTED FOI	6,495	6,495	6,495		6,495

Title II-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0901216F	239	CIVILIAN COMPENSATION PROGRAM	8,070	8,070	8,070		8,070
3600	0901220F	240	PERSONNEL ADMINISTRATION	16,832	16,832	16,832		16,832
3600	0901538F	241	FINANCIAL MANAGEMENT INFORMATION SYSTEMS DEVELOP	47,105	47,105	47,105	-10,000	37,105
			DEAMS contract award				[-10,000]	
3600		999	CLASSIFIED PROGRAMS	9,824,956	10,099,956	8,111,756	-551,281	9,273,675
			Total, RDT&E Air Force	**26,711,940**	**25,738,960**	**25,581,989**	**-1,019,419**	**25,692,521**

Global positioning system III

The budget request included $587.2 million for global positioning system III (GPS III).

The House bill would authorize $437.2 million in PE63421F for GPS III.

The Senate amendment would authorize $587.2 million, the amount of the budget request.

The conferees agree to authorize $487.2 million, a reduction of $100.0 million below the budget request.

The conferees fully support the need for the GPS III program. There are indications, however, that challenges between the development and acquisition plans for space vehicles, ground systems, and user equipment may be increasing. The conferees are concerned that GPS III space systems may be ahead of the development and acquisition plans for ground systems and user equipment. To avoid this potential disconnect the conferees urge the Department of Defense (DOD) and the Air Force to request adequate funding to keep the ground operational control systems and space segments fully synchronized and to support timely development and fielding of the user equipment.

The block approach adopted by the GPS III program office is a good step toward reducing technical risks and ensuring that the program stays on budget and schedule. However, the conferees are concerned that capabilities like spot-beams and cross-links may not be properly phased to support the warfighter requirements or may no longer be required. The conferees urge the DOD and the Secretary of the Air Force to examine the GPS acquisition strategy and warfighter requirements to determine the appropriate next-generation capabilities to include in each subsequent block to meet user needs, while maintaining schedule, cost, and appropriate level of technical risk.

The GPS satellite constellation provides accurate position, navigation, and timing (PNT) to support military, civil, and commercial activities and enterprises throughout the United States and the world. The conferees note the budget request included funds for other PNT capabilities and augmentations such as the GPS extension program, commonly known as iGPS. The conferees are concerned that these investment decisions are being made without an integrated PNT architecture. The conferees direct the DOD, as one of the co-chairs of the PNT Executive Committee, to submit a report to the congressional defense committees that includes future PNT-related investments for the next 5 years and an integrated PNT architecture plan. The report should be submitted within 6 months from the date of enactment of this Act.

Transformational communication satellite system

The budget request included $964.0 million in PE63845F for the transformational communication satellite system (TSAT).

The House bill would authorize the budget request.

The Senate amendment would authorize the budget request.

The conferees agree to authorize $814.0 million in PE63845F for the TSAT, a reduction of $150.0 million below the budget request. The conferees fully support the TSAT program and have made this reduction with no prejudice to the program.

Space Radar

The budget request included funds for the Space Radar program, but the amount requested is classified.

The House bill would authorize $30.0 million below the requested amount in a classified line item for Space Radar.

The Senate amendment would authorize $20.0 million in a classified line item and would authorize $80.0 million in PE63858F for a Space Radar technology study.

The conferees agree to authorize funding for Space Radar capabilities in a classified line item.

The conferees continue to support space-based radar capabilities to meet both warfighter and intelligence community requirements. However, the conferees remain concerned about the overall approach to radar capabilities in space and, in particular, about the Space Radar program of record. These concerns include requirements scope, technology risk, the acquisition plan, and the affordability of a space radar program. The conferees continue to strongly support a joint program and a joint approach to requirements development, concept of operations, and tasking, processing, and exploitation regimes.

The conferees are aware of several alternative space-based radar concepts that have been proposed over the past year that could lower technical risk and development costs. In addition, the administration has recently proposed a new, incremental acquisition strategy for the Space Radar program designed to reduce program risk. As a result of these developments, the conferees direct the Secretary of Defense and the Director of National Intelligence to prepare a plan for the analysis of space-based radar alternatives and a plan for expenditure of funds for fiscal year 2008. Of the amount authorized by the conferees for fiscal year 2008, only $40.0 million shall be available for expenditure until 30 days after the submission of this plan for an analysis of alternatives.

The plan for an analysis of alternatives should bound the options related to space-based radar technology and system alternatives. It must consider all programs and activities (at all levels of classification) that can contribute to the missions that space-based radar systems would support. Once the options are bounded, the plan should outline a strategy for evaluating the space-based radar options. The plan should describe how the Department of Defense proposes to allocate the remaining fiscal year 2008 funding to achieve the objectives described below and to support any other space-based radar related activities. The plan for an analysis of alternatives should be submitted to the congressional defense and intelligence committees by March 1, 2008.

The plan for an analysis of space-based radar alternatives should be a roadmap for evaluating the options for space and ground segments. The conferees expect the plan to identify the schedule and resources necessary to evaluate: the maturity of the various radar technologies and design concepts; system and architecture performance; requirements; technology producibility; industry capacity; cost and risk estimates for the proposed options; proposed acquisition plans; concepts of operations; how other programs can be leveraged to meet requirements; and any other matters

identified by the Secretary of Defense and the Director of National Intelligence.

The conferees expect that the Department will perform the work outlined in the plan for an analysis of space-based radar alternatives before establishing a new program baseline for space radar capabilities and that no acquisition decision will be made in fiscal year 2008.

Additional direction and information is contained in the classified annex to this report.

Alternate infrared satellite system

The budget request included $230.9 million in PE64443F for the alternative infrared satellite system (AIRSS).

The House bill would authorize a decrease of $200.9 million in PE64443F for AIRSS.

The Senate amendment would authorize no funding for AIRSS.

The conferees agree to authorize $75.9 million for AIRSS in PE64443F.

The conferees understand the Space Based Infrared System (SBIRS) geosynchronous (GEO) program has experienced additional problems over the course of the summer. Nevertheless, the conferees are still convinced that the AIRSS program as it was described in the budget request is not the backup program that was originally conceived to serve as an alternative to SBIRS as directed in the SBIRS recertification acquisition decision memorandum. In addition, the current AIRSS concept is not a suitable competitor for the fourth SBIRS GEO satellite.

The conferees acknowledge that a follow-on program for SBIRS will be needed in the future and believe that the AIRSS program should focus on maturing technology and focus on the next generation of infrared sensor technology. The conferees expect the Air Force to develop AIRSS as a follow-on program at an appropriate time in the future. To that end, the conferees expect the budget request for AIRSS for fiscal year 2009 to include a clear plan to support research and development on technologies that could be evolved into the next generation of non-imaging infrared systems.

Recognizing that a backup plan may still be needed for SBIRS GEO, the conferees direct the Air Force to study the cost and feasibility of integrating a SBIRS highly elliptical orbit sensor onto a GEO satellite bus. The results of this study should be provided with the fiscal year 2009 budget request.

DEFENSE-WIDE

Research, Development, Test, and Evaluation, Defense-wide overview

The budget request included $20,559.9 million in Research, Development, Test, and Evaluation, Defense-wide for the Department of Defense.

The House bill would authorize $20,176.0 million.

The Senate amendment would authorize $21,331.5 million.

The conferees agree to authorize $20,033.6 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title II-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
			RESEARCH, DEVELOPMENT, TEST & EVALUATION, DEFENSE-WIDE					
0400	0601000BR	1	DTRA BASIC RESEARCH INITIATIVE	5,000	10,000	5,000	3,200	8,200
			Combating weapons of mass destruction		[5,000]		[3,200]	
0400	0601101E	2	DEFENSE RESEARCH SCIENCES	152,622	160,622	152,622	8,000	160,622
			Semiconductor Focus Research		[8,000]		[8,000]	
0400	0601111D8Z	3	GOVERNMENT/INDUSTRY COSPONSORSHIP OF UNIVERSITY I			5,000		
			Semiconductor Focus Research Center program			[5,000]		
0400	0601114D8Z	4	DEFENSE EXPERIMENTAL PROGRAM TO STIMULATE COMPET	5,878	5,878	5,878		5,878
0400	0601120D8Z	5	NATIONAL DEFENSE EDUCATION PROGRAM	44,372	44,372	44,372		44,372
			Materials World Modules		[4,500]			
			Science, Mathematics, and Research for Transformation		[3,000]			
			Preengineering Modules		[-9,500]			
			National Science and Engineering Faculty Fellowships		[2,000]			
0400	0601384BP	6	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	72,003	81,253	75,003	-50	71,953
			Superstructural particle evaluation			[3,000]		
			CBDP initiative basic research		[8,000]		[4,000]	
			Biodefense technologies - Polymedix		[1,250]		[1,250]	
			CB 1 – Unjustified TCTI funding				[-5,300]	
0400	0602000D8Z	7	JOINT MUNITIONS TECHNOLOGY	15,542	15,542	15,542		15,542
0400	0602227D8Z	8	MEDICAL FREE ELECTRON LASER		18,000	8,000	2,400	2,400
			Program increase		[18,000]	[8,000]	[2,400]	
0400	0602228D8Z	9	HISTORICALLY BLACK COLLEGES AND UNIVERSITIES (HBCU)	15,150	15,150	15,150		15,150
0400	0602234D8Z	10	LINCOLN LABORATORY RESEARCH PROGRAM	29,524	29,524	29,524		29,524
0400	0602303E	11	INFORMATION & COMMUNICATIONS TECHNOLOGY	229,739	238,739	229,739		229,739
			Document exploitation		[8,000]			
			Intelligent representation analysis (NASEC)		[1,000]			
0400	0602304E	12	COGNITIVE COMPUTING SYSTEMS	179,728	179,728	179,728	-3,931	175,797
			Execution adjustment				[-3,931]	

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(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0400	0602383E	13	BIOLOGICAL WARFARE DEFENSE	99,137	99,137	99,137	-27,075	72,062
			Execution adjustment				[-17,304]	
			Cancellation of Spectral Sensing of Bio-Aerosols (SSBA)				[-9,771]	
0400	0602384BP	14	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	305,327	325,327	309,827	-64,700	240,627
			Chem-bio IR detector			[2,000]	[1,600]	
			Chem-bio protective textile fabric			[1,500]	[800]	
			Chemical agent fate model verification			[1,000]	[1,000]	
			CBDP Initiative applied research		[20,000]		[8,000]	
			TMTI – program delays				[-50,000]	
			CB 2 – Unjustified TCTI funding				[-26,100]	
0400	0602670D8Z	15	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCB)	7,300	7,300	7,300		7,300
0400	0602702E	16	TACTICAL TECHNOLOGY	374,717	374,717	374,717	-47,400	327,317
			Execution adjustment				[-37,024]	
			Cancellation of Waveforms for Active Sensing				[-3,670]	
			Cancellation of SUAVE				[-6,706]	
0400	0602715E	17	MATERIALS AND BIOLOGICAL TECHNOLOGY	306,022	306,022	306,022	-12,151	293,871
			Execution adjustment				[-12,151]	
0400	0602716BR	18	WMD DEFEAT TECHNOLOGY					
0400	0602716E	19	ELECTRONICS TECHNOLOGY	213,529	213,529	213,529	-17,964	195,565
			Execution adjustment				[-17,964]	
0400	0602717BR	20	WMD DEFENSE TECHNOLOGIES					
0400	0602718BR	21	WEAPONS OF MASS DESTRUCTION DEFEAT TECHNOLOGIES	182,416	182,416	213,916	24,600	207,016
			Blast mitigation & protection analysis			[1,000]	[1,000]	
			Comprehensive national incident management system			[4,000]	[2,400]	
			Fissile material detection research			[26,500]	[21,200]	
0400	0303153K	22	JOINT SPECTRUM CENTER					
0400	1160401BB	23	SPECIAL OPERATIONS TECHNOLOGY DEVELOPMENT	21,282	27,132	23,782	2,000	23,282
			Foliage penetration reconnaissance & surveillance		[5,850]	[2,500]	[2,000]	
0400	1160407BB	24	SOF MEDICAL TECHNOLOGY DEVELOPMENT	2,388	2,388	2,388		2,388

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0400	0603000D8Z	25	INSENSITIVE MUNITIONS - ADVANCED DEVELOPMENT	6,000	6,000	6,000		6,000
0400	0603002D8Z	26	MEDICAL ADVANCED TECHNOLOGY					
0400	0603121D8Z	27	SOF/LIC ADVANCED DEVELOPMENT	32,669	44,669	32,669	12,000	44,669
			Irregular warfare support		[12,000]		[12,000]	
0400	0603122D8Z	28	COMBATING TERRORISM TECHNOLOGY SUPPORT	76,276	84,776	76,276	2,680	78,956
			Arabic language analysis systems			[2,000]		
			Contextual Arabic slang		[3,500]		[1,000]	
			Ruggedized mobile secure body scan		[1,000]		[880]	
			License plate recognition initiative		[1,500]			
			Affordable mid-sized UGV		[2,500]		[800]	
0400	0603160BR	29	COUNTERPROLIFERATION INITIATIVES - PROLIFERATION PRE	213,240	214,740	213,240		213,240
			Radiation hardened nonvolatile memory		[1,500]			
0400	0603175C	30	BALLISTIC MISSILE DEFENSE TECHNOLOGY	118,569	118,569	122,569	-22,000	96,569
			Directly printed electronic components			[4,000]		
			Program decrease		[-10,000]		[-10,000]	
			X Lab Battlespace Laboratory (AMDT #35)		[10,000]			
			Transfer to PE 0603896C (RDDW 86) for execution				[-12,000]	
0400	0603225D8Z	31	JOINT DOD-DOE MUNITIONS TECHNOLOGY DEVELOPMENT	23,488	23,488	23,488		23,488
0400	0603286E	32	ADVANCED AEROSPACE SYSTEMS	86,385	86,385	86,385	-16,000	70,385
			Execution delays				[-16,000]	
0400	0603287E	33	SPACE PROGRAMS AND TECHNOLOGY	224,551	224,551	224,551	-6,748	217,803
			Cancellation of Micro Electric Propulsion (MEP)				[-6,748]	
0400	0603384BP	34	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM - ADVANCE	232,302	257,302	240,302	-38,000	194,302
			Semiconducting metal oxide sensors			[2,000]	[800]	
			Improved CBR filters			[2,000]	[1,600]	
			Raman chemical ID system			[4,000]	[1,600]	
			CBDP initiative advanced technology development		[25,000]		[8,000]	
			TMTI -- program delays				[-50,000]	

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(Dollars in Thousands)

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0400	0603616D8Z	35	JOINT ELECTRONIC ADVANCED TECHNOLOGY	9,219	24,219	9,219	15,000	24,219
			Advanced energy storage initiative		[15,000]		[15,000]	
0400	0603648D8Z	36	JOINT CAPABILITY TECHNOLOGY DEMONSTRATIONS	194,352	189,052	194,352	1,600	195,952
			Computerized assisted threat evaluation		[5,000]			
			Distributed network switching		[4,700]		[1,600]	
			Program reduction		[-15,000]			
0400	0603662D8Z	37	NETWORKED COMMUNICATIONS CAPABILITIES	40,000	20,000	40,000	-25,000	15,000
			Program reduction		[-20,000]		[-25,000]	
0400	0603665D8Z	38	BIOMETRICS SCIENCE AND TECHNOLOGY	8,000	8,000	12,000	3,200	11,200
			Standoff biometrics technology			[4,000]	[3,200]	
0400	0603670D8Z	39	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCB)	9,000	21,000	9,000		9,000
			Human systems integration		[12,000]			
0400	0603680D8Z	40	DEFENSE-WIDE MANUFACTURING SCIENCE AND TECHNOLO(	10,000	10,000	30,000	16,000	26,000
			High performance defense manufacturing technology research			[10,000]	[8,000]	
			Disruptive manufacturing technologies research			[10,000]	[8,000]	
0400	0603711D8Z	41	JOINT ROBOTICS PROGRAM/AUTONOMOUS SYSTEMS	11,256	11,256	11,256		11,256
0400	0603712S	42	GENERIC LOGISTICS R&D TECHNOLOGY DEMONSTRATIONS	18,736	24,236	46,736	20,400	39,136
			Emerging critical interconnect technology program		[5,000]	[4,000]	[800]	
			UAV battery technologies			[2,000]	[2,000]	
			Vehicle fuel cell & hydrogen logistics program			[10,000]	[8,000]	
			Solid hydrogen storage initiative			[6,000]	[5,000]	
			Biofuels program			[3,000]	[1,600]	
			Mobile microgrid research			[3,000]	[3,000]	
			Rapid ID of technology sources		[500]			
0400	0603713S	43	DEPLOYMENT AND DISTRIBUTION ENTERPRISE TECHNOLOG'					
0400	0603716D8Z	44	STRATEGIC ENVIRONMENTAL RESEARCH PROGRAM	68,874	64,874	71,374	800	69,674
			Enhanced water remediation research			[2,500]	[800]	
			Program reduction		[-4,000]			

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Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0400	0603720S	45	MICROELECTRONICS TECHNOLOGY DEVELOPMENT AND SUF		14,000		3,200	3,200
			Superlattice nanotechnology		[4,000]		[1,600]	
			Processing alpha tool		[5,000]		[1,600]	
			Supply chain DEV		[5,000]			
0400	0603727D8Z	46	JOINT WARFIGHTING PROGRAM	11,060	11,060	11,060		11,060
0400	0603739E	47	ADVANCED ELECTRONICS TECHNOLOGIES	220,548	220,548	220,548	-20,048	200,500
			Execution adjustment				[-20,048]	
0400	0603745D8Z	48	SYNTHETIC APERTURE RADAR (SAR) COHERENT CHANGE DE	6,500		6,500	-3,000	3,500
			Program decrease		[-6,500]		[-3,000]	
0400	0603750D8Z	49	ADVANCED CONCEPT TECHNOLOGY DEMONSTRATIONS		4,000		3,100	3,100
			Simultaneous field radiation technology		[4,000]		[3,100]	
0400	0603755D8Z	50	HIGH PERFORMANCE COMPUTING MODERNIZATION PROGRA	187,587	187,587	189,587	1,600	189,187
			High performance computing modeling & simulation			[2,000]	[1,600]	
0400	0603760E	51	COMMAND, CONTROL AND COMMUNICATIONS SYSTEMS	256,868	256,868	256,868		256,868
0400	0603764E	52	LAND WARFARE TECHNOLOGY	24,711	24,711	24,711	-4,943	19,768
			Execution delays				[-4,943]	
0400	0603765E	53	CLASSIFIED DARPA PROGRAMS	188,188	188,188	188,188		188,188
0400	0603766E	54	NETWORK-CENTRIC WARFARE TECHNOLOGY	151,641	151,641	151,641		151,641
0400	0603767E	55	SENSOR TECHNOLOGY	196,462	196,462	196,462		196,462
0400	0603768E	56	GUIDANCE TECHNOLOGY	127,777	127,777	127,777		127,777
0400	0603769SE	57	DISTRIBUTED LEARNING ADVANCED TECHNOLOGY DEVELOP	13,282	13,282	13,282		13,282
0400	0603781D8Z	58	SOFTWARE ENGINEERING INSTITUTE	29,851	29,851	29,851	-3,900	25,951
			DeVenCI				[-3,900]	
0400	0603805S	59	DUAL USE TECHNOLOGY					
0400	0603826D8Z	60	QUICK REACTION SPECIAL PROJECTS	109,514	113,114	127,014	2,000	111,514
			Small craft integrated common operating picture		[1,600]	[1,500]	[800]	
			APS comparative testing			[15,000]		
			APS technical assessment			[1,000]		
			Semiautonomous robotic manipulation		[2,000]		[1,200]	

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(Dollars in Thousands)

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0400	0603828D8Z	61	JOINT EXPERIMENTATION	112,017	106,517	118,217	-5,440	106,577
			Asymmetric warfare initiative			[1,500]	[800]	
			Cultural & societal modeling & simulation		[3,000]	[3,200]	[2,560]	
			Joint Urban Fires Prototype		[1,500]	[1,500]	[1,200]	
			Program reduction		[-10,000]		[-10,000]	
0400	0603832D8Z	62	JOINT WARGAMING SIMULATION MANAGEMENT OFFICE	37,837	20,037	37,837	-15,000	22,837
			Program decrease		[-17,800]		[-15,000]	
0400	0603941D8Z	63	TEST & EVALUATION SCIENCE & TECHNOLOGY	62,889	62,889	63,889	1,000	63,889
			Test range & resource analysis			[1,000]	[1,000]	
0400	0603942D8Z	64	TECHNOLOGY TRANSFER	2,234	2,234	2,234		2,234
0400	1160402BB	65	SPECIAL OPERATIONS ADVANCED TECHNOLOGY DEVELOPM	29,935	47,835	43,935	8,980	38,915
			Advanced generator technologies			[2,000]		
			Portable power sources development			[3,000]	[2,400]	
			Standoff precision guided munitions			[6,000]		
			Advanced tactical airborne C4ISR systems			[3,000]		
			Expendable air drop delivery system		[5,000]		[800]	
			Long endurance unattended ground sensors		[3,200]		[2,080]	
			Tactical wireless battlefield solutions		[2,700]		[2,700]	
			Pulsed energy projectile		[7,000]		[1,000]	
0400	0603161D8Z	66	NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIPM	38,060	38,060	38,060		38,060
0400	0603228D8Z	67	PHYSICAL SECURITY EQUIPMENT					
0400	0603527D8Z	68	RETRACT LARCH	22,365	22,365	22,365		22,365
0400	0603709D8Z	69	JOINT ROBOTICS PROGRAM	11,860	11,860	11,860		11,860
0400	0603714D8Z	70	ADVANCED SENSOR APPLICATIONS PROGRAM			20,000	18,000	18,000
			Fund ongoing programs - Transfer from RDDW 999			[20,000]		
			Fund ongoing programs				[18,000]	
0400	0603851D8Z	71	ENVIRONMENTAL SECURITY TECHNICAL CERTIFICATION PRC	33,199	33,199	33,199		33,199

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0400	0603881C	72	BALLISTIC MISSILE DEFENSE TERMINAL DEFENSE SEGMENT	982,585	1,167,585	1,127,585	55,000	1,017,585
			THAAD		[135,000]	[105,000]		
			Short-range ballistic missile defense		[45,000]	[25,000]	[20,000]	
			Arrow co-production		[25,000]	[25,000]	[25,000]	
			Study of Upper-Tier Missile Program			[10,000]	[10,000]	
0400	0603882C	73	BALLISTIC MISSILE DEFENSE MIDCOURSE DEFENSE SEGMEN	2,520,064	2,360,064	2,435,064	-135,000	2,385,064
			European 3rd site construction		[-160,000]	[-85,000]	[-85,000]	
			Transfer to PE 0603896C (RDDW 86) for execution				[-50,000]	
0400	0603883C	74	BALLISTIC MISSILE DEFENSE BOOST DEFENSE SEGMENT	548,759	298,759	348,759	-35,000	513,759
			Airborne Laser		[-250,000]	[-200,000]	[-35,000]	
0400	0603884BP	75	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	57,160	57,160	61,160	1,500	58,660
			Real-time viral agent detectors			[4,000]	[1,500]	
0400	0603884C	76	BALLISTIC MISSILE DEFENSE SENSORS	778,163	728,163	778,163	-169,000	609,163
			Excessive costs		[-50,000]		[-50,000]	
			Transfer to PE 0603896C (RDDW 86) for execution				[-119,000]	
0400	0603886C	77	BALLISTIC MISSILE DEFENSE SYSTEM INTERCEPTOR	227,499	177,499	227,499	-6,646	220,853
			Program reduction		[-50,000]			
			Excessive program support				[-6,646]	
0400	0603888C	78	BALLISTIC MISSILE DEFENSE TEST & TARGETS	586,150	586,150	586,150		586,150
0400	0603889C	79	BALLISTIC MISSILE DEFENSE PRODUCTS					
0400	0603890C	80	BALLISTIC MISSILE DEFENSE SYSTEMS CORE	482,016	432,016	432,016	-65,228	416,788
			BMD systems core		[-50,000]	[-50,000]	[-50,000]	
			Excessive program support				[-15,228]	
0400	0603891C	81	SPECIAL PROGRAMS - MDA	323,250	153,250	173,250	-125,000	198,250
			BMD special programs		[-170,000]	[-150,000]	[-125,000]	

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0400	0603892C	82	AEGIS BMD	1,059,103	1,137,103	1,134,103	65,000	1,124,103
			Aegis BMD				[49,000]	
			SM-3 Production Capability		[20,000]	[20,000]		
			SM-3 Interceptors		[36,000]	[45,000]		
			BSP Upgrade		[22,000]	[10,000]	[16,000]	
0400	0603893C	83	SPACE TRACKING & SURVEILLANCE SYSTEM	331,525	256,525	276,525	-100,000	231,525
			Space tracking & surveillance system		[-75,000]	[-55,000]	[-100,000]	
0400	0603894C	84	MULTIPLE KILL VEHICLE	271,151	229,151	271,151	-62,900	208,251
			Program reduction		[-42,000]			
			Multiple Engagement Payload (MEP) for the Standard Missile-3				[-62,900]	
0400	0603895C	85	BALLISTIC MISSILE DEFENSE SYSTEM SPACE PROGRAMS	27,666	17,666	17,666	-11,000	16,666
			BMD space testbed		[-10,000]	[-10,000]	[-10,000]	
			Space Experimentation Center				[-1,000]	
0400	0603896C	86	BALLISTIC MISSILE DEFENSE COMMAND AND CONTROL, BAT	258,913	258,913	258,913	191,790	450,703
			C2BMC program growth				[-10,000]	
			Excessive program support				[-3,210]	
			Transfer from PE 0603884C (RDDW 76) for execution				[119,000]	
			Transfer from PE 0603882C (RDDW 73) for execution				[50,000]	
			Transfer from PE 0603175C (RDDW 30) for execution				[12,000]	
			Transfer from PE 0603904C (RDDW 89) for execution				[24,000]	
0400	0603897C	87	BALLISTIC MISSILE DEFENSE HERCULES	53,658	53,658	53,658	-834	52,824
			Excessive program support				[-834]	
0400	0603898C	88	BALLISTIC MISSILE DEFENSE JOINT WARFIGHTER SUPPORT	48,787	54,787	48,787	948	49,735
			Program increase		[6,000]		[2,000]	
			Excessive program support				[-1,052]	
0400	0603904C	89	BALLISTIC MISSILE DEFENSE JOINT NATIONAL INTEGRATION	104,012	104,012	104,012	-24,913	79,099
			Excessive program support				[-913]	
			Transfer to PE 0603896C (RDDW 86) for execution				[-24,000]	
0400	0603905C	90	BALLISTIC MISSILE DEFENSE CONCURRENT TEST, TRAINING					

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0400	0603906C	91	REGARDING TRENCH	2,000	2,000	2,000		2,000
0400	0603920D8Z	92	HUMANITARIAN DEMINING	14,013	14,013	14,013		14,013
0400	0603923D8Z	93	COALITION WARFARE	14,047	14,047	14,047	-4,000	10,047
			Reduce program growth				[-4,000]	
0400	0604016D8Z	94	DEPARTMENT OF DEFENSE CORROSION PROGRAM	4,983	4,983	4,983		4,983
0400	0604648D8Z	95	JOINT CAPABILITY TECHNOLOGY DEMONSTRATIONS	2,960	2,960	2,960		2,960
0400	0604670D8Z	96	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCB)	5,700	5,700	5,700		5,700
0400	0604787D8Z	97	JOINT SYSTEMS INTEGRATION COMMAND (JSIC)	19,375	19,375	19,375		19,375
0400	0604828D8Z	98	JOINT FIRES INTEGRATION AND INTEROPERABILITY TEAM	16,596	16,596	16,596		16,596
0400	0605017D8Z	99	REDUCTION OF TOTAL OWNERSHIP COST	25,225	25,225	25,225		25,225
0400	0303191D8Z	100	JOINT ELECTROMAGNETIC TECHNOLOGY (JET) PROGRAM	3,482	9,482	3,482	1,200	4,682
			Secure miniaturized free space optical communications		[6,000]		[1,200]	
0400	0604165D8Z	100A	PROMPT GLOBAL STRIKE				100,000	100,000
			Prompt Global Strike				[100,000]	
0400	0603713S	101	DEPLOYMENT AND DISTRIBUTION ENTERPRISE TECHNOLOG'	25,000	25,000	25,000		25,000
0400	0604051D8Z	102	DEFENSE ACQUISITION CHALLENGE PROGRAM (DACP)	28,970	28,970	28,970		28,970
0400	0604161D8Z	103	NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIPM	3,281	3,281	3,281		3,281
0400	0604384BP	104	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	247,935	247,935	247,935		247,935
0400	0604618D8Z	105	MANPADS DEFENSE PROGRAM					
0400	0604709D8Z	106	JOINT ROBOTICS PROGRAM	2,911	2,911	2,911		2,911
0400	0604764K	107	ADVANCED IT SERVICES JOINT PROGRAM OFFICE (AITS-JPO)	9,832	9,832	9,832		9,832
0400	0604771D8Z	108	JOINT TACTICAL INFORMATION DISTRIBUTION SYSTEM (JTIDS	16,527	16,527	16,527		16,527
0400	0605000BR	109	WEAPONS OF MASS DESTRUCTION DEFEAT CAPABILITIES	15,394	15,394	15,394		15,394
0400	0605013BL	110	INFORMATION TECHNOLOGY DEVELOPMENT	11,297	12,297	11,297		11,297
			In transit visibility system		[1,000]			
0400	0605015BL	111	INFORMATION TECHNOLOGY DEVELOPMENT-STANDARD PR(					
0400	0605016D8Z	112	FINANCIAL MANAGEMENT SYSTEM IMPROVEMENTS					
0400	0605018BTA	113	DEFENSE INTEGRATED MILITARY HUMAN RESOURCES SYSTI	79,300	79,300	79,300		79,300
0400	0605018SE	114	DEFENSE INTEGRATED MILITARY HUMAN RESOURCES SYSTI					

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Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0400	0605019D8Z	115	ACQUISITION DOMAIN					
0400	0605020BTA	118	BUSINESS TRANSFORMATION AGENCY R&D ACTIVITIES	127,970	127,970	127,970	-12,000	115,970
			Program adjustment				[-12,000]	
0400	0605021SE	117	HOMELAND PERSONNEL SECURITY INITIATIVE	1,800	1,800	1,800		1,800
0400	0605140D8Z	118	TRUSTED FOUNDRY	43,604	43,604	43,604		43,604
0400	0605648D8Z	119	DEFENSE ACQUISITION EXECUTIVE (DAE) PILOT PROGRAM	5,838	5,838	5,838		5,838
0400	0303129K	120	DEFENSE MESSAGE SYSTEM					
0400	0303141K	121	GLOBAL COMBAT SUPPORT SYSTEM	18,129	18,129	18,129		18,129
0400	0303158K	122	JOINT COMMAND AND CONTROL PROGRAM (JC2)	70,283	50,283	70,283	-12,000	58,283
			Net Enabled C2		[-20,000]		[-12,000]	
0400	0305840K	123	ELECTRONIC COMMERCE					
0400	0901200D8Z	124	BMMP DOMAIN MANAGEMENT AND SYSTEMS INTEGRATION					
0400	0603704D8Z	125	SPECIAL TECHNICAL SUPPORT					
0400	0603712S	126	GENERIC LOGISTICS R&D TECHNOLOGY DEMONSTRATIONS	4,000	4,000	4,000		4,000
0400	0603757D8Z	127	TRAINING TRANSFORMATION (T2)	51,752	51,752	51,752		51,752
0400	0604140D8Z	128	CAPITAL ASSET MANAGEMENT SYSTEM-MILITARY EQUIPMEN					
0400	0604774D8Z	129	DEFENSE READINESS REPORTING SYSTEM (DRRS)	11,886	11,886	11,886		11,886
0400	0604875D8Z	130	JOINT SYSTEMS ARCHITECTURE DEVELOPMENT	14,437	14,437	14,437		14,437
0400	0604940D8Z	131	CENTRAL TEST AND EVALUATION INVESTMENT DEVELOPMEI	133,772	141,772	137,772	4,000	137,772
			Advanced SAM hardware simulator development		[8,000]	[4,000]	[4,000]	
0400	0604942D8Z	132	ASSESSMENTS AND EVALUATIONS	1,645	1,645	1,645		1,645
0400	0604943D8Z	133	THERMAL VICAR	7,822	7,822	7,822		7,822
0400	0605100D8Z	134	JOINT MISSION ENVIRONMENT TEST CAPABILITY (JMETC)	6,925	6,925	6,925		6,925
0400	0605104D8Z	135	TECHNICAL STUDIES, SUPPORT AND ANALYSIS	31,263	32,263	239,463	1,000	32,263
			Prompt Global Strike			[208,200]		
			National Defense University research program		[1,000]		[1,000]	
0400	0605110D8Z	136	USD(A&T)–CRITICAL TECHNOLOGY SUPPORT	4,021	4,021	4,021		4,021
0400	0605117D8Z	137	FOREIGN MATERIAL ACQUISITION AND EXPLOITATION	52,683	52,683	52,683		52,683
0400	0605124D8Z	138	DEFENSE TRAVEL SYSTEM					

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0400	0605126J	139	JOINT THEATER AIR AND MISSILE DEFENSE ORGANIZATION	53,653	53,653	53,653		53,653
0400	0605128D8Z	140	CLASSIFIED PROGRAM USD(P)					
0400	0605130D8Z	141	FOREIGN COMPARATIVE TESTING	32,919	32,919	32,919		32,919
0400	0605161D8Z	142	NUCLEAR MATTERS-PHYSICAL SECURITY	4,513	4,513	4,513		4,513
0400	0605170D8Z	143	SUPPORT TO NETWORKS AND INFORMATION INTEGRATION	11,152	11,152	11,152		11,152
0400	0605200D8Z	144	GENERAL SUPPORT TO USD (INTELLIGENCE)	4,574	4,574	4,574		4,574
0400	0605384BP	145	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	99,053	99,053	99,053		99,053
0400	0605502BR	146	SMALL BUSINESS INNOVATION RESEARCH					
0400	0605502C	147	SMALL BUSINESS INNOVATIVE RESEARCH - MDA					
0400	0605502D8Z	148	SMALL BUSINESS INNOVATIVE RESEARCH					
0400	0605502E	149	SMALL BUSINESS INNOVATIVE RESEARCH					
0400	0605790D8Z	150	SMALL BUSINESS INNOVATION RESEARCH/CHALLENGE ADMI	2,162	2,162	2,162		2,162
0400	0605798D8Z	151	DEFENSE TECHNOLOGY ANALYSIS	11,927	11,927	11,927		11,927
0400	0605798S	152	DEFENSE TECHNOLOGY ANALYSIS					
0400	0605799D8Z	153	FORCE TRANSFORMATION DIRECTORATE	20,585	12,585	20,585		20,585
			General reduction		[-8,000]			
0400	0605801KA	154	DEFENSE TECHNICAL INFORMATION CENTER (DTIC)	51,800	46,800	51,800		51,800
			Defense Technical Information Center		[-5,000]			
0400	0605803SE	155	R&D IN SUPPORT OF DOD ENLISTMENT, TESTING AND EVALU	9,326	9,326	9,326		9,326
0400	0605804D8Z	156	DEVELOPMENT TEST AND EVALUATION	18,712	18,712	18,712		18,712
0400	0605898E	157	MANAGEMENT HQ - R&D	52,992	52,992	52,992		52,992
0400	0606100D8Z	158	BUDGET AND PROGRAM ASSESSMENTS	5,750	5,750	5,750		5,750
0400	0301555G	159	CLASSIFIED PROGRAMS	[ ]	[ ]	[ ]		[ ]
0400	0301556G	160	SPECIAL PROGRAM	[ ]	[ ]	[ ]		[ ]
0400	0303166D8Z	161	SUPPORT TO INFORMATION OPERATIONS (IO) CAPABILITIES	28,652	28,652	28,652		28,652
0400	0303169D8Z	162	INFORMATION TECHNOLOGY RAPID ACQUISITION	5,197	15,197	5,197		5,197
			Commercial information technology identification demonstration		[10,000]			
0400	0305193D8Z	163	INTELLIGENCE SUPPORT TO INFORMATION OPERATIONS (IO)	9,932	9,932	9,932		9,932
0400	0305193G	164	INTELLIGENCE SUPPORT TO INFORMATION OPERATIONS (IO)	[ ]	[ ]	[ ]		[ ]

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Acct	Program Element	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0400	0305400D8Z	185	WARFIGHTING AND INTELLIGENCE-RELATED SUPPORT	827	827	827		827
0400	0901585C	166	PENTAGON RESERVATION	6,058	6,058	6,058		6,058
0400	0901598C	167	MANAGEMENT HQ - MDA	85,906	85,906	85,906	-5,000	80,906
			Management HQ reduction				[-5,000]	
0400	0901598D8W	168	IT SOFTWARE DEV INITIATIVES	888	888	888		888
0400	0909999E	169	FINANCING FOR CANCELLED ACCOUNT ADJUSTMENTS					
0400	0604130V	170	DEFENSE INFORMATION SYSTEM FOR SECURITY (DISS)	34,417	34,417	34,417		34,417
0400	0605127T	171	PARTNERSHIP FOR PEACE (PFP) INFORMATION MANAGEMEN	2,000	2,000	2,000		2,000
0400	0607384BP	172	CHEMICAL AND BIOLOGICAL DEFENSE (OPERATIONAL SYSTE	7,716	7,716	7,716		7,716
0400	0607828D8Z	173	JOINT INTEGRATION AND INTEROPERABILITY	53,892	53,892	53,892		53,892
0400	0204571J	174	JOINT STAFF ANALYTICAL SUPPORT	7,744	7,744	7,744		7,744
0400	0208043J	175	CLASSIFIED PROGRAMS	1,694	1,694	1,694		1,694
0400	0208045K	176	C4I INTEROPERABILITY	76,179	76,179	76,179		76,179
0400	0301011G	177	CRYPTOLOGIC ACTIVITIES	[ ]	[ ]	[ ]	[500]	[ ]
			Classified programs			[558,525]	[500]	
0400	0301144K	178	JOINT/ALLIED COALITION INFORMATION SHARING	26,321	26,321	26,321		26,321
0400	0301301L	179	GENERAL DEFENSE INTELLIGENCE PROGRAM	[ ]	[ ]	[ ]	[10,500]	[ ]
			Classified programs				[10,500]	
0400	0301318BB	180	HUMINT (CONTROLLED)	[ ]	[ ]	[ ]	[400]	[ ]
			Classified program			[400]	[400]	
0400	0301398L	181	MANAGEMENT HQ - GDIP	[ ]	[ ]	[ ]		[ ]
0400	0301555BB	182	CLASSIFIED PROGRAMS	[ ]	[ ]	[ ]		[ ]
0400	0301556BB	183	SPECIAL PROGRAM	[ ]	[ ]	[ ]		[ ]
0400	0302016K	184	NATIONAL MILITARY COMMAND SYSTEM-WIDE SUPPORT	713	713	713		713
0400	0302019K	185	DEFENSE INFO INFRASTRUCTURE ENGINEERING AND INTEGI	5,548	5,548	5,548		5,548
0400	0303126K	186	LONG-HAUL COMMUNICATIONS - DCS	16,487	16,487	16,487		16,487
0400	0303131K	187	MINIMUM ESSENTIAL EMERGENCY COMMUNICATIONS NETW	9,482	9,482	9,482		9,482
0400	0303135G	188	PUBLIC KEY INFRASTRUCTURE (PKI)	9,389	9,389	9,389		9,389
0400	0303136G	189	KEY MANAGEMENT INFRASTRUCTURE (KMI)	52,090	52,090	52,090		52,090

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0400	0303140D8Z	190	INFORMATION SYSTEMS SECURITY PROGRAM	13,256	13,256	13,256		13,256
0400	0303140G	191	INFORMATION SYSTEMS SECURITY PROGRAM	394,314	394,314	425,314	800	395,114
			ISSP tech base			[30,000]		
			Software assurance & education research			[1,000]	[800]	
0400	0303140K	192	INFORMATION SYSTEMS SECURITY PROGRAM	2,300	2,300	2,300		2,300
0400	0303148K	193	DISA MISSION SUPPORT OPERATIONS					
0400	0303149J	194	C4I FOR THE WARRIOR	3,624	3,624	3,624		3,624
0400	0303149K	195	C4I FOR THE WARRIOR					
0400	0303150K	196	GLOBAL COMMAND AND CONTROL SYSTEM	47,237	47,237	47,237		47,237
0400	0303153K	197	JOINT SPECTRUM CENTER	18,653	18,653	18,653		18,653
0400	0303170K	198	NET-CENTRIC ENTERPRISE SERVICES (NCES)	43,424	43,424	43,424	-5,000	38,424
			Execution delays				[-5,000]	
0400	0303610K	199	TELEPORT PROGRAM	5,798	5,798	5,798		5,798
0400	0304210BB	200	SPECIAL APPLICATIONS FOR CONTINGENCIES	15,687	20,187	15,687	1,600	17,287
			Optical wireless mobile networking		[4,500]		[1,600]	
0400	0304345BQ	201	NATIONAL GEOSPATIAL-INTELLIGENCE PROGRAM (NGP)	[ ]	[ ]	[ ]	[-40,000]	[ ]
			Commercial imagery			[200,000]		
			Classified program			[-199,400]	[-40,000]	
0400	0305102BQ	202	DEFENSE GEOSPATIAL-INTELLIGENCE PROGRAM	[ ]	[ ]	[ ]	[5,700]	[ ]
			GEOSAR enhancements		[4,000]		[3,200]	
			China geospatial data project		[4,000]		[2,500]	
0400	0305125D8Z	203	CRITICAL INFRASTRUCTURE PROTECTION (CIP)	12,667	12,667	12,667		12,667
0400	0305127BZ	204	FOREIGN COUNTERINTELLIGENCE ACTIVITIES	[ ]	[ ]	[ ]		[ ]
0400	0305146BZ	205	DEFENSE JOINT COUNTERINTELLIGENCE ACTIVITIES	2,951	2,951	2,951		2,951
0400	0305183L	206	DEFENSE HUMAN INTELLIGENCE (HUMINT) PROGRAM (DHIP)	[ ]	[ ]	[ ]		[ ]
0400	0305186D8Z	207	POLICY R&D PROGRAMS	4,627	5,627	4,627		4,627
			SVS critical response interactive simulation system		[1,000]			
0400	0305193L	208	INTEL SUPPORT TO INFORMATION OPERATIONS	[ ]	[ ]	[ ]		[ ]
0400	0305199D8Z	209	NET CENTRICITY	10,243	10,243	10,243		10,243

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0400	0305202G	210	DRAGON U-2 (JMIP)	[ ]	[ ]	[ ]		[ ]
0400	0305206G	211	AIRBORNE RECONNAISSANCE SYSTEMS	[ ]	[ ]	[ ]		[ ]
0400	0305207G	212	MANNED RECONNAISSANCE SYSTEMS	[ ]	[ ]	[ ]		[ ]
0400	0305208BQ	213	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	[ ]	[ ]	[ ]		[ ]
0400	0305208G	214	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	[ ]	[ ]	[ ]		[ ]
0400	0305208K	215	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	15,800	15,800	15,800		15,800
0400	0305208L	216	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	[ ]	[ ]	[ ]		[ ]
0400	0305219BB	217	MQ-1 PREDATOR A UAV	13,100	13,100	13,100		13,100
0400	0305866L	218	DIA SUPPORT TO SOUTHCOM INTEL ACTIVITIES					
0400	0305880L	219	COMBATANT COMMAND INTELLIGENCE OPERATIONS	[ ]	[ ]	[ ]		[ ]
0400	0305883L	220	HARD AND DEEPLY BURIED TARGET (HDBT) INTEL SUPPORT	[ ]	[ ]	[ ]		[ ]
0400	0305884L	221	INTELLIGENCE PLANNING AND REVIEW ACTIVITIES	[ ]	[ ]	[ ]		[ ]
0400	0305885G	222	TACTICAL CRYPTOLOGICAL ACTIVITIES	[ ]	[ ]	[ ]		[ ]
			Classified program			[69,200]		
			PATENT HAMMER		[1,000]			
			Tactical SIGINT technology		[5,000]			
0400	0305889G	223	COUNTERDRUG INTELLIGENCE SUPPORT	[ ]	[ ]	[ ]		[ ]
			Automated RF survey		[2,950]			
0400	0307141G	224	NASS, IO TECHNOLOGY INTEGRATION AND TOOL DEV	[ ]	[ ]	[ ]		[ ]
0400	0307207G	225	AERIAL COMMON SENSOR (ACS)	[ ]	[ ]	[ ]		[ ]
0400	0708011S	226	INDUSTRIAL PREPAREDNESS	20,114	32,114	62,114	31,800	51,914
			Manufacturing supply chain research			[3,000]	[1,600]	
			Castings research			[2,000]	[2,000]	
			Military high pressure packaging program		[5,000]	[4,000]	[3,200]	
			Defense fuel cell manufacturing			[3,000]		
			Industrial base innovation fund			[30,000]	[24,000]	
			Improved collapsible urethane fuel storage tanks		[2,000]		[1,000]	
			Defense supply base pilot		[5,000]			
0400	0708012S	227	LOGISTICS SUPPORT ACTIVITIES	2,846	2,846	2,846		2,846

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0400	0902298J	228	MANAGEMENT HEADQUARTERS (JCS)	3,210	3,210	3,210		3,210
0400	1001018D8Z	229	NATO JOINT STARS	41,466	41,466	41,466	-10,000	31,466
			Execution delays				[-10,000]	
0400	1130435BB	230	STORM	27,107	27,107	27,107		27,107
0400	1160279BB	231	SMALL BUSINESS INNOVATIVE RESEARCH/SMALL BUS TECH					
0400	1160403BB	232	SPECIAL OPERATIONS AVIATION SYSTEMS ADVANCED DEVEI	60,750	50,750	60,750	-3,841	56,909
			iGPS program reduction		[-10,000]			
			Excess to requirement				[-3,841]	
0400	1160404BB	233	SPECIAL OPERATIONS TACTICAL SYSTEMS DEVELOPMENT	42,262	58,862	42,262	6,800	49,062
			Advanced mission planning tools		[5,000]		[3,200]	
			Wavelet packet modulation modules		[5,900]		[2,000]	
			SUPORT		[5,800]		[1,600]	
0400	1160405BB	234	SPECIAL OPERATIONS INTELLIGENCE SYSTEMS DEVELOPME	35,783	40,783	35,783	1,200	36,983
			Advanced packaging and DF for JTWS		[2,300]		[1,200]	
			Power source integration team		[2,700]			
0400	1160408BB	235	SOF OPERATIONAL ENHANCEMENTS	53,418	63,418	53,418	5,000	58,418
			Trident Reach		[10,000]		[5,000]	
0400	1160421BB	236	SPECIAL OPERATIONS CV-22 DEVELOPMENT	23,473	23,473	23,473		23,473
0400	1160425BB	237	SPECIAL OPERATIONS AIRCRAFT DEFENSIVE SYSTEMS	5,195	5,195	5,195		5,195
0400	1160426BB	238	OPERATIONS ADVANCED SEAL DELIVERY SYSTEM (ASDS) DE	20,292	20,292	20,292		20,292
0400	1160427BB	239	MISSION TRAINING AND PREPARATION SYSTEMS (MTPS)	6,405	6,405	6,405		6,405
0400	1160428BB	240	UNMANNED VEHICLES (UV)	1,500	1,500	1,500		1,500
0400	1160429BB	241	MC-130J SOF TANKER RECAPITALIZATION	12,701	12,701	12,701		12,701
0400		999	CLASSIFIED PROGRAMS	3,483,300	3,483,300	4,092,025	-22,900	3,460,400
			Total, RDT&E Defense-Wide	**20,559,850**	**20,176,000**	**21,331,475**	**-526,214**	**20,033,636**

National Defense Education Program

The budget request included $44.4 million in PE61120D8Z for the National Defense Education Program (NDEP).

The House bill would authorize the budget request.

The Senate amendment would authorize the budget request.

The conferees agree to authorize $44.4 million in PE61120D8Z for NDEP.

The conferees note that the budget request included $13.0 million for Pre-engineering Modules under NDEP, but lacked sufficient justification for that level of funding. Therefore, the conferees direct that funding for NDEP be executed as follows: $3.5 million for Pre-engineering Modules; $6.5 million for Materials World Modules; $27.0 million for Science, Mathematics, and Research for Transformation; and $7.4 million for National Security Science and Engineering Faculty Fellowships. The conferees direct the Director of Defense Research and Engineering to continue appropriate efforts to support science and mathematics education, including at the K–12 level, and recommend that the Director provide clear objectives and rationale for future funding requests for new programs in this area.

Airborne Laser

The budget request included $548.8 million in PE63883C for the Airborne Laser (ABL) boost-phase missile defense technology demonstration program.

The House bill would authorize $298.9 million in PE63883C, a reduction of $250.0 million.

The Senate amendment would authorize $348.8 million in PE63883C, a reduction of $200.0 million.

The conferees agree to authorize $513.8 million in PE63883C, a reduction of $35.0 million.

The conferees note that the ABL program remains a high risk technology development and demonstration program that is seeking to determine the technical feasibility of using an airborne chemical laser to destroy ballistic missiles in the boost-phase of their flight, within the first few minutes after launch.

The ABL program has suffered numerous delays and cost increases since its inception in 1996, and it is currently estimated that it will cost $5.1 billion from inception to the completion of the first test to shoot down a target missile, currently scheduled for 2009. The original cost estimate to complete the first shoot-down test was $1.0 billion, which indicates the magnitude of cost growth in the ABL program.

Even if it is successful, the first shoot-down test will not determine whether the ABL could be made operationally effective or affordable. There are inherent operational constraints in the ABL concept that would have to be overcome. Much more additional testing would be required to demonstrate operational capability and military utility. Furthermore, even if the follow-on testing were successful, the system would likely not provide an operational capability until 2018 or later.

The conferees remain concerned that the requested and planned level of funding for the ABL program comes at the expense of other near-term capabilities specified in section 223 of the John

Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364), which places a priority on the development, testing, fielding, and improvement of effective near-term missile defense capabilities.

The conferees believe that missile defense resources and effort need to be focused and prioritized on those near-term effective capabilities that can meet our combatant commanders' current operational requirements to defend against existing missile threats, particularly those short- and medium-range missiles that can strike forward-deployed U.S. forces, allies, and other friendly nations in various regions.

It remains unclear whether the ABL system will be affordable. The Congressional Budget Office has made a preliminary estimate that the ABL program could cost as much as $36.0 billion to develop, procure, and operate a fleet of seven aircraft for 20 years. This would be a huge investment in a fleet of seven aircraft that may not be able to provide an operationally effective capability.

The conferees are also concerned about the number of ABL aircraft that may be required to maintain a single operational ABL aircraft on combat patrol, known as an orbit. According to the Department of Defense, 3 to 5 ABL aircraft would be required to maintain a single orbit. Additionally, to provide full coverage against geographically large countries may require three or more ABL aircraft operating simultaneously, which could require a total force of 15 or more aircraft. That would add billions of dollars to the cost of the program.

By comparison, investing that level of funding in near-term capabilities like the Aegis Ballistic Missile Defense (BMD) program, the Terminal High Altitude Area Defense program, and the Patriot PAC–3 program would provide a considerable increase in the ability of our combatant commanders to meet their operational requirements for defending our forward-deployed forces and our allies and friends against existing missile threats.

As the ABL program proceeds toward the planned shoot-down test in 2009, the conferees believe the program should receive thorough independent review, as recommended by the Government Accountability Office in its March 2007 report, "Defense Acquisitions: Missile Defense Acquisition Strategy Generates Results but Delivers Less at a Higher Cost." The conferees strongly urge the Department of Defense to commission an independent review of the technical, operational, cost, and effectiveness aspects of the proposed ABL system, particularly in comparison to the proposed Kinetic Energy Interceptor program, and the Aegis BMD system using the Standard Missile–3 Block IIA interceptor in an ascent-phase capacity.

Aegis Ballistic Missile Defense

The budget request included $1.1 billion in PE63892C for the sea-based Aegis Ballistic Missile Defense (BMD) system.

The House bill would authorize an increase of $78.0 million in PE63892C.

The Senate amendment would authorize an increase of $75.0 million in PE63892C.

The conferees agree to authorize an increase of $65.0 million in PE63892C.

The conferees note that the Missile Defense Agency (MDA) recently informed Congress that the Aegis BMD program will experience a major funding shortfall in its fiscal year 2008 program. This shortfall has caused MDA to modify its plans for Aegis BMD for fiscal year 2008, which include, among other things, delaying the introduction of the Standard Missile–3 (SM–3) Block IB missile by a year, deferring the upgrades of four Aegis BMD ships until 2010, and possibly reducing the number of flight tests. The MDA had previously told Congress that no additional money was needed for the Aegis BMD program.

As Congress made clear in section 223 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364), the emphasis of our missile defense efforts should be on the current generation of missile defense capabilities, even if this comes at the expense of longer-term development efforts. Furthermore, in testimony before Congress earlier this year, combatant commanders noted the importance of attaching priority to deploying missile defense systems like Aegis BMD, which are designed to provide a wide-area defense capability against existing short- and medium-range ballistic missile threats to our forward-deployed forces, allies, and other friendly nations.

The conferees urge MDA to address the funding shortfall by identifying funds to "buy back" schedule, with priority placed on resolving technical issues with the SM–3 Block IA missile program, returning the SM–3 Block IB missile to its previous schedule, and ensuring that all original test objectives for fiscal year 2008 are met.

The conferees direct that no later than January 31, 2008, MDA provide a report to the congressional defense committees detailing the specific reasons for the funding shortfall in the Aegis BMD program, its plan for identifying funds to place the program back on schedule, and its plans for ensuring that the Aegis BMD program is fully funded in the future.

Over the past several years, Congress has been clear on the importance it attaches to the Aegis BMD program and other near-term missile defense systems. The conferees expect the Department's fiscal year 2009 budget request to reflect that priority.

Prompt global strike

The budget request included a total of $175.4 million for the Conventional Trident Modification (CTM), with $126.4 million in hard and deeply buried target defeat systems, PE 64327N; $36.0 million in Trident II modifications, Weapons Procurement, Navy (WPN) line 1; and $13.0 million in strategic systems missile equipment, Other Procurement, Navy (OPN) line 108. The budget request also included $32.8 million for the Common Aero Vehicle (CAV) in PE 64856F.

The House bill would authorize a total of $142.0 million for the CTM, with $126.4 million in hard and deeply buried target defeat systems, PE 64327N; $6.0 million in Trident II modifications, WPN line 1; and $6.0 million in strategic systems missile equipment,

OPN line 108. The House would authorize the budget request for the CAV.

The Senate would authorize no funding for the CTM, but would authorize $208.2 million for prompt global strike (PGS) concepts in PE 65104D8Z. The Senate would authorize no funding for the CAV in PE 64856F but would authorize the budget request for the CAV in PE 65104D8Z as part of PGS concepts.

The conferees agree to authorize $100.0 million in PE 64165D8Z for PGS in a new budget line that includes funding for the CAV. No funds are authorized for the CTM program. A further discussion of PGS is included elsewhere in this conference report.

Joint command and control

The budget request included $70.3 million in PE33158K for the joint command and control program.

The House bill would authorize a decrease of $20.0 million in PE33158K for net enabled command and control, due to activity delays that raised concerns over the ability of the program to execute the full fiscal year 2008 request.

The Senate amendment would authorize the budget request.

The conferees agree to authorize $58.3 million, a decrease of $12.0 million in PE33158K. The conferees recognize there has been improvement in the execution of the program, and remain supportive of the program's technical approach. The conferees are supportive of the program's efforts to drive the Department of Defense towards a service-oriented architecture approach, and the use of a federated development and certification environment to accelerate the process of testing and certifying new capabilities. The conferees believe that this program has the potential to dramatically influence how the Department develops and fields software-intensive systems, and provide significant new capabilities in shorter time frames.

TEST AND EVALUATION

Operational, Test, and Evaluation, Defense overview

The budget request included $180.3 million in Operational, Test, and Evaluation, Defense for the Department of Defense.

The House bill would authorize $180.3 million.

The Senate amendment would authorize $180.3 million.

The conferees agree to authorize $180.3 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title II-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	FY2006 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
			OPERATIONAL TEST & EVALUATION, DEFENSE					
0460	0605118D8Z	1	OPERATIONAL TEST AND EVALUATION					
0460	0605118OTE	2	OPERATIONAL TEST AND EVALUATION	48,627	48,627	48,627		48,627
0460	0605131D8Z	3	LIVE FIRE TESTING					
0460	0605131OTE	4	LIVE FIRE TEST AND EVALUATION	11,133	11,133	11,133		11,133
0460	0605804D8Z	5	DEVELOPMENT TEST AND EVALUATION					
0460	0605814OTE	6	OPERATIONAL TEST ACTIVITIES AND ANALYSES	120,504	120,504	120,504		120,504
			Total, Operational Test & Evaluation, Defense	**180,264**	**180,264**	**180,264**		**180,264**
			TOTAL RDT&E	**75,117,194**	**73,476,323**	**74,718,068**	**-1,389,649**	**73,727,545**

ITEMS OF SPECIAL INTEREST

Aerial Common Sensor

The conferees note that the restructured Aerial Common Sensor (ACS) program represents the Army's second and the Navy's third attempt to replace the Aerial Reconnaissance-Low, the Guardrail Common Sensor, and the EP–3 systems. Repeated acquisition failures waste scarce investment resources and deprive the combatant commands of needed capabilities.

The repeated setbacks demonstrate the need to maintain discipline with respect to requirements and acquisition management for the Army and Navy ACS programs.

Given the expenditures of the previously joint ACS program, the conferees stress the need for energetic oversight of both the Army and Navy ACS efforts. Therefore, the conferees direct both the Army and Navy ACS program managers to submit to the congressional defense and intelligence committees an Acquisition Program baseline, System Development and Demonstration exit criteria, and a Capability Development Document for each program no later than July 1, 2008.

Missile defense test and targets program

The conferees note the importance of the test and targets program of the Missile Defense Agency (MDA) for the development and success of the ballistic missile defense program. Congress has enacted legislation concerning the testing program repeatedly, and has stressed the need for robust and operationally realistic testing.

For example, section 234 of the Ronald W. Reagan National Defense Authorization Act for 2005 (Public Law 108–375) requires operationally realistic testing of the Ballistic Missile Defense System (BMDS), and section 234 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) requires test and evaluation plans to characterize the operational capability of each block of the BMDS. In section 234 of the National Defense Authorization Act for Fiscal Year 2002 (Public Law 107–107), Congress included a requirement for "sufficient schedule flexibility and expendable test assets, including missile interceptors and targets, to ensure that failed or aborted tests can be repeated in a prudent, but expeditious manner." It also included specific requirements for the Ground-based Midcourse Defense (GMD) program "to establish a flight-test capability of launching not less than three missile defense interceptors and not less than two ballistic missile targets to provide a realistic test infrastructure."

Congress has also authorized additional resources for enhanced testing. In the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364), Congress authorized an increase of $225.0 million for enhancements to the testing program of the GMD program, including: $140.0 million for enhanced testing and to increase the pace of GMD flight testing; $60.0 million for efforts to accelerate the ability of the GMD system to conduct concurrent test and operations; and $25.0 million for advance procurement of an additional six flight test missiles.

In the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163), Congress authorized an increase of $100.0

million for the GMD program to implement the recommendations of the MDA Independent Review Team and the Mission Readiness Task Force to enhance the GMD testing program.

Despite these repeated and consistent efforts to improve the missile defense testing program, and to make clear the requirement for robust, operationally realistic testing that demonstrates the operational capabilities of our missile defense systems and provides confidence in the systems, the conferees note with disappointment that the Missile Defense Agency has failed to ensure an adequate testing program.

The conferees note that MDA has accomplished successful flight tests, including intercept tests, over the last 5 years in each of the near-term missile defense programs, namely the Patriot PAC–3 system, the Aegis BMD system, the Terminal High Altitude Area Defense (THAAD) system, and the GMD system. While these test successes represent significant accomplishments in extremely complex weapon systems, their testing programs have also all experienced delays and failures, some because of shortcomings in the testing and targets program. Much more testing remains to be done, and the MDA test and targets program needs to be managed so as to fully support these high priority near-term programs.

One of the most troubling aspects of the testing program is the failure of MDA to ensure an adequate number of reliable targets for the various flight test programs. Over the past 2 years, the conferees have become concerned with the health of the MDA targets program. The reliability and availability of the targets program has come into question as targets failed during two tests, target anomalies occurred during other tests, and the program was unable to deliver targets on schedule or within budget, thus forcing MDA to reduce the flight test schedule of the THAAD system.

Target availability has become the pacing item in the flight test program, and a target failure in a GMD test in May of 2007 resulted in MDA completing only one GMD test during the year. Three flight tests were removed from the THAAD testing program because targets were not funded. These are serious problems. Some appear due to MDA not budgeting sufficient resources for targets, and some appear due to insufficient management attention.

The conferees are also concerned that MDA's planned future Flexible Target Family (FTF), a program designed to increase commonality in target components and subsystems thus reducing costs and production times, is proceeding at a slower pace and at greater cost than expected.

For these reasons, the conferees request that the Government Accountability Office (GAO) initiate a review of the MDA targets program. The review should include the following elements:

(1) Determine the number of target failures and anomalies that have occurred since 2002, their causes, and their impact on the BMDS;

(2) Assess whether targets are being delivered on time and if not, the causes of late deliveries;

(3) Assess how MDA estimates the cost of targets and recoups those costs from BMDS elements;

(4) Assess MDA's risk management and risk reduction strategies for the targets program;

(5) Determine whether MDA's targets program is adequately funded over the future-years defense program to deliver reliable targets on schedule to support the planned testing program;

(6) Determine the status of MDA's effort to establish an FTF, including any issues that have slowed its progress, and whether the FTF program is likely to correct any of the problems that have occurred in the targets program; and

(7) Make any recommendations for improvements to the MDA targets program.

The GAO should work with the Committees on Armed Services of the Senate and the House of Representatives to define a reporting timeline for this review.

The conferees believe that MDA should consider, plan, and budget for a robust testing program—including an adequate number of reliable targets—that includes salvo launches, multiple target engagements, multi-mission tests, liquid target tests, and tests that will stress the systems to determine how they would perform under real-world operational conditions. The conferees plan to monitor the testing and targets program carefully in the coming year.

NSA acquisition management

The Senate report accompanying S. 1547 (S. Rept. 110–77) directs a series of actions regarding the National Security Agency's (NSA) transformation programs. The conferees endorse this direction, but with two modifications.

The Senate report directs that the Director of Operational Test and Evaluation (DOT&E) exercise oversight over all major elements of the NSA's Transformation 3.0 activities. The conferees understand that the Joint Interoperability Test Command (JITC) is already supporting the NSA's test and evaluation activities, and directs that JITC be substituted for the DOT&E in complying with the direction in the Senate report.

The Senate report also mandates that the NSA's transformation programs may not proceed to Milestone B without certain certifications to Congress. The conferees agree that this language should be understood to mean that the certifications required can be prepared and issued as part of the Milestone B approval process.

Subtitle A—Authorization of Appropriations

Authorization of appropriations (sec. 201)

The House bill contained a provision (sec. 201) that would authorize the recommended fiscal year 2008 funding levels for all research, development, test, and evaluation accounts.

The Senate amendment contained a similar provision (sec. 201).

The conference agreement includes this provision.

Amount for defense science and technology (sec. 202)

The House bill contained a provision (sec. 202) that would authorize $11,504.3 million for defense science and technology programs.

The Senate amendment contained a similar provision (sec. 202) that would authorize $11,203.3 million for defense science and technology programs.

The conferees agree to include a provision that would authorize $10,913.9 million for defense science and technology programs.

Subtitle B—Program Requirements, Restrictions, and Limitations

Operational test and evaluation of Future Combat Systems network (sec. 211)

The House bill contained a provision (sec. 211) that would require an operational test and evaluation of the Future Combat Systems (FCS) network in a realistic environment simulating operational conditions. No funds could be obligated for low-rate initial production or full-rate production of FCS manned ground vehicles until 60 days after the submission of a required report on the testing by the Director of Operational Test and Evaluation (DOT&E). The provision would exclude the Non-Line-of-Sight Cannon from the funding prohibition.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would clarify that the test and evaluation of the network would be conducted in accordance with a FCS Test and Evaluation Master Plan approved by the DOT&E, that the test and evaluation would be conducted using prototype equipment, sensors, and software for the FCS network, and that the prohibited funding subject to this provision would not include funds for advance procurement items for FCS manned ground vehicles.

The conferees do not intend to require any additional testing and evaluation beyond that deemed necessary by the DOT&E to determine operational effectiveness and suitability of the network. The conferees also do not intend for that testing and evaluation to be conducted under any other conditions or in any other environment than that provided by the location or locations specified in an approved Test and Evaluation Master Plan, and within the safety, legal, and electromagnetic interference constraints of the approved testing location.

The conferees intend that the testing be conducted within the development and resource constraints of the FCS program. Additionally, funding for FCS Spin Outs, which do not include manned ground vehicles as currently defined by the Army, would not be prohibited under this provision.

Limitation on use of funds for systems development and demonstration of Joint Light Tactical Vehicle program (sec. 212)

The House bill contained a provision (sec. 212) that would restrict the obligation of authorized funds for the Joint Light Tactical Vehicle (JLTV) program beyond its Design Readiness Review until the congressional defense committees receive a progress report on the program's compliance with section 2366a of title 10, United States Code.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment that would limit the obligation of authorized funds for the JLTV program be-

yond the Milestone B decision and system design and demonstration (SDD) phase until the congressional defense committees receive and review the Milestone Decision Authority's required certifications that comply with section 2366a of title 10, United States Code.

The conferees strongly support the JLTV program, but are concerned that the JLTV program may enter the acquisition phase of SDD with insufficient knowledge of technology maturity, requirements, and affordability.

Requirement to obligate and expend funds for development and procurement of a competitive propulsion system for the Joint Strike Fighter (sec. 213)

The House bill contained a provision (sec. 213) that would require the Department of Defense to develop a competitive propulsion system for the Joint Strike Fighter (JSF) aircraft. The House language was not explicit on the issue of permitting a winner-take-all down select at the time the alternate engine is ready for production.

The Senate amendment contained a similar provision (sec. 213). The Senate provision would explicitly require, however, that competition continue throughout the production phase of the JSF program.

The conferees agree to include language that would require the Department of Defense to: (1) develop a competitive propulsion system for the JSF aircraft; and (2) continue competition for the propulsion system throughout the production phase of the JSF program.

Limitation on use of funds for defense-wide manufacturing science and technology program (sec. 214)

The House bill contained a provision (sec. 214) that would restrict the use of funds for the manufacturing science and technology program, unless competitive procedures were used in project awards; projects were carried out in a manner that was consistent with statute and directives; and a formal technology transition agreement was executed for each project.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Department of Defense to solicit competitive proposals for funding under the program, and would replace the requirement for a formal technology transition agreement with a requirement for an implementation plan.

The conferees believe that the manufacturing science and technology program should invest in higher risk efforts aimed more at developing next generation or cross-cutting capabilities than those currently being pursued in the manufacturing technology programs of the services and agencies.

Advanced sensor applications program (sec. 215)

The Senate amendment contained a provision (sec. 211) that would require that $20.0 million in funds authorized and appropriated for the Foreign Materials Acquisition and Exploitation program and for activities of the Office of Special Technology be allo-

cated to the Advance Sensor Applications Program (ASAP). That provision would have also required that management oversight of the program be transferred to the Defense Threat Reduction Agency.

The House bill contained no similar provision.

The House recedes with an amendment that would require that $13.0 million in funds authorized and appropriated for activities of the Intelligence Systems Support Office and $5.0 million of operation and maintenance funds from the office of the Director of Naval Intelligence be allocated to the ASAP program. The modified provision would also require that the management oversight of the program remain within the office of the Under Secretary of Defense for Intelligence until certain conditions as specified in the classified annex to this report are met.

Active protection systems (sec. 216)

The Senate amendment contained a provision (sec. 212) that would require comparative live-fire tests and a comprehensive assessment of active protection systems.

The House bill contained no similar provision.

The House recedes with an amendment that would emphasize the need to perform live-fire tests of systems that are suitable for use on tactical wheeled vehicles, especially light tactical wheeled vehicles, and specify that the source of funding for the test should be the Joint Improvised Explosive Device Defeat Fund.

Subtitle C—Ballistic Missile Defense

Participation of Director, Operational Test and Evaluation, in missile defense test and evaluation activities (sec. 221)

The House bill contained a provision (sec. 221) that would require that the Director of Operational Test and Evaluation have access to certain operational test and evaluation information of the Missile Defense Agency pertaining to any major defense acquisition program.

The Senate amendment contained a similar provision (sec. 234) that would amend title 10, United States Code, to ensure that the Director of Operational Test and Evaluation has access to missile defense test and evaluation information of the Missile Defense Agency.

The House recedes with a clarifying amendment.

Study on future roles and missions of the Missile Defense Agency (sec. 222)

The House bill contained a provision (sec. 222(d), (e), (f)) that would require an independent study of the future structure, roles, and missions of the Missile Defense Agency, including its relationship with other entities of the Department of Defense. The study would also make recommendations on the future structure, roles, and missions of the Missile Defense Agency.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would add several matters to be included in the study, including: the operation and sustainment of missile defenses; the missile defense acquisi-

tion process; the missile defense requirements process; and the transition and transfer of missile defense capabilities to the military departments. The Senate amendment would also clarify the scope of the recommendations to be included in the study.

Budget and acquisition requirements for Missile Defense Agency activities (sec. 223)

The House bill contained a provision (sec. 222(a), (b), (c)) that would require the Missile Defense Agency (MDA) to request operation and maintenance (O&M) funds for any operation and support activities in its fiscal year 2009 budget request. It would also require MDA to submit a plan, no later than March 1, 2008, for transitioning MDA from using research, development, test, and evaluation (RDT&E) funds for missile defense fielding activities to using procurement funds for such activities. The provision would also require an independent study of the future roles and missions of MDA.

The Senate amendment contained a similar provision (sec. 233) that would require MDA, starting with its budget submission for fiscal year 2009, to request separate amounts for RDT&E, procurement, O&M, and military construction. The provision would also establish objectives and requirements for improving transparency, accountability, and oversight of MDA acquisition activities.

The House recedes with an amendment that would combine the budget and acquisition provisions of the two bills to establish future budget and acquisition requirements for MDA. The issue of an independent study of the future roles and missions of MDA is described elsewhere in this report.

The agreed provision would require MDA to revise its budget structure to transition to the use of all the normal categories of funding in fiscal year 2010 (RDT&E, procurement, O&M, and military construction), instead of using exclusively RDT&E funds for all activities. In fiscal year 2009 the MDA budget request would include, in addition to RDT&E funds, military construction funds and procurement funds for long lead items, including for Terminal High Altitude Area Defense firing units 3 and 4, and for Standard Missile-3 Block IA interceptors. The provision would provide defined authority for MDA to use RDT&E funds in fiscal year 2009 for fielding of missile defense capabilities previously approved by Congress.

The provision would direct MDA to submit to Congress by March 1, 2008, its plan to transition from using exclusively RDT&E funding to using procurement, O&M, military construction, and RDT&E funds, as well as its plan for transitioning from incremental funding to full funding in fiscal years after fiscal year 2010. The conferees note that over the long term, it is likely more cost-effective and less expensive to fully fund assets than to fund them incrementally over several years.

The conferees are aware that the missile defense capabilities developed and fielded by MDA have been funded on an incremental funding basis, using RDT&E funds, since 2002. As MDA transitions from exclusively RDT&E funding to procurement and other funding, the conferees understand that it will take time for MDA to transition from incremental funding to full funding of fielded ca-

pabilities. Consequently, the conference agreement would provide MDA with the authority to use procurement funds for fiscal years 2009 and 2010 to field missile defense capabilities on an incremental funding basis, without any requirement for full funding.

The conferees understand that MDA may seek to use incremental funding after fiscal year 2010 to continue fielding specific missile defense capabilities. Congress will consider a request for additional authority for incremental funding of a specific program or capability in fiscal years after 2010 if the Department of Defense makes such a request in a future budget request. The conferees caution the Department that this additional authority will be considered on a limited, case-by-case basis, and expect that future missile defense programs will be funded in a manner more consistent with other acquisition programs of the Department of Defense.

The conferees expect MDA to continue to place high priority attention and resources on fielding the near-term missile defense capabilities previously approved by Congress, namely Ground-based Interceptors, the Aegis Ballistic Missile Defense program and its Standard Missile-3 interceptors, and the Terminal High Altitude Area Defense program, and to make every effort to keep these programs on schedule.

Limitation on use of funds for replacing warhead on SM–3 Block IIA missile (sec. 224)

The House bill contained a provision (sec. 223) that would prohibit the use of funds authorized to be appropriated in this Act to replace the currently planned unitary warhead for the Standard Missile-3 (SM–3) Block IIA interceptor missile with a multiple kill vehicle (MKV) warhead until after the Secretary of Defense certifies that two conditions have been met: (1) the United States and Japan have reached agreement to replace the unitary kill vehicle with an MKV; and (2) replacing the unitary kill vehicle on the SM–3 Block IIA missile with an MKV will not delay the expected deployment date of that SM–3 missile.

The Senate amendment contained no similar provision.

The Senate recedes.

The conferees note that the Missile Defense Agency (MDA) has indicated an interest in replacing the unitary kill vehicle development program, which is specified in the agreement with Japan, with a new MKV development program. This would have undermined the agreed program of cooperation between the United States and Japan on joint development of the SM–3 Block IIA interceptor missile. It is important to support the joint development program in accordance with the agreed program of record, which currently specifies a unitary kill vehicle.

This provision does not restrict the MDA from conducting research, development, analysis, or testing of MKV technologies, including those which could be used in the future with the SM–3 Block IIA missile. It also does not restrict MDA from conducting analysis and discussions with Japanese officials to consider the possibility of including MKV on the SM–3 Block IIA.

Extension of Comptroller General assessments of ballistic missile defense programs (sec. 225)

The House bill contained a provision (sec. 224) that would extend by 2 years the period for which the Government Accountability Office (GAO) would review the programs of the Missile Defense Agency.

The Senate amendment contained a similar provision (sec. 235) that would extend by 5 years the period for which the GAO would review the programs of the Missile Defense Agency.

The House recedes.

The conferees note that the annual reviews and reports of the GAO on missile defense programs have proven very useful to Congress in providing detailed oversight and recommendations. The conferees value the work of the GAO, and note the importance of the Department of Defense and the Missile Defense Agency providing information to GAO in a timely and responsive manner to facilitate their review of, and reporting to Congress on, ballistic missile defense programs.

Limitation on availability of funds for procurement, construction, and deployment of missile defenses in Europe (sec. 226)

The House bill contained a provision (sec. 225) that would require an independent assessment of the proposed deployment of Ground-based Midcourse Defense interceptors and associated radars in Europe, and would require an assessment of alternatives to that proposed deployment.

The Senate amendment contained a related provision (sec. 231) that would limit the obligation of fiscal year 2008 funds for procurement, site activation, construction, preparation of equipment for, or deployment of the proposed European deployment until two conditions are met: (1) the Governments of Poland and the Czech Republic have given final approval to bilateral missile defense deployment agreements negotiated with the United States; and (2) 45 days have elapsed after Congress receives an independent assessment of options for missile defense in Europe. The provision would also limit the availability of fiscal year 2008 funds for the acquisition or deployment of operational interceptor missiles for the proposed European deployment until the Secretary of Defense certifies that the 2-stage interceptor proposed for deployment in Europe has demonstrated, through successful, operationally realistic flight testing, a high probability of working in an operationally effective manner. The provision would also require an independent assessment of specified options for missile defense in Europe. The provision would not limit the availability of fiscal year 2008 funds for activities not otherwise limited by the provision, including site surveys, studies, analyses, and planning and design for the proposed missile defense deployment in Europe.

The House recedes with an amendment that would combine the elements of the two provisions.

The conferees note that the administration requested fiscal year 2008 funds to begin construction for the proposed missile defense deployment before it began negotiations on deployment with either Poland or the Czech Republic. The conferees believe it is premature to seek construction funds before even negotiating agree-

ments with Poland and the Czech Republic, and have authorized reduced funding accordingly.

The conferees observe that, if the Governments of Poland and the Czech Republic give final approval to any successfully negotiated deployment agreements during fiscal year 2008, the Department of Defense will have the option of submitting a reprogramming request for site activation and construction funds.

The administration's proposed deployment is intended to address a potential future long-range missile threat from Iran to the U.S. homeland and to Europe. While this potential threat may or may not emerge by 2015, Iran already has the largest inventory of short- and medium-range ballistic missiles in the Middle East, and these missiles currently pose a threat to forward-deployed forces of the United States and to its allies and other friendly nations in the region.

As enacted by section 223 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364), "it is the policy of the United States that the Department of Defense accord a priority within the missile defense program to the development, testing, fielding, and improvement of effective near-term missile defense capabilities." The conferees believe that, consistent with this policy, it is essential to focus on developing, testing, and deploying effective, near-term missile defense capabilities to defend against these existing missile threats.

The Commander of the Joint Forces Component Command for Integrated Missile Defense, a component of United States Strategic Command, informed Congress that in order to fulfill the combatant commanders' operational requirements to defend against existing short- and medium-range missile threats the U.S. would require almost twice the number of Terminal High Altitude Area Defense (THAAD) and Standard Missile–3 (SM–3) interceptors as currently planned for and budgeted. The independent assessment required in this provision will examine the full range of threats and missile defense options to meet these threats, including the THAAD and SM–3 systems.

The conferees strongly support the need to work closely with our North Atlantic Treaty Organization (NATO) allies, including Poland and the Czech Republic, to defend against the mutual threats we face, including ballistic missile threats. In this regard, there are several key principles that should guide the proposed missile defense deployment in Europe.

First, NATO must play a central role with regard to future discussions on European missile defense. To the extent the proposed deployment is placed in a larger NATO context, NATO is more likely to be supportive. The conferees encourage NATO to accelerate its efforts to acquire wide area missile defense capabilities against short- and medium-range missile threats.

Second, any future long-range U.S. missile defense system deployed in Europe should, to the maximum extent possible, be integrated and fully interoperable with the missile defense systems that NATO is developing for deployment. Since NATO is expected to begin deploying an initial capability in 2010, this will require a clear understanding of the planned capabilities and the command

and control arrangements for the systems of NATO and of the United States.

Third, it is imperative that any U.S. missile defense system deployed to protect our forward-deployed forces and NATO allies in Europe be part of a larger network of systems that defends all such allies, and must not leave the territory of certain allies unprotected against short- and medium-range missile threats. The proposed U.S. system would leave parts of NATO's southeastern region unprotected, thus requiring other systems, such as those mentioned above, to provide full protection. As the NATO Secretary General has indicated, the indivisibility of alliance security is a principle on which there can be no compromise.

Sense of Congress on missile defense cooperation with Israel (sec. 227)

The House bill contained a provision (sec. 228) that would require the Secretary of Defense to expand the U.S. ballistic missile defense system to better integrate with the Israeli ballistic missile defense system, and also would require the Secretary to submit a report on the status of integrating U.S. and Israeli missile defense systems. The provision would also authorize funding for a variety of missile defense programs to assist Israel's defensive capability.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that expresses the sense of Congress that the United States should have an active program of ballistic missile defense cooperation with Israel, and should take steps to improve the coordination, interoperability, and integration of their missile defense capabilities, and enhance their capability to defend against ballistic missile threats present in the Middle East region. The amendment would also require the Secretary of Defense to submit to the congressional defense committees a report that describes in detail the program of missile defense cooperation between the United States and Israel, including plans for future capability enhancement.

The conferees note that the United States and Israel have a long-standing program of cooperation on ballistic missile defense, including joint development of technology like the Arrow interceptor missile, and joint missile defense testing and exercises. This cooperation continues to serve the security interests of both nations.

The conferees are aware that Israel is considering a follow-on system for the Arrow Weapon System that would provide better defensive capability against faster, higher, and more challenging missiles than Arrow can currently provide. The conferees encourage Israel and the Missile Defense Agency to evaluate the possibility of using the U.S. Terminal High Altitude Area Defense (THAAD) system, or a land-based version of the Standard Missile-3, as a successor to Arrow. If either or both of these systems could provide the desired level of defensive protection, it would be much more cost-effective and less expensive than developing a new Arrow system.

Limitation on availability of funds for deployment of missile defense interceptors in Alaska (sec. 228)

The Senate amendment contained a provision (sec. 232) that would limit the availability of funds authorized in this Act to deploy more than 40 Ground-Based Interceptors at Fort Greely, Alaska, until the Secretary of Defense submits a certification that the Block 2006 Ground-based Midcourse Defense system has demonstrated, through operationally realistic end-to-end flight testing, that it has a high probability of working in an operationally effective manner.

The House bill contained no similar provision.

The House recedes.

Policy of the United States on protection of the United States and its allies against Iranian ballistic missiles (sec. 229)

The Senate amendment contained a provision (sec. 1218) that would state the policy of the United States to develop and deploy, in conjunction with its allies and other nations whenever possible, an effective defense against Iranian ballistic missiles that threaten forward-deployed forces of the United States and its North Atlantic Treaty Organization (NATO) allies in Europe, and which could eventually pose a threat to the United States homeland. The provision would also make it the policy of the United States to proceed with the development of such defenses so that any missile defenses fielded by the United States in Europe are integrated with or complementary to missile defense capabilities fielded by NATO.

The House bill contained no similar provision.

The House recedes with an amendment that would add a policy statement to encourage NATO to accelerate its efforts to acquire missile defense capabilities to defend NATO territory against the existing threat of Iranian short- and medium-range ballistic missiles, including wide-area defense. It also includes references to other allies and friendly nations in the region.

Subtitle D—Other Matters

Coordination of human systems integration activities related to acquisition programs (sec. 231)

The House bill contained a provision (sec. 231) that would require the designation of a senior official to be responsible for human systems integration (HSI) activities throughout acquisition programs, supervise such activities, recommend resource requirements for such activities, and develop a departmental instruction, and possibly directive, relating to HSI.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the designation of a senior official to coordinate HSI activities related to acquisition programs and eliminate the statutory requirement for the development of a specific directive or instruction on HSI.

The conferees note that the Department of Defense (DOD) April 2006 report to Congress entitled "Human Systems Integration Activity in DOD Acquisition Programs" concluded that ". . . a sound HSI strategy in acquisition is a highly effective method of both saving the Department significant costs during the life cycle

of systems and improving system performance," but also found that business practices in this area ". . . are not mature and consistent across DOD." It further concluded that effectiveness of HSI is improved by the "institutionalization and standardization of assessment methods and modeling tools across DOD."

The conferees believe that this area should continue to be a high priority within the Department and believe that this provision will support efforts at the effective coordination and prioritization of HSI efforts. The conferees urge the Department to continue to invigorate and invest in HSI activities throughout acquisition programs, including in science and technology programs.

The conferees note the Department's failure to satisfy the reporting requirement set out in the Committee on Armed Services of the House of Representatives report to accompany the National Defense Authorization Act for Fiscal Year 2006 (H. Rpt. 109–89), and that a comprehensive review of HSI is over 1 year late. Therefore, to improve DOD responsiveness and intra-departmental coordination, the conferees believe designation of a senior official to coordinate and develop HSI-related activities and methodologies is necessary. The conferees direct the designated official to develop and report on a timeline and plan to satisfy outstanding report and assessment requirements.

Expansion of authority for provision of laboratory facilities, services, and equipment (sec. 232)

The House bill contained a provision (sec. 232) that would authorize defense laboratories to provide facilities, services, and equipment through leases, contracts, or other arrangements to private sector entities. It would also permit defense laboratories to receive fees and in-kind payments for these activities and to deposit those fees into appropriate accounts of the laboratory.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would modify existing authority regarding the provision of samples, drawings, and other services to private sector persons or entities. The amendment would broaden these existing authorities to enable the Department of Defense to make available, under regulations prescribed by the Secretary of Defense, facilities, services, and equipment, as long as that availability would not place the Department in direct competition with the domestic private sector, and does not involve in-kind payments for services provided.

The conferees are supportive of efforts that will improve the quality of the defense laboratories and increase their ability to perform their designated missions effectively and efficiently. The conferees believe that the taxpayer-funded infrastructure managed by the Department of Defense should be utilized to support private sector activities when in the interest of national defense. The conferees expect that such support should not displace defense activities or create situations in which the government is in competition with elements of the private sector.

The conferees anticipate that the Secretary of Defense will promulgate regulations for the utilization of this authority that adequately protect both the government's and the private sector's interests through the establishment of appropriate safeguards. The

conferees further expect to be kept informed of progress in the establishment of this regulatory framework, lessons learned through the use of this new authority, specific benefits to the Department that are resulting from its use, and any difficulties encountered in its execution.

Modification of cost sharing requirement for Technology Transition Initiative (sec. 233)

The Senate amendment contained a provision (sec. 252) that would modify the cost sharing requirements in the Technology Transition Initiative.

The House bill contained no similar provision.

The House recedes.

Report on implementation of Manufacturing Technology Program (sec. 234)

The House bill contained a provision (sec. 235) that would require a report on the implementation of the technologies and processes developed under the Manufacturing Technology Program.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would modify the reporting requirement to include assessments of performance enhancements attributable to the Manufacturing Technology Program and related investments, and to modify the time period covered by the implementation analyses.

The conferees intend that the analyses and reporting required by the report should include all projects which received funding from a service or Defense Agency Manufacturing Technology Program in fiscal years 2003, 2004, or 2005, including projects which were initiated prior to 2003.

Assessment of sufficiency of test and evaluation personnel (sec. 235)

The House bill contained a provision (sec. 236) that would require an assessment of the sufficiency of the workforce of the Office of the Director of Operational Test and Evaluation.

The Senate amendment contained no similar provision.

The Senate recedes.

The conferees are supportive of efforts to assess accurately the required size and technical skill mix of the workforce necessary to fulfill the important statutory role of the Office of the Director of Operational Test and Evaluation. The conferees are concerned, however, that the organization is heavily reliant on contractor support. Therefore, the conferees expect that this assessment will also address the appropriate balance between government personnel and contractor support in the organization, given its critical, independent oversight role.

Repeal of requirement for separate reports on technology area review and assessment summaries (sec. 236)

The House bill contained a provision (sec. 237) that would repeal the statutory requirement for a report to Congress that summarizes the Director of Defense Research and Engineering's Technology Area Review and Assessment (TARA).

The Senate amendment contained no similar provision.

The Senate recedes.

The conferees note that the role of the Director of Defense Research and Engineering (DDR&E) in coordinating the science and technology (S&T) programs of the military services, defense agencies, Special Operations Command, other departmental organizations, and other federal agencies is critical to the efficient and effective execution of the Department of Defense's overall S&T strategy. Further, the Defense Science Board in its October 2005 report "The Roles and Authorities of the Director of Defense Research and Engineering" noted that ". . . the DDR&E should be tasked to assure that all research and development organizations are implementing the strategic technology guidance of the Department."

The conferees further note that the TARA process has been replaced by a combination of S&T collaborative reviews, forward looking assessments, and technology focus teams, under the newly established Reliance 21 process. The conferees support any efforts to improve the coordination and execution of the S&T program and expect the Department to keep the congressional defense committees informed of the maturity and effectiveness of the new processes, as well as outcomes, when appropriate, of specific technical reviews and assessments.

Modification of notice and wait requirement for obligation of funds for foreign comparative test program (sec. 237)

The Senate amendment contained a provision (sec. 251) that would shorten the notice and wait time required for the obligation of funds in the Foreign Comparative Test program.

The House bill contained no similar provision.

The House recedes.

Strategic plan for the Manufacturing Technology Program (sec. 238)

The Senate amendment contained a provision (sec. 253) that would require the development of a strategic plan for the Manufacturing Technology Program.

The House bill contained no similar provision.

The House recedes with an amendment that would clarify the time period covered by the plan and modify the requirements for development of the plan and for its submission to Congress.

The conferees are supportive of the efforts of the Manufacturing Technology Program to enhance the producibility, improve the performance, and increase the affordability of defense systems. The conferees note that the Defense Science Board, in its recent study entitled, "The Manufacturing Technology Program: A Key to Affordably Equipping the Future Force" recommended that the Department of Defense "ensure implementation" of the Manufacturing Technology Program strategic plan and investment strategy "with periodic reviews of plan execution." The conferees believe that this provision, as well as other manufacturing-related provisions adopted by the conferees, are consistent with that recommendation and would support efforts to identify best practices that can be used in making future manufacturing technology investments and transitioning technologies to the defense industrial base.

Modification of authorities on coordination of Defense Experimental Program to Stimulate Competitive Research with similar federal programs (sec. 239)

The Senate amendment contained a provision (sec. 254) that would give the Department of Defense more flexibility in its execution of the Defense Experimental Program to Stimulate Competitive Research.

The House bill contained no similar provision.

The House recedes.

Enhancement of defense nanotechnology research and development program (sec. 240)

The Senate amendment contained a provision (sec. 255) that would update the program and reporting requirements for the defense nanotechnology research program.

The House bill contained no similar provision.

The House recedes with an amendment that would modify the activities and interagency coordination efforts under the program and eliminate the requirement for a Comptroller General study of the program.

The conferees believe that nanotechnology can enable novel future military capabilities if research efforts can be matured into battlefield applications. This type of technology transition is difficult for all technologies, and will be difficult for nanotechnology as well. The conferees believe that the Department of Defense should begin to anticipate and address future technology transition issues, such as manufacturing of nanosystems and developing a sustainable nanotechnology industrial base.

The conferees further see the value in supporting government-wide efforts as part of the National Nanotechnology Initiative and therefore direct the Department to participate in all appropriate interagency activities, including providing appropriate resources to support its involvement in those activities.

Federally funded research and development center assessment of the Defense Experimental Program to Stimulate Competitive Research (sec. 241)

The Senate amendment contained a provision (sec. 256) that would require an assessment by the Comptroller General of the Defense Experimental Program to Stimulate Competitive Research.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary of Defense to utilize a defense federally funded research and development center for an independent assessment of the Defense Experimental Program to Stimulate Competitive Research.

Cost-benefit analysis of proposed funding reduction for High Energy Laser Systems Test Facility (sec. 242)

The Senate amendment contained a provision (sec. 258) that would require a cost-benefit analysis of the proposed funding reduction for the High Energy Laser Test Facility.

The House bill contained no similar provision.

The House recedes.

Prompt global strike (sec. 243)

The House bill contained a provision (sec. 124) that would prohibit the Department of Defense (DOD) from obligating or expending any fiscal year 2008 funds for operational deployment of a weapons system that uses Trident missiles converted to carry conventional payloads. The provision would also direct the Secretary of Defense to notify the congressional defense committees within 30 days after the date on which he determines such a weapons system is fully functional and is necessary to meet military requirements.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would direct the Secretary of Defense to prepare and submit to the congressional defense committees a research, development, and test plan for capabilities that could be used in prompt global strike (PGS) systems. Further, the amendment would direct the Under Secretary of Defense for Acquisition, Technology, and Logistics to submit a plan for obligation and expenditure of funds for fiscal year 2008, and would prohibit implementation of that plan until at least 10 days after it is submitted to the congressional defense committees.

The conferees provide no funds for the Conventional Trident Modification (CTM) program. This limitation on the CTM program does not preclude continued research, development, test, and evaluation on subsystems or technologies previously pursued under the CTM program if applicable to other PGS alternatives or use of the Trident D5 as a test platform.

The conferees have consolidated funding requested by the Navy for CTM and funds requested by the Air Force for the Common Aero Vehicle (CAV) into PE 64165D8Z to be used to establish an integrated PGS program. Requirements for the program should be provided by the United States Strategic Command as informed by the ongoing analysis of alternatives for PGS and the PGS technology road map.

The conferees look to the PGS program to conduct research and development in a wide variety of technology areas including propulsion systems, advanced payload delivery and dispensing mechanisms, system command and control, and non-nuclear, kinetic and non-kinetic payloads.

The conferees note the value of developing conventional prompt global strike capabilities that may be needed for time-sensitive operations. Conventional prompt global strike capabilities would also continue the post-Cold War trend of reducing U.S. reliance on nuclear weapons by providing the President with a wider variety of viable non-nuclear strike options.

The conferees remain concerned about prompt global strike concepts that would employ a mixed loading of nuclear and non-nuclear systems and believe that DOD should carefully address these ambiguity concerns.

LEGISLATIVE PROVISIONS NOT ADOPTED

Gulf War illnesses research

The Senate amendment contained a provision (sec. 214) that would authorize a $15.0 million increase for Gulf War illnesses research.

The House bill contained no similar provision.

The Senate recedes.

The conference outcome is reflected in the tables of this report in Research, Development, Test, and Evaluation, Army, PE 63002A.

The conferees direct the Secretary of the Army to utilize the authorized funding for this program to undertake research on Gulf War illnesses. The conferees direct that activities under the program should include studies of treatments for the complex of symptoms commonly referred to as "Gulf War Illness"; and identification of objective markers for Gulf War Illness. The conferees recommend that no studies based on psychiatric illness and psychological stress as the central cause of Gulf War Illness be funded under the program. The conferees direct that the program be conducted using competitive selection and peer review for the identification of research with the highest technical merit and military value. Further, the conferees direct that this program be coordinated with similar activities in the Department of Veterans Affairs and the National Institutes of Health.

Increased funds for X Lab battlespace laboratory

The House bill contained a provision (sec. 227) that would authorize an increase of $10.0 million for the X Lab battlespace laboratory.

The Senate amendment contained no similar provision.

The House recedes.

The conference outcome is reflected in the tables of this report in Research, Development, Test, and Evaluation (RDT&E), Defense-wide, line 30.

Modeling, analysis, and simulation of military and non-military operations in complex urban environments

The House bill contained a provision (sec. 238) that would express findings of Congress relating to modeling and simulation of urban environments.

The Senate amendment contained no similar provision.

The House recedes.

The conferees believe that modeling and simulation activities hold the promise of improving defense capabilities across the spectrum of missions and have adopted a provision elsewhere in this bill that reflects the high priority that these activities should have. The conferees believe that modeling and simulation activities show significant promise in improving military and non-military capabilities for operating in complex urban environments.

Reduction of amounts for Army Venture Capital Fund demonstration

The House bill contained a provision (sec. 233) that would authorize a decrease of $10.0 million for the Army Venture Capital Fund demonstration.

The Senate amendment contained no similar provision.

The House recedes.

The conference outcome is reflected in the tables of this report in Research, Development, Test, and Evaluation, Army, PE 63125A.

Sense of Congress concerning full support for development and fielding of a layered ballistic missile defense

The House bill included a provision (sec. 226) that would express the sense of Congress concerning support for development and fielding of a layered ballistic missile defense system.

The Senate amendment contained no similar provision.

The House recedes.

TITLE III—OPERATION AND MAINTENANCE

Operation and maintenance overview

The budget request included $142.8 billion for operation and maintenance for the Department of Defense.

The House bill would authorize $142.5 billion for operation and maintenance.

The Senate amendment would authorize $143.6 billion for operation and maintenance.

The conferees agree to authorize $142.8 billion for operation and maintenance for the Department of Defense.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title III - Operation and Maintenance
(Dollars in Thousands)

Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Operation and Maintenance, Army	28,924,973	28,868,671	29,725,273	-137,754	28,787,219
Operation and Maintenance, Navy	33,334,690	33,126,090	33,307,690	20,993	33,355,683
Operation and Maintenance, Marine Corps	4,961,393	4,923,993	4,998,493	5,800	4,967,193
Operation and Maintenance, Air Force	33,655,633	33,393,333	32,967,215	-537,171	33,118,462
Operation and Maintenance, Defense-wide	22,574,278	22,732,978	22,397,153	-74,025	22,500,253
Operation and Maintenance, Army Reserve	2,508,062	2,508,062	2,512,062	1,800	2,509,862
Operation and Maintenance, Navy Reserve	1,186,883	1,194,883	1,186,883		1,186,883
Operation and Maintenance, Marine Corps Reserve	208,637	208,637	208,637		208,637
Operation and Maintenance, Air Force Reserve	2,692,077	2,692,077	2,821,817	129,740	2,821,817
Operation and Maintenance, Army National Guard	5,840,209	5,845,809	5,861,409	17,200	5,857,409
Operation and Maintenance, Air National Guard	5,041,965	5,044,365	5,469,368	414,703	5,456,668
ENVIRONMENTAL RESTORATION, ARMY	434,879	434,879	434,879		434,879
ENVIRONMENTAL RESTORATION, NAVY	300,591	300,591	300,591		300,591
ENVIRONMENTAL RESTORATION, AIR FORCE	458,428	458,428	458,428		458,428
ENVIRONMENTAL RESTORATION, DEFENSE	12,751	12,751	12,751		12,751
ENVIRONMENTAL RESTORATION FORMERLY USED SITES	250,249	250,249	270,249	20,000	270,249
US COURT OF APPEALS FOR THE ARMED FORCES	11,971	11,971	11,971		11,971
OVERSEAS CONTINGENCY OPERATIONS TRANSFER FUND	5,000	5,000	5,000		5,000
OVERSEAS HUMANITARIAN, DISASTER AND CIVIC AID	103,300	103,300	63,300		103,300
FORMER SOVIET UNION THREAT REDUCTION	348,048	398,048	448,048	80,000	428,048
GRAND TOTAL DEPARTMENT OF DEFENSE	**142,854,017**	**142,514,115**	**143,461,217**	**-58,714**	**142,795,303**

Title III - Operation and Maintenance
(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		Operation and Maintenance, Army					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		LAND FORCES					
2020a	010	MANEUVER UNITS	887,030	887,030	1,103,730	2,800	889,830
		Extended cold weather clothing system			[4,000]	[2,800]	
		Grow the force transfer from title XV			[212,700]		
2020a	020	MODULAR SUPPORT BRIGADES	93,630	93,630	93,630		93,630
2020a	030	ECHELONS ABOVE BRIGADE	693,513	693,513	693,513		693,513
2020a	040	THEATER LEVEL ASSETS	771,074	771,074	771,074		771,074
2020a	050	LAND FORCES OPERATIONS SUPPORT	1,242,988	1,242,988	1,242,988		1,242,988
2020a	060	AVIATION ASSETS	848,171	848,171	848,171		848,171
		LAND FORCES READINESS					
2020a	070	FORCE READINESS OPERATIONS SUPPORT	2,051,266	2,051,266	2,056,266		2,051,266
		Manufacturing Engineering Training Outreach Program (METOP)			[5,000]		
2020a	080	LAND FORCES SYSTEMS READINESS	555,405	555,405	555,405		555,405
2020a	090	LAND FORCES DEPOT MAINTENANCE	804,892	804,892	890,892		804,892
		Transfer from Aircraft Procurement, Army, Line 3, ARH			[86,000]		
		LAND FORCES READINESS SUPPORT					
2020a	100	BASE OPERATIONS SUPPORT	6,802,278	6,802,278	6,802,278		6,802,278

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2020a	110	SUSTAINMENT, RESTORATION, & MODERNIZATION	2,031,173	2,031,173	2,046,173	3,200	2,034,373
		Training range improvement			[15,000]	[1,200]	
		Bomb line modernization (transferred from Ammunition Procurement, Army)				[2,000]	
2020a	120	MANAGEMENT AND OPERATIONAL HQ	285,198	285,198	285,198		285,198
2020a	130	UNIFIED COMMANDS	113,872	113,872	113,872		113,872
2020a	140	ADDITIONAL ACTIVITIES	233,035	233,035	233,035		233,035
		TOTAL, BA 01: OPERATING FORCES	**17,413,525**	**17,413,525**	**17,736,225**	**6,000**	**17,419,525**
		BUDGET ACTIVITY 02: MOBILIZATION					
		MOBILITY OPERATIONS					
2020a	150	STRATEGIC MOBILITY	288,063	288,063	288,063		288,063
2020a	160	ARMY PREPOSITIONING STOCKS	156,318	86,318	156,318	-70,000	86,318
		Army Prepositioned Stocks		[-70,000]		[-70,000]	
2020a	170	INDUSTRIAL PREPAREDNESS					
		TOTAL, BA 02: MOBILIZATION	**444,381**	**374,381**	**444,381**	**-70,000**	**374,381**
		BUDGET ACTIVITY 03: TRAINING AND RECRUITING					
		ACCESSION TRAINING					
2020a	180	OFFICER ACQUISITION	116,804	116,804	116,804		116,804
2020a	190	RECRUIT TRAINING	47,608	47,608	47,608		47,608

Title III - Operation and Maintenance
(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2020a	200	ONE STATION UNIT TRAINING	50,796	50,796	50,796		50,796
2020a	210	SENIOR RESERVE OFFICERS TRAINING CORPS	364,863	364,863	364,863		364,863
		BASIC SKILL/ ADVANCE TRAINING					
2020a	220	SPECIALIZED SKILL TRAINING	574,212	574,212	574,212		574,212
2020a	230	FLIGHT TRAINING	695,377	695,377	695,377		695,377
2020a	240	PROFESSIONAL DEVELOPMENT EDUCATION	113,769	114,769	113,769	500	114,269
		Leadership for Leaders Command and General Staff College		[1000]		[500]	
2020a	250	TRAINING SUPPORT	706,416	707,766	706,416		706,416
		Air and Missile Defense Instrumentation System		[1350]			
		RECRUITING/OTHER TRAINING					
2020a	260	RECRUITING AND ADVERTISING	603,498	603,498	685,498		603,498
2020a	270	EXAMINING	152,793	152,793	152,793		152,793
2020a	280	OFF-DUTY AND VOLUNTARY EDUCATION	238,457	238,457	238,457		238,457
2020a	290	CIVILIAN EDUCATION AND TRAINING	199,956	199,956	199,956		199,956
2020a	300	JUNIOR ROTC	147,203	147,203	147,203		147,203
		TOTAL, BA 03: TRAINING AND RECRUITING	**4,011,752**	**4,014,102**	**4,093,752**	**500**	**4,012,252**

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SECURITY PROGRAMS					
2020a	310	SECURITY PROGRAMS	757,874	757,874	758,774	-1,432	756,442
		Classified program			[900]	[-1432]	
		LOGISTICS OPERATIONS					
2020a	320	SERVICEWIDE TRANSPORTATION	686,899	686,899	686,899		686,899
2020a	330	CENTRAL SUPPLY ACTIVITIES	642,906	642,906	642,906		642,906
2020a	340	LOGISTIC SUPPORT ACTIVITIES	506,679	506,679	506,679		506,679
2020a	350	AMMUNITION MANAGEMENT	476,807	476,807	476,807		476,807
		SERVICEWIDE SUPPORT					
2020a	360	ADMINISTRATION	775,819	775,819	775,819		775,819
2020a	370	SERVICEWIDE COMMUNICATIONS	1,192,413	1,149,413	1,192,413	-72,822	1,119,591
		Army servicewide communications-other contracts		[-43,000]		[-43,000]	
		General Fund Enterprise Business System (GFEBS) realignment			[-29,822]	[-29,822]	
2020a	380	MANPOWER MANAGEMENT	269,420	269,420	269,420		269,420
2020a	390	OTHER PERSONNEL SUPPORT	217,872	217,872	612,572		217,872
		Grow the force transfer from title XV			[394,700]		
2020a	400	OTHER SERVICE SUPPORT	841,825	841,825	841,825		841,825
2020a	410	ARMY CLAIMS ACTIVITIES	233,786	233,786	233,786		233,786
2020a	420	REAL ESTATE MANAGEMENT	48,170	48,170	48,170		48,170

Title III - Operation and Maintenance
(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		SUPPORT OF OTHER NATIONS					
2020a	430	SUPPORT OF NATO OPERATIONS	362,159	362,159	362,159		362,159
2020a	440	MISC. SUPPORT OF OTHER NATIONS	42,686	42,686	42,686		42,686
		CONTINUING RESOLUTION ADJUSTMENT					
2020a	450	FSRM, CONTINUING RESOLUTION ADJUSTMENT					
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**7,055,315**	**7,012,315**	**7,450,915**	**-74,254**	**6,981,061**
		UNDISTRIBUTED					
		Readiness training restoration		250,000			
		Army operational unobligated balances estimate		-195,652			
		Total Operation and Maintenance, Army	**28,924,973**	**28,868,671**	**29,725,273**	**-137,754**	**28,787,219**
		Operation and Maintenance, Navy					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		AIR OPERATIONS					
1804n	010	MISSION AND OTHER FLIGHT OPERATIONS	3,607,384	3,607,384	3,607,384		3,607,384
1804n	020	FLEET AIR TRAINING	937,648	937,648	937,648		937,648
1804n	030	INTERMEDIATE MAINTENANCE	50,805	50,805	50,805		50,805
1804n	040	AIR OPERATIONS AND SAFETY SUPPORT	127,578	127,578	127,578		127,578

Title III - Operation and Maintenance
(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
1804n	050	AIR SYSTEMS SUPPORT	479,941	479,941	479,941		479,941
1804n	060	AIRCRAFT DEPOT MAINTENANCE	1,017,876	1,109,476	1,094,876		1,017,876
		Increased funds		[91,600]	[77,000]		
1804n	070	AIRCRAFT DEPOT OPERATIONS SUPPORT	152,464	153,464	152,464		152,464
		F/A-18 C/D Filament-wound External Fuel Tank Refurbishment		[1,000]			
		SHIP OPERATIONS					
1804n	080	MISSION AND OTHER SHIP OPERATIONS	3,463,690	3,463,690	3,463,690		3,463,690
1804n	090	SHIP OPERATIONS SUPPORT & TRAINING	671,029	671,029	671,029		671,029
1804n	100	SHIP DEPOT MAINTENANCE	4,416,438	4,416,438	4,416,438		4,416,438
		Ship Reserve Forces maintenance (transferred to OMNR)					
1804n	110	SHIP DEPOT OPERATIONS SUPPORT	1,081,734	1,081,734	1,081,734		1,081,734
		COMBAT OPERATIONS/SUPPORT					
1804n	120	COMBAT COMMUNICATIONS	564,929	564,929	564,929		564,929
1804n	130	ELECTRONIC WARFARE	74,888	74,888	74,888		74,888
1804n	140	SPACE SYSTEMS AND SURVEILLANCE	159,521	159,521	159,521		159,521
1804n	150	WARFARE TACTICS	390,335	390,335	390,335		390,335
1804n	160	OPERATIONAL METEOROLOGY AND OCEANOGRAPHY	260,736	260,736	260,736		260,736
1804n	170	COMBAT SUPPORT FORCES	1,105,254	1,112,754	1,105,254	7,500	1,112,754
		Joint POW/MIA Accounting Command		[7,500]		[7,500]	
1804n	180	EQUIPMENT MAINTENANCE	176,743	176,743	176,743		176,743
1804n	190	DEPOT OPERATIONS SUPPORT	3,925	3,925	3,925		3,925

Title III - Operation and Maintenance
(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		WEAPONS SUPPORT					
1804n	200	CRUISE MISSILE	138,447	138,447	138,447		138,447
1804n	210	FLEET BALLISTIC MISSILE	974,235	974,235	974,235		974,235
1804n	220	IN-SERVICE WEAPONS SYSTEMS SUPPORT	99,435	99,435	99,435		99,435
1804n	230	WEAPONS MAINTENANCE	486,603	488,603	516,103	11,760	498,363
		Mk45 Mod 5" gun overhaul			[29,500]	[11,760]	
1804n	240	OTHER WEAPON SYSTEMS SUPPORT	315,141	315,141	315,141		315,141
		BASE SUPPORT					
1804n	250	ENTERPRISE INFORMATION	610,899	610,899	610,899		610,899
1804n	260	SUSTAINMENT, RESTORATION AND MODERNIZATION	1,246,489	1,246,489	1,246,489		1,246,489
1804n	270	BASE OPERATING SUPPORT	3,826,778	3,826,778	3,831,778		3,826,778
		Supplemental environmental impact statement			[5,000]		
		TOTAL, BA 01: OPERATING FORCES	26,440,945	26,541,045	26,552,445	19,260	26,460,205
		BUDGET ACTIVITY 02: MOBILIZATION					
		READY RESERVE AND PREPOSITIONING FORCES					
1804n	280	SHIP PREPOSITIONING AND SURGE	541,656	541,656	541,656		541,656
		ACTIVATIONS/INACTIVATIONS					
1804n	290	AIRCRAFT ACTIVATIONS/INACTIVATIONS	7,166	7,166	7,166		7,166
1804n	300	SHIP ACTIVATIONS/INACTIVATIONS	192,440	192,440	192,440		192,440

Title III - Operation and Maintenance
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Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		MOBILIZATION PREPAREDNESS					
1804n	310	FLEET HOSPITAL PROGRAM	29,880	29,880	29,880		29,880
1804n	320	INDUSTRIAL READINESS	2,043	2,043	2,043		2,043
1804n	330	COAST GUARD SUPPORT	21,538	21,538	21,538		21,538
		TOTAL, BA 02: MOBILIZATION	794,723	794,723	794,723		794,723
		BUDGET ACTIVITY 03: TRAINING AND RECRUITING					
		ACCESSION TRAINING					
1804n	340	OFFICER ACQUISITION	135,602	135,602	135,602		135,602
1804n	350	RECRUIT TRAINING	11,308	11,308	11,308		11,308
1804n	360	RESERVE OFFICERS TRAINING CORPS	112,185	112,185	112,185		112,185
		BASIC SKILLS AND ADVANCED TRAINING					
1804n	370	SPECIALIZED SKILL TRAINING	486,138	486,138	486,138		486,138
1804n	380	FLIGHT TRAINING	475,655	475,655	475,655		475,655
1804n	390	PROFESSIONAL DEVELOPMENT EDUCATION	161,017	161,017	161,017		161,017
1804n	400	TRAINING SUPPORT	161,647	161,647	161,647		161,647
		RECRUITING, AND OTHER TRAINING AND EDUCATION					
1804n	410	RECRUITING AND ADVERTISING	264,309	264,309	264,309		264,309

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Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
1804n	420	OFF-DUTY AND VOLUNTARY EDUCATION	144,828	145,128	144,828	300	145,128
		Naval Sea Cadet Training		[300]		[300]	
1804n	430	CIVILIAN EDUCATION AND TRAINING	74,991	74,991	74,991		74,991
1804n	440	JUNIOR ROTC	47,515	47,515	47,515		47,515
		TOTAL, BA 03: TRAINING AND RECRUITING	**2,075,195**	**2,075,495**	**2,075,195**	**300**	**2,075,495**
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SERVICEWIDE SUPPORT					
1804n	450	ADMINISTRATION	759,691	759,691	759,691		759,691
1804n	460	EXTERNAL RELATIONS	5,448	5,448	5,448		5,448
1804n	470	CIVILIAN MANPOWER AND PERSONNEL MANAGEMENT	104,347	94,947	104,347		104,347
		National Security Personnel System		[-5,500]			
		A-76 Studies		[-3,900]			
1804n	480	MILITARY MANPOWER AND PERSONNEL MANAGEMENT	151,915	151,915	151,915		151,915
1804n	490	OTHER PERSONNEL SUPPORT	275,033	275,033	275,033		275,033
1804n	500	SERVICEWIDE COMMUNICATIONS	578,999	568,999	578,999		578,999
		Navy Marine Corps Intranet		[-10,000]			
1804n	510	MEDICAL ACTIVITIES					

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Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		LOGISTICS OPERATIONS AND TECHNICAL SUPPORT					
1804n	520	SERVICEWIDE TRANSPORTATION	237,202	237,202	237,202		237,202
1804n	530	ENVIRONMENTAL PROGRAMS					
1804n	540	PLANNING, ENGINEERING AND DESIGN	243,861	243,861	243,861		243,861
1804n	550	ACQUISITION AND PROGRAM MANAGEMENT	559,214	559,214	559,214		559,214
1804n	560	HULL, MECHANICAL AND ELECTRICAL SUPPORT	58,963	58,963	58,963		58,963
1804n	570	COMBAT/WEAPONS SYSTEMS	17,205	17,205	17,205		17,205
1804n	580	SPACE AND ELECTRONIC WARFARE SYSTEMS	77,793	77,793	77,793		77,793
		INVESTIGATIONS AND SECURITY PROGRAMS					
1804n	590	NAVAL INVESTIGATIVE SERVICE	421,887	421,887	421,887		421,887
		SUPPORT OF OTHER NATIONS					
1804n	640	INTERNATIONAL HEADQUARTERS AND AGENCIES	11,290	11,290	11,290		11,290
1804n	650	PRESIDENTIAL DRAWDOWN AUTHORITY					
		CANCELLED ACCOUNTS					
1804n	660	CANCELLED ACCOUNT ADJUSTMENTS					
		OTHER PROGRAMS					
1804n	999	OTHER PROGRAMS	520,979	520,979	523,079	1,433	522,412
		Classified program			[2,100]	[1,433]	
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	4,023,827	4,004,427	4,025,927	1,433	4,025,260

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Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		UNDISTRIBUTED					
		Unobligated balances		-202,600	-80,600		
		WCF excess balances			-80,000		
		Navy Civilian personnel overstatement		-75,000			
		Under-execution of End Strength		-12,000			
		Total Operation and Maintenance, Navy	**33,334,690**	**33,126,090**	**33,307,690**	**20,993**	**33,355,683**
		Operation and Maintenance, Marine Corps					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		EXPEDITIONARY FORCES					
1106n	010	OPERATIONAL FORCES	867,734	881,234	889,734	4,000	871,734
		Extended Cold Weather Clothing System			[6,000]	[2,400]	
		Family of combat equipment support and services		[10,000]	[10,000]		
		Rapid deployable shelter			[6,000]		
		Multi-Voltage EMI Hardened Flourescent Stringable Tent Lighting System		[3,500]		[1,600]	
1106n	020	FIELD LOGISTICS	502,437	502,437	517,537	1,800	504,237
		Mobile corrosion protection			[15,100]	[1,800]	
1106n	030	DEPOT MAINTENANCE	71,240	83,240	71,240		71,240
		Radar set, 3-D long-range		[12,000]			
1106n	040	BASE SUPPORT					

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Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		USMC PREPOSITIONING					
1106n	050	MARITIME PREPOSITIONING	73,870	73,870	73,870		73,870
1106n	060	NORWAY PREPOSITIONING	5,681	5,681	5,681		5,681
		BASE SUPPORT					
1106n	070	SUSTAINMENT, RESTORATION, & MODERNIZATION	517,701	517,701	517,701		517,701
1106n	080	BASE OPERATING SUPPORT	1,742,906	1,742,906	1,742,906		1,742,906
		TOTAL, BA 01: OPERATING FORCES	**3,781,569**	**3,807,069**	**3,818,669**	**5,800**	**3,787,369**
		BUDGET ACTIVITY 03: TRAINING AND RECRUITING					
		ACCESSION TRAINING					
1106n	090	RECRUIT TRAINING	13,242	13,242	13,242		13,242
1106n	100	OFFICER ACQUISITION	520	520	520		520
		BASIC SKILLS AND ADVANCED TRAINING					
1106n	110	SPECIALIZED SKILL TRAINING	54,185	54,185	54,185		54,185
1106n	120	FLIGHT TRAINING	318	318	318		318
1106n	130	PROFESSIONAL DEVELOPMENT EDUCATION	16,751	16,751	16,751		16,751
1106n	140	TRAINING SUPPORT	284,071	284,071	284,071		284,071

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Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		RECRUITING AND OTHER TRAINING EDUCATION					
1106n	150	RECRUITING AND ADVERTISING	141,378	141,378	141,378		141,378
1106n	160	OFF-DUTY AND VOLUNTARY EDUCATION	57,523	57,523	57,523		57,523
1106n	170	JUNIOR ROTC	17,080	17,080	17,080		17,080
		BASE SUPPORT					
1106n	180	SUSTAINMENT, RESTORATION AND MODERNIZATION	56,590	56,590	56,590		56,590
1106n	190	BASE OPERATING SUPPORT	146,254	146,254	146,254		146,254
		TOTAL, BA 03: TRAINING AND RECRUITING	787,912	787,912	787,912		787,912
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SERVICEWIDE SUPPORT					
1106n	200	SPECIAL SUPPORT	257,131	237,131	257,131		257,131
		Expeditionary Fighting Vehicle Program Support		[-20,000]			
1106n	210	SERVICE-WIDE TRANSPORTATION	81,548	81,548	81,548		81,548
1106n	220	ADMINISTRATION	36,078	36,078	36,078		36,078
		BASE SUPPORT					
1106n	230	SUSTAINMENT, RESTORATION, AND MODERNIZATION	3,039	3,039	3,039		3,039
1106n	240	BASE OPERATING SUPPORT	14,116	14,116	14,116		14,116
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	391,912	371,912	391,912		391,912

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Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		UNDISTRIBUTED					
		Operational unobligated balances estimate		-42,900			
		Total Operation and Maintenance, Marine Corps	**4,961,393**	**4,923,993**	**4,998,493**	**5,800**	**4,967,193**
		Operation and Maintenance, Air Force					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		AIR OPERATIONS					
3400f	010	PRIMARY COMBAT FORCES	4,260,831	4,325,831	4,260,831	2,000	4,262,831
		MBU/P oxygen mask with lights		[2,000]		[2,000]	
		B-52 attrition reserve		[63,000]			
3400f	020	PRIMARY COMBAT WEAPONS	279,759	279,759	279,759		279,759
3400f	030	COMBAT ENHANCEMENT FORCES	673,384	673,384	673,384		673,384
3400f	040	AIR OPERATIONS TRAINING (OJT, MAINTAIN SKILLS)	1,502,472	1,502,472	1,502,472		1,502,472
3400f	050	COMBAT COMMUNICATIONS	1,839,006	1,799,006	1,839,006		1,839,006
		Baselevel communitcations infrastructure		[-40,000]			
3400f	060	DEPOT MAINTENANCE	2,277,479	2,339,479	2,277,479		2,277,479
3400f	070	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	1,041,719	1,032,519	1,041,719		1,041,719
		Cheyenne Mountain transformation		[-9,200]			
3400f	080	BASE SUPPORT	2,202,105	2,202,105	2,202,105		2,202,105

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(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		COMBAT RELATED OPERATIONS					
3400f	090	GLOBAL C3I AND EARLY WARNING	1,318,235	1,303,235	1,321,535	2,640	1,320,875
		National Security Space Institute			[3,300]	[2,640]	
		Air Defense Contracts and Space Support		[-15,000]			
3400f	100	NAVIGATION/WEATHER SUPPORT	258,712	258,712	258,712		258,712
3400f	110	OTHER COMBAT OPS SPT PROGRAMS	776,893	776,893	776,893		776,893
3400f	120	JCS EXERCISES	27,261	31,261	27,261		27,261
		Maintain Fairchild AFB SAR Capabilty		[4,000]			
3400f	130	MANAGEMENT/OPERATIONAL HQ	327,494	327,494	327,494		327,494
3400f	140	TACTICAL INTEL AND OTHER SPECIAL ACTIVITIES	485,784	485,784	485,784		485,784
		SPACE OPERATIONS					
3400f	150	LAUNCH FACILITIES	321,465	321,465	321,465		321,465
3400f	160	LAUNCH VEHICLES	51,072	51,072	51,072		51,072
3400f	170	SPACE CONTROL SYSTEMS	233,190	233,190	233,190		233,190
3400f	180	SATELLITE SYSTEMS	87,993	87,993	87,993		87,993
3400f	190	OTHER SPACE OPERATIONS	329,184	329,184	329,184		329,184
3400f	200	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	184,632	184,632	184,632		184,632
3400f	210	BASE SUPPORT	645,518	645,518	645,518		645,518
		TOTAL, BA 01: OPERATING FORCES	19,124,188	19,190,988	19,127,488	4,640	19,128,828

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Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		BUDGET ACTIVITY 02: MOBILIZATION					
		MOBILITY OPERATIONS					
3400f	220	AIRLIFT OPERATIONS	2,932,076	2,932,076	2,932,076		2,932,076
3400f	230	AIRLIFT OPERATIONS C3I	49,152	49,152	49,152		49,152
3400f	240	MOBILIZATION PREPAREDNESS	190,395	190,395	190,395		190,395
3400f	250	PAYMENTS TO TRANSPORTATION BUSINESS AREA	300,000	300,000	300,000		300,000
3400f	260	DEPOT MAINTENANCE	337,741	337,741	337,741		337,741
3400f	270	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	214,720	214,720	214,720		214,720
3400f	280	BASE SUPPORT	656,828	656,828	656,828		656,828
		TOTAL, BA 02: MOBILIZATION	**4,680,912**	**4,680,912**	**4,680,912**		**4,680,912**
		BUDGET ACTIVITY 03: TRAINING AND RECRUITING					
		ACCESSION TRAINING					
3400f	290	OFFICER ACQUISITION	85,528	85,528	85,528		85,528
3400f	300	RECRUIT TRAINING	11,704	11,704	11,704		11,704
3400f	310	RESERVE OFFICERS TRAINING CORPS (ROTC)	98,631	98,631	98,631		98,631
3400f	320	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	69,047	69,047	69,047		69,047
3400f	330	BASE SUPPORT	92,671	92,671	92,671		92,671

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Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		BASIC SKILLS AND ADVANCED TRAINING					
3400f	340	SPECIALIZED SKILL TRAINING	378,009	378,009	378,009		378,009
3400f	350	FLIGHT TRAINING	911,673	911,673	911,673		911,673
3400f	360	PROFESSIONAL DEVELOPMENT EDUCATION	173,051	173,051	173,051		173,051
3400f	370	TRAINING SUPPORT	96,679	96,679	96,679		96,679
3400f	380	DEPOT MAINTENANCE	14,309	14,309	14,309		14,309
3400f	390	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	182,756	182,756	182,756		182,756
3400f	400	BASE SUPPORT	621,550	621,550	621,550		621,550
		RECRUITING, AND OTHER TRAINING AND EDUCATION					
3400f	410	RECRUITING AND ADVERTISING	138,895	138,895	138,895		138,895
3400f	420	EXAMINING	4,820	4,820	4,820		4,820
3400f	430	OFF-DUTY AND VOLUNTARY EDUCATION	189,568	189,568	189,568		189,568
3400f	440	CIVILIAN EDUCATION AND TRAINING	133,167	133,167	133,167		133,167
3400f	450	JUNIOR ROTC	70,798	70,798	70,798		70,798
		TOTAL, BA 03: TRAINING AND RECRUITING	3,272,856	3,272,856	3,272,856		3,272,856
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		LOGISTICS OPERATIONS					
3400f	460	LOGISTICS OPERATIONS	812,935	813,235	812,935		812,935
		U.S. Air Force life sciences equipment laboratory		[300]			
3400f	470	TECHNICAL SUPPORT ACTIVITIES	650,478	650,478	650,476		650,478

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Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3400f	480	SERVICEWIDE TRANSPORTATION	274,722	274,722	274,722		274,722
3400f	490	DEPOT MAINTENANCE	66,246	66,246	66,246		66,246
3400f	500	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	290,267	290,267	290,267		290,267
3400f	510	BASE SUPPORT	1,133,524	1,133,524	1,133,524		1,133,524
		SERVICEWIDE ACTIVITIES					
3400f	520	ADMINISTRATION	221,139	221,139	221,139		221,139
3400f	530	SERVICE-WIDE COMMUNICATIONS	578,644	578,644	578,644		578,644
3400f	540	PERSONNEL PROGRAMS	229,575	229,575	229,575		229,575
3400f	550	ARMS CONTROL	39,300	39,300	39,300		39,300
3400f	560	OTHER SERVICEWIDE ACTIVITIES	845,771	845,771	846,296	400	846,171
3400f	560	Mobile shear			[525]	[400]	
3400f	570	OTHER PERSONNEL SUPPORT	36,195	36,195	36,195		36,195
3400f	580	CIVIL AIR PATROL	23,753	23,753	23,753		23,753
3400f	590	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	29,772	29,772	29,772		29,772
3400f	600	BASE SUPPORT	308,771	308,771	308,771		308,771
		SECURITY PROGRAMS					
3400f	610	SECURITY PROGRAMS	1,001,198	1,001,198	1,000,598	1,432	1,002,630
		Classified program			[-600]	[1,432]	
		SUPPORT TO OTHER NATIONS					
3400f	620	INTERNATIONAL SUPPORT	35,387	35,387	35,387		35,387

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Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		CONTINUING RESOLUTION ADJUSTMENT					
3400f	630	FSRM, CONTINUING RESOLUTION ADJUSTMENT					
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**6,577,677**	**6,577,977**	**6,577,602**	**1,832**	**6,579,509**
		UNDISTRIBUTED					
		CAM transfer to O&M, Air Force Reserve			-129,740	-129,740	-129,740
		CAM transfer to O&M, Air National Guard			-413,903	-413,903	-413,903
		Unobligated balances		-200,400	-60,000		
		WCF excess balances			-88,000		
		Management & professional support service		-4,000			
		Locally purchased fuel		-5,000			
		Equipment maintenance by contract		-50,000			
		Purchased communications		-70,000			
		Total Operation and Maintenance, Air Force	**33,655,633**	**33,393,333**	**32,967,215**	**-537,171**	**33,118,462**
		Operation and Maintenance, Defense-wide					
		BUDGET ACTIVITY 1: OPERATING FORCES					
		DEFENSEWIDE ACTIVITIES					
0100d	010	JOINT CHIEFS OF STAFF	597,309	597,309	597,309		597,309

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Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0100d	020	SPECIAL OPERATIONS COMMAND	3,277,640	3,277,640	3,286,340		3,277,640
		Language training			[8,700]		
		TOTAL, BUDGET ACTIVITY 1:	**3,874,949**	**3,874,949**	**3,883,649**		**3,874,949**
		BUDGET ACTIVITY 3: TRAINING AND RECRUITING					
		DEFENSEWIDE ACTIVITIES					
0100d	030	DEFENSE ACQUISITION UNIVERSITY	104,596	104,596	104,596		104,596
		RECRUITING AND OTHER TRAINING EDUCATION					
0100d	040	NATIONAL DEFENSE UNIVERSITY	91,099	91,099	91,099		91,099
		TOTAL, BUDGET ACTIVITY 3:	**195,695**	**195,695**	**195,695**		**195,695**
		BUDGET ACTIVITY 4: ADMIN & SERVICEWIDE ACTIVITIES					
		DEFENSEWIDE ACTIVITIES					
0100d	050	AMERICAN FORCES INFORMATION SERVICE	149,631	149,631	149,631		149,631
0100d	060	CIVIL MILITARY PROGRAMS	107,347	111,347	107,347	4,000	111,347
		National Guard Youth Challenge		[3,500]		[3,500]	
		DOD Starbase Program		[500]		[500]	
0100d	090	DEFENSE BUSINESS TRANSFORMATION AGENCY	148,028	148,028	148,028		148,028
0100d	100	DEFENSE CONTRACT AUDIT AGENCY	396,578	396,578	396,578		396,578
0100d	110	DEFENSE FINANCE AND ACCOUNTING SERVICE	432	432	432		432

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Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0100d	120	DEFENSE INFORMATION SYSTEMS AGENCY	945,594	945,594	945,594		945,594
0100d	140	DEFENSE LEGAL SERVICES	36,350	36,350	36,350		36,350
0100d	150	DEFENSE LOGISTICS AGENCY	299,778	321,778	299,778	8,600	308,378
		Commercial Technologies for Maintenance Activities (CTMA)		[15,000]		[1,600]	
		Procurement Technical Assistance Program		[7,000]		[7,000]	
0100d	160	DEFENSE POW/MIA OFFICE	16,400	16,600	16,400	200	16,600
		Defense Prisoner of War Missing Personnel Office		[200]		[200]	
0100d	170	DEFENSE TECHNOLOGY SECURITY AGENCY	23,671	25,671	23,671		23,671
		Global Force Management Visibility Toolset		[2,000]			
0100d	180	DEFENSE THREAT REDUCTION AGENCY	333,548	333,548	333,548		333,548
0100d	190	DEPARTMENT OF DEFENSE EDUCATION AGENCY	1,833,431	1,842,931	1,833,431	2,400	1,835,831
		Parents as Teachers		[3,000]		[2,400]	
		Coming Together Around Military Families		[6,500]			
0100d	200	DOD HUMAN RESOURCES ACTIVITY	376,292	376,292	376,292		376,292
0100d	210	DEFENSE CONTRACT MANAGEMENT AGENCY	1,044,139	1,044,139	1,044,139		1,044,139
0100d	220	DEFENSE SECURITY COOPERATION AGENCY	673,400	673,400	461,000	-205,000	468,400
		Center for international issues research			[-7,400]		
		Global train and equip program			[-200,000]	[-200,000]	
		Stability operations fellowship program			[-5,000]	[-5,000]	
0100d	230	DEFENSE SECURITY SERVICE	372,457	372,457	372,457		372,457
0100d	250	OFFICE OF ECONOMIC ADJUSTMENT	57,176	62,176	57,176	5,000	62,176
		Port of Corpus Christi military seaport infrastructure		[5,000]		[5,000]	

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0100d	260	OFFICE OF THE SECRETARY OF DEFENSE	1,093,742	1,113,742	1,122,742	14,200	1,107,942
		Defense Readiness Reporting System management tools			[12,000]	[1,200]	
		Readiness and Environmental Protection Initiative (REPI)		[20,000]	[20,000]	[16,000]	
		Strategic communications and integration			[-3,000]	[-3,000]	
0100d	270	WASHINGTON HEADQUARTERS SERVICE	439,277	439,277	439,277		439,277
		OTHER PROGRAMS					
0100d	999	OTHER PROGRAMS	10,156,363	10,156,363	10,197,938	41,575	10,197,938
		Classified program			[41,575]	[41,575]	
		TOTAL, BUDGET ACTIVITY 4:	8,347,271	8,409,971	8,163,871	-170,600	8,176,671
		UNDISTRIBUTED					
		Impact aid		50,000	35,000	30,000	30,000
		Impact aid for children with severe disabilities			5,000	5,000	5,000
		Special assistance to local education agencies			10,000	10,000	10,000
		Unobligated balances			-54,000		
		WCF excess balances			-40,000		
		DOD impact aid BRAC and force structure		15,000			
		Connect and Join		1,000			
		Cold War Victory Medal		2,000			
		Combat Veterans Mentoring Program		2,000			
		National Guard Yellow Ribbon Reintegration Program		23,000			
		Program to commemorate 50th Anniversary of Vietnam		3,000		1,000	1,000

Title III - Operation and Maintenance
(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		Enhanced personnel authorities for healthcare professionals				1,000	1,000
		Benefits handbook for severely injured				1,000	1,000
		Hotline investigations				7,000	7,000
		Total Operation and Maintenance, Defense-Wide	**22,574,278**	**22,732,978**	**22,397,153**	**-74,025**	**22,500,253**
		Operation and Maintenance, Army Reserve					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		LAND FORCES					
2080a	010	MANEUVER UNITS	4,465	4,465	4,465		4,465
2080a	020	MODULAR SUPPORT BRIGADES	15,706	15,706	15,706		15,706
2080a	030	ECHELONS ABOVE BRIGADE	443,577	443,577	443,577		443,577
2080a	040	THEATER LEVEL ASSETS	154,575	154,575	154,575		154,575
2080a	050	LAND FORCES OPERATIONS SUPPORT	514,510	514,510	514,510		514,510
2080a	060	AVIATION ASSETS	63,133	63,133	63,133		63,133
		LAND FORCES READINESS					
2080a	070	FORCE READINESS OPERATIONS SUPPORT	230,699	230,699	230,699		230,699
2080a	080	LAND FORCES SYSTEMS READINESS	84,725	84,725	88,725	1,800	86,525
2080a	080	Mobile corrosion protection			[4,000]	[1,800]	
2080a	090	LAND FORCES DEPOT MAINTENANCE	130,683	130,683	130,683		130,683

Title III - Operation and Maintenance
(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		LAND FORCES READINESS SUPPORT					
2080a	100	BASE OPERATIONS SUPPORT	502,679	502,679	502,679		502,679
2080a	110	FACILITIES SUSTAINMENT, RESTORATION, & MODERNIZATION	222,856	222,856	222,856		222,856
2080a	120	ADDITIONAL ACTIVITIES	11,367	11,367	11,367		11,367
		TOTAL, BA 01: OPERATING FORCES	**2,378,975**	**2,378,975**	**2,382,975**	**1,800**	**2,380,775**
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SERVICEWIDE SUPPORT					
2080a	130	ADMINISTRATION	67,309	67,309	67,309		67,309
2080a	140	SERVICEWIDE COMMUNICATIONS	10,427	10,427	10,427		10,427
2080a	150	MANPOWER MANAGEMENT	8,321	8,321	8,321		8,321
2080a	160	RECRUITING AND ADVERTISING	43,030	43,030	43,030		43,030
		CONTINUING RESOLUTION ADJUSTMENT					
2080a	170	FSRM, CONTINUING RESOLUTION ADJUSTMENT					
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**129,087**	**129,087**	**129,087**		**129,087**
		Total Operation and Maintenance, Army Reserve	**2,508,062**	**2,508,062**	**2,512,062**	**1,800**	**2,509,862**

Title III - Operation and Maintenance
(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		Operation and Maintenance, Navy Reserve					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		AIR OPERATIONS					
1806n	010	MISSION AND OTHER FLIGHT OPERATIONS	561,550	561,550	561,550		561,550
1806n	020	INTERMEDIATE MAINTENANCE	17,029	17,029	17,029		17,029
1806n	030	AIR OPERATIONS AND SAFETY SUPPORT	3,169	3,169	3,169		3,169
1806n	040	AIRCRAFT DEPOT MAINTENANCE	121,186	121,186	121,186		121,186
1806n	050	AIRCRAFT DEPOT OPERATIONS SUPPORT	393	393	393		393
		SHIP OPERATIONS					
1806n	060	MISSION AND OTHER SHIP OPERATIONS	49,766	49,766	49,766		49,766
1806n	070	SHIP OPERATIONS SUPPORT & TRAINING	573	573	573		573
1806n	080	SHIP DEPOT MAINTENANCE	41,616	53,616	41,616		41,616
		Ship Reserve Forces maintenance (transferred from OMN)		[12,000]			
1806n	090	SHIP DEPOT OPERATIONS SUPPORT	559	559	559		559
		COMBAT OPERATIONS SUPPORT					
1806n	100	COMBAT COMMUNICATIONS	15,344	15,344	15,344		15,344
1806n	110	COMBAT SUPPORT FORCES	121,531	121,531	121,531		121,531
		WEAPONS SUPPORT					
1806n	120	WEAPONS MAINTENANCE	2,141	2,141	2,141		2,141

Title III - Operation and Maintenance
(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		BASE SUPPORT					
1806n	130	ENTERPRISE INFORMATION	90,262	90,262	90,262		90,262
1806n	140	SUSTAINMENT, RESTORATION AND MODERNIZATION	52,000	52,000	52,000		52,000
1806n	150	BASE OPERATING SUPPORT	94,642	94,642	94,642		94,642
		TOTAL, BA 01: OPERATING FORCES	**1,171,761**	**1,183,761**	**1,171,761**		**1,171,761**
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SERVICEWIDE SUPPORT					
1806n	160	ADMINISTRATION	3,260	3,260	3,260		3,260
1806n	170	MILITARY MANPOWER AND PERSONNEL MANAGEMENT	8,509	8,509	8,509		8,509
1806n	180	SERVICEWIDE COMMUNICATIONS	2,936	2,936	2,936		2,936
1806n	190	COMBAT/WEAPONS SYSTEMS					
		CANCELLED ACCOUNTS					
1806n	210	CANCELLED ACCOUNT ADJUSTMENTS					
		OTHER PROGRAMS					
1806n	999	OTHER PROGRAMS	417	417	417		417
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**15,122**	**15,122**	**15,122**		**15,122**

Title III - Operation and Maintenance
(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		UNDISTRIBUTED					
		Underexecution of end strength		-4,000			
		Total Operation and Maintenance, Navy Reserve	**1,186,883**	**1,194,883**	**1,186,883**		**1,186,883**
		Operation and Maintenance, Marine Corps Reserve					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		EXPEDITIONARY FORCES					
1107n	010	OPERATING FORCES	49,487	49,487	49,487		49,487
1107n	020	DEPOT MAINTENANCE	11,229	11,229	11,229		11,229
1107n	030	TRAINING SUPPORT	27,131	27,131	27,131		27,131
		BASE SUPPORT					
1107n	040	SUSTAINMENT, RESTORATION AND MODERNIZATION	14,827	14,827	14,827		14,827
1107n	050	BASE OPERATING SUPPORT	69,998	69,998	69,998		69,998
		TOTAL, BA 01: OPERATING FORCES	**172,672**	**172,672**	**172,672**		**172,672**
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SERVICEWIDE ACTIVITIES					
1107n	060	SPECIAL SUPPORT	12,417	12,417	12,417		12,417

Title III - Operation and Maintenance
(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
1107n	070	SERVICE-WIDE TRANSPORTATION	826	826	826		826
1107n	080	ADMINISTRATION	9,422	9,422	9,422		9,422
1107n	090	RECRUITING AND ADVERTISING	8,690	8,690	8,690		8,690
		BASE SUPPORT					
1107n	100	BASE OPERATING SUPPORT	4,610	4,610	4,610		4,610
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**35,965**	**35,965**	**35,965**		**35,965**
		Total Operation and Maintenance, Marine Corps Reserve	**208,637**	**208,637**	**208,637**		**208,637**
		Operation and Maintenance, Air Force Reserve					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		AIR OPERATIONS					
3740f	010	PRIMARY COMBAT FORCES	1,709,952	1,709,952	1,709,952		1,709,952
3740f	020	MISSION SUPPORT OPERATIONS	99,253	99,253	99,253		99,253
3740f	030	DEPOT MAINTENANCE	399,573	399,573	399,573		399,573
3740f	040	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	83,405	83,405	83,405		83,405
3740f	050	BASE SUPPORT	276,854	276,854	276,854		276,854
		TOTAL, BA 01: OPERATING FORCES	**2,569,037**	**2,569,037**	**2,569,037**		**2,569,037**

Title III - Operation and Maintenance
(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SERVICEWIDE ACTIVITIES					
3740f	060	ADMINISTRATION	70,152	70,152	70,152		70,152
3740f	070	RECRUITING AND ADVERTISING	22,704	22,704	22,704		22,704
3740f	080	MILITARY MANPOWER AND PERS MGMT (ARPC)	22,995	22,995	22,995		22,995
3740f	090	OTHER PERS SUPPORT (DISABILITY COMP)	6,505	6,505	6,505		6,505
3740f	100	AUDIOVISUAL	684	684	684		684
		CONTINUING RESOLUTION ADJUSTMENT					
3740f	110	FSRM, CONTINUING RESOLUTION ADJUSTMENT					
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**123,040**	**123,040**	**123,040**		**123,040**
		UNDISTRIBUTED					
		CAM transfer from O&M, Air Force			129,740	129,740	129,740
		Total Operation and Maintenance, Air Force Reserve	**2,692,077**	**2,692,077**	**2,821,817**	**129,740**	**2,821,817**

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		Operation and Maintenance, Army National Guard					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		LAND FORCES					
2065a	010	MANEUVER UNITS	638,508	640,508	642,508	3,200	641,708
		Extended Cold Weather Clothing System		[2,000]	[4,000]	[3,200]	
2065a	020	MODULAR SUPPORT BRIGADES	423,443	423,443	423,443		423,443
2065a	030	ECHELONS ABOVE BRIGADE	555,457	556,457	555,457		555,457
		M-Gators		[1,000]			
2065a	040	THEATER LEVEL ASSETS	627,343	629,343	628,643	2,800	630,143
		National Guard Interoperability Upgrades			[1,300]	[800]	
		Battery Modernization Program		[2,000]		[2,000]	
2065a	050	LAND FORCES OPERATIONS SUPPORT	34,721	34,721	34,721		34,721
2065a	060	AVIATION ASSETS	361,885	361,885	361,885		361,885
		LAND FORCES READINESS					
2065a	070	FORCE READINESS OPERATIONS SUPPORT	309,655	309,655	316,555	3,000	312,655
		Integrated Disaster & Rapid Data Management Systems			[6,900]	[3,000]	
2065a	080	LAND FORCES SYSTEMS READINESS	109,561	109,561	113,561	1,800	111,361
		Mobile corrosion protection			[4,000]	[1,800]	
2065a	090	LAND FORCES DEPOT MAINTENANCE	466,452	466,452	466,452		466,452

Title III - Operation and Maintenance
(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		LAND FORCES READINESS SUPPORT					
2065a	100	BASE OPERATIONS SUPPORT	828,418	828,418	828,418		828,418
2065a	110	FACILITIES SUSTAINMENT, RESTORATION, & MODERNIZATION	486,341	486,341	486,341		486,341
2065a	120	MANAGEMENT AND OPERATIONAL HQ	551,675	551,675	551,675		551,675
2065a	130	ADDITIONAL ACTIVITIES	92,517	92,517	97,517	2,400	94,917
		Operator driving simulator			[5,000]	[2,400]	
		TOTAL, BA 01: OPERATING FORCES	**5,485,976**	**5,490,976**	**5,507,176**	**13,200**	**5,499,176**
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SERVICEWIDE SUPPORT					
2065a	140	ADMINISTRATION	119,227	119,227	119,227		119,227
2065a	150	SERVICEWIDE COMMUNICATIONS	52,250	52,250	52,250		52,250
2065a	160	MANPOWER MANAGEMENT	7,396	7,396	7,396		7,396
2065a	170	RECRUITING AND ADVERTISING	175,360	175,360	175,360		175,360
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**354,233**	**354,233**	**354,233**		**354,233**
		UNDISTRIBUTED					
		Florida-New York Civil Support Team increase (transfer from OMANG)		600			
		Weapons Skills Trainer (transfer from O&M, ANG)				4,000	4,000
		Total Operation and Maintenance, Army National Guard	**5,840,209**	**5,845,809**	**5,861,409**	**17,200**	**5,857,409**

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		Operation and Maintenance, Air National Guard					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		AIR OPERATIONS					
3840f	010	AIRCRAFT OPERATIONS	3,049,334	3,049,334	3,055,334	800	3,050,134
		Controlled humidity protection			[6,000]	[800]	
3840f	020	MISSION SUPPORT OPERATIONS	540,633	540,633	548,133		540,633
		Weapons skills trainer (WST) (transfer to O&M, ARNG)			[7,500]		
3840f	030	DEPOT MAINTENANCE	587,485	587,485	587,485		587,485
3840f	040	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	285,227	285,227	285,227		285,227
3840f	050	BASE SUPPORT	525,149	525,149	525,149		525,149
		TOTAL, BA 01: OPERATING FORCES	**4,987,828**	**4,987,828**	**5,001,328**	**800**	**4,988,628**
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SERVICEWIDE ACTIVITIES					
3840f	060	ADMINISTRATION	30,716	30,716	30,716		30,716
3840f	070	RECRUITING AND ADVERTISING	23,421	23,421	23,421		23,421
		CONTINUING RESOLUTION ADJUSTMENT					
2080a	080	FSRM, CONTINUING RESOLUTION ADJUSTMENT					

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**54,137**	**54,137**	**54,137**		**54,137**
		UNDISTRIBUTED					
		CAM transfer from O&M, Air Force			413,903	413,903	413,903
		Florida-New York Civil Support Team Increase		2,400			
		Total Operation and Maintenance, Air National Guard	**5,041,965**	**5,044,365**	**5,469,368**	**414,703**	**5,456,668**
		TRANSFER ACCOUNTS					
0810a	010	ENVIRONMENTAL RESTORATION, ARMY	434,879	434,879	434,879		434,879
0810n	020	ENVIRONMENTAL RESTORATION, NAVY	300,591	300,591	300,591		300,591
0810n	020	CONTINUING RESOLUTION ADJUSTMENT					
0810f	030	ENVIRONMENTAL RESTORATION, AIR FORCE	458,428	458,428	458,428		458,428
0810f	030	CONTINUING RESOLUTION ADJUSTMENT					
0810d	040	ENVIRONMENTAL RESTORATION, DEFENSE	12,751	12,751	12,751		12,751
0810d	040	CONTINUING RESOLUTION ADJUSTMENT					
0811d	050	ENVIRONMENTAL RESTORATION FORMERLY USED SITES	250,249	250,249	270,249	20,000	270,249
		Increased funds			[20,000]	[20,000]	
0811d	050	CONTINUING RESOLUTION ADJUSTMENT					
		TOTAL, O&M, TRANSFER ACCOUNTS	**1,456,898**	**1,456,898**	**1,476,898**	**20,000**	**1,476,898**

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		MISCELLANEOUS APPROPRIATIONS					
0104d	060	US COURT OF APPEALS FOR THE ARMED FORCES	11,971	11,971	11,971		11,971
0838d	070	SUPPORT OF INTERNATIONAL SPORTING COMPETITIONS					
0118d	080	OVERSEAS CONTINGENCY OPERATIONS TRANSFER FUND	5,000	5,000	5,000		5,000
0819d	170	OVERSEAS HUMANITARIAN, DISASTER AND CIVIC AID	103,300	103,300	63,300		103,300
		Building partnership capacity for humanitarian assistance			[-40,000]		
1236d	180	KAHO'OLAWE					
0134d	190	FORMER SOVIET UNION THREAT REDUCTION	348,048	398,048	448,048	80,000	428,048
		TOTAL, MISCELLANEOUS	468,319	518,319	528,319	80,000	548,319
		TOTAL OPERATION AND MAINTENANCE TITLE:	142,854,017	142,514,115	143,461,217	-58,714	142,795,303

Subtitle A—Authorization of Appropriations

Operation and maintenance funding (sec. 301)

The House bill contained a provision (sec. 301) that would authorize fiscal year 2008 funding levels for all operation and maintenance accounts.

The Senate amendment contained a similar provision (sec. 301).

The conference agreement includes this provision.

Subtitle B—Environmental Provisions

Reimbursement of Environmental Protection Agency for certain costs in connection with Moses Lake Wellfield Superfund Site, Moses Lake, Washington (sec. 311)

The House bill contained a provision (sec. 311) that would authorize the Secretary of Defense to reimburse the Environmental Protection Agency for certain costs in connection with the Moses Lake Wellfield Superfund Site, Moses Lake, Washington.

The Senate amendment contained a similar provision (sec. 311).

The House recedes.

Reimbursement of Environmental Protection Agency for certain costs in connection with the Arctic Surplus Superfund Site, Fairbanks, Alaska (sec. 312)

The House bill contained a provision (sec. 312) that would authorize the Secretary of Defense to reimburse the Environmental Protection Agency for certain costs in connection with the Arctic Surplus Superfund Site, Fairbanks, Alaska.

The Senate amendment contained a similar provision (sec. 312).

The House recedes.

Payment to Environmental Protection Agency of stipulated penalties in connection with Jackson Park Housing Complex, Washington (sec. 313)

The House bill contained a provision (sec. 313) that would authorize the Secretary of the Navy to pay a stipulated penalty assessed by the Environmental Protection Agency against the Jackson Park Housing Complex, Washington.

The Senate amendment contained a similar provision (sec. 313).

The House recedes.

Report on control of the brown tree snake (sec. 314)

The Senate amendment contained a provision (sec. 314) that would require a report from the Secretary of Defense on the Department's efforts to control the brown tree snake on Guam and prevent its introduction to other areas.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary of Defense to include in this report the results of management, control, and eradication efforts through integrated nat-

ural resource management plans prepared for military installations in Guam under the pilot program authorized by section 670a(g) of title 16, United States Code. The amendment would also require, as part of the Secretary's report, information on the Department's actions to implement the recommendations of the Brown Treesnake Review Panel in its final report published in March 2005.

Notification of certain residents and civilian employees at Camp Lejeune, North Carolina, of exposure to drinking water contamination (sec. 315)

The Senate amendment contained a provision (sec. 1082) that would require the Secretary of the Navy to take certain steps with regard to individuals who may have been exposed to drinking water contamination at Camp Lejeune, North Carolina.

The House bill contained no similar provision.

The House recedes with an amendment that would authorize the Secretary of the Navy to use available funds to pay for the health survey required by the provision.

Subtitle C—Workplace and Depot Issues

Availability of funds in Defense Information Systems Agency working capital fund for technology upgrades to Defense Information Systems Network (sec. 321)

The Senate amendment contained a provision (sec. 321) that would authorize the Defense Information Systems Agency to use up to $500,000 of working capital funds to pay for any project directly related to technology upgrades to the Defense Information System Network.

The House bill contained no similar provision.

The House recedes with an amendment that would provide this authority notwithstanding section 2208 of title 10, United States Code, and clarifies the limitation on its use with respect to changing a system's performance envelope.

Modification to public-private competition requirements before conversion to contractor performance (sec. 322)

The House bill contained a provision (sec. 324) that would modify the provisions of section 2461 of title 10, United States Code, regarding the requirements for public-private competition for the performance of a function.

The Senate amendment contained an identical provision (sec. 365). The conference agreement includes this provision.

Public-private competition at end of period specified in performance agreement not required (sec. 323)

The House bill contained a provision (sec. 325) that would override the requirement in Office of Management and Budget Circular A–76 that all work awarded to federal employees pursuant to a public-private competition be recompeted at the end of the period specified in the performance agreement.

The Senate amendment contained a similar provision (sec. 370).

The House recedes.

The conferees note that this provision would give Department of Defense managers discretion to determine whether it is in the interest of the Department of Defense to conduct a follow-on competition at the end of the period specified in the performance agreement. Nothing in this provision would prohibit the conduct of such a competition, if it were determined to be in the Department's interest.

Guidelines on insourcing new and contracted out functions (sec. 324)

The House bill contained a provision (sec. 326) that would require the Under Secretary of Defense for Personnel and Readiness to establish guidelines and procedures for ensuring that full consideration is given to using federal employees to perform new functions and other categories of work that would otherwise be performed under contract.

The Senate amendment contained a similar provision (sec. 368).

The Senate recedes with an amendment that would eliminate language prohibiting the Department of Defense from initiating any new public-private competitions until the guidelines and procedures are issued. The amendment would require the Inspector General of the Department of Defense to report to the Committees on Armed Services of the Senate and the House of Representatives on the compliance of the Secretary of Defense with the requirements of this section.

Restriction on Office of Management and Budget influence over Department of Defense public-private competitions (sec. 325)

The House bill contained a provision (sec. 328) that would prohibit the Office of Management and Budget (OMB) from directing or requiring the Secretary of Defense or the secretary of a military department to undertake a particular public-private competition under OMB Circular A–76.

The Senate amendment contained a similar provision (sec. 369).

The Senate recedes with an amendment that would strike the requirement that the Secretary of Defense suspend public-private competitions under OMB Circular A–76 and substitute a requirement that the Inspector General conduct a comprehensive review of the compliance of the Secretary of Defense and the secretaries of the military departments with the requirements of the provision.

The conferees remain concerned about efforts by OMB to intervene in internal Department of Defense (DOD) decisions regarding how the Department should best be staffed to carry out its vital national security functions. Most recently, the Deputy Director of OMB sent a memorandum to the Deputy Secretary of Defense complaining that the Department of the Army had not subjected a large enough number of federal employee positions to public-private competition and that DOD had classified too many positions as being inappropriate for public-private competition. The OMB memorandum further urged DOD to actively review positions in the intelligence community for possible public-private competition.

The conferees agree that decisions about which functions should be performed by DOD employees in the interest of national security are best made by the Department of Defense. In recent years the DOD budget has grown dramatically as the Department has taken on substantial new burdens in the global war on terrorism. The Department of the Army and the defense intelligence agencies bear a particularly heavy share of these burdens. Under these circumstances, the conferees believe that DOD decisions regarding the structure of the civilian workforce required to meet national defense needs should be made without outside interference. Accordingly, the conferees direct the Secretary of Defense to make these decisions on the merits, without regard to any views that may be expressed by OMB officials.

Bid protests by federal employees in actions under Office of Management and Budget Circular A–76 (sec. 326)

The House bill contained a provision (sec. 329) that would give federal employees the same right to appeal the outcome of a public-private competition that contractors competing against those employees already have.

The Senate amendment contained an identical provision (sec. 366). The conference agreement includes this provision.

The conferees note that this provision applies to a protest of an agency decision that was made after the date of the enactment of this Act, even if the competition, study, or analysis which formed the basis for such decision was initiated prior to the date of enactment.

Public-private competition required before conversion to contractor performance (sec. 327)

The House bill contained a provision (sec. 330) that would extend government-wide certain provisions regarding public-private competitions conducted by the Department of Defense.

The Senate amendment contained an identical provision (sec. 367). The conference agreement includes this provision.

Extension of authority for Army industrial facilities to engage in cooperative activities with non-Army entities (sec. 328)

The Senate amendment contained a provision (sec. 341) that would amend section 4544 of title 10, United States Code, to extend until September 30, 2014, the authority for any working capital funded Army industrial facility to enter into a contract or cooperative arrangement with a non-Army entity to carry out specified military or commercial projects. This provision would also provide for an annual report by the Secretary of the Army explaining how the Army is using this extended authority, and would require the Army to submit a business case analysis on the advisability of making this authority permanent.

The House bill contained no similar provision.

The House recedes.

Reauthorization and modification of multi-trades demonstration project (sec. 329)

The House bill contained a provision (sec. 331) that would reauthorize and expand section 338 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136) to allow the Secretary of the Air Force and the Secretary of the Navy to conduct demonstration projects through 2013 to evaluate the benefits of promoting workers who perform multiple trades.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would: (1) grant the Secretary of the Army the same authority to establish a multi-trades demonstration project; (2) limit demonstrations to one industrial facility per service; and (3) require the secretaries to make a recommendation on whether multi-trade authority should become permanent.

The conferees note that, in accordance with section 338 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136), the Comptroller General will submit a report on the projects at the end of the demonstration.

Pilot program for availability of working capital funds to Army for certain product improvements (sec. 330)

The House bill contained a provision (sec. 322) that would amend section 2208 of title 10, United States Code, by adding a new paragraph at the end granting limited authority to the Department of Defense to use Defense Working Capital Funds to make product improvements for weapon systems, major end items, and components.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would grant authority to the Secretary of the Army in a pilot program to use working capital funds for certain product improvements. The Senate amendment would also strike amendments to section 2208 of title 10, United States Code, and grant working capital fund activities limited authority to spend up to $1.0 million to insert technology improvements into weapon systems or major end items. The conferees agree that this authority would expire in 2013.

The conferees are concerned that Department of Defense policy and regulations governing the implementation of the authority provided in section 2208 of title 10, United States Code, is undermining the Department's and services' ability to use working capital fund activities, such as depot maintenance activities and department-wide services, to maximize equipment recapitalization and modernization. This is particularly the case for the Army and the Marine Corps as significant numbers of their tactical systems will cycle through the depot maintenance systems as part of their reset strategies over the next several years.

The intent of the pilot program is to allow the Army to demonstrate whether use of working capital funds could decrease procurement lead times, implement steady workload requirements at the depots, as well as improve supplier workload coordination with the private sector. The conferees are concerned that the Financial Management Regulation has limited the authority, and therefore the intent, of section 2208 of title 10, United States Code, by re-

stricting technology refreshment and insertion to those components or systems that would not "significantly improve the performance envelope" of the end item. The conferees believe that a less restrictive application of this authority would allow working capital fund activities to acquire mission-related system upgrades and insert technologies that improve major components of end items, such as large system engines, as they would other parts to maximize depot capacity, workload management, and flexibility. A less restrictive application of this authority would also allow working capital fund services to upgrade or refresh mission equipment to increase performance and reduce costs.

The conferees are aware of the services' concerns regarding the potential impact of this authority. The conferees share these concerns and, accordingly, sunset the authority in 2013. Additionally, the conferees direct the Army to address these issues during the pilot program and in the report mandated by this provision:

(1) the definition of "significant" change to the performance envelope of an end item;

(2) the impact on cost, including training;

(3) the distinction between investment and improvement (i.e., service-life extensions, new capabilities, safety) and their relationship to appropriation law and the role of program managers;

(4) the impact on depot competitiveness; and

(5) the impact on performance-based logistics agreements.

The conferees have included an annual reporting requirement in this provision to ensure congressional oversight of the pilot program. The annual reports will serve to inform the congressional defense committees on whether this authority should be considered for Department of Defense-wide application.

Subtitle D—Extension of Program Authorities

Extension of Arsenal Support Program Initiative (sec. 341)

The House bill contained a provision (sec. 341) that would amend section 343 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (Public Law 106–398) to extend the Arsenal Support Program Initiative (ASPI) through fiscal year 2010.

The Senate amendment contained a similar provision (sec. 342).

The Senate recedes.

The conferees agree that the Army's arsenals provide the Nation critical manufacturing capabilities not available from any other domestic source and, therefore, are vital to the industrial capacity of the Department of Defense. The conferees believe that for many years the Department has neglected the arsenals in terms of capital investment to keep pace with modern manufacturing requirements and retention of core skills in the arsenal workforce.

One of the central purposes for the creation of the ASPI was to retain and possibly strengthen the viability of the Army arsenals by leveraging the availability of military industrial facilities and a skilled workforce and commercial ventures related to the arsenals' mission. The conferees are concerned that the ASPI has had lim-

ited success in contributing to the arsenals' retention of skills in manufacturing processes necessary to ensure these unique skills are available for national security purposes. Unlike initiatives at Army ammunition plants where the commercial ventures are complementary or compatible to the plants' core military mission, the arsenal initiatives appear to have minimal connection to core mission skills. Some arsenals appear to create force protection and security risks by introducing relatively open access to the installations by non-defense personnel. The conferees are also concerned about reported conflicts over the availability and use of Department-owned land and facilities. These conflicts between the arsenals' military mission and ASPI-related commercial ventures undermine control of the pace and scope of the program that arsenal commanders and the Department must retain.

The conferees are aware that ASPI-related recapitalization of critical arsenal plants and equipment has been limited. Based on the congressionally mandated Department of the Army report of October 5, 2007, the ASPI appears to be contributing to the local economic development purposes laid out in the enacting legislation. However, the $15.5 million in congressionally directed funding that has supported the program since fiscal year 2001 has produced only $3.1 million in cost avoidance to the Army. The Army's October report recommends permanent authority for the ASPI, but the Department of Defense did not request any ASPI authority in its fiscal year 2008 legislative package, nor did the Army budget request include ASPI funding for fiscal year 2008 or any future year.

For the reasons noted above, the conferees expect the Department of Defense to take action to increase the capital investment and enhance the manufacturing processes and skills of the Army's arsenals, either through an improved ASPI program or by seeking additional statutory authorities. During the additional 2 years of authorization that this provision would provide, the conferees expect to see progress in the selection and execution of projects that will enhance the arsenals' core missions and workforce, and result in contributions to the recapitalization of plants and equipment.

The conferees direct the Congressional Budget Office (CBO) to conduct a business case analysis that examines the cost, return on investment, and economic impact of the ASPI. Furthermore, the conferees direct the Comptroller General to: (1) review how effective ASPI has been in achieving the 11 purposes outlined in Public Law 106–398; (2) evaluate variations in the ASPI implementation at the Army arsenals; and (3) provide recommendations on how the ASPI could be restructured to support the arsenals' core missions. The conferees direct CBO and the Comptroller General to submit these reports to the Committees on Armed Services of the House of Representatives and Senate no later than September 1, 2009.

Extension of period for reimbursement for helmet pads purchased by members of the armed forces deployed in contingency operations (sec. 342)

The House bill contained a provision (sec. 342) that would extend the period during which members of the armed forces deployed in contingency operations may request and receive reimbursement for helmet pads that were purchased at personal ex-

pense. This section would cover purchases made through September 30, 2007, and would give the service member up to a year to submit a claim for reimbursement. This section does not allow reimbursement for purchases made on behalf of a service member.

The Senate amendment contained no similar provision.

The Senate recedes.

Extension of temporary authority for contract performance of security guard functions (sec. 343)

The Senate amendment contained a provision (sec. 322) that would continue the orderly phase-out of the temporary authority for contract performance of security guard functions under section 322 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107–314).

The House bill contained no similar provision.

The House recedes.

Subtitle E—Reports

Reports on National Guard readiness for emergencies and major disasters (sec. 351)

The House bill contained a provision (sec. 351) that would amend section 482 of title 10, United States Code, to require the Department of Defense to begin reporting on the readiness of the National Guard to respond to civil support mission requirements. The report would be included in the quarterly readiness report to Congress provided to the congressional defense committees and also reported to the State governors.

The Senate amendment contained a similar provision (sec. 343) that would amend sections 482 and 10541 of title 10, United States Code, to require the Department of Defense to routinely measure and report on the readiness of the National Guard to perform domestic support missions.

The House recedes with an amendment that would set an effective date for the first report's submission to allow a reasonable amount of time for the Department to develop appropriate measures and processes to implement this change to the reporting systems. The House amendment would also require that the Department's reports refer to the National Guard's duties specified in sections 331 through 333 and 12304(b) of title 10, United States Code. The House amendment would also specify that the terms emergency and major disaster are used as defined in section 5122 of title 42, United States Code.

The conferees are concerned that increased demands on the personnel and equipment of the National Guard in support of operations in Iraq and Afghanistan have left the States at significant risk in terms of the Guard's ability to respond to domestic crises. The Government Accountability Office reported in January 2007, that the Department does not routinely measure or report to Congress on the readiness of non-deployed National Guard forces for domestic missions. The conferees believe that the degree or acceptability of domestic risk cannot be appropriately managed, by either the Department or the States, without an accurate and reliable readiness measurement and reporting system.

The conferees intend that this provision would result in the establishment of clear lines of authority and responsibility for measuring and reporting readiness that helps define clear lines of federal and State responsibility for strategies and investment priorities to achieve and maintain the appropriate levels of readiness.

The Department has recognized the need to have more visibility over the availability and repair of the National Guard's equipment provided by the Department specifically for its federal mission essential tasks but that is also relevant and useful for the Guard's domestic support missions. The conferees understand that the Department has begun to collect data on this federally provided equipment and units' readiness but note that these efforts are not mature.

The conferees are pleased with the progress of the development and fielding of the Defense Readiness Reporting System and expect that this system would also provide the basis for the measurement and management of National Guard readiness for its domestic support missions.

Annual report on prepositioned materiel and equipment (sec. 352)

The House bill contained a provision (sec. 355) that would amend chapter 131 of title 10, United States Code, by adding a section to require the Secretary of Defense to report to the congressional defense committees annually on the materiel and equipment in the prepositioned stocks.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would strike the reference to the obsolete Status of Resources and Training system and adds a requirement for the Government Accountability Office to review the report each year for 7 years.

The conferees believe in the strategic importance of the collection and placement of military materiel and supplies in locations around the world to facilitate and speed our response to crisis or contingencies. Prepositioned stocks have been a critical strategic hedge in our global response strategy since the Cold War, especially for our Army and Marine Corps ground forces. These stocks, both stored on land and on ships afloat, become even more important if we anticipate continuing conflict in the global war on terror in other parts of a dangerous world.

The conferees are aware, however, that current stocks of prepositioned materiel and equipment have been largely distributed or consumed in support of operations in Iraq and Afghanistan. The depleted condition of these stocks reduces our strategic depth and flexibility and increases risk. The conferees are concerned that the Department of Defense's plans and resources are not aligned and sufficient to aggressively reconstitute or reset prepositioned stocks to reduce risk and reestablish strategic flexibility. The conferees expect that this annual report will aid in addressing these concerns and will enable increased congressional oversight.

Consistent with this view and enduring congressional concerns, section 1046 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375) directed the Department to conduct a policy review of programs for prepositioned materiel and equipment. The conferees note the arrival of an in-

terim report, 2 years late, and urge the Department to complete its analysis and final report as rapidly as possible. Any plan to reconstitute or reset prepositioned stocks, as the provision in this bill would require, must be guided by strategic policy that addresses current and future requirements and manages risk.

Report on incremental cost of early 2007 enhanced deployment (sec. 353)

The Senate amendment contained a provision (sec. 323) that would amend section 323 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364) to include a reporting requirement on the incremental increase in reset costs related to the deployment of additional forces to Iraq.

The House bill contained no similar provision.

The House recedes with an amendment that would include the incremental change in reset costs associated with the redeployment of forces from Iraq.

The conferees acknowledge that deployed and redeployed force levels will increase and decrease consistent with changes in strategy in both the current and next fiscal years. This fluctuation will change the reset requirements and costs over time. This provision requires the military departments to identify and project the actual and potential increase and decrease in costs of reset and report those changes to Congress.

Modification of requirements of Comptroller General report on the readiness of Army and Marine Corps ground forces (sec. 354)

The Senate amendment contained a provision (sec. 357) that would amend section 323 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364) to include, as part of the reporting requirement, the Comptroller General's assessment of (1) the ability of Army and Marine Corps forces to meet the requirements of operations in Iraq and Afghanistan, and (2) the strategic depth of the Army and Marine Corps and their ability to meet other contingency plans or requirements.

The House bill contained no similar provision.

The House recedes with an amendment that would change the deadline of the report to June 1, 2008, and would clarify the baseline for troop increase calculations.

Plan to improve readiness of ground forces of active and reserve components (sec. 355)

The House bill contained a provision (sec. 352) that would require the Secretary of Defense to submit an annual report to the congressional defense committees regarding plans for the improvement of the readiness of active and reserve component ground forces.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would strike reference to the obsolete Status of Resources and Training System and set the expiration of this reporting requirement after the receipt of five annual reports.

The conferees support the Department of Defense's efforts to modernize its readiness management system and encourage the

Department to use the new Defense Readiness Reporting System to meet the requirements of this provision.

Independent assessment of Civil Reserve Air Fleet viability (sec. 356)

The House bill contained a provision (sec. 354) that would require the Secretary of Defense to provide for an independent assessment of the viability of the Civil Reserve Air Fleet (CRAF) to be conducted by a federally-funded research and development center. The provision would require that the independent assessment examine defense planning for organic lift requirements, commercial market factors, and any barriers to the viability of CRAF and provide recommendations for improving the CRAF program.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the independent assessment to examine the efficacy of authorizing the Department of Defense to establish minimum annual purchase amounts for CRAF partners as a means for improving the program's viability when operations transition from the current tempo to peacetime operations.

Department of Defense Inspector General report on physical security of Department of Defense installations (sec. 357)

The Senate amendment contained a provision (sec. 359) that would require a report to Congress within 1 year from the Department of Defense Inspector General on the physical security of Department of Defense installations and resources.

The House bill contained no similar provision.

The House recedes.

Review of high-altitude aviation training (sec. 358)

The Senate amendment contained a provision (sec. 362) that would require a report by the Secretary of the Army regarding potential costs and cost avoidance in permanently stationing utility, cargo, and light utility helicopters at the High Altitude Aviation Training Site in Colorado.

The House bill contained no similar provision.

The House recedes with an amendment that would require the report to be from the Secretary of Defense instead of the Secretary of the Army; would change the report due date to 180 days after enactment; and would expand the analysis to include the high-altitude and power-limited helicopter training requirements, systems, and resources of all military departments.

The conferees are aware that geographic and environmental conditions in Iraq and particularly the mountainous terrain of Afghanistan present significant challenges to effective and safe helicopter operations. The conferees note that there is little evidence that the Army, or any other military department, has defined a requirement for or adequately resourced this type training either in basic pilot training or in pre-deployment training. The conferees believe that specific training in high-altitude and power-limited helicopter flight can increase effectiveness and reduce accident risks by ensuring that pilots and crews are properly trained for these conditions.

The conferees note that the Army National Guard provides this training at the High-Altitude Aviation Training Site at Gypsum, Colorado. However, because the National Guard has neither the helicopters nor funds adequate to fully support this training mission, units attending the training are required to fund the transportation of their own equipment and support personnel to Colorado. This resource shortfall particularly burdens the National Guard despite the fact that over 50 percent of the annual student load is active-duty Army personnel.

Furthermore, the conferees are aware that deploying aviation units of all services want this training but may not have the time or aircraft available to take advantage of it because of the way resources are currently configured and provided, or because of limitations in regulatory authorities necessary to share aircraft across services.

Accordingly, the conferees believe that the Department of Defense should be responsible for a comprehensive review of high-altitude and power-limited requirements and training to ensure that helicopter units of all military departments deploying to environments such as Iraq or Afghanistan have access to appropriate and necessary pre-deployment training opportunities.

Reports on safety measures and encroachment issues and master plan for Warren Grove Gunnery Range, New Jersey (sec. 359)

The Senate amendment contained a provision (sec. 364) that would require three annual reports on safety efforts at the Warren Grove Gunnery Range by the services who use it. It would also require a study by the Secretary of the Air Force on encroachment issues at the range.

The House bill contained no similar provision.

The House recedes with an amendment that would change the requirement from a report on encroachment issues to a master plan for the range.

Report on search and rescue capabilities of the Air Force in the northwestern United States (sec. 360)

The House bill contained a provision (sec. 367) that would prohibit the deactivation of the 36th Rescue Flight assigned to Fairchild Air Force Base in Spokane, Washington.

The Senate amendment contained a similar provision (sec. 361) that would require the Secretary of the Air Force to provide a report on search and rescue requirements and capabilities in the northwestern United States to support Air Force operations and training as well as the National Search and Rescue Plan. The Senate amendment would also require the Secretary of Defense to review this report for the purposes of certification regarding search and rescue capabilities in the northwestern United States as required by section 1085 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375).

The House recedes with an amendment that would add an element to the reporting requirement for an assessment of non-Air Force search and rescue capabilities in the northwestern United States.

Report and master infrastructure recapitalization plan for Cheyenne Mountain Air Station, Colorado (sec. 361)

The House bill contained a provision (sec. 356) that would prohibit the Secretary of Defense from proceeding with the relocation of the North American Aerospace Defense (NORAD) command center until 180 days after the Secretary submits a report containing a cost-benefit analysis of the relocation, and the final plans for the relocation. The provision would also require the Comptroller General of the United States to submit a review of the report and final plans not later than 60 days after the Secretary submits them.

The Senate amendment contained a related provision (sec. 1050) that would require the Secretary of Defense to submit a report, not later than 90 days after the date of enactment of this Act, on the relocation of the NORAD command center, including a cost-benefit analysis of the relocation and an explanation of the functions that will remain at Cheyenne Mountain Air Station, Colorado. The provision would also require the Secretary of the Air Force to submit, not later than March 16, 2008, a master infrastructure recapitalization plan for Cheyenne Mountain Air Station.

The Senate recedes with an amendment that would merge the reporting requirements of the two provisions and require, as an added element of the report of the Secretary of Defense, the findings and recommendations of a security and vulnerability assessment of Peterson Air Force Base, Colorado and the Secretary's plans for mitigating any risks identified in the assessment. The amendment would require the Secretary to submit the report not later than March 1, 2008. The amendment would also limit the availability of $5.0 million of the fiscal year 2008 funds for Air Force operation and maintenance for the Cheyenne Mountain transformation project until Congress receives the report by the Secretary of Defense. The amendment would also require the Comptroller General to submit to Congress a review of the report by the Secretary of Defense not later than 120 days after the Secretary submits the report.

Subtitle F—Other Matters

Enhancement of corrosion control and prevention functions within Department of Defense (sec. 371)

The House bill contained a provision (sec. 1041) that would amend section 2228 of title 10, United States Code, to make permanent and strengthen the Director of the Office of Corrosion Policy and Oversight as an independent activity within the Office of the Under Secretary of Defense for Acquisition, Technology and Logistics. This section would also require the Secretary of Defense to submit, with the Department's annual budget request, a report detailing the Department's long-term corrosion control and prevention strategy; the return on investment achieved by implementing the strategy; and an explanation of the funding request versus the funding requirement. The Government Accountability Office would be required to review the Secretary's report within 60 days of submission.

The Senate amendment contained a similar provision (sec. 351).

The Senate recedes with an amendment that would grant the Director of the Office of Corrosion Policy and Oversight authority to interact directly with other government corrosion prevention agencies and academic research and educational institutions, including entering into cooperative research agreements.

Authority for Department of Defense to provide support for certain sporting events (sec. 372)

The House bill contained a provision (sec. 361) that would amend section 2564 of title 10, United States Code, to authorize the Secretary of Defense to support sporting events sanctioned by the United States Olympic Committee (USOC) through the Paralympic Military Program. The provision would also authorize the Secretary to provide support for USOC-sanctioned national or international paralympic sporting events when the events are held in the United States and when participation exceeds 100 athletes.

The Senate amendment contained a similar provision (sec. 358) that would additionally condition support for paralympic sporting events to those in which at least 10 percent of the athletes are members or former members of the armed forces who are participating based upon an injury or wound incurred in the line of duty and veterans who are participating based on a service-connected disability.

The House recedes.

Authority to impose reasonable restrictions on payment of full replacement value for lost or damaged personal property transported at government expense (sec. 373)

The House bill contained a provision (sec. 362) that would authorize the Secretary of Defense to require compliance with reasonable conditions for a military member or civilian employee of the Department of Defense to receive full replacement value for personal property lost or damaged while being transported at government expense.

The Senate amendment contained a similar provision (sec. 355).

The Senate recedes with a technical amendment.

The conferees believe that requiring service members and civilian employees to submit surveys about the quality of their permanent change of station moves is a reasonable condition for obtaining the benefits of the full replacement value standard for claims relating to lost or damaged personal property. Survey data is a key factor in rating the quality of service provided by individual moving companies. In this regard, the conferees are concerned about potential adverse effects on capable, service-oriented small business movers resulting from the implementation of the full replacement value standard for recovery due to higher costs involved in obtaining liability insurance. The conferees direct the Secretary of Defense to analyze the potential effects of implementing full replacement value on small businesses' and, no later than April 1, 2008, to provide a report to the congressional defense committees on these effects and the Secretary's recommendations for improving small businesses' ability to compete for Department of Defense-related moves.

Priority transportation on Department of Defense aircraft of retired members residing in commonwealths and possessions of the United States for certain health care services (sec. 374)

The House bill contained a provision (sec. 363) that would increase the priority standing for space available travel of TRICARE beneficiaries under the age of 65 in commonwealths or possessions of the United States who are referred by a primary care physician on the commonwealth or possession for specialty care outside of the commonwealth or possession.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

Recovery of missing military property (sec. 375)

The House bill contained a provision (sec. 364) that would amend chapter 165 of title 10, United States Code, to add new sections 2788 and 2789 in order to make uniform among the military departments the prohibition on unauthorized disposition of military property and the authority to seize improperly disposed military property.

The Senate amendment contained a similar provision (sec. 354).

The Senate recedes with an amendment that would require that seizures of U.S. property take place pursuant to applicable Department of Defense and service regulations and that would clarify that transfers of property may take place between members of the armed forces.

Retention of combat uniforms by members of the armed forces deployed in support of contingency operations (sec. 376)

The House bill contained a provision (sec. 365) that would add a new section 4566 to title 10, United States Code, authorizing the Secretary of the Army to allow soldiers to keep their combat uniforms if they had been deployed in support of a contingency operation for at least 30 days.

The Senate amendment contained a similar provision (sec. 356) that would authorize the secretaries of each of the military departments to allow members of the armed forces under their jurisdiction to retain their combat uniforms issued as part of organizational clothing and individual equipment in connection with their deployment in support of a contingency operation.

The House recedes with an amendment that would change the provision to add a new section 2568 to title 10, United States Code, authorizing the secretaries of each military department to allow service members under their jurisdiction who are deployed for at least 30 days in support of contingency operations to retain combat uniforms issued as organizational clothing and individual equipment.

Issue of serviceable material of the Navy other than to armed forces (sec. 377)

The House bill contained a provision (sec. 366) that would extend to all military departments the same authority currently provided to the Army to issue excess arms, tentage and equipment to the Junior Reserve Officers Training Corps in support of training.

The Senate amendment contained no similar provision.

The Senate recedes.

Reauthorization of Aviation Insurance Program (sec. 378)

The Senate amendment contained a provision (sec. 353) that would amend section 44310 of title 49, United States Code, relating to the expiration of chapter 443, Aviation Insurance Program. The provision would extend the authority of the Secretary of Transportation to provide insurance and reinsurance until December 31, 2013.

The House bill contained no similar provision.

The House recedes.

LEGISLATIVE PROVISIONS NOT ADOPTED

Increase in threshold amount for contracts for procurement of capital assets in advance of availability of working capital funds for the procurement

The House bill contained a provision (sec. 321) that would amend section 2208 of title 10, United States Code, to increase the authority for the acquisition of capital assets through the working capital fund from $100,000 to $300,000.

The Senate amendment contained no similar provision.

The House recedes based on the inclusion in the conference report of a provision (sec. 330) that would make working capital funds available to the Army to conduct a pilot program for certain product improvements.

Authorization of use of working capital funds for acquisition of certain items

The House bill contained a provision (sec. 323) that would amend section 2208 of title 10, United States Code, by adding a new paragraph at the end that would establish dollar thresholds for the Defense Working Capital Funds to acquire items that support maintenance and technology refreshment and ensure the viability of core logistics capabilities.

The Senate amendment contained no similar provision.

The House recedes.

Individual body armor

The Senate amendment contained a provision (sec. 324) that would require a joint technical assessment by the Director of Defense Research and Engineering (DDR&E) and the Director of Operational Test and Evaluation (DOT&E) of individual body armor systems currently available in the domestic market.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that the Army has published a request for proposals to initiate a competition as part of a formal acquisition to qualify a range of ballistic protection technologies for individual body armor systems. This procurement process will include extensive and comprehensive first article ballistic and environmental testing by the Army Test and Evaluation Command of articles submitted by all potential vendors. The conferees are satisfied that,

consistent with the intent of section 324 in the Senate amendment, the DDR&E and the DOT&E, as well as the Government Accountability Office, will provide procedural and technical oversight of the Army's tests. The conferees also acknowledge that an added benefit of this testing approach is that it will result in an authoritative procurement decision upon which the Army can act immediately, ensuring that the best possible individual body armor capability is qualified, produced, procured, and issued to our service members without delay.

Additional requirements for annual report on public-private competitions

The House bill contained a provision (sec. 327) that would add additional elements to the annual report on the results of public-private competitions conducted by the Department of Defense.

The Senate amendment contained no similar provision.

The House recedes.

Sense of Senate on the Air Force logistics centers

The Senate amendment contained a provision (sec. 344) that would express the sense of the Senate that the Air Force should work closely with Congress as they develop and implement the Global Logistics Support Center (GLSC) concept.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that the Air Force is developing and implementing enterprise-wide reorganization and modernization of its logistics management systems and supporting technologies. This reorganization includes the creation of the Global Logistics Support Center that would consolidate several enterprise approaches to supply chain management. The conferees expect the Air Force to work closely with Congress to ensure that management changes enhance Air Logistics Centers' productivity, increase readiness, and reduce costs.

Plan for optimal use of strategic ports by commander of surface distribution and deployment command

The House bill contained a provision (sec. 353) that would require the commander of the Surface Distribution and Deployment Command (SDDC) to develop a plan to ensure optimal use of strategic ports.

The Senate amendment contained no similar provision.

The House recedes.

The conferees are encouraged that the SDDC has initiated a study to address many of the concerns raised in section 353. The conferees direct that the SDDC shall, not later than April 1, 2008, submit to the Committees on Armed Services of the House of Representatives and the Senate a plan to optimize the use of strategic ports. The conferees further direct that the SDDC's plan shall include:

(1) the location, cost effectiveness, personnel and equipment requirements, and utilization of resources for each strategic port;

(2) an analysis of how each strategic port is selected and how the effect of limitations imposed by the Secretary of Defense on commercial shipping options for certain routes and cargo sizes impacts each port;

(3) provisions for consultation with local port authorities at strategic ports that do and do not have a permanent SDDC presence; and

(4) the effect of Department of Transportation policy initiatives to encourage international code sharing and alliances.

Report on public-private partnerships

The House bill contained a provision (sec. 357) that would require the Secretary of Defense to submit a report on the public-private partnerships at the Department of Defense Centers of Industrial and Technical Excellence (CITEs).

The Senate amendment contained no similar provision.

The House recedes.

The conferees direct the Secretary of Defense to submit a report to the Committees on Armed Services of the House of Representatives and the Senate by March 1, 2008, that describes:

(1) common approaches and procedures for Department of Defense CITEs to use in the implementation of public-private partnerships;

(2) consistent cost methodologies and reimbursement guidance applicable to maintenance and repair workload performed by Federal Government personnel participating in public-private partnerships;

(3) implementation procedures for completing contract negotiations for public-private partnerships within 12 months of initiating negotiations;

(4) the Secretary's use in a public-private partnership of commercial practices to replace existing inventory and component management, technical publication data, document management, and equipment maintenance and calibration requirements;

(5) delegation during a public-private partnership of Class 2 design authority based on commercial practices to maintain the form, fit, and function of a weapon system platform, major end item, component of a major end item, or article; and

(6) plans to expand core capabilities through the use of public-private partnerships at Department of Defense CITEs.

The conferees direct the Comptroller General to review the Department's report for completeness and submit the review to the Committees on Armed Services of the House of Representatives and Senate by May 1, 2008.

Continuity of depot operations to reset combat equipment and vehicles in support of wars in Iraq and Afghanistan

The Senate amendment contained a provision (sec. 360) that would require the Secretary of Defense to submit to the congressional defense committees a report on the challenges of implementing the transfer of depot supply, storage, and distribution functions and impacts on production, including parts reclamation and refurbishment.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that the 2005 Base Realignment and Closure (BRAC) round consolidates depot level supply, storage, and distribution functions at the Defense Logistics Agency (DLA). A recent Government Accountability Office report raises questions about the Department of Defense's business plan to implement this consolidation indicating that there are depot management risks associated with the loss of control of parts needed within the depots' production processes.

The conferees direct that, not later than June 1, 2008, the Secretary of Defense shall submit to the congressional defense committees a report on the implementation of the consolidation of depot supply, storage, and distribution functions with the DLA as required by the 2005 BRAC.

This report shall describe:

(1) the adequacy of the Department's business plan to:

(a) efficiently and effectively transfer depot supply, storage, and distribution functions to the DLA;

(b) reduce the risk of disrupting depot production and parts reclamation and refurbishment;

(c) ensure the availability and responsiveness of DLA supply personnel and facilities to meet depot throughput needs, including potential impact on depot turnaround time; and

(d) ensure the authority and control of depot commanders to manage supply, storage, and distribution personnel and facilities throughout the production process, particularly with respect to overtime scheduling and meeting surge requirements.

(2) the current estimated costs and projected savings of implementing the transfer:

(3) the estimated impact of the transfer on the hourly rates charged by the DLA and depots; and

(4) the number of personnel positions affected by type and depot.

The conferees further direct that, not later than September 30, 2008, the Comptroller General of the United States shall review the report submitted by the Secretary of Defense and submit to the congressional defense committees an assessment of the matters addressed in such report.

Sense of Congress on future use of synthetic fuels in military systems

The Senate amendment contained a provision (sec. 363) that would express the sense of Congress on the future use of synthetic fuels in military systems.

The House bill contained no similar provision.

The Senate recedes.

The conferees agree that the Department of Defense should continue and, as appropriate, accelerate the testing and certification of alternative fuels including synthetically derived liquid petroleum, unconventional oil (including oil shale and tar sands), biologically derived fuels (including bio-jet fuel, ethanol, and bio-

diesel), and non-liquid fuels (including hydrogen and electricity) for use in all military air, ground, and sea systems.

Limitation on the expenditure of funds for initial flight screening at Pueblo Memorial Airport

The House bill contained a provision (sec. 368) that would prohibit the expenditure of funds for initial flight screening at Pueblo Memorial Airport in Pueblo, Colorado, until the Air Force and the City of Pueblo have developed a plan to meet the Air Force crash, fire, and rescue requirements to support Air Force flight training operations.

The Senate amendment contained no similar provision.

The House recedes.

The conferees note that the Air Force has reached an agreement with the Pueblo Memorial Airport that establishes responsibilities and proportional sharing of costs for the operation and maintenance of the flying facilities jointly used by military and non-military aircraft. The conferees expect that the Air Force will sign this agreement without delay.

TITLE IV—MILITARY PERSONNEL AUTHORIZATIONS

Subtitle A—Active Forces

End strengths for active forces (sec. 401)

The House bill contained a provision (sec. 401) that would authorize the following end strengths for active-duty personnel of the armed forces as of September 30, 2008: Army, 525,400; Navy, 329,098; Marine Corps, 189,000; and Air Force, 329,651. The House provision included increases of 36,000 and 9,000 for the Army and Marine Corps, respectively, to support those services' growth in ground forces. The House provision also included increases of 489 Navy personnel to restore a reduction in end strength in Navy medicine, and it restored 209 and 963 military positions in the Navy and Air Force, respectively, for military-to-civilian conversions programmed for fiscal year 2008 by the Department of Defense.

The Senate amendment contained a similar provision (sec. 401) that would authorize active-duty end strengths of 328,400 for the Navy and 328,600 for the Air Force, and identical end strengths for the Army and Marine Corps.

The Senate recedes with an amendment that would authorize an end strength of 329,563 for the Air Force.

The conferees recommend end strength levels for the active forces for fiscal year 2007 as set forth in the following table:

Service	FY 2007 authorized	FY 2008		Change from	
		Request	Conferee recommendation	FY 2008 request	FY 2007 authorized
Army	512,400	489,400	525,400	36,000	13,000
Navy	340,700	328,400	329,098	698	−11,602
Marine Corps	180,000	180,000	189,000	9,000	9,000
Air Force	334,200	328,600	329,563	963	−4,637

Service	FY 2007 authorized	FY 2008		Change from	
		Request	Conferee recommendation	FY 2008 request	FY 2007 authorized
DOD Total	1,367,300	1,326,400	1,373,061	46,661	−5,761

Revision in permanent active duty end strength minimum levels (sec. 402)

The House bill contained a provision (sec. 402) that would establish the following minimum end strengths for active-duty personnel as of September 30, 2008: Army, 525,400; Navy, 329,098; Marine Corps, 189,000; and Air Force, 329,563.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would establish minimum end strengths for active-duty personnel of 328,400 and 328,600 for the Navy and the Air Force, respectively.

The conferees recommend minimum end strength levels for active forces as set forth in the following table:

Service	FY 2007 authorized	FY 2008	Change from
		Conferee recommendation	FY 2007
Army	502,400	525,400	23,000
Navy	340,700	328,400	−12,300
Marine Corps	180,000	189,000	9,000
Air Force	334,200	328,600	−5,600
DOD Total	1,357,300	1,371,400	14,100

Additional authority for increases of Army and Marine Corps active duty end strengths for fiscal years 2009 and 2010 (sec. 403)

The House bill contained a provision (sec. 403) that would authorize additional active-duty end strength for the Army and the Marine Corps in fiscal years 2009 and 2010 above the strengths authorized for those services in fiscal year 2008. Over the 2-year period, the Army and Marine Corps would be authorized to increase active-duty end strength above their fiscal year 2008 authorizations by 22,000 and 13,000, respectively.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

Increase in authorized strengths for Army officers on active duty in the grade of major (sec. 404)

The House bill contained a provision (sec. 404) that would amend section 523(a)(1) of title 10, United States Code, to increase the number of Army officers authorized to serve in the grade of major.

The Senate amendment contained a similar provision (sec. 501).

The Senate recedes.

Increase in authorized strengths for Navy officers on active duty in the grades of lieutenant commander, commander, and captain (sec. 405)

The House bill contained a provision (sec. 405) that would amend the table in section 523(a)(2) of title 10, United States Code, to increase the number of Navy officers authorized to serve on active duty in the grades of lieutenant commander, commander, and captain.

The Senate amendment contained a similar provision (sec. 502).

The Senate recedes with a technical amendment.

Increase in authorized daily average of number of members in pay grade E–9 (sec. 406)

The Senate amendment contained a provision (sec. 521) that would amend section 517(a) of title 10, United States Code, to authorize an increase from 1 percent to 1.25 percent on the upper limit of the authorized daily average of active-duty enlisted members in pay grade E–9.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Subtitle B—Reserve Forces

End strengths for Selected Reserve (sec. 411)

The House bill contained a provision (sec. 411) that would authorize the following end strengths for Selected Reserve personnel, including the end strengths for reserves on active duty in support of the reserves as of September 30, 2008: the Army National Guard of the United States, 351,300; the Army Reserve, 205,000; the Navy Reserve, 67,800; the Marine Corps Reserve, 39,600; the Air National Guard of the United States, 106,700; the Air Force Reserve, 67,500; and the Coast Guard Reserve, 10,000.

The Senate amendment contained a similar provision (sec. 411).

The Senate recedes with a technical amendment.

The conferees recommend end strength levels for the Selected Reserve for fiscal year 2008 as set forth in the following table:

Service	FY 2007 authorized	FY 2008		Change from	
		Request	Conferee recommendation	FY 2008 request	FY 2007 authorized
Army National Guard	350,000	351,300	351,300	0	1,300
Army Reserve	200,000	205,000	205,000	0	5,000
Navy Reserve	71,300	67,800	67,800	0	−3,500
Marine Corps Reserve	39,600	39,600	39,600	0	0
Air National Guard	107,000	106,700	106,700	0	−300
Air Force Reserve	74,900	67,500	67,500	0	−7,400
DOD Total	842,800	837,900	837,900	0	−4,900
Coast Guard Reserve	10,000	10,000	10,000	0	0

End strengths for Reserves on active duty in support of the reserves (sec. 412)

The House bill contained a provision (sec. 412) that would authorize the following end strengths for Reserves on active duty in support of the reserve components as of September 30, 2008: the Army National Guard of the United States, 29,240; the Army Reserve, 15,870; the Navy Reserve, 11,579; the Marine Corps Reserve, 2,261; the Air National Guard of the United States, 13,944; and the Air Force Reserve, 2,721.

The Senate amendment contained a similar provision (sec. 412) that would authorize end strengths of 29,204 for the Army National Guard of the United States; 13,936 for the Air National Guard of the United States; and identical end strengths for the other services.

The House recedes.

The conferees recommend end strength levels for Reserves on active duty in support of the reserves as set forth in the following table:

Service	FY 2007 authorized	FY 2008		Change from	
		Request	Conferee recommendation	FY 2008 request	FY 2007 authorized
Army National Guard	27,441	29,204	29,204	0	1,763
Army Reserve	15,416	15,870	15,870	0	454
Navy Reserve	12,564	11,579	11,579	0	−985
Marine Corps Reserve	2,261	2,261	2,261	0	0
Air National Guard	13,291	13,936	13,936	0	645
Air Force Reserve	2,707	2,721	2,721	0	14
DOD Total	73,680	75,571	75,571	0	1,891

End strengths for military technicians (dual status) (sec. 413)

The House bill contained a provision (sec. 413) that would authorize the following end strengths for military technicians (dual status) as of September 30, 2008: the Army Reserve, 8,249; the Army National Guard of the United States, 26,502; the Air Force Reserve, 9,909; the Air National Guard of the United States, 22,553.

The Senate amendment contained an identical provision (sec. 413).

The conference agreement includes this provision.

The conferees recommend end strength levels for military technicians (dual status) as set forth in the following table:

Service	FY 2007 authorized	FY 2008		Change from	
		Request	Conferee recommendation	FY 2008 request	FY 2007 authorized
Army Reserve	7,912	8,249	8,249	0	337
Army National Guard	26,050	26,502	26,502	0	452
Air Force Reserve	10,124	9,909	9,909	0	−215
Air National Guard	23,255	22,553	22,553	0	−702
DOD Total	67,341	67,213	67,213	0	−128

Fiscal year 2008 limitation on number of non-dual status technicians (sec. 414)

The House bill contained a provision (sec. 414) that would establish the maximum end strengths for the reserve components of the Army and Air Force for non-dual status technicians as of September 30, 2008.

The Senate amendment contained an identical provision (sec. 414).

The conference agreement includes this provision.

Maximum number of reserve personnel authorized to be on active duty for operational support (sec. 415)

The House bill contained a provision (sec. 415) that would authorize the maximum number of reserve component personnel who may be on active duty or full-time National Guard duty under section 115(b) of title 10, United States Code, during fiscal year 2008 to provide operational support.

The Senate amendment contained an identical provision (sec. 415).

The conference agreement includes this provision.

Future authorizations and accounting for certain reserve component personnel authorized to be on active duty or full-time National Guard duty to provide operational support (sec. 416)

The House bill contained a provision (sec. 416) that would require the Secretary of Defense to review the long-term operational support missions performed by reserve component personnel under section 115(b) of title 10, United States Code, and to submit the results of that review to the congressional defense committees by March 1, 2008. The provision would also require that future budget justification materials provided to the Congress include data regarding the numbers of reservists projected to be on active-duty or full-time National Guard duty for operational support under section 115(b) and a summary of the missions they would be performing.

The Senate amendment contained no similar provision.

The Senate recedes.

Revision of variances authorized for Selected Reserve end strengths (sec. 417)

The House bill contained a provision (sec. 417) that would amend section 115(f)(3) of title 10, United States Code, to authorize the Secretary of Defense to vary the end strength for a fiscal year for the Selected Reserve of any of the reserve components by a number equal to not more than 3 percent of that end strength.

The Senate amendment contained a similar provision (sec. 416).

The Senate recedes.

Subtitle C—Authorization of Appropriations

Military personnel (sec. 421)

The House bill contained a provision (sec. 421) that would provide an overall limit on the amounts authorized to be appropriated

for the military personnel accounts of the Department of Defense for fiscal year 2008.

The Senate amendment contained a similar provision (sec. 421).

The conference agreement includes this provision.

The conferees agree to the following changes from the budget request for the military personnel accounts:

[Additions in millions of dollars]

Increased military pay raise	308.6
Reimburse travel expenses for specialty care	1.0
Presumption of service-connected disabilities	17.0
Increased retiree health care costs	6.0
Increased accrual payments/increased retirements	2.0
Enhanced disability severance pay	30.0
Transitional assistance	5.0
Restore Navy medical personnel cut of 498	45.8
Restore mil. to civ. medical conversions—Navy	45.5
Restore mil. to civ. medical conversions—Air Force	67.7
Control grade officers	75.0
Increase in monthly rate of Hardship Duty Pay	79.0
Travel allowance for inactive-duty training	108.0
Health Professional Scholarship accession bonus	15.0
Loan repayment for reserves	1.0
Accumulated leave carryover	5.0
Total	811.5

LEGISLATIVE PROVISION NOT ADOPTED

Offsetting transfers from the National Defense Stockpile Transaction Fund

The House bill contained a provision (sec. 423) that would require the Secretary of Defense to transfer funds from the National Defense Stockpile Transaction Fund.

The Senate amendment contained no similar provision.

The House recedes.

TITLE V—MILITARY PERSONNEL POLICY

Subtitle A—Officer Personnel Policy

Assignment of officers to designated positions of importance and responsibility (sec. 501)

The House bill contained a provision (sec. 501) that would amend section 601(b) of title 10, United States Code, to authorize officers serving in the grades of lieutenant general or vice admiral and general or admiral to continue for up to 60 days to hold those grades following reassignment from positions authorized for those grades, unless sooner placed under orders to another position authorized for those grades.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

Enhanced authority for reserve general and flag officers to serve on active duty (sec. 502)

The Senate amendment contained a provision (sec. 508) that would amend section 526(d) of title 10, United States Code, to ex-

clude from the limitations on the number of general and flag officers on active duty certain reserve general and flag officers serving on active duty for not more than 365 days. The total number of these officers could not exceed 10 percent of the number of reserve component general and flag officers authorized to be in an active status under section 12004 of title 10, United States Code.

The House bill contained no similar provision.

The House recedes.

Increase in years of commissioned service threshold for discharge of probationary officers and for use of force shaping authority (sec. 503)

The House bill contained a provision (sec. 502) that would amend sections 630, 647, and 14503 of title 10, United States Code, to provide that the secretaries of the military departments, under regulations prescribed by the Secretary of Defense, may discharge active or reserve component officers who have less than 6 years of active commissioned service or service in an active-status as a commissioned officer. The provision would also authorize discharge or transfer to the reserve active-status list for force restructuring purposes of officers with less than 6 years of service.

The Senate amendment contained no similar provision.

The Senate recedes.

Mandatory retirement age for active-duty general and flag officers continued on active duty (sec. 504)

The Senate amendment contained a provision (sec. 504) that would amend section 637(b)(3) of title 10, United States Code, relating to deferral of retirement and continuation on active duty of regular flag and general officers to conform with recently enacted extended age limits for mandatory retirement of general and flag officers serving on active duty that were included in section 502 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364).

The House bill contained no similar provision.

The House recedes with a technical amendment.

Authority for reduced mandatory service obligation for initial appointments of officers in critically short health professional specialties (sec. 505)

The House bill contained a provision (sec. 531) that would amend section 651 of title 10, United States Code, to authorize the Secretary of Defense to reduce the 8-year minimum service obligation to 2 years for initial appointment of a commissioned officer in a critically short health professional specialty.

The Senate amendment contained a similar provision (sec. 505) that would provide that the minimum period of service under such a waiver would be the greater of 2 years or the period of obligated service associated with receipt of an accession bonus or special pay.

The House recedes with a clarifying amendment.

Expansion of authority for reenlistment of officers in their former enlisted grade (sec. 506)

The House bill contained a provision (sec. 532) that would amend sections 3258 and 8258 of title 10, United States Code, to authorize Regular Army and Air Force officers to reenlist in their former enlisted grade when separation as an officer is under honorable conditions and the officer is otherwise qualified for reenlistment.

The Senate amendment contained a similar provision (sec. 507).

The House recedes.

Increase in authorized number of permanent professors at the United States Military Academy (sec. 507)

The Senate amendment contained a provision (sec. 506) that would amend section 4331(b) of title 10, United States Code, to increase from 22 to 28 the authorized number of permanent professors at the United States Military Academy.

The House bill contained no similar provision.

The House recedes.

Promotion of career military professors of the Navy (sec. 508)

The House bill contained a provision (sec. 503) that would amend section 641 of title 10, United States Code, to authorize the promotion of an officer of the Navy or Marine Corps serving as a permanent professor at the Naval Academy in the grade of commander or lieutenant colonel to the grade of captain or colonel upon completion of 6 years of service as a permanent military professor or career military professor.

The Senate amendment contained a provision (sec. 509) that would amend chapter 603 of title 10, United States Code, to authorize promotion of career military professors of the Navy to the grade of captain or colonel not earlier than 3 years after selection as a permanent professor, pursuant to regulations prescribed by the Secretary of the Navy, which must include a competitive selection board process.

The House recedes with an amendment that would require the Secretary of Defense to conduct an assessment of the effectiveness of the promotion system established by this section and report the results of the assessment to the congressional defense committees no later than December 31, 2009, and that would require the Secretary of the Navy to submit a report regarding the need for any additional grade limitation exemptions by March 31, 2008.

Subtitle B—Reserve Component Management

Retention of military technicians who lose dual status in the Selected Reserve due to combat-related disability (sec. 511)

The House bill contained a provision (sec. 514) that would amend section 10216 of title 10, United States Code, to authorize: (1) a military technician (dual status) to continue employment as a military technician when the technician loses military status as a result of a combat-related disability; (2) the secretary concerned to waive temporarily the requirement that a military technician

maintain membership in the Selected Reserve to fill the position of a military technician (dual status) while that position is vacant as a result of the mobilization of the technician normally assigned to that position; and (3) the secretary concerned to defer mandatory separation of a military technician (dual status) until the technician attains eligibility for an unreduced annuity, but not beyond age 62.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would authorize retention until age 60 of a military technician (dual status) as a military technician if the technician loses dual status as the result of a combat-related disability and is otherwise qualified for the position.

Constructive service credit upon original appointment of reserve officers in certain health care professions (sec. 512)

The House bill contained a provision (sec. 512) that would amend section 12207(b) of title 10, United States Code, to authorize the granting of sufficient constructive service credit to persons receiving original appointments as reserve officers in critically short health care professions to be appointed in the grade of captain, or in the Navy Reserve, lieutenant.

The Senate amendment contained no similar provision.

The Senate recedes.

Mandatory separation of reserve officers in the grade of lieutenant general or vice admiral after completion of 38 years of commissioned service (sec. 513)

The House bill contained a provision (sec. 511) that would amend section 14508 of title 10, United States Code, to require separation from active status of reserve component officers serving in the grades of lieutenant general or vice admiral 30 days after completion of 38 years of commissioned service.

The Senate amendment contained a similar provision (sec. 534) that would also require separation from active status of these officers on the fifth anniversary of the date of an officer's appointment in the grade of lieutenant general or vice admiral, whichever is later.

The Senate recedes with an amendment that would require separation from active status of these officers upon completion of 5 years of service in grade or 30 days after completion of 38 years of commissioned service, whichever is later.

Maximum period of temporary federal recognition of person as Army National Guard officer or Air National Guard officer (sec. 514)

The House bill contained a provision (sec. 513) that would amend section 308(a) of title 32, United States Code, to extend the period that members of the National Guard may be granted temporary federal recognition from 6 months to 1 year.

The Senate amendment contained a similar provision (sec. 535).

The Senate recedes with a technical amendment.

Advance notice to members of reserve components of deployment in support of contingency operations (sec. 515)

The House bill contained a provision (sec. 517) that would require a minimum of 30 days advance notice, with a goal of 90 days advance notice, to a member of a reserve component called or ordered to active duty for a period of more than 30 days in support of a contingency operation.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

Report on relief from professional licensure and certification requirements for reserve component members on long-term active duty (sec. 516)

The Senate amendment contained a provision (sec. 536) that would amend sections 1819(b)(5) and 1919(b)(5) of the Social Security Act to allow certain National Guard and reserve nurse aides who are called to active duty extra time, beginning July 1, 2007 and ending on September 30, 2008, to complete training and competency evaluations required by law. In addition, the provision would require the Secretary of Defense to report on the need for legislation to provide for the exemption of professional or other licensure or certification requirements for National Guard and reserve members who are placed on active duty for an extended period of time.

The House bill contained no similar provision.

The House recedes with an amendment that would delete the authorization for additional time for certification as required by the Social Security Act. The amendment would require a study by the Comptroller General of the United States to: (1) identify the number and type of licensure or certification requirements that could be impacted by extended periods of active duty; and (2) determine means to provide relief from such requirements if necessary.

Subtitle C—Education and Training

Revisions to authority to pay tuition for off-duty training or education (sec. 521)

The House bill contained a provision (sec. 523) that would authorize the secretaries of the military services, or the Secretary of Homeland Security with respect to the Coast Guard when it is not operating as a service in the Navy, to pay tuition and related expenses to certain members of the Ready Reserve.

The Senate amendment contained a similar provision (sec. 671).

The Senate recedes with a technical amendment.

Reduction or elimination of service obligation in an Army Reserve or Army National Guard troop program unit for certain persons selected as medical students at Uniformed Services University of the Health Sciences (sec. 522)

The House bill contained a provision (sec. 521) that would amend section 2107a(b) of title 10, United States Code, to authorize the Secretary of the Army to modify agreements entered into by cadets in the Reserve Officers' Training Scholarship Program who are

selected to be medical students at the Uniformed Services University of the Health Sciences or to participate in the Armed Forces Health Professions Scholarship and Financial Assistance program. Under this provision, the Secretary would be authorized to reduce or eliminate troop program unit service obligations and to establish, in lieu of that obligation, an active-duty service obligation upon a determination that it is in the best interests of the United States to modify the agreement and with the consent of the member involved.

The Senate amendment contained no similar provision.

The Senate recedes.

Repeal of annual limit on number of ROTC scholarships under Army Reserve and Army National Guard financial assistance program (sec. 523)

The House bill contained a provision (sec. 522) that would amend section 2107a(h) of title 10, United States Code, to increase from 416 to 424 the limit on the number of Reserve Officer Training Corps (ROTC) scholarships that may be awarded to cadets who agree to serve in the reserve components of the Army.

The Senate amendment contained a similar provision (sec. 557) that would amend section 2107a(h) of title 10, United States Code, to repeal the limit on the number of ROTC scholarships that may be awarded to cadets who agree to serve in the reserve components of the Army.

The House recedes.

Treatment of prior active service of members in uniformed medical accession programs (sec. 524)

The Senate amendment contained a provision (sec. 551) that would amend sections 2114(b) and 2121(c) of title 10, United States Code, to require that medical students at the Uniformed Services University of the Health Sciences and persons participating in the armed forces Health Professions Scholarship and Financial Assistance Programs who have prior commissioned service, serve, while on active duty, in pay grade O–1, or in pay grade O–2 if they meet specified promotion criteria prescribed by the service secretary. The provision would also amend section 2004a of title 10, United States Code, to impose the same limitations regarding the pay grade and service credit exclusion on officers on active duty with prior commissioned service who are detailed as students at medical schools under section 2004a.

The House bill contained no similar provision.

The House recedes with an amendment that would provide that medical students at the Uniformed Services University of the Health Sciences and persons participating in the armed forces Health Professions Scholarship and Financial Assistance Programs with prior active service would continue to receive basic pay based on their former grade and years of service if that pay would be greater than the rate of basic pay for regular officers in the grade of second lieutenant or ensign. The provision would also amend section 2004a of title 10, United States Code, to provide that any officer detailed under this section to attend medical school would be

required to revert to the grade of ensign or second lieutenant while receiving pay based on their prior grade or years of service.

Repeal of post-2007–2008 academic year prohibition on phased increase in cadet strength limit at the United States Military Academy (sec. 525)

The Senate amendment contained a provision (sec. 553) that would amend section 4342 of title 10, United States Code, to extend the authority of the Secretary of the Army to increase by up to 100 cadets per year the size of the Corps of Cadets at the United States Military Academy to a maximum of 4,400 cadets.

The House bill contained no similar provision.

The House recedes.

National Defense University master's degree programs (sec. 526)

The House bill contained a provision (sec. 524) that would amend section 2163 of title 10, United States Code, to authorize the President of the National Defense University to award a master of arts degree in strategic security studies to graduates of the School for National Security Executive Education.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

Authority of the Air University to confer degree of master of science in flight test engineering (sec. 527)

The Senate amendment contained a provision (sec. 555) that would amend section 9317(a) of title 10, United States Code, to authorize the commander of the Air University to confer the degree of doctor of philosophy in strategic studies upon graduates of the School of Advanced Airpower Studies; the degree of master of air, space, and cyberspace studies upon graduates of Air University; and the degree of master of flight test engineering science upon graduates of the Air Force Test Pilot School.

The House bill contained no similar provision.

The House recedes with an amendment that would authorize the commander of the Air University to confer the degree of master of science in flight test engineering upon graduates of the Air Force Test Pilot School.

Enhancement of education benefits for certain members of reserve components (sec. 528)

The Senate amendment contained a provision (sec. 674) that would authorize an accelerated payment program for the educational benefits in chapters 1606 and 1607 of title 10, United States Code. The provision would also expand the eligibility criteria for attaining the maximum benefit for the education benefit under chapter 1607 of title 10, United States Code to 3 cumulative years of active service. Finally, the provision would create a buy-up program for service members eligible for the education benefit under chapter 1607 of title 10, United States Code.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Extension of period of entitlement to educational assistance for certain members of the Selected Reserve affected by force shaping initiatives (sec. 529)

The Senate amendment contained a provision (sec. 675) that would eliminate the service requirement for continued eligibility for education benefits under chapter 1606 of title 10, United States Code, for service members who have been affected by base realignment and closure or other force shaping initiatives.

The House bill contained no similar provision.

The House recedes.

Time limit for use of educational assistance benefit for certain members of reserve components and resumption of benefit (sec. 530)

The House bill contained a provision (sec. 530) that would express the sense of Congress that the time limitation for use of education benefits under chapter 1607 of title 10, United States Code, should be extended to allow an individual entitled to such benefits to use those benefits for 10 years following separation from a reserve component.

The Senate amendment contained a similar provision (sec. 676) that would authorize a service member entitled to education benefits under chapter 1607 of title 10, United States Code, to use those benefits for 10 years after separation from a reserve component.

The House recedes with an amendment that would allow service members separated from a reserve component, who prior to separation were eligible for benefits under chapter 1607 of title 10, United States Code, to reclaim eligibility for those benefits upon rejoining a reserve component and to use those benefits for 10 years following any subsequent separation.

Secretary of Defense evaluation of the adequacy of the degree-granting authorities of certain military universities and educational institutions (sec. 531)

The House bill contained a provision (sec. 526) that would require the Secretary of Defense to evaluate the degree-granting authorities of certain military universities and educational institutions to assess whether the current process remains adequate, appropriate, and responsive to meet emerging military service education requirements. The Secretary would be required to submit a report on the evaluation to the Committees on Armed Services of the Senate and the House of Representatives no later than April 1, 2008.

The Senate amendment contained no similar provision.

The Senate recedes.

The conferees direct the Secretary of Defense, as part of the evaluation and report required under this section, to thoroughly review various proposals by the United States Air Force for expanded authority for the Commander of the Air University to grant degrees to attendees of the schools of the Air University. These proposals include, among others, authority to allow the Commander of the Air University to grant bachelor's and master's of arts degrees, and the degree of doctor of philosophy in strategic studies. The conferees believe that these Air Force initiatives raise important questions about the role of the services in providing advanced education

and that the Department must be more proactive in providing timely guidance and coordination in this key area affecting retention and career progression for both officer and enlisted personnel. The Secretary should provide an assessment of these proposals and recommendations for legislation, if required.

Report on success of Army National Guard and Reserve Senior Reserve Officers' Training Corps financial assistance program (sec. 532)

The House bill contained a provision (sec. 529) that would require the Secretary of Defense to ensure that Senior Reserve Officer's Training Corps (SROTC) scholarships are available to students attending historically Black colleges and universities, minority institutions, and Hispanic-serving institutions.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of the Army to submit a report to the Committees on Armed Services of the Senate and House of Representatives on the success of the financial assistance program of the SROTC in securing the appointment of second lieutenants in the Army Reserve and the Army National Guard. The report would include detailed information on the appointment of cadets enrolled in historically Black colleges or universities, minority institutions, and Hispanic-serving institutions and address efforts to increase awareness of the availability and advantages of appointment in the SROTC at these institutions and to increase the number of cadets at these institutions.

The conferees encourage the Secretary of the Army to expand the Army's outreach program to students attending historically Black colleges or universities, minority institutions, and Hispanic-serving institutions, and to ensure that SROTC scholarships are available to qualified students at these institutions.

Report on utilization of tuition assistance by members of the armed forces (sec. 533)

The Senate amendment contained a provision (sec. 673) that would require the secretary of each of the military departments to submit to the congressional defense committees by April 1, 2008 a report on the utilization of tuition assistance by members of the armed forces, both in the regular and reserve components, during fiscal year 2007.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Navy Junior Reserve Officers' Training Corps unit for Southold, Mattituck, and Greenport High Schools (sec. 534)

The House bill contained a provision (sec. 527) that would authorize the Southold, Mattituck, and Greenport High Schools, located in Southold, New York, to be treated as a single institution for the purposes of maintaining a Navy Junior Reserve Officers' Training Corps unit.

The Senate amendment contained a similar provision (sec. 554).

The Senate recedes with a technical amendment.

Report on transfer of administration of certain educational assistance programs for members of the reserve components (sec. 535)

The House bill contained a provision (sec. 525) that would recodify the reserve educational assistance programs in chapters 1606 and 1607 of title 10, United States Code, from title 10 to title 38, United States Code, and transfer administration of those programs to the Department of Veterans Affairs.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of Defense, in cooperation with the Secretary of Veterans Affairs, to submit to the congressional defense and veterans affairs committees a report on the feasibility and merits of transferring the administration of the educational assistance programs for members of the reserve components contained in chapters 1606 and 1607 of title 10, United States Code, from the Department of Defense to the Department of Veterans Affairs, no later than September 1, 2008. The provision would further require both the Defense Business Board, in cooperation with the Reserve Forces Policy Board, and the Veterans Affairs Advisory Committee on Education to review the report, and provide their independent reviews. The provision would also require the Comptroller General of the United States to assess the study and to report to the congressional defense and veterans affairs committees the results of that assessment by November 1, 2008.

Subtitle D—Military Justice and Legal Assistance Matters

Authority to designate civilian employees of the Federal Government and dependents of deceased members as eligible for legal assistance from Department of Defense legal staff resources (sec. 541)

The House bill contained a provision (sec. 541) that would amend section 1044(a) of title 10, United States Code, to authorize the provision of legal assistance to certain civilian employees of the Federal Government serving with, or preparing to serve with, an armed force in support of a contingency operation.

The Senate amendment contained a similar provision (sec. 572) that would clarify the authority of the service secretaries to provide legal assistance to civilian employees of the Department of Defense in locations where legal assistance from non-military legal assistance providers is not reasonably available.

The Senate recedes with an amendment that would authorize the provision of legal assistance to survivors of deceased members or former members who were dependents of the member or former member at the time of the member's death and to civilian employees of the Federal Government serving in locations where legal assistance from non-military legal assistance providers is not reasonably available.

Authority of judges of the United States Court of Appeals for the Armed Forces to administer oaths (sec. 542)

The Senate amendment contained a provision (sec. 571) that would amend section 936 of title 10, United States Code, to authorize judges of the United States Court of Appeals for the Armed Forces to administer oaths.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Modification of authorities on senior members of the Judge Advocate Generals' Corps (sec. 543)

The Senate amendment contained a provision (sec. 573) that would require that the Judge Advocates General of the Army, Navy, and Air Force serve in the grade of lieutenant general or vice admiral, and would exclude them from the authorized number of officers serving in grades above major general or rear admiral. The provision would also authorize the position of Legal Counsel to the Chairman of the Joint Chiefs of Staff, and would require that the officer appointed to this position serve in the grade of brigadier general or rear admiral (lower half) and be recommended by a board of officers convened by the Secretary of Defense.

The House bill contained no similar amendment.

The House recedes with an amendment that would amend section 525(b) of title 10, United States Code, to increase from 15.7 to 16.3 the percentage of general officers or admirals in a military service that may be appointed above the grade of major general or rear admiral. The House amendment would also require the Secretary of Defense to develop a strategic plan linking the missions and requirements of the Department of Defense for general and flag officers to the statutory limits on the numbers of general and flag officers, and current assignment, promotion, and joint officer development policies for general and flag officers.

Prohibition against members of the armed forces participating in criminal street gangs (sec. 544)

The House bill contained a provision (sec. 579) that would require the Secretary of Defense to revise Department of Defense Directive 1325.6 to include membership in a criminal street gang among the list of prohibited activities by members of the armed forces.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of Defense to prescribe regulations to prohibit the active participation by members of the armed forces in a criminal street gang.

Subtitle E—Military Leave

Temporary enhancement of carryover of accumulated leave for members of the armed forces (sec. 551)

The Senate amendment contained a provision (sec. 591) that would increase for all service members the number of days of accumulated leave they may carry over from 1 fiscal year to the next from 60 to 90 days. The provision would also increase by 1 year the length of time available to use leave accumulated under the special leave accrual provisions of section 701(f) of title 10, United States Code. Finally, the provision would amend section 501(b) of title 37, United States Code, to authorize enlisted service members who have accumulated more than 120 days of leave under section 701(f)

of title 10, United States Code, to sell back, on a one-time basis, up to 30 days of such leave in excess of 120 days.

The House bill contained no similar provision.

The House recedes with an amendment that would reduce the enhanced leave carryover provision from 90 to 75 days, and would terminate this authority after December 31, 2010.

Enhancement of rest and recuperation leave (sec. 552)

The Senate amendment contained a provision (sec. 594) that would authorize an additional 5 days of rest and recuperation leave under section 705(b) of title 10, United States Code, for certain service members whose overseas tours of duty last longer than 12 months.

The House bill contained no similar provision.

The House recedes.

Subtitle F—Decorations and Awards

Authorization and request for award of Medal of Honor to Leslie H. Sabo, Jr., for acts of valor during the Vietnam War (sec. 561)

The House bill contained a provision (sec. 551) that would authorize the President to award the Medal of Honor to Leslie H. Sabo, Jr., who served in the U.S. Army during the Vietnam War.

The Senate amendment contained a similar provision (sec. 593(c)).

The Senate recedes.

Authorization and request for award of Medal of Honor to Henry Svehla for acts of valor during the Korean War (sec. 562)

The House bill contained a provision (sec. 552) that would authorize the President to award the Medal of Honor to Henry Svehla who served in the U.S. Army during the Korean War.

The Senate amendment contained a similar provision (sec. 593(e)).

The Senate recedes.

Authorization and request for award of Medal of Honor to Woodrow W. Keeble for acts of valor during the Korean War (sec. 563)

The House bill contained a provision (sec. 553) that would authorize the President to award the Medal of Honor to Woodrow W. Keeble who served in the U.S. Army during the Korean War.

The Senate amendment contained a similar provision (sec. 593(b)).

The Senate recedes.

Authorization and request for award of Medal of Honor to Private Philip G. Shadrach for acts of valor as one of Andrews' Raiders during the Civil War (sec. 564)

The House bill contained a provision (sec. 554) that would authorize the President to award the Medal of Honor to Private Philip G. Shadrach, who served in the U.S. Army during the Civil War.

The Senate amendment contained a similar provision (sec. 593(d)).

The Senate recedes with a technical amendment.

Authorization and request for award of Medal of Honor to Private George D. Wilson for acts of valor as one of Andrews' Raiders during the Civil War (sec. 565)

The House bill contained a provision (sec. 555) that would authorize the President to award the Medal of Honor to Private George D. Wilson, who served in the U.S. Army during the Civil War.

The Senate amendment contained a similar provision (sec. 593(f)).

The Senate recedes with a technical amendment.

Subtitle G—Impact Aid and Defense Dependents Education System

Continuation of authority to assist local educational agencies that benefit dependents of members of the armed forces and Department of Defense civilian employees (sec. 571)

The House bill contained a provision (sec. 562) that would authorize $50.0 million for continuation of the Department of Defense (DOD) assistance program to local agencies that are impacted by enrollment of dependent children of military members and civilian employees of the Department of Defense. This provision would also authorize $15.0 million for assistance to local educational agencies with significant changes in enrollment of military and civilian school-aged dependent children due to base closures, force structure changes, or force relocations.

The Senate amendment contained a similar provision (sec. 561) that would authorize $35.0 million and $10.0 million for each assistance program, respectively.

The Senate recedes with an amendment that would authorize $30.0 million for continuation of assistance to agencies impacted by enrollment of DOD military and civilian employee dependents, and $10.0 million for assistance to agencies with significant changes in enrollment of children due to base closures, force structure changes, or force relocations.

Impact aid for children with severe disabilities (sec. 572)

The Senate amendment contained a provision (sec. 562) that would authorize $5.0 million for impact aid payments for children with disabilities for continuation of the Department of Defense's assistance to local educational agencies that benefit dependents with severe disabilities.

The House bill contained no similar provision.

The House recedes.

Inclusion of dependents of non-Department of Defense employees employed on Federal property in plan relating to force structure changes, relocation of military units, or base closures and realignments (sec. 573)

The Senate amendment contained a provision (sec. 563) that would amend section 574(e)(3) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364) to include dependents of personnel who work on federal property but are not members of the armed forces or civilian employees of the Department of Defense in the plan and annual reports required

to identify and assist local educational agencies experiencing growth in enrollment due to force structure changes, relocation of military units, or base closure and realignments. The provision would make the definition of "military dependent students" consistent with the definition used for purposes of computation of payments under the Federal Impact Aid program authorized in section 7703 of title 20, United States Code.

The House bill contained no similar provision.

The House recedes.

Payment of private boarding school tuition for military dependents in overseas areas not served by Defense Dependents' Education System schools (sec. 574)

The House bill contained a provision (sec. 561) that would amend section 1407(b)(1) of the Defense Dependents' Education Act of 1978 (20 U.S.C. 926(b)(1)) to authorize the Secretary of Defense to pay tuition for attendance at private boarding schools in the United States for military dependents in overseas areas not served by Department of Defense schools.

The Senate amendment contained a similar provision (sec. 564).

The House recedes with a clarifying amendment.

Subtitle H—Military Families

Department of Defense Military Family Readiness Council and policy and plans for military family readiness (sec. 581)

The Senate amendment contained a provision (sec. 581) that would amend chapter 88 of title 10, United States Code, to establish a Department of Defense Military Family Readiness Council to review and make recommendations on Department of Defense policy requirements for the support of military family readiness; to monitor requirements for the support of military family readiness; and to evaluate and assess the effectiveness of military family readiness programs and activities of the Department of Defense.

The Senate amendment contained another provision (sec. 582) that would amend chapter 88 of title 10, United States Code, to require the Secretary of Defense to develop a policy and plans for the support of military family readiness.

The House bill contained no similar provisions.

The House recedes with a clarifying amendment that would combine the Senate provisions and include the senior enlisted advisors of the Army, Navy, Marine Corps, and Air Force, or the spouse of a senior enlisted member from each service as a member of the Department of Defense Military Family Readiness Council.

The conferees expect the council to meet not less often than twice each year, and that not more than one of these meetings will be in the National Capitol Region.

Yellow Ribbon Reintegration Program (sec. 582)

The House bill contained a provision (sec. 515) that would establish a Department of Defense working group to identify and assess the reintegration needs of members of the reserve components who return from overseas operational deployment.

The House bill also contained a provision (sec. 516) that would require the Secretary of Defense, in coordination with the Chief of the National Guard Bureau, to establish a national combat veteran reintegration program, to be known as the Yellow Ribbon Reintegration Program, to provide National Guard members and their families with sufficient information, services, referral, and proactive approach opportunities throughout the entire deployment cycle. The provision would designate the National Guard Bureau as the executive agent for this program, and would require establishment of a Center of Excellence for Reintegration Programs, appointment of an Advisory Board, and employment of personnel to implement the Yellow Ribbon program at the State level.

The Senate amendment contained a similar provision (sec. 683) that would require a Yellow Ribbon Reintegration Program to serve both National Guard and reserve members and their families, and would designate the Office of the Secretary of Defense for Personnel and Readiness as the executive agent.

The Senate amendment also contained a provision (sec. 587) that would require the Secretary of Defense to carry out a pilot program, to be known as the National Military Family Readiness and Servicemember Reintegration Outreach Program, to assess the feasibility and advisability of providing assistance and support to the Adjutant General of a State or territory for the purpose of creating comprehensive soldier and family preparedness and reintegration outreach programs.

The House recedes with an amendment that would authorize the Secretary to create State Deployment Cycle Support Teams to administer the Yellow Ribbon Reintegration Program at the State level and would authorize outreach programs to educate service members and their families about the Yellow Ribbon Reintegration Program.

The conferees acknowledge that the reserve component has changed from a strategic reserve to an operational reserve, fully engaged in the global war on terror, and that reserve component members face challenges that are inherently different from their counterparts in the active component. One such challenge is reintegration to civilian life. The Department of Defense has recognized the need for programs that address similar challenges for service members in active components returning from combat and has instituted such programs.

The conference outcome will ensure that members of the reserve components returning to their hometowns following demobilization have access to improved services and resources that allow them to successfully reintegrate back into society.

Study to enhance and improve support services and programs for families of members of regular and reserve components undergoing deployment (sec. 583)

The House bill contained a series of provisions that would address support to families of deployed service members:

The House bill contained a provision (sec. 580) that would require the Secretary of Defense to carry out a study to evaluate the feasibility and advisability of establishing a pilot program on fam-

ily-to-family support for families of members of the National Guard and reserves undergoing deployment.

The House bill contained a provision (sec. 581) that would require the Secretary of Defense to conduct a study to evaluate the feasibility and advisability of contracting with a private sector entity with expertise in the health and well-being of families and children, infants, and toddlers to enhance and develop support services for children of members of the National Guard and reserve who are deployed.

The House bill contained a provision (sec. 1034) that would require the Secretary of Defense to submit a report to Congress no later than 180 days after enactment of this Act regarding the impact on military family members of multiple deployments as part of Operation Iraqi Freedom and Operation Enduring Freedom.

The Senate amendment also contained a series of provisions that would address support to families of deployed military personnel:

The Senate amendment contained a provision (sec. 583) that would require the Secretary of Defense to enhance and improve current programs of the Department of Defense to provide family support for families of deployed members of the armed forces, including deployed members of the National Guard and reserve, before, during, and after their deployment cycle.

The Senate amendment contained a provision (sec. 584) that would require the Secretary of Defense to provide information to parents and other caretakers of children, including infants and toddlers, to assist the parents and caretakers in responding to the adverse implications of the deployment of a service member, including the death or injury of the service member, and to develop programs and activities to increase awareness in military and civilian communities of the adverse implications of deployment of service members.

The Senate amendment contained a provision (sec. 585) that would require the Secretary of Defense to conduct a study to evaluate the feasibility and advisability of contracting with a private sector entity with expertise in the health and well-being of families and children, infants, and toddlers to enhance and develop support services for children of deployed members of the active and reserve components.

The Senate amendment contained a provision (sec. 586) that would require the Secretary of Defense to carry out a study to evaluate the feasibility and advisability of establishing a pilot program on family-to-family support for families of deployed members of the active and reserve components.

The Senate recedes with an amendment that would combine the House and Senate provisions to require a study to determine the most effective means to enhance and improve family support programs for families of the regular and reserve components of the armed forces before, during, and after deployment.

In a separate provision contained elsewhere in this conference report, the conferees would require the establishment of a national combat veteran reintegration program, to be known as the Yellow Ribbon Reintegration Program, to provide families of deployed

service members with information, services, referrals, and proactive outreach throughout the entire deployment cycle.

The conferees are concerned about the adequacy of support available to families of deployed service members, particularly the support available to families of National Guard and reserve personnel who are not located in the vicinity of a military installation with extensive family support programs. The conferees strongly encourage the Secretary of Defense to expeditiously implement and improve programs that will enhance the support available to these families.

Protection of child custody arrangements for parents who are members of the armed forces deployed in support of a contingency operation (sec. 584)

The House bill contained a provision (sec. 577) that would amend title II of the Servicemembers Civil Relief Act (SCRA) (50 U.S.C. App. 521 et seq.) to limit the authority of a court to modify or amend a previous order or judgment regarding custody of a child of a service member while the service member is deployed in support of a contingency operation. The provision would also bar courts from considering the absence of the service member by reason of deployment in determining the best interests of a child.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would modify sections 201 and 202 of the SCRA to clarify that the act applies to child custody proceedings.

The conferees recognize that service members who have been awarded custody of minor children but who are required to deploy or be absent from their children as a result of their military duties are vulnerable to litigation initiated by non-custodial parents. The procedural protections of the SCRA apply in child custody cases and, in most cases, should prevent adverse judgments until members can be present to defend their interests. The modifications to the SCRA included in this provision underscore the importance of SCRA protections in child custody cases. While the facts in child custody disputes are central to determinations of the best interests of minor children, the conferees would urge judges who must decide such cases not to consider the mere absence of a service member who is performing military duty to constitute the sole or even a major factor in a court's determination about what is in the best interests of a child.

Family leave in connection with injured members of the Armed Forces (sec. 585)

The House bill contained a provision (sec. 675) that would amend the Family and Medical Leave Act (FMLA) of 1993 (29 U.S.C. 2611) to provide leave to an eligible employee in the case of any qualifying exigency, as determined in regulation by the Secretary of Labor, arising from the fact that the spouse, child, or parent of the employee is on active duty or has been notified of an impending call or order to active duty in support of a contingency operation.

The Senate amendment contained a provision (sec. 1093) that would authorize the Office of Personnel Management to establish

a program under which federal civilian employees designated as caregivers could use leave for the purpose of caring for a family member of a member of the armed forces serving on active duty in support of a contingency operation. The provision would authorize the Secretary of Labor to establish a similar voluntary private sector leave program.

The Senate recedes with an amendment that would also extend the FMLA to provide leave to eligible employees, including federal civilian employees, who are the spouse, son, daughter, parent, or next of kin of a seriously injured service member, in order to care for the service member. The amendment would also extend the amount of leave time available for caregivers of seriously injured service members from 12 workweeks to 26 workweeks.

The conferees note that this extension of the FMLA to cover caregivers of injured service members conforms with the recommendation made by The President's Commission on Care for America's Returning Wounded Warriors to allow up to 26 workweeks of leave to an eligible family member of a service member who has a combat-related injury.

Family care plans and deferment of deployment of single parent or dual military couples with minor dependents (sec. 586)

The House bill contained a provision (sec. 578) that would authorize a service member to request deferment from deployment to an area for which imminent danger pay is authorized if the member has minor dependents and a spouse who is a service member deployed to an area for which imminent danger pay is authorized.

The Senate amendment contained a provision (sec. 1072) that would express the sense of Congress that single parents who are members of the armed forces with minor dependents, and dual-military couples with minor dependents, should develop and maintain effective family care plans, and that the Secretary of Defense should establish procedures to ensure that if a single parent and both spouses in a dual-military couple are required to deploy to an area for which imminent danger pay is authorized, requests for deferment from deployment due to unforeseen circumstances are rapidly evaluated and that appropriate steps are taken to ensure adequate care for minor dependents.

The House recedes with an amendment that would require the Secretary of Defense to establish appropriate procedures to ensure that an adequate family care plan is in place for a member of the armed forces with minor dependents who is a single parent or whose spouse is also a member of the armed forces when the member may be deployed in an area for which imminent danger pay is authorized. The procedures should allow the member to request a deferment of deployment due to unforeseen circumstances, and the request should be considered and responded to promptly.

Education and treatment services for military dependent children with autism (sec. 587)

The Senate amendment contained a provision (sec. 595) that would require the Secretary of Defense to conduct one or more demonstration projects to evaluate improved approaches to the provision of education and treatment services to military dependent

children with autism. The amendment would also require the assignment of case managers for both medical and educational services and the voluntary development of individualized autism services plans.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary of Defense to conduct a comprehensive assessment of the availability of federal, State, and local education and treatment services on and in the vicinity of certain military installations for children of service members who are diagnosed with autism. The amendment would also require the service secretaries to ensure that, whenever practicable, eligible members are assigned only in geographic areas with educational services and facilities available on or in the vicinity of the military installation that provide special education and related services consistent with the Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.). The amendment would authorize one or more demonstration projects to evaluate the provision of educational services and treatment services to eligible dependents.

Commendation of efforts of Project Compassion in paying tribute to members of the armed forces who have fallen in the service of the United States (sec. 588)

The Senate amendment contained a provision (sec. 1077) that would express the sense of the Senate commending Kaziah M. Hancock, other Project Compassion volunteer professional portrait artists, and the entire Project Compassion organization for their tireless work in paying tribute to members of the armed forces who have fallen in the service of the United States.

The House bill contained no similar provision.

The House recedes with an amendment that would express a sense of Congress that the people of the United States owe the deepest gratitude to Kaziah M. Hancock and the members of Project Compassion.

Subtitle I—Other Matters

Uniform performance policies for military bands and other musical units (sec. 590)

The House bill contained a provision (sec. 572) that would amend chapter 49 of title 10, United States Code, to provide uniform policy for Department of Defense bands and musical units regarding when public performances are permitted, the conditions under which band members may perform in their personal capacities, and recording of music for distribution to the public.

The Senate amendment contained a similar provision (sec. 592).

The Senate recedes with a clarifying amendment.

Transportation of remains of deceased members of the armed forces and certain other persons (sec. 591)

The House bill contained a provision (sec. 1454) that would require the secretaries of the military services to provide for the delivery of the remains of deceased service members who die in a

combat theater of operations and whose remains are returned to the United States through the mortuary facility at Dover Air Force Base, Delaware, to the commercial, general aviation, or military airport, when air transportation is utilized, nearest to the place selected by the person designated to direct the disposition of the remains.

The Senate amendment contained a similar provision (sec. 657).

The Senate recedes.

Expansion of number of academies supportable in any State under STARBASE program (sec. 592)

The House bill contained a provision (sec. 573) that would amend section 2193b of title 10, United States Code, to repeal the limitation on the number of STARBASE academies in each State.

The Senate amendment contained a provision (sec. 552) that would increase from two to four the maximum number of STARBASE academies in a State that could be supported with Department of Defense funds.

The House recedes with a technical amendment.

Gift acceptance authority (sec. 593)

The House bill contained a provision (sec. 571) that would amend section 2601(b)(4) of title 10, United States Code, to extend from December 31, 2007 to December 31, 2010, the authority for the Secretary of Defense to accept gifts for the benefit of members of the armed forces, civilian employees of the Department of Defense (DOD), and dependents of such members or employees.

The Senate amendment contained a similar provision (sec. 1025) that would make this gift acceptance authority permanent and require the Secretary of Defense to prescribe regulations prohibiting the solicitation of any gift by any DOD employee if the nature or circumstances of the solicitation would compromise the integrity or the appearance of integrity of any DOD program or official.

The House recedes.

Conduct by members of the Armed Forces and veterans out of uniform during hoisting, lowering, or passing of United States flag (sec. 594)

The Senate amendment contained a provision (sec. 1073) that would amend section 9 of title 4, United States Code, to authorize members of the armed forces and veterans not wearing a uniform to render a salute during the ceremony of hoisting or lowering the flag, or when the flag is passing in a parade or in review.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Annual report on cases reviewed by National Committee for Employer Support of the Guard and Reserve (sec. 595)

The Senate amendment contained a provision (sec. 1044) that would amend section 4332 of title 38, United States Code, to require the Secretary of Veterans Affairs to include in an annual report to Congress the number of cases regarding veterans' employ-

ment or reemployment rights reviewed by the Secretary of Defense under the National Committee for Employer Support of the Guard and Reserve of the Department of Defense during the fiscal year for which the report is made.

The House bill contained no similar provision.

The House recedes.

Modification of Certificate of Release or Discharge from Active Duty (DD Form 214) (sec. 596)

The Senate amendment contained a provision (sec. 596) that would require the Secretary of Defense, in consultation with the Secretary of Veterans Affairs, to modify the Certificate of Release or Discharge from Active Duty (DD Form 214) to permit a service member, upon discharge or release from active duty, to elect that the DD 214 be forwarded to the Central Office of the Department of Veterans Affairs or to the appropriate office of the Department of Veterans Affairs for the State or locality where the member will reside.

The House bill contained no similar provision.

The House recedes with a technical amendment.

The conferees direct the Secretary of Defense to assess the feasibility of issuing the DD Form 214 containing only the last four digits of a service member's Social Security account number. If the Secretary determines that it is feasible, the Secretary should also determine a timeline for implementing such a change. The Secretary should submit a report of the assessment to the Committees on Armed Services of the Senate and the House of Representatives no later than 180 days after the date of enactment of this Act.

Reports on administrative separations of members of the Armed Forces for personality disorder (sec. 597)

The Senate amendment contained a provision (sec. 597) that would require the Secretary of Defense to report to the congressional defense committees by April 1, 2008 on all cases of administrative separation from the armed forces of any service member who had served in Iraq or Afghanistan since October 2001 for personality disorder. Additionally, the provision would prohibit the administrative separation of any such service member until such time as the Secretary of Defense submits that report, unless a clinical review is first conducted in the office of the surgeon general of the military department concerned. The provision would also require the Comptroller General of the United States to report to the congressional defense committees by June 1, 2008 on the policies and procedures of the Department of Defense and the military departments relating to the separation of members of the armed forces for personality disorder.

The House bill contained no similar provision.

The House recedes with an amendment that would eliminate the prohibition against administrative separation for personality disorder without a review, but would retain the reports required of the Secretary of Defense and the Comptroller General.

Program to commemorate 50th anniversary of the Vietnam War (sec. 598)

The House bill included a provision (sec. 576) that would require the Secretary of Defense to conduct a program to commemorate the 50th anniversary of the Vietnam War and to coordinate and support programs of the federal, State, and local governments, and the activities of other persons and organizations, for this purpose. This provision would authorize the establishment of a fund to be administered by the Secretary of Defense and would authorize $3.0 million to be appropriated for deposit in the fund in fiscal year 2008. The provision would also authorize acceptance of voluntary services in support of commemoration activities and direct the program to continue through 2025 with the Secretary determining the schedule of events and priority of efforts for the duration of the program.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would authorize the Secretary to carry out such a program and to determine the duration of the commemoration, and would authorize $1.0 million for program planning and activities. The amendment would omit provisions relating to protections to be afforded to volunteers pending further study, planning, and evaluation of the appropriate functions to be performed by volunteers and the conditions under which their services would be accepted.

Recognition of members of the Monuments, Fine Arts, and Archives program of the Civil Affairs and Military Government Sections of the Armed Forces during and following World War II (sec. 599)

The House bill contained a provision (sec. 575) that would recognize the men and women who served in the Monuments, Fine Arts, and Archives program under the Civil Affairs and Military Government sections of the United States armed forces for their role in the preservation, protection, and restitution of monuments, works of art, and other artifacts of cultural importance in Europe and Asia during and following World War II.

The Senate amendment contained no similar provision.

The Senate recedes.

LEGISLATIVE PROVISIONS NOT ADOPTED

Cold War Victory Medal

The House bill contained a provision (sec. 556) that would require the service secretaries to issue a Cold War Victory Medal to former service members who served during the Cold War.

The Senate amendment contained no similar provision.

The House recedes.

Combat veterans mentoring program for current members of the Armed Forces

The House bill contained a provision (sec. 574) that would require the Secretary of Defense to establish a program that would provide combat veterans the opportunity to meet and mentor cur-

rent members of the Armed Forces before, during, and after deployments.

The Senate amendment contained no similar provision.

The House recedes.

Emergency assistance for local educational agencies enrolling military dependent children

The Senate amendment contained a provision (sec. 566) that would authorize the Secretary of Defense to provide assistance to eligible local educational agencies for the additional education, counseling, and other needs of military dependent children who are affected by war-related action.

The House bill contained no similar provision.

The Senate recedes.

Establishment of Combat Medevac Badge

The House bill contained a provision (sec. 557) that would amend chapter 537 of title 10, United States Code, to require the service secretaries to issue a badge to be known as the Combat Medevac Badge to service members who served in combat after June 25, 1950, as a pilot or crew member of a helicopter medical evacuation ambulance and who meet the requirements for the award of that badge, as prescribed by the secretary concerned.

The Senate amendment contained no similar provision.

The House recedes.

Expansion of exclusion of military permanent professors from strength limitations for officers below general and flag grades

The Senate amendment contained a provision (sec. 503) that would amend section 523(b) of title 10, United States Code, to increase from 50 to 85 the number of permanent professors for each of the United States Military Academy, the United States Air Force Academy and professors of the United States Navy who are career military professors who may be excluded from the authorized number of commissioned officers who may be serving on active duty in that grade.

The House bill contained no similar provision.

The Senate recedes.

Heavily impacted local educational agencies

The Senate amendment contained a provision (sec. 565) that would require the Secretary of Education to deem each local educational agency that was eligible to receive a fiscal year 2007 basic support payment for heavily impacted local educational agencies under section 8003(b)(2) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7703(b)(2)) as eligible to receive a basic support payment for heavily impacted local educational agencies for the fiscal year for which the determination is made.

The House bill contained no similar provision.

The Senate recedes.

Navy Senior Reserve Officers' Training Corps program at University of Miami, Coral Gables, Florida

The House bill contained a provision (sec. 528) that would authorize the Secretary of the Navy to establish and maintain a Navy Senior Officers' Training Corps program at the University of Miami, Coral Gables, Florida.

The Senate amendment contained no similar provision.

The House recedes.

Prohibition on the unauthorized use of names and images of members of the Armed Forces

The House bill contained a provision (sec. 582) that would, except when authorized by an individual or the individual's survivor, prohibit the knowing use of the name or picture of a current or former service member in connection with any merchandise, retail product, impersonation, solicitation, or commercial activity in a manner reasonably calculated to connect the protected individual with that individual's service in the armed forces.

The Senate amendment contained no similar provision.

The House recedes.

The conferees direct the Secretary of Defense to conduct a study on the issue of protecting the use of names and images of current and former members of the armed services, both living and deceased. This study should include an analysis of the legal issues related to the limitations placed on the use of the names and images of these current and former military personnel by non-U.S. Government entities. This study should specifically address the use of these names and images on commercial products and merchandise as well as the privacy rights of the service members and their family and next of kin in association with this use. The study should also include options and recommendations for protecting service members' names and images. The Secretary shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the results of this study not later than 90 days after the enactment of this Act. In addition, the conferees have asked the Congressional Research Service to do a similar study in order to obtain multiple legal viewpoints on this important topic.

It is the sense of the conferees that the commercial use of names and images of deceased service members should be treated with respect and dignity, and that individuals should take into account the feelings of the family and next-of-kin of those service members when using their names and images, especially if the family members have requested that their son or daughter's name and/or image not be used.

TITLE VI—COMPENSATION AND OTHER PERSONNEL BENEFITS

Subtitle A—Pay and Allowances

Fiscal year 2008 increase in military basic pay (sec. 601)

The House bill contained a provision (sec. 601) that would authorize a pay raise for the members of the uniformed services of 3.5 percent effective on January 1, 2008. This across-the-board pay raise is 0.5 percent above the budget request.

The Senate amendment contained a similar provision (sec. 601).

The House recedes.

Basic allowance for housing for reserve component members without dependents who attend accession training while maintaining a primary residence (sec. 602)

The House bill contained a provision (sec. 602) that would authorize unmarried reserve component members without dependents to receive basic allowance for housing while attending initial training following accession, provided that the member maintains a permanent residence.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

Extension and enhancement of authority for temporary lodging expenses for members of the armed forces in areas subject to major disaster declaration or for installations experiencing sudden increase in personnel levels (sec. 603)

The Senate amendment contained a provision (sec. 605) that would increase from 20 to 60 the maximum number of days the secretary of a military department may pay temporary lodging expenses associated with changes of permanent station involving installations located in an area subject to a declaration of major disaster or experiencing a sudden increase in personnel moving to or from that installation.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Income replacement payments for reserve component members experiencing extended and frequent mobilization for active duty service (sec. 604)

The House bill contained a provision (sec. 603) that would clarify the eligibility criteria for payments under the reserve income replacement program. The provision would change the method for measuring cumulative periods of qualifying service by counting cumulative days, rather than months. The provision would also authorize the continuation of income replacement payments in the case of service members who are retained on active duty to receive authorized medical care or to be evaluated for disability.

The Senate amendment contained a similar provision (sec. 681).

The Senate recedes with a technical amendment.

Midmonth payment of basic pay for contributions of members of the uniformed services participating in Thrift Savings Plan (sec. 605)

The House bill contained a provision (sec. 604) that would authorize the Department of Defense to make midmonth contributions to the Thrift Savings Fund on behalf of members of the uniformed services who participate in the Thrift Savings Plan.

The Senate amendment contained a similar provision (sec. 603).

The Senate recedes with a technical amendment.

Subtitle B—Bonuses and Special and Incentive Pays

Extension of certain bonus and special pay authorities for reserve forces (sec. 611)

The House bill contained a provision (sec. 611) that would extend for 2 years the authority to pay the Selected Reserve reenlistment bonus; the Selected Reserve affiliation or enlistment bonus; the special pay for enlisted members assigned to certain high priority units; the Ready Reserve enlistment bonus for persons without prior service; the Ready Reserve enlistment and reenlistment bonus for persons with prior service; and the Selected Reserve enlistment bonus for persons with prior service.

The Senate amendment contained a similar provision (sec. 611) that would extend for 1 year the authority to pay the same bonus and special pay authorities.

The House recedes.

Extension of certain bonus and special pay authorities for health care professionals (sec. 612)

The House bill contained a provision (sec. 612) that would extend for 2 years the authority to pay the nurse officer candidate accession bonus; the repayment of education loans for certain health professionals who serve in the Selected Reserve; the accession bonus for registered nurses; incentive special pay for nurse anesthetists; special pay for Selected Reserve health professionals in critically short wartime specialities; the accession bonus for dental officers; the accession bonus for pharmacy officers; the accession bonus for medical officers in critically short wartime specialities; and the accession bonus for dental specialist officers in critically short wartime specialities.

The Senate amendment contained a similar provision (sec. 612) that would extend for 1 year the authority to pay the same bonus and special pay authorities.

The House recedes.

Extension of special pay and bonus authorities for nuclear officers (sec. 613)

The House bill contained a provision (sec. 613) that would extend for 2 years the authority to pay the special pay for nuclear-qualified officers extending their period of active service; the nuclear career accession bonus; and the nuclear career annual incentive bonus.

The Senate amendment contained a similar provision (sec. 613) that would extend for 1 year the authority to pay the same special pay and bonus authorities.

The House recedes.

Extension of authorities relating to payment of other bonuses and special pays (sec. 614)

The House bill contained a provision (sec. 614) that would extend for 2 years the authority to pay the aviation officer retention bonus; the reenlistment bonus for active members; the enlistment bonus; the retention bonus for members with critical military skills or assigned to high priority units; the accession bonus for new officers in critical skills; the incentive bonus for conversion to military occupational speciality to ease personnel shortage; the accession bonus for officer candidates; and the Army referral bonus. The provision would extend for 1 year the authority to pay the assignment incentive pay and the incentive bonus for transfer between the armed forces.

The Senate amendment contained a similar provision (sec. 614) that would extend for 1 year the authority to pay the aviation officer retention bonus; the reenlistment bonus for active members; the enlistment bonus; the retention bonus for members with critical military skills or assigned to high priority units; the accession bonus for new officers in critical skills; the incentive bonus for conversion to military occupational speciality to ease personnel shortage; and the accession bonus for officer candidates. The Senate extended for 1 year the authority to pay the Army referral bonus in a separate provision (sec. 622).

The House recedes with an amendment that would extend for 1 year the prohibition against requiring certain injured service members to pay for meals provided by military treatment facilities.

Increase in incentive special pay and multiyear retention bonus for medical officers (sec. 615)

The House bill contained a provision (sec. 615) that would increase the maximum annual rate of incentive special pay and the multiyear retention bonus for medical officers from $50,000 to $75,000.

The Senate amendment contained a similar provision (sec. 615).

The Senate recedes with a technical amendment.

Increase in dental officer additional special pay (sec. 616)

The House bill contained a provision (sec. 616) that would increase the maximum annual amounts of additional special pay for dental officers to $10,000 for officers with less than 3 years of creditable service and $12,000 for officers with more than 3 but less than 10 years of creditable service.

The Senate amendment contained a similar provision (sec. 616).

The House recedes with a technical amendment.

Increase in maximum monthly rate of hardship duty pay and authority to provide hardship duty pay in a lump sum (sec. 617)

The House bill contained a provision (sec. 624) that would raise the maximum monthly amount of hardship duty pay to $1500. The provision would also authorize the payment of hardship duty pay in a lump sum.

The Senate amendment contained a similar provision (sec. 617).

The House recedes with a technical amendment.

Definition of sea duty for career sea pay to include service as off-cycle crewmembers of multi-crew ships (sec. 618)

The House bill contained a provision (sec. 617) that would authorize off-cycle crewmembers of multi-crewed ships to be eligible for career sea pay.

The Senate amendment contained a similar provision (sec. 618).

The Senate recedes with a technical amendment.

Reenlistment bonus for members of the Selected Reserve (sec. 619)

The House bill contained a provision (sec. 618) that would provide the Department of Defense with more flexibility in administering the reenlistment bonus. The provision would eliminate the 3- and 6-year options currently in law and require only that the period of reenlistment be at least 3 years. Similarly, the provision would eliminate the tiered bonus structure and require only that the bonus not exceed $15,000.

The Senate amendment contained a similar provision (sec. 619).

The Senate recedes with a technical amendment.

Availability of Selected Reserve accession bonus for persons who previously served in the armed forces for a short period (sec. 620)

The House bill contained a provision (sec. 619) that would authorize payment of a Selected Reserve enlistment bonus to persons who had enlisted previously, but were unable to complete basic training requirements due to circumstances beyond their control and were separated under conditions characterized as either honorable or uncharacterized.

The Senate amendment contained no similar provision.

The Senate recedes.

The conferees believe that the Department of Defense should limit its use of this authority to cases where the former service member was separated from the military through no fault of his or her own, such as an injury, family medical emergency, or other case of hardship that forced the service member to separate prematurely.

Availability of nuclear officer continuation pay for officers with more than 26 years of commissioned service (sec. 621)

The House bill contained a provision (sec. 620) that would extend eligibility for nuclear officer continuation pay from 26 to 30 years of commissioned service.

The Senate amendment contained a similar provision (sec. 620).

The Senate recedes with an amendment that would authorize revision of agreements for nuclear officer continuation pay that were entered into before the date of the enactment of this Act.

Waiver of years-of-service limitation on receipt of critical skills retention bonus (sec. 622)

The House bill contained a provision (sec. 621) that would authorize the Secretary of Defense, or the Secretary of Homeland Security with respect to the Coast Guard when it is not operating as a service in the Navy, to waive the 25-year service limitation on eligibility to receive the retention bonus for certain members with designated critical military skills.

The Senate amendment contained a similar provision (sec. 621).

The Senate recedes.

Accession bonus for participants in the Armed Forces Health Professions Scholarship and Financial Assistance Program (sec. 623)

The House bill contained a provision (sec. 622) that would authorize the Secretary of Defense to pay an accession bonus of not more than $20,000 to participants in the Armed Forces Health Professions Scholarship and Financial Assistance Program (HPSP).

The Senate amendment contained a similar provision (sec. 624).

The House recedes with a technical amendment.

The conferees direct the Comptroller General of the United States to report to the congressional defense committees by April 1, 2008 on the number of HPSP participants who do not enter onto active duty following completion of the program of studies for which they were enrolled under HPSP, including the extent to which the military departments have sought and received reimbursement for stipends paid under section 2121(d) of title 10, United States Code, or annual grants paid for specialized training under section 2127(e) of title 10, United States Code.

Payment of assignment incentive pay for reserve members serving in combat zone for more than 22 months (sec. 624)

The House bill contained a provision (sec. 623) that would authorize the secretaries of the military departments to pay $1,000 per month in assignment incentive pay to members of the reserve components serving in combat zones associated with Operations Enduring Freedom and Iraqi Freedom once the member exceeds 22 cumulative months of service on active duty under either a voluntary mobilization authority, the presidential Selected Reserve call-up authority, or the partial mobilization authority. Qualifying service under this provision would include cumulative mobilized service during the period beginning on January 1, 2003 through the end of the member's most recent period of mobilization to active duty beginning before January 19, 2007.

The Senate amendment contained no similar provision.

The Senate recedes.

Subtitle C—Travel and Transportation Allowances

Payment of inactive duty training travel costs for certain Selected Reserve members (sec. 631)

The House bill contained a provision (sec. 635) that would authorize the secretary of a military service to reimburse members of the Selected Reserve who occupy a specialty designated by the secretary concerned for travel expenses while performing inactive duty training outside the commuting limits of the member's station. The maximum rate would not exceed $300.

The Senate amendment contained a similar provision (sec. 604) that would authorize reimbursement for travel expenses to an inactive duty training location outside of normal commuting distances for members of the Selected Reserve who are (1) qualified in a skill designated as critically short; (2) assigned to a unit of the Selected Reserve, or in a pay grade, with a critical manpower shortage; or (3) assigned to a unit or position that is disestablished or relocated as a result of defense base closure or realignment or other force structure allocation.

The House recedes with a technical amendment.

Survivors of deceased members eligible for transportation to attend burial ceremonies (sec. 632)

The Senate amendment contained a provision (sec. 656) that would extend the travel and transportation allowance to attend burial ceremonies of deceased service members under section 411f of title 37, United States Code, to minor siblings of deceased service members and the person who directs the disposition of the remains of the deceased service member.

The House bill contained no similar provision.

The House recedes with an amendment that would extend the travel and transportation allowance to the child or children of the deceased member and to the sibling or siblings of the deceased service member, regardless of age.

Allowance for participation of reserves in electronic screening (sec. 633)

The House bill contained a provision (sec. 631) that would authorize the secretaries of the military services to pay a member of the Individual Ready Reserve a stipend for participation in electronic screening performed pursuant to the continuous screening required by section 10149 of title 10, United States Code. The aggregate amount of the stipend paid to a member may not exceed $50 in any calendar year.

The Senate amendment contained a similar provision (sec. 602).

The House recedes.

Allowance for civilian clothing for members of the armed forces traveling in connection with medical evacuation (sec. 634)

The House bill contained a provision (sec. 632) that would authorize service members to use some or all of the civilian clothing allowance authorized by section 1047 of title 10, United States

Code, to purchase luggage at government expense when traveling in connection with a medical evacuation.

The Senate amendment contained no similar provision.

The Senate recedes.

Payment of moving expenses for Junior Reserve Officers' Training Corps instructors in hard-to-fill positions (sec. 635)

The House bill contained a provision (sec. 633) that would authorize the secretary of a military department to reimburse educational institutions for moving expenses paid to Junior Reserve Officers' Training Corps instructors when the secretary concerned determines the position is hard-to-fill for geographic or economic reasons, and the instructor agrees to serve in the position for 2 years.

The Senate amendment contained a similar provision (sec. 642).

The House recedes with a technical amendment.

Subtitle D—Retired Pay and Survivor Benefits

Expansion of combat-related special compensation eligibility (sec. 641)

The House bill contained a provision (sec. 645) that would authorize disabled military retirees with fewer than 20 years of service to receive combat-related special compensation under section 1413a of title 10, United States Code, provided they served a minimum of 15 years of creditable service and have a disability rated at least 60 percent disabling.

The Senate amendment contained a similar provision (sec. 653) that would expand eligibility of combat-related special compensation to all service members eligible for retirement pay who have a combat-related disability, including service members who were retired under chapter 61 of title 10, United States Code.

The House recedes with a technical amendment.

Inclusion of veterans with service-connected disabilities rated as total by reason of unemployability under termination of phase-in of concurrent receipt of retired pay and veterans' disability compensation (sec. 642)

The Senate amendment contained a provision (sec. 660) that would authorize veterans with service-connected disabilities rated as total due to unemployability to receive concurrent receipt of retired pay and veterans' disability compensation as of December 31, 2004.

The House bill contained no similar provision.

The House recedes with an amendment that would restrict payments under this provision until October 1, 2008.

Recoupment of annuity amounts previously paid, but subject to offset for Dependency and Indemnity Compensation (sec. 643)

The House bill contained a provision (sec. 643) that would require that any Survivor Benefit Plan (SBP) payments previously paid to a surviving spouse or former spouse that are subject to the mandatory offset associated with payments of Dependency and In-

demnity Compensation by the Department of Veterans Affairs be recouped only to the extent that the amount exceeds any SBP premiums to be refunded by the Department of Defense. In addition, the provision would specify a series of actions to protect the interests of surviving spouses who are subject to the offset, including: (1) a single written notice of the net amount to be recouped; (2) a written explanation of the statutory requirements for recoupment; (3) a detailed accounting of the calculations used to determine the amount to be recouped; and (4) contact information for a person who can provide information and respond to questions regarding the recoupment action.

The Senate amendment contained no similar provision.

The Senate recedes.

Special survivor indemnity allowance for persons affected by required Survivor Benefit Plan annuity offset for Dependency and Indemnity Compensation (sec. 644)

The House bill contained a provision (sec. 644) that would authorize a survivor indemnity allowance to surviving spouses or former spouses of deceased service members who are denied the full amount of their annuity under the Survivor Benefit Plan (SBP) due to the offset required by the receipt of Dependency and Indemnity Compensation (DIC) from the Department of Veterans Affairs. The provision would authorize monthly payments equal to the lesser amount of $40 or the amount of the SBP annuity subject to the DIC offset. The House provision would take effect October 1, 2008.

The Senate amendment contained a provision (sec. 658) that would eliminate the offset of the SBP annuity by the amount of DIC.

The Senate recedes with an amendment that would limit the survivor indemnity allowance to survivors of service members who were entitled to retired pay, or would be entitled to reserve component retired pay but for the fact they were not yet 60 years of age, would increase the monthly allowance for fiscal year 2009 to $50, and would increase the monthly allowance by $10 every year through fiscal year 2013.

Modification of authority of members of the armed forces to designate recipients for payment of death gratuity (sec. 645)

The House bill contained a provision (sec. 642) that would amend section 1477 of title 10, United States Code, to allow a service member to designate any individual to receive up to 50 percent of the death gratuity benefit in 10 percent increments.

The Senate amendment contained a provision (sec. 651) that would allow a service member to designate in writing any individual to receive the death gratuity benefit. In the absence of such a designation, the death gratuity would be paid in accordance with the succession set forth in section 1970 of title 38, United States Code, relating to Servicemembers' Group Life Insurance (SGLI).

The House recedes with an amendment that would make the provision effective no later than July 1, 2008; provide for spousal notification if an election were made under this authority that would exclude a current spouse from any portion of the death gratuity benefit; provide for partial designations in 10 percent incre-

ments; and provide that elections made under section 1477 of title 10, United States Code, before the enactment of this provision, or before enactment of the amendments to that section by section 1316 of the U.S. Troop Readiness, Veterans' Care, Katrina Recovery, and Iraq Accountability Appropriations Act, 2007 (Public Law 110–28), would remain lawful and effectual.

The conferees believe that service members have the duty and should have the discretion to designate beneficiaries of their choosing for receipt of the death gratuity. The conferees view the SGLI and its statutory basis, as set forth in section 1970 of title 38, United States Code, as the appropriate model for the administration of the death gratuity benefit. The conferees expect the Department of Defense and the services to implement these changes swiftly and to use all appropriate measures to ensure that service members are informed about this important survivor benefit and receive the assistance necessary to make this important designation.

Clarification of application of retired pay multiplier percentage to members of the uniformed services with over 30 years of service (sec. 646)

The Senate amendment contained a provision (sec. 654) that would authorize, in the case of an individual who became a member of the armed services prior to September 8, 1980, and who was recalled to active duty for a period of more than 2 years, recomputation of that member's retired pay according to the provisions of section 1409 of title 10, United States Code. The provision would also amend section 6333 of title 10, United States Code, to conform that section to the provisions of section 1409 of title 10, United States Code.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Commencement of receipt of non-regular service retired pay by members of the Ready Reserve on active federal status or active duty for significant periods (sec. 647)

The Senate amendment contained a provision (sec. 655) that would reduce the age at which a member of the Ready Reserve could draw retired pay below the age of 60 by 3 months for every aggregate 90 days of active duty performed since September 11, 2001 under certain mobilization authorities. Under this provision, a member of the Ready Reserve could not reduce the age at which they draw retired pay below the age of 50.

The House bill contained no similar provision.

The House recedes with an amendment that would limit the applicability of the provision to service performed after the date of enactment of this Act.

Computation of years of service for purposes of retired pay for non-regular service (sec. 648)

The Senate amendment contained a provision (sec. 661) that would increase to 130 the annual number of inactive duty points that may be credited toward the computation of retired pay for non-regular service.

The House bill contained no similar provision.

The House recedes.

Subtitle E—Commissary and Nonappropriated Fund Instrumentality Benefits

Authority to continue commissary and exchange benefits for certain involuntarily separated members of the armed forces (sec. 651)

The House bill contained a provision (sec. 652) that would authorize members involuntarily separated from active duty or the Selected Reserve to continue to use commissary and exchange stores for 2 years after separation. This authority would expire on December 31, 2012.

The Senate amendment contained no similar provision.

The Senate recedes.

Authorization of installment deductions from pay of employees of nonappropriated fund instrumentalities to collect indebtedness to the United States (sec. 652)

The House bill contained a provision (sec. 653) that would clarify that executive branch instrumentalities have the same access to procedures for collection of debts from federal civilian employees as do judicial and legislative branch instrumentalities under section 5514 of title 5, United States Code.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would clarify that nonappropriated fund instrumentalities have access to the debt collection procedures of section 5514 of title 5, United States Code, and that employees of nonappropriated fund instrumentalities are subject to those provisions.

Subtitle F—Consolidation of Special Pay, Incentive Pay, and Bonus Authorities

Consolidation of special pay, incentive pay, and bonus authorities of the uniformed services (sec. 661)

The House bill contained a provision (sec. 661) that would reform and consolidate over 60 special pays and incentive pays into the following eight categories: (1) bonuses for enlisted members; (2) bonuses for officers; (3) bonuses and incentive pays for nuclear officers; (4) bonuses and incentive pays for aviation officers; (5) bonuses and incentive pays for officers in health professions; (6) hazardous duty pays; (7) assignment pays and special duty pays; and (8) skill incentive pays and proficiency bonuses. The provision would also retain separate authorities for 15-year career status bonuses, critical skill retention bonuses, and the continuation of combat zone-related pays and allowances for members hospitalized as a result of combat-related wounds, injuries, or illnesses.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would set expiration dates of December 31, 2009 for all the new categories of pays and would clarify the maximum amounts allowable for the various pays under the new authority.

Transitional provisions (sec. 662)

The House bill contained a provision (sec. 662) that would require the Secretary of Defense to develop, in coordination with the Secretary of Homeland Security, the Secretary of Health and Human Services, and the Secretary of Commerce, a plan to implement the consolidation of special pays, incentive pays, and bonus authorities and to submit the plan to the congressional defense committees within 1 year of the date of enactment of this Act. The provision would also provide for an orderly transfer to the new authorities that would be implemented on a pace set by the Secretary of Defense with full implementation required within 10 years after the date of enactment of this Act.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of Defense to submit to the congressional defense committees a notice of the implementation of any new authority at least 30 days before the new authority is first used.

Subtitle G—Other Matters

Referral bonus authorities (sec. 671)

The House bill contained a provision (sec. 605) that would authorize an Army referral bonus to be paid to a service member or civilian employee of the Department of the Army who refers an officer candidate who is later appointed as an officer in a health profession designated by the Secretary of the Army.

The Senate amendment contained similar provisions (secs. 622 and 623) that would authorize the service secretaries to approve a referral bonus for officer candidates in the health professions for all the military services, codify existing authority for the Army to pay a referral bonus to a service member or civilian employee who refers a person to the Army who enlists in a regular or reserve component, and extend the authority to pay this bonus through December 31, 2008.

The House recedes with an amendment that would give the Secretary of Defense discretionary authority to approve payment by the Army, Navy, or Air Force of a bonus to encourage Department of Defense personnel to refer persons for appointment as officers to serve in a health profession.

Expansion of education loan repayment program for members of the Selected Reserve (sec. 672)

The House bill contained a provision (sec. 671) that would include additional types of loans incurred for educational purposes by members of the Selected Reserve that would be eligible for repayment by the Department of Defense. The provision would also make both officer and enlisted personnel eligible for loan repayment under this program.

The Senate amendment contained a similar provision (sec. 672).

The Senate recedes.

Ensuring entry into United States after time abroad for permanent resident alien military spouses and children (sec. 673)

The House bill contained a provision (sec. 672) that would allow permanent resident alien spouses and children of service members stationed abroad under official orders to gain readmission to the United States without their time overseas being treated under the Immigration and Nationality Act as abandonment or relinquishment of lawful permanent resident status or as an absence for the purposes of establishing citizenship.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

Overseas naturalization for military spouses and children (sec. 674)

The House bill contained a provision (sec. 673) that would allow certain permanent-resident spouses and children of members of the armed forces who reside in foreign countries to be naturalized. Under the provision, upon compliance with other requirements of the Immigration and Nationality Act, the spouse or child's physical presence in a foreign country while accompanying the member would be treated as residence in the United States or any State for the purpose of satisfying the continuous presence requirements of the Act.

The Senate amendment contained a similar provision (sec. 682).

The Senate recedes with a technical amendment.

Modification of amount of back pay for members of Navy and Marine Corps selected for promotion while interned as prisoners of war during World War II to take into account changes in Consumer Price Index (sec. 675)

The Senate amendment contained a provision (sec. 686) that would amend section 667 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (Public Law 106–398) to modify the method by which the Secretary of the Navy calculates back pay owed to former service members who by reason of being interned as prisoners of war were unable to accept a promotion for which they had been selected. The provision would require the calculation to account for changes in the Consumer Price Index.

The House bill contained no similar amendment.

The House recedes.

LEGISLATIVE PROVISIONS NOT ADOPTED

Access to defense commissary and exchange system by surviving spouse and dependents of certain disabled veterans

The House bill contained a provision (sec. 651) that would require the Secretary of Defense to revise regulations to ensure access to the defense commissary and exchange system by the surviving spouse and dependents of a veteran who had a service-connected disability rated at 100 percent or total, although the disability rating was awarded posthumously.

The Senate amendment contained no similar provision.

The House recedes.

The conferees believe that the change in the regulations needed to appropriately recognize surviving spouses and dependents of veterans who are posthumously determined to have service-connected disabilities rated at 100 percent can be accomplished without legislation. Accordingly, the conferees direct the Secretary of Defense to revise the Department of Defense regulations to provide such family members access to the defense commissary and exchange system.

Annuities for guardians or caretakers of dependent children under Survivor Benefit Plan

The Senate amendment contained a provision (sec. 652) that would allow an unmarried service member with a dependent child or children to elect, at the time of retirement, a guardian or caretaker of that dependent child or children as the beneficiary of the service member's Survivor Benefit Plan annuity.

The House bill contained no similar provision.

The Senate recedes.

Disregarding periods of confinement of member in determining benefits for dependents who are victims of abuse by the member

The House bill contained a provision (sec. 641) that would amend section 1408 of title 10, United States Code, to require the secretary concerned to consider as credible service for purposes of determining retirement eligibility any periods of confinement served by a member before convening authority action on a record of trial regarding the member's conviction of an offense involving abuse of a spouse or dependent child

The Senate amendment contained no similar provision.

The House recedes.

Effective date of paid-up coverage under Survivor Benefit Plan

The Senate amendment contained a provision (sec. 659) that would amend section 1452(j) of title 10, United States Code, to change the effective date for paid-up coverage under the Survivor Benefit Plan from October 1, 2008 to October 1, 2007.

The House bill contained no similar provision.

The Senate recedes.

Guaranteed pay increase for members of the armed forces of one-half of one percentage point higher than Employment Cost Index

The House bill contained a provision (sec. 606) that would mandate that pay raises for all service members during fiscal years 2009 through 2012 be one-half of 1 percent higher than the annual rise in the Employment Cost Index.

The Senate amendment contained no similar provision.

The House recedes.

Payment of expenses of travel to the United States for obstetrical purposes of dependents located in very remote locations outside the United States

The Senate amendment contained a provision (sec. 641) that would authorize the Secretary of Defense to pay travel expenses for

purposes of childbirth to a location in the United States of a pregnant dependent of a service member assigned to a very remote location outside the United States.

The House bill contained no similar provision.

The Senate recedes.

The conferees direct the Secretary of Defense to conduct a review, in consultation with the Chairman of the Joint Chiefs and the combatant commanders, of the quality of life challenges confronted by military families at remote overseas locations. The review should include a review of current policies and procedures regarding the delivery of obstetrical care provided to medical beneficiaries. In particular, the Secretary should compare and contrast the current policy of transporting pregnant women to centrally located government medical facilities with a policy of providing women the opportunity to return to the United States to give birth. The Secretary should report the findings and recommendations to the Committees on Armed Services of the Senate and the House of Representatives not later than June 30, 2008.

Postal benefits program for members of the armed forces serving in Iraq or Afghanistan

The House bill contained a provision (sec. 674) that would require the Secretary of Defense, in consultation with the United States Postal Service, to provide a postal benefits program to service members serving in Iraq or Afghanistan, or who are hospitalized in a Department of Defense facility as a result of service in Iraq or Afghanistan.

The Senate amendment contained no similar provision.

The House recedes.

Transportation of additional motor vehicle of members on change of permanent station to or from nonforeign areas outside the continental United States

The House bill contained a provision (sec. 634) that would authorize service members with at least one dependent of driving age to ship two privately owned vehicles during permanent change of station moves to nonforeign duty locations outside the continental United States.

The Senate amendment contained no similar provision.

The House recedes.

TITLE VII—HEALTH CARE PROVISIONS

Subtitle A—Improvements to Military Health Benefits

One-year extension of prohibition on increases in certain health care costs for members of the uniformed services (sec. 701)

The House bill contained a provision (sec. 701) that would extend the prohibition established by the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364) on the Department of Defense from increasing the premium, deductible, and copayment for TRICARE Prime; the charge for inpatient care for TRICARE Standard; and the premium for TRICARE Reserve Select and TRICARE Standard for members of the Se-

lected Reserve during the period from October 1, 2007, to September 30, 2008.

The Senate amendment contained a similar provision (sec. 713).

The House recedes with a technical amendment.

The conferees believe that the Department of Defense and the Nation have an obligation to provide health care benefits to active duty, National Guard, reserve, and retired members of the uniformed services and their families, disabled eligibles, and survivors. Additionally, the Department has options to constrain the growth of health care spending in ways that do not disadvantage retired members of the uniformed services who have faithfully fulfilled the demands of 20 to 30 year careers.

The conferees urge the Department to continue to identify opportunities to improve the quality and effectiveness of the military health care system through improved performance and health care outcomes. The conferees believe that any increase in TRICARE program cost sharing should be made only after implementation of improvements in the health care program, after consideration of the comprehensive reports mandated by Congress in sections 711 and 713 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364), and following consultation with military beneficiary advocates.

Temporary prohibition on increase in copayments under retail pharmacy system of pharmacy benefits program (sec. 702)

The House bill contained a provision (sec. 702) that would limit the cost sharing requirements for drugs provided through the TRICARE retail pharmacy program to amounts not more than $3 for generic drugs, $9 for formulary drugs, and $22 for non-formulary drugs during fiscal year 2008.

The Senate amendment contained an identical provision (sec. 714). The conference agreement includes this provision.

Inclusion of TRICARE retail pharmacy program in federal procurement of pharmaceuticals (sec. 703)

The House bill contained a provision (sec. 703) that would authorize the Secretary of Defense to exclude from the pharmacy benefits program any pharmaceutical agent that is not priced consistent with the pricing set forth under section 8126 of title 38, United States Code.

The Senate amendment contained a provision (sec. 701) that would require that any prescription filled on or after October 1, 2007 through the TRICARE retail pharmacy network will be covered by the federal pricing limits applicable to covered drugs under section 8126 of title 38, United States Code.

The House recedes with an amendment that would change the implementation date from October 1, 2007 to the date of enactment of this Act.

Stipend for members of reserve components for health care for certain dependents (sec. 704)

The House bill contained a provision (sec. 708) that would authorize the Secretary of Defense to pay a stipend for continuing

health care coverage to reserve members called to active duty with a dependent possessing a special health care need that would best be met by remaining in the member's civilian health plan.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the program to be implemented pursuant to regulations issued by the Secretary.

The conferees intend that the stipend should be available to eligible dependents regardless of whether their civilian health plan is provided by private employers or the Federal Government.

Authority for expansion of persons eligible for continued health benefits coverage (sec. 705)

The Senate amendment contained a provision (sec. 706) that would authorize the Secretary of Defense to expand eligibility for continued health benefits coverage authorized in section 1078a of title 10, United States Code, for additional persons specified in regulations by the Secretary for not more than 36 months after such persons lose entitlement to Department of Defense health care benefits.

The House bill contained no similar provision.

The House recedes.

Continuation of eligibility for TRICARE Standard coverage for certain members of the Selected Reserve (sec. 706)

The Senate amendment contained a provision (sec. 707) that would allow federal employees already enrolled in TRICARE Reserve Select under an existing program to remain in TRICARE Reserve Select through the enrollment period for which they qualified under the program as in effect on October 16, 2006.

The House bill contained no similar provision.

The House recedes.

Extension of pilot program for health care delivery (sec. 707)

The House bill contained a provision (sec. 707) that would extend the pilot program established by the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375) to test initiatives that build cooperative health care arrangements and agreements between military installations and local, regional non-military health care systems.

The Senate amendment contained no similar provision.

The Senate recedes.

Two sites were selected to test the pilot program, the installations at Fort Drum, New York, and Yuma, Arizona. The Department of Defense provided the Committees on Armed Services of the Senate and the House of Representatives with an interim report on the status of these programs. The conferees are pleased that the results of the report are favorable and indicate that the collaborative relationships created through the pilots are benefitting both military and civilian health care beneficiaries and providers. The conferees expect the Department to share the lessons learned from these collaborative efforts with other installations and expand such programs where appropriate.

Inclusion of mental health care in definition of health care and report on mental health care services (sec. 708)

The Senate amendment contained a provision (sec. 708) that would clarify the Secretary of Defense's authority to determine the appropriate payment amounts for mental health services under the TRICARE program. This provision would also require the Secretary to report to the Committees on Armed Services of the Senate and the House of Representatives on the adequacy of access to mental health services under the TRICARE program.

The House bill contained no similar provision.

The House recedes with an amendment that would clarify that mental health care is in the definition of health care under section 1072 of title 10, United States Code.

The conferees intend that the Secretary will carefully examine the adequacy of mental health payments under contracts for care so as to ensure that TRICARE payment rates are not a barrier to access to mental health services for eligible Department of Defense beneficiaries.

Subtitle B—Studies and Reports

Surveys on continued viability of TRICARE Standard and TRICARE Extra (sec. 711)

The Senate amendment contained a provision (sec. 702) that would extend through 2011 the requirement for the Secretary of Defense to conduct surveys to determine health care and mental health care provider acceptance of the TRICARE Standard and TRICARE Extra benefit. The provision would require surveys of beneficiaries in addition to surveys of providers and would require the Secretary to establish benchmarks for primary and specialty care providers, to determine the adequacy of providers available. The provision would also require the Comptroller General of the United States to review the processes, procedures, and analyses used by the Department of Defense to determine the adequacy of the number of health care and mental health care providers available to beneficiaries, and to report on the results of this review to the Committees on Armed Services of the Senate and the House of Representatives on a biannual basis.

The House bill contained no similar provision.

The House recedes with an amendment that would delete the requirement for a supervising official to be designated to oversee the adequacy and accessibility of the TRICARE Standard and TRICARE Extra programs. The amendment would also require the Comptroller General to give a high priority to studying areas with high concentrations of members of the Selected Reserve.

The conferees note that TRICARE Regional Offices (TRO) are responsible for overseeing the adequacy and accessibility of health care and mental health care services to TRICARE beneficiaries in their areas. The conferees expect the TROs to perform these oversight duties, paying specific attention to the needs of beneficiaries in TRICARE Standard and TRICARE Reserve Select.

Report on training in preservation of remains under combat or combat-related conditions (sec. 712)

The House bill contained a provision (sec. 710) that would require the Secretary of Defense to submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the training in preservation of remains in combat or combat-related conditions required by section 567 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364).

The Senate amendment contained no similar provision.

The Senate recedes.

Report on patient satisfaction surveys (sec. 713)

The Senate amendment contained a provision (sec. 703) that would require the Secretary of Defense to submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the ongoing patient satisfaction surveys taking place in inpatient and outpatient settings at military treatment facilities.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Report on medical physical examinations of members of the armed forces before their deployment (sec. 714)

The Senate amendment contained a provision (sec. 712) that would require the Secretary of Defense to report to the Committees on Armed Services of the Senate and the House of Representatives by April 1, 2008, on: (1) the results of a study of the frequency of medical examinations conducted by the armed forces prior to deployment; (2) a comparison of policies among the military departments of such medical examinations; and (3) a business case analysis for a single pre-deployment physical and single system for tracking medical examinations.

The House bill contained no similar provision.

The House recedes with an amendment that would delete the requirement to report on the frequency of medical examinations. The amendment would require an assessment of current policies and the feasibility of implementing a single examination and tracking system.

Report and study on multiple vaccinations of members of the armed forces (sec. 715)

The House bill contained a provision (sec. 713) that would require the Secretary of Defense to report to the Committees on Armed Services of the Senate and the House of Representatives on the Department's policies for administering and evaluating multiple vaccinations of members of the armed forces in a 24-hour period, including an assessment of procedures to provide current information on such immunizations to State Adjutants General. The provision would also require the Secretary to study the safety and efficacy of administering multiple vaccinations within a 24-hour period.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would delete the requirement for the Secretary to conduct a safety and efficacy study.

Review of gender- and ethnic group-specific mental health services and treatment for members of the armed forces (sec. 716)

The Senate amendment contained a provision (sec. 1634) that would require the Secretary of Defense and the Secretary of Veterans Affairs to jointly conduct a comprehensive review of: (1) the need for mental health treatment and services for female members of the armed forces and veterans; and (2) the efficacy and adequacy of existing mental health treatment programs and services for female members of the armed forces and veterans.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary of Defense to conduct a comprehensive review of: (1) the need for gender- and ethnic group-specific mental health treatment and services for members of the armed forces; and (2) the efficacy and adequacy of existing gender- and ethnic group-specific mental health treatment programs and services for members of the armed forces.

Licensed mental health counselors and the TRICARE program (sec. 717)

The House bill contained a provision (sec. 706) that would amend section 1079 of title 10, United States Code, to authorize licensed or certified mental health counselors to be reimbursed for services provided to TRICARE beneficiaries without prior physician referral or supervision.

The Senate amendment contained a provision (sec. 704) that would require the Secretary of Defense to enter into a contract with the Institute of Medicine of the National Academy of Sciences or a similar organization to conduct an independent study of individuals practicing as licensed mental health counselors, social workers, and marriage and family therapists under the TRICARE program and make recommendations for permitting such professionals to practice independently under the TRICARE program.

The Senate recedes with an amendment that would require a study of the credentials, preparation, and training of individuals practicing as licensed mental health counselors and would require the Secretary of Defense to establish criteria that licensed or certified mental health counselors would have to meet in order to be able to independently provide care to TRICARE beneficiaries and receive payment under the TRICARE program for such services.

The conferees are aware that mental health counselors, in contrast to the licensing practices of other health care disciplines, have multiple routes to licensure. While the conferees encourage the profession to work toward a single certifying body or joint certification agreement, the conference outcome would allow the Department of Defense to create opportunities for the independent practice of licensed mental health professionals who meet criteria established by the Department in order to meet the immediate mental health needs of service members and their families.

Report on funding of the Department of Defense for health care (sec. 718)

The Senate amendment contained a provision (sec. 1008) that would require the President to submit a report to Congress in any year that the armed forces are involved in a major conflict if the budget for the Department of Defense for health care is less than the amount provided by Congress for the preceding fiscal year or if the allocation from the Defense Health Program to any military department is less than the allocation in the preceding fiscal year. The report would include the reason for the lesser amount or allocation and the anticipated effects of the reduction.

The House bill contained no similar provision.

The House recedes with an amendment that would terminate this provision on December 31, 2017 and would remove the condition that the armed forces be involved in a major conflict.

Subtitle C—Other Matters

Prohibition on conversion of military medical and dental positions to civilian medical and dental positions (sec. 721)

The House bill contained a provision (sec. 704) that would establish a permanent prohibition on the secretaries of the military departments from converting any military medical or dental position to a civilian medical or dental position on or after October 1, 2007. This provision would also require a report to the congressional defense committees on such conversions made during fiscal year 2007.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the prohibition to end on September 30, 2012. The amendment would also require that any military medical or dental position that has been converted to a civilian medical or dental position from October 1, 2004 through September 30, 2008 be restored to a military medical or dental position if the position is not filled by a civilian by September 30, 2008.

The conferees are concerned that the military departments have not fully addressed the certification requirements contained in section 724 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364), and thus lack assurance that planned conversions will not increase costs, decrease access to care, decrease quality of care, or negatively impact recruitment and retention of military personnel.

In addition, the conferees have learned that military to civilian conversions have had a negative impact on the ability of the military health system to provide health care to service members and their families, have compounded the impact of multiple deployments on military medical personnel, and could impact adequate staffing of wounded warrior transition units. The conferees are concerned that, despite these concerns, the military departments have continued to convert military medical positions to civilian medical positions. Therefore, the conferees prohibit the conversion of military medical positions to civilian positions until September 30, 2012.

Establishment of Joint Pathology Center (sec. 722)

The House bill contained a provision (sec. 709) that would require the Secretary of Defense to establish a Joint Pathology Center located on the National Naval Medical Center in Bethesda, Maryland. The center would function as the reference center in pathology for the Department of Defense and the Department of Veterans Affairs, providing services in: diagnostic pathology consultation in medicine, dentistry, and veterinary sciences; pathology education, to include graduate medical education, including residency and fellowship programs, and continuing medical education; and diagnostic pathology research.

The Senate amendment contained a similar provision (sec. 1095) that would allow the Secretary to establish a Joint Pathology Center, to the extent that establishing such a center is consistent with the recommendations of the 2005 Defense Base Closure and Realignment Commission.

The Senate recedes with an amendment that would require the President to establish a Joint Pathology Center.

The conferees believe that having a Joint Pathology Center performing second opinion consults is integral to pathology education and residency programs and that the Federal Government should continue to perform this essential mission.

The conferees find that the recommendations of the 2005 Defense Base Closure and Realignment Commission Final Report provide the flexibility to establish a Joint Pathology Center as a Department of Defense or federal entity. The President would be required to make a determination as to whether to establish the Joint Pathology Center inside the Department of Defense or in another agency such as the Department of Health and Human Services. The conferees expect the President to consider, in making his determination, whether establishing the center within the Department of Defense is consistent with the recommendations of the 2005 Defense Base Closure and Realignment Commission.

LEGISLATIVE PROVISIONS NOT ADOPTED

Establishment of nurse practitioner program

The House bill contained a provision (sec. 705) that would require the Secretary of Defense to establish a graduate education program for advanced-practice nursing at the Uniformed Services University of the Health Sciences.

The Senate amendment contained no similar provision.

The House recedes.

Sense of Congress on fees and adjustments under the TRICARE program

The Senate amendment contained a provision (sec. 715) that would state the sense of Congress on fees and adjustments under the TRICARE program.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that portions of this provision have been included elsewhere in this report.

Implementation of recommendations of Department of Defense Mental Health Task Force

The Senate amendment contained a provision (sec. 709) that would require the Secretary of Defense to implement the recommendations of the Department of Defense Task Force on Mental Health (Task Force) as soon as practicable, but not later than May 31, 2008.

The House bill contained no similar provision.

The Senate recedes.

The conferees understand that the Secretary of Defense intends to implement nearly all of the 95 recommendations of the Task Force for improvements in the psychological health of members of the armed forces and their families.

The conferees will closely monitor the Department's efforts to implement these recommendations, especially those focused on access to mental health services for deployed members and their families and on ensuring an adequate supply of highly qualified uniformed mental health care providers.

The conferees direct the Secretary of Defense to submit to the congressional defense committees not later than March 1, 2008, a report on the implementation of each recommendation. The report will include: (1) the expected date of implementation of each recommendation that will be fully implemented; (2) a description of and reason for any modification of a recommendation and the expected date of implementation of the modified recommendation; and (3) the reason for not implementing any recommendation that will not be implemented.

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

Short title (sec. 800)

The conferees agree to a provision that would provide that this title may be cited as the "Acquisition Improvement and Accountability Act of 2007".

Subtitle A—Acquisition Policy and Management

Internal controls for procurements on behalf of the Department of Defense by certain non-defense agencies (sec.801)

The House bill contained a provision (sec. 803) that would require the Under Secretary of Defense for Acquisition, Technology, and Logistics to issue guidelines on the use of interagency contracting by the Department of Defense.

The Senate amendment contained a provision (sec. 846) that would require inspector general reviews to determine whether procurements conducted by certain non-defense agencies on behalf of the Department have been conducted in compliance with defense procurement requirements.

The Senate recedes with an amendment that would combine the requirements of the two provisions.

Lead systems integrators (sec. 802)

The House bill contained a provision (sec. 806) that would prohibit the Department of Defense from awarding new contracts for lead systems integrator functions, effective October 1, 2011.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would prohibit the Department of Defense from awarding new contracts for lead systems integrator functions, effective October 1, 2010, to any entity that was not performing lead system integrator functions for the same system prior to the date of the enactment of this Act. The provision would also prohibit the award of any new contract for lead system integrator functions for a major system that has proceeded beyond low-rate initial production, effective upon the date of enactment of this Act, absent a written waiver by the Secretary of Defense that meets conditions specified in the provision.

Reinvestment in domestic sources of strategic materials (sec. 803)

The House bill contained a provision (sec. 808) that would require that all Department of Defense solicitations for major weapon systems include an evaluation criteria addressing the extent to which suppliers of strategic materials demonstrate a record of sustained reinvestment in domestic production of such materials.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Strategic Materials Protection Board established pursuant to section 187 of title 10, United States Code, to perform an assessment of the extent to which sources of strategic materials are reinvesting in domestic production of such materials.

Clarification of the protection of strategic materials critical to national security (sec. 804)

The House bill contained a provision (sec. 809) that would address the use of domestic non-availability determinations and commercial item exceptions with regard to the requirement to buy strategic materials from American sources pursuant to section 2533b of title 10, United States Code.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would revise section 2533b to address the availability and use of domestic non-availability determinations, commercial item exceptions, purchases of fasteners, purchases of high-performance magnets, purchases of electronic components, de minimis purchases, purchases of commercial derivative military articles, and national security waivers. The conferees intend the revised provision to ensure that defense contractors comply with requirements to purchase domestic specialty metals without impeding the ability of the Department of Defense to acquire weapon systems when and as needed.

The conferees agree that the term "electronic components", as used in this provision, does not include any assembly, such as a radar, that incorporates structural or mechanical parts. In addition, the conferees agree that the term "high performance magnet", as used in the provision, means permanent magnets containing 10 or more percent by weight of materials such as cobalt, samarium, or nickel. The conferees note that high performance magnets have

been fully or partially excluded from some of the exceptions added by this section. The conferees intend in doing so to ensure that the Department continues to procure such magnets from domestic sources whenever possible and consistent with this section.

Section 2533b, as amended, would authorize streamlined compliance for commercial derivative military articles, based on a contractor's certification that minimum threshold quantities are being purchased during the period of contract performance. The provision specifies that the speciality metal must be purchased for use during the period of contract performance in the production of the commercial derivative military article and the related commercial article. Domestically-melted specialty metal that is purchased for use in the production of commercial derivative military articles acquired under one contract may not be used as a basis for an exception to the requirements of this section for the acquisition of the same or other commercial derivative military articles under a different contract.

The conferees note that commercially available off-the-shelf fasteners would be exempt from the requirements of subsection (a) of section 2533b of title 10, United States Code, only to the limited extent provided in paragraph (h)(2)(D). However, nothing in this section precludes the use of other exceptions or waivers available to the Secretary with regard to such fasteners, to the extent that they are applicable.

The conferees direct the Secretary of Defense to ensure, in promulgating rules to implement the minimum threshold in subsection (j) of section 2533b, as amended, that such threshold applies to the specialty metals contained in an item delivered to the Department of Defense and may not be applied on a piecemeal basis to a subsystem or component of such item.

Finally, the conferees understand that the recently published rule regarding commercially available off-the-shelf items, and other recent domestic non-availability determinations that apply to multiple contracts and which were based on the availability of components, rather than speciality metals, will have to be reviewed and amended to comply with section 2533b of title 10, United States Code, as amended by this provision. The conferees encourage the Department to ensure that the exceptions provided by subsections (b) through (k) of the revised section 2533b are utilized through an open and transparent process, to the extent consistent with the protection of national security information and confidential business information.

Procurement of commercial services (sec. 805)

The House bill contained a provision (sec. 801) that would require the Administrator for Federal Procurement Policy to modify the Federal Acquisition Regulation to narrow the regulatory definition of commercial services.

The Senate amendment contained a provision (sec. 823) that would limit the use of time and materials contracts to purchase commercial services for or on behalf of the Department of Defense.

The Senate recedes with an amendment that would require the Secretary of Defense to modify the regulations of the Department of Defense to: (1) authorize the contracting officer in the procure-

ment of certain commercial services to require offerors to submit sufficient information to evaluate, through price analysis, the reasonableness of the proposed price; and (2) address the categories of services which may be purchased for or on behalf of the Department of Defense pursuant to commercial time and materials contracts.

Specification of amounts requested for procurement of contract services (sec. 806)

The Senate amendment contained a provision (sec. 843) that would require the Department of Defense (DOD) to clearly and separately identify in its budget justification materials the amounts requested in each budget account for the procurement of contract services.

The House bill contained no similar provision.

The House recedes with an amendment that would: (1) require that the materials submitted clearly identify amounts requested for each category of service for each DOD component, installation, or activity; and (2) provide that the provision takes effect for fiscal years after fiscal year 2009.

The conferees note that the military services currently identify certain categories of services—such as engineering and technical services and advisory and assistance services—in their budget justification documents. The conferees expect that these and other categories of services will be identified separately in the budget justification materials submitted in accordance with this provision. In addition, the conferees expect the budget justification materials to identify the total amount in each account for contract services for each DOD component, installation, or activity for which funding for such services is requested.

The conferees further note that section 2330a of title 10, United States Code requires the Secretary of Defense to establish a data collection system to provide management information on DOD purchases of contract services. The conferees encourage the Department to utilize the required data collection system and ensure that budget information is collected and reported in a manner that is consistent with the collection and reporting of information on expenditures.

Inventories and reviews of contracts for services (sec. 807)

The House bill contained a provision (sec. 326(b)) that would require the Secretary of Defense to establish an inventory of work performed by contractors.

The Senate amendment contained a provision (sec. 845) that would require the secretary of each military department and the head of each defense agency to maintain an inventory of activities performed pursuant to contracts for services based on cost or time of performance.

The House recedes with an amendment that would codify a requirement for the Secretary of Defense to maintain an annual inventory of activities performed pursuant to contracts for services for or on behalf of the Department of Defense. The provision would require the secretaries of the military departments and the heads

of defense agencies to conduct certain review and planning activities on the basis of the annual inventories.

Independent management reviews of contracts for services (sec. 808)

The Senate amendment contained a provision (sec. 847) that would require the Secretary of Defense to issue guidance to provide for independent management reviews of contracts for services.

The House bill contained no similar provision.

The House recedes with an amendment that would extend the amount of time for the Secretary to issue the required guidance and add additional matters to be addressed in the guidance. In addition to the matters required in the Senate provision, the independent management reviews would be required to specifically address issues raised by contracts under which an agency uses one contractor to perform program management and other acquisition services with regard to services performed by other contractors.

The conferees note the military services and defense agencies are beginning to rely on a single contractor to oversee program management of large services contracts, in a manner similar to that of the "lead systems integrator" concept on hardware programs.

For example, the conferees understand that the program structure for the Defense Logistics "tire privatization" program places extensive control for the management, supply, and distribution of military tires into the hands of a single contractor. Similarly, the Army's Warfighter Field Operations Customer Support (Warfighter FOCUS) consolidates several existing contracts for training aids, simulators, and ranges used by the active, reserve, and Guard components of the Army into a single contract for life cycle support to be managed by a single large prime contractor over a 10 year period.

The conferees are concerned that the trend toward large single contracts for the procurement of services may undermine competition and result in unequal access to information about future government needs. The conferees expect the Department of Defense to review these issues and take appropriate action to ensure that, to the extent that the Department continues to rely upon such contracts, they do not result in the exclusion or unequal treatment of competing contractors.

Implementation and enforcement of requirements applicable to undefinitized contractual actions (sec. 809)

The Senate amendment contained a provision (sec. 848) that would require the Secretary of Defense to issue guidance, with detailed implementation instructions, for the Department of Defense (DOD) to ensure the implementation and enforcement of requirements applicable to undefinitized contractual actions (UCAs).

The House bill contained no similar provision.

The House recedes with an amendment clarifying the issues to be addressed in the guidance.

The conferees note that the DOD already has requirements in place regarding the use of UCAs. However, the Government Accountability Office (GAO) reported in June 2007 that DOD has frequently failed to comply with these requirements.

For example, the Defense Federal Acquisition Regulation Supplement (DFARS) states that when the final price of a UCA is negotiated after a substantial portion of the required performance has been completed, the negotiated profit rate should reflect any reduced cost risk to the contractor for costs incurred during contract performance before negotiation of the final price. Section 215.404–71–3(d)(2) of the DFARS states: "When costs have been incurred prior to definitization, generally regard the contract type risk to be in the low end of the designated range. If a substantial portion of the costs have been incurred prior to definitization, the contracting officer may assign a value as low as 0 percent, regardless of contract type." However, GAO found no evidence that DOD contracting officers have been observing these requirements in the negotiation of contract fees. The conferees expect the guidance issued pursuant to this section to include procedures for ensuring compliance with these and other requirements regarding UCAs.

Clarification of limited acquisition authority for Special Operations Command (sec. 810)

The House bill contained a provision (sec. 817) that would clarify the authorities available to U.S. Special Operations Command (SOCOM) by codifying the position of acquisition executive and senior procurement executive, respectively, by amending section 167(e)(4) of title 10, United States Code.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that codifies the position of the SOCOM command acquisition executive, and deletes language stating that the acquisition executive shall have the same duties and authorities as the service acquisition executives. Furthermore, this provision states that the command acquisition executive is responsible for supervising all SOCOM acquisition matters regardless of whether or not such an activity is carried out by the command or by a military department (MILDEP) pursuant to a delegation of authority by the command. The provision further authorizes the command acquisition executive to negotiate acquisition-related memoranda of agreement with the MILDEPs, to ensure proper representation of the command in acquisition discussions, and to receive acquisition directives and instructions of the department.

Subtitle B—Provisions Relating to Major Defense Acquisition Programs

Requirements applicable to multiyear contracts for the procurement of major systems of the Department of Defense (sec. 811)

The Senate amendment contained a provision (sec. 801) that would define the term "substantial savings" for the purposes of authorizing multiyear contracts.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary of Defense to certify in writing by no later than March 1 of a year in which the Secretary requests legislative authority to enter into a multiyear contract for which such authority is required

that he has made certain determinations with regard to such contract.

The conferees agree that "substantial savings" under section 2306b(a)(1) of title 10, United States Code, means savings that exceed 10 percent of the total costs of carrying out the program through annual contracts, except that multiyear contracts for major systems providing savings estimated at less than 10 percent should only be considered if the Department presents an exceptionally strong case that the proposal meets the other requirements of section 2306b(a), as amended. The conferees agree with a Government Accountability Office finding that any major system that is at the end of its production line is unlikely to meet these standards and therefore would be a poor candidate for a multiyear procurement contract.

The conferees further agree that the Cost Analysis Improvement Group must be tasked and resourced to perform the cost estimates required by this section in a timely manner to ensure compliance with this section.

Changes to Milestone B certifications (sec. 812)

The Senate amendment contained a provision (sec. 802) that would: (1) require that the milestone decision authority (MDA) receive a business case analysis before making a Milestone B certification under section 2366a of title 10, United States Code; and (2) require the program manager for a major defense acquisition program (MDAP) to immediately notify the MDA of significant changes to the MDAP after a Milestone B certification is made.

The House bill contained no similar provision.

The House recedes with an amendment that would clarify the requirements for Milestone B certifications.

Comptroller General report on Department of Defense organization and structure for major defense acquisition programs (sec. 813)

The Senate amendment contained a provision (sec. 803) that would require the Comptroller General to report to the congressional defense committees on potential modifications to the Department of Defense organization and structure for major defense acquisition programs.

The House bill contained no similar provision.

The House recedes with an amendment striking two of the elements of the study and adding a new element: a review of whether, and how, the combatant commands should participate in long-term planning for future capabilities.

The conferees agree that the review of shorter, more frequent acquisition milestones should include appropriate consideration of: (1) separate milestones at the time of approval of a mission need statement, approval of a capability need definition, technology development and assessment, system development and demonstration, final design, production prototyping and testing, limited production, and full-rate production; and (2) a requirement that appropriate officials certify to the Milestone Decision Authority that exit criteria related to cost, schedule, technological maturity, and performance factors have been met prior to a program proceeding to the next milestone.

Clarification of submission of cost or pricing data on noncommercial modifications of commercial items (sec. 814)

The House bill contained a provision (sec. 812) that would clarify certain thresholds in the Truth in Negotiations Act (10 U.S.C. 2306a).

The Senate amendment contained a similar provision (sec. 822(c)).

The Senate recedes with a technical amendment.

Clarification of rules regarding the procurement of commercial items (sec. 815)

The House bill contained a provision (sec. 811) that would amend the Truth in Negotiations Act, section 2306a of title 10, United States Code, to require the submission of cost or pricing data for sole-source contracts for commercial items if needed to determine that a price is fair and reasonable.

The Senate amendment contained a provision (sec. 822) that would amend section 2379 of title 10, United States Code, to narrow the categories of subsystems, components, and spare parts of major weapon systems that may be purchased as commercial items.

The House recedes with an amendment that would authorize the contracting officer in the procurement of a major weapon system, or subsystems, components, or spare parts for a major weapon system to require offerors to submit sufficient information to evaluate, through price analysis, the reasonableness of the proposed price. The information required to be submitted may include information on prices paid for the same or similar items under comparable terms and conditions and, if the contracting officer determines that price information is not sufficient to determine the reasonableness of price, other relevant information regarding the basis of price or cost, including information on labor costs, material costs, and overhead rates.

The conferees expect that a contracting officer's written determination under this section will include an explanation of the basis for the contracting officer's determination that: (1) the item is a commercial item; and (2) the information provided by the contractor is sufficient to evaluate the reasonableness of price.

Review of systemic deficiencies on major defense acquisition programs (sec. 816)

The House bill contained a provision (sec. 847) that would require each component of the Department of Defense that has multiple programs experiencing excessive cost growth in any fiscal year to identify and report on systemic deficiencies in its acquisition policies and practices that may have contributed to such cost growth.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Under Secretary of Defense for Acquisition, Technology, and Logistics to conduct an annual review of systemic deficiencies in major defense acquisition programs that have led to critical cost threshold breaches or required recertification of programs by the Joint Requirements Oversight Council.

Investment strategy for major defense acquisition programs (sec. 817)

The Senate amendment contained a provision (sec. 804) that would require the Secretary of Defense to submit a report to the congressional defense committees on the strategies of the Department of Defense for balancing the allocation of funds and other resources among major defense acquisition programs. The report would also address the role of the Tri-Chair Committee of the Department of Defense in the resource allocation process for major defense acquisition programs.

The House bill contained no similar provision.

The House recedes with an amendment that would require that the report also address, to the maximum extent practicable, any changes to the budget, acquisition, and requirements processes of the Department of Defense that the Department has undertaken or plans to undertake as a result of changes in law made by provisions of this Act.

Report on implementation of recommendations on total ownership cost for major weapon systems (sec. 818)

The Senate amendment contained a provision (sec. 805) that would require the Secretary of Defense to report to the congressional defense committees on the implementation of recommendations by the Comptroller General regarding total ownership cost for major weapon systems.

The House bill contained no similar provision.

The House recedes.

Subtitle C—Amendments to General Contracting Authorities, Procedures, and Limitations

Plan for restricting government-unique contract clauses on commercial contracts (sec. 821)

The House bill contained a provision (sec. 813) that would require the Under Secretary of Defense for Acquisition, Technology, and Logistics to develop and implement a plan to minimize the number of government-unique contract clauses used in commercial contracts.

The Senate amendment contained no similar provision.

The Senate recedes.

Extension of authority for use of simplified acquisition procedures for certain commercial items (sec. 822)

The House bill contained a provision (sec. 814) that would extend the authority of the Department of Defense to use simplified acquisition procedures for the acquisition of certain commercial items.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require a report on the use of the authority.

Five-year extension of authority to carry out certain prototype projects (sec. 823)

The House bill contained a provision (sec. 816) that would extend for 5 years the authority of the Secretary of Defense to carry out certain prototype projects.

The Senate amendment contained an identical provision (sec. 825). The conference agreement includes this provision.

Exemption of Special Operations Command from certain requirements for certain contracts relating to vessels, aircraft, and combat vehicles (sec. 824)

The House bill contained a provision (sec. 818) that would exempt U.S. Special Operations Command from leasing limitations as required in section 2401 of title 10, United States Code.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would permit the Secretary of Defense to exempt U.S. Special Operations Command from leasing limitations regarding substantial termination liability, as required in section 2401 of title 10, United States Code, if he or she can certify that specified conditions have been met, and informs Congress in advance of the certification.

Provision of authority to maintain equipment to Unified Combatant Command for Joint Warfighting (sec. 825)

The House bill contained a provision (sec. 819) that would clarify the acquisition authority of the Unified Combatant Command for Joint Warfighting.

The Senate amendment contained a similar provision (sec. 874).

The Senate recedes with an amendment that would extend the authority for two years.

Market research (sec. 826)

The House bill contained a provision (sec. 820) that would require the Secretary of Defense to take certain steps to ensure that the Department of Defense and its prime contractors conduct appropriate market research before making purchases for or on behalf of the Department.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would provide additional flexibility to the Secretary in providing for market research.

The conference agreement directs the Secretary to work to develop market research tools to assist contracting officers and prime contractors in performing market research. In developing such tools, the conferees expect the Secretary to give appropriate consideration to the use of web-based tools such as search engines.

Modification of competition requirements for purchases from Federal Prison Industries (sec. 827)

The Senate amendment contained a provision (sec. 824) that would tighten requirements for competition in Department of Defense purchases from Federal Prison Industries.

The House bill contained no similar provision.

The House recedes.

Multiyear contract authority for electricity from renewable energy sources (sec. 828)

The Senate amendment contained a provision (sec. 826) that would authorize the Secretary of Defense to enter contracts for up to 10 years for the purchase of electricity from sources of renewable energy.

The House bill contained no similar provision.

The House recedes with an amendment clarifying that the authority provided in this provision does not preclude the use of any other multiyear contracting authority available to the Department of Defense for the purchase of electricity from renewable sources.

Procurement of fire resistant rayon fiber for the production of uniforms from foreign sources (sec. 829)

The Senate amendment contained a provision (sec. 827) that would authorize the continued procurement of fire resistant rayon fiber for the production of uniforms from foreign sources under certain conditions. The provision would expire 5 years after the date of the enactment of this Act.

The House bill contained no similar provision.

The House recedes.

Comptroller General review of noncompetitive awards of congressional and executive branch interest items (sec. 830)

The Senate amendment contained a provision (sec. 828) that would establish special competition rules for contracts awarded by the Department of Defense to implement new programs or projects pursuant to congressional initiatives.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Comptroller General of the United States to compare the procedures used by the Department of Defense for contracts to implement new programs or projects pursuant to congressional initiatives with the procedures used for contracts to implement new programs or projects of special interest to senior executive branch officials.

Subtitle D—Accountability in Contracting

Commission on Wartime Contracting in Iraq and Afghanistan (sec. 841)

The Senate amendment contained a provision (sec. 1539(a)) that would establish a Commission on Wartime Contracting to review federal contracting for the reconstruction of Iraq and Afghanistan, logistical support of coalition forces operating in Iraq and Afghanistan, and the performance of security and intelligence functions in Iraq and Afghanistan.

The House bill contained no similar provision.

The House recedes with an amendment deleting the review of contracting for intelligence functions from the Commission's responsibilities and making certain modifications to the structure of the Commission.

Investigation of waste, fraud, and abuse in wartime contracts and contracting processes in Iraq and Afghanistan (sec. 842)

The Senate amendment contained a provision (sec. 1539(b)) that would require the Special Inspector General for Iraq Reconstruction to conduct a series of audits of contracts for the logistical support of coalition forces in Iraq and Afghanistan and contracts for the performance of security and reconstruction functions in Iraq and Afghanistan.

The House bill contained no similar provision.

The House recedes with an amendment that would provide for the audits to be conducted by the inspectors general with jurisdiction over the relevant contracts. The audits would be conducted pursuant to audit plans developed by the Department of Defense Inspector General, the Special Inspector General for Iraq Reconstruction, and the Special Inspector General for Afghanistan Reconstruction, and would be coordinated through councils and working groups composed of the relevant inspectors general.

The conferees do not intend for the audits conducted pursuant to this section to duplicate audit work previously performed under other authority.

Enhanced competition requirements for task and delivery order contracts (sec. 843)

The House bill contained a provision (sec. 821) that would address the issue of competition in contracting on a government-wide basis.

The Senate amendment contained a provision (sec. 821) that would encourage the use of multiple-award task and delivery order contracts in lieu of single-award contracts, enhance requirements for the competition of task orders and delivery orders under multiple-award contracts, and authorize bid protests for task or delivery orders in excess of $5.0 million under such contracts.

The House bill contained no similar provision.

The House recedes with an amendment that would address the competition issues in the Senate provision on a government-wide basis. The provision would raise the threshold for bid protests to $10.0 million and sunset the authorization for bid protests after 3 years. The conferees expect that the sunset date will provide Congress with an opportunity to review the implementation of the provision and make any necessary adjustments.

Public disclosure of justification and approval documents for noncompetitive contracts (sec. 844)

The House bill contained a provision (sec. 823) that would require public disclosure of justification and approval documents for noncompetitive contracts.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the disclosure of such documents through appropriate websites, rather than through the Federal Procurement Data System.

Disclosure of government contractor audit findings (sec. 845)

The House bill contained a provision (sec. 824) that would require the head of each federal agency to submit quarterly reports

to Congress on completed audits of contractors performed by the agency or department.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the inclusion of significant findings in final, completed audits of contractors in the semiannual reports submitted to Congress by Inspectors General pursuant to section 5 of the Inspector General Act (Public Law 95–452, as amended). The provision would provide for the redaction from such reports of information that is exempt from public disclosure under the Freedom of Information Act (section 552(b) of title 5, United States Code).

Protection of contractor employees from reprisal for disclosure of certain information (sec. 846)

The Senate amendment contained a provision (sec. 861) that would provide enhanced protection for contractor employees who disclose evidence of waste, fraud, or abuse on Department of Defense contracts.

The House bill contained no similar provision.

The House recedes with an amendment that would: expand the categories of government officials to whom a protected communication may be made; expand the categories of waste, fraud, and abuse about which a protected communication may be made; and establish a de novo right of action in federal district court for contractor employees who have exhausted their administrative remedies under the provision.

Requirements for senior Department of Defense officials seeking employment with defense contractors (sec. 847)

The Senate amendment contained a provision (sec. 862) that would require contractors that receive defense contracts in excess of $10.0 million to report to the Department of Defense (DOD) on an annual basis on certain former senior DOD officials who receive compensation from the contractor.

The House bill contained no similar provision.

The House recedes with an amendment that would require certain former senior DOD officials to obtain written opinions from the appropriate DOD ethics officials before accepting compensation from DOD contractors.

The conferees encourage covered DOD officials to request the required written opinion from an ethics counselor regarding post-employment restrictions that may apply to the official prior to leaving the Department whenever possible.

Report on contractor ethics programs of major defense contractors (sec. 848)

The Senate amendment contained a provision (sec. 863) that would require the Comptroller General to report to the Committees on Armed Services of the Senate and the House of Representatives on the internal ethics programs of major defense contractors.

The House bill contained no similar provision.

The House recedes with a technical amendment.

In conducting the required review, the conferees direct the Comptroller General to report on the extent to which the internal

ethics programs of major defense contractors include: (1) disclosure of personal financial interests and outside employment by key personnel performing work for the government; (2) conflict mitigation measures for addressing any personal conflicts of interest of employees in connection with their work on Department of Defense contracts; and (3) procedures for reporting these personal conflicts of interest and any mitigation measures to the Department of Defense.

Contingency contracting training for personnel outside the acquisition workforce and evaluations of Army Commission recommendations (sec. 849)

The Senate amendment contained a provision (sec. 865) that would require the Secretary of Defense to provide for appropriate training of military personnel outside the acquisition workforce who are expected to have acquisition responsibilities during combat operations, post-conflict operations, and contingency operations.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary of Defense and the Secretary of the Army to review the recommendations of the Commission on Army Acquisition and Program Management in Expeditionary Operations and report to the congressional defense committees on steps that they have taken or plan to take to implement those recommendations. The conferees agree with the Commission's conclusion that acquisition failures in expeditionary operations urgently require a systemic fix of Army contracting and urge the Secretary of Defense and the Secretary of the Army to act on the Commission's recommendations as expeditiously as possible.

Subtitle E—Acquisition Workforce Provisions

Requirement for section on defense acquisition workforce in strategic human capital plan (sec. 851)

The House bill contained a provision (sec. 802(b)) that would require the Secretary of Defense to include a section on the acquisition workforce in annual updates of the strategic human capital plan required under section 1122 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163).

The Senate amendment contained a similar provision (sec. 844(h)).

The Senate recedes with an amendment clarifying the issues to be addressed in the plan.

Department of Defense acquisition workforce development fund (sec. 852)

The Senate amendment contained a provision (sec. 844) that would establish an acquisition workforce development fund to ensure that the Department of Defense (DOD) has the capacity, in both personnel and skills, needed to properly perform its mission, provide appropriate oversight of contractor performance, and provide the best value for the expenditure of public resources in DOD acquisitions. The fund would be financed through quarterly remittances by the military departments and defense agencies.

The House bill contained no similar provision.

The House recedes with an amendment that would authorize the Secretary of Defense to reduce the percentages on which remittances to the fund are based, if the Secretary determined that credits to the fund would otherwise exceed amounts reasonably needed for the development of the DOD acquisition workforce. The provision would establish minimum levels, below which the Secretary would not be permitted to reduce annual remittances to the fund.

The conferees note that the final report of the Commission on Army Acquisition and Program Management in Expeditionary Operations, released on October 31, 2007, found that the Army has failed to recognize the importance of the contracts requirement development process, failed to allocate resources needed for contract management, and failed to provide defined clear paths for contracting professionals. The report concluded that "contracting, from requirements definition to contract management, is not an Army Core Competence. The Army has excellent, dedicated people, but they are understaffed, overworked, under-trained, under-supported and, most important, under-valued."

Unfortunately, these shortcomings, which have increased the Army's vulnerability to fraud, waste, and abuse, are not limited to the Department of the Army. The Acquisition Advisory Panel chartered pursuant to section 1423 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136) reported that the failure of DOD and other federal agencies to adequately fund the acquisition workforce is "'penny wise and pound foolish,' as it seriously undermines the pursuit of good value for the expenditure of public resources." The fund established by this provision is intended to address this problem by making the investments needed to reinvigorate the DOD acquisition workforce.

Extension of authority to fill shortage category positions for certain federal acquisition positions (sec. 853)

The House bill contained a provision (sec. 815) that would amend section 1413 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136) to extend the authority of federal agencies to treat certain acquisition positions as shortage category positions.

The Senate amendment contained a provision (sec. 844(g)) that would have provided a similar extension, applicable only to the Department of Defense.

The Senate recedes.

Repeal of sunset of acquisition workforce training fund (sec. 854)

The House bill contained a provision (sec. 802(a)) that would repeal the sunset of the acquisition workforce training fund established pursuant to section 37(h) of the Office of Federal Procurement Policy Act (41 U.S.C. 433(h)).

The Senate amendment contained no similar provision.

The Senate recedes.

Federal acquisition workforce improvements (sec. 855)

The House bill contained a provision (sec. 825) that would require the Administrator for Federal Procurement Policy to conduct

a study of the composition, scope, and functions of the government-wide acquisition workforce and develop a comprehensive definition of, and method of measuring the size of, such workforce.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment directing the Administrator to: designate a member of the Senior Executive Service as Associate Administrator for Acquisition Workforce Programs; work with agency heads to establish acquisition training programs; develop performance standards for acquisition workforce training; ensure that agency heads collect and maintain standardized information on the acquisition workforce; work with agency heads to develop acquisition workforce human capital plans; and work with the Office of Personnel Management to encourage agencies to utilize existing personnel authorities to recruit and retain qualified acquisition personnel.

Subtitle F—Contracts in Iraq and Afghanistan

Memorandum of understanding on matters relating to contracting (sec. 861)

The House bill contained a provision (sec. 831) that would require the Secretary of Defense and other relevant agency heads to sign a memorandum of understanding (MOU) regarding matters relating to contracting in Iraq and Afghanistan and prohibit the award of any new contracts in Iraq and Afghanistan after January 1, 2008, until the MOU has been signed.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment eliminating the prohibition on the award of new contracts.

Contractors performing private security functions in areas of combat operations (sec. 862)

The Senate amendment contained a provision (sec. 871) that would: (1) require the Secretary of Defense to prescribe regulations on the selection, training, equipment, and conduct of personnel performing private security functions in an area of combat operations; and (2) ensure that contractors and subcontractors of all federal agencies are subject to such regulations and to directives issued by combatant commanders in accordance with such regulations.

The House bill contained no similar provision.

The House recedes with an amendment clarifying that the requirements of this provision do not apply to contracts entered into by the intelligence community in support of intelligence activities.

The conferees have agreed to provide the Secretary of Defense the authority to require contractors to comply with the regulations issued under this section in areas where there is the potential for combat operations. The conferees intend that the Secretary use this authority with discretion to designate areas with a high potential for combat operations with a commensurate likelihood that private security contractors in such areas would come into regular contact with members of the armed forces.

Comptroller General reviews and reports on contracting in Iraq and Afghanistan (sec. 863)

The House bill contained a provision (sec. 832) that would require the Comptroller General to report to review data on contracts in Iraq and Afghanistan and report to Congress every 6 months.

The Senate amendment contained a provision (sec. 878) that would require agency heads to report to Congress on similar issues.

The Senate recedes with an amendment that would require reports to Congress on an annual basis, instead of every 6 months.

Definitions and other general provisions (sec. 864)

The House bill contained a provision (sec. 833) that would define certain terms used in provisions on contracting in Iraq and Afghanistan.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would add definitions of the terms "covered contract" and "private security functions" and clarify that nothing in this subtitle shall be interpreted to require the handling of classified information or information relating to intelligence sources and methods in a manner inconsistent with the requirements of applicable provisions of law, regulation, executive order, or legislative branch rules.

Subtitle G—Defense Materiel Readiness Board

Establishment of Defense Materiel Readiness Board (sec. 871)

The House bill contained a provision (sec. 1702) that would require the Secretary of Defense to establish a Defense Readiness Production Board and define the membership and functions of the Board.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of Defense to establish a Defense Materiel Readiness Board. The Board would be required to provide independent assessments of materiel readiness, readiness shortfalls, and readiness plans to the Secretary of Defense and Congress.

Critical materiel readiness shortfalls (sec. 872)

The House bill contained a series of provisions (secs. 1705, 1706, and 1708) that would provide the Secretary of Defense with authorities to address critical materiel readiness shortfalls.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would consolidate the authorities provided to the Secretary into a single provision. The provision would authorize the Secretary to: designate certain requirements of the Department of Defense as critical materiel readiness shortfalls; ensure that relevant officials of the Department of Defense prioritize and address such shortfalls in requirements, budgets, and acquisition; authorize the transfer of up to $2.0 billion in authorizations in fiscal year 2008, subject to established procedures, to address such shortfalls; establish a Strategic Readiness Fund to address such shortfalls; and provide for the secretaries of the military departments to report whether multiyear contracts should be used to address critical materiel readiness

shortfalls. The conferees note that nothing in this provision modifies existing statutory requirements regarding the use of multiyear contracts.

Subtitle H—Other Matters

Clearinghouse for rapid identification and dissemination of commercial information technologies (sec. 881)

The House bill contained a provision (sec. 841) that would require the Assistant Secretary of Defense for Networks and Information Integration to establish a demonstration project to identify, assess, stimulate investment in, rapidly acquire, and coordinate the use of information technologies (with an emphasis on commercial off-the-shelf information technologies).

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Assistant Secretary to establish a clearinghouse to identify, assess, and disseminate knowledge about commercial information technologies (with an emphasis on commercial off-the-shelf information technologies, but also including government off-the-shelf information technologies).

Authority to license certain military designations and likenesses of weapons systems to toy and hobby manufacturers (sec. 882)

The House bill contained a provision (sec. 843) that would require the secretaries of the military departments to license trademarks, service marks, certification marks, and collective marks relating to military designations and likenesses of military weapons systems to toy or hobby manufacturers.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would clarify that the licenses apply to trademarks owned or controlled by the Department of Defense, and give the secretaries of the military departments discretion over granting such licenses.

Modifications to limitation on contracts to acquire military flight simulator (sec. 883)

The House bill contained a provision (sec. 844) that would modify the waiver standard in section 832 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364), which placed limitations on the use of service contracts to acquire military flight simulators.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would limit the applicability of section 832 to contracts that were entered into prior to October 17, 2006.

Requirements relating to waivers of certain domestic source limitations relating to specialty metals (sec. 884)

The House bill contained a provision (sec. 846) that would require that any domestic non-availability determination pursuant to section 2533b(b) of title 10, United States Code, that would apply to more than one prime contract of the Department of Defense be made on the basis of a formal rulemaking process.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require that the Secretary of Defense solicit information from interested parties, including producers of specialty metal mill products, to the maximum extent practicable and in a manner consistent with the protection of national security information and confidential business information before making a domestic non-availability determination that would apply to more than one prime contract. The provision would also require that the Secretary's determination and the rationale for the determination be made publicly available to the maximum extent practicable consistent with the protection of national security information and confidential business information.

Telephone services for military personnel serving in combat zones (sec. 885)

The House bill contained a provision (sec. 848) that would require the Secretary of Defense to: (1) use competitive procedures in entering new contracts to provide morale, welfare, and recreation telephone service for personnel serving in combat zones; and (2) ensure that such contracts provide individual users the flexibility of using phone cards from multiple phone service providers.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary to use competitive procedures when contracting for morale, welfare, and recreation telephone services and to review and determine whether it is in the best interest of the Department of Defense (DOD) to provide individual users the flexibility of using multiple phone service providers under such contracts.

The conferees expect the Secretary to take appropriate steps to ensure that the cost of phone cards, both to DOD and to DOD personnel, is as low as possible under both existing and future contracts. In general, contracts for morale, welfare, and recreation phone services should recognize the contractor's demonstrable and reasonable costs of access when providing individual users the flexibility of using phone cards from providers other than the contractor.

Enhanced authority to acquire products and services produced in Iraq and Afghanistan (sec. 886)

The Senate amendment contained a provision (sec. 872) that would authorize the Secretary of Defense to establish a preference for the acquisition of products and services in Iraq and Afghanistan for the purpose of providing a stable source of jobs and employment in Iraq and Afghanistan in cases where the preference will not have an adverse effect on U.S. military operations or the U.S. industrial base.

The House bill contained no similar provision.

The House recedes.

The conferees direct the Secretary of Defense to report to the congressional defense committees on the use of this authority six months after the date of the enactment of this Act and every six months thereafter until the end of fiscal year 2009. Each such report should address the dollar amounts and purposes of procure-

ments made under the authority of this section during the preceding six-month period.

Defense Science Board review of Department of Defense policies and procedures for the acquisition of information technology (sec. 887)

The Senate amendment contained a provision (sec. 873) that would require the Secretary of Defense to direct the Defense Science Board to carry out a review of Department of Defense policies and procedures for the acquisition of information technology.

The House bill contained no similar provision.

The House recedes.

Green procurement policy (sec. 888)

The Senate amendment contained a provision (sec. 876) that would require the Secretary of Defense to report to Congress on plans to increase the usage of environmentally friendly products at Department of Defense facilities.

The House bill contained no similar provision.

The House recedes with an amendment that would delete the findings included in the Senate provision and would require the report to cover consideration of the budgetary impact of implementation of the plan.

The conferees support the efforts of the Department of Defense to purchase environmentally friendly products and urge the Department to take additional steps to increase the usage of these products, and to document and track such usage.

Comptroller General review of use of authority under the Defense Production Act of 1950 (sec. 889)

The Senate amendment contained a provision (sec. 877) that would require the Comptroller General to review the application of the Defense Production Act of 1950 over the last 5 years.

The House bill contained no similar provision.

The House recedes with an amendment that would clarify the issues to be addressed in the review.

Prevention of export control violations (sec. 890)

The House bill contained a provision (sec. 810) that would provide for the debarment of any contractor or prospective contractor who has been convicted of a criminal violation of any provision of the Arms Export Control Act (section 2751 of title 22, United States Code, et seq.).

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of Defense to promulgate regulations requiring Department of Defense contractors to comply with applicable export control laws and regulations, develop a contract clause enforcing such requirement, and ensure that contractors are made aware of resources available to assist in compliance with such requirements.

Procurement goal for native Hawaiian-serving institutions and Alaska native-serving institutions (sec. 891)

The House bill contained a provision (sec. 807) that would clarify that the minority-serving institutions covered by the goal established in section 2323 of title 10, United States Code, includes native Hawaiian-serving institutions and Alaska native-serving institutions.

The Senate amendment contained no similar provision.

The Senate recedes.

Competition for procurement of small arms supplied to Iraq and Afghanistan (sec. 892)

The House bill contained a provision (sec. 834) that would require competition for the procurement of small arms supplied to Iraq and Afghanistan.

The Senate amendment contained an identical provision (sec. 1534). The conference agreement includes this provision.

LEGISLATIVE PROVISIONS NOT ADOPTED

Clarification of jurisdiction of the United States district courts to hear bid protest disputes involving maritime contracts

The House bill contained a provision (sec. 850) that would limit bid protests arising out of maritime contracts to the U.S. Court of Federal Claims.

The Senate amendment contained no similar provision.

The House recedes.

Defense Production Industry Advisory Council

The House bill contained a provision (sec. 1703) that would require the Secretary of Defense to establish a Defense Production Industry Advisory Council.

The Senate amendment contained no similar provision.

The House recedes.

Evaluation of cost of compliance with requirement to buy certain articles from American sources

The House bill contained a provision (sec. 845) that would require that costs related to compliance with requirements related to the purchase of specialty metals from non-domestic sources be excluded from consideration in the evaluation of offers for Department of Defense contracts.

The Senate amendment contained no similar provision.

The House recedes.

Jurisdiction under Contract Disputes Act of 1978 over claims, disputes, and appeals arising out of maritime contracts

The House bill contained a provision (sec. 849) that would extend the coverage of the Contract Disputes Act of 1978 (41 U.S.C. 601 et seq.) to maritime contracts.

The Senate amendment contained no similar provision.

The House recedes.

Management structure for the procurement of contract services

The Senate amendment contained a provision (sec. 842) that would authorize the military departments to establish Contract Support Acquisition Centers.

The House bill contained no similar provision.

The Senate recedes.

Maximizing fixed-price procurement contracts

The House bill contained a provision (sec. 822) that would require the head of each executive branch agency to develop and implement a plan to maximize the use of fixed-price type contracts for the procurement of goods and services.

The Senate amendment contained no similar provision.

The House recedes.

Prohibition on procurement from beneficiaries of foreign subsidies

The House bill contained a provision (sec. 804) that would prohibit the Secretary of Defense from entering into a contract with a foreign person who has received a subsidy from the government of a foreign country, if the United States has requested a consultation with that foreign country on the basis that the subsidy is prohibited under the Agreement on Subsidies and Countervailing Measures.

The Senate amendment contained no similar provision.

The House recedes.

Prohibition on procurement from companies in violation of the Iran and Syria Nonproliferation Act

The House bill contained a provision (sec. 805) that would prohibit the use of funds for the procurement of goods or services at a prime contract or subcontract level from any source that is owned or controlled by an entity that is subject to sanctions for violations of the Iran and Syria Nonproliferation Act (Public Law 106–178).

The Senate amendment contained no similar provision.

The House recedes.

Purpose

The House bill contained a provision (sec. 1701) that would establish the purpose of the Defense Readiness Production Board.

The Senate amendment contained no similar provision.

The House recedes.

Repeal of requirement for identification of essential military items and military system essential item breakout list

The Senate amendment contained a provision (sec. 875) that would repeal the requirement for the Secretary of Defense to submit an annual report to the congressional defense committees listing essential items, assemblies, and components of military systems.

The House bill contained no similar provision.

The Senate recedes.

Report on Department of Defense contracting with contractors or subcontractors employing members of the Selected Reserve

The Senate amendment contained a provision (sec. 864) that would require the Secretary of Defense to conduct a study on contracting with the Department of Defense by contractors and subcontractors who employ members of the Selected Reserve.

The House bill contained no similar provision.

The Senate recedes.

Report to Congress

The House bill contained a provision (sec. 826) that would require the Director of the Office of Government Ethics to submit a report to Congress that contains the Director's recommendations on requiring certain government contractor employees to comply with restrictions relating to personal financial interests such as those that apply to federal employees.

The Senate amendment contained no similar provision.

The House recedes.

Report to Congress required on delays in major phases of acquisition process for major automated information system programs

The House bill contained a provision (sec. 842) that would require the Secretary of Defense to report to Congress if there is a delay in meeting any deadline for a phase of the acquisition process in the case of a major automated information system program.

The Senate amendment contained no similar provision.

The House recedes.

Role of Chairman of Board in certain reporting processes

The House bill contained a provision (sec. 1704) that would establish the role of the Chairman of the Defense Readiness Production Board in certain Department of Defense processes.

The Senate amendment contained no similar provision.

The House recedes.

Special authority for use of working capital funds for critical readiness requirements

The House bill contained a provision (sec. 1707) that would provide special authority for the Secretary of Defense to transfer funds from one working capital fund to another for the purpose of addressing critical readiness programs.

The Senate amendment contained no similar provision.

The House recedes.

TITLE IX—DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT

ITEMS OF SPECIAL INTEREST

Operationally responsive space

The conferees continue to strongly support the concept of operationally responsive space (ORS) and note that the joint ORS program office was recently established with an Air Force director and

a deputy director that will rotate among the services or other federal agencies. There are many opportunities for work in the ORS office and the conferees believe that the Department of Defense (DOD) decision to categorize the potential work into three tiers is a good way to begin to establish priorities for the office. Tier 1 activities focus on utilizing existing assets in new ways; Tier 2 activities focus on payload and satellite bus work to support rapid replacement, reconstitution, and quick reaction capabilities that could be delivered in days to weeks. Tier 3 activities focus on the rapid development and deployment of capabilities that are capable of delivery within months to a year. Development of low-cost launch is embedded within these tiers.

The conferees urge the ORS office, working with the U.S. Strategic Command and the Joint Staff, to develop a balanced, integrated program that will include activities in all three tiers. The conferees are concerned that the balance at present may be too heavily focused in the direction of Tier 1. In the conference report accompanying the John Warner National Defense Authorization Act for Fiscal Year 2007 (Conf. Rpt. 109–702), the conferees directed the Secretary of Defense to establish the ORS office "to facilitate the development of low-cost, rapid reaction payloads, buses, space-lift, and launch control capabilities to fulfill joint military operational requirements for on-demand space support and reconstition." Keeping in mind this guidance, the ORS office should work to find the right niche for small, low-cost satellites and launch vehicles that will deliver the most capability for the warfighter and focus activities in a few high pay-off areas.

Space acquisition

The conferees continue to be concerned about the high costs, the requirements process, and the priorities that have been established in the space acquisition process. In many instances capability decisions are made too quickly and on the basis of a specific technology rather than as a result of evaluating a range of technologies that could be used to provide a desired capability. Programs have been terminated early to free up funding for the next-generation satellite systems, and new programs have been started with immature technologies and without clear and feasible requirements. Programs often have overly aggressive schedules, insufficient funding, and inadequate personnel resources. When one or more of these elements are combined the result has been a national security space program plagued with schedule delays, technical difficulties, and cost overruns, many of which are quite large.

While the conferees share the desire of the Department of Defense (DOD) and the military services to provide the best space capabilities to the warfighter as quickly as possible, in many instances haste, inadequate planning, and overly optimistic assumptions have in fact delayed programs, and have made space system architectures fragile and vulnerable to capability gaps. On the other hand, the conferees recognize the challenge of designing, developing, and launching satellites.

In response to these programs the DOD, the Air Force, the intelligence community, and the Navy have recently taken steps to provide sufficient funding, focus on the requirements process, and

development of a sequential approach to improving capability. This back-to-basics approach is off to a good start, but more remains to be done to improve the acquisition of space systems.

The conferees believe the military and intelligence communities need to work together to identify opportunities for more joint programs that support both communities. In addition to the black-white space integration, the conferees stress the need for evolutionary acquisition strategies that leverage mature technology. The conferees support and urge the space community to carefully phase new programs and to manage scarce resources, including funding, people, and production capabilities.

LEGISLATIVE PROVISIONS ADOPTED

Subtitle A—Department of Defense Management

Repeal of limitation on major Department of Defense headquarters activities personnel and related report (sec. 901)

The House bill contained a provision (sec. 901) that would authorize the Secretary of Defense to waive the limitation in section 130a of title 10, United States Code, on the number of major Department of Defense headquarters activities personnel.

The Senate amendment contained a provision (sec. 901) that would repeal the limitation in section 130a.

The House recedes with an amendment that would require the Secretary of Defense to include information on military and civilian personnel assigned to major Department of Defense headquarters activities in the materials submitted to Congress by the Secretary of Defense in support of the budget request for each fiscal year.

Flexibility to adjust the number of deputy chiefs and assistant chiefs (sec. 902)

The House bill contained a provision (sec. 902) that would amend sections 3035(b), 5036(a), and 5037(a) of title 10, United States Code, to provide the service secretaries with greater flexibility to determine the number of Deputy Chiefs of Staff and Assistant Chiefs of Staff or, in the case of the Navy, Deputy Chiefs of Naval Operations and Assistant Chiefs of Naval Operations, not to exceed eight total positions for each service.

The Senate amendment contained a similar provision (sec. 906) that would provide this flexibility to the Secretary of the Army.

The Senate recedes.

Change in eligibility requirements for appointment to Department of Defense leadership positions (sec. 903)

The House bill contained a provision (sec. 903) that would amend sections 113, 132, and 134 of title 10, United States Code, to reduce from 10 years to 5 years the period of time following active duty military service before a commissioned officer of a regular component can be appointed as Secretary of Defense, Deputy Secretary of Defense, or Under Secretary of Defense for Policy.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would reduce from 10 years to 7 years the period of time following active duty

military service before a commissioned officer of a regular component could be appointed as Secretary of Defense, Deputy Secretary of Defense, or Under Secretary of Defense for Policy.

Management of the Department of Defense (sec. 904)

The House bill contained a provision (sec. 906) that would require the Secretary of Defense to adopt a management structure for the Department of Defense (DOD) and to assign duties for significant management issues to a senior official of a rank not lower than Under Secretary of Defense.

The Senate amendment contained a provision (sec. 902) that would: (1) designate the Deputy Secretary of Defense as the Chief Management Officer (CMO) of the Department; (2) establish a new position of Under Secretary of Defense for Management (Deputy Chief Management Officer); (3) designate the under secretaries of the military departments as the CMOs of those departments; and (4) assign specific duties to the CMOs of DOD and the military departments.

The House recedes with an amendment that would: (1) designate the Deputy Secretary of Defense as CMO of the Department; (2) establish a new position of Deputy Chief Management Officer of the Department of Defense; and (3) require the Secretary of Defense and the secretaries of the military departments to assign duties and authorities relating to the management of the business operations for DOD and the military departments.

The conferees note that their intent in establishing a Deputy CMO for DOD is to ensure that a senior official of the Department has formal responsibility, on a full-time basis, for assisting the CMO in accomplishing his or her duties in the development, approval, integration and oversight of policies, procedures, processes, and systems for the management of the Department. In the view of the conferees, the implementation of these policies, procedures, processes, and systems should be left to other officials and components of the Department.

This section codifies the position of Deputy CMO in title 10, United States Code, at a level on the Executive Schedule equivalent with the Under Secretaries of Defense for Policy, Personnel and Readiness, Comptroller, and Intelligence. However, the conferees do not intend for the Deputy CMO to have a staff or office structure of a size equivalent to that of an Under Secretary. Rather, the Deputy CMO's primary role should be to assist the CMO in planning and oversight of activities carried out by other offices. The conferees believe strongly that the Deputy CMO's office should not be of a size that could distract from that role.

Revision in guidance relating to combatant command acquisition authority (sec. 905)

The House bill contained a provision (sec. 907) that would modify existing law to eliminate the requirement that the acquisition programs of U.S. Special Operations Command support the acquisition priorities of the respective services. The House provision would also revise the consultation requirement between defense agencies and military departments.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would strike the revision in the consultation requirement contained in section 907(b).

Department of Defense Board of Actuaries (sec. 906)

The House bill contained a provision (sec. 908) that would consolidate the Department of Defense Retirement Board of Actuaries and the Department of Defense Education Benefits Board of Actuaries into the Department of Defense Board of Actuaries.

The Senate amendment contained a similar provision (sec. 904).

The House recedes.

Modification of background requirement of individuals appointed as Under Secretary of Defense for Acquisition, Technology, and Logistics (sec. 907)

The Senate amendment contained a provision (sec. 903) that would delete the requirement that a nominee for the position of Under Secretary of Defense for Acquisition, Technology, and Logistics have extensive management background "in the private sector."

The House bill contained no similar provision.

The House recedes.

The conferees agree that management experience in the private sector can be an extremely valuable asset for an individual serving in the position of Under Secretary of Defense for Acquisition, Technology, and Logistics. However, the conferees conclude that other experience—including management experience in the public sector—may also be highly relevant to service in this position.

Assistant secretaries of the military departments for acquisition matters; principal military deputies (sec. 908)

The Senate amendment contained a provision (sec. 905) that would require the appointment of a three-star officer as the principal deputy to the service acquisition executive in each of the military departments. The provision would exclude the principal deputies from distribution limitations on flag and general officers.

The House bill contained no similar provision.

The House recedes with an amendment that would designate the three-star officers as principal military deputies, rather than principal deputies, to the service acquisition executives. The conferees recommend this change to preserve the option for the military departments to appoint principal civilian deputies to the service acquisition executives in addition to the principal military deputies.

The provision would not address the distribution limitations on flag and general officers. This issue is addressed by a provision elsewhere in the conference report that would amend section 525 of title 10, United States Code, to authorize an increase in the number of flag or general officers in each of the military services serving in a grade above rear admiral or major general.

Sense of Congress on term of office of the Director of Operational Test and Evaluation (sec. 909)

The Senate amendment contained a provision (sec. 907) that would express the sense of Congress that the term of office of the Director of Operational Test and Evaluation should be not less than five years.

The House bill contained no similar provision.

The House recedes.

Subtitle B—Space Activities

Space Protection Strategy (sec. 911)

The House bill contained a provision (sec. 911) that would set forth the policy of the United States with respect to the priority within the Nation's space programs on the protection of national security space systems. The provision would also require the Secretary of Defense to develop a Space Protection Strategy for four, 5-fiscal year periods beginning in fiscal year 2008, and continuing through fiscal year 2025. The first report on the strategy would be due March 15, 2008 with updated reports to be submitted biennially in every even-numbered year thereafter. The provision would also repeal section 911 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163).

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would set forth the sense of Congress that the United States should place greater priority on the protection of national security space systems, direct that the strategy be developed in conjunction with the Director of National Intelligence (DNI), and change the due date of the first report on the strategy to no later than 6 months after the date of enactment of this Act. The report would also be prepared in conjunction with the DNI. In addition, the amendment would clarify the elements to be included in the strategy. The report on the strategy would be submitted to the congressional defense committees and the Committees on Intelligence in the Senate and the House of Representatives.

The conferees remain concerned about the growing threat to and vulnerability of our Nation's space capabilities, highlighted by the January 11, 2007 Chinese anti-satellite test and other counterspace developments. Key protection and space situational awareness (SSA) capabilities could mitigate such vulnerabilities but continue to be underfunded. Moreover, no clear strategy exists to guide SSA investments.

Furthermore, the conferees believe that better coordination of protection and SSA technology investments must occur and that the Defense Advanced Research Projects Agency should be consulted in the development of the strategy, to assist in the development of suitable protection technologies.

The committees with jurisdiction over the subject matter requested will work with the respective executive branch organizations to determine the proper recipients of all information requested by Congress. This determination will be made in accordance with House and Senate rules and with respect to proper protections of sources and methods.

Biennial report on management of space cadre within the Department of Defense (sec. 912)

The House bill contained a provision (sec. 912) that would require the Secretary of Defense and each secretary of a military department to develop and use metrics to identify, track, and manage space cadre personnel within the Department of Defense (DOD) and to ensure that there are enough people with the necessary expertise, training, and experience to meet current and future national security space needs. The provision would also require a detailed report and assessment on the management of the space cadre and DOD efforts to ensure that the space cadre is appropriate to meet current and future national security space needs.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

The conferees note that many of the DOD and military service members of the space cadre serve, over the course of their careers, in a variety of space positions and in a variety of defense and intelligence agencies, such as the National Reconnaissance Office and other intelligence organizations with space-related responsibilities. The conferees believe that the report and assessment should also include the requirements of these entities and the ability of the space cadre to meet the current and future needs of these entities. Therefore, the conferees urge the Secretary to coordinate and consult with the Director of National Intelligence in the preparation of this report.

Additional report on oversight of acquisition for defense space programs (sec. 913)

The Senate amendment contained a provision (sec. 922) that would extend the due date for the report on the oversight of defense space acquisition programs required by section 911 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107–314).

The House bill contained no similar provision.

The House recedes.

Subtitle C—Chemical Demilitarization Program

Chemical demilitarization citizens advisory commissions (sec. 921)

The House bill contained a provision (sec. 921) that would modify the termination requirements for the chemical demilitarization citizens advisory commissions to permit the commissions to remain in existence, at the discretion of the Governor of the respective State, until either the closure of that State's chemical agent destruction facility, or upon the request of the Governor, whichever comes first.

The Senate amendment contained a similar provision (sec. 1431).

The Senate recedes.

Sense of Congress on completion of destruction of United States chemical weapons stockpile (sec. 922)

The House bill contained a provision (sec. 922) that would express the sense of Congress that the Department of Defense should

continue to plan for on-site disposal of chemical stockpiles located at Pueblo Chemical Depot, Colorado, and Blue Grass Army Depot, Kentucky, and that the Department should ensure extensive consultation and notification processes between representatives of the Department and representatives of relevant States and local communities.

The Senate amendment contained a provision (sec. 1433) that would express the sense of Congress that the United States must remain committed to making every effort to safely destroy its chemical weapons stockpile by the Chemical Weapons Convention deadline of April 2012, or as soon thereafter as possible, and that the Secretary of Defense should make every effort to plan for and request adequate funding to complete such destruction in accordance with U.S. obligations under the Chemical Weapons Convention. The provision would also require biannual reports describing the status of chemical weapons destruction; the options and funding required for accelerating such destruction; and the actions being taken to accelerate such destruction.

The Senate amendment also contained a provision (sec. 2406) that would, among other things, require the completion of the destruction of the U.S. chemical weapons stockpile by no later than December 31, 2017, and would require biannual reports on progress to implement this destruction deadline.

The House recedes with an amendment that would add several findings and would add two elements to the required reports: a description of the options and funding required to complete chemical stockpile destruction by December 2017; and a life cycle cost estimate for each facility included in the descriptions of accelerated funding options.

Repeal of certain qualifications requirement for director of chemical demilitarization management organization (sec. 923)

The Senate amendment contained a provision (sec. 1432) that would repeal the requirement that the Army's Director of the Chemical Materials Agency must be trained in chemical warfare defense operations.

The House bill contained no similar provision.

The House recedes.

Modification of termination of assistance to State and local governments after completion of the destruction of the United States chemical weapons stockpile (sec. 924)

The Senate amendment contained a provision (sec. 1434) that would permit the Chemical Stockpile Emergency Preparedness Program to provide assistance to State and local governments until existing grants or cooperative agreements are completed, but not beyond 6 months after the date of completion of the destruction of lethal chemical agents and munitions at each chemical demilitarization installation or facility.

The House bill contained no similar provision.

The House recedes.

Subtitle D—Intelligence-Related Matters

Technical amendments to title 10, United States Code, arising from enactment of the Intelligence Reform and Terrorism Prevention Act of 2004 (sec. 931)

The House bill contained a provision (sec. 932) that would make technical corrections to title 10, United States Code, to reflect enactment of the Intelligence Reform and Terrorism Prevention Act of 2004.

The Senate amendment contained a similar provision (sec. 1068).

The Senate recedes.

Subtitle E—Roles and Missions Analysis

Requirement for quadrennial roles and missions review (sec. 941)

The House bill contained provisions (secs. 941–943) that would require the Secretary of Defense to conduct a quadrennial roles and missions review, to identify core competencies of the military departments and other entities within the Department of Defense, and to review the capabilities that such departments and entities are performing or developing.

The Senate amendment contained no similar provisions.

The Senate recedes with an amendment that would consolidate these provisions into a single section. This provision would require the Secretary to conduct a quadrennial roles and missions review after receiving an independent military assessment of roles and missions from the Chairman of the Joint Chiefs of Staff.

Joint Requirements Oversight Council additional duties relating to core mission areas (sec. 942)

The House bill contained a provision (sec. 944) that would amend section 181 of title 10, United States Code, to revise the mission of the Joint Requirements Oversight Council (JROC) and address the participation of senior civilian leaders of the Department of Defense in JROC proceedings.

The Senate amendment contained a provision (sec. 841) that would address the issue of participation by senior civilian leaders in JROC proceedings.

The Senate recedes with an amendment that would combine the requirements of the two provisions.

Requirement for certification of major systems prior to technology development (sec. 943)

The House bill contained a provision (sec. 945) that would require the Joint Requirements Oversight Council (JROC) to make certain certifications before the start of technology development for a major system.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment requiring that the Milestone Decision Authority for a major defense acquisition program (MDAP) make the required certifications, after consultation with the JROC, before the program may receive Milestone A approval. The provision would also direct the Secretary of Defense to

ensure that the Department of Defense does not commence a technology development program for a major weapon system without Milestone A approval.

Presentation of future-years mission budget by core mission area (sec. 944)

The House bill contained a provision (sec. 946) that would amend section 222 of title 10, United States Code, to require that the future-years mission budget of the Department of Defense be organized by core mission area.

The Senate amendment contained no similar provision.

The Senate recedes.

Subtitle F—Other Matters

Department of Defense consideration of effect of climate change on department facilities, capabilities, and missions (sec. 951)

The House bill contained a provision (sec. 951) that would require that the first national security strategy, national defense strategy, and quadrennial defense review prepared after the date of the enactment of this Act include consideration of the effect of climate change on Department of Defense facilities, capabilities, and missions.

The Senate amendment contained a similar provision (sec. 931).

The Senate recedes with an amendment that would clarify the conferees' expectation that this aspect of the national security strategy and the national defense strategy, like other aspects of those strategies, will be implemented in a manner that is consistent with the national security interests of the United States.

Interagency policy coordination (sec. 952)

The House bill contained a provision (sec. 952) that would require the Secretary of Defense to develop and submit, not later than 180 days after the date of enactment of this Act, a plan to Congress to improve and reform the interagency coordination process on national security issues.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would clarify that the plan required would be to improve the Department of Defense's participation and contribution to the interagency coordination process on national security issues.

The conferees urge the President to require other relevant agencies and departments to establish similar plans to improve the overall interagency process for national security, and to ensure that the Department of Defense, simply by virtue of having a plan, does not become the de facto dominant organization in the interagency coordination process.

Expansion of employment creditable under service agreements under National Security Education Program (sec. 953)

The House bill contained a provision (sec. 953) that would modify the David L. Boren National Security Education Act of 1991 (50 U.S.C. 1902) to allow a recipient of support under that Act to

repay that service by working in an educational area related to the discipline for which the support was provided. Such educational service would only be permitted if the Secretary of Defense were to determine that no position is available in departments, agencies, or offices covered by Act.

The Senate amendment contained no similar provision.

The Senate recedes.

Board of Regents for the Uniformed Services University of the Health Sciences (sec. 954)

The Senate amendment contained a provision (sec. 932) that would amend chapter 104 of title 10, United States Code, to authorize the Secretary of Defense to appoint the members of the Board of Regents for the Uniformed Services University of the Health Sciences (USUHS) without a requirement for the advice and consent of the Senate, and would redesignate the Dean of USUHS as the President of USUHS.

The House bill contained no similar provision.

The House recedes with a clarifying amendment that would require the Board to meet at least once a quarter.

The conferees believe that this provision should not alter the well-established role of the Board of Regents under its charter to assist the Secretary of Defense in an advisory capacity in carrying out the Secretary's responsibility to conduct the business of USUHS and to provide advice and recommendations to the Secretary of Defense on academic and administrative matters critical to the full accreditation and successful operation of the USUHS. The conferees value the contributions and voluntary service of the members of the Board and believe that the Board can best perform its functions in coordination with the President of USUHS and the Assistant Secretary of Defense for Health Affairs.

Establishment of Department of Defense School of Nursing (sec. 955)

The Senate amendment contained a provision (sec. 556) that would authorize the Secretary of Defense to create several programs to address a national shortage of nursing instructors at accredited nursing schools and aid in the recruiting and retention of military nurses. The programs could include: (1) authorizing active duty military nurse officers with a graduate degree in nursing or a related field to serve as full-time faculty at an accredited civilian school of nursing in exchange for a commitment to additional service in the armed forces; (2) authorizing active duty military nurse officers with a graduate degree in nursing or a related field to serve as full-time faculty at an accredited civilian school of nursing in exchange for scholarships provided by the nursing school to military nurse officer candidates; (3) providing scholarships to retirement-eligible active duty military nurse corps officers who agree to serve not less than 2 years as a full-time faculty member of an accredited civilian school of nursing; (4) providing career placement assistance, continuing education, and stipends to retirement-eligible active duty military nurse corps officers with a doctoral or master degree in nursing or a related field who agree, in return, to serve as a full-time faculty member of an accredited school of nurs-

ing; and (5) supplemental salary payments to a retired military nurse corps officer serving as a full-time faculty member of a civilian accredited school of nursing to compensate for any difference between base pay to which the retired officer was entitled immediately before retirement and the sum of the officer's retired pay and the salary received from the nursing school.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary to develop a detailed plan to establish a Department of Defense School of Nursing within the Uniformed Services University of Health Sciences (USUHS). The amendment would also authorize the Secretary to establish a school of nursing within USUHS that could lead to the award of a bachelor of science or graduate degree in nursing. The conferees note the shortage of nurses in the military, and encourage the Department to establish a Department of Defense school of nursing as soon as practicable.

The conferees direct the Secretary to conduct a study to determine whether a program to provide incentives to retired military nurse corps officers to serve as faculty at civilian nursing schools, sometimes referred to as "Retired Troops to Nurse Teachers," could help to alleviate the current and projected nursing shortage in the military services. The conferees believe that an essential part of any such program should ensure that the Department would receive a tangible benefit in exchange for partially funding the program. The study should include the following elements: (1) the number of retired military nurse corps officers who have at least 20 years of active federal commissioned service who would be eligible to participate in such a program; (2) whether colleges or universities at which retired military nurse instructors would serve would award and fund at least two full scholarships per academic year to military nurse corps candidates in return for a commitment to serve in the armed forces as a military nurse corps officer; (3) for each nursing student awarded such a scholarship that fails to access into the armed forces as a military nurse, the recourse that would be available to the Department; (4) whether the retired military nurse corps officer instructor should be paid by the college or university at a comparable rate, as determined by the Secretary, to other faculty at the school based upon their skills, experience, and certification(s); (5) when the sum of the comparable salary offered to the retired military nurse corps officer instructor and the instructor's retired pay is less than the amount that the member's base pay (based on grade and time in service) would be if the member was still on active duty, should the Secretary reimburse the retired military nurse corps officer for any difference; and (6) any other relevant factors, as determined by the Secretary. The Secretary should submit a report on the findings and recommendations of this study to the Committees on Armed Services of the Senate and the House of Representatives by March 1, 2008.

Inclusion of commanders of Western Hemisphere combatant commands in Board of Visitors of Western Hemisphere Institute for Security Cooperation (sec. 956)

The Senate amendment contained a provision (sec. 935) that would authorize all combatant commanders, or their directed des-

ignees, who have responsibility in the Western Hemisphere to be members of the Western Hemisphere Institute for Security Cooperation Board of Visitors.

The House bill contained no similar provision.

The House recedes.

Comptroller General assessment of reorganization of the office of the Under Secretary of Defense for Policy (sec. 957)

The Senate amendment contained a provision (sec. 936) that would require the Comptroller General to submit to the congressional defense committees, not later than March 1, 2008, a report assessing the most recent reorganization of the office of the Under Secretary of Defense for Policy (USDP).

The House bill contained no similar provision.

The House recedes with a clarifying amendment that, among other things, would require the report to be submitted by June 1, 2008.

The conferees note the concerns expressed in the report accompanying the Senate amendment (S. Rpt. 110–77). While the conferees understand that the office of the USDP plans on evaluating the reorganization in terms of stakeholder input, internal assessment, and performance metrics in February 2008, they also note that they have been made aware of other concerns, which that review may not address, including: (1) the possible absence of a dissent channel within the Department of Defense (DOD) and, in particular, the USDP's office that personnel may use to present alternative views, analyses, and policy recommendations at variance with those in place or being submitted to senior leadership for consideration; (2) the impact of the process, as conducted in November 2006 and implemented in early 2007, whereby career civil servants "bid" on positions within the USDP's office on overall levels of personnel morale, expertise, and effectiveness. Of specific concern are those positions that deal with policy towards Iraq, Afghanistan, Pakistan, and other regional and functional areas critical to national security; and (3) the fact that foreign affairs specialists (i.e., GS–130 series) from those field agencies and offices associated with the office of the USDP—i.e., the Defense Security Cooperation Agency, the Defense Technology Security Administration, and the Defense Prisoner of War/Missing Personnel Office—were not included in the personnel assignment bidding system, even though they are eligible to apply for vacancies in the office of the USDP. The conferees recommend that the Comptroller General also assess the impact of these issues on the overall effectiveness and efficiency of the office of the USDP.

Reports on foreign language proficiency (sec. 958)

The House bill contained a provision (sec. 931) that would require the Secretary of Defense and the secretaries of the military departments to submit annual reports on the foreign language proficiencies of the military departments and the Department of Defense.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment that, among other things, terminates the reporting requirement on December 31, 2013.

LEGISLATIVE PROVISIONS NOT ADOPTED

Future capability planning by Joint Requirements Oversight Council

The House bill contained a provision (sec. 947) that would require that each operational and contingency plan of the Department of Defense include an extended planning annex assessing capabilities required to perform the planned missions.

The Senate amendment contained no similar provision.

The House recedes.

The issue of whether, and how, the combatant commands should participate in long-term planning for future capabilities is addressed in a separate provision.

Redesignation of the Department of the Navy as the Department of the Navy and Marine Corps

The House bill contained a provision (sec. 905) that would redesignate the Department of the Navy as the Department of the Navy and Marine Corps and the position of the Secretary of the Navy as the Secretary of the Navy and Marine Corps.

The Senate amendment contained no similar provision.

The House recedes.

Revisions in functions and activities of special operations

The House bill contained a provision (sec. 904) that would amend section 167(a) of title 10, United States Code, to modify the authorities governing U.S. Special Operations Command (SOCOM) to accurately reflect current mission requirements.

The Senate amendment contained no similar provision.

The House recedes.

The conferees will work with the Department of Defense and SOCOM to ensure that title 10 continues to accurately reflect the missions of SOCOM and the activities of special operations forces. In addition, the conferees remain concerned about the evolving requirements associated with the concepts of irregular and unconventional warfare, especially as they pertain to the Department's personnel management programs. The conferees support the concerns raised in House Report 110–146 calling for a full spectrum analysis on irregular warfare. The conferees direct the Secretary of Defense to initiate the requirements of this study and deliver the results to the congressional defense committees by June 1, 2008.

Space posture review

The Senate amendment contained a provision (sec. 921) that would direct the Secretary of Defense and the Director of National Intelligence to conduct a comprehensive review of the space posture of the United States.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that the space posture review previously required was submitted.

United States Military Cancer Institute

The Senate amendment contained a provision (sec. 933) that would require the Secretary of Defense to establish a United States Military Cancer Institute in the Uniformed Services University of the Health Sciences.

The House bill contained no similar provision.

The Senate recedes.

Western Hemisphere Center for Excellence in Human Rights

The Senate amendment contained a provision (sec. 934) that would authorize the Secretary of Defense to establish a Western Hemisphere Human Rights Center to continue and expand the work that began under U.S. Southern Command's Human Rights Initiative.

The House bill contained no similar provision.

The Senate recedes.

The conferees support the U.S. Southern Command's activities on behalf of human rights in the Western Hemisphere. However, rather than authorize the creation of a new institution, the conferees prefer that the Southern Command work out an arrangement, with the Center for Hemispheric Defense Studies, which would provide for gifts and donations to be directed from the regional center to the human rights activities of Southern Command through the gift and donation authority that Congress has already provided to the regional centers.

TITLE X—GENERAL PROVISIONS

ITEMS OF SPECIAL INTEREST

Ship disposal

The Senate report (S. Rept. 110–77) accompanying the National Defense Authorization Act for Fiscal Year 2008 (S. 1547) contained direction for the Navy to maintain decommissioned LHA–1 class amphibious assault ships in a reduced operating status until such time that the active fleet could deliver 2.0 Marine Expeditionary Brigade forcible entry lift capability in response to a national emergency. Total forcible lift entry capability was to be assessed under the assumption that no less than 10 percent of the force will be unavailable due to extended duration maintenance availabilities.

The conferees agree with the intent of this provision. The conferees understand that the Navy's preferred method of meeting this intent would be to retain decommissioned LHA–1 class amphibious assault ships in a mobilization category B status.

The conferees agree to direct the Navy to: (1) maintain these ships in mobilization category B status until such time that the active fleet could deliver 2.0 Marine Expeditionary Brigade forcible entry lift capability in response to a national emergency; and (2) assess total forcible lift entry capability under the assumption that

no less than 10 percent of the force will be unavailable due to extended duration maintenance availabilities.

Table of congressionally directed spending and related items

In accordance with the requirements of Rule XLIV of the Standing Rules of the Senate and Rules XXI and XXIII of the Rules of the House of Representatives, this joint statement of managers includes a table listing congressionally-directed spending items, congressional earmarks, limited tax benefits, or limited tariff benefits requested by Senators and Members, regardless whether the expenditure is directed to a particular entity or targeted to a specific State, locality, or congressional district. By including this table in the statement of managers, the conferees do not take the position that all of the items meet the definitions of an earmark or a congressionally-directed spending item in the Rules of the Senate or the House of Representatives.

The conferees direct the Department of Defense to use all applicable competitive, merit-based procedures in the awarding of any new contract, grant, or other agreement which is entered into with funds that are authorized to be appropriated by this conference report and statement of managers. No provision in the conference report or statement of managers shall be construed to direct funds to any particular location or entity unless the provision expressly so provides.

Subtitle A—Financial Matters

General transfer authority (sec. 1001)

The House bill contained a provision (sec. 1001) that would provide for the transfer of up to $4.5 billion of funds authorized in Division A of this Act to unforeseen higher priority needs in accordance with normal reprogramming procedures.

The Senate amendment contained a similar provision (sec. 1001) that would provide for the transfer of up to $5.0 billion in authorizations and would exempt transfers of funds between military personnel authorizations from the dollar limitation in this provision.

The House recedes.

United States contribution to NATO common-funded budgets in fiscal year 2008 (sec. 1002)

The House bill contained a provision (sec. 1002) that would authorize the U.S. contribution to North Atlantic Treaty Organization (NATO) common-funded budgets for fiscal year 2008, including the use of unexpended balances.

The Senate amendment contained an identical provision (sec. 1004).

The conference agreement includes this provision.

The conferees note that this provision is necessary because the resolution of ratification for the Protocol to the North Atlantic Treaty of 1949 on the Accession of Poland, Hungary, and the Czech Republic contained a provision (section 3(2)(c)(ii)) requiring a specific authorization for U.S. payments to the common-funded budg-

ets of NATO for each fiscal year, beginning in fiscal year 1999, that payments exceed the fiscal year 1998 total.

Authorization of additional emergency supplemental appropriations for fiscal year 2007 (sec. 1003)

The Senate amendment contained a provision (sec. 1002) that would authorize the additional supplemental appropriations for operations in Iraq and Afghanistan, and for other purposes, for fiscal year 2007 that were enacted in Public Law 110–28.

The House bill contained no similar provision.

The House recedes.

Modification of fiscal year 2007 general transfer authority (sec. 1004)

The Senate amendment contained a provision (sec. 1003) that would modify the transfer authority provided in section 1001 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364) by exempting the transfer of funds previously approved by the committees in two reprogramming actions from the dollar limitation in that provision.

The House bill contained no similar provision.

The House recedes.

Financial management transformation initiative for the Defense Agencies (sec. 1005)

The Senate amendment contained a provision (sec. 1005) that would require the Director of the Business Transformation Agency of the Department of Defense to carry out an initiative for financial management transformation in the Defense Agencies.

The House bill contained no similar provision.

The House recedes with an amendment that would: (1) require the Director to consult with the Comptroller of the Department of Defense to ensure that the initiative is carried out in a manner that is consistent with the financial standards and requirements of the Department of Defense; and (2) provide greater specificity on the requirements for the plan on development and implementation of the initiative.

Repeal of requirement for two-year budget cycle for the Department of Defense (sec. 1006)

The Senate amendment contained a provision (sec. 1006) that would repeal the requirement enacted in the National Defense Authorization Act for Fiscal Year 1986 (Public Law 99–145) for the Department of Defense to submit a biennial budget as part of the President's budget request for even-numbered fiscal years.

The House bill contained no similar provision.

The House recedes.

Subtitle B—Policy Relating to Vessels and Shipyards

Limitation on leasing of vessels (sec. 1011)

The House bill contained a provision (sec. 1011) that would prohibit the secretary of a military department from entering into a contract for lease or charter of a vessel for a term of more than

24 months. This would include all options to renew or extend the contract, if the hull or superstructure of that vessel was constructed in a foreign shipyard.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the secretary of a military department to notify the congressional defense committees 30 days prior to making a contract for lease of a vessel, or for the provision of a service through use by a contractor of a vessel, if the term of the lease is for a period of greater than 2 years. The secretary's notification is to include a description of the terms of the lease, a justification for leasing rather than purchasing a vessel for such service, a determination that the lease contract provides the most cost-effective means for obtaining such service, and a plan for meeting the requirements provided by the leased vessel upon completion of the term of the lease.

Policy relating to major combatant vessels of the strike forces of the United States Navy (sec. 1012)

The House bill contained a provision (sec. 1012) that would require that all new ship classes of submarines, aircraft carriers and cruisers and large escorts for carrier strike groups, expeditionary strike groups, and vessels comprising a sea base have integrated nuclear power systems. The provision would allow a single exception to the requirement: if the Secretary of Defense were to submit, with the budget request for such a vessel, a notification that the inclusion of an integrated nuclear power system is not in the national interest.

The Senate amendment contained no similar provision.

The Senate recedes.

The Navy's next opportunity to apply this guidance will be the next generation cruiser, or "CG(X)". Under the current future-years defense program (FYDP), the Navy plans to award the construction contract for CG(X) in fiscal year 2011. Under this provision, the next cruiser would be identified as "CGN(X)" to designate the ship as nuclear powered. Under the Navy's normal shipbuilding schedule for the two programs that already have nuclear power systems (aircraft carriers and submarines), the Navy seeks authorization and appropriations for long lead time nuclear components for ships 2 years prior to full authorization and appropriation for construction.

The conferees recognize that the milestone decision for the Navy's CG(X) is only months away. After that milestone decision, the Navy and its contractors will begin a significant design effort, and, in that process, will be making significant tradeoff decisions and discarding major options (such as propulsion alternatives). This is the normal process for the Navy and the Department of Defense (DOD) to make choices that will lead to producing a contract design that will be the basis for awarding the construction contract for the lead ship in 2011.

In order for the Navy to live by the spirit of this guidance, the conferees agree that:

(1) the Navy would be required to proceed through the contract design phase of the program with a comprehensive effort to design a CGN(X) independent of the outcome of decisions that the Navy

or the DOD will make at the next milestone decision point regarding any preferred propulsion system for the next generation cruiser;

(2) if the Navy intends to maintain the schedule in the current FYDP and award a vessel in fiscal year 2011, the Navy would need to request advance procurement for nuclear components in the fiscal year 2009 budget request; and

(3) the Navy must consider options for:

(a) maintaining the segment of the industrial base that currently produces the conventionally powered destroyer and amphibious forces of the Navy;

(b) certifying yards which comprise that segment of the industrial base to build nuclear-powered vessels; or

(c) seeking other alternatives for building non-nuclear ships in the future if the Navy is only building nuclear-powered surface combatant ships for some period of time as it builds CGN(X) vessels; and

(d) identifying sources of funds to pay for the additional near-term costs of the integrated nuclear power system, either from offsets within the Navy's budget, from elsewhere within the Department's resources, or from gaining additional funds for DOD overall.

The conferees recognize that these considerations will require significant additional near-term investment by the Navy. Some in the Navy have asserted that, despite such added investment, the Navy would not be ready to award a shipbuilding contract for a CGN(X) in fiscal year 2011 as in the current FYDP.

Section 128 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364) required that the Navy include nuclear power in its Analysis of Alternatives (AOA) for the CG(X) propulsion system. The conferees are aware that the CG(X) AOA is nearing completion, in which case the Navy should have some indications of what it will require to design and construct a CGN(X) class.

Accordingly, the conferees direct the Secretary of the Navy to submit a report to the congressional defense committees with the budget request for fiscal year 2009 providing the following information:

(1) the set of next generation cruiser characteristics, such as displacement and manning, which would be affected by the requirement for including an integrated nuclear power system;

(2) the Navy's estimate for additional costs to develop, design, and construct a CGN(X) to fill the requirement for the next generation cruiser, and the optimal phasing of those costs in order to deliver CGN(X) most affordably;

(3) the Navy's assessment of any effects on the delivery schedule for the first ship of the next generation cruiser class that would be associated with shifting the design to incorporate an integrated nuclear propulsion system, options for reducing or eliminating those schedule effects, and alternatives for meeting next generation cruiser requirements during any intervening period if the cruiser's full operational capability were delayed;

(4) the Navy's estimate for the cost associated with certifying those shipyards that currently produce conventionally

powered surface combatants, to be capable of constructing and integrating a nuclear-powered combatant;

(5) any other potential effects on the Navy's 30-year shipbuilding plan as a result of implementing these factors;

(6) such other considerations that would need to be addressed in parallel with design and construction of a CGN(X) class, including any unique test and training facilities, facilities and infrastructure requirements for potential CGN(X) homeports, and environmental assessments that may require long-term coordination and planning; and

(7) an assessment of the highest risk areas associated with meeting this requirement, and the Navy's alternatives for mitigating such risk.

Subtitle C—Counter-Drug Activities

Extension of authority for joint task forces to provide support to law enforcement agencies conducting counter-terrorism activities (sec. 1021)

The House bill contained a provision (sec. 1021) that would amend section 1022(b) of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136) to extend the authority for joint task forces to provide support to law enforcement agencies conducting counterterrorism activities through fiscal year 2008.

The Senate amendment contained no similar provision.

The Senate recedes.

The conferees support the use of counternarcotics funds to concurrently conduct counterterrorist and counternarcotics activities, but urge the Department of Defense to be mindful of the original intent of the Counternarcotics Central Transfer Account, and to ensure that adequate resources continue to be available for counternarcotics activities where there is no nexis with counterterrorism. The conferees will closely scrutinize the use of this authority over the next fiscal year to determine whether it should be extended in future years.

Expansion of authority to provide additional support for counterdrug activities in certain foreign countries (sec. 1022)

The House bill contained a provision (sec. 1022) that would expand additional counterdrug support to the Government of Mexico and the Government of the Dominican Republic.

The Senate amendment contained a similar provision.

The Senate recedes with a technical amendment.

Report on counternarcotics assistance for the Government of Haiti (sec. 1023)

The Senate amendment contained a provision (sec. 1012) that would require the President to submit to Congress a report on counternarcotics assistance to the Government of Haiti.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Subtitle D—Miscellaneous Authorities and Limitations

Provision of Air Force support and services to foreign military and state aircraft (sec. 1031)

The Senate amendment contained a provision (sec. 1028) that would provide permanent authority for the Secretary of the Air Force to furnish supplies and services to foreign military and other state aircraft.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Department of Defense participation in Strategic Airlift Capability Partnership (sec. 1032)

The Senate amendment contained a provision (sec. 1029) that would permit the Secretary of Defense to enter into a multilateral memorandum of understanding authorizing the Strategic Airlift Capability Partnership for the purpose of acquiring, operating, and supporting strategic airlift aircraft. The provision would also provide the Secretary of Defense the authority to transfer one strategic airlift aircraft to the Strategic Airlift Capability Partnership.

The House bill contained no similar provision.

The House recedes with a technical amendment.

The conferees provide this authority with the expectation that in allocating use of this shared strategic airlift capability, the Partnership will give priority to airlift support for North Atlantic Treaty Organization (NATO) missions.

The conferees are concerned that they do not have sufficient visibility into the Department of Defense's plans for seeking these kinds of authorities in the future. If the Department is considering other similar multilateral arrangements for the acquisition or operation of aircraft under mutually beneficial relationships with foreign partners, the Department should consider, in consultation with Congress, whether it would be appropriate to develop an overarching legal structure for multilateral procurement and operations and how best to ensure appropriate transparency and congressional oversight.

Improved authority to provide rewards for assistance in combating terrorism (sec. 1033)

The House bill contained a provision (sec. 1043) that would amend section 127b of title 10, United States Code, to increase the size of payments allowed under the Department of Defense's combating terrorism rewards program and provide new authority for U.S. Government personnel to provide rewards through government personnel of coalition or partnered nations.

The Senate amendment contained a similar provision (sec. 1021).

The Senate recedes with an amendment that would: (1) permit the expansion of the authority to cover information provided to allied forces; and, (2) grant the authority for 2 years.

Support for non-federal development and testing of material for chemical agent defense (sec. 1034)

The House bill contained a provision (sec. 1045) that would authorize the Secretary of Defense, in coordination with the heads of other elements of the Federal Government, to provide small quantities of toxic chemicals or their precursors to a State or local government, or a private entity incorporated in the United States, for development or testing of material designed to be used for defensive purposes. The provision would require that any such transfer must be consistent with the provisions of the Chemical Weapons Convention, and subject to any terms and conditions required by the Secretary.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary to provide Congress with an annual report describing each use of the authority, including a description of what material was made available and to whom it was made available.

Prohibition on sale of F–14 fighter aircraft and related parts (sec. 1035)

The House bill contained a provision (sec. 1049) that would prohibit the Department of Defense from selling F–14 parts to any entity other than a museum or similar organization in the United States acquiring the parts to preserve aircraft for historical purposes. The provision would also prohibit the granting of an export license for any F–14 part.

The Senate amendment contained a similar provision (sec. 1031).

The House recedes with an amendment that would clarify that this provision applies to F–14 aircraft, parts unique to the F–14 aircraft, and tooling or dies used in the manufacture of F–14s or F–14-unique parts.

The conferees encourage the Department of Defense to consider destroying F–14s, F–14-unique parts, and the tooling and dies used in the manufacture of F–14s, except as noted in the legislative provision. Any contract for destruction should require the reduction of these items into scrap pieces, thereby rendering the parts and materials useless for the originally intended purpose and incapable of being duplicated, copied, or reverse engineered. If the Department chooses to destroy these items, the Department could then sell the resultant scrap as appropriate.

Subtitle E—Reports

Extension and modification of report relating to hardened and deeply buried targets (sec. 1041)

The House bill contained a provision (sec. 1031) that would extend the reporting requirement on weapons for hardened and deeply buried targets until 2013, change the nature of the report from an annual report to a biennial report, and modify the scope of the report to cover capabilities to defeat hardened and deeply buried targets rather than just weapons. In addition, the provision would direct that each report cover activities for 4 fiscal years rather than 1 fiscal year.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would retain the requirement to focus on weapons in the report.

Report on joint modeling and simulation activities (sec. 1042)

The House bill contained a provision (sec. 1033) that would require a report on a national joint modeling and simulation (M&S) development strategy.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would modify the reporting requirements and submission date. The conferees agree to require a report that would include a description of ongoing and planned joint M&S activities and a description of how they support defense missions, strategies, and goals; a description of the M&S capabilities of defense organizations and how they will be modernized or divested over time as appropriate; a description of how non-defense organizations can utilize joint M&S capabilities; budget and resource estimates for the M&S capabilities; and a description of coordination activities between the Department of Defense's M&S activities and other federal, non-federal, and private sector M&S activities.

Further, the conferees note the promise of M&S to enhance urban operations capabilities. The conferees believe that it is important for the Department to study and understand the effect of warfare and natural disasters on urban environments and to develop M&S capabilities to support consequence management missions in complex urban environments.

Renewal of submittal of plans for prompt global strike capability (sec. 1043)

The Senate amendment contained a provision (sec. 1041) that would amend section 1032(b) of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136) to extend the due dates for the annual report on prompt global strike capability through 2009.

The House bill contained no similar provision.

The House recedes.

The conferees note that the report required by section 1032 is a broad report covering both global and long-range strike plans as well as prompt global strike.

Report on workforce required to support the nuclear missions of the Navy and the Department of Energy (sec. 1044)

The Senate amendment contained a provision (sec. 1045) that would require the Secretary of Defense and the Secretary of Energy to each submit to Congress a report on the requirements for a workforce to support the nuclear missions of the Navy and the Department of Energy for a 10-year period beginning on the date of the report. The report would be due 1 year from the date of enactment of this Act.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Comptroller General report on Defense Finance and Accounting Service response to Butterbaugh v. Department of Justice (sec. 1045)

The Senate amendment contained a provision (sec. 1046) that would require the Comptroller General of the United States to submit a report to the congressional defense committees assessing the response of the Defense Finance and Accounting Service to the 2003 decision in the case of *Butterbaugh v. Department of Justice*, 336 F.3d 1332 (Fed. Cir. 2003).

The House bill contained no similar amendment.

The House recedes.

Study on size and mix of airlift force (sec. 1046)

The Senate amendment contained a provision (sec. 1049) that would require the Secretary of Defense to conduct a study on the size and mix of various assets for the Air Force intertheater airlift force, with a particular focus on current and planned capabilities and costs of the C–5 aircraft and the C–17 aircraft fleets.

The House bill contained no similar provision.

The House recedes with an amendment that would broaden the review to cover a review of alternatives on the size and mix of intertheater and intratheater airlift assets to meet the national military strategy. The provision would require that the study also evaluate the contribution of both organic and commercial assets, the latter coming primarily from the Civil Reserve Airlift Fleet.

Within the analysis of the optimal mix of the C–5 and C–17 aircraft for the strategic airlift, the conferees expect that the report will:

(1) Provide a thorough review of an internal Air Force briefing that posited a retirement of 30 C–5A aircraft, and a purchase of 30 more C–17 aircraft, sometimes called the "30/30 Plan."

(2) Include a full range of options for making C–5 upgrades and buying additional C–17 aircraft to include doing both (upgrading all C–5s and purchasing more C–17s) and doing neither (upgrading none of the C–5s and buying no more C–17s).

Report on feasibility of establishing a domestic military aviation national training center (sec. 1047)

The Senate amendment contained a provision (sec. 1096) that would require the Secretary of Defense to submit to the congressional defense committees a report to determine the feasibility of establishing a Border State Aviation Training Center to support the current and future requirements of the existing RC–26 training site for counterdrug activities located at the Fixed Wing Army National Guard Aviation Training Site.

The House bill contained no similar provision.

The House recedes with a clarifying amendment that would require the Secretary of Defense to assess the training requirements associated with a multitude of Guard and reserve missions.

Limited field user evaluations for combat helmet pad suspension systems (sec. 1048)

The House bill contained a provision (sec. 234) that would require the Secretary of Defense to carry out a test and evaluation

of combat helmet pad suspension systems that meet current military specifications by a certified and qualified independent laboratory as well as an operational user assessment of the qualified pad suspension systems that would consider key parameters of form, fit, function, cost, schedule, performance, and vendor production capacity.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would authorize the use of funds from the Operation and Maintenance, Army appropriation and would change the required test to a limited field user evaluation that compares form, fit, and function among the several pad suspension systems that are already qualified as part of combat helmet procurement for the military services.

The conferees note that the Army and Marine Corps have recently increased the technical performance standards of the combat helmet system to improve protection against blunt trauma and non-ballistic impacts in order to further reduce risk of traumatic brain injury. Pad suspension systems are a critical feature of the combat helmet related to this protection. The conferees also note anecdotal evidence that pad suspension systems vary with respect to comfort and function while worn that could influence service members' wearing habits. A limited field user evaluation would provide the Army and Marine Corps with valuable feedback on the different pad systems' relative advantages and disadvantages beyond their technical performance specifications and capability.

Study on national security interagency system (sec. 1049)

The House bill contained a provision (sec. 954) that would authorize the Secretary of Defense to enter into an agreement with an independent, nonpartisan, nonprofit organization to conduct a study on the national security interagency system.

The Senate amendment contained a similar provision (sec. 1043) that would require the Secretary to enter into an agreement for such a study.

The House recedes with an amendment that would require the Secretary of Defense to enter into an agreement for the study within 30 days of enactment of this Act, eliminate the requirement that the organization conducting the study secure matching funds from private sources, and set a reporting deadline of September 1, 2008.

The conferees believe that the interagency coordination and integration of the United States Government for the training for, planning of, support for, and execution of overseas post-conflict contingency relief and reconstruction operations requires reform and that recent operations, most notably in Iraq, lacked the necessary consistent and effective interagency coordination and integration in planning and execution. As a result, the conferees note that the study conducted under the authority of this section should include, but not be limited to, the following elements: a synthesis of past studies evaluating the successes and failures of previous interagency efforts at training for, planning, and executing post-conflict contingency relief and reconstruction operations, including relief and reconstruction operations in Iraq; an analysis of the division of authorities, duties, responsibilities, functions, and resources among executive branch agencies for such operations and rec-

ommendations for administrative and regulatory changes to enhance integration to include planning capabilities, personnel policies and systems, information-sharing policies and systems, and acquisition authorities; recommendations for legislation that would improve interagency cooperation and integration and the efficiency of the United States Government in the planning and execution of such operations; and recommendations for improvements in congressional, executive, and other oversight structures and procedures that would enhance accountability within such operations.

Report on solid rocket motor industrial base (sec. 1050)

The Senate amendment contained a provision (sec. 1086) that would direct the Secretary of Defense to submit a report to the congressional defense committees on the status, viability, and capacity of the solid rocket motor industrial base. The provision would also direct the Comptroller General of the United States to assess the report and set forth the Comptroller General's assessment of the matters contained in the report.

The House bill contained no similar provision.

The House recedes with an amendment that would delete the requirement for the Comptroller General to assess the matters in the report submitted by the Secretary of Defense and make clarifications in elements of the reporting requirement.

The conferees believe that the congressional defense committees should first receive and review the report submitted by the Secretary of Defense and make a determination at that time if there is a need for the Comptroller to review the report.

Reports on establishment of a memorial for members of the armed forces who died in the air crash in Bakers Creek, Australia, and establishment of other memorials in Arlington National Cemetery (sec. 1051)

The House bill included a provision (sec. 1055) that would express the sense of Congress that an appropriate site in Arlington National Cemetery (ANC) should be provided for a memorial marker to honor the memory of the 40 members of the armed forces of the United States who lost their lives in the air crash at Bakers Creek, Australia, on June 14, 1943.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of the Army, not later than April 1, 2008, to submit a report on locations outside of ANC that would serve as a suitable site for the establishment of a memorial to these service members. The amendment would also require the Secretary of the Army to provide a report and, if needed, proposed legislation by April 1, 2008, that would implement the Secretary's recommendations regarding the construction of new memorials or monuments at ANC.

Subtitle F—Other Matters

Reimbursement for National Guard support provided to federal agencies (sec. 1061)

The House bill contained a provision (sec. 1042) that would amend chapter 1 of title 32, United States Code, to authorize the

Governor of a State to employ units or members of the National Guard of that State to provide defense support of civil authorities when requested by a federal department or agency and authorized by the Secretary of Defense, and would require the Department of Defense to be reimbursed for costs incurred unless waived by the Secretary of Defense.

The Senate amendment contained a provision (sec. 352) that would amend section 377 of title 10, United States Code, to require federal agencies that receive law enforcement support or support to a national special security event provided by National Guard personnel under section 502(f) of title 32, United States Code, to reimburse the Department of Defense for the costs of that support.

The House recedes with a clarifying amendment that would authorize the Secretary of Defense to waive the requirement for reimbursement if the support is provided in the normal course of military training or operations or results in a benefit substantially equivalent to the benefit that would otherwise be obtained from military operations or training.

Congressional commission on the strategic posture of the United States (sec. 1062)

The House bill contained a provision (sec. 1046) that would establish a 12 member congressional commission on the strategic posture of the United States to examine and make recommendations with respect to the long-term strategic posture of the United States. The review and assessment to be conducted by the commission would include a threat assessment, a detailed review of nuclear weapons policy and strategy of the United States, and recommendations as to the most appropriate strategic posture and most effective nuclear weapons strategy. The commission's report would be due to Congress and the Executive Branch no later than December 1, 2008. The term of the commission would expire on June 1, 2009. In addition, the provision would repeal section 1051 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163).

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would clarify that the vice chairman of the commission would be jointly appointed by the ranking minority members of the Committees on Armed Services of the House of Representatives and the Senate. In addition, the amendment would clarify that the commission should look at non-nuclear alternatives to nuclear weapons and systems in making recommendations with respect to the most appropriate strategic posture and most effective nuclear weapons policies of the United States.

The conferees urge the commission to look at the strategic posture of the United States in the broadest sense. Strategic policy and posture is not synonymous with nuclear policy. Conventional force structures, as well as nuclear force structures, must be included in the overall review and assessment of the strategic posture of the United States.

In addition, the conferees believe that many of the nuclear missions of the United States could be served by non-nuclear, conventional systems. In their examination of the strategic posture of the

United States, the conferees expect the commission to look not only at nuclear capabilities, but at the full array of non-nuclear capabilities, including kinetic and non-kinetic capabilities.

The conferees have included a separate provision addressing the repeal of section 1051 of the National Defense Authorization Act for Fiscal Year 2006 elsewhere in this Act.

Technical and clerical amendments (sec. 1063)

The House bill contained a provision (sec. 1047) that would make technical and clerical amendments to various provisions of law.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would make additional technical and clerical amendments.

Repeal of certification requirement (sec. 1064)

The House bill contained a provision (sec. 1048) that would repeal the certification requirement regarding an airport in Illinois contained in section 1063 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163).

The Senate amendment contained no similar provision.

The Senate recedes.

Maintenance of capability for space-based nuclear detection (sec. 1065)

The House bill contained a provision (sec. 1050) that would require the Secretary of Defense to maintain the capability for space-based nuclear detection at a level that meets or exceeds the current level of capability.

The Senate amendment contained no similar provision.

The Senate recedes.

Sense of Congress regarding detainees at Naval Station, Guantanamo Bay, Cuba (sec. 1066)

The House bill contained a provision (sec. 1053) that would express the sense of Congress that: (1) the Nation extends its gratitude to the military personnel at Naval Station, Guantanamo Bay, Cuba; (2) the international community should work with the Department of Defense to facilitate and expedite the repatriation of detainees at Guantanamo; (3) Guantanamo detainees, to the maximum extent possible, should be charged and expeditiously prosecuted; and (4) operations at Guantanamo should be conducted in a way that upholds the U.S. national interest and the American people's core values.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

A report on transferring individuals detained at Naval Station, Guantanamo Bay, Cuba (sec. 1067)

The House bill contained a provision (sec. 1057) that would require the Secretary of Defense to report to the congressional defense committees on the Secretary's plans for each detainee currently held by the Joint Task Force Guantanamo at Guantanamo Bay, Cuba.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

Repeal of provisions in section 1076 of Public Law 109–364 relating to use of Armed Forces in major public emergencies (sec. 1068)

The House bill contained a provision (sec. 1054) that would repeal section 1076 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364) and revive the provisions of sections 333 and 12304(c) of title 10, United States Code, as they were in effect prior to the effective date of that Act, and repeal section 2567 of title 10.

The Senate amendment contained a similar provision (sec. 1022).

The Senate recedes.

Standards required for entry to military installations in United States (sec. 1069)

The House bill contained a provision (sec. 1056) that would prohibit any unescorted civilian from entering a military installation or facility unless a background investigation has been conducted on such individual.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of Defense to establish standards for access to military installations, including screening standards appropriate to the type of installation, security level, category of individual seeking access, and level of access granted.

The conferees recognize that commanders of military installations must balance security concerns with the need to maintain rapid access to the installations for Department of Defense personnel, employees, and other authorized visitors, including commercial vendors. While commanders are in the best position to assess and respond to local threat conditions, the conferees believe that the Secretary should establish standards to assist military commanders in taking such actions.

The conferees believe the Secretary should work toward fielding Department-wide technologies that will allow base commanders to check installation visitors against an updated database containing relevant information provided by the Federal Bureau of Investigation, the terrorist watch list, and other pertinent law enforcement records. The conferees understand that technology has been developed and fielded at several military installations that will identify individuals with outstanding warrants for their arrest, felony convictions, and similar issues. Further, the conferees understand that available commercial technology may be able to perform instant background checks in fewer than 10 seconds per individual, be deployed at multiple military entry control points, and record entry information into an electronic log. The conferees direct the Secretary to give full consideration to the availability of such technologies in developing standards under this provision.

The conferees believe that base security is a government responsibility and that, for that reason, identity checks should be carried out at no cost to vendors or other visitors to military installations.

Revised nuclear posture review (sec. 1070)

The Senate amendment contained a provision (sec. 1061) that would require the Secretary of Defense to conduct a comprehensive review of the nuclear posture of the United States for the next 5 to 10 years. The Secretary shall conduct the review in consultation with the Secretary of Energy and the Secretary of State. The review would be submitted concurrently with the quadrennial defense review required to be submitted under section 118 of title 10, United States Code.

The House bill contained no similar provision.

The House recedes.

Termination of Commission on the Implementation of the New Strategic Posture of the United States (sec. 1071)

The Senate amendment contained a provision (sec. 1062) that would repeal section 1051 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163), (2006 NDAA), which established a Commission on the Implementation of the New Strategic Posture of the United States.

The House bill contained a provision (sec. 1046) that would establish a congressional Commission on the Strategic Posture of the United States. Section 1046(h) would also repeal section 1051 of the 2006 NDAA. Section 1062 in the Senate amendment and section 1046(h) of the House bill are identical.

The conference agreement includes this provision.

Security clearances; limitations (sec. 1072)

The Senate amendment contained a provision (sec. 1064) that would: (1) repeal section 986 of title 10, United States Code, which establishes mandatory standards for the disqualification of individuals from the issuance of security clearances; (2) substitute a new government-wide provision establishing standards for such disqualifications; and (3) increase the flexibility available to executive branch officials in administering these standards.

The House bill contained no similar provision.

The House recedes with an amendment that would provide agency heads the same flexibility with regard to individuals who are determined to be mentally incompetent that the Senate bill would provide with regard to individuals who have been convicted of crimes or discharged from the Armed Forces under dishonorable conditions. This change should address concerns about the potential disqualification of disabled individuals working for the Federal Government under the Javits Wagner O'Day (JWOD) Act, section 48 of title 41, United States Code.

The conferees understand that under current law and Department of Defense practice, if an individual who posesses a security clearance cannot meet the statutory criteria, the security clearance is revoked pending a waiver decision. Unless a position can be identified that does not require a security clearance during the waiver process, the individual cannot work and is separated.

The conferees direct the Secretary of Defense and other agency heads to implement the new provision in a manner that does not result in the unnecessary loss of employment to individuals during the waiver process. A current employee who has received a clear-

ance, and may even have undergone subsequent reinvestigation and renewal, should not be separated simply because he or she must now undergo a waiver process. Such uninterrupted employment may be particularly important in the case of disabled individuals working for the Federal Government under the JWOD Act. The conferees agree that the Department of Defense has a commendable track record of employing the disabled and that this provision should not be applied in a manner that would undermine that record.

Improvements in the process for the issuance of security clearances (sec. 1073)

The Senate amendment contained a provision (sec. 1065) that would require the Secretary of Defense and the Director of National Intelligence to conduct a demonstration project using new and innovative approaches to improve the processing of requests for security clearances.

The House bill contained no similar provision.

The House recedes.

The conferees are encouraged that the Secretary and the Director have designated the United States Air Force to lead a task force that will review initiatives to develop a process to deliver high-assurance security clearance determinations in a shorter period of time. The Air Force expects to have a new system in place by December 31, 2008. The conferees note that improving the clearance process is critical to our national security.

Protection of certain individuals (sec. 1074)

The Senate amendment contained a provision (sec. 1075) that would authorize the Secretary of Defense to provide physical protection and personal security within the United States to certain persons.

The House bill contained no similar provision.

The House recedes with an amendment that would modify the application of the provision to former or retired officials of the Department of Defense and foreign visitors to the United States, require the Secretary to provide additional information to the congressional defense committees, and make additional clarifying changes.

Modification of authorities on Commission to Assess the Threat to the United States from Electromagnetic Pulse Attack (sec. 1075)

The Senate amendment contained a provision (sec. 1076) that would extend the due date of the final report of the Commission to Assess the Threat to the United States from Electromagnetic Pulse Attack (EMP) to November 30, 2008. The provision would also direct the Commission and the Secretary of Homeland Security to ensure that the work of the Commission with respect to EMP attacks on electricity infrastructure is coordinated with the infrastructure protection work of the Department of Homeland Security. The provision would also provide that the amount of funds provided to the Commission to prepare and submit the final report shall not exceed $5.6 million.

The House bill contained no similar provision.

The House recedes.

The conferees note that the $5.6 million is in addition to funding previously provided to the Commission. This is the second deadline extension granted to the Commission for delivery of a final report. The conferees urge the Commission to submit its final report by the November 30, 2008 deadline.

Sense of Congress on Small Business Innovation Research program (sec. 1076)

The Senate amendment contained a provision (sec. 1088) that would reauthorize the Small Business Innovation Research program for an additional 2 years.

The House bill contained no similar provision.

The House recedes with an amendment that would eliminate the reauthorization of the program, and include a sense of Congress expressing views on the value of the program to the Department of Defense and on the need to reauthorize the program to ensure its seamless execution.

Revision of proficiency flying definition (sec. 1077)

The House bill contained a provision (sec. 1044) that would modify the definition of proficiency flying within the Department of Defense (DOD).

The Senate amendment contained no similar provision.

The Senate recedes.

The conferees do not intend this language to prohibit the Department from cancelling outdated guidance on flying proficiency and its related elements for participating rated personnel, and believe the Department should proceed with cancelling DOD Directive 1340.4, dated July 17, 1972.

Qualifications for public aircraft status of aircraft under contract with the Armed Forces (sec. 1078)

The Senate amendment contained a provision (sec. 1070) that would provide the Secretary of Defense the flexibility to determine whether an operational support mission can be conducted as a civil operation in compliance with the Federal Aviation Regulations. The Secretary of Defense would have the authority to determine whether a chartered aircraft performing operational support missions is performing a civil or public aircraft operation.

The House bill contained no similar provision.

The House recedes with an amendment that would further clarify the definition of "public aircraft," such that the term 'other commercial air service' would be limited to an aircraft operation that:

(1) is within the United States territorial airspace;

(2) the Administrator of the Federal Aviation Administration determines is available for compensation or hire to the public; and

(3) must comply with all applicable civil aircraft rules under title 14, Code of Federal Regulations.

Communications with the Committees on Armed Services of the Senate and the House of Representatives (sec. 1079)

The Senate amendment contained a provision (sec. 1063) that would require that offices within the intelligence community respond to requests by the Committees on Armed Services of the Senate and the House of Representatives for intelligence assessments, reports, estimates, legal opinions, or other information within 15 days, unless the President were to certify that he was asserting privilege pursuant to the Constitution of the United States. The provision would also require that intelligence officials be able to provide testimony before these committees without having to seek approval or clearance of such testimony as a way of ensuring that Congress receives the independent views of such officials.

The House bill contained no similar provision.

The House recedes with an amendment that would make several changes:

(1) The provision would exclude "other information" to make it clear that the requests would be for existing assessments, reports, estimates, or legal opinions;

(2) The provision would require that the request be in writing from the Chair or Ranking Member of the committee;

(3) The time limit for providing the information would be extended to 45 days;

(4) Any decision of the President to assert privilege would have to be conveyed to Congress in writing by the Counsel to the President; and

(5) The requirements regarding review of testimony would be deleted.

Retention of reimbursement for provision of reciprocal fire protection services (sec. 1080)

The Senate amendment contained a provision (sec. 1090) that would permit Department of Defense entities that provide fire protection services to local entities to retain the proceeds of any reimbursement for such services.

The House bill contained no similar provision.

The House recedes.

Pilot program on commercial fee-for-service air refueling support for the Air Force (sec. 1081)

The Senate amendment contained a provision (sec. 1094) that would require the Secretary of the Air Force to conduct a pilot program to assess the feasibility and advisability of utilizing commercial fee-for-service air refueling tanker aircraft for Air Force operations.

The House bill contained no similar provision.

The House recedes with an amendment that would authorize the pilot program, but would not mandate the scope or scale of the program and would add an annual reporting requirement by the Air Force, along with reviews by the Comptroller General.

The conferees support the timely modernization of the Air Force aerial refueling tanker fleet. In furtherance of this, the Secretary of the Air Force initiated, and Congress approves of, a com-

prehensive strategy for replacing the aerial refueling tanker aircraft fleet, which includes the following elements:

(1) replacement of the aging tanker aircraft fleet with newer and improved capabilities under the KC–X program of record which supports the tanker replacement strategy, through the purchase of new commercial derivative aircraft;

(2) sustainment and extension of the legacy tanker aircraft fleet until replacement through depot-type modifications and upgrades of KC–135R and KC–10 aircraft; and

(3) augmentation of the aerial refueling capability through aerial refueling fee-for-service.

The conferees note that several studies have been conducted that indicate a potential for cost savings and other benefits of a fee-for-service air refueling program. Executing a pilot program for fee-for-service air refueling should be given full and fair consideration in order to test the costs, benefits, and appropriateness of such actions. To ensure the viability of such a program, it should be based on an appropriate business model, utilizing sufficient aircraft and flying hours to support a program that will meet the needs and best interests of the Air Force to meet air refueling requirements. The conferees direct that the pilot program be enacted as soon as practicable, and be incorporated into the operations of the Air Mobility Command.

Advisory panel on Department of Defense capabilities for support of civil authorities after certain incidents (sec. 1082)

The Senate amendment contained a provision (sec. 1066) that would establish an advisory panel to assess and make recommendations on Department of Defense capabilities to support civil authorities in the event of a chemical, biological, radiological, nuclear, or high-yield explosive incident.

The House bill contained no similar provision.

The House recedes with an amendment that would add a requirement for the advisory panel to assess and make recommendations on whether there should be additional Weapons of Mass Destruction Civil Support Teams (WMD–CSTs) and, if so, how many and where they should be located. It would also require the advisory panel to assess and make recommendations on what criteria and considerations are appropriate for determining whether additional WMD–CSTs are needed and, if so, where they should be located.

Terrorism exception to immunity (sec. 1083)

The Senate amendment contained a provision (sec. 1087) that would amend the Foreign Sovereign Immunities Act (FSIA) to allow victims of terrorism to seek redress in U.S. courts against foreign states that commit or provide material support to acts of terrorism, by clarifying subject matter jurisdiction over these claims and establishing a private cause of action under the exception for state sponsors of terrorism to sovereign immunity.

The provision would consolidate provisions relating to the exception to sovereign immunity for state sponsors of terrorism in a new section 1605A to the FSIA, and repeal the previous exception set out in section 1605(a)(7). The provision would permit claims to

be brought for money damages, including punitive damages, against a foreign state designated as a state sponsor of terrorism, for acts of torture, extrajudicial killing, aircraft sabotage, hostage taking, or providing material support or resources for these acts, committed by any official, employee, or agent of that state acting within the scope of his or her office, employment, or agency. The provision would also expand the ability of claimants to seek recourse against the property of that foreign state, both by permitting a lien to be placed on the foreign state's property during litigation and, once a judgment has been obtained, by permitting any property in which the foreign state has a beneficial ownership to be subject to execution of that judgment. The provision would allow any case previously brought under the state sponsor of terrorism exception to the FSIA under section 1605(a)(7), or under section 101(c) of Public Law 104–208, and which is still before a court, to be refiled as if the original claim had been filed under the provisions of this section.

The House bill contained no similar provision.

The House recedes with an amendment that would establish a private cause of action under the state sponsor of terrorism exception to the FSIA. Courts would have jurisdiction to hear a claim brought against a foreign state that was designated as a state sponsor of terrorism at the time of the terrorist act, or was so designated as a result of the act, and which remains designated as a state sponsor of terrorism at the time a claim is filed. Claims brought prior to the enactment of this Act against a foreign state that at the time was designated as a state sponsor of terrorism, or an action related to such a claim, would still be heard under this section. The conferees intend that the amendments made under this section shall apply to any claim filed or refiled under the new section 1605A of the FSIA, and any execution or attachment in aid of execution of a judgment relating to such a claim under section 1610(g) of the FSIA.

The provision would also provide for courts to hear a claim under this section if the terrorist act is related to Case Number 1:00CV03110 (EGS) in the United States District Court for the District of Columbia. The conferees intend that nothing in this section would prejudice the claimants or their representatives in that case.

The provision would allow claimants to establish a lien of lis pendens, upon the filing of a notice that an action is pending, on a foreign state's real property or tangible personal property that is subject to execution or attachment in aid of execution under the FSIA. The conferees intend that property used for purposes of maintaining a diplomatic or consular mission or the residence of the Chief of Mission, which is not subject to execution or attachment in aid of execution of a judgment, should not be subject to a lien of lis pendens under this provision.

The provision would also give claimants who obtain a judgment against a foreign state recourse to property of the foreign state in execution or attachment in aid of execution of the judgment. While the provision is written to subject any property interest in which the foreign state enjoys a beneficial ownership to attachment and execution, the provision would not supersede the court's authority to appropriately prevent impairment of interests

in property held by other persons who are not liable to the claimants in connection with the terrorist act. The court would fully retain its authority to take whatever steps it finds warranted to preserve the value of an ongoing business enterprise in which a third party may be a joint venture partner, for example. The conferees encourage the courts to protect the property interests of such innocent third parties by using their inherent authority, on a case-by-case basis, under the applicable procedures governing execution on judgment and attachment in anticipation of judgment.

The provision would further provide that a foreign state's property would not be immune from execution upon a judgment due to the property being regulated by the United States Government under the Trading With the Enemy Act or the International Emergency Economic Powers Act due to the sovereign immunity of the United States.

The provision would clarify that nothing in section 1503 of the Emergency Supplemental Appropriations Act, 2003 (Public Law 108–11) has ever authorized making any provision of the Foreign Sovereign Immunities Act inapplicable, or the removal of the jurisdiction of any court of the United States. The conferees stress that this provision should not be construed in any way as support for the use of United States appropriated funds to satisfy a claim brought under this section.

LEGISLATIVE PROVISIONS NOT ADOPTED

Hate crimes

The Senate amendment contained a provision (sec. 1023) that would address hate crimes.

The House bill contained no similar provision.

The Senate recedes.

Comprehensive study and support for criminal investigations and prosecutions by State and local law enforcement officials

The Senate amendment contained a provision (sec. 1024) that would require a comprehensive study and support for certain criminal investigations and prosecutions by State and local law enforcement officials.

The House bill contained no similar provision.

The Senate recedes.

Extension of period for transfer of funds to Foreign Currency Fluctuations, Defense account

The Senate amendment contained a provision (sec. 1007) that would extend from 2 to 4 fiscal years the length of time after the end of the period of availability of obligation in which funds can be transferred back to the "Foreign Currency Fluctuations, Defense" (FCFD) appropriation account to offset losses caused by fluctuations in foreign currency exchange rates.

The House bill contained no similar provision.

The Senate recedes.

Minimum annual purchase amounts for airlift from carriers participating in the Civil Reserve Air Fleet

The Senate amendment contained a provision (sec. 1027) that would allow the Department of Defense to guarantee higher minimum levels of business for all air carriers participating in the Civil Reserve Air Fleet (CRAF) program of up to 80 percent of the average annual expenditure of the Department of Defense for airlift during the preceding 5 years.

The House bill contained no similar provision.

The Senate recedes.

The voluntary agreements between the U.S. Government and the commercial air carriers in the CRAF program provide the Nation with a large reserve of airlift capacity to move troops and cargo within a few hours of activation. The conferees recognize the importance of the CRAF program to the national military strategy since the overall airlift capability of the Department of Defense depends on a significant contribution by the CRAF program.

Therefore, the conferees fully support the CRAF program. The conferees also recognize that there may be problems for CRAF participants when airlift demands shift from wartime to peacetime levels. However, the conferees agree that, before establishing any type of assured business model, a full assessment of the CRAF program should be performed. The conferees have adopted a provision in title III of this Act directing such an assessment. The conferees expect that the Department's assessment will provide the analysis necessary to guide any changes to current relationships with the CRAF participants.

Comptroller General review of the Joint Improvised Explosive Device Defeat Organization

The House bill contained a provision (sec. 1032) that would require the Comptroller General to conduct a review of the Joint Improvised Explosive Device Defeat Organization (JIEDDO).

The Senate amendment contained no similar provision.

The House recedes.

The conferees direct the Comptroller General to provide the congressional defense committees, not later than 180 days after the date of the enactment of this Act, with an assessment of the JIEDDO to include the following items: (1) the tools and processes in place to enable the Organization to determine the appropriateness and efficacy of its efforts to achieve its mission, including strategy, plans, technologies developed, and programs funded; (2) the process used by the Organization to select appropriate and effective technologies and other solutions to achieve its mission; (3) the ability of the Organization to respond to rapidly changing threats and to anticipate future threats; (4) the performance of the Organization in leading, advocating, and coordinating all of the activities of the Department of Defense to defeat improvised explosive devices and an assessment of the Organization's authority to do so; (5) the efforts of the Organization to target enemy networks and how the Organization is leveraging and coordinating such efforts with the efforts of other elements of the Department and other elements of the United States Government; (6) the feedback from the warfighter with respect to the efforts of the Organization; (7) the

oversight and direction over the activities of the Organization by the Office of the Secretary of Defense; and (8) other matters as appropriate.

The conferees remain concerned about the effectiveness of JIEDDO and its ability to effectively coordinate the Department's and intelligence community's response to the improvised explosive device and asymmetric threats faced by the warfighter in Iraq and Afghanistan.

Commercial aviation technologies

The House bill contained a provision (sec. 1035) that would require the Secretary of Defense to conduct a study to examine the methods by which air carriers and aviation technology companies research, develop, and deploy commercial aviation technologies.

The Senate amendment contained no similar provision.

The House recedes.

The conferees note that the Department of Defense provides substantial funding for independent research and development conducted by major aerospace contractors. Contractors leverage this investment to advance aviation technology that is useful for both commercial and defense purposes. In addition, the Department routinely leverages its science and technology budget to take advantage of promising technologies developed in the commercial sector. This effort is furthered by the National Aeronautics Research and Development policy, issued in December 2006, which provides improved coordination for aeronautics research and development across the Federal Government. The conferees applaud these efforts and encourage the Department to continue to seek opportunities to improve synergy in the development of military and commercial aviation technologies.

Review of Department of Defense procedures to classify excess defense articles and defense services with military technology components

The House bill contained a provision (sec. 1036) that would require the Secretary of Defense, with the concurrence of the Secretary of State, to conduct a review of, and report on: (1) the procedures by which the Department of Defense classifies defense articles and defense services with military technology components as excess to the needs of the Department; and, (2) the extent to which any of the classification procedures led to the transfer of defense article or services with military technology components to terrorists or unfriendly states or groups.

The Senate amendment contained no similar provision.

The House recedes.

The conferees urge the Department to take all measures necessary to ensure adequate controls over surplus defense materials.

Additional Weapons of Mass Destruction Civil Support Teams

The House bill contained a provision (sec. 1051) that would authorize two additional Weapons of Mass Destruction Civil Support Teams.

The Senate amendment contained no similar provision.

The House recedes.

Study and report on use of power management software

The House bill contained a provision (sec. 1058) that would require a report on the use of power management software.

The Senate amendment contained no similar provision.

The House recedes.

The conferees recommend that the Secretary of Defense undertake an analysis of the cost and environmental benefits of adopting energy efficient information technologies and computing practices, including, but not limited to, energy-efficient data centers, servers and workstations; power management software for computers and monitors; and telecommuting for appropriate personnel. The conferees further recommend that the Secretary of Defense keep Congress and the public aware of progress to achieve these potential energy savings and environmental benefits and of opportunities for industry and academia to support efforts in this area.

Establishment of National Foreign Language Coordination Council

The Senate amendment contained a provision (sec. 1069) that would establish a National Foreign Language Coordination Council to develop and monitor the implementation of a comprehensive national foreign language strategy.

The House bill contained no similar provision.

The Senate recedes.

The conferees direct the President to report to the conferees, no later than 90 days after the enactment of this Act, on the extent to which the executive branch has developed a strategy for developing foreign language capability in the United States, and a plan for implementing it. The report should also contain a description of the goals and achievements of the National Security Language Initiative, and indicate what additional steps, if any, the President intends to take to address the need for greater foreign language capability in the United States. The conferees expect that the report will include a description of any additional authorities that the executive branch would require from Congress in order to implement future plans.

Grant of federal charter to Korean War Veterans Association, Incorporated

The Senate amendment contained a provision (sec. 1078) that would amend part B of subtitle II of title 36, United States Code, to grant a federal charter to the Korean War Veterans Association, Incorporated.

The House bill contained no similar provision.

The Senate recedes.

Sense of Senate on General David Petraeus

The Senate amendment contained a provision (sec. 1079) expressing that it is the sense of the Senate to reaffirm its support for all the men and women of the United States armed forces, including General David H. Petraeus, Commanding General, Multi-National Force—Iraq; to strongly condemn any effort to attack the honor and integrity of General Petraeus and all the members of the United States armed forces; and to specifically repudiate the un-

warranted personal attack on General Petraeus by the liberal activist group Moveon.org.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that a similar provision was contained in House Joint Resolution 52, making continuing appropriations for fiscal year 2008, which was subsequently passed by the Senate without amendment and signed into law by the President as Public Law 110–92 on September 29, 2007.

Sense of Congress on equipment for the National Guard to defend the homeland

The Senate amendment contained a provision (sec. 1081) that would express the sense of Congress that the National Guard should have sufficient equipment available to accomplish their missions inside the United States and defend the homeland.

The House bill contained no similar provision.

The Senate recedes.

The conferees remain concerned that the overall readiness of the National Guard to respond to domestic emergencies has been undermined by equipment shortages resulting from inadequate funding and extended commitments to operations in Iraq and Afghanistan. Equipment shortages and poor existing equipment readiness increases the risk for States that Guard units will not have the necessary equipment on-hand and fully operational to meet the mission requirements of homeland defense, domestic support, crisis response, and consequence management. The conferees are aware that the Army National Guard has only 40 percent of its required equipment in the United States; and, that the Chief, National Guard Bureau has submitted to Congress a fiscal year 2008 unfunded equipment list of $2.0 billion.

The conferees recommend elsewhere in this report provisions that would authorize appropriation of an additional $980.0 million for the procurement of high-priority equipment to address National Guard and reserve component unfunded shortfalls. These additional funds would procure items particularly relevant and necessary to the National Guard's domestic support missions, such as aircraft, wheeled and tracked combat vehicles, tactical wheeled vehicles, communications equipment, ammunition, and other weapons.

The conferees also expect that the Secretary of Defense will take the actions necessary, including determination of requirements and prioritization of equipment repair, procurement, and fielding, to improve National Guard readiness for its domestic support missions and reduce risks to public safety within the United States.

Sense of the Senate on Air Force use of towbarless aircraft ground equipment

The Senate amendment contained a provision (sec. 1083) that would express the sense of the Senate encouraging the Air Force to consider towbarless ground support equipment for towing aircraft.

The House bill contained no similar provision.

The Senate recedes.

The conferees note the potential operational utility, cost savings, and increased safety afforded by the utilization of towbarless aircraft ground equipment, and encourage the Air Force to consider their use.

Designation of Charlie Norwood Department of Veterans Affairs Medical Center

The Senate amendment contained a provision (sec. 1084) that would designate the Department of Veterans Affairs Medical Center in Augusta, Georgia as the "Charlie Norwood Department of Veterans Affairs Medical Center".

The House bill contained no similar provision.

The Senate recedes.

The conferees note that separate legislation making this designation was signed into law (Public Law 110–112) on November 8, 2007.

Commercialization pilot program

The Senate amendment contained a provision (sec. 1085) that would extend the Small Business Innovation Research (SBIR) program commercialization pilot program that was originally established by section 252 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163), that would authorize the Secretary of Defense to establish insertion incentives for SBIR technologies; and would authorize the Secretary of Defense to establish goals for the insertion of SBIR technologies into programs of record or fielded systems.

The House bill contained no similar provision.

The Senate recedes.

National center for human performance

The Senate amendment contained a provision (sec. 1091) that would designate a scientific institute at the Texas Medical Center as the National Center for Human Performance.

The House bill contained no similar provision.

The Senate recedes.

Veteran small business

The Senate amendment contained a division (Division D) that would provide for the Small Business Administration to provide assistance to military reservist and veteran small business.

The House bill contained no similar provision.

The Senate recedes.

TITLE XI—CIVILIAN PERSONNEL MATTERS

Extension of authority to waive annual limitation on total compensation paid to federal civilian employees working overseas under areas of United States Central Command (sec. 1101)

The Senate amendment contained a provision (sec. 1105) that would authorize the head of an executive agency to waive limitations on total compensation to an employee who performs certain

work while in an overseas location within the area of responsibility of the United States Central Command. The total compensation would be limited to $212,100 per calendar year.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Continuation of life insurance coverage for federal employees called to active duty (sec. 1102)

The Senate amendment contained a provision (sec. 1103) that would authorize federal civilian employees who are members of a reserve component of the armed forces called or ordered to active duty to continue coverage under Federal Employees Group Life Insurance for a period not to exceed 24 months.

The House bill contained no similar provision.

The House recedes with an amendment that would clarify that an eligible employee who elects to continue this life insurance coverage would be responsible for the premium payments after the initial 12 months of coverage.

Transportation of dependents, household effects, and personal property to former home following death of federal employee where death resulted from disease or injury incurred in the Central Command area of responsibility (sec. 1103)

The House bill contained a provision (sec. 1109) that would allow the dependents of a federal civilian employee who dies while on deployment in a combat zone to be relocated to their home of record at the government's expense, whether the dependents are living overseas or in the continental United States.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would narrow the scope to cover dependents of a federal civilian employee who dies while performing duties within the area of responsibility of the Commander of the United States Central Command. The amendment would also clarify that the provision would apply to an employee who was a party to a mandatory mobility agreement that was in effect when the employee died.

Special benefits for civilian employees assigned on deployment temporary change of station (sec. 1104)

The House bill contained a provision (sec. 1102) that would authorize the head of an agency to provide quarters, rations, and storage of a personal motor vehicle without charge to a civilian employee of an executive agency of a military department who is assigned on a temporary change of station in support of a contingency operation.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would clarify that the time period during which a personal motor vehicle may be stored cannot exceed the period of the employee's temporary assignment.

Death gratuity authorized for federal employees (sec. 1105)

The House bill contained a provision (sec. 1105) that would require the United States to pay a death gratuity of $100,000 to civil-

ian employees of the Department of Defense who died as a result of wounds, injuries, or illness while on duty in a combat zone or from a terrorist incident.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would authorize the payment of the death gratuity in the amount of up to $100,000, and would limit the condition of receipt of this gratuity to duty in a contingency operation. In addition, the amendment would require that the death gratuity would be offset by any amount received from any other federally provided death gratuity.

Modifications to the National Security Personnel System (sec. 1106)

The House bill contained a provision (sec. 1106) that would modify the authority of the Secretary of Defense to establish a National Security Personnel System (NSPS) pursuant to section 9902 of title 5, United States Code.

The Senate amendment contained several provisions (secs. 684, 1074, and 1104) that would make similar changes to NSPS.

The Senate recedes with an amendment that would restore the collective bargaining and appeal rights of employees of the Department of Defense, while preserving the ability of the Department to implement a pay-for-performance system. The provision would prohibit the Secretary from adding more than 100,000 civilian employees to the system in any calendar year and require periodic reviews by the Comptroller General during the implementation period. The phased implementation and regular reviews should ensure that Congress has an opportunity to make any additional adjustments that may be needed to ensure that NSPS is implemented in a manner that is transparent, accountable, and fair to the civilian employees of the Department of Defense.

Requirement for full implementation of personnel demonstration project (sec. 1107)

The House bill contained a provision (sec. 1111) that would require the Secretary of Defense to fully implement the authorities provided under section 342(b) of the National Defense Authorization Act for Fiscal Year 1995 (Public Law 103–337), as amended by section 1114 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (Public Law 106–398) to carry out personnel management demonstration projects at certain Department of Defense laboratories.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would modify the requirement for the Secretary to implement a process and implementation plan to fully utilize the authorities provided under the sections noted above in order to enhance the performance of the missions of the laboratories.

The conferees believe that it is essential that defense laboratories have personnel systems that allow them to attract, hire, and retain the top quality scientists and engineers necessary to discharge their unique missions efficiently and effectively.

The conferees believe that the authorities established under the sections noted above, if fully utilized, would enable laboratories to experiment with and demonstrate novel personnel management

flexibilities which may enhance their performance and capabilities. The conferees anticipate that if these demonstrations are successful, the authorities may then be adopted by other laboratories or organizations within the Department of Defense, if appropriate to support their missions.

Authority for inclusion of certain Office of Defense Research and Engineering positions in experimental personnel program for scientific and technical personnel (sec. 1108)

The Senate amendment contained a provision (sec. 1106) that would authorize the inclusion of 20 technical positions in the Office of the Director of Defense Research and Engineering (DDR&E) in the experimental personnel program for scientific and technical personnel established by section 1101 of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (Public Law 105–261).

The House bill contained no similar provision.

The House recedes with an amendment that would reduce the total number of authorized positions to 10.

The conferees note that the DDR&E's technical staff plays an important role in the oversight and coordination of the Department of Defense's science and technology program. This involves initiatives in rapidly developing scientific areas such as hypersonics, societal and behavioral modeling, and nanotechnology. The conferees believe that the utilization of the personnel authority provided by the provision can enhance the ability of the DDR&E to recruit and retain a staff with the diverse technical competencies necessary to oversee these initiatives.

Pilot program for the temporary assignment of information technology personnel to private sector organizations (sec. 1109)

The House bill contained a provision (sec. 1112) that would extend the Information Technology Exchange Program (ITEP) established in chapter 37 of the E-Government Act of 2002 (Public Law 107–347). ITEP allows employees from federal and private sector information technology (IT) organizations to participate in temporary assignments to another organization. The authorization for the program ends on December 17, 2007. This provision would extend the program only in relation to the Department of Defense for an additional 3 years.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would create a 3-year pilot program for the temporary assignment of Department of Defense IT personnel in private sector organizations. The amendment would also require the Secretary of Defense to report to the Committees on Armed Services of the Senate and the House of Representatives on the potential benefits of a similar exchange program in which IT personnel from the private sector are assigned to the Department of Defense, as well as any recommendations for legislation that may be necessary to create such a program.

The conferees acknowledge that legislation is pending before congressional committees that would extend authority for the E-Government Act of 2002 beyond its current expiration date.

Compensation for federal wage system employees for certain travel hours (sec. 1110)

The House bill contained a provision (sec. 1101) that would amend section 5544(a) of title 5, United States Code, to authorize compensation of federal wage system employees for hours spent traveling while returning from an event that cannot be scheduled or controlled administratively.

The Senate amendment contained a similar provision (sec. 1101).

The Senate recedes with a technical amendment.

Travel compensation for wage grade personnel (sec. 1111)

The House bill contained a provision (sec. 1104) that would amend section 5550b(a) of title 5, United States Code, to allow wage grade employees to receive compensatory time off for each hour spent on official travel, provided the time is not otherwise compensable.

The Senate amendment contained no similar provision.

The Senate recedes.

Accumulation of annual leave by senior level employees (sec. 1112)

The House bill contained a provision (sec. 1103) that would authorize employees classified above the GS–15 level and Intelligence Senior Level positions in the Department of Defense to accrue annual leave accrual in the same manner currently authorized for certain other senior government officials, including members of the Senior Executive Service and the Defense Intelligence Senior Executive Service.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

Uniform allowances for civilian employees (sec. 1113)

The Senate amendment contained a provision (sec. 1107) that would repeal section 1593 of title 10, United States Code, in order to remove the $400 limitation on uniform allowances for civilian employees.

The House bill contained no similar provision.

The House recedes with an amendment that would authorize the Secretary of Defense to prescribe by regulation an amount higher than $400.

Flexibility in setting pay for employees who move from a Department of Defense or Coast Guard nonappropriated fund instrumentality position to a position in the general schedule pay system (sec. 1114)

The House bill contained a provision (sec. 1108) that would authorize flexibility in setting pay for an employee of a Department of Defense (DOD) or U.S. Coast Guard nonappropriated fund instrumentality who voluntarily transfers to a DOD or Coast Guard civil service appropriated fund position without a break in service of more than 3 days.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

Retirement service credit for service as cadet or midshipman at a military service academy (sec. 1115)

The Senate amendment contained a provision (sec. 1102) that would amend sections 8331(13) and 8401(31) of title 5, United States Code, to clarify an existing practice of awarding retirement service credit for time in service as a cadet or midshipman at a military service academy.

The House bill contained no similar provision.

The House recedes.

Authorization for increased compensation for faculty and staff of the Uniformed Services University of the Health Sciences (sec. 1116)

The Senate amendment contained a provision (sec. 1108) that would provide the Secretary of Defense greater flexibility in setting salary levels for faculty and staff at the Uniformed Services University of the Health Sciences. In no event would the total amount of compensation exceed the amount specified in section 102 of title 3, United States Code.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Report on establishment of a scholarship program for civilian mental health professionals (sec. 1117)

The Senate amendment contained a provision (sec. 711) that would require the Secretary of Defense, in consultation with the Assistant Secretary of Defense for Health Affairs and each of the surgeons general of the armed forces, to submit to Congress a report on the feasibility and advisability of establishing a scholarship program for civilian mental health professionals. This report would be due not later than 180 days after the date of enactment of this Act.

The House bill contained no similar provision.

The House recedes.

LEGISLATIVE PROVISIONS NOT ADOPTED

Annuity commencing dates

The House bill contained a provision (sec. 1107) that would allow federal retirement annuities to commence either on the day after retirement or the day after age and service requirements are met.

The Senate amendment contained no similar provision.

The House recedes.

Physicians and health care professionals comparability allowances

The Senate amendment contained a provision (sec. 937) that would increase the amount of allowance the Secretary of Defense is authorized to give to current or new Department of Defense physicians or health care professionals under service agreements. The provision would also require the Secretary of Defense to report to the appropriate committees of Congress annually on the operation of this section with regards to recruiting and retention problems and other issues.

The House bill contained no similar provision.

The Senate recedes.

The conferees direct the Secretary of Defense, in consultation with the Director, Office of Personnel Management, to report to the Committees on Armed Services of the Senate and the House of Representatives by February 1, 2008, on the utilization of all bonus authorities for purposes of recruitment and retention of Department of Defense civilian health care professionals from fiscal year 2002 through fiscal year 2007.

TITLE XII—MATTERS RELATING TO FOREIGN NATIONS

Subtitle A—Assistance and Training

Military-to-military contacts and comparable activities (sec. 1201)

The House bill contained a provision (sec. 1201) that would allow personnel exchange programs with foreign governments to be conducted on a non-reciprocal basis if the Secretary of Defense determines that it would be in the interests of the United States to do so.

The Senate amendment contained no similar provision.

The Senate recedes.

Authority for support of military operations to combat terrorism (sec. 1202)

The House bill contained a provision (sec. 1202) that would extend the authority provided in section 1208 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375), and amend the annual reporting requirements contained in subsection (f) of section 1208.

The Senate amendment contained no similar provision.

The Senate recedes.

Medical care and temporary duty travel expenses for liaison officers of certain foreign nations (sec. 1203)

The House bill contained a provision (sec. 1203) that would authorize the Secretary of Defense to pay medical and temporary duty travel expenses incurred by a liaison officer from a developing country who is temporarily assigned to a headquarters of a combatant command, component command, or subordinate operational command in connection with the planning for, or conduct of, a military operation.

The Senate amendment contained no similar provision.

The Senate recedes.

Extension and expansion of Department of Defense authority to participate in multinational military centers of excellence (sec. 1204)

The House bill contained a provision (sec. 1204) that would extend the authority provided under section 1205 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364) for the Department of Defense to participate in multinational military centers of excellence. The provision would ex-

pand the definition of multinational military centers of excellence in which Department personnel may participate beyond those entities accredited or approved by the North Atlantic Treaty Organization (NATO), to include centers accredited or approved by the Secretary of Defense. The provision would also raise the limitation on expenditures for the U.S. share of the operating expenses of multinational military centers of excellence under this section from $3.0 million to $5.0 million.

The Senate amendment contained a provision (sec. 1214) that would extend, but not expand, the authority for Department of Defense participation in multinational military centers of excellence.

The Senate recedes with an amendment that would maintain the current definition of a multinational military center of excellence as an entity accredited and approved by NATO. The conferees note the Department's stated interest in participating in multinational military centers of excellence beyond the NATO context. To aid consideration of this proposal, the conferees urge the Department to provide additional information on how expanded authority under this section would be implemented, including how it would define a "military center of excellence" outside the NATO context; where such centers are or would be located; the purposes of such centers; and the costs associated with U.S. participation in such centers.

Reauthorization of Commanders' Emergency Response Program (sec. 1205)

The House bill contained a provision (sec. 1205) that would extend the authority provided in section 1202 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) for the Commanders' Emergency Response Program (CERP) through fiscal years 2008 and 2009. The CERP is intended to provide commanders in Iraq and Afghanistan funds for use in small humanitarian and reconstruction projects in their area of responsibility that provide immediate assistance to the local population.

The Senate amendment contained a provision (sec. 1203) that would authorize the CERP through fiscal year 2008 and increase the authorized level for CERP funding up to $977,441,000.

The Senate recedes with an amendment that would authorize up to $977,441,000 to be used for CERP during each of fiscal years 2008 and 2009.

The conferees note that the Under Secretary of Defense (Comptroller) issued revised guidance for the CERP on May 9, 2007. The conferees are concerned by the failure of the Department of Defense to comply with the requirement of section 1202 that the Secretary of Defense submit to the congressional defense committees any modification to the guidance regarding the allocation of CERP funds not later than 15 days after the guidance is issued. The conferees strongly urge the Department to comply with this requirement of section 1202 in the future.

The conferees also highlight that the revised May 2007 CERP guidance expands the listed uses of CERP funds, to include making payments, sometimes called "martyr payments," to the family members of Iraqi or Afghan "defense or police personnel who were killed as a result of U.S., coalition or supporting military oper-

ations" in Iraq or Afghanistan. The conferees question the Department's characterization of martyr payments as a subset of condolence payments—payments made to civilians for death or physical injury resulting from U.S., coalition, or supporting military operations. Further, the conferees have concerns over whether martyr payments are an appropriate expansion of the uses of CERP funds on both policy and legal grounds.

The conferees direct the Department to review its decision to expand the use of CERP to include martyr payments and submit a report on the results of that review to the congressional defense committees not later than 60 days after enactment of this Act. The report should include: a review of the relevant policy considerations, including whether such payments should be the responsibility of the Government of Iraq or Afghanistan, respectively, rather than U.S. commanders; the legal considerations associated with making martyr payments, including whether such payments are consistent with the prohibition in the CERP guidance on using CERP funds to provide services or funds to national security forces in Iraq and Afghanistan; and whether other funding accounts, such as the Iraq Security Forces Fund or the Afghanistan Security Forces Fund, would be a more appropriate source of funds for making martyr payments. The report should also include information on the amount of CERP funds used for martyr payments in each of fiscal years 2006, 2007, and 2008 up to the date of the report. The conferees direct the Department to specify in the quarterly reports required under section 1202 the amount of CERP funds used for martyr payments separate from the amount specified for condolence payments.

Authority to build the capacity of the Pakistan Frontier Corps (sec. 1206)

The House bill contained a provision (sec. 1206) that would expand the authority provided under section 1206 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) for training and equipping foreign military forces to allow the Secretary of Defense, with the concurrence of the Secretary of State, to build the capacity of Pakistan security forces, other than its military forces, to conduct counterterrorist operations.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would authorize the Secretary of Defense, with the concurrence of the Secretary of State, to use up to $75.0 million of funds available for operation and maintenance during fiscal year 2008 to enhance the ability of the Pakistan Frontier Corps to conduct counterterrorist operations along the border between Pakistan and Afghanistan. Authorized assistance may include equipment, supplies, and training. The amendment would require the Secretary of Defense to notify the congressional defense committees and the Committee on Foreign Affairs of the House of Representatives and the Committee on Foreign Relations of the Senate not less than 15 days prior to providing assistance under this section.

Authority to equip and train foreign personnel to assist in accounting for missing United States Government personnel (sec. 1207)

The House bill contained a provision (sec. 1207) that would authorize the Secretary of Defense to provide assistance to foreign nations to aid/help in recovery and accounting activities for missing U.S. Government personnel. The Secretary of Defense would be required to submit an annual report on the assistance provided under this authority.

The Senate amendment contained a similar provision (sec. 1201).

The House recedes with a clarifying amendment.

Authority to provide automatic identification system data on maritime shipping to foreign countries and international organizations (sec. 1208)

The House bill contained a provision (sec. 1208) that would permit the Secretary of Defense to authorize secretaries of the military departments and geographic combatant commanders to provide foreign nations and international organizations with information on the location of merchant vessels.

The Senate amendment contained no similar provision.

The Senate recedes.

Report on foreign-assistance related programs carried out by the Department of Defense (sec. 1209)

The House bill contained a provision (sec. 1209) that would require the Secretary of Defense to submit a report not later than 180 days after enactment of this Act describing, on a country-by-country basis, all foreign-assistance related programs, projects, and activities of the Department of Defense during the prior fiscal year.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of Defense to submit a report specifying, on a country-by-country basis, each program carried out by the Department of Defense during the prior fiscal year under the foreign-assistance related authorities specified in the provision. The report would be unclassified, but may include a classified annex. The report would be submitted to the congressional defense committees, and the Committee on Foreign Affairs of the House of Representatives and the Committee on Foreign Relations of the Senate.

Extension and enhancement of authority for security and stabilization assistance (sec. 1210)

The Senate amendment contained a provision (sec. 1202) that would extend until September 30, 2008, the authority provided under section 1207 of the National Defense Authorization Act of Fiscal Year 2006 (Public Law 109–163) for the Secretary of Defense to provide the Secretary of State services, defense articles, or funding to support Department of State programs for reconstruction, security, or stabilization assistance. The provision would also increase the total amount of all services, defense articles, and funding that may be provided under section 1207 from $100.0 million to $200.0 million. The provision would require the Department of State (DOS) to coordinate with the Department of Defense (DOD)

in the formulation and implementation of any program of reconstruction, security, or stabilization assistance that involves the provision of services, defense articles, or funds by the DOD to the DOS under this section.

The House bill contained no similar provision.

The House recedes with an amendment that would delete the increase under the Senate provision in the aggregate value of all services, defense articles, and funding that may be provided under this section, thereby keeping the funding limitation under section 1207 at $100.0 million during fiscal year 2008.

Government Accountability Office report on Global Peace Operations Initiative (sec. 1211)

The Senate amendment contained a provision (sec. 1204) that would direct the Government Accountability Office to submit a report not later than March 1, 2008, to the congressional defense committees, the Committee on Foreign Relations of the Senate, and the Committee on Foreign Affairs of the House of Representatives, assessing the President's Global Peace Operations Initiative.

The House bill contained no similar provision.

The House recedes with a clarifying amendment that would stipulate that the report be unclassified to the maximum extent possible, and would require it to be submitted by June 1, 2008.

Repeal of limitations on military assistance under the American Servicemembers' Protection Act of 2002 (sec. 1212)

The Senate amendment contained a provision (sec. 1205) that would repeal some of the remaining limitations on providing military assistance under the American Servicemembers' Protection Act of 2002 (22 U.S.C. 7426).

The House bill contained no similar provision.

The House recedes.

Subtitle B—Matters Relating to Iraq and Afghanistan

Modification of authorities relating to the office of the Special Inspector General for Iraq Reconstruction (sec. 1221)

The House bill contained a provision (sec. 1221) that would extend the authority for the office of the Special Inspector General for Iraq Reconstruction and clarify certain authorities of the office.

The Senate amendment contained a similar provision (sec. 1540).

The House recedes with an amendment that would extend the authority for the office and combine the authorities provided in the House and Senate provisions.

Limitation on availability of funds for certain purposes relating to Iraq (sec. 1222)

The House bill contained a provision (sec. 1222) that would prohibit the obligation of funds authorized in this or any other act to establish permanent bases in Iraq or exercise United States control over Iraq's oil resources.

The Senate amendment contained a provision (sec. 1531) that would continue such a prohibition for fiscal year 2008 only.

The House recedes.

Report on United States policy and military operations in Iraq (sec. 1223)

The House bill contained a provision (sec. 1224) that would require a report on the implementation of the Multi-National Forces-Iraq/United States Embassy Baghdad Joint Campaign Plan and efforts to achieve political reform in Iraq.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment to the United States Policy in Iraq Act, section 1227(c) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163), that would require a detailed description of the Joint Campaign Plan, including those conditions which could prompt changes to levels of United States armed forces or missions, and the status of planning for those changes.

Report on a comprehensive set of performance indicators and measures for progress toward military and political stability in Iraq (sec. 1224)

The House bill contained a provision (sec. 1225) that would require a report on training of the Iraqi Security Forces.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment to section 9010 of the Department of Defense Appropriations Act for Fiscal Year 2007 (Public Law 109–289) that would require additional information on the Iraqi Security Forces in the report required by that Act.

Report on support from Iran for attacks against coalition forces in Iraq (sec. 1225)

The Senate amendment contained a provision (sec. 1535) that would require, not later than 30 days after the date of enactment of this Act and every 60 days thereafter, that the Commander, Multi-National Forces, Iraq, and the U.S. Ambassador to Iraq, in coordination with the Director of National Intelligence, submit a report to Congress on: any support provided to anti-coalition forces in Iraq by Iran or its agents; Iran's strategy in Iraq; and any strategy or efforts by the United States to counter the activities of Iran in Iraq. The provision also contained a rule of construction that nothing in this section would authorize or speak to the use of armed forces against Iran.

The House bill contained no similar provision.

The House recedes with an amendment that would require that the report be submitted by the Secretary of Defense, in coordination with the Director of National Intelligence, not later than 60 days after the date of enactment of this Act and every 180 days thereafter. The amendment would also provide that the reporting requirement would terminate when the Secretary of Defense, in coordination with the Director of National Intelligence, certifies to the congressional defense committees that Iran has ceased to provide military support to anti-coalition forces in Iraq.

The conferees are deeply concerned by reports of Iranian activity in Iraq, including that the Iranian Qods Force is providing training and support to anti-coalition forces in Iraq. The conferees

call on Iran to cease any training, equipping, funding, advising, or any other support that it or its agents are providing to Iraqi militia and insurgents and that is counter to Iraqi and coalition interests. The conferees strongly support U.S. diplomatic efforts with Iran to stop any actions by Iran or its agents against U.S. or other coalition forces in Iraq.

Sense of Congress on the consequences of a failed state in Iraq (sec. 1226)

The Senate amendment contained a provision (sec. 1536) that would express the sense of the Senate that the Senate should commit itself to a strategy that will not leave a failed state in Iraq, and the Senate should not pass legislation that will undermine our military's ability to prevent a failed state in Iraq.

The House bill contained no similar provision.

The House recedes with an amendment that would express the sense of Congress that a failed state in Iraq will have a negative impact on the Middle East and American interests in the region, and that the United States should pursue strategies to prevent a failed state in Iraq or contain the negative effects of a failed state in Iraq.

Sense of Congress on federalism in Iraq (sec. 1227)

The Senate amendment contained a provision (sec. 1537) that would express the sense of Congress that the United States should actively support a political settlement in Iraq based on the final provisions of the Constitution of Iraq that create a federal system of government and allow for the creation of federal regions, consistent with the wishes of the Iraqi people and their elected leaders. This provision would also express the sense of Congress on other steps the United States should take in that regard.

The House bill contained no similar provision.

The House recedes with an amendment that would express the sense of Congress that policies supported by the United States in the pursuit of a political settlement in Iraq should be consistent with the wishes of the Iraqi people and should not violate the sovereignty of the nation of Iraq.

Tracking and monitoring of defense articles provided to the Government of Iraq and other individuals and groups in Iraq (sec. 1228)

The Senate amendment contained a provision (sec. 1541) that would require the President to implement a policy to control the export and transfer of defense articles into Iraq, including implementation of a registration and monitoring system.

The House bill contained no similar provision.

The House recedes with an amendment that would make clarifying changes, and would also require the provision to take effect 180 days after the enactment of this Act, with one 90-day waiver option, and does not direct enhanced end-use monitoring.

The conferees fully expect the President to delegate this authority.

The conferees urge the relevant Secretaries to consider whether enhanced end-use monitoring may be desirable in the cases of some of the lethal defense articles provided to Iraq.

The conferees understand, based on information provided by the Departments of State and Defense, that this provision will not have the effect of slowing the delivery of defense articles and services to Iraq under the Foreign Military Sales program. The conferees urge the Department of Defense to inform the conferees immediately in the event that implementation of this provision would have such an unintended and undesired effect.

Special Inspector General for Afghanistan Reconstruction (sec. 1229)

The House bill contained a provision (sec. 1231) that would establish an office of the Special Inspector General for Afghanistan Reconstruction (SIGAR) to conduct independent and objective audits and investigations of programs and operations funded by the Department of Defense for Afghanistan reconstruction. The President would appoint the SIGAR. The provision would require the SIGAR to provide quarterly and semiannual reports to the congressional defense committees. The Office of the SIGAR would terminate 10 months after 80 percent of the Department of Defense funds for Afghanistan reconstruction have been expended.

The Senate amendment contained a provision (sec. 1542) that would establish an office of the SIGAR to conduct audits and investigations of United States Government programs and operations for Afghanistan reconstruction.

The Senate recedes with an amendment that would establish an office of the SIGAR to conduct independent and objective audits and investigations of United States Government programs and operations for Afghanistan reconstruction. The President would appoint the SIGAR and may appoint the Special Inspector General for Iraq Reconstruction (SIGIR) to serve as the SIGAR. The SIGAR would report on a quarterly basis to the congressional defense committees and the Committee on Foreign Affairs of the House of Representatives and the Committee on Foreign Relations of the Senate. The provision would provide $20.0 million from the Afghanistan Security Forces Fund to carry out this section during fiscal year 2008. The Office of the SIGAR would terminate 180 days after the amount of unexpended funds appropriated or otherwise made available for Afghanistan is less than $250.0 million.

Report on progress toward security and stability in Afghanistan (sec. 1230)

The House bill contained a provision (sec. 1232) that would require the Secretary of Defense, in coordination with the relevant U.S. Government agencies and departments, to report not later than 90 days after enactment of this Act on progress toward security and stability in Afghanistan. The report would include a description of the strategic direction of U.S. activities related to security and stability in Afghanistan. The report would also include a comprehensive set of performance indicators and measures of progress toward long-term security and stability in Afghanistan.

The Secretary of Defense would be required to provide updates of the report every 90 days.

The Senate amendment contained a provision (sec. 1231) that would require the President to report to the congressional defense committees semiannually through fiscal year 2009 on U.S. policy and military operations in Afghanistan. The provision would require each report to contain a comprehensive, interagency-coordinated strategy in support of U.S. policy and military operations in Afghanistan, and detailed information on key elements of that strategy.

The Senate recedes with an amendment that would require the President, acting through the Secretary of Defense, to submit a report not later than 90 days after enactment of this Act, and every 180 days thereafter through the end of fiscal year 2010, on progress toward security and stability in Afghanistan. The provision would require the Secretary of Defense to coordinate with the relevant U.S. Government agencies and departments in preparing the report. The report would include a description of a comprehensive U.S. strategy for security and stability in Afghanistan, and detailed information on key elements of that strategy, including U.S. efforts to: strengthen the North Atlantic Treaty Organization International Security Assistance Forces; build the capacity of the Afghanistan National Security Forces; promote the reconstruction and development of Afghanistan, including through U.S.-led Provincial Reconstruction Teams; define the overall strategy and activities of the Department of Defense counternarcotics program; aid the Government of Afghanistan in fighting public corruption and promoting the rule of law; and increase cooperation with Afghanistan's neighboring countries. The provision would also require that the report include a comprehensive set of performance indicators and measures of progress toward long-term security and stability in Afghanistan. The report would be provided to the congressional defense committees, and the Committee on Foreign Affairs of the House of Representatives and the Committee on Foreign Relations of the Senate.

United States plan for sustaining the Afghanistan National Security Forces (sec. 1231)

The House bill contained a provision (sec. 1234) that would require the Secretary of Defense, in coordination with the Secretary of State and the Attorney General, to submit a report detailing a long-term plan for sustaining the Afghanistan National Security Forces (ANSF). The provision would require the Secretary of Defense to update the plan every 90 days. The initial report and the updates would be submitted to the congressional defense committees, and the Committee on Foreign Affairs and the Committee on the Judiciary of the House of Representatives and the Committee on Foreign Relations and the Committee on the Judiciary of the Senate.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of Defense, in coordination with the Secretary of State, to submit not later than 90 days after enactment of this Act and annually thereafter through fiscal year 2010, a report detailing a

long-term plan for sustaining the ANSF, with the objective of ensuring that the ANSF will be able to conduct operations independently and effectively and maintain long-term security and stability in Afghanistan. The report would include: a comprehensive strategy and budget, with defined objectives; mechanisms for tracking funding, equipment, training, and services provided to the ANSF; and any actions necessary to assist the Government of Afghanistan to achieve a number of specified goals, and the results of such actions. The report would be submitted to the congressional defense committees, and the Committee on Foreign Affairs of the House of Representatives and the Committee on Foreign Relations of the Senate.

United States strategy for enhancing security and stability in the border region between Afghanistan and Pakistan (sec. 1232)

The Senate amendment contained a provision (sec. 1232) that would require the President to report to the congressional defense committees on the U.S. strategy for working with Pakistan to prevent the movement of violent extremist forces across the Pakistan border into Afghanistan and to eliminate safe havens for extremist forces on the territory of Pakistan. The provision would also restrict reimbursements to Pakistan, using Coalition Support Funds, for logistical, military, or other support provided by Pakistan to U.S. military operations unless the President determined that Pakistan was making substantial and sustained efforts to eliminate any safe havens for extremists on its territory.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary of Defense, in consultation with the Secretary of State, to submit a report not later than March 31, 2008, on enhancing security and stability in the region along the border of Afghanistan and Pakistan. The report would include a detailed description of the efforts by Pakistan to eliminate safe havens for the Taliban, Al Qaeda, or other violent extremist forces on its territory and prevent the movement of those forces across Pakistan's border into Afghanistan, and an assessment by the Secretary of Defense regarding whether Pakistan is making substantial and sustained efforts to achieve these objectives.

The provision would also require the Secretary of Defense to provide a notification to the congressional defense committees not less than 15 days before making any reimbursement to Pakistan using Coalition Support Funds for logistical, military, or other support provided by Pakistan to U.S. military operations. The notification would include an itemized description of the logistical, military, or other support to be reimbursed. The notification would be required with respect to reimbursements for support provided by Pakistan during the period beginning on February 1, 2008 and ending on September 30, 2009. The notification would be submitted in unclassified form, but may include a classified annex if necessary.

The conferees are concerned by the lack of transparency regarding the kinds of logistical, military, or other support provided by Pakistan to U.S. military operations and being reimbursed using Coalition Support Funds. The conferees expect that the notifications provided under this section would itemize in detail the

logistical support that the Department of Defense has approved for reimbursement using Coalition Support Funds. The conferees note that for the purposes of this section, the term "logistic support, supplies and services" as defined in section 2350 of title 10, United States Code, means "food, billeting, transportation (including airlift), petroleum, oils, lubricants, clothing, communications services, medical services, ammunition, base operations support (and construction incident to base operations support), storage services, use of facilities, training services, spare parts and components, repair and maintenance services, calibration services, and port services." The conferees also expect that the notifications would itemize the military support and equipment, if any, and any other support or services that the Department has approved for reimbursement using Coalition Support Funds.

Reimbursement of certain coalition nations for support provided to United States military operations (sec. 1233)

The Senate amendment contained a provision (sec. 1532) that would authorize the Secretary of Defense to reimburse any key cooperating nation for logistical and military support provided by that nation to United States military operations in Operation Iraqi Freedom or Operation Enduring Freedom. The total amount of reimbursements made under this authority during fiscal year 2008 may not exceed $1.2 billion. Not later than 30 days after the date of enactment of this Act, the Secretary of Defense would be required to prescribe standards for determining what kinds of logistical and military support may be considered reimbursable under this section. The prescribed standards would not take effect until 15 days after the Secretary reports the standards to the congressional defense committees. The Secretary would be required to notify the congressional defense committees not less than 15 days before making any reimbursement under this section.

The House bill contained no similar provision.

The House recedes.

Logistical support for coalition forces supporting operations in Iraq and Afghanistan (sec. 1234)

The Senate amendment contained a provision (sec. 1533) that would authorize the Secretary of Defense to provide up to $400.0 million in supplies, services, and other logistical support to coalition forces supporting U.S. military and stabilization operations in Iraq and Afghanistan.

The House bill contained no similar provision.

The House recedes.

Subtitle C—Iraq Refugee Crisis

Refugee Crisis in Iraq Act (sec. 1241–1249)

The Senate amendment contained a series of provisions that would: name the subtitle the Iraq Refugee Crisis Act of 2007 (sec. 1571); require the Secretary of State to establish a refugee processing program in Iraq and in countries in the region for Iraqis threatened because of their association with the United States Government (sec. 1572); create a Priority 2 category under the refugee

resettlement program for Iraqi refugees of special humanitarian concern (sec. 1573); expand the current special immigrant visa program (sec. 1574); require the Secretary of State to designate a Minister Counselor in the U.S. Embassy in Iraq and in U.S. embassies in certain other countries in the region to oversee processing of Priority 2 refugees and refugees of special humanitarian concern (sec. 1575); require the Secretary of State to consult with countries with significant populations of Iraqi refugees throughout the implementation of this Act (sec. 1576); allow Iraqis who were denied asylum or had their asylum status terminated after March 1, 2003, solely based on changed country conditions to file a motion to reopen their claim (sec. 1577); require several reports from the executive branch on the implementation of this Act (sec. 1578); and authorize the appropriation of funds necessary to carry out this Act (sec. 1579).

The House bill contained no similar provisions.

The House recedes with an amendment which would consolidate these provisions into one subtitle and would make several technical and clarifying amendments. The two most significant amendments are: (1) a provision which would provide 8 months of resettlement assistance to those individuals granted special immigrant visas; and (2) a modification that would require the Secretary of State to designate a Senior Coordinator, rather than a Minister Counselor, in the U.S. Embassy in Iraq and in U.S. embassies in certain other countries in the region to oversee the processing of Priority 2 refugees and refugees of special humanitarian concern.

The conferees note that they do not intend implementation of this subtitle to have an adverse impact on the quantity or quality of skilled local Iraqi personnel available to support those operations. However, they also recognize that working for the U.S. Government can prove to be a dangerous decision for Iraqi nationals, and express appreciation to those Iraqis for their contributions to the U.S. mission in that country. Therefore, the conferees urge executive branch officials to: consider the length and capacity of service when providing preference in awarding special immigrant visas to Iraqi citizens and nationals who have been working for the U.S. Government; and consider giving higher priority in the processing of refugee status to qualified applicants facing the most immediate or severe risk of harm and Iraqi nationals whose contracts with the U.S. Government constitute a significant portion of their income since June 2003.

The conferees believe that the Secretary of State should conduct the processing of refugees in Iraq with reasonable consideration of the security situation. In addition, the conferees recognize that the security situation might at times adversely affect the ability of the U.S. Government to carry out the necessary vetting requirements of Iraqi nationals seeking entry into the United States under this subtitle. Nonetheless, it remains critical that U.S. Government officials perform the appropriate level of background checks and fulfill other necessary vetting requirements for each Iraqi national processed.

The conferees believe that the United States has a moral responsibility to help those Iraqis who have helped the United States

and believe these provisions take a step toward meeting that responsibility.

Finally, the conferees note that no assistance authorized under this subtitle shall be provided to any person, agent, instrumentality, representative, or official of a country that is found to support international terrorism pursuant to the Export Administration Act, the Arms Export Control Act, the Foreign Assistance Act, or any other provision of law.

Subtitle D—Other Authorities and Limitations

Cooperative opportunities documents under cooperative research and development agreements with NATO organizations and other allied and friendly foreign countries (sec. 1251)

The House bill contained a provision (sec. 1241) that would modify the timing of the preparation of cooperative opportunities documents for acquisition programs and update the terminology used in statute to describe the documents.

The Senate amendment contained a similar provision (sec. 1211).

The House recedes.

Extension and expansion of temporary authority to use acquisition and cross-servicing agreements to lend military equipment for personnel protection and survivability (sec. 1252)

The Senate amendment contained a provision (sec. 1212) that would extend through September 30, 2008, the temporary authority provided under section 1202 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364) for the Secretary of Defense to loan under acquisition and cross-servicing agreements equipment for personnel protection and survivability to foreign military forces participating in combined operations with the United States in Iraq and Afghanistan. The provision would also expand to whom these loans of equipment may be made, to include foreign military forces participating in combined operations with the United States as part of a peacekeeping operation under the United Nations Charter or another international agreement.

The House bill contained no similar provision.

The House recedes.

The conferees emphasize that the authority for section 1202 is intended to permit the temporary loan of equipment to foreign military forces that are participating in a specified combined operation with the United States armed forces, for the purpose of providing personnel protection or aiding in the personnel survivability of such foreign military forces during those operations. The conferees note that equipment loaned under this authority may be used by the military forces of the recipient country for not longer than 1 year, at which time the equipment will be returned to the United States under the terms of the acquisition and cross-servicing agreement between the United States and the recipient country.

Acceptance of funds from the Government of Palau to defray expenditures attendant to the operation of United States military Civic Action Team in Palau (sec. 1253)

The Senate amendment contained a provision (sec. 1213) that would amend section 1933(a) of title 48, United States Code, to allow the Secretary of Defense to accept funds from the Government of Palau to defray expenditures that the Department of Defense makes in connection with the United States military Civic Action Team in Palau.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Repeal of requirement relating to North Korea (sec. 1254)

The Senate amendment contained a provision (sec. 1217) that would prohibit the Secretary of Defense from obligating or expending any funds authorized to be appropriated under section 1207 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) until the administration has fully implemented section 1211 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364).

The House bill contained no similar provision.

The House recedes with an amendment that would repeal subsection (a) of section 1211 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364).

The conferees note that section (a) of section 1211 mandated the appointment of a North Korea Policy Coordinator because of the conferees' concern that the administration lacked a coordinated approach to addressing the North Korean nuclear threat. However, more recently, the conferees have noted progress in the Six-Party Talks with North Korea, and are satisfied that the Assistant Secretary of State for East Asian and Pacific Affairs has sufficient authority in these negotiations. Therefore, the conferees deem that the intent of section 1211 (a) has been met.

Justice for Osama bin Laden and other leaders of al Qaeda (sec. 1255)

The Senate amendment contained a provision (sec. 1219) that would authorize the Secretary of State to offer a reward of $50.0 million for the capture, death, or information leading to the capture or death of Osama bin Laden.

The Secretary of State and the Secretary of Defense, in coordination with the Director of National Intelligence, shall jointly submit to Congress, not later than 90 days after enactment of this Act, and every 90 days thereafter, a report on the progress made in bringing Osama bin Laden and other leaders of al Qaeda to justice.

The House bill contained no similar provision.

The House recedes with an amendment that would limit the report requirement to two reports: (1) the initial report due 90 days after enactment of this Act; and, (2) a report a year later.

The conferees believe that a foremost objective of U.S. counterterrorist policy should be protecting U.S. persons and property by capturing or killing Osama bin Laden, and other leaders of the al Qaeda network, and destroying the al Qaeda network.

Extension of Counterproliferation Program Review Committee (sec. 1256)

The House bill contained a provision (sec. 1242) that would extend the Counterproliferation Program Review Committee (CPRC) established by section 1605 of the National Defense Authorization Act for Fiscal Year 1994 (Public Law 108–136) through 2013. This provision would also add additional members to the committee and change the requirement that the committee submit a report annually to a biennial reporting requirement with the first biennial report due on March 1, 2009 and each odd-numbered year thereafter through 2013.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would limit the new members of the CPRC to the Department of State and the Department of Homeland Security and would require the first biennial report to be submitted on May 1, 2009.

Sense of Congress on the Western Hemisphere Institute for Security Cooperation (sec. 1257)

The House bill contained a provision (sec. 1243) that would express the sense of Congress supporting the Department of Defense's education and training facility, the Western Hemisphere Institute for Security Cooperation.

The Senate amendment (sec. 1067) contained a similar provision.

The Senate recedes with a technical amendment.

Sense of Congress on Iran (sec. 1258)

The Senate amendment contained a provision (sec. 1538) that would state the sense of the Senate that Iran's Islamic Revolutionary Guards Corps (IRGC) should be designated as a foreign terrorist organization and placed on the list of Specially Designated Global Terrorists established by the International Emergency Economic Powers Act.

The House bill contained no similar provision.

The House recedes with an amendment that would clarify that it is in the U.S. national interest that the Government of Iran not use extremists in Iraq to subvert or co-opt the institutions of the legitimate Government of Iraq.

The conferees are concerned by reports, including the testimony to Congress in September 2007 of General David Petraeus, Commander, Multi-National Forces, Iraq, and Ambassador Ryan Crocker, U.S. Ambassador to Iraq, regarding Iranian activity in Iraq that is harmful to the Iraqi state and coalition forces in Iraq. The conferees strongly endorse the administration's pursuit of a diplomatic approach to address this Iranian threat. The conferees note that on October 25, 2007, the Department of State announced that it designated the IRGC an entity of proliferation concern under Executive Order 13382, and the Department of the Treasury designated the IRGC's Qods Force under Executive Order 13224 for providing material support to the Taliban and other terrorist organizations.

Subtitle E—Reports

One-year extension of update on report on claims relating to the bombing of the Labelle Discotheque (sec. 1261)

The Senate amendment contained a provision (sec. 1233) that would provide for a 1-year extension of the requirement to provide an update on the report on claims related to the bombing of the Labelle Discotheque.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Report on United States policy toward Darfur, Sudan (sec. 1262)

The House bill contained a provision (sec. 1235) that would require the Secretary of Defense to submit a report on the operational status of the airfield located in Abeche, Chad.

The Senate amendment contained a similar provision (sec. 1235).

The House recedes with an amendment that would incorporate elements of a report on U.S. policy toward Darfur, Sudan that was in the Senate amendment (sec. 1234). The amendment would also make other clarifying and technical changes, and would repeal a similar reporting requirement on the situation in Darfur, Sudan required by section 1227 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364).

Inclusion of information on asymmetric capabilities in annual report on military power of the People's Republic of China (sec. 1263)

The Senate amendment contained a provision (sec. 1236) that would amend section 1202(b) of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106–65) to include information on asymmetric capabilities in the annual report on the military power of the People's Republic of China.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Report on application of the Uniform Code of Military Justice to civilians accompanying the armed forces during a time of declared war or contingency operation (sec. 1264)

The Senate amendment contained a provision (sec. 1237) that would require the Secretary of Defense to report to Congress on the status of implementing a requirement to make the Uniform Code of Military Justice applicable to military contractors during a time of war or a contingency operation.

The House bill contained no similar provision.

The House recedes with an amendment that would specify matters to be addressed in the report.

Report on family reunions between United States citizens and their relatives in North Korea (sec. 1265)

The Senate amendment contained a provision (sec. 1238) that would require the President to submit to Congress, not later than 180 days after the date of enactment of this Act, a report on family

reunions between United States citizens and their relatives in North Korea.

The House bill contained no similar provision.

The Senate recedes with an amendment that would modify elements of the required report.

The conferees expect the report to include information regarding what additional actions, if any, the President considers desirable and feasible in order to facilitate safe and transparent reunions of U.S. citizens and their relatives in North Korea, wherever those reunions may take place.

The conferees support the ongoing Six-Party Talks with North Korea and placing the priority on the de-nuclearization of the Korean peninsula, but note that normalization, which would encompass a number of issues, is also being addressed within the talks.

Reports on prevention of mass atrocities (sec. 1266)

The Senate amendment contained a provision (sec. 1239) that would require both the Secretary of State and the Secretary of Defense to submit a report not later than 120 days after the date of enactment of this Act, to the congressional defense committees, the Committee on Foreign Relations of the Senate, and the Committee on Foreign Affairs of the House of Representatives assessing their respective capabilities to provide training and guidance to the command of an international intervention force that seeks to prevent mass atrocities.

The House bill contained no similar provision.

The House recedes with an amendment that would require the report to be due 180 days after the date of enactment of this Act.

Report on threats to the United States from ungoverned areas (sec. 1267)

The Senate amendment contained a provision (sec. 1042) that would require the Secretary of Defense and the Secretary of State, in coordination with the Director of National Intelligence, to report on the threat posed to the United States by ungoverned areas, especially as they relate to terrorist groups and individuals who aim their activities at the United States and its allies.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

LEGISLATIVE PROVISIONS NOT ADOPTED

Limitation on assistance to the Government of Thailand

The Senate amendment contained a provision (sec. 1215) that would require the Secretary of Defense to notify the Committees on Armed Services of the Senate and the House of Representatives, the Senate Foreign Relations Committee, and the House Foreign Affairs Committee 15 days prior to obligating or expending funds to initiate any new types of military assistance activities with Thailand.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that the administration appears to have conducted a judicious review of all ongoing assistance to the Gov-

ernment of Thailand, and urge the administration to apply a uniform standard when considering the provision of military and other types of foreign assistance to that Government.

The conferees also note that Thailand appears to be making progress towards restoring civilian democracy in the country via elections scheduled for December 2007, and urge the current Government of Thailand to lift martial law countrywide and take all necessary measures to ensure that the elections are free and fair.

Presidential report on policy objectives and United States strategy regarding Iran

The Senate amendment contained a provision (sec. 1216) that would prohibit not more than 75 percent of the amount authorized for the Office of the Under Secretary of Defense for Policy from being obligated until the report required by section 1213(b) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364) is submitted to Congress.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that the report was submitted.

Report on Department of Defense efforts to build the capacity of the Government of Iraq to carry out reconstruction activities in Iraq

The House bill contained a provision (sec. 1223) requiring the Secretary of Defense to submit a report to Congress on efforts of the Department of Defense to build the capacity of the Government of Iraq to carry out reconstruction activities in Iraq.

The Senate amendment contained no similar provision.

The House recedes.

Sense of Congress on responsibilities of the Iraqi Council of Ministers to enact laws to achieve political reform and diminish support for the insurgency in Iraq

The House bill contained a provision (sec. 1226) expressing the sense of Congress that the Iraqi Council of Representatives should not recess for an extended period of time without first making substantial progress toward enacting certain laws, other legislation, and constitutional amendments.

The Senate amendment contained no similar provision.

The House recedes.

Report on planning and implementation of the United States engagement and policy toward Darfur

The Senate amendment contained a provision (sec. 1234) that would require a report on planning and implementation of the United States engagement and policy toward Darfur.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that this reporting requirement has been incorporated into another provision in title XII of this act.

Report on progress of the Department of Defense's counternarcotics program for Afghanistan

The House bill contained a provision (sec. 1233) that would require the Secretary of Defense to submit to Congress, not later than 90 days after the date of enactment of this Act, a report on the progress of the Department of Defense's counternarcotics program for Afghanistan.

The Senate amendment contained no similar provision.

The House recedes.

The conferees note that House section 1233 and the counternarcotics component of Senate section 1231 were reconciled and incorporated in a larger report on U.S. policy in Afghanistan that is included in another provision of this Act.

The conferees note with concern the administration's renewed focus on aerial spraying as an option to be considered by the Government of Afghanistan for non-negotiated forced eradication of opium poppies. The conferees recommend that the Secretary of Defense evaluate the potential consequences of aerial spraying, including the impact on perceptions of the Afghan population, and on achieving the larger strategic goals of the U.S. military in Afghanistan.

Sense of Congress concerning the strategic military capabilities and intentions of the People's Republic of China

The House bill contained a provision (sec. 1244) that would express the sense of Congress concerning the strategic military capabilities and intentions of the People's Republic of China.

The Senate amendment contained no similar provision.

The House recedes.

The conferees note China's continued investment in strategic military capabilities that could be used to support power projection and access denial operations beyond the Asia Pacific region, and the lack of transparency surrounding the strategic military capabilities and intentions relating to China's military modernization. The Pentagon's 2006 Quadrennial Defense Review Report (QDR) found that China is at a strategic crossroads and that, "of the major and emerging powers, China has the greatest potential to compete militarily with the United States." The conferees note that during the last year, China demonstrated such potential, including the October 2006 broach of a Chinese SONG-class diesel-electric submarine in close proximity to the USS *Kitty Hawk* aircraft carrier in international waters and the January 2007 test of a direct ascent anti-satellite missile against a Chinese weather satellite in low-earth orbit.

The conferees encourage the Secretary of Defense to expand efforts to develop an accurate assessment and understanding of China's strategic military modernization and strategic intentions, particularly with regard to its sea- and space-based strategic capabilities.

Sense of Congress on the capture of Osama bin Laden and the al Qaeda leadership

The Senate amendment contained a provision (sec. 1544) that would express the sense of Congress that it should be the policy of

the United States Government that the foremost objective of United States counterterrorist operations is to protect United States persons and property from terrorist attacks by capturing or killing Osama bin Laden, Ayman al-Zawahiri, and other leaders of al Qaeda and destroying the al Qaeda network.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that the underlying concern motivating this provision is addressed by another provision elsewhere in this Act, and that the statement of managers accompanying that provision contains the concerns expressed in the Senate amendment.

TITLE XIII—COOPERATIVE THREAT REDUCTION WITH STATES OF THE FORMER SOVIET UNION

Specification of Cooperative Threat Reduction programs and funds (sec. 1301)

The Senate amendment contained a provision (sec. 1301) that would specify the Cooperative Threat Reduction programs and funds.

The House bill contained a similar provision (sec. 1301).

The House recedes.

Funding allocations (sec. 1302)

The House bill contained a provision (sec. 1302) that would authorize $398.0 million for the Cooperative Threat Reduction (CTR) program. The provision would also authorize a specific amount for each CTR program element, require notification to Congress 30 days before the Secretary of Defense obligates and expends fiscal year 2008 funds for purposes other than those specifically authorized, and provide limited authority to vary the individual CTR program amounts. The authority to vary the amount of funds for three of the program elements would be limited to increases of no more than 125 percent of the specific amount authorized. The Secretary would be required to notify Congress 15 days in advance of varying the amounts for any CTR program.

The Senate amendment contained a similar provision (sec. 1302) that would authorize $448.0 million for the CTR program; would not include the 125 percent limit on the authority of the Secretary to vary the amounts in the CTR program elements; and would include the 15 day notification requirement.

The House recedes with an amendment that would authorize $428.0 million for the CTR program, an increase of $80.0 million above the budget request. The conferees agree to provide $10.0 million for new CTR initiatives outside the former Soviet Union to support the new authority for such initiatives provided elsewhere in this Act. The conferees agree to provide $5.0 million for chemical weapons destruction in Libya, and $1.0 million for chemical weapons destruction in Shchuch'ye, Russia. In the event the Secretary is unable to use all or part of the authorized funding in furtherance of this new authority, the Secretary may use such funds for any other CTR program elements after the required 15 day notification period.

Specification of Cooperative Threat Reduction programs in states outside the former Soviet Union (sec. 1303)

The Senate amendment contained a provision (sec. 1303) that would amend section 1501 of the National Defense Authorization Act for Fiscal Year 1997 (Public Law 104–201) to permit the Department of Defense to conduct Cooperative Threat Reduction programs outside the former Soviet Union (FSU). The provision would specify the nature of the programs that could be carried out.

The House bill contained no similar provision.

The House recedes with an amendment that would modify the nature of the programs that could be carried out outside the FSU and would include programs to facilitate safe and secure transportation and storage of nuclear weapons, weapons components and their delivery vehicles, and programs to expand military-to-military and other defense contacts.

Repeal of restrictions on assistance to states of the former Soviet Union for Cooperative Threat Reduction (sec. 1304)

The Senate amendment contained a provision (sec. 1305) that would repeal certain provisions of the Soviet Nuclear Threat Reduction Act of 1991 (Public Law 102–228), the Cooperative Threat Reduction Act of 1993 (Public Law 103–160), and section 1305 of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106–65) that require a number of annual certifications before any Cooperative Threat Reduction funds may be obligated in any fiscal year. In addition, the provision would repeal section 1303 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375), which authorized the President to waive the annual certification requirements. The provision would also clarify application of certain other provisions of law.

The House bill contained a similar provision (sec. 1305).

The House recedes.

Modification of authority to use Cooperative Threat Reduction funds outside the former Soviet Union (sec. 1305)

The House bill contained a provision (sec. 1306) that would amend section 1308 of the National Defense Authorization Act for Fiscal Year 2004 (2004 NDAA) (Public Law 108–136). Section 1308 authorizes the President to utilize the Cooperative Threat Reduction (CTR) program funds for emergency or other short-term projects outside the former Soviet Union (FSU). The House provision would amend section 1308 to allow the Secretary of Defense, with the concurrence of the Secretary of State, to: utilize the CTR program funds for an emergency; repeal the $50.0 million funding limitation on the amount that could be obligated for an emergency; and require the Secretary of Defense to notify Congress 15 days prior to exercising this authority, unless such advance notification would severely undermine the national security of the United States, in which case the notification would be made within 10 days of obligating CTR funds.

The Senate amendment contained a similar provision (sec. 1304) but would not repeal the $50.0 million funding limitation and would not modify the notification requirements.

The Senate recedes with an amendment that would make clarifying changes and would permit the Secretary of Defense and the Secretary of State to notify Congress no later than 10 days after the funds were obligated.

The conferees note that prior to the enactment of the 2004 NDAA, CTR authority was limited to programs conducted in the states of the FSU. Section 1308 of the 2004 NDAA provided authority for the CTR program to address emergency or other short-term projects outside the FSU. Elsewhere in this Act, the conferees have included a provision that would provide new authority for the CTR program to expand its programmatic authority on a regular, non-emergency basis to states outside the FSU. With this new authority, the utility of the section 1308 emergency authority may diminish. The conferees direct the Secretary of Defense to submit, with the budget request for the CTR program for fiscal year 2010, an assessment as to whether there is a continued need for the emergency authority provided by section 1308 of the 2004 NDAA.

New initiatives for the Cooperative Threat Reduction program (sec. 1306)

The House bill contained a provision (sec. 1303) that would set forth the sense of Congress that the Department of Defense (DOD) should expand and strengthen the Cooperative Threat Reduction (CTR) program. This would include expansion of the scope of CTR program activities within Russia and the former Soviet Union (FSU) as well as in states outside the FSU, including those in Asia and the Middle East, and specifically on the Korean Peninsula. In addition, the provision would require the Secretary of Defense to enter into an arrangement with the National Academy of Sciences (NAS) under which the NAS would conduct a study that would analyze possible options for strengthening and expanding the CTR program and make related recommendations. The provision would also require the Secretary to develop and submit to Congress by March 31, 2008, a report on the NAS study including the Secretary's assessment of the study together with a specific action plan for new CTR initiatives.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would make clarifying changes and would focus the scope of the NAS study on identification of threats that are most appropriately addressed by the CTR program. In addition, the amendment would allow additional time for both the NAS study and the report to be prepared by the Secretary.

To ensure timely delivery of the study described in this section, the conferees strongly urge all U.S. Government departments or agencies that provide the NAS with access to classified material for use in the study to complete promptly any necessary classification reviews of the study or related documents.

The conferees recognize that there are a wide variety of global threats arising from the proliferation of nuclear, chemical, and biological weapons and weapons-related materials, technologies, and expertise. The conferees emphasize that addressing these threats will require the resources of many agencies of the United States Government, which in turn must be well coordinated with other

states and international entities working in broad partnerships. The partnerships should also focus on national programs that can be sustained in the long-term.

The conferees expect that the NAS study and the Secretary's report will provide an analysis of the threats that could be addressed by the CTR program both within and outside the FSU. The conferees hope that the NAS study will identify potential opportunities for Russia and other states to work together with the United States to establish deeper partnerships to address these threats.

The conferees support strengthening and expanding, as much as possible, the programs designed to address these threats, including the CTR program. The CTR program is critical to U.S. national security and should be a top priority. Significant progress has been made over the last 10 years, but much remains to be done. The conferees believe the CTR program would benefit from additional funding to support new and expanded activities both within and outside the FSU. Elsewhere in this Act, the conferees have included a number of provisions and additional funding for the CTR program to ensure that wherever possible, actions are taken to address threats involving nuclear, chemical, and biological weapons and weapons-related materials, technologies, and expertise.

Report relating to chemical weapons destruction at Shchuch'ye, Russia (sec. 1307)

The House bill contained a provision (sec. 1304) that would require the Secretary of Defense to notify the congressional defense committees within 30 days of the commencement of negotiations on, or the signing or finalization of, an agreement with the Russian Federation that would change implementation of the Shchuch'ye chemical weapons destruction project, under the Cooperative Threat Reduction (CTR) program, in any manner inconsistent with the purpose and intent of the amounts authorized and appropriated for the project. The provision would also require the Secretary to submit a report to the congressional defense committees on the Shchuch'ye chemical weapons destruction project, setting forth a current and detailed cost estimate for project completion and a specific strategic and operating plan for project completion, which includes contractual arrangements, plans for project management and oversight, quality assurance and sustainability measures, metrics for measuring project progress, coordination plans, and a project completion date. In addition, the provision would prohibit the Secretary from implementing any new or modified agreement with Russia relating to the Shchuch'ye project, as described in the provision, until 90 days after the report and the signed and finalized agreement have been submitted to the congressional defense committees, and the Secretary makes a series of certifications with respect to the project.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary to submit a report to the congressional defense committees only on the Shchuch'ye chemical weapons destruction project. This report would include: a current and detailed cost estimate for project completion; and a specific strategic and operating plan for project completion setting forth plans for project management and

oversight, quality assurance and sustainability measures, metrics for measuring project progress, and a projected project completion date. This report would be due no later than 90 days after the date of enactment of this Act.

The conferees believe that completion of the chemical weapons destruction project at Shchuch'ye, Russia, should be a high priority for the CTR program and urge the Secretary to take necessary steps to ensure that the facility is adequately supported so that it can begin to destroy the stockpile of Russian chemical weapons as soon as possible.

National Academy of Sciences study of prevention of proliferation of biological weapons (sec. 1308)

The Senate amendment contained a provision (sec. 1306) that would require the Secretary of Defense to enter into an arrangement with the National Academy of Sciences (NAS) under which the NAS would carry out a study to identify areas for cooperation with states outside the former Soviet Union under the Cooperative Threat Reduction program to prevent the proliferation of biological weapons and dual-use materials. The provision would also require the Secretary to submit a report on the NAS study, including the Secretary's assessment of the NAS report and any actions the Secretary plans to take to implement its recommendations, to the Committees on Armed Services of the Senate and the House of Representatives on December 31, 2008.

The House bill contained no similar provision.

The House recedes with an amendment that would make clarifying changes and would modify the reporting requirement so that the Secretary's report would be provided to Congress 90 days after receipt of the NAS report.

To ensure timely delivery of the study described in this section, the conferees strongly urge all U.S. Government departments or agencies that provide the NAS with access to classified material for use in the study to complete promptly any necessary classification reviews of the study or related documents.

LEGISLATIVE PROVISION NOT ADOPTED

Clarification of amounts for Cooperative Threat Reduction programs

The House bill contained a provision (sec. 1307) that would increase the amounts for the Cooperative Threat Reduction program by $480,000.

The Senate amendment contained no similar provision.

The House recedes.

TITLE XIV—OTHER AUTHORIZATIONS

Subtitle A—Military Programs

Summary and explanation of tables

This title contains funding authorizations for working capital and revolving funds, the National Defense Sealift Fund, the Defense Health Program, the destruction of chemical munitions, drug

interdiction and counterdrug activities, and funding for the Department of Defense Inspector General and other programs which contain elements of more than one type of traditional funding account (such as procurement or operation and maintenance) inside a single account.

The conference agreement also includes funding for a Strategic Readiness Fund which was included in title XVII of the House bill and is included in title XIV of the conference agreement.

This title includes legislative proposals regarding the national defense stockpile, and authorizes trust fund expenditures for the Armed Forces Retirement Home, which is a Department of Defense civil program funded outside the national defense budget function.

The following tables provide the program-level detailed guidance for the funding authorized in title XIV of this Act. The tables also display the funding requested by the administration in the fiscal year 2008 budget request for these programs, and indicate those programs for which the conferees either increased or decreased the requested amounts. Unless noted in this report, funding changes to the budget request are made without prejudice.

Title XIV - Other Authorizations

(Dollars in Thousands)

	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
MILITARY PROGRAMS					
DEFENSE HEALTH PROGRAM					
Defense Health Program, O&M	20,182,381	20,112,304	20,182,381	539,260	20,721,641
Legislative Proposal scorekeeping adjustment	1,862,000	1,862,000	1,862,000		1,862,000
SRM for DHP		[50,000]			
Hospital extension		[400]		[400]	
Mental initiative		[5,000]			
TBI initiative		[5,000]			
Pre and Post deployment brain health assessments		[4,000]			
Madigan AMC Trauma assistance program		[2,000]		[1,000]	
Navy FY07 under-execution		[-3,000]			
Restore military to civilian conversions		[-146,837]			
Unexpended balances		[-200,000]			
Center of Excellence for Military Eye Injuries (sec. 710)			[5,000]		
Discount drug pricing (sec. 701)			[-300,000]		
TRICARE Pharmacy copay				[187,000]	
TRICARE cost sharing				[6,000]	
Peace through health care initiative				[1,500]	
Restore efficiency wedges		[212,360]		[212,360]	
Nursing program		[1,000]		[1,000]	
Medical care for severe injuries or illnesses				[34,000]	
Extend TRICARE for primary caregivers				[2,000]	
TBI tracking pilot projects				[3,000]	
TBI/PTSD/eye diagnosis and treatment Centers of Excellence				[65,000]	

Title XIV - Other Authorizations
(Dollars in Thousands)

	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Joint Electronic Health Record Program Office (DOD)				[25,000]	
NAS study on war veterans				[1,000]	
Tri-service nursing program					
Subtotal Defense Health Program O&M	**22,044,381**	**21,974,304**	**22,044,381**	**539,260**	**22,583,641**
Defense Health Program, RDTE	134,482	134,482	136,482		134,482
Motor vehicle crash study			[2,000]		
Defense Health Program, Procurement	362,261	362,261	362,261		362,261
Continuing Resolution Adjustment					
Total Defense Health Program	**22,541,124**	**22,471,047**	**22,543,124**	**539,260**	**23,080,384**
DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES					
Drug Enforcement and Policy Support	936,822	936,822	1,122,122	1,200	938,022
Project Athena			[7,500]		
Surveillance technology ACTD			[15,000]		
Transfer from title XV - Afghanistan			[162,800]		
International Support		[-12,000]			
Southwestern Border Fence		[8,000]		[1,200]	
Airborne Counter-Narcotics/Terrorism Threat Protection		[4,000]			
Total Drug Interdiction and Counter-Drug Activities	**936,822**	**936,822**	**1,122,122**	**1,200**	**938,022**

Title XIV - Other Authorizations
(Dollars in Thousands)

	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
OFFICE OF THE INSPECTOR GENERAL					
Office of the Inspector General, O&M	214,995	214,995	224,995	10,000	224,995
Program increase			[10,000]	[10,000]	
Office of the Inspector General, RDTE					
Office of the Inspector General, Procurement	1,000	1,000	1,000		1,000
Total Office of the Inspection General	**215,995**	**215,995**	**225,995**	**10,000**	**225,995**
CHEMICAL AGENTS AND MUNITIONS DESTRUCTION					
Chemical Agents and Munitions Destruction, O&M	1,162,452	1,162,452	1,186,452	19,048	1,181,500
Program adjustment				[19,000]	
Budget adjustment - original request				[48]	
Chemical Agents and Munitions Destruction, RDTE	274,846	274,846	274,846	37,954	312,800
Pueblo Chemical Agent Destruction Pilot Plant				[10,000]	
Blue Grass Chemical Agent Destruction Pilot Plant				[28,000]	
Budget adjustment - original request				[-46]	
Chemical Agents and Munitions Destruction, Procurement	18,426	18,426	30,426	-2	18,424
Budget adjustment - original request				[-2]	
Total Chemical Agents and Munitions Destruction	**1,455,724**	**1,455,724**	**1,491,724**	**57,000**	**1,512,724**

Title XIV - Other Authorizations
(Dollars in Thousands)

	FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
REVOLVING AND MANAGEMENT FUNDS					
Defense Working Capital Funds	102,446	102,000	102,446		102,446
Defense Working Capital Funds - DeCA	1,250,300	1,250,300	1,250,300		1,250,300
Defense Coalition Support Fund	22,000	22,000		-22,000	
National Defense Sealift Fund	1,079,094	1,535,194	1,044,194	270,000	1,349,094
Transfer to RDT&E Navy			[-4,900]		
Rephasing of MPF(F) R&D effort			[-30,000]	[-30,000]	
T-AKE ship		[456,100]			
T-AKE ships				[300,000]	
Advance procurement for 3 T-AKE ships					
Pentagon Reservation Maintenance Revolving Fund					
TOTAL REVOLVING AND MANAGEMENT FUNDS	**2,453,840**	**2,909,494**	**2,396,940**	**248,000**	**2,701,840**
TOTAL OTHER PROGRAMS - MILITARY	**27,603,505**	**27,989,082**	**27,779,905**	**855,460**	**28,458,965**
CIVIL PROGRAMS					
Armed Forces Retirement Home	61,624	61,624	61,624		61,624
TOTAL OTHER PROGRAMS - CIVIL	**61,624**	**61,624**	**61,624**		**61,624**
TOTAL OTHER PROGRAMS	**27,665,129**	**28,050,706**	**27,841,529**	**855,460**	**28,520,589**

Working capital funds (sec. 1401)

The House bill contained a provision (sec. 302) that would authorize fiscal year 2008 funds for Defense Working Capital Funds and the National Defense Sealift Fund.

The Senate amendment contained a similar provision for working capital funds (sec. 1401).

The conference agreement includes this provision.

National Defense Sealift Fund (sec. 1402)

The House bill contained a provision (sec. 302) that would authorize fiscal year 2008 funds for the National Defense Sealift Fund and for working capital funds.

The Senate amendment contained a similar provision authorizing appropriations for the National Defense Sealift Fund (sec. 1402).

The conference agreement includes this provision.

Defense Health Program (sec. 1403)

The House bill contained a provision (sec. 303) that would authorize fiscal year 2008 funds for the Defense Health Program and other programs.

The Senate amendment contained a similar provision authorizing appropriations for the Defense Health Program (sec. 1403).

The conference agreement includes this provision.

Chemical agents and munitions destruction, Defense (sec. 1404)

The House bill contained a provision (sec. 303) that would authorize fiscal year 2008 funds for chemical agents and munitions destruction and other programs.

The Senate amendment contained a similar provision authorizing appropriations for chemical agents and munitions destruction (sec. 1404).

The conference agreement includes this provision.

Drug Interdiction and Counter-Drug Activities, Defense-wide (sec. 1405)

The House bill contained a provision (sec. 303) that would authorize fiscal year 2008 funds for drug interdiction and counterdrug activities and other programs.

The Senate amendment contained a similar provision authorizing appropriations for drug interdiction and counterdrug activities (sec. 1405).

The conference agreement includes this provision.

Defense Inspector General (sec. 1406)

The House bill contained a provision (sec. 303) that would authorize fiscal year 2008 funds for the Department of Defense Inspector General and other programs.

The Senate amendment contained a similar provision authorizing appropriations for the Inspector General (sec. 1406).

The conference agreement includes this provision.

Subtitle B—National Defense Stockpile

Authorized uses of National Defense Stockpile funds (sec. 1411)

The House bill contained a provision (sec. 3301) that would authorize the use of funds from the National Defense Stockpile Transaction Fund for the operation and maintenance of the National Defense Stockpile for fiscal year 2008.

The Senate amendment contained no similar provision.

The Senate recedes.

Revisions to required receipt objectives for previously authorized disposals from the National Defense Stockpile (sec. 1412)

The House bill contained a provision (sec. 3302) that would authorize revisions on limitations in asset sales from the National Defense Stockpile.

The Senate amendment contained a similar provision (sec. 1413).

The Senate recedes with an amendment that would amend section 3402(b) of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106–65) to increase the Department of Defense's stockpile commodity disposal authority from $600.0 million to $710.0 million. The Senate amendment would further amend section 3303(a) of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (Public Law 105–261), as amended by section 3302 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375), and section 3302(a) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) to increase the Department's disposal authority from $1,016.0 million to $1,066.0 million.

Disposal of ferromanganese (sec. 1413)

The Senate amendment contained a provision (sec. 1411) that would require the Secretary of Defense to certify that disposal of ferromanganese from the National Defense Stockpile above 50,000 and 75,000 tons in fiscal year 2008 is in the national defense interest, will not disrupt markets, and is consistent with stockpile requirements. The Senate amendment would also require the Department of Defense to wait 30 days after certification before disposing of additional ferromangangese.

The House bill contained no similar provision.

The House recedes with an amendment that would allow for certification when the Department has contracts for 50,000 and 75,000 tons and would eliminate the 30-day wait period.

Disposal of chrome metal (sec. 1414)

The Senate amendment contained a provision (sec. 1412) that would require the Secretary of Defense to certify that disposal of chrome metal from the National Defense Stockpile above 500 and 750 short tons in fiscal year 2008 is in the national defense interest, will not disrupt markets, and is consistent with stockpile requirements. The Senate amendment would also require the Department of Defense to wait 30 days after certification before disposing of additional chrome metal.

The House bill contained no similar provision.

The House recedes.

Subtitle C—Armed Forces Retirement Home

Authorization of appropriations for Armed Forces Retirement Home (sec. 1421)

The House bill contained a provision (sec. 422) that would authorize $61.6 million to be appropriated for fiscal year 2008 from the Armed Forces Retirement Home Trust Fund for operation of the Armed Forces Retirement Home.

The Senate amendment contained an identical provision (sec. 1421).

The conference agreement includes this provision.

Administration and oversight of the Armed Forces Retirement Home (sec. 1422)

The Senate amendment contained a provision (sec. 1422) that would amend the Armed Forces Retirement Home Act of 1991 to require: (1) treatment of the Armed Forces Retirement Home as a military facility of the Department of Defense for the purpose of entering into contracts, agreements, or transactions regarding real property; (2) accreditation by a nationally recognized civilian accrediting organization for each aspect of each facility of the Retirement Home; (3) appointment of a Chief Medical Officer of the Retirement Home; and (4) the Inspector General of the Department of Defense to inspect the Retirement Home every 2 years.

The House bill contained no similar provision.

The House recedes with an amendment that would: (1) provide that the administration of the Retirement Home remains under the direct authority, control, and administration of the Secretary of Defense, (2) require the Secretary of Defense to designate the Deputy Director of the TRICARE Management Activity to serve as the senior medical advisor for the Retirement Home; and (3) require the Inspector General of the Department of Defense to inspect the Retirement Home in any year in which a facility of the Retirement Home is not inspected by a nationally recognized civilian accrediting organization. The amendment deleted the requirement that the Retirement Home be treated as a military facility of the Department of Defense for the purpose of entering into contracts, agreements, or transactions regarding real property.

LEGISLATIVE PROVISIONS NOT ADOPTED

Additional amount for drug interdiction and counterdrug activities with respect to Afghanistan

The Senate amendment contained a provision (sec. 1405A) that would transfer funding for drug interdiction and counterdrug activities in Afghanistan between titles of this Act.

The House bill contained no similar provision.

The Senate recedes.

The conference outcome is reflected in the tables of this report.

Reduction in certain authorizations due to savings from lower inflation

The Senate amendment contained a provision (sec. 1407) that would reduce the amounts authorized in Division A of this Act by $1.6 billion to bring the inflation assumptions applicable to purchases by the Department of Defense for fiscal year 2008 in line with the economic assumptions previously adopted by Congress in the budget resolution for fiscal year 2008.

The House bill contained no similar provision.

The Senate recedes.

Pilot program to establish an Army Wounded Warrior battalion at an appropriate active duty base

The House bill contained a provision (sec. 1419) that would require the Secretary of the Army to establish a pilot program, known as the Army Wounded Warrior Program, based on the Wounded Warrior Regiment program of the Marine Corps.

The Senate amendment contained no similar provision.

The House recedes.

The conferrees are aware that the Army has already established Warrior Transition Units that are similar in function to the Marine Wounded Warrior Regiment program.

Establishment of medical support fund for support of members of the armed forces returning to military service or civilian life

The House bill contained a provision (sec. 1422) that would require the establishment of a medical support fund on the books of the Treasury to support programs and activities relating to the medical treatment, care, rehabilitation, recovery, and support of wounded and injured service members and their families, and authorized $50.0 million for the fund.

The Senate amendment contained no similar provision.

The House recedes.

Oversight Board for Wounded Warriors

The House bill contained a provision (sec. 1423) that would require the establishment of a 12 member board to be known as the Oversight Board for Wounded Warriors to provide oversight of medical care, quality of life, administrative processing, and family programs supporting wounded warriors and to provide advice and counsel to Congress and the Department of Defense about how the programs can be made more efficient and effective.

The Senate amendment contained no similar provision.

The House recedes.

Study and report of waiting periods for appointments at Department of Veterans Affairs medical facilities

The House bill contained a provision (sec. 1438) that would require the Secretary of Veterans Affairs to conduct a study on the average length of time between the desired date for which a veteran seeks to schedule an appointment for health care at a Department of Veterans Affairs medical facility and the date on which such appointment is completed.

The Senate amendment contained no similar provision.

The House recedes.

Increase in physicians at hospitals of the Department of Veterans Affairs

The House bill contained a provision (sec. 1453) that would require the Secretary of Veterans Affairs to increase the number of resident physicians at hospitals of the Department of Veterans Affairs.

The Senate amendment contained no similar provision.

The House recedes.

TITLE XV—AUTHORIZATION OF ADDITIONAL APPROPRIATIONS FOR OPERATION IRAQI FREEDOM AND OPERATION ENDURING FREEDOM

Overview

The President's budget as submitted in February requested $141.7 billion in emergency funding for the Department of Defense for Operation Iraqi Freedom (OIF), Operation Enduring Freedom (OEF), and for other purposes, including some of the "grow the force" costs of increasing Army and Marine Corps active-duty personnel levels. The Concurrent Resolution on the Budget for Fiscal Year 2008 fully funded this amount.

After the House and Senate bills had been reported, and the Concurrent Resolution on the Budget had been adopted, the President submitted two additional budget amendments. On July 31, 2007, the President requested an additional $5.3 billion for Mine-Resistant Ambush Protected (MRAP) vehicles. On October 22, 2007, the President requested an additional $42.3 billion for operations in Iraq and Afghanistan and for other purposes, bringing the total requested for war-related purposes for fiscal year 2008 to $189.3 billion.

The summary table and detailed tables that follow summarize the funding requested in February, July, and October as emergency spending for these operations, together with the conferee's actions on these requests. Funding for Department of Defense operations in Iraq and Afghanistan, with the exception of funding for military construction projects to support these operations, is included in title XV of this Act. Funding for military construction projects in Iraq and Afghanistan is included in title XXIX of this Act.

EXPLANATION OF TABLES

Explanation of tables

The following tables provide the program-level detailed guidance for the funding authorized in title XV of this Act. The tables also display the funding requested by the administration in the fiscal year 2008 budget request for war-related programs, and indicate those programs for which the conferees either increased or decreased the requested amounts. Unless noted in this report, funding changes to the budget request are made without prejudice.

Title XV - Procurement

(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
	Aircraft Procurement, Army										
	Aircraft										
	Fixed Wing										
1	UTILITY F/W CARGO AIRCRAFT		12,500		12,500		12,500				12,500
	Rotary Wing										
3	ARMED RECONNAISSANCE HELICC	29	222,600						-38,600	29	184,000
	Reduction				[-222,600]		[-38,600]		[-38,600]		
	Transfer to OMA for UH-60 Blackhawk Recapitalization						[-86,000]				
	Transfer to APA to upgrade UH-60A helicopters to UH-60L						[-38,000]				
	Transfer to APA for common missile warning systems for fixed-wing aircraft						[-60,000]				
5	UH-60 BLACKHAWK (MYP)	39	527,403	39	527,403	39	157,023			39	527,403
5	LESS: ADVANCE PROCUREMENT (										
	Transfer to Title I						[-370,380]				
	Modification of Aircraft										
9	GUARDRAIL MODS (TIARA)		33,000		33,000		33,000				33,000
10	ARL MODS (TIARA)		25,000		25,000		25,000				25,000
11	AH-64 MODS	12	417,800	12	417,800	12	417,800			12	417,800
11	LESS: ADVANCE PROCUREMENT (PY)										

Title XV - Procurement

(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Change vs. Amended Request Qty	Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
13	CH-47 CARGO HELICOPTER MODS	21	645,207	21	635,607	21	121,067			21	645,207
	Memo: original request		[635,607]								
	Memo: October amendment		[9,600]								
	Transfer to Title I						[-514,540]				
18	UH-60 MODS						38,000				
	Transferred from ARH to upgrade UH-60A helicopters to UH-60L						[38,000]				
	Spares and Repair Parts										
22	SPARE PARTS (AIR)										
	Support Equipment and Facilities										
	Ground Support Avionics										
23	AIRCRAFT SURVIVABILITY EQUIPMI						60,000				
	Transferred from ARH for Common Missile Warning System for fixed-wing aircraft						[60,000]				
24	ASE INFRARED CM		207,435								207,435
	Memo: original request		[0]								
	Memo: October amendment		[207,435]								
	Other Support										
27	COMMON GROUND EQUIPMENT		10,356		10,000		10,000				10,356
	Memo: original request		[10,000]								
	Memo: October amendment		[356]								

Title XV - Procurement

(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
28	AIRCREW INTEGRATED SYSTEMS		10,200		10,200		10,200				10,200
29	AIR TRAFFIC CONTROL		13,963		6,196		6,196				13,963
	Memo: original request		[6,196]								
	Memo: October amendment		[7,767]								
	Total - Aircraft Procurement, Army		**2,125,464**		**1,677,706**		**890,786**		**-38,600**		**2,086,864**
	Missile Procurement, Army										
	Other Missiles										
	Surface-to-air Missile System										
	Air-to-surface Missile System										
4	HELLFIRE SYS SUMMARY	2,585	228,426	2,585	228,426	2,585	228,426			2,585	228,426
	Anti-tank/Assault Missile System										
5	JAVELIN (AAWS-M) SYSTEM SUMM/	935	121,210							935	121,210
	Memo: original request		[0]								
	Memo: October amendment		[121,210]								
8	GUIDED MLRS ROCKET (GMLRS)	570	67,200	570	67,200	570	67,200			570	67,200
12	ARMY TACTICAL MSL SYS (ATACMS	177	197,108			177	197,108			177	197,108
	Transfer to MRAP				[-197,108]						
	Modification of Missiles										

Title XV - Procurement

(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
	Modifications										
15	ITAS/TOW MODS		27,820								27,820
	Memo: original request		[0]								
	Memo: October amendment		[27,820]								
	Spares and Repair Parts										
	Support Equipment and Facilities										
	Total - Missile Procurement Army		**641,764**		**295,626**		**492,734**				**641,764**
	Procurement of Weapons & Tracked Combat Vehicles										
	Tracked Combat Vehicles										
2	BRADLEY BASE SUSTAINMENT	543	1,621,100	481	1,402,500					543	1,621,100
	Memo: original request		[1,402,500]								
	Memo: October amendment		[218,600]								
	Transfer to Title I						[-1,402,500]				
5	STRYKER VEHICLE	483	2,030,581	100	402,775	29	117,000			483	2,030,581
	Memo: original request		[402,775]								
	Memo: October amendment		[1,627,806]								
	Transfer to Title I						[-402,775]				
	Additional Stryker vehicles to replace battle losses						[117,000]				

Title XV - Procurement

(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Change vs. Amended Request Qty	Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
	Modification of Tracked Combat Vehicles										
8	CARRIER, MOD	317	132,220	317	132,220					317	132,220
	Transfer to Title I						[-132,220]				
9	FIST VEHICLE (MOD)	44	130,000	44	130,000					44	130,000
	Transfer to Title I						[-130,000]				
10	BFVS SERIES (MOD)		132,900		48,000		48,000				132,900
	Memo: original request		[48,000]								
	Memo: October amendment		[84,900]								
11	HOWITZER, MED SP FT 155MM M10		41,211								41,211
	Memo: original request		[0]								
	Memo: October amendment		[41,211]								
13	IMPROVED RECOVERY VEHICLE (M	112	320,461	100	277,400					112	320,461
	Memo: original request		[277,400]								
	Memo: October amendment		[43,061]								
	Transfer to Title I						[-277,400]				
17	JOINT ASSAULT BRIDGE		38,400								38,400
	Memo: original request		[0]								
	Memo: October amendment		[38,400]								
18	M1 ABRAMS TANK (MOD)		588,585		337,565		337,565				588,585
	Memo: original request		[337,565]								
	Memo: October amendment		[251,020]								

Title XV - Procurement

(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
19A	ABRAMS UPGRADE PROGRAM	235	1,303,100	235	1,303,100					235	1,303,100
	Transfer to Title I						[-1,303,100]				
	Support Equipment and Facilities										
20	ITEMS LESS THAN $5.0M (TCV-WTC	25	139,000							25	139,000
	Memo: original request		[0]								
	Memo: October amendment		[139,000]								
	Weapons and Other Combat Vehicles										
22	HOWITZER, LIGHT, TOWED, 105MM	16	17,600							16	17,600
	Memo: original request		[0]								
	Memo: October amendment		[17,600]								
24	M240 MEDIUM MACHINE GUN (7.62M	5,480	61,541	3,000	42,721	3,000	42,721			5,480	61,541
	Memo: original request		[42,721]								
	Memo: October amendment		[18,820]								
25	MACHINE GUN, CAL .50 M2 ROLL	1,778	27,327	1,278	19,000	1,278	19,000			1,778	27,327
	Memo: original request		[19,000]								
	Memo: October amendment		[8,327]								
26	M249 SAW MACHINE GUN (5.56MM)		1,784		1,784		1,784				1,784
27	MK-19 GRENADE MACHINE GUN (40	1,580	30,614	1,580	30,614	1,580	30,614			1,580	30,614
28	MORTAR SYSTEMS	377	33,459	345	29,880	345	29,880			377	33,459
	Memo: original request		[29,880]								
	Memo: October amendment		[3,579]								
30	M107, CAL. 50, SNIPER RIFLE		402		402		402				402

Title XV - Procurement

(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
31	XM320 GRENADE LAUNCHER MODU	1,042	3,500	1,042	3,500	1,042	3,500			1,042	3,500
33	M4 CARBINE	47,185	79,469	47,185	79,469	47,185	79,469			47,185	79,469
34	SHOTGUN, MODULAR ACCESSORY	3,109	4,000	3,109	4,000	3,109	4,000			3,109	4,000
35	COMMON REMOTELY OPERATED W	768	220,000	768	220,000	768	220,000			768	220,000
	Modification of Weapons and Other Combat Vehicles										
39	M4 CARBINE MODS		125,115		125,115		125,115				125,115
40	M2 50 CAL MACHINE GUN MODS		9,000		9,000		9,000				9,000
41	M249 SAW MACHINE GUN MODS		13,556		11,883		11,883				13,556
	Memo: original request		[11,883]								
	Memo: October amendment		[1,673]								
42	M240 MEDIUM MACHINE GUN MODS		3,271		2,648		2,648				3,271
	Memo: original request		[2,648]								
	Memo: October amendment		[623]								
43	PHALANX MODS	16	150,000	16	150,000	16	150,000			16	150,000
45	M16 RIFLE MODS		1,845		1,845		1,845				1,845
46	MODIFICATIONS LESS THAN $5.0M		21,454		7,054		7,054				21,454
	Memo: original request		[7,054]								
	Memo: October amendment		[14,400]								
	Support Equipment and Facilities										

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(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Change vs. Amended Request Qty	Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
50	SMALL ARMS EQUIPMENT (SOLDIEI		8,202		7,697		7,697				8,202
	Memo: original request		[7,697]								
	Memo: October amendment		[505]								
	Spares										
	Total - Procurement of WTCV, Army		**7,289,697**		**4,780,172**		**1,249,177**				**7,289,697**
	Procurement of Ammunition, Army										
	Ammunition										
	Small/Medium Caliber Ammunition										
2	CTG, 7.62MM, ALL TYPES	8,894	10,000	8,894	10,000	8,894	10,000			8,894	10,000
4	CTG, .50 CAL, ALL TYPES	3,111	13,500	3,111	13,500	3,111	13,500			3,111	13,500
6	CTG, 25MM, ALL TYPES	284	15,000	284	15,000	284	15,000			284	15,000
7	CTG, 30MM, ALL TYPES	535	40,000	535	40,000	535	40,000			535	40,000
8	CTG, 40MM, ALL TYPES	2,014	75,000	2,014	75,000	2,014	75,000			2,014	75,000
	Mortar Ammunition										
	Tank Ammunition										

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	Artillery Ammunition										
15	CTG, ARTY, 105MM: ALL TYPES		10,000		10,000						10,000
	105 MM HERA						[-10,000]				
18	MODULAR ARTILLERY CHARGE SY!		20,000		20,000		20,000				20,000
	Artillery Fuzes										
	Mines										
	Rockets										
23	SHOULDER FIRED ROCKETS, ALL T	1,927	20,000	1,927	20,000	1,927	20,000			1,927	20,000
24	ROCKET, HYDRA 70, ALL TYPES		28,000		28,000		28,000				28,000
	Other Ammunition										
25	DEMOLITION MUNITIONS, ALL TYPE	689	8,000	689	8,000	689	8,000			689	8,000
26	GRENADES, ALL TYPES	119	10,000	119	10,000	119	10,000			119	10,000
28	SIMULATORS, ALL TYPES	115	8,000	115	8,000	115	8,000			115	8,000
	Miscellaneous										
30	NON-LETHAL AMMUNITION, ALL TYI	499	54,000	499	54,000	499	54,000			499	54,000
32	ITEMS LESS THAN $5 MILLION	538	1,500	538	1,500	538	1,500			538	1,500
	Ammunition Production Base Support										
	Production Base Support										

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36	PROVISION OF INDUSTRIAL FACILI'		200,600								200,600
	Memo: original request		[0]								
	Memo: October amendment		[200,600]								
	Re-Estimate of Guaranteed Loan										
	Interest on Re-Estimate										
	Total - Procurement of Ammunition, Army		**513,600**		**313,000**		**303,000**				**513,600**
	Other Procurement, Army										
	Tactical and Support Vehicles										
	Tactical Vehicles										
1	TACTICAL TRAILERS/DOLLY SETS		261,316		36,958		210,188				261,316
	Memo: original request		[210,188]								
	Memo: October amendment		[51,128]								
	Transfer to MRAP				[-173,230]						
2	SEMITRAILERS, FLATBED	640	44,066	117	6,226	117	6,226			640	44,066
	Memo: original request		[6,226]								
	Memo: October amendment		[37,840]								

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3	SEMITRAILERS, TANKERS	251	67,318							251	67,318
	Memo: original request		[0]								
	Memo: October amendment		[67,318]								
4	HI MOB MULTI-PURP WHLD VEH (HI	10,878	2,054,530	10,878	1,321,630	10,878	1,321,630			10,878	2,054,530
	Memo: original request		[1,321,630]								
	Memo: October amendment		[732,900]								
5	FAMILY OF MEDIUM TACTICAL VEH	14,868	2,838,951	3,181	185,110	3,181	185,110			14,868	2,838,951
	Memo: original request		[185,110]								
	Memo: October amendment		[2,653,841]								
6	FIRETRUCKS & ASSOCIATED FIREF	30	26,024	10	9,000	10	9,000			30	26,024
	Memo: original request		[9,000]								
	Memo: October amendment		[17,024]								
7	FAMILY OF HEAVY TACTICAL VEHIC	5,305	2,836,339	2,747	1,136,455	2,747	1,136,455			5,305	2,836,339
	Memo: original request		[1,136,455]								
	Memo: October amendment		[1,699,884]								
8	ARMORED SECURITY VEHICLES (A:	381	310,854	371	228,317					381	310,854
	Memo: original request		[301,898]								
	Memo: October amendment		[8,956]								
	Transfer to MRAP				[-73,581]						
	Transfer to Title I						[-301,898]				

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9	MINE PROTECTION VEHICLE FAMIL	160	179,440	155	87,220	1,707	1,726,440			160	179,440
	Memo: original request										
	Memo: October amendment										
	Transfer to MRAP				[-87,220]						
	Mine Resistant Ambush Protected Vehicles						[1,552,000]				
9a	Mine Resistant Ambush Protection Vel	627	11,798,000		1,552,000	15,200	23,600,000			627	11,798,000
	Memo: original request		[0]								
	Memo: July amendment		[1,437,000]								
	Memo: October amendment		[10,361,000]								
	Transfer from other programs				[1,552,000]						
	Additional MRAP vehicles (S. Amdt # 3075)						[23,600,000]				
10	TRUCK, TRACTOR, LINE HAUL, M91	3,185	524,902	1,791	228,107	1,791	276,022			3,185	524,902
	Memo: original request		[276,022]								
	Memo: October amendment		[248,880]								
	Transfer to MRAP				[-47,915]						
11	HVY EXPANDED MOBILE TACTICAL	648	183,148							648	183,148
	Memo: original request		[0]								
	Memo: October amendment		[183,148]								
13	HMMWV RECAPITALIZATION PROG	9,486	465,000	9,255	455,000	9,255	455,000			9,486	465,000
	Memo: original request		[455,000]								
	Memo: October amendment		[10,000]								

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14	MODIFICATION OF IN SVC EQUIP		1,272,029		1,094,789		1,094,789				1,272,029
	Memo: original request		[1,094,789]								
	Memo: October amendment		[177,240]								
15	ITEMS LESS THAN $5.0M (TAC VEH)	1,559	7,970	1,559	7,970	1,559	7,970			1,559	7,970
	Non-tactical Vehicles										
17	HEAVY ARMORED SEDAN	20	3,500							20	3,500
	Memo: original request		[0]								
	Memo: October amendment		[3,500]								
18	PASSENGER CARRYING VEHICLES	32	5,000							32	5,000
	Memo: original request		[0]								
	Memo: October amendment		[5,000]								
19	NONTACTICAL VEHICLES, OTHER	6	600							6	600
	Memo: original request		[0]								
	Memo: October amendment		[600]								
	Communications and Electronics Equipment										
	Comm-Joint Communications										
	Comm-Satellite Communications										
23	DEFENSE ENTERPRISE WIDEBAND		18,614		18,614		18,614				18,614
24	SHF TERM		22,822		22,822		22,822				22,822
25	SAT TERM, EMUT (SPACE)		17,600		17,600		17,600				17,600
26	NAVSTAR GLOBAL POSITIONING S'	19,034	50,745	19,034	50,745	19,034	50,745			19,034	50,745

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27	SMART-T (SPACE)		2,041		2,041		2,041				2,041
	Comm-C3 System										
31	ARMY GLOBAL CMD & CONTROL S\	1	5,510	1	2,755	1	2,755			1	5,510
	Memo: original request		[2,755]								
	Memo: October amendment		[2,755]								
	Comm-Combat Communications										
32	ARMY DATA DISTRIBUTION SYSTEI	795	23,540	795	23,540	795	23,540			795	23,540
34	SINCGARS FAMILY	170,756	2,248,347	98,410	615,847				-1,453,000	170,756	795,347
	Memo: original request		[1,370,347]								
	Memo: October amendment		[878,000]						[-878,000]		
	Reduction: cost growth & production limitations				[-754,500]				[-575,000]		
	Transfer to Title I						[-1,370,347]				
38	BRIDGE TO FUTURE NETWORKS	653	2,560,571	653	445,271				-1,000,000	653	1,560,571
	Joint network node (JNN)				[-1,115,300]				[-1,000,000]		
	Transfer to MRAP				[-1,000,000]						
	Transfer to Title I						[-2,560,571]				
39	COMMS-ELEC EQUIP FIELDING		4,000		2,000		2,000				4,000
	Memo: original request		[2,000]								
	Memo: October amendment		[2,000]								
42	COMBAT SURVIVOR EVADER LOCA	5,637	79,331	3,115	43,831	3,115	43,831			5,637	79,331
	Memo: original request		[43,831]								
	Memo: October amendment		[35,500]								

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43	RADIO, IMPROVED HF (COTS) FAMI	27,335	462,288	26,785	324,998	26,785	433,398			27,335	462,288
	Memo: original request		[433,398]								
	Memo: October amendment		[28,890]								
	Reduction: cost growth & production limitations				[-108,400]						
44	MEDICAL COMM FOR CBT CASUALT	1,270	74,655		12,934		12,934			1,270	74,655
	Memo: original request		[12,934]								
	Memo: October amendment		[61,721]								
	Comm-Intelligence Communications										
45	CI AUTOMATION ARCHITECTURE		7,410		7,410		7,410				7,410
	Information Security										
46	TSEC - ARMY KEY MGT SYS (AKMS)		75,600		51,600		51,600				75,600
	Memo: original request		[51,600]								
	Memo: October amendment		[24,000]								
47	INFORMATION SYSTEM SECURITY	24,922	154,991	24,922	96,651	24,922	96,651			24,922	154,991
	Memo: original request		[96,651]								
	Memo: October amendment		[58,340]								
	Comm-Long Haul Communications										

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	Comm-Base Communications										
52	INFORMATION SYSTEMS		9,546								9,546
	Memo: original request		[0]								
	Memo: October amendment		[9,546]								
	Elect Equip-Nat For Int Prog (NFIP)										
56	FOREIGN COUNTERINTELLIGENCE	[ ]	[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
57	GENERAL DEFENSE INTELL PROG (	[ ]	[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
	Elect Equip-Tact Int Rel Act (TIARA)										
58	ALL SOURCE ANALYSIS SYS (ASAS	220	103,500	220	103,500	220	103,500			220	103,500
60	PROPHET GROUND (MIP)	24	23,000	24	23,000	24	23,000			24	23,000
61	TACTICAL UNMANNED AERIAL SYS	26	233,245	12	213,485	12	213,485			26	233,245
	Memo: original request		[213,485]								
	Memo: October amendment		[19,760]								
62	SMALL UNMANNED AERIAL SYSTEI	96	24,174		10,400		10,400			96	24,174
	Memo: original request		[10,400]								
	Memo: October amendment		[13,774]								
64	DIGITAL TOPOGRAPHIC SPT SYS (I	67	17,000	16	12,000	16	12,000			67	17,000
	Memo: original request		[12,000]								
	Memo: October amendment		[5,000]								

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66	TACTICAL EXPLOITATION SYSTEM		19,500								19,500
	Memo: original request		[0]								
	Memo: October amendment		[19,500]								
67	DCGS-A (MIP)	14	62,331	14	62,331	14	62,331			14	62,331
71	CI HUMINT INFO MANAGEMENT SY:	42	1,200	42	1,200	42	1,200			42	1,200
72	ITEMS LESS THAN $5.0M (MIP)	28	15,300	28	15,300	28	15,300			28	15,300
	Elect Equip-Electronic Warfare (EW)										
73	LIGHTWEIGHT COUNTER MORTAR	25	10,470	25	10,470	25	10,470			25	10,470
74	COUNTERINTELLIGENCE/SECURIT'		139,062		23,880		23,880				139,062
	Memo: original request		[23,880]								
	Memo: October amendment		[115,182]								
	Elect Equip-Tactical Surv. (TAC SURV)										
77	NIGHT VISION DEVICES	109,124	340,394	109,124	271,594	109,124	340,394			109,124	340,394
	Transfer to MRAP				[-68,800]						
78	LONG RANGE ADVANCED SCOUT S						33,000				
	Night Vision Advanced Technology						[33,000]				
79	NIGHT VISION, THERMAL WPN SIGI	3,493	36,000	3,493	36,000	3,493	36,000			3,493	36,000
80	RADIATION MONITORING SYSTEMS		1,554								1,554
	Memo: original request		[0]								
	Memo: October amendment		[1,554]								

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81	ARTILLERY ACCURACY EQUIP	15	2,800							15	2,800
	Memo: original request		[0]								
	Memo: October amendment		[2,800]								
83	ENHANCED PORTABLE INDUCTIVE	8	87							8	87
	Memo: original request		[0]								
	Memo: October amendment		[87]								
84	PROFILER	48	75,483	42	64,800	42	64,800			48	75,483
	Memo: original request		[64,800]								
	Memo: October amendment		[10,683]								
85	MOD OF IN-SVC EQUIP (FIREFINDEI		43,200		43,200		43,200				43,200
86	FORCE XXI BATTLE CMD BRIGADE	8,940	425,110	6,629	281,860	6,629	374,860			8,940	425,110
	Memo: original request		[374,860]								
	Memo: October amendment		[50,250]								
	Transfer to MRAP				[-93,000]						
87	LIGHTWEIGHT LSR DESIGNATOR/R	206	57,000	206	57,000	206	57,000			206	57,000
88	COMPUTER BALLISTICS: LHMBC XI	350	10,550	297	9,400	297	9,400			350	10,550
	Memo: original request		[9,400]								
	Memo: October amendment		[1,150]								
89	MORTAR FIRE CONTROL SYSTEM	50	6,192	12	1,500	12	1,500			50	6,192
	Memo: original request		[1,500]								
	Memo: October amendment		[4,692]								

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	Elect Equip-Tactical C2 Systems										
92	TACTICAL OPERATIONS CENTERS	397	263,709	397	131,809	397	263,709			397	263,709
	Transfer to MRAP				[-131,900]						
93	FIRE SUPPORT C2 FAMILY		26,248		17,800		17,800				26,248
	Memo: original request		[17,800]								
	Memo: October amendment		[8,448]								
95	FAAD C2		21,500		21,500		21,500				21,500
96	AIR & MSL DEF PLANNING & CONTF	12	45,200	12	45,200	12	45,200			12	45,200
97	KNIGHT FAMILY	40	68,077	29	50,000	29	50,000			40	68,077
	Memo: original request		[50,000]								
	Memo: October amendment		[18,077]								
99	AUTOMATIC IDENTIFICATION TECH		189,506		173,150		189,506				189,506
	Transfer to MRAP				[-16,356]						
100	TC AIMS II		11,090		10,225		10,225				11,090
	Memo: original request		[10,225]								
	Memo: October amendment		[865]								
102	TACTICAL INTERNET MANAGER		12,400		12,400		12,400				12,400
104	MANEUVER CONTROL SYSTEM (MC		57,905		57,905		57,905				57,905

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105	SINGLE ARMY LOGISTICS ENTERPI		553,270		252,520						553,270
	Memo: original request		[552,520]								
	Memo: October amendment		[750]								
	Transfer to MRAP				[-300,000]						
	Program delays & lack of justification						[-552,520]				
	Elect Equip - Automation										
109	AUTOMATED DATA PROCESSING E		9,949		9,949		9,949				9,949
110	CSS COMMUNICATIONS		194,975		116,304		145,380				194,975
	Memo: original request		[145,380]								
	Memo: October amendment		[49,595]								
	Transfer to MRAP				[-29,076]						
110A	Sequoyah Foreign Language	1,658	12,813	1,658	12,813	1,658	12,813			1,658	12,813
110B	Counter-Rocket Artillery & Mortar		245,000		245,000		245,000				245,000
	Elect Equip-Audio Visual Sys (A/V)										
	Elect Equip-Mods Tactical Sys/Eq										
	Elect Equip-Support										
	Other Support Equipment										
	Chemical Defensive Equipment										
119	RECONNAISSANCE SYSTEM NUCLI		72,000		72,000		72,000				72,000
120	CBRN SOLDIER PROTECTION		137,365		44,564		44,564				137,365
	Memo: original request		[44,564]								
	Memo: October amendment		[92,801]								

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121	SMOKE & OBSCURANT FAMILY: SO		1,098								1,098
	Memo: original request		[0]								
	Memo: October amendment		[1,098]								
	Bridging Equipment										
122	TACTICAL BRIDGING		76,000								76,000
	Memo: original request		[0]								
	Memo: October amendment		[76,000]								
123	TACTICAL BRIDGE, FLOAT-RIBBON		42,500		39,000		39,000				42,500
	Memo: original request		[39,000]								
	Memo: October amendment		[3,500]								
	Engineer (Non-construction) Equipment										
128	EXPLOSIVE ORDNANCE DISPOSAL		7,650		3,300		3,300				7,650
	Memo: original request		[3,300]								
	Memo: October amendment		[4,350]								
	Combat Service Support Equipment										
131	HEATERS AND ECU'S	696	13,512	396	6,859	396	6,859			696	13,512
	Memo: original request		[6,859]								
	Memo: October amendment		[6,653]								
132	LAUNDRIES, SHOWERS AND LATRI		5,200								5,200
	Memo: original request		[0]								
	Memo: October amendment		[5,200]								
133	SOLDIER ENHANCEMENT		8,757		8,757		8,757				8,757

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137	FORCE PROVIDER		18,400								18,400
	Memo: original request		[0]								
	Memo: October amendment		[18,400]								
138	FIELD FEEDING EQUIPMENT		12,060								12,060
	Memo: original request		[0]								
	Memo: October amendment		[12,060]								
139	CARGO AERIAL DELIVERY PROGRA	1,836	49,150	270	22,400	270	22,400			1,836	49,150
	Memo: original request		[22,400]								
	Memo: October amendment		[26,750]								
	Petroleum Equipment										
143	QUALITY SURVEILLANCE EQUIPME	42	65,364	8	12,680	8	12,680			42	65,364
	Memo: original request		[12,680]								
	Memo: October amendment		[52,684]								
144	DISTRIBUTION SYSTEMS, PETROLE	15	64,549		21,741		21,741			15	64,549
	Memo: original request		[21,741]								
	Memo: October amendment		[42,808]								
	Water Equipment										
145	WATER PURIFICATION SYSTEMS	17	8,135	3	1,600	3	1,600			17	8,135
	Memo: original request		[1,600]								
	Memo: October amendment		[6,535]								
	Medical Equipment										

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Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
146	COMBAT SUPPORT MEDICAL		8,078		3,617		3,617				8,078
	Memo: original request		[3,617]								
	Memo: October amendment		[4,461]								
	Maintenance Equipment										
147	MOBILE MAINTENANCE EQUIPMENT		145,039		69,997		69,997				145,039
	Memo: original request		[69,997]								
	Memo: October amendment		[75,042]								
148	ITEMS LESS THAN $5.0M (MAINT EC		120,586		60,586						120,586
	Transfer to MRAP				[-60,000]						
	Transfer to Title I						[-120,586]				
	Construction Equipment										
149	GRADER, ROAD MTZD, HVY, 6X4 (C	2	788							2	788
	Memo: original request		[0]								
	Memo: October amendment		[788]								
151	SCRAPERS, EARTHMOVING	1	1,438							1	1,438
	Memo: original request		[0]								
	Memo: October amendment		[1,438]								
154	LOADERS	35	9,502							35	9,502
	Memo: original request		[0]								
	Memo: October amendment		[9,502]								

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Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Change vs. Amended Request Qty	Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
155	HYDRAULIC EXCAVATOR	1	400							1	400
	Memo: original request		[0]								
	Memo: October amendment		[400]								
158	HIGH MOBILITY ENGINEER EXCAVA	18	14,609							18	14,609
	Memo: original request		[0]								
	Memo: October amendment		[14,609]								
159	CONST EQUIP ESP	69	9,500	69	9,500	69	9,500			69	9,500
	Rail Float Containerization Equipment										
	Generators										
166	GENERATORS AND ASSOCIATED E		152,258		99,998		99,998				152,258
	Memo: original request		[99,998]								
	Memo: October amendment		[52,260]								
	Material Handling Equipment										
167	ROUGH TERRAIN CONTAINER HANI	141	109,414	37	29,219	37	29,219			141	109,414
	Memo: original request		[29,219]								
	Memo: October amendment		[80,195]								
168	ALL TERRAIN LIFTING ARMY SYSTE	69	33,381		22,064		22,064			69	33,381
	Memo: original request		[22,064]								
	Memo: October amendment		[11,317]								
	Training Equipment										
170	TRAINING DEVICES, NONSYSTEM	136	342	136	342	136	342			136	342

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Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
	Test Measure and Dig Equipment (TMD)										
173	CALIBRATION SETS EQUIPMENT		57,307		36,856		36,856				57,307
	Memo: original request		[36,856]								
	Memo: October amendment		[20,451]								
174	INTEGRATED FAMILY OF TEST EQU		133,918		57,111		57,111				133,918
	Memo: original request		[57,111]								
	Memo: October amendment		[76,807]								
175	TEST EQUIPMENT MODERNIZATION	1,305	10,840	1,305	10,840	1,305	10,840			1,305	10,840
	Other Support Equipment										
176	RAPID EQUIPPING SOLDIER SUPPC		1,161,552								1,161,552
	Memo: original request		[0]								
	Memo: October amendment		[1,161,552]								
176a	WARLOCKS		34,000								34,000
	Memo: original request		[0]								
	Memo: October amendment		[34,000]								
178	PHYSICAL SECURITY SYSTEMS (OF		1,191		35		35				1,191
	Memo: original request		[35]								
	Memo: October amendment		[1,156]								
180	MODIFICATION OF IN-SVC EQUIPMI		23,007		4,620		4,620				23,007
	Memo: original request		[4,620]								
	Memo: October amendment		[18,387]								

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Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
182	BUILDING, PRE-FAB, RELOCATABLE		134,469								134,469
	Memo: original request		[0]								
	Memo: October amendment		[134,469]								
184	AMC CRITICAL ITEMS OPA3		131,740								131,740
	Memo: original request		[0]								
	Memo: October amendment		[131,740]								
	Spares and Repair Parts										
	OPA2										
	OPA3										
999	CLASSIFIED PROGRAMS		1,077		1,077		1,077				1,077
	Total - Other Procurement, Army		**34,931,568**		**11,123,699**		**33,910,055**		**-2,453,000**		**32,478,568**

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Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
	Joint Improvised Explosive Device Defeat Fund										
	Network Attack										
1	ATTACK THE NETWORK		926,000		926,000		926,000				926,000
	JIEDDO Device Defeat										
2	DEFEAT THE DEVICE		2,740,000		2,740,000		2,940,000		160,000		2,900,000
	Transfer from Title I						[200,000]		[160,000]		
	Force Training										
3	TRAIN THE FORCE		603,000		334,000		334,000				603,000
	Memo: original request		[334,000]								
	Memo: October amendment		[269,000]								
	Staff and Infrastructure										
4	OPERATIONS						300,000		112,000		112,000
	Transfer from Title I						[300,000]		[112,000]		
	Total - Joint IED Defeat Fund		**4,269,000**		**4,000,000**		**4,500,000**		**272,000**		**4,541,000**

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	Aircraft Procurement, Navy										
	Combat Aircraft										
2	EA-18G	5	375,000							5	375,000
2	LESS: ADVANCE PROCUREMENT (										
	Memo: original request		[0]								
	Memo: October amendment		[375,000]								
3	EA-18G ADVANCE PROCUREMENT (CY)										
4	F/A-18E/F (FIGHTER) HORNET (MYP	13	768,040	9	531,540					13	768,040
4	LESS: ADVANCE PROCUREMENT (										
	Memo: original request		[713,540]								
	Memo: October amendment		[54,500]								
	Offset for aircraft provided in supplemental				[-182,000]						
	Transfer to Title I						[-713,540]				
8	V-22 (MEDIUM LIFT)	2	140,500	2	140,500	2	140,500			2	140,500
8	LESS: ADVANCE PROCUREMENT (PY)										
10	UH-1Y/AH-1Z	6	123,400	6	123,400					6	123,400
	Delay production ramp-up						[-123,400]				

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(Dollars in Thousands)

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11	MH-60S (MYP)	6	190,300	3	88,000	3	88,000			6	190,300
11	LESS: ADVANCE PROCUREMENT (										
	Memo: original request		[88,000]								
	Memo: October amendment		[102,300]								
13	MH-60R	6	205,000	6	205,000	6	205,000			6	205,000
	Airlift Aircraft										
	Trainer Aircraft										
	Other Aircraft										
20	KC-130J	7	495,400	7	495,400	7	495,400			7	495,400
	Modification of Aircraft										
25	EA-6 SERIES		200,710		200,710		200,710				200,710
26	AV-8 SERIES		22,600		22,600		22,600				22,600
28	F-18 SERIES		60,264		60,264		60,264				60,264
29	H-46 SERIES		35,140		35,140		35,140				35,140
30	AH-1W SERIES		66,974		66,974		66,974				66,974
31	H-53 SERIES		94,112		94,112		94,112				94,112
32	SH-60 SERIES		6,696		6,696		6,696				6,696
33	H-1 SERIES		42,134		42,134		42,134				42,134

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Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
34	EP-3 SERIES		9,000								9,000
	Memo: original request		[0]								
	Memo: October amendment		[9,000]								
35	P-3 SERIES		3,100		700		700				3,100
	Memo: original request		[700]								
	Memo: October amendment		[2,400]								
40	C-130 SERIES		53,100		53,100		53,100				53,100
43	E-6 SERIES		1,000		1,000		1,000				1,000
44	EXECUTIVE HELICOPTERS SERIES		3,360		3,360		3,360				3,360
45	SPECIAL PROJECT AIRCRAFT		8,010		2,710		2,710				8,010
	Memo: original request		[2,710]								
	Memo: October amendment		[5,300]								
47	POWER PLANT CHANGES		11,300		11,300		11,300				11,300
50	COMMON ECM EQUIPMENT		183,180		183,180		183,180				183,180
54	V-22 (TILT/ROTOR ACFT) OSPREY		107,792		107,792		107,792				107,792
	Aircraft Spares and Repair Parts										
55	SPARES AND REPAIR PARTS		386,487		371,487		371,487				386,487
	Memo: original request		[371,487]								
	Memo: October amendment		[15,000]								

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	Aircraft Support Equipment and Facilities										
56	COMMON GROUND EQUIPMENT		54,000		54,000		54,000				54,000
57	AIRCRAFT INDUSTRIAL FACILITIES		787		787		787				787
58	WAR CONSUMABLES		16,072		16,072		16,072				16,072
60	SPECIAL SUPPORT EQUIPMENT		245,000								245,000
	Memo: original request		[0]								
	Memo: October amendment		[245,000]								
	Total - Aircraft Procurement, Navy		**3,908,458**		**2,917,958**		**2,263,018**				**3,908,458**
	Weapons Procurement, Navy										
	Ballistic Missiles										
	Modification of Missiles										
	Support Equipment and Facilities										
	Other Missiles										
	Strategic Missiles										
3	TOMAHAWK		103,460		103,460		103,460				103,460

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	Tactical Missiles										
4	AMRAAM		825		825		825				825
7	SLAM-ER		13,500		13,500		13,500				13,500
10	HELLFIRE		44,000		44,000		44,000				44,000
	Modification of Missiles										
	Support Equipment and Facilities										
	Ordnance Support Equipment										
	Torpedoes and Related Equipment										
	Torpedoes and Related Equip.										
	Mod of Torpedoes and Related Equipment										
	Support Equipment										
	Destination Transportation										
	Other Weapons										
	Guns and Gun Mounts										
28	SMALL ARMS AND WEAPONS		22,196		22,196		22,196				22,196
	Modification of Guns and Gun Mounts										
29	CIWS MODS	14	67,000							14	67,000
	Memo: original request		[0]								
	Memo: October amendment		[67,000]								

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	Other										
35	MARINE CORPS TACTIAL UNMANNE		67,300		67,300		67,300				67,300
	Spares and Repair Parts										
	Total - Weapons Procurement, Navy		318,281		251,281		251,281				318,281
	Procurement of Ammunition, Navy & Marine Corps										
	Proc Ammo, Navy										
	Navy Ammunition										
2	JDAM	446	10,000							446	10,000
	Memo: original request		[0]								
	Memo: October amendment		[10,000]								
8	AIR EXPENDABLE COUNTERMEASU		13,250		13,250		13,250				13,250
12	OTHER SHIP GUN AMMUNITION		85		85		85				85
13	SMALL ARMS & LANDING PARTY AM		65,857		56,057		56,057				65,857
	Memo: original request		[56,057]								
	Memo: October amendment		[9,800]								
14	PYROTECHNIC AND DEMOLITION		127		127		127				127
	Proc Ammo, MC										

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(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
	Marine Corps Ammunition										
16	SMALL ARMS AMMUNITION		55,289		55,289		55,289				55,289
20	LINEAR CHARGES, ALL TYPES		7,749		7,749		7,749				7,749
22	40 MM, ALL TYPES		46,192		46,192		46,192				46,192
23	60MM, ALL TYPES		60,504		60,504		60,504				60,504
24	81MM, ALL TYPES		70,002		70,002		70,002				70,002
25	120MM, ALL TYPES		118,041		118,041		118,041				118,041
26	CTG 25MM, ALL TYPES		1,341		1,341		1,341				1,341
28	GRENADES, ALL TYPES		18,769		18,769		18,769				18,769
29	ROCKETS, ALL TYPES		16,546		16,546		16,546				16,546
30	ARTILLERY, ALL TYPES		102,066		102,066		102,066				102,066
32	DEMOLITION MUNITIONS, ALL TYPE		7,077		7,077		7,077				7,077
33	FUZE, ALL TYPES		1,761		1,761		1,761				1,761
34	NON LETHALS		11,231		11,231		11,231				11,231
35	AMMO MODERNIZATION		4,002		4,002		4,002				4,002
36	ITEMS LESS THAN $5 MILLION		1		1		1				1
	Total - Procurement of Ammunition, Navy & I		**609,890**		**590,090**		**590,090**			**446**	**609,890**

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	Shipbuilding and Conversion, Navy										
	Other Warships										
	Amphibious Ships										
	Auxiliaries, Craft and Prior Yr Program Costs										
	Total - Shipbuilding and Conversion, Navy										
	Other Procurement, Navy										
	Ships Support Equipment										
	Ship Propulsion Equipment										
1	LM-2500 GAS TURBINE		1,016								1,016
	Memo: original request		[0]								
	Memo: October amendment		[1,016]								
	Navigation Equipment										
	Underway Replenishment Equipment										
	Periscopes										

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	Other Shipboard Equipment										
9	POLLUTION CONTROL EQUIPMENT		11,000								11,000
	Memo: original request		[0]								
	Memo: October amendment		[11,000]								
	Reactor Plant Equipment										
	Ocean Engineering										
	Small Boats										
24	STANDARD BOATS		19,396		19,396		19,396				19,396
	Training Equipment										
	Production Facilities and Equipment										
	Other Ship Support										
	Drug Interdiction Support										
	Communications and Electronics Equipment										
	Ship Radars										
	Ship Sonars										
	ASW Electronic Equipment										
40	TACTICAL SUPPORT CENTER		3,060		3,060		3,060				3,060
	Electronic Warfare Equipment										
	Reconnaissance Equipment										
43	SHIPBOARD IW EXPLOIT		44,000		44,000		44,000				44,000

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	Submarine Surveillance Equipment										
44	SUBMARINE SUPPORT EQUIPMENT		20,100		17,100		17,100				20,100
	Memo: original request		[17,100]								
	Memo: October amendment		[3,000]								
	Other Ship Electronic Equipment										
47	GCCS-M EQUIPMENT		920		920		920				920
	Training Equipment										
	Aviation Electronic Equipment										
56	MATCALS		26,890		26,890		26,890				26,890
60	AIR STATION SUPPORT EQUIPMENT		6,111		750		750				6,111
	Memo: original request		[750]								
	Memo: October amendment		[5,361]								
	Other Shore Electronic Equipment										
67	COMMON IMAGERY GROUND SURF		38,000				38,000				38,000
	Transfer to MRAP				[-38,000]						
	Shipboard Communications										
75	SHIP COMMUNICATIONS AUTOMAT		12,021				12,021				12,021
	Transfer to MRAP				[-12,021]						
76	COMMUNICATIONS ITEMS UNDER $		2,200		2,200		2,200				2,200

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78	SUBMARINE COMMUNICATION EQL		5,000								5,000
	Memo: original request		[0]								
	Memo: October amendment		[5,000]								
	Satellite Communications										
	Shore Communications										
	Cryptographic Equipment										
	Cryptologic Equipment										
	Other Electronic Support										
	Drug Interdiction Support										
	Aviation Support Equipment										
	Sonobuoys										
	Aircraft Support Equipment										
90	EXPEDITIONARY AIRFIELDS		29,750		22,050		29,750				29,750
	Transfer to MRAP				[-7,700]						
93	METEOROLOGICAL EQUIPMENT		10,120		10,120		10,120				10,120
95	AVIATION LIFE SUPPORT		750								750
	Memo: original request		[0]								
	Memo: October amendment		[750]								
	Ordnance Support Equipment										

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	Ship Gun System Equipment										
100	GUN FIRE CONTROL EQUIPMENT		14,000								14,000
	Memo: original request		[0]								
	Memo: October amendment		[14,000]								
	Ship Missile System Equipment										
	FBM Support Equipment										
	ASW Support Equipment										
109	SSN COMBAT CONTROL SYSTEMS		3,600				3,600				3,600
	Transfer to MRAP				[-3,600]						
	Other Ordnance Support Equipment										
113	EXPLOSIVE ORDNANCE DISPOSAL		147,200								147,200
	Memo: original request		[0]								
	Memo: October amendment		[147,200]								
	Other Expendable Ordnance										
	Civil Engineering Support Equipment										
118	PASSENGER CARRYING VEHICLES		4,530		4,530		4,530				4,530
120	CONSTRUCTION & MAINTENANCE E		111,100		101,400		101,400				111,100
	Memo: original request		[101,400]								
	Memo: October amendment		[9,700]								

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122	TACTICAL VEHICLES		368,615		311,535		311,535				368,615
	Memo: original request		[290,535]								
	Memo: July amendment		[55,000]								
	Memo: October amendment		[23,080]								
	Mine Resistant Ambush Protected Vehicles				[21,000]		[21,000]				
123	AMPHIBIOUS EQUIPMENT		350		350		350				350
126	ITEMS UNDER $5 MILLION		122,731		116,531		116,531				122,731
	Memo: original request		[116,531]								
	Memo: October amendment		[6,200]								
127	PHYSICAL SECURITY VEHICLES		900								900
	Memo: original request		[0]								
	Memo: October amendment		[900]								
	Supply Support Equipment										
128	MATERIALS HANDLING EQUIPMENT		832		832		832				832
131	SPECIAL PURPOSE SUPPLY SYSTE		736,000		11,000		11,000				736,000
	Memo: original request		[11,000]								
	Memo: October amendment		[725,000]								
	Personnel and Command Support Equipment										

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Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
	Training Devices										
132	TRAINING SUPPORT EQUIPMENT		8,445		8,445		8,445				8,445
	Command Support Equipment										
133	COMMAND SUPPORT EQUIPMENT		40,109		3,150		15,950				40,109
	Memo: original request		[15,950]								
	Memo: October amendment		[24,159]								
	Transfer to MRAP				[-12,800]						
135	MEDICAL SUPPORT EQUIPMENT	1	820							1	820
	Memo: original request		[0]								
	Memo: October amendment		[820]								
137	OPERATING FORCES SUPPORT EQ		16,900		6,900		16,900				16,900
	Transfer to MRAP				[-10,000]						
138	C4ISR EQUIPMENT		16,900								16,900
	Memo: original request		[0]								
	Memo: October amendment		[16,900]								
139	ENVIRONMENTAL SUPPORT EQUIP		3,600								3,600
	Memo: original request		[0]								
	Memo: October amendment		[3,600]								

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(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
140	PHYSICAL SECURITY EQUIPMENT		43,406		16,196		18,806				43,406
	Memo: original request		[18,806]								
	Memo: October amendment		[24,600]								
	Transfer to MRAP				[-2,610]						
142	CLASSIFIED PROGRAMS	[ ]	[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
143	SPECIAL PROGRAM	[ ]	[ ]	[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
	Other										
	Spares and Repair Parts										
	Total - Other Procurement, Navy		**1,870,597**		**727,580**		**814,311**				**1,870,597**
	Procurement, Marine Corps										
	Weapons and Combat Vehicles										
	Tracked Combat Vehicles										
2	AAV7A1 PIP		26,567		14,467		14,467				26,567
	Memo: original request		[14,467]								
	Memo: October amendment		[12,100]								
5	LAV PIP		113,001		113,001		113,001				113,001
5A	Improved Recovery Vehicle (IRV)		8,247		8,247		8,247				8,247

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(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
6	M1A1 FIREPOWER ENHANCEMENT:		90		90		90				90
	Artillery and Other Weapons										
8	155MM LIGHTWEIGHT TOWED HOW	12	36,000	12	36,000	12	36,000			12	36,000
10	WEAPONS AND COMBAT VEHICLES		16,695		16,695		16,695				16,695
	Weapons										
11	MODULAR WEAPON SYSTEM		17,098		17,098		17,098				17,098
	Other Support										
12	MODIFICATION KITS		4,906		1,064		4,906				4,906
	Transfer to MRAP				[-3,842]						
13	WEAPONS ENHANCEMENT PROGR		34,223		34,223		34,223				34,223
	Guided Missiles and Equipment										
	Guided Missiles										
	Other Support										
18	MODIFICATION KITS		949		69		949				949
	Transfer to MRAP				[-880]						
	Communications and Electronics Equipment										
	Command and Control Systems										
19	UNIT OPERATIONS CENTER		92,400		92,400		92,400				92,400

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(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
	Repair and Test Equipment										
20	REPAIR AND TEST EQUIPMENT		7,638		3,761		7,638				7,638
	Transfer to MRAP				[-3,877]						
	Other Support (Tel)										
22	COMBAT SUPPORT SYSTEM		8,435		35		8,435				8,435
	Transfer to MRAP				[-8,400						
23	MODIFICATION KITS		15,984		8,034		15,984				15,984
	Transfer to MRAP				[-7,950]						
	Command and Control System (Non-tel)										
24	ITEMS UNDER $5 MILLION (COMM &		2,409		2,152		2,409				2,409
	Transfer to MRAP				[-257]						
25	AIR OPERATIONS C2 SYSTEMS		107,593		97,927		107,593				107,593
	Transfer to MRAP				[-9,666]						
	Repair and Equipment (Non-tel)										
27	RADAR SYSTEMS		22,900		22,900		22,900				22,900
	Intell/Comm Equipment (Non-tel)										
28	FIRE SUPPORT SYSTEM		18,075		18,075		18,075				18,075
29	INTELLIGENCE SUPPORT EQUIPME		34,348		10,090		34,348				34,348
	Transfer to MRAP				[-24,258]						

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(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
	Other Comm/Elec Equipment (Non-tel)										
30	NIGHT VISION EQUIPMENT		153,631		107,731		142,731				153,631
	Memo: original request		[142,731]								
	Memo: October amendment		[10,900]								
	Transfer to MRAP				[-35,000]						
	Other Support (Non-tel)										
31	COMMON COMPUTER RESOURCES		87,410		6,018		87,410				87,410
	Transfer to MRAP				[-81,392]						
32	COMMAND POST SYSTEMS		43,416		13,416		13,416				43,416
	Memo: original request		[13,416]								
	Memo: October amendment		[30,000]								
33	RADIO SYSTEMS		624,565		429,565		299,565				624,565
	Memo: original request		[464,565]								
	Memo: October amendment		[160,000]								
	Transfer to MRAP				[-35,000]						
	Slow execution of radio procurement effort						[-165,000]				
34	COMM SWITCHING & CONTROL SY:		22,913		14,085		22,913				22,913
	Transfer to MRAP				[-8,828]						
	Support Vehicles										

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(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Change vs. Amended Request Qty	Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
	Administrative Vehicles										
	Tactical Vehicles										
38	5/4T TRUCK HMMWV (MYP)	624	107,683	251	46,683	251	46,683			624	107,683
	Memo: original request		[46,683]								
	Memo: October amendment		[61,000]								
39	MOTOR TRANSPORT MODIFICATIO		293,962		149,162		149,162				293,962
	Memo: original request		[149,162]								
	Memo: October amendment		[144,800]								
40	MEDIUM TACTICAL VEHICLE REPLA		13,676		13,676		13,676				13,676
43	FAMILY OF TACTICAL TRAILERS		4,402		4,402		4,402				4,402
	Other Support										
44	ITEMS LESS THAN $5 MILLION		8,048		623		8,048				8,048
	Transfer to MRAP				[-7,425]						
	Engineer and Other Equipment										
45	ENVIRONMENTAL CONTROL EQUIP		2,829		2,769		2,829				2,829
	Transfer to MRAP				[-60]						
46	BULK LIQUID EQUIPMENT		13,189		1,437		13,189				13,189
	Transfer to MRAP				[-11,752]						

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(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
47	TACTICAL FUEL SYSTEMS		21,702		7,841		21,702				21,702
	Transfer to MRAP				[-13,861]						
48	POWER EQUIPMENT ASSORTED		91,080		79,992		91,080				91,080
	Transfer to MRAP				[-11,088]						
49	AMPHIBIOUS SUPPORT EQUIPMEN		6,343		3,726		6,343				6,343
	Transfer to MRAP				[-2,617]						
50	EOD SYSTEMS	632	2,669,363		2,039,563		1,989,563			632	2,669,363
	Memo: original request		[50,563]								
	Memo: July amendment		[2,371,000]								
	Memo: October amendment		[247,800]								
	Mine Resistant Ambush Protected Vehicles				[1,989,000]		[1,939,000]				
	Materials Handling Equipment										
51	PHYSICAL SECURITY EQUIPMENT		640,000		340,000		640,000				640,000
	Transfer to MRAP				[-300,000]						
53	MATERIAL HANDLING EQUIP		17,242		12,139		17,242				17,242
	Transfer to MRAP				[-5,103]						
	General Property										
55	FIELD MEDICAL EQUIPMENT		6,750		6,750		6,750				6,750

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Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
56	TRAINING DEVICES		30,300		30,300		30,300				30,300
57	CONTAINER FAMILY		18,032		15,949		18,032				18,032
	Transfer to MRAP				[-2,083]						
58	FAMILY OF CONSTRUCTION EQUIPI		37,383		11,849		17,383				37,383
	Memo: original request		[17,383]								
	Memo: October amendment		[20,000]								
	Transfer to MRAP				[-5,534]						
59	FAMILY OF INTERNALLY TRANSPOI		18,000		9,000		18,000				18,000
	Transfer to MRAP				[-9,000]						
60	BRIDGE BOATS		13,195		13,195		13,195				13,195
61	RAPID DEPLOYABLE KITCHEN		68		68		68				68
	Other Support										
63	ITEMS LESS THAN $5 MILLION		4,007		4,007		4,007				4,007
	Spares and Repair Parts										
64	SPARES AND REPAIR PARTS		2,993		2,993		2,993				2,993
	Total - Procurement, Marine Corps		**5,519,740**		**3,863,267**		**4,236,140**				**5,519,740**

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Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
	Aircraft Procurement, Air Force										
	Combat Aircraft										
	Tactical Forces										
1	F-35	1	230,000					-1	-230,000		
1	LESS: ADVANCE PROCUREMENT (PY)										
	F-35 Joint Strike Fighter				[-230,000]		[-230,000]				
	Airlift Aircraft										
	Tactical Airlift										
6	C-17A (MYP)							8	2,280,000	8	2,280,000
6	LESS: ADVANCE PROCUREMENT (										
	Additional aircraft								[2,280,000]		
	Other Airlift										
8	C-130J	17	1,356,300	15	1,224,300	13	888,300	-2	-132,000	15	1,224,300
8	LESS: ADVANCE PROCUREMENT (PY)										
	Delay MC-130J production start				[-132,000]						
	More realistic production ramp-up						[-468,000]				
11	MC-130 RECAP				33,000						
	Advance procurement for 2 aircraft in FY 09				[33,000]						
	Trainer Aircraft										
	Operational Trainers										
	Other Aircraft										

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Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
	Helicopters										
13	V22 OSPREY	5	492,500	5	492,500					5	492,500
	Delay production ramp-up to complete operational testing						[-492,500]				
	Mission Support Aircraft										
	Other Aircraft										
21	MQ-1 PREDATOR	24	191,600							24	191,600
	Memo: original request		[0]								
	Memo: October amendment		[191,600]								
22	MQ-9	8	149,100							8	149,100
	Memo: original request		[0]								
	Memo: October amendment		[149,100]								
22A	TG-10D	1	150	1	150	1	150			1	150
	Modification of In-service Aircraft										
	Strategic Aircraft										
23	B-2A		45,800				31,800		-14,000		31,800
	Delay in radar modernization				[-45,800]		[-14,000]		[-14,000]		
24	B-1B		46,120		41,120		46,120				46,120
	Excess to requirements				[-5,000]						

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Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Change vs. Amended Request Qty	Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
25	B-52		10,395		2,895		10,395				10,395
	Excess to requirements				[-7,500]						
	Tactical Aircraft										
27	A-10		33,500								33,500
	Memo: original request		[0]								
	Memo: October amendment		[33,500]								
28	F-15		262,644		130,944		130,944		-22,000		240,644
	Memo: original request		[152,944]								
	Memo: October amendment		[109,700]								
	Tactical targeting network technology (TTNT) funding in advance				[-22,000]		[-22,000]		[-22,000]		
29	F-16		36,800								36,800
	Memo: original request		[0]								
	Memo: October amendment		[36,800]								
	Airlift Aircraft										
31	C-5		75,000		75,000		75,000				75,000
33	C-17A		72,000	10	2,492,000		72,000				72,000
	Additional aircraft				[2,420,000]						
35	C-32A		43,000		43,000		43,000				43,000
36	C-37A		11,000		11,000		11,000				11,000
	Trainer Aircraft										

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	Other Aircraft										
46	C-40		39,000				39,000				39,000
	Excess to requirements				[-39,000]						
47	C-130		86,340		86,340		86,340				86,340
50	COMPASS CALL MODS		19,000		19,000		19,000				19,000
51	C-29A MODS										
52	DARP		158,800		40,000		158,800				158,800
	WC-135 engines				[-118,800]						
53	E-3		65,000		65,000		65,000				65,000
55	E-8		66,300		41,300						66,300
	Memo: original request		[41,300]								
	Memo: October amendment		[25,000]								
	JSTARS						[-41,300]				
57	H-60		6,900		6,900		6,900				6,900
	Aircraft Spares and Repair Parts										
63	INITIAL SPARES/REPAIR PARTS		116,900		116,900		116,900				116,900
	Aircraft Support Equipment and Facilities										
	Common Support Equip										
64	AIRCRAFT REPLACEMENT SUPPOR		237,360		237,360		237,360				237,360
	Post Production Support										
	Industrial Preparedness										

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	War Consumables										
	Other Production Charges										
78	OTHER PRODUCTION CHARGES		88,730		25,000		25,000				88,730
	Memo: original request		[25,000]								
	Memo: October amendment		[63,730]								
	Classified Pgms										
	Other Production Charges SOF										
	DARP										
84	DARP		6,000		6,000		6,000				6,000
	Total - Aircraft Procurement, Air Force		**3,946,239**		**5,189,709**		**2,069,009**		**1,882,000**		**5,828,239**
	Procurement of Ammunition, Air Force										
	Procurement of Ammo, Air Force										
	Rockets										
	Cartridges										
2	CARTRIDGES		35,154		33,954		33,954				35,154
	Memo: original request		[33,954]								
	Memo: October amendment		[1,200]								
	Bombs										
4	GENERAL PURPOSE BOMBS		7,887		7,887		7,887				7,887

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6	JOINT DIRECT ATTACK MUNITION	582	13,094	582	13,094	582	13,094			582	13,094
	Flare, IR MJU-7B										
12	ITEMS LESS THAN $5,000,000		12,100		12,100		12,100				12,100
	Fuzes										
13	FLARES		6,495		6,495		6,495				6,495
14	FUZES		475		475		475				475
	Weapons										
	Small Arms										
15	SMALL ARMS		29,200								29,200
	Memo: original request		[0]								
	Memo: October amendment		[29,200]								
	Total - Procurement of Ammunition, Air Forc		**104,405**		**74,005**		**74,005**				**104,405**
	Missile Procurement, Air Force										
	Ballistic Missiles										
	Missile Replacement Equipment-Ballistic										
	Other Missiles										
	Tactical										
	Industrial Facilities										

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	Modification of In-service Missiles										
	Class IV										
8	ADVANCED CRUISE MISSILE		600		600		600				600
	Spares and Repair Parts										
	Missiles and Repair Parts										
12	INITIAL SPARES/REPAIR PARTS		1,200		1,200		1,200				1,200
	Other Support										
	Space Programs										
	Special Programs										
	Total - Missile Procurement, Air Force		**1,800**		**1,800**		**1,800**				**1,800**
	Other Procurement, Air Force										
	Vehicular Equipment										
	Passenger Carrying Vehicles										
2	PASSENGER CARRYING VEHICLES		23,396				23,396				23,396
	Transfer to MRAP				[-23,296]						
	Cargo and Utility Vehicles										
3	MEDIUM TACTICAL VEHICLE		575,624		7,624		7,624				575,624
	Memo: original request		[7,624]								
	Memo: July amendment		[568,000]								

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	Special Purpose Vehicles										
7	SECURITY AND TACTICAL VEHICLE		155,315		585,315		585,315				155,315
	Mine Resistant Ambush Protected Vehicles				[430,000]		[430,000]				
	Fire Fighting Equipment										
8	FIRE FIGHTING/CRASH RESCUE VE		15,200		15,200		15,200				15,200
	Materials Handling Equipment										
9	HALVERSEN LOADER		27,000		6,750		27,000				27,000
	Transfer to MRAP				[-20,250]						
	Base Maintenance Support										
10	RUNWAY SNOW REMOV AND CLEA		6,987		6,987		6,987				6,987
11	ITEMS LESS THAN $5,000,000(VEHI(		14,125		1,625		1,625				14,125
	Memo: original request		[1,625]								
	Memo: October amendment		[12,500]								
	Cancelled Account Adjustment										
	Electronics and Telecommunications										
	Comm Security Equipment (COMSEC)										
	Intelligence Programs										
16	INTELLIGENCE COMM EQUIPMENT		12,000								12,000
	Memo: original request		[0]								
	Memo: October amendment		[12,000]								

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	Electronics Programs										
18	NATIONAL AIRSPACE SYSTEM		4,200		4,200		4,200				4,200
21	STRATEGIC COMMAND AND CONTF		4,200		4,200		4,200				4,200
	Special Comm-Electronics Projects										
24	GENERAL INFORMATION TECHNOL		17,276		15,776		15,776				17,276
	Memo: original request		[15,776]								
	Memo: October amendment		[1,500]								
26	MOBILITY COMMAND AND CONTRO		24,000								24,000
	Memo: original request		[0]								
	Memo: October amendment		[24,000]								
27	AIR FORCE PHYSICAL SECURITY S		109,000		109,000		109,000				109,000
28	COMBAT TRAINING RANGES		10,000		10,000		10,000				10,000
31	GCSS-AF FOS		15,024		15,024		15,024				15,024
	Air Force Communications										
33a	Defense Message System		400								400
	Memo: original request		[0]								
	Memo: October amendment		[400]								
34	BASE INFO INFRASTRUCTURE		231,000		116,000		231,000				231,000
	Transfer to MRAP				[-115,000]						
	DISA Programs										

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40	SPACELIFT RANGE SYSTEM SPACE		20,000				20,000				20,000
	Transfer to MRAP				[-20,000]						
	Organization and Base										
44	TACTICAL C-E EQUIPMENT		11,100								11,100
	Memo: original request		[0]								
	Memo: October amendment		[11,100]								
	Modifications										
	Other Base Maintenance and Support Equip										
	Personal Safety and Rescue Equipment										
52	NIGHT VISION GOGGLES		2,500								2,500
	Memo: original request		[0]								
	Memo: October amendment		[2,500]								
	Depot Plant and Material Handling Equip										
	Base Support Equipment										
57	CONTINGENCY OPERATIONS		9,200								9,200
	Memo: original request		[0]								
	Memo: October amendment		[9,200]								
60	ITEMS LESS THAN $5,000,000 (BASE		165,200		71,250		156,000				165,200
	Memo: original request		[156,000]								
	Memo: October amendment		[9,200]								
	Transfer to MRAP				[-84,750]						

Title XV - Procurement

(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
61	PRODUCTION ACTIVITIES			[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
	Special Support Projects										
63	DISTRIBUTED GROUND SYSTEMS		56,000		12,500		12,500				56,000
	Memo: original request		[12,500]								
	Memo: October amendment		[43,500]								
64	SELECTED ACTIVITIES		[ ]	[ ]	[ ]		[-26,756]	[ ]	[ ]	[ ]	[ ]
65	SPECIAL UPDATE PROGRAM				[ ]		[ ]				[ ]
66	DEFENSE SPACE RECONNAISSANCE PROG.				[ ]		[ ]				[ ]
	Spares and Repair Parts										
999	CLASSIFIED PROGRAMS		3,112,959		2,945,359		2,918,603		-93,580		3,019,379
	Memo: original request		[2,945,359]								
	Memo: October amendment		[167,600]								
	Classified program								[-20,080]		
	Classified program								[-73,500]		
	Total - Other Procurement, Air Force		**4,621,706**		**3,926,810**		**4,163,450**		**-93,580**		**4,528,126**

Title XV - Procurement

(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
	Procurement, Defense-Wide										
	Major Equipment										
	Major Equipment, OSD/WHS										
	Major Equipment, NSA										
	Major Equipment, WHS										
	Major Equipment, DISA										
18	DEFENSE INFORMATION SYSTEM N		13,000								13,000
	Memo: original request		[0]								
	Memo: October amendment		[13,000]								
	Major Equipment, DIA										
	Major Equipment, DLA										
	Major Equipment, DCAA										
	Major Equipment, TJS										
	Major Equipment, DHRA										
	National Geospatial Intelligence Agency										
	Defense Threat Reduction Agency										
	Defense Security Cooperation Agency										
	Major Equipment, AFIS										

Title XV - Procurement

(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
	Major Equipment, DODDE										
	Major Equipment, DCMA										
	Major Equipment, DTSA										
	Major Equipment, CIFA										
	Major Equipment, BTA										
	Special Operations Command										
	Aviation Programs										
43	MH-47 SERVICE LIFE EXTENSION P		34,400								34,400
	Memo: original request		[0]								
	Memo: October amendment		[34,400]								
48	CV-22 SOF MOD		173,800		286,800		286,800				173,800
	Memo: original request		[286,800]								
	Memo: October amendment		[-113,000]								
50	C-130 MODIFICATIONS		11,000								11,000
	Memo: original request		[0]								
	Memo: October amendment		[11,000]								
	Shipbuilding										

Title XV - Procurement

(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
	Ammunition Programs										
54	SOF ORDNANCE REPLENISHMENT		32,759		30,379		30,379				32,759
	Memo: original request		[30,379]								
	Memo: October amendment		[2,380]								
55	SOF ORDNANCE ACQUISITION		39,600		3,200		3,200				39,600
	Memo: original request		[3,200]								
	Memo: October amendment		[36,400]								
	Other Procurement Programs										
57	SOF INTELLIGENCE SYSTEMS		44,346								44,346
	Memo: original request		[0]								
	Memo: October amendment		[44,346]								
58	SMALL ARMS AND WEAPONS		30,952		4,583		4,583				30,952
	Memo: original request		[4,583]								
	Memo: October amendment		[26,369]								
59	CLASSIFIED PROGRAMS			[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
64	SPECIAL PROGRAMS			[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]

Title XV - Procurement

(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
65	TACTICAL VEHICLES		147,458		125,000		124,000				147,458
	Memo: original request		[0]								
	Memo: July amendment		[131,000]								
	Memo: October amendment		[16,458]								
	Mine Resistant Ambush Protected Vehicles				[125,000]		[124,000]				
69	UNMANNED VEHICLES		23,500								23,500
	Memo: original request		[0]								
	Memo: October amendment		[23,500]								
70	CLASSIFIED PROGRAM (GDIP)			[ ]	[ ]		[ ]	[ ]	[ ]	[ ]	[ ]
74	SOF OPERATIONAL ENHANCEMENT		34,393		1,337		1,337				34,393
	Memo: original request		[1,337]								
	Memo: October amendment		[33,056]								
	Chemical/Biological Defense										
	CBDP										

Title XV - Procurement

(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
999	CLASSIFIED PROGRAMS		182,949		143,469		143,469				182,949
	Memo: original request		[143,469]								
	Memo: October amendment		[39,480]								
	Total - Procurement, Defense-Wide		**768,157**		**594,768**		**593,768**				**768,157**
	National Guard & Reserve Equipment										
	Reserve Equipment										
	ARMY RESERVE										
1	MISCELLANEOUS EQUIPMENT										
	NAVY RESERVE										
2	MISCELLANEOUS EQUIPMENT										
	MARINE CORPS RESERVE										
3	MISCELLANEOUS EQUIPMENT										
	AIR FORCE RESERVE										
4	MISCELLANEOUS EQUIPMENT										
	National Guard Equipment										

Title XV - Procurement

(Dollars in Thousands)

Line	Program Title	Amended Budget Request Qty	Amended Budget Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change vs. Amended Request Qty	Conference Change vs. Amended Request Cost	Conference Authorized Qty	Conference Authorized Cost
	ARMY NATIONAL GUARD										
5	MISCELLANEOUS EQUIPMENT										
	AIR NATIONAL GUARD										
6	MISCELLANEOUS EQUIPMENT										
	Total - National Guard & Reserve Equipment										
	Rapid Acquisition Fund										
1	RAPID ACQUISITION FUND		150,000						-150,000		
	Memo: original request		[0]								
	Memo: October amendment		[150,000]								
	Defer from base budget								[100,000]		
	Reduction for higher priorities								[-250,000]		
	Total - Rapid Acquisition Fund		**150,000**						**-150,000**		
	TOTAL PROCUREMENT		**71,590,366**		**40,327,471**		**56,402,624**		**-581,180**		**71,009,186**

Title XV-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	Amended FY2008 Request	House Authorized (Feb Req)	Senate Authorized (Feb Req)	Conference Change	Conference Authorized
			RESEARCH, DEVELOPMENT, TEST & EVALUATION, ARMY					
2040	0602618A	14	BALLISTICS TECHNOLOGY	20,000				20,000
			MRAP July Request	[20,000]				
2040	0603747A	63	SOLDIER SUPPORT AND SURVIVABILITY	31,621		30,375		31,621
			February Request	[30,375]				
			October Budget Amendment	[1,246]				
			Transfer to MRAP		[-30,375]			
2040	0604601A	83	INFANTRY SUPPORT WEAPONS	8,158	8,158	8,158		8,158
			February Request	[8,158]				
2040	0604642A	88	LIGHT TACTICAL WHEELED VEHICLES	20,000				20,000
			February Request	[20,000]				
			Transfer to Title II			[-20,000]		
			Transfer to MRAP		[-20,000]			
2040	0604741A	102	AIR DEFENSE COMMAND, CONTROL AND INTELLIGENCE - SDD	38,900	38,900	38,900		38,900
			February Request	[38,900]				
2040	0604746A	104	AUTOMATIC TEST EQUIPMENT DEVELOPMENT	6,500	6,500	6,500		6,500
			February Request	[6,500]				
2040	0605013A	124	INFORMATION TECHNOLOGY DEVELOPMENT	5,000				5,000
			October Budget Amendment	[5,000]				
2040	0605801A	145	PROGRAMWIDE ACTIVITIES	20	20	20		20
			February Request	[20]				
2040	0203764A	161	TACTICAL WHEELED VEHICLE IMPROVEMENT PROGRAM	7,500	7,500	7,500		7,500
			February Request	[7,500]				
2040	0303140A	170	INFORMATION SYSTEMS SECURITY PROGRAM	23,300	23,300	23,300		23,300
			February Request	[23,300]				
2040	0303150A	173	WWMCCS/GLOBAL COMMAND AND CONTROL SYSTEM	3,800	3,800	3,800		3,800
			February Request	[3,800]				
2040	0303158A	174	JOINT COMMAND AND CONTROL PROGRAM (JC2)	6,200	6,200	6,200		6,200
			February Request	[6,200]				

Title XV-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	Amended FY2008 Request	House Authorized (Feb Req)	Senate Authorized (Feb Req)	Conference Change	Conference Authorized
2040	0305208A	177	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	12,300				12,300
			October Budget Amendment	[12,300]				
			Total, RDT&E Army	**183,299**				**183,299**
			RDT&E Army, February Request	144,753	94,378	124,753		
			RDT&E Army, MRAP July Request	20,000				
			RDT&E Army, October Budget Amendment	18,546				
			RESEARCH, DEVELOPMENT, TEST & EVALUATION, NAVY					
1319	0603640M	20	USMC ADVANCED TECHNOLOGY DEMONSTRATION (ATD)	13,000	13,000	13,000		13,000
			February Request	[13,000]				
1319	0603635M	55	MARINE CORPS GROUND COMBAT/SUPPORT SYSTEM	35,825		15,825		35,825
			February Request	[35,825]				
			Joint Light Tactical Vehicle (JLTV) - transfer to Title II			[-20,000]		
			Transfer to MRAP		[-35,825]			
1319	0603654N	56	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT	14,000	14,000	14,000		14,000
			February Request	[14,000]				
1319	0603748N	65	LINK PLUMERIA	31,500				31,500
			October Budget Amendment	[31,500]				
1319	0603751N	66	RETRACT ELM	9,800				9,800
			October Budget Amendment	[9,800]				
1319	0603764N	68	LINK EVERGREEN	9,300	9,300	9,300		9,300
			February Request	[9,300]				
1319	0603851M	72	NONLETHAL WEAPONS	8,000		8,000		8,000
			February Request	[8,000]				
			Reduction		[-8,000]			
1319	0604214N	84	AV-8B AIRCRAFT - ENG DEV	6,406	6,406	6,406		6,406
			February Request	[6,406]				

Title XV-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	Amended FY2008 Request	House Authorized (Feb Req)	Senate Authorized (Feb Req)	Conference Change	Conference Authorized
1319	0604215N	85	STANDARDS DEVELOPMENT	6,000		6,000		6,000
			February Request	[6,000]				
			Reduction		[-6,000]			
1319	0604262N	94	V-22A	82,360	82,360	82,360		82,360
			February Request	[82,360]				
1319	0604270N	97	ELECTRONIC WARFARE DEVELOPMENT	8,676	8,676	8,676		8,676
			February Request	[8,676]				
1319	0604373N	105	AIRBORNE MCM	19,500	19,500	19,500		19,500
			February Request	[19,500]				
1319	0604504N	109	AIR CONTROL	1,500	1,500	1,500		1,500
			February Request	[1,500]				
1319	0604562N	115	SUBMARINE TACTICAL WARFARE SYSTEM	4,900	4,900	4,900		4,900
			February Request	[4,900]				
1319	0605013N	136	INFORMATION TECHNOLOGY DEVELOPMENT	2,810	2,810	2,810		2,810
			February Request	[2,810]				
1319	0304785N	140	TACTICAL CRYPTOLOGIC SYSTEMS	13,000	13,000	13,000		13,000
			February Request	[13,000]				
1319	0605152N	144	STUDIES AND ANALYSIS SUPPORT - NAVY	150	150	150		150
			February Request	[150]				
1319	0605863N	153	RDT&E SHIP AND AIRCRAFT SUPPORT	1,768				1,768
			October Budget Amendment	[1,768]				
1319	0603680N	162	ADVANCED DEVELOPMENT PROJECTS	[ ]	[ ]	[ ]	[-63,500]	[ ]
			Classified Program				[-63,500]	
1319	0204136N	170	F/A-18 SQUADRONS	1,500	1,500	1,500		1,500
			February Request	[1,500]				
1319	0204152N	171	E-2 SQUADRONS	1,024	1,024	1,024		1,024
			February Request	[1,024]				
1319	0205601N	179	HARM IMPROVEMENT	4,330	4,330	4,330		4,330
			February Request	[4,330]				

Title XV-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	Amended FY2008 Request	House Authorized (Feb Req)	Senate Authorized (Feb Req)	Conference Change	Conference Authorized
1319	0206313M	186	MARINE CORPS COMMUNICATIONS SYSTEMS	80,542	76,842	80,542		80,542
			February Request	[80,542]				
			Reduction		[-3,700]			
1319	0206623M	187	MARINE CORPS GROUND COMBAT/SUPPORTING ARMS SYSTEMS	20,600	10,600	20,600		20,600
			February Request	[20,600]				
			Transfer to MRAP		[-10,000]			
1319	0206624M	188	MARINE CORPS COMBAT SERVICES SUPPORT	49,675	9,075	19,675		49,675
			February Request	[19,675]				
			MRAP July Request	[10,000]				
			October Budget Amendment	[20,000]				
			Transfer to MRAP		[-10,600]			
1319	0305204N	203	TACTICAL UNMANNED AERIAL VEHICLES	23,500	3,500	23,500		23,500
			February Request	[23,500]				
			Reduction		[-20,000]			
1319	0305206N	205	AIRBORNE RECONNAISSANCE SYSTEMS	11,000				11,000
			October Budget Amendment	[11,000]				
1319	0305207N	206	MANNED RECONNAISSANCE SYSTEMS	46,200	6,200	14,200		46,200
			February Request	[14,200]				
			October Budget Amendment	[32,000]				
			Reduction		[-8,000]			
1319		999	CLASSIFIED PROGRAMS	252,630	227,630		-63,500	189,130
			Total, RDT&E Navy	**759,496**			**-63,500**	**695,996**
			RDT&E Navy, February Request	618,428	516,303	370,798		
			RDT&E Navy, MRAP July Request	10,000				
			RDT&E Navy, October Budget Amendment	131,068				

Title XV-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	Amended FY2006 Request	House Authorized (Feb Req)	Senate Authorized (Feb Req)	Conference Change	Conference Authorized
			RESEARCH, DEVELOPMENT, TEST & EVALUATION, AIR FORCE					
3600	0602102F	5	MATERIALS	3,700				3,700
			October Budget Amendment	[3,700]				
3600	0602702F	14	COMMAND CONTROL AND COMMUNICATIONS	1,800				1,800
			October Budget Amendment	[1,800]				
3600	0603112F	20	ADVANCED MATERIALS FOR WEAPON SYSTEMS	5,900	2,800	2,800		5,900
			February Request	[2,800]				
			October Budget Amendment	[3,100]				
3600	0603211F	22	AEROSPACE TECHNOLOGY DEV/DEMO	300				300
			October Budget Amendment	[300]				
3600	0603270F	25	ELECTRONIC COMBAT TECHNOLOGY	5,325				5,325
			October Budget Amendment	[5,325]				
3600	0604327F	57	HARD AND DEEPLY BURIED TARGET DEFEAT SYSTEM (HDBTDS) PR(	87,700				87,700
			October Budget Amendment	[87,700]				
3600	0604226F	67	B-1B	40,000	40,000	40,000		40,000
			February Request	[40,000]				
3600	0604240F	70	B-2 ADVANCED TECHNOLOGY BOMBER	14,100		14,100		14,100
			February Request	[14,100]				
			Reduction		[-14,100]			
3600	0604329F	75	SMALL DIAMETER BOMB (SDB)	27,900	27,900	27,900		27,900
			February Request	[27,900]				
3600	0604602F	82	ARMAMENT/ORDINANCE DEVELOPMENT	4,200				4,200
			October Budget Amendment	[4,200]				
3600	0604617F	84	AGILE COMBAT SUPPORT	3,800	3,800	3,800		3,800
			February Request	[3,800]				
3600	0604735F	87	COMBAT TRAINING RANGES	10,000	10,000	10,000		10,000
			February Request	[10,000]				

Title XV-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	Amended FY2008 Request	House Authorized (Feb Req)	Senate Authorized (Feb Req)	Conference Change	Conference Authorized
3600	0207450F	98	E-10 SQUADRONS	178,390				178,390
			February Request	[178,390]				
			E-10 program cancellation / transfer to PE 0207581F (RDAF 157)		[-178,390]	[-178,390]		
3600	0605807F	110	TEST AND EVALUATION SUPPORT	22,115	21,815	21,815		22,115
			February Request	[21,815]				
			October Budget Amendment	[300]				
3600	0605976F	113	FACILITIES RESTORATION AND MODERNIZATION - TEST AND EVALU	1,610	1,610	1,610		1,610
			February Request	[1,610]				
3600	0401845F	117A	AIRBORNE SENIOR LEADER C3 (SLC3S)	11,700				11,700
			October Budget Amendment	[11,700]				
3600	0101314F	124	NIGHT FIST USSTRATCOM	1,640	1,640	1,640		1,640
			February Request	[1,640]				
3600	0207131F	129	A-10 SQUADRONS	280,000	15,000	230,000		280,000
			February Request	[230,000]	[-215,000]			
			October Budget Amendment	[50,000]				
3600	0207133F	130	F-16 SQUADRONS	55,300	7,700	7,700	-47,600	7,700
			February Request	[55,300]				
			F-16 beyond line-of-sight (BLOS) funding in advance of need		[-47,600]	[-47,600]	[-47,600]	
3600	0207134F	131	F-15E SQUADRONS	97,500	97,500	97,500		97,500
			February Request	[97,500]				
3600	0207253F	141	COMPASS CALL	5,600	5,600	5,600		5,600
			February Request	[5,600]				
3600	0207268F	142	AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM	20,000	20,000	20,000		20,000
			February Request	[20,000]				
3600	0207325F	144	JOINT AIR-TO-SURFACE STANDOFF MISSILE (JASSM)	23,000	23,000	23,000		23,000
			February Request	[23,000]				
3600	0207410F	145	AIR & SPACE OPERATIONS CENTER (AOC)	2,100				2,100
			October Budget Amendment	[2,100]				
3600	0207417F	147	AIRBORNE WARNING AND CONTROL SYSTEM (AWACS)	72,500	72,500	72,500		72,500
			February Request	[72,500]				

Title XV-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	Amended FY2008 Request	House Authorized (Feb Req)	Senate Authorized (Feb Req)	Conference Change	Conference Authorized
3600	0207418F	148	TACTICAL AIRBORNE CONTROL SYSTEMS	3,096				3,096
			October Budget Amendment	[3,096]				
3600	0207581F	157	JOINT SURVEILLANCE/TARGET ATTACK RADAR SYSTEM (JSTARS)	319,508	281,600	40,600		319,508
			February Request	[291,600]	[-10,000]			
			October Budget Amendment	[27,908]				
			Vanishing vendors development funding ahead of need			[-251,000]		
3600	0303601F	178	MILSATCOM TERMINALS	79,750		159,500		79,750
			February Request	[79,750]	[-79,750]			
			Milsatcom terminals			[79,750]		
3600	0304111F	179	SPECIAL ACTIVITIES	[ ]	[ ]	[ ]	[-15,000]	[ ]
			Classified program				[-15,000]	
3600	0304311F	181	SELECTED ACTIVITIES	[ ]	[ ]	[ ]	[-51,500]	[ ]
			Classified program			[-49,750]	[-51,500]	
3600	0305202F	201	DRAGON U-2	660	660	660		660
			February Request	[660]				
3600	0305206F	202	AIRBORNE RECONNAISSANCE SYSTEMS	1,520	1,520	1,520		1,520
			February Request	[1,520]				
3600	0305220F	206	GLOBAL HAWK UAV	2,184	1,384	1,384		2,184
			February Request	[1,384]				
			October Budget Amendment	[800]				
3600	0305940F	214	SPACE SITUATION AWARENESS OPERATIONS	8,900		8,900		8,900
			February Request	[8,900]	[-8,900]			
3600		999	CLASSIFIED PROGRAMS	180,012	180,012	130,262	-66,500	113,512
			Total, RDT&E Air Force	**1,671,810**			**-114,100**	**1,457,710**
			RDT&E Air Force, February Request	1,369,781	**816,041**	**922,791**		
			RDT&E Air Force, MRAP July Request					
			RDT&E Air Force, October Budget Amendment	202,029				

Title XV-RDT and E

(Dollars in Thousands)

Acct	Program Element	Line	Program Title	Amended FY2008 Request	House Authorized (Feb Req)	Senate Authorized (Feb Req)	Conference Change	Conference Authorized
			RESEARCH, DEVELOPMENT, TEST & EVALUATION, DEFENSE-WIDE					
0400	0605117D8Z	137	FOREIGN MATERIAL ACQUISITION AND EXPLOITATION	192,000				192,000
			October Budget Amendment	[192,000]				
0400	0605200D8Z	144	GENERAL SUPPORT TO USD (INTELLIGENCE)	34,000	34,000	34,000		34,000
			February Request	[34,000]				
0400	0301011G	177	CRYPTOLOGIC ACTIVITIES	[ ]	[ ]	[ ]	[-35,000]	[ ]
			Classified program				[-35,000]	
0400	0304345BQ	201	NATIONAL GEOSPATIAL-INTELLIGENCE PROGRAM (NGP)	[ ]	[ ]	[ ]	[-2,500]	[ ]
			Classified program				[-2,500]	
0400	0305125D8Z	203	CRITICAL INFRASTRUCTURE PROTECTION (CIP)	9,000	9,000	9,000		9,000
			February Request	[9,000]				
0400	0305208BB	216A	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	3,170				3,170
			October Budget Amendment	[3,170]				
0400	0902298J	228	MANAGEMENT HEADQUARTERS (JCS)	1,028	1,028	1,028		1,028
			February Request	[1,028]				
0400	1160408BB	235	SOF OPERATIONAL ENHANCEMENTS	2,270				2,270
			October Budget Amendment	[2,270]				
0400	1160428BB	240	UNMANNED VEHICLES (UV)	74,968	74,968	74,968		74,968
			February Request	[74,968]				
0400		999	CLASSIFIED PROGRAMS	1,041,152	608,502	416,091	-37,500	1,003,652
			Total, RDT&E Defense-Wide	**1,357,588**			**-37,500**	**1,320,088**
			RDT&E Defense-Wide, February Request	727,498	**727,498**	**535,087**		
			RDT&E Defense-Wide, MRAP July Request					
			RDT&E Defense-Wide, October Budget Amendment	630,090				
			TOTAL RDT&E	**3,872,193**			**-215,100**	**3,657,093**

Title XV - Operation and Maintenance

(Dollars in Thousands)

Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Operation and Maintenance, Army	54,933,351	45,350,964	45,519,264	-3,800	54,929,551
Operation and Maintenance, Navy	6,252,693	5,426,407	5,190,000	-2,900	6,249,793
Operation and Maintenance, MC	4,674,688	4,013,093	4,013,093		4,674,688
Operation and Maintenance, AF	10,809,673	10,536,330	10,532,630	-11,200	10,798,473
Operation and Maintenance, Defense-wide	6,402,785	6,098,990	5,976,216	21,300	6,424,085
Operation and Maintenance, Army Reserve	196,694	158,410	158,410		196,694
Operation and Maintenance, Navy Reserve	83,407	69,598	69,598		83,407
Operation and Maintenance, Marine Corps Reserve	68,193	68,000	68,000		68,193
Operation and Maintenance, Air Force Reserve	24,266				24,266
Operation and Maintenance, Army National Guard	757,008	466,150	466,150		757,008
Operation and Maintenance, Air National Guard	103,267	31,168	31,168		103,267
Transfer Accounts					
Miscellaneous Appropriations					
GRAND TOTAL DEPARTMENT OF DEFENSE	**84,306,025**	**72,219,110**	**72,024,529**	**3,400**	**84,309,425**

Title XV - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		Operation and Maintenance, Army					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		LAND FORCES					
2020a	010	MANEUVER UNITS					
		October budget amendment	6,776				6,776
2020a	020	MODULAR SUPPORT BRIGADES					
		October budget amendment	1,315				1,315
2020a	030	ECHELONS ABOVE BRIGADE					
		October budget amendment	11,031				11,031
2020a	040	THEATER LEVEL ASSETS					
		October budget amendment	403				403
2020a	050	LAND FORCES OPERATIONS SUPPORT					
		October budget amendment	916				916
2020a	060	AVIATION ASSETS					
		October budget amendment	9,666				9,666
		LAND FORCES READINESS					
2020a	070	FORCE READINESS OPERATIONS SUPPORT					
		October budget amendment	1,370				1,370

Title XV - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		LAND FORCES READINESS SUPPORT					
2020a	140	ADDITIONAL ACTIVITIES	34,348,922	33,468,922	33,637,222	-3,800	34,345,122
2020a		Grow the Force Transfer to title III			[-689,400]		
2020a		Classified program			[-22,300]	[-3,800]	
		Unjustified growth in LOGCAP		[-880,000]			
		MRAP July budget amendment	65,000				65,000
		October budget amendment	7,435,441				7,435,441
2020a		COMMANDERS' EMERGENCY RESPONSE PROGRAM	977,441	977,441	977,441		977,441
		October budget amendment	242,000				242,000
2020a		RESET	7,840,027	7,840,027	7,840,027		7,840,027
		TOTAL, BA 01: OPERATING FORCES	**50,940,308**	**42,286,390**	**42,454,690**	**-3,800**	**50,936,508**
		BUDGET ACTIVITY 03: TRAINING AND RECRUITING					
		BASIC SKILL/ ADVANCE TRAINING					
2020a	230	FLIGHT TRAINING					
		October budget amendment	5,199				5,199
		TOTAL, BA 03: TRAINING AND RECRUITING	**5,199**				**5,199**

Title XV - Operation and Maintenance
(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SECURITY PROGRAMS					
2020a	310	SECURITY PROGRAMS	1,111,465	1,111,465	1,111,465		1,111,465
		October budget amendment	190,270				190,270
		LOGISTICS OPERATIONS					
2020a	320	SERVICEWIDE TRANSPORTATION	1,953,109	1,953,109	1,953,109		1,953,109
		MRAP July budget amendment	242,000				242,000
		October budget amendment	491,000				491,000
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**3,987,844**	**3,064,574**	**3,064,574**		**3,987,844**
		Total Operation and Maintenance, Army	**54,933,351**	**45,350,964**	**45,519,264**	**-3,800**	**54,929,551**
		Operation and Maintenance, Navy					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		AIR OPERATIONS					
1804n	010	MISSION AND OTHER FLIGHT OPERATIONS	993,170	993,170	993,170		993,170
		October budget amendment	68,315				68,315

Title XV - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
1804n	020	FLEET AIR TRAINING	6,566	6,566	6,566		6,566
		October budget amendment	17,190				17,190
1804n	030	INTERMEDIATE MAINTENANCE	2,948	2,948	2,948		2,948
1804n	040	AIR OPERATIONS AND SAFETY SUPPORT	64,217	64,217	64,217		64,217
1804n	050	AIR SYSTEMS SUPPORT	27,243	27,243	27,243		27,243
1804n	060	AIRCRAFT DEPOT MAINTENANCE	147,709	147,709	147,709		147,709
		October budget amendment	138,000				138,000
		SHIP OPERATIONS					
1804n	080	MISSION AND OTHER SHIP OPERATIONS	560,850	560,850	560,850		560,850
		October budget amendment	91,472				91,472
1804n	090	SHIP OPERATIONS SUPPORT & TRAINING	9,938	9,938	9,938		9,938
		October budget amendment	5				5
1804n	100	SHIP DEPOT MAINTENANCE	339,377	339,377	339,377		339,377
		October budget amendment	189,598				189,598
1804n	110	SHIP DEPOT OPERATIONS SUPPORT	28,062	28,062	28,062		28,062
		COMBAT OPERATIONS/SUPPORT					
1804n	120	COMBAT COMMUNICATIONS	9,015	9,015	9,015		9,015
		October budget amendment	324				324
1804n	130	ELECTRONIC WARFARE	10,294	10,294	10,294		10,294
1804n	140	SPACE SYSTEMS AND SURVEILLANCE					
		October budget amendment	3				3

Title XV - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
1804n	150	WARFARE TACTICS	10,863	10,863	10,863		10,863
		October budget amendment	205				205
1804n	160	OPERATIONAL METEOROLOGY AND OCEANOGRAPHY	1,812	1,812	1,812		1,812
		October budget amendment	1				1
1804n	170	COMBAT SUPPORT FORCES	1,773,563	1,773,563	1,773,563		1,773,563
		October budget amendment	202,761				202,761
1804n		JOINT CHIEFS OF STAFF-JOINT PUBLICATION	3,300	3,300	3,300		3,300
1804n	180	EQUIPMENT MAINTENANCE	90,512	90,512	90,512		90,512
		WEAPONS SUPPORT					
1804n	220	IN-SERVICE WEAPONS SYSTEMS SUPPORT	18,608	18,608	18,608		18,608
		October budget amendment	14,000				14,000
1804n	230	WEAPONS MAINTENANCE	68,023	68,023	68,023		68,023
1804n	240	OTHER WEAPON SYSTEMS SUPPORT					
		October budget amendment	252				252
		BASE SUPPORT					
1804n	260	SUSTAINMENT, RESTORATION AND MODERNIZATION	7,033	7,033	7,033		7,033
		October budget amendment	2				2
1804n	270	BASE OPERATING SUPPORT	454,181	454,181	454,181		454,181
		October budget amendment	1,341				1,341
		TOTAL, BA 01: OPERATING FORCES	**5,350,753**	**4,627,284**	**4,627,284**		**5,350,753**

Title XV - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		BUDGET ACTIVITY 02: MOBILIZATION					
		READY RESERVE AND PREPOSITIONING FORCES					
1804n	280	SHIP PREPOSITIONING AND SURGE	164,486	164,486	164,486		164,486
1804n		TRANSCOM (Second Destination Transportation)	62,900	62,900	62,900		62,900
		MOBILIZATION PREPAREDNESS					
1804n	310	FLEET HOSPITAL PROGRAM					
		October budget amendment	2				2
1804n	330	COAST GUARD SUPPORT	222,607	222,607			222,607
		TOTAL, BA 02: MOBILIZATION	**449,995**	**449,993**	**227,386**		**449,995**
		BUDGET ACTIVITY 03: TRAINING AND RECRUITING					
		ACCESSION TRAINING					
1804n	340	OFFICER ACQUISITION					
		October budget amendment	39				39
		BASIC SKILLS AND ADVANCED TRAINING					
1804n	370	SPECIALIZED SKILL TRAINING	36,593	36,593	36,593		36,593
		October budget amendment	48,442				48,442
1804n	380	FLIGHT TRAINING					
		October budget amendment	4,715				4,715

Title XV - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		RECRUITING, AND OTHER TRAINING AND EDUCATION					
1804n	410	RECRUITING AND ADVERTISING					
		October budget amendment	3,627				3,627
		TOTAL, BA 03: TRAINING AND RECRUITING	93,416	36,593	36,593		93,416
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SERVICEWIDE SUPPORT					
1804n	450	ADMINISTRATION	3,435	3,435	3,435		3,435
1804n	460	EXTERNAL RELATIONS	337	337	337		337
1804n	480	MILITARY MANPOWER AND PERSONNEL MANAGEMENT	1,262	1,262	1,262		1,262
1804n	490	OTHER PERSONNEL SUPPORT	6,145	6,145	6,145		6,145
1804n	500	SERVICEWIDE COMMUNICATIONS	25,809	25,809	25,809		25,809
		October budget amendment	1				1
		LOGISTICS OPERATIONS AND TECHNICAL SUPPORT					
1804n	520	SERVICEWIDE TRANSPORTATION	113,231	113,231	113,231		113,231
		MRAP July budget amendment	38,000				38,000
		October budget amendment	6,809				6,809
1804n	550	ACQUISITION AND PROGRAM MANAGEMENT	1,289	1,289	1,289		1,289
		October budget amendment	3				3
1804n	570	COMBAT/WEAPONS SYSTEMS	372	372	372		372

Title XV - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		INVESTIGATIONS AND SECURITY PROGRAMS					
1804n		SECURITY PROGRAMS	155,987	155,987	142,187	-2,900	153,087
1804n		Classified program			[-13,800]	[-2,900]	
		October budget amendment	1,179				1,179
1804n	590	NAVAL INVESTIGATIVE SERVICE	4,670	4,670	4,670		4,670
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**358,529**	**312,537**	**298,737**	**-2,900**	**355,629**
		Total Operation and Maintenance, Navy	**6,252,693**	**5,426,407**	**5,190,000**	**-2,900**	**6,249,793**
		Operation and Maintenance, Marine Corps					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		EXPEDITIONARY FORCES					
1106n	010	OPERATIONAL FORCES	2,068,150	2,068,150	2,068,150		2,068,150
		October budget amendment	127,300				127,300
1106n	020	FIELD LOGISTICS	787,879	787,879	787,879		787,879
		October budget amendment	117,500				117,500
1106n	030	DEPOT MAINTENANCE	490,638	490,638	490,638		490,638
		USMC PREPOSITIONING					
1106n	050	MARITIME PREPOSITIONING	26,893	26,893	26,893		26,893
		BASE SUPPORT					
1106n	070	SUSTAINMENT, RESTORATION, & MODERNIZATION	60,401	60,401	60,401		60,401
		October budget amendment	57				57

Title XV - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
1106n	080	BASE OPERATING SUPPORT	92,710	92,710	92,710		92,710
		October budget amendment	103,533				103,533
		TOTAL, BA 01: OPERATING FORCES	**3,771,528**	**3,526,671**	**3,526,671**		**3,771,528**
		BUDGET ACTIVITY 03: TRAINING AND RECRUITING					
		ACCESSION TRAINING					
1106n	090	RECRUIT TRAINING	1,710	1,710	1,710		1,710
		October budget amendment	7				7
1106n	100	OFFICER ACQUISITION					
		October budget amendment	1				1
		BASIC SKILLS AND ADVANCED TRAINING					
1106n	110	SPECIALIZED SKILL TRAINING	150	150	150		150
		October budget amendment	21				21
1106n	140	TRAINING SUPPORT	141,110	141,110	141,110		141,110
		RECRUITING AND OTHER TRAINING EDUCATION					
1106n	150	RECRUITING AND ADVERTISING	44,187	44,187	44,187		44,187

Title XV - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		BASE SUPPORT					
1106n	190	BASE OPERATING SUPPORT	88	88	88		88
		October budget amendment	176				176
		TOTAL, BA 03: TRAINING AND RECRUITING	**187,450**	**187,245**	**187,245**		**187,450**
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SERVICEWIDE SUPPORT					
1106n	200	SPECIAL SUPPORT	167	167	167		167
1106n	210	SERVICE-WIDE TRANSPORTATION	299,010	299,010	299,010		299,010
		MRAP July budget amendment	313,000				313,000
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**612,177**	**299,177**	**299,177**		**612,177**
		Total Operation and Maintenance, Marine Corps	**4,674,688**	**4,013,093**	**4,013,093**		**4,674,688**
		Operation and Maintenance, Air Force					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		AIR OPERATIONS					
3400f	010	PRIMARY COMBAT FORCES	2,066,463	2,066,463	2,066,463		2,066,463
		October budget amendment	85,656				85,656
3400f	020	PRIMARY COMBAT WEAPONS	25,362	25,362	25,362		25,362
3400f	030	COMBAT ENHANCEMENT FORCES	167,200	167,200	167,200		167,200
3400f	040	AIR OPERATIONS TRAINING (OJT, MAINTAIN SKILLS)	32,736	32,736	32,736		32,736

Title XV - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3400f	050	COMBAT COMMUNICATIONS	695,412	695,412	695,412		695,412
		October budget amendment	30,790				30,790
3400f	060	DEPOT MAINTENANCE	518,702	518,702	518,702		518,702
3400f	070	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	190,849	190,849	190,849		190,849
3400f	080	BASE SUPPORT	1,698,003	1,698,003	1,698,003		1,698,003
		October budget amendment	2,280				2,280
		COMBAT RELATED OPERATIONS					
3400f	090	GLOBAL C3I AND EARLY WARNING	21,351	21,351	21,351		21,351
3400f	100	NAVIGATION/WEATHER SUPPORT	6,490	6,490	6,490		6,490
3400f	110	OTHER COMBAT OPS SPT PROGRAMS	276,728	276,728	276,728		276,728
3400f	130	MANAGEMENT/OPERATIONAL HQ	106,907	106,907	106,907		106,907
3400f	140	TACTICAL INTEL AND OTHER SPECIAL ACTIVITIES	1,092	1,092	1,092		1,092
		SPACE OPERATIONS					
3400f	150	LAUNCH FACILITIES	1,129	1,129	1,129		1,129
3400f	160	LAUNCH VEHICLES	21	21	21		21
3400f	170	SPACE CONTROL SYSTEMS	585	585	585		585
3400f	180	SATELLITE SYSTEMS	75	75	75		75
3400f	190	OTHER SPACE OPERATIONS	8,132	8,132	8,132		8,132

Title XV - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3400f	200	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	160	160	160		160
3400f	210	BASE SUPPORT	9,266	9,266	9,266		9,266
		TOTAL, BA 01: OPERATING FORCES	**5,945,389**	**5,826,663**	**5,826,663**		**5,945,389**
		BUDGET ACTIVITY 02: MOBILIZATION					
		MOBILITY OPERATIONS					
3400f	220	AIRLIFT OPERATIONS	3,629,379	3,629,379	3,629,379		3,629,379
		October budget amendment	92,308				92,308
3400f	230	AIRLIFT OPERATIONS C3I	12,567	12,567	12,567		12,567
3400f	240	MOBILIZATION PREPAREDNESS	20,447	20,447	20,447		20,447
3400f	260	DEPOT MAINTENANCE	115,670	115,670	115,670		115,670
3400f	270	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	1,497	1,497	1,497		1,497
3400f	280	BASE SUPPORT	97,494	97,494	97,494		97,494
		TOTAL, BA 02: MOBILIZATION	**3,969,362**	**3,877,054**	**3,877,054**		**3,969,362**
		BUDGET ACTIVITY 03: TRAINING AND RECRUITING					
		ACCESSION TRAINING					
3400f	290	OFFICER ACQUISITION					
3400f	300	RECRUIT TRAINING	55	55	55		55
3400f	330	BASE SUPPORT	1,545	1,545	1,545		1,545
		BASIC SKILLS AND ADVANCED TRAINING					
3400f	340	SPECIALIZED SKILL TRAINING	116,062	116,062	116,062		116,062

Title XV - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3400f	350	FLIGHT TRAINING	25	25	25		25
3400f	360	PROFESSIONAL DEVELOPMENT EDUCATION	708	708	708		708
3400f	370	TRAINING SUPPORT	1,269	1,269	1,269		1,269
3400f	390	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	2,462	2,462	2,462		2,462
3400f	400	BASE SUPPORT	15,345	15,345	15,345		15,345
		RECRUITING, AND OTHER TRAINING AND EDUCATION					
3400f	410	RECRUITING AND ADVERTISING	74	74	74		74
		TOTAL, BA 03: TRAINING AND RECRUITING	**137,545**	**137,545**	**137,545**		**137,545**
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		LOGISTICS OPERATIONS					
3400f	460	LOGISTICS OPERATIONS	251,052	251,052	251,052		251,052
3400f	470	TECHNICAL SUPPORT ACTIVITIES	1,126	1,126	1,126		1,126
3400f	480	SERVICEWIDE TRANSPORTATION	116,393	116,393	116,393		116,393
		MRAP July budget amendment	62,000				62,000
3400f	500	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	149	149	149		149
3400f	510	BASE SUPPORT	15,472	15,472	15,472		15,472

Title XV - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		SERVICEWIDE ACTIVITIES					
3400f	520	ADMINISTRATION	2,068	2,068	2,068		2,068
3400f	530	SERVICE-WIDE COMMUNICATIONS	41,702	41,702	41,702		41,702
3400f	540	PERSONNEL PROGRAMS	227	227	227		227
3400f	560	OTHER SERVICEWIDE ACTIVITIES	48,578	48,578	48,578		48,578
3400f	570	OTHER PERSONNEL SUPPORT	2,663	2,663	2,663		2,663
3400f	600	BASE SUPPORT	2,927	2,927	2,927		2,927
		SECURITY PROGRAMS					
3400f	610	SECURITY PROGRAMS	188,537	188,537	184,837	-11,200	177,337
3400f		Classified program			[-3,700]	[-11,200]	
		October budget amendment	309				309
		SUPPORT TO OTHER NATIONS					
3400f	620	INTERNATIONAL SUPPORT	24,174	24,174	24,174		24,174
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**757,377**	**695,068**	**691,368**	**-11,200**	**746,177**
		Total Operation and Maintenance, Air Force	**10,809,673**	**10,536,330**	**10,532,630**	**-11,200**	**10,798,473**

Title XV - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		Operation and Maintenance, Defense-wide					
		BUDGET ACTIVITY 1: OPERATING FORCES					
		DEFENSEWIDE ACTIVITIES					
0100d	010	JOINT CHIEFS OF STAFF	90,548	90,548	90,548		90,548
0100d	020	SPECIAL OPERATIONS COMMAND	1,660,342	1,660,342	1,660,342		1,660,342
		MRAP July budget amendmetn	28,000				28,000
		October budget amendment	14,165				14,165
		TOTAL, BUDGET ACTIVITY 1:	**1,750,890**	**1,750,890**	**1,750,890**		**1,750,890**
		BUDGET ACTIVITY 4: ADMIN & SERVICEWIDE ACTIVITIES					
		DEFENSEWIDE ACTIVITIES					
0100d	050	AMERICAN FORCES INFORMATION SERVICE	16,409	16,409	16,409		16,409
0100d	100	DEFENSE CONTRACT AUDIT AGENCY	15,345	15,345	15,345		15,345
0100d	120	DEFENSE INFORMATION SYSTEMS AGENCY	175,021	175,021	175,021		175,021
		October budget amendment	1,600				1,600
0100d	140	DEFENSE LEGAL SERVICES	18,242	18,242	18,242		18,242
0100d	150	DEFENSE LOGISTICS AGENCY	154,015	154,015	154,015		154,015
0100d	180	DEFENSE THREAT REDUCTION AGENCY	12,401	12,401	12,401		12,401
0100d	190	DEPARTMENT OF DEFENSE EDUCATION AGENCY	174,813	174,813	174,813		174,813
0100d	200	DOD HUMAN RESOURCES ACTIVITY	27,152	27,152	27,152		27,152
0100d	210	DEFENSE CONTRACT MANAGEMENT AGENCY	6,012	6,012	6,012		6,012
0100d	220	DEFENSE SECURITY COOPERATION AGENCY	1,700,000	1,700,000	1,700,000		1,700,000
0100d	260	OFFICE OF THE SECRETARY OF DEFENSE	63,214	63,214	63,214		63,214

Title XV - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0100d	270	WASHINGTON HEADQUARTERS SERVICE	14,410	14,410	14,410		14,410
		Defense Security Cooperation Agency					
		OTHER PROGRAMS					
0100d	999	OTHER PROGRAMS	1,971,066	1,971,066	1,848,292	-44,700	1,926,366
0100d		Classified program			[-122,774]	[-44,700]	
		October budget amendment	260,030				260,030
		TOTAL, BUDGET ACTIVITY 4:	**4,609,730**	**4,348,100**	**4,225,326**	**-44,700**	**4,305,000**
		Yellow Ribbon reintegration program				66,000	66,000
		Total Operation and Maintenance, Defense-Wide	**6,402,785**	**6,098,990**	**5,976,216**	**21,300**	**6,424,085**
		Operation and Maintenance, Army Reserve					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		LAND FORCES READINESS SUPPORT					
2080a	120	ADDITIONAL ACTIVITIES	158,410	158,410	158,410		158,410
		October budget amendment	38,284				38,284
		TOTAL, BA 01: OPERATING FORCES	**196,694**	**158,410**	**158,410**		**196,694**
		Total Operation and Maintenance, Army Reserve	**196,694**	**158,410**	**158,410**		**196,694**

Title XV - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		Operation and Maintenance, Navy Reserve					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		AIR OPERATIONS					
1806n	010	MISSION AND OTHER FLIGHT OPERATIONS	44,105	44,105	44,105		44,105
		October budget amendment	13,320				13,320
1806n	020	INTERMEDIATE MAINTENANCE	94	94	94		94
		SHIP OPERATIONS					
1806n	060	MISSION AND OTHER SHIP OPERATIONS	2,331	2,331	2,331		2,331
		October budget amendment	481				481
		COMBAT OPERATIONS SUPPORT					
1806n	100	COMBAT COMMUNICATIONS	6,700	6,700	6,700		6,700
1806n	110	COMBAT SUPPORT FORCES	16,368	16,368	16,368		16,368
		October budget amendment	8				8

Title XV - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		BASE SUPPORT					
1806n	150	BASE OPERATING SUPPORT					
		TOTAL, BA 01: OPERATING FORCES	**83,407**	**69,598**	**69,598**		**83,407**
		Total Operation and Maintenance, Navy Reserve	**83,407**	**69,598**	**69,598**		**83,407**
		Operation and Maintenance, Marine Corps Reserve					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		EXPEDITIONARY FORCES					
1107n	010	OPERATING FORCES	65,519	65,519	65,519		65,519
		October budget amendment	105				105
1107n	030	TRAINING SUPPORT	2,346	2,346	2,346		2,346
		October budget amendment	78				78
		BASE SUPPORT					
1107n	050	BASE OPERATING SUPPORT	135	135	135		135
		October budget amendment	10				10
		TOTAL, BA 01: OPERATING FORCES	**68,193**	**68,000**	**68,000**		**68,183**
		Total Operation and Maintenance, Marine Corps Reserve	**68,193**	**68,000**	**68,000**		**68,193**

Title XV - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		Operation and Maintenance, Air Force Reserve					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		AIR OPERATIONS					
3740f	010	PRIMARY COMBAT FORCES					
		October budget amendment	24,266				24,266
		TOTAL, BA 01: OPERATING FORCES					
		Total Operation and Maintenance, Air Force Reserve	**24,266**				**24,266**
		Operation and Maintenance, Army National Guard					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		LAND FORCES					
2065a	060	AVIATION ASSETS					
		October budget amendment	9,758				9,758
		LAND FORCES READINESS SUPPORT					
2065a	130	ADDITIONAL ACTIVITIES	466,150	466,150	466,150		466,150
		October budget amendment	281,100				281,100
		TOTAL, BA 01: OPERATING FORCES	**757,008**	**466,150**	**466,150**		**757,008**
		Total Operation and Maintenance, Army National Guard	**757,008**	**466,150**	**466,150**		**757,008**

Title XV - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		Operation and Maintenance, Air National Guard					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		AIR OPERATIONS					
3840f	010	AIRCRAFT OPERATIONS	24,724	24,724	24,724		24,724
		October budget amendment	72,099				72,099
3840f	020	MISSION SUPPORT OPERATIONS	6,444	6,444	6,444		6,444
		TOTAL, BA 01: OPERATING FORCES	**103,267**	**31,168**	**31,168**		**103,267**
		Total Operation and Maintenance, Air National Guard	**103,267**	**31,168**	**31,168**		**103,267**
		TOTAL OPERATION AND MAINTENANCE TITLE:	**84,306,025**	**72,219,110**	**72,024,529**	**3,400**	**84,309,425**

Title XV - Other Authorizations

(Dollars in Thousands)

	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
MILITARY PROGRAMS					
DEFENSE HEALTH PROGRAM					
In-House Care	344,261	344,261	344,261		344,261
October budget amendment In-house care	31,400				31,400
Private Sector Care	569,547	569,547	569,547		569,547
Consolidated Health Support	102,268	102,268	102,268		102,268
October budget amendment Consolidated health support	72,600				72,600
Information Management	1,598	1,598	1,598		1,598
October budget amendment information management	7,500				7,500
Management Activities	1,636	1,636	1,636		1,636
Education and Training	2,174	2,174	2,174		2,174
October budget amendment education and training	3,100				3,100
Base Operations/Communications	1,358	1,358	1,358		1,358
Total Defense Health Program	**1,137,442**	**1,022,842**	**1,022,842**		**1,137,442**
DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES					
Drug Enforcement and Policy Support	257,618	257,618	94,818		257,618
Transfer to title XIV - Afghanistan			[-162,800]		
Subtotal Drug Interdiction and Counter-Drug Activities	**257,618**	**257,618**	**94,818**		**257,618**
OFFICE OF THE INSPECTOR GENERAL					
Office of the Inspector General, O&M	4,394	4,394	4,394		4,394

Title XV - Other Authorizations
(Dollars in Thousands)

	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Subtotal Office of the Inspection General	**4,394**	**4,394**	**4,394**		**4,394**
REVOLVING AND MANAGEMENT FUNDS					
Defense Working Capital Funds - Army	1,363,000	1,363,000	1,363,000		1,363,000
Defense Working Capital Funds - Defense-wide	313,275	313,275	313,275		313,275
DWCF October budget amendment - fuel price increase	281,400				281,400
Subtotal Defense Working Capital Fund	**1,957,675**	**1,676,275**	**1,676,275**		**1,957,675**
Strategic Readiness Fund		1,000,000		1,000,000	1,000,000
National Defense Sealift Fund	5,110	5,110	5,110		5,110
Subtotal Revolving and Management Funds	**1,962,785**	**2,681,385**	**1,681,385**	**1,000,000**	**2,962,785**
SUBTOTAL OTHER PROGRAMS - MILITARY	**3,362,239**	**3,966,239**	**2,803,439**	**1,000,000**	**4,362,239**

Title XV - Other Authorizations
(Dollars in Thousands)

	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
MILITARY PROGRAMS					
DEFENSE HEALTH PROGRAM					
In-House Care	344,261	344,261	344,261		344,261
October budget amendment in-house care	31,400				31,400
Private Sector Care	569,547	569,547	569,547		569,547
Consolidated Health Support	102,268	102,268	102,268		102,268
October budget amendment Consolidated health support	72,600				72,600
Information Management	1,598	1,598	1,598		1,598
October budget amendment information management	7,500				7,500
Management Activities	1,636	1,636	1,636		1,636
Education and Training	2,174	2,174	2,174		2,174
October budget amendment education and training	3,100				3,100
Base Operations/Communications	1,358	1,358	1,358		1,358
Total Defense Health Program	**1,137,442**	**1,022,842**	**1,022,842**		**1,137,442**
DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES					
Drug Enforcement and Policy Support	257,618	257,618	94,818		257,618
Transfer to title XIV - Afghanistan			[-162,800]		
Subtotal Drug Interdiction and Counter-Drug Activities	**257,618**	**257,618**	**94,818**		**257,618**
OFFICE OF THE INSPECTOR GENERAL					
Office of the Inspector General, O&M	4,394	4,394	4,394		4,394
Subtotal Office of the Inspection General	**4,394**	**4,394**	**4,394**		**4,394**

Title XV - Other Authorizations

(Dollars in Thousands)

	Amended FY2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
REVOLVING AND MANAGEMENT FUNDS					
Defense Working Capital Funds - Army	1,363,000	1,363,000	1,363,000		1,363,000
Defense Working Capital Funds - Defense-wide	313,275	313,275	313,275		313,275
DWCF October budget amendment - fuel price increase	281,400				281,400
Subtotal Defense Working Capital Fund	**1,957,675**	**1,676,275**	**1,676,275**		**1,957,675**
Strategic Readiness Fund		1,000,000		1,000,000	1,000,000
National Defense Sealift Fund	5,110	5,110	5,110		5,110
Subtotal Revolving and Management Funds	**1,962,785**	**2,681,385**	**1,681,385**	**1,000,000**	**2,962,785**
SUBTOTAL OTHER PROGRAMS - MILITARY	**3,362,239**	**3,966,239**	**2,803,439**	**1,000,000**	**4,362,239**

LEGISLATIVE PROVISIONS ADOPTED

Purpose (sec. 1501)

The House bill contained a provision (sec. 1501) that would state the purpose of the funds provided in this title and would also state a policy with respect to the provision of such funds.

The Senate amendment contained a similar provision (sec. 1521).

The Senate recedes with an amendment to delete the statement of policy.

Army procurement (sec. 1502)

The House bill contained a provision (sec. 1502) that would authorize additional fiscal year 2008 funds for Army procurement to support operations in Iraq and Afghanistan.

The Senate amendment contained a similar provision (sec. 1501).

The conference agreement includes this provision.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Navy and Marine Corps procurement (sec. 1503)

The House bill contained a provision (sec. 1503) that would authorize additional fiscal year 2008 funds for Navy and Marine Corps procurement to support operations in Iraq and Afghanistan.

The Senate amendment contained a similar provision (sec. 1502).

The conference agreement includes this provision.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Air Force procurement (sec. 1504)

The House bill contained a provision (sec. 1504) that would authorize additional fiscal year 2008 funds for Air Force procurement to support operations in Iraq and Afghanistan.

The Senate amendment contained a similar provision (sec. 1503).

The conference agreement includes this provision.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Joint Improvised Explosive Device Defeat Fund (sec. 1505)

The House bill contained a provision (sec. 1505) that would authorize additional fiscal year 2008 funds for the Joint Improvised Explosive Device Defeat Fund to support operations in Iraq and Afghanistan.

The Senate amendment contained a similar provision (sec. 1510).

The conference agreement includes this provision.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Defense-wide activities procurement (sec. 1506)

The House bill contained a provision (sec. 1506) that would authorize additional fiscal year 2008 funds for defense-wide procurement to support operations in Iraq and Afghanistan.

The Senate amendment contained a similar provision (sec. 1504).

The conference agreement includes this provision.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Research, Development, Test, and Evaluation (sec. 1507)

The House bill contained a provision (sec. 1507) that would authorize additional fiscal year 2008 funds for Research, Development, Test, and Evaluation to support operations in Iraq and Afghanistan.

The Senate amendment contained a similar provision (sec. 1505).

The conference agreement includes this provision.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Operation and maintenance (sec. 1508)

The House bill contained a provision (sec. 1508) that would authorize additional fiscal year 2008 funds for operation and maintenance programs.

The Senate amendment contained a similar provision (sec. 1506).

The conference agreement includes this provision.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Working capital funds (sec. 1509)

The House bill contained a provision (sec. 1509) that would authorize additional fiscal year 2008 funds for Defense Working Capital Funds and the National Defense Sealift Fund to support operations in Iraq and Afghanistan.

The Senate amendment contained a similar provision for working capital funds (sec. 1514) and for the National Defense Sealift Fund (sec. 1515).

The conference agreement includes this provision.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Other Department of Defense programs (sec. 1510)

The House bill contained a provision (sec. 1510) that would authorize additional fiscal year 2008 funds for the Defense Health Program, drug interdiction and counterdrug activities, and the Inspector General to support operations in Iraq and Afghanistan.

The Senate amendment contained similar separate provisions (secs. 1508, 1509, and 1516) for these programs.

The conference agreement includes this provision.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Iraq Freedom Fund (sec. 1511)

The House bill contained a provision (sec. 1511) that would authorize additional fiscal year 2008 funds for the Iraq Freedom Fund.

The Senate amendment contained a similar provision (sec. 1513).

The conference agreement includes this provision.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Iraq Security Forces Fund (sec. 1512)

The House bill contained a provision (sec. 1512) that would authorize additional fiscal year 2008 funds for the Iraq Security Forces Fund.

The Senate amendment contained a similar provision (sec. 1511).

The House recedes with an amendment that would require notification to the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives of any contributions to this fund from foreign governments or other outside entities.

Afghanistan Security Forces Fund (sec. 1513)

The House bill contained a provision (sec. 1513) that would authorize additional fiscal year 2008 funds for the Iraq Security Forces Fund.

The Senate amendment contained a similar provision (sec. 1512).

The House recedes with an amendment that would require notification to the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives of any contributions to this fund from foreign governments or other outside entities.

Military personnel (sec. 1514)

The House bill contained a provision (sec. 1514) that would authorize additional fiscal year 2008 funds for active and reserve component military personnel programs to support operations in Iraq and Afghanistan.

The Senate amendment contained a similar provision (sec. 1507).

The conference agreement includes this provision.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

[Addition in millions of dollars]

Yellow Ribbon Reintegration Program	73.0

Strategic Readiness Fund (sec. 1515)

The House bill contained a provision (sec. 1708) that would authorize $1.0 billion for a Strategic Readiness Fund.

The Senate amendment contained no similar provision.

The Senate recedes.

Treatment as additional authorizations (sec. 1516)

The House bill contained a provision (sec. 1518) that would state that the amounts authorized to be appropriated in title XV of this Act are in addition to any other amounts authorized in this Act.

The Senate amendment contained an identical provision (sec. 1522).

The conference agreement includes this provision.

Special transfer authority (sec. 1517)

The Senate amendment included a provision (sec. 1523) that would authorize the transfer of up to $3.5 billion of war-related funding authorizations in this title among the accounts in this title. This special transfer authority is in addition to the general transfer authority contained in section 1001 of this Act, but the same reprogramming procedures applicable to transfers under section 1001 would also apply to transfers under this section.

The House bill contained no similar provision.

The House recedes.

BUDGET ITEMS

Army tactical radio modernization plans

The budget request included $2.3 billion in Other Procurement, Army for single channel ground and airborne radios (SINCGARS).

The House bill would decrease this amount by $754.0 million.

The Senate bill would decrease this amount by $375.0 million.

The conference outcome is reflected in the tables of this report in Other Procurement, Army, line 34.

The conferees strongly support the goal of providing more communications capability to all echelons of the Army. Based on current operational experience, it is clear to the conferees that in order to maintain the Army's current dominance in land warfare, the Army must significantly increase its tactical communications capability.

While the conferees are supportive of the overall effort to improve Army communications and properly equip near-term deploying units, the conferees believe that the Army's long-term tactical modernization plan lacks sufficient analysis of future Army communications needs, is not synchronized with other Army and Department of Defense programs, and does not account for future Army modernization funding projections.

Specifically, the conferees are concerned that the Army's continued desire to procure thousands more SINCGARS radios is not consistent with the Army's plan for a future battlefield network that requires: dramatic increases in bandwidth for data transmission; significantly better network security; more flexible systems that can operate across a wider electronic spectrum; and systems that increase joint and coalition interoperability.

In addition, the conferees note that the Army continues to request funding for SINCGARS radios in spite of an Army Science Board study that recommended the Army stop SINCGARS procurement and that the Army cannot execute the full amount of SINCGARS funding requested due to limited production capacity.

Further, the conferees are concerned that the Army's plans for continued SINCGARS radio procurement do not fully address the National Security Agency's goals for encryption modernization and are inconsistent with the Marine Corps decision to cease procurement of SINCGARS radios.

The conferees also believe that the Army's plan to acquire additional legacy tactical radios is not aligned with the goals of the Joint Tactical Radio System (JTRS) program. The conferees are concerned that the acquisition of thousands more SINCGARS radios will seriously undermine the Army's investment in the JTRS program. By reducing its future demand for the more capable JTRS radio, the Army will significantly increase the unit cost of JTRS systems for the Army and other services. Finally, the conferees note that the Army's plan to continue procurement of thousands of SINCGARS radios will impede efforts of the JTRS program to move the military services toward a standards-based acquisition model for tactical radios that encourages competition and avoids sole-source production dependency.

The conferees urge the Army and the Assistant Secretary of Defense for Networks and Information Integration (ASD(NII)) to reexamine the Army's current tactical radio modernization plan. Specifically, the conferees strongly encourage the Army and ASD (NII) to develop a strategy for tactical radio modernization that focuses on the future. The conferees strongly support continued research and development investments in the JTRS program. However, the conferees understand that JTRS will not be available in large numbers for several more years and that the Army's plan for procurement of JTRS radios is not fully defined.

In the interim, the conferees agree that the Army should invest in a limited number of tactical radio systems that meet JTRS Software Communications Architecture (SCA) standards, and provide improvements in bandwidth capacity, programmable encryption, spectrum flexibility, and interoperability necessary for the Army to realize its future battlefield network plan. The conferees believe that over-investment in legacy systems will not give the Army flexibility to properly integrate JTRS radios and build its future network. If the Army procures any additional legacy radio systems prior to the fielding of the JTRS radio, it should only procure the minimum number needed to fill urgent short-term needs for deploying units. As it makes these limited investments, the conferees encourage the Army to avoid new or extended, long-term sole-source tactical radio procurement contracts that may limit the Army's options in the future.

Blast injury research

Blast injury from improvised explosive devices (IEDs) continues to be the most significant cause of American casualties in Iraq. The conferees are concerned that the Department of Defense has not appropriately allocated resources provided for the defeat of IEDs to the full range of efforts necessary to defeat the IED threat, including much needed research and training on the prevention, mitigation, and treatment of blast injuries. Section 256 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) established a Department of Defense-wide program to

prevent, mitigate, and treat blast injuries. The conferees expect that the Joint Improvised Explosive Device Defeat Office (JIEDDO), in accordance with the 2006 Act, will be a partner in the Department-wide efforts to coordinate, manage, and fund research efforts for medical blast research.

To support these efforts, the conferees direct that JIEDDO fund, through interagency transfer of resources as appropriate, blast-related research, training, and programmatic activities which have been identified as high priorities by the DOD executive agent and the centers of excellence established under section 1621 of this Act, at a level of not less than $50.0 million in fiscal year 2008. These include, but are not limited to: research and development of diagnostics, training, and treatment for traumatic brain injury and post-traumatic stress disorder; collection, storage, and integration of operational, medical, and protective equipment performance data associated with wounding and non-wounding events; body surface wound mapping for investigation of wounding patterns to be included in body armor design; research and training to prevent traumatic eye injury and cranial-facial injury; research to enhance prevention, healing, and quality of life relating to burns; advanced prosthetics; and enhanced research on hemorrhage control.

Further, the conferees direct JIEDDO to report to the congressional defense committees on the actions taken, including funding, to fulfill these requirements, no later than March 1, 2008.

Grow the force transfer

The budget request for the global war on terror included $689.4 million in Operation and Maintenance, Army (OMA) to fund the planned growth of the Army's end strength for fiscal year 2008.

The House bill would authorize $689.4 million in OMA of title XV.

The Senate amendment would authorize $689.4 million in OMA of title III.

The conferees agree to authorize $689.4 for growth of the Army's end strength in OMA of title XV of this Act.

ITEMS OF SPECIAL INTEREST

Reactive armor for EFP protection

The amended budget request for the war-related budget includes $27.5 million in PE 62618A for ballistics technology. Of that amount, $20.0 million is for development of armor capable of countering explosively formed projectiles (EFPs).

The conferees understand that reactive armor technology may provide an effective solution at lower weight than existing designs. Furthermore, modeling and design tools are available that would allow a candidate reactive armor system to be designed and evaluated rapidly, followed by fabrication and testing. The conferees direct that the Under Secretary of Defense for Acquisition, Technology, and Logistics (USD(AT&L)) ensure that the Army and the Joint Improvised Explosive Defeat Organization conduct a robust technology analysis as rapidly as possible to determine whether reactive armor would provide superior protection against EFPs and to determine the potential for weight reduction with a longer-term

effort to optimize the reactive armor system. The conferees direct the USD(AT&L) to inform the congressional defense committees by letter within 60 days of enactment of this Act of his findings and plans on this matter.

LEGISLATIVE PROVISION NOT ADOPTED

Improvised explosive device protection for military vehicles

The Senate amendment contained a provision (sec. 1543) that would authorize $23.6 billion for the procurement of mine resistant ambush protected military vehicles.

The House bill contained no similar provision.

The Senate recedes.

The conference outcome is reflected in the tables of this report in Other Procurement, Army, line 9a.

Reports on mitigation of effects of explosively formed projectiles and mines

The Senate amendment contained a provision (sec. 1517) that would require the Secretary of Defense to submit to the congressional defense committees reports on four items: (1) explosively formed projectiles (EFPs); (2) Mine Resistant Ambush Protected (MRAP) vehicles; (3) tactical wheeled vehicle strategy; and (4) long-term armoring strategy.

The House bill contained no similar provision.

The Senate recedes.

The conferees direct the Under Secretary of Defense for Acquisition, Technology, and Logistics to report to the congressional defense committees no later than 120 days after enactment of this Act, on the following items: (1) a plan for improving capabilities to mitigate the effects of EFPs; (2) plans for armor upgrades, and their impact on system performance and sustainment; (3) the impact of the MRAP vehicle program on the current acquisition strategies and procurement plans of the Army and Marine Corps for the tactical wheeled vehicle fleet, including inventory mix, overall sustainment cost, and logistical and industrial base issues; and (4) plans for the Joint Light Tactical Vehicle program, including an assessment of the continued validity of previously adopted key performance parameters.

The conferees note that the MRAP has been designated the Department's highest acquisition priority by the Secretary of Defense. The conferees believe this designation is appropriate and will continue to work with the Department to ensure this critical force protection program is adequately funded. The conferees urge the Department to protect to the maximum extent possible the current engineering and technology of the MRAP vehicle, as well as subsequent improvements to the survivability of MRAP vehicles. Further, the conferees note that the MRAP is not the final solution to combat the improvised explosive devices and other asymmetric threats to tactical vehicles faced by the warfighter in Iraq and Afghanistan, and the conferees urge the Department to be ready to respond quickly as these threats evolve.

TITLE XVI—WOUNDED WARRIOR MATTERS

Wounded Warrior Act—Overview

"The willingness with which our young people are likely to serve in any war, no matter how justified, shall be directly proportional as to how they perceive the Veterans of earlier wars were treated and appreciated by their country."—General and President George Washington 1789

In fulfillment of President Washington's vision, American soldiers, sailors, airmen, and marines receive the finest medical care available in the world. Through advances in medicine and battlefield care, the U.S. military has achieved the lowest war mortality rate in history in Operation Iraqi Freedom and Operation Enduring Freedom. An Independent Review Group appointed by Secretary of Defense Robert Gates to investigate inadequacies at Walter Reed Army Medical Center in February 2007 confirmed that, ". . . the evolution of rapid joint battlefield medical response, rapid evacuation with intensive care, quality air transportation, and unsurpassed trauma care have yielded unprecedented survival rates for our combat forces."

Yet despite this remarkable record of accomplishment, reports beginning on February 18, 2007 by the Washington Post illuminated inadequacies and failures at Walter Reed Army Medical Center. Subsequent independent investigations and hearings by congressional committees revealed the need for system-wide improvements in outpatient care, transition of recovering service members between the Department of Defense and Department of Veterans Affairs health care systems, and performance of the Departments' physical disability evaluation systems. In addition, as a consequence of improved battlefield care, increasing numbers of service members are surviving with complex, multiple injuries, traumatic brain injury, post-traumatic stress disorder, and other mental health conditions.

Following the revelations at Walter Reed, both the House of Representatives and the Senate adopted bills to improve the management of medical care, disability evaluations, personnel actions, and quality of life for members of the armed forces recovering from illness or injury received during the war. On March 28, 2007, the House of Representatives adopted the "Wounded Warrior Assistance Act of 2007". The Senate adopted the "Dignified Treatment of Wounded Warriors Act" on July 25, 2007.

This conference report includes provisions from each bill. Taken as a whole, it advances the care, management, and transition of recovering service members, enhances health care and benefits for families, and begins the process of fundamental reform of the Department of Defense and Department of Veterans Affairs disability evaluation systems. The conference report is the result of bipartisan efforts in the Senate and the House of Representatives by both the Committees on Armed Services and the Committees on Veterans Affairs. It also includes, in particular, many recommendations of the President's Commission on Care for America's Returning Wounded Warriors.

In completing its work on the National Defense Authorization Act for 2008, the conferees express deep gratitude to U.S. service members and their families for their sacrifice and courage in service to their country. We are grateful for the work of outstanding medical personnel whose skill and dedication have saved or prolonged the lives of more than 30,000 service members who, as of this date, have benefitted from their care.

The conferees acknowledge that additional work remains to be done in order to achieve permanent improvements for wounded and ill service members. The conferees are committed to continued progress toward that goal, through oversight of actions now underway within the executive branch, consideration of findings of public and independent organizations, dialogue with recovering service members and their families, and enactment of additional laws as they are needed.

Together with all who share the goal of improving care for ill and injured service members and veterans, we will work to achieve the vision of our Nation's founders—to manifest not only appreciation and gratitude toward those who have borne the battle, but also to provide the highest quality care to U.S. service members and their families.

Short title (sec. 1601)

The Senate amendment contained a provision (sec. 1601) that would provide that this title may be cited as the "Dignified Treatment of Wounded Warriors Act".

The House bill contained no similar provision.

The House recedes with an amendment that would provide that this title may be cited as the "Wounded Warrior Act".

General definitions (sec. 1602)

The House bill contained a provision (sec 1401) that would define terms used in the title on wounded warrior assistance.

The Senate amendment contained a provision (sec. 1602) that would define the terms used in the Dignified Treatment of Wounded Warriors Act.

The House recedes with an amendment that would define terms used in the Wounded Warrior Act.

Consideration of gender-specific needs of recovering service members and veterans (sec. 1603)

The Senate amendment contained a provision (sec. 1612) that would require the Secretary of Defense and the Secretary of Veterans Affairs to take into account and fully address any unique specific needs of women members of the armed forces and women veterans in developing and implementing a comprehensive policy on care, management, and transition of members of the armed forces with serious injuries or illnesses.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary of Defense and the Secretary of Veterans Affairs to take into account and fully address any unique gender-specific needs of recovering service members and veterans when developing and implementing the policy required by the Wounded Warrior Act.

Subtitle A—Policy on Improvements to Care, Management, and Transition of Recovering Service Members

Comprehensive policy on improvements to care, management, and transition of recovering service members (sec. 1611)

The House bill contained a series of provisions that would make improvements to medical and dental care for members of the armed forces assigned to hospitals in an outpatient basis.

The House bill contained a provision (sec. 1411) that would amend chapter 55 of title 10, United States Code, to establish requirements for the duties, training, supervision, and workload of medical care case managers and service member advocates. The provision would also require the secretary concerned to conduct semiannual surveys of members in an outpatient status.

The House bill contained a provision (sec. 1418) that would require the Secretary of Defense to report to appropriate congressional committees on recommendations to improve training provided to health care professionals, medical care case managers, and service member advocates, in particular to ensure that such personnel were adequately trained to detect the early warning signs of post-traumatic stress disorder, suicidal or homicidal thoughts or behaviors, and other behavioral health conditions. The provision would require an annual review of such training, and development of a system to track any notifications made by care managers regarding the early warning signs of post-traumatic stress disorder.

The House bill contained a provision (sec. 1424) that would require the Secretary of Defense to expand the opportunities for recovering service members of the reserve components in an outpatient status to receive care at a military treatment facility closest to the member's home, rather than closest to the base from which the member was deployed.

The House bill contained a provision (sec. 1437) that would require the Secretary of Defense to conduct a study on the feasibility of developing a joint soldier patient tracking system that would provide transparency at all times on the location and status of recovering service members.

The House bill contained a provision (sec. 1439) that would require the Secretary of Defense to conduct a study on the feasibility of measuring family members' satisfaction with health care services.

The Senate amendment contained a provision (sec. 1611) that would require the Secretary of Defense and the Secretary of Veterans Affairs to develop and implement, by January 1, 2008, a comprehensive policy on the care, management, and transition of members of the armed forces with serious injuries or illnesses. The provision would require that the policy address detailed requirements concerning: (1) the care and management of covered service members in a medical hold status or on the temporary disability retired list (including specific standards for access to medical care services); (2) the medical evaluation and disability evaluation systems for severely injured and ill service members; (3) the return of recovered service members to active duty when appropriate; and (4) the transition of service members from the Department of Defense to the Department of Veterans Affairs.

The provision also would require that the Secretaries complete a review of all applicable policies and procedures of the Departments to identify potential shortfalls in those policies, and to consider the findings and recommendations of numerous commissions established to examine Department of Defense and veterans health care and compensation. The provision also would require a report on any reduction in disability ratings by the Department of Defense.

The Senate amendment contained a provision (sec. 257) that would require a study of a standard soldier tracking system in conjunction with pilot projects to be conducted to improve the disability evaluation systems of the Departments of Defense and Veterans Affairs.

The Senate amendment contained a provision (sec. 705) that would express the sense of the Senate that the Department of Defense should encourage continuing collaboration between the Army and the Department of Veterans Affairs in treating America's wounded warriors and, when appropriate and available, provide additional support and resources for the development of such collaborations.

The conference agreement includes a provision that would integrate these provisions into a single requirement to develop and implement a comprehensive policy by July 1, 2008, on improvements to the care, management, and transition of recovering service members. The agreement would add a requirement for recovery plans and recovery coordinators, and require the Secretary of Defense to establish maximum workload amounts for recovery coordinators, medical and non-medical care managers, and minimum standards for access to health care services. The conference agreement would also add a requirement for policy on the relocation of any military personnel found to be housed in substandard outpatient facilities. Other areas included in the conference report would require procedures for referral of recovering service members to appropriate public and private entities for needed health care services, and care and job placement services for family members of recovering service members. The conference agreement would authorize the Secretary of Defense to apply policies for the care, management, and transition of members on the temporary disability retired list to those members as the Secretary deems appropriate.

The conferees acknowledge that the Secretaries of Defense and Veterans Affairs have established a Senior Oversight Committee and specific subgroups to address many of the policy improvements required by this section. The conferees intend that the improvements identified be established in consistent policies throughout the Department of Defense, and to the extent feasible, with the Department of Veterans Affairs. The conferees intend that this policy will be established and implemented in the near future, and expect that it will be periodically updated as best practices and improved approaches are discovered.

The conferees direct that the Secretary of Defense provide a report to the Committees on Armed Services of the Senate and the House of Representatives within 30 days of enactment of this Act, and every 90 days thereafter, which describes:

(1) the standards for maximum case workloads for recovery coordinators, and medical and non-medical managers which are in effect for recovering service members;

(2) the standards in effect for the frequency of periodic face-to-face reviews of the medical status of recovering service members;

(3) the standards in effect setting forth minimum periods of time for access to health care services for recovering service members;

(4) the performance of the Department in maintaining all such standards; and

(5) any deviation from the standard and the reasons for such deviation.

The conferees will closely monitor the performance of the Departments in achieving improvements in policy and practices related to recovering service members and will take into consideration such performance in development of future legislative requirements.

Medical evaluations and physical disability evaluations of recovering service members (sec. 1612)

The House bill contained a provision (sec. 1415) that would add a requirement to section 1222 of title 10, United States Code, to require the secretary of each military department to appoint an independent medical advocate for members before a medical evaluation board to serve as an advocate for the best interests of the member and to advise the member regarding the member's medical condition and recommendations of the medical evaluation board.

The House bill contained a provision (sec. 1416) that would amend section 1222 of title 10, United States Code, to require the Secretary of Defense to establish the maximum workload that could be assigned to physical evaluation board liaison officers, and would require a standardized training program for such officers.

The House bill contained a provision (sec. 1417) that would amend section 1216 of title 10, United States Code, to require the Secretary of Defense to establish a standardized training program and curriculum for the Department's disability evaluation system for commanders, enlisted members, health care professionals, and others involved in the disability evaluation system.

The House bill contained a provision (sec. 1433) that would require the Secretary of Defense and the Secretary of Veterans Affairs to conduct a joint evaluation of the disability evaluation systems used by the Departments in order to improve the consistency of the two systems, and to evaluate the feasibility of consolidating them into a single system.

The Senate amendment contained a provision (sec. 1611(d)(2)) that would require that the comprehensive policy on the care and management of covered members provide processes, procedures, and standards for medical evaluations and physical disability evaluations of covered service members.

The House recedes with an amendment that would require the Secretary of Defense to develop a policy on: improvements for the conduct by the military departments of medical evaluations of recovering service members that include uniform processes; standard

criteria and definitions for determining achievement of the maximum medical benefit from treatment and rehabilitation; standard timelines for determinations of fitness for duty, specialty care consultations, preparation of medical documents, and appeals of medical evaluation determinations; review of the findings and recommendations of the medical evaluation board upon request of the member by a health care professional independent of the medical evaluation board; standards for qualifications and training of medical evaluation board personnel; and standards for information for recovering service members and their families on the medical evaluation board process.

The amendment would require a similar policy on improvements for the conduct of physical disability evaluations that include: a clearly defined process for disability determinations; procedures to eliminate unacceptable discrepancies and improve consistency of disability ratings; uniform timelines for appeals of disability determinations; uniform standards for qualifications and training of physical disability evaluation board personnel; uniform standards for the number of cases pending before a disability evaluation board; uniform standards and procedures for provision of legal counsel to recovering service members; and uniform standards on the roles and responsibilities of non-medical care managers. The amendment would also require the Secretary of Defense and the Secretary of Veterans Affairs to report to Congress on the feasibility and advisability of consolidating the disability evaluation systems of the military departments and of the Department of Veterans Affairs into a single disability evaluation system.

Return of recovering service members to active duty in the Armed Forces (sec. 1613)

The Senate amendment contained a provision (sec. 1611(d)(2)(C)) that would require that the comprehensive policy on the care and management of covered members provide standards for determinations by the military departments on the return of covered service members to active duty.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Transition of recovering service members from care and treatment through the Department of Defense to care, treatment, and rehabilitation through the Department of Veterans Affairs (sec. 1614)

The House bill contained a provision (sec. 1421) that would amend chapter 58 of title 10, United States Code, to require the Secretary of Defense to provide each service member being separated or retired for physical disability with a written plan for transition to programs operated by the Department of Veterans Affairs. The provision would amend section 1145 of title 10, United States Code, to require establishment of a joint separation and evaluation physical examination for use by both Departments, and would require establishment and implementation of a process to ensure an interoperable, bi-directional, real time exchange of critical medical information.

The Senate amendment contained a provision (sec. 685) that would require the Secretary of Defense and the Secretary of Veterans Affairs to submit to Congress a plan to maximize access to the benefits delivery at discharge program for members of the reserve components who have been ordered to active duty since September 11, 2001.

The Senate amendment contained a provision (sec. 1032) that would require the Secretary of Defense to provide for each service member separating from the armed forces or who detaches from the member's regular unit while awaiting medical separation or retirement, upon the request of the member, the address and other appropriate contact information of the member to the State veterans agency in the State in which the member will first reside after separation or the State in which the member resides while awaiting medical separation or retirement.

The Senate amendment contained a provision (sec. 1611(d)(2)(D)) that would require that the comprehensive policy on the care and management of covered service members provide processes, procedures, and standards for the transition of covered service members from care and treatment by the Department of Defense to care and treatment by the Department of Veterans Affairs before, during, and after separation from the armed forces.

The Senate amendment also contained a provision (sec. 1662) that would require the Secretary of Defense and the Secretary of Veterans Affairs to jointly develop and implement a mechanism to provide for the electronic transfer from the Department of Defense to the Department of Veterans Affairs of any Department of Defense documents (including Department of Defense form DD 214) necessary to establish or support the eligibility of a service member for benefits administered by the Department of Veterans Affairs.

The House recedes with an amendment that would require the Secretary of Defense and the Secretary of Veterans Affairs to jointly develop and implement processes, procedures, and standards for the transition of recovering service members from care and treatment through the Department of Defense to care, treatment, and rehabilitation through the Department of Veterans Affairs. These processes, procedures, and standards would require the provision for the electronic transfer of documents and the member's address and contact information to the Department of Veterans Affairs.

Reports (sec. 1615)

The Senate amendment contained a provision (sec. 1611(e)) that would require the Secretary of Defense and the Secretary of Veterans Affairs to jointly submit to Congress a report on the comprehensive policy on the care and management of covered service members not later than January 1, 2008.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary of Defense and the Secretary of Veterans Affairs to jointly submit to the appropriate committees of Congress a report on the comprehensive policy upon completion of the policy, but not later than July 1, 2008, and an interim report not later than February 1, 2008. The amendment would also require the Comptroller General of the United States to submit to the appropriate commit-

tees of Congress not later than 6 months after the date of enactment of this Act, and every year thereafter through 2010, a report setting forth the Comptroller General's assessment of the progress of the Secretary of Defense and the Secretary of Veterans Affairs in developing and implementing the policy.

Establishment of a wounded warrior resource center (sec. 1616)

The House bill contained a provision (sec. 1412) that would establish a Department of Defense-wide Ombudsman Office within the office of the Secretary of Defense to provide policy guidance to, and oversight of, the ombudsman offices in the military departments.

The House bill also contained a provision (sec. 1413) that would amend chapter 80 of title 10, United States Code, to require the Secretary of Defense to establish and maintain a toll-free hot line to collect, maintain, and update information regarding possible deficiencies in the adequacy, quality, and state of repair of medical-related support facilities.

The Senate amendment contained a provision (sec. 1611 (d)(1)(Q)) that would require the Secretary of Defense to include establishment of a Department of Defense-wide Ombudsman Office within a comprehensive policy on responsibility for members in a medical hold status.

The Senate recedes with an amendment that would require the Secretary of Defense to establish a wounded warrior resource center to provide wounded warriors, their families, and their primary caregivers with a single point of contact for assistance with reporting deficiencies in certain military facilities, obtaining health care services, receiving benefits information, and any other difficulties encountered while supporting wounded warriors. The center would provide multiple methods of access, including at a minimum an Internet website and a toll-free telephone number. Individuals who provide information to the center would be informed of their option to have their identity remain confidential.

The conferences intend that the resources of the Wounded Warrior Resource Center shall also be available to residents of the Armed Forces Retirement Home.

Notification to Congress of hospitalization of combat wounded service members (sec. 1617)

The House bill contained a provision (sec. 1414) that would amend chapter 55 of title 10, United States Code, to require the service secretaries, if the member consents, to notify appropriate members of Congress of the hospitalization of any member of the armed forces evacuated from a theater of combat.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require notification to appropriate members of Congress of the hospitalization of any member of the armed forces evacuated from a theater of combat and admitted to a military treatment facility within the United States.

Comprehensive plan on prevention, diagnosis, mitigation, treatment, and rehabilitation of, and research on, traumatic brain injury, post-traumatic stress disorder, and other mental health conditions in members of the armed forces (sec. 1618)

The House bill contained a provision (sec. 1425) that would require the Secretary of Defense to develop a plan to incorporate into training, combat theater operations, and post-deployment service evidence-based preventive and early-intervention measures, practices, or procedures that reduce the likelihood that personnel in combat will develop post-traumatic stress disorder (PTSD) or other stress-related psychopathologies.

The Senate amendment contained a provision (sec. 1631) that would require the Secretary of Defense, in consultation with the Secretary of Veterans Affairs, to submit to the congressional defense committees comprehensive plans for programs and activities of the Department of Defense to prevent, diagnose, mitigate, treat, and otherwise respond to traumatic brain injury and PTSD in members of the armed forces.

The House recedes with a clarifying amendment that would include in the plan a requirement to incorporate into training, combat theater operations, and post-deployment service evidence-based preventive and early-intervention measures, practices, or procedures that reduce the likelihood that personnel in combat will develop PTSD or other stress-related conditions.

Subtitle B—Centers of Excellence in the Prevention, Diagnosis, Mitigation, Treatment, and Rehabilitation of Traumatic Brain Injury, Post-Traumatic Stress Disorder, and Eye Injuries

Center of excellence in the prevention, diagnosis, mitigation, treatment, and rehabilitation of traumatic brain injury (sec. 1621)

The Senate amendment contained a provision (sec. 1633(a)) that would require the Secretary of Defense to establish a center of excellence in the prevention, diagnosis, mitigation, treatment, and rehabilitation of traumatic brain injury (TBI), including mild, moderate, and severe TBI. The amendment would ensure collaboration to the maximum extent practicable with the Department of Veterans Affairs and other appropriate public and private entities.

The House bill contained no similar provision.

The House recedes with an amendment that would clarify that the center would be responsible for implementation of the elements of the comprehensive plan required by section 1631 of this Act that relate to traumatic brain injury.

Center of excellence in prevention, diagnosis, mitigation, treatment, and rehabilitation of post-traumatic stress disorder and other mental health conditions (sec. 1622)

The Senate amendment contained a provision (sec. 1633(b)) that would require the Secretary of Defense to establish a center of excellence in the prevention, diagnosis, mitigation, treatment, and rehabilitation of post-traumatic stress disorder (PTSD), including mild, moderate, and severe PTSD. The amendment would require collaboration with the National Center for Post-Traumatic Stress Disorder of the Department of Veterans Affairs, institutions

of higher learning, and other appropriate public and private entities.

The House bill contained no similar provision.

The House recedes with an amendment that would clarify that the center shall also address other mental health conditions and would be responsible for implementation of elements of the comprehensive plan required by section 1631 of this Act that relate to PTSD and other mental health conditions.

Center of excellence in prevention, diagnosis, mitigation, treatment, and rehabilitation of military eye injuries (sec. 1623)

The Senate amendment contained a provision (sec. 710) that would require the Secretary of Defense to establish a center of excellence in the prevention, diagnosis, mitigation, treatment, and rehabilitation of military eye injuries. The amendment would require collaboration with the Department of Veterans Affairs and establishment of a military eye injury registry.

The House bill contained no similar provision.

The House recedes with several clarifying amendments.

Report on establishment of centers of excellence (sec. 1624)

The Senate amendment contained two provisions (secs. 710 and 1633) that would require the Secretary of Defense to establish centers of excellence for traumatic brain injury, post-traumatic stress disorder, and military eye injuries.

The House bill contained no similar provisions.

The House recedes with an amendment that would require the Secretary of Defense to submit a report to Congress no later than 180 days after the date of enactment of this Act on the establishment of the centers of excellence as required elsewhere in this conference report.

Subtitle C—Health Care Matters

Medical care and other benefits for members and former members of the armed forces with severe injuries or illnesses (sec. 1631)

The Senate amendment contained a provision (sec. 1621) that would authorize medical benefits equivalent to those available to members on active duty for members and former members of the armed forces with severe injuries or illnesses and who may also be eligible for health and disability benefits from the Department of Veterans Affairs (VA) during the 3 years from the date of injury or illness or date of enactment of this Act, whichever is later. The amendment would also authorize a service member with a severe injury or illness to receive rehabilitation and vocational benefits from the VA in the same manner that the Secretary of Veterans Affairs provides medical care to members of the armed forces receiving care in medical facilities of the VA.

The House bill contained no similar provision.

The House recedes with an amendment that would authorize the Secretary of Defense to provide any former service member with a severe injury or illness the same medical and dental care as an active duty service member when such care is not reasonably available from the VA. The amendment would also authorize a

member of the armed forces with a severe injury or illness to receive benefits (including rehabilitation and vocational benefits, but not compensation) from the VA. Both authorities would expire on December 31, 2012.

Senior Department of Defense officials have acknowledged that the health care benefit for service members on active duty includes limited health care benefits that are not available to service members in a retired status. This has created an incentive for some seriously wounded service members to remain on active duty solely for the increased medical benefit. The conferees intend that this provision would be implemented by the Secretary of Defense in a manner that will ensure that severely wounded or ill service members who are medically retired experience no gap in health care coverage due to lack of reasonably available capacity of the Veterans Health Administration or any limitation in current health care benefits required by the member.

Reimbursement of travel expenses of retired members with combat-related disabilities for follow-on specialty care, services, and supplies (sec. 1632)

The Senate amendment contained a provision (sec. 1622) that would require the Secretary of Defense to provide reimbursement for reasonable travel expenses for follow-on specialty care at a military treatment facility more than 100 miles from where the member resides for a service member and any eligible accompanying family member when the member has incurred a combat-related disability and is entitled to retired or retainer pay, or equivalent pay.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary to implement an outreach program for such members in order to ensure that eligible members are medically monitored and receiving travel reimbursement for specialty care when necessary.

Respite care and other extended care benefits for members of the uniformed services who incur a serious injury or illness on active duty (sec. 1633)

The Senate amendment contained a provision (sec. 1627) that would amend section 1079(d) of title 10, United States Code, to provide that the program of extended benefits would include extended benefits, including respite care, for the primary caregivers of members of the uniformed services who incur a serious injury or illness on active duty.

The House bill contained no similar provision.

The House recedes with an amendment that would amend section 1074(c) of title 10, United States Code, to authorize extended benefits to members of the uniformed services who incur a serious injury or illness on active duty in a manner consistent with extended health care benefits authorized for eligible dependents in sections 1079(d) and (c) of title 10, United States Code.

Reports (sec. 1634)

The Senate amendment contained a provision (sec. 1636) that would require the Secretary of Defense, not later than 90 days

after the date of enactment of this Act, to submit to the congressional defense committees a report describing the progress in completing studies and reports on: (1) a longitudinal study on traumatic brain injury incurred by members of the armed forces in Operation Iraqi Freedom and Operation Enduring Freedom; (2) enhanced mental health screening and services for members of the armed forces; and (3) pilot projects on early diagnosis and treatment of post-traumatic stress disorder and other mental health conditions. The provision would also require annual reports on expenditures for activities on traumatic brain injury and post-traumatic stress disorder.

The House bill contained no similar provision.

The House recedes with an amendment that would require a report on the longitudinal study on traumatic brain injury and the pilot projects on early diagnosis and treatment of post-traumatic stress disorder and other mental health conditions, and would require annual reports on expenditures for activities on traumatic brain injury and post-traumatic stress disorder.

Fully interoperable electronic personal health information for the Department of Defense and Department of Veterans Affairs (sec. 1635)

The House bill contained a provision (sec. 1421(c)) that would require the Secretary of Defense and the Secretary of Veterans Affairs to jointly establish and implement a process to ensure an interoperable, bi-directional, real-time exchange of critical medical information.

The Senate amendment contained a provision (sec. 1641) that would require the Secretary of Defense and the Secretary of Veterans Affairs to jointly develop and implement a joint electronic health record and accelerate the exchange of health care information between the Department of Defense and the Department of Veterans Affairs. The amendment would also establish a Department of Defense-Department of Veterans Affairs interagency program office for a joint electronic health record.

The House recedes with an amendment that would require the Secretary of Defense and the Secretary of Veterans Affairs to jointly develop and implement electronic health record systems or capabilities that would allow for full interoperability of personal health care information between the Department of Defense and the Department of Veterans Affairs, and would modify elements of the Department of Defense-Department of Veterans Affairs interagency program office.

Enhanced personnel authorities for the Department of Defense for health care professionals for care and treatment of wounded and injured members of the armed forces (sec. 1636)

The Senate amendment contained a provision (sec. 1642) that would amend section 1599c of title 10, United States Code, to authorize the Secretary of Defense to exercise any authority for the appointment and pay of health care personnel under chapter 74 of title 38, United States Code, for purposes of recruitment, employment, and retention of civilian health care professionals for the Department of Defense, and to require the service secretaries to de-

velop and implement a strategy to disseminate the authorities and best practices for the recruitment of medical and health professionals.

The House bill contained no similar provision.

The House recedes with an amendment that would terminate the authority of the Secretary of Defense to exercise the authorities available under chapter 74 of title 38 on September 30, 2010.

Continuation of transitional health benefits for members of the armed forces pending resolution of service-related medical conditions (sec. 1637)

The Senate amendment contained a provision (sec. 716) that would authorize a service member entitled to transitional health care benefits under section 1145 of title 10, United States Code, to receive medical and dental care for a specific medical condition related to the member's military service as if the member were an active duty member until the condition is resolved.

The House bill contained no similar provision.

The House recedes with an amendment that would require the service-related medical condition to be identified during the member's 6-month transition period, and would provide health care for such condition as if the member were still on active duty for 6 months following the diagnosis of the condition.

Subtitle D—Disability Matters

Utilization of veterans' presumption of sound condition in establishing eligibility of members of the armed forces for retirement for disability (sec. 1641)

The Senate amendment contained a provision (sec. 1651) that would amend sections 1201 and 1203 of title 10, United States Code, to establish a presumption that a disability is incurred while on active duty for a service member with 6 months or more of active military service whose disability was not noted at the time of the member's entrance on active duty, unless compelling evidence or medical judgment is such to warrant a finding that the disability existed before the member's entrance on active duty.

The House bill contained no similar provision.

The House recedes.

The conferees note that section 1207a of title 10, United States Code, which provides that disabilities of service members with at least 8 years of active service will be deemed to have been incurred while on active duty, remains in effect.

Requirements and limitations on Department of Defense determinations of disability with respect to members of the armed forces (sec. 1642)

The Senate amendment contained a provision (sec. 1652) that would amend chapter 61 of title 10, United States Code, to require the Secretary of Defense to utilize, to the extent feasible, the schedule for rating disabilities in use by the Department of Veterans Affairs, including any applicable interpretation of the schedule by the United States Court for Veterans Claims and would require the Secretary, when making a determination of a disability rating, to

take into account all medical conditions, whether individually or collectively, that render a member unfit to perform the duties of the member's office, grade, rank, or rating.

The House bill contained no similar provision.

The House recedes.

Review of separation of members of the armed forces separated from service with a disability rating of 20 percent disabled or less (sec. 1643)

The Senate amendment contained a provision (sec. 1653) that would amend chapter 79 of title 10, United States Code, to require the Secretary of Defense to establish a board to review the cases of former service members who were separated with disability ratings of 20 percent or less and to authorize the secretary concerned to correct the military records of the former member in accordance with the recommendation of the board.

The House bill contained no similar provision.

The House recedes with an amendment that would require the board to notify the former member, or the former member's surviving spouse, next of kin, or legal representative, that consideration of the former member's case by the board, whether in response to a request or self-generated by the board, will preclude further consideration of the former member's case by the Board for Correction of Military Records.

The conferees believe that the recommendation of the Veterans' Disability Benefits Commission in its report of October 3, 2007, to reassess the ratings of service members who were discharged as unfit but given low ratings should be implemented. The Commission's analysis of service disability ratings from 2000 to 2006 set forth in chapter V of its report reflected disturbing and "counterintuitive" differences between the Army and Marine Corps and the Navy and Air Force that must be addressed. The conferees expect the Secretary of Defense to ensure that cases before the Physical Disability Board of Review receive equitable ratings as recommended by the Commission.

Authorization of pilot programs to improve disability evaluation system for members of the armed forces (sec. 1644)

The Senate amendment contained a provision (sec. 1654) that would require the Secretary of Defense to carry out three pilot programs and authorize the Secretary to carry out additional pilot programs with respect to the disability evaluation system of the Department of Defense (DOD). The required pilot programs would include use of a disability rating assigned by the Department of Veterans Affairs (VA), use of a joint DOD/VA assigned disability rating, and use of a single Internet Web site for the DOD disability system.

The House bill contained no similar provision.

The House recedes with an amendment that would authorize the Secretary of Defense to establish and conduct pilot programs with respect to the disability evaluation system of the Department of Defense for the evaluation of the disabilities of members of the armed forces who are being separated or retired from the armed forces for disability under chapter 61, United States Code.

Reports on Army Medical Action Plan in response to deficiencies in the Army physical disability evaluation system (sec. 1645)

The Senate amendment contained a provision (sec. 1655) that would require the Secretary of Defense to report to the congressional defense committees on the implementation of corrective measures by the Department of Defense with respect to the Physical Disability Evaluation System in response to several different reports.

The House bill contained no similar provision.

The House recedes with an amendment that would require the reports to be submitted by June 1, 2008 and June 1, 2009.

Enhancement of disability severance pay for Members of the armed forces (sec. 1646)

The Senate amendment contained a provision (sec. 1661) that would amend section 1212 of title 10, United States Code, to increase the minimum severance pay to 12 months' basic pay for service members separated for a disability incurred in a combat zone and 6 months' basic pay for other members, and increasing the maximum severance pay from 24 months' basic pay to 38 months' basic pay. The provision would also remove the requirement that severance pay received by members for a disability incurred in a combat zone be deducted from disability compensation received from the Department of Veterans Affairs.

The House bill contained no similar provision.

The House recedes.

Assessments of continuing utility and future role of temporary disability retired list (sec. 1647)

The House bill contained a provision (sec. 1420) that would amend section 1210(e) of title 10, United States Code, to require that a service member's medical condition be permanent and stable before the service member can be removed from the temporary disabled retired list (TDRL).

The Senate amendment contained a provision (sec. 1663) that would require the Secretary of Defense and the Comptroller General of the United States to submit a report to the congressional defense committees assessing the continuing utility of the TDRL.

The House recedes with an amendment that would require the Secretary of Defense to submit to the congressional defense committees, no later than 180 days after the date of enactment of this Act, a report containing a statistical history regarding the TDRL and an assessment of: (1) the continuing utility of the TDRL; (2) the need to require that the condition of a member be permanent and stable before the member is separated with less than a 30 percent disability rating; and (3) the future role of the TDRL in the disability evaluation system of the Department of Defense and the changes in policy and law required to fulfill the future role of the TDRL.

Standards for military medical treatment facilities, specialty medical care facilities, and military quarters housing patients and annual report on such facilities (sec. 1648)

The House bill contained a provision (sec. 1431) that would require the Secretary of Defense to submit an annual report beginning with the budget submission for fiscal year 2009 on the adequacy, suitability, and quality of military medical facilities and medical-related support facilities. This section would also require that the report include any facility deficiencies and accompanying response plans identified through the toll-free hot line made available to service members and families residing in medical-related support facilities.

The Senate amendment contained a provision (sec. 1671) that would require the Secretary to establish standards for medical treatment facilities and quarters or leased housing for patients, and to set a deadline for compliance with such standards. The amendment would also require a report to the congressional defense committees on actions taken to meet these standards.

The House recedes with an amendment that would combine the annual report and the requirement to establish standards.

Reports on Army Medical Action Plan in response to deficiencies identified at Walter Reed Army Medical Center (sec. 1649)

The Senate amendment contained a provision (sec. 1672) that would require the Secretary of Defense to submit reports to the congressional defense committees on the implementation of the action plan of the Army to correct deficiencies identified in the condition of facilities, and in the administration of outpatients in medical hold or medical holdover status, at Walter Reed Army Medical Center and at other applicable Army installations.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary of Defense to submit to the congressional defense committees a report no later than 30 days after the date of enactment of this Act, and every 180 days thereafter until March 1, 2009, on the implementation of the Army Medical Action Plan to correct deficiencies identified in the condition of facilities and patient administration.

Required certifications in connection with closure of Walter Reed Army Medical Center, District of Columbia (sec. 1650)

The Senate amendment contained a provision (sec. 1673) that would require the Secretary of Defense to submit to the congressional defense committees no later than 90 days after enactment of this Act certain certifications regarding the closure of Walter Reed Army Medical Center, District of Columbia. The House bill contained no similar provision.

The House recedes with a technical amendment.

Handbook for members of the armed forces on compensation and benefits available for serious injuries and illnesses (sec. 1651)

The Senate amendment contained a provision (sec. 1681) that would require the Secretary of Defense to develop and maintain, in handbook and electronic form, a comprehensive description of the

compensation and other benefits to which a service member and their family would be entitled when the member separates or retires from the armed forces. The Secretary of Defense would be required to do this in consultation with the Secretary of Veterans Affairs, the Secretary of Health and Human Services, and the Commissioner of Social Security.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary to develop the handbook and electronic form no later than October 1, 2008.

Subtitle E—Studies and Reports

Study on physical and mental health and other readjustment needs of members and former members of the armed forces who deployed in Operation Iraqi Freedom and Operation Enduring Freedom and their families (sec. 1661)

The Senate amendment contained a provision (sec. 1691) that would require the Secretary of Defense, in consultation with the Secretary of Veterans Affairs, to enter into an agreement with the National Academy of Sciences for a study on the physical and mental health and other readjustment needs of members and former members of the armed forces who deployed in Operation Iraqi Freedom or Operation Enduring Freedom and their families as a result of such deployment. The amendment would require the Secretary of Defense and the Secretary of Veterans Affairs to develop a joint plan to address the findings and recommendations of the National Academy of Sciences study within 90 days of receiving the report. The amendment would also require the Comptroller General of the United States to submit to Congress a report assessing the Department of Defense-Department of Veterans Affairs plan.

The House bill contained no similar provision.

The House recedes with an amendment that would require the preliminary phase of the study to be completed not later than 1 year after the date of enactment of this Act, and an assessment of gender- and ethnic group-specific needs and concerns. The amendment would also remove the requirement for the review by the Comptroller General of the United States of the Department of Defense-Department of Veterans Affairs plan.

Access of recovering service members to adequate outpatient residential facilities (sec. 1662)

The House bill contained a provision (sec. 1432) that would require the Inspectors General of the regional medical commands to conduct semi-annual inspections of facilities housing recovering service members for the first two years following the date of enactment of this Act and annually thereafter. This section would require the inspection results to be coordinated with local and service medical and civilian leadership, reported to the Congress, and posted on the Internet website of the regional medical command.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

Study and report on support services for families of recovering service members (sec. 1663)

The House bill contained a provision (sec. 1434) that would require the Secretary of Defense to conduct a study of the provision of support services for families of recovering service members. The study would include a determination of the types of support services currently provided, a determination of additional types of support services that would be feasible, an estimate of the number of family members to whom the support services would be provided, and a determination of discrimination in employment that family members experience.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment that would include job placement services as an element of the determination of additional types of support services that would be feasible.

Report on traumatic brain injury classifications (sec. 1664)

The House bill contained a provision (sec. 1435) that would require the Secretary of Defense to submit to the Committees on Armed Services of the Senate and the House of Representatives an interim report not later than 90 days after enactment of this Act describing the changes undertaken within the Department of Defense to ensure that traumatic brain injury victims receive a proper medical designation concomitant with their injury, and a final report not later than 180 days after the date of enactment of this Act concerning traumatic brain injury classification.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of Defense and the Secretary of Veterans Affairs to jointly submit to the Committees on Armed Services of the Senate and the House of Representatives a report describing the changes undertaken within the Department of Defense and the Department of Veterans Affairs to ensure that traumatic brain injury victims receive a medical designation concomitant with their injury rather than a medical designation that assigns a generic classification (such as "organic psychiatric disorder"). The report would be due not later than 90 days after the date of enactment of this Act.

Evaluation of the Polytrauma Liaison Officer/Non-Commissioned Officer Program (sec. 1665)

The House bill contained a provision (sec. 1436) that would require the Secretary of Defense to conduct an evaluation of the Polytrauma Liaison Officer/Non-Commissioned Officer program, operated by the military departments and the Department of Veterans Affairs, to assist the transition of members from the Department of Defense health care system to the Department of Veterans Affairs system. The Secretary of Defense would be required to submit a report to Congress containing the results of the evaluation and recommendations for improvement not later than 90 days after the date of enactment of this Act.

The Senate amendment contained no similar provision.

The Senate recedes.

Subtitle F—Other Matters

Prohibition on transfer of resources from medical care (sec. 1671)

The House bill contained a provision (sec. 1452) that would prohibit the transfer of funds or personnel from medical care functions within the Department of Defense to support the administrative requirements imposed by this Act.

The Senate amendment contained no similar provision.

The Senate recedes.

Medical care for families of members of the armed forces recovering from serious injuries or illnesses (sec. 1672)

The Senate amendment contained a provision (sec. 1626) that would authorize medical care on a space available basis at military medical treatment facilities or medical facilities of the Department of Veterans Affairs for certain family members caring for service members in a medical hold or holdover status or on the temporary disability retired list. Family members must be on invitational travel orders, a non-medical attendee caring for certain injured service members, or receiving per diem while caring for certain injured service members. The provision would also authorize job placement services for family members on invitational travel orders or non-medical attendees caring for certain injured service members for more than 45 days during a 1-year period, and require the Secretary of Defense to submit to the congressional defense committees a report on the need for additional employment services and protections for certain family members who are placed on leave from employment or otherwise displaced from employment while caring for an injured service member.

The House bill contained no similar provision.

The House recedes with a clarifying amendment that would authorize medical care on a space available basis at military medical treatment facilities or medical facilities of the Department of Veterans Affairs for certain family members not otherwise eligible for medical care who are caring for a recovering service member. Job placement services and the report on the need for additional services are contained elsewhere in this conference report.

Improvement of medical tracking system for members of the armed forces deployed overseas (sec. 1673)

The House bill contained a provision (sec. 711) that would require the Secretary of Defense to establish a computer-based program that assesses the cognitive functioning, in a pre- and post-deployment environment, of all members of the armed forces who are deployed in support of the global war on terror, including Operation Iraqi Freedom and Operation Enduring Freedom.

The Senate amendment contained a provision (sec. 1632) that would amend section 1074f of title 10, United States Code, to require the Secretary of Defense to establish a protocol for the pre-deployment assessment and documentation of the cognitive functioning of a member who is deployed outside the United States in order to facilitate the assessment of the post-deployment cognitive functioning of the member. The amendment would require the Secretary to conduct up to three pilot projects to evaluate various

mechanisms for use in the protocol, and to establish a means to implement any mechanism that is selected for incorporation in the protocol not later than 180 days after completion of the pilot projects.

The House recedes with an amendment to clarify the characteristics of a computer-based assessment tool to be evaluated under the pilot projects.

Guaranteed funding for Walter Reed Army Medical Center, District of Columbia (sec. 1674)

The House bill contained a provision (sec. 712) that would require that the amount of funds available for the commander of Walter Reed Army Medical Center shall not be less than the amount expended in fiscal year 2006 until the first fiscal year beginning after the date on which the Secretary of Defense certifies to the Committees on Armed Services of the Senate and the House of Representatives that the expanded facilities at the National Naval Medical Center and DeWitt Army Community Hospital are completed, equipped, and staffed with sufficient capacity to accept and provide at least the same level of care as patients received at Walter Reed Army Medical Center during fiscal year 2006.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require that the amount of funds available shall not be less than the amount expended by the commander of Walter Reed Army Medical Center in fiscal year 2006 until the first fiscal year beginning after the date on which the Secretary of Defense submits to the congressional defense committees a plan for the provision of health care for military beneficiaries and their dependents in the National Capital Region. After submission of this plan, the amendment would require the Secretary to certify to the congressional defense committees on a quarterly basis that patients, staff, bed capacity, functions, or parts of functions at Walter Reed Army Medical Center have not been moved or disestablished until the expanded facilities at the National Naval Medical Center and DeWitt Army Community Hospital are completed, equipped, and staffed with sufficient capacity to accept and provide, at a minimum, the same level of and access to care as patients received at Walter Reed Army Medical Center during fiscal year 2006.

Use of leave transfer program by wounded veterans who are federal employees (sec. 1675)

The House bill contained a provision (sec. 1110) that would allow federal employees who sustain a combat-related injury while on active duty to accept donated leave without having to deplete their own leave allocations while they are undergoing medical treatment for the disability, for up to 5 years.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

Moratorium on conversion to contractor performance of Department of Defense functions at military medical facilities (sec. 1676)

The House bill contained a provision (sec. 1451) that would: (1) prohibit the Department of Defense from initiating any new public-

private competitions for the performance of functions at military medical facilities for a period of 1 year; and (2) require the Secretary of Defense to report to the Committees on Armed Services of the Senate and the House of Representatives on public-private competitions currently being carried out at such facilities.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment prohibiting the Department of Defense from initiating any new public-private competitions for the performance of functions at military medical facilities until the Secretary: (1) certifies that appropriate steps have been taken to ensure that such competitions will not have an adverse impact on the quality of military medical care; and (2) submits the required report.

LEGISLATIVE PROVISIONS NOT ADOPTED

Establishment of medical support fund for support of members of the armed forces returning to military service or civilian life

The House bill contained a provision (sec. 1422) that would require the establishment of a medical support fund on the books of the Treasury to support programs and activities relating to the medical treatment, care, rehabilitation, recovery, and support of wounded and injured service members and their families, and authorized $50.0 million for the fund.

The Senate amendment contained no similar provision.

The House recedes.

Funding for improved diagnosis, treatment, and rehabilitation of members of the armed forces with traumatic brain injury or post-traumatic stress disorder

The Senate amendment contained a provision (sec. 1635) that would authorize $50.0 million for activities relating to the improved diagnosis, treatment, and rehabilitation of members of the armed forces with traumatic brain injury or post-traumatic stress disorder. Of that amount, $17.0 million would be available for the Defense and Veterans Brain Injury Center of the Department of Defense.

The Senate recedes.

The conference outcome is reflected in the tables of this report.

Personnel shortages in the mental health workforce of the Department of Defense, including personnel in the mental health workforce

The Senate amendment contained a provision (sec. 1643) that would require the Secretary of Defense to submit to the Committees on Armed Services of the Senate and the House of Representatives a report setting forth the recommendations of the Secretary for such legislative or administrative actions as the Secretary considers appropriate to address shortages in health care professionals within the Department of Defense, including personnel in the mental health workforce. The amendment would also require the Secretary to implement, not later than 180 days after the date of enactment of this Act, programs to recruit qualified individuals in

health care fields (including mental health) to serve in the armed forces.

The House bill contained no similar provision.

The Senate recedes.

The conference agreement includes a requirement for the Secretary of Defense to report on implementation of the recommendations of the Department of Defense Task Force on Mental Health, which include improving access to mental health services by increasing the number of mental health personnel.

Pilot program to establish an Army Wounded Warrior battalion at an appropriate active duty base

The House bill contained a provision (sec. 1419) that would require the Secretary of the Army to establish a pilot program, known as the Army Wounded Warrior Program, based on the Wounded Warrior Regiment program of the Marine Corps.

The Senate amendment contained no similar provision.

The House recedes.

The conferrees are aware that the Army has already established Warrior Transition Units that are similar in function to the Marine Wounded Warrior Regiment program.

Oversight Board for Wounded Warriors

The House bill contained a provision (sec. 1423) that would require the establishment of a 12 member board to be known as the Oversight Board for Wounded Warriors to provide oversight of medical care, quality of life, administrative processing, and family programs supporting wounded warriors and to provide advice and counsel to Congress and the Department of Defense about how the programs can be made more efficient and effective.

The Senate amendment contained no similar provision.

The House recedes.

TITLE XVII—VETERANS MATTERS

LEGISLATIVE PROVISIONS ADOPTED

Sense of Congress on Department of Veterans Affairs efforts in the rehabilitation and reintegration of veterans with traumatic brain injury (sec. 1701)

The Senate amendment contained a provision (sec. 1701) that would express the sense of Congress that:

(1) the Department of Veterans Affairs is a leader in the field of traumatic brain injury and coordination of such care;

(2) the Department of Veterans Affairs should have the capacity and expertise to provide veterans who have traumatic brain injury with patient-centered health care, rehabilitation, and community integration services that are comparable to or exceed similar care and services available to persons with such injuries in the academic and private sector;

(3) rehabilitation for veterans who have a traumatic brain injury should be individualized, comprehensive, and interdisciplinary with the goals of optimizing the independence of such veterans and reintegrating them into their communities;

(4) family support is integral to the rehabilitation and community reintegration of veterans who have sustained a traumatic brain injury, and the Department should provide the families of such veterans with education and support;

(5) the Department of Defense and the Department of Veterans Affairs have made efforts to provide a smooth transition of medical care and rehabilitative services to individuals as they transition from the health care system of the Department of Defense to that of the Department of Veterans Affairs, but more can be done to assist veterans and their families in the continuum of the rehabilitation, recovery, and reintegration of wounded or injured veterans into their communities;

(6) in planning for rehabilitation and community reintegration of veterans who have a traumatic brain injury, it is necessary for the Department of Veterans Affairs to provide a system for life-long case management for such veterans; and

(7) in such a system for life-long case management, it is necessary to conduct outreach and to tailor specialized traumatic brain injury case management and outreach for the unique needs of veterans with traumatic brain injury who reside in urban and non-urban settings.

The House bill contained no similar provision.

The House recedes.

Individual rehabilitation and community reintegration plans for veterans and others with traumatic brain injury (sec. 1702)

The Senate amendment contained a provision (sec. 1702) that would amend subchapter II of chapter 17 of title 38, United States Code, to require the Secretary of Veterans Affairs to develop an individualized rehabilitation and reintegration plan for each veteran or member of the armed forces who receives inpatient or outpatient rehabilitation care from the Department of Veterans Affairs (VA) for a traumatic brain injury and to provide the plan in writing to the veteran or service member before discharge from inpatient care.

The House bill contained no similar provision.

The House recedes with an amendment that would add a requirement for the Secretary to develop and carry out a comprehensive program of long-term care for post-acute traumatic brain injury rehabilitation at each VA polytrauma center. The program would include residential, community, and home-based components utilizing interdisciplinary treatment teams.

Use of non-Department of Veterans Affairs facilities for implementation of rehabilitation and community reintegration plans for traumatic brain injury (sec. 1703)

The Senate amendment contained a provision (sec. 1703) that would amend subchapter II of chapter 17 of title 38, United States Code, to require the Secretary of Veterans Affairs to provide rehabilitative treatment or services at non-Department of Veterans Affairs facilities to veterans or members of the armed forces who receive inpatient or outpatient care from the Department of Veterans Affairs (VA) for a traumatic brain injury when the VA is unable to provide treatment or services at the frequency or for the dura-

tion prescribed in the individual treatment plans or for whom the Secretary determines that it is optimal with respect to the recovery and rehabilitation of such individual.

The House bill contained no similar provision.

The House recedes with an amendment that would authorize the Secretary to provide health care and services through cooperative agreements with appropriate public or private entities with expertise in neurobehavioral rehabilitation and recovery programs.

Research, education, and clinical care program on traumatic brain injury (sec. 1704)

The Senate amendment contained a provision (sec. 1704) that would amend subchapter II of chapter 73 of title 38, United States Code, to require the Secretary of Veterans Affairs to establish a program on research, education, and clinical care to provide neurorehabilitation to veterans with a severe traumatic brain injury, including veterans in a minimally conscious state who would otherwise receive only long-term residential care.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary to establish and maintain a registry of names of each individual who: (1) served as a member of the armed forces in Operation Enduring Freedom or Operation Iraqi Freedom; (2) exhibits symptoms associated with traumatic brain injury; (3) applies for care and services from the Department of Veterans Affairs or files a claim for compensation for disability associated with such service; and (4) grants permission to the Secretary to include such information in the registry.

Pilot program on assisted living services for veterans with traumatic brain injury (sec. 1705)

The Senate amendment contained a provision (sec. 1705) that would require the Secretary of Veterans Affairs, in collaboration with the Defense and Veterans Brain Injury Center, to carry out a pilot program to assess the effectiveness of providing assisted living services to eligible veterans to enhance the rehabilitation, quality of life, and community integration of such veterans.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Provision of age-appropriate nursing home care (sec. 1706)

The Senate amendment contained a provision (sec. 1707) that would require the Secretary of Veterans Affairs to ensure that nursing home care provided to young veterans who are injured or disabled through military service and require long-term care is provided in an age-appropriate manner.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Extension of period of eligibility for health care for veterans of combat service during certain periods of hostilities and war (sec. 1707)

The Senate amendment contained a provision (sec. 1708) that would amend section 1710 of title 38, United States Code, to ex-

tend from 2 to 5 years the period of automatic eligibility for health care benefits from the Department of Veterans Affairs (VA) for veterans who served in a combat theater of operations.

The House bill contained no similar provision.

The House recedes with an amendment that would authorize 3 years of automatic eligibility for health care from the VA for veterans who served in a combat theater of operations and were discharged after 1998, but more than 5 years before the date of enactment of this Act, and who have not enrolled in the health care program of the VA.

Service-connection and assessments for mental health conditions in veterans (sec. 1708)

The Senate amendment contained a provision (sec. 1709) that would amend section 1702 of title 38, United States Code, to require the Secretary of Veterans Affairs to provide a preliminary general mental health assessment to certain veterans within 30 days of such a request.

The House recedes with an amendment that would clarify that an eligible veteran is one who served on active duty in a theater of combat operations during a period of war after the Persian Gulf War, or in combat against a hostile force during a period of hostilities after November 11, 1998.

Modification of requirements for furnishing outpatient dental services to veterans with service-connected dental conditions or disabilities (sec. 1709)

The Senate amendment contained a provision (sec. 1710) that would amend section 1712 of title 38, United States Code, to extend from 90 to 180 days after discharge or release from active duty the application period for dental benefits for veterans.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Clarification of purpose of outreach services program of Department of Veterans Affairs (sec. 1710)

The Senate amendment contained a provision (sec. 1712) that would amend section 6301 of title 38, United States Code, to clarify that the outreach services program of the Department of Veterans Affairs includes members of the reserve components.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Designation of fiduciary or trustee for purposes of Traumatic Servicemembers' Group Life Insurance (sec. 1711)

The Senate amendment contained a provision (sec. 1071) that would require the Secretary of Defense, in consultation with the Secretary of Veterans Affairs, to develop a form for the designation of a fiduciary to receive the funds distributed under section 1980A of title 38, United States Code, in the case of a service member who is medically incapacitated or experiencing an extended loss of consciousness.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary of Veterans Affairs, in consultation with the military service secretaries, to develop a process for the designation of a fiduciary or trustee of a member of the uniformed services insured against traumatic injury under section 1980A of title 38, United States Code.

LEGISLATIVE PROVISIONS NOT ADOPTED

Demonstration program on preventing veterans at risk of homelessness from becoming homeless

The Senate amendment contained a provision (sec. 1711) that would require the Secretary of Veterans Affairs to carry out a demonstration program for the purpose of: (1) identifying members of the armed forces on active duty who are at risk of becoming homeless after they are discharged or released from active duty; and (2) providing referral, counseling, and supportive services, as appropriate, to help prevent such members, upon becoming veterans, from becoming homeless.

The House bill contained no similar provision.

The Senate recedes.

Increase in physicians at hospitals of the Department of Veterans Affairs

The House bill contained a provision (sec. 1453) that would require the Secretary of Veterans Affairs to increase the number of resident physicians at hospitals of the Department of Veterans Affairs.

The Senate amendment contained no similar provision.

The House recedes.

Research on traumatic brain injury

The Senate amendment contained a provision (sec. 1706) that would require the Secretary of Veterans Affairs, when carrying out certain research programs and activities, to ensure that such programs and activities include research on the sequelae of mild to severe forms of traumatic brain injury.

The House bill contained no similar provision.

The Senate recedes.

Study and report of waiting periods for appointments at Department of Veterans Affairs medical facilities

The House bill contained a provision (sec. 1438) that would require the Secretary of Veterans Affairs to conduct a study on the average length of time between the desired date for which a veteran seeks to schedule an appointment for health care at a Department of Veterans Affairs medical facility and the date on which such appointment is completed.

The Senate amendment contained no similar provision.

The House recedes.

TITLE XVIII—NATIONAL GUARD BUREAU MATTERS AND RELATED MATTERS

Short title (sec. 1801)

The House bill contained a provision (sec. 1601) that would provide that this title may be cited as the "National Guard Empowerment Act".

The Senate amendment contained a provision (sec. 1801) that would provide that this title may be cited as the "National Guard Empowerment Act of 2007".

The House recedes.

Subtitle A—National Guard Bureau

Appointment, grade, duties, and retirement of the Chief of the National Guard Bureau (sec. 1811)

The House bill contained a provision (sec. 1611) that would amend section 10502 of title 10, United States Code, to require that an officer appointed as the Chief of the National Guard Bureau (CNGB) serve in the grade of general and be the principal advisor to the Secretary of Defense, through the Chairman of the Joint Chiefs of Staff (CJCS), on National Guard matters. The provision would also designate the CNGB as an advisor on National Guard matters to the commanders of the United States Northern Command and to the Secretary of Homeland Security. Additionally, the provision would describe the appointment process by which officers would be recommended to the President for appointment as CNGB.

The Senate amendment contained similar provisions (secs. 533 and 1802(b)) that would establish additional criteria for appointment of CNGB in the grade of general, repeal the age 64 limitation on service of an officer serving as CNGB, designate the CNGB as an advisor to the Secretary of Defense through the CJCS on matters involving non-federalized National Guard forces and on other matters as determined by the Secretary of Defense, and authorize the President to defer the retirement of an officer serving as CNGB until the first day of the month following the month in which the officer becomes 68 years of age.

The House recedes with an amendment that would designate the CNGB as a principal advisor to the Secretary of Defense, through CJCS, on matters involving non-federalized National Guard forces and on other matters as determined by the Secretary of Defense. The CNGB would also serve as principal advisor to the Secretary and Chief of Staff of the Army and the Secretary and Chief of Staff of the Air Force on matters relating to the National Guard, the Army National Guard of the United States, and the Air National Guard of the United States. The amendment would also delete as unnecessary the provision relating to the deferral of retirement by the CNGB in view of the revisions contained elsewhere in this conference report.

Establishment of National Guard Bureau as joint activity of Department of Defense (sec. 1812)

The House bill contained a provision (sec. 1612) that would amend section 10501 of title 10, United States Code, to establish the National Guard Bureau (NGB) as a joint activity of the Department of Defense, and would amend chapter 1011 of title 10, United States Code, to require that the manpower requirements of the NGB as a joint activity of the Department of Defense be determined in accordance with regulations prescribed by the Secretary of Defense, in consultation with the Chairman of the Joint Chiefs of Staff.

The Senate amendment contained a similar provision (sec 1802(a)).

The Senate recedes.

The conferees concur with the views and recommendations of the Commission on the National Guard and Reserves as set forth in its report of March 1, 2007, with respect to the designation of the NGB as a joint activity. Specifically, this statutory amendment is intended to reflect the structure of the NGB and should not result in any change in the day-to-day relationship between the Chief of the NGB and the Secretaries of the Army and Air Force and their respective staffs. The conferees encourage the Secretary of Defense to modify the charter of the NGB accordingly and to consult with the Secretary of the Army and the Secretary of the Air Force, as well as the Chairman of the Joint Chiefs of Staff, in developing regulations to determine the manpower requirements of the NGB.

Enhancement of functions of National Guard Bureau (sec. 1813)

The House bill contained a provision (sec. 1613) that would amend section 10503 of title 10, United States Code, to expand the National Guard Bureau (NGB) charter to include facilitation and coordination with other federal agencies, the adjutants general of the States, United States Northern Command, and United States Joint Forces Command on the use of National Guard personnel and resources in the conduct of operations under title 32 of the United States Code, or in support of State missions, and would require the Secretary of Defense, in consultation with the Secretary of the Army and Secretary of the Air Force, to develop the charter for the NGB.

The House bill contained another provision (sec. 1616) that would make conforming and clerical amendments regarding section 10503 of title 10, United States Code.

The Senate amendment contained similar provisions (secs. 532 and 1802(c)).

The Senate recedes with an amendment that would expand the NGB charter to include assisting the Secretary of Defense in facilitating and coordinating with other federal agencies, the adjutants general of the States, United States Northern Command, and United States Joint Forces Command on the use of National Guard personnel and resources in the conduct of operations under title 32 of the United States Code, or in support of State missions.

The conferees agree with the view of the Commission on the National Guard and Reserves that the charter of the NGB does not

reflect some of the NGB's key roles and responsibilities and needs to be updated. The conferees also concur with the Commission that the NGB should continue to report to and work with the Secretaries and Chiefs of Staff of the Army and Air Force in coordinating the use of National Guard units.

Requirement for Secretary of Defense to prepare plan for response to natural disasters and terrorist events (sec. 1814)

The House bill contained a provision (sec. 1614) that would require the Secretary of Defense to prepare and submit to Congress an annual plan for coordinating the use of the National Guard and members of the armed forces on active duty when responding to natural disasters, acts of terrorism, and other man-made disasters. The Secretary of Defense would be required to prepare and submit the plan to Congress not later than March 1, 2008, and each March 1 thereafter.

The Senate amendment contained a similar provision (sec. 1806).

The Senate recedes with an amendment that would require the Secretary of Defense to consult with the Secretary of Homeland Security, the Chairman of the Joint Chiefs of Staff, the Commander of the United States Northern Command, and the Chief of the National Guard Bureau in the preparation of the plan, and would require the Secretary of Defense to submit an update of the plan no later than June 1, 2010.

The conferees urge the Secretary of Defense, as part of the response planning required by this provision, to address the nature of command relationships under which troops will operate during particular contingencies and ensure, as recommended by the Commission on the National Guard and Reserves, that necessary agreements are entered into as soon as practicable.

Determination of Department of Defense civil support requirements (sec. 1815)

The House bill contained a provision (sec. 1615) that would require the Secretary of Defense to determine the military-unique capabilities needed to be provided by the Department of Defense to support civil authorities in an incident of national significance or a catastrophic incident, and, in coordination with the secretaries of the military departments and the Chairman of the Joint Chiefs of Staff, to develop and implement a plan for providing the necessary funds and resources.

The Senate amendment contained a provision (sec. 1802(b)(3)) that would amend section 10504 of title 10, United States Code, to require the Chief of the National Guard Bureau to submit a report to Congress on the validated requirements for military assistance to civil authorities.

The Senate recedes with an amendment that would require the Secretary of Defense to consult with the Secretary of Homeland Security in determining the required military-unique capabilities.

Subtitle B—Additional Reserve Component Enhancement

United States Northern Command (sec. 1821)

The House bill contained a provision (sec. 1621) that would require the Chairman of the Joint Chiefs of Staff to review the civilian and military positions, job descriptions, and assignments within the United States Northern Command (NORTHCOM). The provision would also require the Secretary of Defense to establish procedures under which an officer who is on active duty or an officer who is on full-time National Guard duty may command mixed-status forces for homeland defense missions, domestic emergency responses, and providing military support to civil authorities.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Chairman of the Joint Chiefs of Staff to conduct the manpower review of NORTHCOM with a goal of assessing the feasibility of significantly increasing the number of reserve component members assigned to, and civilians employed by, NORTHCOM who have experience in the planning, training, and employment of forces for homeland defense missions, domestic emergency response, and providing military support to civil authorities.

Council of Governors (sec. 1822)

The House bill contained a provision (sec. 1622) that would require the President to establish a bipartisan Council of Governors to advise the Secretary of Defense, the Secretary of Homeland Security, and the White House Homeland Security Council on matters related to the National Guard and civil support missions.

The Senate amendment contained no similar provision.

The Senate recedes.

Plan for Reserve Forces Policy Board (sec. 1823)

The House bill contained a provision (sec. 1623) that would amend section 10301 of title 10, United States Code, to replace the Reserve Forces Policy Board with a Reserve Components Policy Board consisting of 15 members appointed from civilian life by the Secretary of Defense to provide independent advice and recommendations on strategies, policies, and practices designed to improve and enhance the capabilities, efficiency, and effectiveness of the reserve components of the United States.

The Senate amendment contained a similar provision (sec 531).

The House recedes with an amendment that would require the Secretary of Defense to develop a plan to implement revisions that the Secretary determines necessary in the designation, organization, membership, functions, procedures, and legislative framework of the Reserve Forces Policy Board. The plan must be consistent with the findings, conclusions, and recommendations included in the report of the Commission on the National Guard and Reserves of March 1, 2007, and, to the extent possible, take into account the views and recommendations of civilian and military leaders, past chairmen of the Reserve Forces Policy Board, private organizations with expertise and interest in Department of Defense organization, and other individuals or groups in the discretion of the Secretary.

High-level positions authorized or required to be held by reserve component general or flag officers (sec. 1824)

The House bill contained a provision (sec. 1624) that would amend section 526(b)(2) of title 10, United States Code, to increase from 10 to 15 the number of general and flag officer positions on the staffs of the commanders of combatant commands that may be held by reserve component officers. The provision would also require the Chairman of the Joint Chiefs of Staff to designate up to three general and flag officer positions in the grade of lieutenant general or vice admiral that must be held by reserve component officers and provide that one of these positions must be the deputy commander of the combatant command whose geographic area of responsibility includes the United States.

The Senate amendment contained a provision (sec. 1803) that would express the sense of Congress that, whenever officers are considered for promotion to lieutenant general or vice admiral, qualified officers in the reserve components should be considered for promotion to that grade. The Senate amendment also contained a provision (sec. 1805) that would require that a position of Deputy Commander of United States Northern Command (NORTHCOM) be filled by a qualified officer of the National Guard eligible for promotion to the grade of lieutenant general.

The Senate recedes with an amendment that would: (1) express the sense of Congress that whenever officers are considered for promotion to lieutenant general or vice admiral, qualified officers in the reserve components should be considered for promotion to that grade; (2) amend section 164(e) of title 10, United States Code, to require that at least one deputy commander of NORTHCOM be a National Guard officer who is eligible for promotion to the grade of O–9 unless a National Guard officer is the commander of NORTHCOM; and (3) increase from 10 to 15 the number of general and flag officer positions on the staffs of the commanders of combatant commands that may be held by reserve component officers below the grade of lieutenant general or vice admiral.

Retirement age and years of service limitations on certain reserve general and flag officers (sec. 1825)

The House bill contained a provision (sec. 1625) that would amend section 14511 of title 10, United States Code, to specify the age at which reserve officers in the rank of general or admiral would be required to retire and limit their total service to 40 years. The provision would also amend section 14512 of title 10, United States Code, to exclude the Chief of the National Guard Bureau from its coverage and to require waiver by the President to allow the Chief of the Navy Reserve or the Commander of the Marine Forces Reserve to serve beyond age 64.

The Senate amendment contained a provision (sec. 533(e)) that would amend section 14512(a) of title 10, United States Code, to authorize the President to defer until age 68 the retirement of a reserve officer of the Army or Air Force serving as Chief of the National Guard Bureau, Chief of the Army Reserve, Chief of the Air Force Reserve, Director of the Army National Guard, Director of

the Air National Guard, an adjutant general, or the commanding general of the troops of a State.

The Senate recedes with an amendment that would modify section 14511 of title 10, United States Code, to provide that reserve officers in the grade of major general or rear admiral and above must retire at age 64 unless waivers to age 66 or 68 are authorized by the Secretary of Defense or the President respectively. The amendment would also modify section 14512 to authorize the Secretary of Defense to defer the retirement until age 66 of the Chief of the Navy Reserve and the Commander of the Marine Forces Reserve.

Additional reporting requirements relating to National Guard equipment (sec. 1826)

The House bill contained a provision (sec. 1626) that would amend section 10541 of title 10, United States Code, to add two additional reporting requirements to the annual report to Congress on National Guard and reserve component equipment: (1) a statement of the accuracy of the previous inventory projection, and if the projection was not met, an explanation of why it was not met, and (2) a certification from the Chief of the National Guard Bureau setting forth an inventory for the preceding fiscal year of each item of equipment for which funds were appropriated and which was due to be procured during that fiscal year which has not been received by a National Guard unit as of the close of that fiscal year.

The Senate amendment contained an identical provision (sec. 1807).

The conference agreement includes this provision.

LEGISLATIVE PROVISION NOT ADOPTED

Promotion of reserve officers to lieutenant general grade

The Senate amendment contained a provision (sec. 1804) that would amend section 10506(a)(3) of title 10, United States Code, to require that service of an officer as adjutant general be treated as joint duty experience, and would require the Secretaries of the Army and Air Force to review and report to the congressional defense committees on the promotion practices of their military departments for the promotion of reserve officers from major general to lieutenant general.

The House bill contained no similar provision.

The Senate recedes.

Division B—Military Construction Authorizations

BUDGET ITEMS

Summary and explanation of funding tables

Division B of this Act authorizes funding for military construction projects of the Department of Defense. It includes funding authorizations for the construction and operation of military family housing as well as military construction for the reserve components, the defense agencies, and the North Atlantic Treaty Organization (NATO) Security Investment program. It also provides au-

thorization for the base closure accounts that fund military construction, environmental cleanup, and other activities required to implement the decisions in base closure rounds.

The following tables provide the project-level authorizations for the military construction funding authorized in Division B of this Act and summarize that funding by account. Funding for base closure projects is explained in additional detail in the table included in title XXVII of this report.

The budget request for fiscal year 2008 included authorization of appropriations for military construction and housing programs totaling $21.2 billion. Of this amount: $9.8 billion was requested for military construction; $2.9 billion for the construction and operation of family housing; and $8.4 for base closure activities, including $8.2 billion to implement the results of the 2005 Base Realignment and Closure (BRAC) round.

The original budget request also proposed an additional $907.9 million in emergency spending for Army military construction projects in Iraq and Afghanistan and Navy military construction projects in the United States related to the administration's proposal to grow the size of the Marine Corps. The President's October budget amendment requested an additional $1.5 billion in emergency funding for military construction and base closure, for a total emergency request of $2.4 billion in addition to the $21.2 billion request in the base budget, bringing the total military construction request to $23.6 billion.

Authorizations for which emergency funding was requested and additional appropriations for domestic and overseas projects are contained in title XXIX of this Act.

Including all funding in Division B of this Act, the conferees recommend authorization of appropriations for military construction and housing programs totaling $23.7 billion. The total amount authorized for appropriations reflects the continuing commitment of Congress to invest in the recapitalization of Department of Defense facilities and infrastructure to improve the quality of life and quality of work of our service members and their families.

Included in this conference report are projects not contained in either bill which were not included in the normal authorization and appropriation legislation as a result of a decision by the Committee on Appropriations of the House of Representatives to modify their traditional procedures. These projects were eventually voted on and approved by the House of Representatives in appropriations legislation on November 6, 2007, approximately 5 weeks after the Senate requested a conference and appointed conferees on this legislation. Because these projects have been approved by the House of Representatives, and as a matter of comity, the conferees agreed to consider and authorize them in this legislation. But the conferees consider the process that was followed in this case to be an exception and by authorizing these projects do not intend to establish a precedent or commit to following such a process in the future.

SUMMARY OF FY 2008 MILITARY CONSTRUCTION AUTHORIZATION OF APPROPRIATIONS

	FY2008 Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Army	4,039,197	4,039,197	4,055,747	-88,814	3,950,383
Navy	2,104,276	2,104,276	2,361,291	116,508	2,220,784
Air Force	912,109	912,109	1,046,275	247,638	1,159,747
Defense Agencies	1,799,336	1,799,336	1,895,181	-85,564	1,713,772
Chemical Demilitarization Construction	86,176	86,176	0	-86,176	0
NATO Security Investment Program	201,400	201,400	201,400	0	201,400
Army National Guard	404,291	404,291	458,515	132,365	536,656
Army Reserve	119,684	119,684	134,684	28,449	148,133
Naval and Marine Corps Reserve	59,150	59,150	59,150	5,280	64,430
Air National Guard	85,517	85,517	216,417	202,020	287,537
Air Force Reserve	26,559	26,559	28,559	1,800	28,359
Subtotal Construction	**9,837,695**	**9,837,695**	**10,455,219**	**473,506**	**10,311,201**
Army Family Housing Construction	419,400	419,400	419,400	5,000	424,400
Army Family Housing Operations	742,920	742,920	742,920	-11,000	731,920
Navy Family Housing Construction	298,329	298,329	300,095	-5,200	293,129
Navy Family Housing Operations	371,404	371,404	371,404	0	371,404
Air Force Family Housing Construction	362,747	362,747	362,747	-35,000	327,747
Air Force Family Housing Operations	688,335	688,335	688,335	0	688,335
Defense Agencies Family Housing Operations	48,848	48,848	48,848	0	48,848
Family Housing Improvement Fund	500	500	500	0	500
Subtotal Family Housing	**2,932,483**	**2,932,483**	**2,934,249**	**-46,200**	**2,886,283**

SUMMARY OF FY 2008 MILITARY CONSTRUCTION AUTHORIZATION OF APPROPRIATIONS

	FY2008 Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Base Realignment and Closure IV	220,689	220,689	220,689	75,000	295,689
Base Realignment and Closure 2005	8,174,315	8,174,315	8,174,315	-133,914	8,040,401
Subtotal BRAC	**8,395,004**	**8,395,004**	**8,395,004**	**-58,914**	**8,336,090**
Subtotal Construction, Housing and BRAC	**21,165,182**	**21,165,182**	**21,784,472**	**368,392**	**21,533,574**
FY2008 Authorizations (Non War-Related)					
Prior Year Savings	0	0	-3,100	-3,100	-3,100
Subtotal Excluding war-related contstruction	**21,165,182**	**21,165,182**	**21,781,372**	**365,292**	**21,530,474**
Title XXIX War-Related Construction					
Army Military Construction	1,440,750	526,450	752,650	-183,000	1,257,750
Navy Military Construction	237,505	157,305	0	-50,490	187,015
Air Force Military Construction	305,000	0	0	-46,300	258,700
Defense Agencies Construction	27,600	0	0	0	27,600
Base Realignment and Closure 2005	415,910	0	0	0	415,910
Navy Housing Construction	11,766	11,766	0	0	11,766
Subtotal War-Related Construction	**2,438,531**	**695,521**	**752,650**	**-279,790**	**2,146,975**
Grand Total Division B	**23,603,713**	**21,860,703**	**22,534,022**	**85,502**	**23,677,449**

FY2008 MILITARY CONSTRUCTION AUTHORIZATIONS

State/ Country	Service/ Agency	Installation	Project Title	FY2008 Budget Request	House Authorized	Senate Authorized	Conference Authorized
Alabama	Army	ANNISTON ARMY DEPOT	INDUSTRIAL WASTE WATER TREATMENT PLANT	26,000	26,000	26,000	26,000
Alabama	Army	REDSTONE ARSENAL	SYSTEM SOFTWARE ENGINEERING ANNEX, PHASE 2		0	20,000	20,000
Alabama	Army	REDSTONE ARSENAL	Child Care Center		0	0	2,000
Alabama	Navy	EVERGREEN	NOLF EVERGREEN RUNWAY EXTENSION	9,560	9,560	9,560	9,560
Alabama	Army NG	SPRINGVILLE	READINESS CENTER, ADD/ALT (ADRS)	3,300	3,300	3,300	3,300
Alaska	Army	FORT RICHARDSON	Military Police Operations Facilities (Grow the Force)		42,000	42,000	42,000
Alaska	Army	FORT RICHARDSON	Barracks (Grow the Force)		36,000	36,000	36,000
Alaska	Army	FORT RICHARDSON	Construction Unit Operations Facilities (Grow the Force)		14,800	14,800	14,800
Alaska	Army	FORT WAINWRIGHT	EOD/MP Unit Operations Facilities (Grow the Force)		11,600	11,600	11,600
Alaska	Army	FORT WAINWRIGHT	Barracks (Grow the Force)		20,000	20,000	20,000
Alaska	Army	FORT WAINWRIGHT	RAILHEAD OPERATIONS FACILITY PHASE 1		0	8,900	8,900
Alaska	Army	FORT WAINWRIGHT	REPLACE SUBSTATION/UPGRADE ELECTRIC	60,000	60,000	60,000	60,000
Alaska	Army	FORT WAINWRIGHT	COMPANY OPERATIONS FACILITY	14,000	14,000	14,000	14,000
Alaska	Air Force	ELMENDORF AFB	F-22 JET ENGINE INSPECTION & MAINT	13,800	13,800	13,800	13,800
Alaska	Air Force	ELMENDORF AFB	F-22 7 BAY AIRCRAFT SHELTER	21,400	21,400	21,400	21,400
Alaska	Air Force	ELMENDORF AFB	F-22 FIGHTER TOWN EAST INFRASTRUCTURE PHASE 2	7,100	7,100	7,100	7,100
Alaska	Air Force	ELMENDORF AFB	F-22 TAXIWAY, TAXILANE & ARM/DE-ARM PAD	27,880	27,880	27,880	27,880
Alaska	Air Force	ELMENDORF AFB	REPLACE JOINT PROF MIL EDUC CENTER, PHASE 1		0	13,000	13,000
Alaska	AF Res	ELMENDORF AFB	AIRCRAFT MAINTENANCE SQUADRON FACILITY	4,550	4,550	4,550	4,550
Alaska	AF Res	ELMENDORF AFB	GROUP HEADQUARTERS	10,400	10,400	10,400	10,400
Arizona	Army	FORT HUACHUCA	EFFLUENT REUSE SYSTEM	11,000	11,000	11,000	11,000
Arizona	Army	FORT HUACHUCA	General Instructional Building (Grow the Force)		13,600	13,600	13,600
Arizona	Army	FORT HUACHUCA	AIT Trainee Complex (Grow the Force)		105,000	105,000	105,000
Arizona	Navy	YUMA	BACHELOR ENLISTED QUARTERS	22,980	22,980	22,980	22,980
Arizona	Navy	YUMA	TOWWAY "G"	10,740	10,740	10,740	10,740
Arizona	Air Force	DAVIS-MONTHAN AFB	CSAR EC130 MAINT HANGAR/AMU	11,200	11,200	11,200	11,200
Arizona	Air Force	LUKE AFB	REPAIR AIRFIELD PAVEMENTS PHASE I	0	5,500	0	5,500
Arizona	Army NG	FLORENCE	FIELD MAINTENANCE SHOP		0	10,870	10,870
Arkansas	Air Force	LITTLE ROCK AFB	MULTI-PURPOSE EDUCATION CENTER	0	9,800	0	9,800
Arkansas	Air Force	LITTLE ROCK AFB	REPAIR RUNWAY		0	9,800	9,800

FY2006 MILITARY CONSTRUCTION AUTHORIZATIONS

State/ Country	Service/ Agency	Installation	Project Title	FY2006 Budget Request	House Authorized	Senate Authorized	Conference Authorized
Arkansas	Army NG	CAMP ROBINSON	AMMUNITION SUPPLY POINT	5,500	5,500	5,500	5,500
Arkansas	Army NG	CAMP ROBINSON	Professional Educ Ctr/Training Complex (Grow the Force)		18,000	18,423	18,423
Arkansas	Army NG	CAMP ROBINSON	Urban Assault Course		0	0	1,900
California	Army	FORT IRWIN	MILITARY OPERATIONS IN URBAN TERRAIN, PHASE 2	18,500	18,500	18,500	18,500
California	Army	FORT IRWIN	TRAINING LAND IMPROVEMENTS	5,500	5,500	5,500	5,500
California	Army	PRESIDIO MONTEREY	GENERAL INSTRUCTION BUILDING	28,000	28,000	28,000	28,000
California	Navy	CAMP PENDLETON	PHYSICAL FITNESS CENTER	8,510	8,510	8,510	8,510
California	Navy	CAMP PENDLETON	BEQ - CHAPPO AREA	29,050	29,050	29,050	29,050
California	Navy	CAMP PENDLETON	ISR CAMP - INTEL BATTALION	17,980	17,980	17,980	17,980
California	Navy	CAMP PENDLETON	MARSOC SUPPORTING FACILITIES	17,730	17,730	17,730	17,730
California	Navy	CAMP PENDLETON	BEQ - HEADQUARTERS	31,980	31,980	31,980	31,980
California	Navy	CAMP PENDLETON	TRAFFIC IMPROVEMENTS	5,830	5,830	5,830	5,830
California	Navy	CAMP PENDLETON	TACTICAL SUPPORT VAN PADS EXPANSION	6,050	6,050	6,050	6,050
California	Navy	CAMP PENDLETON	HANGAR ADDITIONS	4,400	4,400	4,400	4,400
California	Navy	CAMP PENDLETON	BEQ - MARGARITA	26,530	26,530	26,530	26,530
California	Navy	CAMP PENDLETON	INFANTRY SQUAD BATTLE COURSE	18,090	18,090	0	0
California	Navy	CAMP PENDLETON	Force Intel Ops Center - HQ Area (Grow the Force)		24,990	24,990	24,990
California	Navy	CAMP PENDLETON	Consolidated Comm/Electronics Shop (Grow the Force)		16,840	16,840	16,840
California	Navy	CAMP PENDLETON	1st MLG Operations Center (Grow the Force)		18,160	18,160	18,160
California	Navy	CAMP PENDLETON	1st MLG Armory (Grow the Force)		8,150	8,150	8,150
California	Navy	CAMP PENDLETON	1st MLG Group and Battalion Ops Center (Grow the Force)		22,220	22,220	22,220
California	Navy	CAMP PENDLETON	BEQ - Wounded Warrior Battalion (Grow the Force)		25,940	25,940	25,940
California	Navy	CAMP PENDLETON	Armory - Regimental and Battalion HQ (Transfer from Title XXIX)		0	5,160	0
California	Navy	CAMP PENDLETON	Armory - Intelligence Battalion (Transfer from Title XXIX)		0	4,180	0
California	Navy	CAMP PENDLETON	Armory - 5th Marine Regiment (Transfer from Title XXIX)		0	10,890	0
California	Navy	CAMP PENDLETON	Bachelor Quarters and Armory - Horno (Transfer from Title XXIX)		0	34,970	0
California	Navy	CAMP PENDLETON	Bachelor Quarters and Dining Facility (Transfer from Title XXIX)		0	24,390	0
California	Navy	CAMP PENDLETON	Company HQ - Military Police (Transfer from Title XXIX)		0	8,240	0
California	Navy	CAMP PENDLETON	Explosive Ordnance Detachment - Ops Facility (From Title XXIX)		0	13,090	0
California	Navy	CAMP PENDLETON	Intelligence Surveillance Reconnaissance Camp (From Title XXIX)		0	1,114	0

FY2008 MILITARY CONSTRUCTION AUTHORIZATIONS

State/ Country	Service/ Agency	Installation	Project Title	FY2008 Budget Request	House Authorized	Senate Authorized	Conference Authorized
California	Navy	MIRAMAR MCAS	Hangar Modification (Grow the Force)		26,760	26,760	26,760
California	Navy	NAVAL STA SAN DIEGO	MAIN GATE (GATE 6) IMPROVEMENTS	0	3,000	0	3,000
California	Navy	SUB BASE SAN DIEGO	PIER 5002 SUB FENDER INSTALLATION	9,040	9,040	9,040	9,040
California	Navy	SUB BASE SAN DIEGO	MAGNETIC SILENCING FACILITY MODIFICATION	14,590	14,590	14,590	14,590
California	Navy	Monterey NSA	DOD Global Weather Operations Center		0	0	9,780
California	Navy	TWENTYNINE PALMS	BEQ AND PARKING STRUCTURE	34,329	34,329	34,329	34,329
California	Navy	TWENTYNINE PALMS	Multi-Battalion Operations Center (Grow the Force)		33,770	33,770	33,770
California	Navy	TWENTYNINE PALMS	Multi-Battalion Operations Center (Grow the Force)		33,650	33,650	33,650
California	Navy	TWENTYNINE PALMS	Armory (Grow the Force)		5,920	5,920	5,920
California	Navy	TWENTYNINE PALMS	Landfill (Grow the Force)		13,560	13,560	13,560
California	Navy	TWENTYNINE PALMS	MOUT Facility (Phase 3) (Grow the Force)		21,390	21,390	21,390
California	Navy	TWENTYNINE PALMS	Regimental Headquarters Addition (Transfer from Title XXIX)		0	4,440	0
California	Air Force	EDWARDS AFB	MAIN BASE RUNWAY INCREMENT 3	35,000	35,000	35,000	35,000
California	Air Force	EDWARDS AFB	MAIN BASE RUNWAY INCREMENT 4	0	8,500	0	8,500
California	Air Force	TRAVIS AFB	C-17 ROAD IMPROVEMENTS	4,600	4,600	4,600	4,600
California	Air Force	TRAVIS AFB	C-17 SOUTHWEST LANDING ZONE	22,000	22,000	22,000	22,000
California	Air Force	TRAVIS AFB	GLOBAL SUPPORT SQUADRON FACILITY	0	10,800	0	10,800
California	SOCOM	CAMP PENDLETON	SOF SUPPLY FACILITY	8,310	8,310	8,310	8,310
California	SOCOM	CAMP PENDLETON	SOF PARALOFT/BOAT/DIVE LOCKER	5,770	5,770	5,770	5,770
California	SOCOM	CAMP PENDLETON	SOF ACADEMIC INSTRUCTION FACILITY	5,950	5,950	5,950	5,950
California	SOCOM	CORONADO	SOF SPECIAL BOAT TEAM OPERATIONS FACILITY	12,000	12,000	12,000	12,000
California	DLA	POINT LOMA ANNEX	REPLACE FUEL STORAGE FACILITIES	140,000	55,700	140,000	55,700
California	Army NG	CAMP ROBERTS	INFANTRY PLATOON BATTLE COURSE	2,850	2,850	2,850	2,850
California	Army NG	SACRAMENTO ARMY DEPOT	READINESS CENTER	21,000	21,000	21,000	21,000
California	Army Res	ST COLLINS ARMY RES CTR	REGIONAL COMMUNICATIONS TRAINING CENTER	0	6,800	0	6,874
California	Army Res	FORT HUNTER LIGGETT	CONVOY LIVE FIRE RANGE	2,534	2,534	2,534	2,534
California	Army Res	FORT HUNTER LIGGETT	RANGE CONTROL FACILITY	4,501	4,501	4,501	4,501
California	Army Res	GARDEN GROVE	ARMY RESERVE CENTER	25,440	25,440	25,440	25,440
California	Naval Res	MIRAMAR MCAS	RESERVE CENTER ADDITIONS	5,580	5,580	5,580	5,580
Colorado	Army	FORT CARSON	INDOOR RANGE	4,900	4,900	4,900	4,900

FY2008 MILITARY CONSTRUCTION AUTHORIZATIONS

State/ Country	Service/ Agency	Installation	Project Title	FY2008 Budget Request	House Authorized	Senate Authorized	Conference Authorized
Colorado	Army	FORT CARSON	DEFENSE ACCESS ROAD	9,300	9,300	6,300	6,300
Colorado	Army	FORT CARSON	Engineer Bn HQ/Unit Ops Facilities (Grow the Force)		59,000	59,000	59,000
Colorado	Army	FORT CARSON	Barracks (Grow the Force)		53,000	53,000	53,000
Colorado	Army	FORT CARSON	MP Unit Operations Facilities (Grow the Force)		13,000	13,000	13,000
Colorado	Army	FORT CARSON	Hospital Addition & Dental Clinic (Grow the Force)		18,000	18,000	18,000
Colorado	Air Force	FORT CARSON	AIR SUPT OPS SQUADRON COMPLEX	13,500	13,500	13,500	13,500
Colorado	Air Force	SCHRIEVER AFB	AIR AND SPACE INTEGRATION FACILITY	24,500	24,500	24,500	24,500
Colorado	Air Force	U.S. AIR FORCE ACADEMY	UPGRADE ACADEMIC FACILITY PH IVB	15,000	15,000	15,000	15,000
Colorado	Chem Demil	PUEBLO DEPOT	AMMUNITION DEMILITARIZATION FACILITY PHASE IX	35,159	35,159	0	0
Colorado	Chem Demil	PUEBLO DEPOT	AMMUNITION DEMILITARIZATION FACILITY PHASE IX		0	35,159	35,159
Colorado	Air Guard	BUCKLEY ANGB	SQUADRON OPERATIONS FACILITY		7,300	7,300	7,300
Connecticut	Navy	SUB BASE NEW LONDON	WATERFRONT OPERATIONS FACILITY		0	11,900	11,900
Connecticut	Navy	SUB BASE NEW LONDON	Submarine Learning Center		0	0	9,260
Connecticut	Army NG	NIANTIC	READINESS CENTER (ADRS)	13,600	13,600	13,600	13,600
Delaware	Army	DOVER AFB	JOINT PERSONAL EFFECTS DEPOT	17,500	17,500	17,500	17,500
Delaware	Air Guard	NEW CASTLE	REPLACE C-130 MAINTENANCE HANGAR		0	10,800	10,800
District of Columbia	Air Force	BOLLING AFB	COMMUNICATION SWITCH FACILITY	2,500	2,500	2,500	2,500
District of Columbia	DIA	BOLLING AFB	INSTALL BACKUP WATER SYSTEM	1,012	1,012	1,012	1,012
Florida	Army	EGLIN AFB	OPERATIONS COMPLEX, PHASE 2	66,000	20,000	66,000	0
Florida	Army	MIAMI DORAL	SOUTHCOM HEADQUARTERS FACILITY	237,000	167,000	233,533	96,533
Florida	Army	MIAMI DORAL	SOUTHCOM HQ CHILD DEVELOPMENT CENTER	0	0	3,467	3,467
Florida	Navy	BLOUNT ISLAND	MAIN GATE IMPROVEMENTS	7,570	7,570	7,570	7,570
Florida	Navy	BLOUNT ISLAND	Slipway Barrier		0	0	2,670
Florida	Navy	CAPE CANAVERAL	ENGINEERING SERVICES FACILITY		0	9,900	9,900
Florida	Navy	PANAMA CITY	LITTORAL WARFARE SYSTEMS FACILITY	13,870	13,870	13,870	13,870
Florida	Navy	NAS PENSACOLA	FIRE STATION, CORRY FIELD	0	1,600	0	3,140
Florida	Air Force	EGLIN AFB	F-35 ADAL 53RD JOINT REPROGRAMMING FAC	8,300	8,300	8,300	8,300
Florida	Air Force	EGLIN AFB	CONSTRUCT SEAWALLS SANTA ROSA IS RANGE COMP	35,000	35,000	35,000	35,000
Florida	Air Force	EGLIN AFB	REPAIR ROADS SANTA ROSA IS RANGE COMPLEX	49,000	49,000	49,000	49,000
Florida	Air Force	EGLIN AFB	F-35 INTEGRATED TRAINING CENTER	39,000	39,000	39,000	39,000

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Florida	Air Force	EGLIN AFB	F-35 SQUADRON OPS/AMU/HANGAR	27,000	27,000	27,000	27,000
Florida	Air Force	MACDILL AFB	CENTCOM JOINT INTELLIGENCE CENTER PHASE III	25,000	25,000	25,000	25,000
Florida	Air Force	MACDILL AFB	ALTER USCENTCOM HEADQUARTERS	57,000	57,000	57,000	57,000
Florida	Air Force	MACDILL AFB	EOD FACILITY	0	3,500	0	3,500
Florida	Air Force	PATRICK AFB	CHILD DEVELOPMENT CENTER	11,854	11,854	11,854	11,854
Florida	Air Force	TYNDALL AFB	FITNESS CENTER	19,014	19,014	19,014	19,014
Florida	Air Force	TYNDALL AFB	REPAIR AIRFIELD	25,100	25,100	25,100	25,100
Florida	Air Force	TYNDALL AFB	1st Air Force Forces Facility HQ		0	0	8,400
Florida	SOCOM	HURLBURT FIELD	SOF MAINTENANCE STORAGE FACILITY	4,711	4,711	4,711	4,711
Florida	SOCOM	HURLBURT FIELD	SOF OPERATIONS FACILITY	5,500	5,500	5,500	5,500
Florida	SOCOM	HURLBURT FIELD	SOFCOMBAT WEATHER OPERATIONS FACILITY	14,900	14,900	14,900	14,900
Florida	SOCOM	HURLBURT FIELD	SOF SQUADRON OPERATIONS ADDITION	4,000	4,000	4,000	4,000
Florida	DLA	KEY WEST	REPLACE FUEL PUMP HOUSE	1,874	1,874	1,874	1,874
Florida	SOCOM	MACDILL AFB	SOF ACQUISITION CENTER	35,500	35,500	35,500	35,500
Florida	SOCOM	MACDILL AFB	SOF 501-D BUILDING ADDITION PHASE 2	12,200	12,200	12,200	12,200
Florida	TMA	MACDILL AFB	PHARMACARE ADDITION/ALTERATION	5,000	5,000	5,000	5,000
Florida	TMA	MACDILL AFB	CLINIC REPLACEMENT, INCREMENT II	41,400	41,400	41,400	41,400
Florida	Army NG	JACKSONVILLE	ARMY AVIATION SUPPORT FACILITY ADD/ALT	12,200	12,200	12,200	12,200
Florida	Army NG	CAMP BLANDING	Regional Training Institute Phase III - Joint Ops Center Training		0	0	15,524
Florida	Air Guard	JACKSONVILLE IAP	Replace Communications Facility, 125th Fighter Wing		0	0	6,000
Georgia	Army	FORT BENNING	RECEPTION STATION, PHASE 1	51,000	51,000	51,000	51,000
Georgia	Army	FORT BENNING	TRAINEE BARRACKS COMPLEX	73,000	73,000	73,000	73,000
Georgia	Army	FORT BENNING	MODIFIED RECORD FIRE RANGE	5,800	5,800	5,800	5,800
Georgia	Army	FORT BENNING	SIMULATIONS TRAINING FACILITY	56,000	56,000	56,000	56,000
Georgia	Army	FORT BENNING	Child Development Center		0	0	3,700
Georgia	Army	FORT STEWART	BARRACKS COMPLEX	36,000	36,000	36,000	36,000
Georgia	Army	FORT STEWART	BRIGADE COMPLEX-HEADQUARTERS	26,000	26,000	26,000	26,000
Georgia	Army	FORT STEWART	Fire Station (Grow the Force)		5,500	5,500	5,500
Georgia	Army	FORT STEWART	Barracks (Grow the Force)		25,000	25,000	25,000
Georgia	Army	FORT STEWART	Human Resources Unit Operations Facilities (Grow the Force)		15,000	15,000	15,000

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Georgia	Army	HUNTER ARMY AIRFIELD	Quartermaster Unit Operations Facilities (Grow the Force)		16,000	16,000	16,000
Georgia	Navy	MCLB ALBANY	Combat Vehicle Warehouse		0	0	9,980
Georgia	Air Force	MOODY AFB	Commercial Access Gate		0	0	7,500
Georgia	Air Force	ROBINS AFB	AIRCRAFT COMPONENT REPAIR FAC	14,700	14,700	14,700	14,700
Georgia	Air Force	ROBINS AFB	COMMAND POST	0	5,000	0	5,000
Georgia	NSA	AUGUSTA	REGIONAL SECURITY OPERATION CENTER INCREMENT III	100,000	100,000	100,000	100,000
Georgia	SOCOM	FORT BENNING	SOF BATTALION COMPLEX	21,000	21,000	21,000	21,000
Georgia	SOCOM	FORT BENNING	SOF HQ BUILDING ADDITION	5,000	5,000	5,000	5,000
Georgia	SOCOM	FORT BENNING	SOF TACTICAL EQUIPMENT SHOP	9,000	9,000	9,000	9,000
Georgia	SOCOM	HUNTER ANGS	SOF SUPPORT COMPANY FACILITY	13,800	13,800	13,800	13,800
Georgia	Air Guard	SAVANNAH IAP	TROOP QUARTERS		0	9,000	9,000
Hawaii	Army	FORT SHAFTER	BARRACKS COMPLEX	31,000	31,000	31,000	31,000
Hawaii	Army	KAHUKU TRAINING AREA	TACTICAL VEHICLE WASH FACILITY	0	9,200	0	10,200
Hawaii	Army	SCHOFIELD BARRACKS	BARRACKS COMPLEX	43,000	43,000	43,000	43,000
Hawaii	Army	SCHOFIELD BARRACKS	BARRACKS COMPLEX	45,000	45,000	45,000	45,000
Hawaii	Army	WHEELER AFB	BARRACKS COMPLEX	51,000	51,000	51,000	51,000
Hawaii	Navy	KANEOHE BAY	BACHELOR ENLISTED QUARTERS	37,961	37,961	37,961	37,961
Hawaii	Navy	PEARL HARBOR	SUB DRIVE-IN MAGNETIC SILENCING FACILITY	99,860	99,860	99,860	49,860
Hawaii	Navy	PEARL HARBOR NSY	DRYDOCK NUMBER 1 AND 2		0	30,200	30,200
Hawaii	Navy	WAHIAWA	COMMUNICATION CENTER	65,410	65,410	65,410	65,410
Hawaii	Air Force	HICKAM AFB	DCGS INTELLIGENCE SQUADRON OPS FACILITY	16,500	16,500	16,500	16,500
Hawaii	Air Force	HICKAM AFB	C-17 PARKING RAMP	15,471	15,471	15,471	15,471
Hawaii	DLA	HICKAM AFB	REPLACE HYDRANT FUELS SYSTEM	11,900	11,900	11,900	11,900
Hawaii	NSA	KUNIA	REGIONAL SECURITY OPERATION CENTER INCREMENT III	136,318	136,318	136,318	136,318
Idaho	Army NG	GOWEN FIELD	TRAINING AREA RAILHEAD, PHASE 2		0	7,615	7,615
Idaho	Army NG	ORCHARD TRAINING AREA	URBAN ASSAULT COURSE	1,700	1,700	1,700	1,700
Illinois	Army	ROCK ISLAND ARSENAL	COMBINED FIRE/POLICE FACILITY, PHASE 2		0	3,350	3,350
Illinois	Navy	GREAT LAKES	RTC INFRASTRUCTURE UPGRADE INCREMENT 3	16,650	16,650	16,650	16,650
Illinois	Navy	GREAT LAKES	SMALL ARMS MARKMANSHIP TRAINER	10,221	10,221	10,221	10,221
Illinois	Air Force	SCOTT AFB	CHILD DEVELOPMENT CENTER		0	8,200	8,200

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Illinois	Air Force	SCOTT AFB	SECURITY FORCES OPERATIONS FACILITY	16,700	16,700	16,700	16,700
Illinois	TMA	GREAT LAKES	FEDERAL HEALTHCARE FACILITY	99,000	99,000	99,000	99,000
Illinois	Army NG	ST CLAIR COUNTY	READINESS CENTER (ADRS)	8,100	8,100	8,100	8,100
Indiana	Navy	NSA CRANE	SECURED ELECTRONIC WARFARE SYS FAC		0	12,000	12,000
Indiana	Navy	NSA CRANE	Special Weapons Assessment Facility		0	0	11,800
Indiana	Army NG	Muscatatuck	Security Fence		0	0	4,998
Indiana	Air Guard	HULMAN REGIONAL AIRPORT	DIGITAL GROUND STATION (DGS) BEDDOWN	7,700	7,700	7,700	7,700
Iowa	Army NG	IOWA CITY	READINESS CENTER		0	13,188	13,188
Kansas	Army	FORT LEAVENWORTH	BARRACKS COMPLEX	55,000	55,000	55,000	55,000
Kansas	Army	FORT LEAVENWORTH	MP HQ & MP I/R Unit Operations Facilities (Grow the Force)		23,000	23,000	23,000
Kansas	Army	FORT LEAVENWORTH	Barracks (Grow the Force)		12,800	12,800	12,800
Kansas	Army	FORT RILEY	Engineer Bn HQ/Unit Operations Facilities (Grow the Force)		43,000	43,000	43,000
Kansas	Army	FORT RILEY	Barracks (Grow the Force)		50,000	50,000	50,000
Kansas	Army	FORT RILEY	Child Development Center (Grow the Force)		8,500	8,500	8,500
Kansas	Army	FORT RILEY	Health & Dental Clinic (Grow the Force)		8,800	8,800	8,800
Kansas	Army	FORT LEAVENWORTH	Chapel Complex Phase I		0	0	11,600
Kansas	Army	FORT RILEY	DIGITAL MULTIPURPOSE RANGE COMPLEX	28,000	28,000	28,000	28,000
Kansas	Army	FORT RILEY	MILITARY WORKING DOG FACILITY	0	1,900	0	1,900
Kansas	Air Force	FORT RILEY	AIR SUPPORT OPS SQUADRON COMPLEX	12,515	12,515	12,515	12,515
Kansas	Air Force	MCCONNELL AFB	MXG Consolidation and Forward Logistics Center		0	0	6,300
Kansas	Air Guard	SMOKY HILL RANGE	AIR SUPPORT OPS SQUADRON BEDDOWN		0	9,000	9,000
Kentucky	Army	FORT CAMPBELL	INDOOR RANGE	5,000	5,000	5,000	5,000
Kentucky	Army	FORT CAMPBELL	VEHICLE MAINTENANCE SHOP	49,000	49,000	49,000	49,000
Kentucky	Army	FORT CAMPBELL	MP/CID/Medical Unit Operations Facilities (Grow the Force)		24,000	24,000	24,000
Kentucky	Army	FORT CAMPBELL	Barracks (Grow the Force)		27,000	27,000	27,000
Kentucky	Army	FORT CAMPBELL	Child Development Center (Ages 0-5)		0	0	8,600
Kentucky	Army	FORT KNOX	CANTONMENT AREA ROADS, PAVED	8,700	8,700	8,700	8,700
Kentucky	Chem Demil	BLUE GRASS ARMY DEPOT	AMMUNITION DEMILITARIZATION FACILITY PHASE VIII	51,017	51,017	0	0
Kentucky	Chem Demil	BLUE GRASS ARMY DEPOT	AMMUNITION DEMILITARIZATION FACILITY PHASE VIII		0	69,017	69,017
Kentucky	SOCOM	FORT CAMPBELL	SOF BATTALION OPERATIONS COMPLEX	35,000	35,000	35,000	35,000

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Kentucky	SOCOM	FORT CAMPBELL	SOF GROUP SUPPORT BATTALION COMPLEX	18,500	18,500	18,500	18,500
Kentucky	Army NG	LONDON	Readiness Center Phase II - Joint Support Operations		0	0	2,427
Louisiana	Army	FORT POLK	4TH BRIGADE HEADQUARTERS		0	9,800	9,800
Louisiana	Army	FORT POLK	CHILD DEVELOPMENT CENTER		0	6,100	6,100
Louisiana	Air Guard	CAMP BEAUREGARD	UPGRADE ASOS FACILITY	1,800	1,800	1,800	1,800
Maine	Navy	PORTSMOUTH NSY	CONSOLIDATED EMERGENCY CONTROL CENTER		0	9,700	9,700
Maryland	Army	ABERDEEN PG	AUTOMOTIVE TECHNOLOGY EVALUATION FACILITY		0	12,200	12,200
Maryland	Navy	INDIAN HEAD	ADVANCED ENERGETICS RESEARCH LAB	0	9,500	0	9,450
Maryland	Navy	PATUXENT RIVER	AIRCRAFT PROTOTYPE FACILITY PHASE 1	17,990	17,990	17,990	17,990
Maryland	Navy	PATUXENT RIVER	E-2 ADVANCED HAWKEYE RDT&E FACILITY	13,650	13,650	13,650	13,650
Maryland	Navy	PATUXENT RIVER	JPALS ADDITION TO BUILDING 2110/2122	6,720	6,720	6,720	6,720
Maryland	Navy	SUITLAND	NATIONAL MARITIME INTELLIGENCE CENTER INCREMENT II	52,069	52,069	52,069	52,069
Maryland	TMA	FORT DETRICK	USAMRIID STAGE I, INCREMENT II	150,000	150,000	150,000	150,000
Maryland	NSA	FORT MEADE	NSAW PSC UTILITY MANAGEMENT SYSTEM PHASE II	7,901	7,901	7,901	7,901
Maryland	NSA	FORT MEADE	NSAW OPS1 SOUTH STAIR TOWER	4,000	4,000	4,000	4,000
Massachusetts	Air Force	HANSCOM AFB	RENOVATE ACQUISITION MANAGEMENT FACILITY		0	12,800	12,800
Massachusetts	Air Guard	BARNES ANGB	Fire Crash/Rescue Station		0	0	7,300
Massachusetts	Air Guard	OTIS ANGB	DIGITAL GROUND STATION (DGS) IOC BEDDOWN	1,800	1,800	1,800	1,800
Michigan	Army	DETROIT ARSENAL	GROUND SYSTEMS POWER & ENERGY LAB		0	18,500	18,500
Michigan	Army NG	CAMP GRAYLING	INFANTRY PL BATTLE COURSE/LIVE FIRE RANGE		0	2,450	2,450
Michigan	Army NG	LANSING	USPFO AND READINESS CENTER, PHASE 2		4,200	4,239	4,239
Michigan	Naval Res	SELFRIDGE ANGB	RESERVE TRAINING CENTER	4,030	4,030	4,030	4,030
Minnesota	Army NG	CAMP RIPLEY	COMBINED ARMS COLLECTIVE TRAINING FACILITY	4,850	4,850	4,850	4,850
Minnesota	Army NG	CAMP RIPLEY	Combined Arms Collective Training Facility, Phase 2		0	0	12,600
Mississippi	Navy	NAS MERIDIAN	FIRE STATION		0	6,770	6,770
Mississippi	Air Force	COLUMBUS AFB	Mission Support Complex Phase II		0	0	9,800
Mississippi	SOCOM	STENNIS SPACE CENTER	SOF RIVERINE AND COMBATANT CRAFT OPS FACILITY		0	10,200	10,200
Mississippi	Army NG	CAMP SHELBY	LIVE FIRE SHOOT HOUSE/URBANASSAULT COURSE		4,000	4,000	4,000
Mississippi	Air Guard	KEY FIELD	ASOS/ATCS Training Center		0	0	6,100
Missouri	Army	FORT LEONARD WOOD	MODIFIED RECORD FIRE RANGE	3,800	3,800	3,800	3,800

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Missouri	Army	FORT LEONARD WOOD	MODIFIED RECORD FIRE RANGE	4,000	4,000	4,000	4,000
Missouri	Army	FORT LEONARD WOOD	Automated Multipurpose Machine Gun Range (Grow the Force)		4,150	4,150	4,150
Missouri	Army	FORT LEONARD WOOD	Automated Pistol Range (Grow the Force)		2,700	2,700	2,700
Missouri	Army	FORT LEONARD WOOD	Maneuver Enhance Bde Unit Ops Facilities (Grow the Force)		56,000	56,000	56,000
Missouri	Army	FORT LEONARD WOOD	Barracks (Grow the Force)		26,000	26,000	26,000
Missouri	Army	FORT LEONARD WOOD	Dining Facility-Basic Combat Training Complex (Grow the Force)		22,000	22,000	22,000
Missouri	Army	FORT LEONARD WOOD	CHILD DEVELOPMENT CENTER		0	7,000	7,000
Missouri	Air Force	WHITEMAN AFB	CHAPEL	0	10,400	0	10,400
Missouri	Army NG	WHITEMAN AFB	CONSOLIDATED COMMUNICATIONS CENTER	0	11,400	0	11,400
Montana	Air Force	MALMSTROM AFB	ARMY AVIATION SUPPORT FACILITY	30,000	30,000	30,000	30,000
Montana	Army Res	BUTTE	CONSTRUCT COMMUNITY ACTIVITY CENTER		0	7,000	7,000
Nebraska	Air Force	OFFUTT AFB	ARMY RESERVE CENTER/LAND	7,629	7,629	7,629	7,629
Nebraska	Air Guard	LINCOLN	ADAL INTELL SQUADRON FAC	16,952	16,952	16,952	16,952
Nevada	Army	HAWTHORNE AAP	SECURITY FORCES & COMMUNICATIONS FACILITY		0	8,900	8,900
Nevada	Navy	NAVAL AIR STATION FALLON	GROUND WATER TREATMENT PLANT	11,800	11,800	11,800	11,800
Nevada	Air Force	NELLIS AFB	RANGE IMPROVEMENTS, B-20		0	11,460	11,460
Nevada	Air Guard	RENO-TAHOE IAP	JOINT TERMINAL AIR CONTROL VIRTUAL TRAINING FAC		0	4,950	4,950
New Hampshire	Air Guard	PEASE ANGB	VEHICLE MAINTENANCE SHOP		0	5,200	5,200
New Jersey	Army	Picatinny Arsenal	WING HEADQUARTERS, OPS AND TRAINING FACILITY		0	8,900	8,900
New Jersey	Navy	NAS LAKEHURST	Armament Integration Facility		0	0	9,900
New Jersey	Air Guard	ATLANTIC CITY	JOINT INSTALLATION ROAD IMPROVEMENTS		0	4,100	4,100
New Jersey	Army Res	FORT DIX	ASOS BEDDOWN PHASE I	0	6,000	0	9,800
New Jersey	Army Res	FORT DIX	TACTICAL TRAINING BASE PHASE I	0	5,900	0	5,900
New Mexico	Army	WHITE SANDS MISSILE RANGE	COMBINED MAINTENANCE FACILITY	17,000	17,000	17,000	17,000
New Mexico	Air Force	CANNON AFB	Engineer Bn HQ/Unit Operations Facilities (Grow the Force)		71,000	71,000	71,000
New Mexico	Air Force	KIRTLAND AFB	ADAL HANGAR 09 FOR C-130	1,688	1,688	1,688	1,688
New Mexico	Air Force	KIRTLAND AFB	PJ/CRO RESCUE/RECOVERY TRAINING CENTER		0	11,400	11,400
New Mexico	SOCOM	CANNON AFB	PJ/CRO LOGISTICS BUILDING		3,700	0	3,700
New Mexico	DLA	KIRTLAND AFB	SOF FLIGHT SIMULATOR FACILITY	7,500	7,500	7,500	7,500
			REPLACE FUEL UNLOAD FACILITY	1,800	1,800	1,800	1,800

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New York	Army	FORT DRUM	INFRASTRUCTURE UPGRADES	12,000	12,000	12,000	12,000
New York	Army	FORT DRUM	Child Development Center		0	0	10,600
New York	Army	FORT DRUM	BRIGADE COMPLEX-COMPANY OPERATIONS	55,000	55,000	55,000	55,000
New York	Army	FORT DRUM	BRIGADE COMPLEX-BARRACKS/OPERATIONS	40,000	40,000	40,000	40,000
New York	Army	FORT DRUM	BRIGADE COMPLEX MAINTENANCE FACILITY	44,000	44,000	36,161	36,161
New York	Army	FORT DRUM	DINING FACILITY	0	0	7,839	7,839
New York	Army	FORT DRUM	BN/Forward Supt/Eng Unit Ops Facilities (Grow the Force)		41,000	41,000	41,000
New York	Army	FORT DRUM	MP BN HQ/MP Unit Operations Facilities (Grow the Force)		38,000	38,000	38,000
New York	Army	FORT DRUM	Barracks (Grow the Force)		61,000	61,000	61,000
New York	Army	FORT DRUM	AUTOMATED QUALIFICATION TRAINING RANGE	0	9,600	0	9,600
New York	TMA	FORT DRUM	MEDICAL CLINIC ADD/ALT	41,000	41,000	41,000	41,000
New York	Air Guard	GABRESKI AIRPORT	PARARESCUE FACILITY, PHASE 1		0	8,400	8,400
New York	Air Guard	GRIFFISS	NEADS SUPPORT FACILITY PHASE II	0	6,600	0	6,600
New York	Air Guard	Hancock Field	Upgrade Base Facilities		0	0	5,100
New York	Army Res	FORT DRUM	ARMY RESERVE CENTER	15,923	15,923	15,923	15,923
North Carolina	Army	FORT BRAGG	BARRACKS COMPLEX, INCREMENT 3	47,400	47,400	47,400	47,400
North Carolina	Army	FORT BRAGG	INDOOR RANGE	4,800	4,800	4,800	4,800
North Carolina	Army	FORT BRAGG	STUDENT BARRACKS	51,000	51,000	51,000	51,000
North Carolina	Army	FORT BRAGG	BLOOD DONOR FACILITY		0	4,800	4,800
North Carolina	Army	FORT BRAGG	Barracks (Grow the Force)		73,000	73,000	73,000
North Carolina	Army	FORT BRAGG	Ammunition Supply Point/Vehicle Maint (Grow the Force)		88,000	88,000	88,000
North Carolina	Army	FORT BRAGG	Surv/Signal/Ctr/Eng/POL Unit Ops Facilities (Grow the Force)		54,000	54,000	54,000
North Carolina	Army	FORT BRAGG	Community Emergency Services Facility		0	0	2,900
North Carolina	Army	FORT BRAGG	Child Development Center		0	0	8,700
North Carolina	Navy	CAMP LEJEUNE	BEQ - FRENCH CREEK	27,800	27,800	27,800	27,800
North Carolina	Navy	CAMP LEJEUNE	FIELD MEDICAL SERVICE SCHOOL	8,080	8,080	8,080	8,080
North Carolina	Navy	CAMP LEJEUNE	MOUT ENHANCEMENTS	14,120	14,120	14,120	14,120
North Carolina	Navy	CAMP LEJEUNE	MARSOC SUPPORT FACILITY	21,720	21,720	21,720	21,720
North Carolina	Navy	CAMP LEJEUNE	MARSOC TRAINING FACILITIES	12,590	12,590	12,590	12,590
North Carolina	Navy	CAMP LEJEUNE	MARSOC FITNESS CENTER/TRAINING TANK	14,480	14,480	14,480	14,480

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North Carolina	Navy	CAMP LEJEUNE	MARSOC COMMUNITY SUPPORT FACILITIES	9,170	9,170	9,170	9,170
North Carolina	Navy	CAMP LEJEUNE	ACADEMIC INSTRUCTION FACILITY	16,460	16,460	16,460	16,460
North Carolina	Navy	CAMP LEJEUNE	BEQ - 4TH MEB	29,970	29,970	29,970	29,970
North Carolina	Navy	CAMP LEJEUNE	Multi-Purpose Machine Gun Range - G10 (Grow the Force)		17,250	17,250	17,250
North Carolina	Navy	CAMP LEJEUNE	Landfill Cell (Grow the Force)		14,170	14,170	14,170
North Carolina	Navy	CAMP LEJEUNE	Wastewater System Modification (Grow the Force)		7,070	7,070	7,070
North Carolina	Navy	CAMP LEJEUNE	Main Gate Physical Security Upgrade (Grow the Force)		7,920	7,920	7,920
North Carolina	Navy	CAMP LEJEUNE	Physical Security Upgrades - Piney Green (Grow the Force)		6,660	6,660	6,660
North Carolina	Navy	CAMP LEJEUNE	BEQ - Wounded Warrior Battalion (Grow the Force)		27,270	27,270	27,270
North Carolina	Navy	CAMP LEJEUNE	Maintenance/Operations Complex-2/9 (Transfer from Title XXIX)		0	43,340	0
North Carolina	Navy	CAMP LEJEUNE	Child Development Center, Midway Park		0	0	14,200
North Carolina	Navy	CHERRY POINT MCAS	UAV OPERATIONS/MAINTENANCE	12,110	12,110	12,110	12,110
North Carolina	Navy	CHERRY POINT MCAS	HANGER RENOVATION & FAC UPGRADES F/A18E/F	16,500	16,500	16,500	16,500
North Carolina	Navy	NEW RIVER	BACHELOR ENLISTED QUARTERS	22,530	22,530	22,530	22,530
North Carolina	Navy	NEW RIVER	HANGAR ADDITION (PHASE 2)	17,330	17,330	17,330	17,330
North Carolina	Navy	NEW RIVER	JET ENGINE TEST CELL	14,570	14,570	14,570	14,570
North Carolina	Navy	NEW RIVER	MAIN GATE SECURITY UPGRADE	0	4,200	0	4,270
North Carolina	Navy	NOLF WASHINGTON COUNTY	OUTLYING LANDING FIELD FACS & LAND AC (INCR 5-7)	10,060	0	0	0
North Carolina	DODEA	CAMP LEJEUNE	DELALIO ES - CONSTRUCT GYMNASIUM	2,014	2,014	2,014	2,014
North Carolina	SOCOM	CAMP LEJEUNE	SOF SUPPLY & PRE-DEPLOYMENT FAC	10,500	10,500	10,500	10,500
North Carolina	SOCOM	CAMP LEJEUNE	SOF ACADEMIC INSTRCUTION FACILITY	6,910	6,910	6,910	6,910
North Carolina	SOCOM	CAMP LEJEUNE	SOF EQUIPMENT FACILITY	10,800	10,800	10,800	10,800
North Carolina	SOCOM	FORT BRAGG	SOF OPERATIONS/INTEL ADDITION	8,000	8,000	8,000	8,000
North Carolina	SOCOM	FORT BRAGG	SOF HQ AND MOTOR POOL COMPLEX	39,250	39,250	39,250	39,250
North Carolina	Army NG	Asheville	Field Maintenance Shop		0	0	3,733
North Carolina	Air Guard	CHARLOTTE	235TH AIR TRAFFIC CONTROL SQUADRON FACILITY	0	4,000	0	4,000
North Dakota	Air Force	GRAND FORKS AFB	CONTROL TOWER/RAPCON		0	13,000	13,000
North Dakota	Air Force	MINOT AFB	DORMITORY (144 RM)	18,200	18,200	18,200	18,200
North Dakota	Army NG	CAMP GRAFTON	Regional Training Institute Phase 1 (Grow the Force)		34,000	33,416	33,416
Ohio	DLA	COLUMBUS	DECENTRALIZE HEAT PLANT	4,000	4,000	4,000	4,000

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Ohio	Naval Res	WRIGHT-PATTERSON AFB	RESERVE TRAINING CENTER - DAYTON	10,277	10,277	10,277	10,277
Ohio	Air Guard	Rickenbacker ANGB	Security Forces Complex		0	0	7,600
Oklahoma	Army	FORT SILL	MODIFIED RECORD FIRE RANGE	2,900	2,900	2,900	2,900
Oklahoma	Army	FORT SILL	Fire and Movement Range		0	0	1,300
Oklahoma	Army	FORT SILL	MULTI-PURPOSE MACHINE GUN RANGE		0	3,300	3,300
Oklahoma	Air Force	ALTUS AFB	C-17 SHEET METAL COMPOSITE SHOP	2,000	2,000	2,000	2,000
Oklahoma	Air Force	TINKER AFB	CONSOLIDATED FUEL O/H REPAIR & TEST FACILITY	34,600	34,600	34,600	34,600
Oklahoma	Air Force	VANCE AFB	FUELS SYSTEM MAINTENANCE HANGAR		0	7,700	7,700
Oregon	Army NG	ONTARIO	READINESS CENTER	11,000	11,000	11,000	11,000
Oregon	Naval Res	PORTLAND	OPERATIONAL FACILITIES MIUW 110/IBU 13	1,900	1,900	1,900	1,900
Pennsylvania	DLA	DEPOT NEW CUMBERLAND	REPLACE CENTRAL HEAT PLANT	21,000	21,000	21,000	21,000
Pennsylvania	Army NG	CARLISLE	READINESS CENTER (SBCT)	7,800	7,800	7,800	7,800
Pennsylvania	Army NG	EAST FALLOWFIELD TSP	READINESS CENTER (SBCT)	8,300	8,300	8,300	8,300
Pennsylvania	Army NG	FORT INDIANTOWN GAP	AMMUNITION SUPPLY POINT UPGRADE (SBCT)	9,500	9,500	9,500	9,500
Pennsylvania	Army NG	GETTYSBURG	READINESS CENTER (SBCT)	6,300	6,300	6,300	6,300
Pennsylvania	Army NG	GRATERFORD	FIELD MAINTENANCE SHOP (SBCT)	7,300	7,300	7,300	7,300
Pennsylvania	Army NG	HANOVER	READINESS CENTER, ADD/ALT (SBCT)	5,500	5,500	5,500	5,500
Pennsylvania	Army NG	HAZELTON	READINESS CENTER ADD/ALT (SBCT)	5,600	5,600	5,600	5,600
Pennsylvania	Army NG	HOLIDAYSBURG	READINESS CENTER (SBCT)	9,400	9,400	9,400	9,400
Pennsylvania	Army NG	HUNTINGDON	READINESS CENTER (SBCT)	7,500	7,500	7,500	7,500
Pennsylvania	Army NG	KUTZTOWN	READINESS CENTER, ADD/ALT (SBCT)	6,800	6,800	6,800	6,800
Pennsylvania	Army NG	LEBANON	READINESS CENTER, ADD/ALT (SBCT)	7,800	7,800	7,800	7,800
Pennsylvania	Army NG	PHILADELPHIA	FIELD MAINTENANCE SHOP, ADD/ALT (SBCT)	3,650	3,650	3,650	3,650
Pennsylvania	Army NG	PHILADELPHIA	READINESS CENTER, ALTERATION (SBCT)	10,000	10,000	10,000	10,000
Pennsylvania	Army NG	Waynesburg	Readiness Center		0	0	9,000
Pennsylvania	Air Guard	FORT INDIANTOWN GAP	AIR SUPT OPS SQUADRON (ASOS) BEDDOWN	6,400	6,400	6,400	6,400
Pennsylvania	Air Guard	FORT INDIANTOWN GAP	OPERATIONS AND TRAINING FACILITY		0	6,300	6,300
Pennsylvania	Air Guard	Harrisburg	Expand Aircraft Parking Apron/Relocate Taxiway (Add to FY06)		0	0	1,000
Rhode Island	Navy	NAV STA NEWPORT	RECONSTRUCT WHARF BETWEEN PIERS 1 AND 2		0	9,990	9,900
Rhode Island	Navy	NAV STA NEWPORT	HAZMAT Storage Facility		0	0	3,860

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Rhode Island	Army NG	EAST GREENWICH	READINESS CENTER	8,200	8,200	8,200	8,200
Rhode Island	Army NG	N. KINGSTOWN	ARMY AVIATION SUPPORT FACILITY	33,000	33,000	33,000	33,000
Rhode Island	Air Guard	QUONSET STATE AIRPORT	SPECIAL OPERATIONS TRAINING FAC		0	5,000	5,000
South Carolina	Army	FORT JACKSON	Basic Training Complex (Grow the Force)		85,000	85,000	85,000
South Carolina	Navy	BEAUFORT	FIRE STATION	6,800	6,800	6,800	6,800
South Carolina	Navy	BEAUFORT	NBC FACILITY	0	3,500	0	3,500
South Carolina	Navy	PARRIS ISLAND	RECRUIT BARRACKS - 3RD BATTALION (PH 1)	25,322	25,322	25,322	25,322
South Carolina	Navy	PARRIS ISLAND	MOTOR TRANSPORTATION COMPLEX	5,530	5,530	5,530	5,530
South Carolina	Navy	PARRIS ISLAND MCRD	Consolidated Dining Facility (Grow the Force)		24,430	24,430	24,430
South Carolina	Air Force	CHARLESTON AFB	CHILD DEVELOPMENT CENTER		0	11,000	11,000
South Carolina	Air Force	SHAW AFB	BASE INFRASTRUCTURE	0	9,300	0	9,300
South Dakota	Air Force	ELLSWORTH AFB	BASE CIVIL ENGINEERING ADMIN FACILITY		0	16,600	16,600
South Dakota	Air Guard	JOE FOSS FIELD	BASE CIVIL ENGINEERING MAINTENANCE FACILITY		0	7,900	7,900
South Dakota	Naval Res	SIOUX FALLS	JOINT ARMED FORCES RESERVE CENTER	3,730	3,730	3,730	3,730
Tennessee	Air Guard	Lovell Field	Communications Training Complex		0	0	8,200
Tennessee	Air Guard	MCGHEE-TYSON AIRPORT	MILSTAR BEDDOWN-RELOCATE BASE ACCESS RD	3,200	3,200	3,200	3,200
Tennessee	Air Guard	MEMPHIS IAP	C-5 GROUND RUN-UP ENCLOSURE	3,200	3,200	3,200	3,200
Tennessee	Air Guard	MEMPHIS IAP	C-5 FINAL INFRASTRUCTURE SUPPORT	6,676	6,676	6,676	6,676
Tennessee	Air Guard	MEMPHIS IAP	C-5 MUNITIONS STORAGE COMPLEX	1,500	1,500	1,500	1,500
Texas	Army	CAMP BULLIS	URBAN ASSAULT COURSE	1,600	1,600	1,600	1,600
Texas	Army	CORPUS CHRISTI	ROTORBLADE PROCESSING FACILITY	0	11,200	0	11,200
Texas	Army	FORT BLISS	Army Eval Task Force Unit Ops Facilities (Grow the Force)		84,000	84,000	84,000
Texas	Army	FORT BLISS	Barracks (Grow the Force)		11,400	11,400	11,400
Texas	Army	FORT BLISS	Health & Dental Clinic (Grow the Force)		16,500	16,500	16,500
Texas	Army	FORT HOOD	Air Defense Bde HQ/Patriot Bn Unit Ops Facil (Grow the Force)		46,000	46,000	46,000
Texas	Army	FORT HOOD	Barracks (Grow the Force)		45,000	45,000	45,000
Texas	Army	FORT BLISS	Child Youth Services Center		0	0	8,600
Texas	Army	FORT HOOD	CH-47 Maintenance Hanger		0	0	18,000
Texas	Army	FORT HOOD	BARRACKS COMPLEX	47,000	47,000	47,000	47,000

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State/ Country	Service/ Agency	Installation	Project Title	FY2008 Budget Request	House Authorized	Senate Authorized	Conference Authorized
Texas	Army	FORT HOOD	CHILD DEVELOPMENT CENTER		0	7,400	7,400
Texas	Army	FORT SAM HOUSTON	BATTLE COMMAND TRAINING CENTER, PHASE 1	1,950	1,950	1,950	1,950
Texas	Army	FORT SAM HOUSTON	Medical Companies Unit Ops Facilities (Grow the Force)		10,600	10,600	10,600
Texas	Army	FORT SAM HOUSTON	Barracks (Grow the Force)		6,600	6,600	6,600
Texas	Army	RED RIVER ARMY DEPOT	MANEUVER SYSTEMS SUSTAINMENT CTR, PHASE 2	9,200	9,200	9,200	9,200
Texas	Navy	CORPUS CHRISTI	AVIATION TRAINER/SQUADRON OPERATIONS FACILITY	14,290	14,290	14,290	14,290
Texas	Air Force	Goodfellow AFB	Addition to Fitness Center		0	0	5,800
Texas	Air Force	LACKLAND AFB	BASIC EXPEDITIONARY AIRMAN SKILL TRNG PHASE 2	14,000	14,000	14,000	14,000
Texas	Air Force	Laughlin AFB	Student Activity Center & Library		0	0	5,200
Texas	Air Force	Randolph AFB	Taxiway West Flightline		0	0	2,950
Texas	Air Force	SHEPHARD AFB	BASE OPERATIONS RAMP PHASE I	0	7,000	0	7,000
Texas	TMA	CAMP BULLIS	HEALTH CLINIC REPLACEMENT	7,400	7,400	7,400	7,400
Texas	Army NG	CAMP BOWIE	MODIFIED RECORD FIRE RANGE	1,500	1,500	1,500	1,500
Texas	Army NG	FORT WOLTERS	MODIFIED RECORD FIRE RANGE	2,100	2,100	2,100	2,100
Texas	Air Guard	ELLINGTON FIELD	Multi-Use Aviation Fire Station		0	0	7,200
Texas	Army Res	ELLINGTON FIELD	AFRC/BATTLE PROJECTION CENTER, PHASE 2		0	15,000	15,000
Texas	Army Res	FORT WORTH	ARMY RESERVE CENTER	15,076	15,076	15,076	15,076
Texas	Naval Res	AUSTIN	RESERVE TRAINING CENTER	6,490	6,490	6,490	6,490
Texas	Naval Res	FORT WORTH	CHILD DEVELOPMENT CENTER	4,920	4,920	4,920	4,920
Texas	Naval Res	FORT WORTH	AIRCRAFT MAINTENANCE DEPARTMENT PARKING FAC	5,140	5,140	5,140	5,140
Texas	Naval Res	FORT WORTH	JOINT CONTROL TOWER	12,454	12,454	12,454	12,454
Texas	Naval Res	FORT WORTH	Joint Indoor Training Tank		0	0	4,970
Utah	Air Force	HILL AFB	AIRCRAFT POWER SYSTEMS REPAIR FACILITY	8,399	8,399	8,399	8,399
Utah	Air Force	HILL AFB	HYDRAULIC FLIGHT CONTROL FACILITY	6,400	6,400	6,400	6,400
Utah	Air Force	HILL AFB	MUNITIONS MAINTENANCE FACILITY		0	9,200	9,200
Utah	Army NG	NORTH SALT LAKE	READINESS CENTER	12,200	12,200	12,200	12,200
Utah	AF Res	HILL AFB	WING SUPPORT FACILITY	3,200	3,200	3,200	3,200
Vermont	Army NG	ETHAN ALLEN RANGE	MULTI-PURPOSE MACHINE GUN RANGE		0	1,998	1,998
Vermont	Air Guard	BURLINGTON	POOR FARM ROAD SECURITY IMPROVEMENTS		0	6,600	6,600
Virginia	Army	FORT BELVOIR	DEFENSE ACCESS ROAD PHASE 3	13,000	13,000	13,000	13,000

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State/ Country	Service/ Agency	Installation	Project Title	FY2008 Budget Request	House Authorized	Senate Authorized	Conference Authorized
Virginia	Army	FORT EUSTIS	Barracks (Grow the Force)		32,000	32,000	32,000
Virginia	Army	FORT EUSTIS	Transportation Unit Operations Facilities (Grow the Force)		43,000	43,000	43,000
Virginia	Army	FORT LEE	POL Truck Company Unit Ops Facilities (Grow the Force)		9,800	9,800	9,800
Virginia	Army	FORT LEE	Barracks (Grow the Force)		6,900	6,900	6,900
Virginia	Army	FORT LEE	CHAPEL	0	5,900	0	5,900
Virginia	Army	FORT MYER	Infantry Company Operations Facilities (Grow the Force)		8,400	8,400	8,400
Virginia	Army	FORT MYER	Barracks (Grow the Force)		12,400	12,400	12,400
Virginia	Navy	CHESAPEAKE	MOBILE USER OBJECTIVE SYSTEM INSTALLATION	8,450	8,450	8,450	8,450
Virginia	Navy	NSWC DAHLGREN	ELECTROMAGNETIC LAUNCH RDT&E FACILITY (RAILGUN)	0	10,000	0	10,000
Virginia	Navy	NORFOLK	E2/C2 AIRCREW TRAINING FACILITY	11,510	11,510	11,510	11,510
Virginia	Navy	NORFOLK	MH-60S HANGER & AIRFIELD IMPROVEMENTS	53,850	53,850	53,850	53,850
Virginia	Navy	NORFOLK	JOINT FORCES COMMAND HQ FACILITY - BUILDING 1		0	14,200	14,200
Virginia	Navy	QUANTICO	STUDENT QUARTERS - TBS (PHASE 2)	26,680	26,680	26,680	26,680
Virginia	Navy	QUANTICO	BEQ - MSG BATTALION HEADQUARTERS	18,839	18,839	18,839	18,839
Virginia	Navy	QUANTICO	Warfare Programs Support Center (Grow the Force)		5,000	5,000	5,000
Virginia	SOCOM	DAM NECK	SOF OPERATIONAL TRAINING FACILITY	14,000	14,000	14,000	14,000
Virginia	SOCOM	DAM NECK	SOF OPERATIONS FACILITY	94,500	94,500	94,500	47,250
Virginia	SOCOM	NAS OCEANA DAM NECK	PARACHUTE DRYING FACILITY	0	5,300	0	5,300
Virginia	DLA	FORT BELVOIR	ENTRANCE GATE SECURITY ENHANCEMENTS	5,000	5,000	5,000	5,000
Virginia	SOCOM	LITTLE CREEK	SOF SPECIAL BOAT TEAM OPERATIONS FACILITY	14,000	14,000	14,000	14,000
Virginia	SOCOM	LITTLE CREEK	SOF SEAL TEAM OPS AND SUPPORT FACILITY	34,000	34,000	34,000	34,000
Virginia	SOCOM	LITTLE CREEK	SOF HEADQUARTERS FACILITY	51,000	51,000	51,000	0
Virginia	TMA	NORFOLK	ENVIORNMENTAL PREVENTIVE MEDICINE UNIT 2 REPL	6,450	6,450	6,450	6,450
Virginia	WHS	PENTAGON	PENTAGON RESERVATION ELECTRICAL UPGRADES	18,531	18,531	0	0
Virginia	Army NG	FORT PICKETT	COMBAT PISTOL QUALIFICATION COURSE	1,050	1,050	1,050	1,050
Virginia	Army NG	FORT PICKETT	Regional Training Institute Phase 1 (Grow the Force)		25,000	25,161	25,161
Virginia	Army NG	WINCHESTER	FIELD MAINTENANCE SHOP		0	3,113	3,113
Virginia	Naval Res	QUANTICO	RESERVE CENTER ADDITIONS	2,410	2,410	2,410	2,410
Washington	Army	FORT LEWIS	INDOOR RANGE	5,000	5,000	5,000	5,000
Washington	Army	FORT LEWIS	BRIGADE COMPLEX, INCREMENT 2	102,000	102,000	102,000	102,000

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State/ Country	Service/ Agency	Installation	Project Title	FY2008 Budget Request	House Authorized	Senate Authorized	Conference Authorized
Washington	Army	FORT LEWIS	Railroad Yard Upgrade (Grow the Force)		14,600	14,600	14,600
Washington	Army	FORT LEWIS	Barracks (Grow the Force)		32,000	32,000	32,000
Washington	Army	FORT LEWIS	EOD/Eng/Med/MP Unit Operations Facilities (Grow the Force)		62,000	62,000	62,000
Washington	Army	FORT LEWIS	Battlefield Surveil Bde Unit Ope Facilities (Grow the Force)		51,000	51,000	51,000
Washington	Army	FORT LEWIS	FUELING FACILITY	0	3,300	0	3,300
Washington	Army	FORT LEWIS	Child Development Center (PN 63837)		0	0	10,600
Washington	Army	YAKIMA	DIGITAL MULTIPURPOSE RANGE COMPLEX	29,000	29,000	29,000	29,000
Washington	Navy	BANGOR	LIMITED AREA PROD & STORAGE COMPLEX INCR IV	39,750	39,750	39,750	39,750
Washington	Navy	BREMERTON	BEQ HOMEPORT ASHORE INCREMENT II	47,240	47,240	47,240	47,240
Washington	Navy	BREMERTON	CVN MAINTENANCE PIER REPLACEMENT	91,070	91,070	91,070	91,070
Washington	Navy	BREMERTON	MISSILE ASSEMBLY BUILDING 3	28,690	28,690	28,690	28,690
Washington	Navy	NAVAL STATION EVERETT	FLEET REGION READINESS CENTER		0	10,940	10,940
Washington	Navy	Kitsap NB	Ocean Engineering Support Facility		0	0	6,130
Washington	Navy	WHIDBEY ISLAND	EA-18G FACILITY IMPROVEMENTS	23,910	23,910	23,910	23,910
Washington	Navy	WHIDBEY ISLAND	INDOOR AIRCRAFT WASHRACK	0	10,600	0	10,610
Washington	Air Force	FAIRCHILD AFB	PHYSIOLOGICAL TRAINING FACILITY	0	6,200	0	6,200
Washington	SOCOM	FORT LEWIS	SOF SUPPORT BATTALION COMPLEX	30,000	30,000	30,000	30,000
Washington	SOCOM	FORT LEWIS	SOF BATTALION OPS COMPLEX	47,000	47,000	47,000	47,000
Washington	TMA	FORT LEWIS	MEDICAL/DENTAL CLINIC	21,000	21,000	21,000	21,000
West Virginia	Army NG	CAMP DAWSON	MODIFIED RECORD FIRE RANGE	4,500	4,500	4,500	4,500
West Virginia	Army NG	CAMP DAWSON	Multipurpose Building		0	0	4,900
West Virginia	Air Guard	EWV REG APT-SHEPHERD	C-5 FUEL CELL MAINT HANGAR AND SHOPS	26,000	26,000	26,000	26,000
West Virginia	Air Guard	EWV REG APT-SHEPHERD	C-5 FINAL INFRASTRUCTURE UPGRADE	5,176	5,176	5,176	5,176
West Virginia	Air Guard	EWV REG APT-SHEPHERD	C-5 SQUADRON OPERATIONS FACILITY	7,600	7,600	7,600	7,600
West Virginia	Air Guard	EWV REG APT-SHEPHERD	C-5 PARKING APRON ADD/UPGRADE RUNWAY		0	12,000	12,000
West Virginia	Air Guard	YEAGER	AIRCRAFT MAINTENANCE HANGAR		0	17,300	17,300
Wisconsin	Air Guard	TRUAX FIELD	FIRE/CRASH RESCUE STATION		0	7,300	7,000
Wisconsin	Army Res	ELLSWORTH	ARMY RESERVE CENTER/LAND	9,100	9,100	9,100	9,100
Wisconsin	Army Res	FORT MCCOY	REGIONAL MEDICAL TRAINING FACILITY	8,523	8,523	8,523	6,523
Wyoming	Air Force	F. E. WARREN AFB	RENOVATE HISTORIC DORMITORIES	14,600	14,600	14,600	14,600

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Wyoming	Army NG	CAMP GUERNSEY	QUALIFICATION TRAINING RANGE	2,650	2,650	2,650	2,650
					0	0	
Afghanistan	Army	BAGRAM AB	ADMINISTRATIVE BUILDING (Transfer to Title XXIX)	13,800	13,800	0	13,800
Bahrain	Navy	NSA BAHRAIN	WATERFRONT DEVELOPMENT PHASE 1	35,500	35,500	35,500	35,500
Bahrain	SOCOM	NSA BAHRAIN	SOF OPERATIONS FACILITY	19,000	19,000	19,000	19,000
Belgium	DODEA	CASTEU	BRUSSELS AMERCIAN SCHOOL ADDITION	5,992	5,992	5,992	5,992
Bulgaria	Army	NEVO SELO FOS	BASE CAMP	61,000	61,000	61,000	61,000
Diego Garcia	Navy	DIEGO GARCIA	SEWAGE LAGOON, AIR OPS	7,150	7,150	7,150	7,150
Djibouti	Navy	CAMP LEMONIER	FUEL FARM	4,000	4,000	4,000	4,000
Djibouti	Navy	CAMP LEMONIER	WESTERN TAXIWAY	2,900	2,900	2,900	2,900
Djibouti	Navy	CAMP LEMONIER	FULL LENGTH TAXIWAY	15,490	15,490	15,490	15,490
Germany	Army	GRAFENWOEHR	BRIGADE COMPLEX-MAINTENANCE/OPERATIONS	34,000	34,000	34,000	34,000
Germany	Army	GRAFENWOEHR	BRIGADE COMPLEX-MAINTENANCE/OPERATIONS	28,000	28,000	28,000	28,000
Germany	Air Force	RAMSTEIN AB	SMALL DIAMETER BOMB FACILITIES PHASE 2	6,260	6,260	6,260	6,260
Germany	Air Force	RAMSTEIN AB	JOINT MOBILITY PROCESSING CENTER	24,000	24,000	24,000	24,000
Germany	Air Force	RAMSTEIN AB	DORMITORY - 128 RM	14,949	14,949	14,949	14,949
Germany	Air Force	RAMSTEIN AB	FIRE TRAINING FACILITY	3,000	3,000	3,000	3,000
Germany	DODEA	RAMSTEIN AB	RAMSTEIN INTERMEDIATE SCHOOL ADDITION	5,393	5,393	5,393	5,393
Germany	TMA	SPANGDAHLEM AB	MEDICAL CLINIC REPLACEMENT	30,100	30,100	30,100	30,100
Germany	DODEA	WEISBADEN	HAINERBER ES/WEIS MS ADDITION	5,093	5,093	5,093	5,093
Germany	DODEA	WEISBADEN	H.H. ARNOLD HS ADDITION	15,379	15,379	15,379	15,379
Guam	Navy	NAVAL BASE GUAM	KILO WHARF EXTENSION	101,828	51,828	101,828	50,916
Guam	Navy	NAVAL BASE GUAM	HARDEN BASE ELECTRICAL SYSTEMS	59,420	59,420	59,420	59,420
Guam	Navy	NAVAL BASE GUAM	WASTEWATER TREATMENT PLANT REPAIRS & UPGRADE	40,870	40,870	40,870	40,870
Guam	Navy	NAVAL BASE GUAM	FITNESS CENTER GUAM	45,250	45,250	39,950	45,250
Guam	Navy	NAVAL BASE GUAM	POTABLE WATER DISTRIBUTION SYSTEM PHASE 1	31,450	31,450	31,450	31,450
Guam	Air Force	ANDERSEN AFB	UPGRADE NW FIELD INFRASTRUCTURE	10,000	10,000	10,000	10,000
Guam	Air Force	ANDERSEN AFB	TECHNICAL TRAINING FACILITY	0	5,800	0	5,818
Honduras	Army	SOTO CANO AIR BASE	DINING FACILITY	2,550	2,550	2,550	2,550
Italy	Army	VICENZA	BRIGADE COMPLEX-OPERATIONS SPT FACILITY (INCR 1)	87,000	87,000	50,000	11,400

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State/ Country	Service/ Agency	Installation	Project Title	FY2008 Budget Request	House Authorized	Senate Authorized	Conference Authorized
Italy	Army	AVIANO AIR BASE	AIRBORNE EQUIPMENT/PARACHUTE SHOP		0	0	12,100
Italy	Army	VICENZA	BRIGADE COMPLEX-BARRACKS/COMMUN FAC (INCR 1)	86,000	86,000	50,000	22,500
Japan	Navy	YOKOSUKA	WHARF UPGRADES (INCREMENT 3)	8,750	8,750	8,750	8,750
Korea	Army	CAMP HUMPHREYS	BARRACKS COMPLEX	22,000	22,000	22,000	22,000
Korea	Army	CAMP HUMPHREYS	BARRACKS COMPLEX	35,000	35,000	35,000	35,000
Qatar	Air Force	AL UDEID AIR BASE	MULTI AIRCRAFT MAINTENANCE HANGAR	22,300	22,300	22,300	22,300
Qatar	SOCOM	AL UDEID AIR BASE	SOF OPERATIONS COMPLEX	18,908	18,908	18,908	18,908
Qatar	SOCOM	AL UDEID AIR BASE	SOF AIRCRAFT PARKING RAMP	18,515	18,515	18,515	18,515
Qatar	SOCOM	AL UDEID AIR BASE	SOF VEHICLE MAINTENANCE FACILITY	3,507	3,507	3,507	3,507
Qatar	SOCOM	AL UDEID AIR BASE	SOF STORAGE FACILITY	3,590	3,590	3,590	3,590
Qatar	SOCOM	AL UDEID AIR BASE	SOF AIR OPERATIONS CENTER	8,332	8,332	8,332	8,332
Romania	Army	MIHAIL KOGALNICEANU FOB	BASE CAMP, PHASE 2	12,600	12,600	12,600	12,600
Spain	Air Force	MORON	TACT LEADERSHIP PROGRAM DORM (400 RM)	1,800	1,800	1,800	1,800
United Kingdom	Air Force	MENWITH HILL STATION	POWER AVAIL & INFRASTRUC IMPROVEMENTS	10,000	10,000	10,000	10,000
United Kingdom	Air Force	MENWITH HILL STATION	ADAL OPS AND TECHNICAL FACILITY	31,000	31,000	31,000	31,000
United Kingdom	Air Force	RAF LAKENHEATH	SMALL DIAMETER BOMB - STORAGE IGLOO	1,800	1,800	1,800	1,800
United Kingdom	Air Force	RAF LAKENHEATH	F-15C SQUAD OPS/AMU	15,500	15,500	15,500	15,500
Classified	Air Force	CLASSIFIED LOCATION	CLASSIFIED MILCON PROJECT	1,500	1,500	1,500	1,500
Classified	Air Force	CLASSIFIED LOCATION	SPECIAL EVALUATION PROGRAM	9,889	9,889	9,889	9,889
Classified	Air Force	CLASSIFIED LOCATION	SPECIAL EVALUATION PROGRAM	4,051	4,051	4,051	2,439
Worldwide	SOCOM	UNSPECIFIED WORLDWIDE	CLASSIFIED	1,887	1,887	1,887	1,887
Worldwide	Navy	VARIOUS WORLDWIDE	WHARF UTILITIES UPGRADE	8,900	8,900	8,900	8,900
					0	0	
					0	0	
Worldwide	Army	UNSPECIFIED WORLDWIDE	GROWING THE FORCE	1,608,129	0	0	0
Worldwide	Army	UNSPECIFIED WORLDWIDE	MINOR CONSTRUCTION	23,000	27,200	23,000	25,900
Worldwide	Army	UNSPECIFIED WORLDWIDE	HOST NATION SUPPORT	23,000	23,000	23,000	23,000
Worldwide	Army	UNSPECIFIED WORLDWIDE	PLANNING & DESIGN (Other)	75,468	74,068	78,468	66,504
Worldwide	Army	UNSPECIFIED WORLDWIDE	PLANNING & DESIGN (GROW THE FORCE)	383,000	232,479	232,479	232,479

FY2008 MILITARY CONSTRUCTION AUTHORIZATIONS

State/ Country	Service/ Agency	Installation	Project Title	FY2008 Budget Request	House Authorized	Senate Authorized	Conference Authorized
Worldwide	Army	UNSPECIFIED WORLDWIDE	UNDISTRIBUTED INCREASE	0	0	0	0
Worldwide	Navy	UNSPECIFIED WORLDWIDE	GROWING THE FORCE FACILITIES	361,120	0	0	0
Worldwide	Navy	VARIOUS WORLDWIDE	HOST NATION INFRASTRUCTURE	2,700	2,700	2,700	2,700
Worldwide	Navy	UNSPECIFIED WORLDWIDE	UNSPECIFIED MINOR CONSTRUCTION	10,000	10,000	10,000	10,000
Worldwide	Navy	VARIOUS WORLDWIDE	PLANNING AND DESIGN (Other)	88,375	89,275	90,375	91,225
Worldwide	Navy	VARIOUS WORLDWIDE	PLANNING & DESIGN (Grow the Force)	21,792	21,792	21,792	21,792
Worldwide	Navy	UNSPECIFIED WORLDWIDE	UNDISTRIBUTED INCREASE	0	0	0	0
Worldwide	Navy	UNSPECIFIED WORLDWIDE	Planning and Design (Transfer from Title XXIX)		0	7,491	0
Worldwide	Air Force	UNSPECIFIED WORLDWIDE	MINOR CONSTRUCTION	15,000	15,000	15,000	15,000
Worldwide	Air Force	UNSPECIFIED WORLDWIDE	PLANNING AND DESIGN	2,200	2,200	2,200	2,200
Worldwide	Air Force	UNSPECIFIED WORLDWIDE	PLANNING AND DESIGN	49,387	59,887	58,903	41,521
Worldwide	Air Force	UNSPECIFIED WORLDWIDE	UNDISTRIBUTED INCREASE	0	0	0	0
Worldwide	TMA	UNSPECIFIED WORLDWIDE	MINOR CONSTRUCTION	3,499	3,499	3,499	3,499
Worldwide	TMA	VARIOUS WORLDWIDE	PLANNING AND DESIGN	69,000	69,000	69,000	69,130
Worldwide	SOCOM	VARIOUS WORLDWIDE	UNSPECIFIED MINOR CONSTRUCTION	3,693	3,693	3,693	3,693
Worldwide	SOCOM	VARIOUS WORLDWIDE	PLANNING AND DESIGN	19,679	19,679	19,679	20,390
Worldwide	DODEA	UNSPECIFIED WORLDWIDE	UNSPECIFIED MINOR CONSTRUCTION	666	666	666	666
Worldwide	DODEA	UNSPECIFIED WORLDWIDE	PLANNING AND DESIGN	3,400	3,400	3,400	3,400
Worldwide	NSA	UNSPECIFIED WORLDWIDE	NSA PLANNING AND DESIGN	26,749	26,749	26,749	26,749
Worldwide	TJS	UNSPECIFIED WORLDWIDE	UNSPECIFIED MINOR CONSTRUCTION	8,753	8,753	8,753	8,753
Worldwide	DLA	VARIOUS WORLDWIDE	UNSPECIFIED MINOR CONSTRUCTION (S)	4,100	4,100	4,100	4,100
Worldwide	UNDD	UNSPECIFIED WORLDWIDE	ENERGY CONSERVATION IMPROVEMENT PROGRAM	70,000	70,000	70,000	70,000
Worldwide	UNDD	UNSPECIFIED WORLDWIDE	CONTINGENCY CONSTRUCTION	10,000	10,000	10,000	5,000
Worldwide	UNDD	UNSPECIFIED WORLDWIDE	UNSPECIFIED MINOR CONSTRUCTION	3,000	3,000	3,000	3,000
Worldwide	UNDD	UNSPECIFIED WORLDWIDE	PLANNING AND DESIGN	35,900	28,500	35,900	35,900
Worldwide	UNDD	UNSPECIFIED WORLDWIDE	UNDISTRIBUTED INCREASE	0	0	0	0
Worldwide	NATO	NATO SECURITY INVEST PROGI	NATO SECURITY INVESTMENT PROGRAM	201,400	201,400	201,400	201,400
Worldwide	Army NG	UNSPECIFIED WORLDWIDE	GROWING THE FORCE	77,000	0	0	0
Worldwide	Army NG	UNSPECIFIED WORLDWIDE	UNSPECIFIED MINOR CONSTRUCTION	8,700	10,700	8,700	18,064
Worldwide	Army NG	UNSPECIFIED WORLDWIDE	PLANNING AND DESIGN (Other)	26,841	38,241	33,598	47,293

FY2006 MILITARY CONSTRUCTION AUTHORIZATIONS

State/ Country	Service/ Agency	Installation	Project Title	FY2006 Budget Request	House Authorized	Senate Authorized	Conference Authorized
Worldwide	Army NG	UNSPECIFIED WORLDWIDE	PLANNING AND DESIGN (Grow the Force)	17,000	17,000	17,000	17,000
Worldwide	Army NG	UNSPECIFIED WORLDWIDE	UNDISTRIBUTED INCREASE	0	0	0	0
Worldwide	Air Guard	UNSPECIFIED WORLDWIDE	UNSPECIFIED MINOR CONSTRUCTION	6,500	6,500	6,500	8,900
Worldwide	Air Guard	UNSPECIFIED WORLDWIDE	PLANNING & DESIGN	7,965	10,285	8,965	9,085
Worldwide	Air Guard	UNSPECIFIED WORLDWIDE	UNDISTRIBUTED INCREASE	0	0	0	0
Worldwide	Army Res	UNSPECIFIED WORLDWIDE	UNSPECIFIED MINOR CONSTRUCTION	3,000	3,000	3,000	3,000
Worldwide	Army Res	UNSPECIFIED WORLDWIDE	PLANNING AND DESIGN	10,958	11,658	10,958	11,633
Worldwide	Army Res	UNSPECIFIED WORLDWIDE	UNDISTRIBUTED INCREASE	0	0	0	0
Worldwide	Naval Res	UNSPECIFIED WORLDWIDE	PLANNING AND DESIGN	2,219	3,019	2,219	2,529
Worldwide	Naval Res	UNSPECIFIED WORLDWIDE	UNDISTRIBUTED INCREASE	0	0	0	0
Worldwide	AF Res	VARIOUS WORLDWIDE	UNSPECIFIED MINOR CONSTRUCTION	4,909	4,909	4,909	4,909
Worldwide	AF Res	VARIOUS WORLDWIDE	PLANNING AND DESIGN	3,500	4,500	3,500	5,300
Worldwide	AF Res	UNSPECIFIED WORLDWIDE	UNDISTRIBUTED INCREASE	0	0	0	0
Utah	Army	DUGWAY PROVING GROUNDS	REPLACEMENT CONSTRUCTION PHASE I		5,000	0	5,000
Germany	Army	ANSBACH	FAMILY HOUSING REPLACEMENT CONSTRUCTION	52,000	52,000	52,000	52,000
Worldwide	Army	UNSPECIFIED WORLDWIDE	CONSTRUCTION IMPROVEMENTS	99,400	99,400	99,400	99,400
Worldwide	Army	UNSPECIFIED WORLDWIDE	CONSTRUCTION IMPROVEMENTS (Grow the Force)	266,000	266,000	0	0
Colorado	Army	FORT CARSON	Family Housing Privatization (Grow the Force)		0	98,300	98,300
North Carolina	Army	FORT BRAGG	Family Housing Privatization (Grow the Force)		0	59,400	59,400
Texas	Army	FORT BLISS	Family Housing Privatization (Grow the Force)		0	35,600	35,600
Washington	Army	FORT LEWIS	Family Housing Privatization (Grow the Force)		0	72,700	72,700
Worldwide	Army	UNSPECIFIED WORLDWIDE	FAMILY HOUSING P&D	2,000	2,000	2,000	2,000
Worldwide	Army	UNSPECIFIED WORLDWIDE	UTILITIES ACCOUNT	145,366	145,366	145,366	145,366
Worldwide	Army	UNSPECIFIED WORLDWIDE	OPERATIONS	128,289	128,289	128,289	128,289
Worldwide	Army	UNSPECIFIED WORLDWIDE	OPERATIONS (Grow the Force)	11,000	0	11,000	11,000
Worldwide	Army	UNSPECIFIED WORLDWIDE	General Reduction	0	0	0	-11,000
Worldwide	Army	UNSPECIFIED WORLDWIDE	SERVICES ACCOUNT	0	0	0	0
Worldwide	Army	UNSPECIFIED WORLDWIDE	MANAGEMENT ACCOUNT	0	0	0	0
Worldwide	Army	UNSPECIFIED WORLDWIDE	MISCELLANEOUS ACCOUNT	0	0	0	0

FY2008 MILITARY CONSTRUCTION AUTHORIZATIONS

State/ Country	Service/ Agency	Installation	Project Title	FY2008 Budget Request	House Authorized	Senate Authorized	Conference Authorized
Worldwide	Army	UNSPECIFIED WORLDWIDE	FURNISHINGS ACCOUNT	0	0	0	0
Worldwide	Army	UNSPECIFIED WORLDWIDE	LEASING	206,129	206,129	206,129	206,129
Worldwide	Army	UNSPECIFIED WORLDWIDE	MAINTENANCE OF REAL PROPERTY	215,585	215,585	215,585	215,585
Worldwide	Army	UNSPECIFIED WORLDWIDE	PRIVATIZATION SUPPORT COSTS	35,694	35,694	35,694	35,694
Worldwide	Army	UNSPECIFIED WORLDWIDE	PRIVATIZATION SUPPORT COSTS (Grow the Force)	857	857	857	857
California	Navy	TWENTYNINE PALMS	Air Conditioning, Vista Del Sol		0	0	4,800
Guam	Navy	GUAM	REPLACE GUAM OLD APRA PHASE II, MARIANAS	57,167	57,167	47,167	47,167
Worldwide	Navy	UNSPECIFIED WORLDWIDE	USMC GROUND FORCES AUGMENTATION	75,000	75,000	75,000	75,000
Worldwide	Navy	UNSPECIFIED WORLDWIDE	USMC FAMILY HOUSING (Grow the Force)	0	0	0	0
Worldwide	Navy	UNSPECIFIED WORLDWIDE	IMPROVEMENTS	162,990	162,990	162,990	162,990
California	Navy	CAMP PENDLETON	Improvements (Transfer from Title XXIX)		0	10,692	0
California	Navy	TWENTYNINE PALMS	Improvements (Transfer from Title XXIX)		0	1,074	0
Worldwide	Navy	UNSPECIFIED WORLDWIDE	DESIGN	3,172	3,172	3,172	3,172
Worldwide	Navy	UNSPECIFIED WORLDWIDE	UTILITIES ACCOUNT	41,802	41,802	41,802	41,802
Worldwide	Navy	UNSPECIFIED WORLDWIDE	FURNISHINGS ACCOUNT	14,962	14,962	14,962	14,962
Worldwide	Navy	UNSPECIFIED WORLDWIDE	MANAGEMENT ACCOUNT	59,422	59,422	59,422	59,422
Worldwide	Navy	UNSPECIFIED WORLDWIDE	MISCELLANEOUS ACCOUNT	640	640	640	640
Worldwide	Navy	UNSPECIFIED WORLDWIDE	SERVICES ACCOUNT	13,155	13,155	13,155	13,155
Worldwide	Navy	UNSPECIFIED WORLDWIDE	LEASING	141,757	141,757	141,757	141,757
Worldwide	Navy	UNSPECIFIED WORLDWIDE	MAINTENANCE OF REAL PROPERTY	70,678	70,678	70,678	70,678
Worldwide	Navy	UNSPECIFIED WORLDWIDE	PRIVATIZATION SUPPORT COSTS	28,988	28,988	28,988	28,988
Germany	Air Force	RAMSTEIN AB	REPLACE FAMILY HOUSING (117 UNITS)	56,275	56,275	56,275	56,275
Worldwide	Air Force	UNSPECIFIED WORLDWIDE	CONSTRUCTION IMPROVEMENTS	294,211	294,211	294,211	259,211
Worldwide	Air Force	UNSPECIFIED WORLDWIDE	CLASSIFIED PROJECT	51	51	51	51
Worldwide	Air Force	UNSPECIFIED WORLDWIDE	PLANNING AND DESIGN	12,210	12,210	12,210	12,210
Worldwide	Air Force	UNSPECIFIED WORLDWIDE	UTILITIES ACCOUNT	100,178	100,178	100,178	100,178
Worldwide	Air Force	UNSPECIFIED WORLDWIDE	MANAGEMENT ACCOUNT	1,534	1,534	1,534	1,534
Worldwide	Air Force	UNSPECIFIED WORLDWIDE	MANAGEMENT ACCOUNT	55,202	55,202	55,202	55,202
Worldwide	Air Force	UNSPECIFIED WORLDWIDE	SERVICES ACCOUNT	20,673	20,673	20,673	20,673
Worldwide	Air Force	UNSPECIFIED WORLDWIDE	FURNISHINGS ACCOUNT	43,472	43,472	43,472	43,472

FY2008 MILITARY CONSTRUCTION AUTHORIZATIONS

State/ Country	Service/ Agency	Installation	Project Title	FY2008 Budget Request	House Authorized	Senate Authorized	Conference Authorized
Worldwide	Air Force	UNSPECIFIED WORLDWIDE	MISCELLANEOUS ACCOUNT	1,960	1,960	1,960	1,960
Worldwide	Air Force	UNSPECIFIED WORLDWIDE	LEASING ACCOUNT	1,485	1,485	1,485	1,485
Worldwide	Air Force	UNSPECIFIED WORLDWIDE	LEASING ACCOUNT	112,909	112,909	112,909	112,909
Worldwide	Air Force	UNSPECIFIED WORLDWIDE	MAINTENANCE ACCOUNT	2,097	2,097	2,097	2,097
Worldwide	Air Force	UNSPECIFIED WORLDWIDE	MAINTENANCE (RMPA & RMPC)	296,368	296,368	296,368	296,368
Worldwide	Air Force	UNSPECIFIED WORLDWIDE	DEBT ACCOUNT	1	1	1	1
Worldwide	Air Force	UNSPECIFIED WORLDWIDE	HOUSING PRIVATIZATION	52,458	52,458	52,458	52,458
Worldwide	DLA	UNSPECIFIED WORLDWIDE	UTILITIES ACCOUNT	445	445	445	445
Worldwide	NSA	UNSPECIFIED WORLDWIDE	FURNISHINGS ACCOUNT	34	34	34	34
Worldwide	DIA	UNSPECIFIED WORLDWIDE	FURNISHINGS ACCOUNT	4,274	4,274	4,274	4,274
Worldwide	DLA	UNSPECIFIED WORLDWIDE	FURNISHINGS ACCOUNT	104	104	104	104
Worldwide	DLA	UNSPECIFIED WORLDWIDE	SERVICES ACCOUNT	49	49	49	49
Worldwide	DLA	UNSPECIFIED WORLDWIDE	MANAGEMENT ACCOUNT	410	410	410	410
Worldwide	NSA	UNSPECIFIED WORLDWIDE	LEASING	10,534	10,534	10,534	10,534
Worldwide	DIA	UNSPECIFIED WORLDWIDE	LEASING	32,662	32,662	32,662	32,662
Worldwide	NSA	UNSPECIFIED WORLDWIDE	MAINTENANCE OF REAL PROPERTY	70	70	70	70
Worldwide	DLA	UNSPECIFIED WORLDWIDE	MAINTENANCE OF REAL PROPERTY	266	266	266	266
Worldwide	UNDD	UNSPECIFIED WORLDWIDE	FAMILY HOUSING IMPROVEMENT FUND	500	500	500	500

FY2006 MILITARY CONSTRUCTION AUTHORIZATIONS

State/ Country	Service/ Agency	Installation	Project Title	FY2006 Budget Request	House Authorized	Senate Authorized	Conference Authorized
Worldwide	BRAC - Army	UNSPECIFIED WORLDWIDE	BASE REALIGNMENT & CLOSURE IV, ARMY	73,716	73,716	73,716	98,716
Worldwide	BRAC - Navy	UNSPECIFIED WORLDWIDE	BASE REALIGNMENT & CLOSURE IV, NAVY	0	10,000	0	50,000
Worldwide	BRAC - AF	UNSPECIFIED WORLDWIDE	BASE REALIGNMENT & CLOSURE IV, AIR FORCE	143,260	143,260	143,260	143,260
Worldwide	BRAC - DOD	UNSPECIFIED WORLDWIDE	BASE REALIGNMENT & CLOSURE IV, UNSPECIFIED	0	0	0	0
Worldwide	BRAC - DLA	UNSPECIFIED WORLDWIDE	BASE REALIGNMENT & CLOSURE IV, DEFENSE AG	3,713	3,713	3,713	3,713
Worldwide	BRAC - Army	UNSPECIFIED WORLDWIDE	BASE REALIGNMENT & CLOSURE V, ARMY	4,015,746	4,015,746	4,015,746	4,015,746
Worldwide	BRAC - Navy	UNSPECIFIED WORLDWIDE	BASE REALIGNMENT & CLOSURE V, NAVY	733,695	733,695	733,695	733,695
Worldwide	BRAC - AF	UNSPECIFIED WORLDWIDE	BASE REALIGNMENT & CLOSURE V, AIR FORCE	1,183,812	1,183,812	1,183,812	1,183,812
Worldwide	BRAC - DW	UNSPECIFIED WORLDWIDE	BASE REALIGNMENT & CLOSURE V, DEFENSE AG	2,241,062	2,241,062	2,241,062	2,241,062
Worldwide	BRAC - DW	UNSPECIFIED WORLDWIDE	BRAC 2005 General Reduction DOD-Wide		0	0	-133,914
			SUBTOTAL FY2006 AUTHORIZATIONS	21,165,182	21,164,322	21,784,472	21,533,574
Alaska	AF Res	ELMENDORF AFB	C-17 HANGAR, FY2006 PRIOR YEAR SAVINGS (Section 2606)	0	0	-3,100	-3,100
			TOTAL TITLES XXI-XXVII	21,165,182	21,164,322	21,781,372	21,530,474

LEGISLATIVE PROVISIONS ADOPTED

Short title (sec. 2001)

The House bill contained a provision (sec. 2001) that would designate Division B of this Act as the Military Construction Authorization Act for Fiscal Year 2008.

The Senate amendment contained an identical provision (sec. 2001).

The conference agreement includes this provision.

Expiration of authorizations and amounts required to be specified by law (sec. 2002)

The House bill contained a provision (sec. 2701) that would establish the expiration date for authorizations in this Act for military construction projects, repair of real property, land acquisition, family housing projects, and contributions to the North Atlantic Treaty Organization infrastructure program, as of October 1, 2010, or the date of enactment of an act authorizing funds for military construction for fiscal year 2011, whichever is later.

The Senate amendment contained a similar provision (sec. 2802).

The House recedes.

LEGISLATIVE PROVISION NOT ADOPTED

Effective date

The House bill contained a provision (sec. 2704) that would provide that titles XXI, XXII, XXIII, XXIV, XXV, and XXVI of this Act shall take effect on October 1, 2007, or the date of enactment of this Act, whichever is later.

The Senate amendment contained an identical provision (sec. 2801).

Because the conference report was not adopted prior to October 1, 2007, this provision is no longer required and was not included in the conference agreement.

TITLE XXI—ARMY

BUDGET ITEMS

Summary

The fiscal year 2008 budget request for Army military construction included "placeholders" of $2.4 billion related to facilities to support the administration's "Grow the Force" proposal to increase the size of the Army. On March 30, 2007, the Army provided a detailed breakout and supporting budget justification materials to Congress requesting a specific allocation of these funds. While this was not an official administration budget amendment, the conferees have reviewed this request and included these proposed changes in the conference agreement. These projects are identified in the State list table included in this report.

The conferees have reduced the amounts authorized to be appropriated for fiscal year 2008 for projects for which a substantial amount of the full cost of the project cannot be executed in fiscal

year 2008, including projects to support the stationing of a full brigade complex at Vicenza, Italy, and the funding requested for a new headquarters facility for the U.S. Southern Command in Miami, Florida. The conferees have provided full project authorizations for these projects, and these reductions to the authorization of appropriations were made without prejudice to the projects. The conferees encourage the Army to request the balance of the funding for these projects in the fiscal year 2009 budget.

Funding for a project at Eglin Air Force Base, Florida was eliminated because the project could not be executed in fiscal year 2008 based on the current schedule for the required environmental analysis.

The congressional defense committees and the Department of Defense have traditionally analyzed requirements and funding for mission projects and quality of life projects as important and distinct categories. Two projects requested by the Army blur these distinctions. The first is a headquarters facility for the U.S. Southern Command in Miami, which included funding for a child development center inside the overall project cost for the headquarters. The second is a brigade complex maintenance facility at Fort Drum, New York that combined funding for a dining facility with funding for mission-oriented projects such as vehicle maintenance shops. The conferees have authorized the mission and quality of life elements as separate projects in these cases. However, the conferees direct the Army, and the other elements of the Department of Defense, to refrain from combining mission facilities and quality of life facilities into single project requests in future budget submissions.

The conferees also separately authorized funding requested within a project for Vicenza that is actually intended for a separate installation. The conferees also direct the Department to refrain from including projects at disparate installations in a single project line in the future.

ITEM OF SPECIAL INTEREST

Unspecified minor construction, Army

The conferees agree that of the funds authorized for appropriation for unspecified minor construction for the Army, the following amounts may be made available: Hawthorne Army Depot, Nevada-Wabuska rail spur, $1.4 million; and Camp Rudder, Eglin Air Force Base, Florida, dining facility, $1.5 million.

LEGISLATIVE PROVISIONS ADOPTED

Authorized Army construction and land acquisition projects (sec. 2101)

The House bill contained a provision (sec. 2101) that would authorize military construction projects for the active component of the Army for fiscal year 2008.

The Senate amendment contained a similar provision (sec. 2101).

The conference agreement includes this provision.

The authorized amounts are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table at the beginning of the statement of managers of Division B of this conference report provides the binding list of specific construction projects authorized at each location.

Family housing (sec. 2102)

The House bill contained a provision (sec. 2102) that would authorize new construction and planning and design of family housing units for the Army for fiscal year 2008. It would also authorize funds for facilities that support family housing, including housing management offices and housing maintenance and storage facilities.

The Senate amendment contained a similar provision (sec. 2102).

The Senate recedes.

Improvements to military family housing units (sec. 2103)

The House bill contained a provision (sec. 2103) that would authorize funding for fiscal year 2008 to improve existing Army family housing units.

The Senate amendment contained an identical provision (sec. 2103).

The conference agreement includes this provision.

Authorization of appropriations, Army (sec. 2104)

The House bill contained a provision (sec. 2104) that would authorize appropriations for the active component military construction and family housing projects of the Army for fiscal year 2008. This provision would also provide an overall limit on the cost of the fiscal year 2008 military construction and family housing projects authorized for the active-duty component of the Army.

The Senate amendment contained a similar provision (sec. 2204).

The conference agreement includes this provision.

Termination of authority to carry out fiscal year 2007 Army projects for which funds were not appropriated (sec. 2105)

The Senate amendment contained a provision (sec. 2105) that would repeal the project authorizations and authorization of appropriations for Army military construction projects authorized in fiscal year 2007 for which no funds were appropriated. No appropriations were provided in fiscal year 2007 for projects that were authorized but were not included in the President's original budget request.

The House bill contained no similar provision.

The House recedes.

The entire list of fiscal year 2007 active-component Army projects for which the authorizations would be repealed follows. The conferees have provided new authorizations for some of these projects for fiscal year 2008. Those projects that received new fiscal year 2008 authorizations can be found in the State list of fiscal year 2008 projects contained in this report.

The conferees urge the Department of Defense and the military departments to review any projects on this list that are not authorized and appropriated in fiscal year 2008 and re-insert those projects, if the requirements are still valid, in the fiscal year 2009 future-years defense program.

TERMINATION OF FY2007 AUTHORIZATIONS

Account	Location	Installation	Project Title	FY2007 Budget Request	FY 2007 Conference Authorization	Authorization Amount Terminated
Army	Alabama	Redstone Arsenal	Software Engineering Annex, Phase 2		20,000	20,000
Army	Alabama	Redstone Arsenal	Explosive Cargo Handling Apron		2,300	2,300
Army	Alabama	Redstone Arsenal	Child Development Center		2,000	2,000
Army	Alaska	Fort Wainwright	Railhead Operations Facility		8,800	8,800
Army	California	Fort Irwin	Child Development Center		8,200	8,200
Army	Colorado	Fort Carson	Utility Upgrades, Phase 1		6,800	6,800
Army	Kansas	Fort Riley	Vehicle Inspection/Cargo Processing Facility		10,200	10,200
Army	Kansas	Fort Leavenworth	Child Development Center		8,200	8,200
Army	Kentucky	Fort Campbell	Warrior Rehabilitation/Fitness Center		11,800	11,800
Army	Kentucky	Fort Campbell	Tactical Unmanned Aerial Vehicle Facility		8,100	8,100
Army	Louisiana	Fort Polk	Construct Brigade Facility (4th BDE 10th HQ)		9,800	9,800
Army	Louisiana	Fort Polk	Child Development Center		6,100	6,100
Army	Maryland	Fort Detrick	Research Acquisition Building		12,400	12,400
Army	Maryland	Aberdeen PG	Automotive Technology Evaluation Facility, Ph 1		8,800	8,800
Army	Michigan	Detroit Arsenal	Ground System Power and Energy Lab		18,500	18,500
Army	Missouri	Fort Leonard Wood	Vehicle Maintenance Shop - 58th Trans Bn		10,600	10,600
Army	Missouri	Fort Leonard Wood	Child Development Center		6,900	6,900
Army	New Jersey	Picatinny Arsenal	Armament Integration Facility		9,900	9,900
Army	New York	Fort Drum	Automated Qualification Training Range		9,400	9,400
Army	North Carolina	Fort Bragg	Child Development Center		7,900	7,900
Army	Pennsylvania	Letterkenny Depot	Construct Port Staging Facility		7,500	7,500
Army	Texas	Fort Hood	CH-47 Maintenance Hangar		18,000	18,000
Army	Texas	Corpus Christi Depot	Aircraft Component Maintenance Shop		12,200	12,200
Army	Texas	Fort Bliss	Physical Fitness Center		8,200	8,200
Army	Texas	Red River Depot	Construct Maneuver Sys Sustainment Ctr, Ph 1		6,000	6,000
Army	Virginia	Fort Lee	Deployment Staging Area		4,150	4,150
			Army Authorization Terminations			**242,750**

Technical amendments to Military Construction Authorization Act for Fiscal Year 2007 (sec. 2106)

The Senate amendment contained a provision (sec. 2108) that would make two corrections to the table of project authorizations in section 2101 of the Military Construction Authorization Act for Fiscal Year 2007 (Division B of Public Law 109–364). One amendment would modify the name of a specific location of a project in Romania to reflect a modification of the original plan. This modification was proposed by the Army and understood by the conferees prior to the adoption of the fiscal year 2007 legislation. The second amendment would correct an enrolling error and align the text of the public law with the text of the conference report.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Modification of authority to carry out certain fiscal year 2006 projects (sec. 2107)

The House bill contained a provision (sec. 2105) that would amend section 2101 of the Military Construction Authorization Act for Fiscal Year 2006 (Division B of Public Law 109–163) to increase the project authorizations for Fort Bragg, North Carolina by $7.0 million. This increase was requested by the Department of Defense in its legislative proposal to Congress.

The Senate amendment contained an identical provision (sec. 2106).

The conference agreement includes this provision.

Extension of authorization of certain fiscal year 2005 project (sec. 2108)

The Senate amendment contained a provision (sec. 2107) that would extend the authorization for an Army fiscal year 2005 military construction project at Schofield Barracks, Hawaii, until October 1, 2008, or the date of enactment of an act authorizing funds for military construction for fiscal year 2009, whichever is later.

The House bill contained this extension in a broader provision extending authorizations for certain fiscal year 2005 projects across the Department of Defense (sec. 2702).

The House recedes with a technical amendment.

The conferees note that this extension was requested by the Department of Defense in their legislative proposal to Congress.

Ground lease, SOUTHCOM headquarters facility, Miami-Doral, Florida (sec. 2109)

The Senate amendment contained a provision (sec. 2109) that would require amendments to the existing ground lease agreement between the United States Government and the State of Florida for the land proposed as the site of a new headquarters for the U.S. Southern Command (SOUTHCOM) before the Secretary of the Army could begin construction of the headquarters. The amendment would allow flexibility for the use of this facility by other federal agencies in the event future requirements change, and would require the lease term to extend to 2055 rather than for 20 years.

The House bill contained a similar provision (sec. 2834).

The House recedes.

The conferees understand the State of Florida is willing to make these modifications to the lease agreement.

TITLE XXII—NAVY

BUDGET ITEMS

Summary

The budget request for Navy military construction included "placeholders" of $382.9 million related to facilities to support the administration's "Grow the Force" proposal to increase the size of the Marine Corps. On April 20, 2007, the Navy provided a detailed breakout and supporting budget justification materials to Congress requesting a specific allocation of these funds. While this was not an official administration budget amendment, the conferees have reviewed this request and included these proposed changes in the conference agreement. These projects are identified in the State list table included in this report.

The conferees have reduced the amounts authorized to be appropriated for fiscal year 2008 for projects for which a substantial amount of the full cost of the project cannot be executed in fiscal year 2008, including a submarine magnetic silencing facility at Pearl Harbor, Hawaii, and the Kilo Wharf project in Guam. The conferees have provided full project authorizations for these projects, and these reductions to the authorization of appropriations were made without prejudice to the projects. The conferees encourage the Navy to request the balance of the funding for these projects in the fiscal year 2009 budget.

LEGISLATIVE PROVISIONS ADOPTED

Authorized Navy construction and land acquisition projects (sec. 2201)

The House bill contained a provision (sec. 2201) that would authorize military construction projects for the active component of the Navy and Marine Corps for fiscal year 2008.

The Senate amendment contained a similar provision (sec. 2201).

The conference agreement includes this provision.

The authorized amounts are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table at the beginning of the statement of managers of Division B of this conference report provides the binding list of specific construction projects authorized at each location.

Family housing (sec. 2202)

The House bill contained a provision (sec. 2202) that would authorize new construction and planning and design of family housing units for the Navy for fiscal year 2008. It would also authorize funds for facilities that support family housing, including housing management offices and housing maintenance and storage facilities.

The Senate amendment contained a similar provision (sec. 2202).

The conference agreement includes this provision.

Improvements to military family housing units (sec. 2203)

The House bill contained a provision (sec. 2203) that would authorize funding for fiscal year 2008 to improve existing Navy and Marine Corps family housing units.

The Senate amendment contained an identical provision (sec. 2203).

The conference agreement includes this provision.

Authorization of appropriations, Navy (sec. 2204)

The House bill contained a provision (sec. 2204) that would authorize appropriations for the active component military construction and family housing projects of the Department of the Navy for fiscal year 2008. This provision would also provide an overall limit on the cost of the fiscal year 2008 military construction and family housing projects authorized for the active-duty component of the Navy and Marine Corps.

The Senate amendment contained a similar provision (sec. 2204).

The conference agreement includes this provision.

Termination of authority to carry out fiscal year 2007 Navy projects for which funds were not appropriated (sec. 2205)

The Senate amendment contained a provision (sec. 2205) that would repeal the project authorizations and authorization of appropriations for Navy military construction projects authorized in fiscal year 2007 for which no funds were appropriated. No appropriations were provided in fiscal year 2007 for projects that were authorized but were not included in the President's original budget request.

The House bill contained no similar provision.

The House recedes.

The entire list of fiscal year 2007 active-component Navy projects for which the authorizations would be repealed follows. The conferees have provided new authorizations for some of these projects for fiscal year 2008. Those projects that received new fiscal year 2008 authorizations can be found in the State list of fiscal year 2008 projects contained in this report.

The conferees urge the Department of Defense and the military departments to review any projects on this list that are not authorized and appropriated in fiscal year 2008 and re-insert those projects, if the requirements are still valid, in the fiscal year 2009 future-years defense program.

TERMINATION OF FY2007 AUTHORIZATIONS

Account	Location	Installation	Project Title	FY2007 Budget Request	FY 2007 Conference Authorization	Authorization Amount Terminated
Navy	California	MCB 29 Palms	MOUT Facility, Phase 2		19,000	19,000
Navy	California	NSA Monterey	Global Weather Ops Center Expansion		7,380	7,380
Navy	Connecticut	NSB New London	Waterfront Operations Small Craft Facility		9,580	9,580
Navy	Florida	Cape Canaveral	Engineering Services Facility		9,900	9,900
Navy	Georgia	MCLB Albany	Combat Vehicle Warehouse		4,960	4,960
Navy	Georgia	Blount Island	Waterfront Operations Facility		3,580	3,580
Navy	Hawaii	NSY Pearl Harbor	Dry Dock Ship Support Services		22,000	22,000
Navy	Hawaii	NAVMAG Pearl Harbor	Fire Station		6,010	6,010
Navy	Indiana	NSA Crane	Special Weapons Assessment Facility		6,730	6,730
Navy	Maine	NSY Portsmouth	Drydock #3 Waterfront Support Facility		9,650	9,650
Navy	Mississippi	NAS Meridian	Construct Fire Station		5,870	5,870
Navy	Nevada	NAS Fallon	Improve Range B-20		7,730	7,730
Navy	North Carolina	MCAS Cherry Point	Commercial Power/Cargo Refueling Lane		2,790	2,790
Navy	Rhode Island	NS Newport	Replace Vehicle Bridge, Incr 2"		3,410	3,410
Navy	South Carolina	MCAS Beaufort	Nuclear/Bio/Chem Facility		3,350	3,350
Navy	Virginia	NSA Norfolk	JFCOM Headquarters Building		13,250	13,250
Navy	Virginia	NSWC Dahlgren	Construct Electromagnetic Launch RDT&E Fac		9,850	9,850
Navy	Washington	NAS Whidbey Island	Indoor Aircraft Washrack		9,850	9,850
Navy	Washington	NB Kitsap	Ocean Engineering Support Facility		4,110	4,110
Navy Housing	Worldwide	Unspecified Worldwide	Construction Improvements (29 Palms)	176,446	180,146	3,700
			Navy Authorization Terminations			162,500

Modification of authority to carry out certain fiscal year 2005 project (sec. 2206)

The Senate amendment contained a provision (sec. 2206) that would amend section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2005 (Public Law 108–375) as amended by section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2006 (Public Law 109–163), and further amended by section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2007 (Public Law 109–364), to increase the authorized cost for a project at the Strategic Weapons Facility, Bangor, Washington.

The House bill contained no similar provision.

The House recedes.

The conferees note that this increase was requested by the Department of the Navy.

Repeal of authorization for construction of Navy outlying landing field, Washington County, North Carolina (sec. 2207)

The House bill contained a provision (sec. 2205) that would amend section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2004 (Public Law 108–136), as amended, and section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2005 (Public Law 108–375), as amended, to repeal the authority for construction of an outlying landing field at Washington County, North Carolina.

The Senate amendment contained no similar provision.

The Senate recedes.

The conferees expect the Department of the Navy to request new authorization for an outlying field once a study of the impact to the environment is completed and a site is selected.

TITLE XXIII—AIR FORCE

LEGISLATIVE PROVISIONS ADOPTED

Authorized Air Force construction and land acquisition projects (sec. 2301)

The House bill contained a provision (sec. 2301) that would authorize Air Force military construction projects for fiscal year 2008.

The Senate amendment contained a similar provision (sec. 2301).

The conference agreement includes this provision.

The authorized amounts are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table at the beginning of the statement of managers of Division B of this conference report provides the binding list of specific construction projects authorized at each location.

Family housing (sec. 2302)

The House bill contained a provision (sec. 2302) that would authorize new construction and planning and design of family housing units for the Air Force for fiscal year 2008. It would also authorize funds for facilities that support family housing, including

housing management offices and housing maintenance and storage facilities.

The Senate amendment contained an identical provision (sec. 2302).

The conference agreement includes this provision.

Improvements to military family housing units (sec. 2303)

The House bill contained a provision (sec. 2303) that would authorize funding for fiscal year 2008 to improve existing Air Force family housing units.

The Senate amendment contained an identical provision (sec. 2303).

The conference agreement includes this provision.

Authorization of appropriations, Air Force (sec. 2304)

The House bill contained a provision (sec. 2304) that would authorize appropriations for the active component military construction and family housing projects of the Air Force for fiscal year 2008. This provision would also provide an overall limit on the cost of the fiscal year 2008 military construction and family housing projects authorized for the active-duty component of the Air Force.

The Senate amendment contained a similar provision (sec. 2304).

The conference agreement includes this provision.

Termination of authority to carry out fiscal year 2007 Air Force projects for which funds were not appropriated (sec. 2305)

The Senate amendment contained a provision (sec. 2305) that would repeal the project authorizations and authorization of appropriations for Air Force military construction projects authorized in fiscal year 2007 for which no funds were appropriated. No appropriations were provided in fiscal year 2007 for projects that were authorized but were not included in the President's original budget request.

The House bill contained no similar provision.

The House recedes with an amendment that would provide an exception for projects for which a contract was awarded during fiscal year 2007. The conferees note that this would apply only to a project at Robins Air Force Base, Georgia.

The entire list of fiscal year 2007 active-component Air Force projects for which the authorizations would be repealed follows. The conferees have provided new authorizations for some of these projects for fiscal year 2008. Those projects that received new fiscal year 2008 authorizations can be found in the State list of fiscal year 2008 projects contained in this report.

The conferees urge the Department of Defense and the military departments to review any projects on this list that are not authorized and appropriated in fiscal year 2008 and re-insert those projects, if the requirements are still valid, in the fiscal year 2009 future-years defense program.

TERMINATION OF FY2007 AUTHORIZATIONS

Account	Location	Installation	Project Title	FY2007 Budget Request	FY 2007 Conference Authorization	Authorization Amount Terminated
Air Force	Alaska	Elmendorf AFB	Replace Joint PME Center, Phase 1		12,000	12,000
Air Force	Arizona	Davis-Monthan AFB	Consolidated Mission Support Center		7,200	7,200
Air Force	Arkansas	Little Rock AFB	Multi-Purpose Education Center		9,800	9,800
Air Force	California	Travis AFB	Construct Large Fire/Crash Rescue Station		11,900	11,900
Air Force	Colorado	Peterson AFB	Acquire Land - Command Complex Force Prot		4,900	4,900
Air Force	Delaware	Dover AFB	Construct Precision Measurement Equipmt Lab		4,000	4,000
Air Force	Florida	Eglin AFB	Child Development Center		11,000	11,000
Air Force	Florida	Tyndall AFB	1st Air Force Headquarters Facility, Phase 3		6,400	6,400
Air Force	Georgia	Robins AFB	Construct Software Support Facility, Phase 1		14,000	14,000
Air Force	Georgia	Robins AFB	Construct Software Support Facility, Phase 2#		7,000	7,000
Air Force	Illinois	Scott AFB	Child Development Center		8,200	8,200
Air Force	Kansas	McConnell AFB	Upgrade Ramp Lighting North and South		3,875	3,875
Air Force	Massachusetts	Hanscom AFB	Renovate Acquisition Management Facility		12,400	12,400
Air Force	Missouri	Whiteman AFB	Animal Clinic/SF Kennel Complex		3,800	3,800
Air Force	Montana	Malmstrom AFB	Community Activity Center		5,700	5,700
Air Force	New Jersey	McGuire AFB	Unified Security Forces Operations Facility		13,000	13,000
Air Force	New Mexico	Kirtland AFB	Rescue/Recovery Training Ctr (PJ/CRO)		11,400	11,400
Air Force	North Dakota	Minot AFB	Air Traffic Control Complex, Phase 1		9,000	9,000
Air Force	Oklahoma	Altus AFB	Construct Visiting Quarters		8,000	8,000
Air Force	Oklahoma	Tinker AFB	Electrical Substation		5,700	5,700
Air Force	South Carolina	Charleston AFB	Child Development Center		10,200	10,200
Air Force	South Carolina	Shaw AFB	Air Defense Alert Airfield Pavements		9,300	9,300
Air Force	South Dakota	Ellsworth AFB	Base Water Well		3,000	3,000
Air Force	Texas	Laughlin AFB	Student Officers Quarters, Phase 2		12,600	12,600
Air Force	Texas	Sheppard AFB	Base Operations Ramp, Phase 1		7,000	7,000
Air Force	Utah	Hill AFB	Construct Consolidated ALC Warehouse		10,000	10,000
Air Force	Washington	Fairchild AFB	Physiological Training Facility		4,250	4,250
			Air Force Authorization Terminations			**228,625**

Modification of authority to carry out certain fiscal year 2006 project (sec. 2306)

The House bill contained a provision (sec. 2305) that would amend section 2301 of the Military Construction Authorization Act for Fiscal Year 2006 (Division B of Public Law 109–163) to increase project authorizations for MacDill Air Force Base, Florida by $25.0 million.

The Senate amendment contained a similar provision (sec. 2306).

The Senate recedes.

The conferees note that this increase was requested by the Department of Defense in its legislative proposal to Congress.

Extension of authorizations of certain fiscal year 2005 projects (sec. 2307)

The Senate amendment contained a provision (sec. 2307) that would extend the authorization for several fiscal year 2005 Air Force military construction projects until October 1, 2008, or the date of enactment of an act authorizing funds for military construction for fiscal year 2009, whichever is later.

The House bill contained a similar list of extensions in a broader provision extending authorizations for certain fiscal year 2005 projects across the Department of Defense (sec. 2702).

The House recedes with a technical amendment.

The conferees note that these extensions were requested by the Air Force.

Extension of authorizations of certain fiscal year 2004 projects (sec. 2308)

The Senate amendment contained a provision (sec. 2308) that would extend the authorization for certain fiscal year 2005 Air Force military construction projects until October 1, 2008, or the date of enactment of an act authorizing funds for military construction for fiscal year 2009, whichever is later.

The House bill contained an identical list of extensions in a broader provision extending authorizations for certain fiscal year 2004 projects across the Department of Defense (sec. 2703).

The House recedes with a technical amendment.

The conferees note that these extensions were requested by the Department of Defense in their legislative proposal to Congress.

TITLE XXIV—DEFENSE AGENCIES

BUDGET ITEMS

Summary

The Department of Defense requested funding for chemical demilitarization as a new separate funding title. The conference agreement continues to fund this program in title XXIV, as in previous years.

The conferees have reduced the amounts authorized to be appropriated for fiscal year 2008 for projects for which a substantial amount of the full cost of the project cannot be executed in fiscal

year 2008, including a Special Operations facility at Dam Neck, Virginia, and a Defense Logistics Agency project at Point Loma, California. The conferees have provided full project authorizations for these projects, and these reductions to the authorization of appropriations were made without prejudice to the projects. The conferees encourage the Department to request the balance of the funding for these projects in the fiscal year 2009 budget.

No authorization was provided for a Special Operations Forces headquarters facility at Little Creek, Virginia, based on information from the Commander, United States Special Operations Command, that this project is not required at this time.

LEGISLATIVE PROVISIONS ADOPTED

Authorized defense agencies construction and land acquisition projects (sec. 2401)

The House bill contained a provision (sec. 2401) that would authorize military construction projects for the defense agencies for fiscal year 2008.

The Senate amendment contained a similar provision (sec. 2401).

The conference agreement includes this provision.

The authorized amounts are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table at the beginning of the statement of managers of Division B of this conference report provides the binding list of specific construction projects authorized at each location.

Energy conservation projects (sec. 2402)

The House bill contained a provision (sec. 2402) that would authorize the Secretary of Defense to carry out energy conservation projects.

The Senate amendment contained a similar provision (sec. 2402).

The House recedes with a technical amendment.

Authorization of appropriations, defense agencies (sec. 2403)

The House bill contained a provision (sec. 2404) that would authorize appropriations for the military construction projects of the defense agencies for fiscal year 2008. This provision would also provide an overall limit on the cost of the fiscal year 2008 military construction projects authorized for the defense agencies.

The Senate amendment contained a similar provision (sec. 2403).

The conference agreement includes this provision.

Termination or modification of authority to carry out fiscal year 2007 defense agencies projects (sec. 2404)

The Senate amendment contained a provision (sec. 2404) that would repeal the project authorizations and authorization of appropriations for defense agency military construction projects authorized in fiscal year 2007 for which no funds were appropriated. No appropriations were provided in fiscal year 2007 for projects that

were authorized but were not included in the President's original budget request.

The House bill contained no similar provision.

The House recedes with a technical amendment.

The entire list of fiscal year 2007 defense agency projects for which the authorizations would be repealed follows. The conferees have provided new authorizations for some of these projects for fiscal year 2008. Those projects that received new fiscal year 2008 authorizations can be found in the State list of fiscal year 2008 projects contained in this report.

The conferees urge the Department of Defense to review any projects on this list that are not authorized and appropriated in fiscal year 2008 and re-insert those projects, if the requirements are still valid, in the fiscal year 2009 future-years defense program.

TERMINATION OF FY2007 AUTHORIZATIONS

Account	Location	Installation	Project Title	FY2007 Budget Request	FY 2007 Conference Authorization	Authorization Amount Terminated
Defense Agenci	Mississippi	Stennis Space Center	Riverine and Combat Craft Operations Facility		10,200	10,200
Defense Agenci	North Carolina	Fort Bragg	SOF Communications Training Facility		6,900	6,900
Defense Agenci	Kentucky	Blue Grass Depot	Ammunition Demilitarization Facility, Phase 7	89,157	99,157	10,000
			Defense Agency Authorization Terminations			27,100

Munitions demilitarization facilities, Blue Grass Army Depot, Kentucky, and Pueblo Chemical Activity, Colorado (sec. 2405)

The Senate amendment contained a provision (sec. 2406) that would permit the Secretary of Defense to transfer, subject to certain certifications, authorizations in this Act for military construction for the defense agencies in order to provide additional funds to accelerate the construction of previously authorized facilities for the destruction of chemical weapons at Blue Grass Army Depot, Kentucky, and Pueblo Chemical Activity, Colorado. The amendment would set forth a maximum amount that could be transferred for each facility.

The House bill contained no similar provision.

The House recedes with a technical amendment. The conferees expect any authorizations transferred under the authority of this section to be derived from bid savings, not from the cancellation of other projects.

Extension of authorizations of certain fiscal year 2005 projects (sec. 2406)

The Senate amendment contained a provision (sec. 2405) that would extend the authorization for certain fiscal year 2005 military construction projects until October 1, 2008, or the date of enactment of an act authorizing funds for military construction for fiscal year 2009, whichever is later.

The House bill contained an identical list of extensions in a broader provision extending authorizations for certain fiscal year 2005 projects across the Department of Defense (sec. 2702).

The House recedes with a technical amendment.

LEGISLATIVE PROVISION NOT ADOPTED

Wounded warrior facility support

The House bill contained a provision (sec. 2405) that would reallocate funding in the base closure account to accelerate or enhance medical care facilities related to the establishment of the Walter Reed National Medical Center.

The Senate amendment contained no similar provision.

The House recedes.

The conference outcome is reflected in the tables in this conference report. The conferees note that the elements of this provision were incorporated in the budget amendment submitted by the President on October 22, 2007, and are authorized in title XXIX of this Act.

TITLE XXV—NORTH ATLANTIC TREATY ORGANIZATION SECURITY INVESTMENT PROGRAM

LEGISLATIVE PROVISIONS ADOPTED

Authorized NATO construction and land acquisition projects (sec. 2501)

The House bill contained a provision (sec. 2501) that would authorize the Secretary of Defense to make contributions to the North

Atlantic Treaty Organization (NATO) Security Investment Program in an amount equal to the sum of the amount specifically authorized in section 2502 of this title and the amount of recoupment due to the United States for construction previously financed by the United States.

The Senate amendment contained an identical provision (sec. 2501).

The conference agreement includes this provision.

Authorization of appropriations, NATO (sec. 2502)

The House bill contained a provision (sec. 2502) that would authorize appropriations of $201.4 million for the United States' contribution to the North Atlantic Treaty Organization (NATO) Security Investment Program for fiscal year 2008.

The Senate amendment contained an identical provision (sec. 2502).

The conference agreement includes this provision.

TITLE XXVI—GUARD AND RESERVE FORCES FACILITIES

BUDGET ITEMS

The conference agreement includes specific project authorizations for Guard and reserve projects, in accordance with the longstanding process used for active component construction projects, in addition to the traditional authorization of appropriations for Guard and reserve projects.

ITEMS OF SPECIAL INTEREST

Unspecified minor construction, Army National Guard

The conferees agree that of the funds authorized for appropriation for unspecified minor construction for the Army National Guard, the following amounts may be made available: Marana, Arizona, fire station, Silverbell Army Heliport, $2.0 million; Camp Dodge, Iowa, main entrance, $1.5 million; Camp Perry, Ohio, base engineering, operations, and classroom facility, $1.5 million; Newton Falls, Ohio, training building (#813) alteration, Ravenna Training and Logistics Site, $1.5 million; Kenai, Alaska, add/alter readiness center, $1.4 million; and Northfield, Vermont, billeting, regional readiness tech center, $1.5 million.

Unspecified minor construction, Air National Guard

The conferees agree that of the funds authorized for appropriation for unspecified minor construction for the Air National Guard, the following amounts may be made available: Duluth, Minnesota, replace storage facilities, $1.5 million; and Rapid City, South Dakota, joint force headquarters, $900,000.

LEGISLATIVE PROVISIONS ADOPTED

Authorized Army National Guard construction and land acquisition projects (sec. 2601)

The Senate amendment contained a provision (sec. 2601) that would authorize military construction projects for the Army National Guard for fiscal year 2008.

The House bill contained no similar provision.

The House recedes with an amendment modifying the list of projects authorized in this Act.

The authorized amounts are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table at the beginning of the statement of managers of Division B of this conference report provides the binding list of specific construction projects authorized at each location.

Authorized Army Reserve construction and land acquisition projects (sec. 2602)

The Senate amendment contained a provision (sec. 2602) that would authorize military construction projects for the Army Reserve for fiscal year 2008.

The House bill contained no similar provision.

The House recedes with an amendment modifying the list of projects authorized in this Act.

The authorized amounts are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table at the beginning of the statement of managers of Division B of this conference report provides the binding list of specific construction projects authorized at each location.

Authorized Navy Reserve and Marine Corps Reserve construction and land acquisition projects (sec. 2603)

The Senate amendment contained a provision (sec. 2603) that would authorize military construction projects for the Navy Reserve and Marine Corps Reserve for fiscal year 2008.

The House bill contained no similar provision.

The House recedes with an amendment modifying the list of projects authorized in this Act.

The authorized amounts are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table at the beginning of the statement of managers of Division B of this conference report provides the binding list of specific construction projects authorized at each location.

Authorized Air National Guard construction and land acquisition projects (sec. 2604)

The Senate amendment contained a provision (sec. 2604) that would authorize military construction projects for the Air National Guard for fiscal year 2008.

The House bill contained no similar provision.

The House recedes with an amendment modifying the list of projects authorized in this Act.

The authorized amounts are listed in this provision on an installation-by-installation basis. A State list of projects contained in

the table at the beginning of the statement of managers of Division B of this conference report provides the binding list of specific construction projects authorized at each location.

Authorized Air Force Reserve construction and land acquisition projects (sec. 2605)

The Senate amendment contained a provision (sec. 2605) that would authorize military construction projects for the Air Force Reserve for fiscal year 2008.

The House bill contained no similar provision.

The House recedes.

The authorized amounts are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table at the beginning of the statement of managers of Division B of this conference report provides the binding list of specific construction projects authorized at each location.

Authorization of appropriations, National Guard and Reserve (sec. 2606)

The House bill contained a provision (sec. 2601) that would authorize appropriations for reserve component military construction projects for fiscal year 2008.

The Senate amendment contained a similar provision (sec. 2606).

The conference agreement includes this provision.

Termination of authority to carry out fiscal year 2007 Guard and Reserve projects for which funds were not appropriated (sec. 2607)

The Senate amendment contained a provision (sec. 2607) that would repeal the project authorizations and authorization of appropriations for reserve component military construction projects authorized in fiscal year 2007 for which no funds were appropriated. No appropriations were provided in fiscal year 2007 for projects that were authorized but were not included in the President's original budget request.

The House bill contained no similar provision.

The House recedes.

The entire list of fiscal year 2007 reserve component projects for which the authorizations would be repealed follows. The conferees have provided new authorizations for some of these projects for fiscal year 2008. Those projects that received new fiscal year 2008 authorizations can be found in the State list of fiscal year 2008 projects contained in this report.

The conferees urge the Department of Defense and the military departments to review any projects on this list that are not authorized and appropriated in fiscal year 2008 and re-insert those projects, if the requirements are still valid, in the fiscal year 2009 future-years defense program.

TERMINATION OF FY2007 AUTHORIZATIONS

Account	Location	Installation	Project Title	FY2007 Budget Request	FY 2007 Conference Authorization	Authorization Amount Terminated
Army Guard	Arizona	Florence	Field Maintenance Shop		10,870	10,870
Army Guard	Florida	Camp Blanding	Regional Training Institute, Phase 3		14,800	14,800
Army Guard	Idaho	Gowen Field	Construct Railhead, Phase 2		6,964	6,964
Army Guard	Iowa	Iowa City	Construct Readiness Center		10,724	10,724
Army Guard	Kentucky	London	Readiness Center		2,500	2,500
Army Guard	Michigan	Lansing	USPFO/Readiness Center Phase 2		4,239	4,239
Army Guard	Minnesota	Camp Ripley	Urban Assault Course		1,700	1,700
Army Guard	Mississippi	Camp Shelby	Joint Use Simulation Center		14,839	14,839
Army Guard	Pennsylvania	Waynesburg	Readiness Center		8,012	8,012
Army Guard	Rhode Island	East Greenwich	Combined Support Maintenance Shop	27,472	29,547	2,075
Army Guard	Virginia	Winchester	Organizational Maintenance Shop		3,113	3,113
Army Guard	West Virginia	Camp Dawson	Multi-Purpose Building		4,842	4,842
			Army National Guard Authorization			84,678
Air Guard	Alabama	Birmingham IAP	Alert Quarters Mobility Complex		4,500	4,500
Air Guard	California	Fresno/Yosemite	Replace Squadron Operations Facility		9,800	9,800
Air Guard	Colorado	Buckley AFB	Replace Squadron Ops Facility		7,000	7,000
Air Guard	Colorado	Buckley AFB	Air Sovereignty Alert Crew Quarters		3,100	3,100
Air Guard	Georgia	Savannah CRTC	Troop Training Quarters		8,700	8,700
Air Guard	Iowa	Fort Dodge	Vehicle Maint Communications Training Center		5,600	5,600
Air Guard	Maryland	Martin State Airport	Fire/Rescue Station		8,800	8,800
Air Guard	Massachusetts	Barnes ANGB	Add/Alt Fire Crash Rescue Station		7,000	7,000
Air Guard	Montana	Great Falls	Replace Operation and Training Facility		9,600	9,600
Air Guard	Nevada	Reno-Tahoe IAP	Vehicle Maintenance Complex		5,000	5,000
Air Guard	New Jersey	Atlantic City IAP	Arm/Disarm Apron		1,800	1,800
Air Guard	New York	Hancock Field	Upgrade Base Facilities		8,000	8,000

TERMINATION OF FY2007 AUTHORIZATIONS

Account	Location	Installation	Project Title	FY2007 Budget Request	FY 2007 Conference Authorization	Authorization Amount Terminated
Air Guard	New York	Griffiss	Construct NEADS Support Facility, Phase 2		6,600	6,600
Air Guard	Ohio	Rickenbacker ANG Base	Security Forces Complex/Communications Building		7,200	7,200
Air Guard	Pennsylvania	Fort Indiantown Gap	Operations and Training Facility		6,000	6,000
Air Guard	South Dakota	Joe Foss Field	Replace Civil Engineer Maintenance Complex		7,500	7,500
Air Guard	Tennessee	McGhee Tyson	Replace Squadron Operations Facility		11,200	11,200
Air Guard	Vermont	Burlington	Improve Base Security, Phase 1		6,000	6,000
Air Guard	West Virginia	Yeager	Replace Aircraft Maintenance Hangar		17,300	17,300
Air Guard	West Virginia	Martinsburg ANGS	Construct C-5 Avionics Shop, ASE, Aerial Port		5,000	5,000
Air Guard	Wisconsin	Truax Field	Add/Alt Fire Crash Rescue Station		7,000	7,000
Air Guard	Wyoming	Cheyenne Airport	Replace Squadron Operations Facility		7,600	7,600
			Air National Guard Authorization Terminations			**160,300**
Army Reserve	Nebraska	North Platte	Reserve Center/OMS/AMSA/Storage		7,630	7,630
Army Reserve	Texas	Ellington Field	Construct Armed Forces Reserve Ctr, Ph 2		15,000	15,000
			Army Reserve Authorization Terminations			**22,630**
Naval Reserve	Texas	NAS/JRB Fort Worth	Joint Multi-Level Parking Facility		6,500	6,500
			Navy Reserve Authorization Terminations			**6,500**
Air Force Reser	Florida	Patrick AFB	ISO/Phase Dock Extension, Hangar 630		3,000	3,000
Air Force Reser	Minnesota	Minneapolis-St. Paul IAP	Aerial Port Facility		6,400	6,400
			Air Force Reserve Authorization Terminations			**9,400**

Modification of authority to carry out fiscal year 2006 Air Force Reserve construction and acquisition projects (sec. 2608)

The Senate amendment contained a provision (sec. 2608) that would reduce the authorization of appropriations for fiscal year 2006 Air Force Reserve projects. The provision would eliminate the authorization to convert a hanger into a headquarters for a C–17 unit at Elmendorf Air Force Base, Alaska.

The House bill included no similar provision.

The House recedes.

Extension of authorizations of certain fiscal year 2005 projects (sec. 2609)

The Senate amendment contained a provision (sec. 2609) that would extend the authorization of certain fiscal year 2005 military construction projects until October 1, 2008, or the date of enactment of an act authorizing funds for military construction for fiscal year 2009, whichever is later.

The House bill contained an identical list of extensions in a broader provision extending authorizations for certain fiscal year 2005 projects across the Department of Defense (sec. 2702).

The House recedes with a technical amendment.

Extension of authorizations of certain fiscal year 2004 projects (sec. 2610)

The Senate amendment contained a provision (sec. 2610) that would extend the authorization for certain fiscal year 2005 Army National Guard military construction projects until October 1, 2008, or the date of enactment of an act authorizing funds for military construction for fiscal year 2009, whichever is later.

The House bill contained an identical list of extensions in a broader provision extending authorizations for certain fiscal year 2004 projects across the Department of Defense (sec. 2703).

The House recedes with a technical amendment.

The conferees note that these extensions were requested by the Department of Defense in their legislative proposal to Congress.

TITLE XXVII—BASE CLOSURE AND REALIGNMENT ACTIVITIES

BUDGET ITEMS

Summary and explanation of tables

The budget request included $220.7 million for the ongoing cost of environmental remediation and other activities necessary to continue implementation of the 1988, 1991, 1993, and 1995 Base Realignment and Closure (BRAC) rounds. The conference agreement authorizes funding for these activities in section 2701 of this Act, including an increase of $75.0 million to accelerate the cleanup of BRAC properties.

In addition, the budget requested an authorization of appropriations of $8.2 billion for implementation of the 2005 BRAC round. Section 2703 of this Act authorizes appropriations requested for BRAC activities in fiscal year 2008. Included in the $8.2 billion

requested for BRAC is an authorization of appropriations for $6.4 billion in military construction projects that would be initiated in fiscal year 2008. The full project authorization amount of these projects is $8.7 billion. Section 2702 of this Act provides the authorization for these projects.

The conference agreement includes a general reduction to the BRAC 2005 account that does not reduce the amount authorized for any specific project.

The following table provides the specific amount authorized for each BRAC military construction project as well as the amount authorized for appropriations for all BRAC activities, including military construction, environmental costs, relocation and other operation and maintenance costs, permanent change of station costs for military personnel, and other BRAC costs.

TITLE XXVII – BASE REALIGNMENT AND CLOSURE

Agency	Commission Number	Location	State	Project	Project Authorization	Authorization of Appropriation
Air Force	80 110	Elmendorf AFB, AK	AK	Aircraft Maintenance Complex	11,400	11,400
Air Force	80 110	Elmendorf AFB, AK	AK	Ops and Med Training	12,200	12,200
Air Force	80 110	Elmendorf AFB, AK	AK	Composite Support Complex	9,600	9,600
Army	11	JFHQ Montgomery	AL	Headquarters Building, Joint Forces	38,100	38,100
Army	148	Redstone Arsenal	AL	AMC & USASAC Headquarters Increment 1	127,000	30,000
MDA	134	Redstone Arsenal, AL	AL	Construct Von Braun Complex	221,800	73,600
Army	13	Arkadelphia	AR	Armed Forces Reserve Center	12,200	12,200
Army	13	Fort Chaffee	AR	Vehicle Maintenance Facility, Joint Forces	31,300	31,300
Air Force	92 93 103	Little Rock AFB, AR	AR	AGE / Engine Facility	2,800	2,800
Army	73	AFRC Bell	CA	Armed Forces Reserve Center, Increment 2	22,100	22,100
Navy	184	China Lake	CA	Fuse Test Facility	9,476	9,476
Navy	184	China Lake	CA	Hardware in the Loop Facility	13,890	13,890
Navy	188	China Lake	CA	Fixed Wing Transfer Facility/AF	8,600	8,600
Navy	71	NS San Diego	CA	Renovate COMINEWARCOM HQ	19,558	19,558
Navy	71	NS San Diego	CA	Child Development Center	7,079	7,079
Navy	71	NWS Seal Beach	CA	MOMAU 15 Collocation to Building 78	5,150	5,150
Navy	71	NS San Diego	CA	Upgrade Magnetic Silencing Facility for MCMs	6,000	6,000
Army	6	Fort Carson	CO	Hospital Addition	27,000	27,000
Army	6	Fort Carson	CO	Troop Health Clinic	54,000	54,000
Army	6	Fort Carson	CO	Brigade Combat Team Complex, Increment 3	-	90,000
Army	6	Fort Carson	CO	Division Headquarters Complex, Increment 2	-	20,000
Army	6	Fort Carson	CO	Vehicle Maintenance Facility	13,200	13,200
Air Force	91 143B	Buckley AFB, CO	CO	Utility Infrastructure Construction	10,080	10,080
CIFA	131	Peterson AFB, CO	CO	CIFA West Office Building	2,363	2,363
Army	4	Eglin Air Force Base	FL	Indoor Firing Range	4,850	4,850
Army	4	Eglin Air Force Base	FL	Live Fire Exercise Shoothouse	3,300	3,300
Army	4	Eglin Air Force Base	FL	Live Fire Exercise Breach Facility	3,750	3,750
Army	4	Eglin Air Force Base	FL	Shotgun Assault Course	3,000	3,000
Army	4	Eglin Air Force Base	FL	Grenade Launcher Range	1,050	1,050
Army	4	Eglin Air Force Base	FL	Hand Grenade Qualification Course	1,000	1,000
Army	4	Eglin Air Force Base	FL	Urban Assault Course	1,500	1,500
Navy	65	Jacksonville	FL	Hangar/Parking Apron	-	19,761

TITLE XXVII – BASE REALIGNMENT AND CLOSURE

Agency	Commission Number	Location	State	Project	Project Authorization	Authorization of Appropriation
Air Force	104	MacDill AFB, FL	FL	AFR CE and Disaster Prep Training	3,500	3,500
Air Force	104	MacDill AFB, FL	FL	AFR FF Admin/Training	1,150	1,150
Air Force	104	MacDill AFB, FL	FL	AFR Aeromedical Stag Sqd Training	3,150	3,150
Air Force	104	MacDill AFB, FL	FL	AFR Comm Squadron Training	940	940
Air Force	104	MacDill AFB, FL	FL	AFR Add Services Flight Training	840	840
Air Force	104	MacDill AFB, FL	FL	AFR SF Squadron Training	2,200	2,200
Air Force	113 115	Homestead ARB, FL	FL	AFRC Add Avionics and ECM Shop	2,150	2,150
Air Force	125	Eglin AFB, FL	FL	JSF Academic Simulator Facility	26,000	26,000
Air Force	125	Eglin AFB, FL	FL	USMC Hangar	16,800	16,800
Air Force	128	NAS Pensacola, FL	FL	AF CSO Training Hangar	36,500	36,500
Air Force	128	NAS Pensacola, FL	FL	CSO Training Facility	13,000	13,000
Army	9	Fort Benning	GA	Troop Health Clinic - Winder, Sand Hill	5,100	5,100
Army	9	Fort Benning	GA	Troop Health Clinic - Harmony Church	16,000	16,000
Army	9	Fort Benning	GA	Troop Dental Clinic - Solomon, Sand Hill	3,550	3,550
Army	9	Fort Benning	GA	Modified Record Fire Range 2	4,500	4,500
Army	9	Fort Benning	GA	Modified Record Fire Range 1	4,500	4,500
Army	9	Fort Benning	GA	Vehicle Maintenance Facility	23,000	23,000
Army	9	Fort Benning	GA	General Instruction Complex 1	24,000	24,000
Army	9	Fort Benning	GA	Training Aid Support Center Conversion	3,800	3,800
Army	9	Fort Benning	GA	Infrastructure Support Increment 1	148,000	74,000
Army	9	Fort Benning	GA	Training Support Brigade Complex Increment 2	73,000	73,000
Navy	62	Fort Gillem	GA	RIA-14 Facility	3,764	3,764
Air Force	79 103	Moody AFB, GA	GA	Dormitory, 120-PN	14,000	14,000
Air Force	87	Robins AFB, GA	GA	Relocate 202 EIS Ops	1,700	1,700
Army	18	Kesuhaha	HI	Armed Forces Reserve Center	49,200	49,200
Army	162	Iowa AAP	IA	Industrial Waste Treatment Plant	3,000	3,000
Air Force	106	Cheyenne MAP AGS, ID	WY	Squadron Operations Addition	3,200	3,200
Army	19	Lake County	IL	Armed Forces Reserve Center	25,000	25,000
Army	19	Mt Vernon Armory	IL	Armed Forces Reserve Center	26,400	26,400
Army	151	Rock Island Arsenal	IL	Metal Parts Production Add/Alt	10,600	10,600
Air Force	142	Scott AFB, IL	IL	HQ USTRANSCOM Facilities	83,800	83,800
Army	20	Lafayette	IN	Armed Forces Reserve Center	28,605	28,605

TITLE XXVII – BASE REALIGNMENT AND CLOSURE

Agency	Commission Number	Location	State	Project	Project Authorization	Authorization of Appropriation
Army	10	Fort Riley	KS	Combat Aviation Brigade Complex Increment 2	-	109,000
Army	9	Fort Knox	KY	Armed Forces Reserve Center Phase 1	12,000	12,000
Army	143	Fort Knox	KY	Human Resources Command Cpbx, Ph 2 Incr 1	-	55,000
Army	23	Baton Rouge	LA	Armed Forces Reserve Center	40,666	40,666
Army	73	Baton Rouge	LA	Armed Forces Reserve Center	8,000	8,000
Navy	64	NAS/JRB New Orleans	LA	Flag Housing	1,527	1,527
Navy	64	NAS/JRB New Orleans	LA	Library	3,377	3,377
Navy	64	NAS/JRB New Orleans	LA	Recreation Center	2,186	2,186
Navy	64	NAS/JRB New Orleans	LA	General Administrative Building	9,158	9,158
Navy	64	NAS/JRB New Orleans	LA	Veterinary Facility	806	806
Air Force	106	New Orleans ARS, NAS New Orl JRI	LA	Relocate 214 EIS Ops	1,200	1,200
Air Force	94	Barnes MPT AGS, MA	MA	Add To Munitions Stge	5,000	5,000
Air Force	94	Barnes MPT AGS, MA	MA	ASA Alert Complex	16,500	16,500
Army	5	Aberdeen Proving Ground	MD	C4ISR Facilities Phase 3, Increment 1	245,000	141,000
Army	5	Aberdeen Proving Ground	MD	C4ISR (I2WD) Facilities Phase 2	104,000	104,000
Army	169	Aberdeen Proving Ground	MD	Medical Research Lab, Chem Bio Defense	27,000	27,000
Army	187	Aberdeen Proving Ground	MD	Research Lab, Army	2,900	2,900
Navy	164	Indian Head	MD	Explosives Development Facility	28,789	28,789
Air Force	129	Andrews AFB, MD	MD	HQ & Readiness Center (Increment 1)	51,000	28,000
DISA	140	Fort Meade, MD	MD	Construct DISA Building	151,994	151,994
NSA	130	Fort Meade, MD	MD	Construct Adjudication Facility	94	94
TMA	169	WRNMMC Bethesda	MD	MEDCEN Add/Alt Increment 1	497,000	214,800
Navy	65	Kittery	ME	SERE School and Addition to Building B315	12,740	12,740
Navy	65	Brunswick	ME	NMCB 27 Facilities	9,295	9,295
Air Force	95	Selfridge ANGB, MI	MI	Add to Fuel/Corrosion Control	1,050	1,050
Army	27	Faribault Army Natl Guard	MN	Armed Forces Reserve Center	16,000	16,000
Army	28	AFRC Jefferson Brk	MO	Armed Forces Reserve Center	27,100	27,100
Army	29	Missoula Armory	MT	Armed Forces Reserve Center	19,200	19,200
Air Force	94	Great Falls IAP AGS, MT	MT	Upgrade Munitions Storage	3,300	3,300
Army	4	Fort Bragg	NC	Troop Medical Clinic	16,500	16,500
Air Force	103	Pope AFB, NC	NC	Reconfigure Base Supply Building 560	796	796
Air Force	103	Pope AFB, NC	NC	Reconfigure Wing HQ Bldg 753	778	778

TITLE XXVII – BASE REALIGNMENT AND CLOSURE

Agency	Commission Number	Location	State	Project	Project Authorization	Authorization of Appropriation
Air Force	104 119	Seymour Johnson AFB, NC	NC	Fitness Center Addition B4210	1,600	1,600
Air Force	104 119	Seymour Johnson AFB, NC	NC	Recreation Center Addition Bldg 3728	820	820
Air Force	104 119	Seymour Johnson AFB, NC	NC	Construct Flightline Kitchen Facility	960	960
Air Force	104	Grand Forks AFB, ND	ND	Convert Hangar for UAV Corrosion Control	1,280	1,280
Navy	68	McGuire AFB	NJ	Construct Helicopters Hangars & MAG HQ	37,809	37,809
Navy	68	McGuire AFB	NJ	Joint Use Reserve Training Center	20,580	20,580
Navy	68	McGuire AFB	NJ	NAVY VR Fleet Logistics Operations Facility	65,824	27,558
Air Force	187	Kirtland AFB, NM	NM	Space Vehicle Facility	42,700	42,700
Army	34	AFRC Farmingdale	NY	Armed Forces Reserve Center, increment 1	86,000	65,000
Army	34	AFRC Niagara Falls	NY	Armed Forces Reserve Center	27,000	27,000
Army	53	Fort Hamilton	NY	Armed Forces Reserve Center	64,000	64,000
Army	37	Columbus	OH	Armed Forces Reserve Center	29,000	29,000
Army	37	Springfield	OH	Armed Forces Reserve Center	25,400	25,500
Navy	174	Wright-Patterson AFB, OH	OH	Naval Aero-Medical Research Lab	13,600	13,600
Air Force	170 188A	Wright-Patterson AFB, OH	OH	Alter Acquisition Mgt Fac (HSG/YA & Fixed Wing)	15,000	15,000
Air Force	170	Wright-Patterson AFB, OH	OH	Alter Materials Laboratory (HSG/YA Labs)	6,200	6,200
Air Force	170	Wright-Patterson AFB, OH	OH	Radiation Calibration Facility	4,600	4,600
Air Force	170	Wright-Patterson AFB, OH	OH	AFIOH Facility	54,000	54,000
Air Force	170	Wright-Patterson AFB, OH	OH	AFRL/HE (Brooks)	32,000	32,000
Air Force	170	Wright-Patterson AFB, OH	OH	USAFSAM Consult Service	18,500	18,500
Air Force	170	Wright-Patterson AFB, OH	OH	USAFSAM (Increment 1)	61,000	51,000
Air Force	170 187 188A	Wright-Patterson AFB, OH	OH	Dining Facility	980	980
Air Force	187	Wright-Patterson AFB, OH	OH	AFRL/HE (MESA)	34,000	34,000
Army	x	Fort Sill	OK	ADA Brigade Complex, Increment 1	156,000	89,000
Army	38	Fort Sill	OK	Armed Forces Reserve Center	34,000	34,000
Army	38	McAlester	OK	Armed Forces Reserve Center	18,000	18,000
Army	38	Norman	OK	Armed Forces Reserve Center	43,200	43,200
Army	38	Vance AFB	OK	Armed Forces Reserve Center	15,000	15,000
Army	38	West Oklahoma City	OK	Armed Forces Reserve Center	41,000	41,000
Army	128	Fort Sill	OK	Training Aids Support Center	6,000	8,000
Army	128	Fort Sill	OK	ADA School Complex Incr 2	-	87,000
Air Force	108	Tinker AFB, OK	OK	AFR Squad Ops/Life Support	6,900	6,900

TITLE XXVII – BASE REALIGNMENT AND CLOSURE

Agency	Commission Number	Location	State	Project	Project Authorization	Authorization of Appropriation
DLA	177	Def Distrib Depot Ok City (DDOO)	OK	Construct General Purpose Warehouse	22,000	22,000
Army	7	Letterkenny Army Depot	PA	Guided Missle Launcher Eqmt Shop, Depot	11,600	11,600
Army	40	AFRC Bristol	PA	Armed Forces Reserve Center	25,000	25,000
Army	40	AFRC Scranton	PA	Armed Forces Reserve Center	32,000	32,000
Army	57	Tobyhanna Army Depot	PA	Radar Test Range	2,450	2,450
Navy	73	NMCRC Lehigh Valley	PA	NMCRC Reading to NMCRC Lehigh Valley, PA	8,600	8,600
DLA	177	Def Dist Depot Susquehanna	PA	Construct General Purpose Warehouse	38,350	38,350
Army	50	Fort Jackson	SC	Drill Sergeant School	24,000	24,000
Army	124	Fort Jackson	SC	Joint Religous Education & Training Center	11,600	11,600
Navy	71	Goose Creek	SC	EODMU-6 Detachment Boat Shops	1,580	1,580
Air Force	3A	Shaw AFB, SC	SC	BOS Project for HQ 3rd Army	25,000	25,000
Army	x	Fort Bliss	TX	Combined Arms Collective Training Facility	18,500	18,500
Army	10	Fort Bliss	TX	Brigade Combat Team Complex #3 Increment 1	288,000	103,000
Army	10	Fort Bliss	TX	Digital Multipurpose Training Range	15,000	15,000
Army	10	Fort Bliss	TX	Urban Assault Course	2,300	2,300
Army	10	Fort Bliss	TX	Convoy Live Fire Training Range	3,200	3,200
Army	10	Fort Bliss	TX	Infantry Squad Battle Course	2,400	2,400
Army	10	Fort Bliss	TX	Troop Health Clinic	42,000	42,000
Army	10	Fort Bliss	TX	Physical Fitness Facility	22,000	22,000
Army	10	Fort Bliss	TX	Youth Center Expansion	2,000	2,000
Army	10	Fort Bliss	TX	Information System Processing Center	6,100	6,100
Army	10	Fort Bliss	TX	Infrastructure Support Phase 2	55,000	55,000
Army	10	Fort Bliss	TX	Combat Aviation Brigade Complex Increment 2	-	90,000
Army	10	Fort Bliss	TX	Close Combat Tactical Trainer Facility	6,100	6,100
Army	10	Fort Bliss	TX	Brigade Combat Team Complex #2 Increment 2	-	70,000
Army	44	AFRC East Houston	TX	Armed Forces Reserve Center	36,000	36,000
Army	44	AFRC Fort Bliss	TX	Armed Forces Reserve Center	49,900	49,900
Army	44	Northwest Houston	TX	Armed Forces Reserve Center	31,900	31,900
Army	174	Fort Sam Houston	TX	Battlefield Health & Trauma, Incr 2	-	53,000
Air Force	137C	Randolph AFB, TX	TX	Randolph - CPOs Admin Center Facility Constructio	10,900	10,900
Air Force	147 170	Lackland AFB, TX	TX	HQ Admin Center (AFCEE & AFRPA & AFWSE)	37,000	37,000
Navy	174	Fort Sam Houston, TX	TX	Battlefield Health & Trauma Bio-Med Lab	7,473	7,473

TITLE XXVII – BASE REALIGNMENT AND CLOSURE

Agency	Commission Number	Location	State	Project	Project Authorization	Authorization of Appropriation
Air Force	113	Carswell ARS, NAS Fort Worth JRB	TX	AFR Munitions Igloos	1,250	1,250
Air Force	172	Fort Sam Houston, TX	TX	Medical Training Facilities (Increment 1)	225,000	96,400
Air Force	172	Fort Sam Houston, TX	TX	Medical E&T - Dining Facilities	38,000	38,000
Air Force	172	Fort Sam Houston, TX	TX	METC Student Dorm #1 (Increment 1)	87,700	46,500
Air Force	172	Fort Sam Houston, TX	TX	METC Student Dorm #2 (Increment 1)	80,700	47,000
TMA	172	Fort Sam Houston	TX	ADA+E51L San Antonio Military MEDCEN North Inc	467,300	156,035
TMA	172	Fort Sam Houston	TX	Health Clinic	43,100	43,100
Army	121	Fort Lee	VA	Increment 2	-	212,000
Army	121	Fort Lee	VA	Increment 1	427,000	173,000
Army	122	Fort Lee	VA	Joint Center for Consolidated Transportation	13,400	13,400
Army	169	Fort Belvoir	VA	Infrastructure Support Increment 1	152,000	20,000
Navy	131	Quantico	VA	Investigative Agency Facilities	143,132	143,132
Navy	164	NSY Norfolk	VA	Ship Maintenance Engineering Facility Modification	19,362	19,362
Navy	166	NSY Norfolk	VA	Engineering Management Facility Conversion	9,506	9,506
Navy	184	Dahlgren	VA	RDA-T&E Consolidated Facility	28,930	28,930
DECA	139	Fort Lee, VA	VA	Facility for Consolidation	23,389	23,389
DIA	167	Rivanna Station, Charlottesville	VA	Joint Use Intelligence Facility - Phase 1	62,000	41,000
MDA	134	Fort Belvoir, VA	VA	Construct Headquarters Command Center	25,100	25,100
NGA	168	Fort Belvoir, VA	VA	Construct NGA Building	1,114,800	428,879
TMA	169	Fort Belvoir	VA	Hospital 1st Increment	498,000	219,400
WHS	133	Fort Belvoir, VA	VA	Office Complex, Increment 1	702,199	321,546
Army	45	AFRC Rutland	VT	Armed Forces Reserve Center	23,000	23,000
Army	46	AFRC Yakima	WA	Armed Forces Reserve Center	20,000	20,000
Navy	186	Bremerton	WA	Ship Maint Engineering Consolidation	130	130
Navy	76	Fort Lewis	WA	Relocate Navy Cargo Handling Fac, Battalion 5	7,333	7,333
Army	49	JFHQ Cheyenne	WY	Armed Forces Reserve Center	32,500	32,500
Army		Various Locations		Planning and Design	-	183,900
Navy		Washington	DC	Planning and Design	-	20,127
Air Force		Various Locations		MILCON Planning and Design	0	25,487
				Total Military Construction and P&D	5,718,988	6,419,758

TITLE XXVII – BASE REALIGNMENT AND CLOSURE

Agency	Commission Number	Location	State	Project	Project Authorization	Authorization of Appropriation
Army		Various	Various	Environmental	0	86,756
Navy		Various	Various	Environmental	0	16,953
Air Force		Various	Various	Environmental	0	8,696
Defense Wide		Various	Various	Environmental	0	0
				Total Environmental	0	112,405
Army		Various	Various	Operations and Maintenance	0	442,967
Navy		Various	Various	Operations and Maintenance	0	205,656
Air Force		Various	Various	Operations and Maintenance	0	222,601
Defense Wide		Various	Various	Operations and Maintenance	0	317,492
				Total Operation and Maintenance	0	1,188,716
Army		Various	Various	Military Personnel PCS	0	0
Navy		Various	Various	Military Personnel PCS	0	2,499
Air Force		Various	Various	Military Personnel PCS	0	12,256
Defense Wide		Various	Various	Military Personnel PCS	0	0
				Total Military Personnel PCS	0	14,755
Army		Various	Various	Other	0	244,502
Navy		Various	Various	Other	0	1,711
Air Force		Various	Various	Other	0	30,548
Defense Wide		Various	Various	Other	0	161,920
				Total Other	0	438,681
Defense Wide		Various	Various	General Reduction	0	-133,914
				TOTAL FY2008 FUNDING FOR BRAC 2005	8,718,988	8,040,401

LEGISLATIVE PROVISIONS ADOPTED

Authorization of appropriations for base closure and realignment activities funded through Department of Defense Base Closure Account 1990 (sec. 2701)

The Senate amendment contained a provision (sec. 2701) that would authorize appropriations for fiscal year 2008 for ongoing activities that are required to implement the decisions of the 1988, 1991, 1993, and 1995 base realignment and closure (BRAC) rounds.

The House bill contained a similar provision (section 2404(a)(8)).

The House recedes with an amendment to the amount authorized.

Authorized base closure and realignment activities funded through Department of Defense base closure account 2005 (sec. 2702)

The House bill contained a provision (sec. 2403) that would authorize military construction projects for fiscal year 2008 that are required to implement the decisions of the 2005 Defense Base Realignment and Closure round.

The Senate amendment contained a similar provision (sec. 2702).

The House recedes with an amendment to the amounts authorized.

The table included in this title of the report lists the specific amounts authorized at each location.

Authorization of appropriations for base closure and realignment activities funded through Department of Defense Base Closure Account 2005 (sec. 2703)

The House bill contained a provision (sec. 2404(a)(9)) that would authorize appropriations for the Department of Defense for military construction projects for fiscal year 2008 that are required to implement the decisions of the 2005 Defense Base Realignment and Closure round.

The Senate amendment contained a similar provision (sec. 2703) that would also specify the amount authorized for each military department and for the defense agencies.

The House recedes with an amendment to the amounts authorized.

The State list contained in this report is the binding list of the specific projects authorized at each location for the purposes of notifications under section 2704 of this Act.

Authorized cost and scope of work variations (sec. 2704)

The Senate amendment contained a provision (sec. 2704) that would require that each Base Realignment and Closure (BRAC) military construction project carried out with amounts authorized for appropriations by sections 2701 and 2703 of this title be subject to the limits on cost and scope variations contained in section 2853 of title 10, United States Code. Furthermore, this provision would establish, as a baseline for the determination of variations, the cost and scope contained in the military construction project data for each project provided to the congressional defense committees an-

nually in justification material accompanying each President's budget request.

The House bill contained no similar provision.

The House recedes with an amendment to the thresholds that trigger cost variation reports and would require a one-time report on cost or scope variations on existing BRAC construction projects for the 2005 base closure round. The amendment would also establish the amount specified for such projects in the annual military construction authorization act as the baseline for reporting.

Transfer of funds from Department of Defense Base Closure Account 2005 to Department of Defense Housing Funds (sec. 2705)

The House bill contained a provision (sec. 2821) that would authorize the Secretary of Defense to transfer funds from the Department of Defense (DOD) Base Closure and Realignment (BRAC) account to the DOD Family Housing Improvement Fund (FHIF), enabling the use of the privatization authorities to meet the family housing requirements associated with the 2005 BRAC recommendations. It also would allow similar transfers of funds to the Military Unaccompanied Housing Improvement Fund (MUHIF).

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would add a certification to the notice of transfer. This notice would require the Department of Defense Base Closure Account 2005 funds, used in the transfer to the FHIF or the MUHIF, to be specified for that purpose in the conference report that accompanies the most recent Military Construction Authorization Act.

Comprehensive accounting of funding required to ensure timely implementation of 2005 Defense Base Closure and Realignment Commission recommendations (sec. 2706)

The Senate amendment contained a provision (sec. 2842) that would require the Secretary of Defense to submit to Congress a comprehensive accounting of the funding required to ensure all decisions of the 2005 Defense Base Closure and Realignment round remain on schedule to be completed by September 15, 2011.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Relocation of units from Roberts United States Army Reserve Center and Navy-Marine Corps Reserve Center, Baton Rouge, Louisiana (sec. 2707)

The Senate amendment contained a provision (sec. 2611) that would permit the Secretary of the Army to use land in the vicinity of the Baton Rouge airport in Baton Rouge, Louisiana to site an Army Reserve Center and a Navy-Marine Corps Reserve Center, if such location was determined by the Secretary to be in the national security and public interest of the Nation.

The House bill contained no similar provision.

The House recedes with an amendment clarifying that the funds authorized to be appropriated for base closure in this Act may be used to locate the reserve centers on a more suitable piece of property in the same vicinity as the airport. The conferees understand that the Department of the Army agrees that an alternate

parcel not adjacent to the airport is more suitable for carrying out the intent of the 2005 Defense Base Closure and Realignment Commission's recommendation for reserve component transformation in Louisiana.

Acquisition of real property, Fort Belvoir, Virginia, as part of the realignment of the installation (sec. 2708)

The House bill contained a provision (sec. 2837) that would direct the Secretary of the Army to enter into an agreement with the Administrator of the General Services Administration (GSA) to exchange property for the purpose of making a parcel of GSA property in Springfield, Virginia, available for incorporation into Fort Belvoir, Virginia.

The Senate amendment contained a similar provision (sec. 2853) that would permit the Secretary to enter into an agreement to transfer jurisdiction of the Springfield parcel to the Army. The Senate amendment would also allow the Army to provide additional forms of compensation to the Administrator.

The Senate recedes with an amendment that would allow the Secretary to consider and purchase other parcels in the vicinity of Fort Belvoir, in addition to the GSA property, for the purpose of relocating personnel to that installation. The conferees agree to require the Secretary to select any additional parcel of property not currently part of Fort Belvoir on the basis of best value and to use competitive procedures to acquire any such parcel of privately held land and real property.

The conferees note that the Army has already begun the process of evaluating alternate sites and support the Army's goal of relocating employees of the Washington Headquarters Service to Fort Belvoir in a way that minimizes costs and traffic congestion and facilitates compliance with the September 2011 deadline.

Report on availability of traffic infrastructure and facilities to support base realignments (sec. 2709)

The House bill contained a provision (sec. 2822) that would prohibit the relocation of members of the armed forces and civilian employees of the Department of Defense who are scheduled to be relocated to Fort Belvoir, Virginia, as a result of the closure of leased-office space in Arlington, Virginia, pursuant to the recommendations of the 2005 Defense Base Closure and Realignment Commission. This limitation would be obviated when the Secretary of the Army certified that the necessary transportation infrastructure, as identified by the Fort Belvoir Environmental Impact Statement, to accommodate the total number of military members, military dependents, and civilian employees to be assigned to Fort Belvoir is substantially completed.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would state the sense of Congress that the Department should consider roads at military installations significantly impacted by a realignment of forces for designation as defense access roads and that the Secretary of Defense should ensure that the full range of permanent facilities are in place and ready for use prior to the movement of members of the armed forces, civilian employees, and their fami-

lies. The amendment would also direct the Comptroller General to submit to the congressional defense committees, not later than April 1, 2008, an assessment of significantly impacted installations for the purpose of determining whether military facility requirements will be met before the arrival of forces and whether sufficient funding has been programmed in the Defense Access Roads program to mitigate community traffic congestion.

TITLE XXVIII—MILITARY CONSTRUCTION GENERAL PROVISIONS

Subtitle A—Military Construction Program and Military Family Housing Changes

Authority to use operation and maintenance funds for construction projects outside the United States (sec. 2801)

The House bill contained a provision (sec. 2806) that would further amend section 2808 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136), as amended, to extend for 1 year, through the end of fiscal year 2008, the temporary authority provided to the Secretary of Defense to use funds appropriated for operation and maintenance to carry out construction projects intended to satisfy certain operational requirements in support of a declaration of war, national emergency, or other contingency. The House bill would require advance notification to Congress of such projects.

The Senate amendment contained a similar provision (sec. 2814) that would also extend the authority for 1 year and would remove the Secretary's authority to waive the annual dollar limitation on this authority.

The Senate recedes with an amendment that would remove the authority to waive the dollar limitation and would also allow the Department of Defense to use this authority retroactively for nine fiscal year 2007 projects the Department intended to execute in September 2007, but which they were precluded from executing due to the suspension of this authority resulting from the failure to provide timely notification to Congress regarding the obligation of funds for other such fiscal year 2007 projects. The nine projects are:

(1) MUNS storage area, Balad Air Base (AB), $22.0 million;

(2) MNSTC–I beddown barracks, Camp Phoenix, $37.0 million;

(3) CSAR helicopter ramp, Balad AB, $9.7 million;

(4) Airfield overruns, Balad AB, $15.5 million;

(5) Strategic fuel reserve, Camp Speicher, $19.0 million;

(6) Aeromedical evacuation compound, Balad AB, $15.3 million;

(7) DS Maintenance facility (FY2005), Balad AB, $10.8 million;

(8) Dining facility #5 (FY2004), Balad AB, $15.2 million; and

(9) Pave Aspen connectors, Kuwait, various sites, $11.6 million.

All nine of these projects are in Iraq except as noted.

The conferees believe the Department requires some flexibility to meet emerging war-related facility needs, but expect the Department to use this authority more judiciously in the future.

Clarification of requirement for authorization of military construction (sec. 2802)

The Senate amendment contained a provision (sec. 2818) that would amend sections 2801(a) and 2802(a) of title 10, United States Code, to add land acquisitions and defense access road projects to the definition of military construction and to the types of projects for which the Secretary of Defense and the secretaries of the military departments would be permitted to carry out once authorized by law.

The House bill contained no similar provision.

The House recedes.

The conferees intend for the Secretary of Defense or the secretaries of the military departments to include in each annual budget submission a request for specific authorization for each land acquisition and defense access road project to be carried out using appropriations for military construction. The request should be listed either as a separate project, or clearly indicated in the military construction project data in the justification material in support of the budget request if the land acquisition or defense access road is proposed to be carried out as part of a larger military construction project. The conferees intend this provision to clarify what they believe to be the requirements under existing law.

Increase in thresholds for unspecified minor military construction projects (sec. 2803)

The Senate amendment contained a provision (sec. 2813) that would amend section 2805(a)(1) of title 10, United States Code, by raising the threshold of the cost of a minor construction project authorized by this section from $1.5 million to $2.5 million. This provision would also raise the threshold of the cost of a construction project intended solely to correct a deficiency that is life-threatening, health-threatening, or safety-threatening from $3.0 million to $4.0 million.

The House bill contained no similar provision.

The House recedes with an amendment that would raise the threshold of the cost of a minor construction project authorized by section 2805(a)(1) of title 10, United States Code, from $1.5 million to $2.0 million.

Temporary authority to support revitalization of Department of Defense laboratories through unspecified minor military construction projects (sec. 2804)

The House bill contained a provision (sec. 2801) that would provide the Department of Defense (DOD) with additional authority to improve DOD laboratories using minor construction authorities similar to those already contained in section 2805 of title 10, United States Code. The temporary authority would expire on September 30, 2012.

The Senate amendment contained a similar provision (sec. 2815).

The Senate recedes with a clarifying amendment.

Extension of authority to accept equalization payments for facility exchanges (sec. 2805)

The House bill contained a provision (sec. 2805) that would extend the authority provided in section 2809 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375) by an additional 3 years, until September 30, 2010.

The Senate amendment contained a similar provision (sec. 2817).

The House recedes.

Modifications of authority to lease military family housing (sec. 2806)

The House bill contained a provision (sec. 2802) that would amend section 2828 of title 10, United States Code, by raising from $500,000 to $1.0 million in annual rental payments the threshold for which prior congressional notification of overseas leases is required.

The Senate amendment contained a similar provision (sec. 2851) that would also modify section 2828 of title 10, United States Code, to grant the Secretary of the Army additional authority to enter into high-cost leases for up to 600 units in the United States and set an annual per unit ceiling of $100,000 on the cost of any overseas leased unit. The provision would also combine and consolidate the existing authorities for high-cost leases in Italy for the Army and the Navy into a single limit applicable to the entire Department of Defense.

The House recedes with an amendment that would delete the proposed maximum cost ceiling on a foreign leased unit but would require the Secretary of Defense to report to the congressional defense committees on leases in foreign countries costing in excess of $60,000 per unit per year. The report would include the requirement for such high-cost leases and the options available to decrease those costs. The conferees note that the military departments have already identified to the committees leases costing in excess of $100,000 per unit per year and intend to use this report to evaluate options for addressing this issue in the future.

The conferees believe the administration's proposal to increase the per unit cost ceiling on leased units in Korea is unaffordable. The conferees support the continued consolidation of forces in Korea and urge the Department of Defense to pursue other means to provide adequate family housing in Korea.

Expansion of authority to exchange reserve component facilities (sec. 2807)

The House bill contained a provision (sec. 2804) that would expand the authority of the Secretary of Defense to exchange reserve component facilities with other federal agencies including the United States Postal Service.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

Limitation on use of alternative authority for acquisition and improvement of military housing for privatization of temporary lodging facilities (sec. 2808)

The House bill contained a provision (sec. 2803) that would limit the privatization of Army lodging to 13 installations. The provision would also direct the Secretary of the Army to submit a report not later than June 1, 2009 that would describe the implementation of the pilot program and evaluate its efficiency, and would direct the Comptroller General to submit to the congressional defense committees an assessment of the pilot program and of the Secretary's report.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that limits the privatization of Army lodging to 13 military installations until 120 days after the Secretary of the Army submits a report to the congressional defense committees and the Comptroller General. The Secretary of the Army's report shall be submitted no earlier than 8 months after a notice of transfer associated with the 13 military installations, and shall describe the implementation of the privatization of temporary lodging facilities, evaluate the efficiency of the program, and include any recommendations the Secretary of the Army considers appropriate regarding the expansion of the program.

The amendment would also direct the Comptroller General to submit a report to the congressional defense committees within 90 days of the Secretary of the Army's report that reviews both the privatization of temporary lodging facilities and the report of the Secretary.

Additional solicitations for the privatization of temporary lodging facilities would be permitted 120 days after Congress receives the report from the Secretary of the Army.

Two-year extension of temporary program to use minor military construction authority for construction of child development centers (sec. 2809)

The Senate amendment contained a provision (sec. 2816) that would amend section 2810 of the Military Construction Authorization Act for Fiscal Year 2006 (Division B of Public Law 109–163) to extend by 2 years the temporary authority provided to the Secretary of Defense to use higher minor construction thresholds for the construction of child development centers.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Report on housing privatization initiatives (sec. 2810)

The Senate amendment contained a provision (sec. 2866) that would require the Comptroller General to submit to the Committees on Armed Services of the Senate and House of Representatives a report containing information on housing privatization transactions carried out by the Department of Defense that are behind schedule or in default. The report would describe remedies available to address the problems with these projects.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Subtitle B—Real Property and Facilities Administration

Requirement to report real property transactions resulting in annual costs of more than $750,000 (sec. 2821)

The Senate amendment contained a provision (sec. 2831) that would amend section 2662 of title 10, United States Code, to require the Secretary of Defense, the secretaries of the military departments, or their designees, to notify Congress prior to entering into a transaction or contract action that results in or includes the acquisition, lease or license, or any other use by entities of the Department of Defense of real property if the estimated annual rental or cost is more than $750,000.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Consolidation of real property provisions without substantive change (sec. 2822)

The House bill contained a provision (sec. 2811) that would consolidate the real property authorities provided under sections 2663 and 2677 of title 10, United States Code, as requested by the Department of Defense.

The Senate amendment contained a similar provision (sec. 2835).

The Senate recedes.

Modification of authority to lease non-excess property of the military departments (sec. 2823)

The Senate amendment contained a provision (sec. 2832) that would amend section 2667 of title 10, United States Code, to require the secretary of a military department to use competitive procedures to select lessees for transactions authorized by paragraph (a) of section 2667. The provision would also eliminate the authority for the secretary concerned to receive in-kind consideration or to use rental and other proceeds for facility operation support.

The House bill contained no similar provision.

The House recedes with an amendment that would authorize the secretary concerned to use procedures other than open competition to enter into certain transactions that would result in a benefit to the public. The amendment would also clarify the use by the secretary concerned of in-kind consideration, rental, or other proceeds received as a result of the transaction.

The conferees intend the definition of real property maintenance services used in the provision to be limited to pavement clearance, refuse collection and disposal, grounds and landscape maintenance, and pest control.

Cooperative agreement authority for management of cultural resources on certain sites outside military installations (sec. 2824)

The House bill contained a provision (sec. 2812) that would expand the authority of the Department of Defense to enter into agreements for the management of cultural resources on sites out-

side as well as inside the boundaries of military installations if such agreements would relieve or eliminate current or anticipated restrictions on military operations.

The Senate amendment contained a similar provision (sec. 1026).

The Senate recedes.

Agreements to limit encroachments and other constraints on military training, testing, and operations (sec. 2825)

The House bill contained a provision (sec. 2813) that would allow agreements to limit encroachment to provide for the ongoing upkeep and management of buffer zones bordering defense installations, in addition to the authority to acquire the property provided under current law. The House bill would also allow the fair market value of a group of related properties or interest to be calculated cumulatively.

The Senate amendment contained a similar provision (sec. 2833) that would permit Department of Defense entities to acquire an interest in property where the cost of acquiring the interest exceeds the fair market value of the property, if the Secretary of Defense or the secretary of a military department certifies that the military value of the acquisition provides benefits that justify a payment in excess of the fair market value.

The Senate recedes with an amendment that would also provide the authority to acquire interests at greater than fair market value if the military value of the property justifies such acquisition.

Expansion to all military departments of Army pilot program for purchase of certain municipal services for military installations (sec. 2826)

The House bill contained a provision (sec. 2814) that would expand the authority of the Secretary of the Army to purchase local government services for Department of Defense installations from the neighboring local governments. This expansion would allow each of the military services to conduct a pilot program with three military installations and extend the pilot program until September 30, 2012.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

Prohibition on commercial flights into Selfridge Air National Guard Base (sec. 2827)

The House bill contained a provision (sec. 2816) that would prohibit the use of commercial service aircraft at Selfridge Air National Guard Base, Michigan.

The Senate amendment contained no similar provision.

The Senate recedes.

Sense of Congress on Department of Defense actions to protect installations, ranges, and military airspace from encroachment (sec. 2828)

The Senate amendment contained a provision (sec. 2864) that would include findings and state the sense of Congress regarding development near military installations and the Readiness and En-

vironmental Protection Initiative (REPI) program of the Department of Defense. The provision would also require a report on ways the Department can improve or make greater use of the REPI program.

The House bill contained no similar provision.

The House recedes with an amendment to modify the sense of Congress.

Reports on Army and Marine Corps operational ranges (sec. 2829)

The Senate amendment contained a provision (sec. 2834) that would expand a reporting requirement on changing requirements for Army training ranges that was contained in section 2827 of the Military Construction Authorization Act for Fiscal Year 2007 (Division B of Public Law 109–364), to include the impact of the proposal contained in the fiscal year 2008 budget to permanently increase the size of the active-duty component of the Army by 65,000 personnel. The report by the Secretary of the Army would also include an assessment of the potential expansion of the Joint Readiness Training Center at Fort Polk, Louisiana, and an assessment of the available training capacity in Germany.

The provision would also add a similar reporting requirement with respect to the proposal in the fiscal year 2008 budget request to expand the size of the Marine Corps by 27,000 personnel. This report would include an analysis of a proposal under consideration by the Marine Corps to expand the training range at Marine Corps Base Twentynine Palms, California.

The House bill contained no similar provision.

The House recedes with an amendment to create a free-standing report rather than a modification to a prior report, and to add a requirement for the Secretary of Defense to review and analyze the separate reports regarding the Army and the Marine Corps and inform the congressional defense committees of the steps the Office of the Secretary of Defense is taking to coordinate the activities of the Army and the Marine Corps on these matters.

The conferees expect the report by the Secretary of the Army to be informed by the programmatic environmental impact statement that the Army has conducted on the growth of the Army and, to the extent possible, by the subsequent site-specific assessments. The conferees are concerned that the Army does not have a plan in place to provide for adequate training for an additional six brigades, and that recent statements of intent to accelerate the growth of the Army ahead of the schedule in the fiscal year 2008 budget will exacerbate this problem. The conference agreement therefore modifies the Senate provision to require the report by the Secretary of the Army to address the impact of any acceleration plan that is included in the fiscal year 2009 budget request.

Niagara Air Reserve Base, New York, basing report (sec. 2830)

The House bill contained a provision (sec. 2817) that would require the Secretary of the Air Force to submit a report containing a plan of the aviation assets anticipated to be based at Niagara Air Reserve Base, New York.

The Senate amendment contained an identical provision (sec. 2841).

The House recedes with an amendment that would change the date on which the report is due. The plan should review C–130 aircraft which could be available in the future as additional Primary Assigned Aircraft at Niagara Air Reserve Base, beyond the 12 currently programmed for the installation, and should contain an analysis of the support structure available at Niagara Air Reserve Base to accommodate such additional force structure.

Report on the Pinon Canyon Maneuver Site, Colorado (sec. 2831)

The House bill contained a provision (sec. 2831) that would place conditions on any expansion of the Pinon Canyon Maneuver Site, Colorado.

The Senate amendment contained a provision (sec. 2867) that would require the Secretary of the Army to provide a report to the congressional defense committees on the requirement for and impacts of an expansion of the Pinon Canyon Maneuver Site.

The House recedes.

Subtitle C—Land Conveyances

Modification of conveyance authority, Marine Corps Base, Camp Pendleton, California (sec. 2841)

The House bill contained a provision (sec. 2838) that would repeal the amendment made by section 2867 of the National Defense Authorization Act for Fiscal Year 2002 (Public Law 107–107) to the underlying authority granted to the Secretary of the Navy by section 2851 of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (Public Law 105–261) to grant an easement for a road through Camp Pendleton, California. The House bill would remove language that limited the effect of State law with respect to this road.

The Senate amendment contained no similar provision.

The Senate recedes.

Grant of easement, Eglin Air Force Base, Florida (sec. 2842)

The House bill contained a provision (sec. 2832) that would grant to the Mid Bay Bridge Authority an easement for a road right-of-way over land at Eglin Air Force Base, Florida to facilitate the construction of a road connecting the northern landfall of the Mid Bay Bridge to Florida State Highway 85.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment to provide the Secretary of the Air Force the discretion to convey the property for the intended purpose.

Land conveyance, Lynn Haven Fuel Depot, Lynn Haven, Florida (sec. 2843)

The House bill contained a provision (sec. 2833) that would direct the Secretary of the Air Force to convey to Florida State University a parcel of land consisting of approximately 40 acres at Lynn Haven Fuel Depot, Lynn Haven, Florida, for the purpose of permitting the university to develop the property as a new satellite campus. The House bill would further authorize the Secretary to

accept reduced tuition or scholarships for military personnel as in-kind consideration for the recovery of costs to convey the property.

The Senate amendment contained a similar provision (sec. 2851) that would allow the Secretary of the Air Force to convey the property. The Senate amendment would further provide for the reversion of the property if at any time the Secretary determines that the property conveyed is not being used in accordance with the purpose as specified in the provision.

The House recedes with an amendment that would replace the reversionary clause with a requirement that if the property is not used for the intended purpose, the university would have to pay the Secretary the fair market value of the property, excluding any improvements made by the university.

Modification of lease of property, National Flight Academy at the National Museum of Naval Aviation, Naval Air Station, Pensacola, Florida (sec. 2844)

The Senate amendment contained a provision (sec. 2857) that would amend section 2850(a) of the Military Construction Authorization Act for Fiscal Year 2001 (Public Law 106–398) by authorizing additional educational purposes to the list of uses for which the Secretary of the Navy would be permitted to lease certain real property, without consideration, to the Naval Aviation Museum Foundation.

The House bill contained no similar provision.

The House recedes.

Land exchange, Detroit, Michigan (sec. 2845)

The Senate amendment contained a provision (sec. 2855) that would authorize the Commandant of the Coast Guard to enter into an equal-value land exchange with the City of Detroit, Michigan.

The House bill contained no similar provision.

The House recedes with a clarifying amendment regarding the environmental remediation of the parcels to be exchanged.

Transfer of jurisdiction, former Nike missile site, Grosse Ile, Michigan (sec. 2846)

The House bill contained a provision (sec. 2835) that would transfer jurisdiction over property comprising a former Nike missile site on Grosse Ile, Michigan, from the Environmental Protection Agency to the Department of the Interior to incorporate the site into the Detroit River International Wildlife Refuge.

The Senate amendment contained a similar provision (sec. 2856).

The Senate recedes with an amendment that would clarify the process used to determine the standard of remediation activities to be conducted and would delete the requirement that a specific Corps of Engineers district carry out the remediation of the property.

Modification to land conveyance authority, Fort Bragg, North Carolina (sec. 2847)

The Senate amendment contained a provision (sec. 2852) that would amend section 2836 of the Military Construction Authoriza-

tion Act for Fiscal Year 1998 (Public Law 105–85) to authorize the Secretary of the Army to convey, without consideration, to Harnett County, North Carolina, a parcel of real property totaling 137 acres at Fort Bragg, North Carolina, for educational purposes and the construction of public school structures. The provision would also authorize the Secretary to require the County to cover administrative and other costs for the conveyance.

The House bill contained no similar provision.

The House recedes.

Land conveyance, Lewis and Clark United States Army Reserve Center, Bismarck, North Dakota (sec. 2848)

The Senate amendment contained a provision (sec. 2854) that would permit the Secretary of the Army to convey, without consideration, approximately 2 acres of real property, including improvements, at a reserve center in Bismarck, North Dakota, to the United Tribes Technical College, to support education and training at the college.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Land exchange, Fort Hood, Texas (sec. 2849)

The House bill contained a provision (sec. 2836) that would authorize the Secretary of the Army to convey approximately 200 acres at Fort Hood, Texas, to the City of Copperas Cove, Texas, to permit the City of Copperas Cove, Texas, to improve local roads for the installation and the community.

The Senate amendment contained no similar provision.

The Senate recedes.

Subtitle D—Energy Security

ITEMS OF SPECIAL INTEREST

Energy Conversation Forum

The conferees are aware that, in the spring of 2006, the Secretary of Defense initiated and continues to lead a monthly interagency seminar program known as the Energy Conversation Forum. The conferees are very encouraged that other departments and agencies such as the Department of Energy, the Department of State, the Department of Agriculture, the Environmental Protection Agency, and the intelligence community have agreed to actively participate in this important initiative.

The conferees acknowledge the considerable efforts of the Energy Conversation Forum and continue to support the Secretary's interagency energy education program including the energy seminar program and energy interagency networks. The conferees recognize that the energy security challenges faced by the Department of Defense, the U.S. Government as a whole, and the Nation cannot be solved by a single agency. The conferees strongly believe that all federal agencies must work together to achieve necessary national energy objectives of conservation and efficiency. Therefore, the conferees encourage the Secretary to continue efforts such as the Energy Conversation Forum to enhance information exchange as a

necessary first step in addressing the complex energy issues facing this nation.

Report on water conservation projects

The conferees direct the Secretary of Defense to submit to the congressional defense committees a report on water conservation efforts and methods in the Department of Defense. The report should describe the Department's investment, by type, in water conservation programs in fiscal years 2006, 2007, and 2008; the investment levels necessary to meet the Department's water conservation requirements under Executive Order 13423 of January 24, 2007; an assessment of whether water conservation projects should continue to be funded inside the Energy Conservation Investment Program or should instead be financed in a separate water conservation program; and an assessment of the demonstrated or potential return on investment of various water conservation technologies including metering, water control systems, xeriscaping, waterless urinals, utility system upgrades, and water efficiency standards for new or replacement equipment and appliances in Department of Defense facilities. The report should also include any proposed legislative changes the Secretary believes to be necessary to allow the Department to meet its water conservation goals. The report should be submitted not later than March 31, 2008.

LEGISLATIVE PROVISIONS ADOPTED

Repeal of congressional notification requirement regarding cancellation ceiling for Department of Defense energy savings performance contracts (sec. 2861)

The House bill contained a provision (sec. 2851) that would repeal section 2853 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364), which lowered the notification ceiling for the Department of Defense to $7.0 million, and would thereby restore the notification ceiling to $10.0 million, consistent with the ceiling established for all other government agencies in section 8287(a)(2)(D)(iii) of title 42, United States Code.

The Senate amendment contained no similar provision.

The Senate recedes.

Definition of alternative fueled vehicle (sec. 2862)

The Senate amendment contained a provision (sec. 1092) that would revise the definition of alternative fueled vehicle in section 303(3) of the Energy Policy Act of 1992 (42 U.S.C. 13211(3)).

The House bill contained no similar provision.

The House recedes with a technical amendment.

Use of energy efficient lighting fixtures and bulbs in Department of Defense facilities (sec. 2863)

The House bill contained a provision (sec. 2853) that would require that each building constructed or significantly altered by the Department of Defense is equipped, to the maximum extent feasible, with lighting fixtures and bulbs that are energy efficient.

Further, the provision would require that each lighting fixture or bulb that is replaced in the normal course of maintenance of buildings under the jurisdiction of the Secretary of Defense or the secretary of a military department is replaced, to the maximum extent feasible, with a lighting fixture or bulb that is energy efficient. The provision would allow the Secretary of Defense to waive the requirements of the section under certain conditions.

The Senate amendment contained no similar provision.

The Senate recedes.

Reporting requirements relating to renewable energy use by Department of Defense to meet Department electricity needs (sec. 2864)

The House bill contained a provision (sec. 2854) that would require the Secretary of Defense to ensure that the Department of Defense produces or procures, from renewable energy sources, not less than 25 percent of the total quantity of electric energy it consumes within its facilities and in its activities during fiscal year 2025 and each fiscal year thereafter. The House provision would also prohibit the use of leases, privatization, service contracts, or other third-party financing means to achieve the 25 percent goal.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Under Secretary of Defense for Acquisition, Technology, and Logistics to report annually on progress made by the Department toward meeting the goal of producing or procuring at least 25 percent renewable energy to meet the Department's electricity needs by 2025. These reports would include a description of the financing methods used to procure renewable energy in the previous fiscal year and a projection of the Department's future use of renewable energy through fiscal year 2025.

Subtitle E—Other Matters

Revised deadline for transfer of Arlington Naval Annex to Arlington National Cemetery (sec. 2871)

The House bill contained a provision (sec. 2861) that would extend the current deadline for the transfer of approximately 36 acres of land at the Arlington Naval Annex to the Secretary of the Army for incorporation into Arlington National Cemetery from January 1, 2010 to no later than January 1, 2013.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment to extend the existing deadline for 1 additional year, to January 1, 2011.

Transfer of jurisdiction over Air Force Memorial to Department of the Air Force (sec. 2872)

The House bill contained a provision (sec. 2862) that would require the Secretary of the Army to transfer the administrative jurisdiction, custody, and control of the Air Force Memorial to the Secretary of the Air Force.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would authorize the Secretary of the Army to transfer the administrative jurisdiction, custody, and control of the Air Force Memorial to the Sec-

retary of the Air Force and would provide that if the Air Force Memorial is transferred to the Secretary of the Air Force, the United States shall not pay any costs to maintain or repair the Air Force Memorial.

The conferees remain concerned about the requests by both private foundations and the military services to use appropriated funds for the maintenance of military memorials and museums at the expense of other military requirements. The conferees expect that original agreements signed by the private foundations for the design, construction, and maintenance of military memorials are carried out in good faith without transferring a perpetual cost for maintenance and repair of the memorial to the military services.

Report on plans to replace the monument at the Tomb of the Unknowns at Arlington National Cemetery, Virginia (sec. 2873)

The Senate amendment contained a provision (sec. 1048) that would require the Secretary of the Army and the Secretary of Veterans Affairs to submit a report to Congress evaluating the feasibility and advisability of repairing or replacing the monument at the Tomb of the Unknowns in Arlington National Cemetery, Virginia. The Senate amendment would prohibit either Secretary from taking any action to replace the monument until 180 days after the report had been submitted to Congress.

The House bill contained no similar provision.

The House recedes.

Increased authority for repair, restoration, and preservation of Lafayette Escadrille Memorial, Marnes-la-Coquette, France (sec. 2874)

The Senate amendment contained a provision (sec. 1089) that would amend section 1065 of the National Defense Authorization Act for fiscal year 2002 (Public Law 107–107) to increase by $500,000 the amount the Secretary of the Air Force is authorized to contribute towards the ongoing repair, restoration, and preservation of the Lafayette Escadrille Memorial in Marnes-la-Coquette, France.

The House bill contained no similar provision.

The House recedes.

Addition of Woonsocket local protection project (sec. 2875)

The Senate amendment contained a provision (sec. 2863) that would require the Secretary of the Army to assume responsibility for the operation and maintenance of the Woonsocket local protection project in Rhode Island.

The House bill contained no similar provision.

The House recedes with an amendment requiring the city of Woonsocket to convey the property to the Secretary of the Army at no cost as a condition of the Secretary's assumption of responsibility for the project.

Repeal of moratorium on improvements at Fort Buchanan, Puerto Rico (sec. 2876)

The Senate amendment contained a provision (sec. 2868) that would repeal those aspects of the moratorium on construction at

Fort Buchanan, Puerto Rico that remain in effect after exceptions to that moratorium were enacted in section 2871 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163).

The House bill contained no similar provision.

The House recedes with a technical amendment.

Establishment of national military working dog teams monument on suitable military installation (sec. 2877)

The House bill contained a provision (sec. 2863) that would authorize the Secretary of Defense to enter into an agreement with National War Dogs Monument, Inc., to establish and maintain, at a suitable location at Fort Belvoir, Virginia, or another military installation in the United States, a national monument to honor the sacrifice and service of United States Armed Forces working dog teams that have participated in military operations of the United States.

The Senate amendment contained no similar provision.

The Senate recedes.

Report regarding removal of missiles from 564th Missile Squadron (sec. 2878)

The Senate amendment contained a provision (sec. 1033) that would direct the Secretary of Defense to submit a report on the feasibility of establishing an association between the 120th Fighter Squadron of the Montana Air National Guard and active duty personnel stationed at Malmstrom Air Force Base. The provision would also prevent more than 40 missiles from being removed from the 564th Missile Squadron until 15 days after the report was submitted.

The House bill contained no similar provision.

The House recedes.

Report on condition of schools under jurisdiction of Department of Defense education activity (sec. 2879)

The Senate amendment contained a provision (sec. 2861) that would require the Secretary of Defense to submit to the congressional defense committees a report, by March 1, 2008, on the condition of schools under the jurisdiction of the Department of Defense Education Activity (DODEA).

This provision would require the Secretary of Defense to report on the standards for acceptable sizes and conditions of DODEA school facilities, to assess the existing inventory of facilities, to develop a master plan and investment strategy to correct deficiencies, and to submit this plan to the congressional defense committees.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Report on facilities and operations of Darnall Army Medical Center, Fort Hood Military Reservation, Texas (sec. 2880)

The Senate amendment contained a provision (sec. 1047) that would require the Secretary of Defense to submit to the congressional defense committees a report assessing the facilities and operations of the Darnall Army Medical Center at Fort Hood Military

Reservation, Texas, including a plan for correcting any deficiencies identified in the report.

The House bill contained no similar provision.

The House recedes.

Report on feasibility of establishing a regional disaster response center at Kelly Air Field, San Antonio, Texas (sec. 2881)

The Senate amendment contained a provision (sec. 1080) that would require the Secretary of Defense, in coordination with the Secretary of Homeland Security, to submit to Congress a report on the feasibility of establishing a national disaster response center at Kelly Air Field in San Antonio, Texas, to plan, coordinate, and direct the federal, State, and local response to regional disasters.

The House bill contained no similar provision.

The House recedes with an amendment that would require a report on a regionally oriented disaster response center at Kelly Air Field. The amendment would also add findings on the need for increased disaster response capabilities and would make clarifying changes.

Naming housing facility at Fort Carson, Colorado, in honor of the Honorable Joel Hefley, a former member of the United States House of Representatives (sec. 2882)

The House bill contained a provision (sec. 2864) that would designate one of the military family housing areas or facilities constructed for Fort Carson, Colorado, using housing privatization authorities provided by subchapter IV of chapter 169 of title 10, United States Code, in honor of former Representative Joel Hefley.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

Naming Navy and Marine Corps Reserve Center at Rock Island, Illinois, in honor of the Honorable Lane Evans, a former member of the United States House of Representatives (sec. 2883)

The House bill contained a provision (sec. 2865) that would designate the Navy and Marine Corps Reserve Center at Rock Island, Illinois, in honor of former Representative Lane Evans.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

Naming a research laboratory at Air Force Rome Research Site, Rome, New York, in honor of the Honorable Sherwood L. Boehlert, a former member of the United States House of Representatives (sec. 2884)

The House bill contained a provision (sec. 2866) that would designate a new laboratory building at the Air Force Rome Research Site, Rome, New York, as the "Sherwood L. Boehlert Engineering Center".

The Senate amendment contained no similar provision.

The Senate recedes.

Naming an administrative building at Joint Systems Manufacturing Center, Lima, Ohio, in honor of the Honorable Michael G. Oxley, a former member of the United States House of Representatives (sec. 2885)

The House bill contained a provision (sec. 2867) that would designate the administrative building under construction at the Joint Systems Manufacturing Center in Lima, Ohio as the "Michael G. Oxley Administration and Technology Center".

The Senate amendment contained no similar provision.

The Senate recedes.

Naming of Logistics Automation Training Facility, Army Quartermaster Center and School, Fort Lee, Virginia, in honor of General Richard H. Thompson (sec. 2886)

The House bill contained a provision (sec. 2868) that would designate the Logistics Automation Training Facility of the Army Quartermaster Center and School at Fort Lee, Virginia, as the "General Richard H. Thompson Logistics Automation Training Facility".

The Senate amendment contained no similar provision.

The Senate recedes.

Authority to relocate Joint Spectrum Center to Fort Meade, Maryland (sec. 2887)

The Senate amendment contained a provision (sec. 2843) that would authorize the Secretary of Defense to carry out an agreement to relocate the Joint Spectrum Center (JSC) from Annapolis, Maryland to Fort Meade, Maryland or another military installation if the Secretary determined that the relocation would be in the best interest of national security and the agreement provided equitable terms to facilitate the relocation.

The House bill contained no similar provision.

The House recedes with an amendment that would designate any new construction required as part of the agreement to be authorized in accordance with section 2802 of title 10, United States Code.

The conferees encourage the Department of Defense to initiate discussions with Anne Arundel County and their developer to attempt to reach consensus on equitable terms for such relocation.

The conferees recognize that critical missions at the JSC at Annapolis are being conducted in leased facilities that may not meet the anti-terrorism and force protection (AT–FP) standards adopted by the Department of Defense in 2005. Therefore, the conferees direct the Secretary of Defense to submit to the congressional defense committees by May 30, 2008, a report on the facility at Annapolis containing the following:

(1) the results of a security and vulnerability assessment for the facility;

(2) a description of the plan to ensure the facility meets all of the Department's AT–FP standards; and

(3) an analysis of the investment required for the facility to meet AT–FP standards.

LEGISLATIVE PROVISIONS NOT ADOPTED

General military construction transfer authority

The Senate amendment contained a provision (sec. 2811) that would provide an authority to transfer up to $200.0 million in military construction authorizations between projects for fiscal year 2008.

The House bill contained no similar provision.

The Senate recedes.

Modification of land management restrictions applicable to Utah national defense lands

The Senate amendment contained a provision (sec. 2862) that would sunset the restrictions contained in section 2815 of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106–65) on October 1, 2013, and would also clarify the definition of Utah national defense lands in that Act.

The House bill contained no similar provision.

The Senate recedes.

Report on opportunities for leveraging funds of the Department of Defense and States to prevent disruption in event of electric grid or pipeline failures

The House bill contained a provision (sec. 2852) that would require the Secretary of Defense, acting through the Under Secretary of Defense for Acquisition, Technology, and Logistics, to submit to the congressional defense committees a report on approaches by which the Department of Defense may leverage Federal and State resources to harden critical infrastructure to prevent disruptions in the event of major electric grid, natural gas, or petroleum pipeline failures.

The Senate amendment contained no similar provision.

The House recedes.

The conferees direct the Secretary of Defense, acting through the Under Secretary of Defense for Acquisition, Technology, and Logistics, to submit a report on approaches by which the Department of Defense may contribute or receive funds and other resources, which when combined with resources from other funding sources, such as State System Benefit Trust Funds, Clean Air Act State Implementation Funds, and State Homeland Security Critical Infrastructure Grants, will accelerate efforts to harden critical functions on and around military and security facilities to prevent disruptions in the event of major electric grid, natural gas, or petroleum pipeline failures. This report should be submitted to the congressional defense committees not later than 180 days after the date of the enactment of this Act.

Report on water conservation projects

The Senate amendment contained a provision (sec. 2865) that would require the Secretary of Defense to submit to the congressional defense committees a report on water conservation efforts and methods in the Department of Defense and the investment levels necessary to meet the Department's water conservation requirements under Executive Order 13423.

The House bill contained no similar provision.

The Senate recedes.

The conferees agree to direct the Secretary of Defense to submit a report on this matter. That reporting requirement is contained elsewhere in the statement of managers.

Retention of proceeds from enhanced use leases at Selfridge Air National Guard Base

The House bill contained a provision (sec. 2815) that would direct that all proceeds derived from the execution of an enhanced use lease (EUL) at Selfridge Air National Guard Base (ANGB), Michigan be retained by that installation.

The Senate amendment contained no similar provision.

The House recedes.

The conferees understand that the proceeds of the proposed EUL at Selfridge ANGB are currently anticipated to be provided entirely on an in-kind basis rather than in cash. The conferees have been assured that the Air Force intends to use the proceeds from this lease at Selfridge ANGB and that if the benefit received by the Air Force ever exceeds what Selfridge ANGB could put to effective use, the remainder would be applied to other Air National Guard facilities within the State of Michigan.

TITLE XXIX—WAR RELATED AND EMERGENCY MILITARY CONSTRUCTION AUTHORIZATIONS

TITLE XXIX - WAR-RELATED MILITARY CONSTRUCTION

State/ Country	Account	Installation	Project Title	FY2008 Budget Request	Conference Change	Conference Authorized
California	Navy	CAMP PENDLETON	Armory - Regimental and Battalion HQ	5,160		5,160
California	Navy	CAMP PENDLETON	Armory - Intelligence Battalion	4,160		4,160
California	Navy	CAMP PENDLETON	Armory - 5th Marine Regiment	10,890		10,890
California	Navy	CAMP PENDLETON	Bachelor Quarters and Armory - Horno	34,970		34,970
California	Navy	CAMP PENDLETON	Bachelor Quarters and Dining Facility	24,390		24,390
California	Navy	CAMP PENDLETON	Company HQ - Military Police	8,240		8,240
California	Navy	CAMP PENDLETON	Explosive Ordnance Detachment - Ops Facility	13,090		13,090
California	Navy	CAMP PENDLETON	Intelligence Surveillance Reconnaissance Camp	1,114		1,114
California	Navy	TWENTYNINE PALMS	Regimental Headquarters Addition	4,440		4,440
COLORADO	Army	FORT CARSON	SOLDIER FAMILY ASSISTANCE CENTER	8,100		8,100
GEORGIA	Army	FORT STEWART	SOLDIER FAMILY ASSISTANCE CENTER	6,000		6,000
KANSAS	Army	FORT RILEY	TRANSITIONING WARRIOR SUPPORT COMPLEX	50,000		50,000
KENTUCKY	Army	FORT CAMPBELL	SOLDIER FAMILY ASSISTANCE CENTER	7,400		7,400
LOUISIANA	Army	FORT POLK	SOLIDER FAMILY ASSISTANCE CENTER	4,900		4,900
NEW YORK	Army	FORT DRUM	WARRIOR IN TRANSITION FACILITIES	38,000		38,000
North Carolina	Navy	CAMP LEJEUNE	Maintenance/Operations Complex-2/9	43,340		43,340
TEXAS	Army	FORT HOOD	WIT UNIT OPERATIONS FACILITIES	9,100		9,100
TEXAS	Defense-Wide	FORT SAM HOUSTON	BURN REHABILITATION CENTER	21,000		21,000
Afghanistan	Army	BAGRAM AB	ADMINISTRATIVE BUILDING			0
Afghanistan	Army	BAGRAM AB	Ammunition Supply Point	62,000		62,000
Afghanistan	Army	BAGRAM AB	Power Plant	41,000		41,000
AFGHANISTAN	Army	BAGRAM AIR BASE	NEW ROADS	27,000		27,000
AFGHANISTAN	Army	BAGRAM AIR BASE	BULK FUEL STORAGE & SUPPLY, PHASE 3	23,000		23,000
AFGHANISTAN	Army	BAGRAM AIR BASE	BULK FUEL STORAGE & SUPPLY, PHASE 4	21,000		21,000
AFGHANISTAN	Army	BAGRAM AIR BASE	CIED ROAD - RTE ALASKA	16,500		16,500
AFGHANISTAN	Army	BAGRAM AIR BASE	CIED ROAD - RTE CONNECTICUT	54,000		54,000
AFGHANISTAN	Army	BAGRAM AIR BASE	AIRCRAFT MAINTENANCE HANGAR	5,100		5,100
AFGHANISTAN	Air Force	BAGRAM AIR BASE	STRATEGIC RAMP	43,000		43,000
AFGHANISTAN	Air Force	BAGRAM AIR BASE	PARALLEL TAXIWAY PH 2	21,400		21,400
AFGHANISTAN	Air Force	BAGRAM AIR BASE	EAST SIDE HELO RAMP	44,400		44,400
AFGHANISTAN	Army	GHAZNI	ROTARY WING PARKING	5,000		5,000
AFGHANISTAN	Army	KABUL	CONSOLIDATED COMPOUND	36,000		36,000
AFGHANISTAN	Air Force	KANDAHAR	ISR RAMP	28,300		28,300

TITLE XXIX - WAR-RELATED MILITARY CONSTRUCTION

State/ Country	Account	Installation	Project Title	FY2008 Budget Request	Conference Change	Conference Authorized
DJIBOUTI	Navy	CAMP LEMONIER	NETWORK INFRASTRUCTURE EXPANSION	6,270		6,270
DJIBOUTI	Navy	CAMP LEMONIER	DINING FACILITY	20,780	-20,780	0
DJIBOUTI	Navy	CAMP LEMONIER	CJTF HOA HQ FACILITY	29,710	-29,710	0
DJIBOUTI	Navy	CAMP LEMONIER	WATER PRODUCTION	19,140		19,140
Iraq	Army	CAMP ADDER	Power Plant	39,000	-39,000	0
Iraq	Army	CAMP ADDER	Petroluem Oil & Lubricant Storage Area	10,000		10,000
Iraq	Army	CAMP ADDER	Waste Water Treatment and Collection System	9,800		9,800
Iraq	Army	CAMP ADDER	Multi Class Storage Warehouse	17,000		17,000
Iraq	Army	CAMP ADDER	Entry Control Point	4,850		4,850
IRAQ	Army	CAMP ADDER	CONVOY SUPPORT CENTER RELOCATION, PH II	39,000		39,000
Iraq	Army	AL ASAD	Power Plant	40,000	-40,000	0
Iraq	Army	AL ASAD	Landfill Construction	3,100		3,100
Iraq	Army	AL ASAD	Urban By Pass Road	43,000		43,000
IRAQ	Army	AL ASAD	HOT CARGO RAMP	18,500		18,500
IRAQ	Army	AL ASAD	SOUTH AIRFIELD APRON (INDIA RAMP)	28,000		28,000
Iraq	Army	CAMP ANACONDA	Landfill Construction	6,200		6,200
Iraq	Army	CAMP ANACONDA	Power Plant	39,000	-39,000	0
Iraq	Army	CAMP ANACONDA	Urban By Pass Road	43,000		43,000
IRAQ	Army	CAMP ANACONDA	HAZARDOUS WASTE INCINERATOR	4,300		4,300
IRAQ	Air Force	BALAD AIR BASE	HELICOPTER MAINTENANCE FACS	34,600		34,600
IRAQ	Air Force	BALAD AIR BASE	FOXTROT TAXIWAY	12,700		12,700
IRAQ	Air Force	BALAD AIR BASE	FIGHTER RAMP	11,000		11,000
IRAQ	Army	CAMP CONSTITUTION	JUVENILE TIFRIC	11,700		11,700
IRAQ	Army	CAMP CROPPER	BRICK FACTORY	9,500		9,500
Iraq	Army	FALLUJAH	Landfill Construction	880		880
Iraq	Army	CAMP MAREZ	Landfill Construction	880		880
Iraq	Army	MOSUL	Urban By Pass Road	43,000		43,000
Iraq	Army	Q-WEST	Power Plant	26,000	-26,000	0
IRAQ	Army	Q-WEST	NORTH ENTRY CONTROL POINT	11,400		11,400
IRAQ	Army	Q-WEST	PERIMETER SECURITY UPRADE	14,600		14,600
Iraq	Army	CAMP RAMADI	Landfill Construction	880		880
Iraq	Army	SCANIA	Entry Control Point	5,000		5,000
IRAQ	Army	SCANIA	WATER STORAGE TANKS	9,200		9,200
Iraq	Army	CAMP SPEICHER	Power Plant	39,000	-39,000	0

TITLE XXIX - WAR-RELATED MILITARY CONSTRUCTION

State/ Country	Account	Installation	Project Title	FY2008 Budget Request	Conference Change	Conference Authorized
Iraq	Army	CAMP SPEICHER	Landfill Construction	5,900		5,900
Iraq	Army	CAMP SPEICHER	Waste Water Treatment and Collection System	9,800		9,800
Iraq	Army	CAMP SPEICHER	Rotary Wing Parking Apron	49,000		49,000
IRAQ	Army	CAMP SPEICHER	MILITARY CONTROL POINT	5,800		5,800
IRAQ	Army	CAMP SPEICHER	AVIATION NAVIGATION FACILITIES	13,400		13,400
Iraq	Army	CAMP TAQQADUM	Landfill Construction	880		880
Iraq	Army	TIKRIT	Urban By Pass Road	43,000		43,000
Iraq	Army	CAMP VICTORY	Landfill Construction	6,200		6,200
Iraq	Army	CAMP VICTORY	Entry Control Point	5,000		5,000
Iraq	Army	CAMP VICTORY	Level 3 Hospital	13,400		13,400
Iraq	Army	CAMP VICTORY	Waste Water Treatment and Collection System	9,800		9,800
IRAQ	Army	CAMP VICTORY	WATER SUPPLY, TREATMENT & STORAGE, PH III	13,000		13,000
IRAQ	Army	CAMP VICTORY	WATER TREATMENT AND STORAGE, PHASE II	16,000		16,000
Iraq	Army	CAMP WARRIOR	Landfill Construction	880		880
Iraq	Army	IRAQ VARIOUS	Facilities Replacement, Phase I	36,000		36,000
Iraq	Army	IRAQ VARIOUS	Facilities Replacement, Phase II	36,000		36,000
Iraq	Army	IRAQ VARIOUS	Overhead Cover- eGlass	30,000		30,000
IRAQ	Army	VARIOUS LOCATIONS, IRAQ	E-GLASS OVERHEAD COVER, PHASE IV	105,000		105,000
KYRGYZSTAN	Air Force	MANAS AIR BASE	STRATEGIC RAMP	30,300		30,300
KUWAIT	Army	CAMP ARIFJAN	COMMUNICATION CENTER	30,000		30,000
OMAN	Air Force	MASIRAH AIR BASE	EXPEDITIONARY BEDDOWN SITE	6,300	-6,300	0
QATAR	Air Force	AL UDEID	FACILITY REPLACMENTS	40,000	-40,000	0
QATAR	Defense-Wide	AL UDEID	LOGISTICS STORAGE WAREHOUSE	6,600		6,600
Worldwide Unspecified	Army	UNSPECIFIED WORLDWIDE	Planning and Design (February/October requests)	64,200		64,200
WORLDWIDE UNSPEC	Army	UNSPECIFIED WORLDWIDE	PLANNING AND DESIGN - WIT	14,600		14,600
Worldwide Unspecified	Navy	UNSPECIFIED WORLDWIDE	Planning and Design (February/October requests)	11,791		11,791
WORLDWIDE UNSPEC	Air Force	UNSPECIFIED WORLDWIDE	PLANNING & DESIGN	35,000		35,000
California	Fam House Con, N	CAMP PENDLETON	Improvements	10,692		10,692
California	Fam House Con, N	TWENTYNINE PALMS	Improvements	1,074		1,074

TITLE XXIX - WAR-RELATED MILITARY CONSTRUCTION

State/ Country	Account	Installation	Project Title	FY2008 Budget Request	Conference Change	Conference Authorized
MARYLAND	BRAC05 - Defense Wid	BETHESDA NAVAL HOSPITAL	MED-2: Add/Alter Medical Center Increment 1	205,200		205,200
VIRGINIA	BRAC05 - Defense Wid	FORT BELVOIR	MED-2: Add/Alter Medical Center Increment II	184,000		184,000
MARYLAND	BRAC05 - Defense Wid	BETHESDA NAVAL HOSPITAL	MED-2: Planning and Design	3,500		3,500
VIRGINIA	BRAC05 - Defense Wid	FORT BELVOIR	MED-2: Planning and Design	4,000		4,000
MARYLAND	BRAC05 - Defense Wid	BETHESDA NAVAL HOSPITAL	MED-2: Operation and Maintenance	10,210		10,210
VIRGINIA	BRAC05 - Defense Wid	FORT BELVOIR	MED-2: Operation and Maintenance	9,000		9,000
			TOTAL TITLE XXIX	2,438,531	-279,790	2,158,741

LEGISLATIVE PROVISIONS ADOPTED

Authorized Army construction and land acquisition projects (sec. 2901)

The House bill contained a provision (sec. 1515) that would authorize $526.5 million in fiscal year 2008 for Army military construction projects related to operations in Iraq and Afghanistan.

The Senate amendment contained a similar provision (sec. 2901) that would authorize $752.7 million for such projects.

The Senate recedes with an amendment that would authorize $1.26 billion in fiscal year 2008 for Army military construction projects.

The conference agreement includes funding for additional projects not included in the House bill or the Senate amendment that were requested by the President in his budget amendment submitted on October 22, 2007.

The conferees agree to the reductions in the House bill to power plants proposed for construction in Iraq. The conferees do not believe such projects, which would provide mainly long-term benefits or return on investment, should be included in the absence of any agreement for a long-term United States presence in Iraq.

The conferees also agree to prohibit the obligation of funds for a communication center at Camp Arifjan, Kuwait and a brick factory at Camp Cropper, Iraq until the Secretary of Defense provides a report to the congressional defense committees describing the rationale for and policy implications of these projects. The conferees note that the legal implications of having detainees under the control of the United States performing labor in a brick factory have not been explained to Congress to date.

Authorized Navy construction and land acquisition projects (sec. 2902)

The House bill contained a provision (sec. 1515) that would authorize $169.1 million in fiscal year 2008 for Navy military construction projects to support increasing the size of the Marine Corps inside the United States.

The Senate amendment contained no similar provision, but included funding for those projects in title XXII.

The Senate recedes with an amendment that would authorize $198.8 million in fiscal year 2008 for Navy military construction projects.

The conference agreement includes funding for additional projects not included in the House bill or the Senate amendment that were requested by the President in his budget amendment submitted on October 22, 2007.

The conferees did not authorize funding requested for two projects in Djibouti. The conferees share the concerns expressed in the Senate report accompanying the Military Construction and Veterans Affairs and Related Agencies Appropriations Bill, 2008, that large investments in military construction in Djibouti are not justified at this time given the absence of a strategy for the new Africa Command or a long-term lease for the land these facilities in Djibouti would be built on. Furthermore, the conferees note that the determination to place a project in a supplemental request

should not be determined by the location of the installation, but rather on the enduring nature of the investment. Considering Djibouti's long-term strategic interest to the United States and the size of the investment proposed, the Department of Defense should generally insert future military construction projects for Djibouti into the normal base budget request. The conferees urge the Department to address these concerns and resubmit these projects in a future budget request, if appropriate.

Authorized Air Force construction and land acquisition projects (sec. 2903)

The conferees agree to a provision that would authorize $258.7 million in military construction projects for the Air Force in support of operations in Iraq and Afghanistan.

The House and Senate bills included no similar provisions.

The conference agreement includes funding for additional projects that were requested by the President in his budget amendment submitted on October 22, 2007.

The conferees have not authorized funding of $40.0 million requested for replacement of expeditionary facilities at Al Udeid Air Base, Qatar. The conferees are concerned that permanent facilities for the same purpose were constructed and completed in March 2007 from amounts provided in 2004 for emergency supplemental appropriations, but currently cannot be inhabited due to a lack of electricity. The conferees note that the Department of the Air Force may be in violation of section 2801 of title 10, United States Code, which states, "a military construction project includes all construction work, or any contribution authorized by this chapter, necessary to produce a complete and useable facility. . ." The conferees note that the Air Force predicts that the new dormitories, dining halls, and support facilities at Al Udeid Air Base may not be ready for occupancy until March 2008, and may require the use of portable electrical generators at significant further expense to the Air Force. The conferees direct the Secretary of the Air Force to ensure the current facilities are complete and useable with a permanent power source before requesting any further authorizations for new facilities at Al Udeid Air Base, Qatar.

The conferees have not authorized funding of $6.3 million requested to relocate an expeditionary force site at Masirah Island Air Base, Oman. The conferees note that the project is required to relocate a current expeditionary site per the request of the host nation, and that according to the budget justification documents for this project, the "current U.S. mission requirements dictate the need for planned troop beddowns in the near term at Masirah Island." The conferees note that other statutory authorities exist to permit field commanders to meet such operational requirements.

Authorized defense agencies construction and land acquisition projects (sec. 2904)

The conferees agree to a provision that would authorize $27.6 million in military construction projects for the defense agencies in support of operations in Iraq and Afghanistan and to provide facilities for the treatment of wounded service members.

The House and Senate bills included no similar provisions.

The conference agreement includes funding for additional projects that were requested by the President in his budget amendment submitted on October 22, 2007.

Authorized base closure and realignment activities funded through Department of Defense Base Closure Account 2005 and related authorization of appropriations (sec. 2905)

The conferees agree to a provision that would authorize $415.9 million for military construction projects, planning, and design, and operation and maintenance for base closure activities related to the construction of new medical facilities at the National Naval Medical Center, Bethesda, Maryland, and Fort Belvoir, Virginia.

The House bill and Senate amendment included no similar provisions.

This funding was requested by the President in his budget amendment submitted to Congress on October 22, 2007 and is in addition to the funding for these same projects authorized in title XXVII of this Act, which reflects the original February budget request.

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

TITLE XXXI—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

Subtitle A—National Security Programs Authorizations

Overview

Title XXXI authorizes appropriations for atomic energy defense activities of the Department of Energy for fiscal year 2008, including: the purchase, construction, and acquisition of plant and capital equipment; research and development; nuclear weapons activities; nuclear nonproliferation activities; naval nuclear propulsion; environmental cleanup; operating expenses; and other expenses necessary to carry out the purposes of the Department of Energy Organization Act (Public Law 95–91). This title authorizes appropriations in five categories: (1) National Nuclear Security Administration (NNSA); (2) defense environmental cleanup; (3) other defense activities; (4) defense nuclear waste disposal; and (5) energy security and assurance.

The budget request for atomic energy defense activities at the Department included $15.9 billion for atomic energy defense activities, a less than 1 percent increase above the fiscal year 2007 operating plan level. Of the total amount requested:

(1) $9.4 billion is for NNSA, of which

(a) $6.5 billion is for weapons activities,

(b) $1.7 billion is for defense nuclear nonproliferation activities, including $50.0 million for fiscal year 2008 war-related funding,

(c) $808.2 million is for naval reactors, and

(d) $394.7 million is for the Office of the Administrator;

(2) $5.4 billion is for defense environmental cleanup;

(3) $764.0 million is for other defense activities; and

(4) $292.0 million is for defense nuclear waste disposal.

The budget request also included $5.9 million for energy security and assurance within energy supply.

The conferees agree to authorize $16.1 billion for atomic energy defense activities, an increase of $193.3 million above the budget request.

Of this amount, the conferees agree to authorize:

(1) $9.6 billion for NNSA, of which

(a) $6.5 billion would be for weapons activities, a decrease of $45.7 million below the budget request,

(b) $2.0 billion would be for defense nuclear nonproliferation, an increase of $230.0 million above the budget request,

(c) $808.2 million would be for naval reactors, the amount of the budget request, and

(d) $400.0 million would be for the Office of the Administrator, an increase of $5.0 million above the budget request;

(2) $5.4 billion would be for defense environmental cleanup activities, an increase of $4.0 million above the budget request;

(3) $764.0 million would be for other defense activities, the amount of the budget request; and

(4) $292.0 million would be for defense nuclear waste disposal, the amount of the budget request.

The conferees agree to authorize $5.9 million for energy security and assurance, the amount of the budget request.

The following table summarizes the budget request and the authorizations:

Department of Energy National Security Programs
(Dollars in Thousands)

Discretionary Summary By Appropriation	FY 2008 Request	House Authorized	Senate Authorize	Conference Change	Conference Authorized
Appropriation Summary:					
Energy supply and conservation	5,860	6,000			5,860
Atomic Energy Defense Activities					
National nuclear security administration:					
Weapons activities	6,511,312	6,511,312	6,472,172	-45,738	6,465,574
Defense nuclear nonproliferation	1,722,646	1,817,646	1,859,646	230,000	1,952,646
Naval reactors	808,219	808,219	808,219		808,219
Office of the administrator	394,656	399,656	399,656	5,000	399,656
Total, National nuclear security administration	**9,436,833**	**9,536,833**	**9,539,693**	**189,262**	**9,626,095**
Environmental and other defense activities:					
Defense environmental cleanup	5,363,905	5,363,905	5,410,905	4,000	5,367,905
Other defense activities	763,974	763,974	663,074		763,974
Defense nuclear waste disposal	292,046	292,046	242,046		292,046
Total, Environmental & other defense activities	**6,419,925**	**6,419,925**	**6,316,025**	**4,000**	**6,423,925**
Total, Atomic Energy Defense Activities	**15,856,758**	**15,956,758**	**15,855,718**	**193,262**	**16,050,020**
Total, Discretionary Funding	**15,862,618**	**15,962,758**	**15,855,718**	**193,262**	**16,055,880**

Department of Energy National Security Programs
(Dollars in Thousands)

	FY 2008 Reques	House Authorized	Senate Authorize	Conference Change	Conference Authorized
Energy Supply And Conservation					
Electricity Delivery & Energy Reliability					
Operations and analysis					
Infrastructure security & energy restoration	5,860	6,000			5,860
Weapons Activities					
Directed stockpile work					
Life extension programs					
B61 Life extension program	63,115	58,915	63,115		63,115
W76 Life extension program	175,571	175,571	115,571		175,571
W80 Life extension program					
Total, Life extension programs	238,686	234,486	178,686		238,686
Stockpile systems					
B61 Stockpile systems	75,091	75,091	75,091		75,091
W62 Stockpile systems	2,153	2,153	2,153		2,153
W76 Stockpile systems	69,238	69,238	69,238		69,238
W78 Stockpile systems	38,991	38,991	38,991		38,991
W80 Stockpile systems	32,372	32,372	32,372		32,372
B83 Stockpile systems	25,012	25,012	25,012		25,012
W84 Stockpile systems					
W87 Stockpile systems	57,147	57,147	57,147		57,147
W88 Stockpile systems	46,713	46,713	46,713		46,713
Total, Stockpile systems	346,717	346,717	346,717		346,717
Reliable replacement warhead	88,769	68,769	195,069	-22,769	66,000
Weapons dismantlement and disposition	52,250	52,250	72,250	20,000	72,250

Department of Energy National Security Programs
(Dollars in Thousands)

	FY 2008 Reques	House Authorized	Senate Authorize	Conference Change	Conference Authorized
Stockpile services					
Production support	284,979	284,979	284,979		284,979
Research and development support	33,329	33,329	33,329		33,329
R&D certification and safety	181,984	181,984	181,984		181,984
Management, technology, and production	205,576	205,576	205,576		205,576
Responsive infrastructure	14,946	14,946	14,946	-14,946	
Total, Stockpile services	720,814	720,814	720,814	-14,946	705,868
Total, Directed stockpile work	1,447,236	1,423,036	1,513,536	-17,715	1,429,521
Campaigns:					
Science campaign					
Primary assessment technologies	63,527	63,527	63,527		63,527
Dynamic materials properties	98,014	98,014	98,014		98,014
Advanced radiography	30,995	30,995	30,995		30,995
Secondary assessment technologies	80,539	80,539	80,539		80,539
Test readiness					
Total, Science campaign	273,075	273,075	273,075		273,075
Engineering campaign					
Enhanced surety	24,803	24,803	5,503		24,803
Weapon systems engineering assessment technology	19,691	19,691	6,491		19,691
Nuclear survivability	8,813	8,813	3,213		8,813
Enhanced surveillance	80,614	84,628	32,314		80,614
Engineering campaign construction activities					
MESA, other project costs	7,630	7,630	7,630		7,630
Construction:					
01-D-108 Microsystem & engineering science applications (MESA), Sandia National Laboratories,	11,198	11,196	11,198		11,198
Total, Engineering campaign construction activities	18,828	18,828	18,828		18,828
Total, Engineering campaign	152,749	156,763	66,349		152,749

Department of Energy National Security Programs
(Dollars in Thousands)

	FY 2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Inertial confinement fusion ignition and high yield campaign					
Ignition	97,537	97,537	99,537	3,300	100,837
Support of stockpile programs					
NIF diagnostics, cryogenics and experimental support	67,935	67,935	69,609	2,500	70,435
Pulsed power inertial confinement fusion	10,440	10,440	10,440		10,440
University grants/other ICF support					
Joint program in high energy density laboratory plasmas	3,213	3,213	3,213		3,213
Facility operations and target production	86,083	86,083	92,083	9,300	95,383
Inertial fusion technology					
NIF assembly and installation	136,912	136,912	136,912		136,912
High-energy petawatt laser development					
Program increase		15,100			
Subtotal, Inertial confinement fusion and high yield campaign	**402,120**	**417,220**	**411,794**	**15,100**	**417,220**
Construction:					
96-D-111 National ignition facility (NIF), Lawrence Livermore National Laboratory, Livermore, CA	10,139	10,139	10,139		10,139
Total, Inertial confinement fusion and high yield campaign	**412,259**	**427,359**	**421,933**	**15,100**	**427,359**
Advanced simulation and computing campaign					
Operations and maintenance	585,738	590,738	585,738	5,000	590,738
Pit manufacturing and certification					
Pit manufacturing	155,838	155,838	155,838		155,838
Pit certification	45,999	45,999	37,999		45,999
Pit manufacturing capability	54,479	54,479	49,479		54,479
Modern pit facility					
Pit campaign support activities at NTS					
Consolidated plutonium center other project cost (OPC)	24,914			-24,914	
Total, Pit manufacturing and certification	**281,230**	**256,316**	**243,316**	**-24,914**	**256,316**

Department of Energy National Security Programs
(Dollars in Thousands)

	FY 2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Readiness Campaign					
Stockpile readiness	18,924	18,924	18,924		18,924
High explosives and weapon operations	9,835	9,835	9,835		9,835
Non-nuclear readiness	25,592	25,592	25,592		25,592
Tritium readiness					
Operations and maintenance	73,231	73,231	73,231		73,231
Total, Tritium readiness	73,231	73,231	73,231		73,231
Advanced design and production technologies	33,587	33,587	33,587		33,587
Total, Readiness campaign	161,169	161,169	161,169		161,169
Total, Campaigns	1,866,220	1,866,420	1,751,580	-4,814	1,861,406
Readiness in technical base and facilities (RTBF)					
Operations of facilities					
Operations of facilities	1,159,305	1,159,305	1,159,305		1,159,305
Operations of facilities					
Kansas City Plant					
Lawrence Livermore National Laboratory					
Los Alamos National Laboratory					
Nevada Test Site					
Pantex		15,000	36,800	36,800	36,800
Sandia National Laboratory					
Savannah River Site					
Y-12 Production Plant		10,000		10,000	10,000
Institutional site support				-4,009	-4,009
Total, Operations of facilities		25,000	36,800	42,791	42,791
Total, Operations of facilities	1,159,305	1,184,305	1,196,105	42,791	1,202,096
Program readiness	71,466	71,466	71,466		71,466
Material recycle and recovery	69,962	69,962	69,962		69,962
Containers	19,184	19,184	19,184		19,184
Storage	35,133	35,133	35,133		35,133
Subtotal, Readiness in technical base and facilities	1,355,050	1,380,050	1,391,850		1,397,841

Department of Energy National Security Programs
(Dollars in Thousands)

	FY 2008 Request	House Authorized	Senate Authorize	Conference Change	Conference Authorized
Construction:					
08-D-801 High pressure fire loop (HPFL) Pantex Plant, Amarillo, TX	7,000	7,000	7,000		7,000
08-D-802 High explosive pressing facility Pantex Plant, Amarillo, TX	25,300	25,300	25,300		25,300
08-D-804 TA-55 Reinvestment project Los Almos National Laboratory, Los Alamos, NM	6,000	6,000	6,000		6,000
07-D-140 Project engineering and design (PED) various locations	2,500	2,500	2,500		2,500
07-D-220 Radioactive liquid waste treatment facility upgrade project, Los Alamos National Los Alamos, NM	26,672	26,672	26,672		26,672
06-D-140 Project engineering design (PED) various locations	23,862	23,862	23,862		23,862
06-D-402 NTS replace fire stations 1 & 2 Nevada Test Site, NV	6,719	6,719	6,719		6,719
05-D-140 Project engineering design various locations	7,000	7,000	7,000		7,000
04-D-125 Chemistry and metallurgy facility replacement project, Los Alamos National Laboratory, Los Alamos, NM	95,586	95,586	45,586		95,586

Department of Energy National Security Programs
(Dollars in Thousands)

	FY 2008 Request	House Authorized	Senate Authorize	Conference Change	Conference Authorized
04-D-128 TA-18 Criticality experiments facility (CEF), Los Alamos National Laboratory, NM and Nevada Test Site, NV	29,455	29,455	29,455		29,455
01-D-124 HEU materials facility, Y-12 National Security Complex,Oak Ridge, TN	77,000	77,000	77,000		77,000
Total, Construction	307,094	307,094	257,094		307,094
Total, Readiness in technical base and facilities	1,662,144	1,687,144	1,648,944	42,791	1,704,935
Secure transportation asset					
Operations and equipment	130,845	130,845	130,845		130,845
Program direction	84,801	84,801	84,801		84,801
Total, Secure transportation asset	215,646	215,646	215,646		215,646
Nuclear weapons incident response	161,748	161,748	171,748		161,748
Facilities and infrastructure recapitalization program					
Operation and maintenance	231,023	231,023	231,023	-31,000	200,023
Construction					
08-D-601 Mercury highway Nevada Test Site, NV	7,800	7,800	7,800		7,800
08-D-602 Potable water system upgrades Y-12 National Security Complex, Oak Ridge, TN	22,500	22,500	22,500		22,500
07-D-253 TA 1 heating systems modernization (HSM) Sandia National Laboratories, Albuquerque, NM	13,000	13,000	13,000		13,000
08-D-601 Electrical distribution system upgrade, Pantex Plant, Amarillo, TX	2,500	2,500	2,500		2,500

Department of Energy National Security Programs
(Dollars in Thousands)

	FY 2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
06-D-602 Gas main and distribution system upgrade, Pantex Plant, Amarillo, TX	1,900	1,900	1,900		1,900
06-D-603 Steam plant life extension project (SLEP), Y-12 National Security Complex, Oak Ridge, TN	15,020	15,020	15,020		15,020
Total, Construction	62,720	62,720	62,720		62,720
Total, Facilities and infrastructure recapitalization program	293,743	293,743	293,743	-31,000	262,743
Environmental projects and operations					
Long term response actions					
Long term stewardship	17,518	17,518	17,518		17,518
Total, Environmental projects and operations	17,518	17,518	17,518		17,518
Safeguards and security					
Defense nuclear security					
Operations and maintenance	721,318	721,318	783,718	20,000	741,318
Construction:					
08-D-701 Nuclear materials S&S upgrade project, Los Alamos National Laboratory, Los Alamos, NM	49,496	49,496	49,496		49,496
05-D-170 Project engineering and design, various locations	8,000	8,000	8,000		8,000
Total, Construction	57,496	57,496	57,496		57,496
Total, Defense nuclear security	778,814	778,814	841,214	20,000	798,814
Cybersecurity	102,243	102,243	102,243		102,243
Total, Safeguards and security	881,057	881,057	943,457	20,000	901,057
Subtotal, Weapons Activities	6,545,312	6,545,312	6,556,172	9,262	6,554,574

Department of Energy National Security Programs
(Dollars in Thousands)

	FY 2008 Reques	House Authorized	Senate Authorize	Conference Change	Conference Authorized
Adjustments					
Use of prior year unobligated balances			-50,000	-55,000	-55,000
Less security charge for reimbursable work	-34,000	-34,000	-34,000		-34,000
Transfer to Office of the Administrator					
Total, Adjustments	-34,000	-34,000	-84,000	-55,000	-89,000
Total, Weapons Activities	6,511,312	6,511,312	6,472,172	-45,738	6,465,574
Defense Nuclear Nonproliferation					
Nonproliferation and verification R&D					
Operations and maintenance	265,252	280,252	315,252	50,000	315,252
Total, Nonproliferation & verification R&D	265,252	280,252	315,252	50,000	315,252
Nonproliferation and international security	124,870	147,870	137,870	13,000	137,870
International nuclear materials protection and cooperation	371,771	401,771	381,771	30,000	401,771
Elimination of weapons-grade plutonium production program	181,593	181,593	195,593	10,000	191,593
Fissile materials disposition	215,685	215,685	215,685		215,685
Construction:					
99-D-141 Pit disassembly and conversion facility, Savannah River, SC	60,000	60,000	60,000		60,000
99-D-143 Mixed oxide fuel fabrication facility, Savannah River, SC	333,849	333,849	333,849		333,849
Total, Construction	393,849	393,849	393,849		393,849
Total, Fissile materials disposition	609,534	609,534	609,534		609,534

Department of Energy National Security Programs
(Dollars in Thousands)

	FY 2008 Request	House Authorized	Senate Authorize	Conference Change	Conference Authorized
Global threat reduction initiative	119,626	196,626	119,626	77,000	196,626
International nuclear materials protection and cooperation FY08 war-	30,000		30,000		30,000
Global threat reduction initiative FY08 war-related	20,000		20,000		20,000
IAEA Nuclear Fuel Bank			50,000	50,000	50,000
Subtotal, Defense Nuclear Nonproliferation	1,722,646	1,817,646	1,859,646	230,000	1,952,646
Total, Defense Nuclear Nonproliferation	1,722,646	1,817,646	1,859,646	230,000	1,952,646
Naval Reactors					
Naval reactors development					
Operation and maintenance	765,519	765,519	765,519		765,519
Total, Operation and maintenance	765,519	765,519	765,519		765,519
Construction:					
08-D-901 Shipping and receiving and warehouse complex (SRWC), Bettis Atomic Power Laboratory (BAPL),	9,000	9,000	9,000		9,000
08-D-190 Project engineering and design Expended Core Facility M-290 recovering discharge station, Naval Reactors Facility, ID	550	550	550		550
07-D-190 Materials research technology complex (MRTC), Bettis Atomic Power Laboratory (BAPL), Pittsl	450	450	450		450
Total, Construction	10,000	10,000	10,000		10,000
Total, Naval reactors development	775,519	775,519	775,519		775,519
Program direction	32,700	32,700	32,700		32,700
Total, Naval Reactors	808,219	808,219	808,219		808,219

Department of Energy National Security Programs
(Dollars in Thousands)

	FY 2008 Reques	House Authorized	Senate Authorize	Conference Change	Conference Authorized
Office Of The Administrator					
Office of the administrator	394,656	399,656	399,656	5,000	399,656
Total, Office Of The Administrator	**394,656**	**399,656**	**399,656**	**5,000**	**399,656**
Defense Environmental Cleanup					
Closure sites:					
Ashtabula	295	295	295		295
Columbus					
Closure sites administration	11,834	11,834	11,834		11,834
Fernald					
Miamisburg	30,308	30,308	30,308		30,308
Rocky Flats					
Total, Closure sites	**42,437**	**42,437**	**42,437**		**42,437**
Hanford site:					
2012 completion projects					
Nuclear material stabilization and disposition					
Plutonium finishing plant (PFP)	98,002	98,002	98,002		98,002
SNF stabilization and disposition	99,815	99,815	99,815		99,815
Nuclear facility D&D river corridor closure project	215,221	215,221	215,221		215,221
Solid waste stabilization and disposition					
Total, 2012 completion projects	**413,038**	**413,038**	**413,038**		**413,038**

Department of Energy National Security Programs
(Dollars in Thousands)

	FY 2008 Request	House Authorized	Senate Authorize	Conference Change	Conference Authorized
2035 completion projects					
Solid waste stabilization and disposition 2035	236,788	236,788	236,788		236,788
Soil and water remediation - groundwater vadose zone	105,552	105,552	105,552		105,552
Nuclear facility D&D - remainder of Hanford	98,753	98,753	98,753		98,753
Operate waste disposal facility	3,329	3,329	3,329		3,329
SNF stabilization and disposition/storage					
Richland community and regulatory support	19,620	19,620	19,620		19,620
Total, 2035 completion projects	464,042	464,042	464,042		464,042
Total, Hanford site	877,080	877,080	877,080		877,080
Office of River Protection:					
Waste treatment and immobilization plant					
Construction:					
01-D-416 Waste treatment and immobilization plant					
01-D-16A Low activity waste facility	143,000	143,000	143,000		143,000
01-D-16B Analytical laboratory	45,000	45,000	45,000		45,000
01-D-16C Balance of facilities	72,000	72,000	72,000		72,000
01-D-16D High level waste facility	177,000	177,000	177,000		177,000
01-D-16E Pretreatment facility	253,000	253,000	253,000		253,000
Total, Construction	690,000	690,000	690,000		690,000
Total, Waste treatment and immobilization plant	690,000	690,000	690,000		690,000
Tank farm activities					
Radioactive liquid tank waste stabilization and disposition	272,972	272,972	272,972		272,972
River protection community and regulatory support	471	471	471		471
Total, Tank farm activities	273,443	273,443	273,443		273,443
Total, Office of River protection	963,443	963,443	963,443		963,443

Department of Energy National Security Programs
(Dollars in Thousands)

	FY 2008 Request	House Authorized	Senate Authorize	Conference Change	Conference Authorized
Idaho National Laboratory:					
SNF stabilization and disposition/storage					
Nuclear material stabilization and disposition	2,250	2,250	2,250		2,250
SNF stabilization and disposition - 2012	29,188	29,188	29,188		29,188
Solid waste stabilization and disposition	168,623	168,623	168,623		168,623
Radioactive liquid tank waste stabilization and disposition	61,616	61,616	61,616		61,616
Construction					
06-D-401 Sodium bearing waste treatment project, Idaho	112,800	112,800	112,800		112,800
Total, Construction	112,800	112,800	112,800		112,800
Soil and water remediation - 2012	112,389	112,389	112,389		112,389
Nuclear facility D & D	13,373	13,373	13,373		13,373
Non-nuclear facility D & D					
Idaho community and regulatory support	3,787	3,787	3,787		3,787
Total, Idaho National Laboratory	504,026	504,026	504,026		504,026
NNSA sites					
Lawrence Livermore National Laboratory	8,680	8,680	8,680		8,680
NNSA Service Center	29,096	29,096	29,096		29,096
Nevada	81,106	81,106	81,106		81,106
Kansas City Plant					
California site support	370	370	370		370
Pantex	12,411	12,411	12,411		12,411
Sandia National Laboratories					
Nevada off-sites					
Los Alamos National Laboratory	139,467	139,467	139,467		139,467
Total, NNSA sites and Nevada off-sites	271,130	271,130	271,130		271,130

Department of Energy National Security Programs
(Dollars in Thousands)

	FY 2008 Reques	House Authorized	Senate Authorize	Conference Change	Conference Authorized
Oak Ridge Reservation:					
Solid waste stabilization and completion - 2006					
Soil and water remediation - Melton Valley					
Solid waste stabilization and disposition - 2012	72,285	72,285	72,285		72,285
Soil and water remediation - offsites	6,379	6,379	6,379		6,379
Nuclear facility D & D, East Tennessee technology park	3,353	3,353	3,353		3,353
Nuclear facility D & D, Y-12 National Security Complex	19,855	19,855	19,855		19,855
Nuclear facility D & D, Oak Ridge National Laboratory	51,446	51,446	51,446		51,446
Solid waste stabilization and disposition					
Science current generation					
Solid waste stabilization and disposition					
OR reservation community and regulatory support	5,966	5,966	5,966		5,966
Building 3019	20,000	20,000	20,000		20,000
Total, Oak Ridge Reservation	179,284	179,284	179,284		179,284
Savannah River sites:					
2012 completion projects					
Nuclear facility D&D					
Nuclear material stabilization and disposition					
Construction:					
04-D-423 Container surveillance capability in 105K	31,000	31,000	31,000		31,000
Total, Construction	31,000	31,000	31,000		31,000
Total, 2012 completion projects	31,000	31,000	31,000		31,000
2035 completion projects					
SNF stabilization, disposition/storage					
SR community and regulatory support	12,500	12,500	12,500		12,500
Nuclear material stabilization and disposition	311,611	311,611	311,611		311,611
Spent nuclear fuel sabilization and disposition	31,133	31,133	31,133		31,133
Solid waste stabilization and disposition	61,528	61,528	77,528		61,528
Soil and water remediation	75,191	75,191	75,191		75,191
Nuclear facility D&D	2,908	2,908	23,908		2,908

Department of Energy National Security Programs
(Dollars in Thousands)

	FY 2005 Request	House Authorized	Senate Authorize	Conference Change	Conference Authorized
Construction:					
08-D-414 Project engineering and design Plutonium Vitrification Facility, VL	15,000	15,000	15,000	-6,000	9,000
Total, Construction	15,000	15,000	15,000	-6,000	9,000
Total, 2035 completion projects	510,071	510,071	547,071	-6,000	504,071
Tank farm activities					
Radioactive liquid tank waste stabilization and disposition	524,018	524,018	524,018		524,018
Construction:					
05-D-405 Salt waste processing facility, Savannah River	131,000	131,000	131,000		131,000
03-D-414 Salt waste processing facility PED, Savannah River	10,001	10,001	10,001		10,001
Total, Construction	141,001	141,001	141,001		141,001
Total, Tank farm activities	665,019	665,019	665,019		665,019
Total, Savannah River site	1,206,090	1,206,090	1,243,090	-6,000	1,200,090
Waste Isolation Pilot Plant					
Waste isolation pilot plant	133,018	133,018	133,018		133,018
Central characterization project	32,898	32,898	32,898		32,898
Transportation	27,134	27,134	27,134		27,134
Community and regulatory support	26,689	26,689	26,689		26,689
Total, Waste Isolation Pilot Plant	219,739	219,739	219,739		219,739
Program direction	309,760	309,760	309,760		309,760
Program support	33,146	33,146	33,146		33,146

Department of Energy National Security Programs
(Dollars in Thousands)

	FY 2008 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Safeguards and Security:					
Waste Isolation Pilot Project	4,927	4,927	4,927		4,927
Oak Ridge Reservation	18,490	18,490	18,490		18,490
Fernald					
West Valley	1,600	1,600	1,600		1,600
Paducah					
Portsmouth	11,667	11,667	11,667		11,667
Richland/Hanford Site	87,297	87,297	87,297		87,297
Savannah River Site	149,400	149,400	149,400		149,400
Total, Safeguards and Security	273,381	273,381	273,381		273,381
Technology development	21,389	21,389	31,389	10,000	31,389
Uranium enrichment D&D fund contribution	463,000	463,000	463,000		463,000
Subtotal, Defense environmental cleanup	5,363,905	5,363,905	5,410,905	4,000	5,367,905
Total, Defense Environmental Cleanup	5,363,905	5,363,905	5,410,905	4,000	5,367,905
Other Defense Activities					
Health, safety and security					
Health, safety and security	329,305	329,305	327,405		329,305
Program direction	100,043	100,043	100,043		100,043
Total, Health, safety and security	429,348	429,348	427,448		429,348

Department of Energy National Security Programs
(Dollars in Thousands)

	FY 2008 Request	House Authorized	Senate Authorize	Conference Change	Conference Authorized
Office of Legacy Management					
Legacy management	148,063	148,063	148,063		148,063
Program direction	11,000	11,000	11,000		11,000
Total, Office of Legacy Management	159,063	159,063	159,063		159,063
Nuclear energy					
Infrastructure					
Idaho facilities management					
INL infrastructure O&M					
Idaho sitewide safeguards and security	75,949	75,949	75,949		75,949
Total, Infrastructure	75,949	75,949	75,949		75,949
Total, Nuclear energy	75,949	75,949	75,949		75,949
Defense related administrative support	99,000	99,000			99,000
Office of hearings and appeals	4,607	4,607	4,607		4,607
Subtotal, Other defense activities	767,967	767,967	667,067		767,967
Adjustments:					
Use of prior year balances	-990	-990	-990		-990
Less security charge for reimbursable work (NE)	-3,003	-3,003	-3,003		-3,003
Total, Adjustments	-3,993	-3,993	-3,993		-3,993
Total, Other Defense Activities	763,974	763,974	663,074		763,974
Defense Nuclear Waste Disposal					
Defense nuclear waste disposal	292,046	292,046	242,046		292,046

ITEM OF SPECIAL INTEREST

International Atomic Energy Agency nuclear fuel bank

The conferees support the creation of an international nuclear fuel bank under the auspices of the International Atomic Energy Agency (IAEA). Some countries—including Iran—have justified the need for developing their own uranium enrichment and reprocessing facilities, which could make nuclear reactor fuel or nuclear weapons-usable materials, based on the claim that they could not trust foreign countries to reliably supply nuclear fuel for their reactors. The creation of international mechanisms to supplement the international nuclear fuel market could remove the need for national enrichment and reprocessing capabilities in states that do not currently possess them, and support global nonproliferation efforts and discourage new countries from developing national uranium enrichment facilities.

The conferees note that the House has already passed H.R. 885, the International Nuclear Fuel for Peace and Nonproliferation Act, and note that the Senate Committee on Foreign Relations has reported S. 1138, the Nuclear Safeguards and Supply Act of 2007. Conferees note that additional work will be required in order to provide appropriate guidance to the executive branch regarding criteria for access by foreign countries to any fuel bank established at the IAEA with materials or funds provided by the United States.

LEGISLATIVE PROVISIONS ADOPTED

National Nuclear Security Administration (sec. 3101)

The House bill contained a provision (sec. 3101) that would authorize $9.5 billion for the National Nuclear Security Administration (NNSA) of the Department of Energy, including funds for weapons activities, defense nuclear nonproliferation programs, naval reactor programs, and the Office of the Administrator, an increase of $100.0 million above the budget request.

The Senate amendment contained a similar provision (sec. 3101) that would authorize $9.5 billion, an increase of $102.9 million above the budget request.

The conferees agree to authorize $9.6 billion for NNSA, an increase of $189.3 million above the budget request.

The budget request included $6.5 billion for weapons activities. The House bill would authorize $6.5 billion, the amount of the budget request. The Senate amendment would authorize $6.5 billion, a decrease of $39.1 million below the budget request. The conferees agree to authorize $6.5 billion, a decrease of $45.7 million below the budget request.

Within weapons activities, the conferees agree to authorize $66.0 million for the Reliable Replacement Warhead, a decrease of $22.8 million below the budget request. The conferees agree to authorize an increase of $20.0 million above the budget request for weapons dismantlement and disposition. The budget request included $14.9 million for responsive infrastructure. The conferees agree to authorize no funds for this item. The conferees agree to authorize an increase of $15.1 million above the budget request in inertial confinement fusion ignition and high yield campaign as fol-

lows: a $3.3 million increase for ignition; a $2.5 million increase for National Ignition Facility (NIF) diagnostics, cryogenics, and experimental support; and a $9.3 million increase in facility operations and target production. The conferees also agree to authorize an increase of $5.0 million above the budget request in the advanced simulation and computing campaign to support NIF computational needs. The budget request included $24.9 million for the consolidated plutonium center. The conferees agree to authorize no funds for this item. In readiness in technical base and facilities, the conferees agree to authorize the following increases above the budget request in operations of facilities: a $36.8 million increase for infrastructure repair at the Pantex Plant; and a $10.0 million increase for the Y–12 complex, composed of $5.0 million for infrastructure repair and $5.0 million for activities in support of the Uranium Processing Facility. The conferees agree to authorize $262.7 million for the facilities and infrastructure recapitalization program, a decrease of $31.0 million below the budget request. Within safeguards and security, the conferees agree to authorize an increase of $20.0 million above the budget request to address training and equipment shortages at NNSA sites. Within weapons activities, the conferees agree to authorize the use of $55.0 million of prior year unobligated balances as a funding adjustment to offset fiscal year 2008 requirements.

The budget request included $1.7 billion for defense nuclear nonproliferation, including $50.0 million for fiscal year 2008 war-related funding. The conferees agree to authorize $2.0 billion, an increase of $180.0 million above the base budget request and the amount requested for fiscal year 2008 war-related funding (the authorization of $50.0 million for fiscal year 2008 war-related funding is provided elsewhere in Division C of this Act). The conferees agree to authorize an additional $50.0 million in funding for the Nonproliferation and Verification Research and Development program for proliferation detection including next-generation nuclear detection technologies, nuclear explosion monitoring, and technologies to support improved nuclear material forensic capabilities. The conferees agree to authorize an additional $13.0 million in funding for the Nonproliferation and International Security program as follows: an increase of $8.0 million for Global Initiatives for Proliferation Prevention; and an increase of $5.0 million for Dismantlement and Transparency, including technical support to the Six Party process on the denuclearization of the Korean Peninsula. The conferees agree to authorize an additional $30.0 million in funding for the International Nuclear Materials Protection and Cooperation program as follows: an increase of $20.0 million for the Second Line of Defense Core program and Megaports; an increase of $3.0 million to reduce the risk of theft and proliferation of weapons-usable nuclear materials from the Russian Federation; and an increase of $7.0 million to ensure the sustainability of weapons of mass destruction nonproliferation programs in Russia. The conferees agree to authorize an additional $10.0 million in funding for the Elimination of Weapons-Grade Plutonium Production program to accelerate shutdown of the plutonium producing reactor at Zheleznogorsk, Russia. The conferees agree to authorize an additional $77.0 million in funding for the Global Threat Reduction Ini-

tiative as follows: an increase of $5.0 million for Reduced Enrichment for Research and Test Reactors, including the conversion of research and test reactors from the use of highly-enriched uranium to low-enriched uranium; an increase of $2.0 million for U.S. Radiological Threat Reduction; an increase of $40.0 million for International Radiological Threat Reduction; and an increase of $30.0 million for Emerging Threats and Gap Material. The conferees agree to authorize $50.0 million for the International Atomic Energy Agency nuclear fuel bank.

The budget request included $808.2 million for the naval reactors program. The conferees agree to authorize this program at the requested level. The budget request included $394.7 million for the Office of the Administrator. The conferees agree to authorize an increase of $5.0 million above the budget request within the Office of the Administrator program direction account for the purposes of expanding and strengthening staff capacity, capabilities, and resources in support of defense nuclear nonproliferation activities.

Defense environmental cleanup (sec. 3102)

The House bill contained a provision (sec. 3102) that would authorize $5.4 billion for the Department of Energy for defense environmental cleanup for fiscal year 2008, the amount of the budget request.

The Senate amendment contained a similar provision (sec. 3102) that would authorize $5.4 billion for defense environmental cleanup, an increase of $47.0 million above the budget request.

The conferees agree to include a provision that would authorize $5.4 billion for defense environmental cleanup, an increase of $4.0 million above the budget request. The conferees agree to authorize $9.0 million for project 08–D–414/PED 08–01, the plutonium vitrification facility at the Savannah River Site, a decrease of $6.0 million below the budget request. The conferees agree to authorize an additional $10.0 million for technology development and deployment.

Other defense activities (sec. 3103)

The House bill contained a provision (sec. 3103) that would authorize $764.0 million for the Department of Energy for other defense activities for fiscal year 2008, the amount of the budget request.

The Senate amendment contained a similar provision (sec. 3103) that would authorize $664.1 million for the Department of Energy for other defense activities, a decrease of $100.9 million below the budget request.

The conferees agree to include a provision that would authorize $764.0 million, the amount of the budget request.

Defense nuclear waste disposal (sec. 3104)

The House bill contained a provision (sec. 3104) that would authorize $292.0 million for defense nuclear waste disposal, the amount of the budget request.

The Senate amendment contained a similar provision (sec. 3104) that would authorize $242.0 million, a decrease of $50.0 million below the budget request.

The conferees agree to include a provision that would authorize $292.0 million, the amount of the budget request.

Energy security and assurance (sec. 3105)

The House bill contained a provision (sec. 3105) that would authorize $6.0 million for the Department of Energy for other atomic energy defense activities for fiscal year 2008 for energy security and assurance programs, an increase of $140,000 above the budget request.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would authorize $5.9 million for energy security and assurance programs, the amount of the budget request.

The conferees reluctantly provide the funds requested in acknowledgment of the national security nexus for a limited set of activities conducted within the Department of Energy Office of Electricity Delivery and Energy Reliability. If the Department intends to continue to request some portion of funds for this office within budget code 050, the conferees expect a fulsome description of and justification for this funding; items absent from prior budget requests.

Subtitle B—Program Authorizations, Restrictions, and Limitations

Reliable Replacement Warhead program (sec. 3111)

The Senate amendment contained a provision (sec. 3111) that would place a cap on the funding available for the Reliable Replacement Warhead (RRW) program and prohibit funding for any RRW activities beyond phase 2A.

The House bill contained no similar provision.

The House recedes with an amendment that would prohibit the National Nuclear Security Administration (NNSA) from using fiscal year 2008 funds to support activities under the RRW program beyond phase 2A of the phased nuclear weapons acquisition process.

The conferees note that House Report 110–146 set forth the view of Committee on Armed Services of the House of Representatives that the NNSA RRW program activities should not exceed phase 2A activities in fiscal year 2008. The conferees have provided $66.0 million for RRW phase 2A activities.

The conferees believe clarification of the United States' long-term nuclear weapons policy is a prerequisite to any major decisions on the size and composition of the nuclear weapons stockpile and the complex that supports it. To that end, the conference agreement includes section 1062 establishing a congressionally appointed bipartisan commission to examine U.S. nuclear policy and strategic posture, and section 1070, requiring that a new Nuclear Posture Review be submitted to Congress in December 2009.

On September 7, 2007, JASON completed a technical review of the RRW with a focus on the Lawrence Livermore National Laboratory (LLNL)/Sandia National Laboratory design, now known as WR1. The review was undertaken at the request of the NNSA. In this review, JASON made four findings with accompanying recommendations. The four findings are:

(1) Certification for WR1 will require new experiments, enhanced computational tools, and improved scientific understanding of the connection of the results from such experiments and simulations to the existing nuclear explosive test data.

(2) The physical understanding of the enhanced surety features, which address a top requirement for WR1, is still under development.

(3) New fabrication processes are proposed for WR1 with the intent of simplifying manufacturing and achieving cost savings but their impact on performance must be further understood.

(4) In the absence of new nuclear-explosive testing, the challenges to certification must be met in a peer review regime that establishes confidence in the WR1 design. Peer review is essential to establishing the technical credibility of new designs. Peer review for RRW certification must play a larger role than provided for by current NNSA guidelines or envisaged in the LLNL plans.

The JASON findings begin to identify the challenges of the RRW program and the scientific work and general processes that need substantial focus and attention. The conferees believe that the RRW program will present many scientific challenges and urge the NNSA to ensure that the stockpile stewardship scientific, computational, and experimental capabilities and tools are maintained and expanded as necessary to support RRW.

The conferees urge the NNSA to approach the RRW program cautiously, with a commitment to address and resolve all issues as completely as possible. Using an outside technical review mechanism, such as JASON, is necessary to fully understand the technical issues associated with RRW. The conferees urge the NNSA to consider how a regularized external review could be undertaken.

Nuclear test readiness (sec. 3112)

The Senate amendment contained a provision (sec. 3121) that would repeal section 3113 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136) and extend the requirement for a test readiness report required by section 4208 of the Atomic Energy Defense Act (50 U.S.C. 2528), but require the Secretary of Energy to submit the report biennially on March 1 of each odd-numbered year beginning on March 1, 2009.

The House bill contained no similar provision.

The House recedes.

Modification of reporting requirement (sec. 3113)

The Senate amendment contained a provision (sec. 3136) that would modify the report required by section 3111 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163). Section 3111 required the Secretary of Energy to submit a report on the Reliable Replacement Warhead (RRW) by March 2007. The amendment would make the report a biennial report through 2013. In addition, the provision would require that the report be submitted in a classified form with an unclassified summary.

The House bill contained no similar provision.

The House recedes with an amendment that would eliminate the requirement for a biennial report through 2013 and retain the

requirement that the report be submitted in a classified form with a detailed unclassified summary.

The conferees note that the Secretary of Energy has failed to submit the report required by section 3111, and remind the Secretary that the report was due to Congress on March 1, 2007. The conferees believe that this report is important to future decisions about the RRW program.

Limitation on availability of funds for fissile materials disposition program (sec. 3114)

The Senate amendment contained a provision (sec. 3112) that would require the Secretary of Energy to certify to the congressional defense committees what portions of the fiscal year 2008 and prior fiscal years' funds for the fissile materials disposition program will be obligated and expended in fiscal years 2008 and 2009, before any of the fiscal year 2008 funds are obligated or expended. In the event that any of the fiscal year 2008 funds will not be obligated in fiscal years 2008 or 2009, the provision would authorize the Secretary to use such fiscal year 2008 funds for obligation to any other nonproliferation program in which the funds could be obligated and expended in fiscal years 2008 or 2009.

The House bill contained no similar provision.

The House recedes with an amendment that would prohibit the Secretary of Energy from obligating more than 75 percent of the funds authorized to be appropriated for the fissile materials disposition program for fiscal year 2008 until the Secretary, in consultation with the Administrator for Nuclear Security, submits a report to the congressional defense committees setting forth a plan for obligating and expending prior year funds that remain available for obligation after January 1, 2008, as well as fiscal year 2008 funds.

The conferees continue to fully support the goals of the United States Surplus Fissile Materials Disposition program, which include disposition of U.S. surplus weapons-grade plutonium and use of the mixed oxide fuel fabrication facility for such plutonium disposition. The conferees emphasize that the program has important nonproliferation benefits and is consistent with the national security interests of the United States. The disposition of surplus weapons-grade plutonium will demonstrate to the international community our commitment to permanently eliminating materials that could be used for nuclear weapons.

The conferees also continue to fully support the goals of the Russian Surplus Fissile Materials Disposition program, which include disposition of the Russian Federation's surplus weapons-grade plutonium. However, the conferees are concerned by the remaining lack of certainty on issues relating to the path forward for Russian plutonium disposition.

The conferees request an update from the Secretary of Energy at the earliest possible date on the subjects covered in the report the Secretary submitted to the congressional defense committees relating to the Russian Surplus Fissile Materials Disposition program, in response to the requirement under section 3121 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364).

Modification of limitations on availability of funds for waste treatment and immobilization plant (sec. 3115)

The Senate amendment contained a provision (sec. 3113) that would amend section 3120a of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364) to require an independent review and certification by the Secretary of Energy of the earned value management system for the waste treatment and immobilization plant at the Department of Energy's Hanford Site.

The House bill contained no similar provision.

The House recedes.

Modification of sunset date of the Office of the Ombudsman of the Energy Employees Occupational Illness Compensation program (sec. 3116)

The Senate amendment contained a provision (sec. 3137) that would extend the sunset date for the Office of the Ombudsman for the Energy Employees Occupational Illness Compensation program for 5 years to October 28, 2012.

The House bill contained a similar provision (sec. 3118) that would permanently establish the Office of the Ombudsman, provide the Office of the Ombudsman with contracting authority, and expand the scope of the duties of the office. In addition, the provision would change the nature of the funding that supports the office from mandatory to discretionary.

The House recedes.

Technical amendments (sec. 3117)

The Senate amendment contained a provision (sec. 3125) that would make technical amendments to the Atomic Energy Defense Act (50 U.S.C. 2521 et seq.)

The House bill contained no similar provision.

The House recedes.

Subtitle C—Other Matters

Study on using existing pits for the Reliable Replacement Warhead program (sec. 3121)

The House bill contained a provision (sec. 3111) that would require the Administrator for Nuclear Security, in consultation with the Nuclear Weapons Council, to analyze and then report on the feasibility of using existing plutonium pits to remanufacture warheads in the Reliable Replacement Warhead (RRW) program. The report to the congressional defense committees would be due no later than February 1, 2008. The report would be unclassified but may include a classified annex.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would clarify the scope of the study and the report to look at the feasibility of using existing plutonium pits in the RRW program, in lieu of newly manufactured pits. The study would include an analysis of certification, manufacturing, and technical issues relating to the use of existing plutonium pits and would be due to the congressional defense com-

mittees no later than 6 months after the date of enactment of this Act.

Report on retirement and dismantlement of nuclear warheads (sec. 3122)

The House bill contained a provision (sec. 3113) that would direct the Administrator for Nuclear Security, in consultation with the Nuclear Weapons Council, to submit to the congressional defense committees a report on the retirement and dismantlement of the nuclear warheads that are not part of the enduring stockpile but that have not been dismantled. The report would be due no later than February 1, 2008 and would include a plan to accelerate the dismantlement of such nuclear warheads and an assessment of the feasibility of implementing an accelerated schedule.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would change the due date of the report to March 1, 2008. Further, the amendment would specify that the nuclear warheads that are the subject of the report would be those warheads that will not be part of the enduring stockpile as of December 31, 2012, but that have not yet been dismantled. In addition, the amendment would require the Administrator to include in the report an assessment of the capacity of the nuclear weapons complex and the resources needed to accommodate an accelerated schedule.

Plan for addressing security risks posed to nuclear weapons complex (sec. 3123)

The House bill contained a provision (sec. 3114) that would direct the Administrator for Nuclear Security to conduct an assessment of the physical security and cyber security risks posed to the nuclear weapons complex at the Department of Energy (DOE) and the security technologies employed within the complex. The report on the assessment would be submitted to the congressional defense committees and would include a site-specific description of security technologies, a description of how DOE establishes investment priorities, and a multi-year plan for replacement and maintenance of technologies.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require that the plan be prepared in consultation with the Director of the Office of Health, Safety, and Security of the DOE. The amendment would also add the report as an additional element to the National Nuclear Security Administration annual future-years nuclear security program plan.

Department of Energy protective forces (sec. 3124)

The House bill contained a provision (sec. 3112) that would require the Administrator for Nuclear Security to conduct a review of the protective forces at the National Nuclear Security Administration (NNSA) sites and submit a report to the congressional defense committees setting forth the results of the review. The report would be due no later than March 1, 2008 and would include an assessment of the potential risks associated with contractual incentives and mechanisms to provide protective forces. In addition, the

report would require an assessment of specific alternative management options for managing the protective forces.

The Senate amendment contained a similar provision (sec. 3124) that would require the Comptroller General of the United States to report to the Committees on Armed Services of the Senate and the House of Representatives on the management of protective forces at the Department of Energy (DOE) sites with category I nuclear material. This would include the relevant NNSA sites. The report would be due 180 days after the date of enactment of this Act and would include a discussion of the management, contractual structure, training, benefits, and alternative management options for the DOE protective forces.

The Senate recedes with an amendment that would combine the elements of each report into companion assessments and reviews of the protective forces at the DOE and NNSA sites with category I nuclear materials. These assessments and reviews would be included in sequential reports, first by the Comptroller General and then the Administrator for Nuclear Security. The amendment would require the Comptroller General report to be submitted 180 days after the date of enactment of this Act. No later than 90 days following the receipt of the Comptroller General report the Secretary of Energy, in conjunction with the Administrator for Nuclear Security and the Assistant Secretary for Environmental Management, would submit to the Committees on Armed Services a report on the management of the protective forces, using the Comptroller General report as a starting point. The DOE review would include an assessment of the options for management identified by the Comptroller General, as well as other options that the Secretary may identify. In addition, the DOE report would include an analysis and assessment of the role contractor incentives play in the management and performance of the protective forces.

Evaluation of National Nuclear Security Administration strategic plan for advanced computing (sec. 3125)

The Senate amendment contained a provision (sec. 3138) that would require the Secretary of Energy to enter into an agreement with an independent entity to conduct an evaluation of the strategic plan for advanced computing of the National Nuclear Security Administration (NNSA). The report would be due 180 days after the date of enactment of this Act. The report would include: an assessment of the role played by NNSA high performance computing research in maintaining U.S. leadership in computer capabilities and the impact of funding reductions to such leadership; the way in which NNSA uses computational capabilities to support the Stockpile Stewardship programs; the NNSA relationship with private industry; and the efforts of the Department of Energy (DOE) to coordinate supercomputing work within the DOE, with other government agencies, and with private industry.

The House bill contained no similar provision.

The House recedes with an amendment that would modify the elements of the assessment. Included in the report would be: an assessment of the adequacy of the strategic plan in supporting the Stockpile Stewardship program; the role of research and development in high performance computing in fulfilling the missions of

the NNSA and maintaining U.S. leadership in this area; and the impact of changes in investment levels or strategies to fulfill the missions of the NNSA. The amendment would also require an assessment of DOE efforts to coordinate supercomputing work within the DOE, to develop joint strategies with other federal agencies and private industry, and to share developments and capitalize on innovations with private industry. This amendment would also require the report to be submitted by the Secretary of Energy 1 year after the date of enactment of this Act.

Sense of Congress on the nuclear nonproliferation policy of the United States and the Reliable Replacement Warhead program (sec. 3126)

The Senate amendment contained a provision (sec. 3122) that would set forth the sense of Congress that the United States should take a number of actions with respect to nonproliferation matters. The provision would also set forth the sense of Congress that any decision to manufacture or deploy a Reliable Replacement Warhead should be formulated in the broader context of the progress made by the United States toward each of the enumerated goals.

The House bill contained no similar provision.

The House recedes with an amendment that would clarify several of the actions enumerated in the Senate provision. The amendment would also modify item number five with respect to the Comprehensive Test Ban Treaty by replacing it with a sense of Congress that the United States should sustain the Science-Based Stockpile Stewardship program, which provides the basis for certifying the U.S. nuclear deterrent and maintaining the moratorium on underground nuclear weapons testing.

Department of Energy report on plan to strengthen and expand International Radiological Threat Reduction program (sec. 3127)

The House bill contained a provision (sec. 3115) that would require the Secretary of Energy to submit a report to Congress that sets forth a specific plan for strengthening and expanding the Department of Energy (DOE) International Radiological Threat Reduction (IRTR) program within the Global Threat Reduction Initiative. The plan would include actions to address the issues raised and recommendations made in the March 13, 2007 Government Accountability Office report titled "Focusing on the Highest Priority Radiological Sources Could Improve DOE's Efforts to Secure Sources in Foreign Countries." The report would be due no later than 60 days after the date of enactment of this Act.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would direct the Secretary of Energy to submit the report to Congress no later than 120 days after the date of enactment of this Act and would modify several of the elements required to be in the report. This would include a clarification that the Secretary should give high priority to materials that present the highest risk.

The conferees support the idea that the IRTR program should concentrate on securing the radiological materials that present the highest risk, but also encourage the DOE to take advantage of op-

portunities, as they arise, to increase the security of radiological materials, even if the materials to be secured represent a lower comparative risk.

Department of Energy report on plan to strengthen and expand Materials Protection, Control, and Accounting program (sec. 3128)

The House bill contained a provision (sec. 3116) that would require the Secretary of Energy to submit to Congress a report that sets forth a specific plan for strengthening and expanding the Department of Energy Materials Protection, Control, and Accounting program. The plan would include actions to address the issues raised and recommendations made in the February 2007 Government Accountability Office report titled "Progress Made in Improving Security at Russian Nuclear Sites, but the Long-Term Sustainability of U.S. Funded Security Upgrades is Uncertain." The plan would also include a long-term operational plan to secure all weapons-usable material and warhead sites as quickly and effectively as possible and ensure that sufficient funding is available to carry out these activities. The report would be due 60 days after the date of enactment of this Act.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would modify several of the elements required to be in the report, and would direct the Secretary to submit the report to Congress no later than 120 days after the date of enactment of this Act.

Agreements and reports on nuclear forensics capabilities (sec. 3129)

The Senate amendment contained a provision (sec. 3139) that would authorize the Secretary of Energy, with the concurrence of the Secretary of State, and in coordination with the Secretary of Defense, the Secretary of Homeland Security, and the Director of National Intelligence, to enter into agreements with countries or other entities to collect data and conduct such analysis as is needed to determine the source of components or fissile materials used or attempted to be used in a nuclear device or weapon. The provision would also require the Secretary of Energy, in coordination with the Secretary of State, to submit a report to Congress identifying the progress made on entering into such agreements, including the identification of any major obstacles to such agreements. The provision would also require the President to submit a report to Congress setting forth the procedures and standards to be used to determine the source of the nuclear weapons, material, or component, and whether the country or group knowingly or negligently provided the material or component used or attempted to be used. This report would also assess the capability to make such a determination and a plan for addressing any capability shortfalls.

The House bill contained no similar provision.

The House recedes with a technical amendment.

The conferees urge the Secretary of Energy to identify in the portion of the report dealing with international agreements, in the section identifying any obstacles to completing such agreements, any additional legal or administrative authorities that are needed to implement such agreements, if such additional authorities are needed.

Report on status of environmental management initiatives to accelerate the reduction of environmental risks and challenges posed by the legacy of the Cold War (sec. 3130)

The Senate amendment contained a provision (sec. 3123) that would require the Secretary of Energy to prepare a report on the status of environmental management initiatives, including the progress made in reducing environmental risks and challenges, the status of enforceable milestones and plans for the future, any proposals for legislation to carry out environmental management initiatives, and an estimate of the life cycle cost of the environmental management program. The report would be submitted to the congressional defense committees concurrent with the budget justification materials in support of the Department of Energy's budget for fiscal year 2009. The provision would also require the Secretary to submit the report to the Government Accountability Office for review. The Comptroller General would be allotted 180 days to review and assess the required report and then submit a report to the congressional defense committees setting forth the results of the review.

The House bill contained no similar provision.

The House recedes with an amendment that would modify the date for submittal of the report and the elements to be included. The amendment would require the Secretary to submit the report to the congressional defense committees and the Government Accountability Office not later than September 30, 2008. The amendment would require a listing of major mandatory milestones and commitments, together with a summary providing a more general description of milestones or types of milestones that are projected to be or are in jeopardy of being missed at each site. The amendment would also require a description of the process currently being instituted by the Department in its Order 430.1A for the nomination and acceptance of new work scope into the environmental management program, as well as a listing of pending nominations, and life cycle cost estimates and schedules to address them. The amendment would further require an estimate of the life cycle cost of the current program scope. Finally, the amendment would require the Comptroller General to submit a review of the report to the congressional defense committees not later than March 30, 2009.

Subtitle D—Nuclear Terrorism Prevention

Definitions (sec. 3131)

The Senate amendment contained a provision (sec. 3131) that would define terms used in sections 3132 through 3135 of the Senate amendment. These provisions relate to nuclear terrorism prevention.

The House bill contained no similar provision.

The House recedes.

Sense of Congress on the prevention of nuclear terrorism (sec. 3132)

The Senate amendment contained a provision (sec. 3133) that would set forth the sense of Congress that the President should: make the prevention of a nuclear terrorist attack on the United

States of the highest priority; request additional funding to accelerate programs to prevent nuclear terrorism; and work with the international community to reduce the dangers of nuclear terrorism. The provision would further state that the United States and the international community should make additional efforts to ensure that all nuclear weapons worldwide are secure and accounted for and that formula quantities of strategic special nuclear material worldwide are eliminated, removed, or secure and accounted for. The provision would also specify that the International Atomic Energy Agency should be funded appropriately to fulfill its role in protecting nuclear material and combating nuclear smuggling.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Minimum security standard for nuclear weapons and formula quantities of strategic special nuclear material (sec. 3133)

The Senate amendment contained a provision (sec. 3134) that would set forth the policy of the United States to work with the international community to ensure that nuclear weapons around the world are secure and accounted for and that all formula quantities of strategic special nuclear material are eliminated, removed, or are secure and accounted for. In furtherance of this policy, the provision would set forth actions that the President should take to seek the broadest possible international agreement on a global standard for nuclear security and to work with other countries and the International Atomic Energy Agency to ensure that security of nuclear weapons and formula quantities of strategic special nuclear material is upgraded to meet the global standard. Actions that the United States takes in support of this goal would include providing appropriate financial and technical support to support security upgrades, and working with other governments to ensure that appropriate security rules, regulations, and enforcement measures are in place.

The House bill contained no similar provision.

The House recedes with an amendment that would clarify that the statements urging presidential action reflect the sense of Congress.

Annual report (sec. 3134)

The Senate amendment contained a provision (sec. 3135) that would require the President, in consultation with relevant federal departments and agencies, to submit an annual report to Congress on the security of nuclear weapons, formula quantities of strategic special nuclear material, radiological material, and related equipment around the world. The report would include a section on relevant programs and would specifically include: a list of facilities and sites that are determined to be the highest priority for security and accounting of nuclear weapons and related equipment, or the elimination, removal or security and accounting of formula quantities of strategic special nuclear material and radiological materials; a related prioritized diplomatic and technical plan that includes the role that the international community is playing and could play, including a plan for securing contributions; and an as-

sessment of the progress made in implementing the plan. The report would be due annually on September 1, beginning on September 1, 2008.

The House bill contained no similar provision.

The House recedes with an amendment that would limit the report to nuclear weapons and related equipment and formula quantities of strategic nuclear material. In addition, the amendment would clarify that the report would not cover such weapons, material, and equipment in the United States. The amendment would sunset the reporting requirement after calendar year 2012.

LEGISLATIVE PROVISIONS NOT ADOPTED

Authority to use International Nuclear Materials Protection and Cooperation program funds outside the former Soviet Union

The House bill contained a provision (sec. 3117) that would amend section 3124 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136) to modify certain emergency authorities relating to the use of Department of Energy International Nuclear Materials Protection and Cooperation program funds outside the former Soviet Union.

The Senate amendment contained no similar provision.

The House recedes.

Findings

The Senate amendment contained a provision (sec. 3132) that would set forth a number of findings concerning: the possibility that terrorists may acquire and use a nuclear weapon against the United States; the programs and international mechanisms designed to address that threat; and the recognition that additional efforts are needed to address that threat.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that the "National Strategy for Combating Terrorism" states that "[w]eapons of mass destruction in the hands of terrorists is one of the gravest threats we face." Similarly, former Senator Sam Nunn has stated that "[s]tockpiles of loosely guarded nuclear weapons material are scattered around the world, offering inviting targets for theft or sale."

The conferees support strengthening and expanding, as much as possible, the programs designed to address these threats and other threats arising from the proliferation of nuclear, as well as radiological, weapons and weapons-related materials, technologies, and expertise. Such programs include the nonproliferation programs of the Department of Energy (DOE). These programs are critical to U.S. national security and should be a top priority. Significant progress has been made over the last 15 years, but much remains to be done. The DOE nonproliferation programs would benefit from additional funding to support new and expanded program activities. Elsewhere in this Act, the conferees have included a number of provisions and additional funding for these programs to ensure that, wherever possible, actions are taken to address threats involving nuclear and radiological weapons, and weapons-related materials, technologies, and expertise, including actions to

reduce the possibility that a terrorist could ever acquire and use a nuclear weapon against the United States.

TITLE XXXII—WAR RELATED NATIONAL NUCLEAR SECURITY ADMINISTRATION AUTHORIZATIONS

LEGISLATIVE PROVISION ADOPTED

Additional war-related authorization of appropriations for National Nuclear Security Administration (sec. 3201)

The House bill contained a provision (sec. 1517) that would authorize $50.0 million in additional fiscal year 2008 funding for Operation Iraqi Freedom and Operation Enduring Freedom for defense nuclear nonproliferation, the amount of the fiscal year 2008 war-related budget request for that purpose.

The Senate amendment contained a similar provision (sec. 3101) that would include in the overall amount authorized for defense nuclear nonproliferation an additional $50.0 million for the defense nuclear nonproliferation programs requested in the fiscal year 2008 war-related budget.

The Senate recedes with an amendment that would specify that of the amounts authorized, $30.0 million is for the International Nuclear Materials Protection and Cooperation program and $20.0 million is for the Global Threat Reduction Initiative.

TITLE XXXIII—DEFENSE NUCLEAR FACILITIES SAFETY BOARD

LEGISLATIVE PROVISION ADOPTED

Authorization (sec. 3301)

The House bill contained a provision (sec. 3201) that would authorize $22.5 million for fiscal year 2008 for the Defense Nuclear Facilities Safety Board (DNFSB).

The Senate amendment contained a similar provision (sec. 3201) that would authorize $27.5 million for the DNFSB.

The Senate recedes.

The conferees are concerned that in the future the DNFSB may not have the resources to attract and retain the technical staff needed to meet its statutory responsibilities.

TITLE XXXIV—NAVAL PETROLEUM RESERVES

LEGISLATIVE PROVISIONS ADOPTED

Authorization of appropriations (sec. 3401)

The House bill contained a provision (sec. 3401) that would authorize $17.3 million for the operation and maintenance of the Naval Petroleum and Oil Shale Reserves.

The Senate amendment contained no similar provision.

The Senate recedes.

Remedial action at Moab Uranium milling site (sec. 3402)

The House bill contained a provision (sec. 3402) that would require the Secretary of Energy to complete remediation at the Moab site and remove the tailings to the Crescent Junction site in Utah no later than October 1, 2019.

The Senate amendment contained a similar provision (sec. 879) that would require the Secretary to develop a strategy to complete the remediation of the Moab site no later than January 1, 2019. In addition, the provision would direct the Secretary of Energy to submit a report to the Committee on Energy and Natural Resources of the Senate, the Committee on Energy and Commerce of the House of Representatives, and the Committee on Appropriations of each of the Senate and the House of Representatives on how the existing cost, scope, and schedule for remediation would be changed to meet the implementation plan

The Senate recedes with an amendment that would direct the Secretary of Energy to submit a report to Congress no later than October 2, 2019, if the Secretary will not be able to complete the remediation at the Moab site by October 1, 2019.

The conferees urge the Secretary to submit any such report notifying Congress of any delay as soon as the Secretary of Energy is aware of any delay.

TITLE XXXV—MARITIME ADMINISTRATION

LEGISLATIVE PROVISIONS ADOPTED

Authorization of appropriations for fiscal year 2008 (sec. 3501)

The House bill contained a provision (sec. 3501) that would authorize a total of $135.3 million for fiscal year 2008, equal to the President's budget request. Of the amount authorized, $20.0 million would be available for the disposal of obsolete vessels; $13.8 million for capital improvements at the United States Merchant Marine Academy; and $8.3 million for maintenance and repair of school ships at the State Maritime Academies.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would increase the amount authorized by an additional $9.0 million. Of the additional amount authorized, $1.5 million would be for maintenance and repair of school ships at the State Maritime Academies; and $2.5 million would be for expenses and capital improvements at the United States Merchant Marine Academy.

The amendment would further clarify the amounts currently authorized in law for expenses: to maintain and preserve a U.S. flag merchant fleet under chapter 531 of title 46, United States Code, $156.0 million; for paying reimbursement under section 3517 of the Maritime Security Act of 2003 (46 U.S.C. 53101 note), $19.5 million; for assistance to small shipyards and maritime communities under section 54101 of title 46, United States Code, $25.0 million; and for the cost (as defined in section 502(5) of the Federal Credit Reform Act of 1990 (2 U.S.C. 661a(5)) of loan guarantees under the program authorized by chapter 537 of title 46, United States Code, $30.0 million.

Temporary authority to transfer obsolete combatant vessels to the Navy for disposal (sec. 3502)

The House bill contained a provision (sec. 3502) that would allow the Secretary of Transportation to transfer no fewer than three combatant vessels in the non-retention fleet of the Maritime Administration to the Navy for disposal.

The Senate amendment contained no similar provision.

The Senate recedes.

Vessel disposal program (sec. 3503)

The House bill contained a provision (sec. 3503) that would require the Secretary of Transportation to submit a comprehensive report on the current plan for disposal of vessels in the non-retention fleet of the Maritime Administration.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of Transportation to convene a working group composed of representatives from the Department of the Navy, the Maritime Administration, the Coast Guard, the Environmental Protection Agency, and the National Oceanic and Atmospheric Administration, and any other federal or State organizations who deal with the disposal of obsolete vessels. The Secretary is directed to charter the working group to make recommendations for the best practices that meet or exceed, and harmonize, the requirements of federal and State environmental laws and regulations applicable to the storage, disposal, and interim transportation of such vessels. The amendment would further require the Secretary to report the results of the working group to the Senate Committee on Commerce, Science, and Transportation, and the Committees on Armed Services of the Senate and the House of Representatives.

Subtitle B—Programs

Commercial vessel chartering authority (sec. 3511)

The Senate amendment contained a provision (sec. 5101) that would amend chapter 575 of title 46, United States Code, to allow the Secretary of Transportation to enter into contracts or other agreements on behalf of the United States to purchase, charter, operate, or otherwise acquire the use of any vessels documented under chapter 121 of title 46, United States Code. The amendment would authorize the Secretary to use this authority as the Secretary deems appropriate.

The House bill contained no similar provision.

The House recedes.

Maritime Administration vessel chartering authority (sec. 3512)

The Senate amendment contained a provision (sec. 5102) that would amend section 50303 of title 46, United States Code, to allow the Administrator of the Maritime Administration to charter vessels under the control of the Administrator. The consent of the Secretary of Defense would be required for vessels in the Ready Reserve Force or in the National Defense Reserve Fleet maintained in a retention status.

The House bill contained no similar provision.

The House recedes.

Chartering to State and local governmental instrumentalities (sec. 3513)

The Senate amendment contained a provision (sec. 5103) that would amend section 11(b) of the Merchant Ship Sales Act of 1946 (50 U.S.C. App. 1744(b)), which would allow for chartering of vessels of the Ready Reserve Fleet on a reimbursable basis to States, localities, or territories of the United States.

The House bill contained no similar provision.

The House recedes.

Disposal of obsolete Government vessels (sec. 3514)

The Senate amendment contained a provision (sec. 5104) that would amend section 6(c)(1) of the National Maritime Heritage Act of 1994 (16 U.S.C. 5404(c)(1)), which would require the establishment of a priority system for the disposal of obsolete vessels consistent with their material condition and their subsequent danger to the environment.

The House bill contained no similar provision.

The House recedes.

Vessel transfer authority (sec. 3515)

The Senate amendment contained a provision (sec. 5105) that would amend section 50304 of title 46, United States Code, to allow for the Secretary of Transportation to charter to other departments of the United States Government vessels under the jurisdiction of the Secretary, with prior consent required by the Secretary of Defense for vessels in the Ready Reserve Force or the National Defense Reserve Fleet.

The House bill contained no similar provision.

The House recedes.

Sea trials for the Ready Reserve force (sec. 3516)

The Senate amendment contained a provision (sec. 5106) that would amend section 11(c)(1)(B) of the Merchant Ship Sales Act of 1946 (50 U.S.C. App. 1744(c)(1)(B)) to change the period of activation and sea trials of vessels of the Ready Reserve Force to every 30 months, which would conform with current Coast Guard regulations.

The House bill contained no similar provision.

The House recedes.

Review of applications for loans and guarantees (sec. 3517)

The Senate amendment contained a provision (sec. 5107) that would require the Administrator of the Maritime Administration to develop a comprehensive plan for the review of traditional and nontraditional applications for loans and guarantees under chapter 537 of title 46, United States Code.

The House bill contained no similar provision.

The House recedes with an amendment that contains a statement of findings and would require, within 90 days of receipt of all required documentation for a loan or guarantee, defined as a traditional loan, under chapter 537 of title 46, United States Code, the

Administrator to either accept or reject such application. The amendment would also require that within 180 days of receipt of all required documentation for a loan or guarantee, defined as a non-traditional loan under chapter 537 of title 46, United States Code, the Administrator to either accept or reject such application.

Subtitle C—Technical Corrections

Technical corrections (secs. 3521–3529)

The Senate amendment contained a Title (Title LII—Technical Corrections) including a series of provisions (secs. 5201–5210) that would make corrections to various sections of title 46, United States Code.

The House bill contained no similar provision.

The House recedes to the following provisions of the Senate amendment: section 5202 (as amended); section 5203; section 5204; section 5205; section 5206; section 5207; section 5208, with the exception of subsection (c), (Oceanographic Research Vessels); section 5209; and section 5210.

The conferees understand that these provisions are technical or clarifying in nature and are part of the ongoing work of the Office of Law Revision Counsel to complete the re-codification of title 46, United States Code. The Committee on the Judiciary has reported legislation, H.R. 3387, with an accompanying report (H. Rept. 110–437) that would make substantially the same technical and clarifying changes to title 46.

LEGISLATIVE PROVISIONS NOT ADOPTED

Short title

The Senate amendment contained a provision (sec. 5001) that would name the division of the bill as the "Maritime Administration Authorities Act of 2007".

The House bill contained no similar provision.

The Senate recedes.

Technical corrections

The Senate amendment contained a Title (Title LII—Technical Corrections) including a series of provisions (secs. 5201–5210) that would make corrections to various sections of title 46, United States Code.

The House bill contained no similar provision.

The Senate recedes to the following provisions: section 5201; subsection (a) of section 5202, Personal Injury to or Death of Seamen; and subsection (c) of section 5208, Oceanographic Research Vessels.

The conferees were advised by the Committee on the Judiciary of the House of Representatives and the Committee on Transportation and Infrastructure of the House of Representatives that these provisions would not be necessary in connection with the re-codification and could have unintended substantive effect.

COMPLIANCE WITH RULE XLIV OF THE STANDING RULES OF THE SENATE

TITLE	ACCT	PE	LINE	DESCRIPTION	CONF CHANGE	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
					(Amounts in Thousands)	* Indicates Committee Initiative		
I	APA		19	Transfer to Kiowa Warrior	31,000	*	Bell Helicopter	Fort Worth, TX
I	APA		28	Air Warrior primary survival gear carrier	800	Warner	Aerial Machine	Vesta, VA
I	APA		28	Air Warrior primary survival gear carrier	800	Webb	Aerial Machine and Tool Co.	Vesta, VA
I	WTCV		49	Arsenal Support Program Initiative (ASPI)	11,500	Clinton	Competitive	N/A
I	WTCV		49	Arsenal Support Program Initiative (ASPI)	11,500	Schumer	Competitive	N/A
I	PAA		26	Smoke Grenades	4,000	Pryor	Pine Bluff Arsenal	Pine Bluff, AR
I	PAA		26	Smoke Grenades	4,000	Lincoln	Pine Bluff Arsenal	Pine Bluff, AR
I	OPA		54	DISN Hardware Enhancements	1,700	Levin	Detroit Arsenal	Warren, MI
I	OPA		128	Additional EOD Equipment	3,000	*	Army	Various
I	OPA		170	Urban Training Center	1,600	Lugar	General Dynamics	Muscatatuck Urban Training Center, IN
I	OPA		170	Urban Training Center	1,600	Bayh	General Dynamics	Muscatatuck Urban Training Center, IN
I	OPA		170	Laser Collective Combat Training System (LCCATS) Fielding Program	4,000	Reed	MPRI	Middletown, RI
I	APN		29	H-46 Communications Equipment	1,600	Webb	Rockwell Collins Inc.	Arlington, VA
I	APN		29	H-46 Communications Equipment	1,600	Warner	Rockwell Collins	Sterling, VA
I	APN		31	H-53 Integrated Mechanical Diagnostics Health Monitoring System	2,900	Thune	Goodrich Corp & Raven Industries	Goodrich Corp, (Vergennes, VT) & Raven Industries, (Sioux Falls, SD)
I	WPN		17	Allegany Ballistics Laboratory	30,000	Byrd	NavSea	ABL, Rocket Center, WV
I	SCN		4	Virginia Class Submarine Advance Procurement	588,000	Lieberman	Electric Boat	Groton, CT
I	SCN		4	Virginia Class Submarine Advance Procurement	588,000	Reed	Electric Boat	North Kingstown RI
I	SCN		4	Virginia Class Submarine Advance Procurement	588,000	Dole	Northrop Grumman	Newport News, VA

COMPLIANCE WITH RULE XLIV OF THE STANDING RULES OF THE SENATE

TITLE	ACCT	PE	LINE	DESCRIPTION	CONF CHANGE	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
					(Amounts in Thousands)	* Indicates Committee Initiative		
I	SCN		4	Virginia Class Submarine Advance Procurement	588,000	Dodd	General Dynamics Electric Boat	Groton, CT
I	SCN		4	Virginia Class Submarine Advance Procurement	588,000	Voinovich	Babcock & Wilcox	Barberton, OH
I	OPN		88	Sonobuoys	2,500	Levin	Sparton Electronics	Jackson, MI
I	OPN		88	Sonobuoys	2,500	Lugar	UnderSea Sensor Systems	Columbia City, IN
I	OPN		88	Sonobuoys	2,500	Stabenow	Sparton Electronics	Jackson, MI
I	OPN		88	Sonobuoys	2,500	Bayh	Undersea Sensor Systems	Columbia City, IN
I	OPN		88	Sonobuoys	2,500	Bill Nelson	Spartan Electronics	Florida
I	APAF		25	B-52	15,200	*	Air Force; Boeing	Various
I	APAF		49	KC-135 Global Air Traffic Management (GATM)	7,200	Sessions	Rockwell Collins	Huntsville, AL
I	APAF		49	KC-135 Global Air Traffic Management (GATM)	7,200	Inhofe	Rockwell Collins	Cedar Rapids, IA
I	APAF		49	KC-135 Global Air Traffic Management (GATM)	7,200	Cornyn	Rockwell Collins	Richardson, Texas; San Antonio, Texas
I	APAF		49	KC-135 Global Air Traffic Management (GATM)	7,200	Bill Nelson	Rockwell Collins	Florida
I	APAF		49	KC-135 Global Air Traffic Management (GATM)	7,200	Schumer	Rockwell Collins	Binghamton, NY
I	APAF		49	KC-135 Global Air Traffic Management (GATM)	7,200	Clinton	Rockwell Collins	Binghamton, NY
I	OPAF		28	Joint Threat Emitters	4,000	Levin	Air National Guard Combat Readiness and Training Center	Alpena, MI
I	OPAF		28	Joint Threat Emitters	4,000	Isakson	Northrop Grumman	Savannah Combat Readiness Center, Georgia
	OPAF		28	Joint Threat Emitters	4,000	Chambliss	Northrop Grumman	Savannah Combat Readiness Center, Georgia
I	PDW		78	M291 Skin Decontamination Kit	5,600	Clinton	Competitive	N/A
I	PDW		78	M291 Skin Decontamination Kit	5,600	Schumer	Competitive	N/A
I	PDW		78	M291 Skin Decontamination Kit	5,600	Pryor	Pine Bluff Arsenal	Pine Bluff, AR
I	PDW		78	M291 Skin Decontamination Kit	5,600	Lincoln	Pine Bluff Arsenal	Pine Bluff, AR
I	PDW		81	M22 ACADA	20,000	Thune	Army National Guard	Not Applicable

COMPLIANCE WITH RULE XLIV OF THE STANDING RULES OF THE SENATE

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I	PDW		81	M22 ACADA	20,000	Reid	Army National Guard	Nevada Army National Guard, Carson City, Nevada
I	PDW		81	Improved Chemical Agent Monitor	10,000	Thune	Army National Guard	Not Applicable
I	PDW		81	Improved Chemical Agent Monitor	10,000	Reid	Army National Guard	Nevada Army National Guard, Carson City, Nevada
I	PDW		81	Joint Biological Point Detection System	3,500	Dole	GD Armament & T.	Charlotte, NC
II	RDA	0601102A	2	Respiratory Infections Research	1,600	Ben Nelson	University of Nebraska Medical Center	Omaha, NE; Iowa State University
II	RDA	0601102A	2	Respiratory Infections Research	1,600	Hagel	University of Nebraska Medical Center	Omaha, NE
II	RDA	0601102A	2	Document Exploitation Systems	1,000	Warner	CACI	Fairfax, VA
II	RDA	0601102A	2	Organic Semiconductor Modeling and Simulation Research	1,000	Cornyn	University of Texas-Tyler	Tyler, Texas
II	RDA	0601102A	2	Activated Nanostructures for De-Icing	1,200	Pryor	University of Arkansas at Little Rock	Little Rock, AR
II	RDA	0601102A	2	Activated Nanostructures for De-Icing	1,200	Lincoln	University of Arkansas at Little Rock	Little Rock, AR
II	RDA	0601103A	3	URI Program Increase	8,000	Kennedy	Competitive	Not Applicable
II	RDA	0601103A	3	URI Program Increase	8,000	Collins	Competitive	N/A
II	RDA	0601103A	3	URI Program Increase	8,000	Levin	Competitive	Not Applicable
II	RDA	0601103A	3	URI Program Increase	8,000	Stabenow	Competitive	Not Applicable
II	RDA	0601103A	3	URI Program Increase	8,000	Bingaman	Merit based	Not Applicable
II	RDA	0601103A	3	URI Program Increase	8,000	Roberts	Competitive	Not Applicable
II	RDA	0601103A	3	URI Program Increase	8,000	Domenici	Competitive	Competitive/Not Applicable
II	RDA	0601103A	3	URI Program Increase	8,000	Clinton	Competitive	N/A
II	RDA	0601103A	3	URI Program Increase	8,000	Dodd	Not Applicable	Merit Based
II	RDA	0601103A	3	URI Program Increase	8,000	Kerry	Competitive	Not Applicable
II	RDA	0601103A	3	URI Program Increase	8,000	Lautenberg	Competitive	Not Applicable
II	RDA	0601104A	4	Automotive Research	2,000	Levin	University of Michigan	Ann Arbor, MI
II	RDA	0601104A	4	Automotive Research	2,000	Stabenow	University of Michigan	Ann Arbor, MI
II	RDA	0601104A	4	Information Assurance Research	800	Warner	Norfolk State University	Hampton, VA
II	RDA	0601104A	4	Information Assurance Research	800	Webb	Norfolk State University	Norfolk, VA
II	RDA	0601104A	4	Nanoscale Biosensor Research	2,500	Pryor	University of Arkansas	Fayetteville, AR

COMPLIANCE WITH RULE XLIV OF THE STANDING RULES OF THE SENATE

TITLE	ACCT	PE	LINE	DESCRIPTION	CONF CHANGE	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
				(Amounts in Thousands)		* Indicates Committee Initiative		
II	RDA	0601104A	4	Nanoscale Biosensor Research	2,500	Lincoln	University of Arkansas	Fayetteville, AR
II	RDA	0601104A	4	Integrated Sensing and Communications Systems	800	Levin	Michigan Technological University	Houghton, MI
II	RDA	0601104A	4	Integrated Sensing and Communications Systems	800	Stabenow	Michigan Technological University	Houghton, MI
II	RDA	0601104A	4	Urban Simulation and Training Research	1,120	McConnell	University of Kentucky Research Foundation	Lexington, Kentucky and Fort Knox, Kentucky
II	RDA	0601104A	4	Network Security Research	1,600	McConnell	Electronic Warfare Associates	Bowling Green, Kentucky
II	RDA	0601104A	4	Low Temperature Vehicle Performance Research	800	Levin	Wayne State University	Detroit, MI
II	RDA	0601104A	4	Transparent Nanocomposite Armor Research	300	Thune	South Dakota School of Mines & Technology	Rapid City, SD
II	RDA	0601104A	4	Nanocomposite Materials Research	2,000	Bill Nelson	Florida State University	Florida
II	RDA	0601104A	4	Nanocomposite Materials Research	2,000	Martinez	Florida State University	Tallahassee, Florida
II	RDA	0602105A	5	Nanosensor Manufacturing Research	1,600	Kerry	UMass Lowell	Lowell, MA
II	RDA	0602105A	5	Nanosensor Manufacturing Research	1,600	Kennedy	UMass Lowell	Lowell, MA
II	RDA	0602105A	5	Ballistic Materials for Future Combat Systems	2,000	Reed	Textile Engineering and Manufacturing, TEAM	Slaterville, RI
II	RDA	0602105A	5	IED Protection Materials Research	4,000	Ben Nelson	University of Nebraska, Lincoln	Lincoln, NE; Aberdeen Proving Ground Army Testing Facilities;Lawrence Livermore National Laboratory
II	RDA	0602105A	5	IED Protection Materials Research	4,000	Hagel	University of Nebraska, Lincoln	Lincoln, NE
II	RDA	0602105A	5	Advanced Composite Materials Research	1,600	Stabenow	Michigan State University	East Lansing, MI
II	RDA	0602105A	5	Advanced Composite Materials Research	1,600	Levin	Michigan State University	East Lansing, MI
II	RDA	0602105A	5	Soldier Torso Armor Systems	2,000	Chambliss	Verco	Atlanta, GA
	RDA	0602105A	5	Soldier Torso Armor Systems	2,000	Isakson	Verco	Atlanta, GA
II	RDA	0602120A	6	Advanced Microelectronics Manufacturing	2,000	Clinton	Binghamton University	Binghamton, NY
II	RDA	0602120A	6	Advanced Microelectronics Manufacturing	2,000	Schumer	Binghamton University	Binghamton, NY
II	RDA	0602120A	6	Integrated Remote Sensing Technologies	2,000	Bill Nelson	University of Florida	Florida

COMPLIANCE WITH RULE XLIV OF THE STANDING RULES OF THE SENATE

TITLE	ACCT	PE	LINE	DESCRIPTION	CONF CHANGE	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
					(Amounts in Thousands)	* Indicates Committee initiative		
II	RDA	0602303A	10	Materials for Munitions Protection Research	1,000	Reid	Rocky Research, LLC,	Boulder City, Nevada
II	RDA	0602308A	12	Photonics Research for Sniper Detection	4,000	Kennedy	Boston University Photonics Center	Boston, MA
II	RDA	0602601A	13	Medium/Heavy Duty Fuel Cell Vehicle Demonstration	3,000	Lieberman	United Technologies Corporation Power	South Windsor, CT
II	RDA	0602601A	13	Medium/Heavy Duty Fuel Cell Vehicle Demonstration	3,000	Dodd	UTC Power	Hartford, CT
II	RDA	0602601A	13	Transparent Armor Research	800	Levin	NanoCerox Incorporated	Ann Arbor, MI
II	RDA	0602601A	13	Military Fuels Research	1,600	McConnell	University of Kentucky Research Foundation	Lexington, Kentucky
II	RDA	0602624A	17	UGV Weaponization Technologies	1,600	Snowe	Howe and Howe Technologies	North Berwick, ME
II	RDA	0602624A	17	UGV Weaponization Technologies	1,600	Collins	Howe & Howe Technologies Inc.	North Berwick, ME
II	RDA	0602705A	18	High-Frequency, High-Power Electronic and Optoelectronic Devices	2,400	Dole	Hexatech	Morrisville, NC
II	RDA	0602705A	18	Advanced Rechargeable Batteries	1,600	Dole	SAFT	Valdese, NC
II	RDA	0602712A	20	Standoff IED Detection Technologies	3,200	Akaka	University of Hawaii; Arkansas State University; Florida A&M University	Hawaii; Arkansas; Florida
II	RDA	0602712A	20	Standoff IED Detection Technologies	3,200	Bill Nelson	Florida A&M University	Florida
II	RDA	0602712A	20	Standoff IED Detection Technologies	3,200	Pryor	Arkansas State University	Jonesboro, AR
II	RDA	0602712A	20	Standoff IED Detection Technologies	3,200	Lincoln	Arkansas State University	Jonesboro, AR
II	RDA	0602786A	27	Ballistic Materials for Force Protection	4,000	Snowe	University of Maine	Orono, ME
II	RDA	0602786A	27	Ballistic Materials for Force Protection	4,000	Collins	University of Maine	Orono, ME
II	RDA	0602787A	28	Advanced Fibrin Dressings	2,000	Clinton	Precision Pharma	Melville, NY
II	RDA	0602787A	28	Advanced Fibrin Dressings	2,000	Schumer	Precision Pharma	Melville, NY
II	RDA	0602787A	28	Advanced Fibrin Dressings	2,000	Dole	STB Lifesaving Tech.	Raleigh-Durham, NC
II	RDA	0602787A	28	Biomechanics Research	2,000	Warner	Virginia Tech	Blacksburg, VA
II	RDA	0602787A	28	Biomechanics Research	2,000	Webb	Virginia Tech	Blacksburg, VA
II	RDA	0602787A	28	Bioengineering for Soldier Survivability	1,600	Isakson	Georgia Institute of Technology	Atlanta, GA
II	RDA	0602787A	28	Bioengineering for Soldier Survivability	1,600	Chambliss	Georgia Institute of Technology	Atlanta, GA
II	RDA	0603001A	29	AGAS Technology Development	1,600	Lieberman	Capewell Components	South Windsor, CT
II	RDA	0603001A	29	AGAS Technology Development	1,600	Dodd	Capewell Components	South Windsor, CT

COMPLIANCE WITH RULE XLIV OF THE STANDING RULES OF THE SENATE

TITLE	ACCT	PE	LINE	DESCRIPTION	CONF CHANGE	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
					(Amounts in Thousands)	* Indicates Committee initiative		
II	RDA	0603002A	30	Lower Limb Prosthetics Research	3,000	Kerry	Foster Miller	Waltham, MA, Bedford, MA, and Holliston, MA
II	RDA	0603002A	30	Lower Limb Prosthetics Research	3,000	Kennedy	Foster Miller	Waltham, MA, Bedford, MA, and Holliston, MA
II	RDA	0603002A	30	Combat Wound Initiative	2,000	Reed	Walter Reed AMC	Washington, DC
II	RDA	0603002A	30	Electronic Vital Signs Monitoring Systems	1,600	Reed	Northeast Knitting, Inc.	Pawtucket, RI
II	RDA	0603002A	30	Robotic Telesurgery Research	2,000	Ben Nelson	University of Nebraska Medical Center	Omaha, NE and Lincoln, NE
II	RDA	0603002A	30	Robotic Telesurgery Research	2,000	Hagel	University of Nebraska Medical Center	Omaha, NE
II	RDA	0603002A	30	Blast Trauma Detection Research	2,000	Clinton	Intellison	New York, NY
II	RDA	0603002A	30	Blast Trauma Detection Research	2,000	Schumer	Intellison	New York, NY
II	RDA	0603002A	30	Dengue Infections Research	3,000	Graham	GenPhar	Mt. Pleasant, SC
II	RDA	0603002A	30	Dengue Infections Research	3,000	Lieberman	Nanoviricides	West Haven, CT
II	RDA	0603002A	30	Dengue Infections Research	3,000	Dodd	Nanoviricides Inc.	West Haven, CT
II	RDA	0603002A	30	Tissue Regeneration Research	2,400	Dole	Wake Forest University	Winston-Salem, NC
II	RDA	0603002A	30	Gulf War Illness Research	10,000	Sanders	N/A	N/A
II	RDA	0603002A	30	Gulf War Illness Research	10,000	Byrd	N/A	N/A
II	RDA	0603002A	30	Gulf War Illness Research	10,000	Bond	N/A	N/A
II	RDA	0603002A	30	Gulf War Illness Research	10,000	Feingold	N/A	N/A
II	RDA	0603002A	30	Gulf War Illness Research	10,000	Webb	N/A	N/A
II	RDA	0603002A	30	Gulf War Illness Research	10,000	Burr	N/A	N/A
II	RDA	0603002A	30	Gulf War Illness Research	10,000	Isakson	N/A	N/A
II	RDA	0603002A	30	Gulf War Illness Research	10,000	Kerry	N/A	N/A
II	RDA	0603002A	30	Gulf War Illness Research	10,000	Kennedy	N/A	N/A
II	RDA	0603002A	30	Gulf War Illness Research	10,000	Lautenberg	N/A	N/A
II	RDA	0603002A	30	Gulf War Illness Research	10,000	Akaka	N/A	N/A
II	RDA	0603002A	30	Gulf War Illness Research	10,000	Boxer	N/A	N/A
II	RDA	0603002A	30	Gulf War Illness Research	10,000	Tester	N/A	N/A
II	RDA	0603002A	30	Gulf War Illness Research	10,000	Obama	N/A	N/A
II	RDA	0603002A	30	Gulf War Illness Research	10,000	Bingaman	N/A	N/A
II	RDA	0603003A	31	UAV Payload Delivery Systems	1,600	Sessions	Dynetics, Inc.	Huntsville, AL
II	RDA	0603003A	31	UAV Munitions Technologies	2,240	Reed	Textron Systems	Wilmington, MA
II	RDA	0603003A	31	UAV Munitions Technologies	2,240	Kennedy	Textron Systems	Wilmington, MA

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(Amounts in Thousands) * Indicates Committee Initiative

TITLE	ACCT	PE	LINE	DESCRIPTION	CONF CHANGE	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
II	RDA	0603003A	31	UAV Munitions Technologies	2,240	Kerry	Textron Systems	Wilmington, MA
II	RDA	0603004A	32	Cannon Recoil Reduction System	800	Ensign	Software and Engineering Associates, Inc.	Carson City, Nevada
II	RDA	0603004A	32	Cannon Recoil Reduction System	800	Reid	Software & Engineering Associates	Carson City, Nevada
II	RDA	0603005A	33	Unmanned Ground Vehicle Initiative	12,000	Levin	U.S. Army Tank-Automotive Research Development and Engineering Center	Warren, MI
II	RDA	0603005A	33	Hostile Fire Detection Systems	3,000	Cornyn	Mustang Technology Group	Allen, Texas
II	RDA	0603005A	33	Military Hybrid Engine Development Program	8,000	Levin	U.S. Army Tank-Automotive Research Development and Engineering Center	Warren, MI
II	RDA	0603005A	33	Solid Hydrogen Storage Vehicle Research	2,400	Levin	Energy Conversion Devices/Ovonic Hydrogen Systems, LLC	Rochester Hills, MI
II	RDA	0603005A	33	Fuel Cell Cost Reduction Research	1,600	Stabenow	Ballard Power Systems	Dearborn, MI
II	RDA	0603005A	33	Fuel Cell Cost Reduction Research	1,600	Levin	Ballard Power Systems	Dearborn, MI
II	RDA	0603005A	33	Tactical Vehicle APS Research	3,040	*	U.S. Army Tank-Automotive Research Development and Engineering Center	Warren, MI
II	RDA	0603005A	33	Antiballistic Windshield Armor	4,000	Bayh	Defense CS	Mishawaka, IN
II	RDA	0603005A	33	Antiballistic Windshield Armor	4,000	Lugar	Defense CS	Mishawaka, IN
II	RDA	0603005A	33	Vehicle Design Optimization Tools	1,500	Levin	Western Michigan University	Kalamazoo, MI
II	RDA	0603005A	33	Composite Armor Cab Development	3,000	Reed	TPI Composites	Warren, RI
II	RDA	0603005A	33	Composite Armor Cab Development	3,000	Carper	University of Delaware	Newark, DE
II	RDA	0603005A	33	Fastening and Joining Research	800	Stabenow	Oakland University	Rochester, MI
II	RDA	0603005A	33	Fastening and Joining Research	800	Levin	Oakland University	Rochester, MI
II	RDA	0603015A	38	Joint Fires and Effects Training Systems	2,000	Inhofe	Marine Del Ray	Del Ray, CA
II	RDA	0603710A	50	FCS Short Range Electro Optic (SREO) Sensor Research	3,200	Bill Nelson	DRS Technologies	Florida
II	RDA	0603734A	52	Direct Methanol Fuel Cell Development	2,000	Martinez	University of North Florida	Jacksonville, Florida
II	RDA	0603772A	53	Advanced Radar Technologies	2,000	Reed	Applied Radar, Inc.	North Kingstown, RI
II	RDA	0603305A	55	Radiation Space Hardening	2,000	Sessions	Analytical Systems, Inc	Huntsville, AL

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TITLE	ACCT	PE	LINE	DESCRIPTION	CONF CHANGE	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
					(Amounts in Thousands)	* indicates Committee initiative		
II	RDA	0603779A	86	Hawaii Undersea Chemical Weapons Assessment	5,500	Akaka	University of Hawaii; Environet, Inc.	Hawaii
II	RDA	0603782A	87	Warfighter Information Network - Tactical	100,000	*	General Dynamics C4 Tactical Networks	Scottsdale, AZ
II	RDA	0603807A	72	Future Medical Shelter Systems	7,500	Dodd	Oxley Inc.	Branford, CT
II	RDA	0603807A	72	Future Medical Shelter Systems	7,500	Lieberman	Oxley	Branford, CT
II	RDA	0603807A	72	Future Medical Shelter Systems	7,500	Pryor	EADS North America	Russellville, AR
II	RDA	0603807A	72	Future Medical Shelter Systems	7,500	Lincoln	EADS North America	Russellville, AR
II	RDA	0604622A	86	Advanced Thermal and Oil Management Controls Research	4,800	Levin	Engineered Machined Products Incorporated	Escanaba, MI
II	RDA	0604642A	88	Army Fuel Cell Non-Tactical Vehicle Propulsion	1,600	Levin	General Motors Corporation	Warren, MI
II	RDA	0604642A	88	Army Fuel Cell Non-Tactical Vehicle Propulsion	1,600	Schumer	General Motors	Honeoye Falls, NY
II	RDA	0604642A	88	Army Fuel Cell Non-Tactical Vehicle Propulsion	1,600	Stabenow	General Motors Corporation	Warren, MI
II	RDA	0604642A	88	Army Fuel Cell Non-Tactical Vehicle Propulsion	1,600	Clinton	General Motors	Honeoye Falls, NY
II	RDA	0605605A	137	HELSTF	6,000	Domenici	Northrop Grumman	White Sands Missile Range, NM
II	RDA	0203735A	155	Vehicle Health Management Systems Development	4,000	Sessions	DRS Test and Energy	Huntsville, AL
II	RDA	0203735A	155	Combat Vehicle Transmission Improvement	3,840	Bayh	Allison Transmission	Indianapolis, IN
II	RDA	0203735A	155	Combat Vehicle Transmission Improvement	3,840	Lugar	Allison Transmission	Indianapolis, IN
II	RDA	0203744A	157	Helicopter Autonomous Landing System (HALS)	4,000	Reid	Sierra Nevada Corporation	Sparks, Nevada
II	RDN	0601103N	1	URI Program Increase	8,000	Kennedy	Competitive	Not Applicable
II	RDN	0601103N	1	URI Program Increase	8,000	Collins	Competitive	N/A
II	RDN	0601103N	1	URI Program Increase	8,000	Stabenow	Competitive	Not Applicable
II	RDN	0601103N	1	URI Program Increase	8,000	Bingaman	Merit based	Not Applicable
II	RDN	0601103N	1	URI Program Increase	8,000	Roberts	Competitive	Not Applicable
II	RDN	0601103N	1	URI Program Increase	8,000	Levin	Competitive	Not Applicable
II	RDN	0601103N	1	URI Program Increase	8,000	Domenici	Competitive	Competitive/Not Applicable

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TITLE	ACCT	PE	LINE	DESCRIPTION	CONF CHANGE	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
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II	RDN	0601103N	1	URI Program Increase	8,000	Clinton	Competitive	N/A
II	RDN	0601103N	1	URI Program Increase	8,000	Dodd	Not Applicable	Merit Based
II	RDN	0601103N	1	URI Program Increase	8,000	Kerry	Competitive	Not Applicable
II	RDN	0601103N	1	URI Program Increase	8,000	Lautenberg	Competitive	Not Applicable
II	RDN	0601153N	3	Science and Technology Educational Outreach Programs	800	Warner	College of William and Mary, Navy	Virginia
II	RDN	0601153N	3	Science and Technology Educational Outreach Programs	800	Webb	Office of Naval Research	Dept of the Navy
II	RDN	0602114N	4	Jefferson Lab High Power FEL Development	2,000	Warner	Jefferson National Laboratory	Newport News, VA
II	RDN	0602114N	4	Jefferson Lab High Power FEL Development	2,000	Webb	Thomas Jefferson National Accelerator Facility	Newport News, VA
II	RDN	0602123N	5	Undersea Perimeter Security Systems	2,800	Reed	Rite Solutions	Middletown, RI
II	RDN	0602123N	5	Energy Systems Integration Research	2,000	Bill Nelson	Florida State University	Florida
II	RDN	0602123N	5	Energy Systems Integration Research	2,000	Martinez	Florida State University	Tallahassee, Florida
II	RDN	0602123N	5	UAV Fuel Cell Technologies	2,000	Clinton	Nanodynamics Energy, Inc.	Buffalo, NY
II	RDN	0602123N	5	UAV Fuel Cell Technologies	2,000	Schumer	Nanodynamics Energy, Inc.	Buffalo, NY
II	RDN	0602123N	5	Critical Composite Technologies for SOF Medium Range Endurance Craft	1,000	Collins	Maine Marine Manufacturing	Portland, ME
II	RDN	0602123N	5	Critical Composite Technologies for SOF Medium Range Endurance Craft	1,000	Snowe	Maine Marine Manufacturing	Portland, ME
II	RDN	0602131M	6	Rapid Awareness Systems	3,000	Akaka	Archinoetics	Hawaii
II	RDN	0602234N	7	Infrared Materials Center	2,000	Inhofe	Ardmore Development Authority	Ardmore, OK
II	RDN	0602271N	10	RF Power Technologies	2,000	Dole	RF Micro Devices	Greensboro, NC
II	RDN	0603114N	15	Excalibur UAV	800	Warner	Aurora Flight Sciences	Manassas, VA
II	RDN	0603114N	15	Excalibur UAV	800	Webb	Aurora Flight Sciences Corp.	Manassas, VA
II	RDN	0603123N	16	Navy Manufacturing and Repair Cell	4,000	Levin	Focus: HOPE	Detroit, MI
II	RDN	0603123N	16	Navy Manufacturing and Repair Cell	4,000	Stabenow	Focus: HOPE	Detroit, MI
II	RDN	0603123N	16	Electrochemical Field-Deployable System for Potable Water Generation	2,400	Ensign	American Pacific Corporation (AMPAC)	Las Vegas, Nevada
II	RDN	0603123N	16	Electrochemical Field-Deployable System for Potable Water Generation	2,400	Reid	American Pacific Corporation	Las Vegas, Nevada
II	RDN	0603123N	16	Development of Wide-Band Gap Semiconductor Materials	1,600	Stabenow	Dow Corning Corporation	Midland, MI

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					(Amounts in Thousands)	* Indicates Committee initiative		
II	RDN	0603123N	16	Development of Wide-Band Gap Semiconductor Materials	1,600	Levin	Dow Corning Corporation	Midland, MI
II	RDN	0603123N	16	Single Generator Operations Lithium Ion Battery	5,000	Reid	Altair Nanotechnologies, Inc.	Sparks, Nevada
II	RDN	0603123N	16	Navy/USMC Fuel Cell Non-Tactical Vehicle Initiative	1,600	Schumer	General Motors	Honeoye Falls, NY
II	RDN	0603123N	16	Navy/USMC Fuel Cell Non-Tactical Vehicle Initiative	1,600	Levin	General Motors Corporation	Warren, MI
II	RDN	0603123N	16	Navy/USMC Fuel Cell Non-Tactical Vehicle Initiative	1,600	Clinton	General Motors	Honeoye Falls, NY
II	RDN	0603123N	16	Fuel Cell Manufacturability Research	2,750	Clinton	Delphi Corporation - West Henrietta	West Henrietta, NY
II	RDN	0603123N	16	Fuel Cell Manufacturability Research	2,750	Schumer	Delphi Corporation - West Henrietta	West Henrietta, NY
II	RDN	0603235N	17	Project Athena	8,400	Reed	Raytheon	Portsmouth, RI
II	RDN	0603506N	34	Sensor Arrays for Multiple Applications (SAMA)	1,500	Bill Nelson	University of North Florida	Florida
II	RDN	0603513N	36	Smart Valve	2,400	Collins	Portland Valve, LLC	Portland, ME
II	RDN	0603513N	36	Smart Valve	2,400	Snowe	Portland Valve, Inc.	South Portland, ME
II	RDN	0603513N	36	Power Conversion Equipment	800	Inhofe	Westwood Corporation	Tulsa, OK
II	RDN	0603513N	36	High Temperature Superconducting AC Synchronous Propulsion Motor	2,000	Kennedy	American Superconductor	Westborough, MA
II	RDN	0603513N	36	Shipboard Flywheel Energy Storage System	600	Kennedy	Beacon Power	Wilmington, MA
II	RDN	0603553N	41	Improved Surface Vessel Torpedo Tube Launcher	1,600	Reed	Sea Corp	Middletown, RI
II	RDN	0603561N	43	Undersea Missile Launch Study (ULMS)	5,000	Lieberman	Electric Boat	Groton, CT
II	RDN	0603561N	43	Undersea Missile Launch Study (ULMS)	5,000	Reed	General Dynamics	Groton, CT
II	RDN	0603561N	43	Undersea Missile Launch Study (ULMS)	5,000	Dodd	General Dynamics Electric Boat	Groton, CT
II	RDN	0603561N	43	Twinline Thin Line Towed Array	3,200	Dodd	Chesapeake Sciences Corporation	Stonington, CT
II	RDN	0603561N	43	Twinline Thin Line Towed Array	3,200	Lieberman	Chesapeake Sciences	Stonington, CT
II	RDN	0603739N	63	Highly Integrated Optical Interconnects for Advanced Air Vehicles	1,600	Levin	Calumet Electronics Corporation	Calumet, MI

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					(Amounts in Thousands)	* Indicates Committee Initiative		
II	RDN	0604272N	76	High Power Fiber Laser- Base Pod	1,600	Lugar	SAIC, Crane NSWC	Crane, IN
II	RDN	0604272N	78	High Power Fiber Laser- Base Pod	1,600	Bayh	SAIC	Crane NSWC, IN
II	RDN	0604300N	100	Permanent Magnet Motor System	9,000	Dodd	DRS Technologies Inc.	Danbury, CT
II	RDN	0604300N	100	Permanent Magnet Motor System	9,000	Kennedy	DRS Power Systems	Fitchburg, MA, and Hudson, MA
II	RDN	0604300N	100	Permanent Magnet Motor System	9,000	Lieberman	DRS Power Systems	Danbury, CT
II	RDN	0604300N	100	Advanced Wireless Encryption Module	2,400	Ben Nelson	Transcrypt International	Lincoln, NE
II	RDN	0604503N	108	Improved Submarine Thin Line Towed Array Handler and Array Reliability	3,200	Reed	BAE	Newport, RI
II	RDN	0604558N	113	Submarine Electronic Chart Updates	2,700	Bill Nelson	The Consulting Network	Florida
II	RDN	0604756N	127	Phalanx Next Generation	6,800	Hatch	Raytheon, Colemak Systems Engineering	Kentucky, Utah
II	RDN	0604756N	127	Phalanx Next Generation	6,800	Sessions	JKM Manufacturing, Inc.	Eufaula, AL
II	RDN	0604756N	127	Phalanx Next Generation	6,800	McConnell	Raytheon Missile Systems	Louisville, Kentucky
II	RDN	0604771N	130	Human Clinic Trials - Infusable Hemostatic Drug	3,200	Dole	Entegrion, Inc.	Research Triangle,NC
II	RDN	0604800N	133	JSF continued competitive engine development	240,000	Warner	Not Applicable	Not Applicable
II	RDN	0604800N	133	JSF continued competitive engine development	240,000	Bayh	Rolls Royce	Cincinnati, OH
II	RDN	0604800N	133	JSF continued competitive engine development	240,000	Kennedy	General Electric, Rolls Royce	Lynn, MA, and Walpole, MA
II	RDN	0604800N	133	JSF continued competitive engine development	240,000	McConnell	General Electric	Evendale, Ohio and Lynn, Massachusetts
II	RDN	0604800N	133	JSF continued competitive engine development	240,000	Voinovich	General Electric	Cincinnati, OH
II	RDN	0604800N	133	JSF continued competitive engine development	240,000	Brown	Competitive	Competitive
II	RDN	0101221N	165	LINAC	3,000	Bayh	Indiana University	Crane NSWC, IN
II	RDN	0101221N	165	LINAC	3,000	Lugar	Indiana University, Crane NSWC	Crane, IN
II	RDN	0205633N	183	Structural Life Tracking	1,600	Webb	Technical Data Analysis, Inc.	Falls Church, VA
II	RDN	0205633N	183	Structural Life Tracking	1,600	Warner	TDA	Falls Church, VA
II	RDN	0206623M	187	Anti-Sniper Infrared Targeting System (ASITS)	5,000	McConnell	University of Kentucky Research Foundation	Lexington, KY

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II	RDN	0206623M	187	Ultrasonic Consolidation of Embedded Sensors	1,200	Levin	Solidica, Incorporated	Ann Arbor, MI
II	RDN	0206623M	187	Ultrasonic Consolidation of Embedded Sensors	1,200	Stabenow	Solidica, Incorporated	Ann Arbor, MI
II	RDN	0708730N	213	National Shipbuilding Research Program	12,000	Sessions	Bender Shipbuilding	Mobile, AL
II	RDN	0708730N	213	National Shipbuilding Research Program	12,000	Lott	Competitive	Competitive
II	RDAF	0601103F	2	High-Energy Laser Systems Research	3,000	Ben Nelson	University of Nebraska, Lincoln	Lincoln, NE
II	RDAF	0601103F	2	High-Energy Laser Systems Research	3,000	Hagel	University of Nebraska, Lincoln	Lincoln, NE
II	RDAF	0601103F	2	Military Decision Cycle Time Research	2,400	Hagel	University of Nebraska, Omaha	Omaha, NE
II	RDAF	0601103F	2	Military Decision Cycle Time Research	2,400	Ben Nelson	University of Nebraska, Omaha	Omaha, NE
II	RDAF	0601103F	2	Secure Grid Research	2,400	Cornyn	University of Texas-Dallas; University of Texas-Arlington	Richardson, Texas; Arlington, Texas
II	RDAF	0601103F	2	URI Program Increase	8,000	Kennedy	Competitive	Not Applicable
II	RDAF	0601103F	2	URI Program Increase	8,000	Collins	Competitive	N/A
II	RDAF	0601103F	2	URI Program Increase	8,000	Stabenow	Competitive	N/A
II	RDAF	0601103F	2	URI Program Increase	8,000	Levin	Competitive	Not Applicable
II	RDAF	0601103F	2	URI Program Increase	8,000	Bingaman	Merit based	Not Applicable
II	RDAF	0601103F	2	URI Program Increase	8,000	Roberts	Competitive	Not Applicable
II	RDAF	0601103F	2	URI Program Increase	8,000	Domenici	Competitive	Competitive/Not Applicable
II	RDAF	0601103F	2	URI Program Increase	8,000	Clinton	Competitive	N/A
II	RDAF	0601103F	2	URI Program Increase	8,000	Dodd	Not Applicable	Merit Based
II	RDAF	0601103F	2	URI Program Increase	8,000	Kerry	Competitive	Not Applicable
II	RDAF	0601103F	2	URI Program Increase	8,000	Lautenberg	Competitive	Not Applicable
II	RDAF	0602102F	5	Advanced Carbon Fiber Research and Testing Initiative	3,000	Graham	Cytec, Inc.	Rock Hill, SC
II	RDAF	0602201F	6	Optical Connector Research	800	Stabenow	Transluma Incorporated	Ann Arbor, MI
II	RDAF	0602201F	6	Optical Connector Research	800	Levin	Transluma Incorporated	Ann Arbor, MI
II	RDAF	0602601F	11	Nuclear Test Seismic Research	2,400	Kerry	Not Applicable	Not Applicable
II	RDAF	0602601F	11	Rocket Payload Shielding Technologies	2400	Thune	South Dakota School of Mines & Technology	Rapid City, SD
II	RDAF	0602702F	14	Cyber Attack Mitigation Lab	1,900	Clinton	CACI Technologies, Inc.	Air Force Research Laboratory, Rome, NY
II	RDAF	0602702F	14	Cyber Attack Mitigation Lab	1,900	Schumer	CACI Technologies, Inc.	Air Force Research Laboratory, Rome, NY

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II	RDAF	0603112F	20	Metals Affordability Initiative	5,000	Bingaman	Merit based	Not Applicable
II	RDAF	0603112F	20	Metals Affordability Initiative	5,000	Lieberman	Ladish Corporation and Pratt & Whitney	Windsor, CT and Middletown, CT
II	RDAF	0603112F	20	Metals Affordability Initiative	5,000	Reid	Timet	Henderson, Nevada
II	RDAF	0603112F	20	Metals Affordability Initiative	5,000	Salazar	Metals Affordability Initiative	Nationwide - 35 states
II	RDAF	0603112F	20	Metals Affordability Initiative	5,000	Dodd	Metals Affordability Initiative Consortium	Hartford, CT
II	RDAF	0603112F	20	Metals Affordability Initiative	5,000	Kohl	Ladish Company	Cudahy, Wisconsin
II	RDAF	0603112F	20	Metals Affordability Initiative	5,000	Rockefeller	Competitive	Not Applicable
II	RDAF	0603112F	20	Metals Affordability Initiative	5,000	Wyden	Metals Affordability Initiative Consortium	Elm Grove, WI
II	RDAF	0603112F	20	Metals Affordability Initiative	5,000	Levin	Howmet Castings; Metals Affordability Initiative Consortium	Whitehall, MI; Various
II	RDAF	0603112F	20	Metals Affordability Initiative	5,000	Reed	National Grant Program; URI	Kingston, RI
II	RDAF	0603211F	22	Titanium Structures Initiative	1,600	Levin	Alcoa Howmet	Whitehall, MI
II	RDAF	0603211F	22	Titanium Structures Initiative	1,600	Warner	Alcoa Howmet	Hampton, VA
II	RDAF	0603401F	28	Thin Film Amorphous Solar Cells	3,200	Levin	Energy Conversion Devices	Auburn Hills, MI
II	RDAF	0603789F	34	Optical Interconnects Research	2,000	Ensign	OptiComp Corporation	Zephyr Cove, Nevada
II	RDAF	0603789F	34	Optical Interconnects Research	2,000	Reid	OptiComp Corporation	Zephyr Cove, Nevada
II	RDAF	0603438F	45	Self aware - Space Situational Awareness	25,000	*	Competitive	N/A
II	RDAF	0603438F	45	Self aware - Space Situational Awareness	25,000	Kyl	Competitive	N/A
II	RDAF	0604857F	61	ORS	6,100	*	Competitive	N/A
II	RDAF	0604421F	76	Space Control Test	4,000	Sessions	Davidson Technologies	Huntsville, AL
II	RDAF	0604421F	76	RAIDRS Block 20	5,000	*	Competitive	N/A
II	RDAF	0604425F	77	Space fence	9,600	*	Competitive	N/A
II	RDAF	0604800F	91	JSF continue competitive engine	240,000	Warner	Not Applicable	Not Applicable
II	RDAF	0604800F	91	JSF continue competitive engine	240,000	Bayh	Rolls Royce	Cincinnati, OH
II	RDAF	0604800F	91	JSF continue competitive engine	240,000	Kennedy	General Electric, Rolls Royce	Lynn, MA, and Walpole, MA
II	RDAF	0604800F	91	JSF continue competitive engine	240,000	McConnell	General Electric	Evendale, Ohio and Lynn, Massachusetts
II	RDAF	0604800F	91	JSF continue competitive engine	240,000	Voinovich	General Electric	Cincinnati, OH
II	RDAF	0604800F	91	JSF continue competitive engine	240,000	Brown	Competitive	Competitive

COMPLIANCE WITH RULE XLIV OF THE STANDING RULES OF THE SENATE

TITLE	ACCT	PE	LINE	DESCRIPTION	CONF CHANGE	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
					(Amounts in Thousands)	* Indicates Committee Initiative		
II	RDAF	0605860F	111	BMRST	4,000	Bill Nelson	Honeywell International	Florida
II	RDAF	0205219F	128	Predator Trainer Upgrade	3,200	Clinton	L-3 Communications	Binghamton, NY
II	RDAF	0205219F	128	Predator Trainer Upgrade	3,200	Schumer	L-3 Communications	Binghamton, NY
II	RDAF	0305111F	165	Operations Risk Management Visualization & Integration (ORM-VIZ)	800	Ben Nelson	ProLogic Inc.; Spiral Solutions	Omaha, NE; Hanscom AFB, MA; Fairmont West, VA
II	RDAF	0305164F	194	GPS User Equipment	63,200	*	Rockwell Collins; Raytheon; L3 Communications	Cedar Rapids, IA; El Segundo, CA; Anaheim, CA
II	RDAF	0401115F	217	C-130 De-Icing System	1,200	Webb	Defense Holdings, Inc.	Manassas, VA
II	RDAF	0401115F	217	C-130 De-Icing System	1,200	Warner	Defense Holding International	Manassas, VA
II	RDAF	0408011F	228	Combat Casualty Management System for AFSOC	2,900	Reid	Noninvasive Medical Technologies, Inc.	Las Vegas, Nevada
II	RDAF	0708011F	231	Laser Materials Processing	2,000	Ben Nelson	Royal Plastics Mfg., Inc	Minden, NE
II	RDDW	0601101E	2	Semiconductor Focus Research	8,000	Clinton	Microelectronics Advanced Research Corporation (MARCO)	Various
II	RDDW	0601101E	2	Semiconductor Focus Research	8,000	Isakson	Georgia Institute of Technology	Atlanta, GA
II	RDDW	0601101E	2	Semiconductor Focus Research	8,000	Schumer	Microelectronics Advanced Research Corporation (MARCO)	Various
II	RDDW	0601101E	2	Semiconductor Focus Research	8,000	Martinez	Florida State University	Tallahassee, Florida
II	RDDW	0601101E	2	Semiconductor Focus Research	8,000	Kerry	Georgia Institute of Technology; Massachusetts Institute of Technology; University of California at Los Angeles; University of California at Berkeley; Carnegie Mellon University; others	Various
II	RDDW	0601101E	2	Semiconductor Focus Research	8,000	Hatch	Focus Center Research	US Universities
II	RDDW	0601101E	2	Semiconductor Focus Research	8,000	Cornyn	University of Texas-Austin; Texas A&M University; University of Texas-Dallas	Austin, Texas; College Station, Texas; Richardson, Texas
II	RDDW	0602227D8Z	6	MFEL Program Increase	2,400	Kennedy	Massachusetts General Hospital, Harvard University	Boston, MA

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					(Amounts in Thousands)	* Indicates Committee initiative		
II	RDDW	0602227D8Z	6	MFEL Program Increase	2,400	Kerry	Massachusetts General Hospital, Harvard University	Boston, MA
II	RDDW	0602227D8Z	6	MFEL Program Increase	2,400	Dole	Duke University, Vanderbilt University, others	Durham, NC; TN, others
II	RDDW	0602384BP	14	Chem-Bio Protective Textile Fabric	800	Stabenow	Eastern Michigan University	Ypsilanti, MI
II	RDDW	0602384BP	14	Chem-Bio Protective Textile Fabric	800	Levin	Eastern Michigan University	Ypsilanti, MI
II	RDDW	0602384BP	14	Chem-Bio IR Detector	1,600	Collins	Orono Spectral Solutions	Orono, ME
II	RDDW	0602384BP	14	Chemical Agent Fate Model Verification	1,000	Levin	Kettering University	Flint, MI
II	RDDW	0602718BR	21	Blast Mitigation and Protection Analysis	1,000	Warner	George Mason University	Fairfax, VA
II	RDDW	0602718BR	21	Blast Mitigation and Protection Analysis	1,000	Webb	George Mason University	Fairfax, VA
II	RDDW	0602718BR	21	Comprehensive National Incident Management System	2,400	Warner	Virginia Tech	Blacksburg, VA
II	RDDW	0602718BR	21	Comprehensive National Incident Management System	2,400	Webb	Virginia Tech	Blacksburg, VA
II	RDDW	1160401BB	23	Foliage Penetration Reconnaissance & Survivability	2,000	Akaka	NovaSol	Hawaii
II	RDDW	0603384BP	34	Semiconducting Metal Oxide Sensors	800	Collins	Sensor Research and Development Corporation	Orono, ME
II	RDDW	0603384BP	34	Improved CBR Filters	1,600	Warner	New World Associates	Fredericksburg, VA
II	RDDW	0603384BP	34	Improved CBR Filters	1,600	Webb	New World Associates	Fredericksburg, VA
II	RDDW	0603384BP	34	Raman Chemical ID System	1,600	Kennedy	Ahura Corp.	Wilmington, MA
II	RDDW	0603665D8Z	38	Standoff Biometrics Technology	3,200	Kennedy	Retica Systems	Waltham, MA
II	RDDW	0603680D8Z	40	High Performance Defense Manufacturing Technology Research	8,000	*	Competitive	N/A
II	RDDW	0603680D8Z	40	Disruptive Manufacturing Technologies Research	8,000	*	Competitive	N/A
II	RDDW	0603712S	42	Vehicle Fuel Cell and Hydrogen Logistics Program	8,000	Levin	Defense Logistics Agency	Fort Belvoir, VA
II	RDDW	0603712S	42	Solid Hydrogen Storage Initiative	5,000	Levin	Defense Logistics Agency	Fort Belvoir, VA
II	RDDW	0603712S	42	UAV Battery Technologies	2,000	Bayh	Enerdel	Indianapolis, IN
II	RDDW	0603712S	42	UAV Battery Technologies	2,000	Lugar	Enerdel	Indianapolis, IN
II	RDDW	0603712S	42	Biofuels Program	1,600	Levin	Defense Logistics Agency	Fort Belvoir, VA
II	RDDW	0603712S	42	Emerging Critical Interconnect Technology Program	800	Bayh	Not Applicable	Crane NSWC, IN

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					(Amounts in Thousands)	* Indicates Committee Initiative		
II	RDDW	0603712S	42	Emerging Critical Interconnect Technology Program	800	Lugar	Crane Naval Surface Warfare Center	Crane, IN
II	RDDW	0603712S	42	Mobile Microgrid Research	3,000	Levin	NextEnergy Center	Detroit, MI
II	RDDW	0603712S	42	Mobile Microgrid Research	3,000	Stabenow	NextEnergy Center	Detroit, MI
II	RDDW	0603716D8Z	44	Enhanced Water Remediation Research	800	Levin	Central Michigan University	Mt. Pleasant, Michigan
II	RDDW	0603755D8Z	50	High Performance Computing Modeling and Simulation	1,600	Bill Nelson	University of Central Florida	Florida
II	RDDW	0603826D8Z	60	Small Craft Integrated Common Operating Picture	800	Snowe	Technology Systems, Inc.	Brunswick, ME
II	RDDW	0603826D8Z	60	Small Craft Integrated Common Operating Picture	800	Collins	Technology Systems, Inc.	Brunswick, ME
II	RDDW	0603828D8Z	61	Asymmetric Warfare Initiative	800	Collins	Maine Emergency Management Agency	Augusta, ME
II	RDDW	0603828D8Z	61	Asymmetric Warfare Initiative	800	Warner	Not Applicable	Virginia
II	RDDW	0603828D8Z	61	Asymmetric Warfare Initiative	800	Webb	Office of Commonwealth Preparedness	Richmond, VA
II	RDDW	0603828D8Z	61	Asymmetric Warfare Initiative	800	Snowe	Maine Emergency Management Agency	Augusta, ME
II	RDDW	0603828D8Z	61	Cultural and Societal Modeling and Simulation	2,560	*	Simtex; Allen; others	West Lafayette, IN; Alexandria, VA; Hampton Roads, VA
II	RDDW	0603828D8Z	61	Joint Urban Fires Prototype (JUFP)	1,200	*	Joint Forces Command	Naval Air Weapons Station China Lake
II	RDDW	0603941D8Z	63	Test Range and Resource Analysis	1,000	Ensign	Desert Research Institute (DRI)	Las Vegas, Nevada
II	RDDW	0603941D8Z	63	Test Range and Resource Analysis	1,000	Reid	Desert Research Institute	Reno, Nevada
II	RDDW	1160402BB	65	Portable Power Sources Development	2,400	Stabenow	Adaptive Materials Incorporated	Ann Arbor, MI
II	RDDW	1160402BB	65	Portable Power Sources Development	2,400	Levin	Adaptive Materials Incorporated	Ann Arbor, MI
II	RDDW	0603881C	72	Short-Range Ballistic Missile Defense (SRBMD)	20,000	Kyl	Raytheon	Tucson, Arizona
II	RDDW	0603881C	72	Short-Range Ballistic Missile Defense (SRBMD)	20,000	Lott	Competitive	Competitive
II	RDDW	0603881C	72	Short-Range Ballistic Missile Defense (SRBMD)	20,000	Sessions	TBD	TBD
II	RDDW	0603881C	72	Arrow Co-Production	25,000	Lott	Competitive	Competitive

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TITLE	ACCT	PE	LINE	DESCRIPTION	CONF CHANGE	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
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II	RDDW	0603881C	72	Arrow Co-Production	25,000	Sessions	TBD	TBD
II	RDDW	0603881C	72	Study of Upper-Tier Missile Program	10,000	Lott	Competitive	Competitive
II	RDDW	0603881C	72	Study of Upper-Tier Missile Program	10,000	Sessions	TBD	TBD
II	RDDW	0603884BP	75	Real-Time Viral Agent Detectors	1,500	Dole	Virus Detection Sys.	Cary, Wake, NC
II	RDDW	0603892C	82	Aegis BMD	49,000	Pryor	Raytheon Company	East Camden, AR
II	RDDW	0603892C	82	Aegis BMD	49,000	Lincoln	Raytheon Company	East Camden, AR
II	RDDW	0604165D8Z	100A	Prompt Global Strike	100,000	*	Competitive	N/A
II	RDDW	0604940D8Z	131	SAM Hardware Simulators	4,000	Chambliss	Georgia Institute of Technology	Atlanta, GA
II	RDDW	0604940D8Z	131	SAM Hardware Simulators	4,000	Isakson	Georgia Institute of Technology	Atlanta, GA
II	RDDW	0303140G	191	Software Assurance and Education Research	800	Levin	University of Detroit Mercy	Detroit, MI
II	RDDW	0708011S	226	Manufacturing Supply Chain Research	1,600	Reed	National Grant Program	New England States
II	RDDW	0708011S	226	Manufacturing Supply Chain Research	1,600	Snowe	Maine Manufacturing Extension Partnership	Augusta, ME
II	RDDW	0708011S	226	Manufacturing Supply Chain Research	1,600	Collins	New England Manufacturing Supply Chain Initiative	Augusta, ME
II	RDDW	0708011S	226	Castings Research	2,000	Reed	National Grant Program, Cumberland	Cumberland, RI
II	RDDW	0708011S	226	Military High Pressure Packaging Program	3,200	Bayh	Ameriqual	Evansville, IN
II	RDDW	0708011S	226	Military High Pressure Packaging Program	3,200	Lugar	Ameriqual Group	Evansville, IN
II	RDDW	0708011S	226	Industrial Base Innovation Fund	24,000	*	Competitive	N/A
III	OMA		10	Extended Cold Weather Clothing System	2,800	Kennedy	Malden Mills	Lawrence, MA
III	OMA		10	Extended Cold Weather Clothing System	2,800	Kerry	Malden Mills	Lawrence, MA
III	OMA		10	Extended Cold Weather Clothing System	2,800	Graham	ADS	Barnwell, SC
III	OMA		110	Training Range Improvement	1,200	Chambliss	Meggitt Defense Systems-Caswell	Ft. Stewart, GA
III	OMN		230	Mk45 Mod 5" Gun Overhaul	11,760	McConnell	BAE Systems	Louisville, Kentucky
III	OMMC		10	Extended Cold Weather Clothing System	2,400	Stabenow	Peckham Industries	Lansing, MI
III	OMMC		20	Mobile Corrosion Protection	1,800	Akaka	Carwell Products Inc	Various USMC Installations

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III	OMMC		20	Mobile Corrosion Protection	1,800	Clinton	Carwell Products, Inc.	Cheektowaga, NY
III	OMMC		20	Mobile Corrosion Protection	1,800	Schumer	Carwell Products, Inc.	Cheektowaga, NY
III	OMAF		90	National Security Space Institute	2,640	Allard	Air Force Space Command	Colorado Springs, CO
III	OMAF		560	Mobile Shear	400	Reid	U.S. Air Force, 98th Range Wing	Nellis Air Force Base, Las Vegas, Nevada
III	OMDW		260	Readiness and Environmental Protection Initiative	16,000	*	Competitive	None
III	OMDW		260	Defense Readiness Reporting System	1,200	Warner	Not Applicable	Virginia
III	OMDW		260	Defense Readiness Reporting System	1,200	Webb	JFCOM	Norfolk, VA
III	OMDW			Impact Aid	30,000	Ben Nelson	Federally Impacted Schools	Bellevue and schools with appropriate Native American populations
III	OMDW			Impact Aid	30,000	Chambliss	Not Applicable	Not Applicable
III	OMDW			Impact Aid	30,000	Isakson	Not Applicable	Not Applicable
III	OMDW			Impact Aid for Children with Severe Disabilities	5,000	Reed	National Grant	Newport/Middletown/Portsmouth
III	OMDW			Impact Aid for Children with Severe Disabilities	5,000	Inhofe	Merit based	Competitive
III	OMDW			Impact Aid for Children with Severe Disabilities	5,000	Kennedy	Competitive	Not Applicable
III	OMDW			Impact Aid for Children with Severe Disabilities	5,000	Murray	National program - formula allocations	National program
III	OMDW			Impact Aid for Children with Severe Disabilities	5,000	Dorgan	Not Applicable	Not Applicable
III	OMDW			Impact Aid for Children with Severe Disabilities	5,000	Mikulski	Competitive	Not Applicable
III	OMDW			Impact Aid for Children with Severe Disabilities	5,000	Menendez	Competitive	Not Applicable
III	OMDW			Impact Aid for Children with Severe Disabilities	5,000	Roberts	Merit based	Not Applicable
III	OMDW			Impact Aid for Children with Severe Disabilities	5,000	Salazar	Not Applicable	National program - formula allocation
III	OMDW			Impact Aid for Children with Severe Disabilities	5,000	Clinton	Competitive	N/A

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III	OMDW			Impact Aid for Children with Severe Disabilities	5,000	Akaka	Hawaii Dept. of Education	Hawaii
III	OMDW			Impact Aid for Children with Severe Disabilities	5,000	Conrad	Competitive	Not Applicable
III	OMDW			Impact Aid for Children with Severe Disabilities	5,000	Durbin	Competitive	Not Applicable
III	OMDW			Impact Aid for Children with Severe Disabilities	5,000	Obama	Formula	Formula
III	OMDW			Impact Aid for Children with Severe Disabilities	5,000	Boxer	Competitive	Not Applicable
III	OMDW			Impact Aid for Children with Severe Disabilities	5,000	Bayh	Not Applicable	N/A
III	OMDW			Impact Aid for Children with Severe Disabilities	5,000	Bingaman	Merit based	Not Applicable
III	OMDW			Impact Aid for Children with Severe Disabilities	5,000	Cantwell	Competitive	Washington
III	OMDW			Special Assistance to Local Education Agencies	10,000	Chambliss	Not Applicable	Not Applicable
III	OMDW			Special Assistance to Local Education Agencies	10,000	Isakson	Not Applicable	Not Applicable
III	OMAR		80	Mobile Corrosion Protection	1,800	Akaka	Carwell Products, Inc.	Various USAR Installations
III	OMAR		80	Mobile Corrosion Protection	1,800	Schumer	Carwell Products, Inc.	Cheektowaga, NY
III	OMAR		80	Mobile Corrosion Protection	1,800	Clinton	Carwell Products, Inc.	Cheektowaga, NY
III	OMARNG		10	Extended Cold Weather Clothing System	3,200	Reed	Duro Industries	Fall River, MA
III	OMARNG		10	Extended Cold Weather Clothing System	3,200	Carper	Army National Guard	Washington, DC
III	OMARNG		40	National Guard Interoperability Upgrades	800	Webb	Virginia National Guard	Richmond, VA
III	OMARNG		40	National Guard Interoperability Upgrades	800	Warner	Not Applicable	Richmond, VA
III	OMARNG		70	Integrated Disaster & Rapid Data Management Systems	3,000	Collins	Global Relief Technologies	Portsmouth, NH
III	OMARNG		70	Integrated Disaster & Rapid Data Management Systems	3,000	Snowe	Global Relief Technologies	Portsmouth, NH
III	OMARNG		80	Mobile Corrosion Protection	1,800	Akaka	Carwell Products, Inc.	Various ARNG Installations
III	OMARNG		80	Mobile Corrosion Protection	1,800	Schumer	Carwell Products, Inc.	Cheektowaga, NY

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III	OMARNG		80	Mobile Corrosion Protection	1,800	Clinton	Carwell Products, Inc.	Cheektowaga, NY
III	OMARNG		130	Operator Driving Simulator	2,400	Warner	FAAC, Inc.	Ann Arbor, MI , Richmond, VA
III	OMARNG		130	Operator Driving Simulator	2,400	Webb	FAAC Inc.	Richmond, VA, and Ann Arbor, MI
III	OMARNG		130	Operator Driving Simulator	2,400	Levin	FAAC Incorporated	Ann Arbor, MI
III	OMARNG			Weapons Skills Trainer	4,000	Bill Nelson	Cubic Defense	Florida
III	OMANG		11	Controlled Humidity Protection	800	Graham	Logis-Tech	McEntire Joint National Guard Base
III	OMANG		11	Controlled Humidity Protection	800	Warner	Logis Tech	Richmond, VA
III	OMANG		11	Controlled Humidity Protection	800	Webb	Logis-Tech, Inc.	Manassas, VA
III	OM Transfer		50	Environmental Restoration Formerly Used Sites - Increased Funds	20,000	*	Competitive	None
XIII	OM	Misc Appr	190	CTR Increased Funds	80,000	*	Not Applicable	Various
XIV	OIG O&M		10	OIG O&M Increased Funds	10,000	*	Competitive	None
XIV	CAMD O&M			Chemical Demilitarization Program Increase	19,000	*	Merit based	Merit Based
XV	OPA		9A	Army MRAP	600,000	Biden	BAE; Force Protection International Inc., International Military Group of International Truck, others	York, PA; Ladson, SC; West Point, MS; Various
XV	OPA		9A	Army MRAP	600,000	Graham	BAE; Force Protection International Inc., International Military Group of International Truck, others	York, PA; Ladson, SC; West Point, MS; Various
XV	OPA		9A	Army MRAP	600,000	Casey	BAE; Force Protection International Inc., International Military Group of International Truck, others	York, PA; Ladson, SC; West Point, MS; Various
XV	OPA		9A	Army MRAP	600,000	Sanders	BAE; Force Protection International Inc., International Military Group of International Truck, others	York, PA; Ladson, SC; West Point, MS; Various

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XV	OPA		9A	Army MRAP	600,000	Brown	BAE; Force Protection International Inc., International Military Group of International Truck, others	York, PA; Ladson, SC; West Point, MS; Various
XV	OPA		9A	Army MRAP	600,000	Lincoln	BAE; Force Protection International Inc., International Military Group of International Truck, others	York, PA; Ladson, SC; West Point, MS; Various
XV	OPA		9A	Army MRAP	600,000	Levin	BAE; Force Protection International Inc., International Military Group of International Truck, others	York, PA; Ladson, SC; West Point, MS; Various
XV	JIEDDO			Army Counter IED Systems	152,900	*	Syracuse Research Corporation; others	Various
XV	JIEDDO			Blast injury research	50,000	*	Competitive	Not Applicable
XXI	Milcon, Army		Alabama	SYSTEM SOFTWARE ENGINEERING ANNEX, PH2	20,000	Sessions	Army	REDSTONE ARSENAL
XXI	Milcon, Army		Alabama	SYSTEM SOFTWARE ENGINEERING ANNEX, PH2	20,000	Shelby	Army	REDSTONE ARSENAL
XXI	Milcon, Army		Alaska	Military Police Operations Facilities (Grow the Force)	42,000	Army	Army	FORT RICHARDSON
XXI	Milcon, Army		Alaska	Barracks (Grow the Force)	36,000	Army	Army	FORT RICHARDSON
XXI	Milcon, Army		Alaska	Construction Unit Operations Facilities (Grow the Force)	14,600	Army	Army	FORT RICHARDSON
XXI	Milcon, Army		Alaska	EOD/MP Unit Operations Facilities (Grow the Force)	11,600	Army	Army	FORT WAINWRIGHT
XXI	Milcon, Army		Alaska	Barracks (Grow the Force)	20,000	Army	Army	FORT WAINWRIGHT
XXI	Milcon, Army		Alaska	RAILHEAD OPERATIONS FACILITY PHASE 1	8,900	Stevens	Army	FORT WAINWRIGHT
XXI	Milcon, Army		Arizona	General Instructional Building (Grow the Force)	13,600	Army	Army	FORT HUACHUCA
XXI	Milcon, Army		Arizona	AIT Trainee Complex (Grow the Force)	105,000	Army	Army	FORT HUACHUCA
XXI	Milcon, Army		Colorado	Engineer Bn HQ/Unit Ops Facilities (Grow the Force)	59,000	Army	Army	FORT CARSON
XXI	Milcon, Army		Colorado	Barracks (Grow the Force)	53,000	Army	Army	FORT CARSON

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TITLE	ACCT	PE	LINE	DESCRIPTION	CONF CHANGE	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
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XXI	Milcon, Army		Colorado	MP Unit Operations Facilities (Grow the Force)	13,000	Army	Army	FORT CARSON
XXI	Milcon, Army		Colorado	Hospital Addition & Dental Clinic (Grow the Force)	18,000	Army	Army	FORT CARSON
XXI	Family House Const, Army		Colorado	Family Housing Privatization (Grow the Force)	98,300	Army	Army	FORT CARSON
XXI	Milcon, Army		Florida	Dining facility, Camp Rudder, Eglin AFB	1,500	Bill Nelson	Army	Camp Rudder, Eglin AFB, FL
XXI	Milcon, Army		Georgia	Fire Station (Grow the Force)	5,500	Army	Army	FORT STEWART
XXI	Milcon, Army		Georgia	Barracks (Grow the Force)	25,000	Army	Army	FORT STEWART
XXI	Milcon, Army		Georgia	Human Resources Unit Operations Facilities (Grow the Force)	15,000	Army	Army	FORT STEWART
XXI	Milcon, Army		Georgia	Quartermaster Unit Operations Facilities (Grow the Force)	16,000	Army	Army	HUNTER ARMY AIRFIELD
XXI	Milcon, Army		Illinois	COMBINED FIRE/POLICE FACILITY, PHASE 2	3,350	Durbin	Army	ROCK ISLAND ARSENAL
XXI	Milcon, Army		Illinois	COMBINED FIRE/POLICE FACILITY, PHASE 2	3,350	Obama	Army	ROCK ISLAND ARSENAL
XXI	Milcon, Army		Kansas	MP HQ & MP I/R Unit Operations Facilities (Grow the Force)	23,000	Army	Army	FORT LEAVENWORTH
XXI	Milcon, Army		Kansas	Barracks (Grow the Force)	12,800	Army	Army	FORT LEAVENWORTH
XXI	Milcon, Army		Kansas	Engineer Bn HQ/Unit Operations Facilities (Grow the Force)	43,000	Army	Army	FORT RILEY
XXI	Milcon, Army		Kansas	Barracks (Grow the Force)	50,000	Army	Army	FORT RILEY
XXI	Milcon, Army		Kansas	Child Development Center (Grow the Force)	8,500	Army	Army	FORT RILEY
XXI	Milcon, Army		Kansas	Health & Dental Clinic (Grow the Force)	8,800	Army	Army	FORT RILEY
XXI	Milcon, Army		Kentucky	MP/CID/Medical Unit Operations Facilities (Grow the Force)	24,000	Army	Army	FORT CAMPBELL
XXI	Milcon, Army		Kentucky	Barracks (Grow the Force)	27,000	Army	Army	FORT CAMPBELL
XXI	Milcon, Army		Louisiana	4TH BDE, HEADQUARTERS	9,800	Landrieu	Army	FORT POLK
XXI	Milcon, Army		Louisiana	4TH BDE, HEADQUARTERS	9,800	Vitter	Army	FORT POLK
XXI	Milcon, Army		Louisiana	CHILD DEVELOPMENT CENTER	6,100	Landrieu	Army	FORT POLK
XXI	Milcon, Army		Louisiana	CHILD DEVELOPMENT CENTER	6,100	Vitter	Army	FORT POLK
XXI	Milcon, Army		Maryland	AUTOMOTIVE TECH EVALUATION FAC	12,200	Cardin	Army	ABERDEEN PG
XXI	Milcon, Army		Maryland	AUTOMOTIVE TECH EVALUATION FAC	12,200	Mikulski	Army	ABERDEEN PG

COMPLIANCE WITH RULE XLIV OF THE STANDING RULES OF THE SENATE

TITLE	ACCT	PE	LINE	DESCRIPTION	CONF CHANGE	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
					(Amounts in Thousands)	* indicates Committee Initiative		
XXI	Milcon, Army		Michigan	GROUND SYS POWER & ENERGY LAB	18,500	Levin	Army	DETROIT ARSENAL
XXI	Milcon, Army		Michigan	GROUND SYS POWER & ENERGY LAB	18,500	Stabenow	Army	DETROIT ARSENAL
XXI	Milcon, Army		Missouri	Automated Multipurpose Machine Gun Range (Grow the Force)	4,150	Army	Army	FORT LEONARD WOOD
XXI	Milcon, Army		Missouri	Automated Pistol Range (Grow the Force)	2,700	Army	Army	FORT LEONARD WOOD
XXI	Milcon, Army		Missouri	Manuever Enhance Bde Unit Ops Facilities (Grow the Force)	56,000	Army	Army	FORT LEONARD WOOD
XXI	Milcon, Army		Missouri	Barracks (Grow the Force)	26,000	Army	Army	FORT LEONARD WOOD
XXI	Milcon, Army		Missouri	Dining Facility-Basic Combat Training Complex (Grow the Force)	22,000	Army	Army	FORT LEONARD WOOD
XXI	Milcon, Army		Missouri	CHILD DEVELOPMENT CENTER	7,000	Bond	Army	FORT LEONARD WOOD
XXI	Milcon, Army		Nevada	Wabuska rail spur, Hawthorne AAP	1,400	Reid	Army	Hawthorne AAP, NV
XXI	Milcon, Army		New Mexico	Engineer Bn HQ/Unit Operations Facilities (Grow the Force)	71,000	Army	Army	WHITE SANDS MISSILE RANGE
XXI	Milcon, Army		New York	BN/Forward Supt/Eng Unit Ops Facilities (Grow the Force)	41,000	Army	Army	FORT DRUM
XXI	Milcon, Army		New York	MP BN HQ/MP Unit Operations Facilities (Grow the Force)	38,000	Army	Army	FORT DRUM
XXI	Milcon, Army		New York	Barracks (Grow the Force)	61,000	Army	Army	FORT DRUM
XXI	Milcon, Army		North Carolina	BLOOD DONOR FACILITY	4,800	Dole	Army	FORT BRAGG
XXI	Milcon, Army		North Carolina	Barracks (Grow the Force)	73,000	Army	Army	FORT BRAGG
XXI	Milcon, Army		North Carolina	Ammunition Supply Point/Vehicle Mamt (Grow the Force)	88,000	Army	Army	FORT BRAGG
XXI	Milcon, Army		North Carolina	Surv/Signal/Qtr/Eng/POL Unit Ops Facilities (Grow the Force)	54,000	Army	Army	FORT BRAGG
XXI	Family House Const, Army		North Carolina	Family Housing Privatization (Grow the Force)	59,400	Army	Army	FORT BRAGG
XXI	Milcon, Army		Oklahoma	MULTI-PURPOSE MACHINE GUN RANGE	3,300	Inhofe	Army	FORT SILL
XXI	Milcon, Army		South Carolina	Basic Training Complex (Grow the Force)	85,000	Army	Army	FORT JACKSON

COMPLIANCE WITH RULE XLIV OF THE STANDING RULES OF THE SENATE

TITLE	ACCT	PE	LINE	DESCRIPTION	CONF CHANGE	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
					(Amounts in Thousands)	* indicates Committee initiative		
XXI	Milcon, Army		Texas	Army Eval Task Force Unit Ops Facilities (Grow the Force)	84,000	Army	Army	FORT BLISS
XXI	Milcon, Army		Texas	Barracks (Grow the Force)	11,400	Army	Army	FORT BLISS
XXI	Milcon, Army		Texas	Health & Dental Clinic (Grow the Force)	16,500	Army	Army	FORT BLISS
XXI	Family House Const, Army		Texas	Family Housing Privatization (Grow the Force)	35,600	Army	Army	FORT BLISS
XXI	Milcon, Army		Texas	Air Defense Bde HQ/Patriot Bn Unit Ops Facil (Grow the Force)	46,000	Army	Army	FORT HOOD
XXI	Milcon, Army		Texas	Barracks (Grow the Force)	45,000	Army	Army	FORT HOOD
XXI	Milcon, Army		Texas	CHILD DEVELOPMENT CENTER	7,400	Cornyn	Army	FORT HOOD
XXI	Milcon, Army		Texas	CHILD DEVELOPMENT CENTER	7,400	Hutchison	Army	FORT HOOD
XXI	Milcon, Army		Texas	Medical Companies Unit Ops Facilities (Grow the Force)	10,600	Army	Army	FORT SAM HOUSTON
XXI	Milcon, Army		Texas	Barracks (Grow the Force)	6,600	Army	Army	FORT SAM HOUSTON
XXI	Milcon, Army		Virginia	Barracks (Grow the Force)	32,000	Army	Army	FORT EUSTIS
XXI	Milcon, Army		Virginia	Transportation Unit Operations Facilities (Grow the Force)	43,000	Army	Army	FORT EUSTIS
XXI	Milcon, Army		Virginia	POL Truck Company Unit Ops Facilities (Grow the Force)	9,800	Army	Army	FORT LEE
XXI	Milcon, Army		Virginia	Barracks (Grow the Force)	8,900	Army	Army	FORT LEE
XXI	Milcon, Army		Virginia	Infantry Company Operations Facilities (Grow the Force)	8,400	Army	Army	FORT MYER
XXI	Milcon, Army		Virginia	Barracks (Grow the Force)	12,400	Army	Army	FORT MYER
XXI	Milcon, Army		Washington	Railroad Yard Upgrade (Grow the Force)	14,600	Army	Army	FORT LEWIS
XXI	Milcon, Army		Washington	Barracks (Grow the Force)	32,000	Army	Army	FORT LEWIS
XXI	Milcon, Army		Washington	EOD/Eng/Med/MP Unit Operations Facilities (Grow the Force)	62,000	Army	Army	FORT LEWIS
XXI	Milcon, Army		Washington	Battlefield Surveil Bde Unit Ops Facilities (Grow the Force)	51,000	Army	Army	FORT LEWIS
XXI	Family House Const, Army		Washington	Family Housing Privatization (Grow the Force)	72,700	Army	Army	FORT LEWIS
XXI	Milcon, Army		Worldwide Unspecified	PLANNING & DESIGN	3,000	*	Army	UNSPECIFIED WORLDWIDE
XXII	Milcon, Navy		California	Force Intel Ops Center - HQ Area (Grow the Force)	24,990	Marine Corps	Navy	CAMP PENDLETON

COMPLIANCE WITH RULE XLIV OF THE STANDING RULES OF THE SENATE

TITLE	ACCT	PE	LINE	DESCRIPTION	CONF CHANGE	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
					(Amounts in Thousands)	* indicates Committee initiative		
XXII	Milcon, Navy		California	Consolidated Comm/Electronics Shop (Grow the Force)	16,840	Marine Corps	Navy	CAMP PENDLETON
XXII	Milcon, Navy		California	1st MLG Operations Center (Grow the Force)	18,160	Marine Corps	Navy	CAMP PENDLETON
XXII	Milcon, Navy		California	1st MLG Armory (Grow the Force)	6,150	Marine Corps	Navy	CAMP PENDLETON
XXII	Milcon, Navy		California	1st MLG Group and Battalion Ops Center (Grow the Force)	22,220	Marine Corps	Navy	CAMP PENDLETON
XXII	Milcon, Navy		California	BEQ - Wounded Warrior Battalion (Grow the Force)	25,940	Marine Corps	Navy	CAMP PENDLETON
XXII	Milcon, Navy		California	Hangar Modification (Grow the Force)	26,760	Marine Corps	Navy	MIRAMAR MCAS
XXII	Milcon, Navy		California	Multi-Battalion Operations Center (Grow the Force)	33,770	Marine Corps	Navy	TWENTYNINE PALMS
XXII	Milcon, Navy		California	Multi-Battalion Operations Center (Grow the Force)	33,650	Marine Corps	Navy	TWENTYNINE PALMS
XXII	Milcon, Navy		California	Armory (Grow the Force)	5,920	Marine Corps	Navy	TWENTYNINE PALMS
XXII	Milcon, Navy		California	Landfill (Grow the Force)	13,560	Marine Corps	Navy	TWENTYNINE PALMS
XXII	Milcon, Navy		California	MOUT Facility (Phase 3) (Grow the Force)	21,390	Marine Corps	Navy	TWENTYNINE PALMS
XXII	Milcon, Navy		Connecticut	WATERFRONT OPERATIONS FACILITY	11,900	Dodd	Navy	NAVAL SUB BASE NEW LONDON
XXII	Milcon, Navy		Connecticut	WATERFRONT OPERATIONS FACILITY	11,900	Lieberman	Navy	NAVAL SUB BASE NEW LONDON
XXII	Milcon, Navy		Florida	ENGINEERING SERVICES FACILITY	9,900	Bill Nelson	Navy	CAPE CANAVERAL
XXII	Milcon, Navy		Hawaii	DRYDOCK NUMBER 1 AND 2	30,200	Akaka	Navy	PEARL HARBOR NAVAL SHIPYARD
XXII	Milcon, Navy		Hawaii	DRYDOCK NUMBER 1 AND 2	30,200	Inouye	Navy	PEARL HARBOR NAVAL SHIPYARD
XXII	Milcon, Navy		Indiana	SECURED ELECTRONIC WARFARE SYS FAC	12,000	Bayh	Navy	NAVAL SUPPORT ACTIVITY CRANE
XXII	Milcon, Navy		Maine	CONSOLIDATED EMERGENCY CONTROL CTR	9,700	Snowe	Navy	PORTSMOUTH NAVAL SHIPYARD
XXII	Milcon, Navy		Maine	CONSOLIDATED EMERGENCY CONTROL CTR	9,700	Collins	Navy	PORTSMOUTH NAVAL SHIPYARD
XXII	Milcon, Navy		Mississippi	FIRE STATION	6,770	Cochran	Navy	NAVAL AIR STATION MERIDIAN

COMPLIANCE WITH RULE XLIV OF THE STANDING RULES OF THE SENATE

TITLE	ACCT	PE	LINE	DESCRIPTION	CONF CHANGE	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
					(Amounts in Thousands)	* Indicates Committee Initiative		
XXII	Milcon, Navy		Mississippi	FIRE STATION	6,770	Lott	Navy	NAVAL AIR STATION MERIDIAN
XXII	Milcon, Navy		Nevada	RANGE IMPROVEMENTS, B-20	11,460	Ensign	Navy	NAVAL AIR STATION FALLON
XXII	Milcon, Navy		Nevada	RANGE IMPROVEMENTS, B-20	11,460	Reid	Navy	NAVAL AIR STATION FALLON
XXII	Milcon, Navy		New Jersey	JOINT INSTALLATION ROAD IMPROVEMENTS	4,100	Lautenberg	Navy	NAVAL AIR STATION LAKEHURST
XXII	Milcon, Navy		New Jersey	JOINT INSTALLATION ROAD IMPROVEMENTS	4,100	Menendez	Navy	NAVAL AIR STATION LAKEHURST
XXII	Milcon, Navy		North Carolina	Multi-Purpose Machine Gun Range - G10 (Grow the Force)	17,250	Marine Corps	Navy	CAMP LEJEUNE
XXII	Milcon, Navy		North Carolina	Landfill Cell (Grow the Force)	14,170	Marine Corps	Navy	CAMP LEJEUNE
XXII	Milcon, Navy		North Carolina	Wastewater System Modification (Grow the Force)	7,070	Marine Corps	Navy	CAMP LEJEUNE
XXII	Milcon, Navy		North Carolina	Main Gate Physical Security Upgrade (Grow the Force)	7,920	Marine Corps	Navy	CAMP LEJEUNE
XXII	Milcon, Navy		North Carolina	Physical Security Upgrades - Piney Green (Grow the Force)	6,660	Marine Corps	Navy	CAMP LEJEUNE
XXII	Milcon, Navy		North Carolina	BEQ - Wounded Warrior Battalion (Grow the Force)	27,270	Marine Corps	Navy	CAMP LEJEUNE
XXII	Milcon, Navy		Rhode Island	RECONSTRUCT WHARF BETWEEN PIERS 1 AND 2	9,990	Reed	Navy	NAVAL STATION NEWPORT
XXII	Milcon, Navy		South Carolina	Consolidated Dining Facility (Grow the Force)	24,430	Marine Corps	Navy	PARRIS ISLAND MCRD
XXII	Milcon, Navy		Virginia	JOINT FORCES COMMAND HQ FAC - BLDG 1	14,200	Warner	Navy	NORFOLK
XXII	Milcon, Navy		Virginia	JOINT FORCES COMMAND HQ FAC - BLDG 1	14,200	Webb	Navy	NORFOLK
XXII	Milcon, Navy		Virginia	Warfare Programs Support Center (Grow the Force)	5,000	Marine Corps	Navy	QUANTICO
XXII	Milcon, Navy		Washington	FLEET REGION READINESS CENTER	10,940	Murray	Navy	NAVAL STATION EVERETT
XXII	Milcon, Navy		Worldwide Unspecified	PLANNING AND DESIGN	2,000	*	Navy	VARIOUS WORLDWIDE LOCATIONS

COMPLIANCE WITH RULE XLIV OF THE STANDING RULES OF THE SENATE

TITLE	ACCT	PE	LINE	DESCRIPTION	CONF CHANGE	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
				(Amounts in Thousands)		* indicates Committee Initiative		
XXIII	Milcon, Air Force		Alaska	REPLACE JOINT PME CENTER, PHASE 1	13,000	Stevens	Air Force	ELMENDORF AFB
XXIII	Milcon, Air Force		Arkansas	REPAIR RUNWAY	9,800	Lincoln	Air Force	LITTLE ROCK AFB
XXIII	Milcon, Air Force		Arkansas	REPAIR RUNWAY	9,800	Pryor	Air Force	LITTLE ROCK AFB
XXIII	Milcon, Air Force		Illinois	CHILD DEVELOPMENT CENTER	8,200	Durbin	Air Force	SCOTT AFB
XXIII	Milcon, Air Force		Massachusetts	RENOVATE ACQUISITION MGT FACILITY	12,800	Kennedy	Air Force	HANSCOM AFB
XXIII	Milcon, Air Force		Montana	CONSTRUCT COMMUNITY ACTIVITY CENTER	7,000	Baucus	Air Force	MALMSTROM AFB
XXIII	Milcon, Air Force		Nevada	JOINT TERMINAL AIR CONTROL VIRTUAL TNG FAC	4,950	Ensign	Air Force	NELLIS AFB
XXIII	Milcon, Air Force		Nevada	JOINT TERMINAL AIR CONTROL VIRTUAL TNG FAC	4,950	Reid	Air Force	NELLIS AFB
XXIII	Milcon, Air Force		New Mexico	PJ/CRO RESCUE/RECOVERY TRNG CENTER	11,400	Bingaman	Air Force	KIRTLAND AFB
XXIII	Milcon, Air Force		New Mexico	PJ/CRO RESCUE/RECOVERY TRNG CENTER	11,400	Domenici	Air Force	KIRTLAND AFB
XXIII	Milcon, Air Force		North Dakota	CONTROL TOWER/RAPCON	13,000	Conrad	Air Force	GRAND FORKS AFB
XXIII	Milcon, Air Force		North Dakota	CONTROL TOWER/RAPCON	13,000	Dorgan	Air Force	GRAND FORKS AFB
XXIII	Milcon, Air Force		Oklahoma	FUELS SYSTEM MAINTENANCE HANGAR	7,700	Inhofe	Air Force	VANCE AFB
XXIII	Milcon, Air Force		South Carolina	CHILD DEVELOPMENT CENTER	11,000	Graham	Air Force	CHARLESTON AFB
XXIII	Milcon, Air Force		South Dakota	BASE CIVIL ENGINEERING ADMIN FACILITY	16,600	Johnson	Air Force	ELLSWORTH AFB
XXIII	Milcon, Air Force		South Dakota	BASE CIVIL ENGINEERING ADMIN FACILITY	16,600	Thune	Air Force	ELLSWORTH AFB
XXIII	Milcon, Air Force		Utah	MUNITIONS MAINTENANCE FACILITY	9,200	Bennett	Air Force	HILL AFB
XXIII	Milcon, Air Force		Utah	MUNITIONS MAINTENANCE FACILITY	9,200	Hatch	Air Force	HILL AFB
XXIII	Milcon, Air Force		Worldwide Unspecified	PLANNING AND DESIGN	9,516	*	Air Force	UNSPECIFIED WORLDWIDE
XXIV	Milcon, Defense Agencies		Kentucky	AMMUNITION DEMILITARIZATION FACILITY PHASE VIII	18,000	McConnell	DOD	BLUE GRASS ARMY DEPOT
XXIV	Milcon, Defense Agencies		Mississippi	SOF RIVERINE AND COMBATANT CRAFT OPS FAC	10,200	Cochran	SOCOM	STENNIS SPACE CENTER

COMPLIANCE WITH RULE XLIV OF THE STANDING RULES OF THE SENATE

TITLE	ACCT	PE	LINE	DESCRIPTION	CONF CHANGE	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
				(Amounts in Thousands)		* indicates Committee initiative		
XXIV	Milcon, Defense Agencies		Mississippi	SOF RIVERINE AND COMBATANT CRAFT OPS FAC	10,200	Lott	SOCOM	STENNIS SPACE CENTER
XXVI	Milcon, Army Guard		Alaska	Add/alter readiness center, Kenai	1,400	Stevens	Alaska National Guard	Kenai, AK
XXVI	Milcon, Army Guard		Arizona	FIELD MAINTENANCE SHOP	10,870	Kyl	Army Guard	FLORENCE
XXVI	Milcon, Army Guard		Arkansas	Professional Educ Ctr/Training Complex (Grow the Force)	18,423	Army	Army Guard	CAMP ROBINSON
XXVI	Milcon, Air National Guard		Colorado	SQUADRON OPERATIONS FACILITY	7,300	Allard	Air National Guard	BUCKLEY ANGB
XXVI	Milcon, Air National Guard		Colorado	SQUADRON OPERATIONS FACILITY	7,300	Salazar	Air National Guard	BUCKLEY ANGB
XXVI	Milcon, Air National Guard		Delaware	REPLACE C-130 MAINTENANCE HANGAR	10,800	Biden	Air National Guard	NEW CASTLE
XXVI	Milcon, Air National Guard		Delaware	REPLACE C-130 MAINTENANCE HANGAR	10,800	Carper	Air National Guard	NEW CASTLE
XXVI	Milcon, Air National Guard		Georgia	TROOP QUARTERS	9,000	Chambliss	Air National Guard	SAVANNAH IAP
XXVI	Milcon, Air National Guard		Georgia	TROOP QUARTERS	9,000	Isakson	Air National Guard	SAVANNAH IAP
XXVI	Milcon, Army Guard		Idaho	TRAINING AREA RAILHEAD, PH 2	7,615	Craig	Army Guard	GOWEN FIELD
XXVI	Milcon, Army Guard		Idaho	TRAINING AREA RAILHEAD, PH 2	7,615	Crapo	Army Guard	GOWEN FIELD
XXVI	Milcon, Army Guard		Iowa	READINESS CENTER	13,186	Grassley	Army Guard	IOWA CITY
XXVI	Milcon, Army Guard		Iowa	READINESS CENTER	13,186	Harkin	Army Guard	IOWA CITY
XXVI	Milcon, Air National Guard		Kansas	ASOS BEDDOWN	9,000	Brownback	Air National Guard	SMOKY HILL RANGE
XXVI	Milcon, Army Guard		Michigan	INFANTRY PL BATTLE COURSE/LIVE FIRE RANGE	2,450	Levin	Army Guard	CAMP GRAYLING
XXVI	Milcon, Army Guard		Michigan	INFANTRY PL BATTLE COURSE/LIVE FIRE RANGE	2,450	Stabenow	Army Guard	CAMP GRAYLING
XXVI	Milcon, Army Guard		Michigan	USPFO AND READINESS CENTER, PH 2	4,239	Levin	Army Guard	LANSING
XXVI	Milcon, Army Guard		Michigan	USPFO AND READINESS CENTER, PH 2	4,239	Stabenow	Army Guard	LANSING
XXVI	Milcon, Army Guard		Minnesota	DESIGN JOINT FORCES HQ AND EMERGENCY OPS CTR	3,538	Klobuchar	Army Guard	Arden Hills Army Training Site

COMPLIANCE WITH RULE XLIV OF THE STANDING RULES OF THE SENATE

TITLE	ACCT	PE	LINE	DESCRIPTION	CONF CHANGE	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
				(Amounts in Thousands)		* Indicates Committee Initiative		
XXVI	Milcon, Army Guard		Mississippi	LIVE FIRE SHOOT HOUSE/URBANASSAULT COURSE	4,000	Cochran	Army Guard	CAMP SHELBY
XXVI	Milcon, Army Guard		Mississippi	LIVE FIRE SHOOT HOUSE/URBANASSAULT COURSE	4,000	Lott	Army Guard	CAMP SHELBY
XXVI	Milcon, Air National Guard		Nebraska	SECURITY FORCES & COMMUNICATIONS FACILITY	8,900	Hagel	Air National Guard	LINCOLN
XXVI	Milcon, Air National Guard		Nebraska	SECURITY FORCES & COMMUNICATIONS FACILITY	8,900	Nelson, Ben	Air National Guard	LINCOLN
XXVI	Milcon, Air National Guard		Nevada	VEHICLE MAINTENANCE SHOP	5,200	Ensign	Air National Guard	RENO-TAHOE IAP
XXVI	Milcon, Air National Guard		Nevada	VEHICLE MAINTENANCE SHOP	5,200	Reid	Air National Guard	RENO-TAHOE IAP
XXVI	Milcon, Air National Guard		New Hampshire	WING HEADQUARTERS, OPS AND TRAINING FACILITY	8,900	Gregg	Air National Guard	PEASE ANGB
XXVI	Milcon, Air National Guard		New Hampshire	WING HEADQUARTERS, OPS AND TRAINING FACILITY	8,900	Sununu	Air National Guard	PEASE ANGB
XXVI	Milcon, Air National Guard		New York	PARARESCUE FACILITY, PHASE 1	8,400	Clinton	Air National Guard	GABRESKI AIRPORT
XXVI	Milcon, Air National Guard		New York	PARARESCUE FACILITY, PHASE 1	8,400	Schumer	Air National Guard	GABRESKI AIRPORT
XXVI	Milcon, Army Guard		North Dakota	Regional Training Institute Phase 1 (Grow the Force)	33,416	Army	Army Guard	CAMP GRAFTON
XXVI	Milcon, Army Guard		Oregon	DESIGN READINESS CENTER	960	Smith	Army Guard	The Dalles
XXVI	Milcon, Army Guard		Oregon	DESIGN READINESS CENTER	960	Wyden	Army Guard	The Dalles
XXVI	Milcon, Air National Guard		Pennsylvania	OPERATIONS AND TRAINING FACILITY	6,300	Casey	Air National Guard	FORT INDIANTOWN GAP
XXVI	Milcon, Air National Guard		Rhode Island	SPECIAL OPERATIONS TRAINING FAC	5,000	Reed	Air National Guard	QUONSET STATE AIRPORT
XXVI	Milcon, Air National Guard		South Dakota	BASE CIVIL ENGINEERING MAINT FACILITY	7,900	Johnson	Air National Guard	JOE FOSS FIELD
XXVI	Milcon, Air National Guard		South Dakota	BASE CIVIL ENGINEERING MAINT FACILITY	7,900	Thune	Air National Guard	JOE FOSS FIELD
XXVI	Milcon, Air National Guard		South Dakota	Joint force headquarters, Rapid City	900	Johnson	South Dakota National Guard	Rapid City, SD

COMPLIANCE WITH RULE XLIV OF THE STANDING RULES OF THE SENATE

TITLE	ACCT	PE	LINE	DESCRIPTION	CONF CHANGE	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
					(Amounts in Thousands)	* Indicates Committee Initiative		
XXVI	Milcon, Army Reserve		Texas	AFRC/BATTLE PROJECTION CTR, PH 2	15,000	Cornyn	Army Reserve	ELLINGTON FIELD
XXVI	Milcon, Army Reserve		Texas	AFRC/BATTLE PROJECTION CTR, PH 2	15,000	Hutchison	Army Reserve	ELLINGTON FIELD
XXVI	Milcon, Army Guard		Vermont	MULTI-PURPOSE MACHINE GUN RANGE	1,996	Leahy	Army Guard	ETHAN ALLEN RANGE
XXVI	Milcon, Army Guard		Vermont	Billeting, regional readiness tech center, Northfield	1,500	Leahy	Vermont National Guard	Northfield, VT
XXVI	Milcon, Air National Guard		Vermont	POOR FARM ROAD SECURITY IMPROVEMENTS	6,600	Leahy	Air National Guard	BURLINGTON
XXVI	Milcon, Army Guard		Virginia	Regional Training Institute Phase 1 (Grow the Force)	25,161	Army	Army Guard	FORT PICKETT
XXVI	Milcon, Army Guard		Virginia	FIELD MAINTENANCE SHOP	3,113	Warner	Army Guard	WINCHESTER
XXVI	Milcon, Army Guard		Virginia	FIELD MAINTENANCE SHOP	3,113	Webb	Army Guard	WINCHESTER
XXVI	Milcon, Air National Guard		West Virginia	C-5 PARKING APRON ADD/UPGRADE RUNWAY	12,000	Byrd	Air National Guard	E WV REG APT - SHEPHERD FIELD
XXVI	Milcon, Air National Guard		West Virginia	AIRCRAFT MAINTENANCE HANGAR	17,300	Byrd	Air National Guard	YEAGER
XXVI	Milcon, Air National Guard		Wisconsin	FIRE/CRASH RESCUE STATION	7,300	Kohl	Air National Guard	TRUAX FIELD
XXVI	Milcon, Army Guard		Worldwide Unspecified	PLANNING AND DESIGN (Other)	2,259	*	Army Guard	UNSPECIFIED WORLDWIDE
XXVI	Milcon, Air National Guard		Worldwide Unspecified	PLANNING & DESIGN	1,000	*	Air National Guard	UNSPECIFIED WORLDWIDE
XXXI	NNSA			Nonproliferation	230,000	*	NNSA	Various
XXXI	NNSA			IAEA Fuel Bank	50,000	*	IAEA	IAEA
XXXI	NNSA			Weapons Dismantlement	20,000	*	NNSA	Pantex Plant, TX
XXXI	NNSA			NIF	15,100	*	NNSA	Lawrence Livermore National Lab, CA
XXXI	NNSA			Pantex Plant RTBF	36,800	*	NNSA	Pantex Plant, TX
XXXI	NNSA			Safeguards and Security	20,000	*	NNSA	Various
XXXI	NNSA			Office of the Administrator	5,000	*	NNSA	Washington, DC
XXXI	DOE-EM			Technology Development	10,000	*	Dept. of Energy	Various

COMPLIANCE WITH HOUSE RULE XXI
(Dollars in Thousands)

TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
I	APA		18	UH-60 Medevac and SAR Thermal Imaging	$1,000	Capps	U.S. Army National Guard	Salem, OR
I	APA		18	UH-60 Medevac and SAR Thermal Imaging	$1,000	Cole	FLIR Systems, Inc.	Wilsonville, OR
I	APA		18	UH-60 Medevac and SAR Thermal Imaging	$1,000	King, Peter	U.S. Army National Guard	Rochester, Islip, and Albany, NY
I	APA		18	UH-60L Upgrade	$1,600	Cummings	Sikorsky Aircraft Corporation	Stratford, CT
I	APA		18	UH-60L Upgrade	$1,600	Ellsworth	Sikorsky Aircraft Corporation	Stratford, CT
I	APA		18	UH-60L Upgrade	$1,600	King, Peter	Sikorsky Aircraft Corporation	Stratford, CT
I	APA		18	UH-60L Upgrade	$1,600	Ortiz	Sikorsky Aircraft Corporation	Stratford, CT
I	WTCV		37	Light Weight 155mm Howitzer (T)	$4,000	Carnahan	BAE Systems, Inc.	
I	WTCV		37	Light Weight 155mm Howitzer (T)	$4,000	Garrett	BAE Systems, Inc.	
I	WTCV		37	Light Weight 155mm Howitzer (T)	$4,000	Gillibrand	Watervliet Arsenal	Watervliet, NY
I	WTCV		37	Light Weight 155mm Howitzer (T)	$4,000	Hare	BAE Systems, Inc.	
I	WTCV		37	Light Weight 155mm Howitzer (T)	$4,000	Hoekstra	BAE Systems, Inc.	
I	WTCV		37	Light Weight 155mm Howitzer (T)	$4,000	McNulty	Watervliet Arsenal	Watervliet, NY
I	WTCV		37	Light Weight 155mm Howitzer (T)	$4,000	Ryan, Timothy	BAE Systems, Inc.	
I	WTCV		37	Light Weight 155mm Howitzer (T)	$4,000	Taylor	BAE Systems, Inc.	
I	PAA		33	Outloading Module McAlester AAP	$800	Boren	McAlester AAP	OK
I	OPA		2	Flatbed tactical trailer refurbishment (M 871)	$800	Boyda	Army National Guard Readiness Center	Arlington, VA
I	OPA		26	Defense Advanced GPS Reciever (DAGR)	$4,000	Hinchey	U.S. Army	
I	OPA		26	Defense Advanced GPS Reciever (DAGR)	$4,000	Loebsack	U.S. Army; Rockwell Collins	
I	OPA		95	Windows Based Advanced Field Artillery Tactical Data Systems (AFATDS)	$3,360	Cooper	Houston Barracks	Nashville, TN
I	OPA		105	Depot AIT (D-AIT) at ANAD and RRAD	$1,600	Akin	Intermec Technologies Corporation	Everett, WA
I	OPA		105	Depot AIT (D-AIT) at ANAD and RRAD	$1,600	Hall, Ralph	Intermec Technologies Corporation	Everett, WA
I	OPA		105	Depot AIT (D-AIT) at ANAD and RRAD	$1,600	Rogers, Mike (AL)	Intermec Technologies Corporation	Everett, WA
I	OPA		105	Depot AIT (D-AIT) at ANAD and RRAD	$1,600	Ross	Intermec Technologies Corporation	Everett, WA
I	OPA		169	Great Plains Joint Regional Training Center Radios	$500	Boyda	Smoky Hill Weapons Range	Salina, KS
I	OPA		169	FlexTrain Combat Training Cap (XCTC)	$2,000	Kline	SRI International	Menlo Park, CA; Minnesota National Guard
I	OPA		169	FlexTrain Combat Training Cap (XCTC)	$2,000	Oberstar	SRI International	Menlo Park, CA
I	OPA		169	FlexTrain Combat Training Cap (XCTC)	$2,000	Ortiz	SRI International	Menlo Park, CA; Texas National Guard

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TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
I	OPA		169	FlexTrain Combat Training Cap (XCTC)	$2,000	Whitfield	SRI International	Menlo Park, CA; Wendell H. Ford Regional Training Center
I	OPA		170	Fire Trainer Iteration II/Joint Fires and Effects Trainer System	$3,200	Cole	Technizon, LLC	Lawton, OK (execution at Fort Sill, OK)
I	OPA		170	Combat Arms Training System (CATS) - ARNG	$3,200	Gingrey	FATS, Inc	Suwanee, GA
I	OPA		170	Air and Missile Defense Instrumentation System	$1,600	Reyes	Raytheon Company	El Paso, TX
I	OPA		170	Combat Skills Training Simulation Systems	$800	Space	Beamhit Corporation; Raydon Corporation	Columbia, MD; Daytona Beach, FL
I	APN		35	P-3C High Resolution Digital Recorder	$1,500	Andrews	AIP Mission Systems	Patuxent River, MD
I	APN		35	P-3C High Resolution Digital Recorder	$1,500	LoBiondo	Naval Air Warfare Center	Patuxent River, MD
I	APN		35	P-3C High Resolution Digital Recorder	$1,500	Saxton	L-3 Communications Systems East	Camden, NJ
I	SCN		4	Virginia Class Submarine (VCS) Advance Procurement	$588,000	Bilirakis	Electric Boat; Newport News Shipyard	Groton, CT; Newport News, VA
I	SCN		4	Virginia Class Submarine (VCS) Advance Procurement	$588,000	Courtney	Electric Boat	Groton, CT
I	SCN		4	Virgina Class Submarine (VCS) Advance Procurement	$588,000	Davis, Jo Ann	Northrop Grumman Newport News	Newport News, VA
I	SCN		4	Virginia Class Submarine (VCS) Advance Procurement	$588,000	Drake	Northrop Grumman Newport News	Arlington, VA
I	SCN		4	Virginia Class Submarine (VCS) Advance Procurement	$588,000	Ellsworth	BWX Technologies	Lynchburg, VA
I	SCN		4	Virginia Class Submarine (VCS) Advance Procurement	$588,000	Langevin	Electric Boat; Newport News Shipyard	Groton, CT; Newport News, VA
I	SCN		4	Virginia Class Submarine (VCS) Advance Procurement	$588,000	Scott, Robert	Northrop Grumman Newport News	Arlington, VA
I	OPN		18	JP-5 Manifold (globe) (EVOs)	$1,600	Bishop, Timothy	Curtiss Wright Corporation	E. Farmingdale, NY
I	OPN		18	JP-5 Manifold (globe) (EVOs)	$1,600	King, Peter	Curtiss Wright Corporation	E. Farmingdale, NY
I	OPN		18	JP-5 Manifold (globe) (EVOs)	$1,600	McCarthy, Carolyn	Curtiss Wright Corporation	E. Farmingdale, NY
I	OPN		18	CVN Propeller Replacement Program	$3,800	Taylor	Rolls-Royce Naval Marine	Pascagoula, MS
I	OPN		24	Weapon Retriever Vehicle	$1,800	Hunter	The Marine Group, Inc.	Chula Vista, CA

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TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
I	OPN		31	AN/SPQ-9B Radar for DDG 51 Modernization Program	$4,800	Ackerman	NGC Electronic Systems	Melville, NY
I	OPN		31	AN/SPQ-9B Radar for DDG 51 Modernization Program	$4,800	Bishop, Timothy	NGC Electronic Systems	Melville, NY
I	OPN		31	AN/SPQ-9B Radar for DDG 51 Modernization Program	$4,800	Israel	NGC Electronic Systems	Melville, NY
I	OPN		132	Laser Markmanship Training System (LMTS) for the Navy Reserve-Support PB	$1,600	Bartlett	MPRI	Columbia, MD
I	OPN		133	High Performance Computing Capability	$500	Hunter	IBM	San Diego, CA
I	OPN		137	Envelop Proctective Covers	$1,600	Kline	Shield Technologies Corporation	Eagan, MN
I	OPN		137	Envelop Proctective Covers	$1,600	McCollum	Shield Technologies Corporation	Eagan, MN
I	APAF		25	B-52 Bomber-UPGRADES	$15,200	Pomeroy	AF B-52 System Program Office	
I	APAF		29	F-16, Block 42 Engine Upgrades - ANG	$23,200	Allen	Pratt and Whitney	East Hartford, CT
I	APAF		29	F-16, Block 42 Engine Upgrades - ANG	$23,200	DeLauro	Pratt and Whitney	East Hartford, CT
I	APAF		29	F-16, Block 42 Engine Upgrades - ANG	$23,200	Fatlin	Pratt and Whitney	East Hartford, CT
I	APAF		29	F-16, Block 42 Engine Upgrades - ANG	$23,200	Gingrey	Pratt and Whitney	East Hartford, CT
I	APAF		29	F-16, Block 42 Engine Upgrades - ANG	$23,200	Larson	Pratt and Whitney	East Hartford, CT
I	APAF		29	F-16, Block 42 Engine Upgrades - ANG	$23,200	Lucas	Pratt and Whitney	East Hartford, CT
I	APAF		29	F-16, Block 42 Engine Upgrades - ANG	$23,200	Marshall	Pratt and Whitney	East Hartford, CT
I	APAF		29	F-16, Block 42 Engine Upgrades - ANG	$23,200	Sullivan	Pratt and Whitney	East Hartford, CT
I	APAF		33	C-17 Globemaster III	$2,280,000	Akin	Boeing	Long Beach, CA
I	APAF		33	C-17 Globemaster III	$2,280,000	Bishop, Rob	Boeing	Long Beach, CA
I	APAF		33	C-17 Globemaster III	$2,280,000	Calvert	Boeing	Long Beach, CA
I	APAF		33	C-17 Globemaster III	$2,280,000	Carnahan	Boeing	Long Beach, CA
I	APAF		33	C-17 Globemaster III	$2,280,000	Granger	Boeing	Long Beach, CA
I	APAF		33	C-17 Globemaster III	$2,280,000	Hulshof	Boeing	Long Beach, CA
I	APAF		33	C-17 Globemaster III	$2,280,000	Rohrabacher	Boeing	Long Beach, CA
I	APAF		47	LAIRCM for AC-130	$5,000	Miller, Jeff	L-3 Crestview Aerospace	Crestview, FL
I	APAF		49	Global Air Traffic Management Program (GATM)	$7,200	Hinchey	Rockwell Collins	Binghampton, NY
I	APAF		49	Global Air Traffic Management Program (GATM)	$7,200	Loebsack	Rockwell Collins; U.S. Air Force	

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TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
I	MPAF		9	ICBM Remote Visual Assessment	$7,000	Bishop, Rob	ICBM System Program Office	Hill AFB, UT; F.E. Warren AFB, WY; Minot AFB, ND; Malstrom AFB, MT
I	OPAF		24	Science, Engineering and Laboratory Data Integration (SELDI)	$1,600	Bishop, Rob	Air Logistics Center	Hill AFB, Utah
I	OPAF		24	Information Modernization for Processing with Advanced Costing Technology (IMPACT)	$1,600	Marshall	Warner Robins Air Logistics Center	Warner Robins AFB, GA
I	OPAF		41	Ground Multiband Terminal (GMT)	$1,600	Israel	USAF Communications Units	
I	OPAF		53	Rescue Streamer Distress Signal Kit	$1,500	Abercrombie	National Guard Bureau & Rescue Technologies Corporation	Aiea, HI
I	PDW		56	MK47 Mod 0 Striker SOCOM Grenade Launcher	$4,600	Allen	General Dynamics Armament and Technical Products	Saco, ME
I	PDW		62	SOC-R Replacement Program	$3,600	Taylor	United States Marine, Inc.	Gulfport, MS
I	PDW		78	Joint Trans Decon System - (JSTDS-SS)	$5,000	Davis, Geoff	DRS Keco	Florence, KY
I	PDW		78	Joint Trans Decon System - (JSTDS-SS)	$5,000	Hare	Illinois National Guard	Monmouth, IL
I	PDW		78	M291/M295 Skin/Equipment Chemical Decontamination	$5,600	Snyder	Pine Bluff Arsenal	AR
II	RDA	0601102A	2	Activated Nanostructures for De-icing	$1,200	Snyder	University of Arkansas	Little Rock, AR
II	RDA	0601102A	2	CBR Functionally Integrated Reactive Surface Technologies (FIRST)	$2,400	Gillibrand	Starfire Systems, Inc.	Malta, NY
II	RDA	0601102A	2	CBR Functionally Integrated Reactive Surface Technologies (FIRST)	$2,400	Smith, Lamar	Southwest Research Institute	San Antonio, TX
II	RDA	0601102A	2	Center of Excellence for Industrial Metrology & Imaging	$1,600	Ryan, Timothy	Youngstown St. University	Youngstown, OH
II	RDA	0601103A	3	Advanced Medical Technology	$1,600	Smith, Lamar	University of Texas Health Science Center	San Antonio, TX
II	RDA	0601103A	3	National Trauma Institute	$1,600	Gonzalez	University of Texas Health Science Center	San Antonio, TX
II	RDA	0601104A	4	Electron Microprobe Facility	$1,400	Etheridge	Fayetteville State University Maritime Mission Center	Fayetteville, NC
II	RDA	0601104A	4	Electron Microprobe Facility	$1,400	McIntyre	Fayetteville State University Maritime Mission Center	Fayetteville, NC
II	RDA	0602105A	5	Ultra Lightweight Metallic Armor	$1,600	Costello	Magnesium Electron	Madison, IL

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TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
II	RDA	0602120A	6	Advanced Detection of Explosives (ADE) Program	$1,000	Abercrombie	Alaka'i Consulting and Engineering, Inc.	Largo, FL
II	RDA	0602120A	6	Network Enabled Combat Identification (CID)	$2,400	Andrews	BAE Systems, Inc.	Wayne, NJ
II	RDA	0602120A	6	Electromagnetic Geolocation	$1,000	Davis, Susan	QUASAR Federal Systems	San Diego, CA
II	RDA	0602120A	6	Network Enabled Combat Identification (CID)	$2,400	Pascrell	BAE Systems, Inc.	Wayne, NJ
II	RDA	0602120A	6	Network Enabled Combat Identification (CID)	$2,400	Rothman	BAE Systems, Inc.	Wayne, NJ
II	RDA	0602270A	9	Knowledge Integration and Management Center of Excellence (KIMCOE)	$3,000	Cummings	Morgan State University	Baltimore, MD
II	RDA	0602270A	9	Silver Fox and Manta UAS	$3,200	Franks	Advanced Ceramics Research	Tuscon, AZ
II	RDA	0602270A	9	Silver Fox and Manta UAS	$3,200	Giffords	Advanced Ceramics Research	Tuscon, AZ
II	RDA	0602601A	13	Digital Engine/Hydraulic Valve Actuation	$800	Lamborn	Sturman Industries	Woodland Park, CO
II	RDA	0602601A	13	Digital Engine/Hydraulic Valve Actuation	$800	Udall, Mark	Sturman Industries	Woodland Park, CO
II	RDA	0602601A	13	Light Utility Vehicle	$1,000	Hunter	Chenowth Product Racing Company, Inc.	El Cajon, CA
II	RDA	0602601A	13	Open Architecture for Stryker	$2,800	McKeon	Curtis Wright Controls	Santa Clarita, CA
II	RDA	0602601A	13	Tactical Metal Fabrication System (TacFab)	$2,400	Andrews	Sea Box, Inc.	East Riverton, NJ
II	RDA	0602601A	13	Tactical Metal Fabrication System (TacFab)	$2,400	Holt	Sea Box, Inc.	East Riverton, NJ
II	RDA	0602601A	13	Tactical Metal Fabrication System (TacFab)	$2,400	Meehan	Thermo Fisher	Waltham, MA
II	RDA	0602601A	13	Tactical Metal Fabrication System (TacFab)	$2,400	Ryan, Timothy	Ajax Tocco	Warren, OH
II	RDA	0602601A	13	Tactical Metal Fabrication System (TacFab)	$2,400	Saxton	Sea Box, Inc.	East Riverton, NJ
II	RDA	0602601A	13	Tactical Metal Fabrication System (TacFab)	$2,400	Tierney	Thermo Fisher	Waltham, MA
II	RDA	0602601A	13	Tactical Metal Fabrication System (TacFab)	$2,400	Turner	Army Tank Automotive	Dearborn, MI
II	RDA	0602601A	13	Tactical Metal Fabrication System (TacFab)	$2,400	Wilson, Joe	SCRA	Colombia, SC
II	RDA	0602601A	13	Teamline Secure Mobile MANET System	$1,200	Ryan, Timothy	Western DataCom	Westlake, OH
II	RDA	0602618A	14	Beneficial Infrastructure for Rotorcraft Risk Reduction Demonstrations (BIRRRD)	$800	Sestak	Aberdeen Proving Grounds	Aberdeen, MD
II	RDA	0602624A	17	Roll-to-Roll Microelectronics	$1,600	Myrick	Army Research Laboratory	Adelphi, MD
II	RDA	0602624A	17	Hospital Emergency Planning & Integration	$1,600	Shuster	ARDEC	Picatinny, NJ
II	RDA	0602709A	19	Power Efficient Microdisplay for Army Night Vision	$2,400	Hall, John	eMagin Corporation	Hopewell Junction, NY

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TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
II	RDA	0602716A	21	LWI Training-based Collaborative Research	$21,000	Skelton	Leonard Wood Institute	Fort Leonard Wood, MO
II	RDA	0602720A	22	Propelling Agent (Slurry Gel)	$1,200	Brady, Robert	Day and Zimmermann(HQ in Philadelphia, PA), Hawthorne Corporation	Hawthorne, NV
II	RDA	0602782A	23	Advanced 3-D Locator (A3DL) Technology	$3,200	Sanchez, Loretta	L3 Communications - Interstate Electronics Corporation	Anaheim, CA
II	RDA	0602782A	23	C4ISR Integrated Digital Environment Service Model (IDESM)	$2,000	Saxton	NetIDEAS, Inc.	Mt. Laurel, NJ
II	RDA	0602782A	23	Integrated Lightweight Electronics Shelter	$1,400	Buyer	Purdue University	West Lafayette, IN
II	RDA	0602782A	23	Portable Flexible Communication Display Devices	$1,200	Andrews	Universal Display Corporation	Ewing, NJ
II	RDA	0602782A	23	Portable Flexible Communication Display Devices	$1,200	Bartlett	Universal Display Corporation	Ewing, NJ
II	RDA	0602782A	23	Portable Flexible Communication Display Devices	$1,200	Cummings	Universal Display Corporation	Ewing, NJ
II	RDA	0602782A	23	Portable Flexible Communication Display Devices	$1,200	Marshall	Universal Display Corporation	Ewing, NJ
II	RDA	0602782A	23	Portable Flexible Communication Display Devices	$1,200	Rothman	Universal Display Corporation	Ewing, NJ
II	RDA	0602783A	24	Biologically Inspired Security Infrastructure for Tactical Environments	$1,000	Miller, Jeff	Florida Institute for Human Machine Cognition	Pensacola, FL
II	RDA	0602786A	27	Active and Smart Packaging for Combat Feeding	$1,000	Gingrey	Printpack, Inc.	Atlanta, GA
II	RDA	0602786A	27	ChemBio Protective Hangars	$1,600	Hulshof	Production Products	St. Louis, MO
II	RDA	0602787A	28	Advanced Bio-engineering for Enhancement of Soldier Survivability	$1,600	Gingrey	Georgia Institute of Technology	Atlanta, GA
II	RDA	0602787A	28	Advanced Bio-engineering for Enhancement of Soldier Survivability	$1,600	Johnson, Hank	Georgia Institute of Technology	Atlanta, GA
II	RDA	0602787A	28	Advanced Bio-engineering for Enhancement of Soldier Survivability	$1,600	Marshall	Georgia Institute of Technology	Atlanta, GA
II	RDA	0602787A	28	Biofoam Protein Hydrogel for Battlefield Trauma	$2,000	Gingrey	CryoLife	Kennesaw, GA
II	RDA	0602787A	28	Biofoam Protein Hydrogel for Battlefield Trauma	$2,000	Price, Tom	CryoLife	Kennesaw, GA

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TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
II	RDA	0602787A	28	Epigenetics Disease Research	$1,600	McMorris Rogers	Institute for Systems Medicine	Spokane, WA
II	RDA	0602787A	28	Oxygen Diffusion Dressings	$500	Hunter	Oxyband Technologies, Inc.	San Diego, CA
II	RDA	0602787A	28	Synthetic Malaria Vaccine	$2,400	DeLauro	Vaxinnate, Inc.	Cranbury, NJ
II	RDA	0602787A	28	Synthetic Malaria Vaccine	$2,400	Holt	Vaxinnate, Inc.	Cranbury, NJ
II	RDA	63001A	29	Processing and Packaging for Future Combat Rations	$1,600	Smith, Adam	Avure Technologies	Kent, WA
II	RDA	0603002A	30	Advanced Proteomics Program	$1,200	Cooper	Vanderbilt University Medical Center	Nashville, TN
II	RDA	0603002A	30	Gulf War Illness Research	$10,000	Brown, Henry	U.S. Army Medical Research and Materiel Command	Fort Detrick, MD
II	RDA	0603002A	30	Gulf War Illness Research	$10,000	Buyer	U.S. Army Medical Research and Materiel Command	Fort Detrick, MD
II	RDA	0603002A	30	Gulf War Illness Research	$10,000	Filner	U.S. Army Medical Research and Materiel Command	Fort Detrick, MD
II	RDA	0603002A	30	Gulf War Illness Research	$10,000	Grijalva	U.S. Army Medical Research and Materiel Command	Fort Detrick, MD
II	RDA	0603002A	30	Gulf War Illness Research	$10,000	Kucinich	U.S. Army Medical Research and Materiel Command	Fort Detrick, MD
II	RDA	0603002A	30	Gulf War Illness Research	$10,000	McDermott	U.S. Army Medical Research and Materiel Command	Fort Detrick, MD
II	RDA	0603002A	30	Gulf War Illness Research	$10,000	Michaud	U.S. Army Medical Research and Materiel Command	Fort Detrick, MD
II	RDA	0603002A	30	Gulf War Illness Research	$10,000	Miller, Jeff	U.S. Army Medical Research and Materiel Command	Fort Detrick, MD
II	RDA	0603002A	30	Gulf War Illness Research	$10,000	Shays	U.S. Army Medical Research and Materiel Command	Fort Detrick, MD
II	RDA	0603002A	30	Gulf War Illness Research	$10,000	Smith, Christoper	U.S. Army Medical Research and Materiel Command	Fort Detrick, MD
II	RDA	0603002A	30	Lower Limb Prosthetics Research	$3,000	McGovern	Foster-Miller, Inc.	Waltham, MA
II	RDA	0603002A	30	Malaria Vaccine Development	$2,000	Smith, Adam	Seattle Biomedical Research Institute	Seattle, WA
II	RDA	0603002A	30	National Functional Genomics Center	$8,400	Castor	H. Lee Moffitt Cancer Center and Research Institute	Tampa, FL

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TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
II	RDA	0603002A	30	Tracking the Health of Soldiers with Advanced Implantable Nano-Sensors	$1,600	Courtney	University of Connecticut	Storrs, CT
II	RDA	0603003A	31	Electrostatically Conductive Windscreen Laminates for Army Rotor Wing Aircraft	$1,200	Spratt	Aviation & Missile DEC; United Protective Technologies	Huntsville, AL; Charlotte, NC
II	RDA	0603003A	31	Polymer Matrix Composites for Rotorcraft	$2,400	Brady, Robert	V Systems Composites, Inc.	Chester, PA
II	RDA	0603003A	31	Power Defense Transmissions	$800	Spratt	U.S. Army; Timken Company	Fort Eustis, VA; Canton, OH
II	RDA	0603003A	31	Universal Control - FADEC	$3,000	Larson	Goodrich Pump and Engine Controls	West Hartford, CT
II	RDA	0603003A	31	Vectored Thrust Ducted Propeller (VTDP)	$4,000	Andrews	Piasecki Aircraft Corporation	Essington, PA
II	RDA	0603003A	31	Vectored Thrust Ducted Propeller (VTDP)	$4,000	Murphy, Patrick	Piasecki Aircraft Corporation	Essington, PA
II	RDA	0603003A	31	Vectored Thrust Ducted Propeller (VTDP)	$4,000	Sestak	Piasecki Aircraft Corporation	Essington, PA
II	RDA	0603004A	32	Micro Seeker System for Small Steerable Projectiles	$1,800	Dreier	Tanner Research, Inc.	Monrovia, CA
II	RDA	0603004A	32	Knowledge Driven Manufacturing System (KDMS)	$1,000	McCollum	Remmele Engineering	New Brighton, MN
II	RDA	0603004A	32	Electromagnetic Gun Initiative	$850	Sestak	Silicon Power Corporation	Malvern, PA
II	RDA	0603005A	33	Antiballistic Windshield Armor	$4,000	Donnelly	DefenseCS	Mishawaka, IN
II	RDA	0603005A	33	Diminishing Manufacturing Sources (DMSMS)	$2,000	Knollenberg	Automation Alley	Troy, MI
II	RDA	0603005A	33	Diminishing Manufacturing Sources (DMSMS)	$2,000	Levin	Automation Alley	Troy, MI
II	RDA	0603005A	33	Diminishing Manufacturing Sources (DMSMS)	$2,000	Miller, Candice	Automation Alley	Troy, MI
II	RDA	0603005A	33	Tactical Wheeled Vehicle Structures	$4,000	Buyer	Alcoa Defense Inc.	Lafayette, IN
II	RDA	0603005A	33	Tactical Wheeled Vehicle Structures	$4,000	Souder	Alcoa Defense Inc.	Lafayette, IN
II	RDA	0603008A	36	Advanced Wireless Technologies	$500	Ackerman	InterDigital Communications Corporation	King of Prussia, PA
II	RDA	0603008A	36	Advanced Wireless Technologies	$500	Sestak	InterDigital Communications Corporation	King of Prussia, PA
II	RDA	0603008A	36	Applied Comm and Info Network (ACIN)	$4,000	Andrews	U.S. Army CERDC	Fort Monmouth, NJ
II	RDA	0603008A	36	Applied Comm and Info Network (ACIN)	$4,000	LoBiondo	U.S. Army CERDC	Fort Monmouth, NJ

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TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
II	RDA	0603008A	36	Portable Mobile Emergency Broadband Systems	$3,000	Andrews	CECOM RDEC	Ft Monmouth, NJ
II	RDA	0603008A	36	Portable Mobile Emergency Broadband Systems	$3,000	Sestak	Rajant Corp	Malvern, PA
II	RDA	0603015A	38	Joint Fire and Effects Training System	$2,000	Cole	Institute for Creative Technologies	Marina Del Ray, CA (execution at Fort Sill, OK)
II	RDA	0603015A	38	Urban Warfare and Disaster Response Modeling and Simulation	$800	McIntyre	University of North Carolina	Chapel Hill, NC
II	RDA	0603100A	40	Center for Pulsed Power and Power Electronics	$2,400	Conaway	Texas Tech University	Lubbock, TX
II	RDA	0603100A	40	Center for Pulsed Power and Power Electronics	$2,400	Granger	Texas Tech University	Lubbock, TX
II	RDA	0603100A	40	Center for Pulsed Power and Power Electronics	$2,400	Neugebauer	Texas Tech University	Lubbock, TX
II	RDA	0603313A	46	Smart Energetic Architecture for Missile Systems	$1,600	McKeon	Pacific Scientific	Valencia, CA
II	RDA	0603710A	50	Hyperspectral Sensors for Improved Force Protection	$1,600	Akin	Clean Earth Technologies	Earth City, MO
II	RDA	0603710A	50	Cable Warning and Obstacle Avoidance System	$1,200	Hunter	Trex Enterprises Corporation	San Diego, CA
II	RDA	0603710A	50	Personal Miniature Thermal Viewer (PMTV)	$800	Michaud	Army Night Vision Lab	Fort Belvoir, VA
II	RDA	0603710A	50	Personal Miniature Thermal Viewer (PMTV)	$800	Sanchez, Loretta	Irvine Sensors Corporation	Costa Mesa, CA
II	RDA	0603734A	52	GEDAC Demonstration	$1,200	Franks	Army Construction Engineering Laboratory	Davis-Monthan, AZ
II	RDA	0603734A	52	GEDAC Demonstration	$1,200	Grijalva	Army Construction Engineering Laboratory	Davis-Monthan, AZ
II	RDA	0603734A	52	Synthetic Automotive Virtual Environments (SAVE)	$1,600	Hodes	Vehicle Control Training, LLC.	Dalton, NH
II	RDA	0603772A	53	Advanced Radar Transceiver IC Development	$800	Hayes	Sierra Monolithics	Redondo Beach, CA
II	RDA	0603772A	53	Advanced Radar Transceiver IC Development	$800	Saxton	Sierra Monolithics	Redondo Beach, CA
II	RDA	0603772A	53	Software Lifecycle Affordability Management (SLAM)	$2,000	Saxton	PRICE Systems, LLC	Mount Laurel, NJ

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TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
II	RDA	0603305A	55	Advanced Hypersonic Weapon (AHW)	$7,000	Everett	U.S. Army Space and Missile Defense Command	Huntsville, AL
II	RDA	0603305A	55	Integrated Composite Mounting Hardware	$1,000	Johnson, Hank	CYC Enterprises, Inc.	Decatur, GA
II	RDA	0603305A	55	Next Generation Interceptors	$5,600	Everett	U.S. Army Space and Missile Defense Command	Huntsville, AL
II	RDA	0603305A	55	Radiation Hardening Initiative	$2,000	Everett	U.S. Army Space and Missile Defense Command	Huntsville, AL
II	RDA	0600305A	55	Radiation Hardening Initiative	$2,000	Rogers, Mike (AL)	Analytical Services	Huntsville, AL
II	RDA	0603327A	57	Advanced Extended Range Attack Missile (AERAM)	$800	Boyda	AMRDEC	
II	RDA	0603619A	59	Enhanced Holographic Imager	$1,600	Conaway	Zebra Imaging	Austin, TX
II	RDA	0603619A	59	Enhanced Holographic Imager	$1,600	Granger	Zebra Imaging	Austin, TX
II	RDA	0603779A	66	Hawaii Undersea Chemical Weapons Assessment	$5,500	Abercrombie	University of Hawaii	Honolulu, HI
II	RDA	0603779A	66	Hawaii Undersea Chemical Weapons Assessment	$5,500	Hirono	University of Hawaii	Honolulu, HI
II	RDA	0603779A	66	Vanadium Technology Program	$1,600	Wilson, Joe	Advanced Technology Institute	North Charleston, SC
II	RDA	0603807A	72	Leishmaniasis Skin Test Antigen	$1,000	Hunter	Allermed Laboratories, Inc.	San Diego, CA
II	RDA	0604270A	78	Bi-Directional English-Iraqi Instant Language Translator	$1,840	Kline	SpeechGear, Inc.	Northfield, MN
II	RDA	0604601A	83	Integration of Javelin onto CROWS	$1,600	Bean	Recon Optical Inc.	Barrington, IL
II	RDA	0604601A	83	Enhanced Flame Retardant Body Protection	$1,600	Spratt	Milliken and Company	Spartanburg, SC
II	RDA	0604604A	84	Track over Tire System for FMTVs	$800	McHugh	Camoplast Rockland Ltd.	Plattsburgh, NY
II	RDA	0604780A	105	Joint Training Integration and Evaluation Center	$1,720	Feeney	JTIEC	Orlando, FL
II	RDA	0604808A	111	Ground On-Board Oxygen Generation System (GO-BOGS)	$1,600	Calvert	Army MRMC	Ft Detarick, MD
II	RDA	0605013A	124	Health Informatics Initiative	$2,400	Castor	University of South Florida College of Public Health	Tampa, FL
II	RDA	0605326A	132	Gunfire Detection System for UAVs	$1,600	Everett	U.S. Army Aviation Warfighting Center	Fort Rucker, AL
II	RDA	0605702A	135	Robotic Manipulators for Explosive Ordnance Disposal	$480	Cubin	Square One Systems	Jackson, WY

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TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
II	RDA	0605805A	147	National Polymer Innovation Center (NPIC)	$1,000	Sutton	University of Akron	Akron, OH
II	RDA	0203758A	155	Virtual Simulation and Modernization of BFV Computers and Electronics	$1,600	McNerney	CPU Tech, Inc.	Santa Clara, CA
II	RDA	0708045A	177	Asymetric Threat Response and Analysis Program (ATRAP)	$2,400	Giffords	University of Arizona	Tucson, AZ
II	RDA	0708045A	177	Asymetric Threat Response and Analysis Program (ATRAP)	$2,400	Renzi	University of Arizona	Tucson, AZ
II	RDA	0708045A	177	Sensor Visualization and Data Fusion	$1,200	Tierney	Mercury Computer	Chelmsford, MA
II	RDA	0708045A	177	Blast Risk Analysis and Mitigation Application (BRAMA)	$1,600	Young, Don	Battle Command Lab	Fort Huachuca, AZ
II	RDA	0708045A	177	Constant Look Operational Support Environment	$1,600	Young, Don	Battle Command Lab	Fort Huachuca, AZ
II	RDA	0708045A	179	Specialized Compact Automated Mechanical Clearance Platform (SCAMP)	$400	Murphy, Patrick	Humanistic Robotics, Inc.	Philadelphia, PA
II	RDA	0708045A	179	Improved Manufacturing Process for SAPI	$3,200	Snyder	CoorsTek	Benton, AR
II	RDN	0601103N	1	Center for Nanoscience and Nanomaterials	$1,200	Watt	North Carolina A&T State University	Greensboro, NC
II	RDN	0601153N	3	Energetics Technology S&T Workforce Revitalization	$2,400	Hoyer	University of Maryland; Energetics Technology Center	College Park, MD; La Plata, MD
II	RDN	0602114N	4	Jefferson Lab High Power FEL Development for Naval Applications	$2,000	Davis, Jo Ann	Jefferson Lab	Newport News, VA
II	RDN	0602114N	4	High Energy Conventional Energetics	$5,000	Hoyer	Naval Surface Warfare Center; Applied Research Associates, Inc.	Indian Head, MD; Albuquerque, NM
II	RDN	0602123N	5	Optical Recognition Protocol for Biologics Detection	$800	Abercrombie	Pukoa Scientific	Oahu, HI
II	RDN	0602234N	7	Infrared Materials Center	$2,000	Cole	Ardmore Development Authority	Ardmore, OK
II	RDN	0602236N	9	PULSE!! Virtual Clinical Learning Lab and Center of Excellence	$2,400	Ortiz	Texas A&M University; Office of Naval Reserch	Corpus Christi, TX; Arlington, VA
II	RDN	0602435N	11	Marine Mammals-Effects of Sound	$800	Abercrombie	University of Hawaii Marine Mammal Research Program	Honolulu, HI
II	RDN	0602782N	14	Autonomous Underwater Vehicle (AUV) Docking and Recharging Station (ADRS)	$2,800	Pryce	Battelle	Columbus, OH
II	RDN	0603114N	15	Tactical Compact Optical Interrogator	$1,600	Abercrombie	Naval Research Laboratory	Washington, DC

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TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
II	RDN	0603123	16	Critical Composites Technologies for Enabling Special Operations Forces Medium Range Endurance Craft (Mark VI)	$1,000	Allen	Maine Marine Manufacturing	Portland, ME
II	RDN	0603123N	16	High Speed Power Node Switching	$1,600	Brady, Robert	SPD Electrical	Philadelphia, PA
II	RDN	0603123N	16	High Speed Power Node Switching	$1,600	Murphy, Patrick	SPD Electrical	Philadelphia, PA
II	RDN	0603123N	16	High Speed Power Node Switching	$1,600	Schwartz	SPD Electrical	Philadelphia, PA
II	RDN	0603123N	16	Secure Infrastructure Tech Lab (SINTEL)	$3,200	Saxton	Stevens Institute of Technology	Hoboken, NJ
II	RDN	0603123N	16	Secure Infrastructure Tech Lab (SINTEL)	$3,200	Sires	Stevens Institute of Technology	Hoboken, NJ
II	RDN	0603123N	16	Swimmer Detection Sonar Network	$1,200	Shea-Porter	Scientific Solutions, Inc.	Nashua, NH
II	RDN	0603235N	17	Maritime Identification Surveillance Technology (MIST)	$1,600	Conaway	Office of Naval Research	Arlington, VA
II	RDN	0603235N	17	Maritime Identification Surveillance Technology (MIST)	$1,600	Davis, Geoff	Global Delta, LLC	Washington, D.C.
II	RDN	0603235N	17	Maritime Identification Surveillance Technology (MIST)	$1,600	LoBiondo	Office of Naval Research	Arlington, VA
II	RDN	0603235N	17	Project Athena Common Operational Picture (COP)	$6,400	Langevin	Raytheon	Portsmouth, RI
II	RDN	0603254N	30	Marine Mammal Awareness, Alert and Response Systems (MMAARS)	$2,400	Abercrombie	Naval Air Systems Command	
II	RDN	0603254N	30	Tactical E-Field Buoy Development	$1,600	Hunter	Information Systems Laboratories	San Diego, CA
II	RDN	0603513N	36	DDG-51 Class Perm Magnet Drive System	$2,000	Bartlett	DRS Power Technology	Fitchburg, MA
II	RDN	0603513N	36	DDG-51 Class Perm Magnet Drive System	$2,000	Davis, Susan	General Atomics	San Diego, CA
II	RDN	0603513N	36	High Temperature Superconductor (HTS)	$2,000	McGovern	American Superconductor Corporation	Westborough, MA
II	RDN	0603513N	36	High Temperature Superconductor (HTS)	$2,000	Meehan	American Superconductor Corporation	Westborough, MA
II	RDN	0603513N	36	Propulsor Manufacturing Technology Department (PMTD)	$2,400	Taylor	Rolls-Royce Naval Marine	Pascagoula, MS
II	RDN	0603561N	43	Twinline Thinline (TLTL) Submarine Towed Array	$3,200	Courtney	Chesapeake Science Corporation	Millersville, MD & Stonington, CT
II	RDN	0603564N	46	Wavemaker Replacement	$5,000	Van Hollen	Naval Surface Wartare Center	Bethesda, MD
II	RDN	0603724N	60	Ocean Thermal Energy Conversion	$600	Abercrombie	Ship Systems and Engineering, ONR	Arlington, VA
II	RDN	0603795N	71	Joint Stand Off Weapon	$3,000	Akin	LaBarge, Inc.	Joplin, MO

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TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
II	RDN	0603795N	71	Joint Stand Off Weapon	$3,000	Blunt	LaBarge, Inc.	Joplin, MO
II	RDN	0603795N	71	76mm Super Rapid Medium Caliber Gun System Explosives Safety Review	$1,600	Brady, Robert	Oto Melara North America, Inc.	Lester, PA
II	RDN	0603795N	71	Project 9359C Affordable Weapon System	$15,200	Hunter	L-3 Communications Systems	San Diego, CA
II	RDN	0604272N	78	High Power Fiber Laser (HPFL) Based Pod	$1,600	Ellsworth	Naval Surface Warfare Center	Crane, IN
II	RDN	0604215N	85	Advanced Measurement Standards Development	$3,200	Calvert	Naval Surface Warfare Center	Corona, CA
II	RDN	0604261N	93	Deep Extended Echo Ranging (DEER)	$800	Murphy, Patrick	Navmar Applied Sciences Corporation	Warminster, PA
II	RDN	0604300N	100	DDG 1000 Permanent Magnet Motor System	$9,000	Bartlett	DRS Power Technology	Fitchburg, MA
II	RDN	0604300N	100	DDG 1000 Permanent Magnet Motor System	$9,000	Meehan	DRS Power Technology	Fitchburg, MA
II	RDN	0604300N	100	DDG 1000 Permanent Magnet Motor System	$9,000	Murphy, Christopher	DRS Power Technology	Fitchburg, MA
II	RDN	0604756N	127	Phalanx Next Generation	$6,800	Everett	Naval Sea Systems Command	Arlington, VA
II	RDN	0604757N	128	Distributed Detection, Classification, Localization	$1,600	Israel	Advanced Acoustic Concepts	Hauppauge, NY
II	RDN	0604771N	130	Human Clinical Trials - Infusable	$3,200	Jones, Walter	Navy Medical Research Center	Silver Spring, MD
II	RDN	0604771N	130	Implantable Middle Ear Hearing System	$1,000	Udall, Mark	Otologics	Boulder, CO
II	RDN	0604771N	130	US Navy Pandemic Influenza Vaccine	$1,600	Gillibrand	Trudeau Institute	Saranac Lake, NY
II	RDN	0604771N	130	US Navy Pandemic Influenza Vaccine	$1,600	McHugh	Trudeau Institute	Saranac Lake, NY
II	RDN/RDAF	0604800N/ 0604800F	133/91	F136 Interchangable Engine	$480,000	Butterfield	GE & Rolls Royce Fighter Engine Team	Cincinatti OH & Indianapolis, IN
II	RDN	0604759N	143	Network Expansion & Integration of Navy/NASA RDT&E Ranges & Facilities	$4,100	Hoyer	Patuxent River Naval Air Station	Patuxent River NAS, MD
II	RDN	0101221N	165	Advanced LINAC Facility	$3,000	Hill	Indiana University	Bloomington, IN
II	RDN	0204229N	173	Tactical Tomahawk Weapons Control System - Land Attack Open Architecture	$1,260	Sestak	Lockheed Martin	King of Prussia, MD
II	RDN	0205620N	181	Advanced Composite Materials for Acoustic Window Applications	$8,400	Taylor	Seemann Composites, Inc.	Gulfport, MS
II	RDN	0605104D8Z	182	MK 48 ADCAP Torpedo Post Launch Communication System	$1,800	Arcuri	Cortland Cable Company	Cortland, NY

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TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
II	RDN	0205633N	183	Age Exploration Model Enhancement and Vibration Analysis/Precision Measurement Integration	$2,000	Hoyer	ManTech Systems Engineering Corporation	Lexington Park, MD
II	RDN	0206623M	187	Ultrasonic Consolidation for Embedded Sensors	$1,200	Dingell	Solidica, Inc.	Ann Arbor, MI
II	RDN	0206623M	187	Ultrasonic Consolidation for Embedded Sensors	$1,200	Rogers, Mike (MI)	Solidica, Inc.	Ann Arbor, MI
II	RDN	0206623M	187	Ultrasonic Consolidation for Embedded Sensors	$1,200	Walberg	Solidica, Inc.	Ann Arbor, MI
II	RDN	0303109N	195	Joint Integrated Systems for Advanced Digital Networking (JIST-NET)	$1,000	Hunter	San Diego DEFCOMM	El Cajon, CA
II	RDAF	0602102F	5	Advanced Carbon-Fiber - Research and Testing Initiative	$3,000	Inglis	Cytec	Rock Hill, SC
II	RDAF	0602102F	5	Advanced Carbon-Fiber - Research and Testing Initiative	$3,000	Spratt	Cytec	Rock Hill, SC
II	RDAF	0602201F	6	Advancement of Intelligent Aerospace Systems	$2,000	McHugh	Clarkson University	Potsdam, NY
II	RDAF	0602202F	7	ChemBio Radio Frequency ID Tags	$800	Gillibrand	GE Global Research	Niskayuna, NY
II	RDAF	0602202F	7	ChemBio Radio Frequency ID Tags	$800	Gonzalez	Air Force Research Laboratory	San Antonio, TX
II	RDAF	0602202F	7	Warfighter Pocket XP - Next Generation	$1,600	McMorris Rogers	Itronix	Spokane Valley, WA
II	RDAF	0602202F	8	Integrated Electrical Starter/Generator (IES/G)	$2,000	Turner	Air Force Research Laboratory	Wright-Patterson AFB, OH
II	RDAF	0602203F	6	Wavelength Agile Spectral Harmonic Oxygen Sensor and Cell Level Battery Controller	$1,200	Dreier	Advanced Projects Research, Inc.	La Verne, CA
II	RDAF	0602204F	9	Optikey Authentication Technology	$800	Courtney	Air Force Research Laboratory	Hanscom AFB, MA
II	RDAF	0602204F	9	Optikey Authentication Technology	$800	Porter	Optikey	Las Vegas, NV
II	RDAF	0602702F	14	Cyber Attack Mitigation and Exploitation Laboratory II (CAMEL)	$1,900	Arcuri	Air Force Research Lab/IFGB	Rome, NY
II	RDAF	0602702F	14	Lasercom Adaptive Optics	$1,600	Honda	AOptix Technolgy	Campbell, CA
II	RDAF	0603112F	20	F-35 Electromagnetic Interference (EMI) Shielding	$1,600	Calvert	Air Force Research Laboratory	Wright-Patterson AFB, OH
II	RDAF	0603112F	20	Metals Affordability Initiative	$5,000	Bishop, Rob	Air Force Research Laboratory	Wright-Patterson AFB, OH
II	RDAF	0603112F	20	Metals Affordability Initiative	$5,000	Turner	Air Force Research Laboratory	Wright-Patterson AFB, OH

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TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
II	RDAF	0603112F	20	Metals Affordability Initiative	$5,000	Camahan	Air Force Research Laboratory	Wright-Patterson AFB, OH
II	RDAF	0603112F	20	Metals Affordability Initiative	$5,000	Akin	Air Force Research Laboratory	Wright-Patterson AFB, OH
II	RDAF	0603112F	20	Metals Affordability Initiative	$5,000	Hayes	Air Force Research Laboratory	Wright-Patterson AFB, OH
II	RDAF	0603112F	20	Metals Affordability Initiative	$5,000	Arcuri	Air Force Research Laboratory	Wright-Patterson AFB, OH
II	RDAF	0603112F	20	Metals Affordability Initiative	$5,000	DeLauro	Air Force Research Laboratory	Wright-Patterson AFB, OH
II	RDAF	0603112F	20	Metals Affordability Initiative	$5,000	Holden	Air Force Research Laboratory	Wright-Patterson AFB, OH
II	RDAF	0603112F	20	Metals Affordability Initiative	$5,000	Kaptur	Air Force Research Laboratory	Wright-Patterson AFB, OH
II	RDAF	0603112F	20	Metals Affordability Initiative	$5,000	Rahall	Air Force Research Laboratory	Wright-Patterson AFB, OH
II	RDAF	0603112F	20	Metals Affordability Initiative	$5,000	Ryan, Timothy	Air Force Research Laboratory	Wright-Patterson AFB, OH
II	RDAF	0603203F	21	Versatile Affordable Advanced Turbine Engine (VAATE) for Supersonic Cruise Missiles	$8,400	Bishop, Rob	Air Force Research Lab; Williams International, LLC	Wright-Patterson AFB, OH; Walled Lake, MI
II	RDAF	0603203F	21	Moving Target Strike	$1,600	Miller, Jeff	Alpha Data Corporation; General Atomics	Fort Walton Beach; San Diego, CA
II	RDAF	0603231F	24	Variable Transmittance Visor	$1,000	Ryan, Timothy	Air Force Research Laboratory	Wright-Patterson AFB, OH
II	RDAF	0603401F	28	Laser Communications	$1,600	Snyder	Space Photonics	Fayetteville, AR
II	RDAF	0603401F	28	Laser Communications	$1,600	Boozman	Space Photonics	Fayetteville, AR
II	RDAF	0603401F	28	Systematic Approach to Radiation Hardened Electronics (SHARE)	$1,500	Simpson	American Semiconductor	Boise, ID
II	RDAF	0603444F	30	High Accuracy Network Determination System (HANDS)	$5,200	Abercrombie	Air Force Research Laboratory and Oceanit	Honolulu, HI
II	RDAF	0603605F	33	Satellite Active Imaging National Tested (SAINT)	$2,400	Pearce	Trex	Albuquerque, NM
II	RDAF	0603605F	33	Satellite Active Imaging National Tested (SAINT)	$2,400	Wilson, Heather	Trex	Albuquerque, NM
II	RDAF	0604240F	70	B-2 Small Diameter Bomb	$5,800	McKeon	Northrop Grumman	
II	RDAF	0604421F	76	Space Control Test Capabilities	$4,000	Everett	U.S. Army Space and Missile Defense Command	Huntsville, AL
II	RDAF	0604602F	82	Internal 1000lbs Penetrator	$1,200	Sessions	General Dynamics	Niceville, FL
II	RDAF	0604602F	82	Internal 1000lbs Penetrator	$1,200	Granger	General Dynamics	Niceville, FL
II	RDAF	0604602F	82	Internal 1000lbs Penetrator	$1,200	Miller, Jeff	General Dynamics	Niceville, FL
II	RDAF	0604740F	88	Distributed Mission Interoperability Toolkit (DMIT)	$4,000	LoBiondo	Gestalt, LLC	King of Prussia, PA

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TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
II	RDAF	0604740F	88	Distributed Mission Interoperability Toolkit (DMIT)	$4,000	Andrews	Gestalt, LLC	King of Prussia, PA
II	RDAF	0604740F	88	Distributed Mission Interoperability Toolkit (DMIT)	$4,000	Sestak	Gestalt, LLC	King of Prussia, PA
II	RDAF	0605011F	94	Enhanced Smart Triple Ejector Rack	$1,600	Murphy, Patrick	EDO Mtech	Warminster, PA
II	RDAF	0604759F	105	FPS-16 Radar Mobilization Upgrade	$1,600	Miller, Jeff	BAE Systems	Fort Walton Beach, FL
II	RDAF	0207601F	160	Crowd Behavior Research for Joint Non-Lethal Weapons Directorate	$1,600	Gonzalez	Southwest Research Institute	San Antonio, TX
II	RDAF	0303150F	176	C2 Service Level Management Program	$8,000	Blunt	Electronic Systems Center	Hanscom AFB, MA
II	RDAF	0305207F	203	Rivet Joint Network Interface Growth	$2,400	Hall, Ralph	L-3 Communications Systems	Dallas, TX
II	RDAF	0305207F	203	Rivet Joint Network Interface Growth	$2,400	Granger	L-3 Communications Systems	Dallas, TX
II	RDAF	0401115F	217	C-130 AIRCAT CBM	$2,400	Marshall	Mercer Engineering Research Center	Warner Robins, GA
II	RDAF	0401119F	218	Inductive Thermography Systems Inspection	$1,600	Smith, Adam	C-5 System Program Office	Kent, WA
II	RDAF	0708011F	231	Production of Nanocomposites for Aerospace Applications	$1,600	Turner	Air Force Research Laboratory	Wright-Patterson AFB, OH
II	RDAF	0708611F	234	Strategic Airlift Transformation and Integration Modeling (SATIM) (WRALC)	$2,800	Marshall		Warner Robins AFB, GA
II	RDAF	0708611F	234	SOF-Logistics Improvement	$3,000	Marshall		Warner Robins AFB, GA
II	RDAF	0708611F	234	Heavy Duty Hybrid Electric Vehicle	$2,000	Bartlett	Volvo Powertrain	Hagerstown, MD
II	RDDW	0601101E	2	Semiconductor Focus Center Research Program	$8,000	Marshall	Georgia Institute of Technology	Atlanta, GA
II	RDDW	0601101E	2	Semiconductor Focus Center Research Program	$8,000	Gingrey	Georgia Institute of Technology	Atlanta, GA
II	RDDW	0601101E	2	Semiconductor Focus Center Research Program	$8,000	Johnson, Hank	Georgia Institute of Technology	Atlanta, GA
II	RDDW	0601101E	2	Semiconductor Focus Center Research Program	$8,000	Honda	Microelectronics Advanced Research Corporation	Durham, NC
II	RDDW	0601384BP	6	Initiative for defense against bio warfare/terrorism	$1,250	Sestak	PolyMedix, Inc.	Radnor, PA
II	RDDW	0602227D8Z	8	Medical Free Electron Laser Program	$2,400	Meehan	Air Force Office of Scientific Research	Wright-Patterson AFB, OH

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TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
II	RDDW	0602227D8Z	8	Medical Free Electron Laser Program	$2,400	Calvert	Air Force Office of Scientific Research	Wright-Patterson AFB, OH
II	RDDW	0602227D8Z	8	Medical Free Electron Laser Program	$2,400	Sanchez, Loretta	Air Force Office of Scientific Research	Wright-Patterson AFB, OH
II	RDDW	0602227D8Z	8	Medical Free Electron Laser Program	$2,400	Cooper	Air Force Office of Scientific Research	Wright-Patterson AFB, OH
II	RDDW	0602227D8Z	8	Medical Free Electron Laser Program	$2,400	Wamp	Air Force Office of Scientific Research	Wright-Patterson AFB, OH
II	RDDW	1160401BB	23	Foliage Penetration Reconnaissance and Surveillance System	$2,000	Hirono	NovaSol	Honolulu, HI
II	RDDW	0603122D8Z	28	UGV Accelerated Development, Testing, and Evaluation	$800	Meehan	Technical Support Working Group	Tyngsboro, MA
II	RDDW	0603122D8Z	28	Ruggedized Mobile Secure Body Scan	$880	Taylor	Rapiscan Systems, Inc.	Ocean Springs, MS
II	RDDW	0603122D8Z	28	Contextual Arabic Blog and Slang Analysis Program	$1,000	Udall, Mark	Harbinger Technologies Group, Inc.; Acxiom Insight	McLean, VA, Broomfield, CO
II	RDDW	0603648D8Z	36	Distributed Network Switching	$1,600	Sanchez, Loretta	Raptor Networks Technology, Inc.	Santa Ana, CA
II	RDDW	0603712S	42	Emerging Critical Interconnection Technology Program	$800	Ellsworth	Naval Surface Warfare Center	Crane, IN
II	RDDW	0603720S	45	End to End Semi Fab Alpha Tool	$1,600	Sanchez, Loretta	Digibeam	Laguna Niguel, CA
II	RDDW	0603720S	45	Superlattice Nanotechnology	$1,600	Hayes	Northrop Grumman Corporation	Los Angeles, CA
II	RDDW	0603750D8Z	49	Simultaneous Field Radiation Technology	$3,100	Pickering	U.S. Navy Space and Naval Warfare Systems Command	
II	RDDW	0603826D8Z	60	Small Craft Integrated Common Operational Picture (SCICOP)	$800	Allen	Technology Systems, Inc.	Brunswick, ME
II	RDDW	0603826D8Z	60	Semi-Autonomous Robotic Manipulation and Sensing	$1,200	Udall, Mark	Stratom, Inc.	Boulder, CO
II	RDDW	0603828D8Z	61	Cultural and Societal Modeling & Simulation	$2,560	Forbes	Joint Forces Command	Suffolk, VA
II	RDDW	0603828D8Z	61	Joint Urban Fires Prototype	$1,200	Forbes	Joint Forces Command	Suffolk, VA
II	RDDW	1160402BB	65	Long Endurance Unattended Ground Sensor Technologies	$2,080	Pickering	U.S. Special Operations Command	
II	RDDW	1160402BB	65	Expendable Airdrop Delivery System	$800	McIntyre	USSOCOM/Dropmaster, Inc.	Fayetteville, NC
II	RDDW	1160402BB	65	Pulsed Energy Projectile	$1,000	Bartlett	Alliant Techsystems, Inc.	Rocket Center, WV
II	RDDW	1160408BB	65	Wi-Fi Test Laboratory	$2,700	Hayes	Partnership for Defense Innovation	Fayetteville, NC
II	RDDW	0603892C	82	Aegis (BMD) Signal Processor (BSP)	$18,000	Andrews	Lockheed Martin	Moorestown, NJ

COMPLIANCE WITH HOUSE RULE XXI
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TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
II	RDDW	0603892C	82	Aegis (BMD) Signal Processor (BSP)	$16,000	Saxton	Lockheed Martin	Moorestown, NJ
II	RDDW	0603892C	82	SM-3 Ballistic Missile Defense-Deployment	$49,000	Ross	Raytheon	East Camden, AR
II	RDDW	0303191D8Z	100	Secure Miniaturized Free Space Optical Communications	$1,200	Rothman	LGS Innovations	Whippany, NJ
II	RDDW	0604940D8Z	131	Advanced SAM Hardware Simulator D - ITEAMS	$4,000	Marshall	Georgia Institute for Technology	Atlanta, GA
II	RDDW	0604940D8Z	131	Advanced SAM Hardware Simulator D - ITEAMS	$4,000	Gingrey	Georgia Institute for Technology	Atlanta, GA
II	RDDW	0604940D8Z	131	Advanced SAM Hardware Simulator D - ITEAMS	$4,000	Johnson, Hank	Georgia Institute for Technology	Atlanta, GA
II	RDDW	0605104D8Z	135	National Defense University Technology Research Program	$1,000	Smith, Adam	The Center for Technology and National Security Policy; National Defense University	Washington, DC
II	RDDW	0304210BB	200	Wireless Mobile Networking	$1,600	Cummings	Optemax, LLC	Marriottsville, MD
II	RDDW	0305102BQ	202	China Geo-Space Intelligence (GGI)	$2,500	Boustany	3001, Inc. Geospatial Company	Stennis Space Center, MS
II	RDDW	0305102BQ	202	China Geo-Space Intelligence (GGI)	$2,500	Jindal	3001, Inc. Geospatial Company	Stennis Space Center, MS
II	RDDW	0305102BQ	202	GeoSAR Enhancements	$3,200	Bartlett	EarthData International, Inc.	Frederick, MD
II	RDDW	0708011S	226	High Pressure Food Packaging Project	$3,200	Ellsworth	AmeriQual, LLC	Evansville, IN
II	RDDW	0708011S	226	Improved Collapsible Urethane Fuel Storage Tanks	$1,000	Davis, David	Seaman Corporation	Wooster, OH & Bristol, TN
II	RDDW	1160404BB	233	Wavelet Packet Modulation Modules	$2,000	Gingrey	Scientific Research Corporation	Atlanta, GA
II	RDDW	1160404BB	233	Advanced Mission Planning Tools for SOF	$3,200	Hulshof	Special Operations Mission Planning Office	Ft. Eustis, VA
II	RDDW	1160404BB	233	Advanced Mission Planning Tools for SOF	$3,200	Akin	Westar Aerospace and Defense Group	St. Charles, MO
II	RDDW	1160404BB	233	Semi-autonomous or Unattended Psychological Operations and Reconnaissance Tool (SUPORT)	$1,600	Spratt	SOCOM; Defense Technologies, Inc.	MacDill AFB, FL; Gastonia, NC
II	RDDW	1160405BB	234	Advanced Packaging and Direction Finding	$1,200	Billirakis	The Windermere Group	Annapolis, MD
III	OMA		110	McAlester AAP Bomb Line Modernization	$2,000	Boren	McAlester Army Amunition Plant	McAlester, OK
III	OMA		240	Leadership for Leaders at Command and General Staff College at Ft. Leavenworth	$500	Boyda	U.S. Army CGSC/Kansas State University	Manhattan, KS
III	OMARNG		010	Extended Cold Weather Clothing System	$3,200	Taylor	U.S. Army National Guard	

COMPLIANCE WITH HOUSE RULE XXI
(Dollars in Thousands)

TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
III	OMARNG		040	ARNG Battery Modernization Program	$2,000	Blackburn	U.S. Army National Guard	Houston Barracks - Nashville, TN
III	OMARNG		040	ARNG Battery Modernization Program	$2,000	Cooper	U.S. Army National Guard	Houston Barracks - Nashville, TN
III	OMMC		010	Multi-Voltage EMI Hardened Fluorescent Stringable Tent Lighting System	$1,600	Spratt	Marine Corps Systems Command; Jamestown LLC	Quantico, VA; Clover, SC
III	OMAF		010	MBU-20P Oxygen Mask and Mask Light	$2,000	Dreier	Gentex Corporation	Rancho Cucamonga, CA
III	OMDW		190	Parents as Teachers - Heroes at Home	$2,400	Smith, Adam	Parents as Teachers National Center	St. Louis, MO
III	OMDW		190	Parents as Teachers - Heroes at Home	$2,400	Young, Don	Parents as Teachers National Center	St. Louis, MO
III	OMDW		190	Parents as Teachers - Heroes at Home	$2,400	Boyda	Parents as Teachers National Center	St. Louis, MO
III	OMDW		250	Port of Corpus Christi Militetry Seaport Infrastructure	$5,000	Ortiz	Port of Corpus Christi	Corpus Christi, TX
III	OMDW		260	Readiness and Environmental Protection Initiative	$16,000	Smith, Adam		McChord AFB, WA
III	OMDW		260	Global Force Mgmt. Visability Toolset	$1,200	Forbes	Joint Forces Command	Suffolk, VA
III	OM/DHP			Peace Through Health Care Initiative	$1,500	Franks	Operation Smile, Inc.	Norfolk, VA
III	OM/DHP			The Fort Drum Health Care Pilot Program	$400	McHugh	The Fort Drum Regional Health Planning Organization	Watertown, NY
III	OM/DHP			Madigan Army Medical Center	$1,000	Reichert	Tacoma Trauma Trust	Tacoma, WA
III	OM/DHP			Madigan Army Medical Center	$1,000	Smith, Adam	Tacoma Trauma Trust	Tacoma, WA
XIV	OM			Southwest Border Fence	$1,200	Hunter	U.S. Army National Guard	
XXI	MilCon, Army		Alabama	Aviation Intermediate Maintenance Hangar Phase 1	$1,513	Everett	Army	Fort Rucker
XXI	MilCon, Army		Alabama	Component Rebuild Shop	$800	Rogers, Mike (AL)	Army	Anniston Army Depot
XXI	MilCon, Army		Alabama	Child Care Center	$2,000	Cramer	Army	Redstone Arsenal
XXI	MilCon, Army		Arizona	Silver Bell Army Heliport Fire Station	$1,964	Giffords	Army	Silver Bell Army Heliport
XXI	MilCon, Army		Hawaii	Tactical Vehicle Wash Facility	$10,200	Abercrombie	Army	Kahuku Training Area
XXI	MilCon, Army		Kansas	Military Working Dog Facility	$1,900	Boyda	Army	Fort Riley
XXI	MilCon, Army		Kansas	Chapel Complex, Phase 1	$11,600	Boyda	Army	Fort Leavenworth
XXI	MilCon, Army		Kentucky	Child Development Center	$8,600	Whitfield	Army	Fort Campbell
XXI	MilCon, Army		Missouri	Chapel	$10,400	Skelton	Army	Fort Leonard Wood

COMPLIANCE WITH HOUSE RULE XXI
(Dollars in Thousands)

TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
XXI	MilCon, Army		New Jersey	Armament Integration Facility	$9,900	Frelinghuysen	Army	Picatinny Arsenal
XXI	MilCon, Army		New York	Automated Qualification Training Range	$9,600	McHugh	Army	Fort Drum
XXI	MilCon, Army		North Carolina	Community Emergency Services Facility	$2,900	Hayes	Army	Fort Bragg
XXI	MilCon, Army		North Carolina	Community Emergency Services Facility	$2,900	McIntyre	Army	Fort Bragg
XXI	MilCon, Army		North Carolina	Child Development Center	$8,700	Hayes	Army	Fort Bragg
XXI	MilCon, Army		North Carolina	Child Development Center	$8,700	McIntyre	Army	Fort Bragg
XXI	MilCon, Army		Oklahoma	Fire and Movement Range	$1,300	Cole	Army	Fort Sill
XXI	MilCon, Army		Texas	Rotor Blade Processing Facility	$11,200	Ortiz	Army	Corpus Christi Army Depot
XXI	MilCon, Army		Texas	Multi-Level Parking Facility	$1,000	Reyes	Army	Fort Bliss
XXI	MilCon, Army		Texas	CH-47 Maintenance Hangar	$18,000	Carter	Army	Fort Hood
XXI	MilCon, Army		Texas	CH-47 Maintenance Hangar	$18,000	Edwards	Army	Fort Hood
XXI	MilCon, Army		Texas	Child Youth Services Center	$8,500	Reyes	Army	Fort Bliss
XXI	MilCon, Army		Virginia	Unit Chapel	$5,900	Forbes	Army	Fort Lee
XXI	MilCon, Army		Virginia	Emergency Services Center	$288	Moran	Army	Fort Belvoir
XXI	MilCon, Army		Virginia	Training Support Center, Phase I	$594	Scott, Robert	Army	Fort Eustis
XXI	MilCon, Army		Washington	Alternative Fuel Facility	$3,300	Smith, Adam	Army	Fort Lewis
XXII	Family Housing, Navy		California	Air Conditioning, Vista del Sol	$4,800	Lewis, Jerry	Navy	Twentynine Palms
XXII	MilCon, Navy		California	Main Gate (Gate 6) Improvements	$3,000	Davis, Susan	Navy	Naval Station San Diego
XXII	MilCon, Navy		California	Global Weather Operations Center	$9,780	Farr	Navy	NSA Monterey
XXII	MilCon, Navy		Connecticut	Sub Learning Center	$9,260	Courtney	Navy	Sub Base New London
XXII	MilCon, Navy		Florida	Fire Station Expansion, Corry Station	$3,140	Miller, Jeff	Navy	Naval Air Station Pensacola
XXII	MilCon, Navy		Georgia	Combat Vehicle Warehouse	$9,950	Bishop, Sanford	Navy	Albany MCLB
XXII	MilCon, Navy		Indiana	Special Weapons Assessment Facility, Crane Division	$12,000	Ellsworth	Navy	NSWC Crane
XXII	MilCon, Navy		Maine	Dry Dock #3 Waterfront Supply Facility	$1,200	Shea-Porter	Navy	Portsmouth Naval Shipyard
XXII	MilCon, Navy		Maryland	Advanced Energetics Research Lab Phase I	$8,450	Hoyer	Navy	Indian Head NSWC
XXII	MilCon, Navy		North Carolina	Main Gate Security Upgrades Phase II	$4,270	Jones, Walter	Navy	MCAS New River
XXII	MilCon, Navy		Rhode Island	Fitness Center	$900	Kennedy	Navy	Naval Station Newport
XXII	MilCon, Navy		Rhode Island	HAZMAT Storage Facility	$3,860	Kennedy	Navy	Naval Station Newport

COMPLIANCE WITH HOUSE RULE XXI
(Dollars in Thousands)

TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
XXII	MilCon, Navy		South Carolina	Nuclear, Biological, Chemical Training Facility	$3,500	Wilson, Joe	Navy	MCAS Beaufort
XXII	MilCon, Navy		Virginia	Electromagnetic Launch (Railgun) RDTE Facility	$10,000	Davis, Jo Ann	Navy	Naval Support Activity South Potomac
XXII	MilCon, Navy		Washington	Indoor Aircraft Washrack	$10,810	Larsen	Navy	Naval Air Station Whidbey Island
XXII	MilCon, Navy		Washington	Ocean Engineering Support Facility	$6,130	Dicks	Navy	Naval Base Kitsap
XXIII	MilCon, Air Force		Arizona	Repair Airfield Pavements	$5,500	Franks	Air Force	Luke AFB
XXIII	MilCon, Air Force		Arkansas	Multi-purpose Education Facility	$9,800	Berry	Air Force	Little Rock AFB
XXIII	MilCon, Air Force		Arkansas	Multi-purpose Education Facility	$9,800	Snyder	Air Force	Little Rock AFB
XXIII	MilCon, Air Force		California	Main Base Runway Phase 4	$8,500	McCarthy, Kevin	Air Force	Edwards AFB
XXIII	MilCon, Air Force		California	Main Base Runway Phase 4	$8,500	McKeon	Air Force	Edwards AFB
XXIII	MilCon, Air Force		California	Global Support Squadron Facility	$10,800	Tauscher	Air Force	Travis AFB
XXIII	MilCon, Air Force		Florida	Explosive Ordinance Facility	$3,500	Castor	Air Force	MacDill AFB
XXIII	MilCon, Air Force		Florida	1st Air Force HQ Facility	$8,400	Boyd	Air Force	Tyndall AFB
XXIII	MilCon, Air Force		Georgia	Survival Recovery Center and Command Post	$5,000	Marshall	Air Force	Warner Robins AFB
XXIII	MilCon, Air Force		Georgia	Commercial Access Gate	$7,500	Kingston	Air Force	Moody AFB
XXIII	MilCon, Air Force		Guam	NW Field Technical Training Facility	$5,816	Bordallo	Air Force	Andersen AFB
XXIII	MilCon, Air Force		Idaho	Logistics Readiness Center, 366th Wing	$1,593	Simpson	Air Force	Mountain Home AFB
XXIII	MilCon, Air Force		Kansas	MXG Consolidation and Forward Logistics Center, Phase I	$8,300	Tiahrt	Air Force	McConnell AFB

COMPLIANCE WITH HOUSE RULE XXI
(Dollars in Thousands)

TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
XXIII	MilCon, Air Force		Mississippi	Mission Support Complex Phase II	$9,600	Wicker	Air Force	Columbus AFB
XXIII	MilCon, Air Force		Missouri	Consolidated Communications Facility	$11,400	Skelton	Air Force	Whiteman AFB
XXIII	MilCon, Air Force		New Mexico	PJ/CRO Logistics Building	$3,700	Wilson, Heather	Air Force	Kirtland AFB
XXIII	MilCon, Air Force		Ohio	Security Forces Operations Building	$640	Turner	Air Force	Wright Patterson AFB
XXIII	MilCon, Air Force		South Carolina	Shaw AFB Infrastructure	$9,300	Spratt	Air Force	Shaw AFB
XXIII	MilCon, Air Force		Texas	Addition to Fitness Center	$5,800	Conaway	Air Force	Goodfellow AFB
XXIII	MilCon, Air Force		Texas	Base Operations Ramp Phase I	$7,000	Thornberry	Air Force	Sheppard AFB
XXIII	MilCon, Air Force		Texas	Taxiway West Flightline	$2,950	Cuellar	Air Force	Randolph AFB
XXIII	MilCon, Air Force		Texas	Student Activity Center & Library	$5,200	Rodriguez	Air Force	Laughlin AFB
XXIII	MilCon, Air Force		Washington	Physiological Training Facility	$6,200	McMorris Rogers	Air Force	Fairchild AFB
XXIV	MilCon, Defense Wide		New Mexico	SOF CV-22 Simulator Facility	$711	Udall, Tom	Defense Wide	Cannon AFB
XXIV	MilCon, Defense Wide		Texas	Wilford Hall Medical Center	$130	Gonzalez	Defense Wide	Lackland AFB
XXIV	MilCon, Defense Wide		Virginia	SOF Parachute Drying Tower	$5,300	Drake	Defense Wide	NAS Oceana
XXVI	MilCon, Air National Guard		Colorado	Replace Squadron Operations	$7,300	DeGette	Air National Guard	Buckley AFB

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(Dollars in Thousands)

TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
XXVI	MilCon, Air National Guard		Colorado	Replace Squadron Operations	$7,300	Lamborn	Air National Guard	Buckley AFB
XXVI	MilCon, Air National Guard		Colorado	Replace Squadron Operations	$7,300	Musgrave	Air National Guard	Buckley AFB
XXVI	MilCon, Air National Guard		Colorado	Replace Squadron Operations	$7,300	Perlmutter	Air National Guard	Buckley AFB
XXVI	MilCon, Air National Guard		Colorado	Replace Squadron Operations	$7,300	Salazar	Air National Guard	Buckley AFB
XXVI	MilCon, Air National Guard		Colorado	Replace Squadron Operations	$7,300	Tancredo	Air National Guard	Buckley AFB
XXVI	MilCon, Air National Guard		Colorado	Replace Squadron Operations	$7,300	Udall, Mark	Air National Guard	Buckley AFB
XXVI	MilCon, Air National Guard		Florida	Replace Communications Facility, 125th Fighter Wing	$8,000	Crenshaw	Air National Guard	Jacksonville IAP
XXVI	MilCon, Air National Guard		Massachusetts	Fire Crash/Rescue Station	$7,300	Olver	Air National Guard	Barnes ANGB
XXVI	MilCon, Air National Guard		Minnesota	Replace Storage Facilities	$1,500	Oberstar	Air National Guard	Duluth, MN
XXVI	MilCon, Air National Guard		Mississippi	ASOS/ATCS Training Center	$6,100	Pickering	Air National Guard	Key Field
XXVI	MilCon, Air National Guard		Mississippi	ASOS/ATCS Training Center	$6,100	Wicker	Air National Guard	Key Field

COMPLIANCE WITH HOUSE RULE XXI
(Dollars in Thousands)

TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
XXVI	MilCon, Air National Guard		New Jersey	Air Support Ops Squadron Beddown, Atlantic City International Airport	$9,800	LoBiondo	Air National Guard	177th Fighter Wing New Jersey ANG
XXVI	MilCon, Air National Guard		New York	Northeast Air Defense Sector Support Facility	$6,600	Arcuri	Air National Guard	Griffiss AFB
XXVI	MilCon, Air National Guard		New York	Upgrade Base Facilities	$5,100	Walsh	Air National Guard	Hancock Field ANGB
XXVI	MilCon, Air National Guard		North Carolina	235th Air Traffic Control Squadron Facility	$4,000	Hayes	Air National Guard	Badin ANG
XXVI	MilCon, Air National Guard		Tennessee	Communications Training Complex	$8,200	Wamp	Air National Guard	Lovell Field
XXVI	MilCon, Air National Guard		Texas	Multi-use Aviation Fire Station	$7,200	Lampson	Air National Guard	Ellington Field
XXVI	Milcon, Air Reserve		California	Joint Deployment Processing Facility	$972	Calvert	Air Reserve	March ARB
XXVI	MilCon, Army Guard		Alabama	Add/Alter Readiness Center	$1,184	Alderholt	Army Guard	Fort Hamilton
XXVI	MilCon, Army Guard		Arkansas	Cabot Readiness Center	$840	Berry	Army Guard	Cabot, AR
XXVI	MilCon, Army Guard		Arkansas	Urban Assault Course	$1,900	Berry	Army Guard	Camp Robinson
XXVI	MilCon, Army Guard		Arkansas	Urban Assault Course	$1,900	Snyder	Army Guard	Camp Robinson
XXVI	MilCon, Army Guard		Florida	RTI Phase III, Joint Ops Center Training Facility	$15,524	Young	Army Guard	Camp Blanding
XXVI	MilCon, Army Guard		Illinois	Combined Support Maintenance Shop	$888	LaHood	Army Guard	Camp Lincoln
XXVI	MilCon, Army Guard		Indiana	Security Fence	$4,996	Visclosky	Army Guard	Muscatatuck

COMPLIANCE WITH HOUSE RULE XXI
(Dollars in Thousands)

TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
XXVI	MilCon, Army Guard		Iowa	Main Entrance	$1,500	Boswell	Army Guard	Camp Dodge
XXVI	MilCon, Army Guard		Kentucky	Readiness Center Phase II--London Joint Support Operations Center	$2,427	Rogers, Harold	Army Guard	London Readiness Center
XXVI	MilCon, Army Guard		Maryland	Readiness Center	$829	Ruppersberger	Army Guard	Dundalk
XXVI	MilCon, Army Guard		Michigan	Reserve Center	$4,239	Miller, Candice	Army Guard	Lansing
XXVI	MilCon, Army Guard		Minnesota	Combined Arms Collective Training (CACTF) Phase 2	$12,600	Kline	Army Guard	Camp Ripley
XXVI	MilCon, Army Guard		Minnesota	Armed Forces Reserve Center Add/Alter Phase 2	$4,239	Miller, Candice	Army Guard	Lansing
XXVI	MilCon, Army Guard		Minnesota	Field Maintenance Shop	$1,366	Walz	Army Guard	Arden Hills Army Training Site
XXVI	MilCon, Army Guard		Minnesota	Combined Arms Collective Training (CACTF) Phase 2	$12,600	Oberstar	Army Guard	Camp Ripley
XXVI	MilCon, Army Guard		Mississippi	Live Fire Shoot House/Urban Assault Course	$4,000	Taylor	Army Guard	Camp Shelby
XXVI	MilCon, Army Guard		Montana	Readiness Center	$906	Rehberg	Army Guard	Miles City
XXVI	MilCon, Army Guard		New York	Combined Support Maintenace Facility	$2,727	Hall, John	Army Guard	Camp Smith
XXVI	MilCon, Army Guard		North Carolina	Field Maintenance Shop	$3,733	Shuler	Army Guard	Asheville
XXVI	MilCon, Army Guard		Ohio	Security Forces Complex	$7,600	Hobson	Army Guard	Rickenbacker ANGB
XXVI	MilCon, Army Guard		Ohio	Base Engineering, Operations & Classroom Facility	$1,500	Kaptur	Army Guard	Camp Perry
XXVI	MilCon, Army Guard		Ohio	Training Building (#813) Alteration	$1,500	Ryan, Timothy	Army Guard	Ravenna Training & Logistics Site
XXVI	MilCon, Army Guard		Oklahoma	Training Facility Phase V	$2,705	Boren	Army Guard	Camp Gruber
XXVI	MilCon, Army Guard		Pennsylvania	Readiness Center Rehabilitation	$263	Carney	Army Guard	Wilkes-Barre

COMPLIANCE WITH HOUSE RULE XXI
(Dollars in Thousands)

TITLE	ACCT	PE	LINE	DESCRIPTION	AMOUNT	MEMBER	SUGGESTED RECIPIENT	SUGGESTED LOCATION OF PERFORMANCE
XXVI	MilCon, Army Guard		Pennsylvania	Expand Aircraft Parking/Relocate Taxiway	$1,000	Holden	Army Guard	Harrisburg Airport
XXVI	MilCon, Army Guard		Pennsylvania	Readiness Center	$9,000	Murtha	Army Guard	Waynesburg
XXVI	MilCon, Army Guard		Vermont	Readiness Center	$792	Welch	Army Guard	Ethan Allen Range
XXVI	MilCon, Army Guard		Washington	Tacoma Readiness Center	$152	Dicks	Army Guard	Tacoma
XXVI	MilCon, Army Guard		West Virginia	Multipurpose Building	$4,900	Mollohan	Army Guard	Camp Dawson
XXVI	MilCon, Army Reserve		California	Hi-Tech Center	$6,874	Matsui	Army Reserve	BT Collins USARC/AMSA
XXVI	MilCon, Army Reserve		New Jersey	Tactical Training Base, Phase I	$5,900	Saxton	Army Reserve	Fort Dix
XXVI	MilCon, Navy Reserve		Georgia	Marine Corps Reserve Center	$310	Gingrey	Navy Reserve	Windy Hill
XXVI	MilCon, Navy Reserve		Texas	Joint Indoor Training Tank	$4,970	Granger	Navy Reserve	Fort Worth NAS JRB
XXXI	DOE			Advanced Simulation and Computing Campaign	$5,000	Tauscher	National Nuclear Security Administration	Laboratories & Participating Universities
XXXI	DOE			National Ignition Campaign and Enhanced Target Production	$15,100	McNerney	Lawrence Livermore National Laboratory, General Atomics	Livermore, CA; San Diego, CA
XXXI	DOE			National Ignition Campaign and Enhanced Target Production	$15,100	Tauscher	Lawrence Livermore National Laboratory, General Atomics	Livermore, CA; San Diego, CA
XXXI	DOE			Operations of Facilities	$5,000	Wamp	Y-12 National Security Complex	Oak Ridge, TN
XXXI	DOE			Operations of Facilities Infrastructure Repairs and Equipment Replacement	$38,800	Thornberry	Pantex Plant	Amarillo, TX
XXXI	DOE			Uranium Processing Facility (UPF)	$5,000	Wamp	Y-12 National Security Complex	Oak Ridge, TN

From the Committee on Armed Services, for consideration of the House bill and the Senate amendment, and modifications committed to conference:

IKE SKELTON,
JOHN M. SPRATT,
GENE TAYLOR,
NEIL ABERCROMBIE,
SILVESTRE REYES,
VIC SNYDER,
ADAM SMITH,
LORETTA SANCHEZ,
MIKE MCINTYRE,
ELLEN O. TAUSCHER,
ROBERT A. BRADY,
ROBERT E. ANDREWS,
SUSAN A. DAVIS,
RICHARD LARSEN,
JIM COOPER,
JIM MARSHALL,
MADELEINE Z. BORDALLO,
MARK UDALL,
DUNCAN HUNTER,
JIM SAXTON,
JOHN M. MCHUGH,
TERRY EVERETT,
ROSCOE BARTLETT,
HOWARD "BUCK" MCKEON,
MAC THORNBERRY,
WALTER B. JONES,
ROBIN HAYES,
W. TODD AKIN,
J. RANDY FORBES,
JOE WILSON,
MICHAEL R. TURNER,
JOHN KLINE,
THELMA DRAKE,

From the Permanent Select Committee on Intelligence, for consideration of matters within the jurisdiction of that committee under clause 11 of rule X:

LEONARD L. BOSWELL,
PAT J. MURPHY,

From the Committee on Education and Labor, for consideration of secs. 561, 562, 675, 953, and 3118 of the House bill, and secs. 561, 562, 564, 565, and 3137 of the Senate amendment, and modifications committed to conference:

JOE COURTNEY,
TIMOTHY WALBERG,

From the Committee on Energy and Commerce, for consideration of secs. 311–313 and 1082 of the Senate amendment, and modifications committed to conference:

JOHN D. DINGELL,
ALBERT R. WYNN,

From the Committee on Foreign Affairs, for consideration of secs. 831, 833, 1022, 1201, 1203, 1204, 1206–1208, 1221,

1222, 1231, 1241, 1242, Title XIII, and sec. 3117 of the House bill, and secs. 871, 934, 1011, 1201–1203, 1205, 1211, 1212, 1214, 1215, 1217, 1219, 1232, Title XIII, secs. 1511, 1512, 1532, 1533, 1539–1542, 1571, 1574–1576, 1579, 3134, and 3139 of the Senate amendment, and modifications committed to conference:

TOM LANTOS,
GARY ACKERMAN,
ILEANA ROS-LEHTINEN,

From the Committee on Homeland Security, for consideration of sec. 1076 of the Senate amendment, and modifications committed to conference:

BENNIE G. THOMPSON,
CHRISTOPHER P. CARNEY,
DANIEL E. LUNGREN,

From the Committee on Oversight and Government Reform, for consideration of secs. 325, 326, 328–330, 604, 653, 674, 801, 802, 814, 815, 821–824, 1101–1112, 1221, 1231, and 1451 of the House bill, and secs. 366–370, 603, 684, 821, 823, 842, 845, 846, 871, 902, 937, 1064, 1069, 1074, 1093, 1101–1106, 1108, 1540, 1542, and 2851 of the Senate amendment, and modifications committed to conference:

HENRY A. WAXMAN,

From the Committee on Science and Technology, for consideration of secs. 846, 1085, and 1088 of the Senate amendment, and modifications committed to conference:

BART GORDON,
GABRIELLE GIFFORDS,
VERNON J. EHLERS,

From the Committee on Small Business, for consideration of secs. 828, 1085, 1088, 4001, 4002, 4101–4103, 4201–4203, and 4301–4305 of the Senate amendment, and modifications committed to conference:

NYDIA M. VELÁZQUEZ,
JASON ALTMIRE,

From the Committee on Transportation and Infrastructure, for consideration of secs. 523 and 1048 of the House bill, and secs. 311–313, 353, 1070, 2853, 2855, 2863, 5101, 5202, and 5208 of the Senate amendment, and modifications committed to conference:

SAM GRAVES,

From the Committee on Veterans Affairs, for consideration of secs. 525, 1421, 1433, and 1453 of the House bill, and secs. 701, 710, 1084, 1611, 1612, 1621, 1626, 1634, 1641, 1654, 1662, and 1702–1712 of the Senate amendment, and modifications committed to conference:

BOB FILNER,
MIKE MICHAUD,
STEVE BUYER,

From the Committee on Ways and Means, for consideration of sec. 536 of the Senate amendment, and modifications committed to conference:

DAVE CAMP,
Managers on the Part of the House.

CARL LEVIN,
TED KENNEDY,
J. LIEBERMAN,
JACK REED,
DANIEL K. AKAKA,
BILL NELSON,
BEN NELSON,
EVAN BAYH,
MARK PRYOR,
JIM WEBB,
CLAIRE MCCASKILL,
J. WARNER,
JAMES M. INHOFE,
JEFF SESSIONS,
SUSAN M. COLLINS,
SAXBY CHAMBLISS,
LINDSEY GRAHAM,
ELIZABETH DOLE,
JOHN CORNYN,
MEL MARTINEZ,
Managers on the Part of the Senate.

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