

## Calendar No. 415

111<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION**S. 3455**

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

---

IN THE SENATE OF THE UNITED STATES

JUNE 4, 2010

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

---

**A BILL**

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

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

3       **SECTION 1. SHORT TITLE.**

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

# 1 **SEC. 2. TABLE OF CONTENTS.**

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

- Sec. 1. Short title.
- Sec. 2. Table of contents.
- Sec. 3. Congressional defense committees.

### DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

#### TITLE I—PROCUREMENT

##### Subtitle A—Authorization of Appropriations

- Sec. 101. Authorization of appropriations.

##### Subtitle B—Army Programs

- Sec. 111. Airborne Common Sensor and Enhanced Medium Altitude Reconnaissance and Surveillance System.

##### Subtitle C—Navy Programs

- Sec. 121. Multiyear funding for detail design and construction of LHA Replacement ship designated LHA-7.
- Sec. 122. Requirement to maintain Navy airborne signals intelligence capabilities.
- Sec. 123. Reports on service life extension of F/A-18 aircraft by the Department of the Navy.
- Sec. 124. Inclusion of basic and functional design in assessments required prior to start of construction of first ship of a shipbuilding program.
- Sec. 125. Multiyear procurement authority for F/A-18E, F/A-18F, and EA-18G fighter aircraft.

##### Subtitle D—Joint and Multiservice Matters

- Sec. 141. System management plan and matrix for the F-35 Joint Strike Fighter aircraft program.
- Sec. 142. Contracts for commercial imaging satellite capacities.
- Sec. 143. Quarterly reports on use of Combat Mission Requirements funds.
- Sec. 144. Integration of solid state laser systems into certain aircraft.

#### TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

##### Subtitle A—Authorization of Appropriations

- Sec. 201. Authorization of appropriations.

##### Subtitle B—Program Requirements, Restrictions, and Limitations

- Sec. 211. Limitation on use of funds for alternative propulsion system for the F-35 Joint Strike Fighter program.
- Sec. 212. Limitation on use of funds by Defense Advanced Research Projects Agency for operation of National Cyber Range.
- Sec. 213. Enhancement of Department of Defense support of science, mathematics, and engineering education.
- Sec. 214. Program for research, development, and deployment of advanced ground vehicles, ground vehicle systems, and components.

Sec. 215. Demonstration and pilot projects on cybersecurity.

Subtitle C—Missile Defense Matters

Sec. 231. Sense of Congress on ballistic missile defense.

Sec. 232. Repeal of prohibition on certain contracts by the Missile Defense Agency with foreign entities.

Sec. 233. Medium Extended Air Defense System.

Sec. 234. Acquisition accountability reports on the ballistic missile defense system.

Sec. 235. Independent review and assessment of the Ground-Based Midcourse Defense system.

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 the Twin Cities Army Ammunition Plant, Minnesota.

Sec. 312. Payment to Environmental Protection Agency of stipulated penalties in connection with Naval Air Station, Brunswick, Maine.

Sec. 313. Requirements relating to Agency for Toxic Substances and Disease Registry investigation of exposure to drinking water contamination at Camp Lejeune, North Carolina.

Sec. 314. Commission on Military Environmental Exposures.

Subtitle C—Workplace and Depot Issues

Sec. 321. Depot level maintenance and recapitalization parts supply.

Subtitle D—Energy Security

Sec. 331. Alternative aviation fuel initiative.

Subtitle E—Other Matters

Sec. 341. Additional limitation on indemnification of United States with respect to articles and services sold by working-capital funded army industrial facilities and arsenals outside the Department of Defense.

Sec. 342. Extension of Arsenal Support Program Initiative.

Sec. 343. Four-year extension of authority to provide logistics support and services for weapons systems contractors.

Sec. 344. Recovery of improperly disposed of Department of Defense property.

Sec. 345. Commercial sale of small arms ammunition in excess of military requirements.

Sec. 346. Modification of authorities relating to prioritization of funds for equipment readiness and strategic capability.

Sec. 347. Repeal of requirement for reports on withdrawal or diversion of equipment from Reserve units for support of Reserve units being mobilized and other units.

- Sec. 348. Revision to authorities relating to transportation of civilian passengers and commercial cargoes by Department of Defense when space unavailable on commercial lines.

#### TITLE IV—MILITARY PERSONNEL AUTHORIZATIONS

##### Subtitle A—Active Forces

- Sec. 401. End strengths for active forces.

##### 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 2011 limitation on number of non-dual status technicians.  
 Sec. 415. Maximum number of reserve personnel authorized to be on active duty for operational support.

##### Subtitle C—Authorization of Appropriations

- Sec. 421. Military personnel.

##### Subtitle D—Armed Forces Retirement Home

- Sec. 431. Authorization of appropriations for Armed Forces Retirement Home.

#### TITLE V—MILITARY PERSONNEL POLICY

##### Subtitle A—Officer Personnel Policy

- Sec. 501. Modification of promotion board procedures for joint qualified officers and officers with Joint Staff experience.  
 Sec. 502. Nondisclosure of information from discussions, deliberations, notes, and records of special selection boards.  
 Sec. 503. Administrative removal of officers from promotion list.  
 Sec. 504. Technical revisions to definition of “joint matters” for purposes of joint officer management.  
 Sec. 505. Modification of authority for officers selected for appointment to general and flag officer grades to wear insignia of higher grade before appointment.  
 Sec. 506. Temporary authority to reduce minimum length of commissioned service required for voluntary retirement as an officer.  
 Sec. 507. Age for appointment and mandatory retirement for health professions officers.  
 Sec. 508. Authority for permanent professors at the United States Air Force Academy to hold command positions.  
 Sec. 509. Authority for appointment of warrant officers in the grade of W-1 by commission and standardization of warrant officer appointing authority.  
 Sec. 510. Continuation of warrant officers on active duty to complete disciplinary action.  
 Sec. 511. Authority to credit military graduates of the National Defense Intelligence College with completion of Joint Professional Military Education Phase I.  
 Sec. 512. Expansion of authority relating to Phase II of three-phase approach to Joint Professional Military Education.

### Subtitle B—Reserve Component Management

- Sec. 521. Repeal of requirement for new oath when officer transfers from active-duty list to reserve active-status list.
- Sec. 522. Authority to designate certain Reserve officers as not to be considered for selection for promotion.
- Sec. 523. Authority for assignment of Air Force Reserve military technicians (dual status) to positions outside Air Force Reserve unit program.
- Sec. 524. Authority for temporary employment of non-dual status technicians to fill vacancies caused by mobilization of military technicians (dual status).
- Sec. 525. Direct appointment of graduates of the United States Merchant Marine Academy into the National Guard.

### Subtitle C—Education and Training

- Sec. 531. Grade of commissioned officers in uniformed medical accession programs.
- Sec. 532. Authority to waive maximum age limitation on admission to the service academies for certain enlisted members who served in Operation Iraqi Freedom or Operation Enduring Freedom.
- Sec. 533. Active duty obligation for military academy graduates who participate in the Armed Forces Health Professions Scholarship and Financial Assistance program.
- Sec. 534. Participation of Armed Forces Health Professions Scholarship and Financial Assistance Program recipients in active duty health profession loan repayment program.
- Sec. 535. Increase in number of private sector civilians authorized for admission to the National Defense University.
- Sec. 536. Modification of Junior Reserve Officers' Training Corps minimum unit strength.
- Sec. 537. Increase in maximum age for prospective Reserve Officers' Training Corps financial assistance recipients.
- Sec. 538. Modification of education loan repayment programs.
- Sec. 539. Enhancements of Department of Defense undergraduate nurse training program.
- Sec. 540. Authority for service commitment of reservists who accept fellowships, scholarships, or grants to be performed in the Selected Reserve.
- Sec. 541. Health Professions Scholarship and Financial Assistance Program for Civilians.
- Sec. 542. Annual report on Department of Defense graduate medical education programs.

### Subtitle D—Defense Dependents' Education

- Sec. 551. Continuation of authority to assist local educational agencies that benefit dependents of members of the Armed Forces and Department of Defense civilian employees.
- Sec. 552. Impact aid for children with severe disabilities.
- Sec. 553. Authority to expand eligibility for enrollment in Department of Defense elementary and secondary schools to certain additional categories of dependents.

### Subtitle E—Leave and Related Matters

- Sec. 556. Leave of members of the reserve components of the Armed Forces.  
 Sec. 557. Non-chargeable rest and recuperation absence for certain members undergoing extended deployment to a combat zone.

#### Subtitle F—Military Justice Matters

- Sec. 561. Reform of offenses relating to rape, sexual assault, and other sexual misconduct under the Uniform Code of Military Justice.  
 Sec. 562. Enhanced authority to punish contempt in military justice proceedings.  
 Sec. 563. Authority to compel production of documentary evidence prior to trial in military justice cases.

#### Subtitle G—Awards and Decorations

- Sec. 566. Cold War Service Medal.  
 Sec. 567. Authority for award of Bronze Star medal to members of military forces of friendly foreign nations.  
 Sec. 568. Authorization and request for award of Distinguished-Service Cross to Shinyei Matayoshi for acts of valor during World War II.  
 Sec. 569. Authorization and request for award of Distinguished-Service Cross to Jay C. Copley for acts of valor during the Vietnam War.

#### Subtitle H—Wounded Warrior Matters

- Sec. 571. Disposition of members found to be fit for duty who are not suitable for deployment or worldwide assignment for medical reasons.  
 Sec. 572. Authority to expedite background investigations for hiring of wounded warriors and spouses by the Department of Defense and defense contractors.

#### Subtitle I—Military Family Readiness Matters

- Sec. 581. Additional members of Department of Defense Military Family Readiness Council.  
 Sec. 582. Enhancement of community support for military families with special needs.  
 Sec. 583. Pilot program on scholarships for military dependent children with special education needs.  
 Sec. 584. Reports on child development centers and financial assistance for child care for members of the Armed Forces.

#### Subtitle J—Other Matters

- Sec. 591. Department of Defense policy concerning homosexuality in the Armed Forces.  
 Sec. 592. Recruitment and enlistment of charter school graduates in the Armed Forces.  
 Sec. 593. Updated terminology for the Army Medical Service Corps.

### TITLE VI—COMPENSATION AND OTHER PERSONNEL BENEFITS

#### Subtitle A—Pay and Allowances

- Sec. 601. Extension of authority for increase in basic allowance for housing for areas subject to major disaster or installations experiencing sudden increase in personnel.  
 Sec. 602. Repeal of mandatory high-deployment allowance.

- Sec. 603. Ineligibility of certain Federal Government employees for income replacement payments.
- Sec. 604. Report on costs incurred by members undergoing permanent change of duty station in excess of allowances.
- Sec. 605. Report on basic allowance for housing for personnel assigned to sea duty.

#### Subtitle B—Bonuses and Special and Incentive Pays

- Sec. 611. One-year extension of certain bonus and special pay authorities for reserve forces.
- Sec. 612. One-year extension of certain bonus and special pay authorities for health care professionals.
- Sec. 613. One-year extension of special pay and bonus authorities for nuclear officers.
- Sec. 614. One-year extension of authorities relating to title 37 consolidated special pay, incentive pay, and bonus authorities.
- Sec. 615. One-year extension of authorities relating to payment of other title 37 bonuses and special pays.
- Sec. 616. One-year extension of authorities relating to payment of referral bonuses.

#### Subtitle C—Travel and Transportation Allowances

- Sec. 621. Travel and transportation allowances for attendance of members and certain other persons at Yellow Ribbon Reintegration Program events.
- Sec. 622. Authority for payment of full replacement value for loss or damage to household goods in certain cases not covered by carrier liability.

#### Subtitle D—Disability, Retired Pay, and Survivor Benefits

- Sec. 631. Repeal of automatic enrollment in Family Servicemembers' Group Life Insurance for members of the Armed Forces married to other members.
- Sec. 632. Conformity of special compensation for members with injuries or illnesses requiring assistance in everyday living with monthly personal caregiver stipend under Department of Veterans Affairs program of comprehensive assistance for family caregivers.

### TITLE VII—HEALTH CARE PROVISIONS

#### Subtitle A—TRICARE Program

- Sec. 701. One-year extension of ceiling on charges for inpatient care under the TRICARE program.
- Sec. 702. Extension of dependent coverage under the TRICARE program.
- Sec. 703. Recognition of licensed mental health counselors as authorized providers under the TRICARE program.
- Sec. 704. Plan for enhancement of quality, efficiencies, and savings in the military health care system.

#### Subtitle B—Health Care Administration

- Sec. 711. Postdeployment health reassessments for purposes of the medical tracking system for members of the Armed Forces deployed overseas.

- Sec. 712. Comprehensive policy on consistent automated neurological cognitive assessments of members of the Armed Forces before and after deployment.
- Sec. 713. Restoration of previous policy regarding restrictions on use of Department of Defense medical facilities.
- Sec. 714. Travel for anesthesia services for childbirth for command-sponsored dependents of members assigned to remote locations outside the continental United States.
- Sec. 715. Clarification of authority for transfer of medical records from the Department of Defense to the Department of Veterans Affairs.
- Sec. 716. Clarification of licensure requirements applicable to military health-care professionals who are members of the National Guard performing certain duty while in State status.
- Sec. 717. Education and training on use of pharmaceuticals in rehabilitation programs for wounded warriors.

#### Subtitle C—Reports

- Sec. 731. Report on Department of Defense support of members of the Armed Forces who experience traumatic injury as a result of vaccinations required by the Department.
- Sec. 732. Repeal of report requirement on separations resulting from refusal to participate in anthrax vaccine immunization program.

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

#### Subtitle A—Provisions Relating to Major Defense Acquisition Programs

- Sec. 801. Improvements to structure and functioning of Joint Requirements Oversight Council.
- Sec. 802. Cost estimates for program baselines and contract negotiations for major defense acquisition and major automated information system programs.
- Sec. 803. Management of manufacturing risk in major defense acquisition programs.
- Sec. 804. Extension of reporting requirements for developmental test and evaluation and systems engineering in the military departments and Defense Agencies.
- Sec. 805. Inclusion of major subprograms to major defense acquisition programs under various acquisition-related requirements.
- Sec. 806. Technical and clarifying amendments to Weapon Systems Acquisition Reform Act of 2009.

#### Subtitle B—Acquisition Policy and Management

- Sec. 811. New acquisition process for rapid fielding of capabilities in response to urgent operational needs.
- Sec. 812. Acquisition of major automated information system programs.
- Sec. 813. Permanent authority for Defense Acquisition Challenge Program.
- Sec. 814. Exportability features for Department of Defense systems.
- Sec. 815. Reduction of supply chain risk in the acquisition of national security systems.
- Sec. 816. Department of Defense policy on acquisition and performance of sustainable products and services.
- Sec. 817. Repeal of requirement for certain procurements from firms in the small arms production industrial base.



- Sec. 818. Prohibition on Department of Defense procurements from entities engaging in commercial activity in the energy sector of the Islamic Republic of Iran.

Subtitle C—Amendments Relating to General Contracting Authorities,  
Procedures, and Limitations

- Sec. 831. Pilot program on acquisition of military purpose nondevelopmental items.
- Sec. 832. Competition for production and sustainment and rights in technical data.
- Sec. 833. Elimination of sunset date for protests of task and delivery order contracts.
- Sec. 834. Inclusion of option amounts in limitations on authority of the Defense Advanced Research Projects Agency to carry out certain prototype projects.
- Sec. 835. Enhancement of Department of Defense authority to respond to combat and safety emergencies through rapid acquisition and deployment of urgently needed supplies.

Subtitle D—Contractor Matters

- Sec. 841. Contractor business systems.
- Sec. 842. Oversight and accountability of contractors performing private security functions in areas of combat operations.
- Sec. 843. Enhancements of authority of Secretary of Defense to reduce or deny award fees to companies found to jeopardize the health or safety of Government personnel.

Subtitle E—Other Matters

- Sec. 851. Extension of acquisition workforce personnel management demonstration program.
- Sec. 852. Non-availability exception from Buy American requirements for procurement of hand or measuring tools.
- Sec. 853. Five-year extension of Department of Defense Mentor-Protege Program.
- Sec. 854. Extension and expansion of small business programs of the Department of Defense.
- Sec. 855. Four-year extension of test program for negotiation of comprehensive small business subcontracting plans.
- Sec. 856. Report on supply of fire resistant fiber for production of military uniforms.
- Sec. 857. Contractor logistics support of contingency operations.

TITLE IX—DEPARTMENT OF DEFENSE ORGANIZATION AND  
MANAGEMENT

Subtitle A—Department of Defense Management

- Sec. 901. Repeal of personnel limitations applicable to certain defense-wide organizations and revisions to limitation applicable to the Office of the Secretary of Defense.
- Sec. 902. Reorganization of Office of the Secretary of Defense to carry out reduction required by law in number of Deputy Under Secretaries of Defense.

Sec. 903. Revision of structure and functions of the Reserve Forces Policy Board.

Subtitle B—Space Activities

- Sec. 911. Limitation on use of funds for costs of terminating contracts under the National Polar-Orbiting Operational Environmental Satellite System Program.
- Sec. 912. Limitation on use of funds for purchasing Global Positioning System user equipment.
- Sec. 913. Plan for integration of space-based nuclear detection sensors.
- Sec. 914. Preservation of the solid rocket motor industrial base.
- Sec. 915. Implementation plan to sustain solid rocket motor industrial base.
- Sec. 916. Review and plan on sustainment of liquid rocket propulsion systems industrial base.

Subtitle C—Intelligence Matters

- Sec. 921. Permanent authority for Secretary of Defense to engage in commercial activities as security for intelligence collection activities.
- Sec. 922. Modification of attendees at proceedings of Intelligence, Surveillance, and Reconnaissance Integration Council.
- Sec. 923. Report on Department of Defense interservice management and coordination of remotely-piloted aircraft support of intelligence, surveillance, and reconnaissance.
- Sec. 924. Report on requirements fulfillment and personnel management relating to Air Force intelligence, surveillance, and reconnaissance provided by remotely-piloted aircraft.

Subtitle D—Cyber Warfare, Cyber Security, and Related Matters

- Sec. 931. Continuous monitoring of Department of Defense information systems for cybersecurity.
- Sec. 932. Strategy on computer software assurance.
- Sec. 933. Strategy for acquisition and oversight of Department of Defense cyber warfare capabilities.
- Sec. 934. Report on the cyber warfare policy of the Department of Defense.
- Sec. 935. Reports on Department of Defense progress in defending the Department and the defense industrial base from cyber events.

Subtitle E—Other Matters

- Sec. 951. Report on organizational structure and policy guidance of the Department of Defense regarding information operations.
- Sec. 952. Report on organizational structures of the geographic combatant command headquarters.

TITLE X—GENERAL PROVISIONS

Subtitle A—Financial Matters

- Sec. 1001. General transfer authority.
- Sec. 1002. Repeal of requirement for annual joint report from Office of Management and Budget and Congressional Budget Office on scoring of outlays in defense budget function.

Subtitle B—Naval Vessels and Shipyards

- Sec. 1011. Extension of authority for reimbursement of expenses for certain Navy mess operations.

#### Subtitle C—Counterdrug Matters

- Sec. 1021. Notice to Congress on military construction projects for facilities of foreign law enforcement agencies for counter-drug activities.
- Sec. 1022. Extension and expansion of support for counter-drug activities of certain foreign governments.
- Sec. 1023. Extension and modification of joint task forces support to law enforcement agencies conducting counter-terrorism activities.
- Sec. 1024. Extension of numerical limitation on assignment of United States personnel in Colombia.
- Sec. 1025. Reporting requirement on expenditures to support foreign counter-drug activities.

#### Subtitle D—Homeland Defense and Civil Support

- Sec. 1031. Limitation on deactivation of existing Consequence Management Response Forces.
- Sec. 1032. Authority to make excess nonlethal supplies available for domestic emergency assistance.
- Sec. 1033. Sale of surplus military equipment to State and local homeland security and emergency management agencies.

#### Subtitle E—Miscellaneous Authorities and Limitations

- Sec. 1041. National Guard support to secure the southern land border of the United States.
- Sec. 1042. Prohibition on infringing on the individual right to lawfully acquire, possess, own, carry, and otherwise use privately owned firearms, ammunition, and other weapons.
- Sec. 1043. Extension of limitation on use of funds for the transfer or release of individuals detained at United States Naval Station, Guantanamo Bay, Cuba.
- Sec. 1044. Limitation on transfer of detainees from United States Naval Station Guantanamo Bay, Cuba, to certain countries.
- Sec. 1045. Clarification of right to plead guilty in trial of capital offense by military commission.
- Sec. 1046. Fiscal year 2011 administration and report on the Troops-to-Teachers Program.
- Sec. 1047. Military impacts of renewable energy development projects and other energy projects.
- Sec. 1048. Public availability of Department of Defense reports required by law.
- Sec. 1049. Development of criteria and methodology for determining the safety and security of nuclear weapons.

#### Subtitle F—Reports

- Sec. 1061. Report on potential renewable energy projects on military installations.
- Sec. 1062. Report on use of domestically-produced alternative fuels or technologies by vehicles of the Department of Defense.
- Sec. 1063. Report on role and utility of non-lethal weapons and technologies in counterinsurgency operations.

- Sec. 1064. Report on United States efforts to defend against threats posed by the anti-access and area-denial capabilities of certain nation-states.

Subtitle G—Other Matters

- Sec. 1081. Technical, conforming, and updating amendments.

TITLE XI—CIVILIAN PERSONNEL MATTERS

- Sec. 1101. Modification of certain authorities relating to personnel demonstration laboratories.
- Sec. 1102. Requirements for Department of Defense senior mentors.
- Sec. 1103. One-year extension of authority to waive annual limitation on premium pay and aggregate limitation on pay for Federal civilian employees working overseas.
- Sec. 1104. Extension and modification of enhanced Department of Defense appointment and compensation authority for personnel for care and treatment of wounded and injured members of the Armed Forces.
- Sec. 1105. Designation of Space and Missile Defense Technical Center of the U.S. Army Space and Missile Defense Command/Army Forces Strategic Command as a Department of Defense science and technology reinvention laboratory.
- Sec. 1106. Treatment for certain employees paid saved or retained rates.
- Sec. 1107. Rate of overtime pay for Department of the Navy employees performing work aboard or dockside in support of the nuclear aircraft carrier home-ported in Japan.

TITLE XII—MATTERS RELATING TO FOREIGN NATIONS

Subtitle A—Training and Assistance

- Sec. 1201. Addition of allied government agencies to enhanced logistics interoperability authority.
- Sec. 1202. Expansion of temporary authority to use acquisition and cross-servicing agreements to lend certain military equipment to certain foreign forces for personnel protection and survivability.
- Sec. 1203. Authority to build the capacity of Yemen Ministry of Interior Counter Terrorism Forces.
- Sec. 1204. Authority to pay personnel expenses in connection with African cooperation.

Subtitle B—Matters Relating to Iraq, Afghanistan, and Pakistan

- Sec. 1211. One-year extension and modification of Commanders' Emergency Response Program and related authorities.
- Sec. 1212. Increase in temporary limitation on amount for building capacity of foreign military forces to participate in or support military and stability operations.
- Sec. 1213. Extension of authority for reimbursement of certain coalition nations for support provided to United States military operations.
- Sec. 1214. Extension and modification of Pakistan Counterinsurgency Fund.
- Sec. 1215. Extension of authority to transfer defense articles and provide defense services to the military and security forces of Iraq and Afghanistan.

Sec. 1216. Sense of Congress and reports on training of Afghan National Police.

#### Subtitle C—Reports

- Sec. 1231. One-year extension of report on progress toward security and stability in Afghanistan.
- Sec. 1232. Two-year extension of United States plan for sustaining the Afghanistan National Security Forces.
- Sec. 1233. Report on Department of Defense support for coalition operations.
- Sec. 1234. Report on United States engagement with the Islamic Republic of Iran.
- Sec. 1235. Defense Policy Board report on Department of Defense strategy to counter violent extremism outside the United States.
- Sec. 1236. Report on Cuba.
- Sec. 1237. Report on Venezuela.
- Sec. 1238. Report on the disarmament of the Lord's Resistance Army.

### TITLE XIII—COOPERATIVE THREAT REDUCTION

- Sec. 1301. Specification of cooperative threat reduction programs and funds.
- Sec. 1302. Funding allocations.
- Sec. 1303. Limitation on use of funds for establishment of centers of excellence in countries outside of the former Soviet Union.
- Sec. 1304. Plan for nonproliferation, proliferation prevention, and threat reduction activities with the People's Republic of China.

### 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—Chemical Demilitarization Matters

- Sec. 1411. Consolidation and reorganization of statutory authority for destruction of United States stockpile of lethal chemical agents and munitions.

#### Subtitle C—Other Matters

- Sec. 1421. Authority for transfer of funds to Joint Department of Defense—Department of Veterans Affairs Medical Facility Demonstration Fund for Captain James A. Lovell Health Care Center, Illinois.

### TITLE XV—OVERSEAS CONTINGENCY OPERATIONS

- Sec. 1500. Purpose.

#### Subtitle A—Authorization of Additional Appropriations

- Sec. 1501. Procurement.
- Sec. 1502. Research, development, test, and evaluation.

- Sec. 1503. Operation and maintenance.
- Sec. 1504. Military personnel.
- Sec. 1505. Working capital funds.
- Sec. 1506. Defense Health Program.
- Sec. 1507. Drug Interdiction and Counter-Drug Activities, Defense-wide.
- Sec. 1508. Defense Inspector General.

#### Subtitle B—Financial Matters

- Sec. 1521. Treatment as additional authorizations.
- Sec. 1522. Special transfer authority.

#### Subtitle C—Other Matters

- Sec. 1531. Availability of amounts in Overseas Contingency Operations Transfer Fund solely for detainee operations at United States Naval Station, Guantanamo Bay, Cuba.
- Sec. 1532. Limitations on availability of funds in Afghanistan Security Forces Fund.
- Sec. 1533. Iraq Security Forces Fund.
- Sec. 1534. Projects of Task Force for Business and Stability Operations in Afghanistan and report on economic strategy for Afghanistan.
- Sec. 1535. Report on management controls and oversight mechanisms for the Joint Improvised Explosive Device Defeat Organization.
- Sec. 1536. Sense of Congress on support for integrated civilian-military training for civilian personnel deploying to Afghanistan.

### DIVISION D—FUNDING TABLES

- Sec. 4001. Authorization of amounts in funding tables.

#### TITLE XLI—PROCUREMENT

- Sec. 4101. Procurement.
- Sec. 4102. Procurement for overseas contingency operations.

#### TITLE XLII—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

- Sec. 4201. Research, development, test, and evaluation.
- Sec. 4202. Research, development, test, and evaluation for overseas contingency operations.

#### TITLE XLIII—OPERATION AND MAINTENANCE

- Sec. 4301. Operation and maintenance.
- Sec. 4302. Operation and maintenance for overseas contingency operations.

#### TITLE XLIV—OTHER AUTHORIZATIONS

- Sec. 4401. Other authorizations.
- Sec. 4402. Other authorizations for overseas contingency operations.

1 **SEC. 3. CONGRESSIONAL DEFENSE COMMITTEES.**

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

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

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

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

15 **Subtitle B—Army Programs**

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

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

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

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

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

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

9 (1) The Airborne Common Sensor.

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

## 12 **Subtitle C—Navy Programs**

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

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

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



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

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

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

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

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

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

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

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

9 (b) REQUIREMENT TO MAINTAIN CAPABILITIES.—

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

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

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

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

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

6 (B) That any plan for the retirement or replacement of the EP-3E Airborne Reconnaissance Integrated Electronic System II or Special Projects Aircraft platform will provide, in  
7 the aggregate, an equivalent or superior capability and capacity to the platform concerned.

8 (4) TERMINATION.—The requirements of this  
9 subsection shall expire on the commencement of the  
10 fielding by the Navy of a platform or mix of platforms and sensors that are, in the aggregate, equivalent or superior to the EP-3E Airborne Reconnaissance Integrated Electronic System II and Special  
11 Projects Aircraft platforms in performance and support of the commanders of the combatant commands.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

3 (1) Differences in capabilities of—

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

6 (B) F/A–18E/F aircraft; and

7 (C) F–35C aircraft.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

2010, as qualified by this section, shall satisfy, with respect to the procurement of such fighter aircraft, the requirements of subsections (i)(3) and (l)(3) of section 2306b of title 10, United States Code, that a multiyear contract be authorized by law in an appropriations Act and an Act other than an appropriations Act.

## **Subtitle D—Joint and Multiservice Matters**

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

(a) SYSTEM MANAGEMENT PLAN.—

(1) PLAN REQUIRED.—The Secretary of Defense shall, acting through the Under Secretary of Defense for Acquisition, Technology, and Logistics, establish a management plan for the F-35 Joint Strike Fighter aircraft program under which decisions to commit to specified levels of production are linked to progress in meeting specified program milestones, including design, manufacturing, testing, and fielding milestones for critical system maturity elements.

(2) NATURE OF PLAN.—The plan under paragraph (1) shall align technical progress milestones

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

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

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

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

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

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

1 (b) REPORTS TO CONGRESS.—

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

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

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

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

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

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

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

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

19                   (B) Expected mission capability.

20                   (C) Required maintenance and logistics  
21 standards.

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

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

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

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

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

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

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

20 (a) QUARTERLY REPORTS REQUIRED.—

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

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

3 (2) COMBAT MISSION REQUIREMENTS FUNDS.—

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

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

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

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

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

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

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

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

5 (1) will—

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

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

11 (2) will not—

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

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

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

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

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

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

15 (c) REPORT.—

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

24 (c) REPORTS.—

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

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

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

## 18 **Subtitle C—Missile Defense** 19 **Matters**

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

4 (D) delivery and fielding schedules.

5 (2) A detailed technical description of—

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

8 (B) system requirements;

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

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

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

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

21 (A) a life cycle cost estimate;

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

# **TITLE III—OPERATION AND MAINTENANCE**

## **Subtitle A—Authorization of Appropriations**

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

Funds are hereby authorized to be appropriated for fiscal year 2011 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, as specified in the funding table in section 4301.

## **Subtitle B—Environmental Provisions**

### **SEC. 311. REIMBURSEMENT OF ENVIRONMENTAL PROTECTION AGENCY FOR CERTAIN COSTS IN CONNECTION WITH THE TWIN CITIES ARMY AMMUNITION PLANT, MINNESOTA.**

(a) AUTHORITY TO REIMBURSE.—

(1) TRANSFER AMOUNT.—Using funds described in subsection (b) and notwithstanding section 2215 of title 10, United States Code, the Secretary of Defense may transfer not more than \$5,620,000 in fiscal year 2011 to the Hazardous Substance Superfund.

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

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

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

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

25      (a) AUTHORITY TO TRANSFER FUNDS.—

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

24 (c) APPOINTMENTS.—



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

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

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

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

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

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

18          (h) COMPENSATION.—

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

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

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

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

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

14 (i) STAFF.—

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

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

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

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

15      (k) REPORT.—

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

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

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

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

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

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

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

ities List developed by the President in accordance with section 105(a)(8)(B) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9605(a)(8)(B)), and an estimate of the magnitude of the problem of exposures to environmental hazards at such installations, including an estimate of the number of individuals potentially exposed.

(E) Recommendations for other forms of redress for such members and dependants, including possible monetary compensation.

(3) SUBMISSION TO CONGRESS.—Not later than 90 days after the report is submitted to the President under paragraph (1), the President shall submit the report, together with the President's comments, to the Chairs and ranking minority members of the Committees on Armed Services and Veterans' Affairs of the Senate and the House of Representatives.

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

(m) RULE OF CONSTRUCTION.—Nothing in this section shall be interpreted to impede, encroach, or delay any

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

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

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

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

22 (b) REPORT.—

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

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

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

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

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

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

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

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

3 (c) REQUIRED IMPROVEMENTS.—

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

9 (2) USE OF EXISTING COMMERCIAL SYSTEMS.—

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

## 18 **Subtitle D—Energy Security**

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

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

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



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

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

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

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

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

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

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

3 (b) CONTINUATION OF INITIATIVES.—

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

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

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

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

1 and the Environmental Protection Agency;  
2 and

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

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

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

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

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

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

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

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

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

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

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

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

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

5 (d) DEFENSE SCIENCE BOARD REVIEW.—

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

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

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

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

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

## **Subtitle E—Other Matters**

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

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

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

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

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

**SEC. 342. 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

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

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

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

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

13 (2) in paragraph (2)—

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

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

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

21 (1) in paragraph (2)—

22 (A) in subparagraph (A)—

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

1 (ii) by inserting “and” at the end;

2 (B) in subparagraph (B)—

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

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

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

9 (2) by striking paragraph (3).

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

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

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

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

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

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

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

5 “(2) Each such report”;

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

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

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

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

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

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

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

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

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

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

9 “(i) a comparison of—

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

25               “(e) DEFINITIONS.—In this section:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

24 (e) TECHNICAL AMENDMENTS.—

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

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

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

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

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

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

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

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

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

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

20 (1) The Army, 569,400.

21 (2) The Navy, 328,700.

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

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

## **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, 2011, as follows:

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

(2) The Army Reserve, 205,000.

(3) The Navy Reserve, 65,500.

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

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

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

(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

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

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

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

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

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



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

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

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

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

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

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

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

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

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

19       (a) LIMITATIONS.—

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

25 (1) in paragraph (1)—



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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

12 “(A) Seniority in that grade.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

8 (a) REGULAR OFFICERS.—

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

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



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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

4                   “(B) two years.”.

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

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

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

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

## **Subtitle C—Education and Training**

### **SEC. 531. GRADE OF COMMISSIONED OFFICERS IN UN- FORMED MEDICAL ACCESSION PROGRAMS.**

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

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

“Each medical student shall be appointed as a regular officer in the grade of second lieutenant or ensign. An officer so appointed may, upon meeting such criteria for promotion as may be prescribed by the Secretary concerned, be appointed in the regular grade of first lieutenant or lieutenant (junior grade). Medical students commissioned under this section shall serve on active duty in their respective grades.”; and

(2) in paragraph (2), by striking “grade of second lieutenant or ensign” and inserting “grade in which the member is serving under paragraph (1)”.

(b) PARTICIPANTS IN HEALTH PROFESSIONS SCHOLARSHIP AND FINANCIAL ASSISTANCE PROGRAM.—Section 2121(c) of such title is amended—

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

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

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

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

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

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

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



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

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

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

13 (1) who—

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

3 (a) MODIFICATION OF MINIMUM UNIT STRENGTH.—

4 Subsection (b)(1) of section 2031 of title 10, United  
5 States Code, is amended—

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

17 (b) MEMBERS OF SELECTED RESERVE.—

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

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

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

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

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

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

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

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

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

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

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



1 (b) GRADUATION RATES OF TRAINING PROGRAMS.—

2 Subsection (b) of such section is amended—

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

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

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

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

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

21 (d) PILOT PROGRAM.—

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

“Sec.

“2129. Definitions.

“2129a. Establishment.

“2129b. Eligibility for participation.

“2129c. Scholarships and financial assistance: payments.

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

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

“2129f. Expiration of authority.

## 1 **“§ 2129. Definitions**

2 “In this subchapter:

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

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

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

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

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

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

13   **“§ 2129a. Establishment**

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

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

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

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

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

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

13 “(1) is a citizen of the United States;

14 “(2) is accepted for admission to an accredited  
15 institution of higher learning to pursue a course of  
16 study that will lead to an undergraduate or graduate  
17 degree that would qualify the person to be employed  
18 in an occupation identified pursuant to section  
19 2129a(b) of this title, or is already pursuing such a  
20 course of study; and

21 “(3) enters into a service agreement with the  
22 Secretary as described in section 2129d of this title.

1   **“§ 2129c. Scholarships and financial assistance: pay-**  
2                   **ments**

3           “(a) AMOUNT.—The amount of financial assistance  
4 provided under a scholarship awarded to a person under  
5 this subchapter shall be an amount determined by the Sec-  
6 retary of the military department concerned for edu-  
7 cational expenses, and expenses incurred by that person,  
8 including tuition, fees, cost of books, laboratory expenses,  
9 and equipment expenses, for pursuit of a course of study  
10 covered by the program

11          “(b) PAYMENT UNDER CONTRACT.—The Secretaries  
12 of the military departments may contract with accredited  
13 civilian educational institutions for the payment of tuition  
14 and other educational expenses of members of the pro-  
15 gram. Such payment to such institutions may be made  
16 without regard to subsections (a) and (b) of section 3324  
17 of title 31.

18          “(c) MONTHLY STIPEND AUTHORIZED.—In addition  
19 to a scholarship, a member of the program may be pro-  
20 vided a stipend in addition to the expenses in subsection  
21 (a) at a monthly rate established by the Secretary of De-  
22 fense, but not to exceed a total of \$12,000 per year. The  
23 maximum amount of the stipend may be increased annu-  
24 ally by the Secretary of Defense, effective July 1 each  
25 year.

1       “(d) GRANTS FOR PARTICIPATION IN SPECIALIZED  
 2 TRAINING.—A person participating as a member of the  
 3 program in specialized training may be paid a grant in  
 4 addition to any stipend under subsection (c) in an amount  
 5 not to exceed \$2,500 per year. The maximum amount of  
 6 the grant may be increased annually by the Secretary of  
 7 Defense, effective July 1 each year.

8       “(e) RECIPIENT OF FUNDS.—Financial assistance  
 9 provided under this subchapter may be paid directly to  
 10 the recipient or to an administering entity for disburse-  
 11 ment of the funds.

12       “(f) PROHIBITION ON ASSISTANCE FOR EMPLOY-  
 13 EES.—Financial assistance may not be provided under  
 14 this subchapter to or on behalf of a person who is consid-  
 15 ered to be an employee, as that term is defined at section  
 16 2105 of title 5.

17       **“§ 2129d. Recipients of financial assistance: service**  
 18                               **agreements**

19       “(a) SERVICE AGREEMENTS.—(1) To receive finan-  
 20 cial assistance under the program, a person shall enter  
 21 into a written agreement to accept and continue employ-  
 22 ment in the Department of Defense in a qualifying  
 23 healthcare occupation for the period of obligated service  
 24 determined under subsection (b).



1       “(2) Each service agreement under this section shall  
2 include a requirement that, unless sooner removed from  
3 the program, the recipient of the financial assistance  
4 will—

5               “(A) complete the educational phase of the pro-  
6 gram;

7               “(B) participate in an intern program within  
8 the Department of Defense if selected for such par-  
9 ticipation; and

10              “(C) participate in a residency program within  
11 the Department of Defense if selected for such par-  
12 ticipation.

13       “(b) OBLIGATED SERVICE.—For the purposes of this  
14 subchapter, the period of obligated service to be specified  
15 in an agreement under this section for a recipient of finan-  
16 cial assistance under this subchapter shall be the period  
17 determined by the Secretary of Defense as being appro-  
18 priate to obtain adequate service in exchange for such fi-  
19 nancial assistance. The period of the service obligation re-  
20 quired of a recipient shall be continuous and shall, at a  
21 minimum, be equal to the amount of time for which such  
22 financial assistance was provided. The period of obligated  
23 service under an agreement under this section is in addi-  
24 tion to any other period for which the recipient is obligated  
25 to serve in the civilian service of the United States.

1       “(c) ADDITIONAL TERMS AND CONDITIONS.—An  
2 agreement entered into under this section by a person pur-  
3 suing an academic degree shall include any terms and con-  
4 ditions that the Secretary of Defense or the Secretary of  
5 the military department concerned determine necessary to  
6 protect the interests of the United States or to be other-  
7 wise appropriate for carrying out this subchapter, includ-  
8 ing flexibility in determining the geographic location of the  
9 position in which the period of obligated service will be  
10 performed.

11       “(d) REIMBURSEMENT FOR PERIOD OF UNSERVED  
12 OBLIGATED SERVICE.—(1) A member of the program  
13 under this subchapter who fails to complete the edu-  
14 cational program for which financial assistance has been  
15 provided under this subchapter, fails to maintain satisfac-  
16 tory academic progress (as determined in accordance with  
17 regulations prescribed by the Secretary of Defense), or  
18 fails to carry out the terms of a service agreement entered  
19 into by the individual under this section shall reimburse  
20 to the United States an appropriate amount, as deter-  
21 mined by the Secretary of the military department con-  
22 cerned.

23       “(2) An obligation to reimburse the United States an  
24 amount paid to a person as a member of the program that

1 is imposed under paragraph (1) is for all purposes a debt  
 2 owed to the United States.

3 “(3) The Secretary of Defense may waive, in whole  
 4 or in part, a reimbursement required under paragraph (1)  
 5 if the Secretary determines that recovery would be against  
 6 equity and good conscience or would be contrary to the  
 7 best interests of the United States.

8 “(4) A discharge in bankruptcy under title 11 that  
 9 is entered less than five years after the termination of an  
 10 agreement under this subchapter does not discharge the  
 11 person signing the agreement from a debt arising under  
 12 the agreement or under this subchapter.

13 **“§ 2129e. Recipients of financial assistance: employ-**  
 14 **ment by Department of Defense**

15 “(a) APPOINTMENT AUTHORITY.—The Secretary of  
 16 Defense—

17 “(1) may, without regard to any provision of  
 18 title 5 governing appointment of employees to posi-  
 19 tions in the Department of Defense, appoint to a  
 20 health professions position in the Department in the  
 21 excepted service a person who has successfully com-  
 22 pleted an academic program for which a scholarship  
 23 under this subchapter was awarded and who, under  
 24 the terms of the agreement for such scholarship  
 25 under this subchapter, owes a civil service commit-

1       ment to the Department at the time of such appoint-  
2       ment; and

3               “(2) may, upon satisfactory completion of two  
4       years of substantially continuous service by an in-  
5       cumbent who was appointed to an excepted service  
6       position under the authority of paragraph (1), con-  
7       vert the appointment of such person, without com-  
8       petition, to a career or career conditional appoint-  
9       ment in the competitive service.

10       “(b) TERMINATION OF SERVICE AGREEMENT.—If  
11       there is no appropriate position available within the De-  
12       partment of Defense after the end of the period covered  
13       by financial assistance under this subchapter, the service  
14       agreement between the Department and the financial as-  
15       sistance recipient concerned shall terminate with no ad-  
16       verse impact to the recipient.

17       **“§ 2129f. Expiration of authority**

18       “The authority to provide scholarships under this  
19       subchapter shall expire on September 30, 2015.”.

20       (b) TECHNICAL AMENDMENTS.—

21               (1) CHAPTER HEADING.—The chapter heading  
22       of chapter 105 of such title is amended by striking  
23       the first two words after the chapter designation.

24               (2) CLERICAL AMENDMENTS.—

1 (A) TABLE OF SUBCHAPTERS.—The table  
 2 of subchapters at the beginning of chapter 105  
 3 of such title is amended by striking the item re-  
 4 lating to subchapter II and inserting the fol-  
 5 lowing new items:

“II. Health Professions Scholarship and Financial Assistance Program  
 for Civilians ..... 2129  
 “III. Nurse Officer Candidate Accession Program ..... 2130a”.

6 (B) TABLES OF CHAPTERS.—The tables of  
 7 chapters at the beginning of subtitle A, and at  
 8 the beginning of part III of subtitle A, of such  
 9 title are each amended by striking the first two  
 10 words in the item relating to chapter 105.

11 **SEC. 542. ANNUAL REPORT ON DEPARTMENT OF DEFENSE**  
 12 **GRADUATE MEDICAL EDUCATION PRO-**  
 13 **GRAMS.**

14 (a) ANNUAL REPORT.—Not later than April 1, 2011,  
 15 and annually thereafter through 2015, the Secretary of  
 16 Defense shall submit to the Committees on Armed Serv-  
 17 ices of the Senate and the House of Representatives a re-  
 18 port on the status of the graduate medical education pro-  
 19 grams of the Department of Defense.

20 (b) ELEMENTS.—Each report under subsection (a)  
 21 shall include the following:

22 (1) An identification of each graduate medical  
 23 education program of the Department of Defense in  
 24 effect during the previous fiscal year, including for

1       each such program, the military department respon-  
2       sible, the location, the medical specialty, the period  
3       of training required, and the number of students by  
4       year.

5           (2) The status of each program referred to in  
6       paragraph (1), including, for each such program, an  
7       identification of the fiscal year in which the last ac-  
8       tion was taken with respect to each of the following:

9                   (A) Initial accreditation.

10                  (B) Continued accreditation.

11                  (C) If applicable, probation, and the rea-  
12       sons for probationary status.

13                  (D) If applicable, withheld or withdrawn  
14       accreditation, and the reasons for such action.

15           (3) A discussion of trends in the graduate med-  
16       ical education programs of the Department.

17           (4) A discussion of challenges faced by such  
18       programs, and a description and assessment of  
19       strategies and plans to address such challenges.

20           (5) Such other matters as the Secretary con-  
21       siders appropriate.

1     **Subtitle D—Defense Dependents’**  
2                     **Education**

3     **SEC. 551. CONTINUATION OF AUTHORITY TO ASSIST LOCAL**  
4                     **EDUCATIONAL AGENCIES THAT BENEFIT DE-**  
5                     **PENDENTS OF MEMBERS OF THE ARMED**  
6                     **FORCES AND DEPARTMENT OF DEFENSE CI-**  
7                     **VILIAN EMPLOYEES.**

8             (a) ASSISTANCE TO SCHOOLS WITH SIGNIFICANT  
9     NUMBERS OF MILITARY DEPENDENT STUDENTS.—Of the  
10  amount authorized to be appropriated for fiscal year 2011  
11  by section 301 and available for operation and mainte-  
12  nance for Defense-wide activities as specified in the fund-  
13  ing table in section 4301, \$30,000,000 shall be available  
14  only for the purpose of providing assistance to local edu-  
15  cational agencies under subsection (a) of section 572 of  
16  the National Defense Authorization Act for Fiscal Year  
17  2006 (Public Law 109–163; 119 Stat. 3271; 20 U.S.C.  
18  7703b).

19            (b) ASSISTANCE TO SCHOOLS WITH ENROLLMENT  
20  CHANGES DUE TO BASE CLOSURES, FORCE STRUCTURE  
21  CHANGES, OR FORCE RELOCATIONS.—Of the amount au-  
22  thorized to be appropriated for fiscal year 2011 pursuant  
23  to section 301 and available for operation and mainte-  
24  nance for Defense-wide activities as specified in the fund-  
25  ing table in section 4301, \$5,000,000 shall be available

1 only for the purpose of providing assistance to local edu-  
 2 cational agencies under subsection (b) of such section 572.

3 (c) LOCAL EDUCATIONAL AGENCY DEFINED.—In  
 4 this section, the term “local educational agency” has the  
 5 meaning given that term in section 8013(9) of the Ele-  
 6 mentary and Secondary Education Act of 1965 (20 U.S.C.  
 7 7713(9)).

8 **SEC. 552. IMPACT AID FOR CHILDREN WITH SEVERE DIS-**  
 9 **ABILITIES.**

10 Of the amount authorized to be appropriated for fis-  
 11 cal year 2011 pursuant to section 301 and available for  
 12 operation and maintenance for Defense-wide activities as  
 13 specified in the funding table in section 4301,  
 14 \$10,000,000 shall be available for payments under section  
 15 363 of the Floyd D. Spence National Defense Authoriza-  
 16 tion Act for Fiscal Year 2001 (as enacted into law by Pub-  
 17 lic Law 106-398; 114 Stat. 1654A–77; 20 U.S.C. 7703a).

18 **SEC. 553. AUTHORITY TO EXPAND ELIGIBILITY FOR EN-**  
 19 **ROLLMENT IN DEPARTMENT OF DEFENSE EL-**  
 20 **EMENTARY AND SECONDARY SCHOOLS TO**  
 21 **CERTAIN ADDITIONAL CATEGORIES OF DE-**  
 22 **PENDENTS.**

23 Section 2164(a) of title 10, United States Code, is  
 24 amended by adding at the end the following new para-  
 25 graph:



1       “(3)(A) The Secretary may authorize the enrollment  
 2 in an education program provided by the Secretary pursu-  
 3 ant to this subsection without regard to the requirement  
 4 in paragraph (1) with respect to residence on a military  
 5 installation in the case of dependents of members of the  
 6 armed forces described in subparagraph (B).

7       “(B) A member of the armed forces described in this  
 8 subparagraph is any of the following:

9           “(i) A wounded, ill, or injured member of the  
 10 armed forces who resides in temporary housing (re-  
 11 gardless of whether the temporary housing is on  
 12 Federal property).

13           “(ii) A member of the armed forces who resides  
 14 in temporary housing (regardless of whether the  
 15 temporary housing is on Federal property) due to an  
 16 ongoing base housing privatization project.”.

## 17       **Subtitle E—Leave and Related** 18                               **Matters**

### 19       **SEC. 556. LEAVE OF MEMBERS OF THE RESERVE COMPO-** 20                               **NENTS OF THE ARMED FORCES.**

21       (a) CARRYOVER OF ACCUMULATED LEAVE TO SUC-  
 22 CEEDING PERIOD OF ACTIVE SERVICE.—Section 701 of  
 23 title 10, United States Code, is amended by adding at the  
 24 end the following new subsection:

1       “(k) A member of a reserve component who accumu-  
 2       lates leave during a period of active service may carry over  
 3       any leave so accumulated to the member’s next period of  
 4       active service, without regard to separation or release from  
 5       active service, if the separation or release is under honor-  
 6       able conditions. The taking of leave carried over under this  
 7       subsection shall be subject to the provisions of this sec-  
 8       tion.”.

9       (b) PAYMENT FOR UNUSED ACCRUED LEAVE.—Sec-  
 10      tion 501(a) of title 37, United States Code, is amended—

11               (1) in paragraph (2), by striking “and” at the  
 12      end;

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

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

17               “(4) in the case of an officer or an enlisted  
 18      member of a reserve component who is not serving  
 19      on active duty, separation or release from the re-  
 20      serve component under honorable conditions, or  
 21      death; and

22               “(5) in the case of an enlisted member of a re-  
 23      serve a component who is not serving on active duty,  
 24      termination of enlistment in conjunction with the

1 commencement of a successive enlistment, or ap-  
 2 pointment as an officer.”.

3 **SEC. 557. NON-CHARGEABLE REST AND RECUPERATION AB-**  
 4 **SENCE FOR CERTAIN MEMBERS UNDER-**  
 5 **GOING EXTENDED DEPLOYMENT TO A COM-**  
 6 **BAT ZONE.**

7 (a) IN GENERAL.—Chapter 40 of title 10, United  
 8 States Code, is amended by inserting after section 705 the  
 9 following new section:

10 **“§ 705a. Rest and recuperation absence: certain mem-**  
 11 **bers undergoing extended deployment to**  
 12 **a combat zone**

13 “(a) REST AND RECUPERATION AUTHORIZED.—  
 14 Under regulations prescribed by the Secretary of Defense,  
 15 the Secretary concerned may provide a member of the  
 16 armed forces described in subsection (b) the benefits de-  
 17 scribed in subsection (c).

18 “(b) COVERED MEMBERS.—A member of the armed  
 19 forces described in this subsection is any member who—

20 “(1) is assigned or deployed for at least 270  
 21 days in an area or location—

22 “(A) that is designated by the President as  
 23 a combat zone; and

1                   “(B) in which hardship duty pay is author-  
 2                   ized to be paid under section 305 of title 37;  
 3                   and

4                   “(2) meets such other criteria as the Secretary  
 5                   of Defense may prescribe in the regulations required  
 6                   by subsection (a).

7                   “(c) BENEFITS.—The benefits described in this sub-  
 8                   section are the following:

9                   “(1) A period of rest and recuperation absence  
 10                  for not more than 15 days.

11                  “(2) Round-trip transportation at Government  
 12                  expense from the area or location in which the mem-  
 13                  ber is serving in connection with the exercise of the  
 14                  period of rest and recuperation.

15                  “(d) CONSTRUCTION WITH OTHER LEAVE.—Any  
 16                  benefits provided a member under this section are in addi-  
 17                  tion to any other leave or absence to which the member  
 18                  may be entitled.”.

19                  (b) CLERICAL AMENDMENT.—The table of sections  
 20                  at the beginning of chapter 40 of such title is amended  
 21                  by inserting after the item relating to section 705 the fol-  
 22                  lowing new item:

                  “705a. Rest and recuperation absence: certain members undergoing extended de-  
                     ployment to a combat zone.”.

1           **Subtitle F—Military Justice**  
2                           **Matters**

3   **SEC. 561. REFORM OF OFFENSES RELATING TO RAPE, SEX-**  
4                           **UAL ASSAULT, AND OTHER SEXUAL MIS-**  
5                           **CONDUCT UNDER THE UNIFORM CODE OF**  
6                           **MILITARY JUSTICE.**

7           (a) RAPE AND SEXUAL ASSAULT GENERALLY.—Sec-  
8   tion 920 of title 10, United States Code (article 120 of  
9   the Uniform Code of Military Justice), is amended as fol-  
10   lows:

11                   (1) REVISED OFFENSE OF RAPE.—Subsection  
12           (a) is amended to read as follows:

13           “(a) RAPE.—Any person subject to this chapter who  
14   commits a sexual act upon another person by—

15                   “(1) using unlawful force against that other  
16   person;

17                   “(2) using force causing or likely to cause death  
18   or grievous bodily harm to any person;

19                   “(3) threatening or placing that other person in  
20   fear that any person will be subjected to death,  
21   grievous bodily harm, or kidnapping;

22                   “(4) first rendering that other person uncon-  
23   scious; or

24                   “(5) administering to that other person by force  
25   or threat of force, or without the knowledge or con-

1       sent of that other person, a drug, intoxicant, or  
 2       other similar substance and thereby substantially  
 3       impairing the ability of that other person to appraise  
 4       or control conduct;  
 5 is guilty of rape and shall be punished as a court-martial  
 6 may direct.”.

7           (2) REPEAL OF PROVISIONS RELATING TO OF-  
 8       FENSES REPLACED BY NEW ARTICLE 120B.—Sub-  
 9       sections (b), (d), (f), (g), (i), (j), and (o) are re-  
 10      pealed.

11          (3) REVISED OFFENSE OF SEXUAL ASSAULT.—  
 12      Subsection (c) of such section is redesignated as  
 13      subsection (b) and amended to read as follows:

14      “(b) SEXUAL ASSAULT.—Any person subject to this  
 15      chapter who—

16          “(1) commits a sexual act upon another person  
 17      by—

18              “(A) threatening or placing that other per-  
 19              son in fear (other than by threatening or plac-  
 20              ing that other person in fear that any person  
 21              will be subjected to death, grievous bodily harm,  
 22              or kidnapping);

23              “(B) causing bodily harm to that other  
 24              person;

1           “(C) making a fraudulent representation  
2           that the sexual act served a professional pur-  
3           pose when it served no professional purpose; or

4           “(D) inducing a belief by any artifice, pre-  
5           tense, or concealment that the person is another  
6           person;

7           “(2) commits a sexual act upon another person  
8           when the person knows or reasonably should know  
9           that the other person is asleep, unconscious, or oth-  
10          erwise unaware that the sexual act is occurring; or

11          “(3) commits a sexual act upon another person  
12          when the other person is incapable of consenting to  
13          the sexual act due to—

14               “(A) impairment by any drug, intoxicant,  
15               or other similar substance, and that condition  
16               was known or reasonably should have been  
17               known by the person; or

18               “(B) a mental disease or defect, or phys-  
19               ical disability, and that condition was known or  
20               reasonably should have been known by the per-  
21               son;

22          is guilty of sexual assault and shall be punished as a court-  
23          martial may direct.”.

1           (4) AGGRAVATED SEXUAL CONTACT.—Sub-  
2       section (e) is redesignated as subsection (c) and  
3       amended—

4           (A) by striking “engages in” and inserting  
5       “commits”; and

6           (B) by striking “with” and inserting  
7       “upon”.

8           (5) ABUSIVE SEXUAL CONTACT.—Subsection  
9       (h) is redesignated as subsection (d) and amended—

10          (A) by striking “engages in” and inserting  
11       “commits”;

12          (B) by striking “with” and inserting  
13       “upon”; and

14          (C) by striking “subsection (c) (aggravated  
15       sexual assault)” and inserting “subsection (b)  
16       (sexual assault)”.

17          (6) REPEAL OF PROVISIONS RELATING TO OF-  
18       FENSES REPLACED BY NEW ARTICLE 120C.—Sub-  
19       sections (k), (l), (m), and (n) are repealed.

20          (7) PROOF OF THREAT.—Subsection (p) is re-  
21       designated as subsection (e) and amended—

22          (A) by striking “the accused made” and  
23       inserting “a person made”;

24          (B) by striking “the accused actually” and  
25       inserting “the person actually”; and



1 (C) by inserting before the period the fol-  
 2 lowing: “or had the ability to carry out the  
 3 threat”.

4 (8) DEFENSES.—Subsection (q) is redesignated  
 5 as subsection (f) and is amended to read as follows:

6 “(f) DEFENSES.—An accused may raise any applica-  
 7 ble defenses available under this chapter or the Rules for  
 8 Court-Martial. Marriage is not a defense for any conduct  
 9 in issue in any prosecution under this section.”.

10 (9) PROVISIONS RELATING TO AFFIRMATIVE  
 11 DEFENSES.—Subsections (r) and (s) are repealed.

12 (10) DEFINITIONS.—Subsection (t) is redesign-  
 13 nated as subsection (g) and amended—

14 (A) in paragraph (1)(B), by striking “a  
 15 hand or finger” and inserting “any part of the  
 16 body”;

17 (B) by striking paragraph (2) and insert-  
 18 ing the following:

19 “(2) SEXUAL CONTACT.—(A) The term ‘sexual  
 20 contact’ means—

21 “(i) touching, or causing another person to  
 22 touch, either directly or through the clothing,  
 23 the genitalia, anus, groin, breast, inner thigh,  
 24 or buttocks of any person, with an intent to  
 25 abuse, humiliate, or degrade any person; or

1           “(ii) any touching, or causing another per-  
2           son to touch, either directly or through the  
3           clothing, any body part of any person, if done  
4           with an intent to arouse or gratify the sexual  
5           desire of any person.

6           “(B) Touching may be accomplished by any  
7           part of the body.”;

8           (C) by striking paragraph (4);

9           (D) by redesignating paragraph (3) as  
10          paragraph (4);

11          (E) by redesignating paragraph (8) as  
12          paragraph (3), transferring that paragraph so  
13          as to appear after paragraph (2), and amending  
14          that paragraph, as so redesignated and trans-  
15          ferred, by inserting before the period at the end  
16          the following: “, including any nonconsensual  
17          sexual act or nonconsensual sexual contact”;

18          (F) in paragraph (4), as redesignated by  
19          subparagraph (D), by striking the last sentence;

20          (G) by striking paragraphs (5) and (7);

21          (H) by redesignating paragraph (6) as  
22          paragraph (7);

23          (I) by inserting after paragraph (4), as re-  
24          designated by subparagraph (D), the following  
25          new paragraphs (5) and (6):

1 “(5) FORCE.—The term ‘force’ means—

2 “(A) the use of a weapon;

3 “(B) the use of such physical strength or  
4 violence as is sufficient to overcome, restrain, or  
5 injure a person; or

6 “(C) inflicting physical harm sufficient to  
7 coerce or compel submission by the victim.

8 “(6) UNLAWFUL FORCE.—The term ‘unlawful  
9 force’ means an act of force done without legal jus-  
10 tification or excuse.”;

11 (J) in paragraph (7), as redesignated by  
12 subparagraph (H)—

13 (i) by striking “under paragraph (3)”  
14 and all that follows through “contact,”;  
15 and

16 (ii) by striking “death, grievous bodily  
17 harm, or kidnapping” and inserting “the  
18 wrongful action contemplated by the com-  
19 munication or action.”;

20 (K) by striking paragraphs (9) through  
21 (13);

22 (L) by redesignating paragraph (14) as  
23 paragraph (8) and in that paragraph—

24 (i) by inserting “(A)” before “The  
25 term”;

1 (ii) by striking “words or overt acts  
2 indicating” and “sexual” in the first sen-  
3 tence;

4 (iii) by striking “accused’s” in the  
5 third sentence;

6 (iv) in the fourth sentence—

7 (I) by inserting “or social or sex-  
8 ual” before “relationship”; and

9 (II) by striking “sexual” before  
10 “conduct”;

11 (v) by striking “A person cannot con-  
12 sent” and all that follows through the pe-  
13 riod; and

14 (vi) by adding at the end the following  
15 new subparagraphs:

16 “(B) A sleeping, unconscious, or incompetent  
17 person cannot consent. A person cannot consent to  
18 force causing or likely to cause death or grievous  
19 bodily harm or to being rendered unconscious. A  
20 person cannot consent while under threat or in fear  
21 or under the circumstances described in subpara-  
22 graph (C) or (D) of subsection (b)(1).

23 “(C) Lack of consent may be inferred based on  
24 the circumstances of the offense. All the surrounding  
25 circumstances are to be considered in determining

1       whether a person gave consent, or whether a person  
 2       did not resist or ceased to resist only because of an-  
 3       other person's actions.”; and

4                       (M) by striking paragraphs (15) and (16).

5               (11) SECTION HEADING.—The heading of such  
 6       section (article) is amended to read as follows:

7   **“§ 920. Art. 120. Rape and sexual assault generally”.**

8       (b) RAPE AND SEXUAL ASSAULT OF A CHILD.—

9   Chapter 47 of title 10, United States Code (the Uniform  
 10   Code of Military Justice), is amended by inserting after  
 11   section 920a (article 120a) the following new section:

12   **“§ 920b. Art. 120b. Rape and sexual assault of a child**

13       “(a) RAPE OF CHILD.—Any person subject to this  
 14   chapter who—

15               “(1) commits a sexual act upon a child who has  
 16       not attained the age of 12 years; or

17               “(2) commits a sexual act upon a child who has  
 18       attained the age of 12 years by—

19                       “(A) using force against any person;

20                       “(B) threatening or placing that child in  
 21       fear;

22                       “(C) rendering that child unconscious; or

23                       “(D) administering to that child a drug,  
 24       intoxicant, or other similar substance;

1 is guilty of rape of a child and shall be punished as a  
2 court-martial may direct.

3 “(b) SEXUAL ASSAULT OF A CHILD.—Any person  
4 subject to this chapter who commits a sexual act upon a  
5 child who has attained the age of 12 years is guilty of  
6 sexual assault of a child and shall be punished as a court-  
7 martial may direct.

8 “(c) SEXUAL ABUSE OF A CHILD.—Any person sub-  
9 ject to this chapter who commits a lewd act upon a child  
10 is guilty of sexual abuse of a child and shall be punished  
11 as a court-martial may direct.

12 “(d) AGE OF CHILD.—

13 “(1) UNDER 12 YEARS.—In a prosecution under  
14 this section, it need not be proven that the accused  
15 knew the age of the other person engaging in the  
16 sexual act or lewd act. It is not a defense that the  
17 accused reasonably believed that the child had at-  
18 tained the age of 12 years.

19 “(2) UNDER 16 YEARS.—In a prosecution under  
20 this section, it need not be proven that the accused  
21 knew that the other person engaging in the sexual  
22 act or lewd act had not attained the age of 16 years,  
23 but it is a defense in a prosecution under subsection  
24 (b) (sexual assault of a child) or subsection (c) (sex-  
25 ual abuse of a child), which the accused must prove

1 by a preponderance of the evidence, that the accused  
2 reasonably believed that the child had attained the  
3 age of 16 years, if the child had in fact attained at  
4 least the age of 12 years.

5 “(e) PROOF OF THREAT.—In a prosecution under  
6 this section, in proving that a person made a threat, it  
7 need not be proven that the person actually intended to  
8 carry out the threat or had the ability to carry out the  
9 threat.

10 “(f) MARRIAGE.—In a prosecution under subsection  
11 (b) (sexual assault of a child) or subsection (c) (sexual  
12 abuse of a child), it is a defense, which the accused must  
13 prove by a preponderance of the evidence, that the persons  
14 engaging in the sexual act or lewd act were at that time  
15 married to each other.

16 “(g) CONSENT.—Lack of consent is not an element  
17 and need not be proven in any prosecution under this sec-  
18 tion. A child cannot consent to any sexual act, lewd act,  
19 or use of force.

20 “(h) DEFINITIONS.—In this section:

21 “(1) SEXUAL ACT AND SEXUAL CONTACT.—The  
22 terms ‘sexual act’ and ‘sexual contact’ have the  
23 meanings given those terms in section 920(g) of this  
24 title (article 120(g)).

25 “(2) FORCE.—(A) The term ‘force’ means—

1 “(i) the use of a weapon;

2 “(ii) the use of such physical strength or  
3 violence as is sufficient to overcome, restrain, or  
4 injure a child; or

5 “(iii) inflicting physical harm.

6 “(B) In the case of a parent-child or similar re-  
7 lationship, the use or abuse of parental or similar  
8 authority is sufficient to constitute the use of force.

9 “(3) THREATENING OR PLACING THAT CHILD  
10 IN FEAR.—The term ‘threatening or placing that  
11 child in fear’ means a communication or action that  
12 is of sufficient consequence to cause the child to fear  
13 that non-compliance will result in the child or an-  
14 other person being subjected to the action con-  
15 templated by the communication or action.

16 “(4) CHILD.—The term ‘child’ means any per-  
17 son who has not attained the age of 16 years.

18 “(5) LEWD ACT.—The term ‘lewd act’ means—

19 “(A) any sexual contact with a child;

20 “(B) intentionally exposing one’s genitalia,  
21 anus, buttocks, or female areola or nipple to a  
22 child by any means, including via any commu-  
23 nication technology, with an intent to abuse,  
24 humiliate, or degrade any person, or to arouse  
25 or gratify the sexual desire of any person;



1           “(C) intentionally communicating indecent  
 2           language to a child by any means, including via  
 3           any communication technology, with an intent  
 4           to abuse, humiliate, or degrade any person, or  
 5           to arouse or gratify the sexual desire of any  
 6           person; or

7           “(D) any indecent conduct, intentionally  
 8           done with or in the presence of a child, includ-  
 9           ing via any communication technology, that  
 10          amounts to a form of immorality relating to  
 11          sexual impurity which is grossly vulgar, ob-  
 12          scene, and repugnant to common propriety, and  
 13          tends to excite sexual desire or deprave morals  
 14          with respect to sexual relations.”.

15          (c) OTHER SEXUAL MISCONDUCT.—Such chapter  
 16          (the Uniform Code of Military Justice) is further amended  
 17          by inserting after section 920b (article 120b), as added  
 18          by subsection (b), the following new section

19          **“§ 920c. Art. 120c. Other sexual misconduct**

20          “(a) INDECENT VIEWING, VISUAL RECORDING, OR  
 21          BROADCASTING.—Any person subject to this chapter who,  
 22          without legal justification or lawful authorization—

23                 “(1) knowingly and wrongfully views the private  
 24          area of another person, without that other person’s

1 consent and under circumstances in which that other  
2 person has a reasonable expectation of privacy;

3 “(2) knowingly photographs, videotapes, films,  
4 or records by any means, the private area of another  
5 person, without that other person’s consent and  
6 under circumstances in which that other person has  
7 a reasonable expectation of privacy; or

8 “(3) knowingly broadcasts or distributes any  
9 such recording that the person knew or reasonably  
10 should have known was made under the cir-  
11 cumstances proscribed in paragraphs (1) and (2);

12 is guilty of an offense under this section and shall be pun-  
13 ished as a court-martial may direct.

14 “(b) FORCIBLE PANDERING.—Any person subject to  
15 this chapter who compels another person to engage in an  
16 act of prostitution with any person is guilty of forcible  
17 pandering and shall be punished as a court-martial may  
18 direct.

19 “(c) INDECENT EXPOSURE.—Any person subject to  
20 this chapter who intentionally exposes, in an indecent  
21 manner, the genitalia, anus, buttocks, or female areola or  
22 nipple is guilty of indecent exposure and shall by punished  
23 as a court-martial may direct.

24 “(d) DEFINITIONS.—In this section:

1           “(1) ACT OF PROSTITUTION.—The term ‘act of  
2       prostitution’ means a sexual act or sexual contact  
3       (as defined in section 920(g) of this title (article  
4       120(g))) for the purpose of receiving money or other  
5       compensation.

6           “(2) PRIVATE AREA.—The term ‘private area’  
7       means the naked or underwear-clad genitalia, anus,  
8       buttocks, or female areola or nipple.

9           “(3) REASONABLE EXPECTATION OF PRI-  
10       VACY.—The term ‘under circumstances in which  
11       that other person has a reasonable expectation of  
12       privacy’ means—

13               “(A) circumstances in which a reasonable  
14       person would believe that he or she could dis-  
15       robe in privacy, without being concerned that  
16       an image of a private area of the person was  
17       being captured; or

18               “(B) circumstances in which a reasonable  
19       person would believe that a private area of the  
20       person would not be visible to the public.

21           “(4) BROADCAST.—The term ‘broadcast’ means  
22       to electronically transmit a visual image with the in-  
23       tent that it be viewed by a person or persons.

24           “(5) DISTRIBUTE.—The term ‘distribute’  
25       means to deliver to the actual or constructive posses-

1 sion of another, including transmission by electronic  
 2 means.

3 “(6) INDECENT MANNER.—The term ‘indecent  
 4 manner’ means conduct that amounts to a form of  
 5 immorality relating to sexual impurity which is  
 6 grossly vulgar, obscene, and repugnant to common  
 7 propriety, and tends to excite sexual desire or de-  
 8 prave morals with respect to sexual relations.”.

9 (d) CONFORMING AMENDMENTS.—Such chapter (the  
 10 Uniform Code of Military Justice) is further amended as  
 11 follows:

12 (1) STATUTE OF LIMITATIONS.—Section  
 13 843(b)(2)(B) (article 43(b)(2)(B)) is amended—

14 (A) in clause (i), by striking “section 920  
 15 of this title (article 120)” and inserting “sec-  
 16 tion 920, 920a, 920b, or 920c of this title (arti-  
 17 cle 120, 120a, 120b, or 120c)”; and

18 (B) in clause (v)—

19 (i) by striking “; indecent assault;”  
 20 and inserting a comma; and

21 (ii) by striking “or liberties with a  
 22 child”.

23 (2) MURDER.—Section 918(a)(4) (article  
 24 118(a)(4)) is amended by striking “aggravated sex-  
 25 ual assault,” and all that follows through “with a

1 child,” and inserting “sexual assault, sexual assault  
 2 of a child, aggravated sexual contact, sexual abuse  
 3 of a child,”.

4 (e) CLERICAL AMENDMENT.—The table of sections  
 5 at the beginning of subchapter X of such chapter (the Uni-  
 6 form Code of Military Justice) is amended by striking the  
 7 items relating to sections 920 and 920a (articles 120 and  
 8 120a) and inserting the following:

“920. Art. 120. Rape and sexual assault generally.

“920a. Art. 120a. Stalking.

“920b. Art. 120b. Rape and sexual assault of a child.

“920c. Art. 120c. Other sexual misconduct.”.

9 (f) EFFECTIVE DATE.—The amendments made by  
 10 this section shall take effect on the date of the enactment  
 11 of this Act, and shall apply with respect to offenses com-  
 12 mitted on or after such date.

13 **SEC. 562. ENHANCED AUTHORITY TO PUNISH CONTEMPT IN**  
 14 **MILITARY JUSTICE PROCEEDINGS.**

15 (a) IN GENERAL.—The text of section 848 of title  
 16 10, United States Code (article 48 of the Uniform Code  
 17 of Military Justice), is amended to read as follows:

18 “(a) AUTHORITY TO PUNISH CONTEMPT.—A mili-  
 19 tary judge detailed to any court-martial, a court of in-  
 20 quiry, the United States Court of Appeals for the Armed  
 21 Forces, a military Court of Criminal Appeals, a provost  
 22 court, or military commission may punish for contempt  
 23 any person who—

1           “(1) uses any menacing word, sign, or gesture  
2           in its presence;

3                   “(2) disturbs its proceedings by any riot or dis-  
4                   order; or

5           “(3) willfully disobeys the lawful writ, process,  
6           order, rule, decree, or command of same.

7       “(b) PUNISHMENT.—The punishment for contempt  
8   under subsection (a) may not exceed confinement for 30  
9   days, a fine of \$1,000, or both.

10           “(c) INAPPLICABILITY TO MILITARY COMMISSIONS  
11 UNDER CHAPTER 47A.—This section does not apply to  
12 a military commission established under chapter 47A of  
13 this title.”.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply with respect to acts of contempt described in section 848(a) of title 10, United States Code (article 48(a) of the Uniform Code of Military Justice), as amended by subsection (a), that are committed after the date of the enactment of this Act.

20 SEC. 563. AUTHORITY TO COMPEL PRODUCTION OF DOCU-  
21 MENTARY EVIDENCE PRIOR TO TRIAL IN  
22 MILITARY JUSTICE CASES.

(a) SUBPOENA DUCES TECUM.—Section 847 of title 10, United States Code (article 47 of the Uniform Code of Military Justice), is amended—

1           (1) in subsection (a)(1), by striking “board;”  
 2           and inserting “board, or has been duly issued a sub-  
 3           poena duces tecum for an investigation (including an  
 4           investigation pursuant to section 832(b) of this title  
 5           (article 32(b))); and”; and

6           (2) in subsection (c), by striking “or board,”  
 7           and inserting “board, trial counsel, or convening au-  
 8           thority,”.

9           (b) REPEAL OF OBSOLETE PROVISIONS RELATING  
 10          TO FEES AND MILEAGE PAYABLE TO WITNESSES.—Such  
 11          section is further amended—

12           (1) in subsection (a)—

13                   (A) by striking paragraph (2); and

14                   (B) by redesignating paragraph (3) as  
 15                   paragraph (2); and

16           (2) by striking subsection (d).

17           (c) TECHNICAL AMENDMENTS.—Subsection (a) of  
 18          such section is further amended by striking “subpenaed”  
 19          in paragraphs (1) and (2) (as redesignated by subsection  
 20          (b)(1)(B)) and inserting “subpoenaed”.

21           (d) EFFECTIVE DATE.—The amendments made by  
 22          this section shall apply with respect to subpoenas issued  
 23          after the date of the enactment of this Act.

## **Subtitle G—Awards and Decorations**

### **3 SEC. 566. COLD WAR SERVICE MEDAL.**

4 (a) MEDAL AUTHORIZED.—The Secretary of Defense  
5 may authorize the issuance by the Secretaries concerned  
6 of a service medal, to be known as the “Cold War Service  
7 Medal”, to persons eligible to receive the medal under the  
8 regulations under subsection (b).

#### **9 (b) REGULATIONS.—**

10 (1) IN GENERAL.—The issuance of a Cold War  
11 Service Medal under this section shall be subject to  
12 regulations prescribed by Secretary of Defense.

#### **13 (2) ELEMENTS.—The regulations shall—**

14 (A) provide for an appropriate design for  
15 the Cold War Service Medal; and

16 (B) specify the persons eligible to receive  
17 the medal.

18 (c) SECRETARIES CONCERNED DEFINED.—In this  
19 section, the term “Secretaries concerned” has the meaning  
20 given that term in section 101(a)(9) of title 10, United  
21 States Code.



1 **SEC. 567. AUTHORITY FOR AWARD OF BRONZE STAR**  
 2 **MEDAL TO MEMBERS OF MILITARY FORCES**  
 3 **OF FRIENDLY FOREIGN NATIONS.**

4 (a) **AUTHORITY.**—Section 1133 of title 10, United  
 5 States Code, is amended—

6 (1) by striking “awarded to a member” and in-  
 7 serting “awarded to the following:

8 “(1) A member”; and

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

11 “(2) A member of the military forces of a  
 12 friendly foreign nation whose action leading to a rec-  
 13 ommendation for award of the decoration occurred  
 14 in a geographic area for which members of the  
 15 armed forces are authorized special pay under sec-  
 16 tion 310 of title 37.”.

17 (b) **CLERICAL AMENDMENTS.**—

18 (1) **SECTION HEADING.**—The heading for such  
 19 section is amended to read as follows:

20 **“§ 1133. Bronze star: limitation to members receiving**  
 21 **imminent danger pay and members of**  
 22 **military forces of friendly foreign nations**  
 23 **in imminent-danger-pay areas”.**

24 (2) **TABLE OF SECTIONS.**—The item relating to  
 25 such section in the table of sections at the beginning

1 of chapter 57 of such title is amended to read as fol-  
 2 lows:

“1133. Bronze star: limitation to members receiving imminent danger pay and  
 members of military forces of friendly foreign nations in immi-  
 nent-danger-pay areas.”.

3 **SEC. 568. AUTHORIZATION AND REQUEST FOR AWARD OF**  
 4 **DISTINGUISHED-SERVICE CROSS TO SHINYEI**  
 5 **MATAYOSHI FOR ACTS OF VALOR DURING**  
 6 **WORLD WAR II.**

7 (a) AUTHORIZATION.—Notwithstanding the time lim-  
 8 itations specified in section 3744 of title 10, United States  
 9 Code, or any other time limitation with respect to the  
 10 awarding of certain medals to persons who served in the  
 11 Armed Forces, the Secretary of the Army is authorized  
 12 and requested to award the Distinguished-Service Cross  
 13 under section 3742 of that title to Shinyei Matayoshi for  
 14 the acts of valor referred to in subsection (b).

15 (b) ACTS OF VALOR DESCRIBED.—The acts of valor  
 16 referred to in subsection (a) are the actions of the Tech  
 17 Sergeant Shinyei Matayoshi on April 7, 1945, as a mem-  
 18 ber of Company G, 2d Battalion, 442d Regimental Com-  
 19 bat Team during World War II.

1 **SEC. 569. AUTHORIZATION AND REQUEST FOR AWARD OF**  
2 **DISTINGUISHED-SERVICE CROSS TO JAY C.**  
3 **COPLEY FOR ACTS OF VALOR DURING THE**  
4 **VIETNAM WAR.**

5 (a) AUTHORIZATION.—Notwithstanding the time lim-  
6 itations specified in section 3744 of title 10, United States  
7 Code, or any other time limitation with respect to the  
8 awarding of certain medals to persons who served in the  
9 Armed Forces, the Secretary of the Army is authorized  
10 and requested to award the Distinguished-Service Cross  
11 under section 3742 of such title to former Captain Jay  
12 C. Copley of the United States Army for the acts of valor  
13 during the Vietnam War described in subsection (b).

14 (b) ACTS OF VALOR DESCRIBED.—The acts of valor  
15 referred to in subsection (a) are the actions of then Cap-  
16 tain Jay C. Copley on May 5, 1968, as commander of  
17 Company C of the 1st Battalion, 50th Infantry, attached  
18 to the 173d Airborne Brigade during an engagement with  
19 a regimental-size enemy force in Bin Dinh Province, South  
20 Vietnam.

1       **Subtitle H—Wounded Warrior**  
2                   **Matters**

3   **SEC. 571. DISPOSITION OF MEMBERS FOUND TO BE FIT**  
4                   **FOR DUTY WHO ARE NOT SUITABLE FOR DE-**  
5                   **PLOYMENT OR WORLDWIDE ASSIGNMENT**  
6                   **FOR MEDICAL REASONS.**

7       (a) DISPOSITION.—

8           (1) IN GENERAL.—Chapter 61 of title 10,  
9       United States Code, is amended by inserting after  
10      section 1214 the following new section:

11   **“§ 1214a. Members determined fit for duty in Phys-**  
12                   **ical Evaluation Board evaluation: prohi-**  
13                   **bition on involuntary administrative sep-**  
14                   **aration due to unsuitability based on**  
15                   **medical conditions considered in evalua-**  
16                   **tion**

17       “(a) DISPOSITION.—Except as provided in subsection  
18   (c), the Secretary of the military department concerned  
19   may not authorize the involuntary administrative separa-  
20   tion of a member described in subsection (b) based on a  
21   determination that the member is unsuitable for deploy-  
22   ment or worldwide assignment based on the same medical  
23   condition of the member considered by a Physical Evalua-  
24   tion Board (PEB) during the evaluation of the member  
25   described in subsection (b).

1       “(b) COVERED MEMBERS.—A member described in  
2 this subsection is any member of the armed forces who  
3 has been determined by a Physical Evaluation Board pur-  
4 suant to a physical evaluation by the board to be fit for  
5 duty.

6       “(c) REEVALUATION.—(1) The Secretary of the mili-  
7 tary department concerned may direct the Physical Eval-  
8 uation Board to assign contingent disability ratings in  
9 connection with a finding of fit for duty or otherwise pro-  
10 vide for the reevaluation by a Physical Evaluation Board  
11 of any member described in subsection (b) if the Secretary  
12 has reason to believe that a medical condition of the mem-  
13 ber considered by the Physical Evaluation Board during  
14 the evaluation of the member described in that subsection  
15 renders the member unsuitable for continued military  
16 service based on the medical condition.

17       “(2) A member determined pursuant to reevaluation  
18 under paragraph (1) to be unfit to perform the duties of  
19 the member’s office, grade, rank, or rating may be retired  
20 or separated for physical disability under this chapter.”.

21       (2) CLERICAL AMENDMENT.—The table of sec-  
22 tions at the beginning of chapter 61 of such title is  
23 amended by inserting after the item relating to sec-  
24 tion 1214 the following new item:

“1214a. Members determined fit for duty in Physical Evaluation Board evaluation: prohibition on involuntary administrative separation due to unsuitability based on medical conditions considered in evaluation.”.

1 (b) EFFECTIVE DATE.—The amendments made by  
2 subsection (a) shall take effect on the date of the enact-  
3 ment of this Act, and shall apply with respect to members  
4 evaluated for fitness for duty by Physical Evaluation  
5 Boards on or after that date.

6 **SEC. 572. AUTHORITY TO EXPEDITE BACKGROUND INVES-**  
7 **TIGATIONS FOR HIRING OF WOUNDED WAR-**  
8 **RIORS AND SPOUSES BY THE DEPARTMENT**  
9 **OF DEFENSE AND DEFENSE CONTRACTORS.**

10 Section 1564 of title 10, United States Code, is  
11 amended—

12 (1) in subsection (d), by striking “the Secre-  
13 taries of the military departments and the heads of  
14 Defense Agencies” and inserting “the Secretaries of  
15 the military departments, the heads of Defense  
16 Agencies, and the Director of the Office of Per-  
17 sonnel Management, as appropriate,”; and

18 (2) by adding at the end the following new sub-  
19 section:

20 “(f) EXPEDITED PROCESSING OF SECURITY CLEAR-  
21 ANCES FOR INJURED MEMBERS AND SPOUSES.—(1)  
22 When a covered person declares in writing the intent to  
23 apply for a position as a Department of Defense employee

1 or contractor, or a position with a Department of Defense  
2 contractor, for which a security clearance is required, the  
3 Secretary may conduct or, as appropriate, request the con-  
4 duct of any background investigation required for the  
5 granting of that security clearance for that person in ad-  
6 vance of the selection of that person for that position (and  
7 notwithstanding that that person has not been selected for  
8 the position at the time of the investigation).

9 “(2) For purposes of this subsection, a covered per-  
10 son is any of the following:

11 “(A) A member of the armed forces who is ex-  
12 pected to be retired or separated under chapter 61  
13 of this title.

14 “(B) The spouse of a member of the armed  
15 forces described in subparagraph (A).

16 “(C) The surviving spouse of a member of the  
17 armed forces who dies as a result of a wound, inju-  
18 ries, or illness incurred or aggravated in the line of  
19 duty (as determined by the Secretary concerned).

20 “(3) When the Secretary initiates or requests a back-  
21 ground investigation under this subsection with respect to  
22 a person who at that time is a covered person by reason  
23 of subparagraph (A) or (B) of paragraph (2), the inves-  
24 tigation may be completed even if the person (or the  
25 spouse of the person, as the case may be) is retired or

1 separated under chapter 61 of this title before the inves-  
 2 tigation is completed.”.

## 3           **Subtitle I—Military Family** 4                   **Readiness Matters**

5   **SEC. 581. ADDITIONAL MEMBERS OF DEPARTMENT OF DE-**  
 6                   **FENSE MILITARY FAMILY READINESS COUN-**  
 7                   **CIL.**

8           (a) ADDITION OF SPOUSE OF GENERAL OR ADMI-  
 9   RAL.—Paragraph (1) of section 1781a(b) of title 10,  
 10 United States Code, is amended by inserting before the  
 11 period at the end of subparagraph (D) the following: “,  
 12 and one individual appointed by the Secretary who is the  
 13 spouse of an officer serving in the grade of general or ad-  
 14 miral”.

15          (b) ADDITION OF DIRECTOR OF OFFICE OF COMMU-  
 16   NITY SUPPORT FOR MILITARY FAMILIES WITH SPECIAL  
 17   NEEDS.—Such paragraph is further amended by adding  
 18 at the end the following new subparagraph:

19                   “(F) The Director of the Office of Community  
 20   Support for Military Families With Special Needs.”.

21          (c) TECHNICAL AMENDMENT.—Subparagraph (E) of  
 22 such paragraph is amended by striking “the senior” and  
 23 all that follows through “member” and inserting “the sen-  
 24 ior enlisted advisor, or the spouse of a senior enlisted  
 25 member,”.



1 **SEC. 582. ENHANCEMENT OF COMMUNITY SUPPORT FOR**  
2 **MILITARY FAMILIES WITH SPECIAL NEEDS.**

3 (a) ADDITIONAL RESPONSIBILITY FOR OFFICE OF  
4 COMMUNITY SUPPORT FOR MILITARY FAMILIES WITH  
5 SPECIAL NEEDS.—Section 1781c(d) of title 10, United  
6 States Code, is amended—

7 (1) by redesignating paragraph (7) as para-  
8 graph (8); and

9 (2) by inserting after paragraph (6) the fol-  
10 lowing new paragraph (7):

11 “(7) To conduct periodic reviews of best prac-  
12 tices in the United States in the provision of medical  
13 and educational services for children with special  
14 needs”.

15 (b) ENHANCEMENT OF SUPPORT.—Section 563 of  
16 the National Defense Authorization Act for Fiscal Year  
17 2010 (Public Law 111–84; 123 Stat. 2304) is amended—

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

20 (2) by inserting after subsection (b) the fol-  
21 lowing new subsections:

22 “(c) MILITARY DEPARTMENT SUPPORT FOR LOCAL  
23 CENTERS TO ASSIST MILITARY CHILDREN WITH SPECIAL  
24 NEEDS.—Each Secretary of a military department may  
25 establish or support centers on or in the vicinity of mili-  
26 tary installations under the jurisdiction of such Secretary

1 to coordinate and provide medical and educational services  
2 for children with special needs of members of the Armed  
3 Forces who are assigned to such installations.

4 “(d) ADVISORY PANEL ON COMMUNITY SUPPORT  
5 FOR MILITARY FAMILIES WITH SPECIAL NEEDS.—

6 “(1) ESTABLISHMENT.—Not later than 90 days  
7 after the date of the enactment of the National De-  
8 fense Authorization Act for Fiscal Year 2011, the  
9 Secretary of Defense shall establish an advisory  
10 panel on community support for military families  
11 with special needs.

12 “(2) MEMBERS.—The advisory panel shall con-  
13 sist of seven individuals who are a member of a mili-  
14 tary family with special needs, who shall be ap-  
15 pointed by the Secretary for purposes of this sub-  
16 section.

17 “(3) DUTIES.—The advisory panel shall—

18 “(A) provide informed advice to the Direc-  
19 tor of the Office of Community Support for  
20 Military Families With Special Needs on the  
21 implementation of the policy required by sub-  
22 section (e) of section 1781c of title 10, United  
23 States Code, and on the discharge of the pro-  
24 grams required by subsection (f) of such sec-  
25 tion;

1           “(B) assess and provide information to the  
 2           Director on services and support for children  
 3           with special needs that is available from other  
 4           departments and agencies of the Federal Gov-  
 5           ernment and from State and local governments;  
 6           and

7           “(C) otherwise advise and assist the Direc-  
 8           tor in the discharge of the duties of the Office  
 9           of Community Support for Military Families  
 10          With Special Needs in such manner as the Sec-  
 11          retary and the Director jointly determine appro-  
 12          priate.

13          “(4) MEETINGS.—The Director shall meet with  
 14          the advisory panel at such times, and with such fre-  
 15          quency, as the Director considers appropriate. The  
 16          Director shall meet with the panel at least once each  
 17          year. The Director may meet with the panel through  
 18          teleconferencing or by other electronic means.”.

19 **SEC. 583. PILOT PROGRAM ON SCHOLARSHIPS FOR MILI-**  
 20 **TARY DEPENDENT CHILDREN WITH SPECIAL**  
 21 **EDUCATION NEEDS.**

22          (a) PILOT PROGRAM REQUIRED.—

23               (1) IN GENERAL.—The Secretary of Defense  
 24          shall, in conjunction with the Secretaries of the mili-  
 25          tary departments, carry out a pilot program to as-

1        sess the feasibility and advisability of awarding  
2        scholarships to military children with special edu-  
3        cation needs described in subsection (b) in order to  
4        cover the costs of such children in attending a school  
5        described in subsection (c) for the purpose of ensur-  
6        ing military children with special education needs a  
7        free appropriate public education that emphasizes  
8        special education and related services designed to  
9        meet their unique needs and prepare them for fur-  
10       ther education, employment and independent living.  
11       Such scholarships shall be known as “academic op-  
12       portunity scholarships”.

13                (2) PURPOSES.—The purposes of the pilot pro-  
14       gram shall be as follows:

15                (A) To identify and assess obstacles faced  
16       by military families with children with special  
17       education needs in obtaining a free appropriate  
18       public education to address such needs.

19                (B) To develop options for military chil-  
20       dren with special education needs to attend  
21       public or private schools through scholarships.

22                (C) To identify and assess evidence-based  
23       research and best practices for providing special  
24       education and related services (as those terms  
25       are defined in section 602 of the Individuals

1 with Disabilities Education Act (20 U.S.C.  
2 1401)) for military children with special edu-  
3 cation needs.

4 (D) To assess timeliness in obtaining spe-  
5 cial education and related services described in  
6 subparagraph (C).

7 (E) To identify and document improve-  
8 ments in academic performance of military chil-  
9 dren with special education needs as a result of  
10 the scholarships under the pilot program.

11 (F) To determine and document the cost  
12 associated with obtaining special education and  
13 related services described in subparagraph (C)  
14 through such scholarships.

15 (3) CRITERIA.—The Secretary of Defense shall  
16 carry out the pilot program based on uniform cri-  
17 teria established by the Secretary, in consultation  
18 with the Secretary of Education or the appropriate  
19 State government agency.

20 (4) COMMENCEMENT.—The Secretary of De-  
21 fense shall commence carrying out the pilot program  
22 beginning with the 2011-2012 academic year.

23 (b) COVERED MILITARY DEPENDENT CHILDREN.—  
24 A military dependent child described in this subsection is  
25 a child who—

1           (1) is a dependent of a member of the Armed  
2       Forces;

3           (2) is a member of a family enrolled in the Ex-  
4       ceptional Family Member program administered by  
5       the Secretary of the military department concerned;

6           (3) is a child with a disability under section 602  
7       of the Individuals with Disabilities Education Act;  
8       and

9           (4) is covered by a current individualized edu-  
10      cation program developed and approved in accord-  
11      ance with section 614 of the Individuals with Dis-  
12      abilities Education Act (20 U.S.C. 1414) or has  
13      been identified as needing special education and re-  
14      lated services.

15       (c) COVERED SCHOOLS.—A school described in this  
16   subsection is any elementary or secondary school as fol-  
17   lows:

18           (1) A private elementary school or secondary  
19      school.

20           (2) A public school in a local educational agen-  
21      cy or location other than the local educational agen-  
22      cy or location, as the case may be, in which the mili-  
23      tary dependent child concerned resides.

24           (3) A public charter school in a local edu-  
25      cational agency or location other than the local edu-

1        cational agency or location, as the case may be, in  
2        which the military dependent child concerned re-  
3        sides.

4        (d) AMOUNT, PAYMENT, AND USE OF SCHOLAR-  
5 SHIP.—

6            (1) AMOUNT.—The amount of the scholarship  
7        awarded a military dependent child under the pilot  
8        program for an academic year may not exceed the  
9        lesser of—

10            (A) the amount required for such academic  
11        year for the payment of tuition, fees, transpor-  
12        tation, and other expenses in connection with  
13        attendance at a school described in subsection  
14        (c) for the purpose specified in subsection (a);  
15        or

16            (B) \$7,500.

17            (2) PAYMENT.—Payment of the amount of a  
18        scholarship awarded a military dependent child shall  
19        be made to the parent or guardian of the child for  
20        an academic year.

21            (3) USE.—Subject to regulations prescribed by  
22        the Secretary of Defense for purposes of the pilot  
23        program, the amount of the scholarship awarded a  
24        military dependent child shall be utilized for the pay-  
25        ment of tuition, fees, transportation, and other ex-

1       penses in connection with attendance at a school de-  
2       scribed in subsection (c) for the purpose specified in  
3       subsection (a).

4       (e) EVALUATION OF PERFORMANCE OF RECIPIENT  
5       MILITARY DEPENDENT CHILDREN.—

6               (1) IN GENERAL.—The Secretary of Defense  
7       shall conduct an evaluation of the performance of  
8       military dependent children awarded scholarships  
9       under the pilot program. The evaluation shall ad-  
10      dress the following:

11               (A) The progress made by military depend-  
12      ent children awarded scholarships in academic  
13      and social performance.

14               (B) The success of the scholarships in ex-  
15      panding choice in education and related services  
16      for military dependent children described in  
17      subsection (b).

18               (C) The success of the scholarships in en-  
19      suring timely access of military dependent chil-  
20      dren described in subsection (b) to special edu-  
21      cation and related services required under their  
22      individualized education programs.

23               (D) Such other matters as the Secretary  
24      considers appropriate.



1           (2) COMPLETION.—The evaluation required by  
2       paragraph (1) shall be completed not later than De-  
3       cember 31, 2015.

4       (f) OPTIONS FOR IMPROVEMENT OF EDUCATIONAL  
5       OPPORTUNITIES FOR MILITARY CHILDREN WITH SPE-  
6       CIAL EDUCATION NEEDS.—

7           (1) DEVELOPMENT OF OPTIONS.—The Sec-  
8       retary of the Defense shall, in consultation with the  
9       Secretary of Education, develop a variety of options  
10      for military families with children with special edu-  
11      cation needs to enhance the benefits available to  
12      such families and children under the Individuals  
13      with Disabilities Education Act and better assist  
14      such families in meeting such needs.

15          (2) ACTIONS.—In developing actions under  
16      paragraph (1), the Secretaries shall consider the fol-  
17      lowing:

18           (A) The feasibility of establishing an indi-  
19      vidualized education program for military chil-  
20      dren with special education needs that is appli-  
21      cable across jurisdictions of local educational  
22      agencies in order to achieve reciprocity among  
23      States in acknowledging such programs.

24           (B) Means of improving oversight and  
25      compliance with the provisions of section 614 of

1 the Individuals with Disabilities Education Act  
2 that require local educational agencies to sup-  
3 port an existing individualized education pro-  
4 gram for a military child with special education  
5 needs who is relocating to another State pursu-  
6 ant to the permanent change of station of a  
7 military parent until an individualized education  
8 program is developed and approved for such  
9 child in the State to which the child relocates.

10 (C) The feasibility of establishing an expe-  
11 dited process for resolution of complaints by  
12 military parents with a child with special edu-  
13 cation needs about lack of access to education  
14 and related services otherwise specified in the  
15 individualized education program of such child.

16 (D) The feasibility of permitting the De-  
17 partment of Defense to contact the State to  
18 which a military family with a child with special  
19 education needs will relocate pursuant to a per-  
20 manent change of station when the orders for  
21 such change of station are issued, but before  
22 the family takes residence in such State, for the  
23 purpose of commencing preparation for edu-  
24 cation and related services specified in the indi-  
25 vidualized education program of such child.

1 (E) The feasibility of establishing a system  
2 within the Department of Defense to document  
3 complaints by military parents regarding access  
4 to free and appropriate public education for  
5 their children with special education needs

6 (F) Means to strengthen the monitoring  
7 and oversight of education and related services  
8 for military children with special education  
9 needs under the Interstate Compact on Edu-  
10 cational Opportunities for Military Children.

11 (G) Such other matters as the Secretaries  
12 jointly consider appropriate.

13 (g) REPORTS.—

14 (1) REPORT ON IMPROVEMENTS OF EDU-  
15 CATIONAL OPPORTUNITIES.—Not later than Sep-  
16 tember 30, 2012, the Secretary of Defense shall sub-  
17 mit to Congress a report setting forth the options  
18 developed under subsection (f). The report shall in-  
19 clude—

20 (A) a description of any options developed;  
21 and

22 (B) recommendations for such legislative  
23 or administrative action as the Secretary of De-  
24 fense and the Secretary of Education jointly  
25 consider appropriate to implement such options.

1           (2) REPORT ON IMPLEMENTATION OF PILOT  
2 PROGRAM.—Not later than September 30, 2011, the  
3 Secretary of Defense shall submit to the Committees  
4 on Armed Services of the Senate and the House of  
5 Representatives a report setting forth the plans of  
6 the Secretary for the award of scholarships under  
7 the pilot program, including any regulations pre-  
8 scribed for purposes of subsection (d)(3).

9           (3) FINAL REPORT ON PILOT PROGRAM.—Not  
10 later than September 30, 2016, the Secretary shall  
11 submit to the Committees on Armed Services of the  
12 Senate and the House of Representatives a report on  
13 the scholarships awarded under the pilot program.  
14 The report shall include—

15           (A) a description of the scholarships  
16 awarded under the pilot program, including the  
17 number and amount of scholarships by school  
18 year;

19           (B) the results of the evaluation required  
20 by subsection (e); and

21           (C) such other matters as the Secretary  
22 considers appropriate.

23           (h) FUNDING.—Of the amounts authorized to be ap-  
24 propriated for the Department of Defense for a fiscal year

1 for operation and maintenance, up to \$5,000,000 may be  
2 available in such fiscal year to carry out the pilot program.

3 (i) SUNSET.—The pilot program shall expire on Sep-  
4 tember 30, 2016. No scholarship may be awarded under  
5 the pilot program for an academic year that begins on or  
6 after that date.

7 **SEC. 584. REPORTS ON CHILD DEVELOPMENT CENTERS**  
8 **AND FINANCIAL ASSISTANCE FOR CHILD**  
9 **CARE FOR MEMBERS OF THE ARMED**  
10 **FORCES.**

11 (a) REPORTS REQUIRED.—Not later than six months  
12 after the date of the enactment of this Act, and every two  
13 years thereafter, the Secretary of Defense shall submit to  
14 the Committees on Armed Services of the Senate and the  
15 House of Representatives a report on Department of De-  
16 fense child development centers and financial assistance  
17 for child care provided by the Department of Defense off-  
18 installation to members of the Armed Forces.

19 (b) ELEMENTS.—Each report required by subsection  
20 (a) shall include the following, current as of the date of  
21 such report:

22 (1) The number of child development centers  
23 currently located on military installations.

1           (2) The number of dependents of members of  
2           the Armed Forces utilizing such child development  
3           centers.

4           (3) The number of dependents of members of  
5           the Armed Forces that are unable to utilize such  
6           child development centers due to capacity limita-  
7           tions.

8           (4) The types of financial assistance available  
9           for child care provided by the Department of De-  
10          fense off-installation to members of the Armed  
11          Forces (including eligible members of the reserve  
12          components).

13          (5) The extent to which members of the Armed  
14          Forces are utilizing such financial assistance for  
15          child care off-installation.

16          (6) The methods by which the Department of  
17          Defense reaches out to eligible military families to  
18          increase awareness of the availability of such finan-  
19          cial assistance.

20          (7) The formulas used to calculate the amount  
21          of such financial assistance provided to members of  
22          the Armed Forces.

23          (8) The funding available for such financial as-  
24          sistance in the Department of Defense and in the  
25          military departments.

1           (9) The barriers to access, if any, to such finan-  
 2           cial assistance faced by members of the Armed  
 3           Forces, including whether standards and criteria of  
 4           the Department of Defense for child care off-instal-  
 5           lation may affect access to child care.

6           (10) Any other matters the Secretary considers  
 7           appropriate in connection with such report, including  
 8           with respect to the enhancement of access to De-  
 9           partment of Defense child care development centers  
 10          and financial assistance for child care off-installation  
 11          for members of the Armed Forces.

## 12           **Subtitle J—Other Matters**

### 13   **SEC. 591. DEPARTMENT OF DEFENSE POLICY CONCERNING** 14           **HOMOSEXUALITY IN THE ARMED FORCES.**

15          (a) COMPREHENSIVE REVIEW ON THE IMPLEMENTA-  
 16          TION OF A REPEAL OF 10 U.S.C. § 654.—

17           (1) IN GENERAL.—On March 2, 2010, the Sec-  
 18           retary of Defense issued a memorandum directing  
 19           the Comprehensive Review on the Implementation of  
 20           a Repeal of 10 U.S.C. § 654 (section 654 of title 10,  
 21           United States Code).

22           (2) OBJECTIVES AND SCOPE OF REVIEW.—The  
 23           Terms of Reference accompanying the Secretary's  
 24           memorandum established the following objectives  
 25           and scope of the ordered review:

1           (A) Determine any impacts to military  
2           readiness, military effectiveness and unit cohe-  
3           sion, recruiting/retention, and family readiness  
4           that may result from repeal of the law and rec-  
5           ommend any actions that should be taken in  
6           light of such impacts.

7           (B) Determine leadership, guidance, and  
8           training on standards of conduct and new poli-  
9           cies.

10          (C) Determine appropriate changes to ex-  
11          isting policies and regulations, including but not  
12          limited to issues regarding personnel manage-  
13          ment, leadership and training, facilities, inves-  
14          tigations, and benefits.

15          (D) Recommend appropriate changes (if  
16          any) to the Uniform Code of Military Justice.

17          (E) Monitor and evaluate existing legisla-  
18          tive proposals to repeal 10 U.S.C. § 654 and  
19          proposals that may be introduced in the Con-  
20          gress during the period of the review.

21          (F) Assure appropriate ways to monitor  
22          the workforce climate and military effectiveness  
23          that support successful follow-through on imple-  
24          mentation.



1 (G) Evaluate the issues raised in ongoing  
2 litigation involving 10 U.S.C. § 654.

3 (b) EFFECTIVE DATE.—The amendments made by  
4 subsection (f) shall take effect 60 days after the date on  
5 which the last of the following occurs:

6 (1) The Secretary of Defense has received the  
7 report required by the memorandum of the Sec-  
8 retary referred to in subsection (a).

9 (2) The President transmits to the congres-  
10 sional defense committees a written certification,  
11 signed by the President, the Secretary of Defense,  
12 and the Chairman of the Joint Chiefs of Staff, stat-  
13 ing each of the following:

14 (A) That the President, the Secretary of  
15 Defense, and the Chairman of the Joint Chiefs  
16 of Staff have considered the recommendations  
17 contained in the report and the report's pro-  
18 posed plan of action.

19 (B) That the Department of Defense has  
20 prepared the necessary policies and regulations  
21 to exercise the discretion provided by the  
22 amendments made by subsection (f).

23 (C) That the implementation of necessary  
24 policies and regulations pursuant to the discre-  
25 tion provided by the amendments made by sub-

1           section (f) is consistent with the standards of  
2           military readiness, military effectiveness, unit  
3           cohesion, and recruiting and retention of the  
4           Armed Forces.

5           (c) NO IMMEDIATE EFFECT ON CURRENT POLICY.—  
6       Section 654 of title 10, United States Code, shall remain  
7       in effect until such time that all of the requirements and  
8       certifications required by subsection (b) are met. If these  
9       requirements and certifications are not met, section 654  
10      of title 10, United States Code, shall remain in effect.

11          (d) BENEFITS.—Nothing in this section, or the  
12      amendments made by this section, shall be construed to  
13      require the furnishing of benefits in violation of section  
14      7 of title 1, United States Code (relating to the definitions  
15      of “marriage” and “spouse” and referred to as the “De-  
16      fense of Marriage Act”).

17          (e) NO PRIVATE CAUSE OF ACTION.—Nothing in this  
18      section, or the amendments made by this section, shall be  
19      construed to create a private cause of action.

20          (f) TREATMENT OF 1993 POLICY.—

21              (1) TITLE 10.—Upon the effective date estab-  
22      lished by subsection (b), chapter 37 of title 10,  
23      United States Code, is amended—

24                  (A) by striking section 654; and

1 (B) in the table of sections at the begin-  
 2 ning of such chapter, by striking the item relat-  
 3 ing to section 654.

4 (2) CONFORMING AMENDMENT.—Upon the ef-  
 5 fective date established by subsection (b), section  
 6 571 of the National Defense Authorization Act for  
 7 Fiscal Year 1994 (10 U.S.C. 654 note) is amended  
 8 by striking subsections (b), (c), and (d).

9 **SEC. 592. RECRUITMENT AND ENLISTMENT OF CHARTER**  
 10 **SCHOOL GRADUATES IN THE ARMED FORCES.**

11 (a) POLICY ON RECRUITMENT AND ENLISTMENT.—

12 (1) POLICY REQUIRED.—Not later than June 1,  
 13 2011, the Secretary of Defense shall prescribe a pol-  
 14 icy on the recruitment and enlistment in the Armed  
 15 Forces of graduates of charter schools.

16 (2) UNIFORMITY ACROSS THE ARMED  
 17 FORCES.—The policy required by paragraph (1)  
 18 shall apply uniformly across the Armed Forces.

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

21 (1) Means for identifying individuals who are  
 22 graduates of charter schools as high school grad-  
 23 uates for purposes of recruitment and enlistment in  
 24 the Armed Forces.

1           (2) Criteria for the designation of a charter  
2       school as a so-called “Tier 1 school”, which designa-  
3       tion shall ensure that charter schools that provide an  
4       education equal to or better than the education pro-  
5       vided by a secondary school are treated as the equiv-  
6       alent of high schools for all purposes of recruitment  
7       and enlistment in the Armed Forces.

8           (3) A communication plan to ensure that the  
9       policy is understood by recruiting officials of all the  
10      Armed Forces, including field recruiters at the low-  
11      est level of command.

12          (4) A formal procedure, including an appeal  
13      process, for States, local educational agencies, char-  
14      ter school associations, and individual charter  
15      schools to request and obtain designation as so-  
16      called “Tier 1” schools under Department of De-  
17      fense regulations.

18 **SEC. 593. UPDATED TERMINOLOGY FOR THE ARMY MED-**  
19 **ICAL SERVICE CORPS.**

20      Section 3068(a)(5) of title 10, United States Code,  
21      is amended—

22          (1) in subparagraph (A), by striking “Phar-  
23      macy, Supply, and Administration” and inserting  
24      “Administrative Health Services”;

1 (2) in subparagraph (C), by striking “Sanitary  
2 Engineering” and inserting “Preventive Medicine  
3 Sciences”; and

4 (3) in subparagraph (D), by striking “Optom-  
5 etry” and inserting “Clinical Health Sciences”.

6 **TITLE VI—COMPENSATION AND**  
7 **OTHER PERSONNEL BENEFITS**  
8 **Subtitle A—Pay and Allowances**

9 **SEC. 601. EXTENSION OF AUTHORITY FOR INCREASE IN**  
10 **BASIC ALLOWANCE FOR HOUSING FOR**  
11 **AREAS SUBJECT TO MAJOR DISASTER OR IN-**  
12 **STALLATIONS EXPERIENCING SUDDEN IN-**  
13 **CREASE IN PERSONNEL.**

14 Section 403(b)(7)(E) of title 37, United States Code,  
15 is amended by striking “December 31, 2009” and insert-  
16 ing “December 31, 2012”.

17 **SEC. 602. REPEAL OF MANDATORY HIGH-DEPLOYMENT AL-**  
18 **LOWANCE.**

19 (a) REPEAL OF AUTHORITY FOR PAYMENT OF HIGH-  
20 DEPLOYMENT ALLOWANCE.—Section 436 of title 37,  
21 United States Code, is repealed.

22 (b) CLERICAL AMENDMENT.—The table of sections  
23 at the beginning of chapter 7 of such title is amended by  
24 striking the item relating to section 436.

1 **SEC. 603. INELIGIBILITY OF CERTAIN FEDERAL GOVERN-**  
2 **MENT EMPLOYEES FOR INCOME REPLACE-**  
3 **MENT PAYMENTS.**

4 (a) INELIGIBILITY FOR PAYMENT.—Section 910(b)  
5 of title 37, United States Code, is amended by adding at  
6 the end the following new paragraph:

7 “(3) A civilian employee of the Federal Government  
8 is not entitled to a payment under this section for any  
9 period during which the employee is performing active  
10 duty service that is covered by section 5538 of title 5, or  
11 a similar benefit under another authority.”.

12 (b) EFFECTIVE DATE.—The amendment made by  
13 subsection (a) shall apply to payment for months begin-  
14 ning on or after the date of the enactment of this Act.

15 **SEC. 604. REPORT ON COSTS INCURRED BY MEMBERS UN-**  
16 **DERGOING PERMANENT CHANGE OF DUTY**  
17 **STATION IN EXCESS OF ALLOWANCES.**

18 (a) REPORT REQUIRED.—Not later than 180 days  
19 after the date of the enactment of this Act, the Secretary  
20 of Defense shall submit to the congressional defense com-  
21 mittees a report on the expenses incurred by members of  
22 the Armed Forces ordered to make a change of permanent  
23 station that are in excess of the allowances payable for  
24 expenses of permanent change of station.

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

1           (1) A description of the number of members of  
2           the Armed Forces who typically transport a second  
3           privately-owned vehicle to or from a non-foreign  
4           overseas location (including Alaska and Hawaii), and  
5           to or from a foreign overseas location, during a per-  
6           manent change of station.

7           (2) An assessment of the availability for mem-  
8           bers of the Armed Forces undergoing a permanent  
9           change of station of affordable privately-owned vehi-  
10          cles at non-foreign overseas locations, and at foreign  
11          overseas locations, including availability through  
12          sales between members of the Armed Forces.

13          (3) A description of the expenses typically in-  
14          curred by members of the Armed Forces with de-  
15          pendents in transporting a second privately-owned  
16          vehicle to or from a non-foreign overseas location  
17          (including Alaska and Hawaii), and to or from a for-  
18          eign overseas location, during a permanent change  
19          of station.

20          (4) A description of the expenses typically in-  
21          curred by members of the Armed Forces when oper-  
22          ating a privately-owned vehicle while traveling to the  
23          new permanent duty station during a permanent  
24          change of station.

1           (5) The average cost incurred by a member of  
2           the Armed Forces ordered to make a change of per-  
3           manent station for travel to the new permanent duty  
4           station to obtain a residence.

5           (6) Such recommendations for legislative action  
6           as the Secretary considers appropriate in light of the  
7           findings of the report to better address the costs in-  
8           curred by members of the Armed Forces in under-  
9           going a permanent change of station.

10 **SEC. 605. REPORT ON BASIC ALLOWANCE FOR HOUSING**  
11 **FOR PERSONNEL ASSIGNED TO SEA DUTY.**

12           (a) REPORT REQUIRED.—Not later than July 1,  
13 2011, the Secretary of Defense shall submit to the con-  
14 gressional defense committees a report containing the fol-  
15 lowing:

16           (1) A review of the standards used to determine  
17           the monthly rates of basic allowance for housing for  
18           personnel assigned to sea duty (under section 403 of  
19           title 37, United States Code).

20           (2) A review of the legislative framework and  
21           policies applicable to eligibility and levels of com-  
22           pensation for single and married personnel, with and  
23           without dependents, who are assigned to sea duty.

24           (3) Any recommendation for modifications of  
25           title 37, United States Code, relating to basic allow-



1       ance for housing for personnel who are assigned to  
2       sea duty that the Secretary considers appropriate,  
3       including an estimate of the cost of each modifica-  
4       tion.

5       (b) ELEMENTS OF REVIEWS.—In conducting the re-  
6       views for purposes of subsection (a), the Secretary shall  
7       consider whether existing law, policies, and housing stand-  
8       ards are suitable in terms of the following:

9               (1) The cost and availability of housing ashore  
10       for personnel assigned to sea duty.

11              (2) The pay and allowances (other than basic  
12       allowance for housing) payable to personnel who are  
13       assigned to sea duty, including basic pay, career sea  
14       pay, and the family separation allowance.

15              (3) The comparability in levels of compensation  
16       for single and married personnel, with and without  
17       dependents, who are assigned to sea duty.

18              (4) The provision of appropriate quality of life  
19       and retention incentives for members in all grades  
20       who are assigned to sea duty.

21              (5) The provision of appropriate recognition  
22       and motivation for promotion to higher military  
23       grades of personnel who are assigned to sea duty.

24              (6) Budgetary constraints and rising personnel  
25       costs.

**Subtitle B—Bonuses and Special  
and Incentive Pays**

**SEC. 611. ONE-YEAR EXTENSION OF CERTAIN BONUS AND  
SPECIAL PAY AUTHORITIES FOR RESERVE  
FORCES.**

The following sections of title 37, United States Code, are amended by striking “December 31, 2010” and inserting “December 31, 2011”:

(1) Section 308b(g), relating to Selected Reserve reenlistment bonus.

(2) Section 308c(i), relating to Selected Reserve affiliation or enlistment bonus.

(3) Section 308d(c), relating to special pay for enlisted members assigned to certain high-priority units.

(4) Section 308g(f)(2), relating to Ready Reserve enlistment bonus for persons without prior service.

(5) Section 308h(e), relating to Ready Reserve enlistment and reenlistment bonus for persons with prior service.

(6) Section 308i(f), relating to Selected Reserve enlistment and reenlistment bonus for persons with prior service.

1           (7) Section 910(g), relating to income replace-  
2           ment payments for reserve component members ex-  
3           periencing extended and frequent mobilization for  
4           active duty service.

5   **SEC. 612. ONE-YEAR EXTENSION OF CERTAIN BONUS AND**  
6                   **SPECIAL PAY AUTHORITIES FOR HEALTH**  
7                   **CARE PROFESSIONALS.**

8           (a) TITLE 10 AUTHORITIES.—The following sections  
9           of title 10, United States Code, are amended by striking  
10          “December 31, 2010” and inserting “December 31,  
11          2011”:

12           (1) Section 2130a(a)(1), relating to nurse offi-  
13           cer candidate accession program.

14           (2) Section 16302(d), relating to repayment of  
15           education loans for certain health professionals who  
16           serve in the Selected Reserve.

17           (b) TITLE 37 AUTHORITIES.—The following sections  
18           of title 37, United States Code, are amended by striking  
19           “December 31, 2010” and inserting “December 31,  
20           2011”:

21           (1) Section 302c-1(f), relating to accession and  
22           retention bonuses for psychologists.

23           (2) Section 302d(a)(1), relating to accession  
24           bonus for registered nurses.

1           (3) Section 302e(a)(1), relating to incentive  
2       special pay for nurse anesthetists.

3           (4) Section 302g(e), relating to special pay for  
4       Selected Reserve health professionals in critically  
5       short wartime specialties.

6           (5) Section 302h(a)(1), relating to accession  
7       bonus for dental officers.

8           (6) Section 302j(a), relating to accession bonus  
9       for pharmacy officers.

10          (7) Section 302k(f), relating to accession bonus  
11       for medical officers in critically short wartime spe-  
12       cialties.

13          (8) Section 302l(g), relating to accession bonus  
14       for dental specialist officers in critically short war-  
15       time specialties.

16 **SEC. 613. ONE-YEAR EXTENSION OF SPECIAL PAY AND**  
17 **BONUS AUTHORITIES FOR NUCLEAR OFFI-**  
18 **CERS.**

19       The following sections of title 37, United States  
20       Code, are amended by striking “December 31, 2010” and  
21       inserting “December 31, 2011”:

22          (1) Section 312(f), relating to special pay for  
23       nuclear-qualified officers extending period of active  
24       service.

1           (2) Section 312b(c), relating to nuclear career  
2           accession bonus.

3           (3) Section 312c(d), relating to nuclear career  
4           annual incentive bonus.

5 **SEC. 614. ONE-YEAR EXTENSION OF AUTHORITIES RELAT-**  
6 **ING TO TITLE 37 CONSOLIDATED SPECIAL**  
7 **PAY, INCENTIVE PAY, AND BONUS AUTHORI-**  
8 **TIES.**

9           The following sections of title 37, United States  
10          Code, are amended by striking “December 31, 2010” and  
11          inserting “December 31, 2011”:

12           (1) Section 331(h), relating to general bonus  
13           authority for enlisted members.

14           (2) Section 332(g), relating to general bonus  
15           authority for officers.

16           (3) Section 333(i), relating to special bonus and  
17           incentive pay authorities for nuclear officers.

18           (4) Section 334(i), relating to special aviation  
19           incentive pay and bonus authorities for officers.

20           (5) Section 335(k), relating to special bonus  
21           and incentive pay authorities for officers in health  
22           professions.

23           (6) Section 351(i), relating to hazardous duty  
24           pay.

1           (7) Section 352(g), relating to assignment pay  
2           or special duty pay.

3           (8) Section 353(j), relating to skill incentive  
4           pay or proficiency bonus.

5           (9) Section 355(i), relating to retention incen-  
6           tives for members qualified in critical military skills  
7           or assigned to high priority units.

8   **SEC. 615. ONE-YEAR EXTENSION OF AUTHORITIES RELAT-**  
9                   **ING TO PAYMENT OF OTHER TITLE 37 BO-**  
10                   **NUSES AND SPECIAL PAYS.**

11       The following sections of title 37, United States  
12       Code, are amended by striking “December 31, 2010” and  
13       inserting “December 31, 2011”:

14           (1) Section 301b(a), relating to aviation officer  
15           retention bonus.

16           (2) Section 307a(g), relating to assignment in-  
17           centive pay.

18           (3) Section 308(g), relating to reenlistment  
19           bonus for active members.

20           (4) Section 309(e), relating to enlistment  
21           bonus.

22           (5) Section 324(g), relating to accession bonus  
23           for new officers in critical skills.

1           (6) Section 326(g), relating to incentive bonus  
 2           for conversion to military occupational specialty to  
 3           ease personnel shortage.

4           (7) Section 327(h), relating to incentive bonus  
 5           for transfer between Armed Forces.

6           (8) Section 330(f), relating to accession bonus  
 7           for officer candidates.

8   **SEC. 616. ONE-YEAR EXTENSION OF AUTHORITIES RELAT-**  
 9                           **ING TO PAYMENT OF REFERRAL BONUSES.**

10       The following sections of title 10, United States  
 11       Code, are amended by striking “December 31, 2010” and  
 12       inserting “December 31, 2011”:

13           (1) Section 1030(i), relating to health profes-  
 14           sions referral bonus.

15           (2) Section 3252(h), relating to Army referral  
 16           bonus.

17                           **Subtitle C—Travel and**  
 18                           **Transportation Allowances**

19   **SEC. 621. TRAVEL AND TRANSPORTATION ALLOWANCES**  
 20                           **FOR ATTENDANCE OF MEMBERS AND CER-**  
 21                           **TAIN OTHER PERSONS AT YELLOW RIBBON**  
 22                           **REINTEGRATION PROGRAM EVENTS.**

23       (a) TRAVEL AND TRANSPORTATION AUTHORIZED.—  
 24       Chapter 7 of title 37, United States Code, is amended by  
 25       inserting after section 411k the following new section:

1 **“§ 4111. Travel and transportation allowances: attend-**  
2 **ance of members and others at Yellow**  
3 **Ribbon Reintegration Program events**

4 “(a) ALLOWANCES AUTHORIZED.—(1) Under uni-  
5 form regulations prescribed by the Secretaries concerned,  
6 a member of the uniformed services authorized to attend  
7 a Yellow Ribbon Reintegration Program event may be pro-  
8 vided travel and transportation allowances in order that  
9 the member may attend a Yellow Ribbon Reintegration  
10 Program event.

11 “(2) Under uniform regulations prescribed by the  
12 Secretaries concerned, not more than three persons des-  
13 ignated under subsection (b) by a member of the uni-  
14 formed services attending a Yellow Ribbon Reintegration  
15 Program event may be provided travel and transportation  
16 allowances in order to accompany the member in attending  
17 such event if the Secretary concerned determines that the  
18 presence of such person or persons at such event may con-  
19 tribute to the purposes of such event for the member.

20 “(b) DESIGNATION OF PERSONS ELIGIBLE FOR AL-  
21 LOWANCES.—A member eligible for travel and transpor-  
22 tation allowances under paragraph (1) of subsection (a)  
23 shall designate, in writing, the person or persons, if any,  
24 for whom travel and transportation allowances may be  
25 provided under paragraph (2) of that subsection. A mem-



ber may revise a designation under this subsection at any time.

“(c) FORM AND AMOUNTS OF ALLOWANCES.—(1)

Travel and transportation allowances under subsection (a) may be provided—

“(A) in the form of transportation in-kind;

“(B) in the form of reimbursement for actual and necessary expenses of travel;

“(C) in the form of per diem; or

“(D) in a combination of the forms specified in subparagraphs (A) through (C).

“(2) The amounts of reimbursement and rates of per diem payable under paragraph (1) may not exceed the amounts of reimbursement and rates of per diem established for similar travel under section 404(d) of this title.

“(d) YELLOW RIBBON REINTEGRATION PROGRAM EVENT DEFINED.—In this section, the term ‘Yellow Ribbon Reintegration Program event’ means an event authorized under section 582 of the National Defense Authorization Act for Fiscal Year 2008 (10 U.S.C. 10101 note).”.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 7 of such title is amended by inserting after the item related to section 411k the following new item:

“411l. Travel and transportation allowances: attendance of members and others at Yellow Ribbon Reintegration Program events.”.

1 **SEC. 622. AUTHORITY FOR PAYMENT OF FULL REPLACE-**  
2 **MENT VALUE FOR LOSS OR DAMAGE TO**  
3 **HOUSEHOLD GOODS IN CERTAIN CASES NOT**  
4 **COVERED BY CARRIER LIABILITY.**

5 (a) CLAIMS AUTHORITY.—

6 (1) IN GENERAL.—Chapter 163 of title 10,  
7 United States Code, is amended by adding at the  
8 end the following new section:

9 **“§ 2740. Property loss: reimbursement of members**  
10 **and civilian employees for full replace-**  
11 **ment value of household effects when**  
12 **contractor reimbursement not available**

13 “The Secretary of Defense and the Secretaries of the  
14 military departments may, in paying a claim under section  
15 3721 of title 31 arising from loss or damage to household  
16 goods stored or transported at the expense of the Depart-  
17 ment of Defense, pay the claim on the basis of full replace-  
18 ment value in any of the following cases in which reim-  
19 bursement for the full replacement value for the loss or  
20 damage is not available directly from a carrier under sec-  
21 tion 2636a of this title:

22 “(1) A case in which—

23 “(A) the lost or damaged goods were  
24 stored or transported under a contract, tender,  
25 or solicitation in accordance with section 2636a  
26 of this title that requires the transportation

1 service provider to settle claims on the basis of  
2 full replacement value; but

3 “(B) the loss or damage occurred under  
4 circumstances that exclude the transportation  
5 service provider from liability.

6 “(2) A case in which—

7 “(A) the loss or damage occurred while the  
8 lost or damaged goods were in the possession of  
9 an ocean carrier that was transporting, loading,  
10 or unloading the goods under a Department of  
11 Defense contract for ocean carriage; and

12 “(B) the land-based portions of the trans-  
13 portation were under contracts, in accordance  
14 with section 2636a of this title, that require the  
15 land carriers to settle claims on the basis of full  
16 replacement value.

17 “(3) A case in which—

18 “(A) the lost or damaged goods were  
19 transported or stored under a contract or solici-  
20 tation that requires at least one of the trans-  
21 portation service providers or carriers that han-  
22 dled the shipment to settle claims on the basis  
23 of full replacement value pursuant to section  
24 2636a of this title;

1           “(B) the lost or damaged goods have been  
 2           in the custody of more than one independent  
 3           contractor or transportation service provider;  
 4           and

5           “(C) a claim submitted to the delivering  
 6           transportation service provider or carrier is de-  
 7           nied in whole or in part because the loss or  
 8           damage occurred while the lost or damaged  
 9           goods were in the custody of a prior transpor-  
 10          tation service provider or carrier or government  
 11          entity.”.

12           (2) CLERICAL AMENDMENT.—The table of sec-  
 13          tions at the beginning of chapter 163 of such title  
 14          is amended by adding at the end the following new  
 15          item:

“2740. Property loss: reimbursement of members and civilian employees for full  
 replacement value of household effects when contractor reim-  
 bursement not available.”.

16           (b) EFFECTIVE DATE.—Section 2740 of title 10,  
 17          United States Code, as added by subsection (a), shall  
 18          apply with respect to losses incurred after March 1, 2008.

1 **Subtitle D—Disability, Retired Pay,**  
2 **and Survivor Benefits**

3 **SEC. 631. REPEAL OF AUTOMATIC ENROLLMENT IN FAMILY**  
4 **SERVICEMEMBERS' GROUP LIFE INSURANCE**  
5 **FOR MEMBERS OF THE ARMED FORCES MAR-**  
6 **RIED TO OTHER MEMBERS.**

7 Section 1967(a)(1) of title 38, United States Code,  
8 is amended—

9 (1) in subparagraph (A)(ii), by inserting after  
10 “insurable dependent of the member” the following:  
11 “(other than a dependent who is also a member of  
12 a uniformed service and, because of such member-  
13 ship, automatically insured under this paragraph)”;  
14 and

15 (2) in subparagraph (C)(ii), by inserting after  
16 “insurable dependent of the member” the following:  
17 “(other than a dependent who is also a member of  
18 a uniformed service and, because of such member-  
19 ship, automatically insured under this paragraph)”.

1 **SEC. 632. CONFORMITY OF SPECIAL COMPENSATION FOR**  
 2 **MEMBERS WITH INJURIES OR ILLNESSES RE-**  
 3 **QUIRING ASSISTANCE IN EVERYDAY LIVING**  
 4 **WITH MONTHLY PERSONAL CAREGIVER STI-**  
 5 **PEND UNDER DEPARTMENT OF VETERANS**  
 6 **AFFAIRS PROGRAM OF COMPREHENSIVE AS-**  
 7 **SISTANCE FOR FAMILY CAREGIVERS.**

8 Subsection (c) of section 439 of title 37, United  
 9 States Code, is amended to read as follows:

10 “(c) AMOUNT.—The amount of monthly special com-  
 11 pensation payable to a member under subsection (a) shall  
 12 be the amount as follows:

13 “(1) The monthly amount of aid and attend-  
 14 ance payable under section 1114(r)(2) of title 38.

15 “(2) Upon the establishment by the Secretary  
 16 of Veterans Affairs pursuant to subparagraph (C) of  
 17 section 1720G(a)(3) of title 38 of the schedule of  
 18 monthly personal caregiver stipends under the De-  
 19 partment of Veterans Affairs program of comprehen-  
 20 sive assistance for family caregivers under subpara-  
 21 graph (A)(ii)(V) of such section, the monthly per-  
 22 sonal caregiver stipend payable with respect to simi-  
 23 larly circumstanced veterans under such schedule,  
 24 rather than the amount specified in paragraph (1).”.

1           **TITLE VII—HEALTH CARE**  
 2                           **PROVISIONS**

3           **Subtitle A—TRICARE Program**

4   **SEC. 701. ONE-YEAR EXTENSION OF CEILING ON CHARGES**  
 5                           **FOR INPATIENT CARE UNDER THE TRICARE**  
 6                           **PROGRAM.**

7           (a) ONE-YEAR EXTENSION.—Section 1086(b)(3) of  
 8 title 10, United States Code, is amended by striking “Sep-  
 9 tember 30, 2010” and inserting “September 30, 2011”.

10          (b) EFFECTIVE DATE.—The amendment made by  
 11 subsection (a) shall take effect on October 1, 2010.

12   **SEC. 702. EXTENSION OF DEPENDENT COVERAGE UNDER**  
 13                           **THE TRICARE PROGRAM.**

14          (a) DEPENDENT COVERAGE.—

15               (1) IN GENERAL.—Chapter 55 of title 10,  
 16 United States Code, is amended by adding at the  
 17 end the following new section:

18   **“§ 1110b. TRICARE program: extension of dependent**  
 19                           **coverage**

20          “(a) IN GENERAL.—In accordance with subsection  
 21 (c), an individual described in subsection (b) shall be  
 22 deemed to be a dependent (as described in section  
 23 1072(2)(D) of this title) for purposes of coverage under  
 24 the TRICARE program.

1       “(b) INDIVIDUAL DESCRIBED.—An individual de-  
2 scribed in this subsection is an individual who—

3           “(1) would be a dependent under section  
4 1072(2) of this title but for exceeding an age limit  
5 under such section;

6           “(2) has not attained the age of 26;

7           “(3) is not eligible to enroll in an eligible em-  
8 ployer-sponsored plan (as defined in section  
9 5000A(f)(2) of the Internal Revenue Code of 1986);

10          “(4) is not otherwise a dependent of a member  
11 or a former member under any subparagraph of sec-  
12 tion 1072(2) of this title; and

13          “(5) meets other criteria specified in regula-  
14 tions prescribed by the Secretary, similar to regula-  
15 tions prescribed by the Secretary of Health and  
16 Human Services under section 2714(b) of the Public  
17 Health Service Act.

18       “(c) PREMIUM.—(1) The Secretary shall prescribe by  
19 regulation a premium (or premiums) for coverage under  
20 the TRICARE program provided pursuant to this section  
21 to an individual described in subsection (b).

22          “(2) The monthly amount of the premium in effect  
23 for a month for coverage under the TRICARE program  
24 pursuant to this section shall be the amount equal to the



1 cost of such coverage that the Secretary determines on an  
 2 appropriate actuarial basis.

3 “(3) The Secretary shall prescribe the requirements  
 4 and procedures applicable to the payment of premiums  
 5 under this subsection.

6 “(4) Amounts collected as premiums under this sub-  
 7 section shall be credited to the appropriation available for  
 8 the Defense Health Program Account under section 1100  
 9 of this title, shall be merged with sums in such Account  
 10 that are available for the fiscal year in which collected,  
 11 and shall be available under subsection (b) of such section  
 12 for such fiscal year.”.

13 (2) CLERICAL AMENDMENT.—The table of sec-  
 14 tions at the beginning of chapter of such title is  
 15 amended by inserting after the item relating to sec-  
 16 tion 1110a the following new item:

“1110b. TRICARE program: extension of dependent coverage.”.

17 (b) EFFECTIVE DATE AND REGULATIONS.—The  
 18 amendments made by this section shall take effect on Jan-  
 19 uary 1, 2011. The Secretary of Defense shall prescribe  
 20 an interim final rule with respect to such amendments,  
 21 effective not later than January 1, 2011.

1 **SEC. 703. RECOGNITION OF LICENSED MENTAL HEALTH**  
2 **COUNSELORS AS AUTHORIZED PROVIDERS**  
3 **UNDER THE TRICARE PROGRAM.**

4 (a) IN GENERAL.—Section 1079(a)(13) of title 10,  
5 United States Code, is amended by inserting after “cer-  
6 tified nurse practitioner,” the following: “licensed mental  
7 health counselors,”.

8 (b) REGULATIONS.—The Secretary of Defense shall,  
9 in consultation with the other administering Secretaries,  
10 issue regulations for implementation of the revision made  
11 by subsection (a). Such regulations shall include qualifica-  
12 tions, consistent with subsection (c), for licensed mental  
13 health counselors to be recognized as authorized to prac-  
14 tice independently for purposes of reimbursement under  
15 the TRICARE program. Such regulations shall be issued  
16 as an interim final rule within 180 days of the date of  
17 the enactment of this Act.

18 (c) QUALIFICATIONS.—The qualifications referred to  
19 in subsection (b) shall include the following:

20 (1) The mental health counselor must be li-  
21 censed for independent practice to diagnose and  
22 treat mental illness in mental health counseling by  
23 the jurisdiction where practicing. In jurisdictions  
24 with two or more licenses allowing for differing  
25 scopes of independent practice, the licensed mental

1 health counselor may only practice within the scope  
2 of the license the mental health counselor possesses.

3 (2) The mental health counselor must have  
4 passed the National Clinical Mental Health Coun-  
5 seling Examination.

6 (3) The mental health counselor must possess a  
7 master's or higher-level degree in mental health  
8 counseling from a regionally accredited institution.  
9 The mental health counseling or clinical mental  
10 health counseling program through which the degree  
11 was obtained must be accredited by the Council for  
12 Accreditation of Counseling and Related Educational  
13 Programs (CACREP) or a similar accreditation pro-  
14 gram considered appropriate by the Secretary.

15 (4) The mental health counselor must have a  
16 minimum of 2 years of post-master's degree super-  
17 vised mental health counseling practice which in-  
18 cludes a minimum of 3,000 hours of supervised clin-  
19 ical practice and 100 hours of face-to-face super-  
20 vision. This supervision must be provided by a men-  
21 tal health counselor who is licensed for independent  
22 practice in mental health counseling in the jurisdic-  
23 tion where practicing and must be conducted in a  
24 manner that is consistent with the guidelines for su-

1       pervision of the American Mental Health Counselors  
2       Association.

3           (5) The mental health counselor must agree  
4       that a patient's organic medical problems must re-  
5       ceive appropriate concurrent management by a phy-  
6       sician.

7       (d) TRANSITION PROVISIONS.—The regulations re-  
8       quired by subsection (b) shall also include transition provi-  
9       sions under which, for a period of time specified by the  
10      Secretary, mental health counselors meeting qualification  
11      standards prescribed by the Secretary may continue to be  
12      recognized as authorized providers under the TRICARE  
13      program for purposes of practice through referral and on-  
14      going supervision by a physician.

15      (e) DEFINITIONS.—In this section:

16           (1) The term “administering Secretaries” has  
17       the meaning given that term in section 1072(3) of  
18       title 10, United States Code.

19           (2) The term “TRICARE program” has the  
20       meaning given that term in section 1072(7) of title  
21       10, United States Code.

1 **SEC. 704. PLAN FOR ENHANCEMENT OF QUALITY, EFFI-**  
2 **CIENCIES, AND SAVINGS IN THE MILITARY**  
3 **HEALTH CARE SYSTEM.**

4 (a) **PLAN REQUIRED.**—Not later than 180 days after  
5 the date of the enactment of this Act, the Secretary of  
6 Defense shall submit to the congressional defense commit-  
7 tees a report setting forth a plan for actions to be taken  
8 by the Secretary of Defense to enhance quality and effi-  
9 ciencies and secure additional cost savings under the  
10 TRICARE program and the other health care programs  
11 and activities of the Department of Defense that are fund-  
12 ed by the Defense Health Program account.

13 (b) **POTENTIAL ACTIONS.**—In developing the plan re-  
14 quired by subsection (a), the Secretary shall consider a  
15 variety of potential actions, including, but not limited to,  
16 the following:

17 (1) Measures to increase the utilization of home  
18 delivery pharmacy.

19 (2) Measures to reduce usage of emergency  
20 rooms for non-emergency health care.

21 (3) Implementation of patient-centered medical  
22 home.

23 (4) Mechanisms to reduce overhead and admin-  
24 istrative expenses for health care provided directly  
25 by the Secretary and for health care provided under  
26 contract.

1           (5) Full deployment of electronic health records  
2       management.

3           (6) Mechanisms to improve patient safety and  
4       eliminate ineffective medical procedures.

5           (7) The consolidation of support contracts.

6           (8) The expansion of prevention and disease  
7       management programs.

8           (9) Mechanisms to ensure consistency of health  
9       care and health care technology throughout the mili-  
10      tary health care system.

11          (10) The establishment of a unified military  
12      medical command.

13      (c) ANTICIPATED SAVINGS.—The report on the plan  
14      required by subsection (a) shall set forth, for each action  
15      specified in the plan, the following:

16          (1) An estimate of the cost savings anticipated  
17      to be achieved by such action during the five fiscal  
18      years beginning with fiscal year 2011.

19          (2) Metrics for evaluating the implementation  
20      of such action and for determining the amount of  
21      cost savings achieved by such action.

22      (d) TRICARE PROGRAM DEFINED.—In this section,  
23      the term “TRICARE program” has the meaning given  
24      that term in section 1072(7) of title 10, United States  
25      Code.

**Subtitle B—Health Care  
Administration**

**SEC. 711. POSTDEPLOYMENT HEALTH REASSESSMENTS  
FOR PURPOSES OF THE MEDICAL TRACKING  
SYSTEM FOR MEMBERS OF THE ARMED  
FORCES DEPLOYED OVERSEAS.**

(a) REQUIREMENT FOR POSTDEPLOYMENT HEALTH REASSESSMENTS.—Paragraph (1) of subsection (b) of section 1074f of title 10, United States Code, is amended to read as follows:

“(1)(A) The system described in subsection (a) shall include the use of predeployment medical examinations and postdeployment medical examinations (including the assessment of mental health and the drawing of blood samples) and postdeployment health reassessments to—

“(i) accurately record the medical condition of members before their deployment;

“(ii) accurately record any changes in their medical condition during the course of their deployment; and

“(iii) identify health concerns, including mental health concerns, that may become manifest several months following their deployment.

“(B) The postdeployment medical examination shall be conducted when the member is redeployed or otherwise

1 leaves an area in which the system is in operation (or as  
2 soon as possible thereafter).

3 “(C) The postdeployment health reassessment shall  
4 be conducted at an appropriate time during the period be-  
5 ginning 90 days after the member is redeployed and end-  
6 ing 180 days after the member is redeployed.”.

7 (b) INCORPORATION IN REASSESSMENTS OF ELE-  
8 MENTS OF PREDEPLOYMENT AND POSTDEPLOYMENT  
9 MEDICAL EXAMINATIONS.—Paragraph (2) of such sub-  
10 section is amended by striking “and postdeployment med-  
11 ical examination” and inserting “medical examination,  
12 postdeployment medical examination, and postdeployment  
13 health reassessment”.

14 (c) RECORDKEEPING.—Subsection (c) of such section  
15 is amended—

16 (1) by inserting “and reassessments” after  
17 “medical examinations”; and

18 (2) by inserting “and the prescription and ad-  
19 ministration of psychotropic medications” after “in-  
20 cluding immunizations”.

21 (d) QUALITY ASSURANCE.—Subsection (d) of such  
22 section is amended—

23 (1) in paragraph (1), by striking “and  
24 postdeployment medical examinations” and inserting



1 “, postdeployment medical examinations, and  
2 postdeployment health reassessments”; and

3 (2) in paragraph (2)—

4 (A) in subparagraph (A), by inserting  
5 “and reassessments” after “postdeployment  
6 health assessments”; and

7 (B) in subparagraph (B), by inserting  
8 “and reassessments” after “such assessments”.

9 **SEC. 712. COMPREHENSIVE POLICY ON CONSISTENT AUTO-**  
10 **MATED NEUROLOGICAL COGNITIVE ASSESS-**  
11 **MENTS OF MEMBERS OF THE ARMED FORCES**  
12 **BEFORE AND AFTER DEPLOYMENT.**

13 (a) **COMPREHENSIVE POLICY REQUIRED.**—Not later  
14 than January 31, 2011, the Secretary of Defense shall de-  
15 velop and implement a comprehensive policy on consistent  
16 automated neurological cognitive assessments of members  
17 of the Armed Forces before and after deployment.

18 (b) **SCOPE OF POLICY.**—The policy required by sub-  
19 section (a) shall address each of the following:

20 (1) The administration of effective  
21 predeployment and postdeployment automated neu-  
22 rological cognitive assessments selected by the De-  
23 partment of Defense for its neurological cognitive  
24 assessment test program in compliance with section  
25 1673 of the Wounded Warrior Act (title XVI of

1       Public Law 110–181; 122 Stat. 482) for all mem-  
2       bers of the Armed Forces who are preparing to de-  
3       ploy and all members who have returned from de-  
4       ployment and have experienced an event which could  
5       result in traumatic brain injury or a concussion.

6           (2) The method used by the Department to  
7       evaluate automated technologies to be used for neu-  
8       rological cognitive assessments of members of the  
9       Armed Forces before and after deployment.

10          (3) A plan of outreach to members of the  
11       Armed Forces who received predeployment baseline  
12       cognitive ability assessments and experienced an  
13       event which could result in traumatic brain injury or  
14       a concussion for the purpose of conducting a con-  
15       sistent automated postdeployment cognitive assess-  
16       ment test and ensuring referral for follow-up care,  
17       as appropriate.

18          (4) The standardization of testing procedures  
19       for neurological cognitive assessments of members of  
20       the Armed Forces throughout the Department.

21          (5) The documentation of the results of auto-  
22       mated neurological cognitive assessments of mem-  
23       bers of the Armed Forces in electronic form in the  
24       medical records of such members.

1           (6) The compatibility of electronic documenta-  
 2           tion of cognitive assessment test results and follow-  
 3           up referrals with the electronic health record sys-  
 4           tems of the Department of Defense and the Depart-  
 5           ment of Veterans Affairs.

6           (7) The feasibility of establishing an electronic  
 7           longitudinal neurological cognitive assessment med-  
 8           ical record for the on-going care of members and  
 9           veterans throughout the Department of Defense and  
 10          the Department of Veterans Affairs.

11          (8) The availability of results and reports on  
 12          automated neurological cognitive assessments of  
 13          members of the Armed Forces to members of the  
 14          Armed Forces and veterans for their personal use in  
 15          health management.

16          (c) UPDATES.—The Secretary shall revise the policy  
 17          required by subsection (a) on a periodic basis in accord-  
 18          ance with experience and evolving best practice guidelines.

19      **SEC. 713. RESTORATION OF PREVIOUS POLICY REGARDING**  
 20                              **RESTRICTIONS ON USE OF DEPARTMENT OF**  
 21                              **DEFENSE MEDICAL FACILITIES.**

22          Section 1093 of title 10, United States Code, is  
 23          amended—

24                  (1) by striking subsection (b); and

1           (2) in subsection (a), by striking “(a) RESTRIC-  
2       TION ON USE OF FUNDS.—”.

3   **SEC. 714. TRAVEL FOR ANESTHESIA SERVICES FOR CHILD-**  
4                   **BIRTH FOR COMMAND-SPONSORED DEPEND-**  
5                   **ENTS OF MEMBERS ASSIGNED TO REMOTE**  
6                   **LOCATIONS OUTSIDE THE CONTINENTAL**  
7                   **UNITED STATES.**

8       (a) TRAVEL AUTHORIZED.—Section 1040(a) of title  
9   10, United States Code, is amended—

10           (1) by inserting “(1)” after “(a)”; and

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

13       “(2)(A) For purposes of paragraph (1), required  
14   medical attention of a dependent includes, in the case of  
15   a dependent authorized to accompany a member at a loca-  
16   tion described in that paragraph, obstetrical anesthesia  
17   services for childbirth equivalent to the obstetrical anes-  
18   thesia services for childbirth available in a military treat-  
19   ment facility in the United States.

20       “(B) In the case of a dependent at a remote location  
21   outside the continental United States who elects services  
22   described in subparagraph (A) and for whom air transpor-  
23   tation would be needed to travel under paragraph (1) to  
24   the nearest appropriate medical facility at which adequate  
25   medical care is available, the Secretary may authorize the

1 dependent to receive transportation under that paragraph  
2 to the continental United States and be treated at the  
3 military treatment facility that can provide appropriate  
4 obstetrical services that is nearest to the closest port of  
5 entry into the continental United States from such remote  
6 location.

7 “(C) The second through sixth sentences of para-  
8 graph (1) shall apply to a dependent provided transpor-  
9 tation by reason of this paragraph.

10 “(D) The total cost incurred by the United States  
11 for the provision of transportation and expenses (including  
12 per diem) with respect to a dependent by reason of this  
13 paragraph may not exceed the cost the United States  
14 would otherwise incur for the provision of transportation  
15 and expenses with respect to that dependent under para-  
16 graph (1) if the transportation and expenses were provided  
17 to that dependent without regard to this paragraph.

18 “(E) The authority under this paragraph shall expire  
19 on September 30, 2015.”.

20 (b) REPORT.—Not later than September 30, 2013,  
21 the Assistant Secretary of Defense for Health Affairs shall  
22 submit to the Secretary of Defense and the Director of  
23 the Office of Management and Budget a report on the use  
24 of the authority under paragraph (2) of section 1040(a)

1 of title 10, United States Code (as added by subsection  
2 (a)). The report shall—

3 (1) identify associated costs and the effect of  
4 the use of the authority on obstetric care provided  
5 at overseas military treatment facilities; and

6 (2) include the recommendation of the Assist-  
7 ant Secretary as to whether an extension of the au-  
8 thority is advisable.

9 **SEC. 715. CLARIFICATION OF AUTHORITY FOR TRANSFER**  
10 **OF MEDICAL RECORDS FROM THE DEPART-**  
11 **MENT OF DEFENSE TO THE DEPARTMENT OF**  
12 **VETERANS AFFAIRS.**

13 (a) IN GENERAL.—Section 1614(b)(11) of the  
14 Wounded Warrior Act (title XVI of Public Law 110–181;  
15 122 Stat. 445; 10 U.S.C. 1071 note) is amended by insert-  
16 ing before the period at the end the following: “, or that  
17 such transfer is otherwise authorized by the regulations  
18 implementing such Act”.

19 (b) EFFECTIVE DATE.—The amendment made by  
20 subsection (a) shall be effective as if included in section  
21 1614 of such Act as enacted on January 28, 2008.

1 **SEC. 716. CLARIFICATION OF LICENSURE REQUIREMENTS**  
2 **APPLICABLE TO MILITARY HEALTH-CARE**  
3 **PROFESSIONALS WHO ARE MEMBERS OF THE**  
4 **NATIONAL GUARD PERFORMING CERTAIN**  
5 **DUTY WHILE IN STATE STATUS.**

6 Section 1094(d) of title 10, United States Code, is  
7 amended—

8 (1) in paragraph (1), by inserting “or (3)”  
9 after “paragraph (2)”;

10 (2) in paragraph (2), by inserting “as being de-  
11 scribed in this paragraph” after “paragraph (1)”;  
12 and

13 (3) by adding at the end the following new  
14 paragraph:

15 “(3) A health-care professional referred to in  
16 paragraph (1) as being described in this paragraph  
17 is a member of the National Guard who—

18 “(A) has a current license to practice med-  
19 icine, osteopathic medicine, dentistry, or an-  
20 other health profession; and

21 “(B) is performing training or duty under  
22 section 502(f) of title 32, United States Code,  
23 in response to an actual or potential disaster.”.

1 **SEC. 717. EDUCATION AND TRAINING ON USE OF PHARMA-**  
2 **CEUTICALS IN REHABILITATION PROGRAMS**  
3 **FOR WOUNDED WARRIORS.**

4 (a) EDUCATION AND TRAINING REQUIRED.—The  
5 Secretary of Defense shall develop and implement train-  
6 ing, available through the Internet or other means, on the  
7 use of pharmaceuticals in rehabilitation programs for seri-  
8 ously ill or injured members of the Armed Forces.

9 (b) RECIPIENTS OF TRAINING.—The training devel-  
10 oped and implemented under subsection (a) shall be train-  
11 ing for each category of individuals as follows:

12 (1) Patients in or transitioning to a Wounded  
13 Warrior Unit, with special accommodation in such  
14 training for such patients with cognitive disabilities.

15 (2) Medical caregivers.

16 (3) Medical case managers.

17 (4) Nonmedical case managers.

18 (5) Military leaders.

19 (6) Family members.

20 (c) ELEMENTS OF TRAINING.—The training devel-  
21 oped and implemented under subsection (a) shall include  
22 the following:

23 (1) An overview of the fundamentals of clinical  
24 pharmacology.

25 (2) Familiarization with principles on the utili-  
26 zation of pharmaceuticals in rehabilitation therapies.



1           (3) Case studies on the utilization of pharma-  
2           ceuticals for individuals with multiple, complex inju-  
3           ries, including Traumatic Brain Injury (TBI) and  
4           Post-Traumatic Stress Disorder (PTSD).

5           (4) Familiarization with means of finding addi-  
6           tional resources for information on pharmaceuticals.

7           (5) Familiarization with basic elements of pain  
8           and pharmaceutical management.

9           (6) Familiarization with complementary and al-  
10          ternative therapies.

11         (d) TAILORING OF TRAINING.—The training devel-  
12         oped and implemented under subsection (a) shall appro-  
13         priately tailor the elements specified in subsection (c) for  
14         and among each category of individuals set forth in sub-  
15         section (b).

16         (e) PROFICIENCY.—The Secretary of Defense may, in  
17         consultation with the Secretaries of the military depart-  
18         ments, establish standards or requirements for the com-  
19         pletion of training developed and implemented under sub-  
20         section (a) and for proficiency in the matters covered by  
21         such training for all recipients of such training.

## **Subtitle C—Reports**

**SEC. 731. REPORT ON DEPARTMENT OF DEFENSE SUPPORT  
OF MEMBERS OF THE ARMED FORCES WHO  
EXPERIENCE TRAUMATIC INJURY AS A RE-  
SULT OF VACCINATIONS REQUIRED BY THE  
DEPARTMENT.**

(a) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall, in consultation with the Secretaries of the military departments, submit to the appropriate committees of Congress a report setting forth the results of a comprehensive review (conducted for purposes of the report) of the adequacy and effectiveness of the policies, procedures, and systems of the Department of Defense in providing support to members of the Armed Forces who experience traumatic injury as a result of a vaccination required by the Department.

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

(1) The number and nature of traumatic injuries incurred by members of the Armed Forces as a result of a vaccination required by the Department of Defense each year since January 1, 2001, set forth by aggregate in each year and by military department in each year.

1           (2) Such recommendations as the Secretary of  
2       Defense considers appropriate for improvements to  
3       the policies, procedures, and systems (including  
4       tracking systems) of the Department to identify  
5       members of the Armed Forces who experience trau-  
6       matic injury as a result of a vaccination required by  
7       the Department.

8           (3) Such recommendations as the Secretary of  
9       Defense considers appropriate for improvements to  
10      the policies, procedures, and systems of the Depart-  
11      ment to support members of the Armed Forces who  
12      experience traumatic injury as a result of the admin-  
13      istration of a vaccination required by the Depart-  
14      ment.

15          (4) In consultation with the Secretary of Vet-  
16      erans Affairs, an assessment by the Secretary of De-  
17      fense of the advisability of extending Traumatic  
18      Servicemembers' Group Life Insurance under section  
19      1980A of title 38, United States Code, to cover  
20      traumatic adverse reactions that result from vaccina-  
21      tions required by the Department.

22          (5) If the extension described in paragraph (4)  
23      is determined not to be advisable, an identification  
24      of other Federal programs the Secretary of Defense  
25      considers appropriate to provide similar support to

1 members of the Armed Forces who experience trau-  
2 matic injury as a result of a vaccination required by  
3 the Department.

4 (c) APPROPRIATE COMMITTEES OF CONGRESS DE-  
5 FINED.—In this section, the term “appropriate commit-  
6 tees of Congress” means—

7 (1) the Committees on Armed Services and Vet-  
8 erans’ Affairs of the Senate; and

9 (2) the Committees on Armed Services and Vet-  
10 erans’ Affairs of the House of Representatives.

11 **SEC. 732. REPEAL OF REPORT REQUIREMENT ON SEPARA-**  
12 **TIONS RESULTING FROM REFUSAL TO PAR-**  
13 **TICIPATE IN ANTHRAX VACCINE IMMUNIZA-**  
14 **TION PROGRAM.**

15 Section 1178 of title 10, United States Code, is  
16 amended—

17 (1) by striking “(a) REQUIREMENT TO ESTAB-

18 LISH SYSTEM.—”; and

19 (2) by striking subsection (b).

1 **TITLE VIII—ACQUISITION POL-**  
 2 **ICY, ACQUISITION MANAGE-**  
 3 **MENT, AND RELATED MAT-**  
 4 **TERS**

5 **Subtitle A—Provisions Relating to**  
 6 **Major Defense Acquisition Pro-**  
 7 **grams**

8 **SEC. 801. IMPROVEMENTS TO STRUCTURE AND FUNC-**  
 9 **TIONING OF JOINT REQUIREMENTS OVER-**  
 10 **SIGHT COUNCIL.**

11 (a) VICE CHAIRMAN OF JOINT CHIEFS OF STAFF TO  
 12 BE CHAIRMAN OF COUNCIL.—Subsection (c) of section  
 13 181 of title 10, United States Code, is amended—

14 (1) in paragraph (1), by inserting “Vice” before  
 15 “Chairman of the Joint Chiefs of Staff”;

16 (2) in paragraph (2), by striking “, other than  
 17 the Chairman of the Joint Chiefs of Staff,” and in-  
 18 serting “under subparagraphs (B), (C), (D), and  
 19 (E) of paragraph (1)”; and

20 (3) by striking paragraph (3).

21 (b) ROLE OF COMMANDERS OF COMBATANT COM-  
 22 MANDS AS MEMBERS OF COUNCIL.—Paragraph (1) of  
 23 subsection (c) of such section is further amended—

24 (1) in subparagraph (D), by striking “and” at  
 25 the end;

1           (2) in subparagraph (E), by striking the period  
2           at the end and inserting “; and”; and

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

5           “(F) in addition, when directed by the chair-  
6           man, the commander of any combatant command  
7           (or, as directed by that commander, the deputy com-  
8           mander of that command) when matters related to  
9           the area of responsibility or functions of that com-  
10          mand will be under consideration by the Council.”.

11       (c) CIVILIAN ADVISORS.—

12           (1) ADDITIONAL CIVILIAN ADVISORS.—Sub-  
13           section (d) of such section is amended by striking  
14           “The Under Secretary” and all that follows through  
15           “and expertise.” and inserting: “The following offi-  
16           cials of the Department of Defense shall serve as ad-  
17           visors to the Council on matters within their author-  
18           ity and expertise:

19                   “(A) The Under Secretary of Defense for  
20                   Acquisition, Technology, and Logistics.

21                   “(B) The Under Secretary of Defense  
22                   (Comptroller).

23                   “(C) The Under Secretary of Defense for  
24                   Policy.

3 “(E) The Director of Operational Test and  
4 Evaluation.

5                   “(F) Such other civilian officials of the De-  
6                   partment of Defense as are designated by the  
7                   Secretary of Defense for purposes of this sub-  
8                   section.”.

9 (2) CONFORMING AMENDMENT.—Subsection  
10 (b)(3) of such section is amended by striking  
11 “Under Secretary of Defense (Comptroller), the  
12 Under Secretary of Defense for Acquisition, Tech-  
13 nology, and Logistics, and the Director of Cost As-  
14 sessment and Performance Evaluation” and insert-  
15 ing “advisors to the Council under subsection (d)”.

(d) RECOGNITION OF PERMANENT NATURE OF COUNCIL.—Subsection (a) of such section is amended by striking “The Secretary of Defense shall establish” and inserting “There is”.

20 SEC. 802. COST ESTIMATES FOR PROGRAM BASELINES AND  
21 CONTRACT NEGOTIATIONS FOR MAJOR DE-  
22 FENSE ACQUISITION AND MAJOR AUTO-  
23 MATED INFORMATION SYSTEM PROGRAMS.

24       Section 2334 of title 10, United States Code, is  
25 amended—

1 (1) in subsection (d)—

2 (A) in paragraph (1)—

3 (i) by striking “paragraph (2)” and  
4 inserting “paragraph (3)”; and

5 (ii) by striking “, the rationale for se-  
6 lecting such confidence level, and, if such  
7 confidence level is less than 80 percent, the  
8 justification for selecting a confidence level  
9 of less than 80 percent; and” and inserting  
10 “and the rationale for selecting such con-  
11 fidence level;”;

12 (B) by redesignating paragraph (2) as  
13 paragraph (3); and

14 (C) by inserting after paragraph (1) the  
15 following new paragraph (2):

16 “(2) ensure that such confidence level provides  
17 a high degree of confidence that the program can be  
18 completed without the need for significant adjust-  
19 ment to program budgets; and”;

20 (2) by redesignating subsections (e) and (f) as  
21 subsections (f) and (g), respectively; and

22 (3) by inserting after subsection (d) the fol-  
23 lowing new subsection (e):

24 “(e) ESTIMATES FOR PROGRAM BASELINE AND CON-  
25 TRACT NEGOTIATION PURPOSES.—(1) The policies, proce-



1 dures, and guidance issued by the Director of Cost Assess-  
2 ment and Program Evaluation in accordance with the re-  
3 quirements of subsection (a) shall provide that—

4 “(A) cost estimates developed for baseline de-  
5 scriptions and other program purposes specified in  
6 subsection (a)(6) are not to be used for the purpose  
7 of contract negotiations or the obligation of funds;  
8 and

9 “(B) cost estimates developed for the purpose  
10 of contract negotiations and the obligation of funds  
11 are based on the government’s reasonable expecta-  
12 tion of successful contractor performance in accord-  
13 ance with the contractor’s proposal and previous ex-  
14 perience.

15 “(2) The Program Manager and contracting officer  
16 for each major defense acquisition program and major  
17 automated information system program shall ensure that  
18 cost estimates developed for the purpose of contract nego-  
19 tiations and the obligation of funds are carried out in ac-  
20 cordance with the requirements of paragraph (1) and the  
21 policies, procedures, and guidance issued by the Director  
22 of Cost Assessment and Program Evaluation.

23 “(3) Funds that are made available for a major de-  
24 fense acquisition program or major automated information  
25 system program in accordance with a cost estimate devel-

1 oped pursuant to subsection (a)(6), but are excess to a  
 2 cost estimate developed pursuant to paragraph (2), shall  
 3 remain available for obligation in accordance with the  
 4 terms of applicable authorization and appropriations Acts,  
 5 but may not be obligated without the written approval of  
 6 the Milestone Decision Authority for such major defense  
 7 acquisition program or major automated information sys-  
 8 tem program.

9 “(4) Funds described in paragraph (3)—

10 “(A) may be used—

11 “(i) to cover increased program costs, as  
 12 reflected in a revised cost estimate developed  
 13 pursuant to paragraph (2); or

14 “(ii) to acquire additional end items in ac-  
 15 cordance with the requirements of section 2308  
 16 of this title; and

17 “(B) may be reprogrammed, in accordance with  
 18 established procedures, only if determined to be ex-  
 19 cess to program needs on the basis of a revised cost  
 20 estimate developed pursuant to subsection (a)(6).”.

21 **SEC. 803. MANAGEMENT OF MANUFACTURING RISK IN**  
 22 **MAJOR DEFENSE ACQUISITION PROGRAMS.**

23 (a) **GUIDANCE REQUIRED.**—Not later than 180 days  
 24 after the date of the enactment of this Act, the Secretary  
 25 of Defense shall issue comprehensive guidance on the

1 management of manufacturing risk in major defense ac-  
2 quisition programs.

3 (b) ELEMENTS.—The guidance issued under sub-  
4 section (a) shall, at a minimum—

5 (1) require the use of manufacturing readiness  
6 levels as a basis for measuring, assessing, reporting,  
7 and communicating manufacturing readiness and  
8 risk on major defense acquisition programs through-  
9 out the Department of Defense;

10 (2) provide guidance on the definition of manu-  
11 facturing readiness levels and how manufacturing  
12 readiness levels should be used to assess manufac-  
13 turing risk and readiness in major defense acquisi-  
14 tion programs;

15 (3) specify manufacturing readiness levels that  
16 should be achieved at key milestones and decision  
17 points for major defense acquisition programs;

18 (4) identify tools and models that may be used  
19 to manage and reduce risks that are identified in the  
20 course of manufacturing readiness assessments for  
21 major defense acquisition programs; and

22 (5) require appropriate consideration of the  
23 manufacturing readiness and manufacturing readi-  
24 ness processes of potential contractors and sub-

1 contractors as a part of the source selection process  
2 for major defense acquisition programs.

3 (c) MANUFACTURING READINESS EXPERTISE.—The  
4 Secretary shall ensure that—

5 (1) the acquisition workforce chapter of the an-  
6 nual strategic workforce plan required by section  
7 115b of title 10, United States Code, includes an as-  
8 sessment of the critical manufacturing readiness  
9 knowledge and skills needed in the acquisition work-  
10 force and a plan of action for addressing any gaps  
11 in such knowledge and skills; and

12 (2) the need of the Department for manufac-  
13 turing readiness knowledge and skills is given appro-  
14 priate consideration, comparable to the consideration  
15 given to other program management functions, as  
16 the Department identifies areas of need for funding  
17 through the Defense Acquisition Workforce Develop-  
18 ment Fund established in accordance with the re-  
19 quirements of section 1705 of title 10, United States  
20 Code.

21 (d) MAJOR DEFENSE ACQUISITION PROGRAM DE-  
22 FINED.—In this section, the term “major defense acqui-  
23 sition program” has the meaning given that term in section  
24 2430(a) of title 10, United States Code.

1 **SEC. 804. EXTENSION OF REPORTING REQUIREMENTS FOR**  
2 **DEVELOPMENTAL TEST AND EVALUATION**  
3 **AND SYSTEMS ENGINEERING IN THE MILI-**  
4 **TARY DEPARTMENTS AND DEFENSE AGEN-**  
5 **CIES.**

6 Section 102(b) of the Weapon Systems Acquisition  
7 Reform Act of 2009 (Public Law 111–23; 123 Stat. 1714;  
8 10 U.S.C. 2430 note) is amended—

9 (1) in paragraph (2), by inserting “, and not  
10 later than February 15 of each year from 2011  
11 through 2016” after “Not later than 180 days after  
12 the date of the enactment of this Act”; and

13 (2) in paragraph (3), by striking “The first an-  
14 nual report” and inserting “Each annual report  
15 from 2010 through 2016”.

16 **SEC. 805. INCLUSION OF MAJOR SUBPROGRAMS TO MAJOR**  
17 **DEFENSE ACQUISITION PROGRAMS UNDER**  
18 **VARIOUS ACQUISITION-RELATED REQUIRE-**  
19 **MENTS.**

20 (a) REPORTING REQUIREMENTS.—Section 2430a(b)  
21 of title 10, United States Code, is amended—

22 (1) by redesignating paragraphs (1) and (2) as  
23 subparagraphs (A) and (B), respectively;

24 (2) by inserting “(1)” before “If the Sec-  
25 retary”;

1           (3) in subparagraph (A), as so redesignated, by  
2       inserting “(other than as provided in paragraph  
3       (2))” before the semicolon; and

4           (4) by adding at the end the following new  
5       paragraph:

6       “(2) For a major defense acquisition program for  
7       which a designation of a major subprogram has been made  
8       under subsection (a), unit costs under this chapter shall  
9       be submitted in accordance with the definitions in sub-  
10      section (d).”.

11       (b) MILESTONE A APPROVAL CERTIFICATION RE-  
12      QUIREMENTS.—Section 2366a of such title is amended—

13           (1) in subsection (b)—

14                (A) in paragraph (1), by striking “a major  
15               defense acquisition program certified by the  
16               Milestone Decision Authority under subsection  
17               (a), if the cost of the program” and inserting  
18               “a major defense acquisition program certified  
19               by the Milestone Decision Authority under sub-  
20               section (a) or a designated major subprogram  
21               of such program, if the cost of the program or  
22               subprogram”; and

23                (B) in paragraph (2), by inserting “or des-  
24               ignated major subprogram” after “major de-  
25               fense acquisition program”; and

1 (2) in subsection (c)—

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

5 (B) by inserting after paragraph (1) the  
6 following new paragraph (2):

7 “(2) The term ‘designated major subprogram’  
8 means a major subprogram of a major defense ac-  
9 quisition program designated under section  
10 2430a(a)(1) of this title.”.

11 (c) MILESTONE B APPROVAL CERTIFICATION RE-  
12 QUIREMENTS.—Section 2366b of such title is amended—

13 (1) in subsection (b)(1)—

14 (A) by striking “any changes to the pro-  
15 gram” and inserting “any changes to the pro-  
16 gram or a designated major subprogram of  
17 such program”; and

18 (B) in subparagraph (B), by striking “oth-  
19 erwise cause the program” and inserting “oth-  
20 erwise cause the program or subprogram”; and

21 (2) in subsection (g)—

22 (A) by redesignating paragraphs (2), (3),  
23 and (4) as paragraphs (3), (4), and (5), respec-  
24 tively; and

1 (B) by inserting after paragraph (1) the  
 2 following new paragraph (2):

3 “(2) The term ‘designated major subprogram’  
 4 means a major subprogram of a major defense ac-  
 5 quisition program designated under section  
 6 2430a(a)(1) of this title.”.

7 **SEC. 806. TECHNICAL AND CLARIFYING AMENDMENTS TO**  
 8 **WEAPON SYSTEMS ACQUISITION REFORM**  
 9 **ACT OF 2009.**

10 (a) CLARIFICATION THAT PROTOTYPES MAY BE AC-  
 11 QUIRED FROM COMMERCIAL, GOVERNMENT, OR ACA-  
 12 DEMIC SOURCES.—Paragraph (4) of section 203(a) of  
 13 Weapon Systems Acquisition Reform Act of 2009 (Public  
 14 Law 111–23; 123 Stat. 1722; 10 U.S.C. 2430 note) is  
 15 amended to read as follows:

16 “(4) That prototypes—

17 “(A) may be required under paragraph (1)  
 18 or (3) for the system to be acquired or, if proto-  
 19 typing of the system is not feasible, for critical  
 20 subsystems of the system; and

21 “(B) may be acquired from commercial,  
 22 government, or academic sources.”.

23 (b) CLARIFICATION THAT CERTIFICATIONS ARE NOT  
 24 REQUIRED FOR MAJOR DEFENSE ACQUISITION PRO-  
 25 GRAMS FOLLOWING MILESTONE C APPROVAL.—Section



1 204(c)(2) of the Weapon Systems Acquisition Reform Act  
2 of 2009 (123 Stat. 1724) is amended—

3 (1) in subparagraph (A), by striking “; and”  
4 and inserting a semicolon;

5 (2) in subparagraph (B), by striking the period  
6 at the end and inserting “; and”; and

7 (3) by adding at the end the following new sub-  
8 paragraph:

9 “(C) has not yet achieved a Milestone C  
10 approval.”.

11 (c) CLARIFICATION THAT CERTAIN MILESTONE B  
12 CERTIFICATION CRITERIA MAY BE WAIVED.—

13 (1) WAIVER AUTHORITY.—Section 2366b(d) of  
14 title 10, United States Code, as amended by section  
15 205(a)(1) of the Weapon Systems Acquisition Re-  
16 form Act of 2009 (123 Stat. 1724), is amended by  
17 striking “specified in paragraphs (1) and (2) of sub-  
18 section (a)” both places it appears and inserting  
19 “specified in paragraphs (1), (2), and (3) of sub-  
20 section (a)”.

21 (2) DETERMINATION REGARDING SATISFACTION  
22 OF CERTIFICATION COMPONENTS.—Section  
23 205(b)(1) of the Weapon Systems Acquisition Re-  
24 form Act of 2009 (10 U.S.C. 2366b note) is amend-  
25 ed by striking “certification components specified in

1 paragraphs (1) and (2) of subsection (a) of section  
 2 2366b of title 10, United States Code” and inserting  
 3 “certification components specified in paragraphs  
 4 (1), (2), and (3) of subsection (a) of section 2366b  
 5 of title 10, United States Code”.

6 (d) CORRECTION TO REFERENCE.—Section 205(c) of  
 7 the Weapon Systems Acquisition Reform Act of 2009 (10  
 8 U.S.C. 2433a note) is amended by striking “section  
 9 2433a(c)(3)” and inserting “section 2433(a)(c)(1)(C)”.

## 10 **Subtitle B—Acquisition Policy and** 11 **Management**

### 12 **SEC. 811. NEW ACQUISITION PROCESS FOR RAPID FIELD-** 13 **ING OF CAPABILITIES IN RESPONSE TO UR-** 14 **GENT OPERATIONAL NEEDS.**

15 (a) NEW ACQUISITION PROCESS REQUIRED.—

16 (1) IN GENERAL.—Not later than 270 days  
 17 after the date of the enactment of this Act, the Sec-  
 18 retary of Defense shall develop and implement a new  
 19 acquisition process to ensure the rapid fielding of ca-  
 20 pabilities in response to urgent operational needs.

21 (2) ELEMENTS.—The acquisition process devel-  
 22 oped and implemented pursuant to this subsection  
 23 shall, to the extent determined appropriate by the  
 24 Secretary—

25 (A) be consistent with—

1 (i) the fifth recommendation of the  
2 July 2009 report of the Defense Science  
3 Board Task Force on Fulfillment of Ur-  
4 gent Operational Needs; and

5 (ii) the recommendations of the April  
6 2010 report of the Government Account-  
7 ability Office on DOD's Urgent Needs  
8 Processes;

9 (B) clearly define the roles and responsibil-  
10 ities of the Office of the Secretary of Defense,  
11 the Joint Chiefs of Staff, the military depart-  
12 ments, and other components of the Depart-  
13 ment of Defense for carrying out all phases of  
14 the process;

15 (C) designate a senior official within the  
16 Office of the Secretary of Defense with primary  
17 responsibility for making recommendations to  
18 the Secretary on the use of the authority pro-  
19 vided by subsections (c) and (d) of section 806  
20 of the Bob Stump National Defense Authoriza-  
21 tion Act for Fiscal Year 2003 (10 U.S.C.  
22 2302), as added by section 811 of the Ronald  
23 Reagan National Defense Authorization Act for  
24 Fiscal Year 2005 (Public Law 108-375; 118  
25 Stat. 2012), in appropriate circumstances;

1 (D) be designed to provide a streamlined,  
2 expedited, and tightly integrated approach to—

3 (i) the identification and validation of  
4 urgent operational needs;

5 (ii) the analysis of alternatives and  
6 identification of preferred solutions;

7 (iii) the development and approval of  
8 appropriate requirements and acquisition  
9 documents;

10 (iv) the identification and minimiza-  
11 tion of development, integration, and man-  
12 ufacturing risks;

13 (v) the consideration of operation and  
14 sustainment costs;

15 (vi) the allocation of appropriate fund-  
16 ing; and

17 (vii) the rapid production and delivery  
18 of required capabilities;

19 (E) ensure that a target date is established  
20 for the fielding of a capability pursuant to each  
21 validated urgent operational need;

22 (F) include a system for—

23 (i) documenting key process mile-  
24 stones, such as funding, acquisition, field-

1 ing, and assessment decisions and actions;

2 and

3 (ii) tracking the cost, schedule, and  
4 performance of acquisitions conducted pur-  
5 suant to the process; and

6 (G) include an established, formal feedback  
7 mechanism for the commanders of the combat-  
8 ant commands to provide information to the  
9 Joint Chiefs of Staff and senior acquisition offi-  
10 cials on how well fielded solutions are meeting  
11 urgent needs.

12 (b) APPLICABILITY OF NEW PROCESS.—

13 (1) REVIEW OF APPLICABILITY OF NEEDS FOR  
14 FIELDING THROUGH PROCESS.—Not later than 270  
15 days after the date of the enactment of this Act, the  
16 Secretary shall develop and implement an expedited  
17 review process to determine whether capabilities pro-  
18 posed as urgent operational needs are appropriate  
19 for fielding through the acquisition process devel-  
20 oped and implemented pursuant to subsection (a) or  
21 should be fielded through the traditional acquisition  
22 process.

23 (2) ELEMENTS.—The review process developed  
24 and implemented pursuant to paragraph (1) shall—

1           (A) apply to the rapid fielding of capabili-  
2           ties in response to joint urgent operational need  
3           statements and to other urgent operational  
4           needs statements generated by the military de-  
5           partments and the combatant commands;

6           (B) identify officials responsible for mak-  
7           ing determinations described in paragraph (1);

8           (C) establish appropriate time periods for  
9           making such determinations;

10          (D) set forth standards and criteria for  
11          making such determinations based on consider-  
12          ations of urgency, risk, and life cycle manage-  
13          ment;

14          (E) establish appropriate thresholds for  
15          the applicability of the review process, or of ele-  
16          ments of the review process; and

17          (F) authorize appropriate officials to make  
18          exceptions from standards established under  
19          this subsection in exceptional circumstances.

20          (3) COVERED CAPABILITIES.—The review proc-  
21          ess developed and implemented pursuant to para-  
22          graph (1) shall provide that, subject to such excep-  
23          tions as the Secretary considers appropriate for pur-  
24          poses of this section, the acquisition process devel-

1       oped and implemented pursuant to subsection (a) is  
2       appropriate only for capabilities that—

3               (A) can be fielded within a period of 2 to  
4       24 months;

5               (B) do not require substantial development  
6       effort;

7               (C) are based on technologies that are  
8       proven and available; and

9               (D) can be acquired under fixed price con-  
10      tracts.

11       (c) REVIEW OF ORGANIZATION AND FUNDING FOR  
12      URGENT OPERATIONAL NEEDS.—

13           (1) REVIEW.—The Secretary shall review the  
14      organization and funding of the Department of De-  
15      fense for the rapid fielding of capabilities in re-  
16      sponse to urgent operational needs in order to de-  
17      velop such recommendations on the enhancement of  
18      such organization and funding as the Secretary con-  
19      sider appropriate.

20           (2) RECOMMENDATIONS.—The recommenda-  
21      tions developed by the Secretary under paragraph  
22      (1) shall include, at a minimum, recommendations  
23      on the advisability of establishing a dedicated source  
24      of funding, and a new agency, dedicated to the rapid  
25      fielding of capabilities in response to urgent oper-

1        ational needs, as recommended by the Defense  
2        Science Board Task Force on Fulfillment of Urgent  
3        Operational Needs.

4        (d) TESTING REQUIREMENTS.—

5            (1) PROCESS FOR DEMONSTRATION OF PER-  
6        FORMANCE.—The acquisition process developed and  
7        implemented pursuant to this section shall include a  
8        process for demonstrating performance of capabili-  
9        ties in a manner that is consistent with the require-  
10        ments of section 806(b)(2) of the Bob Stump Na-  
11        tional Defense Authorization Act for Fiscal Year  
12        2003 (10 U.S.C. 2302 note), the principles estab-  
13        lished in the July 2007 report to Congress pursuant  
14        to section 231 of the John Warner National Defense  
15        Authorization Act for Fiscal Year 2007 (Public Law  
16        109–364; 120 Stat. 2131), and the need for rapid  
17        fielding of capabilities in response to urgent oper-  
18        ational needs.

19            (2) DEVELOPMENT OF OPERATION AND DEVEL-  
20        OPMENTAL TESTING REQUIREMENTS.—To the max-  
21        imum extent practicable and consistent with the  
22        need for rapid fielding, operational and develop-  
23        mental testing requirements for capabilities covered  
24        by the acquisition process shall be developed in co-  
25        ordination with the Director of Operational Test and



1       Evaluation and the Director of Developmental Test  
2       and Evaluation.

3       (e) FOLLOW-ON PRODUCTION, SUSTAINMENT, AND  
4 LOGISTICS SUPPORT.—Not later than 270 days after the  
5 date of the enactment of this Act, the Secretary shall issue  
6 guidance to provide for the appropriate transition of capa-  
7 bilities fielded through the acquisition process developed  
8 and implemented pursuant to this section into the tradi-  
9 tional budget, requirements, and acquisition process for  
10 purposes of contracts for follow-on production,  
11 sustainment, and logistics support.

12       (f) REPORTS TO CONGRESS.—

13           (1) INITIAL REPORT.—Not later than one year  
14 after the date of the enactment of this Act, the Sec-  
15 retary shall submit to the Committees on Armed  
16 Services of the Senate and the House of Representa-  
17 tives a report on the implementation of the require-  
18 ments of this section. Such report shall include, at  
19 a minimum, the following:

20           (A) A description of the acquisition process  
21 developed and implemented pursuant to sub-  
22 section (a).

23           (B) A description of the expedited review  
24 process developed and implemented pursuant to  
25 subsection (b).

1 (C) The results of the review conducted  
2 pursuant to subsection (c), including the rec-  
3 ommendations described in that subsection.

4 (D) A description of the testing process es-  
5 tablished pursuant to subsection (d).

6 (E) A description of the transition guid-  
7 ance issued pursuant to subsection (e).

8 (F) Such recommendations for such legis-  
9 lative action as the Secretary considers appro-  
10 priate to enhance the utility of the expedited ac-  
11 quisition process required by this section.

12 (G) Such other matters relating to the im-  
13 plementation of the requirements of this section  
14 as the Secretary considers appropriate, includ-  
15 ing such other recommendations as the Sec-  
16 retary considers appropriate.

17 (2) ANNUAL REPORTS.—Not later than 30 days  
18 after the end of fiscal year 2011, and 30 days after  
19 the end of each subsequent fiscal year through fiscal  
20 year 2016, the Secretary shall submit to the con-  
21 gressional defense committees a report on the rapid  
22 fielding of capabilities under the acquisition process  
23 developed and implemented pursuant to this section.  
24 Each such report shall include, at a minimum, the  
25 following:

1 (A) The number and dollar value of acqui-  
 2 sitions conducted pursuant to the acquisition  
 3 process during the previous fiscal year.

4 (B) An assessment of the successes and  
 5 failures of acquisitions conducted pursuant to  
 6 the acquisition process during the previous fis-  
 7 cal year.

8 (C) An identification of each acquisition  
 9 conducted pursuant to the acquisition process  
 10 during the previous fiscal year in which a capa-  
 11 bility was not fielded by the target date estab-  
 12 lished under this section, the reasons for the  
 13 failure to field such capability by the target  
 14 date, and the plans of the Department for field-  
 15 ing such capability.

16 (D) A description of any plans of the De-  
 17 partment to improve or enhance the acquisition  
 18 process.

19 **SEC. 812. ACQUISITION OF MAJOR AUTOMATED INFORMA-**  
 20 **TION SYSTEM PROGRAMS.**

21 (a) PROGRAM TO IMPROVE INFORMATION TECH-  
 22 NOLOGY PROCESSES.—

23 (1) IN GENERAL.—Chapter 131 of title 10,  
 24 United States Code, is amended by inserting after  
 25 section 2223 the following new section:

1 **“§ 2223a. Information technology acquisition plan-**  
2 **ning and oversight requirements**

3 “(a) ESTABLISHMENT OF PROGRAM.—The Secretary  
4 of Defense shall establish a program to improve the plan-  
5 ning and oversight processes for the acquisition of major  
6 automated information systems by the Department of De-  
7 fense.

8 “(b) PROGRAM COMPONENTS.—The program estab-  
9 lished under subsection (a) shall include—

10 “(1) a documented process for information  
11 technology acquisition planning, requirements devel-  
12 opment and management, project management and  
13 oversight, earned value management, and risk man-  
14 agement;

15 “(2) the development of appropriate metrics  
16 that can be implemented and monitored on a real-  
17 time basis for performance measurement of—

18 “(A) processes and development status of  
19 investments in major automated information  
20 system programs;

21 “(B) continuous process improvement of  
22 the program; and

23 “(C) achievement of program and invest-  
24 ment outcomes;

25 “(3) a process to ensure that key program per-  
26 sonnel have an appropriate level of experience, train-

1 ing, and education in the planning, acquisition, exe-  
 2 cution, management, and oversight of information  
 3 technology systems;

4 “(4) a process to ensure that military depart-  
 5 ments and defense agencies adhere to established  
 6 processes and requirements relating to the planning,  
 7 acquisition, execution, management, and oversight of  
 8 information technology programs and developments;  
 9 and

10 “(5) a process under which an appropriate De-  
 11 partment of Defense official may intervene or termi-  
 12 nate the funding of an information technology in-  
 13 vestment if the investment is at risk of not achieving  
 14 major project milestones.”.

15 (2) CLERICAL AMENDMENT.—The table of sec-  
 16 tions at the beginning of chapter 131 of such title  
 17 is amended by inserting after the item relating to  
 18 section 2223 the following new item:

“2223a. Information technology acquisition planning and oversight require-  
 ments.”.

19 (b) ANNUAL REPORT TO CONGRESS.—Section  
 20 2445b(b) of title 10, United States Code, is amended by  
 21 adding at the end the following new paragraphs:

22 “(5) For each major automated information  
 23 system program for which such information has not  
 24 been provided in a previous annual report—

1           “(A) a description of the primary business  
2 case and key functional requirements for the  
3 program;

4           “(B) a description of the analysis of alter-  
5 natives conducted with regard to the program;

6           “(C) an assessment of the extent to which  
7 the program, or portions of the program, have  
8 technical requirements of sufficient clarity that  
9 the program, or portions of the program, may  
10 be feasibly procured under firm, fixed-price con-  
11 tracts;

12           “(D) the most recent independent cost es-  
13 timate or cost analysis for the program pro-  
14 vided by the Director of Cost Assessment and  
15 Program Evaluation in accordance with section  
16 2334(a)(6) of this title;

17           “(E) a certification by a Department of  
18 Defense acquisition official with responsibility  
19 for the program that all technical and business  
20 requirements have been reviewed and validated  
21 to ensure alignment with the business case; and

22           “(F) an explanation of the basis for the  
23 certification described in subparagraph (E).

24           “(6) For each major automated information  
25 system program for which the information required

1 under paragraph (5) has been provided in a previous  
2 annual report, a summary of any significant changes  
3 to the information previously provided.”.

4 **SEC. 813. PERMANENT AUTHORITY FOR DEFENSE ACQUISITION CHALLENGE PROGRAM.**

6 (a) PERMANENT AUTHORITY.—Section 2359b of title  
7 10, United States Code, is amended by striking subsection  
8 (k).

9 (b) REPEAL OF ANNUAL REPORT REQUIREMENT.—  
10 Such section is further amended by striking subsection (j).

11 (c) CONFORMING AMENDMENT.—Such section is fur-  
12 ther amended by redesignating subsection (l) as subsection  
13 (j).

14 **SEC. 814. EXPORTABILITY FEATURES FOR DEPARTMENT OF DEFENSE SYSTEMS.**

16 (a) INCORPORATION OF EXPORTABILITY FEATURES  
17 DURING RESEARCH AND DEVELOPMENT ON DEFENSE  
18 SYSTEMS.—

19 (1) IN GENERAL.—Chapter 139 of title 10,  
20 United States Code, is amended by inserting after  
21 section 2367 the following new section:

1 **“§ 2368. Defense systems identified for possible ex-**  
2 **port: design and incorporation of**  
3 **exportability features during research**  
4 **and development**

5 “(a) EXPORTABILITY FEATURES FOR DEFENSE SYS-  
6 TEMS IDENTIFIED FOR POSSIBLE FUTURE EXPORT.—  
7 Subject to subsection (c), the Secretary of Defense may,  
8 during the research and development phases of any De-  
9 partment of Defense system identified for possible future  
10 export, carry out activities—

11 “(1) for the development of program protection  
12 strategies for the system; and

13 “(2) for the design and incorporation of  
14 exportability features into the system.

15 “(b) USE OF RESEARCH, DEVELOPMENT, TEST, AND  
16 EVALUATION FUNDS.—(1) Subject to the availability of  
17 appropriations for such purpose, the Secretary may use  
18 funds available to the Department of Defense for research,  
19 development, test, and evaluation for activities under this  
20 section.

21 “(2) The amount of funds described in paragraph (1)  
22 that are used under that paragraph in any fiscal year may  
23 not exceed \$5,000,000.

24 “(c) COST-SHARING AND RECOUPMENT.—(1) Any  
25 contract for the design or development of a system re-  
26 ferred to in subsection (a) which contains a requirement



1 to carry out activities specified in paragraph (1) or (2)  
 2 of that subsection shall include a cost-sharing provision  
 3 that requires the contractor to bear at least one half of  
 4 the cost of such activities.

5 “(2) Any costs borne by the Department of Defense  
 6 for activities specified in paragraph (1) or (2) of subjec-  
 7 tion (a) shall be subject to recoupment at the time of an  
 8 export sale, in accordance with sections 21(e)(1)(B) and  
 9 22(a) of the Arms Export Control Act (22 U.S.C.  
 10 2671(e)(1)(B), 2762(a)).

11 “(d) ANNUAL REPORT.—Not later than 90 days after  
 12 the end of each fiscal year during which this section is  
 13 in effect, the Secretary shall submit to the congressional  
 14 defense committees a report on the defense systems for  
 15 which exportability features were incorporated during re-  
 16 search and development activities during such fiscal year.

17 “(e) SUNSET.—The authority under this section shall  
 18 expire on September 30, 2016.”.

19 (2) CLERICAL AMENDMENT.—The table of sec-  
 20 tions at the beginning of chapter 139 of such title  
 21 is amended by inserting after the item relating to  
 22 section 2367 the following new item:

“2368. Defense systems identified for possible export: design and incorporation  
 of exportability features during research and development.”.

23 (b) REPORT ON EXERCISE OF AUTHORITY.—Not  
 24 later than October 1, 2015, the Secretary of Defense shall

1 submit to Congress a written report on actions taken  
2 under section 2368(a) of title 10, United States Code (as  
3 added by subsection (a)), since the date of the enactment  
4 of this Act. The report shall include a comprehensive as-  
5 sessment of the benefits and costs of exportability develop-  
6 ment under that section, including, for each system so de-  
7 veloped, an analysis of the effects of such development on  
8 interoperability, deployment times for both domestic and  
9 foreign export versions of such system, system security,  
10 and system sales.

11 **SEC. 815. REDUCTION OF SUPPLY CHAIN RISK IN THE AC-**  
12 **QUISITION OF NATIONAL SECURITY SYS-**  
13 **TEMS.**

14 (a) **USE OF QUALIFICATION REQUIREMENTS TO RE-**  
15 **DUCE SUPPLY CHAIN RISK.**—The head of an agency may,  
16 on the basis of a joint recommendation by the Director  
17 of the Defense Intelligence Agency and the Assistant Sec-  
18 retary of Defense for Networks and Information Integra-  
19 tion—

20 (1) establish qualification requirements, in ac-  
21 cordance with the requirements of section 2319 of  
22 title 10, United States Code, for the purpose of re-  
23 ducing supply chain risk in the acquisition of cov-  
24 ered systems or covered items of supply; and

1           (2) restrict the procurement of a covered sys-  
2           tem or a covered item of supply to sources that meet  
3           qualification requirements established pursuant to  
4           paragraph (1).

5           (b) USE OF EVALUATION FACTORS TO REDUCE SUP-  
6           PLY CHAIN RISK.—The head of an agency may—

7           (1) provide for the consideration of supply  
8           chain risk as a significant factor in the evaluation of  
9           proposals for the procurement of a covered system  
10          or a covered item of supply; and

11          (2) utilize the assistance of the Director of the  
12          Defense Intelligence Agency and the Assistant Sec-  
13          retary of Defense for Networks and Information In-  
14          tegration in evaluating proposals with regard to such  
15          factor.

16          (c) EXCLUSION OF CERTAIN SOURCES TO REDUCE  
17          SUPPLY CHAIN RISK.—If the head of an agency deter-  
18          mines, on the basis of a joint recommendation by the Di-  
19          rector of the Defense Intelligence Agency and the Assist-  
20          ant Secretary of Defense for Networks and Information  
21          Integration, that the exclusion of a particular source is  
22          necessary to avoid an unacceptable supply chain risk, the  
23          head of an agency may—

24               (1) notwithstanding the requirements of section  
25               2304(a) of title 10, United States Code, provide for

1 the procurement of a covered system or a covered  
2 item of supply using competitive procedures, but ex-  
3 cluding the particular source;

4 (2) notwithstanding the requirements of section  
5 2304c(b) of title 10, United States Code, provide for  
6 the award of a task or delivery order for a covered  
7 system or a covered item of supply under a multiple  
8 task or delivery order contract on the basis of a fair  
9 opportunity for all contractors to be considered,  
10 after excluding the particular source;

11 (3) withhold consent for a contractor for a cov-  
12 ered system or a covered item of supply to sub-  
13 contract with the particular source; or

14 (4) direct a contractor for a covered system or  
15 a covered item of supply to exclude the particular  
16 source from consideration for subcontracts under the  
17 contract.

18 (d) DETERMINATIONS.—A determination under sub-  
19 section (c) that the exclusion of a particular source is nec-  
20 essary to avoid an unacceptable supply chain risk—

21 (1) shall be made in writing;

22 (2) shall include—

23 (A) the information required by section  
24 2304(f)(3) of title 10, United States Code; and

1 (B) the joint recommendation by the Di-  
2 rector of the Defense Intelligence Agency and  
3 the Assistant Secretary of Defense for Net-  
4 works and Information Integration as specified  
5 in subsection (c);

6 (3) may not be delegated—

7 (A) in the case of a procurement with an  
8 estimated value of \$50,000,000 or more (in-  
9 cluding all options), below the level of head of  
10 an agency;

11 (B) in the case of any other procurement,  
12 below the level of senior procurement executive  
13 for an agency;

14 (4) shall not be subject to disclosure under sec-  
15 tion 552 of title 5, United States Code;

16 (5) shall be made in the sole discretion of the  
17 head of an agency or senior procurement executive  
18 of an agency, as the case may be; and

19 (6) shall not be subject to review in a bid pro-  
20 test before the Government Accountability Office or  
21 in any Federal court.

22 (e) REPORTS.—

23 (1) IN GENERAL.—Not later than 60 days after  
24 the end of each fiscal year in which the authority  
25 under this section is in effect, the Secretary of De-

1       fense shall submit to the congressional defense com-  
2       mittees a report on the use of the authority during  
3       the previous fiscal year.

4           (2) ELEMENTS.—Each report under this sub-  
5       section shall include, at a minimum, for the fiscal  
6       year covered by such report the following:

7           (A) A statistical summary of the contracts  
8       subject to qualification requirements under sub-  
9       section (a), including information on numbers  
10      of contracts, contract award amounts, and cat-  
11      egories of systems or items of supply addressed.

12          (B) A statistical summary of the contracts  
13      subject to determinations under subsection (b),  
14      including information on numbers of contracts,  
15      contract award amounts, and categories of sys-  
16      tems or items of supply addressed.

17          (C) A statistical summary of the contracts  
18      subject to determinations under subsection (c),  
19      including information on numbers of contracts,  
20      contract award amounts, and categories of sys-  
21      tems or items of supply addressed.

22          (D) A description of each determination  
23      under subsection (c), including a summary of  
24      the information required by subsection (d)(2).

25       (f) DEFINITIONS.—In this section:

1           (1) The term “covered item of supply” means  
2           an item of information technology (as that term is  
3           defined in section 11101 of title 40, United States  
4           Code), or any other supply item, the loss of integrity  
5           of which could result in a supply chain risk for a  
6           covered system.

7           (2) The term “covered system” means a na-  
8           tional security system, as that term is defined in sec-  
9           tion 3542(b) of title 44, United States Code.

10          (3) The term “head of an agency” has the  
11          meaning given that term in section 2302(1) of title  
12          10, United States Code.

13          (4) The term “supply chain risk” means the  
14          risk that an adversary may sabotage, maliciously in-  
15          troduce unwanted function, or otherwise subvert the  
16          design, integrity, manufacturing, production, dis-  
17          tribution, installation, operation, or maintenance of  
18          a covered system or a covered item of supply so as  
19          to surveil, deny, disrupt, or otherwise degrade the  
20          function, use, or operation of the system or item.

21          (g) SUNSET OF AUTHORITY TO EXCLUDE  
22          SOURCES.—The authority to exclude sources as provided  
23          in subsection (c) shall expire on the date that is five years  
24          after the date of the enactment of this Act.

1 **SEC. 816. DEPARTMENT OF DEFENSE POLICY ON ACQUISITION AND PERFORMANCE OF SUSTAINABLE**  
2  
3 **PRODUCTS AND SERVICES.**

4 (a) FINDING.—Congress finds that Executive Order  
5 No. 13514, dated October 5, 2009, requires the depart-  
6 ments and agencies of the Federal Government to estab-  
7 lish an integrated strategy towards the procurement of  
8 sustainable products and services.

9 (b) REPORT.—

10 (1) IN GENERAL.—Not later than 180 days  
11 after the date of the enactment of this Act, the Sec-  
12 retary of Defense shall submit to the congressional  
13 defense committees a report on the status of the  
14 achievement by the Department of Defense of the  
15 objectives and goals on the procurement of sustain-  
16 able products and services established by section  
17 2(h) of Executive Order No. 13514.

18 (2) ELEMENTS.—The report required by para-  
19 graph (1) shall include the following:

20 (A) A description of the actions taken, and  
21 to be taken, to promote the use of products and  
22 services described in section 2(h) of Executive  
23 Order No. 13514 for the purpose of achieving  
24 the objective that 95 percent of the new con-  
25 tracts of the Department of Defense, and of  
26 task and delivery orders under existing Depart-



1           ment contracts, for products and services pro-  
2           vide for the procurement of sustainable prod-  
3           ucts and services when such products and serv-  
4           ices meet Department performance require-  
5           ments.

6           (B) A description of the actions taken, and  
7           to be taken, by the Department to identify par-  
8           ticular sustainable products and services that  
9           contribute to the achievement of the objective  
10          described in subparagraph (A).

11          (C) An assessment of the tools available to  
12          the Department to promote the use of par-  
13          ticular sustainable products and services identi-  
14          fied pursuant to the actions described in sub-  
15          paragraph (B) across the Department, and a  
16          description of the actions taken, and to be  
17          taken, by the Department to utilize such tools.

18          (D) A description of strategies and tools  
19          identified by the Department that could assist  
20          the other departments and agencies of the Fed-  
21          eral Government in procuring sustainable prod-  
22          ucts and services, including a description of  
23          mechanisms for sharing best practices in such  
24          procurement, as identified by the Department,

1           among the other departments and agencies of  
2           the Federal Government.

3 **SEC. 817. REPEAL OF REQUIREMENT FOR CERTAIN PRO-**  
4 **CUREMENTS FROM FIRMS IN THE SMALL**  
5 **ARMS PRODUCTION INDUSTRIAL BASE.**

6           (a) REPEAL.—Section 2473 of title 10, United States  
7 Code, is repealed.

8           (b) CLERICAL AMENDMENT.—The table of sections  
9 at the beginning of chapter 146 of such title is amended  
10 by striking the item relating to section 2473.

11 **SEC. 818. PROHIBITION ON DEPARTMENT OF DEFENSE**  
12 **PROCUREMENTS FROM ENTITIES ENGAGING**  
13 **IN COMMERCIAL ACTIVITY IN THE ENERGY**  
14 **SECTOR OF THE ISLAMIC REPUBLIC OF IRAN.**

15           (a) PROHIBITION ON CONTRACTS.—The Secretary of  
16 Defense may not procure, or enter into any contract for  
17 the procurement of, any goods or services from any person  
18 or entity through a contract, grant, loan, or loan guar-  
19 antee in an amount in excess of \$1,000,000 unless the  
20 person or entity certifies to the Secretary that the person  
21 or entity—

22                   (1) does not engage in any activity for which  
23           sanctions may be imposed under section 5 of the  
24           Iran Sanctions Act of 1996 (50 U.S.C. 1701 note);

1           (2) during any 12-month period beginning on  
2           or after the date that is one year before the date of  
3           the enactment of this Act, has not engaged in the  
4           sale of refined petroleum products valued at  
5           \$1,000,000 to the Islamic Republic of Iran;

6           (3) during any 12-month period beginning on  
7           or after the date that is one year before the date of  
8           the enactment of this Act, has not engaged in an ac-  
9           tivity valued at \$1,000,000 or more that could con-  
10          tribute to enhancing the ability of the Islamic Re-  
11          public of Iran to import refined petroleum products,  
12          including—

13                (A) providing ships or shipping services to  
14                deliver refined petroleum products to the Is-  
15                lamic Republic of Iran;

16                (B) underwriting or otherwise providing in-  
17                surance or reinsurance for such an activity; or

18                (C) financing or brokering such an activ-  
19                ity;

20          (4) during any 12-month period beginning on  
21          or after the date that is one year before the date of  
22          the enactment of this Act, has not engaged in the  
23          selling, leasing, or otherwise providing to the Islamic  
24          Republic of Iran any goods, services, or technology  
25          valued at \$1,000,000 or more that could contribute

1 to the maintenance or expansion of the capacity of  
2 the Islamic Republic of Iran to produce refined pe-  
3 troleum products; or

4 (5) does not own or control any person or entity  
5 that engages in such activity.

6 (b) EXCEPTIONS.—The prohibition in subsection (a)  
7 shall not apply—

8 (1) in the case of the procurement of defense  
9 articles or defense services—

10 (A) under existing contracts or sub-  
11 contracts, including the exercise of options for  
12 production quantities to satisfy requirements  
13 essential to the national security of the United  
14 States;

15 (B) if the Secretary of Defense determines  
16 in writing that—

17 (i) the person or entity to which such  
18 prohibition would otherwise be applied is a  
19 sole source supplier of such defense articles  
20 or services;

21 (ii) such defense articles or services  
22 are essential; and

23 (iii) alternative sources for such de-  
24 fense articles or services are not readily or  
25 reasonably available; or

1 (C) if the Secretary determines in writing  
2 that such defense articles or services are essen-  
3 tial to the national security under defense co-  
4 production agreements; or

5 (2) to—

6 (A) spare parts that are essential to  
7 United States products or production;

8 (B) component parts, but not finished  
9 products, that are essential to United States  
10 products or production; or

11 (C) routine servicing and maintenance of  
12 products, to the extent that alternative sources  
13 are not readily or reasonably available.

14 (c) DURATION OF PROHIBITION.—The prohibition in  
15 subsection (a) shall apply with respect to a person or enti-  
16 ty (or successor person or entity)—

17 (1) for a period of not less than 2 years begin-  
18 ning on the date on which the prohibition is im-  
19 posed; or

20 (2) until the date on which the Secretary of De-  
21 fense determines and certifies to the congressional  
22 defense committees that—

23 (A) the person or entity whose activities  
24 were the basis for imposing the prohibition is  
25 no longer engaging in such activities; and

1 (B) the Secretary has received reliable as-  
2 surances that such person or entity (or suc-  
3 cessor person or entity) will not knowingly en-  
4 gage in such activities in the future.

5 (d) WAIVER.—

6 (1) IN GENERAL.—The Secretary of Defense  
7 may waive the prohibition in subsection (a) with re-  
8 spect to a procurement if the Secretary determines  
9 that the procurement is essential to the national se-  
10 curity interests of the United States.

11 (2) NOTICE.—Upon issuing a waiver under  
12 paragraph (1) with respect to a procurement, the  
13 Secretary shall submit to the appropriate committees  
14 of Congress a notification that identifies the person  
15 or entity involved, the nature of the procurement,  
16 and the rationale for issuing the waiver.

17 (3) APPROPRIATE COMMITTEES OF CONGRESS  
18 DEFINED.—In this subsection, the term “appro-  
19 priate committees of Congress” means—

20 (A) the Committees on Armed Services,  
21 Foreign Relations, and Homeland Security and  
22 Governmental Affairs of the Senate; and

23 (B) the Committees on Armed Services,  
24 Foreign Affairs, and Homeland Security of the  
25 House of Representatives

1 **Subtitle C—Amendments Relating**  
2 **to General Contracting Authori-**  
3 **ties, Procedures, and Limita-**  
4 **tions**

5 **SEC. 831. PILOT PROGRAM ON ACQUISITION OF MILITARY**  
6 **PURPOSE NONDEVELOPMENTAL ITEMS.**

7 (a) PILOT PROGRAM AUTHORIZED.—

8 (1) IN GENERAL.—The Secretary of Defense  
9 may carry out a pilot program to assess the  
10 feasibility and advisability of acquiring military pur-  
11 pose nondevelopmental items in accordance with this  
12 section.

13 (2) SCOPE OF PROGRAM.—Under the pilot pro-  
14 gram, the Secretary may enter into contracts with  
15 nontraditional defense contractors for the acquisition  
16 of military purpose nondevelopmental items in ac-  
17 cordance with the streamlined procedures set forth  
18 in subsection (b).

19 (b) PROCEDURES.—Each contract entered into under  
20 the pilot program—

21 (1) shall be a firm, fixed price contract, or a  
22 firm, fixed price contract with an economic price ad-  
23 justment clause;

24 (2) shall be in an amount not in excess of  
25 \$50,000,000, including all options;

1 (3) shall provide—

2 (A) for the delivery of an initial lot of pro-  
3 duction quantities of completed items not later  
4 than nine months after the date of the award  
5 of such contract; and

6 (B) that failure to make delivery as pro-  
7 vided for under subparagraph (A) may result in  
8 the termination of such contract for default;  
9 and

10 (4) shall be—

11 (A) exempt from the requirement to pro-  
12 vide cost or pricing data under section 2306a of  
13 title 10, United States Code, and the cost ac-  
14 counting standards under section 26 of the Of-  
15 fice of Federal Procurement Policy Act (41  
16 U.S.C. 422); and

17 (B) subject to the requirement to provide  
18 data other than certified cost or pricing data  
19 for the purpose of price reasonableness deter-  
20 minations, as provided in section 2306a(d) of  
21 title 10, United States Code.

22 (c) TREATMENT OF ITEMS AS DEVELOPED EXCLU-  
23 SIVELY AT PRIVATE EXPENSE.—For purposes of this sec-  
24 tion, an item shall not be considered to be developed exclu-  
25 sively at private expense if development of the item was



1 paid for in whole or in part through independent research  
2 and development costs or bid and proposal costs that have  
3 been reimbursed directly or indirectly by a Federal agency  
4 or have been submitted to a Federal agency for reimburse-  
5 ment.

6 (d) REPORTS.—

7 (1) REPORTS ON PROGRAM ACTIVITIES.—Not  
8 later than 60 days after the end of the first fiscal  
9 year in which the pilot program is in effect, and  
10 each year thereafter, the Secretary shall submit to  
11 the congressional defense committees a report on the  
12 pilot program. Each report shall set forth, for each  
13 contract entered into under the pilot program in the  
14 preceding fiscal year, the following:

15 (A) The contractor.

16 (B) The item or items to be acquired.

17 (C) The military purpose to be served by  
18 such item or items.

19 (D) The amount of the contract.

20 (E) The actions taken by the Department  
21 of Defense to ensure that the price paid for  
22 such item or items is fair and reasonable.

23 (2) PROGRAM ASSESSMENT.—Not later than  
24 four years after the date of the enactment of this  
25 Act, the Comptroller General of the United States

1 shall submit to the congressional defense committees  
2 a report setting forth the assessment of the Comp-  
3 troller General of the extent to which the pilot pro-  
4 gram—

5 (A) enabled the Department to acquire  
6 items that otherwise might not have been avail-  
7 able to the Department;

8 (B) assisted the Department in the rapid  
9 acquisition and fielding of capabilities needed to  
10 meet urgent operational needs; and

11 (C) protected the interests of the United  
12 States in paying fair and reasonable prices for  
13 the item or items acquired.

14 (e) DEFINITIONS.—In this section:

15 (1) The term “military purpose nondevelop-  
16 mental item” mean a nondevelopmental item that  
17 meets a validated military requirement, as deter-  
18 mined in writing by the responsible program man-  
19 ager, and has been developed exclusively at private  
20 expense.

21 (2) The term “nondevelopmental item” has the  
22 meaning given that term in section 4(13) of the Of-  
23 fice of Federal Procurement Policy Act (41 U.S.C.  
24 403(13)).

1           (3) The term “nontraditional defense con-  
 2 tractor” has the meaning given that term in section  
 3 845(f) of the National Defense Authorization Act for  
 4 Fiscal Year 1994 (10 U.S.C. 2371 note).

5           (4) The terms “independent research and devel-  
 6 opments costs” and “bid and proposal costs” have  
 7 the meaning given such terms in section 31.205–18  
 8 of the Federal Acquisition Regulation.

9           (f) SUNSET.—

10           (1) IN GENERAL.—The authority to carry out  
 11 the pilot program shall expire on the date that is  
 12 five years after the date of the enactment of this  
 13 Act.

14           (2) CONTINUATION OF CURRENT CONTRACTS.—  
 15 The expiration under paragraph (1) of the authority  
 16 to carry out the pilot program shall not affect the  
 17 validity of any contract awarded under the pilot pro-  
 18 gram before the date of the expiration of the pilot  
 19 program under that paragraph.

20 **SEC. 832. COMPETITION FOR PRODUCTION AND**  
 21 **SUSTAINMENT AND RIGHTS IN TECHNICAL**  
 22 **DATA.**

23           (a) GUIDANCE.—Not later than 180 days after the  
 24 date of the enactment of this Act, the Secretary of Defense  
 25 shall issue guidance on the implementation of section

1 2320(e) of title 10, United States Code. Such guidance  
2 shall be designed to ensure that the United States—

3 (1) preserves the option of competition for con-  
4 tracts for the production and sustainment of systems  
5 or subsystems that are developed exclusively with  
6 Federal funds or without significant contribution by  
7 a contractor or subcontractor; and

8 (2) is not required to pay more than once for  
9 the same technical data.

10 (b) RIGHTS IN TECHNICAL DATA.—Section 2320(a)  
11 of title 10, United States Code, is amended—

12 (1) in paragraph (2)(A), by striking “exclu-  
13 sively with Federal funds” and inserting “exclusively  
14 with Federal funds or without significant contribu-  
15 tion by a contractor or subcontractor”;

16 (2) in paragraph (2)(F)(i)—

17 (A) by redesignating clauses (I) and (II) as  
18 clauses (II) and (III), respectively; and

19 (B) by inserting before clause (II), as so  
20 redesignated, the following new clause (I):

21 “(I) rights in technical data described  
22 in subparagraph (A) for which a use or re-  
23 lease restriction has been erroneously as-  
24 serted by a contractor or subcontractor;”;  
25 and

1 (3) in paragraph (3)—

2 (A) by striking “and ‘exclusively at private  
3 expense’ ” and inserting “‘exclusively at private  
4 expense’, and ‘significant contribution by a con-  
5 tractor or subcontractor’ ”; and

6 (B) by striking “for the purposes of defini-  
7 tions under this paragraph” and inserting “for  
8 the purposes of paragraph (2)(B)”.

9 (c) VALIDATION OF PROPRIETARY DATA RESTRIC-  
10 TIONS.—

11 (1) REPEAL OF DELIMITING PERIOD ON CHAL-  
12 Lenges OF RESTRICTIONS.—Section 2321(d) of title  
13 10, United States Code, is amended—

14 (A) by striking paragraph (2); and

15 (B) by redesignating paragraphs (3) and  
16 (4) as paragraphs (2) and (3), respectively.

17 (2) GUIDANCE ON CHALLENGES TO RESTRIC-  
18 TIONS.—Not later than 180 days after the date of  
19 the enactment of this Act, the Secretary of Defense  
20 shall issue guidance on the circumstances under  
21 which a challenge to an asserted use or release re-  
22 striction may be made after the end of the three-  
23 year period described in section 2321(c)(2) of title  
24 10, United States Code. Such guidance shall be de-  
25 signed to ensure that such challenges are made only

1 in cases where there is strong evidence that the as-  
 2 serted restriction is inconsistent with the require-  
 3 ments of section 2320, United States Code.

4 **SEC. 833. ELIMINATION OF SUNSET DATE FOR PROTESTS**  
 5 **OF TASK AND DELIVERY ORDER CONTRACTS.**

6 Section 2304c(e) of title 10, United States Code, is  
 7 amended by striking paragraph (3).

8 **SEC. 834. INCLUSION OF OPTION AMOUNTS IN LIMITA-**  
 9 **TIONS ON AUTHORITY OF THE DEFENSE AD-**  
 10 **VANCED RESEARCH PROJECTS AGENCY TO**  
 11 **CARRY OUT CERTAIN PROTOTYPE PROJECTS.**

12 Section 845 of the National Defense Authorization  
 13 Act for Fiscal Year 1994 (10 U.S.C. 2371 note) is amend-  
 14 ed—

15 (1) in subsection (a)(2)—

16 (A) in subparagraph (A), by inserting “(in-  
 17 cluding all options)” after “not in excess of  
 18 \$100,000,000”; and

19 (B) in subparagraph (B), by inserting  
 20 “(including all options)” after “in excess of  
 21 \$100,000,000”; and

22 (2) in subsection (e)(3)(A), by inserting “(in-  
 23 cluding all options)” after “does not exceed  
 24 \$50,000,000”.

1 **SEC. 835. ENHANCEMENT OF DEPARTMENT OF DEFENSE**  
 2 **AUTHORITY TO RESPOND TO COMBAT AND**  
 3 **SAFETY EMERGENCIES THROUGH RAPID AC-**  
 4 **QUISITION AND DEPLOYMENT OF URGENTLY**  
 5 **NEEDED SUPPLIES.**

6 (a) REQUIREMENT TO ESTABLISH PROCEDURES.—  
 7 Subsection (a) of section 806 of the Bob Stump National  
 8 Defense Authorization Act for Fiscal Year 2003 (10  
 9 U.S.C. 2302 note) is amended—

10 (1) in the matter preceding paragraph (1), by  
 11 striking “items” and inserting “supplies”; and

12 (2) by striking paragraph (1) and inserting the  
 13 following new paragraph (1):

14 “(1)(A) currently under development by the De-  
 15 partment of Defense or available from the commer-  
 16 cial sector; or

17 “(B) require only minor modifications to sup-  
 18 plies described in subparagraph (A); and”.

19 (b) ISSUES TO BE ADDRESSED.—Subsection (b) of  
 20 such section is amended—

21 (1) in paragraph (1)(B), by striking “items”  
 22 and inserting “supplies”;

23 (2) in paragraph (2)—

24 (A) in the matter preceding subparagraph  
 25 (A), by striking “items” and inserting “sup-  
 26 plies”;

1 (B) in subparagraphs (A) and (B), by  
 2 striking “an item” and inserting “the supplies”;  
 3 and

4 (C) in subparagraph (C), by inserting “and  
 5 utilization” after “deployment”.

6 (c) RESPONSE TO COMBAT EMERGENCIES.—Sub-  
 7 section (c) of such section is amended—

8 (1) by striking “equipment” each place it ap-  
 9 pears and inserting “supplies”;

10 (2) by striking “combat capability” each place  
 11 it appears;

12 (3) by striking “that has resulted in combat fa-  
 13 talities” each place it appears and inserting “that  
 14 has resulted in combat casualties, or is likely to re-  
 15 sult in imminent combat casualties”;

16 (4) in paragraph (1), by striking “is” and in-  
 17 serting “are”;

18 (5) in paragraph (2)—

19 (A) in subparagraph (A), by striking “is”  
 20 each place it appears and inserting “are”; and

21 (B) in subparagraph (B), by striking “fa-  
 22 talities” at the end and inserting “casualties”;

23 (6) in paragraph (3)—

24 (A) by striking the first sentence; and



1 (B) by inserting “if the Secretary makes a  
 2 written determination that the use of such  
 3 funds is necessary to address the deficiency  
 4 concerned in a timely manner. The authority of  
 5 this section may not be used to acquire supplies  
 6 in an amount aggregating more than  
 7 \$200,000,000 during any fiscal year.” after  
 8 “for that fiscal year”;

9 (7) in paragraph (4)—

10 (A) by inserting “, in consultation with the  
 11 Director of the Office of Management and  
 12 Budget,” after “shall”;

13 (B) by inserting “or (3)” after “paragraph  
 14 (1)”; and

15 (C) by striking “Each such notice” and in-  
 16 serting “For each such determination, the no-  
 17 tice under the preceding sentence”; and

18 (8) in paragraph (5), by striking “that equip-  
 19 ment” and inserting “the supplies concerned”.

20 (d) WAIVER OF CERTAIN STATUTES AND REGULA-  
 21 TIONS.—Subsection (d)(1) of such section is amended by  
 22 striking “equipment” in subparagraphs (A), (B), and (C)  
 23 and inserting “supplies”.

24 (e) TESTING REQUIREMENT.—Subsection (e) of such  
 25 section is amended—

1 (1) in paragraph (1)—

2 (A) in the matter preceding subparagraph  
3 (A), by striking “an item” and inserting “the  
4 supplies”; and

5 (B) in subparagraph (B), by striking “of  
6 the item” and all that follows through “require-  
7 ments document” and inserting “of the supplies  
8 in meeting the original requirements for the  
9 supplies (as stated in a statement of the urgent  
10 operational need”;

11 (2) in paragraph (2)—

12 (A) by striking “an item” and inserting  
13 “supplies”; and

14 (B) by striking “the item” and inserting  
15 “the supplies”; and

16 (3) in paragraph (3)—

17 (A) by striking “If items” and inserting  
18 “If the supplies”; and

19 (B) by striking “items” each place it ap-  
20 pears and inserting “supplies”.

## 21 **Subtitle D—Contractor Matters**

### 22 **SEC. 841. CONTRACTOR BUSINESS SYSTEMS.**

23 (a) IMPROVEMENT PROGRAM.—Not later than 180  
24 days after the date of the enactment of this Act, the Sec-  
25 retary of Defense shall develop a program for the improve-

1 ment of contractor business systems to ensure that such  
2 systems provide timely, reliable information for the man-  
3 agement of Department of Defense programs by the con-  
4 tractor and by the Department.

5 (b) APPROVAL OR DISAPPROVAL OF BUSINESS SYS-  
6 TEMS.—The program developed pursuant to subsection  
7 (a) shall—

8 (1) include system requirements for each type  
9 of contractor business system covered by the pro-  
10 gram;

11 (2) establish a process for reviewing contractor  
12 business systems and identifying significant defi-  
13 ciencies in such systems;

14 (3) identify officials of the Department of De-  
15 fense who are responsible for the approval or dis-  
16 approval of contractor business systems;

17 (4) provide that a contractor business system  
18 that meets the system requirements established  
19 under this subsection without significant deficiencies  
20 may be relied upon as an approved contractor busi-  
21 ness system for purposes of program management;  
22 and

23 (5) provide for—

24 (A) the disapproval of contractor business  
25 systems that have significant deficiencies; and

1 (B) reduced reliance on, and enhanced  
2 scrutiny of, data provided by contractor busi-  
3 ness systems that have been disapproved.

4 (c) REMEDIAL ACTIONS.—The program developed  
5 pursuant to subsection (a) shall provide the following:

6 (1) In the event a contractor business system is  
7 disapproved pursuant to subsection (b)(5), appro-  
8 priate officials of the Department of Defense will be  
9 available to work with the contractor to develop a  
10 corrective action plan defining specific actions to be  
11 taken to address the significant deficiencies identi-  
12 fied in the system and a schedule for the implemen-  
13 tation of such actions.

14 (2) The Department may withhold up to ten  
15 percent of progress payments, performance-based  
16 payments, and interim payments under covered con-  
17 tracts from a covered contractor, as needed to pro-  
18 tect the interests of the Department and to  
19 incentivize compliance, if one or more of the con-  
20 tractor business systems of the contractor has been  
21 disapproved pursuant to subsection (b)(5).

22 (3) The amount of funds to be withheld under  
23 paragraph (2) shall be reduced if a contractor  
24 adopts and an effective corrective action plan pursu-

1 ant to paragraph (1) and is effectively implementing  
2 such plan.

3 (d) GUIDANCE AND TRAINING.—The program devel-  
4 oped pursuant to subsection (a) shall provide guidance and  
5 training to appropriate government officials on the data  
6 that is produced by contractor business systems and the  
7 manner in which such data should be used to effectively  
8 manage Department of Defense programs.

9 (e) DEFINITIONS.—In this section:

10 (1) The term “contractor business system”  
11 means an accounting system, estimating system,  
12 purchasing system, earned value management sys-  
13 tem, material management and accounting system,  
14 or property management system of a contractor.

15 (2) The term “covered contractor” means a  
16 contractor that is subject to the cost accounting  
17 standards under section 26 of the Office of Federal  
18 Procurement Policy Act (41 U.S.C. 422).

19 (3) The term “covered contract” means a cost-  
20 reimbursement contract, incentive-type contract,  
21 time-and-materials contract, and labor-hour con-  
22 tract.

23 (4) The term “significant deficiency”, in the  
24 case of a contractor business system, means a short-  
25 coming in the system that undermines the ability of

1 officials of the Department of Defense and the con-  
 2 tractor to rely upon information produced by the  
 3 system that is needed for management purposes.

4 **SEC. 842. OVERSIGHT AND ACCOUNTABILITY OF CONTRAC-**  
 5 **TORS PERFORMING PRIVATE SECURITY**  
 6 **FUNCTIONS IN AREAS OF COMBAT OPER-**  
 7 **ATIONS.**

8 (a) ENHANCEMENT OF OVERSIGHT AND ACCOUNT-  
 9 ABILITY.—Section 862 of the National Defense Authoriza-  
 10 tion Act for Fiscal Year 2008 (10 U.S.C. 2302 note) is  
 11 amended—

12 (1) in subsection (b)(2)—

13 (A) in subparagraph (A), by striking  
 14 “comply with regulations” and inserting “en-  
 15 sure that the contractor and all employees of  
 16 the contractor or any subcontractor who are re-  
 17 sponsible for performing private security func-  
 18 tions under such contract comply with regula-  
 19 tions”;

20 (B) in subparagraph (B)—

21 (i) by striking “comply with” and all  
 22 that follows through “in accordance with”  
 23 and inserting “ensure that the contractor  
 24 and all employees of the contractor or any  
 25 subcontractor who are responsible for per-

1                   forming private security functions under  
2                   such contract comply with”; and

3                   (ii) by striking “and” at the end;

4                   (C) in subparagraph (C), by striking the  
5                   period at the end and inserting “; and”; and

6                   (D) by adding at the end the following new  
7                   subparagraph:

8                   “(D) ensure that the contract clause is in-  
9                   cluded in subcontracts awarded to any subcon-  
10                  tractor at any tier who is responsible for per-  
11                  forming private security functions under the  
12                  contract.”;

13                  (2) by redesignating subsections (c) and (d) as  
14                  subsections (f) and (g), respectively; and

15                  (3) by inserting after subsection (b) the fol-  
16                  lowing new subsections:

17                  “(c) OVERSIGHT.—It shall be the responsibility of the  
18                  head of the contracting activity responsible for each cov-  
19                  ered contract to ensure that the contracting activity takes  
20                  appropriate steps to assign sufficient oversight personnel  
21                  to the contract to—

22                  “(1) ensure that the contractor and any sub-  
23                  contractors responsible for performing private secu-  
24                  rity functions under such contract comply with the  
25                  regulatory requirements prescribed pursuant to sub-

1       section (a) and the contract requirements established  
2       pursuant to subsection (b); and

3               “(2) make the determinations required by sub-  
4       section (d).

5       “(d) REMEDIES.—The failure of a contractor or sub-  
6       contractor under a covered contract to comply with the  
7       requirements of the regulations prescribed under sub-  
8       section (a) or the contract clause inserted in a covered  
9       contract pursuant to subsection (b), as determined by the  
10      contracting officer for the covered contract—

11              “(1) shall be included in appropriate databases  
12      of past performance and considered in any responsi-  
13      bility determination or evaluation of the past per-  
14      formance of the contractor or subcontractor for the  
15      purpose of a contract award decision, as provided in  
16      section 6(j) of the Office of Federal Procurement  
17      Policy Act (41 U.S.C. 405(j));

18              “(2) in the case of an award fee contract—

19                      “(A) shall be considered in any evaluation  
20              of contract performance by the contractor or  
21              subcontractor for the relevant award fee period;  
22              and

23                      “(B) may be a basis for reducing or deny-  
24              ing award fees for such period, or for recov-



1           ering all or part of award fees previously paid  
2           for such period; and

3           “(3) in the case of a failure to comply that is  
4       severe, prolonged, or repeated—

5           “(A) shall be referred to the suspension or  
6           debarment official for the appropriate agency;  
7           and

8           “(B) may be a basis for suspension or de-  
9       barment of the contractor or subcontractor.

10       “(e) RULE OF CONSTRUCTION.—The duty of a con-  
11   tractor or subcontractor under a covered contract to com-  
12   ply with the requirements of the regulations prescribed  
13   under subsection (a) and the contract clause inserted into  
14   a covered contract pursuant to subsection (b), and the  
15   availability of the remedies provided in subsection (d),  
16   shall not be reduced or diminished by the failure of a high-  
17   er or lower tier contractor under such contract to comply  
18   with such requirements, or by a failure of the contracting  
19   activity to provide the oversight required by subsection  
20   (c).”.

21       (b)   REVISED   REGULATIONS   AND   CONTRACT  
22   CLAUSE.—

23           (1) DEADLINE FOR REGULATIONS.—Not later  
24       than 60 days after the date of the enactment of this  
25       Act, the Secretary of Defense shall revise the regula-

1 tions prescribed pursuant to section 862 of the Na-  
2 tional Defense Authorization Act for Fiscal Year  
3 2008 to incorporate the requirements of the amend-  
4 ments made by subsection (a).

5 (2) COMMENCEMENT OF APPLICABILITY OF RE-  
6 VISIONS.—The revision of regulations under para-  
7 graph (1) shall apply to the following:

8 (A) Any contract that is awarded on or  
9 after the date that is 120 days after the date  
10 of the enactment of this Act.

11 (B) Any task or delivery order that is en-  
12 tered on or after the date that is 120 days after  
13 the date of the enactment of this Act pursuant  
14 to a contract that is awarded before, on, or  
15 after the date that is 120 days after the date  
16 of the enactment of this Act.

17 (3) COMMENCEMENT OF INCLUSION OF CON-  
18 TRACT CLAUSE.—A contract clause that reflects the  
19 revision of regulations required by the amendments  
20 made by subsection (a) shall be inserted, as required  
21 by required by such section 862, into the following:

22 (A) Any contract that is awarded on or  
23 after the date that is 120 days after the date  
24 of the enactment of this Act.

1 (B) Any task or delivery order that is en-  
 2 tered on or after the date that is 120 days after  
 3 the date of the enactment of this Act pursuant  
 4 to a contract that is awarded before, on, or  
 5 after the date that is 120 days after the date  
 6 of the enactment of this Act.

7 **SEC. 843. ENHANCEMENTS OF AUTHORITY OF SECRETARY**  
 8 **OF DEFENSE TO REDUCE OR DENY AWARD**  
 9 **FEES TO COMPANIES FOUND TO JEOPARDIZE**  
 10 **THE HEALTH OR SAFETY OF GOVERNMENT**  
 11 **PERSONNEL.**

12 (a) EXPANSION OF DISPOSITIONS SUBJECT TO AU-  
 13 THORITY.—Section 823 of the National Defense Author-  
 14 ization Act for Fiscal Year 2010 (Public Law 111–84; 123  
 15 Stat. 2412; 10 U.S.C. 2302 note) is amended—

16 (1) in subsection (c), by adding at the end the  
 17 following new paragraph:

18 “(5) A final determination of contractor fault  
 19 by the Secretary of Defense pursuant to subsection  
 20 (d).”;

21 (2) by redesignating subsections (d) and (e) as  
 22 subsections (e) and (f), respectively; and

23 (3) by inserting after subsection (c) the fol-  
 24 lowing new subsection (d):

1       “(d) DETERMINATIONS OF CONTRACTOR FAULT BY  
2 SECRETARY OF DEFENSE.—

3           “(1) IN GENERAL.—In any case described by  
4 paragraph (2), the Secretary of Defense shall—

5           “(A) provide for an expeditious inde-  
6 pendent investigation of the causes of the seri-  
7 ous bodily injury or death alleged to have been  
8 caused by the contractor as described in that  
9 paragraph; and

10          “(B) make a final determination, pursuant  
11 to procedures established by the Secretary for  
12 purposes of this subsection, whether the con-  
13 tractor, in the performance of a covered con-  
14 tract, caused such serious bodily injury or death  
15 through gross negligence or with reckless dis-  
16 regard for the safety of civilian or military per-  
17 sonnel of the Government.

18          “(2) COVERED CASES.—A case described in this  
19 paragraph is any case in which the Secretary has  
20 reason to believe that a contractor, in the perform-  
21 ance of a covered contract, may have caused the se-  
22 rious bodily injury or death of any civilian or mili-  
23 tary personnel of the Government.

24          “(3) CONSTRUCTION OF DETERMINATION.—A  
25 final determination under this subsection may be

1       used only for the purpose of evaluating contractor  
2       performance, and shall not be determinative of fault  
3       for any other purpose.”.

4       (b) DEFINITION OF CONTRACTOR.—Paragraph (1) of  
5       subsection (e) of such section, as redesignated by sub-  
6       section (a)(2) of this section, is amended to read as fol-  
7       lows:

8               “(1) The term ‘contractor’ means a company  
9       awarded a covered contract and a subcontractor at  
10      any tier under such contract.”.

11      (c) TECHNICAL AMENDMENT.—Subsection (c) of  
12      such section is further amended in the matter preceding  
13      paragraph (1) by striking “subsection (a)” and inserting  
14      “subsection (b)”.

15      (d) INCLUSION OF DETERMINATIONS OF CON-  
16      TRACTOR FAULT IN DATABASE FOR FEDERAL AGENCY  
17      CONTRACT AND GRANT OFFICERS AND SUSPENSION AND  
18      DEBARMENT OFFICIALS.—Section 872(c)(1) of the Dun-  
19      can Hunter National Defense Authorization Act for Fiscal  
20      Year 2009 (Public Law 110–417; 122 Stat. 4556) is  
21      amended by adding at the end the following new subpara-  
22      graph:

23               “(E) A final determination of contractor  
24       fault by the Secretary of Defense pursuant to  
25       section 823(d) of the National Defense Author-

1            ization Act for Fiscal Year 2010 (10 U.S.C.  
2            2302 note).”.

3            (e) EFFECTIVE DATE.—The requirements of section  
4    823 of the National Defense Authorization Act for Fiscal  
5    Year 2010, as amended by subsections (a) through (c),  
6    shall apply with respect to the following:

7            (1) Any contract entered into on or after the  
8            date of the enactment of this Act.

9            (2) Any task order or delivery order awarded on  
10          or after the date of the enactment of this Act under  
11          a contract entered into before, on, or after that date.

## 12            **Subtitle E—Other Matters**

### 13    **SEC. 851. EXTENSION OF ACQUISITION WORKFORCE PER-** 14                            **SONNEL    MANAGEMENT    DEMONSTRATION** 15                            **PROGRAM.**

16          Section 4308(f) of the National Defense Authoriza-  
17    tion Act for Fiscal Year 1996 (10 U.S.C. 1701 note) is  
18    amended by striking “September 30, 2012” and inserting  
19    “September 30, 2017”.

### 20    **SEC. 852. NON-AVAILABILITY EXCEPTION FROM BUY AMER-** 21                            **ICAN REQUIREMENTS FOR PROCUREMENT** 22                            **OF HAND OR MEASURING TOOLS.**

23          Section 2533a(c) of title 10, United States Code, is  
24    amended by striking “subsection (b)(1)” and inserting  
25    “subsection (b)”.

1 **SEC. 853. FIVE-YEAR EXTENSION OF DEPARTMENT OF DE-**  
 2 **FENSE MENTOR-PROTEGE PROGRAM.**

3 (a) EXTENSION OF PROGRAM.—Subsection (j) of sec-  
 4 tion 831 of the National Defense Authorization Act for  
 5 Fiscal Year 1991 (10 U.S.C. 2302 note) is amended—

6 (1) in paragraph (1), by striking “September  
 7 30, 2010” and inserting “September 30, 2015”; and

8 (2) in paragraph (2), by striking “September  
 9 30, 2013” and inserting “September 30, 2018”.

10 (b) EXTENSION OF ANNUAL REPORT REQUIRE-  
 11 MENT.—Subsection (l)(3) of such section is amended by  
 12 striking “2010” and inserting “2015”.

13 **SEC. 854. EXTENSION AND EXPANSION OF SMALL BUSINESS**  
 14 **PROGRAMS OF THE DEPARTMENT OF DE-**  
 15 **FENSE.**

16 (a) EXTENSION OF SBIR PROGRAM.—Section  
 17 9(m)(2) of the Small Business Act (15 U.S.C. 638(m)(2))  
 18 is amended by striking “September 30, 2010” and insert-  
 19 ing “September 30, 2018”.

20 (b) EXTENSION OF STTR PROGRAM.—Section  
 21 9(n)(1)(A)(ii) of the Small Business Act (15 U.S.C.  
 22 638(n)(1)(A)(ii)) is amended by striking “2010” and in-  
 23 serting “2018”.

24 (c) EXTENSION AND EXPANSION OF COMMER-  
 25 CIALIZATION PILOT PROGRAM.—Section 9(y) of the Small  
 26 Business Act (15 U.S.C. 638(y)) is amended—

1 (1) in paragraphs (1), (2), and (4), by inserting  
 2 “and the Small Business Technology Transfer Pro-  
 3 gram” after “Small Business Innovation Research  
 4 Program”; and  
 5 (2) in paragraph (6), by striking “2010” and  
 6 inserting “2018”.

7 **SEC. 855. FOUR-YEAR EXTENSION OF TEST PROGRAM FOR**  
 8 **NEGOTIATION OF COMPREHENSIVE SMALL**  
 9 **BUSINESS SUBCONTRACTING PLANS.**

10 (a) **FOUR-YEAR EXTENSION.**—Subsection (e) of sec-  
 11 tion 834 of the National Defense Authorization Act for  
 12 Fiscal Years 1990 and 1991 (15 U.S.C. 637 note) is  
 13 amended by striking “September 30, 2010” and inserting  
 14 “September 30, 2014”.

15 (b) **ADDITIONAL REPORT.**—Subsection (f) of such  
 16 section is amended by inserting “and March 1, 2012,”  
 17 after “March 1, 1994,”.

18 **SEC. 856. REPORT ON SUPPLY OF FIRE RESISTANT FIBER**  
 19 **FOR PRODUCTION OF MILITARY UNIFORMS.**

20 (a) **REPORT REQUIRED.**—Not later than March 15,  
 21 2011, the Comptroller General of the United States shall  
 22 submit to the Committees on Armed Services of the Sen-  
 23 ate and the House of Representatives a report on the sup-  
 24 ply chain for fire resistant fiber for the production of mili-  
 25 tary uniforms.



1 (b) ELEMENTS.—The report required by subsection  
2 (a) shall include, at a minimum, an analysis of the fol-  
3 lowing:

4 (1) The current and anticipated sources of fire  
5 resistant rayon fiber for the production of military  
6 uniforms.

7 (2) The extent to which fire resistant rayon  
8 fiber has unique properties that provide advantages  
9 for the production of military uniforms.

10 (3) The extent to which the efficient procure-  
11 ment of fire resistant rayon fiber for the production  
12 of military uniforms is impeded by existing statutory  
13 or regulatory requirements.

14 (4) The actions the Department of Defense has  
15 taken to identify alternatives to fire resistant rayon  
16 fiber for the production of military uniforms.

17 (5) The extent to which such alternatives pro-  
18 vide an adequate substitute for fire resistant rayon  
19 fiber for the production of military uniforms.

20 (6) The impediments to the use of such alter-  
21 natives, and the actions the Department has taken  
22 to overcome such impediments.

23 (7) The extent to which it would be practical  
24 and appropriate for the Department to use perform-  
25 ance-based requirements for fire resistant fiber,

1       rather than requiring the use of fire resistant rayon  
2       fiber, for the production of military uniforms.

3           (8) The extent to which any modifications to  
4       section 2533a of title 10, United States Code (com-  
5       monly referred to as the “Berry amendment”), or  
6       section 829 of the National Defense Authorization  
7       Act for Fiscal Year 2008 (Public Law 110–181; 122  
8       Stat. 229; 10 U.S.C. 2533a note) may be necessary  
9       or advisable to ensure the efficient acquisition of fire  
10      resistant fiber for the production of military uni-  
11      forms.

12          (9) The extent to which uncertainty regarding  
13      the future availability of fire resistant rayon results  
14      in instability or inefficiency for elements of the  
15      United States textile industry that utilize fire resist-  
16      ant rayon, and the extent to which that instability  
17      or inefficiency results in less efficient business prac-  
18      tices, impedes investment and innovation, and there-  
19      by results or may result in higher costs, delayed de-  
20      livery, or a lower quality of product delivered to the  
21      Government.

22          (c) RECOMMENDATIONS.—The report required by  
23      subsection (a) shall include such recommendations for fur-  
24      ther actions to address the matters covered by the report  
25      as the Comptroller General considers appropriate.

1 **SEC. 857. CONTRACTOR LOGISTICS SUPPORT OF CONTIN-**  
2 **GENCY OPERATIONS.**

3 (a) DEFENSE SCIENCE BOARD REVIEW OF ORGANI-  
4 ZATION, TRAINING, AND PLANNING.—

5 (1) REVIEW.—Not later than 90 days after the  
6 date of the enactment of this Act, the Secretary of  
7 Defense shall direct the Defense Science Board to  
8 carry out a review of Department of Defense organi-  
9 zation, doctrine, training, and planning for con-  
10 tractor logistics support of contingency operations.

11 (2) MATTERS TO BE ADDRESSED.—The matters  
12 addressed by the review required by paragraph (1)  
13 shall include, at a minimum, the following:

14 (A) Department of Defense policies and  
15 procedures for planning for contractor logistics  
16 support of contingency operations.

17 (B) Department organization and staffing  
18 for the implementation of such policies and pro-  
19 cedures.

20 (C) The development of Department doc-  
21 trine for contractor logistics support of contin-  
22 gency operations.

23 (D) The training of Department military  
24 and civilian personnel for the planning, man-  
25 agement, and oversight of contractor logistics  
26 support of contingency operations.

1           (E) The extent to which the Department  
2           should rely upon contractor logistics support in  
3           future contingency operations, and the risks as-  
4           sociated with reliance on such support.

5           (F) Any logistics support functions for  
6           contingency operations for which the Depart-  
7           ment should establish or retain an organic ca-  
8           pability.

9           (G) The scope and level of detail on con-  
10          tractor logistics support of contingency oper-  
11          ations that is currently included in operational  
12          plans, and that should be included in oper-  
13          ational plans.

14          (H) Contracting mechanisms and contract  
15          vehicles that are currently used, and should be  
16          used, to provide contractor logistics support of  
17          contingency operations.

18          (I) Department organization and staffing  
19          for the management and oversight of contractor  
20          logistics support of contingency operations.

21          (J) Actions that could be taken to improve  
22          Department management and oversight of con-  
23          tractors providing logistics support of contin-  
24          gency operations.

1           (K) The extent to which logistics support  
2           of contingency operations has been, and should  
3           be, provided by subcontractors, and the advan-  
4           tages and disadvantages of reliance upon sub-  
5           contractors for that purpose.

6           (L) The extent to which logistics support  
7           of contingency operations has been, and should  
8           be, provided by local nationals and third coun-  
9           try nationals, and the advantages and disadvan-  
10          tages of reliance upon such sources for that  
11          purpose.

12          (3) REPORT.—Not later than one year after the  
13          date of the enactment of this Act, the Secretary  
14          shall submit to the congressional defense committees  
15          a report on the result of the review required by  
16          paragraph (1). The report shall include the findings  
17          and recommendations of the Defense Science Board  
18          pursuant to the review, including such recommenda-  
19          tions for legislative or administrative action as the  
20          Board considers appropriate, together with any com-  
21          ments the Secretary considers appropriate.

22          (b) INCLUSION OF CONTRACTOR SUPPORT REQUIRE-  
23          MENTS IN PLANNING DOCUMENTS.—

1           (1) ELEMENTS IN QDR REPORTS TO CON-  
2       GRESS.—Section 118(d) of title 10, United States  
3       Code, is amended—

4           (A) in paragraph (4)—

5               (i) in subparagraph (D), by striking  
6               “and” at the end;

7               (ii) in subparagraph (E), by striking  
8               the period at the end and inserting “;  
9               and”; and

10           (iii) by adding at the end the fol-  
11       lowing new subparagraph:

12               “(F) the roles and responsibilities that  
13       would be discharged by contractors.”;

14           (B) in paragraph (6), by striking “man-  
15       power and sustainment” and inserting “man-  
16       power, sustainment, and contractor support”

17           (C) in paragraph (8), by inserting “, and  
18       the scope of contractor support,” after “De-  
19       fense Agencies”

20       (2) CHAIRMAN OF JOINT CHIEFS OF STAFF AS-  
21       SESSMENTS OF CONTRACTOR SUPPORT OF ARMED  
22       FORCES.—

23           (A) ASSESSMENTS UNDER CONTINGENCY  
24       PLANNING.—Paragraph (3) of subsection (a) of  
25       section 153 of such title is amended—

1 (i) by redesignating subparagraphs  
2 (C) and (D) as subparagraphs (D) and  
3 (E), respectively; and

4 (ii) by inserting after subparagraph  
5 (B) the following new subparagraph (C):

6 “(C) Identifying the support functions that are  
7 likely to require contractor performance under such  
8 contingency plans, and the risks associated with the  
9 assignment of such functions to contractors.”.

10 (B) ASSESSMENTS UNDER ADVICE ON RE-  
11 QUIREMENTS, PROGRAMS, AND BUDGET.—Para-  
12 graph (4)(E) of such subsection is amended by  
13 inserting “and contractor support” after “area  
14 of manpower”.

15 (C) ASSESSMENTS FOR BIENNIAL REVIEW  
16 OF NATIONAL MILITARY STRATEGY.—Sub-  
17 section (d) of such section is amended—

18 (i) in paragraph (2), by adding at the  
19 end the following new subparagraph:

20 “(J) Assessment of the requirements for con-  
21 tractor support of the armed forces in conducting  
22 peacetime training, peacekeeping, overseas contin-  
23 gency operations, and major combat operations, and  
24 the risks associated with such support.”; and

1 (ii) in paragraph (3)(B), by striking  
 2 “and the levels of support from allies and  
 3 other friendly nations” and inserting “the  
 4 levels of support from allies and other  
 5 friendly nations, and the levels of con-  
 6 tractor support”.

7 **TITLE IX—DEPARTMENT OF DE-**  
 8 **FENSE ORGANIZATION AND**  
 9 **MANAGEMENT**  
 10 **Subtitle A—Department of Defense**  
 11 **Management**

12 **SEC. 901. REPEAL OF PERSONNEL LIMITATIONS APPLICA-**  
 13 **BLE TO CERTAIN DEFENSE-WIDE ORGANIZA-**  
 14 **TIONS AND REVISIONS TO LIMITATION AP-**  
 15 **PLICABLE TO THE OFFICE OF THE SEC-**  
 16 **RETARY OF DEFENSE.**

17 (a) REPEAL OF PERSONNEL LIMITATIONS APPLICA-  
 18 BLE TO DEFENSE-WIDE ORGANIZATIONS.—

19 (1) DEFENSE AGENCIES AND DOD FIELD AC-  
 20 TIVITIES.—Section 194 of title 10, United States  
 21 Code, is repealed.

22 (2) COMBATANT COMMANDS.—Section 601 of  
 23 the Goldwater-Nichols Department of Defense Reor-  
 24 ganization Act of 1986 (10 U.S.C. 194 note) is re-  
 25 pealed.



1 (b) REVISIONS TO PERSONNEL LIMITATION APPLI-  
 2 CABLE TO OFFICE OF THE SECRETARY OF DEFENSE.—

3 (1) REMOVAL OF WASHINGTON HEADQUARTERS  
 4 SERVICE FROM OSD LIMIT.—(A) Subsection (a) of  
 5 section 143 of title 10, United States Code, is  
 6 amended by striking “3,767” and inserting “3,370”.

7 (B) Subsection (b) of such section is amended  
 8 to read as follows:

9 “(b) OSD PERSONNEL DEFINED.—In this section,  
 10 the term ‘OSD personnel’ means members of the armed  
 11 forces and civilian employees of the Department of De-  
 12 fense who are assigned or detailed to permanent duty in  
 13 the Office of the Secretary of Defense.”.

14 (2) EXEMPTION FOR NATIONAL EMER-  
 15 GENCIES.—Such section is further amended by add-  
 16 ing at the end the following new subsection:

17 “(d) EXEMPTION DURING TIME OF WAR OR NA-  
 18 TIONAL EMERGENCY.—The limitation in subsection (a)  
 19 does not apply in time of war or during a national emer-  
 20 gency declared by the President or Congress.”.

21 (c) TECHNICAL AND CONFORMING AMENDMENTS.—

22 (1) TABLE OF SECTIONS.—The table of sections  
 23 at the beginning of chapter 8 of title 10, United  
 24 States Code, is amended by striking the item relat-  
 25 ing to section 194.

1           (2) SECTION 1111.—Section 1111 of the Dun-  
2       can Hunter National Defense Authorization Act for  
3       Fiscal Year 2009 (Public Law 110–417; 10 U.S.C.  
4       143 note) is amended—

5           (A) in subsection (a)—

6               (i) by striking “For fiscal year 2009  
7               and fiscal years thereafter,” and inserting  
8               “For any fiscal year,”;

9               (ii) by striking “194,”; and

10              (iii) in paragraph (1), by striking  
11              “Code, or” and all that follows through  
12              “or otherwise” and inserting “Code, or  
13              otherwise”; and

14           (B) in subsection (b)—

15               (i) by striking “For fiscal year 2009  
16               and fiscal years thereafter,” and inserting  
17               “For any fiscal year,”;

18               (ii) by striking “194,”;

19               (iii) in paragraph (1), by striking  
20               “the” after “in accordance with”; and

21               (iv) in paragraph (2), by striking  
22               “any” after “work, for”.

1 **SEC. 902. REORGANIZATION OF OFFICE OF THE SEC-**  
2 **RETARY OF DEFENSE TO CARRY OUT REDUC-**  
3 **TION REQUIRED BY LAW IN NUMBER OF DEP-**  
4 **UTY UNDER SECRETARIES OF DEFENSE.**

5 (a) REDESIGNATION OF CERTAIN POSITIONS IN OF-  
6 FICE OF SECRETARY OF DEFENSE.—

7 (1) REDESIGNATION.—Positions in the Office  
8 of the Secretary of Defense are hereby redesignated  
9 as follows:

10 (A) The Director of Defense Research and  
11 Engineering is redesignated as the Assistant  
12 Secretary of Defense for Research and Engi-  
13 neering.

14 (B) The Director of Operational Energy  
15 Plans and Programs is redesignated as the As-  
16 sistant Secretary of Defense for Operational  
17 Energy Plans and Programs.

18 (C) The Assistant to the Secretary of De-  
19 fense for Nuclear and Chemical and Biological  
20 Defense Programs is redesignated as the As-  
21 sistant Secretary of Defense for Nuclear, Chem-  
22 ical, and Biological Defense Programs.

23 (2) REFERENCES.—Any reference in any law,  
24 rule, regulation, paper, or other record of the United  
25 States to an office of the Department of Defense re-

1 designated by paragraph (1) shall be deemed to be  
 2 a reference to such office as so redesignated.

3 (b) AMENDMENTS TO CHAPTER 4 OF TITLE 10 RE-  
 4 LATING TO REORGANIZATION.—

5 (1) REPEAL OF SEPARATE PRINCIPAL DEPUTY  
 6 UNDER SECRETARY OF DEFENSE PROVISIONS.—Sec-  
 7 tions 133a, 134a, and 136a of title 10, United  
 8 States Code, are repealed.

9 (2) COMPONENTS OF OSD.—Subsection (b) of  
 10 section 131 of such title is amended to read as fol-  
 11 lows:

12 “(b) The Office of the Secretary of Defense is com-  
 13 posed of the following:

14 “(1) The Deputy Secretary of Defense.

15 “(2) The Under Secretaries of Defense, as fol-  
 16 lows:

17 “(A) The Under Secretary of Defense for  
 18 Acquisition, Technology, and Logistics.

19 “(B) The Under Secretary of Defense for  
 20 Policy.

21 “(C) The Under Secretary of Defense  
 22 (Comptroller).

23 “(D) The Under Secretary of Defense for  
 24 Personnel and Readiness.

1                   “(E) The Under Secretary of Defense for  
2                   Intelligence.

3                   “(3) The Deputy Chief Management Officer of  
4                   the Department of Defense.

5                   “(4) Other officers who are appointed by the  
6                   President, by and with the advice and consent of the  
7                   Senate and who report directly to the Secretary and  
8                   Deputy Secretary without intervening authority, as  
9                   follows:

10                   “(A) The Director of Cost Assessment and  
11                   Program Evaluation.

12                   “(B) The Director of Operational Test and  
13                   Evaluation.

14                   “(C) The General Counsel of the Depart-  
15                   ment of Defense.

16                   “(D) The Inspector General of the Depart-  
17                   ment of Defense.

18                   “(5) The Principal Deputy Under Secretaries of  
19                   Defense.

20                   “(6) The Assistant Secretaries of Defense.

21                   “(7) Other officials provided for by law, as fol-  
22                   lows:

23                   “(A) The Deputy Assistant Secretary of  
24                   Defense for Developmental Test and Evaluation

1 appointed pursuant to section 139b(a) of this  
2 title.

3 “(B) The Deputy Assistant Secretary of  
4 Defense for Systems Engineering appointed  
5 pursuant to section 139b(b) of this title.

6 “(C) The Deputy Assistant Secretary of  
7 Defense for Manufacturing and Industrial Base  
8 Policy appointed pursuant to section 139c of  
9 this title.

10 “(D) The Director of Small Business Pro-  
11 grams appointed pursuant to section 144 of  
12 this title.

13 “(E) The Director of Defense Prisoner of  
14 War/Missing Personnel Oversight under section  
15 1501(a) of this title.

16 “(F) The Director of Family Policy under  
17 section 1781 of this title.

18 “(G) The Director of the Office of Corro-  
19 sion Policy and Oversight assigned pursuant to  
20 section 2228(a) of this title.

21 “(H) The official designated under section  
22 2438(a) of this title to have responsibility for  
23 conducting and overseeing performance assess-  
24 ments and root cause analyses for major de-  
25 fense acquisition programs.

“(8) Such other offices and officials as may be established by law or the Secretary of Defense may establish or designate in the Office.”.

(3) PRINCIPAL DEPUTY UNDER SECRETARIES OF DEFENSE.—Section 137a of such title is amended—

(A) in subsections (a)(1), (b), and (d), by striking “Deputy Under” and inserting “Principal Deputy Under”;

(B) in subsection (a)(2), by striking “(A) The” and all that follows through “(5) of subsection (c)” and inserting “The Principal Deputy Under Secretaries of Defense”;

(C) in subsection (c)—

(i) in paragraphs (1), (2), (3), (4), and (5), by striking “One of the Deputy” and inserting “One of the Principal Deputy”;

(ii) in paragraphs (1), (2), and (3), by striking “appointed” and all that follows through “this title”;

(iii) in paragraphs (4) and (5), by striking “shall be” and inserting “is”; and

(iv) in paragraph (5), by adding inserting before the period at the end the fol-

1           lowing: “, who shall be appointed from  
 2           among persons who have extensive exper-  
 3           tise in intelligence matters”; and

4           (D) in subsection (d), by adding at the end  
 5           the following new sentence: “The Principal  
 6           Deputy Under Secretaries shall take precedence  
 7           among themselves in the order prescribed by  
 8           the Secretary of Defense.”.

9           (4) ASSISTANT SECRETARIES OF DEFENSE GEN-  
 10          ERALLY.—Section 138 of such title is amended—

11           (A) in subsection (a)—

12                   (i) in paragraph (1), by striking “12”  
 13                   and inserting “16”; and

14                   (ii) in paragraph (2), by striking “(A)  
 15                   The” and all that follows through “The  
 16                   other” and inserting “The”;

17           (B) in subsection (b)—

18                   (i) in paragraphs (2), (3), (4), (5),  
 19                   and (6), by striking “shall be” and insert-  
 20                   ing “is”;

21                   (ii) in paragraph (7), by striking “ap-  
 22                   pointed pursuant to section 138a of this  
 23                   title”; and

24                   (iii) by adding at the end the fol-  
 25                   lowing new paragraphs:



1           “(8) One of the Assistant Secretaries is the As-  
2           sistant Secretary of Defense for Research and Engi-  
3           neering. In addition to any duties and powers pre-  
4           scribed under paragraph (1), the Assistant Secretary  
5           of Defense for Research and Engineering shall have  
6           the duties specified in section 138b of this title.

7           “(9) One of the Assistant Secretaries is the As-  
8           sistant Secretary of Defense for Operational Energy  
9           Plans and Programs. In addition to any duties and  
10          powers prescribed under paragraph (1), the Assist-  
11          ant Secretary of Defense for Operational Energy  
12          Plans and Programs shall have the duties specified  
13          in section 138c of this title.

14          “(10) One of the Assistant Secretaries is the  
15          Assistant Secretary of Defense for Nuclear, Chem-  
16          ical, and Biological Defense Programs. In addition  
17          to any duties and powers prescribed under para-  
18          graph (1), the Assistant Secretary of Defense for  
19          Nuclear, Chemical, and Biological Defense Programs  
20          shall have the duties specified in section 138d of this  
21          title.”; and

22                 (C) in subsection (d), by striking “and the  
23                 Director of Defense Research and Engineering”  
24                 and inserting “the Deputy Chief Management  
25                 Officer of the Department of Defense, the offi-

1 cials serving in positions specified in section  
 2 131(b)(4) of this title, and the Principal Dep-  
 3 uty Under Secretaries of Defense”.

4 (5) ASSISTANT SECRETARY FOR LOGISTICS AND  
 5 MATERIEL READINESS.—Section 138a(a) of such  
 6 title is amended—

7 (A) by striking “There is a” and inserting  
 8 “The”; and

9 (B) by striking “, appointed from civilian  
 10 life by the President, by and with the advice  
 11 and consent of the Senate. The Assistant Sec-  
 12 retary”.

13 (6) ASSISTANT SECRETARY FOR RESEARCH AND  
 14 ENGINEERING.—Section 139a of such title is trans-  
 15 ferred so as to appear after section 138a, redesign-  
 16 nated as section 138b, and amended—

17 (A) by striking subsection (a);

18 (B) by redesignating subsections (b) and  
 19 (c) as subsections (a) and (b), respectively;

20 (C) in subsection (a), as so redesignated,  
 21 by striking “Director of Defense Research and  
 22 Engineering” and inserting “Assistant Sec-  
 23 retary of Defense for Research and Engineer-  
 24 ing”; and

25 (D) in subsection (b), as so redesignated—

1 (i) in paragraph (1), by striking “Di-  
 2 rector of Defense Research and Engineer-  
 3 ing,” and inserting “Assistant Secretary of  
 4 Defense for Research and Engineering,”;  
 5 and

6 (ii) in paragraph (2), by striking “Di-  
 7 rector” and inserting “Assistant Sec-  
 8 retary”.

9 (7) ASSISTANT SECRETARY FOR OPERATIONAL  
 10 ENERGY PLANS AND PROGRAMS.—Section 139b of  
 11 such title is transferred so as to appear after section  
 12 138b (as transferred and redesignated by paragraph  
 13 (6)), redesignated as section 138c, and amended—

14 (A) in subsection (a), by striking “There is  
 15 a” and all that follows through “The Director”  
 16 and inserting “The Assistant Secretary of De-  
 17 fense for Operational Energy Plans and Pro-  
 18 grams”;

19 (B) by striking “Director” each place it  
 20 appears and inserting “Assistant Secretary”;

21 (C) in subsection (d)(2)—

22 (i) by striking “Not later than” and  
 23 all that follows through “military depart-  
 24 ments” and inserting “The Secretary of  
 25 each military department”;

1 (ii) by striking “who will” and insert-  
 2 ing “who shall”; and

3 (iii) by inserting “so designated” after  
 4 “The officials”; and

5 (D) in subsection (d)(4), by striking “The  
 6 initial” and all that follows through “updates to  
 7 the strategy” and inserting “Updates to the  
 8 strategy required by paragraph (1)”.

9 (8) ASSISTANT SECRETARY FOR NUCLEAR,  
 10 CHEMICAL, AND BIOLOGICAL DEFENSE PROGRAMS.—  
 11 Section 142 of such title is transferred so as to ap-  
 12 pear after section 138c (as redesignated and trans-  
 13 ferred by paragraph (7)), redesignated as section  
 14 138d, and amended—

15 (A) by striking subsection (a);

16 (B) by redesignating subsection (b) as sub-  
 17 section (a) and in that subsection, as so redes-  
 18 ignated, by striking “The Assistant to the Sec-  
 19 retary” and inserting “The Assistant Secretary  
 20 of Defense for Nuclear, Chemical, and Biologi-  
 21 cal Defense Programs”; and

22 (C) by striking subsection (c) and inserting  
 23 the following new subsection (b):

24 “(b) The Assistant Secretary may communicate views  
 25 on issues within the responsibility of the Assistant Sec-

1 retary directly to the Secretary of Defense and the Deputy  
 2 Secretary of Defense without obtaining the approval or  
 3 concurrence of any other official within the Department  
 4 of Defense.”.

5 (c) DEPUTY CHIEF MANAGEMENT OFFICER.—

6 (1) IN GENERAL.—Chapter 4 of title 10, United  
 7 States Code, is further amended by inserting after  
 8 section 132 the following new section:

9 **“§ 132a. Deputy Chief Management Officer**

10 “(a) APPOINTMENT.—There is a Deputy Chief Man-  
 11 agement Officer of the Department of Defense, appointed  
 12 from civilian life by the President, by and with the advice  
 13 and consent of the Senate.

14 “(b) RESPONSIBILITIES.—The Deputy Chief Man-  
 15 agement Officer assists the Deputy Secretary of Defense  
 16 in the Deputy Secretary’s capacity as Chief Management  
 17 Officer of the Department of Defense under section 132(c)  
 18 of this title.

19 “(c) PRECEDENCE.—The Deputy Chief Management  
 20 Officer takes precedence in the Department of Defense  
 21 after the Secretary of Defense, the Deputy Secretary of  
 22 Defense, the Secretaries of the military departments, and  
 23 the Under Secretaries of Defense.”.

1           (2)     CONFORMING     AMENDMENT.—Section  
 2     132(c) of such title is amended by striking the sec-  
 3     ond sentence.

4           (d) SENIOR OFFICIAL RESPONSIBLE FOR PERFORM-  
 5     ANCE ASSESSMENTS AND ROOT CAUSE ANALYSES OF  
 6     MDAPs.—Section 103 of the Weapon Systems Acquisi-  
 7     tion Reform Act of 2009 (Public Law 111–23; 123 Stat.  
 8     1715; 10 U.S.C. 2430 note) is transferred to chapter 144  
 9     of title 10, United States Code, inserted so as to appear  
 10    after section 2437, redesignated as section 2438, and  
 11    amended—

12           (1) in subsection (b)(2), by striking “section  
 13     2433a(a)(1) of title 10, United States Code (as  
 14     added by section 206(a) of this Act)” and inserting  
 15     “section 2433a(a)(1) of this title”;

16           (2) in subsection (b)(5)—

17           (A) by striking “section 2433a of title 10,  
 18     United States Code (as so added)” and insert-  
 19     ing “section 2433a of this title”; and

20           (B) by striking “prior to” both places it  
 21     appears and inserting “before”;

22           (3) in subsection (d), by striking “section  
 23     2433a of title 10, United States Code (as so added)”  
 24     and inserting “section 2433a of this title”; and

1 (4) in subsection (f), by striking “beginning in  
2 2010,”.

3 (e) REDESIGNATION OF DDTE AS DEPUTY ASSIST-  
4 ANT SECRETARY FOR DEVELOPMENTAL TEST AND EVAL-  
5 UATION AND DSE AS DEPUTY ASSISTANT SECRETARY OF  
6 DEFENSE FOR SYSTEMS ENGINEERING.—Section 139c of  
7 title 10, United States Code, is amended—

8 (1) by striking “Director of Developmental Test  
9 and Evaluation” each place it appears and inserting  
10 “Deputy Assistant Secretary of Defense for Develop-  
11 mental Test and Evaluation”;

12 (2) by striking “Director of Systems Engineer-  
13 ing” each place it appears and inserting “Deputy  
14 Assistant Secretary of Defense for Systems Engi-  
15 neering”;

16 (3) in subsection (a)—

17 (A) by striking the subsection heading and  
18 inserting “DEPUTY ASSISTANT SECRETARY OF  
19 DEFENSE FOR DEVELOPMENTAL TEST AND  
20 EVALUATION.—”;

21 (B) by striking “Director” each place it  
22 appears in paragraphs (2), (3), and (6) and in-  
23 serting “Deputy Assistant Secretary”;

24 (C) in paragraph (4), by striking the para-  
25 graph heading and inserting “COORDINATION

1 WITH DEPUTY ASSISTANT SECRETARY OF DE-  
2 FENSE FOR SYSTEMS ENGINEERING.—”;

3 (D) in paragraph (5), by striking “Direc-  
4 tor” in the matter preceding subparagraph (A)  
5 and inserting “Deputy Assistant Secretary”;  
6 and

7 (E) in paragraph (6), by striking “Direc-  
8 tor’s” and inserting “Deputy Assistant Sec-  
9 retary’s”; and

10 (4) in subsection (b)—

11 (A) by striking the subsection heading and  
12 inserting “DEPUTY ASSISTANT SECRETARY OF  
13 DEFENSE FOR SYSTEMS ENGINEERING.—”;

14 (B) by striking “Director” each place it  
15 appears in paragraphs (2), (3), (5), and (6) and  
16 inserting “Deputy Assistant Secretary”;

17 (C) in paragraph (4), by striking the para-  
18 graph heading and inserting “COORDINATION  
19 WITH DEPUTY ASSISTANT SECRETARY OF DE-  
20 FENSE FOR DEVELOPMENTAL TEST AND EVAL-  
21 UATION.—”; and

22 (D) in paragraph (6), by striking “Direc-  
23 tor’s” and inserting “Deputy Assistant Sec-  
24 retary’s”.



1 (f) DEPUTY ASSISTANT SECRETARY OF DEFENSE  
2 FOR MANUFACTURING AND INDUSTRIAL BASE POLICY.—

3 (1) REORGANIZATION OF CERTAIN PROVISIONS  
4 WITHIN CHAPTER 4 TO ACCOUNT FOR OTHER  
5 TRANSFERS OF PROVISIONS.—Chapter 4 of title 10,  
6 United States Code, is further amended by redesignating sections 139c and 139d (as amended by subsection (e)) as sections 139a and 139b, respectively.

9 (2) DEPUTY ASSISTANT SECRETARY.—Such  
10 chapter is further amended by inserting after section  
11 139b, as redesignated by paragraph (1), the following new section 139c:

13 **“§ 139c. Deputy Assistant Secretary of Defense for**  
14 **Manufacturing and Industrial Base Pol-**  
15 **icy**

16 “(a) APPOINTMENT.—There is a Deputy Assistant  
17 Secretary of Defense for Manufacturing and Industrial  
18 Base Policy, who shall be appointed by the Under Secretary of Defense for Acquisition, Technology, and Logistics and shall report to the Under Secretary.

21 “(b) RESPONSIBILITIES.—The Deputy Assistant Secretary of Defense for Manufacturing and Industrial Base Policy shall be the principal advisor to the Under Secretary of Defense for Acquisition, Technology, and Logistics

1 ties in the performance of the Under Secretary's duties  
2 relating to the following:

3           “(1) Establishing policies of the Department of  
4       Defense for maintenance of the defense industrial  
5       base of the United States.

6           “(2) Executing the authorities of the Manufac-  
7       turing Technology Program under section 2521 of  
8       this title.

9           “(3) Establishing the national security objec-  
10      tives concerning the national technology and indus-  
11      trial base required under section 2501 of this title.

12          “(4) Executing the national defense program  
13      for analysis of the national technology and industrial  
14      base required under section 2503 of this title.

15          “(5) Performing the national technology and in-  
16      dustrial base periodic defense capability assessments  
17      required under section 2505 of this title.

18          “(6) Establishing the technology and industrial  
19      base policy guidance required under section 2506 of  
20      this title.

21          “(7) Maintaining the defense industrial base in-  
22      formation system required under section 722 of the  
23      Defense Production Act of 1950 (50 U.S.C. App.  
24      2171).

1           “(8) Executing other applicable authorities pro-  
2       vided under the Defense Production Act of 1950 (50  
3       U.S.C. App. 2061 et seq.).

4           “(9) Establishing policies related to inter-  
5       national technology security and export control  
6       issues.

7           “(10) Establishing policies related industrial  
8       independent research and development programs  
9       under section 2372 of this title.

10          “(11) Such other matters as the Secretary of  
11       Defense or the Under Secretary shall prescribe.”.

12       (g) CLARIFICATION OF HEAD OF OFFICE FOR MISS-  
13       ING PERSONNEL.—Section 1501(a) of title 10, United  
14       States Code, is amended—

15           (1) in paragraph (1), by striking the second  
16       sentence and inserting the following new sentence:

17       “The office shall be headed by the Director of De-  
18       fense Prisoner of War/Missing Person Oversight.”;

19       and

20           (2) by striking “the office” each place it ap-  
21       pears and inserting “the Director”.

22       (h) CLARIFICATION OF HEAD OF OFFICE FOR FAM-  
23       ILY POLICY.—Section 1781 of title 10, United States  
24       Code, is amended—

1           (1) in subsection (a), by striking the second  
2 sentence and inserting the following new sentence:  
3       “The office shall be headed by the Director of Fam-  
4 ily Policy, who shall report to the Assistant Sec-  
5 retary of Defense for Force Management and Per-  
6 sonnel.”; and

7           (2) by striking “the Office” each place it ap-  
8 pears and inserting “the Director”.

9       (i) MODIFICATION OF STATUTORY LIMITATION ON  
10 NUMBER OF DEPUTY UNDER SECRETARIES OF DE-  
11 FENSE.—

12           (1) DELAY IN LIMITATION ON NUMBER OF  
13 DUSDS.—Section 906(a)(2) of the National Defense  
14 Authorization Act for Fiscal Year 2010 (Public Law  
15 111–84; 123 Stat. 2426; 10 U.S.C. 137a note) is  
16 amended by striking “January 1, 2011” and insert-  
17 ing “January 1, 2015”.

18           (2) TEMPORARY AUTHORITY FOR ADDITIONAL  
19 DUSDS.—During the period beginning on the date of  
20 the enactment of this Act and ending on January 1,  
21 2015, the Secretary of Defense may, in the Sec-  
22 retary’s discretion, appoint not more than five Dep-  
23 uty Under Secretaries of Defense in addition to the  
24 five Principal Deputy Under Secretaries of Defense

1 authorized by section 137a of title 10, United States  
2 Code (as amended by subsection (b)(3)).

3 (3) REPORT ON PLAN FOR REORGANIZATION OF  
4 OSD.—

5 (A) REPORT REQUIRED.—Not later than  
6 September 15, 2013, the Secretary of Defense  
7 shall submit to the Committees on Armed Serv-  
8 ices of the Senate and the House of Represent-  
9 atives a report setting forth a plan for the re-  
10 alignment of the organizational structure of the  
11 Office of the Secretary of Defense to comply  
12 with the requirement of section 906(a)(2) of the  
13 National Defense Authorization Act for Fiscal  
14 Year 2010, as amended by paragraph (1).

15 (B) ELEMENTS.—In preparing the report  
16 required by subparagraph (A), the Secretary  
17 shall consider, at a minimum, the feasibility of  
18 taking the following actions on or before Janu-  
19 ary 1, 2015:

20 (i) A merger of the position of Deputy  
21 Under Secretary of Defense (Installations  
22 and Environment) and the position of As-  
23 sistant Secretary of Defense for Oper-  
24 ational Energy Plans and Programs (as es-  
25 tablished in accordance with the amend-

1           ments made by subsection (b)(7)) into a  
2           single Assistant Secretary position.

3           (ii) A realignment of positions within  
4           the Office of the Under Secretary of De-  
5           fense for Policy to eliminate the position of  
6           Deputy Under Secretary of Defense (Strat-  
7           egy, Plans, and Forces).

8       (j) OTHER CONFORMING AMENDMENTS TO TITLE  
9 10.—

10           (1) Section 179(c) of title 10, United States  
11       Code, is amended—

12           (A) in paragraphs (2) and (3), by striking  
13           “Assistant to the Secretary of Defense for Nu-  
14           clear and Chemical and Biological Defense Pro-  
15           grams” and inserting “Assistant Secretary of  
16           Defense for Nuclear, Chemical, and Biological  
17           Defense Programs”; and

18           (B) in paragraph (3), by striking “that As-  
19           sistant to the Secretary” and inserting “Assist-  
20           ant Secretary”.

21           (2) Section 2272 of such title is amended by  
22       striking “Director of Defense Research and Engi-  
23       neering” each place it appears and inserting “Assist-  
24       ant Secretary of Defense for Research and Engi-  
25       neering”.

1 (3) Section 2365 of such title is amended—

2 (A) in subsection (a), by striking “Director  
3 of Defense Research and Engineering” and in-  
4 serting “Assistant Secretary”;

5 (B) in subsection (d)(1), by striking “Di-  
6 rector” and inserting “Assistant Secretary”;

7 (C) in subsection (d)(2)—

8 (i) by striking “Director of Defense  
9 Research and Engineering” and inserting  
10 “Assistant Secretary of Defense for Re-  
11 search and Engineering”; and

12 (ii) by striking “Director may” and  
13 inserting “Assistant Secretary may”; and

14 (D) in subsection (e), by striking “Direc-  
15 tor” and inserting “Assistant Secretary”.

16 (4) Sections 2350a(g)(3), 2366b(a)(3)(D),  
17 2374a(a), and 2517(a) of such title are amended by  
18 striking “Director of Defense Research and Engi-  
19 neering” and inserting “Assistant Secretary of De-  
20 fense for Research and Engineering”.

21 (5) Section 2902(b) of such title is amended—

22 (A) in paragraph (1), by striking “Deputy  
23 Under Secretary of Defense for Science and  
24 Technology” and inserting “official within the  
25 Office of the Assistant Secretary of Defense for

1 Research and Engineering who is responsible  
2 for science and technology”; and

3 (B) in paragraph (3), by striking “Deputy  
4 Under Secretary of Defense” and inserting “of-  
5 ficial within the Office of the Under Secretary  
6 of Defense for Acquisition, Technology, and Lo-  
7 gistics who is”.

8 (k) SECTION HEADING AND CLERICAL AMEND-  
9 MENTS.—

10 (1) SECTION HEADING AMENDMENTS.—

11 (A) The heading of section 137a of title  
12 10, United States Code, is amended to read as  
13 follows:

14 **“§ 137a. Principal Deputy Under Secretaries of De-**  
15 **fense”.**

16 (B) The heading of section 138b of such  
17 title, as transferred and redesignated by sub-  
18 section (b)(6), is amended to read as follows:

19 **“§ 138b. Assistant Secretary of Defense for Research**  
20 **and Engineering”.**

21 (C) The heading of section 138c of such  
22 title, as transferred and redesignated by sub-  
23 section (b)(7), is amended to read as follows:



1 **“§ 138c. Assistant Secretary of Defense for Oper-**  
 2 **ational Energy Plans and Programs”.**

3 (D) The heading of section 138d of such  
 4 title, as transferred and redesignated by sub-  
 5 section (b)(8), is amended to read as follows:

6 **“§ 138d. Assistant Secretary of Defense for Nuclear,**  
 7 **Chemical, and Biological Defense Pro-**  
 8 **grams”.**

9 (E) The section heading of section 139b of  
 10 such title, as redesignated by subsection (f)(1),  
 11 is amended to read as follows:

12 **“§ 139b. Deputy Assistant Secretary of Defense for**  
 13 **Developmental Test and Evaluation; Dep-**  
 14 **uty Assistant Secretary of Defense for**  
 15 **Systems Engineering: joint guidance”.**

16 (F) The heading of section 2438 of such  
 17 title, as transferred and redesignated by sub-  
 18 section (d), is amended to read as follows:

19 **“§ 2438. Performance assessments and root cause**  
 20 **analyses”.**

21 (2) CLERICAL AMENDMENTS.—

22 (A) The table of sections at the beginning  
 23 of chapter 4 of such title is amended—

24 (i) by inserting after the item relating  
 25 to section 132 the following new item:

“132a. Deputy Chief Management Officer.”;

1 (ii) by striking the items relating to  
2 sections 133a, 134a, and 136a;

3 (iii) by striking the item relating to  
4 section 137a and inserting the following  
5 new item:

“137a. Principal Deputy Under Secretaries of Defense.”;

6 (iv) by inserting after the item relat-  
7 ing to section 138a the following new  
8 items:

“138b. Assistant Secretary of Defense for Research and Engineering.

“138c. Assistant Secretary of Defense for Operational Energy Plans and Pro-  
grams.

“138d. Assistant Secretary of Defense for Nuclear, Chemical, and Biological De-  
fense Programs.”;

9 (v) by striking the items relating to  
10 sections 139a, 139b, 139c, and 139d and  
11 inserting the following new items:

“139a. Director of Cost Assessment and Program Evaluation.

“139b. Deputy Assistant Secretary of Defense for Developmental Test and Eval-  
uation; Deputy Assistant Secretary of Defense for Systems En-  
gineering; joint guidance.

“139c. Deputy Assistant Secretary of Defense for Manufacturing and Industrial  
Base Policy.”; and

12 (vi) by striking the item relating to  
13 section 142.

14 (B) The table of sections at the beginning  
15 of chapter 144 of such title is amended by in-  
16 serting after the item relating to section 2437  
17 the following new item:

“2438. Performance assessments and root cause analyses.”.

18 (I) OTHER CONFORMING AMENDMENTS.—

1           (1) PUBLIC LAW 111–23.—Section 102(b) of the  
2       Weapon Systems Acquisition Reform Act of 2009  
3       (Public Law 111–23; 123 Stat. 1714; 10 U.S.C.  
4       2430 note) is amended—

5           (A) by striking “Director of Developmental  
6       Test and Evaluation and the Director of Sys-  
7       tems Engineering” each place it appears and  
8       inserting “Deputy Assistant Secretary of De-  
9       fense for Developmental Test and Evaluation  
10      and the Deputy Assistant Secretary of Defense  
11      for Systems Engineering”; and

12          (B) in paragraph (3)—

13           (i) by striking the paragraph heading  
14          and inserting “ASSESSMENT OF REPORTS  
15          BY DEPUTY ASSISTANT SECRETARY OF DE-  
16          FENSE FOR DEVELOPMENTAL TEST AND  
17          EVALUATION AND DEPUTY ASSISTANT SEC-  
18          RETARY OF DEFENSE FOR SYSTEMS ENGI-  
19          NEERING.—”; and

20           (ii) by striking “Directors” and in-  
21          serting “Deputy Assistant Secretaries of  
22          Defense”.

23           (2) PUBLIC LAW 110–181.—Section 214 of the  
24       National Defense Authorization Act of Fiscal Year  
25       2008 (10 U.S.C. 2521 note) is amended by striking

1 “Director of Defense Research and Engineering”  
2 and inserting “Assistant Secretary of Defense for  
3 Research and Engineering”.

4 (m) TECHNICAL AMENDMENTS.—

5 (1) Section 131(a) of title 10, United States  
6 Code, is amended by striking “his” and inserting  
7 “the Secretary’s”.

8 (2) Section 132 of such title is amended by re-  
9 designating subsection (d), as added by section  
10 2831(a) of the Military Construction Authorization  
11 Act for Fiscal Year 2010 (division B of Public Law  
12 111–84; 123 Stat. 2669), as subsection (e).

13 (3) Section 135(c) of such title is amended by  
14 striking “clauses” and inserting “paragraphs”.

15 (n) EXECUTIVE SCHEDULE AMENDMENTS.—

16 (1) NUMBER OF ASSISTANT SECRETARY OF DE-  
17 FENSE POSITIONS.—Section 5315 of title 5, United  
18 States Code, is amended by striking the item relat-  
19 ing to Assistant Secretaries of Defense and inserting  
20 the following new item:

21 “Assistant Secretaries of Defense (16).”.

22 (2) POSITIONS REDESIGNATED AS ASD POSI-  
23 TIONS.—

1 (A) Section 5315 of such title is further  
 2 amended by striking the item relating to Direc-  
 3 tor of Defense Research and Engineering.

4 (B) Section 5316 of such title is amended  
 5 by striking the item relating to Assistant to the  
 6 Secretary of Defense for Nuclear and Chemical  
 7 and Biological Defense Programs.

8 (3) AMENDMENTS TO STRIKE REFERENCES TO  
 9 POSITIONS IN SENIOR EXECUTIVE SERVICE.—Section  
 10 5316 of such title is further amended—

11 (A) by striking the item relating to Direc-  
 12 tor, Defense Advanced Research Projects Agen-  
 13 cy, Department of Defense;

14 (B) by striking the item relating to Deputy  
 15 General Counsel, Department of Defense;

16 (C) by striking the item relating to Deputy  
 17 Under Secretaries of Defense for Research and  
 18 Engineering, Department of Defense; and

19 (D) by striking the item relating to Special  
 20 Assistant to the Secretary of Defense.

21 (o) INAPPLICABILITY OF APPOINTMENT REQUIRE-  
 22 MENT TO CERTAIN INDIVIDUALS SERVING ON EFFECTIVE  
 23 DATE.—

24 (1) IN GENERAL.—Notwithstanding this section  
 25 and the amendments made by this section, the indi-

vidual serving as specified in paragraph (2) on December 31, 2010, may continue to serve in the applicable position specified in that paragraph after that date without the requirement for appointment by the President, by and with the advice and consent of the Senate.

(2) COVERED INDIVIDUALS AND POSITIONS.—

The individuals and positions specified in this paragraph are the following:

(A) In the case of the individual serving as Director of Defense Research and Engineering, the position of Assistant Secretary of Defense for Research and Engineering.

(B) In the case of the individual serving as Director of Operational Energy Plans and Programs, the position of Assistant Secretary of Defense for Operational Energy Plans and Programs.

(C) In the case of the individual serving as Assistant to the Secretary of Defense for Nuclear and Chemical and Biological Defense Programs, the position of Assistant Secretary of Defense for Nuclear, Chemical, and Biological Defense Programs.

(p) EFFECTIVE DATE.—

1           (1) IN GENERAL.—Except as provided in para-  
2           graph (2), this section and the amendments made by  
3           this section shall take effect on January 1, 2011.

4           (2) CERTAIN MATTERS.—Subsection (i) and the  
5           amendments made by that subsection, and sub-  
6           section (o), shall take effect on the date of the en-  
7           actment of this Act.

8   **SEC. 903. REVISION OF STRUCTURE AND FUNCTIONS OF**  
9                           **THE RESERVE FORCES POLICY BOARD.**

10          (a) REVISION OF STRUCTURE.—

11               (1) IN GENERAL.—Section 10301 of title 10,  
12          United States Code, is amended to read as follows:

13   **“§ 10301. Reserve Forces Policy Board**

14          “(a) IN GENERAL.—As provided in section 175 of  
15          this title, there is in the Office of the Secretary of Defense  
16          a board known as the ‘Reserve Forces Policy Board’ (in  
17          this section referred to as the ‘Board’).

18          “(b) FUNCTIONS.—The Board shall serve as an inde-  
19          pendent adviser to the Secretary of Defense to provide ad-  
20          vice and recommendations to the Secretary on strategies,  
21          policies, and practices designed to improve and enhance  
22          the capabilities, efficiency, and effectiveness of the reserve  
23          components.

24          “(c) MEMBERSHIP.—The Board consists of 20 mem-  
25          bers, appointed or designated as follows:

1           “(1) A civilian appointed by the Secretary of  
2           Defense from among persons determined by the Sec-  
3           retary to have the knowledge of, and experience in,  
4           policy matters relevant to national security and re-  
5           serve component matters necessary to carry out the  
6           duties of chair of the Board, who shall serve as chair  
7           of the Board.

8           “(2) Two active or retired reserve officers or  
9           enlisted members designated by the Secretary of De-  
10          fense upon the recommendation of the Secretary of  
11          the Army—

12               “(A) one of whom shall be a member of  
13               the Army National Guard of the United States  
14               or a former member of the Army National  
15               Guard of the United States in the Retired Re-  
16               serve; and

17               “(B) one of whom shall be a member or re-  
18               tired member of the Army Reserve.

19           “(3) Two active or retired reserve officers or  
20           enlisted members designated by the Secretary of De-  
21           fense upon the recommendation of the Secretary of  
22           the Navy—

23               “(A) one of whom shall be an active or re-  
24               tired officer of the Navy Reserve; and



1           “(B) one of whom shall be an active or re-  
2           tired officer of the Marine Corps Reserve.

3           “(4) Two active or retired reserve officers or  
4           enlisted members designated by the Secretary of De-  
5           fense upon the recommendation of the Secretary of  
6           the Air Force—

7           “(A) one of whom shall be a member of  
8           the Air National Guard of the United States or  
9           a former member of the Air National Guard of  
10          the United States in the Retired Reserve; and

11          “(B) one of whom shall be a member or re-  
12          tired member of the Air Force Reserve.

13          “(5) One active or retired reserve officer or en-  
14          listed member of the Coast Guard designated by the  
15          Secretary of Homeland Security.

16          “(6) Ten persons appointed or designated by  
17          the Secretary of Defense, each of whom shall be a  
18          United States citizen having significant knowledge of  
19          and experience in policy matters relevant to national  
20          security and reserve component matters and shall be  
21          one of the following:

22                 “(A) An individual not employed in any  
23                 Federal or State department or agency.

24                 “(B) An individual employed by a Federal  
25                 or State department or agency.

1           “(C) An officer of a regular component of  
2           the armed forces on active duty, or an officer  
3           of a reserve component of the armed forces in  
4           an active status, who—

5                   “(i) is serving or has served in a sen-  
6                   ior position on the Joint Staff, the head-  
7                   quarters staff of a combatant command, or  
8                   the headquarters staff of an armed force;  
9                   and

10                   “(ii) has experience in joint profes-  
11                   sional military education, joint qualifica-  
12                   tion, and joint operations matters.

13           “(7) A reserve officer of the Army, Navy, Air  
14           Force, or Marine Corps who is a general or flag offi-  
15           cer recommended by the chair and designated by the  
16           Secretary of Defense, who shall serve without vote—

17                   “(A) as military adviser to the chair;

18                   “(B) as military executive officer of the  
19           Board; and

20                   “(C) as supervisor of the operations and  
21           staff of the Board.

22           “(8) A senior enlisted member of a reserve com-  
23           ponent recommended by the chair and designated by  
24           the Secretary of Defense, who shall serve without  
25           vote as enlisted military adviser to the chair.

1       “(d) MATTERS TO BE ACTED ON.—The Board may  
2 act on those matters referred to it by the chair and on  
3 any matter raised by a member of the Board or the Sec-  
4 retary of Defense.

5       “(e) STAFF.—The Board shall be supported by a  
6 staff consisting of one full-time officer from each of the  
7 reserve components listed in paragraphs (1) through (7)  
8 of section 10101 of this title who holds the grade of colo-  
9 nel, or in the case of the Navy the grade of captain, or  
10 who has been selected for promotion to that grade. These  
11 officers shall also serve as liaisons between their respective  
12 components and the Board. They shall perform their staff  
13 and liaison duties under the supervision of the military  
14 executive officer of the Board in an independent manner  
15 reflecting the independent nature of the Board.

16       “(f) RELATIONSHIP TO SERVICE RESERVE POLICY  
17 COMMITTEES AND BOARDS.—This section does not affect  
18 the committees and boards prescribed within the military  
19 departments by sections 10302 through 10305 of this  
20 title, and a member of such a committee or board may,  
21 if otherwise eligible, be a member of the Board.

22       “(g) EMPLOYEE STATUS AND COMPENSATION.—(1)  
23 A member of the Board appointed under paragraph (1)  
24 or (6) of subsection (b) who is not, by reason of service  
25 other than service with the Board, an employee of the Fed-

1 eral Government or a member of the armed forces shall  
2 not be considered a Federal Government employee by rea-  
3 son of service on the Board except for the purposes of  
4 the following provisions of law:

5           “(A) Chapter 57 of title 5, relating to travel  
6           and transportation.

7           “(B) Chapter 81 of title 5, relating to com-  
8           pensation for work-related injuries.

9           “(C) Chapter 171 of title 28 and any other  
10          Federal statute relating to tort liability.

11          “(D) Chapter 73 of title 5, sections 201, 202,  
12          203, 205, 207, 208, and 209 of title 18, and the  
13          Ethics in Government Act of 1978 (5 U.S.C. App),  
14          relating to employee conduct, ethics, conflict of in-  
15          terest, and corruption.

16          “(E) If the individual receives compensation  
17          under paragraph (2), applicable provisions of sub-  
18          chapters II and VIII of chapter 55 of title 5 (relat-  
19          ing to pay withholdings and settlement of accounts),  
20          section 459 of the Social Security Act (42 U.S.C.  
21          659) (relating to garnishment for child support and  
22          alimony), and general employment laws that apply to  
23          the compensation of both Federal and non-Federal  
24          employees, such as the Federal Insurance Contribu-  
25          tions Act.

1       “(2) A member of the Board described in paragraph  
2 (1) shall serve without compensation unless the Secretary  
3 of Defense approves payment of a rate of pay, subject to  
4 the limitation in section 5373 of title 5.”.

5           (2) EFFECTIVE DATE.—The amendment made  
6 by paragraph (1) shall take effect on such date, not  
7 later than July 1, 2011, as the Secretary of Defense  
8 shall certify. Upon the making of such certification,  
9 the Secretary shall—

10           (A) submit a copy of such certification to  
11 the congressional defense committees; and

12           (B) public notice of such certification in  
13 the Federal Register.

14       (b) REVISION TO ANNUAL REPORT REQUIREMENT.—  
15 Section 113(c)(2) of title 10, United States Code, is  
16 amended by striking “the reserve programs of the Depart-  
17 ment of Defense and on any other matters” and inserting  
18 “on any reserve component matter”.

## 1           **Subtitle B—Space Activities**

### 2   **SEC. 911. LIMITATION ON USE OF FUNDS FOR COSTS OF** 3                   **TERMINATING CONTRACTS UNDER THE NA-** 4                   **TIONAL POLAR-ORBITING OPERATIONAL EN-** 5                   **VIRONMENTAL SATELLITE SYSTEM PRO-** 6                   **GRAM.**

7           None of the funds authorized to be appropriated or  
8 otherwise made available by this Act to the Secretary of  
9 Defense for the National Polar-Orbiting Operational Envi-  
10 ronmental Satellite System Program may be obligated or  
11 expended for the costs of terminating a contract awarded  
12 under the Program unless the Secretary of Defense and  
13 the Secretary of Commerce enter into an agreement under  
14 which the Secretary of Defense and the Secretary of Com-  
15 merce will each be responsible for half the costs of termi-  
16 nating the contract.

### 17   **SEC. 912. LIMITATION ON USE OF FUNDS FOR PURCHASING** 18                   **GLOBAL POSITIONING SYSTEM USER EQUIP-** 19                   **MENT.**

20           (a) IN GENERAL.—Except as provided in subsections  
21 (b) and (c), none of the funds authorized to be appro-  
22 priated or otherwise made available by this Act or any  
23 other Act for the Department of Defense may be obligated  
24 or expended to purchase user equipment for the Global  
25 Positioning System during fiscal years after fiscal year

1 2017 unless the equipment is capable of receiving the mil-  
2 iary code (commonly known as the “M code”) from the  
3 Global Positioning System.

4 (b) EXCEPTION.—The limitation under subsection  
5 (a) shall not apply with respect to the purchase of pas-  
6 senger vehicles or commercial vehicles in which Global Po-  
7 sitioning System equipment is installed.

8 (c) WAIVER.—The Secretary of Defense may waive  
9 the limitation under subsection (a) if the Secretary deter-  
10 mines that—

11 (1) suitable user equipment capable of receiving  
12 the military code from the Global Positioning Sys-  
13 tem is not available; or

14 (2) with respect to a purchase of user equip-  
15 ment, the Department of Defense does not require  
16 that user equipment to be capable of receiving the  
17 military code from the Global Positioning System.

18 **SEC. 913. PLAN FOR INTEGRATION OF SPACE-BASED NU-**  
19 **CLEAR DETECTION SENSORS.**

20 (a) IN GENERAL.—The Secretary of Defense shall,  
21 in consultation with the Director of National Intelligence  
22 and the Administrator for Nuclear Security, submit to the  
23 congressional defense committees a plan—

24 (1) to integrate space-based nuclear detection  
25 sensors in a geosynchronous orbit on the Space-

1       Based Infrared System or other satellite platforms;  
2       and

3               (2) to comply fully with section 1065 of the Na-  
4       tional Defense Authorization Act for Fiscal Year  
5       2008 (Public Law 110–181; 122 Stat. 324).

6       (b) LIMITATION ON USE OF FUNDS FOR THE SPACE-  
7       BASED INFRARED SYSTEM.—

8               (1) IN GENERAL.—Not more than 75 percent of  
9       the amounts specified in paragraph (2) may be obli-  
10      gated or expended before the date on which the Sec-  
11      retary of Defense submits to the congressional de-  
12      fense committees the plan required by subsection  
13      (a).

14              (2) AMOUNTS SPECIFIED.—The amounts speci-  
15      fied in this paragraph are the following:

16              (A) The amount authorized to be appro-  
17      priated by section 103 for procurement for the  
18      Air Force and made available by the funding  
19      table in section 4101 for procurement for mis-  
20      siles for the Space-Based Infrared System.

21              (B) The amount authorized to be appro-  
22      priated by section 201 for research, develop-  
23      ment, test, and evaluation and made available  
24      by the funding table in section 4201 for the Air  
25      Force for the Space-Based Infrared System.



1 **SEC. 914. PRESERVATION OF THE SOLID ROCKET MOTOR**  
2 **INDUSTRIAL BASE.**

3 (a) FINDINGS.—The Senate makes the following  
4 findings:

5 (1) Solid rocket motors are an integral part of  
6 our Nation's defense arsenal, and a critical element  
7 to all United States missile defense interceptors, tac-  
8 tical and strategic missiles, targets, and satellite and  
9 human spaceflight launch vehicles. The production  
10 and integration of solid propellant rocket motors for  
11 weapon systems and space launch platforms is haz-  
12 ardous and technically challenging, requiring unique  
13 materials, technical skills, and manufacturing infra-  
14 structure.

15 (2) Production of solid rocket motors has been  
16 in steady decline for many years, including a recent  
17 dramatic drop following the completion of the Min-  
18 uteman III propulsion replacement program, the ter-  
19 mination of the Kinetic Energy Interceptor program,  
20 a production slowdown in Ground-based Midcourse  
21 Defense Interceptors, the planned retirement of the  
22 Space Shuttle, and the transition of the Standard  
23 Missile-3 from the solid-propulsion based Block IA  
24 to a liquid-propulsion based Block IB.

25 (3) The Constellation program of the National  
26 Aeronautics and Space Administration, including its

1     Ares I launch vehicle, provides a critical underpin-  
2     ning to the remaining solid rocket motor (SRM) in-  
3     dustry, sustaining its skills, capabilities, facilities,  
4     and all tiers of the supplier base.

5           (4) A June 2009 Acquisition, Technology & Lo-  
6     gistics, Industrial Policy report, SRM Industrial Ca-  
7     pabilities Report for Congress, stated: “NASA pro-  
8     grams play a significant role in sustaining the indus-  
9     trial capabilities for the SRM industry. . . . [I]t  
10    takes many DoD missile programs to equal just one  
11    Shuttle RSRM [Reusable Solid Rocket Motor] boost-  
12    er and it will take more to equal the SRM booster  
13    for the new Ares I and Ares V launch vehicles that  
14    are part of NASA’s Constellation Program. . . . In  
15    the large SRM sector, NASA programs (the Shuttle  
16    and the Ares) are still the key contributors to the  
17    viability of the SRM industrial base—prime and  
18    subtier”.

19           (5) Earlier this year, the National Aeronautics  
20    and Space Administration announced its plans to  
21    cancel the Ares I, Ares V, and all supporting ele-  
22    ments without making a thorough assessment of the  
23    impact of the decision on the future health and sus-  
24    tainability of this critical industrial base and without  
25    consulting the Department of Defense or assessing

1 the impact of the decision on military space and mis-  
2 sile systems, including the missile defense program.

3 (6) Since that announcement, several senior  
4 Department of Defense officials have spoken about  
5 their concerns for the future viability of the solid  
6 rocket motor industrial base, confirming that the de-  
7 cision apparently was made without any prior con-  
8 sultation with the Department of Defense, as indi-  
9 cated by the following:

10 (A) On May 12, 2010, the Secretary of the  
11 Air Force, Michael Donley, at a hearing of the  
12 defense subcommittee of the Committee on Ap-  
13 propriations of the Senate, stated: “I’m not  
14 aware that the Air Force was consulted specifi-  
15 cally on the NASA decisions. . . . We do un-  
16 derstand the challenge, and we do not have an  
17 answer at this moment as to how we intend to  
18 proceed. I’ve had discussions—Air Force has  
19 had discussions at a couple of levels with the  
20 National Reconnaissance Office and with NASA  
21 officials including at the highest levels. I’ve  
22 talked to Administrator Bolden. I’ve talked to  
23 General Carlson and NRO. We have recognized  
24 this as something we need to work [on] to-  
25 gether going forward. We don’t have answers

1 right now, but we have folks that are focused  
2 on this challenge. . . . In general, Minuteman  
3 has been a very reliable system for us, and con-  
4 tinues to test well. But we do know that we  
5 have challenges ahead with respect to maintain-  
6 ing a warm base. And we're not satisfied with  
7 the bridging solution that we had developed  
8 here over the last couple of years, which takes  
9 us through 2011. So we need to find a way for-  
10 ward for FY2012 and beyond on this subject”.

11 (B) On April 22, 2010, the Commander of  
12 the United States Strategic Command, Kevin  
13 Chilton, at a hearing of the Committee on  
14 Armed Services of the Senate, stated: “Large  
15 solid rocket motors are very complicated de-  
16 vices. . . . As the Strategic Command com-  
17 mander, my concern . . . is what impact this  
18 [NASA’s] decision [to cancel the Constellation  
19 program] might have on the industrial base as  
20 we look to the future. . . . are we postured cor-  
21 rectly from an industrial base standpoint to  
22 sustain this technology that I believe will be im-  
23 portant for the strategic deterrent for many  
24 years to come? . . . [A]ll of these very com-  
25 plicated components of any large, solid rocket

1 motor, whether it be the D5, the Minuteman  
2 III or the shuttle SRBs, or any follow-on to  
3 that. This is what I'm worried about, is that we  
4 don't lose that formula and expertise for being  
5 able to address all the engineering challenges  
6 associated with all of those, not at least to men-  
7 tion our joints between segments, as we go for-  
8 ward".

9 (C) On April 20, 2010, the Director of the  
10 Missile Defense Agency, Lieutenant General  
11 Patrick J. O'Reilly, at a hearing of the Com-  
12 mittee on Armed Services of the Senate, stated:  
13 "For BMD, we were not consulted [about  
14 NASA's decision to cancel the Constellation  
15 program]. Our solid rocket motor usage for  
16 large solid rocket motors was about 8 percent  
17 of the total production done in the United  
18 States every year. So, we had a very small part  
19 to play. As you said, it was dominated by  
20 NASA's use of the solid rocket motors. We have  
21 an increase in the small solid rocket motors  
22 based on the proposed budget that we have sub-  
23 mitted to Congress, where we will consume over  
24 550 tons of small rocket motors in the next five  
25 years. So, we actually have a reverse process or

1 challenge of having that production capability  
2 for small solid rocket motors. Yet at the same  
3 time, as you said, we have had a severe reduc-  
4 tion in the industrial capacity to produce the  
5 large solid rocket motors. We are producing, or  
6 procuring, five additional booster sets for our  
7 GBIs. One reason is they are economical to buy  
8 now, to use them at a later date if we need to  
9 for testing or other purposes”.

10 (D) On March 17, 2010, the Director of  
11 Navy Strategic Systems, Rear Admiral Stephen  
12 Johnson, at a hearing of the Committee on  
13 Armed Services of the Senate, stated: “The  
14 change in . . . national orders for large solid  
15 rocket motors causes more of the fixed cost to  
16 fall upon the Navy’s production costs. . . . We  
17 expect to see a rise . . . of 10 to 20 percent.  
18 We are working with the Department of De-  
19 fense and with the two companies involved to  
20 control those costs, but . . . they will increase.  
21 We have seen an increase and they will con-  
22 tinue. . . . I would describe the industry as  
23 fragile. The government plays an important role  
24 in managing that industrial base . . . [T]he  
25 manufacturing requirement for NASA is so

1 much larger . . . and we don't know exactly  
2 what those costs are going to be. . . . It's going  
3 to be a difficult cost for the Navy to absorb.  
4 . . . We don't really know the full extent at  
5 this moment''.

6 (E) On March 10, 2010, the Secretary of  
7 the Air Force, Michael Donley, at a hearing of  
8 the defense subcommittee of the Committee on  
9 Appropriations of the House of Representatives,  
10 stated: "[W]e're looking at additional pressure  
11 on the solid rocket motor and launch; the in-  
12 dustrial base that goes with that. With the  
13 changes in NASA's program, we faced some  
14 significant challenges in funding—developing an  
15 affordable funding profile for space launch sup-  
16 port''.

17 (F) On March 10, 2010, the Deputy Un-  
18 dersecretary of the Air Force for Space Pro-  
19 grams, Gary Payton, at a hearing of the Com-  
20 mittee on Armed Services of the Senate, stated:  
21 ["L]aunch costs are still rising. . . . These in-  
22 dustrial base factors will also be affected by the  
23 decision to replace NASA's Constellation pro-  
24 gram with a new, more technology-focused ap-  
25 proach to space exploration, which will likely re-

1           duce the customer base for solid rocket mo-  
2           tors. . .”.

3           (G) On March 10, 2010, the Commander  
4           of the Air Force Space Command, General Rob-  
5           ert Kehler, at a hearing of the Committee on  
6           Armed Services of the Senate, stated: “[I]n  
7           looking at the NASA decision . . . there is a  
8           challenge here regarding solid rocket motors.  
9           And that’s the most immediate challenge that  
10          we see. The largest demand today on the solid  
11          rocket motor industrial base comes from NASA,  
12          although the Department of Defense—the Air  
13          Force and the Navy as well—rely on that same  
14          industrial base for both the land-based and the  
15          sea-based strategic deterrent, for other launch  
16          vehicle solid rocket strap-ons, for example, that  
17          we need for EELV and other things. . . . [W]e  
18          have, to find out whether that’s a real concern  
19          or whether it is not. And I can’t give you the  
20          details of that today because what we rec-  
21          ommended prior to [NASA’s] decision was if  
22          this is the decision that’s made, we will then  
23          have to go off and sit down and take a hard  
24          look at what the implications will be for the in-  
25          dustrial base. . . . We don’t have answers yet.



1           What we do have is—is a potential con-  
2           cern. . .”.

3           (H) On February 23, 2010, the Secretary  
4           of the Air Force Secretary, Michael Donley, at  
5           a hearing of the Committee on Armed Services  
6           of the House of Representatives, stated: “[W]e  
7           recognize the decisions made on Ares and in the  
8           Constellation program in general in NASA. And  
9           we have a challenge on the solid rocket motor  
10          industrial base and on the booster industrial  
11          base, period. So we recognize . . . a broader in-  
12          dustrial base issue, which we’re going to have  
13          to wrestle with this year. So we do not right  
14          now have a long-term solution to that in hand”.

15          (7) Section 2501 of title 10, United States  
16          Code, states that United States policy is that the in-  
17          dustrial base should be capable of supplying and  
18          equipping the force structure of the Armed Forces,  
19          and of reconstitution within a reasonable period.  
20          The decision of the National Aeronautics and Space  
21          Administration potentially jeopardizes the solid rock-  
22          et motor industrial base.

23          (8) Section 2505 of title 10, United States  
24          Code, requires the Secretary of Defense to ensure  
25          that industrial base assessments be integrated into

1 overall budget, acquisition, and logistics support de-  
2 cision processes. The decision of the National Aero-  
3 nautics and Space Administration without consulting  
4 the Department of Defense jeopardizes the capacity  
5 of the Secretary to carry out the Secretary's respon-  
6 sibility under that section.

7 (9) Termination of the Ares I, Ares V, or their  
8 solid rocket alternatives or derivatives, and all sup-  
9 porting elements, would leave some solid rocket  
10 motor production facilities idle, likely resulting in  
11 their closure and consolidation, and the costly re-  
12 qualification of remaining programs. Regeneration of  
13 this infrastructure to meet the needs of future pro-  
14 grams would be lengthy and extremely costly.

15 (10) Abandonment of the Ares I, Ares V, or  
16 their solid rocket alternatives or derivatives, and all  
17 supporting elements, could also force suppliers of  
18 unique materials for the solid rocket motor industry  
19 out of business entirely, thus jeopardizing industry  
20 ability to produce motors for current and future pro-  
21 grams. Recreating a new supplier base for these  
22 unique materials would be extremely lengthy, and re-  
23 quire the costly requalification of existing programs.

24 (11) Cancellation of the Ares I, Ares V, or their  
25 solid rocket alternatives or derivatives, and all sup-

1       porting ground elements, could also cause a signifi-  
2       cant reduction in the already aged workforce of the  
3       solid rocket motor industry and undermine the abil-  
4       ity of that industry to recruit, hire, and train the  
5       next generation of workers in this field.

6       (b) SENSE OF SENATE.—It is the sense of the Senate  
7       that—

8               (1) without the Ares I, Ares V, or their solid  
9       rocket alternatives or derivatives, and all supporting  
10      elements, of the National Aeronautics and Space Ad-  
11      ministration, insufficient production volume exists to  
12      sustain the current United States solid rocket motor  
13      industrial base;

14             (2) reconstitution of this industrial base after  
15      termination, if such reconstitution could be achieved,  
16      would be a lengthy and costly endeavor, imposing  
17      unacceptable risk into the most critical strategic,  
18      missile defense, tactical, and space lift capabilities of  
19      the United States;

20             (3) there is a linkage between civil space pro-  
21      grams and military space and missile programs;

22             (4) the decision of the National Aeronautics  
23      and Space Administration with respect to the can-  
24      cellation of the Ares I, Ares V, and all supporting

1 elements will have a significant impact on Depart-  
2 ment of Defense costs and missions;

3 (5) future decisions on civil space matters that  
4 impact Department of Defense costs and missions  
5 should be fully coordinated with the Secretary of De-  
6 fense; and

7 (6) the National Aeronautics and Space Admin-  
8 istration should comply with the proviso under the  
9 heading “EXPLORATION” under the heading “NA-  
10 TIONAL AERONAUTICS AND SPACE ADMINISTRA-  
11 TION” in the Science Appropriations Act, 2010 (title  
12 III of division B of Public Law 111–117; 123 Stat.  
13 3143).

14 (c) REPORT.—

15 (1) IN GENERAL.—Not later than 180 days  
16 after the date of the enactment of this Act, the Sec-  
17 retary of Defense shall, in consultation with the Ad-  
18 ministrator of the National Aeronautics and Space  
19 Administration, submit to the appropriate commit-  
20 tees of Congress a report on the impact of the can-  
21 cellation of the Constellation program of the Na-  
22 tional Aeronautics and Space Administration on any  
23 anticipated next generation mission requirements,  
24 for missile defense interceptors, tactical and stra-

1        tegic missiles, targets, and satellite and human  
2        spaceflight launch vehicles.

3            (2) ELEMENTS.—The report required under  
4        this subsection shall include the following:

5            (A) A description and assessment of the ef-  
6        fects on Department of Defense programs that  
7        utilize solid rocket motors of the cancellation of  
8        the Ares I, Ares V, or their solid rocket alter-  
9        natives or derivatives, and all supporting ele-  
10        ments.

11          (B) A description of the plans of the De-  
12        partment of Defense to mitigate the impact of  
13        of the cancellation of the Ares I, Ares V, or  
14        their solid rocket alternatives or derivatives,  
15        and all supporting elements, on the United  
16        States solid rocket motor industrial base, in-  
17        cluding a description of the National Aero-  
18        nautics and Space Administration and Depart-  
19        ment of Defense funding required to implement  
20        such plans between fiscal years 2012 and 2017.

21          (C) A description of the impact of the can-  
22        cellation of the Ares I, Ares V, or their solid  
23        rocket alternatives or derivatives, and all sup-  
24        porting elements, on international partners in  
25        programs such as the D–5 Trident missile.

1 (D) A detailed description of the source of  
 2 the data used in the report.

3 (3) APPROPRIATE COMMITTEES OF CONGRESS  
 4 DEFINED.—In this subsection, the term “appro-  
 5 priate committees of Congress” means—

6 (A) the Committees on Armed Services,  
 7 Commerce, Science, and Transportation, and  
 8 Appropriations of the Senate; and

9 (B) the Committees on Armed Services,  
 10 Energy and Commerce, and Appropriations of  
 11 the House of Representatives.

12 **SEC. 915. IMPLEMENTATION PLAN TO SUSTAIN SOLID**  
 13 **ROCKET MOTOR INDUSTRIAL BASE.**

14 (a) IN GENERAL.—The Secretary of Defense shall  
 15 develop an implementation plan to sustain the solid rocket  
 16 motor industrial base that—

17 (1) is based on the recommendations included  
 18 in the report submitted to the congressional defense  
 19 committees under section 1078 of the National De-  
 20 fense Authorization Act for Fiscal Year 2010 (Pub-  
 21 lic Law 111–84; 123 Stat. 2479); and

22 (2) includes a funding plan for carrying out the  
 23 implementation plan.

24 (b) SUBMITTAL TO CONGRESS.—The implementation  
 25 plan required by subsection (a) shall be submitted to Con-

1 gress with the budget of the President for fiscal year 2012  
2 as submitted under section 1105(a) of title 31, United  
3 States Code.

4 **SEC. 916. REVIEW AND PLAN ON SUSTAINMENT OF LIQUID**  
5 **ROCKET PROPULSION SYSTEMS INDUSTRIAL**  
6 **BASE.**

7 (a) IN GENERAL.—The Secretary of Defense shall,  
8 in consultation with the Administrator of the National  
9 Aeronautics and Space Administration, review, and de-  
10 velop a plan to sustain, the liquid rocket propulsion sys-  
11 tems industrial base.

12 (b) ELEMENTS.—The review and plan required by  
13 subsection (a) shall address the following:

14 (1) The capacity to maintain currently available  
15 liquid rocket propulsion systems.

16 (2) The maintenance of an intellectual and en-  
17 gineering capacity to support next generation liquid  
18 rocket propulsion systems and engines, as needed.

19 (3) Opportunities for interagency collaboration  
20 and research and development on future propulsion  
21 systems.

22 (c) SUBMITTAL TO CONGRESS.—Not later than June  
23 1, 2011, the Secretary shall submit to the congressional  
24 defense committees the plan required by subsection (a).

## 1     **Subtitle C—Intelligence Matters**

2     **SEC. 921. PERMANENT AUTHORITY FOR SECRETARY OF DE-**  
 3                   **FENSE TO ENGAGE IN COMMERCIAL ACTIVI-**  
 4                   **TIES AS SECURITY FOR INTELLIGENCE COL-**  
 5                   **LECTION ACTIVITIES.**

6         Section 431(a) of title 10, United States Code, is  
 7     amended by striking the second sentence.

8     **SEC. 922. MODIFICATION OF ATTENDEES AT PROCEEDINGS**  
 9                   **OF INTELLIGENCE, SURVEILLANCE, AND RE-**  
 10                  **CONNAISSANCE INTEGRATION COUNCIL.**

11         (a) FINDINGS.—Section 923(a)(4) of the National  
 12     Defense Authorization Act for Fiscal Year 2004 (Public  
 13     Law 108–163; 117 Stat. 1574; 10 U.S.C. 426 note) is  
 14     amended by striking “National Foreign Intelligence Pro-  
 15     gram (NFIP), Joint Military Intelligence Program  
 16     (JMIP), and Tactical Intelligence and Related Activities  
 17     Program (TIARA)” and inserting “National Intelligence  
 18     Program (NIP) and a Military Intelligence Program  
 19     (MIP)”.

20         (b) ADDITIONAL AUTHORIZED ATTENDEES.—Sec-  
 21     tion 426(a) of title 10, United States Code, is amended  
 22     by adding at the end the following new paragraph:

23             “(4) Each Secretary of a military department may  
 24     designate an officer or employee of such military depart-



1 ment to attend the proceedings of the Council as a rep-  
2 resentative of such military department.”.

3 **SEC. 923. REPORT ON DEPARTMENT OF DEFENSE INTER-**  
4 **SERVICE MANAGEMENT AND COORDINATION**  
5 **OF REMOTELY-PILOTED AIRCRAFT SUPPORT**  
6 **OF INTELLIGENCE, SURVEILLANCE, AND RE-**  
7 **CONNAISSANCE.**

8 (a) REPORT REQUIRED.—

9 (1) REPORT TO SECRETARY OF DEFENSE BY  
10 CHIEFS OF STAFF.—Not later than 120 days after  
11 the date of the enactment of this Act, the Chief of  
12 Staff of the Army, the Chief of Naval Operations,  
13 and the Chief of Staff of the Air Force shall jointly  
14 submit to the Secretary of Defense a report, in ac-  
15 cordance with this section, on remotely-piloted air-  
16 craft (RPA) support of intelligence, surveillance, and  
17 reconnaissance (ISR) within their respective Armed  
18 Forces.

19 (2) TRANSMITTAL TO CONGRESS.—Not later  
20 than 30 days after the receipt of the report required  
21 by paragraph (1), the Secretary shall transmit the  
22 report, together with the assessment and any rec-  
23 ommendations of the Secretary (including the mat-  
24 ters required pursuant to subsection (b)(2)) to the  
25 congressional defense committees.

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

3 (1) In the case of the report required by sub-  
4 section (a)(1), a description by each chief of staff re-  
5 ferred to in that subsection of—

6 (A) current and planned remotely-piloted  
7 aircraft inventories to support intelligence, sur-  
8 veillance, and reconnaissance requirements over  
9 the period 2011 to 2020, including an identi-  
10 fication of systems each Armed Force considers  
11 organic and the systems capable of providing  
12 theater-level support to the commanders of the  
13 combatant commands;

14 (B) policy and processes of each Armed  
15 Force for coordinating investments in remotely-  
16 piloted aircraft to meet joint force requirements  
17 for intelligence, surveillance, and reconnaissance  
18 and to eliminate unnecessary duplication in  
19 both development and capability; and

20 (C) the current employment of remotely-pi-  
21 loted aircraft by each Armed Force, including  
22 the number of remotely-piloted aircraft de-  
23 ployed in support operations, the number of re-  
24 motely-piloted aircraft assigned for training,  
25 and the number of remotely-piloted aircraft

1           warehoused, the capacity of each Armed Force  
2           to process, exploit, and disseminate intelligence,  
3           surveillance, and reconnaissance data collected,  
4           and the extent to which assets are provided to  
5           the joint community to meet requirements of  
6           the combatant commands.

7           (2) In the case of the transmittal required by  
8           subsection (a)(2)—

9                   (A) an assessment of the effectiveness of  
10           the employment of remotely-piloted aircraft by  
11           each Armed Force, and a description of the per-  
12           centage of joint force requirements for intel-  
13           ligence, surveillance, and reconnaissance that  
14           are being met by the remotely-piloted aircraft of  
15           each Armed Force;

16                   (B) a description of the joint concept of  
17           operations under which each Armed Forces pro-  
18           vides intelligence, surveillance, and reconnais-  
19           sance capabilities through remotely-piloted air-  
20           craft to meet the requirements of the combat-  
21           ant commands;

22                   (C) a description of the policy and proc-  
23           esses for coordinating investments in remotely-  
24           piloted aircraft to meet joint force requirements  
25           for intelligence, surveillance, and reconnaissance

1           and to eliminate unnecessary duplication in  
2           both development and capability;

3           (D) a description of the processes by which  
4           current requirements of the commanders of the  
5           combatant commands for intelligence, surveil-  
6           lance, and reconnaissance are validated, and  
7           how the remotely-piloted aircraft capabilities of  
8           each Armed Force are assigned against vali-  
9           dated requirements;

10          (E) a description of the current intel-  
11          ligence, surveillance, and reconnaissance re-  
12          quirements of each combatant command  
13          through remotely-piloted aircraft;

14          (F) a description of how the requirements  
15          described under subparagraph (E) are being  
16          met;

17          (G) an identification of any mission deg-  
18          radation or failure within the combatant com-  
19          mands due to lack of intelligence, surveillance,  
20          and reconnaissance support;

21          (H) a description of various means of ad-  
22          dressing any shortfalls in meeting the require-  
23          ments described under subparagraph (E), in-  
24          cluding temporary shortfalls and permanent  
25          shortfalls;

1 (I) a description of the organization of the  
2 Unmanned Aerial System Task Force, including  
3 the goals and objectives of the task force and  
4 the participation and roles of each Armed Force  
5 within the task force;

6 (J) a description of the organization of the  
7 Intelligence, Surveillance, and Reconnaissance  
8 Task Force, including the goals and objectives  
9 of the task force and the participation and roles  
10 of each Armed Force within the task force; and

11 (K) an identification of any theater-level  
12 intelligence, surveillance, and reconnaissance ca-  
13 pacity of an Armed Force that is not being  
14 made available by services to fulfill joint force  
15 requirements for intelligence, surveillance, and  
16 reconnaissance.

17 (c) REMOTELY-PILOTED AIRCRAFT DEFINED.—In  
18 this section, the term “remotely-piloted aircraft” means  
19 any unmanned aircraft operated remotely, whether within  
20 or beyond line-of-sight, including unmanned aerial systems  
21 (UAS), unmanned aerial vehicles (UAV), remotely-piloted  
22 vehicles (RPV), and remotely-piloted aircraft (RPA).

1 **SEC. 924. REPORT ON REQUIREMENTS FULFILLMENT AND**  
2 **PERSONNEL MANAGEMENT RELATING TO AIR**  
3 **FORCE INTELLIGENCE, SURVEILLANCE, AND**  
4 **RECONNAISSANCE PROVIDED BY REMOTELY-**  
5 **PILOTED AIRCRAFT.**

6 (a) REPORT REQUIRED.—Not later than 120 days  
7 after the date of the enactment of this Act, the Secretary  
8 of the Air Force shall, in coordination with the Under Sec-  
9 retary of Defense for Acquisition, Technology, and Logis-  
10 ties and the Under Secretary of Defense for Intelligence,  
11 submit to the appropriate committees of Congress a report  
12 on requirements fulfillment and personnel management in  
13 connection with Air Force intelligence, surveillance, and  
14 reconnaissance (ISR) provided by remotely-piloted aircraft  
15 (RPA).

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

18 (1) A description of the Joint Concept of Oper-  
19 ation under which the Air Force operates to fulfill  
20 intelligence, surveillance, and reconnaissance re-  
21 quirements provided by remotely-piloted aircraft.

22 (2) A description of the current requirements of  
23 each combatant command for Air Force intelligence,  
24 surveillance, and reconnaissance provided by re-  
25 motely-piloted aircraft, including—

1 (A) the number of orbits or combat air pa-  
2 trols for each major platform and sensor pay-  
3 load combination;

4 (B) the number of aircraft, aircraft opera-  
5 tors, and ground crews in each orbit or combat  
6 air patrol, variations in the numbers of each,  
7 and the explanation for such variations;

8 (C) a description of how requirements are  
9 being met by the management of personnel,  
10 platforms, sensors, and networks; and

11 (D) a description of various means of ad-  
12 dressing any shortfalls in meeting such require-  
13 ments, including temporary shortfalls and per-  
14 manent shortfalls.

15 (3) A description of manpower management to  
16 fulfill Air Force mission requirements for intel-  
17 ligence, surveillance, and reconnaissance require-  
18 ments provided by remotely-piloted aircraft, includ-  
19 ing the current number of personnel associated with  
20 each combat air patrol by remotely-piloted aircraft  
21 for aircraft pilots, sensor operators, mission intel-  
22 ligence coordinators, and processing, exploitation,  
23 and dissemination analysts (in this section referred  
24 to as “operators and analysts for remotely-piloted  
25 aircraft”).

1           (4) A description of current Air Force man-  
2           power requirements for operators and analysts for  
3           remotely-piloted aircraft, and any plans for meeting  
4           such requirements, including—

5                   (A) an identification of any shortfalls in  
6                   personnel, skill specialties, and grades; and

7                   (B) any plans of the Air Force to address  
8                   such shortfalls, including—

9                           (i) plans to address shortfalls in appli-  
10                           cable career field retention rates; and

11                           (ii) plans for utilization of National  
12                           Guard and other reserve component per-  
13                           sonnel to address shortfalls in such per-  
14                           sonnel, skill specialties, and grades.

15           (5) A description of the projected Air Force  
16           manpower requirements for operators and analysts  
17           for remotely-piloted aircraft in each of 2015 and  
18           2020, including—

19                   (A) an identification of any significant  
20                   challenges to achieving such requirements in  
21                   particular skill specialties and grades; and

22                   (B) any plans of the Air Force to address  
23                   such challenges.

24           (6) A description of the collaboration of the Air  
25           Force with, and the reliance of the Air Force on, the



1 other Armed Forces and the combat support agen-  
2 cies, in asset management for intelligence, surveil-  
3 lance, and reconnaissance by remotely-piloted air-  
4 craft, including personnel for processing, exploi-  
5 tation, and dissemination.

6 (7) A description of potential adverse con-  
7 sequences of operating intelligence, surveillance, and  
8 reconnaissance by remotely-piloted aircraft, and as-  
9 sociated intelligence support infrastructure, in a  
10 surge, understaffed state, or both, including—

11 (A) the impact of having to provide for-  
12 ward processing, exploitation, and dissemination  
13 to support emerging capabilities; and

14 (B) any plans of the Air Force to mitigate  
15 such consequences.

16 (8) A description of the status of Air Force  
17 training programs for operators and analysts for re-  
18 motely-piloted aircraft, including the ability to meet  
19 Air Force manpower requirements for such opera-  
20 tors and analysts, and plans for increasing training  
21 capacity to match plans for expanding Air Force in-  
22 telligence, surveillance, and reconnaissance capabili-  
23 ties.

1 (c) APPROPRIATE COMMITTEES OF CONGRESS DE-  
 2 FINED.—In this section, the term “appropriate commit-  
 3 tees of Congress” means—

4 (1) the Committee on Armed Services, the  
 5 Committee on Appropriations, and the Select Com-  
 6 mittee on Intelligence of the Senate; and

7 (2) the Committee on Armed Services, the  
 8 Committee on Appropriations, and the Permanent  
 9 Select Committee on Intelligence of the House of  
 10 Representatives.

## 11 **Subtitle D—Cyber Warfare, Cyber** 12 **Security, and Related Matters**

### 13 **SEC. 931. CONTINUOUS MONITORING OF DEPARTMENT OF** 14 **DEFENSE INFORMATION SYSTEMS FOR CY-** 15 **BERSECURITY.**

16 (a) IN GENERAL.—The Secretary of Defense shall di-  
 17 rect the Chief Information Officer of the Department of  
 18 Defense to work, in coordination with the Chief Informa-  
 19 tion Officers of the military departments and the Defense  
 20 Agencies and with senior cybersecurity and information  
 21 assurance officials within the Department of Defense and  
 22 otherwise within the Federal Government, to achieve, to  
 23 the extent practicable, the following:

24 (1) The continuous prioritization of the policies,  
 25 principles, standards, and guidelines developed under

1 section 20 of the National Institute of Standards  
2 and Technology Act (15 U.S.C. 278g–3) with agen-  
3 cies and offices operating or exercising control of na-  
4 tional security systems (including the National Secu-  
5 rity Agency) based upon the evolving threat of infor-  
6 mation security incidents with respect to national se-  
7 curity systems, the vulnerability of such systems to  
8 such incidents, and the consequences of information  
9 security incidents involving such systems.

10 (2) The automation of continuous monitoring of  
11 the effectiveness of the information security policies,  
12 procedures, and practices within the information in-  
13 frastructure of the Department of Defense, and the  
14 compliance of that infrastructure with such policies,  
15 procedures, and practices, including automation of—

16 (A) management, operational, and tech-  
17 nical controls of every information system iden-  
18 tified in the inventory required under section  
19 3505(c) of title 44, United States Code; and

20 (B) management, operational, and tech-  
21 nical controls relied on for evaluations under  
22 section 3545 of title 44, United States Code.

23 (b) DEFINITIONS.—In this section:

24 (1) The term “information security incident”  
25 means an occurrence that—

1 (A) actually or potentially jeopardizes the  
2 confidentiality, integrity, or availability of an  
3 information system or the information such sys-  
4 tem processes, stores, or transmits; or

5 (B) constitutes a violation or imminent  
6 threat of violation of security policies, security  
7 procedures, or acceptable use policies with re-  
8 spect to an information system.

9 (2) The term “information infrastructure”  
10 means the underlying framework, equipment, and  
11 software that an information system and related as-  
12 sets rely on to process, transmit, receive, or store in-  
13 formation electronically.

14 (3) The term “national security system” has  
15 the meaning given that term in section 3542(b)(2)  
16 of title 44, United States Code.

17 **SEC. 932. STRATEGY ON COMPUTER SOFTWARE ASSUR-**  
18 **ANCE.**

19 (a) STRATEGY REQUIRED.—The Secretary of De-  
20 fense shall develop and implement, by not later than Octo-  
21 ber 1, 2011, a strategy for assuring the security of soft-  
22 ware and software-based applications for all covered sys-  
23 tems.

24 (b) COVERED SYSTEMS.—For purposes of this sec-  
25 tion, a covered system is any critical information system

1 or weapon system of the Department of Defense, including  
2 the following:

3 (1) A major system, as that term is defined in  
4 section 2302(5) of title 10, United States Code.

5 (2) A national security system, as that term is  
6 defined in section 3542 of title 44, United States  
7 Code.

8 (3) Any Department of Defense information  
9 system categorized as Mission Assurance Category  
10 (MAC) I.

11 (4) Any Department of Defense information  
12 system categorized as Mission Assurance Category  
13 II in accordance with Department of Defense Direc-  
14 tive 8500.01E.

15 (c) ELEMENTS.—The strategy required by subsection  
16 (a) shall include the following:

17 (1) Policy and regulations on the following:

18 (A) Software assurance generally.

19 (B) Contract requirements for software as-  
20 surance for covered systems in development and  
21 production.

22 (C) Inclusion of software assurance in  
23 milestone reviews and milestone approvals.

1 (D) Rigorous test and evaluation of soft-  
2 ware assurance in development, acceptance, and  
3 operational tests.

4 (E) Certification and accreditation require-  
5 ments for software assurance for new systems  
6 and for updates for legacy systems.

7 (F) Remediation in legacy systems of crit-  
8 ical software assurance deficiencies that are de-  
9 fined as critical in accordance with the Applica-  
10 tion Security Technical Implementation Guide  
11 of the Defense Information Systems Agency.

12 (2) Allocation of adequate facilities and other  
13 resources for test and evaluation and certification  
14 and accreditation of software to meet applicable re-  
15 quirements for research and development, systems  
16 acquisition, and operations.

17 (3) Mechanisms for protection against com-  
18 promise of information systems through the supply  
19 chain or cyber attack by acquiring and improving  
20 automated tools for—

21 (A) assuring the security of software and  
22 software applications during software develop-  
23 ment;

24 (B) detecting vulnerabilities during testing  
25 of software; and

1 (C) detecting intrusions during real-time  
2 monitoring of software applications.

3 (4) Mechanisms providing the Department of  
4 Defense with the capabilities—

5 (A) to monitor systems and applications in  
6 order to detect and defeat attempts to penetrate  
7 or disable such systems and applications; and

8 (B) to ensure that such monitoring capa-  
9 bilities are integrated into the Department of  
10 Defense system of cyber defense-in-depth capa-  
11 bilities.

12 (5) An update to Committee for National Secu-  
13 rity Systems Instruction No. 4009, entitled “Na-  
14 tional Information Assurance Glossary”, to include a  
15 standard definition for software security assurance.

16 (6) Either—

17 (A) mechanisms to ensure that vulnerable  
18 Mission Assurance Category III information  
19 systems, if penetrated, cannot be used as a  
20 foundation for penetration of protected covered  
21 systems, and means for assessing the effective-  
22 ness of such mechanisms; or

23 (B) plans to address critical vulnerabilities  
24 in Mission Assurance Category III information  
25 systems to prevent their use for intrusions of

1 Mission Assurance Category I systems and Mis-  
 2 sion Assurance Category II systems.

3 (7) A funding mechanism for remediation of  
 4 critical software assurance vulnerabilities in legacy  
 5 systems.

6 (d) REPORT.—Not later than October 1, 2011, the  
 7 Secretary of Defense shall submit to the congressional de-  
 8 fense committees a report on the strategy required by sub-  
 9 section (a). The report shall include the following:

10 (1) A description of the current status of the  
 11 strategy required by subsection (a) and of the imple-  
 12 mentation of the strategy, including a description of  
 13 the role of the strategy in the risk management by  
 14 the Department regarding the supply chain and in  
 15 operational planning for cyber security.

16 (2) A description of the risks, if any, that the  
 17 Department will accept in the strategy due to limita-  
 18 tions on funds or other applicable constraints.

19 **SEC. 933. STRATEGY FOR ACQUISITION AND OVERSIGHT OF**  
 20 **DEPARTMENT OF DEFENSE CYBER WARFARE**  
 21 **CAPABILITIES.**

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

24 (1) The cyber space operating domain is char-  
 25 acterized by near-speed-of-light actions.



1           (2) Deterrence and defense in cyber space re-  
2           quire agility in responding to new threats.

3           (3) Traditional processes and schedules for the  
4           acquisition of defense systems are not tailored to  
5           meet the speed and agility required for the acquisi-  
6           tion of capabilities for cyber security operations.

7           (4) The United States Cyber Command will  
8           need to be provided with new or modified tools and  
9           capabilities to procure cyber security and cyber war-  
10          fare capabilities in a timely manner.

11          (5) It is necessary to preserve the independ-  
12          ence, discipline, and integrity of the requirements  
13          process and the acquisition process.

14          (6) The assignment to a single individual of re-  
15          sponsibility as Director of the National Security  
16          Agency and Commander of the United States Cyber  
17          Command complicates the process of ensuring prop-  
18          er oversight of the establishment of requirements for  
19          cyber systems and of the procurement of capabilities  
20          for the United States Cyber Command.

21          (7) The sensitive and secretive nature of oper-  
22          ations in cyber space, and the unclear boundaries  
23          between activities undertaken under the authorities  
24          of the Director of National Intelligence and the Sec-  
25          retary of Defense, further complicate the creation of

1        sound oversight processes for acquiring and exer-  
2        cising cyber warfare capabilities.

3        (b) STRATEGY REQUIRED.—The Secretary of De-  
4        fense shall develop a strategy to provide for the rapid ac-  
5        quisition of tools, applications, and other capabilities for  
6        cyber warfare for the United States Cyber Command.

7        (c) BASIC ELEMENTS.—The strategy required by  
8        subsection (b) shall include the following:

9            (1) An orderly process for determining and ap-  
10        proving operational requirements.

11          (2) A well-defined, repeatable, transparent, and  
12        disciplined process for developing capabilities to  
13        meet such requirements.

14          (3) The allocation of facilities and other re-  
15        sources to thoroughly test such capabilities in devel-  
16        opment, before deployment, and before use in order  
17        to validate performance and take into account collat-  
18        eral damage and other so-called second-order effects.

19        (d) ADDITIONAL ELEMENTS.—The strategy required  
20        by subsection (b) shall also provide for the following:

21            (1) Safeguards to prevent—

22                  (A) the circumvention of operational re-  
23                  quirements and acquisition processes through  
24                  informal relationships among the United States  
25                  Cyber Command, the Armed Forces, the Na-

1           tional Security Agency, and the Defense Infor-  
2           mation Systems Agency; and

3           (B) the abuse of quick-reaction processes  
4           otherwise available for the rapid fielding of ca-  
5           pabilities.

6           (2) The establishment of reporting and over-  
7           sight processes for requirements generation and ap-  
8           proval for cyber warfare capabilities, the assignment  
9           of responsibility for providing capabilities to meet  
10          such requirements, and the execution of development  
11          and deployment of such capabilities, under the au-  
12          thority of the Chairman of the Joint Requirements  
13          Oversight Council, the Under Secretary of Defense  
14          for Policy, and other officials in the Office of the  
15          Secretary of Defense, as designated in the strategy.

16          (3) The establishment and maintenance of test  
17          and evaluation facilities and resources for cyber in-  
18          frastructure to support research and development,  
19          operational test and evaluation, operational planning  
20          and effects testing, and training by replicating or  
21          emulating networks and infrastructure maintained  
22          and operated by the military and political organiza-  
23          tions of potential United States adversaries, by do-  
24          mestic and foreign telecommunications service pro-  
25          viders, and by the Department of Defense.

1           (4) An organization or organizations within the  
2     Department of Defense to be responsible for the op-  
3     eration and maintenance of cyber infrastructure for  
4     research, development, test, and evaluation purposes.

5           (5) Appropriate disclosure regarding United  
6     States cyber warfare capabilities to the independent  
7     test and evaluation community, and the involvement  
8     of that community in the development and mainte-  
9     nance of such capabilities, regardless of classifica-  
10    tion.

11          (6) The role of the private sector and appro-  
12     priate Department of Defense organizations in devel-  
13     oping capabilities to operate in cyber space, and a  
14     clear process for determining whether to allocate re-  
15     sponsibility for responding to Department of De-  
16     fense cyber warfare requirements through Federal  
17     Government personnel, contracts with private sector  
18     entities, or a combination of both.

19          (7) The roles of each Armed Force, and of the  
20     combat support Defense Agencies, in the develop-  
21     ment of cyber warfare capabilities in support of of-  
22     fensive, defensive, and intelligence operational re-  
23     quirements.

24          (8) The manner in which the Department of  
25     Defense will promote interoperability, share innova-

1       tion, and avoid unproductive duplication in cyber  
2       warfare capabilities through specialization among  
3       the components of the Department responsible for  
4       developing cyber capabilities.

5       (e) REPORT ON STRATEGY.—

6           (1) REPORT REQUIRED.—Not later than March  
7       15, 2011, the Secretary of Defense shall submit to  
8       the appropriate committees of Congress a report on  
9       the strategy required by subsection (b). The report  
10      shall include a comprehensive description of the  
11      strategy and plans (including a schedule) for the im-  
12      plementation of the strategy.

13          (2) APPROPRIATE COMMITTEES OF CONGRESS  
14      DEFINED.—In this subsection, the term “appro-  
15      priate committees of Congress” means—

16           (A) the Committee on Armed Services, the  
17           Committee on Appropriations, and the Select  
18           Committee on Intelligence of the Senate; and

19           (B) the Committee on Armed Services, the  
20           Committee on Appropriations, and the Perma-  
21           nent Select Committee on Intelligence of the  
22           House of Representatives.

1 **SEC. 934. REPORT ON THE CYBER WARFARE POLICY OF**  
2 **THE DEPARTMENT OF DEFENSE.**

3 (a) FINDINGS.—Congress makes the following find-  
4 ings:

5 (1) During classified and unclassified testimony  
6 before Congress, senior officials of the Department  
7 of Defense acknowledged that there is a serious gap  
8 between the Nation's capabilities to conduct offen-  
9 sive and intelligence-gathering operations in cyber-  
10 space and the policies and regulations necessary to  
11 guide and limit, and provide oversight of, such oper-  
12 ations.

13 (2) These senior officials also testified to their  
14 belief that the Administration should be able to cor-  
15 rect the shortfalls in such policies during 2010.

16 (3) It is vital for the Department of Defense  
17 and the President to ensure that the United States  
18 Cyber Command operates under the clearest possible  
19 rules of engagement and policy directives to prevent  
20 mistakes, avoid setting bad precedents, and enable  
21 effective actions and responses in defense of the Na-  
22 tion's interests in cyberspace.

23 (4) It is also vital for the United States to con-  
24 vey to the international community the Nation's po-  
25 sition on deterrence, the exercise of the right of self-  
26 defense, acceptable norms of behavior, the respon-

1       sibilities of sovereign nations, violations of sov-  
2       ereignty, the use of force and acts of war, and other  
3       fundamental national security issues associated with  
4       cyberspace.

5       (b) REPORT.—

6           (1) IN GENERAL.—Not later than March 1,  
7       2011, the Secretary of Defense shall submit to Con-  
8       gress a report on the cyber warfare policy of the De-  
9       partment of Defense.

10          (2) ELEMENTS.—The report required by para-  
11       graph (1) shall include the following:

12           (A) A description of the policy and legal  
13       issues investigated and evaluated by the De-  
14       partment in considering the range of missions  
15       and activities that the Department may choose  
16       to conduct in cyberspace.

17           (B) The decisions of the Secretary with re-  
18       spect to such issues, and the recommendations  
19       of the Secretary to the President for decisions  
20       on such of those issues as exceed the authority  
21       of the Secretary to resolve, together with the  
22       rationale and justification of the Secretary for  
23       such decisions and recommendations.

1 (C) A description of the intentions of the  
 2 Secretary with regard to modifying the National  
 3 Military Strategy for Cyberspace Operations.

4 (3) FORM.—The report required by paragraph  
 5 (1) shall be submitted in both unclassified and clas-  
 6 sified form.

7 **SEC. 935. REPORTS ON DEPARTMENT OF DEFENSE**  
 8 **PROGRESS IN DEFENDING THE DEPARTMENT**  
 9 **AND THE DEFENSE INDUSTRIAL BASE FROM**  
 10 **CYBER EVENTS.**

11 (a) REPORTS ON PROGRESS REQUIRED.—Not later  
 12 than March 15, 2011, and every year thereafter through  
 13 2015, the Secretary of Defense shall submit to the con-  
 14 gressional defense committees a report on the progress of  
 15 the Department of Defense in defending the Department  
 16 and the defense industrial base from cyber events (such  
 17 as attacks, intrusions, and theft).

18 (b) ELEMENTS.—Each report under subsection (a)  
 19 shall include the following:

20 (1) In the case of the first report, a baseline for  
 21 measuring the progress of the Department of De-  
 22 fense in defending the Department and the defense  
 23 industrial base from cyber events, including defini-  
 24 tions of significant cyber events, an appropriate cat-  
 25 egorization of various types of cyber events, the



1        basic methods used in various cyber events, the  
2        vulnerabilities exploited in such cyber events, and  
3        the metrics to be utilized to determine whether the  
4        Department is or is not making progress against an  
5        evolving cyber threat.

6            (2) A description of the nature and scope of  
7        significant cyber events against the Department and  
8        the defense industrial base during the preceding  
9        year, including, for each such event, a description of  
10      the intelligence or other Department data acquired,  
11      the extent of the corruption or compromise of De-  
12      partment information or weapon systems, and the  
13      impact of such event on the Department generally  
14      and on operational capabilities.

15           (3) A comparative assessment of the offensive  
16      cyber warfare capabilities of current representative  
17      potential United States adversaries and nations with  
18      advanced cyber warfare capabilities with the capacity  
19      of the United States to defend—

20            (A) military networks and mission capabili-  
21      ties; and

22            (B) critical infrastructure.

23           (4) A comparative assessment of the offensive  
24      cyber warfare capabilities of the United States with  
25      the capacity of current representative potential

1 United States adversaries and nations with advanced  
 2 cyber warfare capabilities to defend against cyber at-  
 3 tacks.

4 (5) A comparative assessment of the degree of  
 5 dependency of current representative potential  
 6 United States adversaries, nations with advanced  
 7 cyber warfare capabilities, and the United States on  
 8 networks that can be attacked through cyberspace.

9 (c) PERFORMANCE OF CERTAIN ASSESSMENTS.—  
 10 The comparative assessment required by subsection  
 11 (b)(3)(B) shall be performed by the Department of Home-  
 12 land Security, in coordination with the Department of De-  
 13 fense and other agencies of the Government with specific  
 14 responsibility for critical infrastructure.

15 (d) FORM.—Each report under this section shall be  
 16 submitted in unclassified form, but may include a classi-  
 17 fied annex.

## 18 **Subtitle E—Other Matters**

### 19 **SEC. 951. REPORT ON ORGANIZATIONAL STRUCTURE AND** 20 **POLICY GUIDANCE OF THE DEPARTMENT OF** 21 **DEFENSE REGARDING INFORMATION OPER-** 22 **ATIONS.**

23 (a) REPORT REQUIRED.—Not later than 90 days  
 24 after the date of the enactment of this Act, the Secretary  
 25 of Defense shall submit to the Committee on Armed Serv-

ices of the Senate and the Committee on Armed Services of the House of Representatives a report on the organizational structure and policy guidance of the Department of Defense with respect to information operations.

(b) REVIEW.—In preparing the report required by subsection (a), the Secretary shall review the following:

(1) The extent to which the current definition of “information operations” in Department of Defense Directive 3600.1 is appropriate.

(2) The appropriate location within the Department of the lead official responsible for information operations of the Department, including the designation of a principal staff assistant to the Secretary of Defense for information operations.

(3) Departmental responsibility for the development and oversight of Department policy on information operations and for the integration of such operations.

(4) Departmental responsibility for the planning, execution, and oversight of Department information operations.

(5) Departmental responsibility for coordination within the Department, and between the Department and other departments and agencies of the Federal Government, regarding Department infor-

1        mation operations, and for the resolution of conflicts  
2        in the discharge of such operations.

3            (6) The roles and responsibilities of the military  
4        departments, the United States Special Operations  
5        Command, and the other combatant commands in  
6        the development and implementation of information  
7        operations.

8            (7) The roles and responsibilities of the defense  
9        intelligence agencies for support of information oper-  
10       ations.

11           (8) The roles of the Assistant Secretary of De-  
12        fense for Public Affairs, the Assistant Secretary of  
13        Defense for Special Operations and Low-Intensity  
14        Conflict, and the Assistant Secretary of Defense for  
15        Networks and Information Integration in informa-  
16        tion operations.

17           (9) The role of related capabilities in the dis-  
18        charge of information operations, including public  
19        affairs capabilities, civil-military operations capabili-  
20        ties, defense support of public diplomacy, and intel-  
21        ligence.

22           (10) The management structure of computer  
23        network operations in the Department for the dis-  
24        charge of information operations, and the policy in  
25        support of that component.

1           (11) The appropriate use, management, and  
 2           oversight of contractors in the development and im-  
 3           plementation of information operations.

4           (c) DEPARTMENT OF DEFENSE DIRECTIVE.—Upon  
 5           the submittal of the report required by subsection (a), the  
 6           Secretary shall prescribe a revised directive for the De-  
 7           partment of Defense on information operations. The direc-  
 8           tive shall take into account the results of the review con-  
 9           ducted for purposes of the report.

10          (d) INFORMATION OPERATIONS DEFINED.—In this  
 11          section, the term “information operations” means the in-  
 12          formation operations specified in Department of Defense  
 13          Directive 3600.1, as follows:

- 14               (1) Electronic warfare.
- 15               (2) Computer network operations.
- 16               (3) Psychological operations.
- 17               (4) Military deception.
- 18               (5) Operations security.

19   **SEC. 952. REPORT ON ORGANIZATIONAL STRUCTURES OF**  
 20                   **THE GEOGRAPHIC COMBATANT COMMAND**  
 21                   **HEADQUARTERS.**

22          (a) REPORT REQUIRED.—Not later than 90 days  
 23          after the date of the enactment of this Act, the Secretary  
 24          of Defense and the Chairman of the Joint Chiefs of Staff  
 25          shall jointly submit to the Committee on Armed Services

1 of the Senate and the Committee on Armed Services of  
2 the House of Representatives a report on the organiza-  
3 tional structures of the headquarters of the geographic  
4 combatant commands.

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

7 (1) A description of the organizational structure  
8 of the headquarters of each geographic combatant  
9 command.

10 (2) An assessment of the benefits and limita-  
11 tions of the different organizational structures in  
12 meeting the broad range of military missions of the  
13 geographic combatant commands.

14 (3) A description and assessment of the role  
15 and contributions of other departments and agencies  
16 of the Federal Government within each organiza-  
17 tional structure, including a description of any plans  
18 to expand interagency participation in the geo-  
19 graphic combatant commands in the future.

20 (4) A description of any lessons learned from  
21 the ongoing reorganization of the organizational  
22 structure of the United States Southern Command  
23 and the United States Africa Command, including  
24 an assessment of the value, if any, added by the po-  
25 sition of civilian deputy to the commander of the

1 United States Southern Command and to the com-  
2 mander of the United States Africa Command.

3 (5) Any other matters the Secretary and the  
4 Chairman consider appropriate.

## 5 **TITLE X—GENERAL PROVISIONS**

### 6 **Subtitle A—Financial Matters**

#### 7 **SEC. 1001. GENERAL TRANSFER AUTHORITY.**

8 (a) AUTHORITY TO TRANSFER AUTHORIZATIONS.—

9 (1) AUTHORITY.—Upon determination by the  
10 Secretary of Defense that such action is necessary in  
11 the national interest, the Secretary may transfer  
12 amounts of authorizations made available to the De-  
13 partment of Defense in this division for fiscal year  
14 2011 between any such authorizations for that fiscal  
15 year (or any subdivisions thereof). Amounts of au-  
16 thorizations so transferred shall be merged with and  
17 be available for the same purposes as the authoriza-  
18 tion to which transferred.

19 (2) LIMITATION.—Except as provided in para-  
20 graph (3), the total amount of authorizations that  
21 the Secretary may transfer under the authority of  
22 this section may not exceed \$5,000,000,000.

23 (3) EXCEPTION FOR TRANSFERS BETWEEN  
24 MILITARY PERSONNEL AUTHORIZATIONS.—A trans-  
25 fer of funds between military personnel authoriza-

1        tions under title IV shall not be counted toward the  
2        dollar limitation in paragraph (2).

3        (b) LIMITATIONS.—The authority provided by this  
4        section to transfer authorizations—

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

8            (2) may not be used to provide authority for an  
9        item that has been denied authorization by Con-  
10       gress.

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

17       (d) NOTICE TO CONGRESS.—The Secretary shall  
18       promptly notify Congress of each transfer made under  
19       subsection (a).



1 **SEC. 1002. REPEAL OF REQUIREMENT FOR ANNUAL JOINT**  
2 **REPORT FROM OFFICE OF MANAGEMENT**  
3 **AND BUDGET AND CONGRESSIONAL BUDGET**  
4 **OFFICE ON SCORING OF OUTLAYS IN DE-**  
5 **FENSE BUDGET FUNCTION.**

6 (a) REPEAL.—Section 226 of title 10, United States  
7 Code, is repealed.

8 (b) CLERICAL AMENDMENT.—The table of sections  
9 at the beginning of chapter 9 of such title is amended by  
10 striking the item relating to section 226.

11 **Subtitle B—Naval Vessels and**  
12 **Shipyards**

13 **SEC. 1011. EXTENSION OF AUTHORITY FOR REIMBURSE-**  
14 **MENT OF EXPENSES FOR CERTAIN NAVY**  
15 **MESS OPERATIONS.**

16 (a) EXTENSION.—Subsection (b) of section 1014 of  
17 the Duncan Hunter National Defense Authorization Act  
18 for Fiscal Year 2009 (Public Law 110–417; 122 Stat.  
19 4585) is amended by striking “September 30, 2010” and  
20 inserting “September 30, 2015”.

21 (b) CLARIFICATION OF SCOPE OF AUTHORITY.—Sub-  
22 section (a) of such section is amended by inserting “in  
23 any fiscal year” after “may be used”.

# 1     **Subtitle C—Counterdrug Matters**

## 2     **SEC. 1021. NOTICE TO CONGRESS ON MILITARY CONSTRUC-** 3                   **TION PROJECTS FOR FACILITIES OF FOR-** 4                   **EIGN LAW ENFORCEMENT AGENCIES FOR** 5                   **COUNTER-DRUG ACTIVITIES.**

6           (a) NOTICE TO CONGRESS.—

7                 (1) NOTICE.—Paragraph (2) of section 1004(h)  
8                 of the National Defense Authorization Act for Fiscal  
9                 Year 1991 (10 U.S.C. 374 note) is amended by  
10                striking “that—” and all that follows and inserting  
11                “that is intended for—

12               “(A) the modification or repair of a Depart-  
13               ment of Defense facility for the purpose set forth in  
14               subsection (b)(4); or

15               “(B) the construction, repair, or modification of  
16               a facility of a foreign law enforcement agency for the  
17               purpose of counter-drug activities of the law enforce-  
18               ment agency.”.

19               (2) CONSTRUCTION OF NOTICE.—Such section  
20               is further amended by adding at the end the fol-  
21               lowing new paragraph:

22               “(3) Paragraph (2) may not be construed as an au-  
23               thorization for the use of funds for any military construc-  
24               tion project other than an unspecified minor military con-  
25               struction project.”.

1 (b) EFFECTIVE DATE.—The amendments made by  
2 subsection (a) shall take effect on October 1, 2010, and  
3 shall apply with respect to facilities projects for which a  
4 decision is made to be carried out on or after that date.

5 **SEC. 1022. EXTENSION AND EXPANSION OF SUPPORT FOR**  
6 **COUNTER-DRUG ACTIVITIES OF CERTAIN**  
7 **FOREIGN GOVERNMENTS.**

8 (a) EXTENSION.—

9 (1) IN GENERAL.—Subsection (a)(2) of section  
10 1033 of the National Defense Authorization Act for  
11 Fiscal Year 1998 (Public Law 105–85; 111 Stat.  
12 1881), as most recently amended by section 1014 of  
13 the National Defense Authorization Act for Fiscal  
14 Year 2010 (Public Law 111–84; 123 Stat. 2442), is  
15 further amended by striking “2010” and inserting  
16 “2011”.

17 (2) MAXIMUM AMOUNT OF SUPPORT.—Sub-  
18 section (e)(2) of such section, as so amended, is fur-  
19 ther amended by striking “either of fiscal years  
20 2009 and 2010” and inserting “any of fiscal years  
21 2009 through 2011”.

22 (b) ADDITIONAL GOVERNMENT ELIGIBLE TO RE-  
23 CEIVE SUPPORT.—Subsection (b) of such section, as most  
24 recently amended by section 1024 of the Duncan Hunter  
25 National Defense Authorization Act for Fiscal Year 2009

1 (Public Law 110–417; 122. Stat. 4587), is further amend-  
 2 ed by adding at the end the following new paragraph:

3 “(23) The Government of Nicaragua.”.

4 **SEC. 1023. EXTENSION AND MODIFICATION OF JOINT TASK**  
 5 **FORCES SUPPORT TO LAW ENFORCEMENT**  
 6 **AGENCIES CONDUCTING COUNTER-TER-**  
 7 **RORISM ACTIVITIES.**

8 (a) EXTENSION.—Subsection (b) of section 1022 of  
 9 the National Defense Authorization Act for Fiscal Year  
 10 2004 (10 U.S.C. 371 note) is amended by striking “2010”  
 11 and inserting “2011”.

12 (b) AVAILABILITY OF AUTHORITY DEPENDENT ON  
 13 CONNECTION BETWEEN FOREIGN TERRORIST ORGANIZA-  
 14 TION AND ILLEGAL DRUG TRAFFICKING.—

15 (1) AVAILABILITY OF AUTHORITY FOR FUTURE  
 16 SUPPORT.—Subsection (d) of that section is amend-  
 17 ed—

18 (A) by inserting “(1)” before “Any sup-  
 19 port”; and

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

22 “(2)(A) In any fiscal year after fiscal year 2010, a  
 23 joint task force described in subsection (a) may provide  
 24 support described in that subsection only if the Secretary  
 25 of Defense determines and certifies to Congress that a sig-

1 nificant connection exists between the foreign terrorist or-  
 2 ganization concerned and an entity engaged in illegal drug  
 3 trafficking.

4 “(B) In this paragraph, the term ‘foreign terrorist  
 5 organization’ means an organization designated under sec-  
 6 tion 219 of the Immigration and Nationality Act (8 U.S.C.  
 7 1189).”.

8 (2) COMPLIANCE OF CURRENT SUPPORT WITH  
 9 REQUIREMENT.—The Secretary of Defense shall  
 10 submit to Congress a report setting forth a certifi-  
 11 cation as to whether or not each existing joint task  
 12 force providing support under section 1022 of the  
 13 National Defense Authorization Act for Fiscal Year  
 14 2004 as of September 30, 2010, is providing such  
 15 support in a manner consistent with the require-  
 16 ments of paragraph (2) of subsection (d) of such  
 17 section, as added by paragraph (1) of this sub-  
 18 section.

19 **SEC. 1024. EXTENSION OF NUMERICAL LIMITATION ON AS-**  
 20 **SIGNMENT OF UNITED STATES PERSONNEL**  
 21 **IN COLOMBIA.**

22 Section 1021(c) of the Ronald W. Reagan National  
 23 Defense Authorization Act for Fiscal Year 2005 (Public  
 24 Law 108–375; 118 Stat. 2042), as most recently amended  
 25 by section 1011 of the National Defense Authorization Act

1 for Fiscal Year 2010 (Public Law 111–81; 123 Stat.  
 2 2441), is further amended by striking “2010” and insert-  
 3 ing “2011”.

4 **SEC. 1025. REPORTING REQUIREMENT ON EXPENDITURES**  
 5 **TO SUPPORT FOREIGN COUNTER-DRUG AC-**  
 6 **TIVITIES.**

7 Section 1022(a) of the Floyd D. Spence National De-  
 8 fense Authorization Act for Fiscal Year 2001 (as enacted  
 9 into law by Public Law 106–398; 114 Stat. 1654A–255),  
 10 as most recently amended by section 1013 of the National  
 11 Defense Authorization Act for Fiscal Year 2010 (Public  
 12 Law 111–84; 123 Stat. 2442), is further amended by  
 13 striking “February 15, 2010” and inserting “February  
 14 15, 2011”.

15 **Subtitle D—Homeland Defense and**  
 16 **Civil Support**

17 **SEC. 1031. LIMITATION ON DEACTIVATION OF EXISTING**  
 18 **CONSEQUENCE MANAGEMENT RESPONSE**  
 19 **FORCES.**

20 (a) LIMITATION.—The Secretary of Defense shall en-  
 21 sure that no Chemical, Biological, Radiological, Nuclear,  
 22 or High-Yield Explosive (CBRNE) Consequence Manage-  
 23 ment Response Force established as of October 1, 2009,  
 24 is deactivated or disestablished until 90 days after the Sec-  
 25 retary provides a certification described in subsection (b).

1       (b) CERTIFICATION.—The certification described in  
2 this subsection is a written certification to the congres-  
3 sional defense committees that there exists within the  
4 United States Armed Forces an alternative chemical, bio-  
5 logical, radiological, nuclear, or high-yield explosive con-  
6 sequence management response capability that is at least  
7 as capable as two Chemical, Biological, Radiological, Nu-  
8 clear, or High-Yield Explosive Consequence Management  
9 Response Forces.

10       (c) REPORT REQUIRED.—

11           (1) IN GENERAL.—Not later than 90 days after  
12 the date of the enactment of this Act, the Secretary  
13 shall submit to the congressional defense committees  
14 a report on plans of the Department of Defense to  
15 establish Homeland Response Forces for domestic  
16 emergency response to incidents involving weapons  
17 of mass destruction.

18           (2) ELEMENTS OF REPORT.—The report re-  
19 quired by this subsection shall include the following:

20               (A) A detailed description of the analysis  
21 that led to the decision to establish Homeland  
22 Response Forces described in paragraph (1), in-  
23 cluding—

1 (i) whether consideration was given to  
2 establishing Homeland Response Forces  
3 within the Reserves; and

4 (ii) the reasons for not planning to es-  
5 tablish any Homeland Response Forces  
6 within the Reserves.

7 (B) A detailed description of the plans to  
8 establish Homeland Response Forces, includ-  
9 ing—

10 (i) the cost and schedule to establish,  
11 equip, maintain, and operate the proposed  
12 Homeland Response Forces;

13 (ii) guidelines for the employment of  
14 Homeland Response Forces; and

15 (iii) the portion of the costs of Home-  
16 land Response Forces that will be borne by  
17 the States.

18 (C) A detailed description of the proposed  
19 number and composition of Homeland Response  
20 Forces, including—

21 (i) the number and type of units in  
22 each Homeland Response Force; and

23 (ii) the number of personnel in each  
24 Homeland Response Force.



1 (D) A comparative assessment of the emer-  
2 gency response capabilities of a Homeland Re-  
3 sponse Force with the capabilities of a Chem-  
4 ical, Biological, Radiological, Nuclear, or High-  
5 Yield Explosive Consequence Management Re-  
6 sponse Force, including—

7 (i) a comparison of the equipment  
8 proposed for each type of force;

9 (ii) a comparison of the proposed  
10 means of transportation for each type of  
11 force;

12 (iii) an estimate of the time it would  
13 take each type of force to deploy to an in-  
14 cident site; and

15 (iv) an estimate of the operational du-  
16 ration of each type of force at such a site.

17 (E) A description of the command and  
18 control arrangements proposed for the Home-  
19 land Response Forces, including a description  
20 of the degree to which the Homeland Response  
21 Forces would be subject to the direction and  
22 control of the Department of Defense, as com-  
23 pared to the Governor of the State in which  
24 they are located.

1 (F) The results of the United States  
 2 Northern Command study of the possible con-  
 3 cepts of operations and of the implementation  
 4 of the Homeland Response Force plan in such  
 5 a manner as to provide adequate capability to  
 6 provide Federal defense support to civil authori-  
 7 ties during domestic incidents involving weap-  
 8 ons of mass destruction.

9 (G) Any other matters the Secretary con-  
 10 siders appropriate.

11 (3) FORM OF REPORT.—The report required by  
 12 this subsection shall be in unclassified form, but  
 13 may include a classified annex.

14 **SEC. 1032. AUTHORITY TO MAKE EXCESS NONLETHAL SUP-**  
 15 **PLIES AVAILABLE FOR DOMESTIC EMER-**  
 16 **GENCY ASSISTANCE.**

17 (a) AVAILABILITY FOR DOMESTIC EMERGENCY AS-  
 18 SISTANCE.—Section 2557 of title 10, United States Code,  
 19 is amended—

20 (1) in subsection (a)(1), by adding at the end  
 21 the following new sentence: “In addition, the Sec-  
 22 retary may make any nonlethal excess supplies of  
 23 the Department available to support domestic emer-  
 24 gency assistance activities.”; and

25 (2) in subsection (b)—

1 (A) by inserting “(1)” before “Excess”;  
 2 and

3 (B) by adding at the end the following new  
 4 paragraph:

5 “(2) Excess supplies made available under this sec-  
 6 tion to support domestic emergency assistance activities  
 7 shall be distributed in coordination with the Secretary of  
 8 Homeland Security.”.

9 (b) CLERICAL AMENDMENTS.—

10 (1) SECTION HEADING.—The heading of such  
 11 section is amended to read as follows:

12 **“§ 2557. Excess nonlethal supplies: availability for hu-**  
 13 **manitarian relief; domestic emergency**  
 14 **assistance; and homeless veterans assist-**  
 15 **ance”.**

16 (2) TABLE OF SECTIONS.—The item relating to  
 17 section 2557 in the table of sections at the beginning  
 18 of chapter 152 of such title is amended to read as  
 19 follows:

“2557. Excess nonlethal supplies: availability for humanitarian relief; domestic  
 emergency assistance; and homeless veterans assistance.”.

1 **SEC. 1033. SALE OF SURPLUS MILITARY EQUIPMENT TO**  
2 **STATE AND LOCAL HOMELAND SECURITY**  
3 **AND EMERGENCY MANAGEMENT AGENCIES.**

4 (a) STATE AND LOCAL AGENCIES TO WHICH SALES  
5 MAY BE MADE.—Section 2576 of title 10, United States  
6 Code, is amended—

7 (1) in subsection (a)—

8 (A) by striking “State and local law en-  
9 forcement and firefighting agencies” and insert-  
10 ing “State and local law enforcement, fire-  
11 fighting, homeland security, and emergency  
12 management agencies”; and

13 (B) by striking “in carrying out law en-  
14 forcement and firefighting activities” and in-  
15 serting “in carrying out law enforcement, fire-  
16 fighting, homeland security, and emergency  
17 management activities”; and

18 (2) in subsection (b), by striking “State or local  
19 law enforcement or firefighting agency” both places  
20 it appears and inserting “State or local law enforce-  
21 ment, firefighting, homeland security, or emergency  
22 management agency”.

23 (b) TYPES OF EQUIPMENT THAT MAY BE SOLD.—  
24 Subsection (a) of such section is further amended by strik-  
25 ing “and protective body armor” and inserting “personal  
26 protective equipment, and other appropriate equipment”.

1 (c) CLERICAL AMENDMENTS.—

2 (1) SECTION HEADING.—The heading of such  
3 section is amended to read as follows:

4 **“§ 2576. Surplus military equipment: sale to State and**  
5 **local law enforcement, firefighting, home-**  
6 **land security, and emergency manage-**  
7 **ment agencies”.**

8 (2) TABLE OF SECTIONS.—The item relating to  
9 section 2576 in the table of sections at the beginning  
10 of chapter 153 of such title is amended to read as  
11 follows:

“2576. Surplus military equipment: sale to State and local law enforcement,  
firefighting, homeland security, and emergency management  
agencies.”.

12 **Subtitle E—Miscellaneous**  
13 **Authorities and Limitations**

14 **SEC. 1041. NATIONAL GUARD SUPPORT TO SECURE THE**  
15 **SOUTHERN LAND BORDER OF THE UNITED**  
16 **STATES.**

17 (a) IN GENERAL.—The Secretary of Defense shall  
18 deploy not fewer than 6,000 National Guard personnel to  
19 perform operations and missions under section 502(f) of  
20 title 32, United States Code, in the States along the south-  
21 ern land border of the United States for the purposes of  
22 assisting U.S. Customs and Border Protection in securing  
23 such border.

24 (b) ASSIGNMENT OF OPERATIONS AND MISSIONS.—

1           (1) IN GENERAL.—National Guard units and  
2           personnel deployed under subsection (a) may be as-  
3           signed such operations and missions as are nec-  
4           essary to secure the southern land border of the  
5           United States.

6           (2) NATURE OF DUTY.—Duty by National  
7           Guard personnel performing such operations and  
8           missions shall be full-time National Guard duty  
9           under title 32, United States Code.

10          (c) RANGE OF OPERATIONS AND MISSIONS.—The op-  
11          erations and missions assigned under subsection (b) shall  
12          include, but are not limited to, temporary authority to per-  
13          form the following:

14               (1) Construction of fencing, including double-  
15               layer and triple-layer fencing.

16               (2) Increasing ground-based mobile surveillance  
17               systems.

18               (3) Deployment of additional unmanned aerial  
19               systems and manned aircraft sufficient to maintain  
20               continuous surveillance of the border.

21               (4) Deployment and provision of capability for  
22               radio communications interoperability between U.S.  
23               Customs and Border Protection and State, local,  
24               and tribal law enforcement agencies.

1           (5) Construction of checkpoints along the bor-  
2       der to bridge the gap to long-term permanent check-  
3       points.

4           (6) Conduct of mobile patrols and provision of  
5       assistance to U.S. Customs and Border Protection,  
6       particularly in rural, high-trafficked areas, as des-  
7       ignated by the Commissioner of Customs and Bor-  
8       der Protection.

9       (d) COMMENCEMENT AND COMPLETION OF INITIAL  
10   DEPLOYMENT.—The Secretary of Defense shall com-  
11   mence the deployment of National Guard units and per-  
12   sonnel under subsection (a) to secure the southern land  
13   border of the United States not later than 72 hours after  
14   the date of the enactment of this Act, and shall complete  
15   the deployment of initial units and personnel to that bor-  
16   der for that purpose not later than 30 days after the date  
17   of the enactment of this Act.

18       (e) DURATION OF DEPLOYMENT.—The Secretary of  
19   Defense shall maintain the deployment of National Guard  
20   units and personnel along the southern land border of the  
21   United States until the Secretary of Defense, in consulta-  
22   tion with the Secretary of Homeland Security and the  
23   chief executive officers of the States adjoining such border,  
24   certifies to Congress that the Federal Government has  
25   achieved operational control of such border (as defined in

1 section 2(b) of the Secure Fence Act of 2006 (Public Law  
2 109–367)).

3 (f) MATERIEL AND LOGISTICAL SUPPORT.—The Sec-  
4 retary of Defense shall deploy such materiel and equip-  
5 ment and logistics support as is necessary to ensure suc-  
6 cess of the operations and missions conducted by the Na-  
7 tional Guard under subsection (a).

8 (g) FUNDING.—

9 (1) IN GENERAL.—The Secretary of Defense  
10 shall fund the deployment of the National Guard  
11 under this section through transfers of funds under  
12 section 1001 from lower priority authorizations  
13 available to the Department of Defense.

14 (2) EXCEPTION FROM AGGREGATE LIMITATION  
15 ON TRANSFERS.—Amounts transferred for the de-  
16 ployment of the National Guard under this section  
17 shall not be counted toward the dollar limitation on  
18 the aggregate amount of transferred authorized for  
19 fiscal year 2011 by section 1001(a)(2).

20 (h) EXCLUSION FROM NATIONAL GUARD PER-  
21 SONNEL STRENGTH LIMITATIONS.—National Guard per-  
22 sonnel deployed under subsection (a) shall not be included  
23 in the calculation to determine compliance with limits on  
24 end strength for National Guard personnel or on limits  
25 on the number of National Guard personal that may be



1 placed on active duty for operational support under section  
2 415 of this Act or 115 of title 10, United States Code.

3 **SEC. 1042. PROHIBITION ON INFRINGING ON THE INDIVIDUAL RIGHT TO LAWFULLY ACQUIRE, POS-**  
4 **SESS, OWN, CARRY, AND OTHERWISE USE PRI-**  
5 **VATELY OWNED FIREARMS, AMMUNITION,**  
6 **AND OTHER WEAPONS.**

8 (a) IN GENERAL.—Except as provided in subsection  
9 (c), the Secretary of Defense shall not prohibit, issue any  
10 requirement relating to, or collect or record any informa-  
11 tion relating to the otherwise lawful acquisition, posses-  
12 sion, ownership, carrying, or other use of a privately-  
13 owned firearm, privately-owned ammunition, or another  
14 privately-owned weapon by a member of the Armed Forces  
15 or civilian employee of the Department of Defense on  
16 property that is not—

17 (1) a military installation; or

18 (2) any other property that is owned or oper-  
19 ated by the Department of Defense.

20 (b) EXISTING REGULATIONS AND RECORDS.—

21 (1) REGULATIONS.—Any regulation promul-  
22 gated before the date of enactment of this Act that  
23 requires conduct prohibited by this section is null  
24 and void and shall have no force or effect.

1           (2) RECORDS.—Not later than 90 days after  
2           the date of enactment of this Act, the Secretary of  
3           Defense shall destroy any record containing informa-  
4           tion described in subsection (a) that was collected  
5           before the date of enactment of this Act.

6           (c) RULE OF CONSTRUCTION.—Subsection (a) shall  
7           not be construed to limit the authority of the Secretary  
8           of Defense to—

9           (1) regulate the possession, carrying, or other  
10          use of a firearm, ammunition, or other weapon by a  
11          member of the Armed Forces or civilian employee of  
12          the Department of Defense while—

13                 (A) engaged in official duties on behalf of  
14                 the Department of Defense; or

15                 (B) wearing the uniform of an Armed  
16                 Force; or

17          (2) create or maintain records relating to an in-  
18          vestigation, prosecution, or adjudication of an al-  
19          leged violation of law (including regulations) not  
20          prohibited under subsection (a), including matters  
21          related to whether a member of the Armed Forces  
22          constitutes a threat to the member or others.

23          (d) REVIEW.—Not later than 180 days after the date  
24          of enactment of this Act, the Secretary of Defense shall—

1           (1) conduct a comprehensive review of the pri-  
 2           vately-owned weapons policy of the Department of  
 3           Defense, including legal and policy issues regarding  
 4           the regulation of privately-owned firearms off of a  
 5           military installation, as recommended by the Depart-  
 6           ment of Defense Independent Review Related to  
 7           Fort Hood; and

8           (2) submit to the Committee on Armed Services  
 9           of the Senate and the Committee on Armed Services  
 10          of the House of Representatives a report regarding  
 11          the findings of and recommendations relating to the  
 12          review conducted under paragraph (1), including any  
 13          recommendations for adjustments to the require-  
 14          ments under this section.

15 **SEC. 1043. EXTENSION OF LIMITATION ON USE OF FUNDS**  
 16 **FOR THE TRANSFER OR RELEASE OF INDI-**  
 17 **VIDUALS DETAINED AT UNITED STATES**  
 18 **NAVAL STATION, GUANTANAMO BAY, CUBA.**

19          (a) EXTENSION OF PROHIBITION ON RELEASE.—  
 20          Subsection (a) of section 1041 of the National Defense  
 21          Authorization Act for Fiscal Year 2010 (Public Law 111–  
 22          84; 123 Stat. 2454) is amended by striking “December  
 23          31, 2010” and inserting “December 31, 2011”.

1 (b) EXTENSION OF LIMITATION ON TRANSFER.—

2 Subsection (b) of such section is amended by striking “De-  
3 cember 31, 2010” and inserting “December 31, 2011”.

4 **SEC. 1044. LIMITATION ON TRANSFER OF DETAINEES FROM**  
5 **UNITED STATES NAVAL STATION GUANTA-**  
6 **NAMO BAY, CUBA, TO CERTAIN COUNTRIES.**

7 (a) LIMITATION.—No funds authorized to be appro-  
8 priated for the Department of Defense by this Act, or oth-  
9 erwise made available to the Department of Defense, may  
10 be used during the one-year period beginning on the date  
11 of the enactment of this Act to transfer a covered detainee  
12 from United States Naval Station, Guantanamo Bay,  
13 Cuba, to a country where al Qaeda has an active presence.

14 (b) COUNTRIES WHERE AL QAEDA HAS AN ACTIVE  
15 PRESENCE.—For purposes of this section, a country  
16 where al Qaeda has an active presence means the fol-  
17 lowing:

- 18 (1) Afghanistan.
- 19 (2) Pakistan.
- 20 (3) Saudi Arabia.
- 21 (4) Somalia.
- 22 (5) Yemen.

23 (c) COVERED DETAINEE.—For purposes of this sec-  
24 tion, a covered detainee is any individual detained under

1 United States custody at United States Naval Station  
 2 Guantanamo Bay, Cuba, as of May 1, 2010.

3 **SEC. 1045. CLARIFICATION OF RIGHT TO PLEAD GUILTY IN**  
 4 **TRIAL OF CAPITAL OFFENSE BY MILITARY**  
 5 **COMMISSION.**

6 (a) CLARIFICATION OF RIGHT.—Section 949m(b)(2)  
 7 of title 10, United States Code, is amended—

8 (1) in subparagraph (C), by inserting before the  
 9 semicolon the following: “, or a guilty plea was ac-  
 10 cepted and not withdrawn prior to announcement of  
 11 the sentence in accordance with section 949i(b) of  
 12 this title”; and

13 (2) in subparagraph (D), by inserting “on the  
 14 sentence” after “vote was taken”.

15 (b) PRE-TRIAL AGREEMENTS.—Section 949i of such  
 16 title is amended by adding at the end the following new  
 17 subsection:

18 “(c) PRE-TRIAL AGREEMENTS.—(1) A plea of guilty  
 19 made by the accused that is accepted by a military judge  
 20 under subsection (b) and not withdrawn prior to an-  
 21 nouncement of the sentence may form the basis for an  
 22 agreement reducing the maximum sentence approved by  
 23 the convening authority, including the reduction of a sen-  
 24 tence of death to a lesser punishment, or that the case  
 25 will be referred to a military commission under this chap-

1 ter without seeking the penalty of death. Such an agree-  
2 ment may provide for terms and conditions in addition to  
3 a guilty plea by the accused in order to be effective.

4 “(2) A plea agreement under this subsection may not  
5 provide for a sentence of death imposed by a military  
6 judge alone. A sentence of death may only be imposed by  
7 the votes of all members of a military commission concur-  
8 ring in the sentence of death as provided in section  
9 949m(b)(2)(D) of this title.”.

10 **SEC. 1046. FISCAL YEAR 2011 ADMINISTRATION AND RE-**  
11 **PORT ON THE TROOPS-TO-TEACHERS PRO-**  
12 **GRAM.**

13 (a) FISCAL YEAR 2011 ADMINISTRATION.—Notwith-  
14 standing section 2302(c) of the Elementary and Sec-  
15 ondary Education Act of 1965 (20 U.S.C. 6672(c)), the  
16 Secretary of Defense shall administer the Troops-to-  
17 Teachers Program during fiscal year 2011, and shall uti-  
18 lize amounts authorized to be appropriated for the Depart-  
19 ment of Defense by this Act for that purpose.

20 (b) REPORT.—Not later than April 1, 2011, the Sec-  
21 retary of Defense and the Secretary of Education shall  
22 jointly submit to the appropriate committees of Congress  
23 a report on the Troops-to-Teachers Program. The report  
24 shall include the following:

1           (1) A detailed history of the Troops-to-Teachers  
2     Program.

3           (2) A detailed description of the current admin-  
4     istration of the Troops-to-Teachers Program, and a  
5     description how the program will be administered if  
6     transferred to the Department of Defense.

7           (3) An assessment of the effectiveness of the  
8     Troops-to-Teachers Program as a transition assist-  
9     ance program and in incentivizing personnel leaving  
10    the military to enter the teaching profession.

11          (4) An assessment of the effectiveness of the  
12    Troops-to-Teachers Program in providing qualified  
13    teachers to public schools, and recommendations re-  
14    garding expansion of the program to allow more  
15    local educational agencies to become eligible employ-  
16    ers of teachers under the program in order to satisfy  
17    the transition goals of the program.

18          (5) The rationale for the current administration  
19    of the Troops-to-Teachers Program by the Depart-  
20    ment of Education, and an assessment of the bene-  
21    fits of the administration of the program by that de-  
22    partment.

23          (6) The rationale for the proposed transfer of  
24    the Troops-to-Teachers Program from the Depart-  
25    ment of Education to the Department of Defense,

1 and an assessment of the benefits of the administra-  
 2 tion of the program by the Department of Defense  
 3 if transferred to the Department of Defense.

4 (7) A description of any proposed modifications  
 5 to the Troops-to-Teachers Program if transferred to  
 6 the Department of Defense.

7 (c) DEFINITIONS.—In this section:

8 (1) The term “appropriate committees of Con-  
 9 gress” means—

10 (A) the Committees on Armed Services  
 11 and Health, Education, Labor, and Pensions of  
 12 the Senate; and

13 (B) the Committees on Armed Services  
 14 and Education and Labor of the House of Rep-  
 15 resentatives.

16 (2) The term “Troops-to-Teachers Program”  
 17 means the Troops-to-Teachers Program authorized  
 18 by chapter A of subpart 1 of part C of title II of  
 19 the Elementary and Secondary Education Act of  
 20 1965 (20 U.S.C. 6671 et seq.).

21 **SEC. 1047. MILITARY IMPACTS OF RENEWABLE ENERGY DE-**  
 22 **VELOPMENT PROJECTS AND OTHER ENERGY**  
 23 **PROJECTS.**

24 (a) OBJECTIVE.—It shall be the objective of the De-  
 25 partment of Defense to ensure that the robust develop-



1 ment of renewable energy sources and the expansion of  
2 the commercial electrical grid may move forward in the  
3 United States, while minimizing or mitigating any adverse  
4 impacts on military operations and readiness.

5 (b) DESIGNATION OF SENIOR OFFICIAL AND LEAD  
6 ORGANIZATION.—

7 (1) DESIGNATION.—Not later than 30 days  
8 after the date of the enactment of this Act, the Sec-  
9 retary of Defense shall designate a senior official of  
10 the Department of Defense, and a lead organization  
11 of the Department of Defense, to be responsible for  
12 addressing military impacts of renewable energy de-  
13 velopment projects and other energy projects.

14 (2) RESOURCES.—The Secretary shall ensure  
15 that the senior official and lead organization des-  
16 igned under paragraph (1) are assigned such per-  
17 sonnel and resources as the Secretary considers ap-  
18 propriate to carry out this section.

19 (c) INITIAL ACTIONS.—Not later than 120 days after  
20 the date of the enactment of this Act, the Secretary of  
21 Defense, acting through the senior official and lead orga-  
22 nization designated pursuant to subsection (b), shall—

23 (1) conduct a preliminary review of pending re-  
24 newable energy development projects and other en-  
25 ergy projects that are known to the Department of

1 Defense and that may have an adverse impact on  
2 military operations and readiness, which review  
3 shall, at a minimum, for each such project—

4 (A) assess the likely scope and duration of  
5 any adverse impact of such project on military  
6 operations and readiness; and

7 (B) identify any feasible and affordable ac-  
8 tions that could be taken in the immediate fu-  
9 ture by the Department, the developer of such  
10 project, or others to mitigate such adverse im-  
11 pact and to minimize risks to national security  
12 while allowing such project to move forward;

13 (2) develop, in coordination with other depart-  
14 ments and agencies of the Federal Government, an  
15 integrated review process to ensure timely notifica-  
16 tion and consideration of proposed renewable energy  
17 development projects and other energy projects that  
18 may have an adverse impact on military operations  
19 and readiness;

20 (3) establish procedures for the Department for  
21 the coordinated consideration of and response to a  
22 request for a review received from State and local  
23 officials or the developer of a renewable energy de-  
24 velopment or other energy project, including guid-  
25 ance to personnel at each military installation in the

1 United States on how to initiate such procedures  
2 and ensure a coordinated Department response; and

3 (4) develop procedures for conducting outreach  
4 to parties carrying out renewable energy develop-  
5 ment projects and other energy projects that could  
6 have an adverse impact on military operations and  
7 readiness, and to the general public, to clearly com-  
8 municate notice on actions being taken by Depart-  
9 ment under this section and to receive comments  
10 from such parties and the general public on such ac-  
11 tions.

12 (d) COMPREHENSIVE STRATEGY.—

13 (1) STRATEGY REQUIRED.—Not later than 180  
14 days after the date of the enactment of this Act, the  
15 Secretary of Defense, acting through the senior offi-  
16 cial and lead organization designated pursuant to  
17 subsection (b), shall develop a comprehensive strat-  
18 egy for addressing military impacts of renewable en-  
19 ergy development projects and other energy projects.

20 (2) ELEMENTS.—The strategy required by  
21 paragraph (1) shall, at a minimum, specifically iden-  
22 tify feasible and affordable long-term actions that  
23 may be taken to mitigate adverse impacts of renew-  
24 able energy development projects and other energy

1 projects on military operations and readiness, includ-  
2 ing the following:

3 (A) Investments by the Department of De-  
4 fense in research and development.

5 (B) Acquisition of new systems by the De-  
6 partment and other departments and agencies  
7 of the Federal Government.

8 (C) Upgrades or modifications to existing  
9 systems or procedures by the Department and  
10 other departments and agencies of the Federal  
11 Government.

12 (D) Modifications of military operations.

13 (E) Modifications of renewable energy de-  
14 velopment projects and other energy projects.

15 (e) DETERMINATIONS OF UNACCEPTABLE RISK.—

16 (1) IN GENERAL.—The Secretary of Defense  
17 shall ensure that the Department of Defense does  
18 not object to a proposed private sector renewable en-  
19 ergy development project or other energy project ex-  
20 cept in a case in which the Secretary determines,  
21 after giving full consideration to mitigation actions  
22 identified pursuant to this section, that such project  
23 would result in an unacceptable risk to the national  
24 security. Not later than 30 days after any such de-  
25 termination, the Secretary shall submit to Congress

1 a report on such determination and the basis for  
2 such determination.

3 (2) NON-DELEGATION OF DETERMINATIONS.—

4 Any determination of unacceptable risk under this  
5 section may be made only by the Secretary of De-  
6 fense or the Deputy Secretary of Defense, without  
7 delegation, and after consideration of the rec-  
8 ommendation of the senior official designated pursu-  
9 ant to subsection (b).

10 (f) REPORTS.—Not later than March 15 each year  
11 from 2011 through 2015, the Secretary of Defense shall  
12 submit to the Committees on Armed Services of the Sen-  
13 ate and the House of Representatives a report on the ac-  
14 tions taken by the Department of Defense during the pre-  
15 ceding year to implement this section and the comprehen-  
16 sive strategy developed pursuant to this section.

17 **SEC. 1048. PUBLIC AVAILABILITY OF DEPARTMENT OF DE-**  
18 **FENSE REPORTS REQUIRED BY LAW.**

19 (a) PUBLIC AVAILABILITY.—

20 (1) IN GENERAL.—Chapter 3 of title 10, United  
21 States Code, is amended by inserting after section  
22 122 the following new section:

1 **“§ 122a. Public availability of Department of Defense**  
 2 **reports required by law**

3 “(a) IN GENERAL.—The Secretary of Defense shall  
 4 ensure that each report described in subsection (b) is  
 5 made available to the public, upon request submitted on  
 6 or after the date on which such report is submitted to Con-  
 7 gress, through the Office of the Assistant Secretary of De-  
 8 fense for Public Affairs.

9 “(b) COVERED REPORTS.—(1) Except as provided in  
 10 paragraph (2), a report described in this subsection is any  
 11 report that is required by law to be submitted to Congress  
 12 by the Secretary of Defense, or by any element of the De-  
 13 partment of Defense.

14 “(2) A report otherwise described in paragraph (1)  
 15 is not a report described in this subsection if the report—

16 “(A) contains classified information;

17 “(B) contains proprietary information; or

18 “(C) is exempt from disclosure under section  
 19 552 of title 5 (commonly referred to as the ‘Free-  
 20 dom of Information Act’).”.

21 (2) CLERICAL AMENDMENT.—The table of sec-  
 22 tions at the beginning of chapter 3 of such title is  
 23 amended by inserting after the item relating to sec-  
 24 tion 122 the following new item:

“122a. Public availability of Department of Defense reports required by law.”.

1 (b) EFFECTIVE DATE.—Section 122a of title 10,  
2 United States Code (as added by subsection (a)), shall  
3 take effect 90 days after the date of the enactment of this  
4 Act, and shall apply with respect to reports that are re-  
5 quired by law to be submitted to Congress on or after that  
6 date.

7 **SEC. 1049. DEVELOPMENT OF CRITERIA AND METHOD-**  
8 **LOGY FOR DETERMINING THE SAFETY AND**  
9 **SECURITY OF NUCLEAR WEAPONS.**

10 (a) IN GENERAL.—The Secretary of Energy and the  
11 Secretary of Defense shall, acting through the Nuclear  
12 Weapons Council, develop the following:

13 (1) Criteria for determining the appropriate  
14 baseline for safety and security of nuclear weapons.

15 (2) A methodology for determining the level of  
16 safety and security that may be achieved through a  
17 life extension program for each type of nuclear  
18 weapon.

19 (b) REPORT REQUIRED.—Not later than March 1,  
20 2011, the Secretary of Energy and the Secretary of De-  
21 fense shall jointly submit to the congressional defense  
22 committees a report containing the criteria and the meth-  
23 odology developed pursuant to subsection (a).

## **Subtitle F—Reports**

### **2 SEC. 1061. REPORT ON POTENTIAL RENEWABLE ENERGY 3 PROJECTS ON MILITARY INSTALLATIONS.**

4 (a) IN GENERAL.—Not later than two years after the  
5 date of the enactment of this Act, the Secretary of Defense  
6 shall submit to the congressional defense committees a re-  
7 port setting forth an analysis of the potential environ-  
8 mental, mission, and other costs and benefits of a program  
9 to develop renewable energy generation projects on land  
10 within the borders of military installations, including (in  
11 particular) installations with the greatest renewable en-  
12 ergy resources and including installations consisting in  
13 whole or part of lands withdrawn from the public domain.

14 (b) ELEMENTS.—The report required by subsection  
15 (a) shall address, at a minimum, the following:

16 (1) An assessment of the extent to which re-  
17 newable energy generation at military installations  
18 could be conducted in a manner consistent with the  
19 current and projected military mission and other re-  
20 quirements of such installations.

21 (2) An estimate of the renewable energy gen-  
22 eration potential at each military installation covered  
23 by the report pursuant to renewable energy projects  
24 that could be conducted in a manner consistent with



1 the current and projected military mission and other  
2 requirements of such installation.

3 (3) A determination whether renewable energy  
4 projects at a military installation covered by the re-  
5 port could reasonably be expected to require signifi-  
6 cant new or upgraded electricity transmission capac-  
7 ity within the boundaries of such installation, and  
8 whether the infrastructure associated with such new  
9 transmission capacity would be consistent with the  
10 current and projected military mission and other re-  
11 quirements of such installation.

12 (4) An assessment of the financial, environ-  
13 mental, national security, and other costs and bene-  
14 fits of renewable energy development (including en-  
15 ergy costs and benefits to the Department of De-  
16 fense) at each military installation covered by the re-  
17 port.

18 (5) An examination of existing legislative and  
19 regulatory authorities, standards, requirements, and  
20 constraints for renewable energy development on  
21 military installations covered by the report, including  
22 any constraints that may negate or limit the degree  
23 to which such renewable energy generation directly  
24 enhances the energy security of such installations.

1           (6) A description of the degree of variation in  
2 standards and requirements applicable to on-installation  
3 renewable energy development for different elements  
4 of the Department, with an assessment of the  
5 advantages and disadvantages of developing uniform  
6 standards and requirements applicable to on-installation  
7 renewable energy development for all facilities  
8 of the Department.

9           (7) Such recommendations for legislative or administrative  
10 action as the Secretary considers appropriate for purposes of—

12                 (A) facilitating and incentivizing the development  
13 of renewable energy projects on military  
14 installations; and

15                 (B) ensuring that such projects are carried  
16 out in a manner that is both consistent with national  
17 security requirements and enhances the  
18 energy security of such installations.

19           (c) RENEWABLE ENERGY.—In this section, the term  
20 “renewable energy” has the meaning given to such term  
21 in Executive Order 13514, dated October 5, 2009.

1 **SEC. 1062. REPORT ON USE OF DOMESTICALLY-PRODUCED**  
2 **ALTERNATIVE FUELS OR TECHNOLOGIES BY**  
3 **VEHICLES OF THE DEPARTMENT OF DE-**  
4 **FENSE.**

5 (a) REPORT REQUIRED.—Not later than 90 days  
6 after the date of the enactment of this Act, the Secretary  
7 of Defense shall submit to the Committees on Armed Serv-  
8 ices of the Senate and the House of Representatives a re-  
9 port on the following:

10 (1) The use and potential use of domestically-  
11 produced alternative fuels or technologies, including  
12 natural gas-based fuels, in vehicles of the Depart-  
13 ment of Defense.

14 (2) The actions being taken by the Department  
15 to meet requirements on the use of alternative fuels  
16 in vehicles of the Department through the use of  
17 each category of domestically-produced alternative  
18 fuels or technologies, including natural gas-based  
19 fuels.

20 (3) Actions that could be taken by the Depart-  
21 ment to increase the use of alternative fuels in vehi-  
22 cles of the Department through the use of domesti-  
23 cally-produced alternative fuels or technologies, in-  
24 cluding natural gas-based fuels.

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

1           (1) A description of the procurement of alter-  
2       native fuel vehicles and alternative fuels by the De-  
3       partment, and a description of the installation by  
4       the Department of the infrastructure associated with  
5       the use of such fuels in such vehicles.

6           (2) A description of the use by the Department  
7       of alternative fuel vehicles and alternative fuels in  
8       non-deployable vehicles, including the role of natural  
9       gas-based fuels and other domestically-produced al-  
10      ternative fuels or technologies in the use of such ve-  
11      hicles.

12          (3) A description and assessment of new re-  
13      quirements for the increased use of alternative fuel  
14      vehicles (including natural gas fuel vehicles) and do-  
15      mestically-produced alternative fuels or technologies  
16      (including natural gas-based fuels) by the Depart-  
17      ment, and a description of the research and develop-  
18      ment, whether ongoing or anticipated, necessary to  
19      meet such requirements.

20          (4) A description and assessment of the current  
21      and anticipated commercial availability of domesti-  
22      cally-produced alternative fuels or technologies (in-  
23      cluding natural gas-based fuels) for vehicles, includ-  
24      ing facilities for the production, storage, transpor-

1       tation, distribution, and commercial sale of such  
2       fuels or technologies for vehicles.

3           (5) A projection of the manner in which the De-  
4       partment could provide for the wider use of domesti-  
5       cally-produced alternative fuels or technologies (in-  
6       cluding natural gas-based fuels) in vehicles, includ-  
7       ing an examination of factors such as regional avail-  
8       ability and economic feasibility.

9           (6) A description and assessment of the current  
10      and anticipated commercial availability of alternative  
11      fuel vehicles, including natural gas fuel vehicles, and  
12      a description and assessment of the actions the De-  
13      partment could initiate with original equipment  
14      manufacturers to meet alternative fuel vehicle man-  
15      dates.

16          (7) A description and assessment of the use of  
17      infrastructure for fueling alternative fuel vehicles,  
18      including natural gas fuel vehicles, on military in-  
19      stallations in the United States, including the use of  
20      publically-available commercial infrastructure for  
21      that purpose.

22          (8) A description of the infrastructure (includ-  
23      ing any storage and distribution facilities) for deliv-  
24      ering alternative fuels (including natural gas) on  
25      military installations in the United States that could

1 be adapted, converted, or supplemented for the deliv-  
2 ery of such fuels to vehicles, and an assessment of  
3 feasibility and advisability of the adaptation, conver-  
4 sion, or supplement of such infrastructure for that  
5 purpose, including—

6 (A) an assessment of the cost of the adap-  
7 tation or conversation of such infrastructure;  
8 and

9 (B) an assessment of the cost of  
10 supplementing such infrastructure.

11 (9) Such recommendations for legislative or ad-  
12 ministrative action as the Secretary considers appro-  
13 priate to ensure that the Department meets goals  
14 and targets for the use of alternative fuel vehicles  
15 and alternative fuels, including through the use of  
16 natural gas fuel vehicles and natural gas-based fuels.

17 (c) PREPARATION OF REPORT.—

18 (1) VEHICLES AND INFRASTRUCTURE.—The  
19 Secretary may, using amounts authorized to be ap-  
20 propriated by this division, procure and utilize  
21 nondeployable vehicles and appropriate infrastruc-  
22 ture for purposes of the report required by sub-  
23 section (a).

24 (2) CONSULTATION.—The Secretary shall con-  
25 sult with such heads of other departments and agen-

1       cies of the Federal Government as the Secretary  
2       considers appropriate in preparing the report.

3   **SEC. 1063. REPORT ON ROLE AND UTILITY OF NON-LETHAL**  
4                   **WEAPONS AND TECHNOLOGIES IN COUNTER-**  
5                   **INSURGENCY OPERATIONS.**

6       (a) SENSE OF CONGRESS.—It is the sense of Con-  
7   gress that the Department of Defense should support the  
8   research, development, procurement, and fielding of non-  
9   lethal weapons and technologies explicitly designed to re-  
10   duce military casualties and fatalities, improve military  
11   mission accomplishment and operational effectiveness, and  
12   reduce civilian casualties and fatalities (and undesired  
13   damage to property and the environment) in counterinsur-  
14   gency operations.

15       (b) REPORT.—

16           (1) REPORT REQUIRED.—Not later than 120  
17   days after the date of the enactment of this Act, the  
18   Secretary of Defense shall submit to the congres-  
19   sional defense committees a report on the role and  
20   utility of non-lethal weapons and technologies in  
21   counterinsurgency operations.

22           (2) ELEMENTS.—The report under paragraph  
23   (1) shall include the following:

24               (A) A description of the manner in which  
25   non-lethal weapons and technologies currently

1 under research and development may be used to  
2 reduce military casualties and fatalities in coun-  
3 terinsurgency operations.

4 (B) A description of the manner in which  
5 non-lethal weapons and technologies currently  
6 under research and development may be used to  
7 reduce civilian casualties and fatalities in coun-  
8 terinsurgency operations.

9 (C) A description of the extent to which  
10 non-lethal weapons and technologies are incor-  
11 porated into the integrated priority list of the  
12 commanders of each of the geographic combat-  
13 ant commands, and into the budgets of the  
14 military departments.

15 (D) A description of the training provided  
16 to military personnel to utilize non-lethal weap-  
17 ons and technologies.

18 (E) A description of any lessons learned  
19 from the employment of non-lethal weapons and  
20 technologies in military operations.



1 **SEC. 1064. REPORT ON UNITED STATES EFFORTS TO DE-**  
2 **FEND AGAINST THREATS POSED BY THE**  
3 **ANTI-ACCESS AND AREA-DENIAL CAPABILI-**  
4 **TIES OF CERTAIN NATION-STATES.**

5 (a) FINDING.—Congress finds that the 2010 report  
6 on the Department of Defense Quadrennial Defense Re-  
7 view concludes that “[a]nti-access strategies seek to deny  
8 outside countries the ability to project power into a region,  
9 thereby allowing aggression or other destabilizing actions  
10 to be conducted by the anti-access power. Without domi-  
11 nant capabilities to project power, the integrity of United  
12 States alliances and security partnerships could be called  
13 into question, reducing United States security and influ-  
14 ence and increasing the possibility of conflict”.

15 (b) SENSE OF CONGRESS.—It is the sense of Con-  
16 gress that, in light of the finding in subsection (a), the  
17 Secretary of Defense should ensure that the United States  
18 has the appropriate authorities, capabilities, and force  
19 structure to defend against any potential future threats  
20 posed by the anti-access and area-denial capabilities of po-  
21 tentially hostile foreign countries.

22 (c) REPORT.—Not later than February 1, 2011, the  
23 Secretary of Defense shall submit to the Committees on  
24 Armed Services of the Senate and the House of Represent-  
25 atives a report on United States efforts to defend against

1 any potential future threats posed by the anti-access and  
2 area-denial capabilities of potentially hostile nation-states.

3 (d) ELEMENTS.—The report required under sub-  
4 section (c) shall include the following:

5 (1) An assessment of any potential future  
6 threats posed by the anti-access and area-denial ca-  
7 pabilities of potentially hostile foreign countries, in-  
8 cluding an identification of the foreign countries  
9 with such capabilities, the nature of such capabili-  
10 ties, and the possible advances in such capabilities  
11 over the next 10 years.

12 (2) A description of any efforts by the Depart-  
13 ment of Defense to address the potential future  
14 threats posed by the anti-access and area-denial ca-  
15 pabilities of potentially hostile foreign countries.

16 (3) A description of the authorities, capabilities,  
17 and force structure that the United States may re-  
18 quire over the next 10 years to address the threats  
19 posed by the anti-access and area-denial capabilities  
20 of potentially hostile foreign countries.

21 (e) FORM.—The report required under subsection (c)  
22 shall be submitted in unclassified form, but may contain  
23 a classified annex if necessary.

24 (f) DEFINITIONS.—In this section:

1           (1) The term “anti-access”, with respect to ca-  
 2           pabilities, means any action that has the effect of  
 3           slowing the deployment of friendly forces into a the-  
 4           ater, preventing such forces from operating from  
 5           certain locations within that theater, or causing such  
 6           forces to operate from distances farther from the  
 7           locus of conflict than such forces would normally  
 8           prefer.

9           (2) The term “area-denial”, with respect to ca-  
 10          pabilities, means operations aimed to prevent free-  
 11          dom of action of friendly forces in the more narrow  
 12          confines of the area under a potentially hostile na-  
 13          tion-state’s direct control, including actions by an  
 14          adversary in the air, on land, and on and under the  
 15          sea to contest and prevent joint operations within a  
 16          defended battlespace.

## 17           **Subtitle G—Other Matters**

### 18   **SEC. 1081. TECHNICAL, CONFORMING, AND UPDATING** 19           **AMENDMENTS.**

20           (a) MODERNIZATION OF SECTION 172.—Section 172  
 21   of title 10, United States Code, is amended—

22           (1) by striking “(a)” before “The Secretaries”;

23           and

24           (2) by striking subsection (b).

1 (b) TECHNICAL AMENDMENTS.—Section 382 of title  
 2 10, United States Code, is amended by striking “section  
 3 175 or 2332c” in subsections (a), (b)(2)(C), and  
 4 (d)(2)(A)(ii) and inserting “section 175, 229, or 2332a”

5 (c) DEFINITIONS UNDER DEFENSE ENVIRON-  
 6 MENTAL RESTORATION PROGRAM.—Chapter 160 of title  
 7 10, United States Code, is amended as follows:

8 (1) Section 2700(2) is amended by inserting  
 9 “‘pollutant or contaminant’,” after “‘person’,”.

10 (2) Section 2701(b)(1) is amended by striking  
 11 “substances, pollutants, and” and inserting “sub-  
 12 stances, and pollutants or”.

13 (d) REDUCED REPORTING TIME LIMITS FOR RE-  
 14 PORTS SUBMITTED IN ELECTRONIC MEDIA.—

15 (1) Section 2694a(e) of title 10 United States  
 16 Code, is amended by inserting before the period at  
 17 the end the following: “or, if earlier, a period of 14  
 18 days has elapsed from the date on which a copy of  
 19 the notification is provided in an electronic medium  
 20 pursuant to section 480 of this title”.

21 (2) Section 2806(c)(2)(B) of such title is  
 22 amended by inserting before the period at the end  
 23 the following: “or, if earlier, a period of 14 days has  
 24 elapsed from the date on which a copy of the report

1 is provided in an electronic medium pursuant to sec-  
2 tion 480 of this title”.

3 (3) Section 2814(g)(2) of such title is amended  
4 by inserting before the period at the end the fol-  
5 lowing: “or, if earlier, a period of 20 days has  
6 elapsed from the date on which a copy of the notifi-  
7 cation is provided in an electronic medium pursuant  
8 to section 480 of this title”.

9 (4) Section 2828(f)(2) of such title is amended  
10 by inserting before the period at the end the fol-  
11 lowing: “or, if earlier, a period of 14 days has  
12 elapsed from the date on which a copy of the notifi-  
13 cation is provided in an electronic medium pursuant  
14 to section 480 of this title”.

15 (5) Section 2835(g)(2) of such title is amend-  
16 ed—

17 (A) by striking “calendar”; and

18 (B) by inserting before the period at the  
19 end the following: “or, if earlier, a period of 14  
20 days has elapsed from the date on which a copy  
21 of the analysis is provided in an electronic me-  
22 dium pursuant to section 480 of this title”.

23 (6) Section 2881a(e)(2) is amended by inserting  
24 before the period at the end the following: “or, if  
25 earlier, a period of 20 days has elapsed from the

1 date on which a copy of the report is provided in an  
 2 electronic medium pursuant to section 480 of this  
 3 title”.

4 (7) Section 2884(a)(4) of such title is amended  
 5 by inserting before the period at the end the fol-  
 6 lowing: “or, if earlier, a period of 20 days has  
 7 elapsed from the date on which a copy of the report  
 8 is provided in an electronic medium pursuant to sec-  
 9 tion 480 of this title”.

10 (e) TRANSFER OF SECTION 2814.—

11 (1) TRANSFER AND AMENDMENT.—Section  
 12 2814 of title 10, United States Code, as amended by  
 13 subsection (d)(3), is transferred to chapter 631, in-  
 14 serted after section 7205 and redesignated as sec-  
 15 tion 7206.

16 (2) CONFORMING AMENDMENTS.—Such section,  
 17 as so transferred and redesignated, is further  
 18 amended—

19 (A) in paragraphs (2) and (3)(B) of sub-  
 20 section (i), by striking “this chapter” and in-  
 21 serting “chapter 169 of this title”; and

22 (B) by striking subsection (l) and inserting  
 23 the following new subsection (l):

24 “(l) DEFINITIONS.—In this section:

1           “(1) The term ‘appropriate committees of Con-  
2       gress’ has the meaning given such term in section  
3       2801 of this title.

4           “(2) The term ‘property support services’  
5       means the following:

6                   “(A) Any utility service or other service  
7       listed in section 2686(a) of this title.

8                   “(B) Any other service determined by the  
9       Secretary to be a service that supports the op-  
10      eration and maintenance of real property, per-  
11      sonal property, or facilities.”.

12       (3) CLERICAL AMENDMENTS.—

13               (A) The table of sections at the beginning  
14      of chapter 169 of such title is amended by  
15      striking the item relating to section 2814.

16               (B) The table of sections at the beginning  
17      of chapter 631 of such title is amended by in-  
18      serting after the item relating to section 7205  
19      the following new item:

“7206. Special authority for development of Ford Island, Hawaii.”.

20       (f) AMENDMENTS TO PUBLIC LAW 111–84.—Effec-  
21      tive as if included in the enactment thereof, section  
22      1202(c) of the National Defense Authorization Act for  
23      Fiscal Year 2010 (Public Law 111–84; 123 Stat. 2512)  
24      is amended—

1           (1) by striking “1208(f) of the Ronald W.  
 2       Reagan National Defense Authorization Act for Fis-  
 3       cal Year 2005 (Public Law 108–375; 118 Stat.  
 4       2086) is amended in the second sentence” and in-  
 5       serting “1208(f)(2) of the Ronald W. Reagan Na-  
 6       tional Defense Authorization Act for Fiscal Year  
 7       2005 (Public Law 108–375; 118 Stat. 2086), as  
 8       amended by section 1202(a) of the National Defense  
 9       Authorization Act for Fiscal Year 2008 (Public Law  
 10      110–181; 122 Stat. 363), is further amended”; and  
 11           (2) by redesignating paragraphs (1) through  
 12      (8), as proposed to be inserted, as subparagraphs  
 13      (A) through (H), respectively and indenting the left  
 14      margin of such subparagraphs, as so redesignated, 4  
 15      ems from the left margin.

## 16   **TITLE XI—CIVILIAN PERSONNEL** 17                           **MATTERS**

### 18   **SEC. 1101. MODIFICATION OF CERTAIN AUTHORITIES RE-** 19                           **LATING TO PERSONNEL DEMONSTRATION** 20                           **LABORATORIES.**

21           (a) CORRECTION TO CROSS REFERENCE FOR DIRECT  
 22   HIRE AUTHORITY.—

23           (1) IN GENERAL.—Subsection (b) of section  
 24      1108 of the Duncan Hunter National Defense Au-  
 25      thorization Act for Fiscal Year 2009 (Public Law



1 110–417; 122 Stat. 4618; 10 U.S.C. 1580 note) is  
2 amended by striking “identified” and all that follows  
3 and inserting “designated by section 1105(a) of the  
4 National Defense Authorization Act for Fiscal Year  
5 2010 (Public Law 111–84; 123 Stat. 2486; 10  
6 U.S.C. 2358 note) as a Department of Defense  
7 science and technology reinvention laboratory.”.

8 (2) EFFECTIVE DATE.—The amendment made  
9 by paragraph (1) shall take effect on October 28,  
10 2009, the date of the enactment of the National De-  
11 fense Authorization Act for Fiscal Year 2010 (Pub-  
12 lic Law 111–84).

13 (b) MODIFICATION OF PERSONNEL CEILING IN UTI-  
14 LIZATION OF DIRECT HIRE AUTHORITY.—

15 (1) IN GENERAL.—Subsection (c)(1) of section  
16 1108 of the Duncan Hunter National Defense Au-  
17 thorization Act for Fiscal Year 2009 is amended by  
18 striking “2 percent” and inserting “5 percent”.

19 (2) EFFECTIVE DATE.—The amendment made  
20 by paragraph (1) shall take effect on the date of the  
21 enactment of this Act.

22 (c) CORRECTIONS TO CROSS REFERENCE FOR RE-  
23 QUIREMENTS FOR FULL IMPLEMENTATION OF PER-  
24 SONNEL DEMONSTRATION PROJECT.—

1           (1) IN GENERAL.—Section 1107 of the Na-  
2           tional Defense Authorization Act for Fiscal Year  
3           2008 (Public Law 110–181; 122 Stat. 357) is  
4           amended—

5                   (A) in subsection (a) by striking “exempt-  
6                   ed by” and all that follows and inserting “des-  
7                   ignated by section 1105(a) of the National De-  
8                   fense Authorization Act for Fiscal Year 2010  
9                   (Public Law 111–84; 123 Stat. 2486; 10  
10                  U.S.C. 2358 note) as Department of Defense  
11                  science and technology reinvention labora-  
12                  tories.”; and

13                   (B) in subsection (c), by striking “as enu-  
14                   merated” and all that follows and inserting  
15                   “designated as described in subsection (a).”.

16           (2) EFFECTIVE DATE.—The amendments made  
17           by paragraph (1) shall take effect on October 28,  
18           2009.

19           (d) CORRECTION TO SECTION REFERENCE.—

20           (1) IN GENERAL.—Section 1121 of the Na-  
21           tional Defense Authorization Act for Fiscal Year  
22           2010 (123 Stat. 2505) is amended—

23                   (A) in subsection (a), by striking “Section  
24                   9902(h) of title 5, United States Code” and in-  
25                   serting “Section 9902(g) of title 5, United

1 States Code, as redesignated by section  
2 1113(b)(1)(B)”; and

3 (B) in subsection (b), by striking “section  
4 9902(h) of such title 5” and inserting “such  
5 section”.

6 (2) EFFECTIVE DATE.—The amendments made  
7 by paragraph (1) shall take effect on October 28,  
8 2009, as if included in the enactment of the Na-  
9 tional Defense Authorization Act for Fiscal Year  
10 2010, to which such amendments relate.

11 **SEC. 1102. REQUIREMENTS FOR DEPARTMENT OF DEFENSE**

12 **SENIOR MENTORS.**

13 (a) IN GENERAL.—The Secretary of Defense shall  
14 issue appropriate policies and procedures to ensure that  
15 all senior mentors employed by the Department of Defense  
16 are—

17 (1) hired as highly qualified experts under sec-  
18 tion 9903 of title 5, United States Code; and

19 (2) required to comply with all applicable Fed-  
20 eral laws and regulations on personnel and ethics  
21 matters.

22 (b) SENIOR MENTOR DEFINED.—In this section, the  
23 term “senior mentor” means a retired flag, general, or  
24 other military officer or retired senior civilian official who  
25 provides expert experience-based mentoring, teaching,

1 training, advice, and recommendations to senior military  
 2 officers, staffs, and students as they participate in war  
 3 games, warfighting courses, operational planning, oper-  
 4 ational exercises, and decision-making exercises.

5 **SEC. 1103. ONE-YEAR EXTENSION OF AUTHORITY TO WAIVE**  
 6 **ANNUAL LIMITATION ON PREMIUM PAY AND**  
 7 **AGGREGATE LIMITATION ON PAY FOR FED-**  
 8 **ERAL CIVILIAN EMPLOYEES WORKING OVER-**  
 9 **SEAS.**

10 Effective January 1, 2011, section 1101(a) of the  
 11 Duncan Hunter National Defense Authorization Act for  
 12 Fiscal Year 2009 (Public Law 110–417; 122 Stat. 4615),  
 13 as amended by section 1106(a) of the National Defense  
 14 Authorization Act for Fiscal Year 2010 (Public Law 111–  
 15 84; 123 Stat. 2487), is further amended by striking “cal-  
 16 endar years 2009 and 2010” and inserting “calendar  
 17 years 2009 through 2011”.

18 **SEC. 1104. EXTENSION AND MODIFICATION OF ENHANCED**  
 19 **DEPARTMENT OF DEFENSE APPOINTMENT**  
 20 **AND COMPENSATION AUTHORITY FOR PER-**  
 21 **SONNEL FOR CARE AND TREATMENT OF**  
 22 **WOUNDED AND INJURED MEMBERS OF THE**  
 23 **ARMED FORCES.**

24 (a) DESIGNATION OF OCCUPATIONS COVERED BY  
 25 RECRUITMENT AND APPOINTMENT AUTHORITY.—Sub-

1 section (a)(2) of section 1599c of title 10, United States  
2 Code, is amended—

3 (1) in subparagraph (A)—

4 (A) in clause (i)—

5 (i) by striking “medical or health pro-  
6 fessional positions” and inserting “health  
7 care occupation”; and

8 (ii) by striking “shortage category po-  
9 sitions” and inserting “a shortage category  
10 occupation or critical need occupation”;  
11 and

12 (B) in clause (ii), by striking “highly quali-  
13 fied persons directly” and inserting “qualified  
14 persons directly in the competitive service”; and

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

17 “(C) Any designation by the Secretary for purposes  
18 of subparagraph (A)(i) shall be based on an analysis of  
19 current and future Department of Defense workforce re-  
20 quirements.”.

21 (b) EXTENSION.—Subsection (c) of such section is  
22 amended—

23 (1) in paragraph (1)—

24 (A) by inserting “under subsection (a)(1)”  
25 after “Secretary of Defense”; and

1 (B) by striking “September 30, 2012” and  
 2 inserting “December 31, 2015”; and  
 3 (2) in paragraph (2), by striking “September  
 4 30, 2012” and inserting “December 31, 2015”.

5 **SEC. 1105. DESIGNATION OF SPACE AND MISSILE DEFENSE**  
 6 **TECHNICAL CENTER OF THE U.S. ARMY**  
 7 **SPACE AND MISSILE DEFENSE COMMAND/**  
 8 **ARMY FORCES STRATEGIC COMMAND AS A**  
 9 **DEPARTMENT OF DEFENSE SCIENCE AND**  
 10 **TECHNOLOGY REINVENTION LABORATORY.**

11 Section 1105(a) of the National Defense Authoriza-  
 12 tion Act for Fiscal Year 2010 (Public Law 111–84; 123  
 13 Stat. 2486; 10 U.S.C. 2358 note) is amended by adding  
 14 at the end the following new paragraph:

15 “(18) The Space and Missile Defense Technical  
 16 Center of the U.S. Army Space and Missile Defense  
 17 Command/Army Forces Strategic Command.”.

18 **SEC. 1106. TREATMENT FOR CERTAIN EMPLOYEES PAID**  
 19 **SAVED OR RETAINED RATES.**

20 (a) IN GENERAL.—Section 1918(a)(3) of the Non-  
 21 Foreign Area Retirement Equity Assurance Act of 2009  
 22 (5 U.S.C. 5304 note) is amended by striking “January  
 23 1, 2012” and inserting “January 1, 2010”.

24 (b) INTERIM PAY ADJUSTMENTS.—

25 (1) ADJUSTMENTS.—

1 (A) IN GENERAL.—Until the Director of  
2 the Office of Personnel Management prescribes  
3 regulations in accordance with the amendment  
4 made by subsection (a), for employees receiving  
5 a cost-of-living allowance under section 5941 of  
6 title 5, United States Code, and a retained rate  
7 under section 5363 of that title, agencies  
8 shall—

9 (i) calculate the adjustment under sec-  
10 tion 5363(b)(2)(B) of that title based on a  
11 maximum rate of basic pay, excluding any  
12 locality-based comparability payment; and

13 (ii) provide an additional adjustment  
14 reflecting the full increase in the locality-  
15 based comparability payment that would  
16 apply to the employee but for receipt of a  
17 retained rate.

18 (B) GUIDANCE.—Not later than 30 days  
19 after the date of enactment of this Act, the Di-  
20 rector of the Office of Personnel Management  
21 shall issue guidance for carrying out paragraph  
22 (1).

23 (C) OTHER PAY SYSTEMS.—For employees  
24 in another pay system that receive a retained  
25 rate equivalent to a retained rate under section

1           5363 of title 5, United States Code, equivalent  
2           treatment shall be provided, consistent with sec-  
3           tion 1918(b) of the Non-Foreign Area Retirement  
4           Equity Assurance Act of 2009.

5 **SEC. 1107. RATE OF OVERTIME PAY FOR DEPARTMENT OF**  
6           **THE NAVY EMPLOYEES PERFORMING WORK**  
7           **ABOARD OR DOCKSIDE IN SUPPORT OF THE**  
8           **NUCLEAR AIRCRAFT CARRIER HOME-PORTED**  
9           **IN JAPAN.**

10       (a) OVERTIME PAY AT TIME-AND-A-HALF RATE.—  
11       Section 5542(a) of title 5, United States Code, is amended  
12       by adding at the end the following new paragraph:

13           “(6)(A) Notwithstanding paragraphs (1) and  
14       (2), for an employee of the Department of the Navy  
15       who is assigned to temporary duty to perform work  
16       aboard, or dockside in direct support of, the nuclear  
17       aircraft carrier that is home-ported in Japan and  
18       who would be nonexempt under the Fair Labor  
19       Standards Act but for the application of the foreign  
20       area exemption in section 13(f) of that Act (29  
21       U.S.C. 213(f)), the overtime hourly rate of pay is an  
22       amount equal to one and one-half times the hourly  
23       rate of basic pay of the employee, and all that  
24       amount is premium pay.



1           “(B) Subparagraph (A) shall expire on Sep-  
2           tember 30, 2014.”.

3           (b) REPORTS.—

4           (1) SECRETARY OF NAVY REPORT.—Not later  
5           than September 30, 2013, the Secretary of the Navy  
6           shall submit to the Secretary of Defense and the Di-  
7           rector of the Office of Personnel Management a re-  
8           port that—

9                   (A) describes the use of the authority  
10                  under paragraph (6) of section 5542(a) of title  
11                  5, United States Code, as added by subsection  
12                  (a), including associated costs, and including an  
13                  evaluation of extent to which exercise of the au-  
14                  thority helped the Navy in meeting its mission;  
15                  and

16                  (B) provides a recommendation on whether  
17                  an extension of the provisions of that paragraph  
18                  is needed.

19           (2) REPORT TO CONGRESS.—Not later than  
20           March 31, 2014, the Director of the Office of Per-  
21           sonnel Management shall submit to the Committee  
22           on Armed Services and the Committee on Homeland  
23           Security and Governmental Affairs of the Senate  
24           and the Committee on Armed Services and the Com-

1        mittee on Oversight and Governmental Reform of  
2        the House of Representatives a report that—

3                (A) addresses the use of paragraph (6) of  
4                section 5542(a) of title 5, United States Code,  
5                as so added, including associated costs, and in-  
6                cluding an evaluation of the extent to which ex-  
7                ercise of the authority helped the Navy in meet-  
8                ing its mission;

9                (B) describes the extent to which other em-  
10               employees experience the same circumstances as  
11               were experienced by those described in that  
12               paragraph before its enactment;

13               (C) provides an analysis of the advantages  
14               and disadvantages that would be anticipated  
15               from extending the expiration date of the au-  
16               thority under that paragraph, and from expand-  
17               ing the authority under that paragraph to in-  
18               clude other employees; and

19               (D) conveys the report of the Secretary of  
20               the Navy referred to in paragraph (1).

1 **TITLE XII—MATTERS RELATING**  
2 **TO FOREIGN NATIONS**  
3 **Subtitle A—Training and**  
4 **Assistance**

5 **SEC. 1201. ADDITION OF ALLIED GOVERNMENT AGENCIES**  
6 **TO ENHANCED LOGISTICS INTEROPER-**  
7 **ABILITY AUTHORITY.**

8 (a) ENHANCED INTEROPERABILITY AUTHORITY.—

9 Subsection (a) of section 127d of title 10, United States  
10 Code, is amended—

11 (1) by inserting “(1)” before “Subject to”;

12 (2) by striking the second sentence; and

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

15 “(2) In addition to any logistic support, supplies, and  
16 services provided under paragraph (1), the Secretary of  
17 Defense may provide logistic support, supplies, and serv-  
18 ices to allied forces solely for the purpose of enhancing  
19 the interoperability of the logistical support systems of  
20 military forces participating in combined operations with  
21 the United States in order to facilitate such operations.  
22 Such logistic support, supplies, and services may also be  
23 provided under this paragraph to a nonmilitary logistics,  
24 security, or similar agency of an allied government if such

1 provision would directly benefit the armed forces of the  
2 United States.

3 “(3) Provision of support, supplies, and services pur-  
4 suant to paragraph (1) or (2) may be made only with the  
5 concurrence of the Secretary of State.”.

6 (b) CONFORMING AMENDMENTS.—

7 (1) Subsection (b) of such section is amended  
8 by striking “subsection (a)” in paragraphs (1) and  
9 (2) and inserting “subsection (a)(1)”.

10 (2) Subsection (c) of such section is amended—

11 (A) in paragraph (1)—

12 (i) by striking “Except as provided in  
13 paragraph (2), the” and inserting “The”;  
14 and

15 (ii) by striking “this section” and in-  
16 serting “subsection (a)(1)”; and

17 (B) in paragraph (2), by striking “In addi-  
18 tion” and all that follows through “fiscal year,”  
19 and inserting “The value of the logistic support,  
20 supplies, and services provided under subsection  
21 (a)(2) in any fiscal year may not”.

1 **SEC. 1202. EXPANSION OF TEMPORARY AUTHORITY TO USE**  
2 **ACQUISITION AND CROSS-SERVICING AGREE-**  
3 **MENTS TO LEND CERTAIN MILITARY EQUIP-**  
4 **MENT TO CERTAIN FOREIGN FORCES FOR**  
5 **PERSONNEL PROTECTION AND SURVIV-**  
6 **ABILITY.**

7 (a) EXPANSION FOR TRAINING FOR DEPLOYMENT.—  
8 Paragraph (3) of section 1202(a) of the John Warner Na-  
9 tional Defense Authorization Act for Fiscal Year 2007  
10 (Public Law 109–364; 120 Stat. 2412), as most recently  
11 amended by section 1252(a) of the National Defense Au-  
12 thorization Act for Fiscal Year 2009 (Public Law 110–  
13 181; 122 Stat. 402), is further amended—

14 (1) by striking “only in Iraq or Afghanistan, or  
15 in a peacekeeping operation described in paragraph  
16 (1), as applicable, and”; and

17 (2) by striking “those forces.” and inserting  
18 “those forces and only—

19 “(A) in Iraq or Afghanistan;

20 “(B) in a peacekeeping operation described  
21 in paragraph (1); or

22 “(C) in connection with the training of  
23 those forces to be deployed to Iraq, Afghani-  
24 stan, or a peacekeeping operation described in  
25 paragraph (1) for such deployment.”.

1 (b) NOTICE AND WAIT ON EXERCISE OF ADDITIONAL  
 2 AUTHORITY.—Such section is further amended by adding  
 3 at the end the following new paragraph:

4 “(5) NOTICE AND WAIT ON PROVISION OF  
 5 EQUIPMENT FOR CERTAIN PURPOSES.—Equipment  
 6 may not be provided under paragraph (1) in connec-  
 7 tion with training as specified in paragraph (3)(C)  
 8 until 15 days after the date on which the Secretary  
 9 of Defense submits to the specified congressional  
 10 committees written notice on the provision of such  
 11 equipment for such purpose.”.

12 **SEC. 1203. AUTHORITY TO BUILD THE CAPACITY OF YEMEN**  
 13 **MINISTRY OF INTERIOR COUNTER TER-**  
 14 **RORISM FORCES.**

15 (a) AUTHORITY.—The Secretary of Defense may,  
 16 with the concurrence of the Secretary of State, provide  
 17 assistance during fiscal year 2011 to enhance the ability  
 18 of the Yemen Ministry of Interior Counter Terrorism  
 19 Forces to conduct counterterrorism operations against al  
 20 Qaeda in the Arabian Peninsula and its affiliates.

21 (b) TYPES OF ASSISTANCE.—

22 (1) AUTHORIZED ELEMENTS.—Assistance  
 23 under subsection (a) may include the provision of  
 24 equipment, supplies, and training.

1           (2) REQUIRED ELEMENTS.—Assistance under  
2       subsection (a) shall be provided in a manner that  
3       promotes—

4                   (A) observance of and respect for human  
5       rights and fundamental freedoms; and

6                   (B) respect for legitimate civilian authority  
7       in Yemen.

8           (3) ASSISTANCE OTHERWISE PROHIBITED BY  
9       LAW.—The Secretary of Defense may not use the  
10      authority in subsection (a) to provide any type of as-  
11      sistance described in this subsection that is other-  
12      wise prohibited by any provision of law.

13      (c) FUNDING.—Of the amount authorized to be ap-  
14      propriated by section 301 for operation and maintenance  
15      for fiscal year 2011, \$75,000,000 may be utilized to pro-  
16      vide assistance under subsection (a).

17      (d) NOTICE TO CONGRESS.—

18           (1) IN GENERAL.—Not less than 15 days before  
19      providing assistance under subsection (a), the Sec-  
20      retary of Defense shall submit to the committees of  
21      Congress specified in paragraph (2) a notice setting  
22      forth the assistance to be provided, including the  
23      types of such assistance, the budget for such assist-  
24      ance, and the completion date for the provision of  
25      such assistance.

1           (2) COMMITTEES OF CONGRESS.—The commit-  
2       tees of Congress specified in this paragraph are—

3                   (A) the Committee on Armed Services, the  
4       Committee on Foreign Relations, and the Com-  
5       mittee on Appropriations of the Senate; and

6                   (B) the Committee on Armed Services, the  
7       Committee on Foreign Affairs, and the Com-  
8       mittee on Appropriations of the House of Rep-  
9       resentatives.

10 **SEC. 1204. AUTHORITY TO PAY PERSONNEL EXPENSES IN**  
11 **CONNECTION WITH AFRICAN COOPERATION.**

12       (a) IN GENERAL.—Chapter 53 of title 10, United  
13 States Code, is amended by inserting after section 1050  
14 the following new section:

15 **“§ 1050a. African cooperation: payment of personnel**  
16 **expenses**

17       “The Secretary of a military department may pay the  
18 travel, subsistence, and special compensation of officers  
19 and students of African countries and other expenses that  
20 the Secretary considers necessary for African coopera-  
21 tion.”.

22       (b) CLERICAL AMENDMENT.—The table of sections  
23 at the beginning of chapter 53 of such title is amended  
24 by inserting after the item relating to section 1050 the  
25 following new item:

“1050a. African cooperation: payment of personnel expenses.”.



1 (c) EFFECTIVE DATE.—The amendments made by  
 2 this section shall take effect on October 1, 2010.

3 **Subtitle B—Matters Relating to**  
 4 **Iraq, Afghanistan, and Pakistan**

5 **SEC. 1211. ONE-YEAR EXTENSION AND MODIFICATION OF**  
 6 **COMMANDERS' EMERGENCY RESPONSE PRO-**  
 7 **GRAM AND RELATED AUTHORITIES.**

8 (a) ONE-YEAR EXTENSION OF CERP AUTHORITY.—  
 9 Section 1202(a) of the National Defense Authorization  
 10 Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat.  
 11 3455), as most recently amended by section 1222 of the  
 12 National Defense Authorization Act for Fiscal Year 2010  
 13 (Public Law 111–84; 123. Stat. 2518), is further amend-  
 14 ed—

15 (1) in the subsection heading, by striking “FIS-  
 16 CAL YEAR 2010” and inserting “FISCAL YEAR  
 17 2011”;

18 (2) by striking “fiscal year 2010” and inserting  
 19 “fiscal year 2011”; and

20 (3) by striking “\$1,300,000,000” and inserting  
 21 “\$900,000,000”.

22 (b) ONE-YEAR EXTENSION OF AUTHORITY TO  
 23 TRANSFER FUNDS FOR SUPPORT OF AFGHANISTAN NA-  
 24 TIONAL SOLIDARITY PROGRAM.—Subsection (d) of section

1 1222 of the National Defense Authorization Act for Fiscal  
2 Year 2010 is amended—

3 (1) in paragraph (1) by striking “fiscal year  
4 2010” and inserting “fiscal year 2011”; and

5 (2) in paragraph (4), by striking “September  
6 30, 2010” and inserting “September 30 2011”.

7 (c) ONE-YEAR EXTENSION OF AUTHORITY FOR USE  
8 OF FUNDS FOR REINTEGRATION ACTIVITIES IN AFGHANI-  
9 STAN.—Subsection (e) of section 1222 of the National De-  
10 fense Authorization Act for Fiscal Year 2010 is amend-  
11 ed—

12 (1) in paragraph (1) by striking “fiscal year  
13 2010” and inserting “fiscal year 2011”; and

14 (2) in paragraph (3), by striking “September  
15 30, 2010” and inserting “September 30 2011”.

16 (d) EFFECTIVE DATE.—The amendments made by  
17 this section shall take effect on October 1, 2010.

18 **SEC. 1212. INCREASE IN TEMPORARY LIMITATION ON**  
19 **AMOUNT FOR BUILDING CAPACITY OF FOR-**  
20 **EIGN MILITARY FORCES TO PARTICIPATE IN**  
21 **OR SUPPORT MILITARY AND STABILITY OP-**  
22 **ERATIONS.**

23 (a) INCREASE.—Section 1206(c)(5) of the National  
24 Defense Authorization Act for Fiscal Year 2006 (Public  
25 Law 109–163; 119 Stat. 3456), as most recently amended

1 by section 1206 of the National Defense Authorization Act  
2 for Fiscal Year 2010 (Public Law 111–81; 123 Stat.  
3 2514), is further amended by striking “\$75,000,000 may  
4 be used during fiscal year 2011” and inserting  
5 “\$100,000,000 may be used during fiscal year 2011”.

6 (b) EFFECTIVE DATE.—The amendment made by  
7 subsection (a) shall take effect on October 1, 2010.

8 **SEC. 1213. EXTENSION OF AUTHORITY FOR REIMBURSE-**  
9 **MENT OF CERTAIN COALITION NATIONS FOR**  
10 **SUPPORT PROVIDED TO UNITED STATES**  
11 **MILITARY OPERATIONS.**

12 (a) EXTENSION OF AUTHORITY.—Subsection (a) of  
13 section 1233 of the National Defense Authorization Act  
14 for Fiscal Year 2008 (Public Law 110–181; 122 Stat.  
15 393), as amended by section 1223 of the National Defense  
16 Authorization Act for Fiscal Year 2010 (Public Law 111–  
17 84; 123 Stat. 2519), is further amended by striking “sec-  
18 tion 1509(5) of the National Defense Authorization Act  
19 for Fiscal Year 2010” and inserting “section 1503 of the  
20 National Defense Authorization Act for Fiscal Year  
21 2011”.

22 (b) LIMITATION ON AMOUNT.—Subsection (d)(1) of  
23 such section, as so amended, is further amended in the  
24 second sentence by inserting “or 2011” after “fiscal year  
25 2010”.

1       (c) EXCEPTION FROM NOTICE TO CONGRESS RE-  
 2       QUIREMENTS.—Subsection (e) of such section, as so  
 3       amended, is further amended—

4               (1) by striking “(e) NOTICE TO CONGRESS.—  
 5       The Secretary of Defense” and inserting the fol-  
 6       lowing:

7       “(e) NOTICE TO CONGRESS.—

8               “(1) IN GENERAL.—Except as provided in para-  
 9       graph (2), the Secretary of Defense”; and

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

12              “(2) EXCEPTION.—The requirement to provide  
 13       notice under paragraph (1) shall not apply with re-  
 14       spect to a reimbursement for access based on an  
 15       international agreement.”.

16       (d) SUBMITTAL OF GUIDANCE ON USE OF AUTHOR-  
 17       ITY FOR RELATED OTHER SUPPORT.—Such section is  
 18       further amended—

19              (1) by redesignating subsection (g), as added by  
 20       such amendments, as subsection (h); and

21              (2) by inserting after subsection (f) the fol-  
 22       lowing new subsection (g):

23       “(g) SUBMITTAL OF GUIDANCE ON AUTHORITY FOR  
 24       OTHER SUPPORT.—

1           “(1) INITIAL SUBMITTAL.—Not later than 30  
2       days after the date of the enactment of the National  
3       Defense Authorization Act for Fiscal Year 2011, the  
4       Secretary of Defense shall submit to the appropriate  
5       congressional committees a copy of the guidance  
6       issued by the Secretary to the Armed Forces for the  
7       purpose of the provision of support authorized by  
8       subsection (b).

9           “(2) MODIFICATIONS.—If the guidance in effect  
10      for the purpose stated in paragraph (1) is modified,  
11      the Secretary shall submit to the appropriate con-  
12      gressional committees a copy of the modification not  
13      later than 15 days after the date on which the Sec-  
14      retary makes the modification.”.

15      (e) EXTENSION OF NOTICE REQUIREMENT RELAT-  
16      ING TO REIMBURSEMENT OF PAKISTAN FOR SUPPORT  
17      PROVIDED BY PAKISTAN.—Section 1232(b)(6) of the Na-  
18      tional Defense Authorization Act for Fiscal Year 2008  
19      (122 Stat. 393), as most recently amended by section  
20      1223 of the National Defense Authorization Act for Fiscal  
21      Year 2010, is further amended by striking “September 30,  
22      2011” and inserting “September 30, 2012”.

1 **SEC. 1214. EXTENSION AND MODIFICATION OF PAKISTAN**  
2 **COUNTERINSURGENCY FUND.**

3 (a) EXTENSION.—Subsection (h) of section 1224 of  
4 the National Defense Authorization Act for Fiscal Year  
5 2010 (Public Law 111–84; 123 Stat. 2521) is amended  
6 by striking “September 30, 2010” both places it appears  
7 and inserting “September 30, 2011”.

8 (b) REQUIRED ELEMENTS OF ASSISTANCE.—Sub-  
9 section (b) of such section is amended—

10 (1) by redesignating paragraph (2) as para-  
11 graph (3); and

12 (2) by inserting after paragraph (1) the fol-  
13 lowing new paragraph (2):

14 “(2) REQUIRED ELEMENTS OF ASSISTANCE.—  
15 Assistance provided to the security forces of Paki-  
16 stan under this section in a fiscal year after fiscal  
17 year 2010 shall be provided in a manner that pro-  
18 motes—

19 “(A) observance of and respect for human  
20 rights and fundamental freedoms; and

21 “(B) respect for legitimate civilian author-  
22 ity within Pakistan.”.

1 **SEC. 1215. EXTENSION OF AUTHORITY TO TRANSFER DE-**  
2 **FENSE ARTICLES AND PROVIDE DEFENSE**  
3 **SERVICES TO THE MILITARY AND SECURITY**  
4 **FORCES OF IRAQ AND AFGHANISTAN.**

5 (a) EXTENSION OF AUTHORITY.—Subsection (h) of  
6 section 1234 of the National Defense Authorization Act  
7 for Fiscal Year 2010 (Public Law 111–84; 123 Stat.  
8 2532) is amended by striking “September 30, 2010” and  
9 inserting “December 31, 2011”.

10 (b) QUARTERLY REPORTS.—Subsection (f)(1) of  
11 such section is amended by striking “during fiscal year  
12 2010” and inserting “through March 31, 2012”.

13 **SEC. 1216. SENSE OF CONGRESS AND REPORTS ON TRAIN-**  
14 **ING OF AFGHAN NATIONAL POLICE.**

15 (a) FINDINGS.—Congress makes the following find-  
16 ings:

17 (1) The United States has had an expanded  
18 role in efforts to create and sustain Afghan National  
19 Police forces since 2002, including through training  
20 the Uniformed Police, the Afghan National Civil  
21 Order Police (ANCOP), the Border Police, the  
22 Counter Narcotics Police, the Criminal Investigation  
23 Police, and the Counter Terrorism Police.

24 (2) Entities involved in the current Afghan Na-  
25 tional Police training program include the Inter-  
26 national Security Assistance Force (ISAF), the com-

1       bined North Atlantic Treaty Organization Training  
2       Mission-Afghanistan (NTM-A), the Combined Secu-  
3       rity Transition Command-Afghanistan (CSTC-A) of  
4       the Department of Defense, the Department of  
5       State, the Civilian Police (CIVPOL) Program of the  
6       Bureau of International Narcotics and Law Enforce-  
7       ment Affairs (INL), and the Afghan Ministry of the  
8       Interior (MOI).

9           (3) As recently as February 2010, the Inspec-  
10       tors General of the Department of Defense and the  
11       Department of State found serious deficiencies in  
12       the management of the training program for the Af-  
13       ghan National Police, due in part to poor coordina-  
14       tion between the Department of Defense and the  
15       Department of State, and that these deficiencies  
16       were adversely affecting the development of an Af-  
17       ghan National Police force.

18           (4) A trained Afghan National Police force ca-  
19       pable of being sustained by the Government of Af-  
20       ghanistan is critical to the success of the counter-  
21       insurgency mission in Afghanistan.

22           (5) An April 15, 2010 hearing by the Com-  
23       mittee on Homeland Security and Government Af-  
24       fairs of the Senate noted that there were systemic  
25       problems in Afghanistan in the coordination of De-



1       partment of Defense, Department of State, and  
2       North Atlantic Treaty Organization (NATO) coalition  
3       police training and rule of law programs and a  
4       lack of contract management personnel to ensure  
5       adequate performance of such programs.

6       (b) SENSE OF CONGRESS.—It is the sense of Congress  
7       that the United States Government should take  
8       measurable actions to—

9               (1) improve its capacity to advise and mentor  
10       the Afghan National Police through—

11               (A) more effective and efficient police  
12       training programs;

13               (B) enhanced oversight of contracts for police  
14       training;

15               (C) the enhancement of personnel and promotion  
16       systems for members of the Armed  
17       Forces to reward officers serving as advisors,  
18       mentors, and trainers for foreign forces such as  
19       the Afghan National Police; and

20               (D) the provision of adequate funding for  
21       the Afghan National Police training program;  
22       and

23               (2) clarify the roles, missions, and responsibilities  
24       of the departments and agencies of the United  
25       States Government for police training and the rule

1 of law operations and improve the structuring of  
2 such responsibilities so that such departments and  
3 agencies have clear operational structures, sufficient  
4 funding and support, effective oversight, and clear  
5 chains of command and leadership with respect to  
6 such responsibilities.

7 (c) DoD INSPECTOR GENERAL REPORT ON AFGHAN  
8 NATIONAL POLICE TRAINING PROGRAM.—

9 (1) REPORT REQUIRED.—Not later than 180  
10 days after the date of the enactment of this Act, the  
11 Inspector General of the Department of Defense  
12 shall, in consultation with the Inspector General of  
13 the Department of State, submit to the appropriate  
14 committees of Congress a report on the Afghan Na-  
15 tional Police training program.

16 (2) REVIEW.—In preparing the report required  
17 by paragraph (1), the Inspector General of the De-  
18 partment of Defense shall conduct a review of the  
19 Afghan National Police training program that fo-  
20 cuses on developments since the Inspector General of  
21 the Department of Defense and the Inspector Gen-  
22 eral of the Department of State released the report  
23 entitled “Department of Defense Obligations and  
24 Expenditures of Funds Provided to the Department  
25 of State for the Training and Mentoring of the Af-

1 ghan National Police” (DODIG Report No. D-  
2 2010-042, DOSIG Report No. MERO-A-10-06,  
3 February 9, 2010).

4 (3) ELEMENTS OF REPORT.—The report re-  
5 quired by paragraph (1) shall include the following:

6 (A) A description of the components, plan-  
7 ning, and scope of the Afghan National Police  
8 training program since the United States as-  
9 sumed control of the program in 2003.

10 (B) A description of the cost to the United  
11 States of the Afghan National Police training  
12 program, including the source and amount of  
13 funding, and a description of the allocation of  
14 responsibility between the Department of De-  
15 fense and the Department of State for funding  
16 the program.

17 (C) A description of the allocation of re-  
18 sponsibility between the Department of Defense  
19 and the Department of State for the oversight  
20 and execution of the program.

21 (D) A description of the personnel and  
22 staffing requirements for overseeing and exe-  
23 cuting the program, both in the United States  
24 and in theater, including United States civilian  
25 government and military personnel, contractor

1 personnel, and nongovernmental personnel, and  
2 non-United States civilian and military per-  
3 sonnel, contractor personnel, and nongovern-  
4 mental personnel.

5 (E) An assessment of the cost, perform-  
6 ance metrics, and planning associated with the  
7 transfer of administration of the contract for  
8 the Afghan National Police training program  
9 from the Department of State to the Depart-  
10 ment of Defense.

11 (d) GAO REPORT ON USE OF GOVERNMENT PER-  
12 SONNEL RATHER THAN CONTRACTORS FOR TRAINING  
13 AFGHAN NATIONAL POLICE.—

14 (1) REPORT.—Not later than 180 days after  
15 the date of the enactment of this Act, the Comp-  
16 troller General of the United States shall, in con-  
17 sultation with the Department of Defense and the  
18 Department of State, submit to the appropriate  
19 committees of Congress a report on the use of  
20 United States Government personnel rather than  
21 contractors for the training of the Afghan National  
22 Police.

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

1           (A) An assessment of the feasibility and  
2           advisability of transferring performance of the  
3           Afghan National Police training program from  
4           contractors to United States Government per-  
5           sonnel, including an assessment of—

6                   (i) the shortfalls and inefficiencies in  
7                   contractor performance of the Afghan Na-  
8                   tional Police training program;

9                   (ii) the capacity of United States Gov-  
10                  ernment personnel available to address the  
11                  shortfalls and inefficiencies described in  
12                  clause (i) and to meet anticipated future  
13                  needs under the Afghan National Police  
14                  training program; and

15                  (iii) options for leveraging United  
16                  States Government resources and capacity  
17                  to better address current and future needs  
18                  under the Afghan National Police training  
19                  program.

20           (B) An assessment of the impact for over-  
21           sight, cost considerations, performance, policy,  
22           and other appropriate matters of transferring  
23           performance of the Afghan National Police  
24           training program from contractors to United  
25           States Government personnel.

1           (C) An assessment of the lessons learned  
2           from the execution and oversight of the police  
3           training program in Iraq, and other applicable  
4           police training programs led by the Department  
5           of Defense, regarding the relative advantages  
6           and disadvantages of using United States Gov-  
7           ernment personnel or contractors to perform  
8           the Afghan National Police training program.

9           (e) REPORT ON POLICE TRAINING AND RULE OF  
10       LAW PROGRAMS ABROAD.—

11           (1) REPORT.—Not later than 180 days after  
12       the date of the enactment of this Act, the Secretary  
13       of Defense shall, in consultation with the Secretary  
14       of Homeland Security, the Secretary of State, and  
15       the Attorney General, submit to the appropriate  
16       committees of Congress a report on the strategy for  
17       police training and rule of law programs in Afghani-  
18       stan, Iraq, and elsewhere abroad.

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

21           (A) An assessment of the requirements for  
22       programs related to police training and the rule  
23       of law abroad.

1           (B) Recommendations on the role of the  
2           Department of Defense in carrying out police  
3           training and rule of law programs abroad.

4           (C) Recommendations on the manner in  
5           which police training and rule of law missions  
6           of the United States Government abroad should  
7           be structured so that these missions have clear  
8           operational structures.

9           (D) Recommendations on the manner in  
10          which the Department of Defense should co-  
11          ordinate with other departments and agencies  
12          of the United States Government engaged in  
13          police training and rule of law activities abroad,  
14          in supported and supporting roles.

15          (E) Recommendations on appropriate  
16          funding and support for the Department of De-  
17          fense to carry out Department programs for po-  
18          lice training and rule of law activities abroad.

19          (F) Recommendations on mechanisms for  
20          effective oversight of Department of Defense  
21          programs for police training and rule of law ac-  
22          tivities abroad.

23          (G) A specification of clear chains of com-  
24          mand and leadership within the Department of

1           Defense programs for police training and rule  
2           of law activities abroad.

3           (f) APPROPRIATE COMMITTEES OF CONGRESS DE-  
4 FINED.—In this section, the term “appropriate commit-  
5 tees of Congress” means—

6           (1) the Committees on Armed Services, Foreign  
7           Relations, Homeland Security and Governmental Af-  
8           fairs, and Appropriations of the Senate; and

9           (2) the Committees on Armed Services, Foreign  
10          Affairs, Oversight and Government Reform, and Ap-  
11          propriations of the House of Representatives.

## 12                                   **Subtitle C—Reports**

### 13 **SEC. 1231. ONE-YEAR EXTENSION OF REPORT ON** 14                                   **PROGRESS TOWARD SECURITY AND STA-** 15                                   **BILITY IN AFGHANISTAN.**

16          Section 1230(a) of the National Defense Authoriza-  
17          tion Act for Fiscal Year 2008 (Public Law 110–181; 122  
18          Stat. 385), as amended by section 1236 of the National  
19          Defense Authorization Act for Fiscal Year 2010 (Public  
20          Law 111–81; 123 Stat. 2535), is further amended by  
21          striking “2011” and inserting “2012”.



1 **SEC. 1232. TWO-YEAR EXTENSION OF UNITED STATES PLAN**  
2 **FOR SUSTAINING THE AFGHANISTAN NA-**  
3 **TIONAL SECURITY FORCES.**

4 Section 1231(a) of the National Defense Authoriza-  
5 tion Act for Fiscal Year 2008 (Public Law 110–181; 122  
6 Stat. 390) is amended by striking “2010” and inserting  
7 “2012”.

8 **SEC. 1233. REPORT ON DEPARTMENT OF DEFENSE SUP-**  
9 **PORT FOR COALITION OPERATIONS.**

10 (a) **REPORT REQUIRED.**—Not later than 90 days  
11 after the date of the enactment of this Act, the Secretary  
12 of Defense shall submit to the Committee on Armed Serv-  
13 ices of the Senate and the Committee on Armed Services  
14 of the House of Representatives a report on the implemen-  
15 tation of the coalition support authorities of the Depart-  
16 ment of Defense during Operation Iraqi Freedom and Op-  
17 eration Enduring Freedom.

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

20 (1) A description of the purpose and use of  
21 each coalition support authority of the Department  
22 of Defense.

23 (2) For the period of Operation Enduring Free-  
24 dom ending on September 30, 2010, a summary of  
25 the amount of training, equipment, services, or other  
26 assistance provided or loaned under any coalition

1 support authority of the Department of Defense set  
2 forth, for each such authority, by amount provided  
3 or loaned during each fiscal year of such period for  
4 each recipient country.

5 (3) For the period of Operation Iraqi Freedom  
6 ending on September 30, 2010, a summary of the  
7 amount of training, equipment, services, or other as-  
8 sistance provided or loaned under any coalition sup-  
9 port authority of the Department of Defense set  
10 forth, for each such authority, by amount provided  
11 or loaned during each fiscal year of such period for  
12 each recipient country.

13 (4) An assessment of the effectiveness of each  
14 coalition support authority of the Department of De-  
15 fense in meeting its intended purpose.

16 (5) For each recipient country of coalition sup-  
17 port under a coalition support authority of the De-  
18 partment of Defense—

19 (A) a description of the contribution of  
20 such country to coalition operations in Oper-  
21 ation Enduring Freedom or Operating Iraqi  
22 Freedom; and

23 (B) an assessment of the extent to which  
24 coalition support provided by the United States  
25 enhanced the ability of such country to partici-

1           pate in coalition operations in Operation En-  
2           during Freedom or Operating Iraqi Freedom.

3           (6) A description of the actions taken by the  
4           Department Defense to eliminate duplication and  
5           overlap in coalition support provided under the coali-  
6           tion support authorities of the Department of De-  
7           fense.

8           (7) An assessment by the Secretary of Defense  
9           whether there is an ongoing need for each coalition  
10          support authority of the Department of Defense,  
11          and an estimate of the anticipated future demand  
12          for coalition support under such coalition support  
13          authorities.

14          (c) COALITION SUPPORT AUTHORITIES OF THE DE-  
15          PARTMENT OF DEFENSE DEFINED .—In this section, the  
16          term “coalition support authorities of the Department of  
17          Defense” means the following:

18               (1) Coalition Support Funds, including the au-  
19               thority to provide specialized training and loan spe-  
20               cialized equipment under the Coalition Support  
21               Fund (commonly referred to as the “Coalition Read-  
22               iness Support Program”).

23               (2) Lift and sustain authority under Appropria-  
24               tions acts or under section 1234 of the National De-

1       fense Authorization Act for Fiscal Year 2008 (Pub-  
2       lic Law 110–181; 122 Stat. 394).

3           (3) Global lift and sustain authority under sec-  
4       tion 127c of title 10, United States Code.

5           (4) The authority to provide logistic support,  
6       supplies, and services to allied forces participating in  
7       combined operations under section 127d of title 10,  
8       United States Code.

9           (5) The temporary authority to lend significant  
10      military equipment under acquisition and cross-serv-  
11      icing agreements pursuant to section 1202 of the  
12      John Warner National Defense Authorization Act  
13      for Fiscal Year 2007 (Public Law 109–364).

14          (6) The authority under section 1206 of the  
15      National Defense Authorization Act for Fiscal Year  
16      2006 (Public Law 109–163) to provide assistance to  
17      build the capacity of foreign nations to support mili-  
18      tary or stability operations in which the United  
19      States Armed Forces are a participant.

20          (7) Any other authority that the Secretary of  
21      Defense designates as a coalition support authority  
22      of the Department of Defense for purposes of the re-  
23      port required by subsection (a).

1 **SEC. 1234. REPORT ON UNITED STATES ENGAGEMENT WITH**  
2 **THE ISLAMIC REPUBLIC OF IRAN.**

3 (a) IN GENERAL.—Not later than January 31, 2011,  
4 the President shall submit to Congress a report on United  
5 States engagement with the Islamic Republic of Iran.

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

8 (1) DIPLOMATIC ENGAGEMENT.—With respect  
9 to diplomatic engagement, the following:

10 (A) A description of areas of mutual inter-  
11 est to the Government of the United States and  
12 the Government of Iran in which cooperation  
13 and discussion could be of mutual interest.

14 (B) A discussion and assessment of the  
15 commitment of the Government of Iran to en-  
16 gage in good-faith discussions with the United  
17 States to resolve matters of concern through  
18 negotiation.

19 (C) An assessment of direct contacts be-  
20 tween the Government of the United States and  
21 the Government of Iran, including any direct  
22 discussions, exchange of letters, or other activi-  
23 ties.

24 (2) SUPPORT FOR TERRORISM.—With respect  
25 to support for terrorism, an assessment of the types  
26 and amount of support provided by Government of

1 Iran to state sponsors of terrorism and groups des-  
2 ignated by the United States as foreign terrorist or-  
3 ganizations and regional militant groups, including  
4 organizations and groups present in Iraq and Af-  
5 ghanistan.

6 (3) NUCLEAR ACTIVITIES.—With respect to nu-  
7 clear activities, an assessment of the extent to which  
8 the Government of Iran has complied with United  
9 Nations Security Council Resolutions 1696 (2006),  
10 1737 (2006), 1747 (2007), 1803 (2008), and 1835  
11 (2008), and with any other applicable resolutions  
12 adopted by the United Nations Security Council as  
13 of the date of the report.

14 (4) MISSILE ACTIVITIES.—With respect to mis-  
15 sile activities, an assessment of the extent to which  
16 the Government of Iran has continued development  
17 of its ballistic missile program, including participa-  
18 tion in any imports or exports of any items, mate-  
19 rials, goods, and technologies related to that pro-  
20 gram and has complied with applicable United Na-  
21 tions Security Council Resolutions.

22 (5) SUPPORT TO ILLEGAL NARCOTICS NETWORK  
23 IN AFGHANISTAN.—With respect to narcotics net-  
24 work in Afghanistan, an assessment of the extent to  
25 which the Government of Iran has supported and fa-

1 cilitated or attempted to disrupt the narcotics trade  
2 in Afghanistan.

3 (6) STRATEGIC DECISION-MAKING.—With re-  
4 spect to the strategic decision making of the Govern-  
5 ment of Iran, an assessment of how the threat per-  
6 ceptions of the Government of Iran affect its stra-  
7 tegic decision-making regarding its nuclear program,  
8 and how threats to use force against the Govern-  
9 ment of Iran affect that decision-making process.

10 (7) SANCTIONS AGAINST IRAN.—With regard to  
11 sanctions against Iran, the following:

12 (A) A list of all current United States bi-  
13 lateral and multilateral sanctions against Iran.

14 (B) A description and discussion of United  
15 States diplomatic efforts to enforce bilateral  
16 and multilateral sanctions against Iran and to  
17 strengthen international efforts to enforce such  
18 sanctions.

19 (C) An assessment of the effectiveness of  
20 existing bilateral and multilateral economic  
21 sanctions towards achieving the goals of the  
22 United States with regard to—

23 (i) the Government of Iran;

24 (ii) the Islamic Revolutionary Guard  
25 Corps; and

1 (iii) access of the Iran people to infor-  
2 mation and communications on the Inter-  
3 net.

4 (D) A list of all United States and foreign  
5 registered entities that the Secretary of State  
6 has determined to be engaged in activities in  
7 violation of existing United States bilateral or  
8 multilateral sanctions against Iran.

9 (E) A list of all entities that provide cen-  
10 sorship, surveillance, and other technology to  
11 the Government of Iran that enable the Govern-  
12 ment of Iran to restrict the free flow of infor-  
13 mation or disrupt, monitor, or otherwise restrict  
14 speech in Iran.

15 (F) A summary of United States efforts to  
16 enforce sanctions against Iran, including—

17 (i) a list of all investigations initiated  
18 in the 18-month period ending on the date  
19 of the enactment of this Act that have re-  
20 sulted in a determination that activities  
21 subject to sanctions have occurred;

22 (ii) a description of the actions taken  
23 by the United States Government pursuant  
24 to each such determination; and



1 (iii) a description of the status of out-  
2 standing investigations undertaken under  
3 the Iran Freedom Support Act (Public  
4 Law 109–293) and the procedures in place  
5 to bring such investigations to a conclu-  
6 sion.

7 (8) STUDENT VISAS.—With respect to student  
8 visa policy, an assessment of opportunities for the  
9 United States and Iran to engage in educational ex-  
10 changes, including—

11 (A) opportunities for expanding edu-  
12 cational exchanges for Iranian students to  
13 study in the United States; and

14 (B) the feasibility and advisability of ex-  
15 panding the number and types of visas issued  
16 to Iranians for educational exchanges.

17 (c) PERIOD OF REPORT.—Except as otherwise pro-  
18 vided in this section, the period covered by the report re-  
19 quired by subsection (a) shall be the period beginning on  
20 the date of the submittal of the report required by section  
21 1241 of the National Defense Authorization Act for Fiscal  
22 Year 2010 (Public Law 111–81; 123 Stat. 2537) and end-  
23 ing on the date of the submittal of the report required  
24 by subsection (a).

1 (d) SUBMITTAL OF SIMILAR REPORTS AND MATE-  
2 RIALS.—If any report or other material, whether required  
3 by law or not, submitted to Congress or any committee  
4 of Congress substantially responds to any requirement  
5 contained in this section, such requirement shall be consid-  
6 ered to have been satisfied by including in the report re-  
7 quired by subsection (a) a listing of the title and date of  
8 the other such report or material so submitted.

9 (e) SUBMITTAL IN CLASSIFIED FORM.—To the ex-  
10 tent possible the report required by subsection (a) shall  
11 be submitted in an unclassified format.

12 **SEC. 1235. DEFENSE POLICY BOARD REPORT ON DEPART-**  
13 **MENT OF DEFENSE STRATEGY TO COUNTER**  
14 **VIOLENT EXTREMISM OUTSIDE THE UNITED**  
15 **STATES.**

16 (a) REPORT REQUIRED.—Not later than one year  
17 after the date of the enactment of this Act, the Defense  
18 Policy Board shall submit to the Committees on Armed  
19 Services of the Senate and the House of Representatives  
20 a report on the strategy of the Department of Defense  
21 to counter violent extremism outside the United States.

22 (b) ELEMENTS.—The report required by subsection  
23 (a) shall include, at a minimum, the following:

24 (1) A review of the current strategy, research  
25 activities, resource allocations, and organizational

1 structure of the Department of Defense for coun-  
2 tering violent extremism outside the United States.

3 (2) An analysis of alternatives and options  
4 available to the Department to counter violent extre-  
5 mism outside the United States.

6 (3) An analysis of the current information cam-  
7 paign of the Department against violent extremists  
8 outside the United States.

9 (4) Such recommendations for further action to  
10 address the matters covered by the report as the De-  
11 fense Policy Board considers appropriate.

12 **SEC. 1236. REPORT ON CUBA.**

13 (a) REPORT REQUIRED.—Not later than 180 days  
14 after the date of the enactment of this Act, the Secretary  
15 of Defense shall, in consultation with the Director of Na-  
16 tional Intelligence and the Secretary of State, submit to  
17 the congressional defense committees a report setting  
18 forth the following:

19 (1) A description of any connections between  
20 the Government of Cuba and drug trafficking orga-  
21 nizations in the Western Hemisphere.

22 (2) A description of any economic, intelligence,  
23 or other support provided by the governments of Bo-  
24 livia, Ecuador, or Venezuela to the Government of  
25 Cuba.

1           (3) A description of any agreements or other  
2           arrangements between the Government of Cuba and  
3           the governments currently on the United States list  
4           of state sponsors of terrorism.

5           (4) A description of any activities by the Gov-  
6           ernment of Cuba to develop any biological or cyber  
7           warfare capabilities, including any collaboration with  
8           other countries in the Western Hemisphere for that  
9           purpose.

10          (b) FORM OF REPORT.—The report required by sub-  
11       section (a) shall be submitted in unclassified form, but  
12       may include a classified annex.

13       **SEC. 1237. REPORT ON VENEZUELA.**

14          (a) REPORT REQUIRED.—Not later than 180 days  
15       after the date of the enactment of this Act, the Secretary  
16       of Defense shall, in consultation with the Director of Na-  
17       tional Intelligence and the Secretary of State, submit to  
18       the congressional defense committees a report setting  
19       forth the following:

20               (1) A description of any activities by the Gov-  
21               ernment of Venezuela to supply any terrorist organi-  
22               zation with planning, training, logistics, and lethal  
23               material support.

1           (2) A description of any activities by the Gov-  
2           ernment of Venezuela to provide direct or indirect fi-  
3           nancial assistance to any terrorist organization.

4           (3) A description of any activities by the Gov-  
5           ernment of Venezuela to provide other types of as-  
6           sistance that could provide material support for the  
7           activities of any terrorist organization.

8           (4) A description of any activities or assistance,  
9           including the proliferation of nuclear materials, the  
10          Government of Venezuela is engaged in with or pro-  
11          viding to the governments currently on the United  
12          States list of state sponsors of terrorism.

13          (5) A description of any other activities being  
14          conducted by the Government of Venezuela in the  
15          Western Hemisphere that undermine the national  
16          interest of the United States.

17          (b) TERRORIST ORGANIZATIONS OF PARTICULAR IN-  
18          TEREST.—The report required by subsection (a) shall  
19          focus primarily on, but not be limited, to the following ter-  
20          rorist organizations:

21                (1) Hamas.

22                (2) Hezbollah.

23                (3) The National Liberation Army.

24                (4) The Revolutionary Armed Forces of Colom-  
25          bia

1 (c) FORM OF REPORT.—The report required by sub-  
 2 section (a) shall be submitted in unclassified form, but  
 3 may include a classified annex.

4 **SEC. 1238. REPORT ON THE DISARMAMENT OF THE LORD'S**  
 5 **RESISTANCE ARMY.**

6 (a) SENSE OF SENATE.—It is the sense of the Senate  
 7 that the United States should, consistent with policy es-  
 8 tablished by the Lord's Resistance Army Disarmament  
 9 and Northern Uganda Recovery Act of 2009 (Public Law  
 10 111–172)—

11 (1) work with regional governments toward a  
 12 comprehensive and lasting resolution to the conflict  
 13 in northern Uganda and other areas affected by the  
 14 Lord's Resistance Army;

15 (2) provide political, military, logistics, and in-  
 16 telligence support for multilateral efforts to protect  
 17 civilians from the Lord's Resistance Army;

18 (3) provide, in the continued absence of a nego-  
 19 tiated solution, political, economic, military, logistics,  
 20 and intelligence support to multilateral efforts to ap-  
 21 prehend or remove Joseph Kony and his top com-  
 22 manders from the battlefield and to disarm and de-  
 23 mobilize the remaining Lord's Resistance Army  
 24 fighters; and

1           (4) provide assistance to respond to the human-  
2           itarian needs of populations in northeastern Congo,  
3           southern Sudan, and Central African Republic cur-  
4           rently affected by the activity of the Lord's Resist-  
5           ance Army.

6           (b) REPORT ON STRATEGY TO SUPPORT THE DISAR-  
7           MAMENT OF THE LORD'S RESISTANCE ARMY.—

8           (1) IN GENERAL.—Not later than 90 days after  
9           the date of the enactment of this Act, the Secretary  
10          of Defense shall, in consultation with the Secretary  
11          of State, develop and submit to the Committees on  
12          Armed Services of the Senate and House of Rep-  
13          resentatives a report setting forth a strategy to pro-  
14          vide military, logistics, and intelligence support for  
15          multilateral efforts to mitigate and eliminate the  
16          threat to civilians and regional stability posed by the  
17          Lord's Resistance Army.

18          (2) ELEMENTS.—The strategy required by  
19          paragraph (1) shall include an assessment of the  
20          level of support required to—

21                (A) help strengthen efforts by the United  
22                Nations and regional governments to protect ci-  
23                vilians from attacks by the Lord's Resistance  
24                Army;

1 (B) apprehend or remove Joseph Kony and  
 2 his top commanders from the battlefield in the  
 3 continued absence of a negotiated solution; and

4 (C) help disarm and demobilize the re-  
 5 maining Lord's Resistance Army fighters.

6 (3) FORM.—The report under this subsection  
 7 shall be submitted in unclassified form, but may in-  
 8 clude a classified annex.

9 **TITLE XIII—COOPERATIVE**  
 10 **THREAT REDUCTION**

11 **SEC. 1301. SPECIFICATION OF COOPERATIVE THREAT RE-**  
 12 **DUCTION PROGRAMS AND FUNDS.**

13 (a) SPECIFICATION OF COOPERATIVE THREAT RE-  
 14 Duction PROGRAMS.—For purposes of section 301 and  
 15 other provisions of this Act, Cooperative Threat Reduction  
 16 programs are the programs specified in section 1501 of  
 17 the National Defense Authorization Act for Fiscal Year  
 18 1997 (50 U.S.C. 2362 note).

19 (b) FISCAL YEAR 2011 COOPERATIVE THREAT RE-  
 20 Duction FUNDS DEFINED.—As used in this title, the  
 21 term “fiscal year 2011 Cooperative Threat Reduction  
 22 funds” means the funds appropriated pursuant to the au-  
 23 thorization of appropriations in section 301 and made  
 24 available by the funding table in section 4301 for Coopera-  
 25 tive Threat Reduction programs.



1       (c) AVAILABILITY OF FUNDS.—Funds appropriated  
2 pursuant to the authorization of appropriations in section  
3 301 and made available by the funding table in section  
4 4301 for Cooperative Threat Reduction programs shall be  
5 available for obligation for fiscal years 2011, 2012, and  
6 2013.

7 **SEC. 1302. FUNDING ALLOCATIONS.**

8       (a) FUNDING FOR SPECIFIC PURPOSES.—Of the  
9 \$522,512,000 authorized to be appropriated to the De-  
10 partment of Defense for fiscal year 2011 in section 301  
11 and made available by the funding table in section 4301  
12 for Cooperative Threat Reduction programs, the following  
13 amounts may be obligated for the purposes specified:

14           (1) For strategic offensive arms elimination in  
15 Russia, \$66,732,000.

16           (2) For strategic nuclear arms elimination in  
17 Ukraine, \$6,800,000.

18           (3) For nuclear weapons storage security in  
19 Russia, \$9,614,000.

20           (4) For nuclear weapons transportation security  
21 in Russia, \$45,000,000.

22           (5) For weapons of mass destruction prolifera-  
23 tion prevention, \$79,821,000.

24           (6) For biological threat reduction in the  
25 former Soviet Union, \$209,034,000.

1           (7) For chemical weapons destruction,  
2       \$3,000,000.

3           (8) For defense and military contacts,  
4       \$5,000,000.

5           (9) For global nuclear lockdown, \$74,471,000.

6           (10) For activities designated as Other Assess-  
7       ments/Administrative Costs, \$23,040,000.

8       (b) REPORT ON OBLIGATION OR EXPENDITURE OF  
9 FUNDS FOR OTHER PURPOSES.—No fiscal year 2011 Co-  
10 operative Threat Reduction funds may be obligated or ex-  
11 pended for a purpose other than a purpose listed in para-  
12 graphs (1) through (10) of subsection (a) until 15 days  
13 after the date that the Secretary of Defense submits to  
14 Congress a report on the purpose for which the funds will  
15 be obligated or expended and the amount of funds to be  
16 obligated or expended. Nothing in the preceding sentence  
17 shall be construed as authorizing the obligation or expend-  
18 iture of fiscal year 2011 Cooperative Threat Reduction  
19 funds for a purpose for which the obligation or expendi-  
20 ture of such funds is specifically prohibited under this title  
21 or any other provision of law.

22       (c) LIMITED AUTHORITY TO VARY INDIVIDUAL  
23 AMOUNTS.—

24           (1) IN GENERAL.—Subject to paragraph (2), in  
25       any case in which the Secretary of Defense deter-

1 mines that it is necessary to do so in the national  
 2 interest, the Secretary may obligate amounts appro-  
 3 priated for fiscal year 2011 for a purpose listed in  
 4 paragraphs (1) through (10) of subsection (a) in ex-  
 5 cess of the specific amount authorized for that pur-  
 6 pose.

7 (2) NOTICE-AND-WAIT REQUIRED.—An obliga-  
 8 tion of funds for a purpose stated in paragraphs (1)  
 9 through (10) of subsection (a) in excess of the spe-  
 10 cific amount authorized for such purpose may be  
 11 made using the authority provided in paragraph (1)  
 12 only after—

13 (A) the Secretary submits to Congress no-  
 14 tification of the intent to do so together with a  
 15 complete discussion of the justification for  
 16 doing so; and

17 (B) 15 days have elapsed following the  
 18 date of the notification.

19 **SEC. 1303. LIMITATION ON USE OF FUNDS FOR ESTABLISH-**  
 20 **MENT OF CENTERS OF EXCELLENCE IN**  
 21 **COUNTRIES OUTSIDE OF THE FORMER SO-**  
 22 **VIET UNION.**

23 None of the fiscal year 2011 Cooperative Threat Re-  
 24 duction funds may be obligated or expended to establish  
 25 a center of excellence in a country that is not a state of

1 the former Soviet Union until the date that is 15 days  
 2 after the date on which the Secretary of Defense submits  
 3 to the congressional defense committees a report that in-  
 4 cludes the following:

5 (1) An identification of the country in which  
 6 the center will be located.

7 (2) A description of the purpose for which the  
 8 center will be established.

9 (3) The agreement under which the center will  
 10 operate.

11 (4) A funding plan for the center, including—

12 (A) the amount of funds to be provided by  
 13 the government of the country in which the cen-  
 14 ter will be located; and

15 (B) the percentage of the total cost of es-  
 16 tablishing and operating the center the funds  
 17 described in subparagraph (A) will cover.

18 **SEC. 1304. PLAN FOR NONPROLIFERATION, PROLIFERA-**  
 19 **TION PREVENTION, AND THREAT REDUCTION**  
 20 **ACTIVITIES WITH THE PEOPLE'S REPUBLIC**  
 21 **OF CHINA.**

22 (a) IN GENERAL.—Not later than March 1, 2011, the  
 23 Secretary of Defense and Secretary of Energy shall jointly  
 24 submit to the congressional defense committees a plan to  
 25 carry out activities relating to nonproliferation, prolifera-

tion prevention, and threat reduction with the Government of the People's Republic of China during fiscal years 2011 through 2016.

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

(1) A description of the activities to be carried out under the plan.

(2) A description of milestones and goals for such activities.

(3) An estimate of the annual cost of such activities.

(4) An estimate of the amount of the total cost of such activities to be provided by the Government of the People's Republic of China.

## **TITLE XIV—OTHER AUTHORIZATIONS**

### **Subtitle A—Military Programs**

#### **SEC. 1401. WORKING CAPITAL FUNDS.**

Funds are hereby authorized to be appropriated for fiscal year 2011 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, as specified in the funding table in section 4401.

1 **SEC. 1402. NATIONAL DEFENSE SEALIFT FUND.**

2 Funds are hereby authorized to be appropriated for  
3 fiscal year 2011 for the National Defense Sealift Fund,  
4 as specified in the funding table in section 4401.

5 **SEC. 1403. DEFENSE HEALTH PROGRAM.**

6 Funds are hereby authorized to be appropriated for  
7 the Department of Defense for fiscal year 2011 for ex-  
8 penses, not otherwise provided for, for the Defense Health  
9 Program, as specified in the funding table in section 4401.

10 **SEC. 1404. CHEMICAL AGENTS AND MUNITIONS DESTRUC-**  
11 **TION, DEFENSE.**

12 (a) AUTHORIZATION OF APPROPRIATIONS.—Funds  
13 are hereby authorized to be appropriated for the Depart-  
14 ment of Defense for fiscal year 2011 for expenses, not oth-  
15 erwise provided for, for Chemical Agents and Munitions  
16 Destruction, Defense, as specified in the funding table in  
17 section 4401.

18 (b) USE.—Amounts authorized to be appropriated  
19 under subsection (a) are authorized for—

20 (1) the destruction of lethal chemical agents  
21 and munitions in accordance with section 1412 of  
22 the Department of Defense Authorization Act, 1986  
23 (50 U.S.C. 1521), as amended by section 1411 of  
24 this Act; and

1           (2) the destruction of chemical warfare materiel  
 2           of the United States that is not covered by section  
 3           1412 of such Act.

4 **SEC. 1405. DRUG INTERDICTION AND COUNTER-DRUG AC-**  
 5 **TIVITIES, DEFENSE-WIDE.**

6           Funds are hereby authorized to be appropriated for  
 7 the Department of Defense for fiscal year 2011 for ex-  
 8 penses, not otherwise provided for, for Drug Interdiction  
 9 and Counter-Drug Activities, Defense-wide, as specified in  
 10 the funding table in section 4401.

11 **SEC. 1406. DEFENSE INSPECTOR GENERAL.**

12           Funds are hereby authorized to be appropriated for  
 13 the Department of Defense for fiscal year 2011 for ex-  
 14 penses, not otherwise provided for, for the Office of the  
 15 Inspector General of the Department of Defense, as speci-  
 16 fied in the funding table in section 4401.

17                           **Subtitle B—Chemical**  
 18                           **Demilitarization Matters**

19 **SEC. 1411. CONSOLIDATION AND REORGANIZATION OF**  
 20 **STATUTORY AUTHORITY FOR DESTRUCTION**  
 21 **OF UNITED STATES STOCKPILE OF LETHAL**  
 22 **CHEMICAL AGENTS AND MUNITIONS.**

23           (a) RESTATEMENT OF STATUTORY AUTHORITY  
 24 WITH CONSOLIDATION AND REORGANIZATION.—Section

1 1412 of the National Defense Authorization Act, 1986 (50  
2 U.S.C. 1521) is amended to read as follows:

3 **“SEC. 1412. DESTRUCTION OF EXISTING STOCKPILE OF LE-**  
4 **THAL CHEMICAL AGENTS AND MUNITIONS.**

5 “(a) IN GENERAL.—The Secretary of Defense shall,  
6 in accordance with the provisions of this section, carry out  
7 the destruction of the United States’ stockpile of lethal  
8 chemical agents and munitions that exists on November  
9 8, 1985.

10 “(b) DATE FOR COMPLETION.—(1) The destruction  
11 of such stockpile shall be completed by the stockpile elimi-  
12 nation deadline.

13 “(2) If the Secretary of Defense determines at any  
14 time that there will be a delay in meeting the requirement  
15 in paragraph (1) for the completion of the destruction of  
16 chemical weapons by the stockpile elimination deadline,  
17 the Secretary shall immediately notify the Committee on  
18 Armed Services of the Senate and the Committee on  
19 Armed Services of the House of Representatives of that  
20 projected delay.

21 “(3) For purposes of this section, the term ‘stockpile  
22 elimination deadline’ means the deadline established by  
23 the Chemical Weapons Convention, but not later than De-  
24 cember 31, 2017.



1       “(c) INITIATION OF DEMILITARIZATION OPER-  
2     ATIONS.—The Secretary of Defense may not initiate de-  
3     struction of the chemical munitions stockpile stored at a  
4     site until the following support measures are in place:

5               “(1) Support measures that are required by De-  
6     partment of Defense and Army chemical surety and  
7     security program regulations.

8               “(2) Support measures that are required by the  
9     general and site chemical munitions demilitarization  
10    plans specific to that installation.

11              “(3) Support measures that are required by the  
12    permits required by the Solid Waste Disposal Act  
13    (42 U.S.C. 6901 et seq.) and the Clean Air Act (42  
14    U.S.C. 7401 et seq.) for chemical munitions demili-  
15    tarization operations at that installation, as ap-  
16    proved by the appropriate State regulatory agencies.

17       “(d) ENVIRONMENTAL PROTECTION AND USE OF  
18    FACILITIES.—(1) In carrying out the requirement of sub-  
19    section (a), the Secretary of Defense shall provide for—

20              “(A) maximum protection for the environment,  
21    the general public, and the personnel who are in-  
22    volved in the destruction of the lethal chemical  
23    agents and munitions referred to in subsection (a),  
24    including but not limited to the use of technologies

1       and procedures that will minimize risk to the public  
2       at each site; and

3               “(B) adequate and safe facilities designed solely  
4       for the destruction of lethal chemical agents and  
5       munitions.

6       “(2) Facilities constructed to carry out this section  
7       shall, when no longer needed for the purposes for which  
8       they were constructed, be disposed of in accordance with  
9       applicable laws and regulations and mutual agreements  
10      between the Secretary of the Army and the Governor of  
11      the State in which the facility is located.

12       “(3)(A) Facilities constructed to carry out this sec-  
13      tion may not be used for a purpose other than the destruc-  
14      tion of the stockpile of lethal chemical agents and muni-  
15      tions that exists on November 8, 1985.

16       “(B) The prohibition in subparagraph (A) shall not  
17      apply with respect to items designated by the Secretary  
18      of Defense as lethal chemical agents, munitions, or related  
19      materials after November 8, 1985, if the State in which  
20      a destruction facility is located issues the appropriate per-  
21      mit or permits for the destruction of such items at the  
22      facility.

23       “(e) GRANTS AND COOPERATIVE AGREEMENTS.—  
24      (1)(A) In order to carry out subsection (d)(1)(A), the Sec-  
25      retary of Defense may make grants to State and local gov-

1 ernments and to tribal organizations (either directly or  
2 through the Federal Emergency Management Agency) to  
3 assist those governments and tribal organizations in car-  
4 rying out functions relating to emergency preparedness  
5 and response in connection with the disposal of the lethal  
6 chemical agents and munitions referred to in subsection  
7 (a). Funds available to the Department of Defense for the  
8 purpose of carrying out this section may be used for such  
9 grants.

10 “(B) Additionally, the Secretary may provide funds  
11 through cooperative agreements with State and local gov-  
12 ernments, and with tribal organizations, for the purpose  
13 of assisting them in processing, approving, and overseeing  
14 permits and licenses necessary for the construction and  
15 operation of facilities to carry out this section. The Sec-  
16 retary shall ensure that funds provided through such a  
17 cooperative agreement are used only for the purpose set  
18 forth in the preceding sentence.

19 “(C) In this paragraph, the term ‘tribal organization’  
20 has the meaning given that term in section 4(l) of the In-  
21 dian Self-Determination and Education Assistance Act  
22 (25 U.S.C. 450b(l)).

23 “(2)(A) In coordination with the Secretary of the  
24 Army and in accordance with agreements between the Sec-  
25 retary of the Army and the Administrator of the Federal

1 Emergency Management Agency, the Administrator shall  
2 carry out a program to provide assistance to State and  
3 local governments in developing capabilities to respond to  
4 emergencies involving risks to the public health or safety  
5 within their jurisdictions that are identified by the Sec-  
6 retary as being risks resulting from—

7           “(i) the storage of lethal chemical agents and  
8           munitions referred to in subsection (a) at military  
9           installations in the continental United States; or

10           “(ii) the destruction of such agents and muni-  
11           tions at facilities referred to in subsection (d)(1)(B).

12           “(B) Assistance may be provided under this para-  
13 graph for capabilities to respond to emergencies involving  
14 an installation or facility as described in subparagraph (A)  
15 until the earlier of the following:

16           “(i) The date of the completion of all grants  
17           and cooperative agreements with respect to the in-  
18           stallation or facility for purposes of this paragraph  
19           between the Federal Emergency Management Agen-  
20           cy and the State and local governments concerned.

21           “(ii) The date that is 180 days after the date  
22           of the completion of the destruction of lethal chem-  
23           ical agents and munitions at the installation or facil-  
24           ity.

1       “(C) Not later than December 15 of each year, the  
2 Administrator shall transmit a report to Congress on the  
3 activities carried out under this paragraph during the fis-  
4 cal year preceding the fiscal year in which the report is  
5 submitted.

6       “(f) REQUIREMENT FOR STRATEGIC PLAN.—(1) The  
7 Under Secretary of Defense for Acquisition, Technology,  
8 and Logistics and the Secretary of the Army shall jointly  
9 prepare, and from time to time shall update as appro-  
10 priate, a strategic plan for future activities for destruction  
11 of the United States’ stockpile of lethal chemical agents  
12 and munitions.

13       “(2) The plan shall include, at a minimum, the fol-  
14 lowing considerations:

15               “(A) Realistic budgeting for stockpile destruc-  
16 tion and related support programs.

17               “(B) Contingency planning for foreseeable or  
18 anticipated problems.

19               “(C) A management approach and associated  
20 actions that address compliance with the obligations  
21 of the United States under the Chemical Weapons  
22 Convention and that take full advantage of opportu-  
23 nities to accelerate destruction of the stockpile.

24       “(3) The Secretary of Defense shall each year submit  
25 to the Committee on the Armed Services of the Senate

1 and the Committee on Armed Services of the House of  
2 Representatives the strategic plan as most recently pre-  
3 pared and updated under paragraph (1). Such submission  
4 shall be made each year at the time of the submission to  
5 the Congress that year of the President's budget for the  
6 next fiscal year.

7       “(g) MANAGEMENT ORGANIZATION.—(1) In carrying  
8 out this section, the Secretary of Defense shall provide for  
9 a management organization within the Department of the  
10 Army. The Secretary of the Army shall be responsible for  
11 management of the destruction of agents and munitions  
12 at all sites except Blue Grass Army Depot, Kentucky, and  
13 Pueblo Chemical Depot, Colorado

14       “(2) The program manager for the Assembled Chem-  
15 ical Weapons Alternative Program shall be responsible for  
16 management of the construction, operation, and closure,  
17 and any contracting relating thereto, of chemical demili-  
18 tarization activities at Bluegrass Army Depot, Kentucky,  
19 and Pueblo Army Depot, Colorado, including management  
20 of the pilot-scale facility phase of the alternative tech-  
21 nology selected for the destruction of lethal chemical muni-  
22 tions. In performing such management, the program man-  
23 ager shall act independently of the Army program man-  
24 ager for Chemical Demilitarization and shall report to the

1 Under Secretary of Defense for Acquisition, Technology,  
2 and Logistics

3 “(3) The Secretary of Defense shall designate a gen-  
4 eral officer or civilian equivalent as the director of the  
5 management organization established under paragraph  
6 (1). Such officer shall have—

7 “(A) experience in the acquisition, storage, and  
8 destruction of chemical agents and munitions; and

9 “(B) outstanding qualifications regarding safety  
10 in handling chemical agents and munitions.

11 “(h) IDENTIFICATION OF FUNDS.—(1) Funds for  
12 carrying out this section, including funds for military con-  
13 struction projects necessary to carry out this section, shall  
14 be set forth in the budget of the Department of Defense  
15 for any fiscal year as a separate account. Such funds shall  
16 not be included in the budget accounts for any military  
17 department.

18 “(2) Amounts appropriated to the Secretary of De-  
19 fense for the purpose of carrying out subsection (e) shall  
20 be promptly made available to the Administrator of the  
21 Federal Emergency Management Agency.

22 “(i) ANNUAL REPORTS.—(1) Except as provided by  
23 paragraph (3), the Secretary of Defense shall transmit,  
24 by December 15 each year, a report to Congress on the  
25 activities carried out under this section during the fiscal

1 year ending on September 30 of the calendar year in which  
2 the report is to be made.

3 “(2) Each annual report shall include the following:

4 “(A) A site-by-site description of the construc-  
5 tion, equipment, operation, and dismantling of facili-  
6 ties (during the fiscal year for which the report is  
7 made) used to carry out the destruction of agents  
8 and munitions under this section, including any acci-  
9 dents or other unplanned occurrences associated  
10 with such construction and operation.

11 “(B) A site-by-site description of actions taken  
12 to assist State and local governments (either directly  
13 or through the Federal Emergency Management  
14 Agency) in carrying out functions relating to emer-  
15 gency preparedness and response in accordance with  
16 subsection (e).

17 “(C) An accounting of all funds expended (dur-  
18 ing such fiscal year) for activities carried out under  
19 this section, with a separate accounting for amounts  
20 expended for—

21 “(i) the construction of and equipment for  
22 facilities used for the destruction of agents and  
23 munitions;

24 “(ii) the operation of such facilities;



1           “(iii) the dismantling or other closure of  
2 such facilities;

3           “(iv) research and development;

4           “(v) program management;

5           “(vi) travel and associated travel costs for  
6 Citizens’ Advisory Commissioners under sub-  
7 section (m)(7); and

8           “(vii) grants to State and local govern-  
9 ments to assist those governments in carrying  
10 out functions relating to emergency prepared-  
11 ness and response in accordance with sub-  
12 section (e).

13          “(D) An assessment of the safety status and  
14 the integrity of the stockpile of lethal chemical  
15 agents and munitions subject to this section, includ-  
16 ing—

17           “(i) an estimate on how much longer that  
18 stockpile can continue to be stored safely;

19           “(ii) a site-by-site assessment of the safety  
20 of those agents and munitions; and

21           “(iii) a description of the steps taken (to  
22 the date of the report) to monitor the safety  
23 status of the stockpile and to mitigate any fur-  
24 ther deterioration of that status.

1       “(3) The Secretary shall transmit the final report  
2 under paragraph (1) not later than 120 days following the  
3 completion of activities under this section.

4       “(j) SEMIANNUAL REPORTS.—(1) Not later than  
5 March 1 and September 1 each year until the year in  
6 which the United States completes the destruction of its  
7 entire stockpile of chemical weapons under the terms of  
8 the Chemical Weapons Convention, the Secretary of De-  
9 fense shall submit to the members and committees of Con-  
10 gress referred to in paragraph (3) a report on the imple-  
11 mentation by the United States of its chemical weapons  
12 destruction obligations under the Chemical Weapons Con-  
13 vention.

14       “(2) Each report under paragraph (1) shall include  
15 the following:

16           “(A) The anticipated schedule at the time of  
17 such report for the completion of destruction of  
18 chemical agents, munitions, and materiel at each  
19 chemical weapons demilitarization facility in the  
20 United States.

21           “(B) A description of the options and alter-  
22 natives for accelerating the completion of chemical  
23 weapons destruction at each such facility, particu-  
24 larly in time to meet the stockpile elimination dead-  
25 line.

1           “(C) A description of the funding required to  
2           achieve each of the options for destruction described  
3           under subparagraph (B), and a detailed life-cycle  
4           cost estimate for each of the affected facilities in-  
5           cluded in each such funding profile.

6           “(D) A description of all actions being taken by  
7           the United States to accelerate the destruction of its  
8           entire stockpile of chemical weapons, agents, and  
9           materiel in order to meet the current stockpile elimi-  
10          nation deadline under the Chemical Weapons Con-  
11          vention of April 29, 2012, or as soon thereafter as  
12          possible.

13          “(3) The members and committees of Congress re-  
14          ferred to in this paragraph are—

15               “(A) the majority leader and the minority lead-  
16               er of the Senate and the Committee on Armed Serv-  
17               ices and the Committee on Appropriations of the  
18               Senate; and

19               “(B) the Speaker of the House of Representa-  
20               tives, the majority leader and the minority leader of  
21               the House of Representatives, and the Committee on  
22               Armed Services and the Committee on Appropria-  
23               tions of the House of Representatives.

24          “(k) AUTHORIZED USE OF TOXIC CHEMICALS.—  
25          Consistent with United States obligations under the

1 Chemical Weapons Convention, the Secretary of Defense  
2 may develop, produce, otherwise acquire, retain, transfer,  
3 and use toxic chemicals and their precursors for purposes  
4 not prohibited by the Chemical Weapons Convention if the  
5 types and quantities of such chemicals and precursors are  
6 consistent with such purposes, including for protective  
7 purposes such as protection against toxic chemicals and  
8 protection against chemical weapons.

9 “(l) SURVEILLANCE AND ASSESSMENT PROGRAM.—  
10 The Secretary of Defense shall conduct an ongoing com-  
11 prehensive program of—

12 “(1) surveillance of the existing United States  
13 stockpile of chemical weapons; and

14 “(2) assessment of the condition of the stock-  
15 pile.

16 “(m) CHEMICAL DEMILITARIZATION CITIZENS’ AD-  
17 VISORY COMMISSIONS.—(1)(A) The Secretary of the Army  
18 shall establish a citizens’ commission for each State in  
19 which there is a chemical demilitarization facility under  
20 Army management.

21 “(B) The Assistant Secretary of Defense for Nuclear,  
22 Chemical, and Biological Defense Programs shall establish  
23 a chemical demilitarization citizens’ commission in Colo-  
24 rado and in Kentucky.

1       “(C) Each commission under this subsection shall be  
2 known as the ‘Chemical Demilitarization Citizens’ Advi-  
3 sory Commission’ for the State concerned.

4       “(2)(A) The Secretary of the Army, or the Depart-  
5 ment of Defense with respect to Colorado and Kentucky,  
6 shall provide for a representative to meet with each com-  
7 mission established under this subsection to receive citizen  
8 and State concerns regarding the ongoing program for the  
9 disposal of the lethal chemical agents and munitions in  
10 the stockpile referred to in subsection (a) at each of the  
11 sites with respect to which a commission is established  
12 pursuant to paragraph (1).

13       “(B) The Secretary of the Army shall provide for a  
14 representative from the Office of the Assistant Secretary  
15 of the Army (Acquisition, Logistics, and Technology) to  
16 meet with each commission under Army management.

17       “(C) The Department of Defense shall provide for a  
18 representative from the Office of the Assistant Secretary  
19 of Defense for Nuclear, Chemical, and Biological Defense  
20 Programs to meet with the commissions in Colorado and  
21 Kentucky.

22       “(3)(A) Each commission under this subsection shall  
23 be composed of nine members appointed by the Governor  
24 of the State. Seven of such members shall be citizens from  
25 the local affected areas in the State. The other two shall

1 be representatives of State government who have direct  
2 responsibilities related to the chemical demilitarization  
3 program.

4 “(B) For purposes of this paragraph, affected areas  
5 are those areas located within a 50-mile radius of a chem-  
6 ical weapons storage site.

7 “(4) For a period of five years after the termination  
8 of any commission under this subsection, no corporation,  
9 partnership, or other organization in which a member of  
10 that commission, a spouse of a member of that commis-  
11 sion, or a natural or adopted child of a member of that  
12 commission has an ownership interest may be awarded—

13 “(A) a contract related to the disposal of lethal  
14 chemical agents or munitions in the stockpile re-  
15 ferred to in subsection (a); or

16 “(B) a subcontract under such a contract.

17 “(5) The members of each commission under this  
18 subsection shall designate the chair of such commission  
19 from among the members of such commission.

20 “(6) Each commission under this subsection shall  
21 meet with a representative from the Army, or the Office  
22 of the Assistant Secretary of Defense for Nuclear, Chem-  
23 ical, and Biological Defense Programs with respect to the  
24 commissions in Colorado and Kentucky, upon joint agree-  
25 ment between the chair of such commission and that rep-

1 resentative. The two parties shall meet not less often than  
2 twice a year and may meet more often at their discretion.

3       “(7) Members of each commission under this sub-  
4 section shall receive no pay for their involvement in the  
5 activities of their commissions. Funds appropriated for the  
6 Chemical Stockpile Demilitarization Program may be used  
7 for travel and associated travel costs for commissioners  
8 of commissions under this subsection when such travel is  
9 conducted at the invitation of the Assistant Secretary of  
10 the Army (Acquisition, Logistics, and Technology) or the  
11 invitation of the Assistant Secretary of Defense for Nu-  
12 clear, Chemical, and Biological Defense Programs for the  
13 commissions in Colorado and Kentucky.

14       “(8) Each commission under this subsection shall be  
15 terminated after the closure activities required pursuant  
16 to regulations prescribed by the Administrator of the En-  
17 vironmental Protection Agency pursuant to the Solid  
18 Waste Disposal Act (42 U.S.C. 6901 et seq.) have been  
19 completed for the chemical agent destruction facility in  
20 such commission’s State, or upon the request of the Gov-  
21 ernor of such commission’s State, whichever occurs first.

22       “(n) INCENTIVE CLAUSES IN CHEMICAL DEMILI-  
23 TARIZATION CONTRACTS.—(1)(A) The Secretary of De-  
24 fense may, for the purpose specified in paragraph (B), au-  
25 thorize the inclusion of an incentives clause in any con-

1 tract for the destruction of the United States stockpile of  
2 lethal chemical agents and munitions carried out pursuant  
3 to subsection (a).

4 “(B) The purpose of a clause referred to in subpara-  
5 graph (A) is to provide the contractor for a chemical de-  
6 militarization facility an incentive to accelerate the safe  
7 elimination of the United States chemical weapons stock-  
8 pile and to reduce the total cost of the Chemical Demili-  
9 tarization Program by providing incentive payments for  
10 the early completion of destruction operations and the clo-  
11 sure of such facility.

12 “(2)(A) An incentives clause under this subsection  
13 shall permit the contractor for the chemical demilitariza-  
14 tion facility concerned the opportunity to earn incentive  
15 payments for the completion of destruction operations and  
16 facility closure activities within target incentive ranges  
17 specified in such clause.

18 “(B) The maximum incentive payment under an in-  
19 centives clause with respect to a chemical demilitarization  
20 facility may not exceed the following amounts:

21 “(i) In the case of an incentive payment for the  
22 completion of destruction operations within the tar-  
23 get incentive range specified in such clause,  
24 \$110,000,000.



1           “(ii) In the case of an incentive payment for the  
2           completion of facility closure activities within the  
3           target incentive range specified in such clause,  
4           \$55,000,000.

5           “(C) An incentives clause in a contract under this  
6           section shall specify the target incentive ranges of costs  
7           for completion of destruction operations and facility clo-  
8           sure activities, respectively, as jointly agreed upon by the  
9           contracting officer and the contractor concerned. An in-  
10          centives clause shall require a proportionate reduction in  
11          the maximum incentive payment amounts in the event  
12          that the contractor exceeds an agreed-upon target cost if  
13          such excess costs are the responsibility of the contractor.

14          “(D) The amount of the incentive payment earned  
15          by a contractor for a chemical demilitarization facility  
16          under an incentives clause under this subsection shall be  
17          based upon a determination by the Secretary on how early  
18          in the target incentive range specified in such clause de-  
19          struction operations or facility closure activities, as the  
20          case may be, are completed.

21          “(E) The provisions of any incentives clause under  
22          this subsection shall be consistent with the obligation of  
23          the Secretary of Defense under subsection (d)(1)(A), to  
24          provide for maximum protection for the environment, the

1 general public, and the personnel who are involved in the  
2 destruction of the lethal chemical agents and munitions.

3 “(F) In negotiating the inclusion of an incentives  
4 clause in a contract under this subsection, the Secretary  
5 may include in such clause such additional terms and con-  
6 ditions as the Secretary considers appropriate.

7 “(3)(A) No payment may be made under an incen-  
8 tives clause under this subsection unless the Secretary de-  
9 termines that the contractor concerned has satisfactorily  
10 performed its duties under such incentives clause.

11 “(B) An incentives clause under this subsection shall  
12 specify that the obligation of the Government to make  
13 payment under such incentives clause is subject to the  
14 availability of appropriations for that purpose. Amounts  
15 appropriated for Chemical Agents and Munitions Destruc-  
16 tion, Defense, shall be available for payments under incen-  
17 tives clauses under this subsection.

18 “(o) DEFINITIONS.—In this section:

19 “(1) The term ‘chemical agent and munition’  
20 means an agent or munition that, through its chem-  
21 ical properties, produces lethal or other damaging ef-  
22 fects on human beings, except that such term does  
23 not include riot control agents, chemical herbicides,  
24 smoke and other obscuration materials.

1           “(2) The term ‘Chemical Weapons Convention’  
 2           means the Convention on the Prohibition of Develop-  
 3           ment, Production, Stockpiling and Use of Chemical  
 4           Weapons and on Their Destruction, with annexes,  
 5           done at Paris, January 13, 1993, and entered into  
 6           force April 29, 1997 (T. Doc. 103–21).

7           “(3) The term ‘lethal chemical agent and muni-  
 8           tion’ means a chemical agent or munition that is de-  
 9           signed to cause death, through its chemical prop-  
 10          erties, to human beings in field concentrations.

11          “(4) The term ‘destruction’ means, with respect  
 12          to chemical munitions or agents—

13               “(A) the demolition of such munitions  
 14               or agents by incineration or by any other  
 15               means; or

16               “(B) the dismantling or other disposal of  
 17               such munitions or agents so as to make them  
 18               useless for military purposes and harmless to  
 19               human beings under normal circumstances.”.

20          (b) REPEAL OF LAWS RESTATED IN SECTION 1412  
 21          AND OBSOLETE PROVISIONS OF LAW.—The following pro-  
 22          visions of law are repealed:

23               (1) Section 125 of the National Defense Au-  
 24          thorization Act for Fiscal Years 1988 and 1989

1 (Public Law 100–180; 101 Stat. 1043; 50 U.S.C.  
2 1521 note).

3 (2) Sections 172, 174, 175, and 180 of the Na-  
4 tional Defense Authorization Act for Fiscal Year  
5 1993 (Public Law 102–484; 106 Stat. 2341; 50  
6 U.S.C. 1521 note).

7 (3) Section 152 of the National Defense Au-  
8 thorization Act for Fiscal Year 1996 (50 U.S.C.  
9 1521 note).

10 (4) Section 8065 of the Omnibus Consolidated  
11 Appropriations Act, 1997 (50 U.S.C. 1521 note).

12 (5) Section 142 of the Strom Thurmond Na-  
13 tional Defense Authorization Act for Fiscal Year  
14 1999 (50 U.S.C. 1521 note).

15 (6) Section 141 of the National Defense Au-  
16 thorization Act for Fiscal Year 2000 (Public Law  
17 106–65; 113 Stat. 537; 50 U.S.C. 1521 note).

18 (7) Section 8122 of the Department of Defense  
19 Appropriations Act, 2003 (Public Law 107–248;  
20 116 Stat. 1566; 50 U.S.C. 1521 note).

21 (8) Section 923 of the John Warner National  
22 Defense Authorization Act for Fiscal Year 2007  
23 (Public Law 109–364; 120 Stat. 2360; 50 U.S.C.  
24 1521 note).

1 (9) Section 8119 of the Department of Defense  
 2 Appropriations Act, 2008 (Public Law 110–116;  
 3 121 Stat. 1340; 50 U.S.C. 1521 note).

4 (10) Section 922(c) of the National Defense  
 5 Authorization Act for Fiscal Year 2008 (Public Law  
 6 110–181; 122 Stat. 283; 50 U.S.C. 1521 note).

## 7 **Subtitle C—Other Matters**

### 8 **SEC. 1421. AUTHORITY FOR TRANSFER OF FUNDS TO JOINT** 9 **DEPARTMENT OF DEFENSE–DEPARTMENT OF** 10 **VETERANS AFFAIRS MEDICAL FACILITY DEM-** 11 **ONSTRATION FUND FOR CAPTAIN JAMES A.** 12 **LOVELL HEALTH CARE CENTER, ILLINOIS.**

13 (a) AUTHORITY FOR TRANSFER OF FUNDS.—Funds  
 14 authorized to be appropriated by section 1403 and avail-  
 15 able for Defense Health Program for operation and main-  
 16 tenance as specified in the funding table in section 4401  
 17 may be transferred by the Secretary of Defense to the  
 18 Joint Department of Defense–Department of Veterans Af-  
 19 fairs Medical Facility Demonstration Fund established by  
 20 subsection (a)(1) of section 1704 of the National Defense  
 21 Authorization Act for Fiscal Year 2010 (Public Law 111–  
 22 84; 123 Stat. 2571). For purposes of subsection (a)(2)  
 23 of such section 1704, any funds so transferred shall be  
 24 treated as amounts authorized and appropriated for the  
 25 Department of Defense specifically for such transfer.

1 (b) USE OF TRANSFERRED FUNDS.—For purposes  
 2 of subsection (b) of such section 1704, facility operations  
 3 for which funds transferred under subsection (a) may be  
 4 used are operations of the Captain James A. Lovell Fed-  
 5 eral Health Care Center, consisting of the North Chicago  
 6 Veterans Affairs Medical Center, the Navy Ambulatory  
 7 Care Center, and supporting facilities designated as a  
 8 combined Federal medical facility under an operational  
 9 agreement pursuant to section 706 of the Duncan Hunter  
 10 National Defense Authorization Act for Fiscal Year 2009  
 11 (Public Law 110–417; 122 Stat. 455).

12 **TITLE XV—OVERSEAS**  
 13 **CONTINGENCY OPERATIONS**

14 **SEC. 1500. PURPOSE.**

15 The purpose of this title is to authorize appropria-  
 16 tions for the Department of Defense for fiscal year 2011  
 17 to provide additional funding for overseas contingency op-  
 18 erations of the Department of Defense in that fiscal year.

19 **Subtitle A—Authorization of**  
 20 **Additional Appropriations**

21 **SEC. 1501. PROCUREMENT.**

22 Funds are hereby authorized to be appropriated for  
 23 fiscal year 2011 for procurement accounts for the Army,  
 24 the Navy and the Marine Corps, the Air Force, and De-

1 fense-wide activities, as specified in the funding table in  
2 section 4102.

3 **SEC. 1502. RESEARCH, DEVELOPMENT, TEST, AND EVALUA-**  
4 **TION.**

5 Funds are hereby authorized to be appropriated for  
6 fiscal year 2011 for the use of the Department of Defense  
7 for research, development, test, and evaluation, as speci-  
8 fied in the funding table in section 4202.

9 **SEC. 1503. OPERATION AND MAINTENANCE.**

10 Funds are hereby authorized to be appropriated for  
11 fiscal year 2011 for the use of the Armed Forces and other  
12 activities and agencies of the Department of Defense for  
13 expenses, not otherwise provided for, for operation and  
14 maintenance, as specified in the funding table in section  
15 4302.

16 **SEC. 1504. MILITARY PERSONNEL.**

17 Funds are hereby authorized to be appropriated for  
18 fiscal year 2011 for the Department of Defense for mili-  
19 tary personnel in the amount of \$15,275,502,000.

20 **SEC. 1505. WORKING CAPITAL FUNDS.**

21 Funds are hereby authorized to be appropriated for  
22 fiscal year 2011 for the use of the Armed Forces and other  
23 activities and agencies of the Department of Defense for  
24 providing capital for working capital and revolving funds,  
25 as specified in the funding table in section 4402.

1 **SEC. 1506. DEFENSE HEALTH PROGRAM.**

2 Funds are hereby authorized to be appropriated for  
3 the Department of Defense for fiscal year 2011 for ex-  
4 penses, not otherwise provided for, for the Defense Health  
5 Program, as specified in the funding table in section 4402.

6 **SEC. 1507. DRUG INTERDICTION AND COUNTER-DRUG AC-**  
7 **TIVITIES, DEFENSE-WIDE.**

8 Funds are hereby authorized to be appropriated for  
9 the Department of Defense for fiscal year 2011 for ex-  
10 penses, not otherwise provided for, for Drug Interdiction  
11 and Counter-Drug Activities, Defense-wide, as specified in  
12 the funding table in section 4402.

13 **SEC. 1508. DEFENSE INSPECTOR GENERAL.**

14 Funds are hereby authorized to be appropriated for  
15 the Department of Defense for fiscal year 2011 for ex-  
16 penses, not otherwise provided for, for the Office of the  
17 Inspector General of the Department of Defense, as speci-  
18 fied in the funding table in section 4402.

19 **Subtitle B—Financial Matters**

20 **SEC. 1521. TREATMENT AS ADDITIONAL AUTHORIZATIONS.**

21 The amounts authorized to be appropriated by this  
22 title are in addition to amounts otherwise authorized to  
23 be appropriated by this Act.

24 **SEC. 1522. SPECIAL TRANSFER AUTHORITY.**

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



1           (1) AUTHORITY.—Upon determination by the  
2       Secretary of Defense that such action is necessary in  
3       the national interest, the Secretary may transfer  
4       amounts of authorizations made available to the De-  
5       partment of Defense in this title for fiscal year 2011  
6       between any such authorizations for that fiscal year  
7       (or any subdivisions thereof). Amounts of authoriza-  
8       tions so transferred shall be merged with and be  
9       available for the same purposes as the authorization  
10      to which transferred.

11          (2) LIMITATION.—The total amount of author-  
12      izations that the Secretary may transfer under the  
13      authority of this subsection may not exceed  
14      \$4,000,000,000.

15      (b) TERMS AND CONDITIONS.—Transfers under this  
16      section shall be subject to the same terms and conditions  
17      as transfers under section 1001.

18      (c) ADDITIONAL AUTHORITY.—The transfer author-  
19      ity provided by this section is in addition to the transfer  
20      authority provided under section 1001.

## **Subtitle C—Other Matters**

**SEC. 1531. AVAILABILITY OF AMOUNTS IN OVERSEAS CONTINGENCY OPERATIONS TRANSFER FUND SOLELY FOR DETAINEE OPERATIONS AT UNITED STATES NAVAL STATION, GUANTANAMO BAY, CUBA.**

Of the amount authorized to be appropriated by section 1503 and available for the Overseas Contingency Operations Transfer Fund as specified in the funding table in section 4302, not more than \$105,000,000 shall be available solely for detainee operations at United States Naval Station, Guantanamo Bay, Cuba.

**SEC. 1532. LIMITATIONS ON AVAILABILITY OF FUNDS IN AFGHANISTAN SECURITY FORCES FUND.**

(a) LIMITATIONS.—

(1) IN GENERAL.—Funds authorized to be appropriated by section 1507 and available for the Afghanistan Security Forces Fund as specified in the funding table in section 4302 shall be subject to the conditions contained in subsections (b), (c), (e), (f), and (g) of section 1513 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110–181; 122 Stat. 428), as amended by subsections (b), (c), and (d) of this section.

1           (2) PROHIBITION ON TRANSFER OF FUNDS.—  
2       Funds described in paragraph (1) shall not be sub-  
3       ject to transfer pursuant to the authority in sub-  
4       section (d) of section 1513 of the National Defense  
5       Authorization Act for Fiscal Year 2008.

6       (b) AVAILABILITY OF FUNDS FOR NON-INTEL-  
7       LIGENCE ACTIVITIES.—Subsection (b)(1) of section 1513  
8       of the National Defense Authorization Act for Fiscal Year  
9       2008 is amended by striking the period at the end and  
10      inserting the following: “, including those forces and per-  
11      sonnel of Afghan ministries assigned to or in support of  
12      the Major Crimes Task Force.”.

13      (c) MODIFICATION OF PRIOR NOTICE TO CONGRESS  
14      ON USE OF FUNDS.—Subsection (e) of such section is  
15      amended by striking “five days” and inserting “15 days”.

16      (d) TREATMENT OF CERTAIN REPORTS AS SATIS-  
17      FYING REQUIREMENT FOR QUARTERLY REPORTS ON USE  
18      OF FUNDS.—Subsection (g) of such section is amended—

19           (1) by striking “(g) QUARTERLY REPORTS.—  
20       Not later” and inserting the following:

21       “(g) QUARTERLY REPORTS.—

22           “(1) IN GENERAL.—Not later”; and

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

1           “(2) TREATMENT OF CERTAIN OTHER REPORTS  
2       AS SATISFYING REPORT REQUIREMENTS.—The Sec-  
3       retary may treat a report submitted under section  
4       9010 of the Department of Defense Appropriations  
5       Act, 2010 (Public Law 111–118; 123 Stat. 3466),  
6       or a successor provision of law, with respect to a fis-  
7       cal-year quarter as satisfying the requirements for a  
8       report under paragraph (1) with respect to such fis-  
9       cal-year quarter.”.

10 **SEC. 1533. IRAQ SECURITY FORCES FUND.**

11       (a) USE OF FUNDS.—

12           (1) IN GENERAL.—Funds authorized to be ap-  
13       propriated by section 1507 and available for the Iraq  
14       Security Forces Fund pursuant to the funding table  
15       in section 4302 shall be available to the Secretary of  
16       Defense for the purpose of allowing the Commander,  
17       United States Forces Iraq, to provide assistance to  
18       build the minimum essential capabilities of the secu-  
19       rity forces of the Ministry of Defense and the Min-  
20       istry of Interior of Iraq.

21           (2) TYPES OF ASSISTANCE AUTHORIZED.—As-  
22       sistance provided under this section may include the  
23       provision of equipment, supplies, services, training,  
24       and repair and renovation of facilities and infra-  
25       structure.

1           (3) SECRETARY OF STATE CONCURRENCE.—As-  
2           sistance may be provided under this section only  
3           with the concurrence of the Secretary of State.

4           (b) LIMITATION ON OBLIGATION OF FUNDS PEND-  
5           ING CERTAIN COMMITMENT BY GOVERNMENT OF IRAQ.—

6           (1) LIMITATION.—Of the amount available to  
7           the Iraq Security Forces Fund as described in sub-  
8           section (a), not more than \$500,000,000 may be ob-  
9           ligated until the Secretary of Defense determines  
10          and certifies to Congress that the Government of  
11          Iraq has demonstrated a commitment to each of the  
12          following:

13                (A) To adequately build the logistics and  
14                maintenance capacity of the Iraqi security  
15                forces.

16                (B) To develop the institutional capacity to  
17                manage such forces independently.

18                (C) To develop a culture of sustainment  
19                for equipment provided or acquired with United  
20                States assistance.

21          (2) ADDITIONAL ELEMENTS.—The certification  
22          of the Secretary under paragraph (1) shall include  
23          a description of any actions taken by the Govern-  
24          ment of Iraq that, in the determination of the Sec-

1       retary, support the determination of the Secretary  
2       under paragraph (1).

3       (c) LIMITATION ON OBLIGATION OF FUNDS PENDING  
4 NOTICE ON PURPOSE OF OBLIGATION.—Funds available  
5 to the Iraq Security Forces Fund as described in sub-  
6 section (a) may not be obligated from the Iraq Security  
7 Forces Fund until fifteen days after the date on which  
8 the Secretary of Defense notifies the congressional defense  
9 committees in writing of the details of the proposed obliga-  
10 tion.

11       (d) AUTHORITY IN ADDITION TO OTHER AUTHORI-  
12 TIES.—The authority to provide assistance under this sec-  
13 tion is in addition to any other authority to provide assist-  
14 ance to foreign nations.

15       (e) CONTRIBUTIONS.—

16           (1) AUTHORITY TO ACCEPT CONTRIBUTIONS.—  
17 Subject to paragraph (2), the Secretary of Defense  
18 may accept contributions of amounts to the Iraq Se-  
19 curity Forces Fund for the purposes provided in  
20 subsection (a) from any person, foreign government,  
21 or international organization. Any amounts so ac-  
22 cepted shall be credited to the Iraq Security Forces  
23 Fund.

24           (2) LIMITATION.—The Secretary may not ac-  
25 cept a contribution under this subsection if the ac-

1        ceptance of the contribution would compromise or  
2        appear to compromise the integrity of any program  
3        of the Department of Defense.

4            (3) USE.—Amounts accepted under this sub-  
5        section shall be available for assistance authorized  
6        by subsection (a).

7            (4) NOTICE TO CONGRESS.—The Secretary  
8        shall notify the congressional defense committees,  
9        the Committee on Foreign Relations of the Senate,  
10       and the Committee on Foreign Affairs of the House  
11       of Representatives, in writing, upon the acceptance  
12       of any contribution under this subsection. Each no-  
13       tice shall specify the source and amount of any  
14       amount so accepted and the use of any amount so  
15       accepted.

16        (f) QUARTERLY REPORTS.—

17            (1) IN GENERAL.—Not later than 30 days after  
18        the end of each fiscal-year quarter, the Secretary of  
19        Defense shall submit to the congressional defense  
20        committees a report summarizing the details of any  
21        obligation of funds from the Iraq Security Forces  
22        Fund during such fiscal-year quarter.

23            (2) TREATMENT OF CERTAIN OTHER REPORTS  
24        AS SATISFYING REPORT REQUIREMENTS.—The Sec-  
25        retary may treat a report submitted under section

1        9010 of the Department of Defense Appropriations  
 2        Act, 2010 (Public Law 111–118; 123 Stat. 3466),  
 3        or a successor provision of law, with respect to a fis-  
 4        cal-year quarter as satisfying the requirements for a  
 5        report under paragraph (1) with respect to such fis-  
 6        cal-year quarter.

7        (g) REPEAL OF SUPERSEDED AUTHORITY.—Effec-  
 8        tive as of October 1, 2010, section 1512 of the National  
 9        Defense Authorization Act for Fiscal Year 2008 (Public  
 10       Law 110–181; 122 Stat. 426) is repealed.

11       **SEC. 1534. PROJECTS OF TASK FORCE FOR BUSINESS AND**  
 12                                **STABILITY OPERATIONS IN AFGHANISTAN**  
 13                                **AND REPORT ON ECONOMIC STRATEGY FOR**  
 14                                **AFGHANISTAN.**

15        (a) PROJECTS OF TASK FORCE FOR BUSINESS AND  
 16        STABILITY OPERATIONS IN AFGHANISTAN.—

17                (1) IN GENERAL.—The Task Force for Busi-  
 18        ness and Stability Operations in Afghanistan may,  
 19        subject to the direction and control of the Secretary  
 20        of Defense, carry out projects in fiscal year 2011 to  
 21        assist the commander of the United States Central  
 22        Command in developing a link between United  
 23        States military operations in Afghanistan under Op-  
 24        eration Enduring Freedom and the economic ele-  
 25        ments of United States national power in order to



1       reduce violence, enhance stability, and restore eco-  
2       nomic normalcy in Afghanistan through strategic  
3       business and economic activities.

4           (2) SCOPE OF PROJECTS.—The projects carried  
5       out under paragraph (1) may include projects that  
6       facilitate private investment, industrial development,  
7       banking and financial system development, agricul-  
8       tural diversification and revitalization, and energy  
9       development in and with respect to Afghanistan.

10          (3) FUNDING.—The Secretary may use funds  
11       available for overseas contingency operations for op-  
12       eration and maintenance for the Army for additional  
13       activities to carry out projects under paragraph (1).  
14       The amount of funds used under authority in the  
15       preceding sentence may not exceed \$150,000,000.

16          (4) REPORT.—Not later than October 31,  
17       2011, the Secretary of Defense shall submit to the  
18       congressional defense committees a report on the ac-  
19       tivities of the Task Force for Business and Stability  
20       Operations in Afghanistan in support of Operation  
21       Enduring Freedom during fiscal year 2011, includ-  
22       ing a description of the projects carried out under  
23       paragraph (1) during that fiscal year.

24          (b) REPORT ON ECONOMIC STRATEGY FOR AFGHANI-  
25       STAN.—

1           (1) REPORT REQUIRED.—Not later than 120  
2       days after the date of the enactment of this Act, the  
3       Secretary of Defense shall, in consultation with the  
4       Secretary of State, submit to the appropriate com-  
5       mittees of Congress a report on a United States eco-  
6       nomic strategy for Afghanistan that—

7                   (A) supports the United States counter-  
8       insurgency campaign in Afghanistan;

9                   (B) promotes economic stabilization in Af-  
10      ghanistan, consistent with a longer-term devel-  
11      opment plan for Afghanistan; and

12                  (C) enhances the establishment of sustain-  
13      able institutions in Afghanistan.

14           (2) ELEMENTS.—The report required by para-  
15      graph (1) shall include the following:

16                  (A) An identification of the sectors within  
17      the Afghanistan economy that offer the greatest  
18      economic opportunities to support the purposes  
19      of the United States economic strategy for Af-  
20      ghanistan set forth under paragraph (1).

21                  (B) An assessment of the capabilities of  
22      the Afghanistan Government to increase rev-  
23      enue generation to meet its own operational and  
24      developmental costs in the short-term, medium-  
25      term, and long-term.

1 (C) An assessment of the infrastructure  
2 (water, power, rail, road) required to underpin  
3 economic development in Afghanistan.

4 (D) A description of the potential role in  
5 the economic strategy for Afghanistan of each  
6 of the following:

7 (i) Private sector investment, includ-  
8 ing investment by and through the Over-  
9 seas Private Investment Corporation.

10 (ii) Efforts to promote public-private  
11 partnerships.

12 (iii) Community development grants,  
13 including through the Afghanistan Na-  
14 tional Solidarity Program, and public  
15 works projects.

16 (iv) The International Bank for Re-  
17 construction and Development and the  
18 Asian Development Bank.

19 (v) Efforts to promote trade, includ-  
20 ing efforts by and through the Export-Im-  
21 port Bank of the United States.

22 (vi) Department of Defense policies to  
23 promote economic stabilization and devel-  
24 opment, including an expanded Afghani-  
25 stan First procurement policy and efforts

1 by the Department to enhance transpor-  
2 tation, electrification, and communications  
3 networks both within Afghanistan and be-  
4 tween Afghanistan and neighboring coun-  
5 tries.

6 (E) An evaluation of the regional dimen-  
7 sion of an economic strategy for Afghanistan,  
8 including a description of economic areas suit-  
9 able for regional collaboration and a  
10 prioritization among such areas for attention  
11 under the strategy.

12 (F) A timeline and milestones for activities  
13 that can promote economic stabilization, devel-  
14 opment, and sustainability in Afghanistan in  
15 the short-term, medium-term, and long-term.

16 (G) Recommendations on the assignment  
17 of responsibilities within the Department of De-  
18 fense, and among the department and agencies  
19 of the Government of the United States, for  
20 carrying out the economic strategy for Afghani-  
21 stan.

22 (H) Metrics for assessing progress under  
23 the economic strategy for Afghanistan.

1           (3) APPROPRIATE COMMITTEES OF CONGRESS  
 2       DEFINED.—In this subsection, the term “appro-  
 3       prium committees of Congress” means—

4           (A) the Committees on Armed Services,  
 5       Foreign Relations, and Appropriations of the  
 6       Senate; and

7           (B) the Committees on Armed Services,  
 8       Foreign Affairs, and Appropriations of the  
 9       House of Representatives.

10 **SEC. 1535. REPORT ON MANAGEMENT CONTROLS AND**  
 11 **OVERSIGHT MECHANISMS FOR THE JOINT**  
 12 **IMPROVISED EXPLOSIVE DEVICE DEFEAT OR-**  
 13 **GANIZATION.**

14       (a) REPORT REQUIRED.—Not later than 90 days  
 15 after the date of the enactment of this Act, the Secretary  
 16 of Defense shall submit to the congressional defense com-  
 17 mittees a report setting forth a review of the current man-  
 18 agement controls and oversight mechanisms for the Joint  
 19 Improvised Explosive Device Defeat Organization.

20       (b) ELEMENTS.—The report required by subsection  
 21 (a) shall include, at a minimum, the following:

22           (1) A description of the current management  
 23 structure and reporting relationships of the Joint  
 24 Improvised Explosive Device Defeat Organization.

1           (2) Such recommendations for modifications to  
2           the current management structure and reporting re-  
3           lationships of the Joint Improvised Explosive Device  
4           Defeat Organization as the Secretary considers ap-  
5           propriate to ensure appropriate management control  
6           and oversight of the operations and activities of the  
7           organization.

8           (3) An assessment of the degree to which acqui-  
9           sition professionals from the military departments  
10          are included in the organization of the Joint Impro-  
11          vised Explosive Device Defeat Organization, and an  
12          assessment whether further actions are needed to  
13          strengthen the role and participation of acquisition  
14          professionals from the military departments in fund-  
15          ing and development decisions of the organization.

16          (4) An assessment of the departmental controls  
17          of the Joint Improvised Explosive Device Defeat Or-  
18          ganization, including systems for identifying and ad-  
19          dressing material weaknesses in such departmental  
20          controls.

21          (5) An assessment of the data collection and  
22          metrics used to determine the effectiveness of the  
23          initiatives and investments of the Joint Improvised  
24          Explosive Device Defeat Organization and to make

1 any needed adjustments in such initiatives and in-  
2 vestments.

3 (6) An assessment whether the Joint Impro-  
4 vised Explosive Device Defeat Organization and the  
5 Armed Forces are performing activities that are du-  
6 plicative and, if so, a determination who should per-  
7 form such activities.

8 **SEC. 1536. SENSE OF CONGRESS ON SUPPORT FOR INTE-**  
9 **GRATED CIVILIAN-MILITARY TRAINING FOR**  
10 **CIVILIAN PERSONNEL DEPLOYING TO AF-**  
11 **GHANISTAN.**

12 It is the sense of Congress that the Secretary of De-  
13 fense should, in consultation with the Secretary of State  
14 and the Administrator of the United States Agency for  
15 International Development, continue to support integrated  
16 civilian-military training for civilians deploying to serve in  
17 Afghanistan, including through the allocation of military  
18 and civilian personnel, trainers, and other resources for  
19 that purpose.

# TITLE XLI—PROCUREMENT

## SEC. 4101. PROCUREMENT.

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
AIRCRAFT PROCUREMENT, ARMY							
AIRCRAFT							
FIXED WING							
1	JOINT CARGO AIRCRAFT (JCA) .....		0				0
2	C-12 CARGO AIRPLANE .....		0				0
3	AERIAL COMMON SENSOR (ACS) (MIP) .....		88,483			26	88,483
4	MQ-1 UAV .....	26	459,310				459,310
5	RQ-11 (RAVEN) .....	312	20,152			312	20,152
6	BCT UNMANNED AERIAL VEH (UAVS) INCR 1 .....		44,206				44,206
ROTARY							
8	HELICOPTER, LIGHT UTILITY (LUH) .....	50	305,272			50	305,272
9	AH-64 APACHE BLOCK III .....	16	390,571		5,500	16	396,071
9	LESS: ADVANCE PROCUREMENT (PY) .....		-57,890				-57,890
	AH-64 fuselage manufacturing .....				[5,500]		
10	ADVANCE PROCUREMENT (CY) .....		161,150				161,150
11	UH-60 BLACKHAWK (MYP) .....	72	1,352,786			72	1,352,786
11	LESS: ADVANCE PROCUREMENT (PY) .....		-102,220				-102,220
12	ADVANCE PROCUREMENT (CY) .....		100,532				100,532
13	CH-47 HELICOPTER .....	40	1,151,969			40	1,151,969



13	LESS: ADVANCE PROCUREMENT (PY) .....		
14	ADVANCE PROCUREMENT (CY) .....	-50,676	-50,676
15	HELICOPTER NEW TRAINING .....	57,756	57,756
		9,383	9,383
16	<b>MODIFICATION OF AIRCRAFT</b>		
17	C12 AIRCRAFT MODS .....	0	0
18	MQ-1 PAYLOAD—UAS .....	100,413	100,413
19	MQ-1 WEAPONIZATION—UAS .....	14,729	14,729
	GUARDRAIL MODS (MIP) .....	29,899	5,699
	Guardrail common sensor .....		-24,200
20	MULTI SENSOR ABN RECON (MIP) .....		[-24,200]
21	AH-64 MODS .....	16,981	16,981
22	LESS: ADVANCE PROCUREMENT (PY) .....	393,769	393,769
23	ADVANCE PROCUREMENT (CY) .....	0	0
24	CH-47 CARGO HELICOPTER MODS (MYP) .....	0	0
25	LESS: ADVANCE PROCUREMENT (PY) .....	66,207	66,207
26	ADVANCE PROCUREMENT (CY) .....	0	0
27	UTILITY/CARGO AIRPLANE MODS .....	0	0
28	AIRCRAFT LONG RANGE MODS .....	13,716	13,716
29	UTILITY HELICOPTER MODS .....	814	814
30	KIOWA WARRIOR .....	63,085	63,085
31	AIRBORNE AVIONICS .....	94,400	94,400
	GATM ROLLUP .....	219,425	219,425
	RQ-7 UAV MODS .....	100,862	100,862
	<b>SPARES AND REPAIR PARTS</b>	505,015	505,015
34	SPARE PARTS (AIR) .....	7,328	7,328
	<b>SUPPORT EQUIPMENT AND FACILITIES</b>		
	<b>GROUND SUPPORT AVIONICS</b>		
35	AIRCRAFT SURVIVABILITY EQUIPMENT .....	24,478	24,478
36	ASE INFRARED CM .....	174,222	174,222
	<b>OTHER SUPPORT</b>		
37	AVIONICS SUPPORT EQUIPMENT .....	4,885	4,885
38	COMMON GROUND EQUIPMENT .....	76,129	76,129
39	AIRCREW INTEGRATED SYSTEMS .....	52,423	55,423
	Air warrior survival vest ensemble reset program .....		3,000
			[3,000]

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
40	AIR TRAFFIC CONTROL .....		82,844				82,844
41	INDUSTRIAL FACILITIES .....		1,567				1,567
42	LAUNCHER, 2.75 ROCKET .....		2,892				2,892
43	AIRBORNE COMMUNICATIONS .....		0				0
	TOTAL, AIRCRAFT PROCUREMENT, ARMY .....		5,976,867		-15,700		5,961,167
	MISSILE PROCUREMENT, ARMY						
	OTHER MISSILES						
	SURFACE-TO-AIR MISSILE SYSTEM						
1	PATRIOT SYSTEM SUMMARY .....	78	480,247			78	480,247
2	SURFACE-LAUNCHED AMRAAM SYSTEM SUMMARY: .....		116,732				116,732
2	LESS: ADVANCE PROCUREMENT (PY) .....		0				0
3	ADVANCE PROCUREMENT (CY) .....		0				0
	AIR-TO-SURFACE MISSILE SYSTEM						
4	HELLFIRE SYS SUMMARY .....	240	31,881			240	31,881
	ANTI-TANK/ASSAULT MISSILE SYS						
5	JAVELIN (AAWS-M) SYSTEM SUMMARY .....	715	163,929			715	163,929
6	TOW 2 SYSTEM SUMMARY .....		30,326				30,326
6	LESS: ADVANCE PROCUREMENT (PY) .....		0				0
7	ADVANCE PROCUREMENT (CY) .....		48,355				48,355
8	BCT NON LINE OF SIGHT LAUNCH SYSTEM—INCREME .....		350,574		-350,574		0
	Program termination .....				[-350,574]		
9	GUIDED MLRS ROCKET (GMLRS) .....	2,592	291,041			2,592	291,041
10	MLRS REDUCED RANGE PRACTICE ROCKETS (RRPR) .....	2,058	15,886			2,058	15,886
11	HIGH MOBILITY ARTILLERY ROCKET SYSTEM (HIMARS) .....	44	211,517			44	211,517
	MODIFICATION OF MISSILES						
	MODIFICATIONS						

12	PATRIOT MODS .....	57,170	133,600	190,770
	Patriot upgrades .....		[133,600]	
13	ITAS/TOW MODS .....	13,281		13,281
14	MLRS MODS .....	8,217		8,217
15	HIMARS MODIFICATIONS .....	39,371		39,371
16	HELLFIRE MODIFICATIONS .....	10		10
	<b>SPARES AND REPAIR PARTS</b>			
17	SPARES AND REPAIR PARTS .....	19,569		19,569
	<b>SUPPORT EQUIPMENT &amp; FACILITIES</b>			
18	AIR DEFENSE TARGETS .....	3,613		3,613
19	ITEMS LESS THAN \$5.0M (MISSILES) .....	1,208		1,208
20	PRODUCTION BASE SUPPORT .....	4,510		4,510
	<b>TOTAL, MISSILE PROCUREMENT, ARMY</b> .....	<b>1,887,437</b>	<b>-216,974</b>	<b>1,670,463</b>

**PROCUREMENT OF W&TCV, ARMY**

**TRACKED COMBAT VEHICLES**

1	BRADLEY PROGRAM .....	0		0
2	BRADLEY TRAINING DEVICES (MOD) .....	0		0
3	ABRAMS TANK TRAINING DEVICES .....	0		0
4	STRYKER VEHICLE .....	83		83
5	FUTURE COMBAT SYSTEMS: (FCS) .....	299,545		299,545
5	LESS: ADVANCE PROCUREMENT (PY) .....	0		0
6	ADVANCE PROCUREMENT (CY) .....	0		0
7	FCS SPIN OUTS .....	41,871		41,871
7	LESS: ADVANCE PROCUREMENT (PY) .....	-41,871		-41,871
8	ADVANCE PROCUREMENT (CY) .....	0		0

**MODIFICATION OF TRACKED COMBAT VEHICLES**

9	STRYKER (MOD) .....	146,352		146,352
10	FIST VEHICLE (MOD) .....	31,083		31,083
11	BRADLEY PROGRAM (MOD) .....	215,133		215,133
12	HOWITZER, MED SP FT 155MM M109A6 (MOD) .....	105,277		0
	Program delay .....		-105,277	
13	IMPROVED RECOVERY VEHICLE (M88A2 HERCULES) .....	17	[-105,277]	17

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
14	ARMORED BREACHER VEHICLE .....	17	77,930			17	77,930
15	M88 FOV MODS .....		9,157				9,157
16	JOINT ASSAULT BRIDGE .....	9	44,133			9	44,133
17	M1 ABRAMS TANK (MOD) .....		230,907				230,907
18	ABRAMS UPGRADE PROGRAM .....	21	183,000			21	183,000
	<b>SUPPORT EQUIPMENT &amp; FACILITIES</b>						
19	PRODUCTION BASE SUPPORT (TCV-WTCV) .....		3,145				3,145
	<b>WEAPONS AND OTHER COMBAT VEHICLES</b>						
20	HOWITZER, LIGHT, TOWED, 105MM, M119 .....	2	5,575			2	5,575
21	M240 MEDIUM MACHINE GUN (7.62MM) .....	1,655	28,179			1,655	28,179
22	MACHINE GUN, CAL .50 M2 ROLL .....	5,900	79,496			5,900	79,496
23	LIGHTWEIGHT .50 CALIBER MACHINE GUN .....	350	18,941			350	18,941
24	M249 SAW MACHINE GUN (5.56MM) .....		0				0
25	MK-19 GRENADE MACHINE GUN (40MM) .....	238	4,465			238	4,465
26	MORTAR SYSTEMS .....	138	17,082			138	17,082
27	M107, CAL. 50, SNIPER RIFLE .....		235				235
28	XM320 GRENADE LAUNCHER MODULE (GLM) .....	3,869	16,282			3,869	16,282
29	M110 SEMI-AUTOMATIC SNIPER SYSTEM (SASS) .....	155	5,159			155	5,159
30	M4 CARBINE .....	11,494	20,180			11,494	20,180
31	SHOTGUN, MODULAR ACCESSORY SYSTEM (MASS) .....	3,659	7,153			3,659	7,153
32	COMMON REMOTELY OPERATED WEAPONS STATION (CRO) .....		0				0
33	HANDGUN .....	5,000	3,371			5,000	3,371
34	HOWITZER LT WT 155MM (T) .....		0				0
	<b>MOD OF WEAPONS AND OTHER COMBAT VEH</b>						
35	MK-19 GRENADE MACHINE GUN MODS .....		4,286				4,286
36	M4 CARBINE MODS .....		14,044				14,044
37	M2 50 CAL MACHINE GUN MODS .....		0				0
	M2A1 quick change barrel kits .....				6,000		6,000
					[6,000]		

38	M249 SAW MACHINE GUN MODS .....	5,922	5,922	
39	M240 MEDIUM MACHINE GUN MODS .....	15,852	15,852	
40	M119 MODIFICATIONS .....	39,810	39,810	
41	M16 RIFLE MODS .....	3,855	3,855	
42	M14 7.62 RIFLE MODS .....	0	0	
43	MODIFICATIONS LESS THAN \$5.0M (WOCV-WTCV) .....	6,083	6,083	
	<b>SUPPORT EQUIPMENT &amp; FACILITIES</b>			
44	ITEMS LESS THAN \$5.0M (WOCV-WTCV) .....	0	0	
45	PRODUCTION BASE SUPPORT (WOCV-WTCV) .....	7,869	7,869	
46	INDUSTRIAL PREPAREDNESS .....	409	409	
47	SMALL ARMS EQUIPMENT (SOLDIER ENH PROG) .....	4,042	4,042	
48	CLOSED ACCOUNT ADJUSTMENTS .....	0	0	
	<b>TOTAL, PROCUREMENT OF W&amp;TCV, ARMY .....</b>	<b>1,723,561</b>	<b>-99,277</b>	<b>1,624,284</b>

**PROCUREMENT OF AMMUNITION, ARMY**

**AMMUNITION**

**SMALL/MEDIUM CAL AMMUNITION**

1	CTG, 5.56MM, ALL TYPES .....	195,406	195,406	
2	CTG, 7.62MM, ALL TYPES .....	79,622	79,622	
3	CTG, HANDGUN, ALL TYPES .....	5,377	5,377	
4	CTG, .50 CAL, ALL TYPES .....	160,712	160,712	
5	CTG, 20MM, ALL TYPES .....	0	0	
6	CTG, 25MM, ALL TYPES .....	15,887	15,887	
7	CTG, 30MM, ALL TYPES .....	95,222	95,222	
8	CTG, 40MM, ALL TYPES .....	167,632	167,632	

**MORTAR AMMUNITION**

9	60MM MORTAR, ALL TYPES .....	14,340	14,340	
10	81MM MORTAR, ALL TYPES .....	24,036	24,036	
11	120MM MORTAR, ALL TYPES .....	96,335	96,335	
	APMI unit cost savings .....	-28,600	-28,600	
		[-28,600]		

**TANK AMMUNITION**

12	CTG TANK 105MM: ALL TYPES .....	7,794	7,794	
13	CTG, TANK, 120MM, ALL TYPES .....	114,798	114,798	

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	ARTILLERY AMMUNITION						
14	CTG, ARTY, 75MM: ALL TYPES .....		7,329				7,329
15	CTG, ARTY, 105MM: ALL TYPES .....		76,658				76,658
16	CTG, ARTY, 155MM, ALL TYPES .....		45,752				45,752
17	PROJ 155MM EXTENDED RANGE XM982 .....		62,114				62,114
18	MODULAR ARTILLERY CHARGE SYSTEM (MACS), ALL T .....		29,309				29,309
	ARTILLERY FUZES						
19	ARTILLERY FUZES, ALL TYPES .....		25,047				25,047
	MINES						
20	MINES, ALL TYPES .....		817				817
21	MINE, CLEARING CHARGE, ALL TYPES .....		8,000				8,000
	NETWORKED MUNITIONS						
22	SPIDER NETWORK MUNITIONS, ALL TYPES .....		53,005				53,005
23	SCORPION, INTELLIGENT MUNITIONS SYSTEM , ALL .....		10,246				10,246
	ROCKETS						
24	SHOULDER LAUNCHED MUNITIONS, ALL TYPES .....		43,873				43,873
25	ROCKET, HYDRA 70, ALL TYPES .....		120,628				120,628
	OTHER AMMUNITION						
26	DEMOLITION MUNITIONS, ALL TYPES .....		19,824				19,824
27	GRENADES, ALL TYPES .....		41,803				41,803
28	SIGNALS, ALL TYPES .....		39,472				39,472
29	SIMULATORS, ALL TYPES .....		11,389				11,389
	MISCELLANEOUS						
30	AMMO COMPONENTS, ALL TYPES .....		17,499				17,499
31	NON-LETHAL AMMUNITION, ALL TYPES .....		5,266				5,266
32	CAD/PAD ALL TYPES .....		5,322				5,322
33	ITEMS LESS THAN \$5 MILLION .....		9,768				9,768
34	AMMUNITION PECULIAR EQUIPMENT .....		12,721				12,721

35	FIRST DESTINATION TRANSPORTATION (AMMO) .....	11,786		11,786	
36	CLOSEOUT LIABILITIES .....	100		100	
	<b>PRODUCTION BASE SUPPORT</b>				
37	PROVISION OF INDUSTRIAL FACILITIES .....	144,368		144,368	
38	LAYAWAY OF INDUSTRIAL FACILITIES .....	9,504		9,504	
39	MAINTENANCE OF INACTIVE FACILITIES .....	9,025		9,025	
40	CONVENTIONAL MUNITIONS DEMILITARIZATION, ALL .....	178,367		178,367	
41	ARMS INITIATIVE .....	3,261		3,261	
	<b>TOTAL, PROCUREMENT OF AMMUNITION, ARMY .....</b>	<b>1,979,414</b>	<b>-28,600</b>	<b>1,950,814</b>	
	<b>OTHER PROCUREMENT, ARMY</b>				
	<b>TACTICAL AND SUPPORT VEHICLES</b>				
	<b>TACTICAL VEHICLES</b>				
1	TACTICAL TRAILERS/DOLLY SETS .....	2,359	5,000	2,359	30,560
	Efficiency and safety mods to Heavy Expanded Mobility Ammunition Trailer ..		[5,000]		
2	SEMITRAILERS, FLATBED: .....	391		391	38,713
3	SEMITRAILERS, TANKERS .....				0
4	HI MOB MULTI-PURP WHLD VEH (HMMWV) .....				0
5	FAMILY OF MEDIUM TACTICAL VEH (FMTV) .....	2,960		2,960	918,195
6	FIRETRUCKS & ASSOCIATED FIREFIGHTING EQUIPMEN .....				21,317
7	FAMILY OF HEAVY TACTICAL VEHICLES (FHTV) .....				549,741
8	PLS ESP .....				100,108
9	ARMORED SECURITY VEHICLES (ASV) .....	94		94	114,478
10	MINE PROTECTION VEHICLE FAMILY .....				230,978
11	FAMILY OF MINE RESISTANT AMBUSH PROTEC (MRAP) .....				0
12	TRUCK, TRACTOR, LINE HAUL, M915/M916 .....	55		55	37,519
13	HVY EXPANDED MOBILE TACTICAL TRUCK EXT SERV P .....	708		708	173,565
14	HMMWV RECAPITALIZATION PROGRAM .....				0
15	MODIFICATION OF IN SVC EQUIP .....				349,256
16	ITEMS LESS THAN \$5.0M (TAC VEH) .....				0
17	TOWING DEVICE-FIFTH WHEEL .....				234
18	AMC CRITICAL ITEMS, OPA1 .....				746
	<b>NON-TACTICAL VEHICLES</b>				

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
19	HEAVY ARMORED SEDAN .....	4	1,875			4	1,875
20	PASSENGER CARRYING VEHICLES .....		3,323				3,323
21	NONTACTICAL VEHICLES, OTHER .....		19,586				19,586
	<b>COMMUNICATIONS AND ELECTRONICS EQUIPMENT</b>						
	<b>COMM—JOINT COMMUNICATIONS</b>						
22	VEHICLE MTD MINE DETECT .....		0				0
23	JOINT COMBAT IDENTIFICATION MARKING SYSTEM .....		11,411				11,411
24	WIN-T—GROUND FORCES TACTICAL NETWORK .....		421,798				421,798
25	JCSE EQUIPMENT (USREDCOM) .....		4,690				4,690
	<b>COMM—SATELLITE COMMUNICATIONS</b>						
26	DEFENSE ENTERPRISE WIDEBAND SATCOM SYSTEMS (S) .....		115,744				115,744
27	SHF TERM .....		14,198				14,198
28	SAT TERM, EMUT (SPACE) .....		662				662
29	NAVSTAR GLOBAL POSITIONING SYSTEM (SPACE) .....		32,193		51,200		83,393
	Procurement of additional systems .....				[51,200]		
30	SMART-T (SPACE) .....		10,285				10,285
31	SCAMP (SPACE) .....		930				930
32	GLOBAL BRDCST SVC—GBS .....		4,586				4,586
33	MOD OF IN-SVC EQUIP (TAC SAT) .....		1,506				1,506
	<b>COMM—COMBAT SUPPORT COMM</b>						
34	MOD-IN-SERVICE PROFILER .....		938				938
	<b>COMM—C3 SYSTEM</b>						
35	ARMY GLOBAL CMD & CONTROL SYS (AGCCS) .....		20,387				20,387
	<b>COMM—COMBAT COMMUNICATIONS</b>						
36	ARMY DATA DISTRIBUTION SYSTEM (DATA RADIO) .....		700				700
37	JOINT TACTICAL RADIO SYSTEM .....		209,568				209,568
38	RADIO TERMINAL SET, MIDS LVT(2) .....		5,796				5,796
39	SINCGARS FAMILY .....		14,504				14,504



40	AMC CRITICAL ITEMS—OPA2 .....	3,860	3,860
41	MULTI-PURPOSE INFORMATIONS OPERATIONS SYSTEMS .....	9,501	9,501
42	COMMS-ELEC EQUIP FIELDING .....	5,965	5,965
43	SPIDER APLA REMOTE CONTROL UNIT .....	26,358	26,358
44	IMS REMOTE CONTROL UNIT .....	6,603	6,603
45	SOLDIER ENHANCEMENT PROGRAM COMM/ELECTRONICS .....	5,125	5,125
46	COMBAT SURVIVOR EVADER LOCATOR (CSEL) .....	2,397	2,397
47	RADIO, IMPROVED HF (COTS) FAMILY .....	9,983	9,983
48	MEDICAL COMM FOR CBT CASUALTY CARE (MC4) .....	23,606	23,606
49	<b>COMM—INTELLIGENCE COMM</b>		
	CI AUTOMATION ARCHITECTURE .....	1,465	1,465
50	<b>INFORMATION SECURITY</b>		
51	TSEC—ARMY KEY MGT SYS (AKMS) .....	25,959	25,959
	INFORMATION SYSTEM SECURITY PROGRAM-ISSP .....	63,340	63,340
52	<b>COMM—LONG HAUL COMMUNICATIONS</b>		
	TERRESTRIAL TRANSMISSION .....	137	137
53	BASE SUPPORT COMMUNICATIONS .....	28,406	28,406
54	WW TECH CON IMP PROG (WWTCIP) .....	11,566	11,566
55	<b>COMM—BASE COMMUNICATIONS</b>		
	INFORMATION SYSTEMS .....	201,081	201,081
	Tactical local area network .....	55,000	55,000
56	DEFENSE MESSAGE SYSTEM (DMS) .....	6,264	6,264
57	INSTALLATION INFO INFRASTRUCTURE MOD PROGRAM( .....	178,242	178,242
58	PENTAGON INFORMATION MGT AND TELECOM .....	10,427	10,427
	<b>ELECT EQUIP—NAT INTEL PROG (NIP)</b>		
	<b>ELECT EQUIP—TACT INT REL ACT (TIARA)</b>		
63	ALL SOURCE ANALYSIS SYS (ASAS) .....	0	0
64	JTT/CIBS-M .....	3,321	3,321
65	PROPHET GROUND .....	71,517	71,517
66	TACTICAL UNMANNED AERIAL SYS (TUAS) .....	0	0
67	SMALL UNMANNED AERIAL SYSTEM (SUAS) .....	0	0
68	DIGITAL TOPOGRAPHIC SPT SYS (DTSS) .....	441	441
69	DRUG INTERDICTION PROGRAM (DIP) (TIARA) .....	0	0
70	DCGS-A (MIP) .....	137,424	137,424

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
71	JOINT TACTICAL GROUND STATION (JTAGS) .....		9,279				9,279
72	TROJAN (MIP) .....		28,345				28,345
73	MOD OF IN-SVC EQUIP (INTEL SPT) (MIP) .....		7,602				7,602
74	CI HUMINT AUTO REPTING AND COLL(CHARCS) (MIP) .....		7,416				7,416
75	ITEMS LESS THAN \$5.0M (MIP) .....		18,721				18,721
	<b>ELECT EQUIP—ELECTRONIC WARFARE (EW)</b>						
76	LIGHTWEIGHT COUNTER MORTAR RADAR .....		32,980		47,100		80,080
	Procurement of additional systems .....				[47,100]		
77	WARLOCK .....		24,127				24,127
78	BCT UNATTENDED GROUND SENSOR .....		29,718		-29,718		0
	Program reduction .....				[-29,718]		
79	COUNTERINTELLIGENCE/SECURITY COUNTERMEASURES .....		1,394				1,394
80	CI MODERNIZATION .....		1,263				1,263
	<b>ELECT EQUIP—TACTICAL SURV. (TAC SURV)</b>						
81	FAAD GBS .....		91,467				91,467
82	SENTINEL MODS .....		30,976				30,976
83	SENSE THROUGH THE WALL (STTW) .....		24,939				24,939
84	NIGHT VISION DEVICES .....		70,528				70,528
85	LONG RANGE ADVANCED SCOUT SURVEILLANCE SYSTEM .....		255,641				255,641
86	NIGHT VISION, THERMAL WPN SIGHT .....		248,899				248,899
87	SMALL TACTICAL OPTICAL RIFLE MOUNTED MLRF .....		8,520				8,520
88	RADIATION MONITORING SYSTEMS .....		0				0
89	COUNTER-ROCKET, ARTILLERY & MORTAR (C-RAM) .....		2,088				2,088
90	BASE EXPEDITIONARY TARGETING AND SURV SYS .....		0				0
91	ARTILLERY ACCURACY EQUIP .....		6,042				6,042
92	MOD OF IN-SVC EQUIP (MMIS) .....		0				0
93	ENHANCED PORTABLE INDUCTIVE ARTILLERY FUZE SE .....		0				0
94	PROFLER .....		4,408				4,408

95	MOD OF IN-SVC EQUIP (FIREFINDER RADARS) .....	2,843	2,843
96	FORCE XXI BATTLE CMD BRIGADE & BELOW (FBCB2) .....	39,786	39,786
97	JOINT BATTLE COMMAND—PLATFORM (JBC-P) .....	147	147
98	LIGHTWEIGHT LASER DESIGNATOR/RANGEFINDER (LLD) .....	65,970	65,970
99	COMPUTER BALLISTICS: LHMC XM32 .....	815	815
100	MORTAR FIRE CONTROL SYSTEM .....	16,475	16,475
101	COUNTERFIRE RADARS .....	275,867	275,867
102	ENHANCED SENSOR & MONITORING SYSTEM .....	2,062	2,062
103	<b>ELECT EQUIP—TACTICAL C2 SYSTEMS</b>		
104	TACTICAL OPERATIONS CENTERS .....	53,768	53,768
	FIRE SUPPORT C2 FAMILY .....	49,077	65,277
	Forward entry devices .....		16,200
105	BATTLE COMMAND SUSTAINMENT SUPPORT SYSTEM (BC) .....	25,866	25,866
106	FAAD C2 .....	42,511	42,511
107	AIR & MSL DEFENSE PLANNING & CONTROL SYS (AMD) .....	57,038	57,038
108	KNIGHT FAMILY .....	120,723	120,723
109	LIFE CYCLE SOFTWARE SUPPORT (LCSS) .....	1,710	1,710
110	AUTOMATIC IDENTIFICATION TECHNOLOGY .....	10,858	10,858
111	TC AIMS II .....	10,457	10,457
112	JOINT NETWORK MANAGEMENT SYSTEM (JNMS) .....	0	0
113	TACTICAL INTERNET MANAGER .....	1,594	1,594
114	NETWORK MANAGEMENT INITIALIZATION AND SERVICE .....	18,492	18,492
115	MANEUVER CONTROL SYSTEM (MCS) .....	96,162	96,162
116	SINGLE ARMY LOGISTICS ENTERPRISE (SALE) .....	99,819	99,819
117	RECONNAISSANCE AND SURVEYING INSTRUMENT SET .....	15,466	15,466
118	MOUNTED BATTLE COMMAND ON THE MOVE (MBCOTM) .....	0	0
	<b>ELECT EQUIP—AUTOMATION</b>		
119	GENERAL FUND ENTERPRISE BUSINESS SYSTEM .....	97,858	97,858
120	ARMY TRAINING MODERNIZATION .....	36,158	36,158
121	AUTOMATED DATA PROCESSING EQUIP .....	203,864	203,864
122	CSS COMMUNICATIONS .....	39,811	39,811
123	RESERVE COMPONENT AUTOMATION SYS (RCAS) .....	39,360	39,360
	<b>ELECT EQUIP—AUDIO VISUAL SYS (A/V)</b>		
124	ITEMS LESS THAN \$5.0M (A/V) .....	663	663

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
125	ITEMS LESS THAN \$5M (SURVEYING EQUIPMENT) .....		6,467				6,467
	<b>ELECT EQUIP—MODS TACTICAL SYS/EQ</b>						
126	WEAPONIZATION OF UNMANNED AERIAL SYSTEM (UAS) .....		0				0
	<b>ELECT EQUIP—SUPPORT</b>						
127	ITEMS UNDER \$5M (SSE) .....		0				0
128	PRODUCTION BASE SUPPORT (C-E) .....		542				542
129	BCT NETWORK .....		176,543				176,543
999	CLASSIFIED PROGRAMS .....		2,560				2,560
	<b>OTHER SUPPORT EQUIPMENT</b>						
	<b>CHEMICAL DEFENSIVE EQUIPMENT</b>						
130	PROTECTIVE SYSTEMS .....		2,489				2,489
131	FAMILY OF NON-LETHAL EQUIPMENT (FNLE) .....		9,305				9,305
132	CBRN SOLDIER PROTECTION .....		180,351				180,351
133	SMOKE & OBSCURANT FAMILY: SOF (NON AAO ITEM) .....		831				831
	<b>BRIDGING EQUIPMENT</b>						
134	TACTICAL BRIDGING .....		62,817		15,000		77,817
	Line of communication bridge .....				[15,000]		
135	TACTICAL BRIDGE, FLOAT-RIBBON .....		105,837				105,837
	<b>ENGINEER (NON-CONSTRUCTION) EQUIPMENT</b>						
136	HANDHELD STANDOFF MINEFIELD DETECTION SYS-HST .....		43,871				43,871
137	GRND STANDOFF MINE DETECTION SYSTEM (GSTAMIDS) .....		35,002		7,000		42,002
	Fido explosives detection system .....				[7,000]		
138	EXPLOSIVE ORDNANCE DISPOSAL EQPMT (EOD EQPMT) .....		54,093				54,093
139	< \$5M, COUNTERMINE EQUIPMENT .....		3,655				3,655
140	AERIAL DETECTION .....		0				0
	<b>COMBAT SERVICE SUPPORT EQUIPMENT</b>						
141	HEATERS AND ECUS .....		20,610				20,610
142	LAUNDRIES, SHOWERS AND LATRINES .....		0				0

143	SOLDIER ENHANCEMENT .....	5,416	5,416
144	LIGHTWEIGHT MAINTENANCE ENCLOSURE (LME) .....	0	0
145	LAND WARRIOR .....	0	0
146	PERSONNEL RECOVERY SUPPORT SYSTEM (PRSS) .....	7,813	7,813
147	GROUND SOLDIER SYSTEM .....	110,524	81,724
	Program reduction—early to need .....		-28,800
			[-28,800]
148	MOUNTED SOLDIER SYSTEM .....	38,872	38,872
149	FORCE PROVIDER .....	41,539	41,539
150	FIELD FEEDING EQUIPMENT .....	23,826	23,826
151	CARGO AERIAL DEL & PERSONNEL PARACHUTE SYSTEM .....	69,496	69,496
152	MOBILE INTEGRATED REMAINS COLLECTION SYSTEM .....	26,532	26,532
153	ITEMS LESS THAN \$5M (ENG SPT) .....	31,420	31,420
	<b>PETROLEUM EQUIPMENT</b> .....		
154	DISTRIBUTION SYSTEMS, PETROLEUM & WATER .....	175,069	175,069
	<b>WATER EQUIPMENT</b> .....		
155	WATER PURIFICATION SYSTEMS .....	3,597	3,597
	<b>MEDICAL EQUIPMENT</b> .....		
156	COMBAT SUPPORT MEDICAL .....	30,365	30,365
	<b>MAINTENANCE EQUIPMENT</b> .....		
157	MOBILE MAINTENANCE EQUIPMENT SYSTEMS .....	159,285	159,285
158	ITEMS LESS THAN \$5.0M (MAINT EQ) .....	3,702	3,702
	<b>CONSTRUCTION EQUIPMENT</b> .....		
159	GRADER, ROAD MTZD, HVY, 6X4 (CCE) .....	48,379	48,379
160	SKID STEER LOADER (SSL) FAMILY OF SYSTEM .....	17,498	17,498
161	SCRAPERS, EARTHMOVING .....	12,452	12,452
162	DISTR. WATER, SP MIN 2500G SEC/NON-SEC .....	0	0
163	MISSION MODULES—ENGINEERING .....	62,111	62,111
164	LOADERS .....	7,205	7,205
165	HYDRAULIC EXCAVATOR .....	8,458	8,458
166	TRACTOR, FULL TRACKED .....	64,032	64,032
167	PLANT, ASPHALT MIXING .....	10,783	10,783
168	HIGH MOBILITY ENGINEER EXCAVATOR (HMEE) FOS .....	64,959	64,959
169	CONST EQUIP ESP .....	11,063	11,063
170	ITEMS LESS THAN \$5.0M (CONST EQUIP) .....	20,565	20,565

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	<b>RAIL FLOAT CONTAINERIZATION EQUIPMENT</b>						
171	JOINT HIGH SPEED VESSEL (JHSV) .....		202,764				202,764
172	HARBORMASTER COMMAND AND CONTROL CENTER (HCCC) .....		37,683				37,683
173	ITEMS LESS THAN \$5.0M (FLOAT/RAIL) .....		8,052				8,052
	<b>GENERATORS</b>						
174	GENERATORS AND ASSOCIATED EQUIP .....		113,573				113,573
	<b>MATERIAL HANDLING EQUIPMENT</b>						
175	ROUGH TERRAIN CONTAINER HANDLER (RTCH) .....		29,460				29,460
176	FAMILY OF FORKLIFTS .....		12,936				12,936
177	ALL TERRAIN LIFTING ARMY SYSTEM .....		17,352				17,352
	<b>TRAINING EQUIPMENT</b>						
178	COMBAT TRAINING CENTERS SUPPORT .....		23,400				23,400
179	TRAINING DEVICES, NONSYSTEM .....		297,200		26,200		323,400
	Operator driving simulator .....				[5,000]		
	Immersive group simulation virtual training system .....				[6,000]		
	Combat skills marksmanship trainer .....				[6,000]		
	Mine resistant ambush protected vehicle virtual trainer .....				[6,000]		
	Combined arms collective training facility .....				[3,200]		
180	CLOSE COMBAT TACTICAL TRAINER .....		64,912				64,912
181	AVIATION COMBINED ARMS TACTICAL TRAINER (AVCA) .....		26,120				26,120
182	GAMING TECHNOLOGY IN SUPPORT OF ARMY TRAINING .....		4,964				4,964
	<b>TEST MEASURE AND DIG EQUIPMENT (TMD)</b>						
183	CALIBRATION SETS EQUIPMENT .....		38,778				38,778
184	INTEGRATED FAMILY OF TEST EQUIPMENT (IFTE) .....		104,472				104,472
185	TEST EQUIPMENT MODERNIZATION (TEMOD) .....		19,166				19,166
	<b>OTHER SUPPORT EQUIPMENT</b>						
186	RAPID EQUIPPING SOLDIER SUPPORT EQUIPMENT .....		42,229				42,229
187	PHYSICAL SECURITY SYSTEMS (OPA3) .....		56,195				56,195

188	BASE LEVEL COM'L EQUIPMENT .....	1,873		1,873	
189	MODIFICATION OF IN-SVC EQUIPMENT (OPA-3) .....	103,046		103,046	
190	PRODUCTION BASE SUPPORT (OTH) .....	2,233		2,233	
191	BUILDING, PRE-FAB, RELOCATABLE .....	0		0	
192	SPECIAL EQUIPMENT FOR USER TESTING .....	44,483		44,483	
193	AMC CRITICAL ITEMS OPA3 .....	13,104		13,104	
194	MAS975 .....	3,894		3,894	
195	BCT UNMANNED GROUND VEHICLE .....	20,046		20,046	
196	BCT TRAINING/LOGISTICS/MANAGEMENT .....	61,581		61,581	
	<b>SPARE AND REPAIR PARTS</b>				
	<b>OPA2</b>				
197	INITIAL SPARES—C&E .....	38,707		38,707	
	<b>TOTAL, OTHER PROCUREMENT, ARMY .....</b>	<b>9,765,808</b>	<b>164,182</b>	<b>9,929,990</b>	
	<b>JOINT IMPR EXPLOSIVE DEV DEFEAT FUND</b>				
	<b>NETWORK ATTACK</b>				
1	ATTACK THE NETWORK .....	0		0	
	<b>JIEDDO DEVICE DEFEAT</b>				
2	DEFEAT THE DEVICE .....	0		0	
	<b>FORCE TRAINING</b>				
3	TRAIN THE FORCE .....	0		0	
	<b>STAFF AND INFRASTRUCTURE</b>				
4	OPERATIONS .....	215,868		-215,868	
	Transfer to OCO account .....			[-215,868]	
	<b>TOTAL, JOINT IMPR EXPLOSIVE DEV DEFEAT FUND .....</b>	<b>215,868</b>	<b>-215,868</b>	<b>0</b>	
	<b>AIRCRAFT PROCUREMENT, NAVY</b>				
	<b>COMBAT AIRCRAFT</b>				
1	EA-18G .....	12		12	
1	LESS: ADVANCE PROCUREMENT (PY) .....	1,049,297		1,003,406	
	Savings from multiyear procurement .....	-20,496		-20,496	
2	ADVANCE PROCUREMENT (CY) .....	55,081		55,081	

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
3	F/A-18E/F (FIGHTER) HORNET .....	22	1,838,058	6	240,439	28	2,078,497
3	LESS: ADVANCE PROCUREMENT (PY) .....		-53,164				-53,164
	Buy 6 additional aircraft .....			[6]	[325,000]		
	Savings from multiyear procurement .....				[-84,561]		
4	ADVANCE PROCUREMENT (CY) .....		2,295				2,295
5	JOINT STRIKE FIGHTER CV .....	7	2,146,611			7	2,146,611
5	LESS: ADVANCE PROCUREMENT (PY) .....		-479,518				-479,518
6	ADVANCE PROCUREMENT (CY) .....		219,895				219,895
7	JSF STOVL .....	13	2,289,816			13	2,289,816
8	ADVANCE PROCUREMENT (CY) .....		286,326				286,326
9	V-22 (MEDIUM LIFT) .....	30	2,267,628			30	2,267,628
9	LESS: ADVANCE PROCUREMENT (PY) .....		-146,592				-146,592
10	ADVANCE PROCUREMENT (CY) .....		81,875				81,875
11	UH-1Y/AH-1Z .....	28	789,103			28	789,103
11	LESS: ADVANCE PROCUREMENT (PY) .....		-50,394				-50,394
12	ADVANCE PROCUREMENT (CY) .....		69,360				69,360
13	MH-60S (MYP) .....	18	564,755			18	564,755
13	LESS: ADVANCE PROCUREMENT (PY) .....		-86,164				-86,164
14	ADVANCE PROCUREMENT (CY) .....		70,080		0		70,080
	Economic order quantity funding for MYP .....				[-3,700]		
	Advance procurement funding .....				[3,700]		
15	MH-60R .....	24	1,031,797			24	1,031,797
15	LESS: ADVANCE PROCUREMENT (PY) .....		-133,864				-133,864
16	ADVANCE PROCUREMENT (CY) .....		162,006		0		162,006
	Economic order quantity funding for MYP .....				[-32,300]		
	Advance procurement funding .....				[32,300]		
17	P-8A POSEIDON .....	7	1,970,336			7	1,970,336
17	LESS: ADVANCE PROCUREMENT (PY) .....		-145,899				-145,899



18	ADVANCE PROCUREMENT (CY) .....	166,153		166,153
19	E-2D ADV HAWKEYE .....	913,816	4	913,816
19	LESS: ADVANCE PROCUREMENT (PY) .....	-94,632		-94,632
20	ADVANCE PROCUREMENT (CY) .....	118,619		118,619
21	<b>AIRLIFT AIRCRAFT</b>			
	C-40A .....	0		0
22	<b>TRAINER AIRCRAFT</b>			
	JPATS .....	266,065	38	266,065
23	<b>OTHER AIRCRAFT</b>			
	KC-130J .....	33,832		33,832
23	LESS: ADVANCE PROCUREMENT (PY) .....	-33,832		-33,832
24	ADVANCE PROCUREMENT (CY) .....	0		0
25	RQ-7 UAV .....	0		0
26	MQ-8 UAV .....	47,484	3	47,484
27	STUASLO UAV .....	23,912	18	23,912
28	OTHER SUPPORT AIRCRAFT .....	0		0
	<b>MODIFICATION OF AIRCRAFT</b>			
29	EA-6 SERIES .....	14,891		14,891
30	AEA SYSTEMS .....	33,772		33,772
31	AV-8 SERIES .....	19,386		19,386
32	F-18 SERIES .....	492,821		492,821
33	H-46 SERIES .....	17,685		17,685
34	AH-1W SERIES .....	11,011		11,011
35	H-53 SERIES .....	25,871		25,871
36	SH-60 SERIES .....	67,779		67,779
37	H-1 SERIES .....	3,060		3,060
38	EP-3 SERIES .....	90,323		90,323
39	P-3 SERIES .....	221,982		221,982
40	E-2 SERIES .....	47,046		47,046
41	TRAINER A/C SERIES .....	23,999		23,999
42	C-2A .....	16,020		16,020
43	C-130 SERIES .....	17,839		17,839
44	FEWSG .....	21,928		21,928
45	CARGO/TRANSPORT A/C SERIES .....	16,092		16,092

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
46	E-6 SERIES .....		149,164				149,164
47	EXECUTIVE HELICOPTERS SERIES .....		43,443				43,443
48	SPECIAL PROJECT AIRCRAFT .....		14,679				14,679
49	T-45 SERIES .....		61,515				61,515
50	POWER PLANT CHANGES .....		19,948				19,948
51	JPATS SERIES .....		1,831				1,831
52	AVIATION LIFE SUPPORT MODS .....		8,084				8,084
53	COMMON ECM EQUIPMENT .....		21,947		5,000		26,947
	AN/AAR-47 computer processor upgrade .....				[5,000]		
54	COMMON AVIONICS CHANGES .....		101,120				101,120
55	COMMON DEFENSIVE WEAPON SYSTEM .....		0				0
56	ID SYSTEMS .....		20,397				20,397
57	RQ-7 SERIES .....		18,121				18,121
58	V-22 (TILT/ROTOR ACFT) OSPREY .....		21,985				21,985
	AIRCRAFT SPARES AND REPAIR PARTS						
59	SPARES AND REPAIR PARTS .....		1,244,673		423,000		1,667,673
	Unfunded requirement for spares .....				[423,000]		
	AIRCRAFT SUPPORT EQUIP & FACILITIES						
60	COMMON GROUND EQUIPMENT .....		322,063				322,063
61	AIRCRAFT INDUSTRIAL FACILITIES .....		17,998				17,998
62	WAR CONSUMABLES .....		25,248				25,248
63	OTHER PRODUCTION CHARGES .....		7,579				7,579
64	SPECIAL SUPPORT EQUIPMENT .....		45,916				45,916
65	FIRST DESTINATION TRANSPORTATION .....		1,752				1,752
66	CANCELLED ACCOUNT ADJUSTMENTS .....		0				0
	TOTAL, AIRCRAFT PROCUREMENT, NAVY .....		18,508,613		622,548		19,131,161

	<b>WEAPONS PROCUREMENT, NAVY</b>			
	<b>BALLISTIC MISSILES</b>			
	<b>MODIFICATION OF MISSILES</b>			
1	TRIDENT II MODS .....	24	1,106,911	24 1,106,911
2	<b>SUPPORT EQUIPMENT &amp; FACILITIES</b>			
	MISSILE INDUSTRIAL FACILITIES .....		3,446	3,446
	<b>OTHER MISSILES</b>			
	<b>STRATEGIC MISSILES</b>			
3	TOMAHAWK .....	196	300,178	196 300,178
	<b>TACTICAL MISSILES</b>			
4	AMIRAAH .....	101	155,553	101 155,553
5	SIDEWINDER .....	146	52,293	146 52,293
6	JSOW .....	333	131,141	333 131,141
7	STANDARD MISSILE .....	67	295,922	67 295,922
8	RAM .....	90	74,976	90 74,976
9	HELLFIRE .....	575	43,495	575 43,495
10	AERIAL TARGETS .....		43,988	43,988
11	OTHER MISSILE SUPPORT .....		3,981	3,981
	<b>MODIFICATION OF MISSILES</b>			
12	ESSM .....	33	48,152	33 48,152
13	HARM MODS .....		53,543	53,543
14	STANDARD MISSILES MODS .....		61,896	61,896
	<b>SUPPORT EQUIPMENT &amp; FACILITIES</b>			
15	<b>WEAPONS INDUSTRIAL FACILITIES</b>			
	Accelerate facility restoration program .....		3,281	3,281
				30,000
				[30,000]
16	FLEET SATELLITE COMM FOLLOW-ON .....	1	534,492	1 534,492
16	LESS: ADVANCE PROCUREMENT (PY) .....		-28,758	-28,758
17	ADVANCE PROCUREMENT (CY) .....		0	0
	<b>ORDNANCE SUPPORT EQUIPMENT</b>			
18	ORDNANCE SUPPORT EQUIPMENT .....		52,152	52,152
	<b>TORPEDOES AND RELATED EQUIPMENT</b>			
19	ASW TARGETS .....		10,123	10,123
	<b>MOD OF TORPEDOES AND RELATED EQUIP</b>			
20	MK-54 TORPEDO MODS .....		42,144	42,144

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
21	MK-48 TORPEDO ADCAP MODS .....		43,559				43,559
22	QUICKSTRIKE MINE .....		6,090				6,090
	<b>SUPPORT EQUIPMENT</b>						
23	TORPEDO SUPPORT EQUIPMENT .....		43,766				43,766
24	ASW RANGE SUPPORT .....		9,557				9,557
	<b>DESTINATION TRANSPORTATION</b>						
25	FIRST DESTINATION TRANSPORTATION .....		3,494				3,494
	<b>OTHER WEAPONS</b>						
	<b>GUNS AND GUN MOUNTS</b>						
26	SMALL ARMS AND WEAPONS .....		14,316				14,316
	<b>MODIFICATION OF GUNS AND GUN MOUNTS</b>						
27	CIWS MODS .....		41,408				41,408
28	COAST GUARD WEAPONS .....		20,657				20,657
29	GUN MOUNT MODS .....		43,991		11,000		54,991
	Mk 110 gun weapon system depot support .....				[6,000]		
	Mk 38 Mod 2 gun weapon system depot support .....				[5,000]		
30	LCS MODULE WEAPONS .....		9,808				9,808
31	CRUISER MODERNIZATION WEAPONS .....		52,426				52,426
32	AIRBORNE MINE NEUTRALIZATION SYSTEMS .....		23,007				23,007
	<b>OTHER</b>						
33	MARINE CORPS TACTICAL UNMANNED AERIAL SYSTEM .....		0				0
34	CANCELLED ACCOUNT ADJUSTMENTS .....		0				0
	<b>SPARES AND REPAIR PARTS</b>						
35	SPARES AND REPAIR PARTS .....		58,806				58,806
	<b>TOTAL, WEAPONS PROCUREMENT, NAVY .....</b>		<b>3,359,794</b>		<b>41,000</b>		<b>3,400,794</b>
	<b>PROCUREMENT OF AMMO, NAVY &amp; MC</b>						

1	<b>NAVY AMMUNITION</b>		
2	GENERAL PURPOSE BOMBS .....	80,028	80,028
3	JDAM .....	0	0
4	AIRBORNE ROCKETS, ALL TYPES .....	38,721	38,721
5	MACHINE GUN AMMUNITION .....	21,003	21,003
6	PRACTICE BOMBS .....	33,666	33,666
7	CARTRIDGES & CART ACTUATED DEVICES .....	53,667	53,667
8	AIR EXPENDABLE COUNTERMEASURES .....	59,626	59,626
9	JATOS .....	2,869	2,869
10	5 INCH/54 GUN AMMUNITION .....	34,492	34,492
11	INTERMEDIATE CALIBER GUN AMMUNITION .....	37,234	37,234
12	OTHER SHIP GUN AMMUNITION .....	36,275	36,275
13	SMALL ARMS & LANDING PARTY AMMO .....	46,192	46,192
14	PYROTECHNIC AND DEMOLITION .....	11,310	11,310
	AMMUNITION LESS THAN \$5 MILLION .....	4,105	4,105
	<b>MARINE CORPS AMMUNITION</b>		
15	SMALL ARMS AMMUNITION .....	64,839	64,839
16	LINEAR CHARGES, ALL TYPES .....	15,329	15,329
17	40 MM, ALL TYPES .....	62,835	62,835
18	60MM, ALL TYPES .....	17,877	17,877
19	81MM, ALL TYPES .....	41,053	41,053
20	120MM, ALL TYPES .....	6,458	6,458
21	CTG 25MM, ALL TYPES .....	2,937	2,937
22	GRENADES, ALL TYPES .....	9,298	9,298
23	ROCKETS, ALL TYPES .....	13,995	13,995
24	ARTILLERY, ALL TYPES .....	70,423	70,423
25	DEMOLITION MUNITIONS, ALL TYPES .....	19,464	19,464
26	FUZE, ALL TYPES .....	18,032	18,032
27	NON LETHALS .....	3,009	3,009
28	AMMO MODERNIZATION .....	8,985	8,985
29	ITEMS LESS THAN \$5 MILLION .....	4,269	4,269
	<b>TOTAL, PROCUREMENT OF AMMO, NAVY &amp; MC .....</b>	<b>817,991</b>	<b>817,991</b>

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
SHIPBUILDING & CONVERSION, NAVY							
OTHER WARSHIPS							
1	CARRIER REPLACEMENT PROGRAM SUBSEQUENT FULL FUNDING (CY)		1,731,256				1,731,256
1	COMPLETION OF PRIOR YEAR SHIPBUILDING (CY)		0				0
2	ADVANCE PROCUREMENT (CY)		908,313				908,313
3	VIRGINIA CLASS SUBMARINE	2	5,344,446			2	5,344,446
3	LESS: ADVANCE PROCUREMENT (PY)		-1,902,994				-1,902,994
3	COMPLETION OF PRIOR YEAR SHIPBUILDING (CY)		0				0
4	ADVANCE PROCUREMENT (CY)		1,691,236				1,691,236
5	CVN REFUELING OVERHAULS		0				0
5	LESS: ADVANCE PROCUREMENT (PY)		0				0
5	LESS: SUBSEQUENT FULL FUNDING (PY)		0				0
5	SUBSEQUENT FULL FUNDING (CY)		1,255,799				1,255,799
6	ADVANCE PROCUREMENT (CY)		408,037				408,037
7	SSBN ERO		5,221				5,221
7	LESS: ADVANCE PROCUREMENT (PY)		-5,221				-5,221
7	COMPLETION OF PRIOR YEAR SHIPBUILDING (CY)		0				0
8	ADVANCE PROCUREMENT (CY)		0				0
9	DDG 1000		186,312				186,312
9	LESS: ADVANCE PROCUREMENT (PY)		0				0
9	LESS: SUBSEQUENT FULL FUNDING (PY)		0				0
9	SUBSEQUENT FULL FUNDING (CY)		0				0
10	DDG-51	2	3,499,400			2	3,499,400
10	LESS: ADVANCE PROCUREMENT (PY)		-577,210				-577,210
11	ADVANCE PROCUREMENT (CY)		47,984				47,984
12	LITTORAL COMBAT SHIP	2	1,230,984			2	1,230,984
13	ADVANCE PROCUREMENT (CY)		278,351				278,351
AMPHIBIOUS SHIPS							

14	LPD-17 .....				
14	LESS: ADVANCE PROCUREMENT (PY) .....	0	0	0	0
14	LESS: SUBSEQUENT FULL FUNDING (FY) .....	0	0	0	0
14	SUBSEQUENT FULL FUNDING (CY) .....	0	0	0	0
14	COMPLETION OF PRIOR YEAR SHIPBUILDING (CY) .....	0	0	0	0
15	ADVANCE PROCUREMENT (CY) .....	0	0	0	0
16	LHA REPLACEMENT .....	1	3,397,892	1	3,397,892
16	LESS: ADVANCE PROCUREMENT (PY) .....		-347,243		-347,243
16	LESS: SUBSEQUENT FULL FUNDING (FY) .....		-2,100,752		-2,100,752
16	COMPLETION OF PRIOR YEAR SHIPBUILDING (CY) .....		0		0
17	ADVANCE PROCUREMENT (CY) .....		0		0
18	INTRATHEATER CONNECTOR .....	1	180,703	1	180,703
	<b>AUXILIARIES, CRAFT AND PRIOR YR PROGRAM COST</b>				
19	OCEANOGRAPHIC SHIPS .....	1	88,561	1	88,561
20	OUTFITTING .....		306,640		306,640
21	SERVICE CRAFT .....		13,770		13,770
22	LCAC SLEP .....	4	83,035	4	83,035
23	CANCELLED ACCOUNT ADJUSTMENTS .....		0		0
	<b>TOTAL, SHIPBUILDING &amp; CONVERSION, NAVY</b> .....		<b>15,724,520</b>	<b>0</b>	<b>15,724,520</b>
	<b>OTHER PROCUREMENT, NAVY</b>				
	<b>SHIPS SUPPORT EQUIPMENT</b>				
	<b>SHIP PROPULSION EQUIPMENT</b>				
1	LAM-2500 GAS TURBINE .....		12,137		12,137
2	ALLISON 501K GAS TURBINE .....		14,923		14,923
3	OTHER PROPULSION EQUIPMENT .....		0		0
	<b>NAVIGATION EQUIPMENT</b>				
4	OTHER NAVIGATION EQUIPMENT .....		23,167		23,167
	<b>PERISCOPES</b>				
5	SUB PERISCOPES & IMAGING EQUIP .....		85,619		85,619
	<b>OTHER SHIPBOARD EQUIPMENT</b>				
6	DDG MOD .....		296,691		296,691
7	FIREFIGHTING EQUIPMENT .....		11,974		11,974

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
8	COMMAND AND CONTROL SWITCHBOARD .....		3,962				3,962
9	POLLUTION CONTROL EQUIPMENT .....		25,614				25,614
10	SUBMARINE SUPPORT EQUIPMENT .....		7,730				7,730
11	VIRGINIA CLASS SUPPORT EQUIPMENT .....		132,039		4,800		136,839
	Tube test equipment .....				[4,800]		
12	SUBMARINE BATTERIES .....		44,057				44,057
13	STRATEGIC PLATFORM SUPPORT EQUIP .....		22,811				22,811
14	DSSP EQUIPMENT .....		3,869				3,869
15	CG MODERNIZATION .....		356,958				356,958
16	LCAC .....		9,142				9,142
17	MINESWEEPING EQUIPMENT .....		0				0
18	UNDERWATER EOD PROGRAMS .....		15,908				15,908
19	ITEMS LESS THAN \$5 MILLION .....		126,842		6,500		133,342
	Remote monitoring and troubleshooting .....				[2,900]		
	Helicopter hangar door upgrades .....				[3,600]		
20	CHEMICAL WARFARE DETECTORS .....		7,470				7,470
21	SUBMARINE LIFE SUPPORT SYSTEM .....		13,016				13,016
	<b>REACTOR PLANT EQUIPMENT</b>						
22	REACTOR POWER UNITS .....		438,503				438,503
23	REACTOR COMPONENTS .....		266,469				266,469
	<b>OCEAN ENGINEERING</b>						
24	DIVING AND SALVAGE EQUIPMENT .....		10,227				10,227
	<b>SMALL BOATS</b>						
25	STANDARD BOATS .....		27,725		4,400		32,125
	Range support vehicle .....				[4,400]		
	<b>TRAINING EQUIPMENT</b>						
26	OTHER SHIPS TRAINING EQUIPMENT .....		16,094				16,094
	<b>PRODUCTION FACILITIES EQUIPMENT</b>						



27	OPERATING FORCES IPE .....	49,856	49,856
	<b>OTHER SHIP SUPPORT</b>		
28	NUCLEAR ALTERATIONS .....	116,829	116,829
29	LCS MODULES .....	82,951	82,951
	<b>LOGISTIC SUPPORT</b>		
30	LSD MIDLIFE .....	106,612	106,612
	<b>COMMUNICATIONS &amp; ELECTRONICS EQUIP</b>		
	<b>SHIP RADARS</b>		
31	RADAR SUPPORT .....	12,030	12,030
	<b>SHIP SONARS</b>		
32	SPQ-9B RADAR .....	8,887	8,887
33	AN/SQQ-89 SURF ASW COMBAT SYSTEM .....	87,219	87,219
34	SSN ACOUSTICS .....	237,015	237,015
35	UNDERSEA WARFARE SUPPORT EQUIPMENT .....	29,641	29,641
36	SONAR SWITCHES AND TRANSDUCERS .....	14,056	14,056
	<b>ASW ELECTRONIC EQUIPMENT</b>		
37	SUBMARINE ACOUSTIC WARFARE SYSTEM .....	20,739	20,739
38	SSTD .....	2,206	2,206
39	FIXED SURVEILLANCE SYSTEM .....	57,481	57,481
40	SURTASS .....	8,468	8,468
41	TACTICAL SUPPORT CENTER .....	18,586	18,586
	<b>ELECTRONIC WARFARE EQUIPMENT</b>		
42	AN/SLQ-32 .....	49,677	49,677
	<b>RECONNAISSANCE EQUIPMENT</b>		
43	SHIPBOARD IW EXPLOIT .....	105,624	105,624
44	AUTOMATED IDENTIFICATION SYSTEM (AIS) .....	1,299	1,299
	<b>SUBMARINE SURVEILLANCE EQUIPMENT</b>		
45	SUBMARINE SUPPORT EQUIPMENT PROG .....	71,558	71,558
	<b>OTHER SHIP ELECTRONIC EQUIPMENT</b>		
46	COOPERATIVE ENGAGEMENT CAPABILITY .....	31,091	31,091
47	TRUSTED INFORMATION SYSTEM (TIS) .....	338	338
48	NAVAL TACTICAL COMMAND SUPPORT SYSTEM (NTCSS) .....	33,358	33,358
49	ATDLS .....	2,273	2,273
50	NAVY COMMAND AND CONTROL SYSTEM (NCCS) .....	8,920	8,920

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
51	MINESWEEPING SYSTEM REPLACEMENT .....		81,441				81,441
52	SHALLOW WATER MCM .....		9,236				9,236
53	NAVSTAR GPS RECEIVERS (SPACE) .....		9,319				9,319
54	ARMED FORCES RADIO AND TV .....		3,328				3,328
55	STRATEGIC PLATFORM SUPPORT EQUIP .....		4,248				4,248
	<b>TRAINING EQUIPMENT</b>						
56	OTHER TRAINING EQUIPMENT .....		29,061				29,061
	<b>AVIATION ELECTRONIC EQUIPMENT</b>						
57	MATCALS .....		16,747				16,747
58	SHIPBOARD AIR TRAFFIC CONTROL .....		7,658				7,658
59	AUTOMATIC CARRIER LANDING SYSTEM .....		15,169				15,169
60	NATIONAL AIR SPACE SYSTEM .....		17,531				17,531
61	AIR STATION SUPPORT EQUIPMENT .....		6,851				6,851
62	MICROWAVE LANDING SYSTEM .....		8,551				8,551
63	ID SYSTEMS .....		29,572				29,572
64	TAC A/C MISSION PLANNING SYS(TAMPS) .....		9,098				9,098
	<b>OTHER SHORE ELECTRONIC EQUIPMENT</b>						
65	DEPLOYABLE JOINT COMMAND AND CONT .....		8,542				8,542
66	TADIX-B .....		6,909				6,909
67	GC/S-M EQUIPMENT TACTICAL/MOBILE .....		9,832				9,832
68	DCGS-N .....		16,634				16,634
69	CANES .....		34,398				34,398
70	RADIAC .....		6,104				6,104
71	CANES-INTELL .....		10,432				10,432
72	GPETE .....		5,861				5,861
73	INTEG COMBAT SYSTEM TEST FACILITY .....		4,445				4,445
74	EMI CONTROL INSTRUMENTATION .....		4,737				4,737
75	ITEMS LESS THAN \$5 MILLION .....		51,048				51,048

76	<b>SHIPBOARD COMMUNICATIONS</b>			
77	SHIPBOARD TACTICAL COMMUNICATIONS .....	0	0	
78	PORTABLE RADIOS .....	0	0	
79	SHIP COMMUNICATIONS AUTOMATION .....	260,551	260,551	
80	MARITIME DOMAIN AWARENESS (MDA) .....	9,250	9,250	
	COMMUNICATIONS ITEMS UNDER \$5M .....	39,846	39,846	
	<b>SUBMARINE COMMUNICATIONS</b>			
81	SUBMARINE BROADCAST SUPPORT .....	0	0	
82	SUBMARINE COMMUNICATION EQUIPMENT .....	59,013	59,013	
	<b>SATELLITE COMMUNICATIONS</b>			
83	SATELLITE COMMUNICATIONS SYSTEMS .....	28,665	28,665	
84	NAVY MULTIBAND TERMINAL (NMT) .....	161,021	161,021	
	<b>SHORE COMMUNICATIONS</b>			
85	JCS COMMUNICATIONS EQUIPMENT .....	2,256	2,256	
86	ELECTRICAL POWER SYSTEMS .....	1,309	1,309	
87	NAVAL SHORE COMMUNICATIONS .....	3,422	3,422	
	<b>CRYPTOGRAPHIC EQUIPMENT</b>			
88	INFO SYSTEMS SECURITY PROGRAM (ISSP) .....	120,529	120,529	
	<b>CRYPTOLOGIC EQUIPMENT</b>			
89	CRYPTOLOGIC COMMUNICATIONS EQUIP .....	18,322	18,322	
	<b>OTHER ELECTRONIC SUPPORT</b>			
90	COAST GUARD EQUIPMENT .....	20,189	20,189	
	<b>DRUG INTERDICTION SUPPORT</b>			
91	OTHER DRUG INTERDICTION SUPPORT .....	0	0	
	<b>AVIATION SUPPORT EQUIPMENT</b>			
	<b>SONOBUOYS</b>			
92	SONOBUOYS—ALL TYPES .....	87,846	87,846	
	<b>AIRCRAFT SUPPORT EQUIPMENT</b>			
93	WEAPONS RANGE SUPPORT EQUIPMENT .....	51,742	51,742	
94	EXPEDITIONARY AIRFIELDS .....	8,429	8,429	
95	AIRCRAFT REARMING EQUIPMENT .....	11,134	11,134	
96	AIRCRAFT LAUNCH & RECOVERY EQUIPMENT .....	37,063	37,063	
97	METEOROLOGICAL EQUIPMENT .....	25,581	25,581	
98	OTHER PHOTOGRAPHIC EQUIPMENT .....	1,573	1,573	

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
99	AVIATION LIFE SUPPORT .....		40,696				40,696
100	AIRBORNE MINE COUNTERMEASURES .....		35,855				35,855
101	LAMPS MK III SHIPBOARD EQUIPMENT .....		20,662				20,662
102	PORTABLE ELECTRONIC MAINTENANCE AIDS .....		12,812				12,812
103	OTHER AVIATION SUPPORT EQUIPMENT .....		12,018				12,018
	<b>ORDNANCE SUPPORT EQUIPMENT</b>						
	<b>SHIP GUN SYSTEM EQUIPMENT</b>						
104	NAVAL FIRES CONTROL SYSTEM .....		1,086				1,086
105	GUN FIRE CONTROL EQUIPMENT .....		8,076				8,076
	<b>SHIP MISSILE SYSTEMS EQUIPMENT</b>						
106	NATO SEASPARROW .....		11,121				11,121
107	RAM GMLS .....		11,805				11,805
108	SHIP SELF DEFENSE SYSTEM .....		54,290				54,290
109	AEGIS SUPPORT EQUIPMENT .....		162,307				162,307
110	TOMAHAWK SUPPORT EQUIPMENT .....		88,698				88,698
111	VERTICAL LAUNCH SYSTEMS .....		5,698				5,698
	<b>FBM SUPPORT EQUIPMENT</b>						
112	STRATEGIC MISSILE SYSTEMS EQUIP .....		184,034				184,034
	<b>ASW SUPPORT EQUIPMENT</b>						
113	SSN COMBAT CONTROL SYSTEMS .....		88,004				88,004
114	SUBMARINE ASW SUPPORT EQUIPMENT .....		5,282				5,282
115	SURFACE ASW SUPPORT EQUIPMENT .....		8,323				8,323
116	ASW RANGE SUPPORT EQUIPMENT .....		7,121				7,121
	<b>OTHER ORDNANCE SUPPORT EQUIPMENT</b>						
117	EXPLOSIVE ORDNANCE DISPOSAL EQUIP .....		58,288				58,288
118	ITEMS LESS THAN \$5 MILLION .....		3,546				3,546
	<b>OTHER EXPENDABLE ORDNANCE</b>						
119	ANTI-SHIP MISSILE DECOY SYSTEM .....		36,588				36,588

120	SURFACE TRAINING DEVICE MODS .....	7,337	7,337
121	SUBMARINE TRAINING DEVICE MODS .....	34,519	34,519
	<b>CIVIL ENGINEERING SUPPORT EQUIP</b>		
	<b>CIVIL ENGINEERING SUPPORT EQUIPMENT</b>		
122	PASSENGER CARRYING VEHICLES .....	3,719	3,719
123	GENERAL PURPOSE TRUCKS .....	584	584
124	CONSTRUCTION & MAINTENANCE EQUIP .....	13,935	13,935
125	FIRE FIGHTING EQUIPMENT .....	12,853	12,853
126	TACTICAL VEHICLES .....	31,741	31,741
127	AMPHIBIOUS EQUIPMENT .....	3,132	3,132
128	POLLUTION CONTROL EQUIPMENT .....	5,154	5,154
129	ITEMS UNDER \$5 MILLION .....	24,770	24,770
130	PHYSICAL SECURITY VEHICLES .....	1,128	1,128
	<b>SUPPLY SUPPORT EQUIPMENT</b>		
131	MATERIALS HANDLING EQUIPMENT .....	15,504	15,504
132	OTHER SUPPLY SUPPORT EQUIPMENT .....	6,655	6,655
133	FIRST DESTINATION TRANSPORTATION .....	6,315	6,315
134	SPECIAL PURPOSE SUPPLY SYSTEMS .....	66,549	66,549
	<b>PERSONNEL &amp; COMMAND SUPPORT EQUIP</b>		
	<b>TRAINING DEVICES</b>		
135	TRAINING SUPPORT EQUIPMENT .....	11,429	11,429
	<b>COMMAND SUPPORT EQUIPMENT</b>		
137	COMMAND SUPPORT EQUIPMENT .....	47,306	53,206
	Man overboard indicators .....		5,900
138	EDUCATION SUPPORT EQUIPMENT .....	2,067	2,067
139	MEDICAL SUPPORT EQUIPMENT .....	7,679	7,679
141	NAVAL MIP SUPPORT EQUIPMENT .....	1,433	1,433
143	OPERATING FORCES SUPPORT EQUIPMENT .....	12,754	12,754
144	CASR EQUIPMENT .....	5,317	5,317
145	ENVIRONMENTAL SUPPORT EQUIPMENT .....	20,033	20,033
146	PHYSICAL SECURITY EQUIPMENT .....	154,805	154,805
147	ENTERPRISE INFORMATION TECHNOLOGY .....	377,353	377,353
	<b>OTHER</b>		
148	CANCELLED ACCOUNT ADJUSTMENTS .....	0	0

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
999	CLASSIFIED PROGRAMS .....		19,767				19,767
	<b>SPARES AND REPAIR PARTS</b>						
149	SPARES AND REPAIR PARTS .....		215,906				215,906
	<b>TOTAL, OTHER PROCUREMENT, NAVY .....</b>		<b>6,450,208</b>		<b>21,600</b>		<b>6,471,808</b>
	<b>PROCUREMENT, MARINE CORPS</b>						
	<b>WEAPONS AND COMBAT VEHICLES</b>						
	<b>TRACKED COMBAT VEHICLES</b>						
1	AAV7A1 PIP .....		7,749				7,749
2	LAV PIP .....		41,277				41,277
3	M1A1 FIREPOWER ENHANCEMENTS .....		0				0
	<b>ARTILLERY AND OTHER WEAPONS</b>						
4	EXPEDITIONARY FIRE SUPPORT SYSTEM .....	10	9,723			10	9,723
5	155MM LIGHTWEIGHT TOWED HOWITZER .....	2	10,356			2	10,356
6	HIGH MOBILITY ARTILLERY ROCKET SYSTEM .....		22,230				22,230
7	WEAPONS AND COMBAT VEHICLES UNDER \$5 MILLION .....		26,091				26,091
	<b>WEAPONS</b>						
8	MODULAR WEAPON SYSTEM .....		0			0	0
	<b>OTHER SUPPORT</b>						
9	MODIFICATION KITS .....		40,916				40,916
10	WEAPONS ENHANCEMENT PROGRAM .....		13,115				13,115
	<b>GUIDED MISSILES AND EQUIPMENT</b>						
	<b>GUIDED MISSILES</b>						
11	GROUND BASED AIR DEFENSE .....		5,175				5,175
12	JAVELIN .....		0				0
13	FOLLOW ON TO SMAW .....		21,570				21,570
14	ANTI-ARMOR WEAPONS SYSTEM-HEAVY (AAWS-H) .....		20,315				20,315

15	<b>OTHER SUPPORT</b>			
	MODIFICATION KITS .....	3,798	3,798	
	<b>COMMUNICATIONS &amp; ELECTRONICS EQUIPMENT</b>			
16	<b>COMMAND AND CONTROL SYSTEMS</b>			
	UNIT OPERATIONS CENTER .....	10,776	10,776	
17	<b>REPAIR AND TEST EQUIPMENT</b>			
	REPAIR AND TEST EQUIPMENT .....	25,636	25,636	
	<b>OTHER SUPPORT (TEL)</b>			
18	COMBAT SUPPORT SYSTEM .....	32,877	32,877	
19	MODIFICATION KITS .....	0	0	
	<b>COMMAND AND CONTROL SYSTEM (NON-TEL)</b>			
20	ITEMS UNDER \$5 MILLION (COMM & ELEC) .....	3,405	3,405	
21	AIR OPERATIONS C2 SYSTEMS .....	67,568	67,568	
	<b>RADAR + EQUIPMENT (NON-TEL)</b>			
22	RADAR SYSTEMS .....	860	860	
	<b>INTELL/COMM EQUIPMENT (NON-TEL)</b>			
23	FIRE SUPPORT SYSTEM .....	3,906	3,906	
24	INTELLIGENCE SUPPORT EQUIPMENT .....	92,377	92,377	
25	RQ-11 UAV .....	32,490	32,490	16
26	DCGS-MC .....	4,582	4,582	
	<b>OTHER COMM/ELEC EQUIPMENT (NON-TEL)</b>			
27	NIGHT VISION EQUIPMENT .....	0	0	
	<b>OTHER SUPPORT (NON-TEL)</b>			
28	COMMON COMPUTER RESOURCES .....	258,947	258,947	
29	COMMAND POST SYSTEMS .....	33,021	33,021	
30	RADIO SYSTEMS .....	40,551	40,551	
31	COMM SWITCHING & CONTROL SYSTEMS .....	32,279	32,279	
32	COMM & ELEC INFRASTRUCTURE SUPPORT .....	15,278	15,278	
	<b>SUPPORT VEHICLES</b>			
	<b>ADMINISTRATIVE VEHICLES</b>			
33	COMMERCIAL PASSENGER VEHICLES .....	1,157	1,157	
34	COMMERCIAL CARGO VEHICLES .....	12,696	12,696	
	<b>TACTICAL VEHICLES</b>			
35	5/4T TRUCK HMMWV (MYP) .....	4,849	4,849	17

583

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
36	MOTOR TRANSPORT MODIFICATIONS .....		5,253				5,253
37	MEDIUM TACTICAL VEHICLE REPLACEMENT .....		11,721				11,721
38	LOGISTICS VEHICLE SYSTEM REP .....	550	133,827			550	133,827
39	FAMILY OF TACTICAL TRAILERS .....		19,156				19,156
40	TRAILERS .....		8,075				8,075
	<b>OTHER SUPPORT</b>						
41	ITEMS LESS THAN \$5 MILLION .....		6,016				6,016
	<b>ENGINEER AND OTHER EQUIPMENT</b>						
	<b>ENGINEER AND OTHER EQUIPMENT</b>						
42	ENVIRONMENTAL CONTROL EQUIP ASSORT .....		5,110				5,110
43	BULK LIQUID EQUIPMENT .....		10,743				10,743
44	TACTICAL FUEL SYSTEMS .....		29,330				29,330
45	POWER EQUIPMENT ASSORTED .....		19,419				19,419
46	AMPHIBIOUS SUPPORT EQUIPMENT .....		11,718				11,718
47	EOD SYSTEMS .....		64,093				64,093
	<b>MATERIALS HANDLING EQUIPMENT</b>						
48	PHYSICAL SECURITY EQUIPMENT .....		16,419				16,419
49	GARRISON MOBILE ENGINEER EQUIPMENT (GMEE) .....		10,976				10,976
50	MATERIAL HANDLING EQUIP .....		24,376				24,376
51	FIRST DESTINATION TRANSPORTATION .....		2,748				2,748
	<b>GENERAL PROPERTY</b>						
52	FIELD MEDICAL EQUIPMENT .....		6,722				6,722
53	TRAINING DEVICES .....		5,668				5,668
54	CONTAINER FAMILY .....		897				897
55	FAMILY OF CONSTRUCTION EQUIPMENT .....		18,261				18,261
56	FAMILY OF INTERNALLY TRANSPORTABLE VEH (ITV) .....		0				0
57	BRIDGE BOATS .....		12,567				12,567
58	RAPID DEPLOYABLE KITCHEN .....		4,283				4,283



59	<b>OTHER SUPPORT</b>			7,572	7,572
	ITEMS LESS THAN \$5 MILLION .....				
60	<b>SPARES AND REPAIR PARTS</b>			13,524	13,524
	SPARES AND REPAIR PARTS .....				
	<b>TOTAL, PROCUREMENT, MARINE CORPS</b> .....			<b>1,344,044</b>	<b>1,344,044</b>
	<b>AIRCRAFT PROCUREMENT, AIR FORCE</b>				
	<b>COMBAT AIRCRAFT</b>				
	<b>TACTICAL FORCES</b>				
1	F-35 .....	22	4,007,842	22	4,007,842
1	LESS: ADVANCE PROCUREMENT (PY) .....		-278,600		-278,600
2	ADVANCE PROCUREMENT (CY) .....		257,000		257,000
3	F-22A .....		158,039		158,039
3	LESS: ADVANCE PROCUREMENT (PY) .....		0		0
4	ADVANCE PROCUREMENT (CY) .....		0		0
	<b>AIRLIFT AIRCRAFT</b>				
	<b>TACTICAL AIRLIFT</b>				
5	C-17A (MYP) .....		14,283	114,400	128,683
	USAF-requested transfer from C-17 post production support (APAF 88) .....			[114,400]	
	<b>OTHER AIRLIFT</b>				
6	C-130J .....	8	566,167	8	566,167
6	LESS: ADVANCE PROCUREMENT (PY) .....		-102,900		-102,900
7	ADVANCE PROCUREMENT (CY) .....		48,000		48,000
8	HC-130J .....	4	349,300	4	349,300
9	ADVANCE PROCUREMENT (CY) .....		10,000		10,000
10	MC-130J .....	5	467,465	5	467,465
11	ADVANCE PROCUREMENT (CY) .....		60,000		60,000
12	HC/MC-130 RECAP .....		137,360		137,360
12	LESS: ADVANCE PROCUREMENT (PY) .....		-137,360		-137,360
13	ADVANCE PROCUREMENT (CY) .....		0		0
14	JOINT CARGO AIRCRAFT .....	8	351,200	8	351,200
	<b>TRAINER AIRCRAFT</b>				
	<b>UPT TRAINERS</b>				

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
15	LIGHT MOBILITY AIRCRAFT .....	15	65,699			15	65,699
16	USAF POWERED FLIGHT PROGRAM .....	12	4,099			12	4,099
	<b>OPERATIONAL TRAINERS</b>						
17	JPATS .....		0				0
	<b>OTHER AIRCRAFT</b>						
	<b>HELICOPTERS</b>						
18	COM VERT LIFT SPT PLATFORM (UH-1N Replace) ADVANCE PROCURE- MENT (CY) .....		6,432				6,432
19	V22 OSPREY .....	5	415,150			5	415,150
19	LESS: ADVANCE PROCUREMENT (PY) .....		-22,052				-22,052
20	ADVANCE PROCUREMENT (CY) .....		13,621				13,621
	<b>MISSION SUPPORT AIRCRAFT</b>						
21	C-29A FLIGHT INSPECTION ACFT .....		0				0
22	C-12 A .....		0				0
23	C-40 .....		0				0
24	CIVIL AIR PATROL A/C .....		2,424				2,424
25	HH-60M OPERATIONAL LOSS REPLACEMENT .....	3	104,447			3	104,447
26	RQ-11 .....		0				0
27	STUASLO .....		3,253				3,253
	<b>OTHER AIRCRAFT</b>						
28	TARGET DRONES .....	9	85,505			9	85,505
29	C-37A .....	2	52,000			2	52,000
30	RQ-4 UAV .....	4	762,678			4	762,678
30	LESS: ADVANCE PROCUREMENT (PY) .....		-113,049				-113,049
31	ADVANCE PROCUREMENT (CY) .....		90,200				90,200
32	MC 130 IN BA 04 .....		9,932				9,932
33	MQ-1 .....		0				0
34	MQ-9 .....	36	863,595		-18,300	36	845,295



PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
60	VC-25A MOD .....		13,175				13,175
61	C-40 .....		10,697				10,697
62	C-130 .....		257,339				257,339
63	C-130 MODS INTEL .....		3,963				3,963
64	C130J MODS .....		80,205				80,205
65	C-135 .....		44,228		6,000		50,228
	LAIRCM for KC-135 aircraft .....				[11,000]		
	Delay in starting Block 45 upgrade program .....				[-5,000]		
66	COMPASS CALL MODS .....		176,558				176,558
67	DARP .....		105,540				105,540
68	E-3 .....		195,163				195,163
69	E-4 .....		37,526				37,526
70	E-8 .....		188,504		102,500		291,004
	Maintain JSTARS re-engining at original plan level .....				[102,500]		
71	H-1 .....		2,457				2,457
72	H-60 .....		11,630				11,630
73	RQ-4 UAV MODS .....		119,415				119,415
74	HC/MC-130 MODIFICATIONS .....		1,944				1,944
75	OTHER AIRCRAFT .....		159,423		-116,400		43,023
	Transfer FAB-T funds to PE 33601F (RDAF 180) .....				[-116,400]		
76	MQ-1 MODS .....		208,213				208,213
77	MQ-9 MODS .....		108,922				108,922
78	MQ-9 PAYLOAD—UAS .....		115,383				115,383
79	CV-22 MODS .....		13,964				13,964
	AIRCRAFT SPARES AND REPAIR PARTS .....						
	INITIAL SPARES/REPAIR PARTS .....		622,020				622,020
80	AIRCRAFT SUPT EQUIPMENT & FACILITIES .....						
	COMMON SUPPORT EQUIPMENT .....						

81	AIRCRAFT REPLACEMENT SUPPORT EQUIP .....	91,701	91,701
	<b>POST PRODUCTION SUPPORT</b>		
82	B-1 .....	6,791	6,791
83	B-2A .....	26,217	26,217
84	B-52 .....	3,443	3,443
85	C-5 .....	195	195
86	C-5 .....	0	0
87	KC-10A (ATCA) .....	5,702	5,702
88	C-17A .....	153,347	38,947
	USAF-requested transfer to C-17 procurement (APAF 5) .....		-114,400
			[-114,400]
89	C-130 .....	28,295	28,295
90	EC-130J .....	0	0
91	F-15 .....	21,599	21,599
92	F-16 .....	17,838	17,838
93	T-6 .....	9,450	9,450
94	OTHER AIRCRAFT .....	53,953	53,953
95	T-1 .....	0	0
	<b>INDUSTRIAL PREPAREDNESS</b>		
96	INDUSTRIAL RESPONSIVENESS .....	24,619	24,619
	<b>WAR CONSUMABLES</b>		
97	WAR CONSUMABLES .....	92,939	92,939
	<b>OTHER PRODUCTION CHARGES</b>		
98	OTHER PRODUCTION CHARGES .....	1,079,742	1,079,742
99	OTHER PRODUCTION CHARGES—MQ-1 .....	37,500	37,500
	CLASSIFIED PROGRAMS		
	<b>OTHER PRODUCTION CHARGES—SOF</b>		
103	CANCELLED ACCT ADJUSTMENTS .....	0	0
	<b>DARP</b>		
104	DARP .....	19,117	19,117
999	CLASSIFIED PROGRAMS .....	12,981	12,981
	<b>TOTAL, AIRCRAFT PROCUREMENT, AIR FORCE</b> .....	<b>15,366,508</b>	<b>15,340,308</b>
	<b>MISSILE PROCUREMENT, AIR FORCE</b>		<b>-26,200</b>

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	<b>BALLISTIC MISSILES</b>						
	<b>MISSILE REPLACEMENT EQUIPMENT—BALLISTIC</b>						
1	MISSILE REPLACEMENT EQ-BALLISTIC .....		60,647				60,647
	<b>OTHER MISSILES</b>						
	<b>TACTICAL</b>						
2	JASSM .....	171	215,825			171	215,825
3	SIDEWINDER (AIM-9X) .....	178	64,523			178	64,523
4	AMRAAM .....	246	355,358			246	355,358
5	PREDTOR HELLFIRE MISSILE .....	460	44,570			460	44,570
6	SMALL DIAMETER BOMB .....	2,985	134,884			2,985	134,884
	<b>INDUSTRIAL FACILITIES</b>						
7	INDUSTRL PREPAREDNS/POL PREVENTION .....		833				833
	<b>MODIFICATION OF INSERVICE MISSILES</b>						
	<b>CLASS IV</b>						
8	ADVANCED CRUISE MISSILE .....		48				48
9	MM III MODIFICATIONS .....		123,378				123,378
10	AGM-65D MAVERICK .....		260				260
11	AGM-88A HARM .....		4,079				4,079
12	AIR LAUNCH CRUISE MISSILE (ALCM) .....		10,795				10,795
	<b>SPARES AND REPAIR PARTS</b>						
13	INITIAL SPARES/REPAIR PARTS .....		43,192				43,192
	<b>OTHER SUPPORT</b>						
	<b>SPACE PROGRAMS</b>						
14	ADVANCED EHF .....		38,078				38,078
14	LESS: ADVANCE PROCUREMENT (PY) .....		0				0
15	ADVANCE PROCUREMENT (CY) .....		208,520				208,520
16	WIDEBAND GAPPILLER SATELLITES(SPACE) .....	1	579,802			1	579,802
16	LESS: ADVANCE PROCUREMENT (PY) .....		-62,201				-62,201

17	ADVANCE PROCUREMENT (CY) .....	58,110		58,110
18	ADVANCE PROCUREMENT (CY) .....	122,490		122,490
19	SPACEBORNE EQUIP (COMSEC) .....	14,894		14,894
20	GLOBAL POSITIONING (SPACE) .....	64,609		64,609
20	LESS: ADVANCE PROCUREMENT (PY) .....	0		0
21	ADVANCE PROCUREMENT (CY) .....	0		0
22	NUDET DETECTION SYSTEM .....	0		0
23	DEF METEOROLOGICAL SAT PROG(SPACE) .....	88,719		88,719
24	EVOLVED EXPENDABLE LAUNCH VEH(SPACE) .....	3	24,000	3
	Crew augmentation .....		[14,000]	
	GPS metric tracking .....		[10,000]	
25	MEDIUM LAUNCH VEHICLE(SPACE) .....	0		0
26	SBIR HIGH (SPACE) .....	1	979,249	1
26	LESS: ADVANCE PROCUREMENT (PY) .....		-278,545	
27	ADVANCE PROCUREMENT (CY) .....		270,000	
28	NATL POLAR-ORBITING OP ENV SATELLITE .....		26,308	
	Early to need .....		-16,308	
			[-16,308]	
	<b>SPECIAL PROGRAMS</b>			
29	DEFENSE SPACE RECONN PROGRAM .....	0		0
33	SPECIAL UPDATE PROGRAMS .....	247,584		247,584
999	CLASSIFIED PROGRAMS .....	893,287		893,287
	<b>TOTAL, MISSILE PROCUREMENT, AIR FORCE</b> .....	<b>5,463,272</b>	<b>7,692</b>	<b>5,470,964</b>
	<b>PROCUREMENT OF AMMUNITION, AIR FORCE</b>			
	<b>ROCKETS</b>			
1	ROCKETS .....	19,106		19,106
	<b>CARTRIDGES</b>			
2	CARTRIDGES .....	141,049		141,049
	<b>BOMBS</b>			
3	PRACTICE BOMBS .....	34,094		34,094
4	GENERAL PURPOSE BOMBS .....	183,845		183,845
5	JOINT DIRECT ATTACK MUNITION .....	3,500		3,500
	<b>FLARE, IR MJU-7B</b>			

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
6	CAD/PAD .....		37,016				37,016
7	EXPLOSIVE ORDNANCE DISPOSAL (EOD) .....		3,383				3,383
8	SPARES AND REPAIR PARTS .....		1,000				1,000
9	MODIFICATIONS .....		1,112				1,112
10	ITEMS LESS THAN \$5,000,000 .....		5,015				5,015
	<b>FUZES</b>						
11	FLARES .....		72,758				72,758
12	FUZES .....		57,337				57,337
	<b>WEAPONS</b>						
	<b>SMALL ARMS</b>						
13	SMALL ARMS .....		7,063				7,063
	<b>TOTAL, PROCUREMENT OF AMMUNITION, AIR FORCE .....</b>		<b>667,420</b>		<b>0</b>		<b>667,420</b>
	<b>OTHER PROCUREMENT, AIR FORCE</b>						
	<b>VEHICULAR EQUIPMENT</b>						
	<b>PASSENGER CARRYING VEHICLES</b>						
1	PASSENGER CARRYING VEHICLES .....		29,207				29,207
	<b>CARGO + UTILITY VEHICLES</b>						
2	MEDIUM TACTICAL VEHICLE .....		45,618				45,618
3	CAP VEHICLES .....		902				902
4	ITEMS LESS THAN \$5,000,000 (CARGO) .....		31,773				31,773
	<b>SPECIAL PURPOSE VEHICLES</b>						
5	SECURITY AND TACTICAL VEHICLES .....		52,867				52,867
6	ITEMS LESS THAN \$5,000,000 (SPECIA .....		18,358				18,358
	<b>FIRE FIGHTING EQUIPMENT</b>						
7	FIRE FIGHTING/CRASH RESCUE VEHICLES .....		26,924				26,924
	<b>MATERIALS HANDLING EQUIPMENT</b>						



8	HALVERSEN LOADER .....	0	0
9	ITEMS LESS THAN \$5,000,000 .....	14,501	14,501
	<b>BASE MAINTENANCE SUPPORT</b>		
10	RUNWAY SNOW REMOV AND CLEANING EQU .....	25,404	25,404
11	ITEMS LESS THAN \$5,000,000(VEHICLES) .....	54,570	54,570
	<b>CANCELLED ACCOUNT ADJUSTM</b>		
12	CANCELLED ACCOUNT ADJUSTMENTS (BPA) .....	0	0
	<b>ELECTRONICS AND TELECOMMUNICATIONS EQUIP</b>		
	<b>COMM SECURITY EQUIPMENT(COMSEC)</b>		
13	COMSEC EQUIPMENT .....	216,381	216,381
14	MODIFICATIONS (COMSEC) .....	1,582	1,582
	<b>INTELLIGENCE PROGRAMS</b>		
15	INTELLIGENCE TRAINING EQUIPMENT .....	2,634	2,634
16	INTELLIGENCE COMM EQUIPMENT .....	30,685	30,685
	<b>ELECTRONICS PROGRAMS</b>		
17	AIR TRAFFIC CONTROL & LANDING SYS .....	6,517	6,517
18	NATIONAL AIRSPACE SYSTEM .....	112,056	112,056
19	THEATER AIR CONTROL SYS IMPROVEMEN .....	55,326	55,326
20	WEATHER OBSERVATION FORECAST .....	21,018	21,018
21	STRATEGIC COMMAND AND CONTROL .....	28,164	28,164
22	CHEYENNE MOUNTAIN COMPLEX .....	18,416	18,416
23	TAC SIGNIT SPT .....	377	377
24	DRUG INTERDICTION SPT .....	0	0
	<b>SPCL COMM-ELECTRONICS PROJECTS</b>		
25	GENERAL INFORMATION TECHNOLOGY .....	74,285	74,285
26	AF GLOBAL COMMAND & CONTROL SYS .....	9,210	9,210
27	MOBILITY COMMAND AND CONTROL .....	8,688	8,688
28	AIR FORCE PHYSICAL SECURITY SYSTEM .....	99,281	99,281
29	COMBAT TRAINING RANGES .....	29,637	37,137
	Joint threat emitter .....	7,500	7,500
30	C3 COUNTERMEASURES .....	11,112	11,112
31	GCSS-AF FOS .....	53,349	53,349
32	THEATER BATTLE MGT C2 SYSTEM .....	20,525	20,525
33	AIR & SPACE OPERATIONS CTR-WPN SYS .....	58,284	58,284

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	<b>AIR FORCE COMMUNICATIONS</b>						
34	INFORMATION TRANSPORT SYSTEMS .....		101,993				101,993
35	BASE INFO INFRASTRUCTURE .....		193,830				193,830
36	AFNET .....		151,643				151,643
37	VOICE SYSTEMS .....		25,399				25,399
38	USCENTCOM .....		36,020				36,020
	<b>DISA PROGRAMS</b>						
39	SPACE BASED IR SENSOR PGM SPACE .....		24,804				24,804
40	NAVSTAR GPS SPACE .....		5,279				5,279
41	NUDET DETECTION SYS SPACE .....		5,926				5,926
42	AF SATELLITE CONTROL NETWORK SPACE .....		60,383				60,383
43	SPACELIFT RANGE SYSTEM SPACE .....		91,004		23,500		114,504
	Eastern Processing Facility .....				[14,000]		
	Kodiak Launch Complex .....				[9,500]		
44	MILSATCOM SPACE .....		221,545				221,545
45	SPACE MODS SPACE .....		18,384				18,384
46	COUNTERSPACE SYSTEM .....		18,801				18,801
	<b>ORGANIZATION AND BASE</b>						
47	TACTICAL C-E EQUIPMENT .....		268,140				268,140
48	COMBAT SURVIVOR EVADER LOCATER .....		34,925				34,925
49	RADIO EQUIPMENT .....		14,541				14,541
50	CCTV/AUDIOVISUAL EQUIPMENT .....		11,613				11,613
51	BASE COMM INFRASTRUCTURE .....		108,308				108,308
	<b>MODIFICATIONS</b>						
52	COMM ELECT MODS .....		74,356				74,356
	<b>OTHER BASE MAINTENANCE AND SUPPORT EQUIP</b>						
	<b>PERSONAL SAFETY &amp; RESCUE EQUIP</b>						
53	NIGHT VISION GOGGLES .....		20,873				20,873

54	ITEMS LESS THAN \$5,000,000 (SAFETY) .....	14,292	14,292	
	<b>DEPOT PLANT+MTRLS HANDLING EQ</b>			
55	MECHANIZED MATERIAL HANDLING EQUIP .....	12,853	12,853	
	<b>BASE SUPPORT EQUIPMENT</b>			
56	BASE PROCURED EQUIPMENT .....	4,788	4,788	
57	CONTINGENCY OPERATIONS .....	28,390	28,390	
58	PRODUCTIVITY CAPITAL INVESTMENT .....	1,879	1,879	
59	MOBILITY EQUIPMENT .....	38,558	38,558	
60	ITEMS LESS THAN \$5,000,000 (BASE S) .....	4,989	4,989	
	<b>SPECIAL SUPPORT PROJECTS</b>			
62	DARP RC135 .....	23,296	23,296	
63	DCGS-AF .....	271,015	271,015	
65	SPECIAL UPDATE PROGRAM .....	489,680	489,680	
66	DEFENSE SPACE RECONNAISSANCE PROG. ....	32,668	32,668	
999	CLASSIFIED PROGRAMS .....	14,258,508	14,258,508	
	<b>SPARES AND REPAIR PARTS</b>			
70	SPARES AND REPAIR PARTS .....	19,046	19,046	
	<b>TOTAL, OTHER PROCUREMENT, AIR FORCE .....</b>	<b>17,845,380</b>	<b>31,000</b>	<b>17,876,380</b>
	<b>PROCUREMENT, DEFENSE-WIDE</b>			
	<b>MAJOR EQUIPMENT</b>			
1	<b>MAJOR EQUIPMENT, BTA</b>			
	MAJOR EQUIPMENT, BTA .....	4,000	4,000	
	<b>MAJOR EQUIPMENT, DCAA</b>			
2	ITEMS LESS THAN \$5 MILLION .....	1,477	1,477	
	<b>MAJOR EQUIPMENT, DCMA</b>			
3	MAJOR EQUIPMENT .....	2,052	2,052	
	<b>MAJOR EQUIPMENT, DHRA</b>			
4	PERSONNEL ADMINISTRATION .....	32,263	32,263	
	<b>MAJOR EQUIPMENT, DIA</b>			
5	DIA SUPPORT TO CENTCOM INTELLIGENCE ACT .....	0	0	
	<b>MAJOR EQUIPMENT, DISA</b>			
17	INFORMATION SYSTEMS SECURITY .....	14,625	14,625	

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
18	GLOBAL COMMAND AND CONTROL SYSTEM .....		5,275				5,275
19	GLOBAL COMBAT SUPPORT SYSTEM .....		2,803				2,803
20	TELEPORT PROGRAM .....		78,227				78,227
21	ITEMS LESS THAN \$5 MILLION .....		153,288				153,288
22	NET CENTRIC ENTERPRISE SERVICES (NCES) .....		4,391				4,391
23	DEFENSE INFORMATION SYSTEM NETWORK .....		86,206				86,206
24	PUBLIC KEY INFRASTRUCTURE .....		1,710				1,710
25	DRUG INTERDICTION SUPPORT .....		0				0
26	JOINT COMMAND AND CONTROL PROGRAM .....		0				0
27	CYBER SECURITY INITIATIVE .....		22,493				22,493
	<b>MAJOR EQUIPMENT, DLA</b>						
28	MAJOR EQUIPMENT .....		4,846				4,846
	<b>MAJOR EQUIPMENT, DMACT</b>						
29	MAJOR EQUIPMENT .....	4	10,478			4	10,478
	<b>MAJOR EQUIPMENT, DODEA</b>						
30	AUTOMATION/EDUCATIONAL SUPPORT & LOGISTICS .....		1,451				1,451
	<b>MAJOR EQUIPMENT, DEFENSE THREAT REDUCTION AGE</b>						
31	VEHICLES .....		50				50
32	OTHER MAJOR EQUIPMENT .....		12,007				12,007
	<b>MAJOR EQUIPMENT, DTSA</b>						
33	MAJOR EQUIPMENT .....		0				0
	<b>MAJOR EQUIPMENT, MISSILE DEFENSE AGENCY</b>						
34	TERMINAL HIGH ALTITUDE AREA DEFENSE FIELDING .....	67	858,870		-25,000	67	833,870
	Production delay .....				[-25,000]		
35	AEGIS FIELDING .....	8	94,080			8	94,080
	<b>MAJOR EQUIPMENT, NATIONAL GEOSPATIAL INTEL AG</b>						
	<b>MAJOR EQUIPMENT, NSA</b>						
45	INFORMATION SYSTEMS SECURITY PROGRAM (ISSP) .....		2,546				2,546

50	<b>MAJOR EQUIPMENT, OSD</b>			
51	MAJOR EQUIPMENT, OSD .....	124,050		124,050
	MAJOR EQUIPMENT, INTELLIGENCE .....	20,138		20,138
52	<b>UNDISTRIBUTED</b>			
	MAJOR EQUIPMENT, INTELLIGENCE .....	0		0
53	<b>MAJOR EQUIPMENT, TJS</b>			
	MAJOR EQUIPMENT, TJS .....	11,526		11,526
54	<b>MAJOR EQUIPMENT, WHS</b>			
999	MAJOR EQUIPMENT, WHS .....	27,179		27,179
	CLASSIFIED PROGRAMS .....	678,531		678,531
	<b>SPECIAL OPERATIONS COMMAND</b>			
	<b>AVIATION PROGRAMS</b>			
55	ROTARY WING UPGRADES AND SUSTAINMENT .....	79,840		79,840
56	MH-47 SERVICE LIFE EXTENSION PROGRAM .....	107,934		107,934
57	MH-60 SOF MODERNIZATION PROGRAM .....	179,375		179,375
58	NON-STANDARD AVIATION .....	179,949	9	179,949
59	UNMANNED VEHICLES .....	0		0
60	SOF TANKER RECAPITALIZATION .....	19,996		19,996
61	SOF U-28 .....	404		404
62	RQ-11 UAV .....	2,090		2,090
63	CV-22 SOF MOD .....	124,035	5	124,035
64	MQ-1 UAS .....	1,948		1,948
65	MQ-9 UAV .....	1,965		1,965
66	STUASLO UAV .....	12,148		12,148
67	C-130 MODIFICATIONS .....	22,500		22,500
68	AIRCRAFT SUPPORT .....	489		489
	<b>SHIPBUILDING</b>			
69	ADVANCED SEAL DELIVERY SYSTEM (ASDS) .....	0		0
70	MKS MOD1 SEAL DELIVERY VEHICLE .....	823		823
	<b>AMMUNITION PROGRAMS</b>			
71	SOF ORDNANCE REPLENISHMENT .....	79,608		79,608
72	SOF ORDNANCE ACQUISITION .....	24,215		24,215
	<b>OTHER PROCUREMENT PROGRAMS</b>			
73	COMMUNICATIONS EQUIPMENT AND ELECTRONICS .....	58,390		58,390
			28,000	

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	Special Operations Force deployable nodes .....				[28,000]		
74	SOF INTELLIGENCE SYSTEMS .....		75,892				75,892
75	SMALL ARMS AND WEAPONS .....		30,094		4,600		34,694
	Enhanced combat optical sight .....				[3,000]		
	SOF combat assault rifle (SCAR) .....				[1,600]		
76	DCGS-SOF .....		5,225				5,225
77	MARITIME EQUIPMENT MODIFICATIONS .....		206				206
78	SPEC APPLICATION FOR CONT .....		0				0
79	SOF COMBATANT CRAFT SYSTEMS .....		11,706				11,706
80	SPARES AND REPAIR PARTS .....		977				977
81	TACTICAL VEHICLES .....		30,965		55,000		85,965
	Ground mobility vehicle modification kits .....				[55,000]		
82	MISSION TRAINING AND PREPARATION SYSTEMS .....		28,354				28,354
83	COMBAT MISSION REQUIREMENTS .....		20,000				20,000
84	MILCON COLLATERAL EQUIPMENT .....		102,556				102,556
88	SOF AUTOMATION SYSTEMS .....		52,353				52,353
89	SOF GLOBAL VIDEO SURVEILLANCE ACTIVITIES .....		9,714				9,714
90	SOF OPERATIONAL ENHANCEMENTS INTELLIGENCE .....		30,900				30,900
91	SOF SOLDIER PROTECTION AND SURVIVAL SYSTEMS .....		221				221
92	SOF VISUAL AUGMENTATION, LASERS AND SENSOR .....		18,626		25,800		44,426
	Special operations binocular/monocular visual augmentation devices .....				[20,900]		
	Clip-on thermal imager .....				[4,900]		
93	SOF TACTICAL RADIO SYSTEMS .....		35,234				35,234
94	SOF MARITIME EQUIPMENT .....		804				804
95	DRUG INTERDICTION .....		0				0
96	MISCELLANEOUS EQUIPMENT .....		7,774				7,774
97	SOF OPERATIONAL ENHANCEMENTS .....		269,182				269,182
98	PSYOP EQUIPMENT .....		25,266				25,266

999	CLASSIFIED PROGRAMS .....	4,112	4,112	
	<b>CHEMICAL/BIOLOGICAL DEFENSE</b>			
	<b>CBDP</b>			
99	INSTALLATION FORCE PROTECTION .....	90,635	90,635	
100	INDIVIDUAL PROTECTION .....	74,686	74,686	
101	DECONTAMINATION .....	21,570	21,570	
102	JOINT BIO DEFENSE PROGRAM (MEDICAL) .....	19,389	19,389	
103	COLLECTIVE PROTECTION .....	27,542	27,542	
104	CONTAMINATION AVOIDANCE .....	136,114	136,114	
	<b>TOTAL, PROCUREMENT, DEFENSE-WIDE .....</b>	<b>4,280,368</b>	<b>88,400</b>	<b>4,368,768</b>
	<b>NATIONAL GUARD &amp; RESERVE EQUIPMENT</b>			
	<b>RESERVE EQUIPMENT</b>			
	<b>ARMY RESERVE</b>			
1	MISCELLANEOUS EQUIPMENT .....	0	0	0
	<b>NAVY RESERVE</b>			
2	MISCELLANEOUS EQUIPMENT .....	0	0	0
	<b>MARINE CORPS RESERVE</b>			
3	MISCELLANEOUS EQUIPMENT .....	0	0	0
	<b>AIR FORCE RESERVE</b>			
4	MISCELLANEOUS EQUIPMENT .....	0	0	0
	<b>NATIONAL GUARD EQUIPMENT</b>			
	<b>ARMY NATIONAL GUARD</b>			
5	MISCELLANEOUS EQUIPMENT .....	0	0	0
	<b>AIR NATIONAL GUARD</b>			
6	MISCELLANEOUS EQUIPMENT .....	0	0	0
	<b>TOTAL, NATIONAL GUARD &amp; RESERVE EQUIPMENT .....</b>	<b>0</b>	<b>0</b>	<b>0</b>
	<b>MINE RESISTANT AMBUSH PROT VEH FUND</b>			
1	MINE RESISTANT AMBUSH PROT VEH FUND .....	0	0	0
	<b>MINE RESISTANT AMBUSH PROT VEH FUND</b>			
2	MINE RESISTANT AMBUSH PROT VEH FUND .....	0	0	0

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	TOTAL, MINE RESISTANT AMBUSH PROT VEH FUND .....		0		0		0
	TOTAL PROCUREMENT .....		111,377,073		373,803		111,750,876



SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS.

PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
AIRCRAFT PROCUREMENT, ARMY							
AIRCRAFT							
FIXED WING							
2	C-12 CARGO AIRPLANE .....	5	78,060			5	78,060
4	MQ-1 UAV .....	0	47,000			0	47,000
5	RQ-11 (RAVEN) .....	0	17,430			0	17,430
ROTARY							
11	UH-60 BLACKHAWK (MYP) .....	2	40,500			2	40,500
13	CH-47 HELICOPTER .....	2	70,600			2	70,600
MODIFICATION OF AIRCRAFT							
16	C12 AIRCRAFT MODS .....	0	122,340			0	122,340
17	MQ-1 PAYLOAD—UAS .....	0	3,600			0	3,600
19	GUARDRAIL MODS (MIP) .....	0	30,200			0	30,200
20	MULTI SENSOR ABN RECON (MIP) .....	0	86,200			0	86,200
21	AH-64 MODS .....	0	199,200			0	199,200
23	CH-47 CARGO HELICOPTER MODS (MYP) .....	0	82,900			0	82,900
27	UTILITY HELICOPTER MODS .....	0	14,530			0	14,530
28	KIOWA WARRIOR .....	0	187,288			0	187,288
29	AIRBORNE AVIONICS .....	0	24,983			0	24,983
31	RQ-7 UAV MODS .....	0	97,800			0	97,800
GROUND SUPPORT AVIONICS							
36	ASE INFRARED CM .....	0	197,990			0	197,990
OTHER SUPPORT							

PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
38	COMMON GROUND EQUIPMENT .....	0	65,627			0	65,627
40	AIR TRAFFIC CONTROL .....	0	7,555			0	7,555
	<b>TOTAL, AIRCRAFT PROCUREMENT, ARMY .....</b>		<b>1,373,803</b>		<b>0</b>		<b>1,373,803</b>
	<b>MISSILE PROCUREMENT, ARMY</b>						
	<b>AIR-TO-SURFACE MISSILE SYSTEM</b>						
4	HELLFIRE SYS SUMMARY .....	0	190,459			0	190,459
6	ANTI-TANK/ASSAULT MISSILE SYS TOW 2 SYSTEM SUMMARY .....	1,782	112,769			1,782	112,769
	<b>MODIFICATIONS</b>						
13	ITAS/TOW MODS .....	0	40,600			0	40,600
	<b>TOTAL, MISSILE PROCUREMENT, ARMY .....</b>		<b>343,828</b>		<b>0</b>		<b>343,828</b>
	<b>PROCUREMENT OF W&amp;TCV, ARMY</b>						
	<b>MODIFICATION OF TRACKED COMBAT VEHICLES</b>						
9	STRYKER (MOD) .....	0	445,000			0	445,000
	<b>WEAPONS &amp; OTHER COMBAT VEHICLES</b>						
26	MORTAR SYSTEMS .....	136	8,600			136	8,600
28	XM320 GRENADE LAUNCHER MODULE (GLM) .....	5,428	22,500			5,428	22,500
32	COMMON REMOTELY OPERATED WEAPONS STATION (CRO) .....	425	100,000			425	100,000
34	HOWITZER LT WT 155MM (T) .....	14	62,000			14	62,000
	<b>MOD OF WEAPONS AND OTHER COMBAT VEH</b>						
36	M4 CARBINE MODS .....	0	12,900			0	12,900
37	M2 50 CAL MACHINE GUN MODS .....	0	15,000			0	15,000
40	M119 MODIFICATIONS .....	0	21,500			0	21,500
	<b>SUPPORT EQUIPMENT &amp; FACILITIES</b>						

	<b>TOTAL, PROCUREMENT OF W&amp;TCV, ARMY .....</b>	<b>687,500</b>	<b>0</b>	<b>687,500</b>
	<b>PROCUREMENT OF AMMUNITION, ARMY</b>			
	<b>SMALL/MEDIUM CAL AMMUNITION</b>			
2	CTG, 7.62MM, ALL TYPES .....	0		32,604
4	CTG, .50 CAL, ALL TYPES .....	0		128,876
5	CTG, 20MM, ALL TYPES .....	0		20,056
7	CTG, 30MM, ALL TYPES .....	0		23,826
8	CTG, 40MM, ALL TYPES .....	0		62,700
	<b>MORTAR AMMUNITION</b>			
11	120MM MORTAR, ALL TYPES .....	0		120,160
	APMI unit cost savings .....			-50,100
				[-50,100]
	<b>ARTILLERY AMMUNITION</b>			
15	CTG, ARTY, 105MM, ALL TYPES .....	0		37,620
16	CTG, ARTY, 155MM, ALL TYPES .....	0		37,620
18	MODULAR ARTILLERY CHARGE SYSTEM (MACS), ALL T .....	0		15,048
	<b>ARTILLERY FUZES</b>			
19	ARTILLERY FUZES, ALL TYPES .....	0		12,540
	<b>ROCKETS</b>			
24	SHOULDER LAUNCHED MUNITIONS, ALL TYPES .....	0		17,556
25	ROCKET, HYDRA 70, ALL TYPES .....	0		139,285
	<b>OTHER AMMUNITION</b>			
27	GRENADES, ALL TYPES .....	0		2,000
	<b>MISCELLANEOUS</b>			
31	NON-LETHAL AMMUNITION, ALL TYPES .....	0		15,000
	<b>PRODUCTION BASE SUPPORT</b>			
40	CONVENTIONAL MUNITIONS DEMILITARIZATION, ALL .....	0		37,700
	<b>TOTAL, PROCUREMENT OF AMMUNITION, ARMY .....</b>	<b>702,591</b>	<b>-50,100</b>	<b>652,491</b>
	<b>OTHER PROCUREMENT, ARMY</b>			
	<b>TACTICAL VEHICLES</b>			
5	FAMILY OF MEDIUM TACTICAL VEH (FMTV) .....	1,692	1,692	516,350

**PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS**  
(In Thousands of Dollars)

Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
7	FAMILY OF HEAVY TACTICAL VEHICLES (FHTV) .....	0	188,677			0	188,677
9	ARMORED SECURITY VEHICLES (ASV) .....	106	52,780			106	52,780
10	MINE PROTECTION VEHICLE FAMILY .....	0	136,700			0	136,700
14	HMMVV RECAPITALIZATION PROGRAM .....	0	989,067			0	989,067
15	MODIFICATION OF IN SVC EQUIP .....	0	20,000			0	20,000
	<b>COMM—JOINT COMMUNICATIONS</b>						
24	WIN-T—GROUND FORCES TACTICAL NETWORK .....	0	8,163			0	8,163
	<b>COMM—SATELLITE COMMUNICATIONS</b>						
27	SHF TERM .....	0	62,415			0	62,415
29	NAVSTAR GLOBAL POSITIONING SYSTEM (SPACE) .....	0	13,500			0	13,500
	<b>COMM—COMBAT COMMUNICATIONS</b>						
40	AMC CRITICAL ITEMS—OPA2 .....	0	3,946			0	3,946
47	RADIO, IMPROVED HF (COTS) FAMILY .....	0	78,253			0	78,253
48	MEDICAL COMM FOR OBT CASUALTY CARE (MC4) .....	0	15,000			0	15,000
	<b>COMM—LONG HAUL COMMUNICATIONS</b>						
53	BASE SUPPORT COMMUNICATIONS .....	0	70,000			0	70,000
	<b>COMM—BASE COMMUNICATIONS</b>						
57	INSTALLATION INFO INFRASTRUCTURE MOD PROGRAM( .....	0	413,200			0	413,200
	<b>ELECT EQUIP—TACT INT REL ACT (TIARA)</b>						
65	PROPHET GROUND .....	0	18,900			0	18,900
70	DCGS-A (MIP) .....	0	197,092			0	197,092
74	CI HUMINT AUTO REPTING AND COLL(CHARCS) (MIP) .....	0	52,277			0	52,277
75	ITEMS LESS THAN \$5.0M (MIP) .....	0	5,400			0	5,400
	<b>ELECT EQUIP—ELECTRONIC WARFARE (EW)</b>						
76	LIGHTWEIGHT COUNTER MORTAR RADAR .....	0	25,000			0	25,000
77	WARLOCK .....	0	225,682			0	225,682
79	COUNTERINTELLIGENCE/SECURITY COUNTERMEASURES .....	0	455,639			0	455,639
	<b>ELECT EQUIP—TACTICAL SURV. (TAC SURV)</b>						

81	FAAD GBS .....	0	167,460	0	167,460
84	NIGHT VISION DEVICES .....	0	5,019	0	5,019
89	COUNTER-ROCKET, ARTILLERY & MORTAR (C-RAM) .....	0	291,400	0	291,400
90	BASE EXPEDITIONARY TARGETING AND SURV SYS .....	0	486,050	0	445,050
	Program reduction—lack of justification .....				-41,000
					[-41,000]
95	MOD OF IN-SVC EQUIP (FIREFINDER RADARS) .....	0	69,800	0	69,800
96	FORCE XXI BATTLE CMD BRIGADE & BELOW (FBCB2) .....	0	135,500	0	135,500
98	LIGHTWEIGHT LASER DESIGNATOR/RANGEFINDER (LLD) .....	0	22,371	0	22,371
99	COMPUTER BALLISTICS: LHMC XM32 .....	0	1,800	0	1,800
101	COUNTERFIRE RADARS .....	0	20,000	0	20,000
	<b>ELECT EQUIP—TACTICAL C2 SYSTEMS</b>				
103	TACTICAL OPERATIONS CENTERS .....	0	43,800	0	43,800
104	FIRE SUPPORT C2 FAMILY .....	0	566	0	566
105	BATTLE COMMAND SUSTAINMENT SUPPORT SYSTEM (BC) .....	0	420	0	420
108	KNIGHT FAMILY .....	0	49,744	0	49,744
110	AUTOMATIC IDENTIFICATION TECHNOLOGY .....	0	2,222	0	2,222
114	NETWORK MANAGEMENT INITIALIZATION AND SERVICE .....	0	5,000	0	5,000
115	MANEUVER CONTROL SYSTEM (MCS) .....	0	60,111	0	60,111
	<b>ELECT EQUIP—AUTOMATION</b>				
121	AUTOMATED DATA PROCESSING EQUIP .....	0	10,500	0	10,500
	<b>ELECT EQUIP—SUPPORT</b>				
999	CLASSIFIED PROGRAMS .....	0	775	0	775
	<b>CHEMICAL DEFENSIVE EQUIPMENT</b>				
130	PROTECTIVE SYSTEMS .....	0	5,690	0	5,690
	<b>BRIDGING EQUIPMENT</b>				
135	TACTICAL BRIDGE, FLOAT-RIBBON .....	0	3,220	0	3,220
	<b>ENGINEER (NON-CONSTRUCTION) EQUIPMENT</b>				
137	GRND STANDOFF MINE DETECTION SYSTEM (GSTAMIDS) .....	0	191,000	0	191,000
	<b>COMBAT SERVICE SUPPORT EQUIPMENT</b>				
141	HEATERS AND ECU'S .....	0	8,708	0	8,708
149	FORCE PROVIDER .....	0	261,599	0	261,599
150	FIELD FEEDING EQUIPMENT .....	0	29,903	0	29,903
	<b>PETROLEUM EQUIPMENT</b>				
154	DISTRIBUTION SYSTEMS, PETROLEUM & WATER .....	0	55,105	0	55,105

PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	<b>WATER EQUIPMENT</b>						
155	WATER PURIFICATION SYSTEMS .....	0	12,086			0	12,086
	<b>MEDICAL EQUIPMENT</b>						
156	COMBAT SUPPORT MEDICAL .....	0	8,680			0	8,680
	<b>MAINTENANCE EQUIPMENT</b>						
157	MOBILE MAINTENANCE EQUIPMENT SYSTEMS .....	0	41,398			0	41,398
	<b>CONSTRUCTION EQUIPMENT</b>						
159	GRADER, ROAD MTZD, Hvy, 6X4 (CCE) .....	0	3,390			0	3,390
161	SCRAPERS, EARTHMOVING .....	0	3,195			0	3,195
164	LOADERS .....	0	1,157			0	1,157
168	HIGH MOBILITY ENGINEER EXCAVATOR (HMEE) FOS .....	0	3,750			0	3,750
170	ITEMS LESS THAN \$5.0M (CONST EQUIP) .....	0	4,140			0	4,140
	<b>GENERATORS</b>						
174	GENERATORS AND ASSOCIATED EQUIP .....	0	37,480			0	37,480
	<b>MATERIAL HANDLING EQUIPMENT</b>						
175	ROUGH TERRAIN CONTAINER HANDLER (RTCH) .....	0	4,562			0	4,562
177	ALL TERRAIN LIFTING ARMY SYSTEM .....	0	56,609			0	56,609
	<b>TRAINING EQUIPMENT</b>						
179	TRAINING DEVICES, NONSYSTEM .....	0	28,624			0	28,624
180	CLOSE COMBAT TACTICAL TRAINER .....	0	8,200			0	8,200
	<b>TEST MEASURE AND DIG EQUIPMENT (TMD)</b>						
184	INTEGRATED FAMILY OF TEST EQUIPMENT (IFTE) .....	0	622			0	622
	<b>OTHER SUPPORT EQUIPMENT</b>						
186	RAPID EQUIPPING SOLDIER SUPPORT EQUIPMENT .....	0	58,590			0	58,590
187	PHYSICAL SECURITY SYSTEMS (OPA3) .....	0	77,000			0	77,000
192	SPECIAL EQUIPMENT FOR USER TESTING .....	0	1,987			0	1,987
	<b>TOTAL, OTHER PROCUREMENT, ARMY .....</b>		<b>5,827,274</b>		<b>-41,000</b>		<b>5,786,274</b>

**JOINT IMPR EXPLOSIVE DEV DEFEAT FUND**

1	<b>NETWORK ATTACK</b>				
	ATTACK THE NETWORK .....	0	1,434,400	-218,605	0
	Transfer to staff and infrastructure line .....			[-218,605]	
2	<b>JIEDDO DEVICE DEFEAT</b>				
	DEFEAT THE DEVICE .....	0	1,529,390	-95,875	0
	Transfer to staff and infrastructure line .....			[-95,875]	
3	<b>FORCE TRAINING</b>				
	TRAIN THE FORCE .....	0	286,210	-35,180	0
	Transfer to staff and infrastructure line .....			[-35,180]	
4	<b>STAFF AND INFRASTRUCTURE</b>				
	OPERATIONS .....			565,528	0
	Transfer from base budget .....			[215,868]	
	Transfer from attack the network .....			[218,605]	
	Transfer from defeat the device .....			[95,875]	
	Transfer from train the force .....			[35,180]	
	<b>TOTAL, JOINT IMPR EXPLOSIVE DEV DEFEAT FUND .....</b>		<b>3,250,000</b>	<b>215,868</b>	<b>3,465,868</b>

**AIRCRAFT PROCUREMENT, NAVY**

11	<b>COMBAT AIRCRAFT</b>				
	UH-1Y/AH-1Z .....	3	88,500		3
29	<b>MODIFICATION OF AIRCRAFT</b>				
	EA-6 SERIES .....	0	15,000		0
31	AV-8 SERIES .....	0	72,100		0
32	F-18 SERIES .....	0	43,250		0
34	AH-1W SERIES .....	0	35,510		0
35	HH-53 SERIES .....	0	36,248		0
36	SH-60 SERIES .....	0	6,430		0
39	P-3 SERIES .....	0	6,000		0
48	SPECIAL PROJECT AIRCRAFT .....	0	6,100		0
53	COMMON ECM EQUIPMENT .....	0	38,700		0
54	COMMON AVIONICS CHANGES .....	0	14,100		0

PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
55	COMMON DEFENSIVE WEAPON SYSTEM .....	0	10,500			0	10,500
57	RQ-7 SERIES .....	0	8,000			0	8,000
58	V-22 (TILT/ROTOR ACFT) OSPREY .....	0	36,420			0	36,420
	<b>AIRCRAFT SPARES AND REPAIR PARTS</b>						
59	SPARES AND REPAIR PARTS .....	0	3,500			0	3,500
	<b>TOTAL, AIRCRAFT PROCUREMENT, NAVY .....</b>		<b>420,358</b>		<b>0</b>		<b>420,358</b>
	<b>WEAPONS PROCUREMENT, NAVY</b>						
	<b>TACTICAL MISSILES</b>						
5	SIDEWINDER .....	9	2,923			9	2,923
9	HELLFIRE .....	794	85,504			794	85,504
	<b>GUNS AND GUN MOUNTS</b>						
26	SMALL ARMS AND WEAPONS .....	0	4,998			0	4,998
	<b>TOTAL, WEAPONS PROCUREMENT, NAVY .....</b>		<b>93,425</b>		<b>0</b>		<b>93,425</b>
	<b>PROCUREMENT OF AMMO, NAVY &amp; MC</b>						
	<b>NAVY AMMUNITION</b>						
1	GENERAL PURPOSE BOMBS .....	0	6,060			0	6,060
3	AIRBORNE ROCKETS, ALL TYPES .....	0	76,043			0	76,043
4	MACHINE GUN AMMUNITION .....	0	69,660			0	69,660
7	AIR EXPENDABLE COUNTERMEASURES .....	0	33,632			0	33,632
11	OTHER SHIP GUN AMMUNITION .....	0	455			0	455
12	SMALL ARMS & LANDING PARTY AMMO .....	0	7,757			0	7,757
13	PYROTECHNIC AND DEMOLITION .....	0	1,209			0	1,209
	<b>MARINE CORPS AMMUNITION</b>						
15	SMALL ARMS AMMUNITION .....	0	19,498			0	19,498



16	LINEAR CHARGES, ALL TYPES .....	0	4,677	0	4,677
17	40 MM, ALL TYPES .....	0	11,307	0	11,307
18	60MM, ALL TYPES .....	0	17,150	0	17,150
19	81MM, ALL TYPES .....	0	27,738	0	27,738
20	120MM, ALL TYPES .....	0	96,895	0	96,895
21	CTG 25MM, ALL TYPES .....	0	990	0	990
22	GRENADES, ALL TYPES .....	0	6,137	0	6,137
23	ROCKETS, ALL TYPES .....	0	13,543	0	13,543
24	ARTILLERY, ALL TYPES .....	0	137,118	0	137,118
25	DEMOLITION MUNITIONS, ALL TYPES .....	0	9,296	0	9,296
26	FUZE, ALL TYPES .....	0	25,888	0	25,888
27	NON LETHALS .....	0	31	0	31
	<b>TOTAL, PROCUREMENT OF AMMO, NAVY &amp; MC .....</b>		<b>565,084</b>	<b>0</b>	<b>565,084</b>
	<b>OTHER PROCUREMENT, NAVY</b>				
	<b>SMALL BOATS</b>				
25	STANDARD BOATS .....	0	30,706	0	30,706
	<b>AVIATION ELECTRONIC EQUIPMENT</b>				
57	MATCALS .....	0	27,080	0	27,080
	<b>OTHER SHORE ELECTRONIC EQUIPMENT</b>				
74	EMI CONTROL INSTRUMENTATION .....	0	1,800	0	1,800
	<b>AIRCRAFT SUPPORT EQUIPMENT</b>				
99	AVIATION LIFE SUPPORT .....	0	26,024	0	26,024
	<b>OTHER ORDNANCE SUPPORT EQUIPMENT</b>				
117	EXPLOSIVE ORDNANCE DISPOSAL EQUIP .....	0	132,386	0	132,386
	<b>CIVIL ENGINEERING SUPPORT EQUIPMENT</b>				
122	PASSENGER CARRYING VEHICLES .....	0	1,234	0	1,234
123	GENERAL PURPOSE TRUCKS .....	0	420	0	420
124	CONSTRUCTION & MAINTENANCE EQUIP .....	0	55,474	0	55,474
126	TACTICAL VEHICLES .....	0	91,802	0	91,802
129	ITEMS UNDER \$5 MILLION .....	0	26,016	0	26,016
	<b>SUPPLY SUPPORT EQUIPMENT</b>				
131	MATERIALS HANDLING EQUIPMENT .....	0	33,659	0	33,659

PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	<b>COMMAND SUPPORT EQUIPMENT</b>						
137	COMMAND SUPPORT EQUIPMENT .....	0	2,775			0	2,775
146	PHYSICAL SECURITY EQUIPMENT .....	0	46,417			0	46,417
	<b>SPARES AND REPAIR PARTS</b>						
149	SPARES AND REPAIR PARTS .....	0	4,942			0	4,942
	<b>TOTAL, OTHER PROCUREMENT, NAVY .....</b>		<b>480,735</b>		<b>0</b>		<b>480,735</b>
	<b>PROCUREMENT, MARINE CORPS</b>						
2	LAV PIP .....	0	152,333			0	152,333
	<b>ARTILLERY AND OTHER WEAPONS</b>						
5	155MM LIGHTWEIGHT TOWED HOWITZER .....	20	103,600			20	103,600
6	HIGH MOBILITY ARTILLERY ROCKET SYSTEM .....	0	145,533			0	145,533
7	WEAPONS AND COMBAT VEHICLES UNDER \$5 MILLION .....	0	7,329			0	7,329
	<b>OTHER SUPPORT</b>						
9	MODIFICATION KITS .....	0	12,000			0	12,000
10	WEAPONS ENHANCEMENT PROGRAM .....	0	18,571			0	18,571
	<b>COMMAND AND CONTROL SYSTEMS</b>						
16	UNIT OPERATIONS CENTER .....	0	112,424			0	112,424
	<b>REPAIR AND TEST EQUIPMENT</b>						
17	REPAIR AND TEST EQUIPMENT .....	0	15,962			0	15,962
	<b>OTHER SUPPORT (TEL)</b>						
19	MODIFICATION KITS .....	0	18,545			0	18,545
	<b>COMMAND AND CONTROL SYSTEM (NON-TEL)</b>						
20	ITEMS UNDER \$5 MILLION (COMM & ELEC) .....	0	11,549			0	11,549
21	AIR OPERATIONS C2 SYSTEMS .....	0	41,031			0	41,031
	<b>RADAR + EQUIPMENT (NON-TEL)</b>						
22	RADAR SYSTEMS .....	0	5,493			0	5,493

23	<b>INTELL/COMM EQUIPMENT (NON-TEL)</b>				
24	FIRE SUPPORT SYSTEM .....	0	4,710	0	4,710
26	INTELLIGENCE SUPPORT EQUIPMENT .....	0	82,897	0	82,897
	DCGS-MC .....	0	21,789	0	21,789
28	<b>OTHER SUPPORT (NON-TEL)</b>				
29	COMMON COMPUTER RESOURCES .....	0	29,412	0	29,412
30	COMMAND POST SYSTEMS .....	0	36,256	0	36,256
31	RADIO SYSTEMS .....	0	155,545	0	155,545
	COMM SWITCHING & CONTROL SYSTEMS .....	0	63,280	0	63,280
35	<b>TACTICAL VEHICLES</b>				
37	5/4T TRUCK HMMVV (MYP) .....	77	12,994	77	12,994
38	MEDIUM TACTICAL VEHICLE REPLACEMENT .....	0	80,559	0	80,559
39	LOGISTICS VEHICLE SYSTEM REP .....	230	109,100	230	109,100
	FAMILY OF TACTICAL TRAILERS .....	0	22,130	0	22,130
42	<b>ENGINEER AND OTHER EQUIPMENT</b>				
43	ENVIRONMENTAL CONTROL EQUIP ASSORT .....	0	17,799	0	17,799
44	BULK LIQUID EQUIPMENT .....	0	1,628	0	1,628
45	TACTICAL FUEL SYSTEMS .....	0	83,698	0	83,698
47	POWER EQUIPMENT ASSORTED .....	0	41,536	0	41,536
	EOD SYSTEMS .....	0	213,985	0	213,985
48	<b>MATERIALS HANDLING EQUIPMENT</b>				
50	PHYSICAL SECURITY EQUIPMENT .....	0	5,200	0	5,200
	MATERIAL HANDLING EQUIP .....	0	58,264	0	58,264
53	<b>GENERAL PROPERTY</b>				
54	TRAINING DEVICES .....	0	55,864	0	55,864
56	CONTAINER FAMILY .....	0	8,826	0	8,826
	FAMILY OF INTERNALLY TRANSPORTABLE VEH (ITV) .....	73	28,401	73	28,401
	<b>TOTAL, PROCUREMENT, MARINE CORPS</b> .....		<b>1,778,243</b>	<b>0</b>	<b>1,778,243</b>
<b>AIRCRAFT PROCUREMENT, AIR FORCE</b>					
<b>TACTICAL FORCES</b>					
1	F-35 .....	1	204,900	-1	-204,900
	Delay production ramp up .....			[-1]	[-204,900]

PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	<b>MISSION SUPPORT AIRCRAFT</b>						
25	HH-60M OPERATIONAL LOSS REPLACEMENT .....	3	114,000			3	114,000
26	RQ-11 .....	0	9,380			0	9,380
	<b>OTHER AIRCRAFT</b>						
34	MQ-9 .....	12	216,000			12	216,000
	<b>MODIFICATION OF INSERVICE AIRCRAFT</b>				0		
	<b>STRATEGIC AIRCRAFT</b>						
37	B-1B .....	0	8,500			0	8,500
	<b>TACTICAL AIRCRAFT</b>						
39	A-10 .....	0	16,500			0	16,500
	<b>AIRLIFT AIRCRAFT</b>						
44	C-5 .....	0	73,400			0	73,400
47	C-17A .....	0	224,450			0	224,450
	<b>OTHER AIRCRAFT</b>						
56	KC-10A (ATCA) .....	0	3,540			0	3,540
62	C-130 .....	0	166,720			0	166,720
63	C-130 MODS INTEL .....	0	10,900			0	10,900
66	COMPASS CALL MODS .....	0	10,000			0	10,000
72	H-60 .....	0	81,000			0	81,000
75	OTHER AIRCRAFT .....	0	61,600			0	61,600
78	MQ-9 PAYLOAD—UAS .....	0	45,000			0	45,000
79	CV-22 MODS .....	0	830			0	830
	<b>AIRCRAFT SPARES + REPAIR PARTS</b>						
80	INITIAL SPARES/REPAIR PARTS .....	0	10,900			0	10,900
	<b>OTHER PRODUCTION CHARGES</b>						
98	OTHER PRODUCTION CHARGES .....	0	57,500			0	57,500
	<b>DARP</b>						
104	DARP .....	0	47,300			0	47,300

	<b>TOTAL, AIRCRAFT PROCUREMENT, AIR FORCE .....</b>	<b>1,362,420</b>	<b>-204,900</b>	<b>1,157,520</b>
	<b>MISSILE PROCUREMENT, AIR FORCE</b>			
	<b>TACTICAL</b>			
5	PREDATOR HELLFIRE MISSILE .....	431		431 41,621
	<b>MODIFICATION OF INSERVICE MISSILES</b>			
	<b>CLASS IV</b>			
10	AGM-65D MAVERICK .....	0		0 15,000
	<b>TOTAL, MISSILE PROCUREMENT, AIR FORCE .....</b>	<b>56,621</b>	<b>0</b>	<b>56,621</b>
	<b>PROCUREMENT OF AMMUNITION, AIR FORCE</b>			
	<b>CARTRIDGES</b>			
2	CARTRIDGES .....	0		0 30,801
	<b>BOMBS</b>			
4	GENERAL PURPOSE BOMBS .....	0		0 53,192
5	JOINT DIRECT ATTACK MUNITION .....	5,831		5,831 147,991
	<b>FUZES</b>			
11	FLARES .....	0		0 20,486
12	FUZES .....	0		0 24,982
	<b>SMALL ARMS</b>			
13	SMALL ARMS .....	0		0 15,507
	<b>TOTAL, PROCUREMENT OF AMMUNITION, AIR FORCE .....</b>	<b>292,959</b>	<b>0</b>	<b>292,959</b>
	<b>OTHER PROCUREMENT, AIR FORCE</b>			
	<b>CARGO + UTILITY VEHICLES</b>			
2	MEDIUM TACTICAL VEHICLE .....	0		0 7,350
	<b>SPECIAL PURPOSE VEHICLES</b>			
5	SECURITY AND TACTICAL VEHICLES .....	0		0 15,540
	<b>BASE MAINTENANCE SUPPORT</b>			
11	ITEMS LESS THAN \$5,000,000(VEHICLES) .....	0		0 690
	<b>INTELLIGENCE PROGRAMS</b>			

PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
16	INTELLIGENCE COMM EQUIPMENT .....	0	1,400			0	1,400
	<b>ELECTRONICS PROGRAMS</b>						
19	THEATER AIR CONTROL SYS IMPROVEMEN .....	0	4,354			0	4,354
20	WEATHER OBSERVATION FORECAST .....	0	9,825			0	9,825
	<b>SPCL COMM-ELECTRONICS PROJECTS</b>						
28	AIR FORCE PHYSICAL SECURITY SYSTEM .....	0	6,100			0	6,100
	<b>AIR FORCE COMMUNICATIONS</b>						
38	USCENTCOM .....	0	28,784			0	28,784
	<b>DISA PROGRAMS</b>						
44	MILSATCOM SPACE .....	0	4,300			0	4,300
46	COUNTERSPACE SYSTEM .....	0	8,200			0	8,200
	<b>ORGANIZATION AND BASE</b>						
47	TACTICAL C-E EQUIPMENT .....	0	2,552			0	2,552
	<b>MODIFICATIONS</b>						
52	COMM ELECT MODS .....	0	470			0	470
	<b>PERSONAL SAFETY &amp; RESCUE EQUIP</b>						
53	NIGHT VISION GOGGLES .....	0	8,833			0	8,833
	<b>BASE SUPPORT EQUIPMENT</b>						
56	BASE PROCURED EQUIPMENT .....	0	9,070			0	9,070
57	CONTINGENCY OPERATIONS .....	0	131,559			0	131,559
59	MOBILITY EQUIPMENT .....	0	16,588			0	16,588
	<b>SPECIAL SUPPORT PROJECTS</b>						
66	DEFENSE SPACE RECONNAISSANCE PROG. ....	0	9,700			0	9,700
999	CLASSIFIED PROGRAMS .....		2,822,166			0	2,822,166
	<b>TOTAL, OTHER PROCUREMENT, AIR FORCE .....</b>		<b>3,087,481</b>		<b>0</b>		<b>3,087,481</b>
	<b>PROCUREMENT, DEFENSE-WIDE</b>						

5	<b>MAJOR EQUIPMENT, DIA</b>						
	DIA SUPPORT TO CENTCOM INTELLIGENCE ACT .....	0	27,702	0	27,702	0	27,702
18	<b>MAJOR EQUIPMENT, DISA</b>						
20	GLOBAL COMMAND AND CONTROL SYSTEM .....	0	1,000	0	1,000	0	1,000
23	TELEPORT PROGRAM .....	0	6,191	0	6,191	0	6,191
	DEFENSE INFORMATION SYSTEM NETWORK .....	0	520	0	520	0	520
50	<b>MAJOR EQUIPMENT, OSD</b>						
	MAJOR EQUIPMENT, OSD .....	0	5,700	0	5,700	0	5,700
52	<b>UNDISTRIBUTED</b>						
	MAJOR EQUIPMENT, INTELLIGENCE .....	0	15,000	0	15,000	0	15,000
999	<b>MAJOR EQUIPMENT, WHS</b>						
	CLASSIFIED PROGRAMS .....		323,486	0	323,486		323,486
	<b>AVIATION PROGRAMS</b>						
55	ROTARY WING UPGRADES AND SUSTAINMENT .....	14	5,600	14	5,600		5,600
56	MIL-47 SERVICE LIFE EXTENSION PROGRAM .....	0	4,222	0	4,222		4,222
64	MQ-1 UAS .....	10	8,202	10	8,202		8,202
65	MQ-9 UAV .....	10	4,368	10	4,368		4,368
71	<b>AMMUNITION PROGRAMS</b>						
	SOF ORDNANCE REPLENISHMENT .....	15,159,630	75,878	15,159,630	75,878		75,878
72	SOF ORDNANCE ACQUISITION .....	8,570,544	49,776	8,570,544	49,776		49,776
	<b>OTHER PROCUREMENT PROGRAMS</b>						
73	COMMUNICATIONS EQUIPMENT AND ELECTRONICS .....	32	9,417	32	9,417		9,417
74	SOF INTELLIGENCE SYSTEMS .....	107	149,406	107	149,406		149,406
81	TACTICAL VEHICLES .....	263	36,262	263	36,262		36,262
83	COMBAT MISSION REQUIREMENTS .....	1	30,000	1	30,000		30,000
88	SOF AUTOMATION SYSTEMS .....	21	1,291	21	1,291		1,291
90	SOF OPERATIONAL ENHANCEMENTS INTELLIGENCE .....	1	25,000	1	25,000		25,000
92	SOF VISUAL AUGMENTATION, LASERS AND SENSOR .....	55	3,200	55	3,200		3,200
93	SOF TACTICAL RADIO SYSTEMS .....	217	3,985	217	3,985		3,985
96	MISCELLANEOUS EQUIPMENT .....	11	5,530	11	5,530		5,530
97	SOF OPERATIONAL ENHANCEMENTS .....	198	79,869	198	79,869		79,869
999	CLASSIFIED PROGRAMS .....		2,941	0	2,941		2,941
	<b>TOTAL, PROCUREMENT, DEFENSE-WIDE .....</b>		<b>874,546</b>	<b>0</b>	<b>874,546</b>		<b>874,546</b>

PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	MINE RESISTANT AMBUSH PROT VEH FUND						
2	MINE RESISTANT AMBUSH PROT VEH FUND .....	0	3,415,000			0	3,415,000
	TOTAL, MINE RESISTANT AMBUSH PROT VEH FUND .....		3,415,000		0		3,415,000
	TOTAL PROCUREMENT .....		24,611,868		-80,132		24,531,736



# TITLE XLII—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

## SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION.

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)					
Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
RESEARCH, DEVELOPMENT, TEST & EVAL, ARMY					
BASIC RESEARCH, ARMY					
0601101A	1	IN-HOUSE LABORATORY INDEPENDENT RESEARCH .....	21,780		21,780
0601102A	2	DEFENSE RESEARCH SCIENCES .....	195,845	6,000	201,845
		Advanced energy storage research .....		[4,000]	
		Ultracold matter system for navigation .....		[2,000]	
0601103A	3	UNIVERSITY RESEARCH INITIATIVES .....	91,161	2,000	93,161
		Accelerate lightweight vehicle protection materials .....		[2,000]	
0601104A	4	UNIVERSITY AND INDUSTRY RESEARCH CENTERS .....	98,087	2,000	100,087
		Materials processing research .....		[2,000]	
TOTAL, BASIC RESEARCH, ARMY .....			406,873	10,000	416,873
APPLIED RESEARCH, ARMY					
0602105A	5	MATERIALS TECHNOLOGY .....	29,882	15,500	45,382
		Advanced renewable jet fuels .....		[1,500]	

**RESEARCH, DEVELOPMENT, TEST, AND EVALUATION**  
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
		Applied composite materials research .....		[3,000]	
		High-strength fibers for ballistic armor applications .....		[2,000]	
		Lighter-weight body armor research .....		[1,500]	
		Magnesium armor manufacturing for ground vehicles .....		[2,000]	
		Nanosensor manufacturing research .....		[4,000]	
		Weapon systems repair technologies .....		[1,500]	
0602120A	6	SENSORS AND ELECTRONIC SURVIVABILITY .....	48,929		48,929
0602122A	7	TRACTOR HIP .....	14,624		14,624
0602211A	8	AVIATION TECHNOLOGY .....	43,476	2,000	45,476
		Integrated unmanned aerial systems sustainment and supply chain .....		[2,000]	
0602270A	9	ELECTRONIC WARFARE TECHNOLOGY .....	17,330		17,330
0602303A	10	MISSILE TECHNOLOGY .....	49,525		49,525
0602307A	11	ADVANCED WEAPONS TECHNOLOGY .....	18,190		18,190
0602308A	12	ADVANCED CONCEPTS AND SIMULATION .....	20,582	2,000	22,582
		Cognitive modeling and simulation research .....		[2,000]	
0602601A	13	COMBAT VEHICLE AND AUTOMOTIVE TECHNOLOGY .....	64,740	22,500	87,240
		Advanced materials research for alternative energy and transportation .....		[1,500]	
		Hybrid electric vehicle reliability research .....		[3,000]	
		Hybrid truck development .....		[4,000]	
		Tribology research .....		[2,000]	
		Unmanned ground vehicle initiative .....		[12,000]	
0602618A	14	BALLISTICS TECHNOLOGY .....	60,342	3,000	63,342
		Reactive armor research .....		[3,000]	
0602622A	15	CHEMICAL, SMOKE AND EQUIPMENT DEFEATING TECHNOLOGY .....	5,324	1,500	6,824
		Standoff detection of radiomelides .....		[1,500]	
0602623A	16	JOINT SERVICE SMALL ARMS PROGRAM .....	7,893		7,893
0602624A	17	WEAPONS AND MUNITIONS TECHNOLOGY .....	42,645	2,000	44,645
		Acoustic gun detection systems .....		[2,000]	
0602705A	18	ELECTRONICS AND ELECTRONIC DEVICES .....	60,859	8,000	68,859

		Nanoscale technologies for batteries .....		[2,000]	
		Portable solar power generator .....		[2,500]	
		Silicon carbide devices for power systems .....		[2,000]	
		Supply chain demonstration using radio frequency identification .....		[1,500]	
0602709A	19	NIGHT VISION TECHNOLOGY .....	40,228		40,228
0602712A	20	COUNTERMINE SYSTEMS .....	19,118	3,000	22,118
		Multispectral imaging technology optimization for explosives detection .....		[3,000]	
0602716A	21	HUMAN FACTORS ENGINEERING TECHNOLOGY .....	21,042		21,042
0602720A	22	ENVIRONMENTAL QUALITY TECHNOLOGY .....	18,364		18,364
0602782A	23	COMMAND, CONTROL, COMMUNICATIONS TECHNOLOGY .....	25,573		25,573
0602783A	24	COMPUTER AND SOFTWARE TECHNOLOGY .....	6,768		6,768
0602784A	25	MILITARY ENGINEERING TECHNOLOGY .....	79,189	2,000	81,189
		Atmospheric research .....		[2,000]	
0602785A	26	MANPOWER/PERSONNEL/TRAINING TECHNOLOGY .....	22,198		22,198
0602786A	27	WARFIGHTER TECHNOLOGY .....	27,746	3,500	31,246
		Combat rations enhancement research .....		[1,000]	
		Thermal resistant fiber research .....	96,797	[2,500]	103,797
0602787A	28	MEDICAL TECHNOLOGY .....		7,000	
		Blast protection for ground soldiers .....		[2,000]	
		Moderate hypothermia treatment for traumatic brain and spinal cord injury .....		[4,000]	
		Traumatic brain injury modeling research .....		[1,000]	
		<b>TOTAL, APPLIED RESEARCH, ARMY .....</b>	<b>841,364</b>	<b>72,000</b>	<b>913,364</b>
		<b>ADVANCED TECHNOLOGY DEVELOPMENT, ARMY</b>			
0603001A	29	WARFIGHTER ADVANCED TECHNOLOGY .....	37,364	1,500	38,864
		Moldable fabric armor .....		[1,500]	
0603002A	30	MEDICAL ADVANCED TECHNOLOGY .....	71,510	36,500	108,010
		Advanced medical training platform .....		[2,000]	
		Biosensor controller systems development .....		[2,500]	
		Body temperature conditioner systems .....		[2,500]	
		Eye trauma and vision enhancement research .....		[2,000]	
		Gulf War illness research .....		[12,000]	
		Handheld telemedicine device development .....		[3,000]	

**RESEARCH, DEVELOPMENT, TEST, AND EVALUATION**  
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0603003A	31	Improved advanced prosthetics manufacturing .....		[4,000]	
		Integrated medical technology program .....		[5,500]	
		Lower limb prosthetics research .....		[2,000]	
		Telemedicine research .....		[1,500]	
		AVIATION ADVANCED TECHNOLOGY .....	57,454	8,500	65,954
0603004A 0603005A	32 33	Enhanced gun fire detection .....		[2,000]	
		Improved aviation technology insertion capability .....		[2,500]	
		Next generation unmanned aerial vehicle engine .....		[2,000]	
		Rotocraft galvanic corrosion reduction .....		[2,000]	
		WEAPONS AND MUNITIONS ADVANCED TECHNOLOGY .....	64,438		64,438
		COMBAT VEHICLE AND AUTOMOTIVE ADVANCED TECHNOLOGY .....	89,499	78,200	167,699
		Advanced auxiliary power unit development .....		[2,000]	
		Advanced lithium ion battery systems .....		[3,000]	
		Advanced thermal management systems .....		[6,000]	
		Alternatives to improve weapon systems sustainment .....		[4,000]	
0603006A	34	Applied power management controls .....		[2,000]	
		Autonomous and connected vehicle development .....		[2,000]	
		Composite shelter .....		[2,000]	
		Force projection technology development .....		[8,000]	
		Forward water purification .....		[2,000]	
		Ground system power and mobility enhancement .....		[12,000]	
		Hydraulic hybrid vehicles for the tactical wheeled fleet .....		[2,700]	
		Improved ground system survivability .....		[10,000]	
		Mobile water generation .....		[2,500]	
		Multifunctional self-sensing vehicle armor .....		[2,000]	
		Plug-in hybrid electric vehicle program .....		[4,000]	
		Threat cue research .....		[2,000]	
		Vehicle electronics and architecture development .....		[12,000]	
		COMMAND, CONTROL, COMMUNICATIONS ADVANCED TECHNOLOGY .....	8,102		8,102

0603007A	35	MANPOWER, PERSONNEL AND TRAINING ADVANCED TECHNOLOGY .....	7,921		7,921
0603008A	36	ELECTRONIC WARFARE ADVANCED TECHNOLOGY .....	50,359		50,359
0603009A	37	TRACTOR HIKE .....	8,015		8,015
0603015A	38	NEXT GENERATION TRAINING & SIMULATION SYSTEMS .....	15,334	1,000	16,334
		Combat medic training systems .....		[1,000]	
0603020A	39	TRACTOR ROSE .....	12,309		12,309
0603103A	40	EXPLOSIVES DEMILITARIZATION TECHNOLOGY .....	0		0
0603105A	41	MILITARY HIV RESEARCH .....	6,688		6,688
0603125A	42	COMBATING TERRORISM, TECHNOLOGY DEVELOPMENT .....	10,550		10,550
0603270A	43	ELECTRONIC WARFARE TECHNOLOGY .....	18,350	3,000	21,350
		Laser systems for light aircraft missile defense .....		[3,000]	
0603313A	44	MISSILE AND ROCKET ADVANCED TECHNOLOGY .....	84,553	9,500	94,053
		Missile artillery advanced technology development .....		[9,500]	
0603322A	45	TRACTOR CAGE .....	9,986		9,986
0603606A	46	LANDMINE WARFARE AND BARRIER ADVANCED TECHNOLOGY .....	26,953		26,953
0603607A	47	JOINT SERVICE SMALL ARMS PROGRAM .....	9,151		9,151
0603710A	48	NIGHT VISION ADVANCED TECHNOLOGY .....	39,912	2,000	41,912
		Enhanced situation awareness .....		[2,000]	
0603728A	49	ENVIRONMENTAL QUALITY TECHNOLOGY DEMONSTRATIONS .....	15,878		15,878
0603734A	50	MILITARY ENGINEERING ADVANCED TECHNOLOGY .....	27,393	13,000	40,393
		Enzymatic biofuel production research .....		[2,000]	
		Improved projectile and hardened structure testing .....		[2,000]	
		Permafrost tunnel .....		[1,000]	
		Photovoltaic technology development .....		[8,000]	
0603772A	51	ADVANCED TACTICAL COMPUTER SCIENCE AND SENSOR TECHNOLOGY .....	24,873		24,873
		<b>TOTAL, ADVANCED TECHNOLOGY DEVELOPMENT, ARMY .....</b>	<b>696,592</b>	<b>153,200</b>	<b>849,792</b>
		<b>ADVANCED COMPONENT DEVELOPMENT, ARMY</b>			
0603024A	52	UNIQUE ITEM IDENTIFICATION (UID) .....	0		0
0603305A	53	ARMY MISSILE DEFENSE SYSTEMS INTEGRATION(NON SPACE) .....	11,455	10,500	21,955
		Adaptive robotic technology .....		[3,000]	
		Advanced environmental controls .....		[3,000]	
		Alternative power technology .....		[2,000]	

**RESEARCH, DEVELOPMENT, TEST, AND EVALUATION**  
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
		Discriminatory imaging research .....		[2,500]	
0603308A	54	ARMY MISSILE DEFENSE SYSTEMS INTEGRATION (SPACE) .....	27,551		27,551
0603327A	55	AIR AND MISSILE DEFENSE SYSTEMS ENGINEERING .....	0		0
0603619A	56	LANDMINE WARFARE AND BARRIER—ADV DEV .....	15,596		15,596
0603627A	57	SMOKE, OBSCURANT AND TARGET DEFEATING SYS-ADV DEV .....	2,425		2,425
0603639A	58	TANK AND MEDIUM CALIBER AMMUNITION .....	42,183		42,183
0603653A	59	ADVANCED TANK ARMAMENT SYSTEM (ATAS) .....	136,302		136,302
0603747A	60	SOLDIER SUPPORT AND SURVIVABILITY .....	18,556		18,556
0603766A	61	TACTICAL ELECTRONIC SURVEILLANCE SYSTEM—ADV DEV .....	17,962		17,962
0603774A	62	NIGHT VISION SYSTEMS ADVANCED DEVELOPMENT .....	0		0
0603779A	63	ENVIRONMENTAL QUALITY TECHNOLOGY .....	4,695		4,695
0603782A	64	WARFIGHTER INFORMATION NETWORK-TACTICAL .....	190,903		190,903
0603790A	65	NATO RESEARCH AND DEVELOPMENT .....	5,060		5,060
0603801A	66	AVIATION—ADV DEV .....	8,355		8,355
0603804A	67	LOGISTICS AND ENGINEER EQUIPMENT—ADV DEV .....	80,490		80,490
0603805A	68	COMBAT SERVICE SUPPORT CONTROL SYSTEM EVALUATION AND ANALYSIS .....	14,290		14,290
0603807A	69	MEDICAL SYSTEMS—ADV DEV .....	28,132		28,132
0603827A	70	SOLDIER SYSTEMS—ADVANCED DEVELOPMENT .....	48,323		48,323
0603850A	71	INTEGRATED BROADCAST SERVICE .....	970		970
0305205A	72	ENDURANCE UAVS .....	93,000		93,000
		<b>TOTAL, ADVANCED COMPONENT DEVELOPMENT, ARMY .....</b>	<b>746,248</b>	<b>10,500</b>	<b>756,748</b>
		<b>SYSTEM DEVELOPMENT &amp; DEMONSTRATION, ARMY</b>			
0604201A	73	AIRCRAFT AVIONICS .....	89,210		89,210
0604220A	74	ARMED, DEPLOYABLE HELOS .....	72,550		72,550
0604270A	75	ELECTRONIC WARFARE DEVELOPMENT .....	172,269	5,000	177,269
		Hostile fire detection for helicopters .....		[5,000]	
0604280A	76	JOINT TACTICAL RADIO .....	784		784

0604321A	77	ALL SOURCE ANALYSIS SYSTEM .....	22,574	22,574
0604328A	78	TRACTOR CAGE .....	23,194	23,194
0604601A	79	INFANTRY SUPPORT WEAPONS .....	80,337	80,337
0604604A	80	MEDIUM TACTICAL VEHICLES .....	3,710	3,710
0604609A	81	SMOKE, OBSCURANT AND TARGET DEFEATING SYS-SDD .....	5,335	5,335
0604611A	82	JAVELIN .....	9,999	9,999
0604622A	83	FAMILY OF HEAVY TACTICAL VEHICLES .....	3,519	3,519
0604633A	84	AIR TRAFFIC CONTROL .....	9,892	9,892
0604642A	85	LIGHT TACTICAL WHEELED VEHICLES .....	1,990	1,990
0604646A	86	NON-LINE OF SIGHT LAUNCH SYSTEM .....	-81,247	0
		Program termination .....	[-81,247]	
0604647A	87	NON-LINE OF SIGHT CANNON .....	0	0
0604660A	88	FCS MANNED GRD VEHICLES & COMMON GRD VEHICLE .....	0	0
0604661A	89	FCS SYSTEMS OF SYSTEMS ENGR & PROGRAM MGMT .....	568,711	568,711
0604662A	90	FCS RECONNAISSANCE (UAV) PLATFORMS .....	50,304	50,304
0604663A	91	FCS UNMANNED GROUND VEHICLES .....	249,948	249,948
0604664A	92	FCS UNATTENDED GROUND SENSORS .....	7,515	7,515
0604665A	93	FCS SUSTAINMENT & TRAINING R&D .....	610,389	610,389
0604666A	94	SPIN OUT TECHNOLOGY/CAPABILITY INSERTION .....	0	0
0604710A	95	NIGHT VISION SYSTEMS—SDD .....	52,549	52,549
0604713A	96	COMBAT FEEDING, CLOTHING, AND EQUIPMENT .....	2,118	2,118
0604715A	97	NON-SYSTEM TRAINING DEVICES—SDD .....	27,756	27,756
0604741A	98	AIR DEFENSE COMMAND, CONTROL AND INTELLIGENCE—SDD .....	34,209	34,209
0604742A	99	CONSTRUCTIVE SIMULATION SYSTEMS DEVELOPMENT .....	30,291	30,291
0604746A	100	AUTOMATIC TEST EQUIPMENT DEVELOPMENT .....	14,041	14,041
0604760A	101	DISTRIBUTIVE INTERACTIVE SIMULATIONS (DIS)—SDD .....	15,547	15,547
0604778A	102	POSITIONING SYSTEMS DEVELOPMENT (SPACE) .....	0	0
0604780A	103	COMBINED ARMS TACTICAL TRAINER (CATT) CORE .....	27,670	27,670
0604783A	104	JOINT NETWORK MANAGEMENT SYSTEM .....	0	0
0604802A	105	WEAPONS AND MUNITIONS—SDD .....	24,345	8,000
		XM1125 155mm smoke round development .....	[8,000]	
0604804A	106	LOGISTICS AND ENGINEER EQUIPMENT—SDD .....	41,039	41,039
0604805A	107	COMMAND, CONTROL, COMMUNICATIONS SYSTEMS—SDD .....	90,736	90,736
0604807A	108	MEDICAL MATERIEL/MEDICAL BIOLOGICAL DEFENSE EQUIPMENT—SDD .....	34,474	34,474

**RESEARCH, DEVELOPMENT, TEST, AND EVALUATION**  
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0604808A	109	LANDMINE WARFARE/BARRIER—SDD .....	95,577		95,577
0604814A	110	ARTILLERY MUNITIONS .....	26,371		26,371
0604817A	111	COMBAT IDENTIFICATION .....	29,884		29,884
0604818A	112	ARMY TACTICAL COMMAND & CONTROL HARDWARE & SOFTWARE .....	60,970		60,970
0604822A	113	GENERAL FUND ENTERPRISE BUSINESS SYSTEM (GFEBS) .....	13,576		13,576
0604823A	114	FIREFINDER .....	24,736		24,736
0604827A	115	SOLDIER SYSTEMS—WARRIOR DEM/VAL .....	20,886		20,886
0604854A	116	ARTILLERY SYSTEMS .....	53,624	30,000	83,624
		Paladin integrated management program .....		[30,000]	
0604869A	117	PATRIOT/MEADS COMBINED AGGREGATE PROGRAM (CAP) .....	467,139		467,139
0604870A	118	NUCLEAR ARMS CONTROL MONITORING SENSOR NETWORK .....	7,276		7,276
0605013A	119	INFORMATION TECHNOLOGY DEVELOPMENT .....	23,957		23,957
0605018A	120	ARMY INTEGRATED MILITARY HUMAN RESOURCES SYSTEM (A-IMHRS) .....	100,500		100,500
0605450A	121	JOINT AIR-TO-GROUND MISSILE (JAGM) .....	130,340		130,340
0605455A	122	SLAMRAAM .....	23,700		23,700
0605456A	123	PAC-3/ASE MISSILE .....	62,500		62,500
0605457A	124	ARMY INTEGRATED AIR AND MISSILE DEFENSE (AIAMD) .....	251,124		251,124
0605625A	125	MANNED GROUND VEHICLE .....	934,366		934,366
0605626A	126	AERIAL COMMON SENSOR .....	211,500		211,500
0303032A	127	TROJAN—RH12 .....	3,697	10,000	13,697
		Trojan swarm .....		[10,000]	
0304270A	128	ELECTRONIC WARFARE DEVELOPMENT .....	21,571		21,571
<b>TOTAL, SYSTEM DEVELOPMENT &amp; DEMONSTRATION, ARMY .....</b>			<b>5,021,546</b>	<b>-28,247</b>	<b>4,993,299</b>
<b>RDT&amp;E MANAGEMENT SUPPORT, ARMY</b>					
0604256A	129	THREAT SIMULATOR DEVELOPMENT .....	26,158		26,158
0604258A	130	TARGET SYSTEMS DEVELOPMENT .....	8,614		8,614
0604759A	131	MAJOR T&E INVESTMENT .....	42,102		42,102



0605103A	132	RAND ARROYO CENTER .....	20,492	20,492	20,492
0605301A	133	ARMY KWAJALEIN ATOLL .....	163,788	163,788	163,788
0605326A	134	CONCEPTS EXPERIMENTATION PROGRAM .....	17,704	17,704	17,704
0605502A	135	SMALL BUSINESS INNOVATIVE RESEARCH .....	0	0	0
0605601A	136	ARMY TEST RANGES AND FACILITIES .....	393,937	393,937	393,937
0605602A	137	ARMY TECHNICAL TEST INSTRUMENTATION AND TARGETS .....	59,040	59,040	69,240
		Common regional operational systems .....		10,200	
		Dugway field test improvements .....		[1,200]	
		Enhanced Army energy testing .....		[4,000]	
0605604A	138	SURVIVABILITY/LETHALITY ANALYSIS .....	41,812	41,812	41,812
0605605A	139	DOD HIGH ENERGY LASER TEST FACILITY .....	4,710	4,710	9,710
		Program increase .....		5,000	
0605606A	140	AIRCRAFT CERTIFICATION .....	5,055	5,055	5,055
0605702A	141	METEOROLOGICAL SUPPORT TO RDT&E ACTIVITIES .....	7,185	7,185	7,185
0605706A	142	MATERIEL SYSTEMS ANALYSIS .....	18,078	18,078	18,078
0605709A	143	EXPLOITATION OF FOREIGN ITEMS .....	5,460	5,460	5,460
0605712A	144	SUPPORT OF OPERATIONAL TESTING .....	68,191	68,191	68,191
0605716A	145	ARMY EVALUATION CENTER .....	61,450	61,450	61,450
0605718A	146	ARMY MODELING & SIM X-CMD COLLABORATION & INTEG .....	3,926	3,926	3,926
0605801A	147	PROGRAMWIDE ACTIVITIES .....	73,685	73,685	73,685
0605803A	148	TECHNICAL INFORMATION ACTIVITIES .....	48,309	48,309	48,309
0605805A	149	MUNITIONS STANDARDIZATION, EFFECTIVENESS AND SAFETY .....	53,338	53,338	55,938
		Unserviceable ammunition demilitarization .....		2,600	
0605857A	150	ENVIRONMENTAL QUALITY TECHNOLOGY MGMT SUPPORT .....	3,195	3,195	3,195
0605898A	151	MANAGEMENT HQ—R&D .....	16,154	16,154	16,154
0909999A	152	FINANCING FOR CANCELLED ACCOUNT ADJUSTMENTS .....	0	0	0
		<b>TOTAL, RDT&amp;E MANAGEMENT SUPPORT, ARMY .....</b>	<b>1,142,383</b>	<b>17,800</b>	<b>1,160,183</b>
		<b>OPERATIONAL SYSTEM DEVELOPMENT, ARMY</b>			
0603778A	153	MLRS PRODUCT IMPROVEMENT PROGRAM .....	51,619	51,619	51,619
0102419A	154	AEROSTAT JOINT PROJECT OFFICE .....	372,493	372,493	372,493
0203347A	155	INTELLIGENCE SUPPORT TO CYBER (ISC) MIP .....	2,360	2,360	2,360
0203726A	156	ADV FIELD ARTILLERY TACTICAL DATA SYSTEM .....	24,622	24,622	24,622

**RESEARCH, DEVELOPMENT, TEST, AND EVALUATION**  
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0203735A	157	COMBAT VEHICLE IMPROVEMENT PROGRAMS .....	204,481		204,481
0203740A	158	MANEUVER CONTROL SYSTEM .....	25,540		25,540
0203744A	159	AIRCRAFT MODIFICATIONS/PRODUCT IMPROVEMENT PROGRAMS .....	134,999		134,999
0203752A	160	AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM .....	710		710
0203758A	161	DIGITIZATION .....	6,329		6,329
0203759A	162	FORCE XXI BATTLE COMMAND, BRIGADE AND BELOW (FBCB2) .....	3,935		3,935
0203801A	163	MISSILE/AIR DEFENSE PRODUCT IMPROVEMENT PROGRAM .....	24,280		24,280
0203802A	164	OTHER MISSILE PRODUCT IMPROVEMENT PROGRAMS .....	0		0
0203808A	165	TRACTOR CARD .....	14,870		14,870
0208010A	166	JOINT TACTICAL COMMUNICATIONS PROGRAM (TRI-TAC) .....	0		0
0208053A	167	JOINT TACTICAL GROUND SYSTEM .....	12,403		12,403
0208058A	168	JOINT HIGH SPEED VESSEL (JHSV) .....	3,153		3,153
0303028A	170	SECURITY AND INTELLIGENCE ACTIVITIES .....	0		0
0303140A	171	INFORMATION SYSTEMS SECURITY PROGRAM .....	54,784		54,784
0303141A	172	GLOBAL COMBAT SUPPORT SYSTEM .....	125,569		125,569
0303142A	173	SATCOM GROUND ENVIRONMENT (SPACE) .....	33,694		33,694
0303150A	174	WWMCCS/GLOBAL COMMAND AND CONTROL SYSTEM .....	13,024		13,024
0303158A	175	JOINT COMMAND AND CONTROL PROGRAM (JC2) .....	0		0
0305204A	177	TACTICAL UNMANNED AERIAL VEHICLES .....	54,300		54,300
0305208A	178	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS .....	103,002		103,002
0305219A	179	MQ-1 SKY WARRIOR A UAV .....	123,156		123,156
0305232A	180	RQ-11 UAV .....	1,599		1,599
0305233A	181	RQ-7 UAV .....	7,805		7,805
0307207A	182	AERIAL COMMON SENSOR (ACS) .....	0		0
0307665A	183	BIOMETRICS ENABLED INTELLIGENCE .....	14,114		14,114
0702239A	184	AVIONICS COMPONENT IMPROVEMENT PROGRAM .....	0		0
0708045A	185	END ITEM INDUSTRIAL PREPAREDNESS ACTIVITIES .....	61,098		61,098
		Advanced ultrasonic inspection of helicopter rotor blades .....		4,900	4,900
		Titanium alloy armor development .....		[2,000]	[2,000]
				[2,900]	[2,900]

99999999	999	CLASSIFIED PROGRAMS .....	4,447	4,447	
		<b>TOTAL, OPERATIONAL SYSTEM DEVELOPMENT, ARMY .....</b>	<b>1,478,386</b>	<b>4,900</b>	<b>1,483,286</b>
		<b>TOTAL, RDT&amp;E, ARMY .....</b>	<b>10,333,392</b>	<b>240,153</b>	<b>10,573,545</b>
<b>ACCOUNT</b>		<b>RESEARCH, DEVELOPMENT, TEST &amp; EVAL, NAVY</b>			
		<b>BASIC RESEARCH, NAVY</b>			
0601103N	1	UNIVERSITY RESEARCH INITIATIVES .....	108,679	1,000	109,679
		Blast and impact resistant structures .....		[1,000]	
0601152N	2	IN-HOUSE LABORATORY INDEPENDENT RESEARCH .....	17,979		17,979
0601153N	3	DEFENSE RESEARCH SCIENCES .....	429,767	2,000	431,767
		Nanomaterials for solar cells .....		[2,000]	
		<b>TOTAL, BASIC RESEARCH, NAVY .....</b>	<b>556,425</b>	<b>3,000</b>	<b>559,425</b>
		<b>APPLIED RESEARCH, NAVY</b>			
0602114N	4	POWER PROJECTION APPLIED RESEARCH .....	98,150	3,000	101,150
		Energetics research .....		[3,000]	
0602123N	5	FORCE PROTECTION APPLIED RESEARCH .....	107,448	8,900	116,348
		Electro-kinetic wind energy research .....		[1,900]	
		Energy systems integration research .....		[2,500]	
		Port security technologies .....		[2,500]	
		Special operations forces combatant research .....		[2,000]	
0602131M	6	MARINE CORPS LANDING FORCE TECHNOLOGY .....	43,776		43,776
0602234N	7	MATERIALS, ELECTRONICS AND COMPUTER TECHNOLOGY .....	0	2,000	2,000
		Expanded infrared focal plane array technology and availability .....		[2,000]	
0602235N	8	COMMON PICTURE APPLIED RESEARCH .....	70,168	4,500	70,168
0602236N	9	WARFIGHTER SUSTAINMENT APPLIED RESEARCH .....	113,724	[1,000]	118,224
		Anti-reverse engineering technologies .....		[2,000]	
		Asset lifecycle program .....		[1,500]	
		Composite material optimization for watercraft .....			

**RESEARCH, DEVELOPMENT, TEST, AND EVALUATION**  
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0602271N	10	ELECTROMAGNETIC SYSTEMS APPLIED RESEARCH .....	83,902		83,902
0602435N	11	OCEAN WARFIGHTING ENVIRONMENT APPLIED RESEARCH .....	49,491	4,000	53,491
		Advanced unmanned underwater vehicle research .....		[3,000]	
		Laser underwater imaging and communications research .....		[1,000]	
0602651M	12	JOINT NON-LETHAL WEAPONS APPLIED RESEARCH .....	6,002		6,002
0602747N	13	UNDERSEA WARFARE APPLIED RESEARCH .....	69,186	1,500	70,686
		Acoustic search glider .....		[1,500]	
0602782N	14	MINE AND EXPEDITIONARY WARFARE APPLIED RESEARCH .....	36,833		36,833
		<b>TOTAL, APPLIED RESEARCH, NAVY .....</b>	<b>678,680</b>	<b>23,900</b>	<b>702,580</b>
		<b>ADVANCED TECHNOLOGY DEVELOPMENT, NAVY</b>			
0603114N	15	POWER PROJECTION ADVANCED TECHNOLOGY .....	117,908	2,000	119,908
		Mobile target tracking technologies .....		[2,000]	
0603123N	16	FORCE PROTECTION ADVANCED TECHNOLOGY .....	61,877	14,000	75,877
		Formable textiles .....		[3,000]	
		Mobile repair capability .....		[3,000]	
		Rare earth alternatives for permanent magnet motors .....		[3,000]	
		Single generator operations .....		[5,000]	
0603235N	17	COMMON PICTURE ADVANCED TECHNOLOGY .....	96,720	-40,911	55,809
		High-Integrity Global Positioning System .....		[-40,911]	
0603236N	18	WARFIGHTER SUSTAINMENT ADVANCED TECHNOLOGY .....	98,261	4,000	102,261
		Hybrid heavy lift logistics vehicle .....		[1,500]	
		Lighter-than-air platform .....		[2,500]	
0603271N	19	ELECTROMAGNETIC SYSTEMS ADVANCED TECHNOLOGY .....	82,143		82,143
0603640M	20	USMC ADVANCED TECHNOLOGY DEMONSTRATION (ATD) .....	115,089		115,089
0603651M	21	JOINT NON-LETHAL WEAPONS TECHNOLOGY DEVELOPMENT .....	11,131		11,131
0603729N	22	WARFIGHTER PROTECTION ADVANCED TECHNOLOGY .....	18,076		18,076
0603747N	23	UNDERSEA WARFARE ADVANCED TECHNOLOGY .....	49,276		49,276

0603758N	24	NAVY WARFIGHTING EXPERIMENTS AND DEMONSTRATIONS .....	53,177		53,177
0603782N	25	MINE AND EXPEDITIONARY WARFARE ADVANCED TECHNOLOGY .....	21,941		21,941
		<b>TOTAL, ADVANCED TECHNOLOGY DEVELOPMENT, NAVY .....</b>	<b>725,599</b>	<b>-20,911</b>	<b>704,688</b>
		<b>ADVANCED COMPONENT DEVELOPMENT, NAVY</b>			
0603207N	26	AIR/OCEAN TACTICAL APPLICATIONS .....	123,331		123,331
0603216N	27	AVIATION SURVIVABILITY .....	9,480		9,480
0603237N	28	DEPLOYABLE JOINT COMMAND AND CONTROL .....	4,275		4,275
0603254N	29	ASW SYSTEMS DEVELOPMENT .....	8,249		8,249
0603261N	30	TACTICAL AIRBORNE RECONNAISSANCE .....	6,452		6,452
0603382N	31	ADVANCED COMBAT SYSTEMS TECHNOLOGY .....	1,658		1,658
0603502N	32	SURFACE AND SHALLOW WATER MINE COUNTERMEASURES .....	81,347		81,347
0603506N	33	SURFACE SHIP TORPEDO DEFENSE .....	57,796		57,796
0603512N	34	CARRIER SYSTEMS DEVELOPMENT .....	93,830		93,830
0603513N	35	SHIPBOARD SYSTEM COMPONENT DEVELOPMENT .....	51		51
0603525N	36	PILOT FISH .....	81,784		81,784
0603527N	37	RETRACT LARCH .....	142,858		142,858
0603536N	38	RETRACT JUNIPER .....	134,497		134,497
0603542N	39	RADIOLOGICAL CONTROL .....	1,358		1,358
0603553N	40	SURFACE ASW .....	21,673		21,673
0603561N	41	ADVANCED SUBMARINE SYSTEM DEVELOPMENT .....	608,566	26,000	634,566
		Advanced actuators .....		[3,000]	
		Shock mitigation devices .....		[3,000]	
		Submarine payloads development .....		[20,000]	
0603562N	42	SUBMARINE TACTICAL WARFARE SYSTEMS .....	5,590		5,590
0603563N	43	SHIP CONCEPT ADVANCED DESIGN .....	17,883		17,883
0603564N	44	SHIP PRELIMINARY DESIGN & FEASIBILITY STUDIES .....	1,796	10,000	11,796
		Ship hydrodynamic facilities improvement .....		[10,000]	
0603570N	45	ADVANCED NUCLEAR POWER SYSTEMS .....	366,509		366,509
0603573N	46	ADVANCED SURFACE MACHINERY SYSTEMS .....	5,459		5,459
0603576N	47	CHALK EAGLE .....	447,804		447,804
0603581N	48	LITTORAL COMBAT SHIP (LCS) .....	226,288		226,288
0603582N	49	COMBAT SYSTEM INTEGRATION .....	24,344	3,000	27,344

**RESEARCH, DEVELOPMENT, TEST, AND EVALUATION**  
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
		Common network interface system .....		[3,000]	
0603609N	50	CONVENTIONAL MUNITIONS .....	5,388		5,388
0603611M	51	MARINE CORPS ASSAULT VEHICLES .....	242,765		242,765
0603635M	52	MARINE CORPS GROUND COMBAT/SUPPORT SYSTEM .....	40,505	4,500	45,005
		Decision and energy reduction tool .....		[4,500]	
0603654N	53	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT .....	25,873		25,873
0603658N	54	COOPERATIVE ENGAGEMENT .....	52,282		52,282
0603713N	55	OCEAN ENGINEERING TECHNOLOGY DEVELOPMENT .....	13,560		13,560
0603721N	56	ENVIRONMENTAL PROTECTION .....	20,207		20,207
0603724N	57	NAVY ENERGY PROGRAM .....	30,403	5,500	35,903
		Fuel cell and hydrogen generation technologies .....		[2,500]	
		High-density energy storage development .....		[3,000]	
0603725N	58	FACILITIES IMPROVEMENT .....	3,746		3,746
0603734N	59	CHALK CORAL .....	71,920		71,920
0603739N	60	NAVY LOGISTIC PRODUCTIVITY .....	4,139	6,500	10,639
		Fiber optic interconnect technology .....		[5,000]	
		Flame retardant textile fabric .....		[1,500]	
0603746N	61	RETRACT MAPLE .....	219,463		219,463
0603748N	62	LINK PLUMERIA .....	58,030		58,030
0603751N	63	RETRACT ELM .....	183,187		183,187
0603755N	64	SHIP SELF DEFENSE .....	4,385		4,385
0603764N	65	LINK EVERGREEN .....	41,433		41,433
0603787N	66	SPECIAL PROCESSES .....	36,457		36,457
0603790N	67	NATO RESEARCH AND DEVELOPMENT .....	9,196		9,196
0603795N	68	LAND ATTACK TECHNOLOGY .....	905		905
0603851M	69	NONLETHAL WEAPONS .....	43,272		43,272
0603860N	70	JOINT PRECISION APPROACH AND LANDING SYSTEMS .....	159,151		159,151
0603879N	71	SINGLE INTEGRATED AIR PICTURE (SIAP) SYSTEM ENGINEER (SE) .....	0		0
0603889N	72	COUNTERDRUG RDT&E PROJECTS .....	0		0

0603925N	73	DIRECTED ENERGY AND ELECTRIC WEAPON SYSTEMS .....	0	0
0604272N	74	TACTICAL AIR DIRECTIONAL INFRARED COUNTERMEASURES (TADIRCM) .....	51,693	51,693
0604653N	75	JOINT COUNTER RADIO CONTROLLED IED ELECTRONIC WARFARE (JCREW) .....	56,542	56,542
0604659N	76	PRECISION STRIKE WEAPONS DEVELOPMENT PROGRAM .....	25,121	25,121
0604707N	77	SPACE AND ELECTRONIC WARFARE (SEW) ARCHITECTURE/ENGINEERING SUPPORT .....	34,793	34,793
030354N	78	ASW SYSTEMS DEVELOPMENT—MIP .....	2,161	2,161
0303562N	79	SUBMARINE TACTICAL WARFARE SYSTEMS—MIP .....	4,253	4,253
0304270N	80	ELECTRONIC WARFARE DEVELOPMENT—MIP .....	663	663
		<b>TOTAL, ADVANCED COMPONENT DEVELOPMENT, NAVY .....</b>	<b>3,914,371</b>	<b>55,500</b>
		<b>3,914,371</b>		<b>3,969,871</b>
		<b>SYSTEM DEVELOPMENT &amp; DEMONSTRATION, NAVY</b>		
0604212N	81	OTHER HELO DEVELOPMENT .....	44,329	44,329
0604214N	82	AV-8B AIRCRAFT—ENG DEV .....	22,867	22,867
0604215N	83	STANDARDS DEVELOPMENT .....	45,667	45,667
0604216N	84	MULTI-MISSION HELICOPTER UPGRADE DEVELOPMENT .....	55,792	55,792
0604218N	85	AIR/OCEAN EQUIPMENT ENGINEERING .....	5,735	5,735
0604221N	86	P-3 MODERNIZATION PROGRAM .....	3,574	3,574
0604230N	87	WARFARE SUPPORT SYSTEM .....	3,733	3,733
0604231N	88	TACTICAL COMMAND SYSTEM .....	89,955	89,955
0604234N	89	ADVANCED HAWKEYE .....	171,132	171,132
0604245N	90	H-1 UPGRADES .....	60,498	60,498
0604261N	91	ACOUSTIC SEARCH SENSORS .....	64,834	64,834
0604262N	92	V-22A .....	46,070	46,070
0604264N	93	AIR CREW SYSTEMS DEVELOPMENT .....	8,689	8,689
0604269N	94	EA-18 .....	22,042	22,042
0604270N	95	ELECTRONIC WARFARE DEVELOPMENT .....	80,819	80,819
0604273N	96	VH-71A EXECUTIVE HELO DEVELOPMENT .....	159,785	159,785
0604274N	97	NEXT GENERATION JAMMER (NGJ) .....	120,602	120,602
0604280N	98	JOINT TACTICAL RADIO SYSTEM—NAVY (JTRS-NAVY) .....	687,723	687,723
0604300N	99	SC-21 TOTAL SHIP SYSTEM ENGINEERING .....	0	0
0604307N	100	SURFACE COMBATANT COMBAT SYSTEM ENGINEERING .....	193,933	193,933
0604311N	101	LPD-17 CLASS SYSTEMS INTEGRATION .....	1,373	1,373
0604329N	102	SMALL DIAMETER BOMB (SDB) .....	44,091	44,091

**RESEARCH, DEVELOPMENT, TEST, AND EVALUATION**  
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0604366N	103	STANDARD MISSILE IMPROVEMENTS .....	96,186		96,186
0604373N	104	AIRBORNE MCM .....	45,885		45,885
0604378N	105	NAVAL INTEGRATED FIRE CONTROL—COUNTER AIR SYSTEMS ENGINEERING .....	21,517		21,517
0604501N	106	ADVANCED ABOVE WATER SENSORS .....	274,371	-22,500	251,871
		Air and missile defense radar execution .....		[-22,500]	
0604503N	107	SSN-688 AND TRIDENT MODERNIZATION .....	118,897	3,800	122,697
		TB-33 thinline towed array .....		[3,800]	
0604504N	108	AIR CONTROL .....	5,665		5,665
0604512N	109	SHIPBOARD AVIATION SYSTEMS .....	70,117		70,117
0604518N	110	COMBAT INFORMATION CENTER CONVERSION .....	5,044		5,044
0604558N	111	NEW DESIGN SSN .....	155,489	10,300	165,789
		Advanced manufacturing for bow domes .....		[1,300]	
		Common command and control system module .....		[9,000]	
0604562N	112	SUBMARINE TACTICAL WARFARE SYSTEM .....	50,537	25,100	75,637
		Artificial intelligence-based combat system software module .....		[7,000]	
		SSGN weapon launcher technology insertion .....		[5,000]	
		SSN airborne ISR capability .....		[4,600]	
		Submarine environment for evaluation and development .....		[5,500]	
		Weapon acquisition and firing system .....		[3,000]	
0604567N	113	SHIP CONTRACT DESIGN/LIVE FIRE T&E .....	153,686	4,000	157,686
		Automated fiber optic manufacturing .....		[4,000]	
0604574N	114	NAVY TACTICAL COMPUTER RESOURCES .....	4,443		4,443
0604601N	115	MINE DEVELOPMENT .....	5,455		5,455
0604610N	116	LIGHTWEIGHT TORPEDO DEVELOPMENT .....	25,282		25,282
0604654N	117	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT .....	10,489		10,489
0604703N	118	PERSONNEL, TRAINING, SIMULATION, AND HUMAN FACTORS .....	10,759		10,759
0604727N	119	JOINT STANDOFF WEAPON SYSTEMS .....	12,567		12,567
0604755N	120	SHIP SELF DEFENSE (DETECT & CONTROL) .....	45,930	5,700	51,630
		Autonomous unmanned surface vessel (AUSV) .....		[5,700]	



0604756N	121	SHIP SELF DEFENSE (ENGAGE: HARD KILL) .....	5,860	12,000	17,860
		Next-generation Phalanx .....		[12,000]	
0604757N	122	SHIP SELF DEFENSE (ENGAGE: SOFT KILL/EW) .....	84,525	7,000	91,525
		NULKA upgrades .....		[7,000]	
0604761N	123	INTELLIGENCE ENGINEERING .....	6,820	5,000	6,820
0604771N	124	MEDICAL DEVELOPMENT .....	12,337	[2,000]	17,337
		Composite tissue transplantation for combat wound repair .....		[3,000]	
		Vision restoration .....			
0604777N	125	NAVIGATION/ID SYSTEM .....	66,636		66,636
0604800M	126	JOINT STRIKE FIGHTER (JSF)—EMD .....	667,916		667,916
0604800N	127	JOINT STRIKE FIGHTER (JSF) .....	707,791		707,791
0605013M	128	INFORMATION TECHNOLOGY DEVELOPMENT .....	22,783		22,783
0605013N	129	INFORMATION TECHNOLOGY DEVELOPMENT .....	28,280	5,000	33,280
		Information systems research .....		[5,000]	
0605018N	130	NAVY INTEGRATED MILITARY HUMAN RESOURCES SYSTEM (N-IMHS) .....	27,444		27,444
0605212N	131	CH-53K RDTE .....	577,435		577,435
0605430N	132	C/KC-130 AVIONICS MODERNIZATION PROGRAM (AMP) .....	0		0
0605450N	133	JOINT AIR-TO-GROUND MISSILE (JAGM) .....	100,846		100,846
0605500N	134	MULTI-MISSION MARITIME AIRCRAFT (MMA) .....	929,240		929,240
0204201N	135	CG(X) .....	0		0
0204202N	136	DDG-1000 .....	549,241		549,241
0304231N	137	TACTICAL COMMAND SYSTEM—MIP .....	1,318		1,318
0304503N	138	SSN-688 AND TRIDENT MODERNIZATION—MIP .....	1,415		1,415
0304785N	139	TACTICAL CRYPTOLOGIC SYSTEMS .....	17,019		17,019
		<b>TOTAL, SYSTEM DEVELOPMENT &amp; DEMONSTRATION, NAVY .....</b>	<b>6,852,468</b>	<b>55,400</b>	<b>6,907,868</b>
		<b>RDT&amp;E MANAGEMENT SUPPORT, NAVY .....</b>			
0604256N	140	THREAT SIMULATOR DEVELOPMENT .....	18,755		18,755
0604258N	141	TARGET SYSTEMS DEVELOPMENT .....	66,066		66,066
0604759N	142	MAJOR T&E INVESTMENT .....	37,522		37,522
0605152N	143	STUDIES AND ANALYSIS SUPPORT—NAVY .....	8,149		8,149
0605154N	144	CENTER FOR NAVAL ANALYSES .....	49,165		49,165
0605502N	145	SMALL BUSINESS INNOVATIVE RESEARCH .....	0		0

**RESEARCH, DEVELOPMENT, TEST, AND EVALUATION**  
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0605804N	146	TECHNICAL INFORMATION SERVICES .....	662		662
0605853N	147	MANAGEMENT, TECHNICAL & INTERNATIONAL SUPPORT .....	58,329		58,329
0605856N	148	STRATEGIC TECHNICAL SUPPORT .....	3,451		3,451
0605861N	149	RD&E SCIENCE AND TECHNOLOGY MANAGEMENT .....	72,094		72,094
0605863N	150	RD&E SHIP AND AIRCRAFT SUPPORT .....	95,332		95,332
0605864N	151	TEST AND EVALUATION SUPPORT .....	376,418		376,418
0605865N	152	OPERATIONAL TEST AND EVALUATION CAPABILITY .....	15,746		15,746
0605866N	153	NAVY SPACE AND ELECTRONIC WARFARE (SEW) SUPPORT .....	4,013		4,013
0605867N	154	SEW SURVEILLANCE/RECONNAISSANCE SUPPORT .....	19,700		19,700
0605873M	155	MARINE CORPS PROGRAM WIDE SUPPORT .....	17,721		17,721
0305885N	156	TACTICAL CRYPTOLOGIC ACTIVITIES .....	1,859		1,859
0804758N	157	SERVICE SUPPORT TO JFCOM, JNTC .....	4,260		4,260
0909999N	158	FINANCING FOR CANCELLED ACCOUNT ADJUSTMENTS .....	0		0
		<b>TOTAL, RD&amp;E MANAGEMENT SUPPORT, NAVY .....</b>	<b>849,242</b>	<b>0</b>	<b>849,242</b>
<b>OPERATIONAL SYSTEM DEVELOPMENT, NAVY</b>					
0604227N	160	HARPOON MODIFICATIONS .....	0		0
0604402N	161	UNMANNED COMBAT AIR VEHICLE (UCAV) ADVANCED COMPONENT AND PROTOTYPE DEVELOPMENT .....	266,368		266,368
0101231N	162	STRATEGIC SUB & WEAPONS SYSTEM SUPPORT .....	81,184	-8,500	72,684
		Strike study .....		[-10,000]	
		Virtual maintenance engineering platform .....		[1,500]	
0101234N	163	SSBN SECURITY TECHNOLOGY PROGRAM .....	34,997		34,997
0101226N	164	SUBMARINE ACOUSTIC WARFARE DEVELOPMENT .....	6,815		6,815
0101402N	165	NAVY STRATEGIC COMMUNICATIONS .....	10,331		10,331
0203761N	166	RAPID TECHNOLOGY TRANSITION (RTT) .....	35,120		35,120
0204136N	167	F/A-18 SQUADRONS .....	148,438		148,438

0204152N	168	E-2 SQUADRONS .....	19,011		19,011
0204163N	169	FLEET TELECOMMUNICATIONS (TACTICAL) .....	26,894		26,894
0204229N	170	TOMAHAWK AND TOMAHAWK MISSION PLANNING CENTER (TMPC) .....	10,587	7,600	18,187
		Cost reduction initiatives .....		[7,600]	
0204311N	171	INTEGRATED SURVEILLANCE SYSTEM .....	23,464		23,464
0204413N	172	AMPHIBIOUS TACTICAL SUPPORT UNITS (DISPLACEMENT CRAFT) .....	4,357		4,357
0204571N	173	CONSOLIDATED TRAINING SYSTEMS DEVELOPMENT .....	50,750		50,750
0204574N	174	CRYPTOLOGIC DIRECT SUPPORT .....	1,519		1,519
0204575N	175	ELECTRONIC WARFARE (EW) READINESS SUPPORT .....	39,398		39,398
0205601N	176	HARM IMPROVEMENT .....	14,207		14,207
0205604N	177	TACTICAL DATA LINKS .....	28,854		28,854
0205620N	178	SURFACE ASW COMBAT SYSTEM INTEGRATION .....	32,877		32,877
0205632N	179	MK-48 ADCAP .....	26,234		26,234
0205633N	180	AVIATION IMPROVEMENTS .....	133,611	7,000	140,611
		Aircraft metal alloys .....		[2,800]	
		Improved aircraft windshield laminates .....		[1,700]	
		Structural life tracking program for helicopters .....		[2,500]	
0205658N	181	NAVY SCIENCE ASSISTANCE PROGRAM .....	3,535		3,535
0205675N	182	OPERATIONAL NUCLEAR POWER SYSTEMS .....	74,229		74,229
0206313M	183	MARINE CORPS COMMUNICATIONS SYSTEMS .....	245,298	1,800	247,098
		System for triaging key evidence .....		[1,800]	
0206623M	184	MARINE CORPS GROUND COMBAT/SUPPORTING ARMS SYSTEMS .....	100,424	6,500	106,924
		Marine Corps personnel carrier data man system .....		[2,000]	
		Unique identification tracking software .....		[4,500]	
0206624M	185	MARINE CORPS COMBAT SERVICES SUPPORT .....	19,466		19,466
0206625M	186	USMC INTELLIGENCE/ELECTRONIC WARFARE SYSTEMS (MIP) .....	20,316		20,316
0207161N	187	TACTICAL AIM MISSILES .....	912		912
0207163N	188	ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM) .....	2,633		2,633
0208058N	189	JOINT HIGH SPEED VESSEL (JHSV) .....	3,586		3,586
0303109N	194	SATELLITE COMMUNICATIONS (SPACE) .....	422,268		422,268
0303138N	195	CONSOLIDATED AFLOAT NETWORK ENTERPRISE SERVICES (CANES) .....	63,563		63,563
0303140N	196	INFORMATION SYSTEMS SECURITY PROGRAM .....	25,934		25,934
0303158M	197	JOINT COMMAND AND CONTROL PROGRAM (JC2) .....	0		0
0303158N	198	JOINT COMMAND AND CONTROL PROGRAM (JC2) .....	0		0

**RESEARCH, DEVELOPMENT, TEST, AND EVALUATION**  
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0303238N	199	CONSOLIDATED AFLOAT NETWORK ENTERPRISE SERVICES (CANES)—MIP .....	8,375		8,375
0305149N	201	COBRA JUDY .....	36,527		36,527
0305160N	202	NAVY METEOROLOGICAL AND OCEAN SENSORS-SPACE (METOC) .....	63,878		63,878
0305192N	203	MILITARY INTELLIGENCE PROGRAM (MIP) ACTIVITIES .....	4,435		4,435
0305204N	204	TACTICAL UNMANNED AERIAL VEHICLES .....	35,212		35,212
0305205N	205	ENDURANCE UNMANNED AERIAL VEHICLES .....	0		0
0305206N	206	AIRBORNE RECONNAISSANCE SYSTEMS .....	0		0
0305207N	207	MANNED RECONNAISSANCE SYSTEMS .....	19,263		19,263
0305208M	208	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS .....	8,377		8,377
0305208N	209	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS .....	16,665		16,665
0305220N	210	RQ-4 UAV .....	529,250		529,250
0305231N	211	MQ-8 UAV .....	10,665		10,665
0305232M	212	RQ-11 UAV .....	512		512
0305233N	213	RQ-7 UAV .....	934		934
0305234M	214	SMALL (LEVEL 0) TACTICAL UAS (STUASLO) .....	26,209		26,209
0305234N	215	SMALL (LEVEL 0) TACTICAL UAS (STUASLO) .....	18,098		18,098
0307207N	216	AERIAL COMMON SENSOR (ACS) .....	0		0
0307217N	217	EP-3E REPLACEMENT (EPX) .....	0		0
0308601N	218	MODELING AND SIMULATION SUPPORT .....	8,158		8,158
0702207N	219	DEPOT MAINTENANCE (NON-IF) .....	18,649		18,649
0702239N	220	AVIONICS COMPONENT IMPROVEMENT PROGRAM .....	3,250		3,250
0708011N	221	INDUSTRIAL PREPAREDNESS .....	46,173	5,000	51,173
		Integrated manufacturing enterprise .....		[5,000]	
0708730N	222	MARITIME TECHNOLOGY (MARITECH) .....	0		0
99999999	999	CLASSIFIED PROGRAMS .....	1,284,901		1,284,901
		<b>TOTAL, OPERATIONAL SYSTEM DEVELOPMENT, NAVY .....</b>	<b>4,116,711</b>	<b>19,400</b>	<b>4,136,111</b>
<b>ACCOUNT</b>		<b>TOTAL, RDT&amp;E, NAVY .....</b>	<b>17,693,496</b>	<b>136,289</b>	<b>17,829,785</b>

ACCOUNT	RESEARCH, DEVELOPMENT, TEST & EVAL, AF		
	<b>BASIC RESEARCH, AIR FORCE</b>		
0601102F	1 DEFENSE RESEARCH SCIENCES .....	350,978	2,000
	Cyber training capability in modeling and simulation .....		[2,000]
0601103F	2 UNIVERSITY RESEARCH INITIATIVES .....	136,297	
0601108F	3 HIGH ENERGY LASER RESEARCH INITIATIVES .....	13,198	
	<b>TOTAL, BASIC RESEARCH, AIR FORCE .....</b>	<b>500,473</b>	<b>2,000</b>
	<b>APPLIED RESEARCH, AIR FORCE</b>		
0602102F	4 MATERIALS .....	137,273	9,000
	Advanced aerospace heat exchangers .....		[3,000]
	Energy efficiency, recovery, and generation systems .....		[1,000]
	Health monitoring sensors for aerospace components .....		[2,000]
	Improved nanomaterials and nanomanufacturing methods .....		[2,000]
	Light alloy aerospace and automotive parts development .....		[1,000]
0602201F	5 AEROSPACE VEHICLE TECHNOLOGIES .....	144,699	2,500
	Unmanned aerial system collaboration technologies .....		[2,500]
0602202F	6 HUMAN EFFECTIVENESS APPLIED RESEARCH .....	87,452	
0602203F	7 AEROSPACE PROPULSION .....	207,049	
0602204F	8 AEROSPACE SENSORS .....	157,497	1,500
	Accelerated development of gallium nitride materials .....		[1,500]
0602601F	9 SPACE TECHNOLOGY .....	111,857	7,500
	Reconfigurable electronics research .....		[500]
	Seismic research program .....		[5,000]
	Space plasma research .....		[2,000]
0602602F	10 CONVENTIONAL MUNITIONS .....	61,330	
0602605F	11 DIRECTED ENERGY TECHNOLOGY .....	103,596	
0602702F	12 COMMAND CONTROL AND COMMUNICATIONS .....	0	
0602788F	13 DOMINANT INFORMATION SCIENCES AND METHODS .....	117,283	
0602890F	14 HIGH ENERGY LASER RESEARCH .....	53,384	2,000

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)					
Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
		Directed energy research and development coordination .....		[2,000]	
		<b>TOTAL, APPLIED RESEARCH, AIR FORCE .....</b>	<b>1,181,420</b>	<b>22,500</b>	<b>1,203,920</b>
		<b>ADVANCED TECHNOLOGY DEVELOPMENT, AIR FORCE</b>			
0603112F	15	ADVANCED MATERIALS FOR WEAPON SYSTEMS .....	33,414	17,000	50,414
		Composite repair in theater .....		[2,000]	
		Metals affordability initiative .....		[10,000]	
		Sewage-derived biofuels program .....		[3,000]	
		Sonic infrared imaging technology development .....		[2,000]	
0603199F	16	SUSTAINMENT SCIENCE AND TECHNOLOGY (S&T) .....	2,935		2,935
0603203F	17	ADVANCED AEROSPACE SENSORS .....	44,677		44,677
0603211F	18	AEROSPACE TECHNOLOGY DEV/DEMO .....	53,588		53,588
0603216F	19	AEROSPACE PROPULSION AND POWER TECHNOLOGY .....	136,135	12,500	148,635
		Algal biofuel production research .....		[2,000]	
		Long range supersonic engine for high speed strike .....		[4,000]	
		Power module materials research .....		[4,000]	
		Scalable unmanned aerial vehicle engines .....		[2,500]	
0603231F	20	CREW SYSTEMS AND PERSONNEL PROTECTION TECHNOLOGY .....	0		0
0603270F	21	ELECTRONIC COMBAT TECHNOLOGY .....	16,992		16,992
0603401F	22	ADVANCED SPACECRAFT TECHNOLOGY .....	83,705	2,000	85,705
		Secure supply of carbon nanotubes .....		[2,000]	
0603444F	23	MAUI SPACE SURVEILLANCE SYSTEM (MSSS) .....	5,899		5,899
0603456F	24	HUMAN EFFECTIVENESS ADVANCED TECHNOLOGY DEVELOPMENT .....	24,814		24,814
0603601F	25	CONVENTIONAL WEAPONS TECHNOLOGY .....	15,755		15,755
0603605F	26	ADVANCED WEAPONS TECHNOLOGY .....	17,461		17,461
0603680F	27	MANUFACTURING TECHNOLOGY PROGRAM .....	39,701	2,000	41,701
		Improved production of frequency selective surface structures .....		[2,000]	
0603788F	28	BATTLESPACE KNOWLEDGE DEVELOPMENT AND DEMONSTRATION .....	32,382		32,382

0603789F	29	C3I ADVANCED DEVELOPMENT .....	0	0	
0603924F	30	HIGH ENERGY LASER ADVANCED TECHNOLOGY PROGRAM .....	1,847	1,847	
		<b>TOTAL, ADVANCED TECHNOLOGY DEVELOPMENT, AIR FORCE .....</b>	<b>509,305</b>	<b>33,500</b>	<b>542,805</b>
		<b>ADVANCED COMPONENT DEVELOPMENT, AIR FORCE</b>			
0603260F	31	INTELLIGENCE ADVANCED DEVELOPMENT .....	5,019	2,000	7,019
		Collaboration gateway .....		[2,000]	
0603287F	32	PHYSICAL SECURITY EQUIPMENT .....	3,576		3,576
0603423F	33	GLOBAL POSITIONING SYSTEM III—OPERATIONAL CONTROL SEGMENT .....	0	381,867	381,867
		OCX transfer from line 212 .....		[381,867]	
0603430F	34	ADVANCED EHF MILSATCOM (SPACE) .....	351,817		351,817
0603432F	35	POLAR MILSATCOM (SPACE) .....	164,232		164,232
0603438F	36	SPACE CONTROL TECHNOLOGY .....	45,012	6,000	51,012
		Space situational awareness .....		[6,000]	
0603742F	37	COMBAT IDENTIFICATION TECHNOLOGY .....	26,172		26,172
0603790F	38	NATO RESEARCH AND DEVELOPMENT .....	4,372		4,372
0603791F	39	INTERNATIONAL SPACE COOPERATIVE R&D .....	635		635
0603830F	40	SPACE PROTECTION PROGRAM (SPP) .....	8,349	5,000	13,349
		Program add .....		[5,000]	
0603845F	41	TRANSFORMATIONAL SATCOM (TSAT) .....	0		0
0603850F	42	INTEGRATED BROADCAST SERVICE .....	20,580		20,580
0603851F	43	INTERCONTINENTAL BALLISTIC MISSILE .....	66,745		66,745
0603854F	44	WIDEBAND GLOBAL SATCOM RDT&E (SPACE) .....	36,123		36,123
0603859F	45	POLLUTION PREVENTION .....	2,534		2,534
0603860F	46	JOINT PRECISION APPROACH AND LANDING SYSTEMS .....	13,952		13,952
0604015F	47	NEXT GENERATION BOMBER .....	198,957		198,957
0604283F	48	BATTLE MGMT COM & CTRL SENSOR DEVELOPMENT .....	0		0
0604327F	49	HARD AND DEEPLY BURIED TARGET DEFEAT SYSTEM (HDBTDS) PROGRAM .....	22,389		22,389
0604330F	50	JOINT DUAL ROLE AIR DOMINANCE MISSILE .....	9,799		9,799
0604337F	51	REQUIREMENTS ANALYSIS AND MATURATION .....	34,339		34,339
0604436F	52	NEXT-GENERATION MILSATCOM TECHNOLOGY DEVELOPMENT .....	0	50,000	50,000
		Next-generation MILSATCOM .....		[50,000]	
0604635F	53	GROUND ATTACK WEAPONS FUZE DEVELOPMENT .....	32,513		32,513

**RESEARCH, DEVELOPMENT, TEST, AND EVALUATION**  
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0604796F	54	ALTERNATIVE FUELS .....	24,064		24,064
0604830F	55	AUTOMATED AIR-TO-AIR REFUELING .....	85		85
0604857F	56	OPERATIONALLY RESPONSIVE SPACE .....	93,978	35,000	128,978
		Crosscutting capabilities .....		[20,000]	
		Radially segmented launch vehicle .....		[15,000]	
0604858F	57	TECH TRANSITION PROGRAM .....	12,260		12,260
0305178F	58	NATIONAL POLAR-ORBITING OPERATIONAL SATELLITE SYSTEM (NPOESS) .....	325,505	-225,000	100,505
		Program reduction .....		[-225,000]	
		<b>TOTAL, ADVANCED COMPONENT DEVELOPMENT, AIR FORCE .....</b>	<b>1,503,007</b>	<b>254,867</b>	<b>1,757,874</b>
		<b>SYSTEM DEVELOPMENT &amp; DEMONSTRATION, AIR FORCE</b>			
0603840F	59	GLOBAL BROADCAST SERVICE (GBS) .....	18,171		18,171
0604222F	60	NUCLEAR WEAPONS SUPPORT .....	60,545	8,000	68,545
		Nuclear enterprise surety tracking .....		[8,000]	
0604226F	61	B-1B .....	0		0
0604233F	62	SPECIALIZED UNDERGRADUATE FLIGHT TRAINING .....	8,066		8,066
0604240F	63	B-2 ADVANCED TECHNOLOGY BOMBER .....	0		0
0604270F	64	ELECTRONIC WARFARE DEVELOPMENT .....	89,966		89,966
0604280F	65	JOINT TACTICAL RADIO .....	631		631
0604281F	66	TACTICAL DATA NETWORKS ENTERPRISE .....	102,941		102,941
0604287F	67	PHYSICAL SECURITY EQUIPMENT .....	50		50
0604329F	68	SMALL DIAMETER BOMB (SDB) .....	153,505		153,505
0604421F	69	COUNTERSPACE SYSTEMS .....	40,276		40,276
0604425F	70	SPACE SITUATION AWARENESS SYSTEMS .....	426,525	-30,000	396,525
		SBSS follow-on early to need .....		[-30,000]	
0604429F	71	AIRBORNE ELECTRONIC ATTACK .....	25,937		25,937



0604441F	72	SPACE BASED INFRARED SYSTEM (SBIRS) HIGH EMD .....	530,047	15,000	545,047
		HEO ground and data exploitation .....		[15,000]	
0604443F	73	THIRD GENERATION INFRARED SURVEILLANCE (3GIRS) .....	0	25,000	25,000
		OPR technology development .....		[25,000]	
0604602F	74	ARMAMENT/ORDNANCE DEVELOPMENT .....	6,693		6,693
0604604F	75	SUBMUNITIONS .....	1,622		1,622
0604617F	76	AGILE COMBAT SUPPORT .....	37,987		37,987
0604706F	77	LIFE SUPPORT SYSTEMS .....	10,650		10,650
0604735F	78	COMBAT TRAINING RANGES .....	36,905		36,905
0604740F	79	INTEGRATED COMMAND & CONTROL APPLICATIONS (IC2A) .....	10		10
0604750F	80	INTELLIGENCE EQUIPMENT .....	1,364		1,364
0604800F	81	JOINT STRIKE FIGHTER (JSF) .....	883,773		883,773
0604851F	82	INTERCONTINENTAL BALLISTIC MISSILE .....	71,843		71,843
0604853F	83	EVOLVED EXPENDABLE LAUNCH VEHICLE PROGRAM (SPACE) .....	30,245		30,245
0605011F	84	RDT&E FOR AGING AIRCRAFT .....	0		0
0605221F	85	NEXT GENERATION AERIAL REFUELING AIRCRAFT .....	863,875		863,875
0605229F	86	CSAR HH-60 RECAPITALIZATION .....	12,584		12,584
0605277F	87	CSAR-X RDT&E .....	0		0
0605278F	88	HC/MC-130 RECAP RDT&E .....	15,536		15,536
0605452F	89	JOINT SIAP EXECUTIVE PROGRAM OFFICE .....	0		0
0207434F	90	LINK-16 SUPPORT AND SUSTAINMENT .....	0		0
0207451F	91	SINGLE INTEGRATED AIR PICTURE (SIAP) .....	1,832		1,832
0207701F	92	FULL COMBAT MISSION TRAINING .....	57,393		57,393
0305176F	93	COMBAT SURVIVOR EVADER LOCATOR .....	0		0
0401138F	94	JOINT CARGO AIRCRAFT (JCA) .....	26,407		26,407
0401318F	95	CV-22 .....	18,270		18,270
0401845F	96	AIRBORNE SENIOR LEADER C3 (SLC3S) .....	15,826		15,826
		<b>TOTAL, SYSTEM DEVELOPMENT &amp; DEMONSTRATION, AIR FORCE .....</b>	<b>3,549,475</b>	<b>18,000</b>	<b>3,567,475</b>
0604256F	97	<b>RDT&amp;E MANAGEMENT SUPPORT, AIR FORCE</b> THREAT SIMULATOR DEVELOPMENT .....	21,245		21,245
0604759F	98	MAJOR T&E INVESTMENT .....	61,587	4,500	66,087
		Holloman high-speed test track .....		[4,500]	

**RESEARCH, DEVELOPMENT, TEST, AND EVALUATION**  
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0605101F	99	RAND PROJECT AIR FORCE .....	26,752		26,752
0605502F	100	SMALL BUSINESS INNOVATION RESEARCH .....	0		0
0605712F	101	INITIAL OPERATIONAL TEST & EVALUATION .....	20,665		20,665
0605807F	102	TEST AND EVALUATION SUPPORT .....	759,868		759,868
0605860F	103	ROCKET SYSTEMS LAUNCH PROGRAM (SPACE) .....	23,551		23,551
0605864F	104	SPACE TEST PROGRAM (STP) .....	47,623	15,000	62,623
		Small launch class mission .....		[15,000]	
0605976F	105	FACILITIES RESTORATION AND MODERNIZATION—TEST AND EVALUATION SUPPORT .....	46,327		46,327
0605978F	106	FACILITIES SUSTAINMENT—TEST AND EVALUATION SUPPORT .....	27,579		27,579
0606323F	107	MULTI-SERVICE SYSTEMS ENGINEERING INITIATIVE .....	18,901		18,901
0702806F	108	ACQUISITION AND MANAGEMENT SUPPORT .....	24,968		24,968
0804731F	109	GENERAL SKILL TRAINING .....	1,544		1,544
0909999F	110	FINANCING FOR CANCELLED ACCOUNT ADJUSTMENTS .....	0		0
1001004F	111	INTERNATIONAL ACTIVITIES .....	3,764		3,764
		<b>TOTAL, RDT&amp;E MANAGEMENT SUPPORT, AIR FORCE .....</b>	<b>1,084,374</b>	<b>19,500</b>	<b>1,103,874</b>
		<b>OPERATIONAL SYSTEM DEVELOPMENT, AIR FORCE</b>			
0603423F	112	GLOBAL POSITIONING SYSTEM III—OPERATIONAL CONTROL SEGMENT .....	0		0
0604263F	113	COMMON VERTICAL LIFT SUPPORT PLATFORM .....	0		0
0605018F	114	AIR FORCE INTEGRATED MILITARY HUMAN RESOURCES SYSTEM (AF-IMHRS) .....	43,300		43,300
0605024F	115	ANTI-TAMPER TECHNOLOGY EXECUTIVE AGENCY .....	42,255		42,255
0101113F	117	B-52 SQUADRONS .....	146,096		146,096
0101122F	118	AIR-LAUNCHED CRUISE MISSILE (ALCM) .....	3,631		3,631
0101126F	119	B-1B SQUADRONS .....	33,234		33,234
0101127F	120	B-2 SQUADRONS .....	260,466		260,466
0101313F	121	STRAT WAR PLANNING SYSTEM—USSTRATCOM .....	28,441		28,441
0101314F	122	NIGHT FIST—USSTRATCOM .....	5,359		5,359
0102325F	124	ATMOSPHERIC EARLY WARNING SYSTEM .....	0		0

0102326F	125	REGION/SECTOR OPERATION CONTROL CENTER MODERNIZATION PROGRAM .....	23,732	23,732
0102823F	126	STRATEGIC AEROSPACE INTELLIGENCE SYSTEM ACTIVITIES .....	15	15
0203761F	127	WARFIGHTER RAPID ACQUISITION PROCESS (WRAP) RAPID TRANSITION FUND .....	10,580	10,580
0205219F	128	MQ-9 UAV .....	125,427	125,427
0207040F	129	MULTI-PLATFORM ELECTRONIC WARFARE EQUIPMENT .....	15,574	15,574
0207131F	130	A-10 SQUADRONS .....	5,661	5,661
0207133F	131	F-16 SQUADRONS .....	129,103	129,103
0207134F	132	F-15E SQUADRONS .....	222,677	222,677
0207136F	133	MANNED DESTRUCTIVE SUPPRESSION .....	12,937	12,937
0207138F	134	F-22A SQUADRONS .....	576,330	576,330
0207142F	135	F-35 SQUADRONS .....	217,561	217,561
0207161F	136	TACTICAL AIM MISSILES .....	6,040	6,040
0207163F	137	ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM) .....	62,922	62,922
0207170F	138	JOINT HELMET MOUNTED CUEING SYSTEM (JHMCS) .....	2,407	2,407
0207224F	139	COMBAT RESCUE AND RECOVERY .....	944	944
0207227F	140	COMBAT RESCUE—PARARESCUE .....	2,921	2,921
0207247F	141	AF TENCAP .....	11,648	11,648
0207249F	142	PRECISION ATTACK SYSTEMS PROCUREMENT .....	3,017	3,017
0207253F	143	COMPASS CALL .....	20,652	20,652
0207268F	144	AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM .....	147,396	147,396
0207277F	145	ISR INNOVATIONS .....	0	0
0207325F	146	JOINT AIR-TO-SURFACE STANDOFF MISSILE (JASSM) .....	20,000	20,000
0207410F	147	AIR & SPACE OPERATIONS CENTER (AOC) .....	93,102	93,102
0207412F	148	CONTROL AND REPORTING CENTER (CRC) .....	58,313	58,313
0207417F	149	AIRBORNE WARNING AND CONTROL SYSTEM (AWACS) .....	239,755	239,755
0207418F	150	TACTICAL AIRBORNE CONTROL SYSTEMS .....	0	0
0207423F	151	ADVANCED COMMUNICATIONS SYSTEMS .....	67,532	67,532
0207431F	153	COMBAT AIR INTELLIGENCE SYSTEM ACTIVITIES .....	3,310	3,310
0207438F	154	THEATER BATTLE MANAGEMENT (TBM) C4I .....	15,170	15,170
0207445F	155	FIGHTER TACTICAL DATA LINK .....	85,492	85,492
0207446F	156	BOMBER TACTICAL DATA LINK .....	0	0
0207448F	157	C2ISR TACTICAL DATA LINK .....	1,584	1,584
0207449F	158	COMMAND AND CONTROL (C2) CONSTELLATION .....	24,229	24,229
0207581F	159	JOINT SURVEILLANCE/TARGET ATTACK RADAR SYSTEM (JSTARS) .....	168,917	168,917

**RESEARCH, DEVELOPMENT, TEST, AND EVALUATION**  
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0207590F	160	SEEK EAGLE .....	19,263		19,263
0207601F	161	USAF MODELING AND SIMULATION .....	21,638		21,638
0207605F	162	WARGAMING AND SIMULATION CENTERS .....	6,020		6,020
0207697F	163	DISTRIBUTED TRAINING AND EXERCISES .....	2,863		2,863
0208006F	164	MISSION PLANNING SYSTEMS .....	79,112		79,112
0208021F	165	INFORMATION WARFARE SUPPORT .....	2,294	1,500	3,794
		Cyber operations security institute .....		[1,500]	
0208059F	166	CYBER COMMAND ACTIVITIES .....	1,117		1,117
0301400F	173	SPACE SUPERIORITY INTELLIGENCE .....	10,006		10,006
0302015F	174	E-4B NATIONAL AIRBORNE OPERATIONS CENTER (NAOC) .....	12,532		12,532
0303131F	175	MINIMUM ESSENTIAL EMERGENCY COMMUNICATIONS NETWORK (MEECN) .....	78,784		78,784
0303140F	176	INFORMATION SYSTEMS SECURITY PROGRAM .....	140,017	8,800	148,817
		Application software assurance center of excellence .....		[7,000]	
		Malware research technology demonstration .....		[1,800]	
0303141F	177	GLOBAL COMBAT SUPPORT SYSTEM .....	3,393		3,393
0303150F	178	GLOBAL COMMAND AND CONTROL SYSTEM .....	3,055		3,055
0303158F	179	JOINT COMMAND AND CONTROL PROGRAM (JC2) .....	2,157		2,157
0303601F	180	MILSATCOM TERMINALS .....	186,582	116,400	302,982
		FAB-T transfer from APAF 75 .....		[116,400]	
0304260F	182	AIRBORNE SIGINT ENTERPRISE .....	149,268		149,268
0305099F	185	GLOBAL AIR TRAFFIC MANAGEMENT (GATM) .....	5,708		5,708
0305103F	186	CYBER SECURITY INITIATIVE .....	2,030		2,030
0305105F	187	DOD CYBER CRIME CENTER .....	279		279
0305110F	188	SATELLITE CONTROL NETWORK (SPACE) .....	21,667		21,667
0305111F	189	WEATHER SERVICE .....	32,373		32,373
0305114F	190	AIR TRAFFIC CONTROL, APPROACH, AND LANDING SYSTEM (ATCALS) .....	33,268		33,268
0305116F	191	AERIAL TARGETS .....	63,573		63,573
0305128F	194	SECURITY AND INVESTIGATIVE ACTIVITIES .....	469		469
0305146F	196	DEFENSE JOINT COUNTERINTELLIGENCE ACTIVITIES .....	40		40

0305164F	198	NAVSTAR GLOBAL POSITIONING SYSTEM (USER EQUIPMENT) (SPACE)	165,936	
0305165F	199	NAVSTAR GLOBAL POSITIONING SYSTEM (SPACE AND CONTROL SEGMENTS)	34,471	
0305173F	201	SPACE AND MISSILE TEST AND EVALUATION CENTER	4,572	
0305174F	202	SPACE WARFARE CENTER	2,929	
0305182F	203	SPACECRAFT RANGE SYSTEM (SPACE)	9,933	
0305193F	204	INTELLIGENCE SUPPORT TO INFORMATION OPERATIONS (IO)	1,254	
0305205F	205	ENDURANCE UNMANNED AERIAL VEHICLES	0	
0305206F	206	AIRBORNE RECONNAISSANCE SYSTEMS	168,963	
		Environmental awareness for unmanned systems	-58,700	
		WAAS program of record	[5,000]	
			[-63,700]	
0305207F	207	MANNED RECONNAISSANCE SYSTEMS	15,337	
0305208F	208	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	93,398	
0305219F	209	MQ-1 PREDATOR A UAV	28,913	
0305220F	210	RQ-4 UAV	251,318	
0305221F	211	NETWORK-CENTRIC COLLABORATIVE TARGETING	7,267	
0305265F	212	GPS III SPACE SEGMENT	828,171	
		OCX transfer to line 33	-371,867	
		Small satellite augmentation	[-381,867]	
0305614F	213	JSPOC MISSION SYSTEM	132,706	
		Karnac	6,000	
			[6,000]	
0305887F	214	INTELLIGENCE SUPPORT TO INFORMATION WARFARE	5,512	
0305913F	215	NUDET DETECTION SYSTEM (SPACE)	72,199	
		SABRS integration on GEO-4	30,000	
			[30,000]	
0305924F	216	NATIONAL SECURITY SPACE OFFICE	10,630	
0305940F	217	SPACE SITUATION AWARENESS OPERATIONS	43,838	
0307141F	218	INFORMATION OPERATIONS TECHNOLOGY INTEGRATION & TOOL DEVELOPMENT	21,912	
0308699F	219	SHARED EARLY WARNING (SEW)	2,952	
0401115F	220	C-130 AIRLIFT SQUADRON	113,107	
0401119F	221	C-5 AIRLIFT SQUADRONS (IF)	58,990	
0401130F	222	C-17 AIRCRAFT (IF)	177,212	
0401132F	223	C-130J PROGRAM	26,770	
0401134F	224	LARGE AIRCRAFT IR COUNTERMEASURES (LAIRCM)	17,227	
0401218F	225	KC-135S	20,453	
0401219F	226	KC-105	56,669	

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)					
Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0401314F	227	OPERATIONAL SUPPORT AIRLIFT .....	4,988		4,988
0401315F	228	C-STOL AIRCRAFT .....	1,283		1,283
0401839F	229	AIR MOBILITY TACTICAL DATA LINK .....	0		0
0408011F	230	SPECIAL TACTICS / COMBAT CONTROL .....	7,345		7,345
0702207F	231	DEPOT MAINTENANCE (NON-IF) .....	1,514		1,514
0702976F	232	FACILITIES RESTORATION & MODERNIZATION—LOGISTICS .....	0		0
0708012F	233	LOGISTICS SUPPORT ACTIVITIES .....	0		0
0708610F	234	LOGISTICS INFORMATION TECHNOLOGY (LOGIT) .....	227,614		227,614
0708611F	235	SUPPORT SYSTEMS DEVELOPMENT .....	6,141		6,141
0804743F	236	OTHER FLIGHT TRAINING .....	667		667
0804757F	237	JOINT NATIONAL TRAINING CENTER .....	9		9
0804772F	238	TRAINING DEVELOPMENTS .....	0		0
0808716F	239	OTHER PERSONNEL ACTIVITIES .....	116		116
0901202F	240	JOINT PERSONNEL RECOVERY AGENCY .....	6,107		6,107
0901212F	241	SERVICE-WIDE SUPPORT (NOT OTHERWISE ACCOUNTED FOR) .....	0		0
0901218F	242	CIVILIAN COMPENSATION PROGRAM .....	7,811		7,811
0901220F	243	PERSONNEL ADMINISTRATION .....	11,179		11,179
0901538F	244	FINANCIAL MANAGEMENT INFORMATION SYSTEMS DEVELOPMENT .....	49,816		49,816
99999999	999	CLASSIFIED PROGRAMS .....	12,406,781		12,406,781
<b>TOTAL, OPERATIONAL SYSTEM DEVELOPMENT, AIR FORCE .....</b>			<b>18,919,248</b>	<b>-267,867</b>	<b>18,651,381</b>
<b>TOTAL, RDT&amp;E, AIR FORCE .....</b>			<b>27,247,302</b>	<b>82,500</b>	<b>27,329,802</b>
<b>RESEARCH, DEVELOPMENT, TEST &amp; EVAL, DW</b>					
<b>BASIC RESEARCH, DEFENSE-WIDE</b>					
0601000BR	1	DTRA BASIC RESEARCH INITIATIVE .....	47,412		47,412
<b>ACCOUNT</b>					

0601101E	2	DEFENSE RESEARCH SCIENCES .....	328,195	4,000	332,195
		Information security research .....		[4,000]	
0601111D8Z	3	GOVERNMENT/INDUSTRY COSPONSORSHIP OF UNIVERSITY RESEARCH .....	0	2,000	2,000
		Superconducting systems cooling .....		[2,000]	
0601114D8Z	4	DEFENSE EXPERIMENTAL PROGRAM TO STIMULATE COMPETITIVE RESEARCH .....	0		0
0601120D8Z	5	NATIONAL DEFENSE EDUCATION PROGRAM .....	109,911		109,911
0601384BP	6	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM .....	49,508	15,000	64,508
		DOD requested transfer from Line 116 .....		[15,000]	
		<b>TOTAL, BASIC RESEARCH, DEFENSE-WIDE .....</b>	<b>535,026</b>	<b>6,000</b>	<b>556,026</b>
		<b>APPLIED RESEARCH, DEFENSE-WIDE</b>			
0602000D8Z	7	JOINT MUNITIONS TECHNOLOGY .....	22,448		22,448
0602228D8Z	8	HISTORICALLY BLACK COLLEGES AND UNIVERSITIES (HBCU) SCIENCE .....	15,067		15,067
0602234D8Z	9	LINCOLN LABORATORY RESEARCH PROGRAM .....	32,830		32,830
0602303E	10	INFORMATION & COMMUNICATIONS TECHNOLOGY .....	281,262		281,262
0602304E	11	COGNITIVE COMPUTING SYSTEMS .....	90,143	-9,000	81,143
		Program termination .....		[-9,000]	
0602305E	12	MACHINE INTELLIGENCE .....	44,682		44,682
0602383E	13	BIOLOGICAL WARFARE DEFENSE .....	32,692		32,692
0602384BP	14	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM .....	169,287	9,500	178,787
		Advanced chem-bio protective materials .....		[1,500]	
		Chemical and biological infrared detector .....		[3,000]	
		DOD requested transfer from Line 116 .....		[5,000]	
0602663D8Z	15	JOINT DATA MANAGEMENT ADVANCED DEVELOPMENT .....	3,261		3,261
0602668D8Z	16	CYBER SECURITY RESEARCH .....	10,000	-5,000	5,000
		Lack of coordination .....		[-5,000]	
0602670D8Z	17	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCEB) APPLIED RESEARCH .....	9,499		9,499
0602702E	18	TACTICAL TECHNOLOGY .....	224,378		224,378
0602715E	19	MATERIALS AND BIOLOGICAL TECHNOLOGY .....	312,586		312,586
0602716E	20	ELECTRONICS TECHNOLOGY .....	286,936		286,936
0602718BR	21	WEAPONS OF MASS DESTRUCTION DEFEAT TECHNOLOGIES .....	212,742	3,000	215,742
		Weapons of mass destruction analysis reachback tool .....		[3,000]	
1160401BB	22	SPECIAL OPERATIONS TECHNOLOGY DEVELOPMENT .....	26,545	3,000	29,545

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)					
Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
1160407BB	23	Non-lethal weapons technology .....	0	[3,000]	0
		SOF MEDICAL TECHNOLOGY DEVELOPMENT .....			
		<b>TOTAL, APPLIED RESEARCH, DEFENSE-WIDE .....</b>	<b>1,774,358</b>	<b>1,500</b>	<b>1,775,858</b>
		<b>ADVANCED TECHNOLOGY DEVELOPMENT, DEFENSE-WIDE</b>			
0603000D8Z	24	JOINT MUNITIONS ADVANCED TECHNOLOGY .....	20,556		20,556
0603121D8Z	25	SO/LIC ADVANCED DEVELOPMENT .....	44,423		44,423
0603122D8Z	26	COMBATING TERRORISM TECHNOLOGY SUPPORT .....	85,299	10,500	95,799
		Foreign language correlation and translation .....		[1,000]	
		Impact and blast loading laboratory testing program .....		[2,500]	
		Reconnaissance and data exploitation system .....		[7,000]	
0603160BR	27	COUNTERPROLIFERATION INITIATIVES—PROLIFERATION PREVENTION AND DEFEAT .....	295,163		295,163
0603175C	28	BALLISTIC MISSILE DEFENSE TECHNOLOGY .....	132,220		132,220
0603200D8Z	29	JOINT ADVANCED CONCEPTS .....	6,808		6,808
0603225D8Z	30	JOINT DOD-DOE MUNITIONS TECHNOLOGY DEVELOPMENT .....	22,700		22,700
0603264S	31	AGILE TRANSPORTATION FOR THE 21ST CENTURY (AT21)—THEATER CAPABILITY .....	750		750
0603286E	32	ADVANCED AEROSPACE SYSTEMS .....	303,078		303,078
0603287E	33	SPACE PROGRAMS AND TECHNOLOGY .....	98,130		98,130
0603384BP	34	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM—ADVANCED DEVELOPMENT .....	177,113	33,000	210,113
		DOD requested transfer from Line 116 .....		[30,000]	
		Plant-based vaccine development .....		[3,000]	
0603618D8Z	35	JOINT ELECTRONIC ADVANCED TECHNOLOGY .....	8,386		8,386
0603648D8Z	36	JOINT CAPABILITY TECHNOLOGY DEMONSTRATIONS .....	206,917		206,917
0603662D8Z	37	NETWORKED COMMUNICATIONS CAPABILITIES .....	30,035		30,035
0603663D8Z	38	JOINT DATA MANAGEMENT RESEARCH .....	6,289		6,289
0603665D8Z	39	BIOMETRICS SCIENCE AND TECHNOLOGY .....	11,416		11,416
0603668D8Z	40	CYBER SECURITY ADVANCED RESEARCH .....	10,000	-5,000	5,000
		Lack of coordination .....		[-5,000]	



0603670D8Z	41	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCB) ADVANCED DEVELOPMENT	11,510		11,510
0603680D8Z	42	DEFENSE-WIDE MANUFACTURING SCIENCE AND TECHNOLOGY PROGRAM	18,916		18,916
0603711D8Z	43	JOINT ROBOTICS PROGRAM/AUTONOMOUS SYSTEMS	9,943		9,943
0603712S	44	GENERIC LOGISTICS R&D TECHNOLOGY DEMONSTRATIONS	20,542	16,500	37,042
		Biofuels program		[4,000]	
		Biomass conversion research		[1,500]	
		Green product evaluation and implementation		[2,000]	
		RFID technology exploitation		[1,000]	
		Vehicle fuel cell and hydrogen logistics program		[8,000]	
0603713S	45	DEPLOYMENT AND DISTRIBUTION ENTERPRISE TECHNOLOGY	29,109		29,109
0603716D8Z	46	STRATEGIC ENVIRONMENTAL RESEARCH PROGRAM	68,021		68,021
0603730S	47	MICROELECTRONICS TECHNOLOGY DEVELOPMENT AND SUPPORT	26,878		26,878
0603727D8Z	48	JOINT WARFIGHTING PROGRAM	10,966		10,966
0603739E	49	ADVANCED ELECTRONICS TECHNOLOGIES	197,098		197,098
0603745D8Z	50	SYNTHETIC APERTURE RADAR (SAR) COHERENT CHANGE DETECTION (CDD)	0		0
0603750D8Z	51	ADVANCED CONCEPT TECHNOLOGY DEMONSTRATIONS	0		0
0603755D8Z	52	HIGH PERFORMANCE COMPUTING MODERNIZATION PROGRAM	200,986		200,986
0603760E	53	COMMAND, CONTROL AND COMMUNICATIONS SYSTEMS	219,809		219,809
0603765E	54	CLASSIFIED DARPA PROGRAMS	167,008		167,008
0603766E	55	NETWORK-CENTRIC WARFARE TECHNOLOGY	234,985		234,985
0603767E	56	SENSOR TECHNOLOGY	205,032		205,032
0603768E	57	GUIDANCE TECHNOLOGY	0		0
0603769SE	58	DISTRIBUTED LEARNING ADVANCED TECHNOLOGY DEVELOPMENT	13,986		13,986
0603781D8Z	59	SOFTWARE ENGINEERING INSTITUTE	30,910		30,910
0603805S	60	DUAL USE TECHNOLOGY	0		0
0603826D8Z	61	QUICK REACTION SPECIAL PROJECTS	78,244		78,244
0603828D8Z	62	JOINT EXPERIMENTATION	111,946		111,946
0603832D8Z	63	DOD MODELING AND SIMULATION MANAGEMENT OFFICE	38,140		38,140
0603901C	64	DIRECTED ENERGY RESEARCH	98,688		98,688
0603941D8Z	65	TEST & EVALUATION SCIENCE & TECHNOLOGY	97,642		97,642
0603942D8Z	66	TECHNOLOGY TRANSFER	23,310		23,310
1160402BB	67	SPECIAL OPERATIONS ADVANCED TECHNOLOGY DEVELOPMENT	30,806		30,806
1160422BB	68	AVIATION ENGINEERING ANALYSIS	4,234		4,234

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)					
Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
1160472BB	69	SOF INFORMATION AND BROADCAST SYSTEMS ADVANCED TECHNOLOGY .....	4,942		4,942
		<b>TOTAL, ADVANCED TECHNOLOGY DEVELOPMENT, DEFENSE-WIDE .....</b>	<b>3,412,934</b>	<b>55,000</b>	<b>3,467,934</b>
		<b>ADVANCED COMPONENT DEVELOPMENT, DEFENSE-WIDE</b>			
0603161D8Z	70	NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIPMENT RDT&E ADC&P .....	32,132		32,132
0603527D8Z	71	RETRACT LARCH .....	21,592		21,592
0603709D8Z	72	JOINT ROBOTICS PROGRAM .....	9,878		9,878
0603714D8Z	73	ADVANCED SENSOR APPLICATIONS PROGRAM .....	18,060		18,060
0603851D8Z	74	ENVIRONMENTAL SECURITY TECHNICAL CERTIFICATION PROGRAM .....	30,419		30,419
0603881C	75	BALLISTIC MISSILE DEFENSE TERMINAL DEFENSE SEGMENT .....	436,482		436,482
0603882C	76	BALLISTIC MISSILE DEFENSE MIDCOURSE DEFENSE SEGMENT .....	1,346,181		1,346,181
0603883C	77	BALLISTIC MISSILE DEFENSE BOOST DEFENSE SEGMENT .....	0		0
0603884BP	78	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM .....	277,062		277,062
0603884C	79	BALLISTIC MISSILE DEFENSE SENSORS .....	454,859		454,859
0603886C	80	BALLISTIC MISSILE DEFENSE SYSTEM INTERCEPTOR .....	0		0
0603888C	81	BALLISTIC MISSILE DEFENSE TEST & TARGETS .....	1,113,425		1,113,425
0603890C	82	BMD ENABLING PROGRAMS .....	402,769		402,769
		Printed circuit board industrial assessment (non-add) .....		[2,000]	[2,000]
0603891C	83	SPECIAL PROGRAMS—MDA .....	270,189		270,189
0603892C	84	AEGIS BMD .....	1,467,278		1,467,278
0603893C	85	SPACE TRACKING & SURVEILLANCE SYSTEM .....	112,678		112,678
0603894C	86	MULTIPLE KILL VEHICLE .....	0		0
0603895C	87	BALLISTIC MISSILE DEFENSE SYSTEM SPACE PROGRAMS .....	10,942		10,942
0603896C	88	BALLISTIC MISSILE DEFENSE COMMAND AND CONTROL, BATTLE MANAGEMENT AND COMMUNICATI .....			
0603897C	89	BALLISTIC MISSILE DEFENSE HERCULES .....	342,625		342,625
0603898C	90	BALLISTIC MISSILE DEFENSE JOINT WAREFIGHTER SUPPORT .....	0		0
			68,726		68,726

0603904C	91	MISSILE DEFENSE INTEGRATION & OPERATIONS CENTER (MDIOC) .....	86,198		86,198
0603906C	92	REGARDING TRENCH .....	7,529		7,529
0603907C	93	SEA BASED X-BAND RADAR (SBX) .....	153,056		153,056
0603908C	94	BMD EUROPEAN INTERCEPTOR SITE .....	0		0
0603909C	95	BMD EUROPEAN MIDCOURSE RADAR .....	0		0
0603911C	96	BMD EUROPEAN CAPABILITY .....	0		0
0603912C	97	BMD EUROPEAN COMMUNICATIONS SUPPORT .....	0		0
0603913C	98	ISRAELI COOPERATIVE PROGRAMS .....	121,735	230,000	351,735
		Israeli Iron Dome program .....		[205,000]	
		Short-range ballistic missile defense .....		[25,000]	
0603920D8Z	99	HUMANITARIAN DEMINING .....	14,735		14,735
0603923D8Z	100	COALITION WARFARE .....	13,786		13,786
0604016D8Z	101	DEPARTMENT OF DEFENSE CORROSION PROGRAM .....	4,802	3,000	7,802
		Corrosion control research .....		[3,000]	
0604400D8Z	102	DEPARTMENT OF DEFENSE (DOD) UNMANNED AIRCRAFT SYSTEM (UAS) COMMON DEVELOPMENT .....	49,292		49,292
0604648D8Z	103	JOINT CAPABILITY TECHNOLOGY DEMONSTRATIONS .....	0		0
0604670D8Z	104	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCB) RESEARCH AND ENGINEERING .....	7,459		7,459
0604787D8Z	105	JOINT SYSTEMS INTEGRATION COMMAND (JSIC) .....	19,413		19,413
0604828D8Z	106	JOINT FIRES INTEGRATION AND INTEROPERABILITY TEAM .....	16,637		16,637
0604880C	107	LAND-BASED SM-3 (LBSM3) .....	281,378		281,378
0604881C	108	AEGIS SM-3 BLOCK IIA CO-DEVELOPMENT .....	318,800		318,800
0604883C	109	PRECISION TRACKING SPACE SYSTEM RDT&E .....	66,969		66,969
0604884C	110	AIRBORNE INFRARED (ABIR) .....	111,671		111,671
0605017D8Z	111	REDUCTION OF TOTAL OWNERSHIP COST .....	20,310		20,310
0303191D8Z	112	JOINT ELECTROMAGNETIC TECHNOLOGY (JET) PROGRAM .....	4,027		4,027
		<b>TOTAL, ADVANCED COMPONENT DEVELOPMENT, DEFENSE-WIDE .....</b>	<b>7,713,094</b>	<b>233,000</b>	<b>7,946,094</b>
		<b>SYSTEM DEVELOPMENT &amp; DEMONSTRATION, DEFENSE-WIDE</b>			
0604051D8Z	113	DEFENSE ACQUISITION CHALLENGE PROGRAM (DACP) .....	24,344		24,344
0604161D8Z	114	NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIPMENT RDT&E SDD .....	7,973		7,973
0604165D8Z	115	PROMPT GLOBAL STRIKE CAPABILITY DEVELOPMENT .....	239,861		239,861

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)					
Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0604384BP	116	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM .....	407,162	-63,000	344,162
		DOD requested transfer to Line 6 .....		[-15,000]	
		DOD requested transfer to Line 14 .....		[-5,000]	
		DOD requested transfer to Line 34 .....		[-30,000]	
		Excess to need .....		[-15,000]	
		Joint Service Aircrew Mask upgrade .....		[2,000]	
0604709D8Z	117	JOINT ROBOTICS PROGRAM .....	4,155		4,155
0604764K	118	ADVANCED IT SERVICES JOINT PROGRAM OFFICE (AITS-JPO) .....	49,364		49,364
0604771D8Z	119	JOINT TACTICAL INFORMATION DISTRIBUTION SYSTEM (JTIDS) .....	20,954		20,954
0605000BR	120	WEAPONS OF MASS DESTRUCTION DEFEAT CAPABILITIES .....	7,307		7,307
0605013BL	121	INFORMATION TECHNOLOGY DEVELOPMENT .....	11,937		11,937
0605018BTA	122	DEFENSE INTEGRATED MILITARY HUMAN RESOURCES SYSTEM (DIMHRS) .....	11,800		11,800
0605020BTA	123	BUSINESS TRANSFORMATION AGENCY R&D ACTIVITIES .....	184,131		184,131
0605021SE	124	HOMELAND PERSONNEL SECURITY INITIATIVE .....	391		391
0605027D8Z	125	OU5D(C) IT DEVELOPMENT INITIATIVES .....	5,000		5,000
0605140D8Z	126	TRUSTED FOUNDRY .....	35,512		35,512
0605648D8Z	127	DEFENSE ACQUISITION EXECUTIVE (DAE) PILOT PROGRAM .....	0		0
0303141K	128	GLOBAL COMBAT SUPPORT SYSTEM .....	17,842		17,842
0303158K	129	JOINT COMMAND AND CONTROL PROGRAM (JC2) .....	0		0
0807708D8Z	130	WOUNDED ILL AND INJURED SENIOR OVERSIGHT COMMITTEE (WIL-SOC) STAFF OF- FICE.	1,590		1,590
TOTAL, SYSTEM DEVELOPMENT & DEMONSTRATION, DEFENSE-WIDE .....			1,029,323	-63,000	966,323
RDT&E MANAGEMENT SUPPORT, DEFENSE-WIDE					
0603757D8Z	131	TRAINING TRANSFORMATION (T2) .....	0		0
0604774D8Z	132	DEFENSE READINESS REPORTING SYSTEM (DRRS) .....	5,113		5,113
0604875D8Z	133	JOINT SYSTEMS ARCHITECTURE DEVELOPMENT .....	8,052		8,052

0604940D8Z	134	CENTRAL TEST AND EVALUATION INVESTMENT DEVELOPMENT (CTEIP) .....	162,286	162,286
0604942D8Z	135	ASSESSMENTS AND EVALUATIONS .....	2,500	2,500
0604943D8Z	136	THERMAL VICAR .....	8,851	8,851
0605100D8Z	137	JOINT MISSION ENVIRONMENT TEST CAPABILITY (JMETC) .....	10,287	10,287
0605104D8Z	138	TECHNICAL STUDIES, SUPPORT AND ANALYSIS .....	49,282	49,282
0605110D8Z	139	USDA&T)-CRITICAL TECHNOLOGY SUPPORT .....	4,743	4,743
0605117D8Z	140	FOREIGN MATERIAL ACQUISITION AND EXPLOITATION .....	95,520	95,520
0605126J	141	JOINT INTEGRATED AIR AND MISSILE DEFENSE ORGANIZATION (JIAMDO) .....	94,577	94,577
0605128D8Z	142	CLASSIFIED PROGRAM USD(P) .....	0	0
0605130D8Z	143	FOREIGN COMPARATIVE TESTING .....	32,755	32,755
0605142D8Z	144	SYSTEMS ENGINEERING .....	29,824	29,824
0605161D8Z	145	NUCLEAR MATTERS-PHYSICAL SECURITY .....	6,264	6,264
0605170D8Z	146	SUPPORT TO NETWORKS AND INFORMATION INTEGRATION .....	15,091	15,091
0605200D8Z	147	GENERAL SUPPORT TO USD (INTELLIGENCE) .....	6,227	6,227
0605384BP	148	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM .....	120,995	120,995
0605502BP	149	SMALL BUSINESS INNOVATIVE RESEARCH—CHEMICAL BIOLOGICAL DEF .....	0	0
0605502BR	150	SMALL BUSINESS INNOVATIVE RESEARCH .....	0	0
0605502C	151	SMALL BUSINESS INNOVATIVE RESEARCH—MDA .....	0	0
0605502D8Z	152	SMALL BUSINESS INNOVATIVE RESEARCH .....	0	0
0605502E	153	SMALL BUSINESS INNOVATIVE RESEARCH .....	0	0
0605502S	154	SMALL BUSINESS INNOVATIVE RESEARCH .....	0	0
0605790D8Z	155	SMALL BUSINESS INNOVATION RESEARCH (SBIR/ SMALL BUSINESS TECHNOLOGY TRANSFER (S) .....	2,189	2,189
		Anti-tamper software systems .....	1,500	1,500
0605798D8Z	156	DEFENSE TECHNOLOGY ANALYSIS .....	[1,500]	[1,500]
0605799D8Z	157	FORCE TRANSFORMATION DIRECTORATE .....	13,858	13,858
0605801KA	158	DEFENSE TECHNICAL INFORMATION CENTER (DTIC) .....	19,701	19,701
		Unjustified growth .....	61,054	61,054
0605803SE	159	R&D IN SUPPORT OF DOD ENLISTMENT, TESTING AND EVALUATION .....	−10,000	−10,000
0605804D8Z	160	DEVELOPMENT TEST AND EVALUATION .....	[−10,000]	[−10,000]
0605897E	161	DARPA AGENCY RELOCATION .....	64,737	64,737
0605898E	162	MANAGEMENT HQ—R&D .....	18,688	18,688
0606100D8Z	163	BUDGET AND PROGRAM ASSESSMENTS .....	11,000	11,000
0606301D8Z	164	AVIATION SAFETY TECHNOLOGIES .....	56,257	56,257
			6,099	6,099
			10,900	10,900

**RESEARCH, DEVELOPMENT, TEST, AND EVALUATION**  
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0204571J	165	JOINT STAFF ANALYTICAL SUPPORT .....	23,081		23,081
0303166D8Z	168	SUPPORT TO INFORMATION OPERATIONS (IO) CAPABILITIES .....	31,500		31,500
0303169D8Z	169	INFORMATION TECHNOLOGY RAPID ACQUISITION .....	5,135		5,135
0305103E	170	CYBER SECURITY INITIATIVE .....	10,000		10,000
0305193D8Z	171	INTELLIGENCE SUPPORT TO INFORMATION OPERATIONS (IO) .....	21,272		21,272
0305400D8Z	173	WARFIGHTING AND INTELLIGENCE-RELATED SUPPORT .....	845		845
0804767D8Z	174	COCOM EXERCISE ENGAGEMENT AND TRAINING TRANSFORMATION (CE2T2) .....	92,253		92,253
0901585C	175	PENTAGON RESERVATION .....	20,482		20,482
0901598C	176	MANAGEMENT HQ—MDA .....	29,754		29,754
0901598D8W	177	IT SOFTWARE DEV INITIATIVES .....	278		278
99999999	999	CLASSIFIED PROGRAMS .....	61,577		61,577

**TOTAL, RDT&E MANAGEMENT SUPPORT, DEFENSE-WIDE ..... 1,213,027      -8,500      1,204,527**

**OPERATIONAL SYSTEM DEVELOPMENT, DEFENSE-WIDE**

0604130V	178	DEFENSE INFORMATION SYSTEM FOR SECURITY (DISS) .....	5,522		5,522
0605127T	179	REGIONAL INTERNATIONAL OUTREACH (RIO) AND PARTNERSHIP FOR PEACE INFORMATION MANA .....	2,139		2,139
0605147T	180	OVERSEAS HUMANITARIAN ASSISTANCE SHARED INFORMATION SYSTEM (OHA SIS) .....	290		290
0607384BP	181	CHEMICAL AND BIOLOGICAL DEFENSE (OPERATIONAL SYSTEMS DEVELOPMENT) .....	6,634		6,634
0607713S	182	DEPLOYMENT AND DISTRIBUTION ENTERPRISE TECHNOLOGY .....	0		0
0607828D8Z	183	JOINT INTEGRATION AND INTEROPERABILITY .....	44,139		44,139
0204571J	184	JOINT STAFF ANALYTICAL SUPPORT .....	0		0
0208043J	185	CLASSIFIED PROGRAMS .....	2,288		2,288
0208045K	186	C4I INTEROPERABILITY .....	74,023		74,023
0301144K	188	JOINT/ALLIED COALITION INFORMATION SHARING .....	9,379		9,379
0302016K	195	NATIONAL MILITARY COMMAND SYSTEM-WIDE SUPPORT .....	467		467
0302019K	196	DEFENSE INFO INFRASTRUCTURE ENGINEERING AND INTEGRATION .....	16,629	30,000	46,629



**RESEARCH, DEVELOPMENT, TEST, AND EVALUATION**  
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0909999D8Z	248	FINANCING FOR CANCELLED ACCOUNT ADJUSTMENTS .....	0		0
1001018D8Z	249	NATO AGS .....	93,885		93,885
1105219BB	250	MQ-9 UAV .....	98		98
1160279BB	251	SMALL BUSINESS INNOVATIVE RESEARCH/SMALL BUS TECH TRANSFER PILOT PROG ..	0		0
1160403BB	252	SPECIAL OPERATIONS AVIATION SYSTEMS ADVANCED DEVELOPMENT .....	68,691		68,691
1160404BB	253	SPECIAL OPERATIONS TACTICAL SYSTEMS DEVELOPMENT .....	1,582		1,582
1160405BB	254	SPECIAL OPERATIONS INTELLIGENCE SYSTEMS DEVELOPMENT .....	23,879		23,879
1160408BB	255	SOF OPERATIONAL ENHANCEMENTS .....	62,592		62,592
1160421BB	256	SPECIAL OPERATIONS CV-22 DEVELOPMENT .....	14,406		14,406
1160423BB	257	JOINT MULTI-MISSION SUBMERSIBLE .....	14,924		14,924
1160426BB	258	OPERATIONS ADVANCED SEAL DELIVERY SYSTEM (ASDS) DEVELOPMENT .....	0		0
1160427BB	259	MISSION TRAINING AND PREPARATION SYSTEMS (MTPS) .....	2,915		2,915
1160428BB	260	UNMANNED VEHICLES (UV) .....	0		0
1160429BB	261	MC130J SOF TANKER RECAPITALIZATION .....	7,624		7,624
1160474BB	262	SOF COMMUNICATIONS EQUIPMENT AND ELECTRONICS SYSTEMS .....	1,922		1,922
1160476BB	263	SOF TACTICAL RADIO SYSTEMS .....	2,347		2,347
1160477BB	264	SOF WEAPONS SYSTEMS .....	479		479
1160478BB	265	SOF SOLDIER PROTECTION AND SURVIVAL SYSTEMS .....	593		593
1160479BB	266	SOF VISUAL AUGMENTATION, LASERS AND SENSOR SYSTEMS .....	0		0
1160480BB	267	SOF TACTICAL VEHICLES .....	1,994		1,994
1160482BB	268	SOF ROTARY WING AVIATION .....	14,473		14,473
1160483BB	269	SOF UNDERWATER SYSTEMS .....	13,986	1,600	15,586
		Lithium ion battery safety research .....		[1,600]	
1160484BB	270	SOF SURFACE CRAFT .....	2,933		2,933
1160488BB	271	SOF PSYOP .....	4,193		4,193
1160489BB	272	SOF GLOBAL VIDEO SURVEILLANCE ACTIVITIES .....	5,135		5,135
1160490BB	273	SOF OPERATIONAL ENHANCEMENTS INTELLIGENCE .....	9,167		9,167
999999999	999	CLASSIFIED PROGRAMS .....	3,832,019	39,000	3,871,019
		Center for geospatial science .....		[1,000]	



	Center for intelligence and security studies .....		[3,000]	
	Classified initiative .....		[35,000]	
	<b>TOTAL, OPERATIONAL SYSTEM DEVELOPMENT, DEFENSE-WIDE .....</b>	<b>4,983,838</b>	<b>113,300</b>	<b>5,097,138</b>
	DARPA execution adjustment .....	0	-143,400	-143,400
	<b>TOTAL, RDT&amp;E DEFENSE-WIDE .....</b>	<b>20,661,600</b>	<b>208,900</b>	<b>20,870,500</b>
<b>ACCOUNT</b>	<b>OPERATIONAL TEST &amp; EVAL, DEFENSE</b>			
0605118OTE	1 OPERATIONAL TEST AND EVALUATION .....	59,430		59,430
0605131OTE	2 LIVE FIRE TEST AND EVALUATION .....	12,899		12,899
0605814OTE	3 OPERATIONAL TEST ACTIVITIES AND ANALYSES .....	122,581		122,581
	<b>TOTAL, OPERATIONAL TEST &amp; EVAL, DEFENSE .....</b>	<b>194,910</b>	<b>0</b>	<b>194,910</b>
	<b>TOTAL, RDT&amp;E .....</b>	<b>76,130,700</b>	<b>667,842</b>	<b>76,798,542</b>

SEC. 4202. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION FOR OVERSEAS CONTINGENCY OPERATIONS.

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)					
Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
RESEARCH, DEVELOPMENT, TEST & EVAL, ARMY					
ADVANCED COMPONENT DEVELOPMENT, ARMY					
0603747A	60	SOLDIER SUPPORT AND SURVIVABILITY .....	57,900		57,900
TOTAL, ADVANCED COMPONENT DEVELOPMENT, ARMY .....			57,900	0	57,900
SYSTEM DEVELOPMENT & DEMONSTRATION, ARMY					
0604270A	75	ELECTRONIC WARFARE DEVELOPMENT .....	5,400		5,400
0604321A	77	ALL SOURCE ANALYSIS SYSTEM .....	8,100		8,100
TOTAL, SYSTEM DEVELOPMENT & DEMONSTRATION, ARMY .....			13,500	0	13,500
OPERATIONAL SYSTEM DEVELOPMENT, ARMY					
0303140A	171	INFORMATION SYSTEMS SECURITY PROGRAM .....	63,306		63,306
0305208A	178	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS .....	16,200		16,200
TOTAL, OPERATIONAL SYSTEM DEVELOPMENT, ARMY .....			79,506	0	79,506
TOTAL, RDT&E, ARMY .....			150,906	0	150,906
RESEARCH, DEVELOPMENT, TEST & EVAL, NAVY					
ACCOUNT					

0603271N	19	ADVANCED TECHNOLOGY DEVELOPMENT, NAVY ELECTROMAGNETIC SYSTEMS ADVANCED TECHNOLOGY .....	14,100		14,100
		<b>TOTAL, ADVANCED TECHNOLOGY DEVELOPMENT, NAVY .....</b>	<b>14,100</b>	<b>0</b>	<b>14,100</b>
0603654N	53	ADVANCED COMPONENT DEVELOPMENT, NAVY JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT .....	1,000		1,000
		<b>TOTAL, ADVANCED COMPONENT DEVELOPMENT, NAVY .....</b>	<b>1,000</b>	<b>0</b>	<b>1,000</b>
0604771N	124	SYSTEM DEVELOPMENT & DEMONSTRATION, NAVY MEDICAL DEVELOPMENT .....	300		300
		<b>TOTAL, SYSTEM DEVELOPMENT &amp; DEMONSTRATION, NAVY .....</b>	<b>300</b>	<b>0</b>	<b>300</b>
0605866N	153	RD&E MANAGEMENT SUPPORT, NAVY NAVY SPACE AND ELECTRONIC WARFARE (SEW) SUPPORT .....	5,200		5,200
		<b>TOTAL, RD&amp;E MANAGEMENT SUPPORT, NAVY .....</b>	<b>5,200</b>	<b>0</b>	<b>5,200</b>
0305233N	213	OPERATIONAL SYSTEM DEVELOPMENT, NAVY RQ-7 UAV .....	6,900		6,900
99999999	999	CLASSIFIED PROGRAMS .....	32,901		32,901
		<b>TOTAL, OPERATIONAL SYSTEM DEVELOPMENT, NAVY .....</b>	<b>39,801</b>	<b>0</b>	<b>39,801</b>
ACCOUNT		<b>TOTAL, RD&amp;E, NAVY .....</b>	<b>60,401</b>	<b>0</b>	<b>60,401</b>
ACCOUNT		RESEARCH, DEVELOPMENT, TEST & EVAL, AF			
0603438F	36	ADVANCED COMPONENT DEVELOPMENT, AIR FORCE SPACE CONTROL TECHNOLOGY .....	16,000		16,000

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)					
Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
		<b>TOTAL, ADVANCED COMPONENT DEVELOPMENT, AIR FORCE .....</b>	<b>16,000</b>	<b>0</b>	<b>16,000</b>
		<b>SYSTEM DEVELOPMENT &amp; DEMONSTRATION, AIR FORCE</b>			
0604281F	66	TACTICAL DATA NETWORKS ENTERPRISE .....	30,000		30,000
		<b>TOTAL, SYSTEM DEVELOPMENT &amp; DEMONSTRATION, AIR FORCE .....</b>	<b>30,000</b>	<b>0</b>	<b>30,000</b>
		<b>OPERATIONAL SYSTEM DEVELOPMENT, AIR FORCE</b>			
0208006F	164	MISSION PLANNING SYSTEMS .....	4,443		4,443
0305221F	211	NETWORK-CENTRIC COLLABORATIVE TARGETING .....	6,100		6,100
0408011F	230	SPECIAL TACTICS / COMBAT CONTROL .....	10,325		10,325
99999999	999	CLASSIFIED PROGRAMS .....	199,373		199,373
		<b>TOTAL, OPERATIONAL SYSTEM DEVELOPMENT, AIR FORCE .....</b>	<b>220,241</b>	<b>0</b>	<b>220,241</b>
		<b>TOTAL, RDT&amp;E, AIR FORCE .....</b>	<b>266,241</b>	<b>0</b>	<b>266,241</b>
<b>ACCOUNT</b>		<b>RESEARCH, DEVELOPMENT, TEST &amp; EVAL, DW</b>			
		<b>OPERATIONAL SYSTEM DEVELOPMENT, DEFENSE-WIDE</b>			
0303126K	197	LONG-HAUL COMMUNICATIONS—DCS .....	23,125		23,125
0303140G	202	INFORMATION SYSTEMS SECURITY PROGRAM .....	750		750
1160405BB	254	SPECIAL OPERATIONS INTELLIGENCE SYSTEMS DEVELOPMENT .....	9,440		9,440
99999999	999	CLASSIFIED PROGRAMS .....	123,925	25,500	149,425
		Valiant angel .....		[3,000]	
		WAAS exploitation .....		[22,500]	
		<b>TOTAL, OPERATIONAL SYSTEM DEVELOPMENT, DEFENSE-WIDE .....</b>	<b>157,240</b>	<b>25,500</b>	<b>182,740</b>

TOTAL, RDT&E DEFENSE-WIDE .....	157,240	25,500	182,740
TOTAL, RDT&E .....	634,788	25,500	660,288

TITLE XLIII—OPERATION AND MAINTENANCE

SEC. 4301. OPERATION AND MAINTENANCE.

OPERATION AND MAINTENANCE (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
BUDGET ACTIVITY 01: OPERATING FORCES				
LAND FORCES				
010	MANEUVER UNITS .....	1,087,321		1,087,321
020	MODULAR SUPPORT BRIGADES .....	114,448		114,448
030	ECHELONS ABOVE BRIGADE .....	773,540		773,540
040	THEATER LEVEL ASSETS .....	794,806		794,806
050	LAND FORCES OPERATIONS SUPPORT .....	1,399,332		1,399,332
060	AVIATION ASSETS .....	897,666		897,666
LAND FORCES READINESS				
070	FORCE READINESS OPERATIONS SUPPORT .....	2,520,995		2,520,995
080	LAND FORCES SYSTEMS READINESS .....	596,117		596,117
090	LAND FORCES DEPOT MAINTENANCE .....	890,122		890,122
LAND FORCES READINESS SUPPORT				
100	BASE OPERATIONS SUPPORT .....	7,563,566		7,563,566
110	FACILITIES SUSTAINMENT, RESTORATION, & MODERNIZATION .....	2,500,892		2,500,892
120	MANAGEMENT AND OPERATIONAL HQ .....	390,004		390,004
130	COMBATANT COMMANDERS CORE OPERATIONS .....	167,758		167,758
140	ADDITIONAL ACTIVITIES .....	0		0

150	COMMANDERS EMERGENCY RESPONSE PROGRAM .....	0	0
160	RESET .....	0	0
170	COMBATANT COMMANDERS ANCILLARY MISSIONS .....	464,851	464,851
	<b>TOTAL, BA 01: OPERATING FORCES .....</b>	<b>20,161,418</b>	<b>0</b>
	<b>BUDGET ACTIVITY 02: MOBILIZATION</b>		
	<b>MOBILITY OPERATIONS</b>		
180	STRATEGIC MOBILITY .....	333,266	333,266
190	ARMY PREPOSITIONING STOCKS .....	102,240	102,240
200	INDUSTRIAL PREPAREDNESS .....	5,736	5,736
	<b>TOTAL, BA 02: MOBILIZATION .....</b>	<b>441,242</b>	<b>0</b>
	<b>BUDGET ACTIVITY 03: TRAINING AND RECRUITING</b>		
	<b>ACCESSION TRAINING</b>		
210	OFFICER ACQUISITION .....	129,902	129,902
220	RECRUIT TRAINING .....	74,705	74,705
230	ONE STATION UNIT TRAINING .....	63,223	63,223
240	SENIOR RESERVE OFFICERS TRAINING CORPS .....	479,343	479,343
	<b>BASIC SKILLS AND ADVANCED TRAINING</b>		
250	SPECIALIZED SKILL TRAINING .....	1,082,517	1,082,517
260	FLIGHT TRAINING .....	1,046,124	1,046,124
270	PROFESSIONAL DEVELOPMENT EDUCATION .....	163,607	163,607
280	TRAINING SUPPORT .....	695,200	695,200
	<b>RECRUITING AND OTHER TRAINING AND EDUCATION</b>		
290	RECRUITING AND ADVERTISING .....	544,014	544,014
300	EXAMINING .....	153,091	153,091
310	OFF-DUTY AND VOLUNTARY EDUCATION .....	241,170	241,170
320	CIVILIAN EDUCATION AND TRAINING .....	220,771	220,771

OPERATION AND MAINTENANCE (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
330	JUNIOR ROTC .....	175,347		175,347
	<b>TOTAL, BA 03: TRAINING AND RECRUITING .....</b>	<b>5,069,014</b>	<b>0</b>	<b>5,069,014</b>
	<b>BUDGET ACTIVITY 04: ADMIN &amp; SRVWIDE ACTIVITIES</b>			
	<b>SECURITY PROGRAMS</b>			
340	SECURITY PROGRAMS .....	1,030,355		1,030,355
	<b>LOGISTICS OPERATIONS</b>			
350	SERVICEWIDE TRANSPORTATION .....	587,952		587,952
360	CENTRAL SUPPLY ACTIVITIES .....	669,853		669,853
370	LOGISTIC SUPPORT ACTIVITIES .....	503,876		503,876
380	AMMUNITION MANAGEMENT .....	435,020		435,020
	<b>SERVICEWIDE SUPPORT</b>			
390	ADMINISTRATION .....	912,355		912,355
400	SERVICEWIDE COMMUNICATIONS .....	1,528,371		1,528,371
410	MANPOWER MANAGEMENT .....	368,480		368,480
420	OTHER PERSONNEL SUPPORT .....	261,829		261,829
430	OTHER SERVICE SUPPORT .....	1,145,902		1,145,902
440	ARMY CLAIMS ACTIVITIES .....	205,967		205,967
450	REAL ESTATE MANAGEMENT .....	168,664		168,664
	<b>SUPPORT OF OTHER NATIONS</b>			
460	SUPPORT OF NATO OPERATIONS .....	462,488		462,488
470	MISC. SUPPORT OF OTHER NATIONS .....	19,179		19,179
	<b>TOTAL, BA 04: ADMIN &amp; SRVWIDE ACTIVITIES .....</b>	<b>8,300,291</b>	<b>0</b>	<b>8,300,291</b>



	<b>TOTAL, O&amp;M, ARMY .....</b>	<b>33,971,965</b>	<b>0</b>	<b>33,971,965</b>
	<b>BUDGET ACTIVITY 01: OPERATING FORCES</b>			
	<b>LAND FORCES</b>			
010	MANEUVER UNITS .....	1,282		1,282
020	MODULAR SUPPORT BRIGADES .....	12,413		12,413
030	ECHELONS ABOVE BRIGADE .....	460,814		460,814
040	THEATER LEVEL ASSETS .....	168,020		168,020
050	LAND FORCES OPERATIONS SUPPORT .....	555,944		555,944
060	AVIATION ASSETS .....	70,378		70,378
	<b>LAND FORCES READINESS</b>			
070	FORCE READINESS OPERATIONS SUPPORT .....	391,326		391,326
080	LAND FORCES SYSTEMS READINESS .....	108,093		108,093
090	LAND FORCES DEPOT MAINTENANCE .....	136,854		136,854
	<b>LAND FORCES READINESS SUPPORT</b>			
100	BASE OPERATIONS SUPPORT .....	577,146		577,146
110	FACILITIES SUSTAINMENT, RESTORATION, & MODERNIZATION .....	234,486		234,486
120	ADDITIONAL ACTIVITIES .....	0		0
	<b>TOTAL, BA 01: OPERATING FORCES .....</b>	<b>2,716,756</b>	<b>0</b>	<b>2,716,756</b>
	<b>BUDGET ACTIVITY 04: ADMIN &amp; SRVWD ACTIVITIES</b>			
	<b>LOGISTICS OPERATIONS</b>			
130	SERVICEWIDE TRANSPORTATION .....	12,717		12,717
	<b>SERVICEWIDE SUPPORT</b>			
140	ADMINISTRATION .....	74,685		74,685
150	SERVICEWIDE COMMUNICATIONS .....	3,797		3,797
160	MANPOWER MANAGEMENT .....	9,245		9,245

OPERATION AND MAINTENANCE (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
170	RECRUITING AND ADVERTISING .....	61,877		61,877
	<b>TOTAL, BA 04: ADMIN &amp; SRVWD ACTIVITIES .....</b>	<b>162,321</b>	<b>0</b>	<b>162,321</b>
	<b>TOTAL, O&amp;M, ARMY RES .....</b>	<b>2,879,077</b>	<b>0</b>	<b>2,879,077</b>
	<b>BUDGET ACTIVITY 01: OPERATING FORCES</b>			
	<b>LAND FORCES</b>			
010	MANEUVER UNITS .....	807,193		807,193
020	MODULAR SUPPORT BRIGADES .....	166,474		166,474
030	ECHELONS ABOVE BRIGADE .....	607,567		607,567
040	THEATER LEVEL ASSETS .....	249,930		249,930
050	LAND FORCES OPERATIONS SUPPORT .....	35,657		35,657
060	AVIATION ASSETS .....	838,895		838,895
	<b>LAND FORCES READINESS</b>			
070	FORCE READINESS OPERATIONS SUPPORT .....	570,119		570,119
080	LAND FORCES SYSTEMS READINESS .....	121,980		121,980
090	LAND FORCES DEPOT MAINTENANCE .....	380,789		380,789
	<b>LAND FORCES READINESS SUPPORT</b>			
100	BASE OPERATIONS SUPPORT .....	933,514		933,514
110	FACILITIES SUSTAINMENT, RESTORATION, & MODERNIZATION .....	621,843		621,843
120	MANAGEMENT AND OPERATIONAL HQ .....	540,738		540,738
130	ADDITIONAL ACTIVITIES .....	0		0
	<b>TOTAL BA 01: OPERATING FORCES .....</b>	<b>5,874,699</b>	<b>0</b>	<b>5,874,699</b>
	<b>BUDGET ACTIVITY 04: ADMIN &amp; SRVWD ACTIVITIES</b>			

140	<b>LOGISTICS OPERATIONS</b>			
	SERVICEWIDE TRANSPORTATION .....	17,771		17,771
	<b>SERVICEWIDE SUPPORT</b>			
150	ADMINISTRATION .....	183,781		183,781
160	SERVICEWIDE COMMUNICATIONS .....	48,188		48,188
170	MANPOWER MANAGEMENT .....	8,020		8,020
180	RECRUITING AND ADVERTISING .....	440,245		440,245
	<b>TOTAL, BA 04: ADMIN &amp; SRVWD ACTIVITIES .....</b>	<b>698,005</b>	<b>0</b>	<b>698,005</b>
	<b>TOTAL, O&amp;M, ANG .....</b>	<b>6,572,704</b>	<b>0</b>	<b>6,572,704</b>
	<b>BUDGET ACTIVITY 01: MINISTRY OF DEFENSE</b>			
	<b>DEFENSE FORCES</b>			
010	INFRASTRUCTURE .....	0		0
020	EQUIPMENT AND TRANSPORTATION .....	0		0
030	TRAINING AND OPERATIONS .....	0		0
040	SUSTAINMENT .....	0		0
	<b>TOTAL, BA 01: MINISTRY OF DEFENSE .....</b>	<b>0</b>	<b>0</b>	<b>0</b>
	<b>BUDGET ACTIVITY 02: MINISTRY OF INTERIOR</b>			
	<b>INTERIOR FORCES</b>			
060	INFRASTRUCTURE .....	0		0
070	EQUIPMENT AND TRANSPORTATION .....	0		0
080	TRAINING AND OPERATIONS .....	0		0
090	SUSTAINMENT .....	0		0
	<b>TOTAL, BA 02: MINISTRY OF INTERIOR .....</b>	<b>0</b>	<b>0</b>	<b>0</b>

OPERATION AND MAINTENANCE (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
	<b>BUDGET ACTIVITY 03: ASSOCIATED ACTIVITIES</b>			
	<b>RELATED ACTIVITIES</b>			
110	SUSTAINMENT .....	0		0
120	TRAINING AND OPERATIONS .....	0		0
	INFRASTRUCTURE .....	0		0
	COIN ACTIVITIES .....	0		0
	<b>TOTAL, BA 03: ASSOCIATED ACTIVITIES .....</b>	<b>0</b>	<b>0</b>	<b>0</b>
	<b>TOTAL, AFGHANISTAN SECURITY FORCES FUND .....</b>	<b>0</b>	<b>0</b>	<b>0</b>
	<b>BUDGET ACTIVITY 01: MINISTRY OF DEFENSE</b>			
	<b>DEFENSE FORCES</b>			
	EQUIPMENT AND TRANSPORTATION .....	0		0
	TRAINING .....	0		0
	SUSTAINMENT .....	0		0
	<b>TOTAL, BA 01: MINISTRY OF DEFENSE .....</b>	<b>0</b>	<b>0</b>	<b>0</b>
	<b>BUDGET ACTIVITY 02: MINISTRY OF INTERIOR</b>			
	<b>INTERIOR FORCES</b>			
	EQUIPMENT AND TRANSPORTATION .....	0		0
	SUSTAINMENT .....	0		0
	<b>TOTAL, BA 02: MINISTRY OF INTERIOR .....</b>	<b>0</b>	<b>0</b>	<b>0</b>

**BUDGET ACTIVITY 03: ASSOCIATED ACTIVITIES****RELATED ACTIVITIES**

QUICK RESPONSE FORCE .....	0	0	0
----------------------------	---	---	---

<b>TOTAL, BA 03: ASSOCIATED ACTIVITIES .....</b>	<b>0</b>	<b>0</b>	<b>0</b>
--	----------	----------	----------

<b>TOTAL, IRAQ SECURITY FORCES FUND .....</b>	<b>0</b>	<b>0</b>	<b>0</b>
---	----------	----------	----------

**BUDGET ACTIVITY 01: OPERATING FORCES****AIR OPERATIONS**

010 MISSION AND OTHER FLIGHT OPERATIONS .....	4,429,832		4,429,832
020 FLEET AIR TRAINING .....	81,345		81,345
030 AVIATION TECHNICAL DATA & ENGINEERING SERVICES .....	38,932		38,932
040 AIR OPERATIONS AND SAFETY SUPPORT .....	100,485		100,485
050 AIR SYSTEMS SUPPORT .....	355,520		355,520
060 AIRCRAFT DEPOT MAINTENANCE .....	1,221,410	74,000	1,295,410
Aircraft depot maintenance .....		[74,000]	
070 AIRCRAFT DEPOT OPERATIONS SUPPORT .....	27,448		27,448

**SHIP OPERATIONS**

080 MISSION AND OTHER SHIP OPERATIONS .....	3,696,913		3,696,913
090 SHIP OPERATIONS SUPPORT & TRAINING .....	728,983		728,983
100 SHIP DEPOT MAINTENANCE .....	4,761,670	35,000	4,796,670
Ship depot maintenance .....		[35,000]	
110 SHIP DEPOT OPERATIONS SUPPORT .....	1,344,844		1,344,844

**COMBAT OPERATIONS/SUPPORT**

120 COMBAT COMMUNICATIONS .....	615,069		615,069
130 ELECTRONIC WARFARE .....	89,340		89,340
140 SPACE SYSTEMS AND SURVEILLANCE .....	177,397		177,397
150 WARFARE TACTICS .....	416,068		416,068
160 OPERATIONAL METEOROLOGY AND OCEANOGRAPHY .....	316,525		316,525

OPERATION AND MAINTENANCE (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
170	COMBAT SUPPORT FORCES .....	1,083,618		1,083,618
180	EQUIPMENT MAINTENANCE .....	165,985		165,985
190	DEPOT OPERATIONS SUPPORT .....	2,836		2,836
200	COMBATANT COMMANDERS CORE OPERATIONS .....	208,250		208,250
210	COMBATANT COMMANDERS DIRECT MISSION SUPPORT .....	274,071		274,071
	<b>WEAPONS SUPPORT</b>			
220	CRUISE MISSILE .....	130,219		130,219
230	FLEET BALLISTIC MISSILE .....	1,138,418		1,138,418
240	IN-SERVICE WEAPONS SYSTEMS SUPPORT .....	89,184		89,184
250	WEAPONS MAINTENANCE .....	459,561		459,561
260	OTHER WEAPON SYSTEMS SUPPORT .....	366,751		366,751
	<b>BASE SUPPORT</b>			
270	ENTERPRISE INFORMATION .....	820,507		820,507
280	SUSTAINMENT, RESTORATION AND MODERNIZATION .....	1,900,386		1,900,386
290	BASE OPERATING SUPPORT .....	4,502,857		4,502,857
	<b>TOTAL, BA 01: OPERATING FORCES .....</b>	<b>29,544,424</b>	<b>109,000</b>	<b>29,653,424</b>
	<b>BUDGET ACTIVITY 02: MOBILIZATION</b>			
	<b>READY RESERVE AND PREPOSITIONING FORCE</b>			
300	SHIP PREPOSITIONING AND SURGE .....	424,047		424,047
	<b>ACTIVATIONS/INACTIVATIONS</b>			
310	AIRCRAFT ACTIVATIONS/INACTIVATIONS .....	7,593		7,593
320	SHIP ACTIVATIONS/INACTIVATIONS .....	177,482		177,482

<b>MOBILIZATION PREPARATION</b>			
330	EXPEDITIONARY HEALTH SERVICES SYSTEMS .....	70,990	70,990
340	INDUSTRIAL READINESS .....	2,707	2,707
350	COAST GUARD SUPPORT .....	23,845	23,845
	<b>TOTAL, BA 02: MOBILIZATION .....</b>	<b>706,664</b>	<b>0</b>
	<b>BUDGET ACTIVITY 03: TRAINING AND RECRUITING</b>		
<b>ACCESSION TRAINING</b>			
360	OFFICER ACQUISITION .....	141,057	141,057
370	RECRUIT TRAINING .....	10,853	10,853
380	RESERVE OFFICERS TRAINING CORPS .....	143,504	143,504
<b>BASIC SKILLS AND ADVANCED TRAINING</b>			
390	SPECIALIZED SKILL TRAINING .....	533,004	533,004
400	FLIGHT TRAINING .....	1,538,171	1,538,171
410	PROFESSIONAL DEVELOPMENT EDUCATION .....	162,844	162,844
420	TRAINING SUPPORT .....	171,153	171,153
<b>RECRUITING AND OTHER TRAINING AND EDUCATION</b>			
430	RECRUITING AND ADVERTISING .....	261,287	261,287
440	OFF-DUTY AND VOLUNTARY EDUCATION .....	145,560	145,560
450	CIVILIAN EDUCATION AND TRAINING .....	109,865	109,865
460	JUNIOR ROTC .....	50,369	50,369
	<b>TOTAL, BA 03: TRAINING AND RECRUITING .....</b>	<b>3,267,667</b>	<b>0</b>
	<b>BUDGET ACTIVITY 04: ADMIN &amp; SRVWD ACTIVITIES</b>		
<b>SERVICEWIDE SUPPORT</b>			
470	ADMINISTRATION .....	829,010	829,010
480	EXTERNAL RELATIONS .....	7,632	7,632
490	CIVILIAN MANPOWER AND PERSONNEL MANAGEMENT .....	118,838	118,838

OPERATION AND MAINTENANCE (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
500	MILITARY MANPOWER AND PERSONNEL MANAGEMENT .....	194,775		194,775
510	OTHER PERSONNEL SUPPORT .....	282,580		282,580
520	SERVICEWIDE COMMUNICATIONS .....	503,067		503,067
	<b>LOGISTICS OPERATIONS AND TECHNICAL SUPPORT</b>			
540	SERVICEWIDE TRANSPORTATION .....	230,294		230,294
560	PLANNING, ENGINEERING AND DESIGN .....	259,990		259,990
570	ACQUISITION AND PROGRAM MANAGEMENT .....	868,069		868,069
580	HULL, MECHANICAL AND ELECTRICAL SUPPORT .....	55,217		55,217
590	COMBAT/WEAPONS SYSTEMS .....	19,053		19,053
600	SPACE AND ELECTRONIC WARFARE SYSTEMS .....	77,702		77,702
	<b>INVESTIGATIONS AND SECURITY PROGRAMS</b>			
610	NAVAL INVESTIGATIVE SERVICE .....	549,484		549,484
	<b>SUPPORT OF OTHER NATIONS</b>			
670	INTERNATIONAL HEADQUARTERS AND AGENCIES .....	5,567		5,567
999	CLASSIFIED PROGRAMS .....	614,275		614,275
	<b>TOTAL, BA 04: ADMIN &amp; SRVWD ACTIVITIES</b> .....	<b>4,615,553</b>	<b>0</b>	<b>4,615,553</b>
	<b>TOTAL, O&amp;M, NAVY</b> .....	<b>38,134,308</b>	<b>109,000</b>	<b>38,243,308</b>
	<b>BUDGET ACTIVITY 01: OPERATING FORCES</b>			
	<b>EXPEDITIONARY FORCES</b>			
010	OPERATIONAL FORCES .....	745,678		745,678
020	FIELD LOGISTICS .....	658,616		658,616
030	DEPOT MAINTENANCE .....	78,891		78,891



040	<b>USMC PREPOSITIONING</b>			
	MARITIME PREPOSITIONING .....	72,344		72,344
	<b>BASE SUPPORT</b>			
070	SUSTAINMENT, RESTORATION, & MODERNIZATION .....	594,904		594,904
080	BASE OPERATING SUPPORT .....	2,206,137		2,206,137
	<b>TOTAL, BA 01: OPERATING FORCES .....</b>	<b>4,356,570</b>	<b>0</b>	<b>4,356,570</b>
	<b>BUDGET ACTIVITY 03: TRAINING AND RECRUITING</b>			
	<b>ACCESSION TRAINING</b>			
090	RECRUIT TRAINING .....	16,096		16,096
100	OFFICER ACQUISITION .....	420		420
	<b>BASIC SKILLS AND ADVANCED TRAINING</b>			
110	SPECIALIZED SKILL TRAINING .....	91,197		91,197
130	PROFESSIONAL DEVELOPMENT EDUCATION .....	32,379		32,379
140	TRAINING SUPPORT .....	319,742		319,742
	<b>RECRUITING AND OTHER TRAINING AND EDUCATION</b>			
150	RECRUITING AND ADVERTISING .....	233,663		233,663
160	OFF-DUTY AND VOLUNTARY EDUCATION .....	61,980		61,980
170	JUNIOR ROTC .....	19,497		19,497
	<b>TOTAL, BA 03: TRAINING AND RECRUITING .....</b>	<b>774,974</b>	<b>0</b>	<b>774,974</b>
	<b>BUDGET ACTIVITY 04: ADMIN &amp; SRVWD ACTIVITIES</b>			
	<b>SERVICEWIDE SUPPORT</b>			
210	SERVICEWIDE TRANSPORTATION .....	29,569		29,569
220	ADMINISTRATION .....	341,657		341,657
230	ACQUISITION & PROGRAM MANAGEMENT .....	87,570		87,570

OPERATION AND MAINTENANCE (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
	<b>TOTAL, BA 04: ADMIN &amp; SRVWD ACTIVITIES</b> .....	<b>458,796</b>	<b>0</b>	<b>458,796</b>
	<b>TOTAL, O&amp;M, MARINE CORPS</b> .....	<b>5,590,340</b>	<b>0</b>	<b>5,590,340</b>
	<b>BUDGET ACTIVITY 01: OPERATING FORCES</b>			
	<b>AIR OPERATIONS</b>			
010	MISSION AND OTHER FLIGHT OPERATIONS .....	599,649		599,649
020	INTERMEDIATE MAINTENANCE .....	13,209		13,209
030	AIR OPERATIONS AND SAFETY SUPPORT .....	2,668		2,668
040	AIRCRAFT DEPOT MAINTENANCE .....	140,377		140,377
050	AIRCRAFT DEPOT OPERATIONS SUPPORT .....	309		309
	<b>SHIP OPERATIONS</b>			
060	MISSION AND OTHER SHIP OPERATIONS .....	65,757		65,757
070	SHIP OPERATIONS SUPPORT & TRAINING .....	587		587
080	SHIP DEPOT MAINTENANCE .....	91,054		91,054
	<b>COMBAT OPERATIONS/SUPPORT</b>			
090	COMBAT COMMUNICATIONS .....	15,882		15,882
100	COMBAT SUPPORT FORCES .....	140,186		140,186
	<b>WEAPONS SUPPORT</b>			
110	WEAPONS MAINTENANCE .....	5,492		5,492
	<b>BASE SUPPORT</b>			
120	ENTERPRISE INFORMATION .....	56,046		56,046
130	SUSTAINMENT, RESTORATION AND MODERNIZATION .....	81,407		81,407

140	BASE OPERATING SUPPORT .....	131,988	131,988
	<b>TOTAL, BA 01: OPERATING FORCES .....</b>	<b>1,344,611</b>	<b>0 1,344,611</b>
	<b>BUDGET ACTIVITY 04: ADMIN &amp; SRVWD ACTIVITIES</b>		
	<b>SERVICEWIDE SUPPORT</b>		
150	ADMINISTRATION .....	3,276	3,276
160	MILITARY MANPOWER AND PERSONNEL MANAGEMENT .....	13,698	13,698
170	SERVICEWIDE COMMUNICATIONS .....	2,628	2,628
	<b>LOGISTICS OPERATIONS AND TECHNICAL SUPPORT</b>		
190	ACQUISITION AND PROGRAM MANAGEMENT .....	3,551	3,551
	<b>TOTAL, BA 04: ADMIN &amp; SRVWD ACTIVITIES .....</b>	<b>23,153</b>	<b>0 23,153</b>
	<b>TOTAL, O&amp;M, NAVY RES .....</b>	<b>1,367,764</b>	<b>0 1,367,764</b>
	<b>BUDGET ACTIVITY 01: OPERATING FORCES</b>		
	<b>EXPEDITIONARY FORCES</b>		
010	OPERATING FORCES .....	104,566	104,566
020	DEPOT MAINTENANCE .....	16,392	16,392
	<b>BASE SUPPORT</b>		
040	SUSTAINMENT, RESTORATION AND MODERNIZATION .....	38,762	38,762
050	BASE OPERATING SUPPORT .....	99,924	99,924
	<b>TOTAL, BA 01: OPERATING FORCES .....</b>	<b>259,644</b>	<b>0 259,644</b>
	<b>BUDGET ACTIVITY 04: ADMIN &amp; SRVWD ACTIVITIES</b>		
	<b>SERVICEWIDE SUPPORT</b>		
070	SERVICEWIDE TRANSPORTATION .....	835	835

OPERATION AND MAINTENANCE (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
080	ADMINISTRATION .....	15,871		15,871
090	RECRUITING AND ADVERTISING .....	8,884		8,884
	<b>TOTAL, BA 04: ADMIN &amp; SRVWD ACTIVITIES .....</b>	<b>25,590</b>	<b>0</b>	<b>25,590</b>
	<b>TOTAL, O&amp;M, MC RESERVE .....</b>	<b>285,234</b>	<b>0</b>	<b>285,234</b>
<b>BUDGET ACTIVITY 01: OPERATING FORCES</b>				
<b>AIR OPERATIONS</b>				
010	PRIMARY COMBAT FORCES .....	4,261,115		4,261,115
020	COMBAT ENHANCEMENT FORCES .....	2,995,278		2,995,278
030	AIR OPERATIONS TRAINING (OJT, MAINTAIN SKILLS) .....	1,573,602		1,573,602
040	DEPOT MAINTENANCE .....	2,189,481	133,312	2,322,793
	Amended budget submission for C-130s .....		[-16,688]	
	Weapon system sustainment .....		[150,000]	
050	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	1,556,234		1,556,234
060	BASE SUPPORT .....	3,088,003		3,088,003
<b>COMBAT RELATED OPERATIONS</b>				
070	GLOBAL C3I AND EARLY WARNING .....	1,511,243		1,511,243
080	OTHER COMBAT OPS SPT PROGRAMS .....	1,035,291		1,035,291
100	TACTICAL INTEL AND OTHER SPECIAL ACTIVITIES .....	595,028		595,028
<b>SPACE OPERATIONS</b>				
110	LAUNCH FACILITIES .....	342,355		342,355
120	SPACE CONTROL SYSTEMS .....	811,022		811,022

<b>COCOM</b>				
130	COMBATANT COMMANDERS DIRECT MISSION SUPPORT .....	797,754	797,754	
140	COMBATANT COMMANDERS CORE OPERATIONS .....	233,021	233,021	
	<b>TOTAL, BA 01: OPERATING FORCES .....</b>	<b>20,989,427</b>	<b>133,312</b>	<b>21,122,739</b>
<b>BUDGET ACTIVITY 02: MOBILIZATION</b>				
<b>MOBILITY OPERATIONS</b>				
150	AIRLIFT OPERATIONS .....	2,975,663	2,975,663	
160	MOBILIZATION PREPAREDNESS .....	158,647	158,647	
170	DEPOT MAINTENANCE .....	140,286	140,286	
180	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	348,231	348,231	
190	BASE SUPPORT .....	683,286	683,286	
	<b>TOTAL, BA 02: MOBILIZATION .....</b>	<b>4,306,113</b>	<b>0</b>	<b>4,306,113</b>
<b>BUDGET ACTIVITY 03: TRAINING AND RECRUITING</b>				
<b>ACCESSION TRAINING</b>				
200	OFFICER ACQUISITION .....	114,403	114,403	
210	RECRUIT TRAINING .....	28,195	28,195	
220	RESERVE OFFICERS TRAINING CORPS (ROTC) .....	90,453	90,453	
230	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	411,570	411,570	
240	BASE SUPPORT .....	902,323	902,323	
<b>BASIC SKILLS AND ADVANCED TRAINING</b>				
250	SPECIALIZED SKILL TRAINING .....	510,065	510,065	
260	FLIGHT TRAINING .....	1,012,816	1,012,816	
270	PROFESSIONAL DEVELOPMENT EDUCATION .....	221,553	221,553	
280	TRAINING SUPPORT .....	126,784	126,784	
290	DEPOT MAINTENANCE .....	619	619	
<b>RECRUITING AND OTHER TRAINING AND EDUCATION</b>				

OPERATION AND MAINTENANCE (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
300	RECRUITING AND ADVERTISING .....	150,222		150,222
310	EXAMINING .....	409		409
320	OFF-DUTY AND VOLUNTARY EDUCATION .....	172,643		172,643
330	CIVILIAN EDUCATION AND TRAINING .....	208,872		208,872
340	JUNIOR ROTC .....	77,692		77,692
	<b>TOTAL, BA 03: TRAINING AND RECRUITING .....</b>	<b>4,028,619</b>	<b>0</b>	<b>4,028,619</b>
	<b>BUDGET ACTIVITY 04: ADMIN &amp; SRVWD ACTIVITIES</b>			
	<b>LOGISTICS OPERATIONS</b>			
350	LOGISTICS OPERATIONS .....	1,110,471		1,110,471
360	TECHNICAL SUPPORT ACTIVITIES .....	949,018		949,018
370	DEPOT MAINTENANCE .....	7,365		7,365
380	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	368,349		368,349
390	BASE SUPPORT .....	1,363,230		1,363,230
	<b>SERVICEWIDE ACTIVITIES</b>			
400	ADMINISTRATION .....	657,268		657,268
410	SERVICEWIDE COMMUNICATIONS .....	693,379		693,379
420	OTHER SERVICEWIDE ACTIVITIES .....	1,152,877		1,152,877
430	CIVIL AIR PATROL .....	22,848		22,848
	<b>SECURITY PROGRAMS</b>			
440	SECURITY PROGRAMS .....	1,159,342		1,159,342
	<b>SUPPORT TO OTHER NATIONS</b>			
450	INTERNATIONAL SUPPORT .....	36,206		36,206
999	CLASSIFIED PROGRAMS .....	0		0

	TOTAL, BA 04: ADMIN & SRVWD ACTIVITIES .....	7,520,353	0	7,520,353
	TOTAL, O&M, AIR FORCE .....	36,844,512	133,312	36,977,824
	BUDGET ACTIVITY 01: OPERATING FORCES			
	AIR OPERATIONS			
010	PRIMARY COMBAT FORCES .....	2,275,407	1,043	2,276,450
	Amended budget submission for C-130 transfer .....		[3,060]	
	Amended budget submission for C-130s .....		[-2,017]	
020	MISSION SUPPORT OPERATIONS .....	111,742		111,742
030	DEPOT MAINTENANCE .....	415,687	101,749	517,436
	Amended budget submission for C-130s .....		[2,749]	
	Weapon system sustainment .....		[99,000]	
040	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	88,822		88,822
050	BASE SUPPORT .....	277,985		277,985
	TOTAL BA 01: OPERATING FORCES .....	3,169,643	102,792	3,272,435
	BUDGET ACTIVITY 04: ADMIN & SRVWD ACTIVITIES			
	SERVICEWIDE ACTIVITIES			
060	ADMINISTRATION .....	80,526		80,526
070	RECRUITING AND ADVERTISING .....	24,353		24,353
080	MILITARY MANPOWER AND PERS MGMT (ARPC) .....	19,716		19,716
090	OTHER PERS SUPPORT (DISABILITY COMP) .....	6,071		6,071
100	AUDIOVISUAL .....	726		726
	TOTAL, BA 04: ADMIN & SRVWD ACTIVITIES .....	131,392	0	131,392
	TOTAL, O&M, AF RESERVE .....	3,301,035	102,792	3,403,827
	BUDGET ACTIVITY 01: OPERATING FORCES			

OPERATION AND MAINTENANCE (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
	<b>AIR OPERATIONS</b>			
010	AIRCRAFT OPERATIONS .....	3,519,452	6,073	3,525,525
	Amended budget submission for C-130s .....		[6,073]	
020	MISSION SUPPORT OPERATIONS .....	762,937		762,937
030	DEPOT MAINTENANCE .....	598,779	95,023	693,802
	Amended budget submission for C-130s .....		[6,823]	
040	Weapon system sustainment .....	315,210		315,210
050	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	668,176	[88,200]	668,176
	BASE SUPPORT .....			
	<b>TOTAL, BA 01: OPERATING FORCES</b> .....	<b>5,864,554</b>	<b>101,096</b>	<b>5,965,650</b>
	<b>BUDGET ACTIVITY 04: ADMIN &amp; SRVWD ACTIVITIES</b>			
	<b>SERVICEWIDE ACTIVITIES</b>			
060	ADMINISTRATION .....	41,930		41,930
070	RECRUITING AND ADVERTISING .....	34,659		34,659
	<b>TOTAL, BA 04: ADMIN &amp; SRVWD ACTIVITIES</b> .....	<b>76,589</b>	<b>0</b>	<b>76,589</b>
	<b>TOTAL, O&amp;M, ANG</b> .....	<b>5,941,143</b>	<b>101,096</b>	<b>6,042,239</b>
	<b>BUDGET ACTIVITY 01: OPERATING FORCES</b>			
	<b>DEFENSEWIDE ACTIVITIES</b>			
010	JOINT CHIEFS OF STAFF .....	420,940		420,940
020	SPECIAL OPERATIONS COMMAND .....	3,944,330		3,944,330



<b>TOTAL, BA 01: OPERATING FORCES .....</b>		<b>4,365,270</b>	<b>0</b>	<b>4,365,270</b>
<b>BUDGET ACTIVITY 03: TRAINING AND RECRUITING</b>				
<b>DEFENSEWIDE ACTIVITIES</b>				
030	DEFENSE ACQUISITION UNIVERSITY .....	145,896		145,896
040	NATIONAL DEFENSE UNIVERSITY .....	97,633		97,633
<b>TOTAL, BA 03: TRAINING AND RECRUITING .....</b>		<b>243,529</b>	<b>0</b>	<b>243,529</b>
<b>BUDGET ACTIVITY 04: ADMIN &amp; SRVWD ACTIVITIES</b>				
<b>DEFENSEWIDE ACTIVITIES</b>				
050	CIVIL MILITARY PROGRAMS .....	156,043		156,043
070	DEFENSE BUSINESS TRANSFORMATION AGENCY .....	143,441		143,441
080	DEFENSE CONTRACT AUDIT AGENCY .....	486,143		486,143
090	DEFENSE CONTRACT MANAGEMENT AGENCY .....	1,112,849		1,112,849
100	DEFENSE FINANCE AND ACCOUNTING SERVICE .....	1,593		1,593
110	DEFENSE HUMAN RESOURCES ACTIVITY .....	824,153		824,153
120	DEFENSE INFORMATION SYSTEMS AGENCY .....	1,384,450		1,384,450
140	DEFENSE LEGAL SERVICES AGENCY .....	42,404		42,404
150	DEFENSE LOGISTICS AGENCY .....	448,043		448,043
160	DEFENSE MEDIA ACTIVITY .....	255,878		255,878
170	DEFENSE POW/MIA OFFICE .....	24,155		24,155
180	DEFENSE SECURITY COOPERATION AGENCY .....	683,853	-155,000	528,853
	Program decrease for section 1206 .....		[-150,000]	
	Program elimination for stability operations fellowship .....		[-5,000]	
190	DEFENSE SECURITY SERVICE .....	518,743		518,743
200	DEFENSE TECHNOLOGY SECURITY ADMINISTRATION .....	37,624		37,624
210	DEFENSE THREAT REDUCTION AGENCY .....	463,522		463,522
220	DEPARTMENT OF DEFENSE EDUCATION ACTIVITY .....	2,514,537		2,514,537
240	OFFICE OF ECONOMIC ADJUSTMENT .....	50,811		50,811
250	OFFICE OF THE SECRETARY OF DEFENSE .....	2,245,300	25,000	2,270,300
	Readiness and environmental protection initiative .....		[25,000]	

OPERATION AND MAINTENANCE (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
260	Rule of law program (non-add) .....		[750]	[750]
999	WASHINGTON HEADQUARTERS SERVICE .....	604,130		604,130
	CLASSIFIED PROGRAMS .....	13,977,425		13,977,425
	<b>TOTAL, BA 04: ADMIN &amp; SRVWD ACTIVITIES .....</b>	<b>25,975,097</b>	<b>-130,000</b>	<b>25,845,097</b>
	BRAC impact aid .....		[5,000]	5,000
	Impact Aid .....		[30,000]	30,000
	Severe disabilities .....		[10,000]	10,000
	Unobligated balances .....		[-16,000]	-16,000
	<b>TOTAL, O&amp;M, DEFENSE-WIDE .....</b>	<b>30,583,896</b>	<b>-101,000</b>	<b>30,482,896</b>
	<b>BUDGET ACTIVITY 04: ADMINISTRATION &amp; ASSOCIATED ACTIVITIES</b>			
	<b>DEFENSEWIDE ACTIVITIES</b>			
010	US COURT OF APPEALS FOR THE ARMED FORCES, DEFENSE .....	14,068		14,068
	<b>TOTAL, BA 04: ADMINISTRATION &amp; ASSOCIATED ACTIVITIES .....</b>	<b>14,068</b>	<b>0</b>	<b>14,068</b>
	<b>TOTAL, US COURT OF APPEALS FOR THE ARMED FORCES, DEFENSE .....</b>	<b>14,068</b>	<b>0</b>	<b>14,068</b>
	<b>BUDGET ACTIVITY 01: HUMANITARIAN ASSISTANCE</b>			
	<b>DEFENSEWIDE ACTIVITIES</b>			
010	OVERSEAS HUMANITARIAN, DISASTER AND CIVIC AID .....	108,032		108,032

	TOTAL, BA 01: HUMANITARIAN ASSISTANCE .....	108,032	0	108,032
	TOTAL, OVERSEAS HUMANITARIAN, DISASTER AND CIVIC AID .....	108,032	0	108,032
	BUDGET ACTIVITY 01: FORMER SOVIET UNION (FSU) THREAT REDUCTION			
	DEFENSEWIDE ACTIVITIES			
010	FORMER SOVIET UNION (FSU) THREAT REDUCTION .....	522,512		522,512
	TOTAL, BA 01: FORMER SOVIET UNION (FSU) THREAT REDUCTION .....	522,512	0	522,512
	TOTAL, FORMER SOVIET UNION (FSU) THREAT REDUCTION .....	522,512	0	522,512
	BUDGET ACTIVITY 01: ACQ WORKFORCE DEV FD			
	ACQ WORKFORCE DEV FD			
010	ACQ WORKFORCE DEV FD .....	217,561		217,561
	TOTAL, BA 01: ACQ WORKFORCE DEV FD .....	217,561	0	217,561
	TOTAL, ACQ WORKFORCE DEV FD .....	217,561	0	217,561
	BUDGET ACTIVITY 01: OPERATING FORCES			
	TRANSFER ACCOUNTS			
020	ENVIRONMENTAL RESTORATION, ARMY .....	444,581		444,581
030	ENVIRONMENTAL RESTORATION, NAVY .....	304,867		304,867
040	ENVIRONMENTAL RESTORATION, AIR FORCE .....	502,653		502,653
050	ENVIRONMENTAL RESTORATION, DEFENSE .....	10,744		10,744
060	ENVIRONMENTAL RESTORATION FORMERLY USED SITES .....	276,546		276,546
070	OVERSEAS CONTINGENCY OPERATIONS TRANSFER FUND .....	5,000		5,000
	TOTAL, TRANSFER ACCOUNTS .....	1,544,391	0	1,544,391

OPERATION AND MAINTENANCE (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
	TOTAL OPERATION AND MAINTENANCE .....	167,878,542	345,200	168,223,742

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS.

OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
BUDGET ACTIVITY 01: OPERATING FORCES				
LAND FORCES READINESS SUPPORT				
140	ADDITIONAL ACTIVITIES .....	47,638,208		47,638,208
150	COMMANDERS EMERGENCY RESPONSE PROGRAM .....	1,300,000	−400,000	900,000
	Program decrease .....		[−400,000]	
160	RESET .....	7,840,211		7,840,211
170	COMBATANT COMMANDERS ANCILLARY MISSIONS .....	0		0
	TOTAL, BA 01: OPERATING FORCES .....	56,778,419	−400,000	56,378,419
BUDGET ACTIVITY 04: ADMIN & SRVWIDE ACTIVITIES				
SECURITY PROGRAMS				
340	SECURITY PROGRAMS .....	2,358,865		2,358,865
LOGISTICS OPERATIONS				
350	SERVICEWIDE TRANSPORTATION .....	3,465,334		3,465,334
	TOTAL, BA 04: ADMIN & SRVWIDE ACTIVITIES .....	5,824,199	0	5,824,199
	TOTAL, O&M, ARMY .....	62,602,618	−400,000	62,202,618
BUDGET ACTIVITY 01: OPERATING FORCES				

OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
120	LAND FORCES READINESS SUPPORT			
	ADDITIONAL ACTIVITIES .....	286,950		286,950
	TOTAL, BA 01: OPERATING FORCES .....	286,950	0	286,950
	TOTAL, O&M, ARMY RES .....	286,950	0	286,950
	BUDGET ACTIVITY 01: OPERATING FORCES			
130	LAND FORCES READINESS SUPPORT			
	ADDITIONAL ACTIVITIES .....	544,349		544,349
	TOTAL BA 01: OPERATING FORCES .....	544,349	0	544,349
	TOTAL, O&M, ANG .....	544,349	0	544,349
	BUDGET ACTIVITY 01: MINISTRY OF DEFENSE			
	DEFENSE FORCES			
010	INFRASTRUCTURE .....	1,790,933		1,790,933
020	EQUIPMENT AND TRANSPORTATION .....	1,846,623		1,846,623
030	TRAINING AND OPERATIONS .....	836,842		836,842
040	SUSTAINMENT .....	2,992,616		2,992,616
	TOTAL, BA 01: MINISTRY OF DEFENSE .....	7,467,014	0	7,467,014
	BUDGET ACTIVITY 02: MINISTRY OF INTERIOR			

060 070 080 090	<b>INTERIOR FORCES</b>			
	INFRASTRUCTURE .....	1,078,413	1,078,413	
	EQUIPMENT AND TRANSPORTATION .....	917,966	917,966	
	TRAINING AND OPERATIONS .....	990,213	990,213	
	SUSTAINMENT .....	1,098,845	1,098,845	
	<b>TOTAL, BA 02: MINISTRY OF INTERIOR .....</b>	<b>4,085,437</b>	<b>0</b>	<b>4,085,437</b>
	<b>BUDGET ACTIVITY 03: ASSOCIATED ACTIVITIES</b>			
	<b>RELATED ACTIVITIES</b>			
110	SUSTAINMENT .....	6,037	6,037	
120	TRAINING AND OPERATIONS .....	1,530	1,530	
	INFRASTRUCTURE .....	58,265	58,265	
	COIN ACTIVITIES .....	1,000	1,000	
	<b>TOTAL, BA 03: ASSOCIATED ACTIVITIES .....</b>	<b>66,832</b>	<b>0</b>	<b>66,832</b>
	<b>TOTAL, AFGHANISTAN SECURITY FORCES FUND .....</b>	<b>11,619,283</b>	<b>0</b>	<b>11,619,283</b>
	<b>BUDGET ACTIVITY 01: MINISTRY OF DEFENSE</b>			
	<b>DEFENSE FORCES</b>			
	EQUIPMENT AND TRANSPORTATION .....	1,067,706	1,067,706	
	TRAINING .....	248,075	248,075	
	SUSTAINMENT .....	341,125	341,125	
	<b>TOTAL, BA 01: MINISTRY OF DEFENSE .....</b>	<b>1,656,906</b>	<b>0</b>	<b>1,656,906</b>
	<b>BUDGET ACTIVITY 02: MINISTRY OF INTERIOR</b>			
	<b>INTERIOR FORCES</b>			
	EQUIPMENT AND TRANSPORTATION .....	220,469	220,469	
	SUSTAINMENT .....	47,625	47,625	

OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
	<b>TOTAL, BA 02: MINISTRY OF INTERIOR</b>	268,094	0	268,094
	<b>BUDGET ACTIVITY 03: ASSOCIATED ACTIVITIES</b>			
	<b>RELATED ACTIVITIES</b>			
	QUICK RESPONSE FORCE	75,000		75,000
	<b>TOTAL, BA 03: ASSOCIATED ACTIVITIES</b>	75,000	0	75,000
	Policy reduction		[-1,000,000]	-1,000,000
	<b>TOTAL, IRAQ SECURITY FORCES FUND</b>	2,000,000	-1,000,000	1,000,000
	<b>BUDGET ACTIVITY 01: OPERATING FORCES</b>			
	<b>AIR OPERATIONS</b>			
010	MISSION AND OTHER FLIGHT OPERATIONS	1,839,918		1,839,918
020	FLEET AIR TRAINING	3,453		3,453
030	AVIATION TECHNICAL DATA & ENGINEERING SERVICES	1,400		1,400
040	AIR OPERATIONS AND SAFETY SUPPORT	26,837		26,837
050	AIR SYSTEMS SUPPORT	44,567		44,567
060	AIRCRAFT DEPOT MAINTENANCE	233,114		233,114
	<b>SHIP OPERATIONS</b>			
080	MISSION AND OTHER SHIP OPERATIONS	1,151,465		1,151,465
090	SHIP OPERATIONS SUPPORT & TRAINING	27,472		27,472
100	SHIP DEPOT MAINTENANCE	1,266,556		1,266,556



120	<b>COMBAT OPERATIONS/SUPPORT</b>			
150	COMBAT COMMUNICATIONS .....	38,468	38,468	
160	WARFARE TACTICS .....	82,801	82,801	
170	OPERATIONAL METEOROLOGY AND OCEANOGRAPHY .....	24,855	24,855	
180	COMBAT SUPPORT FORCES .....	2,737,727	2,737,727	
200	EQUIPMENT MAINTENANCE .....	3,677	3,677	
210	COMBATANT COMMANDERS CORE OPERATIONS .....	7,000	7,000	
	COMBATANT COMMANDERS DIRECT MISSION SUPPORT .....	7,455	7,455	
	<b>WEAPONS SUPPORT</b>			
240	IN-SERVICE WEAPONS SYSTEMS SUPPORT .....	99,118	99,118	
250	WEAPONS MAINTENANCE .....	82,519	82,519	
260	OTHER WEAPON SYSTEMS SUPPORT .....	16,938	16,938	
	<b>BASE SUPPORT</b>			
270	ENTERPRISE INFORMATION .....	10,350	10,350	
280	SUSTAINMENT, RESTORATION AND MODERNIZATION .....	28,250	28,250	
290	BASE OPERATING SUPPORT .....	381,749	381,749	
	<b>TOTAL, BA 01: OPERATING FORCES</b> .....	<b>8,115,689</b>	<b>0</b>	<b>8,115,689</b>
	<b>BUDGET ACTIVITY 02: MOBILIZATION</b>			
	<b>READY RESERVE AND PREPOSITIONING FORCE</b>			
300	SHIP PREPOSITIONING AND SURGE .....	27,300		27,300
	<b>MOBILIZATION PREPARATION</b>			
330	EXPEDITIONARY HEALTH SERVICES SYSTEMS .....	4,400	4,400	
340	INDUSTRIAL READINESS .....	0	0	
350	COAST GUARD SUPPORT .....	254,461	254,461	
	<b>TOTAL, BA 02: MOBILIZATION</b> .....	<b>286,161</b>	<b>0</b>	<b>286,161</b>
	<b>BUDGET ACTIVITY 03: TRAINING AND RECRUITING</b>			

OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
	<b>BASIC SKILLS AND ADVANCED TRAINING</b>			
390	SPECIALIZED SKILL TRAINING .....	81,454		81,454
420	TRAINING SUPPORT .....	5,400		5,400
	<b>TOTAL, BA 03: TRAINING AND RECRUITING .....</b>	<b>86,854</b>	<b>0</b>	<b>86,854</b>
	<b>BUDGET ACTIVITY 04: ADMIN &amp; SRVWD ACTIVITIES</b>			
	<b>SERVICEWIDE SUPPORT</b>			
470	ADMINISTRATION .....	4,265		4,265
480	EXTERNAL RELATIONS .....	467		467
490	CIVILIAN MANPOWER AND PERSONNEL MANAGEMENT .....	450		450
500	MILITARY MANPOWER AND PERSONNEL MANAGEMENT .....	11,214		11,214
510	OTHER PERSONNEL SUPPORT .....	2,706		2,706
520	SERVICEWIDE COMMUNICATIONS .....	28,671		28,671
	<b>LOGISTICS OPERATIONS AND TECHNICAL SUPPORT</b>			
540	SERVICEWIDE TRANSPORTATION .....	300,868		300,868
570	ACQUISITION AND PROGRAM MANAGEMENT .....	6,091		6,091
600	SPACE AND ELECTRONIC WARFARE SYSTEMS .....	2,153		2,153
	<b>INVESTIGATIONS AND SECURITY PROGRAMS</b>			
610	NAVAL INVESTIGATIVE SERVICE .....	78,464		78,464
	<b>SUPPORT OF OTHER NATIONS</b>			
999	CLASSIFIED PROGRAMS .....	22,581		22,581
	<b>TOTAL, BA 04: ADMIN &amp; SRVWD ACTIVITIES .....</b>	<b>457,930</b>	<b>0</b>	<b>457,930</b>

	<b>TOTAL, O&amp;M, NAVY .....</b>	<b>8,946,634</b>	<b>0</b>	<b>8,946,634</b>
	<b>BUDGET ACTIVITY 01: OPERATING FORCES</b>			
	<b>EXPEDITIONARY FORCES</b>			
010	OPERATIONAL FORCES .....	2,448,572		2,448,572
020	FIELD LOGISTICS .....	514,748		514,748
030	DEPOT MAINTENANCE .....	523,250		523,250
	<b>USMC PREPOSITIONING</b>			
040	MARITIME PREPOSITIONING .....	7,808		7,808
	<b>BASE SUPPORT</b>			
080	BASE OPERATING SUPPORT .....	55,301		55,301
	<b>TOTAL, BA 01: OPERATING FORCES .....</b>	<b>3,549,679</b>	<b>0</b>	<b>3,549,679</b>
	<b>BUDGET ACTIVITY 03: TRAINING AND RECRUITING</b>			
	<b>BASIC SKILLS AND ADVANCED TRAINING</b>			
140	TRAINING SUPPORT .....	223,071		223,071
	<b>TOTAL, BA 03: TRAINING AND RECRUITING .....</b>	<b>223,071</b>	<b>0</b>	<b>223,071</b>
	<b>BUDGET ACTIVITY 04: ADMIN &amp; SRVWD ACTIVITIES</b>			
	<b>SERVICEWIDE SUPPORT</b>			
210	SERVICEWIDE TRANSPORTATION .....	360,000		360,000
220	ADMINISTRATION .....	3,772		3,772
	<b>TOTAL, BA 04: ADMIN &amp; SRVWD ACTIVITIES .....</b>	<b>363,772</b>	<b>0</b>	<b>363,772</b>
	<b>TOTAL, O&amp;M, MARINE CORPS .....</b>	<b>4,136,522</b>	<b>0</b>	<b>4,136,522</b>

OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
	<b>BUDGET ACTIVITY 01: OPERATING FORCES</b>			
	<b>AIR OPERATIONS</b>			
010	MISSION AND OTHER FLIGHT OPERATIONS .....	49,089		49,089
020	INTERMEDIATE MAINTENANCE .....	400		400
040	AIRCRAFT DEPOT MAINTENANCE .....	17,760		17,760
	<b>SHIP OPERATIONS</b>			
060	MISSION AND OTHER SHIP OPERATIONS .....	9,395		9,395
080	SHIP DEPOT MAINTENANCE .....	497		497
	<b>COMBAT OPERATIONS/SUPPORT</b>			
090	COMBAT COMMUNICATIONS .....	3,185		3,185
100	COMBAT SUPPORT FORCES .....	12,169		12,169
	<b>TOTAL, BA 01: OPERATING FORCES .....</b>	<b>92,495</b>	<b>0</b>	<b>92,495</b>
	<b>BUDGET ACTIVITY 04: ADMIN &amp; SRVWD ACTIVITIES</b>			
	<b>SERVICEWIDE SUPPORT</b>			
160	MILITARY MANPOWER AND PERSONNEL MANAGEMENT .....	1,064		1,064
	<b>TOTAL, BA 04: ADMIN &amp; SRVWD ACTIVITIES .....</b>	<b>1,064</b>	<b>0</b>	<b>1,064</b>
	<b>TOTAL, O&amp;M, NAVY RES .....</b>	<b>93,559</b>	<b>0</b>	<b>93,559</b>
	<b>BUDGET ACTIVITY 01: OPERATING FORCES</b>			

010	<b>EXPEDITIONARY FORCES</b>		
	OPERATING FORCES .....	23,571	23,571
050	<b>BASE SUPPORT</b>		
	BASE OPERATING SUPPORT .....	6,114	6,114
	<b>TOTAL, BA 01: OPERATING FORCES</b> .....	<b>29,685</b>	<b>29,685</b>
	<b>BUDGET ACTIVITY 04: ADMIN &amp; SRVWD ACTIVITIES</b>		
	<b>TOTAL, O&amp;M, MC RESERVE</b> .....	<b>29,685</b>	<b>29,685</b>
	<b>BUDGET ACTIVITY 01: OPERATING FORCES</b>		
	<b>AIR OPERATIONS</b>		
010	PRIMARY COMBAT FORCES .....	1,896,647	1,896,647
020	COMBAT ENHANCEMENT FORCES .....	1,954,759	1,954,759
030	AIR OPERATIONS TRAINING (OJT, MAINTAIN SKILLS) .....	113,948	113,948
040	DEPOT MAINTENANCE .....	297,623	297,623
050	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	704,463	704,463
060	BASE SUPPORT .....	1,780,052	1,780,052
	<b>COMBAT RELATED OPERATIONS</b>		
070	GLOBAL C3I AND EARLY WARNING .....	128,632	128,632
080	OTHER COMBAT OPS SPT PROGRAMS .....	397,894	397,894
110	<b>SPACE OPERATIONS</b>		
120	LAUNCH FACILITIES .....	28,975	28,975
	SPACE CONTROL SYSTEMS .....	34,091	34,091
130	<b>COCOM</b>		
	COMBATANT COMMANDERS DIRECT MISSION SUPPORT .....	127,861	127,861
	<b>TOTAL, BA 01: OPERATING FORCES</b> .....	<b>7,464,945</b>	<b>7,464,945</b>

OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
<b>BUDGET ACTIVITY 02: MOBILIZATION</b>				
<b>MOBILITY OPERATIONS</b>				
150	AIRLIFT OPERATIONS .....	4,403,800		4,403,800
160	MOBILIZATION PREPAREDNESS .....	240,394		240,394
170	DEPOT MAINTENANCE .....	217,023		217,023
180	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	20,360		20,360
190	BASE SUPPORT .....	57,362		57,362
	<b>TOTAL, BA 02: MOBILIZATION .....</b>	<b>4,938,939</b>	<b>0</b>	<b>4,938,939</b>
<b>BUDGET ACTIVITY 03: TRAINING AND RECRUITING</b>				
<b>ACCESSION TRAINING</b>				
230	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	1,948		1,948
240	BASE SUPPORT .....	6,088		6,088
<b>BASIC SKILLS AND ADVANCED TRAINING</b>				
250	SPECIALIZED SKILL TRAINING .....	45,893		45,893
260	FLIGHT TRAINING .....	20,277		20,277
270	PROFESSIONAL DEVELOPMENT EDUCATION .....	1,500		1,500
280	TRAINING SUPPORT .....	1,820		1,820
	<b>TOTAL, BA 03: TRAINING AND RECRUITING .....</b>	<b>77,526</b>	<b>0</b>	<b>77,526</b>
<b>BUDGET ACTIVITY 04: ADMIN &amp; SRVWD ACTIVITIES</b>				
<b>LOGISTICS OPERATIONS</b>				

350	LOGISTICS OPERATIONS .....	292,030	292,030
380	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	10,500	10,500
390	BASE SUPPORT .....	31,985	31,985
	<b>SERVICEWIDE ACTIVITIES</b>		
400	ADMINISTRATION .....	5,438	5,438
410	SERVICEWIDE COMMUNICATIONS .....	247,149	247,149
420	OTHER SERVICEWIDE ACTIVITIES .....	113,082	113,082
	<b>SECURITY PROGRAMS</b>		
440	SECURITY PROGRAMS .....	305,689	305,689
	<b>TOTAL, BA 04: ADMIN &amp; SRVWD ACTIVITIES .....</b>	<b>1,005,873</b>	<b>0 1,005,873</b>
	<b>TOTAL, O&amp;M, AIR FORCE .....</b>	<b>13,487,283</b>	<b>0 13,487,283</b>
	<b>BUDGET ACTIVITY 01: OPERATING FORCES</b>		
	<b>AIR OPERATIONS</b>		
030	DEPOT MAINTENANCE .....	116,924	116,924
050	BASE SUPPORT .....	12,683	12,683
	<b>TOTAL BA 01: OPERATING FORCES .....</b>	<b>129,607</b>	<b>0 129,607</b>
	<b>TOTAL, O&amp;M, AF RESERVE .....</b>	<b>129,607</b>	<b>0 129,607</b>
	<b>BUDGET ACTIVITY 01: OPERATING FORCES</b>		
	<b>AIR OPERATIONS</b>		
010	AIRCRAFT OPERATIONS .....	152,896	152,896
020	MISSION SUPPORT OPERATIONS .....	57,800	57,800
030	DEPOT MAINTENANCE .....	140,127	140,127

OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
	<b>TOTAL, BA 01: OPERATING FORCES .....</b>	<b>350,823</b>	<b>0</b>	<b>350,823</b>
	<b>BUDGET ACTIVITY 04: ADMIN &amp; SRVWD ACTIVITIES</b>			
	<b>TOTAL, O&amp;M, ANG .....</b>	<b>350,823</b>	<b>0</b>	<b>350,823</b>
	<b>BUDGET ACTIVITY 01: OPERATING FORCES</b>			
	<b>DEFENSEWIDE ACTIVITIES</b>			
010	JOINT CHIEFS OF STAFF .....	20,500		20,500
020	SPECIAL OPERATIONS COMMAND .....	3,012,026		3,012,026
	<b>TOTAL, BA 01: OPERATING FORCES .....</b>	<b>3,032,526</b>	<b>0</b>	<b>3,032,526</b>
	<b>BUDGET ACTIVITY 04: ADMIN &amp; SRVWD ACTIVITIES</b>			
	<b>DEFENSEWIDE ACTIVITIES</b>			
080	DEFENSE CONTRACT AUDIT AGENCY .....	27,000		27,000
090	DEFENSE CONTRACT MANAGEMENT AGENCY .....	74,862		74,862
120	DEFENSE INFORMATION SYSTEMS AGENCY .....	136,316		136,316
140	DEFENSE LEGAL SERVICES AGENCY .....	120,469		120,469
160	DEFENSE MEDIA ACTIVITY .....	14,799		14,799
180	DEFENSE SECURITY COOPERATION AGENCY .....	2,000,000		2,000,000
210	DEFENSE THREAT REDUCTION AGENCY .....	1,218		1,218
220	DEPARTMENT OF DEFENSE EDUCATION ACTIVITY .....	485,769		485,769
250	OFFICE OF THE SECRETARY OF DEFENSE .....	188,099		188,099
999	CLASSIFIED PROGRAMS .....	3,345,300		3,345,300
	<b>TOTAL, BA 04: ADMIN &amp; SRVWD ACTIVITIES .....</b>	<b>6,393,832</b>	<b>0</b>	<b>6,393,832</b>



	<b>TOTAL, O&amp;M, DEFENSE-WIDE .....</b>	<b>9,426,358</b>	<b>0</b>	<b>9,426,358</b>
	<b>BUDGET ACTIVITY 01: OPERATING FORCES</b>			
	<b>TRANSFER ACCOUNTS</b>			
070	OVERSEAS CONTINGENCY OPERATIONS TRANSFER FUND .....	1,551,781	-245,000	1,306,781
	Reduction in Amount Available for Detainee Operations .....		[-245,000]	
	<b>TOTAL, TRANSFER ACCOUNTS .....</b>	<b>1,551,781</b>	<b>-245,000</b>	<b>1,306,781</b>
	<b>TOTAL OPERATION AND MAINTENANCE .....</b>	<b>115,205,452</b>	<b>-1,645,000</b>	<b>113,560,452</b>

# TITLE XLIV—OTHER AUTHORIZATIONS

## SEC. 4401. OTHER AUTHORIZATIONS.

OTHER AUTHORIZATIONS (In Thousands of Dollars)					
DoD Table	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
<b>REVOLVING AND MANAGEMENT FUNDS</b>					
<b>WORKING CAPITAL FUND, ARMY</b>					
RF-1	010	PREPOSITIONED WAR RESERVE STOCKS .....	54,636		54,636
		<b>TOTAL, WORKING CAPITAL FUND, ARMY .....</b>	<b>54,636</b>	<b>0</b>	<b>54,636</b>
<b>WORKING CAPITAL FUND, AIR FORCE</b>					
RF-1	010	TRANSPORTATION FALLEN HEROES .....	0		0
RF-1	020	PREPOSITIONED WAR RESERVE STOCKS .....	66,861		66,861
		<b>TOTAL, WORKING CAPITAL FUND, AIR FORCE .....</b>	<b>66,861</b>	<b>0</b>	<b>66,861</b>
<b>WORKING CAPITAL FUND, DEFENSE-WIDE</b>					
RF-1	040	DEFENSE LOGISTICS AGENCY (DLA) .....	39,468		39,468
RF-1	070	SUPPLY CHAIN MANAGEMENT—DEF .....	0		0
RF-1	080	ENERGY MANAGEMENT—DEF .....	0		0
		<b>TOTAL, WORKING CAPITAL FUND, DEFENSE-WIDE .....</b>	<b>39,468</b>	<b>0</b>	<b>39,468</b>
		<b>TOTAL, DEFENSE WORKING CAPITAL FUNDS .....</b>	<b>160,965</b>	<b>0</b>	<b>160,965</b>
<b>WORKING CAPITAL FUND, DECA</b>					
RF-1	010	WORKING CAPITAL FUND, DECA .....	1,273,571		1,273,571

		<b>TOTAL, WORKING CAPITAL FUND, DECA</b> .....	<b>1,273,571</b>	<b>0</b>	<b>1,273,571</b>
		<b>NATIONAL DEFENSE SEALIFT FUND</b>			
RF-1	020	MPF MLP .....	380,000		380,000
RF-1	030	POST DELIVERY AND OUTFITTING .....	31,202		31,202
RF-1	040	NATIONAL DEF SEALIFT VESSEL .....	1,463		1,463
RF-1	050	LG MED SPD RO/RO MAINTENANCE .....	106,898		106,898
RF-1	060	DOD MOBILIZATION ALTERATIONS .....	25,902		25,902
RF-1	070	TAH MAINTENANCE .....	24,384		24,384
RF-1	080	STRATEGIC SEALIFT SUPPORT .....	4,875		4,875
RF-1	090	RESEARCH AND DEVELOPMENT .....	28,012		28,012
RF-1	100	READY RESERVE FORCE .....	332,130		332,130
		<b>TOTAL, NATIONAL DEFENSE SEALIFT FUND</b> .....	<b>934,866</b>	<b>0</b>	<b>934,866</b>
		<b>DEFENSE COALITION SUPPORT, DEFENSE</b>			
RF-1	010	COALITION SUPPORT .....	10,000	-10,000	0
		<b>TOTAL, DEFENSE COALITION SUPPORT, DEFENSE</b> .....	<b>10,000</b>	<b>-10,000</b>	<b>0</b>
		<b>TOTAL, REVOLVING AND MANAGEMENT FUNDS</b> .....	<b>2,379,402</b>	<b>-10,000</b>	<b>2,369,402</b>
		<b>MILITARY PROGRAMS</b>			
		<b>OFFICE OF THE INSPECTOR GENERAL</b>			
O-1	010	OFFICE OF THE INSPECTOR GENERAL--O&M .....	282,354	29,300	311,654
		Second year growth plan .....		[29,300]	
O-1	010	OFFICE OF THE INSPECTOR GENERAL--RDT&E .....	0	4,500	4,500
		Second year growth plan .....		[4,500]	
O-1	030	OFFICE OF THE INSPECTOR GENERAL--PROCUREMENT .....	1,000		1,000
		<b>TOTAL, OFFICE OF THE INSPECTOR GENERAL</b> .....	<b>283,354</b>	<b>33,800</b>	<b>317,154</b>
		<b>DEFENSE HEALTH PROGRAM</b>			
		<b>DEFENSE HEALTH PROGRAM, O&amp;M</b>			
O-1	010	IN-HOUSE CARE .....	7,781,877		7,781,877
O-1	020	PRIVATE SECTOR CARE .....	16,034,745		16,034,745

OTHER AUTHORIZATIONS  
(In Thousands of Dollars)

DoD Table	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
O-1	030	CONSOLIDATED HEALTH SUPPORT .....	2,122,483		2,122,483
O-1	040	INFORMATION MANAGEMENT .....	1,452,330		1,452,330
O-1	050	MANAGEMENT ACTIVITIES .....	293,698		293,698
O-1	060	EDUCATION AND TRAINING .....	632,534		632,534
O-1	070	BASE OPERATIONS/COMMUNICATIONS .....	1,597,610		1,597,610
		TRICARE eligibility for dependents up to age 26 .....		[10,000]	10,000
		One-year extension of prohibition on TRICARE inpatient fees .....		[12,000]	12,000
		<b>SUBTOTAL, DEFENSE HEALTH PROGRAM, O&amp;M .....</b>	<b>29,915,277</b>	<b>22,000</b>	<b>29,937,277</b>
		<b>DEFENSE HEALTH PROGRAM, RDT&amp;E</b>			
		DEFENSE HEALTH PROGRAM—RDT&E .....	499,913		499,913
		<b>SUBTOTAL, DEFENSE HEALTH PROGRAM, RDT&amp;E .....</b>	<b>499,913</b>	<b>0</b>	<b>499,913</b>
		<b>DEFENSE HEALTH PROGRAM, PROCUREMENT</b>			
		DEFENSE HEALTH PROGRAM—PROCUREMENT .....	519,921		519,921
		<b>SUBTOTAL, DEFENSE HEALTH PROGRAM, PROCUREMENT .....</b>	<b>519,921</b>	<b>0</b>	<b>519,921</b>
		<b>TOTAL, DEFENSE HEALTH PROGRAM .....</b>	<b>30,935,111</b>	<b>22,000</b>	<b>30,957,111</b>
		<b>DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE</b>			
O-1	010	DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE .....	1,131,351	22,500	1,153,851
		National Guard counter-drug programs .....		[35,000]	
		EUCOM Counternarcotics Headquarters Support (PC 2346) .....		[−1,000]	
		EUCOM Tactical Analysis Team Support (PC 2360) .....		[−1,500]	
		SOF Counternarcotics Support to EUCOM (PC 6505) .....		[−1,000]	
		EUCOM Counternarcotics Operations Support (PC 9205) .....		[−6,000]	
		EUCOM Counternarcotics Reserve Support (PC 9215) .....		[−1,000]	

		International crime and narcotics analytic tools (PC 1293)			
		<b>TOTAL, DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE</b>	<b>1,131,351</b>	<b>22,500</b>	<b>1,153,851</b>
		<b>CHEM AGENTS &amp; MUNITIONS DESTRUCT</b>			
		<b>CHEM DEMILITARIZATION—O&amp;M</b>			
P-1	1	CHEM DEMILITARIZATION—O&M	1,067,364		1,067,364
		<b>TOTAL, CHEM DEMILITARIZATION—O&amp;M</b>	<b>1,067,364</b>	<b>0</b>	<b>1,067,364</b>
		<b>CHEM DEMILITARIZATION—RDT&amp;E</b>			
P-1	2	CHEM DEMILITARIZATION—RDT&E	392,811		392,811
		<b>TOTAL, CHEM DEMILITARIZATION—RDT&amp;E</b>	<b>392,811</b>	<b>0</b>	<b>392,811</b>
		<b>CHEM DEMILITARIZATION—PROC</b>			
P-1	3	CHEM DEMILITARIZATION—PROC	7,132		7,132
		<b>TOTAL, CHEM DEMILITARIZATION—PROC</b>	<b>7,132</b>	<b>0</b>	<b>7,132</b>
		<b>TOTAL--CHEM AGENTS &amp; MUNITIONS DESTRUCTION</b>	<b>1,467,307</b>	<b>0</b>	<b>1,467,307</b>
		<b>TOTAL, MILITARY PROGRAMS</b>	<b>33,817,123</b>	<b>78,300</b>	<b>33,895,423</b>
		<b>TOTAL, OTHER AUTHORIZATIONS</b>	<b>36,196,525</b>	<b>68,300</b>	<b>36,264,825</b>

# **SEC. 4402. OTHER AUTHORIZATIONS FOR OVERSEAS CONTINGENCY OPERATIONS.**

OTHER AUTHORIZATIONS FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)					
DoD Table	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
		<b>REVOLVING AND MANAGEMENT FUNDS</b>			
		<b>WORKING CAPITAL FUND, AIR FORCE</b>			
RF-1	010	TRANSPORTATION FALLEN HEROES .....	17,000		17,000
		<b>TOTAL, WORKING CAPITAL FUND, AIR FORCE .....</b>	<b>17,000</b>	<b>0</b>	<b>17,000</b>
		<b>WORKING CAPITAL FUND, DEFENSE-WIDE</b>			
RF-1	070	SUPPLY CHAIN MANAGEMENT—DEF .....	84,484		84,484
RF-1	080	ENERGY MANAGEMENT—DEF .....	383,900		383,900
		<b>TOTAL, WORKING CAPITAL FUND, DEFENSE-WIDE .....</b>	<b>468,384</b>	<b>0</b>	<b>468,384</b>
		<b>TOTAL, DEFENSE WORKING CAPITAL FUNDS .....</b>	<b>485,384</b>	<b>0</b>	<b>485,384</b>
		<b>TOTAL, REVOLVING AND MANAGEMENT FUNDS .....</b>	<b>485,384</b>	<b>0</b>	<b>485,384</b>
		<b>MILITARY PROGRAMS</b>			
		<b>OFFICE OF THE INSPECTOR GENERAL</b>			
		<b>OIG, O&amp;M</b>			
O-1	010	OFFICE OF THE INSPECTOR GENERAL--O&M .....	10,529		10,529
		<b>TOTAL, OIG, O&amp;M .....</b>	<b>10,529</b>	<b>0</b>	<b>10,529</b>
		<b>TOTAL, OFFICE OF THE INSPECTOR GENERAL .....</b>	<b>10,529</b>	<b>0</b>	<b>10,529</b>
		<b>DEFENSE HEALTH PROGRAM</b>			

		<b>DEFENSE HEALTH PROGRAM, O&amp;M</b>		
0-1	010	IN-HOUSE CARE .....	709,004	709,004
0-1	020	PRIVATE SECTOR CARE .....	538,376	538,376
0-1	030	CONSOLIDATED HEALTH SUPPORT .....	128,412	128,412
0-1	040	INFORMATION MANAGEMENT .....	2,286	2,286
0-1	050	MANAGEMENT ACTIVITIES .....	518	518
0-1	060	EDUCATION AND TRAINING .....	18,061	18,061
0-1	070	BASE OPERATIONS/COMMUNICATIONS .....	1,435	1,435
		<b>SUBTOTAL, DEFENSE HEALTH PROGRAM, O&amp;M .....</b>	<b>1,398,092</b>	<b>0</b>
		<b>TOTAL, DEFENSE HEALTH PROGRAM .....</b>	<b>1,398,092</b>	<b>0</b>
		<b>DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE</b>		
0-1	010	DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE .....	457,110	457,110
		<b>TOTAL, DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE .....</b>	<b>457,110</b>	<b>0</b>
		<b>TOTAL, MILITARY PROGRAMS .....</b>	<b>1,865,731</b>	<b>0</b>
		<b>TOTAL, OTHER AUTHORIZATIONS .....</b>	<b>2,351,115</b>	<b>0</b>

Calendar No. 415

11<sup>TH</sup> CONGRESS  
2<sup>D</sup> Session  
**S. 3455**

**A BILL**

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

JUNE 4, 2010

Read twice and placed on the calendar