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REQUESTS FOR FY 2009 BUDGET AMENDMENTS

COMMUNICATION

FROM

THE PRESIDENT OF THE UNITED STATES

TRANSMITTING

A REQUEST FOR FY 2009 SUPPLEMENTAL APPROPRIATIONS FOR ONGOING MILITARY, DIPLOMATIC, AND INTELLIGENCE OPERATIONS

APRIL 21, 2009.—Referred to the Committee on Appropriations and ordered to be printed

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THE WHITE HOUSE,
Washington, April 9, 2009.

Hon. NANCY PELOSI,
Speaker of the House of Representatives,
Washington, DC.

DEAR MADAM SPEAKER: We face a security situation in Afghanistan and Pakistan that demands urgent attention. The Taliban is resurgent and al Qaeda threatens America from its safe haven along the Afghan-Pakistan border.

With that reality as my focus, today I send to the Congress a supplemental appropriations request totaling $83.4 billion that will fund our ongoing military, diplomatic, and intelligence operations. Nearly 95 percent of these funds will be used to support our men and women in uniform as they help the people of Iraq to take responsibility for their own future—and work to disrupt, dismantle, and defeat al Qaeda in Pakistan and Afghanistan. The rest of the money will fund a variety of defense and international efforts that will help to use all the elements of our power to confront the threats to our security—from securing loose nuclear weapons to combating fear and want under repressive regimes.

In the past, the Congress has moved expeditiously to approve funding for our Armed Forces. I urge the Congress to do so once more. I also urge the Congress to focus on the needs of our troops and our national security, and not to use the supplemental to pursue unnecessary spending. I want the Congress to send me a focused bill, and to do so quickly. When this request returns to me as legislation ready to be signed, it should remain focused on our security. It is important that we follow the same approach we applied to the American Recovery and Reinvestment Act and keep extraneous and unnecessary projects out of this legislation.

As I noted when first I introduced my budget in February, this is the last planned war supplemental. Since February 2001, the Congress has passed 17 separate emergency funding bills totaling $822.1 billion for the wars in Iraq and Afghanistan. After 7 years of war, the American people deserve an honest accounting of the cost of our involvement in our ongoing military operations.

We must break that recent tradition and include future military costs in the regular budget so that we have an honest, more accurate, and fiscally responsible estimate of Federal spending. And we should not label military costs as emergency funds so as to avoid our responsibility to abide by the spending limitations set forth by the Congress. After years of budget gimmicks and wasteful spending, it is time to end the era of irresponsibility in Washington. In this request, we are honest about the costs we will bear as a Nation, and we will use our resources wisely and responsibly to meet the threats of our time and keep our Nation safe and secure.

There is no question of the resolve of our military women and men. Yet, in Afghanistan, that resolve has not been matched by a comprehensive strategy and sufficient resources. This funding request will ensure that the full force of the United States—our military, intelligence, diplomatic, and economic power—is engaged in an overall effort to defeat al Qaeda and uproot the safe haven from which it plans and trains for attacks on the homeland and on our allies. At the same time that we are increasing our troop commitment, we will employ the necessary civilian resources to build Afghan governance capacity and self-sufficiency.

As the United States moves forward with our mission, we are asking our friends and allies to join us with a renewed commitment. As I made clear on my recent trip to Europe, the threat posed by al Qaeda is international in scope; the response to the threat also should be international. Going forward with this strategy, we will establish and regularly assess military and civilian capacity, checking progress through clear measurements to ensure an ongoing informed assessment and accountability. I have asked my National Security Advisor, General Jim Jones, to oversee this effort and to work with the Congress on the development of these standards for progress.

In Iraq, violence has been reduced substantially because of the skilled efforts of our troops and the Iraqi people's commitment to peace. The threat of terrorism in Iraq had been dealt a serious blow. Iraqis are prepared to take responsibility for their own future through a peaceful political process. Because of this, we are positioned to move forward with a responsible drawdown of our combat forces, transferring security to Iraq's forces. Under the Strategic Framework Agreement and Security Agreement, Iraqi personnel have taken the lead in security operations and will continue to handle greater responsibility.

Stability and security depend on responsive, capable, and accountable governments. This request includes funds to help create political and economic stability in post-conflict areas, assist Afghans and Iraqis to protect and sustain their infrastructure, and build their capacity for more responsive and transparent governance. This request also will enable military commanders to respond to urgent humanitarian relief and reconstruction needs in their areas of responsibility. We provide funds for the extraordinary security and costs associated with supporting U.S. diplomatic activity in Iraq, Afghanistan, and Pakistan.

The request also increases funding to provide wounded servicemembers with the highest quality support and care, and provides additional compensation to our troops for their service in hazardous, life-threatening areas.

This request reflects the reality of our day and age: We need to use all the elements of our power—economic and diplomatic as well as military—to confront threats to our security.

Thank you for your consideration of this funding request and for your steadfast support for our servicemembers and their families.

Sincerely,

BARACK OBAMA.

Enclosure.

EXECUTIVE OFFICE OF THE PRESIDENT,
OFFICE OF MANAGEMENT AND BUDGET,
Washington, DC, April 9, 2009.

The PRESIDENT,
The White House.

DEAR MR. PRESIDENT: You have charged your administration with two critical tasks in providing for the security of the United States: ending the war in Iraq through a transition to full Iraqi responsibility for security and governance; and to disrupt, dismantle, and defeat al Qaeda in Pakistan and Afghanistan and prevent their return to either country in the future. Submitted for your consideration is a request for Fiscal Year (FY) 2009 supplemental appropriations that will take significant steps toward meeting those two goals. This request totals $83.4 billion—nearly 95 percent of which is for military and security efforts in Afghanistan, Pakistan, and Iraq. These funds will be used to help stabilize the security conditions in Iraq, and strengthen military, diplomatic, and intelligence operations in support of the new strategy for Afghanistan and Pakistan.

The request provides $3.7 billion in critical support for other security initiatives, both within the United States and at specific threat locations overseas. This request meets your goal of comprehensive American engagement in key parts of the world, addressing emerging situations with all the tools of American power before they become crises. This will relieve further strain on our military while enhancing the safety of the American people.

In addition, this transmittal contains an FY 2009 proposal for the Legislative Branch. As a matter of comity and per tradition, this appropriations request for the Legislative Branch is transmitted without change. The Legislative Branch request for the U.S. Capitol Police would total $71.6 million.

Finally, I should note that in crafting this supplemental request, we have broken from past practices in key areas. First and foremost, these dollars represent what should be the last supplemental funding request for the wars in Iraq and Afghanistan. As part of creating an honest accounting of how taxpayer dollars are spent, you have directed the Office of Management and Budget, the Department of Defense, and the State Department to anticipate the costs for overseas operations in regular budget processes. Accordingly, your FY 2010 Budget includes those costs in the base Defense and State requests. While unanticipated emergency situations may arise, we believe that there will be sufficient contingency funding in the budget to accommodate those needs. Secondly, we do not seek to declare these funds as "emergency spending." The emergency funding label has become a gimmick to mask the true costs of the wars in our budgets. Moving forward, the emergency label will be used as it was intended, namely, to fund unantici-

pated, sudden, urgent needs which cannot be provided within base operating funds.

The major categories of funding are highlighted below.

DOD and Intelligence Community Activities in Support of Operations in Iraq and Afghanistan ($75.5 billion)

Ongoing Military Operations:

• $38.0 billion to fund the incremental costs of ongoing military operations in Iraq and Afghanistan during Fiscal Year 2009. This includes the cost of combat and stabilization operations, pre-deployment training, inter- and intra-theater transportation, aircraft flying hours, ship steaming days, and vehicle miles at a wartime operational tempo.

• $5.6 billion for a range of other items including medical benefits and support programs for the military, new military construction in theater, and intelligence activities supporting ongoing contingency operations.

• $0.5 billion in additional funds to continue the Commander's Emergency Response Program, which enables U.S. military commanders to respond to urgent, humanitarian relief and reconstruction needs in their areas of responsibility.

Equipment and Force Structure:

• $11.6 billion to refurbish or replace equipment that is worn out or damaged from operating in harsh conditions in Iraq and Afghanistan, including $0.6 billion to procure four F–22 Raptor fighter aircraft to replace four fighter aircraft lost in the theater of operations.

• $9.8 billion to improve the protection of our forces with lightweight body armor, armored vehicles, safe and secure operating bases, identity management for access control, and persistent surveillance capabilities.

• $1.5 billion to confront the evolving threat from Improvised Explosive Devices.

Support for Coalition Partners:

• $3.6 billion to expand and improve capabilities of the Afghan security forces.

• $1.4 billion to support Coalition partners who have provided assistance to U.S. military operations in Afghanistan and Iraq.

• $0.4 billion to build the counterinsurgency capabilities of the Pakistani security forces.

Intelligence Operations:

• $3.1 billion for classified activities in support of ongoing counterterrorism operations. These activities include support to military operations, intelligence collection and analysis, and overseas law enforcement efforts.

Cancellation of Emergency Funds and Re-Appropriation to Extend Availability:

• FY 2009 emergency funds provided in the Supplemental Appropriations Act, 2008, for the Iraq Security Forces Fund ($1.0 billion) and the Afghanistan Security Forces Fund ($0.1 billion) are proposed for cancellation and reappropriation in order to extend the period of availability until September 30, 2010. The reappropriation of funds will not be designated as an emergency requirement.

Other Defense Activities ($350 million)

• $3.7 billion in defense costs for other security related Defense activities, most of which is offset by $2.9 billion in fuel savings and $0.5 billion in procurement reductions.

International Affairs and Stabilization Activities ($7.1 billion)

The request seeks funding for key international affairs programs as follows:

• $3.7 billion for foreign assistance and operations in Afghanistan, Pakistan, and Iraq, of which:

  • $1.6 billion is for increased economic assistance for Afghanistan, and to support additional civilian personnel, and diplomatic operations;

  • $1.4 billion is for economic assistance for Pakistan, and to support additional civilian personnel, more secure infrastructure, and diplomatic operations; and

  • $0.7 billion is for assistance for Iraq and related diplomatic operations.

• $0.8 billion to support the Palestinian people, strengthen the Palestinian Authority, and provide humanitarian assistance for the crisis in Gaza.

• $0.8 billion to sustain current United Nations (UN) peacekeeping operations, fund an expanded mission in the Democratic Republic of the Congo, and a new mission in Chad and the Central African Republic. A portion of these funds may be used to pay UN assessments attributable to a logistics and support package for the African Union Mission to Somalia called for by the UN Security Council.

The proposal also includes:

• $0.6 billion in humanitarian assistance (excluding Iraq, Afghanistan, Pakistan, and West Bank/Gaza) to respond to international disasters, provide refugee and migration assistance, and deliver emergency food aid;

• $0.5 billion for other priorities such as economic and development assistance for the people of Kenya, Zimbabwe, and Burma; security assistance for Lebanon; funding for heavy fuel oil assistance and to support nuclear dismantlement in North Korea; counterdrug/anti-crime assistance for Mexico;

• $0.4 billion to address the impact of the global financial crisis in developing countries, including additional support for vulnerable populations through social safety net programs, targeted technical assistance to strengthen crisis response, and loans and loan guarantees for small and medium enterprises; and

• $0.2 billion to fulfill the United States' commitment to assistance for Georgia.

Other Security and Urgent Needs ($390.0 million)

• $89.5 million for the Department of Energy (DOE), National Nuclear Security Administration to safeguard nuclear material in Russia and other sites world-wide and to continue disablement and dismantlement of North Korea's plutonium program.

DOE is also requesting to transfer unobligated balances from the SPR Petroleum Account to the Strategic Petroleum Reserve ac-

count to fund immediate cleanup and the highest priority safety and security hazards.

- $47.0 million for the Department of Justice, of which:
  - $30.0 million is to implement executive orders for the shutdown of the Guantanamo Bay prison and review of the U.S. detention and interrogation procedures;
  - $5.0 million is for U.S. Attorneys for extraordinary litigation expenses associated with terrorism prosecutions of national importance;
  - $5.0 million is for the Federal Prison System to support counter-terrorism activities;
  - $4.0 million is to support the work of the Bureau of Alcohol, Tobacco, Firearms and Explosives personnel assigned to the Combined Explosives Exploitation Cell and the U.S. Embassy in Iraq.
  - $1.6 million is for the criminal Division to provide training and assistance for the Iraq and Afghanistan criminal justice systems; and
  - $1.4 million is for the National Security Division to continue supporting Military Commission prosecutions.
- $2.9 million for the Executive Office of the President, National Security Council in order to meet additional program requirements and to ensure the continuity of support and services to the President of the United States and the National Security Advisor.
- $250.0 million in total for the Forest Service ($200 million) and Department of the Interior ($50 million) for wildland fire suppression and emergency rehabilitation of burned areas. Funds would be available if existing appropriations will be imminently exhausted.

Recommendation

This request fulfills known and urgent requirements that cannot reasonably be met through the use of existing agency funds. I have carefully reviewed these proposals and am satisfied that they are necessary at this time. Therefore, I join the heads of the affected departments and agencies in recommending you transmit the proposals to the Congress.

Sincerely,

PETER R. ORSZAG,
Director.

Enclosure.

DEPARTMENT OF AGRICULTURE

FOREST SERVICE

Wildland Fire Management

For an additional amount to cover necessary expenses for wildfire suppression and emergency rehabilitation activities of the Forest Service, $200,000,000, to remain available until expended: Provided, That such funds shall only become available if funds provided previously for wildland fire suppression will be exhausted imminently: Provided further, That the Secretary of Agriculture may transfer not more than $50,000,000 of these funds to the Secretary of the Interior if the transfer enhances the efficiency or effectiveness of Federal wildland fire suppression activities.

This proposal would provide $200 million for the Forest Service for wildland fire suppression and emergency rehabilitation of burned areas available. Funds would be available if existing appropriations will be imminently exhausted. This proposal would also provide the Secretary of Agriculture with the authority to transfer up to $50 million in funding to the Department of the Interior if the transfer improves the efficiency or effectiveness of Federal wildland fire suppression activities.

DEPARTMENT OF AGRICULTURE

FOREIGN AGRICULTURAL SERVICE

Public Law 480 Title II Grants

For an additional amount for "Public Law 480 Title II Grants", $300,000,000, to remain available until expended.

This proposal would provide $300 million to address unanticipated emergency food needs in Africa and elsewhere. These funds may be used to replenish costs incurred in order to meet urgent needs.

DEPARTMENT OF DEFENSE

MILITARY PERSONNEL

Military Personnel, Army

For an additional amount for "Military Personnel, Army", $10,195,106,000.

This proposal would provide $10.2 billion to fund the remaining incremental costs for pay, allowances, subsistence, and other personnel costs for Active and Reserve component servicemembers activated for duty in Iraq, Afghanistan, and other areas around the world in support of Operation Iraqi Freedom and Operation Enduring Freedom. The request includes funding for special pays, including imminent danger pay, family separation allowance, hardship duty pay, and other special and incentive pays in support of the Department of Defense's (DOD's) Wounded, Ill and Injured programs.

In addition, funding is included for Army-wide initiatives to accelerate force growth. This portion of the request is fully offset with cancellations from a portion of the FY 2009 baseline funds appropriated to purchase fuel due to reduced fuel costs, as described in the accompanying DOD General Provisions proposal.

DEPARTMENT OF DEFENSE

MILITARY PERSONNEL

Military Personnel, Navy

For an additional amount for "Military Personnel, Navy", $1,354,782,000.

This proposal would provide $1.4 billion to fund the remaining incremental costs for pay, allowances, subsistence, and other personnel costs for Active and Reserve component servicemembers activated for duty in Iraq, Afghanistan, and other areas around the world in support of Operation Iraqi Freedom and Operation Enduring Freedom. The request includes funding for special pays, including imminent danger pay, family separation allowance, hardship duty pay and other special and incentive pays in support of the Department's Wounded, Ill and Injured programs. To sustain the readiness levels of deploying units, resources are provided to pay Active Duty Individual Augmentees maintained on active duty for war-related support.

DEPARTMENT OF DEFENSE

MILITARY PERSONNEL

Military Personnel, Marine Corps

For an additional amount for "Military Personnel, Marine Corps", $1,419,979,000.

This proposal would provide $1.4 billion to fund the remaining incremental costs for pay, allowances, subsistence, and other personnel costs for Active and Reserve component servicemembers activated for duty in Iraq, Afghanistan, and other areas around the world in support of Operation Iraqi Freedom and Operation Enduring Freedom. The request includes funding for special pays, including imminent danger pay, family separation allowance, hardship duty pay and other special and incentive pays in support of the Department's Wounded, Ill and Injured programs.

In addition, funding is included for Marine Corps initiatives to accelerate force growth. This portion of the request is fully offset with cancellations from a portion of the FY 2009 baseline funds appropriated to purchase fuel due to reduced fuel costs, as described in the accompanying DOD General Provisions proposal.

DEPARTMENT OF DEFENSE

MILITARY PERSONNEL

Military Personnel, Air Force

For an additional amount for "Military Personnel, Air Force", $1,390,554,000.

This proposal would provide $1.4 billion to fund the remaining incremental costs for pay, allowances, subsistence, and other personnel costs for Active and Reserve component servicemembers activated for duty in Iraq, Afghanistan, and other areas around the world in support of Operation Iraqi Freedom and Operation Enduring Freedom. The request includes funding for special pays, including imminent danger pay, family separation allowance, and hardship duty pay, and other special and incentive pays in support of the Department's Wounded, Ill and Injured programs.

DEPARTMENT OF DEFENSE

MILITARY PERSONNEL

Reserve Personnel, Army

For an additional amount for "Reserve Personnel, Army", $284,155,000.

This proposal would provide $284.2 million to fund the incremental costs for pay, allowances, subsistence, and other personnel costs for Reserve component servicemembers performing additional pre- and post-mobilization training in support of duty in Iraq, Afghanistan, and other areas around the world in support of Operation Iraqi Freedom and Operation Enduring Freedom. It also funds expansion of the Yellow Ribbon Reintegration program to the 50 States and 4 territories to augment current Family Programs (Joint Family Support Assistance Program previously fielded to 15 States).

DEPARTMENT OF DEFENSE

MILITARY PERSONNEL

Reserve Personnel, Navy

For an additional amount for "Reserve Personnel, Navy", $39,478,000.

This proposal would provide $39.5 million to fund the incremental costs for pay, allowances, subsistence, and other personnel costs for Reserve component servicemembers performing additional pre- and post-mobilization training in support of duty in Iraq, Afghanistan, and other areas around the world in support of Operation Iraqi Freedom and Operation Enduring Freedom. It also funds expansion of the Yellow Ribbon Reintegration program to the 50 States and 4 territories to augment current Family Programs (Joint Family Support Assistance Program previously fielded to 15 States).

DEPARTMENT OF DEFENSE

MILITARY PERSONNEL

Reserve Personnel, Marine Corps

For an additional amount for "Reserve Personnel, Marine Corps", $29,179,000.

This proposal would provide $29.2 million to fund the incremental costs for pay, allowances, subsistence, and other personnel costs for Reserve component servicemembers performing additional pre- and post-mobilization training in support of duty in Iraq, Afghanistan, and other areas around the world in support of Operation Iraqi Freedom and Operation Enduring Freedom. It also funds expansion of the Yellow Ribbon Reintegration program to the 50 States and 4 territories to augment current Family Programs (Joint Family Support Assistance Program previously fielded to 15 States).

DEPARTMENT OF DEFENSE

MILITARY PERSONNEL

Reserve Personnel, Air Force

For an additional amount for "Reserve Personnel, Air Force", $16,943,000.

This proposal would provide $16.9 million to fund expansion of the Yellow Ribbon Reintegration program to the 50 States and 4 territories to augment current Family Programs (Joint Family Support Assistance Program previously fielded to 15 States).

DEPARTMENT OF DEFENSE

MILITARY PERSONNEL

National Guard Personnel, Army

For an additional amount for "National Guard Personnel, Army", $1,439,333,000.

This proposal would provide $1.4 billion to fund the remaining incremental costs for pay, allowances, subsistence, and other personnel costs for Reserve component servicemembers performing additional pre and post-mobilization training in support of duty in Iraq, Afghanistan, and other areas around the world in support of Operation Iraqi Freedom and Operation Enduring Freedom. It also funds expansion of the Yellow Ribbon Reintegration program to the 50 States and 4 territories to augment current Family Programs (Joint Family Support Assistance Program previously fielded to 15 States).

In addition, funding is included for National Guard initiatives to accelerate force growth. This portion of the request is fully offset with cancellations from a portion of the FY 2009 baseline funds appropriated to purchase fuel due to reduced fuel costs, as described in the accompanying DOD General Provisions proposal.

DEPARTMENT OF DEFENSE

MILITARY PERSONNEL

National Guard Personnel, Air Force

For an additional amount for "National Guard Personnel, Air Force", $17,860,000.

This proposal would provide $17.9 million to fund expansion of the Yellow Ribbon Reintegration program to the 50 States and 4 territories to augment current Family Programs (Joint Family Support Assistance Program previously fielded to 15 States).

DEPARTMENT OF DEFENSE

OPERATION AND MAINTENANCE

Operation and Maintenance, Army

For an additional amount for "Operation and Maintenance, Army", $14,119,401,000.

This proposal would provide $14.1 billion to fund the remaining incremental costs for activities in support of Operation Iraqi Freedom and Operation Enduring Freedom. These activities include ground combat operations, flying hours, military intelligence activities, subsistence and logistics support, base support, and depot maintenance related to military operations in Iraq and Afghanistan. In addition, this request includes counterinsurgency operations; security and detainee operations; pre-deployment training; personal protective equipment; support for embedded trainers for Afghanistan forces; intelligence, surveillance, and reconnaissance; and the Commander's Emergency Response Program in Afghanistan and Iraq. Funding is also included for classified activities.

In addition, funding is included for Army-wide initiatives to accelerate force growth. This portion of the request is fully offset with cancellations from a portion of the FY 2009 baseline funds appropriated to purchase fuel due to reduced fuel costs, as described in the accompanying DOD General Provisions proposal.

DEPARTMENT OF DEFENSE

OPERATION AND MAINTENANCE

Operation and Maintenance, Navy

For an additional amount for "Operation and Maintenance, Navy", $2,390,116,000: Provided, That up to $129,503,000 may be transferred to the Coast Guard "Operating Expenses" account.

This proposal would provide $2.4 billion to fund the remaining incremental costs for activities conducted by the Navy in support of Operation Iraqi Freedom (OIF) and Operation Enduring Freedom (OEF) including depot maintenance for ships, aircraft, and ground equipment returning from theater. In addition, it will fund support for Counter RCIED (Remote Control Improvised Explosive Device) Electronic Warfare (CREW) to protect wheeled vehicles from Radio Controlled Improvised Explosive Devices; transportation; pre-deployment training; personal protective equipment; linguistics support; and intelligence, surveillance, and reconnaissance. This request will also fund Coast Guard operations in support of OIF and OEF, as well as other classified activities.

DEPARTMENT OF DEFENSE

OPERATION AND MAINTENANCE

Operation and Maintenance, Marine Corps

For an additional amount for "Operation and Maintenance, Marine Corps", $1,090,842,000.

This proposal would provide $1.1 billion to fund the remaining incremental costs for activities in support of Operation Iraqi Freedom and Operation Enduring Freedom. These activities encompass ground combat operations, military intelligence activities, logistics support, base support, and depot maintenance related to military operations in Iraq and Afghanistan. This request also includes funds to support pre-deployment training; transportation; mobilization; personal protective equipment; wounded warrior initiatives; contractor logistics support; support for embedded trainers for Afghanistan forces; intelligence, surveillance, and reconnaissance; command, control, communication, and intelligence activities; and second destination transportation.

In addition, funding is included for Marine Corps initiatives to accelerate force growth. This portion of the request is fully offset with cancellations from a portion of the FY 2009 baseline funds appropriated to purchase fuel due to reduced fuel costs, as described in the accompanying DOD General Provisions proposal.

DEPARTMENT OF DEFENSE

OPERATION AND MAINTENANCE

Operation and Maintenance, Air Force

For an additional amount for "Operation and Maintenance, Air Force", $6,294,031,000.

This proposal would provide $6.3 billion to fund the remaining incremental costs for activities in support of Operation Iraqi Freedom and Operation Enduring Freedom. These activities encompass flying hours, combat operations, military intelligence activities, logistics support, base support, depot maintenance, and over-ocean transportation related to military operations in Iraq and Afghanistan. This request includes mobilization efforts specific to airlift operations; air operations program support; base support programs; combat communications; personal protective equipment; and intelligence, surveillance, and reconnaissance; as well as other classified activities.

DEPARTMENT OF DEFENSE

OPERATION AND MAINTENANCE

Operation and Maintenance, Defense-Wide

For an additional amount for "Operation and Maintenance, Defense-Wide", $5,667,483,000, of which:

(1) not to exceed $25,000,000 for the Combatant Commander Initiative Fund, to be used in support of Operation Iraqi Freedom and Operation Enduring Freedom;

(2) not to exceed $1,050,000,000, to remain available until expended, for payments to reimburse Pakistan, Jordan, and other key cooperating nations, for logistical, military, and other support including access provided, or to be provided, to United States military operations in support of Operation Iraqi Freedom and Operation Enduring Freedom, notwithstanding any other provision of law: Provided, That such reimbursement payments may be made in such amounts as the Secretary of Defense, with the concurrence of the Secretary of State, and in consultation with the Director of the Office of Management and Budget, may determine, in his discretion, based on documentation determined by the Secretary of Defense to adequately account for the support provided, and such determination is final and conclusive upon the accounting officers of the United States, and 15 days following notification to the appropriate congressional committees: Provided further, That these funds may be used for the purpose of providing specialized training and procuring supplies and specialized equipment and providing such supplies and loaning such equipment on a non-reimbursable basis to friendly foreign forces supporting United States military operations in Iraq and Afghanistan; and

(3) not to exceed $10,000,000 for emergencies and extraordinary expenses: Provided, That the Secretary of Defense shall certify that such payments are necessary for confidential military purposes; and

(4) not to exceed $350,000,000, to remain available until September 30, 2010, for counternarcotics and other activities including assistance to other Federal agencies, on the United States' border with Mexico: Provided, That the Secretary of Defense may transfer these funds to appropriations for military personnel, operation and maintenance, and procurement to be available for the same purposes as the appropriation or fund to which transferred: Provided further, That the Secretary of Defense may transfer up to $100,000,000 of this amount to any other Federal appropriations accounts, with the concurrence of the head of the relevant Federal department or agency for border-related activities: Provided further, That the funds transferred shall be merged with and be available for the same purposes and the same time period, as the appropriation to which transferred: Provided further, That this transfer authority is in addition to any other transfer authority available to the Department of Defense: Provided further, That upon a determination that all or part of the funds so transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation, to be merged with and made available for the same purposes and for the time period provided under this heading.

This proposal would provide $5.3 billion to fund the remaining incremental costs for activities in support of Operation Iraqi Freedom and Operation Enduring Freedom, including classified activities. These activities encompass operations; transportation; supplies and equipment; depot maintenance; and command, control, and intelligence capabilities. This request will also fund the communication-backbone and continuing support for voice, video and data systems management; transmission; and satellite services. In addition, this request will finance continuing support for contract audit; contract management; family support counseling; wounded, ill, and injured initiatives; and critical infrastructure protection. This request includes funds to support the lift and sustainment costs of Coalition partners. This request would also be available to fund counternarcotics and other operations on the United States-Mexico border, and allow the Secretary of Defense to transfer funds from this account into other accounts for this purpose.

The additional funding authorized for the Combatant Commander Initiative Fund supports unforeseen low-cost, high-benefit initiatives that enhance joint warfighting capabilities in support of Operation Iraqi Freedom and Operation Enduring Freedom.

This request would also partially fund payments to key cooperating nations and Coalition countries providing logistical, military, or other support to U.S. military operations in support of Operation Iraqi Freedom and Operation Enduring Freedom. The Department of Defense (DOD) has used this authority, generally referred to as Coalition Support Funds, to reimburse key cooperating nations, including Pakistan and Jordan, for expenses incurred in supporting U.S. military operations. This authority has enabled Coalition partners and other friendly foreign forces to participate in U.S. military operations and conduct operations in support of U.S. military objectives when they otherwise would lack the financial means and logistical capability to move troops over long distances and pay for extended deployments. The participation of these Coalition partners has reduced the stress on U.S. forces and has contributed to success in U.S. operations.

The proposed language would authorize DOD to provide specialized training, supplies and equipment to Coalition or other friendly foreign forces that could not deploy to or conduct their missions in Iraq and Afghanistan without such support. This authority will allow specialized pre-deployment training to ensure Coalition forces are adequately prepared for deployment. Use of this authority to purchase equipment for deployments will allow the U.S. Government to retain ownership of such equipment and to rotate the equipment to follow-on replacements of Coalition forces (except for those personal clothing items or other supplies not normally re-issued to follow-on rotations), thus achieving a cost savings. Furthermore, DOD can ensure that Coalition forces have current and interoperable equipment, especially counter-improvised explosive device equipment, thus potentially reducing casualties for both Coalition and U.S. forces.

The emergencies and extraordinary expenses request provides for the continued use of funding for purposes the Secretary deems necessary for confidential military purposes. The additional authority is needed to meet increased requirements, in support of Operation Iraqi Freedom and Operation Enduring Freedom, to conduct sensitive and classified operations, settle

claims against the Government, and for other activities the Secretary of Defense deems necessary for confidential military purposes.

In addition, funding is included for initiatives to support military families. This portion of the request is fully offset with cancellations from a portion of the FY 2009 baseline funds appropriated to purchase fuel due to reduced fuel costs, as described in the accompanying DOD General Provisions proposal.

DEPARTMENT OF DEFENSE

OPERATION AND MAINTENANCE

Office of the Inspector General

For an additional amount for "Office of the Inspector General", $9,551,000.

This proposal would provide $9.6 million to fund the incremental costs for audit, inspections and investigative activities in support of Operation Iraqi Freedom and Operation Enduring Freedom. Funding is requested for premium pay, logistical support, and travel and per diem costs for investigators deployed in the theaters of operation.

DEPARTMENT OF DEFENSE

OPERATION AND MAINTENANCE

Operation and Maintenance, Army Reserve

For an additional amount for "Operation and Maintenance, Army Reserve", $115,017,000.

This proposal would provide $115 million to fund the remaining incremental costs for the Army Reserve in support of Operation Iraqi Freedom and Operation Enduring Freedom. The request includes pre-mobilization training to improve readiness for reservists prior to deployment and special services to returning reservists. These services include the Yellow Ribbon Reintegration Program, which supports combat veteran reintegration activities, including military spouse and dependent travel to such activities.

DEPARTMENT OF DEFENSE

OPERATION AND MAINTENANCE

Operation and Maintenance, Navy Reserve

For an additional amount for "Operation and Maintenance, Navy Reserve", $25,569,000.

This proposal would provide $25.6 million to fund the remaining incremental costs for the Navy Reserve in support of Operation Iraqi Freedom and Operation Enduring Freedom. The request includes pre-mobilization training, operational support and depot maintenance. This funding also provides for the Yellow Ribbon Reintegration Program, which supports combat veteran reintegration activities, including military spouse and dependent travel to such activities.

DEPARTMENT OF DEFENSE

OPERATION AND MAINTENANCE

Operation and Maintenance, Marine Corps Reserve

For an additional amount for "Operation and Maintenance, Marine Corps Reserve", $30,775,000.

This proposal would provide $30.8 million to fund the remaining incremental costs for activities in support of Operation Iraqi Freedom and Operation Enduring Freedom. These activities encompass pre-mobilization training, logistics support, material readiness, and protective gear. This funding also provides for the Yellow Ribbon Reintegration Program, which supports combat veteran reintegration activities, including military spouse and dependent travel to such activities.

DEPARTMENT OF DEFENSE

OPERATION AND MAINTENANCE

Operation and Maintenance, Air Force Reserve

For an additional amount for "Operation and Maintenance, Air Force Reserve", $34,599,000.

This proposal would provide $34.6 million to fund the remaining incremental costs for the Air Force Reserve in support of Operation Iraqi Freedom and Operation Enduring Freedom. In addition, the request supports individual training for Air Force Reserve personnel who augment and conduct combat search and rescue/para-rescue activities in theater. This funding also provides for the Yellow Ribbon Reintegration Program, which supports combat veteran reintegration activities, including military spouse and dependent travel to such activities.

DEPARTMENT OF DEFENSE

OPERATION AND MAINTENANCE

Operation and Maintenance, Army National Guard

For an additional amount for "Operation and Maintenance, Army National Guard", $203,399,000.

This proposal would provide $203.4 million to fund the remaining incremental costs for the Army National Guard in support of Operation Iraqi Freedom and Operation Enduring Freedom. The request funds pre-mobilization training to improve readiness for reservists prior to deployment, targeted recruiting and advertising, and family assistance centers. This funding also provides for the Yellow Ribbon Reintegration Program, which supports combat veteran reintegration activities, including military spouse and dependent travel to such activities.

In addition, funding is included for National Guard initiatives to accelerate force growth. This portion of the request is fully offset with cancellations from a portion of the FY 2009 baseline funds appropriated to purchase fuel due to reduced fuel costs, as described in the accompanying DOD General Provisions proposal.

DEPARTMENT OF DEFENSE

OPERATION AND MAINTENANCE

Drug Interdiction and Counter-Drug Activities, Defense

For an additional amount for "Drug Interdiction and Counter-Drug Activities, Defense", $141,198,000: Provided, That these funds may be used only for such activities related to Afghanistan, Central Asia, and the Horn of Africa: Provided further, That the Secretary of Defense may transfer the funds provided herein only to appropriations for military personnel; operation and maintenance; procurement; and research, development, test, and evaluation: Provided further, That the funds transferred shall be merged with and be available for the same purposes and the same time period, as the appropriation to which transferred: Provided further, That the transfer authority provided in this paragraph is in addition to any other transfer authority available to the Department of Defense: Provided further, That upon a determination that all or part of the funds transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation and shall be available for the same purposes and for the same time period as originally appropriated.

This request would provide $141.2 million to fund the incremental costs for counter-drug activities in support of Operation Enduring Freedom. These activities encompass training, equipment, intelligence, infrastructure, and information operations related to the campaign against narcotics trafficking and narcotics-related terrorist activities in Afghanistan, Central Asia and the Horn of Africa.

DEPARTMENT OF DEFENSE

OPERATION AND MAINTENANCE

Defense Health Program

For an additional amount for "Defense Health Program", $909,297,000, of which $845,508,000 for operation and maintenance; of which $30,185,000, to remain available until September 30, 2011, for procurement; and of which $33,604,000, to remain available until September 30, 2010, for research, development, test and evaluation.

This proposal would provide a total of $909.3 million for the Defense Health Program. The request includes funding for medical and dental services to active forces and mobilized Reserve Components, and their family members, as they support Operations Iraqi Freedom and Enduring Freedom. Funding also provides for costs associated with the treatment of combat-related injuries, and the Department's Wounded, Ill, and Injured program.

The Research, Development, Test and Evaluation funding will support the continued information technology development, hosting, content, and graphics refresh in support of the Wounded, Ill, and Injured program.

The procurement funding will support the purchase of information technology peripheral devices, software licensing, application servers, and portable computers to support the Wounded, Ill, and Injured program.

DEPARTMENT OF DEFENSE

OPERATION AND MAINTENANCE

Iraq Freedom Fund

For an additional amount for the "Iraq Freedom Fund", $415,000,000, to remain available to the Secretary of Defense for transfer until September 30, 2010, of which:

(1) Up to $50,000,000 shall be available, not withstanding any other provisions of law, to support the relocation and disposition of individuals detained at the Guantanamo Bay Naval Base, relocate military and support forces associated with detainee operations, and facilitate the closure of detainee facilities: Provided, That the funds are available for military construction projects that are not otherwise authorized by law: Provided further, That the funds are available to provide assistance to foreign nations under this heading to facilitate the relocation and disposition of individuals detained at the Guantanamo Bay Naval Base is in addition to any other authority to provide assistance to foreign nations: Provided further, That these funds are available for transfer to any other appropriations accounts of the Department of Defense or, with the concurrence of the head of the relevant Federal department or agency, to any other Federal appropriations accounts to accomplish the purposes provided herein: Provided further, That upon a determination that all or part of the funds so transferred from this appropriation are not necessary for the purposes herein, such amounts may be transferred back to this appropriation and shall be available for the same purposes and for the same time period as originally appropriated: Provided further, That this transfer authority is in addition to any other transfer authority available to the Department of Defense.

(2) Up to $350,000,000 shall be available for rapid response to unforeseen, immediate warfighter needs for Iraq, Afghanistan, and other geographic areas in which combat or direct combat support operations for Iraq and Afghanistan occur in order to minimize casualties and ensure mission success for Operation Iraqi Freedom and Operation Enduring Freedom: Provided, That these funds are available for transfer to any other appropriations accounts of the Department of Defense to accomplish the purposes provided herein: Provided further, That upon a determination that all or part of the funds so transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation and shall be available for the same purposes and for the same time period as originally appropriated: Provided further, That this transfer authority is in addition to any other transfer authority available to the Department of Defense.

(3) Up to $15,000,000 shall be available to the Secretary of Defense to transport the remains of servicemembers killed in combat operations: Provided, That these funds are available for transfer to any other appropriations accounts of the Department of Defense to accomplish the purposes provided herein: Provided further, That upon a determination that all or part of the funds so transferred from this appropriation are not necessary for the purposes provided, such amounts may be transferred back to this appropriation and shall be available for the same purposes and for the same time period as originally

appropriated: Provided further, That this transfer authority is in addition to any other transfer authority available to the Department of Defense.

In accordance with the Executive Order to review the status of individuals detained at the Guantanamo Bay Naval Base and close detention facilities no later than one year from the date of this order (January 22, 2009), $50 million is requested in the Iraq Freedom Fund to fund the costs associated with the President's direction that detainees still present at Guantanamo Bay when the facilities are closed may be released, transferred to a third country or transferred to a facility in the United States. This funding shall allow the Secretary of Defense to support the relocation and potential prosecution of individuals detained at the Guantanamo Bay Naval Base, relocate military and support forces associated with detainee operations, and facilitate the closure of detainee facilities.

These Joint Rapid Acquisition Cell funds will provide additional force protection, command and control, and network centric warfare equipment acquisition and sustainment that will address emerging requirements; and will be used to facilitate and improve the Joint Urgent Operational Need process in collaboration with U.S. Central Command, the Military Services, and the Joint Staff.

Funding is also included to transport the remains of servicemembers killed in combat operations.

DEPARTMENT OF DEFENSE

OPERATION AND MAINTENANCE

Afghanistan Security Forces Fund

For the "Afghanistan Security Forces Fund", $3,606,939,000, to remain available until September 30, 2010: Provided, That such funds shall be available to the Secretary of Defense, notwithstanding any other provision of law, for the purpose of allowing the Commander, Combined Security Transition Command–Afghanistan, or the Secretary's designee, to provide assistance, with the concurrence of the Secretary of State, to the security forces of Afghanistan, including the provision of equipment, supplies, services, training, facility and infrastructure repair, renovation, and construction, and funding: Provided further, That the authority to provide assistance under this heading is in addition to any other authority to provide assistance to foreign nations: Provided further, That the Secretary of Defense may transfer such amounts as he may determine from the funds provided herein to any appropriations available to the Department of Defense or, with the concurrence of the head of the relevant Federal department or agency, to any other Federal account to accomplish the purposes provided herein: Provided further, That this transfer authority is in addition to any other transfer authority available to the Department of Defense: Provided further, That upon a determination that all or part of the funds so transferred from this appropriation are not necessary for the purposes herein, such amounts may be transferred by the Secretary or the head of the relevant Federal department or agency back to this appropriation: Provided further, That contributions of funds for the purposes provided herein from any person, foreign government, or international organization may be credited to this Fund to remain available until expended, and used for such purposes: Provided further, That the Secretary shall notify the congressional defense committees in writing upon the receipt and upon the transfer of any contribution, delineating the sources and amounts of the funds received and the specific use of such contributions: Provided further, That the Secretary of Defense shall, not fewer than 5 days prior to making transfers from this appropriation account, notify the congressional defense committees in writing of the details of any such transfer.

This funding is required to man, train, equip, and sustain the Afghan National Security Forces (ANSFs) as they develop to lead the security operations throughout Afghanistan. These funds would support the Afghan National Army (ANA) and Afghan National Police (ANP) and military detainee guard force.

This proposed funding would support the accelerated procurement of equipment and infrastructure and training of the increased ANSF end strength totaling 204,000. It will also finish the build out of the Army command and sustaining institutions as originally designed for the 70,000 ANA force and will provide the resources to accelerate the growth of the ANA force structure to the new 122,000 (in addition to 12,000 personnel in a trainee, transient, holding and student status) end strength objective. Approximately 36 percent of the FY 2009 funding will also continue equipping, training, and professionalizing the 82,000 ANP including resources to build out the ANP training, mentoring, and sustaining institutions.

DEPARTMENT OF DEFENSE

OPERATION AND MAINTENANCE

Pakistan Counterinsurgency Capability Fund

(INCLUDING TRANSFER OF FUNDS)

There is hereby established in the Treasury of the United States the "Pakistan Counterinsurgency Capability Fund". For the "Pakistan Counterinsurgency Capability Fund", $400,000,000, to remain available until September 30, 2010: Provided, That such funds shall be available to the Secretary of Defense, with the concurrence of the Secretary of State, notwithstanding any other provision of law, for the purpose of allowing the Commander, United States Central Command, or the Secretary's designee, to provide assistance to Pakistan's security forces; including program management and the provision of equipment, supplies, services, training, and funds; and facility and infrastructure repair, renovation, and construction to build the counterinsurgency capability of Pakistan's military, Frontier Corps, and irregular security forces and to respond to urgent humanitarian relief and reconstruction requirements that will immediately assist Pakistani people affected by military operations: *Provided further*, That the authority to provide assistance under this provision is in addition to any other authority to provide assistance to foreign nations: Provided further, That the Secretary of Defense may transfer such amounts as he may determine from the funds provided herein to any appropriations available to the Department of Defense or, with the concurrence of the Secretary of State and head of the relevant Federal department or agency, to any other Federal account to accomplish the purposes provided herein: Provided further, That funds so transferred shall be merged with and be available for the same purposes and for the same time period as the appropriation or fund to which transferred: Provided further, That upon determination that all or part of the funds so transferred from this appropriation are not necessary for the purposes herein, such amounts may be transferred by the Secretary or the head of the relevant Federal department or agency back to this appropriation and shall be available for the same purposes and for the same time period as originally appropriated.

One of the keys to success in Operation Enduring Freedom lies in building a more effective counterinsurgency capability in Pakistan's security forces. This section would authorize the Department of Defense (DOD) to assist the government of Pakistan in building the capacity of Pakistan's security forces to conduct counterinsurgency operations in support of U.S. efforts in Operation Enduring Freedom and to assist with humanitarian relief requirements in post-combat areas. The purpose of this program is to improve Pakistan's ability to secure its borders, deny safe haven to extremists, and fight insurgents.

The funds would be used to improve the counterinsurgency capability of Pakistan's military and paramilitary forces by: continuing the Security Development Plan; assisting Pakistan's security forces to organize, train equip and operate as a counterinsurgency-capable force; and providing humanitarian relief to people affected by military operations. DOD would maximize the use of these funds by using operation and maintenance funds to pay for training, including training on non-standard equipment, for U.S. forces and to pay travel, subsistence, per diem, and related expenses for U.S. military members providing training to the Pakistan security forces.

DEPARTMENT OF DEFENSE

PROCUREMENT

Aircraft Procurement, Army

For an additional amount for "Aircraft Procurement, Army", $762,604,000, to remain available until September 30, 2011.

This proposal would provide $762.6 million to procure aircraft, aircraft modifications and aircraft support equipment needed to support the war. Funds provided will be used to reconstitute equipment destroyed, damaged, or worn out by combat operations, or to ensure that adequate equipment is available to support training for deploying units.

DEPARTMENT OF DEFENSE

PROCUREMENT

Missile Procurement, Army

For an additional amount for "Missile Procurement, Army", $767,141,000, to remain available until September 30, 2011.

This proposal would provide $767.1 million to procure tactical missiles for the Army, such as Hellfire, TOW, Guided Multiple Launched Rockets, and Javelin missiles in support of military operations.

DEPARTMENT OF DEFENSE

PROCUREMENT

Procurement of Weapons and Tracked Combat Vehicles, Army

For an additional amount for "Procurement of Weapons and Tracked Combat Vehicles, Army", $1,683,371,000, to remain available until September 30, 2011.

This proposal would provide $1.7 billion to procure weapons and combat vehicles that support Operation Iraqi Freedom and Operation Enduring Freedom including Stryker vehicles and survivability enhancements, M1 Abrams Upgrades, M2 Bradley Infantry Fighting Vehicle upgrades, Improved Recovery Vehicle (M88A Hercules), and small arms such as the M240 Medium Machine Gun and Common Remotely Operated Weapons Station.

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DEPARTMENT OF DEFENSE

PROCUREMENT

Procurement of Ammunition, Army

For an additional amount for "Procurement of Ammunition, Army", $230,075,000, to remain available until September 30, 2011.

This proposal would provide $230.1 million to procure conventional ammunition items for the Army, such as cartridges, rockets, grenades, and non-lethal ammunition in support of military operations.

DEPARTMENT OF DEFENSE

PROCUREMENT

Other Procurement, Army

For an additional amount for "Other Procurement, Army", $8,121,572,000, to remain available until September 30, 2011.

This proposal would provide $8.1 billion to procure tactical wheeled vehicles, such as High Mobility Multi-Purpose Wheeled Vehicles, Medium Tactical Vehicles, Heavy Tactical Vehicles, armored security vehicles, and tactical trailers; communications and electronic equipment, such as Joint Network Nodes, SINCGARS and high frequency radios, Information System Security Program, Combat Service Support SATCOM and its interface system (CAISI), WARLOCK systems, night vision devices, Air and Missile Defense Planning and Control Systems, Base Expeditionary Targeting Surveillance System-Combined and intelligence equipment; unmanned aerial systems; other combat support equipment, such as mine clearing vehicles and equipment, construction equipment, Chemical Biological Reconnaissance and Nuclear Soldier Protection; Tactical Bridging, and Rapid Equipping Soldier Support Equipment, which are critical to protecting U.S. and Coalition forces participating in military operations supporting the war effort. This request will also fund classified activities.

DEPARTMENT OF DEFENSE

PROCUREMENT

Joint Improvised Explosive Device Defeat Fund

For an additional amount for "Joint Improvised Explosive Device Defeat Fund", $1,466,746,000, to remain available until September 30, 2011.

This proposal would provide $1.5 billion to enable the Department of Defense (DOD) to continue to protect U.S. forces by defeating improvised explosive devices (IEDs). These funds will enable the Department to attack the IED network, defeat the devices, and train U.S. forces to defeat and disarm these weapons. The use of IEDs continues to be a significant threat to U.S. and Coalition forces in Iraq and Afghanistan. This request will fund action against components of the IED system, the IED makers, the trainers, and supporting infrastructures. It will enable DOD to meet Joint Urgent Operating Needs identified by field commanders by developing and procuring the latest technologies and equipment. This request would fund efforts to improve the Department's ability to detect IEDs at greater stand-off distances; conduct research on counter-IED protective materials; and conduct research and development of systems to detect and counter-IED triggers at increasing ranges.

DEPARTMENT OF DEFENSE

PROCUREMENT

Aircraft Procurement, Navy

For an additional amount for "Aircraft Procurement, Navy", $600,999,000, to remain available until September 30, 2011.

This proposal would provide $601 million to fund the procurement of MH-60 and UH-1Y helicopters, as well as modifications to aircraft, such as the F/A-18 aircraft, CH-46 landing aids, and CH-53 Blue Force Tracking.

DEPARTMENT OF DEFENSE

PROCUREMENT

Weapons Procurement, Navy

For an additional amount for "Weapons Procurement, Navy", $99,540,000, to remain available until September 30, 2011.

This proposal would provide $99.5 million to procure items such as Tactical Unmanned Aircraft Systems upgrades, Hellfire missiles and small arms.

DEPARTMENT OF DEFENSE

PROCUREMENT

Procurement of Ammunition, Navy and Marine Corps

For an additional amount for "Procurement of Ammunition, Navy and Marine Corps", $348,919,000, to remain available until September 30, 2011.

This proposal would provide $348.9 million to procure conventional ammunition items for the Navy and Marine Corps, including, rockets, cartridges, ship gun ammunition, and aircraft countermeasures in support of military operations.

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DEPARTMENT OF DEFENSE

PROCUREMENT

Other Procurement, Navy

For an additional amount for "Other Procurement, Navy", $264,826,000, to remain available until September 30, 2011.

This proposal would provide $264.8 million to procure intelligence surveillance and reconnaissance, special purpose, supply, salvage, and communications equipment; and tactical vehicles to support military operations.

DEPARTMENT OF DEFENSE

PROCUREMENT

Procurement, Marine Corps

For an additional amount for "Procurement, Marine Corps", $1,638,386,000, to remain available until September 30, 2011.

This proposal would provide $1.6 billion to procure weapons and equipment that support Operation Iraqi Freedom and Operation Enduring Freedom, including Add on Armor Protection Kits, High Mobility Multipurpose Wheeled Vehicles, Light Assault Vehicle upgrades, Repair and Test Equipment, Explosive Ordnance Disposal equipment, small arms, and other ancillary equipment. Funds provided will be used to reconstitute equipment destroyed, damaged, or worn out by combat operations, or to ensure that adequate equipment is available for next deploying units.

DEPARTMENT OF DEFENSE

PROCUREMENT

Aircraft Procurement, Air Force

For an additional amount for "Aircraft Procurement, Air Force", $2,378,818,000, to remain available for obligation until September 30, 2011.

This proposal would provide $2.4 billion to procure additional F-22A Raptors to replace aircraft lost in combat and provide for additional MQ-9 Reaper Unmanned Aerial Vehicles (UAVs) and various UAV modification/retrofit efforts. Funds would support multiple aircraft modification efforts to improve communications and increase crew and aircraft safety and survivability, such as Single Line of Sight/Beyond Line of Sight for F-16 aircraft and Large Aircraft Infrared Countermeasures for C-130, C-17 and C-5 aircraft. In addition, funding would provide for targeting pods for various aircraft in support of military operations.

DEPARTMENT OF DEFENSE

PROCUREMENT

Missile Procurement, Air Force

For an additional amount for "Missile Procurement, Air Force", $57,416,000, to remain available until September 30, 2011.

This proposal would provide $57.4 million to procure Predator Hellfire missiles in support of military operations.

DEPARTMENT OF DEFENSE

PROCUREMENT

Procurement of Ammunition, Air Force

For an additional amount for "Procurement of Ammunition, Air Force", $183,684,000, to remain available until September 30, 2011.

This proposal would provide $183.7 million to procure conventional ammunition items for the Air Force, including bombs, cartridges, small arms, flares, and explosive ordnance disposal items in support of military operations.

DEPARTMENT OF DEFENSE

PROCUREMENT

Other Procurement, Air Force

For an additional amount for "Other Procurement, Air Force", $1,834,953,000, to remain available until September 30, 2011.

This proposal would provide $1.8 billion to procure security and tactical vehicles, communications and electronic equipment, such as radios and intelligence support equipment, and other combat support equipment, such as night vision devices, to support war-related requirements.

DEPARTMENT OF DEFENSE

PROCUREMENT

Procurement, Defense-Wide

For an additional amount for "Procurement, Defense-Wide", $197,068,000, to remain available until September 30, 2011.

This proposal would provide $197.1 million to procure trainer aircraft, communications, and other equipment in support of Operation Iraqi Freedom and Operation Enduring Freedom. Funds provided would be used to reconstitute equipment destroyed, damaged, or worn out by combat operations or to ensure that adequate equipment is available to support training for deploying units.

DEPARTMENT OF DEFENSE

PROCUREMENT

Mine Resistant Ambush Protected Vehicle Fund

For the "Mine Resistant Ambush Protected Vehicle Fund", $2,693,000,000, to remain available until September 30, 2010: Provided, That such funds shall be available to the Secretary of Defense, notwithstanding any other provision of law, to procure, sustain, transport, and field Mine Resistant Ambush Protected vehicles: Provided further, That the Secretary shall transfer such funds only to appropriations for operation and maintenance; procurement; research, development, test and evaluation; and defense working capital funds to accomplish the purpose provided herein: Provided further, That this transfer authority is in addition to any other transfer authority available to the Department of Defense: Provided further, That upon determination that all or part of the funds so transferred from this appropriation are not necessary for the purpose provided herein, such amounts may be transferred back to this appropriation and shall be available for the same purposes and for the same time period as originally appropriated: Provided further, That the Secretary shall, not fewer than 5 days prior to making transfers from this appropriation, notify the congressional defense committees in writing of the details of any such transfer.

This proposal would provide $2.7 billion to enable the Department to fund the sustainment, transportation, and upgrades of Mine Resistant Ambush Protected (MRAP) vehicles for forces deployed to support Operation Iraqi Freedom and Operation Enduring Freedom. It would also allow additional procurement should ongoing analysis of theater requirements warrant.

The transfer back authority is necessary to allow the Department the flexibility needed to procure MRAP vehicles, government furnished equipment, logistics, sustainment, and transportation in order to meet the immediate and changing needs for troops in U.S. Central Command's theater of operations.

DEPARTMENT OF DEFENSE

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

Research, Development, Test and Evaluation, Army

For an additional amount for "Research, Development, Test and Evaluation, Army", $73,734,000, to remain available until September 30, 2010.

This proposal would provide $73.7 million to fund the remaining incremental costs for continued development of solider support equipment in support of Operation Iraqi Freedom and Operation Enduring Freedom.

DEPARTMENT OF DEFENSE

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

Research, Development, Test and Evaluation, Navy

For an additional amount of "Research, Development, Test and Evaluation, Navy", $144,536,000, to remain available until September 30, 2010.

This proposal would provide $144.5 million to fund acceleration of the Marine Corps' Communications Emitter Sensing and Attacking System, development of a fire suppression system for the MV-22 landing gear, and support for classified activities.

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DEPARTMENT OF DEFENSE

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

Research, Development, Test and Evaluation, Air Force

For an additional amount of "Research, Development, Test and Evaluation, Air Force", $108,259,000, to remain available until September 30, 2010.

This proposal would provide $108.3 million to support intelligence, surveillance, and reconnaissance capabilities, including classified systems.

DEPARTMENT OF DEFENSE

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

Research, Development, Test and Evaluation, Defense-Wide

For an additional amount of "Research, Development, Test and Evaluation, Defense-Wide", $483,368,000, to remain available until September 30, 2010.

This proposal would provide $483.4 million to support technology demonstrations, and development and testing of prototypes or pre-production hardware that could provide significant new capabilities for combat forces engaged in Operation Iraqi Freedom and Operation Enduring Freedom, and support of wounded, ill, and injured personnel. New intelligence, surveillance, and reconnaissance capabilities, including classified systems, will also be developed with these funds to produce more effective systems for combating terrorists or insurgent forces.

DEPARTMENT OF DEFENSE

MILITARY CONSTRUCTION

Military Construction, Army

For an additional amount for "Military Construction, Army", $1,229,731,000, to remain available until September 30, 2013: *Provided*, That notwithstanding any other provision of law, such funds may be obligated and expended to carry out planning and design and military construction projects not otherwise authorized by law.

This proposal would provide $1.2 billion to build urgent facilities needed for Operation Enduring Freedom, including projects that are essential to supporting the realignment of forces into Afghanistan; enabling strategic and operational flexibility; and increasing Intelligence, Surveillance, and Reconnaissance capabilities. The request includes funding for Warrior in Transition Complexes in support of the Army's Medical Action Plan and for child development centers at various Army installations to enhance military the family assistance programs.

In addition, funding is included for initiatives to support military families. This portion of the request is fully offset with cancellations from a portion of the FY 2009 baseline funds appropriated to purchase fuel due to reduced fuel costs, as described in the accompanying DOD General Provisions proposal.

DEPARTMENT OF DEFENSE

MILITARY CONSTRUCTION

Military Construction, Navy and Marine Corps

For an additional amount for "Military Construction, Navy and Marine Corps", $239,031,000, to remain available until September 30, 2013: *Provided*, That notwithstanding any other provision of law, such funds may be obligated and expended to carry out planning and design and military construction projects not otherwise authorized by law.

The proposal would provide $239 million to construct Wounded Warrior Battalion Headquarters and Marine Recovery and Resource Centers at Camp Pendleton, California and Camp Lejeune, North Carolina. This request would also provide funding for child care centers at various locations to enhance the military family assistance programs.

In addition, funding is included for initiatives to support military families. This portion of the request is fully offset with cancellations from a portion of the FY 2009 baseline funds appropriated to purchase fuel due to reduced fuel costs, as described in the accompanying DOD General Provisions proposal.

DEPARTMENT OF DEFENSE

MILITARY CONSTRUCTION

Military Construction, Air Force

For an additional amount for "Military Construction, Air Force", $280,970,000, to remain available until September 30, 2013: *Provided*, That notwithstanding any other provision of law, such funds may be obligated and expended to carry out planning and design and military construction projects not otherwise authorized by law.

This proposal would provide $281 million to build urgent facilities needed for Operation Enduring Freedom, including projects that are essential to supporting the realignment of forces into Afghanistan; enabling strategic and operational flexibility; and increasing Intelligence, Surveillance, and Reconnaissance capabilities. This request would also provide funding for a child care center at Spangdahlem Air Force Base, Germany to enhance the military family assistance programs.

In addition, funding is included for initiatives to support military families. This portion of the request is fully offset with cancellations from a portion of the FY 2009 baseline funds appropriated to purchase fuel due to reduced fuel costs, as described in the accompanying DOD General Provisions proposal.

DEPARTMENT OF DEFENSE

MILITARY CONSTRUCTION

North Atlantic Treaty Organization Security Investment Program

For an additional amount for "North Atlantic Treaty Organization Security Investment Program", $100,000,000, to remain available until September 30, 2011.

This proposal would provide $100 million to correct a shortfall in the North Atlantic Treaty Organization Security Investment Program (NSIP) caused by foreign currency exchange losses in FY 2008. The request for supplementary funding for the NSIP stems from an unprecedented and highly unfavorable currency exchange situation that affected the program in FY 2008. Due to the dramatic decline of the dollar against the Euro, U.S. NSIP currency losses during FY 2008 almost doubled from losses recorded in 2006 and 2007. As a result, the total NSIP funding available in FY 2009 is insufficient to liquidate currency exchange losses and meet U.S. obligations for new and continuing NSIP projects, including several large communications and infrastructure projects supporting U.S. and Allied forces in Afghanistan.

DEPARTMENT OF DEFENSE

MILITARY CONSTRUCTION

Department of Defense Base Closure Account 2005

For deposit into the Department of Defense Base Closure Account 2005, established by section 2906A (a) (1) of the Defense Base Closure and Realignment Act of 1990 (10 U.S.C. 2687 note), $263,300,000, to remain available until expended: Provided, That notwithstanding any other provision of law, such funds may be obligated and expended to carry out operation and maintenance, planning and design and military construction projects not otherwise authorized by law.

This proposal would provide $263.3 million to accelerate the opening of the Walter Reed National Military Medical Center, Maryland and the new Fort Belvoir Army Community Hospital, Virginia.

This portion of the request is fully offset with cancellations from a portion of the FY 2009 baseline funds appropriated to purchase fuel due to reduced fuel costs, as described in the accompanying DOD General Provisions proposal.

DEPARTMENT OF DEFENSE

REVOLVING AND MANAGEMENT FUNDS

Defense Working Capital Funds

For an additional amount for "Defense Working Capital Funds", $846,726,000, to remain available until expended.

The distribution of the revised request, by Defense Working Capital Fund business area, is as follows:

Working Capital Fund, Army	$443,200,000
Working Capital Fund, Defense Wide	$403,526,000

This proposal would enable: (1) the Army to restock war reserve spares in Army Prepositioned Stocks essential to the operational readiness of combat vehicles and equipment; (2) the Defense Information Systems Agency to provide necessary communications bandwidth to support CENTCOM forces; and (3) the Defense Logistics Agency to perform an array of supply and fuel related storage and distribution functions.

DEPARTMENT OF DEFENSE

GENERAL PROVISIONS

Sec. . No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless otherwise provided herein.

Sec. . Notwithstanding any other provision of law, funds made available in this Act are in addition to amounts appropriated or otherwise made available for the Department of Defense for fiscal year 2009.

Sec. . SPECIAL TRANSFER AUTHORITY
Upon the determination of the Secretary of Defense that such action is necessary in the national interest, the Secretary may transfer between appropriations up to $4,000,000,000 of the funds made available to the Department of Defense in this title: Provided, That the Secretary shall notify the Congress promptly of each transfer made pursuant to this authority: Provided further, That the authority provided in this section is in addition to any other transfer authority available to the Department of Defense and is subject to the same terms and conditions as the authority provided in section 8005 of the Department of Defense Appropriations Act, 2009, (Pub. L. No. 110-116) except for the fourth proviso.

This authority will provide the Department of Defense (DOD) with special transfer authority to fund emerging requirements.

Sec. . INCREASE TO GENERAL TRANSFER AUTHORITY
Section 8005, of the Department of Defense Appropriations Act, 2009, (Pub. L. No. 110-329, Division C), is amended by striking "$4,100,000,000" and inserting in lieu thereof "$5,600,000,000".

This provision would provide DOD with increased flexibility in reallocating base resources in the future. DOD will need to reallocate significant funds into the military personnel appropriations later in the fiscal year to cover fact-of-life rate increase such as the additional one-half percent increase in military pay raise, out-of-cycle adjustments to the retired pay accrual percentage, and higher than anticipated market driven increases to basic allowances for housing and subsistence.

Sec. . INTELLIGENCE AUTHORITY
Funds appropriated by this Act, or made available by the transfer of funds in this Act, for intelligence activities are deemed to be specifically authorized by the Congress for purposes of section 504(a)(1) of the National Security Act of 1947 (50 U.S.C. 414(a)(1)).

This proposed waiver is necessary to authorize the DOD and the Intelligence Community to obligate supplemental amounts for activities funded through the National Intelligence Program.

Sec. . DEFENSE COOPERATION ACCOUNT CONTRIBUTIONS TRANSFER AUTHORITY

During fiscal year 2009 and from funds in the "Defense Cooperation Account", as established by 10 U.S.C. 2608, the Secretary of Defense may transfer not to exceed $6,500,000 to such appropriations or funds of the Department of Defense as the Secretary shall determine for use consistent with the purposes for which such funds were contributed and accepted: Provided, That such amounts shall be available for the same time period as the appropriation to which transferred: Provided further, That the Secretary shall report to the Congress all transfers made pursuant to this authority.

This authority would allow DOD to obligate up to $6.5 million of funds contributed by the Iraqis and others specifically for the ongoing overseas contingency operations.

Sec. . SUPERVISION AND ADMINISTRATION COSTS

Supervision and administration costs associated with a construction project funded with appropriations available for operation and maintenance, "Afghanistan Security Forces Fund" or "Iraq Security Forces Fund" provided in this Act, and executed in direct support of the overseas contingency operations in Iraq and Afghanistan, may be obligated at the time a construction contract is awarded: Provided, That for the purpose of this section, supervision and administration costs include all in-house Government costs.

This provision is necessary in order to fund contract oversight and management functions for the duration of the construction project. Without this provision, DOD construction managers, such as the Army Corps of Engineers, charge the labor of personnel directly involved in construction management to the construction contracts. This provision allows these organizations to charge supervision and administration labor to prior year construction obligations until the project is completed.

Sec. . TWO-YEAR BUDGET AUTHORITY FOR THE IRAQ SECURITY FORCES FUND AND THE AFGHANISTAN SECURITY FORCES FUND

(a) Of the funds appropriated in Chapter 2 of Title IX, Public Law 110-252, under the heading, "Iraq Security Forces Fund", $1,000,000,000, is hereby permanently cancelled.

(b) For an additional amount for "Iraq Security Forces Fund", $1,000,000,000, to remain available until September 30, 2010: Provided, That such funds shall be available to the Secretary of Defense, notwithstanding any other provision of law, for the purpose of allowing the Commander, Multi-National Security Transition Command – Iraq, or the Secretary's designee, to provide assistance, with the concurrence of the Secretary of State, to the security forces of Iraq, including the provision of equipment, supplies, services, training, facility and infrastructure repair, renovation, and construction, and funding: Provided further, That none of the assistance provided under this heading in the form of funds may be utilized for the provision of salaries, wages, or bonuses to personnel of the Iraqi Security Forces: Provided further, That the authority to provide assistance under this heading is in addition to any other authority to provide assistance to foreign nations: Provided further, That the Secretary of Defense may transfer such funds to appropriations for military personnel; operation and maintenance; Overseas Humanitarian, Disaster, and Civic Aid; procurement; research, development, test and evaluation; and defense working capital funds to accomplish the purposes provided herein: Provided further, That this

transfer authority is in addition to any other transfer authority available to the Department of Defense: Provided further, That upon a determination that all or part of the funds so transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation: Provided further, That contributions of funds for the purposes provided herein from any person, foreign government, or international organization may be credited to this Fund, and used for such purposes: Provided further, That the Secretary shall notify the congressional defense committees in writing upon the receipt and upon the transfer of any contribution delineating the sources and amounts of the funds received and the specific use of such contributions: Provided further, That the Secretary of Defense shall, not fewer than 15 days prior to making transfers from this appropriation account, notify the congressional defense committees in writing of the details of any such transfer.

(c) Of the funds appropriated in Chapter 2 of Title IX, Public Law 110-252, under the heading, "Afghanistan Security Forces Fund", $125,000,000, is hereby permanently cancelled

(d) For an additional amount for the "Afghanistan Security Forces Fund", $125,000,000, to remain available until September 30, 2010.

The Security Forces funds are routinely two-year appropriations due to the range of the purchases which include investment items requiring more extensive lead time to procure.

This provision would streamline the FY 2009 security forces funds and allow all FY 2009 appropriated funds to be managed efficiently. All other fiscal year Security Forces Fund appropriations have been two-year appropriations in recognition of the lead time required for many of the purchases of these appropriations.

Sec. . IRAQ SECURITY FORCES FUND AND AFGHANISTAN SECURITY FORCES FUND: AVAILABILITY OF CONTRIBUTIONS

Contributions of funds credited to the "Iraq Security Forces Fund" or the "Afghanistan Security Forces Fund" following the date of enactment of this Act and in any fiscal year thereafter from any person, foreign government, or international organization, which are available for purposes under each such fund, shall remain available until expended.

Contributions to the Iraq Security Forces Fund or the Afghanistan Security Forces Fund should not expire with a particular appropriation; as such funds are gifts from donors, they therefore require greater flexibility than a particular appropriation's time limits may allow.

Sec. . NATO SECURITY INVESTMENT PROGRAM

Funds appropriated by this Act for the North Atlantic Treaty Organization Security Investment Program are deemed to be specifically authorized by the Congress for purposes of section 2806 of title 10, United States Code, and the Military Construction Authorization Act for Fiscal Year 2009 (Division B of Pub. L. No. 110-417).

Funds may not be obligated or expended in connection with the North Atlantic Treaty Organization Security Investment Program (NSIP) in any year unless the funds have been authorized by law. This general provision would provide additional authorization above the amount authorized for the NSIP in the FY 2009 National Defense Authorization Act to permit obligation of the funds requested in the supplemental.

Sec. . UNSPECIFIED MINOR CONSTRUCTION

Subsection (c) of section 2805 of title 10, United States Code, is amended by striking subsection (c)(1) and inserting in lieu thereof the following:

"(1) Except as provided in paragraphs (2) and (3), the Secretary concerned may spend from appropriations available for operation and maintenance amounts necessary to carry out an unspecified minor military construction projects with the following limitations:

(A) For unspecified minor military construction projects intended solely to correct a deficiency that is life-threatening, health-threatening, or safety-threatening costing not more than:

(i) $3,000,000 for those projects outside of the United States and necessary to meet military operational requirements involving the use of the Armed Forces in support of a declaration of war, or a declaration by the President of a national emergency under section 201 of the National Emergencies Act (50 U.S.C. 1621), or a contingency operation, or

(ii) $1,500,000 for all projects not meeting the requirements of subsection (i), or

(B) For all other unspecified minor military construction projects costing not more than:

(i) $1,500,000 for those projects outside of the United States and necessary to meet military operational requirements involving the use of the Armed Forces in support of a declaration of war, or a declaration by the President of a national emergency under section 201 of the National Emergencies Act (50 U.S.C. 1621), or a contingency operation, or

(ii) $750,000 for all projects not meeting the requirements of subsection (i)."

This proposal would raise the spending limit on the use of operation and maintenance (O&M) funds for unspecified minor construction from $0.75 million to $1.50 million when it is in support of a declaration of war or a contingency operation; and from $1.50 million to $3.00 million when it is intended solely to correct a deficiency that is life threatening, health-threatening, or safety threatening outside of the United States. This would facilitate greater flexibility in military construction by allowing operation and maintenance funds to be used for smaller projects, such as water treatment plants or utility projects. Given the nature of the ongoing overseas contingency operations, waiting for authorization and appropriation of a military construction project does not effectively meet operational requirements. For smaller scale projects that exceed the existing $0.75 million limit, the commander is often faced with either cancelling or building to a lesser requirement in order to appropriately fund in O&M.

Sec. . AMENDMENT TO EXISTING AUTHORITY TO USE OPERATION AND MAINTENANCE FUNDS FOR CONTINGENCY CONSTRUCTION PROJECTS IN THE CENTRAL COMMAND AND AFRICA COMMAND AREA OF RESPONSIBILITY

Subsection (c)(2) of section 2808 of the Military Construction Authorization Act for Fiscal Year 2004 (Division B of Pub. L. No. 108–136; 117 Stat. 1723), as amended by section 2806 of the Military Construction Authorization Act for Fiscal Year 2009 (Division B of Pub. L. No. 110-417; 112 Stat. 4724), is amended by deleting the last sentence and inserting in lieu thereof: "The total appropriated funds available from operation and maintenance for fiscal year 2009 shall not exceed $500,000,000, except upon the determination of the Secretary of Defense that additional funds, not to exceed $25,000,000, are needed for costs associated with contract closeouts.".

This section would permit DOD to exceed the FY 2009 limitation on use of contingency construction authority provided by section 2808 of the Military Construction Authorization Act for FY 2004 due to funding of an obligational adjustment associated with contract closeout.

Sec. . EXPENSE INVESTMENT THRESHOLD

Funds made available in this Act to the Department of Defense for operation and maintenance may be used to purchase items having an investment unit cost of not more than $250,000: Provided, That upon determination by the Secretary of Defense that such action is necessary to meet the operational requirements of a Commander of a Combatant Command engaged in contingency operations overseas, such funds may be used to purchase items having an investment item unit cost of not more than $500,000.

Mission requirements often call for equipment which exceeds the current threshold. This authority will facilitate rapid procurement authority for theater commanders during contingency operations and more effective support to the warfighter.

Sec. . COMMANDER'S EMERGENCY RESPONSE PROGRAM (CERP): AUTHORITY TO ACCEPT CONTRIBUTIONS

(a) Beginning in fiscal year 2009 and thereafter, during any fiscal year in which funds are authorized to be appropriated to carry out the Commander's Emergency Response Program, the Secretary of Defense may accept contributions of funds from any person, foreign government, or international organization to carry out the Commander's Emergency Response Program in Iraq or Afghanistan.

(b) Funds contributed pursuant to subsection (a) shall be credited to "Operation and Maintenance, Army".

(c) Funds contributed pursuant to subsection (a) shall become available during each fiscal year in which funds authorized to be appropriated have been appropriated, and shall remain available until expended.

The military commanders in the field believe that CERP is one of their most valuable tools in securing and stabilizing the various regions/cities in Iraq and Afghanistan. The authority provided for in Section (a) would allow the Secretary of Defense to accept contributions from the government of Iraq and others for the military commanders to use for CERP projects.

Sec. . FUNDING MILITARY SPOUSE CAREER TRANSITION ASSISTANCE INTERNSHIP PROGRAM

(a) Until September 30, 2010, the Secretary of Defense may enter into an agreement with the head of an executive department or agency that has established internship programs to reimburse that department or agency for the costs associated with the first year of employment of eligible military spouses into positions under the internship program.

(b) The Secretary may provide such reimbursement to the department or agency, from funds otherwise made available for "Operation and Maintenance, Defense-Wide", including the costs of the salary, benefits and allowances, and training of the military spouse for the first year of employment, for eligible military spouses beginning their internship by September 30, 2010.

(c) In this section:

(1) The term "eligible military spouse" means any person married to a member of the Armed Forces on active duty at the time of appointment, other than a person who--

(A) is legally separated from a member of the Armed Forces under court order or statute of any State or possession of the United States;

(B) is also a member of the Armed Forces on active duty; or

(C) is a retired member of the Armed Forces.

(2) The term "internship" means a professional, analytical, or administrative position in the Federal Government that operates under a developmental program leading to career advancement.

This section would authorize DOD, until the end of FY 2010, to enter into an interagency reimbursable agreement with another Executive Branch Independent Federal Agency or Corporation to fund the costs (e.g., salary, benefits, training) for certain military spouses selected to a position under a Federal Agency career intern program. Interns would be placed on the Federal agencies' rolls, into positions that provide career development opportunities.

Only about 10 percent of military spouses stay in the same location for 5 years. For military spouses who frequently relocate, obtaining employment at new duty locations can be difficult.

Approximately 509,000 spouses of active duty members want to work. Currently, 17 percent of military spouses work for the Federal Government. Approximately one-third of military spouses move each year due to active-duty assignments.

The projected cost for FY 2009 is $6.0 million (100 intern opportunities) and will be funded through FY 2009 base budget appropriations. The projected cost for FY 2010 is $15.3 million (250 intern opportunities) and will be funded through FY 2010 base budget appropriations.

Sec. ___. PROVISION OF AIR SAFETY SYSTEM FOR KYRGYZ REPUBLIC AUTHORITY

Notwithstanding any other provision of law, of the funds appropriated in this Act for "Operation and Maintenance, Defense-wide", the Secretary of Defense may transfer not to exceed $30,000,000 to the Department of State "Assistance for the Independent States of the Former Soviet Union" account, with the concurrence of the Secretary of State, to provide a long-range air traffic control and safety system to support air operations in the Kyrgyz Republic, including Manas International Airport and Air Base: Provided, That funds transferred under this section shall remain available until expended.

This section would authorize the Department to transfer funds to the Department of State's "Assistance for the Independent States of the Former Soviet Union" account to finance a long-range air traffic control and safety system that would provide an air safety enhancement in the Kyrgyz Republic airspace. The Kyrgyz Republic plays a crucial role in supporting U.S. military and Coalition operations in Operation Enduring Freedom, providing a transit point at the Manas Air Base for U.S. and Coalition military aircraft in support of air refueling operations, resupply operations, and aero-medical missions.

The long range air traffic control and safety system will be provided to Kyrgyz Air Navigation, the Kyrgyz Republic civilian air traffic control agency. The system will be installed in a location determined by Kyrgyz Air Navigation to best support air operations in the Kyrgyz Republic, including Manas International Airport and Air Base.

Sec. . PASSENGER MOTOR VEHICLE PROCUREMENT

From funds made available in this Act, the Secretary of Defense may purchase motor vehicles for use by military and civilian employees of the Department of Defense in Iraq and Afghanistan, up to a limit of $75,000 per vehicle, notwithstanding other limitations applicable to passenger carrying motor vehicles.

The maximum amount that may be spent on the purchase of a passenger motor vehicle (exclusive of buses, ambulances, law enforcement, and undercover surveillance vehicles) is $13,197. This limit precludes the purchase of vehicles to support contingency operations in countries such as Iraq and Afghanistan where low-cost vehicles are not readily available.

This general provision adjusts the spending limit on the purchase of passenger motor vehicles to be used by military and civilian employees of DOD in Iraq and Afghanistan. This will provide deployed forces with the flexibility to conduct lease-buy analyses and purchase passenger carrying motor vehicles when it is cost effective to do so.

(CANCELLATIONS)

Sec. . CANCELLATION OF FUNDS.

(a) Of the funds appropriated in the Department of Defense Appropriations Act, 2009 (Public Law 110-329, Division C), the following amounts are hereby permanently cancelled from the following accounts in the amounts specified:

"Operation and Maintenance, Army", $352,359,000;
"Operation and Maintenance, Navy", $881,481,000;
"Operation and Maintenance, Marine Corps", $54,466,000;
"Operation and Maintenance, Air Force", $925,203,000;
"Operation and Maintenance, Defense-Wide", $81,135,000;
"Operation and Maintenance, Army Reserve", $23,338,000;
"Operation and Maintenance, Navy Reserve", $62,910,000;
"Operation and Maintenance, Marine Corps Reserve", $1,250,000;
"Operation and Maintenance, Air Force Reserve", $163,786,000;
"Operation and Maintenance, Army National Guard", $57,819,000;
"Operation and Maintenance, Air National Guard", $250,645,000;
"Research, Development, Test and Evaluation, Navy", $30,510,000; and
"Research, Development, Test and Evaluation, Air Force", $15,098,000.

(b) (i) Of the funds appropriated in the Department of Defense Appropriations Act, 2008 (Pub. L. No. 110-116, Division A), under the heading "Research, Development, Test and Evaluation, Navy", $5,000,000 is hereby permanently cancelled.

(ii) Of the funds appropriated in the Department of Defense Appropriations Act, 2009 (Pub. L. No. 110-329, Division C), under the heading "Operation and Maintenance, Defense-wide", $5,000,000 is hereby permanently cancelled.

Section (a) of this provision would cancel a portion ($2.9 billion) of the FY 2009 baseline funds appropriated to purchase fuel that are no longer required due to reduced fuel costs. Section (b) would cancel funds for certain classified programs that are now excess to requirements.

SEC. . CANCELLATION AND APPROPRIATION

(a) Of the funds appropriated in the Department of Defense Appropriations Act, 2009 (Public Law 110-329, Division C), the following amounts are hereby permanently cancelled from the following accounts in the amounts specified:

"Aircraft Procurement, Army", $36,200,000;
"Procurement of Ammunition, Army", $210,400,000; and
"Other Procurement, Army", $195,000,000.

(b) Of the funds appropriated in the Department of Defense Appropriations Act, 2008 (Public Law 110-116, Division A), under the heading, "Other Procurement, Army", $29,300,000 is hereby permanently cancelled.

(c) An additional amount is appropriated to the following accounts in the amounts specified:

"Military Personnel, Army", $394,900,000;
"Reserve Personnel, Army", $67,000,000; and
"National Guard Personnel, Army", $9,000,000.

This section would cancel funding provided in various Army procurement appropriations within Division C, Consolidated Security, Disaster Assistance, and Continuing Appropriations Act, 2009 (Pub. L. No. 110-329), and Division A, Department of Defense Appropriations Act, 2008 (Pub. L. No. 110-116), and appropriates the funding to support higher priority requirements in the Military Personnel, Army, Reserve Personnel, Army, and National Guard Personnel, Army, 2009 appropriations. Funding will support shortfalls in Overseas Housing Allowances and Cost of Living Allowances associated with the decision to delay redeployment of Soldiers from Europe to the United States. In addition, the funds will cover emergent requirements, such as National Guard support of the Presidential Inauguration and increased drill attendance for the Army Reserve.

Sec. . CANCELLATION AND APPROPRIATION

(a) CANCELLATION. Of the funds appropriated in the Department of Defense Appropriations Act, 2009 (Pub. L. No.110-329, Division C), under the heading "Operations and Maintenance, Defense-Wide", $181,500,000 is hereby permanently cancelled.

(b) APPROPRIATION. For an additional amount for "Military Construction, Defense-Wide", $60,000,000, to remain available until September 30, 2013, is authorized for planning, design, architect, and engineer services for a data center facility at the Utah National Guard site at Camp Williams, Utah.

(c) APPROPRIATION. For an additional amount for "Military Construction, Defense-Wide", $121,500,000, to remain available until September 30, 2013, is authorized for general infrastructure, utilities, and site preparation in advance of data center facilities construction projects to be constructed at the Utah National Guard site at Camp Williams, Utah.

The FY 2009 Defense Appropriations Act funded a National Security Agency project in the Operation and Maintenance, Defense-wide account. It has been determined that the project is more properly funded through the Military Construction, Defense-wide account. This provision would realign these funds from Operations and Maintenance, Defense-Wide to Military Construction, Defense-Wide.

DEPARTMENT OF ENERGY

NATIONAL NUCLEAR SECURITY ADMINISTRATION

Defense Nuclear Nonproliferation

For an additional amount for Defense Nuclear Nonproliferation in the National Nuclear Security Administration, $89,500,000, to remain available until expended, of which $55,000,000 is for the International Nuclear Materials Protection and Cooperation Program to counter emerging threats at nuclear facilities in Russia and other countries of concern through detecting and deterring insider threats through security upgrades; of which $25,000,000 is for the Global Threat Reduction Initiative to complete disablement tasks and to initiate spent fuel disposition and other denuclearization efforts in the Democratic People's Republic of Korea; and of which $9,500,000 is for the Nonproliferation and International Security Program for disablement and dismantlement support for the denuclearization efforts in the Democratic People's Republic of Korea.

This request would provide $89.5 million to fund new counterproliferation opportunities in Russia and other countries of concern, and to continue disablement and dismantlement of North Korea's plutonium program.

DEPARTMENT OF ENERGY

ENERGY PROGRAMS

Strategic Petroleum Reserve

For an additional amount for the "Strategic Petroleum Reserve" account, $21,585,723, to remain available until expended, to be derived by transfer from the "SPR Petroleum Account" for site maintenance activities.

Strategic Petroleum Reserve (SPR) facilities (buildings and equipment) in Louisiana and Texas sustained damages from Hurricanes Gustav and Ike. This funding will support the maintenance of the SPR and its strategic security mission.

The proposal would allow the Department of Energy (DOE) to transfer unobligated balances from the SPR Petroleum Account to the Strategic Petroleum Reserve account. These balances are from the sale of SPR oil in the aftermath of Hurricane Katrina. Currently, unobligated balances can only be used for acquisition of SPR oil and related costs, and DOE has no acquisition plans for these balances. In order to be used for SPR facilities development, operations and maintenance and management activities they must be transferred to the Strategic Petroleum Reserve account

In the aftermath of Hurricanes Ike and Gustav, DOE deferred key operations and maintenance activities in order to fund immediate cleanup and the highest priority safety and security hazards. However, this resulted in unfunded maintenance activities. Continued deferral of these projects would hinder DOE's ability to respond swiftly to an oil supply disruption and its national security consequences.

DEPARTMENT OF THE INTERIOR

DEPARTMENTAL OFFICES

Wildland Fire Management

For an additional amount to cover necessary expenses for wildfire suppression and emergency rehabilitation activities of the Department of the Interior, $50,000,000, to remain available until expended: Provided, That such funds shall only become available if funds provided previously for wildland fire suppression will be exhausted imminently: Provided further, That the Secretary of the Interior may transfer any of these funds to the Secretary of Agriculture if the transfer enhances the efficiency or effectiveness of Federal wildland fire suppression activities.

This proposal would provide $50 million for the Department of the Interior (DOI) for wildland fire suppression and emergency rehabilitation of burned areas available. Funds would be available if existing appropriations will be imminently exhausted. This proposal would also provide DOI with the authority to transfer any funding to the Department of Agriculture if the transfer improves the efficiency or effectiveness of Federal wildland fire suppression activities.

DEPARTMENT OF JUSTICE

GENERAL ADMINISTRATION

Salaries and Expenses

For an additional amount for "Salaries and Expenses", $30,000,000, to remain available until September 30, 2010.

This proposal would provide $30 million to the Department of Justice (DOJ) to implement executive orders for the shut down of Guantanamo Bay and review of the U.S. detention and interrogation procedures. It would also provide funding for the incarceration and litigation of cases that may result from the Guantanamo detainee status review.

The funding would help DOJ implement several recently signed executive orders, including orders to shut down Guantanamo Bay, review detention policy options, and ensure lawful interrogations. Specifically, the DOJ has requested funding to support a task force to review the status of approximately 240 detainees currently held at Guantanamo Bay and funding to litigate any cases that result from this review.

DEPARTMENT OF JUSTICE

LEGAL ACTIVITIES AND U.S. MARSHALS

Salaries and Expenses, United States Attorneys

For an additional amount for "Salaries and Expenses", $5,000,000, to remain available until September 30, 2010.

This proposal would provide $5 million to the U.S. Attorneys for extraordinary litigation expenses associated with terrorism prosecutions of national importance.

DEPARTMENT OF JUSTICE

LEGAL ACTIVITIES AND U.S. MARSHALS

Salaries and Expenses, General Legal Activities

For an additional amount for "Salaries and Expenses", $1,648,000, to remain available until September 30, 2010.

This proposal would provide $1.6 million to supplement existing Iraq and Afghanistan training and assistance programs. The Criminal Division provides training and assistance to investigators, prosecutors, judges and other parts of the Iraqi and Afghan criminal justice systems.

DEPARTMENT OF JUSTICE

NATIONAL SECURITY DIVISION

Salaries and Expenses

For an additional amount for "Salaries and Expenses," $1,389,000, to remain available until September 30, 2010.

This proposal would provide the National Security Division $1.4 million to continue its efforts to investigate and prosecute detainees at Guantanamo Bay currently subject to the military commission process. While that process has been suspended pending an interagency review of detainee policy ordered by the President, the Justice Department continues to provide prosecutorial support in the event detainees, including several high value detainees, are prosecuted.

DEPARTMENT OF JUSTICE

BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES

Salaries and Expenses

For an additional amount for "Salaries and Expenses", $4,000,000, to remain available until September 30, 2010.

This proposal would provide $4 million to the Bureau to support its ongoing work in Iraq. The Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF) provides direct support to the U.S. military mission in Iraq through the deployment of explosive enforcement officers on a rotational basis, to support the Department of Defense and contractor personnel with training in post-blast investigation and render safe procedures for improvised explosives devices. This request would fund salaries, travel, investigative supplies, and equipment for ATF personnel assigned to the Combined Explosives Exploitation Cell and the U.S. Embassy.

DEPARTMENT OF JUSTICE

FEDERAL PRISON SYSTEM

Salaries and Expenses

For an additional amount for "Salaries and Expenses", $5,038,000, to remain available until September 30, 2010.

This proposal would provide $5 million for the Federal Prison System to support counter-terrorism (CT) activities, which have been funded through war supplemental appropriation requests. The funding would cover CT expenses required to provide increased monitoring and translation capabilities of incarcerated terrorists and effectively disseminate information to other law enforcement agencies.

DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS

Diplomatic and Consular Programs

For an additional amount for "Diplomatic and Consular Programs", $594,315,000, to remain available until September 30, 2010, of which $117,983,000 is for worldwide security protection and shall remain available until expended: Provided, That the Secretary of State may transfer up to $137,600,000 of the total funds made available under this heading to any other appropriation of any department or agency of the United States, upon the concurrence of the head of such department or agency, to support operations in and assistance for Afghanistan and to carry out the provisions of the Foreign Assistance Act of 1961.

This proposal would provide $594.3 million for Diplomatic and Consular Programs as follows: $150 million for the U.S. Mission in Iraq to meet the increased costs of security and operations; $363 million for the U.S. Mission in Afghanistan for increased staffing levels, support operations, and security programs throughout the provinces and in Kabul; $52.9 million for operating and security costs for the U.S. mission in Pakistan; and $28.4 million to support additional counterterrorism and diplomatic operating costs for the Department of State.

DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS

Office of Inspector General

For an additional amount for "Office of Inspector General", $7,201,000, to remain available until September 30, 2010, which shall be transferred to the Special Inspector General for Afghanistan Reconstruction for reconstruction oversight.

This proposal would provide $7.2 million to the Special Inspector General for Afghanistan Reconstruction (SIGAR) to support SIGAR's authorized responsibilities.

DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS

Embassy Security, Construction, and Maintenance

For an additional amount for "Embassy Security, Construction, and Maintenance", $898,728,000, to remain available until expended, for worldwide security upgrades, acquisition, and construction as authorized.

This proposal would provide a total of $898.7 million for Embassy Security, Construction, and Maintenance. Of this amount, $893.2 million is provided to meet secure diplomatic facility and housing needs for U.S. Mission staff in Afghanistan and Pakistan, including $87.0 million to acquire additional property to support expanded diplomatic facilities in Kabul, Afghanistan; and $806.2 million to construct new secure and safe facilities in Pakistan, including construction of a new U.S. embassy building in Islamabad and other secure diplomatic facility needs in Pakistan.

Of the $806.2 million for Pakistan, $736.5 million would fund a major upgrade of facilities in Islamabad to meet security and building infrastructure needs. This includes: $111 million for the construction in Islamabad of a new annex to accommodate approximately 330 personnel; $405 million for the renovation or replacement of the existing chancery to accommodate approximately 645 personnel; $108 million for permanent New Embassy Compound (NEC) housing (156 units); $112.5 million for construction of U.S. Marine Corps security guard quarters, and general office facilities.

In addition, $29.6 million would support site acquisition for future construction of new consulate facilities in Lahore, and $40.1 million would support diplomatic facilities in Peshawar.

This request would also provide $5.5 million to deploy mobile mail screening units to protect U.S. Government employees at various high risk facilities. Approximately 73 mail screening units will be deployed to posts worldwide based on threat level (as determined by the Department of State's Bureau of Diplomatic Security). This is an unanticipated need based upon security threats directed at many individual embassies and consulates worldwide.

DEPARTMENT OF STATE

INTERNATIONAL ORGANIZATIONS AND CONFERENCES

Contributions for International Peacekeeping Activities

For an additional amount for "Contributions for International Peacekeeping Activities", $836,900,000, to remain available until September 30, 2010: Provided, That up to $50,000,000 may be transferred to and merged with "Peacekeeping Operations" for Somalia peacekeeping.

This proposal would provide $836.9 million for United Nations (UN) peacekeeping activities through FY 2009. This request will sustain current UN peacekeeping operations, fund an expanded mission in the Democratic Republic of the Congo, and a new mission in Chad and the Central African Republic. A portion of these funds may be used to pay UN assessments attributable to a logistics and support package for the African Union Mission to Somalia (AMISOM) called for by the UN Security Council.

In addition, the request includes transfer language to provide additional flexibility to address the evolving security situation in Somalia. The language would allow funding for Contributions for International Peacekeeping Activities to be transferred to and merged with the Peacekeeping Operations (PKO) account.

INTERNATIONAL ASSISTANCE PROGRAMS

OTHER

Migration and Refugee Assistance

For an additional amount for "Migration and Refugee Assistance", $293,000,000, to remain available until expended.

This proposal would provide $293 million for Migration and Refugee Assistance. The request includes: $108 million for basic social services to Iraqi refugees, internally displaced persons and conflict victims; $25 million for assistance to Palestinian refugees in Lebanon and $125 million to support emergency humanitarian needs in Gaza and the West Bank; $7 million to address humanitarian needs in South Asia, including Afghanistan and Pakistan; $15 million to address displacement and humanitarian needs related to violence in the Democratic Republic of Congo; $10 million to respond to food pipeline breaks in Africa; and $3 million to assist Burmese refugees.

INTERNATIONAL ASSISTANCE PROGRAMS

OTHER

International Narcotics Control and Law Enforcement

For an additional amount for "International Narcotics Control and Law Enforcement", $389,500,000, to remain available until September 30, 2010.

This proposal would provide $389.5 million for International Narcotics Control and Law Enforcement. The request includes: $20 million for judicial capacity building and police transition planning in Iraq; $65.5 million for Pakistan for stabilization operations and security sector reform; $129 million for Afghanistan for counter narcotics programs and to support Afghanistan's central and provincial justice institutions; $109 million to train and equip Palestinian security forces and to enhance security along the Gaza border; and $66 million for Mexico to combat drug trafficking and organized crime.

INTERNATIONAL ASSISTANCE PROGRAMS

INTERNATIONAL SECURITY ASSISTANCE

Economic Support Fund

For an additional amount for "Economic Support Fund", $2,874,500,000, to remain available until September 30, 2010.

This request would provide:

- $839 million for Afghanistan assistance including $214 million for counternarcotics and stabilization programs; $295 million to support Afghanistan's efforts to address corruption, judicial capacity, rule of law, good governance, political consensus building, and the conduct of successful elections; $135 million for social and economic services and protection to vulnerable populations in Afghanistan; $170 million to support economic growth in Afghanistan, including agriculture sector development, job creation, new business development and policy reform; and $25 million for Afghanistan program development, administration and oversight;

- $556 million for West Bank/Gaza including $200 million for budget support to the Palestinian Authority; $93 million for institutional capacity building, and investments in education and social services in the West Bank; $12 million for humanitarian assistance in the West Bank; $60 million to promote West Bank economic growth; $30 million to support governance and rule of law in the West Bank; $95 million to support programs in Gaza to improve basic human needs, support economic recovery, create jobs, and restore some humanitarian essential services; $61 million for immediate humanitarian and food relief to Gazans through well-established international organizations; $5 million for contractor and locally engaged staff, program oversight, and related security and other support costs;

- $449 million for Iraq including $120.5 million for economic growth and diversification in Iraq, including expanded market access, improved commerce, and trade and legal, regulatory and policy reforms; $262 million for Iraqi political competition and consensus building, the development of just and accountable Iraqi institutions, and supporting credible Iraqi elections; $45 million for the Quick Response Fund for small-scale development projects; $3.5 million for the Marla Ruzicka Iraq War Victims Fund to assist civilian victims of U.S. or Iraqi military operations; $5 million to provide support to Iraqi war widows; and $13 million for Iraqi program support;

- $448 million to address the impact of the global financial crisis in developing countries, including additional support for vulnerable populations through social safety net programs, targeted technical assistance to strengthen crisis response, and loans and loan guarantees for small and medium enterprises;

- $429.5 million for Pakistan including $400 million to help address Pakistan's economic crisis through support for the Government of Pakistan's Standby Agreement with the IMF by filling IMF-identified gaps for social spending; $21.5 million for USAID's Community Rehabilitation Infrastructure Support Program (CRISP) in areas that are particularly vulnerable to the appeal of extremism, including projects to restore irrigation channels, repair roads and bridges, rehabilitate potable water supply and distribution systems and install off-grid energy sources such as micro-hydro and solar units; $8 million for humanitarian assistance for internally displaced populations (IDPs) escaping violence particularly in the Federally Administered Tribal Areas and the North-West Frontier Province of Pakistan. This ESF funding will complement other efforts funded with Migration and Refugee Assistance and International Disaster Assistance. ESF resources will focus on second order needs as IDPs resettle and need assistance with livelihoods and putting their lives back together;

- $95 million to provide Heavy Fuel Oil or equivalent to North Korea to support the goals of the Six Party Talks and $45 million for Zimbabwe to re-establish and strengthen democratic institutions, provide social safety nets, ensure critical health interventions and support economic revitalization in the wake of contentious national elections; and

- $13 million for humanitarian assistance for Burma.

INTERNATIONAL ASSISTANCE PROGRAMS

INTERNATIONAL SECURITY ASSISTANCE

Foreign Military Financing Program

For an additional amount for "Foreign Military Financing", $98,400,000, to remain available until September 30, 2010.

This proposal would provide $98.4 million for the Foreign Military Financing Program in Lebanon. The funding requested would provide additional equipment and training to strengthen the Lebanese Armed Forces (LAF). Additional security assistance will help maintain and expand LAF capabilities to prevent or respond to activities of militant groups and secure Lebanon's borders by providing training, vehicles, ammunition, communications, and other equipment. Funding would also support a comprehensive training program for the LAF as part of international security sector reform efforts in Lebanon.

INTERNATIONAL ASSISTANCE PROGRAMS

INTERNATIONAL SECURITY ASSISTANCE

International Military Education and Training

For an additional amount for "International Military Education and Training", $2,000,000, to remain available until September 30, 2010.

This proposal would provide $2 million for additional military education and training for Iraqi Security Forces to further develop the values and capacity of a professional Iraqi military.

INTERNATIONAL ASSISTANCE PROGRAMS

INTERNATIONAL SECURITY ASSISTANCE

Peacekeeping Operations

For an additional amount for "Peacekeeping Operations", $50,000,000, to remain available until September 30, 2010.

This proposal would provide $50 million for Peacekeeping Operations. The request includes: $40 million for non-lethal equipment, logistical support, and basing facilities for the African Union Mission to Somalia and to support Somali security sector reform; and $10 million to develop a professional rapid response force for the Democratic Republic of the Congo (DRC) to improve the DRC's ability to protect populations against illegally armed groups.

INTERNATIONAL ASSISTANCE PROGRAMS

INTERNATIONAL SECURITY ASSISTANCE

Nonproliferation, Anti-Terrorism, Demining and Related Programs

For an additional amount for "Nonproliferation, Anti-Terrorism, Demining and Related Programs", $122,000,000, to remain available until September 30, 2010: Provided, That of this amount, not to exceed $97,000,000, to remain available until expended, may be made available for the Nonproliferation and Disarmament Fund, notwithstanding any other provision of law.

The proposal would provide $122 million for Nonproliferation, Anti-Terrorism, Demining and Related Programs. The request includes: $97 million for the Nonproliferation and Disarmament Fund (NDF), of which $47 million is to support dismantlement of nuclear facilities in North Korea and $50 million is to provide border security equipment, training, and program management for Egypt to prevent smuggling of illicit goods into Gaza; $11 million is for anti-terrorism training of Iraqi protective services forces, nuclear waste disposal, weapons reduction and improved border security in Iraq; $12 million is to build the institutional capacity of the Afghan Presidential Protection Service; and $2 million is for Crisis Response Team training for Pakistan.

The Department of State's Bureau of Diplomatic Security will provide four additional Crisis Response Team training courses for the Pakistani Federal Investigative Agency's anti-terrorist team. This effort complements other police training programs, and will improve the security and investigative abilities of selected police forces.

INTERNATIONAL ASSISTANCE PROGRAMS

AGENCY FOR INTERNATIONAL DEVELOPMENT

Development Assistance

For an additional amount for "Development Assistance", $38,000,000, to remain available until September 30, 2010.

This proposal would provide $38 million for Development Assistance to support peace and reconciliation, governance, and economic growth programs in Kenya. Of this amount, $1.5 million will be provided to community-based and faith-based organizations, as well as the National Steering Committee on Conflict Management and Peace Building, for programs related to peace and reconciliation; $13 million will be provided to support reforms emanating from the National Accord; $21.5 million will fund economic growth programs targeted at unemployed or underemployed youth: and $2 million will fund program development, administration, and oversight.

INTERNATIONAL ASSISTANCE PROGRAMS

AGENCY FOR INTERNATIONAL DEVELOPMENT

Assistance for Europe, Eurasia and Central Asia

For an additional amount for "Assistance for Europe, Eurasia and Central Asia", $242,500,000, to remain available until September 30, 2010.

This proposal would provide $242.5 million to address major economic, social and political consequences of the 2008 conflict in Georgia. The request includes: $20.5 million for the restoration of border security and law enforcement capabilities; $20 million for improved governance, rule of law, and civil society; $133.5 million for economic growth, energy diversification, municipal infrastructure and agricultural effectiveness; and $68.5 million for meeting the critical needs of internally displaced persons. The proposal would fulfill the U.S. Government's pledge to provide $1 billion in assistance for Georgia in the aftermath of the 2008 conflict.

INTERNATIONAL ASSISTANCE PROGRAMS

AGENCY FOR INTERNATIONAL DEVELOPMENT

International Disaster Assistance

For an additional amount for "International Disaster Assistance", $200,000,000, to remain available until expended.

This proposal would provide $200 million for International Disaster Assistance to address needs arising from international disasters in Africa and elsewhere. Funding will help meet the needs of people in East and Central Africa who are trying to survive armed conflict and drought. In particular, funding will provide relief from food and water shortages in Ethiopia; help to meet humanitarian needs in Sudan and Somalia; address a cholera outbreak and deteriorating conditions in Zimbabwe; and help to address increases in internally displaced persons in Pakistan. These funds may be used to replenish costs incurred in order to meet urgent needs.

INTERNATIONAL ASSISTANCE PROGRAMS

AGENCY FOR INTERNATIONAL DEVELOPMENT

Operating Expenses of the United States Agency for International Development

For an additional amount for "Operating Expenses", $152,600,000, to remain available until September 30, 2010.

This proposal would provide $152.6 million to support extraordinary personnel, security and other operational costs associated with additional staff for Afghanistan and Pakistan and to expand program management in the West Bank and Gaza. Of this amount, $140.0 million is for a surge of additional personnel in Afghanistan and related support costs; $7.6 million is for support costs of additional personnel in Pakistan; and $5.0 million is for U.S. direct hires, program oversight, and related security and other support costs for increased assistance programs in the West Bank and Gaza.

INTERNATIONAL ASSISTANCE PROGRAMS

AGENCY FOR INTERNATIONAL DEVELOPMENT

Capital Investment Fund of the United States Agency for International Development

For an additional amount for "Capital Investment Fund", $48,500,000, to remain available until expended.

This proposal would provide $48.5 million for the Capital Investment Fund. The request includes: $19.9 million to complete the U.S. Agency for International Development's FY 2008 payment to the State Department's Capital Security Cost Sharing Program; $10.2 million to support the Enterprise Disaster Recovery Project; and $18.4 million to support the Development Leadership Initiative in Africa and elsewhere.

DEPARTMENT OF STATE AND OTHER INTERNATIONAL PROGRAMS

GENERAL PROVISIONS

Waiver of Authorization Requirements

Sec. . Funds appropriated by this division may be obligated and expended notwithstanding section 10 of Pub. L. No. 91-672 (22 U.S.C. 2412), section 15 of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2680), section 313 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (22 U.S.C. 6212), and section 504(a)(1) of the National Security Act of 1947 (50 U.S.C. 414(a)(1)).

The waiver of authorization requirements is included because there is no enacted authorization of appropriations for FY 2009 for the Department of State, foreign assistance, or intelligence activities. Section 504 of the National Security Act of 1947 requires that the Congress specifically authorize agencies to spend funds appropriated for intelligence activities. This provision provides that the specified authorization requirements are waived for the supplemental funds appropriated in this Act.

Authorization of Contributions to Multilateral Development Banks

Sec. . The International Development Association Act, Pub. L. No. 86-565, as amended (22 U.S.C. 284 *et seq.*), is further amended by adding at the end thereof the following new section:

"Sec. 24. Fifteenth Replenishment.

(a) The United States Governor of the International Development Association is authorized to contribute on behalf of the United States $3,705,000,000 to the fifteenth replenishment of the resources of the Association, subject to obtaining the necessary appropriations.

(b) In order to pay for the United States contribution provided for in subsection (a), there are authorized to be appropriated, without fiscal year limitation, $3,705,000,000 for payment by the Secretary of the Treasury."

For FY 2009, the Administration is requesting authorization for the U.S. three-year contribution of $3,705,000,000 to the fifteenth replenishment of the resources of the International Development Association (IDA15). Treasury has received appropriations for the first payment to IDA15 in the FY 2009 Omnibus Appropriations Act, but is unable to make a payment to the IDA replenishment without the three-year authorization. If Treasury does not make this payment before June 30, 2009, the United States will fail to meet its commitment to fund its share of the costs of the Multilateral Debt Relief Initiative (MDRI). The U.S. leadership secured key objectives in the IDA15 agreement, including: an improved results measurement system that will demonstrate the effectiveness of IDA's development projects and programs; more effective engagement in fragile and post-conflicts states such as Afghanistan and Liberia; strengthening debt sustainability in debt relief countries with specific measures for debt management capacity building; and progress towards greater transparency.

Sec. . The African Development Fund Act, Pub. L. No. 94-302, as amended (22 U.S.C. 290g *et seq.*), is further amended by adding at the end thereof the following new section:

"Sec. 219. Eleventh Replenishment.

(a) The United States Governor of the Fund is authorized to contribute on behalf of the United States $468,165,000 to the eleventh replenishment of the resources of the Fund, subject to obtaining the necessary appropriations.

(b) In order to pay for the United States contribution provided for in subsection (a), there are authorized to be appropriated, without fiscal year limitation, $468,165,000 for payment by the Secretary of the Treasury."

For FY 2009, the Administration is requesting authorization for the U.S. three-year contribution of $468,165,000 to the eleventh replenishment of the resources of the African Development Fund (AfDF11). Treasury has received appropriations for the first payment to AfDF11 in the FY 2009 Omnibus Appropriations Act, but is unable to make a payment toward the AfDF replenishment without a three-year authorization. The AfDF11 appropriations requests include funding necessary to meet U.S. commitments to fund its share of the costs of the Multilateral Debt Relief Initiative (MDRI). The U.S. leadership secured key objectives in the AfDF11 agreement, including: a management for results system that positions the AfDF to demonstrate and deliver positive results on the ground; maintaining the centrality of country performance in the allocation of the Fund's concessional loan and grant resources; enhanced engagement in fragile and post-conflict states, such as Liberia; and scaling up regional projects, including critical infrastructure.

Special Authorities

Sec. . Funds appropriated by this Act or any prior Act making appropriations for the "Economic Support Fund" may be used, notwithstanding any other provision of law, for energy assistance to support the goals of the Six Party Talks on North Korea.

As Phase III of the Six Party Talks proceed, the Administration must be prepared to provide necessary energy assistance if North Korea takes the required steps to denuclearize. The ability to overcome existing restrictions on assistance to North Korea is needed to ensure timely provision of this assistance and should apply to the requested supplemental Economic Support Funds, as well as Economic Support Funds under the regular FY 2009 Act due to the unpredictability in energy prices.

Sec. . Notwithstanding any other provision of law, funds appropriated by this Act may be made available for Afghanistan and Burma.

In order to provide ongoing support for individual and community recovery in the cyclone-affected area, special authority is requested to overcome multiple restrictions on assistance to Burma. Special authority is likewise appropriate for the supplemental funding requested for Afghanistan, a foreign policy priority wherein a new strategy and rapidly evolving conditions will require special flexibility to program in a timely manner.

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Sec. . Of funds made available in fiscal year 2009 for the Department of State under the headings "Administration of Foreign Affairs", "International Organizations", or "International Commissions" in this or any other Act, up to $250,000,000 may be transferred between such appropriations, to support Department of State activities in Afghanistan and Pakistan.

This authority will provide the Department with special transfer authority to fund emerging requirements.

Sec. . Section 7070(e)(2) of Pub. L. No. 111-8 shall not apply to funds appropriated or otherwise made available by this Act for assistance for Zimbabwe.

The Administration recognizes that the success of the new transitional government in Zimbabwe agreed to under the Global Political Agreement will require significant infusion of capital and program investment, both in the long and short term. Relief from Section 7070(e)(2), which prohibits assistance to the central government of Zimbabwe, is requested to provide this assistance.

Sec. . Section 7042(a) of Pub. L. No. 111-8 shall not apply to funds appropriated or otherwise made available by this Act for assistance for Iraq.

Section 7042(a) prohibits the provision of FY 2009 appropriated assistance to Iraq, except for funds for demining and disposal of other weapons under the heading "Nonproliferation, Anti-terrorism, Demining and Related Programs". Relief from this restriction is requested to ensure Congressional intent that the supplemental funds requested may be used to provide planned assistance for Iraq, in particular non-demining assistance.

Sec. . None of the funds made available in this Act may be made available for assistance to Hamas, or any entity effectively controlled by Hamas or any power-sharing government of which Hamas is a member: Provided, That assistance may be provided to a power-sharing government if the President certifies in writing and reports to the Committees on Appropriations that such government has accepted and is complying with the principles contained in section 620K(b)(1)(A) and (B) of the Foreign Assistance Act of 1961, as amended: Provided further, That the President may exercise the authority in section 620K(e) of the Foreign Assistance Act as added by the Palestinian Anti-Terrorism Act of 2006 (Pub. L. No. 109-446) with respect to this section.

This provision prohibits the use of Supplemental funds for assistance to Hamas, Hamas-controlled entities, or any power-sharing government of which Hamas is a member. Assistance may be provided to a power-sharing government acceptable to the United States if the President certifies to the standards in section 620K(b)(1)(A) and (B) of the Foreign Assistance Act. It is expected that such a power-sharing government would speak authoritatively for the entire Palestinian Authority government, including its ministries, agencies and instrumentalities. This provision also would allow the President to utilize the waiver authority provided in the Palestinian Anti-Terrorism Act of 2006 for the purposes provided.

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Sec. . Funds made available by this Act under the heading "Economic Support Fund" for the global financial crisis may be transferred to and merged with the following accounts:

(a) "Development Credit Authority", for the cost of direct loans and loan guarantees notwithstanding the dollar limitations in such account on transfers to the account and the principal amount of loans made or guaranteed with respect to any single country or borrower: Provided, That such transferred funds may be available to subsidize total loan principal, any portion of which is to be guaranteed, of up to $3,300,000,000: Provided further, That the authority provided by the previous proviso is in addition to authority provided under the heading "Development Credit Authority" in Pub. L. No. 111-8: Provided further, That up to $1,500,000, may be for administrative expenses to carry out credit programs administered by the United States Agency for International Development; and

(b) "Overseas Private Investment Corporation Program Account", notwithstanding section 7081(b) of Pub. L. No. 111-8: Provided, That such funds shall not be available for administrative expenses of the Overseas Private Investment Corporation.

This authority is sought to facilitate the transfer of funds to the Development Credit Authority and the Overseas Private Investment Corporation as part of a targeted, global initiative to address the impacts of the international economic crisis.

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EXECUTIVE OFFICE OF THE PRESIDENT AND FUNDS APPROPRIATED TO THE PRESIDENT

NATIONAL SECURITY COUNCIL

Salaries and Expenses

For an additional amount for "Salaries and Expenses", $2,936,000, of which $800,000 shall remain available until expended and $2,136,000 shall remain available until September 30, 2010.

This proposal would provide $2.9 million to the National Security Council in order to meet additional program requirements and to ensure the continuity of support and services to the President of the United States and the National Security Advisor.

LEGISLATIVE BRANCH

CAPITOL POLICE

General Expenses

For an additional amount for "General Expenses", $71,606,200, to purchase and install a new radio system for the U. S. Capitol Police to remain available until September 30, 2012: Provided, That $6,500,000 of these funds shall be designated as 'contingency' and shall only be available for obligation upon approval of the Appropriations Committees of the House and the Senate.

This proposal would enable the U.S. Capitol Police to procure an encrypted, VHF trunked radio system in order to achieve adequate on street, in-buildings, garages, basements and in-tunnels radio coverage throughout the Capitol campus as well as the extended area of operation.

As a matter of comity, appropriations requests for the Legislative Branch are transmitted without change.