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House of Representatives

CONFERENCE REPORT ON H.R. 5122, JOHN WARNER NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2007

Mr. HUNTER of California (during consideration of H. Res. 1053) submitted the following conference report and statement on the bill (H.R. 5122) to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes:

CONFERENCE REPORT (H. REPT. 109–702)

The Committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 5122), to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

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

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

SECTION 1. SHORT TITLE; FINDINGS.

(a) SHORT TITLE.—This Act may be cited as the ''John Warner National Defense Authorization Act for Fiscal Year 2007''.

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

(1) Senator John Warner of Virginia was elected a member of the United States Senate on November 7, 1978, for a full term beginning on January 3, 1979. He was subsequently appointed by the Governor of Virginia to fill a vacancy on January 2, 1979, and has served continuously since that date. He was appointed a member of the Committee on Armed Services in January 1979, and has served continuously on the Committee since that date, a period of nearly 28 years. Senator Warner's service on the Committee represents nearly half of its existence since it was established after World War II.

(2) Senator Warner came to the Senate and the Committee on Armed Services after a distinguished record of service to the Nation, including combat service in the Armed Forces and high civilian office.

(3) Senator Warner enlisted in the United States Navy upon graduation from high school in 1945, and served until the summer of 1946, when he was discharged as a Petty Officer 3rd Class. He then attended Washington and Lee University on the G.I. Bill. He graduated in 1949 and entered the University of Virginia Law School.

(4) Upon the outbreak of the Korean War in 1950, Senator Warner volunteered for active duty, interrupting his education to accept a commission in the United States Marine Corps. He served in combat in Korea as a ground officer in the First Marine Air Wing. Following his active service, he remained in the Marine Corps Reserve for several years, attaining the rank of captain.

(5) Senator Warner resumed his legal education upon returning from the Korean War and graduated from the University of Virginia Law School in 1953. He was selected by the late Chief Judge E. Barrett Prettyman of the United States Court of Appeals for the District of Columbia Circuit as his law clerk. After his service to Judge Prettyman, Senator Warner became an Assistant United States Attorney in the District of Columbia, and later entered private law practice.

(6) In 1969, the Senate gave its advice and consent to the appointment of Senator Warner as Under Secretary of the Navy. He served in this position until 1972, when he was confirmed and appointed as the 61st Secretary of the Navy since the office was established in 1798. As Secretary, Senator Warner was the principal United States negotiator and signatory of the Incidents at Sea Executive Agreement with the Soviet Union, which was signed in 1972 and remains in effect today. It has served as the model for similar agreements between states covering the operation of naval ships and aircraft in international sea lanes throughout the world.

(7) Senator Warner left the Department of the Navy in 1974. His next public service was as Administrator of the American Revolution Bicentennial Commission. In this capacity, he coordinated the celebration of the Nation's founding, directing the Federal role in all 50 States and in over 20 foreign nations.

(8) Senator Warner has served as chairman of the Committee on Armed Services of the United States Senate from 1999 to 2001, and again since January 2003. He served as ranking minority member of the committee from 1987 to 1993, and again from 2001 to 2003. Senator Warner concludes his service as chairman at the end of the 109th Congress, but will remain a member of the committee.

(9) This Act is the twenty-eighth annual authorization Act for the Department of Defense for which Senator Warner has taken a major responsibility as a member of the Committee on Armed Services of the United States Senate, and the fourteenth for which he has exercised a leadership role as chairman or ranking minority member of the committee.

(10) Senator Warner, as seaman, Marine officer, Under Secretary and Secretary of the Navy, and member, ranking minority member, and chairman of the Committee on Armed Services of the United States Senate, has made unique and lasting contributions to the national security of the United States.

(11) It is altogether fitting and proper that this Act, the last annual authorization Act for the national defense managed by Senator Warner in and for the United States Senate as chairman of the Committee on Armed Services, be named in his honor, as provided in subsection (a).

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

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

(1) Division A—Department of Defense Authorizations.

(2) Division B—Military Construction Authorizations.

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

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

Sec. 1. Short title; findings.
Sec. 2. Organization of Act into divisions; table of contents.
Sec. 3. Congressional defense committees.

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Sec. 112. Multiyear procurement authority for MH-60R helicopters and mission equipment.
Sec. 113. Funding profile for Modular Force Initiative of the Army.
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Subtitle E—Joint and Multiservice Matters

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TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

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

Subtitle B—Program Requirements, Restrictions, and Limitations

Sec. 211. Acquisition of, and independent cost analyses for, the Joint Strike Fighter propulsion system.
Sec. 212. Expansion and extension of authority to award prizes for advanced technology achievements.
Sec. 213. Defense Acquisition Challenge Program extension, enhancement, and modification to address critical cost growth threshold breaches in major defense acquisition programs.
Sec. 214. Future Combat Systems milestone review.
Sec. 215. Dedicated amounts for implementing or evaluating Navy shipbuilding technology proposals under Defense Acquisition Challenge Program.
Sec. 216. Independent estimate of costs of the Future Combat Systems.
Sec. 217. Funding of defense science and technology programs.
Sec. 218. Hypersonics development.
Sec. 219. Report on program for replacement of nuclear warheads on certain Trident sea-launched ballistic missiles with conventional warheads.

Subtitle C—Missile Defense Programs

Sec. 221. Fielding of ballistic missile defense capabilities.
Sec. 222. Limitation on use of funds for space-based interceptor.
Sec. 223. Policy of the United States on priorities in the development, testing, and fielding of missile defense capabilities.
Sec. 224. One-year extension of Comptroller General assessments of ballistic missile defense programs.
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Sec. 3506. United States Merchant Marine Academy graduates: service obligation performance reporting requirement.
Sec. 3507. Temporary authority to transfer obsolete combatant vessels to Navy for disposal.
Sec. 3508. Qualifying Reserve duty for receipt of student incentive payments.
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Sec. 3510. Miscellaneous Maritime Administration provisions.

SEC. 3. CONGRESSIONAL DEFENSE COMMITTEES.

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

DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

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122. Adherence to Navy cost estimates for CVN–21 class of aircraft carriers.
123. Modification of limitation on total cost of procurement of CVN–77 aircraft carrier.
124. Construction of first two vessels under the DDG–1000 Next-Generation Destroyer program.
125. Adherence to Navy cost estimates for LHA Replacement amphibious assault ship program.
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129. Sense of Congress regarding the size of the attack submarine force.
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131. Bomber force structure.
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133. Limitation on retirement of U–2 aircraft.
134. Multiyear procurement authority for F–22A Raptor fighter aircraft.
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141. Clarification of limitation on initiation of new unmanned aerial vehicle systems.

Subtitle A—Authorization of Appropriations

SEC. 101. ARMY.

Funds are hereby authorized to be appropriated for fiscal year 2007 for procurement for the Army as follows:

(1) For aircraft, $3,451,429,000.
(2) For missiles, $1,328,859,000.
(3) For weapons and tracked combat vehicles, $2,278,604,000.
(4) For ammunition, $1,984,325,000.
(5) For other procurement, $7,687,502,000.
(6) For National Guard Equipment, $318,000,000.

SEC. 102. NAVY AND MARINE CORPS.

(a) NAVY.—Funds are hereby authorized to be appropriated for fiscal year 2007 for procurement for the Navy as follows:

(1) For aircraft, $10,734,071,000.
(2) For weapons, including missiles and torpedoes, $2,549,020,000.
(3) For shipbuilding and conversion, $11,021,553,000.
(4) For other procurement, $4,995,033,000.

(b) MARINE CORPS.—Funds are hereby authorized to be appropriated for fiscal year 2007 for procurement for the Marine Corps in the amount of $1,253,813,000.

(c) NAVY AND MARINE CORPS AMMUNITION.—Funds are hereby authorized to be appropriated for fiscal year 2007 for procurement of ammunition for the Navy and the Marine Corps in the amount of $797,943,000.

SEC. 103. AIR FORCE.

Funds are hereby authorized to be appropriated for fiscal year 2007 for procurement for the Air Force as follows:

(1) For aircraft, $12,179,154,000.
(2) For ammunition, $1,072,749,000.
(3) For missiles, $4,171,886,000.
(4) For other procurement, $15,443,286,000.

SEC. 104. DEFENSE-WIDE ACTIVITIES.

Funds are hereby authorized to be appropriated for fiscal year 2007 for Defense-wide procurement in the amount of $2,886,361,000.

Subtitle B—Army Programs

SEC. 111. SENSE OF CONGRESS ON FUTURE MULTIYEAR PROCUREMENT AUTHORITY FOR FAMILY OF MEDIUM TACTICAL VEHICLES.

(a) FUTURE ACQUISITION STRATEGY.—It is the sense of Congress that, as part of the Army's planning, programming, and budgeting process for fiscal year 2008, the Secretary of the Army should request from Congress authority by law to enter into a multiyear procurement (MYP) contract for the Family of Medium Tactical Vehicles (FMTV) program and that, in support of such request, the Secretary should submit to Congress the necessary justification materials required by law to justify a multiyear procurement (MYP) contract, including the material required by section 2306b of title 10, United States Code.

(b) INCORPORATION OF PRODUCT IMPROVEMENTS.—It is the sense of Congress that any proposal by the Secretary of the Army for multiyear procurement authority for procurement of vehicles under the Family of Medium

Tactical Vehicles program should provide for incorporation into the vehicles to be procured through such authority of improvements from—

(1) lessons learned from operations involving the Global War on Terrorism; and

(2) product improvement programs carried out for the Family of Medium Tactical Vehicles program in the areas of force protection, survivability, reliability, network communications, situational awareness, and safety.

SEC. 112. MULTIYEAR PROCUREMENT AUTHORITY FOR MH–60R HELICOPTERS AND MISSION EQUIPMENT.

(a) MH–60R HELICOPTER.—Subject to subsection (c), the Secretary of the Army, acting as executive agent for the Department of the Navy, may enter into a multiyear contract for the procurement of MH–60R helicopters.

(b) MH–60R HELICOPTER MISSION EQUIPMENT.—Subject to subsection (c), the Secretary of the Navy may enter into a multiyear contract for the procurement of MH–60R helicopter mission equipment for the helicopters covered by a multiyear contract under subsection (a).

(c) CONTRACT REQUIREMENTS.—Any multiyear contract under this section—

(1) shall be entered into in accordance with section 2306b of title 10, United States Code, and shall commence with the fiscal year 2007 program year; and

(2) shall provide that any obligation of the United States to make a payment under the contract is subject to the availability of appropriations for that purpose.

SEC. 113. FUNDING PROFILE FOR MODULAR FORCE INITIATIVE OF THE ARMY.

The Secretary of the Army shall set forth in the budget presentation materials of the Army submitted to Congress in support of the President's budget for any fiscal year after fiscal year 2007, and in other relevant materials submitted to Congress with respect to the budget of the Army for any such fiscal year, all amounts for procurement for the M1A2 Abrams tank System Enhancement Program (SEP) and for the Bradley A3 fighting vehicle as elements within the amounts requested for the Modular Force Initiative of the Army, in accordance with the report of the Army titled ''The Army Modular Force Initiative'', submitted to Congress in March 2006.

SEC. 114. BRIDGE TO FUTURE NETWORKS PROGRAM.

(a) LIMITATION ON FISCAL YEAR 2007 AMOUNT.—Of the amount authorized to be appropriated for the Army for fiscal year 2007 for Other Procurement, Army, that is available for the program of the Army designated as the Bridge to Future Networks, not more than 75 percent shall be made available for obligation until the Secretary of the Army submits to the congressional defense committees a report on that program that includes the matters specified in subsection (b).

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

(1) An analysis of how the systems specified in subsection (c) will fit together, including, for each such system, an analysis of whether there are opportunities to leverage technologies and equipment from that system as part of the development of the other systems.

(2) A description of the extent to which components of the systems specified in subsection (c) could be used together as elements of a single tactical network.

(3) A description of the strategy of the Army for completing the systems engineering necessary to ensure the end-to-end interoperability of a single tactical network referred to in paragraph (2).

(4) An assessment of the costs of acquiring each of the systems specified in subsection (c).

(5) An assessment of the technical compatibility of the systems specified in subsection (c).

(6) A description of the plans of the Army for fielding the systems specified in subsection (c).

(7) A description of the plans of the Army for sustaining the Joint Network Node through fiscal year 2020 and an assessment of the need to upgrade its technologies and equipment.

(8) A description of the plans of the Army for the insertion of new technology into the Joint Network Node.

(c) SPECIFIED SYSTEMS.—The systems referred to in subsection (b) are as follows:

(1) The Joint Network Node (JNN) element of the Bridge to Future Networks program.

(2) The Warfighter Information Network-Tactical (WIN–T) program.

(3) The Mounted Battle Command On-the-Move (MBCOTM) system.

SEC. 115. COMPTROLLER GENERAL REPORT ON THE CONTRACT FOR THE FUTURE COMBAT SYSTEMS PROGRAM.

(a) REPORT REQUIRED.—Not later than March 15, 2007, the Comptroller General of the United States shall submit to the congressional defense committees a report on the participation and activities of the lead systems integrator in the Future Combat Systems (FCS) program under the contract of the Army for the Future Combat Systems.

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

(1) A description of the responsibilities of the lead systems integrator in managing the Future Combat Systems program under the contract for the Future Combat Systems, and an assessment of the manner in which such responsibilities differ from the typical responsibilities of a lead systems integrator under acquisition contracts of the Department of Defense.

(2) A description and assessment of the responsibilities of the Army in managing the Future Combat Systems program, including oversight of the activities of the lead systems integrator and the decisions made by the lead systems integrator.

(3) An assessment of the manner in which the Army—

(A) ensures that the lead systems integrator meets goals for the Future Combat Systems in a timely manner; and

(B) evaluates the extent to which such goals are met.

(4) An identification of the mechanisms in place to ensure the protection of the interests of the United States in the Future Combat Systems program.

(5) An identification of the mechanisms in place to mitigate organizational conflicts of interest with respect to competition on Future Combat Systems technologies and equipment under subcontracts under the Future Combat Systems program.

SEC. 116. PRIORITY FOR ALLOCATION OF REPLACEMENT EQUIPMENT TO OPERATIONAL UNITS BASED ON COMBAT MISSION DEPLOYMENT SCHEDULE.

The Secretary of Defense shall ensure that priority for the distribution of new and combat-serviceable replacement equipment acquired using funds authorized to be appropriated by this title (together with associated support and test equipment) is given to operational units (regardless of component) based on combat mission deployment schedule.

Subtitle C—Navy Programs

SEC. 121. CVN–21 CLASS AIRCRAFT CARRIER PROCUREMENT.

(a) CONTRACT AUTHORITY FOR CONSTRUCTION.—In the fiscal year immediately following the last fiscal year of the contract for advance procurement for a CVN–21 class aircraft carrier designated CVN–78, CVN–79, or CVN–80, as applicable, the Secretary may enter into a contract for the construction of such aircraft carrier to be funded in the fiscal year of such contract for construction and the succeeding three fiscal years.

(b) CONDITION FOR OUT-YEAR CONTRACT PAYMENTS.—A contract entered into under subsection (a) shall provide that any obligation of the United States to make a payment under the contract for any subsequent fiscal year is subject to the availability of appropriations for that purpose for such subsequent fiscal year.

(c) REPEAL OF SUPERCEDED PROVISION.—Section 128 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3159) is repealed.

SEC. 122. ADHERENCE TO NAVY COST ESTIMATES FOR CVN–21 CLASS OF AIRCRAFT CARRIERS.

(a) LIMITATION.—

(1) LEAD SHIP.—The total amount obligated or expended from funds appropriated or otherwise made available for Shipbuilding and Conversion, Navy, or for any other procurement account, for the aircraft carrier designated as CVN–21 may not exceed $10,500,000,000 (as adjusted pursuant to subsection (b)).

(2) FOLLOW-ON SHIPS.—The total amount obligated or expended from funds appropriated or otherwise made available for Shipbuilding and Conversion, Navy, or for any other procurement account, for the construction of any ship that is constructed in the CVN–21 class of aircraft carriers after the lead ship of that class may not exceed $8,100,000,000 (as adjusted pursuant to subsection (b)).

(b) ADJUSTMENT OF LIMITATION AMOUNT.—The Secretary of the Navy may adjust the amount set forth in subsection (a) for any ship constructed in the CVN–21 class of aircraft carriers by the following:

(1) The amounts of increases or decreases in costs attributable to economic inflation after September 30, 2006.

(2) The amounts of increases or decreases in costs attributable to compliance with changes in Federal, State, or local laws enacted after September 30, 2006.

(3) The amounts of outfitting costs and post-delivery costs incurred for that ship.

(4) The amounts of increases or decreases in costs of that ship that are attributable to insertion of new technology into that ship, as compared to the technology baseline as it was defined in the approved acquisition program baseline estimate of December 2005.

(5) The amounts of increases or decreases to nonrecurring design and engineering cost attributable to achieving compliance with the cost limitation.

(6) The amounts of increases or decreases to cost required to correct deficiencies that may affect the safety of the ship and personnel or otherwise preclude the ship from safe operations and crew certification.

(c) LIMITATION ON TECHNOLOGY INSERTION COST ADJUSTMENT.—The Secretary of the Navy may use the authority under paragraph (4) of subsection (b) to adjust the amount set forth in subsection (a) for a ship referred to in that subsection with respect to insertion of new technology into that ship only if—

(1) the Secretary determines, and certifies to the congressional defense committees, that insertion of the new technology would lower the life-cycle cost of the ship; or

(2) the Secretary determines, and certifies to the congressional defense committees, that insertion of the new technology is required to meet an emerging threat and the Secretary of Defense certifies to those committees that such threat poses grave harm to national security.

(d) WRITTEN NOTICE OF CHANGE IN AMOUNT.—

(1) REQUIREMENT.—The Secretary of the Navy shall submit to the congressional defense committees each year, at the same time that the budget is submitted under section 1105(a) of title 31, United States Code, for the next fiscal year, written notice of any change in the amount set forth in subsection (a) during the preceding fiscal year that the Secretary has determined to be associated with a cost referred to in subsection (b).

(2) EFFECTIVE DATE.—The requirement in paragraph (1) shall become effective with the budget request for the year of procurement of the first ship referred to in subsection (a).

SEC. 123. MODIFICATION OF LIMITATION ON TOTAL COST OF PROCUREMENT OF CVN–77 AIRCRAFT CARRIER.

Section 122(f)(1) of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105–85; 111 Stat. 1650) is amended by striking ''$4,600,000,000 (such amount being the estimated cost for the procurement of the CVN–77 aircraft carrier in the March 1997 procurement plan)'' and inserting ''$6,057,000,000''.

SEC. 124. CONSTRUCTION OF FIRST TWO VESSELS UNDER THE DDG–1000 NEXT-GENERATION DESTROYER PROGRAM.

(a) AVAILABILITY OF FUNDS.—Of the amount authorized to be appropriated by section 102(a)(3) for fiscal year 2007 for Shipbuilding and Conversion, Navy, $2,568,000,000 may be available for the construction of the first two vessels under the DDG–1000 Next-Generation Destroyer program.

(b) CONTRACT AUTHORITY.—

(1) IN GENERAL.—The Secretary of the Navy may enter into a contract beginning with the fiscal year 2007 program year for procurement of each of the first two vessels under the DDG–1000 Next-Generation Destroyer program.

(2) LIMITATION.—Not more than one contract described in paragraph (1) may be awarded under that paragraph to a single shipyard.

(3) SPLIT FUNDING AUTHORIZED.—Each contract under paragraph (1) shall contemplate funding for the procurement of a vessel under such contract using a combination of funds appropriated for fiscal year 2007 and funds appropriated for fiscal year 2008.

(4) CONDITION ON OUT-YEAR CONTRACT PAYMENTS.—A contract entered into under paragraph (1) shall provide that any obligation of the United States to make a payment under such contract for any fiscal year after fiscal year 2007 is subject to the availability of appropriations for that purpose for such fiscal year.

(c) SENSE OF CONGRESS ON FUNDING FOR FOLLOW-ON SHIPS.—It is the sense of Congress that there is sufficient benefit to authorizing the one-time exception provided in this section to the full funding policy in order to support the competitive procurement of the follow-on ships of the DDG–1000 Next-Generation Destroyer program. However, it is the expectation of Congress that the Secretary of the Navy will structure the DDG–1000 program so that each ship, after the first two ships, is procured using the method of full funding in a single year.

SEC. 125. ADHERENCE TO NAVY COST ESTIMATES FOR LHA REPLACEMENT AMPHIBIOUS ASSAULT SHIP PROGRAM.

(a) LIMITATION.—The total amount obligated or expended from funds appropriated or otherwise made available for Shipbuilding and Conversion, Navy, or for any other procurement account, for procurement of any ship that is constructed under the LHA Replacement (LHA(R)) amphibious assault ship program may not exceed $2,813,600,000 (as adjusted pursuant to subsection (b)).

(b) ADJUSTMENT OF LIMITATION AMOUNT.—The Secretary of the Navy may adjust the amount set forth in subsection (a) for any ship constructed under the LHA Replacement amphibious assault ship program by the following:

(1) The amounts of increases or decreases in costs attributable to economic inflation after September 30, 2006.

(2) The amounts of increases or decreases in costs attributable to compliance with changes in Federal, State, or local laws enacted after September 30, 2006.

(3) The amounts of outfitting costs and post-delivery costs incurred for that ship.

(4) The amounts of increases or decreases in costs of that ship that are attributable to insertion of new technology into that ship, as compared to the technology baseline as it was defined at the development stage referred to as Milestone B.

(5) The amounts of increases or decreases to nonrecurring design and engineering cost attributable to achieving compliance with the cost limitation.

(6) The amounts of increases or decreases to cost required to correct deficiencies that may affect the safety of the ship and personnel or otherwise preclude the ship from safe operations and crew certification.

(7) Contract cost adjustments directly attributed to the effect of Hurricane Katrina in August 2005 or other force majeure contract modifications.

(c) LIMITATION ON TECHNOLOGY INSERTION COST ADJUSTMENT.—The Secretary of the Navy may use the authority under paragraph (4) of subsection (b) to adjust the amount set forth in subsection (a) for a ship referred to in that subsection with respect to insertion of new technology into that ship only if—

(1) the Secretary determines, and certifies to the congressional defense committees, that insertion of the new technology would lower the life-cycle cost of the ship; or

(2) the Secretary determines, and certifies to the congressional defense committees, that insertion of the new technology is required to meet an emerging threat and the Secretary of Defense certifies to those committees that such threat poses grave harm to national security.

(d) WRITTEN NOTICE OF CHANGE IN AMOUNT.—

(1) REQUIREMENT.—The Secretary of the Navy shall submit to the congressional defense committees each year, at the same time that the budget is submitted under section 1105(a) of title 31, United States Code, for the next fiscal year, written notice of any change in the amount set forth in subsection (a) during the preceding fiscal year that the Secretary has determined to be associated with a cost referred to in subsection (b).

(2) EFFECTIVE DATE.—The requirement in paragraph (1) shall become effective with the budget request for the year of procurement of the first ship referred to in subsection (a).

SEC. 126. COST LIMITATION FOR SAN ANTONIO (LPD–17) CLASS AMPHIBIOUS SHIP PROGRAM.

(a) LIMITATION.—

(1) PROCUREMENT COST.—The total amount obligated or expended from funds appropriated or otherwise made available for Shipbuilding and Conversion, Navy, for the San Antonio-class amphibious ships designated as LPD–22, LPD–23, LPD–24, and LPD–25 may not exceed the amount for each such vessel specified in paragraph (2).

(2) SPECIFIED COST LIMIT BY VESSEL.—The limitation under this subsection for each vessel specified in paragraph (1) is the following:

(A) For the LPD–22 ship, $1,523,000,000 (as adjusted pursuant to subsection (b)).

(B) For the LPD–23 ship, $1,477,000,000 (as adjusted pursuant to subsection (b)).

(C) For the LPD–24 ship, $1,633,000,000 (as adjusted pursuant to subsection (b)).

(D) For the LPD–25 ship, $1,927,000,000 (as adjusted pursuant to subsection (b)).

(b) ADJUSTMENT OF LIMITATION AMOUNTS.—The Secretary of the Navy may adjust the amount set forth in subsection (a) for any ship specified in that subsection by the following:

(1) The amounts of increases or decreases in costs attributable to economic inflation after September 30, 2006.

(2) The amounts of increases or decreases in costs attributable to compliance with changes in Federal, State, or local laws enacted after September 30, 2006.

(3) The amounts of outfitting costs and post-delivery costs incurred for that ship.

(4) The amounts of increases or decreases in costs of that ship that are attributable to insertion of new technology into that ship, as compared to the technology built into the U.S.S. San Antonio (LPD–17), the lead ship of the LPD–17 class.

(5) Contract cost adjustments directly attributed to the effect of Hurricane Katrina in August 2005 or other force majeure contract modifications.

(6) The amounts of closeout costs associated with completion of the LPD–17 class program.

(c) LIMITATION ON TECHNOLOGY INSERTION COST ADJUSTMENT.—The Secretary of the Navy may use the authority under paragraph (4) of subsection (b) to adjust the amount set forth in subsection (a) for any LPD–17 class ship with respect to insertion of new technology into that ship only if—

(1) the Secretary determines, and certifies to the congressional defense committees, that insertion of the new technology would lower the life-cycle cost of the ship; or

(2) the Secretary determines, and certifies to the congressional defense committees, that insertion of the new technology is required to meet an emerging threat and the Secretary of Defense certifies to those committees that such threat poses grave harm to national security.

(d) WRITTEN NOTICE OF CHANGE IN AMOUNT.—

(1) REQUIREMENT.—The Secretary of the Navy shall submit to the congressional defense committees each year, at the same time that the budget is submitted under section 1105(a) of title 31, United States Code, for the next fiscal year, written notice of any change in the amount set forth in subsection (a) during the preceding fiscal year that the Secretary has determined to be associated with a cost referred to in subsection (b).

(2) EFFECTIVE DATE.—The requirement in paragraph (1) shall become effective with the budget request for the year of procurement of the first ship referred to in subsection (a).

SEC. 127. MULTIYEAR PROCUREMENT AUTHORITY FOR V–22 TILTROTOR AIRCRAFT PROGRAM.

The Secretary of the Navy, in accordance with section 2306b of title 10, United States Code, and acting as executive agent for the Secretary of the Air Force and the commander of the United States Special Operations Command, may enter into a multiyear contract, beginning with the fiscal year 2008 program year, for procurement of V–22 tiltrotor aircraft.

SEC. 128. ALTERNATIVE TECHNOLOGIES FOR FUTURE SURFACE COMBATANTS.

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

(1) Securing and maintaining access to affordable and plentiful sources of energy is a vital national security interest for the United States.

(2) The Nation's dependence upon foreign oil is a threat to national security due to the inherently volatile nature of the global oil market and the political instability of some of the world's largest oil producing states.

(3) Given the recent increase in the cost of crude oil, which cannot realistically be expected to improve over the long term, other energy sources must be seriously considered.

(4) Alternate propulsion sources such as nuclear power offer many advantages over conventional power for major surface combatant ships of the Navy, including—

(A) virtually unlimited high-speed endurance;

(B) elimination of vulnerable refueling; and

(C) reduction in the requirement for replenishment vessels and the need to protect those vessels.

(b) SENSE OF CONGRESS.—In light of the findings in subsection (a), it is the sense of Congress that the Navy should make greater use of alternative technologies, including expanded application of integrated power systems, fuel cells, and nuclear power, for propulsion of future major surface combatant ships.

(c) REQUIREMENT.—The Secretary of the Navy shall include integrated power systems, fuel cells, and nuclear power as propulsion alternatives to be evaluated within the analysis of alternatives for future major surface combatant ships.

SEC. 129. SENSE OF CONGRESS REGARDING THE SIZE OF THE ATTACK SUBMARINE FORCE.

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

(1) The United States Navy must be large enough, agile enough, and lethal enough to deter any threat and defeat any foe.

(2) The proliferation of modern nuclear and nonnuclear submarines in the navies of nations around the globe will make undersea superiority a more significant challenge in the future.

(3) The unique combination of firepower, stealth, sensors, and communications equipment contained in a modern attack submarine make the attack submarine a critical component of the Armed Forces of the United States.

(4) The report entitled ''Report to Congress on Annual Long-Range Plan for Construction of Naval Vessels for fiscal year 2007'', submitted to Congress by the Secretary of the Navy pursuant to section 231 of title 10, United States Code—

(A) identifies future naval force structure requirements indexed to Department of Defense fiscal year 2020 threat assessments and compliant with the Fiscal Year 2006 Quadrennial Defense Review and, with respect to the attack submarine force, identifies a need for the Navy to maintain a fleet of not less than 48 attack submarines; and

(B) projects that the attack submarine force will fall below 48 vessels between 2020 and 2032.

(b) SENSE OF CONGRESS.—In light of the findings in subsection (a), it is the sense of Congress that the Secretary of the Navy should take all reasonable effort to accelerate the construction of Virginia Class submarines to maintain the attack submarine force structure at not less than 48 submarines and (if the number of attack submarines should fall below 48), to minimize the period the attack submarine force remains below 48 vessels.

SEC. 130. QUALITY CONTROL IN PROCUREMENT OF SHIP CRITICAL SAFETY ITEMS AND RELATED SERVICES.

(a) QUALITY CONTROL POLICY.—The Secretary of Defense shall prescribe in regulations a quality control policy for the procurement of the following:

(1) Ship critical safety items.

(2) Modifications, repair, and overhaul of ship critical safety items.

(b) ELEMENTS.—The policy required under subsection (a) shall include requirements as follows:

(1) That the head of the design control activity for ship critical safety items establish processes to identify and manage the procurement, modification, repair, and overhaul of such items.

(2) That the head of the contracting activity for a ship critical safety item enter into a contract for the procurement, modification, repair, or overhaul of such item only with a source on a qualified manufacturers list or a source approved by the design control activity in accordance with section 2319 of title 10, United States Code (as amended by subsection (d)).

(3) That the ship critical safety items delivered, and the services performed with respect to such items, meet all technical and quality requirements specified by the design control activity.

(c) DEFINITIONS.—In this section, the terms ''ship critical safety item'' and ''design control activity'' have the meanings given such terms in subsection (g) of 2319 of title 10, United States Code (as so amended).

(d) CONFORMING AMENDMENTS.—Section 2319 of title 10, United States Code, is amended—

(1) in subsection (c)(3), by inserting ''or ship critical safety item'' after ''aviation critical safety item''; and

(2) in subsection (g)—

(A) by redesignating paragraph (2) as paragraph (3);

(B) by inserting after paragraph (1) the following new paragraph (2):

''(2) The term 'ship critical safety item' means any ship part, assembly, or support equipment containing a characteristic the failure, malfunction, or absence of which could cause a catastrophic or critical failure resulting in loss of or serious damage to the ship or unacceptable risk of personal injury or loss of life.''; and

(C) in paragraph (3), as so redesignated—

(i) by inserting ''or ship critical safety item'' after ''aviation critical safety item'';

(ii) by inserting '', or the seaworthiness of a ship or ship equipment,'' after ''equipment''; and

(iii) by striking ''the item'' and inserting ''such item''.

Subtitle D—Air Force Programs

SEC. 131. BOMBER FORCE STRUCTURE.

(a) REQUIREMENT FOR B–52 FORCE STRUCTURE.—

(1) RETIREMENT LIMITATION.—During the B–52 retirement limitation period, the Secretary of the Air Force—

(A) may not retire more than 18 B–52 aircraft; and

(B) shall maintain not less than 44 such aircraft as combat-coded aircraft.

(2) B–52 RETIREMENT LIMITATION PERIOD.—For purposes of paragraph (1), the B–52 retirement limitation period is the period beginning on the date of the enactment of this Act and ending on the date that is the earlier of—

(A) January 1, 2018; and

(B) the date as of which a long-range strike replacement aircraft with equal or greater capability than the B-52H model aircraft has attained initial operational capability status.

(b) LIMITATION ON RETIREMENT PENDING REPORT ON BOMBER FORCE STRUCTURE.—

(1) LIMITATION.—No funds authorized to be appropriated for the Department of Defense may be obligated or expended for retiring any of the 93 B–52H bomber aircraft in service in the Air Force as of the date of the enactment of this Act until 45 days after the date on which the Secretary of the Air Force submits the report specified in paragraph (2).

(2) REPORT.—A report specified in this subsection is a report submitted by the Secretary of the Air Force to the Committees on Armed Services of the Senate and the House of Representatives on the amount and type of bomber force structure of the Air Force, including the matters specified in paragraph (4).

(3) AMOUNT AND TYPE OF BOMBER FORCE STRUCTURE DEFINED.—In this subsection, the term ''amount and type of bomber force structure'' means the number of each of the following types of aircraft that are required to carry out the national security strategy of the United States:

(A) B-2 bomber aircraft.

(B) B-52H bomber aircraft.

(C) B-1 bomber aircraft.

(4) MATTER TO BE INCLUDED.—A report under paragraph (2) shall include the following:

(A) The plan of the Secretary of the Air Force for the modernization of the B–52, B–1, and B–2 bomber aircraft fleets.

(B) The amount and type of bomber force structure for the conventional mission and strategic nuclear mission in executing two overlapping ''swift defeat'' campaigns.

(C) A justification of the cost and projected savings of any reductions to the B-52H bomber aircraft fleet as a result of the retirement of the B-52H bomber aircraft covered by the report.

(D) The life expectancy of each bomber aircraft to remain in the bomber force structure.

(E) The capabilities of the bomber force structure that would be replaced, augmented, or superseded by any new bomber aircraft.

(5) PREPARATION OF REPORT.—A report under paragraph (2) shall be prepared by the Institute for Defense Analyses and submitted to the Secretary of the Air Force for submittal by the Secretary in accordance with that paragraph.

SEC. 132. STRATEGIC AIRLIFT FORCE STRUCTURE.

Section 8062 of title 10, United States Code, is amended by adding at the end the following new subsection:

''(g)(1) Effective October 1, 2008, the Secretary of the Air Force shall maintain a total aircraft inventory of strategic airlift aircraft of not less than 299 aircraft.

''(2) In this subsection:

''(A) The term 'strategic airlift aircraft' means an aircraft—

''(i) that has a cargo capacity of at least 150,000 pounds; and

''(ii) that is capable of transporting outsized cargo an unrefueled range of at least 2,400 nautical miles.

''(B) The term 'outsized cargo' means any single item of equipment that exceeds 1,090 inches in length, 117 inches in width, or 105 inches in height.''.

SEC. 133. LIMITATION ON RETIREMENT OF U–2 AIRCRAFT.

(a) FISCAL YEAR 2007.—The Secretary of the Air Force may not retire any U–2 aircraft of the Air Force in fiscal year 2007.

(b) YEARS AFTER FISCAL YEAR 2007.—

(1) CERTIFICATION REQUIRED.—After fiscal year 2007, the Secretary of the Air Force may retire a U–2 aircraft only if the Secretary of Defense certifies to Congress that the intelligence, surveillance, and reconnaissance (ISR) capabilities provided by the U–2 aircraft no longer contribute to mitigating any gaps in intelligence, surveillance, and reconnaissance capabilities identified in the 2006 Quadrennial Defense Review.

(2) LIMITATIONS.—No action may be taken by the Department of Defense to retire (or to prepare to retire) any U–2 aircraft before a certification specified in paragraph (1) is submitted to Congress. If such a certification is submitted, no such action may be taken until after the end of the 60-day period beginning on the date on which the certification is submitted.

SEC. 134. MULTIYEAR PROCUREMENT AUTHORITY FOR F–22A RAPTOR FIGHTER AIRCRAFT.

(a) PROHIBITION ON USE OF INCREMENTAL FUNDING.—The Secretary of the Air Force may not use incremental funding for the procurement of F–22A aircraft.

(b) MULTIYEAR AUTHORITY.—The Secretary of the Air Force may enter into a multiyear contract for the procurement of up to 60 F–22A Raptor fighter aircraft beginning with the 2007 program year.

(c) COMPLIANCE WITH LAW APPLICABLE TO MULTIYEAR CONTRACTS.—A contract under subsection (b) for the procurement of F–22A aircraft shall be entered into in accordance with section 2306b of title 10, United States Code, except that, notwithstanding subsection (k) of that section, such a contract may not be for a period in excess of three program years.

(d) SECRETARY OF DEFENSE CERTIFICATION.—In the case of a contract under subsection (b) for the procurement of F–22A aircraft, a certification under subsection (i)(1)(A) of section 2306b of title 10, United States Code, with respect to that contract may only be submitted if the certification includes an additional certification by the Secretary that each of the conditions specified in subsection (a) of that section has been satisfied with respect to that contract, as follows:

(1) That the use of such contract will result in substantial savings of the total anticipated costs of carrying out the program through annual contracts.

(2) That the minimum need for the property to be purchased is expected to remain substantially unchanged during the contemplated contract period in terms of production rate, procurement rate, and total quantities.

(3) That there is a reasonable expectation that throughout the contemplated contract period the Secretary of the Air Force will request funding for the contract at the level required to avoid contract cancellation.

(4) That there is a stable design for the property to be acquired and that the technical risks associated with such property are not excessive.

(5) That the estimates of both the cost of the contract and the anticipated cost avoidance

through the use of a multiyear contract are realistic.

(6) That the use of such contract will promote the national security of the United States.

In certifying that the cost savings are substantial, the Secretary shall duly consider the historical cost savings that led to a decision to proceed with a multiyear procurement contract under section 2306b of title 10, United States Code, in the case of previous aviation-related multiyear contracts authorized by law dating back to fiscal year 1982.

(e) FFRDC COST REPORT.—The Secretary of Defense shall provide for a federally funded research and development center (other than the Institute for Defense Analyses) to report on the cost estimates for a three year, 60-aircraft, F-22A multiyear procurement program, beginning in fiscal year 2007, compared to a corresponding annual procurement program.

(f) NOTICE-AND-WAIT REQUIREMENT.—Upon submission to Congress of a certification referred to in subsection (d) with respect to a proposed contract under subsection (b) for the procurement of F–22A aircraft and the Secretary's submission to the congressional defense committees of the report referred to in subsection (e), the contract may then be entered into only after the end of the 30-day period beginning on the later of the date of the submission of the certification or the date of the submission of the report.

SEC. 135. LIMITATION ON RETIREMENT OF KC-135E AIRCRAFT DURING FISCAL YEAR 2007.

(a) LIMITATION.—The number of KC-135E aircraft retired by the Secretary of the Air Force during fiscal year 2007 may not exceed 29.

(b) TREATMENT OF RETIRED AIRCRAFT.—The Secretary of the Air Force shall maintain each KC-135E aircraft that is retired by the Secretary after September 30, 2006, in a condition that would allow recall of that aircraft to future service in the Air Force Reserve, Air National Guard, or active forces aerial refueling force structure.

SEC. 136. LIMITATION ON RETIREMENT OF F-117A AIRCRAFT DURING FISCAL YEAR 2007.

(a) LIMITATION.—The number of F-117A aircraft retired by the Secretary of the Air Force during fiscal year 2007 may not exceed 10.

(b) TREATMENT OF RETIRED AIRCRAFT.—The Secretary of the Air Force shall maintain each F-117A aircraft that is retired by the Secretary after September 30, 2006, in a condition that would allow recall of that aircraft to future service.

SEC. 137. LIMITATION ON RETIREMENT OF C–130E TACTICAL AIRLIFT AIRCRAFT.

(a) LIMITATION.—The number of C–130E tactical airlift aircraft retired by the Secretary of the Air Force during fiscal year 2007 may not exceed 51.

(b) TREATMENT OF RETIRED AIRCRAFT.—The Secretary of the Air Force shall maintain each C-130E tactical airlift aircraft that is retired by the Secretary after September 30, 2006, in a condition that would allow recall of that aircraft to future service.

SEC. 138. PROCUREMENT OF JOINT PRIMARY AIRCRAFT TRAINING SYSTEM AIRCRAFT AFTER FISCAL YEAR 2006.

Any Joint Primary Aircraft Training System (JPATS) aircraft procured after fiscal year 2006 shall be procured through a contract under part 15 of the Federal Acquisition Regulation (FAR), relating to acquisition of items by negotiated contract (48 C.F.R. 15.000 et seq.), rather than through a contract under part 12 of the Federal Acquisition Regulation, relating to acquisition of commercial items (48 C.F.R. 12.000 et seq.).

SEC. 139. MINUTEMAN III INTERCONTINENTAL BALLISTIC MISSILE MODERNIZATION.

(a) MODERNIZATION OF INTERCONTINENTAL BALLISTIC MISSILES REQUIRED.—The Secretary of the Air Force shall modernize Minuteman III intercontinental ballistic missiles in the United States inventory as required to maintain a sufficient supply of launch test assets and spares to sustain the deployed force of such missiles through 2030.

(b) LIMITATION ON TERMINATION OF MODERNIZATION PROGRAMS PENDING REPORT.—

(1) LIMITATION.—No funds authorized to be appropriated for the Department of Defense may be obligated or expended for the termination of any ICBM modernization program with respect to the Minuteman III intercontinental ballistic missile system, or for the withdrawal of any Minuteman III intercontinental ballistic missile from the active force, until 30 days after the date on which the Secretary of Defense submits to the congressional defense committees a report described in subsection (c).

(2) ICBM MODERNIZATION PROGRAM DEFINED.—In this subsection, the term ''ICBM Modernization program'' means each of the following:

(A) The Guidance Replacement Program (GRP).

(B) The Propulsion Replacement Program (PRP).

(C) The Propulsion System Rocket Engine (PSRE) program.

(D) The Safety Enhanced Reentry Vehicle (SERV) program.

(c) REPORT ELEMENTS.—A report under subsection (b)(1) is a report setting forth the following:

(1) A detailed strategic justification for the proposal to reduce the Minuteman III intercontinental ballistic missile force from 500 to 450 missiles, including an analysis of the effects of the reduction on the ability of the United States to assure allies and dissuade potential competitors.

(2) A detailed analysis of the strategic ramifications of continuing to equip a portion of the Minuteman III missile force with multiple independent warheads rather than single warheads.

(3) An assessment of the test assets and spares required to maintain a force of 500 deployed Minuteman III missiles through 2030.

(4) An assessment of the test assets and spares required to maintain a force of 450 deployed Minuteman III missiles through 2030.

(5) An inventory of currently available Minuteman III missile test assets and spares.

(6) A plan to sustain and complete the modernization of all deployed and spare Minuteman III missiles, a test plan, and an analysis of the funding required to carry out modernization of all deployed and spare Minuteman III missiles.

(7) An assessment of whether halting upgrades to the Minuteman III missiles withdrawn from the deployed force would compromise the ability of those missiles to serve as test assets.

(8) A description of the plan of the Department of Defense for extending the life of the Minuteman III missile force beyond fiscal year 2030.

Subtitle E—Joint and Multiservice Matters

SEC. 141. CLARIFICATION OF LIMITATION ON INITIATION OF NEW UNMANNED AERIAL VEHICLE SYSTEMS.

(a) APPLICABILITY OF LIMITATION ONLY TO PROCUREMENT FUNDS.—Subsection (a) of section 142 of National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3164) is amended—

(1) by inserting ''for procurement'' after ''the Department of Defense''; and

(2) by inserting before the period at the end the following: ''(or by an official within the Office of the Under Secretary designated by the Under Secretary for that purpose)''.

(b) APPLICABILITY ONLY TO NEW SYSTEMS.—Subsection (b) of that section is amended to read as follows:

''(b) EXCEPTION FOR EXISTING SYSTEMS.—The limitation in subsection (a) does not apply with respect to an unmanned aerial vehicle (UAV) system (or any component or other item of associated equipment of any such system described in subsection (a)) if as of January 6, 2006—

''(1) the system (or component or item of associated equipment) to be procured is otherwise under contract or has previously been procured by the Department; or

''(2) funds have been appropriated but not yet obligated for the system (or component or item of associated equipment) .''.

TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

Subtitle A—Authorization of Appropriations

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

Subtitle B—Program Requirements, Restrictions, and Limitations

Sec. 211. Acquisition of, and independent cost analyses for, the Joint Strike Fighter propulsion system.
Sec. 212. Expansion and extension of authority to award prizes for advanced technology achievements.
Sec. 213. Defense Acquisition Challenge Program extension, enhancement, and modification to address critical cost growth threshold breaches in major defense acquisition programs.
Sec. 214. Future Combat Systems milestone review.
Sec. 215. Dedicated amounts for implementing or evaluating Navy shipbuilding technology proposals under Defense Acquisition Challenge Program.
Sec. 216. Independent estimate of costs of the Future Combat Systems.
Sec. 217. Funding of defense science and technology programs.
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Subtitle C—Missile Defense Programs

Sec. 221. Fielding of ballistic missile defense capabilities.
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Sec. 224. One-year extension of Comptroller General assessments of ballistic missile defense programs.
Sec. 225. Submittal of plans for test and evaluation of the operational capability of the Ballistic Missile Defense System.
Sec. 226. Annual reports on transition of ballistic missile defense programs to the military departments.

Subtitle D—Other Matters

Sec. 231. Policies and practices on test and evaluation to address emerging acquisition approaches.
Sec. 232. Extension of requirement for Global Research Watch Program.
Sec. 233. Sense of Congress on technology sharing of Joint Strike Fighter technology.
Sec. 234. Report on vehicle-based active protection systems for certain battlefield threats.

Subtitle A—Authorization of Appropriations

SEC. 201. AUTHORIZATION OF APPROPRIATIONS.

Funds are hereby authorized to be appropriated for fiscal year 2007 for the use of the Department of Defense for research, development, test, and evaluation as follows:

(1) For the Army, $10,876,609,000.

(2) For the Navy, $17,383,857,000.

(3) For the Air Force, $24,235,951,000.

(4) For Defense-wide activities, $21,111,559,000, of which $181,520,000 is authorized for the Director of Operational Test and Evaluation.

SEC. 202. AMOUNT FOR DEFENSE SCIENCE AND TECHNOLOGY.

(a) FISCAL YEAR 2007.—Of the amounts authorized to be appropriated by section 201, $11,662,554,000 shall be available for the Defense Science and Technology Program, including basic research, applied research, and advanced technology development projects.

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

Subtitle B—Program Requirements, Restrictions, and Limitations

SEC. 211. ACQUISITION OF, AND INDEPENDENT COST ANALYSES FOR, THE JOINT STRIKE FIGHTER PROPULSION SYSTEM.

(a) ACQUISITION.—

(1) IN GENERAL.—The Secretary of Defense shall provide for the development and procurement of the propulsion system for the Joint Strike Fighter aircraft through the continued development and sustainment of two interchangeable propulsion systems for that aircraft by two separate contractors throughout the life cycle of the aircraft.

(2) MODIFICATIONS PROHIBITED.—Except as provided by paragraph (3), the Secretary may not carry out any modification to the acquisition program for the Joint Strike Fighter aircraft that would result in the development or procurement of the propulsion system for that aircraft in a manner other than that required by paragraph (1).

(3) MODIFICATIONS ALLOWED.—Notwithstanding paragraph (1), a modification described in paragraph (2) may be carried out to the extent that each of the following requirements is met:

(A) The Secretary of Defense has notified the congressional defense committees of the modification.

(B) Each of the reports required by subsection (b) has been submitted.

(C) Funds are appropriated for that purpose pursuant to an authorization of appropriations.

(b) INDEPENDENT COST ANALYSES.—

(1) IN GENERAL.—A comprehensive and detailed cost analysis of the Joint Strike Fighter engine program shall be independently performed by each of the following:

(A) The Comptroller General.

(B) A federally funded research and development center selected by the Secretary of Defense.

(C) The Secretary of Defense, acting through the Cost Analysis Improvement Group of the Office of the Secretary of Defense.

(2) MATTERS COVERED.—Each such cost analysis shall cover—

(A) an alternative under which the Joint Strike Fighter aircraft is capable of using the F135 engine only;

(B) an alternative under which the program executes a one-time firm-fixed price contract for a selected propulsion system for the Joint Strike Fighter aircraft for the life cycle of the aircraft following the Initial Service Release of the propulsion system in fiscal year 2008;

(C) an alternative under which the Joint Strike Fighter aircraft is capable of using either the F135 engine or the F136 engine, and the engine selection is carried out on a competitive basis; and

(D) any other alternative, whether competitive or sole source, that would reduce total life-cycle cost, improve program schedule, or both.

(3) REPORTS.—Not later than March 15, 2007, the Secretary of Defense, the Comptroller General, and the chief executive officer of the federally funded research and development center selected under paragraph (1)(B) shall independently submit to the congressional defense committees a report on the cost analysis carried out under paragraph (1). Each such report shall include each of the following matters:

(A) The key assumptions used in carrying out the cost analysis.

(B) The methodology and techniques used in carrying out the cost analysis.

(C) For each alternative required by paragraph (2)—

(i) a comparison of the life-cycle costs, including costs in current and constant dollars and a net-present-value analysis;

(ii) estimates of—

(I) supply, maintenance, and other operations manpower required to support the alternative;

(II) the number of flight hours required to achieve engine maturity and the year in which that is expected to be achieved; and

(III) the total number of engines expected to be procured over the lifetime of the Joint Strike Fighter program; and

(iii) an evaluation of benefits, other than cost, provided by competition, to include an assessment of improved performance, operational readiness and warfighting capability, risk reduction, technology innovation, and contractor responsiveness.

(D) A description of the acquisition strategies (including development and production) that were used for, and experience with respect to cost, schedule, and performance under, past acquisition programs for engines for tactical fighter aircraft, including the F–15, F–16, F–18, and F–22 aircraft.

(E) A comparison of the experiences under past acquisition programs carried out on a sole-source basis with respect to performance, savings, maintainability, reliability, and technical innovation.

(F) The impact that canceling the F136 competitive engine would have on the high-performance military engine industrial base, and on the Department of Defense's ability to make competitive engine choices for future combat aircraft systems beyond the Joint Strike Fighter.

(G) Conclusions and recommendations.

(4) CERTIFICATIONS.—In submitting the report required by paragraph (3), the Comptroller General and the chief executive officer of the federally funded research and development center shall also submit a certification as to whether the Secretary of Defense provided access to sufficient information to enable the Comptroller General or the chief executive officer, as the case may be, to make informed judgments on the matters required to be included in the report.

(c) LIFE-CYCLE COSTS DEFINED.—In this section, the term ''life-cycle costs'' includes—

(1) those elements of cost that would be considered for a life-cycle cost analysis for a major defense acquisition program, including procurement of engines, procurement of spare engines, and procurement of engine components and parts; and

(2) good-faith estimates of routine engine costs (such as performance upgrades and component improvement) that historically have occurred in tactical fighter engine programs.

SEC. 212. EXPANSION AND EXTENSION OF AUTHORITY TO AWARD PRIZES FOR ADVANCED TECHNOLOGY ACHIEVEMENTS.

(a) EXPANSION.—

(1) IN GENERAL.—Subsection (a) of section 2374a of title 10, United States Code, is amended—

(A) by striking ''Director of the Defense Advanced Research Projects Agency'' and inserting ''Director of Defense Research and Engineering and the service acquisition executive for each military department''; and

(B) by striking ''a program'' and inserting ''programs''.

(2) CONFORMING AMENDMENTS.—Such section is further amended—

(A) in subsection (b), by striking ''The program'' and inserting ''Each program''; and

(B) in subsection (d)—

(i) by striking ''The program'' and inserting ''A program''; and

(ii) by striking ''the Director'' and inserting ''an official referred to in that subsection''.

(b) EXTENSION.—Subsection (f) of such section is amended by striking ''September 30, 2007'' and inserting ''September 30, 2010''.

(c) MODIFICATION OF REPORTING REQUIREMENT.—Subsection (e) of such section is amended to read as follows:

''(e) ANNUAL REPORT.—

''(1) IN GENERAL.—Not later than March 1 of each year, the Secretary shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the activities carried out during the preceding fiscal year under the authority in subsection (a).

''(2) INFORMATION INCLUDED.—The report for a fiscal year under this subsection shall include, for each program under subsection (a), the following:

''(A) A description of the proposed goals of the competitions established under the program, including the areas of research, technology development, or prototype development to be promoted by such competitions and the relationship of such areas to the military missions of the Department of Defense.

''(B) An analysis of why the utilization of the authority in subsection (a) was the preferable method of achieving the goals described in subparagraph (A) as opposed to other authorities available to the Department, such as contracts, grants, and cooperative agreements.

''(C) The total amount of cash prizes awarded under the program, including a description of the manner in which the amounts of cash prizes awarded and claimed were allocated among the accounts of the Department for recording as obligations and expenditures.

''(D) The methods used for the solicitation and evaluation of submissions under the program, together with an assessment of the effectiveness of such methods.

''(E) A description of the resources, including personnel and funding, used in the execution of the program, together with a detailed description of the activities for which such resources were used and an accounting of how funding for execution was allocated among the accounts of the Department for recording as obligations and expenditures.

''(F) A description of any plans to transition the technologies or prototypes developed as a result of the program into an acquisition program of the Department.

''(3) SUSPENSION OF AUTHORITY FOR FAILURE TO INCLUDE INFORMATION.—For each program under subsection (a), the authority to obligate or expend funds under that program is suspended as of the date specified in paragraph (1) if the Secretary does not, by that date, submit a report that includes, for that program, all the information required by paragraph (2). As of the date on which the Secretary does submit a report that includes, for that program, all the information required by paragraph (2), the suspension is lifted.''.

SEC. 213. DEFENSE ACQUISITION CHALLENGE PROGRAM EXTENSION, ENHANCEMENT, AND MODIFICATION TO ADDRESS CRITICAL COST GROWTH THRESHOLD BREACHES IN MAJOR DEFENSE ACQUISITION PROGRAMS.

(a) ASSESSMENT OF ADDITIONAL ISSUES REQUIRED IN THE EVENT OF CRITICAL COST GROWTH.—Section 2433(e)(2)(A) of title 10, United States Code, is amended—

(1) by redesignating clauses (i), (ii), and (iii) as clauses (ii), (iii), and (iv) respectively; and

(2) by inserting before clause (ii) (as so redesignated) the following new clause:

''(i) any design, engineering, manufacturing, or technology integration issues that contributed significantly to the cost growth of the program;''.

(b) REQUIREMENT FOR CHALLENGE PROGRAM TO ADDRESS CRITICAL COST GROWTH THRESHOLD BREACHES IN MAJOR DEFENSE ACQUISITION PROGRAMS.—

(1) SOLICITATION OF CHALLENGE PROPOSALS.—Section 2359b(c) of title 10, United States Code, is amended—

(A) by redesignating paragraphs (4), (5), and (6) as paragraphs (5), (6), and (7), respectively; and

(B) by inserting after paragraph (3) the following new paragraph (4):

''(4)(A) The Under Secretary shall establish procedures for the prompt issuance of a solicitation for challenge proposals addressing—

''(i) any acquisition program for which, since the last such announcement, the Secretary concerned has determined under section 2433(d) of this title that the program's acquisition unit cost or procurement unit cost has increased by a percentage equal to or greater than the critical cost growth threshold for the program (in this section referred to as a 'critical cost growth threshold breach'); and

''(ii) any design, engineering, manufacturing, or technology integration issues, in accordance with the assessment required by section 2433(e)(2)(A) of this title, that have contributed significantly to the cost growth of such program.

''(B) A solicitation under this paragraph may be included in a broad agency announcement issued pursuant to paragraph (3) as long as the broad agency announcement is released in an expeditious manner following the determination of the Secretary concerned that a critical cost growth threshold breach has occurred with respect to a major defense acquisition program.''.

(2) REQUIREMENT FOR GUIDELINES FOR COVERING COSTS OF CHALLENGE PROPOSALS.—Section 2359b(e) of such title is amended by adding at the end the following new paragraph:

''(3) In the case of a challenge proposal submitted in response to a solicitation issued as a result of a critical cost growth threshold breach that is determined under full review and evaluation to satisfy each of the criteria specified in subsection (c)(5), the Under Secretary shall establish guidelines for covering the costs of the challenge proposal. If appropriate, such guidelines shall not be restricted to funding provided by the Defense Acquisition Challenge Program, but shall also consider alternative funding sources, such as the acquisition program with respect to which the breach occurred.''.

(3) ACTION UPON UNFAVORABLE FULL REVIEW AND EVALUATION.—Section 2359b of such title is amended—

(A) by redesignating subsections (f), (g), (h), (i), and (j) as subsections (g), (h), (i), (j), and (k) respectively; and

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

''(f) ACTION UPON UNFAVORABLE FULL REVIEW AND EVALUATION.—Under procedures prescribed by the Under Secretary, if a challenge proposal is determined by a Panel to satisfy each of the criteria specified in subsection (c)(5), but is not determined under a full review and evaluation to satisfy such criteria, the following provisions apply:

''(1) The office carrying out the full review and evaluation shall provide to the Panel that conducted the preliminary evaluation a statement containing a summary of the rationale for the unfavorable evaluation.

''(2) If the Panel disagrees with the rationale provided under paragraph (1), the Panel may return the challenge proposal to the office for further consideration.''.

(4) ADDITIONAL INFORMATION REQUIRED TO BE INCLUDED IN ANNUAL REPORT.—Section 2359b(j) of such title, as redesignated by paragraph (3), is amended by striking ''No report is required for a fiscal year in which the Challenge Program is not carried out.'' and inserting ''The report shall also include a list of each challenge proposal that was determined by a Panel to satisfy each of the criteria specified in subsection (c)(5), but was not determined under a full review and evaluation to satisfy such criteria, together with a detailed rationale for the Department's determination that such criteria were not satisfied.''.

(c) EVALUATION AND REPORT REQUIRED.—The Under Secretary of Defense for Acquisition, Technology, and Logistics, in coordination with the service acquisition executives, shall—

(1) evaluate the efficacy of the incentives provided to encourage the adoption of each challenge proposal receiving favorable full review and evaluation, as required by section 2359b(e)(2) of title 10, United States Code;

(2) identify additional incentives and authorities required, if any, to further facilitate the adoption of each challenge proposal receiving favorable full review and evaluation, particularly in the case of challenge proposals submitted in response to critical cost growth threshold breaches (as such term is used in section 2359b of such title); and

(3) not later than March 1, 2007, submit to the Committees on Armed Services of the Senate and the House of Representatives a report setting forth the results of such evaluation and identification.

(d) PRIORITY FOR PROPOSALS FROM CERTAIN BUSINESSES.—Paragraph (6) of section 2359b(c) of such title, as redesignated by paragraph (b)(1)(A), is amended to read as follows:

''(6) The Under Secretary—

''(A) may establish procedures to ensure that the Challenge Program does not become an avenue for the repetitive submission of proposals that have been previously reviewed and found not to have merit; and

''(B) may establish procedures to ensure that the Challenge Program establishes appropriate priorities for proposals from businesses that are not major contractors with the Department of Defense.''.

(e) CONFIDENTIALITY.—Subsection (h) of section 2359b of such title, as redesignated by subsection (b)(3), is amended—

(1) by amending the heading to read as follows: ''CONFLICTS OF INTEREST AND CONFIDENTIALITY''; and

(2) by striking the period at the end and inserting the following: ''and that the identity of any person or activity submitting a challenge proposal is not disclosed outside the Federal Government, prior to contract award, without the consent of the person or activity. For purposes of the proceeding sentence, the term 'Federal Government' includes both employees of the Federal Government and employees of Federal Government contractors providing advisory and assistance services as described in part 37 of the Federal Acquisition Regulation.''.

(f) EXTENSION.—Subsection (k) of section 2359b of title 10, United States Code, as redesignated by subsection (b)(3), is amended by striking ''September 30, 2007'' and inserting ''September 30, 2012''.

(g) ADDITIONAL CONFORMING AMENDMENTS.—Section 2359b of such title is further amended—

(1) in subsection (c)(7), as redesignated by subsection (b), by striking ''paragraph (4)'' and inserting ''paragraph (5)'';

(2) in subsection (d)(1), by striking ''subsection (c)(6)'' and inserting ''subsection (c)(7)'';

(3) in subsection (d)(2), by striking ''subsection (c)(4)'' and inserting ''subsection (c)(5)''; and

(4) in subsection (e)(1), by striking ''subsection (c)(4)'' and inserting ''subsection (c)(5)''.

SEC. 214. FUTURE COMBAT SYSTEMS MILESTONE REVIEW.

(a) MILESTONE REVIEW REQUIRED.—Not later than 120 days after the preliminary design review of the Future Combat Systems program is completed, the Secretary of Defense shall carry out a Defense Acquisition Board milestone review of the Future Combat Systems program. The milestone review shall include an assessment as to each of the following:

(1) Whether the warfighter's needs are valid and can be best met with the concept of the program.

(2) Whether the concept of the program can be developed and produced within existing resources.

(3) Whether the program should—

(A) continue as currently structured;

(B) continue in restructured form; or

(C) be terminated.

(b) DETERMINATIONS TO BE MADE IN ASSESSING WHETHER PROGRAM SHOULD CONTINUE.—In making the assessment required by subsection (a)(3), the Secretary shall make a determination with respect to each of the following:

(1) Whether each critical technology for the program is at least Technical Readiness Level 6.

(2) For each system and network component of the program, what the key design and technology risks are, based on System Functional Reviews, Preliminary Design Reviews, and Technical Readiness Levels.

(3) Whether actual demonstrations, rather than simulations, have shown that the concept of the program will work.

(4) Whether actual demonstrations, rather than plans, have shown that the software for the program is functional.

(5) What the cost estimate for the program is.

(6) What the affordability assessment for the program is, based on that cost estimate.

(c) REPORT.—The Secretary shall submit to the congressional defense committees a report on the findings and conclusions of the milestone review required by subsection (a). The report shall include, and display, each of the assessments required by subsection (a) and each of the determinations required by subsection (b).

(d) RESTRICTION ON PROCUREMENT FUNDS EFFECTIVE FISCAL 2009.—

(1) IN GENERAL.—For fiscal years beginning with 2009, the Secretary may not obligate any funds for procurement for the Future Combat Systems program.

(2) EXCEPTIONS.—Paragraph (1) does not apply with respect to—

(A) the obligation of funds for costs attributable to an insertion of new technology (to include spinout systems) into the current force, if the insertion is approved by the Under Secretary of Defense for Acquisition, Technology, and Logistics; or

(B) the obligation of funds for the non-line-of-sight cannon system.

(3) TERMINATION.—The requirement of paragraph (1) terminates after the report required by subsection (c) is submitted.

SEC. 215. DEDICATED AMOUNTS FOR IMPLEMENTING OR EVALUATING NAVY SHIPBUILDING TECHNOLOGY PROPOSALS UNDER DEFENSE ACQUISITION CHALLENGE PROGRAM.

(a) AMOUNTS REQUIRED.—Of the amounts appropriated pursuant to the authorization of appropriations in section 201(4) for research, development, test, and evaluation, Defense-wide, $4,000,000 may be available to implement or evaluate challenge proposals specified in subsection (b).

(b) CHALLENGE PROPOSALS COVERED.—A challenge proposal referred to in subsection (a) is a proposal under the Defense Acquisition Challenge Program established by section 2359b of title 10, United States Code, that relates to technology directly contributing to combat systems and open architecture design for Navy ship platforms.

SEC. 216. INDEPENDENT ESTIMATE OF COSTS OF THE FUTURE COMBAT SYSTEMS.

(a) INDEPENDENT ESTIMATE REQUIRED.—

(1) IN GENERAL.—The Secretary of Defense shall provide for the preparation of an independent estimate of the anticipated costs of systems development and demonstration with respect to the Future Combat Systems.

(2) CONDUCT OF ESTIMATE.—The estimate required by this subsection shall be prepared by a federally funded research and development center selected by the Secretary for purposes of this subsection.

(3) MATTERS TO BE ADDRESSED.—The independent estimate prepared under this subsection shall address costs of research, development, test, and evaluation, and costs of procurement, for—

(A) the system development and demonstration phase of the core Future Combat Systems;

(B) the Future Combat Systems technologies to be incorporated into the equipment of the current force of the Army (often referred to as ''spinouts'');

(C) the installation kits for the incorporation of such technologies into such equipment;

(D) the systems treated as complementary systems for the Future Combat Systems;

(E) science and technology initiatives that support the Future Combat Systems program; and

(F) any pass-through charges anticipated to be assessed by the lead systems integrator of the Future Combat Systems and its major subcontractors.

(4) SUBMITTAL TO CONGRESS.—Upon completion of the independent estimate required by this subsection, the Secretary shall submit to the congressional defense committees a report on the estimate.

(5) DEADLINE FOR SUBMITTAL.—The report described in paragraph (4) shall be submitted not later than April 1, 2007.

(b) PASS-THROUGH CHARGE DEFINED.—In this section, the term ''pass-through charge'' has the meaning given that term in section 805(c)(5) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3373).

SEC. 217. FUNDING OF DEFENSE SCIENCE AND TECHNOLOGY PROGRAMS.

(a) FAILURE TO COMPLY WITH FUNDING OBJECTIVE.—Section 212 of the National Defense Authorization Act for Fiscal Year 2000 (10 U.S.C. 2501 note) is amended in subsection (a) by striking ''especially the Air Force Science and Technology Program,''.

(b) EXTENSION OF FUNDING OBJECTIVE.—Such section is amended in subsection (b) by striking ''through 2009'' and inserting ''through 2012''.

(c) ACTIONS FOLLOWING FAILURE TO COMPLY WITH OBJECTIVE.—Such section is further amended by adding at the end the following new subsection:

''(c) ACTIONS FOLLOWING FAILURE TO COMPLY WITH OBJECTIVE.—If the proposed budget for a fiscal year covered by subsection (b) fails to comply with the objective set forth in that subsection, the Secretary of Defense shall submit to the congressional defense committees, at the same time that the Department of Defense budget justification materials for the next fiscal year are submitted to Congress—

''(1) a detailed, prioritized list, including estimates of required funding, of highly-rated science and technology projects received by the Department through competitive solicitations and broad agency announcements which—

''(A) are not funded solely due to lack of resources, but

''(B) represent science and technology opportunities that support the research and development programs and goals of the military departments and the Defense Agencies; and

''(2) a report, in both classified and unclassified form, containing an analysis and evaluation of international research and technology capabilities, including an identification of any technology areas in which the United States may not have global technical leadership within the next 10 years, in each of the technology areas described in the following plans:

''(A) The most current Joint Warfighting Science and Technology Plan required by section 270 of the National Defense Authorization Act for Fiscal Year 1997 (10 U.S.C. 2501 note).

''(B) The Defense Technology Area Plan of the Department of Defense.

''(C) The Basic Research Plan of the Department of Defense.''.

SEC. 218. HYPERSONICS DEVELOPMENT.

(a) ESTABLISHMENT OF JOINT TECHNOLOGY OFFICE ON HYPERSONICS.—The Secretary of Defense shall establish within the Office of the Secretary of Defense a joint technology office on hypersonics. The office shall carry out the program required under subsection (b), and shall have such other responsibilities relating to hypersonics as the Secretary shall specify.

(b) PROGRAM ON HYPERSONICS.—The joint technology office established under subsection (a) shall carry out a program for the development of hypersonics for defense purposes.

(c) RESPONSIBILITIES.—In carrying out the program required by subsection (b), the joint technology office established under subsection (a) shall do the following:

(1) Coordinate and integrate current and future research, development, test, and evaluation programs and system demonstration programs of the Department of Defense on hypersonics.

(2) Undertake appropriate actions to ensure—

(A) close and continuous integration of the programs on hypersonics of the military departments with the programs on hypersonics of the Defense Agencies;

(B) coordination of the programs referred to in subparagraph (A) with the programs on hypersonics of the National Aeronautics and Space Administration; and

(C) that developmental testing resources are adequate and facilities are made available in a timely manner to support hypersonics research, demonstration programs, and system development.

(3) Approve demonstration programs on hypersonic systems.

(4) Ensure that any demonstration program on hypersonic systems that is carried out in any year after its approval under paragraph (3) is carried out only if certified under subsection (e) as being consistent with the roadmap under subsection (d).

(d) ROADMAP.—

(1) ROADMAP REQUIRED.—The joint technology office established under subsection (a) shall develop, and every two years revise, a roadmap for the hypersonics programs of the Department of Defense.

(2) COORDINATION.—The roadmap shall be developed and revised under paragraph (1) in coordination with the Joint Staff and in consultation with the National Aeronautics and Space Administration.

(3) ELEMENTS.—The roadmap shall include the following matters:

(A) Anticipated or potential mission requirements for hypersonics.

(B) Short-term, mid-term, and long-term goals for the Department of Defense on hypersonics, which shall be consistent with the missions and anticipated requirements of the Department over the applicable period.

(C) A schedule for meeting such goals, including—

(i) the activities and funding anticipated to be required for meeting such goals; and

(ii) the activities of the National Aeronautics and Space Administration to be leveraged by the Department to meet such goals.

(D) The test and evaluation facilities required to support the activities identified in subparagraph (C), along with the schedule and funding required to upgrade those facilities, as necessary.

(E) Acquisition transition plans for hypersonics.

(4) SUBMITTAL TO CONGRESS.—The Secretary shall submit to the congressional defense committees—

(A) at the same time as the submittal to Congress of the budget for fiscal year 2008 (as submitted pursuant to section 1105 of title 31, United States Code), the roadmap developed under paragraph (1); and

(B) at the same time as the submittal to Congress of the budget for each even-numbered fiscal year after 2008, the roadmap revised under paragraph (1).

(e) ANNUAL REVIEW AND CERTIFICATION OF FUNDING.—

(1) ANNUAL REVIEW.—The joint technology office established under subsection (a) shall conduct on an annual basis a review of—

(A) the funding available for research, development, test, and evaluation and demonstration programs within the Department of Defense for hypersonics, in order to determine whether or not such funding is consistent with the roadmap developed under subsection (d); and

(B) the hypersonics demonstration programs of the Department, in order to determine whether or not such programs avoid duplication of effort and support the goals of the Department in a manner consistent with the roadmap developed under subsection (d).

(2) CERTIFICATION.—The joint technology office shall, as a result of each review under paragraph (1), certify to the Secretary whether or not the funding and programs subject to such review are consistent with the roadmap developed under subsection (d).

(3) TERMINATION.—The requirements of this subsection shall terminate after the submittal to Congress of the budget for fiscal year 2012 pursuant to section 1105 of title 31, United States Code.

(f) REPORTS TO CONGRESS.—If, as a result of a review under subsection (e), funding or a program on hypersonics is certified under that subsection not to be consistent with the roadmap developed under subsection (d), the Secretary shall submit to the congressional defense committees, at the same time as the submittal to Congress of the budget (as submitted pursuant to section 1105 of title 31, United States Code), a report on such funding or program, as the case may be, describing how such funding or program is not consistent with the roadmap, together with a statement of the actions to be taken by the Department.

SEC. 219. REPORT ON PROGRAM FOR REPLACEMENT OF NUCLEAR WARHEADS ON CERTAIN TRIDENT SEA-LAUNCHED BALLISTIC MISSILES WITH CONVENTIONAL WARHEADS.

(a) REPORT REQUIRED.—Not later than February 1, 2007, the Secretary of Defense shall submit to the congressional defense committees a report setting forth a proposal to replace nuclear warheads on 24 Trident D-5 sea-launched ballistic missiles with conventional kinetic warheads for deployment on submarines that carry Trident sea-launched ballistic missiles. The report shall be prepared in consultation with the Secretary of State.

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

(1) A description of the types of scenarios, types of targets, and circumstances in which a conventional sea-launched ballistic missile might be used.

(2) A discussion of the weapon systems or weapons, whether current or planned, that could be used as an alternative for each of the scenarios, target types, and circumstances set forth under paragraph (1), and a statement of any reason why each such weapon system or weapon is not a suitable alternative to a conventional sea-launched ballistic missile.

(3) A description of the command and control arrangements for conventional sea-launched ballistic missiles, including launch authority and the use of Permissive Action Links (PALs).

(4) An assessment of the capabilities of other countries to detect and track the launch of a conventional or nuclear sea-launched ballistic missile.

(5) An assessment of the capabilities of other countries to discriminate between the launch of a nuclear sea-launched ballistic missile and a conventional sea-launched ballistic missile, other than in a testing scenario.

(6) An assessment of the notification and other protocols that would have to be in place before using any conventional sea-launched ballistic missile and a plan for entering into such protocols.

(7) An assessment of the adequacy of the intelligence that would be needed to support an

attack involving conventional sea-launched ballistic missiles.

(8) A description of the total program cost, including the procurement costs of additional D-5 missiles, of the conventional Trident sea-launched ballistic missile program, by fiscal year.

(9) An analysis and assessment of the implications for ballistic missile proliferation if the United States decides to go forward with the conventional Trident sea-launched ballistic missile program or any other conventional long-range ballistic missile program.

(10) An analysis and assessment of the implications for the United States missile defense system if other countries use conventional long-range ballistic missiles.

(11) An analysis of any problems created by the ambiguity that results from the use of the same ballistic missile for both conventional and nuclear warheads.

(12) An analysis and assessment of the methods that other countries might use to resolve the ambiguities associated with a nuclear or conventional sea-launched ballistic missile.

(13) An analysis, by the Secretary of State, of the international, treaty, and other concerns that would be associated with the use of a conventional sea-launched ballistic missile and recommendations for measures to mitigate or eliminate such concerns.

(14) A joint statement by the Secretary of Defense and the Secretary of State on how to ensure that the use of a conventional sea-launched ballistic missile will not result in an intentional, inadvertent, mistaken, or accidental reciprocal or responsive launch of a nuclear strike by any other country.

Subtitle C—Missile Defense Programs

SEC. 221. FIELDING OF BALLISTIC MISSILE DEFENSE CAPABILITIES.

Upon approval by the Secretary of Defense, funds authorized to be appropriated for fiscal years 2007 and 2008 for research, development, test, and evaluation for the Missile Defense Agency may be used for the development and fielding of ballistic missile defense capabilities.

SEC. 222. LIMITATION ON USE OF FUNDS FOR SPACE-BASED INTERCEPTOR.

(a) LIMITATION.—No funds appropriated or otherwise made available to the Department of Defense may be obligated or expended for the testing or deployment of a space-based interceptor until 90 days after the date on which a report described in subsection (c) is submitted.

(b) SPACE-BASED INTERCEPTOR DEFINED.—For purposes of this section, the term ''space-based interceptor'' means a kinetic or directed energy weapon that is stationed on a satellite or orbiting platform and that is intended to destroy another satellite in orbit or a ballistic missile launched from earth.

(c) REPORT.—A report described in this subsection is a report prepared by the Director of the Missile Defense Agency and submitted to the congressional defense committees containing the following:

(1) A description of the essential components of a proposed space-based interceptor system, including a description of how the system proposed would enhance or complement other missile defense systems.

(2) An estimate of the acquisition and lifecycle cost of the system described under paragraph (1), including lift cost and periodic replacement cost due to depreciation and attrition.

(3) An analysis of the vulnerability of such a system to counter-measures, including direct ascent and co-orbital interceptors, and an analysis of the functionality of such a system in the aftermath of a nuclear detonation in space.

(4) A projection of the foreign policy and national security implications of a space-based interceptor program, including the probable response of United States adversaries and United States allies.

SEC. 223. POLICY OF THE UNITED STATES ON PRIORITIES IN THE DEVELOPMENT, TESTING, AND FIELDING OF MISSILE DEFENSE CAPABILITIES.

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

(1) In response to the threat posed by ballistic missiles, President George W. Bush in December 2002 directed the Secretary of Defense to proceed with the fielding of an initial set of missile defense capabilities in 2004 and 2005.

(2) According to assessments by the intelligence community of the United States, North Korea tested in 2005 a new solid propellant short-range ballistic missile, conducted a launch of a Taepodong-2 ballistic missile/space launch vehicle in 2006, and is likely developing intermediate-range and intercontinental ballistic missile capabilities that could someday reach as far as the United States with a nuclear payload.

(3) According to assessments by the intelligence community of the United States, Iran continued in 2005 to test its medium-range ballistic missile, and the danger that Iran will acquire a nuclear weapon and integrate it with a ballistic missile Iran already possesses is a reason for immediate concern.

(b) POLICY.—It is the policy of the United States that the Department of Defense accord a priority within the missile defense program to the development, testing, fielding, and improvement of effective near-term missile defense capabilities, including the ground-based midcourse defense system, the Aegis ballistic missile defense system, the Patriot PAC-3 system, the Terminal High Altitude Area Defense system, and the sensors necessary to support such systems.

SEC. 224. ONE-YEAR EXTENSION OF COMPTROLLER GENERAL ASSESSMENTS OF BALLISTIC MISSILE DEFENSE PROGRAMS.

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

(1) in paragraph (1), by striking ''through 2007'' and inserting ''through 2008''; and

(2) in paragraph (2), by striking ''through 2008'' and inserting ''through 2009''.

SEC. 225. SUBMITTAL OF PLANS FOR TEST AND EVALUATION OF THE OPERATIONAL CAPABILITY OF THE BALLISTIC MISSILE DEFENSE SYSTEM.

Section 234(a) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3174; 10 U.S.C. 2431 note) is amended by adding at the end the following new paragraph:

''(3) SUBMITTAL TO CONGRESS.—Each plan prepared under this subsection and approved by the Director of Operational Test and Evaluation shall be submitted to the congressional defense committees not later than 30 days after the date of the approval of such plan by the Director.''.

SEC. 226. ANNUAL REPORTS ON TRANSITION OF BALLISTIC MISSILE DEFENSE PROGRAMS TO THE MILITARY DEPARTMENTS.

(a) REPORT REQUIRED.—Not later than March 1, 2007, and annually thereafter through 2013, the Under Secretary of Defense for Acquisition, Technology, and Logistics shall submit to the congressional defense committees a report on the plans of the Department of Defense for the transition of missile defense programs from the Missile Defense Agency to the military departments.

(b) SCOPE OF REPORTS.—Each report required by subsection (a) shall cover the period covered by the future-years defense program that is submitted under section 221 of title 10, United States Code, in the year in which such report is submitted.

(c) ELEMENTS.—Each report required by subsection (a) shall include the following:

(1) An identification of—

(A) the missile defense programs planned to be transitioned from the Missile Defense Agency to the military departments; and

(B) the missile defense programs, if any, not planned for transition to the military departments.

(2) The schedule for transition of each missile defense program planned to be transitioned to a military department, and an explanation of such schedule.

(3) A description of—

(A) the status of the plans of the Missile Defense Agency and the military departments for the transition of missile defense programs from that agency to the military departments; and

(B) the status of any agreement between the Missile Defense Agency and one or more of the military departments on the transition of any such program from that agency to the military departments, including any agreement on the operational test criteria that must be achieved before such transition.

(4) An identification of the entity of the Department of Defense (whether the Missile Defense Agency, a military department, or both) that will be responsible for funding each missile defense program to be transitioned to a military department, and at what date.

(5) A description of the type of funds that will be used (whether funds for research, development, test, and evaluation, procurement, military construction, or operation and maintenance) for each missile defense program to be transitioned to a military department.

(6) An explanation of the number of systems planned for procurement for each missile defense program to be transitioned to a military department, and the schedule for procurement of each such system.

Subtitle D—Other Matters

SEC. 231. POLICIES AND PRACTICES ON TEST AND EVALUATION TO ADDRESS EMERGING ACQUISITION APPROACHES.

(a) REVISION TO REPORT REQUIREMENT.—Section 2399(b) of title 10, United States Code, is amended—

(1) by amending paragraph (2) to read as follows:

''(2) The Director shall analyze the results of the operational test and evaluation conducted for each major defense acquisition program. At the conclusion of such testing, the Director shall prepare a report stating—

''(A) the opinion of the Director as to—

''(i) whether the test and evaluation performed were adequate; and

''(ii) whether the results of such test and evaluation confirm that the items or components actually tested are effecive and suitable for combat; and

''(B) additional information on the operational capabilities of the items or components that the Director considers appropriate based on the testing conducted.'';

(2) by redesignating paragraph (5) as paragraph (6); and

(3) by inserting after paragraph (4) the following:

''(5) If, before a final decision described in paragraph (4) is made for a major defense acquisition program, a decision is made within the Department of Defense to proceed to operational use of that program or to make procurement funds available for that program, the Director shall submit to the Secretary of Defense and the congressional defense committees the report with respect to that program under paragraph (2) as soon as practicable after the decision described in this paragraph is made.''.

(b) REVIEW AND REVISION OF POLICIES AND PRACTICES.—

(1) REVIEW.—During fiscal year 2007, the Under Secretary of Defense for Acquisition, Technology, and Logistics and the Director of Operational Test and Evaluation shall review Department of Defense policies and practices on test and evaluation in order to—

(A) reaffirm the test and evaluation principles that should guide traditional acquisition programs; and

(B) determine how best to apply appropriate test and evaluation principles to emerging acquisition approaches.

(2) REVISED GUIDANCE.—If the Under Secretary determines as a result of the review under paragraph (1) that a revision of the policies and practices referred to in that paragraph is necessary, the Under Secretary and the Director shall jointly issue new or revised guidance for the Department of Defense on test and evaluation to address that determination.

(c) ISSUES TO BE ADDRESSED.—In carrying out subsection (b), the Under Secretary shall address policies and practices on test and evaluation in order to—

(1) ensure the performance of test and evaluation activities with regard to—

(A) items that are acquired pursuant to the authority for rapid acquisition and deployment of items in section 806 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (10 U.S.C. 2302 note);

(B) programs that are conducted pursuant to the authority for spiral development in section 803 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107-314; 116 Stat. 2603; 10 U.S.C. 2430 note), or other authority for the conduct of incremental acquisition programs;

(C) systems that are acquired pursuant to other emerging acquisition approaches, as approved by the Under Secretary; and

(D) equipment that is not subject to the operational test and evaluation requirements in sections 2366 and 2399 of title 10, United States Code, but that may require limited operational test and evaluation for the purpose of ensuring the safety and survivability of such equipment and personnel using such equipment; and

(2) ensure the appropriate use, if any, of operational test and evaluation resources to assess technology readiness levels for the purpose of section 2366a of title 10, United States Code, and other applicable technology readiness requirements.

(d) INCLUSION OF TESTING NEEDS IN STRATEGIC PLAN.—The Director, Test Resource Management Center, shall ensure that the strategic plan for Department of Defense test and evaluation resources developed pursuant to section 196 of title 10, United States Code—

(1) reflects any testing needs of the Department of Defense that are identified as a result of activities under subsection (b); and

(2) includes an assessment of the test and evaluation facilities, resources, and budgets that will be required to meet such needs.

(e) REPORT TO CONGRESS.—Not later than nine months after the date of the enactment of this Act, the Under Secretary and the Director of Operational Test and Evaluation shall submit to the congressional defense committees a report on the review conducted under paragraph (1) of subsection (b), including any new or revised guidance issued pursuant to paragraph (2) of that subsection.

(f) CLARIFICATION OF DUTIES WITH RESPECT TO FORCE PROTECTION EQUIPMENT.—Section 139(b) of title 10, United States Code, is amended—

(1) by redesignating paragraphs (3) through (6) as paragraphs (4) through (7), respectively; and

(2) by inserting after paragraph (2) the following:

''(3) provide guidance to and consult with the officials described in paragraph (2) with respect to operational test and evaluation or survivability testing (or both) within the Department of Defense of force protection equipment (including non-lethal weapons), which, in such a case—

''(A) shall be guidance and consultation for the purposes of—

''(i) expediting suitable operational test and evaluation;

''(ii) providing objective subject-matter expertise;

''(iii) encouraging data sharing between Department of Defense components; and

''(iv) where appropriate, facilitating the use of common test standards; and

''(B) does not authorize the Director—

''(i) to approve test and evaluation plans for such equipment; or

''(ii) to in any manner delay deployment of such equipment;''.

SEC. 232. EXTENSION OF REQUIREMENT FOR GLOBAL RESEARCH WATCH PROGRAM.

Section 2365(f) of title 10, United States Code, is amended by striking ''September 30, 2006'' and inserting ''September 30, 2011''.

SEC. 233. SENSE OF CONGRESS ON TECHNOLOGY SHARING OF JOINT STRIKE FIGHTER TECHNOLOGY.

It is the sense of Congress that the Secretary of Defense should share technology with regard to the Joint Strike Fighter between the United States Government and the Government of the United Kingdom consistent with the national security interests of both nations.

SEC. 234. REPORT ON VEHICLE-BASED ACTIVE PROTECTION SYSTEMS FOR CERTAIN BATTLEFIELD THREATS.

(a) INDEPENDENT ASSESSMENT.—The Secretary of Defense shall enter into a contract with an appropriate entity independent of the United States Government to conduct an assessment of various foreign and domestic technological approaches to vehicle-based active protection systems for defense against both chemical energy and kinetic energy top-attack and direct fire threats, including anti-tank missiles and rocket propelled grenades, mortars, and other similar battlefield threats.

(b) REPORT.—

(1) REPORT REQUIRED.—The contract required by subsection (a) shall require the entity entering into such contract to submit to the Secretary of Defense, and to the congressional defense committees, not later than 180 days after the date of the enactment of this Act, a report on the assessment required by that subsection.

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

(A) a detailed comparative analysis and assessment of the technical approaches covered by the assessment under subsection (a), including the feasibility, military utility, cost, and potential short-term and long-term development and deployment schedule of such approaches; and

(B) any other elements specified by the Secretary in the contract under subsection (a).

TITLE III—OPERATION AND MAINTENANCE

Subtitle A—Authorization of Appropriations

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Subtitle C—Program Requirements, Restrictions, and Limitations

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Sec. 347. Annual report on Personnel Security Investigations for Industry and National Industrial Security Program.
Sec. 348. Five-year extension of annual report on training range sustainment plan and training range inventory.
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Subtitle F—Other Matters

Sec. 351. Department of Defense strategic policy on prepositioning of materiel and equipment.
Sec. 352. Authority to make Department of Defense horses available for adoption.
Sec. 353. Sale and use of proceeds of recyclable munitions materials.
Sec. 354. Recovery and transfer to Corporation for the Promotion of Rifle Practice and Firearms Safety of certain firearms, ammunition, and parts granted to foreign countries.
Sec. 355. Extension of Department of Defense telecommunications benefit program.
Sec. 356. Extension of availability of funds for commemoration of success of the Armed Forces in Operation Enduring Freedom and Operation Iraqi Freedom.
Sec. 357. Capital security cost sharing.
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Sec. 362. Provision of adequate storage space to secure personal property outside of assigned military family housing unit.
Sec. 363. Expansion of payment of replacement value of personal property damaged during transport at Government expense.

Subtitle A—Authorization of Appropriations

SEC. 301. OPERATION AND MAINTENANCE FUNDING.

Funds are hereby authorized to be appropriated for fiscal year 2007 for the use of the Armed Forces and other activities and agencies of the Department of Defense for expenses, not otherwise provided for, for operation and maintenance, in amounts as follows:

(1) For the Army, $24,416,352,000.
(2) For the Navy, $31,157,639,000.
(3) For the Marine Corps, $3,863,462,000.
(4) For the Air Force, $31,081,257,000.
(5) For Defense-wide activities, $20,093,876,000.
(6) For the Army Reserve, $2,260,802,000.
(7) For the Naval Reserve, $1,275,764,000.
(8) For the Marine Corps Reserve, $211,311,000.
(9) For the Air Force Reserve, $2,698,400,000.
(10) For the Army National Guard, $4,776,421,000.
(11) For the Air National Guard, $5,292,517,000.
(12) For the United States Court of Appeals for the Armed Forces, $11,721,000.
(13) For Environmental Restoration, Army, $413,794,000.
(14) For Environmental Restoration, Navy, $304,409,000.
(15) For Environmental Restoration, Air Force, $423,871,000.
(16) For Environmental Restoration, Defense-wide, $18,431,000.
(17) For Environmental Restoration, Formerly Used Defense Sites, $282,790,000.
(18) For Former Soviet Union Threat Reduction programs, $372,128,000.
(19) For Overseas Humanitarian Disaster and Civic Aid, $63,204,000.

SEC. 302. WORKING CAPITAL FUNDS.

Funds are hereby authorized to be appropriated for fiscal year 2007 for the use of the Armed Forces and other activities and agencies of the Department of Defense for providing capital for working capital and revolving funds in amounts as follows:

(1) For the Defense Working Capital Funds, $161,998,000.
(2) For the National Defense Sealift Fund, $1,071,932,000.
(3) For the Defense Working Capital Fund, Defense Commissary, $1,184,000,000.
(4) For the Pentagon Reservation Maintenance Revolving Fund, $18,500,000.

SEC. 303. OTHER DEPARTMENT OF DEFENSE PROGRAMS.

(a) DEFENSE HEALTH PROGRAM.—Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2007 for expenses, not otherwise provided for, for the Defense Health Program, $21,426,621,000, of which—

(1) $20,894,663,000 is for Operation and Maintenance;
(2) $135,603,000 is for Research, Development, Test, and Evaluation; and
(3) $396,355,000 is for Procurement.

(b) CHEMICAL AGENTS AND MUNITIONS DESTRUCTION, DEFENSE.—(1) Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2007 for expenses, not otherwise provided for, for Chemical Agents and Munitions Destruction, Defense, $1,277,304,000, of which—

(A) $1,046,290,000 is for Operation and Maintenance; and
(B) $231,014,000 is for Research, Development, Test, and Evaluation.

(2) Amounts authorized to be appropriated under paragraph (1) are authorized for—

(A) the destruction of lethal chemical agents and munitions in accordance with section 1412 of the Department of Defense Authorization Act for Fiscal Year 1986 (50 U.S.C. 1521); and
(B) the destruction of chemical warfare materiel of the United States that is not covered by section 1412 of such Act.

(c) DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE-WIDE.—Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2006 for expenses, not otherwise provided for, for Drug Interdiction and Counter-Drug Activities, Defense-wide, $926,890,000.

(d) DEFENSE INSPECTOR GENERAL.—Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2006 for expenses, not otherwise provided for, for the Office of the Inspector General of the Department of Defense, $216,297,000, of which—

(1) $214,897,000 is for Operation and Maintenance; and
(2) $1,400,000 is for Procurement.

Subtitle B—Environmental Provisions

SEC. 311. REVISION OF REQUIREMENT FOR UNEXPLODED ORDNANCE PROGRAM MANAGER.

Section 2701(k) of title 10, United States Code, is amended—

(1) in paragraph (1)—
(A) by striking ''establish'' and inserting ''designate''; and
(B) by inserting ''research,'' after ''characterization,'';
(2) by striking paragraph (2) and redesignating paragraph (3) as paragraph (4); and
(3) by inserting after paragraph (1) the following new paragraphs:

''(2) The position of program manager shall be filled by—

''(A) an employee in a position that is equivalent to pay grade O-6 or above; or

''(B) a member of the armed forces who is serving in the grade of colonel or, in the case of the Navy, captain, or in a higher grade.

''(3) The program manager shall report to the Deputy Under Secretary of Defense for Installations and Environment.''.

SEC. 312. FUNDING OF COOPERATIVE AGREEMENTS UNDER ENVIRONMENTAL RESTORATION PROGRAM.

Section 2701(d)(2) of title 10, United States Code, is amended by adding at the end the following new sentence: ''This two-year limitation does not apply to an agreement funded using amounts in the Department of Defense Base Closure Account 1990 or the Department of Defense Base Closure Account 2005 established under sections 2906 and 2906A of the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note).''.

SEC. 313. RESPONSE PLAN FOR REMEDIATION OF UNEXPLODED ORDNANCE, DISCARDED MILITARY MUNITIONS, AND MUNITIONS CONSTITUENTS.

(a) PERFORMANCE GOALS FOR REMEDIATION.—The Secretary of Defense shall set the following remediation goals with regard to unexploded ordnance, discarded military munitions, and munitions constituents:

(1) To complete, by not later than September 30, 2007, preliminary assessments of unexploded ordnance, discarded military munitions, and munitions constituents at all active installations and formerly used defense sites (other than operational ranges).

(2) To complete, by not later than September 30, 2010, site inspections of unexploded ordnance, discarded military munitions, and munitions constituents at all active installations and formerly used defense sites (other than operational ranges).

(3) To achieve, by not later than September 30, 2009, a remedy in place or response complete for unexploded ordnance, discarded military munitions, and munitions constituents at all military installations closed or realigned as part of a round of defense base closure and realignment occurring prior to the 2005 round.

(4) To achieve, by a date certain established by the Secretary of Defense, a remedy in place or response complete for unexploded ordnance, discarded military munitions, and munitions constituents at all active installations and formerly used defense sites (other than operational ranges) and all military installations realigned or closed under the 2005 round of defense base closure and realignment.

(b) RESPONSE PLAN REQUIRED.—

(1) IN GENERAL.—Not later than March 1, 2007, the Secretary of Defense shall submit to the congressional defense committees a comprehensive plan for addressing the remediation of unexploded ordnance, discarded military munitions, and munitions constituents at current and former defense sites (other than operational ranges).

(2) CONTENT.—The plan required by paragraph (1) shall include—

(A) a schedule, including interim goals, for achieving the goals described in paragraphs (1) through (3) of subsection (a), based upon the Munitions Response Site Prioritization Protocol established by the Department of Defense;
(B) such interim goals as the Secretary determines feasible for efficiently achieving the goal required under paragraph (4) of such subsection; and
(C) an estimate of the funding required to achieve the goals established pursuant to such subsection and the interim goals established pursuant to subparagraphs (A) and (B).

(3) UPDATES.—Not later than March 15 of 2008, 2009, and 2010, the Secretary shall submit to the congressional defense committees an update of the plan required under paragraph (1). The Secretary may include the update in the report on environmental restoration activities that is submitted to Congress under section 2706(a) of title 10, United States Code, in the year in which that update is required and may include in the update any adjustment to the remediation goals established under subsection (a) that the Secretary determines necessary to respond to unforeseen circumstances.

(c) REPORT ON REUSE STANDARDS AND PRINCIPLES.—Not later than March 1, 2007, the Secretary of Defense shall submit to the congressional defense committees a report on the status of the efforts of the Department of Defense to achieve agreement with relevant regulatory agencies on appropriate reuse standards or principles, including—

(1) a description of any standards or principles that have been agreed upon; and
(2) a discussion of any issues that remain in disagreement, including the impact that any such disagreement is likely to have on the ability of the Department of Defense to carry out the response plan required by subsection (b).

(d) DEFINITIONS.—In this section:

(1) The terms ''unexploded ordnance'' and ''operational range'' have the meanings given such terms in section 101(e) of title 10, United States Code.
(2) The terms ''discarded military munitions'', ''munitions constituents'', and ''defense site'' have the meanings given such terms in section 2710(e) of such title.

(e) CONFORMING REPEAL.—Section 313 of the National Defense Authorization Act for Fiscal Year 2002 (Public Law 107–107; 115 Stat. 1051; 10 U.S.C. 2706 note) is repealed.

SEC. 314. RESEARCH ON EFFECTS OF OCEAN DISPOSAL OF MUNITIONS.

(a) IDENTIFICATION OF DISPOSAL SITES.—

(1) HISTORICAL REVIEW.—The Secretary of Defense shall conduct a historical review of available records to determine the number, size, and probable locations of sites where the Armed Forces disposed of military munitions in coastal waters. The historical review shall, to the extent possible, identify the types of munitions at individual sites.

(2) COOPERATION.—The Secretary shall request the assistance of the Coast Guard, the National Oceanic and Atmospheric Administration, and other relevant Federal agencies in conducting the review required by this subsection.

(3) INTERIM REPORTS.—The Secretary shall periodically, but no less often than annually, release any new information obtained during the historical review conducted under paragraph (1). The Secretary may withhold from public release the exact nature and locations of munitions the potential unauthorized retrieval of which could pose a significant threat to the national defense or public safety.

(4) INCLUSION OF INFORMATION IN ANNUAL REPORT ON ENVIRONMENTAL RESTORATION ACTIVITIES.—The Secretary shall include the information obtained pursuant to the review conducted under paragraph (1) in the annual report on environmental restoration activities submitted to Congress under section 2706 of title 10, United States Code.

(5) FINAL REPORT.—The Secretary shall complete the historical review required under paragraph (1) and submit a final report on the findings of such review in the annual report on environmental restoration activities submitted to Congress for fiscal year 2009.

(b) IDENTIFICATION OF NAVIGATIONAL AND SAFETY HAZARDS.—

(1) IDENTIFICATION OF HAZARDS.—The Secretary of Defense shall provide available information to the Secretary of Commerce to assist the National Oceanic and Atmospheric Administration in preparing nautical charts and other navigational materials for coastal waters that identify known or potential hazards posed by disposed military munitions to private activities, including commercial shipping and fishing operations.

(2) CONTINUATION OF INFORMATION ACTIVITIES.—The Secretary of Defense shall continue activities to inform potentially affected users of the ocean environment, particularly fishing operations, of the possible hazards from contact with disposed military munitions and the proper methods to mitigate such hazards.

(c) RESEARCH.—

(1) IN GENERAL.—The Secretary of Defense shall continue to conduct research on the effects on the ocean environment and those who use it of military munitions disposed of in coastal waters.

(2) SCOPE.—Research under paragraph (1) shall include—

(A) the sampling and analysis of ocean waters and sea beds at or adjacent to military munitions disposal sites selected pursuant to paragraph (3) to determine whether the disposed military munitions have caused or are causing contamination of such waters or sea beds;

(B) investigation into the long-term effects of seawater exposure on disposed military munitions, particularly effects on chemical munitions;

(C) investigation into the impacts any such contamination may have on the ocean environment and those who use it, including public health risks;

(D) investigation into the feasibility of removing or otherwise remediating the military munitions; and

(E) the development of effective safety measures for dealing with such military munitions.

(3) RESEARCH CRITERIA.—In conducting the research required by this subsection, the Secretary shall ensure that the sampling, analysis, and investigations are conducted at representative sites, taking into account factors such as depth, water temperature, nature of the military munitions present, and relative proximity to onshore populations. In conducting such research, the Secretary shall select at least two representative sites each in the areas of the Atlantic coast, the Pacific coast (including Alaska), and the Hawaiian Islands.

(4) AUTHORITY TO MAKE GRANTS AND ENTER INTO COOPERATIVE AGREEMENTS.—In conducting research under this subsection, the Secretary may make grants to, and enter into cooperative agreements with, qualified research entities.

(d) MONITORING.—If the historical review required by subsection (a) or the research required by subsection (c) indicates that contamination is being released into the ocean waters from disposed military munitions at a particular site or that the site poses a significant public health or safety risk, the Secretary of Defense shall institute appropriate monitoring mechanisms at that site and report to the congressional defense committees on any additional measures that may be necessary to address the release or risk, as applicable.

(e) DEFINITIONS.—In this section:

(1) The term ''coastal waters'' means that part of the ocean extending from the coast line of the United States to the outer boundary of the outer Continental Shelf.

(2) The term ''coast line'' has the meaning given that term in section 2(c) of the Submerged Lands Act (43 U.S.C. 1301(c)).

(3) The term ''military munitions'' has the meaning given that term in section 101(e) of title 10, United States Code.

(4) The term ''outer Continental Shelf'' has the meaning given that term in section 2(a) of the Outer Continental Shelf Lands Act (43 U.S.C. 1331(a)).

SEC. 315. REIMBURSEMENT OF ENVIRONMENTAL PROTECTION AGENCY FOR CERTAIN COSTS IN CONNECTION WITH MOSES LAKE WELLFIELD SUPERFUND SITE, MOSES LAKE, WASHINGTON.

(a) AUTHORITY TO REIMBURSE.—

(1) TRANSFER AMOUNT.—Using funds described in subsection (b), the Secretary of Defense may transfer not more than $111,114.03 to the Moses Lake Wellfield Superfund Site 10–6J Special Account.

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

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

(b) SOURCE OF FUNDS.—Any payment under subsection (a) shall be made using funds authorized to be appropriated by section 301(17) for operation and maintenance for Environmental Restoration, Formerly Used Defense Sites.

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

SEC. 316. TRANSFER OF GOVERNMENT-FURNISHED URANIUM STORED AT SEQUOYAH FUELS CORPORATION, GORE, OKLAHOMA.

(a) TRANSPORT AND DISPOSAL.—Subject to subsection (c), the Secretary of the Army shall transport to an authorized disposal facility for appropriate disposal all of the Government-furnished uranium in the chemical and physical form in which it is stored at the Sequoyah Fuels Corporation site in Gore, Oklahoma.

(b) SOURCE OF FUNDS.—Funds authorized to be appropriated pursuant to section 301(1) for operation and maintenance for the Army may be used for the transport and disposal required under subsection (a).

(c) LIABILITY.—The Secretary may only transport uranium under subsection (a) after receiving from Sequoyah Fuels Corporation a written agreement satisfactory to the Secretary that provides that—

(1) the United States assumes no liability, legal or otherwise, of Sequoyah Fuels Corporation by transporting the uranium; and

(2) the Sequoyah Fuels Corporation waives any and all claims it may have against the United States related to the transported uranium.

(d) COMPLETION OF TRANSPORT.—The Secretary shall complete the transport of uranium under subsection (a) not later than March 31, 2007.

SEC. 317. EXTENSION OF AUTHORITY TO GRANT EXEMPTIONS TO CERTAIN REQUIREMENTS.

(a) AMENDMENT TO TOXIC SUBSTANCES CONTROL ACT.—Section 6(e)(3) of the Toxic Substances Control Act (15 U.S.C. 2605(e)(3)) is amended—

(1) in subparagraph (A), by striking ''subparagraphs (B) and (C)'' and inserting ''subparagraphs (B), (C), and (D)'';

(2) in subparagraph (B), by striking ''but not more than one year from the date it is granted'' and inserting ''but not more than 1 year from the date it is granted, except as provided in subparagraph (D)''; and

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

''(D) The Administrator may extend an exemption granted pursuant to subparagraph (B) that has not yet expired for a period not to exceed 60 days for the purpose of authorizing the Secretary of Defense and the Secretaries of the military departments to provide for the transportation into the customs territory of the United States of polychlorinated biphenyls generated by or under the control of the Department of Defense for purposes of their disposal, treatment, or storage in the customs territory of the United States if those polychlorinated biphenyls are already in transit from their storage locations but the Administrator determines, in the sole discretion of the Administrator, they would not otherwise arrive in the customs territory of the United States within the period of the original exemption. The Administrator shall promptly publish notice of such extension in the Federal Register.''.

(b) SUNSET DATE.—The amendments made by subsection (a) shall cease to have effect on September 30, 2012. The termination of the authority to grant exemptions pursuant to such amendments shall not effect the validity of any exemption granted prior to such date.

(c) REPORT.—Not later than March 1, 2011, the Secretary of Defense shall submit to the Committee on Armed Services and the Committee on Environment and Public Works of the Senate and the Committee on Armed Services and the Committee on Energy and Commerce of the House of Representatives a report on the status of foreign-manufactured polychlorinated biphenyls under the control of the Department of Defense outside the United States. The report shall address, at a minimum—

(1) the remaining volume of such foreign-manufactured polychlorinated biphenyls that may require transportation into the customs territory of the United States for disposal, treatment, or storage; and

(2) the efforts that have been made by the Department of Defense and other Federal agencies to reduce such volume by—

(A) reducing the volume of foreign-manufactured polychlorinated biphenyls under the control of the Department of Defense outside the United States; or

(B) developing alternative options for the disposal, treatment, or storage of such foreign-manufactured polychlorinated biphenyls.

SEC. 318. NATIONAL ACADEMY OF SCIENCES STUDY ON HUMAN EXPOSURE TO CONTAMINATED DRINKING WATER AT CAMP LEJEUNE, NORTH CAROLINA.

(a) STUDY REQUIRED.—

(1) IN GENERAL.—Not later than 60 days after the date of the enactment of this Act, the Secretary of the Navy shall enter into an agreement with the National Academy of Sciences to conduct a comprehensive review and evaluation of

the available scientific and medical evidence regarding associations between pre-natal, child, and adult exposure to drinking water contaminated with trichloroethylene (TCE) and tetrachloroethylene (PCE) at Camp Lejeune, North Carolina, as well as other pre-natal, child, and adult exposures to levels of trichloroethylene and tetrachloroethylene similar to those experienced at Camp Lejeune, and birth defects or diseases and any other adverse health effects.

(2) ELEMENTS.—In conducting the review and evaluation, the Academy shall review and summarize the scientific and medical evidence and assess the strength of that evidence in establishing a link or association between exposure to trichloroethylene and tetrachloroethylene and each birth defect or disease suspected to be associated with such exposure. For each birth defect or disease reviewed, the Academy shall determine, to the extent practicable with available scientific and medical data, whether—

(A) a statistical association with such contaminant exposures exists; and

(B) there exist plausible biological mechanisms or other evidence of a causal relationship between contaminant exposures and the birth defect or disease.

(3) SCOPE OF REVIEW.—In conducting the review and evaluation, the Academy shall include a review and evaluation of—

(A) the toxicologic and epidemiologic literature on adverse health effects of trichloroethylene and tetrachloroethylene, including epidemiologic and risk assessment reports from government agencies;

(B) recent literature reviews by the National Research Council, Institute of Medicine, and other groups;

(C) the completed and on-going Agency for Toxic Substances Disease Registry (ATSDR) studies on potential trichloroethylene and tetrachloroethylene exposure at Camp Lejeune; and

(D) published meta-analyses.

(4) PEER REVIEW.—The Academy shall obtain the peer review of the report prepared as a result of the review and evaluation under applicable Academy procedures.

(5) SUBMITTAL.—The Academy shall submit the report prepared as a result of the review and evaluation to the Secretary and Congress not later than 18 months after entering into the agreement for the review and evaluation under paragraph (1).

(b) NOTICE ON EXPOSURE.—

(1) NOTICE REQUIRED.—Upon completion of the current epidemiological study by the Agency for Toxic Substances Disease Registry, known as the Exposure to Volatile Organic Compounds in Drinking Water and Specific Birth Defects and Childhood Cancers, United States Marine Corps Base Camp Lejeune, North Carolina, the Commandant of the Marine Corps shall take appropriate actions, including the use of national media such as newspapers, television, and the Internet, to notify former Camp Lejeune residents and employees who may have been exposed to drinking water impacted by trichloroethylene and tetrachloroethylene of the results of the study.

(2) ELEMENTS.—The information provided by the Commandant of the Marine Corps under paragraph (1) shall be prepared in conjunction with the Agency for Toxic Substances Disease Registry and shall include a description of sources of additional information relating to such exposure, including, but not be limited to, the following:

(A) A description of the events resulting in exposure to contaminated drinking water at Camp Lejeune.

(B) A description of the duration and extent of the contamination of drinking water at Camp Lejeune.

(C) The known and suspected health effects of exposure to the drinking water impacted by trichloroethylene and tetrachloroethylene at Camp Lejeune.

Subtitle C—Program Requirements, Restrictions, and Limitations

SEC. 321. LIMITATION ON FINANCIAL MANAGEMENT IMPROVEMENT AND AUDIT INITIATIVES WITHIN THE DEPARTMENT OF DEFENSE.

(a) LIMITATION.—The Secretary of Defense may not obligate or expend any funds for the purpose of any financial management improvement activity relating to the preparation, processing, or auditing of financial statements until the Secretary submits to the congressional defense committees a written determination that each activity proposed to be funded is—

(1) consistent with the financial management improvement plan of the Department of Defense required by section 376(a)(1) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 190–163; 119 Stat. 3213); and

(2) likely to improve internal controls or otherwise result in sustained improvements in the ability of the Department to produce timely, reliable, and complete financial management information.

(b) EXCEPTION.—The limitation in subsection (a) shall not apply to an activity directed exclusively at assessing the adequacy of internal controls and remediating any inadequacy identified pursuant to such assessment.

SEC. 322. FUNDS FOR EXHIBITS FOR THE NATIONAL MUSEUMS OF THE ARMED FORCES.

(a) NATIONAL MUSEUM OF THE UNITED STATES ARMY.—Of the amounts authorized to be appropriated by section 301(1) for operation and maintenance for the Army, not less than $3,000,000 may be available to the Secretary of the Army for the acquisition, installation, and maintenance of exhibits at the facility designated by the Secretary as the National Museum of the United States Army. The Secretary may enter into a contract with the Army Historical Foundation for the purpose of performing such acquisition, installation, and maintenance.

(b) NATIONAL MUSEUM OF THE UNITED STATES NAVY.—Of the amounts authorized to be appropriated by section 301(2) for operation and maintenance for the Navy, not less than $3,000,000 may be available to the Secretary of the Navy for the acquisition, installation, and maintenance of exhibits at the facility designated by the Secretary as the National Museum of the United States Navy. The Secretary may enter into a contract with the Naval Historical Foundation for the purpose of performing such acquisition, installation, and maintenance.

(c) NATIONAL MUSEUM OF THE MARINE CORPS AND HERITAGE CENTER.—Of the amounts authorized to be appropriated by section 301(3) for operation and maintenance for the Marine Corps, not less than $3,000,000 may be available to the Secretary of the Navy for the acquisition, installation, and maintenance of exhibits at the National Museum of the Marine Corps and Heritage Center. The Secretary may enter into a contract with the United States Marine Corps Heritage Foundation for the purpose of performing such acquisition, installation, and maintenance.

(d) NATIONAL MUSEUM OF THE UNITED STATES AIR FORCE.—Of the amounts authorized to be appropriated by section 301(4) for operation and maintenance for the Air Force, not less than $3,000,000 may be available to the Secretary of the Air Force for the acquisition, installation, and maintenance of exhibits at the facility designated by the Secretary as the National Museum of the United States Air Force. The Secretary may enter into a contract with the Air Force Museum Foundation for the purpose of performing such acquisition, installation, and maintenance.

(e) REIMBURSEMENT.—

(1) AUTHORITY TO ACCEPT REIMBURSEMENT.—After September 30, 2006, the Secretary of a military department may accept funds from any non-profit entity authorized to support the national museum of the applicable Armed Force to reimburse the Secretary for amounts obligated and expended by the Secretary from amounts made available to the Secretary under this section.

(2) TREATMENT.—Amounts accepted as reimbursement under paragraph (1) shall be credited to the account that was used to cover the costs for which the reimbursement was provided. Amounts so credited shall be merged with amounts in that account, and shall be available for the same purposes, and subject to the same conditions and limitations, as other amounts in that account.

SEC. 323. PRIORITIZATION OF FUNDS FOR EQUIPMENT READINESS AND STRATEGIC CAPABILITY.

(a) PRIORITIZATION OF FUNDS.—The Secretary of Defense shall take such steps as may be necessary through the planning, programming, budgeting, and execution systems of the Department of Defense to ensure that financial resources are provided for each fiscal year as necessary to enable—

(1) the Secretary of each military department to meet the requirements of that military department for that fiscal year for the repair, recapitalization, and replacement of equipment used in the global war on terrorism; and

(2) the Secretary of the Army to meet the requirements of the Army for that fiscal year, in addition to the requirements under paragraph (1), for—

(A) the fulfillment of the equipment requirements of units transforming to modularity in accordance with the Modular Force Initiative report submitted to Congress in March 2006; and

(B) the reconstitution of equipment and materiel in prepositioned stocks in accordance with requirements under the Army Prepositioned Stocks Strategy 2012 or a subsequent strategy implemented under the guidelines in section 2229 of title 10, United States Code.

(b) SUBMISSION OF BUDGET INFORMATION.—

(1) SUBMISSION OF INFORMATION.—As part of the budget justification materials submitted to Congress in support of the President's budget for a fiscal year or a request for supplemental appropriations, the Secretary of Defense shall include the following:

(A) The information described in paragraph (2) for the fiscal year for which the budget justification materials are submitted, the fiscal year during which the materials are submitted, and the preceding fiscal year.

(B) The information described in paragraph (2) for each of the fiscal years covered by the future-years defense program for the fiscal year in which the report is submitted based on estimates of any amounts required to meet each of the requirements under subsection (a) that are not met for that fiscal year and are deferred to the future-years defense program.

(C) A consolidated budget justification summary of the information submitted under subparagraphs (A) and (B).

(2) INFORMATION DESCRIBED.—The information described in this paragraph is information that clearly and separately identifies, by appropriations account, budget activity, activity group, sub-activity group, and program element or line item, the amounts requested for the programs, projects, and activities of—

(A) each of the military departments for the repair, recapitalization, or replacement of equipment used in the global war on terrorism; and

(B) the Army for—

(i) the fulfillment of the equipment requirements of units transforming to modularity; and

(ii) the reconstitution of equipment and materiel in prepositioned stocks.

(3) ADDITIONAL INFORMATION IN FIRST REPORT.—As part of the budget justification materials submitted to Congress in support of the President's budget for fiscal year 2008, the Secretary of Defense shall also include the information described in paragraph (2) for fiscal years 2003, 2004, and 2005.

(c) ANNUAL REPORT ON ARMY PROGRESS.—On the date on which the President submits to Congress the budget for a fiscal year under section

1105 of title 31, United States Code, the Secretary of the Army shall submit to the congressional defense committees a report setting forth the progress of the Army in meeting the requirements of subsection (a). Any information required to be included in the report concerning funding priorities under paragraph (1) or (2) of subsection (a) shall be itemized by active duty component and reserve component. Each such report shall include the following:

(1) A complete itemization of the requirements for the funding priorities in subsection (a), including an itemization for all types of modular brigades and an itemization for the replacement of equipment withdrawn or diverted from the reserve component for use in the global war on terrorism.

(2) A list of any shortfalls that exist between available funding, equipment, supplies, and industrial capacity and required funding, equipment, supplies, and industrial capacity in accordance with the funding priorities in subsection (a).

(3) A list of the requirements for the funding priorities in subsection (a) that the Army has included in the budget for that fiscal year, including a detailed listing of the type, quantity, and cost of the equipment the Army plans to repair, recapitalize, or procure, set forth by appropriations account and Army component.

(4) An assessment of the progress made during that fiscal year toward meeting the overall requirements of the funding priorities in subsection (a).

(5) A schedule for meeting the requirements of subsection (a).

(6) A description of how the Army defines costs associated with modularity versus the costs associated with modernizing equipment platforms and the reset (repair, recapitalization, or replacement) of equipment used during the global war on terrorism, including the funding expended on, and the future funding required for, such reset requirements.

(7) A complete itemization of the amount of funds expended to date on the modular brigades.

(8) The results of Army assessments of modular force capabilities, including lessons learned from existing modular units and any modifications that have been made to modularity.

(9) The comments of the Chief of the National Guard Bureau and the Chief of the Army Reserve on each of the items described in paragraphs (1) through (8).

(d) ANNUAL COMPTROLLER GENERAL REPORT ON ARMY PROGRESS.—Not later than 45 days after the date on which the President submits to Congress the budget for a fiscal year under section 1105 of title 31, United States Code, the Comptroller General shall submit to the congressional defense committees a report containing the assessment of the Comptroller General on the following:

(1) The progress of the Army in meeting the requirements of subsection (a), including progress in equipping and manning modular units in the regular components and reserve components of the Armed Forces.

(2) The use of funds by the Army for meeting the requirements of subsection (a).

(3) The progress of the Army in conducting further testing and evaluations of designs under the modularity initiative.

(e) TERMINATION OF REPORT REQUIREMENTS.—The requirement for the submission of a report under subsection (c) or (d) shall terminate on the date of the submission of the report required to be submitted under that subsection to accompany or follow the President's budget submission for fiscal year 2012.

SEC. 324. LIMITATION ON DEPLOYMENT OF MARINE CORPS TOTAL FORCE SYSTEM TO NAVY.

(a) LIMITATION.—The Secretary of the Navy may not deploy the Marine Corps Total Force System (MCTFS) (or any derivative system of the MCTFS) to the Navy until the date on which the congressional defense committees and the Secretary of the Navy receive the written determination of the Chairman of the Defense Business Systems Management Committee submitted under subsection (d) that the deployment of the MCTFS to the Navy is in the best interests of the Department of Defense.

(b) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of the Navy shall submit to the congressional defense committees and the Comptroller General a report on the Marine Corps Total Force System (MCTFS). The report shall include the following:

(1) An analysis of alternatives to the MCTFS, including a detailed comparison between the cost of deploying and operating the MCTFS within the Navy and the cost of including the Navy in the Defense Integrated Military Human Resources System.

(2) A business case analysis, including an analysis of the costs and benefits to both the Department of Navy and the Department of Defense of the alternatives to the MCTFS considered under the analysis required by paragraph (1).

(3) An analysis of the compatibility of the MCTFS with the enterprise architecture of the Department of Defense, including a detailed estimate of all interface costs with current or planned Department-wide military manpower, personnel, and pay information technology systems.

(c) COMPTROLLER GENERAL ASSESSMENT.—Not later than 90 days after the date on which the Comptroller General receives the report submitted under subsection (b), the Comptroller General shall submit to the congressional defense committees and to the Chairman of the Defense Business Systems Management Committee a written assessment of the report.

(d) DETERMINATION OF CHAIRMAN OF DEFENSE BUSINESS SYSTEMS MANAGEMENT COMMITTEE.—Not sooner than 120 days after the date on which the Comptroller General receives the report submitted under subsection (b), the Chairman of the Defense Business Systems Management Committee shall review the analysis included in the report, together with any other relevant information available to the Chairman, and submit to the congressional defense committees and the Secretary of the Navy the written determination of the Chairman of whether the deployment of the MCTFS to the Navy is in the best interests of the Department of Defense.

Subtitle D—Workplace and Depot Issues

SEC. 331. PERMANENT EXCLUSION OF CERTAIN CONTRACT EXPENDITURES FROM PERCENTAGE LIMITATION ON THE PERFORMANCE OF DEPOT-LEVEL MAINTENANCE.

(a) PERMANENT EXCLUSION.—Section 2474(f) of title 10, United States Code, is amended—

(1) by striking ''(1) Amounts'' and inserting ''Amounts'';

(2) by striking ''entered into during fiscal years 2003 through 2009''; and

(3) by striking paragraph (2).

(b) INCLUSION OF CERTAIN ITEMS IN ANNUAL REPORT.—

(1) INCLUSION OF CERTAIN ITEMS.—Paragraph (2) of section 2466(d) of such title is amended to read as follows:

''(2) Each report required under paragraph (1) shall include as a separate item any expenditure covered by section 2474(f) of this title that was made during the fiscal year covered by the report and shall specify the amount and nature of each such expenditure.''.

(2) CONFORMING AMENDMENT.—The heading for subsection (d) of section 2466 of such title is amended to read as follows: ''ANNUAL REPORT.—''.

SEC. 332. MINIMUM CAPITAL INVESTMENT FOR CERTAIN DEPOTS.

(a) MINIMUM INVESTMENT LEVELS.—Chapter 146 of title 10, United States Code, is amended by adding at the end the following new section:

''§2476. Minimum capital investment for certain depots

''(a) MINIMUM INVESTMENT.—Each fiscal year, the Secretary of a military department shall invest in the capital budgets of the covered depots of that military department a total amount equal to not less than six percent of the average total combined workload funded at all the depots of that military department for the preceding three fiscal years.

''(b) CAPITAL BUDGET.—For purposes of this section, the capital budget of a depot includes investment funds spent on depot infrastructure, equipment, and process improvement in direct support of depot operations.

''(c) WAIVER.—The Secretary of Defense may waive the requirement under subsection (a) with respect to a military department for a fiscal year if the Secretary determines that the waiver is necessary for reasons of national security. Whenever the Secretary makes such a waiver, the Secretary shall notify the congressional defense committees of the waiver and the reasons for the waiver.

''(d) ANNUAL REPORT.—(1) Not later than 45 days after the date on which the President submits to Congress the budget for a fiscal year under section 1105 of title 31, the Secretary of Defense shall submit to the congressional defense committees a report containing budget justification documents summarizing the level of capital investment for each military department as of the end of the preceding fiscal year.

''(2) Each report submitted under paragraph (1) shall include the following:

''(A) A specification of any statutory, regulatory, or operational impediments to achieving the requirement under subsection (a) with respect to each military department.

''(B) A description of the benchmarks for capital investment established for each covered depot and military department and the relationship of the benchmarks to applicable performance measurement methods used in the private sector.

''(C) If the requirement under subsection (a) is not met for a military department for the fiscal year covered by the report, a statement of the reasons why the requirement was not met and a plan of actions for meeting the requirement for the fiscal year beginning in the year in which such report is submitted.

''(e) COVERED DEPOT.—In this section, the term 'covered depot' means any of the following:

''(1) With respect to the Department of the Army:

''(A) Anniston Army Depot, Alabama.

''(B) Letterkenny Army Depot, Pennsylvania.

''(C) Tobyhanna Army Depot, Pennsylvania.

''(D) Corpus Christi Army Depot, Texas.

''(E) Red River Army Depot, Texas.

''(2) With respect to the Department of the Navy:

''(A) Fleet Readiness Center East Site, Cherry Point, North Carolina.

''(B) Fleet Readiness Center Southwest Site, North Island, California.

''(C) Fleet Readiness Center Southeast Site, Jacksonville, Florida.

''(D) Portsmouth Naval Shipyard, Maine.

''(E) Pearl Harbor Naval Shipyard, Hawaii.

''(F) Puget Sound Naval Shipyard, Washington.

''(G) Norfolk Naval Shipyard, Virginia.

''(H) Marine Corps Logistics Base, Albany, Georgia.

''(I) Marine Corps Logistics Base, Barstow, California.

''(3) With respect to the Department of the Air Force:

''(A) Warner-Robins Air Logistics Center, Georgia.

''(B) Ogden Air Logistics Center, Utah.

''(C) Oklahoma City Air Logistics Center, Oklahoma.''.

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

''2476. Minimum capital investment for certain depots.''.

(c) EFFECTIVE DATE.—Section 2476 of title 10, United States Code, as added by subsection (a), shall take effect on October 1, 2006.

(d) TWO YEAR PHASE-IN FOR DEPARTMENTS OF THE ARMY AND THE NAVY.—

(1) REDUCED PERCENTAGE OF REQUIRED INVESTMENT FOR FISCAL YEARS 2007 AND 2008.—The Secretary of the Army shall apply subsection (a) of section 2476 of title 10, United States Code, as added by subsection (a), to the covered depots of the Army, and the Secretary of the Navy shall apply such subsection to the covered depots of the Department of the Navy—

(A) for fiscal year 2007, by substituting ''four percent'' for ''six percent''; and

(B) for fiscal year 2008, by substituting ''five percent'' for ''six percent''.

(2) COVERED DEPOTS.—In this subsection, the term ''covered depot'' has the meaning given that term in subsection (e) of section 2476 of title 10, United States Code, as added by subsection (a).

SEC. 333. EXTENSION OF TEMPORARY AUTHORITY FOR CONTRACTOR PERFORMANCE OF SECURITY GUARD FUNCTIONS.

(a) EXTENSION AND LIMITATION ON TOTAL NUMBER OF CONTRACTORS.—Section 332(c) of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107-314) is amended—

(1) by striking ''September 30, 2007'' both places it appears and inserting ''September 30, 2009'';

(2) by redesignating subsection (d) as subsection (e); and

(3) by inserting after subsection (c) the following new subsection (d):

''(d) LIMITATION.—The total number of personnel employed to perform security guard functions under all contracts entered into pursuant to this section shall not exceed—

''(1) for fiscal year 2007, the total number of such personnel employed under such contracts on October 1, 2006;

''(2) for fiscal year 2008, the number equal to 90 percent of the total number of such personnel employed under such contracts on October 1, 2006; and

''(3) for fiscal year 2009, the number equal to 80 percent of the total number of such personnel employed under such contracts on October 1, 2006.''.

(b) REPORT ON CONTRACTOR PERFORMANCE OF SECURITY-GUARD FUNCTIONS.—Not later than February 1, 2007, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on contractor performance of security guard functions under section 332 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107-314). The report shall include the following:

(1) An explanation of progress made toward implementing each of the seven recommendations in the Comptroller General report entitled ''Contract Security Guards: Army's Guard Program Requires Greater Oversight and Reassessment of Acquisition Approach'' (GAO-06-284).

(2) An assessment, taking into considerations the observations made by the Comptroller General on the report of the Department of Defense of November 2005 that is entitled ''Department of Defense Installation Security Guard Requirement Assessment and Plan'', of the following:

(A) The cost-effectiveness of using contractors rather than Department of Defense employees to perform security-guard functions.

(B) The performance of contractors employed as security guards compared with the performance of military personnel who have served as security guards.

(C) Specific results of on-site visits made by officials designated by the Secretary of Defense to military installations using contractors to perform security-guard functions.

(c) CONTRACT LIMITATION.—No contract may be entered into under section 332 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107-314) after September 30, 2007, until the report required under subsection (b) is submitted.

Subtitle E—Reports

SEC. 341. REPORT ON NAVY FLEET RESPONSE PLAN.

(a) REPORT REQUIRED.—Not later than December 1, 2006, the Secretary of the Navy shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the program of the Navy referred to as the Fleet Response Plan. The report shall include the following:

(1) A directive that provides guidance for the conduct of the Plan and standardizes terms and definitions.

(2) Performance measures for evaluation of the Plan.

(3) Costs and resources needed to achieve objectives of the Plan, including any incremental effect on the Navy Operation and Maintenance budget.

(4) Operational tests, exercises, war games, experiments, and deployments used to test performance.

(5) A collection and synthesis of lessons learned from the implementation of the Plan as of the date on which the report is submitted.

(6) Evaluation of each of the following with respect to each ship participating in the Plan:

(A) Combat readiness, including training requirements.

(B) Ship material condition, including trending data for mission degrading casualty reports rated as C3 or C4.

(C) Professional development training requirements accomplished during a deployment and at home station.

(D) Crew retention statistics.

(7) Any proposed changes to the Surface Force Training Manual.

(8) The amount of funding required to effectively implement the operation and maintenance requirements of the Plan by ship class.

(9) Any recommendations of the Secretary of the Navy with respect to expanding the Plan to include Expeditionary Strike Groups.

(b) COMPTROLLER GENERAL REPORT.—Not later than 120 days after the date on which the Secretary of the Navy submits the report required under subsection (a), the Comptroller General shall submit to the congressional defense committees a report containing a review of the report required under that subsection. The Comptroller General's report shall include the following:

(1) An examination of the management approaches of the Navy in implementing the Fleet Response Plan.

(2) An assessment of the adequacy of Navy directives and guidance with respect to maintenance and training requirements and procedures.

(3) An analysis and assessment of the adequacy of the Navy's evaluation criteria for the Plan.

(4) An evaluation of Navy data on aircraft carriers, destroyers, and cruisers that participated in the Plan with respect to readiness, response time, and availability for routine or unforeseen deployments.

(5) An assessment of the Navy's progress in identifying the amount of funding required to effectively implement the operations and maintenance requirements of the Plan and the effect of providing funding in an amount less than that amount.

(6) Any recommendations of the Comptroller General with respect to expanding the Plan to include Expeditionary Strike Groups.

(c) POSTPONEMENT OF EXPANSION.—The Secretary of the Navy may not expand the implementation of the Fleet Response Plan beyond the Carrier Strike Groups until the date that is six months after the date on which the Secretary of the Navy submits the report required under subsection (a).

SEC. 342. REPORT ON NAVY SURFACE SHIP ROTATIONAL CREW PROGRAMS.

(a) REPORT REQUIRED.—Not later than April 1, 2007, the Secretary of the Navy shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the ship rotational crew experiment referred to in subsection (c)(1). The report shall include the following:

(1) A comparison between the three destroyers participating in that experiment and destroyers not participating in the experiment that takes into consideration each of the following:

(A) Cost-effectiveness, including a comparison of travel and per diem expenses, maintenance costs, and other costs.

(B) Maintenance procedures, impacts, and deficiencies, including the number and characterization of maintenance deficiencies, the extent of voyage repairs, post-deployment assessments of the material condition of the ships, and the extent to which work levels were maintained.

(C) Mission training requirements.

(D) Professional development requirements and opportunities.

(E) Liberty port of call opportunities.

(F) Movement and transportation of crew.

(G) Inventory and property accountability.

(H) Policies and procedures for assigning billets for rotating crews.

(I) Crew retention statistics.

(J) Readiness and mission capability data.

(2) Results from surveys administered or focus groups held to obtain representative views from commanding officers, officers, and enlisted members on the effects of rotational crew experiments on quality of life, training, professional development, maintenance, mission effectiveness, and other issues.

(3) The extent to which standard policies and procedures were developed and used for participating ships.

(4) Lessons learned from the experiment.

(5) An assessment from the combatant commanders on the crew mission performance when deployed.

(6) An assessment from the commander of the Fleet Forces Command on the material condition, maintenance, and crew training of each participating ship.

(7) Any recommendations of the Secretary of the Navy with respect to the extension of the ship rotational crew experiment or the implementation of the experiment for other surface vessels.

(b) POSTPONEMENT OF IMPLEMENTATION.—The Secretary of the Navy may not begin implementation of any new surface ship rotational crew experiment or program during the period beginning on the date of the enactment of this Act and ending on October 1, 2009.

(c) TREATMENT OF EXISTING EXPERIMENTS.—

(1) DESTROYER EXPERIMENT.—Not later than January 1, 2007, the Secretary of the Navy shall terminate the existing ship rotational crew experiment involving the U.S.S. Gonzalez (DDG-66), the U.S.S. Stout (DDG-55), and the U.S.S. Laboon (DDG-58) that is known as the ''sea swap''.

(2) PATROL COASTAL CLASS SHIP EXPERIMENT.—The Secretary of the Navy may continue the existing ship rotational crew program that is currently in use by overseas-based Patrol Coastal class ships.

(3) MINE COUNTERMEASURES SHIPS.—The Secretary of the Navy may continue the existing ship rotational crew program that is currently in use by MCM and MHC ships.

(4) LITTORAL COMBAT SHIPS.—The Secretary of the Navy may employ a two crew for one ship (commonly referred to as Blue-Gold) rotational crew program for the first two ships of each Littoral combat ship design (LCS 1-4).

(d) COMPTROLLER GENERAL REPORT.—Not later than July 15, 2007, the Comptroller General shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the ship rotational crew experiment referred to in subsection (c)(1). The report shall include the following:

(1) A review of the report submitted by the Secretary of the Navy under subsection (a) and an assessment of the extent to which the Secretary fully addressed costs, quality of life, training, maintenance, and mission effectiveness, and other relevant issues in that report.

(2) An assessment of the extent to which the Secretary established and applied a comprehensive framework for assessing the use of ship rotational crew experiments, including formal objectives, metrics, and methodology for assessing the cost-effectiveness of such experiments.

(3) An assessment of the extent to which the Secretary established effective guidance for the use of ship rotational crew experiments.

(4) Lessons learned from recent ship rotational crew experiments and an assessment of the extent to which the Navy systematically collects and shares lessons learned.

(e) CONGRESSIONAL BUDGET OFFICE REPORT.—Not later than July 15, 2007, the Director of the Congressional Budget Office shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the long-term implications of the use of crew rotation on Navy ships on the degree of forward presence provided by Navy ships. The report shall include the following:

(1) An analysis of different approaches to crew rotation and the degree of forward presence each approach would provide.

(2) A comparison of the degree of forward presence provided by the fleet under the long-term shipbuilding plan of the Navy with and without the widespread use of crew rotation.

(3) The long-term benefits and costs of using crew rotation on Navy ships.

SEC. 343. REPORT ON ARMY LIVE-FIRE RANGES IN HAWAII.

Not later than March 1, 2007, the Secretary of the Army shall submit to Congress a report on the adequacy of the live-fire ranges of the Army in the State of Hawaii with respect to current and future training requirements. The report shall include the following:

(1) An evaluation of the capacity of the existing live-fire ranges to meet the training requirements of the Army, including the training requirements of Stryker Brigade Combat Teams.

(2) A description of any existing plan to modify or expand any range in Hawaii for the purpose of meeting anticipated live-fire training requirements.

(3) A description of the current live-fire restrictions at the Makua Valley range and the effect of these restrictions on unit readiness.

(4) Cost and schedule estimates for the construction of new ranges or the modification of existing ranges that are necessary to support future training requirements if existing restrictions on training at the Makua Valley range remain in place.

SEC. 344. COMPTROLLER GENERAL REPORT ON JOINT STANDARDS AND PROTOCOLS FOR ACCESS CONTROL SYSTEMS AT DEPARTMENT OF DEFENSE INSTALLATIONS.

(a) REPORT REQUIRED.—Not later than one year after the date of the enactment of this Act, the Comptroller General shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report containing the assessment of the Comptroller General of—

(1) the extent to which consistency exists in standards, protocols, and procedures for access control across installations of the Department of Defense; and

(2) whether the establishment of joint standards and protocols for access control at such installations would be likely to—

(A) address any need of the Department identified by the Comptroller General; or

(B) improve access control across such installations by providing greater consistency and improved force protection.

(b) ISSUES TO BE ASSESSED.—In conducting the assessment required by subsection (a), the Comptroller General shall assess the extent to which each installation of the Department of Defense has or would benefit from having an access control system with the ability to—

(1) electronically check any identification card issued by any Federal agency or any State or local government within the United States, including any identification card of a visitor to the installation who is a citizen or legal resident of the United States;

(2) verify that an identification card used to obtain access to the installation was legitimately issued and has not been reported lost or stolen;

(3) check on a real-time basis all relevant watch lists maintained by the Government, including terrorist watch lists and lists of persons wanted by Federal, State, or local law enforcement authorities;

(4) maintain a log of individuals seeking access to the installation and of individuals who are denied access to the installation; and

(5) exchange information with any installation with a system that complies with the joint standards and protocols.

SEC. 345. COMPTROLLER GENERAL REPORT ON READINESS OF ARMY AND MARINE CORPS GROUND FORCES.

(a) REPORT REQUIRED.—

(1) IN GENERAL.—Not later than June 1, 2007, the Comptroller General shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the readiness of the active component and reserve component ground forces of the Army and the Marine Corps.

(2) ONE OR MORE REPORTS.—In complying with the requirements of this section, the Comptroller General may submit a single report addressing all the elements specified in subsection (b) or two or more reports addressing any combination of such elements. If the Comptroller General submits more than one report under this section, all such reports shall be submitted not later than the date specified in paragraph (1).

(b) ELEMENTS.—The elements specified in this subsection are the following:

(1) An analysis of the current readiness status of each of the active component and reserve component ground forces of the Army and the Marine Corps, including a description of any major deficiency identified, an analysis of the trends in readiness of such forces during not less than the ten-year period preceding the date on which the report is submitted, and a comparison of the current readiness indicators of such ground forces with historical patterns.

(2) An assessment of the ability of the Army and the Marine Corps to provide trained and ready forces for ongoing operations as well as other commitments assigned to the Army and the Marine Corps in defense planning documents.

(3) An analysis of the availability of equipment for training by units of the Army and the Marine Corps in the United States in configurations comparable to the equipment being used by units of the Army and the Marine Corps, as applicable, in ongoing operations.

(4) An analysis of the current and projected requirements for repair or replacement of equipment of the Army and the Marine Corps due to ongoing operations and the effect of such required repair or replacement of equipment on the availability of equipment for training.

(5) An assessment of the current personnel tempo of Army and Marine Corps forces, including—

(A) a comparison of such tempos to historical trends;

(B) an identification of particular occupational specialties that are experiencing unusually high or low deployment rates; and

(C) an analysis of retention rates in the occupational specialties identified under subparagraph (B).

(6) An assessment of the efforts of the Army and the Marine Corps to mitigate the impact of high operational tempos, including cross-leveling of personnel and equipment or cross training of personnel or units for new or additional mission requirements.

(7) A description of the current policy of the Army and the Marine Corps with respect to the mobilization of reserve component personnel, together with an analysis of the number of reserve component personnel in each of the Army and the Marine Corps that are projected to be available for deployment under such policy.

(c) FORM OF REPORT.—Any report submitted under subsection (a) shall be submitted in both classified and unclassified form.

SEC. 346. REPORT ON AIR FORCE SAFETY REQUIREMENTS FOR AIR FORCE FLIGHT TRAINING OPERATIONS AT PUEBLO MEMORIAL AIRPORT, COLORADO.

(a) REPORT REQUIRED.—Not later than February 15, 2007, the Secretary of the Air Force shall submit to the congressional defense committees a report on Air Force safety requirements for Air Force flight training operations at Pueblo Memorial Airport, Colorado.

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

(1) A description of the Air Force flying operations at Pueblo Memorial Airport, including the Initial Flight Screening program.

(2) An assessment of the impact of Air Force operations at Pueblo Memorial Airport on non-Air Force activities at the airport.

(3) A description of the requirements necessary at Pueblo Memorial Airport to ensure safe Air Force flying operations, including the continuous availability of fire protection, crash rescue, and other emergency response capabilities.

(4) An assessment of the necessity of providing for a continuous fire-fighting capability at Pueblo Memorial Airport.

(5) A description and analysis of any alternatives for Air Force flying operations at Pueblo Memorial Airport, including the cost and availability of any such alternatives.

(6) A description of Air Force funding of fire-fighting and crash rescue support at Pueblo Memorial Airport through the services contract for the Initial Flight Screening program.

(7) An assessment of whether Air Force funding is required to assist the City of Pueblo, Colorado, in meeting Air Force requirements for safe Air Force flight operations at Pueblo Memorial Airport, and if such funding is required, the plan of the Secretary of the Air Force to provide such funding to the city.

SEC. 347. ANNUAL REPORT ON PERSONNEL SECURITY INVESTIGATIONS FOR INDUSTRY AND NATIONAL INDUSTRIAL SECURITY PROGRAM.

(a) ANNUAL REPORT REQUIRED.—The Secretary of Defense shall include in the budget justification documents submitted to Congress in support of the President's budget for the Department of Defense for each fiscal year, a report on the future requirements of the Department of Defense with respect to the Personnel Security Investigations for Industry and the National Industrial Security Program of the Defense Security Service.

(b) CONTENTS OF REPORT.—Each report required to be submitted under subsection (a) shall include the following:

(1) The funding requirements of the personnel security clearance investigation program and ability of the Secretary of Defense to fund the program.

(2) The size of the personnel security clearance investigation process backlog.

(3) The length of the average delay for an individual case pending in the personnel security clearance investigation process.

(4) Any progress made by the Secretary of Defense during the 12 months preceding the date on which the report is submitted toward implementing planned changes in the personnel security clearance investigation process.

(5) A determination certified by the Secretary of Defense of whether the personnel security clearance investigation process has improved during the 12 months preceding the date on which the report is submitted.

(c) COMPTROLLER GENERAL REPORT.—Not later than 180 days after the Secretary of Defense submits the first report required under subsection (a), the Comptroller General shall submit to Congress a report that contains a review of such report. The Comptroller General's report shall include the following:

(1) The number of personnel security clearance investigations conducted during the period beginning on October 1, 1999, and ending on September 30, 2006.

(2) The number of each type of security clearance granted during that period.

(3) The unit cost to the Department of Defense of each security clearance granted during that period.

(4) The amount of any fee or surcharge paid to the Office of Personnel Management as a result of conducting a personnel security clearance investigation.

(5) A description of the procedures used by the Secretary of Defense to estimate the number of personnel security clearance investigations to be conducted during a fiscal year.

(6) A description of any plan developed by the Secretary of Defense to reduce delays and backlogs in the personnel security clearance investigation process.

(7) A description of any plan developed by the Secretary of Defense to adequately fund the personnel security clearance investigation process.

(8) A description of any plan developed by the Secretary of Defense to establish a more stable and effective Personnel Security Investigations Program.

SEC. 348. FIVE-YEAR EXTENSION OF ANNUAL REPORT ON TRAINING RANGE SUSTAINMENT PLAN AND TRAINING RANGE INVENTORY.

Section 366 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107–314; 116 Stat. 2522; 10 U.S.C. 113 note) is amended—

(1) in subsections (a)(5) and (c)(2), by striking ''fiscal years 2005 through 2008'' and inserting ''fiscal years 2005 through 2013''; and

(2) in subsection (d), by striking ''within 60 days of receiving a report'' and inserting ''within 90 days of receiving a report''.

SEC. 349. REPORTS ON WITHDRAWAL OR DIVERSION OF EQUIPMENT FROM RESERVE UNITS FOR SUPPORT OF RESERVE UNITS BEING MOBILIZED AND OTHER UNITS.

(a) REPORT REQUIRED ON WITHDRAWAL OR DIVERSION OF EQUIPMENT.—Not later than 90 days after the date on which the Secretary concerned (as that term is defined in section 101(a)(9) of title 10, United States Code) withdraws or diverts equipment from any reserve component unit for the purpose of transferring such equipment to a reserve component unit that is ordered to active duty under section 12301, 12302, or 12304 of title 10, United States Code, or to an active component unit for the purpose of discharging the mission of the unit to which the equipment is diverted, the Secretary concerned shall submit to the Secretary of Defense a status report on such withdrawal or diversion of equipment.

(b) ELEMENTS OF STATUS REPORT.—Each status report under subsection (a) shall include the following:

(1) A plan to repair, recapitalize, or replace the equipment withdrawn or diverted within the unit from which it is being withdrawn or diverted.

(2) In the case of equipment that is to remain in a theater of operations while the unit from which the equipment is withdrawn or diverted leaves the theater of operations, a plan to provide that unit with equipment appropriate to ensure the continuation of the readiness training of the unit.

(3) A signed memorandum of understanding between the active or reserve component to which the equipment is diverted and the reserve component from which the equipment is withdrawn or diverted that specifies—

(A) how the equipment will be accounted for; and

(B) when the equipment will be returned to the component from which it was withdrawn or diverted.

(c) REPORTS TO CONGRESS.—Not later than 90 days after the date of the enactment of this Act and every 90 days thereafter, the Secretary of Defense shall submit to Congress all status reports submitted under subsection (a) during the 90-day period preceding the date on which the Secretary of Defense submits such reports.

(d) TERMINATION.—This section shall terminate on the date that is five years after the date of the enactment of this Act.

Subtitle F—Other Matters

SEC. 351. DEPARTMENT OF DEFENSE STRATEGIC POLICY ON PREPOSITIONING OF MATERIEL AND EQUIPMENT.

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

''§ 2229. Strategic policy on prepositioning of materiel and equipment

''(a) POLICY REQUIRED.—The Secretary of Defense shall maintain a strategic policy on the programs of the Department of Defense for the prepositioning of materiel and equipment. Such policy shall take into account national security threats, strategic mobility, service requirements, and the requirements of the combatant commands.

''(b) LIMITATION OF DIVERSION OF PREPOSITIONED MATERIEL.—The Secretary of a military department may not divert materiel or equipment from prepositioned stocks except—

''(1) in accordance with a change made by the Secretary of Defense to the policy maintained under subsection (a); or

''(2) for the purpose of directly supporting a contingency operation or providing humanitarian assistance under chapter 20 of this title.

''(c) CONGRESSIONAL NOTIFICATION.—The Secretary of Defense may not implement or change the policy required under subsection (a) until the Secretary submits to the congressional defense committees a report describing the policy or change to the policy.''.

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

''2229. Strategic policy on prepositioning of materiel and equipment.''.

(c) DEADLINE FOR ESTABLISHMENT OF POLICY.—

(1) DEADLINE.—Not later than six months after the date of the enactment of this Act, the Secretary of Defense shall establish the strategic policy on the programs of the Department of Defense for the prepositioning of materiel and equipment required under section 2229 of title 10, United States Code, as added by subsection (a).

(2) LIMITATION ON DIVERSION OF PREPOSITIONED MATERIEL.—During the period beginning on the date of the enactment of this Act and ending on the date on which the Secretary of Defense submits the report required under section 2229(c) of title 10, United States Code, on the policy referred to in paragraph (1), the Secretary of a military department may not divert materiel or equipment from prepositioned stocks except for the purpose of directly supporting a contingency operation or providing humanitarian assistance under chapter 20 of that title.

SEC. 352. AUTHORITY TO MAKE DEPARTMENT OF DEFENSE HORSES AVAILABLE FOR ADOPTION.

(a) INCLUSION OF DEPARTMENT OF DEFENSE HORSES IN EXISTING AUTHORITY.—Section 2583 of title 10, United States Code, is amended—

*(1) in the section heading, by striking ''**working dogs**'' and inserting ''**animals**'';*

(2) by striking ''working'' each place it appears;

(3) by striking ''dog'' and ''dogs'' each place they appear and inserting ''animal'' and ''animals'', respectively;

(4) by striking ''dog's'' in paragraphs (1) and (2) of subsection (a) and inserting ''animal's'';

(5) by striking ''a dog's adoptability'' in subsection (b) and inserting ''the adoptability of the animal''; and

(6) by adding at the end the following new subsection:

''(g) MILITARY ANIMAL DEFINED.—In this section, the term 'military animal' means the following:

''(1) A military working dog.

''(2) A horse owned by the Department of Defense.''.

(b) CLERICAL AMENDMENT.—The item relating to such section in the table of sections at the beginning of chapter 153 of such title is amended to read as follows:

''2583. Military animals: transfer and adoption.''.

SEC. 353. SALE AND USE OF PROCEEDS OF RECYCLABLE MUNITIONS MATERIALS.

(a) ESTABLISHMENT OF PROGRAM.—Chapter 443 of title 10, United States Code, is amended by adding at the end the following new section:

''§ 4690. Recyclable munitions materials: sale; use of proceeds

''(a) AUTHORITY FOR PROGRAM.—Notwithstanding section 2577 of this title, the Secretary of the Army may carry out a program to sell recyclable munitions materials resulting from the demilitarization of conventional military munitions without regard to chapter 5 of title 40 and use any proceeds in accordance with subsection (c).

''(b) METHOD OF SALE.—The Secretary shall use competitive procedures to sell recyclable munitions materials under this section in a manner consistent with Federal procurement laws and regulations.

''(c) PROCEEDS.—(1) Proceeds from the sale of recyclable munitions materials under this section shall be credited to an account that is specified as being for Army ammunition demilitarization from funds made available for the procurement of ammunition, to be available only for reclamation, recycling, and reuse of conventional military munitions (including research and development and equipment purchased for such purpose).

''(2) Amounts credited under this subsection shall be available for obligation for the fiscal year during which the funds are so credited and for three subsequent fiscal years.

''(d) REGULATIONS.—The Secretary shall prescribe regulations to carry out the program established under this section. Such regulations shall be consistent and in compliance with the Solid Waste Disposal Act (42 U.S.C. 6901 et seq.) and the regulations implementing that Act.''.

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

''4690. Recyclable munitions materials: sale; use of proceeds.''.

SEC. 354. RECOVERY AND TRANSFER TO CORPORATION FOR THE PROMOTION OF RIFLE PRACTICE AND FIREARMS SAFETY OF CERTAIN FIREARMS, AMMUNITION, AND PARTS GRANTED TO FOREIGN COUNTRIES.

(a) AUTHORITY TO RECOVER; TRANSFER TO CORPORATION.—Subchapter II of chapter 407 of title 36, United States Code, is amended by inserting after section 40728 the following new section:

"§ 40728A. Recovery of excess firearms, ammunition, and parts granted to foreign countries and transfer to corporation

''(a) AUTHORITY TO RECOVER.—The Secretary of the Army may recover from any country to which rifles, ammunition, repair parts, or other supplies described in section 40731(a) of this title are furnished on a grant basis under the conditions imposed by section 505 of the Foreign Assistance Act of 1961 (22 U.S.C. 2314) any such rifles, ammunition, repair parts, or supplies that become excess to the needs of such country.

''(b) COST OF RECOVERY.—(1) Except as provided in paragraph (2), the cost of recovery of any rifles, ammunition, repair parts, or supplies under subsection (a) shall be treated as incremental direct costs incurred in providing logistical support to the corporation for which reimbursement shall be required as provided in section 40727(a) of this title.

''(2) The Secretary may require the corporation to pay costs of recovery described in paragraph (1) in advance of incurring such costs. Amounts so paid shall not be subject to the provisions of section 3302 of title 31, but shall be administered in accordance with the last sentence of section 40727(a) of this title.

''(c) AVAILABILITY FOR TRANSFER TO CORPORATION.—Any rifles, ammunition, repair parts, or supplies recovered under subsection (a) shall be available for transfer to the corporation in accordance with section 40728 of this title under such additional terms and conditions as the Secretary shall prescribe for purposes of this section.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 40728 the following new item:

''40728A. Recovery of excess firearms, ammunition, and parts granted to foreign countries and transfer to corporation.''.

SEC. 355. EXTENSION OF DEPARTMENT OF DEFENSE TELECOMMUNICATIONS BENEFIT PROGRAM.

(a) TERMINATION AT END OF CONTINGENCY OPERATION.—Subsection (c) of section 344 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136) is amended to read as follows:

''(c) TERMINATION OF BENEFIT.—The authority to provide a benefit under subsection (a)(1) to a member directly supporting a contingency operation shall terminate on the date that is 60 days after the date on which the Secretary determines that the contingency operation has ended.''.

(b) APPLICATION TO OTHER CONTINGENCY OPERATIONS.—Such section is further amended—

(1) in subsection (a), by striking ''Operation Iraqi Freedom and Operation Enduring Freedom'' and inserting ''a contingency operation''; and

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

''(g) CONTINGENCY OPERATION DEFINED.—In this section, the term 'contingency operation' has the meaning given that term in section 101(a)(13) of title 10, United States Code. The term includes Operation Iraqi Freedom and Operation Enduring Freedom.''.

(c) EXTENSION TO HOSPITALIZED MEMBERS.—Subsection (a) of such section is further amended—

(1) by striking ''As soon as possible after the date of the enactment of this Act, the'' and inserting ''(1) The''; and

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

''(2) As soon as possible after the date of the enactment of the John Warner National Defense Authorization Act for Fiscal Year 2007, the Secretary shall provide, wherever practicable, prepaid phone cards, packet based telephony service, or an equivalent telecommunications benefit which includes access to telephone service to members of the Armed Forces who, although are no longer directly supporting a contingency operation, are hospitalized as a result of wounds or other injuries incurred while serving in direct support of a contingency operation.''.

(d) REPORT ON IMPLEMENTATION OF MODIFIED BENEFITS.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report describing the status of the efforts of the Department of Defense to implement the modifications of the Department of Defense telecommunications benefit required by section 344 of the National Defense Authorization Act for Fiscal Year 2004 that result from the amendments made by this section.

SEC. 356. EXTENSION OF AVAILABILITY OF FUNDS FOR COMMEMORATION OF SUCCESS OF THE ARMED FORCES IN OPERATION ENDURING FREEDOM AND OPERATION IRAQI FREEDOM.

Section 378(b)(2) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3214) is amended by striking ''fiscal year 2006'' and inserting ''fiscal years 2006 and 2007''.

SEC. 357. CAPITAL SECURITY COST SHARING.

(a) RECONCILIATION REQUIRED.—For each fiscal year, the Secretary of Defense shall reconcile (1) the estimate of overseas presence of the Secretary of Defense under subsection (b) for that fiscal year, with (2) the determination of the Secretary of State under section 604(e)(1) of the Secure Embassy Construction and Counterterrorism Act of 1999 (22 U.S.C. 4865 note) of the total overseas presence of the Department of Defense for that fiscal year.

(b) ANNUAL ESTIMATE OF OVERSEAS PRESENCE.—Not later than February 1 of each year, the Secretary of Defense shall submit to the congressional defense committees an estimate of the total number of Department of Defense overseas personnel subject to chief of mission authority pursuant to section 207 of the Foreign Service Act of 1980 (22 U.S.C. 3927) during the fiscal year that begins on October 1 of that year.

SEC. 358. UTILIZATION OF FUEL CELLS AS BACK-UP POWER SYSTEMS IN DEPARTMENT OF DEFENSE OPERATIONS.

The Secretary of Defense shall consider the utilization of fuel cells as replacements for current back-up power systems in a variety of Department of Defense operations and activities, including in telecommunications networks, perimeter security, individual equipment items, and remote facilities, in order to increase the operational longevity of back-up power systems and stand-by power systems in such operations and activities.

SEC. 359. IMPROVING DEPARTMENT OF DEFENSE SUPPORT FOR CIVIL AUTHORITIES.

(a) CONSULTATION.—In the development of concept plans for the Department of Defense for providing support to civil authorities, the Secretary of Defense may consult with the Secretary of Homeland Security and State governments.

(b) PREPOSITIONING OF DEPARTMENT OF DEFENSE ASSETS.—The Secretary of Defense may provide for the prepositioning of prepackaged or preidentified basic response assets, such as medical supplies, food and water, and communications equipment, in order to improve the ability of the Department of Defense to rapidly provide support to civil authorities. The prepositioning of basic response assets shall be carried out in a manner consistent with Department of Defense concept plans for providing support to civil authorities and section 2229 of title 10, United States Code, as added by section 351.

(c) REIMBURSEMENT.—To the extent required by section 1535 of title 31, United States Code, or other applicable law, the Secretary of Defense shall require that the Department of Defense be reimbursed for costs incurred by the Department in the prepositioning of basic response assets under subsection (b).

(d) MILITARY READINESS.—The Secretary of Defense shall ensure that the prepositioning of basic response assets under subsection (b) does not adversely affect the military preparedness of the United States.

(e) PROCEDURES AND GUIDELINES.—The Secretary may develop procedures and guidelines applicable to the prepositioning of basic response assets under subsection (b).

SEC. 360. ENERGY EFFICIENCY IN WEAPONS PLATFORMS.

(a) POLICY.—It shall be the policy of the Department of Defense to improve the fuel efficiency of weapons platforms, consistent with mission requirements, in order to—

(1) enhance platform performance;

(2) reduce the size of the fuel logistics systems;

(3) reduce the burden high fuel consumption places on agility;

(4) reduce operating costs; and

(5) dampen the financial impact of volatile oil prices.

(b) REPORT REQUIRED.—

(1) IN GENERAL.—Not later than one year after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the progress of the Department of Defense in implementing the policy established by subsection (a).

(2) ELEMENTS.—The report shall include the following:

(A) An assessment of the feasibility of designating a senior Department of Defense official to be responsible for implementing the policy established by subsection (a).

(B) A summary of the recommendations made as of the time of the report by—

(i) the Energy Security Integrated Product Team established by the Secretary of Defense in April 2006;

(ii) the Defense Science Board Task Force on Department of Defense Energy Strategy established by the Under Secretary of Defense for Acquisition, Technology and Logistics on May 2, 2006; and

(iii) the January 2001 Defense Science Board Task Force report on Improving Fuel Efficiency of Weapons Platforms.

(C) For each recommendation summarized under subparagraph (B)—

(i) the steps that the Department has taken to implement such recommendation;

(ii) any additional steps the Department plans to take to implement such recommendation; and

(iii) for any recommendation that the Department does not plan to implement, the reasons for the decision not to implement such recommendation.

(D) An assessment of the extent to which the research, development, acquisition, and logistics guidance and directives of the Department for weapons platforms are appropriately designed to address the policy established by subsection (a).

(E) An assessment of the extent to which such guidance and directives are being carried out in the research, development, acquisition, and logistics programs of the Department.

(F) A description of any additional actions that, in the view of the Secretary, may be needed to implement the policy established by subsection (a).

SEC. 361. PRIORITIZATION OF FUNDS WITHIN NAVY MISSION OPERATIONS, SHIP MAINTENANCE, COMBAT SUPPORT FORCES, AND WEAPONS SYSTEM SUPPORT.

(a) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) the President's budget for fiscal year 2007 failed to fund the required number of ship steaming days per quarter for Navy ship operations as well as deferring projected depot maintenance for Navy ships and aircraft; and

(2) the Secretary of Defense should ensure that sufficient financial resources are provided for each fiscal year to support the critical training and depot maintenance accounts of the Navy in order to enable the Navy to maintain

the current readiness levels required to support the national military strategy without putting future readiness at risk by underfunding investment in modernization, including ship construction programs.

(b) CERTIFICATION.—The Secretary of Defense shall submit to the congressional defense committees a written certification, at the same time the President submits the budget for each of fiscal years 2008, 2009, and 2010, that the Navy has budgeted and programmed funding to fully meet the requirements for that fiscal year for each of the following:

(1) Ship steaming days per quarter for deployed and non-deployed ship operations.

(2) Projected depot maintenance requirements for ships and aircraft.

(c) LIMITATION.—Of the funds available for Operation and Maintenance, Defense-Wide, for the Office of the Secretary of Defense for each of fiscal years 2008, 2009, and 2010, no more than 80 percent may be obligated in that fiscal year until after the submission of the certification required by subsection (b) for the annual budget submitted in February of that year for the following fiscal year.

(d) ANNUAL REPORT.—Beginning with the fiscal year 2008 budget of the President, the Secretary of the Navy shall submit to the congressional defense committees an annual report (to be submitted when the budget is submitted) setting forth the progress toward funding the requirements of subsection (a). The annual reporting requirement shall terminate after the fiscal year 2010 budget submission. Each such report shall include the following:

(1) An assessment of the deployed and non-deployed quarterly ship steaming day requirements, itemized by active-duty component and reserve component.

(2) An assessment of the associated budget request for each of the following:

(A) Deployed and non-deployed ship steaming days per quarter.

(B) Chief of Naval Operations ship depot maintenance availabilities, shown by type of maintenance availability and by location.

(C) Air depot maintenance workload, shown by type of airframe and by location.

(e) REPORT ON RIVERINE SQUADRONS.—

(1) REPORT REQUIRED.—The Secretary of Navy shall submit to the congressional defense committees a report on the Riverine Squadrons of the Navy. The report shall be submitted with the President's budget for fiscal year 2008 and shall include the following:

(A) The total amount funded for fiscal year 2006 and projected funding for fiscal year 2007 and fiscal year 2008 for those squadrons.

(B) The operational requirement of the commander of the United States Central Command for those squadrons and the corresponding Department of Navy concept of operations for deployments of those squadrons to support Operation Iraqi Freedom or Operation Enduring Freedom.

(C) The military table of organization and equipment for those squadrons.

(D) A summary of existing Department of Navy equipment that has been assigned in fiscal year 2006 or will be provided in fiscal year 2007 and fiscal year 2008 for those squadrons.

(E) The Department of Navy directive for the mission assigned to those squadrons.

(2) LIMITATION.—Of the amount made available for fiscal year 2007 to the Department of Navy for operation and maintenance for the Office of the Secretary of the Navy, not more than 80 percent may be obligated before the date on which the report required under paragraph (1) is submitted.

SEC. 362. PROVISION OF ADEQUATE STORAGE SPACE TO SECURE PERSONAL PROPERTY OUTSIDE OF ASSIGNED MILITARY FAMILY HOUSING UNIT.

The Secretary of a military department shall ensure that a member of the Armed Forces under the jurisdiction of the Secretary who occupies a unit of military family housing is provided with adequate storage space to secure personal property that the member is unable to secure within the unit whenever—

(1) the member is assigned to duty in an area for which special pay under section 310 of title 37, United States Code, is available and the assignment is pursuant to orders specifying an assignment of 180 days or more; and

(2) the dependents of the member who otherwise occupy the unit of military family housing are absent from the unit for more than 30 consecutive days during the period of the assignment of the member.

SEC. 363. EXPANSION OF PAYMENT OF REPLACEMENT VALUE OF PERSONAL PROPERTY DAMAGED DURING TRANSPORT AT GOVERNMENT EXPENSE.

(a) COVERAGE OF PROPERTY OF CIVILIAN EMPLOYEES OF DEPARTMENT OF DEFENSE.—Subsection (a) of section 2636a of title 10, United States Code, is amended by striking ''of baggage and household effects for members of the armed forces at Government expense'' and inserting ''at Government expense of baggage and household effects for members of the armed forces or civilian employees of the Department of Defense (or both)''.

(b) REQUIREMENT FOR PAYMENT AND DEDUCTION UPON FAILURE OF CARRIER TO SETTLE.—Effective March 1, 2008, such section is further amended—

(1) in subsection (a), by striking ''may include'' and inserting ''shall include''; and

(2) in subsection (b), by striking ''may be deducted'' and inserting ''shall be deducted''.

(c) CERTIFICATION ON FAMILIES FIRST PROGRAM.—The Secretary of Defense shall submit to the congressional defense committees a report containing the certifications of the Secretary with respect to the program of the Department of Defense known as ''Families First'' on the following matters:

(1) Whether there is an alternative to the system under the program that would provide equal or greater capability at a lower cost.

(2) Whether the estimates on costs, and the anticipated schedule and performance parameters, for the program and system are reasonable.

(3) Whether the management structure for the program is adequate to manage and control program costs.

(d) COMPTROLLER GENERAL REPORTS ON FAMILIES FIRST PROGRAM.—

(1) REVIEW AND ASSESSMENT REQUIRED.—The Comptroller General of the United States shall conduct a review and assessment of the progress of the Department of Defense in implementing the program of the Department of Defense known as ''Families First''.

(2) ELEMENTS OF REVIEW AND ASSESSMENT.—In conducting the review and assessment required by paragraph (1), the Comptroller General shall—

(A) assess the progress of the Department in achieving the goals of the Families First program, including progress in the development and deployment of the Defense Personal Property System;

(B) assess the organization, staffing, resources, and capabilities of the Defense Personal Property System Project Management Office established on April 7, 2006;

(C) evaluate the growth in cost of the program since the previous assessment of the program by the Comptroller General, and estimate the current annual cost of the Defense Personal Property System and each component of that system; and

(D) assess the feasibility of implementing processes and procedures, pending the satisfactory development of the Defense Personal Property System, which would achieve the goals of the program of providing improved personal property management services to members of the Armed Forces.

(3) REPORTS.—The Comptroller General shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives reports as follows:

(A) An interim report on the review and assessment required by paragraph (1) by not later than December 1, 2006.

(B) A final report on such review and assessment by not later than June 1, 2007.

TITLE IV—MILITARY PERSONNEL AUTHORIZATIONS

Subtitle A—Active Forces

Sec. 401. End strengths for active forces.
Sec. 402. Revision in permanent active duty end strength minimum levels.
Sec. 403. Additional authority for increases of Army and Marine Corps active duty end strengths for fiscal years 2008 and 2009.

Subtitle B—Reserve Forces

Sec. 411. End strengths for Selected Reserve.
Sec. 412. End strengths for Reserves on active duty in support of the reserves.
Sec. 413. End strengths for military technicians (dual status).
Sec. 414. Fiscal year 2007 limitation on number of non-dual status technicians.
Sec. 415. Maximum number of reserve personnel authorized to be on active duty for operational support.

Subtitle C—Authorization of Appropriations

Sec. 421. Military personnel.
Sec. 422. Armed Forces Retirement Home.

Subtitle A—Active Forces

SEC. 401. END STRENGTHS FOR ACTIVE FORCES.

(a) IN GENERAL.—The Armed Forces are authorized strengths for active duty personnel as of September 30, 2007, as follows:

(1) The Army, 512,400.

(2) The Navy, 340,700.

(3) The Marine Corps, 180,000.

(4) The Air Force, 334,200.

(b) LIMITATION.—

(1) ARMY.—The authorized strength for the Army provided in paragraph (1) of subsection (a) for active duty personnel for fiscal year 2007 is subject to the condition that costs of active duty personnel of the Army for that fiscal year in excess of 482,400 shall be paid out of funds authorized to be appropriated for that fiscal year for a contingent emergency reserve fund or as an emergency supplemental appropriation.

(2) MARINE CORPS.—The authorized strength for the Marine Corps provided in paragraph (3) of subsection (a) for active duty personnel for fiscal year 2007 is subject to the condition that costs of active duty personnel of the Marine Corps for that fiscal year in excess of 175,000 shall be paid out of funds authorized to be appropriated for that fiscal year for a contingent emergency reserve fund or as an emergency supplemental appropriation.

SEC. 402. REVISION IN PERMANENT ACTIVE DUTY END STRENGTH MINIMUM LEVELS.

Section 691(b) of title 10, United States Code, is amended by striking paragraphs (1) through (4) and inserting the following:

''(1) For the Army, 502,400.

''(2) For the Navy, 340,700.

''(3) For the Marine Corps, 180,000.

''(4) For the Air Force, 334,200.''.

SEC. 403. ADDITIONAL AUTHORITY FOR INCREASES OF ARMY AND MARINE CORPS ACTIVE DUTY END STRENGTHS FOR FISCAL YEARS 2008 AND 2009.

Effective October 1, 2007, the text of section 403 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 1863) is amended to read as follows:

''(a) AUTHORITY.—

''(1) ARMY.—For each of fiscal years 2008 and 2009, the Secretary of Defense may, as the Secretary determines necessary for the purposes specified in paragraph (3), establish the active-

duty end strength for the Army at a number greater than the number otherwise authorized by law up to the number equal to the fiscal-year 2007 baseline plus 20,000.

''(2) MARINE CORPS.—For each of fiscal years 2008 and 2009, the Secretary of Defense may, as the Secretary determines necessary for the purposes specified in paragraph (3), establish the active-duty end strength for the Marine Corps at a number greater than the number otherwise authorized by law up to the number equal to the fiscal-year 2007 baseline plus 4,000.

''(3) PURPOSE OF INCREASES.—The purposes for which increases may be made in Army and Marine Corps active duty end strengths under paragraphs (1) and (2) are—

''(A) to support operational missions; and

''(B) to achieve transformational reorganization objectives, including objectives for increased numbers of combat brigades and battalions, increased unit manning, force stabilization and shaping, and rebalancing of the active and reserve component forces.

''(4) FISCAL-YEAR 2007 BASELINE.—In this subsection, the term 'fiscal-year 2007 baseline', with respect to the Army and Marine Corps, means the active-duty end strength authorized for those services in section 401 of the John Warner National Defense Authorization Act for Fiscal Year 2007.

''(5) ACTIVE-DUTY END STRENGTH.—In this subsection, the term 'active-duty end strength' means the strength for active-duty personnel of one of the Armed Forces as of the last day of a fiscal year.

''(b) RELATIONSHIP TO PRESIDENTIAL WAIVER AUTHORITY.—Nothing in this section shall be construed to limit the President's authority under section 123a of title 10, United States Code, to waive any statutory end strength in a time of war or national emergency.

''(c) RELATIONSHIP TO OTHER VARIANCE AUTHORITY.—The authority under subsection (a) is in addition to the authority to vary authorized end strengths that is provided in subsections (e) and (f) of section 115 of title 10, United States Code.

''(d) BUDGET TREATMENT.—

''(1) FISCAL YEAR 2008 BUDGET.—The budget for the Department of Defense for fiscal year 2008 as submitted to Congress shall comply, with respect to funding, with subsections (c) and (d) of section 691 of title 10, United States Code.

''(2) OTHER INCREASES.—If the Secretary of Defense plans to increase the Army or Marine Corps active duty end strength for a fiscal year under subsection (a), then the budget for the Department of Defense for that fiscal year as submitted to Congress shall include the amounts necessary for funding that active duty end strength in excess of the fiscal year 2007 active duty end strength authorized for that service under section 401 of the John Warner National Defense Authorization Act for Fiscal Year 2007.''.

Subtitle B—Reserve Forces

SEC. 411. END STRENGTHS FOR SELECTED RESERVE.

(a) IN GENERAL.—The Armed Forces are authorized strengths for Selected Reserve personnel of the reserve components as of September 30, 2007, as follows:

(1) The Army National Guard of the United States, 350,000.

(2) The Army Reserve, 200,000.

(3) The Navy Reserve, 71,300.

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

(5) The Air National Guard of the United States, 107,000.

(6) The Air Force Reserve, 74,900.

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

(b) ADJUSTMENTS.—The end strengths prescribed by subsection (a) for the Selected Reserve of any reserve component shall be proportionately reduced by—

(1) the total authorized strength of units organized to serve as units of the Selected Reserve of such component which are on active duty (other than for training) at the end of the fiscal year; and

(2) the total number of individual members not in units organized to serve as units of the Selected Reserve of such component who are on active duty (other than for training or for unsatisfactory participation in training) without their consent at the end of the fiscal year.

Whenever such units or such individual members are released from active duty during any fiscal year, the end strength prescribed for such fiscal year for the Selected Reserve of such reserve component shall be increased proportionately by the total authorized strengths of such units and by the total number of such individual members.

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

Within the end strengths prescribed in section 411(a), the reserve components of the Armed Forces are authorized, as of September 30, 2007, the following number of Reserves to be serving on full-time active duty or full-time duty, in the case of members of the National Guard, for the purpose of organizing, administering, recruiting, instructing, or training the reserve components:

(1) The Army National Guard of the United States, 27,441.

(2) The Army Reserve, 15,416.

(3) The Navy Reserve, 12,564.

(4) The Marine Corps Reserve, 2,261.

(5) The Air National Guard of the United States, 13,291.

(6) The Air Force Reserve, 2,707.

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

The minimum number of military technicians (dual status) as of the last day of fiscal year 2007 for the reserve components of the Army and the Air Force (notwithstanding section 129 of title 10, United States Code) shall be the following:

(1) For the Army Reserve, 7,912.

(2) For the Army National Guard of the United States, 26,050.

(3) For the Air Force Reserve, 10,124.

(4) For the Air National Guard of the United States, 23,255.

SEC. 414. FISCAL YEAR 2007 LIMITATION ON NUMBER OF NON-DUAL STATUS TECHNICIANS.

(a) LIMITATIONS.—

(1) NATIONAL GUARD.—Within the limitation provided in section 10217(c)(2) of title 10, United States Code, the number of non-dual status technicians employed by the National Guard as of September 30, 2007, may not exceed the following:

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

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

(2) ARMY RESERVE.—The number of non-dual status technicians employed by the Army Reserve as of September 30, 2007, may not exceed 595.

(3) AIR FORCE RESERVE.—The number of non-dual status technicians employed by the Air Force Reserve as of September 30, 2007, may not exceed 90.

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

SEC. 415. MAXIMUM NUMBER OF RESERVE PERSONNEL AUTHORIZED TO BE ON ACTIVE DUTY FOR OPERATIONAL SUPPORT.

During fiscal year 2007, the maximum number of members of the reserve components of the Armed Forces who may be serving at any time on full-time operational support duty under section 115(b) of title 10, United States Code, is the following:

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

(2) The Army Reserve, 13,000.

(3) The Navy Reserve, 6,200.

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

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

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

Subtitle C—Authorization of Appropriations

SEC. 421. MILITARY PERSONNEL.

There is hereby authorized to be appropriated to the Department of Defense for military personnel for fiscal year 2007 a total of $110,098,628,000. The authorization in the preceding sentence supersedes any other authorization of appropriations (definite or indefinite) for such purpose for fiscal year 2007.

SEC. 422. ARMED FORCES RETIREMENT HOME.

There is hereby authorized to be appropriated for fiscal year 2007 from the Armed Forces Retirement Home Trust Fund the sum of $54,846,000 for the operation of the Armed Forces Retirement Home.

TITLE V—MILITARY PERSONNEL POLICY

Subtitle A—Officer Personnel Policy

PART I—OFFICER PERSONNEL POLICY GENERALLY

Sec. 501. Military status of officers serving in certain intelligence community positions.
Sec. 502. Extension of age for mandatory retirement for active-duty general and flag officers.
Sec. 503. Increased mandatory retirement ages for reserve officers.
Sec. 504. Standardization of grade of senior dental officer of the Air Force with that of senior dental officer of the Army.
Sec. 505. Management of chief warrant officers.
Sec. 506. Extension of temporary reduction of time-in-grade requirement for eligibility for promotion for certain active-duty list officers in grades of first lieutenant and lieutenant (junior grade).
Sec. 507. Grade and exclusion from active-duty general and flag officer distribution and strength limitations of officer serving as Attending Physician to the Congress.
Sec. 508. Modification of qualifications for leadership of the Naval Postgraduate School.

PART II—OFFICER PROMOTION POLICY

Sec. 511. Revisions to authorities relating to authorized delays of officer promotions.
Sec. 512. Consideration of adverse information by selection boards in recommendations on officers to be promoted.
Sec. 513. Expanded authority for removal from reports of selection boards of officers recommended for promotion to grades below general and flag grades.
Sec. 514. Special selection board authorities.
Sec. 515. Removal from promotion list of officers not promoted within 18 months of approval of list by the President.

PART III—JOINT OFFICER MANAGEMENT REQUIREMENTS

Sec. 516. Modification and enhancement of general authorities on management of officers who are joint qualified.
Sec. 517. Modification of promotion policy objectives for joint officers.
Sec. 518. Applicability of joint duty assignment requirements limited to graduates of National Defense University schools.
Sec. 519. Modification of certain definitions relating to jointness.

Subtitle B—Reserve Component Matters

PART I—RESERVE COMPONENT MANAGEMENT

Sec. 521. Recognition of former Representative G. V. 'Sonny' Montgomery for his 30 years of service in the House of Representatives.
Sec. 522. Revisions to reserve call-up authority.
Sec. 523. Military retirement credit for certain service by National Guard members performed while in a State duty status immediately after the terrorist attacks of September 11, 2001.

PART II—AUTHORITIES RELATING TO GUARD AND RESERVE DUTY

Sec. 524. Title 10 definition of Active Guard and Reserve duty.
Sec. 525. Authority for Active Guard and Reserve duties to include support of operational missions assigned to the reserve components and instruction and training of active-duty personnel.
Sec. 526. Governor's authority to order members to Active Guard and Reserve duty.
Sec. 527. Expansion of operations of civil support teams.
Sec. 528. Modification of authorities relating to the Commission on the National Guard and Reserves.
Sec. 529. Additional matters to be reviewed by Commission on the National Guard and Reserves.

Subtitle C—Education and Training

PART I—SERVICE ACADEMIES

Sec. 531. Expansion of service academy exchange programs with foreign military academies.
Sec. 532. Revision and clarification of requirements with respect to surveys and reports concerning sexual harassment and sexual violence at the service academies.
Sec. 533. Department of Defense policy on service academy and ROTC graduates seeking to participate in professional sports before completion of their active-duty service obligations.

PART II—SCHOLARSHIP AND FINANCIAL ASSISTANCE PROGRAMS

Sec. 535. Authority to permit members who participate in the guaranteed reserve forces duty scholarship program to participate in the health professions scholarship program and serve on active duty.
Sec. 536. Detail of commissioned officers as students at medical schools.
Sec. 537. Increase in maximum amount of repayment under education loan repayment for officers in specified health professions.
Sec. 538. Health Professions Scholarship and Financial Assistance Program for Active Service.

PART III—JUNIOR ROTC PROGRAM

Sec. 539. Junior Reserve Officers' Training Corps instructor qualifications.
Sec. 540. Expansion of members eligible to be employed to provide Junior Reserve Officers' Training Corps instruction.
Sec. 541. Expansion of Junior Reserve Officers' Training Corps program.
Sec. 542. Review of legal status of Junior ROTC program.

PART IV—OTHER EDUCATION AND TRAINING PROGRAMS

Sec. 543. Expanded eligibility for enlisted members for instruction at Naval Postgraduate School.

Subtitle D—General Service Authorities

Sec. 546. Test of utility of test preparation guides and education programs in enhancing recruit candidate performance on the Armed Services Vocational Aptitude Battery (ASVAB) and Armed Forces Qualification Test (AFQT).
Sec. 547. Clarification of nondisclosure requirements applicable to certain selection board proceedings.
Sec. 548. Report on extent of provision of timely notice of long-term deployments.

Subtitle E—Military Justice Matters

Sec. 551. Applicability of Uniform Code of Military Justice to members of the Armed Forces ordered to duty overseas in inactive duty for training status.
Sec. 552. Clarification of application of Uniform Code of Military Justice during a time of war.

Subtitle F—Decorations and Awards

Sec. 555. Authority for presentation of Medal of Honor Flag to living Medal of Honor recipients and to living primary next-of-kin of deceased Medal of Honor recipients.
Sec. 556. Review of eligibility of prisoners of war for award of the Purple Heart.
Sec. 557. Report on Department of Defense process for awarding decorations.

Subtitle G—Matters Relating to Casualties

Sec. 561. Authority for retention after separation from service of assistive technology and devices provided while on active duty.
Sec. 562. Transportation of remains of casualties dying in a theater of combat operations.
Sec. 563. Annual budget display of funds for POW/MIA activities of Department of Defense.
Sec. 564. Military Severely Injured Center.
Sec. 565. Comprehensive review on procedures of the Department of Defense on mortuary affairs.
Sec. 566. Additional elements of policy on casualty assistance to survivors of military decedents.
Sec. 567. Requirement for deploying military medical personnel to be trained in preservation of remains under combat or combat-related conditions.

Subtitle H—Impact Aid and Defense Dependents Education System

Sec. 571. Enrollment in defense dependents' education system of dependents of foreign military members assigned to Supreme Headquarters Allied Powers, Europe.
Sec. 572. Continuation of authority to assist local educational agencies that benefit dependents of members of the Armed Forces and Department of Defense civilian employees.
Sec. 573. Impact aid for children with severe disabilities.
Sec. 574. Plan and authority to assist local educational agencies experiencing growth in enrollment due to force structure changes, relocation of military units, or base closures and realignments.
Sec. 575. Pilot program on parent education to promote early childhood education for dependent children affected by military deployment or relocation of military units.

Subtitle I—Armed Forces Retirement Home

Sec. 578. Report on leadership and management of the Armed Forces Retirement Home.
Sec. 579. Report on Local Boards of Trustees of the Armed Forces Retirement Home.

Subtitle J—Reports

Sec. 581. Report on personnel requirements for airborne assets identified as Low-Density, High-Demand Airborne Assets.
Sec. 582. Report on feasibility of establishment of Military Entrance Processing Command station on Guam.
Sec. 583. Inclusion in annual Department of Defense report on sexual assaults of information on results of disciplinary actions.
Sec. 584. Report on provision of electronic copy of military records on discharge or release of members from the Armed Forces.
Sec. 585. Report on omission of social security account numbers from military identification cards.
Sec. 586. Report on maintenance and protection of data held by the Secretary of Defense as part of the Department of Defense Joint Advertising, Market Research and Studies (JAMRS) program.
Sec. 587. Comptroller General report on military conscientious objectors.

Subtitle K—Other Matters

Sec. 591. Modification in Department of Defense contributions to Military Retirement Fund.
Sec. 592. Revision in Government contributions to Medicare-Eligible Retiree Health Care Fund.
Sec. 593. Dental Corps of the Navy Bureau of Medicine and Surgery.
Sec. 594. Permanent authority for presentation of recognition items for recruitment and retention purposes.
Sec. 595. Persons authorized to administer enlistment and appointment oaths.
Sec. 596. Military voting matters.
Sec. 597. Physical evaluation boards.
Sec. 598. Military ID cards for retiree dependents who are permanently disabled.
Sec. 599. United States Marine Band and United States Marine Drum and Bugle Corps.

Subtitle A—Officer Personnel Policy

PART I—OFFICER PERSONNEL POLICY GENERALLY

SEC. 501. MILITARY STATUS OF OFFICERS SERVING IN CERTAIN INTELLIGENCE COMMUNITY POSITIONS.

(a) CLARIFICATION OF MILITARY STATUS.—Section 528 of title 10, United States Code, is amended—

(1) by striking subsections (a) and (b) and inserting the following:

''(a) MILITARY STATUS.—An officer of the armed forces, while serving in a position covered by this section—

''(1) shall not be subject to supervision or control by the Secretary of Defense or any other officer or employee of the Department of Defense, except as directed by the Secretary of Defense concerning reassignment from such position; and

''(2) may not exercise, by reason of the officer's status as an officer, any supervision or control with respect to any of the military or civilian personnel of the Department of Defense except as otherwise authorized by law.

''(b) DIRECTOR AND DEPUTY DIRECTOR OF CIA.—When the position of Director or Deputy Director of the Central Intelligence Agency is held by an officer of the armed forces, the officer serving in that position, while so serving, shall be excluded from the limitations in sections 525 and 526 of this title. However, if both such positions are held by an officer of the armed forces, only one such officer may be excluded from those limitation while so serving.''; and

(2) by adding at the end the following new subsections:

''(e) EFFECT OF APPOINTMENT.—Except as provided in subsection (a), the appointment or assignment of an officer of the armed forces to a position covered by this section shall not affect—

''(1) the status, position, rank, or grade of such officer in the armed forces; or

''(2) any emolument, perquisite, right, privilege, or benefit incident to or arising out of such status, position, rank, or grade.

''(f) MILITARY PAY AND ALLOWANCES.—(1) An officer of the armed forces on active duty who is appointed or assigned to a position covered by this section shall, while serving in such position and while remaining on active duty, continue to receive military pay and allowances and shall not receive the pay prescribed for such position.

''(2) Funds from which pay and allowances under paragraph (1) are paid to an officer while so serving shall be reimbursed as follows:

''(A) For an officer serving in a position within the Central Intelligence Agency, such reimbursement shall be made from funds available to the Director of the Central Intelligence Agency.

''(B) For an officer serving in a position within the Office of the Director of National Intelligence, such reimbursement shall be made from funds available to the Director of National Intelligence.

''(g) COVERED POSITIONS.—The positions covered by this section are the positions specified in subsections (b) and (c) and the positions designated under subsection (d).''.

(b) CLERICAL AMENDMENTS.—

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

''§ 528. Officers serving in certain intelligence positions: military status; exclusion from distribution and strength limitations; pay and allowances''.

(2) The item relating to section 528 in the table of sections at the beginning of chapter 32 of such title is amended to read as follows:

''528. Officers serving in certain intelligence positions: military status; exclusion from distribution and strength limitations; pay and allowances.''.

SEC. 502. EXTENSION OF AGE FOR MANDATORY RETIREMENT FOR ACTIVE-DUTY GENERAL AND FLAG OFFICERS.

(a) REVISED AGE LIMITS FOR GENERAL AND FLAG OFFICERS.—Chapter 63 of title 10, United States Code, is amended by inserting after section 1252 the following new section:

''§ 1253. Age 64: regular commissioned officers in general and flag officer grades; exception

''(a) GENERAL RULE.—Unless retired or separated earlier, each regular commissioned officer of the Army, Navy, Air Force, or Marine Corps serving in a general or flag officer grade shall be retired on the first day of the month following the month in which the officer becomes 64 years of age.

''(b) EXCEPTION FOR OFFICERS SERVING IN O–9 AND O–10 POSITIONS.—In the case of an officer serving in a position that carries a grade above major general or rear admiral, the retirement under subsection (a) of that officer may be deferred—

''(1) by the President, but such a deferment may not extend beyond the first day of the month following the month in which the officer becomes 68 years of age; or

''(2) by the Secretary of Defense, but such a deferment may not extend beyond the first day of the month following the month in which the officer becomes 66 years of age.''.

(b) RESTATEMENT AND MODIFICATION OF CURRENT AGE LIMITS FOR OTHER OFFICERS.—Section 1251 of such title is amended to read as follows:

''§ 1251. Age 62: regular commissioned officers in grades below general and flag officer grades; exceptions

''(a) GENERAL RULE.—Unless retired or separated earlier, each regular commissioned officer of the Army, Navy, Air Force, or Marine Corps (other than an officer covered by section 1252 of this title or a commissioned warrant officer) serving in a grade below brigadier general or rear admiral (lower half), in the case of an officer in the Navy, shall be retired on the first day of the month following the month in which the officer becomes 62 years of age.

''(b) DEFERRED RETIREMENT OF HEALTH PROFESSIONS OFFICERS.—(1) The Secretary of the military department concerned may, subject to subsection (d), defer the retirement under subsection (a) of a health professions officer if during the period of the deferment the officer will be performing duties consisting primarily of providing patient care or performing other clinical duties.

''(2) For purposes of this subsection, a health professions officer is—

''(A) a medical officer;

''(B) a dental officer; or

''(C) an officer in the Army Nurse Corps, an officer in the Navy Nurse Corps, or an officer in the Air Force designated as a nurse.

''(c) DEFERRED RETIREMENT OF CHAPLAINS.—The Secretary of the military department concerned may, subject to subsection (d), defer the retirement under subsection (a) of an officer who is appointed or designated as a chaplain if the Secretary determines that such deferral is in the best interest of the military department concerned.

''(d) LIMITATION ON DEFERMENT OF RETIREMENTS.—(1) Except as provided in paragraph (2), a deferment under subsection (b) or (c) may not extend beyond the first day of the month following the month in which the officer becomes 68 years of age.

''(2) The Secretary of the military department concerned may extend a deferment under subsection (b) or (c) beyond the day referred to in paragraph (1) if the Secretary determines that extension of the deferment is necessary for the needs of the military department concerned. Such an extension shall be made on a case-by-case basis and shall be for such period as the Secretary considers appropriate.''.

(c) CLERICAL AMENDMENTS.—The table of sections at the beginning of chapter 63 of such title is amended—

(1) by striking the item relating to section 1251 and inserting the following new item:

''1251. Age 62: regular commissioned officers in grades below general and flag officer grades; exceptions.''; and

(2) by inserting after the item relating to section 1252 the following new item:

''1253. Age 64: regular commissioned officers in general and flag officer grades; exception.''.

(d) CONFORMING AMENDMENTS.—Chapter 71 of such title is amended—

(1) in the table in section 1401(a), by inserting at the bottom of the column under the heading ''For sections'', in the entry for Formula Number 5, the following: ''1253''; and

(2) in the table in section 1406(b)(1), by inserting at the bottom of the first column the following: ''1253''.

SEC. 503. INCREASED MANDATORY RETIREMENT AGES FOR RESERVE OFFICERS.

(a) MAJOR GENERALS AND REAR ADMIRALS.—

(1) INCREASED AGE.—Section 14511 of title 10, United States Code, is amended by striking ''62 years'' and inserting ''64 years''.

(2) CONFORMING AMENDMENT.—The heading of such section is amended to read as follows:

''§ 14511. Separation at age 64: major generals and rear admirals''.

(b) BRIGADIER GENERALS AND REAR ADMIRALS (LOWER HALF).—

(1) INCREASED AGE.—Section 14510 of such title is amended by striking ''60 years'' and inserting ''62 years''.

(2) CONFORMING AMENDMENT.—The heading of such section is amended to read as follows:

''§ 14510. Separation at age 62: brigadier generals and rear admirals (lower half)''.

(c) Officers Below Brigadier General or Rear Admiral (Lower Half)—

(1) INCREASED AGE.—Section 14509 of such title is amended by striking ''60 years'' and inserting ''62 years''.

(2) CONFORMING AMENDMENT.—The heading of such section is amended to read as follows:

''§ 14509. Separation at age 62: reserve officers in grades below brigadier general or rear admiral (lower half)''.

(d) CERTAIN OTHER OFFICERS.—

(1) INCREASED AGE.—Section 14512 of such title is amended by striking ''64 years'' both places it appears and inserting ''66 years''.

(2) CONFORMING AMENDMENT.—The heading of such section is amended to read as follows:

''§ 14512. Separation at age 66: officers holding certain offices''.

(e) CONFORMING AMENDMENTS.—Section 14508 of such title is amended—

(1) in subsection (c), by striking ''60 years'' and inserting ''62 years''; and

(2) in subsection (d), by striking ''62 years'' and inserting ''64 years''.

(f) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 1407 of such title is amended by striking the items relating to sections 14509, 14510, 14511, and 14512 and inserting the following new items:

''14509. Separation at age 62: reserve officers in grades below brigadier general or rear admiral (lower half).

''14510. Separation at age 62: brigadier generals and rear admirals (lower half).

''14511. Separation at age 64: major generals and rear admirals.

''14512. Separation at age 66: officers holding certain offices.''.

SEC. 504. STANDARDIZATION OF GRADE OF SENIOR DENTAL OFFICER OF THE AIR FORCE WITH THAT OF SENIOR DENTAL OFFICER OF THE ARMY.

(a) AIR FORCE ASSISTANT SURGEON GENERAL FOR DENTAL SERVICES.—Section 8081 of title 10, United States Code, is amended by striking ''brigadier general'' in the second sentence and inserting ''major general''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on the date of the occurrence of the next vacancy in the position of Assistant Surgeon General for Dental Services in the Air Force that occurs after the date of the enactment of this Act or, if earlier, on the date of the appointment to the grade of major general of the officer who is the incumbent in that position on the date of the enactment of the Act.

SEC. 505. MANAGEMENT OF CHIEF WARRANT OFFICERS.

(a) RETENTION OF CHIEF WARRANT OFFICERS, W–4, WHO HAVE TWICE FAILED OF SELECTION FOR PROMOTION.—Paragraph (1) of section 580(e) of title 10, United States Code, is amended by striking ''continued on active duty if'' and all that follows and inserting ''continued on active duty if—

''(A) in the case of a warrant officer in the grade of chief warrant officer, W–2, or chief warrant officer, W–3, the warrant officer is selected for continuation on active duty by a selection board convened under section 573(c) of this title; and

''(B) in the case of a warrant officer in the grade of chief warrant officer, W–4, the warrant officer is selected for continuation on active duty by the Secretary concerned under such procedures as the Secretary may prescribe.''.

(b) ELIGIBILITY FOR CONSIDERATION FOR PROMOTION OF WARRANT OFFICERS CONTINUED ON

ACTIVE DUTY.—Paragraph (2) of such section is amended—

(1) by inserting ''(A)'' after ''(2)''; and

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

''(B) A warrant officer in the grade of chief warrant officer, W–4, who is retained on active duty pursuant to procedures prescribed under paragraph (1)(B) is eligible for further consideration for promotion while remaining on active duty.''.

(c) MANDATORY RETIREMENT FOR LENGTH OF SERVICE.—Section 1305(a) of such title is amended—

(1) by striking ''(1) Except as'' and all the follows through ''W–5)'' and inserting ''A regular warrant officer'';

(2) by inserting ''as a warrant officer'' after ''years of active service'';

(3) by inserting ''the date on which'' after ''60 days after''; and

(4) by striking paragraph (2).

SEC. 506. EXTENSION OF TEMPORARY REDUCTION OF TIME-IN-GRADE REQUIREMENT FOR ELIGIBILITY FOR PROMOTION FOR CERTAIN ACTIVE-DUTY LIST OFFICERS IN GRADES OF FIRST LIEUTENANT AND LIEUTENANT (JUNIOR GRADE).

Section 619(a)(1)(B) of title 10, United States Code, is amended by striking ''October 1, 2005'' and inserting ''October 1, 2008''.

SEC. 507. GRADE AND EXCLUSION FROM ACTIVE-DUTY GENERAL AND FLAG OFFICER DISTRIBUTION AND STRENGTH LIMITATIONS OF OFFICER SERVING AS ATTENDING PHYSICIAN TO THE CONGRESS.

(a) GRADE.—

(1) REGULAR OFFICER.—(A) Chapter 41 of title 10, United States Code, is amended by adding at the end the following new section:

''§ 722. Attending Physician to the Congress: grade

''A general officer serving as Attending Physician to the Congress, while so serving, holds the grade of major general. A flag officer serving as Attending Physician to the Congress, while so serving, holds the grade of rear admiral.''.

(B) The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

''722. Attending Physician to the Congress: grade.''.

(2) RESERVE OFFICER.—(A) Section 12210 of such title is amended by striking ''who holds'' and all that follows and inserting ''holds the reserve grade of major general or rear admiral, as appropriate.''.

(B) The heading of such section is amended to read as follows:

''§ 12210. Attending Physician to the Congress: reserve grade''.

(C) The table of sections at the beginning of chapter 1205 of such title is amended by striking the item relating to section 12210 and inserting the following new item:

''12210. Attending Physician to the Congress: reserve grade.''.

(b) DISTRIBUTION LIMITATIONS.—Section 525 of such title is amended by adding at the end the following new subsection:

''(f) An officer while serving as Attending Physician to the Congress is in addition to the number that would otherwise be permitted for that officer's armed force for officers serving on active duty in grades above brigadier general or rear admiral (lower half) under subsection (a).''.

(c) ACTIVE-DUTY STRENGTH LIMITATIONS.—Section 526 of such title is amended by adding at the end the following new subsection:

''(f) EXCLUSION OF ATTENDING PHYSICIAN TO THE CONGRESS.—The limitations of this section do not apply to the general or flag officer who is serving as Attending Physician to the Congress.''.

SEC. 508. MODIFICATION OF QUALIFICATIONS FOR LEADERSHIP OF THE NAVAL POSTGRADUATE SCHOOL.

Subsection (a) of section 7042 of title 10, United States Code, is amended to read as follows:

''(a)(1) The President of the Naval Postgraduate School shall be one of the following:

''(A) An active-duty officer of the Navy or Marine Corps in a grade not below the grade of captain, or colonel, respectively, who is assigned or detailed to such position.

''(B) A civilian individual, including an individual who was retired from the Navy or Marine Corps in a grade not below captain, or colonel, respectively, who has the qualifications appropriate to the position of President and is selected by the Secretary of the Navy as the best qualified from among candidates for the position in accordance with—

''(i) the criteria specified in paragraph (4);

''(ii) a process determined by the Secretary; and

''(iii) other factors the Secretary considers essential.

''(2) Before making an assignment, detail, or selection of an individual for the position of President of the Naval Postgraduate School, the Secretary shall—

''(A) consult with the Board of Advisors for the Naval Postgraduate School;

''(B) consider any recommendation of the leadership and faculty of the Naval Postgraduate School regarding the assignment or selection to that position; and

''(C) consider the recommendations of the Chief of Naval Operations and the Commandant of the Marine Corps.

''(3) An individual selected for the position of President of the Naval Postgraduate School under paragraph (1)(B) shall serve in that position for a term of not more than five years and may be continued in that position for an additional term of up to five years.

''(4) The qualifications appropriate for selection of an individual for detail or assignment to the position of President of the Naval Postgraduate School include the following:

''(A) An academic degree that is either—

''(i) a doctorate degree in a field of study relevant to the mission and function of the Naval Postgraduate School; or

''(ii) a master's degree in a field of study relevant to the mission and function of the Naval Postgraduate School, but only if—

''(I) the individual is an active-duty or retired officer of the Navy or Marine Corps in a grade not below the grade of captain or colonel, respectively; and

''(II) at the time of the selection of that individual as President, the individual permanently appointed to the position of Provost and Academic Dean has a doctorate degree in such a field of study.

''(B) A comprehensive understanding of the Department of the Navy, the Department of Defense, and joint and combined operations.

''(C) Leadership experience at the senior level in a large and diverse organization.

''(D) Demonstrated ability to foster and encourage a program of research in order to sustain academic excellence.

''(E) Other qualifications, as determined by the Secretary of the Navy.''.

PART II—OFFICER PROMOTION POLICY

SEC. 511. REVISIONS TO AUTHORITIES RELATING TO AUTHORIZED DELAYS OF OFFICER PROMOTIONS.

(a) OFFICERS ON ACTIVE-DUTY LIST.—

(1) SECRETARY OF DEFENSE REGULATIONS FOR DELAYS OF APPOINTMENT UPON PROMOTION.—Paragraphs (1) and (2) of subsection (d) of section 624 of title 10, United States Code, are amended by striking ''prescribed by the Secretary concerned'' in and inserting ''prescribed by the Secretary of Defense''.

(2) ADDITIONAL BASIS FOR DELAY OF APPOINTMENT BY REASON OF INVESTIGATIONS AND PROCEEDINGS.—Subsection (d)(1) of such section is further amended—

(A) by striking ''or'' at the end of subparagraph (C);

(B) by striking the period at the end of subparagraph (D) and inserting ''; or'';

(C) by inserting after subparagraph (D) the following new subparagraph:

''(E) substantiated adverse information about the officer that is material to the decision to appoint the officer is under review by the Secretary of Defense or the Secretary concerned.''; and

(D) in the flush matter following subparagraph (E), as inserted by subparagraph (C) of this paragraph—

(i) by striking ''or'' after ''chapter 60 of this title''; and

(ii) by inserting after ''brought against him,'' the following: ''or if, after a review of substantiated adverse information about the officer regarding the requirement for exemplary conduct set forth in section 3583, 5947, or 8583 of this title, as applicable, the officer is determined to be among the officers best qualified for promotion,''.

(3) ADDITIONAL BASIS FOR DELAY IN APPOINTMENT FOR LACK OF QUALIFICATIONS.—Subsection (d)(2) of such section is further amended—

(A) in the first sentence, by inserting before ''is mentally, physically,'' the following: ''has not met the requirement for exemplary conduct set forth in section 3583, 5947, or 8583 of this title, as applicable, or''; and

(B) in the second sentence, by striking ''If the Secretary concerned later determines that the officer is qualified for promotion to such grade'' and inserting ''If it is later determined by a civilian official of the Department of Defense (not below the level of Secretary of a military department) that the officer is qualified for promotion to such grade and, after a review of adverse information regarding the requirement for exemplary conduct set forth in section 3583, 5947, or 8583 of this title, as applicable, the officer is determined to be among the officers best qualified for promotion to such grade''.

(b) OFFICERS ON RESERVE ACTIVE-STATUS LIST.—

(1) SECRETARY OF DEFENSE REGULATIONS FOR DELAYS OF APPOINTMENT UPON PROMOTION.—Subsections (a)(1) and (b) of section 14311 of such title are amended by striking ''Secretary of the military department concerned'' and inserting ''Secretary of Defense''.

(2) ADDITIONAL BASIS FOR ORIGINAL DELAY OF APPOINTMENT BY REASON OF INVESTIGATIONS AND PROCEEDINGS.—Section 14311(a) of such title is further amended—

(A) in paragraph (1), by adding at the end the following new subparagraph:

''(E) Substantiated adverse information about the officer that is material to the decision to appoint the officer is under review by the Secretary of Defense or the Secretary concerned.''; and

(B) in paragraph (2)—

(i) by striking ''or'' after ''show cause for retention,''; and

(ii) by inserting after ''of the charges,'' the following: ''or if, after a review of substantiated adverse information about the officer regarding the requirement for exemplary conduct set forth in section 3583, 5947, or 8583 of this title, as applicable, the officer is determined to be among the officers best qualified for promotion,''.

(3) ADDITIONAL BASIS FOR DELAY IN APPOINTMENT FOR LACK OF QUALIFICATIONS.—Section 14311(b) of such section is further amended—

(A) in the first sentence, by inserting before ''is mentally, physically,'' the following: ''has not met the requirement for exemplary conduct set forth in section 3583, 5947, or 8583 of this title, as applicable, or''; and

(B) in the second sentence, by striking ''If the Secretary concerned later determines that the officer is qualified for promotion to the higher grade'' and inserting ''If it is later determined

by a civilian official of the Department of Defense (not below the level of Secretary of a military department) that the officer is qualified for promotion to the higher grade and, after a review of adverse information regarding the requirement for exemplary conduct set forth in section 3583, 5947, or 8583 of this title, as applicable, the officer is determined to be among the officers best qualified for promotion to the higher grade''.

(c) DEADLINE FOR UNIFORM REGULATIONS ON DELAY OF PROMOTIONS.—

(1) DEADLINE.—The Secretary of Defense shall prescribe the regulations required by section 624(d) of title 10, United States Code (as amended by subsection (a)(1) of this section), and the regulations required by section 14311 of such title (as amended by subsection (b)(1) of this section) not later than March 1, 2008.

(2) SAVINGS CLAUSE FOR EXISTING REGULATIONS.—Until the Secretary of Defense prescribes regulations pursuant to paragraph (1), regulations prescribed by the Secretaries of the military departments under the sections referred to in paragraph (1) shall remain in effect.

(d) TECHNICAL AMENDMENTS TO CLARIFY DATE OF ESTABLISHMENT OF PROMOTION LISTS.—

(1) PROMOTION LISTS FOR ACTIVE-DUTY LIST OFFICERS.—Section 624(a)(1) of title 10, United States Code, is amended by adding at the end the following new sentence: ''A promotion list is considered to be established under this section as of the date of the approval of the report of the selection board under the preceding sentence.''.

(2) PROMOTION LISTS FOR RESERVE ACTIVE-STATUS LIST OFFICERS.—Section 14308(a) of title 10, United States Code, is amended by adding at the end the following new sentence: ''A promotion list is considered to be established under this section as of the date of the approval of the report of the selection board under the preceding sentence.''.

(e) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act and shall apply with respect to officers on promotion lists established on or after the date of the enactment of this Act.

SEC. 512. CONSIDERATION OF ADVERSE INFORMATION BY SELECTION BOARDS IN RECOMMENDATIONS ON OFFICERS TO BE PROMOTED.

(a) OFFICERS ON ACTIVE-DUTY LIST.—Section 616(c) of title 10, United States Code, is amended—

(1) by striking ''and'' at the end of paragraph (1);

(2) by striking the period at the end in paragraph (2) and inserting ''; and''; and

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

''(3) a majority of the members of the board, after consideration by all members of the board of any adverse information about the officer that is provided to the board under section 615 of this title, finds that the officer is among the officers best qualified for promotion to meet the needs of the armed force concerned consistent with the requirement of exemplary conduct set forth in section 3583, 5947, or 8583 of this title, as applicable.''.

(b) OFFICERS ON RESERVE-ACTIVE STATUS LIST.—Section 14108(b) of such title is amended—

(1) in the heading, by striking ''MAJORITY REQUIRED.—'' and inserting ''ACTIONS REQUIRED.—'';

(2) by striking ''and'' at the end of paragraph (1);

(3) by striking the period at the end in paragraph (2) and inserting ''; and''; and

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

''(3) a majority of the members of the board, after consideration by all members of the board of any adverse information about the officer that is provided to the board under section 14107 of this title, finds that the officer is among the officers best qualified for promotion to meet the needs of the armed force concerned consistent with the requirement of exemplary conduct set forth in section 3583, 5947, or 8583 of this title, as applicable.''.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act and shall apply with respect to selection boards convened on or after that date.

SEC. 513. EXPANDED AUTHORITY FOR REMOVAL FROM REPORTS OF SELECTION BOARDS OF OFFICERS RECOMMENDED FOR PROMOTION TO GRADES BELOW GENERAL AND FLAG GRADES.

(a) OFFICERS ON ACTIVE-DUTY LIST.—Section 618(d) of title 10, United States Code, is amended—

(1) by striking ''The name'' and inserting ''(1) Except as provided in paragraph (2), the name''; and

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

''(2) In the case of an officer recommended by a selection board for promotion to a grade below brigadier general or rear admiral (lower half), the name of the officer may also be removed from the report of the selection board by the Secretary of Defense or the Deputy Secretary of Defense.''.

(b) OFFICERS ON RESERVE-ACTIVE STATUS LIST.—Section 14111(b) of such title is amended—

(1) by striking ''The name'' and inserting ''(1) Except as provided in paragraph (2), the name''; and

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

''(2) In the case of an officer recommended by a selection board for promotion to a grade below brigadier general or rear admiral (lower half), the name of the officer may also be removed from the report of the selection board by the Secretary of Defense or the Deputy Secretary of Defense.''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply with respect to selection boards convened on or after the date of the enactment of this Act.

SEC. 514. SPECIAL SELECTION BOARD AUTHORITIES.

(a) OFFICERS ON ACTIVE-DUTY LIST.—

(1) BOARDS FOR ADMINISTRATIVE ERROR AVAILABLE ONLY TO OFFICERS IN OR ABOVE PROMOTION ZONE.—Subsection (a)(1) of section 628 of title 10, United States Code, is amended by inserting ''from in or above the promotion zone'' after ''for selection for promotion''.

(2) ACTIONS TREATABLE AS MATERIAL UNFAIRNESS.—Subsection (b)(1)(A) of such section is amended by inserting ''in a matter material to the decision of the board'' after ''contrary to law''.

(b) OFFICERS ON RESERVE ACTIVE-STATUS LIST.—Section 14502(b)(1)(A) of such title is amended by inserting ''in a matter material to the decision of the board'' after ''contrary to law''.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect on March 1, 2007, and shall apply with respect to selection boards convened on or after that date.

SEC. 515. REMOVAL FROM PROMOTION LIST OF OFFICERS NOT PROMOTED WITHIN 18 MONTHS OF APPROVAL OF LIST BY THE PRESIDENT.

(a) OFFICERS ON ACTIVE-DUTY LISTS.—

(1) CLARIFICATION OF REMOVAL DUE TO SENATE NOT GIVING ADVICE AND CONSENT.—Subsection (b) of section 629 of title 10, United States Code, is amended—

(A) by inserting ''REMOVAL DUE TO SENATE NOT GIVING ADVICE AND CONSENT.—'' after ''(b)'' ; and

(B) by inserting ''to a grade for which appointment is required by section 624(c) of this title to be made by and with the advice and consent of the Senate'' after ''the President''.

(2) REMOVAL AFTER 18 MONTHS.—Such section is further amended—

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

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

''(c) REMOVAL AFTER 18 MONTHS.—(1) If an officer whose name is on a list of officers approved for promotion under section 624(a) of this title to a grade for which appointment is required by section 624(c) of this title to be made by and with the advice and consent of the Senate is not appointed to that grade under such section during the officer's promotion eligibility period, the officer's name shall be removed from the list unless as of the end of such period the Senate has given its advice and consent to the appointment.

''(2) Before the end of the promotion eligibility period with respect to an officer under paragraph (1), the President may extend that period for purposes of paragraph (1) by an additional 12 months.

''(3) In this subsection, the term 'promotion eligibility period' means, with respect to an officer whose name is on a list of officers approved for promotion under section 624(a) of this title to a grade for which appointment is required by section 624(c) of this title to be made by and with the advice and consent of the Senate, the period beginning on the date on which the list is so approved and ending on the first day of the eighteenth month following the month during which the list is so approved.''.

(3) CROSS-REFERENCE AMENDMENT.—Paragraph (1) of subsection (d) of such section, as redesignated by paragraph (2)(A) of this subsection, is amended by striking ''or (b)'' and inserting ''(b), or (c)''.

(4) STYLISTIC AMENDMENTS.—Such section is further amended—

(A) in subsection (a), by inserting ''REMOVAL BY PRESIDENT.—'' after ''(a)''; and

(B) in subsection (d) (as amended by paragraph (3)), by inserting ''CONTINUED ELIGIBILITY FOR PROMOTION.—'' before ''(1)''.

(b) OFFICERS ON RESERVE ACTIVE STATUS LIST.—

(1) REMOVAL FOLLOWING RETURN.—Section 14310 of such title is amended—

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

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

''(c) REMOVAL AFTER 18 MONTHS.—(1) If an officer whose name is on a list of officers approved for promotion under section 14308(a) of this title to a grade for which appointment is required by section 12203(a) of this title to be made by and with the advice and consent of the Senate is not appointed to that grade under such section during the officer's promotion eligibility period, the officer's name shall be removed from the list unless as of the end of such period the Senate has given its advice and consent to the appointment.

''(2) Before the end of the promotion eligibility period with respect to an officer under paragraph (1), the President may extend that period for purposes of paragraph (1) by an additional 12 months.

''(3) In this subsection, the term 'promotion eligibility period' means, with respect to an officer whose name is on a list of officers approved for promotion under section 14308(a) of this title to a grade for which appointment is required by section 12203(a) of this title to be made by and with the advice and consent of the Senate, the period beginning on the date on which the list is so approved and ending on the first day of the eighteenth month following the month during which the list is so approved.''.

(2) CROSS-REFERENCE AMENDMENT.—Paragraph (1) of subsection (d) of such section, as redesignated by paragraph (1)(A) of this subsection, is amended by striking ''or (b)'' and inserting ''(b), or (c)''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to any promotion list approved by the President after January 1, 2007.

PART III—JOINT OFFICER MANAGEMENT REQUIREMENTS

SEC. 516. MODIFICATION AND ENHANCEMENT OF GENERAL AUTHORITIES ON MANAGEMENT OF OFFICERS WHO ARE JOINT QUALIFIED.

(a) REDESIGNATION OF APPLICABILITY OF POLICIES TOWARD JOINT QUALIFICATION.—Subsection (a) of section 661 of title 10, United States Code, is amended by striking the last sentence.

(b) REVISION TO GENERAL AUTHORITIES.—Subsections (b), (c), and (d) of such section are amended to read as follows:

''(b) LEVELS, DESIGNATION, AND NUMBERS.—(1)(A) The Secretary of Defense shall establish different levels of joint qualification, as well as the criteria for qualification at each level. Such levels of joint qualification shall be established by the Secretary with the advice of the Chairman of the Joint Chiefs of Staff. Each level shall, as a minimum, have both joint education criteria and joint experience criteria. The purpose of establishing such qualification levels is to ensure a systematic, progressive, career-long development of officers in joint matters and to ensure that officers serving as general and flag officers have the requisite experience and education to be highly proficient in joint matters.

''(B) The number of officers who are joint qualified shall be determined by the Secretary of Defense, with the advice of the Chairman of the Joint Chiefs of Staff. Such number shall be large enough to meet the requirements of subsection (d).

''(2) Certain officers shall be designated as joint qualified by the Secretary of Defense with the advice of the Chairman of the Joint Chiefs of Staff.

''(3) An officer may be designated as joint qualified under paragraph (2) only if the officer—

''(A) meets the education and experience criteria of subsection (c);

''(B) meets such additional criteria as prescribed by the Secretary of Defense; and

''(C) holds the grade of captain or, in the case of the Navy, lieutenant or a higher grade.

''(4) The authority of the Secretary of Defense under paragraph (2) to designate officers as joint qualified may be delegated only to the Deputy Secretary of Defense or an Under Secretary of Defense.

''(c) EDUCATION AND EXPERIENCE REQUIREMENTS.—(1) An officer may not be designated as joint qualified until the officer—

''(A) successfully completes an appropriate program of joint professional military education, as described in subsections (b) and (c) of section 2155 of this title, at a joint professional military education school; and

''(B) successfully completes—

''(i) a full tour of duty in a joint assignment, as described in section 664(f) of this title; or

''(ii) such other assignments and experiences in a manner that demonstrate the officer's mastery of knowledge, skills, and abilities in joint matters, as determined under such regulations and policy as the Secretary of Defense may prescribe.

''(2) Subject to paragraphs (3) through (6), the Secretary of Defense may waive the requirement under paragraph (1)(A) that an officer have successfully completed a program of education, as described in subsections (b) and (c) of section 2155 of this title.

''(3) In the case of an officer in a grade below brigadier general or rear admiral (lower half), a waiver under paragraph (2) may be granted only if—

''(A) the officer has completed two full tours of duty in a joint duty assignment, as described in section 664(f) of this title, in such a manner as to demonstrate the officer's mastery of knowledge, skills, and abilities on joint matters; and

''(B) the Secretary of Defense determines that the types of joint duty experiences completed by the officer have been of sufficient breadth to prepare the officer adequately for service as a general or flag officer in a joint duty assignment position.

''(4) In the case of a general or flag officer, a waiver under paragraph (2) may be granted only—

''(A) under unusual circumstances justifying the variation from the education requirement under paragraph (1)(A); and

''(B) under circumstances in which the waiver is necessary to meet a critical need of the armed forces, as determined by the Chairman of the Joint Chiefs of Staff.

''(5) In the case of officers in grades below brigadier general or rear admiral (lower half), the total number of waivers granted under paragraph (2) for officers in the same pay grade during a fiscal year may not exceed 10 percent of the total number of officers in that pay grade designated as joint qualified during that fiscal year.

''(6) There may not be more than 32 general and flag officers on active duty at the same time who, while holding a general or flag officer position, were designated joint qualified (or were selected for the joint specialty before October 1, 2007) and for whom a waiver was granted under paragraph (2).

''(d) NUMBER OF JOINT DUTY ASSIGNMENTS.—(1) The Secretary of Defense shall ensure that approximately one-half of the joint duty assignment positions in grades above major or, in the case of the Navy, lieutenant commander are filled at any time by officers who have the appropriate level of joint qualification.

''(2) The Secretary of Defense, with the advice of the Chairman of the Joint Chiefs of Staff, shall designate an appropriate number of joint duty assignment positions as critical joint duty assignment positions. A position may be designated as a critical joint duty assignment position only if the duties and responsibilities of the position make it important that the occupant be particularly trained in, and oriented toward, joint matters.

''(3)(A) Subject to subparagraph (B), a position designated under paragraph (2) may be held only by an officer who—

''(i) was designated as joint qualified in accordance with this chapter; or

''(ii) was selected for the joint specialty before October 1, 2007.

''(B) The Secretary of Defense may waive the requirement in subparagraph (A) with respect to the assignment of an officer to a position designated under paragraph (2). Any such waiver shall be granted on a case-by-case basis. The authority of the Secretary to grant such a waiver may be delegated only to the Chairman of the Joint Chiefs of Staff.

''(4) The Secretary of Defense shall ensure that, of those joint duty assignment positions that are filled by general or flag officers, a substantial portion are among those positions that are designated under paragraph (2) as critical joint duty assignment positions.''.

(c) CAREER GUIDELINES.—Subsection (e) of such section is amended by striking ''officers with the joint specialty'' and inserting ''officers to achieve joint qualification and for officers who have been designated as joint qualified''.

(d) TECHNICAL AMENDMENT REGARDING TREATMENT OF CERTAIN SERVICE.—Subsection (f) of such section is amended by striking ''section 619(e)(1)'' and inserting ''section 619a''.

(e) CLERICAL AMENDMENTS.—

(1) SECTION HEADING.—The heading of such section is amended to read as follows:

''§ 661. Management policies for officers who are joint qualified''.

(2) TABLE OF SECTIONS.—The table of sections at the beginning of chapter 38 of such title is amended by striking the item relating to section 661 and inserting the following new item:

''661. Management policies for officers who are joint qualified.''.

(f) EFFECTIVE DATE.—The amendments made by this section shall take effect on October 1, 2007.

(g) TREATMENT OF CURRENT JOINT SPECIALTY OFFICERS.—For the purposes of chapter 38 of title 10, United States Code, and sections 154, 164, and 619a of such title, an officer who, as of September 30, 2007, has been selected for or has the joint specialty under section 661 of such title, as in effect on that date, shall be considered after that date to be an officer designated as joint qualified by the Secretary of Defense under section 661(b)(2) of such title, as amended by this section.

(h) IMPLEMENTATION PLAN.—

(1) PLAN REQUIRED.—Not later than March 31, 2007, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a plan for the implementation of the joint officer management system, which will take effect on October 1, 2007, as provided in subsection (f), as a result of the amendments made by this section and other provisions of this Act to provisions of chapter 38 of title 10, United States Code.

(2) ELEMENTS OF PLAN.—In developing the plan required by this subsection, the Secretary shall pay particular attention to matters related to the transition of officers from the joint specialty system in effect before October 1, 2007, to the joint officer management system in effect after that date. At a minimum, the plan shall include the following:

(A) The policies and criteria to be used for designating officers as joint qualified on the basis of service performed by such officers before that date, had the amendments made by this section and other provisions of this Act to provisions of chapter 38 of title 10, United States Code, taken effect before the date of the enactment of this Act.

(B) The policies and criteria prescribed by the Secretary of Defense to be used in making determinations under section 661(c)(1)(B)(ii) of such title, as amended by this section.

(C) The recommendations of the Secretary for any legislative changes that may be necessary to effectuate the joint officer management system.

SEC. 517. MODIFICATION OF PROMOTION POLICY OBJECTIVES FOR JOINT OFFICERS.

Section 662(a) of title 10, United States Code, is amended—

(1) in paragraph (1), by inserting ''and'' after the semicolon; and

(2) by striking paragraphs (2) and (3) and inserting the following new paragraph (2):

''(2) officers who are serving in or have served in joint duty assignments are expected, as a group, to be promoted to the next higher grade at a rate not less than the rate for all officers of the same armed force in the same grade and competitive category.''.

SEC. 518. APPLICABILITY OF JOINT DUTY ASSIGNMENT REQUIREMENTS LIMITED TO GRADUATES OF NATIONAL DEFENSE UNIVERSITY SCHOOLS.

(a) APPLICABILITY.—Section 663 of title 10, United States Code, is amended—

(1) in subsection (a), by striking ''a joint professional military education school'' and inserting ''a school within the National Defense University specified in subsection (c)''; and

(2) in subsection (b)—

(A) in paragraph (1), by striking ''a joint professional military education school'' and inserting ''a school within the National Defense University specified in subsection (c)''; and

(B) in paragraph (2), by striking ''a joint professional military education school'' and inserting ''a school referred to in paragraph (1)''.

(b) COVERED SCHOOLS WITHIN NDU.—Such section is further amended by adding at the end the following new subsection:

''(c) COVERED SCHOOLS WITHIN THE NATIONAL DEFENSE UNIVERSITY.—For purposes of this section, a school within the National Defense University specified in this subsection is one of the following:

''(1) The National War College.

''(2) The Industrial College of the Armed Forces.

''(3) The Joint Forces Staff College.''.

SEC. 519. MODIFICATION OF CERTAIN DEFINITIONS RELATING TO JOINTNESS.

(a) DEFINITION OF JOINT MATTERS.—Subsection (a) of section 668 of title 10, United States Code, is amended to read as follows:

''(a) JOINT MATTERS.—(1) In this chapter, the term 'joint matters' means matters related to the achievement of unified action by multiple military forces in operations conducted across domains such as land, sea, or air, in space, or in the information environment, including matters relating to—

''(A) national military strategy;

''(B) strategic planning and contingency planning;

''(C) command and control of operations under unified command;

''(D) national security planning with other departments and agencies of the United States; and

''(E) combined operations with military forces of allied nations.

''(2) In the context of joint matters, the term 'multiple military forces' refers to forces that involve participants from the armed forces and one or more of the following:

''(A) Other departments and agencies of the United States.

''(B) The military forces or agencies of other countries.

''(C) Non-governmental persons or entities.''.

(b) DEFINITION OF JOINT DUTY ASSIGNMENT.—Paragraph (1) of subsection (b) of such section is amended by striking ''That definition shall'' and all that follows and inserting the following: ''That definition—

''(A) shall be limited to assignments in which the officer gains significant experience in joint matters; and

''(B) shall exclude assignments for joint training and education, except an assignment as an instructor responsible for preparing and presenting courses in areas of the curricula designated in section 2155(c) of this title as part of a program designated by the Secretary of Defense as joint professional military education Phase II.''.

(c) DEFINITION OF CRITICAL OCCUPATIONAL SPECIALTY.—Such section is further amended by adding at the end the following new subsection:

''(d) CRITICAL OCCUPATIONAL SPECIALTY.—(1) In this chapter, the term 'critical occupational specialty' means a military occupational specialty involving combat operations within the combat arms, in the case of the Army, or the equivalent arms, in the case of the Navy, Air Force, and Marine Corps, that the Secretary of Defense designates as critical.

''(2) At a minimum, the Secretary of Defense shall designate as a critical occupational specialty under paragraph (1) any military occupational specialty within a combat arms (or the equivalent) that is experiencing a severe shortage of trained officers in that specialty, as determined by the Secretary.''.

(d) CONFORMING AMENDMENTS.—

(1) INITIAL ASSIGNMENT OF OFFICERS WITH CRITICAL OCCUPATIONAL SPECIALTIES.—Section 664(c) of such title is amended—

(A) in the matter before paragraph (1) by striking ''section 661(c)(2)'' and inserting ''section 661(c)(1)(B)'';

(B) by striking paragraph (1);

(C) by redesignating paragraph (2) as paragraph (1) and, in such paragraph, by striking ''section 661(c)(2)'' and inserting ''section 668(d)''; and

(D) by redesignating paragraph (3) as paragraph (2).

(2) ANNUAL REPORT ON NUMBER OF OFFICERS WITH CRITICAL OCCUPATIONAL SPECIALTIES.—Section 667(3) of such title is amended by striking ''section 661(c)(2)'' and inserting ''section 668(d)''.

(e) EFFECTIVE DATE.—The amendments made by this section shall take effect on October 1, 2007.

Subtitle B—Reserve Component Matters

PART I—RESERVE COMPONENT MANAGEMENT

SEC. 521. RECOGNITION OF FORMER REPRESENTATIVE G. V. 'SONNY' MONTGOMERY FOR HIS 30 YEARS OF SERVICE IN THE HOUSE OF REPRESENTATIVES.

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

(1) G.V. ''Sonny'' Montgomery was elected to the House of Representatives in 1967 and served the people of east-central Mississippi for 30 years with distinction, dedication, and conviction.

(2) Sonny Montgomery had a distinguished military career both before and during his service in Congress, serving in World War II and the Korean War, and retired from the Mississippi National Guard with the rank of Major General.

(3) As a Member of the House of Representatives, Sonny Montgomery served on the Committee on Armed Services and served with great distinction as the Chairman of the Committee on Veterans' Affairs for 13 years from 1981 through 1994.

(4) Representative Montgomery's colleagues knew him as a statesman of the institution and as a tireless advocate for policies that would improve the lives of persons who serve the United States.

(5) Representative Montgomery was deeply committed to all members of the Armed Forces who served in combat and traveled to Korea and Southeast Asia to recover remains and help determine the fate of POW/MIAs from the Korean and Vietnam Wars.

(6) Through his years of service on the Committee on Armed Services, Representative Montgomery made great contributions to the capabilities of the National Guard and Reserves, by improving their training and equipment and by better integrating them with the active force.

(7) Under the revised GI Bill that bears his name and was signed into law in 1984, Representative Montgomery brought educational benefits to millions of veterans, including those members who had served in the National Guard and Reserves, and strengthened the all-volunteer force.

(8) Representative Montgomery had received many honors and commendations before his passing on May 12, 2006, including most recently and notably the Presidential Medal of Freedom, the highest civilian honor accorded by the United States.

(b) RECOGNITION.—Congress recognizes and commends former Representative G.V. ''Sonny'' Montgomery for his 30 years of service to benefit the people of Mississippi, members of the Armed Forces and their families, veterans, and the United States.

SEC. 522. REVISIONS TO RESERVE CALL-UP AUTHORITY.

(a) MAXIMUM NUMBER OF DAYS.—Subsection (a) of section 12304 of title 10, United States Code, is amended by striking ''270 days'' and inserting ''365 days.''

(b) FAIR TREATMENT.—Such section is further amended—

(1) by redesignating subsection (i) as subsection (j); and

(2) by inserting after subsection (h) the following new subsection (i):

''(i) CONSIDERATIONS FOR INVOLUNTARY ORDER TO ACTIVE DUTY.—(1) In determining which members of the Selected Reserve and Individual Ready Reserve will be ordered to duty without their consent under this section, appropriate consideration shall be given to—

''(A) the length and nature of previous service, to assure such sharing of exposure to hazards as the national security and military requirements will reasonably allow;

''(B) the frequency of assignments during service career;

''(C) family responsibilities; and

''(D) employment necessary to maintain the national health, safety, or interest.

''(2) The Secretary of Defense shall prescribe such policies and procedures as the Secretary considers necessary to carry out this subsection.''.

SEC. 523. MILITARY RETIREMENT CREDIT FOR CERTAIN SERVICE BY NATIONAL GUARD MEMBERS PERFORMED WHILE IN A STATE DUTY STATUS IMMEDIATELY AFTER THE TERRORIST ATTACKS OF SEPTEMBER 11, 2001.

Subsection (c) of section 514 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3232) is amended by adding at the end the following new paragraph:

''(3) In the State of New Jersey: Bergen, Hudson, Union, and Middlesex.''.

PART II—AUTHORITIES RELATING TO GUARD AND RESERVE DUTY

SEC. 524. TITLE 10 DEFINITION OF ACTIVE GUARD AND RESERVE DUTY.

Section 101 of title 10, United States Code, is amended—

(1) by adding at the end of subsection (b) the following new paragraph:

''(16) The term 'Active Guard and Reserve' means a member of a reserve component who is on active duty pursuant to section 12301(d) of this title or, if a member of the Army National Guard or Air National Guard, is on full-time National Guard duty pursuant to section 502(f) of title 32, and who is performing Active Guard and Reserve duty.''; and

(2) in paragraph (6)(A) of subsection (d)—

(A) by striking ''or full-time National Guard duty'' after ''means active duty''; and

(B) by striking '', pursuant to an order to active duty or full-time National Guard duty'' and inserting ''pursuant to an order to full-time National Guard duty,''.

SEC. 525. AUTHORITY FOR ACTIVE GUARD AND RESERVE DUTIES TO INCLUDE SUPPORT OF OPERATIONAL MISSIONS ASSIGNED TO THE RESERVE COMPONENTS AND INSTRUCTION AND TRAINING OF ACTIVE-DUTY PERSONNEL.

(a) AGR DUTY UNDER TITLE 10.—Subsections (a) and (b) of section 12310 of title 10, United States Code, are amended to read as follows:

''(a) AUTHORITY.—(1) The Secretary concerned may order a member of a reserve component under the Secretary's jurisdiction to active duty pursuant to section 12301(d) of this title to perform Active Guard and Reserve duty organizing, administering, recruiting, instructing, or training the reserve components.

''(2) A Reserve ordered to active duty under paragraph (1) shall be ordered in the Reserve's reserve grade. While so serving, the Reserve continues to be eligible for promotion as a Reserve, if otherwise qualified.

''(b) DUTIES.—A Reserve on active duty under subsection (a) may perform the following additional duties to the extent that the performance of those duties does not interfere with the performance of the Reserve's primary Active Guard and Reserve duties described in subsection (a)(1):

''(1) Supporting operations or missions assigned in whole or in part to the reserve components.

''(2) Supporting operations or missions performed or to be performed by—

''(A) a unit composed of elements from more than one component of the same armed force; or

''(B) a joint forces unit that includes—

''(i) one or more reserve component units; or

''(ii) a member of a reserve component whose reserve component assignment is in a position in an element of the joint forces unit.

''(3) Advising the Secretary of Defense, the Secretaries of the military departments, the Joint Chiefs of Staff, and the commanders of the combatant commands regarding reserve component matters.

''(4) Instructing or training in the United States or the Commonwealth of Puerto Rico or possessions of the United States of—

''(A) active-duty members of the armed forces;

''(B) members of foreign military forces (under the same authorities and restrictions applicable to active-duty members providing such instruction or training);

''(C) Department of Defense contractor personnel; or

''(D) Department of Defense civilian employees.''.

(b) MILITARY TECHNICIANS UNDER TITLE 10.—Section 10216(a) of such title is amended—

(1) in paragraph (1)(C), by striking ''administration and'' and inserting ''organizing, administering, instructing, or''; and

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

''(3) A military technician (dual status) who is employed under section 3101 of title 5 may perform the following additional duties to the extent that the performance of those duties does not interfere with the performance of the primary duties described in paragraph (1):

''(A) Supporting operations or missions assigned in whole or in part to the technician's unit.

''(B) Supporting operations or missions performed or to be performed by—

''(i) a unit composed of elements from more than one component of the technician's armed force; or

''(ii) a joint forces unit that includes—

''(I) one or more units of the technician's component; or

''(II) a member of the technician's component whose reserve component assignment is in a position in an element of the joint forces unit.

''(C) Instructing or training in the United States or the Commonwealth of Puerto Rico or possessions of the United States of—

''(i) active-duty members of the armed forces;

''(ii) members of foreign military forces (under the same authorities and restrictions applicable to active-duty members providing such instruction or training);

''(iii) Department of Defense contractor personnel; or

''(iv) Department of Defense civilian employees.''.

(c) NATIONAL GUARD TITLE 32 TRAINING DUTY.—Section 502(f) of title 32, United States Code, title is amended—

(1) by redesignating paragraphs (1) and (2) as subparagraphs (A) and (B), respectively;

(2) by inserting ''(1)'' before ''Under regulations''; and

(3) by striking the last sentence and inserting the following:

''(2) The training or duty ordered to be performed under paragraph (1) may include the following:

''(A) Support of operations or missions undertaken by the member's unit at the request of the President or Secretary of Defense.

''(B) Support of training operations and training missions assigned in whole or in part to the National Guard by the Secretary concerned, but only to the extent that such training missions and training operations—

''(i) are performed in the United States or the Commonwealth of Puerto Rico or possessions of the United States; and

''(ii) are only to instruct active duty military, foreign military (under the same authorities and restrictions applicable to active duty troops), Department of Defense contractor personnel, or Department of Defense civilian employees.

''(3) Duty without pay shall be considered for all purposes as if it were duty with pay.''.

(d) NATIONAL GUARD TECHNICIANS UNDER TITLE 32.—Section 709(a) of title 32, United States Code, is amended—

(1) in paragraph (1)—

(A) by striking ''administration and'' and inserting ''organizing, administering, instructing, or''; and

(B) by striking ''and'' at the end of such paragraph;

(2) by striking the period at the end of paragraph (2) and inserting ''; and''; and

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

''(3) the performance of the following additional duties to the extent that the performance of those duties does not interfere with the performance of the duties described by paragraphs (1) and (2):

''(A) Support of operations or missions undertaken by the technician's unit at the request of the President or the Secretary of Defense.

''(B) Support of Federal training operations or Federal training missions assigned in whole or in part to the technician's unit.

''(C) Instructing or training in the United States or the Commonwealth of Puerto Rico or possessions of the United States of—

''(i) active-duty members of the armed forces;

''(ii) members of foreign military forces (under the same authorities and restrictions applicable to active-duty members providing such instruction or training);

''(iii) Department of Defense contractor personnel; or

''(iv) Department of Defense civilian employees.''.

SEC. 526. GOVERNOR'S AUTHORITY TO ORDER MEMBERS TO ACTIVE GUARD AND RESERVE DUTY.

(a) IN GENERAL.—Chapter 3 of title 32, United States Code, is amended by adding at the end the following new section:

''§ 328. Active Guard and Reserve duty: Governor's authority

''(a) AUTHORITY.—The Governor of a State or the Commonwealth of Puerto Rico, Guam, or the Virgin Islands, or the commanding general of the District of Columbia National Guard, as the case may be, with the consent of the Secretary concerned, may order a member of the National Guard to perform Active Guard and Reserve duty, as defined by section 101(d)(6) of title 10, pursuant to section 502(f) of this title.

''(b) DUTIES.—A member of the National Guard performing duty under subsection (a) may perform the additional duties specified in section 502(f)(2) of this title to the extent that the performance of those duties does not interfere with the performance of the member's primary Active Guard and Reserve duties of organizing, administering, recruiting, instructing, and training the reserve components.''.

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

''328. Active Guard and Reserve duty: Governor's authority.''.

SEC. 527. EXPANSION OF OPERATIONS OF CIVIL SUPPORT TEAMS.

(a) IN GENERAL.—Section 12310(c) of title 10, United States Code, is amended—

(1) in paragraph (1)—

(A) by striking ''involving—'' and inserting ''involving any of the following:''; and

(B) by striking subparagraphs (A) and (B) and inserting the following:

''(A) The use or threatened use of a weapon of mass destruction (as defined in section 12304(i)(2) of this title) in the United States.

''(B) A terrorist attack or threatened terrorist attack in the United States that results, or could result, in catastrophic loss of life or property.

''(C) The intentional or unintentional release of nuclear, biological, radiological, or toxic or poisonous chemical materials in the United States that results, or could result, in catastrophic loss of life or property.

''(D) A natural or manmade disaster in the United States that results in, or could result in, catastrophic loss of life or property.'';

(2) by amending paragraph (3) to read as follows:

''(3) A Reserve may perform duty described in paragraph (1) only while assigned to a reserve component weapons of mass destruction civil support team.''; and

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

''(7) In this subsection, the term 'United States' includes the Commonwealth of Puerto Rico, Guam, and the Virgin Islands.''.

(b) TECHNICAL AND CONFORMING AMENDMENTS.—Such section is further amended—

(1) by striking the subsection heading and inserting ''OPERATIONS RELATING TO DEFENSE AGAINST WEAPONS OF MASS DESTRUCTION AND TERRORIST ATTACKS.—'';

(2) in paragraph (5), by striking ''rapid assessment element team'' and inserting ''weapons of mass destruction civil support team''; and

(3) in paragraph (6)—

(A) in the matter preceding subparagraph (A), by striking ''paragraph (3)'' and inserting ''paragraphs (1) and (3)''; and

(B) in subparagraph (B), by striking ''paragraph (3)(B)'' and inserting ''paragraph (3)''.

SEC. 528. MODIFICATION OF AUTHORITIES RELATING TO THE COMMISSION ON THE NATIONAL GUARD AND RESERVES.

(a) ANNUITIES AND PAY OF MEMBERS ON FEDERAL REEMPLOYMENT.—Subsection (e) of section 513 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 1882), as amended by section 516 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3237), is further amended by adding at the end the following new paragraph:

''(3) If warranted by circumstances described in subparagraph (A) or (B) of section 8344(i)(1) of title 5, United States Code, or by circumstances described in subparagraph (A) or (B) of section 8468(f)(1) of such title, as applicable, the chairman of the Commission may exercise, with respect to the members of the Commission, the same waiver authority as would be available to the Director of the Office of Personnel Management under such section.''.

(b) FINAL REPORT.—Subsection (f)(2) of such section 513 (118 Stat. 1882) is amended by striking ''Not later than one year after the first meeting of the Commission'' and inserting ''Not later than January 31, 2008''.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect as of October 28, 2004, as if included in the enactment of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005. The amendment made by subsection (a) shall apply to members of the Commission on the National Guard and Reserves appointed on or after that date.

SEC. 529. ADDITIONAL MATTERS TO BE REVIEWED BY COMMISSION ON THE NATIONAL GUARD AND RESERVES.

(a) ADDITIONAL MATTERS TO BE REVIEWED BY COMMISSION.—The Commission on the National Guard and Reserves shall include among the matters it studies (in addition to the matters specified in subsection (c) of the commission charter) each of the following:

(1) NATIONAL GUARD BUREAU ENHANCEMENT PROPOSALS.—The advisability and feasibility of implementing the provisions of S. 2658 and H.R. 5200 of the 109th Congress, as introduced in the Senate and the House of Representatives, respectively, on April 26, 2006.

(2) CHIEF OF NATIONAL GUARD BUREAU.—As an alternative to implementation of the provisions of the bills specified in paragraph (1) that provide for the Chief of the National Guard Bureau to be a member of the Joint Chiefs of Staff and to hold the grade of general, the advisability and feasibility of providing for the Chief of the National Guard Bureau to hold the grade of general in the performance of the current duties of that office.

(3) NATIONAL GUARD OFFICERS AUTHORITY TO COMMAND.—The advisability and feasibility of

implementing the provisions of section 544 of H.R. 5122 of the 109th Congress, as passed the House of Representatives on May 11, 2006.

(4) NATIONAL GUARD EQUIPMENT AND FUNDING REQUIREMENTS.—The adequacy of the Department of Defense processes for defining the equipment and funding necessary for the National Guard to conduct both its responsibilities under title 10, United States Code, and its responsibilities under title 32, United States Code, including homeland defense and related homeland missions, including as part of such study—

(A) consideration of the extent to which those processes should be developed taking into consideration the views of the Chief of the National Guard Bureau, as well as the views of the 54 Adjutant Generals and the views of the Chiefs of the Army National Guard and the Air Guard; and

(B) whether there should be an improved means by which National Guard equipment requirements are validated by the Joint Chiefs of Staff and are considered for funding by the Secretaries of the Army and Air Force.

(b) PRIORITY REVIEW AND REPORT.—

(1) PRIORITY REVIEW.—The Commission on the National Guard and Reserves shall carry out its study of the matters specified in paragraphs (1), (2), and (3) of subsection (a) on a priority basis, with a higher priority for matters under those paragraphs relating to the grade and functions of the Chief of the National Guard Bureau.

(2) REPORT.—In addition to the reports required under subsection (f) of the commission charter, the Commission shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives an interim report, not later than March 1, 2007, specifically on the matters covered by paragraph (1). In such report, the Commission shall set forth its findings and any recommendations it considers appropriate with respect to those matters.

(c) COMMISSION CHARTER DEFINED.—For purposes of this section, the term ''commission charter'' means section 513 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 1880).

Subtitle C—Education and Training

PART I—SERVICE ACADEMIES

SEC. 531. EXPANSION OF SERVICE ACADEMY EXCHANGE PROGRAMS WITH FOREIGN MILITARY ACADEMIES.

(a) UNITED STATES MILITARY ACADEMY.—

(1) NUMBER OF PARTICIPANTS IN EXCHANGE PROGRAM.—Subsection (b) of section 4345 of title 10, United States Code, is amended by striking ''24'' and inserting ''100''.

(2) COSTS AND EXPENSES.—Subsection (c) of such section is amended—

(A) by striking ''for the Academy'' in paragraph (3) and all that follows in that paragraph and inserting ''for the Academy and such additional funds as may be available to the Academy from a source other than appropriated funds to support cultural immersion, regional awareness, or foreign language training activities in connection with the exchange program.''; and

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

''(4) Expenditures in support of the exchange program from funds appropriated for the Academy may not exceed $1,000,000 during any fiscal year.''.

(b) UNITED STATES NAVAL ACADEMY.—

(1) NUMBER OF PARTICIPANTS IN EXCHANGE PROGRAM.—Subsection (b) of section 6957a of title 10, United States Code, is amended by striking ''24'' and inserting ''100''.

(2) COSTS AND EXPENSES.—Subsection (c) of such section is amended—

(A) by striking ''for the Academy'' in paragraph (3) and all that follows in that paragraph and inserting ''for the Academy and such additional funds as may be available to the Academy from a source other than appropriated funds to support cultural immersion, regional awareness, or foreign language training activities in connection with the exchange program.''; and

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

''(4) Expenditures in support of the exchange program from funds appropriated for the Naval Academy may not exceed $1,000,000 during any fiscal year.''.

(c) UNITED STATES AIR FORCE ACADEMY.—

(1) NUMBER OF PARTICIPANTS IN EXCHANGE PROGRAM.—Subsection (b) of section 9345 of title 10, United States Code, is amended by striking ''24'' and inserting ''100''.

(2) COSTS AND EXPENSES.—Subsection (c) of such section is amended—

(A) by striking ''for the Academy'' in paragraph (3) and all that follows in that paragraph and inserting ''for the Academy and such additional funds as may be available to the Academy from a source other than appropriated funds to support cultural immersion, regional awareness, or foreign language training activities in connection with the exchange program.''; and

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

''(4) Expenditures in support of the exchange program from funds appropriated for the Academy may not exceed $1,000,000 during any fiscal year.''.

(d) EFFECTIVE DATES.—The amendments made by subsection (a) shall take effect on the date of the enactment of this Act. The amendments made by subsections (b) and (c) shall take effect on October 1, 2008.

SEC. 532. REVISION AND CLARIFICATION OF REQUIREMENTS WITH RESPECT TO SURVEYS AND REPORTS CONCERNING SEXUAL HARASSMENT AND SEXUAL VIOLENCE AT THE SERVICE ACADEMIES.

(a) CODIFICATION AND REVISION TO EXISTING REQUIREMENT FOR SERVICE ACADEMY POLICY ON SEXUAL HARASSMENT AND SEXUAL VIOLENCE.—

(1) UNITED STATES MILITARY ACADEMY.—Chapter 403 of title 10, United States Code, is amended by adding at the end the following new section:

''§ 4361. Policy on sexual harassment and sexual violence

''(a) REQUIRED POLICY.—Under guidance prescribed by the Secretary of Defense, the Secretary of the Army shall direct the Superintendent of the Academy to prescribe a policy on sexual harassment and sexual violence applicable to the cadets and other personnel of the Academy.

''(b) MATTERS TO BE SPECIFIED IN POLICY.—The policy on sexual harassment and sexual violence prescribed under this section shall include specification of the following:

''(1) Programs to promote awareness of the incidence of rape, acquaintance rape, and other sexual offenses of a criminal nature that involve cadets or other Academy personnel.

''(2) Procedures that a cadet should follow in the case of an occurrence of sexual harassment or sexual violence, including—

''(A) if the cadet chooses to report an occurrence of sexual harassment or sexual violence, a specification of the person or persons to whom the alleged offense should be reported and the options for confidential reporting;

''(B) a specification of any other person whom the victim should contact; and

''(C) procedures on the preservation of evidence potentially necessary for proof of criminal sexual assault.

''(3) Procedures for disciplinary action in cases of alleged criminal sexual assault involving a cadet or other Academy personnel.

''(4) Any other sanction authorized to be imposed in a substantiated case of sexual harassment or sexual violence involving a cadet or other Academy personnel in rape, acquaintance rape, or any other criminal sexual offense, whether forcible or nonforcible.

''(5) Required training on the policy for all cadets and other Academy personnel, including the specific training required for personnel who process allegations of sexual harassment or sexual violence involving Academy personnel.

''(c) ANNUAL ASSESSMENT.—(1) The Secretary of Defense, through the Secretary of the Army, shall direct the Superintendent to conduct at the Academy during each Academy program year an assessment, to be administered by the Department of Defense, to determine the effectiveness of the policies, training, and procedures of the Academy with respect to sexual harassment and sexual violence involving Academy personnel.

''(2) For the assessment at the Academy under paragraph (1) with respect to an Academy program year that begins in an odd-numbered calendar year, the Secretary of the Army shall conduct a survey, to be administered by the Department of Defense, of Academy personnel—

''(A) to measure—

''(i) the incidence, during that program year, of sexual harassment and sexual violence events, on or off the Academy reservation, that have been reported to officials of the Academy; and

''(ii) the incidence, during that program year, of sexual harassment and sexual violence events, on or off the Academy reservation, that have not been reported to officials of the Academy; and

''(B) to assess the perceptions of Academy personnel of—

''(i) the policies, training, and procedures on sexual harassment and sexual violence involving Academy personnel;

''(ii) the enforcement of such policies;

''(iii) the incidence of sexual harassment and sexual violence involving Academy personnel; and

''(iv) any other issues relating to sexual harassment and sexual violence involving Academy personnel.

''(d) ANNUAL REPORT.—(1) The Secretary of the Army shall direct the Superintendent of the Academy to submit to the Secretary a report on sexual harassment and sexual violence involving cadets or other personnel at the Academy for each Academy program year.

''(2) Each report under paragraph (1) shall include, for the Academy program year covered by the report, the following:

''(A) The number of sexual assaults, rapes, and other sexual offenses involving cadets or other Academy personnel that have been reported to Academy officials during the program year and, of those reported cases, the number that have been substantiated.

''(B) The policies, procedures, and processes implemented by the Secretary of the Army and the leadership of the Academy in response to sexual harassment and sexual violence involving cadets or other Academy personnel during the program year.

''(C) A plan for the actions that are to be taken in the following Academy program year regarding prevention of and response to sexual harassment and sexual violence involving cadets or other Academy personnel.

''(3) Each report under paragraph (1) for an Academy program year that begins in an odd-numbered calendar year shall include the results of the survey conducted in that program year under subsection (c)(2).

''(4)(A) The Secretary of the Army shall transmit to the Secretary of Defense, and to the Board of Visitors of the Academy, each report received by the Secretary under this subsection, together with the Secretary's comments on the report.

''(B) The Secretary of Defense shall transmit each such report, together with the Secretary's comments on the report, to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives.''.

(2) UNITED STATES NAVAL ACADEMY.—Chapter 603 of title 10, United States Code, is amended by adding at the end the following new section:

"§ 6980. Policy on sexual harassment and sexual violence

''(a) REQUIRED POLICY.—Under guidance prescribed by the Secretary of Defense, the Secretary of the Navy shall direct the Superintendent of the Naval Academy to prescribe a policy on sexual harassment and sexual violence applicable to the midshipmen and other personnel of the Naval Academy.

''(b) MATTERS TO BE SPECIFIED IN POLICY.—The policy on sexual harassment and sexual violence prescribed under this section shall include specification of the following:

''(1) Programs to promote awareness of the incidence of rape, acquaintance rape, and other sexual offenses of a criminal nature that involve midshipmen or other Academy personnel.

''(2) Procedures that a midshipman should follow in the case of an occurrence of sexual harassment or sexual violence, including—

''(A) if the midshipman chooses to report an occurrence of sexual harassment or sexual violence, a specification of the person or persons to whom the alleged offense should be reported and the options for confidential reporting;

''(B) a specification of any other person whom the victim should contact; and

''(C) procedures on the preservation of evidence potentially necessary for proof of criminal sexual assault.

''(3) Procedures for disciplinary action in cases of alleged criminal sexual assault involving a midshipman or other Academy personnel.

''(4) Any other sanction authorized to be imposed in a substantiated case of sexual harassment or sexual violence involving a midshipman or other Academy personnel in rape, acquaintance rape, or any other criminal sexual offense, whether forcible or nonforcible.

''(5) Required training on the policy for all midshipmen and other Academy personnel, including the specific training required for personnel who process allegations of sexual harassment or sexual violence involving Academy personnel.

''(c) ANNUAL ASSESSMENT.—(1) The Secretary of Defense, through the Secretary of the Navy, shall direct the Superintendent to conduct at the Academy during each Academy program year an assessment, to be administered by the Department of Defense, to determine the effectiveness of the policies, training, and procedures of the Academy with respect to sexual harassment and sexual violence involving Academy personnel.

''(2) For the assessment at the Academy under paragraph (1) with respect to an Academy program year that begins in an odd-numbered calendar year, the Secretary of the Navy shall conduct a survey, to be administered by the Department of Defense, of Academy personnel—

''(A) to measure—

''(i) the incidence, during that program year, of sexual harassment and sexual violence events, on or off the Academy reservation, that have been reported to officials of the Academy; and

''(ii) the incidence, during that program year, of sexual harassment and sexual violence events, on or off the Academy reservation, that have not been reported to officials of the Academy; and

''(B) to assess the perceptions of Academy personnel of—

''(i) the policies, training, and procedures on sexual harassment and sexual violence involving Academy personnel;

''(ii) the enforcement of such policies;

''(iii) the incidence of sexual harassment and sexual violence involving Academy personnel; and

''(iv) any other issues relating to sexual harassment and sexual violence involving Academy personnel.

''(d) ANNUAL REPORT.—(1) The Secretary of the Navy shall direct the Superintendent of the Naval Academy to submit to the Secretary a report on sexual harassment and sexual violence involving midshipmen or other personnel at the Academy for each Academy program year.

''(2) Each report under paragraph (1) shall include, for the Academy program year covered by the report, the following:

''(A) The number of sexual assaults, rapes, and other sexual offenses involving midshipmen or other Academy personnel that have been reported to Naval Academy officials during the program year and, of those reported cases, the number that have been substantiated.

''(B) The policies, procedures, and processes implemented by the Secretary of the Navy and the leadership of the Naval Academy in response to sexual harassment and sexual violence involving midshipmen or other Academy personnel during the program year.

''(C) A plan for the actions that are to be taken in the following Academy program year regarding prevention of and response to sexual harassment and sexual violence involving midshipmen or other Academy personnel.

''(3) Each report under paragraph (1) for an Academy program year that begins in an odd-numbered calendar year shall include the results of the survey conducted in that program year under subsection (c)(2).

''(4)(A) The Secretary of the Navy shall transmit to the Secretary of Defense, and to the Board of Visitors of the Naval Academy, each report received by the Secretary under this subsection, together with the Secretary's comments on the report.

''(B) The Secretary of Defense shall transmit each such report, together with the Secretary's comments on the report, to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives.''.

(3) UNITED STATES AIR FORCE ACADEMY.—Chapter 903 of title 10, United States Code, is amended by adding at the end the following new section:

"§ 9361. Policy on sexual harassment and sexual violence

''(a) REQUIRED POLICY.—Under guidance prescribed by the Secretary of Defense, the Secretary of the Air Force shall direct the Superintendent of the Academy to prescribe a policy on sexual harassment and sexual violence applicable to the cadets and other personnel of the Academy.

''(b) MATTERS TO BE SPECIFIED IN POLICY.—The policy on sexual harassment and sexual violence prescribed under this section shall include specification of the following:

''(1) Programs to promote awareness of the incidence of rape, acquaintance rape, and other sexual offenses of a criminal nature that involve cadets or other Academy personnel.

''(2) Procedures that a cadet should follow in the case of an occurrence of sexual harassment or sexual violence, including—

''(A) if the cadet chooses to report an occurrence of sexual harassment or sexual violence, a specification of the person or persons to whom the alleged offense should be reported and the options for confidential reporting;

''(B) a specification of any other person whom the victim should contact; and

''(C) procedures on the preservation of evidence potentially necessary for proof of criminal sexual assault.

''(3) Procedures for disciplinary action in cases of alleged criminal sexual assault involving a cadet or other Academy personnel.

''(4) Any other sanction authorized to be imposed in a substantiated case of sexual harassment or sexual violence involving a cadet or other Academy personnel in rape, acquaintance rape, or any other criminal sexual offense, whether forcible or nonforcible.

''(5) Required training on the policy for all cadets and other Academy personnel, including the specific training required for personnel who process allegations of sexual harassment or sexual violence involving Academy personnel.

''(c) ANNUAL ASSESSMENT.—(1) The Secretary of Defense, through the Secretary of the Air Force, shall direct the Superintendent to conduct at the Academy during each Academy program year an assessment, to be administered by the Department of Defense, to determine the effectiveness of the policies, training, and procedures of the Academy with respect to sexual harassment and sexual violence involving Academy personnel.

''(2) For the assessment at the Academy under paragraph (1) with respect to an Academy program year that begins in an odd-numbered calendar year, the Secretary of the Air Force shall conduct a survey, to be administered by the Department of Defense, of Academy personnel—

''(A) to measure—

''(i) the incidence, during that program year, of sexual harassment and sexual violence events, on or off the Academy reservation, that have been reported to officials of the Academy; and

''(ii) the incidence, during that program year, of sexual harassment and sexual violence events, on or off the Academy reservation, that have not been reported to officials of the Academy; and

''(B) to assess the perceptions of Academy personnel of—

''(i) the policies, training, and procedures on sexual harassment and sexual violence involving Academy personnel;

''(ii) the enforcement of such policies;

''(iii) the incidence of sexual harassment and sexual violence involving Academy personnel; and

''(iv) any other issues relating to sexual harassment and sexual violence involving Academy personnel.

''(d) ANNUAL REPORT.—(1) The Secretary of the Air Force shall direct the Superintendent of the Academy to submit to the Secretary a report on sexual harassment and sexual violence involving cadets or other personnel at the Academy for each Academy program year.

''(2) Each report under paragraph (1) shall include, for the Academy program year covered by the report, the following:

''(A) The number of sexual assaults, rapes, and other sexual offenses involving cadets or other Academy personnel that have been reported to Academy officials during the program year and, of those reported cases, the number that have been substantiated.

''(B) The policies, procedures, and processes implemented by the Secretary of the Air Force and the leadership of the Academy in response to sexual harassment and sexual violence involving cadets or other Academy personnel during the program year.

''(C) A plan for the actions that are to be taken in the following Academy program year regarding prevention of and response to sexual harassment and sexual violence involving cadets or other Academy personnel.

''(3) Each report under paragraph (1) for an Academy program year that begins in an odd-numbered calendar year shall include the results of the survey conducted in that program year under subsection (c)(2).

''(4)(A) The Secretary of the Air Force shall transmit to the Secretary of Defense, and to the Board of Visitors of the Academy, each report received by the Secretary under this subsection, together with the Secretary's comments on the report.

''(B) The Secretary of Defense shall transmit each such report, together with the Secretary's comments on the report, to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives.''.

(b) FURTHER INFORMATION FROM CADETS AND MIDSHIPMEN AT THE SERVICE ACADEMIES ON SEXUAL ASSAULT AND SEXUAL HARASSMENT ISSUES.—

(1) USE OF FOCUS GROUPS FOR YEARS WHEN SURVEY NOT REQUIRED.—In any year in which

the Secretary of a military department is not required by law to conduct a survey at the service academy under the Secretary's jurisdiction on matters relating to sexual assault and sexual harassment issues at that Academy, the Secretary shall provide for focus groups to be conducted at that Academy for the purposes of ascertaining information relating to sexual assault and sexual harassment issues at that Academy.

(2) INCLUSION IN REPORT.—Information ascertained from a focus group conducted pursuant to paragraph (1) shall be included in the Secretary's annual report to Congress on sexual harassment and sexual violence at the service academies.

(3) SERVICE ACADEMIES.—For purposes of this subsection, the term ''service academy'' means the following:

(A) The United States Military Academy.

(B) The United States Naval Academy.

(C) The United States Air Force Academy.

(c) REPEAL OF PRIOR LAW.—Section 527 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136; 117 Stat. 1469; 10 U.S.C. 4331 note) is repealed.

(d) CLERICAL AMENDMENTS.—

(1) The table of sections at the beginning of chapter 403 of title 10, United States Code, is amended by adding at the end the following new item:

''4361. Policy on sexual harassment and sexual violence.''.

(2) The table of sections at the beginning of chapter 603 of such title is amended by adding at the end the following new item:

''6980. Policy on sexual harassment and sexual violence.''.

(3) The table of sections at the beginning of chapter 903 of such title is amended by adding at the end the following new item:

''9361. Policy on sexual harassment and sexual violence.''.

SEC. 533. DEPARTMENT OF DEFENSE POLICY ON SERVICE ACADEMY AND ROTC GRADUATES SEEKING TO PARTICIPATE IN PROFESSIONAL SPORTS BEFORE COMPLETION OF THEIR ACTIVE-DUTY SERVICE OBLIGATIONS.

(a) POLICY REQUIRED.—

(1) IN GENERAL.—Not later than July 1, 2007, the Secretary of Defense shall prescribe the policy of the Department of Defense on—

(A) whether to authorize graduates of the service academies and the Reserve Officers' Training Corps to participate in professional sports before the completion of their obligations for service on active duty as commissioned officers; and

(B) if so, the obligations for service on active duty as commissioned officers of such graduates who participate in professional sports before the satisfaction of the obligations referred to in subparagraph (A).

(2) REVIEW OF CURRENT POLICIES.—In prescribing the policy, the Secretary shall review current policies, practices, and regulations of the military departments on the obligations for service on active duty as commissioned officers of graduates of the service academies and the Reserve Officers' Training Corps, including policies on authorized leaves of absence and policies under excess leave programs.

(3) CONSIDERATIONS.—In prescribing the policy, the Secretary shall take into account the following:

(A) The compatibility of participation in professional sports (including training for professional sports) with service on active duty in the Armed Forces or as a member of a reserve component of the Armed Forces.

(B) The benefits for the Armed Forces of waiving obligations for service on active duty for cadets, midshipmen, and commissioned officers in order to permit such individuals to participate in professional sports.

(C) The manner in which the military departments have resolved issues relating to the participation of personnel in professional sports, including the extent of and any reasons for, differences in the resolution of such issues by such departments.

(D) The recoupment of the costs of education provided by the service academies or under the Reserve Officers' Training Corps program if graduates of the service academies or the Reserve Officers' Training Corps, as the case may be, do not complete the period of obligated service to which they have agreed by reason of participation in professional sports.

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

(b) ELEMENTS OF POLICY.—The policy prescribed under subsection (a) shall address the following matters:

(1) The eligibility of graduates of the service academies and the Reserve Officers' Training Corps for a reduction in the obligated length of service on active duty as a commissioned officer otherwise required of such graduates on the basis of their participation in professional sports.

(2) Criteria for the treatment of an individual as a participant or potential participant in professional sports.

(3) The effect on obligations for service on active duty as a commissioned officer of any unsatisfied obligations under prior enlistment contracts or other forms of advanced education assistance.

(4) Any authorized variations in the policy that are warranted by the distinctive requirements of a particular Armed Force.

(5) The eligibility of individuals for medical discharge or disability benefits as a result of injuries incurred while participating in professional sports.

(6) A prospective effective date for the policy and for the application of the policy to individuals serving on such effective date as a commissioned officer, cadet, or midshipman.

(c) APPLICATION OF POLICY TO ARMED FORCES.—Not later than December 1, 2007, the Secretary of each military department shall prescribe regulations, or modify current regulations, in order to implement the policy prescribed by the Secretary of Defense under subsection (a) with respect to the Armed Forces under the jurisdiction of such Secretary.

PART II—SCHOLARSHIP AND FINANCIAL ASSISTANCE PROGRAMS

SEC. 535. AUTHORITY TO PERMIT MEMBERS WHO PARTICIPATE IN THE GUARANTEED RESERVE FORCES DUTY SCHOLARSHIP PROGRAM TO PARTICIPATE IN THE HEALTH PROFESSIONS SCHOLARSHIP PROGRAM AND SERVE ON ACTIVE DUTY.

Paragraph (3) of section 2107a(b) of title 10, United States Code, is amended—

(1) by inserting ''or a cadet or former cadet under this section who signs an agreement under section 2122 of this title,'' after ''military junior college,''; and

(2) by inserting '', or former cadet,'' after ''consent of the cadet'' and after ''submitted by the cadet''.

SEC. 536. DETAIL OF COMMISSIONED OFFICERS AS STUDENTS AT MEDICAL SCHOOLS.

(a) IN GENERAL.—Chapter 101 of title 10, United States Code, is amended by inserting after section 2004 the following new section:

''§2004a. Detail of commissioned officers as students at medical schools

''(a) DETAIL AUTHORIZED.—The Secretary of each military department may detail commissioned officers of the armed forces as students at accredited medical schools or schools of osteopathy located in the United States for a period of training leading to the degree of doctor of medicine. No more than 25 officers from each military department may commence such training in any single fiscal year.

''(b) ELIGIBILITY FOR DETAIL.—To be eligible for detail under subsection (a), an officer must be a citizen of the United States and must—

''(1) have served on active duty for a period of not less than two years nor more than six years and be in the pay grade 0–3 or below as of the time the training is to begin; and

''(2) sign an agreement that unless sooner separated the officer will—

''(A) complete the educational course of medical training;

''(B) accept transfer or detail as a medical officer within the military department concerned when the officer's training is completed; and

''(C) agree to serve, following completion of the officer's training, on active duty (or on active duty and in the Selected Reserve) for a period as specified pursuant to subsection (c).

''(c) SERVICE OBLIGATION.—An agreement under subsection (c) shall provide that the officer shall serve on active duty for two years for each year or part thereof of the officer's medical training under subsection (a), except that the agreement may authorize the officer to serve a portion of the officer's service obligation on active duty and to complete the service obligation that remains upon separation from active duty in the Selected Reserve, in which case the officer shall serve three years in the Selected Reserve for each year or part thereof of the officer's medical training under subsection (a) for any service obligation that was not completed before separation from active duty.

''(d) SELECTION OF OFFICERS FOR DETAIL.—Officers detailed for medical training under subsection (a) shall be selected on a competitive basis by the Secretary of the military department concerned.

''(e) RELATION OF SERVICE OBLIGATIONS TO OTHER SERVICE OBLIGATIONS.—Any service obligation incurred by an officer under an agreement entered into under subsection (b) shall be in addition to any service obligation incurred by the officer under any other provision of law or agreement.

''(f) EXPENSES.—Expenses incident to the detail of officers under this section shall be paid from any funds appropriated for the military department concerned.

''(g) FAILURE TO COMPLETE PROGRAM.—(1) An officer who is dropped from a program of medical training to which detailed under subsection (a) for deficiency in conduct or studies, or for other reasons, may be required to perform active duty in an appropriate military capacity in accordance with the active duty obligation imposed on the officer under regulations issued by the Secretary of Defense for purposes of this section.

''(2) In no case shall an officer be required to serve on active duty under paragraph (1) for any period in excess of one year for each year or part thereof the officer participated in the program.

''(h) LIMITATION ON DETAILS.—No agreement detailing an officer of the armed forces to an accredited medical school or school of osteopathy may be entered into during any period in which the President is authorized by law to induct persons into the armed forces involuntarily. Nothing in this subsection shall affect any agreement entered into during any period when the President is not authorized by law to so induct persons into the armed forces''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 2004 the following new item:

''2004a. Detail of commissioned officers as students at medical schools.''.

SEC. 537. INCREASE IN MAXIMUM AMOUNT OF REPAYMENT UNDER EDUCATION LOAN REPAYMENT FOR OFFICERS IN SPECIFIED HEALTH PROFESSIONS.

(a) INCREASE IN MAXIMUM AMOUNT.—Section 2173(e)(2) of title 10, United States Code, is amended by striking ''$22,000'' and inserting ''$60,000''.

(b) EFFECTIVE DATE.—

(1) IN GENERAL.—The amendment made by subsection (a) shall take effect on October 1, 2006, and shall apply to agreements entered into or revised under section 2173 of title 10, United States Code, on or after that date.

(2) PROHIBITION ON ADJUSTMENT.—The adjustment required by the second sentence of section 2173(e)(2) of title 10, United States Code, to be made on October 1, 2006, shall not be made.

SEC. 538. HEALTH PROFESSIONS SCHOLARSHIP AND FINANCIAL ASSISTANCE PROGRAM FOR ACTIVE SERVICE.

(a) MAXIMUM STIPEND AMOUNT.—Section 2121(d) of title 10, United States Code, is amended—

(1) by striking ''at the rate of $579 per month'' and inserting ''at a monthly rate established by the Secretary of Defense, but not to exceed a total of $30,000 per year''; and

(2) by striking ''That rate'' and inserting ''The maximum annual amount of the stipend''.

(b) MAXIMUM ANNUAL GRANT.—Section 2127(e) of such title is amended—

(1) by striking ''$15,000'' and inserting ''in an amount not to exceed $45,000''; and

(2) by striking ''The amount'' and inserting ''The maximum amount''.

(c) REPORT ON PROGRAM.—Not later than March 1, 2007, the Secretary of Defense shall submit to the Congress a report on the Health Professions Scholarship and Financial Assistance Program for Active Service under subchapter I of chapter 105 of title 10, United States Code. The report shall include the following:

(1) An assessment of the success of each military department in achieving its recruiting goals under the program during each of fiscal years 2000 through 2006.

(2) If any military department failed to achieve its recruiting goals under the program during any fiscal year covered by paragraph (1), an explanation of the failure of the military department to achieve such goal during such fiscal year.

(3) An assessment of the adequacy of the stipend authorized by section 2121(d) of title 10, United States Code, in meeting the objectives of the program.

(4) Such recommendations for legislative or administrative action as the Secretary considers appropriate to enhance the effectiveness of the program in meeting the annual recruiting goals of the military departments for medical personnel covered by the program.

(d) EFFECTIVE DATE.—

(1) IN GENERAL.—The amendments made by this section shall take effect on October 1, 2006.

(2) PROHIBITION ON ADJUSTMENTS.—The adjustments required by the second sentence of subsection (d) of section 2121 of title 10, United States Code, and the second sentence of subsection (e) of section 2127 of such title to be made in 2007 shall not be made.

PART III—JUNIOR ROTC PROGRAM

SEC. 539. JUNIOR RESERVE OFFICERS' TRAINING CORPS INSTRUCTOR QUALIFICATIONS.

(a) IN GENERAL.—Chapter 102 of title 10, United States Code, is amended by adding at the end the following new section:

''§ 2033. Instructor qualifications

''(a) IN GENERAL.—In order for a retired officer or noncommissioned officer to be employed as an instructor in the program, the officer must be certified by the Secretary of the military department concerned as a qualified instructor in leadership, wellness and fitness, civics, and other courses related to the content of the program, according to the qualifications set forth in subsection (b)(2) or (c)(2), as appropriate.

''(b) SENIOR MILITARY INSTRUCTORS.—

''(1) ROLE.—Senior military instructors shall be retired officers of the armed forces and shall serve as instructional leaders who oversee the program.

''(2) QUALIFICATIONS.—A senior military instructor shall have the following qualifications:

''(A) Professional military qualification, as determined by the Secretary of the military department concerned.

''(B) Award of a baccalaureate degree from an institution of higher learning.

''(C) Completion of secondary education teaching certification requirements for the program as established by the Secretary of the military department concerned.

''(D) Award of an advanced certification by the Secretary of the military department concerned in core content areas based on—

''(i) accumulated points for professional activities, services to the profession, awards, and recognitions;

''(ii) professional development to meet content knowledge and instructional skills; and

''(iii) performance evaluation of competencies and standards within the program through site visits and inspections.

''(c) NON-SENIOR MILITARY INSTRUCTORS.—

''(1) ROLE.—Non-senior military instructors shall be retired noncommissioned officers of the armed forces and shall serve as instructional leaders and teach independently of, but share program responsibilities with, senior military instructors.

''(2) QUALIFICATIONS.—A non-senior military instructor shall demonstrate a depth of experience, proficiency, and expertise in coaching, mentoring, and practical arts in executing the program, and shall have the following qualifications:

''(A) Professional military qualification, as determined by the Secretary of the military department concerned.

''(B) Award of an associates degree from an institution of higher learning within five years of employment.

''(C) Completion of secondary education teaching certification requirements for the program as established by the Secretary of the military department concerned.

''(D) Award of an advanced certification by the Secretary of the military department concerned in core content areas based on—

''(i) accumulated points for professional activities, services to the profession, awards, and recognitions;

''(ii) professional development to meet content knowledge and instructional skills; and

''(iii) performance evaluation of competencies and standards within the program through site visits and inspections.''.

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

''2033. Instructor qualifications.''.

SEC. 540. EXPANSION OF MEMBERS ELIGIBLE TO BE EMPLOYED TO PROVIDE JUNIOR RESERVE OFFICERS' TRAINING CORPS INSTRUCTION.

(a) ELIGIBILITY OF ''GRAY-AREA'' GUARD AND RESERVE MEMBERS.—Section 2031 of title 10, United States Code, is amended by adding at the end the following new subsection:

''(e) Instead of, or in addition to, detailing officers and noncommissioned officers on active duty under subsection (c)(1) and authorizing the employment of retired officers and noncommissioned officers who are in receipt of retired pay and members of the Fleet Reserve and Fleet Marine Corps Reserve under subsection (d), the Secretary of the military department concerned may authorize qualified institutions to employ as administrators and instructors in the program officers and noncommissioned officers who are under 60 years of age and who, but for age, would be eligible for retired pay for non-regular service under section 12731 of this title and whose qualifications are approved by the Secretary and the institution concerned and who request such employment, subject to the following:

''(1) The Secretary concerned shall pay to the institution an amount equal to one-half of the amount paid to the member by the institution for any period, up to a maximum of one-half of the difference between—

''(A) the retired or retainer pay for an active duty officer or noncommissioned officer of the same grade and years of service for such period; and

''(B) the active duty pay and allowances which the member would have received for that period if on active duty.

''(2) Notwithstanding the limitation in paragraph (1), the Secretary concerned may pay to the institution more than one-half of the amount paid to the member by the institution if (as determined by the Secretary)—

''(A) the institution is in an educationally and economically deprived area; and

''(B) the Secretary determines that such action is in the national interest.

''(3) Payments by the Secretary concerned under this subsection shall be made from funds appropriated for that purpose.

''(4) Amounts may be paid under this subsection with respect to a member after the member reaches the age of 60.

''(5) Notwithstanding any other provision of law, a member employed by a qualified institution pursuant to an authorization under this subsection is not, while so employed, considered to be on active duty or inactive duty training for any purpose.''.

(b) CLARIFICATION OF STATUS OF RETIRED MEMBERS PROVIDING INSTRUCTION.—Subsection (d) of such section is amended in the matter preceding paragraph (1) by inserting ''who are in receipt of retired pay'' after ''retired officers and noncommissioned officers''.

SEC. 541. EXPANSION OF JUNIOR RESERVE OFFICERS' TRAINING CORPS PROGRAM.

(a) IN GENERAL.—The Secretaries of the military departments shall take appropriate actions to increase the number of secondary educational institutions at which a unit of the Junior Reserve Officers' Training Corps is organized under chapter 102 of title 10, United States Code.

(b) EXPANSION TARGETS.—In increasing under subsection (a) the number of secondary educational institutions at which a unit of the Junior Reserve Officers' Training Corps is organized, the Secretaries of the military departments shall seek to organize units at an additional number of institutions as follows:

(1) In the case of Army units, 15 institutions.

(2) In the case of Navy units, 10 institutions.

(3) In the case of Marine Corps units, 15 institutions.

(4) In the case of Air Force units, 10 institutions.

SEC. 542. REVIEW OF LEGAL STATUS OF JUNIOR ROTC PROGRAM.

(a) REVIEW.—The Secretary of Defense shall conduct a review of the 1976 legal opinion issued by the General Counsel of the Department of Defense regarding instruction of non-host unit students participating in Junior Reserve Officers' Training Corps programs. The review shall consider whether changes to law after the issuance of that opinion allow in certain circumstances for the arrangement for assignment of instructors that provides for the travel of an instructor from one educational institution to another once during the regular school day for the purposes of the Junior Reserve Officers' Training Corps program as an authorized arrangement that enhances administrative efficiency in the management of the program. If the Secretary, as a result of the review, determines that such authority is not available, the Secretary should also consider whether such authority should be available and whether there should be authority to waive the restrictions under certain circumstances.

(b) REPORT.—The Secretary shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report containing the results of the review not later than 180 days after the date of the enactment of this Act.

(c) INTERIM AUTHORITY.—A current institution that has more than 70 students and is providing support to another educational institutional with more than 70 students and has been providing for the assignment of instructors from one school to the other may continue to provide such support until 180 days following receipt of the report under subsection (b).

PART IV—OTHER EDUCATION AND TRAINING PROGRAMS

SEC. 543. EXPANDED ELIGIBILITY FOR ENLISTED MEMBERS FOR INSTRUCTION AT NAVAL POSTGRADUATE SCHOOL.

(a) CERTIFICATE PROGRAMS AND COURSES.—Subparagraph (C) of subsection (a)(2) of section 7045 of title 10, United States Code, is amended by striking ''Navy or Marine Corps'' and inserting ''armed forces''.

(b) GRADUATE-LEVEL INSTRUCTION.—Such subsection is further amended—

(1) by redesignating subparagraph (D) as subparagraph (E); and

(2) by inserting after subparagraph (C) the following new subparagraph (D):

''(D)(i) The Secretary may permit an eligible enlisted member of the armed forces to receive graduate-level instruction at the Naval Postgraduate School in a program leading to a master's degree in a technical, analytical, or engineering curriculum.

''(ii) To be eligible to be provided instruction under this subparagraph, the enlisted member must have been awarded a baccalaureate degree by an institution of higher education.

''(iii) Instruction under this subparagraph may be provided only on a space-available basis.

''(iv) An enlisted member who successfully completes a course of instruction under this subparagraph may be awarded a master's degree under section 7048 of this title.

''(v) Instruction under this subparagraph shall be provided pursuant to regulations prescribed by the Secretary. Such regulations may include criteria for eligibility of enlisted members for instruction under this subparagraph and specification of obligations for further service in the armed forces relating to receipt of such instruction.''.

(c) CONFORMING AMENDMENTS.—Such section is further amended—

(1) in subparagraph (E) of subsection (a)(2), as redesignated by subsection (b)(1), by striking ''and (C)'' and inserting ''(C), and (D)''; and

(2) in subsection (b)(2), by striking ''(a)(2)(D)'' and inserting ''(a)(2)(E)''.

(d) DEADLINE FOR SUBMISSION OF PREVIOUSLY REQUIRED REPORT.—The report required by subsection (c) of section 526 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3246), relating to the rationale and plans of the Navy to provide enlisted members an opportunity to obtain graduate degrees, shall be submitted, in accordance with that subsection, not later than March 30, 2007.

(e) REPEAL OF REQUIREMENT FOR REPORT ON PILOT PROGRAM.—

(1) REPEAL.—Subsection (d) of section 526 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3246) is repealed.

(2) CONFORMING AMENDMENT.—Subsection (c)(2) of such section is amended by striking '', particularly in the career fields under consideration for the pilot program referred to in subsection (d)''.

(f) REPORT ON USE OF NPS AND AFIT.—Not later than March 30, 2007, the Secretary of the Navy and the Secretary of the Air Force shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a joint report on the manner by which each Secretary intends to use the Naval Postgraduate School and the Air Force Institute of Technology during fiscal years 2008 through 2013 to meet the overall requirements of the Navy and Marine Corps and of the Air Force for enlisted members with graduate degrees. The report shall include the following:

(1) The numbers and occupational specialities of enlisted members that each Secretary plans to enroll as candidates for graduate degrees each year in each of the two schools.

(2) A description of the graduate degrees that those enlisted members will pursue at those schools.

(3) Other matters that the two Secretaries jointly consider to be useful for the committees to better understand the future role that the two schools will each have in meeting service requirements for enlisted members with graduate degrees.

Subtitle D—General Service Authorities

SEC. 546. TEST OF UTILITY OF TEST PREPARATION GUIDES AND EDUCATION PROGRAMS IN ENHANCING RECRUIT CANDIDATE PERFORMANCE ON THE ARMED SERVICES VOCATIONAL APTITUDE BATTERY (ASVAB) AND ARMED FORCES QUALIFICATION TEST (AFQT).

(a) REQUIREMENT FOR TEST.—The Secretary of Defense shall conduct a test of the utility of commercially available test preparation guides and education programs designed to assist recruit candidates achieve scores on military recruit qualification testing that better reflect the full potential of those recruit candidates in terms of aptitude and mental category. The test shall be conducted through the Secretaries of the Army, Navy, and Air Force.

(b) ASSESSMENT OF COMMERCIALLY AVAILABLE GUIDES AND PROGRAMS.—The test shall assess commercially available test preparation guides and education programs designed to enhance test performance. The test preparation guides assessed shall test both written formats and self-paced computer-assisted programs. Education programs assessed may test both self-study textbook and computer-assisted courses and instructor-led courses.

(c) OBJECTIVES.—The objectives of the test are to determine the following:

(1) The degree to which test preparation assistance degrades test reliability and accuracy.

(2) The degree to which test preparation assistance allows more accurate testing of skill aptitudes and mental capability.

(3) The degree to which test preparation assistance allows individuals to achieve higher scores without sacrificing reliability and accuracy.

(4) What role is recommended for test preparation assistance in military recruiting.

(d) CONTROL GROUP.—As part of the test, the Secretary shall identify a population of recruit candidates who will not receive test preparation assistance and will serve as a control group for the test. Data from recruit candidates participating in the test and data from recruit candidates in the control group shall be compared in terms of both (1) test performance, and (2) subsequent duty performance in training and unit settings following entry on active duty.

(e) NUMBER OF PARTICIPANTS.—The Secretary shall provide test preparation assistance to a minimum of 2,000 recruit candidates and shall identify an equal number to be established as the control group population.

(f) DURATION OF TEST.—The Secretary shall begin the test not later than nine months after the date of the enactment of this Act. The test shall identify participants over a one-year period from the start of the test and shall assess duty performance for each participant for 18 months following entry on active duty. The last participant shall be identified, but other participants may not be identified.

(g) REPORT ON FINDINGS.—Not later than six months after completion of the duty performance assessment of the last identified participant in the test, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report providing the findings of the Secretary with respect to each of the objectives specified in subsection (c) and the Secretary's recommendations.

SEC. 547. CLARIFICATION OF NONDISCLOSURE REQUIREMENTS APPLICABLE TO CERTAIN SELECTION BOARD PROCEEDINGS.

(a) ACTIVE-DUTY SELECTION BOARD PROCEEDINGS.—

(1) EXTENSION TO ALL ACTIVE-DUTY BOARDS.—Chapter 36 of title 10, United States Code, is amended by inserting after section 613 the following new section:

''§ 613a. Nondisclosure of board proceedings

''(a) NONDISCLOSURE.—The proceedings of a selection board convened under section 611 this title may not be disclosed to any person not a member of the board.

''(b) PROHIBITED USES OF BOARD DISCUSSIONS, DELIBERATIONS, AND RECORDS.—The discussions and deliberations of a selection board described in subsection (a) and any written or documentary record of such discussions and deliberations—

''(1) are immune from legal process;

''(2) may not be admitted as evidence; and

''(3) may not be used for any purpose in any action, suit, or judicial or administrative proceeding without the consent of the Secretary of the military department concerned.''.

(2) CONFORMING AMENDMENT.—Section 618 of such title is amended by striking subsection (f).

(b) RESERVE SELECTION BOARD PROCEEDINGS.—Section 14104 of such title is amended to read as follows:

''§ 14104. Nondisclosure of board proceedings

''(a) NONDISCLOSURE.—The proceedings of a selection board convened under section 14101 of this title may not be disclosed to any person not a member of the board.

''(b) PROHIBITED USES OF BOARD DISCUSSIONS, DELIBERATIONS, AND RECORDS.—The discussions and deliberations of a selection board described in subsection (a) and any written or documentary record of such discussions and deliberations—

''(1) are immune from legal process;

''(2) may not be admitted as evidence; and

''(3) may not be used for any purpose in any action, suit, or judicial or administrative proceeding without the consent of the Secretary of the military department concerned.''.

(c) APPLICABILITY.—Section 613a of title 10, United States Code, as added by subsection (a), shall apply with respect to the proceedings of all selection boards convened under section 611 of that title, including selection boards convened before the date of the enactment of this Act. Section 14104 of such title, as amended by subsection (b), shall apply with respect to the proceedings of all selection boards convened under section 14101 of that title, including selection boards convened before the date of the enactment of this Act.

(d) CLERICAL AMENDMENTS.—

(1) The table of sections at the beginning of subchapter I of chapter 36 of title 10, United States Code, is amended by inserting after the item relating to section 613 the following new item:

''613a. Nondisclosure of board proceedings.''.

(2) The item relating to section 14104 in the table of sections at the beginning of chapter 1403 of such title is amended to read as follows:

''14104. Nondisclosure of board proceedings.''.

SEC. 548. REPORT ON EXTENT OF PROVISION OF TIMELY NOTICE OF LONG-TERM DEPLOYMENTS.

Not later than March 1, 2007, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the number of members of the Armed Forces (shown by service and within each service by reserve component and active component)

who, during the period beginning on January 1, 2005, and ending on the date of the enactment of this Act, have not received at least 30 days notice (in the form of an official order) before a deployment that will last 180 days or more. With respect to members of the reserve components, the report shall describe the degree of compliance (or noncompliance) with Department of Defense policy concerning the amount of notice to be provided before long-term mobilizations or deployments.

Subtitle E—Military Justice Matters

SEC. 551. APPLICABILITY OF UNIFORM CODE OF MILITARY JUSTICE TO MEMBERS OF THE ARMED FORCES ORDERED TO DUTY OVERSEAS IN INACTIVE DUTY FOR TRAINING STATUS.

Not later than March 1, 2007, the Secretaries of the military departments shall prescribe regulations, or amend current regulations, in order to provide that members of the Armed Forces who are ordered to duty at locations overseas in an inactive duty for training status are subject to the jurisdiction of the Uniform Code of Military Justice, pursuant to the provisions of section 802(a)(3) of title 10, United States Code (article 2(a)(3) of the Uniform Code of Military Justice), continuously from the commencement of execution of such orders to the conclusion of such orders.

SEC. 552. CLARIFICATION OF APPLICATION OF UNIFORM CODE OF MILITARY JUSTICE DURING A TIME OF WAR.

Paragraph (10) of section 802(a) of title 10, United States Code (article 2(a) of the Uniform Code of Military Justice), is amended by striking ''war'' and inserting ''declared war or a contingency operation''.

Subtitle F—Decorations and Awards

SEC. 555. AUTHORITY FOR PRESENTATION OF MEDAL OF HONOR FLAG TO LIVING MEDAL OF HONOR RECIPIENTS AND TO LIVING PRIMARY NEXT-OF-KIN OF DECEASED MEDAL OF HONOR RECIPIENTS.

(a) FUTURE PRESENTATIONS.—Sections 3755, 6257, and 8755 of title 10, United States Code, and section 505 of title 14, United States Code, are each amended—

(1) by striking ''after October 23, 2002''; and

(2) by adding at the end the following new sentence: ''In the case of a posthumous presentation of the medal, the flag shall be presented to the person to whom the medal is presented.''.

(b) PRESENTATION OF FLAG FOR PRIOR RECIPIENTS OF MEDAL OF HONOR.—

(1) LIVING RECIPIENTS.—The President shall provide for the presentation of the Medal of Honor Flag as expeditiously as possible after the date of the enactment of this Act to each living recipient of the Medal of Honor who has not already received a Medal of Honor Flag.

(2) SURVIVORS OF DECEASED RECIPIENTS.—In the case of presentation of the Medal of Honor Flag for a recipient of the Medal of Honor who was awarded the Medal of Honor before the date of the enactment of this Act and who is deceased as of such date (or who dies after such date and before the presentation required by paragraph (1)), the President shall provide for posthumous presentation of the Medal of Honor Flag, upon written application therefor, to the primary living next of kin, as determined under regulations or procedures prescribed by the Secretary of Defense for the purposes of this paragraph (and notwithstanding the amendments made by paragraph (2) of subsection (a)).

(3) MEDAL OF HONOR FLAG.—In this subsection, the term ''Medal of Honor Flag'' means the flag designated under section 903 of title 36, United States Code.

SEC. 556. REVIEW OF ELIGIBILITY OF PRISONERS OF WAR FOR AWARD OF THE PURPLE HEART.

(a) REPORT.—Not later than March 1, 2007, the President shall transmit to the Committees on Armed Services of the Senate and House of Representatives a report on the advisability of modifying the criteria for the award of the Purple Heart to authorize the award of the Purple Heart—

(1) to a member of the Armed Forces who dies in captivity as a prisoner of war under unknown circumstances or as a result of conditions and treatment that, under criteria for eligibility for the Purple Heart as in effect on the date of the enactment of this Act, do not qualify the decedent for award of the Purple Heart; and

(2) to an individual who while a member of the Armed Forces survives captivity as a prisoner of war, but who dies thereafter as a result of disease or disability, or a result of disease and condition and treatment, incurred during such captivity.

(b) DETERMINATION.—As part of the review undertaken in order to prepare the report required by subsection (a), the President shall make a determination on the advisability of expanding eligibility for the award of the Purple Heart to deceased servicemembers held as a prisoner of war after December 7, 1941, who meet the criteria for eligibility for the prisoner-of-war medal under section 1128 of title 10, United States Code (including the criterion under subsection (e) of that section with respect to honorable conduct), but who do not meet the criteria for eligibility for the Purple Heart.

(c) REQUIREMENTS.—In making the determination required by subsection (b), the President shall take into consideration the following:

(1) The brutal treatment endured by thousands of prisoners of war incarcerated by enemy forces.

(2) The circumstance that many servicemembers held as prisoners of war died during captivity due to causes that do not meet the criteria for eligibility for award of the Purple Heart, including starvation, abuse, the deliberate withholding of medical treatment for injury or disease, or other causes.

(3) The circumstance that some members of the Armed Forces died in captivity under circumstances establishing eligibility for the prisoner-of-war medal but under circumstances not otherwise establishing eligibility for the Purple Heart.

(4) The circumstance that some members and former members of the Armed Forces who were held as prisoners of war and following captivity were issued the prisoner-of-war medal subsequently died due to a disease or disability that was incurred during that captivity, without otherwise having been awarded the Purple Heart due to the injury or conditions resulting in that disease or disability or otherwise having been awarded the Purple Heart for injury incurring during captivity.

(5) The views of veterans service organizations, including the Military Order of the Purple Heart.

(6) The importance that has been assigned to determining all available facts before a decision is made to award the Purple Heart.

(7) The views of the Secretary of Defense and the Chairman of the Joint Chiefs of Staff.

SEC. 557. REPORT ON DEPARTMENT OF DEFENSE PROCESS FOR AWARDING DECORATIONS.

(a) REVIEW.—The Secretary of Defense shall conduct a review of the policy, procedures, and processes of the military departments for awarding decorations to members of the Armed Forces.

(b) TIME PERIODS.—As part of the review under subsection (a), the Secretary shall compare the time frames of the awards process between active duty and reserve components—

(1) from the time a recommendation for the award of a decoration is submitted until the time the award of the decoration is approved; and

(2) from the time the award of a decoration is approved until the time when the decoration is presented to the recipient.

(c) RESERVE COMPONENTS.—If the Secretary, in conducting the review under subsection (a), finds that the timeliness of the awards process for members of the reserve components is not the same as, or similar to, that for members of the active components, the Secretary shall take appropriate steps to address the discrepancy.

(d) REPORT.—Not later than August 1, 2007, the Secretary shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report containing the Secretary's findings as a result of the review under subsection (a), together with a plan for implementing whatever changes are determined to be appropriate to the process for awarding decorations in order to ensure that decorations are awarded in a timely manner, to the extent practicable.

Subtitle G—Matters Relating to Casualties

SEC. 561. AUTHORITY FOR RETENTION AFTER SEPARATION FROM SERVICE OF ASSISTIVE TECHNOLOGY AND DEVICES PROVIDED WHILE ON ACTIVE DUTY.

(a) IN GENERAL.—Chapter 58 of title 10, United States Code, is amended by inserting after section 1150 the following new section:

''§ 1151. Retention of assistive technology and services provided before separation

''(a) AUTHORITY.—A member of the armed forces who is provided an assistive technology or assistive technology device for a severe or debilitating illness or injury incurred or aggravated by such member while on active duty may, under regulations prescribed by the Secretary of Defense, be authorized to retain such assistive technology or assistive technology device upon the separation of the member from active service.

''(b) DEFINITIONS.—In this section, the terms 'assistive technology' and 'assistive technology device' have the meaning given those terms in section 3 of the Assistive Technology Act of 1998 (29 U.S.C. 3002).''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 1150 the following new item:

''1151. Retention of assistive technology and services provided before separation.''.

SEC. 562. TRANSPORTATION OF REMAINS OF CASUALTIES DYING IN A THEATER OF COMBAT OPERATIONS.

(a) REQUIRED TRANSPORTATION.—In the case of a member of the Armed Forces who dies in a combat theater of operations and whose remains are returned to the United States through the mortuary facility at Dover Air Force Base, Delaware, the Secretary concerned, under regulations prescribed by the Secretary of Defense, shall provide transportation of the remains of that member from Dover Air Force Base to the applicable escorted remains destination in accordance with section 1482(a)(8) of title 10, United States Code, and this section.

(b) ESCORTED REMAINS DESTINATION.—In this section, the term ''escorted remains destination'' means the place to which remains are authorized to be transported under section 1482(a)(8) of title 10, United States Code.

(c) AIR TRANSPORTATION FROM DOVER AFB.—

(1) MILITARY TRANSPORTATION.—If transportation of remains under subsection (a) includes transportation by air, such transportation (except as provided under paragraph (2)) shall be made by military aircraft or military-contracted aircraft.

(2) ALTERNATIVE TRANSPORTATION BY AIRCRAFT.—The provisions of paragraph (1) shall not be applicable to the transportation of remains by air to the extent that the person designated to direct disposition of the remains directs otherwise.

(3) PRIMARY MISSION.—When remains are transported by military aircraft or military-contracted aircraft under this section, the primary mission of the aircraft providing that transportation shall be the transportation of such remains. However, more than one set of remains may be transported on the same flight.

(d) ESCORT.—

(1) IN GENERAL.—Except as provided in paragraph (2), the Secretary concerned shall ensure that remains transported under this section are continuously escorted from Dover Air Force Base to the applicable escorted remains destination by a member of the Armed Forces in an appropriate grade, as determined by the Secretary.

(2) OTHER ESCORT.—If a specific military escort is requested by the person designated to direct disposition of such remains and the Secretary approves that request, then the Secretary is not required to provide an additional military escort under paragraph (1).

(e) HONOR GUARD DETAIL.—

(1) PROVISION OF DETAIL.—Except in a case in which the person designated to direct disposition of remains requests that no military honor guard be present, the Secretary concerned shall ensure that an honor guard detail is provided in each case of the transportation of remains under this section. The honor guard detail shall be in addition to the escort provided for the transportation of remains under section (d).

(2) COMPOSITION.—An honor guard detail provided under this section shall consist of sufficient members of the Armed Forces to perform the duties specified in paragraph (3). The members of the honor guard detail shall be in uniform.

(3) DUTIES.—Except to the extent that the person designated to direct disposition of remains requests that any of the following functions not be performed, an honor guard detail under this section—

(A) shall—

(i) travel with the remains during transportation; or

(ii) meet the remains at the place to which transportation by air (or by rail or motor vehicle, if applicable) is made for the transfer of the remains;

(B) shall provide appropriate honors at the arrival of the remains referred to in subparagraph (A)(ii) (unless airline or other security requirements do not permit such honors to be provided); and

(C) shall participate in the transfer of the remains from an aircraft, when airport and airline security requirements permit, by carrying out the remains with a flag draped over the casket to a hearse or other form of ground transportation for travel to a funeral home or other place designated by the person designated to direct disposition of such remains.

(f) SECRETARY CONCERNED DEFINED.—In this section, the term ''Secretary concerned'' has the meaning given that term in section 101(a)(9) of title 10, United States Code.

(g) EFFECTIVE DATE.—This section shall take effect at such time as may be prescribed by the Secretary of Defense, but not later than January 1, 2007.

SEC. 563. ANNUAL BUDGET DISPLAY OF FUNDS FOR POW/MIA ACTIVITIES OF DEPARTMENT OF DEFENSE.

(a) CONSOLIDATED BUDGET JUSTIFICATION.—Chapter 9 of title 10, United States Code, is amended by adding at the end the following new section:

''§ 234. POW/MIA activities: display of budget information

''(a) SUBMISSION WITH ANNUAL BUDGET JUSTIFICATION DOCUMENTS.—The Secretary of Defense shall submit to Congress, as a part of the defense budget materials for a fiscal year, a consolidated budget justification display, in classified and unclassified form, that covers all programs and activities of Department of Defense POW/MIA accounting and recovery organizations.

''(b) REQUIREMENTS FOR BUDGET DISPLAY.—The budget display under subsection (a) for a fiscal year shall include for each such organization the following:

''(1) A statement of what percentage of the requirements originally requested by the organization in the budget review process that the budget requests funds for.

''(2) A summary of actual or estimated expenditures by that organization for the fiscal year during which the budget is submitted and for the fiscal year preceding that year.

''(3) The amount in the budget for that organization.

''(4) A detailed explanation of the shortfalls, if any, in the funding of any requirement shown pursuant to paragraph (1), when compared to the amount shown pursuant to paragraph (3).

''(5) The budget estimate for that organization for the five fiscal years after the fiscal year for which the budget is submitted.

''(c) DEPARTMENT OF DEFENSE POW/MIA ACCOUNTING AND RECOVERY ORGANIZATIONS.—In this section, the term 'Department of Defense POW/MIA accounting and recovery organization' means any of the following (and any successor organization):

''(1) The Defense Prisoner of War/Missing Personnel Office (DPMO).

''(2) The Joint POW/MIA Accounting Command (JPAC).

''(3) The Armed Forces DNA Identification Laboratory (AFDIL).

''(4) The Life Sciences Equipment Laboratory (LSEL) of the Air Force.

''(5) Any other element of the Department of Defense the mission of which (as designated by the Secretary of Defense) involves the accounting for and recovery of members of the armed forces who are missing in action or prisoners of war or who are unaccounted for.

''(d) OTHER DEFINITIONS.—In this section:

''(1) The term 'defense budget materials', with respect to a fiscal year, means the materials submitted to Congress by the Secretary of Defense in support of the budget for that fiscal year.

''(2) The term 'budget', with respect to a fiscal year, means the budget for that fiscal year that is submitted to Congress by the President under section 1105(a) of title 31.''.

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

''234. POW/MIA activities: display of budget information.''.

SEC. 564. MILITARY SEVERELY INJURED CENTER.

(a) CENTER REQUIRED.—In support of the comprehensive policy on the provision of assistance to severely wounded or injured servicemembers required by section 563 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3269; 10 U.S.C. 113 note), the Secretary of Defense shall establish within the Department of Defense a center to augment and support the programs and activities of the military departments for the provision of such assistance, including the programs of the military departments referred to in subsection (c).

(b) DESIGNATION.—The center established under subsection (a) shall be known as the ''Military Severely Injured Center'' (in this section referred to as the ''Center'').

(c) PROGRAMS OF THE MILITARY DEPARTMENTS.—The programs of the military departments referred to in this subsection are the following:

(1) The Army Wounded Warrior Support Program.

(2) The Navy Safe Harbor Program.

(3) The Palace HART Program of the Air Force.

(4) The Marine for Life Injured Support Program of the Marine Corps.

(d) ACTIVITIES OF CENTER.—

(1) IN GENERAL.—The Center shall carry out such programs and activities to augment and support the programs and activities of the military departments for the provision of assistance to severely wounded or injured servicemembers and their families as the Secretary of Defense, in consultation with the Secretaries of the military departments and the heads of other appropriate departments and agencies of the Federal Government (including the Secretary of Labor and the Secretary of Veterans Affairs), determines appropriate.

(2) DATABASE.—The activities of the Center under this subsection shall include the establishment and maintenance of a central database. The database shall be transparent and shall be accessible for use by all of the programs of the military departments referred to in subsection (c).

(e) RESOURCES.—The Secretary of Defense shall allocate to the Center such personnel and other resources as the Secretary of Defense, in consultation with the Secretaries of the military departments, considers appropriate in order to permit the Center to carry out effectively the programs and activities assigned to the Center under subsection (d).

SEC. 565. COMPREHENSIVE REVIEW ON PROCEDURES OF THE DEPARTMENT OF DEFENSE ON MORTUARY AFFAIRS.

(a) REPORT.—As soon as practicable after the completion of a comprehensive review of the procedures of the Department of Defense on mortuary affairs, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the review.

(b) ADDITIONAL ELEMENTS.—In conducting the comprehensive review described in subsection (a), the Secretary shall address, in addition to any other matter covered by the review, the following:

(1) The use of additional or increased refrigeration (including icing) in combat theaters in order to enhance preservation of remains.

(2) The location of refrigeration assets further forward in the field.

(3) Specific time standards for the movement of remains from combat units.

(4) The forward location of autopsy and embalming operations.

(5) Any other matter that the Secretary considers appropriate in order to expedite the return of remains to the United States in a nondecomposed state.

SEC. 566. ADDITIONAL ELEMENTS OF POLICY ON CASUALTY ASSISTANCE TO SURVIVORS OF MILITARY DECEDENTS.

Section 562(b) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3267; 10 U.S.C. 1475 note) is amended by adding at the end the following new paragraph:

''(12) The process by which the Department of Defense, upon request, provides information (in person and otherwise) to survivors of a military decedent on the cause of, and any investigation into, the death of such military decedent and on the disposition and transportation of the remains of such decedent, which process shall—

''(A) provide for the provision of such information (in person and otherwise) by qualified Department of Defense personnel;

''(B) ensure that information is provided as soon as possible after death and that, when requested, updates are provided, in accordance with the procedures established under this paragraph, in a timely manner when new information becomes available;

''(C) ensure that—

''(i) the initial provision of such information, and each such update, relates the most complete and accurate information available at the time, subject to limitations applicable to classified information; and

''(ii) incomplete or unverified information is identified as such during the course of the provision of such information or update; and

''(D) include procedures by which such survivors shall, upon request, receive updates or supplemental information from qualified Department of Defense personnel.''.

SEC. 567. REQUIREMENT FOR DEPLOYING MILITARY MEDICAL PERSONNEL TO BE TRAINED IN PRESERVATION OF REMAINS UNDER COMBAT OR COMBAT-RELATED CONDITIONS.

(a) REQUIREMENT.—The Secretary of each military department shall ensure that each military health care professional under that Secretary's jurisdiction who is deployed to a theater of combat operations is trained, before such deployment, in the preservation of remains under combat or combat-related conditions.

(b) MATTERS COVERED BY TRAINING.—The training under subsection (a) shall include, at a minimum, the following:

(1) Best practices and procedures for the preservation of the remains of a member of the Armed Forces after death, taking into account the conditions likely to be encountered and the objective of returning the remains to the member's family in the best possible condition.

(2) Practical case studies based on experience of the Armed Forces in a variety of climactic conditions.

(c) COVERED MILITARY HEALTH CARE PROFESSIONALS.—In this section, the term ''military health care professional'' means—

(1) a physician, nurse, nurse practitioner, physician assistant, or combat medic; and

(2) any other medical personnel with medical specialties who may provide direct patient care and who are designated by the Secretary of the military department concerned.

(d) EFFECTIVE DATE.—Subsection (a) shall apply with respect to any military health care professional who is deployed to a theater of combat operations after the end of the 90-day period beginning on the date of the enactment of this Act.

Subtitle H—Impact Aid and Defense Dependents Education System

SEC. 571. ENROLLMENT IN DEFENSE DEPENDENTS' EDUCATION SYSTEM OF DEPENDENTS OF FOREIGN MILITARY MEMBERS ASSIGNED TO SUPREME HEADQUARTERS ALLIED POWERS, EUROPE.

(a) TEMPORARY ENROLLMENT AUTHORITY.—Section 1404A of the Defense Dependents' Education Act of 1978 (20 U.S.C. 923a) is amended—

(1) in subsection (a)—

(A) by striking ''of the children'' and inserting ''of—

''(1) the children'';

(B) by striking the period at the end and inserting ''; and''; and

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

''(2) the children of a foreign military member assigned to the Supreme Headquarters Allied Powers, Europe, but only in a school of the defense dependents' education system in Mons, Belgium, and only through the 2010-2011 school year.''; and

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

''(c) SPECIAL RULES REGARDING ENROLLMENT OF DEPENDENTS OF FOREIGN MILITARY MEMBERS ASSIGNED TO SUPREME HEADQUARTERS ALLIED POWERS, EUROPE.—(1) In the regulations required by subsection (a), the Secretary shall prescribe a methodology based on the estimated total number of dependents of sponsors under section 1414(2) enrolled in schools of the defense dependents' education system in Mons, Belgium, to determine the number of children described in paragraph (2) of subsection (a) who will be authorized to enroll under such subsection.

''(2) If the number of children described in paragraph (2) of subsection (a) who seek enrollment in schools of the defense dependents' education system in Mons, Belgium, exceeds the number authorized by the Secretary under paragraph (1), the Secretary may enroll the additional children on a space-available, tuition-free basis notwithstanding section 1404(d)(2).''.

(b) REPORT ON LONG-TERM PLAN FOR EDUCATION OF DEPENDENTS OF MILITARY PERSONNEL ASSIGNED TO SHAPE.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report evaluating alternatives for the education of dependents of United States military personnel and dependents of foreign military personnel assigned to Supreme Headquarters Allied Powers, Europe, including—

(1) an evaluation of the feasibility of establishing an international school at Supreme Headquarters Allied Powers, Europe; and

(2) an estimate of the timeframe necessary for transition to any new model for educating such dependents.

SEC. 572. CONTINUATION OF AUTHORITY TO ASSIST LOCAL EDUCATIONAL AGENCIES THAT BENEFIT DEPENDENTS OF MEMBERS OF THE ARMED FORCES AND DEPARTMENT OF DEFENSE CIVILIAN EMPLOYEES.

(a) ASSISTANCE TO SCHOOLS WITH SIGNIFICANT NUMBERS OF MILITARY DEPENDENT STUDENTS.—Of the amount authorized to be appropriated pursuant to section 301(5) for operation and maintenance for Defense-wide activities, $35,000,000 shall be available only for the purpose of providing assistance to local educational agencies under subsection (a) of section 572 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3271; 20 U.S.C. 7703b).

(b) ASSISTANCE TO SCHOOLS WITH ENROLLMENT CHANGES DUE TO BASE CLOSURES, FORCE STRUCTURE CHANGES, OR FORCE RELOCATIONS.—Of the amount authorized to be appropriated pursuant to section 301(5) for operation and maintenance for Defense-wide activities, $10,000,000 shall be available only for the purpose of providing assistance to local educational agencies under subsection (b) of such section 572.

(c) LOCAL EDUCATIONAL AGENCY DEFINED.—In this section, the term ''local educational agency'' has the meaning given that term in section 8013(9) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7713(9)).

SEC. 573. IMPACT AID FOR CHILDREN WITH SEVERE DISABILITIES.

Of the amount authorized to be appropriated pursuant to section 301(5) for operation and maintenance for Defense-wide activities, $5,000,000 shall be available for payments under section 363 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106–398; 114 Stat. 1654A–77; 20 U.S.C. 7703a).

SEC. 574. PLAN AND AUTHORITY TO ASSIST LOCAL EDUCATIONAL AGENCIES EXPERIENCING GROWTH IN ENROLLMENT DUE TO FORCE STRUCTURE CHANGES, RELOCATION OF MILITARY UNITS, OR BASE CLOSURES AND REALIGNMENTS.

(a) PLAN REQUIRED.—Not later than January 1, 2007, the Secretary of Defense shall submit to the congressional defense committees a report setting forth a plan to provide assistance to local educational agencies that experience growth in the enrollment of military dependent students as a result of any of the following events:

(1) Force structure changes.

(2) The relocation of a military unit.

(3) The closure or realignment of military installations pursuant to defense base closure and realignment under the base closure laws.

(b) ELEMENTS.—The report required by subsection (a), and each updated report required by subsection (c), shall include the following:

(1) An identification, current as of the date of the report, of the total number of military dependent students who are anticipated to be arriving at or departing from military installations as a result of any event described in subsection (a), including—

(A) an identification of the military installations affected by such arrivals and departures;

(B) an estimate of the number of such students arriving at or departing from each such installation; and

(C) the anticipated schedule of such arrivals and departures.

(2) Such recommendations as the Office of Economic Adjustment of the Department of Defense considers appropriate for means of assisting affected local educational agencies in accommodating increases in enrollment of military dependent students as a result of any such event.

(3) A plan for outreach to be conducted to affected local educational agencies, commanders of military installations, and members of the Armed Forces and civilian personnel of the Department of Defense regarding information on the assistance to be provided under the plan under subsection (a).

(c) UPDATED REPORTS.—Not later than March 1, 2008, and annually thereafter to coincide with the submission of the budget of the President for a fiscal year under section 1105 of title 31, United States Code, the Secretary of Defense shall submit to the congressional defense committees an update of the report required by subsection (a).

(d) TRANSITION OF MILITARY DEPENDENTS FROM DEPARTMENT OF DEFENSE DEPENDENT SCHOOLS TO OTHER SCHOOLS.—During the period beginning on the date of the enactment of this Act and ending on September 30, 2011, the Secretary of Defense shall work collaboratively with the Secretary of Education in any efforts to ease the transition of military dependent students from attendance in Department of Defense dependent schools to attendance in schools of local educational agencies. The Secretary of Defense may use funds of the Department of Defense Education Activity to share expertise and experience of the Activity with local educational agencies as military dependent students make such transition, including such a transition resulting from the closure or realignment of military installations under a base closure law, global rebasing, and force restructuring.

(e) DEFINITIONS.—In this section:

(1) The term ''base closure law'' has the meaning given that term in section 101 of title 10, United States Code.

(2) The term ''local educational agency'' has the meaning given that term in section 8013(9) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7713(9)).

(3) The term ''military dependent students'' refers to—

(A) elementary and secondary school students who are dependents of members of the Armed Forces; and

(B) elementary and secondary school students who are dependents of civilian employees of the Department of Defense.

SEC. 575. PILOT PROGRAM ON PARENT EDUCATION TO PROMOTE EARLY CHILDHOOD EDUCATION FOR DEPENDENT CHILDREN AFFECTED BY MILITARY DEPLOYMENT OR RELOCATION OF MILITARY UNITS.

(a) PILOT PROGRAM AUTHORIZED.—Using such funds as may be appropriated for this purpose, the Secretary of Defense may carry out a pilot program on the provision of educational and support tools to the parents of preschool-age children—

(1) whose parent or parents serve as members of the Armed Forces on active duty (including members of the Selected Reserve on active duty pursuant to a call or order to active duty of 180 days or more); and

(2) who are affected by the deployment of their parent or parents or the relocation of the military unit of which their parent or parents are a member.

(b) PURPOSE.—The purpose of the pilot program is to develop models for improving the capability of military child and youth programs on or near military installations to provide assistance to military parents with young children through a program of activities focusing on the unique needs of children described in subsection (a).

(c) LIMITS ON COMMENCEMENT AND DURATION OF PROGRAM.—The Secretary of Defense may not commence the pilot program before October 1, 2007, and shall conclude the pilot program not later than the end of the three-year period beginning on the date on which the Secretary commences the program.

(d) SCOPE OF PROGRAM.—Under the pilot program, the Secretary of Defense shall utilize one or more models, demonstrated through research, of universal access of parents of children described in subsection (a) to assistance under the pilot program to achieve the following goals:

(1) The identification and mitigation of specific risk factors for such children related to military life.

(2) The maximization of the educational readiness of such children.

(e) LOCATIONS AND GOALS.—

(1) SELECTION OF PARTICIPATING INSTALLATIONS.—In selecting military installations to participate in the pilot program, the Secretary of Defense shall limit selection to those military installations whose military personnel are experiencing significant transition or deployment or which are undergoing transition as a result of the relocation or activation of military units or activities relating to defense base closure and realignment.

(2) SELECTION OF CERTAIN INSTALLATIONS.—At least one of the installations selected under paragraph (1) shall be a military installation that will permit, under the pilot program, the meaningful evaluation of a model under subsection (d) that provides outreach to parents in families with a parent who is a member of the National Guard or Reserve, which families live more than 40 miles from the installation.

(3) GOALS OF PARTICIPATING INSTALLATIONS.—If a military installation is selected under paragraph (1), the Secretary shall require appropriate personnel at the military installation to develop goals, and specific outcome measures with respect to such goals, for the conduct of the pilot program at the installation.

(4) EVALUATION REQUIRED.—Upon completion of the pilot program at a military installation, the personnel referred to in paragraph (3) at the installation shall be required to conduct an evaluation and assessment of the success of the pilot program at the installation in meeting the goals developed for that installation.

(f) GUIDELINES.—As part of conducting the pilot program, the Secretary of Defense shall issue guidelines regarding—

(1) the goals to be developed under subsection (e)(3);

(2) specific outcome measures; and

(3) the selection of curriculum and the conduct of developmental screening under the pilot program.

(g) REPORT.—Upon completion of the pilot program, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on all of the evaluations prepared under subsection (e)(4) for the military installations participating in the pilot program. The report shall describe the results of the evaluations, and may include such recommendations for legislative or administrative action as the Secretary considers appropriate in light of the evaluations, including recommendations for the continuation of the pilot program.

Subtitle I—Armed Forces Retirement Home

SEC. 578. REPORT ON LEADERSHIP AND MANAGEMENT OF THE ARMED FORCES RETIREMENT HOME.

Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report evaluating the following:

(1) The effect of changing the title of the Chief Operating Officer of the Armed Forces Retirement Home to a chief executive officer who will be responsible to the Secretary of Defense for the overall direction, operation, and management of the Retirement Home.

(2) The effect of no longer permitting a civilian with experience as a continuing care retirement community professional to serve as the Director for a facility of the Armed Forces Retirement Home, but to instead limit eligibility for such positions to members of the Armed Forces serving on active duty in a grade below brigadier general or, in the case of the Navy, rear admiral (lower half).

(3) The management of the Armed Forces Retirement Home and whether or not there is a need for a greater role by members of the Armed Forces serving on active duty in the overall direction, operation, and management of the Retirement Home.

SEC. 579. REPORT ON LOCAL BOARDS OF TRUSTEES OF THE ARMED FORCES RETIREMENT HOME.

Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report describing the following:

(1) The current composition and activities of the Local Board of Trustees of the Armed Forces Retirement Home—Washington under section 1516 of the Armed Forces Retirement Home Act of 1991 (24 U.S.C. 416).

(2) The current composition and activities of the Local Board of Trustees of the Armed Forces Retirement Home—Gulfport under such section.

(3) The feasibility and effect of including as a member of each Local Board of Trustees of the Armed Forces Retirement Home a member of the Armed Forces who is serving on active duty in the grade of brigadier general, or in the case of the Navy, rear admiral (lower half).

Subtitle J—Reports

SEC. 581. REPORT ON PERSONNEL REQUIREMENTS FOR AIRBORNE ASSETS IDENTIFIED AS LOW-DENSITY, HIGH-DEMAND AIRBORNE ASSETS.

(a) REPORT REQUIRED.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on personnel requirements for airborne assets identified as Low-Density, High-Demand Airborne Assets based on combatant commander requirements to conduct and sustain operations for the global war on terrorism.

(b) MATTER TO BE INCLUDED.—The report shall include the following for each airborne asset identified as a Low-Density, High-Demand Airborne Asset:

(1) The numbers of operations and maintenance crews to meet tasking contemplated to conduct operations for the global war on terrorism.

(2) The current numbers of operations and maintenance crews.

(3) If applicable, shortages of operations and maintenance crews.

(4) Whether such shortages are addressed in the future-years defense program.

(5) Whether end-strength increases are required to meet any such shortages.

(6) Estimated manpower costs of personnel needed to address shortfalls.

(7) If applicable, the number and types of equipment needed to address training shortfalls.

SEC. 582. REPORT ON FEASIBILITY OF ESTABLISHMENT OF MILITARY ENTRANCE PROCESSING COMMAND STATION ON GUAM.

(a) REVIEW.—The Secretary of Defense shall review the feasibility and cost effectiveness of establishing on Guam a station of the Military Entrance Processing Command to process new recruits for the Armed Forces who are drawn from the western Pacific region. For the purposes of the review, the cost effectiveness of establishing such a facility on Guam shall be measured, in part, against the system in effect in early 2006 of using Hawaii and other locations for the processing of new recruits from Guam and other locations in the western Pacific region.

(b) REPORT.—Not later than June 1, 2007, the Secretary shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report providing the results of the study under subsection (a).

SEC. 583. INCLUSION IN ANNUAL DEPARTMENT OF DEFENSE REPORT ON SEXUAL ASSAULTS OF INFORMATION ON RESULTS OF DISCIPLINARY ACTIONS.

Section 577(f)(2)(B) of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 1927) is amended to read as follows:

''(B) A synopsis of each such substantiated case and, for each such case, the disciplinary action taken in the case, including the type of disciplinary or administrative sanction imposed, if any.''.

SEC. 584. REPORT ON PROVISION OF ELECTRONIC COPY OF MILITARY RECORDS ON DISCHARGE OR RELEASE OF MEMBERS FROM THE ARMED FORCES.

(a) REPORT REQUIRED.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the feasibility and advisability of providing an electronic copy of military records (including all military service, medical, and other military records) to members of the Armed Forces on their discharge or release from the Armed Forces.

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

(1) An estimate of the costs of the provision of military records as described in subsection (a).

(2) An assessment of providing military records as described in that subsection through the distribution of a portable, readily accessible medium (such as a computer disk or other similar medium) containing such records.

(3) A description and assessment of the mechanisms required to ensure the privacy of members of the Armed Forces in providing military records as described in that subsection.

(4) An assessment of the benefits to the members of the Armed Forces of receiving their military records as described in that subsection.

(5) If the Secretary determines that providing military records to members of the Armed Forces as described in that subsection is feasible and advisable, a plan (including a schedule) for providing such records to members of the Armed Forces as so described in order to ensure that each member of the Armed Forces is provided such records upon discharge or release from the Armed Forces.

(6) Any other matter to relating to the provision of military records as described in that subsection that the Secretary considers appropriate.

SEC. 585. REPORT ON OMISSION OF SOCIAL SECURITY ACCOUNT NUMBERS FROM MILITARY IDENTIFICATION CARDS.

(a) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report setting forth the assessment of the Secretary of the feasibility of utilizing military identification cards that do not contain, display, or exhibit the social security account number of the individual identified by a military identification card.

(b) MILITARY IDENTIFICATION CARD DEFINED.—In this section, the term ''military identification card'' means a card or other form of identification used for purposes of demonstrating eligibility for any benefit from the Department of Defense.

SEC. 586. REPORT ON MAINTENANCE AND PROTECTION OF DATA HELD BY THE SECRETARY OF DEFENSE AS PART OF THE DEPARTMENT OF DEFENSE JOINT ADVERTISING, MARKET RESEARCH AND STUDIES (JAMRS) PROGRAM.

Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and House of Representatives a report on how the data, including social security account numbers, held by the Secretary as part of the Joint Advertising, Market Research and Studies (JAMRS) program of the Department of Defense are maintained and protected, including a description of the security measures in place to prevent unauthorized access or inadvertent disclosure of such data that could lead to identity theft.

SEC. 587. COMPTROLLER GENERAL REPORT ON MILITARY CONSCIENTIOUS OBJECTORS.

(a) REPORT REQUIRED.—Not later than September 1, 2007, the Comptroller General shall submit to Congress a report concerning members of the Armed Forces who claimed status as a military conscientious objector between September 11, 2001, and December 31, 2006.

(b) CONTENT OF REPORT.—The report required by subsection (a) shall specifically address the following:

(1) The number of all applications for status as a military conscientious objector, broken down by Armed Force, including the Coast Guard, and regular and reserve components.

(2) Number of discharges or reassignments given.

(3) The process generally used to consider applications, including average processing times and any provision for assignment or reassignment of members while their application is pending.

(4) Reasons for approval or disapproval of applications.

(5) Any difference in benefits upon discharge as a military conscientious objector compared to other discharges.

(6) Pre-war statistical comparisons.

Subtitle K—Other Matters

SEC. 591. MODIFICATION IN DEPARTMENT OF DEFENSE CONTRIBUTIONS TO MILITARY RETIREMENT FUND.

(a) DETERMINATION OF CONTRIBUTIONS TO THE FUND.—

(1) CALCULATION OF ANNUAL DEPARTMENT OF DEFENSE CONTRIBUTION.—Subsection (b)(1) of section 1465 of title 10, United States Code, is amended—

(A) in subparagraph (A)(ii), by striking ''to members of'' and all that follows and inserting ''for active duty (other than the Coast Guard) and for full-time National Guard duty (other than full-time National Guard duty for training only), but excluding the amount expected to be paid for any duty that would be excluded for active-duty end strength purposes by section 115(i) of this title.''; and

(B) in subparagraph (B)(ii)—

(i) by striking ''Ready Reserve'' and inserting ''Selected Reserve''; and

(ii) by striking ''Coast Guard and other than members on full-time National Guard duty other than for training) who are'' and inserting ''Coast Guard) for service''.

(2) QUADRENNIAL ACTUARIAL VALUATION.—Subsection (c)(1) of such section is amended—

(A) in subparagraph (A), by striking ''for members of the armed forces'' and all that follows through ''for training only)'' and inserting ''for active duty (other than the Coast Guard) and for full-time National Guard duty (other than full-time National Guard duty for training only), but excluding the amount expected to be paid for any duty that would be excluded for active-duty end strength purposes by section 115(i) of this title''; and

(B) in subparagraph (B)—

(i) by striking ''Ready Reserve'' and inserting ''Selected Reserve''; and

(ii) by striking ''Coast Guard and other than members on full-time National Guard duty other than for training) who are'' and inserting ''Coast Guard) for service''.

(b) PAYMENTS INTO THE FUND.—Section 1466(a) of such title is amended—

(1) in paragraph (1)(B), by striking ''by members'' and all that follows and inserting ''for active duty (other than the Coast Guard) and for full-time National Guard duty (other than full-time National Guard duty for training only), but excluding the amount expected to be paid for any duty that would be excluded for active-duty end strength purposes by section 115(i) of this title''; and

(2) in paragraph (2)(B)—

(A) by striking ''Ready Reserve'' and inserting ''Selected Reserve''; and

(B) by striking ''Coast Guard and other than members on full-time National Guard duty other than for training) who are'' and inserting ''Coast Guard) for service''.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect on October 1, 2007.

SEC. 592. REVISION IN GOVERNMENT CONTRIBUTIONS TO MEDICARE-ELIGIBLE RETIREE HEALTH CARE FUND.

(a) MEDICARE-ELIGIBLE RETIREE HEALTH CARE FUND.—Section 1111 of title 10, United States Code, is amended—

(1) in subsection (a), by striking ''of the Department of Defense'' and inserting ''of the uniformed services'' ; and

(2) in subsection (b), by adding at the end of the following new paragraph:

''(5) The term 'members of the uniformed services on active duty' does not include a cadet at the United States Military Academy, the United States Air Force Academy, or the Coast Guard Academy or a midshipman at the United States Naval Academy.''.

(b) DETERMINATION OF CONTRIBUTIONS TO THE FUND.—Section 1115 of such title is amended—

(1) in subsection (b)—

(A) in paragraph (1)(B), by striking ''on active duty'' and all that follows through ''training only)'' and inserting the following: ''on active duty and full-time National Guard duty, but excluding any member who would be excluded for active-duty end strength purposes by section 115(i) of this title''; and

(B) in paragraph (2)(B)—

(i) by striking ''Ready Reserve'' and inserting ''Selected Reserve''; and

(ii) by striking ''(other than members on full-time National Guard duty other than for training)''; and

(2) in subsection (c)—

(A) in paragraph (1)(A), by striking ''on active duty'' and all that follows through ''training only)'' and inserting the following: ''on active duty and full-time National Guard duty, but excluding any member who would be excluded for active-duty end strength purposes by section 115(i) of this title''; and

(B) in paragraph (1)(B)—

(i) by striking ''Ready Reserve'' and inserting ''Selected Reserve''; and

(ii) by striking ''(other than members on full-time National Guard duty other than for training)''.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect with respect to payments under chapter 56 of title 10, United States Code, beginning with fiscal year 2008.

SEC. 593. DENTAL CORPS OF THE NAVY BUREAU OF MEDICINE AND SURGERY.

(a) DELETION OF REFERENCES TO DENTAL DIVISION.—Section 5138 of title 10, United States Code, is amended—

(1) in subsection (a)—

(A) by striking the first sentence; and

(B) by striking ''the Dental Division'' and inserting ''the Dental Corps'';

(2) in subsection (b), by striking ''Dental Division'' and inserting ''Dental Corps''; and

(3) in subsection (c)—

(A) by striking ''Dental Division'' at the end of the first sentence and inserting ''Dental Corps''; and

(B) by striking ''that Division'' at the end of the second sentence and inserting ''the Chief of the Dental Corps''.

(b) FUNCTIONS OF CHIEF OF DENTAL CORPS.—Subsection (d) of such section is amended to read as follows:

''(d) The Chief of the Dental Corps shall—

''(1) establish professional standards and policies for dental practice;

''(2) initiate and recommend action pertaining to complements, strength, appointments, advancement, training assignment, and transfer of dental personnel; and

''(3) serve as the advisor for the Bureau on all matters relating directly to dentistry.''.

(c) FURTHER CLARIFYING AMENDMENTS.—Subsection (c) of such section is further amended—

(1) by striking ''so'' after ''shall be''; and

(2) by striking ''that all such functions will be'' and inserting ''so that all such functions are''.

(d) CLERICAL AMENDMENTS.—

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

''§ 5138. Bureau of Medicine and Surgery: Dental Corps; Chief; functions''.

(2) The item relating to such section in the table of sections at the beginning of chapter 513 of such title is amended to read as follows:

''5138. Bureau of Medicine and Surgery: Dental Corps; Chief; functions.''.

SEC. 594. PERMANENT AUTHORITY FOR PRESENTATION OF RECOGNITION ITEMS FOR RECRUITMENT AND RETENTION PURPOSES.

Section 2261 of title 10, United States Code, is amended by striking subsection (d).

SEC. 595. PERSONS AUTHORIZED TO ADMINISTER ENLISTMENT AND APPOINTMENT OATHS.

(a) ENLISTMENT OATH.—Section 502 of title 10, United States Code, is amended—

(1) by inserting ''(a) ENLISTMENT OATH.—'' before ''Each person enlisting'';

(2) by striking the last sentence; and

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

''(b) WHO MAY ADMINISTER.—The oath may be taken before the President, the Vice-President, the Secretary of Defense, any commissioned officer, or any other person designated under regulations prescribed by the Secretary of Defense.''.

(b) OATHS GENERALLY.—Section 1031 of such title is amended by striking ''Any commissioned officer of any component of an armed force, whether or not on active duty, may administer any oath'' and inserting ''The President, the Vice-President, the Secretary of Defense, any commissioned officer, and any other person designated under regulations prescribed by the Secretary of Defense may administer any oath''.

SEC. 596. MILITARY VOTING MATTERS.

(a) REPEAL OF REQUIREMENT FOR PERIODIC INSPECTOR GENERAL INSTALLATION VISITS FOR ASSESSMENT OF VOTING ASSISTANCE PROGRAM COMPLIANCE.—Section 1566 of title 10, United States Code, is amended by striking subsection (d).

(b) USE OF ELECTRONIC VOTING TECHNOLOGY.—

(1) CONTINUATION OF INTERIM VOTING ASSISTANCE SYSTEM.—The Secretary of Defense shall continue the Interim Voting Assistance System (IVAS) ballot request program with respect to all absent uniformed services voters (as defined under section 107(1) of the Uniformed and Overseas Citizens Absentee Voting Act (42 U.S.C. 1973ff-6(1))) and overseas employees of the Department of Defense for the general election and all elections through December 31, 2006.

(2) REPORTS.—

(A) IN GENERAL.—Not later than 30 days after the date of the regularly scheduled general election for Federal office for November 2006, the

Secretary of Defense shall submit to the Congress a report setting forth—

(i) an assessment of the success of the implementation of the Interim Voting Assistance System ballot request program carried out under paragraph (1);

(ii) recommendations for continuation of the Interim Voting Assistance System and for improvements to that system; and

(iii) an assessment of available technologies and other means of achieving enhanced use of electronic and Internet-based capabilities under the Interim Voting Assistance System.

(B) FUTURE ELECTIONS.—Not later than May 15, 2007, the Secretary of Defense shall submit to the Congress a report setting forth in detail plans for expanding the use of electronic voting technology for individuals covered under the Uniformed and Overseas Citizens Absentee Voting Act (42 U.S.C. 1973ff et seq.) for elections through November 30, 2010.

(c) COMPTROLLER GENERAL REPORT.—Not later than March 1, 2007, the Comptroller General of the United States shall submit to Congress a report containing the assessment of the Comptroller General with respect to the following:

(1) The programs and activities undertaken by the Department of Defense to facilitate voter registration, transmittal of ballots to absentee voters, and voting utilizing electronic means of communication (such as electronic mail and fax transmission) for military and civilian personnel covered by the Uniformed and Overseas Citizens Absentee Voting Act (42 U.S.C. 1973ff et seq.).

(2) The progress of the Department of Defense and the Election Assistance Commission in developing a secure, deployable system for Internet-based electronic voting pursuant to the amendment made by section 567 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 1919).

(d) REPEAL OF EXPIRED PROVISION.—Section 1566(g)(2) of title 10, United States Code, is amended by striking the last sentence.

SEC. 597. PHYSICAL EVALUATION BOARDS.

(a) IN GENERAL.—

(1) PROCEDURAL REQUIREMENTS.—Chapter 61 of title 10, United States Code, is amended by adding at the end the following new section:

"§ 1222. Physical evaluation boards

''(a) RESPONSE TO APPLICATIONS AND APPEALS.—The Secretary of each military department shall ensure, in the case of any member of the armed forces appearing before a physical evaluation board under that Secretary's supervision, that documents announcing a decision of the board in the case convey the findings and conclusions of the board in an orderly and itemized fashion with specific attention to each issue presented by the member in regard to that member's case. The requirement under the preceding sentence applies to a case both during initial consideration and upon subsequent consideration due to appeal by the member or other circumstance.

''(b) LIAISON OFFICER (PEBLO) REQUIREMENTS AND TRAINING.—(1) The Secretary of Defense shall prescribe regulations establishing—

''(A) a requirement for the Secretary of each military department to make available to members of the armed forces appearing before physical evaluation boards operated by that Secretary employees, designated as physical evaluation board liaison officers, to provide advice, counsel, and general information to such members on the operation of physical evaluation boards operated by that Secretary; and

''(B) standards and guidelines concerning the training of such physical evaluation board liaison officers.

''(2) The Secretary shall ensure compliance by the Secretary of each military department with physical evaluation board liaison officer requirements and training standards and guidelines at least once every three years.

''(c) STANDARDIZED STAFF TRAINING AND OPERATIONS.—(1) The Secretary of Defense shall prescribe regulations on standards and guidelines concerning the physical evaluation board operated by each of the Secretaries of the military departments with regard to—

''(A) assignment and training of staff;

''(B) operating procedures; and

''(C) timeliness of board decisions.

''(2) The Secretary shall ensure compliance with standards and guidelines prescribed under paragraph (1) by each physical evaluation board at least once every three years.''.

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

''1222. Physical evaluation boards.''.

(b) EFFECTIVE DATE.—Section 1222 of title 10, United States Code, as added by subsection (a), shall apply with respect to decisions rendered on cases commenced more than 120 days after the date of the enactment of this Act.

SEC. 598. MILITARY ID CARDS FOR RETIREE DEPENDENTS WHO ARE PERMANENTLY DISABLED.

(a) IN GENERAL.—Subsection (a) of section 1060b of title 10, United States Code, is amended to read as follows:

''(a) ISSUANCE OF PERMANENT ID CARD.—(1) In issuing military ID cards to retiree dependents, the Secretary concerned shall issue a permanent ID card (not subject to renewal) to any such retiree dependent as follows:

''(A) A retiree dependent who has attained 75 years of age.

''(B) A retiree dependent who is permanently disabled.

''(2) A permanent ID card shall be issued to a retiree dependent under paragraph (1)(A) upon the expiration, after the retiree dependent attains 75 years of age, of any earlier, renewable military card or, if earlier, upon the request of the retiree dependent after attaining age 75.''.

(b) CONFORMING AND CLERICAL AMENDMENTS.—

(1) HEADING AMENDMENT.—The heading of such section is amended to read as follows:

"§ 1060b. Military ID cards: dependents and survivors of retirees".

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 53 of such title is amended by striking the item relating to section 1060b and inserting the following new item:

''1060b. Military ID cards: dependents and survivors of retirees.''.

SEC. 599. UNITED STATES MARINE BAND AND UNITED STATES MARINE DRUM AND BUGLE CORPS.

(a) IN GENERAL.—Section 6222 of title 10, United States Code, is amended to read as follows:

"§ 6222. United States Marine Band; United States Marine Drum and Bugle Corps: composition; appointment and promotion of members

''(a) UNITED STATES MARINE BAND.—The band of the Marine Corps shall be composed of one director, two assistant directors, and other personnel in such numbers and grades as the Secretary of the Navy determines to be necessary.

''(b) UNITED STATES MARINE DRUM AND BUGLE CORPS.—The drum and bugle corps of the Marine Corps shall be composed of one commanding officer and other personnel in such numbers and grades as the Secretary of the Navy determines to be necessary.

''(c) APPOINTMENT AND PROMOTION.—(1) The Secretary of the Navy shall prescribe regulations for the appointment and promotion of members of the Marine Band and members of the Marine Drum and Bugle Corps.

''(2) The President may from time to time appoint members of the Marine Band and members of the Marine Drum and Bugle Corps to grades not above the grade of captain. The authority of the President to make appointments under this paragraph may be delegated only to the Secretary of Defense.

''(3) The President, by and with the advice and consent of the Senate, may from time to time appoint any member of the Marine Band or of the Marine Drum and Bugle Corps to a grade above the grade of captain.

''(d) RETIREMENT.—Unless otherwise entitled to higher retired grade and retired pay, a member of the Marine Band or Marine Drum and Bugle Corps who holds, or has held, an appointment under this section is entitled, when retired, to be retired in, and with retired pay based on, the highest grade held under this section in which the Secretary of the Navy determines that such member served satisfactorily.

''(e) REVOCATION OF APPOINTMENT.—The Secretary of the Navy may revoke any appointment of a member of the Marine Band or Marine Drum and Bugle Corps. When a member's appointment to a commissioned grade terminates under this subsection, such member is entitled, at the option of such member—

''(1) to be discharged from the Marine Corps; or

''(2) to revert to the grade and status such member held at the time of appointment under this section.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 565 of such title is amended by striking the item relating to section 6222 and inserting the following new item:

''6222. United States Marine Band; United States Marine Drum and Bugle Corps: composition; appointment and promotion of members.''.

TITLE VI—COMPENSATION AND OTHER PERSONNEL BENEFITS

Subtitle A—Pay and Allowances

Sec. 601. Fiscal year 2007 increase in military basic pay and reform of basic pay rates.

Sec. 602. Increase in maximum rate of basic pay for general and flag officer grades to conform to increase in pay cap for Senior Executive Service personnel.

Sec. 603. One-year extension of prohibition against requiring certain injured members to pay for meals provided by military treatment facilities.

Sec. 604. Availability of second basic allowance for housing for certain reserve component or retired members serving in support of contingency operations.

Sec. 605. Extension of temporary continuation of housing allowance for dependents of members dying on active duty to spouses who are also members.

Sec. 606. Payment of full premium for coverage under Servicemembers' Group Life Insurance program during service in Operation Enduring Freedom or Operation Iraqi Freedom.

Sec. 607. Clarification of effective date of prohibition on compensation for correspondence courses.

Sec. 608. Extension of pilot program on contributions to Thrift Savings Plan for initial enlistees in the Army.

Subtitle B—Bonuses and Special and Incentive Pays

Sec. 611. Extension of certain bonus and special pay authorities for reserve forces.

Sec. 612. Extension of certain bonus and special pay authorities for health care professionals.

Sec. 613. Extension of special pay and bonus authorities for nuclear officers.

Sec. 614. Extension of authorities relating to payment of other bonuses and special pays.

Sec. 615. Expansion of eligibility of dental officers for additional special pay.
Sec. 616. Increase in maximum annual rate of special pay for Selected Reserve health care professionals in critically short wartime specialties.
Sec. 617. Expansion and enhancement of accession bonus authorities for certain officers in health care specialities.
Sec. 618. Authority to provide lump sum payment of nuclear officer incentive pay.
Sec. 619. Increase in maximum amount of nuclear career accession bonus.
Sec. 620. Increase in maximum amount of incentive bonus for transfer between Armed Forces.
Sec. 621. Additional authorities and incentives to encourage retired members and reserve component members to volunteer to serve on active duty in high-demand, low-density assignments.
Sec. 622. Accession bonus for members of the Armed Forces appointed as commissioned officers after completing officer candidate school.
Sec. 623. Modification of certain authorities applicable to the targeted shaping of the Armed Forces.
Sec. 624. Enhancement of bonus to encourage certain persons to refer other persons for enlistment in the Army.

Subtitle C—Travel and Transportation Allowances

Sec. 631. Travel and transportation allowances for transportation of family members incident to illness or injury of members.

Subtitle D—Retired Pay and Survivor Benefits

Sec. 641. Retired pay of general and flag officers to be based on rates of basic pay provided by law.
Sec. 642. Inapplicability of retired pay multiplier maximum percentage to certain service of members of the Armed Forces in excess of 30 years.
Sec. 643. Military Survivor Benefit Plan beneficiaries under insurable interest coverage.
Sec. 644. Modification of eligibility for commencement of authority for optional annuities for dependents under the Survivor Benefit Plan.
Sec. 645. Study of training costs, manning, operations tempo, and other factors that affect retention of members of the Armed Forces with special operations designations.

Subtitle E—Commissary and Nonappropriated Fund Instrumentality Benefits

Sec. 661. Treatment of price surcharges of certain merchandise sold at commissary stores.
Sec. 662. Limitations on lease of non-excess Department of Defense property for protection of morale, welfare, and recreation activities and revenue.
Sec. 663. Report on cost effectiveness of purchasing commercial insurance for commissary and exchange facilities and facilities of other morale, welfare, and recreation programs and nonappropriated fund instrumentalities.
Sec. 664. Study and report regarding access of disabled persons to morale, welfare, and recreation facilities and activities.

Subtitle F—Other Matters

Sec. 670. Limitations on terms of consumer credit extended to servicemembers and dependents.
Sec. 671. Enhancement of authority to waive claims for overpayment of pay and allowances and travel and transportation allowances.
Sec. 672. Exception for notice to consumer reporting agencies regarding debts or erroneous payments pending a decision to waive, remit, or cancel.
Sec. 673. Expansion and enhancement of authority to remit or cancel indebtedness of members and former members of the Armed Forces incurred on active duty.
Sec. 674. Phased recovery of overpayments of pay made to members of the uniformed services.
Sec. 675. Joint family support assistance program.
Sec. 676. Special working group on transition to civilian employment of National Guard and Reserve members returning from deployment in Operation Iraqi Freedom or Operation Enduring Freedom.
Sec. 677. Audit of pay accounts of members of the Army evacuated from a combat zone for inpatient care.
Sec. 678. Report on eligibility and provision of assignment incentive pay.
Sec. 679. Sense of Congress calling for payment to World War II veterans who survived Bataan Death March.

Subtitle A—Pay and Allowances

SEC. 601. FISCAL YEAR 2007 INCREASE IN MILITARY BASIC PAY AND REFORM OF BASIC PAY RATES.

(a) WAIVER OF SECTION 1009 ADJUSTMENT.—The adjustment to become effective during fiscal year 2007 required by section 1009 of title 37, United States Code, in the rates of monthly basic pay authorized members of the uniformed services shall not be made.

(b) JANUARY 1, 2007, INCREASE IN BASIC PAY.—Effective on January 1, 2007, the rates of monthly basic pay for members of the uniformed services are increased by 2.2 percent.

(c) REFORM OF BASIC PAY RATES.—Effective on April 1, 2007, the rates of monthly basic pay for members of the uniformed services within each pay grade (and with years of service computed under section 205 of title 37, United States Code) are as follows:

COMMISSIONED OFFICERS[1]

Pay Grade	2 or less	Over 2	Over 3	Over 4	Over 6
O–8	8,453.10	8,729.70	8,913.60	8,964.90	9,194.10
O–7	7,023.90	7,350.00	7,501.20	7,621.20	7,838.40
O–6	5,206.20	5,719.20	6,094.50	6,094.50	6,117.60
O–5	4,339.80	4,888.80	5,227.50	5,291.10	5,502.00
O–4	3,744.60	4,334.70	4,623.90	4,688.40	4,956.90
O–3[3]	3,292.20	3,732.30	4,028.40	4,392.00	4,602.00
O–2[3]	2,844.30	3,239.70	3,731.40	3,857.40	3,936.60
O–1[3]	2,469.30	2,569.80	3,106.50	3,106.50	3,106.50
	Over 8	Over 10	Over 12	Over 14	Over 16
O–8	9,577.20	9,666.30	10,030.20	10,134.30	10,447.80
O–7	8,052.90	8,301.30	8,548.80	8,797.20	9,577.20
O–6	6,380.10	6,414.60	6,414.60	6,779.10	7,423.80
O–5	5,628.60	5,906.40	6,110.10	6,373.20	6,776.40
O–4	5,244.60	5,602.80	5,882.40	6,076.20	6,187.50
O–3[3]	4,833.00	4,982.70	5,228.40	5,355.90	5,355.90
O–2[3]	3,936.60	3,936.60	3,936.60	3,936.60	3,936.60
O–1[3]	3,106.50	3,106.50	3,106.50	3,106.50	3,106.50
	Over 18	Over 20	Over 22	Over 24	Over 26
O–10[2]	$0.00	$13,659.00	$13,725.90	$14,011.20	$14,508.60
O–9	0.00	11,946.60	12,118.50	12,367.20	12,801.30
O–8	10,900.80	11,319.00	11,598.30	11,598.30	11,598.30
O–7	10,236.00	10,236.00	10,236.00	10,236.00	10,287.90
O–6	7,802.10	8,180.10	8,395.20	8,613.00	9,035.70
O–5	6,968.10	7,158.00	7,373.10	7,373.10	7,373.10
O–4	6,252.30	6,252.30	6,252.30	6,252.30	6,252.30
O–3[3]	5,355.90	5,355.90	5,355.90	5,355.90	5,355.90
O–2[3]	3,936.60	3,936.60	3,936.60	3,936.60	3,936.60
O–1[3]	3,106.50	3,106.50	3,106.50	3,106.50	3,106.50

COMMISSIONED OFFICERS[1]—*Continued*

Pay Grade	2 or less	Over 2	Over 3	Over 4	Over 6
	Over 28	Over 30	Over 32	Over 34	Over 36
O–10[2]	$14,508.60	$15,234.00	$15,234.00	$15,995.70	$15,995.70
O–9	12,801.30	13,441.50	13,441.50	14,113.50	14,113.50
O–8	11,598.30	11,888.40	11,888.40	12,185.70	12,185.70
O–7	10,287.90	10,493.70	10,493.70	10,493.70	10,493.70
O–6	9,035.70	9,216.30	9,216.30	9,216.30	9,216.30
O–5	7,373.10	7,373.10	7,373.10	7,373.10	7,373.10
O–4	6,252.30	6,252.30	6,252.30	6,252.30	6,252.30
O–3[3]	5,355.90	5,355.90	5,355.90	5,355.90	5,355.90
O–2[3]	3,936.60	3,936.60	3,936.60	3,936.60	3,936.60
O–1[3]	3,106.50	3,106.50	3,106.50	3,106.50	3,106.50
	Over 38	Over 40			
O–10[2]	$16,795.50	$16,795.50			
O–9	14,819.10	14,819.10			
O–8	12,185.70	12,185.70			
O–7	10,493.70	10,493.70			
O–6	9,216.30	9,216.30			
O–5	7,373.10	7,373.10			
O–4	6,252.30	6,252.30			
O–3[3]	5,355.90	5,355.90			
O–2[3]	3,936.60	3,936.60			
O–1[3]	3,106.50	3,106.50			

[1] *Notwithstanding the basic pay rates specified in this table, the actual rate of basic pay for commissioned oficers in pay grades 0–7 through 0–10 may not exceed the rate of pay for level II of the Executive Schedule and the actual rate of basic pay for all other officers may not exceed the rate of pay for level V of the Executive Schedule.*

[2] *Subject to the preceding footnote, while serving as Chairman or Vice Chairman of the Joint Chiefs of Staff, Chief of Staff of the Army, Chief of Naval Operations, Chief of Staff of the Air Force, Commandant of the Marine Corps, Commandant of the Coast Guard, or commander of a unified or specified combatant command (as defined in section 161(c) of title 10, United States Code), basic pay for this grade is $17,972.10, regardless of cumulative years of service computed under section 205 of title 37, United States Code.*

[3] *This table does not apply to commissioned officers in pay grade O–1, O–2, or O–3 who have been credited with over 4 years of active duty service as an enlisted member or warrant officer.*

COMMISSIONED OFFICERS WITH OVER 4 YEARS OF ACTIVE DUTY SERVICE AS AN ENLISTED MEMBER OR WARRANT OFFICER

Pay Grade	2 or less	Over 2	Over 3	Over 4	Over 6
O–3E	$0.00	$0.00	$0.00	$4,392.00	$4,602.00
O–2E	0.00	0.00	0.00	3,857.40	3,936.60
O–1E	0.00	0.00	0.00	3,106.50	3,317.70
	Over 8	Over 10	Over 12	Over 14	Over 16
0–3E	$4,833.00	$4,982.70	$5,228.40	$5,435.40	$5,554.20
0–2E	4,062.00	4,273.50	4,437.00.	4,558.80	4,558.80
0–1E	3,440.10	3,565.50	3,688.80	3,857.40	3,857.40
	Over 18	Over 20	Over 22	Over 24	Over 26
0–3E	$5,715.90	$5,715.90	$5,715.90	$5,715.90	$5,715.90
0–2E	4,558.80	4,558.80	4,558.80	4,558.80	4,558.80
0–1E	3,857.40	3,857.40	3,857.40	3,857.40	3,857.40
	Over 28	Over 30	Over 32	Over 34	Over 36
0–3E	$5,715.90	$5,715.90	$5,715.90	$5,715.90	$5,715.90
0–2E	4,558.80	4,558.80	4,558.80	4,558.80	4,558.80
0–1E	3,857.40	3,857.40	3,857.40	3,857.40	3,857.40
	Over 38	Over 40			
0–3E	$5,715.90	$5,715.90			
0–2E	4,558.80	4,558.80			
0–1E	3,857.40	3,857.40			

WARRANT OFFICERS[1]

Pay Grade	2 or less	Over 2	Over 3	Over 4	Over 6
W–5	$0.00	$0.00	$0.00	$0.00	$0.00
W–4	3,402.00	3,660.00	3,765.00	3,868.50	4,046.40
W–3	3,106.80	3,236.40	3,369.00	3,412.80	3,552.00
W–2	2,749.20	3,009.30	3,089.40	3,144.60	3,322.80
W–1	2,413.20	2,672.40	2,742.90	2,890.50	3,065.10
	Over 8	Over 10	Over 12	Over 14	Over 16

WARRANT OFFICERS[1]*—Continued*

Pay Grade	2 or less	Over 2	Over 3	Over 4	Over 6
W–5	$0.00	$0.00	$0.00	$0.00	$0.00
W–4	4,222.20	4,400.70	4,669.20	4,904.40	5,128.20
W–3	3,825.90	4,110.90	4,245.30	4,400.40	4,560.30
W–2	3,600.00	3,737.10	3,872.40	4,037.70	4,166.70
W–1	3,322.20	3,442.20	3,610.20	3,775.50	3,905.10
	Over 18	Over 20	Over 22	Over 24	Over 26
W–5	$0.00	$6,049.50	$6,356.40	$6,585.00	$6,838.20
W–4	5,310.90	5,489.70	5,752.20	5,967.60	6,213.60
W–3	4,847.70	5,042.40	5,158.50	5,282.10	5,450.10
W–2	4,284.00	4,423.80	4,515.90	4,589.40	4,589.40
W–1	4,024.50	4,170.00	4,170.00	4,170.00	4,170.00
	Over 28	Over 30	Over 32	Over 34	Over 36
W–5	$6,838.20	$7,180.20	$7,180.20	$7,539.30	$7,539.30
W–4	6,213.60	6,337.80	6,337.80	6,337.80	6,337.80
W–3	5,450.10	5,450.10	5,450.10	5,450.10	5,450.10
W–2	4,589.40	4,589.40	4,589.40	4,589.40	4,589.40
W–1	4,170.00	4,170.00	4,170.00	4,170.00	4,170.00
	Over 38	Over 40			
W–5	$7,916.40	$7,916.40			
W–4	6,337.80	6,337.80			
W–3	5,450.10	5,450.10			
W–2	4,589.40	4,589.40			
W–1	4,170.00	4,170.00			

[1] *Notwithstanding the basic pay rates specified in this table, the actual rate of basic pay for warrant officers may not exceed the rate of pay for level V of the Executive Schedule.*

ENLISTED MEMBERS[1]

Pay Grade	2 or less	Over 2	Over 3	Over 4	Over 6
E–9[2]	$0.00	$0.00	$0.00	$0.00	$0.00
E–8	0.00	0.00	0.00	0.00	0.00
E–7	2,339.10	2,553.00	2,650.80	2,780.70	2,881.50
E–6	2,023.20	2,226.00	2,324.40	2,419.80	2,519.40
E–5	1,854.00	1,977.90	2,073.30	2,171.40	2,323.80
E–4	1,699.50	1,786.50	1,883.10	1,978.50	2,062.80
E–3	1,534.20	1,630.80	1,729.20	1,729.20	1,729.20
E–2	1,458.90	1,458.90	1,458.90	1,458.90	1,458.90
E–1[3]	1,301.40	1,301.40	1,301.40	1,301.40	1,301.40
	Over 8	Over 10	Over 12	Over 14	Over 16
E–9[2]	$0.00	$4,110.60	$4,203.90	$4,321.20	$4,459.50
E–8	3,364.80	3,513.90	3,606.00	3,716.40	3,835.80
E–7	3,055.20	3,152.70	3,326.70	3,471.00	3,569.70
E–6	2,744.10	2,831.40	3,000.00	3,051.90	3,089.70
E–5	2,483.70	2,613.90	2,630.10	2,630.10	2,630.10
E–4	2,062.80	2,062.80	2,062.80	2,062.80	2,062.80
E–3	1,729.20	1,729.20	1,729.20	1,729.20	1,729.20
E–2	1,458.90	1,458.90	1,458.90	1,458.90	1,458.90
E–1[3]	1,301.40	1,301.40	1,301.40	1,301.40	1,301.40
	Over 18	Over 20	Over 22	Over 24	Over 26
E–9[2]	$4,598.40	$4,821.60	$5,010.30	$5,209.20	$5,512.80
E–8	4,051.80	4,161.30	4,347.30	4,450.50	4,704.90
E–7	3,674.40	3,715.50	3,852.00	3,925.20	4,204.20
E–6	3,133.50	3,133.50	3,133.50	3,133.50	3,133.50
E–5	2,630.10	2,630.10	2,630.10	2,630.10	2,630.10
E–4	2,062.80	2,062.80	2,062.80	2,062.80	2,062.80
E–3	1,729.20	1,729.20	1,729.20	1,729.20	1,729.20
E–2	1,458.90	1,458.90	1,458.90	1,458.90	1,458.90
E–1[3]	1,301.40	1,301.40	1,301.40	1,301.40	1,301.40
	Over 28	Over 30	Over 32	Over 34	Over 36
E–9[2]	$5,512.80	$5,788.50	$5,788.50	$6,078.00	$6,078.00
E–8	4,704.90	4,799.10	4,799.10	4,799.10	4,799.10
E–7	4,204.20	4,204.20	4,204.20	4,204.20	4,204.20
E–6	3,133.50	3,133.50	3,133.50	3,133.50	3,133.50
E–5	2,630.10	2,630.10	2,630.10	2,630.10	2,630.10
E–4	2,062.80	2,062.80	2,062.80	2,062.80	2,062.80
E–3	1,729.20	1,729.20	1,729.20	1,729.20	1,729.20
E–2	1,458.90	1,458.90	1,458.90	1,458.90	1,458.90
E–1	1,301.40	1,301.40	1,301.40	1,301.40	1,301.40

ENLISTED MEMBERS*[1]*—Continued

Pay Grade	2 or less	Over 2	Over 3	Over 4	Over 6
	Over 38	Over 40			
E–9[2]	$6,381.90	$6,381.90			
E–8	4,799.10	4,799.10			
E–7	4,204.20	4,204.20			
E–6	3,133.50	3,133.50			
E–5	2,630.10	2,630.10			
E–4	2,062.80	2,062.80			
E–3	1,729.20	1,729.20			
E–2	1,458.90	1,458.90			
E–1	1,301.40	1,301.40			

[1] *Notwithstanding the pay rates specified in this table, the actual basic pay for enlisted members may not exceed the rate of pay for level V of the Executive Schedule.*

[2] *Subject to the preceding footnote, the rate of basic pay for an enlisted member in this grade while serving as Sergeant Major of the Army, Master Chief Petty Officer of the Navy, Chief Master Sergeant of the Air Force, Sergeant Major of the Marine Corps, Master Chief Petty Officer of the Coast Guard, or Senior Enlisted Advisor to the Chairman of the Joint Chiefs of Staff is $6,642.60, regardless of cumulative years of service computed under section 205 of title 37, United States Code.*

[3] *In the case of members in pay grade E–1 who have served less than 4 months on active duty, the rate of basic pay is $1,203.90.*

SEC. 602. INCREASE IN MAXIMUM RATE OF BASIC PAY FOR GENERAL AND FLAG OFFICER GRADES TO CONFORM TO INCREASE IN PAY CAP FOR SENIOR EXECUTIVE SERVICE PERSONNEL.

(a) INCREASE.—Section 203(a)(2) of title 37, United States Code, is amended by striking ''level III of the Executive Schedule'' and inserting ''level II of the Executive Schedule''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on January 1, 2007, and shall apply with respect to months beginning on or after that date.

SEC. 603. ONE-YEAR EXTENSION OF PROHIBITION AGAINST REQUIRING CERTAIN INJURED MEMBERS TO PAY FOR MEALS PROVIDED BY MILITARY TREATMENT FACILITIES.

(a) EXTENSION.—Section 402(h)(3) of title 37, United States Code, is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(b) REPORT ON ADMINISTRATION OF PROHIBITION.—Not later than February 1, 2007, the Secretary of Defense shall submit to the congressional defense committees a report on the administration of section 402(h) of title 37, United States Code. The report shall include—

(1) a description and assessment of the mechanisms used by the military departments to implement the prohibition contained in such section; and

(2) such recommendations as the Secretary considers appropriate regarding making such prohibition permanent.

SEC. 604. AVAILABILITY OF SECOND BASIC ALLOWANCE FOR HOUSING FOR CERTAIN RESERVE COMPONENT OR RETIRED MEMBERS SERVING IN SUPPORT OF CONTINGENCY OPERATIONS.

(a) AVAILABILITY.—Section 403(g) of title 37, United States Code, is amended—

(1) by redesignating paragraphs (2), (3), and (4) as paragraphs (3), (4), and (5), respectively;

(2) by inserting after paragraph (1) the following new paragraph (2):

''(2) The Secretary concerned may provide a basic allowance for housing to a member described in paragraph (1) at a monthly rate equal to the rate of the basic allowance for housing established under subsection (b) or the overseas basic allowance for housing established under subsection (c), whichever applies to the location at which the member is serving, for members in the same grade at that location without dependents. The member may receive both a basic allowance for housing under paragraph (1) and under this paragraph for the same month, but may not receive the portion of the allowance authorized under section 404 of this title, if any, for lodging expenses if a basic allowance for housing is provided under this paragraph.''; and

(3) in paragraph (3), as so redesignated, by striking ''Paragraph (1)'' and inserting ''Paragraphs (1) and (2)''.

(b) EFFECTIVE DATE.—Paragraph (2) of section 403(g) of title 37, United States Code, as added by subsection (a), shall apply with respect to months beginning on or after October 1, 2006.

SEC. 605. EXTENSION OF TEMPORARY CONTINUATION OF HOUSING ALLOWANCE FOR DEPENDENTS OF MEMBERS DYING ON ACTIVE DUTY TO SPOUSES WHO ARE ALSO MEMBERS.

(a) EXTENSION.—Section 403(l) of title 37, United States Code, is amended—

(1) by redesignating paragraph (3) as paragraph (4); and

(2) by inserting after paragraph (2) the following new paragraph:

''(3) An allowance may be paid under paragraph (2) to the spouse of the deceased member even though the spouse is also a member of the uniformed services. The allowance paid under such paragraph is in addition to any other pay and allowances to which the spouse is entitled as a member.''.

(b) EFFECTIVE DATE.—

(1) GENERAL RULE.—The amendments made by subsection (a) shall take effect on October 1, 2006.

(2) TRANSITIONAL RULE.—After October 1, 2006, the Secretary of Defense, and the Secretary of Homeland Security in the case of the Coast Guard, may pay the allowance authorized by section 403(l)(2) of title 37, United States Code, to a member of the uniformed services who is the spouse of a member who died on active duty during the one-year period ending on that date, except that the payment of the allowance must terminate within 365 days after the date of the member's death.

SEC. 606. PAYMENT OF FULL PREMIUM FOR COVERAGE UNDER SERVICEMEMBERS' GROUP LIFE INSURANCE PROGRAM DURING SERVICE IN OPERATION ENDURING FREEDOM OR OPERATION IRAQI FREEDOM.

(a) ENHANCED ALLOWANCE TO COVER SGLI DEDUCTIONS.—Subsection (a)(1) of section 437 of title 37, United States Code, is amended by striking ''for the first $150,000'' and all that follows through ''of such title'' and inserting ''for the amount of Servicemembers' Group Life Insurance coverage held by the member under section 1967 of such title''.

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

(1) in subsection (a)—

(A) by striking ''(1)'' before ''in the case of''; and

(B) by striking paragraph (2);

(2) by striking subsection (b); and

(3) by redesignating subsection (c) as subsection (b) and in paragraph (2) of that subsection by striking ''coverage amount specified in subsection (a)(1) or in effect pursuant to subsection (b),'' and inserting ''maximum coverage amount available for such insurance,''.

(c) CLERICAL AMENDMENTS.—The heading for such section, and the item relating to such section in the table of sections at the beginning of chapter 7 of such title, are each amended by striking the fourth and fifth words.

(d) EFFECTIVE DATE.—The amendments made by this section shall take effect on the first day of the first month beginning on or after the date of the enactment of this Act and shall apply with respect to service by members of the Armed Forces in the theater of operations for Operation Enduring Freedom or Operation Iraqi Freedom for months beginning on or after that date.

SEC. 607. CLARIFICATION OF EFFECTIVE DATE OF PROHIBITION ON COMPENSATION FOR CORRESPONDENCE COURSES.

Section 206(d) of title 37, United States Code, is amended by adding at the end the following new paragraph:

''(3) The prohibition in paragraph (1), including the prohibition as it relates to a member of the National Guard while not in Federal service, applies to—

''(A) any work or study performed on or after September 7, 1962, unless that work or study is specifically covered by the exception in paragraph (2); and

''(B) any claim based on that work or study arising after that date.''.

SEC. 608. EXTENSION OF PILOT PROGRAM ON CONTRIBUTIONS TO THRIFT SAVINGS PLAN FOR INITIAL ENLISTEES IN THE ARMY.

(a) EXTENSION.—Subsection (a) of section 606 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3287; 37 U.S.C. 211 note) is amended by striking ''During fiscal year 2006'' and inserting ''During the period beginning on January 6, 2006, and ending on December 31, 2008''.

(b) REPORT DATE.—Subsection (d)(1) of such section is amended by striking ''February 1, 2007'' and inserting ''February 1, 2008''.

Subtitle B—Bonuses and Special and Incentive Pays

SEC. 611. EXTENSION OF CERTAIN BONUS AND SPECIAL PAY AUTHORITIES FOR RESERVE FORCES.

(a) SELECTED RESERVE REENLISTMENT BONUS.—Section 308b(g) of title 37, United States Code, is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(b) SELECTED RESERVE AFFILIATION OR ENLISTMENT BONUS.—Section 308c(i) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(c) SPECIAL PAY FOR ENLISTED MEMBERS ASSIGNED TO CERTAIN HIGH PRIORITY UNITS.—Section 308d(c) of such title is amended by striking

''December 31, 2006'' and inserting ''December 31, 2007''.

(d) READY RESERVE ENLISTMENT BONUS FOR PERSONS WITHOUT PRIOR SERVICE.—Section 308g(f)(2) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(e) READY RESERVE ENLISTMENT AND REENLISTMENT BONUS FOR PERSONS WITH PRIOR SERVICE.—Section 308h(e) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(f) SELECTED RESERVE ENLISTMENT BONUS FOR PERSONS WITH PRIOR SERVICE.—Section 308i(f) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

SEC. 612. EXTENSION OF CERTAIN BONUS AND SPECIAL PAY AUTHORITIES FOR HEALTH CARE PROFESSIONALS.

(a) NURSE OFFICER CANDIDATE ACCESSION PROGRAM.—Section 2130a(a)(1) of title 10, United States Code, is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(b) REPAYMENT OF EDUCATION LOANS FOR CERTAIN HEALTH PROFESSIONALS WHO SERVE IN THE SELECTED RESERVE.—Section 16302(d) of such title is amended by striking ''January 1, 2007'' and inserting ''January 1, 2008''.

(c) ACCESSION BONUS FOR REGISTERED NURSES.—Section 302d(a)(1) of title 37, United States Code, is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(d) INCENTIVE SPECIAL PAY FOR NURSE ANESTHETISTS.—Section 302e(a)(1) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(e) SPECIAL PAY FOR SELECTED RESERVE HEALTH PROFESSIONALS IN CRITICALLY SHORT WARTIME SPECIALTIES.—Section 302g(e) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(f) ACCESSION BONUS FOR DENTAL OFFICERS.—Section 302h(a)(1) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(g) ACCESSION BONUS FOR PHARMACY OFFICERS.—Section 302j(a) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

SEC. 613. EXTENSION OF SPECIAL PAY AND BONUS AUTHORITIES FOR NUCLEAR OFFICERS.

(a) SPECIAL PAY FOR NUCLEAR-QUALIFIED OFFICERS EXTENDING PERIOD OF ACTIVE SERVICE.—Section 312(e) of title 37, United States Code, is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(b) NUCLEAR CAREER ACCESSION BONUS.—Section 312b(c) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(c) NUCLEAR CAREER ANNUAL INCENTIVE BONUS.—Section 312c(d) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

SEC. 614. EXTENSION OF AUTHORITIES RELATING TO PAYMENT OF OTHER BONUSES AND SPECIAL PAYS.

(a) AVIATION OFFICER RETENTION BONUS.—Section 301b(a) of title 37, United States Code, is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(b) ASSIGNMENT INCENTIVE PAY.—Section 307a(g) of such title is amended by striking ''December 31, 2007'' and inserting ''December 31, 2008''.

(c) REENLISTMENT BONUS FOR ACTIVE MEMBERS.—Section 308(g) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(d) ENLISTMENT BONUS.—Section 309(e) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(e) RETENTION BONUS FOR MEMBERS WITH CRITICAL MILITARY SKILLS OR ASSIGNED TO HIGH PRIORITY UNITS.—Section 323(i) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(f) ACCESSION BONUS FOR NEW OFFICERS IN CRITICAL SKILLS.—Section 324(g) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(g) INCENTIVE BONUS FOR CONVERSION TO MILITARY OCCUPATIONAL SPECIALTY TO EASE PERSONNEL SHORTAGE.—Section 326(g) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(h) INCENTIVE BONUS FOR TRANSFER BETWEEN THE ARMED FORCES.—Section 327(h) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2009''.

SEC. 615. EXPANSION OF ELIGIBILITY OF DENTAL OFFICERS FOR ADDITIONAL SPECIAL PAY.

(a) REPEAL OF INTERNSHIP AND RESIDENCY EXCEPTION.—Section 302b(a)(4) of title 37, United States Code, is amended by striking the first sentence and inserting the following new sentence: ''An officer who is entitled to variable special pay under paragraph (2) or (3) is also entitled to additional special pay for any 12-month period during which an agreement executed under subsection (b) is in effect with respect to the officer.''.

(b) EFFECTIVE DATE.—The amendment made by this section shall take effect on October 1, 2006.

SEC. 616. INCREASE IN MAXIMUM ANNUAL RATE OF SPECIAL PAY FOR SELECTED RESERVE HEALTH CARE PROFESSIONALS IN CRITICALLY SHORT WARTIME SPECIALTIES.

(a) INCREASE.—Section 302g(a) of title 37, United States Code, is amended by striking ''$10,000'' and inserting ''$25,000''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on October 1, 2006, and shall apply to agreements entered into or revised under section 302g of title 37, United States Code, on or after that date.

SEC. 617. EXPANSION AND ENHANCEMENT OF ACCESSION BONUS AUTHORITIES FOR CERTAIN OFFICERS IN HEALTH CARE SPECIALITIES.

(a) INCREASE IN MAXIMUM AMOUNT OF ACCESSION BONUS FOR DENTAL OFFICERS.—Section 302h(a)(2) of title 37, United States Code, is amended by striking ''$30,000'' and inserting ''$200,000''.

(b) ACCESSION BONUS FOR MEDICAL OFFICERS IN CRITICALLY SHORT WARTIME SPECIALITIES.—Chapter 5 of title 37, United States Code, is amended by inserting after section 302j the following new section:

''§ 302k. Special pay: accession bonus for medical officers in critically short wartime specialties

''(a) ACCESSION BONUS AUTHORIZED.—A person who is a graduate of an accredited school of medicine or osteopathy in a specialty designated by regulations as a critically short wartime specialty and who executes a written agreement described in subsection (d) to accept a commission as an officer of the armed forces and remain on active duty for a period of not less than four consecutive years may, upon the acceptance of the agreement by the Secretary concerned, be paid an accession bonus in the amount determined by the Secretary concerned.

''(b) AMOUNT OF BONUS.—The amount of an accession bonus under subsection (a) may not exceed $400,000.

''(c) LIMITATION ON ELIGIBILITY FOR BONUS.—A person may not be paid a bonus under subsection (a) if—

''(1) the person, in exchange for an agreement to accept an appointment as an officer, received financial assistance from the Department of Defense to pursue a course of study in medicine or osteopathy; or

''(2) the Secretary concerned determines that the person is not qualified to become and remain certified as a doctor or osteopath in a specialty designated by regulations as a critically short wartime specialty.

''(d) AGREEMENT.—The agreement referred to in subsection (a) shall provide that, consistent with the needs of the armed force concerned, the person executing the agreement will be assigned to duty, for the period of obligated service covered by the agreement, as an officer of the Medical Corps of the Army or the Navy or as an officer of the Air Force designated as a medical officer in a specialty designated by regulations as a critically short wartime specialty.

''(e) REPAYMENT.—A person who, after executing an agreement under subsection (a) is not commissioned as an officer of the armed forces, does not become licensed as a doctor or osteopath, as the case may be, or does not complete the period of active duty in a specialty specified in the agreement, shall be subject to the repayment provisions of section 303a(e) of this title.

''(f) TERMINATION OF AUTHORITY.—No agreement under this section may be entered into after December 31, 2007.''.

(c) ACCESSION BONUS FOR DENTAL SPECIALIST OFFICERS IN CRITICALLY SHORT WARTIME SPECIALITIES.—Such chapter is further amended by inserting after section 302k, as added by subsection (b), the following new section:

''§ 302l. Special pay: accession bonus for dental specialist officers in critically short wartime specialties

''(a) ACCESSION BONUS AUTHORIZED.—A person who is a graduate of an accredited dental school in a specialty designated by regulations as a critically short wartime specialty and who executes a written agreement described in subsection (d) to accept a commission as an officer of the armed forces and remain on active duty for a period of not less than four consecutive years may, upon the acceptance of the agreement by the Secretary concerned, be paid an accession bonus in the amount determined by the Secretary concerned.

''(b) AMOUNT OF BONUS.—The amount of an accession bonus under subsection (a) may not exceed $400,000.

''(c) LIMITATION ON ELIGIBILITY FOR BONUS.—A person may not be paid a bonus under subsection (a) if—

''(1) the person, in exchange for an agreement to accept an appointment as an officer, received financial assistance from the Department of Defense to pursue a course of study in dentistry; or

''(2) the Secretary concerned determines that the person is not qualified to become and remain certified as a dentist in a specialty designated by regulations as a critically short wartime specialty.

''(d) AGREEMENT.—The agreement referred to in subsection (a) shall provide that, consistent with the needs of the armed force concerned, the person executing the agreement will be assigned to duty, for the period of obligated service covered by the agreement, as an officer of the Dental Corps of the Army or the Navy or as an officer of the Air Force designated as a dental officer in a specialty designated by regulations as a critically short wartime specialty.

''(e) REPAYMENT.—A person who, after executing an agreement under subsection (a) is not commissioned as an officer of the armed forces, does not become licensed as a dentist, or does not complete the period of active duty in a specialty specified in the agreement, shall be subject to the repayment provisions of section 303a(e) of this title.

''(f) COORDINATION WITH OTHER ACCESSION BONUS AUTHORITY.—A person eligible to execute an agreement under both subsection (a) and section 302h of this title shall elect which authority to execute the agreement under. A person may not execute an agreement under both subsection (a) and such section 302h.

''(g) TERMINATION OF AUTHORITY.—No agreement under this section may be entered into after December 31, 2007.''.

(d) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 302j the following new items:

''302k. Special pay: accession bonus for medical officers in critically short wartime specialties.

''302l. Special pay: accession bonus for dental specialist officers in critically short wartime specialties.''.

(e) EFFECTIVE DATE.—The amendments made by this section shall take effect on October 1, 2006, and shall apply to agreements—

(1) entered into or revised under section 302h of title 37, United States Code, on or after that date; or

(2) entered into under section 302k or 302l of such title, as added by subsections (b) and (c), on or after that date.

SEC. 618. AUTHORITY TO PROVIDE LUMP SUM PAYMENT OF NUCLEAR OFFICER INCENTIVE PAY.

(a) LUMP SUM PAYMENT OPTION.—Subsection (a) of section 312 of title 37, United States Code, is amended in the matter after paragraph (3)—

(1) by striking ''in equal annual installments'' and inserting ''in a single lump-sum or in annual installments of equal or different amounts''; and

(2) by striking ''with the number of installments being equal to the number of years covered by the contract plus one'' and inserting ''and, if the special pay will be paid in annual installments, the number of installments may not exceed the number of years covered by the agreement plus one''.

(b) STYLISTIC AND CONFORMING AMENDMENTS.—Such section is further amended—

(1) by redesignating subsections (b) through (e) as subsections (c) through (f), respectively;

(2) in subsection (a)—

(A) by striking ''an officer'' in the matter before paragraph (1) and inserting ''the Secretary may pay special pay under subsection (b) to an officer'';

(B) by striking the comma at the end of paragraph (3) and inserting a period;

(C) by striking ''may, upon'' and all that follows through ''The Secretary of the Navy shall'' and inserting the following:

''(b) PAYMENT AMOUNT; PAYMENT OPTIONS.—(1) The total amount paid to an officer under an agreement under subsection (a) or (e)(1) may not exceed $30,000 for each year of the active-service agreement. Amounts paid under the agreement are in addition to all other compensation to which the officer is entitled.

''(2) The Secretary shall'';

(D) by striking ''Upon acceptance of the agreement by the Secretary or his designee'' and inserting the following:

''(3) Upon acceptance of an agreement under subsection (a) or (e)(1) by the Secretary''; and

(E) by striking ''The Secretary (or his designee)'' and inserting the following:

''(4) The Secretary'';

(3) in subsection (c), as redesignated by paragraph (1), by striking ''subsection (a) or subsection (d)(1)'' and inserting ''subsection (b) or (e)(1)''; and

(4) in the first sentence of subsection (e)(1), as redesignated by paragraph (1)—

(A) by striking ''such subsection'' and inserting ''subsection (b)''; and

(B) by striking ''that subsection'' and inserting ''this subsection''.

(c) STYLISTIC AMENDMENTS.—Such section is further amended—

(1) in subsection (a), by inserting ''SPECIAL PAY AUTHORIZED; ELIGIBILITY.—'' after ''(a)'';

(2) in subsection (c), as redesignated by subsection (b)(1), by inserting ''REPAYMENT.—'' after ''(c)'';

(3) in subsection (d), as redesignated by subsection (b)(1), by inserting ''RELATION TO SERVICE OBLIGATION.—'' after ''(d)'';

(4) in subsection (e), as redesignated by subsection (b)(1), by inserting ''NEW AGREEMENT.—'' after ''(e)''; and

(5) in subsection (f), as redesignated by subsection (b)(1), by inserting ''DURATION OF AUTHORITY.—'' after ''(f)''.

SEC. 619. INCREASE IN MAXIMUM AMOUNT OF NUCLEAR CAREER ACCESSION BONUS.

(a) INCREASE.—Section 312b(a)(1) of title 37, United States Code, is amended by striking ''$20,000'' and inserting ''$30,000''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on October 1, 2006, and shall apply to agreements entered into or revised under section 312b of title 37, United States Code, on or after that date.

SEC. 620. INCREASE IN MAXIMUM AMOUNT OF INCENTIVE BONUS FOR TRANSFER BETWEEN ARMED FORCES.

(a) INCREASE.—Section 327(d)(1) of title 37, United States Code, is amended by striking ''$2,500'' and inserting ''$10,000''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on October 1, 2006, and shall apply to agreements entered into or revised under section 327 of title 37, United States Code, on or after that date.

SEC. 621. ADDITIONAL AUTHORITIES AND INCENTIVES TO ENCOURAGE RETIRED MEMBERS AND RESERVE COMPONENT MEMBERS TO VOLUNTEER TO SERVE ON ACTIVE DUTY IN HIGH-DEMAND, LOW-DENSITY ASSIGNMENTS.

(a) AUTHORITY TO OFFER INCENTIVE BONUS.—Chapter 5 of title 37, United States Code, is amended by adding at the end the following new section:

''§ 329. Incentive bonus: retired members and reserve component members volunteering for high-demand, low-density assignments

''(a) INCENTIVE BONUS AUTHORIZED.—The Secretary of Defense may pay a bonus under this section to a retired member or former member of the Army, Navy, Air Force, or Marine Corps or to a member of a reserve component of the Army, Navy, Air Force, or Marine Corps (who is not otherwise serving on active duty) who executes a written agreement to serve on active duty for a period specified in the agreement in an assignment intended to alleviate the need for members in a high-demand, low-density military capability or in any other specialty designated by the Secretary as critical to meet wartime or peacetime requirements.

''(b) MAXIMUM AMOUNT OF BONUS.—A bonus under subsection (a) and any incentive developed under subsection (d) may not exceed $50,000.

''(c) METHODS OF PAYMENT.—At the election of the Secretary of Defense, a bonus under subsection (a) and any incentive developed under subsection (d) shall be paid or provided—

''(1) when the member commences service on active duty; or

''(2) in annual installments in such amounts as may be determined by the Secretary.

''(d) DEVELOPMENT OF ADDITIONAL INCENTIVES.—(1) The Secretary of Defense may develop and provide to members referred to in subsection (a) additional incentives to encourage such members to return to active duty in assignments intended to alleviate the need for members in a high-demand, low-density military capability or in others specialties designated by the Secretary as critical to meet wartime or peacetime requirements.

''(2) The provision of any incentive developed under this subsection shall be subject to an agreement, as required for bonuses under subsection (a).

''(3) Not later than 30 days before first offering any incentive developed under this subsection, the Secretary shall submit to the congressional defense committees a report that contains a description of that incentive and an explanation why a bonus under subsection (a) or other pay and allowances are not sufficient to alleviate the high-demand, low-density military capability or otherwise fill critical military specialties.

''(4) In this subsection, the term 'congressional defense committees' has the meaning given that term in section 101(a)(16) of title 10.

''(e) RELATIONSHIP TO OTHER PAY AND ALLOWANCES.—A bonus or other incentive paid or provided to a member under this section is in addition to any other pay and allowances to which the member is entitled.

''(f) PROHIBITION ON PROMOTIONS.—The written agreement required by subsections (a) and (d) shall specify that a member who is paid or receives a bonus or other incentive under this section is not eligible for promotion while serving in the assignment for which the bonus or other incentive is provided.

''(g) REPAYMENT.—A member who does not complete the period of active duty specified in the agreement executed under subsection (a) or (d) shall be subject to the repayment provisions of section 303a(e) of this title.

''(h) HIGH-DEMAND, LOW-DENSITY MILITARY CAPABILITY.—In this section, the term 'high-demand, low-density military capability' means a combat, combat support or service support capability, unit, system, or occupational specialty that the Secretary of Defense determines has funding, equipment, or personnel levels that are substantially below the levels required to fully meet or sustain actual or expected operational requirements set by regional commanders.

''(i) REGULATIONS.—The Secretary of Defense may prescribe such regulations as the Secretary considers necessary to carry out this section.

''(j) TERMINATION OF AUTHORITY.—No agreement under subsection (a) or (d) may be entered into after December 31, 2010.''.

(b) TEMPORARY AUTHORITY TO ORDER RETIRED MEMBERS TO ACTIVE DUTY IN HIGH-DEMAND, LOW-DENSITY MILITARY CAPABILITY.—Section 688a of title 10, United States Code, is amended—

(1) in subsection (a)—

(A) by striking the first sentence and inserting the following new sentence: ''The Secretary of a military department may order to active duty a retired member who agrees to serve on active duty in an assignment intended to alleviate a high-demand, low-density military capability or in any other specialty designated by the Secretary as critical to meet wartime or peacetime requirements.''; and

(B) in the second sentence, by striking ''officer'' both places it appears and inserting ''member'';

(2) in subsection (b), by striking ''an officer'' and inserting ''a member'';

(3) in subsection (c), by striking ''500 officers'' and inserting ''1,000 members'';

(4) in subsection (d), by striking ''officer'' and inserting ''member'';

(5) in subsection (e), by striking ''Officers'' and inserting ''Retired members'';

(6) in subsection (f)—

(A) by striking ''An officer'' and inserting ''A retired member''; and

(B) by striking ''September 30, 2008'' and inserting ''December 31, 2010''; and

(7) by adding at the end the following new subsection:

''(g) HIGH-DEMAND, LOW-DENSITY MILITARY CAPABILITY DEFINED.—In this section, the term 'high-demand, low-density military capability' means a combat, combat support or service support capability, unit, system, or occupational specialty that the Secretary of Defense determines has funding, equipment, or personnel levels that are substantially below the levels required to fully meet or sustain actual or expected operational requirements set by regional commanders.''.

(c) EXCLUSION FROM ACTIVE-DUTY LIST.—Section 641 of title 10, United States Code, is amended by adding at the end the following new paragraph:

''(6) Officers appointed pursuant to an agreement under section 329 of title 37.''.

(d) CLERICAL AMENDMENTS.—

(1) TITLE 37.—The table of sections at the beginning of chapter 5 of title 37, United States Code, is amended by adding at the end the following new item:

''329. Incentive bonus: retired members and reserve component members volunteering for high-demand, low-density assignments.''.

(2) TITLE 10.—(A) The heading of section 688a of title 10, United States Code, is amended to read as follows:

''§ 688a. Retired members: temporary authority to order to active duty in high-demand, low-density assignments''.

(B) The table of sections at the beginning of chapter 39 of such title is amended by striking the item relating to section 688a and inserting the following new item:

''688a. Retired members: temporary authority to order to active duty in high-demand, low-density assignments.''.

(e) EFFECTIVE DATE.—No agreement may be entered into under section 329 of title 37, United States Code, as added by subsection (a), before October 1, 2006.

(f) LIMITATION ON FISCAL YEAR 2007 OBLIGATIONS.—During fiscal year 2007, obligations incurred under section 329 of title 37, United States Code, as added by subsection (a), to provide bonuses or other incentives to retired members and former members of the Army, Navy, Air Force, or Marine Corps or to members of the reserve components of the Army, Navy, Air Force, and Marine Corps may not exceed $5,000,000.

SEC. 622. ACCESSION BONUS FOR MEMBERS OF THE ARMED FORCES APPOINTED AS COMMISSIONED OFFICERS AFTER COMPLETING OFFICER CANDIDATE SCHOOL.

(a) ACCESSION BONUS AUTHORIZED.—

(1) IN GENERAL.—Chapter 5 of title 37, United States Code, is amended by inserting after section 329, as added by section 621 of this Act, the following new section:

''§ 330. Special pay: accession bonus for officer candidates

''(a) ACCESSION BONUS AUTHORIZED.—Under regulations prescribed by the Secretary concerned, a person who executes a written agreement described in subsection (c) may be paid an accession bonus under this section upon acceptance of the agreement by the Secretary concerned.

''(b) AMOUNT OF BONUS.—The amount of an accession bonus under subsection (a) may not exceed $8,000.

''(c) AGREEMENT.—A written agreement referred to in subsection (a) is a written agreement by a person—

''(1) to complete officer candidate school;

''(2) to accept a commission or appointment as an officer of the armed forces; and

''(3) to serve on active duty as a commissioned officer for a period specified in the agreement.

''(d) PAYMENT METHOD.—Upon acceptance of a written agreement under subsection (a) by the Secretary concerned, the total amount of the accession bonus payable under the agreement becomes fixed. The agreement shall specify whether the accession bonus will be paid in a lump sum or installments.

''(e) REPAYMENT.—A person who, having received all or part of the bonus under a written agreement under subsection (a), does not complete the total period of active duty as a commissioned officer as specified in such agreement shall be subject to the repayment provisions of section 303a(e) of this title.

''(f) TERMINATION OF AUTHORITY.—No agreement under this section may be entered into after December 31, 2007.''.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 329, as added by section 621, the following new item:

''330. Special pay: accession bonus for officer candidates.''.

(3) EFFECTIVE DATE.—The amendments made by this subsection shall take effect on October 1, 2006.

(b) AUTHORITY FOR PAYMENT OF BONUS UNDER EARLIER AGREEMENTS.—

(1) AUTHORITY.—The Secretary of the Army may pay a bonus to any person who, during the period beginning on April 1, 2005, and ending on April 6, 2006, executed an agreement to enlist for the purpose of attending officer candidate school and receive a bonus under section 309 of title 37, United States Code, and who has completed the terms of the agreement required for payment of the bonus.

(2) AMOUNT OF BONUS.—The amount of the bonus payable to a person under this subsection may not exceed $8,000.

(3) RELATION TO ENLISTMENT BONUS.—The bonus payable under this subsection is in addition to a bonus payable under section 309 of title 37, United States Code, or any other provision of law.

SEC. 623. MODIFICATION OF CERTAIN AUTHORITIES APPLICABLE TO THE TARGETED SHAPING OF THE ARMED FORCES.

(a) VOLUNTARY SEPARATION PAY AND BENEFITS.—

(1) INCREASE IN MAXIMUM AMOUNT OF PAY.—Subsection (f) of section 1175a of title 10, United States Code, is amended by striking ''two times'' and inserting ''four times''.

(2) EXTENSION OF AUTHORITY.—Subsection (k)(1) of such section is amended by striking ''December 31, 2008'' and inserting ''December 31, 2012''.

(3) REPEAL OF LIMITATION ON APPLICABILITY.—Subsection (b) of section 643 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3310; 10 U.S.C. 1175a note) is repealed.

(b) ENHANCED AUTHORITY FOR EARLY DISCHARGES.—

(1) RENEWAL OF AUTHORITY.—Subsection (a) of section 638a of title 10, United States Code, is amended by inserting ''and for the purpose of subsection (b)(4) during the period beginning on October 1, 2006, and ending on December 31, 2012,'' after ''December 31, 2001,''.

(2) RELAXATION OF LIMITATION ON SELECTIVE EARLY DISCHARGE.—Subsection (d)(2) of such section is amended—

(A) in subparagraph (A), by inserting before the semicolon the following: '', except that during the period beginning on October 1, 2006, and ending on December 31, 2012, such number may be more than 30 percent of the officers considered in each competitive category, but may not be more than 30 percent of the number of officers considered in each grade''; and

(B) in subparagraph (B), by inserting before the period the following: '', except that during the period beginning on October 1, 2006, and ending on December 31, 2012, such number may be more than 30 percent of the officers considered in each competitive category, but may not be more than 30 percent of the number of officers considered in each grade''.

SEC. 624. ENHANCEMENT OF BONUS TO ENCOURAGE CERTAIN PERSONS TO REFER OTHER PERSONS FOR ENLISTMENT IN THE ARMY.

(a) INDIVIDUALS ELIGIBLE FOR BONUS.—Subsection (a) of section 645 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3310) is amended—

(1) by striking ''The Secretary'' and inserting the following:

''(1) AUTHORITY.—The Secretary'';

(2) by striking ''a member of the Army, whether in the regular component of the Army or in the Army National Guard or Army Reserve,'' and inserting ''an individual referred to in paragraph (2)''; and

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

''(2) INDIVIDUALS ELIGIBLE FOR BONUS.—Subject to subsection (c), the following individuals are eligible for a referral bonus under this section:

''(A) A member in the regular component of the Army.

''(B) A member of the Army National Guard.

''(C) A member of the Army Reserve.

''(D) A member of the Army in a retired status, including a member under 60 years of age who, but for age, would be eligible for retired pay.

''(E) A civilian employee of the Department of the Army.''.

(b) CERTAIN REFERRALS INELIGIBLE.—Subsection (c) of such section is amended by adding at the end the following new paragraph:

''(3) JUNIOR RESERVE OFFICERS' TRAINING CORPS INSTRUCTORS.—A member of the Army detailed under subsection (c)(1) of section 2031 of title 10, United States Code, to serve as an administrator or instructor in the Junior Reserve Officers' Training Corps program or a retired member of the Army employed as an administrator or instructor in the program under subsection (d) of such section may not be paid a bonus under subsection (a).''.

(c) AMOUNT OF BONUS.—Subsection (d) of such section is amended to read as follows:

''(d) AMOUNT OF BONUS.—The amount of the bonus payable for a referral under subsection (a) may not exceed $2,000. The amount shall be payable in two lump sums as provided in subsection (e).''.

(d) PAYMENT OF BONUS.—Subsection (e) of such section is amended to read as follows:

''(e) PAYMENT.—A bonus payable for a referral of a person under subsection (a) shall be paid as follows:

''(1) Not more than $1,000 shall be paid upon the commencement of basic training by the person referred.

''(2) Not more than $1,000 shall be paid upon the completion of basic training and individual advanced training by the person referred.''.

(e) COORDINATION WITH RECEIPT OF RETIRED PAY.—Such section is further amended—

(1) by redesignating subsection (g) as subsection (h); and

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

''(g) COORDINATION WITH RECEIPT OF RETIRED PAY.—A bonus paid under this section to a member of the Army in a retired status is in addition to any compensation to which the member is entitled under title 10, 37, or 38, United States Code, or any other provision of law.''.

(f) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act, and shall apply with respect to bonuses payable under section 645 of the National Defense Authorization Act for Fiscal Year 2006, as amended by this section, on or after that date.

Subtitle C—Travel and Transportation Allowances

SEC. 631. TRAVEL AND TRANSPORTATION ALLOWANCES FOR TRANSPORTATION OF FAMILY MEMBERS INCIDENT TO ILLNESS OR INJURY OF MEMBERS.

Section 411h(b)(1) of title 37, United States Code, is amended—

(1) by striking ''and'' at the end of subparagraph (C);

(2) by striking the period at the end of subparagraph (D) and inserting ''; and''; and

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

''(E) a person related to the member as described in subparagraph (A), (B), (C), or (D) who is also a member of the uniformed services.''.

Subtitle D—Retired Pay and Survivor Benefits

SEC. 641. RETIRED PAY OF GENERAL AND FLAG OFFICERS TO BE BASED ON RATES OF BASIC PAY PROVIDED BY LAW.

(a) DETERMINATION OF RETIRED PAY BASE.—Chapter 71 of title 10, United States Code, is amended by inserting after section 1407 the following new section:

"§ 1407a. Retired pay base: officers retired in general or flag officer grades

''(a) RATES OF BASIC PAY TO BE USED IN DETERMINATION.—In a case in which the determination under section 1406 or 1407 of this title of the retired pay base applicable to the computation of the retired pay of a covered general or flag officer involves a rate of basic pay payable to that officer for any period that was subject to a reduction under section 203(a)(2) of title 37 for such period, such retired-pay-base determination shall be made using the rate of basic pay for such period provided by law, rather than such rate as so reduced.

''(b) COVERED GENERAL AND FLAG OFFICERS.—In this section, the term 'covered general or flag officer' means a member or former member who after September 30, 2006, is retired in a general officer grade or flag officer grade.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 1407 the following new item:

''1407a. Retired pay base: officers retired in general or flag officer grades.''.

SEC. 642. INAPPLICABILITY OF RETIRED PAY MULTIPLIER MAXIMUM PERCENTAGE TO CERTAIN SERVICE OF MEMBERS OF THE ARMED FORCES IN EXCESS OF 30 YEARS.

(a) IN GENERAL.—Paragraph (3) of section 1409(b) of title 10, United States Code, is amended to read as follows:

''(3) 30 YEARS OF SERVICE.—

''(A) RETIREMENT BEFORE JANUARY 1, 2007.—In the case of a member who retires before January 1, 2007, with more than 30 years of creditable service, the percentage to be used under subsection (a) is 75 percent.

''(B) RETIREMENT AFTER DECEMBER 31, 2006.—In the case of a member who retires after December 31, 2006, with more than 30 years of creditable service, the percentage to be used under subsection (a) is the sum of—

''(i) 75 percent; and

''(ii) the product (stated as a percentage) of—

''(I) 2½; and

''(II) the member's years of creditable service (as defined in subsection (c)) in excess of 30 years of creditable service, under conditions authorized for purposes of this subparagraph during a period designated by the Secretary of Defense for purposes of this subparagraph.''.

(b) RETIRED PAY FOR NON-REGULAR SERVICE.—Section 12739(c) of such title is amended—

(1) by striking ''The total amount'' and inserting ''(1) Except as provided in paragraph (2), the total amount''; and

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

''(2) In the case of a person who retires after December 31, 2006, with more than 30 years of service credited to that person under section 12733 of this title, the total amount of the monthly retired pay computed under subsections (a) and (b) may not exceed the sum of—

''(A) 75 percent of the retired pay base upon which the computation is based; and

''(B) the product of—

''(i) the retired pay base upon which the computation is based; and

''(ii) 2½ percent of the years of service credited to that person under section 12733 of this title, for service under conditions authorized for purposes of this paragraph during a period designated by the Secretary of Defense for purposes of this paragraph.''.

SEC. 643. MILITARY SURVIVOR BENEFIT PLAN BENEFICIARIES UNDER INSURABLE INTEREST COVERAGE.

(a) AUTHORITY TO ELECT NEW BENEFICIARY.—Section 1448(b)(1) of title 10, United States Code, is amended—

(1) by inserting ''or under subparagraph (G) of this paragraph'' in the second sentence of subparagraph (E) before the period at the end; and

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

''(G) ELECTION OF NEW BENEFICIARY UPON DEATH OF PREVIOUS BENEFICIARY.—

''(i) AUTHORITY FOR ELECTION.—If the reason for discontinuation in the Plan is the death of the beneficiary, the participant in the Plan may elect a new beneficiary. Any such beneficiary must be a natural person with an insurable interest in the participant. Such an election may be made only during the 180-day period beginning on the date of the death of the previous beneficiary.

''(ii) PROCEDURES.—Such an election shall be in writing, signed by the participant, and made in such form and manner as the Secretary concerned may prescribe. Such an election shall be effective the first day of the first month following the month in which the election is received by the Secretary.

''(iii) VITIATION OF ELECTION BY PARTICIPANT WHO DIES WITHIN TWO YEARS OF ELECTION.—If a person providing an annuity under a election under clause (i) dies before the end of the two-year period beginning on the effective date of the election—

''(I) the election is vitiated; and

''(II) the amount by which the person's retired pay was reduced under section 1452 of this title that is attributable to the election shall be paid in a lump sum to the person who would have been the deceased person's beneficiary under the vitiated election if the deceased person had died after the end of such two-year period.''.

(b) CHANGE IN PREMIUM FOR COVERAGE OF NEW BENEFICIARY.—Section 1452(c) of such title is amended by adding at the end the following new paragraph:

''(5) RULE FOR DESIGNATION OF NEW INSURABLE INTEREST BENEFICIARY FOLLOWING DEATH OF ORIGINAL BENEFICIARY.—The Secretary of Defense shall prescribe in regulations premiums which a participant making an election under section 1448(b)(1)(G) of this title shall be required to pay for participating in the Plan pursuant to that election. The total amount of the premiums to be paid by a participant under the regulations shall be equal to the sum of the following:

''(A) The total additional amount by which the retired pay of the participant would have been reduced before the effective date of the election if the original beneficiary (i) had not died and had been covered under the Plan through the date of the election, and (ii) had been the same number of years younger than the participant (if any) as the new beneficiary designated under the election.

''(B) Interest on the amounts by which the retired pay of the participant would have been so reduced, computed from the dates on which the retired pay would have been so reduced at such rate or rates and according to such methodology as the Secretary of Defense determines reasonable.

''(C) Any additional amount that the Secretary determines necessary to protect the actuarial soundness of the Department of Defense Military Retirement Fund against any increased risk for the fund that is associated with the election.''.

(c) TRANSITION.—

(1) TRANSITION PERIOD.—In the case of a participant in the Survivor Benefit Plan who made a covered insurable-interest election (as defined in paragraph (2)) and whose designated beneficiary under that election dies before the date of the enactment of this Act or during the 18-month period beginning on such date, the time period applicable for purposes of the limitation in the third sentence of subparagraph (G)(i) of section 1448(b)(1) of title 10, United States Code, as added by subsection (a), shall be the two-year period beginning on the date of the enactment of this Act (rather than the 180-day period specified in that sentence).

(2) COVERED INSURABLE-INTEREST ELECTIONS.—For purposes of paragraph (1), a covered insurable-interest election is an election under section 1448(b)(1) of title 10, United States Code, made before the date of the enactment of this Act, or during the 18-month period beginning on such date, by a participant in the Survivor Benefit Plan to provide an annuity under that plan to a natural person with an insurable interest in that person.

(3) SURVIVOR BENEFIT PLAN.—For purposes of this subsection, the term ''Survivor Benefit Plan'' means the program under subchapter II of chapter 73 of title 10, United States Code.

SEC. 644. MODIFICATION OF ELIGIBILITY FOR COMMENCEMENT OF AUTHORITY FOR OPTIONAL ANNUITIES FOR DEPENDENTS UNDER THE SURVIVOR BENEFIT PLAN.

(a) IN GENERAL.—Section 1448(d)(2)(B) of title 10, United States Code, is amended by striking ''who dies after November 23, 2003'' and inserting ''who dies after October 7, 2001''.

(b) APPLICABILITY.—Any annuity payable to a dependent child under subchapter II of chapter 73 of title 10, United States Code, by reason of the amendment made by subsection (a) shall be payable only for months beginning on or after the date of the enactment of this Act.

SEC. 645. STUDY OF TRAINING COSTS, MANNING, OPERATIONS TEMPO, AND OTHER FACTORS THAT AFFECT RETENTION OF MEMBERS OF THE ARMED FORCES WITH SPECIAL OPERATIONS DESIGNATIONS.

(a) REPORT REQUIRED.—Not later than August 1, 2007, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on factors that affect retention of members of the Armed Forces who have a special operations forces designation.

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

(1) Information on the cost of training of members of the Armed Forces who have a special operations forces designation, with such information displayed separately and shown as aggregate costs of training for such members at the 4-year, 8-year, 12-year, 16-year, and 20-year points of service.

(2) The average cost of special operations-unique training, both predeployment and during deployment, for the number of members of the Armed Forces who have a special operations forces designation who have been deployed at least twice to areas in which they were eligible for hostile fire pay.

(3) For each component of the United States Special Operations Command, an estimate of when the assigned strength of that component will be under 90 percent of the authorized strength of that component, taking into account anticipated growth planned for in the most recent Quadrennial Defense Review.

(4) The percentage of members of the Armed Forces with a special operations forces designation who have accumulated over 48 months of hostile fire pay and the percentage who have accumulated over 60 months of such pay.

Subtitle E—Commissary and Nonappropriated Fund Instrumentality Benefits

SEC. 661. TREATMENT OF PRICE SURCHARGES OF CERTAIN MERCHANDISE SOLD AT COMMISSARY STORES.

(a) MERCHANDISE PROCURED FROM EXCHANGES.—Subsection (c)(3) of section 2484 of title 10, United States Code, is amended—

(1) by inserting ''(A)'' after ''(3)'';

(2) by striking ''Subsections'' and inserting ''Except as provided in subparagraph (B), subsections''; and

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

''(B) When a military exchange is the vendor of tobacco products or other merchandise authorized for sale in a commissary store under paragraph (1), any revenue above the cost of procuring the merchandise shall be allocated as

if the revenue were a uniform sales price surcharge described in subsection (d).''.

(b) MERCHANDISE TREATED AS NONCOMMISSARY STORE INVENTORY.—Subsection (g) of such section is amended—

(1) by inserting ''(1)'' before ''Notwithstanding'';

(2) by striking ''Subsections'' and inserting ''Except as provided in paragraph (2), subsections''; and

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

''(2) When tobacco products are authorized for sale in a commissary store as noncommissary store inventory, any revenue above the cost of procuring the tobacco products shall be allocated as if the revenue were a uniform sales price surcharge described in subsection (d).''.

SEC. 662. LIMITATIONS ON LEASE OF NON-EXCESS DEPARTMENT OF DEFENSE PROPERTY FOR PROTECTION OF MORALE, WELFARE, AND RECREATION ACTIVITIES AND REVENUE.

(a) ADDITIONAL CONDITION ON USE OF LEASE AUTHORITY.—Subsection (b) section 2667 of title 10, United States Code, is amended—

(1) in paragraph (4), by striking ''and'' at the end;

(2) in paragraph (5), by striking the period and inserting ''; and''; and

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

''(6) except as otherwise provided in subsection (d), shall require the lessee to provide the covered entities specified in paragraph (1) of that subsection the right to establish and operate a community support facility or provide community support services, or seek equitable compensation for morale, welfare, and recreation programs of the Department of Defense in lieu of the operation of such a facility or the provision of such services, if the Secretary determines that the lessee will provide merchandise or services in direct competition with covered entities through the lease.''.

(b) APPLICATION OF CONDITION; WAIVER.—Such section is further amended—

(1) by redesignating subsections (d) through (i) as subsections (e) through (j), respectively; and

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

''(d) COMMUNITY SUPPORT FACILITIES AND COMMUNITY SUPPORT SERVICES UNDER LEASE; WAIVER.—(1) In this subsection and subsection (b)(6), the term 'covered entity' means each of the following:

''(A) The Army and Air Force Exchange Service.

''(B) The Navy Exchange Service Command.

''(C) The Marine Corps exchanges.

''(D) The Defense Commissary Agency.

''(E) The revenue-generating nonappropriated fund activities of the Department of Defense conducted for the morale, welfare, and recreation of members of the armed forces.

''(2) The Secretary of a military department may waive the requirement in subsection (b)(6) with respect to a lease if—

''(A) the lease is entered into under subsection (g); or

''(B) the Secretary determines that the waiver is in the best interests of the Government.

''(3) The Secretary of the military department concerned shall provide to the congressional defense committees written notice of each waiver under paragraph (2), including the reasons for the waiver.

''(4) The covered entities shall exercise the right provided in subsection (b)(6) with respect to a lease, if at all, not later than 90 days after receiving notice from the Secretary of the military department concerned regarding the opportunity to exercise such right with respect to the lease. The Secretary may, at the discretion of the Secretary, extend the period under this paragraph for the exercise of the right with respect to a lease for such additional period as the Secretary considers appropriate.

''(5) The Secretary of Defense shall prescribe in regulations uniform procedures and criteria for the evaluation of proposals for enhanced use leases involving the operation of community support facilities or the provision of community support services by either a lessee under this section or a covered entity.

''(6) The Secretary of the military department concerned shall provide written notification to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives regarding all leases under this section that include the operation of a community support facility or the provision of community support services, regardless of whether the facility will be operated by a covered entity or the lessee or the services will be provided by a covered entity or the lessee.''.

(c) DEFINITIONS.—Subsection (i) of such section, as redesignated by subsection (b)(1) of this section, is amended to read as follows:

''(i) DEFINITIONS.—In this section:

''(1) The term 'community support facility' includes an ancillary supporting facility (as that term is defined in section 2871(1) of this title).

''(2) The term 'community support services' includes revenue-generating food, recreational, lodging support services, and resale operations and other retail facilities and services intended to support a community.

''(3) The term 'military installation' has the meaning given such term in section 2687(e)(1) of this title.''.

(d) STYLISTIC, TECHNICAL, AND CONFORMING AMENDMENTS.—Such section is further amended—

(1) in subsection (a), by inserting ''LEASE AUTHORITY.—'' after ''(a)'';

(2) in subsection (b), by inserting ''CONDITIONS ON LEASES.—'' after ''(b)'';

(3) in subsection (c), by inserting ''TYPES OF IN-KIND CONSIDERATION.—'' after ''(c)'';

(4) in subsection (e), as redesignated by subsection (b)(1) of this section—

(A) by inserting ''DEPOSIT AND USE OF PROCEEDS.—'' after ''(e)''; and

(B) in paragraph (5), by striking ''subsection (f)'' and inserting ''subsection (g)'';

(5) in subsection (f), as redesignated by subsection (b)(1) of this section, by inserting ''TREATMENT OF LESSEE INTEREST IN PROPERTY.—'' after ''(f)'';

(6) in subsection (g), as redesignated by subsection (b)(1) of this section—

(A) by inserting ''SPECIAL RULES FOR BASE CLOSURE AND REALIGNMENT PROPERTY.—'' after ''(g)''; and

(B) in paragraph (1), by striking ''subsection (a)(3)'' and inserting ''subsection (a)(2)'';

(7) in subsection (h), as redesignated by subsection (b)(1) of this section, by inserting ''COMPETITIVE PROCEDURES FOR SELECTION OF CERTAIN LESSEES; EXCEPTION.—'' after ''(h)'' and

(8) in subsection (j), as redesignated by subsection (b)(1) of this section, by inserting ''EXCLUSION OF CERTAIN LANDS.—'' after ''(j)''.

SEC. 663. REPORT ON COST EFFECTIVENESS OF PURCHASING COMMERCIAL INSURANCE FOR COMMISSARY AND EXCHANGE FACILITIES AND FACILITIES OF OTHER MORALE, WELFARE, AND RECREATION PROGRAMS AND NONAPPROPRIATED FUND INSTRUMENTALITIES.

(a) REPORT REQUIRED.—Not later than July 31, 2007, the Secretary of Defense shall submit to Congress a report evaluating the cost effectiveness of the Defense Commissary Agency and the nonappropriated fund activities specified in subsection (b) purchasing commercial insurance to protect financial interests in facilities operated by the Defense Commissary Agency or those nonappropriated fund activities.

(b) COVERED NONAPPROPRIATED FUND ACTIVITIES.—The report shall apply with respect to—

(1) the Army and Air Force Exchange Service;

(2) the Navy Exchange Service Command;

(3) the Marine Corps exchanges; and

(4) any nonappropriated fund activity of the Department of Defense for the morale, welfare, and recreation of members of the Armed Forces.

SEC. 664. STUDY AND REPORT REGARDING ACCESS OF DISABLED PERSONS TO MORALE, WELFARE, AND RECREATION FACILITIES AND ACTIVITIES.

(a) STUDY REQUIRED.—The Secretary of Defense shall conduct a study regarding the current capability of morale, welfare, and recreation facilities and activities operated by nonappropriated fund instrumentalities of the Department of Defense to provide access to and accommodate disabled persons who are otherwise eligible to use such facilities or participate in such activities and the legal requirements regarding such access and accommodation applicable to these morale, welfare, and recreation facilities and activities, with specific attention to the applicability of section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794).

(b) ELEMENTS OF STUDY.—In conducting the study, the Secretary of Defense shall address at a minimum the following:

(1) The current plans of the Secretary of Defense and the Secretaries of the military departments to improve the access and accommodation of disabled persons to morale, welfare, and recreation facilities and activities operated by nonappropriated fund instrumentalities of the Department of Defense, including plans to make available additional golf carts at military golf courses that are accessible for disabled persons authorized to use such courses, and whether any portion of these plans require congressional authorization or funding.

(2) The timing and cost of making these morale, welfare, and recreation facilities and activities fully accessible to disabled persons.

(3) The expected utilization rates of these morale, welfare, and recreation facilities and activities by disabled persons, if the facilities and activities were fully accessible to disabled persons.

(4) Any legal requirements applicable to providing golf carts at military golf courses that are accessible for disabled persons authorized to use such courses and the current availability of accessible golf carts at such courses.

(c) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report containing the results of the study and any related findings, conclusions, and recommendations that the Secretary considers to be appropriate concerning the access of disabled persons to morale, welfare, and recreation facilities and activities, and specifically the Secretary's conclusions on making accessible golf carts available at all military golf courses for use by disabled persons authorized to use such courses.

Subtitle F—Other Matters

SEC. 670. LIMITATIONS ON TERMS OF CONSUMER CREDIT EXTENDED TO SERVICEMEMBERS AND DEPENDENTS.

(a) TERMS OF CONSUMER CREDIT.—Chapter 49 of title 10, United States Code, is amended by adding at the end the following new section:

''§ 987. Terms of consumer credit extended to members and dependents: limitations

''(a) INTEREST.—A creditor who extends consumer credit to a covered member of the armed forces or a dependent of such a member shall not require the member or dependent to pay interest with respect to the extension of such credit, except as—

''(1) agreed to under the terms of the credit agreement or promissory note;

''(2) authorized by applicable State or Federal law; and

''(3) not specifically prohibited by this section.

''(b) ANNUAL PERCENTAGE RATE.—A creditor described in subsection (a) may not impose an annual percentage rate of interest greater than 36 percent with respect to the consumer credit

extended to a covered member or a dependent of a covered member.

''(c) MANDATORY LOAN DISCLOSURES.—

''(1) INFORMATION REQUIRED.—With respect to any extension of consumer credit (including any consumer credit originated or extended through the internet) to a covered member or a dependent of a covered member, a creditor shall provide to the member or dependent the following information orally and in writing before the issuance of the credit:

''(A) A statement of the annual percentage rate of interest applicable to the extension of credit.

''(B) Any disclosures required under the Truth in Lending Act (15 U.S.C. 1601 et seq.).

''(C) A clear description of the payment obligations of the member or dependent, as applicable.

''(2) TERMS.—Such disclosures shall be presented in accordance with terms prescribed by the regulations issued by the Board of Governors of the Federal Reserve System to implement the Truth in Lending Act (15 U.S.C. 1601 et seq.).

''(d) PREEMPTION.—

''(1) INCONSISTENT LAWS.—Except as provided in subsection (f)(2), this section preempts any State or Federal law, rule, or regulation, including any State usury law, to the extent that such law, rule, or regulation is inconsistent with this section, except that this section shall not preempt any such law, rule, or regulation that provides protection to a covered member or a dependent of such a member in addition to the protection provided by this section.

''(2) DIFFERENT TREATMENT UNDER STATE LAW OF MEMBERS AND DEPENDENTS PROHIBITED.—States shall not—

''(A) authorize creditors to charge covered members and their dependents annual percentage rates of interest for loans higher than the legal limit for residents of the State; or

''(B) permit violation or waiver of any State consumer lending protections for the benefit of residents of the State on the basis of nonresident or military status of a covered member or dependent of such a member, regardless of the member's or dependent's domicile or permanent home of record.

''(e) LIMITATIONS.—It shall be unlawful for any creditor to extend consumer credit to a covered member or a dependent of such a member with respect to which—

''(1) the creditor rolls over, renews, repays, refinances, or consolidates any consumer credit extended to the borrower by the same creditor with the proceeds of other credit extended to the same covered member or a dependent;

''(2) the borrower is required to waive the borrower's right to legal recourse under any otherwise applicable provision of State or Federal law, including any provision of the Servicemembers Civil Relief Act;

''(3) the creditor requires the borrower to submit to arbitration or imposes onerous legal notice provisions in the case of a dispute;

''(4) the creditor demands unreasonable notice from the borrower as a condition for legal action;

''(5) the creditor uses a check or other method of access to a deposit, savings, or other financial account maintained by the borrower, or the title of a vehicle as security for the obligation;

''(6) the creditor requires as a condition for the extension of credit that the borrower establish an allotment to repay an obligation; or

''(7) the borrower is prohibited from prepaying the loan or is charged a penalty or fee for prepaying all or part of the loan.

''(f) PENALTIES AND REMEDIES.—

''(1) MISDEMEANOR.—A creditor who knowingly violates this section shall be fined as provided in title 18, or imprisoned for not more than one year, or both.

''(2) PRESERVATION OF OTHER REMEDIES.—The remedies and rights provided under this section are in addition to and do not preclude any remedy otherwise available under law to the person claiming relief under this section, including any award for consequential and punitive damages.

''(3) CONTRACT VOID.—Any credit agreement, promissory note, or other contract prohibited under this section is void from the inception of such contract.

''(4) ARBITRATION.—Notwithstanding section 2 of title 9, or any other Federal or State law, rule, or regulation, no agreement to arbitrate any dispute involving the extension of consumer credit shall be enforceable against any covered member or dependent of such a member, or any person who was a covered member or dependent of that member when the agreement was made.

''(g) SERVICEMEMBERS CIVIL RELIEF ACT PROTECTIONS UNAFFECTED.—Nothing in this section may be construed to limit or otherwise affect the applicability of section 207 of the Servicemembers Civil Relief Act (50 U.S.C. App. 527).

''(h) REGULATIONS.—(1) The Secretary of Defense shall prescribe regulations to carry out this section.

''(2) Such regulations shall establish the following:

''(A) Disclosures required of any creditor that extends consumer credit to a covered member or dependent of such a member.

''(B) The method for calculating the applicable annual percentage rate of interest on such obligations, in accordance with the limit established under this section.

''(C) A maximum allowable amount of all fees, and the types of fees, associated with any such extension of credit, to be expressed and disclosed to the borrower as a total amount and as a percentage of the principal amount of the obligation, at the time at which the transaction is entered into.

''(D) Definitions of 'creditor' under paragraph (5) and 'consumer credit' under paragraph (6) of subsection (i), consistent with the provisions of this section.

''(E) Such other criteria or limitations as the Secretary of Defense determines appropriate, consistent with the provisions of this section.

''(3) In prescribing regulations under this subsection, the Secretary of Defense shall consult with the following:

''(A) The Federal Trade Commission.

''(B) The Board of Governors of the Federal Reserve System.

''(C) The Office of the Comptroller of the Currency.

''(D) The Federal Deposit Insurance Corporation.

''(E) The Office of Thrift Supervision.

''(F) The National Credit Union Administration

''(G) The Treasury Department.

''(i) DEFINITIONS.—In this section:

''(1) COVERED MEMBER.—The term 'covered member' means a member of the armed forces who is—

''(A) on active duty under a call or order that does not specify a period of 30 days or less; or

''(B) on active Guard and Reserve Duty.

''(2) DEPENDENT.—The term 'dependent', with respect to a covered member, means—

''(A) the member's spouse;

''(B) the member's child (as defined in section 101(4) of title 38); or

''(C) an individual for whom the member provided more than one-half of the individual's support for 180 days immediately preceding an extension of consumer credit covered by this section.

''(3) INTEREST.—The term 'interest' includes all cost elements associated with the extension of credit, including fees, service charges, renewal charges, credit insurance premiums, any ancillary product sold with any extension of credit to a servicemember or the servicemember's dependent, as applicable, and any other charge or premium with respect to the extension of consumer credit.

''(4) ANNUAL PERCENTAGE RATE.—The term 'annual percentage rate' has the same meaning as in section 107 of the Truth and Lending Act (15 U.S.C. 1606), as implemented by regulations of the Board of Governors of the Federal Reserve System. For purposes of this section, such term includes all fees and charges, including charges and fees for single premium credit insurance and other ancillary products sold in connection with the credit transaction, and such fees and charges shall be included in the calculation of the annual percentage rate.

''(5) CREDITOR.—The term 'creditor' means a person—

''(A) who—

''(i) is engaged in the business of extending consumer credit; and

''(ii) meets such additional criteria as are specified for such purpose in regulations prescribed under this section; or

''(B) who is an assignee of a person described in subparagraph (A) with respect to any consumer credit extended.

''(6) CONSUMER CREDIT.—The term 'consumer credit' has the meaning provided for such term in regulations prescribed under this section, except that such term does not include (A) a residential mortgage, or (B) a loan procured in the course of purchasing a car or other personal property, when that loan is offered for the express purpose of financing the purchase and is secured by the car or personal property procured.''.

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

''987. Terms of consumer credit extended to members and dependents: limitations.''.

(c) EFFECTIVE DATE.—

(1) IN GENERAL.—Except as provided in paragraph (2), section 987 of title 10, United States Code, as added by subsection (a), shall take effect on October 1, 2007, or on such earlier date as may be prescribed by the Secretary of Defense, and shall apply with respect to extensions of consumer credit on or after such effective date.

(2) AUTHORITY TO PRESCRIBE REGULATIONS.—Subsection (h) of such section shall take effect on the date of the enactment of this Act.

(3) PUBLICATION OF EARLIER EFFECTIVE DATE.—If the Secretary of Defense prescribes an effective date for section 987 of title 10, United States Code, as added by subsection (a), earlier than October 1, 2007, the Secretary shall publish that date in the Federal Register. Such publication shall be made not less than 90 days before that earlier effective date.

(d) INTERIM REGULATIONS.—The Secretary of Defense may prescribe interim regulations as necessary to carry out such section. For the purpose of prescribing such interim regulations, the Secretary is excepted from compliance with the notice-and-comment requirements of section 553 of title 5, United States Code. All interim rules prescribed under the authority of this subsection that are not earlier superseded by final rules shall expire no later than 270 days after the effective date of section 987 of title 10, United States Code, as added by this section.

SEC. 671. ENHANCEMENT OF AUTHORITY TO WAIVE CLAIMS FOR OVERPAYMENT OF PAY AND ALLOWANCES AND TRAVEL AND TRANSPORTATION ALLOWANCES.

(a) MAXIMUM WAIVER AMOUNT; TIME FOR EXERCISE OF AUTHORITY.—Section 2774 of title 10, United States Code, is amended—

(1) in subsection (a)(2)(A), by striking ''$1,500'' and inserting ''$10,000''; and

(2) in subsection (b)(2), by striking ''three years'' and inserting ''five years''.

(b) CONFORMING AMENDMENTS REGARDING NATIONAL GUARD.—Section 716 of title 32, United States Code, is amended—

(1) in subsection (a)(2)(A), by striking ''$1,500'' and inserting ''$10,000''; and

(2) in subsection (b)(2), by striking ''three years'' and inserting ''five years''.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect on March 1, 2007.

SEC. 672. EXCEPTION FOR NOTICE TO CONSUMER REPORTING AGENCIES REGARDING DEBTS OR ERRONEOUS PAYMENTS PENDING A DECISION TO WAIVE, REMIT, OR CANCEL.

(a) EXCEPTION.—Section 2780(b) of title 10, United States Code, is amended—

(1) by striking ''The Secretary'' and inserting ''(1) Except as provided in paragraph (2), the Secretary of Defense''; and

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

''(2) No disclosure shall be made under paragraph (1) with respect to an indebtedness while a decision regarding waiver of collection of the indebtedness is pending under section 2774 of this title or section 716 of title 32, or while a decision regarding remission or cancellation of the indebtedness is pending under section 4837, 6161, or 9837 of this title, unless the Secretary concerned (as defined in section 101(5) of title 37) determines that disclosure under that paragraph pending such decision is in the best interests of the United States.''.

(b) EFFECTIVE DATE.—

(1) IN GENERAL.—The amendments made by this section shall take effect on March 1, 2007.

(2) APPLICATION TO PRIOR ACTIONS.—Paragraph (2) of section 2780(b) of title 10, United States Code, as added by subsection (a), shall not be construed to apply to or invalidate any action taken under such section before March 1, 2007.

(c) REPORT.—Not later than March 1, 2007, the Secretary of Defense shall submit to the congressional defense committees a report on the requirement in section 2780(b) of title 10, United States Code, to disclose to consumer reporting agencies in accordance with section 3711 of title 31, United States Code, information concerning certain indebtedness owed to the United States. The report shall include the following:

(1) The total number of members of the Armed Forces whose indebtedness has been disclosed to consumer reporting agencies under section 2780(b), United States Code, during the period beginning on January 1, 2003, and ending on June 30, 2006.

(2) The circumstances under which a decision to recover the indebtedness was made, rather than a decision to waive, remit, or cancel the indebtedness under the provisions of law referred to in paragraph (2) of such section, as added by subsection (a), and the title of the person who made the decision.

(3) The cost of contracts for collection services to recover indebtedness owed to the United States that is delinquent.

(4) An evaluation of whether or not such contracts, and the practice of disclosing to consumer reporting agencies the identity of members of the Armed Forces who owe a delinquent debt to the United States, has been effective in reducing indebtedness to the United States.

(5) Such recommendations as the Secretary considers appropriate regarding the continuing disclosure of such information with respect to members of the Armed Forces.

SEC. 673. EXPANSION AND ENHANCEMENT OF AUTHORITY TO REMIT OR CANCEL INDEBTEDNESS OF MEMBERS AND FORMER MEMBERS OF THE ARMED FORCES INCURRED ON ACTIVE DUTY.

(a) DEPARTMENT OF THE ARMY.—

(1) COVERAGE OF ALL MEMBERS AND FORMER MEMBERS.—Subsection (a) of section 4837 of title 10, United States Code, is amended by striking ''of a member'' and all that follows through ''on active duty'' and inserting ''of a person to the United States or any instrumentality of the United States incurred while the person was serving on active duty as a member of the Army''.

(2) REPEAL OF LIMITATION ON TIME FOR EXERCISE OF AUTHORITY.—Such section is further amended—

(A) by striking subsection (b); and

(B) by redesignating subsections (c) and (d) as subsections (b) and (c), respectively.

(3) REPEAL OF TERMINATION OF MODIFIED AUTHORITY.—Paragraph (3) of section 683(a) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3322; 10 U.S.C. 4837 note) is repealed.

(b) DEPARTMENT OF THE NAVY.—

(1) COVERAGE OF ALL MEMBERS AND FORMER MEMBERS.—Section 6161 of title 10, United States Code, is amended by striking ''of a member'' and all that follows through ''on active duty'' and inserting ''of a person to the United States or any instrumentality of the United States incurred while the person was serving on active duty as a member of the naval service''.

(2) REPEAL OF LIMITATION ON TIME FOR EXERCISE OF AUTHORITY.—Such section is further amended—

(A) by striking subsection (b); and

(B) by redesignating subsections (c) and (d) as subsections (b) and (c), respectively.

(3) REPEAL OF TERMINATION OF MODIFIED AUTHORITY.—Paragraph (3) of section 683(b) of the National Defense Authorization Act for Fiscal Year 2006 (119 Stat. 3323; 10 U.S.C. 6161 note) is repealed.

(c) DEPARTMENT OF THE AIR FORCE.—

(1) COVERAGE OF ALL MEMBERS AND FORMER MEMBERS.—Subsection (a) of section 9837 of title 10, United States Code, is amended by striking ''of a member'' and all that follows through ''on active duty'' and inserting ''of a person to the United States or any instrumentality of the United States incurred while the person was serving on active duty as a member of the Air Force''.

(2) REPEAL OF LIMITATION ON TIME FOR EXERCISE OF AUTHORITY.—Such section is further amended—

(A) by striking subsection (b); and

(B) by redesignating subsections (c) and (d) as subsections (b) and (c), respectively.

(3) REPEAL OF TERMINATION OF MODIFIED AUTHORITY.—Paragraph (3) of section 683(c) of the National Defense Authorization Act for Fiscal Year 2006 (119 Stat. 3324; 10 U.S.C. 9837 note) is repealed.

(d) DEADLINE FOR REGULATIONS.—The Secretary of Defense shall prescribe the regulations required for purposes of sections 4837, 6161, and 9837 of title 10, United States Code, as amended by this section, not later than March 1, 2007.

(e) CLARIFYING AND EDITORIAL AMENDMENTS.—

(1) SECRETARY OF THE ARMY.—Subsection (a) of section 4837 of title 10, United States Code, as amended by subsection (a)(1), is further amended—

(A) by striking ''If the'' and all that follows through ''States, the Secretary'' and inserting ''The Secretary of the Army''; and

(B) by inserting before the period at the end '', but only if the Secretary considers such action to be in the best interest of the United States''.

(2) SECRETARY OF THE NAVY.—Subsection (a) of section 6161 of such title, as amended by subsection (b)(1), is further amended—

(A) by striking ''If the'' and all that follows through ''States, the Secretary'' and inserting ''The Secretary of the Navy''; and

(B) by inserting before the period at the end '', but only if the Secretary considers such action to be in the best interest of the United States''.

(3) SECRETARY OF THE AIR FORCE.—Subsection (a) of section 9837 of such title, as amended by subsection (c)(1), is further amended—

(A) by striking ''If the'' and all that follows through ''States, the Secretary'' and inserting ''The Secretary of the Air Force''; and

(B) by inserting before the period at the end '', but only if the Secretary considers such action to be in the best interest of the United States''.

SEC. 674. PHASED RECOVERY OF OVERPAYMENTS OF PAY MADE TO MEMBERS OF THE UNIFORMED SERVICES.

(a) PHASED RECOVERY REQUIRED; MAXIMUM MONTHLY INSTALLMENT.—Subsection (c) of section 1007 of title 37, United States Code, is amended by adding at the end the following new paragraph:

''(3) If the indebtedness of a member of the uniformed services to the United States is due to the overpayment of pay or allowances to the member through no fault of the member, the amount of the overpayment shall be recovered in monthly installments. The amount deducted from the pay of the member for a month to recover the overpayment amount may not exceed 20 percent of the member's pay for that month unless the member requests or consents to collection of the overpayment at an accelerated rate.''.

(b) RECOVERY DELAY FOR INJURED MEMBERS.—Such subsection is further amended by inserting after paragraph (3), as added by subsection (a), the following new paragraph:

''(4) If a member of the uniformed services is injured or wounded under the circumstances described in section 310(a)(2)(C) of this title or, while in the line of duty, incurs a wound, injury, or illness in a combat operation or combat zone designated by the Secretary of Defense, any overpayment of pay or allowances made to the member while the member recovers from the wound, injury, or illness may not be deducted from the member's pay until—

''(A) the end of the 90-day period beginning on the date on which the member is notified of the overpayment; or

''(B) such earlier date as may be requested or agreed to by the member.''.

(c) CONFORMING AMENDMENTS.—Such subsection is further amended—

(1) by inserting ''(1)'' before ''Under regulations'';

(2) by striking ''his pay'' both places it appears and inserting ''the member's pay'';

(3) by striking ''However, after'' and inserting the following:

''(2) After''; and

(4) by inserting ''by a member of the uniformed services'' after ''actually received''.

SEC. 675. JOINT FAMILY SUPPORT ASSISTANCE PROGRAM.

(a) PROGRAM REQUIRED.—The Secretary of Defense shall carry out a joint family support assistance program for the purpose of providing to families of members of the Armed Forces the following types of assistance:

(1) Financial and material assistance.

(2) Mobile support services.

(3) Sponsorship of volunteers and family support professionals for the delivery of support services.

(4) Coordination of family assistance programs and activities provided by Military OneSource, Military Family Life Consultants, counselors, the Department of Defense, other Federal agencies, State and local agencies, and non-profit entities.

(5) Facilitation of discussion on military family assistance programs, activities, and initiatives between and among the organizations, agencies, and entities referred to in paragraph (4).

(6) Such other assistance that the Secretary considers appropriate.

(b) LOCATIONS.—The Secretary of Defense shall carry out the program in not more than six areas of the United States selected by the Secretary. Up to three of the areas selected for the program shall be areas that are geographically isolated from military installations.

(c) RESOURCES AND VOLUNTEERS.—The Secretary of Defense shall provide personnel and other resources of the Department of Defense necessary for the implementation and operation of the program and may accept and utilize the services of non-Government volunteers and non-profit entities under the program.

(d) PROCEDURES.—The Secretary of Defense shall establish procedures for the operation of the program and for the provision of assistance to families of members of the Armed Forces under the program.

(e) RELATION TO FAMILY SUPPORT CENTERS.—The program is not intended to operate in lieu of existing family support centers, but is instead intended to augment the activities of the family support centers.

(f) IMPLEMENTATION PLAN.—

(1) PLAN REQUIRED.—Not later than 90 days after the date on which funds are first obligated for the program, the Secretary of Defense shall submit to the congressional defense committees a report setting forth a plan for the implementation of the program.

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

(A) A description of the actions taken to select the areas in which the program will be conducted.

(B) A description of the procedures established under subsection (d).

(C) A review of proposed actions to be taken under the program to improve coordination of family assistance program and activities between and among the Department of Defense, other Federal agencies, State and local agencies, and non-profit entities.

(g) REPORT.—

(1) REPORT REQUIRED.—Not later than 270 days after the date on which funds are first obligated for the program, the Secretary of Defense shall submit to the congressional defense committees a report on the program.

(2) ELEMENTS.—The report shall include the following:

(A) A description of the program, including the areas in which the program is conducted, the procedures established under subsection (d) for operation of the program, and the assistance provided through the program for families of members of the Armed Forces.

(B) An assessment of the effectiveness of the program in providing assistance to families of members of the Armed Forces.

(C) An assessment of the advisability of extending the program or making it permanent.

(h) DURATION.—The authority to carry out the program shall expire at the end of the three-year period beginning on the date on which funds are first obligated for the program.

SEC. 676. SPECIAL WORKING GROUP ON TRANSITION TO CIVILIAN EMPLOYMENT OF NATIONAL GUARD AND RESERVE MEMBERS RETURNING FROM DEPLOYMENT IN OPERATION IRAQI FREEDOM OR OPERATION ENDURING FREEDOM.

(a) WORKING GROUP REQUIRED.—The Secretary of Defense shall establish within the Department of Defense a working group to identify and assess the needs of members of the National Guard and Reserve returning from deployment in Operation Iraqi Freedom or Operation Enduring Freedom in making the transition to civilian employment on their return from such deployment.

(b) MEMBERS.—

(1) APPOINTMENT.—Subject to paragraph (2), the Secretary of Defense shall appoint the members of the working group. The Secretary of Defense shall attempt to achieve a balance of members on the working group from among employees of the following agencies:

(A) The Department of Defense.

(B) The Department of Veterans Affairs.

(C) The Department of Labor.

(2) CONCURRENCE.—The appointment of employees of the Department of Veterans Affairs and the Department of Labor under paragraph (1) shall be subject to the concurrence of the Secretary of Veterans Affairs and the Secretary of Labor, respectively.

(c) RESPONSIBILITIES.—The working group shall—

(1) identify and assess the needs of members of the National Guard and Reserve returning from deployment in Operation Iraqi Freedom or Operation Enduring Freedom in making the transition to civilian employment on their return from deployment, including the needs of—

(A) members who were self-employed before deployment and seek to return to such employment after deployment;

(B) members who were students before deployment and seek to return to school or commence employment after deployment;

(C) members who have experienced multiple recent deployments; and

(D) members who have been wounded or injured during deployment;

(2) identify and assess the extent to which such members receive promotions on their return from deployment in Operation Iraqi Freedom or Operation Enduring Freedom or experience constructive termination by their employers as a result of such deployment; and

(3) develop recommendations on means of improving assistance to such members in meeting the needs identified in paragraph (1) on their return from deployment in Operation Iraqi Freedom or Operation Enduring Freedom.

(d) CONSULTATION.—In carrying out its responsibilities under subsection (c), the working group shall consult with the following:

(1) Employees of the Small Business Administration.

(2) Representatives of employers that employ, and associations of employers whose members employ, members of the National Guard and Reserve deployed in Operation Iraqi Freedom or Operation Enduring Freedom.

(3) Representatives of employee assistance organizations.

(4) Representatives of organizations that assist wounded or injured members of the National Guard and Reserves in finding or sustaining employment.

(5) Representatives of such other public or private organizations and entities as the working group considers appropriate.

(e) REPORT.—

(1) IN GENERAL.—Not later than one year after the date of the enactment of this Act, the working group established under subsection (a) shall submit to the Secretary of Defense and Congress a report on its activities under subsection (c).

(2) ELEMENTS.—The report shall include the following:

(A) The results of the identifications and assessments required under subsection (c).

(B) The recommendations developed under subsection (c)(3), including recommendations on the following:

(i) The provision of outreach and training to employers, employment assistance organizations, and associations of employers on the employment and transition needs of members of the National Guard and Reserve returning from deployment in Operation Iraqi Freedom or Operation Enduring Freedom.

(ii) The provision of outreach and training to employers, employment assistance organizations, and associations of employers on the needs of family members of such members.

(iii) The improvement of collaboration between the pubic and private sectors in order to ensure the successful transition of such members into civilian employment upon their return from such deployment.

(3) AVAILABILITY TO PUBLIC.—The Secretary shall take appropriate actions to make the report available to the public, including through the Internet website of the Department of Defense.

(f) TERMINATION.—The working group shall terminate on the date that is two years after the date of the enactment of this Act.

(g) EMPLOYMENT ASSISTANCE ORGANIZATION DEFINED.—In this section, the term ''employment assistance organization'' means an organization or entity, whether public or private, that provides assistance to individuals in finding or retaining employment, including organizations and entities under military career support programs.

SEC. 677. AUDIT OF PAY ACCOUNTS OF MEMBERS OF THE ARMY EVACUATED FROM A COMBAT ZONE FOR INPATIENT CARE.

(a) AUDIT REQUIRED.—The Secretary of the Army shall conduct a complete audit of the pay accounts of each member of the Army wounded or injured in a combat zone who was evacuated from a theater of operations for inpatient care during the period beginning on May 1, 2005, and ending on April 30, 2006.

(b) REPORT ON RESULTS OF AUDIT.—

(1) REPORT REQUIRED.—Not later than 120 days after the date of the enactment of this Act, the Secretary shall submit to the congressional defense committees a report on the audit conducted under subsection (a).

(2) IDENTIFICATION OF MEMBERS.—The report shall include a list of each member of the Army described in subsection (a) identified, in a manner that protects the privacy of the members, by—

(A) the date of the wound or injury that is the basis for the inclusion of the member on the list; and

(B) the grade of the member and unit designation as of that date.

(3) ADDITIONAL REPORT ELEMENTS.—For each member included on the list prepared under paragraph (2), the report shall include the following:

(A) A statement of any underpayment of each of any pay, allowance, or other monetary benefit to which the member was entitled during the period beginning on the date on which the wound or injury was incurred and ending on April 30, 2006, including basic pay, hazardous duty pay, imminent danger pay, basic allowance for housing, basic allowance for subsistence, any family separation allowance, any tax exclusion for combat duty, and any other pay, allowance, or monetary benefit to which such member was entitled during such period.

(B) A statement of any disbursements made to correct underpayments made to the member, as identified under subparagraph (A).

(C) A statement of any debts to the United States collected or pending collection from the member.

(D) A statement of any reimbursements or debt relief granted to the member for a debt identified under subparagraph (C).

(E) If the members has applied to the United States for a relief of debt—

(i) a description of the nature of the debt for which relief was applied; and

(ii) a description of the disposition of the application, including—

(I) if relief was granted, the date of disbursement of relief; and

(II) if relief was denied, the reasons for the denial of relief.

(F) A report of any referral of the member to a collection or credit agency.

(4) FORM OF REPORT.—The report shall be submitted in unclassified form, but may include a classified annex.

SEC. 678. REPORT ON ELIGIBILITY AND PROVISION OF ASSIGNMENT INCENTIVE PAY.

Not later than 60 days after the date of the enactment of this Act, the Secretary of the Army shall submit to Congress a report—

(1) specifying the number of members of the Army National Guard and the Army Reserve adversely affected by the disparate treatment afforded to members who previously served under a call or order to active duty under section 12304 of title 10, United States Code, in determining eligibility for assignment incentive pay; and

(2) containing proposed remedies or courses of action to correct this disparity, including allowing time served during a call or order to active duty under such section 12304 to count toward the time needed to qualify for assignment incentive pay.

SEC. 679. SENSE OF CONGRESS CALLING FOR PAYMENT TO WORLD WAR II VETERANS WHO SURVIVED BATAAN DEATH MARCH.

(a) CALL FOR APPROPRIATE COMPENSATION.—It is the sense of Congress that—

(1) there should be paid to each living Bataan Death March survivor an appropriate amount of compensation in recognition of their captivity during World War II; and

(2) in the case of a Bataan Death March survivor who is deceased, but who has an unremarried surviving spouse, such compensation should be paid to that surviving spouse.

(b) BATAAN DEATH MARCH SURVIVOR.—In this section, the term ''Bataan Death March survivor'' means an individual who as a member of the Armed Forces during World War II was captured on the peninsula of Bataan or island of Corregidor in the territory of the Philippines by Japanese forces and participated in and survived the Bataan Death March.

TITLE VII—HEALTH CARE PROVISIONS

Subtitle A—TRICARE Program Improvements

Sec. 701. TRICARE coverage for forensic examination following sexual assault or domestic violence.
Sec. 702. Authorization of anesthesia and other costs for dental care for children and certain other patients.
Sec. 703. Improvements to descriptions of cancer screening for women.
Sec. 704. Prohibition on increases in certain health care costs for members of the uniformed services.
Sec. 705. Demonstration project on coverage of selected over-the-counter drugs under the pharmacy benefits program.
Sec. 706. Expanded eligibility of Selected Reserve members under TRICARE program.
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Subtitle B—Studies and Reports

Sec. 711. Department of Defense task force on the future of military health care.
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Sec. 715. Study on allowing dependents of activated members of reserve components to retain civilian health care coverage.
Sec. 716. Study of health effects of exposure to depleted uranium.
Sec. 717. Report and plan on services to military dependent children with autism.
Sec. 718. Comptroller General study on Department of Defense pharmacy benefits program.
Sec. 719. Review of Department of Defense medical quality improvement program.
Sec. 720. Report on distribution of hemostatic agents for use in the field.
Sec. 721. Longitudinal study on traumatic brain injury incurred by members of the Armed Forces in Operation Iraqi Freedom and Operation Enduring Freedom.

Subtitle C—Planning, Programming, and Management

Sec. 731. Standardization of claims processing under TRICARE program and Medicare program.
Sec. 732. Requirements for support of military treatment facilities by civilian contractors under TRICARE.
Sec. 733. Standards and tracking of access to health care services for wounded, injured, or ill servicemembers returning to the United States from a combat zone.
Sec. 734. Disease and chronic care management.
Sec. 735. Additional elements of assessment of Department of Defense task force on mental health relating to mental health of members who were deployed in Operation Iraqi Freedom and Operation Enduring Freedom.
Sec. 736. Additional authorized option periods for extension of current contracts under TRICARE.
Sec. 737. Military vaccination matters.
Sec. 738. Enhanced mental health screening and services for members of the Armed Forces.

Subtitle D—Other Matters

Sec. 741. Pilot projects on early diagnosis and treatment of post traumatic stress disorder and other mental health conditions.
Sec. 742. Requirement to certify and report on conversion of military medical and dental positions to civilian medical and dental positions.
Sec. 743. Three-year extension of joint incentives program on sharing of health care resources by the Department of Defense and Department of Veterans Affairs.
Sec. 744. Training curricula for family caregivers on care and assistance for members and former members of the Armed Forces with traumatic brain injury.
Sec. 745. Recognition of Representative Lane Evans upon his retirement from the House of Representatives.

Subtitle A—TRICARE Program Improvements

SEC. 701. TRICARE COVERAGE FOR FORENSIC EXAMINATION FOLLOWING SEXUAL ASSAULT OR DOMESTIC VIOLENCE.

Section 1079(a) of title 10, United States Code, is amended by adding at the end the following new paragraph:

''(17) Forensic examinations following a sexual assault or domestic violence may be provided.''.

SEC. 702. AUTHORIZATION OF ANESTHESIA AND OTHER COSTS FOR DENTAL CARE FOR CHILDREN AND CERTAIN OTHER PATIENTS.

Paragraph (1) of section 1079(a) of title 10, United States Code, is amended to read as follows:

''(1) With respect to dental care—

''(A) except as provided in subparagraph (B), only that care required as a necessary adjunct to medical or surgical treatment may be provided; and

''(B) in connection with dental treatment for patients with developmental, mental, or physical disabilities or for pediatric patients age 5 or under, only institutional and anesthesia services may be provided.''.

SEC. 703. IMPROVEMENTS TO DESCRIPTIONS OF CANCER SCREENING FOR WOMEN.

(a) TERMS RELATED TO PRIMARY AND PREVENTIVE HEALTH CARE SERVICES FOR WOMEN.—Section 1074d of title 10, United States Code, is amended—

(1) in subsection (a)(1), by adding at the end the following new sentence: ''The services described in paragraphs (1) and (2) of subsection (b) shall be provided under such procedures and at such intervals as the Secretary of Defense shall prescribe.''; and

(2) in subsection (b)—

(A) in paragraph (1), by striking ''Papanicolaou tests (pap smear)'' and inserting ''Cervical cancer screening''; and

(B) in paragraph (2), by striking ''Breast examinations and mammography'' and inserting ''Breast cancer screening''.

(b) TERMS RELATED TO CONTRACTS FOR MEDICAL CARE FOR SPOUSES AND CHILDREN.—Section 1079(a)(2) of such title is amended—

(1) in the matter preceding subparagraph (A), by striking ''the schedule of pap smears and mammograms'' and inserting ''the schedule and method of cervical cancer screenings and breast cancer screenings''; and

(2) in subparagraph (B), by striking ''pap smears and mammograms'' and inserting ''cervical and breast cancer screenings''.

SEC. 704. PROHIBITION ON INCREASES IN CERTAIN HEALTH CARE COSTS FOR MEMBERS OF THE UNIFORMED SERVICES.

(a) PROHIBITION ON INCREASE IN CHARGES UNDER CONTRACTS FOR MEDICAL CARE.—Section 1097(e) of title 10, United States Code, is amended by adding at the end the following: ''A premium, deductible, copayment, or other charge prescribed by the Secretary under this subsection may not be increased during the period beginning on April 1, 2006, and ending on September 30, 2007.''.

(b) PROHIBITION ON INCREASE IN CHARGES FOR INPATIENT CARE.—Section 1086(b)(3) of title 10, United States Code, is amended by inserting after ''charges for inpatient care'' the following: '', except that in no case may the charges for inpatient care for a patient exceed $535 per day during the period beginning on April 1, 2006, and ending on September 30, 2007.''.

(c) PROHIBITION ON INCREASE IN PREMIUMS UNDER TRICARE COVERAGE FOR CERTAIN MEMBERS IN THE SELECTED RESERVE.—Section 1076d(d)(3) of title 10, United States Code, is amended by adding at the end the following: ''During the period beginning on April 1, 2006, and ending on September 30, 2007, the monthly amount of the premium may not be increased above the amount in effect for the month of March 2006.''.

(d) PROHIBITION ON INCREASE IN PREMIUMS UNDER TRICARE COVERAGE FOR MEMBERS OF THE READY RESERVE.—Section 1076b(e)(3) of title 10, United States Code, is amended by adding at the end the following: ''During the period beginning on April 1, 2006, and ending on September 30, 2007, the monthly amount of a premium under paragraph (2) may not be increased above the amount in effect for the first month health care is provided under this section as amended by Public Law 109–163.''.

SEC. 705. DEMONSTRATION PROJECT ON COVERAGE OF SELECTED OVER-THE-COUNTER DRUGS UNDER THE PHARMACY BENEFITS PROGRAM.

(a) REQUIREMENT TO CONDUCT DEMONSTRATION.—The Secretary of Defense shall conduct a demonstration project under section 1092 of title 10, United States Code, to allow particular over-the-counter drugs to be included on the uniform formulary under section 1074g of such title.

(b) ELEMENTS OF DEMONSTRATION PROJECT.—

(1) INCLUSION OF CERTAIN OVER-THE-COUNTER DRUGS.—(A) As part of the demonstration project, the Secretary shall modify uniform formulary specifications under section 1074g(a) of such title to include an over-the-counter drug (referred to in this section as an ''OTC drug'') on the uniform formulary if the Pharmacy and Therapeutics Committee finds that the OTC drug is cost-effective and therapeutically equivalent to a prescription drug. If the Pharmacy and Therapeutics Committee makes such a finding, the OTC drug shall be considered to be in the same therapeutic class of pharmaceutical agents as the prescription drug.

(B) An OTC drug shall be made available to a beneficiary through the demonstration project, but only if—

(i) the beneficiary has a prescription for a drug requiring a prescription; and

(ii) pursuant to subparagraph (A), the OTC drug—

(I) is on the uniform formulary; and

(II) has been determined to be therapeutically equivalent to the prescription drug.

(2) CONDUCT THROUGH MILITARY FACILITIES, RETAIL PHARMACIES, OR MAIL ORDER PROGRAM.—The Secretary shall conduct the demonstration project through at least two of the means described in subparagraph (E) of section 1074g(a)(2)(E) of such title through which OTC drugs are provided and may conduct the demonstration project throughout the entire pharmacy benefits program or at a limited number of sites. If the project is conducted at a limited number of sites, the number of sites shall be not less than five in each TRICARE region for each of the two means described in such subparagraph.

(3) PERIOD OF DEMONSTRATION.—The Secretary shall provide for conducting the demonstration project for a period of time necessary to evaluate the feasibility and cost effectiveness of the demonstration. Such period shall be at least as long as the period covered by pharmacy contracts in existence on the date of the enactment of this Act (including any extensions of the contracts), or five years, whichever is shorter.

(4) IMPLEMENTATION DEADLINE.—Implementation of the demonstration project shall begin not later than May 1, 2007.

(c) EVALUATION OF DEMONSTRATION PROJECT.—The Secretary shall evaluate the demonstration project for the following:

(1) The costs and benefits of providing OTC drugs under the pharmacy benefits program in each of the means chosen by the Secretary to conduct the demonstration project.

(2) The clinical effectiveness of providing OTC drugs under the pharmacy benefits program.

(3) Customer satisfaction with the demonstration project.

(d) REPORT.—Not later than two years after implementation of the demonstration project begins, the Secretary shall submit to the Committees on Armed Services of the Senate and House of Representatives a report on the demonstration project. The report shall contain—

(1) the evaluation required by subsection (c);

(2) recommendations for improving the provision of OTC drugs under the pharmacy benefits program; and

(3) recommendations on whether permanent authority should be provided to cover OTC drugs under the pharmacy benefits program.

(e) CONTINUATION OF DEMONSTRATION PROJECT.—If the Secretary recommends in the report under subsection (d) that permanent authority should be provided, the Secretary may continue the demonstration project for up to one year after submitting the report.

(f) DEFINITIONS.—In this section:

(1) The term ''drug'' means a drug, including a biological product, within the meaning of section 1074g(f)(2) of title 10, United States Code.

(2) The term ''OTC drug'' has the meaning indicated for such term in subsection (b)(1)(A).

(3) The term ''over-the-counter drug'' means a drug that is not subject to section 503(b) of the Federal Food, Drug, and Cosmetic Act.

(4) The term ''prescription drug'' means a drug that is subject to section 503(b) of the Federal Food, Drug, and Cosmetic Act.

SEC. 706. EXPANDED ELIGIBILITY OF SELECTED RESERVE MEMBERS UNDER TRICARE PROGRAM.

(a) GENERAL ELIGIBILITY.—Subsection (a) of section 1076d of title 10, United States Code, is amended—

(1) by striking ''(a) ELIGIBILITY.—A member'' and inserting ''(a) ELIGIBILITY.—(1) Except as provided in paragraph (2), a member'';

(2) by striking ''after the member completes'' and all that follows through ''one or more whole years following such date''; and

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

''(2) Paragraph (1) does not apply to a member who is enrolled, or is eligible to enroll, in a health benefits plan under chapter 89 of title 5.''.

(b) CONDITION FOR TERMINATION OF ELIGIBILITY.—Subsection (b) of such section is amended—

(1) by striking ''(b) PERIOD OF COVERAGE.—(1) TRICARE Standard'' and all that follows through ''(4) Eligibility'' and inserting ''(b) TERMINATION OF ELIGIBILITY UPON TERMINATION OF SERVICE.—Eligibility''; and

(2) by striking paragraph (5).

(c) CONFORMING AMENDMENTS.—

(1) Such section is further amended—

(A) by striking subsection (e);

(B) by redesignating subsection (g) as subsection (e) and transferring such subsection within such section so as to appear following subsection (d); and

(C) by striking paragraph (3) of subsection (f).

(2) The heading for such section is amended to read as follows:

''§ 1076d. TRICARE program: TRICARE standard coverage for members of the Selected Reserve''.

(d) REPEAL OF OBSOLETE PROVISION.—Effective October 1, 2007, section 1076b of title 10, United States Code, is repealed.

(e) CLERICAL AMENDMENTS.—Effective October 1, 2007, the table of sections at the beginning of chapter 55 of title 10, United States Code, is amended—

(1) by striking the item relating to section 1076b; and

(2) by striking the item relating to section 1076d and inserting the following:

''1076d. TRICARE program: TRICARE Standard coverage for members of the Selected Reserve.''.

(f) SAVINGS PROVISION.—Enrollments in TRICARE Standard that are in effect on the day before the date of the enactment of this Act under section 1076d of title 10, United States Code, as in effect on such day, shall be continued until terminated after such day under such section 1076d as amended by this section.

(g) EFFECTIVE DATE.—The Secretary of Defense shall ensure that health care under TRICARE Standard is provided under section 1076d of title 10, United States Code, as amended by this section, beginning not later than October 1, 2007.

SEC. 707. RELATIONSHIP BETWEEN THE TRICARE PROGRAM AND EMPLOYER-SPONSORED GROUP HEALTH CARE PLANS.

(a) IN GENERAL.—Chapter 55 of title 10, United States Code, is amended by inserting after section 1097b the following new section:

''§ 1097c. TRICARE program: relationship with employer-sponsored group health plans

''(a) PROHIBITION ON FINANCIAL INCENTIVES NOT TO ENROLL IN A GROUP HEALTH PLAN.—(1) Except as provided in this subsection, the provisions of section 1862(b)(3)(C) of the Social Security Act shall apply with respect to financial or other incentives for a TRICARE-eligible employee not to enroll (or to terminate enrollment) under a health plan which would (in the case of such enrollment) be a primary plan under sections 1079(j)(1) and 1086(g) of this title in the same manner as such section 1862(b)(3)(C) applies to financial or other incentives for an individual entitled to benefits under title XVIII of the Social Security Act not to enroll (or to terminate enrollment) under a group health plan or a large group health plan which would (in the case of enrollment) be a primary plan (as defined in section 1862(b)(2)(A) of such Act).

''(2)(A) The Secretary of Defense may by regulation adopt such additional exceptions to the prohibition referenced and applied under paragraph (1) as the Secretary deems appropriate and such paragraph (1) shall be implemented taking into account the adoption of such exceptions.

''(B) The Secretary of Defense and the Secretary of Health and Human Services are authorized to enter into agreements for carrying out this subsection. Any such agreement shall provide that any expenses incurred by the Secretary of Health and Human Services pertaining to carrying out this subsection shall be reimbursed by the Secretary of Defense.

''(C) Authorities of the Inspector General of the Department of Defense shall be available for oversight and investigations of responsibilities of employers and other entities under this subsection.

''(D) Information obtained under section 1095(k) of this title may be used in carrying out this subsection in the same manner as information obtained under section 1862(b)(5) of the Social Security may be used in carrying out section 1862(b) of such Act.

''(E) Any amounts collected in carrying out paragraph (1) shall be handled in accordance with section 1079a of this title.

''(b) ELECTION OF TRICARE-ELIGIBLE EMPLOYEES TO PARTICIPATE IN GROUP HEALTH PLAN.—A TRICARE-eligible employee shall have the opportunity to elect to participate in the group health plan offered by the employer of the employee and receive primary coverage for health care services under the plan in the same manner and to the same extent as similarly situated employees of such employer who are not TRICARE-eligible employees.

''(c) INAPPLICABILITY TO CERTAIN EMPLOYERS.—The provisions of this section do not apply to any employer who has fewer than 20 employees.

''(d) RETENTION OF ELIGIBILITY FOR COVERAGE UNDER TRICARE.—Nothing in this section, including an election made by a TRICARE-eligible employee under subsection (b), shall be construed to affect, modify, or terminate the eligibility of a TRICARE-eligible employee or spouse of such employee for health care or dental services under this chapter in accordance with the other provisions of this chapter.

''(e) OUTREACH.—The Secretary of Defense shall, in coordination with the other administering Secretaries, conduct outreach to inform covered beneficiaries who are entitled to health care benefits under the TRICARE program of the rights and responsibilities of such beneficiaries and employers under this section.

''(f) DEFINITIONS.—In this section:

''(1) The term 'employer' includes a State or unit of local government.

''(2) The term 'group health plan' means a group health plan (as that term is defined in section 5000(b)(1) of the Internal Revenue Code of 1986 without regard to section 5000(d) of the Internal Revenue Code of 1986).

''(3) The term 'TRICARE-eligible employee' means a covered beneficiary under section 1086 of this title entitled to health care benefits under the TRICARE program.

''(g) EFFECTIVE DATE.—This section shall take effect on January 1, 2008.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 55 of such title is amended by inserting after the item relating to section 1097b the following new item:

''1097c. TRICARE program: relationship with employer-sponsored group health plans.''.

SEC. 708. TEMPORARY PROHIBITION ON INCREASE IN COPAYMENTS UNDER RETAIL PHARMACY SYSTEM OF PHARMACY BENEFITS PROGRAM.

(a) TEMPORARY PROHIBITION.—During the period beginning on October 1, 2006, and ending on September 30, 2007, the cost sharing requirements established under paragraph (6) of section 1074g of title 10, United States Code, for pharmaceutical agents available through retail pharmacies covered by paragraph (2)(E)(ii) of such section may not exceed amounts as follows:

(1) In the case of generic agents, $3.

(2) In the case of formulary agents, $9.

(3) In the case of nonformulary agents, $22.

(b) TRANSFER OF FUNDS.—The Secretary of Defense shall transfer $186,000,000 from the unobligated balances of the National Defense Stockpile Transaction Fund to the Department of Defense Medicare-Eligible Retiree Health Care Fund.

Subtitle B—Studies and Reports

SEC. 711. DEPARTMENT OF DEFENSE TASK FORCE ON THE FUTURE OF MILITARY HEALTH CARE.

(a) REQUIREMENT TO ESTABLISH.—The Secretary of Defense shall establish within the Department of Defense a task force to examine matters relating to the future of military health care.

(b) COMPOSITION.—

(1) MEMBERS.—The task force shall consist of not more than 14 members appointed by the Secretary of Defense from among individuals described in paragraph (2) who have demonstrated expertise in the area of health care programs and costs.

(2) RANGE OF MEMBERS.—The individuals appointed to the task force shall include—

(A) at least one member of each of the Medical Departments of the Army, Navy, and Air Force;

(B) a number of persons from outside the Department of Defense equal to the total number of personnel from within the Department of Defense (whether members of the Armed Forces or civilian personnel) who are appointed to the task force;

(C) persons who have experience in—

(i) health care actuarial forecasting;

(ii) health care program and budget development;

(iii) health care information technology;

(iv) health care performance measurement;

(v) health care quality improvement including evidence-based medicine; and

(vi) women's health;

(D) the senior medical advisor to the Chairman of the Joint Chiefs of Staff;

(E) the Director of Defense Procurement and Acquisition Policy in the Office of the Under Secretary of Defense for Acquisition, Technology, and Logistics;

(F) at least one member from the Defense Business Board;

(G) at least one representative from an organization that advocates on behalf of active duty and retired members of the Armed Forces who has experience in health care; and

(H) at least one member from the Institute of Medicine.

(3) INDIVIDUALS APPOINTED OUTSIDE THE DEPARTMENT OF DEFENSE.—

(A) Individuals appointed to the task force from outside the Department of Defense may include officers or employees of other departments or agencies of the Federal Government, officers or employees of State and local governments, or individuals from the private sector.

(B) Individuals appointed to the task force from outside the Department of Defense shall include—

(i) an officer or employee of the Department of Veterans Affairs; and

(ii) an officer or employee of the Department of Health and Human Services.

(4) DEADLINE FOR APPOINTMENT.—All appointments of individuals to the task force shall be made not later than 90 days after the date of the enactment of this Act.

(5) CO-CHAIRS OF TASK FORCE.—There shall be two co-chairs of the task force. One of the co-chairs shall be designated by the Secretary of Defense at the time of appointment from among the Department of Defense personnel appointed to the task force. The other co-chair shall be selected from among the members appointed from outside the Department of Defense by members so appointed.

(c) ASSESSMENT AND RECOMMENDATIONS ON THE FUTURE OF MILITARY HEALTH CARE.—

(1) IN GENERAL.—Not later than 12 months after the date on which all members of the task force have been appointed, the task force shall submit to the Secretary a report containing an assessment of, and recommendations for, sustaining the military health care services being provided to members of the Armed Forces, retirees, and their families.

(2) UTILIZATION OF OTHER EFFORTS.—In preparing the report, the task force shall take into consideration the findings and recommendations included in the Healthcare for Military Retirees Task Group of the Defense Business Board, previous Government Accountability Office reports, studies and reviews by the Assistant Secretary of Defense for Health Affairs, and any other studies or research conducted by organizations regarding program and organizational improvements to the military health care system.

(3) ELEMENTS.—The assessment and recommendations (including recommendations for legislative or administrative action) shall include measures to address the following:

(A) Wellness initiatives and disease management programs of the Department of Defense, including health risk tracking and the use of rewards for wellness.

(B) Education programs focused on prevention awareness and patient-initiated health care.

(C) The ability to account for the true and accurate cost of health care in the military health system.

(D) Alternative health care initiatives to manage patient behavior and costs, including options and costs and benefits of a universal enrollment system for all TRICARE users.

(E) The appropriate command and control structure within the Department of Defense and the Armed Forces to manage the military health system.

(F) The adequacy of the military health care procurement system, including methods to streamline existing procurement activities.

(G) The appropriate mix of military and civilian personnel to meet future readiness and high-quality health care service requirements.

(H) The beneficiary and Government cost sharing structure required to sustain military health benefits over the long term.

(I) Programs focused on managing the health care needs of Medicare-eligible military beneficiaries.

(J) Efficient and cost effective contracts for health care support and staffing services, including performance-based requirements for health care provider reimbursement.

(d) ADMINISTRATIVE MATTERS.—

(1) COMPENSATION.—Each member of the task force who is a member of the Armed Forces or a civilian officer or employee of the United States shall serve without compensation (other than compensation to which entitled as a member of the Armed Forces or an officer or employee of the United States, as the case may be). Other members of the task force shall be treated for purposes of section 3161 of title 5, United States Code, as having been appointed under subsection (b) of such section.

(2) OVERSIGHT.—The Under Secretary of Defense for Personnel and Readiness shall oversee the activities of the task force.

(3) ADMINISTRATIVE SUPPORT.—The Washington Headquarters Services of the Department of Defense shall provide the task force with personnel, facilities, and other administrative support as necessary for the performance of the duties of the task force.

(4) ACCESS TO FACILITIES.—The Under Secretary of Defense for Personnel and Readiness shall, in coordination with the Secretaries of the military departments, ensure appropriate access by the task force to military installations and facilities for purposes of the discharge of the duties of the task force.

(e) REPORTS.—

(1) INTERIM REPORT.—Not later than May 31, 2007, the task force shall submit to the Secretary of Defense and the Committees on Armed Services of the Senate and the House of Representatives an interim report on the activities of the task force. At a minimum, the report shall include interim findings and recommendations regarding subsection (c)(3)(H), particularly with regard to cost sharing under the pharmacy benefits program.

(2) FINAL REPORT.—(A) The task force shall submit to the Secretary of Defense a final report on its activities under this section. The report shall include—

(i) a description of the activities of the task force;

(ii) the assessment and recommendations required by subsection (c); and

(iii) such other matters relating to the activities of the task force that the task force considers appropriate.

(B) Not later than 90 days after receipt of the report under subparagraph (A), the Secretary shall transmit the report to the Committees on Armed Services of the Senate and the House of Representatives. The Secretary may include in the transmittal such comments on the report as the Secretary considers appropriate

(f) TERMINATION.—The task force shall terminate 90 days after the date on which the final report of the task force is transmitted to Congress under subsection (e)(2).

SEC. 712. STUDY RELATING TO CHIROPRACTIC HEALTH CARE SERVICES.

(a) STUDY REQUIRED.—

(1) GROUPS COVERED.—The Secretary of Defense shall conduct a study of providing chiropractic health care services and benefits to the following groups:

(A) All members of the uniformed services on active duty and entitled to care under section 1074(a) of title 10, United States Code.

(B) All members described in subparagraph (A) and their eligible dependents, and all members of the Selected Reserves and their eligible dependents.

(C) All members or former members of the uniformed services who are entitled to retired or retainer pay or equivalent pay and their eligible dependents.

(2) MATTERS EXAMINED.—

(A) For each group listed in subparagraphs (A), (B), and (C) of paragraph (1), the study shall examine the following with respect to chiropractic health care services and benefits:

(i) The cost of providing such services and benefits.

(ii) The feasibility of providing such services and benefits.

(iii) An assessment of the health care benefits of providing such services and benefits.

(iv) An estimate of the potential cost savings of providing such services and benefits in lieu of other medical services.

(v) The identification of existing and planned health care infrastructure, including personnel, equipment, and facilities, to accommodate the provision of chiropractic health care services.

(B) For the members of the group listed in subparagraph (A) of paragraph (1), the study shall also examine the effects of providing chiropractic health care services and benefits—

(i) on the readiness of such members; and

(ii) on the acceleration of the return to duty of such members following an identified injury or other malady that can be appropriately treated with chiropractic health care services.

(3) SPACE AVAILABLE COSTS.—The study shall also include a detailed analysis of the projected costs of providing chiropractic health care services on a space available basis in the military treatment facilities currently providing chiropractic care under section 702 of the Floyd D. Spence National Defense Authorization Act of Fiscal Year 2001 (as enacted by Public Law 106-398; 10 U.S.C. 1092 note).

(4) ELIGIBLE DEPENDENT DEFINED.—In this section, the term ''eligible dependent'' has the meaning given that term in section 1076a(k) of title 10, United States Code.

(b) REPORT REQUIRED.—Not later than March 31, 2008, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate

and the House of Representatives a report on the study required under subsection (a) .

SEC. 713. COMPTROLLER GENERAL AUDITS OF DEPARTMENT OF DEFENSE HEALTH CARE COSTS AND COST-SAVING MEASURES.

(a) GENERAL AUDIT REQUIRED.—

(1) IN GENERAL.—The Comptroller General of the United States, in cooperation with the Director of the Congressional Budget Office, shall conduct an audit of the Department of Defense initiative to manage future medical benefits available through the Department known as ''Sustain the Benefit''.

(2) ELEMENTS.—The audit required by paragraph (1) shall examine the following:

(A) The basis for the calculation by the Department of Defense of the portion of the costs of health care benefits provided by the Department to beneficiaries that were paid by such beneficiaries in each of 1995 and 2005, including—

(i) a comparison of the cost to the Department of providing such benefits in each of 1995 and 2005;

(ii) the explanation for any increases in the costs of the Department of providing such benefits between 1995 and 2005; and

(iii) a comparison of the amounts paid, by category of beneficiaries, for health care benefits in 1995 with the amounts paid, by category of beneficiaries, for such benefits in 2005.

(B) The calculations and assumptions utilized by the Department in estimating the savings anticipated through the implementation of proposed increases in cost-sharing for health care benefits beginning in 2007.

(C) The average annual rate of increase, based on inflation, of medical costs for the Department under the Defense Health Program.

(D) The annual rate of growth in the cost of the Defense Health Program that is attributable to inflation in the cost of medical services over the last five years and how such rate of growth compares with annual rates of increases in health care premiums under the Federal Employee Health Benefit Program and other health care programs as well as rates of growth of other health care cost indices over that time.

(E) The assumptions utilized by the Department in estimating savings associated with adjustments in copayments for pharmaceuticals.

(F) The costs of the administration of the Defense Health Program and the TRICARE program for all categories of beneficiaries.

(b) AUDIT OF TRICARE RESERVE SELECT PROGRAM.—

(1) IN GENERAL.—In addition to the audit required by subsection (a), the Comptroller General shall conduct an audit of the costs of the Department of Defense in implementing the TRICARE Reserve Select Program.

(2) ELEMENTS.—The audit required by paragraph (1) shall include an examination of the following:

(A) A comparison of the annual premium amounts established by the Department of Defense for the TRICARE Reserve Select Program with the actual costs of the Department in providing benefits under that program in fiscal years 2004 and 2005.

(B) The rate of inflation of health care costs of the Department during fiscal years 2004 and 2005, and a comparison of that rate of inflation with the annual increase in premiums under the TRICARE Reserve Select Program in January 2006.

(C) A comparison of the financial and health-care utilization assumptions utilized by the Department in establishing premiums under the TRICARE Reserve Select Program with actual experiences under that program in the first year of the implementation of that program.

(3) TRICARE RESERVE SELECT PROGRAM DEFINED.—In this section, the term ''TRICARE Reserve Select Program'' means the program carried out under section 1076d of title 10, United States Code.

(c) USE OF INDEPENDENT EXPERTS.—Notwithstanding any other provision of law, in conducting the audits required by this section, the Comptroller General may engage the services of appropriate independent experts, including actuaries.

(d) REPORT.—Not later than June 1, 2007, the Comptroller General shall submit to the congressional defense committees a report on the audits conducted under this section. The report shall include—

(1) the findings of the Comptroller General as a result of the audits; and

(2) such recommendations as the Comptroller General considers appropriate in light of such findings to ensure maximum efficiency in the administration of the health care benefits programs of the Department of Defense.

SEC. 714. TRANSFER OF CUSTODY OF THE AIR FORCE HEALTH STUDY ASSETS TO MEDICAL FOLLOW-UP AGENCY.

(a) TRANSFER.—

(1) NOTIFICATION OF PARTICIPANTS.—The Secretary of the Air Force shall notify the participants of the Air Force Health Study that the study as currently constituted is ending as of September 30, 2006. In consultation with the Medical Follow-up Agency (in this section referred to as the ''Agency'') of the Institute of Medicine of the National Academy of Sciences, the Secretary of the Air Force shall request the written consent of the participants to transfer their data and biological specimens to the Agency during fiscal year 2007 and written consent for the Agency to maintain the data and specimens and make them available for additional studies.

(2) COMPLETION OF TRANSFER.—Custodianship of the Air Force Health Study shall be completely transferred to the Agency on or before September 30, 2007. Assets to be transferred shall include electronic data files and biological specimens of all the study participants.

(3) COPIES TO ARCHIVES.—The Air Force shall send paper copies of all study documents to the National Archives.

(b) REPORT ON TRANSFER.—

(1) REQUIREMENT.—Not later than 30 days after completion of the transfer of the assets of the Air Force Health Study under subsection (a), the Secretary of the Air Force shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the transfer.

(2) MATTERS COVERED.—At a minimum, the report shall include information on the number of study participants whose data and biological specimens were not transferred, the efforts that were taken to contact such participants, and the reasons why the transfer of their data and specimens did not occur.

(c) DISPOSITION OF ASSETS NOT TRANSFERRED.—The Secretary of the Air Force may not destroy any data or biological specimens not transferred under subsection (a) until the expiration of the one-year period following submission of the report under subsection (b).

(d) FUNDING.—

(1) COSTS OF TRANSFER.—The Secretary of Defense shall make available to the Air Force $850,000 for preparation, transfer of the assets of the Air Force Health Study, and shipment of data and specimens to the Medical Follow-up Agency and the National Archives during fiscal year 2007 from amounts available from the Department of Defense for that fiscal year. The Secretary of Defense is authorized to transfer the freezers and other physical assets assigned to the Air Force Health Study to the Agency without charge.

(2) COSTS OF COLLABORATION.—The Secretary of Defense may reimburse the National Academy of Sciences up to $200,000 for costs of the Medical Follow-up Agency to collaborate with the Air Force in the transfer and receipt of the assets of the Air Force Health Study to the Agency during fiscal year 2007 from amounts available from the Department of Defense for that fiscal year.

SEC. 715. STUDY ON ALLOWING DEPENDENTS OF ACTIVATED MEMBERS OF RESERVE COMPONENTS TO RETAIN CIVILIAN HEALTH CARE COVERAGE.

(a) STUDY REQUIREMENT.—The Secretary of Defense shall conduct a study on the feasibility of allowing family members of members of the reserve components of the Armed Forces who are called or ordered to active duty in support of a contingency operation to continue health care coverage under a civilian health care program and provide reimbursement for such health care.

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

(1) An assessment of the number of military dependents with special health care needs (such as ongoing chemotherapy or physical therapy) who would benefit from continued coverage under the member's civilian health care plan instead of enrolling in the TRICARE program.

(2) An assessment of the feasibility of providing reimbursement to the member or the sponsor of the civilian health coverage.

(3) A recommendation on the appropriate rate of reimbursement for members or sponsors of civilian health coverage.

(4) The feasibility of including dependents who do not have access to health care providers that accept payment under the TRICARE program.

(c) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the study required under subsection (a).

SEC. 716. STUDY OF HEALTH EFFECTS OF EXPOSURE TO DEPLETED URANIUM.

(a) STUDY.—The Secretary of Defense, in consultation with the Secretary for Veterans Affairs and the Secretary of Health and Human Services, shall conduct a comprehensive study of the health effects of exposure to depleted uranium munitions on uranium-exposed soldiers and on children of uranium-exposed soldiers who were born after the exposure of the uranium-exposed soldiers to depleted uranium.

(b) URANIUM-EXPOSED SOLDIERS.—In this section, the term ''uranium-exposed soldiers'' means a member or former member of the Armed Forces who handled, came in contact with, or had the likelihood of contact with depleted uranium munitions while on active duty, including members and former members who—

(1) were exposed to smoke from fires resulting from the burning of vehicles containing depleted uranium munitions or fires at depots at which depleted uranium munitions were stored;

(2) worked within environments containing depleted uranium dust or residues from depleted uranium munitions;

(3) were within a structure or vehicle while it was struck by a depleted uranium munition;

(4) climbed on or entered equipment or structures struck by a depleted uranium munition; or

(5) were medical personnel who provided initial treatment to members of the Armed Forces described in paragraph (1), (2), (3), or (4).

(c) REPORT.—Not later than one year after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report on the results of the study described in subsection (a).

SEC. 717. REPORT AND PLAN ON SERVICES TO MILITARY DEPENDENT CHILDREN WITH AUTISM.

(a) PLAN REQUIRED.—The Secretary of Defense shall, within 180 days after the date of the enactment of this Act, develop a plan to provide services to military dependent children with autism pursuant to the authority for an extended health care services program in subsections (d) and (e) of section 1079 of title 10, United States Code. Such plan shall include—

(1) requirements for the education, training, and supervision of individuals providing services for military dependent children with autism;

(2) standards for identifying and measuring the availability, distribution, and training of individuals of various levels of expertise to provide such services; and

(3) procedures to ensure that such services are in addition to other publicly provided services to such children.

(b) PARTICIPATION OF AFFECTED FAMILIES.—In developing the plan required under subsection (a), the Secretary shall ensure the involvement and participation of affected military families or their representatives.

(c) REPORT REQUIRED.—Not later than 30 days after completion of the plan required under subsection (a), the Secretary shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the plan. The report may include any additional information the Secretary considers relevant.

SEC. 718. COMPTROLLER GENERAL STUDY ON DEPARTMENT OF DEFENSE PHARMACY BENEFITS PROGRAM.

(a) IN GENERAL.—The Comptroller General of the United States shall conduct a study of the Department of Defense pharmacy benefits program required by section 1074g of title 10, United States Code.

(b) ELEMENTS.—The study required by subsection (a) shall include an examination of the following:

(1) The cost of the Department of Defense pharmacy benefits program since the inception of the program.

(2) The relative costs of various options under the program.

(3) The copayment structure under the program.

(4) The effectiveness of the rebate system under the program as a way of passing on discounts received by the Federal Government in the purchase of pharmaceutical agents.

(5) The uniform formulary under the program, including the success of the formulary in achieving savings anticipated through use of the formulary.

(6) Various alternative means of purchasing pharmaceutical agents more efficiently for availability under the program.

(7) The composition and decision-making processes of the Pharmacy and Therapeutics Committee.

(8) The composition of the Beneficiary Advisory Panel and its history as an advisory panel under the program (including the frequency of the acceptance of its recommendations by the Secretary of Defense).

(9) Quality assurance mechanisms under the program.

(10) The role of the program in support of the disease and chronic care management programs of the Department of Defense.

(11) Mechanisms for customer service and customer feedback under the program.

(12) Beneficiary satisfaction with the program.

(c) REPORT.—Not later than nine months after the date of the enactment of this Act, the Comptroller General shall submit to the congressional defense committees a report on the study required by subsection (a). The report shall include such recommendations as the Comptroller General considers appropriate for legislative or administrative action to improve the Department of Defense pharmacy benefits program in light of the study.

SEC. 719. REVIEW OF DEPARTMENT OF DEFENSE MEDICAL QUALITY IMPROVEMENT PROGRAM.

(a) REPORT REQUIRED.—

(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on actions taken in response to the recommendations of the July 2001 report of the Department of Defense Healthcare Quality Initiatives Review Panel.

(2) MATTERS COVERED.—The report shall address the status of actions concerning each of the Panel's general and specific recommendations, including the amount of resources allocated by fiscal year to implement each recommendation. In any instance in which no action has been taken, justification for such inaction shall be provided in the report.

(b) REVIEW REQUIRED.—

(1) IN GENERAL.—The Secretary of Defense shall enter into a contract with the Institute of Medicine of the National Academy of Sciences, or another similarly qualified independent academic medical organization, for the purpose of conducting an independent review of the Department of Defense medical quality improvement program.

(2) ELEMENTS.—The review required pursuant to paragraph (1) shall include the following:

(A) An assessment of the methods used by the Department of Defense to monitor medical quality in services provided in military hospitals and clinics and in services provided in civilian hospitals and providers under the military health care system.

(B) An assessment of the transparency and public reporting mechanisms of the Department on medical quality.

(C) An assessment of how the Department incorporates medical quality into performance measures for military and civilian health care providers within the military health care system.

(D) An assessment of the patient safety programs of the Department.

(E) A description of the extent to which the Department seeks to address particular medical errors, and an assessment of the adequacy of such efforts.

(F) An assessment of accountability within the military health care system for preventable negative outcomes involving negligence.

(G) An assessment of the performance of the health care safety and quality measures of the Department.

(H) An assessment of the collaboration of the Department with national initiatives to develop evidence-based quality measures and intervention strategies, especially the initiatives of the Agency for Health Care Research and Quality within the Department of Health and Human Services.

(I) A comparison of the methods, mechanisms, and programs and activities referred to in subparagraphs (A) through (G) with similar methods, mechanisms, programs, and activities used in other public and private health care systems and organizations.

(3) REPORT.—

(A) IN GENERAL.—Not later than one year after the date of the enactment of this Act, the Secretary shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the review required pursuant to paragraph (1).

(B) ELEMENTS.—The report required by subparagraph (A) shall include the following:

(i) The results of the review required pursuant to paragraph (1).

(ii) A discussion of recent highlights in the accomplishments of the Department of Defense medical quality assurance program.

(iii) Such recommendations for legislative or administrative action as the Secretary considers appropriate for the improvement of the program.

SEC. 720. REPORT ON DISTRIBUTION OF HEMOSTATIC AGENTS FOR USE IN THE FIELD.

Not later than 60 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the distribution of hemostatic agents to members of the Armed Forces serving in Iraq and Afghanistan, including a description of any distribution problems and attempts to resolve such problems.

SEC. 721. LONGITUDINAL STUDY ON TRAUMATIC BRAIN INJURY INCURRED BY MEMBERS OF THE ARMED FORCES IN OPERATION IRAQI FREEDOM AND OPERATION ENDURING FREEDOM.

(a) STUDY REQUIRED.—The Secretary of Defense shall conduct a longitudinal study on the effects of traumatic brain injury incurred by members of the Armed Forces serving in Operation Iraqi Freedom or Operation Enduring Freedom on the members who incur such an injury and their families.

(b) DURATION.—The study required by subsection (a) shall be conducted for a period of 15 years.

(c) ELEMENTS.—The study required by subsection (a) shall specifically address the following:

(1) The long-term physical and mental health effects of traumatic brain injuries incurred by members of the Armed Forces during service in Operation Iraqi Freedom or Operation Enduring Freedom.

(2) The health care, mental health care, and rehabilitation needs of such members for such injuries after the completion of inpatient treatment through the Department of Defense, the Department of Veterans Affairs, or both.

(3) The type and availability of long-term care rehabilitation programs and services within and outside the Department of Defense and the Department of Veterans Affairs for such members for such injuries, including community-based programs and services and in-home programs and services.

(4) The effect on family members of a member incurring such an injury.

(d) CONSULTATION.—The Secretary of Defense shall conduct the study required by subsection (a) and prepare the reports required by subsection (e) in consultation with the Secretary of Veterans Affairs.

(e) PERIODIC AND FINAL REPORTS.—After the third, seventh, eleventh, and fifteenth years of the study required by subsection (a), the Secretary of Defense shall submit to Congress a comprehensive report on the results of the study during the preceding years. Each report shall include the following:

(1) Current information on the cumulative outcomes of the study.

(2) Such recommendations as the Secretary of Defense and the Secretary of Veterans Affairs jointly consider appropriate based on the outcomes of the study, including recommendations for legislative, programmatic, or administrative action to improve long-term care and rehabilitation programs and services for members of the Armed Forces with traumatic brain injuries.

Subtitle C—Planning, Programming, and Management

SEC. 731. STANDARDIZATION OF CLAIMS PROCESSING UNDER TRICARE PROGRAM AND MEDICARE PROGRAM.

(a) IN GENERAL.—Effective beginning with the next contract option period for managed care support contracts under the TRICARE program, the claims processing requirements under the TRICARE program on the matters described in subsection (b) shall be identical to the claims processing requirements under the Medicare program on such matters.

(b) COVERED MATTERS.—The matters described in this subsection are as follows:

(1) The utilization of single or multiple provider identification numbers for purposes of the payment of health care claims by Department of Defense contractors.

(2) The documentation required to substantiate medical necessity for items and services that are covered under both the TRICARE program and the Medicare program.

(c) REPORT ON COLLECTION OF AMOUNTS OWED.—Not later than March 1, 2007, the Secretary of Defense shall submit to the congressional defense committees a report setting forth a detailed description of the following:

(1) All TRICARE policies and directives concerning collection of amounts owed to the

United States pursuant to section 1095 of title 10, United States Code, from third party payers, including—

(A) collection by military treatment facilities from third-party payers; and

(B) collection by contractors providing managed care support under the TRICARE program from other insurers in cases of private insurance liability for health care costs of a TRICARE beneficiary.

(2) An estimate of the outstanding amounts owed from third party payers in each of fiscal years 2002, 2003, and 2004.

(3) The amounts collected from third party payers in each of fiscal years 2002, 2003, and 2004.

(4) A plan of action to streamline the business practices that underlie the policies and directives described in paragraph (1).

(5) A plan of action to accelerate and increase the collections or recoupments of amounts owed from third party payers.

(d) ANNUAL REPORTS ON CLAIMS PROCESSING STANDARDIZATION.—

(1) IN GENERAL.—Not later than October 1, 2007, and annually thereafter, the Secretary of Defense shall submit to the congressional defense committees a report setting forth a complete list of the claims processing requirements under the TRICARE program that differ from claims processing requirements under the Medicare program.

(2) ELEMENTS.—Each report under paragraph (1) shall include, for each claims processing requirement listed in such report, a business case that justifies maintaining such requirement under the TRICARE program as a different claims processing requirement than that required under the Medicare program.

(e) DEFINITIONS.—In this section:

(1) The term ''Medicare program'' means the program under title XVIII of the Social Security Act (42 U.S.C. 1395 et seq.).

(2) The term ''TRICARE program'' has the meaning given that term in section 1072(7) of title 10, United States Code.

SEC. 732. REQUIREMENTS FOR SUPPORT OF MILITARY TREATMENT FACILITIES BY CIVILIAN CONTRACTORS UNDER TRICARE.

(a) ANNUAL INTEGRATED REGIONAL REQUIREMENTS ON SUPPORT.—The Regional Director of each region under the TRICARE program shall develop each year integrated, comprehensive requirements for the support of military treatment facilities in such region that is provided by contract civilian health care and administrative personnel under the TRICARE program.

(b) PURPOSES.—The purposes of the requirements established under subsection (a) shall be as follows:

(1) To ensure consistent standards of quality in the support of military treatment facilities by contract civilian health care personnel under the TRICARE program.

(2) To identify targeted, actionable opportunities throughout each region of the TRICARE program for the most efficient and cost effective delivery of health care and support of military treatment facilities.

(3) To ensure the most effective use of various available contracting methods in securing support of military treatment facilities by civilian health care personnel under the TRICARE program, including resource-sharing and clinical support agreements, direct contracting, and venture capital investments.

(c) FACILITATION AND ENHANCEMENT OF CONTRACTOR SUPPORT.—

(1) IN GENERAL.—The Secretary of Defense shall take appropriate actions to facilitate and enhance the support of military treatment facilities under the TRICARE program in order to assure maximum quality and productivity.

(2) ACTIONS.—In taking actions under paragraph (1), the Secretary shall—

(A) require consistent standards of quality for contract civilian health care personnel providing support of military treatment facilities under the TRICARE program, including—

(i) consistent credentialing requirements among military treatment facilities;

(ii) consistent performance standards for private sector companies providing health care staffing services to military treatment facilities and clinics, including, at a minimum, those standards established for accreditation of health care staffing firms by the Joint Commission on the Accreditation of Health Care Organizations Health Care Staffing Standards; and

(iii) additional standards covering—

(I) financial stability;

(II) medical management;

(III) continuity of operations;

(IV) training;

(V) employee retention;

(VI) access to contractor data; and

(VII) fraud prevention;

(B) ensure the availability of adequate and sustainable funding support for projects which produce a return on investment to the military treatment facilities;

(C) ensure that a portion of any return on investment is returned to the military treatment facility to which such savings are attributable;

(D) remove financial disincentives for military treatment facilities and civilian contractors to initiate and sustain agreements for the support of military treatment facilities by such contractors under the TRICARE program;

(E) provide for a consistent methodology across all regions of the TRICARE program for developing cost benefit analyses of agreements for the support of military treatment facilities by civilian contractors under the TRICARE program based on actual cost and utilization data within each region of the TRICARE program; and

(F) provide for a system for monitoring the performance of significant projects for support of military treatment facilities by a civilian contractor under the TRICARE program.

(d) REPORTS TO CONGRESS.—

(1) ANNUAL REPORTS REQUIRED.—Not later than February 1, 2008, and each year thereafter, the Secretary, in coordination with the military departments, shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the support of military treatment facilities by civilian contractors under the TRICARE program during the preceding fiscal year.

(2) ELEMENTS.—Each report shall set forth, for the fiscal year covered by such report, the following:

(A) The level of support of military health treatment facilities that is provided by contract civilian health care personnel under the TRICARE program in each region of the TRICARE program.

(B) An assessment of the compliance of such support with regional requirements under subsection (a).

(C) The number and type of agreements for the support of military treatment facilities by contract civilian health care personnel.

(D) The standards of quality in effect under the requirements under subsection (a).

(E) The savings anticipated, and any savings achieved, as a result of the implementation of the requirements under subsection (a).

(F) An assesment of the compliance of contracts for health care staffing services for Department of Defense facilities with the requirements of subsection (c)(2)(A).

(e) EFFECTIVE DATE.—This section shall take effect on October 1, 2006.

SEC. 733. STANDARDS AND TRACKING OF ACCESS TO HEALTH CARE SERVICES FOR WOUNDED, INJURED, OR ILL SERVICEMEMBERS RETURNING TO THE UNITED STATES FROM A COMBAT ZONE.

(a) REPORT ON UNIFORM STANDARDS FOR ACCESS.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on uniform standards for the access of wounded, injured, or ill members of the Armed Forces to health care services in the United States following return from a combat zone.

(b) MATTERS COVERED.—The report required by subsection (a) shall describe in detail policies with respect to the following:

(1) The access of wounded, injured, or ill members of the Armed Forces to emergency care.

(2) The access of such members to surgical services.

(3) Waiting times for referrals and consultations of such members by medical personnel, dental personnel, mental health specialists, and rehabilitative service specialists, including personnel and specialists with expertise in prosthetics and in the treatment of head, vision, and spinal cord injuries.

(4) Waiting times of such members for acute care and for routine follow-up care.

(c) REFERRAL TO PROVIDERS OUTSIDE MILITARY HEALTH CARE SYSTEM.—The Secretary shall require that health care services and rehabilitation needs of members described in subsection (a) be met through whatever means or mechanisms possible, including through the referral of members described in that subsection to health care providers outside the military health care system.

(d) UNIFORM SYSTEM FOR TRACKING OF PERFORMANCE.—The Secretary shall establish a uniform system for tracking the performance of the military health care system in meeting the requirements for access of wounded, injured, or ill members of the Armed Forces to health care services described in subsection (a).

(e) REPORTS.—

(1) TRACKING SYSTEM.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the system established under subsection (d).

(2) ACCESS.—Not later than October 1, 2006, and each quarter thereafter during fiscal year 2007, the Secretary shall submit to such committees a report on the performance of the health care system in meeting the access standards described in the report required by subsection (a).

SEC. 734. DISEASE AND CHRONIC CARE MANAGEMENT.

(a) PROGRAM DESIGN AND DEVELOPMENT REQUIRED.—Not later than October 1, 2007, the Secretary of Defense shall design and develop a fully integrated program on disease and chronic care management for the military health care system that provides, to the extent practicable, uniform policies and practices on disease management and chronic care management throughout that system, including both military hospitals and clinics and civilian healthcare providers within the TRICARE network.

(b) PURPOSES OF PROGRAM.—The purposes of the program required by subsection (a) are as follows:

(1) To facilitate the improvement of the health status of individuals under care in the military health care system.

(2) To ensure the availability of effective health care services in that system for individuals with diseases and other chronic conditions.

(3) To ensure the proper allocation of health care resources for individuals who need care for disease or other chronic conditions.

(c) ELEMENTS OF PROGRAM DESIGN.—The program design required by subsection (a) shall meet the following requirements:

(1) Based on uniform policies prescribed by the Secretary, the program shall, at a minimum, address the following chronic diseases and conditions:

(A) Diabetes.

(B) Cancer.

(C) Heart disease.

(D) Asthma.

(E) Chronic obstructive pulmonary disorder.

(F) Depression and anxiety disorders.

(2) The program shall meet nationally recognized accreditation standards for disease and chronic care management.

(3) The program shall include specific outcome measures and objectives on disease and chronic care management.

(4) The program shall include strategies for disease and chronic care management for all beneficiaries, including beneficiaries eligible for benefits under the Medicare program under title XVIII of the Social Security Act (42 U.S.C. 1395 et seq.), for whom the TRICARE program is not the primary payer for health care benefits.

(5) Activities under the program shall conform to applicable laws and regulations relating to the confidentiality of health care information.

(d) IMPLEMENTATION PLAN REQUIRED.—Not later than February 1, 2008, the Secretary of Defense, in coordination with the Secretaries of the military departments, shall develop an implementation plan for the disease and chronic care management program. In order to facilitate the carrying out of the program, the plan developed by the Secretary shall—

(1) require a comprehensive analysis of the disease and chronic care management opportunities within each region of the TRICARE program, including within military treatment facilities and through contractors under the TRICARE program;

(2) ensure continuous, adequate funding of disease and chronic care management activities throughout the military health care system in order to achieve maximum health outcomes and cost avoidance;

(3) eliminate, to the extent practicable, any financial disincentives to sustained investment by military hospitals and health care services contractors of the Department of Defense in the disease and chronic care management activities of the Department;

(4) ensure that appropriate clinical and claims data, including pharmacy utilization data, is available for use in implementing the program;

(5) ensure outreach to eligible beneficiaries who, on the basis of their clinical conditions, are candidates for the program utilizing print and electronic media, telephone, and personal interaction; and

(6) provide a system for monitoring improvements in health status and clinical outcomes under the program and savings associated with the program.

(e) REPORT.—

(1) IN GENERAL.—Not later than March 1, 2008, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the design, development, and implementation of the program on disease and chronic care management required by this section.

(2) REPORT ELEMENTS.—The report required by paragraph (1) shall include the following:

(A) A description of the design and development of the program required by subsection (a).

(B) A description of the implementation plan required by subsection (d).

(C) A description and assessment of improvements in health status and clinical outcomes that are anticipated as a result of implementation of the program.

(D) A description of the savings and return on investment associated with the program.

(E) A description of an investment strategy to assure the sustainment of the disease and chronic care management programs of the Department of Defense.

SEC. 735. ADDITIONAL ELEMENTS OF ASSESSMENT OF DEPARTMENT OF DEFENSE TASK FORCE ON MENTAL HEALTH RELATING TO MENTAL HEALTH OF MEMBERS WHO WERE DEPLOYED IN OPERATION IRAQI FREEDOM AND OPERATION ENDURING FREEDOM.

Section 723(c) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3348) is amended by adding at the end the following new paragraph:

''(4) MENTAL HEALTH NEEDS OF MEMBERS WHO WERE DEPLOYED IN OIF OR OEF.—As part of the assessment required by paragraph (1) of the efficacy of mental health services provided to members of the Armed Forces by the Department of Defense, the task force shall consider the specific needs with respect to mental health of members who were deployed in Operation Iraqi Freedom or Operation Enduring Freedom upon their return from such deployment, including the following:

''(A) An identification of mental health conditions and disorders (including Post Traumatic Stress Disorder, suicide attempts, and suicide) occurring among members who have undergone multiple deployments in Operation Iraqi Freedom or Operation Enduring Freedom.

''(B) An evaluation of the availability to members of assessments under the Mental Health Self-Assessment Program of the Department of Defense to ensure the long-term availability of the diagnostic mechanisms of the assessment to detect mental health conditions that may emerge in such members over time.

''(C) The availability of programs and services under the Mental Health Self-Assessment Program to address the mental health of dependent children of members who were deployed in Operation Iraqi Freedom or Operation Enduring Freedom.

''(D) Recommendations on mechanisms for improving the mental health services available to members who were deployed in Operation Iraqi Freedom or Operation Enduring Freedom, including members who have undergone multiple deployments.''.

SEC. 736. ADDITIONAL AUTHORIZED OPTION PERIODS FOR EXTENSION OF CURRENT CONTRACTS UNDER TRICARE.

(a) ADDITIONAL NUMBER OF AUTHORIZED PERIODS.—

(1) IN GENERAL.—The Secretary of Defense, after consulting with the other administering Secretaries, may extend any contract for the delivery of health care entered into under section 1097 of title 10, United States Code, that is in force on the date of the enactment of this Act by one year, and upon expiration of such extension by one additional year, if the Secretary determines that such extension—

(A) is in the best interests of the Department of Defense and covered beneficiaries;

(B) is cost effective; and

(C) will—

(i) facilitate the effective administration of the TRICARE program; or

(ii) ensure continuity in the delivery of health care under the TRICARE program.

(2) LIMITATION ON NUMBER OF EXTENSIONS.—The total number of one-year extensions of a contract that may be granted under paragraph (1) may not exceed two extensions.

(3) NOTICE AND WAIT.—The Secretary may not commence the exercise of the authority in paragraph (1) with respect to a contract covered by that paragraph until 30 days after the date on which the Secretary submits to the Committees on Armed Services of the Senate and House of Representatives a report setting forth the following:

(A) The minimum level of performance, including beneficiary satisfaction and cost, by the incumbent contractor under the contract that will be required by the Secretary in order to be eligible for an extension authorized by such paragraph.

(B) The justification for such extension based on each of the criteria in paragraph (1).

(C) The justification for such extension based on a cost-benefit analysis.

(4) DEFINITIONS.—In this subsection, the terms ''administering Secretaries'', ''covered beneficiary'', and ''TRICARE program'' have the meaning given such terms in section 1072 of title 10, United States Code.

(b) REPORT ON CONTRACTING MECHANISMS FOR HEALTH CARE SERVICE SUPPORT CONTRACTS.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit to the Committees on Armed Services of the Senate and House of Representatives a report on contracting mechanisms under consideration for future contracts for health care service support under section 1097 of title 10, United States Code. The report shall include an assessment of the advantages and disadvantages for the Department of Defense (including the potential for stimulating competition and the effect on health care beneficiaries of the Department) of providing in such contracts for a single term of 5 years, with a single optional period of extension of an additional 5 years if performance under such contract is rated as ''excellent''.

SEC. 737. MILITARY VACCINATION MATTERS.

(a) ADDITIONAL ELEMENT FOR COMPTROLLER GENERAL STUDY AND REPORT ON VACCINE HEALTHCARE CENTERS.—Section 736(b) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3356) is amended by adding at the end the following new paragraph:

''(10) The feasibility and advisability of transferring direct responsibility for the Centers from the Army Medical Command to the Under Secretary of Defense for Personnel and Readiness and the Deputy Assistant Secretary of Defense for Force Health Protection and Readiness.''.

(b) LIMITATION ON RESTRUCTURING OF VACCINE HEALTHCARE CENTERS.—The Secretary of Defense may not downsize or otherwise restructure the Vaccine Healthcare Centers of the Department of Defense during fiscal year 2007. The Secretary shall ensure that the Secretary of each military department shall, from amounts allocated during fiscal year 2007 from the Defense Health Program, fund and maintain the Vaccine Healthcare Center of the military department concerned.

SEC. 738. ENHANCED MENTAL HEALTH SCREENING AND SERVICES FOR MEMBERS OF THE ARMED FORCES.

(a) ADDITIONAL REQUIRED ELEMENTS FOR PREDEPLOYMENT AND POSTDEPLOYMENT MEDICAL EXAMINATIONS.—Subsection (b) of section 1074f of title 10, United States Code, is amended—

(1) by inserting ''(1)'' before ''The system''; and

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

''(2) The predeployment and postdeployment medical examination of a member of the armed forces required under paragraph (1) shall include the following:

''(A) An assessment of the current treatment of the member and any use of psychotropic medications by the member for a mental health condition or disorder.

''(B) An assessment of traumatic brain injury.''.

(b) CRITERIA FOR REFERRAL FOR FURTHER EVALUATIONS.—Such section is further amended by adding at the end the following:

''(e) CRITERIA FOR REFERRAL FOR FURTHER EVALUATIONS.—The system described in subsection (a) shall include—

''(1) development of clinical practice guidelines to be utilized by healthcare providers in determining whether to refer a member of the armed forces for further evaluation relating to mental health (including traumatic brain injury);

''(2) mechanisms to ensure that healthcare providers are trained in the application of such clinical practice guidelines; and

''(3) mechanisms for oversight to ensure that healthcare providers apply such guidelines consistently.''.

(c) MINIMUM MENTAL HEALTH STANDARDS FOR DEPLOYMENT.—Such section is further amended by adding at the end the following:

''(f) MINIMUM MENTAL HEALTH STANDARDS FOR DEPLOYMENT.—(1) The Secretary of Defense shall prescribe in regulations minimum standards for mental health for the eligibility of a

member of the armed forces for deployment to a combat operation or contingency operation.

''(2) The standards required by paragraph (1) shall include the following:

''(A) A specification of the mental health conditions, treatment for such conditions, and receipt of psychotropic medications for such conditions that preclude deployment of a member of the armed forces to a combat operation or contingency operation, or to a specified type of such operation.

''(B) Guidelines for the deployability and treatment of members of the armed forces diagnosed with a severe mental illness or post traumatic stress disorder.

''(3) The Secretary shall take appropriate actions to ensure the utilization of the standards prescribed under paragraph (1) in the making of determinations regarding the deployability of members of the armed forces to a combat operation or continency operation.''.

(d) QUALITY ASSURANCE.—Subsection (d) of such section is amended—

(1) by inserting ''(1)'' before ''The Secretary of Defense''; and

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

''(2) The quality assurance program established under paragraph (1) shall also include the following elements:

''(A) The types of healthcare providers conducting postdeployment health assessments.

''(B) The training received by such providers applicable to the conduct of such assessments, including training on assessments and referrals relating to mental health.

''(C) The guidance available to such providers on how to apply the clinical practice guidelines developed under subsection (e)(1) in determining whether to make a referral for further evaluation of a member of the armed forces relating to mental health.

''(D) The effectiveness of the tracking mechanisms required under this section in ensuring that members who receive referrals for further evaluations relating to mental health receive such evaluations and obtain such care and services as are warranted.

''(E) Programs established for monitoring the mental health of each member who, after deployment to a combat operation or contingency operations, is known—

''(i) to have a mental health condition or disorder; or

''(ii) to be receiving treatment, including psychotropic medications, for a mental health condition or disorder.''.

(e) COMPTROLLER GENERAL REPORTS ON IMPLEMENTATION OF REQUIREMENTS.—

(1) STUDY ON IMPLEMENTATION.—The Comptroller General of the United States shall carry out a study of the implementation of the requirements of the amendments made by this section.

(2) REPORTS.—Not later than March 1, 2008, the Comptroller General shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the study carried out under paragraph (1).

(f) IMPLEMENTATION.—The Secretary of Defense shall implement the requirements of the amendments made by this section not later than six months after the date of the enactment of this Act.

(g) REPORT REQUIRED.—The Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the actions taken to implement the requirements of the amendments made by this section not later than June 1, 2007.

Subtitle D—Other Matters

SEC. 741. PILOT PROJECTS ON EARLY DIAGNOSIS AND TREATMENT OF POST TRAUMATIC STRESS DISORDER AND OTHER MENTAL HEALTH CONDITIONS.

(a) PILOT PROJECTS REQUIRED.—The Secretary of Defense shall carry out not less than three pilot projects to evaluate the efficacy of various approaches to improving the capability of the military and civilian health care systems to provide early diagnosis and treatment of post traumatic stress disorder and other mental health conditions.

(b) DURATION.—Any pilot project carried out under this section shall begin not later than October 1, 2007, and cease on September 30, 2008.

(c) PILOT PROJECT REQUIREMENTS.—

(1) DIAGNOSTIC AND TREATMENT APPROACHES.—One of the pilot projects under this section shall be designed to evaluate effective diagnostic and treatment approaches for use by primary care providers in the military health care system in order to improve the capability of such providers to diagnose and treat post traumatic stress disorder.

(2) NATIONAL GUARD OR RESERVE MEMBERS.—

(A) One of the pilot projects under this section shall be focused on members of the National Guard or Reserves who are located more than 40 miles from a military medical facility and who are served primarily by civilian community health resources.

(B) The pilot project described in subparagraph (A) shall be designed to develop educational materials and other tools for use by members of the National Guard or Reserves who come into contact with other members of the National Guard or Reserves who may suffer from post traumatic stress disorder in order to encourage and facilitate early reporting and referral for treatment.

(3) OUTREACH.—One of the pilot projects under this section shall be designed to provide outreach to the family members of the members of the Armed Forces on post traumatic stress disorder and other mental health conditions.

(d) EVALUATION OF PILOT PROJECTS.—The Secretary shall evaluate each pilot project carried out under this section in order to assess the effectiveness of the approaches taken under such pilot project—

(1) to improve the capability of the military and civilian health care systems to provide early diagnosis and treatment of post traumatic stress disorder and other mental health conditions among members of the regular components of the Armed Forces, and among members of the National Guard and Reserves, who have returned from deployment; and

(2) to provide outreach to the family members of the members of the Armed Forces described in paragraph (1) on post traumatic stress disorder and other mental health conditions among such members of the Armed Forces.

(e) REPORT TO CONGRESS.—

(1) REPORT REQUIRED.—Not later than December 31, 2008, the Secretary shall submit to the congressional defense committees a report on the pilot projects carried out under this section.

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

(A) A description of each pilot project carried out under this section.

(B) An assessment of the effectiveness of the approaches taken under each pilot project to improve the capability of the military and civilian health care systems to provide early diagnosis and treatment of post traumatic stress disorder and other mental health conditions among members of the Armed Forces.

(C) Any recommendations for legislative or administrative action that the Secretary considers appropriate in light of the pilot projects, including recommendations on—

(i) the training of health care providers in the military and civilian health care systems on early diagnosis and treatment of post traumatic stress disorder and other mental health conditions; and

(ii) the provision of outreach on post traumatic stress disorder and other mental health conditions to members of the National Guard and Reserves who have returned from deployment.

(D) A plan, in light of the pilot projects, for the improvement of the health care services provided to members of the Armed Forces in order to better assure the early diagnosis and treatment of post traumatic stress disorder and other mental health conditions among members of the Armed Forces, including a specific plan for outreach on post traumatic stress disorder and other mental health conditions to members of the National Guard and Reserves who have returned from deployment in order to facilitate and enhance the early diagnosis and treatment of post traumatic stress disorder and other mental health conditions among such members of the National Guard and Reserves.

SEC. 742. REQUIREMENT TO CERTIFY AND REPORT ON CONVERSION OF MILITARY MEDICAL AND DENTAL POSITIONS TO CIVILIAN MEDICAL AND DENTAL POSITIONS.

(a) PROHIBITION ON CONVERSIONS.—

(1) SUBMISSION OF CERTIFICATION.—The Secretary of a military department may not convert any military medical or dental position to a civilian medical or dental position in a fiscal year until the Secretary submits to the congressional defense committees with respect to that fiscal year a certification that the conversions within that department will not increase cost or decrease quality of care or access to care.

(2) REPORT ON CERTIFICATION.—Each certification under paragraph (1) shall include a written report setting forth the following:

(A) The methodology used by the Secretary in making the determinations necessary for the certification.

(B) The number of military medical or dental positions, by grade or band and specialty, planned for conversion to civilian medical or dental positions.

(C) The results of a market survey in each affected area of the availability of civilian medical and dental care providers in such area in order to determine whether the civilian medical and dental care providers available in such area are adequate to fill the civilian positions created by the conversion of military medical and dental positions to civilian positions in such area.

(D) An analysis, by affected area, showing the extent to which access to health care and cost of health care will be affected in both the direct care and purchased care systems, including an assessment of the effect of any increased shifts in patient load from the direct care to the purchased care system, or any delays in receipt of care in either the direct or purchased care system because of the planned conversions.

(E) The extent to which military medical and dental positions planned for conversion to civilian medical or dental positions will affect recruiting and retention of uniformed medical and dental personnel.

(F) A comparison of the full costs for the military medical and dental positions planned for conversion with the estimated full costs for civilian medical and dental positions, including expenses such as recruiting, salary, benefits, training, and any other costs the Department identifies.

(G) An assessment showing that the military medical or dental positions planned for conversion are in excess of the military medical and dental positions needed to meet medical and dental readiness requirements of the uniformed services, as determined jointly by all the uniformed services.

(H) An identification of each medical and dental position scheduled to be converted to a civilian position in the subsequent fiscal year, including the location of each position scheduled for conversion, the estimated cost of such conversion, and whether or not civilian personnel are available in the location for filling a converted military medical or dental position.

(3) SUBMISSION DEADLINE.—A certification and report with respect to any fiscal year after fiscal year 2007 shall be submitted at the same time the budget of the President for such fiscal year is submitted to Congress pursuant to section 1105(a) of title 31, United States Code.

(b) REQUIREMENT FOR COMPTROLLER GENERAL REVIEW.—Not later than 120 days after the submission of the budget of the President for a fiscal year, the Comptroller General shall submit to the congressional defense committees a report on any certifications and reports submitted with respect to that fiscal year under subsection (a).

(c) REQUIREMENT TO RESUBMIT CERTIFICATION AND REPORT REQUIRED BY PUBLIC LAW 109–163.—The Secretary of each military department shall resubmit the certification and report required by section 744(a) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3360; 10 U.S.C. 129c note). Such resubmissions shall address in their entirety the elements required by section 744(a)(2) of such Act.

(d) SPECIAL REQUIREMENTS FOR FISCAL YEAR 2007 CERTIFICATION.—

(1) LIST OF 2007 PLANNED CONVERSIONS.—The report required by paragraph (2) of subsection (a) with respect to fiscal year 2007 shall contain, in addition to the elements required by that paragraph, a list of each military medical or dental position scheduled to be converted to a civilian medical or dental position in fiscal year 2007.

(2) RESUBMISSION REQUIRED FIRST.—The certification and report required by subsection (a) with respect to fiscal year 2007 may not be submitted prior to the resubmission required by subsection (c).

(3) PROHIBITION ON CONVERSIONS DURING FISCAL YEAR 2007.—No conversions of a military medical or dental position may occur during fiscal year 2007 prior to both the resubmission required by subsection (c) and the submission of the certification and report required by subsection (a).

(e) REPORT ON FISCAL YEAR 2008 CONVERSION.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and House of Representatives a report that identifies the military medical or dental positions scheduled to be converted to civilian medical or dental positions in fiscal year 2008. Such report shall include the location of the positions scheduled for conversion, the estimated cost of such conversion, and whether or not civilian personnel are available in the location for filling the proposed converted military medical or dental position.

(f) DEFINITIONS.—In this section:

(1) The term ''military medical or dental position'' means a position for the performance of health care functions within the Armed Forces held by a member of the Armed Forces.

(2) The term ''civilian medical or dental position'' means a position for the performance of health care functions within the Department of Defense held by an employee of the Department or of a contractor of the Department.

(3) The term ''affected area'' means an area in which military medical or dental positions were converted to civilian medical or dental positions before October 1, 2004, or in which such conversions are scheduled to occur in the future.

(4) The term ''uniformed services'' has the meaning given that term in section 1072(1) of title 10, United States Code.

(5) The term ''conversion'', with respect to a military medical or dental position, means a change, effective as of the date of the documentation by the Department of Defense making the change, of the position to a civilian medical or dental position.

SEC. 743. THREE-YEAR EXTENSION OF JOINT INCENTIVES PROGRAM ON SHARING OF HEALTH CARE RESOURCES BY THE DEPARTMENT OF DEFENSE AND DEPARTMENT OF VETERANS AFFAIRS.

Section 8111(d)(3) of title 38, United States Code, is amended by striking ''September 30, 2007'' and inserting ''September 30, 2010''.

SEC. 744. TRAINING CURRICULA FOR FAMILY CAREGIVERS ON CARE AND ASSISTANCE FOR MEMBERS AND FORMER MEMBERS OF THE ARMED FORCES WITH TRAUMATIC BRAIN INJURY.

(a) TRAUMATIC BRAIN INJURY FAMILY CAREGIVER PANEL.—

(1) ESTABLISHMENT.—The Secretary of Defense shall establish a panel within the Department of Defense, to be known as the ''Traumatic Brain Injury Family Caregiver Panel'', to develop coordinated, uniform, and consistent training curricula to be used in training family members in the provision of care and assistance to members and former members of the Armed Forces with traumatic brain injuries.

(2) MEMBERS.—The Traumatic Brain Injury Family Caregiver Panel shall consist of 15 members appointed by the Secretary of Defense from among the following:

(A) Physicians, nurses, rehabilitation therapists, and other individuals with an expertise in caring for and assisting individuals with traumatic brain injury, including persons who specialize in caring for and assisting individuals with traumatic brain injury incurred in combat.

(B) Representatives of family caregivers or family caregiver associations.

(C) Health and medical personnel of the Department of Defense and the Department of Veterans Affairs with expertise in traumatic brain injury and personnel and readiness representatives of the Department of Defense with expertise in traumatic brain injury.

(D) Psychologists or other individuals with expertise in the mental health treatment and care of individuals with traumatic brain injury.

(E) Experts in the development of training curricula.

(F) Family members of members of the Armed Forces with traumatic brain injury.

(G) Such other individuals the Secretary considers appropriate.

(3) CONSULTATION.—In establishing the Traumatic Brain Injury Family Caregiver Panel and appointing the members of the Panel, the Secretary of Defense shall consult with the Secretary of Veterans Affairs.

(b) DEVELOPMENT OF CURRICULA.—

(1) DEVELOPMENT.—The Traumatic Brain Injury Family Caregiver Panel shall develop training curricula to be used by family members of members and former members of the Armed Forces on techniques, strategies, and skills for care and assistance for such members and former members with traumatic brain injury.

(2) SCOPE OF CURRICULA.—The curricula shall—

(A) be based on empirical research and validated techniques; and

(B) shall provide for training that permits recipients to tailor caregiving to the unique circumstances of the member or former member of the Armed Forces receiving care.

(3) PARTICULAR REQUIREMENTS.—In developing the curricula, the Traumatic Brain Injury Family Caregiver Panel shall—

(A) specify appropriate training commensurate with the severity of traumatic brain injury; and

(B) identify appropriate care and assistance to be provided for the degree of severity of traumatic brain injury for caregivers of various levels of skill and capability.

(4) USE OF EXISTING MATERIALS.—In developing the curricula, the Traumatic Brain Injury Family Caregiver Panel shall use and enhance any existing training curricula, materials, and resources applicable to such curricula as the Panel considers appropriate.

(5) DEADLINE FOR DEVELOPMENT.—The Traumatic Brain Injury Family Caregiver Panel shall develop the curricula not later than one year after the date of the enactment of this Act.

(c) DISSEMINATION OF CURRICULA.—

(1) DISSEMINATION MECHANISMS.—The Secretary of Defense shall develop mechanisms for the dissemination of the curricula developed under subsection (b)—

(A) to health care professionals who treat or otherwise work with members and former members of the Armed Forces with traumatic brain injury;

(B) to family members affected by the traumatic brain injury of such members and former members; and

(C) to other care or support personnel who may provide service to members or former members affected by traumatic brain injury.

(2) USE OF EXISTING MECHANISMS.—In developing such mechanisms, the Secretary may use and enhance existing mechanisms, including the Military Severely Injured Center (authorized under section 564 of this Act) and the programs for service to severely injured members established by the military departments.

(d) REPORT.—Not later than one year after the development of the curricula required by subsection (b), the Secretary of Defense and the Secretary of Veterans Affairs shall submit to the Committees on Armed Services and Veterans Affairs of the Senate and the House of Representatives a report on the following:

(1) The actions undertaken under this section.

(2) Recommendations for the improvement or updating of training curriculum developed and provided under this section.

SEC. 745. RECOGNITION OF REPRESENTATIVE LANE EVANS UPON HIS RETIREMENT FROM THE HOUSE OF REPRESENTATIVES.

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

(1) Representative Lane Evans was elected to the House of Representatives in 1982 and is completing his 12th term representing the people of Illinois' 17th Congressional district.

(2) As a member of the Committee on Armed Services of the House of Representatives since 1988, Representative Evans has worked to bring common sense priorities to defense spending and strengthen the military's conventional readiness.

(3) Representative Evans has served as the ranking member of the Committee on Veterans' Affairs of the House of Representatives since 1997 and has been a tireless advocate for military veterans, ensuring that veterans receive the medical care they need and advocating for individuals suffering from post-traumatic stress disorder and Gulf War Syndrome.

(5) Drawing on his own experience as a member of the Marine Corps, Representative Evans has tirelessly fought for both current members of the Armed Forces and veterans and has been a leader in legislative efforts to assist members exposed to Agent Orange.

(4) Representative Evans' efforts to improve the transition of individuals from military service to the care of the Department of Veterans Affairs will continue to benefit generations of veterans long into the future.

(6) Representative Evans is credited with bringing new services to veterans living in his Congressional district, including outpatient clinics in the Quad Cities and Quincy and the Quad-Cities Vet Center.

(7) Representative Evans has worked with local leaders to promote the Rock Island Arsenal and has seen it win new jobs and missions through his support.

(b) RECOGNITION.—Congress recognizes and commends Representative Lane Evans for his 24 years of service to benefit the people of Illinois, members of the Armed Forces and their families, veterans, and the United States.

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

Subtitle A—Provisions Relating to Major Defense Acquisition Programs

Sec. 801. Requirements management certification training program.
Sec. 802. Additional requirements relating to technical data rights.
Sec. 803. Study and report on revisions to Selected Acquisition Report requirements.

Sec. 804. Biannual updates on implementation of acquisition reform in the Department of Defense.
Sec. 805. Additional certification requirements for major defense acquisition programs before proceeding to Milestone B.
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Sec. 807. Lead system integrators.
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Sec. 811. Time-certain development for Department of Defense information technology business systems.
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Sec. 816. Major automated information system programs.
Sec. 817. Internal controls for procurements on behalf of the Department of Defense by certain non-defense agencies.
Sec. 818. Determination of contract type for development programs.
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Sec. 831. One-year extension of special temporary contract closeout authority.
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Subtitle D—United States Defense Industrial Base Provisions
Sec. 841. Assessment and annual report of United States defense industrial base capabilities and acquisitions of articles, materials, and supplies manufactured outside the United States.
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Sec. 854. Joint policies on requirements definition, contingency program management, and contingency contracting.
Sec. 855. Clarification of authority to carry out certain prototype projects.
Sec. 856. Contracting with employers of persons with disabilities.
Sec. 857. Enhanced access for small business.
Sec. 858. Procurement goal for Hispanic-serving institutions.

Subtitle A—Provisions Relating to Major Defense Acquisition Programs

SEC. 801. REQUIREMENTS MANAGEMENT CERTIFICATION TRAINING PROGRAM.

(a) TRAINING PROGRAM.—

(1) REQUIREMENT.—The Under Secretary of Defense for Acquisition, Technology, and Logistics, in consultation with the Defense Acquisition University, shall develop a training program to certify military and civilian personnel of the Department of Defense with responsibility for generating requirements for major defense acquisition programs (as defined in section 2430(a) of title 10, United States Code).

(2) COMPETENCY AND OTHER REQUIREMENTS.—The Under Secretary shall establish competency requirements for the personnel undergoing the training program. The Under Secretary shall define the target population for such training program by identifying which military and civilian personnel should have responsibility for generating requirements. The Under Secretary also may establish other training programs for personnel not subject to chapter 87 of title 10, United States Code, who contribute significantly to other types of acquisitions by the Department of Defense.

(b) APPLICABILITY.—Effective on and after September 30, 2008, a member of the Armed Forces or an employee of the Department of Defense with authority to generate requirements for a major defense acquisition program may not continue to participate in the requirements generation process unless the member or employee successfully completes the certification training program developed under this section.

(c) REPORTS.—The Secretary of Defense shall submit to the Committees on Armed Services of the Senate and House of Representatives an interim report, not later than March 1, 2007, and a final report, not later than March 1, 2008, on the implementation of the training program required under this section.

SEC. 802. ADDITIONAL REQUIREMENTS RELATING TO TECHNICAL DATA RIGHTS.

(a) ADDITIONAL REQUIREMENTS RELATING TO TECHNICAL DATA RIGHTS.—Section 2320 of title 10, United States Code, is amended by adding at the end the following new subsection:

''(e) The Secretary of Defense shall require program managers for major weapon systems and subsystems of major weapon systems to assess the long-term technical data needs of such systems and subsystems and establish corresponding acquisition strategies that provide for technical data rights needed to sustain such systems and subsystems over their life cycle. Such strategies may include the development of maintenance capabilities within the Department of Defense or competition for contracts for sustainment of such systems or subsystems. Assessments and corresponding acquisition strategies developed under this section with respect to a weapon system or subsystem shall—

''(1) be developed before issuance of a contract solicitation for the weapon system or subsystem;

''(2) address the merits of including a priced contract option for the future delivery of technical data that were not acquired upon initial contract award;

''(3) address the potential for changes in the sustainment plan over the life cycle of the weapon system or subsystem; and

''(4) apply to weapon systems and subsystems that are to be supported by performance-based logistics arrangements as well as to weapons systems and subsystems that are to be supported by other sustainment approaches.''.

(b) MODIFICATION OF PRESUMPTION OF DEVELOPMENT EXCLUSIVELY AT PRIVATE EXPENSE.—Section 2321(f) of title 10, United States Code, is amended—

(1) by striking ''EXPENSE FOR COMMERCIAL ITEMS CONTRACTS.—In'' and inserting ''EXPENSE.—(1) Except as provided in paragraph (2), in''; and

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

''(2) In the case of a challenge to a use or release restriction that is asserted with respect to technical data of a contractor or subcontractor (whether or not under a contract for commercial items) for a major system or a subsystem or component thereof on the basis that the major system, subsystem or component was developed exclusively at private expense, the challenge to the use or release restriction shall be sustained unless information provided by the contractor or subcontractor demonstrates that the item was developed exclusively at private expense.''.

(c) REGULATIONS.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall revise regulations under section 2320 of title 10, United States Code, to implement subsection (e) of such section (as added by this section), including incorporating policy changes developed under such subsection into Department of Defense Directive 5000.1 and Department of Defense Instruction 5000.2.

SEC. 803. STUDY AND REPORT ON REVISIONS TO SELECTED ACQUISITION REPORT REQUIREMENTS.

(a) STUDY REQUIREMENT.—The Secretary of Defense, acting through the Under Secretary of Defense for Acquisition, Technology, and Logistics in coordination with the service acquisition executives of each military department, shall conduct a study on revisions to requirements relating to Selected Acquisition Reports, as set forth in section 2432 of title 10, United States Code.

(b) MATTERS COVERED.—The study required under subsection (a) shall—

(1) focus on incorporating into the Selected Acquisition Report those elements of program progress that the Department of Defense considers most relevant to evaluating the performance and progress of major defense acquisition programs, with particular reference to the cost estimates and program schedule established when a major defense acquisition program receives Milestone B approval;

(2) address the need to ensure that data provided through the Selected Acquisition Report is consistent with data provided through internal Department of Defense reporting systems for management purposes; and

(3) include any recommendations to add to, modify, or delete elements of the Selected Acquisition Report, consistent with the findings of the study.

(c) REPORT.—Not later than March 1, 2007, the Secretary shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the results of the study, including such recommendations as the Secretary considers appropriate.

SEC. 804. BIANNUAL UPDATES ON IMPLEMENTATION OF ACQUISITION REFORM IN THE DEPARTMENT OF DEFENSE.

(a) BIANNUAL UPDATES REQUIREMENT.—Not later than January 1 and July 1 of each year, beginning with January 1, 2007, the Secretary of Defense shall provide to the Committees on Armed Services of the Senate and the House of Representatives a report containing an update on the implementation of plans to reform the acquisition system in the Department of Defense.

(b) MATTERS COVERED.—Each report provided under subsection (a) shall cover the implementation of reforms of the processes for acquisition, including generation of requirements, award of contracts, and financial management. At a minimum, the reports shall take into account the recommendations made by the following:

(1) The Defense Acquisition Performance Assessment Panel.

(2) The Defense Science Board Summer Study on Transformation, issued in February 2006.

(3) The Beyond Goldwater-Nichols Study of the Center for Strategic and International Studies.

(4) The Quadrennial Defense Review, issued February 6, 2006.

(c) RECOMMENDATIONS.—Each report submitted under subsection (a) shall include such

recommendations as the Secretary considers appropriate, and implementation plans for the recommendations.

(d) TERMINATION OF REPORT REQUIREMENT.—The requirement to submit reports under subsection (a) shall terminate on December 31, 2008.

SEC. 805. ADDITIONAL CERTIFICATION REQUIREMENTS FOR MAJOR DEFENSE ACQUISITION PROGRAMS BEFORE PROCEEDING TO MILESTONE B.

(a) ADDITIONAL CERTIFICATION REQUIREMENTS.—Subsection (a) of section 2366a of title 10, United States Code, is amended—

(1) by redesignating paragraph (7) as paragraph (10);

(2) by redesignating paragraphs (1) through (6) as paragraphs (2) through (7), respectively;

(3) by inserting before paragraph (2) (as so redesignated) the following new paragraph (1):

''(1) appropriate market research has been conducted prior to technology development to reduce duplication of existing technology and products;'';

(4) in paragraph (7) (as so redesignated), by striking ''and'' at the end; and

(5) by inserting after such paragraph (7) the following new paragraphs:

''(8) reasonable cost and schedule estimates have been developed to execute the product development and production plan under the program;

''(9) funding is available to execute the product development and production plan under the program, through the period covered by the future-years defense program submitted during the fiscal year in which the certification is made, consistent with the estimates described in paragraph (8) for the program; and''.

(b) WAIVER FOR NATIONAL SECURITY.—Subsection (c) of such section is amended by striking ''(5), or (6)'' and inserting ''(5), (6), (7), (8), or (9)''.

SEC. 806. ORIGINAL BASELINE ESTIMATE FOR MAJOR DEFENSE ACQUISITION PROGRAMS.

Section 2435(d)(1) of title 10, United States Code, is amended by inserting after ''with respect to the program under subsection (a)'' the following: ''prepared before the program enters system development and demonstration, or at program initiation, whichever occurs later''.

SEC. 807. LEAD SYSTEM INTEGRATORS.

(a) LIMITATIONS ON CONTRACTORS ACTING AS LEAD SYSTEM INTEGRATORS.—

(1) IN GENERAL.—Chapter 141 of title 10, United States Code, is amended by adding at the end the following new section:

''§ 2410p. Contracts: limitations on lead system integrators

''(a) IN GENERAL.—Except as provided in subsection (b), no entity performing lead system integrator functions in the acquisition of a major system by the Department of Defense may have any direct financial interest in the development or construction of any individual system or element of any system of systems.

''(b) EXCEPTION.—An entity described in subsection (a) may have a direct financial interest in the development or construction of an individual system or element of a system of systems if—

''(1) the Secretary of Defense certifies to the Committees on Armed Services of the Senate and the House of Representatives that—

''(A) the entity was selected by the Department of Defense as a contractor to develop or construct the system or element concerned through the use of competitive procedures; and

''(B) the Department took appropriate steps to prevent any organizational conflict of interest in the selection process; or

''(2) the entity was selected by a subcontractor to serve as a lower-tier subcontractor, through a process over which the entity exercised no control.

''(c) CONSTRUCTION.—Nothing in this section shall be construed to preclude an entity described in subsection (a) from performing work necessary to integrate two or more individual systems or elements of a system of systems with each other.''.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 141 of such title is amended by adding at the end the following new item:

''2410p. Contracts: limitations on lead system integrators''.

(3) EFFECTIVE DATE.—Section 2410p of title 10, United States Code, as added by paragraph (1), shall apply with respect to contracts entered into after December 31, 2006.

(b) UPDATE OF REGULATIONS ON LEAD SYSTEM INTEGRATORS.—Not later than December 31, 2006, the Secretary of Defense shall update the acquisition regulations of the Department of Defense in order to specify fully in such regulations the matters with respect to lead system integrators set forth in section 805(b) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3372) and the amendments made by subsection (a).

(c) ADDITIONAL REPORT REQUIREMENTS.—The Secretary of Defense shall include in the report required by section 805 of such Act—

(1) a precise and comprehensive definition of the term ''lead system integrator'', as that term is used in such section; and

(2) a specification of various types of contracts and fee structures that are appropriate for use by lead system integrators in the production, fielding, and sustainment of complex systems.

Subtitle B—Acquisition Policy and Management

SEC. 811. TIME-CERTAIN DEVELOPMENT FOR DEPARTMENT OF DEFENSE INFORMATION TECHNOLOGY BUSINESS SYSTEMS.

(a) MILESTONE A LIMITATION.—The Department of Defense executive or entity that is the milestone decision authority for an information system described in subsection (c) may not provide Milestone A approval for the system unless, as part of the decision process for such approval, that authority determines that the system will achieve initial operational capability within a specified period of time not exceeding five years.

(b) INITIAL OPERATIONAL CAPABILITY LIMITATION.—If an information system described in subsection (c), having received Milestone A approval, has not achieved initial operational capability within five years after the date of such approval, the system shall be deemed to have undergone a critical change in program requiring the evaluation and report required by section 2445c(d) of title 10, United States Code (as added by section 816 of this Act).

(c) COVERED SYSTEMS.—An information system described in this subsection is any Department of Defense information technology business system that is not a national security system, as defined in 3542(b)(2) of title 44, United States Code.

(d) DEFINITIONS.—In this section:

(1) MILESTONE DECISION AUTHORITY.—The term ''milestone decision authority'' has the meaning given that term in Department of Defense Instruction 5000.2, dated May 12, 2003.

(2) MILESTONE A.—The term ''Milestone A'' has the meaning given that term in Department of Defense Instruction 5000.2, dated May 12, 2003.

SEC. 812. PILOT PROGRAM ON TIME-CERTAIN DEVELOPMENT IN ACQUISITION OF MAJOR WEAPON SYSTEMS.

(a) PILOT PROGRAM AUTHORIZED.—The Secretary of Defense may carry out a pilot program on the use of time-certain development in the acquisition of major weapon systems.

(b) PURPOSE OF PILOT PROGRAM.—The purpose of the pilot program authorized by subsection (a) is to assess the feasibility and advisability of utilizing time-certain development in the acquisition of major weapon systems in order to deliver new capabilities to the warfighter more rapidly through—

(1) disciplined decision-making;

(2) emphasis on technological maturity; and

(3) appropriate trade-offs between—

(A) cost and system performance; and

(B) program schedule.

(c) INCLUSION OF SYSTEMS IN PILOT PROGRAM.—

(1) IN GENERAL.—The Secretary of Defense may include a major weapon system in the pilot program only if—

(A) the major weapon system meets the criteria under paragraph (2) in accordance with that paragraph; and

(B) the Milestone Decision Authority nominates such program to the Secretary of Defense for inclusion in the program.

(2) CRITERIA.—For purposes of paragraph (1) a major weapon system meets the criteria under this paragraph only if the Milestone Decision Authority determines, in consultation with the service acquisition executive for the military department carrying out the acquisition program for the system and one or more combatant commanders responsible for fielding the system, that—

(A) the certification requirements of section 2366a of title 10, United States Code (as amended by section 805 of this Act), have been met, and no waivers have been granted from such requirements;

(B) a preliminary design has been reviewed using systems engineering, and the system, as so designed, will meet battlefield needs identified by the relevant combatant commanders after appropriate requirements analysis;

(C) a representative model or prototype of the system, or key subsystems, has been demonstrated in a relevant environment, such as a well-simulated operational environment;

(D) an independent cost estimate has been conducted and used as the basis for funding requirements for the acquisition program for the system;

(E) the budget of the military department responsible for carrying out the acquisition program for the system provides the funding necessary to execute the product development and production plan consistent with the requirements identified pursuant to subparagraph (D);

(F) an appropriately qualified program manager has entered into a performance agreement with the Milestone Decision Authority that establishes expected parameters for the cost, schedule, and performance of the acquisition program for the system, consistent with a business case for such acquisition program;

(G) the service acquisition executive and the program manager have developed a strategy to ensure stability in program management until, at a minimum, the delivery of the initial operational capability under the acquisition program for the system has occurred;

(H) the service acquisition executive, the relevant combatant commanders, and the program manager have agreed that no additional requirements that would be inconsistent with the agreed-upon program schedule will be added during the development phase of the acquisition program for the system; and

(I) a planned initial operational capability will be delivered to the relevant combatant commanders within a defined period of time as prescribed in regulations by the Secretary of Defense.

(3) TIMING OF DECISION.—The decision whether to include a major weapon system in the pilot program shall be made at the time of milestone approval for the acquisition program for the system.

(d) LIMITATION ON NUMBER OF WEAPONS SYSTEMS IN PILOT PROGRAM.—The number of major weapon systems included in the pilot program at any time may not exceed six major weapon systems.

(e) LIMITATION ON COST OF WEAPONS SYSTEMS IN PILOT PROGRAM.—The Secretary of Defense

may include a major weapon system in the pilot program only if, at the time a major weapon system is proposed for inclusion, the total cost for system design and development of the weapon system, as set forth in the cost estimate referred to in subsection (c)(2)(D), does not exceed $1,000,000,000 during the period covered by the current future-years defense program.

(f) SPECIAL FUNDING AUTHORITY.—

(1) AUTHORITY FOR RESERVE ACCOUNT.—Notwithstanding any other provision of law, the Secretary of Defense may establish a special reserve account utilizing funds made available for the major weapon systems included in the pilot program.

(2) ELEMENTS.—The special reserve account may include—

(A) funds made available for any major weapon system included in the pilot program to cover termination liability;

(B) funds made available for any major weapon system included in the pilot program for award fees that may be earned by contractors; and

(C) funds appropriated to the special reserve account.

(3) AVAILABILITY OF FUNDS.—Funds in the special reserve account may be used, in accordance with guidance issued by the Secretary for purposes of this section, for the following purposes:

(A) To cover termination liability for any major weapon system included in the pilot program.

(B) To pay award fees that are earned by any contractor for a major weapon system included in the pilot program.

(C) To address unforeseen contingencies that could prevent a major weapon system included in the pilot program from meeting critical schedule or performance requirements.

(4) REPORTS ON USE OF FUNDS.—Not later than 30 days after the use of funds in the special reserve account for the purpose specified in paragraph (3)(C), the Secretary shall submit to the congressional defense committees a report on the use of funds in the account for such purpose. The report shall set forth the purposes for which the funds were used and the reasons for the use of the funds for such purposes.

(5) RELATIONSHIP TO APPROPRIATIONS.—Nothing in this subsection may be construed as extending any period of time for which appropriated funds are made available.

(g) ADMINISTRATION OF PILOT PROGRAM.—The Secretary of Defense shall prescribe policies and procedures on the administration of the pilot program. Such policies and procedures shall—

(1) provide for the use of program status reports based on earned value data to track progress on a major weapon system under the pilot program against baseline estimates applicable to such system at each systems engineering technical review point; and

(2) grant authority, to the maximum extent practicable, to the program manager for the acquisition program for a major weapon system to make key program decisions and trade-offs, subject to management reviews only if cost or schedule deviations exceed the baselines for such acquisition program by 10 percent or more.

(h) REMOVAL OF WEAPONS SYSTEMS FROM PILOT PROGRAM.—The Secretary of Defense shall remove a major weapon system from the pilot program if—

(1) the weapon system receives Milestone C approval; or

(2) the Secretary determines that the weapon system is no longer in substantial compliance with the criteria in subsection (c)(2) or is otherwise no longer appropriate for inclusion in the pilot program.

(i) EXPIRATION OF AUTHORITY TO INCLUDE ADDITIONAL SYSTEMS IN PILOT PROGRAM.—

(1) EXPIRATION.—A major weapon system may not be included in the pilot program after September 30, 2012.

(2) RETENTION OF SYSTEMS.—A major weapon system included in the pilot program before the date specified in paragraph (1) in accordance with the requirements of this section may remain in the pilot program after that date.

(j) ANNUAL REPORT.—

(1) IN GENERAL.—Not later than one year after including the first major weapon system in the pilot program, and annually thereafter, the Secretary shall submit to the congressional defense committees a report on the pilot program, and the major weapon systems included in the pilot program, during the one-year period ending on the date of such report.

(2) ELEMENTS.—Each report under this subsection shall include—

(A) a description of progress under the pilot program, and on each major weapon system included in the pilot program, during the period covered by such report;

(B) a description of the use of all funds in the special reserve account established under subsection (f); and

(C) such other matters as the Secretary considers appropriate.

(k) MAJOR WEAPON SYSTEM DEFINED.—In this section, the term ''major weapon system'' means a weapon system that is treatable as a major system under section 2302(5) of title 10, United States Code.

SEC. 813. ESTABLISHMENT OF PANEL ON CONTRACTING INTEGRITY.

(a) ESTABLISHMENT.—

(1) IN GENERAL.—The Secretary of Defense shall establish a panel to be known as the ''Panel on Contracting Integrity''.

(2) COMPOSITION.—The panel shall be composed of the following:

(A) A representative of the Under Secretary of Defense for Acquisition, Technology, and Logistics, who shall be the chairman of the panel.

(B) A representative of the service acquisition executive of each military department.

(C) A representative of the Inspector General of the Department of Defense.

(D) A representative of the Inspector General of each military department.

(E) A representative of each Defense Agency involved with contracting, as determined appropriate by the Secretary of Defense.

(F) Such other representatives as may be determined appropriate by the Secretary of Defense.

(b) DUTIES.—In addition to other matters assigned to it by the Secretary of Defense, the panel shall—

(1) conduct reviews of progress made by the Department of Defense to eliminate areas of vulnerability of the defense contracting system that allow fraud, waste, and abuse to occur;

(2) review the report by the Comptroller General required by section 841 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3389), relating to areas of vulnerability of Department of Defense contracts to fraud, waste, and abuse; and

(3) recommend changes in law, regulations, and policy that it determines necessary to eliminate such areas of vulnerability.

(c) MEETINGS.—The panel shall meet as determined necessary by the Secretary of Defense but not less often than once every six months.

(d) REPORT.—

(1) REQUIREMENT.—The panel shall prepare and submit to the Secretary of Defense and the congressional defense committees an annual report on its activities. The report shall be submitted not later then December 31 of each year and contain a summary of the panel's findings and recommendations for the year covered by the report.

(2) FIRST REPORT.—The first report under this subsection shall be submitted not later than December 31, 2007, and shall contain an examination of the current structure in the Department of Defense for contracting integrity and recommendations for any changes needed to the system of administrative safeguards and disciplinary actions to ensure accountability at the appropriate level for any violations of appropriate standards of behavior in contracting.

(3) INTERIM REPORTS.—The panel may submit such interim reports to the congressional defense committees as the Secretary of Defense considers appropriate.

(e) TERMINATION.—The panel shall terminate on December 31, 2009.

SEC. 814. LINKING OF AWARD AND INCENTIVE FEES TO ACQUISITION OUTCOMES.

(a) GUIDANCE ON LINKING OF AWARD AND INCENTIVE FEES TO ACQUISITION OUTCOMES.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall issue guidance, with detailed implementation instructions (including definitions), for the Department of Defense on the appropriate use of award and incentive fees in Department of Defense acquisition programs.

(b) ELEMENTS.—The guidance under subsection (a) shall—

(1) ensure that all new contracts using award fees link such fees to acquisition outcomes (which shall be defined in terms of program cost, schedule, and performance);

(2) establish standards for identifying the appropriate level of officials authorized to approve the use of award and incentive fees in new contracts;

(3) provide guidance on the circumstances in which contractor performance may be judged to be ''excellent'' or ''superior'' and the percentage of the available award fee which contractors should be paid for such performance;

(4) establish standards for determining the percentage of the available award fee, if any, which contractors should be paid for performance that is judged to be ''acceptable'', ''average'', ''expected'', ''good'', or ''satisfactory'';

(5) ensure that no award fee may be paid for contractor performance that is judged to be below satisfactory performance or performance that does not meet the basic requirements of the contract;

(6) provide specific direction on the circumstances, if any, in which it may be appropriate to roll over award fees that are not earned in one award fee period to a subsequent award fee period or periods;

(7) ensure consistent use of guidelines and definitions relating to award and incentive fees across the military departments and Defense Agencies;

(8) ensure that the Department of Defense—

(A) collects relevant data on award and incentive fees paid to contractors; and

(B) has mechanisms in place to evaluate such data on a regular basis;

(9) include performance measures to evaluate the effectiveness of award and incentive fees as a tool for improving contractor performance and achieving desired program outcomes; and

(10) provide mechanisms for sharing proven incentive strategies for the acquisition of different types of products and services among contracting and program management officials.

(c) ASSESSMENT OF INDEPENDENT EVALUATION MECHANISMS.—

(1) IN GENERAL.—The Secretary of Defense shall select a federally funded research and development center to assess various mechanisms that could be used to ensure an independent evaluation of contractor performance for the purpose of making determinations applicable to the judging and payment of award fees.

(2) CONSIDERATIONS.—The assessment conducted pursuant to paragraph (1) shall include consideration of the advantages and disadvantages of a system in which award fees are—

(A) held in a separate fund or funds of the Department of Defense; and

(B) allocated to a specific program only upon a determination by an independent board, charged with comparing contractor performance across programs, that such fees have been earned by the contractor for such program.

(3) REPORT.—The Secretary shall submit to the congressional defense committees a report on the assessment conducted pursuant to paragraph (1) not later than one year after the date of the enactment of this Act.

SEC. 815. REPORT ON DEFENSE INSTRUCTION RELATING TO CONTRACTOR PERSONNEL AUTHORIZED TO ACCOMPANY ARMED FORCES.

(a) REPORT ON IMPLEMENTATION OF INSTRUCTION.—The Secretary of Defense shall submit to Congress a report on the Department of Defense instruction described in subsection (c).

(b) MATTERS COVERED.—The report shall include the following:

(1) Information on the status of the implementation of the instruction.

(2) A discussion of how the instruction is being applied to—

(A) contracts in existence on the date the instruction was issued, including contracts with respect to which an option to extend is exercised after such date;

(B) task orders issued under such contracts after the date referred to in subparagraph (A); and

(C) contracts entered into after the date referred to in subparagraph (A).

(3) An analysis of the effectiveness of the instruction.

(4) A review of compliance with the instruction.

(c) INSTRUCTION DESCRIBED.—The instruction referred to in this section is Department of Defense Instruction Number 3020.14, titled ''Contractor Personnel Authorized to Accompany the United States Armed Forces''.

SEC. 816. MAJOR AUTOMATED INFORMATION SYSTEM PROGRAMS.

(a) REPORTS AND INFORMATION ON PROGRAM COST AND PERFORMANCE.—

(1) IN GENERAL.—Part IV of subtitle A of title 10, United States Code, is amended by inserting after chapter 144 the following new chapter:

''CHAPTER 144A—MAJOR AUTOMATED INFORMATION SYSTEM PROGRAMS

''Sec.
''2445a. Major automated information system program defined.
''2445b. Cost, schedule, and performance information.
''2445c. Reports: quarterly reports; reports on program changes.
''2445d. Construction with other reporting requirements.

''§ 2445a. Major automated information system program defined

''(a) IN GENERAL.—In this chapter, the term 'major automated information system program' means a Department of Defense program for the acquisition of an automated information system (either as a product or a service) if—

''(1) the program is designated by the Secretary of Defense, or a designee of the Secretary, as a major automated information system program; or

''(2) the dollar value of the program is estimated to exceed—

''(A) $32,000,000 in fiscal year 2000 constant dollars for all program costs in a single fiscal year;

''(B) $126,000,000 in fiscal year 2000 constant dollars for all program acquisition costs for the entire program; or

''(C) $378,000,000 in fiscal year 2000 constant dollars for the total life-cycle costs of the program (including operation and maintenance costs).

''(b) ADJUSTMENT.—The Secretary of Defense may adjust the amounts (and base fiscal year) set forth in subsection (a) on the basis of Department of Defense escalation rates. An adjustment under this subsection shall be effective after the Secretary transmits a written notification of the adjustment to the congressional defense committees.

''(c) INCREMENTS.—In the event any increment of a major automated information system program separately meets the requirements for treatment as a major automated information system program, the provisions of this chapter shall apply to such increment as well as to the overall major automated information system program of which such increment is a part.

''§ 2445b. Cost, schedule, and performance information

''(a) SUBMITTAL OF COST, SCHEDULE, AND PERFORMANCE INFORMATION.—The Secretary of Defense shall submit to Congress each calendar year, not later than 45 days after the President submits to Congress the budget for a fiscal year under section 1105 of title 31, budget justification documents regarding cost, schedule, and performance for each major automated information system program for which funds are requested by the President in the budget.

''(b) ELEMENTS.—The documents submitted under subsection (a) with respect to a major automated information system program shall include detailed and summarized information with respect to the automated information system to be acquired under the program, and shall specifically include each of the following:

''(1) The development schedule, including major milestones.

''(2) The implementation schedule, including estimates of milestone dates, initial operational capability, and full operational capability.

''(3) Estimates of development costs and full life-cycle costs.

''(4) A summary of key performance parameters.

''(c) BASELINE.—(1) For purposes of this chapter, the initial submittal to Congress of the documents required by subsection (a) with respect to a major automated information system program shall constitute the original estimate or information originally submitted on such program for purposes of the reports and determinations on program changes in section 2445c of this title.

''(2) An adjustment or revision of the original estimate or information originally submitted on a program may be treated as the original estimate or information originally submitted on the program if the adjustment or revision is the result of a critical change in the program covered by section 2445c(d) of this title.

''(3) In the event of an adjustment or revision to the original estimate or information originally submitted on a program under paragraph (2), the Secretary of Defense shall include in the next budget justification documents submitted under subsection (a) after such adjustment or revision a notification to the congressional defense committees of such adjustment or revision, together with the reasons for such adjustment or revision.

''§ 2445c. Reports: quarterly reports; reports on program changes

''(a) QUARTERLY REPORTS BY PROGRAM MANAGERS.—The program manager of a major automated information system program shall, on a quarterly basis, submit to the senior Department of Defense official responsible for the program a written report identifying any variance in the projected development schedule, implementation schedule, life-cycle costs, or key performance parameters for the major automated information system to be acquired under the program from such information as originally submitted to Congress under section 2445b of this title.

''(b) SENIOR OFFICIALS RESPONSIBLE FOR PROGRAMS.—For purposes of this section, the senior Department of Defense official responsible for a major automated information system program is—

''(1) in the case of an automated information system to be acquired for a military department, the senior acquisition executive for the military department; or

''(2) in the case of any other automated information system to be acquired for the Department of Defense or any component of the Department of Defense, the Under Secretary of Defense for Acquisition, Technology, and Logistics.

''(c) REPORT ON SIGNIFICANT CHANGES IN PROGRAM.—

''(1) IN GENERAL.—If, based on a quarterly report submitted by the program manager of a major automated information system program pursuant to subsection (a), the senior Department of Defense official responsible for the program makes a determination described in paragraph (2), the official shall, not later than 45 days after receiving such report, notify the congressional defense committees in writing of such determination.

''(2) COVERED DETERMINATION.—A determination described in this paragraph with respect to a major automated information system program is a determination that—

''(A) there has been a schedule change that will cause a delay of more than six months but less than a year in any program schedule milestone or significant event from the schedule originally submitted to Congress under paragraph (1) or (2) of section 2445b(b) of this title;

''(B) the estimated program development cost or full life-cycle cost for the program has increased by at least 15 percent, but less than 25 percent, over the original estimate submitted to Congress under paragraph (3) of section 2445b(b) of this title; or

''(C) there has been a significant, adverse change in the expected performance of the major automated information system to be acquired under the program from the parameters originally submitted to Congress under paragraph (4) of section 2445b(b) of this title.

''(d) REPORT ON CRITICAL CHANGES IN PROGRAM.—

''(1) IN GENERAL.—If, based on a quarterly report submitted by the program manager of a major automated information system program pursuant to subsection (a), the senior Department of Defense official responsible for the program makes a determination described in paragraph (2), the official shall, not later than 60 days after receiving such report—

''(A) carry out an evaluation of the program under subsection (e); and

''(B) submit, through the Secretary of Defense, to the congressional defense committees a report meeting the requirements of subsection (f).

''(2) COVERED DETERMINATION.—A determination described in this paragraph with respect to a major automated information system program is a determination that—

''(A) the system failed to achieve initial operational capability within five years of milestone A approval;

''(B) there has been a schedule change that will cause a delay of one year or more in any program schedule milestone or significant event from the schedule originally submitted to Congress under paragraph (1) or (2) of section 2445b(b) of this title;

''(C) the estimated program development cost or full life-cycle cost for the program has increased by 25 percent or more over the original estimate submitted to Congress under paragraph (3) of section 2445b(b) of this title; or

''(D) there has been a change in the expected performance of the major automated information system to be acquired under the program that will undermine the ability of the system to perform the functions anticipated at the time information on the program was originally submitted to Congress under section 2445b(b) of this title.

''(e) PROGRAM EVALUATION.—The evaluation of a major automated information system program conducted under this subsection for purposes of subsection (d)(1)(A) shall include an assessment of—

''(1) the projected cost and schedule for completing the program if current requirements are not modified;

''(2) the projected cost and schedule for completing the program based on reasonable modification of such requirements; and

''(3) the rough order of magnitude of the cost and schedule for any reasonable alternative system or capability.

''(f) REPORT ON CRITICAL PROGRAM CHANGES.—A report on a major automated information system program conducted under this

subsection for purposes of subsection (d)(1)(B) shall include a written certification (with supporting explanation) stating that—

''(1) the automated information system to be acquired under the program is essential to the national security or to the efficient management of the Department of Defense;

''(2) there is no alternative to the system which will provide equal or greater capability at less cost;

''(3) the new estimates of the costs, schedule, and performance parameters with respect to the program and system are reasonable; and

''(4) the management structure for the program is adequate to manage and control program costs.

''(g) PROHIBITION ON OBLIGATION OF FUNDS.—(1) If the determination of a critical change to a program is made by the senior Department official responsible for the program under subsection (d)(2) and a report is not submitted to Congress within the 60-day period provided by subsection (d)(1), appropriated funds may not be obligated for any major contract under the program.

''(2) The prohibition on the obligation of funds for a program under paragraph (1) shall cease to apply on the date on which Congress has received a report in compliance with the requirements of subsection (d)(2).

''§ 2445d. Construction with other reporting requirements

''In the case of a major automated information system program covered by this chapter that is also treatable as a major defense acquisition program for which reports would be required under chapter 144 of this title, no reports on the program are required under such chapter if the requirements of this chapter with respect to the program are met.''.

(2) CLERICAL AMENDMENTS.—The tables of chapters the beginning of subtitle A of such title, and of part IV of subtitle A of such title, are each amended by inserting after the item relating to chapter 144 the following new item:

''144A. Major Automated Information System Programs ..... 2445a''.

(b) REPORT ON REPORTING REQUIREMENTS APPLICABLE TO MAJOR AUTOMATED INFORMATION SYSTEM PROGRAMS.—Not later than 180 days after the date of enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report setting forth the reporting requirements applicable to major automated information system programs as of the date of the report, including a specification of such reporting requirements considered by the Secretary to be duplicative or redundant.

(c) EFFECTIVE DATE.—

(1) IN GENERAL.—The amendments made by subsection (a) shall take effect on January 1, 2008, and shall apply with respect to any major automated information system program for which amounts are requested in the budget of the President (as submitted to Congress under section 1105 of title 31, United States Code) for a fiscal year after fiscal year 2008, regardless of whether the acquisition of the automated information system to be acquired under the program was initiated before, on, or after January 1, 2008.

(2) REPORT REQUIREMENT.—Subsection (b) shall take effect on the date of the enactment of this Act.

SEC. 817. INTERNAL CONTROLS FOR PROCUREMENTS ON BEHALF OF THE DEPARTMENT OF DEFENSE BY CERTAIN NON-DEFENSE AGENCIES.

(a) INSPECTOR GENERAL REVIEWS AND DETERMINATIONS.—

(1) IN GENERAL.—For each covered non-defense agency, the Inspector General of the Department of Defense and the Inspector General of such non-defense agency shall, not later than March 15, 2007, jointly—

(A) review—

(i) the procurement policies, procedures, and internal controls of such non-defense agency that are applicable to the procurement of property and services on behalf of the Department by such non-defense agency; and

(ii) the administration of those policies, procedures, and internal controls; and

(B) determine in writing whether—

(i) such non-defense agency is compliant with defense procurement requirements;

(ii) such non-defense agency is not compliant with defense procurement requirements, but has a program or initiative to significantly improve compliance with defense procurement requirements;

(iii) neither of the conclusions stated in clauses (i) and (ii) is correct in the case of such non-defense agency; or

(iv) such non-defense agency is not compliant with defense procurement requirements to such an extent that the interests of the Department of Defense are at risk in procurements conducted by such non-defense agency.

(2) ACTIONS FOLLOWING CERTAIN DETERMINATIONS.—If the Inspectors General determine under paragraph (1) that a conclusion stated in clause (ii), (iii), or (iv) of subparagraph (B) of that paragraph is correct in the case of a covered non-defense agency, such Inspectors General shall, not later than June 15, 2008, jointly—

(A) conduct a second review, as described in subparagraph (A) of that paragraph, regarding such non-defense agency's procurement of property or services on behalf of the Department of Defense in fiscal year 2007; and

(B) determine in writing whether such non-defense agency is or is not compliant with defense procurement requirements.

(b) COMPLIANCE WITH DEFENSE PROCUREMENT REQUIREMENTS.—For the purposes of this section, a covered non-defense agency is compliant with defense procurement requirements if such non-defense agency's procurement policies, procedures, and internal controls applicable to the procurement of products and services on behalf of the Department of Defense, and the manner in which they are administered, are adequate to ensure such non-defense agency's compliance with the requirements of laws and regulations that apply to procurements of property and services made directly by the Department of Defense.

(c) MEMORANDA OF UNDERSTANDING BETWEEN INSPECTORS GENERAL.—

(1) IN GENERAL.—Not later than 60 days after the date of the enactment of this Act, the Inspector General of the Department of Defense and the Inspector General of each covered non-defense agency shall enter into a memorandum of understanding with each other to carry out the reviews and make the determinations required by this section.

(2) SCOPE OF MEMORANDA.—The Inspector General of the Department of Defense and the Inspector General of a covered non-defense agency may by mutual agreement conduct separate reviews of the procurement of property and services on behalf of the Department of Defense that are conducted by separate business units, or under separate governmentwide acquisition contracts, of such non-defense agency. In any case where such separate reviews are conducted, the Inspectors General shall make separate determinations under paragraph (1) or (2) of subsection (a), as applicable, with respect to each such separate review.

(d) LIMITATIONS ON PROCUREMENTS ON BEHALF OF DEPARTMENT OF DEFENSE.—

(1) LIMITATION DURING REVIEW PERIOD.—After March 15, 2007, and before June 16, 2008, no official of the Department of Defense may, except as provided in subsection (e) or (f), order, purchase, or otherwise procure property or services in an amount in excess of $100,000 through a covered non-defense agency for which a determination described in clause (iii) or (iv) of paragraph (1)(B) of subsection (a) has been made under subsection (a).

(2) LIMITATION AFTER REVIEW PERIOD.—After June 15, 2008, no official of the Department of Defense may, except as provided in subsection (e) or (f), order, purchase, or otherwise procure property or services in an amount in excess of $100,000 through a covered non-defense agency that, having been subject to review under this section, has not been determined under this section as being compliant with defense procurement requirements.

(3) LIMITATION FOLLOWING FAILURE TO REACH MOU.—Commencing on the date that is 60 days after the date of the enactment of this Act, if a memorandum of understanding between the Inspector General of the Department of Defense and the Inspector General of a covered non-defense agency cannot be attained causing the review required by this section to not be performed, no official of the Department of Defense, except as provided in subsection (e) or (f), may order, purchase or otherwise procure property or services in an amount in excess of $100,000 through such non-defense agency.

(e) EXCEPTION FROM APPLICABILITY OF LIMITATIONS.—

(1) EXCEPTION.—No limitation applies under subsection (d) with respect to the procurement of property and services on behalf of the Department of Defense by a covered non-defense agency during any period that there is in effect a determination of the Under Secretary of Defense for Acquisition, Technology, and Logistics, made in writing, that it is necessary in the interest of the Department of Defense to continue to procure property and services through such non-defense agency.

(2) APPLICABILITY OF DETERMINATION.—A written determination with respect to a covered non-defense agency under paragraph (1) is in effect for the period, not in excess of one year, that the Under Secretary shall specify in the written determination. The Under Secretary may extend from time to time, for up to one year at a time, the period for which the written determination remains in effect.

(f) TERMINATION OF APPLICABILITY OF LIMITATIONS.—Subsection (d) shall cease to apply to a covered non-defense agency on the date on which the Inspector General of the Department of Defense and the Inspector General of such non-defense agency jointly—

(1) determine that such non-defense agency is compliant with defense procurement requirements; and

(2) notify the Secretary of Defense of that determination.

(g) IDENTIFICATION OF PROCUREMENTS MADE DURING A PARTICULAR FISCAL YEAR.—For the purposes of subsection (a), a procurement shall be treated as being made during a particular fiscal year to the extent that funds are obligated by the Department of Defense for that procurement in that fiscal year.

(h) RESOLUTION OF DISAGREEMENTS.—If the Inspector General of the Department of Defense and the Inspector General of a covered non-defense agency are unable to agree on a joint determination under subsection (a) or (f), a determination by the Inspector General of the Department of Defense under such subsection shall be conclusive for the purposes of this section.

(i) DEFINITIONS.—In this section:

(1) The term ''covered non-defense agency'' means each of the following:

(A) The Department of Veterans Affairs.

(B) The National Institutes of Health.

(2) The term ''governmentwide acquisition contract'', with respect to a covered non-defense agency, means a task or delivery order contract that—

(A) is entered into by the non-defense agency; and

(B) may be used as the contract under which property or services are procured for one or more other departments or agencies of the Federal Government.

SEC. 818. DETERMINATION OF CONTRACT TYPE FOR DEVELOPMENT PROGRAMS.

(a) REPEAL OF SUPERSEDED REQUIREMENTS.—Section 807 of the National Defense Authorization Act, Fiscal Year 1989 (10 U.S.C. 2304 note) is repealed.

(b) MODIFICATION OF REGULATIONS.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense shall modify the regulations of the Department of Defense regarding the determination of contract type for development programs.

(c) ELEMENTS.—As modified under subsection (b), the regulations shall require the Milestone Decision Authority for a major defense acquisition program to select the contract type for a development program at the time of a decision on Milestone B approval (or Key Decision Point B approval in the case of a space program) that is consistent with the level of program risk for the program. The Milestone Decision Authority may select—

(1) a fixed-price type contract (including a fixed price incentive contract); or

(2) a cost type contract.

(d) CONDITIONS WITH RESPECT TO AUTHORIZATION OF COST TYPE CONTRACT.—As modified under subsection (b), the regulations shall provide that the Milestone Decision Authority may authorize the use of a cost type contract under subsection (c) for a development program only upon a written determination that—

(1) the program is so complex and technically challenging that it would not be practicable to reduce program risk to a level that would permit the use of a fixed-price type contract; and

(2) the complexity and technical challenge of the program is not the result of a failure to meet the requirements established in section 2366a of title 10, United States Code.

(e) JUSTIFICATION FOR SELECTION OF CONTRACT TYPE.—As modified under subsection (b), the regulations shall require the Milestone Decision Authority to document the basis for the contract type selected for a program. The documentation shall include an explanation of the level of program risk for the program and, if the Milestone Decision Authority determines that the level of program risk is high, the steps that have been taken to reduce program risk and reasons for proceeding with Milestone B approval despite the high level of program risk.

SEC. 819. THREE-YEAR EXTENSION OF REQUIREMENT FOR REPORTS ON COMMERCIAL PRICE TREND ANALYSES OF THE DEPARTMENT OF DEFENSE.

Section 803(c)(4) of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (10 U.S.C. 2306a note) is amended by striking ''2006'' and inserting ''2009''.

SEC. 820. GOVERNMENT PERFORMANCE OF CRITICAL ACQUISITION FUNCTIONS.

(a) GOAL.—It shall be the goal of the Department of Defense and each of the military departments to ensure that, within five years after the date of the enactment of this Act, for each major defense acquisition program and each major automated information system program, each of the following positions is performed by a properly qualified member of the Armed Forces or full-time employee of the Department of Defense:

(1) Program manager.

(2) Deputy program manager.

(3) Chief engineer.

(4) Systems engineer.

(5) Cost estimator.

(b) PLAN OF ACTION.—Not later than six months after the date of enactment of this Act, the Secretary of Defense shall develop and begin implementation of a plan of action for recruiting, training, and ensuring appropriate career development of military and civilian personnel to achieved the objective established in subsection (a). The plan of action required by this subsection shall include specific, measurable interim milestones.

(c) REPORTS.—Not later than one year after the date of the enactment of this Act and each year thereafter, the Secretary of Defense shall submit to the congressional defense committees a report on the progress made by the Department of Defense and the military departments toward achieving the goal established in subsection (a).

(d) DEFINITIONS.—In this section:

(1) The term ''major defense acquisition program'' has the meaning given such term in section 2430(a) of title 10, United States Code.

(2) The term ''major automated information system program'' has the meaning given such term in section 2445a(a) of title 10, United States Code (as added by section 816 of this Act).

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

SEC. 831. ONE-YEAR EXTENSION OF SPECIAL TEMPORARY CONTRACT CLOSEOUT AUTHORITY.

Section 804(d) of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136; 117 Stat. 1542) is amended by striking ''September 30, 2006'' and inserting ''September 30, 2007''.

SEC. 832. LIMITATION ON CONTRACTS FOR THE ACQUISITION OF CERTAIN SERVICES.

(a) LIMITATION.—Except as provided in subsection (b), the Secretary of Defense may not enter into a service contract to acquire a military flight simulator.

(b) WAIVER.—The Secretary of Defense may waive subsection (a) with respect to a contract if the Secretary—

(1) determines that a waiver is necessary for national security purposes; and

(2) provides to the congressional defense committees an economic analysis as described in subsection (c) at least 30 days before the waiver takes effect.

(c) ECONOMIC ANALYSIS.—The economic analysis provided under subsection (b) shall include, at a minimum, the following:

(1) A clear explanation of the need for the contract.

(2) An examination of at least two alternatives for fulfilling the requirements that the contract is meant to fulfill, including the following with respect to each alternative:

(A) A rationale for including the alternative.

(B) A cost estimate of the alternative and an analysis of the quality of each cost estimate.

(C) A discussion of the benefits to be realized from the alternative.

(D) A best value determination of each alternative and a detailed explanation of the lifecycle cost calculations used in the determination.

(d) DEFINITIONS.—In this section:

(1) The term ''military flight simulator'' means any major system to simulate the form, fit, and function of a military aircraft that has no commonly available commercial variant.

(2) The term ''service contract'' means any contract entered into by the Department of Defense the principal purpose of which is to furnish services in the United States through the use of service employees.

(3) The term ''service employees'' has the meaning provided in section 8(b) of the Service Contract Act of 1965 (41 U.S.C. 357(b)).

SEC. 833. USE OF FEDERAL SUPPLY SCHEDULES BY STATE AND LOCAL GOVERNMENTS FOR GOODS AND SERVICES FOR RECOVERY FROM NATURAL DISASTERS, TERRORISM, OR NUCLEAR, BIOLOGICAL, CHEMICAL, OR RADIOLOGICAL ATTACK.

(a) AUTHORITY TO USE SUPPLY SCHEDULES FOR CERTAIN GOODS AND SERVICES.—Section 502 of title 40, United States Code, is amended by adding at the end the following new subsection:

''(d) USE OF SUPPLY SCHEDULES FOR CERTAIN GOODS AND SERVICES.—

''(1) IN GENERAL.—The Administrator may provide for the use by State or local governments of Federal supply schedules of the General Services Administration for goods or services that are to be used to facilitate recovery from a major disaster declared by the President under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) or to facilitate recovery from terrorism or nuclear, biological, chemical, or radiological attack.

''(2) DETERMINATION BY SECRETARY OF HOMELAND SECURITY.—The Secretary of Homeland Security shall determine which goods and services qualify as goods and services described in paragraph (1) before the Administrator provides for the use of the Federal supply schedule relating to such goods and services.

''(3) VOLUNTARY USE.—In the case of the use by a State or local government of a Federal supply schedule pursuant to paragraph (1), participation by a firm that sells to the Federal Government through the supply schedule shall be voluntary with respect to a sale to the State or local government through such supply schedule.

''(4) DEFINITIONS.—The definitions in subsection (c)(3) shall apply for purposes of this subsection.''.

(b) PROCEDURES.—Not later than 30 days after the date of the enactment of this Act, the Administrator of General Services shall establish procedures to implement subsection (d) of section 502 of title 40, United States Code (as added by subsection (a)).

SEC. 834. WAIVERS TO EXTEND TASK ORDER CONTRACTS FOR ADVISORY AND ASSISTANCE SERVICES.

(a) DEFENSE CONTRACTS.—

(1) WAIVER AUTHORITY.—The head of an agency may issue a waiver to extend a task order contract entered into under section 2304b of title 10, United States Code, for a period not exceeding 10 years, through five one-year options, if the head of the agency determines in writing—

(A) that the contract provides engineering or technical services of such a unique and substantial technical nature that award of a new contract would be harmful to the continuity of the program for which the services are performed;

(B) that award of a new contract would create a large disruption in services provided to the Department of Defense; and

(C) that the Department of Defense would, through award of a new contract, endure program risk during critical program stages due to loss of program corporate knowledge of ongoing program activities.

(2) DELEGATION.—The authority of the head of an agency under paragraph (1) may be delegated only to the senior procurement executive of the agency.

(3) REPORT.—Not later than April 1, 2007, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on advisory and assistance services. The report shall include the following information:

(A) The methods used by the Department of Defense to identify a contract as an advisory and assistance services contract, as defined in section 2304b of title 10, United States Code.

(B) The number of such contracts awarded by the Department during the five-year period preceding the date of the enactment of this Act.

(C) The average annual expenditures by the Department for such contracts.

(D) The average length of such contracts.

(E) The number of such contracts recompeted and awarded to the previous award winner.

(4) PROHIBITION ON USE OF AUTHORITY BY DEPARTMENT OF DEFENSE IF REPORT NOT SUBMITTED.—The head of an agency may not issue a waiver under paragraph (1) if the report required by paragraph (3) is not submitted by the date set forth in that paragraph.

(b) CIVILIAN AGENCY CONTRACTS.—

(1) WAIVER AUTHORITY.—The head of an executive agency may issue a waiver to extend a task order contract entered into under section 303I of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 253i) for a period

not exceeding 10 years, through five one-year options, if the head of the agency determines in writing—

(A) that the contract provides engineering or technical services of such a unique and substantial technical nature that award of a new contract would be harmful to the continuity of the program for which the services are performed;

(B) that award of a new contract would create a large disruption in services provided to the executive agency; and

(C) that the executive agency would, through award of a new contract, endure program risk during critical program stages due to loss of program corporate knowledge of ongoing program activities.

(2) DELEGATION.—The authority of the head of an executive agency under paragraph (1) may be delegated only to the Chief Acquisition Officer of the agency (or the senior procurement executive in the case of an agency for which a Chief Acquisition Officer has not been appointed or designated under section 16(a) of the Office of Federal Procurement Policy Act (41 U.S.C. 414(a))).

(3) REPORT.—Not later than April 1, 2007, the Administrator for Federal Procurement Policy shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Government Reform of the House of Representatives a report on advisory and assistance services. The report shall include the following information:

(A) The methods used by executive agencies to identify a contract as an advisory and assistance services contract, as defined in section 303I(i) of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 253i(i)).

(B) The number of such contracts awarded by each executive agency during the five-year period preceding the date of the enactment of this Act.

(C) The average annual expenditures by each executive agency for such contracts.

(D) The average length of such contracts.

(E) The number of such contracts recompeted and awarded to the previous award winner.

(4) PROHIBITION ON USE OF AUTHORITY BY EXECUTIVE AGENCIES IF REPORT NOT SUBMITTED.—The head of an executive agency may not issue a waiver under paragraph (1) if the report required by paragraph (3) is not submitted by the date set forth in that paragraph.

(c) TERMINATION OF AUTHORITY.—A waiver may not be issued under this section after December 31, 2011.

(d) COMPTROLLER GENERAL REVIEW.—

(1) REPORT REQUIREMENT.—Not later than one year after the date of the enactment of this Act, the Comptroller General shall submit to the committees described in paragraph (3) a report on the use of advisory and assistance services contracts by the Federal Government.

(2) DEFENSE AND CIVILIAN AGENCY CONTRACTS COVERED.—The report shall cover both of the following:

(A) Advisory and assistance services contracts as defined in section 2304b of title 10, United States Code.

(B) Advisory and assistance services contracts as defined in section 303I(i) of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 253i(i)).

(3) MATTERS COVERED.—The report shall address the following issues:

(A) The extent to which executive agencies and elements of the Department of Defense require advisory and assistance services for periods of greater than five years.

(B) The extent to which such advisory and assistance services are provided by the same contractors under recurring contracts.

(C) The rationale for contracting for advisory and assistance services that will be needed on a continuing basis, rather than performing the services inside the Federal Government.

(D) The contract types and oversight mechanisms used by the Federal Government in contracts for advisory and assistance services and the extent to which such contract types and oversight mechanisms are adequate to protect the interests of the Government and taxpayers.

(E) The actions taken by the Federal Government to prevent organizational conflicts of interest and improper personal services contracts in its contracts for advisory and assistance services.

(4) COMMITTEES.—The committees described in this paragraph are the following:

(A) The Committees on Armed Services and on Homeland Security and Governmental Affairs of the Senate.

(B) The Committees on Armed Services and on Government Reform of the House of Representatives.

Subtitle D—United States Defense Industrial Base Provisions

SEC. 841. ASSESSMENT AND ANNUAL REPORT OF UNITED STATES DEFENSE INDUSTRIAL BASE CAPABILITIES AND ACQUISITIONS OF ARTICLES, MATERIALS, AND SUPPLIES MANUFACTURED OUTSIDE THE UNITED STATES.

Section 812 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136; 117 Stat. 1542) is amended—

(1) by amending the heading to read as follows:

"SEC. 812. ASSESSMENT AND ANNUAL REPORT OF UNITED STATES DEFENSE INDUSTRIAL BASE CAPABILITIES AND ACQUISITIONS OF ARTICLES, MATERIALS, AND SUPPLIES MANUFACTURED OUTSIDE THE UNITED STATES.";

(2) by adding at the end of subsection (c)(2)(A) the following new clauses:

''(v) The dollar value of any articles, materials, or supplies purchased that were manufactured outside of the United States.

''(vi) An itemized list of all waivers granted with respect to such articles, materials, or supplies under the Buy American Act (41 U.S.C. 10a et seq.).

''(vii) A summary of—

''(I) the total procurement funds expended on articles, materials, and supplies manufactured inside the United States; and

''(II) the total procurement funds expended on articles, materials, and supplies manufactured outside the United States.''; and

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

''(d) PUBLIC AVAILABILITY.—The Secretary of Defense shall make the report submitted under subsection (c) publicly available to the maximum extent practicable.

''(e) APPLICABILITY.—This section shall not apply to acquisitions made by an agency, or component thereof, that is an element of the intelligence community as set forth in or designated under section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4)).''.

SEC. 842. PROTECTION OF STRATEGIC MATERIALS CRITICAL TO NATIONAL SECURITY.

(a) REQUIREMENT TO BUY FROM AMERICAN SOURCES.—

(1) IN GENERAL.—Subchapter V of chapter 148 of title 10, United States Code, is amended by inserting after section 2533a the following new section:

"§2533b. Requirement to buy strategic materials critical to national security from American sources; exceptions

''(a) REQUIREMENT.—Except as provided in subsections (b) through (j), funds appropriated or otherwise available to the Department of Defense may not be used for procurement of—

''(1) the following types of end items, or components thereof, containing a specialty metal not melted or produced in the United States: aircraft, missile and space systems, ships, tank and automotive items, weapon systems, or ammunition; or

''(2) a specialty metal that is not melted or produced in the United States and that is to be purchased directly by the Department of Defense or a prime contractor of the Department.

''(b) AVAILABILITY EXCEPTION.—(1) Subsection (a) does not apply to the extent that the Secretary of Defense or the Secretary of the military department concerned determines that compliant specialty metal of satisfactory quality and sufficient quantity, and in the required form, cannot be procured as and when needed. For purposes of the preceding sentence, the term 'compliant specialty metal' means specialty metal melted or produced in the United States.

''(2) This subsection applies to prime contracts and subcontracts at any tier under such contracts.

''(c) EXCEPTION FOR CERTAIN PROCUREMENTS.—Subsection (a) does not apply to the following:

''(1) Procurements outside the United States in support of combat operations or in support of contingency operations.

''(2) Procurements for which the use of procedures other than competitive procedures has been approved on the basis of section 2304(c)(2) of this title, relating to unusual and compelling urgency of need.

''(d) EXCEPTION RELATING TO AGREEMENTS WITH FOREIGN GOVERNMENTS.—Subsection (a)(1) does not preclude the procurement of a specialty metal if—

''(1) the procurement is necessary—

''(A) to comply with agreements with foreign governments requiring the United States to purchase supplies from foreign sources for the purposes of offsetting sales made by the United States Government or United States firms under approved programs serving defense requirements; or

''(B) in furtherance of agreements with foreign governments in which both such governments agree to remove barriers to purchases of supplies produced in the other country or services performed by sources of the other country; and

''(2) any such agreement with a foreign government complies, where applicable, with the requirements of section 36 of the Arms Export Control Act (22 U.S.C. 2776) and with section 2457 of this title.

''(e) EXCEPTION FOR COMMISSARIES, EXCHANGES, AND OTHER NONAPPROPRIATED FUND INSTRUMENTALITIES.—Subsection (a) does not apply to items purchased for resale purposes in commissaries, exchanges, and nonappropriated fund instrumentalities operated by the Department of Defense.

''(f) EXCEPTION FOR SMALL PURCHASES.—Subsection (a) does not apply to procurements in amounts not greater than the simplified acquisition threshold referred to in section 2304(g) of this title.

''(g) EXCEPTION FOR PURCHASES OF ELECTRONIC COMPONENTS.—Subsection (a) does not apply to procurements of commercially available electronic components whose specialty metal content is de minimis in value compared to the overall value of the lowest level electronic component produced that contains such specialty metal.

''(h) APPLICABILITY TO PROCUREMENTS OF COMMERCIAL ITEMS.—This section applies to procurements of commercial items notwithstanding section 34 of the Office of Federal Procurement Policy Act (41 U.S.C. 430).

''(i) SPECIALTY METAL DEFINED.—In this section, the term 'specialty metal' means any of the following:

''(1) Steel—

''(A) with a maximum alloy content exceeding one or more of the following limits: manganese, 1.65 percent; silicon, 0.60 percent; or copper, 0.60 percent; or

''(B) containing more than 0.25 percent of any of the following elements: aluminum, chromium, cobalt, columbium, molybdenum, nickel, titanium, tungsten, or vanadium.

''(2) Metal alloys consisting of nickel, iron-nickel, and cobalt base alloys containing a total of other alloying metals (except iron) in excess of 10 percent.

''(3) Titanium and titanium alloys.

''(4) Zirconium and zirconium base alloys.

''(j) ADDITIONAL DEFINITIONS.—In this section:

''(1) The term 'United States' includes possessions of the United States.

''(2) The term 'component' has the meaning provided in section 4 of the Office of Federal Procurement Policy Act (41 U.S.C. 403).''.

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

''2533b. Requirement to buy strategic materials critical to national security from American sources; exceptions.''.

(3) CONFORMING AMENDMENTS.—Section 2533a of title 10, United States Code, is amended—

(A) by striking paragraph (2) of subsection (b) and redesignating paragraph (3) of such subsection as paragraph (2);

(B) in subsection (c), by striking ''or specialty metals (including stainless steel flatware)''; and

(C) in subsection (e)—

(i) by striking ''SPECIALTY METALS AND'' in the heading; and

(ii) by striking ''specialty metals or''.

(4) EFFECTIVE DATES.—

(A) Section 2533b of title 10, United States Code, as added by paragraph (1), shall apply with respect to contracts entered into after the date occurring 30 days after the date of the enactment of this Act.

(B) The amendments made by paragraph (3) shall take effect on the date occurring 30 days after the date of the enactment of this Act.

(b) ONE-TIME WAIVER OF SPECIALTY METALS DOMESTIC SOURCE REQUIREMENT.—

(1) AUTHORITY.—The Secretary of Defense or the Secretary of a military department may accept specialty metals if such metals were incorporated into items produced, manufactured, or assembled in the United States before the date of the enactment of this Act with respect to which the contracting officer for the contract determines that the contractor is not in compliance with section 2533b of title 10, United States Code (as added by subsection (a)(1)), if—

(A) the contracting officer for the contract determines in writing that—

(i) it would not be practical or economical to remove or replace the specialty metals incorporated in such items or to substitute items containing compliant materials;

(ii) the prime contractor and subcontractor responsible for providing items containing non-compliant materials have in place an effective plan to ensure compliance with section 2533b of title 10, United States Code (as so added), with regard to items containing specialty metals if such metals were incorporated into items produced, manufactured, or assembled in the United States after the date of the enactment of this Act; and

(iii) the non-compliance is not knowing or willful; and

(B) the Under Secretary of Defense for Acquisition, Technology, and Logistics or the service acquisition executive of the military department concerned approves the determination.

(2) NOTICE.—Not later than 15 days after a contracting officer makes a determination under paragraph (1)(A) with respect to a contract, the contracting officer shall post a notice on FedBizOpps.gov that a waiver has been granted for the contract under this subsection.

(3) DEFINITION.—In this subsection, the term ''FedBizOpps.gov'' means the website maintained by the General Services Administration known as FedBizOpps.gov (or any successor site).

(4) TERMINATION OF AUTHORITY.—A contracting officer may exercise the authority under this subsection only with respect to the delivery of items the final acceptance of which takes place after the date of the enactment of this Act and before September 30, 2010.

SEC. 843. STRATEGIC MATERIALS PROTECTION BOARD.

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

''§ 187. Strategic Materials Protection Board

''(a) ESTABLISHMENT.—(1) The Secretary of Defense shall establish a Strategic Materials Protection Board.

''(2) The Board shall be composed of representatives of the following:

''(A) The Secretary of Defense, who shall be the chairman of the Board.

''(B) The Under Secretary of Defense for Acquisition, Technology, and Logistics.

''(C) The Under Secretary of Defense for Intelligence.

''(D) The Secretary of the Army.

''(E) The Secretary of the Navy.

''(F) The Secretary of the Air Force.

''(b) DUTIES.—In addition to other matters assigned to it by the Secretary of Defense, the Board shall—

''(1) determine the need to provide a long term domestic supply of materials designated as critical to national security to ensure that national defense needs are met;

''(2) analyze the risk associated with each material designated as critical to national security and the effect on national defense that the non-availability of such material from a domestic source would have;

''(3) recommend a strategy to the President to ensure the domestic availability of materials designated as critical to national security;

''(4) recommend such other strategies to the President as the Board considers appropriate to strengthen the industrial base with respect to materials critical to national security; and

''(5) publish not less frequently than once every two years in the Federal Register recommendations regarding materials critical to national security, including a list of specialty metals, if any, recommended for addition to, or removal from, the definition of 'specialty metal' for purposes of section 2533b of this title.

''(c) MEETINGS.—The Board shall meet as determined necessary by the Secretary of Defense but not less frequently than once every two years to make recommendations regarding materials critical to national security as described in subsection (b)(5).

''(d) REPORTS.—After each meeting of the Board, the Board shall prepare and submit to Congress a report containing the results of the meeting and such recommendations as the Board determines appropriate.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item: ''187. Strategic Materials Protection Board.''.

(c) FIRST MEETING OF BOARD.—The first meeting of the Strategic Materials Protection Board, established by section 187 of title 10, United States Code (as added by subsection (a)) shall be not later than 180 days after the date of the enactment of this Act.

Subtitle E—Other Matters

SEC. 851. REPORT ON FORMER DEPARTMENT OF DEFENSE OFFICIALS EMPLOYED BY CONTRACTORS OF THE DEPARTMENT OF DEFENSE.

(a) REPORT REQUIRED.—Not later than December 1, 2007, the Comptroller General shall submit to the Committees on Armed Services of the Senate and House of Representatives a report on the employment of former officials of the Department of Defense by major defense contractors during the most recent calendar year for which, in the judgment of the Comptroller General, data are reasonably available. The report shall assess the extent to which former officials of the Department of Defense who served in acquisition-related positions were provided compensation by major defense contractors during such calendar year.

(b) OBJECTIVES OF REPORT.—The objectives of the report required by subsection (a) shall be to determine the effectiveness of existing statutes and regulations governing the employment of former Department of Defense officials by defense contractors, including section 207 of title 18, United States Code, and section 27 of the Office of Federal Procurement Policy Act (41 U.S.C. 423). At a minimum, the report shall assess the extent to which such former officials who receive compensation from defense contractors have been assigned by those contractors to work on—

(1) Department of Defense contracts or programs for which such former officials personally had program oversight responsibility or decision-making authority when they served in the Department of Defense; or

(2) Department of Defense contracts or programs which are the responsibility of the agency, office, or command in which such former officials served in the Department of Defense.

(c) CONFIDENTIALITY REQUIREMENT.—The report required by subsection (a) shall not include the names of specific former Department of Defense officials who receive compensation from defense contractors or information from which such individuals could be identified.

(d) ACCESS TO INFORMATION.—In accordance with the contract clause required pursuant to section 2313(c) of title 10, United States Code, a major defense contractor shall provide the Comptroller General access to information requested by the Comptroller General for the purpose of this review regarding former officials of the Department of Defense who have received compensation from the contractor during the relevant calendar year.

(e) DEFINITIONS.—In this section:

(1) MAJOR DEFENSE CONTRACTOR.—The term ''major defense contractor'' includes any company that received more than $500,000,000 in contract awards from the Department of Defense in fiscal year 2005.

(2) FORMER DEPARTMENT OF DEFENSE OFFICIAL.—The term ''former Department of Defense official'' means either of the following:

(A) A former Department of Defense employee.

(B) A former or retired member of the Armed Forces.

SEC. 852. REPORT AND REGULATIONS ON EXCESSIVE PASS-THROUGH CHARGES.

(a) COMPTROLLER GENERAL REPORT ON EXCESSIVE PASS-THROUGH CHARGES.—

(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Comptroller General shall issue a report on pass-through charges on contracts or subcontracts (or task or delivery orders) that are entered into for or on behalf of the Department of Defense.

(2) MATTERS COVERED.—The report issued under this subsection—

(A) shall assess the extent to which the Department of Defense has paid excessive pass-through charges to contractors who provided little or no value to the performance of the contract;

(B) shall assess the extent to which the Department has been particularly vulnerable to excessive pass-through charges on any specific category of contracts or by any specific category of contractors (including any category of small business); and

(C) shall determine the extent to which any prohibition on excessive pass-through charges would be inconsistent with existing commercial practices for any specific category of contracts or have an unjustified adverse effect on any specific category of contractors (including any category of small business).

(b) REGULATIONS REQUIRED.—

(1) IN GENERAL.—Not later than May 1, 2007, the Secretary of Defense shall prescribe regulations to ensure that pass-through charges on contracts or subcontracts (or task or delivery orders) that are entered into for or on behalf of

the Department of Defense are not excessive in relation to the cost of work performed by the relevant contractor or subcontractor.

(2) SCOPE OF REGULATIONS.—The regulations prescribed under this subsection—

(A) shall not apply to any firm, fixed-price contract or subcontract (or task or delivery order) that is—

(i) awarded on the basis of adequate price competition; or

(ii) for the acquisition of a commercial item, as defined in section 4(12) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(12)); and

(B) may include such additional exceptions as the Secretary determines to be necessary in the interest of the national defense.

(3) DEFINITION.—In this section, the term ''excessive pass-through charge'', with respect to a contractor or subcontractor that adds no, or negligible, value to a contract or subcontract, means a charge to the Government by the contractor or subcontractor that is for overhead or profit on work performed by a lower-tier contractor or subcontractor (other than charges for the direct costs of managing lower-tier contracts and subcontracts and overhead and profit based on such direct costs).

(4) REPORT.—Not later than one year after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the steps taken to implement the requirements of this subsection, including—

(A) any standards for determining when no, or negligible, value has been added to a contract by a contractor or subcontractor;

(B) any procedures established for preventing excessive pass-through charges; and

(C) any exceptions determined by the Secretary to be necessary in the interest of the national defense.

(5) EFFECTIVE DATE.—The regulations prescribed under this subsection shall apply to contracts awarded for or on behalf of the Department of Defense on or after May 1, 2007.

SEC. 853. PROGRAM MANAGER EMPOWERMENT AND ACCOUNTABILITY.

(a) STRATEGY.—The Secretary of Defense shall develop a comprehensive strategy for enhancing the role of Department of Defense program managers in developing and carrying out defense acquisition programs.

(b) MATTERS TO BE ADDRESSED.—The strategy required by this section shall address, at a minimum—

(1) enhanced training and educational opportunities for program managers;

(2) increased emphasis on the mentoring of current and future program managers by experienced senior executives and program managers within the Department;

(3) improved career paths and career opportunities for program managers;

(4) additional incentives for the recruitment and retention of highly qualified individuals to serve as program managers;

(5) improved resources and support (including systems engineering expertise, cost estimating expertise, and software development expertise) for program managers;

(6) improved means of collecting and disseminating best practices and lessons learned to enhance program management throughout the Department;

(7) common templates and tools to support improved data gathering and analysis for program management and oversight purposes;

(8) increased accountability of program managers for the results of defense acquisition programs; and

(9) enhanced monetary and nonmonetary awards for successful accomplishment of program objectives by program managers.

(c) GUIDANCE ON TENURE AND ACCOUNTABILITY OF PROGRAM MANAGERS BEFORE MILESTONE B.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall revise Department of Defense guidance for major defense acquisition programs to address the qualifications, resources, responsibilities, tenure, and accountability of program managers for the program development period (before Milestone B approval (or Key Decision Point B approval in the case of a space program)).

(d) GUIDANCE ON TENURE AND ACCOUNTABILITY OF PROGRAM MANAGERS AFTER MILESTONE B.—Not later than 180 days after the date of enactment of this Act, the Secretary of Defense shall revise Department of Defense guidance for major defense acquisition programs to address the qualifications, resources, responsibilities, tenure and accountability of program managers for the program execution period (from Milestone B approval (or Key Decision Point B approval in the case of a space program) until the delivery of the first production units of a program). The guidance issued pursuant to this subsection shall address, at a minimum—

(1) the need for a performance agreement between a program manager and the milestone decision authority for the program, setting forth expected parameters for cost, schedule, and performance, and appropriate commitments by the program manager and the milestone decision authority to ensure that such parameters are met;

(2) authorities available to the program manager, including, to the extent appropriate, the authority to object to the addition of new program requirements that would be inconsistent with the parameters established at Milestone B (or Key Decision Point B in the case of a space program) and reflected in the performance agreement; and

(3) the extent to which a program manager for such period should continue in the position without interruption until the delivery of the first production units of the program.

(e) REPORTS.—

(1) REPORT BY SECRETARY OF DEFENSE.—Not later than 270 days after the date of enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the strategy developed pursuant to subsection (a) and the guidance issued pursuant to subsections (b) and (c).

(2) REPORT BY COMPTROLLER GENERAL.—Not later than one year after the date of enactment of this Act, the Comptroller General shall submit to the congressional defense committees a report on the actions taken by the Secretary of Defense to implement the requirements of this section.

SEC. 854. JOINT POLICIES ON REQUIREMENTS DEFINITION, CONTINGENCY PROGRAM MANAGEMENT, AND CONTINGENCY CONTRACTING.

(a) IN GENERAL.—

(1) JOINT POLICY REQUIREMENT.—Chapter 137 of title 10, United States Code, is amended by adding at the end the following new section:

''§ 2333. Joint policies on requirements definition, contingency program management, and contingency contracting

''(a) JOINT POLICY REQUIREMENT.—The Secretary of Defense, in consultation with the Chairman of the Joint Chiefs of Staff, shall develop joint policies for requirements definition, contingency program management, and contingency contracting during combat operations and post-conflict operations.

''(b) REQUIREMENTS DEFINITION MATTERS COVERED.—The joint policy for requirements definition required by subsection (a) shall, at a minimum, provide for the following:

''(1) The assignment of a senior commissioned officer or civilian member of the senior executive service, with appropriate experience and qualifications related to the definition of requirements to be satisfied through acquisition contracts (such as for delivery of products or services, performance of work, or accomplishment of a project), to act as head of requirements definition and coordination during combat operations, post-conflict operations, and contingency operations, if required, including leading a requirements review board involving all organizations concerned.

''(2) An organizational approach to requirements definition and coordination during combat operations, post-conflict operations, and contingency operations that is designed to ensure that requirements are defined in a way that effectively implements United States Government and Department of Defense objectives, policies, and decisions regarding the allocation of resources, coordination of interagency efforts in the theater of operations, and alignment of requirements with the proper use of funds.

''(c) CONTINGENCY PROGRAM MANAGEMENT MATTERS COVERED.—The joint policy for contingency program management required by subsection (a) shall, at a minimum, provide for the following:

''(1) The assignment of a senior commissioned officer or civilian member of the senior executive service, with appropriate program management experience and qualifications, to act as head of program management during combat operations, post-conflict operations, and contingency operations, including stabilization and reconstruction operations involving multiple United States Government agencies and international organizations, if required.

''(2) A preplanned organizational approach to program management during combat operations, post-conflict operations, and contingency operations that is designed to ensure that the Department of Defense is prepared to conduct such program management.

''(3) Identification of a deployable cadre of experts, with the appropriate tools and authority, and trained in processes under paragraph (6).

''(4) Utilization of the hiring and appointment authorities necessary for the rapid deployment of personnel to ensure the availability of key personnel for sufficient lengths of time to provide for continuing program and project management.

''(5) A requirement to provide training (including training under a program to be created by the Defense Acquisition University) to program management personnel in—

''(A) the use of laws, regulations, policies, and directives related to program management in combat or contingency environments;

''(B) the integration of cost, schedule, and performance objectives into practical acquisition strategies aligned with available resources and subject to effective oversight; and

''(C) procedures of the Department of Defense related to funding mechanisms and contingency contract management.

''(6) Appropriate steps to ensure that training is maintained for such personnel even when they are not deployed in a contingency operation.

''(7) Such steps as may be needed to ensure jointness and cross-service coordination in the area of program management during contingency operations.

''(d) CONTINGENCY CONTRACTING MATTERS COVERED.—(1) The joint policy for contingency contracting required by subsection (a) shall, at a minimum, provide for the following:

''(A) The designation of a senior commissioned officer or civilian member of the senior executive service in each military department with the responsibility for administering the policy.

''(B) The assignment of a senior commissioned officer with appropriate acquisition experience and qualifications to act as head of contingency contracting during combat operations, post-conflict operations, and contingency operations, who shall report directly to the commander of the combatant command in whose area of responsibility the operations occur.

''(C) A sourcing approach to contingency contracting that is designed to ensure that each military department is prepared to conduct contingency contracting during combat operations,

post-conflict operations, and contingency operations, including stabilization and reconstruction operations involving interagency organizations, if required.

''(D) A requirement to provide training (including training under a program to be created by the Defense Acquisition University) to contingency contracting personnel in—

''(i) the use of law, regulations, policies, and directives related to contingency contracting operations;

''(ii) the appropriate use of rapid acquisition methods, including the use of exceptions to competition requirements under section 2304 of this title, sealed bidding, letter contracts, indefinite delivery indefinite quantity task orders, set asides under section 8(a) of the Small Business Act (15 U.S.C. 637(a)), undefinitized contract actions, and other tools available to expedite the delivery of goods and services during combat operations or post-conflict operations;

''(iii) the appropriate use of rapid acquisition authority, commanders' emergency response program funds, and other tools unique to contingency contracting; and

''(iv) instruction on the necessity for the prompt transition from the use of rapid acquisition authority to the use of full and open competition and other methods of contracting that maximize transparency in the acquisition process.

''(E) Appropriate steps to ensure that training is maintained for such personnel even when they are not deployed in a contingency operation.

''(F) Such steps as may be needed to ensure jointness and cross-service coordination in the area of contingency contracting.

''(2) To the extent practicable, the joint policy for contingency contracting required by subsection (a) should be taken into account in the development of interagency plans for stabilization and reconstruction operations, consistent with the report submitted by the President under section 1035 of this Act on interagency operating procedures for the planning and conduct of stabilization and reconstruction operations.

''(e) DEFINITIONS.—In this section:

''(1) CONTINGENCY CONTRACTING PERSONNEL.—The term 'contingency contracting personnel' means members of the armed forces and civilian employees of the Department of Defense who are members of the defense acquisition workforce and, as part of their duties, are assigned to provide support to contingency operations (whether deployed or not).

''(2) CONTINGENCY CONTRACTING.—The term 'contingency contracting' means all stages of the process of acquiring property or services by the Department of Defense during a contingency operation.

''(3) CONTINGENCY OPERATION.—The term 'contingency operation' has the meaning provided in section 101(13) of this title.

''(4) ACQUISITION SUPPORT AGENCIES.—The term 'acquisition support agencies' means Defense Agencies and Department of Defense Field Activities that carry out and provide support for acquisition-related activities.

''(5) CONTINGENCY PROGRAM MANAGEMENT.—The term 'contingency program management' means the process of planning, organizing, staffing, controlling, and leading the combined efforts of participating civilian and military personnel and organizations for the management of a specific defense acquisition program or programs during combat operations, post-conflict operations, and contingency operations.

''(6) REQUIREMENTS DEFINITION.—The term 'requirements definition' means the process of translating policy objectives and mission needs into specific requirements, the description of which will be the basis for awarding acquisition contracts for projects to be accomplished, work to be performed, or products to be delivered.''.

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

''2333. Joint policies on requirements definition, contingency contracting, and program management.''.

(b) DEADLINE FOR DEVELOPMENT OF JOINT POLICIES.—The Secretary of Defense shall develop the joint policies required under section 2333 of title 10, United States Code, as added by subsection (a), not later than 18 months after the date of enactment of this Act.

(c) REPORTS.—

(1) INTERIM REPORT.—

(A) REQUIREMENT.—Not later than 365 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives an interim report on requirements definition, contingency contracting, and program management.

(B) MATTERS COVERED.—The report shall include discussions of the following:

(i) Progress in the development of the joint policies under section 2333 of title 10, United States Code.

(ii) The ability of the Armed Forces to support requirements definition, contingency contracting, and program management.

(iii) The ability of commanders of combatant commands to request requirements definition, contingency contracting, or program management support, and the ability of the military departments and the acquisition support agencies to respond to such requests and provide such support, including the availability of rapid acquisition personnel for such support.

(iv) The ability of the current civilian and military acquisition workforce to deploy to combat theaters of operations and to conduct requirements definition, contingency contracting, or program management activities during combat and during post-conflict, reconstruction, or other contingency operations.

(v) The effect of different periods of deployment on continuity in the acquisition process.

(2) FINAL REPORT.—Not later than 18 months after the date of the enactment of this Act, the Secretary of Defense shall submit to the committees referred to in paragraph (1)(A) a final report on requirements definition, contingency contracting, and program management, containing a discussion of the implementation of the joint policies developed under section 2333 of title 10, United States Code (as so added), including updated discussions of the matters covered in the interim report. In addition, the report should include a discussion of the actions taken to ensure that the joint policies will be adequately resourced at the time of execution.

SEC. 855. CLARIFICATION OF AUTHORITY TO CARRY OUT CERTAIN PROTOTYPE PROJECTS.

Section 845(a) of the National Defense Authorization Act for Fiscal Year 1994 (10 U.S.C. 2371 note) is amended—

(1) in paragraph (2)(A), by inserting ''or, for the Defense Advanced Projects Agency or the Missile Defense Agency, the director of the agency'' after ''(41 U.S.C. 414(c))''; and

(2) in paragraph (3), by inserting ''or director of the Defense Advanced Projects Agency or Missile Defense Agency'' after ''executive''.

SEC. 856. CONTRACTING WITH EMPLOYERS OF PERSONS WITH DISABILITIES.

(a) INAPPLICABILITY OF CERTAIN LAWS.—

(1) INAPPLICABILITY OF THE RANDOLPH-SHEPPARD ACT TO CONTRACTS AND SUBCONTRACTS FOR MILITARY DINING FACILITY SUPPORT SERVICES COVERED BY JAVITS-WAGNER-O'DAY ACT.—The Randolph-Sheppard Act (20 U.S.C. 107 et seq.) does not apply to full food services, mess attendant services, or services supporting the operation of a military dining facility that, as of the date of the enactment of this Act, were services on the procurement list established under section 2 of the Javits-Wagner-O'Day Act (41 U.S.C. 47).

(2) INAPPLICABILITY OF THE JAVITS-WAGNER-O'DAY ACT TO CONTRACTS FOR THE OPERATION OF A MILITARY DINING FACILITY.—(A) The Javits-Wagner-O'Day Act (41 U.S.C. 46 et seq.) does not apply at the prime contract level to any contract entered into by the Department of Defense as of the date of the enactment of this Act with a State licensing agency under the Randolph-Sheppard Act (20 U.S.C. 107 et seq.) for the operation of a military dining facility.

(B) The Javits-Wagner-O'Day Act shall apply to any subcontract entered into by a Department of Defense contractor for full food services, mess attendant services, and other services supporting the operation of a military dining facility.

(3) REPEAL OF SUPERSEDED LAW.—Subsections (a) and (b) of section 853 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 2021) are repealed.

(b) REVIEW AND REPORT BY COMPTROLLER GENERAL OF RANDOLPH-SHEPPARD AND JAVITS-WAGNER-O'DAY CONTRACTS.—

(1) IN GENERAL.—The Comptroller General shall conduct a review of a representative sample of food service contracts described in paragraph (2) and determine in writing the following:

(A) Differences in operational procedures and administration of contracts awarded by the Department of Defense under the Randolph-Sheppard Act (20 U.S.C. 107 et seq.) and the Javits-Wagner-O'Day Act (41 U.S.C. 46 et seq.) on a State-by-State basis with regard to the relationship between State licensing agencies and blind vendors.

(B) Differences in competition, source selection, and management processes and procedures for contracts awarded by the Department under the Randolph-Sheppard Act and the Javits-Wagner-O'Day Act, including a review of the average total cost of contract awards and compensation packages to all beneficiaries.

(C) Precise methods used to determine whether a price is fair and reasonable under contracts awarded by the Department under the Randolph-Sheppard Act and the Javits-Wagner-O'Day Act, as required under the Federal Acquisition Regulation and the Defense Federal Acquisition Regulation Supplement.

(2) CONTRACTS COVERED.—For purposes of the review under paragraph (1), a food service contract described in this paragraph is a contract—

(A) for full food services, mess attendant services, or services supporting the operation of all or any part of a military dining facility;

(B) that was awarded under either the Randolph-Sheppard Act or the Javits-Wagner-O'Day Act; and

(C) that is in effect on the date of the enactment of this Act.

(3) REPORT.—Not later than March 1, 2007, the Comptroller General shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the review conducted under this subsection, with such findings and recommendations as the Comptroller General considers appropriate.

(c) REQUIREMENTS FOR INSPECTORS GENERAL OF DEPARTMENT OF DEFENSE AND DEPARTMENT OF EDUCATION.—

(1) REVIEW OF MANAGEMENT PROCEDURES.—Not later than March 1, 2007, the Inspector General of the Department of Defense and the Inspector General of the Department of Education shall jointly review the management procedures under both the Randolph-Sheppard Act (20 U.S.C. 107 et seq.) and the Javits-Wagner-O'Day Act (41 U.S.C. 46 et seq.). In carrying out this paragraph, the Inspectors General shall each have access to the following:

(A) Memoranda on program management and the basis for contract award under the programs.

(B) Guidance sent to State agencies on administration of the programs.

(C) Names of participating vendors, as well as qualifying experience and educational background of such vendors.

(2) MEMORANDUM OF UNDERSTANDING BETWEEN INSPECTORS GENERAL.—Not later than 60

days after the date of the enactment of this Act, the Inspector General of the Department of Defense and the Inspector General of the Department of Education shall enter into a memorandum of understanding with each other to carry out paragraph (1).

(3) REPORT.—Not later than one year after the date of enactment of this Act, the Inspector General of the Department of Defense and the Inspector General of the Department of Education shall jointly submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the review required by paragraph (1). The report shall include—

(A) findings of the Inspectors General regarding the management procedures reviewed; and

(B) such other information and recommendations as the Inspectors General consider appropriate.

(d) DEFINITIONS.—In this section:

(1) The term ''State licensing agency'' means any agency designated by the Secretary of Education under section 2(a)(5) of the Randolph-Sheppard Act (20 U.S.C. 107a(a)(5)).

(2) The term ''military dining facility'' means a facility owned, operated, leased, or wholly controlled by the Department of Defense and used to provide dining services to members of the Armed Forces, including a cafeteria, military mess hall, military troop dining facility, or any similar dining facility operated for the purpose of providing meals to members of the Armed Forces.

SEC. 857. ENHANCED ACCESS FOR SMALL BUSINESS.

Section 9(a) of the Contract Disputes Act of 1978 (41 U.S.C. 608) is amended by striking the period at the end of the first sentence and inserting the following: ''or, in the case of a small business concern (as defined in the Small Business Act and regulations under that Act), $150,000 or less.''.

SEC. 858. PROCUREMENT GOAL FOR HISPANIC-SERVING INSTITUTIONS.

Section 2323 of title 10, United States Code, is amended—

(1) in subsection (a)(1)—

(A) by striking ''and'' at the end of subparagraph (B);

(B) by striking the period at the end of subparagraph (C) and inserting ''; and''; and

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

''(D) Hispanic-serving institutions (as defined in section 502(a) of the Higher Education Act of 1965 (20 U.S.C. 1101a(a)).'';

(2) in subsection (a)(2)—

(A) by inserting after ''historically Black colleges and universities'' the following: '', Hispanic-serving institutions,''; and

(B) by inserting after ''such colleges and universities'' the following: ''and institutions'';

(3) in subsection (c)(1), by inserting after ''historically Black colleges and universities'' the following: '', Hispanic-serving institutions,''; and

(4) in subsection (c)(3), by inserting after ''historically Black colleges and universities'' the following: '', to Hispanic-serving institutions,''.

TITLE IX—DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT

Subtitle A—Department of Defense Management

Sec. 901. Increase in authorized number of Assistant Secretaries of Defense.

Sec. 902. Modifications to the Combatant Commander Initiative Fund.

Sec. 903. Addition to membership of specified council.

Sec. 904. Consolidation and standardization of authorities relating to Department of Defense Regional Centers for Security Studies.

Sec. 905. Oversight by Office of Under Secretary of Defense for Acquisition, Technology, and Logistics of exercise of acquisition authority by combatant commanders and heads of Defense Agencies.

Sec. 906. Standardization of statutory references to ''national security system'' within laws applicable to Department of Defense.

Sec. 907. Correction of reference to predecessor of Defense Information Systems Agency.

Subtitle B—Space Activities

Sec. 911. Designation of successor organizations for the disestablished Interagency Global Positioning Executive Board.

Sec. 912. Extension of authority for pilot program for provision of space surveillance network services to non-United States Government entities.

Sec. 913. Operationally responsive space.

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Subtitle C—Chemical Demilitarization Program

Sec. 921. Sense of Congress on completion of destruction of United States chemical weapons stockpile.

Sec. 922. Comptroller General review of cost-benefit analysis of off-site versus on-site treatment and disposal of hydrolysate derived from neutralization of VX nerve gas at Newport Chemical Depot, Indiana.

Sec. 923. Incentives clauses in chemical demilitarization contracts.

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Subtitle D—Intelligence-Related Matters

Sec. 931. Four-year extension of authority of Secretary of Defense to engage in commercial activities as security for intelligence collection activities.

Sec. 932. Annual reports on intelligence oversight activities of the Department of Defense.

Sec. 933. Collection by National Security Agency of service charges for certification or validation of information assurance products.

Subtitle E—Other Matters

Sec. 941. Department of Defense policy on unmanned systems.

Sec. 942. Executive Schedule level IV for Deputy Under Secretary of Defense for Logistics and Materiel Readiness.

Sec. 943. Study and report on reform of Defense Travel System.

Sec. 944. Administration of pilot project on Civilian Linguist Reserve Corps.

Sec. 945. Improvement of authorities on the National Security Education Program.

Sec. 946. Report on the posture of United States Special Operations Command to conduct the global war on terrorism.

Subtitle A—Department of Defense Management

SEC. 901. INCREASE IN AUTHORIZED NUMBER OF ASSISTANT SECRETARIES OF DEFENSE.

(a) INCREASE.—Section 138(a) of title 10, United States Code, is amended by striking ''nine'' and inserting ''ten''.

(b) CONFORMING AMENDMENT.—Section 5315 of title 5, United States Code, is amended by striking ''(9)'' after ''Assistant Secretaries of Defense'' and inserting ''(10)''.

SEC. 902. MODIFICATIONS TO THE COMBATANT COMMANDER INITIATIVE FUND.

(a) ADDITION TO AUTHORIZED ACTIVITIES.—Subsection (b)(6) of section 166a of title 10, United States Code is amended by striking ''civil assistance'' and inserting ''civic assistance, to include urgent and unanticipated humanitarian relief and reconstruction assistance''.

(b) ADDITIONAL PRIORITY CONSIDERATION.—Subsection (c) of such section is amended—

(1) by striking ''and'' at the end of paragraph (1);

(2) by striking the period at the end of paragraph (2) and inserting ''; and''; and

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

''(3) the provision of funds to be used for urgent and unanticipated humanitarian relief and reconstruction assistance, particularly in a foreign country where the armed forces are engaged in a contingency operation.''.

SEC. 903. ADDITION TO MEMBERSHIP OF SPECIFIED COUNCIL.

Section 179(a) of title 10, United States Code, is amended by adding at the end the following new paragraph:

''(5) The commander of the United States Strategic Command.''.

SEC. 904. CONSOLIDATION AND STANDARDIZATION OF AUTHORITIES RELATING TO DEPARTMENT OF DEFENSE REGIONAL CENTERS FOR SECURITY STUDIES.

(a) BASIC AUTHORITIES FOR REGIONAL CENTERS.—

(1) IN GENERAL.—Section 184 of title 10, United States Code, is amended to read as follows:

''§ 184. Regional Centers for Security Studies

''(a) IN GENERAL.—The Secretary of Defense shall administer the Department of Defense Regional Centers for Security Studies in accordance with this section as international venues for bilateral and multilateral research, communication, and exchange of ideas involving military and civilian participants.

''(b) REGIONAL CENTERS SPECIFIED.—(1) A Department of Defense Regional Center for Security Studies is a Department of Defense institution that—

''(A) is operated, and designated as such, by the Secretary of Defense for the study of security issues relating to a specified geographic region of the world; and

''(B) serves as a forum for bilateral and multilateral research, communication, and exchange of ideas involving military and civilian participants.

''(2) The Department of Defense Regional Centers for Security Studies are the following:

''(A) The George C. Marshall European Center for Security Studies, established in 1993 and located in Garmisch-Partenkirchen, Germany.

''(B) The Asia-Pacific Center for Security Studies, established in 1995 and located in Honolulu, Hawaii.

''(C) The Center for Hemispheric Defense Studies, established in 1997 and located in Washington, D.C.

''(D) The Africa Center for Strategic Studies, established in 1999 and located in Washington, D.C.

''(E) The Near East South Asia Center for Strategic Studies, established in 2000 and located in Washington, D.C.

''(3) No institution or element of the Department of Defense may be designated as a Department of Defense Regional Center for Security Studies for purposes of this section, other than the institutions specified in paragraph (2), except as specifically provided by law after the date of the enactment of this section.

''(c) REGULATIONS.—The administration of the Regional Centers under this section shall be carried out under regulations prescribed by the Secretary.

''(d) PARTICIPATION.—Participants in activities of the Regional Centers may include United States and foreign military, civilian, and nongovernmental personnel.

''(e) EMPLOYMENT AND COMPENSATION OF FACULTY.—At each Regional Center, the Secretary may, subject to the availability of appropriations—

''(1) employ a Director, a Deputy Director, and as many civilians as professors, instructors, and lecturers as the Secretary considers necessary; and

''(2) prescribe the compensation of such persons, in accordance with Federal guidelines.

''(f) PAYMENT OF COSTS.—(1) Participation in activities of a Regional Center shall be on a reimbursable basis (or by payment in advance), except in a case in which reimbursement is waived in accordance with paragraph (3).

''(2) For a foreign national participant, payment of costs may be made by the participant, the participant's own government, by a Department or agency of the United States other than the Department of Defense, or by a gift or donation on behalf of one or more Regional Centers accepted under section 2611 of this title on behalf of the participant's government.

''(3) The Secretary of Defense may waive reimbursement of the costs of activities of the Regional Centers for foreign military officers and foreign defense and security civilian government officials from a developing country if the Secretary determines that attendance of such personnel without reimbursement is in the national security interest of the United States. Costs for which reimbursement is waived pursuant to this paragraph shall be paid from appropriations available to the Regional Centers.

''(4) Funds accepted for the payment of costs shall be credited to the appropriation then currently available to the Department of Defense for the Regional Center that incurred the costs. Funds so credited shall be merged with the appropriation to which credited and shall be available to that Regional Center for the same purposes and same period as the appropriation with which merged.

''(5) Funds available for the payment of personnel expenses under the Latin American cooperation authority set forth in section 1050 of this title are also available for the costs of the operation of the Center for Hemispheric Defense Studies.

''(g) SUPPORT TO OTHER AGENCIES.—The Director of a Regional Center may enter into agreements with the Secretaries of the military departments, the heads of the Defense Agencies, and, with the concurrence of the Secretary of Defense, the heads of other Federal departments and agencies for the provision of services by that Regional Center under this section. Any such participating department and agency shall transfer to the Regional Center funds to pay the full costs of the services received.

''(h) ANNUAL REPORT.—Not later than February 1 of each year, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the operation of the Regional Centers for security studies during the preceding fiscal year. The annual report shall include, for each Regional Center, the following information:

''(1) The status and objectives of the center.

''(2) The budget of the center, including the costs of operating the center.

''(3) A description of the extent of the international participation in the programs of the center, including the costs incurred by the United States for the participation of each foreign nation.

''(4) A description of the foreign gifts and donations, if any, accepted under section 2611 of this title.''.

(2) CLERICAL AMENDMENT.—The item relating to such section in the table of sections at the beginning of chapter 7 of such title is amended to read as follows:

''184. Regional Centers for Security Studies.''.

(b) CONFORMING AMENDMENTS.—

(1) EMPLOYMENT AND COMPENSATION AUTHORITY FOR CIVILIAN FACULTY.—Section 1595 of title 10, United States Code, is amended—

(A) in subsection (c)—

(i) by striking paragraphs (3) and (5); and

(ii) by redesignating paragraphs (4) and (6) as paragraphs (3) and (4), respectively; and

(B) by striking subsection (e).

(2) STATUS OF CENTER FOR HEMISPHERIC DEFENSE STUDIES.—Section 2165 of title 10, United States Code, is amended—

(A) in subsection (b)—

(i) by striking paragraph (6); and

(ii) by redesignating paragraph (7) as paragraph (6); and

(B) by striking subsection (c).

SEC. 905. OVERSIGHT BY OFFICE OF UNDER SECRETARY OF DEFENSE FOR ACQUISITION, TECHNOLOGY, AND LOGISTICS OF EXERCISE OF ACQUISITION AUTHORITY BY COMBATANT COMMANDERS AND HEADS OF DEFENSE AGENCIES.

(a) DESIGNATION OF OFFICIAL FOR OVERSIGHT.—The Secretary of Defense shall designate a senior acquisition official within the Office of the Under Secretary of Defense for Acquisition, Technology, and Logistics to oversee the exercise of acquisition authority by—

(1) any commander of a combatant command who is authorized by section 166b, 167, or 167a of title 10, United States Code, to exercise acquisition authority; and

(2) any head of a Defense Agency who is designated by the Secretary of Defense to exercise acquisition authority.

(b) GUIDANCE.—

(1) IN GENERAL.—The senior acquisition official designated under subsection (a) shall develop guidance to ensure that the use of acquisition authority by commanders of combatant commands and the heads of Defense Agencies—

(A) is in compliance with department-wide acquisition policy; and

(B) is coordinated with and mutually supportive of acquisition programs of the military departments.

(2) URGENT REQUIREMENTS.—Guidance developed under paragraph (1) shall take into account the need to fulfill the urgent requirements of the commanders of combatant commands and the heads of Defense Agencies and to ensure that those requirements are addressed expeditiously.

(c) CONSULTATION.—The senior acquisition official designated under subsection (a) shall on a regular basis consult on matters related to requirements and acquisition with the commanders of combatant commands and the heads of Defense Agencies referred to in that subsection.

(d) DEADLINE FOR DESIGNATION.—The Secretary of Defense shall make the designation required by subsection (a) not later than 180 days after the date of the enactment of this Act.

SEC. 906. STANDARDIZATION OF STATUTORY REFERENCES TO "NATIONAL SECURITY SYSTEM" WITHIN LAWS APPLICABLE TO DEPARTMENT OF DEFENSE.

(a) DEFENSE BUSINESS SYSTEMS.—Section 2222(j)(6) of title 10, United States Code, is amended by striking ''in section 2315 of this title'' and inserting ''in section 3542(b)(2) of title 44''.

(b) CHIEF INFORMATION OFFICER RESPONSIBILITIES.—Section 2223(c)(3) of such title is amended by striking ''section 11103 of title 40'' and inserting ''section 3542(b)(2) of title 44''.

(c) PROCUREMENT OF AUTOMATIC DATA PROCESSING EQUIPMENT AND SERVICES.—The text of section 2315 of such title is amended to read as follows:

''For purposes of subtitle III of title 40, the term 'national security system', with respect to a telecommunications and information system operated by the Department of Defense, has the meaning given that term by section 3542(b)(2) of title 44.''.

SEC. 907. CORRECTION OF REFERENCE TO PREDECESSOR OF DEFENSE INFORMATION SYSTEMS AGENCY.

Paragraph (1) of section 193(f) of title 10, United States Code, is amended to read as follows:

''(1) The Defense Information Systems Agency.''.

Subtitle B—Space Activities

SEC. 911. DESIGNATION OF SUCCESSOR ORGANIZATIONS FOR THE DISESTABLISHED INTERAGENCY GLOBAL POSITIONING EXECUTIVE BOARD.

(a) SUCCESSOR ORGANIZATIONS.—Section 8 of the Commercial Space Transportation Competitiveness Act of 2000 (10 U.S.C. 2281 note) is amended by striking ''by Congress'' and all that follows and inserting ''for the functions and activities of the following organizations established pursuant to the United States Space-Based Position, Navigation, and Timing Policy issued December 8, 2004 (and any successor organization, to the extent the successor organization performs the functions of the specified organization):

''(1) The interagency committee known as the National Space-Based Positioning, Navigation, and Timing Executive Committee.

''(2) The support office for the committee specified in paragraph (1) known as the National Space-Based Positioning, Navigation, and Timing Coordination Office.

''(3) The Federal advisory committee known as the National Space-Based Positioning, Navigation, and Timing Advisory Board.''.

(b) CLARIFICATION.—Such section is further amended by striking ''interagency funding'' and inserting ''multi-agency funding''.

SEC. 912. EXTENSION OF AUTHORITY FOR PILOT PROGRAM FOR PROVISION OF SPACE SURVEILLANCE NETWORK SERVICES TO NON-UNITED STATES GOVERNMENT ENTITIES.

Section 2274(i) of title 10, United States Code, is amended by striking ''shall be conducted'' and all that follows and inserting ''may be conducted through September 30, 2009.''.

SEC. 913. OPERATIONALLY RESPONSIVE SPACE.

(a) UNITED STATES POLICY ON OPERATIONALLY RESPONSIVE SPACE.—It is the policy of the United States to demonstrate, acquire, and deploy an effective capability for operationally responsive space to support military users and operations from space, which shall consist of—

(1) responsive satellite payloads and busses built to common technical standards;

(2) low-cost space launch vehicles and supporting range operations that facilitate the timely launch and on-orbit operations of satellites;

(3) responsive command and control capabilities; and

(4) concepts of operations, tactics, techniques, and procedures that permit the use of responsive space assets for combat and military operations other than war.

(b) OPERATIONALLY RESPONSIVE SPACE PROGRAM OFFICE.—

(1) ESTABLISHMENT OF OFFICE.—Section 2273a of title 10, United States Code, is amended to read as follows:

''§ 2273a. Operationally Responsive Space Program Office

''(a) ESTABLISHMENT.—The Secretary of Defense shall establish within the Department of Defense an office to be known as the Operationally Responsive Space Program Office (in this section referred to as the 'Office').

''(b) HEAD OF OFFICE.—The head of the Office shall be—

''(1) the Department of Defense Executive Agent for Space; or

''(2) the designee of the Secretary of Defense, who shall report to the Department of Defense Executive Agent for Space.

''(c) MISSION.—The mission of the Office shall be—

''(1) to contribute to the development of low-cost, rapid reaction payloads, busses, spacelift, and launch control capabilities in order to fulfill joint military operational requirements for on-demand space support and reconstitution; and

''(2) to coordinate and execute operationally responsive space efforts across the Department

of Defense with respect to planning, acquisition, and operations.

''(d) ELEMENTS.—The Secretary of Defense shall select the elements of the Department of Defense to be included in the Office so as to contribute to the development of capabilities for operationally responsive space and to achieve a balanced representation of the military departments in the Office to ensure proper acknowledgment of joint considerations in the activities of the Office, except that the Office shall include the following:

''(1) A science and technology element that shall pursue innovative approaches to the development of capabilities for operationally responsive space through basic and applied research focused on (but not limited to) payloads, bus, and launch equipment.

''(2) An acquisition element that shall undertake the acquisition of systems necessary to integrate, sustain, and launch assets for operationally responsive space.

''(3) An operations element that shall—

''(A) sustain and maintain assets for operationally responsive space prior to launch;

''(B) integrate and launch such assets; and

''(C) operate such assets in orbit.

''(4) A combatant command support element that shall serve as the primary intermediary between the military departments and the combatant commands in order to—

''(A) ascertain the needs of the commanders of the combatant commands; and

''(B) integrate operationally responsive space capabilities into—

''(i) operations plans of the combatant commands;

''(ii) techniques, tactics, and procedures of the military departments; and

''(iii) military exercises, demonstrations, and war games.

''(5) Such other elements as the Secretary of Defense may consider necessary.

''(e) ACQUISITION AUTHORITY.—The acquisition activities of the Office shall be subject to the following:

''(1) The Department of Defense Executive Agent for Space shall be the senior acquisition executive of the Office.

''(2) The Joint Capabilities Integration and Development System process shall not apply to acquisitions by the Office for operational experimentation.

''(3) The commander of the United States Strategic Command, or the designee of the commander, shall—

''(A) validate all system requirements for systems to be acquired by the Office; and

''(B) participate in the approval of any acquisition program initiated by the Office.

''(4) To the maximum extent practicable, the procurement unit cost of a launch vehicle procured by the Office for launch to low earth orbit should not exceed $20,000,000 (in constant dollars).

''(5) To the maximum extent practicable, the procurement unit cost of an integrated satellite procured by the Office should not exceed $40,000,000 (in constant dollars).

''(f) REQUIRED PROGRAM ELEMENT.—(1) The Secretary of Defense shall ensure that, within budget program elements for space programs of the Department of Defense, that—

''(A) there is a separate, dedicated program element for operationally responsive space;

''(B) to the extent applicable, relevant program elements should be consolidated into the program element required by subparagraph (A); and

''(C) the Office executes its responsibilities through this program element.

''(2) The Office shall manage the program element required by paragraph (1)(A).''.

(2) CLERICAL AMENDMENT.—The item relating to that section in the table of sections at the beginning of chapter 135 of such title is amended to read as follows:

''2273a. Operationally Responsive Space Program Office.''.

(c) PLAN FOR OPERATIONALLY RESPONSIVE SPACE.—

(1) PLAN REQUIRED.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report setting forth a plan for the acquisition by the Department of Defense of capabilities for operationally responsive space to support military users and military operations.

(2) ELEMENTS.—The plan required by paragraph (1) shall include the following:

(A) An identification of the roles and missions of each military department, Defense Agency, and other component or element of the Department of Defense for the fulfillment of the mission of the Department with respect to operationally responsive space.

(B) An identification of the capabilities required by the Department to fulfill such mission during the period covered by the current future-years defense program submitted to Congress pursuant to section 221 of title 10, United States Code, and an additional 10-year period.

(C) A description of the chain of command and reporting structure of the Operationally Responsive Space Program Office established under section 2273a of title 10, United States Code, as amended by subsection (b).

(D) A description of the classification of information required for the Operationally Responsive Space Program Office in order to ensure that the Office carries out its responsibilities under such section 2273a in a proper and efficient manner.

(E) A description of the acquisition policies and procedures applicable to the Operationally Responsive Space Program Office, including a description of any legislative or administrative action necessary to provide the Office additional acquisition authority to carry out its responsibilities.

(F) A schedule for the implementation of the plan and the establishment of the Operationally Responsive Space Program Office.

(G) The funding and personnel required to implement the plan over the course of the current future-years defense program.

(H) A description of any additional authorities and programmatic, organizational, or other changes necessary to ensure that the Operationally Responsive Space Program Office can successfully carry out its responsibilities.

(d) REPEAL OF SUPERSEDED LAW.—Section 913 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3408; 10 U.S.C. 2273a note) is repealed.

SEC. 914. INDEPENDENT REVIEW AND ASSESSMENT OF DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT FOR NATIONAL SECURITY IN SPACE.

(a) INDEPENDENT REVIEW AND ASSESSMENT REQUIRED.—The Secretary of Defense shall select an appropriate entity outside the Department of Defense to conduct an independent review and assessment of the organization and management of the Department of Defense for national security in space. In selecting the entity to conduct the review and assessment, the Secretary shall consult with the chairman and ranking minority member of the Committee on Armed Services of the Senate and the chairman and ranking minority member of the Committee on Armed Services of the House of Representatives.

(b) ELEMENTS.—The review and assessment required by this section shall address the following:

(1) The requirements of the Department of Defense for national security space capabilities, as identified by the Department, and the efforts of the Department to fulfill such requirements.

(2) The actions that could be taken by the Department to modify the organization and management of the Department over the near-term, medium-term, and long-term in order to strengthen United States national security in space, and the ability of the Department to implement its requirements and carry out the future space missions, including the following:

(A) Actions to improve or enhance current interagency coordination processes regarding the operation of national security space assets, including improvements or enhancements in interoperability and communications.

(B) Actions to improve or enhance the relationship between the intelligence aspects of national security space (so-called ''black space'') and the non-intelligence aspects of national security space (so-called ''white space'').

(C) Actions to improve or enhance the manner in which military space issues are addressed by professional military education institutions.

(D) Actions to create a specialized career field for military space acquisition personnel, to include an emphasis on long-term assignments, that could help develop and maintain a professional space acquisition cadre with technical expertise and institutional knowledge.

(c) LIAISON.—The Secretary of Defense shall designate at least one senior civilian employee of the Department of Defense, and at least one general or flag officer, to serve as liaison between the Department, the Armed Forces, and the entity conducting the review and assessment under this section.

(d) REPORT.—Not later than one year after the date of the enactment of this Act, the entity conducting the review and assessment under this section shall submit to the Secretary of Defense and the congressional defense committees a report containing—

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

(2) recommendations on the best means by which the Department may improve its organization and management for national security in space.

Subtitle C—Chemical Demilitarization Program

SEC. 921. SENSE OF CONGRESS ON COMPLETION OF DESTRUCTION OF UNITED STATES CHEMICAL WEAPONS STOCKPILE.

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

(1) The Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction, done at Paris on January 13, 1993 (commonly referred to as the ''Chemical Weapons Convention''), requires that destruction of the entire United States chemical weapons stockpile be completed by no later than the extended deadline of April 29, 2012.

(2) On April 10, 2006, the Department of Defense notified Congress that the United States would not meet even the extended deadline under the Chemical Weapons Convention for destruction of the United States chemical weapons stockpile.

(3) Destroying existing chemical weapons is a homeland security imperative and an arms control priority and is required by United States law.

(4) The elimination and nonproliferation of chemical weapons of mass destruction is of utmost importance to the national security of the United States.

(b) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) the United States is committed to making every effort to safely dispose of its entire chemical weapons stockpile by the Chemical Weapons Convention extended deadline of April 29, 2012, or as soon thereafter as possible, and will carry out all of its other obligations under that Convention;

(2) to prevent further delays in completing the destruction of the United States chemical weapons stockpile, the Secretary of Defense should prepare a comprehensive schedule for the safe destruction of such stockpile and should annually submit that schedule (as currently in effect) to the congressional defense committees, either separately or as part of another required report, until such destruction is completed;

(3) the Secretary of Defense should make every effort to ensure adequate funding to complete the elimination of the United States chemical weapons stockpile in the shortest time possible, consistent with the requirement to protect public health, safety, and the environment; and

(4) when selecting a site for the treatment or disposal of neutralized chemical agent at a location remote from the location where the agent is stored, the Secretary of Defense should propose a credible process that seeks to gain the support of affected communities.

SEC. 922. COMPTROLLER GENERAL REVIEW OF COST-BENEFIT ANALYSIS OF OFF-SITE VERSUS ON-SITE TREATMENT AND DISPOSAL OF HYDROLYSATE DERIVED FROM NEUTRALIZATION OF VX NERVE GAS AT NEWPORT CHEMICAL DEPOT, INDIANA.

(a) REVIEW REQUIRED.—Not later than December 1, 2006, the Comptroller General shall submit to Congress a report containing a review of the cost-benefit analysis prepared by the Secretary of the Army entitled ''Cost-Benefit Analysis of Off-Site Versus On-Site Treatment and Disposal of Newport Caustic Hydrolysate'' and dated April 24, 2006.

(b) CONTENT OF REVIEW.—In conducting the review under subsection (a), the Comptroller General shall consider and assess at a minimum the following matters:

(1) The adequacy of the rationale contained in the cost-benefit analysis referred to in subsection (a) in dismissing five of the eight technologies for hydrolysate treatment directed for consideration on page 116 of the Report of the Committee on Armed Services of the House of Representatives on H.R. 1815 (House Report 109–89).

(2) The rationale for the failure of the Secretary of the Army to consider other technical solutions, such as constructing a wastewater disposal system at the Newport Chemical Depot.

(3) The adequacy of the cost-benefit analysis presented for the three technologies considered.

(c) LIMITATION ON TRANSPORT PENDING REPORT.—The Secretary of the Army may not transport neutralized bulk nerve agent (other than those small quantities necessary for laboratory evaluation of the disposal process) from the Newport Chemical Depot to the State of New Jersey until the earlier of—

(1) the end of the 60-day period beginning on the date on which the report required by subsection (a) is submitted; or

(2) February 1, 2007.

SEC. 923. INCENTIVES CLAUSES IN CHEMICAL DEMILITARIZATION CONTRACTS.

(a) IN GENERAL.—

(1) AUTHORITY TO INCLUDE CLAUSES IN CONTRACTS.—The Secretary of Defense may, for the purpose specified in paragraph (2), authorize the inclusion of an incentives clause in any contract for the destruction of the United States stockpile of lethal chemical agents and munitions carried out pursuant to section 1412 of the Department of Defense Authorization Act, 1986 (50 U.S.C. 1521).

(2) PURPOSE.—The purpose of a clause referred to in paragraph (1) is to provide the contractor for a chemical demilitarization facility an incentive to accelerate the safe elimination of the United States chemical weapons stockpile and to reduce the total cost of the Chemical Demilitarization Program by providing incentive payments for the early completion of destruction operations and the closure of such facility.

(b) INCENTIVES CLAUSES.—

(1) IN GENERAL.—An incentives clause under this section shall permit the contractor for the chemical demilitarization facility concerned the opportunity to earn incentive payments for the completion of destruction operations and facility closure activities within target incentive ranges specified in such clause.

(2) LIMITATION ON INCENTIVE PAYMENTS.—The maximum incentive payment under an incentives clause with respect to a chemical demilitarization facility may not exceed amounts as follows:

(A) In the case of an incentive payment for the completion of destruction operations within the target incentive range specified in such clause, $110,000,000.

(B) In the case of an incentive payment for the completion of facility closure activities within the target incentive range specified in such clause, $55,000,000.

(3) TARGET RANGES.—An incentives clause in a contract under this section shall specify the target incentive ranges of costs for completion of destruction operations and facility closure activities, respectively, as jointly agreed upon by the contracting officer and the contractor concerned. An incentives clause shall require a proportionate reduction in the maximum incentive payment amounts in the event that the contractor exceeds an agreed-upon target cost if such excess costs are the responsibility of the contractor.

(4) CALCULATION OF INCENTIVE PAYMENTS.—The amount of the incentive payment earned by a contractor for a chemical demilitarization facility under an incentives clause under this section shall be based upon a determination by the Secretary on how early in the target incentive range specified in such clause destruction operations or facility closure activities, as the case may be, are completed.

(5) CONSISTENCY WITH EXISTING OBLIGATIONS.—The provisions of any incentives clause under this section shall be consistent with the obligation of the Secretary of Defense under section 1412(c)(1)(A) of the Department of Defense Authorization Act, 1986, to provide for maximum protection for the environment, the general public, and the personnel who are involved in the destruction of the lethal chemical agents and munitions.

(6) ADDITIONAL TERMS AND CONDITIONS.—In negotiating the inclusion of an incentives clause in a contract under this section, the Secretary may include in such clause such additional terms and conditions as the Secretary considers appropriate.

(c) ADDITIONAL LIMITATION ON PAYMENTS.—

(1) PAYMENT CONDITIONAL ON PERFORMANCE.—No payment may be made under an incentives clause under this section unless the Secretary determines that the contractor concerned has satisfactorily performed its duties under such incentives clause.

(2) PAYMENT CONTINGENT ON APPROPRIATIONS.—An incentives clause under this section shall specify that the obligation of the Government to make payment under such incentives clause is subject to the availability of appropriations for that purpose. Amounts appropriated for Chemical Agents and Munitions Destruction, Defense, shall be available for payments under incentives clauses under this section.

SEC. 924. CHEMICAL DEMILITARIZATION PROGRAM CONTRACTING AUTHORITY.

(a) MULTIYEAR CONTRACTING AUTHORITY.—The Secretary of Defense may carry out responsibilities under section 1412(a) of the Department of Defense Authorization Act, 1986 (50 U.S.C. 1521(a)) through multiyear contracts entered into before the date of the enactment of this Act.

(b) AVAILABILITY OF FUNDS.—Contracts entered into under subsection (a) shall be funded through annual appropriations for the destruction of chemical agents and munitions.

Subtitle D—Intelligence-Related Matters

SEC. 931. FOUR-YEAR EXTENSION OF AUTHORITY OF SECRETARY OF DEFENSE TO ENGAGE IN COMMERCIAL ACTIVITIES AS SECURITY FOR INTELLIGENCE COLLECTION ACTIVITIES.

Section 431(a) of title 10, United States Code, is amended by striking ''December 31, 2006'' and inserting ''December 31, 2010''.

SEC. 932. ANNUAL REPORTS ON INTELLIGENCE OVERSIGHT ACTIVITIES OF THE DEPARTMENT OF DEFENSE.

(a) IN GENERAL.—Subchapter I of chapter 21 of title 10, United States Code, is amended by adding at the end the following new section:

''§ 427. Intelligence oversight activities of Department of Defense: annual reports

''(a) ANNUAL REPORTS REQUIRED.—(1) Not later than March 1 of each year, the Secretary of Defense shall submit—

''(A) to the congressional committees specified in subparagraph (A) of paragraph (2) a report on the intelligence oversight activities of the Department of Defense during the previous calendar year insofar as such oversight activities relate to tactical intelligence and intelligence-related activities of the Department; and

''(B) to the congressional committees specified in subparagraph (B) of paragraph (2) a report on the intelligence oversight activities of the Department of Defense during the previous calendar year insofar as such oversight activities relate to intelligence and intelligence-related activities of the Department other than those specified in subparagraph (A).

''(2)(A) The committees specified in this subparagraph are the following:

''(i) The Committee on Armed Services and the Committee on Appropriations of the Senate.

''(ii) The Permanent Select Committee on Intelligence, the Committee on Armed Services, and the Committee on Appropriations of the House of Representatives.

''(B) The committees specified in this subparagraph are the following:

''(i) The Select Committee on Intelligence, the Committee on Armed Services, and the Committee on Appropriations of the Senate.

''(ii) The Permanent Select Committee on Intelligence and the Committee on Appropriations of the House of Representatives.

''(b) ELEMENTS.—Each report under subsection (a) shall include, for the calendar year covered by such report and with respect to oversight activities subject to coverage in that report, the following:

''(1) A description of any violation of law or of any Executive order or Presidential directive (including Executive order No. 12333) that comes to the attention of any General Counsel or Inspector General within the Department of Defense, or the Under Secretary of Defense for Intelligence, and a description of the actions taken by such official with respect to such activity.

''(2) A description of the results of intelligence oversight inspections undertaken by each of the following:

''(A) The Office of the Secretary of Defense.

''(B) Each military department.

''(C) Each combat support agency.

''(D) Each field operating agency.

''(3) A description of any changes made in any program for the intelligence oversight activities of the Department of Defense, including any training program.

''(4) A description of any changes made in any published directive or policy memoranda on the intelligence or intelligence-related activities of—

''(A) any military department;

''(B) any combat support agency; or

''(C) any field operating agency.

''(c) DEFINITIONS.—In this section:

''(1) The term 'intelligence oversight activities of the Department of Defense' refers to any activity undertaken by an agency, element, or component of the Department of Defense to ensure compliance with regard to requirements or instructions on the intelligence and intelligence-related activities of the Department under law or any Executive order or Presidential directive (including Executive Order No. 12333).

''(2) The term 'combat support agency' has the meaning given that term in section 193(f) of this title.

''(3) The term 'field operating agency' means a specialized subdivision of the Department of Defense that carries out activities under the operational control of the Department.''.

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

''427. Intelligence oversight activities of Department of Defense: annual reports.''.

SEC. 933. COLLECTION BY NATIONAL SECURITY AGENCY OF SERVICE CHARGES FOR CERTIFICATION OR VALIDATION OF INFORMATION ASSURANCE PRODUCTS.

The National Security Agency Act of 1959 (50 U.S.C. 402 note) is amended by adding at the end the following new section:

''SEC. 20. (a) The Director may collect charges for evaluating, certifying, or validating information assurance products under the National Information Assurance Program or successor program.

''(b) The charges collected under subsection (a) shall be established through a public rulemaking process in accordance with Office of Management and Budget Circular No. A–25.

''(c) Charges collected under subsection (a) shall not exceed the direct costs of the program referred to in that subsection.

''(d) The appropriation or fund bearing the cost of the service for which charges are collected under the program referred to in subsection (a) may be reimbursed, or the Director may require advance payment subject to such adjustment on completion of the work as may be agreed upon.

''(e) Amounts collected under this section shall be credited to the account or accounts from which costs associated with such amounts have been or will be incurred, to reimburse or offset the direct costs of the program referred to in subsection (a).''.

Subtitle E—Other Matters

SEC. 941. DEPARTMENT OF DEFENSE POLICY ON UNMANNED SYSTEMS.

(a) POLICY REQUIRED.—The Secretary of Defense shall develop a policy, to be applicable throughout the Department of Defense, on research, development, test and evaluation, procurement, and operation of unmanned systems.

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

(1) An identification of missions and mission requirements, including mission requirements for the military departments and joint mission requirements, for which unmanned systems may replace manned systems.

(2) A preference for unmanned systems in acquisition programs for new systems, including a requirement under any such program for the development of a manned system for a certification that an unmanned system is incapable of meeting program requirements.

(3) An assessment of the circumstances under which it would be appropriate to pursue joint development and procurement of unmanned systems and components of unmanned systems.

(4) The transition of unmanned systems unique to one military department to joint systems, when appropriate.

(5) An organizational structure for effective management, coordination, and budgeting for the development and procurement of unmanned systems, including an assessment of the feasibility and advisability of designating a single department or other element of the Department of Defense to act as executive agent for the Department on unmanned systems.

(6) The integration of unmanned and manned systems to enhance support of the missions identified in paragraph (1).

(7) Such other matters that the Secretary of Defense considers to be appropriate.

(c) CONSULTATION.—The Secretary of Defense shall develop the policy required by subsection (a) in consultation with the Chairman of the Joint Chiefs of Staff.

(d) REPORT.—Not later than 120 days after the date of the enactment of this Act, the Secretary shall submit to the congressional defense committees a report containing—

(1) the policy required by subsection (a); and

(2) an implementation plan for the policy that includes—

(A) a strategy and schedules for the replacement of manned systems with unmanned systems in the performance of the missions identified in the policy pursuant to subsection (b)(1);

(B) establishment of programs to address technical, operational, and production challenges, and gaps in capabilities, with respect to unmanned systems; and

(C) an assessment of progress towards meeting the goals identified for the subset of unmanned air and ground systems established in section 220 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106–398; 114 Stat. 1654A–38) .

(e) UNMANNED SYSTEMS DEFINED.—In this section, the term ''unmanned systems'' consists of unmanned aerial systems, unmanned ground systems, and unmanned maritime systems.

SEC. 942. EXECUTIVE SCHEDULE LEVEL IV FOR DEPUTY UNDER SECRETARY OF DEFENSE FOR LOGISTICS AND MATERIEL READINESS.

(a) EXECUTIVE SCHEDULE LEVEL IV.—Section 5315 of title 5, United States Code, is amended by inserting after the item relating to the Deputy Under Secretary of Defense for Personnel and Readiness the following new item:

''Deputy Under Secretary of Defense for Logistics and Materiel Readiness.''.

(b) CONFORMING AMENDMENT.—Section 5314 of title 5, United States Code, is amended by striking the item relating to the Deputy Under Secretary of Defense for Logistics and Materiel Readiness.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act, and shall apply with respect to individuals appointed as Deputy Under Secretary of Defense for Logistics and Materiel Readiness on or after that date.

SEC. 943. STUDY AND REPORT ON REFORM OF DEFENSE TRAVEL SYSTEM.

(a) INDEPENDENT STUDY OF SYSTEM.—

(1) STUDY REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees the results and recommendations of an independent study of the Defense Travel System conducted to determine the most cost-effect method of meeting Department of Defense travel requirements. The study shall be conducted by an entity outside the Department of Defense.

(2) ELEMENTS OF STUDY.—At a minimum, the study required by this subsection shall address the following:

(A) The feasibility of separating the financial infrastructure of the Defense Travel System, including voucher processing, accounting, disbursing, debt collection, management accountability, and archival functions, from the travel reservation process.

(B) The feasibility of converting the travel reservation process to a fee-for-services system or authorizing the use of multiple travel reservation processes, all of which processes would use the financial infrastructure of the Defense Travel System.

(C) The feasibility of making the use of the financial infrastructure of the Defense Travel System mandatory for all Department of Defense travel transactions.

(b) IMPLEMENTATION PLANS.—Not later than 60 days after the Secretary of Defense receives the independent study required by subsection (a), the Secretary shall submit to the congressional defense committees a report describing the actions, if any, that the Secretary intends to take to implement the recommendations contained in the study. If the Secretary does not intend to implement any of the recommendations, the Secretary shall explain the basis for this decision.

(c) CONDITIONS ON NEW CONTRACT OR EXPENDITURES FOR DEFENSE TRAVEL SYSTEM.—Except to continue operations to provide current services and to perform the functions described in paragraphs (1) through (3), the Secretary of Defense may not initiate a new contract for the Defense Travel System or expend funds for the Defense Travel System until each of the following occurs:

(1) The Secretary submits the report required by subsection (b).

(2) The Secretary develops firm, fixed requirements for the Defense Travel System.

(3) The Secretary develops a schedule to phase out the legacy travel systems made redundant by implementation of the Defense Travel System.

SEC. 944. ADMINISTRATION OF PILOT PROJECT ON CIVILIAN LINGUIST RESERVE CORPS.

(a) TRANSFER OF ADMINISTRATION TO SECRETARY OF DEFENSE.—

(1) IN GENERAL.—Administration of the pilot project on the establishment of a Civilian Linguist Reserve Corps required by section 613 of the Intelligence Authorization Act for Fiscal Year 2005 (Public Law 108–487; 118 Stat. 3959; 50 U.S.C. 403–1b note) is hereby transferred from the Director of National Intelligence to the Secretary of Defense.

(2) CONFORMING AMENDMENTS.—Section 613 of the Intelligence Authorization Act for Fiscal Year 2005 is amended—

(A) by striking ''Director of National Intelligence'' each place it appears and inserting ''Secretary of Defense''; and

(B) by striking ''Director'' each place it appears and inserting ''Secretary''.

(b) COORDINATION WITH DIRECTOR OF NATIONAL INTELLIGENCE IN ADMINISTRATION.—Subsection (a) of such section is further amended—

(1) by inserting ''(1)'' after ''PILOT PROJECT.—''; and

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

''(2) The Secretary shall conduct the pilot project in coordination with the Director of National Intelligence.''.

(c) DISCHARGE OF PROJECT THROUGH NATIONAL SECURITY EDUCATION PROGRAM.—Subsection (a) of such section is further amended by adding at the end the following new paragraph:

''(3) The Secretary shall conduct the pilot project through the National Security Education Program.''.

(d) DURATION OF PROJECT.—Subsection (c) of such section is amended by striking ''three-year period'' and inserting ''five-year period''.

(e) REPEAL OF SUPERSEDED AUTHORIZATION.—Such section is further amended by striking subsection (f).

SEC. 945. IMPROVEMENT OF AUTHORITIES ON THE NATIONAL SECURITY EDUCATION PROGRAM.

(a) EXPANSION OF EMPLOYMENT CREDITABLE UNDER SERVICE AGREEMENTS.—Paragraph (2) of subsection (b) of section 802 of the David L. Boren National Security Education Act of 1991 (50 U.S.C. 1902) is amended to read as follows:

''(2)(A) will (in accordance with regulations prescribed by the Secretary of Defense in coordination with the heads of the other Federal departments and agencies concerned) begin work not later than three years after the recipient's completion of degree study during which scholarship assistance was provided under the program—

''(i) for not less than one year in a position certified by the Secretary of Defense, in coordination with the Director of National Intelligence, the Secretary of Homeland Security, and the Secretary of State (as appropriate), as contributing to the national security of the

United States in the Department of Defense, any element of the intelligence community, the Department of Homeland Security, or the Department of State; or

''(ii) for not less than one year in a position in a Federal agency or office that is identified by the Secretary of Defense under subsection (g) as having national security responsibilities if the recipient demonstrates to the Secretary that no position is available in the departments and agencies covered by clause (i); or

''(B) will (in accordance with such regulations) begin work not later than two years after the recipient's completion or termination of study for which fellowship assistance was provided under the program—

''(i) for not less than one year in a position certified by the Secretary of Defense, in coordination with the Director of National Intelligence, the Secretary of Homeland Security, and the Secretary of State (as appropriate), as contributing to the national security of the United States in the Department of Defense, any element of the intelligence community, the Department of Homeland Security, or the Department of State; or

''(ii) for not less than one year in a position in a Federal agency or office that is identified by the Secretary of Defense under subsection (g) as having national security responsibilities if the recipient demonstrates to the Secretary that no position is available in the departments and agencies covered by clause (i); and''.

(b) TEMPORARY EMPLOYMENT AND RETENTION OF CERTAIN PARTICIPANTS.—Such section is further amended—

(1) by redesignating subsections (h) and (i) as subsections (i) and (j), respectively; and

(2) by inserting after subsection (g) the following new subsection (h):

''(h) TEMPORARY EMPLOYMENT AND RETENTION OF CERTAIN PARTICIPANTS.—

''(1) IN GENERAL.—The Secretary of Defense may—

''(A) appoint or retain a person provided scholarship or fellowship assistance under the program in a position in the Department of Defense on an interim basis during the period of the person's pursuit of a degree under the program and for a period not to exceed two years after completion of the degree, but only if, in the case of the period after completion of the degree, there is an active investigation to provide security clearance to the person for an appropriate permanent position in the Department of Defense under subsection (b)(2); and

''(B) if there is no appropriate permanent position available for the person after the end of the periods described in subparagraph (A), separate the person from employment with the Department without regard to any other provision of law, in which event the service agreement of the person under subsection (b) shall terminate.

''(2) TREATMENT OF CERTAIN SERVICE.—The period of service of a person covered by paragraph (1) in a position on an interim basis under that paragraph shall, after completion of the degree, be treated as a period of service for purposes of satisfying the obligated service requirements of the person under the service agreement of the person under subsection (b).''.

(c) PLAN FOR IMPROVING PROGRAM.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a plan for improving the recruitment, placement, and retention within the Department of Defense of individuals who receive scholarships or fellowships under the David L. Boren National Security Education Act of 1991 (50 U.S.C. 1901 et seq.) in order to facilitate the purposes of that Act in meeting the requirements of the Department in acquiring individuals with critical foreign language skills and individuals who are regional experts.

SEC. 946. REPORT ON THE POSTURE OF UNITED STATES SPECIAL OPERATIONS COMMAND TO CONDUCT THE GLOBAL WAR ON TERRORISM.

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

(1) The 2006 Quadrennial Defense Review recommends an increase in the size of the United States Special Operations Command as a fundamental part of the efforts of the Department of Defense to fight the global war on terrorism.

(2) Special operations forces conducting all nine of their statutory activities, as specified in section 167(j) of title 10, United States Code, play a crucial role in the global war on terrorism, and the Department of Defense should take a balanced approach to the expansion of the force structure of that command to provide additional capability in both the active and reserve components.

(3) Special operations forces are engaged in operations across the globe and in extreme and varied operational environments which require specialized training to successfully operate in those environments.

(4) Due to the global and long-term nature of the global war on terrorism, the Secretary of Defense should assess whether the United States Special Operations Command has the appropriate force structure and training focus required for successful operations in the global war on terrorism.

(b) REPORT ON POSTURE OF SOCOM TO CONDUCT THE GLOBAL WAR ON TERRORISM.—Not later than six months after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report assessing the posture of the United States Special Operations Command to conduct the global war on terrorism. The Secretary shall include in the report the following:

(1) The Secretary's assessment of whether the United States Special Operations Command is appropriately manned, resourced, and equipped to successfully meet the long-term requirements of the global war on terrorism.

(2) The Secretary's assessment whether the expansion of that command as recommended in the 2006 Quadrennial Defense Review provides an appropriate balance between active and reserve component capabilities.

(3) The Secretary's assessment of whether United States Special Operations Command has sufficient Army Special Forces to meet the 2006 Quadrennial Defense Review objective of building allied and partner nation capacity through security assistance and other training missions such as the Joint Combined Exchange Training program.

(4) A detailed statement of the efforts of the commander of the United States Special Operations Command to provide special operations forces personnel with specialized environmental training in preparation for operations across the globe and in extreme and varied operational environments such as mountain, jungle, or desert environments.

TITLE X—GENERAL PROVISIONS

Subtitle A—Financial Matters

Sec. 1001. General transfer authority.
Sec. 1002. Authorization of additional emergency supplemental appropriations for fiscal year 2006.
Sec. 1003. Reduction in certain authorizations due to savings relating to lower inflation.
Sec. 1004. Increase in fiscal year 2006 general transfer authority.
Sec. 1005. United States contribution to NATO common-funded budgets in fiscal year 2007.
Sec. 1006. Report on budgeting for fluctuations in fuel cost rates.
Sec. 1007. Modification of date of submittal of OMB/CBO report on scoring of outlays.
Sec. 1008. Budgeting for ongoing military operations in Afghanistan and Iraq.

Subtitle B—Policy Relating to Vessels and Shipyards

Sec. 1011. Aircraft carrier force structure.
Sec. 1012. Sense of Congress on naming the CVN–78 aircraft carrier as the U.S.S. Gerald R. Ford.
Sec. 1013. Transfer of naval vessels to foreign nations based upon vessel class.
Sec. 1014. Overhaul, repair, and maintenance of vessels in foreign shipyards.
Sec. 1015. Report on options for future lease arrangement for Guam Shipyard.
Sec. 1016. Assessments of naval vessel construction efficiencies and of effectiveness of special contractor incentives.
Sec. 1017. Obtaining carriage by vessel: criterion regarding overhaul, repair, and maintenance of vessels in the United States.
Sec. 1018. Riding gang member requirements.
Sec. 1019. Authority to transfer SS Arthur M. Huddell to the Government of Greece.

Subtitle C—Counter-Drug Activities

Sec. 1021. Extension of authority of Department of Defense to provide additional support for counterdrug activities of other governmental agencies.
Sec. 1022. Extension and expansion of Department of Defense authority to provide support for counter-drug activities of certain foreign governments.
Sec. 1023. Extension of authority to support unified counterdrug and counterterrorism campaign in Colombia.
Sec. 1024. Continuation of reporting requirement regarding Department of Defense expenditures to support foreign counterdrug activities.
Sec. 1025. Report on interagency counter-narcotics plan for Afghanistan and South and Central Asian regions.
Sec. 1026. Report on United States support for Operation Bahamas, Turks & Caicos.

Subtitle D—Force Structure and Defense Policy Matters

Sec. 1031. Improvements to Quadrennial Defense Review.
Sec. 1032. Quarterly reports on implementation of 2006 Quadrennial Defense Review Report.
Sec. 1033. Report on feasibility of establishing a regional combatant command for Africa.
Sec. 1034. Determination of Department of Defense intratheater and intertheater airlift requirements and sealift mobility requirements.
Sec. 1035. Presidential report on improving interagency support for United States 21st century national security missions and interagency operations in support of stability, security, transition, and reconstruction operations.

Subtitle E—Reports

Sec. 1041. Additional element in annual report on chemical and biological warfare defense.
Sec. 1042. Report on biodefense human capital requirements in support of biosafety laboratories.
Sec. 1043. Report on technologies for neutralizing or defeating threats to military rotary-wing aircraft from portable air defense systems and rocket-propelled grenades.
Sec. 1044. Reports on expanded use of unmanned aerial vehicles in the National Airspace System.

Sec. 1045. Report on incentives to encourage certain members and former members of the Armed Forces to serve in the Bureau of Customs and Border Protection.
Sec. 1046. Repeal of certain report requirements.
Sec. 1047. Requirement for identification of recently enacted recurring reporting requirements applicable to the Department of Defense.

Subtitle F—Miscellaneous Authorities and Limitations on Availability and Use of Funds

Sec. 1051. Acceptance and retention of reimbursement from non-Federal sources to defray Department of Defense costs of conferences.
Sec. 1052. Increased flexibility in use of funds for Joint Staff exercises.
Sec. 1053. Prohibition on parking of funds.
Sec. 1054. Modification of authorities relating to the Special Inspector General for Iraq Reconstruction.

Subtitle G—Matters Involving Detainees

Sec. 1061. Provision of information to Congress on certain criminal investigations and prosecutions involving detainees.

Subtitle H—Other Matters

Sec. 1071. Technical and clerical amendments.
Sec. 1072. Revision to authorities relating to Commission on the Implementation of the New Strategic Posture of the United States.
Sec. 1073. Revised deadline for submission of final report of EMP Commission.
Sec. 1074. Extension of returning worker exemption to H-2B numerical limitation.
Sec. 1075. Patent term extensions for the badges of the American Legion, the American Legion Women's Auxiliary, and the Sons of the American Legion.
Sec. 1076. Use of the Armed Forces in major public emergencies.
Sec. 1077. Increased hunting and fishing opportunities for members of the Armed Forces, retired members, and disabled veterans.

Subtitle A—Financial Matters

SEC. 1001. GENERAL TRANSFER AUTHORITY.

(a) AUTHORITY TO TRANSFER AUTHORIZATIONS.—

(1) AUTHORITY.—Upon determination by the Secretary of Defense that such action is necessary in the national interest, the Secretary may transfer amounts of authorizations made available to the Department of Defense in this division for fiscal year 2007 between any such authorizations for that fiscal year (or any subdivisions thereof). Amounts of authorizations so transferred shall be merged with and be available for the same purposes as the authorization to which transferred.

(2) LIMITATION.—The total amount of authorizations that the Secretary may transfer under the authority of this section may not exceed $4,500,000,000.

(b) LIMITATIONS.—The authority provided by this section to transfer authorizations—

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

(2) may not be used to provide authority for an item that has been denied authorization by Congress.

(c) EFFECT ON AUTHORIZATION AMOUNTS.—A transfer made from one account to another under the authority of this section shall be deemed to increase the amount authorized for the account to which the amount is transferred by an amount equal to the amount transferred.

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

SEC. 1002. AUTHORIZATION OF ADDITIONAL EMERGENCY SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2006.

(a) IRAQ, AFGHANISTAN, AND THE GLOBAL WAR ON TERROR.—Amounts authorized to be appropriated to the Department of Defense for fiscal year 2006 in the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163) are hereby adjusted, with respect to any such authorized amount, by the amount by which appropriations pursuant to such authorization are increased by a supplemental appropriation, or decreased by a rescission, or both, or are increased by a transfer of funds, pursuant to title I of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109-234).

(b) HURRICANE DISASTER RELIEF AND RECOVERY.—Amounts authorized to be appropriated to the Department of Defense for fiscal year 2006 in the National Defense Authorization Act for Fiscal Year 2006 are hereby adjusted, with respect to any such authorized amount, by the amount by which appropriations pursuant to such authorization are increased by a supplemental appropriation, or decreased by a rescission, or both, or are increased by a transfer of funds, pursuant to title II of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006.

(c) BORDER SECURITY.—Amounts authorized to be appropriated to the Department of Defense for fiscal year 2006 in the National Defense Authorization Act for Fiscal Year 2006 are hereby adjusted, with respect to any such authorized amount, by the amount by which appropriations pursuant to such authorization are increased by a supplemental appropriation, or decreased by a rescission, or both, or are increased by a transfer of funds, pursuant to title V of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006.

SEC. 1003. REDUCTION IN CERTAIN AUTHORIZATIONS DUE TO SAVINGS RELATING TO LOWER INFLATION.

(a) REDUCTION.—The aggregate amount authorized to be appropriated by titles I, II, and III is the amount equal to the sum of all the amounts authorized to be appropriated by such titles reduced by $757,051,000.

(b) SOURCE OF SAVINGS.—Reductions required in order to comply with subsection (a) shall be derived from savings resulting from lower-than-expected inflation as a result of a review of the inflation assumptions used in the preparation of the budget of the President for fiscal year 2007, as submitted to Congress pursuant to section 1005 of title 31, United States Code.

(c) ALLOCATION OF REDUCTION.—The Secretary of Defense shall allocate the reduction required by subsection (a) among the amounts authorized to be appropriated for accounts in titles I, II, and III to reflect the extent to which net savings from lower-than-expected inflation are allocable to amounts authorized to be appropriated to such accounts.

SEC. 1004. INCREASE IN FISCAL YEAR 2006 GENERAL TRANSFER AUTHORITY.

Section 1001(a)(2) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3418) is amended by striking ''$3,500,000,000'' and inserting ''$5,000,000,000''.

SEC. 1005. UNITED STATES CONTRIBUTION TO NATO COMMON-FUNDED BUDGETS IN FISCAL YEAR 2007.

(a) FISCAL YEAR 2007 LIMITATION.—The total amount contributed by the Secretary of Defense in fiscal year 2007 for the common-funded budgets of NATO may be any amount up to, but not in excess of, the amount specified in subsection (b) (rather than the maximum amount that would otherwise be applicable to those contributions under the fiscal year 1998 baseline limitation).

(b) TOTAL AMOUNT.—The amount of the limitation applicable under subsection (a) is the sum of the following:

(1) The amounts of unexpended balances, as of the end of fiscal year 2006, of funds appropriated for fiscal years before fiscal year 2007 for payments for those budgets.

(2) The amount specified in subsection (c)(1).

(3) The amount specified in subsection (c)(2).

(4) The total amount of the contributions authorized to be made under section 2501.

(c) AUTHORIZED AMOUNTS.—Amounts authorized to be appropriated by titles II and III of this Act are available for contributions for the common-funded budgets of NATO as follows:

(1) Of the amount provided in section 201(1), $797,000 for the Civil Budget.

(2) Of the amount provided in section 301(1), $310,277,000 for the Military Budget.

(d) DEFINITIONS.—For purposes of this section:

(1) COMMON-FUNDED BUDGETS OF NATO.—The term ''common-funded budgets of NATO'' means the Military Budget, the Security Investment Program, and the Civil Budget of the North Atlantic Treaty Organization (and any successor or additional account or program of NATO).

(2) FISCAL YEAR 1998 BASELINE LIMITATION.—The term ''fiscal year 1998 baseline limitation'' means the maximum annual amount of Department of Defense contributions for common-funded budgets of NATO that is set forth as the annual limitation in section 3(2)(C)(ii) of the resolution of the Senate giving the advice and consent of the Senate to the ratification of the Protocols to the North Atlantic Treaty of 1949 on the Accession of Poland, Hungary, and the Czech Republic (as defined in section 4(7) of that resolution), approved by the Senate on April 30, 1998.

SEC. 1006. REPORT ON BUDGETING FOR FLUCTUATIONS IN FUEL COST RATES.

(a) SECRETARY OF DEFENSE REPORT.—

(1) REPORT ON BUDGETING FOR FUEL COST FLUCTUATIONS.—Not later than February 15, 2007, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the fuel rate and cost projection used in the annual Department of Defense budget presentation.

(2) MATTERS TO BE INCLUDED.—In the report under paragraph (1), the Secretary shall—

(A) identify alternative approaches for selecting fuel rates that would produce more realistic estimates of amounts required to be appropriated or otherwise made available for the Department of Defense to accommodate fuel rate fluctuations;

(B) discuss the advantages and disadvantages of each approach identified pursuant to subparagraph (A); and

(C) identify the Secretary's preferred approach among the alternative identified pursuant to subparagraph (A) and provide the Secretary's rationale for preferring that approach.

(3) IDENTIFICATION OF ALTERNATIVE APPROACHES.—In identifying alternative approaches pursuant to paragraph (2)(A), the Secretary shall examine—

(A) approaches used by other Federal departments and agencies; and

(B) the feasibility of using private economic forecasting.

(b) COMPTROLLER GENERAL REVIEW AND REPORT.—The Comptroller General shall review the report under subsection (a), including the basis for the Secretary's conclusions stated in the report, and shall submit, not later than March 15, 2007, to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report containing the results of that review.

SEC. 1007. MODIFICATION OF DATE OF SUBMITTAL OF OMB/CBO REPORT ON SCORING OF OUTLAYS.

Section 226(a) of title 10, United States Code, is amended by striking ''January 15 of each year'' and inserting ''April 1 of each year''.

SEC. 1008. BUDGETING FOR ONGOING MILITARY OPERATIONS IN AFGHANISTAN AND IRAQ.

The President's budget submitted to Congress pursuant to section 1105(a) of title 31, United States Code, for each fiscal year after fiscal year 2007 shall include—

(1) a request for the appropriation of funds for such fiscal year for ongoing military operations in Afghanistan and Iraq;

(2) an estimate of all funds expected to be required in that fiscal year for such operations; and

(3) a detailed justification of the funds requested.

Subtitle B—Policy Relating to Vessels and Shipyards

SEC. 1011. AIRCRAFT CARRIER FORCE STRUCTURE.

(a) REDUCTION IN MINIMUM NUMBER OF OPERATIONAL AIRCRAFT CARRIERS REQUIRED BY LAW.—Section 5062(b) of title 10, United States Code, is amended by striking ''12'' and inserting ''11''.

(b) REQUIRED CERTIFICATION BEFORE RETIREMENT OF U.S.S. JOHN F. KENNEDY.—The Secretary of the Navy may not retire the U.S.S. John F. Kennedy (CV–67) from operational status unless the Secretary of Defense first submits to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives the Secretary's certification that the Secretary has received—

(1) a formal notice from the Secretary of Homeland Security that the Department of Homeland Security does not desire to maintain and operate that vessel; and

(2) a formal notice from the North Atlantic Treaty Organization that the North Atlantic Treaty Organization does not desire to maintain and operate that vessel.

(c) CONDITIONS ON STATUS OF U.S.S. JOHN F. KENNEDY IF RETIRED.—Upon the retirement from operational status of the U.S.S. John F. Kennedy (CV–67), the Secretary of the Navy—

(1) while the vessel is in the custody and control of the Navy, shall maintain that vessel in a state of preservation (including configuration control, dehumidification, cathodic protection, and maintenance of spares) that would allow for reactivation of that vessel in the event that the vessel was needed in response to a national emergency; and

(2) if the vessel is transferred from the custody and control of the Navy, shall require as a condition of such transfer that—

(A) if the President declares a national emergency pursuant to the National Emergencies Act (50 U.S.C. 1601 et seq.), the transferee shall, upon request of the Secretary of Defense, return the vessel to the United States; and

(B) in such a case (unless the transferee is otherwise notified by the Secretary), title to the vessel shall revert immediately to the United States.

SEC. 1012. SENSE OF CONGRESS ON NAMING THE CVN–78 AIRCRAFT CARRIER AS THE U.S.S. GERALD R. FORD.

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

(1) Gerald R. Ford has served his country with honor and distinction for the past 64 years, and continues to serve.

(2) Gerald R. Ford was commissioned in the Naval Reserve in 1942 and served valiantly at sea on the U.S.S. Monterey (CVL–26) during World War II, taking part in major operations in the Pacific, including at Makin Island, Kwajalein, Truk, Saipan, and the Philippine Sea.

(3) Gerald R. Ford received 9 engagement stars and 2 bronze stars for his service in the Navy during World War II.

(4) Gerald R. Ford was first elected to the House of Representatives in 1948.

(5) During 25 years of service in the House of Representatives, Gerald R. Ford distinguished himself by an exemplary record for character, decency, and trustworthiness.

(6) Throughout his service in the House of Representatives, Gerald R. Ford was an ardent proponent of strong national defense and international leadership by the United States.

(7) From 1965 to 1973, Gerald R. Ford served as minority leader of the House of Representatives, raising the standard for bipartisanship in his tireless fight for freedom, hope, and justice.

(8) In 1973, Gerald R. Ford was appointed by President Nixon to the office of Vice President of the United States under the 25th Amendment to the Constitution, having been confirmed by overwhelming majorities in both Houses of Congress.

(9) On August 9, 1974, Gerald R. Ford became the 38th President of the United States, taking office during one of the most challenging periods in the history of the United States.

(10) As President from August 9, 1974, to January 20, 1977, Gerald R. Ford restored the faith of the people of the United States in the office of the President through his steady leadership, courage, and ultimate integrity.

(11) As President, Gerald R. Ford helped restore the prestige of the United States in the world community by working to achieve peace in the Middle East, preserve detente with the Soviet Union, and set new limits on the spread of nuclear weapons.

(12) As President, Gerald R. Ford served as Commander in Chief of the Armed Forces with great dignity, supporting a strong Navy and a global military presence for the United States and honoring the members of the Armed Forces.

(13) Since leaving the office of President, Gerald R. Ford has been an international ambassador of American goodwill, a noted scholar and lecturer, a strong supporter of human rights, and a promoter of higher education.

(14) Gerald R. Ford was awarded the Medal of Freedom and the Congressional Gold Medal in 1999 in recognition of his contribution to the Nation.

(15) As President, Gerald R. Ford bore the weight of a constitutional crisis and guided the Nation on a path of healing and restored hope, earning forever the enduring respect and gratitude of the Nation.

(b) NAMING OF CVN–78 AIRCRAFT CARRIER.—It is the sense of Congress that the nuclear-powered aircraft carrier of the Navy designated as CVN–78 should be named the U.S.S. Gerald R. Ford.

SEC. 1013. TRANSFER OF NAVAL VESSELS TO FOREIGN NATIONS BASED UPON VESSEL CLASS.

Section 7307(a) of title 10, United States Code, is amended—

(1) by striking ''disposition of that vessel is approved'' and inserting ''disposal of that vessel, or of a vessel of the class of that vessel, is authorized''; and

(2) by adding at the end the following new sentences: ''In the case of an authorization by law for the disposal of such a vessel that names a specific vessel as being authorized for such disposal, the Secretary of Defense may substitute another vessel of the same class, if the vessel substituted has virtually identical capabilities as the named vessel. In the case of an authorization by law for the disposal of vessels of a specified class, the Secretary may dispose of vessels of that class pursuant to that authorization only in the number of such vessels specified in that law as being authorized for disposal.''.

SEC. 1014. OVERHAUL, REPAIR, AND MAINTENANCE OF VESSELS IN FOREIGN SHIPYARDS.

Section 7310(a) of title 10, United States Code, is amended—

(1) by inserting ''OR GUAM'' in the subsection heading after ''UNITED STATES''; and

(2) by inserting ''or Guam'' after ''in the United States''.

SEC. 1015. REPORT ON OPTIONS FOR FUTURE LEASE ARRANGEMENT FOR GUAM SHIPYARD.

(a) REPORT REQUIRED.—Not later than December 15, 2006, the Secretary of the Navy shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Service of the House of Representatives a report describing the options available with respect to the Guam Shipyard in Santa Rita, Guam.

(b) CONTENTS OF REPORT.—The report required under subsection (a) shall include the following:

(1) An evaluation of the performance of the entities that, as of the date of the enactment of this Act, are the lessee and operators of the Guam Shipyard under the terms of the lease in effect on the date of the enactment of this Act.

(2) An evaluation of each of the following options with respect to the Guam Shipyard lease:

(A) Terminating the remaining term of the lease and issuing a new 25 year lease with the same entity.

(B) Terminating the remaining term of the lease with respect to the approximately 73 acres within the Guam Shipyard that are required for mission requirements and leaving the remaining term of the lease in effect with respect to the approximately 27 acres within the Facility that are not required for mission requirements.

(C) Terminating the remaining term of the lease and negotiating a new use arrangement with a different lessee or operator. The new use arrangement options shall include:

(i) Government-owned and government-operated facility.

(ii) Government-owned and contractor-operated facility.

(iii) Government-leased property for contractor-owned and contractor-operated facility.

(c) OPTIONS FOR NEW USE ARRANGEMENTS.—In evaluating the options under subsection (b)(2)(C), the Secretary of the Navy shall include an evaluation of each of the following:

(1) The anticipated future military vessel repair and workload on Guam in relation to the 2006 Quadrennial Defense Review, issued on February 6, 2006, pursuant to section 118 of title 10, United States Code.

(2) The anticipated military vessel repair and workload attributable to vessels comprising the Maritime Prepositioning Ship Squadron Three.

(3) The anticipated military vessel repair and workload due to a change in section 7310 of title 10, United States Code, that would designate Guam as a United States homeport facility.

(4) The expected workload if the submarine tender the U.S.S. Frank Cable (AS-40) is decommissioned.

(5) The estimated reacquisition costs of transferred Government property.

(6) Costs to improve floating dry dock mooring certification and required nuclear certification for the floating dry dock designated as AFDB-8 to conduct the following maintenance:

(A) Dry-docking selected restricted availabilities and mid-term availability for attack submarines.

(B) Dry-docking phased maintenance availabilities for amphibious vessels, including to amphibious assault ships, dock landing ships, and amphibious transport dock ships.

(C) Dry-docking phased maintenance availabilities for surface combatants, including cruisers, destroyers, and frigates.

(7) Commercial opportunities for development to expand commercial ship repair and general industrial services, given anti-terrorism force protection requirements at the current facility.

(8) Estimates from three contractors for the maintenance and repair costs associated with executing a multiship, multioption contract that would generate a minimum 60,000 manday commitment for the Department of the Navy and Military Sealift Command vessels.

(9) A projection of the maintenance and repair costs associated with executing a minimum 60,000 mandays for the Department of the Navy and Military Sealift Command vessels as a Government-owned and Government-operated Navy ship repair facility.

(d) INPUT FROM CONTRACTORS.—In evaluating the options under clauses (ii) and (iii) of subsection (b)(2)(C) for the purposes of paragraphs

(1), (2), and (3) of subsection (c), the Secretary of the Navy shall seek input from at least three contractors on the viability of operations based on the projected workload fiscal years 2008 through 2013.

(e) RECOMMENDATIONS.—The Secretary of the Navy shall include in the report required under subsection (a) the following:

(1) The recommendations of the Secretary with respect to continuation of the existing Guam Shipyard lease based on evaluations conducted pursuant to subsection (b)(1).

(2) The option under subsection (b)(2) that the Secretary recommends for fiscal year 2008.

(f) GAO REPORT.—Not later than March 1, 2007, the Comptroller General shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Service of the House of Representatives a report evaluating the report submitted by the Secretary of the Navy under subsection (a). The report shall include the option under subsection (b)(2) that the Secretary recommends for fiscal year 2008.

SEC. 1016. ASSESSMENTS OF NAVAL VESSEL CONSTRUCTION EFFICIENCIES AND OF EFFECTIVENESS OF SPECIAL CONTRACTOR INCENTIVES.

(a) ASSESSMENT REQUIRED.—The Secretary of the Navy shall conduct an assessment of each of the aspects of naval vessel construction specified in subsection (b) in order to determine—

(1) what inefficiencies exist in those aspects of naval vessel construction;

(2) what innovative design and production technologies, processes, and performance incentives are warranted to alleviate the inefficiencies so identified; and

(3) what action the Secretary intends to take to facilitate the adoption by the shipbuilding industry of the technologies, processes, and performance incentives identified under paragraph (2).

(b) ASPECTS TO BE ASSESSED.—Subsection (a) applies with respect to the following aspects of naval vessel construction:

(1) Program design, engineering, and production engineering.

(2) Organization and operating systems.

(3) Steelwork production.

(4) Ship construction and outfitting.

(5) Combat systems development, integration, and installation.

(c) CONSIDERATION OF PRIOR ASSESSMENTS.—In making the assessments required by subsection (a), the Secretary shall take into consideration the results of—

(1) the study of the cost effectiveness of the ship construction program of the Navy required by section 1014 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108-375; 118 Stat. 2041);

(2) the assessment of the United States naval shipbuilding industry required by section 254 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3180); and

(3) any prior assessment performed by or on behalf of the Department of Defense.

(d) SPECIAL CONTRACTOR INCENTIVES.—In addition to the assessments under subsection (a), the Secretary shall conduct an assessment of the effectiveness of the use in naval vessel construction contracts of special contract incentives for investment by the contractor in facilities and process improvement projects. Such assessment shall include the following:

(1) A description of the intent of the use of such incentives in naval vessel construction contracts.

(2) A description of the process and criteria used by the Secretary for evaluation of proposed projects to receive such incentives in naval vessel construction contracts and for the selection among such proposed projects for inclusion of incentives in such contracts.

(3) For each facility or process improvement project for which funds were provided in a naval vessel construction contract during the five-year period ending on the date of the enactment of this Act (including the facility or process improvement project contract incentives incorporated in the Virginia-class submarine construction contract and in the CVN-21 construction contract)—

(A) a description of the facility or process improvement project proposed by the contractor;

(B) the amount expended (or to be expended) by the United States for the project under the contract; and

(C) the estimated or actual return on investment for the amounts referred to in subparagraph (B).

(4) The plans of the Secretary of the Navy to use similar contract incentives in ongoing and future shipbuilding programs.

(5) Any recommendation by the Secretary for the enactment of legislation that might increase the effectiveness of, or expand the use of, such contract incentives.

(e) REPORT.—Not later than April 1, 2007, the Secretary of the Navy shall submit to the congressional defense committees a report on—

(1) the Secretary's assessments of naval vessel construction efficiencies under subsection (a), addressing each of the matters specified in that subsection; and

(2) the Secretary's assessment of the effectiveness of special incentives for contractor investment in facilities and process improvement projects under subsection (d).

SEC. 1017. OBTAINING CARRIAGE BY VESSEL: CRITERION REGARDING OVERHAUL, REPAIR, AND MAINTENANCE OF VESSELS IN THE UNITED STATES.

(a) ACQUISITION POLICY.—In order to maintain the national defense industrial base, the Secretary of Defense shall issue an acquisition policy that establishes, as a criterion required to be considered in obtaining carriage by vessel of cargo for the Department of Defense, the extent to which an offeror of such carriage had overhaul, repair, and maintenance work for covered vessels of the offeror performed in shipyards located in the United States.

(b) COVERED VESSELS.—A vessel is a covered vessel of an offeror under this section if the vessel is—

(1) owned, operated, or controlled by the offeror; and

(2) qualified to engage in the carriage of cargo in the coastwise or non-contiguous trade under section 27 of the Merchant Marine Act, 1920 (46 U.S.C. 883), section 12106 of title 46, United States Code, and section 2 of the Shipping Act, 1916 (46 U.S.C. App. 802).

(c) APPLICATION OF POLICY.—The acquisition policy shall include rules providing for application of the policy to covered vessels as expeditiously as is practicable based on the nature of carriage obtained, and by no later than June 1, 2007.

(d) REGULATIONS.—

(1) IN GENERAL.—The Secretary shall prescribe regulations as necessary to carry out the acquisition policy and submit such regulations to the Committees on Armed Services of the Senate and the House of Representatives, by not later than June 1, 2007.

(2) INTERIM REGULATIONS.—

(A) IN GENERAL.—The Secretary may prescribe interim regulations as necessary to carry out the acquisition policy. For this purpose, the Secretary is excepted from compliance with the notice and comment requirements of section 553 of title 5, United States Code.

(B) SUBMISSION TO CONGRESS.—Upon the issuance of interim regulations under this paragraph, the Secretary shall submit to the Committees on Armed Services of the Senate and the House of Representatives the interim regulations and a description of the acquisition policy developed (or being developed) under subsection (a).

(C) EXPIRATION.—All interim regulations prescribed under the authority of this paragraph that are not earlier superseded by final regulations shall expire no later than June 1, 2007.

(e) ANNUAL REPORT.—The Secretary, acting through the United States Transportation Command, shall annually submit to the Committees on Armed Services of the Senate and the House of Representatives a report regarding overhaul, repair, and maintenance performed on covered vessels of each offeror of carriage to which the acquisition policy applies.

(f) DEFINITIONS.—In this section:

(1) FOREIGN SHIPYARD.—The term ''foreign shipyard'' means a shipyard that is not located in the United States.

(2) UNITED STATES.—The term ''United States'' means—

(A) any State of the United States; and

(B) Guam.

SEC. 1018. RIDING GANG MEMBER REQUIREMENTS.

(a) REQUIREMENT FOR CHARTERS AND CONTRACTS.—

(1) IN GENERAL.—The Secretary of Defense may not award, renew, extend, or exercise an option to extend any charter of a vessel documented under chapter 121 of title 46, United States Code, for the Department of Defense, or any contract for the carriage of cargo by a vessel documented under that chapter for the Department of Defense, unless the charter or contract, respectively, includes provisions that allow riding gang members to perform work on the vessel during the effective period of the charter or contract only under terms, conditions, restrictions, and requirements that, except as provided in paragraphs (2) and (3), are substantially the same as those that apply under section 8106 of title 46, United States Code, as in effect immediately before the enactment of this Act, with respect to a vessel referred to in that section.

(2) LIMITATION.—For purposes of paragraph (1) of this subsection, subsections (a)(1)(A)(ii), (c), and (d) of section 8106 of title 46, United States Code, shall not apply with respect to a charter or contract referred to in paragraph (1).

(3) MERCHANT MARINER'S DOCUMENT REQUIRED.—The Secretary of Defense shall include in the provisions required under paragraph (1) a requirement that each riding gang member who performs work on the vessel must hold a merchant mariner's document issued under chapter 73 of title 46, United States Code.

(4) RIDING GANG MEMBER DEFINED.—In this subsection the term ''riding gang member'' has the meaning that term has in section 8106 of title 46, United States Code, as in effect immediately before the enactment of this Act.

(b) EXEMPTIONS BY SECRETARY OF DEFENSE.—

(1) IN GENERAL.—The Secretary of Defense may issue regulations that exempt from the charter or contract provisions required under subsection (a) any individual who is on a vessel for purposes other than engaging in the operation or maintenance of the vessel, including an individual who is—

(A) one of the personnel who accompany, supervise, guard, and maintain unit equipment aboard a ship, commonly referred to as supercargo personnel;

(B) one of the force protection personnel of the vessel;

(C) a specialized repair technician; or

(D) otherwise required by the Secretary of Defense to be aboard the vessel.

(2) BACKGROUND CHECK.—Such regulations shall include a requirement that any individual who is exempt under the regulations must pass a background check before going aboard the vessel, unless the individual holds a merchant mariner's document issued under chapter 73 of title 46, United States Code.

(3) EXEMPTED INDIVIDUAL NOT TREATED AS IN ADDITION TO THE CREW.—An individual exempted under paragraph (1) shall not be counted as an individual in addition to the crew for the purposes of section 3304 of title 46, United States Code.

SEC. 1019. AUTHORITY TO TRANSFER SS ARTHUR M. HUDDELL TO THE GOVERNMENT OF GREECE.

(a) AUTHORITY TO TRANSFER.—The President is authorized to transfer the ex-Liberty ship SS Arthur M. Huddell to the Government of Greece in accordance with such terms and conditions as the President may determine.

(b) ADDITIONAL EQUIPMENT.—The President is authorized to convey additional equipment from other obsolete vessels of the National Defense Reserve Fleet to assist the Government of Greece in using the vessel referred to in subsection (a) as a museum exhibit.

(c) REPAIR AND REFURBISHMENT IN UNITED STATES SHIPYARD.—To the maximum extent practicable, the President shall require, as a condition of the transfer of the vessel referred to in subsection (a), that the Government of Greece have such repair or refurbishment of the vessel as is needed performed at a shipyard located in the United States.

Subtitle C—Counter-Drug Activities

SEC. 1021. EXTENSION OF AUTHORITY OF DEPARTMENT OF DEFENSE TO PROVIDE ADDITIONAL SUPPORT FOR COUNTERDRUG ACTIVITIES OF OTHER GOVERNMENTAL AGENCIES.

Section 1004(a) of the National Defense Authorization Act for Fiscal Year 1991 (10 U.S.C. 374 note) is amended by striking ''through 2006'' and inserting ''through 2011''.

SEC. 1022. EXTENSION AND EXPANSION OF DEPARTMENT OF DEFENSE AUTHORITY TO PROVIDE SUPPORT FOR COUNTER-DRUG ACTIVITIES OF CERTAIN FOREIGN GOVERNMENTS.

(a) EXTENSION OF AUTHORITY.—Paragraph (2) of subsection (a) of section 1033 of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105–85; 111 Stat. 1881), as amended by section 1021 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136: 117 Stat. 1593), is amended by striking ''September 30, 2006'' and inserting ''September 30, 2008''.

(b) ADDITIONAL GOVERNMENTS ELIGIBLE TO RECEIVE SUPPORT.—Subsection (b) of such section is amended by adding at the end the following new paragraphs:

''(10) The Government of Azerbaijan.

''(11) The Government of Kazakhstan.

''(12) The Government of Kyrgyzstan.

''(13) The Government of Armenia.

''(14) The Government of Guatemala.

''(15) The Government of Belize.

''(16) The Government of Panama.''.

(c) TYPES OF SUPPORT.—Subsection (c) of such section is amended—

(1) in paragraph (2), by inserting '', vehicles, and, subject to section 484(a) of the Foreign Assistance Act of 1961 (22 U.S.C. 2291c(a)), aircraft'' after ''patrol boats''; and

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

''(4) The transfer of detection, interception, monitoring, and testing equipment.

''(5) For the Government of Afghanistan only, individual and crew-served weapons of 50 caliber or less and ammunition for such weapons for counter-narcotics security forces.''.

(d) MAXIMUM ANNUAL AMOUNT OF SUPPORT.—Subsection (e)(2) of such section is amended—

(1) by striking ''or $40,000,000'' and inserting ''$40,000,000''; and

(2) by inserting before the period at the end the following: '', or $60,000,000 during either of the fiscal years 2007 and 2008''.

SEC. 1023. EXTENSION OF AUTHORITY TO SUPPORT UNIFIED COUNTERDRUG AND COUNTERTERRORISM CAMPAIGN IN COLOMBIA.

Section 1021 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 2042) is amended—

(1) in subsection (a)(1), by striking ''and 2006'' and inserting ''through 2008''; and

(2) in subsection (c), by striking ''and 2006'' and inserting ''through 2008''.

SEC. 1024. CONTINUATION OF REPORTING REQUIREMENT REGARDING DEPARTMENT OF DEFENSE EXPENDITURES TO SUPPORT FOREIGN COUNTERDRUG ACTIVITIES.

(a) TWO-YEAR EXTENSION OF REPORTING REQUIREMENT.—Section 1022 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106–398; 114 Stat. 1654A–255), as amended by section 1022 of the National Defense Authorization Act for Fiscal Year 2002 (Public Law 107–107; 115 Stat. 1215) and section 1021 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3426), is further amended by striking ''Not later than April 15, 2006,'' and inserting ''(a) REPORTS REQUIRED.—Not later than April 15, 2006, February 15, 2007, and February 15, 2008,''.

(b) ADDITIONAL INFORMATION TO BE INCLUDED.—Such section is further amended—

(1) by designating the second sentence as subsection (b) and striking ''The report'' and inserting ''INFORMATION TO BE PROVIDED.—Each report under this section''; and

(2) in paragraph (2), by inserting before the period at the end the following: ''and the amount of funds provided for each type of counterdrug activity assisted''.

(c) FORM AND SUBMISSION OF REPORTS.—Such section is further amended—

(1) in subsection (a), as designated by subsection (a) of this section, by striking ''the congressional defense committees'' and inserting ''the congressional committees specified in subsection (d)''; and

(2) by adding at the end the following new subsections:

''(c) FORM OF REPORTS.—Each report under this section shall be submitted in both classified and unclassified form.

''(d) SPECIFIED COMMITTEES.—The congressional committees specified in this subsection are the following:

''(1) The Committee on Armed Services, the Committee on Foreign Relations, and the Committee on Appropriations of the Senate.

''(2) The Committee on Armed Services, the Committee on International Relations, and the Committee on Appropriations of the House of Representatives.''.

SEC. 1025. REPORT ON INTERAGENCY COUNTER-NARCOTICS PLAN FOR AFGHANISTAN AND SOUTH AND CENTRAL ASIAN REGIONS.

(a) REPORT REQUIRED.—Not later than December 31, 2006, the Secretary of Defense shall submit to the congressional defense committees a report updating the interagency counter-narcotics implementation plan for Afghanistan and the South and Central Asian regions, including Turkmenistan, Uzbekistan, Tajikistan, Kyrgyzstan, Kazakhstan, Iran, Armenia, Azerbaijan, Pakistan, India, and China.

(b) CONSULTATION.—The report under this section shall be prepared in consultation with the Secretary of State, the Administrator of the Agency for International Development, and the Director of the Drug Enforcement Administration.

(c) MATTERS TO BE INCLUDED.—The report shall include the following for each foreign government covered by the report:

(1) A consideration of what activities should be reallocated among the United States and the foreign government based on the capabilities of each department and agency involved.

(2) Any measures necessary to clarify the legal authority required to complete the mission.

(3) The measures necessary for the United States to successfully complete its counter-narcotics efforts in Afghanistan and the South and Central Asian regions, including an assessment of whether sufficient personnel and other resources, including infrastructure and development initiatives, are being made available by the United States and the foreign government.

(4) Current and proposed United States funding to support counter-narcotics activities of the foreign government.

SEC. 1026. REPORT ON UNITED STATES SUPPORT FOR OPERATION BAHAMAS, TURKS & CAICOS.

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

(1) In 1982 the United States Government created Operation Bahamas, Turks & Caicos (OPBAT) to counter the smuggling of cocaine into the United States.

(2) According to the Drug Enforcement Agency, an estimated 80 percent of the cocaine entering the United States in the 1980s came through the Bahamas, whereas, according to the Office of National Drug Control Policy, only an estimated 10 percent comes through the Bahamas today.

(3) According to the Drug Enforcement Agency, more than 80,000 kilograms of cocaine and nearly 700,000 pounds of marijuana have been seized in Operation Bahamas, Turks & Caicos since 1986, with a combined street value of approximately two billion dollars.

(4) The Army has provided military airlift to law enforcement officials under Operation Bahamas, Turks & Caicos to create an effective, reliable, and immediate response capability for drug interdiction. This support is largely responsible for the decline in cocaine shipments to the United States through the Bahamas.

(5) The Bahamas is an island nation composed of approximately 700 islands and keys, which makes aviation assets the best and most efficient method of transporting law enforcement agents and interdicting smugglers.

(6) It is in the interests of the United States to maintain the results of the successful Operation Bahamas, Turks & Caicos program and prevent drug smugglers from rebuilding their operations through the Bahamas.

(b) REPORT ON UNITED STATES GOVERNMENT SUPPORT FOR OPBAT.—

(1) REPORT ON DECISION TO WITHDRAW.—Not later than 30 days before implementing a decision to withdraw Department of Defense helicopters from Operation Bahamas, Turks & Caicos, the Secretary of Defense shall submit to the Congress a report outlining the plan for the coordination of the Operation Bahamas, Turks & Caicos mission, at the same level of effectiveness, using other United States Government assets.

(2) CONSULTATION.—The Secretary of Defense shall consult with the Secretary of State, the Attorney General, and the Secretary of Homeland Security, and with other appropriate officials of the United States Government, in preparing the report under paragraph (1).

(3) ELEMENTS.—The report under paragraph (1) on the withdrawal of equipment referred to in that paragraph shall include the following:

(A) An explanation of the military justification for the withdrawal of the equipment.

(B) An assessment of the availability of other options (including other Government helicopters) to provide the capability being provided by the equipment to be withdrawn.

(C) An explanation of how each option specified under subparagraph (B) will provide the capability currently provided by the equipment to be withdrawn.

(D) An assessment of the potential use of unmanned aerial vehicles in Operation Bahamas, Turks & Caicos, including the capabilities of such vehicles and any advantages or disadvantages associated with the use of such vehicles in that operation, and a recommendation on whether or not to deploy such vehicles in that operation.

Subtitle D—Force Structure and Defense Policy Matters

SEC. 1031. IMPROVEMENTS TO QUADRENNIAL DEFENSE REVIEW.

(a) FINDINGS.—Congress finds that the comprehensive examination of the defense program

and policies of the United States that is undertaken by the Security Defense every four years pursuant to section 118 of title 10, United States Code, known as the Quadrennial Defense Review, is—

(1) vital in laying out the strategic military planning and threat objectives of the Department of Defense; and

(2) critical to identifying the correct mix of military planning assumptions, defense capabilities, and strategic focuses for the Armed Forces.

(b) SENSE OF CONGRESS.—It is the sense of Congress that the Quadrennial Defense Review is intended to provide more than an overview of global threats and the general strategic orientation of the Department of Defense.

(c) CONDUCT OF REVIEW.—Subsection (b) of section 118 of title 10, United States Code, is amended—

(1) by striking ''and'' at the end of paragraph (2);

(2) by striking the period at the end of paragraph (3) and inserting ''; and''; and

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

''(4) to make recommendations that are not constrained to comply with the budget submitted to Congress by the President pursuant to section 1105 of title 31.''.

(d) ADDITIONAL ELEMENTS IN REPORT TO CONGRESS.—Subsection (d) of such section is amended—

(1) in paragraph (1), by inserting '', the strategic planning guidance,'' after ''United States'';

(2) by redesignating paragraphs (9) through (15) as paragraphs (10), (11), (12), (13), (14), (15), and (17), respectively;

(3) by inserting after paragraph (8) the following new paragraph (9):

''(9) The specific capabilities, including the general number and type of specific military platforms, needed to achieve the strategic and warfighting objectives identified in the review.''; and

(4) by inserting after paragraph (15), as redesignated by paragraph (2), the following new paragraph:

''(16) The homeland defense and support to civil authority missions of the active and reserve components, including the organization and capabilities required for the active and reserve components to discharge each such mission.''.

(e) CJCS REVIEW.—Subsection (e)(1) of such section is amended by inserting before the period at the end the following: ''and a description of the capabilities needed to address such risk''.

(f) INDEPENDENT ASSESSMENT.—Such section is further amended by adding at the end the following new subsection:

''(f) INDEPENDENT PANEL ASSESSMENT.—(1) Not later than six months before the date on which the report on a Quadrennial Defense Review is to be submitted under subsection (d), the Secretary of Defense shall establish a panel to conduct an assessment of the quadrennial defense review.

''(2) Not later than three months after the date on which the report on a quadrennial defense review is submitted under subsection (d) to the congressional committees named in that subsection, the panel appointed under paragraph (1) shall submit to those committees an assessment of the review, including the recommendations of the review, the stated and implied assumptions incorporated in the review, and the vulnerabilities of the strategy and force structure underlying the review. The assessment of the panel shall include analyses of the trends, asymmetries, and concepts of operations that characterize the military balance with potential adversaries, focusing on the strategic approaches of possible opposing forces.''.

SEC. 1032. QUARTERLY REPORTS ON IMPLEMENTATION OF 2006 QUADRENNIAL DEFENSE REVIEW REPORT.

(a) REPORTS REQUIRED.—Not later than 30 days after the end of each fiscal-year quarter, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the implementation of recommendations described in the Department of Defense 2006 Quadrennial Defense Review Report.

(b) CONTENTS OF REPORTS.—Each quarterly report under subsection (a) shall, at a minimum—

(1) describe the processes and procedures established by the Secretary of Defense to examine the various recommendations referred to in subsection (a);

(2) discuss implementation plans and strategies for each area highlighted by the Quadrennial Defense Review Report;

(3) provide relevant information about the status of such implementation; and

(4) indicate changes in the Secretary's assessment of the defense strategies or capabilities required since the publication of the 2006 Quadrennial Defense Review Report.

(c) INITIAL REPORT.—The first report under subsection (a) shall be submitted not later than January 31, 2007.

(d) EXPIRATION OF REQUIREMENT.—The reporting requirement in subsection (a) shall terminate upon the earlier of the following:

(1) The date of the publication of the next Quadrennial Defense Review Report after the date of the enactment of this Act pursuant to section 118 of title 10, United States Code.

(2) The date of transmission of a written notification by the Secretary of Defense to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives that implementation of the recommendations of the 2006 Quadrennial Defense Review is complete.

SEC. 1033. REPORT ON FEASIBILITY OF ESTABLISHING A REGIONAL COMBATANT COMMAND FOR AFRICA.

(a) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the establishment under chapter 6 of title 10, United States Code, of a new unified combatant command with a geographic area of responsibility consisting of the African continent and adjacent waters.

(b) CONTENT.—The report under subsection (a) shall include—

(1) a study on the feasibility and advisability of establishing a combatant command for Africa as described in subsection (a);

(2) an assessment of the benefits and problems associated with establishing such a command; and

(3) an estimate of the costs, time, and resources needed to establish such a command.

SEC. 1034. DETERMINATION OF DEPARTMENT OF DEFENSE INTRATHEATER AND INTERTHEATER AIRLIFT REQUIREMENTS AND SEALIFT MOBILITY REQUIREMENTS.

(a) DETERMINATION OF REQUIREMENTS.—The Secretary of Defense, as part of the 2006 Mobility Capabilities Study, shall determine Department of Defense mobility requirements as follows:

(1) The Secretary shall determine intratheater and intertheater airlift mobility requirements (stated in terms of million ton miles per day) and sealift mobility requirements (stated in terms of tons) necessary to support warfighting objectives of the commanders of the combatant commands for each scenario that was modeled in the 2005 Mobility Capabilities Study and each scenario that is modeled in the 2006 Mobility Capabilities Study.

(2) The Secretary shall determine intratheater and intertheater airlift mobility requirements (stated in terms of million ton miles per day) and sealift mobility requirements (stated in terms of tons) for executing the National Military Strategy with a low acceptable level of risk, with a medium acceptable level of risk, and with a high acceptable level of risk, for each of the following:

(A) Two overlapping ''swift defeat'' campaigns.

(B) The Global War on Terrorism.

(C) Baseline security posture operations.

(D) Homeland defense and civil support operations.

(E) Special operations missions.

(F) Global long-range strike missions.

(G) Strategic nuclear missions.

(b) REPORT.—Not later than February 1, 2007, the Secretary of Defense shall submit to the congressional defense committees a report providing the mobility requirements determined pursuant to subsection (a). As part of the report, the Secretary shall—

(1) set forth each mobility requirement specified in paragraph (1) or (2) of subsection (a); and

(2) compare those defined mobility requirements to the Department of Defense's mobility capability program of record for intertheater and intratheater airlift and sealift.

(c) MOBILITY CAPABILITIES STUDIES.—For purposes of this section:

(1) 2006 MOBILITY CAPABILITIES STUDY.—The term ''2006 Mobility Capabilities Study'' means the studies conducted by the Secretary of Defense and the Joint Staff during 2006 as a follow-on to the 2005 Mobility Capabilities Study.

(2) 2005 MOBILITY CAPABILITIES STUDY.—The term ''2005 Mobility Capabilities Study'' means the comprehensive Mobility Capabilities Study completed in December 2005 and conducted through the Office of Program Analysis and Evaluation of the Department of Defense to assess mobility needs for all aspects of the National Defense Strategy.

SEC. 1035. PRESIDENTIAL REPORT ON IMPROVING INTERAGENCY SUPPORT FOR UNITED STATES 21ST CENTURY NATIONAL SECURITY MISSIONS AND INTERAGENCY OPERATIONS IN SUPPORT OF STABILITY, SECURITY, TRANSITION, AND RECONSTRUCTION OPERATIONS.

(a) REPORT REQUIRED.—Not later than April 1, 2007, the President shall submit to Congress a report on building interagency capacity and enhancing the integration of civilian capabilities of the executive branch with the capabilities of the Armed Forces to enhance the achievement of United States national security goals and objectives.

(b) REPORT ELEMENTS.—The report under subsection (a) shall include the following:

(1) An assessment of the capacity and capabilities required within the civilian agencies of the United States Government to achieve the full range of United States national security goals and objectives, to defend United States national security interests, and, in particular, to coordinate with the Armed Forces where deployed, including capacity and capabilities in at least the following areas:

(A) Organizations and organizational structures, including a description of the roles, responsibilities, and authorities;

(B) Planning and assessment capabilities;

(C) Information sharing policies, practices, and systems;

(D) Leadership issues, including command and control of forces and personnel in the field;

(E) Personnel policies and systems, including those pertaining to recruiting, retention, training, education, promotion, awards, employment, deployment, and retirement; and

(F) Acquisition authorities, including identifying any economies of scale that could be gained by improved coordination of acquisition activities and replicating ''best practices'', as appropriate.

(2) The criteria and considerations used to evaluate progress in each of the areas specified in paragraph (1) towards building interagency

capacity and capabilities and integrating such capabilities across the United States Government to enhance the achievement of United States national security goals and objectives.

(3) Recommendations for specific legislative proposals that would build interagency capacity by—

(A) addressing statutory or budgetary impediments, if any, to the improvement of interagency cooperation and coordination in order to carry out the full range of national security missions (including stability, security, transition, and reconstruction operations); and

(B) providing means to enhance the integration of civilian capabilities with the capabilities of deployed elements of the Armed Forces for each of those national security missions.

(c) ADDITIONAL REPORT ELEMENTS.—The report under subsection (a) shall include a portion dedicated to efforts to address the near-term need to strengthen interagency operations in support of stability, security, transition, and reconstruction operations, including a plan to establish interagency operating procedures for the departments and agencies of the United States Government for the planning and conduct of stability, security, transition, and reconstruction operations. Such plan shall include the following:

(1) A delineation of the roles, responsibilities, and authorities of the departments and agencies of the United States Government for stability, security, transition, and reconstruction operations.

(2) A description of operational processes for setting policy direction for stability, security, transition, and reconstruction operations in order to guide—

(A) operational planning and funding decisions of those departments and agencies;

(B) integration of civilian and military planning efforts;

(C) integration of programs and activities into an implementation plan;

(D) oversight of policy implementation;

(E) provision of guidance to field-level personnel on program direction and priorities; and

(F) monitoring of field implementation of assistance programs.

(3) A description of available capabilities and resources of each department and agency of the United States Government that could be used in support of stability, security, transition, and reconstruction operations and identification of additional resources needed to support the conduct of such operations.

(4) A description of how the capabilities and resources of the departments and agencies of the United States Government will be coordinated to support stability, security, transition, and reconstruction operations.

(5) A description of existing, or planned, protocols between departments and agencies of the United States Government on the utilization and allocation of assets in field operations that support stability, security, transition, and reconstruction operations.

(6) Recommendations for improving interagency training, education, and simulation exercises in order to adequately prepare civilian and military personnel in the departments and agencies of the United States Government to perform stability, security, transition, and reconstruction operations.

(7) Guidance for the implementation of the plan.

(d) FORM OF REPORT.—To the maximum extent practicable, the report shall be unclassified, with a classified annex, if necessary.

Subtitle E—Reports

SEC. 1041. ADDITIONAL ELEMENT IN ANNUAL REPORT ON CHEMICAL AND BIOLOGICAL WARFARE DEFENSE.

Section 1703(b) of the National Defense Authorization Act for Fiscal Year 1994 (50 U.S.C. 1523(b)) is amended by adding at the end the following new paragraph:

''(10) A description of the coordination and integration of the program of the Defense Advanced Research Projects Agency (DARPA) on basic and applied research and advanced technology development on chemical and biological warfare defense technologies and systems under section 1701(c)(2) with the overall program of the Department of Defense on chemical and biological warfare defense, including—

''(A) an assessment of the degree to which the DARPA program is coordinated and integrated with, and supports the objectives and requirements of, the overall program of the Department of Defense; and

''(B) the means by which the Department determines the level of such coordination and support.''.

SEC. 1042. REPORT ON BIODEFENSE HUMAN CAPITAL REQUIREMENTS IN SUPPORT OF BIOSAFETY LABORATORIES.

(a) STUDY REQUIRED.—The Secretary of Defense shall conduct a study to determine the Department of Defense human capital requirements for pending capital programs to construct biodefense laboratories at Biosafety Level (BSL) 3 and Biosafety Level 4 or to expand current biodefense laboratories to such biosafety levels.

(b) ELEMENTS.—In conducting the study, the Secretary shall address the following:

(1) The number of trained research and support staff, by discipline and qualification level, including researchers, laboratory technicians, animal handlers, facility managers, facility or equipment maintainers, biosecurity personnel (including biosafety, physical, and electronic security personnel), and other safety personnel required—

(A) for existing biodefense laboratories at Biosafety Level 3 and Biosafety Level 4; and

(B) to manage biodefense research efforts to combat bioterrorism at the biodefense laboratories described in subsection (a).

(2) Plans to recruit and retain skilled personnel, in numbers sufficient to meet requirements described in paragraph (1)(B).

(3) A forecast of the training required to provide the personnel described by paragraph (1)(B) in time to meet the scheduled openings of the biodefense laboratories described in subsection (a), including—

(A) the types of training required;

(B) the length of training required; and

(C) the training sources.

(c) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit to the Committees on Armed Services of the Senate and House of Representatives a report setting forth the results of the study conducted under this section.

SEC. 1043. REPORT ON TECHNOLOGIES FOR NEUTRALIZING OR DEFEATING THREATS TO MILITARY ROTARY-WING AIRCRAFT FROM PORTABLE AIR DEFENSE SYSTEMS AND ROCKET-PROPELLED GRENADES.

(a) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on technologies for neutralizing or defeating threats to military rotary-wing aircraft posed by portable air defense systems and rocket-propelled grenades that are being researched, developed, employed, or considered by the United States Government or the North Atlantic Treaty Organization.

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

(1) An assessment of the expected value and utility of the technologies referred to in subsection (a), particularly with respect to—

(A) the saving of lives;

(B) the ability to reduce the vulnerability of aircraft; and

(C) the enhancement of the ability of aircraft and their crews to accomplish assigned missions.

(2) An assessment of the potential costs of developing and deploying such technologies.

(3) A description of efforts undertaken to develop such technologies, including—

(A) nonlethal countermeasures;

(B) lasers and other systems designed to dazzle, impede, or obscure threatening weapon or their users;

(C) direct fire response systems;

(D) directed energy weapons; and

(E) passive and active systems.

(4) A description of any impediment to the development of such technologies, such as legal restrictions under the law of war, treaty restrictions under the Protocol on Blinding Lasers, and political obstacles such as the reluctance of other allied countries to pursue such technologies.

SEC. 1044. REPORTS ON EXPANDED USE OF UNMANNED AERIAL VEHICLES IN THE NATIONAL AIRSPACE SYSTEM.

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

(1) Unmanned aerial vehicles (UAVs) serve Department of Defense intelligence, surveillance, reconnaissance, and combat missions.

(2) Operational reliability of unmanned aerial systems continues to improve, and development and fielding of so-called sense-and-avoid technology should continue in order to provide unmanned aerial systems with an appropriate level of safety.

(3) Unmanned aerial vehicles have the potential to support the Nation's homeland defense mission, border security mission, and natural disaster recovery efforts.

(b) REPORTS.—

(1) DOD REPORT.—Not later than one year after the date of the enactment of this Act, the Secretary of Defense shall submit to the relevant congressional committees a report on the actions of the Department of Defense to develop standards for the testing and operation of unmanned aerial vehicles in the National Airspace System.

(2) FAA REPORT.—Not later than one year after the date of the enactment of this Act, the Administrator of the Federal Aviation Administration shall submit to the relevant congressional committees a report on progress in developing a policy for testing and a plan for achieving wider access by unmanned aerial vehicles that are appropriately equipped to operate in the National Airspace System

(3) RELEVANT CONGRESSIONAL COMMITTEE.—For the purposes of this subsection, the relevant congressional committees are the following:

(A) The Committee on Armed Services, the Committee on Commerce, the Committee on Science and Transportation, and the Committee on Homeland Security and Governmental Affairs of the Senate.

(B) The Committee on Armed Services, the Committee on Energy and Commerce, the Committee on Government Reform, and the Committee on Transportation and Infrastructure of the House of Representatives.

SEC. 1045. REPORT ON INCENTIVES TO ENCOURAGE CERTAIN MEMBERS AND FORMER MEMBERS OF THE ARMED FORCES TO SERVE IN THE BUREAU OF CUSTOMS AND BORDER PROTECTION.

(a) REPORT REQUIRED.—Not later than 60 days after the date of the enactment of this Act, the Secretary of Homeland Security and the Secretary of Defense shall jointly submit to the congressional committees specified in subsection (e) a report assessing the desirability and feasibility of offering incentives to members and former members of the Armed Forces described in subsection (b) for the purpose of encouraging such members to serve in the Bureau of Customs and Border Protection of the Department of Homeland Security.

(b) COVERED MEMBERS AND FORMER MEMBERS.—The members and former members of the Armed Forces to be covered by the report under subsection (a) are the following:

(1) Members of the reserve components of the Armed Forces.

(2) Former members of the Armed Forces within two years of separation from service in the Armed Forces.

(c) REQUIREMENTS AND LIMITATIONS.—

(1) NATURE OF INCENTIVES.—In considering incentives for purposes of the report required by subsection (a), the Secretaries shall consider such incentives as the Secretaries jointly consider appropriate, whether or not such incentives are monetary or otherwise and whether or not such incentives are authorized by current law or regulations.

(2) TARGETING OF INCENTIVES.—In assessing any incentive for purposes of the report, the Secretaries shall give particular attention to the utility of such incentive in—

(A) encouraging service in the Bureau of Customs and Border Protection after service in the Armed Forces by members and former members of the Armed Forces described in subsection (b) who provided border patrol or border security assistance to the Bureau as part of their duties as members of the Armed Forces; and

(B) leveraging military training and experience by accelerating training, or allowing credit to be applied to related areas of training, required for service with the Bureau of Customs and Border Protection.

(3) PAYMENT.—In assessing incentives for purposes of the report, the Secretaries shall assume that any costs of such incentives shall be borne by the Department of Homeland Security.

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

(1) A description of various monetary and non-monetary incentives considered for purposes of the report.

(2) An assessment of the desirability and feasibility of utilizing any such incentive for the purpose specified in subsection (a), including an assessment of the particular utility of such incentive in encouraging service in the Bureau of Customs and Border Protection after service in the Armed Forces by members and former members of the Armed Forces described in subsection (c)(2)(A).

(3) Any other matters that the Secretaries jointly consider appropriate.

(e) SUBMISSION OF REPORT.—The report required by subsection (a) shall be submitted to—

(1) the Committee on Armed Services, the Committee on Homeland Security and Governmental Affairs, and the Committee on Appropriations of the Senate; and

(2) the Committee on Armed Services, the Committee on Homeland Security, and the Committee on Appropriations of the House of Representatives.

SEC. 1046. REPEAL OF CERTAIN REPORT REQUIREMENTS.

(a) ANNUAL REPORT ON AVIATION CAREER INCENTIVE PAY.—Section 301a of title 37, United States Code, is amended by striking subsection (f).

(b) ANNUAL REPORT ON EFFECTS OF CERTAIN INITIATIVES ON RECRUITMENT AND RETENTION.—

(1) REPEAL.—Section 1015 of title 37, United States Code, is repealed.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 19 of such title is amended by striking the item relating to section 1015.

(c) SECRETARY OF DEFENSE RECOMMENDATION ON NEED FOR DEFENSE IMPACT REVIEW PROCESS.—Section 1041 of the National Defense Authorization Act for Fiscal Year 2002 (Public Law 107–107; 115 Stat. 1217) is repealed.

(d) REPORT ON PILOT PROGRAM TO ENHANCE MILITARY RECRUITING BY IMPROVING MILITARY AWARENESS OF SCHOOL COUNSELORS AND EDUCATORS.—Section 564 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106–398 (114 Stat. 1654A–133; 10 U.S.C. 503 note)) is amended by striking subsection (c).

(e) ANNUAL REPORT ON MEDICAL INFORMATICS.—Section 723(d) of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106–65; 10 U.S.C. 1071 note) is amended—

(1) by striking paragraph (5); and

(2) by redesignating paragraphs (6) and (7) as paragraphs (5) and (6), respectively.

SEC. 1047. REQUIREMENT FOR IDENTIFICATION OF RECENTLY ENACTED RECURRING REPORTING REQUIREMENTS APPLICABLE TO THE DEPARTMENT OF DEFENSE.

(a) IDENTIFICATION AND SUBMITTAL TO CONGRESSIONAL COMMITTEES.—

(1) IN GENERAL.—Not later than March 1, 2007, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a listing of each provision of law specified in paragraph (2).

(2) COVERED PROVISIONS OF LAW.—Paragraph (1) applies with respect to any provision of law enacted on or after November 24, 2003 (the date of the enactment of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136)), and before February 1, 2007, that requires the submission by the Secretary of Defense or any other official of the Department of Defense of annual, semiannual, or other periodic reports to one or more of the congressional defense committees

(b) ADDITIONAL MATTER TO BE SUBMITTED.—The Secretary of Defense shall include with the listing submitted under subsection (a) the following:

(1) With respect to each provision of law covered by that subsection, a description of the report requirement under that provision.

(2) For each such report requirement—

(A) an assessment by the Secretary—

(i) of the burden imposed on the Department of Defense by the preparation of the report; and

(ii) of the utility of such report from the perspective of the Department of Defense; and

(B) a recommendation on the advisability of repealing or modifying the requirement for the submittal of such report.

(c) DEFINITION.—In this section, the term ''report'' has the meaning given that term in section 480(c) of title 10, United States Code.

Subtitle F—Miscellaneous Authorities and Limitations on Availability and Use of Funds

SEC. 1051. ACCEPTANCE AND RETENTION OF REIMBURSEMENT FROM NON-FEDERAL SOURCES TO DEFRAY DEPARTMENT OF DEFENSE COSTS OF CONFERENCES.

(a) IN GENERAL.—Subchapter II of chapter 134 of title 10, United States Code, is amended by adding at the end the following new section:

''§ 2262. Department of Defense conferences: collection of fees to cover Department of Defense costs

''(a) AUTHORITY TO COLLECT FEES.—(1) The Secretary of Defense may collect fees from any individual or commercial participant in a conference, seminar, exhibition, symposium, or similar meeting conducted by the Department of Defense (in this section referred to collectively as a 'conference').

''(2) The Secretary may provide for the collection of fees under this section directly or by contract. The fees may be collected in advance of a conference.

''(b) USED OF COLLECTED FEES.—Amounts collected under subsection (a) with respect to a conference shall be credited to the appropriation or account from which the costs of the conference are paid and shall be available to pay the costs of the Department of Defense with respect to the conference or to reimburse the Department for costs incurred with respect to the conference.

''(c) TREATMENT OF EXCESS AMOUNTS.—In the event the total amount of fees collected under subsection (a) with respect to a conference exceeds the actual costs of the Department of Defense with respect to the conference, the amount of such excess shall be deposited into the Treasury as miscellaneous receipts.

''(d) ANNUAL REPORTS.—(1) Not later than 45 days after the President submits to Congress the budget for a fiscal year under section 1105 of title 31, the Secretary of Defense shall submit to the congressional defense committees a budget justification document summarizing the use of the fee-collection authority provided by this section.

''(2) Each report shall include the following:

''(A) A list of all conferences conducted during the preceding two calendar years for which fees were collected under this section.

''(B) For each conference included on the list under subparagraph (A):

''(i) The estimated costs of the Department for the conference.

''(ii) The actual costs of the Department for the conference, including a separate statement of the amount of any conference coordinator fees associated with the conference.

''(iii) The amount of fees collected under this section for the conference.

''(C) An estimate of the number of conferences to be conducted during the calendar year in which the report is submitted for which the Department will collect fees under this section.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of subchapter II of chapter 134 of such title is amended by adding at the end the following new item:

''2262. Department of Defense conferences: collection of fees to cover Department of Defense costs.''.

SEC. 1052. INCREASED FLEXIBILITY IN USE OF FUNDS FOR JOINT STAFF EXERCISES.

(a) IN GENERAL.—Amounts available to the Chairman of the Joint Chiefs of Staff for joint staff exercises may be available for any expenses as follows:

(1) Expenses of the Armed Forces in connection with such exercises, including expense relating to self-deploying watercraft under the jurisdiction of a military department.

(2) Expenses relating to the costs of port support activities in connection with such exercises, including transportation and port handling.

(3) Expenses relating to the breakout and operation of prepositioned watercraft and lighterage for joint logistics and over the shore exercises in connection with such exercises.

(b) SUPPLEMENT NOT SUPPLANT.—Any amounts made available by the Chairman of the Joint Chiefs of Staff under subsection (a) for expenses covered by that subsection are in addition to any other amounts available under law for such expenses.

SEC. 1053. PROHIBITION ON PARKING OF FUNDS.

(a) PROHIBITION.—

(1) IN GENERAL.—Chapter 165 of title 10, United States Code, is amended by inserting after section 2773a the following new section:

''§ 2773b. Parking of funds: prohibition; penalties

''(a) PROHIBITION.—An officer or employee of the Department of Defense may not direct the designation of funds for a particular purpose in the budget of the President, as submitted to Congress pursuant to section 1105 of title 31, or the supporting documents of the Department of Defense component of such budget, with the knowledge or intent that such funds, if made available to the Department, will not be used for the purpose for which they are designated.

''(b) PENALTIES.—The direction of the designation of funds in violation of the prohibition in subsection (a) shall be treated for purposes of chapter 13 of title 31 as a violation of section 1341(a)(1)(A) of such title.''.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 165 of such title is amended by inserting after the item relating to section 2773a the following new item:

''2773b. Parking of funds: prohibition; penalties.''.

(b) EFFECTIVE DATE.—

(1) IN GENERAL.—The amendments made by subsection (a) shall take effect on the date that is 31 days after the date of the enactment of this Act.

(2) MODIFICATION OF CERTAIN POLICIES AND REGULATIONS.—Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense shall modify the policies and regulations of the Department of Defense regarding the preparation and submittal to Congress of budget materials for the Department of Defense to take into account section 2773b of title 10, United States Code, as added by subsection (a).

SEC. 1054. MODIFICATION OF AUTHORITIES RELATING TO THE SPECIAL INSPECTOR GENERAL FOR IRAQ RECONSTRUCTION.

(a) DUTIES.—For purposes of carrying out the duties of the Special Inspector General for Iraq Reconstruction under section 3001(f) of the Emergency Supplemental Appropriations Act for Defense and for the Reconstruction of Iraq and Afghanistan, 2004 (Public Law 108–106; 117 Stat. 1235 et seq.; 5 U.S.C. App., note to section 8G of Public Law 95–452), any United States funds appropriated or otherwise made available for fiscal year 2006 for the reconstruction of Iraq, irrespective of the designation of such funds, shall be deemed to be amounts appropriated or otherwise made available to the Iraq Relief and Reconstruction Fund.

(b) TERMINATION.—Section 3001(o) of the Emergency Supplemental Appropriations Act for Defense and for the Reconstruction of Iraq and Afghanistan, 2004 (Public Law 108–106; 117 Stat. 1238; 5 U.S.C. App., note to section 8G of Public Law 95–452) is amended to read as follows:

''(o) TERMINATION.—The Office of the Inspector General shall terminate on October 1, 2007, with transition operations authorized to continue through December 31, 2007.''.

Subtitle G—Matters Involving Detainees

SEC. 1061. PROVISION OF INFORMATION TO CONGRESS ON CERTAIN CRIMINAL INVESTIGATIONS AND PROSECUTIONS INVOLVING DETAINEES.

(a) ANNUAL REPORT.—Subsection (c) of section 1093 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 2070) is amended—

(1) in paragraph (1), by inserting '', or any prosecution on account of,'' after ''Notice of any investigation into''; and

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

''(3) For each investigation or prosecution described in paragraph (1) with respect to which notice is included in the report—

''(A) a detailed and comprehensive description of such investigation or prosecution and any resulting judicial or nonjudicial punishment or other disciplinary action; and

''(B) if the individual receiving the punishment or disciplinary action is a member of the Armed Forces, the grade of that individual (i) as of the time of the incident resulting in the investigation or prosecution, (ii) as of the beginning of the investigation or prosecution, and (iii) as of the submission of the report.''.

(b) TIMELY SUBMISSION OF COVERED INFORMATION.—Such section is further amended by adding at the end the following new subsection:

''(f) ADDITIONAL REPORTING.—In addition to the annual report under subsection (c), the Secretary of Defense shall submit to the committees named in that subsection regular and timely reports on the matters described in paragraphs (1) and (3) of that subsection.''.

Subtitle H—Other Matters

SEC. 1071. TECHNICAL AND CLERICAL AMENDMENTS.

(a) TITLE 10, UNITED STATES CODE.—Title 10, United States Code, is amended as follows:

(1) Section 115 is amended—

(A) by striking the second subsection (i) (added by section 512(b) of Public Law 108–375 (118 Stat. 1880)); and

(B) by adding at the end of subsection (i) the following new paragraph:

''(13) Members of the National Guard on full-time National Guard duty involuntarily and performing homeland defense activities under chapter 9 of title 32.''.

(2) Sections 133(c)(1), 2225(f)(1), 2302c(b), 2304(f)(1)(B)(iii), 2359a(i), and 2382(c)(3)(A) are amended by striking ''section 16(3) of the Office of Federal Procurement Policy Act (41 U.S.C. 414(3))'' and inserting ''section 16(c) of the Office of Federal Procurement Policy Act (41 U.S.C. 414(c))''.

(3) Section 426(a)(1)(B) is amended by striking ''coordiation'' and inserting ''coordination''.

(4) Section 843(b)(2) is amended—

(A) in subparagraph (B)(iii), by striking ''article 126'' and inserting ''article 125''; and

(B) in subparagraph (C), by striking ''under chapter 110 or 117, or under section 1591, of title 18'' and inserting ''under chapter 110 or 117 of title 18 or under section 1591 of that title''.

(5) Section 1107a(a) is amended—

(A) by redesignating subparagraphs (A) and (B) as paragraphs (1) and (2), respectively; and

(B) in paragraph (2), as so redesignated, by striking ''subparagraph (A)'' and inserting ''paragraph (1)''.

(6) Section 1217(a) is amended by striking ''the date of'' and all that follows and inserting ''October 28, 2004.''.

(7) Section 1406(i)(3)(B)(vi) is amended by striking ''Advisor for'' and inserting ''Advisor to''.

(8) Section 1448(d)(6)(A) is amended by striking the second comma after ''November 23, 2003''.

(9) Section 2006(b)(1) is amended—

(A) by inserting ''of this title'' after ''and 1607''; and

(B) by striking ''of this title'' before the period at the end.

(10) Section 2103a(b) is amended in the subsection heading by striking ''ELIGIBILTY'' and inserting ''ELIGIBILITY''.

(11) Section 2105 is amended by adding a period at the end of the last sentence.

(12) The item relating to section 2152 in the table of sections at the beginning of chapter 107 is amended to read as follows:

''2152. Joint professional military education: general requirements.''.

(13) The heading for section 2155, and the item relating to that section in the table of sections at the beginning of chapter 107, are amended by capitalizing the first letter of the fifth word.

(14) Section 2155(a) is amended in the subsection heading by inserting ''PHASE'' after ''EDUCATION''.

(15) Section 2157 is amended by striking ''phase II'' in paragraph (1) and inserting ''Phase II''.

(16) Section 2216(b)(1) is amended by striking ''subsections'' and inserting ''subsection''.

(17) The heading for section 2440 is amended so that the first letter of each word after the first is lower case.

(18) The item relating to section 2481 in the table of sections at the beginning of subchapter I of chapter 147 is amended by adding a period at the end.

(19)(A) The second section 2613 (added by section 1051(a) of Public Law 108–375 (118 Stat. 2053)) is redesignated as section 2614 and is amended by redesignating the second subsection (c) as subsection (d).

(B) The item relating to such section in the table of sections at the beginning of chapter 155 is revised to reflect the redesignation of such section by subparagraph (A).

(20) Section 2613(b) is amended by striking ''In the'' and inserting ''In this''.

(21) Section 2692(b)(9) is amended by striking ''materiel'' and inserting ''material''.

(22) Section 2694a(c) is amended in the subsection heading by striking ''REVISIONARY'' and inserting ''REVERSIONARY''.

(23) Section 2703(h) is amended by striking ''subsection'' in the first sentence and inserting ''section''.

(24) Section 2722(c)(2) is amended by striking ''section 921'' and inserting ''section 921(a)''.

(25) Section 2784a(a)(2) is amended by striking ''care'' and inserting ''card''.

(26) Section 2831(f)(2) is amended by striking ''enviromental'' and inserting ''environmental''.

(27) Section 3911(b) is amended—

(A) in paragraph (1), by striking the second comma after ''paragraph (2)''; and

(B) in paragraph (2), by striking ''the date of the enactment of the National Defense Authorization Act for Fiscal Year 2006'' and inserting ''January 6, 2006,''.

(28) Section 4342(a)(9) is amended by striking ''cadet'' and inserting ''cadets''.

(29) Section 4544(d) is amended in the subsection heading by striking ''ARANGEMENT'' and inserting ''ARRANGEMENT''.

(30) Section 4687(c) is amended by striking ''section 921(10)'' and inserting ''section 921(a)(10)''.

(31) The item relating to section 6086 in the table of sections at the beginning of chapter 557 is amended by striking the semicolon and inserting a colon.

(32) The table of sections at the beginning of chapter 561 is amended—

(A) in the item relating to section 6154, by striking the semicolon and inserting a colon; and

(B) by striking the item relating to section 6161 and inserting the following:

''6161. Settlement of accounts: remission or cancellation of indebtedness of members.''.

(33) Section 6323(a)(2) is amended—

(A) in subparagraph (A), by striking the second comma after ''subparagraph (B)''; and

(B) in subparagraph (B), by striking ''the date of the enactment of the National Defense Authorization Act for Fiscal Year 2006'' and inserting ''January 6, 2006,''.

(34) The item relating to section 6965 in the table of sections at the beginning of chapter 603 is amended by striking the semicolon and inserting a colon.

(35) The item relating to section 7081 in the table of sections at the beginning of chapter 607 is amended by striking the first semicolon and inserting a colon.

(36) Section 7306b(b)(1) is amended by striking ''section 2(14)'' and inserting ''section 3(14)''.

(37) Section 8911(b) is amended—

(A) in paragraph (1), by striking the second comma after ''paragraph (2)''; and

(B) in paragraph (2), by striking ''the date of the enactment of the National Defense Authorization Act for Fiscal Year 2006'' and inserting ''January 6, 2006,''.

(38) Section 9342(a)(9) is amended by striking ''cadet'' and inserting ''cadets''.

(39) Section 9355(c)(1) is amended by striking ''board'' and inserting ''Board''.

(40) Section 12731(a)(3) is amended by striking ''before the end of the 180-day period beginning on the date of the enactment of the National Defense Authorization Act for Fiscal Year 2005'' and inserting ''before April 25, 2005''.

(41) Section 12741 is amended by striking ''under subsection (b)'' in subsections (c) and (d) and inserting ''under subsection (a)''.

(42) Section 18233(f)(2) is amended by striking the comma after ''purchase''.

(b) TITLE 32, UNITED STATES CODE.—Title 32, United States Code, is amended as follows:

(1) Section 902 is amended by striking ''(a)'' before ''The Secretary''.

(2) Section 908(b)(1) is amended by striking ''subsection (i)'' and inserting ''subsection (i)(13)''.

(c) TITLE 37, UNITED STATES CODE.—Title 37, United States Code, is amended as follows:

(1) Section 210(c)(6) is amended by striking ''Advisor for'' and inserting ''Advisor to''.

(2) Section 301(f)(2)(C) is amended by striking the comma after ''the term''.

(3) Section 308g(f) is amended by striking the second period at the end.

(4) Section 308j is amended by striking subsection (g) and inserting the following new subsection:

''(g) REPAYMENT.—A person who enters into an agreement under this section and receives all or part of the bonus under the agreement, but who does not accept a commission or an appointment as an officer or does not commence to participate or does not satisfactorily participate in the Selected Reserve for the total period of service specified in the agreement, shall be subject to the repayment provisions of section 303a(e) of this title.''.

(5) The table of sections at the beginning of chapter 7 is amended—

(A) by striking the item relating to section 407 and inserting the following:

''407. Travel and transportation allowances: dislocation allowance.''; and

(B) by striking the item relating to section 425 and inserting the following:

''425. United States Navy Band; United States Marine Corps Band: allowances while on concert tour.''.

(6) Section 402a(b)(3)(B) is amended by striking ''section 310 of this section'' and inserting ''section 310 of this title''.

(7) Section 414(c) is amended by striking '', or the Senior Enlisted Advisor for the Chairman of the Joint Chiefs of Staff'' before the period at the end.

(8) The heading of section 1010 is amended to read as follows:

''§ 1010. Commissioned officers: promotions; effective date for pay and allowances''.

(d) PUBLIC LAW 109–272.—Effective as of August 14, 2006, and as if included therein as enacted, section 2(a) of Public Law 109–272 (120 Stat. 770; 16 U.S.C. 431 note) is amended by striking ''division E'' and inserting ''division J''.

(e) NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2006.—Effective as of January 6, 2006, and as if included therein as enacted, the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) is amended as follows:

(1) Section 341(e) (119 Stat. 3199) is amended by striking ''(a)(1)(E)'' and inserting ''(a)(1)(F)''.

(2) Section 545(b) (119 Stat. 3254) is amended by striking ''title''.

(3) Section 606(a) (119 Stat. 3287; 37 U.S.C. 211 note) is amended by striking ''title 10'' and inserting ''title 37''.

(5) Section 608(b) (119 Stat. 3289) is amended—

(A) in paragraph (1), by striking ''the first sentence'' and inserting ''the second sentence''; and

(B) in paragraph (2), by striking ''the second sentence'' and inserting ''the third sentence''.

(6) Section 685(a) (119 Stat. 3325) is amended by striking ''Advisor for'' both places it appears and inserting ''Advisor to''.

(7) Section 687(a)(2) (119 Stat. 3327) is amended by striking ''subsection (a)'' and inserting ''subsection (e)''.

(8) Section 687(b)(15) (119 Stat. 3330) is amended—

(A) by striking ''Subsection (d)'' and inserting ''Subsection (e)''; and

(B) in the matter inserted by that section, by striking ''(d) REPAYMENT.—'' and inserting ''(e) REPAYMENT.—''.

(9) Section 740(c) (119 Stat. 3359; 10 U.S.C. 1073 note) is amended by inserting ''include'' after ''shall''.

(f) RECONCILIATION OF DUPLICATE ENACTMENTS.—

(1) In executing to section 2554 of title 10, United States Code, the identical amendments made by section 8126(c)(2) of Public Law 109-148 (119 Stat. 2729) and section 1058(c) of Public Law 109-163 (119 Stat. 3443), such amendments shall be executed so as to appear only once in the law as amended.

(2) In executing to section 109 of the Housing and Community Development Act of 1974 the identical amendments made by section 8126(d) of Public Law 109-148 (119 Stat. 2730) and section 1058(d) of Public Law 109-163 (119 Stat. 3443), such amendments shall be executed so as to appear only once in the law as amended.

(3) Section 8126 of Public Law 109-148 (119 Stat. 2728) is repealed.

(g) RONALD W. REAGAN NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2005.—Effective as of October 28, 2004, and as if included therein as enacted, the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375) is amended as follows:

(1) Section 416 is amended—

(A) in subsection (a)(1) (118 Stat. 1866), by inserting ''the second place it appears'' before the semicolon at the end; and

(B) in subsection (g)(1) (118 Stat. 1868), by inserting open quotation marks before ''(1) Reserve''.

(2) Subsections (a)(2), (b)(2), and (c)(2) of section 544 (118 Stat. 1906) are amended by striking ''such title'' and inserting ''such chapter''.

(3) Section 554(1) (118 Stat. 1913) is amended by inserting ''of'' in the quoted matter after ''a period''.

(4) Section 593(a) (118 Stat. 1934; 10 U.S.C. 503 note) is amended in the subsection heading by striking ''SCREEING'' and inserting ''SCREENING''.

(5) Section 645 (118 Stat. 1962; 10 U.S.C. 1448 note) is amended by redesignating the last subsection (relating to definitions) as subsection (j).

(6) Section 651(a)(5)(C) (118 Stat. 1966) is amended by striking ''subsection (f)'' and inserting ''subsection (e)''.

(7) Section 726(b)(1) (118 Stat. 1992) is amended by striking ''(1)'' in the second quoted matter.

(8) Section 731 (118 Stat. 1993; 10 U.S.C. 1074 note) is amended by striking ''this title'' each place it appears in subsections (a), (b)(3)(C), and (c)(1)(A) and inserting ''this subtitle''.

(9) Section 733(b)(2) (118 Stat. 1998; 10 U.S.C. 1074f note) is amended by striking ''section 1301'' and inserting ''section 731(b)''.

(10) Section 801(b)(2)(A) (118 Stat. 2004) is amended—

(A) by striking ''(7), (8), and (9)'' and inserting ''(7) and (8)''; and

(B) by striking ''(8), (9), and (10)'' and inserting ''(8) and (9)''.

(11) Section 818(b) (118 Stat. 2016) is amended by inserting ''of subsection (b)'' after ''Paragraph (3)''.

(12) Section 1103(a)(1) (118 Stat. 2072) is amended by inserting ''basic'' after ''rates of'' in the first quoted matter.

(13) Section 1203(e)(2)(B) (118 Stat. 2079) is amended by inserting ''office'' after ''and field'' in the first quoted matter.

(h) BOB STUMP NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2003.—Section 806(d) of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (10 U.S.C. 2302 note) is amended in the subsection heading by striking ''STATUES'' and inserting ''STATUTES''.

(i) COORDINATION WITH OTHER AMENDMENTS.—For purposes of applying amendments made by provisions of this Act other than provisions of this section, this section shall be treated as having been enacted immediately before the other provisions of this Act.

SEC. 1072. REVISION TO AUTHORITIES RELATING TO COMMISSION ON THE IMPLEMENTATION OF THE NEW STRATEGIC POSTURE OF THE UNITED STATES.

Section 1051 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3431) is amended—

(1) in subsection (c)(1), by striking ''June 30, 2007'' and inserting ''September 30, 2007''; and

(2) in subsection (f), by striking ''July 30, 2007'' and inserting ''November 30, 2007''.

SEC. 1073. REVISED DEADLINE FOR SUBMISSION OF FINAL REPORT OF EMP COMMISSION.

Section 1403(a) of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106–398; 114 Stat. 1654A–346), as amended by section 1052(f) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3434), is amended by striking ''June 30, 2007'' and inserting ''September 30, 2007''.

SEC. 1074. EXTENSION OF RETURNING WORKER EXEMPTION TO H-2B NUMERICAL LIMITATION.

(a) IN GENERAL.—Section 214(g)(9) of the Immigration and Nationality Act (8 U.S.C. 1184(g)(9)) is amended—

(1) by amending the first sentence of subparagraph (A) to read as follows: ''Subject to subparagraphs (B) and (C), an alien who has already been counted toward the numerical limitation of paragraph (1)(B) during fiscal year 2004, 2005, or 2006 shall not again be counted toward such limitation during fiscal year 2007.''; and

(2) in subparagraph (B), by striking ''referred to in subparagraph (A)'' and inserting ''to admit or otherwise provide status under section 101(a)(15)(H)(ii)(b)''.

(b) DELETION OF PRIOR SUNSET PROVISION.—Section 402(b)(1) of the Save Our Small and Seasonal Businesses Act of 2005 (title IV of division B of Public Law 109–13; 119 Stat. 318; 8 U.S.C. 1184 note) is amended by striking ''2004,'' and all that follows through the period at the end and inserting ''2004.''.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect on October 1, 2006. If this section is enacted after October 1, 2006, the amendments made by this section shall take effect as if enacted on such date.

SEC. 1075. PATENT TERM EXTENSIONS FOR THE BADGES OF THE AMERICAN LEGION, THE AMERICAN LEGION WOMEN'S AUXILIARY, AND THE SONS OF THE AMERICAN LEGION.

(a) PATENT TERM EXTENSION FOR THE BADGE OF THE AMERICAN LEGION.—The term of the design patent numbered 54,296 (for the badge of the American Legion) is renewed and extended for a period of 14 years beginning on the date of enactment of this Act, with all the rights and privileges pertaining to such patent.

(b) PATENT TERM EXTENSION FOR THE BADGE OF THE AMERICAN LEGION WOMEN'S AUXILIARY.—The term of the design patent numbered 55,398 (for the badge of the American Legion Women's Auxiliary) is renewed and extended for a period of 14 years beginning on the date of enactment of this Act, with all the rights and privileges pertaining to such patent.

(c) PATENT TERM EXTENSION FOR THE BADGE OF THE SONS OF THE AMERICAN LEGION.—The term of the design patent numbered 92,187 (for the badge of the Sons of the American Legion) is renewed and extended for a period of 14 years beginning on the date of enactment of this Act, with all the rights and privileges pertaining to such patent.

SEC. 1076. USE OF THE ARMED FORCES IN MAJOR PUBLIC EMERGENCIES.

(a) USE OF THE ARMED FORCES AUTHORIZED.—

(1) IN GENERAL.—Section 333 of title 10, United States Code, is amended to read as follows:

''§ 333. Major public emergencies; interference with State and Federal law

''(a) USE OF ARMED FORCES IN MAJOR PUBLIC EMERGENCIES.—(1) The President may employ the armed forces, including the National Guard in Federal service, to—

''(A) restore public order and enforce the laws of the United States when, as a result of a natural disaster, epidemic, or other serious public

health emergency, terrorist attack or incident, or other condition in any State or possession of the United States, the President determines that—

''(i) domestic violence has occurred to such an extent that the constituted authorities of the State or possession are incapable of maintaining public order; and

''(ii) such violence results in a condition described in paragraph (2); or

''(B) suppress, in a State, any insurrection, domestic violence, unlawful combination, or conspiracy if such insurrection, violation, combination, or conspiracy results in a condition described in paragraph (2).

''(2) A condition described in this paragraph is a condition that—

''(A) so hinders the execution of the laws of a State or possession, as applicable, and of the United States within that State or possession, that any part or class of its people is deprived of a right, privilege, immunity, or protection named in the Constitution and secured by law, and the constituted authorities of that State or possession are unable, fail, or refuse to protect that right, privilege, or immunity, or to give that protection; or

''(B) opposes or obstructs the execution of the laws of the United States or impedes the course of justice under those laws.

''(3) In any situation covered by paragraph (1)(B), the State shall be considered to have denied the equal protection of the laws secured by the Constitution.

''(b) NOTICE TO CONGRESS.—The President shall notify Congress of the determination to exercise the authority in subsection (a)(1)(A) as soon as practicable after the determination and every 14 days thereafter during the duration of the exercise of that authority.''.

(2) PROCLAMATION TO DISPERSE.—Section 334 of such title is amended by inserting ''or those obstructing the enforcement of the laws'' after ''insurgents''.

(3) HEADING AMENDMENT.—The heading of chapter 15 of such title is amended to read as follows:

''CHAPTER 15—ENFORCEMENT OF THE LAWS TO RESTORE PUBLIC ORDER''.

(4) CLERICAL AMENDMENTS.—(A) The tables of chapters at the beginning of subtitle A of title 10, United States Code, and at the beginning of part I of such subtitle, are each amended by striking the item relating to chapter 15 and inserting the following new item:

''15 Enforcement of the Laws to Restore Public Order ..... 331''.

(B) The table of sections at the beginning of chapter 15 of such title is amended by striking the item relating to sections 333 and inserting the following new item:

''333. Major public emergencies; interference with State and Federal law.''.

(b) PROVISION OF SUPPLIES, SERVICES, AND EQUIPMENT.—

(1) IN GENERAL.—Chapter 152 of such title is amended by adding at the end the following new section:

''§2567. Supplies, services, and equipment: provision in major public emergencies

''(a) PROVISION AUTHORIZED.—In any situation in which the President determines to exercise the authority in section 333(a)(1)(A) of this title, the President may direct the Secretary of Defense to provide supplies, services, and equipment to persons affected by the situation.

''(b) COVERED SUPPLIES, SERVICES, AND EQUIPMENT.—The supplies, services, and equipment provided under this section may include food, water, utilities, bedding, transportation, tentage, search and rescue, medical care, minor repairs, the removal of debris, and other assistance necessary for the immediate preservation of life and property.

''(c) LIMITATIONS.—(1) Supplies, services, and equipment may be provided under this section—

''(A) only to the extent that the constituted authorities of the State or possession concerned are unable to provide such supplies, services, and equipment, as the case may be; and

''(B) only until such authorities, or other departments or agencies of the United States charged with the provision of such supplies, services, and equipment, are able to provide such supplies, services, and equipment.

''(2) The Secretary may provide supplies, services, and equipment under this section only to the extent that the Secretary determines that doing so will not interfere with military preparedness or ongoing military operations or functions.

''(d) INAPPLICABILITY OF CERTAIN AUTHORITIES.—The provision of supplies, services, or equipment under this section shall not be subject to the provisions of section 403(c) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170b(c)).''.

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

''2567. Supplies, services, and equipment: provision in major public emergencies''.

(c) CONFORMING AMENDMENT.—Section 12304(c)(1) of such title is amended by striking ''No unit'' and all that follows through ''subsection (b),'' and inserting ''Except to perform any of the functions authorized by chapter 15 or section 12406 of this title or by subsection (b), no unit or member of a reserve component may be ordered to active duty under this section''.

SEC. 1077. INCREASED HUNTING AND FISHING OPPORTUNITIES FOR MEMBERS OF THE ARMED FORCES, RETIRED MEMBERS, AND DISABLED VETERANS.

(a) ACCESS FOR MEMBERS, RETIRED MEMBERS, AND DISABLED VETERANS.—Consistent with section 2671 of title 10, United States Code, and using such funds as are made available for this purpose, the Secretary of Defense shall ensure that members of the Armed Forces, retired members, disabled veterans, and persons assisting disabled veterans are able to utilize lands under the jurisdiction of the Department of Defense that are available for hunting or fishing.

(b) ASSESSMENT.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit to Congress a report containing the results of an assessment of those lands under the jurisdiction of the Department of Defense and suitable for hunting or fishing and describing the actions necessary—

(1) to further increase the acreage made available to members of the Armed Forces, retired members, disabled veterans, and persons assisting disabled veterans for hunting and fishing; and

(2) to make that acreage more accessible to disabled veterans.

(c) RECREATIONAL ACTIVITIES ON SANTA ROSA ISLAND.—The Secretary of the Interior shall immediately cease the plan, approved in the settlement agreement for case number 96-7412 WJR and case number 97-4098 WJR, to exterminate the deer and elk on Santa Rosa Island, Channel Islands, California, by helicopter and shall not exterminate or nearly exterminate the deer and elk.

TITLE XI—CIVILIAN PERSONNEL MATTERS

Sec. 1101. Accrual of annual leave for members of the uniformed services performing dual employment.
Sec. 1102. Strategy for improving the senior management, functional, and technical workforce of the Department of Defense.
Sec. 1103. Three-year extension of authority for experimental personnel management program for scientific and technical personnel.
Sec. 1104. Reports on members of the Armed Forces and civilian employees of the Department of Defense serving in the legislative branch.
Sec. 1105. Extension of authority to waive annual limitation on total compensation paid to Federal civilian employees.

SEC. 1101. ACCRUAL OF ANNUAL LEAVE FOR MEMBERS OF THE UNIFORMED SERVICES PERFORMING DUAL EMPLOYMENT.

Section 5534a of title 5, United States Code, is amended by adding at the end the following new sentence: ''Such a member also is entitled to accrue annual leave with pay in the manner specified in section 6303(a) of this title for a retired member of a uniformed service.''.

SEC. 1102. STRATEGY FOR IMPROVING THE SENIOR MANAGEMENT, FUNCTIONAL, AND TECHNICAL WORKFORCE OF THE DEPARTMENT OF DEFENSE.

(a) INCLUSION IN 2007 STRATEGIC HUMAN CAPITAL PLAN.—The Secretary of Defense shall include in the March 1, 2007, strategic human capital plan required by section 1122(c) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3453; 10 U.S.C. prec. 1580 note) a strategic plan to shape and improve the senior management, functional, and technical workforce (including scientists and engineers) of the Department of Defense.

(b) SCOPE OF PLAN.—The strategic plan required by subsection (a) shall cover, at a minimum, the following categories of Department of Defense civilian personnel:

(1) Appointees in the Senior Executive Service under section 3131 of title 5, United States Code.

(2) Persons serving in positions described in section 5376(a) of title 5, United States Code.

(3) Highly qualified experts appointed pursuant to section 9903 of title 5, United States Code.

(4) Scientists and engineers appointed pursuant to section 342(b) of the National Defense Authorization Act for Fiscal Year 1995 (Public Law 103–337; 108 Stat. 2721), as amended by section 1114 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into by law by Public Law 106–398 (114 Stat. 1654A-315)).

(5) Scientists and engineers appointed pursuant to section 1101 of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (5 U.S.C. 3104 note).

(6) Persons serving in the Defense Intelligence Senior Executive Service under section 1606 of title 10, United States Code.

(7) Persons serving in Intelligence Senior Level positions under section 1607 of title 10, United States Code.

(c) CONTENTS OF PLAN.—The strategic plan required by subsection (a) shall include—

(1) an assessment of—

(A) the needs of the Department of Defense for senior management, functional, and technical personnel (including scientists and engineers) in light of recent trends and projected changes in the mission and organization of the Department and in light of staff support needed to accomplish that mission;

(B) the capability of the existing civilian employee workforce of the Department to meet requirements relating to the mission of the Department, including the impact on that capability of projected trends in the senior management, functional, and technical personnel workforce of the Department based on expected losses due to retirement and other attrition; and

(C) gaps in the existing or projected civilian employee workforce of the Department that should be addressed to ensure that the Department has continued access to the senior management, functional, and technical personnel (including scientists and engineers) it needs; and

(2) a plan of action for developing and reshaping the senior management, functional, and technical workforce of the Department to address the gaps identified under paragraph (1)(C), including—

(A) any legislative or administrative action that may be needed to adjust the requirements applicable to any category of civilian personnel

identified in subsection (b) or to establish a new category of senior management or technical personnel;

(B) any changes in the number of personnel authorized in any category of personnel identified in subsection (b) that may be needed to address such gaps and effectively meet the needs of the Department;

(C) any changes in the rates or methods of pay for any category of personnel identified in subsection (b) that may be needed to address inequities and ensure that the Department has full access to appropriately qualified personnel to address such gaps and meet the needs of the Department;

(D) specific recruiting and retention goals, including the program objectives of the Department to be achieved through such goals;

(E) specific strategies for developing, training, deploying, compensating, motivating, and designing career paths and career opportunities for the senior management, functional, and technical workforce of the Department, including the program objectives of the Department to be achieved through such strategies; and

(F) specific steps that the Department has taken or plans to take to ensure that the senior management, functional, and technical workforce of the Department is managed in compliance with the requirements of section 129 of title 10, United States Code.

SEC. 1103. THREE-YEAR EXTENSION OF AUTHORITY FOR EXPERIMENTAL PERSONNEL MANAGEMENT PROGRAM FOR SCIENTIFIC AND TECHNICAL PERSONNEL.

Section 1101(e)(1) of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (5 U.S.C. 3104 note) is amended by striking ''September 30, 2008'' and inserting ''September 30, 2011''.

SEC. 1104. REPORTS ON MEMBERS OF THE ARMED FORCES AND CIVILIAN EMPLOYEES OF THE DEPARTMENT OF DEFENSE SERVING IN THE LEGISLATIVE BRANCH.

(a) QUARTERLY REPORTS ON DETAILS AND FELLOWSHIPS OF LONG DURATION.—Not later than 120 days after the date of the enactment of this Act, and quarterly thereafter, the Secretary of Defense shall submit to the congressional defense committees a report on the members of the Armed Forces and civilian employees of the Department of Defense who, as of the date of such report, have served continuously in the Legislative Branch for more than 12 consecutive months in one or a combination of covered legislative details or fellowships.

(b) REPORTS ON CERTAIN MILITARY DETAILS AND FELLOWSHIPS.—If a member of the Armed Forces is assigned to a covered legislative detail or fellowship as the last tour of duty of such member before retirement or separation from the Armed Forces in contravention of the regulations of the Department of Defense, the Secretary shall submit to the congressional defense committees a report on the assignment of such member to such covered legislative detail or fellowship. The report shall include a rationale for the waiver of the regulations of the Department in order to permit the detail or fellowship.

(c) REPORT ELEMENTS.—Each report under subsection (a) or (b) shall set forth, for each member of the Armed Forces or civilian employee of the Department of Defense covered by such report, the following:

(1) The name of such member or employee.

(2) In the case of a member, the Armed Force of such member.

(3) The committee or member of Congress to which such member or employee is detailed or assigned.

(4) A general description of the projects or tasks undertaken or to be undertaken, as applicable, by such member or employee as a detailee, fellow, or both.

(5) The anticipated termination date of the current detail or fellowship of such member or employee.

(d) COVERED LEGISLATIVE DETAIL OR FELLOWSHIP DEFINED.—In this section, the term ''covered legislative detail or fellowship'' means the following:

(1) A detail under the provisions of Department of Defense Directive 1000.17.

(2) A legislative fellowship (including a legislative fellowship under the provisions of Department of Defense Directive 1322.6).

SEC. 1105. EXTENSION OF AUTHORITY TO WAIVE ANNUAL LIMITATION ON TOTAL COMPENSATION PAID TO FEDERAL CIVILIAN EMPLOYEES.

Section 1105 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3450) is amended—

(1) in subsection (a), by inserting ''and 2007'' after ''2006''; and

(2) in subsection (b)—

(A) by striking ''$200,000'' in the heading; and

(B) by striking ''a calendar year'' and inserting ''2006 and $212,100 in 2007''.

TITLE XII—MATTERS RELATING TO FOREIGN NATIONS

Subtitle A—Assistance and Training

Sec. 1201. Logistic support for allied forces participating in combined operations.
Sec. 1202. Temporary authority to use acquisition and cross-servicing agreements to lend certain military equipment to foreign forces in Iraq and Afghanistan for personnel protection and survivability.
Sec. 1203. Recodification and revision to law relating to Department of Defense humanitarian demining assistance.
Sec. 1204. Enhancements to Regional Defense Combating Terrorism Fellowship Program.
Sec. 1205. Participation of the Department of Defense in multinational military centers of excellence.
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Subtitle A—Assistance and Training

SEC. 1201. LOGISTIC SUPPORT FOR ALLIED FORCES PARTICIPATING IN COMBINED OPERATIONS.

(a) AUTHORITY.—Chapter 3 of title 10, United States Code, is amended by inserting after section 127b the following new section:

''§ 127c. Allied forces participating in combined operations: authority to provide logistic support, supplies, and services

''(a) AUTHORITY.—Subject to subsections (b) and (c), the Secretary of Defense may provide logistic support, supplies, and services to allied forces participating in a combined operation with the armed forces. Provision of such support, supplies, and services to the forces of an allied nation may be made only with the concurrence of the Secretary of State.

''(b) LIMITATIONS.—(1) The authority provided by subsection (a) may be used only in accordance with the Arms Export Control Act and other export control laws of the United States.

''(2) The authority provided by subsection (a) may be used only for a combined operation—

''(A) that is carried out during active hostilities or as part of a contingency operation or a noncombat operation (including an operation in support of the provision of humanitarian or foreign disaster assistance, a country stabilization operation, or a peacekeeping operation under chapter VI or VII of the Charter of the United Nations); and

''(B) in a case in which the Secretary of Defense determines that the allied forces to be provided logistic support, supplies, and services—

''(i) are essential to the success of the combined operation; and

''(ii) would not be able to participate in the combined operation but for the provision of such logistic support, supplies, and services by the Secretary.

''(c) LIMITATIONS ON VALUE.—(1) Except as provided in paragraph (2), the value of logistic support, supplies, and services provided under this section in any fiscal year may not exceed $100,000,000.

''(2) In addition to any logistic support, supplies, and services provided under subsection (a) that are covered by paragraph (1), the value of logistic support, supplies, and services provided under this section solely for the purposes of enhancing the interoperability of the logistical support systems of military forces participating in combined operation of the United States in order to facilitate such operations may not, in any fiscal year, exceed $5,000,000.

''(d) ANNUAL REPORT.—(1) Not later than December 31 each year, the Secretary of Defense shall submit to the Committee on Armed Services and the Committee on Foreign Relations of the Senate and the Committee on Armed Services and the Committee on International Relations of the House of Representatives a report on the use of the authority provided by subsection (a) during the preceding fiscal year.

''(2) Each report under paragraph (1) shall be prepared in coordination with the Secretary of State.

''(3) Each report under paragraph (1) shall include, for the fiscal year covered by the report, the following:

''(A) Each nation provided logistic support, supplies, and services through the use of the authority provided by subsection (a).

''(B) For each such nation, a description of the type and value of logistic support, supplies, and services so provided.

''(e) DEFINITION.—In this section, the term 'logistic support, supplies, and services' has the meaning given that term in section 2350(1) of this title.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 127b the following new item:

''127c. Allied forces participating in combined operations: authority to provide logistic support, supplies, and services.''.

SEC. 1202. TEMPORARY AUTHORITY TO USE ACQUISITION AND CROSS-SERVICING AGREEMENTS TO LEND CERTAIN MILITARY EQUIPMENT TO FOREIGN FORCES IN IRAQ AND AFGHANISTAN FOR PERSONNEL PROTECTION AND SURVIVABILITY.

(a) AUTHORITY.—

(1) IN GENERAL.—Subject to paragraphs (2), (3), and (4), the Secretary of Defense may treat covered military equipment as logistic support, supplies, and services under subchapter I of chapter 138 of title 10, United States Code, for the purpose of providing for the use of such equipment by military forces of a nation participating in combined operations with the United States in Iraq or Afghanistan.

(2) REQUIRED DETERMINATIONS.—Equipment may be provided to the military forces of a nation under the authority of this section only upon—

(A) a determination by the Secretary of Defense that the United States forces in the combined operation have no unfilled requirements for that equipment; and

(B) a determination by the Secretary of Defense, with the concurrence of the Secretary of State, that it is in the national security interest of the United States to provide for the use of such equipment by the military forces of that nation under this section.

(3) LIMITATION ON USE OF EQUIPMENT.—Equipment provided to the military forces of a nation under the authority of this section may be used by those forces only in Iraq or Afghanistan and only for personnel protection or to aid in the personnel survivability of those forces.

(4) LIMITATION ON DURATION OF PROVISION OF EQUIPMENT.—Equipment provided to the military forces of a nation under the authority of this section may be used by the military forces of that nation for not longer than one year.

(b) SEMIANNUAL REPORTS TO CONGRESSIONAL COMMITTEES.—

(1) USE OF AUTHORITY DURING FIRST SIX MONTHS OF FISCAL YEAR.—If the authority provided in subsection (a) is exercised during the first six months of a fiscal year, the Secretary of Defense shall submit to the specified congressional committees a report on that exercise of such authority not later than the following April 30.

(2) USE OF AUTHORITY DURING SECOND SIX MONTHS OF FISCAL YEAR.—If the authority provided in subsection (a) is exercised during the second six months of a fiscal year, the Secretary of Defense shall submit to the specified congressional committees a report on that exercise of such authority not later than the following October 30.

(3) CONTENT.—Each report under paragraph (1) or (2) shall include, with respect to each exercise of the authority provided in subsection (a) during the period covered by the report, the following:

(A) A description of the basis for the determination of the Secretary of Defense that it is in the national security interests of the United States to provide for the use of covered military equipment in the manner authorized in subsection (a).

(B) Identification of each foreign force that receives such equipment.

(C) A description of the type, quantity, and value of the equipment provided to each foreign force that receives such equipment.

(D) A description of the terms and duration of the provision of the equipment to each foreign force that receives such equipment.

(4) COORDINATION.—Each report under paragraph (1) or (2) shall be prepared in coordination with the Secretary of State.

(c) LIMITATIONS ON PROVISION OF MILITARY EQUIPMENT.—The provision of military equipment under this section is subject to the provisions of the Arms Export Control Act (22 U.S.C. 2751 et seq.) and of any other export control process under laws relating to the transfer of military equipment and technology to foreign nations.

(d) DEFINITIONS.—In this section:

(1) The term ''covered military equipment'' means items designated as significant military equipment in categories I, II, III, VII, XI, and XIII of the United States Munitions List under section 38(a)(1) of the Arms Export Control Act (22 U.S.C. 2778(a)(1)).

(2) The term ''specified congressional committees'' means—

(A) the Committee on Armed Services and the Committee on Foreign Relations of the Senate; and

(B) the Committee on Armed Services and the Committee on International Relations of the House of Representatives.

(e) EXPIRATION.—The authority to provide military equipment to the military forces of a foreign nation under this section expires on September 30, 2008.

SEC. 1203. RECODIFICATION AND REVISION TO LAW RELATING TO DEPARTMENT OF DEFENSE HUMANITARIAN DEMINING ASSISTANCE.

(a) REPEAL.—Section 401 of title 10, United States Code, is amended—

(1) in subsection (a), by striking paragraph (4);

(2) in subsection (b)—

(A) by striking ''(1)'' after ''(b)''; and

(B) by striking paragraph (2);

(3) in subsection (c), by striking paragraphs (2) and (3); and

(4) in subsection (e), by striking paragraph (5).

(b) RECODIFICATION AND REVISION.—

(1) IN GENERAL.—Chapter 20 of such title is amended by adding at the end the following new section:

''§407. Humanitarian demining assistance: authority; limitations

''(a) AUTHORITY.—(1) Under regulations prescribed by the Secretary of Defense, the Secretary of a military department may carry out humanitarian demining assistance in a country if the Secretary concerned determines that the assistance will promote either—

''(A) the security interests of both the United States and the country in which the activities are to be carried out; or

''(B) the specific operational readiness skills of the members of the armed forces who participate in the activities.

''(2) Humanitarian demining assistance under this section shall complement, and may not duplicate, any other form of social or economic assistance which may be provided to the country concerned by any other department or agency of the United States.

''(3) The Secretary of Defense shall ensure that no member of the armed forces, while providing humanitarian demining assistance under this section—

''(A) engages in the physical detection, lifting, or destroying of landmines or other explosive remnants of war (unless the member does so for the concurrent purpose of supporting a United States military operation); or

''(B) provides such assistance as part of a military operation that does not involve the armed forces.

''(b) LIMITATIONS.—(1) Humanitarian demining assistance may not be provided under this section unless the Secretary of State specifically approves the provision of such assistance.

''(2) Any authority provided under any other provision of law to provide humanitarian demining assistance to a foreign country shall be carried out in accordance with, and subject to, the limitations prescribed in this section.

''(c) EXPENSES.—(1) Expenses incurred as a direct result of providing humanitarian demining assistance under this section to a foreign country shall be paid for out of funds specifically appropriated for the purpose of the provision by the Department of Defense of overseas humanitarian assistance.

''(2) Expenses covered by paragraph (1) include the following:

''(A) Travel, transportation, and subsistence expenses of Department of Defense personnel providing such assistance.

''(B) The cost of any equipment, services, or supplies acquired for the purpose of carrying out or supporting humanitarian demining activities, including any nonlethal, individual, or small-team equipment or supplies for clearing landmines or other explosive remnants of war that are to be transferred or otherwise furnished to a foreign country in furtherance of the provision of assistance under this section.

''(3) The cost of equipment, services, and supplies provided in any fiscal year under this section may not exceed $10,000,000.

''(d) ANNUAL REPORT.—The Secretary of Defense shall include in the annual report under section 401 of this title a separate discussion of activities carried out under this section during the preceding fiscal year, including—

''(1) a list of the countries in which humanitarian demining assistance was carried out during the preceding fiscal year;

''(2) the type and description of humanitarian demining assistance carried out in each country during the preceding fiscal year, as specified in paragraph (1);

''(3) a list of countries in which humanitarian demining assistance could not be carried out during the preceding fiscal year due to insufficient numbers of Department of Defense personnel to carry out such activities; and

''(4) the amount expended in carrying out such assistance in each such country during the preceding fiscal year.

''(e) HUMANITARIAN DEMINING ASSISTANCE DEFINED.—In this section, the term 'humanitarian demining assistance', as it relates to training and support, means detection and clearance of landmines and other explosive remnants of war, including activities related to the furnishing of education, training, and technical assistance with respect to the detection and clearance of landmines and other explosive remnants of war.''.

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

''407. Humanitarian demining assistance: authority; limitations.''.

SEC. 1204. ENHANCEMENTS TO REGIONAL DEFENSE COMBATING TERRORISM FELLOWSHIP PROGRAM.

(a) AUTHORIZED PURPOSES.—Subsection (a) of section 2249c of title 10, United States Code, is amended by striking ''associated with'' and all that follows and inserting: ''associated with the education and training of foreign military officers, ministry of defense officials, or security officials at military or civilian educational institutions, regional centers, conferences, seminars, or other training programs conducted under the Regional Defense Combating Terrorism Fellowship Program. Costs for which payment may be made under this section include the costs of transportation and travel and subsistence costs.''.

(b) ANNUAL LIMITATION ON AMOUNT OBLIGATED.—Subsection (b) of such section is

amended by striking ''$20,000,000'' and inserting ''$25,000,000''.

(c) OBLIGATION OF FUNDS ACROSS FISCAL YEARS.—Subsection (b) of such section is further amended by adding at the end the following new sentence: ''Amounts available under the authority in subsection (a) for a fiscal year may be used for programs that begin in such fiscal year but end in the next fiscal year.''.

(d) CLERICAL AMENDMENTS.—

(1) REFERENCE TO PROGRAM.—Subsection (c)(3) of such section is amended by striking ''Regional Defense Counterterrorism Fellowship Program'' and inserting ''program referred to in subsection (a)''.

(2) SECTION HEADING.—The heading of such section is amended to read as follows:

''§ 2249c. Regional Defense Combating Terrorism Fellowship Program: authority to use appropriated funds for costs associated with education and training of foreign officials''.

(3) TABLE OF SECTIONS.—The item relating to such section in the table of sections at the beginning of subchapter I of chapter 134 of such title is amended to read as follows

''2249c. Regional Defense Combating Terrorism Fellowship Program: authority to use appropriated funds for costs associated with education and training of foreign officials.''.

SEC. 1205. PARTICIPATION OF THE DEPARTMENT OF DEFENSE IN MULTINATIONAL MILITARY CENTERS OF EXCELLENCE.

(a) PARTICIPATION AUTHORIZED.—During fiscal year 2007, the Secretary of Defense may, with the concurrence of the Secretary of State, authorize the participation of members of the Armed Forces and Department of Defense civilian personnel in any multinational military center of excellence hosted by any nation or combination of nations referred to in subsection (b) for purposes of—

(1) enhancing the ability of military forces and civilian personnel of the nations participating in such center to engage in joint exercises or coalition or international military operations; or

(2) improving interoperability between the Armed Forces of the United States and the military forces of friendly foreign nations.

(b) COVERED NATIONS.—The nations referred to in this subsection are the following:

(1) The United States.

(2) Any member nation of the North Atlantic Treaty Organization (NATO).

(3) Any major non-NATO ally.

(4) Any other friendly foreign nation identified by the Secretary of Defense, with the concurrence of the Secretary of State, for purposes of this section.

(c) DEFINITIONS.—In this section:

(1) MULTINATIONAL MILITARY CENTER OF EXCELLENCE.—The term ''multinational military center of excellence'' means an entity sponsored by one or more nations that is accredited and approved by the Military Committee of the North Atlantic Treaty Organization (NATO) as offering recognized expertise and experience to personnel participating in the activities of such entity for the benefit of NATO by providing such personnel opportunities to—

(A) enhance education and training;

(B) improve interoperability and capabilities;

(C) assist in the development of doctrine; and

(D) validate concepts through experimentation.

(2) MAJOR NON-NATO ALLY.—The term ''major non-NATO ally'' means a country (other than a member nation of the North Atlantic Treaty Organization) that is designated as a major non-NATO ally pursuant to section 517 of the Foreign Assistance Act of 1961 (22 U.S.C. 2321k).

(d) MEMORANDUM OF UNDERSTANDING.—

(1) REQUIREMENT.—The participation of members of the Armed Forces or Department of Defense civilian personnel in a multinational military center of excellence under subsection (a) shall be in accordance with the terms of one or more memoranda of understanding entered into by the Secretary of Defense, with the concurrence of the Secretary of State, and the foreign nation or nations concerned.

(2) SCOPE.—If Department of Defense facilities, equipment, or funds are used to support a multinational military center of excellence under subsection (a), the memoranda of understanding under paragraph (1) with respect to that center shall provide details of any cost-sharing arrangement or other funding arrangement.

(e) AVAILABILITY OF APPROPRIATED FUNDS.—

(1) AVAILABILITY.—Funds appropriated to the Department of Defense for operation and maintenance are available as follows:

(A) To pay the United States share of the operating expenses of any multinational military center of excellence in which the United States participates under this section.

(B) To pay the costs of the participation of members of the Armed Forces and Department of Defense civilian personnel in multinational military centers of excellence under this section, including the costs of expenses of such participants.

(2) LIMITATION ON AMOUNT.—The amount available under paragraph (1)(A) in fiscal year 2007 for the expenses referred to in that paragraph may not exceed $3,000,000.

(3) LIMITATION ON USE OF FUNDS.—No funds may be used under this section to fund the pay or salaries of members of the Armed Forces and Department of Defense civilian personnel who participate in multinational military centers of excellence under this section.

(f) USE OF DEPARTMENT OF DEFENSE FACILITIES AND EQUIPMENT.—Facilities and equipment of the Department of Defense may be used for purposes of the support of multinational military centers of excellence under this section that are hosted by the Department.

(g) REPORT ON USE OF AUTHORITY.—

(1) REPORT REQUIRED.—Not later than October 31, 2007, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the use of the authority in this section during fiscal year 2007.

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

(A) A detailed description of the participation of the Department of Defense, and of members of the Armed Forces and civilian personnel of the Department, in multinational military centers of excellence under the authority of this section during fiscal year 2007.

(B) For each multinational military center of excellence in which the Department of Defense, or members of the Armed Forces or civilian personnel of the Department, so participated—

(i) a description of such multinational military center of excellence;

(ii) a description of the activities participated in by the Department, or by members of the Armed Forces or civilian personnel of the Department; and

(iii) a statement of the costs of the Department for such participation, including—

(I) a statement of the United States share of the expenses of such center and a statement of the percentage of the United States share of the expenses of such center to the total expenses of such center; and

(II) a statement of the amount of such costs (including a separate statement of the amount of costs paid for under the authority of this section by category of costs).

SEC. 1206. MODIFICATION AND EXTENSION OF AUTHORITIES RELATING TO PROGRAM TO BUILD THE CAPACITY OF FOREIGN MILITARY FORCES.

(a) PROGRAM IMPLEMENTATION VESTED IN SECRETARY OF DEFENSE.—

(1) AUTHORITY.—Subsection (a) of section 1206 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3456) is amended by striking by ''The President may direct the Secretary of Defense to'' and inserting ''The Secretary of Defense, with the concurrence of the Secretary of State, may''.

(2) CONFORMING AMENDMENTS.—Such section is further amended—

(A) in subsection (b), by striking ''directed by the President'' in paragraphs (1) and (2);

(B) in subsection (c)—

(i) in paragraph (1), by striking ''directed by the President''; and

(ii) in paragraphs (2) and (3), by striking ''The President'' and inserting ''The Secretary of Defense'';

(C) in subsection (d), by striking ''directed by the President'' both places it appears; and

(D) in subsection (e)(2), by striking ''as directed by the President''.

(b) FUNDING.—Subsection (c)(1) of such section is further amended—

(1) by striking ''$200,000,000'' and inserting ''$300,000,000''; and

(2) by striking ''defense-wide''.

(c) NOTIFICATION TO CONGRESS.—Paragraph (1) of subsection (e) of such section is amended to read as follows:

''(1) NOTIFICATION.—Whenever the Secretary of Defense decides, with the concurrence of the Secretary of State, to conduct or support a program authorized under subsection (a), the Secretary of Defense shall submit to Congress a notification in writing of that decision. Any such notification shall be prepared in coordination with the Secretary of State.''.

(d) ONE-YEAR EXTENSION OF PROGRAM AUTHORITY.—Subsection (g) of such section is amended to read as follows:

''(g) TERMINATION OF PROGRAM.—The authority provided under subsection (a) terminates at the close of September 30, 2008. Any program directed before that date may be completed, but only using funds available for fiscal year 2006, 2007, or 2008.''.

SEC. 1207. AUTHORITY FOR DISTRIBUTION TO CERTAIN FOREIGN PERSONNEL OF EDUCATION AND TRAINING MATERIALS AND INFORMATION TECHNOLOGY TO ENHANCE MILITARY INTEROPERABILITY.

(a) DISTRIBUTION AUTHORIZED.—To enhance interoperability between the Armed Forces and military forces of friendly foreign countries, the Secretary of Defense may—

(1) provide to personnel referred to in subsection (b) electronically-distributed learning content for the education and training of such personnel for the development and enhancement of allied and friendly military capabilities for multinational operations, including joint exercises and coalition operations; and

(2) provide information technology, including computer software developed for such purpose, but only to the extent necessary to support the use of such learning content for the education and training of such personnel.

(b) AUTHORIZED RECIPIENTS.—The personnel to whom learning content and information technology may be provided under subsection (a) are military and civilian personnel of a friendly foreign government, with the permission of that government.

(c) EDUCATION AND TRAINING.—Any education and training provided under subsection (a) shall include the following:

(1) Internet-based education and training.

(2) Advanced distributed learning and similar Internet learning tools, as well as distributed training and computer assisted exercises.

(d) SECRETARY OF STATE CONCURRENCE IN CERTAIN ACTIVITIES.—In the case of any activity proposed to be undertaken under this section that is not authorized by another provision of law, the Secretary of Defense may undertake such activity only with the concurrence of the Secretary of State.

(e) APPLICABILITY OF EXPORT CONTROL REGIMES.—The provision of learning content and information technology under this section shall be subject to the provisions of the Arms Export Control Act (22 U.S.C. 2751 et seq.) and any other export control regime under law relating to the transfer of military technology to foreign nations.

(f) SECRETARY OF DEFENSE GUIDANCE.—

(1) GUIDANCE REQUIRED.—The Secretary of Defense shall develop and issue guidance on the procedures for the use of the authority provided in this section.

(2) SUBMITTAL TO CONGRESSIONAL COMMITTEES.—Not later than 30 days after issuing the guidance required by paragraph (1), the Secretary shall submit to the Committees on Armed Services of the Senate and House of Representatives a report setting forth such guidance.

(3) MODIFICATION.—If the Secretary modifies the guidance issued under paragraph (1), the Secretary shall submit to the committees named in paragraph (2) a report setting forth the modified guidance not later than 30 days after the date of such modification.

(g) ANNUAL REPORT.—

(1) REPORT REQUIRED.—Not later than October 31 of 2007 and 2008, the Secretary of Defense shall submit to the committees named in subsection (f)(1) a report on the exercise of the authority provided in this section during the preceding fiscal year.

(2) ELEMENTS.—Each report under paragraph (1) shall include, for the fiscal year covered by such report, the following:

(A) A statement of the recipients of learning content and information technology provided under this section.

(B) A description of the type, quantity, and value of the learning content and information technology provided under this section.

(h) TERMINATION.—The authority provided in this section shall expire on September 30, 2008.

Subtitle B—Nonproliferation Matters and Countries of Concern

SEC. 1211. NORTH KOREA.

(a) COORDINATOR OF POLICY ON NORTH KOREA.—

(1) APPOINTMENT REQUIRED.—Not later than 60 days after the date of the enactment of this Act, the President shall appoint a senior presidential coordinator of United States policy on North Korea.

(2) DESIGNATION.—The individual appointed under paragraph (1) may be known as the ''North Korea Policy Coordinator'' (in this subsection referred to as the ''Coordinator)''.

(3) DUTIES.—The Coordinator shall—

(A) conduct a full and complete interagency review of United States policy toward North Korea;

(B) consult with foreign governments, including the parties to the Six Party Talks on the denuclearization of the Korean peninsula; and

(C) provide policy direction and leadership for negotiations with North Korea relating to nuclear weapons, ballistic missiles, and other security matters.

(4) REPORT.—Not later than 90 days after the date of the appointment of an individual as Coordinator under paragraph (1), the Coordinator shall submit to the President and Congress an unclassified report, with a classified annex if necessary, on the actions undertaken under paragraph (3). The report shall set forth—

(A) the results of the review under paragraph (3)(A); and

(B) any other matter on North Korea that the Coordinator considers appropriate.

(5) TERMINATION.—The position under this subsection shall terminate no later than December 31, 2011.

(b) SEMIANNUAL REPORTS ON NUCLEAR AND MISSILE PROGRAMS OF NORTH KOREA.—

(1) REPORTS REQUIRED.—Not later than 90 days after the date of the enactment of this Act, and every 180 days thereafter for fiscal years 2007 and 2008, the President shall transmit to Congress an unclassified report, with a classified annex as appropriate, on the nuclear program and the missile program of North Korea.

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

(A) The most current national intelligence estimate on the nuclear program and the missile program of North Korea and, consistent with the protection of intelligence sources and methods, an unclassified summary of the key judgments in that estimate.

(B) The most current unclassified United States Government assessment, stated as a range if necessary, of—

(i) the number of nuclear weapons possessed by North Korea; and

(ii) the amount of nuclear material suitable for weapons use produced by North Korea by plutonium reprocessing and uranium enrichment.

(C) Any other matter relating to the nuclear program or missile program of North Korea that the President considers appropriate.

SEC. 1212. REPORT ON PARTICIPATION OF MULTINATIONAL PARTNERS IN THE UNITED NATIONS COMMAND IN THE REPUBLIC OF KOREA.

(a) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense, in coordination with the Secretary of State, shall submit to the appropriate committees of Congress a report on participation of multinational partners in the United Nations Command in the Republic of Korea.

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

(1) A list of the nations that are current members of the United Nations Command in the Republic of Korea, together with a detailed description of the role and participation of each such member nation in the responsibilities and activities of the United Nations Command.

(2) A detailed description of efforts being undertaken by the United States to encourage enhanced participation in the responsibilities and activities of the United Nations Command in the Republic of Korea by such member nations.

(3) A discussion of how members of the United Nations Command in the Republic of Korea might be persuaded to increase their contribution of military forces stationed in the Republic and an assessment of how United States political-military requirements in the Republic of Korea might be affected by such increases.

(4) An assessment of how the contribution of additional military forces by a member of the United Nations Command might affect that member's approach to facilitating a diplomatic resolution of the nuclear challenge posed by the Democratic People's Republic of Korea.

(c) FORM.—The report required by subsection (a) shall be submitted in unclassified form, but may include a classified annex.

(d) APPROPRIATE COMMITTEES OF CONGRESS DEFINED.—In this section, the term ''appropriate committees of Congress'' means—

(1) the Committees on Armed Services and Foreign Relations of the Senate; and

(2) the Committees on Armed Services and International Relations of the House of Representatives.

SEC. 1213. INTELLIGENCE ON IRAN.

(a) SUBMITTAL TO CONGRESS OF UPDATED NATIONAL INTELLIGENCE ESTIMATE ON IRAN.—

(1) SUBMITTAL REQUIRED.—The Director of National Intelligence shall submit to Congress an updated, comprehensive National Intelligence Estimate on Iran. Such National Intelligence Estimate shall be submitted as soon as is practicable, but not later than the end of the 90–day period beginning on the date of the enactment of this Act.

(2) NOTICE REGARDING SUBMITTAL.—If before the end of the 90-day period specified in paragraph (1) the Director determines that the National Intelligence Estimate required by that paragraph cannot be submitted by the end of that period as required by that paragraph, the Director shall (before the end of that period) submit to Congress a report setting forth—

(A) the reasons why the National Intelligence Estimate cannot be submitted by the end of such 90-day period; and

(B) an estimated date for the submittal of the National Intelligence Estimate.

(3) FORM.—The National Intelligence Estimate under paragraph (1) shall be submitted in classified form. Consistent with the protection of intelligence sources and methods, an unclassified summary of the key judgments of the National Intelligence Estimate should be submitted.

(b) PRESIDENTIAL REPORT ON POLICY OBJECTIVES AND UNITED STATES STRATEGY REGARDING IRAN.—

(1) REPORT REQUIRED.—As soon as is practicable, but not later than 90 days after the date of the enactment of this Act, the President shall submit to Congress a report on—

(A) the objectives of United States policy on Iran; and

(B) the strategy for achieving those objectives.

(2) FORM.—The report under paragraph (1) shall be submitted in unclassified form with a classified annex, as appropriate.

(3) ELEMENTS.—The report submitted under paragraph (1) shall—

(A) address the role of diplomacy, incentives, sanctions, other punitive measures and incentives, and other programs and activities relating to Iran for which funds are provided by Congress; and

(B) summarize United States contingency planning regarding the range of possible United States military actions in support of United States policy objectives with respect to Iran.

SEC. 1214. SENSE OF CONGRESS ON UNITED STATES POLICY ON THE NUCLEAR PROGRAMS OF IRAN.

Congress—

(1) endorses the policy of the United States to achieve a successful diplomatic outcome, in coordination with leading members of the international community, with respect to the threat posed by the efforts of the Iranian regime to acquire a capability to produce nuclear weapons;

(2) calls on Iran to—

(A) suspend fully and verifiably its enrichment and reprocessing activities, as required by the International Atomic Energy Agency (IAEA); and

(B) work with the international community to achieve a negotiated outcome to the concerns regarding its nuclear program;

(3) in the event Iran fails to comply with United Nations Security Council Resolution 1696 (July 31, 2006), urges the Security Council to work for the adoption of appropriate measures under Article 41 of Chapter VII of the Charter of the United Nations; and

(4) urges the President and the Secretary of State to keep Congress fully and currently informed regarding the progress of this vital diplomatic initiative.

Subtitle C—Other Matters

SEC. 1221. EXCLUSION OF PETROLEUM, OIL, AND LUBRICANTS FROM LIMITATIONS ON ANNUAL AMOUNT OF LIABILITIES THE UNITED STATES MAY ACCRUE UNDER ACQUISITION AND CROSS-SERVICING AGREEMENTS.

(a) EXCLUSION.—Section 2347 of title 10, United States Code, is amended—

(1) in subsection (a), by striking ''(other than petroleum, oils, and lubricants)'' in paragraphs (1) and (2); and

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

''(d) The amount of any sale, purchase, or exchange of petroleum, oils, or lubricants by the United States under this subchapter in any fiscal year shall be excluded in any computation for the purposes of subsection (a) or (b) of the amount of reimbursable liabilities or reimbursable credits that the United States accrues under this subchapter in that fiscal year.''.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall take effect beginning with fiscal year 2007.

(c) REPORTS.—Not later than October 31 of 2007 and 2008, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the exercise during the preceding fiscal year of the authority provided in subchapter I of chapter 138 of title 10, United States Code, with respect to the sale, purchase, or exchange of petroleum, oil, or lubricants. Each report shall identify each country involved in a sale, purchase, or exchange of petroleum, oil, or lubricants with the United States and include a description, by country, of the type, quantity, and value of the petroleum, oil, and lubricants that were sold, purchased, or exchanged by the United States.

SEC. 1222. MODIFICATION OF LIMITATIONS ON ASSISTANCE UNDER THE AMERICAN SERVICEMEMBERS' PROTECTION ACT OF 2002.

Section 2013(13)(A) of the American Servicemembers' Protection Act of 2002 (22 U.S.C. 7432(13)(A)) is amended by striking ''or 5''.

SEC. 1223. HUMANITARIAN SUPPORT FOR IRAQI CHILDREN IN URGENT NEED OF MEDICAL CARE.

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

(1) The Secretary of Defense has discretionary authority to permit space-available travel on military aircraft for various reasons, including humanitarian purposes.

(2) Recently, 110 Iraqi children journeyed 22 hours by bus from Baghdad, Iraq, to Amman, Jordan, for urgently needed oral/facial surgery. While traveling, armed insurgents stopped and boarded the children's bus, raising serious questions about the safety of further travel by ground.

(3) Pursuant to the Secretary's discretionary authority referred to in paragraph (1), the Secretary authorized the Iraqi children to travel on military aircraft for their return trip from Amman to Baghdad.

(4) The Secretary is to be commended for his initiative in providing for the safe return of these children to Iraq by military aircraft.

(b) SENSE OF CONGRESS.—It is the sense of Congress that the Secretary of Defense should continue to provide space-available travel on military aircraft for humanitarian reasons to Iraqi children who would otherwise have no means available to seek urgently needed medical care such as that provided by a humanitarian organization in Amman, Jordan.

SEC. 1224. SENSE OF CONGRESS OPPOSING THE GRANTING OF AMNESTY BY THE GOVERNMENT OF IRAQ TO PERSONS KNOWN TO HAVE ATTACKED, KILLED, OR WOUNDED MEMBERS OF THE UNITED STATES ARMED FORCES IN IRAQ.

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

(1) The Armed Forces of the United States and coalition military forces are serving heroically in Iraq to provide all the people of Iraq a better future.

(2) The Armed Forces of the United States and coalition military forces have served bravely in Iraq since the beginning of military operations in March of 2003.

(3) As of June 15, 2006, more than 2,500 members of the Armed Forces of the United States and members of coalition military forces have been killed and more than 18,000 have been injured in operations to bring peace and stability to all the people of Iraq.

(b) SENSE OF CONGRESS.—

(1) IRAQI SOVEREIGNTY.—It is the sense of Congress that the goal of the United States and of the coalition partners of the United States has been to empower the Iraqi people and, in doing so, to recognize their freedom to exercise full sovereignty.

(2) AMNESTY.—Recognizing the sovereignty of the Iraqi people as referred to in paragraph (1), it is further the sense of Congress that the Government of Iraq, consistent with that sovereignty, should not grant amnesty to persons known to have attacked, killed, or wounded members of the Armed Forces of the United States.

SEC. 1225. ANNUAL REPORTS ON UNITED STATES CONTRIBUTIONS TO THE UNITED NATIONS.

(a) ANNUAL REPORT.—Not later than 90 days after the date of the enactment of this Act and annually thereafter until December 31, 2010, the President shall submit to Congress a report listing all assessed and voluntary contributions of the United States Government for the preceding fiscal year to the United Nations and United Nations affiliated agencies and related bodies.

(b) CONTENTS.—Each report required under subsection (a) shall set forth, for the fiscal year covered by such report, the following:

(1) The total amount of all assessed and voluntary contributions of the United States Government to the United Nations and United Nations affiliated agencies and related bodies.

(2) The approximate percentage of United States Government contributions to each United Nations affiliated agency or body in such fiscal year when compared with all contributions to such agency or body from any source in such fiscal year.

(3) For each such contribution—

(A) the amount of such contribution;

(B) a description of such contribution (including whether assessed or voluntary);

(C) the department or agency of the United States Government responsible for such contribution;

(D) the purpose of such contribution; and

(E) the United Nations or United Nations affiliated agency or related body receiving such contribution.

SEC. 1226. COMPREHENSIVE REGIONAL STRATEGY AND ANNUAL REPORTS ON SOMALIA.

(a) SENSE OF CONGRESS.—It is the sense of Congress that the United States should—

(1) support—

(A) the establishment of a functional, legitimate, and unified national government in Somalia;

(B) humanitarian assistance to the people of Somalia;

(C) efforts to prevent Somalia from becoming a safe haven for terrorists and terrorist activities; and

(D) regional stability;

(2) broaden and integrate its strategic approach toward Somalia within the context of United States policy and activities in the countries of the Horn of Africa and other relevant countries on the Arabian Peninsula; and

(3) coordinate and carry out all diplomatic, humanitarian, counterterrorism, and security-related activities in Somalia within the framework of an interagency process.

(b) COMPREHENSIVE REGIONAL STRATEGY.—

(1) IN GENERAL.—Not later than 90 days after the date of the enactment of this Act, the President shall submit to the appropriate congressional committees a report on a comprehensive regional strategy toward Somalia within the context of United States policy and activities in the countries of the Horn of Africa and other relevant countries on the Arabian Peninsula.

(2) COMPONENTS.—The comprehensive regional strategy described in the report shall include the following components:

(A) A clearly stated policy towards Somalia that will help establish a functional, legitimate, and unified national government in Somalia that is capable of maintaining the rule of law and preventing Somalia from becoming a safe haven for terrorists.

(B) A description of the type and form of bilateral, regional, and multilateral efforts to coordinate and strengthen diplomatic engagement with Somalia.

(C) A description of an integrated political, humanitarian, intelligence, and military approach to counter transnational security threats in Somalia and throughout the countries of the Horn of Africa.

(D) A description of an interagency framework involving the Federal agencies and departments of the United States to plan, coordinate, and execute United States policy and activities in Somalia and throughout the countries of the Horn of Africa and to oversee policy and program implementation.

(E) Guidance on the manner in which the comprehensive regional strategy will be implemented.

(c) ANNUAL REPORTS.—Not later than April 1, 2007, and annually thereafter until April 1, 2010, the President shall submit to the appropriate congressional committees a report on the status of the implementation of the comprehensive regional strategy toward Somalia required under subsection (b).

(d) FORM.—Each report under this section, including the comprehensive regional strategy, shall be submitted in unclassified form, but may include a classified annex, as appropriate.

(e) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term ''appropriate congressional committees'' means—

(1) the Committee on Armed Services, the Committee on International Relations, and the Permanent Select Committee on Intelligence of the House of Representatives; and

(2) the Committee on Armed Services, the Committee on Foreign Relations, and the Select Committee on Intelligence of the Senate.

SEC. 1227. REPORT ON THE IMPLEMENTATION OF THE DARFUR PEACE AGREEMENT.

(a) REQUIREMENT FOR REPORTS.—Not later than 90 days after the date of the enactment of this Act and every six months thereafter until December 31, 2011, the Secretary of Defense, in coordination with the Secretary of State, shall submit to the appropriate congressional committees a report on the implementation of the Darfur Peace Agreement of May 5, 2006, and the contributions of the Department of Defense to the North Atlantic Treaty Organization in support of the African Union Mission in Sudan (AMIS).

(b) CONTENTS.—Each report under subsection (a) shall include—

(1) a description of major violations of the Darfur Peace Agreement and major delays in implementing the Agreement, including violations and delays relating to the demobilization and disarmament of the Janjaweed, the voluntary safe return of internally displaced persons and refugees, and security and access for humanitarian supply routes;

(2) an assessment of the extent to which the Ceasefire Commission and the AMIS are able to monitor the implementation of the Darfur Peace Agreement and an assessment of efforts to impede the monitoring activities of the Ceasefire Commission and AMIS;

(3) a list of contributions made by the Department of Defense in support of NATO assistance to AMIS and the United Nations peacekeeping operation authorized for Darfur;

(4) a description of the activities carried out by United States Armed Forces in support of NATO assistance to AMIS and the United Nations peacekeeping operation authorized for Darfur;

(5) the amount of funds expended by the Department of Defense in support of NATO assistance to AMIS; and

(6) a description of the efforts by the United States to obtain troop contributions from other countries to serve in the United Nations peacekeeping operation authorized for Darfur.

(c) FORM AND AVAILABILITY OF REPORTS.—

(1) FORM.—Reports submitted under this section shall be in an unclassified form and may include a classified annex.

(2) AVAILABILITY.—The unclassified portion of such reports shall be made available to the public.

(d) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term ''appropriate committees of Congress'' means—

(1) the Committee on Armed Services and the Committee on International Relations of the House of Representatives; and

(2) the Committee on Armed Services and the Committee on Foreign Relations of the Senate.

SEC. 1228. SENSE OF CONGRESS CONCERNING COOPERATION WITH RUSSIA ON ISSUES PERTAINING TO MISSILE DEFENSE.

It is the sense of Congress that—

(1) cooperation between the United States and Russia with regard to missile defense is in the interest of the United States;

(2) there does not exist strong enough engagement between the United States and Russia with respect to missile defense cooperation;

(3) the United States should explore innovative and nontraditional means of cooperation with Russia on issues pertaining to missile defense; and

(4) as part of such an effort, the Secretary of Defense should consider the possibilities for United States-Russian cooperation with respect to missile defense through—

(A) the testing of specific elements of the detection and tracking equipment of the Missile Defense Agency of the United States Department of Defense through the use of Russian target missiles; and

(B) the provision of early warning radar to the Missile Defense Agency by the use of Russian radar data.

SEC. 1229. SENSE OF CONGRESS CALLING FOR CONVENING OF A SUMMIT FOR A COMPREHENSIVE POLITICAL AGREEMENT FOR IRAQ.

(a) IN GENERAL.—It is the sense of Congress that the President should continue working with the Government of Iraq and the United Nations to convene a summit as soon as possible after the enactment of this Act for the purpose of reaching a comprehensive political agreement for Iraq—

(1) that promotes the Government of Iraq's National Reconciliation and Dialogue Plan of June 25, 2006, which is designed to focus on many of the fundamental questions dividing Iraqis; and

(2) that address the issues of—

(A) federalism;

(B) the equitable distribution of oil revenues;

(C) the demobilization and reintegration of armed militias;

(D) the inducement of the armed opposition to lay down their arms and join the political process;, and

(E) the building of a renewed international partnership with Iraq aimed at encouraging the economic recovery and reconstruction of Iraq.

(b) SUMMIT PARTICIPANTS.—A summit convened for the purpose stated in subsection (a) should include the following participants (as well as other appropriate participants):

(1) Representatives of Iraq's neighbors.

(2) Representatives of the Arab League.

(3) The Secretary General of the North Atlantic Treaty Organization.

(4) Representatives of the European Union.

(5) Leaders of the governments of each permanent member of the United Nations Security Council.

SEC. 1230. SENSE OF CONGRESS ON THE COMMENDABLE ACTIONS OF THE ARMED FORCES IN IRAQ.

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

(1) On June 7, 2006, the United States Armed Forces carried out an air strike near the City of Baquba, northeast of Baghdad, Iraq, that resulted in the death of Ahmad Fadeel al-Nazal al-Khalayleh, better known as Abu Musab al-Zarqawi, the leader of the al-Qaeda in Iraq terrorist organization and the most wanted terrorist in Iraq.

(2) Zarqawi, as the operational commander of al-Qaeda in Iraq, led a brutal campaign of suicide bombings, car bombings, assassinations, and abductions that caused the deaths of many members of the United States Armed Forces, civilian officials of the United States Government, thousands of innocent Iraqi civilians, and innocent civilians of other nations.

(3) Zarqawi publicly swore his allegiance to Osama bin Laden and al-Qaeda in 2004, and changed the name of his terrorist organization from the ''Monotheism and Holy War Group'' to ''al-Qaeda in Iraq''.

(4) In an audiotape broadcast in December 2004, Osama bin Laden, the leader of al-Qaeda's worldwide terrorist organization, called Zarqawi ''the prince of al-Qaeda in Iraq''.

(5) Three perpetrators confessed to being paid by Zarqawi to carry out the October 2002 assassination of the United States diplomat, Lawrence Foley, in Amman, Jordan.

(6) The Monotheism and Holy War Group claimed responsibility for—

(A) the August 2003 suicide attack that destroyed the United Nations headquarters in Baghdad and killed the United Nations envoy to Iraq, Sergio Vieira de Mello, along with 21 other people; and

(B) the suicide attack on the Imam Ali Mosque in Najaf that occurred less than two weeks later, which killed at least 85 people, including the Ayatollah Sayed Mohammed Baqr al-Hakim, and wounded dozens more.

(7) Zarqawi is believed to have personally beheaded American hostage Nicholas Berg in May 2004.

(8) In May 2004, Zarqawi was implicated in a car bombing that killed Izzadine Salim, the rotating president of the Iraqi Governing Council.

(9) In November 2005, al-Qaeda in Iraq attacked three hotels in Amman, Jordan, killing at least 67 innocent civilians.

(10) Zarqawi and his terrorist organization were directly responsible for numerous other brutal terrorist attacks against the American and coalition forces, Iraqi security forces and recruits, and innocent Iraqi civilians.

(11) Zarqawi sought to turn Iraq into a safe haven for al-Qaeda.

(12) To achieve that end, Zarqawi stated his opposition to the democratically elected government of Iraq and worked to divide the Iraqi people, foment sectarian violence, and incite a civil war in Iraq.

(13) The members of the United States Armed Forces, the intelligence community, and other Federal agencies, along with coalition partners and the Iraqi Security Forces, should be commended for their courage and extraordinary efforts to track down the most wanted terrorist in Iraq and to secure a free and prosperous future for the people of Iraq.

(b) SENSE OF CONGRESS.—It is the sense of Congress that Congress—

(1) commends the United States Armed Forces, the intelligence community, and other Federal agencies, along with coalition partners, for the actions taken through June 7, 2006, that resulted in the death of Abu Musab al-Zarqawi, the leader of the al-Qaeda in Iraq terrorist organization and the most wanted terrorist in Iraq;

(2) commends the United States Armed Forces, the intelligence community, and other agencies for the action referred to in paragraph (1) and their exemplary performance in striving to bring freedom, democracy, and security to the people of Iraq;

(3) commends the coalition partners of the United States, the new government of Iraq, and members of the Iraqi Security Forces for their invaluable assistance in the operation referred to in paragraph (1) and their extraordinary efforts to secure a free and prosperous Iraq;

(4) commends United States civilian and military leadership for their continuing efforts to eliminate the leadership of al-Qaeda in Iraq, and also commends the new government of Iraq, led by Prime Minister Nouri al-Maliki, for its contribution to that achievement;

(5) recognizes that the death of Abu Musab al-Zarqawi is a victory for American and coalition forces in the global war on terror and a blow to the al-Qaeda terrorist organization;

(6) commends Iraqi Prime Minister Nouri al-Maliki on the finalization of the new Iraqi cabinet;

(7) urges the democratically elected government in Iraq to use this opportunity to defeat the terrorist enemy, to put an end to ethnic and sectarian violence, and to achieve a free, prosperous, and secure future for Iraq; and

(8) affirms that the Congress will continue to support the United States Armed Forces, the democratically elected unity government of Iraq, and the people of Iraq in their quest to secure a free, prosperous, and democratic Iraq.

SEC. 1231. ANNUAL REPORT ON FOREIGN SALES OF SIGNIFICANT MILITARY EQUIPMENT MANUFACTURED IN THE UNITED STATES.

(a) REPORT REQUIRED.—Not later than March 31 of each year, the Secretary of Defense shall submit to the congressional defense committees a report on foreign military sales and direct sales to foreign entities of significant military equipment manufactured in the United States during the preceding calendar year.

(b) CONTENTS.—Each report required by subsection (a) shall indicate, for each sale of significant military equipment in excess of $2,000,000—

(1) the nature of the equipment and the dollar value of the sale;

(2) the country to which the equipment was sold; and

(3) the manufacturer of the equipment and the State in which the equipment was manufactured.

(c) PUBLIC AVAILABILITY.—The Secretary of Defense shall make each report required by subsection (a) publicly available to the maximum extent practicable.

(d) SIGNIFICANT MILITARY EQUIPMENT DEFINED.—In this section, the term ''significant military equipment'' has the meaning given the term in section 47(9) of the Arms Export Control Act (22 U.S.C. 2794(9) note).

TITLE XIII—COOPERATIVE THREAT REDUCTION WITH STATES OF THE FORMER SOVIET UNION

Sec. 1301. Specification of Cooperative Threat Reduction programs and funds.
Sec. 1302. Funding allocations.
Sec. 1303. Extension of temporary authority to waive limitation on funding for chemical weapons destruction facility in Russia.
Sec. 1304. National Academy of Sciences study of prevention of proliferation of biological weapons.

SEC. 1301. SPECIFICATION OF COOPERATIVE THREAT REDUCTION PROGRAMS AND FUNDS.

(a) SPECIFICATION OF CTR PROGRAMS.—For purposes of section 301 and other provisions of this Act, Cooperative Threat Reduction programs are the programs specified in section 1501(b) of the National Defense Authorization Act for Fiscal Year 1997 (Public Law 104-201; 110 Stat. 2731; 50 U.S.C. 2362 note).

(b) FISCAL YEAR 2007 COOPERATIVE THREAT REDUCTION FUNDS DEFINED.—As used in this title, the term ''fiscal year 2007 Cooperative Threat Reduction funds'' means the funds appropriated pursuant to the authorization of appropriations in section 301 for Cooperative Threat Reduction programs.

(c) AVAILABILITY OF FUNDS.—Funds appropriated pursuant to the authorization of appropriations in section 301 for Cooperative Threat Reduction programs shall be available for obligation for three fiscal years.

SEC. 1302. FUNDING ALLOCATIONS.

(a) FUNDING FOR SPECIFIC PURPOSES.—Of the $372,128,000 authorized to be appropriated to the

Department of Defense for fiscal year 2007 in section 301(19) for Cooperative Threat Reduction programs, the following amounts may be obligated for the purposes specified:

(1) For strategic offensive arms elimination in Russia, $76,985,000.

(2) For nuclear weapons storage security in Russia, $87,100,000.

(3) For nuclear weapons transportation security in Russia, $33,000,000.

(4) For weapons of mass destruction proliferation prevention in the states of the former Soviet Union, $37,486,000.

(5) For biological weapons proliferation prevention in the former Soviet Union, $68,357,000.

(6) For chemical weapons destruction in Russia, $42,700,000.

(7) For defense and military contacts, $8,000,000.

(8) For activities designated as Other Assessments/Administrative Support, $18,500,000.

(b) REPORT ON OBLIGATION OR EXPENDITURE OF FUNDS FOR OTHER PURPOSES.—No fiscal year 2007 Cooperative Threat Reduction funds may be obligated or expended for a purpose other than a purpose listed in paragraphs (1) through (8) of subsection (a) until 30 days after the date that the Secretary of Defense submits to Congress a report on the purpose for which the funds will be obligated or expended and the amount of funds to be obligated or expended. Nothing in the preceding sentence shall be construed as authorizing the obligation or expenditure of fiscal year 2007 Cooperative Threat Reduction funds for a purpose for which the obligation or expenditure of such funds is specifically prohibited under this title or any other provision of law.

(c) LIMITED AUTHORITY TO VARY INDIVIDUAL AMOUNTS.—

(1) IN GENERAL.—Subject to paragraphs (2) and (3), in any case in which the Secretary of Defense determines that it is necessary to do so in the national interest, the Secretary may obligate amounts appropriated for fiscal year 2007 for a purpose listed in any of the paragraphs in subsection (a) in excess of the specific amount authorized for that purpose.

(2) NOTICE-AND-WAIT REQUIRED.—An obligation of funds for a purpose stated in any of the paragraphs in subsection (a) in excess of the specific amount authorized for such purpose may be made using the authority provided in paragraph (1) only after—

(A) the Secretary submits to Congress notification of the intent to do so together with a complete discussion of the justification for doing so; and

(B) 15 days have elapsed following the date of the notification.

(3) RESTRICTION.—The Secretary may not, under the authority provided in paragraph (1), obligate amounts for a purpose stated in any of paragraphs (6) through (8) of subsection (a) in excess of 125 percent of the specific amount authorized for such purpose.

SEC. 1303. EXTENSION OF TEMPORARY AUTHORITY TO WAIVE LIMITATION ON FUNDING FOR CHEMICAL WEAPONS DESTRUCTION FACILITY IN RUSSIA.

Section 1303 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108-375; 118 Stat. 2094; 22 U.S.C. 5952 note) is amended—

(1) in subsection (a), by striking ''shall not apply for a calendar year for which the President submits to Congress a written certification'' and inserting the following: ''shall not apply for a calendar year to the chemical weapons destruction facility that is (as of 2006) under construction at Shchuch'ye in the Russian Federation, if the President submits to Congress a written certification, for the calendar year concerned,''; and

(2) in subsection (b), by striking ''shall expire'' and all that follows through the period at the end and inserting ''is not effective for calendar years after calendar year 2011.''.

SEC. 1304. NATIONAL ACADEMY OF SCIENCES STUDY OF PREVENTION OF PROLIFERATION OF BIOLOGICAL WEAPONS.

(a) STUDY REQUIRED.—Not later than 60 days after the date of the enactment of this Act, the Secretary of Defense shall enter into an arrangement with the National Academy of Sciences under which the Academy shall carry out a study to identify areas for further cooperation with Russia and other states of the former Soviet Union under the Cooperative Threat Reduction (CTR) program of the Department of Defense in the specific area of prevention of proliferation biological weapons.

(b) MATTERS TO BE INCLUDED IN STUDY.—The Secretary shall provide for the study under subsection (a) to include the following:

(1) A brief review of any ongoing or previously completed United States Government program (whether conducted through the Cooperative Threat Reduction program or otherwise) in the area of prevention of proliferation of biological weapons.

(2) An identification of further cooperative work between the United States Government and foreign governments, including technical scientific cooperation, that could effectively be pursued in the area of prevention of proliferation of biological weapons and the objectives that such work would be designed to achieve.

(3) An identification of any obstacles to designing and implementing a nonproliferation program (whether conducted through the Cooperative Threat Reduction program or otherwise) that could successfully accomplish the objectives identified pursuant to paragraph (2), together with recommendations for overcoming such obstacles, including recommendations in the area of coordination among relevant United States Government departments and agencies.

(c) REPORT.—

(1) SECRETARY OF DEFENSE REPORT.—Not later than December 31, 2007, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the study carried out under subsection (a).

(2) MATTERS TO BE INCUDED.—The report under paragraph (1) shall incude the following:

(A) The results of the study carried out under subsection (a), including any report received from the National Academy of Sciences on such study.

(B) An assessment of the study by the Secretary.

(C) an action plan for implementing the recommendations from the study, if any, that the Secretary has decided to pursue.

(3) FORM OF SUBMITTAL.—The report under paragraph (1) shall be submitted in unclassified form, but may include a classified annex.

(d) FUNDING.—Of the amounts made available pursuant to the authorization of appropriations in section 301(19) for Cooperative Threat Reduction programs, not more than $150,000 shall be available to carry out this section.

TITLE XIV—MATTERS RELATED TO DEFENSE AGAINST TERRORISM AND RELATED SECURITY MATTERS

Sec. 1401. Enhancement to authority to pay rewards for assistance in combating terrorism.

Sec. 1402. Quarterly reports on Department of Defense response to threat posed by improvised explosive devices.

Sec. 1403. Requirement that all military wheeled vehicles used in Iraq and Afghanistan outside of secure military operating bases be protected by Improvised Explosive Device (IED) jammers.

Sec. 1404. Report on assessment process of Chairman of the Joint Chiefs of Staff relating to Global War on Terrorism.

Sec. 1405. Treatment under Freedom of Information Act of certain confidential information shared with State and local personnel.

Sec. 1406. Database of emergency response capabilities.

SEC. 1401. ENHANCEMENT TO AUTHORITY TO PAY REWARDS FOR ASSISTANCE IN COMBATING TERRORISM.

(a) INCREASE IN DELEGATION LIMITATION.—Paragraph (2) of section 127b(c) of title 10, United States Code, is amended by striking ''$2,500'' and inserting ''$10,000''.

(b) EXPANSION OF SENIOR OFFICERS TO WHOM COMBATANT COMMANDER AUTHORITY MAY BE DELEGATED.—Such paragraph is further amended—

(1) by inserting after ''deputy commander'' the following: '', or to the commander of a command directly subordinate to that commander,''; and

(2) by adding at the end the following new sentence: ''Such a delegation may be made to the commander of a command directly subordinate to the commander of a combatant command only with the approval of the Secretary of Defense, the Deputy Secretary of Defense, or an Under Secretary of Defense to whom authority has been delegated under subparagraph (1)(A).''.

SEC. 1402. QUARTERLY REPORTS ON DEPARTMENT OF DEFENSE RESPONSE TO THREAT POSED BY IMPROVISED EXPLOSIVE DEVICES.

(a) REPORTS REQUIRED.—

(1) INITIAL REPORT.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report—

(A) regarding the status of the threat posed to United States and allied forces in Iraq and Afghanistan by improvised explosive devices; and

(B) describing efforts being undertaken by the Department of Defense to defeat that threat.

(2) SUPPLEMENTAL QUARTERLY REPORTS.—After the submission of the report under paragraph (1), the Secretary shall submit to Congress a supplemental report, not later than 30 days after the end of each calendar-year quarter, to account for every reported incident involving the detonation or discovery of an improvised explosive device during the preceding quarter that involved United States or allied forces in Iraq and Afghanistan.

(3) CLASSIFICATION OF REPORTS.—Reports under this section shall be transmitted in an unclassified manner with a classified annex, if necessary.

(b) JOINT IED DEFEAT ORGANIZATION AND RELATED OFFICES.—Each report under subsection (a) shall provide the following information regarding the joint entity in the Office of the Secretary of Defense known as the ''Joint IED Defeat Organization'' and those portions of all other organizational elements within the Department of Defense that are focused on countering improvised explosive devices:

(1) The number of Department of Defense personnel assigned to the Joint IED Defeat Organization and each other organizational element.

(2) The major locations to which such personnel are assigned and the organizational structure of those elements.

(3) The projected budget of the Joint IED Defeat Organization and those other elements relating to the counter-IED mission.

(4) The level of funding required for administrative costs relating to the counter-IED mission.

(c) EXISTING THREAT AND COUNTER MEASURES.—Each report under subsection (a) shall include the following information regarding the threat posed by improvised explosive devices and the countermeasures employed to defeat those threats:

(1) The number of improvised explosive devices being encountered by United States and allied military personnel, including general trends in tactics and technology used by the enemy.

(2) Passive countermeasures employed and the success rate of each such countermeasure.

(3) Active countermeasures employed and the success rate of each such countermeasure.

(4) Any evidence of assistance to the enemy by foreign countries or other entities not directly involved in fighting United States and allied forces in Iraq and Afghanistan.

(5) A summary of data collected and reports generated by the Department of Defense on efforts to counter improvised explosive devices in Iraq and Afghanistan and other fronts in the Global War on Terrorism.

(d) RESEARCH, DEVELOPMENT, TEST, AND EVALUATION OF NEW COUNTERMEASURES.—Each report under subsection (a) shall include the following information regarding research, development, test, and evaluation activities relating to new active and passive countermeasures and any impediments to those activities:

(1) The status of any effort within the Department of Defense to conduct research, development, test, and evaluation of passive and active countermeasures and to accelerate the introduction of those countermeasures into deployed units.

(2) Impediments to introduction of new passive and active countermeasures.

(e) INTERDICTION EFFORTS.—

(1) DESCRIPTION OF INTERDICTION EFFORTS.—Each report under subsection (a) shall identify those portions of any office within the Department of Defense (in addition to those discussed pursuant to subsection (b)) that are focused on interdiction of improvised explosive devices, together with the personnel and funding requirements for that office (as specified in subsection (b)) and the success of the interdiction efforts of that office.

(2) INTERDICTION DEFINED.—For purposes of this subsection, the term ''interdiction'' includes—

(A) the development of intelligence regarding persons and locations involved in the manufacture or deployment of improvised explosive devices; and

(B) subsequent action against those persons or locations, including efforts to prevent emplacement of improvised explosive devices.

SEC. 1403. REQUIREMENT THAT ALL MILITARY WHEELED VEHICLES USED IN IRAQ AND AFGHANISTAN OUTSIDE OF SECURE MILITARY OPERATING BASES BE PROTECTED BY IMPROVISED EXPLOSIVE DEVICE (IED) JAMMERS.

(a) REQUIREMENT.—The Secretary of Defense shall take such steps as necessary to ensure that by the end of fiscal year 2007 all United States military wheeled vehicles used in Iraq and Afghanistan outside of secure military operating bases are protected by Improvised Explosive Device (IED) jammers.

(b) FUNDING.—The Secretary shall carry out subsection (a) using funds provided pursuant to authorizations of appropriations in title XV.

(c) REPORT.—Not later than December 15, 2006, the Secretary of Defense shall submit to the congressional defense committees a report on the cost and timeline to complete compliance with the requirement in subsection (a) that by the end of fiscal year 2007 each vehicle described in that subsection be protected by an Improvised Explosive Device jammer.

SEC. 1404. REPORT ON ASSESSMENT PROCESS OF CHAIRMAN OF THE JOINT CHIEFS OF STAFF RELATING TO GLOBAL WAR ON TERRORISM.

Not later than March 1, 2007, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the findings of the semiannual assessment process relating to the Global War on Terrorism that is described in the annex to the National Military Strategic Plan for the War on Terrorism, issued by the Secretary of Defense on February 1, 2006, that is designated as the Implementation and Assessment Annex (Annex R).

SEC. 1405. TREATMENT UNDER FREEDOM OF INFORMATION ACT OF CERTAIN CONFIDENTIAL INFORMATION SHARED WITH STATE AND LOCAL PERSONNEL.

(a) IN GENERAL.—Chapter 3 of title 10, United States Code, is amended by adding at the end the following new section:

''§ 130d. Treatment under Freedom of Information Act of certain confidential information shared with State and local personnel

''Confidential business information and other sensitive but unclassified homeland security information in the possession of the Department of Defense that is shared, pursuant to section 892 of the Homeland Security Act of 2002 (6 U.S.C. 482), with State and local personnel (as defined in such section) shall not be subject to disclosure under section 552 of title 5 by virtue of the sharing of such information with such personnel.''.

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

''130d. Treatment under Freedom of Information Act of certain confidential information shared with State and local personnel.''.

SEC. 1406. DATABASE OF EMERGENCY RESPONSE CAPABILITIES.

The Secretary of Defense shall maintain a database of emergency response capabilities that includes the following:

(1) The types of emergency response capabilities that each State's National Guard, as reported by the States, may be able to provide in response to a domestic natural or manmade disaster, both to their home States and under State-to-State mutual assistance agreements.

(2) The types of emergency response capabilities that the Department of Defense may be able to provide in support of the National Response Plan's Emergency Support Functions, and identification of the units that provide these capabilities.

TITLE XV—AUTHORIZATION FOR INCREASED COSTS DUE TO OPERATION IRAQI FREEDOM AND OPERATION ENDURING FREEDOM

Sec. 1501. Purpose.
Sec. 1502. Army procurement.
Sec. 1503. Navy and Marine Corps procurement.
Sec. 1504. Air Force procurement.
Sec. 1505. Defense-wide activities procurement.
Sec. 1506. Research, development, test, and evaluation.
Sec. 1507. Operation and maintenance.
Sec. 1508. Defense Health Program.
Sec. 1509. Classified programs.
Sec. 1510. Military personnel.
Sec. 1511. Treatment as additional authorizations.
Sec. 1512. Transfer authority.
Sec. 1513. Availability of funds.
Sec. 1514. Joint Improvised Explosive Device Defeat Fund.
Sec. 1515. Iraq Freedom Fund.
Sec. 1516. Iraq Security Forces Fund.
Sec. 1517. Afghanistan Security Forces Fund.
Sec. 1518. Submittal to Congress of Department of Defense supplemental and cost of war execution reports.
Sec. 1519. Limitation on availability of funds for certain purposes relating to Iraq.
Sec. 1520. Intelligence Community Management Account.

SEC. 1501. PURPOSE.

The purpose of this title is to authorize estimated future emergency supplemental appropriations for the Department of Defense for fiscal year 2007 to provide funds for additional costs due to Operation Iraqi Freedom and Operation Enduring Freedom.

SEC. 1502. ARMY PROCUREMENT.

Funds are hereby authorized to be appropriated for fiscal year 2007 for procurement accounts of the Army in amounts as follows:

(1) For aircraft procurement, $1,524,300,000

(2) For ammunition procurement, $48,591,000.

(3) For weapons and tracked combat vehicles procurement, $3,022,836,000.

(4) For other procurement, $4,636,810,000.

(5) For missile procurement, $3,200,000.

SEC. 1503. NAVY AND MARINE CORPS PROCUREMENT.

(a) NAVY.—Funds are hereby authorized to be appropriated for fiscal year 2007 for procurement accounts for the Navy in amounts as follows:

(1) For aircraft procurement, $389,465,000

(2) For weapons procurement, $109,400,000.

(3) For other procurement, $14,600,000.

(b) MARINE CORPS.—Funds are hereby authorized to be appropriated for fiscal year 2007 for the procurement account for the Marine Corps in the amount of $4,397,926,000.

(c) NAVY AND MARINE CORPS AMMUNITION.—Funds are hereby authorized to be appropriated for fiscal year 2007 for the procurement account for ammunition for the Navy and the Marine Corps in the amount of $151,439,000.

SEC. 1504. AIR FORCE PROCUREMENT.

Funds are hereby authorized to be appropriated for fiscal year 2007 for procurement accounts for the Air Force in amounts as follows:

(1) For aircraft procurement, $2,174,000,000.

(2) For other procurement, $5,650,000.

SEC. 1505. DEFENSE-WIDE ACTIVITIES PROCUREMENT.

Funds are hereby authorized to be appropriated for fiscal year 2007 for the procurement account for Defense-wide in the amount of $127,600,000.

SEC. 1506. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION.

Funds are hereby authorized to be appropriated for fiscal year 2007 for the use of the Department of Defense for research, development, test, and evaluation as follows:

(1) For the Army, $2,639,000.

(2) For the Navy, $7,856,000.

SEC. 1507. OPERATION AND MAINTENANCE.

Funds are hereby authorized to be appropriated for fiscal year 2007 for the use of the Armed Forces for expenses, not otherwise provided for, for operation and maintenance, in amounts as follows:

(1) For the Army, $28,045,387,000.

(2) For the Navy, $2,007,948,000.

(3) For the Marine Corps, $2,257,089,000.

(4) For the Air Force, $2,478,906,000.

(5) For Defense-wide activities, $1,544,614,000.

(6) For the Army National Guard, $221,500,000.

(7) For the Air National Guard, $2,000,000.

(8) For the Army Reserve, $500,000.

SEC. 1508. DEFENSE HEALTH PROGRAM.

Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2007 for expenses, not otherwise provided for, the Defense Health Program, in the amount of $869,200,000 for operation and maintenance.

SEC. 1509. CLASSIFIED PROGRAMS.

Funds are hereby authorized to be appropriated to the Department of Defense for fiscal year 2007 for classified programs, in the amount of $2,500,000,000.

SEC. 1510. MILITARY PERSONNEL.

There is hereby authorized to be appropriated to the Department of Defense for military personnel accounts for fiscal year 2007 a total of $8,106,979,000.

SEC. 1511. TREATMENT AS ADDITIONAL AUTHORIZATIONS.

The amounts authorized to be appropriated by this title are in addition to amounts otherwise authorized to be appropriated by this Act.

SEC. 1512. TRANSFER AUTHORITY.

(a) AUTHORITY TO TRANSFER AUTHORIZATIONS.—

(1) AUTHORITY.—Upon determination by the Secretary of Defense that such action is necessary in the national interest, the Secretary may transfer amounts of authorizations made

available to the Department of Defense in this title for fiscal year 2007 between any such authorizations for that fiscal year (or any subdivisions thereof). Amounts of authorizations so transferred shall be merged with and be available for the same purposes as the authorization to which transferred.

(2) LIMITATION.—The total amount of authorizations that the Secretary may transfer under the authority of this section may not exceed $2,500,000,000. The transfer authority provided in this section is in addition to any other transfer authority available to the Secretary of Defense.

(b) LIMITATIONS.—The authority provided by this section to transfer authorizations—

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

(2) may not be used to provide authority for an item that has been denied authorization by Congress; and

(3) may not be combined with the authority under section 1001.

(c) EFFECT ON AUTHORIZATION AMOUNTS.—A transfer made from one account to another under the authority of this section shall be deemed to increase the amount authorized for the account to which the amount is transferred by an amount equal to the amount transferred.

(d) NOTICE TO CONGRESS.—A transfer may be made under the authority of this section only after the Secretary of Defense—

(1) consults with the chairmen and ranking members of the congressional defense committees with respect to the proposed transfer; and

(2) after such consultation, notifies those committees in writing of the proposed transfer not less than five days before the transfer is made.

SEC. 1513. AVAILABILITY OF FUNDS.

Funds in this title shall be made available for obligation to the Army, Navy, Marine Corps, Air Force, and Defense-wide components by the end of the second quarter of fiscal year 2007.

SEC. 1514. JOINT IMPROVISED EXPLOSIVE DEVICE DEFEAT FUND.

(a) AUTHORIZATION OF APPROPRIATION.—Funds are hereby authorized for fiscal year 2007 for the Joint Improvised Explosive Device Defeat Fund in the amount of $2,100,000,000.

(b) USE OF FUNDS.—Funds appropriated pursuant to subsection (a) shall be available to the Secretary of Defense for the purpose of allowing the Director of the Joint Improvised Explosive Device Defeat Organization to investigate, develop, and provide equipment, supplies, services, training, facilities, personnel, and funds to assist United States forces in the defeat of improvised explosive devices.

(c) TRANSFER AUTHORITY.—

(1) TRANSFERS AUTHORIZED.—Amounts authorized to be appropriated by subsection (a) may be transferred from the Joint Improvised Explosive Device Defeat Fund to any of the following accounts and funds of the Department of Defense to accomplish the purposes provided in subsection (b):

(A) Military personnel accounts.

(B) Operation and maintenance accounts.

(C) Procurement accounts.

(D) Research, development, test, and evaluation accounts.

(E) Defense working capital funds.

(2) ADDITIONAL TRANSFER AUTHORITY.—The transfer authority provided by paragraph (1) is in addition to any other transfer authority available to the Department of Defense.

(3) TRANSFERS BACK TO THE FUND.—Upon determination that all or part of the funds transferred from the Joint Improvised Explosive Device Defeat Fund under paragraph (1) are not necessary for the purpose provided, such funds may be transferred back to the Joint Improvised Explosive Device Defeat Fund.

(4) PRIOR NOTICE TO CONGRESSIONAL COMMITTEES.—Funds may not be obligated from the Joint Improvised Explosive Device Defeat Fund, or transferred under the authority provided in paragraph (1), until five days after the date on which the Secretary of Defense notifies the congressional defense committees in writing of the details of the proposed obligation or transfer.

(5) EFFECT ON AUTHORIZATION AMOUNTS.—A transfer of an amount to an account under the authority in paragraph (1) shall be deemed to increase the amount authorized for such account by an amount equal to the amount transferred.

(d) MANAGEMENT PLAN.—

(1) PLAN REQUIRED.—Not later than 60 days after the date of the enactment of this Act, the Secretary shall submit to the congressional defense committees a plan for the intended management and use of the Joint Improvised Explosive Device Defeat Fund.

(2) MATTER TO BE INCLUDED.—The plan required by paragraph (1) shall include an update of the plan required in the paragraph under the heading ''Joint Improvised Explosive Device Defeat Fund'' in chapter 2 of title I of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109–234; 120 Stat. 424), including identification of—

(A) year-to-date transfers and obligations; and

(B) projected transfers and obligations through September 30, 2007.

(e) QUARTERLY REPORTS.—Not later than 30 days after the end of each fiscal-year quarter, the Secretary shall submit to the congressional defense committees a report summarizing the detail of any obligation or transfer of funds from the Joint Improvised Explosive Device Defeat Fund plan required by subsection (d).

(f) DURATION OF AUTHORITY.—Amounts appropriated to the Fund are available for obligation or transfer from the Fund until September 30, 2009.

SEC. 1515. IRAQ FREEDOM FUND.

(a) IN GENERAL.—Funds are hereby authorized to be appropriated for fiscal year 2007 for the Iraq Freedom Fund in the amount of $50,000,000.

(b) TRANSFER.—

(1) TRANSFER AUTHORIZED.—Subject to paragraph (2), amounts authorized to be appropriated by subsection (a) may be transferred from the Iraq Freedom Fund to any accounts as follows:

(A) Operation and maintenance accounts of the Armed Forces.

(B) Military personnel accounts.

(C) Research, development, test, and evaluation accounts of the Department of Defense.

(D) Procurement accounts of the Department of Defense.

(E) Accounts providing funding for classified programs.

(F) The operating expenses account of the Coast Guard.

(2) NOTICE TO CONGRESS.—A transfer may not be made under the authority in paragraph (1) until five days after the date on which the Secretary of Defense notifies the congressional defense committees in writing of the transfer.

(3) TREATMENT OF TRANSFERRED FUNDS.—Amounts transferred to an account under the authority in paragraph (1) shall be merged with amounts in such account and shall be made available for the same purposes, and subject to the same conditions and limitations, as amounts in such account.

(4) EFFECT ON AUTHORIZATION AMOUNTS.—A transfer of an amount to an account under the authority in paragraph (1) shall be deemed to increase the amount authorized for such account by an amount equal to the amount transferred.

SEC. 1516. IRAQ SECURITY FORCES FUND.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated for fiscal year 2007 for the Iraq Security Forces Fund in the amount of $1,734,000,000.

(b) USE OF FUNDS.—

(1) IN GENERAL.—Funds appropriated pursuant to subsection (a) shall be available to the Secretary of Defense for the purpose of allowing the Commander, Multi-National Security Transition Command—Iraq, to provide assistance to the security forces of Iraq.

(2) TYPES OF ASSISTANCE AUTHORIZED.—Assistance provided under this section may include the provision of equipment, supplies, services, training, facility and infrastructure repair, renovation, and construction, and funding.

(3) SECRETARY OF STATE CONCURRENCE.—Assistance may be provided under this section only with the concurrence of the Secretary of State.

(c) AUTHORITY IN ADDITION TO OTHER AUTHORITIES.—The authority to provide assistance under this section is in addition to any other authority to provide assistance to foreign nations.

(d) TRANSFER AUTHORITY.—

(1) TRANSFERS AUTHORIZED.—Subject to paragraph (2), amounts authorized to be appropriated by subsection (a) may be transferred from the Iraq Security Forces Fund to any of the following accounts and funds of the Department of Defense to accomplish the purposes provided in subsection (b):

(A) Military personnel accounts.

(B) Operation and maintenance accounts.

(C) Procurement accounts.

(D) Research, development, test, and evaluation accounts.

(E) Defense working capital funds.

(F) Overseas Humanitarian, Disaster, and Civic Aid account.

(2) ADDITIONAL AUTHORITY.—The transfer authority provided by paragraph (1) is in addition to any other transfer authority available to the Department of Defense.

(3) TRANSFERS BACK TO THE FUND.—Upon determination that all or part of the funds transferred from the Iraq Security Forces Fund under paragraph (1) are not necessary for the purpose provided, such funds may be transferred back to the Iraq Security Forces Fund.

(4) PRIOR NOTICE TO CONGRESSIONAL COMMITTEES.—Funds may not be obligated from the Iraq Security Forces Fund, or transferred under the authority provided in paragraph (1), until five days after the date on which the Secretary of Defense notifies the congressional defense committees in writing of the details of the proposed obligation or transfer.

(5) EFFECT ON AUTHORIZATION AMOUNTS.—A transfer of an amount to an account under the authority in paragraph (1) shall be deemed to increase the amount authorized for such account by an amount equal to the amount transferred.

(e) CONTRIBUTIONS.—

(1) AUTHORITY TO ACCEPT CONTRIBUTIONS.—Contributions of funds for the purposes provided in subsection (b) from any person, foreign government, or international organization may be credited to the Iraq Security Forces Fund and used for the purposes provided in subsection (b).

(2) LIMITATION.—The Secretary may not accept a contribution under this subsection if the acceptance of the contribution would compromise or appear to compromise the integrity of any program of the Department of Defense.

(3) NOTIFICATION.—The Secretary shall notify the congressional defense committees in writing upon the receipt and upon the transfer of any contribution. Such notice shall delineate the sources and amounts of the funds received and the specific use of such contributions.

(f) QUARTERLY REPORTS.—Not later than 30 days after the end of each fiscal-year quarter, the Secretary shall submit to the congressional defense committees a report summarizing the details of any obligation or transfer of funds from the Iraq Security Forces Fund during the preceding quarter.

(g) DURATION OF AUTHORITY.—Amounts appropriated or contributed to the Fund are available for obligation or transfer from the Iraq Security Forces Fund until September 30, 2008.

SEC. 1517. AFGHANISTAN SECURITY FORCES FUND.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated for fiscal year 2007 for the Afghanistan Security Forces Fund in the amount of $1,446,300,000.

(b) USE OF FUNDS.—

(1) IN GENERAL.—Funds appropriated pursuant to subsection (a) shall be available to the Secretary of Defense for the purpose of allowing the Commander, Office of Security Cooperation—Afghanistan, to provide assistance to the security forces of Afghanistan.

(2) TYPES OF ASSISTANCE AUTHORIZED.—Assistance provided under this section may include the provision of equipment, supplies, services, training, facility and infrastructure repair, renovation, and construction, and funding.

(3) SECRETARY OF STATE CONCURRENCE.—Assistance may be provided under this section only with the concurrence of the Secretary of State.

(c) AUTHORITY IN ADDITION TO OTHER AUTHORITIES.—The authority to provide assistance under this section is in addition to any other authority to provide assistance to foreign nations.

(d) TRANSFER AUTHORITY.—

(1) TRANSFERS AUTHORIZED.—Subject to paragraph (2), amounts authorized to be appropriated by subsection (a) may be transferred from the Afghanistan Security Forces Fund to any of the following accounts and funds of the Department of Defense to accomplish the purposes provided in subsection (b):

(A) Military personnel accounts.

(B) Operation and maintenance accounts.

(C) Procurement accounts.

(D) Research, development, test, and evaluation accounts.

(E) Defense working capital funds.

(F) Overseas Humanitarian, Disaster, and Civic Aid account.

(2) ADDITIONAL AUTHORITY.—The transfer authority provided by paragraph (1) is in addition to any other transfer authority available to the Department of Defense.

(3) TRANSFERS BACK TO THE FUND.—Upon determination that all or part of the funds transferred from the Afghanistan Security Forces Fund under paragraph (1) are not necessary for the purpose provided, such funds may be transferred back to the Afghanistan Security Forces Fund.

(4) PRIOR NOTICE TO CONGRESSIONAL COMMITTEES.—Funds may not be obligated from the Afghanistan Security Forces Fund, or transferred under the authority provided in paragraph (1), until five days after the date on which the Secretary of Defense notifies the congressional defense committees in writing of the details of the proposed obligation or transfer.

(5) EFFECT ON AUTHORIZATION AMOUNTS.—A transfer of an amount to an account under the authority in paragraph (1) shall be deemed to increase the amount authorized for such account by an amount equal to the amount transferred.

(e) CONTRIBUTIONS.—

(1) AUTHORITY TO ACCEPT CONTRIBUTIONS.—Contributions of funds for the purposes provided in subsection (b) from any person, foreign government, or international organization may be credited to the Afghanistan Security Forces Fund and used for the purposes provided in subsection (b).

(2) LIMITATION.—The Secretary may not accept a contribution under this subsection if the acceptance of the contribution would compromise or appear to compromise the integrity of any program of the Department of Defense.

(3) NOTIFICATION.—The Secretary shall notify the congressional defense committees in writing upon the receipt and upon the transfer of any contribution. Such notice shall delineate the sources and amounts of the funds received and the specific use of such contributions.

(f) QUARTERLY REPORTS.—Not later than 30 days after the end of each fiscal-year quarter, the Secretary shall submit to the congressional defense committees a report summarizing the details of any obligation or transfer of funds from the Afghanistan Security Forces Fund during the preceding quarter.

(g) DURATION OF AUTHORITY.—Amounts appropriated or contributed to the Fund are available for obligation or transfer from the Afghanistan Security Forces Fund until September 30, 2008.

SEC. 1518. SUBMITTAL TO CONGRESS OF DEPARTMENT OF DEFENSE SUPPLEMENTAL AND COST OF WAR EXECUTION REPORTS.

Section 1221(c) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3462; 10 U.S.C. 113 note) is amended—

(1) in the subsection caption by inserting ''CONGRESS AND'' after ''SUBMISSION TO''; and

(2) by inserting ''the congressional defense committees and'' before ''the Comptroller General''.

SEC. 1519. LIMITATION ON AVAILABILITY OF FUNDS FOR CERTAIN PURPOSES RELATING TO IRAQ.

No funds appropriated pursuant to an authorization of appropriations in this Act may be obligated or expended for a purpose as follows:

(1) To establish any military installation or base for the purpose of providing for the permanent stationing of United States Armed Forces in Iraq.

(2) To exercise United States economic control of the oil resources of Iraq.

SEC. 1520. INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT.

There is hereby authorized to be appropriated for the Intelligence Community Management Account for fiscal year 2007 a total of $19,265,000.

DIVISION B—MILITARY CONSTRUCTION AUTHORIZATIONS

SEC. 2001. SHORT TITLE.

This division may be cited as the ''Military Construction Authorization Act for Fiscal Year 2007''.

SEC. 2002. RECOGNITION OF REPRESENTATIVE JOEL HEFLEY UPON HIS RETIREMENT FROM THE HOUSE OF REPRESENTATIVES.

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

(1) Representative Joel Hefley was elected to represent Colorado's 5th Congressional district in 1986 and has served in the House of Representatives since that time with distinction, class, integrity, and honor.

(2) Representative Hefley has served on the Committee on Armed Services of the House of Representatives for 18 years, including service as Chairman of the Subcommittee on Military Installations and Facilities from 1995 through 2000 and, since 2001, as Chairman of the Subcommittee on Readiness.

(3) Representative Hefley's colleagues know him to be a fair and effective lawmaker who works for the national interest while never forgetting his Western roots.

(4) Representative Hefley's efforts on the Committee on Armed Services have been instrumental to the military value of, and quality of life at, installations in the State of Colorado, including Fort Carson, Cheyenne Mountain, Peterson Air Force Base, Schriever Air Force Base, Buckley Air Force Base, and the United States Air Force Academy.

(5) Representative Hefley was a leader in efforts to retain and expand Fort Carson as an essential part of the national defense system during the Defense Base Closure and Realignment process.

(6) Representative Hefley has consistently advocated for providing members of the Armed Forces and their families with quality, safe, and affordable housing and supportive communities.

(7) As a primary architect of the Military Housing Privatization Initiative, Representative Hefley helped lead congressional efforts to establish this initiative to eliminate inadequate housing on military installations, and the first pilot program was located at Fort Carson.

(8) Representative Hefley's leadership on the Military Housing Privatization Initiative has allowed for the privatization of more than 121,000 units of military family housing, which brought meaningful improvements to living conditions for thousands of members of the Armed Forces and their spouses and children at installations throughout the United States.

(b) RECOGNITION.—Congress recognizes and commends Representative Joel Hefley for his 20 years of service to benefit the people of Colorado, members of the Armed Forces and their families, veterans, and the United States.

TITLE XXI—ARMY

Sec. 2101. Authorized Army construction and land acquisition projects
Sec. 2102. Family housing
Sec. 2103. Improvements to military family housing units
Sec. 2104. Authorization of appropriations, Army

SEC. 2101. AUTHORIZED ARMY CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(1), the Secretary of the Army may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

Army: Inside the United States

State	Installation or Location	Amount
Alabama	Redstone Arsenal	$24,300,000
Alaska	Fort Richardson	$72,300,000
	Fort Wainwright	$8,800,000
California	Fort Irwin	$18,200,000
Colorado	Fort Carson	$30,800,000
Georgia	Fort Gillem	$15,000,000
	Fort Stewart/Hunter Army Air Field	$95,300,000
Hawaii	Schofield Barracks	$54,500,000
Kansas	Fort Leavenworth	$23,200,000
	Fort Riley	$47,400,000
Kentucky	Blue Grass Army Depot	$3,500,000
	Fort Campbell	$135,300,000

***Army: Inside the United States**—Continued*

State	Installation or Location	Amount
Louisiana	Fort Polk	$15,900,000
Maryland	Aberdeen Proving Ground	$8,800,000
	Fort Detrick	$12,400,000
Michigan	Detroit Arsenal	$18,500,000
Missouri	Fort Leonard Wood	$34,500,000
New Jersey	Picatinny Arsenal	$9,900,000
New York	Fort Drum	$218,600,000
North Carolina	Fort Bragg	$96,900,000
	Sunny Point Military Ocean Terminal	$46,000,000
Oklahoma	McAlester Army Ammunition Plant	$3,050,000
Pennsylvania	Letterkenny Depot	$7,500,000
Texas	Corpus Christi Army Depot	$12,200,000
	Fort Bliss	$8,200,000
	Fort Hood	$93,000,000
	Red River Depot	$6,000,000
Utah	Dugway Proving Ground	$14,400,000
Virginia	Fort Belvoir	$27,000,000
	Fort Lee	$4,150,000
Washington	Fort Lewis	$502,600,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(2), the Secretary of the Army may acquire real property and carry out military construction projects for the installations or locations outside the United States, and in the amounts, set forth in the following table:

Army: Outside the United States

Country	Installation or Location	Amount
Germany	Grafenwoehr	$157,632,000
	Vilseck	$19,000,000
Italy	Vicenza	$223,000,000
Japan	Camp Hansen	$7,150,000
Korea	Camp Humphreys	$61,600,000
	Yongpyong	$7,400,000
Romania	Babadag Range	$34,800,000

SEC. 2102. FAMILY HOUSING.

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(5)(A), the Secretary of the Army may construct or acquire family housing units (including land acquisition and supporting facilities) at the installations or locations, in the number of units, and in the amounts set forth in the following table:

Army: Family Housing

State	Installation or Location	Units	Amount
Alaska	Fort Richardson	162	$70,000,000
	Fort Wainwright	234	$132,000,000
Arizona	Fort Huachuca	119	$32,000,000
Arkansas	Pine Bluff Arsenal	10	$2,900,000
Wisconsin	Fort McCoy	13	$4,900,000

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(5)(A), the Secretary of the Army may carry out architectural and engineering services and construction design activities with respect to the construction or improvement of family housing units in an amount not to exceed $16,332,000.

SEC. 2103. IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS.

Subject to section 2825 of title 10, United States Code, and using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(5)(A), the Secretary of the Army may improve existing military family housing units in an amount not to exceed $320,659,000.

SEC. 2104. AUTHORIZATION OF APPROPRIATIONS, ARMY.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2006, for military construction, land acquisition, and military family housing functions of the Department of the Army in the total amount of $3,518,450,000 as follows:

(1) For military construction projects inside the United States authorized by section 2101(a), $1,362,200,000.

(2) For military construction projects outside the United States authorized by section 2101(b), $510,582,000.

(3) For unspecified minor military construction projects authorized by section 2805 of title 10, United States Code, $23,930,000.

(4) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $219,830,000.

(5) For military family housing functions:

(A) For construction and acquisition, planning and design, and improvement of military family housing and facilities, $578,791,000.

(B) For support of military family housing (including the functions described in section 2833 of title 10, United States Code), $675,617,000.

(6) For the construction of increment 2 of a barracks complex at Fort Drum, New York, authorized by section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3485), $16,500,000.

(7) For the construction of increment 2 of a barracks complex for the 2nd Brigade at Fort Bragg, North Carolina, authorized by section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3485), $31,000,000.

(8) For the construction of increment 2 of a barracks complex for the 3nd Brigade at Fort Bragg, North Carolina, authorized by section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3485), $50,000,000.

(9) For the construction of increment 2 of a barracks complex for divisional artillery at Fort Bragg, North Carolina, authorized by section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3485), $37,000,000.

(10) For the construction of increment 2 of a defense access road at Fort Belvoir, Virginia, authorized by section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3486), $13,000,000.

(b) LIMITATION ON TOTAL COST OF CONSTRUCTION PROJECTS.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all projects carried out under section 2101 of this Act may not exceed the sum of the following:

(1) The total amount authorized to be appropriated under paragraphs (1) and (2) of subsection (a).

(2) $306,000,000 (the balance of the amount authorized under section 2101(a) for construction of a brigade complex for Fort Lewis, Washington).

TITLE XXII—NAVY

Sec. 2201. Authorized Navy construction and land acquisition projects.

Sec. 2202. Family housing.
Sec. 2203. Improvements to military family housing units.
Sec. 2204. Authorization of appropriations, Navy.
Sec. 2205. Modification of authority to carry out certain fiscal year 2004, 2005, and 2006 projects.

SEC. 2201. AUTHORIZED NAVY CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(1), the Secretary of the Navy may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

Navy: Inside the United States

State	Installation or Location	Amount
Arizona	Marine Corps Air Station, Yuma	$5,966,000
California	Marine Corps Air Station, Camp Pendleton	$6,412,000
	Marine Corps Air Station, Miramar	$2,968,000
	Marine Corps Base, Camp Pendleton	$106,142,000
	Marine Corps Base, Twentynine Palms	$27,217,000
	Naval Air Station, North Island	$21,535,000
	Naval Support Activity, Monterey	$7,380,000
Connecticut	Naval Submarine Base, New London	$9,580,000
Florida	Cape Canaveral	$9,900,000
	Naval Air Station, Pensacola	$13,486,000
Georgia	Marine Corps Logistics Base, Albany	$70,540,000
	Navy/Naval Submarine Base, Kings Bay	$20,282,000
Hawaii	Naval Base, Pearl Harbor	$48,338,000
	Naval Magazine, Pearl Harbor	$6,010,000
	Naval Shipyard, Pearl Harbor	$22,000,000
Indiana	Naval Support Activity, Crane	$6,730,000
Maine	Portsmouth Naval Shipyard	$9,650,000
Maryland	Naval Air Station, Patuxent River	$16,316,000
	NMIC/Naval Support Activity, Suitland	$67,939,000
Mississippi	Naval Air Station, Meridian	$5,870,000
Nevada	Naval Air Station, Fallon	$7,730,000
North Carolina	Marine Corps Air Station, Cherry Point	$2,790,000
	Marine Corps Air Station, New River	$21,500,000
	Marine Corps Base, Camp Lejeune	$160,904,000
Rhode Island	Naval Station, Newport	$3,308,000
South Carolina	Marine Corps Air Station, Beaufort	$25,575,000
Virginia	Marine Corps Base, Quantico	$30,628,000
	Naval Shipyard, Norfolk	$34,952,000
	Naval Special Weapons Center, Dahlgren	$9,850,000
	Naval Station, Norfolk	$12,062,000
	Naval Support Activity, Norfolk	$41,712,000
Washington	Naval Air Station, Whidbey Island	$67,303,000
	Naval Base, Kitsap	$17,617,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(2), the Secretary of the Navy may acquire real property and carry out military construction projects for the installations or locations outside the United States, and in the amounts, set forth in the following table:

Navy: Outside the United States

Country	Installation or Location	Amount
Diego Garcia	Diego Garcia	$37,473,000
Italy	Naval Air Station, Sigonella	$13,051,000

(c) UNSPECIFIED WORLDWIDE.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(3), the Secretary of the Navy may acquire real property and carry out military construction projects for unspecified installations or locations in the amount set forth in the following table:

Navy: Unspecified Worldwide

Location	Project	Amount
	Helicopter Support Facility	$12,185,000

SEC. 2202. FAMILY HOUSING.

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(6)(A), the Secretary of the Navy may construct or acquire family housing units (including land acquisition and supporting facilities) at the installations, in the number of units, and in the amounts set forth in the following table:

Navy: Family Housing

Location	Installation	Units	Amount
California	Marine Corps Log. Base, Barstow	74	$27,851,000
Guam	Naval Station/Base, Guam	176	$98,174,000

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(6)(A), the Secretary of the Navy may carry out architectural and engineering services and construction design activities with respect to the construction or improvement of military family housing units in an amount not to exceed $2,785,000.

SEC. 2203. IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS.

Subject to section 2825 of title 10, United States Code, and using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(6)(A), the Secretary of the Navy may improve existing military family housing units in an amount not to exceed $180,146,000.

SEC. 2204. AUTHORIZATION OF APPROPRIATIONS, NAVY.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2006, for military construction, land acquisition, and military family housing functions of the Department of the Navy in the total amount of $2,109,367,000, as follows:

(1) For military construction projects inside the United States authorized by section 2201(a), $832,982,000.

(2) For military construction projects outside the United States authorized by section 2201(b), $50,524,000.

(3) For military construction projects at unspecified worldwide locations authorized by section 2201(c), $12,185,000.

(4) For unspecified minor military construction projects authorized by section 2805 of title 10, United States Code, $8,939,000.

(5) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $70,861,000.

(6) For military family housing functions:

(A) For construction and acquisition, planning and design, and improvement of military family housing and facilities, $308,956,000.

(B) For support of military family housing (including functions described in section 2833 of title 10, United States Code), $509,126,000.

(7) For the construction of increment 2 of a reclamation and conveyance project for Marine Corps Base, Camp Pendleton, California, authorized by section 2201(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3490), as amended by section 2205(c) of this Act, $33,290,000.

(8) For the construction of increment 2 of a helicopter hangar replacement at Naval Air Station, Jacksonville, Florida, authorized by section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3489), $43,250,000.

(9) For the construction of increment 2 of recruit training barracks infrastructure upgrades at Recruit Training Command, Great Lakes, Illinois, authorized by section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3490), $23,589,000.

(10) For the construction of increment 2 of a field house at the United States Naval Academy, Annapolis, Maryland, authorized by section 2201(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3490), $26,685,000.

(11) For the construction of increment 2 of the replacement of Ship Repair Pier 3 at Naval Support Activity, Norfolk Naval Shipyard, Virginia, authorized by section 2201(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3490), $30,939,000.

(12) For the construction of increment 2 of an addition to Hockmuth Hall, Marine Corps Base, Quantico, Virginia, authorized by section 2201(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3490), $10,159,000.

(13) For the construction of increment 2 of wharf upgrades at Naval Station Guam, Marianas Islands, authorized by section 2201(b) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3490), $29,772,000.

(14) For the construction of increment 2 of wharf upgrades at Yokosuka, Japan, authorized by section 2201(b) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3490), $44,360,000.

(15) For the construction of increment 2 of bachelor quarters at Naval Station, Everett, Washington, authorized by section 2201(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3490), $20,917,000.

(16) For the construction of increment 3 of the limited area production and storage complex at Strategic Weapons Facility Pacific, Bangor, Washington, authorized by section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108–375; 118 Stat. 2105), as amended by section 2206 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3493, $14,274,000.

(17) For the construction of the next increment of the outlaying landing field facilities at Washington County, North Carolina, authorized by section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136; 117 Stat. 1704), as amended by section 2205(a) of this Act, $7,926,000.

(18) For the construction of increment 4 of pier 11 replacement at Naval Station, Norfolk, Virginia, authorized by section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136; 117 Stat. 1704), $30,633,000.

(b) LIMITATION ON TOTAL COST OF CONSTRUCTION PROJECTS.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all projects carried out under section 2201 of this Act may not exceed the sum of the following:

(1) The total amount authorized to be appropriated under paragraphs (1), (2), and (3) of subsection (a).

(2) $56,159,000 (the balance of the amount authorized under section 2201(a) for construction of an addition to the National Maritime Intelligence Center, Suitland, Maryland).

(3) $31,153,000 (the balance of the amount authorized under section 2201(a) to recapitalize Hangar 5 at Naval Air Station, Whidbey Island, Washington).

SEC. 2205. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2004, 2005, AND 2006 PROJECTS.

(a) FISCAL YEAR 2004 INSIDE THE UNITED STATES PROJECT.—

(1) MODIFICATION.—The table in section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136; 117 Stat. 1704), as amended by section 2205 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3492), is amended—

(A) at the end of the items relating to North Carolina, by inserting a new item entitled ''Navy Outlying Landing Field, Washington County'' in the amount of ''$193,260,000'';

(B) by striking the item relating to Various Locations, CONUS; and

(C) by striking the amount identified as the total in the amount column and inserting ''$1,489,424,000''.

(2) CONFORMING AMENDMENTS.—Section 2204(b)(6) of that Act (117 Stat. 1706) is amended—

(A) by striking ''$28,750,000'' and inserting ''$165,650,000''; and

(B) by striking ''outlying landing field facilities, various locations in the continental United States'' and inserting ''an outlying landing field in Washington County, North Carolina''.

(b) FISCAL YEAR 2005 INSIDE THE UNITED STATES PROJECT.—

(1) MODIFICATION.—The table in section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108–375; 118 Stat. 2105), as amended by section 2206 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3493), is amended—

(A) by striking the item relating to Navy Outlying Landing Field, Washington County, North Carolina; and

(B) by striking the amount identified as the total in the amount column and inserting ''$825,479,000''.

(2) CONFORMING AMENDMENTS.—Section 2204 of that Act (118 Stat. 2107), as amended by section 2206 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3493), is amended—

(A) in subsection (a)—

(i) in paragraph (1), by striking ''$752,927,000'' and inserting ''722,927,000''; and

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

''(10) For the construction of increment 2 of the Navy outlying landing field in Washington County, North Carolina, authorized by section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136; 117 Stat. 1704), as amended by section 2205(a) of the Military Construction Authorization Act for Fiscal Year 2007, $30,000,000.''; and

(B) in subsection (b), by striking paragraph (3).

(c) FISCAL YEAR 2006 INSIDE THE UNITED STATES PROJECT.—

(1) MODIFICATION.—The table in section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3489) is amended in the item related to Marine Corps Base, Camp Pendleton, California, by striking ''$90,437,000'' in the amount column and inserting ''$86,006,000''.

(2) CONFORMING AMENDMENTS.—Section 2204(b)(2) of that Act (119 Stat. 3492) is amended by striking ''$37,721,000'' and inserting ''$33,290,000''.

TITLE XXIII—AIR FORCE

Sec. 2301. Authorized Air Force construction and land acquisition projects.
Sec. 2302. Family housing.
Sec. 2303. Improvements to military family housing units.
Sec. 2304. Authorization of appropriations, Air Force.
Sec. 2305. Modification of authority to carry out certain fiscal year 2006 project.

SEC. 2301. AUTHORIZED AIR FORCE CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(1), the Secretary of the Air Force may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

Air Force: Inside the United States

State	Installation or Location	Amount
Alaska	Eielson Air Force Base	$38,300,000
	Elmendorf Air Force Base	$68,100,000
Arizona	Davis-Monthan Air Force Base	$11,800,000

***Air Force: Inside the United States**—Continued*

State	Installation or Location	Amount
Arkansas	Little Rock Air Force Base	$9,800,000
California	Beale Air Force Base	$28,000,000
	Travis Air Force Base	$85,800,000
Colorado	Buckley Air Force Base	$10,700,000
	Peterson Air Force Base	$4,900,000
	Schriever Air Force Base	$21,000,000
Delaware	Dover Air Force Base	$30,400,000
Florida	Eglin Air Force Base	$30,350,000
	Hurlburt Field	$32,950,000
	MacDill Air Force Base	$71,000,000
	Tyndall Air Force Base	$8,200,000
Georgia	Robins Air Force Base	$59,600,000
Hawaii	Hickam Air Force Base	$28,538,000
Illinois	Scott Air Force Base	$28,200,000
Kansas	McConnell Air Force Base	$3,875,000
Kentucky	Fort Knox	$3,500,000
Maryland	Andrews Air Force Base	$29,000,000
Massachusetts	Hanscom Air Force Base	$12,400,000
Missouri	Whiteman Air Force Base	$3,800,000
Montana	Malmstrom Air Force Base	$5,700,000
Nevada	Indian Springs Auxiliary Field	$49,923,000
New Jersey	McGuire Air Force Base	$28,500,000
New Mexico	Kirtland Air Force Base	$11,400,000
North Dakota	Minot Air Force Base	$9,000,000
Oklahoma	Altus Air Force Base	$9,500,000
	Tinker Air Force Base	$5,700,000
South Carolina	Charleston Air Force Base	$10,200,000
	Shaw Air Force Base	$31,500,000
South Dakota	Ellsworth Air Force Base	$3,000,000
Texas	Fort Bliss	$8,500,000
	Lackland Air Force Base	$13,200,000
	Laughlin Air Force Base	$12,600,000
	Sheppard Air Force Base	$7,000,000
Utah	Hill Air Force Base	$63,400,000
Virginia	Langley Air Force Base	$57,700,000
Washington	Fairchild Air Force Base	$4,250,000
Wyoming	Francis E. Warren Air Force Base	$11,000,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(2), the Secretary of the Air Force may acquire real property and carry out military construction projects for the installations or locations outside the United States, and in the amounts, set forth in the following table:

Air Force: Outside the United States

Country	Installation or Location	Amount
Germany	Ramstein Air Base	$53,150,000
Guam	Andersen Air Base	$65,300,000
Korea	Kunsan Air Base	$37,360,000
	Osan Air Base	$2,156,000

(c) UNSPECIFIED WORLDWIDE.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(3), the Secretary of the Air Force may acquire real property and carry out military construction projects for unspecified installations or locations in the amount set forth in the following table:

Air Force: Unspecified Worldwide

Location	Installation or Location	Amount
Worldwide Classified	Classified Project 1	$3,377,000
	Classified Project 2	$4,600,000
	Classified Project 3	$1,700,000

SEC. 2302. FAMILY HOUSING.

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(6)(A), the Secretary of the Air Force may construct or acquire family housing units (including land acquisition and supporting facilities) at the installations or locations, in the number of units, and in the amounts set forth in the following table:

Air Force: Family Housing

State or Country	Installation or Location	Units	Amount
Alaska	Eielson Air Force Base	129	$87,414,000
Idaho	Mountain Home Air Force Base	457	$107,800,000
Missouri	Whiteman Air Force Base	116	$39,270,000
Montana	Malmstrom Air Force Base	493	$140,252,000
North Carolina	Seymour Johnson Air Force Base	56	$22,956,000
North Dakota	Minot Air Force Base	575	$170,188,000
Texas	Dyess Air Force Base	199	$49,215,000
Germany	Ramstein Air Base	101	$59,488,000
	Spangdahlem Air Base	60	$39,294,000

***Air Force: Family Housing**—Continued*

State or Country	Installation or Location	Units	Amount
United Kingdom	Royal Air Force Lakenheath	74	$35,282,000

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(6)(A), the Secretary of the Air Force may carry out architectural and engineering services and construction design activities with respect to the construction or improvement of military family housing units in an amount not to exceed $13,202,000.

SEC. 2303. IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS.

Subject to section 2825 of title 10, United States Code, and using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(6)(A), the Secretary of the Air Force may improve existing military family housing units in an amount not to exceed $403,777,000.

SEC. 2304. AUTHORIZATION OF APPROPRIATIONS, AIR FORCE.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2006, for military construction, land acquisition, and military family housing functions of the Department of the Air Force in the total amount of $3,231,442,000, as follows:

(1) For military construction projects inside the United States authorized by section 2301(a), $962,286,000.

(2) For military construction projects outside the United States authorized by section 2301(b), $157,966,000.

(3) For military construction projects at unspecified worldwide locations authorized by section 2301(c), $9,677,000.

(4) For unspecified minor military construction projects authorized by section 2805 of title 10, United States Code, $15,000,000.

(5) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $79,004,000.

(6) For military family housing functions:

(A) For construction and acquisition, planning and design, and improvement of military family housing and facilities, $1,168,138,000.

(B) For support of military family housing (including functions described in section 2833 of title 10, United States Code), $755,071,000.

(7) For the construction of increment 2 of the C-17 maintenance complex at Elmendorf Air Force Base, Alaska, authorized by section 2301(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3494), $30,000,000.

(8) For the construction of increment 2 of the main base runway at Edwards Air Force Base, California, authorized by section 2301(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3494), $31,000,000.

(9) For the construction of increment 2 of the CENTCOM Joint Intelligence Center at MacDill Air Force Base, Florida, authorized by section 2301(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3494), as amended by section 2305 of this Act,$23,300,000.

(b) LIMITATION ON TOTAL COST OF CONSTRUCTION PROJECTS.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all projects carried out under section 2301 of this Act may not exceed the total amount authorized to be appropriated under paragraphs (1), (2), and (3) of subsection (a).

SEC. 2305. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2006 PROJECT.

(a) MODIFICATION OF INSIDE THE UNITED STATES PROJECT.—The table in section 2301(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3494) is amended in the item relating to MacDill Air Force Base, Florida, by striking ''$107,200,000'' in the amount column and inserting ''$101,500,000''.

(b) CONFORMING AMENDMENT.—Section 2304(b)(4) of that Act (119 Stat. 3496) is amended by striking ''$29,000,000'' and inserting ''$23,300,000''.

TITLE XXIV—DEFENSE AGENCIES

Sec. 2401. Authorized Defense Agencies construction and land acquisition projects.

Sec. 2402. Family housing.

Sec. 2403. Energy conservation projects.

Sec. 2404. Authorized base closure and realignment activities funded through Department of Defense Base Closure Account 2005.

Sec. 2405. Authorization of appropriations, Defense Agencies.

Sec. 2406. Modification of authority to carry out certain fiscal year 2006 project.

SEC. 2401. AUTHORIZED DEFENSE AGENCIES CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2405(a)(1), the Secretary of Defense may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following tables:

Defense Education Activity

State	Installation or Location	Amount
Kentucky	Fort Knox	$18,108,000

Defense Logistics Agency

State	Installation or Location	Amount
Arizona	Marine Corps Air Station, Yuma	$8,715,000
California	Beale Air Force Base	$9,000,000
Pennsylvania	Defense Distribution Depot, New Cumberland	$8,900,000
Viginia	Fort Belvoir	$5,500,000
Washington	Naval Air Station, Whidbey Island	$26,000,000

Special Operations Command

State	Installation or Location	Amount
California	Marine Corps Base, Camp Pendleton	$24,400,000
Colorado	Fort Carson	$26,100,000
Florida	Hurlburt Field	$14,482,000
	MacDill Air Force Base	$27,300,000
Kentucky	Fort Campbell	$24,500,000
Mississippi	Stennis Space Center	$10,200,000
North Carolina	Fort Bragg	$51,768,000
	Marine Corps Base, Camp Lejeune	$51,600,000
	Pope Air Force Base	$15,276,000
Virginia	Naval Air Base, Little Creek	$22,000,000

TRICARE Management Activity

State	Installation or Location	Amount
Alaska	Fort Richardson	$37,200,000
California	Fort Irwin	$6,050,000
Florida	MacDill Air Force Base	$92,000,000

***TRICARE Management Activity**—Continued*

State	Installation or Location	Amount
	Naval Hospital, Jacksonville	$16,000,000
Hawaii	Naval Base, Pearl Harbor	$7,700,000
Illinois	Naval Hospital, Great Lakes	$20,000,000
Maryland	Fort Detrick	$550,000,000
New York	Fort Drum	$9,700,000
Texas	Fort Hood	$18,000,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2405(a)(2), the Secretary of Defense may acquire real property and carry out military construction projects for the installations or locations outside the United States, and in the amounts, set forth in the following tables:

Defense Education Activity

Country	Installation or Location	Amount
Italy	Vicenza	$47,210,000
Korea	Osan Air Base	$4,589,000
Spain	Naval Station, Rota	$23,048,000

Defense Logistics Agency

Country or Possession	Installation or Location	Amount
Japan	Okinawa	$5,000,000
Wake Island	Wake Island	$2,600,000

Missile Defense Agency

Country or Possession	Installation or Location	Amount
Kwajalein	Kwajalein Atoll	$7,592,000

Special Operations Command

Country	Installation or Location	Amount
Qatar	Al Udeid AB	$44,500,000

TRICARE Management Activity

Country	Installation or Location	Amount
Italy	Vicenza	$52,000,000

SEC. 2402. FAMILY HOUSING.

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section 2405(a)(9)(A), the Secretary of Defense may construct or acquire family housing units (including land acquisition and supporting facilities) at the location, in the number of units, and in the amount set forth in the following table:

Defense Logistics Agency: Family Housing

State	Location	Units	Amount
Virginia	Defense Supply Center, Richmond	25	$7,840,000

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2405(a)(9)(A), the Secretary of Defense may carry out architectural and engineering services and construction design activities with respect to the construction or improvement of military family housing units in an amount not to exceed $200,000.

SEC. 2403. ENERGY CONSERVATION PROJECTS.

Using amounts appropriated pursuant to the authorization of appropriations in section 2405(a)(6), the Secretary of Defense may carry out energy conservation projects under section 2865 of title 10, United States Code, in the amount of $55,000,000.

SEC. 2404. AUTHORIZED BASE CLOSURE AND REALIGNMENT ACTIVITIES FUNDED THROUGH DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT 2005.

(a) AUTHORIZED ACTIVITIES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2405(a)(8), the Secretary of Defense may carry out base closure and realignment activities, including real property acquisition and military construction projects, as authorized by the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note) and funded through the Department of Defense Base Closure Account 2005 established by section 2906A of such Act, in the amount of $5,902,723,000.

(b) CONFORMING AMENDMENTS TO FISCAL YEAR 2006 AUTHORIZATIONS.—

(1) AUTHORIZED ACTIVITIES.—Title XXIV of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3496) is amended by adding at the end the following new section:

"SEC. 2404. AUTHORIZED BASE CLOSURE AND REALIGNMENT ACTIVITIES FUNDED THROUGH DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT 2005.

''Using amounts appropriated pursuant to the authorization of appropriations in section 2403(a)(7), the Secretary of Defense may carry out base closure and realignment activities, including real property acquisition and military construction projects, as authorized by the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note) and funded through the Department of Defense Base Closure Account 2005 established by section 2906A of such Act, in the amount of $2,035,466,000.''.

(2) AUTHORIZATION OF APPROPRIATIONS AND LIMITATIONS.—Section 2403 of that Act (119 Stat. 3499) is amended—

(A) in subsection (a)(7)—

(i) by striking ''as authorized by the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note)'' and inserting ''authorized by section 2404 of this Act''; and

(ii) by striking ''section 2906 of such Act'' and inserting ''section 2906A of the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note)'';

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

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

''(c) LIMITATION ON TOTAL COST OF BASE CLOSURE AND REALIGNMENT ACTIVITIES.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all base closure and realignment activities, including real property acquisition and military construction projects, carried out under section 2404 of this Act may not exceed the sum of the following:

''(1) The total amount authorized to be appropriated under subsection (a)(7).

''(2) $531,000,000 (the balance of the amount authorized under section 2404 for base closure and realignment activities).''.

SEC. 2405. AUTHORIZATION OF APPROPRIATIONS, DEFENSE AGENCIES.

(a) IN GENERAL.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2006, for military construction, land acquisition, and military family housing functions of the Department of Defense (other than the military departments) in the total amount of $7,163,431,000, as follows:

(1) For military construction projects inside the United States authorized by section 2401(a), $533,099,000.

(2) For military construction projects outside the United States authorized by section 2401(b), $170,789,000.

(3) For unspecified minor military construction projects under section 2805 of title 10, United States Code, $21,672,000.

(4) For contingency construction projects of the Secretary of Defense under section 2804 of title 10, United States Code, $10,000,000.

(5) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $172,950,000.

(6) For energy conservation projects authorized by section 2403 of this Act, $55,000,000.

(7) For base closure and realignment activities as authorized by the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note) and funded through the Department of Defense Base Closure Account 1990 established by section 2906 of such Act, $191,220,000.

(8) For base closure and realignment activities authorized by section 2404 of this Act and funded through the Department of Defense Base Closure Account 2005 established by section 2906A of the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note), $5,236,223,000.

(9) For military family housing functions:

(A) For construction and acquisition, planning and design, and improvement of military family housing and facilities, $8,808,000.

(B) For support of military family housing (including functions described in section 2833 of title 10, United States Code), $48,506,000.

(C) For credit to the Department of Defense Family Housing Improvement Fund established by section 2883(a)(1) of title 10, United States Code, $2,500,000

(10) For the construction of increment 2 of the regional security operations center at Augusta, Georgia, authorized by section 2401(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3497), as amended by section 7016 of Public Law 109–234 (120 Stat. 485), $77,118,000.

(11) For the construction of increment 2 of the regional security operations center at Kunia, Hawaii, authorized by section 2401(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3497), as amended by section 7017 of Public Law 109–234 (120 Stat. 485), $47,016,000.

(12) For the construction of increment 2 of the classified material conversion facility at Fort Meade, Maryland, authorized by section 2401(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3497), $11,151,000.

(13) For the construction of increment 2 of an operations building, Royal Air Force Menwith Hill Station, United Kingdom, authorized by section 2401(b) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3498), as amended by section 2406 of this Act, $46,386,000.

(14) For the construction of the second increment of certain base closure and realignment activities authorized by section 2404 of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3500), as added by section 2404(b) of this Act, $390,000,000.

(15) For the construction of increment 7 of a munitions demilitarization facility at Blue Grass Army Depot, Kentucky, authorized by section 2401(a) of the Military Construction Authorization Act for Fiscal Year 2000 (division B of Public Law 106–65; 113 Stat. 835), as amended by section 2405 of the Military Construction Authorization Act of 2002 (division B of Public Law 107–107; 115 Stat. 1298), and section 2405 of the Military Construction Authorization Act for Fiscal Year 2003 (division B of Public Law 107–314; 116 Stat. 2698), $99,157,000.

(16) For the construction of increment 8 of a munitions demilitarization facility at Pueblo Chemical Activity, Colorado, authorized by section 2401(a) of the Military Construction Authorization Act for Fiscal Year 1997 (division B of Public Law 104–201; 110 Stat. 2775), as amended by section 2406 of the Military Construction Authorization Act for Fiscal Year 2000 (division B of Public Law 106–65; 113 Stat. 839), and section 2407 of the Military Construction Authorization Act for Fiscal Year 2003 (division B of Public Law 107–314; 116 Stat. 2698), $41,836,000.

(b) LIMITATION ON TOTAL COST OF CONSTRUCTION PROJECTS.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all projects carried out under section 2401 of this Act may not exceed the sum of the following:

(1) The total amount authorized to be appropriated under paragraphs (1) and (2) of subsection (a).

(2) $46,400,000 (the balance of the amount authorized under section 2401(a) for construction of a health clinic at MacDill Air Force Base, Florida).

(3) $521,000,000 (the balance of the amount authorized under section 2401(a) for stage 1 of the replacement of the Army Medical Research Institute of Infectious Diseases at Fort Detrick, Maryland).

(c) LIMITATION ON TOTAL COST OF BASE CLOSURE AND REALIGNMENT ACTIVITIES.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all base closure and realignment activities, including real property acquisition and military construction projects, carried out under section 2404(a) of this Act may not exceed the sum of the following:

(1) The total amount authorized to be appropriated under subsection (a)(8).

(2) $666,500,000 (the balance of the amount authorized under section 2404(a) for base closure and realignment activities).

(d) CONGRESSIONAL NOTIFICATION REGARDING BASE CLOSURE AND REALIGNMENT ACTIVITIES.—Not later later 14 days after the date on which funds appropriated pursuant to the authorization of appropriations in subsection (a)(8) are first obligated for a particular program, project, or activity, the Secretary of Defense shall submit to the congressional defense committees a report describing the program, project, or activity.

SEC. 2406. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2006 PROJECT.

(a) MODIFICATION OF OUTSIDE THE UNITED STATES NATIONAL SECURITY AGENCY PROJECT.—The table relating to the National Security Agency in section 2401(b) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3498) is amended in the item relating to Menwith Hill, United Kingdom, by striking ''$86,354,000'' in the amount column and inserting ''$91,383,000''.

(b) CONFORMING AMENDMENTS.—Section 2403(b)(5) of that Act (119 Stat. 3500) is amended by striking ''$44,657,000'' and inserting ''$49,686,000''.

TITLE XXV—NORTH ATLANTIC TREATY ORGANIZATION SECURITY INVESTMENT PROGRAM

Sec. 2501. Authorized NATO construction and land acquisition projects
Sec. 2502. Authorization of appropriations, NATO

SEC. 2501. AUTHORIZED NATO CONSTRUCTION AND LAND ACQUISITION PROJECTS.

The Secretary of Defense may make contributions for the North Atlantic Treaty Organization Security Investment program as provided in section 2806 of title 10, United States Code, in an amount not to exceed the sum of the amount authorized to be appropriated for this purpose in section 2502 and the amount collected from the North Atlantic Treaty Organization as a result of construction previously financed by the United States.

SEC. 2502. AUTHORIZATION OF APPROPRIATIONS, NATO.

Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2006, for contributions by the Secretary of Defense under section 2806 of title 10, United States Code, for the share of the United States of the cost of projects for the North Atlantic Treaty Organization Security Investment program authorized by section 2501, in the amount of $200,985,000.

TITLE XXVI—GUARD AND RESERVE FORCES FACILITIES

Sec. 2601. Authorized Guard and Reserve construction and land acquisition projects

SEC. 2601. AUTHORIZED GUARD AND RESERVE CONSTRUCTION AND LAND ACQUISITION PROJECTS.

Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2006, for the costs of acquisition, architectural and engineering services, and construction of facilities for the Guard and Reserve Forces, and for contributions therefor, under chapter 1803 of title 10, United States Code (including the cost of acquisition of land for those facilities), in the following amounts:

(1) For the Department of the Army—

(A) for the Army National Guard of the United States, $561,375,000; and

(B) for the Army Reserve, $190,617,000.

(2) For the Department of the Navy, for the Navy Reserve and Marine Corps Reserve, $49,998,000.

(3) For the Department of the Air Force—

(A) for the Air National Guard of the United States, $294,283,000; and

(B) for the Air Force Reserve, $56,836,000.

TITLE XXVII—EXPIRATION AND EXTENSION OF AUTHORIZATIONS

Sec. 2701. Expiration of authorizations and amounts required to be specified by law.
Sec. 2702. Extension of authorizations of certain fiscal year 2004 projects.
Sec. 2703. Extension of authorizations of certain fiscal year 2003 projects.
Sec. 2704. Effective date.

SEC. 2701. EXPIRATION OF AUTHORIZATIONS AND AMOUNTS REQUIRED TO BE SPECIFIED BY LAW.

(a) EXPIRATION OF AUTHORIZATIONS AFTER THREE YEARS.—Except as provided in subsection (b), all authorizations contained in titles XXI through XXVI for military construction projects, land acquisition, family housing projects and facilities, and contributions to the North Atlantic Treaty Organization Security Investment program (and authorizations of appropriations therefor) shall expire on the later of—

(1) October 1, 2009; or

(2) the date of the enactment of an Act authorizing funds for military construction for fiscal year 2010.

(b) EXCEPTION.—Subsection (a) shall not apply to authorizations for military construction projects, land acquisition, family housing projects and facilities, and contributions to the North Atlantic Treaty Organization Security Investment program (and authorizations of appropriations therefor), for which appropriated funds have been obligated before the later of—

(1) October 1, 2009; or

(2) the date of the enactment of an Act authorizing funds for fiscal year 2010 for military construction projects, land acquisition, family housing projects and facilities, or contributions to the North Atlantic Treaty Organization Security Investment program.

SEC. 2702. EXTENSION OF AUTHORIZATIONS OF CERTAIN FISCAL YEAR 2004 PROJECTS.

(a) EXTENSION AND RENEWAL.—Notwithstanding section 2701 of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136; 117 Stat. 1716), authorizations set forth in the tables in subsection (b), as provided in section 2101, 2301, 2302, 2401, or 2601 of that Act shall remain in effect until October 1, 2007, or the date of the enactment of an Act authorizing funds for military construction for fiscal year 2008, whichever is later.

(b) TABLES.—The tables referred to in subsection (a) are as follows:

Army: Extension of 2004 Project Authorizations

Installation or Location	Project	Amount
Aviano Air Base, Italy	Joint deployment facility	$15,500,000
Fort Wainwright, Alaska	Training range complex	$47,000,000

Air Force: Extension of 2004 Project Authorizations

Installation or Location	Project	Amount
Eglin Air Force Base, Florida	Family housing (279 units)	$32,166,000
Hickam Air Force Base, Hawaii	Parking ramp	$10,102,000
Travis Air Force Base, California	Family housing (56 units)	$12,723,000

Defense Wide: Extension of 2004 Project Authorization

Installation or Location	Agency and Project	Amount
Hickam Air Force Base, Hawaii	DLA hydrant fuel system	$14,100,000

Army National Guard: Extension of 2004 Project Authorizations

Installation or Location	Project	Amount
Albuquerque, New Mexico	Readiness center	$2,533,000
Fort Indiantown Gap, Pennsylvania	Training range	$15,338,000
Gary, Indiana	Aviation support facility	$15,581,000

SEC. 2703. EXTENSION OF AUTHORIZATIONS OF CERTAIN FISCAL YEAR 2003 PROJECTS.

(a) EXTENSION.—Notwithstanding section 2701 of the Military Construction Authorization Act for Fiscal Year 2003 (division B of Public Law 107–314; 116 Stat. 2700), authorizations set forth in the table in subsection (b), as provided in section 2302 of that Act and extended by section 2702 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3502), shall remain in effect until October 1, 2007, or the date of the enactment of an Act authorizing funds for military construction for fiscal year 2008, whichever is later.

(b) TABLES.—The table referred to in subsection (a) is as follows:

Air Force: Extension of 2003 Project Authorizations

Installation or Location	Project	Amount
Eglin Air Force Base, Florida	Family housing (134 units)	$15,906,000
Eglin Air Force Base, Florida	Family housing office	$597,000
Randolph Air Force Base, Texas	Housing maintenance facility	$447,000

SEC. 2704. EFFECTIVE DATE.

Titles XXI, XXII, XXIII, XXIV, XXV, and XXVI of this Act shall take effect on the later of—

(1) October 1, 2006; or

(2) the date of the enactment of this Act.

TITLE XXVIII—MILITARY CONSTRUCTION GENERAL PROVISIONS

Subtitle A—Military Construction Program and Military Family Housing Changes

Sec. 2801. Increase in maximum annual amount authorized to be obligated for emergency military construction.

Sec. 2802. One-year extension of temporary, limited authority to use operation and maintenance funds for construction projects outside the United States.

Sec. 2803. Repeal of requirement to determine availability of suitable alternative housing for acquisition in lieu of construction of new family housing.

Sec. 2804. Authority to continue to occupy leased family housing for United States Southern Command personnel.

Sec. 2805. Consideration of alternative and more efficient uses for general officer and flag officer quarters in excess of 6,000 square feet.

Sec. 2806. Modification of notification requirements related to cost variation authority.

Sec. 2807. Consideration of local comparability of floor areas in construction, acquisition, and improvement of military unaccompanied housing.

Sec. 2808. Certification required for military construction projects for facilities designed to provide training in urban operations.

Sec. 2809. Authority to carry out military construction projects in connection with industrial facility investment program.

Sec. 2810. Repeal of special requirement for military construction contracts on Guam.

Sec. 2811. Temporary expansion of authority to convey property at military installations to support military construction.

Sec. 2812. Pilot projects for acquisition or construction of military unaccompanied housing.

Subtitle B—Real Property and Facilities Administration

Sec. 2821. Congressional notice requirements, in advance of acquisition of land by condemnation for military purposes.

Sec. 2822. Consolidation of Department of Defense authorities regarding granting of easements for rights-of-way.

Sec. 2823. Authority to grant restrictive easements for conservation purposes in connection with land conveyances.

Sec. 2824. Maximum term of leases for structures and real property relating to structures in foreign countries needed for purposes other than family housing.

Sec. 2825. Consolidation of laws relating to transfer of Department of Defense real property within the Department of Defense and to other Federal agencies.

Sec. 2826. Defense access road program.
Sec. 2827. Reports on Army operational ranges.

Subtitle C—Base Closure and Realignment

Sec. 2831. Modification of deposit requirements in connection with lease proceeds received at military installations approved for closure or realignment after January 1, 2005.
Sec. 2832. Report on Air Force and Air National Guard bases affected by 2005 round of defense base closure and realignment.

Subtitle D—Land Conveyances

Sec. 2841. Conveyance of easement, Pine Bluff Arsenal, Arkansas.
Sec. 2842. Modification of land transfer authority, Potomac Annex, District of Columbia.
Sec. 2843. Land conveyance, Naval Air Station, Barbers Point, Hawaii.
Sec. 2844. Land conveyances, Omaha, Nebraska.
Sec. 2845. Land conveyance, Hopkinton, New Hampshire.
Sec. 2846. Land conveyance, North Hills Army Reserve Center, Allison Park, Pennsylvania.
Sec. 2847. Transfer of jurisdiction, Fort Jackson, South Carolina.
Sec. 2848. Sense of Congress regarding land conveyance involving Army Reserve Center, Marshall, Texas.
Sec. 2849. Modifications to land conveyance authority, Engineering Proving Ground, Fort Belvoir, Virginia.
Sec. 2850. Land conveyance, Radford Army Ammunition Plant, New River Unit, Virginia.

Subtitle E—Energy Security

Sec. 2851. Consolidation and enhancement of laws to improve Department of Defense energy efficiency and conservation.
Sec. 2852. Department of Defense goal regarding use of renewable energy to meet electricity needs.
Sec. 2853. Congressional notification of cancellation ceiling for Department of Defense energy savings performance contracts.
Sec. 2854. Use of energy efficiency products in new construction.

Subtitle F—Other Matters

Sec. 2861. Availability of research and technical assistance under Defense Economic Adjustment Program.
Sec. 2862. Availability of community planning assistance relating to encroachment of civilian communities on military facilities used for training by the Armed Forces.
Sec. 2863. Prohibitions against making certain military airfields or facilities available for use by civil aircraft.
Sec. 2864. Modification of certain transportation projects.
Sec. 2865. Availability of funds for South County Commuter Rail project, Providence, Rhode Island.
Sec. 2866. Fox Point Hurricane Barrier, Providence, Rhode Island.
Sec. 2867. Federal funding for fixed guideway projects.
Sec. 2868. Feasibility study regarding use of General Services Administration property for Fort Belvoir, Virginia, realignment.

Subtitle A—Military Construction Program and Military Family Housing Changes

SEC. 2801. INCREASE IN MAXIMUM ANNUAL AMOUNT AUTHORIZED TO BE OBLIGATED FOR EMERGENCY MILITARY CONSTRUCTION.

Section 2803(c)(1) of title 10, United States Code, is amended by striking ''$45,000,000'' and inserting ''$50,000,000''.

SEC. 2802. ONE-YEAR EXTENSION OF TEMPORARY, LIMITED AUTHORITY TO USE OPERATION AND MAINTENANCE FUNDS FOR CONSTRUCTION PROJECTS OUTSIDE THE UNITED STATES.

Section 2808(a) of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136; 117 Stat. 1723), as amended by section 2810 of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108–375; 118 Stat. 2128) and section 2809 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3508), is further amended by striking ''and 2006'' and inserting ''through 2007''.

SEC. 2803. REPEAL OF REQUIREMENT TO DETERMINE AVAILABILITY OF SUITABLE ALTERNATIVE HOUSING FOR ACQUISITION IN LIEU OF CONSTRUCTION OF NEW FAMILY HOUSING.

(a) IN GENERAL.—Section 2823 of title 10, United States Code, is repealed.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of subchapter II of chapter 169 of such title is amended by striking the item relating to section 2823.

SEC. 2804. AUTHORITY TO CONTINUE TO OCCUPY LEASED FAMILY HOUSING FOR UNITED STATES SOUTHERN COMMAND PERSONNEL.

Section 2828(b)(4) of title 10, United States Code, is amended by adding at the end the following new subparagraph:

''(D) Until September 30, 2008, the Secretary of the Army may authorize family members of a member of the armed forces on active duty who is assigned to a family-member-restricted area and who, before such assignment, was occupying a housing unit leased under this paragraph, to remain in the leased housing unit until the member completes the assignment. Costs incurred for the leased housing unit during the assignment shall be included in the costs subject to the limitation under subparagraph (B).''.

SEC. 2805. CONSIDERATION OF ALTERNATIVE AND MORE EFFICIENT USES FOR GENERAL OFFICER AND FLAG OFFICER QUARTERS IN EXCESS OF 6,000 SQUARE FEET.

(a) REPORTING REQUIREMENTS.—Subsection (e)(1) of section 2831 of title 10, United States Code, is amended—

(1) in subparagraph (A), by striking ''and'' at the end of the subparagraph;

(2) in subparagraph (B)—

(A) by striking ''so identified'' and inserting ''identified under subparagraph (A)''; and

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

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

''(C) identifying each family housing unit in excess of 6,000 square feet used, or intended for use, as quarters for a general officer or flag officer;

''(D) for each family housing unit identified under subparagraph (C), specifying any alternative and more efficient use to which the unit could be converted (which would include any costs necessary to convert the unit) and containing an explanation of the reasons why the unit is not being converted to the alternative use; and

''(E) for each family housing unit identified under subparagraph (C) for which costs under subparagraph (A) or new construction costs are anticipated to exceed $100,000 in the next fiscal year, specifying any alternative use to which the unit could be converted (which would include any costs necessary to convert the unit) and an estimate of the costs to demolish and rebuild the unit to private sector standards.''.

(b) STYLISTIC AMENDMENTS.—Such section is further amended—

(1) in subsection (a), by inserting ''ESTABLISHMENT.—'' after ''(a)'';

(2) in subsection (b), by inserting ''CREDITS TO ACCOUNT.—'' after ''(b)'';

(3) in subsection (c), by inserting ''AVAILABILITY OF AMOUNTS IN ACCOUNT.—'' after ''(c)''; and

(4) in subsection (d), by inserting ''USE OF ACCOUNT.—'' after ''(d)''; and

(5) in the heading of subsection (e), by striking ''COST OF'';

SEC. 2806. MODIFICATION OF NOTIFICATION REQUIREMENTS RELATED TO COST VARIATION AUTHORITY.

Section 2853(c) of title 10, United States Code, is amended by striking ''if—'' and paragraphs (1), (2), and (3) and inserting the following: ''if the variation in cost or reduction in the scope of work is approved by the Secretary concerned and—

''(1) in the case of a cost increase or a reduction in the scope of work—

''(A) the Secretary concerned notifies the appropriate committees of Congress in writing of the cost increase or reduction in scope and the reasons therefor, including a description of the funds proposed to be used to finance any increased costs; and

''(B) a period of 21 days has elapsed after the date on which the notification is received by the committees or, if over sooner, a period of 14 days has elapsed after the date on which a copy of the notification is provided in an electronic medium pursuant to section 480 of this title; or

''(2) in the case of a cost decrease, the Secretary concerned notifies the appropriate committees of Congress in writing not later than 14 days after the date funds are obligated in connection with the military construction project or military family housing project.''.

SEC. 2807. CONSIDERATION OF LOCAL COMPARABILITY OF FLOOR AREAS IN CONSTRUCTION, ACQUISITION, AND IMPROVEMENT OF MILITARY UNACCOMPANIED HOUSING.

(a) COMPARABILITY OF FLOOR AREAS.—

(1) IN GENERAL.—Section 2856 of title 10, United States Code, is amended to read as follows:

''§2856. Military unaccompanied housing: local comparability of floor areas

''In the construction, acquisition, and improvement of military unaccompanied housing, the Secretary concerned shall ensure that the floor areas of such housing in a particular locality (as designated by the Secretary concerned for purposes of this section) do not exceed the floor areas of similar housing in the private sector in that locality.''.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of subchapter III of chapter 169 of such title is amended by striking the item relating to section 2856 and inserting the following new item:

''2856. Military unaccompanied housing: local comparability of floor areas.''.

(b) CONFORMING AMENDMENTS REGARDING ALTERNATIVE ACQUISITION AND IMPROVEMENT AUTHORITY.—Section 2880(b) of such title is amended—

(1) by striking ''(1) Section 2826'' and inserting ''Sections 2826 and 2856'';

(2) by inserting ''or military unaccompanied housing'' after ''military family housing''; and

(3) by striking paragraph (2).

SEC. 2808. CERTIFICATION REQUIRED FOR MILITARY CONSTRUCTION PROJECTS FOR FACILITIES DESIGNED TO PROVIDE TRAINING IN URBAN OPERATIONS.

(a) CERTIFICATION REQUIRED.—Section 2859 of title 10, United States Code, is amended by adding at the end the following new subsection:

''(d) CERTIFICATION REQUIRED FOR MILITARY CONSTRUCTION PROJECTS DESIGNED TO PROVIDE TRAINING IN URBAN OPERATIONS.—(1) Except as provided in paragraph (3), the Secretary concerned may not carry out a military construction project to construct a facility designed to provide training in urban operations for members of the armed forces or personnel of the Department of Defense or other Federal agencies until—

''(A) the Secretary of Defense approves a strategy for training and facility construction for operations in urban terrain; and

''(B) the Under Secretary of Defense for Personnel and Readiness evaluates the project and certifies to the appropriate committees of Congress that the project—

''(i) is consistent with the strategy; and

''(ii) incorporates the appropriate capabilities for joint and interagency use in accordance with the strategy.

''(2) The Under Secretary of Defense for Personnel and Readiness shall conduct the evaluation required by paragraph (1)(B) in consultation with the Commander of the United States Joint Forces Command.

''(3) This subsection shall not apply with respect to a military construction project carried out under the authority of section 2803, 2804, or 2808 of this title or section 2808 of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136; 117 Stat. 1723).''.

(b) CLERICAL AMENDMENTS.—

(1) SECTION HEADING.—The heading of such section is amended to read as follows:

''§ 2859. Construction requirements related to antiterrorism and force protection or urban-training operations''.

(2) TABLE OF SECTIONS.—The table of sections at the beginning of subchapter III of chapter 169 of such title is amended by striking the item relating to section 2859 and inserting the following new item:

''2859. Construction requirements related to antiterrorism and force protection or urban-training operations.''.

(c) EFFECTIVE DATE.—Subsection (d) of section 2859 of title 10, United States Code, as added by subsection (a), shall apply with respect to military construction projects described in such subsection (d) for which funds are first provided for fiscal year 2007 or thereafter.

SEC. 2809. AUTHORITY TO CARRY OUT MILITARY CONSTRUCTION PROJECTS IN CONNECTION WITH INDUSTRIAL FACILITY INVESTMENT PROGRAM.

(a) AUTHORITY.—Subchapter III of chapter 169 of title 10, United States Code, is amended by inserting after section 2860 the following new section:

''§ 2861. Military construction projects in connection with industrial facility investment program

''(a) AUTHORITY.—The Secretary of Defense may carry out a military construction project, not previously authorized, for the purpose of carrying out activities under section 2474(a)(2) of this title, using funds appropriated or otherwise made available for that purpose in military construction accounts.

''(b) CREDITING OF FUNDS TO CAPITAL BUDGET.—Funds appropriated or otherwise made available in a fiscal year for the purpose of carrying out a military construction project with respect to a covered depot (as defined in subsection (e) of section 2476 of this title) may be credited to the amount required by subsection (a) of such section to be invested in the capital budgets of the covered depots in that fiscal year.

''(c) NOTICE AND WAIT REQUIREMENT.—When a decision is made to carry out a project under subsection (a), the Secretary of Defense shall notify in writing the appropriate committees of Congress of that decision and the savings estimated to be realized from the project. The project may then be carried out only after the end of the 21-day period beginning on the date the notification is received by such committees or, if earlier, the end of the 14-day period beginning on the date on which a copy of the notification is provided in an electronic medium pursuant to section 480 of this title.

''(d) ANNUAL REPORT.—Not later than December 31 of each year, the Secretary shall submit to Congress a report describing actions taken under this section and the savings realized from such actions during the fiscal year ending in the year in which the report is submitted.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such subchapter is amended by inserting after the item relating to section 2860 the following new item:

''2861. Military construction projects in connection with industrial facility investment program.''.

SEC. 2810. REPEAL OF SPECIAL REQUIREMENT FOR MILITARY CONSTRUCTION CONTRACTS ON GUAM.

(a) REPEAL.—Section 2864 of title 10, United States Code, is repealed.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of subchapter III of chapter 169 of such title is amended by striking the item relating to section 2864.

SEC. 2811. TEMPORARY EXPANSION OF AUTHORITY TO CONVEY PROPERTY AT MILITARY INSTALLATIONS TO SUPPORT MILITARY CONSTRUCTION.

(a) TEMPORARY INCLUSION OF ALL MILITARY INSTALLATIONS.—Subsection (a) of section 2869 of title 10, United States Code, is amended—

(1) by redesignating paragraphs (1) and (2) as subparagraphs (A) and (B), respectively;

(2) by inserting ''(1)'' before ''The Secretary concerned'';

(3) by striking ''located on a military installation that is closed or realigned under a base closure law'' and inserting ''described in paragraph (2)''; and

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

''(2) Paragraph (1) applies with respect to real property under the jurisdiction of the Secretary concerned that—

''(A) is located on a military installation that is closed or realigned under a base closure law; or

''(B) is located on a military installation not covered by subparagraph (A) and is determined to be excess to the needs of the Department of Defense.

''(3) Subparagraph (B) of paragraph (2) shall apply only during the period beginning on the date of the enactment of the John Warner National Defense Authorization Act for Fiscal Year 2007 and ending on September 30, 2008. Any conveyance of real property described in such subparagraph for which the Secretary concerned has provided the advance public notice required by subsection (d)(1) before the expiration date may be completed after that date.''.

(b) USE OF AUTHORITY TO SUPPORT AGREEMENTS TO LIMIT ENCROACHMENTS.—Subparagraph (A) of paragraph (1) of subsection (a) of such section, as redesignated and amended by subsection (a), is further amended by striking ''land acquisition'' and inserting ''land acquisition, including the acquisition of all right, title, and interest or a lesser interest in real property under an agreement entered into under section 2684a of this title to limit encroachments and other constraints on military training, testing, and operations''.

(c) ADVANCE NOTICE OF USE OF AUTHORITY; CONTENT OF NOTICE.—Subsection (d) of such section is amended—

(1) in paragraph (1), by striking ''closed or realigned under the base closure laws is to be conveyed'' and inserting ''is proposed for conveyance'';

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

''(2) The Secretary concerned may not enter into an agreement under subsection (a) for the conveyance of real property until—

''(A) the Secretary submits to Congress notice of the conveyance, including—

''(i) a description of the real property to be conveyed by the Secretary under the agreement;

''(ii) a description of the military construction project, land acquisition, military family housing, or military unaccompanied housing to be carried out under the agreement in exchange for the conveyance of the property; and

''(iii) the amount of any payment to be made under subsection (b) or under section 2684a(d) of this title to equalize the fair market values of the property to be conveyed and the military construction project, land acquisition, military family housing, or military unaccompanied housing to be carried out under the agreement in exchange for the conveyance of the property; and

''(B) the waiting period applicable to that notice under paragraph (3) expires.

''(3) If the notice submitted under paragraph (2) deals with the conveyance of real property located on a military installation that is closed or realigned under a base closure law or the conveyance of real property under an agreement entered into under section 2684a of this title, the Secretary concerned may enter into the agreement under subsection (a) for the conveyance of the property after a period of 21 days has elapsed from the date of receipt of the notice or, if over sooner, a period of 14 days has elapsed from the date on which a copy of the notice is provided in an electronic medium pursuant to section 480 of this title. In the case of other real property to be conveyed under subsection (a), the Secretary concerned may enter into the agreement only after a period of 60 days has elapsed from the date of receipt of the notice or, if over sooner, a period of 45 days has elapsed from the date on which the electronic copy is provided.''.

(d) DEPOSIT AND USE OF FUNDS.—Subsection (e) of such section is amended to read as follows:

''(e) DEPOSIT AND USE OF FUNDS.—(1) Except as provided in paragraph (2), the Secretary concerned may deposit funds received under subsection (b) in the Department of Defense housing funds established under section 2883(a) of this title.

''(2) During the period specified in paragraph (3) of subsection (a), the Secretary concerned shall deposit funds received under subsection (b) in the appropriation 'Foreign Currency Fluctuations, Construction, Defense'.

''(3) The funds deposited under paragraph (2) shall be available, in such amounts as provided in appropriation Acts, for the purpose of paying increased costs of overseas military construction and family housing construction or improvement associated with unfavorable fluctuations in currency exchange rates. The use of such funds for this purpose does not relieve the Secretary concerned from the duty to provide advance notice to Congress under section 2853(c) of this title whenever the Secretary approves an increase in the cost of an overseas project under such section.''.

(e) ANNUAL REPORTS; EFFECT OF FAILURE TO SUBMIT.—Subsection (f) of such section is amended—

(1) by redesignating paragraphs (1), (2), and (3) as subparagraphs (A), (B), and (C), respectively;

(2) in subparagraph (C), as so redesignated, by inserting before the period at the end the following: ''and of excess real property at military installations'';

(3) by striking ''(f)'' and all that follows through ''the following:'' and inserting the following:

''(f) ANNUAL REPORTS; EFFECT OF FAILURE TO SUBMIT.—(1) Not later than March 15 of each year, the Secretary of Defense shall submit to Congress a report detailing the following:''; and

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

''(2) If the report for a year is not submitted to Congress by the date specified in paragraph (1), the Secretary concerned may not enter into an agreement under subsection (a) after that date for the conveyance of real property until the date on which the report is finally submitted.''.

(f) CLERICAL AMENDMENTS.—

(1) SECTION HEADING.—The heading of such section is amended to read as follows:

"§ 2869. Conveyance of property at military installations to support military construction or limit encroachment".

(2) TABLE OF SECTIONS.—The table of sections at the beginning of subchapter III of chapter 169 of such title is amended by striking the item relating to section 2869 and inserting the following new item:

"2869. Conveyance of property at military installations to support military construction or limit encroachment.".

(g) CONFORMING AMENDMENTS TO AUTHORITY TO LIMIT ENCROACHMENTS.—Subsection (d)(3) of section 2684a of such title is amended—

(1) by redesignating subparagraphs (B) and (C) as subparagraphs (C) and (D), respectively;

(2) in subparagraph (C), as so redesignated, by striking "in the sharing of acquisition costs of real property, or an interest in real property, under paragraph (1)(B)" and inserting "under subparagraph (A), either through the contribution of funds or excess real property, or both,"; and

(3) by inserting after subparagraph (A) the following new subparagraph (B):

"(B) In lieu of or in addition to making a monetary contribution toward the cost of acquiring a parcel of real property, or an interest therein, pursuant to an agreement under this section, the Secretary concerned may convey, using the authority provided by section 2869 of this title, real property described in paragraph (2) of subsection (a) of such section, subject to the limitation in paragraph (3) of such subsection.".

SEC. 2812. PILOT PROJECTS FOR ACQUISITION OR CONSTRUCTION OF MILITARY UNACCOMPANIED HOUSING.

(a) REDUCTION OF APPLICABLE NOTIFICATION PERIODS.—Section 2881a of title 10, United States Code, is amended by striking "90 days" both places it appears and inserting "30 days".

(b) EXTENSION OF AUTHORITY.—Subsection (f) of such section is amended by striking "2007" and inserting "2009".

Subtitle B—Real Property and Facilities Administration

SEC. 2821. CONGRESSIONAL NOTICE REQUIREMENTS, IN ADVANCE OF ACQUISITION OF LAND BY CONDEMNATION FOR MILITARY PURPOSES.

(a) SENSE OF CONGRESS.—It is the sense of Congress that the Secretary of Defense, when acquiring land for military purposes, should—

(1) make every effort to acquire the land by means of purchases from willing sellers; and

(2) employ condemnation, eminent domain, or seizure procedures only as a measure of last resort in cases of compelling national security requirements or at the request of the seller.

(b) ADVANCE NOTICE OF USE OF CONDEMNATION; EXCEPTIONS.—Section 2663 of title 10, United States Code, is amended—

(1) in subsection (a)(1), "The Secretary" and inserting "Subject to subsection (f), the Secretary"; and

(2) by adding at the end the following new subsections:

"(f) ADVANCE NOTICE OF USE OF CONDEMNATION.—(1) Before commencing any legal proceeding to acquire any interest in land under subsection (a), including acquisition for temporary use, by condemnation, eminent domain, or seizure, the Secretary of the military department concerned shall—

"(A) pursue, to the maximum extent practicable, all other available options for the acquisition or use of the land, such as the purchase of an easement or the execution of a land exchange; and

"(B) submit to the congressional defense committees a report containing—

"(i) a description of the land to be acquired;

"(ii) a certification that negotiations with the owner or owners of the land occurred, and that the Secretary tendered consideration in an amount equal to the fair market value of the land, as determined by the Secretary; and

"(iii) an explanation of the other approaches considered for acquiring use of the land, the reasons for the acquisition of the land, and the reasons why alternative acquisition strategies are inadequate.

"(2) The Secretary concerned may have proceedings brought in the name of the United States to acquire the land after the end of the 21-day period beginning on the date on which the report is received by the committees or, if over sooner, the end of the 14-day period beginning on the date on which a copy of the report is provided in an electronic medium pursuant to section 480 of this title.

"(g) EXCEPTION TO ADVANCE NOTICE REQUIREMENT.—If the Secretary of a military department determines that the use of condemnation, eminent domain, or seizure to acquire an interest in land is required under subsection (a) to satisfy a requirement vital to national security, and that any delay would be detrimental to national security or the protection of health, safety, or the environment, the Secretary may have proceedings brought in the name of the United States to acquire the land in advance of submitting the report required by subsection (f)(1)(B). However, the Secretary shall submit the report not later than seven days after commencement of the legal proceedings with respect to the land.".

SEC. 2822. CONSOLIDATION OF DEPARTMENT OF DEFENSE AUTHORITIES REGARDING GRANTING OF EASEMENTS FOR RIGHTS-OF-WAY.

(a) CONSOLIDATION.—Subsection (a) of section 2668 of title 10, United States Code, is amended—

(1) in the matter preceding paragraph (1)—

(A) by striking "he" both places it appears and inserting "the Secretary"; and

(B) by striking "his control, to a State, Commonwealth, or possession, or political subdivision thereof, or to a citizen, association, partnership, or corporation of a State, Commonwealth, or possession," and inserting "the Secretary's control";

(2) in paragraph (2), by striking "oil pipe lines" and inserting "gas, water, sewer, and oil pipe lines"; and

(3) in paragraph (13), by striking "he considers advisable, except a purpose covered by section 2669 of this title" and inserting "the Secretary considers advisable".

(b) STYLISTIC AMENDMENTS.—Such section is further amended—

(1) in subsection (a), by inserting "AUTHORIZED TYPES OF EASEMENTS.—" after "(a)";

(2) in subsection (b), by inserting "LIMITATION ON SIZE OF EASEMENT.—" after "(b)";

(3) in subsection (c), by inserting "TERMINATION.—" after "(c)";

(4) in subsection (d), by inserting "NOTICE TO DEPARTMENT OF THE INTERIOR.—" after "(d)"; and

(5) in subsection (e), by inserting "DISPOSITION OF CONSIDERATION.—" after "(e)".

(c) CONFORMING REPEAL.—Section 2669 of such title is repealed.

(d) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 159 of such title is amended by striking the item related to section 2669.

SEC. 2823. AUTHORITY TO GRANT RESTRICTIVE EASEMENTS FOR CONSERVATION PURPOSES IN CONNECTION WITH LAND CONVEYANCES.

(a) RESTRICTIVE EASEMENTS.—Chapter 159 of title 10, United States Code, is amended by inserting after section 2668 the following new section:

"§ 2668a. Easements: granting restrictive easements in connection with land conveyances

"(a) AUTHORITY TO INCLUDE RESTRICTIVE EASEMENT.—In connection with the conveyance of real property by the Secretary concerned under any provision of law, the Secretary concerned may grant an easement to an entity specified in subsection (b) restricting future uses of the conveyed real property for a conservation purpose consistent with section 170(h)(4)(A)(iv) of the Internal Revenue Code of 1986 (26 U.S.C. 170(h)(4)(A)(iv)).

"(b) AUTHORIZED RECIPIENTS.—An easement under subsection (a) may be granted only to—

"(1) a State or local government; or

"(2) a qualified organization, as that term is defined in section 170(h) of the Internal Revenue Code of 1986 (26 U.S.C. 170(h)).

"(c) LIMITATIONS ON USE OF EASEMENT AUTHORITY.—An easement under subsection (a) may not be granted unless—

"(1) the proposed recipient of the easement consents to the receipt of the easement;

"(2) the Secretary concerned determines that the easement is in the public interest and the conservation purpose to be promoted by the easement cannot be effectively achieved through the application of State law by the State or a local government without the grant of restrictive easements;

"(3) the jurisdiction that encompasses the property to be subject to the easement authorizes the grant of restrictive easements; and

"(4) the Secretary can give or assign to a third party the responsibility for monitoring and enforcing easements granted under this section.

"(d) CONSIDERATION.—Easements granted under this section shall be without consideration from the recipient.

"(e) ACREAGE LIMITATION.—No easement granted under this section may include more land than is necessary for the easement.

"(f) TERMS AND CONDITIONS.—The grant of an easement under this section shall be subject to such additional terms and conditions as the Secretary concerned considers appropriate to protect the interests of the United States.".

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 2668 the following new item:

"2668a. Easements: granting restrictive easements in connection with land conveyances.".

SEC. 2824. MAXIMUM TERM OF LEASES FOR STRUCTURES AND REAL PROPERTY RELATING TO STRUCTURES IN FOREIGN COUNTRIES NEEDED FOR PURPOSES OTHER THAN FAMILY HOUSING.

Section 2675(a) of title 10, United States Code, is amended by striking "five years" and inserting "10 years".

SEC. 2825. CONSOLIDATION OF LAWS RELATING TO TRANSFER OF DEPARTMENT OF DEFENSE REAL PROPERTY WITHIN THE DEPARTMENT OF DEFENSE AND TO OTHER FEDERAL AGENCIES.

(a) INCLUSION OF TRANSFER AUTHORITY BETWEEN ARMED FORCES.—Section 2696 of title 10, United States Code, is amended—

(1) by redesignating subsections (a) and (b) as subsections (b) and (c), respectively; and

(2) by inserting before subsection (b), as so redesignated, the following new subsection:

"(a) TRANSFERS BETWEEN ARMED FORCES.—If either of the Secretaries concerned requests it and the other approves, real property may be transferred, without compensation, from one armed force to another. Section 2571(d) of this title shall apply to the transfer of real property under this subsection.".

(b) INCLUSION OF DEPARTMENT OF JUSTICE PROGRAM TO SCREEN AND CONVEY OF PROPERTY FOR CORRECTIONAL FACILITIES.—The text of section 2693 of such title is amended—

(1) by redesignating paragraphs (1), (2), and (3) of subsection (a) as subparagraphs (A), (B), and (C), respectively;

(2) by redesignating paragraphs (1) and (2) of subsection (b) as subparagraphs (A) and (B), respectively, and in such subparagraph (B), as so

redesignated, by striking ''this section'' and inserting ''paragraph (1)'';

(3) by striking ''(a) Except as provided in subsection (b)'' and inserting ''(f) SCREENING AND CONVEYANCE OF PROPERTY FOR CORRECTIONAL FACILITIES PURPOSES.—(1) Except as provided in paragraph (2)'';

(4) by striking ''(b) The provisions of this section'' and inserting ''(2) Paragraph (1)''; and

(5) by transferring the text, as so redesignated and amended, to appear as a new subsection (f) at the end of section 2696 of such title.

(c) CONFORMING AMENDMENTS.—

(1) CONFORMING AMENDMENT TO AUTHORITY ON INTERCHANGE OF PROPERTY AND SERVICES.—Section 2571(a) of such title is amended by striking ''and real estate''.

(2) REPEAL OF SUPERSEDED AUTHORITY ON SCREENING AND TRANSFER FOR CORRECTIONAL PURPOSES.—Section 2693 of such title is repealed.

(3) CONFORMING AMENDMENTS TO CONSOLIDATED AUTHORITY.—Section 2696 of such title is amended—

(A) in subsection (b), as redesignated by subsection (a)(1), by striking ''SCREENING REQUIREMENT.—'' and inserting ''SCREENING REQUIREMENTS FOR ADDITIONAL FEDERAL USE.—'';

(B) in subsection (c)(1), as redesignated by subsection (a)(1), by striking ''subsection (a)'' in the first sentence and inserting ''subsection (b)'';

(C) in subsection (d), by striking ''subsection (b)(1)'' and inserting ''subsection (c)(1)''; and

(D) in subsection (e), by striking ''this section'' and inserting ''subsection (b)''.

(d) CLERICAL AMENDMENTS.—

(1) SECTION 2571.—(A) The heading of section 2571 of such title is amended to read as follows:

''§ 2571. Interchange of supplies and services''.

(B) The table of sections at the beginning of chapter 153 of such title is amended by striking the item relating to section 2571 and inserting the following new item:

''2571. Interchange of supplies and services.''.

(2) SECTIONS 2693 AND 2696.—(A) The heading of section 2696 of such title is amended to read as follows:

''§ 2696. Real property: transfer between armed forces and screening requirements for other Federal use''.

(B) The table of sections at the beginning of chapter 159 of such title is amended—

(i) by striking the item relating to section 2693; and

(ii) by striking the item relating to section 2696 and inserting the following new item:

''2696. Real property: transfer between armed forces and screening requirements for other Federal use.''.

SEC. 2826. DEFENSE ACCESS ROAD PROGRAM.

Section 2837 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3522) is amended—

(1) in subsection (a)—

(A) by inserting ''and transit systems'' after ''that roads''; and

(B) by striking ''that is'' and inserting ''that are''; and

(2) in subsection (b)—

(A) by striking ''and'' at the end of paragraph (1); and

(B) by striking paragraph (2) and inserting the following new paragraphs:

''(2) to determine whether the existing surface transportation infrastructure, including roads and transit at each installation identified under paragraph (1) is adequate to support the increased traffic associated with the increase in the number of defense personnel described in that paragraph; and

''(3) to determine whether the defense access road program adequately considers the complete range of surface transportation options, including roads and other means of transit, necessary to support the national defense.''.

SEC. 2827. REPORTS ON ARMY OPERATIONAL RANGES.

(a) REPORT ON PINON CANYON MANEUVER SITE.—

(1) REPORT REQUIRED.—Not later than November 30, 2006, the Secretary of the Army shall submit to the congressional defense committees a report containing an analysis of any potential expansion of the Pinon Canyon Maneuver Site at Fort Carson, Colorado.

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

(A) A description of the current and projected military requirements of the Army for training at the Pinon Canyon Maneuver Site.

(B) An analysis of the reasons for any changes in those requirements, including the extent to which the changes are the result of—

(i) an increase in military personnel using the Pinon Canyon Maneuver Site due to decisions made as part of the 2005 round of defense base closure and realignment under the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note);

(ii) the conversion of Army brigades to a modular format;

(iii) the Integrated Global Presence and Basing Strategy;

(iv) high operational tempos; or

(v) surge requirements.

(C) A proposed plan for addressing those requirements, including a description of any proposed expansion of the existing Pinon Canyon Maneuver Site by acquiring privately held land surrounding the site and an analysis of alternative approaches that would not require expansion.

(3) ADDITIONAL ELEMENTS.—If the expansion of the Pinon Canyon Maneuver Site is recommended in the plan required by paragraph (2)(C), the report shall also include the following:

(A) An assessment of the economic impact on local communities of expanding the Pinon Canyon Maneuver Site by acquiring privately held land surrounding the site.

(B) An assessment of the environmental impact of expanding the Pinon Canyon Maneuver Site.

(C) An estimate of the costs associated with the potential expansion, including land acquisition, range improvements, installation of utilities, environmental restoration, and other environmental activities in connection with the acquisition.

(D) An assessment of options for compensating local communities for the loss of property tax revenue as a result of the expansion of Pinon Canyon Maneuver Site.

(E) An assessment of whether the acquisition of additional land at the Pinon Canyon Maneuver Site can be carried out by the Secretary solely through transactions, including land exchanges and the lease or purchase of easements, with willing sellers of the privately held land.

(b) LIMITATION ON REAL PROPERTY ACQUISITION PENDING REPORT.—The Secretary of the Army may not carry out any acquisition of real property to expand the Pinon Canyon Maneuver Site until at least 30 days after the date on which the Secretary submits the report required under subsection (a).

(c) REPORT ON POTENTIAL EXPANSION OF ARMY OPERATIONAL RANGES.—

(1) REPORT REQUIRED.—Not later than February 1, 2007, the Secretary of the Army shall submit to the congressional defense committees a report containing an assessment of the Army operational ranges used to support range activities.

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

(A) The size, description, and mission-essential tasks supported by each Army operational range during fiscal year 2003.

(B) A description of the projected changes in Army operational range requirements, including the size, characteristics, and attributes for mission-essential activities at each range and the extent to which any changes in requirements are a result of—

(i) decisions made as part of the 2005 round of defense base closure and realignment under the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note);

(ii) the conversion of Army brigades to a modular format;

(iii) the Integrated Global Presence and Basing Strategy;

(iv) high operational tempos; or

(v) surge requirements.

(C) The projected deficit or surplus of land at each Army operational range, and a description of the Army's plan to address that projected deficit or surplus of land as well as the upgrade of range attributes at each existing Army operational range.

(D) A description of the Army's prioritization process and investment strategy to address the potential expansion or upgrade of Army operational ranges.

(E) An analysis of alternatives to the expansion of Army operational ranges, including an assessment of the joint use of operational ranges under the jurisdiction, custody, or control of the Secretary of another military department.

(3) DEFINITIONS.—In this subsection:

(A) The term ''Army operational range'' has the meaning given the term ''operational range'' in section 101(e)(3) of title 10, United States Code, except that the term is limited to operational ranges under the jurisdiction, custody, or control of the Secretary of the Army.

(B) The term ''range activities'' has the meaning given that term in section 101(e)(2) of such title.

Subtitle C—Base Closure and Realignment

SEC. 2831. MODIFICATION OF DEPOSIT REQUIREMENTS IN CONNECTION WITH LEASE PROCEEDS RECEIVED AT MILITARY INSTALLATIONS APPROVED FOR CLOSURE OR REALIGNMENT AFTER JANUARY 1, 2005.

Section 2667(d) of title 10, United States Code, is amended—

(1) in paragraph (1)(B)(ii), by striking ''paragraph (4) or (5)'' and inserting ''paragraph (4), (5), or (6)'';

(2) in paragraph (5), by inserting after ''lease under subsection (f)'' the following: ''at a military installation approved for closure or realignment under a base closure law before January 1, 2005,''; and

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

''(6) Money rentals received by the United States from a lease under subsection (f) at a military installation approved for closure or realignment under a base closure law on or after January 1, 2005, shall be deposited into the account established under section 2906A(a) of the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101-510; 10 U.S.C. 2687 note).''.

SEC. 2832. REPORT ON AIR FORCE AND AIR NATIONAL GUARD BASES AFFECTED BY 2005 ROUND OF DEFENSE BASE CLOSURE AND REALIGNMENT.

(a) REPORT.—Not later than January 1, 2007, the Secretary of the Air Force shall submit to Congress a report on planning by the Department of the Air Force for future roles and missions for each Air Force and Air National Guard installation that—

(1) will have the number of aircraft, weapon systems, or functions assigned to the installation reduced or eliminated as a result of decisions made as part of the 2005 round of defense base closure and realignment under the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note); or

(2) will serve as a receiving location for the realignment of aircraft, weapons systems, or functions as a result of such decisions.

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

(1) An assessment of the capabilities, characteristics, and capacity of the facilities, other infrastructure, and personnel at each installation described in subsection (a).

(2) A description of the planning process used by the Department of the Air Force to determine future roles and missions at each installation described in subsection (a), including an analysis of alternatives for installations to support each future role or mission.

(3) A description of the future roles and missions under consideration for each Air Force and Air National Guard installation, including installations described in subsection (a), and an explanation of the criteria and decision-making process to make final decisions about future roles and missions for each installation.

(4) A timeline for decisions on the final determination of future roles and missions for each installation described in subsection (a).

Subtitle D—Land Conveyances

SEC. 2841. CONVEYANCE OF EASEMENT, PINE BLUFF ARSENAL, ARKANSAS.

(a) CONVEYANCE AUTHORIZED.—The Secretary of the Army may convey, without consideration, to Jefferson County, Arkansas (in this section referred to as the ''County''), all right, title, and interest of the United States in and to an easement that was acquired by the United States in 1942 for the benefit of Pine Bluff Arsenal, Arkansas, and encumbers the real property described in subsection (c) if the Secretary determines that the conveyance and subsequent use of the easement will not adversely impact the mission of Pine Bluff Arsenal. The conveyance shall include all appurtenances to the easement and any improvements thereon constructed by the United States.

(b) PURPOSE OF CONVEYANCE.—The conveyance authorized by subsection (a) is for the sole purpose of permitting the County to construct, maintain, and operate a railroad over, upon, and across the real property encumbered by the easement.

(c) DESCRIPTION OF PROPERTY ENCUMBERED BY EASEMENT.—The real property encumbered by the easement is situated in Jefferson County, Arkansas, consists of approximately 38.18 acres, and is described as PBR Tract No. 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 38-A and 39 and includes the real property described in a Warranty Deed from C.C. Neal and Pearlee Neal dated August 14, 1942. If the Secretary determines that an additional survey is necessary to better determine the legal description of the real property encumbered by the easement, a survey satisfactory to the Secretary shall be conducted.

(d) FURTHER TRANSFER, ASSIGNMENTS, OR PERMITS.—Subject to subsection (b), the County may make such further transfer or assignments, grant such permits, or make such other arrangements with regard to the easement conveyed under subsection (a) as the County considers beneficial and appropriate for the interests of the County.

(e) PAYMENT OF COSTS OF CONVEYANCES.—

(1) PAYMENT REQUIRED.—The Secretary shall require the County to cover costs to be incurred by the Secretary, or to reimburse the Secretary for costs incurred by the Secretary, to carry out a conveyance under subsection (a), including survey costs, related to the conveyance. If amounts are collected from the County in advance of the Secretary incurring the actual costs, and the amount collected exceeds the costs actually incurred by the Secretary to carry out the conveyance, the Secretary shall refund the excess amount to the County.

(2) TREATMENT OF AMOUNTS RECEIVED.—Amounts received under paragraph (1) as reimbursement for costs incurred by the Secretary to carry out a conveyance under subsection (a) shall be credited to the fund or account that was used to cover the costs incurred by the Secretary in carrying out the conveyance. Amounts so credited shall be merged with amounts in such fund or account and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.

(f) ADDITIONAL TERM AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the conveyance under subsection (a) as the Secretary considers appropriate to protect the interests of the United States.

SEC. 2842. MODIFICATION OF LAND TRANSFER AUTHORITY, POTOMAC ANNEX, DISTRICT OF COLUMBIA.

Section 2831(a) of the National Defense Authorization Act for Fiscal Year 1997 (Public Law 104–201; 110 Stat. 2795) is amended by striking ''consisting of approximately 3 acres'' and inserting ''consisting of approximately 4 acres and containing two buildings, known as building 6 and building 7''.

SEC. 2843. LAND CONVEYANCE, NAVAL AIR STATION, BARBERS POINT, HAWAII.

(a) CONVEYANCE OF PROPERTY.—Not later than September 30, 2008, the Secretary of the Navy shall enter into a binding agreement to convey, by sale, lease, or a combination thereof, to any public or private person or entity outside the Department of Defense certain parcels of real property, including any improvements thereon, consisting of approximately 499 acres located at the former Naval Air Station, Barbers Point, Oahu, Hawaii, that are subject to the Ford Island Master Development Agreement developed pursuant to section 2814(a)(2) of title 10, United States Code, for the purpose of promoting the beneficial development of the real property.

(b) USE OF EXISTING AUTHORITY.—To implement subsection (a), the Secretary may utilize the special conveyance and lease authorities provided to the Secretary by subsections (b) and (c) of section 2814 of title 10, United States Code, for the purpose of developing or facilitating the development of Ford Island, Hawaii.

(c) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of real property to be conveyed under subsection (a) shall be determined by a survey satisfactory to the Secretary.

(d) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with a conveyance under subsection (a) as the Secretary considers appropriate to protect the interests of the United States.

SEC. 2844. LAND CONVEYANCES, OMAHA, NEBRASKA.

(a) CONVEYANCES AUTHORIZED.—

(1) ARMY CONVEYANCE.—The Secretary of the Army may convey to the Metropolitan Community College Area, a public community college located in Omaha, Nebraska (in this section referred to as the ''College'') all right, title, and interest of the United States in and to three parcels of real property under the control of the Army Reserve, including any improvements thereon, consisting of approximately 5.42 acres on the Fort Omaha campus at the College, for educational purposes.

(2) NAVY CONVEYANCE.—The Secretary of the Navy may convey to the College all right, title, and interest of the United States in and to a parcel of real property under the control of the Navy Reserve and Marine Corps Reserve, including any improvements thereon, consisting of approximately 6.57 acres on the Fort Omaha campus at the College, for educational purposes.

(b) CONSIDERATION.—

(1) IN GENERAL.—As consideration for each conveyance under subsection (a), the College shall provide the United States, whether by cash payment, in-kind consideration, or a combination thereof, an amount that is not less than the fair market value of the conveyed property, as determined pursuant to an appraisal acceptable to the Secretary concerned.

(2) REDUCED TUITION RATES.—The Secretary concerned may accept as in-kind consideration under paragraph (1) reduced tuition rates for military personnel at the College.

(c) PAYMENT OF COSTS OF CONVEYANCES.—

(1) PAYMENT REQUIRED.—The Secretary concerned shall require the College to cover costs to be incurred by the Secretary, or to reimburse the Secretary for costs incurred by the Secretary, to carry out a conveyance under subsection (a), including survey costs, related to the conveyance. If amounts are collected from the College in advance of the Secretary incurring the actual costs, and the amount collected exceeds the costs actually incurred by the Secretary to carry out the conveyance, the Secretary shall refund the excess amount to the College.

(2) TREATMENT OF AMOUNTS RECEIVED.—Amounts received under paragraph (1) as reimbursement for costs incurred by the Secretary concerned to carry out a conveyance under subsection (a) shall be credited to the fund or account that was used to cover the costs incurred by the Secretary in carrying out the conveyance. Amounts so credited shall be merged with amounts in such fund or account and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.

(d) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the real property to be conveyed under subsection (a) shall be determined by surveys satisfactory to the Secretary concerned.

(e) ADDITIONAL TERMS AND CONDITIONS.—The Secretary concerned may require such additional terms and conditions in connection with the conveyances under subsection (a) as the Secretary considers appropriate to protect the interests of the United States.

SEC. 2845. LAND CONVEYANCE, HOPKINTON, NEW HAMPSHIRE.

(a) CONVEYANCE AUTHORIZED.—The Secretary of the Army may convey to the Town of Hopkinton, New Hampshire (in this section referred to as the ''Town''), all right, title, and interest of the United States in and to a parcel of real property, including any improvements thereon, consisting of approximately 90 acres located at a site in Hopkinton, New Hampshire, known as the ''Kast Hill'' property for the purpose of permitting the Town to use the existing sand and gravel resources on the property and to ensure perpetual conservation of the property.

(b) CONSIDERATION.—

(1) IN GENERAL.—As consideration for the conveyance under subsection (a), the Town shall, subject to paragraph (2), provide to the United States, whether by cash payment, in-kind consideration, or a combination thereof, an amount that is not less than the fair market value of the conveyed property, as determined pursuant to an appraisal acceptable to the Secretary.

(2) WAIVER OF PAYMENT OF CONSIDERATION.—The Secretary may waive the requirement for consideration under paragraph (1) if the Secretary determines that the Town will not use the existing sand and gravel resources to generate revenue.

(c) REVERSIONARY INTEREST.—If the Secretary determines at any time that the real property conveyed under subsection (a) is not being used in accordance with the purpose of the conveyance specified in such subsection, all right, title, and interest in and to all or any portion of the property shall revert, at the option of the Secretary, to the United States, and the United States shall have the right of immediate entry onto the property. Any determination of the Secretary under this subsection shall be made on the record after an opportunity for a hearing.

(d) PROHIBITION ON RECONVEYANCE OF LAND.—The Town may not reconvey any of the

land acquired from the United States under subsection (a) without the prior approval of the Secretary.

(e) PAYMENT OF COSTS OF CONVEYANCE.—

(1) PAYMENT REQUIRED.—The Secretary shall require the Town to cover costs to be incurred by the Secretary, or to reimburse the Secretary for costs incurred by the Secretary, to carry out the conveyance under subsection (a), including survey costs, costs related to environmental documentation, and other administrative costs related to the conveyance. If amounts are collected from the Town in advance of the Secretary incurring the actual costs, and the amount collected exceeds the costs actually incurred by the Secretary to carry out the conveyance, the Secretary shall refund the excess amount to the Town.

(2) TREATMENT OF AMOUNTS RECEIVED.—Amounts received as reimbursement under paragraph (1) shall be credited to the fund or account that was used to cover the costs incurred by the Secretary in carrying out the conveyance. Amounts so credited shall be merged with amounts in such fund or account and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.

(f) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the real property to be conveyed under subsection (a) shall be determined by a survey satisfactory to the Secretary.

(g) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the conveyance of real property under subsection (a) as the Secretary consider appropriate to protect the interests of the United States.

SEC. 2846. LAND CONVEYANCE, NORTH HILLS ARMY RESERVE CENTER, ALLISON PARK, PENNSYLVANIA.

(a) CONVEYANCE AUTHORIZED.—The Secretary of the Army may convey to the North Allegheny School District (in this section referred to as the ''School District'') all right, title, and interest of the United States in and to a parcel of real property consisting of approximately 11.15 acres and containing the North Hills Army Reserve Center in Allison Park, Pennsylvania, for the purpose of permitting the School District to use the property for educational and recreational purposes and for parking facilities related thereto.

(b) CONSIDERATION.—The Secretary may waive any requirement for consideration in connection with the conveyance under subsection (a) if the Secretary determines that, were the conveyance of the property to be made under subchapter III of chapter 5 of title 40, United States Code, for the same purpose specified in subsection (a), the conveyance could be made without consideration.

(c) REVERSIONARY INTEREST.—If the Secretary determines at any time that the real property conveyed under subsection (a) is not being used in accordance with the purpose of the conveyance specified in such subsection, all right, title, and interest in and to all or any portion of the property shall revert, at the option of the Secretary, to the United States, and the United States shall have the right of immediate entry onto the property. Any determination of the Secretary under this subsection shall be made on the record after an opportunity for a hearing.

(d) PAYMENT OF COSTS OF CONVEYANCE.—

(1) PAYMENT REQUIRED.—The Secretary shall require the School District to cover costs to be incurred by the Secretary, or to reimburse the Secretary for costs incurred by the Secretary, to carry out the conveyance under subsection (a), including survey costs, costs related to environmental documentation, and other administrative costs related to the conveyance. If amounts are collected from the School District in advance of the Secretary incurring the actual costs, and the amount collected exceeds the costs actually incurred by the Secretary to carry out the conveyance, the Secretary shall refund the excess amount to the School District.

(2) TREATMENT OF AMOUNTS RECEIVED.—Amounts received as reimbursement under paragraph (1) shall be credited to the fund or account that was used to cover the costs incurred by the Secretary in carrying out the conveyance. Amounts so credited shall be merged with amounts in such fund or account, and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.

(e) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the real property to be conveyed under subsection (a) shall be determined by a survey satisfactory to the Secretary.

(f) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the conveyance under subsection (a) as the Secretary considers appropriate to protect the interests of the United States.

SEC. 2847. TRANSFER OF JURISDICTION, FORT JACKSON, SOUTH CAROLINA.

(a) TRANSFER AUTHORIZED.—The Secretary of the Army may transfer, without reimbursement, to the administrative jurisdiction of the Secretary of Veterans Affairs a parcel of real property, including any improvements thereon, consisting of approximately 600 acres and comprising a portion of Fort Jackson, South Carolina.

(b) USE OF LAND.—The Secretary of Veterans Affairs shall establish on the real property transferred under subsection (a) a national cemetery under chapter 24 of title 38, United States Code.

(c) LEGAL DESCRIPTION.—The exact acreage and legal description of the real property to be transferred under this section shall be determined by a survey satisfactory to the Secretary of the Army. The cost of the survey shall be borne by the Secretary of Veterans Affairs.

(d) ADDITIONAL TERMS AND CONDITIONS.—The Secretary of the Army may require such additional terms and conditions in connection with the transfer under this section as the Secretary of the Army considers appropriate to protect the interests of the United States.

SEC. 2848. SENSE OF CONGRESS REGARDING LAND CONVEYANCE INVOLVING ARMY RESERVE CENTER, MARSHALL, TEXAS.

It is the sense of Congress that the Secretary of the Army should consider the feasibility of conveying the Army Reserve Center at 1209 Pinecrest Drive East in Marshall, Texas, to the Marshall-Harrison County Veterans Association for the purpose of assisting the efforts of the Association in erecting a veterans memorial, creating a park, and establishing a museum recognizing and honoring the sacrifices and accomplishments of veterans of the Armed Forces.

SEC. 2849. MODIFICATIONS TO LAND CONVEYANCE AUTHORITY, ENGINEERING PROVING GROUND, FORT BELVOIR, VIRGINIA.

(a) CONSTRUCTION OF SECURITY BARRIER.—Section 2836 of the Military Construction Authorization Act for Fiscal Year 2002 (division B of Public Law 107–107; 115 Stat. 1314), as amended by section 2846 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3527), is further amended—

(1) in subsection (b)(4), by striking ''$3,880,000'' and inserting ''$4,880,000''; and

(2) in subsection (d)—

(A) in paragraph (1), by inserting after ''Virginia,'' the following: ''and the construction of a security barrier, as applicable,''; and

(B) in paragraph (2), by inserting after ''Building 191'' the following: ''and the construction of a security barrier, as applicable''.

(b) AUTHORITY TO ENTER INTO ALTERNATIVE AGREEMENT FOR DESIGN AND CONSTRUCTION OF FAIRFAX COUNTY PARKWAY PORTION.—Such section 2836 is further amended—

(1) in subsection (b)—

(A) by amending paragraph (1) to read as follows:

''(1) except as provided in subsection (f), design and construct, at its expense and for public benefit, the portion of the Fairfax County Parkway through the Engineer Proving Ground (in this section referred to as the 'Parkway portion');''; and

(B) in paragraph (2), by inserting after ''C514'' the following: '', RW–214 (in this section referred to as 'Parkway project')'';

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

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

''(f) ALTERNATE AGREEMENT FOR CONSTRUCTION OF ROAD.—(1) The Secretary of the Army may, in connection with the conveyance authorized under subsection (a), enter into an agreement with the Commonwealth providing for the design and construction by the Department of the Army or the United States Department of Transportation of the Parkway portion and other portions of the Fairfax County Parkway off the Engineer Proving Ground that are necessary to complete the Parkway project (in this subsection referred to as the 'alternate agreement') if the Secretary determines that the alternate agreement is in the best interests of the United States to support the permanent relocation of additional military and civilian personnel at Fort Belvoir pursuant to decisions made as part of the 2005 round of defense base closure and realignment under the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note).

''(2) If the Secretary of Defense certifies that the Parkway portion is important to the national defense pursuant to section 210 of title 23, United States Code, the Secretary of the Army may enter into an agreement with the Secretary of Transportation to carry out the alternate agreement under the Defense Access Road Program.

''(3) The Commonwealth shall pay to the Secretary of the Army the costs of the design and construction of the Parkway portion and any other portions of the Fairfax County Parkway off the Engineer Proving Ground designed and constructed under the alternate agreement. The Secretary shall apply such payment to the design and construction provided for in the alternate agreement.

''(4) Using the authorities available to the Secretary under chapter 160 of title 10, United States Code, and funds deposited in the Environmental Restoration Account, Army, established by section 2703(a) of such title and appropriated for this purpose, the Secretary may carry out environmental restoration activities on real property under the jurisdiction of the Secretary in support of the construction of the Parkway portion.

''(5) The alternate agreement shall be subject to the following conditions:

''(A) The Commonwealth shall acquire and retain all necessary right, title, and interest in any real property not under the jurisdiction of the Secretary that is necessary for construction of the Parkway portion or for construction of any other portions of the Fairfax County Parkway off the Engineer Proving Ground that will be constructed under the alternate agreement, and shall grant to the United States all necessary access to and use of such property for such construction.

''(B) The Secretary shall receive consideration from the Commonwealth as required in subsections (b)(2), (b)(3), and (b)(4) and shall carry out the acceptance and disposition of funds in accordance with subsection (d).

''(6) The design of the Parkway portion under the alternate agreement shall be subject to the

approval of the Secretary and the Commonwealth in accordance with the Virginia Department of Transportation Approved Plan, dated June 15, 2004, Project #R000–029–249, PE–108, C–514, RW–214. For each phase of the design and construction of the Parkway portion under the alternate agreement, the Secretary may—

''(A) accept funds from the Commonwealth; or

''(B) transfer funds received from the Commonwealth to the United States Department of Transportation.

''(7) Upon completion of the construction of the Parkway portion and any other portions of the Fairfax County Parkway off the Engineer Proving Ground required under the alternate agreement, the Secretary shall carry out the conveyance under subsection (a). As a condition of such conveyance carried out under the alternate agreement, the Secretary shall receive a written commitment, in a form satisfactory to the Secretary, that the Commonwealth agrees to accept all responsibility for the costs of operation and maintenance of the Parkway portion upon conveyance to the Commonwealth of such real property.''; and

(4) in subsection (g), as redesignated by paragraph (2), by inserting ''or the alternate agreement authorized under subsection (f)'' after ''conveyance under subsection (a)''.

SEC. 2850. LAND CONVEYANCE, RADFORD ARMY AMMUNITION PLANT, NEW RIVER UNIT, VIRGINIA.

(a) CONVEYANCE AUTHORIZED.—The Secretary of the Army may convey, without consideration, to the Commonwealth of Virginia on behalf of the Virginia Department of Veterans Services (in this section referred to as the ''Commonwealth'') all right, title, and interest of the United States in and to a parcel of real property, including any improvements thereon, consisting of approximately 85 acres at the Radford Army Ammunition Plant, New River Unit, Virginia, for the purpose of permitting the Commonwealth to establish on the property a cemetery operated by the Commonwealth for veterans of the Armed Forces.

(b) REVERSIONARY INTEREST.—If the Secretary determines at any time that the real property conveyed under subsection (a) is not being used in accordance with the purpose of the conveyance specified in such subsection, all right, title, and interest in and to the property shall revert, at the option of the Secretary, to the United States, and the United States shall have the right of immediate entry onto the property. Any determination of the Secretary under this subsection shall be made on the record after an opportunity for a hearing.

(c) PAYMENT OF COSTS OF CONVEYANCE.—

(1) PAYMENT REQUIRED.—The Secretary shall require the Commonwealth to cover costs to be incurred by the Secretary, or to reimburse the Secretary for costs incurred by the Secretary, to carry out the conveyance under subsection (a), including survey costs, costs related to environmental documentation, and other administrative costs related to the conveyance. If amounts are collected from the Commonwealth in advance of the Secretary incurring the actual costs, and the amount collected exceeds the costs actually incurred by the Secretary to carry out the conveyance, the Secretary shall refund the excess amount to the Commonwealth.

(2) TREATMENT OF AMOUNTS RECEIVED.—Amounts received as reimbursement under paragraph (1) shall be credited to the fund or account that was used to cover the costs incurred by the Secretary in carrying out the conveyance. Amounts so credited shall be merged with amounts in such fund or account and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.

(d) DESCRIPTION OF REAL PROPERTY.—The exact acreage and legal description of the real property to be conveyed under subsection (a) shall be determined by a survey satisfactory to the Secretary.

(e) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the conveyance under subsection (a) as the Secretary considers appropriate to protect the interests of the United States.

Subtitle E—Energy Security

SEC. 2851. CONSOLIDATION AND ENHANCEMENT OF LAWS TO IMPROVE DEPARTMENT OF DEFENSE ENERGY EFFICIENCY AND CONSERVATION.

(a) CREATION OF NEW CHAPTER.—

(1) REORGANIZATION OF SECTION 2865 OF TITLE 10.—Title 10, United States Code, is amended by inserting after chapter 172 the following new chapter:

''CHAPTER 173—ENERGY SECURITY

''Subchapter
''I. Energy Security Activities 2911
''II. Energy-Related Procurement 2922
''III. General Provisions 2925

''SUBCHAPTER I—ENERGY SECURITY ACTIVITIES

''Sec.
''2911. Energy performance goals and plan for Department of Defense.
''2912. Availability and use of energy cost savings.
''2913. Energy savings contracts and activities.
''2914. Energy conservation construction projects.
''2915. New construction: use of renewable forms of energy and energy efficient products.
''2916. Sale of electricity from alternate energy and cogeneration production facilities.
''2917. Development of geothermal energy on military lands.
''2918. Fuel sources for heating systems; prohibition on converting certain heating facilities.

''§ 2911. Energy performance goals and plan for Department of Defense

''(a) ENERGY PERFORMANCE GOALS.—(1) The Secretary of Defense shall submit to the congressional defense committees the energy performance goals for the Department of Defense regarding transportation systems, support systems, utilities, and infrastructure and facilities.

''(2) The energy performance goals shall be submitted annually not later than the date on which the President submits to Congress the budget for the next fiscal year under section 1105 of title 31 and cover that fiscal year as well as the next five, 10, and 20 years. The Secretary shall identify changes to the energy performance goals since the previous submission.

''(b) ENERGY PERFORMANCE PLAN.—The Secretary of Defense shall develop, and update as necessary, a comprehensive plan to help achieve the energy performance goals for the Department of Defense.

''(c) SPECIAL CONSIDERATIONS.—For the purpose of developing and implementing the energy performance goals and energy performance plan, the Secretary of Defense shall consider at a minimum the following:

''(1) Opportunities to reduce the current rate of consumption of energy.

''(2) Opportunities to reduce the future demand and the requirements for the use of energy.

''(3) Opportunities to implement conservation measures to improve the efficient use of energy.

''(4) Opportunities to pursue alternative energy initiatives, including the use of alternative fuels in military vehicles and equipment.

''(5) Cost effectiveness, cost savings, and net present value of alternatives.

''(6) The value of diversification of types and sources of energy used.

''(7) The value of economies-of-scale associated with fewer energy types used.

''(8) The value of the use of renewable energy sources.

''(9) The potential for an action to serve as an incentive for members of the armed forces and civilian personnel to reduce energy consumption or adopt an improved energy performance measure.

''(d) SELECTION OF ENERGY CONSERVATION MEASURES.—(1) For the purpose of implementing the energy performance plan, the Secretary of Defense shall provide that the selection of energy conservation measures, including energy efficient maintenance, shall be limited to those measures that—

''(A) are readily available;

''(B) demonstrate an economic return on the investment;

''(C) are consistent with the energy performance goals and energy performance plan for the Department; and

''(D) are supported by the special considerations specified in subsection (c).

''(2) In this subsection, the term 'energy efficient maintenance' includes—

''(A) the repair of military vehicles, equipment, or facility and infrastructure systems, such as lighting, heating, or cooling equipment or systems, or industrial processes, by replacement with technology that—

''(i) will achieve energy savings over the lifecycle of the equipment or system being repaired; and

''(ii) will meet the same end needs as the equipment or system being repaired; and

''(B) improvements in an operation or maintenance process, such as improved training or improved controls, that result in energy savings.

''§ 2912. Availability and use of energy cost savings

''(a) AVAILABILITY.—An amount of the funds appropriated to the Department of Defense for a fiscal year that is equal to the amount of energy cost savings realized by the Department, including financial benefits resulting from shared energy savings contracts entered into under section 2913 of this title, shall remain available for obligation under subsection (b) until expended, without additional authorization or appropriation.

''(b) USE.—The Secretary of Defense shall provide that the amount that remains available for obligation under subsection (a) and the funds made available under section 2916(b)(2) of this title shall be used as follows:

''(1) One-half of the amount shall be used for the implementation of additional energy conservation measures at buildings, facilities, or installations of the Department of Defense or related to vehicles and equipment of the Department, which are designated, in accordance with regulations prescribed by the Secretary of Defense, by the head of the department, agency, or instrumentality that realized the savings referred to in subsection (a).

''(2) One-half of the amount shall be used at the installation at which the savings were realized, as determined by the commanding officer of such installation consistent with applicable law and regulations, for—

''(A) improvements to existing military family housing units;

''(B) any unspecified minor construction project that will enhance the quality of life of personnel; or

''(C) any morale, welfare, or recreation facility or service.

''(c) TREATMENT OF CERTAIN FINANCIAL INCENTIVES.—Financial incentives received from gas or electric utilities under section 2913 of this title shall be credited to an appropriation designated by the Secretary of Defense. Amounts so credited shall be merged with the appropriation to which credited and shall be available for the same purposes and the same period as the appropriation with which merged.

''(d) CONGRESSIONAL NOTIFICATION.—The Secretary of Defense shall include in the budget material submitted to Congress in connection with the submission of the budget for a fiscal

year pursuant to section 1105 of title 31 a separate statement of the amounts available for obligation under this section in that fiscal year.

"§ 2913. Energy savings contracts and activities

''(a) SHARED ENERGY SAVINGS CONTRACTS.—(1) The Secretary of Defense shall develop a simplified method of contracting for shared energy savings contract services that will accelerate the use of these contracts with respect to military installations and will reduce the administrative effort and cost on the part of the Department of Defense as well as the private sector.

''(2) In carrying out paragraph (1), the Secretary of Defense may—

''(A) request statements of qualifications (as prescribed by the Secretary of Defense), including financial and performance information, from firms engaged in providing shared energy savings contracting;

''(B) designate from the statements received, with an update at least annually, those firms that are presumptively qualified to provide shared energy savings services;

''(C) select at least three firms from the qualifying list to conduct discussions concerning a particular proposed project, including requesting a technical and price proposal from such selected firms for such project; and

''(D) select from such firms the most qualified firm to provide shared energy savings services pursuant to a contractual arrangement that the Secretary determines is fair and reasonable, taking into account the estimated value of the services to be rendered and the scope and nature of the project.

''(3) In carrying out paragraph (1), the Secretary may also provide for the direct negotiation, by departments, agencies, and instrumentalities of the Department of Defense, of contracts with shared energy savings contractors that have been selected competitively and approved by any gas or electric utility serving the department, agency, or instrumentality concerned.

''(b) PARTICIPATION IN GAS OR ELECTRIC UTILITY PROGRAMS.—The Secretary of Defense shall permit and encourage each military department, Defense Agency, and other instrumentality of the Department of Defense to participate in programs conducted by any gas or electric utility for the management of energy demand or for energy conservation.

''(c) ACCEPTANCE OF FINANCIAL INCENTIVE, GOODS, OR SERVICES.—The Secretary of Defense may authorize any military installation to accept any financial incentive, goods, or services generally available from a gas or electric utility, to adopt technologies and practices that the Secretary determines are in the interests of the United States and consistent with the energy performance goals for the Department of Defense.

''(d) AGREEMENTS WITH GAS OR ELECTRIC UTILITIES.—(1) The Secretary of Defense may authorize the Secretary of a military department having jurisdiction over a military installation to enter into agreements with gas or electric utilities to design and implement cost-effective demand and conservation incentive programs (including energy management services, facilities alterations, and the installation and maintenance of energy saving devices and technologies by the utilities) to address the requirements and circumstances of the installation.

''(2) If an agreement under this subsection provides for a utility to advance financing costs for the design or implementation of a program referred to in that paragraph to be repaid by the United States, the cost of such advance may be recovered by the utility under terms no less favorable than those applicable to its most favored customer.

''(3) Subject to the availability of appropriations, repayment of costs advanced under paragraph (2) shall be made from funds available to a military department for the purchase of utility services.

''(4) An agreement under this subsection shall provide that title to any energy-saving device or technology installed at a military installation pursuant to the agreement vest in the United States. Such title may vest at such time during the term of the agreement, or upon expiration of the agreement, as determined to be in the best interests of the United States.

"§ 2914. Energy conservation construction projects

''(a) PROJECTS AUTHORIZED.—The Secretary of Defense may carry out a military construction project for energy conservation, not previously authorized, using funds appropriated or otherwise made available for that purpose.

''(b) CONGRESSIONAL NOTIFICATION.—When a decision is made to carry out a project under this section, the Secretary of Defense shall notify in writing the appropriate committees of Congress of that decision. The project may then be carried out only after the end of the 21-day period beginning on the date the notification is received by such committees or, if earlier, the end of the 14-day period beginning on the date on which a copy of the notification is provided in an electronic medium pursuant to section 480 of this title.

''SUBCHAPTER II—ENERGY-RELATED PROCUREMENT

''Sec.
''2922. Liquid fuels and natural gas: contracts for storage, handling, or distribution.
''2922a. Contracts for energy or fuel for military installations.
''2922b. Procurement of energy systems using renewable forms of energy.
''2922c. Procurement of gasohol as motor vehicle fuel.
''2922d. Procurement of fuel derived from coal, oil shale, and tar sands.
''2922e. Acquisition of certain fuel sources: authority to waive contract procedures; acquisition by exchange; sales authority.
''2922f. Preference for energy efficient electric equipment.

''SUBCHAPTER III—GENERAL PROVISIONS

''Sec.
''2925. Annual report.

"§ 2925. Annual report

''(a) REPORT REQUIRED.—As part of the annual submission of the energy performance goals for the Department of Defense under section 2911 of this title, the Secretary of Defense shall submit a report containing the following:

''(1) A description of the progress made to achieve the goals of the Energy Policy Act of 2005 (Public Law 109–58) and the energy performance goals for the Department of Defense during the preceding fiscal year.

''(2) A description of the actions taken to implement the energy performance plan in effect under section 2911 of this title and carry out this chapter during the preceding fiscal year.

''(3) A description of the energy savings realized from such actions.

''(4) An estimate of the types and quantities of energy consumed by the Department of Defense and members of the armed forces and civilian personnel residing or working on military installations during the preceding fiscal year, including a breakdown of energy consumption by user groups and types of energy, energy costs, and the quantities of renewable energy produced or procured by the Department.

''(5) A description of the types and amount of financial incentives received under section 2913 of this title during the preceding fiscal year and the appropriation account or accounts to which the incentives were credited.

''(b) INITIAL REPORT.—In the first report required under this section, the Secretary of Defense shall include the following:

''(1) Such recommendations for changes to this chapter as the Secretary considers appropriate to improve energy performance.

''(2) A description of how responsibility over energy performance is distributed within the Department of Defense and a discussion on whether such responsibilities should be consolidated within a single entity.

''(3) A discussion of the manner in which the Secretary intends to balance the considerations specified in subsection (c) of section 2911 of this title in developing and implementing the energy performance goals and energy performance plan.

''(4) A discussion of the extent to which nondirect energy costs are considered in making research and development, procurement, and construction decisions.''.

(2) CONFORMING REPEAL.—Section 2865 of title 10, United States Code, is repealed.

(b) INCLUSION OF ADDITIONAL ENERGY-RELATED SECTIONS.—

(1) TRANSFER AND REDESIGNATION OF CHAPTER 159 AND 169 PROVISIONS.—Sections 2857, 2867, 2689, and 2690 of title 10, United States Code, are—

(A) transferred to chapter 173 of such title, as added by subsection (a)(1);

(B) inserted after section 2914; and

(C) redesignated as sections 2915, 2916, 2917, and 2918, respectively.

(2) TRANSFER AND REDESIGNATION OF CHAPTER 141 PROVISIONS.—Sections 2388, 2394, 2394a, 2398, 2398a, 2404, and 2410c of such title are—

(A) transferred to chapter 173 of such title, as added by subsection (a)(1);

(B) inserted after the table of sections of subchapter II of such chapter; and

(C) redesignated as sections 2922, 2922a, 2922b, 2922c, 2922d, 2922e, and 2922f, respectively.

(3) CONFORMING AMENDMENTS.—Chapter 173 of such title, as added by subsection (a)(1), is amended—

(A) in section 2915 (former section 2857), as transferred and redesignated by paragraph (1)—

(i) in subsection (a), by striking ''would be practical and economically feasible'' and inserting ''is consistent with the energy performance goals and energy performance plan for the Department of Defense developed under section 2911 of this title and supported by the special considerations specified in subsection (c) of such section''; and

(ii) in subsection (b), by striking ''in those cases in which use of such forms of energy has the potential for reduced energy costs'';

(B) in subsection (b)(2) of section 2916 (former section 2867), as transferred and redesignated by paragraph (1), by striking ''section 2865(a) of this title'' and inserting ''section 2911(b) of this title'';

(C) in subsection (a)(1) of section 2922a (former section 2394), as transferred and redesignated by paragraph (2), by striking ''section 2689 of this title'' and inserting ''section 2917 of this title'';

(D) in section 2922b (former section 2394a), as transferred and redesignated by paragraph (2)—

(i) in subsection (a)—

(I) by striking ''possible and will be cost effective, reliable, and otherwise suited'' and inserting ''possible, suited''; and

(II) by striking ''his jurisdiction'' and inserting ''the jurisdiction of the Secretary, consistent with the energy performance goals and energy performance plan for the Department of Defense developed under section 2911 of this title, and supported by the special considerations specified in subsection (c) of such section'';

(ii) in subsection (b)—

(I) by striking ''cost effective and''; and

(II) by striking ''section 2857 of this title'' and inserting ''section 2915 of this title''; and

(iii) by striking subsection (c); and

(E) in subsection (a) of section 2922f (former section 2410c), as transferred and redesignated by paragraph (2)—

(i) by striking ''When cost effective, in'' and inserting ''In''; and

(ii) by striking ''procurement, as the case may be.'' and inserting ''procurement, if providing

such a preference is consistent with the energy performance goals and energy performance plan for the Department of Defense developed under section 2911 of this title and supported by the special considerations specified in subsection (c) of such section.''.

(4) APPLICABILITY OF CHAPTER 169 DEFINITIONS.—Section 2801(c) of such title is amended by inserting ''and chapter 173 of this title'' after ''chapter'' in the matter preceding paragraph (1).

(c) CLERICAL AMENDMENTS.—

(1) REFERENCE TO NEW CHAPTER.—The tables of chapters at the beginning of subtitle A of title 10, United States Code, and at the beginning of part IV of such subtitle, are each amended by inserting after the item relating to chapter 172 the following new item:

''173. Energy Security ..... 2911''.

(2) CHAPTER 141.—The table of sections at the beginning of chapter 141 of such title is amended by striking the items relating to sections 2388, 2394, 2394a, 2398, 2398a, 2404, and 2410c.

(3) CHAPTER 159.—The table of sections at the beginning of chapter 159 of such title is amended by striking the items relating to sections 2689 and 2690.

(4) CHAPTER 169.—The table of sections at the beginning of subchapter III of chapter 169 of such title is amended by striking the items relating to sections 2857, 2865, and 2867.

(d) CONFORMING AMENDMENT TO WATER CONSERVATION AUTHORITY.—Subsection (b) of section 2866 of title 10, United States Code, is amended to read as follows:

''(b) USE OF FINANCIAL INCENTIVES AND WATER COST SAVINGS.—(1) Financial incentives received from utilities for management of water demand or water conservation under subsection (a)(2) shall be credited to an appropriation designated by the Secretary of Defense. Amounts so credited shall be merged with the appropriation to which credited and shall be available for the same purposes and the same period as the appropriation with which merged.

''(2) Water cost savings realized under subsection (a)(3) shall be used as follows:

''(A) One-half of the amount shall be used for water conservation activities at such buildings, facilities, or installations of the Department of Defense as may be designated (in accordance with regulations prescribed by the Secretary of Defense) by the head of the department, agency, or instrumentality that realized the water cost savings.

''(B) One-half of the amount shall be used at the installation at which the savings were realized, as determined by the commanding officer of such installation consistent with applicable law and regulations, for—

''(i) improvements to existing military family housing units;

''(ii) any unspecified minor construction project that will enhance the quality of life of personnel; or

''(iii) any morale, welfare, or recreation facility or service.

''(3) The Secretary of Defense shall include in the budget material submitted to Congress in connection with the submission of the budget for a fiscal year pursuant to section 1105 of title 31 a separate statement of the amounts available for obligation under this subsection in that fiscal year.''.

SEC. 2852. DEPARTMENT OF DEFENSE GOAL REGARDING USE OF RENEWABLE ENERGY TO MEET ELECTRICITY NEEDS.

Section 2911 of title 10, United States Code, as added by section 2851 of this Act, is amended by adding at the end the following new subsection:

''(e) GOAL REGARDING USE OF RENEWABLE ENERGY TO MEET ELECTRICITY NEEDS.—It shall be the goal of the Department of Defense—

''(1) to produce or procure not less than 25 percent of the total quantity of electric energy it consumes within its facilities and in its activities during fiscal year 2025 and each fiscal year thereafter from renewable energy sources (as defined in section 203(b) of the Energy Policy Act of 2005 (42 U.S.C. 15852(b))); and

''(2) to produce or procure electric energy from renewable energy sources whenever the use of such renewable energy sources is consistent with the energy performance goals and energy performance plan for the Department and supported by the special considerations specified in subsection (c).''.

SEC. 2853. CONGRESSIONAL NOTIFICATION OF CANCELLATION CEILING FOR DEPARTMENT OF DEFENSE ENERGY SAVINGS PERFORMANCE CONTRACTS.

Section 2913 of title 10, United States Code, as added by section 2851 of this Act, is amended by adding at the end the following new subsection:

''(e) CONGRESSIONAL NOTIFICATION OF CANCELLATION CEILING FOR ENERGY SAVINGS PERFORMANCE CONTRACTS.—When a decision is made to award an energy savings performance contract that contains a clause setting forth a cancellation ceiling in excess of $7,000,000, the Secretary of Defense shall submit to the appropriate committees of Congress written notification of the proposed contract and of the proposed cancellation ceiling for the contract. The notification shall include the justification for the proposed cancellation ceiling. The contract may then be awarded only after the end of the 30-day period beginning on the date the notification is received by such committees or, if earlier, the end of the 15-day period beginning on the date on which a copy of the notification is provided in an electronic medium pursuant to section 480 of this title.''.

SEC. 2854. USE OF ENERGY EFFICIENCY PRODUCTS IN NEW CONSTRUCTION.

(a) USE OF ENERGY EFFICIENT PRODUCTS.—Section 2915 of title 10, United States Code, as transferred, redesignated, and amended by section 2851(b) of this Act, is amended by adding at the end the following new subsection:

''(e) USE OF ENERGY EFFICIENCY PRODUCTS IN NEW CONSTRUCTION.—(1) The Secretary of Defense shall ensure, to the maximum extent practicable, that energy efficient products meeting the requirements of the Department of Defense are used in new facility construction by or for the Department carried out under chapter 169 of this title if such products are readily available and their use is consistent with the energy performance goals and energy performance plan for the Department developed under section 2911 of this title and supported by the special considerations specified in subsection (c) of such section.

''(2) In determining the energy efficiency of products, the Secretary shall consider products that—

''(A) meet or exceed Energy Star specifications; or

''(B) are listed on the Federal Energy Management Program Product Energy Efficiency Recommendations product list of the Department of Energy.''.

(b) CLERICAL AMENDMENTS.—Such section is further amended—

(1) by striking the section heading and inserting the following:

''§2915. New construction: use of renewable forms of energy and energy efficient products'';

(2) in subsection (a), by inserting ''USE OF RENEWABLE FORMS OF ENERGY ENCOURAGED.—'' after ''(a)'';

(3) in subsection (b), by inserting ''CONSIDERATION DURING DESIGN PHASE OF PROJECTS.—'' after ''(b)'';

(4) in subsection (c), by inserting ''DETERMINATION OF COST EFFECTIVENESS.—'' after ''(c)''; and

(5) in subsection (d), by inserting ''EXCEPTION TO SQUARE FEET AND COST PER SQUARE FOOT LIMITATIONS.—'' after ''(d)''.

Subtitle F—Other Matters

SEC. 2861. AVAILABILITY OF RESEARCH AND TECHNICAL ASSISTANCE UNDER DEFENSE ECONOMIC ADJUSTMENT PROGRAM.

Section 2391 of title 10, United States Code, is amended by inserting after subsection (b) the following new subsection:

''(c) RESEARCH AND TECHNICAL ASSISTANCE.—The Secretary of Defense may make grants to, or conclude cooperative agreements or enter into contracts with, another Federal agency, a State or local government, or any private entity to conduct research and provide technical assistance in support of activities under this section or Executive Order 12788 (57 Fed. Reg. 2213), as amended by section 33 of Executive Order 13286 (68 Fed. Reg. 10625) and Executive Order 13378 (70 Fed. Reg. 28413).''.

SEC. 2862. AVAILABILITY OF COMMUNITY PLANNING ASSISTANCE RELATING TO ENCROACHMENT OF CIVILIAN COMMUNITIES ON MILITARY FACILITIES USED FOR TRAINING BY THE ARMED FORCES.

Section 2391(d)(1) of title 10, United States Code, is amended by adding at the end the following new sentence: ''For purposes of subsection (b)(1)(D), the term 'military installation' includes a military facility owned and operated by any of the several States, the District of Columbia, the Commonwealth of Puerto Rico, American Samoa, Guam, or the Virgin Islands, even though the facility is not under the jurisdiction of the Department of Defense, if the Secretary of Defense determines that the military facility is subject to significant use for training by the armed forces.''.

SEC. 2863. PROHIBITIONS AGAINST MAKING CERTAIN MILITARY AIRFIELDS OR FACILITIES AVAILABLE FOR USE BY CIVIL AIRCRAFT.

(a) PROHIBITIONS.—With respect to each military installation specified in subsection (b), the Secretary of Defense and the Secretary of the Navy may not enter into an agreement, or authorize any other person to enter into an agreement, that would—

(1) authorize civil aircraft to regularly use an airfield or any other property at the installation; or

(2) convey any real property at the installation, including any airfield at the installation, for the purpose of permitting the use of the property by civil aircraft.

(b) COVERED INSTALLATIONS.—The prohibitions in subsection (a) apply with respect to the following military installations:

(1) Marine Corps Air Station, Camp Pendleton, California.

(2) Marine Corps Air Station, Miramar, California.

(3) Marine Corps Base, Camp Pendleton, California.

(4) Naval Air Station, North Island, California.

(c) REPEAL OF EXISTING LIMITED PROHIBITION.—Section 2894 of the Military Construction Authorization Act for Fiscal Year 1996 (division B of Public Law 104–106; 110 Stat. 592) is repealed.

SEC. 2864. MODIFICATION OF CERTAIN TRANSPORTATION PROJECTS.

(a) HIGH PRIORITY PROJECTS.—The table in section 1702 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (Public Law 109–59; 119 Stat. 1256) is amended—

(1) in the item designated as project 4333 (119 Stat. 1422), by striking ''Plan and construct, land acquisition, Detroit West Riverfront Greenway'' in the project description column and inserting ''Detroit Riverfront Conservancy, Riverfront walkway, greenway, and adjacent land planning, construction, and land acquisition from Gabriel Richard Park at the Douglas Mac Arthur Bridge to Riverside Park at the Ambassador Bridge, Detroit''; and

(2) in the item designated as project 4651 (119 Stat. 1434), by striking ''Grading, paving'' and all that follows through ''Airport'' in the project description column and inserting ''Grading, paving, roads, and the transfer of rail-to-truck for the intermodal facility at Rickenbacker Airport, Columbus, Ohio''.

(b) TRANSPORTATION IMPROVEMENT PROJECT.—The table in section 1934(c) of such Act (119 Stat. 1485) is amended in the item designated as project 196 (119 Stat. 1495) by striking ''Detroit Riverfront Conservancy'' and all that follows through ''Detroit'' in the project description column and inserting ''Detroit Riverfront Conservancy, Riverfront walkway, greenway, and adjacent land planning, construction, and land acquisition from Gabriel Richard Park at the Douglas Mac Arthur Bridge to Riverside Park at the Ambassador Bridge, Detroit''.

SEC. 2865. AVAILABILITY OF FUNDS FOR SOUTH COUNTY COMMUTER RAIL PROJECT, PROVIDENCE, RHODE ISLAND.

Funds available for the South County Commuter Rail project, Providence, Rhode Island, authorized by paragraphs (34) and (35) of section 3043(d) of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (Public Law 109–59; 119 Stat. 1650) shall be available for the purchase of commuter rail equipment for the South County Commuter Rail project upon the receipt by the Rhode Island Department of Transportation of an approved environmental assessment for the South County Commuter Rail project.

SEC. 2866. FOX POINT HURRICANE BARRIER, PROVIDENCE, RHODE ISLAND.

(a) ASSUMPTION OF RESPONSIBILITY FOR BARRIER.—Not later than two years after the date of the enactment of this Act, the Secretary of the Army, acting through the Chief of Engineers, shall assume responsibility for the annual operation and maintenance of the Fox Point Hurricane Barrier in Providence, Rhode Island.

(b) IDENTIFICATION AND CONVEYANCE OF REQUIRED STRUCTURES.—The City of Providence, Rhode Island, in coordination with the Secretary, shall identify any land and structures required for the continued operation and maintenance, repair, replacement, rehabilitation, and structural integrity of the Fox Point Hurricane Barrier. The City shall convey to the Secretary, by quitclaim deed and without consideration, all right, title, and interest of the City in and to the land and structures so identified.

(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary such funds as are necessary for each fiscal year for the operation and maintenance, including repair, replacement, and rehabilitation, of the Fox Point Hurricane Barrier.

SEC. 2867. FEDERAL FUNDING FOR FIXED GUIDEWAY PROJECTS.

The Federal Transit Administration's Dear Colleague letter dated April 29, 2005 (C–05–05), which requires fixed guideway projects to achieve a ''medium'' cost-effectiveness rating for the Federal Transit Administration to recommend such projects for funding, shall not apply to the Northstar Corridor Commuter Rail Project in Minnesota.

SEC. 2868. FEASIBILITY STUDY REGARDING USE OF GENERAL SERVICES ADMINISTRATION PROPERTY FOR FORT BELVOIR, VIRGINIA, REALIGNMENT.

(a) FEASIBILITY STUDY.—Not later than 180 days after the date of the enactment of this Act, the Secretary of the Army shall submit to Congress a report evaluating the costs, benefits, feasibility, and suitability of locating support functions for Fort Belvoir and the Engineering Proving Grounds, Virginia, on property currently occupied by General Services Administration warehouses in Springfield, Virginia.

(b) CONSULTATION.—The Secretary of the Army shall carry out this section in consultation with the Administrator of General Services.

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

TITLE XXXI—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

Subtitle A—National Security Programs Authorizations

Sec. 3101. National Nuclear Security Administration.
Sec. 3102. Defense environmental cleanup.
Sec. 3103. Other defense activities.
Sec. 3104. Defense nuclear waste disposal.

Subtitle B—Program Authorizations, Restrictions, and Limitations

Sec. 3111. Plan for transformation of National Nuclear Security Administration nuclear weapons complex.
Sec. 3112. Extension of Facilities and Infrastructure Recapitalization Program.
Sec. 3113. Utilization of contributions to Global Threat Reduction Initiative.
Sec. 3114. Utilization of contributions to Second Line of Defense program.
Sec. 3115. Two-year extension of authority for appointment of certain scientific, engineering, and technical personnel.
Sec. 3116. National Academy of Sciences study of quantification of margins and uncertainty methodology for assessing and certifying the safety and reliability of the nuclear stockpile.
Sec. 3117. Consolidation of counterintelligence programs of Department of Energy and National Nuclear Security Administration.
Sec. 3118. Notice-and-wait requirement applicable to certain third-party financing arrangements.
Sec. 3119. Extension of deadline for transfer of lands to Los Alamos County, New Mexico, and of lands in trust for the Pueblo of San Ildefonso.
Sec. 3120. Limitations on availability of funds for Waste Treatment and Immobilization Plant.
Sec. 3121. Report on Russian Surplus Fissile Materials Disposition Program.
Sec. 3122. Limitation on availability of funds for construction of MOX Fuel Fabrication Facility.
Sec. 3123. Education of future nuclear engineers.
Sec. 3124. Technical correction related to authorization of appropriations for fiscal year 2006.

Subtitle A—National Security Programs Authorizations

SEC. 3101. NATIONAL NUCLEAR SECURITY ADMINISTRATION.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2007 for the activities of the National Nuclear Security Administration in carrying out programs necessary for national security in the amount of $9,300,811,000, to be allocated as follows:

(1) For weapons activities, $6,417,676,000.

(2) For defense nuclear nonproliferation activities, $1,701,426,000.

(3) For naval reactors, $795,133,000.

(4) For the Office of the Administrator for Nuclear Security, $386,576,000.

(b) AUTHORIZATION OF NEW PLANT PROJECTS.—From funds referred to in subsection (a) that are available for carrying out plant projects, the Secretary of Energy may carry out the following new plant projects:

(1) For weapons activities:

Project 07–D–140, project engineering and design, various locations, $4,977,000.

Project 07–D–220, Radioactive Liquid Waste Treatment Facility upgrade, Los Alamos National Laboratory, Los Alamos, New Mexico, $14,828,000.

Project 07–D–253, Technical Area 1 Heating Systems Modernization, Sandia National Laboratories, Albuquerque, New Mexico, $14,500,000.

(2) For defense nuclear nonproliferation activities:

Project 07–SC–05, Physical Sciences Facility, Pacific Northwest National Laboratory, Richland, Washington, $4,220,000.

(3) For naval reactors:

Project 07–D–190, project engineering and design, Materials Research Technology Complex, Bettis Atomic Power Laboratory, West Mifflin, Pennsylvania, $1,485,000.

SEC. 3102. DEFENSE ENVIRONMENTAL CLEANUP.

Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2007 for defense environmental cleanup activities in carrying out programs necessary for national security in the amount of $5,435,312,000.

SEC. 3103. OTHER DEFENSE ACTIVITIES.

Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2007 for other defense activities in carrying out programs necessary for national security in the amount of $717,788,000.

SEC. 3104. DEFENSE NUCLEAR WASTE DISPOSAL.

Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2007 for defense nuclear waste disposal for payment to the Nuclear Waste Fund established in section 302(c) of the Nuclear Waste Policy Act of 1982 (42 U.S.C. 10222(c)) in the amount of $358,080,000.

Subtitle B—Program Authorizations, Restrictions, and Limitations

SEC. 3111. PLAN FOR TRANSFORMATION OF NATIONAL NUCLEAR SECURITY ADMINISTRATION NUCLEAR WEAPONS COMPLEX.

(a) PLAN REQUIRED.—Subtitle A of title XLII of the Atomic Energy Defense Act (division D of Public Law 107-314) is amended by inserting after section 4213 (50 U.S.C. 2533) the following new section:

''SEC. 4214. PLAN FOR TRANSFORMATION OF NATIONAL NUCLEAR SECURITY ADMINISTRATION NUCLEAR WEAPONS COMPLEX.

''(a) PLAN REQUIRED.—The Secretary of Energy shall develop a plan to transform the nuclear weapons complex so as to achieve a responsive infrastructure by 2030. The plan shall be designed to accomplish the following objectives:

''(1) To maintain the safety, reliability, and security of the United States nuclear weapons stockpile.

''(2) To continue Stockpile Life Extension Programs that the Nuclear Weapons Council considers necessary.

''(3) To prepare to produce replacement warheads under the Reliable Replacement Warhead program at a rate necessary to meet future stockpile requirements, commencing with a first production unit in 2012 and achieving steady-state production using modern manufacturing processes by 2025.

''(4) To eliminate, within the nuclear weapons complex, duplication of production capability except to the extent required to ensure the safety, reliability, and security of the stockpile.

''(5) To maintain the current philosophy within the national security laboratories of peer review of nuclear weapons designs while eliminating duplication of laboratory capabilities except to the extent required to ensure the safety, reliability, and security of the stockpile.

''(6) To maintain the national security mission, and in particular the science-based Stockpile Stewardship Program, as the primary mission of the national security laboratories while optimizing the work-for-others activities of those laboratories to support other national security objectives in fields such as defense, intelligence, and homeland security.

''(7) To consolidate to the maximum extent practicable, and to provide for the ultimate disposition of, special nuclear material throughout

the nuclear weapons complex, with the ultimate goal of eliminating Category I and II special nuclear material from the national security laboratories no later than March 1, 2012, so as to further reduce the footprint of the nuclear weapons complex, reduce security costs, and reduce transportation costs for special nuclear material. This objective does not preclude the retention of Category I and II special nuclear materials at a national security laboratory if the transformation plan required by this subsection envisions a pit production capability (including interim pit production) at a national security laboratory.

''(8) To employ a risk-based approach to ensure compliance with Design Basis Threat security requirements.

''(9) To expeditiously dismantle inactive nuclear weapons to reduce the size of the stockpile to the lowest level required by the Nuclear Weapons Council.

''(10) To operate the nuclear weapons complex in a more cost-effective manner.

''(b) REPORT.—Not later than February 1, 2007, the Secretary of Energy shall submit to the congressional defense committees a report on the transformation plan required by subsection (a). The report shall address each of the objectives required by subsection (c) and also include each of the following:

''(1) A comprehensive list of the capabilities, facilities, and project staffing that the National Nuclear Security Administration will need to have in place at the nuclear weapons complex as of 2030 to meet the requirements of the transformation plan.

''(2) A comprehensive list of the capabilities and facilities that the National Nuclear Security Administration currently has in place at the nuclear weapons complex that will not be needed as of 2030 to meet the requirements of the transformation plan.

''(3) A plan for implementing the transformation plan, including a schedule with incremental milestones.

''(c) CONSULTATION.—The Secretary of Energy shall develop the transformation plan required by subsection (a) in consultation with the Secretary of Defense and the Nuclear Weapons Council.

''(d) DEFINITION.—In this section, the term 'national security laboratory' has the meaning given such term in section 3281 of the National Nuclear Security Administration Act (50 U.S.C. 2471).''.

(b) INCLUSION IN FUTURE-YEARS NUCLEAR SECURITY PROGRAM.—Section 3253 of the National Nuclear Security Administration Act (50 U.S.C. 2453) is amended in subsection (b) by adding at the end the following new paragraph:

''(5) A statement of proposed budget authority, estimated expenditures, and proposed appropriations necessary to support the programs required to implement the plan to transform the nuclear weapons complex under section 4214 of the Atomic Energy Defense Act, together with a detailed description of how the funds identified for each program element specified pursuant to paragraph (1) in the budget for the Administration for each fiscal year during that five-fiscal-year period will help ensure that those programs are implemented. The statement shall assume year-to-year funding profiles that account for increases only for projected inflation.''.

SEC. 3112. EXTENSION OF FACILITIES AND INFRASTRUCTURE RECAPITALIZATION PROGRAM.

Section 3114 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136; 50 U.S.C. 2453 note), as amended by section 3113 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108-375; 118 Stat. 2160), is amended—

(1) in subsection (a)(3)(F), by striking ''2011'' and inserting ''2013''; and

(2) in subsection (b), by striking ''2011'' and inserting ''2013''.

SEC. 3113. UTILIZATION OF CONTRIBUTIONS TO GLOBAL THREAT REDUCTION INITIATIVE.

Section 3132 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108—375; 118 Stat. 2166; 50 U.S.C. 2569) is amended—

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

(2) by adding after subsection (e) the following new subsection:

''(f) PARTICIPATION BY OTHER GOVERNMENTS AND ORGANIZATIONS.—

''(1) IN GENERAL.—The Secretary of Energy may, with the concurrence of the Secretary of State, enter into one or more agreements with any person (including a foreign government, international organization, or multinational entity) that the Secretary of Energy considers appropriate under which the person contributes funds for purposes of the programs described in paragraph (2).

''(2) PROGRAMS COVERED.—The programs described in this paragraph are the following international programs within the Global Threat Reduction Initiative:

''(A) The International Radiological Threat Reduction program.

''(B) The Emerging Threats and Gap Materials program.

''(C) The Reduced Enrichment for Research and Test Reactors program.

''(D) The Russian Research Reactor Fuel Return program.

''(E) The Global Research Reactor Security program.

''(F) The Kazakhstan Spent Fuel program.

''(3) RETENTION AND USE OF AMOUNTS.—Notwithstanding section 3302 of title 31, United States Code, the Secretary of Energy may retain and use amounts contributed under an agreement under paragraph (1) for purposes of the programs described in paragraph (2). Amounts so contributed shall be retained in a separate fund established in the Treasury for such purposes and shall be available for use without further appropriation and without fiscal year limitation.

''(4) RETURN OF AMOUNTS NOT USED WITHIN 5 YEARS.—If an amount contributed under an agreement under paragraph (1) is not used under this subsection within 5 years after it was contributed, the Secretary of Energy shall return that amount to the person who contributed it.

''(5) NOTICE TO CONGRESSIONAL DEFENSE COMMITTEES.—Not later than 30 days after the receipt of an amount contributed under paragraph (1), the Secretary of Energy shall submit to the congressional defense committees a notice specifying the purpose and value of the contribution and identifying the person who contributed it. The Secretary may not use the amount until 15 days after the notice is submitted.

''(6) ANNUAL REPORT.—Not later than October 31 of each year, the Secretary of Energy shall submit to the congressional defense committees a report on the receipt and use of amounts under this subsection during the preceding fiscal year. Each report for a fiscal year shall set forth—

''(A) a statement of any amounts received under this subsection, including, for each such amount, the value of the contribution and the person who contributed it;

''(B) a statement of any amounts used under this subsection, including, for each such amount, the purposes for which the amount was used; and

''(C) a statement of the amounts retained but not used under this subsection, including, for each such amount, the purposes (if known) for which the Secretary intends to use the amount.

''(7) EXPIRATION.—The authority to accept, retain, and use contributions under this subsection expires on December 31, 2013.''.

SEC. 3114. UTILIZATION OF CONTRIBUTIONS TO SECOND LINE OF DEFENSE PROGRAM.

(a) IN GENERAL.—The Secretary of Energy may, with the concurrence of the Secretary of State, enter into one or more agreements with any person (including a foreign government, international organization, or multinational entity) that the Secretary of Energy considers appropriate under which the person contributes funds for purposes of the Second Line of Defense program of the National Nuclear Security Administration.

(b) RETENTION AND USE OF AMOUNTS.—Notwithstanding section 3302 of title 31, United States Code, the Secretary of Energy may retain and use amounts contributed under an agreement under subsection (a) for purposes of the Second Line of Defense program. Amounts so contributed shall be retained in a separate fund established in the Treasury for such purposes and shall be available for use without further appropriation and without fiscal year limitation.

(c) RETURN OF AMOUNTS NOT USED WITHIN 5 YEARS.—If an amount contributed under an agreement under subsection (a) is not used under this section within 5 years after it was contributed, the Secretary of Energy shall return that amount to the person who contributed it.

(d) NOTICE TO CONGRESSIONAL DEFENSE COMMITTEES.—Not later than 30 days after the receipt of an amount contributed under subsection (a), the Secretary of Energy shall submit to the congressional defense committees a notice specifying the purpose and value of the contribution and identifying the person who contributed it. The Secretary may not use the amount until 15 days after the notice is submitted.

(e) ANNUAL REPORT.—Not later than October 31 of each year, the Secretary of Energy shall submit to the congressional defense committees a report on the receipt and use of amounts under this section during the preceding fiscal year. Each report for a fiscal year shall set forth—

(1) a statement of any amounts received under this section, including, for each such amount, the value of the contribution and the person who contributed it;

(2) a statement of any amounts used under this section, including, for each such amount, the purposes for which the amount was used; and

(3) a statement of the amounts retained but not used under this section, including, for each such amount, the purposes (if known) for which the Secretary intends to use the amount.

(f) EXPIRATION.—The authority to accept, retain, and use contributions under this section expires on December 31, 2013.

SEC. 3115. TWO-YEAR EXTENSION OF AUTHORITY FOR APPOINTMENT OF CERTAIN SCIENTIFIC, ENGINEERING, AND TECHNICAL PERSONNEL.

Section 4601(c)(1) of the Atomic Energy Defense Act (50 U.S.C. 2701(c)(1)) is amended by striking ''September 30, 2006'' and inserting ''September 30, 2008''.

SEC. 3116. NATIONAL ACADEMY OF SCIENCES STUDY OF QUANTIFICATION OF MARGINS AND UNCERTAINTY METHODOLOGY FOR ASSESSING AND CERTIFYING THE SAFETY AND RELIABILITY OF THE NUCLEAR STOCKPILE.

(a) STUDY REQUIRED.—The Secretary of Energy shall, as soon as practicable and no later than 120 days after the date of the enactment of this Act, enter into an arrangement with the National Research Council of the National Academy of Sciences for the Council to carry out a study of the quantification of margins and uncertainty methodology used by the national security laboratories for assessing and certifying the safety and reliability of the nuclear stockpile.

(b) MATTERS INCLUDED.—The study required by subsection (a) shall evaluate the following:

(1) The use of the quantification of margins and uncertainty methodology by the national security laboratories, including underlying assumptions of weapons performance and the ability of modeling and simulation tools to predict nuclear explosive package characteristics.

(2) The manner in which that methodology is used to conduct the annual assessments of the nuclear weapons stockpile.

(3) How the use of that methodology compares and contrasts between the national security laboratories.

(4) Whether the application of the quantification of margins and uncertainty used for annual assessments and certification of the nuclear weapons stockpile can be applied to the planned Reliable Replacement Warhead program so as to carry out the objective of that program to reduce the likelihood of the resumption of underground testing of nuclear weapons.

(c) REPORT.—

(1) IN GENERAL.—Not later than one year after the date on which the arrangement required by subsection (a) is entered into, the National Research Council shall submit to the Secretary of Energy and the congressional committees specified in paragraph (2) a report on the study that addresses the matters listed in subsection (b) and any other matters considered by the National Research Council to be relevant to the use of the quantification of margins and uncertainty methodology in assessing the current or future nuclear weapons stockpile.

(2) SPECIFIED COMMITTEES.—The congressional committees referred to in paragraph (1) are the following:

(A) The Committee on Armed Services of the Senate.

(B) The Committee on Armed Services of the House of Representatives.

(d) PROVISION OF INFORMATION.—The Secretary of Energy shall, in a timely manner, make available to the National Research Council all information that the National Research Council considers necessary to carry out its responsibilities under this section.

(e) FUNDING.—Of the amounts made available to the Department of Energy pursuant to the authorization of appropriations in section 3101, $2,000,000 shall be available for carrying out the study required by this section.

SEC. 3117. CONSOLIDATION OF COUNTERINTELLIGENCE PROGRAMS OF DEPARTMENT OF ENERGY AND NATIONAL NUCLEAR SECURITY ADMINISTRATION.

(a) TRANSFER OF FUNCTIONS.—

(1) IN GENERAL.—The functions, personnel, funds, assets, and other resources of the Office of Defense Nuclear Counterintelligence of the National Nuclear Security Administration are transferred to the Secretary of Energy, to be administered (except to any extent otherwise directed by the Secretary) by the Director of the Office of Counterintelligence of the Department of Energy.

(2) SUNSET.—Effective September 30, 2010—

(A) the functions, personnel, funds, assets, and other resources transferred by paragraph (1) are transferred to the Administrator for Nuclear Security;

(B) subsection (e) of section 3220 of the National Nuclear Security Administration Act (50 U.S.C. 2410), as added by this section, is repealed; and

(C) section 3233 of the National Nuclear Security Administration Act (50 U.S.C. 2423) is amended—

(i) in each of subsections (a) and (b), by striking ''The Secretary of Energy shall'' and inserting ''The Administrator shall''; and

(ii) in subsection (b), by striking ''Office of Counterintelligence of the Department of Energy'' and inserting ''Administration''.

(b) NNSA COUNTERINTELLIGENCE OFFICE ABOLISHED.—

(1) IN GENERAL.—Section 3232 of the National Nuclear Security Administration Act (50 U.S.C. 2422) is amended—

(A) by amending the heading to read as follows:

''SEC. 3232. OFFICE OF DEFENSE NUCLEAR SECURITY.''.

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

''(a) ESTABLISHMENT.—There is within the Administration an Office of Defense Nuclear Security, headed by a Chief appointed by the Secretary of Energy. The Administrator shall recommend to the Secretary suitable candidates for such position.'';

(C) by striking subsection (b); and

(D) by redesignating subsection (c) as subsection (b).

(2) CONFORMING AMENDMENT.—The table of sections at the beginning of the National Nuclear Security Administration Act is amended by striking the item relating to section 3232 and inserting the following new item:

''Sec. 3232. Office of Defense Nuclear Security.''.

(c) COUNTERINTELLIGENCE PROGRAMS AT NNSA FACILITIES.—Section 3233 of the National Nuclear Security Administration Act (50 U.S.C. 2423) is amended—

(1) in each of subsections (a) and (b), by striking ''The Administrator shall'' and inserting ''The Secretary of Energy shall''; and

(2) in subsection (b), by striking ''Office of Defense Nuclear Counterintelligence'' and inserting ''Office of Counterintelligence of the Department of Energy''.

(d) STATUS OF NNSA INTELLIGENCE AND COUNTERINTELLIGENCE PERSONNEL.—Section 3220 of the National Nuclear Security Administration Act (50 U.S.C. 2410) is amended by adding at the end the following new subsection:

''(e) STATUS OF INTELLIGENCE AND COUNTERINTELLIGENCE PERSONNEL.—Notwithstanding the restrictions of subsections (a) and (b), each officer or employee of the Administration, or of a contractor of the Administration, who is carrying out activities related to intelligence or counterintelligence shall, in carrying out those activities, be subject to the authority, direction, and control of the Secretary of Energy or the Secretary's delegate.''.

(e) NNSA INTELLIGENCE AND COUNTERINTELLIGENCE LIAISON.—Section 3218 of the National Nuclear Security Administration Act (50 U.S.C. 2408) is amended in subsection (b)—

(1) by redesignating paragraph (4) as paragraph (5); and

(2) by inserting after paragraph (3) the following new paragraph (4):

''(4) Liaison with the Department of Energy's Office of Intelligence and Counterintelligence.''.

(f) SERVICE FROM WHICH DOE INTELLIGENCE DIRECTOR AND COUNTERINTELLIGENCE DIRECTOR APPOINTED.—Section 215(b)(1) (42 U.S.C. 7144b(b)(1)) and section 216(b)(1) (42 U.S.C. 7144c(b)(1)) of the Department of Energy Organization Act are each amended by striking ''which shall be a position in the Senior Executive Service'' and inserting ''who shall be an employee in the Senior Executive Service, the Senior Intelligence Service, the Senior National Intelligence Service, or any other Service that the Secretary, in coordination with the Director of National Intelligence, considers appropriate''.

(g) INTELLIGENCE EXECUTIVE COMMITTEE; BUDGET FOR INTELLIGENCE AND COUNTERINTELLIGENCE.—Section 214 of the Department of Energy Organization Act (42 U.S.C. 7144a) is amended—

(1) by inserting ''(a)'' before ''The Secretary shall be responsible''; and

(2) by adding at the end the following:

''(b)(1) There is within the Department an Intelligence Executive Committee. The Committee shall consist of the Deputy Secretary of Energy, who shall chair the Committee, and each Under Secretary of Energy.

''(2) The Committee shall be staffed by the Director of the Office of Intelligence and the Director of the Office of Counterintelligence.

''(3) The Secretary shall use the Committee to assist in developing and promulgating the counterintelligence and intelligence policies, requirements, and priorities of the Department.

''(c) In the budget justification materials submitted to Congress in support of each budget submitted by the President to Congress under title 31, United States Code, the amounts requested for the Department for intelligence functions and the amounts requested for the Department for counterintelligence functions shall each be specified in appropriately classified individual, dedicated program elements. Within the amounts requested for counterintelligence functions, the amounts requested for the National Nuclear Security Administration shall be specified separately from the amounts requested for other elements of the Department.''.

(h) REPORT.—Not later than 1 year after the date of the enactment of this Act, the Inspector General of the Department of Energy shall submit to Congress a report on the implementation of this section and of the amendments required by this section. The report shall include the Inspector General's evaluation of that implementation.

SEC. 3118. NOTICE-AND-WAIT REQUIREMENT APPLICABLE TO CERTAIN THIRD-PARTY FINANCING ARRANGEMENTS.

Subtitle A of title XLVIII of the Atomic Energy Defense Act (50 U.S.C. 2781 et seq.) is amended by adding at the end the following new section:

''SEC. 4804. NOTICE-AND-WAIT REQUIREMENT APPLICABLE TO CERTAIN THIRD-PARTY FINANCING ARRANGEMENTS.

''(a) NOTICE-AND-WAIT REQUIREMENT.—The Secretary of Energy may not enter into an arrangement described in subsection (b) until 30 days after the date on which the Secretary notifies the congressional defense committees in writing of the proposed arrangement.

''(b) COVERED ARRANGEMENTS.—

''(1) IN GENERAL.—Except as provided in paragraph (2), an arrangement referred to in subsection (a) is any alternative financing arrangement, third-party financing arrangement, public-private partnership, privatization arrangement, private capital arrangement, or other financing arrangement that—

''(A) is entered into in connection with a project conducted using funds authorized to be appropriated to the Department of Energy to carry out programs necessary for national security; and

''(B) involves a contractor or Federal agency obtaining and charging to the Department of Energy as an allowable cost under a contract the use of office space, facilities, or other real property assets with a value of at least $5,000,000.

''(2) EXCEPTION.—An arrangement referred to in subsection (a) does not include an arrangement that—

''(A) involves the Department of Energy or a contractor acquiring or entering into a capital lease for office space, facilities, or other real property assets; or

''(B) is entered into in connection with a capital improvement project undertaken as part of an energy savings performance contract under section 801 of the National Energy Conservation Policy Act (42 U.S.C. 8287).''.

SEC. 3119. EXTENSION OF DEADLINE FOR TRANSFER OF LANDS TO LOS ALAMOS COUNTY, NEW MEXICO, AND OF LANDS IN TRUST FOR THE PUEBLO OF SAN ILDEFONSO.

Section 632 of the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1998 (Public Law 105-119; 111 Stat. 2523; 42 U.S.C. 2391 note) is amended—

(1) in subsection (d)(2), by striking ''10 years after the date of enactment of this Act'' and inserting ''November 26, 2012''; and

(2) in subsection (g)(3)(B), by striking ''the end of the 10-year period beginning on the date

of enactment of this Act'' and inserting ''November 26, 2012''.

SEC. 3120. LIMITATIONS ON AVAILABILITY OF FUNDS FOR WASTE TREATMENT AND IMMOBILIZATION PLANT.

(a) LIMITATION RELATING TO EARNED VALUE MANAGEMENT SYSTEM.—

(1) IN GENERAL.—Of the amount appropriated or otherwise available for defense environmental cleanup activities and available for the Waste Treatment and Immobilization Plant, not more than 90 percent of that amount may be obligated or expended.

(2) TERMINATION OF LIMITATION.—Paragraph (1) does not apply after the date on which the Secretary of Energy certifies to the congressional defense committees that the Defense Contract Management Agency has recommended for acceptance the earned value management system used to track and report costs of the Waste Treatment and Immobilization Plant.

(b) LIMITATION RELATING TO SEISMIC CRITERIA.—

(1) IN GENERAL.—Of the amount appropriated or otherwise available for defense environmental cleanup activities and available for the Waste Treatment and Immobilization Plant, none of that amount may be obligated or expended for construction, or for the procurement of critical equipment affected by seismic criteria, relating to the Pretreatment Facility and the High-Level Waste Facility.

(2) EXCEPTION.—Paragraph (1) does not apply to the obligation or expenditure of funds for construction that is necessary for maintenance or for activities related to maintenance.

(3) TERMINATION OF LIMITATION.—Paragraph (1) does not apply after the date on which the Secretary of Energy certifies to the congressional defense committees that the final seismic and ground motion criteria have been approved by the Secretary and that the contracting officer of the Waste Treatment and Immobilization Plant Project has formally directed that the final criteria be used for the final design of the Pretreatment Facility and the High-Level Waste Facility.

SEC. 3121. REPORT ON RUSSIAN SURPLUS FISSILE MATERIALS DISPOSITION PROGRAM.

Not later than March 1, 2007, the Secretary of Energy shall submit to the congressional defense committees a report on the Russian Surplus Fissile Materials Disposition Program (in this section referred to as the ''Program''). The report shall include—

(1) a description of the disposition method the Government of Russia has agreed to use under the Program;

(2) a description of the assistance the United States Government plans to provide under the Program;

(3) an estimate of the total cost and schedule of such assistance; and

(4) an explanation of how parallelism is to be defined for purposes of the Program, including projected goals for the disposition of Russian weapons-grade plutonium under the 2000 Plutonium Disposition and Management Agreement, and whether such parallelism can be achieved if the United States mixed-oxide (MOX) plutonium disposition program continues on the current planned schedule without further delays.

SEC. 3122. LIMITATION ON AVAILABILITY OF FUNDS FOR CONSTRUCTION OF MOX FUEL FABRICATION FACILITY.

Of the amount appropriated under section 3101(a)(2) or otherwise available for defense nuclear nonproliferation activities for fiscal year 2007, none of that amount may be obligated for construction project 99-D-143, the Mixed-Oxide (MOX) Fuel Fabrication Facility, until 30 days after the date on which the Secretary of Energy provides to the congressional defense committees—

(1) an independent cost estimate for the United States Surplus Fissile Materials Disposition Program and facilities;

(2) a written certification that the Department of Energy intends to use the MOX Fuel Fabrication Facility for United States plutonium disposition regardless of the future direction of the Russian Surplus Fissile Materials Disposition Program; and

(3) a corrective action plan for addressing the issues raised by the Inspector General of the Department of Energy in the December 2005 report titled ''The status of the Mixed Oxide Fuel Fabrication Facility''.

SEC. 3123. EDUCATION OF FUTURE NUCLEAR ENGINEERS.

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

(1) The Department of Defense and the Department of Energy depend on the specialized expertise of nuclear engineers who support the development and sustainment of technologies including naval reactors, strategic weapons, and nuclear power plants.

(2) Experts estimate that over 25 percent of the approximately 58,000 workers in the nuclear power industry in the United States will be eligible to retire within 5 years, representing both a huge loss of institutional memory and a potential national security crisis.

(3) This shortfall of workers is exacerbated by reductions to the University Reactor Infrastructure and Education Assistance program, which trains civilian nuclear scientists and engineers. The defense and civilian nuclear industries are interdependent on a limited number of educational institutions to produce their workforce. A reduction in nuclear scientists and engineers trained in the civilian sector may result in a further loss of qualified personnel for defense-related research and engineering.

(4) The Department of Defense's successful Science, Math and Research for Transformation (SMART) scholarship-for-service program serves as a good model for a targeted scholarship or fellowship program designed to educate future scientists at the postsecondary and postgraduate levels.

(b) REPORT ON EDUCATION OF FUTURE NUCLEAR ENGINEERS.—

(1) STUDY.—The Secretary of Energy shall study the feasibility and merit of establishing a targeted scholarship or fellowship program to educate future nuclear engineers at the postsecondary and postgraduate levels.

(2) REPORT REQUIRED.—The President shall submit to the congressional defense committees, at the same time that the budget for fiscal year 2008 is submitted under section 1105(a) of title 31, United States Code, a report on the study conducted by the Secretary of Energy under paragraph (1).

SEC. 3124. TECHNICAL CORRECTION RELATED TO AUTHORIZATION OF APPROPRIATIONS FOR FISCAL YEAR 2006.

Effective as of January 6, 2006, and as if included therein as enacted, section 3101(a) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3537) is amended by striking ''$9,196,456'' and inserting ''$9,196,456,000''.

TITLE XXXII—DEFENSE NUCLEAR FACILITIES SAFETY BOARD

Sec. 3201. Authorization.

SEC. 3201. AUTHORIZATION.

There are authorized to be appropriated for fiscal year 2007, $22,260,000 for the operation of the Defense Nuclear Facilities Safety Board under chapter 21 of the Atomic Energy Act of 1954 (42 U.S.C. 2286 et seq.).

TITLE XXXIII—NATIONAL DEFENSE STOCKPILE

Sec. 3301. Authorized uses of National Defense Stockpile funds.
Sec. 3302. Revisions to required receipt objectives for previously authorized disposals from National Defense Stockpile.

SEC. 3301. AUTHORIZED USES OF NATIONAL DEFENSE STOCKPILE FUNDS.

(a) OBLIGATION OF STOCKPILE FUNDS.—During fiscal year 2007, the National Defense Stockpile Manager may obligate up to $52,132,000 of the funds in the National Defense Stockpile Transaction Fund established under subsection (a) of section 9 of the Strategic and Critical Materials Stock Piling Act (50 U.S.C. 98h) for the authorized uses of such funds under subsection (b)(2) of such section, including the disposal of hazardous materials that are environmentally sensitive.

(b) ADDITIONAL OBLIGATIONS.—The National Defense Stockpile Manager may obligate amounts in excess of the amount specified in subsection (a) if the National Defense Stockpile Manager notifies Congress that extraordinary or emergency conditions necessitate the additional obligations. The National Defense Stockpile Manager may make the additional obligations described in the notification after the end of the 45-day period beginning on the date on which Congress receives the notification.

(c) LIMITATIONS.—The authorities provided by this section shall be subject to such limitations as may be provided in appropriations Acts.

SEC. 3302. REVISIONS TO REQUIRED RECEIPT OBJECTIVES FOR PREVIOUSLY AUTHORIZED DISPOSALS FROM NATIONAL DEFENSE STOCKPILE.

(a) FISCAL YEAR 1999 DISPOSAL AUTHORITY.—Section 3303(a) of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (Public Law 105–261; 50 U.S.C. 98d note), as amended by section 3302 of the Ronald W. Reagan National Defense Authorization Act for Year 2005 (Public Law 108–375; 118 Stat. 2193) and section 3302 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3545), is amended—

(1) by striking ''and'' at the end of paragraph (5); and

(2) by striking the period at the end of paragraph (6) and inserting ''; and''; and

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

''(7) $1,016,000,000 by the end of fiscal year 2014.''.

(b) FISCAL YEAR 1998 DISPOSAL AUTHORITY.—Section 3305(a)(5) of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105–85; 50 U.S.C. 98d note), as amended by section 3305 of the National Defense Authorization Act for Fiscal Year 2002 (Public Law 107–107; 115 Stat. 1390), is amended by striking ''2006'' and inserting ''2008''.

(c) FISCAL YEAR 1997 DISPOSAL AUTHORITY.—Section 3303 of the National Defense Authorization Act for Fiscal Year 1997 (Public Law 104–201; 50 U.S.C. 98d note), as amended by section 3402(f) of the National Defense Authorization Act for Year 2000 (Public Law 106–65; 113 Stat. 973) and section 3304(c) of the National Defense Authorization Act for 2002 (Public Law 107–107; 115 Stat. 1390), is amended—

(1) in subsection (a), by striking paragraph (2) and inserting the following new paragraph (2):

''(2) $720,000,000 during the 12-fiscal year period ending September 30, 2008.''; and

(2) in subsection (b)(2), by striking ''the 10-fiscal year period'' and inserting ''the period''.

TITLE XXXIV—NAVAL PETROLEUM RESERVES

Sec. 3401. Authorization of appropriations

SEC. 3401. AUTHORIZATION OF APPROPRIATIONS.

(a) AMOUNT.—There are hereby authorized to be appropriated to the Secretary of Energy $18,810,000 for fiscal year 2007 for the purpose of carrying out activities under chapter 641 of title 10, United States Code, relating to the naval petroleum reserves.

(b) PERIOD OF AVAILABILITY.—Funds appropriated pursuant to the authorization of appropriations in subsection (a) shall remain available until expended.

TITLE XXXV—MARITIME ADMINISTRATION

Sec. 3501. Authorization of appropriations for fiscal year 2007.

Sec. 3502. Amendments relating to the Maritime Security Fleet program.
Sec. 3503. Applicability to certain Maritime Administration vessels of limitations on overhaul, repair, and maintenance of vessels in foreign shipyards.
Sec. 3504. Vessel transfer authority.
Sec. 3505. United States Merchant Marine Academy graduates: service requirements.
Sec. 3506. United States Merchant Marine Academy graduates: service obligation performance reporting requirement.
Sec. 3507. Temporary authority to transfer obsolete combatant vessels to Navy for disposal.
Sec. 3508. Qualifying Reserve duty for receipt of student incentive payments.
Sec. 3509. Large passenger ship crew requirements.
Sec. 3510. Miscellaneous Maritime Administration provisions.

SEC. 3501. AUTHORIZATION OF APPROPRIATIONS FOR FISCAL YEAR 2007.

Funds are hereby authorized to be appropriated for fiscal year 2007, to be available without fiscal year limitation if so provided in appropriations Acts, for the use of the Department of Transportation for the Maritime Administration as follows:

(1) For expenses necessary for operations and training activities, $116,442,000.

(2) For paying reimbursement under section 3517 of the Maritime Security Act of 2003 (46 U.S.C. 53101 note), $19,500,000.

(3) For assistance to small shipyards and maritime communities under section 3506 of the National Defense Authorization Act for Fiscal Year 2006 (46 U.S.C. App. 1249), $15,000,000.

(4) For expenses to dispose of obsolete vessels in the National Defense Reserve Fleet, including provision of assistance under section 7 of Public Law 92–402, $25,740,000.

(5) For administrative expenses related to the implementation of the loan guarantee program under title XI of the Merchant Marine Act, 1936 (46 U.S.C. App. 1271 et seq.), administrative expenses related implementation of the reimbursement program under section 3517 of the Maritime Security Act of 2003 (46 U.S.C. 53101 note), and administrative expenses related to the implementation of the small shipyards and maritime communities assistance program under section 3506 of the National Defense Authorization Act for Fiscal Year 2006 (46 U.S.C. App. 1249), $3,317,000.

SEC. 3502. AMENDMENTS RELATING TO THE MARITIME SECURITY FLEET PROGRAM.

(a) LIMITATION ON TRANSFER OF OPERATING AGREEMENTS.—Section 53105(e) of title 46, United States Code, is amended—

(1) by inserting ''(1) IN GENERAL.—'' before the first sentence;

(2) by moving paragraph (1) (as designated by the amendment made by paragraph (1) of this subsection) so as to appear immediately below the heading for such subsection, and 2 ems to the right; and

(3) by adding at the end the following:

''(2) LIMITATION.—The Secretary of Defense may not approve under paragraph (1) transfer of an operating agreement to a person that is not a citizen of the United States under section 2 of the Shipping Act, 1916 (46 U.S.C. App. 802), unless the Secretary of Defense determines that there is no person who is a citizen under such section and is interested in obtaining the operating agreement for a vessel that is otherwise eligible to be included in the Fleet under section 53102(b) and meets the requirements of the Department of Defense.''.

(b) MARITIME SECURITY FLEET PROGRAM TANK VESSELS.—

(1) IN GENERAL.—Section 53103(c)(4) of title 46, United States Code, is amended—

(A) in subparagraph (A)(i) by striking ''(i)'' and inserting ''(i)(I)'';

(B) in subparagraph (A) by redesignating clause (ii) as subclause (II) of clause (i);

(C) in subparagraph (A)(i)(II), as so redesignated, by striking ''53102(b).'' and inserting ''53102(b); or'';

(D) by inserting after subparagraph (A)(i)(II), as so redesignated, the following:

''(ii)(I) not later than 9 months after the first date amounts are available to carry out this chapter, the operator of the existing tank vessel enters into an agreement to charter one or more tank vessels to be built in the United States and operated as a documented vessel or documented vessels;

''(II) the combined tonnage of the vessels required to be chartered under subclause (I) is equal to or greater than the tonnage of the existing tank vessel subject to an operating agreement;

''(III) the operator enters into an agreement with the Secretary that is substantially the same as an Emergency Preparedness Agreement under section 53107 of this title, under which the operator shall make available commercial transportation resources as provided in that section;

''(IV) if the person that is the owner or operator of the existing tank vessel owns or operates more than one existing tank vessel subject to an operating agreement, the combined tonnage of those vessels required to be chartered under subclause (I) by that person is equal to or greater than the combined tonnage of all such existing tank vessels owned or operated by such person that are subject to operating agreements.'';

(E) in subparagraph (B) by inserting ''with respect to which a binding contract is entered into under subparagraph (A)(i)'' after ''existing tank vessel''; and

(F) by adding at the end the following:

''(C) For purpose of subparagraph (A)(ii), tonnage shall be measured under section 14502 of this title, or an alternate tonnage measured under section 14302 of this title as prescribed by the Secretary under section 14104 of this title.

''(D) No payment under this chapter may be made for an existing tank vessel with respect to which an agreement is entered into under subparagraph (A)(ii) for any period occurring—

''(i) after the date that is 5 years after the first date that amounts became available to carry out this chapter, if the vessel or vessels required to be chartered under subparagraph (A)(ii) have not been delivered; or

''(ii) after delivery of the vessel or vessels required to be chartered under such subparagraph, if any of such vessels is not chartered by the operator of the existing tank vessel.''.

(2) ASSISTANCE AUTHORITY.—Section 3543(a) of the National Defense Authorization Act for Fiscal Year 2004 (46 U.S.C. 53101 note) is amended by striking ''shall, to the extent of the availability of appropriations,'' and inserting ''may''.

(c) PRIORITY IN ALLOCATION OF AMOUNTS AVAILABLE FOR ANNUAL PAYMENTS.—Section 53106 of title 46, United States Code, is amended by adding at the end the following:

''(f) PRIORITY IN ALLOCATION OF AVAILABLE AMOUNTS.—If the amount available for a fiscal year for making payments under operating agreements under this chapter is not sufficient to pay the full amount authorized under each agreement pursuant to this section for such fiscal year, the amount available shall be allocated among such agreements in a manner that gives priority to payments for vessels that are subject to agreements under section 3517 of the Maritime Security Act of 2003 (46 U.S.C. 53101 note).''.

SEC. 3503. APPLICABILITY TO CERTAIN MARITIME ADMINISTRATION VESSELS OF LIMITATIONS ON OVERHAUL, REPAIR, AND MAINTENANCE OF VESSELS IN FOREIGN SHIPYARDS.

Section 11 of the Merchant Ship Sales Act of 1946 (50 U.S.C. App. 1744) is amended by inserting after subsection (c) the following:

''(d) APPLICABILITY OF LIMITATIONS ON OVERHAUL, REPAIR, AND MAINTENANCE IN FOREIGN SHIPYARDS.—

''(1) APPLICATION OF LIMITATION.—The provisions of section 7310 of title 10, United States Code, shall apply to vessels specified in subsection (b), and to the Secretary of Transportation with respect to those vessels, in the same manner as those provisions apply to vessels specified in subsection (b) of such section, and to the Secretary of the Navy, respectively.

''(2) COVERED VESSELS.—Vessels specified in this paragraph are vessels maintained by the Secretary of Transportation in support of the Department of Defense, including any vessel assigned by the Secretary of Transportation to the Ready Reserve Force that is owned by the United States.''.

SEC. 3504. VESSEL TRANSFER AUTHORITY.

The Secretary of Transportation may transfer or otherwise make available without reimbursement to any other department a vessel under the jurisdiction of the Department of Transportation, upon request by the Secretary of the department that receives the vessel.

SEC. 3505. UNITED STATES MERCHANT MARINE ACADEMY GRADUATES: SERVICE REQUIREMENTS.

(a) ALTERNATE SERVICE.—Section 1303(e) of the Merchant Marine Act, 1936 (46 U.S.C. App. 1295b(e)) is amended by adding at the end the following:

''(6)(A) An individual who for the 5-year period following graduation from the Academy, serves as a commissioned officer on active duty in an armed force of the United States or as a commissioned officer of the National Oceanic and Atmospheric Administration or the Public Health Service shall be excused from the requirements of subparagraphs (C), (D), and (E) of paragraph (1).

''(B) The Secretary may modify or waive any of the terms and conditions set forth in paragraph (1) through the imposition of alternative service requirements.''.

(b) APPLICATION.—Paragraph (6) of section 1303(e) of the Merchant Marine Act, 1936 (46 U.S.C. App. 1295b(e)), as added by this section, applies only to an individual who enrolls as a cadet at the United States Merchant Marine Academy, and signs an agreement under paragraph (1) of that section, after the date of the enactment of this Act.

SEC. 3506. UNITED STATES MERCHANT MARINE ACADEMY GRADUATES: SERVICE OBLIGATION PERFORMANCE REPORTING REQUIREMENT.

(a) IN GENERAL.—Section 1303(e) of the Merchant Marine Act, 1936 (46 U.S.C. App. 1295b(e)) is further amended by adding at the end the following:

''(7)(A) Subject to any otherwise applicable restrictions on disclosure in section 552a of title 5, United States Code, the Secretary of Defense, the Secretary of the department in which the Coast Guard is operating, the Administrator of the National Oceanic and Atmospheric Administration, and the Surgeon General of the Public Health Service—

''(i) shall report the status of obligated service of an individual graduate of the Academy upon request of the Secretary; and

''(ii) may, in their discretion, notify the Secretary of any failure of the graduate to perform the graduate's duties, either on active duty or in the Ready Reserve component of their respective service, or as a commissioned officer of the National Oceanic and Atmospheric Administration or the Public Health Service, respectively.

''(B) A report or notice under subparagraph (A) shall identify any graduate determined to have failed to comply with service obligation requirements and provide all required information as to why such graduate failed to comply.

''(C) Upon receipt of such a report or notice, such graduate may be considered to be in default of the graduate's service obligations by the

Secretary, and subject to all remedies the Secretary may have with respect to such a default.''.

(b) APPLICATION.—The amendment made by this section does not apply with respect to an agreement entered into under section 1303(e) of the Merchant Marine Act, 1936 (46 U.S.C. 1295b(e)) before the date of the enactment of this Act.

SEC. 3507. TEMPORARY AUTHORITY TO TRANSFER OBSOLETE COMBATANT VESSELS TO NAVY FOR DISPOSAL.

The Secretary of Transportation shall, subject to the availability of appropriations and consistent with section 1535 of title 31, United States Code, popularly known as the Economy Act, transfer to the Secretary of the Navy during fiscal year 2007 for disposal by the Navy, no fewer than 3 combatant vessels in the nonretention fleet of the Maritime Administration that are acceptable to the Secretary of the Navy.

SEC. 3508. QUALIFYING RESERVE DUTY FOR RECEIPT OF STUDENT INCENTIVE PAYMENTS.

Section 1304(g)(2) of title XIII of the Merchant Marine Act, 1936 (46 U.S.C. App. 1295c(g)(2)) is amended to read as follows:

''(2) Each agreement entered into under paragraph (1) shall require the individual to accept enlisted reserve status in the United States Naval Reserve (including the Merchant Marine Reserve, United States Naval Reserve) or the United States Coast Guard Reserve before receiving any student incentive payments under this subsection.''.

SEC. 3509. LARGE PASSENGER SHIP CREW REQUIREMENTS.

Section 8103 of title 46, United States Code, is amended by adding at the end the following:

''(k) CREW REQUIREMENTS FOR LARGE PASSENGER VESSELS.—

''(1) CITIZENSHIP AND NATIONALITY.—Each unlicensed seaman on a large passenger vessel shall be—

''(A) a citizen of the United States;

''(B) an alien lawfully admitted to the United States for permanent residence;

''(C) an alien allowed to be employed in the United States under the Immigration and Nationality Act (8 U.S.C. 1101 et seq.), including an alien crewman described in section 101(a)(15)(D)(i) of that Act (8 U.S.C. 1101(a)(15)(D)(i)), who meets the requirements of paragraph (3)(A) of this subsection; or

''(D) a foreign national who is enrolled in the United States Merchant Marine Academy.

''(2) PERCENTAGE LIMITATION FOR ALIEN SEAMEN.—Not more than 25 percent of the unlicensed seamen on a vessel described in paragraph (1) of this subsection may be aliens referred to in subparagraph (B) or (C) of that paragraph.

''(3) SPECIAL RULES FOR CERTAIN UNLICENSED SEAMEN.—

''(A) QUALIFICATIONS.—An unlicensed seaman described in paragraph (1)(C) of this subsection—

''(i) shall have been employed, for a period of not less than 1 year, on a passenger vessel under the same common ownership or control as the vessel described in paragraph (1) of this subsection, as certified by the owner or managing operator of such vessel to the Secretary;

''(ii) shall have no record of material disciplinary actions during such employment, as verified in writing by the owner or managing operator of such vessel to the Secretary;

''(iii) shall have successfully completed a United States Government security check of the relevant domestic and international databases, as appropriate, or any other national security-related information or database;

''(iv) shall have successfully undergone an employer background check—

''(I) for which the owner or managing operator provides a signed report to the Secretary that describes the background checks undertaken that are reasonably and legally available to the owner or managing operator including personnel file information obtained from such seaman and from databases available to the public with respect to the seaman;

''(II) that consisted of a search of all information reasonably available to the owner or managing operator in the seaman's country of citizenship and any other country in which the seaman receives employment referrals, or resides;

''(III) that is kept on the vessel and available for inspection by the Secretary; and

''(IV) the information derived from which is made available to the Secretary upon request; and

''(v) may not be a citizen or temporary or permanent resident of a country designated by the United States as a sponsor of terrorism or any other country that the Secretary, in consultation with the Secretary of State and the heads of other appropriate United States agencies, determines to be a security threat to the United States.

''(B) RESTRICTIONS.—An unlicensed seaman described in paragraph (1)(C) of this subsection—

''(i) may be employed only in the steward's department of the vessel; and

''(ii) may not perform watchstanding, automated engine room duty watch, or vessel navigation functions.

''(C) STATUS, DOCUMENTATION, AND EMPLOYMENT.—An unlicensed seaman described in subparagraph (C) or (D) of paragraph (1) of this subsection—

''(i) is deemed to meet the nationality requirements necessary to qualify for a merchant mariners document notwithstanding the requirements of part 12 of title 46, Code of Federal Regulations;

''(ii) is deemed to meet the proof-of-identity requirements necessary to qualify for a merchant mariners document, as prescribed under regulations promulgated by the Secretary, if the seaman possesses—

''(I) an unexpired passport issued by the government of the country of which the seaman is a citizen or subject; and

''(II) an unexpired visa issued to the seaman, as described in paragraph (1)(C);

''(iii) shall, if eligible, be issued a merchant mariners document with an appropriate annotation reflecting the restrictions of subparagraph (B) of this paragraph; and

''(iv) may be employed for a period of service on board not to exceed 36 months in the aggregate as a nonimmigrant crewman described in section 101(a)(15)(D)(i) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(15)(D)(i)) on vessels engaged in domestic voyages notwithstanding the departure requirements and time limitations of such section and the regulations and rules promulgated thereunder.

''(4) MERCHANT MARINER'S DOCUMENT REQUIREMENTS NOT AFFECTED.—This subsection shall not be construed to affect any requirement under Federal law that an individual must hold a merchant mariner's document.

''(5) DEFINITIONS.—In this subsection:

''(A) STEWARD'S DEPARTMENT.—The term 'steward's department' means the department that includes entertainment personnel and all service personnel, including wait staff, housekeeping staff, and galley workers, as defined in the vessel security plan approved by the Secretary pursuant to section 70103(c) of this title.

''(B) LARGE PASSENGER VESSEL.—The term 'large passenger vessel' means a vessel of more than 70,000 gross tons, as measured under section 14302 of this title, with capacity for at least 2,000 passengers and documented with a coastwise endorsement under chapter 121 of this title.''.

SEC. 3510. MISCELLANEOUS MARITIME ADMINISTRATION PROVISIONS.

(a) TECHNICAL CORRECTION REGARDING WAR RISK INSURANCE FOR MERCHANT MARINE VESSELS.—

(1) IN GENERAL.—Section 1208(a) of the Merchant Marine Act, 1936 (46 U.S.C. App. 1288(a)) is amended—

(A) by striking ''Upon the request of the Secretary of Transportation, the Secretary of the Treasury may invest or reinvest all or any part of the fund in securities of the United States or in securities guaranteed as to principal and interest by the United States.''; and

(B) by inserting after ''to the credit of such fund.'' the following: ''Payments of return premiums, losses, settlements, judgments, and all liabilities incurred by the United States under this title shall be made from such fund through the Fiscal Service of the Department of the Treasury.''.

(2) EFFECTIVE DATE.—The amendments made by paragraph (1) shall be effective as if enacted by section 3502 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (118 Stat. 2195).

(b) RIGHT TO USE MARITIME ADMINISTRATION DECORATION.—Section 8 of the Merchant Marine Decorations and Medals Act (46 U.S.C. App. 2007) is amended by inserting ''or the Secretary of Transportation,'' after ''Act,''.

(c) INTERMODAL CENTERS.—

(1) IN GENERAL.—Notwithstanding section 5309(m)(6)(B) of title 49, United States Code, half of the amounts appropriated or made available under subsections (b) and (c) of section 5338 of title 49, United States Code, for capital projects under section 5309(m)(6)(B) of that title for fiscal years 2006 through 2009 shall be made available and used, in accordance with section 9008(a) of Public Law 109–59, for an intermodal or marine facility comprising a component of the Hawaii Port Infrastructure Expansion Program.

(2) SUPPLEMENTARY FUNDING.—Any amount made available under paragraph (1) shall be in addition to any amounts authorized to be appropriated under subsections (b) and (c) of section 9008 of Public Law 109–59.

(d) TECHNICAL CORRECTION.—

(1) CORRECTION.—Section 3509 of the National Defense Authorization Act for Fiscal Year 2006 (119 Stat. 3557) is amended by striking ''Maritime Education and Training Act of 1980'' and inserting ''Merchant Marine Act, 1936''.

(2) EFFECTIVE DATE.—This subsection shall be effective immediately after section 3509 of the National Defense Authorization Act for Fiscal Year 2006 (119 Stat. 3557) takes effect.

And the Senate agree to the same.

From the Committee on Armed Services, for consideration of the House bill and the Senate amendment, and modifications committed to conference:

DUNCAN HUNTER,
C. WELDON,
JOEL HEFLEY,
J. SAXTON,
JOHN M. MCHUGH,
TERRY EVERETT,
R. BARTLETT,
MAC THORNBERRY,
JOHN N. HOSTETTLER,
JIM RYUN,
JIM GIBBONS,
ROBIN HAYES,
KEN CALVERT,
ROB SIMMONS,
THELMA DRAKE,
GEOFF DAVIS,
IKE SKELTON,
JOHN M. SPRATT, JR.,
SOLOMON P. ORTIZ,
GENE TAYLOR,
NEIL ABERCROMBIE,
SILVESTRE REYES,
VIC SNYDER,
ADAM SMITH,
LORETTA SANCHEZ,
ELLEN TAUSCHER,
R.A. BRADY,
ROBERT E. ANDREWS,

From the Permanent Select Committee on Intelligence, for consideration of matters

within the jurisdiction of that committee under clause 11 of rule X:

PETE HOEKSTRA,
RAY LAHOOD,
JANE HARMAN,

From the Committee on Education and the Workforce, for consideration of secs. 571 and 572 of the House bill, and secs. 571, 572, 1081, and 1104 of the Senate amendment, and modifications committed to conference:

HOWARD P. MCKEON,
JOHN KLINE,

From the Committee on Energy and Commerce, for consideration of secs. 314, 601, 602, 710, 3115, 3117, and 3201 of the House bill, and secs. 332–335, 352, 601, 722, 2842, 3115, and 3201 of the Senate amendment, and modifications committed to conference:

JOE BARTON,
PAUL GILLMOR,

From the Committee on Government Reform, for consideration of secs. 343, 721, 811, 823, 824, 1103, 1104, and 3115 of the House bill, and secs. 371, 619, 806, 823, 922, 1007, 1043, 1054, 1088, 1089, 1101, and 3115 of the Senate amendment, and modifications committed to conference:

TOM DAVIS,
C. SHAYS,

From the Committee on Homeland Security, for consideration of section 1026 of the House bill, and section 1044 of the Senate amendment, and modifications committed to conference:

PETER T. KING,
D. REICHERT,
BENNIE G. THOMPSON,

From the Committee on International Relations, for consideration of secs. 1021–1023, 1201–1204, 1206, title XIII, sec. 3113 and 3114 of the House bill, and secs. 1014, 1021–1023, 1504, 1092, 1201–1208, 1210, 1214, title XIII, secs. 3112 and 3113 of the Senate amendment, and modifications committed to conference:

HENRY HYDE,
JAMES LEACH,
TOM LANTOS,

From the Committee on Resources, for consideration of secs. 601, 602, and 1036 of the House bill and section 601 of the Senate amendment, and modifications committed to conference:

RICHARD POMBO,
GREG WALDEN,

From the Committee on Science, for consideration of secs. 312 and 911 of the House bill, and secs. 333, 874, and 1082 of the Senate amendment, and modifications committed to conference:

SHERWOOD BOEHLERT,
MIKE SODREL,

From the Committee on Small Business, for consideration of secs. 874 and 1093 of the Senate amendment, and modifications committed to conference:

DONALD MANZULLO,
SUE W. KELLY,

From the Committee on Transportation and Infrastructure, for consideration of secs. 312, 551, 601, 602, and 2845 of the House bill, and secs. 333, 584, 601, 1042, 1095, 2842, 2851–2853, and 2855 of the Senate amendment, and modifications committed to conference:

DON YOUNG,
FRANK LOBIONDO,
JIM OBERSTAR
(EXCEPT SECTIONS 1095, 2851, 2852, 2853 OF THE SENATE AMENDMENT),

From the Committee on Veterans' Affairs, for consideration of secs. 666, 682, 683, 687, 721, and 923 of the Senate amendment, and modifications committed to conference:

STEVEN BUYER,
JOHN BOOZMAN,
STEPHANIE HERSETH,

Managers on the Part of the House.

JOHN W. WARNER,
JOHN MCCAIN,
JAMES M. INHOFE,
PAT ROBERTS,
JEFF SESSIONS,
SUSAN M. COLLINS,
JOHN ENSIGN,
JIM TALENT,
JOE LIEBERMAN,
JACK REED,
DANIEL K. AKAKA,
BILL NELSON,
E. BENJAMIN NELSON,
MARK DAYTON,
EVAN BAYH,
H.R. CLINTON,
SAXBY CHAMBLISS,
LINDSEY GRAHAM,
JOHN CORNYN,
JOHN THUNE,
CARL LEVIN,
TED KENNEDY,
ROBERT C. BYRD,

Managers on the Part of the Senate.

JOINT EXPLANATORY STATEMENT OF THE COMMITTEE OF CONFERENCE

The managers on the part of the House and the Senate at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 5122) to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes, submit the following joint statement to the House and the Senate in explanation of the effect of the action agreed upon by the managers and recommended in the accompanying conference report:

The Senate amendment struck out all of the House bill after the enacting clause and inserted a substitute text.

The House recedes from its disagreement to the amendment of the Senate with an amendment which is a substitute for the House bill and the Senate amendment. The differences between the House bill, the Senate amendment, and the substitute agreed to in conference are noted below, except for clerical corrections, conforming changes made necessary by agreements reached by the conferees, and minor drafting and clarifying changes.

SUMMARY STATEMENT OF CONFERENCE ACTIONS

The Conferees recommend authorization of appropriations for fiscal year 2007 for the Department of Defense for procurement; research and development; test and evaluation; operation and maintenance; working capital funds; military construction and family housing; and for weapons and environmental restoration programs of the Department of Energy; that have a budget authority implication of $462.8 billion for the national defense function.

The conferees recommend emergency authorization of appropriations for the Department of Defense of $70.0 billion for the costs associated with ongoing contingency operations in Iraq and Afghanistan, of which $23.8 billion is included for equipment reset costs for the Army and Marine Corps.

Summary table of authorizations

The defense authorization act provides authorizations for appropriations, but does not generally provide budget authority. Budget authority is provided in the appropriations act.

In order to relate the conference recommendations to the budget resolution, matters in addition to the dollar authorizations contained in this bill must be taken into account. A number of programs in the national defense function are authorized in other legislation.

The following table summarizes authorizations included in the bill for fiscal year 2007 and, in addition, summarizes the implications of the conference action for the budget authority totals for national defense (budget function 050).

SUMMARY OF NATIONAL DEFENSE AUTHORIZATION FOR FY 2007

(Dollars in Thousands)

	Authorization Request	House Authorized	Senate Authorized	Conference Change	Conference Agreement	Budget Authority Implication Request	House	Senate	Conference
DIVISION A									
Title I – PROCUREMENT									
Aircraft Procurement, Army	3,566,483	3,714,783	3,457,329	-115,054	3,451,429	3,566,483	3,714,783	3,457,329	3,451,429
Missile Procurement, Army	1,350,898	1,490,898	1,428,859	-22,039	1,328,859	1,350,898	1,490,898	1,428,859	1,328,859
Weapons and Tracked Combat Vehicles, Army	2,301,943	2,335,004	2,849,743	-23,339	2,278,604	2,301,943	2,335,004	2,849,743	2,278,604
Procurement of Ammunition, Army	1,903,125	1,691,475	2,036,785	81,200	1,984,325	1,903,125	1,691,475	2,036,785	1,984,325
Other Procurement, Army	7,718,602	6,974,079	7,729,602	-31,100	7,687,502	7,718,602	6,974,079	7,729,602	7,687,502
Aircraft Procurement, Navy	10,868,771	10,760,671	10,704,155	-134,700	10,734,071	10,868,771	10,760,671	10,704,155	10,734,071
Weapons Procurement, Navy	2,555,020	2,517,020	2,587,020	-6,000	2,549,020	2,555,020	2,517,020	2,587,020	2,549,020
Procurement of Ammunition, Navy and MC	789,943	758,793	809,943	8,000	797,943	789,943	758,793	809,943	797,943
Shipbuilding and Conversion, Navy	10,578,553	11,183,153	12,058,553	443,000	11,021,553	10,578,553	11,183,153	12,058,553	11,021,553
Other Procurement, Navy	4,967,916	5,042,766	5,045,516	27,117	4,995,033	4,967,916	5,042,766	5,045,516	4,995,033
Procurement, Marine Corps	1,273,513	1,223,813	1,300,213	-19,700	1,253,813	1,273,513	1,223,813	1,300,213	1,253,813
Aircraft Procurement, Air Force	11,479,810	13,042,630	12,004,096	699,344	12,179,154	11,479,810	13,042,630	12,004,096	12,179,154
Procurement of Ammunition, Air Force	1,072,749	1,076,749	1,076,749		1,072,749	1,072,749	1,076,749	1,076,749	1,072,749
Missile Procurement, Air Force	4,204,145	4,171,495	4,219,145	-32,259	4,171,886	4,204,145	4,171,495	4,219,145	4,171,886
Other Procurement, Air Force	15,408,086	15,434,636	15,434,586	35,200	15,443,286	15,408,086	15,434,636	15,434,586	15,443,286
Procurement, Defense-wide	2,861,461	2,856,461	2,980,498	24,900	2,886,361	2,861,461	2,856,461	2,980,498	2,886,361
National Guard and Reserve Equipment		318,000		318,000	318,000		318,000		318,000
Defense Production Act Purchases						18,484	18,484	18,484	18,484
Total Procurement	**82,901,018**	**84,592,426**	**85,722,792**	**1,252,570**	**84,153,588**	**82,919,502**	**84,610,910**	**85,741,276**	**84,172,072**
Title II – RESEARCH, DEVELOPMENT, TEST & EVALUATION									
Research, Development, Test & Evaluation, Army	10,855,559	10,925,209	11,167,009	21,050	10,876,609	10,855,559	10,940,209	11,182,009	10,891,609
Research, Development, Test & Evaluation, Navy	16,912,223	17,377,769	17,459,823	471,634	17,383,857	16,912,223	17,377,769	17,459,823	17,383,857
Research, Development, Test & Evaluation, AF	24,396,767	24,810,041	23,970,857	-160,816	24,235,951	24,396,767	24,810,041	23,970,857	24,235,951
Research, Development, Test & Evaluation, Def	20,809,939	20,760,039	21,488,939	120,100	20,930,039	20,809,939	20,760,039	21,488,939	20,930,039
Operational Test & Evaluation, Defense	181,520	181,520	181,520		181,520	181,520	181,520	181,520	181,520
Total RDT&E	**73,156,008**	**74,054,578**	**74,268,148**	**451,968**	**73,607,976**	**73,156,008**	**74,069,578**	**74,283,148**	**73,622,976**

SUMMARY OF NATIONAL DEFENSE AUTHORIZATION FOR FY 2007

(Dollars in Thousands)

	Authorizatio Request	House Authorized	Senate Authorized	Conference Change	Conference Agreement	Budget Authority Implication Request	House	Senate	Conference
Title III – OPERATION AND MAINTENANCE & OTHER PROGRAMS									
Operation and Maintenance									
Operation and Maintenance, Army	24,902,380	24,920,735	24,785,580	-486,028	24,416,352	24,902,380	24,920,735	24,785,580	24,416,352
Operation and Maintenance, Navy	31,330,984	31,089,075	31,130,784	-173,345	31,157,639	31,330,984	31,089,075	31,130,784	31,157,639
Operation and Maintenance, Marine Corps	3,878,962	3,974,081	3,905,262	-15,500	3,863,462	3,878,962	3,974,081	3,905,262	3,863,462
Operation and Maintenance, Air Force	31,342,307	31,098,957	31,251,107	-261,050	31,081,257	31,342,307	31,098,957	31,251,107	31,081,257
Operation and Maintenance, Defense-wide	20,075,656	19,875,763	20,116,756	18,220	20,093,876	20,075,656	19,875,763	20,116,756	20,093,876
Operation and Maintenance, Army Reserve	2,299,202	2,300,102	2,139,702	-38,400	2,260,802	2,299,202	2,300,102	2,139,702	2,260,802
Operation and Maintenance, Navy Reserve	1,288,764	1,288,764	1,288,764	-13,000	1,275,764	1,288,764	1,288,764	1,288,764	1,275,764
Operation and Maintenance, Marine Corps Reser	211,911	211,911	211,911	-600	211,311	211,911	211,911	211,911	211,311
Operation and Maintenance, Air Force Reserve	2,723,800	2,723,800	2,575,100	-25,400	2,698,400	2,723,800	2,723,800	2,575,100	2,698,400
Operation and Maintenance, Army National Guai	4,838,665	5,090,565	4,857,728	-62,244	4,776,421	4,838,665	5,090,565	4,857,728	4,776,421
Operation and Maintenance, Air National Guard	5,336,017	5,336,017	5,318,717	-43,500	5,292,517	5,336,017	5,336,017	5,318,717	5,292,517
Transfer Accounts	1,403,295	1,403,295	1,493,295	40,000	1,443,295	1,403,295	1,403,295	1,493,295	1,443,295
Miscellaneous Appropriations	457,053	457,053	457,053	-10,000	447,053	457,053	457,053	457,053	447,053
Subtotal Operation and Maintenance	**130,088,996**	**129,770,118**	**129,531,759**	**-1,070,847**	**129,018,149**	**130,088,996**	**129,770,118**	**129,531,759**	**129,018,149**
Other Programs									
Drug Interdiction and Counter-Drug Activities, D	926,890	926,890	926,890		926,890	926,890	926,890	926,890	926,890
Defense Health Program	21,025,121	21,226,521	20,931,321	401,500	21,426,621	21,025,121	21,226,521	20,931,321	21,426,621
Office of the Inspector General	216,297	216,297	216,297		216,297	216,297	216,297	216,297	216,297
Chemical Agents and Munitions Destruction, Ar	1,277,304	1,277,304	1,277,304		1,277,304	1,277,304	1,277,304	1,277,304	1,277,304
Subtotal Other Programs	**23,445,612**	**23,647,012**	**23,351,812**	**401,500**	**23,847,112**	**23,445,612**	**23,647,012**	**23,351,812**	**23,847,112**

SUMMARY OF NATIONAL DEFENSE AUTHORIZATION FOR FY 2007

(Dollars in Thousands)

	Authorizatio Request	House Authorized	Senate Authorized	Conference Change	Conference Agreement	Budget Authority Implication Request	House	Senate	Conference
Revolving and Management Funds									
Def Working Capital Funds (A, N, AF, Def-wide	161,998	161,998	161,998		161,998	161,998	161,998	161,998	161,998
Defense Working Capital Funds - DeCA	1,184,000	1,184,000	1,184,000		1,184,000	1,184,000	1,184,000	1,184,000	1,184,000
National Defense Sealift Fund	1,071,932	1,138,732	1,071,932		1,071,932	1,071,932	1,138,732	1,071,932	1,071,932
Pentagon Reservation Maintenance Revolving Fu	18,500	18,500	18,500		18,500	18,500	18,500	18,500	18,500
Subtotal Revolving and Mgt Funds	**2,436,430**	**2,503,230**	**2,436,430**		**2,436,430**	**2,436,430**	**2,503,230**	**2,436,430**	**2,436,430**
Total O&M & Other Programs	**155,971,038**	**155,920,360**	**155,320,001**	**-669,347**	**155,301,691**	**155,971,038**	**155,920,360**	**155,320,001**	**155,301,691**
MILITARY PERSONNEL	**110,776,768**	**109,820,468**	**111,928,468**	**-678,140**	**110,098,628**	**110,776,768**	**109,820,468**	**111,928,468**	**110,098,628**
Title X -- GENERAL PROVISIONS									
General Transfer Authority (non-additive)	[5,000,000]	[3,750,000]	[4,000,000]	[-500,000]	[4,500,000]				
Inflation Savings		-1,583,000	-951,469	-757,051	-757,051		-1,583,000	-951,469	-757,051
National Foreign Language Coordination Council			1,500					1,500	
Subtotal General Provisions		**-1,583,000**	**-949,969**	**-757,051**	**-757,051**		**-1,583,000**	**-949,969**	**-757,051**
DIVISION B									
MILITARY CONSTRUCTION									
Military Construction, Army	2,059,762	2,135,598	2,180,761	204,280	2,264,042	2,059,762	2,135,598	2,180,761	2,264,042
Military Construction, Navy	1,162,038	1,219,871	1,268,839	129,247	1,291,285	1,162,038	1,219,871	1,268,839	1,291,285
Military Construction, Air Force	1,156,148	1,233,673	1,257,276	152,085	1,308,233	1,156,148	1,233,673	1,257,276	1,308,233
Military Construction, Defense-wide	1,208,198	1,152,106	1,203,681	-63,017	1,145,181	1,208,198	1,152,106	1,203,681	1,145,181
NATO Security Investment Program	220,985	200,985	205,985	-20,000	200,985	220,985	200,985	205,985	200,985
Base Realignment and Closure Account IV	191,220	191,220	191,220		191,220	191,220	191,220	191,220	191,220
Base Realignment and Closure Account 2005	5,626,223	5,626,223	5,526,894		5,626,223	5,626,223	5,626,223	5,526,894	5,626,223
Military Construction, Army National Guard	473,197	518,403	524,031	88,178	561,375	473,197	638,403	644,031	561,375
Military Construction, Air National Guard	125,788	212,788	242,143	168,495	294,283	125,788	212,788	242,143	294,283
Military Construction, Army Reserve	166,487	169,487	189,817	24,130	190,617	166,487	169,487	189,817	190,617

SUMMARY OF NATIONAL DEFENSE AUTHORIZATION FOR FY 2007

(Dollars in Thousands)

	Authorizatio Request	House Authorized	Senate Authorized	Conference Change	Conference Agreement	Budget Authority Implication Request	House	Senate	Conference
Military Construction, Naval and MC Reserve	48,408	55,158	48,408	1,590	49,998	48,408	79,158	72,408	49,998
Military Construction, Air Force Reserve	44,936	56,836	44,936	11,900	56,836	44,936	56,836	44,936	56,836
Military Construction, Foreign Currency Fluctuations									
Chemical Agents and Munitions Destruction	130,993	130,993	140,993	10,000	140,993	130,993	130,993	140,993	140,993
Subtotal Military Construction	**12,614,383**	**12,903,341**	**13,024,984**	**706,888**	**13,321,271**	**12,614,383**	**13,047,341**	**13,168,984**	**13,321,271**
FAMILY HOUSING									
Family Housing Construction, Army	594,991	578,791	594,991	-16,200	578,791	594,991	578,791	594,991	578,791
Family Housing Support, Army	676,829	674,657	676,829	-1,212	675,617	676,829	674,657	676,829	675,617
Family Housing Construction, Navy and MC	305,071	308,956	305,071	3,885	308,956	305,071	308,956	305,071	308,956
Family Housing Support, Navy and Marine Corps	509,126	509,126	498,525		509,126	509,126	509,126	498,525	509,126
Family Housing Construction, Air Force	1,183,138	1,169,138	1,183,138	-15,000	1,168,138	1,183,138	1,169,138	1,183,138	1,168,138
Family Housing Support, Air Force	755,071	755,071	755,071		755,071	755,071	755,071	755,071	755,071
Family Housing Construction, Defense-wide	8,808	8,808	8,808		8,808	8,808	8,808	8,808	8,808
Family Housing Support, Defense-wide	48,506	48,506	48,506		48,506	48,506	48,506	48,506	48,506
DoD Family Housing Improvement Fund	2,500	2,500	2,500		2,500	2,500	2,500	2,500	2,500
Subtotal Family Housing	**4,084,040**	**4,055,553**	**4,073,439**	**-28,527**	**4,055,513**	**4,084,040**	**4,055,553**	**4,073,439**	**4,055,513**
Prior Year Rescissions		-260,471		-278,361	-278,361		-260,471		-278,361
Total Mil Con and Family Housing	**16,698,423**	**16,698,423**	**17,098,423**	**400,000**	**17,098,423**	**16,698,423**	**16,842,423**	**17,242,423**	**17,098,423**

SUMMARY OF NATIONAL DEFENSE AUTHORIZATION FOR FY 2007

(Dollars in Thousands)

	Authorizatio Request	House Authorized	Senate Authorized	Conference Change	Conference Agreement	Budget Authority Request	Implication House	Implication Senate	Implication Conference
OTHER DoD MILITARY (Discretionary)									
Receipts from Travel and Purchase Card Refunds							51,000	51,000	51,000
Armed Forces Retirement Home Fund	54,846	54,846	54,846		54,846				
Disposal of DoD Real Property						15,000	15,000	15,000	15,000
Lease of DoD Real Property						12,000	12,000	12,000	12,000
Overseas Facility Investment Recovery						1,000	1,000	1,000	1,000
Total Other DoD Military Discretionary	**54,846**	**54,846**	**54,846**		**54,846**	**28,000**	**79,000**	**79,000**	**79,000**
Subfunction (051) Department of Defense Disc	**439,558,101**	**439,558,101**	**443,442,709**		**439,558,101**	**439,549,739**	**439,759,739**	**443,644,347**	**439,615,739**
OTHER DoD MILITARY (Mandatory)									
Concurrent Receipt Accrual Payment						2,369,000	2,369,000	2,369,000	2,369,000
Commissary Facilities, Defense							5,000	5,000	5,000
Restoration of Rocky Mountain Arsenal						9,000	6,000	6,000	6,000
Allied Contributions and Cooperation Account						600,000	600,000	600,000	600,000
Trust Funds - Department of Defense						247,000	235,000	235,000	235,000
National Defense Stockpile Transaction Fund				-186,000	-186,000		-50,000	-50,000	-236,000
Research, Development, Test and Evaluation						288,000			
Offsetting Receipts						-1,565,000	-1,239,000	-1,239,000	-1,239,000
SBP (Accelerate Paid Up Provision and Eliminate DIC Offset)			975,000					975,000	
Reservists education benefits			53,000					53,000	
Relaxation of limitations on Selective Early Retirement			38,000					38,000	
Repeal requirement of reduction of SBPfor DIC			492,000					492,000	
Effective date of paid-up coverage under SBP			202,000					202,000	
Concurrent Receipt for unemployable veterans			526,000					526,000	
Elimination of 75% maximum multiplier for determination of retired pay			2,000	2,000	2,000			2,000	2,000
Early receipt of Reserve retirement pay for activiation			50,000					50,000	
Required refills through TRICARE mail order pharmacy			42,000					42,000	
Ban on TRICARE retail drup copay increases			186,000	186,000	186,000			186,000	186,000

SUMMARY OF NATIONAL DEFENSE AUTHORIZATION FOR FY 2007

(Dollars in Thousands)

	Authorizatio Request	House Authorized	Senate Authorized	Conference Change	Conference Agreement	Budget Authority Request	Implication House	Senate	Conference
Foreign currency fluctuation adj for military family housing leases in Korea			160,000					160,000	
Leases in foreign countries for purposes other than family housin		1,000	1,000	1,000	1,000		1,000	1,000	1,000
TRICARE pharmacy program cost share requirement		5,000					5,000		
Death gratuity for civilians		2,000					2,000		
National Defense Stockpile sales		-40,000		-18,000	-18,000		-40,000		-18,000
Military Survivor Benefit Plan - interest coverage		45,000					45,000		
Discretionary Action Number (Feb 1, 2006)		-13,000					-13,000		
Total Other DoD Military Mandatory				**-186,000**	**-186,000**	**1,948,000**	**1,926,000**	**4,653,000**	**1,911,000**
Subfunction (051) DOD Mandatory			**2,727,000**	**-15,000**	**-15,000**	**1,948,000**	**1,926,000**	**4,653,000**	**1,911,000**
SUBFUNCTION (051) TOTAL DOD MIL	**439,558,101**	**439,558,101**	**446,169,709**	**-15,000**	**439,543,101**	**441,497,739**	**441,685,739**	**448,297,347**	**441,526,739**
DIVISION C									
ATOMIC ENERGY DEFENSE ACTIVITIES (053)									
Energy Supply	6,079	6,079			6,079	6,079	6,079		6,079
National Nuclear Security Administration									
Weapons Activities	6,407,889	6,467,889	6,455,389	9,787	6,417,676	6,407,889	6,467,889	6,455,389	6,417,676
Defense Nuclear Nonproliferation	1,726,213	1,616,213	1,726,213	-24,787	1,701,426	1,726,213	1,616,213	1,726,213	1,701,426
Naval Reactors	795,133	795,133	795,133		795,133	795,133	795,133	795,133	795,133
Office of the Administrator	386,576	386,576	356,576		386,576	386,576	386,576	356,576	386,576
Subtotal National Nuclear Security Admin	**9,315,811**	**9,265,811**	**9,333,311**	**-15,000**	**9,300,811**	**9,315,811**	**9,265,811**	**9,333,311**	**9,300,811**
Environmental and Other Defense Activities									
Defense Environmental Cleanup	5,390,312	5,440,312	5,430,312	45,000	5,435,312	5,390,312	5,440,312	5,430,312	5,435,312
Other Defense Activities	717,788	717,788	624,530		717,788	717,788	717,788	624,530	717,788
Defense Nuclear Waste Disposal	388,080	388,080	333,080	-30,000	358,080	388,080	388,080	333,080	358,080
Subtotal Environ & Other Def Activities	**6,496,180**	**6,546,180**	**6,387,922**	**15,000**	**6,511,180**	**6,496,180**	**6,546,180**	**6,387,922**	**6,511,180**

SUMMARY OF NATIONAL DEFENSE AUTHORIZATION FOR FY 2007

(Dollars in Thousands)

	Authorizatio Request	House Authorized	Senate Authorized	Conference Change	Conference Agreement	Budget Authority Request	Implication House	Implication Senate	Implication Conference
Subtotal Department of Energy	**15,818,070**	**15,818,070**	**15,721,233**		**15,818,070**	**15,818,070**	**15,818,070**	**15,721,233**	**15,818,070**
OTHER ATOMIC ENERGY DEFENSE ACTIVITIES (Discretionary)									
Defense Nuclear Facilities Safety Board	22,260	22,260	22,260		22,260	22,260	22,260	22,260	22,260
Corps of Engineers - Civil Works						130,000	130,000	130,000	130,000
Total Other Atomic Energy Def Disc	**22,260**	**22,260**	**22,260**		**22,260**	**152,260**	**152,260**	**152,260**	**152,260**
Subfunction (053) Atomic Energy Def Disc	**15,840,330**	**15,840,330**	**15,743,493**		**15,840,330**	**15,970,330**	**15,970,330**	**15,873,493**	**15,970,330**
OTHER ATOMIC ENERGY DEFENSE ACTIVITIES (Mandatory)									
Energy Employees Illness Compensation Fund						874,000	371,000	371,000	371,000
Energy Employees Compensation - Administration						162,000	146,000	146,000	146,000
NNSA Office of the Administrator						11,000			
Subfunction (053) Other Atomic Energy Def Mand						**1,047,000**	**517,000**	**517,000**	**517,000**
SUBFUNCTION (053) ATOMIC ENERGY	**15,840,330**	**15,840,330**	**15,743,493**		**15,840,330**	**17,017,330**	**16,487,330**	**16,390,493**	**16,487,330**
DEFENSE RELATED ACTIVITIES (054)									
Department of Homeland Security						1,275,100	1,275,100	1,275,100	1,275,100
Department of Justice - FBI Salaries and Expenses						2,307,994	2,307,994	2,307,994	2,307,994
Department of Trans - MARAD Maritime Security Program						154,000	154,000	154,000	154,000
Intelligence Community Management Account						634,811	634,811	634,811	634,811
National Science Foundation - Antarctic Research Activities						67,000	67,000	67,000	67,000
Selective Service System - Salaries and Expenses						24,255	24,255	24,255	24,255
Subfunction (054) Defense Related Activities Disc						**4,463,160**	**4,463,160**	**4,463,160**	**4,463,160**

SUMMARY OF NATIONAL DEFENSE AUTHORIZATION FOR FY 2007

(Dollars in Thousands)

	Authorizatio Request	House Authorized	Senate Authorized	Conference Change	Conference Agreement	Budget Authority Implication Request	House	Senate	Conference
OTHER DEFENSE RELATED ACTIVITIES (Mandatory)									
CIA Retirement & Disability						251,000	251,000	251,000	251,000
Radiation Exposure Compensation Trust Fund						43,000	32,000	32,000	32,000
Subfunction (054) Defense Related Activities Mand						**294,000**	**283,000**	**283,000**	**283,000**
SUBFUNCTION (054) TOTAL DEFENSE-RELATED ACTIVITIES						**4,757,160**	**4,746,160**	**4,746,160**	**4,746,160**
Total National Def Funct (050) Disc	**455,398,431**	**455,398,431**	**459,186,202**		**455,398,431**	**459,983,229**	**460,193,229**	**463,981,000**	**460,049,229**
Total National Def Funct (050) Mand			**2,727,000**	**-15,000**	**-15,000**	**3,289,000**	**2,726,000**	**5,453,000**	**2,711,000**
TOTAL NATIONAL DEF FUNCT (050)	**455,398,431**	**455,398,431**	**461,913,202**	**-15,000**	**455,383,431**	**463,272,229**	**462,919,229**	**469,434,000**	**462,760,229**
Title XV: OIF/OEF 2006 Emergency Supplementa	**50,000,000**	**50,000,000**	**50,000,000**	**20,000,000**	**70,000,000**	**50,000,000**	**50,000,000**	**50,000,000**	**70,000,000**
TOTAL	**505,398,431**	**505,398,431**	**511,913,202**	**19,985,000**	**525,383,431**	**513,272,229**	**512,919,229**	**519,434,000**	**532,760,229**

DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

TITLE I—PROCUREMENT

Procurement overview

The budget request included $82,901.0 million in Procurement for the Department of Defense.

The House bill would authorize $84,592.4 million.

The Senate amendment would authorize $85,722.8 million.

The conferees agree to authorize $84,153.6 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

NATIONAL DEFENSE AUTHORIZATION FOR FISCAL YEAR 2007
(Dollars in Thousands)

Title I -- PROCUREMENT	Authorization Request	House Authorization	Senate Authorization	Conference Change	Conference Authorization
Aircraft Procurement, Army	3,566,483	3,714,783	3,457,329	-115,054	3,451,429
Missile Procurement, Army	1,350,898	1,490,898	1,428,859	-22,039	1,328,859
Procurement of W&TCV, Army	2,301,943	2,335,004	2,849,743	-23,339	2,278,604
Procurement of Ammunition, Army	1,903,125	1,691,475	2,036,785	81,200	1,984,325
Other Procurement, Army	7,718,602	6,974,079	7,729,602	-31,100	7,687,502
Aircraft Procurement, Navy	10,868,771	10,760,671	10,704,155	-134,700	10,734,071
Weapons Procurement, Navy	2,555,020	2,517,020	2,587,020	-6,000	2,549,020
Procurement of Ammunition, Navy & Marine Corps	789,943	758,793	809,943	8,000	797,943
Shipbuilding and Conversion, Navy	10,578,553	11,183,153	12,058,553	443,000	11,021,553
Other Procurement, Navy	4,967,916	5,042,766	5,045,516	27,117	4,995,033
Procurement, Marine Corps	1,273,513	1,223,813	1,300,213	-19,700	1,253,813
Aircraft Procurement, Air Force	11,479,810	13,042,630	12,004,096	699,344	12,179,154
Procurement of Ammunition, Air Force	1,072,749	1,076,749	1,076,749		1,072,749
Missile Procurement, Air Force	4,204,145	4,171,495	4,219,145	-32,259	4,171,886
Other Procurement, Air Force	15,408,086	15,434,636	15,434,586	35,200	15,443,286
Procurement, Defense-Wide	2,861,461	2,856,461	2,980,498	24,900	2,886,361
National Guard and Reserve Equipment		318,000		318,000	318,000
Defense Production Act Purchases					
TOTAL PROCUREMENT	82,901,018	84,592,426	85,722,792	1,252,570	84,153,588

BUDGET ITEMS

Aircraft Procurement, Army overview

The budget request included $3,566.5 million in Aircraft Procurement, Army for the Department of Defense.

The House bill would authorize $3,714.8 million.

The Senate amendment would authorize $3,457.3 million.

The conferees agree to authorize $3,451.4 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Aircraft Procurement, Army										
		Aircraft										
		Fixed Wing										
2031	1	UTILITY F/W CARGO AIRCRAFT		109,154		109,154				-109,154		
		Future Cargo Aircraft ahead of need						[-109,154]				
		Future Cargo Aircraft transfer funds to APAF, line 14)								[-109,154]		
2031	2	UTILITY F/W AIRCRAFT		4,060		4,060		4,060				4,060
		Rotary Wing										
2031	3	ARMED RECONNAISSANCE HELICOPTER	18	141,418	18	141,418	18	141,418		-39,600	18	101,818
		Schedule risk								[-39,600]		
2031	4	HELICOPTER, LIGHT UTILITY (LUH)	39	198,677	39	198,677	39	198,677			39	198,677
2031	5	UH-60 BLACKHAWK (MYP)	38	632,542	38	762,542	38	632,542		26,700	38	659,242
		HH-60L - USAR				[115,000]				[19,200]		
		UH-60A to L engine upgrade				[15,000]				[7,500]		
2031	5	LESS: ADVANCE PROCUREMENT (PY)		-77,991		-77,991		-77,991				-77,991
2031	6	ADVANCE PROCUREMENT (CY)		185,845		185,845		185,845				185,845
2031	7	HELICOPTER NEW TRAINING										
		Modification of Aircraft										
2031	8	GUARDRAIL MODS (TIARA)		58,000		58,000		58,000				58,000
2031	9	ARL MODS (TIARA)		48,000		48,000		48,000				48,000
2031	10	AH-64 MODS		794,387		801,387		794,387				794,387
		Modern signal processing unit				[6,000]						
		Bladefold kits				[1,000]						
2031	10	LESS: ADVANCE PROCUREMENT (PY)		-18,746		-18,746		-18,746				-18,746
2031	11	ADVANCE PROCUREMENT (CY)		19,000		19,000		19,000				19,000

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
2031	12	CH-47 CARGO HELICOPTER MODS		607,663		609,563		607,663		900		608,563
		Film laminates for windscreens				[900]				[900]		
		Crashworthy ramp gunner seat				[1,000]						
2031	12	LESS: ADVANCE PROCUREMENT (PY)		-24,358		-24,358		-24,358				-24,358
2031	13	ADVANCE PROCUREMENT (CY)		36,740		36,740		36,740				36,740
2031	14	UTILITY/CARGO AIRPLANE MODS		9,953		9,953		9,953				9,953
2031	15	AIRCRAFT LONG RANGE MODS		364		364		364				364
2031	16	LONGBOW										
2031	16	LESS: ADVANCE PROCUREMENT (PY)										
2031	17	UH-60 MODS		30,891		36,291		30,891		4,100		34,991
		Crashworthy External Fuel System				[3,000]				[3,000]		
		Film laminates for windscreens				[2,400]				[1,100]		
2031	17	LESS: ADVANCE PROCUREMENT (PY)										
2031	18	KIOWA WARRIOR		43,654		43,654		43,654				43,654
2031	19	AIRBORNE AVIONICS		156,452		156,452		156,452				156,452
2031	20	GATM ROLLUP		31,666		31,666		31,666				31,666

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Spares and Repair Parts										
2031	21	SPARE PARTS (AIR)		9,446		9,446		9,446				9,446
		Support Equipment and Facilities										
		Ground Support Avionics										
2031	22	AIRCRAFT SURVIVABILITY EQUIPMENT		27,920		27,920		27,920				27,920
2031	23	ASE INFRARED CM		305,631		305,631		305,631				305,631
		Other Support										
2031	24	AIRBORNE COMMAND & CONTROL		40,220		40,220		40,220				40,220
2031	25	AVIONICS SUPPORT EQUIPMENT		5,062		5,062		5,062				5,062
2031	26	COMMON GROUND EQUIPMENT		64,683		64,683		64,683				64,683
2031	27	AIRCREW INTEGRATED SYSTEMS		35,346		39,346		35,346		2,000		37,346
		Aircraft Wireless Intercom System				[4,000]				[2,000]		
2031	28	AIR TRAFFIC CONTROL		86,351		86,351		86,351				86,351
2031	29	INDUSTRIAL FACILITIES		2,100		2,100		2,100				2,100
2031	30	LAUNCHER, 2.75 ROCKET		2,353		2,353		2,353				2,353
2031	31	AIRBORNE COMMUNICATIONS										
		Total - Aircraft Procurement, Army		**3,566,483**		**3,714,783**		**3,457,329**		**-115,054**		**3,451,429**

Missile Procurement, Army overview

The budget request included $1,350.9 million in Missile Procurement, Army for the Department of Defense.

The House bill would authorize $1,490.9 million.

The Senate amendment would authorize $1,428.9 million.

The conferees agree to authorize $1,328.9 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

			FY 2007		House		Senate		Conference			
			Request		Authorized		Authorized		Change		Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Missile Procurement, Army										
		Other Missiles										
		Surface-to-Air Missile System										
2032	1	PATRIOT SYSTEM SUMMARY	108	489,067	108	489,067	108	514,067			108	489,067
		PAC-3 missiles						[25,000]				
2032	2	SURFACE-LAUNCHED AMRAAM SYSTEM SU		12,039		12,039				-12,039		
		SLAMRAAM procurement ahead of need						[-12,039]		[-12,039]		
2032	3	ADVANCE PROCUREMENT (CY)		10,000		10,000				-10,000		
		SLAMRAAM procurement ahead of need						[-10,000]		[-10,000]		
		Air-to-surface Missile System										
2032	4	HELLFIRE SYS SUMMARY										
		Anti-tank/Assault Missile System										
2032	5	JAVELIN (AAWS-M) SYSTEM SUMMARY	300	104,782	300	104,782	300	104,782			300	104,782
2032	5	LESS: ADVANCE PROCUREMENT (PY)										
2032	6	TOW 2 SYSTEM SUMMARY	949	50,541	949	50,541	949	50,541			949	50,541
2032	6	LESS: ADVANCE PROCUREMENT (PY)		-18,900		-18,900		-18,900				-18,900
2032	7	ADVANCE PROCUREMENT (CY)		32,700		32,700		32,700				32,700
2032	8	GUIDED MLRS ROCKET (GMLRS)	702	147,795	702	147,795	702	147,795			702	147,795
2032	9	MLRS REDUCED RANGE PRACTICE ROCKET	3,762	20,926	3,762	20,926	3,762	20,926			3,762	20,926
2032	10	MLRS LAUNCHER SYSTEMS										
2032	11	HIGH MOBILITY ARTILLERY ROCKET SYSTI	50	226,884	50	226,884	50	226,884			50	226,884
2032	12	ARMY TACTICAL MSL SYS (ATACMS) - SYS :	43	60,502	43	60,502	43	60,502			43	60,502

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
		Modification of Missiles										
		Modifications										
2032	13	PATRIOT MODS		69,856		209,856		144,856				69,856
		Patriot configuration 3 initiative						[75,000]				
		Program increase				[140,000]						
2032	14	JAVELIN MISSILE MODS		10,371		10,371		10,371				10,371
2032	15	ITAS/TOW MODS		84,350		84,350		84,350				84,350
2032	16	MLRS MODS		6,913		6,913		6,913				6,913
2032	17	HIMARS MODIFICATIONS		9,374		9,374		9,374				9,374
2032	18	HELLFIRE MODIFICATIONS										
		Spares and Repair Parts										
2032	19	SPARES AND REPAIR PARTS		25,794		25,794		25,794				25,794
		Support Equipment and Facilities										
2032	20	AIR DEFENSE TARGETS		3,924		3,924		3,924				3,924
2032	21	ITEMS LESS THAN $5.0M (MISSILES)		10		10		10				10
2032	22	PRODUCTION BASE SUPPORT		3,970		3,970		3,970				3,970
		Total - Missile Procurement Army		**1,350,898**		**1,490,898**		**1,428,859**		**-22,039**		**1,328,859**

Procurement of Weapons and Tracked Combat Vehicles, Army overview

The budget request included $2,301.9 million in Procurement of Weapons and Tracked Combat Vehicles, Army for the Department of Defense.

The House bill would authorize $2,335.0 million.

The Senate amendment would authorize $2,849.7 million.

The conferees agree to authorize $2,278.6 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Procurement of Weapons and Tracked Combat										
		Tracked Combat Vehicles										
2033	1	ABRAMS TRNG DEV MOD		899		899		899				899
2033	2	BRADLEY BASE SUSTAINMENT		284,966		431,966		523,766				284,966
		Bradley A3 conversion program						[238,800]				
		Program increase				[147,000]						
2033	3	BRADLEY FVS TRAINING DEVICES (MOD)		4,721		4,721		4,721				4,721
2033	4	ABRAMS TANK TRAINING DEVICES		899		899		899				899
2033	5	STRYKER VEHICLE	100	795,978	100	795,978	100	795,978			100	795,978
		Modification of Tracked Combat Vehicles										
2033	6	CARRIER, MOD		22,969		22,969		161,969				22,969
		M113 recap						[139,000]				
2033	7	FIST VEHICLE (MOD)		32,028		32,028		32,028				32,028
2033	8	MOD OF IN-SVC EQUIP, FIST VEHICLE										
2033	9	BFVS SERIES (MOD)		69,988		69,988		69,988				69,988
2033	10	HOWITZER, MED SP FT 155MM M109A6 (MOI		28,714		28,714		28,714				28,714
2033	11	FAASV PIP TO FLEET										
2033	12	IMPROVED RECOVERY VEHICLE (M88 MOD	12	36,494	12	36,494	12	36,494			12	36,494
2033	13	ARMORED VEH LAUNCH BRIDGE (AVLB) (M		66,054		66,054		66,054				66,054
2033	14	M1 ABRAMS TANK (MOD)		364,899		182,449		364,899				364,899
		Transfer to Title XV				[-182,450]						
2033	15	SYSTEM ENHANCEMENT PGM: SEP M1A2	23	171,097	23	299,997	23	341,097			23	171,097
		M1A2 SEP						[170,000]				
		Program increase - M1A2 SEP retrofit				[128,900]						
		Support Equipment and Facilities										
2033	16	ITEMS LESS THAN $5.0M (TCV-WTCV)		422		422		422				422
2033	17	PRODUCTION BASE SUPPORT (TCV-WTCV)		11,685		11,685		11,685				11,685

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Weapons and Other Combat Vehicles										
2033	18	HOWITZER, LIGHT, TOWED, 105MM, M119	10	20,369	10	20,369	10	20,369			10	20,369
2033	19	INTEGRATED AIR BURST WEAPON SYSTEM		32,339				32,339		-32,339		
		Program decrease				[-32,339]				[-32,339]		
2033	20	M240 MEDIUM MACHINE GUN (7.62MM)	3,025	43,175	3,025	21,575	3,025	43,175			3,025	43,175
		Transfer to Title XV				[-21,600]						
2033	21	M249 SAW MACHINE GUN (5.56MM)	8,600	36,614	8,600	18,314	8,600	36,614			8,600	36,614
		Transfer to Title XV				[-18,300]						
2033	22	MK-19 GRENADE MACHINE GUN (40MM)	68	1,725	68	1,725	68	1,725			68	1,725
2033	23	MORTAR SYSTEMS										
2033	24	M16 RIFLE	2,950	1,844	2,950	1,844	2,950	1,844			2,950	1,844
2033	25	M107, CAL. 50, SNIPER RIFLE	390	8,458	390	8,458	390	8,458			390	8,458
2033	26	XM110 SEMI-AUTOMATIC SNIPER SYSTEM (		15,300		15,300		15,300				15,300
2033	27	M4 CARBINE	1,475	2,221	1,475	11,521	1,475	2,221				2,221
		Program increase				[9,300]						
2033	28	SHOTGUN, MODULAR ACCESSORY SYSTEM				3,000						
		Multi-purpose area suppression shotgun				[3,000]						
2033	29	COMMON REMOTELY OPERATED WEAPONS										
2033	30	HOWITZER LT WT 155MM (T)	85	187,489	85	187,489	85	187,489			85	187,489
		Modification of Weapons and Other Combat Ve										
2033	31	MK-19 GRENADE MACHINE GUN MODS		3,168		3,168		3,168				3,168
2033	32	M4 CARBINE MODS		30,871		15,421		30,871				30,871
		Transfer to Title XV				[-15,450]						
2033	33	M2 50 CAL MACHINE GUN MODS										
2033	34	M249 SAW MACHINE GUN MODS		5,253		5,253		5,253				5,253
2033	35	M240 MEDIUM MACHINE GUN MODS		5,293		5,293		5,293				5,293
2033	36	PHALANX MODS										
2033	37	HOWITZER, TOWED, 155MM, M198 (MODS)										

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
2033	38	M119 MODIFICATIONS		692		692		692				692
2033	39	M16 RIFLE MODS		1,012		6,012		1,012				1,012
		M203 grenade launch module				[5,000]						
2033	40	MODIFICATIONS LESS THAN $5.0M (WOCV-\		1,700		1,700		1,700				1,700
		Support Equipment and Facilities										
2033	41	ITEMS LESS THAN $5.0M (WOCV-WTCV)		507		507		507				507
2033	42	PRODUCTION BASE SUPPORT (WOCV-WTCV		6,331		6,331		6,331				6,331
2033	43	INDUSTRIAL PREPAREDNESS		3,019		13,019		3,019		9,000		12,019
		Arsenal Support Initiative - equipment recapitalization				[10,000]				[9,000]		
2033	44	SMALL ARMS EQUIPMENT (SOLDIER ENH PI		2,750		2,750		2,750				2,750
2033	45	REF SMALL ARMS										
2033	46	CLOSED ACCOUNT ADJUSTMENTS										
		Spares										
2033	47	SPARES AND REPAIR PARTS (WTCV)										
		Total - Procurement of WTCV, Army		**2,301,943**		**2,335,004**		**2,849,743**		**-23,339**		**2,278,604**

Procurement of Ammunition, Army overview

The budget request included $1,903.1 million in Procurement of Ammunition, Army for the Department of Defense.

The House bill would authorize $1,691.5 million.

The Senate amendment would authorize $2,036.8 million.

The conferees agree to authorize $1,984.3 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
		Procurement of Ammunition, Army										
		Ammunition										
		Small/Medium Caliber Ammunition										
2034	1	CTG, 5.56MM, ALL TYPES		214,555		107,255		214,555				214,555
		Transfer to Title XV				[-107,300]						
2034	2	CTG, 7.62MM, ALL TYPES		113,555		56,755		113,555				113,555
		Transfer to Title XV				[-56,800]						
2034	3	CTG, 9MM, ALL TYPES		3,848		3,848		3,848				3,848
2034	4	CTG, .50 CAL, ALL TYPES		125,112		62,562		125,112				125,112
		Transfer to Title XV				[-62,550]						
2034	5	CTG, 20MM, ALL TYPES		101		101		101				101
2034	6	CTG, 25MM, ALL TYPES		32,089		32,089		32,089				32,089
2034	7	CTG, 30MM, ALL TYPES		19,431		19,431		19,431				19,431
2034	8	CTG, 40MM, ALL TYPES		129,409		129,409		129,409				129,409
		Mortar Ammunition										
2034	9	60MM MORTAR, ALL TYPES		13,046		13,046		13,046				13,046
2034	10	81MM MORTAR, ALL TYPES		54,618		54,618		54,618				54,618
2034	11	CTG, MORTAR, 120MM, ALL TYPES		66,506		66,506		66,506				66,506
		Tank Ammunition										
2034	12	CTG TANK 105MM: ALL TYPES		19,584		19,584		19,584				19,584
2034	13	120MM TANK TRAINING, ALL TYPES		142,933		142,933		142,933				142,933
2034	14	CTG, TANK, 120MM TACTICAL, ALL TYPES		48,004		48,004		57,204		9,000		57,004
		M1028 120mm tank cartridge						[9,200]		[9,000]		
		Artillery Ammunition										
2034	15	CTG, ARTY, 75MM: ALL TYPES		2,297		2,297		2,297				2,297
2034	16	CTG, ARTY, 105MM: ALL TYPES		45,585		45,585		57,785				45,585
		M915 105mm DPICM (LAP) all types						[12,200]				
2034	17	CTG, ARTY, 155MM, ALL TYPES		124,099		124,099		124,099				124,099

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
2034	18	PROJ 155MM EXTENDED RANGE XM982		22,971		22,971		22,971				22,971
2034	19	MODULAR ARTILLERY CHARGE SYSTEM (M		73,885		73,885		73,885				73,885
		Artillery Fuzes										
2034	20	ARTILLERY FUZES, ALL TYPES		4,083		4,083		4,083				4,083
		Mines										
2034	21	MINE, TRAINING, ALL TYPES		396		396		396				396
2034	22	MINES (CONVENTIONAL), ALL TYPES		4,221		4,221		4,221				4,221
2034	23	MINE, CLEARING CHARGE, ALL TYPES		4,897		4,897		4,897				4,897
2034	24	ANTIPERSONNEL LANDMINE ALTERNATIVE		85,879		85,879		85,879				85,879
		Rockets										
2034	25	SHOULDER FIRED ROCKETS, ALL TYPES		7,741		7,741		7,741				7,741
2034	26	ROCKET, HYDRA 70, ALL TYPES		136,670		136,670		136,670				136,670
		Other Ammunition										
2034	27	DEMOLITION MUNITIONS, ALL TYPES		33,746		33,746		37,746		3,000		36,746
		Rapid wall breaching kit						[4,000]		[3,000]		
2034	28	GRENADES, ALL TYPES		54,162		54,162		54,162				54,162
2034	29	SIGNALS, ALL TYPES		26,384		26,384		26,384				26,384
2034	30	SIMULATORS, ALL TYPES		10,791		10,791		10,791				10,791
		Miscellaneous										
2034	31	AMMO COMPONENTS, ALL TYPES		3,407		3,407		3,407				3,407
2034	32	NON-LETHAL AMMUNITION, ALL TYPES		30,089		30,089		30,089				30,089
2034	33	CAD/PAD ALL TYPES		2,628		2,628		2,628				2,628
2034	34	ITEMS LESS THAN $5 MILLION		5,493		5,493		5,493				5,493

Title I - Procurement

(Dollars in Thousands)

			FY 2007		House		Senate		Conference			
			Request		Authorized		Authorized		Change		Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
2034	35	AMMUNITION PECULIAR EQUIPMENT		10,306		25,306		25,306		5,000		15,306
		Ammunition peculiar equipment outloading module						[6,000]		[2,000]		
		Automated Tactical Ammunition Classification System						[5,000]		[3,000]		
		Corrosion protection covers						[4,000]				
		Desert optimized equipment				[3,000]						
		Outloading module - Crane AAP				[6,000]						
		Outloading module - McAlester AAP				[6,000]						
2034	36	FIRST DESTINATION TRANSPORTATION (AA		9,552		9,552		9,552				9,552
2034	37	CLOSEOUT LIABILITIES		101		101		101				101
		Ammunition Production Base Support										
		Production Base Support										
2034	38	PROVISION OF INDUSTRIAL FACILITIES		116,175		116,175		209,435		64,200		180,375
		Insensitive Munitions High-shear Mixing System						[7,500]		[5,000]		
		Lake City Army Ammunition Plant						[18,200]		[18,200]		
		Modernization of forge equip at Scranton AAP						[4,000]		[1,000]		
		Radford AAP upgrades						[63,560]		[40,000]		
2034	39	LAYAWAY OF INDUSTRIAL FACILITIES		3,064		3,064		3,064				3,064
2034	40	MAINTENANCE OF INACTIVE FACILITIES		4,743		4,743		4,743				4,743
2034	41	CONVENTIONAL MUNITIONS DEMIL, ALL		94,201		94,201		94,201				94,201
2034	42	ARMS INITIATIVE		2,768		2,768		2,768				2,768
		Total - Procurement of Ammunition, Army		**1,903,125**		**1,691,475**		**2,036,785**		**81,200**		**1,984,325**

Other Procurement, Army overview

The budget request included $7,718.6 million in Other Procurement, Army for the Department of Defense.

The House bill would authorize $6,974.1 million.

The Senate amendment would authorize $7,729.6 million.

The conferees agree to authorize $7,687.5 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
		Other Procurement, Army										
		Tactical and Support Vehicles										
		Tactical Vehicles										
2035	1	TACTICAL TRAILERS/DOLLY SETS		22,961		22,961		22,961				22,961
2035	2	SEMITRAILERS, FLATBED:		7,565		7,565		7,565				7,565
2035	3	SEMITRAILERS, TANKERS		11,676		11,676		11,676				11,676
2035	4	HI MOB MULTI-PURP WHLD VEH (HMMWV)		582,613		582,613		582,613				582,613
2035	5	FAMILY OF MEDIUM TACTICAL VEH (FMTV		695,121		695,121		695,121				695,121
2035	6	FIRETRUCKS & ASSOCIATED FIREFIGHTING		29,286		29,286		29,286				29,286
2035	7	FAMILY OF HEAVY TACTICAL VEHICLES (FI		353,198		353,198		353,198				353,198
2035	8	ARMORED SECURITY VEHICLES (ASV)		155,491		77,741		155,491				155,491
		Transfer to Title XV				[-77,750]						
2035	9	MINE PROTECTION VEHICLE FAMILY										
2035	10	TRUCK, TRACTOR, LINE HAUL, M915/M916		31,202		40,502		31,202		9,300		40,502
		M915A3 program increase - ARNG				[9,300]						
		M915A3 program increase								[9,300]		
2035	11	HVY EXPANDED MOBILE TACTICAL TRUCK		220,416		110,216		220,416				220,416
		Transfer to Title XV				[-110,200]						
2035	12	HMMWV RECAPITALIZATION PROGRAM		34,823				34,823				34,823
		Transfer to Title XV				[-34,823]						
2035	13	MODIFICATION OF IN SVC EQUIP		2,562		2,562		2,562				2,562
2035	14	ITEMS LESS THAN $5.0M (TAC VEH)										
2035	15	TOWING DEVICE-FIFTH WHEEL		1,725		1,725		1,725				1,725
		Non-tactical Vehicles										
2035	16	HEAVY ARMORED SEDAN		609		609		609				609
2035	17	PASSENGER CARRYING VEHICLES		640		640		640				640
2035	18	NONTACTICAL VEHICLES, OTHER		3,486		3,486		3,486				3,486

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Communications and Electronics Equipment										
		Comm-Joint Communications										
2035	19	WIN - TACTICAL PROGRAM						100,000				
		Increase WIN-T funding						[100,000]				
2035	20	JCSE EQUIPMENT (USREDCOM)		4,805		4,805		4,805				4,805
		Comm-Satellite Communications										
2035	21	SECOMP-I		16,884		16,884		16,884				16,884
2035	22	DEFENSE ENTERPRISE WIDEBAND SATCOM		53,616		53,616		53,616				53,616
2035	23	SHF TERM		28,459		28,459		28,459				28,459
2035	24	SAT TERM, EMUT (SPACE)		833		833		833				833
2035	25	NAVSTAR GLOBAL POSITIONING SYSTEM (S		61,611		61,611		68,611		6,000		67,611
		Defense advanced GPS receivers						[7,000]		[6,000]		
2035	26	SMART-T (SPACE)		62,342		62,342		62,342				62,342
2035	27	SCAMP (SPACE)		954		954		954				954
2035	28	GLOBAL BRDCST SVC - GBS		16,803		16,803		16,803				16,803
2035	29	MOD OF IN-SVC EQUIP (TAC SAT)		9,113		9,113		9,113				9,113
		Comm-C3 System										
2035	30	ARMY GLOBAL CMD & CONTROL SYS (AGC		25,253		25,253		25,253				25,253
		Comm-Combat Communications										
2035	31	ARMY DATA DISTRIBUTION SYSTEM (DATA		4,890		4,890		4,890				4,890
2035	32	JOINT TACTICAL RADIO SYSTEM		1,302		1,302		1,302				1,302
2035	33	RADIO TERMINAL SET, MIDS LVT(2)		3,229		3,229		3,229				3,229
2035	34	SINCGARS FAMILY		116,523		58,273		116,523				116,523
		Transfer to Title XV				[-58,250]						
2035	35	MULTI-PURPOSE INFO OPERATIONS SYSTEI		10,460		10,460		10,460				10,460
2035	36	JOINT TACTICAL AREA COMMAND SYSTEM										
2035	37	BRIDGE TO FUTURE NETWORKS		340,231		340,231		240,231				340,231
		Joint network node reduction						[-100,000]				

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
2035	38	COMMS-ELEC EQUIP FIELDING		5,181		5,181		5,181				5,181
2035	39	SPIDER APLA REMOTE CONTROL UNIT		27,599		27,599		27,599				27,599
2035	40	SOLDIER ENHANCEMENT PROGRAM COMM		9,933		9,933		9,933				9,933
2035	41	COMBAT SURVIVOR EVADER LOCATOR (CS		16,541		12,591		16,541		-100		16,441
		ARS 6 mod-in-service terminal guidance				[4,300]				[2,000]		
		Transfer to Title XV				[-8,250]						
		Pricing adjustment								[-2,100]		
2035	42	RADIO, IMPROVED HF FAMILY		91,418		45,718		91,418				91,418
		Transfer to Title XV				[-45,700]						
2035	43	MEDICAL COMM FOR CBT CASUALTY CARE		10,548		10,548		10,548				10,548
		Comm-Intelligence Communications										
2035	44	CI AUTOMATION ARCHITECTURE		1,409		1,409		1,409				1,409
		Information Security										
2035	45	TSEC - ARMY KEY MGT SYS (AKMS)		14,924		14,924		14,924				14,924
2035	46	INFORMATION SYSTEM SECURITY PROGRA		90,379		90,379		90,379				90,379
		Comm-Long Haul Communications										
2035	47	TERRESTRIAL TRANSMISSION		14,432		14,432		14,432				14,432
2035	48	BASE SUPPORT COMMUNICATIONS		33,754		33,754		33,754				33,754
2035	49	ARMY DISN ROUTER										
2035	50	ELECTROMAG COMP PROG (EMCP)		508		508		508				508
2035	51	WW TECH CON IMP PROG (WWTCIP)		27,101		27,101		27,101				27,101
		Comm-Base Communications										
2035	52	INFORMATION SYSTEMS		19,553		19,553		19,553				19,553
2035	53	DEFENSE MESSAGE SYSTEM (DMS)		5,726		5,726		5,726				5,726
2035	54	INSTALLATION INFO INFRASTRUCTURE MO		279,579		279,579		279,579				279,579
2035	55	LOCAL AREA NETWORK (LAN)										
2035	56	PENTAGON INFORMATION MGT AND TELEC		32,711		32,711		32,711				32,711

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
		Elect Equip-Nat For Int Prog (NFIP)										
2035	57	FOREIGN COUNTERINTELLIGENCE PROG (F	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
2035	58	GENERAL DEFENSE INTELL PROG (GDIP)	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
		Elect Equip-Tact Int Rel Act (TIARA)										
2035	59	ALL SOURCE ANALYSIS SYS (ASAS) (MIP)		34,431		34,431		34,431				34,431
2035	60	JTT/CIBS-M (MIP)		985		985		985				985
2035	61	PROPHET GROUND (MIP)		96,532		48,282		96,532				96,532
		Transfer to Title XV				[-48,250]						
2035	62	TACTICAL UNMANNED AERIAL SYS (TUAS)I		100,295		50,145		100,295				100,295
		Transfer to Title XV				[-50,150]						
2035	63	SMALL UNMANNED AERIAL SYSTEM (SUAS		10,200		10,200		10,200				10,200
2035	64	DIGITAL TOPOGRAPHIC SPT SYS (DTSS) (MI		30,729		30,729		30,729				30,729
2035	65	DRUG INTERDICTION PROGRAM (DIP) (TIAR										
2035	66	TACTICAL EXPLOITATION SYSTEM (MIP)										
2035	67	DCGS-A (MIP)		65,424		65,424		65,424				65,424
2035	68	JOINT TACTICAL GROUND STATION (JTAGS		9,852		9,852		9,852				9,852
2035	69	TROJAN (MIP)		7,659		7,659		7,659				7,659
2035	70	MOD OF IN-SVC EQUIP (INTEL SPT) (MIP)		5,040		5,040		5,040				5,040
2035	71	CI HUMINT INFO MANAGEMENT SYSTEM (C		19,704		19,704		19,704				19,704
2035	72	ITEMS LESS THAN $5.0M (MIP)		29,739		29,739		29,739				29,739
		Elect Equip-Electronic Warfare (EW)										
2035	73	LIGHTWEIGHT COUNTER MORTAR RADAR		16,326		16,326		16,326				16,326
2035	74	WARLOCK										
2035	75	COUNTERINTELLIGENCE/SECURITY COUNT										
		Elect Equip-Tactical Surv. (TAC SURV)										
2035	76	SENTINEL MODS		15,125		15,125		15,125				15,125
2035	77	NIGHT VISION DEVICES		320,989		160,489		320,989				320,989
		Transfer to Title XV				[-160,500]						

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
2035	78	LONG RANGE ADVANCED SCOUT SURVEILL		179,594		179,594		179,594				179,594
2035	79	LTWT VIDEO RECON SYSTEM (LWVRS)										
2035	80	NIGHT VISION, THERMAL WPN SIGHT		209,537		209,537		209,537				209,537
2035	81	RADIATION MONITORING SYSTEMS		4,393		4,393		4,393				4,393
2035	82	RAPID AEROSTAT INITIAL DEPLOYMENT										
2035	83	ARTILLERY ACCURACY EQUIP		802		802		802				802
2035	84	MOD OF IN-SVC EQUIP (MMS)		321		321		321				321
2035	85	MOD OF IN-SVC EQUIP (MVS)										
2035	86	ENHANCED PORTABLE INDUCTIVE ARTILLI		7,441		7,441		7,441				7,441
2035	87	PROFILER		2,119		2,119		2,119				2,119
2035	88	MOD OF IN-SVC EQUIP (FIREFINDER RADAR		19,249		9,649		19,249				19,249
		Transfer to Title XV				[-9,600]						
2035	89	FORCE XXI BATTLE CMD BRIGADE & BELO'		160,060		80,010		160,060				160,060
		Transfer to Title XV				[-80,050]						
2035	90	LIGHTWEIGHT LASER DESIGNATOR/RANGE		50,160		50,160		50,160				50,160
2035	91	COMPUTER BALLISTICS: LHMBC XM32										
2035	92	MORTAR FIRE CONTROL SYSTEM		38,971		38,971		38,971				38,971
2035	93	INTEGRATED MET SYS SENSORS (IMETS) - M		3,510		3,510		3,510				3,510
2035	94	ENHANCED SENSOR & MONITORING SYSTE										
		Elect Equip-Tactical C2 Systems										
2035	95	TACTICAL OPERATIONS CENTERS		57,707		57,707		57,707				57,707
2035	96	ADV FA TAC DATA SYS / EFF CTRL SYS		22,035		22,035		22,035				22,035
2035	97	MOD OF IN-SVC EQUIP, AFATDS		5,434		5,434		5,434				5,434
2035	98	LIGHT WEIGHT TECHNICAL FIRE DIRECTIOI		6,042		6,042		6,042				6,042
2035	99	BATTLE COMMAND SUSTAINMENT SUPPOR		31,986		31,986		31,986				31,986
2035	100	FAAD C2		21,095		21,095		21,095				21,095
2035	101	AIR & MSL DEFENSE PLANNING & CONTROI		69,289		69,289		69,289				69,289
2035	102	FORWARD ENTRY DEVICE / LIGHTWEIGHT I		9,305		9,305		9,305				9,305

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
2035	103	KNIGHT FAMILY		24,233		24,233		24,233				24,233
2035	104	LIFE CYCLE SOFTWARE SUPPORT (LCSS)		2,022		2,022		2,022				2,022
2035	105	LOGTECH		97,235		87,235		97,235				97,235
		Global Combat Support System - Army				[-10,000]						
2035	106	TC AIMS II		29,919		29,919		29,919				29,919
2035	107	JOINT NETWORK MANAGEMENT SYSTEM (J		8,279		8,279		8,279				8,279
2035	108	TACTICAL INTERNET MANAGER		11,355		11,355		11,355				11,355
2035	109	MANEUVER CONTROL SYSTEM (MCS)		77,023		77,023		77,023				77,023
2035	110	SINGLE ARMY LOGISTICS ENTERPRISE (SAL		121,808		121,808		121,808				121,808
2035	111	MOUNTED BATTLE COMMAND ON THE MO'		79,035		79,035		79,035				79,035
		Elect Equip - Automation										
2035	112	GENERAL FUND ENTERPRISE BUSINESS SY:		78,403		78,403		78,403		-25,000		53,403
		Program reduction								[-25,000]		
2035	113	ARMY TRAINING MODERNIZATION		21,636		21,636		21,636				21,636
2035	114	AUTOMATED DATA PROCESSING EQUIP		139,206		89,206		139,206		-35,000		104,206
		Global Combat Support System - Army				[-50,000]						
		Program reduction								[-35,000]		
2035	115	CSS COMMUNICATIONS		15,861		15,861		15,861				15,861
2035	116	RESERVE COMPONENT AUTOMATION SYS (		28,675		28,675		28,675				28,675
		Elect Equip-Audio Visual Sys (A/V)										
2035	117	AFRTS		1,007		1,007		1,007				1,007
2035	118	ITEMS LESS THAN $5.0M (A/V)		6,754		6,754		6,754				6,754
2035	119	ITEMS LESS THAN $5M (SURVEYING EQUIP!		1,671		1,671		1,671				1,671
		Elect Equip-Mods Tactical Sys/Eq										
2035	120	WEAPONIZATION OF UNMANNED AERIAL S		15,161		15,161		15,161				15,161
		Elect Equip-Support										
2035	121	ITEMS UNDER $5M (SSE)		17,493		17,493		17,493				17,493
2035	122	PRODUCTION BASE SUPPORT (C-E)		497		497		497				497

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
		Other Support Equipment										
		Chemical Defensive Equipment										
2035	123	CBRN SOLDIER PROTECTION		38,312		38,312		38,312				38,312
2036	124	SMOKE & OBSCURANT FAMILY: SOF (NON A		4,079		4,079		4,079				4,079
		Bridging Equipment										
2035	125	TACTICAL BRIDGING		69,608		69,608		69,608				69,608
2035	126	TACTICAL BRIDGE, FLOAT-RIBBON		80,093		80,093		80,093				80,093
		Engineer (Non-construction) Equipment										
2035	127	HANDHELD STANDOFF MINEFIELD DETECT		52,829		52,829		52,829				52,829
2035	128	KIT, STANDARD TELEOPERATING										
2035	129	GRND STANDOFF MINE DETECTION SYSTEM		197,675		131,575		197,675				197,675
		Transfer to Title XV				[-66,100]						
2035	130	ROBOTIC COMBAT SUPPORT SYSTEM (RCSS										
2035	131	EXPLOSIVE ORDNANCE DISPOSAL EQPMT (		37,269		37,269		37,269				37,269
2035	132	ITEMS LESS THAN $5M (COUNTERMINE EQU		546		546		546				546
		Combat Service Support Equipment										
2035	133	HEATERS AND ECU'S		10,575		10,575		10,575				10,575
2035	134	LAUNDRIES, SHOWERS AND LATRINES										
2035	135	SOLDIER ENHANCEMENT		9,298		10,998		9,298		1,700		10,998
		Maxa beam strobe				[1,700]				[1,700]		
2035	136	LIGHTWEIGHT MAINTENANCE ENCLOSURE										
2035	137	DISMOUNTED BATTLE COMMAND SYSTEM		19,226		19,226		19,226				19,226
2035	138	MOUNTED WARRIOR										
2035	139	FIELD FEEDING EQUIPMENT		36,874		36,874		36,874				36,874
2035	140	CARGO AERIAL DELIVERY PROGRAM		42,653		42,653		42,653				42,653
2035	141	ITEMS LESS THAN $5M (ENG SPT)		5,552		5,552		5,552				5,552
2035	142	ITEMS LESS THAN $5.0M (CSS EQ)										

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Petroleum Equipment										
2035	143	QUALITY SURVEILLANCE EQUIPMENT		1,293		1,293		1,293				1,293
2035	144	DISTRIBUTION SYSTEMS, PETROLEUM & W		67,867		67,867		67,867				67,867
		Water Equipment										
2035	145	WATER PURIFICATION SYSTEMS		9,769		9,769		9,769				9,769
		Medical Equipment										
2035	146	COMBAT SUPPORT MEDICAL		20,467		40,467		20,467		3,000		23,467
		Blood bag transport modernization				[17,000]						
		Combat support hospitals				[3,000]				[3,000]		
		Maintenance Equipment										
2035	147	SHOP EQ CONTACT MAINTENANCE TRK MT		54,732		54,732		54,732				54,732
2035	148	WELDING SHOP, TRAILER MTD		3,051		3,051		3,051				3,051
2035	149	ITEMS LESS THAN $5.0M (MAINT EQ)										
		Construction Equipment										
2035	150	GRADER, ROAD MTZD, HVY, 6X4 (CCE)		2,902		2,902		2,902				2,902
2035	151	SCRAPERS, EARTHMOVING		1,049		1,049		1,049				1,049
2035	152	MISSION MODULES - ENGINEERING		12,108		12,108		12,108				12,108
2035	153	LOADERS		13,023		13,023		13,023				13,023
2035	154	HYDRAULIC EXCAVATOR		2,475		2,475		2,475				2,475
2035	155	TRACTOR, FULL TRACKED		4,799		4,799		4,799				4,799
2035	156	CRANES										
2035	157	HIGH MOBILITY ENGINEER EXCAVATOR (H		47,846		47,846		47,846				47,846
2035	158	CONST EQUIP ESP		40,209		40,209		40,209				40,209
2035	159	ITEMS LESS THAN $5.0M (CONST EQUIP)		22,209		22,209		22,209				22,209
		Rail Float Containerization Equipment										
2035	160	SMALL TUG										
2035	161	LOGISTIC SUPPORT VESSEL (LSV)										
2035	162	HARBORMASTER COMMAND AND CONTRO		9,265		9,265		9,265				9,265

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
2035	163	CAUSEWAY SYSTEMS		8,974		8,974		8,974				8,974
2035	164	ITEMS LESS THAN $5.0M (FLOAT/RAIL)		2,536		2,536		2,536				2,536
		Generators										
2035	165	GENERATORS AND ASSOCIATED EQUIP		69,468		69,468		69,468				69,468
		Material Handling Equipment										
2035	166	ROUGH TERRAIN CONTAINER HANDLER (R										
2035	167	ALL TERRAIN LIFTING ARMY SYSTEM		20,501		20,501		20,501				20,501
		Training Equipment										
2035	168	COMBAT TRAINING CENTERS (CTC) SUPPOI		38,497		47,797		38,497				38,497
		Simulated expandable combat training capability - ARNG				[9,300]						
2035	169	TRAINING DEVICES, NONSYSTEM		243,147		258,647		247,147		9,000		252,147
		Immersive group simulation				[6,500]						
		Tabletop gunnery/maneuver/full-fidelity trainers-ARNG				[5,000]						
		Tabletop gunnery/maneuver/full-fidelity trainers								[5,000]		
		Call-for-fire trainer II/Joint Fires and Effects Trainer System (HASC Amdt)				[4,000]		[4,000]		[4,000]		
2035	170	CLOSE COMBAT TACTICAL TRAINER		16,920		16,920		16,920				16,920
2035	171	AVIATION COMBINED ARMS TACTICAL TR/		80,555		80,555		80,555				80,555
		Test Measure and Dig Equipment (TMD)										
2035	172	CALIBRATION SETS EQUIPMENT		2,026		2,026		2,026				2,026
2035	173	INTEGRATED FAMILY OF TEST EQUIPMENT		47,789		47,789		47,789				47,789
2035	174	TEST EQUIPMENT MODERNIZATION (TEMO		11,827		11,827		11,827				11,827
		Other Support Equipment										
2035	175	RAPID EQUIPPING SOLDIER SUPPORT EQUII		50,679		55,679		50,679				50,679
		Body Ventilation System/cooling vests				[5,000]						
2035	176	IED DEFEAT EQUIPMENT										
2035	177	PHYSICAL SECURITY SYSTEMS (OPA3)		66,665		66,665		66,665				66,665
2035	178	BASE LEVEL COM'L EQUIPMENT		3,279		3,279		3,279				3,279
2035	179	MODIFICATION OF IN-SVC EQUIPMENT (OP/		35,469		35,469		35,469				35,469

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
2035	180	PRODUCTION BASE SUPPORT (OTH)		2,997		2,997		2,997				2,997
2035	181	BUILDING, PRE-FAB, RELOCATABLE										
2035	182	SPECIAL EQUIPMENT FOR USER TESTING		19,562		19,562		19,562				19,562
2035	183	MA8975		2,423		2,423		2,423				2,423
		Spares and Repair Parts										
		OPA2										
2035	184	INITIAL SPARES - C&E		31,271		31,271		31,271				31,271
		OPA3										
2035	185	INITIAL SPARES - OTHER SUPPORT EQUIP		2,202		2,202		2,202				2,202
2035	999	CLASSIFIED PROGRAMS		12,831		12,831		12,831				12,831
		Total - Other Procurement, Army		**7,718,602**		**6,974,079**		**7,729,602**		**-31,100**		**7,687,502**

Aircraft Procurement, Navy overview

The budget request included $10,868.8 million in Aircraft Procurement, Navy for the Department of Defense.

The House bill would authorize $10,760.7 million.

The Senate amendment would authorize $10,704.2 million.

The conferees agree to authorize $10,734.1 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Aircraft Procurement, Navy										
		Combat Aircraft										
1506	1	AV-8B (V/STOL)HARRIER (MYP)										
1506	2	EA-18G	12	891,578	12	891,578	12	891,578			12	891,578
1506	2	LESS: ADVANCE PROCUREMENT (PY)		-26,157		-26,157		-26,157				-26,157
1506	3	ADVANCE PROCUREMENT (CY)		39,753		39,753		39,753				39,753
1506	4	F/A-18E/F (FIGHTER) HORNET (MYP)	30	2,362,471	30	2,362,471	30	2,362,471			30	2,362,471
1506	4	LESS: ADVANCE PROCUREMENT (PY)		-74,218		-74,218		-74,218				-74,218
1506	5	ADVANCE PROCUREMENT (CY)		52,954		52,954		52,954				52,954
1506	6	JSF ADVANCE PROCUREMENT (CY)		245,016		92,016				-122,000		123,016
		Joint Strike Fighter production reduction				[-153,000]		[-245,016]		[-122,000]		
1506	7	V-22 (MEDIUM LIFT)	14	1,371,125	14	1,371,125	14	1,371,125			14	1,371,125
1506	7	LESS: ADVANCE PROCUREMENT (PY)		-66,438		-66,438		-66,438				-66,438
1506	8	ADVANCE PROCUREMENT (CY)		194,080		194,080		194,080				194,080
1506	9	UH-1Y/AH-1Z	18	446,718	18	446,718	18	446,718			18	446,718
1506	10	MH-60S (MYP)	18	573,458	18	573,458	26	685,458			18	573,458
		MH-60S helicopters					[8]	[112,000]				
1506	10	LESS: ADVANCE PROCUREMENT (PY)		-115,300		-115,300		-115,300				-115,300
1506	11	ADVANCE PROCUREMENT (CY)		90,401		90,401		90,401				90,401
1506	12	MH-60R	25	911,854	25	911,854	26	939,854			25	911,854
		MH-60R helicopters					[1]	[28,000]				
1506	12	LESS: ADVANCE PROCUREMENT (PY)		-116,592		-116,592		-116,592				-116,592
1506	13	ADVANCE PROCUREMENT (CY)		120,480		120,480		120,480				120,480
1506	14	E-2C (EARLY WARNING) HAWKEYE (MYP)	2	265,015	2	265,015	2	265,015			2	265,015
1506	14	LESS: ADVANCE PROCUREMENT (PY)		-61,443		-61,443		-61,443				-61,443
1506	15	ADVANCE PROCUREMENT (CY)										
		Airlift Aircraft										
1506	16	UC-35										

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
1506	17	C-40A										
1506	18	C-37										
		Trainer Aircraft										
1506	19	T-45TS (TRAINER) GOSHAWK	12	376,361	12	376,361	10	312,361			12	376,361
		T-45TS					[-2]	[-64,000]				
1506	20	JPATS	21	146,068	25	174,968	21	146,068			21	146,068
		Additional systems			[4]	[28,900]						
		Other Aircraft										
1506	21	KC-130J	4	311,179	4	311,179	4	311,179			4	311,179
1506	21	LESS: ADVANCE PROCUREMENT (PY)		-58,000		-58,000		-58,000				-58,000
1506	22	ADVANCE PROCUREMENT (CY)		45,737		45,737		45,737				45,737
1506	23	F-5	5	2,530	5	2,530	5	2,530			5	2,530
1506	24	VTUAV	4	37,570	4	37,570	4	37,570			4	37,570
		Modification of Aircraft										
1506	25	EA-6 SERIES		48,983		48,983		48,983				48,983
1506	26	AV-8 SERIES		20,506		20,506		20,506				20,506
1506	27	ADVERSARY		2,638		2,638		2,638				2,638
1506	28	F-18 SERIES		411,524		411,524		411,524				411,524
1506	29	H-46 SERIES		47,401		47,401		47,401				47,401
1506	30	AH-1W SERIES		19,760		19,760		19,760				19,760
1506	31	H-53 SERIES		28,252		31,252		32,652		7,400		35,652
		CH-53 Integrated Mechanical Diagnostic System accel						[4,400]		[4,400]		
		Emergency Egress Lighting System				[3,000]				[3,000]		
1506	32	SH-60 SERIES		33,113		33,113		33,113				33,113
1506	33	H-1 SERIES		7,426		7,426		7,426				7,426
1506	34	EP-3 SERIES		56,797		66,797		56,797				56,797
		Service life extension				[10,000]						

Title I - Procurement

(Dollars in Thousands)

			FY 2007		House		Senate		Conference			
			Request		Authorized		Authorized		Change		Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
1506	35	P-3 SERIES		204,606		207,606		204,606		-7,300		197,306
		High resolution digital recorders				[3,000]				[2,700]		
		Program reduction								[-10,000]		
1506	36	S-3 SERIES		750		750		750				750
1506	37	E-2 SERIES		9,087		9,087		9,087				9,087
1506	38	TRAINER A/C SERIES		17,062		17,062		17,062				17,062
1506	39	C-2A		37,157		37,157		37,157				37,157
1506	40	C-130 SERIES		3,547		3,547		3,547				3,547
1506	41	FEWSG		625		625		625				625
1506	42	CARGO/TRANSPORT A/C SERIES		30,332		30,332		30,332				30,332
1506	43	E-6 SERIES		99,184		99,184		99,184				99,184
1506	44	EXECUTIVE HELICOPTERS SERIES		40,190		40,190		40,190				40,190
1506	45	SPECIAL PROJECT AIRCRAFT		14,300		14,300		14,300				14,300
1506	46	T-45 SERIES		34,933		34,933		34,933				34,933
1506	47	POWER PLANT CHANGES		24,580		24,580		24,580				24,580
1506	48	JPATS SERIES		1,656		1,656		1,656				1,656
1506	49	AVIATION LIFE SUPPORT MODS		14,315		14,315		14,315		-5,400		8,915
		Mobile aircrew restraint system-slower ramp up rate								[-5,400]		
1506	50	COMMON ECM EQUIPMENT		35,886		35,886		35,886				35,886
1506	51	COMMON AVIONICS CHANGES		177,500		177,500		177,500				177,500
1506	52	COMMON DEFENSIVE WEAPON SYSTEM		13,656		13,656		13,656				13,656
1506	53	ID SYSTEMS		11,148		11,148		11,148				11,148
1506	54	V-22 (TILT/ROTOR ACFT) OSPREY		85,767		85,767		85,767				85,767
		Aircraft Spares and Repair Parts										
1506	55	SPARES AND REPAIR PARTS		812,689		812,689		812,689		-7,400		805,289
		EA-18G to F/A-18E/F spares								[-7,400]		
		Aircraft Support Equipment and Facilities										
1506	56	COMMON GROUND EQUIPMENT		426,673		426,673		426,673				426,673

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
1506	57	AIRCRAFT INDUSTRIAL FACILITIES		9,472		9,472		9,472				9,472
1506	58	WAR CONSUMABLES		34,916		34,916		34,916				34,916
1506	59	OTHER PRODUCTION CHARGES		19,501		19,501		19,501				19,501
1506	60	SPECIAL SUPPORT EQUIPMENT		64,968		64,968		64,968				64,968
1506	61	FIRST DESTINATION TRANSPORTATION		1,671		1,671		1,671				1,671
1506	62	CANCELLED ACCOUNT ADJUSTMENTS										
		Total - Aircraft Procurement, Navy		**10,868,771**		**10,760,671**		**10,704,155**		**-134,700**		**10,734,071**

Weapons Procurement, Navy overview

The budget request included $2,555.0 million in Weapons Procurement, Navy for the Department of Defense.

The House bill would authorize $2,517.0 million.

The Senate amendment would authorize $2,587.0 million.

The conferees agree to authorize $2,549.0 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Weapons Procurement, Navy										
		Ballistic Missiles										
1507	1	TRIDENT II										
1507	1	LESS: ADVANCE PROCUREMENT (PY)										
		Modification of Missiles										
1507	2	TRIDENT II MODS		957,637		919,637		957,637		-38,000		919,637
		Conventional Trident modification				[-38,000]				[-38,000]		
		Support Equipment and Facilities										
1507	3	MISSILE INDUSTRIAL FACILITIES		3,453		3,453		3,453				3,453
		Other Missiles										
		Strategic Missiles										
1507	4	TOMAHAWK	350	354,565	350	354,565	350	354,565			350	354,565
		Tactical Missiles										
1507	5	AMRAAM	150	98,651	150	98,651	150	98,651			150	98,651
1507	6	SIDEWINDER	174	40,380	174	40,380	174	40,380			174	40,380
1507	7	JSOW	397	125,551	397	125,551	397	125,551			397	125,551
1507	8	STANDARD MISSILE	75	139,672	75	139,672	75	139,672			75	139,672
1507	9	RAM	90	56,874	90	56,874	90	56,874			90	56,874
1507	10	HELLFIRE										
1507	11	AERIAL TARGETS		83,299		83,299		83,299				83,299
1507	12	DRONES AND DECOYS										
1507	13	OTHER MISSILE SUPPORT		8,990		8,990		8,990				8,990
		Modification of Missiles										
1507	14	ESSM	108	99,571	108	99,571	108	99,571			108	99,571
1507	15	STANDARD MISSILES MODS		54,644		54,644		54,644				54,644
		Support Equipment and Facilities										
1507	16	WEAPONS INDUSTRIAL FACILITIES		4,645		4,645		24,645		20,000		24,645
		Allegany Ballistics Laboratory facility restoration						[20,000]		[20,000]		

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Ordnance Support Equipment										
1507	17	ORDNANCE SUPPORT EQUIPMENT		29,534		29,534		29,534				29,534
		Torpedoes and Related Equipment										
		Torpedoes and Related Equip.										
1507	18	SSTD		5,856		5,856		5,856				5,856
1507	19	ASW TARGETS		25,034		25,034		25,034				25,034
		Mod of Torpedoes and Related Equipment										
1507	20	MK-46 TORPEDO MODS		96,505		96,505		96,505				96,505
1507	21	MK-48 TORPEDO ADCAP MODS		61,528		61,528		61,528				61,528
1507	22	QUICKSTRIKE MINE		3,103		3,103		3,103				3,103
		Support Equipment										
1507	23	TORPEDO SUPPORT EQUIPMENT		26,345		26,345		26,345				26,345
1507	24	ASW RANGE SUPPORT		13,288		13,288		13,288				13,288
		Destination Transportation										
1507	25	FIRST DESTINATION TRANSPORTATION		3,259		3,259		3,259				3,259
		Other Weapons										
		Guns and Gun Mounts										
1507	26	SMALL ARMS AND WEAPONS		12,508		12,508		12,508				12,508

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Modification of Guns and Gun Mounts										
1507	27	CIWS MODS		151,194		151,194		151,194				151,194
1507	28	COAST GUARD WEAPONS		5,385		5,385		5,385				5,385
1507	29	GUN MOUNT MODS		8,936		8,936		20,936		12,000		20,936
		Mk 110 57mm naval gun						[12,000]		[12,000]		
1507	30	PIONEER		7,056		7,056		7,056				7,056
1507	31	CRUISER MODERNIZATION WEAPONS		18,470		18,470		18,470				18,470
1507	32	AIRBORNE MINE NEUTRALIZATION SYSTEM		3,151		3,151		3,151				3,151
		Other										
1507	33	CANCELLED ACCOUNT ADJUSTMENTS										
		Spares and Repair Parts										
1507	34	SPARES AND REPAIR PARTS		55,936		55,936		55,936				55,936
		Total - Weapons Procurement, Navy		**2,555,020**		**2,517,020**		**2,587,020**		**-6,000**		**2,549,020**

Procurement of Ammunition, Navy and Marine Corps overview

The budget request included $789.9 million in Procurement of Ammunition, Navy and Marine Corps for the Department of Defense.

The House bill would authorize $758.8 million.

The Senate amendment would authorize $809.9 million.

The conferees agree to authorize $797.9 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Procurement of Ammunition, Navy & Marine Corps										
		Proc Ammo, Navy										
		Navy Ammunition										
1508	1	GENERAL PURPOSE BOMBS		119,561		119,561		119,561				119,561
1508	2	JDAM	3,400	84,014	3,400	84,014	3,400	84,014			3,400	84,014
1508	3	AIRBORNE ROCKETS, ALL TYPES		15,473		15,473		15,473				15,473
1508	4	MACHINE GUN AMMUNITION		16,140		16,140		16,140				16,140
1508	5	PRACTICE BOMBS		44,573		44,573		44,573				44,573
1508	6	CARTRIDGES & CART ACTUATED DEVICES		33,999		33,999		33,999				33,999
1508	7	AIRCRAFT ESCAPE ROCKETS		11,029		11,029		11,029				11,029
1508	8	AIR EXPENDABLE COUNTERMEASURES		72,935		72,935		72,935				72,935
1508	9	JATOS		4,643		4,643		4,643				4,643
1508	10	5 INCH/54 GUN AMMUNITION		24,547		24,547		24,547				24,547
1508	11	76MM GUN AMMUNITION										
1508	12	INTERMEDIATE CALIBER GUN AMMUNITIO		5,729		5,729		15,729		8,000		13,729
		Mk295/ MK296 ammo for Mk110 57mm naval gun						[10,000]		[8,000]		
1508	13	OTHER SHIP GUN AMMUNITION		21,772		21,772		21,772				21,772
1508	14	SMALL ARMS & LANDING PARTY AMMO		32,647		32,647		32,647				32,647
1508	15	PYROTECHNIC AND DEMOLITION		9,189		9,189		9,189				9,189
1508	16	AMMUNITION LESS THAN $5 MILLION		1,197		1,197		1,197				1,197
		Proc Ammo, MC										
		Marine Corps Ammunition										
1508	17	5.56 MM, ALL TYPES		24,365		12,165		24,365				24,365
		Transfer to Title XV				[12,200]						
1508	18	7.62 MM, ALL TYPES		14,814		7,414		14,814				14,814
		Transfer to Title XV				[-7,400]						
1508	19	LINEAR CHARGES, ALL TYPES		8,032		8,032		8,032				8,032

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
1508	20	.50 CALIBER		6,440		3,240		6,440				6,440
		Transfer to Title XV				[-3,200]						
1508	21	40 MM, ALL TYPES		39,369		39,369		39,369				39,369
1508	22	60MM, ALL TYPES		2,947		2,947		2,947				2,947
1508	23	81MM, ALL TYPES		57,351		57,351		57,351				57,351
1508	24	120MM, ALL TYPES		32,858		32,858		32,858				32,858
1508	25	CTG 25MM, ALL TYPES		9,536		9,536		9,536				9,536
1508	26	9 MM ALL TYPES		4,197		4,197		4,197				4,197
1508	27	GRENADES, ALL TYPES		16,733		8,383		26,733				16,733
		M67 hand grenade						[10,000]				
		Transfer to Title XV				[-8,350]						
1508	28	ROCKETS, ALL TYPES		10,201		10,201		10,201				10,201
1508	29	ARTILLERY, ALL TYPES		35,514		35,514		35,514				35,514
1508	30	EXPEDITIONARY FIGHTING VEHICLE		9,529		9,529		9,529				9,529
1508	31	DEMOLITION MUNITIONS, ALL TYPES		8,282		8,282		8,282				8,282
1508	32	FUZE, ALL TYPES		565		565		565				565
1508	33	NON LETHALS		4,030		4,030		4,030				4,030
1508	34	AMMO MODERNIZATION		7,732		7,732		7,732				7,732
1508	35	ITEMS LESS THAN $5 MILLION										
		Total - Procurement of Ammo, Navy & USMC		**789,943**		**758,793**		**809,943**		**8,000**		**797,943**

Shipbuilding and Conversion, Navy overview

The budget request included $10,578.6 million in Shipbuilding and Conversion, Navy for the Department of Defense.

The House bill would authorize $11,183.2 million.

The Senate amendment would authorize $12,058.6 million.

The conferees agree to authorize $11,021.6 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
		Shipbuilding and Conversion, Navy										
		Other Warships										
1611	1	CARRIER REPLACEMENT PROGRAM		552,502		552,502		552,502				552,502
1611	1	LESS: ADVANCE PROCUREMENT (PY)		-552,502		-552,502		-552,502				-552,502
1611	2	ADVANCE PROCUREMENT (CY)		784,143		784,143		834,143		10,000		794,143
		CVN 21 class aircraft carrier program						[50,000]		[10,000]		
1611	3	VIRGINIA CLASS SUBMARINE	1	2,613,135	1	2,613,135	1	2,613,135			1	2,613,135
1611	3	LESS: ADVANCE PROCUREMENT (PY)		-837,663		-837,663		-837,663				-837,663
1611	4	ADVANCE PROCUREMENT (CY)		676,582		1,076,582		676,582		400,000		1,076,582
		Program increase				[400,000]				[400,000]		
1611	5	SSGN CONVERSION										
1611	5	LESS: ADVANCE PROCUREMENT (PY)										
1611	6	ADVANCE PROCUREMENT (CY)										
1611	7	CVN REFUELING OVERHAULS		954,495		954,495		954,495				954,495
1611	7	LESS: ADVANCE PROCUREMENT (PY)										
1611	8	ADVANCE PROCUREMENT (CY)		117,139		117,139		137,139				117,139
		M290 nuclear defueling facility						[20,000]				
1611	9	SSN ERO		3,975		3,975		3,975				3,975
1611	9	LESS: ADVANCE PROCUREMENT (PY)		-3,975		-3,975		-3,975				-3,975
1611	10	ADVANCE PROCUREMENT (CY)		22,078		22,078		22,078				22,078
1611	11	SSBN ERO	1	249,930	1	249,930	1	249,930			1	249,930
1611	11	LESS: ADVANCE PROCUREMENT (PY)		-60,908		-60,908		-60,908				-60,908
1611	12	ADVANCE PROCUREMENT (CY)		37,154		37,154		37,154				37,154
1611	13	DD(X)	2	3,578,245	1	3,578,245	2	3,578,245			2	3,578,245
		Program decrease			[-1]							
1611	13	LESS: ADVANCE PROCUREMENT (PY)		-1,010,134		-1,010,134		-1,010,134				-1,010,134
1611	14	ADVANCE PROCUREMENT (CY)										
1611	15	DDG-51		355,849		355,849		355,849				355,849

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
1611	15	LESS: ADVANCE PROCUREMENT (PY)										
1611	16	DDG MODERNIZATION PROGRAM				200,000				50,000		50,000
		Program increase				[200,000]				[50,000]		
1611	17	LITTORAL COMBAT SHIP	2	520,670	2	520,670	2	520,670			2	520,670
		Amphibious Ships										
1611	18	LHD-1 AMPHIBIOUS ASSAULT SHIP										
1611	19	LPD-17		3,469		3,469	1	1,585,961				3,469
		Restore LPD-17 full funding					[1]	[1,582,492]				
1611	19	LESS: ADVANCE PROCUREMENT (PY)		-3,469		-3,469		-3,469				-3,469
1611	20	ADVANCE PROCUREMENT (CY)		297,492		297,492						297,492
		Eliminate advance procurement						[-297,492]				
1611	21	LHA REPLACEMENT	1	1,433,560	1	1,433,560	1	1,433,560			1	1,433,560
1611	21	LESS: ADVANCE PROCUREMENT (PY)		-297,643		-297,643		-297,643				-297,643
1611	22	ADVANCE PROCUREMENT (CY)						175,000				
		LHA replacement LHA-R						[175,000]				
		Auxiliaries, Craft and Prior Yr Program Costs										
1611	23	SPECIAL PURPOSE										
1611	24	LCU(X)										
1611	25	OUTFITTING		410,643		410,643		380,643				410,643
		Outfitting and post-delivery						[-30,000]				
1611	26	SERVICE CRAFT		45,245	1	49,845		45,245		3,000		48,245
		Weapon retrieval vehicle			[1]	[4,600]				[3,000]		
1611	27	LCAC SLEP	6	110,692	6	110,692	6	110,692			6	110,692
1611	28	COMPLETION OF PY SHIPBUILDING PROGR/		577,849		577,849		557,849		-20,000		557,849
		Completion of prior year shipbuilding						[-20,000]		[-20,000]		
1611	29	POWER UNIT ASSEMBLY FACILITY										
		Total - Shipbuilding and Conversion, Navy		**10,578,553**		**11,183,153**		**12,058,553**		**443,000**		**11,021,553**

Other Procurement, Navy overview

The budget request included $4,967.9 million in Other Procurement, Navy for the Department of Defense.

The House bill would authorize $5,042.8 million.

The Senate amendment would authorize $5,045.5 million.

The conferees agree to authorize $4,995.0 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
		Other Procurement, Navy										
		Ships Support Equipment										
		Ship Propulsion Equipment										
1810	1	LM-2500 GAS TURBINE		7,441		7,441		7,441				7,441
1810	2	ALLISON 501K GAS TURBINE		16,182		16,182		16,182				16,182
		Navigation Equipment										
1810	3	OTHER NAVIGATION EQUIPMENT		31,039		35,539		35,039		3,000		34,039
		Amphib Integrated Bridge System				[4,500]		[4,000]		[3,000]		
		Underway Replenishment Equipment										
1810	4	UNDERWAY REPLENISHMENT EQUIPMENT		928		928		928				928
		Periscopes										
1810	5	SUB PERISCOPES & IMAGING EQUIP		73,729		73,729		73,729				73,729
		Other Shipboard Equipment										
1810	6	DDG MOD		2,179		2,179		27,179				2,179
		DDG 51 Arleigh Burke class AEGIS modernization						[25,000]				
1810	7	FIREFIGHTING EQUIPMENT		17,914		17,914		17,914				17,914
1810	8	COMMAND AND CONTROL SWITCHBOARD		2,693		2,693		2,693				2,693
1810	9	POLLUTION CONTROL EQUIPMENT		27,889		27,889		27,889				27,889
1810	10	SUBMARINE SUPPORT EQUIPMENT		25,231		25,231		27,231		1,000		26,231
		High performance brush program						[2,000]		[1,000]		
1810	11	VIRGINIA CLASS SUPPORT EQUIPMENT		155,510		155,510		155,510				155,510
1810	12	SUBMARINE BATTERIES		33,814		33,814		33,814				33,814
1810	13	STRATEGIC PLATFORM SUPPORT EQUIP		21,892		21,892		21,892				21,892
1810	14	DSSP EQUIPMENT		4,729		4,729		4,729				4,729
1810	15	CG MODERNIZATION		233,666		233,666		233,666				233,666
1810	16	LCAC		437		437		437				437

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accoui	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
1810	17	MINESWEEPING EQUIPMENT		17,843		17,843		17,843		-3,850		13,993
		Very shallow water UUV-reduce from 9 to 6								[-3,850]		
1810	18	ITEMS LESS THAN $5 MILLION		172,775		182,775		181,775		9,500		182,275
		Advanced Control Monitoring System						[4,000]		[4,000]		
		CVN propeller replacement program				[3,500]		[3,000]		[3,500]		
		Canned lube pumps for LSD 41/49 class ships				[2,500]		[2,000]		[2,000]		
		Ultrasonic maintenance tools				[4,000]						
1810	19	CHEMICAL WARFARE DETECTORS		3,141		3,141		3,141				3,141
1810	20	SUBMARINE LIFE SUPPORT SYSTEM		13,751		13,751		13,751				13,751
		Reactor Plant Equipment										
1810	21	REACTOR POWER UNITS		126,974		126,974		126,974				126,974
1810	22	REACTOR COMPONENTS		228,087		228,087		228,087				228,087
		Ocean Engineering										
1810	23	DIVING AND SALVAGE EQUIPMENT		6,287		6,287		6,287				6,287
		Small Boats										
1810	24	STANDARD BOATS		41,081		42,081		41,081		1,000		42,081
		Boat lifts for small boats				[1,000]				[1,000]		
		Training Equipment										
1810	25	OTHER SHIPS TRAINING EQUIPMENT		3,887		3,887		3,887				3,887
		Production Facilities and Equipment										
1810	26	OPERATING FORCES IPE		53,648		53,648		53,648				53,648
		Other Ship Support										
1810	27	NUCLEAR ALTERATIONS		109,571		109,571		109,571				109,571
1810	28	LCS MODULES		79,059		79,059		79,059				79,059
		Drug Interdiction Support										
1810	29	DRUG INTERDICTION SUPPORT										

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
		Communications and Electronics Equipment										
		Ship Radars										
1810	30	RADAR SUPPORT				7,250				6,000		6,000
		AN/SPS-48 ROAR				[7,250]				[6,000]		
		Ship Sonars										
1810	31	SPQ-9B RADAR		2,494		8,494		2,494		6,000		8,494
		LCS				[6,000]				[6,000]		
1810	32	AN/SQQ-89 SURF ASW COMBAT SYSTEM		37,783		37,783		37,783				37,783
1810	33	SSN ACOUSTICS		284,896		284,896		284,896				284,896
1810	34	UNDERSEA WARFARE SUPPORT EQUIPMEN'		9,204		9,204		9,204				9,204
1810	35	SONAR SWITCHES AND TRANSDUCERS		12,524		12,524		12,524				12,524
		ASW Electronic Equipment										
1810	36	SUBMARINE ACOUSTIC WARFARE SYSTEM		20,227		20,227		20,227				20,227
1810	37	SSTD		8,404		8,404		8,404				8,404
1810	38	FIXED SURVEILLANCE SYSTEM		60,681		60,681		60,681				60,681
1810	39	SURTASS		4,688		4,688		4,688				4,688
1810	40	TACTICAL SUPPORT CENTER		5,238		5,238		5,238				5,238
		Electronic Warfare Equipment										
1810	41	AN/SLQ-32		30,955		30,955		30,955				30,955
1810	42	INFORMATION WARFARE SYSTEMS		5,032		5,032		5,032				5,032
		Reconnaissance Equipment										
1810	43	SHIPBOARD IW EXPLOIT		70,782		70,782		70,782				70,782
		Submarine Surveillance Equipment										
1810	44	SUBMARINE SUPPORT EQUIPMENT PROG		83,114		83,114		83,114				83,114
		Other Ship Electronic Equipment										
1810	45	NAVY TACTICAL DATA SYSTEM										
1810	46	COOPERATIVE ENGAGEMENT CAPABILITY		22,502		22,502		22,502				22,502
1810	47	GCCS-M EQUIPMENT		52,508		52,508		52,508				52,508

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
1810	48	NAVAL TACTICAL COMMAND SUPPORT SYS		35,311		35,311		35,311				35,311
1810	49	ATDLS		12,458		12,458		12,458				12,458
1810	50	MINESWEEPING SYSTEM REPLACEMENT		75,442		75,442		75,442				75,442
1810	51	SHALLOW WATER MCM		8,269		8,269		8,269				8,269
1810	52	NAVSTAR GPS RECEIVERS (SPACE)		13,291		13,291		13,291				13,291
1810	53	ARMED FORCES RADIO AND TV		4,481		4,481		4,481				4,481
1810	54	STRATEGIC PLATFORM SUPPORT EQUIP		3,838		3,838		3,838				3,838
		Training Equipment										
1810	55	OTHER TRAINING EQUIPMENT		19,833		19,833		19,833				19,833
		Aviation Electronic Equipment										
1810	56	MATCALS		20,261		20,261		20,261				20,261
1810	57	SHIPBOARD AIR TRAFFIC CONTROL		7,476		7,476		7,476				7,476
1810	58	AUTOMATIC CARRIER LANDING SYSTEM		18,005		18,005		18,005				18,005
1810	59	NATIONAL AIR SPACE SYSTEM		27,575		27,575		27,575				27,575
1810	60	AIR STATION SUPPORT EQUIPMENT		3,968		3,968		3,968				3,968
1810	61	MICROWAVE LANDING SYSTEM		9,157		9,157		9,157				9,157
1810	62	FACSFAC		3,758		3,758		3,758				3,758
1810	63	ID SYSTEMS		28,567		28,567		28,567				28,567
1810	64	TAC A/C MISSION PLANNING SYS(TAMPS)		8,316		8,316		8,316				8,316
		Other Shore Electronic Equipment										
1810	65	DEPLOYABLE JOINT COMMAND AND CONT										
1810	66	COMMON IMAGERY GROUND SURFACE SYS		78,321		78,321		78,321				78,321
1810	67	RADIAC		10,373		10,373		10,373				10,373
1810	68	GPETE		7,086		7,086		7,086				7,086
1810	69	INTEG COMBAT SYSTEM TEST FACILITY		4,283		4,283		4,283				4,283
1810	70	EMI CONTROL INSTRUMENTATION		5,710		5,710		5,710				5,710
1810	71	ITEMS LESS THAN $5 MILLION		22,489		22,489		26,689				22,489
		Thermal imaging systems						[4,200]				

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Shipboard Communications										
1810	72	SHIPBOARD TACTICAL COMMUNICATIONS										
1810	73	PORTABLE RADIOS		40,467		40,467		40,467				40,467
1810	74	SHIP COMMUNICATIONS AUTOMATION		209,123		209,123		209,123				209,123
1810	75	COMMUNICATIONS ITEMS UNDER $5M		12,574		12,574		12,574				12,574
		Submarine Communications										
1810	76	SUBMARINE BROADCAST SUPPORT		666		666		666				666
1810	77	SUBMARINE COMMUNICATION EQUIPMENT		87,900		87,900		87,900				87,900
		Satellite Communications										
1810	78	SATELLITE COMMUNICATIONS SYSTEMS		12,291		14,391		12,291				12,291
		Mini-DAMA on submarines				[2,100]						
		Shore Communications										
1810	79	JCS COMMUNICATIONS EQUIPMENT		2,788		2,788		2,788				2,788
1810	80	ELECTRICAL POWER SYSTEMS		1,145		1,145		1,145				1,145
1810	81	NSIPS										
1810	82	JEDMICS										
1810	83	NAVAL SHORE COMMUNICATIONS		50,429		50,429		50,429				50,429
		Cryptographic Equipment										
1810	84	INFO SYSTEMS SECURITY PROGRAM (ISSP)		101,749		101,749		101,749				101,749
		Cryptologic Equipment										
1810	85	CRYPTOLOGIC COMMUNICATIONS EQUIP		21,758		21,758		21,758				21,758
		Other Electronic Support										
1810	86	COAST GUARD EQUIPMENT		41,133		41,133		41,133				41,133
		Drug Interdiction Support										
1810	87	OTHER DRUG INTERDICTION SUPPORT										
		Aviation Support Equipment										
		Sonobuoys										

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
1810	88	SONOBUOYS - ALL TYPES		66,943		66,943		74,943				66,943
		Sonobouys						[8,000]				
		Aircraft Support Equipment										
1810	89	WEAPONS RANGE SUPPORT EQUIPMENT		56,226		64,226		56,226		2,000		58,226
		Multi-Spectral Threat Emitter System				[8,000]				[2,000]		
1810	90	EXPEDITIONARY AIRFIELDS		8,064		8,064		8,064				8,064
1810	91	AIRCRAFT REARMING EQUIPMENT		12,246		12,246		12,246				12,246
1810	92	AIRCRAFT LAUNCH & RECOVERY EQUIPME		29,817		29,817		29,817				29,817
1810	93	METEOROLOGICAL EQUIPMENT		14,905		14,905		14,905				14,905
1810	94	OTHER PHOTOGRAPHIC EQUIPMENT		1,459		1,459		1,459				1,459
1810	95	AVIATION LIFE SUPPORT		18,624		22,624		18,624		-3,500		15,124
		Multi-Climate Protection System				[4,000]				[3,000]		
		Combat survivor evader locator (CSEL) radio								[-10,000]		
		RI-2200 high-intensity searchlights for NAVIR								[3,500]		
1810	96	AIRBORNE MINE COUNTERMEASURES		89,727		89,727		89,727				89,727
1810	97	LAMPS MK III SHIPBOARD EQUIPMENT		27,369		27,369		27,369				27,369
1810	98	OTHER AVIATION SUPPORT EQUIPMENT		10,821		10,821		10,821				10,821
		Ordnance Support Equipment										
		Ship Gun System Equipment										
1810	99	NAVAL FIRES CONTROL SYSTEM		3,311		3,311		3,311				3,311
1810	100	GUN FIRE CONTROL EQUIPMENT		7,443		7,443		7,443				7,443
		Ship Missile System Equipment										
1810	101	HARPOON SUPPORT EQUIPMENT		100		100		100				100
1810	102	NATO SEASPARROW		4,582		4,582		4,582				4,582
1810	103	RAM GMLS		9,987		9,987		9,987				9,987
1810	104	SHIP SELF DEFENSE SYSTEM		56,668		56,668		56,668				56,668
1810	105	AEGIS SUPPORT EQUIPMENT		75,349		80,349		75,349		4,000		79,349
		AEGIS land based test site modernization				[5,000]				[4,000]		

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
1810	106	SURFACE TOMAHAWK SUPPORT EQUIPMEN										
1810	107	TOMAHAWK SUPPORT EQUIPMENT		61,185		61,185		61,185				61,185
1810	108	SUBMARINE TOMAHAWK SUPPORT EQUIP										
1810	109	VERTICAL LAUNCH SYSTEMS		6,557		6,557		6,557				6,557
		FBM Support Equipment										
1810	110	STRATEGIC MISSILE SYSTEMS EQUIP		111,127		99,127		111,127		-12,000		99,127
		Conventional Trident modification				[-12,000]				[-12,000]		
		ASW Support Equipment										
1810	111	SSN COMBAT CONTROL SYSTEMS		92,876		92,876		92,876				92,876
1810	112	SUBMARINE ASW SUPPORT EQUIPMENT		4,946		4,946		4,946				4,946
1810	113	SURFACE ASW SUPPORT EQUIPMENT		4,642		4,642		4,642				4,642
1810	114	ASW RANGE SUPPORT EQUIPMENT		7,188		7,188		7,188				7,188
		Other Ordnance Support Equipment										
1810	115	EXPLOSIVE ORDNANCE DISPOSAL EQUIP		21,494		21,494		29,194				21,494
		Joint Service and EOD IED countermeasures						[7,700]				
1810	116	ITEMS LESS THAN $5 MILLION		4,041		4,041		4,041				4,041
		Other Expendable Ordnance										
1810	117	ANTI-SHIP MISSILE DECOY SYSTEM		54,131		54,131		60,131		5,500		59,631
		MK53 (NULKA) Decoy System						[6,000]		[5,500]		
1810	118	SURFACE TRAINING DEVICE MODS		11,243		11,243		11,243				11,243
1810	119	SUBMARINE TRAINING DEVICE MODS		24,776		27,776		24,776				24,776
		SNADIS shore interface				[3,000]						
		Civil Engineering Support Equipment										
1810	120	PASSENGER CARRYING VEHICLES		2,184		2,184		2,184				2,184
1810	121	GENERAL PURPOSE TRUCKS		2,200		2,200		2,200				2,200
1810	122	CONSTRUCTION & MAINTENANCE EQUIP		25,441		25,441		25,441				25,441
1810	123	FIRE FIGHTING EQUIPMENT		16,726		16,726		16,726				16,726
1810	124	TACTICAL VEHICLES		29,432		29,432		29,432				29,432

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
1810	125	AMPHIBIOUS EQUIPMENT		86,604		86,604		86,604				86,604
1810	126	POLLUTION CONTROL EQUIPMENT		12,066		12,066		12,066				12,066
1810	127	ITEMS UNDER $5 MILLION		39,845		39,845		39,845				39,845
1810	128	PHYSICAL SECURITY VEHICLES		1,317		1,317		1,317				1,317
		Supply Support Equipment										
1810	129	MATERIALS HANDLING EQUIPMENT		13,716		23,716		13,716		5,000		18,716
		NCF forklift systems				[10,000]				[5,000]		
1810	130	OTHER SUPPLY SUPPORT EQUIPMENT		12,080		15,080		12,080		1,000		13,080
		Serial Number Tracking System				[3,000]				[1,000]		
1810	131	FIRST DESTINATION TRANSPORTATION		5,925		5,925		5,925				5,925
1810	132	SPECIAL PURPOSE SUPPLY SYSTEMS		65,938		65,938		65,938				65,938
		Personnel and Command Support Equipment										
		Training Devices										
1810	133	TRAINING SUPPORT EQUIPMENT		18,222		26,222		18,222		2,000		20,222
		Laser Marksmanship Training System - Navy Reserve				[8,000]						
		Laser Marksmanship Training System								[2,000]		
		Command Support Equipment										
1810	134	COMMAND SUPPORT EQUIPMENT		58,576		67,376		66,176		3,000		61,576
		Man overboard identification program				[8,800]		[4,400]		[3,000]		
		Multi Climate Protection System						[3,200]				
1810	135	EDUCATION SUPPORT EQUIPMENT		390		390		390				390
1810	136	MEDICAL SUPPORT EQUIPMENT		5,590		11,790		9,690		6,000		11,590
		Combat casualty care equipment upgrade program				[6,200]		[4,100]		[6,000]		
1810	138	OPERATING FORCES SUPPORT EQUIPMENT		15,270		15,270		15,270				15,270
1810	139	C4ISR EQUIPMENT		10,685		10,685		10,685				10,685
1810	140	ENVIRONMENTAL SUPPORT EQUIPMENT		16,138		16,138		16,138				16,138
1810	141	PHYSICAL SECURITY EQUIPMENT		166,302		166,302		166,302		-8,533		157,769
		WRAS and SPS program adjustment								[-8,533]		

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
1810	142	ENTERPRISE INFORMATION TECHNOLOGY		3,995		3,995		3,995				3,995
1810	143	CLASSIFIED PROGRAMS	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
1810	144	SPECIAL PROGRAM	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
		Productivity Programs										
1810	145	JUDGMENT FUND REIMBURSEMENT										
		Other										
1810	146	CANCELLED ACCOUNT ADJUSTMENTS										
		Spares and Repair Parts										
1810	147	SPARES AND REPAIR PARTS		219,886		219,886		219,886				219,886
1810	999	CLASSIFIED PROGRAMS		8,841		8,841		8,841				8,841
		Total - Other Procurement, Navy		**4,967,916**		**5,042,766**		**5,045,516**		**27,117**		**4,995,033**

Procurement, Marine Corps overview

The budget request included $1,273.5 million in Procurement, Marine Corps for the Department of Defense.

The House bill would authorize $1,223.8 million.

The Senate amendment would authorize $1,300.2 million.

The conferees agree to authorize $1,253.8 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Procurement, Marine Corps										
		Weapons and Combat Vehicles										
		Tracked Combat Vehicles										
1109	1	AAV7A1 PIP		12,481		12,481		12,481				12,481
1109	2	EXPEDITIONARY FIGHTING VEHICLE	15	239,859	15	239,859	15	239,859			15	239,859
1109	2	LESS: ADVANCE PROCUREMENT (PY)		-9,237		-9,237		-9,237				-9,237
1109	3	ADVANCE PROCUREMENT (CY)		25,582		25,582		25,582				25,582
1109	4	LAV PIP		25,990		25,990		25,990				25,990
1109	5	HIMARS										
1109	6	IMPROVED RECOVERY VEHICLE (IRV)										
1109	7	MODIFICATION KITS (ARMOR AND FIRE SUI										
1109	8	M1A1 FIREPOWER ENHANCEMENTS		19,085		19,085		19,085				19,085
		Artillery and Other Weapons										
1109	9	EXPEDITIONARY FIRE SUPPORT SYSTEM		7,361		7,361		7,361				7,361
1109	10	155MM LIGHTWEIGHT TOWED HOWITZER	34	94,365	40	106,765	40	106,765			34	94,365
		Lightweight 155-millimeter towed howitzer					[6]	[12,400]				
		Program increase			[6]	[12,400]						
1109	11	MODIFICATION KITS (INFANTRY WEAPONS						5,000				
		M2HB .50 caliber machine gun modification kits						[5,000]				
1109	12	MARINE ENHANCEMENT PROGRAM										
1109	13	HIGH MOBILITY ARTILLERY ROCKET SYSTI	6	57,524	6	57,524	6	57,524			6	57,524
1109	14	WEAPONS AND COMBAT VEHICLES UNDER		8,959		4,459		8,959				8,959
		Transfer to Title XV				[-4,500]						
		Weapons										
1109	15	MODULAR WEAPON SYSTEM										
		Other Support										
1109	16	MODIFICATION KITS		8,968		8,968		8,968				8,968
1109	17	WEAPONS ENHANCEMENT PROGRAM		17,051		17,051		17,051				17,051

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
1109	18	OPERATIONS OTHER THAN WAR										
		Guided Missiles and Equipment										
		Guided Missiles										
1109	19	GROUND BASED AIR DEFENSE		3,894		3,894		3,894				3,894
1109	20	JAVELIN										
1109	21	HIMARS ROCKETS										
1109	22	COMPLEMENTARY LOW ALTITUDE WEAPOI		3,155		3,155		3,155				3,155
		Other Support										
1109	23	MODIFICATION KITS		3,282		3,282		3,282				3,282
		Communications and Electronics Equipment										
		Command and Control Systems										
1109	24	UNIT OPERATIONS CENTER		7,752		7,752		7,752				7,752
		Repair and Test Equipment										
1109	25	REPAIR AND TEST EQUIPMENT		13,088		13,088		13,088				13,088
1109	26	AUTO TEST SYSTEMS										
1109	27	GENERAL PURPOSE TOOLS & TEST SYSTEM										
1109	28	CALIBRATION FACILITIES										
		Other Support (Tel)										
1109	29	COMBAT SUPPORT SYSTEM		14,304		14,304		14,304				14,304
1109	30	MODIFICATION KITS		17,456		17,456		17,456				17,456
		Command and Control System (Non-tel)										
1109	31	GLOBAL COMBAT SUPPORT SYSTEM										
1109	32	ITEMS UNDER $5 MILLION (COMM & ELEC)		4,061		4,061		4,061				4,061
1109	33	AIR OPERATIONS C2 SYSTEMS		41,056		41,056		41,056				41,056
1109	34	MAGTF CSSE & SE										
1109	35	MULTIPLE ROLE RADAR SYSTEM										
1109	36	JOINT TACTICAL RADIO SYSTEMS										

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
		Repair and Equipment (Non-tel)										
1109	37	RADAR SYSTEMS		14,796		14,796		14,796				14,796
1109	38	RADAR SET AN/TPS-59										
1109	39	TRANSITION SWITCH MODULE										
		Intell/Comm Equipment (Non-tel)										
1109	40	TACTICAL REMOTE SENSOR SYSTEM										
1109	41	FIRE SUPPORT SYSTEM		31,808		34,808		31,808				31,808
		Envelope protective covers for MEU weapon systems				[3,000]						
1109	42	SMALL UNIT REMOTE SCOUTING SYSTEM (:										
1109	43	INTELLIGENCE SUPPORT EQUIPMENT		26,040		26,040		26,040				26,040
1109	44	MOD KITS (INTEL)										
		Repair and Test Equipment (Non-tel)										
1109	45	VISUAL INFORMATION SYSTEMS (VIS)										
		Other Comm/Elec Equipment (Non-tel)										
1109	46	COMPLIMENTARY LOW ALTITUDE WEAPON										
1109	47	NIGHT VISION EQUIPMENT		13,675		6,825		13,675				13,675
		Transfer to Title XV				[-6,850]						
		Other Support (Non-tel)										
1109	48	COMMON COMPUTER RESOURCES		67,230		67,230		67,230				67,230
1109	49	COMMAND POST SYSTEMS		19,747		19,747		29,047		1,000		20,747
		Laser Integrated Target Engagement System						[9,300]		[1,000]		
1109	50	RADIO SYSTEMS		53,521		26,771		53,521				53,521
		Transfer to Title XV				[-26,750]						
1109	51	COMM SWITCHING & CONTROL SYSTEMS		49,190		49,190		49,190				49,190
1109	52	COMM & ELEC INFRASTRUCTURE SUPPORT		17,137		17,137		17,137				17,137
1109	53	MOD KITS MAGTF C41										

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Support Vehicles										
		Administrative Vehicles										
1109	54	COMMERCIAL PASSENGER VEHICLES		351		351		351				351
1109	55	COMMERCIAL CARGO VEHICLES		12,035		12,035		12,035				12,035
		Tactical Vehicles										
1109	56	5/4T TRUCK HMMWV (MYP)	851	72,351	851	36,151	851	72,351			851	72,351
		Transfer to Title XV				[-36,200]						
1109	57	MOTOR TRANSPORT MODIFICATIONS										
1109	58	MEDIUM TACTICAL VEHICLE REPLACEMEN		656		656		656				656
1109	59	LIGHTWEIGHT PRIME MOVER		11		11		11				11
1109	60	LOGISTICS VEHICLE SYSTEM REP		68,785		68,785		68,785		-21,700		47,085
		Program delays								[-21,700]		
1109	61	FAMILY OF TACTICAL TRAILERS		12,664		12,664		12,664				12,664
		Other Support										
1109	62	ITEMS LESS THAN $5 MILLION		2,869		2,869		2,869				2,869
		Engineer and Other Equipment										
1109	63	ENVIRONMENTAL CONTROL EQUIP ASSORT		2,039		2,039		2,039				2,039
1109	64	ASSAULT BREACHER VEHICLE										
1109	65	BULK LIQUID EQUIPMENT		17,543		17,543		17,543				17,543
1109	66	TACTICAL FUEL SYSTEMS		4,064		4,064		4,064				4,064
1109	67	DEMOLITION SUPPORT SYSTEMS										
1109	68	POWER EQUIPMENT ASSORTED		9,999		9,999		9,999				9,999
1109	69	AMPHIBIOUS SUPPORT EQUIPMENT		13,218		13,218		13,218				13,218
1109	70	EOD SYSTEMS		14,838		7,438		14,838				14,838
		Transfer to Title XV				[-7,400]						
		Materials Handling Equipment										
1109	71	AMPHIBIOUS RAID EQUIPMENT										

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
1109	72	PHYSICAL SECURITY EQUIPMENT		5,205		14,705		5,205				5,205
		Laser Perimeter Awareness System				[9,500]						
1109	73	GARRISON MOBILE ENGINEER EQUIPMENT		11,161		11,161		11,161				11,161
1109	74	MATERIAL HANDLING EQUIP		17,031		17,031		17,031				17,031
1109	75	FIRST DESTINATION TRANSPORTATION		5,216		5,216		5,216				5,216
		General Property										
1109	76	FAMILY OF INCIDENT RESPONSE										
1109	77	FIELD MEDICAL EQUIPMENT		3,224		3,224		3,224				3,224
1109	78	FAMILY OF EOD EQUIPMENT										
1109	79	TRAINING DEVICES		13,797		18,797		13,797				13,797
		Video Flashlight Training System				[5,000]						
1109	80	CONTAINER FAMILY		3,011		5,111		3,011		1,000		4,011
		Nitrile rubber collapsible storage units				[2,100]				[1,000]		
1109	81	FAMILY OF CONSTRUCTION EQUIPMENT		20,058		20,058		20,058				20,058
1109	82	FAMILY OF INTERNALLY TRANSPORTABLE		2,759		2,759		2,759				2,759
1109	83	BRIDGE BOATS										
1109	84	RAPID DEPLOYABLE KITCHEN		5,148		5,148		5,148				5,148
		Other Support										
1109	85	MODIFICATION KITS										
1109	86	ITEMS LESS THAN $5 MILLION		10,463		10,463		10,463				10,463
1109	87	CANCELLED ACCOUNT ADJUSTMENT (M)										
		Spares and Repair Parts										
1109	88	SPARES AND REPAIR PARTS		35,837		35,837		35,837				35,837
		Total - Procurement, Marine Corps		**1,273,513**		**1,223,813**		**1,300,213**		**-19,700**		**1,253,813**

Aircraft Procurement, Air Force overview

The budget request included $11,479.8 million in Aircraft Procurement, Air Force for the Department of Defense.

The House bill would authorize $13,042.6 million.

The Senate amendment would authorize $12,004.1 million.

The conferees agree to authorize of $12,179.2 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

			FY 2007		House		Senate		Conference			
			Request		Authorized		Authorized		Change		Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Aircraft Procurement, Air Force										
		Combat Aircraft										
		Tactical Forces										
3010	1	F-35	5	988,109	5	988,109	5	118,405	-1	-140,000	4	848,109
		Joint Strike Fighter production reduction						[-869,704]	[-1]	[-140,000]		
3010	1	LESS: ADVANCE PROCUREMENT (PY)		-118,405		-118,405		-118,405				-118,405
3010	2	ADVANCE PROCUREMENT (CY)		145,310		57,310		60,030		-72,000		73,310
		Joint Strike Fighter production reduction				[-88,000]		[-85,280]		[-72,000]		
3010	3	F-22A		1,503,898	20	2,903,898	20	3,103,898	20	1,400,000	20	2,903,898
		Additional aircraft			[20]	[1,400,000]	[20]	[1600,000]	[20]	[1,400,000]		
3010	3	LESS: ADVANCE PROCUREMENT (PY)										
3010	4	ADVANCE PROCUREMENT (CY)		477,404		477,404		277,404				477,404
		Reduction						[-200,000]				
3010	5	F-15E										
3010	5	LESS: ADVANCE PROCUREMENT (PY)										
3010	6	ADVANCE PROCUREMENT (CY)										
		Airlift Aircraft										
		Tactical Airlift										
3010	7	C-17A (MYP)	12	3,306,394	15	3,606,194	14	3,273,214		-348,000	12	2,958,394
		Eliminate settlement fees						[-433,180]		[-348,000]		
		Additional aircraft			[3]	[299,800]	[2]	[400,000]				
3010	7	LESS: ADVANCE PROCUREMENT (PY)		-670,202		-670,202		-670,202				-670,202
3010	8	ADVANCE PROCUREMENT (CY)						33,180				
		Advance procurement for FY 2008						[33,180]				
3010	9	C-17 ICS										
		Other Airlift										
3010	10	C-40										

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
	11	C-130J	9	806,974	9	806,974	9	806,974			9	806,974
3010	11	LESS: ADVANCE PROCUREMENT (PY)		-109,687		-109,687		-109,687				-109,687
3010	12	ADVANCE PROCUREMENT (CY)		90,000		90,000		90,000				90,000
3010	13	KC- X ADVANCE PROCUREMENT (CY)		36,130						-36,130		
		KC-135 aircraft replacement				[-36,130]		[-36,130]		[-36,130]		
3010	14	LIGHT CARGO AIRCRAFT		15,783		15,783		15,783		109,154		124,937
		Light Cargo Aircraft, transfer of funds from APA, line 1)								[109,154]		
		Trainer Aircraft										
		UPT Trainers										
3010	15	DRUG INTERDICTION										
3010	16	INTRO TO FLIGHT/AIRMANSHIP PRG										
		Operational Trainers										
3010	17	JPATS	48	305,129	48	305,129	48	305,129			48	305,129
		Other Aircraft										
		Helicopters										
3010	18	V22 OSPREY	2	218,958	2	218,958	2	218,958			2	218,958
3010	18	LESS: ADVANCE PROCUREMENT (PY)		-10,385		-10,385		-10,385				-10,385
3010	19	ADVANCE PROCUREMENT (CY)		34,390		34,390		34,390				34,390
		Mission Support Aircraft										
3010	20	CIVIL AIR PATROL A/C		2,193		10,193		2,193		8,000		10,193
		Program increase				[8,000]				[8,000]		
		Other Aircraft										
3010	21	TARGET DRONES		82,042		82,042		82,042				82,042
3010	22	C-37A										
3010	23	GLOBAL HAWK	6	493,417	6	493,417	6	493,417	-1	-37,000	5	456,417
		Reduction of aircraft							[-1]	[-37,000]		
3010	23	LESS: ADVANCE PROCUREMENT (PY)		-64,129		-64,129		-64,129				-64,129
3010	24	ADVANCE PROCUREMENT (CY)		63,903		63,903		63,903		-13,000		50,903
		Reduction of 2 aircraft								[-13,000]		

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
3010	25	PREDATOR UAV	26	229,095	26	114,545	26	229,095		-76,680	26	152,415
		Transfer to Title XV				[-114,550]						
		Acceleration of SOF capability								[-76,680]		
		Modification of In-service Aircraft										
		Strategic Aircraft										
3010	26	B-2A		191,282		191,282		191,282				191,282
3010	27	B-1B		53,255		57,755		53,255		2,000		55,255
		MSOGS improvement program				[4,500]				[2,000]		
3010	28	B-52		70,147		70,147		70,147				70,147
3010	29	F-117		24,422		24,422		24,422				24,422
		Tactical Aircraft										
3010	30	A-10		107,432		107,432		190,832		2,700		110,132
		A/OA-10 modifications						[83,400]		[20,300]		
		Precision engagement								[-17,600]		
3010	31	F-15		92,901		92,901		92,901				92,901
3010	32	F-16		352,054		352,054		352,054				352,054
3010	33	F-22A		216,095		216,095		216,095		-60,000		156,095
		Common configuration								[-60,000]		
3010	34	T/AT-37										
		Airlift Aircraft										
3010	35	C-5		176,112		220,612		208,112		12,000		188,112
		C-5 avionics modernization program			[8]	[32,000]		[32,000]		[12,000]		
		Defensive system upgrade			[10]	[12,500]						
3010	35	LESS: ADVANCE PROCUREMENT (PY)		-19,734		-19,734		-19,734				-19,734
3010	36	ADVANCE PROCUREMENT (CY)		66,700		88,900		66,700				66,700
		RERP kit				[22,200]						
3010	37	C-9										
3010	38	C-17A		251,404		251,404		251,404				251,404

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
3010	39	C-21		1,322		1,322		1,322				1,322
3010	40	C-32A		198		198		198				198
3010	41	C-37A		404		404		404				404
		Trainer Aircraft										
3010	42	GLIDER MODS		115		115		115				115
3010	43	T-6		6,164		6,164		6,164				6,164
3010	44	T-1		188		188		188				188
3010	45	T-38		143,701		143,701		143,701				143,701
3010	46	T-41 AIRCRAFT										
3010	47	T-43		2,139		2,139		2,139				2,139
		Other Aircraft										
3010	48	KC-10A (ATCA)		6,761		6,761		6,761				6,761
3010	49	C-12		929		929		929				929
3010	50	C-20 MODS		513		513		513				513
3010	51	VC-25A MOD		1,027		1,027		1,027				1,027
3010	52	C-40		198		198		198				198
3010	53	C-130		217,677		236,977		217,677		7,300		224,977
		APN-241 radar				[5,500]				[5,500]		
		Scathe View communications				[1,800]				[1,800]		
		Senior Scout shelter				[7,000]						
		Project RAINCOAT				[5,000]						
3010	54	C130J MODS		39,001		39,001		39,001		-14,000		25,001
		Block 6.0 upgrade								[-14,000]		
3010	55	C-135		83,541		83,541		83,541				83,541
3010	56	COMPASS CALL MODS		46,818		46,818		46,818				46,818
3010	57	C-29A MODS										
3010	58	DARP		89,796		89,796		89,796				89,796
3010	59	E-3		64,547		64,547		64,547				64,547

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
3010	60	E-4		5,640		5,640		5,640				5,640
3010	61	E-8		138,162		138,162		138,162				138,162
3010	62	H-1		40,421		40,421		40,421				40,421
3010	63	H-60		16,738		16,738		16,738				16,738
3010	64	GLOBAL HAWK MODS		11,309		11,309		11,309				11,309
3010	65	OTHER AIRCRAFT		43,733		43,733		43,733				43,733
3010	66	PREDATOR MODS		58,255		58,255		58,255				58,255
3010	67	CV-22 MODS		451		451		451				451
		Other Modifications										
3010	68	CLASSIFIED PROJECTS										
		Aircraft Spares and Repair Parts										
3010	69	INITIAL SPARES/REPAIR PARTS		305,207		305,207		305,207		-45,000		260,207
		Joint Strike Fighter								[-45,000]		
		Aircraft Support Equipment and Facilities										
		Common Support Equip										
3010	70	COMMON SUPPORT EQUIPMENT		138,918		138,918		138,918				138,918
		Post Production Support										
3010	71	B-1		10,320		10,320		10,320				10,320
3010	72	B-2A		7,693		7,693		7,693				7,693
3010	73	B-2A		11,709		11,709		11,709				11,709
3010	74	B-52		8,081		8,081		8,081				8,081
3010	75	C-130										
3010	76	F-15 POST PRODUCTION SUPPORT		10,741		10,741		10,741				10,741
3010	77	F-16 POST PRODUCTION SUPPORT		12,245		12,245		12,245				12,245
		Industrial Preparedness										
3010	78	INDUSTRIAL RESPONSIVENESS		23,524		23,524		23,524				23,524
		War Consumables										
3010	79	WAR CONSUMABLES		25,438		25,438		25,438				25,438

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
		Other Production Charges										
3010	80	OTHER PRODUCTION CHARGES		474,853		478,053		474,853				474,853
		P5 Combat Training System				[3,200]						
3010	81	DEPOT MODERNIZATION		1,370		1,370		1,370				1,370
		Classified Pgms										
3010	82	CLASSIFIED PROGRAMS	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
3010	83	CLASSIFIED ACTIVITIES	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
3010	84	SPECIAL PROGRAMS	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
		Other Production Charges SOF										
3010	85	CANCELLED ACCT ADJUSTMENTS										
		DARP										
3010	86	DARP		13,000		13,000		13,000				13,000
3010	999	CLASSIFIED PROGRAMS		8,572		8,572		8,572				8,572
		Total - Aircraft Procurement, Air Force		**11,479,810**		**13,042,630**		**12,004,096**	**18**	**699,344**		**12,179,154**

Procurement of Ammunition, Air Force overview

The budget request included $1,072.7 million for Procurement of Ammunition, Air Force for the Department of Defense.

The House bill would authorize $1,076.7 million.

The Senate amendment would authorize $1,076.7 million.

The conferees agree to authorize $1,072.7 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Procurement of Ammunition, Air Force										
		Procurement of Ammo, Air Force										
		Rockets										
3011	1	ROCKETS		58,671		58,671		58,671				58,671
		Cartridges										
3011	2	CARTRIDGES		168,499		168,499		168,499				168,499
		Bombs										
3011	3	PRACTICE BOMBS		15,036		15,036		15,036				15,036
3011	4	GENERAL PURPOSE BOMBS		235,533		239,533		239,533				235,533
		Bomb insensitive munitions upgrade						[4,000]				
		Insensitive munitions upgrade				[4,000]						
3011	5	SENSOR FUZED WEAPON	305	118,887	305	118,887	305	118,887			305	118,887
3011	6	JOINT DIRECT ATTACK MUNITION	7,261	175,013	7,261	175,013	7,261	175,013			7,261	175,013
3011	7	WIND CORRECTED MUNITIONS DISPENSER	250	34,704	250	34,704	250	34,704			250	34,704
		Flare, IR MJU-7B										
3011	8	CAD/PAD		29,909		29,909		29,909				29,909
3011	9	EXPLOSIVE ORDINANCE DISPOSAL (EOD)		3,091		3,091		3,091				3,091
3011	10	SPARES AND REPAIR PARTS		4,705		4,705		4,705				4,705
3011	11	INITIAL SPARES										
3011	12	MODIFICATIONS		919		919		919				919
3011	13	ITEMS LESS THAN $2,000,000		4,083		4,083		4,083				4,083

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Fuzes										
3011	14	FLARES		161,958		161,958		161,958				161,958
3011	15	FUZES		56,777		56,777		56,777				56,777
		Weapons										
		Small Arms										
3011	16	SMALL ARMS		4,964		4,964		4,964				4,964
		Total - Procurement of Ammunition, Air Force		**1,072,749**		**1,076,749**		**1,076,749**				**1,072,749**

Missile Procurement, Air Force overview

The budget request included $4,204.1 million in Missile Procurement, Air Force for the Department of Defense.

The House bill would authorize $4,171.5 million.

The Senate amendment would authorize $4,219.1 million.

The conferees agree to authorize $4,171.9 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Missile Procurement, Air Force										
		Ballistic Missiles										
		Missile Replacement Equipment-Ballistic										
3020	1	MISSILE REPLACEMENT EQ-BALLISTIC		34,344		34,344		34,344				34,344
		Other Missiles										
		Tactical										
3020	2	JASSM	234	187,165	234	187,165	234	187,165			234	187,165
3020	3	JOINT STANDOFF WEAPON										
3020	4	SIDEWINDER (AIM-9X)	195	43,834	195	43,834	195	43,834			195	43,834
3020	5	AMRAAM	215	135,869	215	135,869	215	135,869			215	135,869
3020	6	PREDATOR HELLFIRE MISSILE	677	65,312	677	32,662	677	65,312			677	65,312
		Transfer to Title XV				[-32,650]						
3020	7	SMALL DIAMETER BOMB	1,343	99,062	1,343	99,062	1,343	99,062			1,343	99,062
		Industrial Facilities										
3020	8	INDUSTR'L PREPAREDNS/POL PREVENTION		2,236		2,236		2,236				2,236
		Modification of In-service Missiles										
		Class IV										
3020	9	ADVANCED CRUISE MISSILE		1,352		1,352		1,352				1,352
3020	10	MISSILE REPLACEMENT EQ-BALLISTIC		833		833		833				833
3020	11	MM III MODIFICATIONS		691,657		691,657		711,657		11,000		702,657
		Propulsion replacement program						[20,000]		[11,000]		
3020	12	AGM-65D MAVERICK		246		246		246				246
3020	13	AIR LAUNCH CRUISE MISSILE		9,708		9,708		9,708				9,708
		Spares and Repair Parts										
		Missiles and Repair Parts										
3020	14	INITIAL SPARES/REPAIR PARTS		50,602		50,602		50,602				50,602

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
		Other Support										
		Space Programs										
3020	15	ADVANCED EHF										
3020	15	LESS: ADVANCE PROCUREMENT (PY)										
3020	16	ADVANCE PROCUREMENT (CY)										
3020	17	WIDEBAND GAPFILLER SATELLITES(SPACE	1	413,868	1	413,868	1	413,868			1	413,868
3020	17	LESS: ADVANCE PROCUREMENT (PY)		-50,217		-50,217		-50,217				-50,217
3020	18	ADVANCE PROCUREMENT (CY)		50,700		50,700		50,700				50,700
3020	19	SPACEBORNE EQUIP (COMSEC)		10,085		10,085		10,085				10,085
3020	20	GLOBAL POSITIONING (SPACE)		139,182		139,182		139,182				139,182
3020	20	LESS: ADVANCE PROCUREMENT (PY)		-42,000		-42,000		-42,000				-42,000
3020	21	ADVANCE PROCUREMENT (CY)		43,259		43,259		43,259		-43,259		
		Program slip (SV 10-12)								[-43,259]		
3020	22	DEF METEOROLOGICAL SAT PROG(SPACE)		86,720		86,720		86,720				86,720
3020	23	DEFENSE SUPPORT PROGRAM(SPACE)		38,391		38,391		38,391				38,391
3020	24	DEFENSE SATELLITE COMM SYSTEM(SPACI										
3020	25	TITAN SPACE BOOSTERS(SPACE)		31,126		31,126		31,126				31,126
3020	26	EVOLVED EXPENDABLE LAUNCH VEH(SPA(	4	936,490	4	936,490	4	931,490			4	936,490
		Program reduction (S. Amdt)						[-5,000]				
3020	27	MEDIUM LAUNCH VEHICLE(SPACE)		102,004		102,004		102,004				102,004

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
		Special Programs										
3020	28	CANCELLED ACCOUNTS										
3020	29	DEFENSE SPACE RECONN PROGRAM		214,262		214,262		214,262				214,262
3020	30	SPECIAL PROGRAMS	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
3020	31	SPECIAL ACTIVITIES	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
3020	32	CLASSIFIED PROGRAMS	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
3020	33	SPECIAL UPDATE PROGRAMS		131,362		131,362		131,362				131,362
3020	999	CLASSIFIED PROGRAMS		776,693		776,693		776,693				776,693
		Total - Missile Procurement, Air Force		**4,204,145**		**4,171,495**		**4,219,145**		**-32,259**		**4,171,886**

Other Procurement, Air Force overview

The budget request included $15,408.1 million in Other Procurement, Air Force for the Department of Defense.

The House bill would authorize $15,434.6 million.

The Senate amendment would authorize $15,434.6 million.

The conferees agree to authorize $15,443.3 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Other Procurement, Air Force										
		Vehicular Equipment										
		Passenger Carrying Vehicles										
3080	1	ARMORED VEHICLE	1	487	1	487	1	487			1	487
3080	2	PASSENGER CARRYING VEHICLES	153	14,373	153	14,373	153	14,373			153	14,373
		Cargo and Utility Vehicles										
3080	3	TRUCK, STAKE/PLATFORM										
3080	4	TRUCK, CARGO-UTILITY, 3/4T, 4X4										
3080	5	TRUCK, CARGO-UTILITY, 3/4T, 4X2										
3080	6	TRUCK, MAINT/UTILITY/DELIVERY VAN										
3080	7	TRUCK, CARRYALL										
3080	8	MEDIUM TACTICAL VEHICLE		21,003		21,003		21,003				21,003
3080	9	HIGH MOBILITY VEHICLE (MYP)		4,072		4,072		4,072				4,072
3080	10	TRUCK, TRACTOR, OVER 5T										
3080	11	CAP VEHICLES		695		695		695				695
3080	12	ITEMS LESS THAN $2,000,000										
		Special Purpose Vehicles										
3080	13	TRUCK TANK 1200 GAL										
3080	14	TRUCK, TANK FUEL R-11										
3080	15	HMMWV, ARMORED		8,432		4,232		8,432				8,432
		Transfer to Title XV				[-4,200]						
3080	16	TRUCK, REFUSE										
3080	17	HMWWV,UP-ARMORED		11,334		5,684		11,334				11,334
		Transfer to Title XV				[-5,650]						
3080	18	TRACTOR A/C TOW MB-4										
3080	19	TRACTOR, TOW, FLIGHTLINE										
3080	20	TRUCK HYDRANT FUEL										
3080	21	ITEMS LESS THAN $2M										

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Fire Fighting Equipment										
3080	22	FIRE FIGHTING/CRASH RESCUE VEHICLES		21,492		21,492		21,492				21,492
3080	23	ITEMS LESS THAN $2M										
		Materials Handling Equipment										
3080	24	TRUCK F/L 6000 LB										
3080	25	TRUCK, F/L 10,000 LB										
3080	26	HALVERSEN LOADER		8,211		8,211		8,211				8,211
3080	27	ITEMS LESS THAT $2,000,000										
		Base Maintenance Support										
3080	28	LOADER, SCOOP										
3080	29	LOADER- SCOOP- W/BACKHOE										
3080	30	TRUCK, DUMP 5CY										
3080	31	RUNWAY SNOW REMOV AND CLEANING EQ		30,260		30,260		30,260				30,260
3080	32	CRANE 7-50 TON										
3080	33	MODIFICATIONS										
3080	34	ITEMS LESS THAN $5,000,000(VEHICLES)		27,918		27,918		27,918				27,918
		Cancelled Account Adjustment										
3080	35	CANCELLED ACCOUNT ADJUSTMENTS										
		Electronics and Telecommunications										
		Comm Security Equipment (COMSEC)										
3080	36	COMSEC EQUIPMENT		121,763		121,763		121,763				121,763
3080	37	MODIFICATIONS (COMSEC)		692		692		692				692
		Intelligence Programs										
3080	38	INTELLIGENCE TRAINING EQUIPMENT		5,235		5,235		5,235				5,235
3080	39	INTELLIGENCE COMM EQUIPMENT		1,576		1,576		9,076		7,500		9,076
		Intelligence squadron equipment for reachback						[7,500]		[7,500]		

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
		Electronics Programs										
3080	40	TRAFFIC CONTROL/LANDING		6,241		23,541		6,241		9,300		15,541
		Mobile Approach Control System -ANG				[17,300]						
		Mobile Approach Control System								[9,300]		
3080	41	NATIONAL AIRSPACE SYSTEM		53,761		53,761		53,761				53,761
3080	42	THEATER AIR CONTROL SYS IMPROVE		77,184		77,184		77,184				77,184
3080	43	WEATHER OBSERVATION FORECAST		35,093		35,093		35,093				35,093
3080	44	STRATEGIC COMMAND AND CONTROL		27,076		27,076		27,076				27,076
3080	45	CHEYENNE MOUNTAIN COMPLEX		19,257		4,357		19,257				19,257
		CCIC2S				[-14,900]						
3080	46	TAC SIGINT SPT										
3080	47	DRUG INTERDICTION SPT		431		431		431				431
		Special Comm-Electronics Projects										
3080	48	GENERAL INFORMATION TECHNOLOGY		120,406		126,406		120,406				120,406
		Science and engineering lab data integration (SELDI) (HASC Amdt)				[6,000]						
3080	49	AF GLOBAL COMMAND & CONTROL SYS		13,877		13,877		13,877				13,877
3080	50	MOBILITY COMMAND AND CONTROL		10,060		10,060		10,060				10,060
3080	51	AIR FORCE PHYSICAL SECURITY SYSTEM		41,382		44,382		56,382		4,200		45,582
		Air Force Space Command security upgrades						[15,000]		[3,200]		
		Near real time surveillance				[3,000]				[1,000]		
3080	52	COMBAT TRAINING RANGES		35,382		47,382		35,382		9,200		44,582
		Unmanned threat emitter modernization				[12,000]				[4,000]		
		P5 Combat Training System (CTS) Infrastructure Assets								[5,200]		
3080	53	MINIMUM ESSENTIAL EMERGENCY COMM		3,413		3,413		3,413				3,413
3080	54	C3 COUNTERMEASURES		4,657		4,657		4,657				4,657
3080	55	GCSS-AF FOS		31,994		31,994		31,994				31,994
3080	56	THEATER BATTLE MGT C2 SYSTEM		23,586		23,586		23,586				23,586
3080	57	AIR OPERATIONS CENTER (AOC)		25,183		25,183		25,183				25,183

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
		Air Force Communications										
3080	58	BASE INFO INFRASTRUCTURE		334,655		334,655		334,655				334,655
3080	59	USCENTCOM		32,558		32,558		32,558				32,558
3080	60	AUTOMATED TELECOMMUNICATIONS PGM										
		DISA Programs										
3080	61	SPACE BASED IR SENSOR PGM SPACE		4,219		4,219		4,219				4,219
3080	62	NAVSTAR GPS SPACE		6,004		6,004		6,004				6,004
3080	63	NUDET DETECTION SYS SPACE		13,456		13,456		13,456				13,456
3080	64	AF SATELLITE CONTROL NETWORK SPACE		85,512		85,512		85,512				85,512
3080	65	SPACELIFT RANGE SYSTEM SPACE		120,450		120,450		120,450				120,450
3080	66	MILSATCOM SPACE		75,846		75,846		75,846				75,846
3080	67	SPACE MODS SPACE		25,153		25,153		25,153				25,153
3080	68	COUNTERSPACE SYSTEM		31,434		31,434		31,434				31,434
		Organization and Base										
3080	69	TACTICAL C-E EQUIPMENT		147,658		147,658		147,658				147,658
3080	70	COMBAT SURVIVOR EVADER LOCATER		27,225		27,225		27,225				27,225
3080	71	RADIO EQUIPMENT		7,730		12,730		7,730		1,000		8,730
		HF ground control station antennas				[5,000]				[1,000]		
3080	72	TV EQUIPMENT (AFRTV)		2,743		2,743		2,743				2,743
3080	73	CCTV/AUDIOVISUAL EQUIPMENT		8,416		8,416		8,416				8,416
3080	74	BASE COMM INFRASTRUCTURE		135,169		135,169		135,169				135,169
3080	75	ITEMS LESS THAN $2,000,000		3,795		3,795		3,795				3,795
		Modifications										
3080	76	COMM ELECT MODS		28,344		28,344		28,344				28,344
		Other Base Maintenance and Support Equip										
		Test Equipment										
3080	77	BASE/ALC CALIBRATION PACKAGE										
3080	78	PRIMARY STANDARDS LABORATORY PACK										

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
3080	79	ITEMS LESS THAN $2M										
		Personal Safety and Rescue Equipment										
3080	80	NIGHT VISION GOGGLES		19,304		19,304		19,304				19,304
3080	81	ITEMS LESS THAN $2M (SAFETY)				4,000		4,000		4,000		4,000
		Self-deploying infrared streamers				[4,000]		[4,000]		[4,000]		
		Depot Plant and Material Handling Equip										
3080	82	MECHANIZED MATERIAL HANDLING EQUIP		14,593		18,593		14,593				14,593
		Enterprise data collection solution				[4,000]						
3080	83	ITEMS LESS THAN $2M (DEPOT)										
		Electrical Equipment										
3080	84	FLOODLIGHTS SET TYPE NF2D										
3080	85	ITEMS LESS THAN $2M (ELECTRICAL)										
		Base Support Equipment										
3080	86	BASE PROCURED EQUIPMENT		11,417		11,417		11,417				11,417
3080	87	MEDICAL/DENTAL EQUIPMENT		16,377		16,377		16,377				16,377
3080	88	AIR BASE OPERABILITY		5,063		5,063		5,063				5,063
3080	89	PHOTOGRAPHIC EQUIPMENT										
3080	90	PRODUCTIVITY CAPITAL INVESTMENT		5,401		5,401		5,401				5,401
3080	91	MOBILITY EQUIPMENT		26,043		26,043		26,043				26,043
3080	92	AIR CONDITIONERS										
3080	93	ITEMS LESS THAN $2M (BASE SUPPORT)		30,876		30,876		30,876				30,876
3080	94	PRODUCTION ACTIVITIES	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
		Special Support Projects										
3080	95	TECH SURV COUNTERMEASURES EQMT										
3080	96	DARP RC135		21,204		21,204		21,204				21,204
3080	97	DARP, MRIGS		195,723		195,723		195,723				195,723
3080	98	SELECTED ACTIVITIES	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
3080	99	SPECIAL UPDATE PROGRAM		467,601		467,601		467,601				467,601
3080	100	DEFENSE SPACE RECONNAISSANCE PROG.		15,171		15,171		15,171				15,171
3080	101	FIRST DESTINATION TRANSPORTATION										
		Spares and Repair Parts										
3080	102	SPARES AND REPAIR PARTS		28,634		28,634		28,634				28,634
3080	103	SPARES AND REPAIR PARTS										
3080	999	CLASSIFIED PROGRAMS		12,653,786		12,653,786		12,653,786				12,653,786
		Total - Other Procurement, Air Force		**15,408,086**		**15,434,636**		**15,434,586**		**35,200**		**15,443,286**

Procurement, Defense-wide overview

The budget request included $2,861.5 million in Procurement, Defense-wide for the Department of Defense.

The House bill would authorize $2,856.5 million.

The Senate amendment would authorize $2,980.5 million.

The conferees agree to authorize $2,886.4 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
		Procurement, Defense-Wide										
		Major Equipment										
		Major Equipment, OSD/WHS										
300	1	MAJOR EQUIPMENT, OSD		84,861		84,861		107,198				84,861
		Army high performance computing research center						[22,337]				
		Major Equipment, NSA										
300	2	CONSOLIDATED CRYPTOLOGIC PROGRAM	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
300	3	INFORMATION SYSTEMS SECURITY PROGR.		12,133		12,133		12,133				12,133
300	4	DEFENSE AIRBORNE RECONNAISSANCE PG.	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
300	5	COUNTERDRUG INTELLIGENCE										
		Major Equipment, WHS										
300	6	WHS MOTOR VEHICLES	1	175	1	175	1	175			1	175
300	7	MAJOR EQUIPMENT, WHS		23,451		23,451		23,451				23,451
		Major Equipment, DISA										
300	8	INTERDICTION SUPPORT										
300	9	INFORMATION SYSTEMS SECURITY		18,747		18,747		18,747				18,747
300	10	DEFENSE MESSAGE SYSTEM		6,247		6,247		6,247				6,247
300	11	GLOBAL COMMAND AND CONTROL SYSTEM		5,584		5,584		5,584				5,584
300	12	GLOBAL COMBAT SUPPORT SYSTEM		2,652		2,652		2,652				2,652
300	13	TELEPORT PROGRAM		50,280		50,280		50,280				50,280
300	14	GLOBAL INFORMATION GRID										
300	15	ITEMS LESS THAN $5 MILLION		41,386		41,386		41,386				41,386
300	16	NET CENTRIC ENTERPRISE SERVICES (NCES		26,952		11,952		26,952				26,952
		Program decrease				[-15,000]						
300	17	DEFENSE INFORMATION SYSTEM NETWORI		29,870		29,870		29,870				29,870
300	18	PUBLIC KEY INFRASTRUCTURE		1,928		1,928		1,928				1,928
		Major Equipment, DIA										
300	19	INTELLIGENCE AND COMMUNICATIONS	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
300	20	COMBATANT COMMAND INTELLIGENCE OF	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
300	21	INTELLIGENCE SUPPORT TO OSD COUNTER	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
300	22	DEFENSE HUMINT INTELLIGENCE (HUMINT	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
		Major Equipment, DLA										
300	23	MAJOR EQUIPMENT		8,694		8,694		8,694				8,694
		Major Equipment, DCAA										
300	24	ITEMS LESS THAN $5 MILLION		1,520		1,520		1,520				1,520
		Major Equipment, TJS										
300	25	MAJOR EQUIPMENT, TJS		42,988		42,988		42,988				42,988
		Major Equipment, DHRA										
300	26	PERSONNEL ADMINISTRATION		7,915		7,915		7,915				7,915
		National Geospatial Intelligence Agency										
300	27	MAJOR EQUIPMENT, NGA	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
		Defense Threat Reduction Agency										
300	28	VEHICLES		180		180		180				180
300	29	OTHER MAJOR EQUIPMENT		15,698		15,698		15,698				15,698
		Defense Security Cooperation Agency										
300	30	OTHER MAJOR EQUIPMENT		507		507		507				507
		Major Equipment, AFIS										
300	31	MAJOR EQUIPMENT, AFIS		5,636		5,636		5,636				5,636
		Major Equipment, DODDE										
300	32	AUTOMATION/EDUCATIONAL SUPPORT & L		1,522		1,522		1,522				1,522
		Major Equipment, DCMA										
300	33	MAJOR EQUIPMENT		3,257		3,257		3,257				3,257
		Major Equipment, DTSA										
300	34	MAJOR EQUIPMENT		421		421		421				421
		Major Equipment, BTA										
300	35	MAJOR EQUIPMENT, BTA		16,291		16,291		16,291				16,291

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
		Special Operations Command										
		Aviation Programs										
300	36	ROTARY WING UPGRADES AND SUSTAINMI		86,758		86,758		100,658				86,758
		M134D-T mini gun						[13,900]				
300	37	SOF TRAINING SYSTEMS										
300	38	MC-130H AIR REFUELING SYSTEM		1,522		1,522		1,522				1,522
300	39	MH-47 SERVICE LIFE EXTENSION PROGRAM		59,812		59,812		59,812				59,812
300	40	MH-60 SOF MODERNIZATION PROGRAM		91,902		91,902		91,902				91,902
300	41	MC-130H, COMBAT TALON II		158,824		158,824		158,824				158,824
300	42	CV-22 SOF MOD	2	168,780	2	168,780	2	168,780			2	168,780
300	43	AC-130U GUNSHIP ACQUISITION		1,131		1,131		1,131				1,131
300	44	C-130 MODIFICATIONS		49,763		49,763		49,763				49,763
300	45	AIRCRAFT SUPPORT		1,143		1,143		1,143				1,143
		Shipbuilding										
300	46	ADVANCED SEAL DELIVERY SYSTEM (ASDS		12,629		12,629		12,629				12,629
300	47	MK8 MOD1 SEAL DELIVERY VEHICLE		2,473		2,473		2,473				2,473
		Ammunition Programs										
300	48	SOF ORDNANCE REPLENISHMENT		43,679		43,679		43,679				43,679
300	49	SOF ORDNANCE ACQUISITION		13,604		13,604		21,104				13,604
		M153 time delayed firing device/sympathetic detonator						[7,500]				
		Other Procurement Programs										
300	50	COMMUNICATIONS EQUIPMENT AND ELEC		70,410		70,410		70,410		-10,000		60,410
		MBITR radios								[-10,000]		
300	51	SOF INTELLIGENCE SYSTEMS		32,743		32,743		51,643				32,743
		Persistent Predator operations and intelligence						[13,400]				
		JTWS variants for network-centric advanced platforms						[5,500]				

Title I - Procurement

(Dollars in Thousands)

			FY 2007 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
Accou	Line	Program Title	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
300	52	SMALL ARMS AND WEAPONS		105,788		105,788		123,988		12,900		118,688
		MK47 Mod 0 Striker40						[12,900]		[12,900]		
		Special Operations Forces laser acquisition marker (SOFLAM)						[5,300]				
300	53	CLASSIFIED PROGRAMS	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
300	54	MARITIME EQUIPMENT MODIFICATIONS		1,831		1,831		1,831				1,831
300	55	SPECIAL APPLICATIONS FOR CONTINGENCI		9,608		9,608		9,608				9,608
300	56	SOF COMBATANT CRAFT SYSTEMS		20,204		20,204		28,404		8,200		28,404
		SOCOM craft modifications						[8,200]		[8,200]		
300	57	SPARES AND REPAIR PARTS		5,302		5,302		5,302				5,302
300	58	SPECIAL PROGRAMS	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
300	59	TACTICAL VEHICLES		13,196		13,196		13,196				13,196
300	60	MISSION TRAINING AND PREPARATIONS SY		12,841		12,841		12,841				12,841
300	61	COMBAT MISSION REQUIREMENTS										
300	62	MILCON COLLATERAL EQUIPMENT		3,090		3,090		3,090				3,090
300	63	UNMANNED VEHICLES		20,700		20,700		20,700				20,700
300	64	CLASSIFIED PROGRAM (GDIP)	[ ]	[ ]	[ ]	[ ]	[ ]	[ ]			[ ]	[ ]
300	65	SOF MARITIME EQUIPMENT		2,655		2,655		2,655				2,655
300	66	DRUG INTERDICTION										
300	67	MISCELLANEOUS EQUIPMENT		13,074		13,074		13,074				13,074
300	68	SPECIAL OPS MISSION PLANNING ENVIRON										
300	69	SOF OPERATIONAL ENHANCEMENTS		434,472		444,472		434,472		1,800		436,272
		Craft modifications				[8,200]						
		LAN crypto devices				[1,800]				[1,800]		
300	70	PSYOP EQUIPMENT		93,881		93,881		93,881				93,881

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
		Chemical/Biological Defense										
		CBDP										
300	71	INSTALLATION FORCE PROTECTION		86,157		86,157		86,157				86,157
300	72	INDIVIDUAL PROTECTION		76,732		76,732		76,732				76,732
300	73	DECONTAMINATION		16,793		16,793		16,793				16,793
300	74	JOINT BIOLOGICAL DEFENSE PROGRAM		47,113		47,113		47,113				47,113
300	75	COLLECTIVE PROTECTION		43,508		43,508		43,508				43,508
300	76	CONTAMINATION AVOIDANCE		236,120		236,120		266,120		12,000		248,120
		M22 automatic chemical agent alarm (ACADA)						[20,000]		[12,000]		
		Improved chemical agent monitor (ICAM)						[10,000]				
300	999	CLASSIFIED PROGRAMS		414,328		414,328		414,328				414,328
		Total - Procurement, Defense-Wide		**2,861,461**		**2,856,461**		**2,980,498**		**24,900**		**2,886,361**

National Guard and Reserve Equipment

The budget request included no funding in the National Guard and Reserve Equipment account for the Department of Defense.

The House bill would authorize $318.0 million.

The Senate amendment contained no similar funding.

The Senate recedes.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title I - Procurement

(Dollars in Thousands)

Accou	Line	Program Title	FY 2007 Request Qty	FY 2007 Request Cost	House Authorized Qty	House Authorized Cost	Senate Authorized Qty	Senate Authorized Cost	Conference Change Qty	Conference Change Cost	Conference Authorized Qty	Conference Authorized Cost
		National Guard & Reserve Equipment										
		Reserve Equipment										
		ARMY RESERVE										
	1	MISCELLANEOUS EQUIPMENT										
		NAVY RESERVE										
	2	MISCELLANEOUS EQUIPMENT										
		MARINE CORPS RESERVE										
	3	MISCELLANEOUS EQUIPMENT										
		AIR FORCE RESERVE										
	4	MISCELLANEOUS EQUIPMENT										
		National Guard Equipment										
		ARMY NATIONAL GUARD										
	5	MISCELLANEOUS EQUIPMENT				318,000				318,000		318,000
		Restoration of ARNG end strength funding				[318,000]						
		Additional equipment								[318,000]		
		AIR NATIONAL GUARD										
	6	MISCELLANEOUS EQUIPMENT										
		Total - National Guard & Reserve Equipment				**318,000**				**318,000**		**318,000**
		Defense Production Act Purchases										
360	1	DEFENSE PRODUCTION ACT PURCHASES										
		Total - Defense Production Act Purchases										
		TOTAL PROCUREMENT		**82,901,018**		**84,592,426**		**85,722,792**		**1,252,570**		**84,153,588**

Light Cargo Aircraft

The budget request included $109.2 million in Aircraft Procurement, Army (APA) for the procurement of three Future Cargo Aircraft (FCA) and $15.8 million in Aircraft Procurement, Air Force (APAF) for the Light Cargo Aircraft (LCA).

The House bill would authorize the budget request.

The Senate amendment would authorize a decrease of $109.2 million.

The conferees agree to authorize a decrease of $109.2 million in APA, and an increase by the same amount in APAF.

The conferees note that the Army initiated the FCA program to support an Army organic, time-sensitive cargo mission. The Air Force is also interested in procuring a similar type of aircraft and has been in the process of establishing a program office for a new intra-theater LCA. Since submission of the budget request, the Army and Air Force have signed a Memorandum of Understanding (MOU) regarding merging the two programs into a new program called the Joint Cargo Aircraft (JCA).

As part of implementing that MOU, the Air Force is conducting F-series (functional analysis) studies and an independent analysis of alternatives to define the broader requirement for the aircraft. The Air Force's LCA would provide intra-theater lift mission support for the U.S. Transportation Command (USTRANSCOM), which is the distribution process owner for the Department of Defense. The conferees note that intra-theater lift using fixed wing aircraft is performed most efficiently when it is coordinated by USTRANSCOM.

The conferees also note that the Joint Chiefs of Staff Intra-theater Lift Capabilities Study Phase 1 and the Air Mobility Command's Mobility Roadmap are currently being developed. The conferees further agree that, until these documents are complete, the right mix and number of intra-theater aircraft will not be determined. Therefore, it would be premature to procure aircraft until the Department completes these efforts and presents them to the congressional defense committees.

ITEMS OF SPECIAL INTEREST

Battleship transfer

The House report accompanying H.R. 5122 (H. Rept. 109–452) of the National Defense Authorization Act for Fiscal Year 2007 contained an item of special interest to clarify instructions to the Navy regarding the transfer of the battleships USS *Wisconsin* and USS *Iowa*, included in the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163). The conferees understand that: (1) the Navy will require that the USS *Wisconsin* and USS *Iowa* be preserved in their present condition through continued use of cathodic protection, dehumidification, and other methods as needed; (2) any alterations to the battleships while in the custody of entities within the Commonwealth of Virginia and State of California, respectively, could be reverted; and (3) spare parts and unique equipment, such as 16-inch gun barrels and projectiles, if donated, will include a provision in the donation agreement that they can be recalled if the battleships are returned to the Navy in the event of a national emergency. The conferees agree that these measures would meet the intent of the instructions contained in the House report.

Study on replacement of the T–38 training aircraft

The Senate report accompanying S. 2766 (S. Rept. 109–254) of the National Defense Authorization Act for Fiscal Year 2007 directed the Secretary of the Air Force to conduct a study that would determine the suitability of T–45 and Korean built KT–50 training aircraft to replace the T–38 training aircraft.

The conferees direct the Secretary to conduct a study that would determine the suitability of the T–45, and any other appropriate aircraft, to replace the T–38, and to submit a report on the results of this study to the congressional defense committees by March 15, 2007.

LEGISLATIVE PROVISIONS ADOPTED

Subtitle A—Authorization of Appropriations

Authorization of appropriations (secs. 101–104)

The House bill contained provisions (secs. 101–104) that would authorize the recommended fiscal year 2007 funding levels for Procurement Army, Navy, Marine Corps, Air Force, and Defense-wide activities.

The Senate amendment contained similar provisions (secs. 101–104).

The conference agreement includes these provisions.

Subtitle B–Army Programs

Sense of Congress on future multiyear procurement authority for the Family of Medium Tactical Vehicles (sec. 111)

The House bill contained a provision (sec. 111) that would authorize the Secretary of the Army to enter into a 3-year multiyear procurement contract, beginning with fiscal year 2008, for procurement of the Family of Medium Tactical Vehicles (FMTV).

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would express the sense of Congress on the use of a multiyear procurement contract to extend FMTV procurement beyond the current 5-year multiyear contract. The amendment would also recommend that the Army incorporate product improvements from lessons learned from Operation Enduring Freedom (OEF) and Operation Iraqi Freedom (OIF) and from product improvement programs in the area of force protection, survivability, reliability, network communications situational awareness, and safety.

The conferees recognize that the current 5-year multiyear procurement for FMTV A1R vehicles ends with fiscal year 2007 funding and calendar year 2008 deliveries. The conferees understand that 28,000 trucks have been produced to date, which falls short of the Army requirement for 85,000 trucks. The Army's Tactical Wheeled Vehicle (TWV) Modernization Strategy Report to Congress stated that ''As a risk mitigator, use of contract options will be sought to permit extension of current production models to avoid any breaks in vehicle supply.'' The conferees note that the Army has saved approximately 6–10 percent on the costs of a 3-year multiyear contract versus single year procurement under three successive multiyear contracts. The conferees are concerned that single year contract awards would be costly because of the outstanding requirement and costly given the current savings provided by the current multiyear contract.

Furthermore, the conferees also note that a multiyear contract would potentially assure favorable, cost-effective prices for a more advanced FMTV configuration that would incorporate lessons learned from OEF and OIF, as well as ensure stability in the industrial base.

The conferees expect the Department of the Army to comply with all documentation and certifications requirements of section 2306(b) of title 10, United States Code.

Multiyear procurement authority for MH–60R helicopter and mission equipment (sec. 112)

The House bill contained a provision (sec. 112) that would authorize the Secretary of the Army, acting as the executive agent for the Department of the Navy, to enter into a 5-year, multiyear procurement contract for 144 MH–60R helicopters and associated mission equipment beginning with the fiscal year 2007 program year. Further, the provision would require that the multiyear procurement contract authority be executed in accordance with section 2306b of title 10, United States Code.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would authorize the Secretary of the Army, acting as the executive agent for the Department of the Navy, to enter into a multiyear contract, beginning with fiscal year 2007, for the procurement of MH–60R helicopters. The amendment would also authorize the Secretary of the Navy to enter into a multiyear contract for the procurement of associated mission equipment for MH–60R helicopters.

The conferees expect the Secretary of the Army and the Secretary of the Navy to submit certifications required by section 2306b before approving multiyear contracts for MH–60R helicopters and associated mission equipment. The conferees also understand that the Department of the Army and the Department of the Navy intend to procure at least 144 MH–60R helicopters and associated mission equipment.

Funding profile for modular force initiative of the Army (sec. 113)

The House bill contained a provision (sec. 113) that would require the Secretary of the Army to include the M1A2 Abrams SEP tank and Bradley A3 fighting vehicles within the Army's modularity funding profile beginning with the 2008 budget submission, in accordance with the March 2006 Army report to Congress entitled ''The Army Modular Initiative.''

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

Bridge to Future Networks program (sec. 114)

The House bill contained a provision (sec. 114) that would limit to not more than 70 percent, the amounts authorized to be appropriated for the bridge to Future Networks program, until the Secretary of the Army submits a report to the congressional defense committees on an analysis of the integration of the Joint Network Node (JNN) and the Warfighter Information Network-Tactical (WIN–T).

The Senate amendment contained a similar provision (sec. 111) that would withhold 50 percent of the funds authorized to be appropriated for the procurement of the JNN until the Secretary provides a report to the congressional defense committees on the Army's strategy for the convergence of the JNN, WIN–T, and the Mounted Battle Command On-the-Move communications programs.

The Senate recedes with a clarifying amendment.

Comptroller General report on the contract for the Future Combat Systems program (sec. 115)

The Senate amendment contained a provision (sec. 112) that would require the Comptroller General to submit to the congressional defense committees a report on the participation and activities of the lead systems integrator in the Future Combat Systems (FCS) program under the contract of the Army for the FCS program.

The House bill contained no similar provision.

The House recedes.

Priority for allocation of replacement equipment to operational units based on combat mission deployment schedule (sec. 116)

The Senate amendment contained a provision (sec. 114) that would establish a priority

for the distribution of new and combat serviceable equipment for active and reserve component forces to units scheduled for mission deployment, employment, or both regardless of component. Priority for the distribution of new and combat serviceable equipment would then be given to Army National Guard units in States that have experienced a major disaster, as determined under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121–5206), and may require replacement equipment to respond to future emergencies or disasters.

The House bill contained no similar provision.

The House recedes with an amendment that would expand the authority, as provided for in the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375), by directing the Secretary of Defense to ensure that priority for the distribution of equipment using the amounts authorized to be appropriated for the procurement of replacement equipment for the distribution of new and combat serviceable equipment, with associated support and test equipment, for active and reserve component forces be given to operational units based on combat mission deployment schedule regardless of component.

The conferees recognize that National Guard units operating in States that have experienced a major disaster, as determined under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121–5206), may require replacement equipment to respond to future natural and man-made disasters. The conferees direct the Secretary of Defense to conduct a study on the priority distribution strategy for replacing National Guard equipment and to submit a report on the results of the study to the congressional defense committees no later than April 1, 2007. The conferees expect the Department to allocate equipment based on the priorities determined by this analysis.

Subtitle C—Navy Programs

CVN–21 class aircraft carrier procurement (sec. 121)

The Senate amendment contained a provision (sec. 121) that would authorize the Secretary of the Navy to incrementally fund procurement of CVN–21 class aircraft carriers over four year periods, commencing with CVN–78 procurement in fiscal year 2008. The provision would also authorize the Secretary to enter into a contract during fiscal year 2007 for advance procurement with respect to the CVN–21 class aircraft carriers designated CVN–79 and CVN–80.

The House bill contained no similar provision.

The House recedes with an amendment that would authorize the Secretary to incrementally fund procurement of a CVN–21 class aircraft carrier designated CVN–78, CVN–79, and CVN–80, as applicable, over four year periods, commencing with the fiscal year of the contract for construction of the applicable aircraft carrier.

Adherence to Navy cost estimates for CVN–21 class of aircraft carriers (sec. 122)

The House bill contained a provision (sec. 122) that would limit the total amount to be obligated or expended from funds appropriated or otherwise made available in Shipbuilding and Conversion, Navy, or for any other procurement account, for the detail design, non-recurring engineering and construction of the lead ship of the CVN–21 class aircraft carrier program to $10.5 billion. The provision would also limit the total amount to be obligated or expended for the construction of the follow-on ships of the CVN–21 class aircraft carrier program to $8.1 billion. The provision would allow the Secretary of the Navy to adjust the limitation amounts for: (1) economic inflation; (2) changes in Federal, State, or local laws enacted after September 30, 2006; (3) outfitting and post-delivery costs; and (4) insertion of new technology. The insertion of new technology would be limited to those technologies that could be used to either lower life cycle costs or meet an emerging threat. The provision would also require the Secretary to report any adjustment to the cost limitation with the submission of the annual budget request.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would also allow the Secretary to make adjustments for amounts of increases or decreases to cost attributable to: (1) non-recurring design and engineering pursuant to achieving compliance with the cost limitation; and (2) correction of deficiencies that affect safety of ship, safety of personnel, or otherwise preclude safe operations and crew certifications.

The amendment would not provide the Secretary authority to adjust the limitation amounts for cost increases attributable to congressional actions that impact on the shipbuilding program of record. However, the conferees understand that such action could have significant impact on program cost, and therefore direct that the Secretary include, within the annual written notice to the congressional defense committees regarding changes to the cost limitations, an assessment of any negative impact of congressional action on program costs.

The conferees understand that the CVN–21 class budget represents the Navy's risk-balanced assessment of the cost for completing design and construction of the future class of nuclear powered aircraft carriers. The conferees recognize that many uncertainties remain with regard to completion of CVN–21 design and construction, including innumerable, inestimable events which will impact cost during the next 15 years of performance on the program. Accordingly, the amendment would allow adjustment to the cost limitation for non-recurring design and engineering in order to enable the Navy to reduce this risk in the execution of the design effort.

The conferees expect that the Navy will ultimately manage program execution within the bounds of the budget estimate. Accordingly, the conferees understand that compliance with this provision will require procurement cost trade-offs to be accomplished, which could reduce the capabilities, system performance, safety, crew quality of life, future growth margin, or other important factors in the design and construction of the CVN–21 class. The conferees believe that most of these trade-offs will be within the purview of the program office and requirements office. However, the Secretary shall notify the Committees on Armed Services of the Senate and the House of Representatives not less than 30 days prior to implementing any cost-driven reduction which would unacceptably impact safety, crew quality of life, or otherwise preclude the program from meeting the requirements of the CVN–21 Operational Requirements Document. The Secretary's notification shall identify the specific characteristic proposed to be reduced and the cost avoidance provided by such reduction.

Modification of limitation on total cost of procurement of CVN–77 aircraft carrier (sec. 123)

The Senate amendment contained a provision (sec. 123) that would increase the limitation on the total cost of procurement for the CVN–77 aircraft carrier to $6.057 billion.

The House bill contained no similar provision.

The House recedes.

Construction of first two vessels under the DDG–1000 Next-Generation Destroyer program (sec. 124)

The Senate amendment contained a provision (sec. 122) that would authorize the Secretary of the Navy to enter into a contract to fund the detail design and construction of the first two DDG–1000 class destroyers in Shipbuilding and Conversion, Navy (SCN), with funding split over fiscal years 2007 and 2008.

The House bill contained a similar provision (sec. 127).

The House recedes with a technical amendment.

The conferees understand that the Secretary has requested split funding authority for the two lead ships of the DDG–1000 class as a one-time program exception to the full funding policy in order to support the competitive procurement of the follow-on ships of the program. The conferees agree that there is sufficient benefit to authorizing this one-time exception with the expectation that the Secretary will structure the DDG–1000 program so that each ship, after the first two ships, is procured using the method of full funding in a single year.

Adherence to Navy cost estimates for LHA Replacement amphibious assault ship program (sec. 125)

The House bill contained a provision (sec. 123) that would limit the total amount to be obligated or expended from funds appropriated or otherwise made available in Shipbuilding and Conversion, Navy, or for any other procurement account, for the detail design, non-recurring engineering and construction of the lead ship of the LHA Replacement amphibious assault ship, LHA–6, to $2.81 billion. The provision would allow the Secretary of the Navy to adjust the limitation amounts for: (1) economic inflation; (2) changes in Federal, State, or local laws enacted after September 30, 2006; (3) outfitting and post-delivery costs; and (4) insertion of new technology. The insertion of new technology would be limited to those technologies that could be used to either lower life-cycle costs or meet an emerging threat. The provision would require the Secretary to report any adjustment to the cost limitation with the submission of the annual budget request.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would also allow the Secretary to make adjustments for amounts of increases or decreases to cost attributable to: (1) non-recurring design and engineering pursuant to achieving compliance with the cost limitation; (2) correction of deficiencies that affect safety of ship, safety of personnel, or otherwise preclude safe operations and crew certifications; and (3) the effect of Hurricane Katrina in August 2005 or other force majeure contract modifications.

The amendment would not provide the Secretary authority to adjust the limitation amounts for cost increases attributable to congressional actions that impact on the shipbuilding program of record. However, the conferees understand that such action could have significant impact on program cost, and therefore direct that the Secretary include, within the annual written notice to the congressional defense committees regarding changes to the cost limitations, an assessment of any negative impact of congressional action on program costs.

The conferees understand that the LHA–6 budget represents the Navy's risk-balanced assessment of the cost for completing design

and construction of the future LHA Replacement ship. The conferees recognize that many uncertainties remain with regard to completion of LHA–6 design and construction, including innumerable, inestimable events which will impact cost during the next 6 years of performance on the program. Accordingly, the amendment would allow adjustment to the cost limitation for non-recurring design and engineering in order to enable the Navy to reduce this risk in the execution of the design effort.

The conferees expect that the Navy will ultimately manage program execution within the bounds of the budget estimate. The conferees understand that compliance with this provision will require procurement cost trade-offs to be accomplished, which could reduce the capabilities, system performance, safety, crew quality of life, future growth margin, or other important factors in the design and construction of the LHA Replacement ship. The conferees believe that most of these trade-offs will be within the purview of the program office and requirements office. However, the Secretary shall notify the Committees on Armed Services of the Senate and the House of Representatives not less than 30 days prior to implementing any cost-driven reduction which would unacceptably impact safety, crew quality of life, or otherwise preclude the program from meeting the requirements of the LHA Replacement program Capability Development Document. The Secretary's notification shall identify the specific characteristic proposed to be reduced and the cost avoidance provided by such reduction.

Cost limitation for San Antonio (LPD–17) class amphibious ship program (sec. 126)

The House bill contained a provision (sec. 124) that would limit the total amount to be obligated or expended from funds appropriated or otherwise made available for Shipbuilding and Conversion, Navy, or for any other procurement account, for eight *San Antonio* class amphibious ships (LPD–18, LPD–19, LPD–20, LPD–21, LPD–22, LPD–23, LPD–24, and LPD–25) to the cost estimates submitted for those ships with the fiscal year 2007 budget request. The provision would allow the Secretary of the Navy to adjust the limitation amounts for economic inflation; changes in Federal, State, or local laws enacted after September 30, 2006; outfitting and post-delivery costs; and the amounts of insertion of new technology. The insertion of new technology would be limited to those technologies that could be used to either lower life cycle costs or meet an emerging threat. The provision would require the Secretary to report any adjustment to the cost limitation with the submission of the annual budget request.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would raise the amounts of the limitation for the LPD–22, LPD–23, LPD–24, and LPD–25 *San Antonio* class amphibious ships to the contract ceiling prices for those four ships. The amendment would also allow the Secretary to make adjustments for contract cost adjustments directly attributed to the effect of Hurricane Katrina or other force majeure contract modifications, and for amounts of closeout costs associated with completion of the LPD–17 class program.

Multiyear procurement authority for V–22 tiltrotor aircraft program (sec. 127)

The House bill contained a provision (sec. 125) that would authorize the Secretary of the Navy, acting as the executive agent for the Secretary of the Air Force and the Commander, U.S. Special Operations Command (USSOCOM), to enter into a multiyear contract, beginning with the fiscal year 2008 program year, for the procurement of 211 V–22 tiltrotor aircraft, of which not more than 185 would be in the MV–22 configuration and not more than 26 would be in the CV–22 configuration.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would allow the Secretary of the Navy, acting as the executive agent for the Secretary of the Air Force and the Commander, USSOCOM, to enter into a multiyear contract, beginning with the fiscal year 2008 program year, for the procurement of V–22 tiltrotor aircraft.

The conferees expect that the Secretary of the Navy will procure V–22 tiltrotor aircraft at the quantity that was requested in the budget.

Alternative technologies for future surface combatants (sec. 128)

The House bill contained a provision (sec. 128) that would express the sense of Congress that the Navy should make greater use of alternative technologies, including nuclear power, as a means of vessel propulsion for its future fleet of surface combatants.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would expand the definition of alternative technologies for propulsion of future major surface combatants to include integrated power systems and fuel cells. The amendment would also require that the Secretary of the Navy include integrated power systems, fuel cells, and nuclear power as propulsion alternatives to be evaluated within the analysis of alternatives for future major surface combatant ships.

Sense of Congress regarding the size of the attack submarine force (sec. 129)

The House bill contained a provision (sec. 121) that would amend section 5062 of title 10, United States Code, to require the Secretary of Defense to maintain a minimum force structure of 48 operational attack submarines.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would express the sense of Congress that the Secretary of the Navy should take all reasonable effort to accelerate the construction of *Virginia* class submarines to maintain the attack submarine force structure at not less than 48 submarines and (if the number of attack submarines should fall below 48), to minimize the period the attack submarine force structure remains below 48 vessels.

The conferees are aware that the earliest possible date to accelerate *Virginia* class construction to 2 boats per year is 2010, which would require advance procurement funding commencing in 2008. Therefore, the conferees direct the Secretary to submit a report to the congressional defense committees with the fiscal year 2008 budget request that would identify the necessary planning and programming required to increase *Virginia* class construction to 2 boats per year commencing in fiscal year 2010. The report shall consider program cost, shipyard workload impacts, budget implications, and other significant factors that would weigh in the decision process regarding acceleration of attack submarine construction. The report shall also identify the operational impact associated with delaying the increase in attack submarine construction until 2012 in accordance with the program of record.

Quality control in procurement of ship critical safety items and related services (sec. 130)

The Senate amendment contained a provision (sec. 809) that would require the Secretary of Defense to prescribe in regulation a quality control policy for the procurement of ship critical safety items and the procurement of modifications, repair, and overhaul of such items.

The House bill contained a similar provision (sec. 126).

The House recedes.

The conferees agree to extend the date for the submission of the Comptroller General's report to the congressional defense committees required by the Senate report accompanying S. 2766 (S. Rept. 109–254) of the John Warner National Defense Authorization Act for Fiscal Year 2007 until February 1, 2008.

The conferees expect the Comptroller General to brief the congressional defense committees on the initial findings of the report by April 1, 2007.

Subtitle D—Air Force Programs

Bomber force structure (sec. 131)

The House bill contained a provision (sec. 131) that would prohibit the Air Force from retiring any B–52 aircraft, except for the one B–52 aircraft no longer in use by the National Aeronautics and Space Administration for testing. The provision would require the Air Force to maintain a minimum of 44 B–52H combat coded aircraft until the year 2018 or until a long-range strike replacement aircraft with equal or greater capability than the B–52H model has attained initial operational capability.

The Senate amendment contained similar provisions (secs. 144–145). Section 144 would allow the Secretary of the Air Force to retire up to 18 B–52H bomber aircraft in fiscal year 2007. Section 145 would prevent the obligation or expenditure of funds for the retirement or dismantling of any of the 93 B–52H bomber aircraft in service in the Air Force as of June 1, 2006, until the Secretary submits to the Committees on Armed Services of the Senate and the House of Representatives a report on the amount and type of bomber force structure required to carry out the National Security Strategy of the United States.

The Senate recedes with an amendment that would authorize the Secretary to retire up to 18 B–52H bomber aircraft, but maintain not less than 44 combat coded B–52H bomber aircraft, beginning 45 days after the Secretary submits to the Committees on Armed Services of the Senate and the House of Representatives a report prepared by the Institute for Defense Analyses on the amount and type of bomber force structure required to carry out the National Security Strategy of the United States. The amendment would also prohibit retirement of more than 18 B–52s until a long-range strike replacement aircraft with equal or greater capability has attained initial operational capability status or until January 1, 2018, whichever occurs first.

The conferees direct the Secretary to include in the report:

(1) the plans to modernize the Air Force bomber fleets;

(2) the amount and type of bomber force required in executing two overlapping ''swift defeat'' campaigns involving both conventional and strategic nuclear missions;

(3) a justification of the cost and projected savings associated with any reductions to the B–52H bomber aircraft fleet;

(4) the life expectancy of each bomber aircraft to remain in the bomber force structure; and

(5) the capabilities of the bomber force structure that would be replaced, augmented, or superceded by any new bomber aircraft.

The conferees expect the Secretary to maintain all retired B–52H bomber aircraft, retired in fiscal year 2007 or later, in a condition known as ''Type–1000 storage'' at the

Aircraft Maintenance and Regeneration Center.

Strategic airlift force structure (sec. 132)

The House bill contained a provision (sec. 132) that would require the Air Force to maintain a minimum strategic airlift force of 299 aircraft beginning in fiscal year 2009, and would repeal section 132 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136).

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would eliminate the repeal of any portion of section 132.

Limitation on retirement of U–2 aircraft (sec. 133)

The House bill contained a provision (sec. 133) that would preclude the Department of Defense from retiring U–2 aircraft in fiscal year 2007. The provision would permit retirement after fiscal year 2007 only if the Secretary of Defense were able to certify to Congress that the U–2's intelligence, surveillance, and reconnaissance (ISR) capabilities no longer contribute to mitigating any gaps in ISR capabilities identified in the 2006 Quadrennial Defense Review report.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

Multiyear procurement authority for F–22A Raptor fighter aircraft (sec. 134)

The House bill contained a provision (sec. 134) that would authorize the Secretary of the Air Force, beginning in program year 2007, to enter into a 3-year multiyear contract for procurement of up to 60 F–22A Raptor fighter aircraft. The provision would allow the multiyear contract to be entered into only after the Secretary of Defense certifies that the conditions specified in subsection (a) of section 2306b of title 10, United States Code, have been met, subject to a 30-day congressional notice-and-wait period.

The Senate amendment contained similar provisions (secs. 146–147) that would prohibit the use of incremental funding for the procurement of F–22A fighter aircraft, authorize the Secretary of the Air Force to enter into a multiyear contract for the procurement of up to 60 F–22A fighter aircraft and up to 120 F119 engines, including not more than 13 spare F119 engines, beginning with the fiscal year 2007 program year.

The Senate recedes with an amendment that would:

(1) prohibit the use of incremental funding for the procurement of F–22A fighter aircraft;

(2) require the Secretary of Defense to certify to the congressional defense committees that the multiyear contract is in compliance with each of the conditions specified in subsection (a) of section 2306b, as well as the certification required in subsection (i)(1)(A) of section 2306b;

(3) require the Secretary, in certifying that the cost savings are substantial, to duly consider the historical cost savings that led to a decision to proceed with a multiyear procurement contract under section 2306b of title 10, United States Code, in the case of previous aviation-related multiyear contracts authorized by law dating back to fiscal year 1982; and

(4) require the Secretary of Defense to provide a new F–22A cost analysis, prepared by a federally-funded research and development center other than the Institute for Defense Analyses, to the congressional defense committees.

The conferees expect that the Secretary of Defense's certification of projected multiyear procurement savings will include a consideration of savings, relative to historical experience, that are attributable to economic order quantity investments, number of units procured, length of the multiyear contracts, and cost reduction initiatives.

Limitation on retirement of KC–135E aircraft during fiscal year 2007 (sec. 135)

The House bill contained a provision (sec. 135) that would prohibit the Air Force from retiring more than 29 KC–135E aircraft during fiscal year 2007. Beginning in fiscal year 2007, the provision would also require the Secretary to maintain all retired KC–135Es, after September 30, 2006, in a condition that would allow recall of that aircraft for future service in the Air Force Reserve, Guard, or regular forces aerial refueling force structure.

The Senate amendment contained a provision (sec. 143) that would authorize the Secretary to retire up to and including 29 Air Force KC–135E aircraft.

The Senate recedes.

The conferees expect the Secretary to maintain all KC–135E aircraft, retired in fiscal year 2007 or later, in a condition known as ''Type–1000 storage'' at the Aircraft Maintenance and Regeneration Center.

Limitation on retirement of F–117A aircraft during fiscal year 2007 (sec. 136)

The House bill contained a provision (sec. 136) that would limit the number of F–117A aircraft to be retired by the Secretary of the Air Force in fiscal year 2007 to 10 aircraft. The provision would also require the Secretary to maintain each F–117A aircraft, retired after September 30, 2006, in a condition that would allow recall of that aircraft for future service.

The Senate amendment contained no similar provision.

The Senate recedes.

The conferees expect the Secretary to maintain all F–117A aircraft, retired in fiscal year 2007 or later, in a condition known as ''Type–1000 storage'' at the Aircraft Maintenance and Regeneration Center.

Limitation on retirement of C–130E tactical airlift aircraft (sec. 137)

The Senate amendment contained a provision (sec. 142) that would prohibit the Secretary of the Air Force from retiring any C–130E/H tactical airlift aircraft in fiscal year 2007.

The House bill contained no similar provision.

The House recedes with an amendment that would allow the Secretary to retire up to 51 C–130E tactical airlift aircraft.

The conferees expect the Secretary to maintain all C–130E aircraft, retired in fiscal year 2007 or later, in a condition known as ''Type–1000 storage'' at the Aircraft Maintenance and Regeneration Center.

Procurement of Joint Primary Aircraft Training System aircraft after fiscal year 2006 (sec. 138)

The Senate amendment contained a provision (sec. 141) that would require any Joint Primary Aircraft Training System aircraft procured after fiscal year 2006 to be procured through a contract under part 15 of the Federal Acquisition Regulations (FAR), relating to acquisition of items by negotiated contract, rather than through a contract under part 12 of the FAR, relating to acquisition of commercial items.

The House bill contained no similar provision.

The House recedes.

Minuteman III intercontinental ballistic missiles modernization (sec. 139)

The Senate amendment contained a provision (sec. 149) that would restrict the Department of Defense from terminating any Minuteman III Intercontinental Ballistic Missile (ICBM) modernization program or withdraw any Minuteman III ICBM from the active force until 30 days after the Secretary of Defense submits to the congressional defense committees a report. The provision would also make available $5.0 million of the amounts available for research, development, test, and evaluation, Air Force, for Remote Visual Assessment for security of the silos housing ICBMs.

The House bill contained no similar provision.

The House recedes with an amendment that would place the findings in the statement of managers, and that would reflect the conference outcome of the amounts available for Remote Visual Assessment in the tables of this report in research, development, test, and evaluation, Air Force.

The conferees make the following findings: (1) In the statement of managers accompanying the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163), the conferees state that the policy of the United States ''is to deploy a force of 500 ICBMs.'' The conferees further note ''that unanticipated strategic developments may compel the United States to make changes to this force structure in the future;'' (2) The Quadrennial Defense Review (QDR) Report of 2006 finds that maintaining a robust nuclear deterrent ''remains a keystone of United States national power.'' However, notwithstanding that finding and without providing any specific justification for the recommendation, the QDR recommends reducing the number of deployed Minuteman III ICBMs from 500 to 450 beginning in fiscal year 2007. The QDR also fails to identify what unanticipated strategic developments compelled the United States to reduce the ICBM force structure; and (3) General James Cartwright, Commander, U.S. Strategic Command, testified before the Committee on Armed Services of the Senate that the reduction in deployment of Minuteman III ICBMs is required so that the 50 missiles withdrawn from the deployed force could be used for test assets and spares to extend the life of the Minuteman III ICBMs well into the future. If spares are not modernized, the Air Force may not have sufficient replacement missiles to sustain the force size.

Subtitle E—Joint and Multi-Service Matters

Clarification of limitation on initiation of new unmanned aerial vehicle systems (sec. 141)

The conferees agree to include a provision that would amend section 142 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–162) to explicitly state that the section applies to the procurement of new unmanned aerial vehicle (UAV) systems, and to provide clarifying language for those systems for which an exception is made, including: any UAV system or any component thereof, as described in section 142, if as of January 6, 2006, the UAV system or any component thereof to be procured was otherwise currently under contract or had previously been procured by the Department of Defense, or funds had been appropriated but not yet obligated for the UAV system or any component thereof. The conferees also agree to authorize the Undersecretary of Defense for Acquisition, Technology, and Logistics (AT&L) to delegate this authority within the Office of AT&L.

LEGISLATIVE PROVISIONS NOT ADOPTED

Reports on Army modularity initiative

The Senate amendment contained a provision (sec. 113) that would require the Secretary of the Army to submit a report to the congressional defense committees, not later than March 15, 2007, on specific costs, funding, and equipment distribution of the

Army's modularity initiative. The provision would also require that the Comptroller General conduct an annual review of the modularity initiative and the progress that the Army is making in the equipping of the active and reserve components.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that the reporting requirements of this provision are incorporated elsewhere in this report.

Funding for the Call for Fire Trainer/Joint Fires and Effects Trainer System

The House bill contained a provision (sec. 115) that would authorize $4.0 million for the procurement of the Call for Fire Trainer/Joint Fires and Effects Trainer System for the Army.

The Senate amendment contained no similar provision.

The House recedes.

The conference outcome is reflected in the tables of this report in Other Procurement, Army, line number 169.

Air Force program

The House bill contained a provision (sec. 137) that would authorize an increase of $6.0 million in section 103 for Other Procurement, Air Force for Science Engineering Lab Data Integration at Ogden Air Logistics Center, Utah. This would be offset by an equal decrease in PE 62301E for Information and Communications Technology.

The Senate amendment contained no similar provision.

The House recedes.

The conference outcome is reflected in the tables of this report.

Multi-spectral imaging capabilities

The Senate amendment contained a provision (sec. 148) that would: (1) express the sense of the Senate that the Air Force should investigate ways to retain the multi-spectral imaging capabilities of the Senior Year Electro-optical Reconnaissance System (SYERS–2) that would otherwise be lost with the retirement of the U–2 aircraft; and (2) require that the Secretary of the Air Force provide a plan for migrating these multi-spectral capabilities to the Global Hawk unmanned aerial vehicle.

The House bill contained no similar provision.

The Senate recedes.

The conferees expect the Secretary to develop a plan for migrating the multi-spectral imaging capability provided by the SYERS–2 capabilities from the U–2 to the Global Hawk, and provide the results of that plan to the congressional defense committees with the submission of the fiscal year 2008 budget request.

TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

BUDGET ITEMS

Research, Development, Test, and Evaluation overview

The budget request included $73,156.0 million in Research, Development, Test, and Evaluation for the Department of Defense.

The House bill would authorize $74,054.6 million.

The Senate amendment would authorize $74,268.1 million.

The conferees agree to authorize $73,608.0 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

NATIONAL DEFENSE AUTHORIZATION FOR FISCAL YEAR 2007

(Dollars in Thousands)

Title II -- RESEARCH, DEVELOPMENT, TEST & EVALUATION	Authorization Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Research, Development, Test & Evaluation, Army	10,855,559	10,925,209	11,167,009	21,050	10,876,609
Research, Development, Test & Evaluation, Navy	16,912,223	17,377,769	17,459,823	471,634	17,383,857
Research, Development, Test & Evaluation, Air Force	24,396,767	24,810,041	23,970,857	-160,816	24,235,951
Research, Development, Test & Evaluation, Defense-wide	20,809,939	20,760,039	21,488,939	120,100	20,930,039
Operational Test & Evaluation	181,520	181,520	181,520	0	181,520
TOTAL RDT&E	73,156,008	74,054,578	74,268,148	451,968	73,607,976

Research, Development, Test, and Evaluation, Army overview

The budget request included $10,855.6 million in Research, Development, Test, and Evaluation, Army for the Department of Defense.

The House bill would authorize $10,925.2 million.

The Senate amendment would authorize $11,167.0 million.

The conferees agree to authorize $10,876.6 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
			RESEARCH, DEVELOPMENT, TEST & EVALUATION, ARMY					
2040	0601101A	1	IN-HOUSE LABORATORY INDEPENDENT RESEARCH	19,402	19,402	19,402		19,402
2040	0601102A	2	DEFENSE RESEARCH SCIENCES	137,568	146,568	151,668	14,100	151,668
			Advanced ground reliability research			[1,000]	[1,000]	
			Document exploitation			[4,000]	[1,000]	
			Integrated nanosensor technologies for NBC detection applications			[1,000]	[1,000]	
			Dynamic landscape support program			[2,000]	[1,000]	
			Nanomaterials for ISR			[3,000]	[1,000]	
			Organic semiconductor modeling and simulation research			[2,100]	[2,100]	
			Early career awards			[1,000]		
			Advanced carbon nanotechnology		[3,000]		[3,000]	
			Chemical mechanical planarization		[2,000]		[1,000]	
			Functionally integrated reactive surfaces technology		[4,000]		[3,000]	
2040	0601103A	3	UNIVERSITY RESEARCH INITIATIVES	68,545	68,545	80,545	1,000	69,545
			Low temperature vehicle performance research			[2,000]	[1,000]	
			University research initiative (S. Amdt)			[10,000]		
2040	0601104A	4	UNIVERSITY AND INDUSTRY RESEARCH CENTERS	86,416	91,416	93,666	5,250	91,666
			Information assurance			[1,000]	[1,000]	
			Integrated systems in sensing, imaging and communications research			[1,000]	[1,000]	
			Nanotubes composite materials research			[2,000]	[2,000]	
			Development of slow rotor concepts			[2,000]		
			SOUTHCOM regional analyses			[1,000]	[1,000]	
			Transparent nanocomposite armor			[250]	[250]	
			Modeling and analysis of response structures		[5,000]			
2040	0601105A	5	FORCE HEALTH PROTECTION					

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0602105A	6	MATERIALS TECHNOLOGY	18,822	29,822	24,222	13,900	32,722
			Thermoplastic composite body armor			[1,000]	[1,000]	
			Future affordable multi-utility materials			[1,600]	[1,600]	
			Improvised explosive device simulations in different soils		[500]	[500]	[500]	
			Control system for the laser powder deposition manufacturing process			[300]	[300]	
			Munition shape charge control research			[2,000]	[2,000]	
			Cutting tools for aerospace materials		[3,000]		[3,000]	
			Nano manufacturing of multifunction sensors		[3,000]		[2,000]	
			Ultrasonic consolidation for advanced materials fabrication		[4,500]		[3,500]	
2040	0602120A	7	SENSORS AND ELECTRONIC SURVIVABILITY	38,428	43,428	42,928	8,200	46,628
			Advanced microelectronics manufacturing			[3,000]	[3,000]	
			Lighter-than-air unmanned vehicle with scalable payload capabilities			[1,500]	[1,500]	
			Flexible display initiative		[5,000]		[3,700]	
2040	0602122A	8	TRACTOR HIP	8,466	8,466	8,466		8,466
2040	0602211A	9	AVIATION TECHNOLOGY	32,804	42,804	32,804	4,000	36,804
			Center for rotorcraft innovation		[10,000]		[4,000]	
2040	0602270A	10	ELECTRONIC WARFARE TECHNOLOGY	19,218	34,118	19,218	5,800	25,018
			See through-the-wall viewer		[7,400]			
			Battlelab technologies for Silver Fox UAS		[5,000]		[3,500]	
			Xenon light source for small UAVs		[2,500]		[2,300]	
2040	0602303A	11	MISSILE TECHNOLOGY	59,439	59,439	65,439	6,000	65,439
			Hypervelocity ground testing			[3,500]	[3,500]	
			Unmanned air systems technology			[2,500]	[2,500]	
2040	0602307A	12	ADVANCED WEAPONS TECHNOLOGY	19,430	19,430	19,430		19,430
2040	0602308A	13	ADVANCED CONCEPTS AND SIMULATION	16,181	16,181	19,181	3,000	19,181
			Surveillance and targeting robot platform			[3,000]	[3,000]	

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0602601A	14	COMBAT VEHICLE AND AUTOMOTIVE TECHNOLOGY	59,304	79,804	62,804	6,800	66,104
			Advanced electrical drive		[3,500]	[2,500]	[2,500]	
			Light utility vehicle		[6,000]			
			Nanofluids for lubricants and coolants		[3,000]		[1,300]	
			Transportation energy research		[3,000]		[3,000]	
			Bio-robotics		[5,000]			
			Legged mobility robotic research (S. Amdt)			[1,000]		
2040	0602618A	15	BALLISTICS TECHNOLOGY	52,221	54,221	52,221		52,221
			Robotic-based through the wall detector		[2,000]			
2040	0602622A	16	CHEMICAL, SMOKE AND EQUIPMENT DEFEATING TECHNOLO(	2,212	2,212	2,212		2,212
2040	0602623A	17	JOINT SERVICE SMALL ARMS PROGRAM	6,247	6,247	6,247		6,247
2040	0602624A	18	WEAPONS AND MUNITIONS TECHNOLOGY	35,344	47,744	45,344	14,000	49,344
			Transition of active coatings technology		[4,400]	[2,000]	[2,000]	
			Parts-on-demand			[3,000]	[3,000]	
			UGV weaponization			[2,500]	[2,500]	
			Rarefaction wave gun			[2,500]	[2,500]	
			Head aimed weapons for UGVs		[4,000]			
			High power electrolytic supercapacitors		[4,000]		[4,000]	
2040	0602705A	19	ELECTRONICS AND ELECTRONIC DEVICES	42,175	59,575	42,175	7,600	49,775
			Next generation gaseous diffusion layer for direct methanol fuel cells		[5,000]			
			Advanced components for high power solid state lasers		[6,900]		[3,600]	
			E Beam reticle and lithography inspection tool		[3,000]		[3,000]	
			Nanofluidic electronic biosensors		[2,500]		[1,000]	
2040	0602709A	20	NIGHT VISION TECHNOLOGY	23,907	29,907	23,907	2,000	25,907
			Mini-sensors for UAVs		[6,000]		[2,000]	

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0602712A	21	COUNTERMINE SYSTEMS	22,088	24,588	22,088		22,088
			High gain ground penetrating radar		[2,500]			
2040	0602716A	22	HUMAN FACTORS ENGINEERING TECHNOLOGY	18,858	42,858	21,358	25,500	44,358
			Team performance and optimization research			[2,500]	[2,500]	
			MANPRINT		[4,000]		[3,000]	
			Collaborative research in military consequence management		[20,000]		[20,000]	
2040	0602720A	23	ENVIRONMENTAL QUALITY TECHNOLOGY	17,923	17,923	22,923	2,500	20,423
			Mapping and detection of UXO			[5,000]	[2,500]	
2040	0602782A	24	COMMAND, CONTROL, COMMUNICATIONS TECHNOLOGY	21,193	25,193	21,193	2,000	23,193
			Integrated digital environment service model		[4,000]		[2,000]	
2040	0602783A	25	COMPUTER AND SOFTWARE TECHNOLOGY	3,844	3,844	3,844		3,844
2040	0602784A	26	MILITARY ENGINEERING TECHNOLOGY	50,098	50,098	50,098		50,098
2040	0602785A	27	MANPOWER/PERSONNEL/TRAINING TECHNOLOGY	16,200	16,200	16,200		16,200
2040	0602786A	28	WARFIGHTER TECHNOLOGY	25,436	30,736	28,936	3,500	28,936
			Ballistic tent inserts			[2,000]		
			Biosecurity research for soldier food safety			[1,500]	[1,500]	
			Warfighter sustainment		[5,300]		[2,000]	
2040	0602787A	29	MEDICAL TECHNOLOGY	75,407	89,707	80,907	7,500	82,907
			Advanced bioengineering for enhancement of solider survivability			[2,000]	[1,000]	
			Blast protection research			[1,000]	[1,000]	
			Protein hydrogel treatment		[6,300]	[2,500]	[1,500]	
			Prosthetic research for lower limb amputations		[2,000]		[2,000]	
			Moment of care information system		[3,000]		[1,000]	
			Tissue regeneration technologies		[3,000]		[1,000]	
2040	0603001A	30	WARFIGHTER ADVANCED TECHNOLOGY	45,666	48,666	45,666	3,000	48,666
			MRE high pressure processing		[3,000]		[3,000]	

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0603002A	31	MEDICAL ADVANCED TECHNOLOGY	50,757	58,257	74,257	21,000	71,757
			Advanced lower limb prosthesis			[2,000]	[2,000]	
			Applied emergency hypothermia			[3,000]	[3,000]	
			Fibrinogen bandage improvements			[3,000]	[3,000]	
			Integrated clinical information systems			[2,000]	[1,500]	
			Medical imaging			[1,000]	[1,000]	
			Tissue engineering research			[2,000]		
			Diagnosis and treatment of post traumatic stress disorder			[2,000]	[2,000]	
			Soldier treatment and regeneration research			[3,500]		
			Surgical Safety System			[2,000]		
			Robotic tele-surgery research			[3,000]	[3,000]	
			Thunderbolt		[3,500]		[3,000]	
			Oxygen diffusion dressing		[1,000]		[1,000]	
			Nightingale		[3,000]		[1,500]	
2040	0603003A	32	AVIATION ADVANCED TECHNOLOGY	64,654	84,154	81,154	23,500	88,154
			Excalibur			[14,000]	[10,000]	
			Quick Materiel Express Delivery System			[2,500]	[2,500]	
			Polymer matrix composites for rotorcraft drive systems		[6,000]		[2,000]	
			Lightweight armored window technology		[2,500]		[1,000]	
			Vectored thrust ducted propeller		[6,500]		[5,000]	
			FADEC		[3,000]		[3,000]	
			High performance gear for rotorcraft transmission		[1,500]			
2040	0603004A	33	WEAPONS AND MUNITIONS ADVANCED TECHNOLOGY	74,717	94,217	76,717	3,000	77,717
			Nanotechnology manufacturing			[2,000]	[2,000]	
			High explosive airburst capability		[10,000]			
			Mobile Assessment Detection Response System		[6,500]			
			Precision aspheric optics		[3,000]		[1,000]	

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0603005A	34	COMBAT VEHICLE AND AUTOMOTIVE ADVANCED TECHNOLC	109,952	125,102	144,952	35,000	144,952
			Advanced thermal management controls			[2,000]	[2,000]	
			Anti-ballistic windshield armor			[3,000]	[3,000]	
			Armored composite cab program			[3,000]	[3,000]	
			Compressible magneto-rheological (CMR) fluids		[1,250]	[1,000]	[1,000]	
			Logistical fuel processors			[1,500]	[1,500]	
			Fuel cell ground support equipment demonstration			[3,000]	[3,000]	
			Next generation nontactical vehicle propulsion			[3,000]	[3,000]	
			Segmented band track		[2,000]	[1,500]	[1,500]	
			Solid oxide fuel cell materials and manufacturing			[2,000]	[2,000]	
			Tactical vehicle design tools			[2,000]	[2,000]	
			Power electronics systems research			[3,000]		
			Unmanned ground vehicle initiative			[10,000]	[10,000]	
			Coal to liquid fuels		[5,000]		[3,000]	
			Fastening and joining research		[6,900]			
2040	0603006A	35	COMMAND, CONTROL, COMMUNICATIONS ADVANCED TECHI	10,851	10,851	10,851		10,851
2040	0603007A	36	MANPOWER, PERSONNEL AND TRAINING ADVANCED TECHNC	6,794	10,294	8,794	2,000	8,794
			Adaptive command and control team training		[3,500]	[2,000]	[2,000]	
2040	0603008A	37	ELECTRONIC WARFARE ADVANCED TECHNOLOGY	44,022	59,022	44,022	11,500	55,522
			Man Portable Emergency Broadband System		[4,000]		[4,000]	
			Advanced wireless technologies		[4,000]		[1,500]	
			Applied communications and information networking		[7,000]		[6,000]	
2040	0603009A	38	TRACTOR HIKE	9,324	9,324	9,324		9,324
2040	0603015A	39	NEXT GENERATION TRAINING & SIMULATION SYSTEMS	18,296	18,296	24,296	4,000	22,296
			Joint Fires and Effects Training System			[6,000]	[4,000]	
2040	0603020A	40	TRACTOR ROSE	5,183	5,183	5,183		5,183

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0603100A	41	IED DEFEAT TECHNOLOGY DEVELOPMENT					
2040	0603103A	42	EXPLOSIVES DEMILITARIZATION TECHNOLOGY	10,376	22,576	12,376	7,000	17,376
			Missile recycling capability		[6,000]	[2,000]	[2,000]	
			Supercritical water oxidation demilitarization		[6,200]		[5,000]	
2040	0603105A	43	MILITARY HIV RESEARCH	7,042	7,042	7,042		7,042
2040	0603125A	44	COMBATING TERRORISM, TECHNOLOGY DEVELOPMENT	7,497	7,497	7,497		7,497
2040	0603238A	45	GLOBAL SURVEILLANCE/AIR DEFENSE/PRECISION STRIKE TE(	12,995	12,995	12,995		12,995
2040	0603270A	46	ELECTRONIC WARFARE TECHNOLOGY	18,612	18,612	18,612		18,612
2040	0603313A	47	MISSILE AND ROCKET ADVANCED TECHNOLOGY	42,127	58,127	42,127	4,500	46,627
			Smart energetics architecture		[6,000]		[2,000]	
			Compact kinetic energy missile		[10,000]		[2,500]	
2040	0603322A	48	TRACTOR CAGE	19,192	19,192	19,192		19,192
2040	0603606A	49	LANDMINE WARFARE AND BARRIER ADVANCED TECHNOLOG	25,554	25,554	25,554		25,554
2040	0603607A	50	JOINT SERVICE SMALL ARMS PROGRAM	7,202	14,702	7,202	2,000	9,202
			Lightweight small arms technologies		[7,500]		[2,000]	
2040	0603710A	51	NIGHT VISION ADVANCED TECHNOLOGY	44,307	68,507	44,307	4,000	48,307
			Intelligent surveillance sensor suite		[6,000]		[4,000]	
			Helo Wire and Obstacle Avoidance System		[4,000]			
			Hyper spectral imaging		[3,000]			
			Personal miniature thermal viewer		[5,000]			
			Warfighter Enhanced Vision System		[3,200]			
			Soldier Mobility and Rifle Targeting System (SMaRTS)		[3,000]			
2040	0603728A	52	ENVIRONMENTAL QUALITY TECHNOLOGY DEMONSTRATION:	14,089	14,089	14,089		14,089
2040	0603734A	53	MILITARY ENGINEERING ADVANCED TECHNOLOGY	7,848	13,848	7,848		7,848
			Gas engine air conditioning demonstration		[6,000]			

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0603772A	54	ADVANCED TACTICAL COMPUTER SCIENCE AND SENSOR TEC	64,604	85,204	67,604	13,400	78,004
			Hand-held phraselator translation technology			[3,000]	[2,000]	
			Communications electronics cost module		[11,000]		[7,000]	
			Digital array radars		[5,000]		[2,000]	
			Instant language translator		[4,600]		[2,400]	
2040	0603024A	55	UNIQUE ITEM IDENTIFICATION (UID)	1,520	1,520	1,520		1,520
2040	0603305A	56	ARMY MISSILE DEFENSE SYSTEMS INTEGRATION(NON SPACE	11,233	29,233	62,233	34,000	45,233
			Advanced hypersonic weapon mod & sim		[6,000]	[11,000]	[6,000]	
			Distributed ops control center			[5,000]	[3,000]	
			Missile & space model and simulation technology			[4,000]	[4,000]	
			Future TOC hardware			[5,000]	[3,000]	
			Protected test link			[2,000]		
			Thermal protection systems for hypersonics			[3,000]	[2,000]	
			Low cost avionics			[2,000]	[2,000]	
			Advanced fuel cell research			[2,000]	[2,000]	
			High Sentinel airship			[2,000]		
			Advanced electronics integration			[5,000]	[5,000]	
			Standoff sensor for radionuclide identification			[10,000]	[3,000]	
			Next generation advanced materials		[6,000]		[2,000]	
			Radiation hardening initiative		[4,000]		[2,000]	
			Advanced solid rocket and gel propellants		[2,000]			
2040	0603308A	57	ARMY MISSILE DEFENSE SYSTEMS INTEGRATION (SPACE)	11,771	11,771	31,771	5,000	16,771
			Advanced hypersonic weapon			[20,000]	[5,000]	
2040	0603327A	58	AIR AND MISSILE DEFENSE SYSTEMS ENGINEERING	143,417	143,417	146,417		143,417
			ASMD architecture analysis program			[3,000]		
2040	0603619A	59	LANDMINE WARFARE AND BARRIER - ADV DEV	8,439	8,439	8,439		8,439

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0603627A	60	SMOKE, OBSCURANT AND TARGET DEFEATING SYS-ADV DEV	10,714	10,714	10,714		10,714
2040	0603639A	61	TANK AND MEDIUM CALIBER AMMUNITION					
2040	0603653A	62	ADVANCED TANK ARMAMENT SYSTEM (ATAS)	5,415	15,415	5,415	4,000	9,415
			Open architecture electronic enhancements		[10,000]		[4,000]	
2040	0603747A	63	SOLDIER SUPPORT AND SURVIVABILITY	2,778	2,778	2,778		2,778
2040	0603766A	64	TACTICAL ELECTRONIC SURVEILLANCE SYSTEM - ADV DEV	20,077	20,077	20,077		20,077
2040	0603774A	65	NIGHT VISION SYSTEMS ADVANCED DEVELOPMENT	5,337	5,337	5,337		5,337
2040	0603779A	66	ENVIRONMENTAL QUALITY TECHNOLOGY	5,166	9,566	10,166	3,000	8,166
			Demonstration and validation			[5,000]		
			Vanadium technology partnership		[4,400]		[3,000]	
2040	0603782A	67	WARFIGHTER INFORMATION NETWORK-TACTICAL	158,157	118,157	158,157	-30,000	128,157
			Program decrease		[-40,000]		[-30,000]	
2040	0603790A	68	NATO RESEARCH AND DEVELOPMENT	4,946	4,946	4,946		4,946
2040	0603801A	69	AVIATION - ADV DEV	6,542	6,542	6,542		6,542
2040	0603802A	70	WEAPONS AND MUNITIONS - ADV DEV					
2040	0603804A	71	LOGISTICS AND ENGINEER EQUIPMENT - ADV DEV	13,216	13,216	13,216		13,216
2040	0603805A	72	COMBAT SERVICE SUPPORT CONTROL SYSTEM EVALUATION	8,645	8,645	8,645		8,645
2040	0603807A	73	MEDICAL SYSTEMS - ADV DEV	11,973	11,973	11,973		11,973
2040	0603827A	74	SOLDIER SYSTEMS - ADVANCED DEVELOPMENT	10,605	10,605	10,605		10,605
2040	0603850A	75	INTEGRATED BROADCAST SERVICE	1,135	1,135	1,135		1,135
2040	0603856A	76	SCAMP BLOCK II					
2040	0603869A	77	MEDIUM EXTENDED AIR DEFENSE SYSTEM (MEADS) CONCEP'					
2040	0604201A	78	AIRCRAFT AVIONICS	61,946	61,946	61,946	-10,000	51,946
			Program decrease				[-10,000]	
2040	0604220A	79	ARMED, DEPLOYABLE OH-58D	132,781	132,781	132,781		132,781

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0604270A	80	ELECTRONIC WARFARE DEVELOPMENT	41,655	46,655	41,655		41,655
			APR-39 radar warning receiver upgrade		[5,000]			
2040	0604280A	81	JOINT TACTICAL RADIO	832,259	828,259	832,259		832,259
			Program decrease (HASC Amdt)		[-4,000]			
2040	0604321A	82	ALL SOURCE ANALYSIS SYSTEM	7,074	7,074	7,074		7,074
2040	0604328A	83	TRACTOR CAGE	16,057	16,057	16,057		16,057
2040	0604329A	84	COMMON MISSILE					
2040	0604601A	85	INFANTRY SUPPORT WEAPONS	31,748	39,748	31,748	3,000	34,748
			Subcompact 5.56mm personal defense weapon		[5,000]			
			CROWS lightning integration acoustic sensor		[3,000]		[3,000]	
2040	0604604A	86	MEDIUM TACTICAL VEHICLES	1,925	2,325	1,925	400	2,325
			Future Track Over the Tire System		[400]		[400]	
2040	0604609A	87	SMOKE, OBSCURANT AND TARGET DEFEATING SYS-SDD	5,297	5,297	5,297		5,297
2040	0604611A	88	JAVELIN					
2040	0604622A	89	FAMILY OF HEAVY TACTICAL VEHICLES	3,960	3,960	3,960		3,960
2040	0604633A	90	AIR TRAFFIC CONTROL	4,527	4,527	4,527		4,527
2040	0604642A	91	LIGHT TACTICAL WHEELED VEHICLES					
2040	0604645A	92	ARMORED SYSTEMS MODERNIZATION (ASM)-SDD	3,310,477	2,984,677	3,310,477	-254,000	3,056,477
			Program decrease		[-325,800]		[-254,000]	
2040	0604646A	93	NON-LINE OF SIGHT LAUNCH SYSTEM	322,880	322,880	322,880		322,880
2041	0604647A	94	NON-LINE OF SIGHT CANNON	112,237	112,237	112,237		112,237
2040	0604710A	95	NIGHT VISION SYSTEMS - SDD	38,821	38,821	38,821		38,821
2040	0604713A	96	COMBAT FEEDING, CLOTHING, AND EQUIPMENT	3,017	3,017	3,017		3,017
2040	0604715A	97	NON-SYSTEM TRAINING DEVICES - SDD	121,553	121,553	121,553		121,553
2040	0604716A	98	TERRAIN INFORMATION - SDD					
2040	0604726A	99	INTEGRATED METEOROLOGICAL SUPPORT SYSTEM					

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0604741A	100	AIR DEFENSE COMMAND, CONTROL AND INTELLIGENCE - SDI	21,757	21,757	47,257		21,757
			Counter Rocket, Artillery and Mortar (C-RAM) System			[25,500]		
2040	0604742A	101	CONSTRUCTIVE SIMULATION SYSTEMS DEVELOPMENT	40,006	40,006	40,006		40,006
2040	0604746A	102	AUTOMATIC TEST EQUIPMENT DEVELOPMENT	8,136	8,136	8,136		8,136
2040	0604760A	103	DISTRIBUTIVE INTERACTIVE SIMULATIONS (DIS) - SDD	19,596	19,596	19,596		19,596
2040	0604766A	104	TACTICAL SURVEILLANCE SYSTEMS - SDD					
2040	0604768A	105	ARMY TACTICAL MISSILE SYSTEM (ATACMS)					
2040	0604778A	106	POSITIONING SYSTEMS DEVELOPMENT (SPACE)					
2040	0604780A	107	COMBINED ARMS TACTICAL TRAINER (CATT) CORE	39,901	39,901	39,901		39,901
2040	0604783A	108	JOINT NETWORK MANAGEMENT SYSTEM	5,187	5,187	5,187		5,187
2040	0604801A	109	AVIATION - SDD					
2040	0604802A	110	WEAPONS AND MUNITIONS - SDD	130,581	130,581	130,581		130,581
2040	0604804A	111	LOGISTICS AND ENGINEER EQUIPMENT - SDD	40,301	40,301	40,301		40,301
2040	0604805A	112	COMMAND, CONTROL, COMMUNICATIONS SYSTEMS - SDD	10,783	13,283	10,783	1,500	12,283
			HIMARS		[2,500]		[1,500]	
2040	0604807A	113	MEDICAL MATERIEL/MEDICAL BIOLOGICAL DEFENSE EQUIPM	14,509	19,209	14,509	4,000	18,509
			Leishmania diagnostic skin test		[1,700]		[1,000]	
			LSTAT		[3,000]		[3,000]	
2040	0604808A	114	LANDMINE WARFARE/BARRIER - SDD	118,078	121,078	118,078		118,078
			AT4 confined space enhancements		[3,000]			
2040	0604814A	115	ARTILLERY MUNITIONS	102,554	113,554	102,554		102,554
			Excalibur XM982		[11,000]			
2040	0604817A	116	COMBAT IDENTIFICATION	39	39	39		39
2040	0604818A	117	ARMY TACTICAL COMMAND & CONTROL HARDWARE & SOFT	69,172	69,172	69,172		69,172
2040	0604819A	118	LOSAT					
2040	0604820A	119	RADAR DEVELOPMENT	2,527	2,527	2,527		2,527

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0604822A	120	GENERAL FUND ENTERPRISE BUSINESS SYSTEM (GFEBS)	61,194	61,194	61,194	-39,200	21,994
			Program adjustment				[-39,200]	
2040	0604823A	121	FIREFINDER	70,151	70,151	70,151		70,151
2040	0604827A	122	SOLDIER SYSTEMS - WARRIOR DEM/VAL	27,498	27,498	27,498		27,498
2040	0604854A	123	ARTILLERY SYSTEMS	1,650	1,650	1,650		1,650
2040	0604865A	124	PATRIOT PAC-3 THEATER MISSILE DEFENSE ACQUISITION					
2040	0604869A	125	PATRIOT/MEADS COMBINED AGGREGATE PROGRAM (CAP)	329,583	329,583	329,583		329,583
2040	0604870A	126	NUCLEAR ARMS CONTROL MONITORING SENSOR NETWORK	7,428	7,428	7,428		7,428
2040	0605013A	127	INFORMATION TECHNOLOGY DEVELOPMENT	70,185	60,385	70,185	-7,500	62,685
			Future business systems		[-14,300]		[-7,500]	
			Automated shop floor work instructions		[4,500]			
2040	0604256A	128	THREAT SIMULATOR DEVELOPMENT	21,180	21,180	21,180		21,180
2040	0604258A	129	TARGET SYSTEMS DEVELOPMENT	10,928	10,928	12,928	2,000	12,928
			Prototype Electro-Expulsive Ice Protection System			[2,000]	[2,000]	
2040	0604759A	130	MAJOR T&E INVESTMENT	64,953	64,953	64,953		64,953
2040	0605103A	131	RAND ARROYO CENTER	20,171	20,171	22,671	2,000	22,171
			Analytical and technical support			[2,500]	[2,000]	
2040	0605301A	132	ARMY KWAJALEIN ATOLL	178,891	178,891	178,891		178,891
2040	0605326A	133	CONCEPTS EXPERIMENTATION PROGRAM	21,626	25,126	28,826	4,500	26,126
			Biometric ID device			[4,000]		
			Automated communications support			[3,200]	[1,000]	
			Auto language translation		[3,500]		[3,500]	
2040	0605502A	134	SMALL BUSINESS INNOVATIVE RESEARCH					
2040	0605601A	135	ARMY TEST RANGES AND FACILITIES	389,840	389,840	389,840		389,840
2040	0605602A	136	ARMY TECHNICAL TEST INSTRUMENTATION AND TARGETS	74,066	74,066	74,066		74,066
2040	0605604A	137	SURVIVABILITY/LETHALITY ANALYSIS	40,780	40,780	40,780		40,780

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0605605A	138	DOD HIGH ENERGY LASER TEST FACILITY	16,622	16,622	21,622	4,000	20,622
			High energy laser low aspect target tracking (S. Amdt)			[5,000]	[4,000]	
2040	0605606A	139	AIRCRAFT CERTIFICATION	4,580	4,580	4,580		4,580
2040	0605702A	140	METEOROLOGICAL SUPPORT TO RDT&E ACTIVITIES	8,571	8,571	8,571		8,571
2040	0605706A	141	MATERIEL SYSTEMS ANALYSIS	16,526	16,526	16,526		16,526
2040	0605709A	142	EXPLOITATION OF FOREIGN ITEMS	4,993	4,993	4,993		4,993
2040	0605712A	143	SUPPORT OF OPERATIONAL TESTING	80,057	80,057	80,057		80,057
2040	0605716A	144	ARMY EVALUATION CENTER	60,129	60,129	60,129		60,129
2040	0605718A	145	SIMULATION & MODELING FOR ACQ, RQTS, & TNG (SMART)	5,441	5,441	5,441		5,441
2040	0605737A	146	DEFENSE FOREIGN LANGUAGE TRAINING RESEARCH					
2040	0605801A	147	PROGRAMWIDE ACTIVITIES	72,214	72,214	72,214		72,214
2040	0605803A	148	TECHNICAL INFORMATION ACTIVITIES	34,834	34,834	34,834		34,834
2040	0605805A	149	MUNITIONS STANDARDIZATION, EFFECTIVENESS AND SAFET	18,726	18,726	18,726		18,726
2040	0605857A	150	ENVIRONMENTAL QUALITY TECHNOLOGY MGMT SUPPORT	4,418	4,418	4,418		4,418
2040	0605898A	151	MANAGEMENT HQ - R&D	14,092	14,092	14,092		14,092
2040	0909999A	152	FINANCING FOR CANCELLED ACCOUNT ADJUSTMENTS					
2040	0603778A	153	MLRS PRODUCT IMPROVEMENT PROGRAM	74,506	74,506	74,506		74,506
2040	0603820A	154	WEAPONS CAPABILITY MODIFICATIONS UAV	16,532	16,532	16,532		16,532
2040	0102419A	155	AEROSTAT JOINT PROJECT OFFICE	264,491	266,491	264,491	1,000	265,491
			JLENS - lightweight X-band radar MEMS ESA		[2,000]		[1,000]	
2040	0203726A	156	ADV FIELD ARTILLERY TACTICAL DATA SYSTEM	17,394	18,394	17,394	1,000	18,394
			Fire support technology improvement		[1,000]		[1,000]	
2040	0203735A	157	COMBAT VEHICLE IMPROVEMENT PROGRAMS	12,741	12,741	12,741		12,741
2040	0203740A	158	MANEUVER CONTROL SYSTEM	37,976	37,976	37,976		37,976
2040	0203744A	159	AIRCRAFT MODIFICATIONS/PRODUCT IMPROVEMENT PROGR.	301,739	301,739	301,739	-9,600	292,139
			Aerial common sensor				[-9,600]	

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0203752A	160	AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM	860	860	860		860
2040	0203758A	161	DIGITIZATION	13,373	13,373	13,373		13,373
2040	0203759A	162	FORCE XXI BATTLE COMMAND, BRIGADE AND BELOW (FBCB2	26,375	26,375	26,375		26,375
2040	0203801A	163	MISSILE/AIR DEFENSE PRODUCT IMPROVEMENT PROGRAM	10,770	10,770	10,770		10,770
2040	0203802A	164	OTHER MISSILE PRODUCT IMPROVEMENT PROGRAMS	19,706	19,706	19,706		19,706
2040	0203806A	165	TRACTOR RUT					
2040	0203808A	166	TRACTOR CARD	7,242	7,242	7,242		7,242
2040	0208010A	167	JOINT TACTICAL COMMUNICATIONS PROGRAM (TRI-TAC)	5,804	5,804	5,804		5,804
2040	0208053A	168	JOINT TACTICAL GROUND SYSTEM	15,044	15,044	15,044		15,044
2040	0208058A	169	JOINT HIGH SPEED VESSEL (JHSV)	20,397	20,397	20,397		20,397
2040	0301359A	170	SPECIAL ARMY PROGRAM	[ ]	[ ]	[ ]		[ ]
2040	0301555A	171	CLASSIFIED PROGRAMS	[ ]	[ ]	[ ]		[ ]
2040	0301556A	172	SPECIAL PROGRAM	[ ]	[ ]	[ ]		[ ]
2040	0303028A	173	SECURITY AND INTELLIGENCE ACTIVITIES	3,170	3,170	6,670	3,000	6,170
			Portable iris enrollment and recognition device			[3,500]	[3,000]	
2040	0303140A	174	INFORMATION SYSTEMS SECURITY PROGRAM	23,828	23,828	26,828	2,000	25,828
			Retinal/iris multimodal biometrics technology			[3,000]	[2,000]	
2040	0303141A	175	GLOBAL COMBAT SUPPORT SYSTEM	55,272	61,272	55,272		55,272
			Product lifecycle management plus		[6,000]			
2040	0303142A	176	SATCOM GROUND ENVIRONMENT (SPACE)	41,336	41,336	41,336		41,336
2040	0303150A	177	WWMCCS/GLOBAL COMMAND AND CONTROL SYSTEM	12,200	12,200	12,200		12,200
2040	0303158A	178	JOINT COMMAND AND CONTROL PROGRAM (JC2)	4,057	4,057	4,057		4,057
2040	0305204A	179	TACTICAL UNMANNED AERIAL VEHICLES	114,087	125,487	114,087	5,000	119,087
			Heavy fuel engine - Shadow UAV		[11,400]		[5,000]	
2040	0305206A	180	AIRBORNE RECONNAISSANCE SYSTEMS	12	12	12		12

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2040	0305208A	181	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	120,562	131,562	120,562	4,500	125,062
			High assurance secure object proxy		[6,000]			
			Asymmetric threat response and analysis		[5,000]		[4,500]	
2040	0702239A	182	AVIONICS COMPONENT IMPROVEMENT PROGRAM	1,031	1,031	1,031		1,031
2040	0708045A	183	END ITEM INDUSTRIAL PREPAREDNESS ACTIVITIES	68,075	72,475	79,575	20,900	88,975
			Adv modeling technology for large structure titanium machining			[2,000]	[2,000]	
			Manufacturing systems demonstration			[3,000]	[3,000]	
			Super Pulse Laser System development			[3,500]	[3,500]	
			Packaging and interconnect technologies			[3,000]	[3,000]	
			Vehicle common armor manufacturing process		[4,400]		[4,400]	
			Low cost domestic titanium reduction to powder initiative				[5,000]	
2040	1001018A	184	NATO JOINT STARS	688	688	688		688
	06070XX	NEW	Tactical Wheeled Vehicle Product Improvement Program		10,000			
2040	XXXXXXX	999	CLASSIFIED PROGRAMS	3,700	3,700	3,700		3,700
			Total, RDT&E Army	**10,855,559**	**10,925,209**	**11,167,009**	**21,050**	**10,876,609**

Research, Development, Test, and Evaluation, Navy overview

The budget request included $16,912.2 million in Research, Development, Test, and Evaluation, Navy for the Department of Defense.

The House bill would authorize $17,377.8 million.

The Senate amendment would authorize $17,459.8 million.

The conferees agree to authorize $17,383.9 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
			RESEARCH, DEVELOPMENT, TEST & EVALUATION, NAVY					
1319	0601103N	1	UNIVERSITY RESEARCH INITIATIVES	73,322	73,322	88,822	5,500	78,822
			Multifunctional materials for Navy structures			[1,500]	[1,500]	
			Neurotechnology research			[2,000]	[2,000]	
			Smart, remote sensing systems using nanotechnology			[2,000]	[2,000]	
			University research initiative (S. Amdt)			[10,000]		
1319	0601152N	2	IN-HOUSE LABORATORY INDEPENDENT RESEARCH	15,916	15,916	15,916		15,916
1319	0601153N	3	DEFENSE RESEARCH SCIENCES	366,649	383,149	369,649	9,000	375,649
			Early career awards			[1,000]		
			Software reliability			[2,000]		
			Carbon nanotube based hard non-volatile RAM		[9,000]		[9,000]	
			N-STEP		[7,500]			
1319	0602114N	4	POWER PROJECTION APPLIED RESEARCH	84,914	100,614	86,914	8,500	93,414
			Thermal management systems			[2,000]	[2,000]	
			High performance FM fiber optic link		[2,000]		[2,000]	
			Retroreflecting optical communications for special operations		[4,000]		[3,000]	
			Boost to cruise hypersonic technology		[4,000]			
			Marine mammal research		[2,200]		[1,500]	
			FireLidar		[3,500]			

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
1319	0602123N	5	FORCE PROTECTION APPLIED RESEARCH	123,443	127,643	141,443	20,000	143,443
			Advanced simulation tools for aircraft structures			[2,000]	[2,000]	
			Real-time wide band acoustic processor for fiber sensors			[2,500]	[2,500]	
			Mark V technology demonstrator			[5,000]	[5,000]	
			Nano-magnetic materials for propulsion and energy systems			[2,500]	[1,000]	
			Undersea perimeter security integrated defense environment (UPSIDE)			[2,000]	[2,000]	
			Small watercraft propulsion demonstrator			[4,000]	[4,000]	
			Advanced material techniques for lithium ion large cell manufacturing		[4,200]		[3,500]	
1319	0602131M	6	MARINE CORPS LANDING FORCE TECHNOLOGY	37,741	37,741	43,641	5,900	43,641
			High power zinc-air battery			[1,900]	[1,900]	
			Rapid awareness processing technology (S. Amdt)			[4,000]	[4,000]	
1319	0602233N	7	HUMAN SYSTEMS TECHNOLOGY					
1319	0602234N	8	MATERIALS, ELECTRONICS AND COMPUTER TECHNOLOGY					
1319	0602235N	9	COMMON PICTURE APPLIED RESEARCH	68,352	71,852	66,352	-2,000	66,352
			Human factors and organizational design			[-2,000]		
			Fiber optic remote amplifier		[3,500]			
			Program reduction				[-2,000]	

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
1319	0602236N	10	WARFIGHTER SUSTAINMENT APPLIED RESEARCH	89,964	109,764	84,964	-2,000	87,964
			Bi-directional translator			[2,000]		
			Sea basing technologies			[-7,000]		
			POSS biofilm packaging		[2,000]			
			Partnership simulation lab - PULSE		[4,000]		[3,000]	
			Virtual clinical learning lab		[6,000]		[2,000]	
			Phase one clinical trials for infusible hemostatic agent		[6,300]		[2,000]	
			New materials for aircraft tires		[1,500]		[1,000]	
			Program reduction				[-10,000]	
1319	0602271N	11	RF SYSTEMS APPLIED RESEARCH	42,619	42,619	42,619		42,619
1319	0602435N	12	OCEAN WARFIGHTING ENVIRONMENT APPLIED RESEARCH	48,718	48,718	48,718		48,718
1319	0602651M	13	JOINT NON-LETHAL WEAPONS APPLIED RESEARCH	6,036	6,036	6,036		6,036
1319	0602747N	14	UNDERSEA WARFARE APPLIED RESEARCH	83,435	83,435	83,435		83,435
1319	0602782N	15	MINE AND EXPEDITIONARY WARFARE APPLIED RESEARCH	53,435	53,435	53,435		53,435
1319	0603114N	16	POWER PROJECTION ADVANCED TECHNOLOGY	76,806	92,806	68,806	12,000	88,806
			Information processing technologies for mobile targeting			[2,000]	[2,000]	
			Reduce growth due to lack of transition path			[-10,000]		
			DP-2 vectored thrust aircraft		[8,000]		[6,000]	
			Fly by wire for high speed watercraft		[2,000]			
			Laser radar		[6,000]		[4,000]	

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
1319	0603123N	17	FORCE PROTECTION ADVANCED TECHNOLOGY	61,504	110,204	78,504	51,700	113,204
			Navy manufacturing and repair cell			[5,000]	[5,000]	
			Completion of advanced ship service fuel cell power plant			[4,000]	[2,000]	
			Wide-band gap semiconductor materials research			[8,000]	[8,000]	
			DockShock Ship Shock System		[8,000]			
			Sea fighter (X craft)		[25,700]		[23,000]	
			High temperature superconducting generator study		[3,000]		[3,000]	
			Pure hydrogen supply from logistics fuels		[3,000]		[2,700]	
			Secure infrastructure technology laboratory		[8,000]		[8,000]	
			HM&E data integration firewall		[1,000]			
1319	0603235N	18	COMMON PICTURE ADVANCED TECHNOLOGY	61,725	66,525	66,725	6,000	67,725
			Improved shipboard combat information center			[3,000]	[3,000]	
			Rail sensor testbed			[2,000]	[2,000]	
			MIST phased array radar		[4,800]		[1,000]	
1319	0603236N	19	WARFIGHTER SUSTAINMENT ADVANCED TECHNOLOGY	82,035	92,535	99,035	15,000	97,035
			Advanced composite materials research			[5,000]	[5,000]	
			Vertical lift center of excellence			[4,000]	[3,000]	
			Defense systems modernization and sustainment initiative			[8,000]	[4,000]	
			SEAPRINT		[3,000]		[3,000]	
			Virtual at sea training technologies		[5,000]			
			Validation of prognostic of health management systems		[2,500]			
1319	0603271N	20	RF SYSTEMS ADVANCED TECHNOLOGY	45,317	47,317	47,317	2,000	47,317
			APY-6 real-time precision targeting radar			[2,000]	[2,000]	
			Advanced Radar Module Cooling System		[2,000]			

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
1319	0603640M	21	USMC ADVANCED TECHNOLOGY DEMONSTRATION (ATD)	59,170	59,170	80,170	17,000	76,170
			Expeditionary water purification			[3,000]	[3,000]	
			Advanced technology demonstrations			[12,000]	[8,000]	
			Advanced tactical vehicle			[6,000]	[6,000]	
1319	0603651M	22	JOINT NON-LETHAL WEAPONS TECHNOLOGY DEVELOPMENT	1,405	1,405	1,405		1,405
1319	0603727N	23	NAVY TECHNICAL INFORMATION PRESENTATION SYSTEM					
1319	0603729N	24	WARFIGHTER PROTECTION ADVANCED TECHNOLOGY	17,982	20,482	17,982	2,500	20,482
			Special warfare performance and injury prevention program		[2,500]		[2,500]	
1319	0603747N	25	UNDERSEA WARFARE ADVANCED TECHNOLOGY	35,055	38,055	35,055		35,055
			HE lithium ion battery technology		[3,000]			
1319	0603757N	26	JOINT WARFARE EXPERIMENTS					
1319	0603758N	27	NAVY WARFIGHTING EXPERIMENTS AND DEMONSTRATIONS	41,308	41,308	41,308		41,308
1319	0603782N	28	MINE AND EXPEDITIONARY WARFARE ADVANCED TECHNOL(	21,326	23,926	23,326	2,000	23,326
			Augmented reality visualization of the common operational picture			[2,000]	[2,000]	
			Countermine LIDAR for UAVs		[2,600]			
1319	0603158N	29	JOINT COMMAND AND CONTROL PROGRAM (JC2)	1,001		1,001		1,001
			Transfer to line 179a		[-1,001]			
1319	0603207N	30	AIR/OCEAN TACTICAL APPLICATIONS	31,778	31,778	31,778		31,778
1319	0603216N	31	AVIATION SURVIVABILITY	6,177	11,177	6,177	2,000	8,177
			Air Sentinel UAV		[5,000]		[2,000]	
1319	0603237N	32	DEPLOYABLE JOINT COMMAND AND CONTROL	16,383	16,383	16,383		16,383
1319	0603254N	33	ASW SYSTEMS DEVELOPMENT	16,782	26,782	23,482	9,700	26,482
			Electro-optic Passive ASW System		[4,000]	[6,700]	[6,700]	
			Tactical e-field buoy development		[6,000]		[3,000]	
1319	0603261N	34	TACTICAL AIRBORNE RECONNAISSANCE	3,959	3,959	3,959		3,959
1319	0603382N	35	ADVANCED COMBAT SYSTEMS TECHNOLOGY	12,398	12,398	12,398		12,398

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1319	0603502N	36	SURFACE AND SHALLOW WATER MINE COUNTERMEASURES	130,265	130,265	132,265	2,000	132,265
			Surface Navy integrated undersea tactical technology			[2,000]	[2,000]	
1319	0603506N	37	SURFACE SHIP TORPEDO DEFENSE	40,627	50,627	40,627	9,000	49,627
			Detection, classification, and localization demo		[10,000]		[9,000]	
1319	0603512N	38	CARRIER SYSTEMS DEVELOPMENT	153,894	153,894	153,894		153,894
1319	0603513N	39	SHIPBOARD SYSTEM COMPONENT DEVELOPMENT	14,135	23,135	28,135	9,500	23,635
			Smart valve		[2,000]	[2,500]	[2,500]	
			Gas Turbine Electric Start System technology upgrade			[5,500]		
			High temp superconductor AC synchronous propulsion motor		[4,000]	[6,000]	[6,000]	
			Shipboard wireless maintenance assistant		[3,000]		[1,000]	
1319	0603525N	40	PILOT FISH	134,550	134,550	134,550		134,550
1319	0603527N	41	RETRACT LARCH	87,180	87,180	87,180		87,180
1319	0603536N	42	RETRACT JUNIPER	38,462	38,462	38,462		38,462
1319	0603542N	43	RADIOLOGICAL CONTROL	1,901	1,901	1,901		1,901
1319	0603553N	44	SURFACE ASW	38,696	38,696	38,696		38,696
1319	0603559N	45	SSGN CONVERSION	25,953	25,953	25,953		25,953
1319	0603561N	46	ADVANCED SUBMARINE SYSTEM DEVELOPMENT	140,432	146,432	150,432	6,000	146,432
			Next strategic missile submarine			[10,000]		
			LD-UUV At-Sea Launch and Recovery System		[6,000]		[6,000]	
1319	0603562N	47	SUBMARINE TACTICAL WARFARE SYSTEMS	10,357	10,357	10,357		10,357
1319	0603563N	48	SHIP CONCEPT ADVANCED DESIGN	21,549	24,549	21,549	-2,500	19,049
			Machinery Analytics for Control and Monitoring System		[3,000]		[3,000]	
			Program underexecution				[-5,500]	
1319	0603564N	49	SHIP PRELIMINARY DESIGN & FEASIBILITY STUDIES	21,314	21,314	21,314		21,314
1319	0603570N	50	ADVANCED NUCLEAR POWER SYSTEMS	174,648	174,648	174,648		174,648
1319	0603573N	51	ADVANCED SURFACE MACHINERY SYSTEMS					

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1319	0603576N	52	CHALK EAGLE	139,017	139,017	139,017		139,017
1319	0603581N	53	LITTORAL COMBAT SHIP (LCS)	319,671	319,671	319,671		319,671
1319	0603582N	54	COMBAT SYSTEM INTEGRATION	62,095	62,095	62,095		62,095
1319	0603609N	55	CONVENTIONAL MUNITIONS	22,385	22,385	22,385		22,385
1319	0603611M	56	MARINE CORPS ASSAULT VEHICLES	188,306	188,306	188,306		188,306
1319	0603612M	57	USMC MINE COUNTERMEASURES SYSTEMS - ADV DEV	3,777	3,777	3,777		3,777
1319	0603635M	58	MARINE CORPS GROUND COMBAT/SUPPORT SYSTEM	503	3,503	4,503	7,000	7,503
			Moldable fabric armor			[2,000]	[2,000]	
			Urban operations laboratory			[2,000]	[2,000]	
			Marine expeditionary rifle squad		[3,000]		[3,000]	
1319	0604402N	NEW	UCAV (from line 164)		239,163			
1319	0603654N	59	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT	24,467	24,467	33,567		24,467
			Joint service and EOD IED countermeasures R&D			[9,100]		
1319	0603658N	60	COOPERATIVE ENGAGEMENT	53,406	53,406	53,406		53,406
1319	0603713N	61	OCEAN ENGINEERING TECHNOLOGY DEVELOPMENT	16,324	26,324	16,324	2,000	18,324
			Advanced composite riverine craft		[10,000]		[2,000]	
1319	0603721N	62	ENVIRONMENTAL PROTECTION	20,271	20,271	20,271		20,271
1319	0603724N	63	NAVY ENERGY PROGRAM	1,600	1,600	1,600		1,600
1319	0603725N	64	FACILITIES IMPROVEMENT	4,194	4,194	4,194		4,194
1319	0603734N	65	CHALK CORAL	28,578	28,578	28,578		28,578
1319	0603739N	66	NAVY LOGISTIC PRODUCTIVITY	6,306	6,306	6,306		6,306
1319	0603746N	67	RETRACT MAPLE	344,912	344,912	344,912		344,912
1319	0603748N	68	LINK PLUMERIA	80,662	80,662	80,662		80,662
1319	0603751N	69	RETRACT ELM	64,133	64,133	64,133		64,133
1319	0603755N	70	SHIP SELF DEFENSE	8,897	8,897	8,897		8,897
1319	0603764N	71	LINK EVERGREEN	55,051	55,051	55,051		55,051
1319	0603787N	72	SPECIAL PROCESSES	47,180	47,180	47,180		47,180

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1319	0603790N	73	NATO RESEARCH AND DEVELOPMENT	9,784	9,784	9,784		9,784
1319	0603795N	74	LAND ATTACK TECHNOLOGY	18,571	57,571	18,571	35,800	54,371
			Affordable Weapon System		[27,000]		[24,000]	
			BTERM		[10,000]		[10,000]	
			76mm gun system explosives safety review		[2,000]		[1,800]	
1319	0603851M	75	NONLETHAL WEAPONS	44,815	44,815	44,815		44,815
1319	0603857N	76	ALL SERVICE COMBAT IDENTIFICATION EVALUATION TEAM (					
1319	0603860N	77	JOINT PRECISION APPROACH AND LANDING SYSTEMS	41,242	41,242	41,242		41,242
1319	0603879N	78	SINGLE INTEGRATED AIR PICTURE (SIAP) SYSTEM ENGINEER	50,282	50,282	50,282	-10,282	40,000
			Reduce growth pending plan				[-10,282]	
1319	0603889N	79	COUNTERDRUG RDT&E PROJECTS			6,500	4,000	4,000
			Project Athena			[6,500]	[4,000]	
NEW	0603925N	79a	Directed Energy Research			50,000	30,000	30,000
1320	0604272N	80	TACTICAL AIR DIRECTIONAL INFRARED COUNTERMEASURES	20,527	20,527	20,527		20,527
1319	0604327N	81	HARD AND DEEPLY BURIED TARGET DEFEAT SYSTEM (HDBTI	77,000	30,000	71,000	-47,000	30,000
			Program decrease		[-47,000]		[-47,000]	
			Trident II conventional modifications (S. Amdt)			[-6,000]		
1319	0604707N	82	SPACE AND ELECTRONIC WARFARE (SEW) ARCHITECTURE/EN	43,909	43,909	43,909		43,909
1319	0604787N	83	JOINT WARFARE TRANSFORMATION PROGRAMS					
1319	0604212N	84	OTHER HELO DEVELOPMENT	86,197	86,197	86,197		86,197
1319	0604214N	85	AV-8B AIRCRAFT - ENG DEV	13,878	13,878	13,878		13,878
1319	0604215N	86	STANDARDS DEVELOPMENT	112,257	120,957	112,257	5,000	117,257
			Metrological standards and systems		[8,700]		[5,000]	
1319	0604216N	87	MULTI-MISSION HELICOPTER UPGRADE DEVELOPMENT	19,259	19,259	19,259		19,259
1319	0604218N	88	AIR/OCEAN EQUIPMENT ENGINEERING	5,578	5,578	5,578		5,578
1319	0604221N	89	P-3 MODERNIZATION PROGRAM	16,139	16,139	16,139		16,139

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1319	0604230N	90	WARFARE SUPPORT SYSTEM	2,203	2,203	2,203		2,203
1319	0604231N	91	TACTICAL COMMAND SYSTEM	74,225	74,225	74,225	-13,600	60,625
			Program growth				[-13,600]	
1319	0604234N	92	ADVANCED HAWKEYE	497,842	505,042	497,842		497,842
			IFF technology development		[7,200]			
1319	0604245N	93	H-1 UPGRADES	7,844	7,844	7,844		7,844
1319	0604261N	94	ACOUSTIC SEARCH SENSORS	36,764	39,264	36,764	2,300	39,064
			Acoustic Environmental Sensor System		[2,500]		[2,300]	
1319	0604262N	95	V-22A	268,461	268,461	268,461		268,461
1319	0604264N	96	AIR CREW SYSTEMS DEVELOPMENT	12,434	12,434	12,434		12,434
1319	0604269N	97	EA-18	372,363	372,363	372,363		372,363
1319	0604270N	98	ELECTRONIC WARFARE DEVELOPMENT	39,842	47,842	39,842	3,000	42,842
			Next generation electronic warfare simulator		[8,000]		[3,000]	
1319	0604273N	99	VHXX EXECUTIVE HELO DEVELOPMENT	682,597	643,597	682,597		682,597
			Program decrease		[-39,000]			
1319	0604280N	100	JOINT TACTICAL RADIO SYSTEM - NAVY (JTRS-NAVY)	1,153	1,153	1,153		1,153
1319	0604300N	101	SC-21 TOTAL SHIP SYSTEM ENGINEERING	817,528	842,528	817,528	17,500	835,028
			Permanent magnet motor		[15,000]		[15,000]	
			Wireless Maritime Inspection System		[5,000]		[2,500]	
			Integrated shipboard intelligent surveillance		[5,000]			
1319	0604307N	102	SURFACE COMBATANT COMBAT SYSTEM ENGINEERING	190,059	190,059	190,059		190,059
1319	0604311N	103	LPD-17 CLASS SYSTEMS INTEGRATION	5,960	5,960	5,960		5,960
1319	0604312N	104	TRI-SERVICE STANDOFF ATTACK MISSILE					
1319	0604329N	105	SMALL DIAMETER BOMB (SDB)	10,021	10,021	10,021		10,021
1319	0604366N	106	STANDARD MISSILE IMPROVEMENTS	186,144	186,144	186,144		186,144
1319	0604373N	107	AIRBORNE MCM	56,145	56,145	56,145		56,145

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1319	0604378N	108	NAVAL INTEGRATED FIRE CONTROL - COUNTER AIR SYSTEMS	14,792	14,792	14,792		14,792
1319	0604503N	109	SSN-688 AND TRIDENT MODERNIZATION	94,839	103,839	104,839	8,500	103,339
			Twin line thinline towed array			[10,000]	[2,500]	
			Affordable towed array construction		[4,500]		[2,000]	
			Common submarine radio room		[4,500]		[4,000]	
1319	0604504N	110	AIR CONTROL	4,603	4,603	4,603		4,603
1319	0604507N	111	ENHANCED MODULAR SIGNAL PROCESSOR					
1319	0604512N	112	SHIPBOARD AVIATION SYSTEMS	33,392	34,392	33,392	1,000	34,392
			Aircraft carrier launch, recovery and support equipment		[1,000]		[1,000]	
1319	0604518N	113	COMBAT INFORMATION CENTER CONVERSION	6,708	6,708	6,708		6,708
1319	0604558N	114	NEW DESIGN SSN	169,580	214,580	234,580	54,600	224,180
			Virginia class affordable design			[65,000]	[23,600]	
			Flexible payload module		[25,000]		[15,000]	
			Large aperture bow array		[20,000]		[16,000]	
1319	0604561N	115	SSN-21 DEVELOPMENTS	3,260	3,260	3,260		3,260
1319	0604562N	116	SUBMARINE TACTICAL WARFARE SYSTEM	51,656	51,656	51,656		51,656
1319	0604567N	117	SHIP CONTRACT DESIGN/ LIVE FIRE T&E	72,055	72,055	72,055		72,055
1319	0604574N	118	NAVY TACTICAL COMPUTER RESOURCES					
1319	0604601N	119	MINE DEVELOPMENT	5,631	5,631	5,631		5,631
1319	0604603N	120	UNGUIDED CONVENTIONAL AIR-LAUNCHED WEAPONS					
1319	0604610N	121	LIGHTWEIGHT TORPEDO DEVELOPMENT	40,540	40,540	40,540		40,540
1319	0604654N	122	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT	10,026	10,026	10,026		10,026
1319	0604703N	123	PERSONNEL, TRAINING, SIMULATION, AND HUMAN FACTORS	8,754	9,754	8,754	1,000	9,754
			SEAPRINT		[1,000]		[1,000]	
1319	0604721N	124	BATTLE GROUP PASSIVE HORIZON EXTENSION SYSTEM					
1319	0604727N	125	JOINT STANDOFF WEAPON SYSTEMS	27,524	27,524	27,524		27,524

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1319	0604755N	126	SHIP SELF DEFENSE (DETECT & CONTROL)	10,050	10,050	14,050		10,050
			Autonomous unmanned surface vessel			[4,000]		
1319	0604756N	127	SHIP SELF DEFENSE (ENGAGE: HARD KILL)	46,390	55,390	46,390	5,000	51,390
			Next generation phalanx		[9,000]		[5,000]	
1319	0604757N	128	SHIP SELF DEFENSE (ENGAGE: SOFT KILL/EW)	11,513	11,513	17,513	4,000	15,513
			MK 53 (NULKA) Decoy System			[6,000]	[4,000]	
1319	0604761N	129	INTELLIGENCE ENGINEERING	4,865	4,865	4,865		4,865
1319	0604771N	130	MEDICAL DEVELOPMENT	7,663	7,663	10,163		7,663
			Non-invasive vectored vaccine research			[2,000]		
			Chiropractic treatment study			[500]		
1319	0604777N	131	NAVIGATION/ID SYSTEM	47,070	47,070	47,070		47,070
1319	0604784N	132	DISTRIBUTED SURVEILLANCE SYSTEM	58,273	61,673	58,273		58,273
			Wet end installation system element		[3,400]			
1319	0604800N	133	JOINT STRIKE FIGHTER (JSF)	2,030,979	2,030,979	2,231,379	170,000	2,200,979
			Joint Strike Fighter alternate engine development			[200,400]	[170,000]	
1319	0604910N	134	SMART CARD					
1319	0605013M	135	INFORMATION TECHNOLOGY DEVELOPMENT	13,326	13,326	13,326		13,326
1319	0605013N	136	INFORMATION TECHNOLOGY DEVELOPMENT	88,323	47,523	88,323		88,323
			Navy enterprise resource planning (ERP)		[-40,800]			
1319	0605172N	137	MULTINATIONAL INFORMATION SHARING (MNIS)	20,856	20,856	20,856		20,856
1319	0605212N	138	CH-53X RDTE	362,672	362,672	362,672		362,672
1319	0605500N	139	MULTI-MISSION MARITIME AIRCRAFT (MMA)	1,131,655	1,131,655	1,131,655		1,131,655
1319	0304785N	140	TACTICAL CRYPTOLOGIC SYSTEMS	23,526	23,526	23,526		23,526
1319	0604256N	141	THREAT SIMULATOR DEVELOPMENT	23,668	23,668	23,668		23,668
1319	0604258N	142	TARGET SYSTEMS DEVELOPMENT	45,666	45,666	45,666		45,666
1319	0604759N	143	MAJOR T&E INVESTMENT	39,750	39,750	39,750		39,750

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1319	0605152N	144	STUDIES AND ANALYSIS SUPPORT - NAVY	7,093	7,093	7,093		7,093
1319	0605154N	145	CENTER FOR NAVAL ANALYSES	48,900	48,900	48,900		48,900
1319	0605155N	146	FLEET TACTICAL DEVELOPMENT	2,595	2,595	2,595		2,595
1319	0605502N	147	SMALL BUSINESS INNOVATIVE RESEARCH					
1319	0605804N	148	TECHNICAL INFORMATION SERVICES	670	670	670		670
1319	0605853N	149	MANAGEMENT, TECHNICAL & INTERNATIONAL SUPPORT	47,213	47,213	47,213		47,213
1319	0605856N	150	STRATEGIC TECHNICAL SUPPORT	3,347	3,347	3,347		3,347
1319	0605861N	151	RDT&E SCIENCE AND TECHNOLOGY MANAGEMENT	67,328	67,328	67,328		67,328
1319	0605862N	152	RDT&E INSTRUMENTATION MODERNIZATION	1,243	1,243	1,243		1,243
1319	0605863N	153	RDT&E SHIP AND AIRCRAFT SUPPORT	83,140	83,140	83,140		83,140
1319	0605864N	154	TEST AND EVALUATION SUPPORT	328,276	328,276	328,276		328,276
1319	0605865N	155	OPERATIONAL TEST AND EVALUATION CAPABILITY	11,532	11,532	11,532		11,532
1319	0605866N	156	NAVY SPACE AND ELECTRONIC WARFARE (SEW) SUPPORT	2,904	2,904	2,904		2,904
1319	0605867N	157	SEW SURVEILLANCE/RECONNAISSANCE SUPPORT	20,073	20,073	20,073		20,073
1319	0605873M	158	MARINE CORPS PROGRAM WIDE SUPPORT	25,343	29,343	30,343	2,000	27,343
			Detection and recovery of UXO		[4,000]	[5,000]	[2,000]	
1319	0305885N	159	TACTICAL CRYPTOLOGIC ACTIVITIES	1,004	1,004	1,004		1,004
1319	0804758N	160	SERVICE SUPPORT TO JFCOM, JNTC	5,202	5,202	5,202		5,202
1319	0909999N	161	FINANCING FOR CANCELLED ACCOUNT ADJUSTMENTS					
1319	0603660N	162	ADVANCED DEVELOPMENT PROJECTS	[ ]	[ ]	[ ]		[ ]
1319	0604227N	163	HARPOON MODIFICATIONS	36,284	36,284	36,284	-8,284	28,000
			Defer new start				[-8,284]	
1319	0604402N	164	UNMANNED COMBAT AIR VEHICLE (UCAV) ADVANCED COMP	239,163		239,163	-50,000	189,163
			Transfer to line 58a		[-239,163]			
			Program execution reduction				[-50,000]	

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
1319	0101221N	165	STRATEGIC SUB & WEAPONS SYSTEM SUPPORT	124,522	127,022	124,522		124,522
			Lithium battery technology		[2,500]			
1319	0101224N	166	SSBN SECURITY TECHNOLOGY PROGRAM	42,869	42,869	42,869		42,869
1319	0101226N	167	SUBMARINE ACOUSTIC WARFARE DEVELOPMENT	2,131	2,131	2,131		2,131
1319	0101402N	168	NAVY STRATEGIC COMMUNICATIONS	37,464	37,464	37,464		37,464
1319	0203761N	169	RAPID TECHNOLOGY TRANSITION (RTT)	39,285	39,285	39,285		39,285
1319	0204136N	170	F/A-18 SQUADRONS	31,098	48,198	31,098	7,600	38,698
			Composite missile launcher improvement		[2,000]			
			Digital Electronic Warfare System		[10,000]		[7,600]	
			Digital heads-up display upgrade		[5,100]			
1319	0204152N	171	E-2 SQUADRONS	1,540	1,540	1,540		1,540
1319	0204163N	172	FLEET TELECOMMUNICATIONS (TACTICAL)	27,189	27,189	27,189		27,189
1319	0204229N	173	TOMAHAWK AND TOMAHAWK MISSION PLANNING CENTER (T	18,635	18,635	18,635		18,635
1319	0204311N	174	INTEGRATED SURVEILLANCE SYSTEM	30,740	30,740	30,740		30,740
1319	0204413N	175	AMPHIBIOUS TACTICAL SUPPORT UNITS (DISPLACEMENT CR/	1,812	1,812	1,812		1,812
1319	0204571N	176	CONSOLIDATED TRAINING SYSTEMS DEVELOPMENT	17,857	17,857	17,857		17,857
1319	0204574N	177	CRYPTOLOGIC DIRECT SUPPORT	1,425	1,425	1,425		1,425
1319	0204575N	178	ELECTRONIC WARFARE (EW) READINESS SUPPORT	20,673	20,673	20,673		20,673
1319	0205601N	179	HARM IMPROVEMENT	99,208	99,208	99,208		99,208
1319	0205604N	180	TACTICAL DATA LINKS	41,967	41,967	41,967		41,967
1319	0205620N	181	SURFACE ASW COMBAT SYSTEM INTEGRATION	9,417	13,417	9,417	2,000	11,417
			Advanced materials for acoustic windows		[4,000]		[2,000]	
1319	0205632N	182	MK-48 ADCAP	24,988	24,988	24,988		24,988
1319	0205633N	183	AVIATION IMPROVEMENTS	71,612	71,612	71,612		71,612
1319	0205658N	184	NAVY SCIENCE ASSISTANCE PROGRAM	3,376	3,376	3,376		3,376
1319	0205675N	185	OPERATIONAL NUCLEAR POWER SYSTEMS	69,350	69,350	69,350		69,350

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
1319	0206313M	186	MARINE CORPS COMMUNICATIONS SYSTEMS	218,460	228,760	250,460	7,700	226,160
			AN/TPS-59 low earth orbit (LEOS) acceleration			[5,000]		
			Battlefield Management System software development		[5,000]	[2,000]	[5,000]	
			Counter-radio controlled IED development			[25,000]		
			Dismounted soldier training test instrumentation		[1,000]			
			Network Communication System for extreme environments		[4,300]		[2,700]	
1319	0206623M	187	MARINE CORPS GROUND COMBAT/SUPPORTING ARMS SYSTE	47,592	54,692	56,092	6,000	53,592
			Ultrasonic consolidation technology			[4,500]		
			Polymer-based IED detection tools			[4,000]	[2,800]	
			Lightweight multi-threat body and appendage armor		[2,000]		[1,800]	
			Small arms and crew served weapon shot counter		[3,300]		[1,400]	
			Tunable camouflage netting		[1,800]			
1319	0206624M	188	MARINE CORPS COMBAT SERVICES SUPPORT	17,524	17,524	26,524		17,524
			Expeditionary assault bridge development			[9,000]		
1319	0207161N	189	TACTICAL AIM MISSILES	7,946	7,946	7,946		7,946
1319	0207163N	190	ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM)	6,705	6,705	6,705		6,705
1319	0208058N	191	JOINT HIGH SPEED VESSEL (JHSV)	14,163	14,160	14,163		14,163
			Program decrease		[-3]			
1319	0301303N	192	MARITIME INTELLIGENCE	[ ]	[ ]	5,500		[ ]
			Vessel Integrity System			[1,000]		
			Surf Eagle environmental intelligence			[4,500]		
1319	0301323N	193	COLLECTION MANAGEMENT	[ ]	[ ]	[ ]		[ ]
1319	0303217N	194	TECHNICAL RECONNAISSANCE AND SURVEILLANCE	[ ]	[ ]	[ ]		[ ]
1319	0303109N	195	SATELLITE COMMUNICATIONS (SPACE)	748,662	754,662	748,662	3,000	751,662
			Joint integrated systems for advanced digital networking		[6,000]		[3,000]	
1319	0303140N	196	INFORMATION SYSTEMS SECURITY PROGRAM	23,037	23,037	23,037		23,037

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
1319	0303158N	197	JOINT COMMAND AND CONTROL PROGRAM (JC2)	5,073	6,073	5,073		5,073
			Transfer from line 29		[1,000]			
1319	0305149N	198	COBRA JUDY	135,372	135,372	135,372		135,372
1319	0305160N	199	NAVY METEOROLOGICAL AND OCEAN SENSORS-SPACE (METO	7,307	7,307	7,307		7,307
1319	0305188N	200	JOINT C4ISR BATTLE CENTER (JBC)					
1319	0305192N	201	MILITARY INTELLIGENCE PROGRAM (MIP) ACTIVITIES	6,793	6,793	6,793		6,793
1319	0305204N	202	TACTICAL UNMANNED AERIAL VEHICLES	115,950	115,950	115,950		115,950
1319	0305205N	203	ENDURANCE UNMANNED AERIAL VEHICLES	26,357	26,357	26,357		26,357
1319	0305206N	204	AIRBORNE RECONNAISSANCE SYSTEMS	35,038	40,038	35,038	1,000	36,038
			Passive collision avoidance and reconnaissance		[5,000]		[1,000]	
1319	0305207N	205	MANNED RECONNAISSANCE SYSTEMS	22,815	73,815	22,815	12,000	34,815
			Classified program		[51,000]		[12,000]	
1319	0305208N	206	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	16,587	16,587	16,587		16,587
1319	0307207N	207	AERIAL COMMON SENSOR (ACS)	17,182	17,182	17,182		17,182
1319	0308601N	208	MODELING AND SIMULATION SUPPORT	7,503	7,503	7,503		7,503
1319	0702207N	209	DEPOT MAINTENANCE (NON-IF)	2,960	2,960	2,960		2,960
1319	0702239N	210	AVIONICS COMPONENT IMPROVEMENT PROGRAM	1,375	1,375	1,375		1,375
1319	0708011N	211	INDUSTRIAL PREPAREDNESS	55,048	55,798	55,048		55,048
			Gas Turbine Diagnostic System		[750]			
1319	0708730N	212	MARITIME TECHNOLOGY (MARITECH)		120,000	10,000	20,000	20,000
			National shipbuilding research program-adv shipbuilding enterprise		[20,000]	[10,000]	[20,000]	
			Shipbuilding industrial base grants		[50,000]			
			Shipbuilding industry loan guarantees		[50,000]			
1319	XXXXXXX	999	CLASSIFIED PROGRAMS	1,181,325	1,181,325	1,181,325		1,181,325
			Total, RDT&E Navy	**16,912,223**	**17,377,769**	**17,459,823**	**471,634**	**17,383,857**

Sea Fighter (X-Craft)

The House bill would authorize $25.7 million in PE 63123N for modifications to Sea Fighter to improve the ship's survivability, command and control, armament, and other ship systems to make Sea Fighter an operationally deployable asset.

The Senate amendment contained no similar funding.

The conferees agree to authorize $23.0 million in PE 63123N for Sea Fighter modifications.

Of the amount authorized, the conferees direct the Secretary of the Navy to utilize the additional funding to: (1) improve aviation capabilities; (2) improve damage control and firefighting capabilities; (3) improve the quality of and increase the capacity of berthing and messing facilities for 12 additional crew; (4) provide command and control upgrades; (5) add weapons (offensive and defensive); and (6) make topside changes to reduce radiation hazards. The conferees expect the Secretary to utilize Sea Fighter in support of Navy operations and to develop and validate operational concepts for littoral warfare.

The conferees are aware that on September 6, 2006, Sea Fighter sustained significant damage while operating off of the Pacific coast. The conferees expect the Secretary to make all repairs necessary to restore Sea Fighter to previous capability and make available for operational use.

Research, Development, Test, and Evaluation, Air Force overview

The budget request included $24,396.8 million in Research Development, Test, and Evaluation, Air Force for the Department of Defense.

The House bill would authorize $24,810.0 million.

The Senate amendment would authorize $23,970.9 million.

The conferees agree to authorize $24,236.0 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
			RESEARCH, DEVELOPMENT, TEST & EVALUATION, AIR FORCE					
3600	0601102F	1	DEFENSE RESEARCH SCIENCES	250,232	250,232	253,232	2,000	252,232
			Basic hypersonics air flow research			[2,000]	[2,000]	
			Early career awards			[1,000]		
3600	0601103F	2	UNIVERSITY RESEARCH INITIATIVES	107,571	107,571	123,071	2,000	109,571
			High assurance software engineering			[2,000]	[2,000]	
			Secure grids for network centric operations			[2,000]		
			Enterprise service secure grid research			[1,500]		
			University research initiative (S. Amdt)			[10,000]		
3600	0601108F	3	HIGH ENERGY LASER RESEARCH INITIATIVES	12,403	12,403	12,403		12,403
3600	0602015F	4	MEDICAL DEVELOPMENT					
3600	0602102F	5	MATERIALS	111,073	126,373	120,073	10,000	121,073
			Advanced materials development			[2,000]	[2,000]	
			Blast resistant barrier research			[3,000]	[2,000]	
			Domestic source of high modulus carbon fibers		[3,000]	[1,500]	[3,000]	
			Complex composite structures research			[2,500]		
			Nanocrystaline diamond coating		[2,900]			
			Electronic type-specific buckytubes		[9,400]		[3,000]	
3600	0602201F	6	AEROSPACE VEHICLE TECHNOLOGIES	112,751	115,751	112,751		112,751
			Active feedback flow control		[3,000]			
3600	0602202F	7	HUMAN EFFECTIVENESS APPLIED RESEARCH	92,991	95,991	92,991	3,000	95,991
			AIRPRINT		[3,000]		[3,000]	

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0602203F	8	AEROSPACE PROPULSION	170,885	177,585	175,885	7,000	177,885
			High energy laser research			[2,000]	[2,000]	
			Scramjet technology			[3,000]	[3,000]	
			Advanced engine starter/generator		[3,500]		[1,000]	
			Affordable lightweight power supply		[3,200]		[1,000]	
3600	0602204F	9	AEROSPACE SENSORS	117,553	125,753	120,553	5,000	122,553
			Compact optical receiver for loitering weapons		[3,000]		[2,000]	
			Wavelength agile spectral harmonic oxygen sensor		[2,700]			
			Cell level battery controller		[2,500]			
			Wideband digital airborne electronic sensing array (S. Amdt)			[3,000]	[3,000]	
3600	0602500F	10	MULTI-DISCIPLINARY SPACE TECHNOLOGY		3,000		3,000	3,000
			Engineering tool improvement		[3,000]		[3,000]	
3600	0602601F	11	SPACE TECHNOLOGY	85,594	93,794	85,884	5,985	91,579
			Shield rocket payloads			[290]	[285]	
			Deployable space structures		[3,000]		[2,500]	
			Elastic memory composites		[3,000]		[1,000]	
			Multicontinuum technology for space structures		[2,200]		[2,200]	
3600	0602602F	12	CONVENTIONAL MUNITIONS	62,105	65,105	62,105		62,105
			Advanced carbon nanotube research		[3,000]			
3600	0602605F	13	DIRECTED ENERGY TECHNOLOGY	48,422	48,422	48,422		48,422
3600	0602702F	14	COMMAND CONTROL AND COMMUNICATIONS	119,267	125,267	120,767	3,000	122,267
			MASINT visualization tools		[6,000]	[1,500]	[3,000]	
3600	0602805F	15	DUAL USE SCIENCE AND TECHNOLOGY PROGRAM					
3600	0602890F	16	HIGH ENERGY LASER RESEARCH	50,166	50,166	50,166		50,166
3600	0207170F	17	JOINT HELMET MOUNTED CUEING SYSTEM (JHMCS)	2,287		2,287		2,287
			Transfer to line 136a		[-2,287]			

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0603112F	18	ADVANCED MATERIALS FOR WEAPON SYSTEMS	48,901	64,201	54,901	9,200	58,101
			Inspection techniques to detect fatigue related damage on aircraft components			[3,000]	[3,000]	
			Metals Affordability Initiative		[11,300]	[3,000]	[3,500]	
			Large panel sapphire window producibility (F-35)		[4,000]		[2,700]	
3600	0603203F	19	ADVANCED AEROSPACE SENSORS	55,150	55,150	55,150		55,150
3600	0603211F	20	AEROSPACE TECHNOLOGY DEV/DEMO	27,424	32,424	29,424	4,000	31,424
			Advanced aerospace titanium structures		[5,000]		[2,000]	
			Advanced aluminum aerostructures initiative (A3I) (S. Amdt)			[2,000]	[2,000]	
3600	0603216F	21	AEROSPACE PROPULSION AND POWER TECHNOLOGY	115,546	118,546	128,046	13,000	128,546
			Certification of flexible JP8 military fuel			[2,000]	[2,000]	
			Turbine engine supersonic cruise missile engine			[6,000]	[6,000]	
			Bi-polar wafer-cell, nickel-metal hyrdide battery research			[2,000]	[2,000]	
			Versatile affordable advanced turbine engines		[3,000]	[2,500]	[3,000]	
3600	0603231F	22	CREW SYSTEMS AND PERSONNEL PROTECTION TECHNOLOGY	32,156	39,156	32,156	2,000	34,156
			Mobile Collaborative Air Traffic Control System		[4,000]			
			Variable transmittal visor		[3,000]		[2,000]	
3600	0603270F	23	ELECTRONIC COMBAT TECHNOLOGY	24,436	24,436	24,436		24,436
3600	0603311F	24	BALLISTIC MISSILE TECHNOLOGY					
3600	0603400F	25	JOINT UNMANNED COMBAT AIR SYSTEMS (J-UCAS) ADVANCE					
3600	0603401F	26	ADVANCED SPACECRAFT TECHNOLOGY	68,026	84,026	88,026	28,500	96,526
			Radically segmented launch vehicle			[4,000]	[2,000]	
			Thin film amorphous solar arrays			[16,000]	[16,000]	
			PINPOINT		[5,000]		[5,000]	
			Low cost reconnaissance spacecraft		[4,000]		[2,500]	
			Intelligent free space optical satellite communications node		[7,000]		[3,000]	

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0603444F	27	MAUI SPACE SURVEILLANCE SYSTEM (MSSS)	6,074	11,074	6,074	5,000	11,074
			High Accuracy Network Determination System		[5,000]		[5,000]	
3600	0603500F	28	MULTI-DISCIPLINARY ADVANCED DEVELOPMENT SPACE TEC					
3600	0603601F	29	CONVENTIONAL WEAPONS TECHNOLOGY	19,658	19,658	19,658		19,658
3600	0603605F	30	ADVANCED WEAPONS TECHNOLOGY	51,336	50,536	51,336	3,000	54,336
			Mid-infrared semiconductor laser for aircraft protection		[5,700]		[3,000]	
			Advanced optics and laser space technology		[-6,500]			
3600	0603723F	31	ENVIRONMENTAL ENGINEERING TECHNOLOGY					
3600	0603789F	32	C3I ADVANCED DEVELOPMENT	35,785	40,585	40,585	3,000	38,785
			Massively parallel optical interconnects for battlespace information		[4,800]	[4,800]	[3,000]	
3600	0603801F	33	SPECIAL PROGRAMS	316,605	316,605	316,605		316,605
3600	0603850F	34	INTEGRATED BROADCAST SERVICE					
3600	0603924F	35	HIGH ENERGY LASER ADVANCED TECHNOLOGY PROGRAM	3,713	3,713	3,713		3,713
3600	0207418F	36	TACTICAL AIRBORNE CONTROL SYSTEMS	26		26		26
			Program decrease		[-26]			
3600	0207423F	37	ADVANCED COMMUNICATIONS SYSTEMS					
3600	0401840F	38	AMC COMMAND AND CONTROL SYSTEM					
3600	0804757F	39	JOINT NATIONAL TRAINING CENTER					
3600	0603260F	40	INTELLIGENCE ADVANCED DEVELOPMENT	4,776	4,776	4,776		4,776
3600	0603287F	41	PHYSICAL SECURITY EQUIPMENT	298	3,298	298		298
			Tactical Automated Security System		[3,000]			
3600	0603421F	42	NAVSTAR GLOBAL POSITIONING SYSTEM III	315,314	315,314	315,314		315,314
3600	0603430F	43	ADVANCED EHF MILSATCOM (SPACE)	633,258	633,258	633,258		633,258
3600	0603432F	44	POLAR MILSATCOM (SPACE)	35,685	35,685	35,685		35,685
3600	0603438F	45	SPACE CONTROL TECHNOLOGY	27,076	27,076	27,076		27,076
3600	0603742F	46	COMBAT IDENTIFICATION TECHNOLOGY	26,517	26,517	26,517		26,517
3600	0603790F	47	NATO RESEARCH AND DEVELOPMENT	4,095	4,095	4,095		4,095

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0603791F	48	INTERNATIONAL SPACE COOPERATIVE R&D	593	593	593		593
3600	0603845F	49	TRANSFORMATIONAL SATCOM (TSAT)	867,102	787,102	797,102	-100,000	767,102
			Transformational satellite communications			[-70,000]	[-100,000]	
			Program decrease		[-80,000]			
3600	0603850F	50	INTEGRATED BROADCAST SERVICE	20,592	20,592	20,592		20,592
3600	0603851F	51	INTERCONTINENTAL BALLISTIC MISSILE	45,538	45,538	45,538		45,538
3600	0603854F	52	WIDEBAND GAPFILLER SYSTEM RDT&E (SPACE)	37,672	37,672	46,172		37,672
			Satellite command and control consolidation			[8,500]		
3600	0603858F	53	SPACE RADAR	266,401	236,401	200,001	-66,401	200,000
			Space radar			[-66,400]		
			Program decrease		[-30,000]		[-66,401]	
3600	0603859F	54	POLLUTION PREVENTION	2,853	2,853	4,353	1,500	4,353
			O2 diesel particulate emission reduction research			[1,500]	[1,500]	
3600	0603860F	55	JOINT PRECISION APPROACH AND LANDING SYSTEMS	10,011	10,011	10,011		10,011
3600	0604015F	56	NEXT GENERATION BOMBER	25,598	25,598	25,598		25,598
3600	0604327F	57	HARD AND DEEPLY BURIED TARGET DEFEAT SYSTEM (HDBTI					
3600	0604400F	58	JOINT UNMANNED COMBAT AIR SYSTEMS (J-UCAS) ADVANCE					
3600	0604855F	59	OPERATIONALLY RESPONSIVE LAUNCH					
3600	0604856F	60	COMMON AERO VEHICLE (CAV)	33,386	33,386	33,386		33,386
3600	0604857F	61	OPERATIONALLY RESPONSIVE SPACE	35,625	60,625	35,625		35,625
			Program increase		[20,000]			
			High altitude airship program increase (HASC Amdt)		[5,000]			
3600	0207423F	62	ADVANCED COMMUNICATIONS SYSTEMS					
3601	0305178F	63	NATIONAL POLAR-ORBITING OPERATIONAL ENVIRONMENTAI	349,311	349,311	349,311		349,311
3600	0603840F	64	GLOBAL BROADCAST SERVICE (GBS)	23,599	23,599	23,599		23,599

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0604012F	65	JOINT HELMET MOUNTED CUEING SYSTEM (JHMCS)	2,792		2,792		2,792
			Program decrease		[-2,792]			
3600	0604222F	66	NUCLEAR WEAPONS SUPPORT	14,895	14,895	14,895		14,895
3600	0604226F	67	B-1B	130,546	130,546	130,546		130,546
3600	0604233F	68	SPECIALIZED UNDERGRADUATE FLIGHT TRAINING	3,703	3,703	3,703		3,703
3600	0604239F	69	F-22					
3600	0604240F	70	B-2 ADVANCED TECHNOLOGY BOMBER	224,177	240,177	224,177	16,000	240,177
			SDB integration		[16,000]		[16,000]	
3600	0604261F	71	PERSONNEL RECOVERY SYSTEMS	254,310	254,310	254,310	-30,000	224,310
			Contract award delays				[-30,000]	
3600	0604270F	72	ELECTRONIC WARFARE DEVELOPMENT	87,784	87,784	87,784		87,784
3600	0604280F	73	JOINT TACTICAL RADIO					
3600	0604287F	74	PHYSICAL SECURITY EQUIPMENT	93	93	93		93
3600	0604329F	75	SMALL DIAMETER BOMB (SDB)	104,080	104,080	104,080		104,080
3600	0604421F	76	COUNTERSPACE SYSTEMS	47,292	52,292	55,292	8,000	55,292
			Space control test capabilities		[5,000]	[8,000]	[8,000]	
3600	0604425F	77	SPACE SITUATION AWARENESS SYSTEMS	121,157	116,157	125,157	2,000	123,157
			Joint space intelligent decision support			[4,000]	[2,000]	
			Space Based Space Surveillance System program reduction (HASC Amdt)		[-5,000]			
3600	0604429F	78	AIRBORNE ELECTRONIC ATTACK	12,421	12,421	12,421		12,421
3600	0604441F	79	SPACE BASED INFRARED SYSTEM (SBIRS) HIGH EMD	668,902	668,902	668,902		668,902
3600	0604443F	80	ALTERNATIVE INFRARED SPACE SYSTEM (AIRSS)	102,962	102,962	102,962		102,962
3600	0604479F	81	MILSTAR LDR/MDR SATELLITE COMMUNICATIONS (SPACE) (H					
3600	0604600F	82	MUNITIONS DISPENSER DEVELOPMENT					
3600	0604602F	83	ARMAMENT/ORDNANCE DEVELOPMENT	5,039	5,039	5,039		5,039
3600	0604604F	84	SUBMUNITIONS	5,759	5,759	5,759		5,759
3600	0604617F	85	AGILE COMBAT SUPPORT	10,095	10,095	10,095		10,095

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0604618F	86	JOINT DIRECT ATTACK MUNITION	15,450	15,450	15,450		15,450
3600	0604706F	87	LIFE SUPPORT SYSTEMS	12,370	12,370	12,370		12,370
3600	0604735F	88	COMBAT TRAINING RANGES	14,363	14,363	14,363		14,363
3600	0604740F	89	INTEGRATED COMMAND & CONTROL APPLICATIONS (IC2A)	167	5,167	4,167	7,000	7,167
			Global Awareness Presentation System			[4,000]	[2,000]	
			Distributed mission interoperability tool kit		[5,000]		[5,000]	
3600	0604750F	90	INTELLIGENCE EQUIPMENT	1,426	1,426	1,426		1,426
3600	0604762F	91	COMMON LOW OBSERVABLES VERIFICATION SYSTEM (CLOVI					
3600	0604800F	92	JOINT STRIKE FIGHTER (JSF)	1,999,068	2,408,568	2,199,468	171,500	2,170,568
			Joint Strike Fighter alternate engine development		[408,000]	[200,400]	[170,000]	
			Second source tire research		[1,500]		[1,500]	
3600	0604851F	93	INTERCONTINENTAL BALLISTIC MISSILE			5,000		
			ICBM security modernization (S. Amdt)			[5,000]		
3600	0604853F	94	EVOLVED EXPENDABLE LAUNCH VEHICLE PROGRAM (SPACE	18,513	18,513	18,513		18,513
3600	0605011F	95	RDT&E FOR AGING AIRCRAFT	25,490	25,490	25,490		25,490
3600	0605807F	96	TEST AND EVALUATION SUPPORT	2,388	2,388	2,388		2,388
3600	0207434F	97	LINK-16 SUPPORT AND SUSTAINMENT	172,625	172,625	172,625		172,625
3600	0207443F	98	FAMILY OF INTEROPERABLE OPERATIONAL PICTURES (FIOP)					
3600	0207450F	99	E-10 SQUADRONS	390,896	390,896	390,896		390,896
3600	0207451F	100	SINGLE INTEGRATED AIR PICTURE (SIAP)	40,124	40,124	40,124		40,124
3600	0207701F	101	FULL COMBAT MISSION TRAINING	32,243	32,243	32,243		32,243
3600	0305176F	102	COMBAT SURVIVOR EVADER LOCATOR					
3600	0401318F	103	CV-22	26,601	26,601	26,601		26,601
3600	0604256F	104	THREAT SIMULATOR DEVELOPMENT	38,131	38,131	38,131		38,131

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0604759F	105	MAJOR T&E INVESTMENT	58,506	67,306	58,506	4,000	62,506
			Enterprise test data management		[5,800]		[3,000]	
			Eglin Air Armament Center		[3,000]		[1,000]	
3600	0605101F	106	RAND PROJECT AIR FORCE	25,211	25,211	29,711	3,000	28,211
			Analytical and technical support			[4,500]	[3,000]	
3600	0605306F	107	RANCH HAND II EPIDEMIOLOGY STUDY					
3600	0605502F	108	SMALL BUSINESS INNOVATION RESEARCH					
3600	0605712F	109	INITIAL OPERATIONAL TEST & EVALUATION	34,802	34,802	34,802		34,802
3600	0605807F	110	TEST AND EVALUATION SUPPORT	740,134	740,134	740,134		740,134
3600	0605860F	111	ROCKET SYSTEMS LAUNCH PROGRAM (SPACE)	14,704	26,704	27,704	13,000	27,704
			Ballistic missile range safety tech			[13,000]	[13,000]	
			Joint advanced global strike demo		[12,000]			
3600	0605864F	112	SPACE TEST PROGRAM (STP)	46,310	46,310	46,310		46,310
3600	0605976F	113	FACILITIES RESTORATION AND MODERNIZATION - TEST AND	54,683	54,683	54,683		54,683
3600	0605978F	114	FACILITIES SUSTAINMENT - TEST AND EVALUATION SUPPORT	25,579	25,579	25,579		25,579
3600	0804731F	115	GENERAL SKILL TRAINING	305	305	305		305
3600	0909900F	116	FINANCING FOR EXPIRED ACCOUNT ADJUSTMENTS					
3600	0909980F	117	JUDGMENT FUND REIMBURSEMENT					
3600	1001004F	118	INTERNATIONAL ACTIVITIES	3,911	3,911	3,911		3,911
3600	0605024F	119	ANTI-TAMPER TECHNOLOGY EXECUTIVE AGENCY	8,014	8,014	8,014		8,014
3600	0605798F	120	ANALYSIS SUPPORT GROUP	[ ]	[ ]	[ ]		[ ]
3600	0101113F	121	B-52 SQUADRONS	71,379	77,379	71,379	6,000	77,379
			MIL-STD-1760		[6,000]		[6,000]	
3600	0101120F	122	ADVANCED CRUISE MISSILE	6,983	6,983	6,983		6,983
3600	0101122F	123	AIR-LAUNCHED CRUISE MISSILE (ALCM)	3,736	3,736	3,736		3,736

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0101313F	124	STRAT WAR PLANNING SYSTEM - USSTRATCOM	27,285	27,285	32,285	3,000	30,285
			Global command & control devel center			[5,000]	[3,000]	
3600	0101314F	125	NIGHT FIST - USSTRATCOM	5,162	5,162	5,162		5,162
3600	0101815F	126	ADVANCED STRATEGIC PROGRAMS	22,423	22,423	22,423		22,423
3600	0102326F	127	REGION/SECTOR OPERATION CONTROL CENTER MODERNIZA'	14,853	14,853	14,853		14,853
3600	0203761F	128	WARFIGHTER RAPID ACQUISITION PROCESS (WRAP) RAPID TF	30,584	30,584	30,584		30,584
3600	0207131F	129	A-10 SQUADRONS	80,771	80,771	80,771	-48,800	31,971
			Propulsion upgrade program				[-48,800]	
3600	0207133F	130	F-16 SQUADRONS	148,373	148,373	148,373		148,373
3600	0207134F	131	F-15E SQUADRONS	125,062	125,062	125,062		125,062
3600	0207136F	132	MANNED DESTRUCTIVE SUPPRESSION	515	515	515		515
3600	0207138F	133	F/A-22 SQUADRONS	584,290	584,290	584,290	-100,000	484,290
			Program growth				[-100,000]	
3600	0207141F	134	F-117A SQUADRONS	14,093	14,093	14,093		14,093
3600	0207161F	135	TACTICAL AIM MISSILES	8,850	8,850	8,850		8,850
3600	0207163F	136	ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM)	43,417	45,704	43,417		43,417
			Transfer from line 17		[2,287]			
3600	0207224F	137	COMBAT RESCUE AND RECOVERY					
3600	0207247F	138	AF TENCAP	11,202	11,202	11,202		11,202
3600	0207248F	139	SPECIAL EVALUATION PROGRAM	530,038	530,038	530,038		530,038
3600	0207253F	140	COMPASS CALL	4,469	4,469	4,469		4,469
3600	0207268F	141	AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM	154,319	154,319	154,319		154,319
3600	0207277F	142	CSAF INNOVATION PROGRAM	1,612	1,612	1,612		1,612
3600	0207325F	143	JOINT AIR-TO-SURFACE STANDOFF MISSILE (JASSM)	40,881	40,881	40,881		40,881
3600	0207410F	144	AIR & SPACE OPERATIONS CENTER (AOC)	87,483	87,483	87,483	-10,000	77,483
			Program moderation				[-10,000]	

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0207412F	145	CONTROL AND REPORTING CENTER (CRC)	8,798	8,798	8,798		8,798
3600	0207417F	146	AIRBORNE WARNING AND CONTROL SYSTEM (AWACS)	165,820	165,820	165,820		165,820
3600	0207418F	147	TACTICAL AIRBORNE CONTROL SYSTEMS	2,286	2,286	2,286		2,286
3600	0207423F	148	ADVANCED COMMUNICATIONS SYSTEMS	53,093	53,093	53,093		53,093
3600	0207424F	149	EVALUATION AND ANALYSIS PROGRAM					
3600	0207433F	150	ADVANCED PROGRAM TECHNOLOGY	313,251	313,251	313,251		313,251
3600	0207438F	151	THEATER BATTLE MANAGEMENT (TBM) C4I	31,835	31,835	31,835		31,835
3600	0207445F	152	FIGHTER TACTICAL DATA LINK	113,388	113,388	113,388		113,388
3600	0207446F	153	BOMBER TACTICAL DATA LINK	168,168	168,168	168,168	-67,000	101,168
			B-52 TDL restructure				[-67,000]	
3600	0207448F	154	C2ISR TACTICAL DATA LINK	4,338	4,338	4,338		4,338
3600	0207449F	155	COMMAND AND CONTROL (C2) CONSTELLATION	44,027	44,027	44,027		44,027
3600	0207581F	156	JOINT SURVEILLANCE/TARGET ATTACK RADAR SYSTEM (JST/	152,696	152,696	152,696		152,696
3600	0207590F	157	SEEK EAGLE	16,426	16,426	16,426		16,426
3600	0207591F	158	ADVANCED PROGRAM EVALUATION	437,057	437,057	437,057		437,057
3600	0207601F	159	USAF MODELING AND SIMULATION	23,470	23,470	23,470		23,470
3600	0207605F	160	WARGAMING AND SIMULATION CENTERS	6,595	6,595	6,595		6,595
3600	0207697F	161	DISTRIBUTED TRAINING AND EXERCISES	6,138	6,138	6,138		6,138
3600	0208006F	162	MISSION PLANNING SYSTEMS	146,396	146,396	146,396		146,396
3600	0208021F	163	INFORMATION WARFARE SUPPORT	24,758	24,758	24,758		24,758
3600	0301310F	164	NATIONAL AIR INTELLIGENCE CENTER	[ ]	[ ]	[ ]		[ ]
3600	0301314F	165	COBRA BALL	[ ]	[ ]	[ ]		[ ]
3600	0301315F	166	MISSILE AND SPACE TECHNICAL COLLECTION	[ ]	[ ]	[ ]		[ ]
3600	0301324F	167	FOREST GREEN	[ ]	[ ]	[ ]		[ ]
3600	0301386F	168	GDIP COLLECTION MANAGEMENT	[ ]	[ ]	[ ]		[ ]
3600	0302015F	169	E-4B NATIONAL AIRBORNE OPERATIONS CENTER (NAOC)	283	283	283		283

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0303131F	170	MINIMUM ESSENTIAL EMERGENCY COMMUNICATIONS NETW	64,109	64,109	64,109		64,109
3600	0303140F	171	INFORMATION SYSTEMS SECURITY PROGRAM	183,523	183,523	183,523		183,523
3600	0303141F	172	GLOBAL COMBAT SUPPORT SYSTEM	19,895	19,895	19,895		19,895
3600	0303150F	173	GLOBAL COMMAND AND CONTROL SYSTEM	3,348	13,348	3,348	10,000	13,348
			Command and control service level management		[10,000]		[10,000]	
3600	0303158F	174	JOINT COMMAND AND CONTROL PROGRAM (JC2)	5,818	5,818	5,818		5,818
3600	0303601F	175	MILSATCOM TERMINALS	271,562	271,562	271,562		271,562
3600	0304111F	176	SPECIAL ACTIVITIES	[ ]	[ ]	[ ]		[ ]
3600	0304260F	177	AIRBORNE SIGINT ENTERPRISE	117,834	117,834	117,834		117,834
3600	0304311F	178	SELECTED ACTIVITIES	[ ]	[ ]	[ ]		[ ]
3600	0304346F	179	IMAGERY DERIVED MASINT	[ ]	[ ]	[ ]		[ ]
3600	0304347F	180	OVERHEAD NON-IMAGING INFRARED	[ ]	[ ]	[ ]		[ ]
3600	0305099F	181	GLOBAL AIR TRAFFIC MANAGEMENT (GATM)	6,620	6,620	6,620		6,620
3600	0305110F	182	SATELLITE CONTROL NETWORK (SPACE)	19,907	19,907	19,907		19,907
3600	0305111F	183	WEATHER SERVICE	34,899	34,899	34,899		34,899
3600	0305114F	184	AIR TRAFFIC CONTROL, APPROACH, AND LANDING SYSTEM (/					
3600	0305116F	185	AERIAL TARGETS	5,203	5,203	5,203		5,203
3600	0305124F	186	SPECIAL APPLICATIONS PROGRAM	[ ]	[ ]	[ ]		[ ]
3600	0305128F	187	SECURITY AND INVESTIGATIVE ACTIVITIES	509	509	509		509
3600	0305142F	188	APPLIED TECHNOLOGY AND INTEGRATION	[ ]	[ ]	[ ]		[ ]
3600	0305148F	189	MEASUREMENT AND SIGNATURE INTELLIGENCE (MASINT) SY					
3600	0305159F	190	DEFENSE RECONNAISSANCE SUPPORT ACTIVITIES (SPACE)	[ ]	[ ]	[ ]		[ ]
3600	0305160F	191	DEFENSE METEOROLOGICAL SATELLITE PROGRAM (SPACE)	969	969	969		969
3600	0305164F	192	NAVSTAR GLOBAL POSITIONING SYSTEM (USER EQUIPMENT)	131,083	131,083	131,083		131,083
3600	0305165F	193	NAVSTAR GLOBAL POSITIONING SYSTEM (SPACE AND CONTR	177,792	177,792	177,792		177,792
3600	0305172F	194	COMBINED ADVANCED APPLICATIONS	[ ]	[ ]	[ ]		[ ]

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0305173F	195	SPACE AND MISSILE TEST AND EVALUATION CENTER	4,675	4,675	4,675		4,675
3600	0305174F	196	SPACE WARFARE CENTER	726	726	726		726
3600	0305182F	197	SPACELIFT RANGE SYSTEM (SPACE)	38,044	38,044	38,044		38,044
3600	0305193F	198	INTELLIGENCE SUPPORT TO INFORMATION OPERATIONS (IO)	3,813	3,813	3,813		3,813
3600	0305202F	199	DRAGON U-2					
3600	0305206F	200	AIRBORNE RECONNAISSANCE SYSTEMS	52,824	52,824	52,824		52,824
3600	0305207F	201	MANNED RECONNAISSANCE SYSTEMS	10,132	10,132	10,132		10,132
3600	0305208F	202	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	120,777	124,777	120,777	3,800	124,577
			Formal training unit		[4,000]		[3,800]	
3600	0305219F	203	PREDATOR UAV (JMIP)	61,466	61,466	61,466		61,466
3600	0305220F	204	GLOBAL HAWK UAV	247,665	247,665	247,665		247,665
3600	0305221F	205	NETWORK-CENTRIC COLLABORATIVE TARGET (TIARA)	8,499	15,499	8,499		8,499
			Project Suter		[7,000]			
3600	0305887F	206	INTELLIGENCE SUPPORT TO INFORMATION WARFARE	5,163	5,163	5,163		5,163
3600	0305906F	207	NCMC - TW/AA SYSTEM	50,908		55,908	-34,600	16,308
			Single integrated space picture			[5,000]		
			CCIC2S		[-50,908]		[-34,600]	
3600	0305910F	208	SPACETRACK (SPACE)					
3600	0305913F	209	NUDET DETECTION SYSTEM (SPACE)	60,281	60,281	60,281		60,281
3600	0305917F	210	SPACE ARCHITECT					
3600	0305924F	211	NATIONAL SECURITY SPACE OFFICE	13,437	13,437	18,437		13,437
			National security space office			[5,000]		
3600	0305940F	212	SPACE SITUATION AWARENESS OPERATIONS	31,401	31,401	31,401		31,401
3600	0307141F	213	NASS, IO TECHNOLOGY INTEGRATION & TOOL DEV	15,449	15,449	15,449		15,449
3600	0308699F	214	SHARED EARLY WARNING (SEW)	2,999	2,999	2,999		2,999
3600	0401115F	215	C-130 AIRLIFT SQUADRON	248,283	255,383	248,283	3,000	251,283
			Automated maintenance		[7,100]		[3,000]	

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0401119F	216	C-5 AIRLIFT SQUADRONS (IF)	150,209	150,209	150,209		150,209
3600	0401130F	217	C-17 AIRCRAFT (IF)	173,781	173,781	173,781		173,781
3600	0401132F	218	C-130J PROGRAM	40,542	40,542	40,542		40,542
3600	0401133F	219	AEROMEDICAL EVACUATION					
3600	0401134F	220	LARGE AIRCRAFT IR COUNTERMEASURES (LAIRCM)	34,916	49,916	34,916		34,916
			AC-130U		[15,000]			
3600	0401218F	221	KC-135S	1,126	1,126	1,126		1,126
3600	0401219F	222	KC-10S	4,781	4,781	4,781		4,781
3600	0401221F	223	KC-135 TANKER REPLACEMENT	203,932	152,432	4,932	-51,500	152,432
			KC-135 aircraft replacement		[-51,500]	[-199,000]	[-51,500]	
3600	0401839F	224	AIR MOBILITY TACTICAL DATA LINK	32,099	32,099	32,099	-10,000	22,099
			Program scope				[-10,000]	
3600	0408011F	225	SPECIAL TACTICS / COMBAT CONTROL	1,024	3,924	1,024	2,000	3,024
			Biostatic protective clothing		[2,900]		[2,000]	
3600	0702207F	226	DEPOT MAINTENANCE (NON-IF)	1,457	3,457	1,457		1,457
3600	0702239F	227	AVIONICS COMPONENT IMPROVEMENT PROGRAM					
			Interactive avionics roadmap		[2,000]			
3600	0702806F	228	ACQUISITION AND MANAGEMENT SUPPORT	17,706	17,706	17,706		17,706
3600	0708011F	229	INDUSTRIAL PREPAREDNESS	36,673	47,173	46,673	19,000	55,673
			Advanced prototyping of nanomaterials			[8,000]	[7,000]	
			Rapid manufacturing and repair of composites for high temp apps			[2,000]	[2,000]	
			Laser peening fatigue life extension		[3,000]		[3,000]	
			Nanocomposites for aerospace applications		[4,500]		[4,000]	
			Radio frequency identification tag		[3,000]		[3,000]	
3600	0708012F	230	LOGISTICS SUPPORT ACTIVITIES					

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3600	0708610F	231	LOGISTICS INFORMATION TECHNOLOGY (LOGIT)	166,338	136,338	166,338	-30,000	136,338
			Expeditionary Combat Support System		[-30,000]		[-30,000]	
3600	0708611F	232	SUPPORT SYSTEMS DEVELOPMENT	10,596	13,596	13,596	6,000	16,596
			Aircraft sustainment and availability tools			[3,000]	[3,000]	
			Heavy duty hybrid electric engine propulsion		[3,000]		[3,000]	
3600	0804757F	233	JOINT NATIONAL TRAINING CENTER	3,073	3,073	3,073		3,073
3600	0808716F	234	OTHER PERSONNEL ACTIVITIES	113	113	113		113
3600	0901202F	235	JOINT PERSONNEL RECOVERY AGENCY	992	992	992		992
3600	0901218F	236	CIVILIAN COMPENSATION PROGRAM	7,779	7,779	7,779		7,779
3600	0901220F	237	PERSONNEL ADMINISTRATION	18,262	18,262	18,262		18,262
3600	0901538F	238	FINANCIAL MANAGEMENT INFORMATION SYSTEMS DEVELOI	27,541	27,541	27,541		27,541
3600	XXXXXXX	999	CLASSIFIED PROGRAMS	7,196,154	7,196,154	6,746,154		7,196,154
			Program reduction (S. Amdt)			[-450,000]		
			Total, RDT&E Air Force	**24,396,767**	**24,810,041**	**23,970,857**	**-160,816**	**24,235,951**

Transformational satellite communications

The budget request included $867.0 million in PE 63845F for transformational satellite communications (TSAT).

The House bill would authorize a decrease of $80.0 million in PE 63845F for TSAT.

The Senate amendment would authorize a decrease of $70.0 million in PE 63845F for TSAT.

The conferees agree to authorize $767.0 million in PE 63845F for TSAT, a decrease of $100.0 million due to unexecutable growth in the program budget.

While fully supportive of the restructured TSAT program, the conferees note that the budget request for fiscal year 2007 represents a 100 percent increase over fiscal year 2006 appropriated amount of $429.0 million. The Government Accountability Office questions whether the contractors associated with the space segment of the TSAT program will be able to increase development activities to the requested fiscal year 2007 budget level, hence the recommended reduction.

The conferees direct the Secretary of the Air Force to submit a report to the congressional defense committees by February 15, 2007, explaining what actions the Air Force has taken to address the remaining concerns raised by the TSAT Program Review Group and the Government Accountability Office, including: (1) the need to significantly refine requirements so that program content can be matched to budget constraints, and how the Department plans to control requirements to prevent problems associated with ''requirements creep''; (2) the need to adequately staff the TSAT program office with experienced space acquisition professionals; (3) the status of refining key performance parameters so they provide specificity and validation metrics; and (4) the implications for other programs, such as Space Radar and Future Combat System, of a less capable initial block of TSAT satellites.

Space Radar

The budget request included $266.4 million in PE 63858F for Space Radar (SR) program.

The House bill would authorize a decrease of $30.0 million in PE 63858F.

The Senate amendment would authorize a decrease of $66.4 million in PE 63858F.

The conferees agree to authorize $200.0 million in PE 63858F, a decrease of $66.4 million, and recommend that the remaining funds be directed toward technology development, system engineering, and concept definition that assumes a single SR system that will meet joint requirements and employ a joint concept of operations with the intelligence community. The conferees are aware that the SR program is being restructured, and may benefit from an incremental, block approach similar to that chosen for the Transformational Satellite (TSAT) program. The conferees would welcome such an approach, however, until further definition of the program is provided, the conferees do not believe it is prudent to move beyond technology development, systems engineering, and concept definition activities. Further definition would include an agreed upon joint requirements document.

Conferees direct the Secretary of Defense and the Director of National Intelligence (DNI) to submit a joint report to the congressional defense and intelligence committees by March 1, 2007, containing the following elements: (1) a description of the respective roles and responsibilities of the intelligence community and the Department of Defense with respect to the development of the SR, including an updated Memorandum of Agreement between the Secretary and the DNI; (2) the process by which the intelligence community and the Department coordinate joint development efforts and requirements definition; (3) the plans for achieving a cost-share agreement between the intelligence community and the Department for the development and acquisition of a SR capability; and (4) a commitment from the Secretary and the DNI that SR will be a single system responsive to the requirements of each organization.

The conferees also direct the Secretary, in consultation with the DNI, to submit a report to the congressional defense committees by January 1, 2007, addressing the following: (1) the scope of the space radar architecture, including the system's interactions with other intelligence, surveillance, and reconnaissance platforms providing similar capability, as well as interactions with TSAT or alternative systems for processing and transmitting space radar data to other military applications; (2) the concept of operations, including how space radar data could be used to support defense and intelligence missions, and models for tasking, processing, exploitation, and dissemination to end users; (3) the acquisition approach that could be pursued by the SR program, including the identification of key technologies and their expected maturity at the time of program initiation; and (4) the schedule for meeting a realistic launch date, potential risks to that schedule, and potential risks of not meeting that launch date.

Combatant commanders' integrated command and control system

The budget request included $50.9 million in PE 35906F for the combatant commanders' integrated command and control system (CCIC2S).

The House bill would authorize no funds in PE 35906F.

The Senate amendment would authorize the budget request.

The conferees agree to authorize $16.3 million in PE 35906F for the CCIC2S program, a decrease of $34.6 million.

The conferees believe that the capability to warn against air, missile, and space attacks is critical to our national security and homeland defense, and support the necessary modernization and integration of the command and control systems at Cheyenne Mountain, Colorado for mission execution by North American Aerospace Defense Command, U.S. Northern Command, and U.S. Strategic Command.

In a July 2006 report on the CCIC2S program, the Government Accountability Office (GAO) found that poor past performance, inadequate management and oversight, and changing requirements resulted in significant cost overruns and an undefined delivery schedule. The report further noted that most mission critical capabilities will not be delivered in fiscal year 2006, as initially planned. While the missile warning mission is partially complete, no work has been completed on the space mission and estimated completion dates have not been determined. GAO recommended that eight actions be taken to improve management and oversight of the project.

The conferees believe that many of these recommendations are being addressed, but remain concerned about the Department's prioritization of and commitment to the CCIC2S program, as evidenced by its continued reductions in program funding. The conferees further believe that continued investments in a development program without a defined schedule and final cost risks further cost overruns and schedule delays. It is therefore prudent to reassess program requirements, cost, and schedule; and determine program affordability within the context of the Department's priorities, other acquisition programs, and long-range investment plans, prior to continuing with further development.

The conferees direct the Secretary of Defense to maintain essential operation and maintenance activities, and limit developmental activities to the completion of the missile warning system. In addition, the conferees direct the Secretary of Defense to submit a report by March 1, 2007, to the congressional defense committees that addresses all eight of the GAO recommended actions including an affordability assessment, an economic analysis, and an independent life cycle cost estimate.

The conferees would like to be clear that the reduction to the amount requested for the CCIC2S program should not be construed as a lack of support for the program, but rather a reflection of continuing concerns related to the CCIC2S acquisition approach. The conferees expect that future budget requests reflect an executable program with a defined schedule and commitment of adequate resources.

Research, Development, Test, and Evaluation, Defense-wide overview

The budget request included $20,809.9 million in Research, Development, Test, and Evaluation, Defense-wide for the Department of Defense.

The House bill would authorize $20,760.0 million.

The Senate amendment would authorize $21,488.9 million.

The conferees agree to authorize $20,930.0 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
			RESEARCH, DEVELOPMENT, TEST & EVALUATION, DEFENSE-WIDE					
0400	0601000BR	1	DTRA UNIVERSITY STRATEGIC PARTNERSHIP BASIC RESEARC	5,000	5,000	5,000		5,000
0400	0601101E	2	DEFENSE RESEARCH SCIENCES	150,690	150,690	163,690	1,000	151,690
			Next-generation protective gear for small arms threats			[3,000]	[1,000]	
			Computer science and cybersecurity (S. Amdt)			[10,000]		
0400	0601111D8Z	3	GOVERNMENT/INDUSTRY COSPONSORSHIP OF UNIVERSITY R					
0400	0601114D8Z	4	DEFENSE EXPERIMENTAL PROGRAM TO STIMULATE COMPET	9,532	9,532	9,532		9,532
0400	0601120D8Z	5	NATIONAL DEFENSE EDUCATION PROGRAM	19,532	19,532	24,532		19,532
			Program increase (S. Amdt)			[5,000]		
0400	0601384BP	6	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	99,182	109,182	108,882	11,500	110,682
			Detection of biological agents in water			[1,500]	[1,500]	
			Organic light emitting receptor based nanosensors			[2,000]	[2,000]	
			Next -generation protective gear for chem bio defense			[3,000]	[3,000]	
			Superstructural particle evaluation and characterization with targeted reaction analysis			[3,200]		
			Basic research initiative		[10,000]		[5,000]	
0400	0602000D8Z	7	INSENSITIVE MUNITIONS - EXPLORATORY DEVELOPMENT	10,447	10,447	10,447		10,447
0400	0602227D8Z	8	MEDICAL FREE ELECTRON LASER (MFEL)	10,255	15,255	20,255	8,700	18,955
			Program increase (MFEL)		[5,000]	[10,000]	[8,700]	
0400	0602228D8Z	9	HISTORICALLY BLACK COLLEGES AND UNIVERSITIES (HBCU)	14,423	14,423	14,423		14,423
0400	0602234D8Z	10	LINCOLN LABORATORY RESEARCH PROGRAM	28,975	28,975	28,975		28,975
0400	0602303E	11	INFORMATION & COMMUNICATIONS TECHNOLOGY	242,852	236,852	242,852		242,852
			Program decrease (HASC Amdt)		[-6,000]			
0400	0602304E	12	COGNITIVE COMPUTING SYSTEMS	220,085	220,085	220,085		220,085
0400	0602383E	13	BIOLOGICAL WARFARE DEFENSE	112,242	124,242	112,242	2,400	114,642
			Asymmetrical protocols for biological defense enhancement		[12,000]		[2,400]	

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0400	0602384BP	14	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	280,422	275,422	306,022	5,300	285,722
			Alternative delivery methods for recombinant protein vaccines			[5,100]	[3,500]	
			Chemical agent fate evaporation model verification and validation			[2,000]	[2,000]	
			Multi-purpose biodefense immunoarray			[1,500]	[1,500]	
			Mustard gas antidote research consortium (STIMAL)			[3,000]	[1,000]	
			CB smart materials			[4,000]		
			Rapid identification of biological warfare agents			[1,000]	[1,000]	
			Next-generation chem-bio protection suit			[4,000]	[1,800]	
			Escape mask			[4,000]	[4,000]	
			Personal protection against infectious agents			[1,000]	[1,000]	
			Low cost collective protection shelters		[5,000]		[4,000]	
			Transformational medical technology initiative		[-30,000]		[-30,000]	
			Applied research initiative		[20,000]		[15,500]	
0400	0602702E	15	TACTICAL TECHNOLOGY	383,680	383,680	373,680	-8,000	375,680
			Automated battle management			[-6,000]	[-6,000]	
			HEDLight			[-2,000]		
			TETURAN			[-2,000]	[-2,000]	
0400	0602715E	16	MATERIALS AND BIOLOGICAL TECHNOLOGY	297,277	297,277	292,277		297,277
			Biochemical materials			[-5,000]		
0400	0602716BR	17	WMD DEFEAT TECHNOLOGY	213,152	213,152	213,152		213,152
0400	0602716E	18	ELECTRONICS TECHNOLOGY	246,978	246,978	246,978		246,978
0400	0602717BR	19	WMD DEFENSE TECHNOLOGIES	105,021	105,021	110,021	4,000	109,021
			Modeling and simulation			[5,000]	[4,000]	
0400	0602787D8Z	20	MEDICAL TECHNOLOGY					

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0400	1160401BB	21	SPECIAL OPERATIONS TECHNOLOGY DEVELOPMENT	12,698	32,698	16,298	7,000	19,698
			Wearable Hyperspectral Imaging System			[3,600]	[2,000]	
			Global observer		[10,000]		[5,000]	
			Angel fire		[10,000]			
0400	1160407BB	22	SOF MEDICAL TECHNOLOGY DEVELOPMENT	2,293	2,293	2,293		2,293
0400	0603002D8Z	23	MEDICAL ADVANCED TECHNOLOGY					
0400	0603121D8Z	24	SO/LIC ADVANCED DEVELOPMENT	30,575	30,575	30,575		30,575
0400	0603122D8Z	25	COMBATING TERRORISM TECHNOLOGY SUPPORT	65,768	89,768	65,768	2,800	68,568
			Cooperative prototyping		[18,000]			
			UAS Avionics Upgrades		[4,000]		[1,000]	
			Portable Armor Wall System		[2,000]		[1,800]	
0400	0603160BR	26	COUNTERPROLIFERATION INITIATIVES - PROLIFERATION PRE	104,582	104,582	108,582	4,000	108,582
			Glass Scintillation fiber radiation detectors			[2,000]	[2,000]	
			Radiation portal monitor			[2,000]	[2,000]	
0400	0603175C	27	BALLISTIC MISSILE DEFENSE TECHNOLOGY	206,676	173,976	206,676	-17,600	189,076
			High altitude airship		[-40,700]		[-20,000]	
			Net centric airborne defense equipment		[8,000]		[8,000]	
			Program decrease				[-5,600]	
0400	0603225D8Z	28	JOINT DOD-DOE MUNITIONS TECHNOLOGY DEVELOPMENT	16,862	16,862	16,862		16,862
0400	0603286E	29	ADVANCED AEROSPACE SYSTEMS	115,829	104,629	99,529	-5,300	110,529
			Heavy fuel engine			[-4,000]		
			Cormorant			[-4,000]		
			Global range transatmospheric vehicle			[-5,300]	[-5,300]	
			Reduction in new starts			[-3,000]		
			Program decrease		[-11,200]			
0400	0603287E	30	SPACE PROGRAMS AND TECHNOLOGY	254,913	259,913	254,913		254,913
			Improved suborbital space operations		[5,000]			

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0400	0603384BP	31	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM - ADVANCE	207,114	197,114	209,114	-10,000	197,114
			Next-generation gas chromatographic mass spectrometer			[2,000]		
			Transformational medical technology initiative		[-20,000]		[-20,000]	
			Advanced technology development initiative		[10,000]		[10,000]	
0400	0603400D8Z	32	JOINT UNMANNED COMBAT AIR SYSTEMS (J-UCAS) ADVANCE					
0400	0603618D8Z	33	JOINT ELECTRONIC ADVANCED TECHNOLOGY	9,400	9,400	9,400		9,400
0400	0603648D8Z	34	JOINT CAPABILITY TECHNOLOGY DEMONSTRATIONS	35,553	35,553	37,753		35,553
			Large data joint capability technology demonstration			[2,200]		
0400	0603711D8Z	35	JOINT ROBOTICS PROGRAM/AUTONOMOUS SYSTEMS	7,700	7,700	10,700		7,700
			Versatile, Modular, Diesel Hybrid Unmanned System			[3,000]		
0400	0603712S	36	GENERIC LOGISTICS R&D TECHNOLOGY DEMONSTRATIONS	23,437	37,437	59,337	29,800	53,237
			Vehicle fuel cell program			[7,000]	[7,000]	
			Emerging critical interconnection technology		[10,000]	[4,000]	[4,300]	
			Emergency power source development			[1,700]		
			Comprehensive and integrated strategy for hydrogen			[3,000]	[3,000]	
			New England manufacturing supply chain			[3,000]	[3,000]	
			Aging systems and sustainment technologies			[4,200]		
			Advanced mobile gas-to-liquid fueler		[3,000]	[5,000]	[4,500]	
			Solid hydrogen storage systems			[8,000]	[8,000]	
			Connectory expansion for rapid ID of technology sources		[1,000]			
0400	0603713S	37	DISTRIBUTION PROCESS OWNER TECHNOLOGY DEVELOPMEN	15,215	15,215	15,215		15,215
0400	0603716D8Z	38	STRATEGIC ENVIRONMENTAL RESEARCH PROGRAM	67,149	67,149	69,149	2,000	69,149
			Dendrimer enhanced water remediation research			[2,000]	[2,000]	
0400	0603720S	39	MICROELECTRONICS TECHNOLOGY DEVELOPMENT AND SUP		14,000		12,000	12,000
			Super lattice nanotechnology		[6,000]		[4,000]	
			Surface radar technology		[8,000]		[8,000]	

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(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0400	0603727D8Z	40	JOINT WARFIGHTING PROGRAM	10,641	10,641	10,641		10,641
0400	0603739E	41	ADVANCED ELECTRONICS TECHNOLOGIES	248,627	248,627	248,627		248,627
0400	0603750D8Z	42	ADVANCED CONCEPT TECHNOLOGY DEMONSTRATIONS	158,334	158,334	160,334	2,000	160,334
			Masking shunt			[2,000]	[2,000]	
0400	0603755D8Z	43	HIGH PERFORMANCE COMPUTING MODERNIZATION PROGRAI	175,313	175,313	177,313	2,000	177,313
			Simulation center upgrades			[2,000]	[2,000]	
0400	0603760E	44	COMMAND, CONTROL AND COMMUNICATIONS SYSTEMS	232,489	232,489	224,689		232,489
			PANDA			[-5,000]		
			XG			[-2,800]		
0400	0603764E	45	LAND WARFARE TECHNOLOGY	48,975	48,975	48,975		48,975
0400	0603765E	46	CLASSIFIED DARPA PROGRAMS	151,598	151,598	151,598		151,598
0400	0603766E	47	NETWORK-CENTRIC WARFARE TECHNOLOGY	174,276	174,276	174,276		174,276
0400	0603767E	48	SENSOR TECHNOLOGY	205,519	205,519	205,519		205,519
0400	0603768E	49	GUIDANCE TECHNOLOGY	157,367	157,367	157,367		157,367
0400	0603769SE	50	DISTRIBUTED LEARNING ADVANCED TECHNOLOGY DEVELOI	14,918	14,918	14,918		14,918
0400	0603781D8Z	51	SOFTWARE ENGINEERING INSTITUTE	26,594	26,594	26,594		26,594
0400	0603805S	52	DUAL USE TECHNOLOGY					
0400	0603826D8Z	53	QUICK REACTION SPECIAL PROJECTS	107,782	107,782	111,282		107,782
			Portable explosive screening and countermeasures			[3,500]		
0400	0603828D8Z	54	JOINT EXPERIMENTATION	115,684	115,684	125,684	8,000	123,684
			Joint modeling, simulation and experimentation			[10,000]	[8,000]	
0400	0603832D8Z	55	JOINT WARGAMING SIMULATION MANAGEMENT OFFICE	36,179	36,179	36,179		36,179
0400	0603941D8Z	56	TEST & EVALUATION SCIENCE & TECHNOLOGY	39,939	39,939	39,939		39,939
0400	0603942D8Z	57	TECHNOLOGY LINK	6,822	9,322	6,822		6,822
			Homeland defense technology transfer		[2,500]			
0400	0605160D8Z	58	COUNTERPROLIFERATION SUPPORT					

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0400	1160402BB	59	SPECIAL OPERATIONS ADVANCED TECHNOLOGY DEVELOPMI	80,402	92,902	73,602	-10,500	69,902
			Small and medium caliber recoil mitigation technologies			[3,000]	[3,000]	
			Advanced tactical laser			[-20,000]	[-20,000]	
			Special operations portable power source program			[5,000]	[5,000]	
			Flashlight Soldier to Soldier Combat Identification System (FSCIS)			[2,000]		
			Advanced tactical airborne C4ISR systems (ATACS)			[3,200]		
			Foxhound Arabic software		[4,000]		[1,500]	
			Modular computing		[5,000]			
			Surveillance augmentation vehicle - SAVIOR		[3,500]			
0400	0603161D8Z	60	NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIPM	33,890	33,890	33,890		33,890
0400	0603228D8Z	61	PHYSICAL SECURITY EQUIPMENT					
			Intelligent design exploration					
0400	0603527D8Z	62	RETRACT LARCH	22,383	22,383	22,383		22,383
0400	0603709D8Z	63	JOINT ROBOTICS PROGRAM	12,210	15,210	12,210	1,000	13,210
			Machine vision and mapping software for autonomous movement		[3,000]		[1,000]	
0400	0603714D8Z	64	ADVANCED SENSOR APPLICATIONS PROGRAM	18,820	18,820	18,820		18,820
0400	0603851D8Z	65	ENVIRONMENTAL SECURITY TECHNICAL CERTIFICATION PRC	28,841	28,841	28,841		28,841
0400	0603879C	66	ADVANCED CONCEPTS, EVALUATIONS AND SYSTEMS					
0400	0603881C	67	BALLISTIC MISSILE DEFENSE TERMINAL DEFENSE SEGMENT	1,038,310	1,038,310	1,038,310	50,000	1,088,310
			Arrow Ballistic Missile Defense System (non-add) (S. Amdt)			[52,000]		
			Arrow system improvement program (non-add) (S. Amdt)			[8,000]		
			Arrow co-production				[50,000]	

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0400	0603882C	68	BALLISTIC MISSILE DEFENSE MIDCOURSE DEFENSE SEGMENT	2,876,972	2,841,172	3,121,972	202,000	3,078,972
			Ground-Based Midcourse Defense System			[200,000]	[225,000]	
			Midcourse concurrent test and operations		[20,000]			
			Block 2010 third site		[-55,800]		[-23,000]	
			Ground-Based Midcourse Defense System (S. Amdt)			[45,000]		
0400	0603883C	69	BALLISTIC MISSILE DEFENSE BOOST DEFENSE SEGMENT	631,616	631,616	631,616		631,616
0400	0603884BP	70	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	73,111	73,111	77,111	4,000	77,111
			Oral anthrax/plague vaccine			[4,000]	[4,000]	
0400	0603884C	71	BALLISTIC MISSILE DEFENSE SENSORS	514,510	514,510	519,510	4,000	518,510
			Airborne Infrared Surveillance System			[5,000]	[4,000]	
0400	0603886C	72	BALLISTIC MISSILE DEFENSE SYSTEM INTERCEPTOR	405,508	305,508	205,508	-160,000	245,508
			BMD System interceptor		[-100,000]	[-200,000]	[-160,000]	
0400	0603888C	73	BALLISTIC MISSILE DEFENSE TEST & TARGETS	591,911	591,911	591,911		591,911
0400	0603889C	74	BALLISTIC MISSILE DEFENSE PRODUCTS	506,840	506,840	466,840	-28,000	478,840
			BMD products			[-40,000]	[-28,000]	
0400	0603890C	75	BALLISTIC MISSILE DEFENSE SYSTEMS CORE	473,077	483,077	433,077	-25,000	448,077
			BMD core			[-40,000]	[-25,000]	
			Aegis information assurance and systems integration		[10,000]			
0400	0603891C	76	SPECIAL PROGRAMS - MDA	374,532	374,532	354,532	-26,400	348,132
			Special programs -- MDA			[-20,000]	[-26,400]	
0400	0603892C	77	AEGIS BMD	1,031,874	1,071,874	1,131,874	100,000	1,131,874
			Aegis BMD			[100,000]		
			SM-3 interceptors		[20,000]		[70,000]	
			S band radar development		[10,000]		[10,000]	
			Aegis BSP, two color seeker open architecture program acceleration		[10,000]		[20,000]	

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0400	0603893C	78	SPACE TRACKING & SURVEILLANCE SYSTEM	390,585	390,585	390,585	-67,000	323,585
			Space Tracking Surveillance System (Block 2012)				[-67,000]	
0400	0603894C	79	MULTIPLE KILL VEHICLE	164,975	99,975	164,975	-40,000	124,975
			Program decrease		[-65,000]		[-40,000]	
0400	0603920D8Z	80	HUMANITARIAN DEMINING	14,489	14,489	14,489		14,489
0400	0603923D8Z	81	COALITION WARFARE	5,878	5,878	5,878		5,878
0400	0604016D8Z	82	DEPARTMENT OF DEFENSE CORROSION PROGRAM	4,966	4,966	6,966		4,966
			Corrosion prevention research			[2,000]		
0400	0604400D8Z	83	JOINT UNMANNED COMBAT AIR SYSTEMS (J-UCAS) ADVANCE					
0400	0604648D8Z	84	JOINT CAPABILITY TECHNOLOGY DEMONSTRATIONS	3,047	3,047	3,047		3,047
0400	0604722D8Z	85	JOINT SYSTEMS INTEGRATION COMMAND (JSIC)	20,755	20,755	20,755		20,755
0400	0604828D8Z	86	JOINT FIRES INTEGRATION AND INTEROPERABILITY TEAM	16,782	16,782	16,782		16,782
0400	0605017D8Z	87	REDUCTION OF TOTAL OWNERSHIP COST	25,289	25,289	25,289		25,289
0400	0303191D8Z	88	JOINT ELECTROMAGNETIC TECHNOLOGY (JET) PROGRAM	3,672	3,672	3,672		3,672
0400	0604051D8Z	89	DEFENSE ACQUISITION CHALLENGE PROGRAM (DACP)	29,500	33,500	29,500		29,500
			DD(X), CVN proposals		[4,000]			
0400	0604161D8Z	90	NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIPM	9,277	9,277	9,277		9,277
0400	0604384BP	91	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	212,072	212,072	212,072		212,072
0400	0604618D8Z	92	MANPADS DEFENSE PROGRAM					
0400	0604709D8Z	93	JOINT ROBOTICS PROGRAM	6,004	6,004	6,004		6,004
0400	0604764K	94	ADVANCED IT SERVICES JOINT PROGRAM OFFICE (AITS-JPO)	9,392	9,392	9,392		9,392
0400	0604771D8Z	95	JOINT TACTICAL INFORMATION DISTRIBUTION SYSTEM (JTID	8,177	8,177	8,177		8,177
0400	0605013BL	96	INFORMATION TECHNOLOGY DEVELOPMENT	11,005	11,005	11,005		11,005
0400	0605015BL	97	INFORMATION TECHNOLOGY DEVELOPMENT-STANDARD PRC					
0400	0605016D8Z	98	FINANCIAL MANAGEMENT SYSTEM IMPROVEMENTS					
0400	0605018SE	99	DEFENSE INTEGRATED MILITARY HUMAN RESOURCES SYSTE					

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0400	0605019D8Z	100	ACQUISITION DOMAIN					
0400	0605020BTA	101	BUSINESS TRANSFORMATION AGENCY R&D ACTIVITIES	140,245	90,245	140,245		140,245
			Program decrease		[-50,000]			
0400	0605140D8Z	102	TRUSTED FOUNDRY	42,522	42,522	42,522		42,522
0400	0605648D8Z	103	DEFENSE ACQUISITION EXECUTIVE (DAE) PILOT PROGRAM	6,015	6,015	6,015		6,015
0400	0303129K	104	DEFENSE MESSAGE SYSTEM	11,202	11,202	11,202		11,202
0400	0303140K	105	INFORMATION SYSTEMS SECURITY PROGRAM					
0400	0303141K	106	GLOBAL COMBAT SUPPORT SYSTEM	18,556	18,556	18,556		18,556
0400	0303158K	107	JOINT COMMAND AND CONTROL PROGRAM (JC2)	47,031	47,031	47,031		47,031
0400	0305840K	108	ELECTRONIC COMMERCE					
0400	0305840S	109	ELECTRONIC COMMERCE					
0400	0901200D8Z	110	BMMP DOMAIN MANAGEMENT AND SYSTEMS INTEGRATION					
0400	0603704D8Z	111	SPECIAL TECHNICAL SUPPORT					
0400	0603757D8Z	112	TRAINING TRANSFORMATION (T2)	72,897	76,897	77,897	8,000	80,897
			Command and control network			[5,000]	[5,000]	
			Joint simulation linking campaign analysis to warfighter mission rehearsal		[4,000]		[3,000]	
0400	0603858D8Z	113	UNEXPLODED ORDNANCE DETECTION AND CLEARANCE					
0400	0604140D8Z	114	CAPITAL ASSET MANAGEMENT SYSTEM-MILITARY EQUIPMEI					
0400	0604774D8Z	115	DEFENSE READINESS REPORTING SYSTEM (DRRS)	10,322	10,322	10,322		10,322
0400	0604875D8Z	116	JOINT SYSTEMS ARCHITECTURE DEVELOPMENT	9,390	9,390	9,390		9,390
0400	0604940D8Z	117	CENTRAL TEST AND EVALUATION INVESTMENT DEVELOPME	130,290	130,290	130,290		130,290
0400	0604943D8Z	118	THERMAL VICAR	7,492	7,492	7,492		7,492
0400	0605100D8Z	119	JOINT MISSION ENVIRONMENT TEST CAPABILITY (JMETC)	10,600	10,600	10,600		10,600
0400	0605104D8Z	120	TECHNICAL STUDIES, SUPPORT AND ANALYSIS	30,339	31,339	30,339	1,000	31,339
			NDU pilot program		[1,000]		[1,000]	
0400	0605110BR	121	CRITICAL TECHNOLOGY SUPPORT					

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0400	0605110D8Z	122	USD(A&T)--CRITICAL TECHNOLOGY SUPPORT	2,029	2,829	4,029	2,000	4,029
			Militarily critical technologies program (Transfer from OMDW 260)			[2,000]	[2,000]	
			Wisconsin Project - International Export Control Center		[800]			
0400	0605114D8Z	123	BLACK LIGHT					
0400	0605117D8Z	124	FOREIGN MATERIAL ACQUISITION AND EXPLOITATION	38,253	38,253	38,253		38,253
0400	0605123D8Z	125	INTERAGENCY EXPORT LICENSE AUTOMATION					
0400	0605124D8Z	126	DEFENSE TRAVEL SYSTEM					
0400	0605126J	127	JOINT THEATER AIR AND MISSILE DEFENSE ORGANIZATION	52,486	52,486	52,486		52,486
0400	0605128D8Z	128	CLASSIFIED PROGRAM USD(P)					
0400	0605130D8Z	129	FOREIGN COMPARATIVE TESTING	31,995	31,995	31,995		31,995
0400	0605161D8Z	130	NUCLEAR MATTERS-PHYSICAL SECURITY	4,285	4,285	4,285		4,285
0400	0605170D8Z	131	SUPPORT TO NETWORKS AND INFORMATION INTEGRATION	10,990	10,990	10,990		10,990
0400	0605200D8Z	132	GENERAL SUPPORT TO USD (INTELLIGENCE)	5,637	5,637	5,637		5,637
0400	0605384BP	133	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	80,134	80,134	80,134		80,134
0400	0605502BR	134	SMALL BUSINESS INNOVATION RESEARCH					
0400	0605502C	135	SMALL BUSINESS INNOVATIVE RESEARCH - MDA					
0400	0605502D8Z	136	SMALL BUSINESS INNOVATIVE RESEARCH					
0400	0605502E	137	SMALL BUSINESS INNOVATIVE RESEARCH					
0400	0605790D8Z	138	SMALL BUSINESS INNOVATION RESEARCH/CHALLENGE ADMI	2,073	2,073	2,073		2,073
0400	0605798S	139	DEFENSE TECHNOLOGY ANALYSIS	5,577	5,577	5,577		5,577
0400	0605799D8Z	140	FORCE TRANSFORMATION DIRECTORATE	20,404	30,404	45,404	28,500	48,904
			Operationally responsive space			[20,000]	[20,000]	
			Airborne reconnaissance sensor for ORS			[5,000]	[3,500]	
			Project Sheriff		[5,000]		[5,000]	
			Tactical redirected energy initiative		[5,000]			
0400	0605801KA	141	DEFENSE TECHNICAL INFORMATION CENTER (DTIC)	51,929	51,929	51,929		51,929
0400	0605803SE	142	R&D IN SUPPORT OF DOD ENLISTMENT, TESTING AND EVALU.	9,348	9,348	9,348		9,348

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0400	0605804D8Z	143	DEVELOPMENT TEST AND EVALUATION	9,203	9,203	9,203		9,203
0400	0605898E	144	MANAGEMENT HQ - R&D	50,951	50,951	45,951	-5,000	45,951
			Management headquarters			[-5,000]	[-5,000]	
0400	0301555G	145	CLASSIFIED PROGRAMS	[ ]	[ ]	[ ]		[ ]
0400	0301556G	146	SPECIAL PROGRAM	[ ]	[ ]	[ ]		[ ]
0400	0303169D8Z	147	INFORMATION TECHNOLOGY RAPID ACQUISITION	5,090	5,090	5,090		5,090
0400	0305193D8Z	148	INTELLIGENCE SUPPORT TO INFORMATION OPERATIONS (IO)	14,128	14,128	14,128		14,128
0400	0305193G	149	INTELLIGENCE SUPPORT TO INFORMATION OPERATIONS (IO)	[ ]	[ ]	[ ]		[ ]
0400	0901585C	150	PENTAGON RESERVATION	15,586	15,586	15,586		15,586
0400	0901598C	151	MANAGEMENT HQ - MDA	87,389	87,389	87,389		87,389
0400	0901598D8V	152	IT SOFTWARE DEV INITIATIVES	1,412	1,412	1,412		1,412
0400	0604130V	153	DEFENSE INFORMATION SYSTEM FOR SECURITY (DISS)	35,439	35,439	35,439		35,439
0400	0605127T	154	PARTNERSHIP FOR PEACE (PFP) INFORMATION MANAGEMENT	1,521	1,521	1,521		1,521
0400	0607384BP	155	CHEMICAL AND BIOLOGICAL DEFENSE (OPERATIONAL SYSTE	7,035	7,035	7,035		7,035
0400	0607828D8Z	156	JOINT INTEGRATION AND INTEROPERABILITY	66,906	66,906	66,906		66,906
0400	0204571J	157	JOINT STAFF ANALYTICAL SUPPORT	7,686	7,686	7,686		7,686
0400	0208043J	158	CLASSIFIED PROGRAMS	1,662	1,662	1,662		1,662
0400	0208045K	159	C4I INTEROPERABILITY	84,313	84,313	84,313		84,313
0400	0208052J	160	JOINT ANALYTICAL MODEL IMPROVEMENT PROGRAM					
0400	0301011G	161	CRYPTOLOGIC ACTIVITIES	[ ]	[ ]	[ ]		[ ]
0400	0301301L	162	GENERAL DEFENSE INTELLIGENCE PROGRAM	[ ]	[ ]	6,500		[ ]
			High performance computational systems			[2,000]		
			Armed Forces medical and food research			[4,500]		
0400	0301318BB	163	HUMINT (CONTROLLED)	[ ]	[ ]	[ ]		[ ]
0400	0301398L	164	MANAGEMENT HQ - GDIP	[ ]	[ ]	[ ]		[ ]
0400	0301555BB	165	CLASSIFIED PROGRAMS	[ ]	[ ]	[ ]		[ ]

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Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0400	0301556BB	166	SPECIAL PROGRAM	[ ]	[ ]	[ ]		[ ]
0400	0302016K	167	NATIONAL MILITARY COMMAND SYSTEM-WIDE SUPPORT	721	721	721		721
0400	0302019K	168	DEFENSE INFO INFRASTRUCTURE ENGINEERING AND INTEGR	34,007	34,007	34,007		34,007
0400	0303126K	169	LONG-HAUL COMMUNICATIONS - DCS	1,523	1,523	1,523		1,523
0400	0303131K	170	MINIMUM ESSENTIAL EMERGENCY COMMUNICATIONS NETW	7,691	7,691	7,691		7,691
0400	0303135G	171	PUBLIC KEY INFRASTRUCTURE (PKI)	14,240	14,240	14,240		14,240
0400	0303136G	172	KEY MANAGEMENT INFRASTRUCTURE (KMI)	38,257	38,257	38,257		38,257
0400	0303140D8Z	173	INFORMATION SYSTEMS SECURITY PROGRAM	14,856	14,856	14,856		14,856
0400	0303140G	174	INFORMATION SYSTEMS SECURITY PROGRAM	404,337	411,337	404,337		404,337
			Polymorphic encryption and detection		[4,000]			
			Accelerated intelligence analyst education and training		[3,000]			
0400	0303148K	175	DISA MISSION SUPPORT OPERATIONS	1,224	1,224	1,224		1,224
0400	0303149J	176	C4I FOR THE WARRIOR	3,556	3,556	3,556		3,556
0400	0303149K	177	C4I FOR THE WARRIOR	6,551	6,551	6,551		6,551
0400	0303150K	178	GLOBAL COMMAND AND CONTROL SYSTEM	59,681	59,681	59,681		59,681
0400	0303153K	179	JOINT SPECTRUM CENTER	12,448	12,448	12,448		12,448
0400	0303165K	180	DEFENSE COLLABORATION TOOL SUITE (DCTS)					
0400	0303170K	181	NET-CENTRIC ENTERPRISE SERVICES (NCES)	28,630	28,630	28,630		28,630
0400	0303610K	182	TELEPORT PROGRAM	14,424	14,424	14,424		14,424
0400	0304210BB	183	SPECIAL APPLICATIONS FOR CONTINGENCIES	11,302	11,302	11,302		11,302
0400	0304345BQ	184	NATIONAL GEOSPACIAL - INTELLIGENCE PROGRAM (NGP)	[ ]	[ ]	[ ]		[ ]
0400	0305102BQ	185	DEFENSE GEOSPACIAL - INTELLIGENCE PROGRAM	[ ]	[ ]	10,000		[ ]
			Commercial airborne IFSAR mapping for NGIA			[10,000]		
0400	0305125D8Z	186	CRITICAL INFRASTRUCTURE PROTECTION (CIP)	12,422	12,422	12,422		12,422
0400	0305127BZ	187	FOREIGN COUNTERINTELLIGENCE ACTIVITIES	[ ]	[ ]	2,000		[ ]
			Credibility Assessment Research Initiative			[2,000]		

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Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0400	0305146BZ	188	DEFENSE JOINT COUNTERINTELLIGENCE ACTIVITIES	20,791	20,791	20,791		20,791
0400	0305183L	189	DEFENSE HUMAN INTELLIGENCE (HUMINT) PROGRAM (DHIP)	[ ]	[ ]	[ ]		[ ]
0400	0305193L	190	INTELLIGENCE SUPPORT TO INFORMATION OPERATIONS (IO)	[ ]	[ ]	[ ]		[ ]
0400	0305199D8Z	191	NET CENTRICITY	8,746	8,746	8,746		8,746
0400	0305202G	192	DRAGON U-2 (JMIP)	[ ]	[ ]	[ ]		[ ]
0400	0305206G	193	AIRBORNE RECONNAISSANCE SYSTEMS	[ ]	[ ]	6,000		[ ]
			Combat Sent wideband sensor upgrade program			[6,000]		
0400	0305207G	194	MANNED RECONNAISSANCE SYSTEMS	[ ]	[ ]	[ ]		[ ]
0400	0305208BQ	195	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	[ ]	[ ]	[ ]		[ ]
0400	0305208G	196	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	[ ]	[ ]	[ ]		[ ]
0400	0305208K	197	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	7,451	7,451	7,451		7,451
0400	0305208L	198	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	[ ]	[ ]	[ ]		[ ]
0400	0305880L	199	COMBATANT COMMAND INTELLIGENCE OPERATIONS	[ ]	[ ]	[ ]		[ ]
0400	0305883L	200	HARD AND DEEPLY BURIED TARGET (HDBT) INTEL SUPPORT	[ ]	[ ]	[ ]		[ ]
0400	0305884L	201	INTELLIGENCE PLANNING AND REVIEW ACTIVITIES	[ ]	[ ]	[ ]		[ ]
0400	0305885G	202	TACTICAL CRYPOLOGICAL ACTIVITIES	[ ]	[ ]	[ ]		[ ]
0400	0305889G	203	COUNTERDRUG INTELLIGENCE SUPPORT	[ ]	[ ]	[ ]		[ ]
0400	0305889L	204	COUNTERDRUG INTELLIGENCE SUPPORT	[ ]	[ ]	[ ]		[ ]
0400	0307141G	205	NASS, IO TECHNOLOGY INTEGRATION AND TOOL DEV	[ ]	[ ]	[ ]		[ ]
0400	0307207G	206	AERIAL COMMON SENSOR (ACS)	[ ]	[ ]	[ ]		[ ]
0400	0708011S	207	INDUSTRIAL PREPAREDNESS	18,748	21,748	26,748	3,000	21,748
			Castings for improved readiness			[3,000]		
			High performance defense manufacturing tech R&D			[5,000]		
			Lithium battery systems for asset tracking		[3,000]		[3,000]	
0400	0708012S	208	LOGISTICS SUPPORT ACTIVITIES	2,912	2,912	2,912		2,912
0400	0902298J	209	MANAGEMENT HEADQUARTERS (JCS)	3,090	3,090	3,090		3,090
0400	1001018D8Z	210	NATO JOINT STARS	41,670	41,670	41,670		41,670

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Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0400	1160279BB	211	SMALL BUSINESS INNOVATIVE RESEARCH/SMALL BUS TECH					
0400	1160403BB	212	SPECIAL OPERATIONS AVIATION SYSTEMS ADVANCED DEVEI	83,704	83,704	83,704		83,704
0400	1160404BB	213	SPECIAL OPERATIONS TACTICAL SYSTEMS DEVELOPMENT	45,241	58,241	56,141	8,400	53,641
			Wavelet packet modulation		[4,400]	[4,400]	[4,400]	
			Special operations combat assault rifle (scar)		[4,100]	[4,100]	[4,000]	
			Helmet Mount Track System			[2,400]		
			Dominant vision		[4,500]			
0400	1160405BB	214	SPECIAL OPERATIONS INTELLIGENCE SYSTEMS DEVELOPMEN	29,011	34,011	39,011	5,500	34,511
			Wireless management and control project			[4,000]		
			Multi-spectral laboratory and analytical services center			[6,000]	[3,000]	
			METOC		[5,000]		[2,500]	
0400	1160408BB	215	SOF OPERATIONAL ENHANCEMENTS	99,010	106,010	99,010	3,000	102,010
			Miniaturized tracking devices		[7,000]		[3,000]	
0400	1160421BB	216	SPECIAL OPERATIONS CV-22 DEVELOPMENT					
0400	1160425BB	217	SPECIAL OPERATIONS AIRCRAFT DEFENSIVE SYSTEMS	7,850	7,850	7,850		7,850
0400	1160426BB	218	OPERATIONS ADVANCED SEAL DELIVERY SYSTEM (ASDS) DE	32,452	42,452	32,452		32,452
			Program increase		[10,000]			
0400	1160427BB	219	MISSION TRAINING AND PREPARATION SYSTEMS (MTPS)	1,782	1,782	1,782		1,782
0400	1160428BB	220	UNMANNED VEHICLES (UV)	1,521	1,521	1,521		1,521
0400	XXXXXXX	999	CLASSIFIED PROGRAMS	3,312,490	3,341,490	3,762,490		3,312,490
			Program increase		[29,000]			
			Program increase (S. Amdt)			[450,000]		
			Total, RDT&E Defense-Wide	**20,809,939**	**20,760,039**	**21,488,939**	**120,100**	**20,930,039**

National Defense Education Program

The budget request included $19.5 million in PE 61120D8Z for the National Defense Education Program (NDEP). The House bill would authorize the budget request.

The Senate amendment would authorize an increase of $5.0 million in PE 61120D8Z.

The conferees agree to authorize $19.5 million in PE 61120D8Z, specifically for Science, Mathematics, and Research for Transformation scholarships and for other authorized NDEP activities; but authorize no funding for institutional scholarships, fellowships, and traineeships. The conferees recommend that the Department provide information on the need for this activity along with a request for legislative authority to conduct it.

Printed circuit board supply chain

The budget request included $23.4 million in PE 63712S for generic logistics research and development technology demonstrations.

The House bill would authorize an increase of $10.0 million in PE 63712S for the emerging critical interconnection technology program to address reliable printed circuit board manufacturing in the United States.

The Senate amendment would authorize an increase of $4.0 million in PE 63712S for the emerging critical interconnection technology program.

The conferees agree to authorize an increase of $4.3 million in PE 63712S for the emerging critical interconnection technology program.

The conferees direct the Secretary of Defense to submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the implementation of the recommendations of the National Research Council (NRC) Committee on Manufacturing Trends in Printed Circuit Board Technology. This report should be submitted not later than 9 months after the date of the enactment of this Act. The report should, at a minimum, provide an analysis of each finding and a detailed description of the response by the Department of Defense to each recommendation of the NRC Committee, including a schedule with specific milestones and required funding for completing the implementation of the recommendation or the reasons for a decision not to implement the recommendation.

Joint modeling, simulation, and experimentation

The budget request included $115.7 million in PE 63828D8Z for joint experimentation, modeling, and simulation technologies.

The House bill would authorize the budget request.

The Senate amendment would authorize an increase of $10.0 million in PE 63828D8Z to further develop joint, interagency, and coalition modeling, simulation, and experimentation.

The conferees agree to authorize the budget request and an increase of $8.0 million in PE 63828D8Z in order to fund joint effects-based modeling and simulation that effectively incorporates political, economic, infrastructure, information, societal, and diplomatic factors, as well as coalition warfare, at the tactical level of operations.

As mentioned in the Senate report accompanying S. 2766 (S. Rept. 109–254) of the National Defense Authorization Act for Fiscal Year 2007, the 2006 Quadrennial Defense Review (QDR) Report noted that the Department of Defense must shift its emphasis from Department-centric approaches toward interagency solutions that incorporate all elements of national power. Cooperation across the Federal Government is essential and can be facilitated efficiently by enhanced modeling, simulation, and experimentation. Of the amount authorized, the conferees recommend that $4.0 million be utilized to carry out an East Coast Asymmetric Warfare Initiative (AWI). The East Coast AWI is designed to enhance our nation's coordination and response capabilities to a Weapon of Mass Destruction (WMD) event through a complex, scenario-based exercise utilizing the experience and unique capabilities of the Navy's Center for Asymmetric Warfare and involving the Commonwealth of Virginia and the State of Maine. This multi-agency exercise involving the Department of Defense, the Department of Homeland Security, other Federal agencies, State and local government entities, as well as the private sector will greatly enhance U.S. response capability to a WMD event and provide a template for future exercises designed to further strengthen our nation's ability to respond to a WMD event.

Ballistic Missile Defense

Ground-based Midcourse Ballistic Missile Defense

The budget request included $2.9 billion in PE 63882C for the Ballistic Missile Defense midcourse defense segment to cover continued development, ground and flight testing, fielding, and support for the Ground-based Midcourse Defense (GMD) system.

The House bill would authorize a decrease of $35.8 million in PE 63882C, which includes the elimination of all funding, $55.8 million, for the third GMD site in Europe.

The Senate amendment would authorize an increase of $245.0 million in PE 63882C.

The conferees agree to authorize $3.1 billion in PE 63882C, an increase of $225.0 million for the BMD midcourse defense segment. The increase is directed as follows: $60.0 million for efforts to accelerate the ability of the GMD system to conduct concurrent test and operations; $140.0 million for enhanced testing and to increase the pace of GMD flight testing; and $25.0 million for advanced procurement of an additional six flight test missiles. The Missile Defense Agency (MDA) is expected to budget for the completion of these tasks over fiscal years 2008 to 2011.

The conferees also agree to provide $32.8 million for the third GMD site in Europe, a decrease of $23.0 million, and note that a ground-based interceptor site in Europe could provide future protection for the United States and Europe against longer-range ballistic missiles launched from the Middle East. The conferees also direct the Secretary of Defense to report to the congressional defense committees within 30 days of the completion of planned intercept tests FTG–04 and FTG–05. The report should include an assessment of whether the test objectives for these intercept tests have been met. In the event that these test objectives are not met, the Secretary should provide in this report a determination as to whether the remaining block 2008 funds should be reallocated for additional testing of the block 2004/2006 configuration.

Aegis Ballistic Missile Defense

The budget request included $1.0 billion in PE 63892C for the sea-based Aegis Ballistic Missile Defense system.

The House bill would authorize an increase of $40.0 million in PE 63892C.

The Senate amendment would authorize an increase of $100.0 million in PE 63892C.

The conferees agree to authorize $1.1 billion in PE 63892C, an increase of $100.0 million. The increase is directed as follows: $10.0 million for continued S-band advanced radar algorithm work; $20.0 million for Aegis BMD signal processor, 2–color seeker development, and acceleration of the open architecture program; and $70.0 million to support the procurement of 24 additional SM–3 block 1B missiles over fiscal years 2008 to 2011. MDA is expected to budget for the completion of these tasks over fiscal years 2008 to 2011.

The conferees are aware that the MDA and the Department of the Navy are exploring the feasibility of modifying 100 SM–2 Block IV missiles to obtain a near-term sea-based terminal ballistic missile defense capability starting in fiscal year 2007 with conversion of all missiles completed by the end of fiscal year 2009. According to briefings by the MDA and Department of the Navy, such a capability could afford protection for ships and other critical assets against short-range ballistic missiles in the Scud A/B class. This proposed development would cost approximately $130.0 million over fiscal years 2007 to 2009, with the Navy share estimated at approximately $20.0 million in fiscal year 2007. The conferees, while supportive of efforts to provide near-term missile defense capability, require further information before authorizing this development effort to proceed. Therefore, the conferees encourage the Department of Defense to submit to Congress a reprogramming request in fiscal year 2007 to pursue a sea-based terminal missile defense capability, should such a step be consistent with Department requirements and resource constraints. If submitted, the reprogramming request should be accompanied by documentation that: (1) explains the need for such a capability; (2) indicates Department of the Navy endorsement of this program; and (3) includes a Navy-MDA cost-share agreement through completion of the effort.

Arrow Ballistic Missile Defense System

The budget request included $1.0 billion in PE 63881C for Ballistic Missile Defense Terminal Defense Segment, of which $13.0 million was for Arrow missile production and $56.2 million was for the Arrow System Improvement Program.

The House bill would authorize the budget request.

The Senate amendment would authorize an increase of $8.0 million for the Arrow System Improvement Program and an increase of $52.0 million for Arrow co-production in PE 63881C.

The conferees agree to authorize a total of $63.0 million in PE 63881C for Arrow co-production, an increase of $50.0 million.

Kinetic Energy Interceptor

The budget request included $405.5 million in PE 63886C for Ballistic Missile Defense System Interceptors for continued development of the Kinetic Energy Interceptor.

The House bill would authorize a decrease of $100.0 million in PE 63886C.

The Senate amendment would authorize a decrease of $200.0 million in PE 63886C.

The conferees agree to authorize $245.5 in PE 63886C, a decrease of $160.0 million. The conferees further recommend that no additional funds be reprogrammed into this program element over the course of fiscal year 2007.

Space Tracking and Surveillance System

The budget request included $390.6 million in PE 63893C for the Space Tracking and Surveillance System.

The House bill and Senate amendment would authorize the budget request.

The conferees agree to authorize $223.6 million in PE 63893C, a decrease of $67.0 million.

Products

The budget request included $506.8 million in PE 63889C for Ballistic Missile Defense (BMD) Products.

The House bill and would authorize the budget request.

The Senate amendment would authorize a decrease of $40.0 million in PE 63889C.

The conferees agree to authorize $478.8 million in PE 63889C, a decrease of $28.0 million.

Systems Core

The budget request included $473.1 million in PE 63890C for Ballistic Missile Defense Systems Core.

The House bill would authorize a decrease of $10.0 million in PE 63890C.

The Senate amendment would authorize a decrease of $40.0 million in PE 63890C.

The conferees agree to authorize $348.1 million in PE 63890C, a decrease of $25.0 million.

Special Programs

The budget request included $374.5 million in PE 63891C for Special Programs—MDA.

The House bill would authorize the budget request.

The Senate amendment would authorize a decrease of $20.0 million in PE 63891C.

The conferees agree to authorize $348.1 million in PE 63891C, a decrease of $26.4 million.

Multiple Kill Vehicle

The budget request included $165.0 million in PE 63894C for Multiple Kill Vehicle.

The House bill would authorize a decrease of $65.0 million in PE 63894C.

The Senate amendment would authorize the budget request.

The conferees agree to authorize $125.0 million in PE 63894C, a decrease of $40.0 million, and note the importance of this program as a future spiral improvement for the ground-based interceptor.

Operationally responsive space capabilities

The budget request included $20.4 million in PE 65799D8Z for the Office of Force Transformation (OFT) in the Office of the Secretary of Defense, but included no funding for operationally responsive space capabilities.

The House bill would authorize the budget request in PE 65799D8Z, and would authorize an increase of $20.0 million in PE 64857F for operationally responsive space capabilities.

The Senate amendment would authorize an increase of $25.0 million in PE 65799D8Z for development of operationally responsive space capabilities.

The conferees agree to authorize $48.9 million in PE 65799D8Z, an increase of $23.5 million for operationally responsive space capabilities. Of this amount, $20.0 million is for payloads, satellite busses, integration, command and control, and joint warfighter experimentation; and $3.5 million is to support adapting existing airborne reconnaissance sensor capabilities for use in responsive space missions.

The conferees expect future operationally responsive space budget requests would be in support of the Operationally Responsive Space Program Office, to the extent applicable, pursuant to guidance in the Operationally Responsive Space provision (sec 913) of this Act.

Operational Test and Evaluation, Defense overview

The budget request included $181.5 million in Operational Test and Evaluation, Defense for the Department of Defense.

The House bill would authorize $181.5 million.

The Senate amendment would authorize $181.5 million.

The conferees agree to authorize $181.5 million.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Title II-RDT and E

(Dollars in Thousands)

Acct	Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
			OPERATIONAL TEST & EVALUATION, DEFENSE					
0460	0603941D8Z	1	TEST & EVALUATION SCIENCE & TECHNOLOGY					
0460	0604940D8Z	2	CENTRAL TEST AND EVALUATION INVESTMENT DEVELOPME					
0460	0605118D8Z	3	OPERATIONAL TEST AND EVALUATION					
0460	0605118OTE	4	OPERATIONAL TEST AND EVALUATION	50,161	50,161	50,161		50,161
0460	0605131D8Z	5	LIVE FIRE TESTING					
0460	0605131OTE	6	LIVE FIRE TEST AND EVALUATION	11,245	11,245	11,245		11,245
0460	0605804D8Z	7	DEVELOPMENT TEST AND EVALUATION					
0460	0605814OTE	8	OPERATIONAL TEST ACTIVITIES AND ANALYSES	120,114	120,114	120,114		120,114
			Total, Operational Test & Evaluation, Defense	**181,520**	**181,520**	**181,520**		**181,520**
			TOTAL RDT&E	**73,156,008**	**74,054,578**	**74,268,148**	**451,968**	**73,607,976**

ITEM OF SPECIAL INTEREST

Proposed realignment of Air Force test and evaluation facilities

The conferees are concerned about a proposed realignment of Air Force test and evaluation facilities and personnel that could have significant impacts beginning in fiscal year 2007 and continuing into the out years. The conferees believe that additional information and analysis of the impacts of the proposed action is required before any implementation of the plan proceeds. The conferees direct the Secretary of the Air Force, jointly with the Under Secretary of Defense for Acquisition, Technology, and Logistics (USD (AT&L)), and the Director of the Test Resource Management Center (TRMC) to submit separate reports to the congressional defense committees analyzing the proposed actions.

The impact report prepared by the Air Force and USD (AT&L) should include an analysis of the following for proposed personnel relocations and for the facilities proposed closure or realignment: (1) missions served; (2) Department of Defense acquisition programs affected, including an analysis of impacts on risk, cost, and schedule; (3) costs to the Air Force and to the Department, including costs to close or realign test and evaluation capabilities and reconstitute or acquire required capabilities, including personnel, contract termination, military construction, housing costs, installation operations and maintenance, and other costs; (4) a detailed analysis and disclosure of the estimated net cost or savings to the Department derived from the actions and payback period of such actions; (5) developmental and operational test programs impacted; (6) the extent to which the recommendations of the 2005 Defense Base Closure and Realignment Commission support or contradict the findings of this analysis; (7) impacts on the test and evaluation workforce and on the ability to recruit and retain skilled personnel at affected facilities; and (8) alternatives considered. The impact report should also include a joint statement by the Secretary of the Air Force and the USD (AT&L) on changes, if any, to the proposed course of action as a result of the conclusions of the analysis, subsequent actions required as a result of the analysis, and an explanation of the criteria used to determine the level of acceptable risk to the Department in proceeding with the proposed action.

The TRMC report should include an assessment of how the proposed closures or realignments of Air Force research, development, test, and evaluation activities may impact the strategic plan for Department of Defense test and evaluation resources, as required by section 196 of title 10, United States Code. The assessment should focus on whether the Air Force test and evaluation facilities, resources, and budgets will meet the test and evaluation requirements and satisfy performance measures included in the strategic plan.

The conferees direct the Secretary of the Air Force to undertake no action to realign or close any test and evaluation activities, other than those specifically included in the final decisions of the 2005 Defense Base Realignment and Closure round, until 60 days after the two required reports are received by the congressional defense committees.

LEGISLATIVE PROVISIONS ADOPTED

SUBTITLE A—AUTHORIZATION OF APPROPRIATIONS

Authorization of appropriations (sec. 201)

The House bill contained a provision (sec. 201) that would authorize the recommended fiscal year 2007 funding levels for the Research, Development, Test, and Evaluation accounts for the Army, Navy, Marine Corps, Air Force, Defense-wide activities, and the Director of Operational Test and Evaluation.

The Senate amendment contained a similar provision (sec. 201).

The conference agreement includes this provision.

Amount for defense science and technology (sec. 202)

The House bill contained a provision (sec. 202) that would authorize $11.7 billion for Department of Defense science and technology programs in fiscal year 2007.

The Senate amendment contained a similar provision (sec. 202) that would authorize $11.5 billion.

The conferees agree to authorize $11.7 billion for Department of Defense science and technology programs in fiscal year 2007.

SUBTITLE B—PROGRAM REQUIREMENTS, RESTRICTIONS, AND LIMITATIONS

Acquisition of, and independent cost analyses for, the Joint Strike Fighter propulsion system (sec. 211)

The Senate amendment contained a provision (sec. 254) that would direct the Secretary of Defense to provide for the development of the propulsion system for the Joint Strike Fighter (JSF) through either: (1) the continuing development and sustainment of two interchangeable propulsion systems by two separate contractors throughout the life cycle of the aircraft, or (2) a one-time firm-fixed-price contract for a selected propulsion system for the life cycle of the aircraft following the initial service release of the aircraft propulsion system in fiscal year 2008.

The House bill contained no similar provision.

The House recedes with an amendment that would:

(1) require the Secretary to provide for the continuing development and sustainment of two interchangeable propulsion systems by two separate contractors throughout the life cycle of the aircraft;

(2) prohibit the Secretary from carrying out any modification to the development and sustainment of two interchangeable engines until:

(a) the Secretary notifies the congressional defense committees of any modification to the acquisition program for the JSF propulsion systems,

(b) three independent, comprehensive, and detailed cost analyses have been submitted, and

(c) funds are appropriated for that purpose pursuant to an authorization of appropriations;

(3) require independent cost analyses be completed by the Secretary, acting through the Cost Analysis Improvement Group of the Office of the Secretary of Defense, the Comptroller General, and a federally-funded research and development center, which would be selected by the Secretary, and be submitted to the congressional defense committees not later than March 15, 2007; and

(4) include a one-time firm-fixed-price contract as part of the independent cost analyses.

Expansion and extension of authority to award prizes for advanced technology achievements (sec. 212)

The Senate amendment contained a provision (sec. 252) that would extend the authority to award prizes for advanced technology achievements to September 30, 2011. The provision would also elevate the authority to the Director, Defense Research and Engineering (DDRE) and expand the authority to include the military departments.

The House bill contained a similar provision (sec. 212) that would extend the authority to September 30, 2010, but would not elevate or expand the authority.

The House recedes with an amendment that would extend the authority to September 30, 2010, and would suspend the authority for failure to provide the report as required in subsection (e) of section 2374a of title 10, United States Code.

The conferees recognize the efforts of the Defense Advanced Research Projects Agency (DARPA) to utilize the prize authority to spur innovation and to engage nontraditional organizations in defense research. The amendment would continue to allow use of the prize authority by DARPA and other components under DDRE.

The conferees have been informed that DARPA has independently decided to withdraw its support of the X PRIZE Foundation's 2006 space technology competitions, but plans to continue work on the advancement of unmanned ground vehicle technology through the Urban Challenge competition. The conferees note that both activities may hold promise for the development of technologies to support defense missions, and therefore encourage the DDRE to evaluate potential benefits of such activities and the use, if appropriate, of the authority provided by this section. The conferees believe that such evaluations could be conducted in a manner that ensures seamless planning and execution for existing programs.

Defense Acquisition Challenge Program extension, enhancement, and modification to address critical cost growth threshold breaches in major defense acquisition programs (sec. 213)

The House bill contained a provision (sec. 213) that would permanently extend the Defense Acquisition Challenge Program (DACP), and protect the identity of those submitting challenge proposals during the proposal evaluation process. The House bill also contained a provision (sec. 805) that would: (1) modify section 2359b of title 10, United States Code, to establish requirements for a DACP proposal solicitation in the event of a critical cost growth threshold breach for a major defense acquisition program, and (2) modify section 2433 of title 10, United States Code, to require that, in the event of a critical cost growth threshold breach, the Secretary of Defense perform certain additional assessments, certifications, and reporting.

The Senate amendment contained a provision (sec. 802) that would extend the DACP through 2012 and would provide the Under Secretary of Defense for Acquisition, Technology, and Logistics (USD (AT&L)) with the authority to establish procedures to ensure that the program is focused on small and medium-sized businesses, and nontraditional defense contractors.

The Senate recedes with an amendment that would consolidate the three provisions into a single provision. The amendment would: (1) modify section 2433 to require the Secretary to perform certain assessments; (2) require USD (AT&L), in coordination with service acquisition executives, to evaluate current challenge proposal transition initiatives and identify additional incentives or authorities; (3) establish procedures to give priority to proposals from nontraditional defense contractors; (4) extend the DACP until September 30, 2012; and (5) clarify amendments to section 2359b regarding requirements for challenge proposal solicitations for acquisition programs that experience critical cost growth threshold breaches, funding guidelines for such challenge proposals, the procedures for disposition of proposals that receive favorable preliminary reviews but unfavorable full evaluations, and measures to ensure confidentiality of challenge proposal submissions.

Future Combat Systems milestone review (sec. 214)

The House bill contained a provision (sec. 214) that would require the Secretary of Defense to conduct a Future Combat Systems (FCS) milestone review, following the preliminary design review, by September 30, 2008, and to submit a report on the results of the FCS milestone review not later than February 13, 2009.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would change the submission date of the required report to 120 days after completion of the preliminary design review of FCS. Although the amendment withholds the obligation of FCS procurement funds beginning in fiscal year 2009 until the Secretary submits the required report, the amendment allows the Department of the Army to obligate funds for the non-line-of-sight cannon and for the costs attributable to insertion of new technology into the current force, if the insertion is approved by the Under Secretary of Defense for Acquisition, Technology, and Logistics. The conferees strongly endorse a program strategy that will enable early spin out of FCS technologies into the current force, a top priority of the Chief of Staff of the Army.

Dedicated amounts for implementing or evaluating Navy shipbuilding technology proposals under Defense Acquisition Challenge Program (sec. 215)

The House bill contained a provision (sec. 216) that would require the Secretary of Defense to provide an additional $4.0 million for the Defense Acquisition Challenge Program to evaluate or implement challenge proposals specifically for the DD(X) next-generation destroyer and the CVN–21 next-generation aircraft carrier programs.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would authorize up to $4.0 million to evaluate or implement challenge proposals that relate to technology directly contributing to combat systems and open architecture design for Navy ship platforms.

Independent estimate of costs of the Future Combat Systems (sec. 216)

The Senate amendment contained a provision (sec. 211) that would withhold $500.0 million from the amount of funds authorized to be appropriated for the development of the Future Combat Systems (FCS) until the Secretary of Defense submits a report of an independent cost estimate for FCS conducted by a federally-funded research and development center.

The House bill contained no similar provision.

The House recedes with an amendment that would remove the withhold of $500.0 million and change the submission date of the required report to April 1, 2007.

The conferees are disappointed with the response by the Department of Defense to reports required in section 211 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375) and section 213 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163). The conferees expect the Department to share the details of the independent cost estimate prepared by the Department's Cost Analysis Improvement Group (CAIG) with the organization selected to conduct the independent cost estimate.

The conferees understand that the Army disagrees with the analysis by CAIG of the Army's FCS cost estimate. It would be useful for the organization selected to perform the independent cost estimate to review and comment on the discrepancies between the cost estimates of the Army and the CAIG.

Funding of defense science and technology programs (sec. 217)

The Senate amendment contained a provision (sec. 212) that would extend the funding objective for science and technology programs, established in section 212 of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 107–107), to fiscal year 2012, and would require submission of two reports if the Department of Defense fails to meet the outlined funding objective in any single fiscal year budget request.

The House bill contained no similar provision.

The House recedes with an amendment that would make technical changes and would consolidate submission of the required information along with budget requests.

Hypersonics development (sec. 218)

The Senate amendment contained a provision (sec. 213) that would direct the Secretary of Defense to establish a joint technology office (JTO) to coordinate and integrate hypersonics research, development, and demonstration programs and budgets.

The House bill contained no similar provision.

The House recedes with an amendment that would clarify certain responsibilities of the JTO and ensure consideration of test and evaluation resources and facilities in hypersonics programs and plans.

The conferees expect the Department of Defense to fully utilize existing management and coordination functions in fulfilling the requirements of this section and to consider virtual structures and organizations, as appropriate, to minimize any administrative burdens associated with a new JTO while maximizing program outcomes.

Report on program for replacement of nuclear warheads on certain Trident sea-launched ballistic missiles with conventional warheads (sec. 219)

The Senate amendment contained a provision (sec. 214) that would prohibit $95.0 million of the funds authorized to be appropriated for the Conventional Trident Modification (CTM) program from being obligated or expended until the Secretary of Defense, in consultation with the Secretary of State, submits a report to the congressional defense committees.

The House bill contained no similar provision, but would authorize $30.0 million in Research, Development, Test, and Evaluation.

The House recedes with an amendment that would strike the limitation on funding while maintaining the reporting requirement. The conference outcome with respect to funding for the CTM program is reflected in the tables of this report under Research, Development, Test, and Evaluation, Navy; Weapons Procurement, Navy; and Other Procurement, Navy.

The conferees continue to believe it is important for the Department of Defense to explore a wide range of capabilities for responding rapidly to emerging threats to the United States and its strategic interests. The conferees encourage the Department to expedite consideration of mid-term options for prompt global strike, and to propose to the congressional defense committees as soon as possible those activities that may be required during fiscal year 2007 to make progress toward developing those concepts the Congress and the Department deem appropriate, including reprogramming actions.

Subtitle C—Missile Defense Programs

Fielding of ballistic missile defense capabilities (sec. 221)

The House bill contained a provision (sec. 221) that would allow funds authorized to be appropriated for fiscal years 2007 and 2008 for research, development, test, and evaluation for the Missile Defense Agency to be used for the development and fielding of ballistic missile defense capabilities.

The Senate amendment contained a similar provision.

The Senate recedes.

Limitation on use of funds for space-based interceptor (sec. 222)

The House bill contained a provision (sec. 222) that would prevent the Department of Defense from obligating funds for the testing or deployment of a space-based interceptor program until 90 days after submitting a report to Congress describing the program and its national security implications.

The Senate amendment contained no similar provision.

The Senate recedes.

Policy of the United States on priorities in the development, testing, and fielding of missile defense capabilities (sec. 223)

The Senate amendment contained a provision (sec. 232) that would make it the policy of the United States to accord a priority within the missile defense program to the development, testing, fielding, and improvement of effective near-term missile defense capabilities, including the Ground-based Midcourse Defense (GMD) system, the Aegis Ballistic Missile Defense (BMD) system, additional Patriot PAC–3 units, the Terminal High Altitude Area Defense (THAAD) system, and sensors based on land, sea, and in space that support these interceptor systems.

The House bill contained no similar provision.

The House recedes with an amendment that would update the findings to take into account the North Korean ballistic missile test launches of July 2006.

On July 4, 2006, the United States detected the launch of six ballistic missiles from North Korea, followed by an additional launch on July 5, 2006. These missiles varied in range from the short-range Scud to the medium-range No-Dong and included the firing of a Taepo-Dong 2 missile, which intelligence agencies believe could eventually reach United States territory. The conferees believe these North Korean launches, as well as activities related to the development and testing of Iranian ballistic missiles, reinforce congressional direction provided to the Department of Defense over the past 2 years to focus its efforts on those initial missile defense systems that are now providing, or starting to provide, a measure of protection for the United States and its deployed forces.

The Department's excessive focus on and investment in the development of long-term technologies has made it difficult for the Missile Defense Agency to successfully develop, test, and field—in sufficient numbers—the initial missile defense capabilities necessary to address the current threat. For example, the Department has reduced planned deliveries of the highly successful sea-based Standard-Missile 3 from 120 to 96 over the future years defense program and is programming to procure only 48 THAAD missiles. Also, the Department is not funding enough PAC–3 missiles to meet the needs of combatant commanders in areas where forward deployed U.S. forces are currently within range of short- and medium-range ballistic missiles. The budget request for the GMD system also leads conferees to believe that inadequate resources have been applied toward ensuring the GMD system is fully tested and is able to stand alert even while testing is underway.

The conferees believe that the emphasis of our missile defense efforts should be on the current generation of missile defense capabilities—even if this comes at the expense of

longer-term development efforts. Based on congressional testimonies by combatant commanders, who inform Congress that they require more missile defense inventory to keep pace with the threat, and mindful of recent developments in North Korea and Iran, the conferees believe that priority should be given to developing, testing, fielding, and improving effective near-term missile defense capabilities, including GMD, Aegis BMD, Patriot PAC–3, and THAAD. The conferees expect the Department to reflect this policy in their fiscal year 2008 budget submission.

One-year extension of Comptroller General assessments of ballistic missile defense programs (sec. 224)

The Senate amendment contained a provision (sec. 233) that would extend until fiscal year 2008 the requirement for the Comptroller General to provide an assessment of the extent to which the Missile Defense Agency achieved the goals established for that fiscal year for each ballistic missile defense program of the Department of Defense.

The House bill contained no similar provision.

The House recedes.

Submittal of plans for test and evaluation of the operational capability of the Ballistic Missile Defense System (sec. 225)

The Senate amendment contained a provision (sec. 234) that would require each plan approved by the Director of Operational Test and Evaluation to test and evaluate the operational capability of the ballistic missile defense system, as required by section 234(a) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 10 U.S.C. 2431 note), to be submitted to the congressional defense committees within 30 days of such approval.

The House bill contained no similar provision.

The House recedes.

Annual reports on transition of ballistic missile defense programs to the military departments (sec. 226)

The Senate amendment contained a provision (sec. 235) that would require the Under Secretary of Defense for Acquisition, Technology, and Logistics to submit a report to the congressional defense committees, not later than March 1, 2007, and annually thereafter through 2013, on the plans of the Department of Defense for the transition of missile defense programs from the Missile Defense Agency to the military departments.

The House bill contained no similar provision.

The House recedes with an amendment that would include the requirement to report on any agreement on the operational test criteria that must be achieved before the transition of a missile defense program to the military departments.

Subtitle D—Other Matters

Policies and practices on test and evaluation to address emerging acquisition approaches (sec. 231)

The House bill contained a provision (sec. 231) that would require a review of test and evaluation policies and practices, and modify reporting requirements of the Director of Operational Test and Evaluation (DOTE) under section 2399(b)(2) of title 10, United States Code.

The Senate amendment contained a similar provision (sec. 253) that would require the Under Secretary of Defense for Acquisition, Technology, and Logistics (USD (AT&L)) and the DOTE to review and revise policies and practices on test and evaluation in light of emerging approaches to acquisition. The provision would also amend section 2399(b) of title 10, United States Code, to address deficient testing information on rapid acquisition programs purchased prior to a decision to proceed to low rate initial production

The House recedes with an amendment that would include elements of both provisions, and add a new section to clarify the responsibilities of the DOTE with respect to force protection equipment. The amendment would: (1) update reporting requirements of the DOTE to allow for submission of relevant information on operational capabilities of tested items; (2) require submission of testing information to Congress on major defense acquisition programs that do not move beyond low rate initial production, but that proceed to operational use or make use of procurement funds; (3) require a review, and revision if necessary, of policies and practices on test and evaluation; and (4) update the responsibilities of the DOTE under section 139 of title 10, United States Code, to include advice and consultation to the Secretary of Defense, USD (AT&L), and Secretaries of the military departments on operational test and evaluation and survivability testing of force protection equipment.

The conferees do not intend this section to modify existing authorities of the DOTE with respect to major defense acquisition programs, as defined in section 139(a)(2)(B) of title 10, United States Code, or operational test and evaluation in general. The conferees direct the Secretaries of the military departments to ensure that the DOTE is made aware of force protection equipment programs.

Extension of requirement for Global Research Watch Program (sec. 232)

The Senate amendment contained a provision (sec. 251) that would extend the requirement for the Global Research Watch program.

The House bill contained no similar provision.

The House recedes.

Sense of Congress on technology sharing of Joint Strike Fighter technology (sec. 233)

The Senate amendment contained a provision (sec. 256) that would express the sense of the Senate that the Secretary of Defense should allow Joint Strike Fighter technology to be shared between the governments of the United States and the United Kingdom.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Report on vehicle-based active protection systems for certain battlefield threats (sec. 234)

The Senate amendment contained a provision (sec. 358) that would require the Secretary of Defense to contract with an appropriate entity independent of the United States Government to conduct an assessment of various foreign and domestic technological approaches to vehicle-based active protective systems.

The House bill contained no similar provision.

The House recedes.

The conferees expect the Secretary of Defense to provide to the entity selected to perform the independent assessment the documentation and findings of all related studies of active protection systems conducted by the Department of Defense within the last 3 years or deemed relevant by the Secretary.

LEGISLATIVE PROVISIONS NOT ADOPTED

Amount for development and validation of warfighter rapid awareness processing technology

The Senate amendment contained a provision (sec. 203) that would authorize $4.0 million for Marine Corps development and validation of a rapid awareness processing technology.

The House bill contained no similar provision.

The Senate recedes.

The conference outcome is reflected in the tables of this report in Research, Development, Test, and Evaluation, Navy PE 62131M.

Alternate engine for Joint Strike Fighter

The House bill contained a provision (sec. 211) that would authorize $408.0 million for the continued development of an alternate engine for the Joint Strike Fighter.

The Senate amendment contained no similar provision.

The House recedes.

The conference outcome is reflected in the tables of this report in Research, Development, Test, and Evaluation, Navy, line 133; and in Research, Development, Test, and Evaluation, Air Force, line 92.

Arrow ballistic missile defense

The Senate amendment contained a provision (sec. 215) that would make available $65.0 million for coproduction of the Arrow ballistic missile defense system, and $63.7 million for the Arrow System Improvement Program.

The House bill contained no similar provision.

The Senate recedes.

The conference outcome is reflected in the tables of this report in Research, Development, Test, and Evaluation, Defense-wide, PE 63881C, Ballistic Missile Defense Terminal Defense Segment.

Independent cost analyses for Joint Strike Fighter engine program

The House bill contained a provision (sec. 215) that would direct the Comptroller General and the Secretary of Defense, acting through the Cost Analysis Improvement Group of the Office of the Secretary of Defense, to independently perform comprehensive and detailed cost analyses of the Joint Strike Fighter (JSF) engine program.

The Senate amendment contained a similar provision (sec. 255) that would direct the Comptroller General, the Secretary of Defense, acting through the Cost Analysis Improvement Group of the Office of the Secretary of Defense, and a federally-funded research and development center, which would be selected by the Secretary of Defense, to independently perform comprehensive and detailed cost analyses of the JSF engine program.

The conference agreement does not include either provision.

Elsewhere in this report, the conferees agree to include the requirement for three independent cost analyses on the acquisition of, and independent cost analyses for, the JSF propulsion systems.

High energy laser low aspect target tracking

The Senate amendment contained a provision (sec. 216) that would authorize $5.0 million to support instrumentation and test and evaluation activities of the high energy laser systems test facility.

The House bill contained no similar provision.

The Senate recedes.

The conference outcome is reflected in the tables of this report in Research, Development, Test, and Evaluation, Army PE 65605A.

Advanced Aluminum Aerostructures Initiative

The Senate amendment contained a provision (sec. 217) that would authorize $2.0 million for the Advanced Aluminum Aerostructures Initiative.

The House bill contained no similar provision.

The Senate recedes.

The conference outcome is reflected in the tables of this report in Research, Development, Test, and Evaluation, Air Force PE 63211F.

Legged mobility robotic research

The Senate amendment contained a provision (sec. 218) that would authorize $1.0 million for legged mobility robotic research.

The House bill contained no similar provision.

The Senate recedes.

The conference outcome is reflected in the tables of this report in Research, Development, Test, and Evaluation, Army PE 62601A.

Wideband digital airborne electronic sensing array

The Senate amendment contained a provision (sec. 219) that would authorize $3.0 million for Air Force research on the wideband digital airborne electronic sensing array.

The House bill contained no similar provision.

The Senate recedes.

The conference outcome is reflected in the tables of this report in Research, Development, Test, and Evaluation, Air Force PE 62204F.

Science and technology

The Senate amendment contained a provision (sec. 220) that would authorize $45.0 million for competitively awarded basic research programs.

The House bill contained no similar provision.

The Senate recedes.

The conference outcome is reflected in the tables of this report in Research, Development, Test, and Evaluation, Army PE 61103A, Navy PE 61103N, Air Force PE 61103F, Defense-wide PE 61101E, and Defense-wide PE 61120D8Z.

High Altitude Airship program

The House bill contained a provision (sec. 223) that would make $5.0 million available for the High Altitude Airship program from amounts provided in section 201 for Research, Development, Test, and Evaluation, Air Force.

The Senate amendment contained no similar provision.

The House recedes.

The conference outcome is reflected in the tables of this report in Research, Development, Test, and Evaluation.

Testing and operations for missile defense

The Senate amendment contained a provision (sec. 236) that would make available an additional $45.0 million for the Ballistic Missile Defense Midcourse Defense Segment (PE 63882C) to accelerate the ability to conduct concurrent test and missile defense operations and to increase the pace of realistic flight testing of the ground-based midcourse defense system.

The House bill contained no similar provision.

The Senate recedes.

The conference outcome is reflected in the tables of this report in Research, Development, Test, and Evaluation, Defense wide, PE 63882C.

Report on biometrics programs of the Department of Defense

The Senate amendment contained a provision (sec. 257) that would require the Secretary of Defense to submit a report on the management and adequacy of biometrics programs.

The House bill contained no similar provision.

The Senate recedes.

The conferees note the importance of an integrated biometrics program to meet Department of Defense needs in the areas of network security and access, facility security, intelligence and detainee operations, force protection, and homeland and border security.

The conferees direct the Secretary of Defense to submit to the Committees on Armed Services of the Senate and the House of Representatives a report in both classified and unclassified form on the biometrics programs of the Department. The report should be submitted no later than January 31, 2007, and should address the following:

(1) an assessment of the adequacy of the current executive agent management structure for meeting the needs of the biometrics programs throughout the Department and recommendations, if any, for improvements to the management structure;

(2) current and anticipated future requirements for the biometrics programs to meet needs throughout the Department;

(3) a description and assessment of adequacy of programs currently fielded to meet operational requirements, including those in Iraq and Afghanistan;

(4) an assessment of programmatic or capability gaps in meeting future requirements; and

(5) actions being taken within the Department to coordinate and integrate biometrics programs among the departments and agencies of the executive branch, including development, requirements generation, resource allocation, and operational use.

For the purposes of the required report, the conferees consider the term ''biometrics'' to mean an identity management program or system that utilizes distinct personal attributes, including DNA, facial features, irises, retinas, signatures, or voices, to identify individuals.

TITLE III—OPERATION AND MAINTENANCE

Operation and Maintenance overview

The budget request included $130,089.0 million in Operation and Maintenance, $23,445.6 million in Other Programs, and $2,436.4 million in Working Capital Fund Accounts for the Department of Defense.

The House bill would authorize $129,770.1 million in Operation and Maintenance, $23,647.0 million in Other Programs, and $2,503.2 million in Working Capital Fund Accounts.

The Senate amendment would authorize $129,531.8 million in Operation and Maintenance, $23,351.8 million in Other Programs, and $2,436.4 million in Working Capital Fund Accounts.

The conferees agree to authorize $129,018.1 million in Operation and Maintenance, $23,847.1 million in Other Programs, and $2,436.4 million in Working Capital Fund Accounts.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

NATIONAL DEFENSE AUTHORIZATION FOR FISCAL YEAR 2007

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Title III -- OPERATION AND MAINTENANCE & OTHER PROGRAMS					
OPERATION AND MAINTENANCE					
Operation and Maintenance, Army	24,902,380	24,920,735	24,785,580	-486,028	24,416,352
Operation and Maintenance, Navy	31,330,984	31,089,075	31,130,784	-173,345	31,157,639
Operation and Maintenance, MC	3,878,962	3,974,081	3,905,262	-15,500	3,863,462
Operation and Maintenance, AF	31,342,307	31,098,957	31,251,107	-261,050	31,081,257
Operation and Maintenance, Defense-wide	20,075,656	19,875,763	20,116,756	18,220	20,093,876
Operation and Maintenance, Army Reserve	2,299,202	2,300,102	2,139,702	-38,400	2,260,802
Operation and Maintenance, Navy Reserve	1,288,764	1,288,764	1,288,764	-13,000	1,275,764
Operation and Maintenance, Marine Corps Reserve	211,911	211,911	211,911	-600	211,311
Operation and Maintenance, Air Force Reserve	2,723,800	2,723,800	2,575,100	-25,400	2,698,400
Operation and Maintenance, Army National Guard	4,838,665	5,090,565	4,857,728	-62,244	4,776,421
Operation and Maintenance, Air National Guard	5,336,017	5,336,017	5,318,717	-43,500	5,292,517
Transfer Accounts	1,403,295	1,403,295	1,493,295	40,000	1,443,295
Miscellaneous Appropriations	457,053	457,053	457,053	-10,000	447,053
SUBTOTAL OPERATION AND MAINTENANCE	**130,088,996**	**129,770,118**	**129,531,759**	**-1,070,847**	**129,018,149**

NATIONAL DEFENSE AUTHORIZATION FOR FISCAL YEAR 2007

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
OTHER PROGRAMS					
DEFENSE HEALTH PROGRAM					
Defense Health Program, O&M	20,498,163	20,699,563	20,397,863	396,500	20,894,663
Pregnancy recovery education for military women			[1,000]		
Primary care early intervention			[2,000]		
Unobligated balances		[-290,750]	[-140,300]	[-140,300]	
Pediatric dental anesthesia			[5,000]		
Improved cancer screening for women			[3,000]	[3,000]	
Increased education and training for PTSD			[5,000]		
Incentive payments in rural areas			[8,000]		
Study on traumatic brain injury (S. Amdt)			[5,000]	[5,000]	
Training curricula for traumatic brain injury (S. Amdt)			[1,000]	[1,000]	
Ranch Hand data (non-add) (s. Amdt)			[850]		
Reimburse National Academy of Sciences for Rand Hand (non-add) (S. Amdt)			[200]		
Post traumatic stress disorder pilot projects			[10,000]	[10,000]	
Defer certain TRICARE cost share increases		[486,000]		[486,000]	
TRICARE pharmacy cost share changes		[-9,000]			
Authorize anesthesia / other costs for child dental care		[2,750]		[2,750]	
Index children's hospitals reimbursement differential		[1,700]			
Offset for transfer Ranch Hand data (TMA)		[-1,050]			
Air Force brain acoustic monitor		[1,200]			
Health care pilot project		[400]		[400]	
Madigan Army Medical Center trauma assistance program		[1,650]		[1,650]	
Theatre enterprise-wide logistics systems		[8,500]		[5,000]	
Disease management programs				[10,000]	
Traumatic brain injury treatment and rehabilitation				[12,000]	

NATIONAL DEFENSE AUTHORIZATION FOR FISCAL YEAR 2007

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Defense Health Program, RDTE	130,603	130,603	135,603	5,000	135,603
Chronic pain management			[5,000]	[5,000]	
Defense Health Program, Procurement	396,355	396,355	397,855		396,355
Robotic surgery for prostate cancer			[1,500]		
Advanced tech high dose internal radiation therapy					
Subtotal Defense Health Program	**21,025,121**	**21,226,521**	**20,931,321**	**401,500**	**21,426,621**
DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES					
Drug Enforcement and Policy Support	926,890	926,890	926,890		926,890
SOUTHCOM		[-7,000]			
NORTHCOM		[-2,000]			
PACOM		[-1,000]			
CENTCOM		[-2,000]			
Intelligence technology		[-4,000]			
Southwest border fence		[10,000]			
Maritime domain awareness		[6,000]			
Subtotal Drug Interdiction and Counter-Drug Activities	**926,890**	**926,890**	**926,890**		**926,890**
OFFICE OF THE INSPECTOR GENERAL					
Office of the Inspector General, O&M	214,897	214,897	214,897		214,897
Office of the Inspector General, RDTE					
Office of the Inspector General, Procurement	1,400	1,400	1,400		1,400
Subtotal Office of the Inspection General	**216,297**	**216,297**	**216,297**		**216,297**

NATIONAL DEFENSE AUTHORIZATION FOR FISCAL YEAR 2007

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
CHEMICAL AGENTS AND MUNITIONS DESTRUCTION					
Chemical Agents and Munitions Destruction, O&M	1,046,290	1,046,290	1,046,290		1,046,290
Chemical Agents and Munitions Destruction, RDTE	231,014	231,014	231,014		231,014
Chemical Agents and Munitions Destruction, Procurement					
Subtotal Chemical Agents and Munitions Destruction	**1,277,304**	**1,277,304**	**1,277,304**		**1,277,304**
SUBTOTAL OTHER PROGRAMS	**23,445,612**	**23,647,012**	**23,351,812**	**401,500**	**23,847,112**
REVOLVING AND MANAGEMENT FUNDS					
Defense Working Capital Funds	161,998	161,998	161,998		161,998
Defense Working Capital Funds - DeCA	1,184,000	1,184,000	1,184,000		1,184,000
National Defense Sealift Fund	1,071,932	1,138,732	1,071,932		1,071,932
Buyout one additional lease		[66,800]			
Pentagon Reservation Maintenance Revolving Fund	18,500	18,500	18,500		18,500
SUBTOTAL REVOLVING AND MANAGEMENT FUNDS	**2,436,430**	**2,503,230**	**2,436,430**		**2,436,430**
TOTAL O&M AND OTHER PROGRAMS	**155,971,038**	**155,920,360**	**155,320,001**	**-669,347**	**155,301,691**

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		Operation and Maintenance, Army					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		LAND FORCES					
2020a	010	DIVISIONS	992,281	1,014,249	995,281		992,281
		UH-60 AoA armor			[3,000]		
		Restoration of training requirement		[20,968]			
		M-Gator		[1,000]			
2020a	020	CORPS COMBAT FORCES	430,556	439,176	430,556		430,556
		Restoration of training requirement		[8,620]			
2020a	030	CORPS SUPPORT FORCES	388,518	397,709	395,318	6,000	394,518
		Battlefield mobility enhancers (M-Gators)			[6,800]	[6,000]	
		Restoration of training requirement		[9,191]			
2020a	040	EAC SUPPORT FORCES	884,236	909,274	884,236		884,236
		Restoration of training requirement		[25,038]			
2020a	050	LAND FORCES OPERATIONS SUPPORT	1,189,294	1,207,558	1,192,094		1,189,294
		Rapid Data Management System			[2,800]		
		Restoration of training requirement		[18,264]			
		LAND FORCES READINESS					
2020a	060	FORCE READINESS OPERATIONS SUPPORT	1,971,662	1,971,662	1,974,662	1,500	1,973,162
		Cognitive air defense simulators (CADS)			[3,000]	[1,500]	
2020a	070	LAND FORCES SYSTEMS READINESS	571,894	524,163	594,094	-28,000	543,894
		Corrosion prevention and control			[5,200]	[4,000]	
		Blood bag transport modernization project			[17,000]	[8,000]	
		Combat development core		[-47,731]		[-40,000]	

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2020a	080	LAND FORCES DEPOT MAINTENANCE	974,354	1,075,380	974,354		974,354
		Unfunded requirements in depot maintenance		[101,026]			
		LAND FORCES READINESS SUPPORT					
2020a	090	BASE OPERATIONS SUPPORT	5,235,492	5,235,492	5,235,492		5,235,492
2020a	100	FACILITIES SUSTAINMENT, RESTORATION, & MODERNIZATION	1,810,774	1,810,774	1,810,774		1,810,774
2020a	110	MANAGEMENT AND OPERATIONAL HQ	252,976	233,888	252,976	-19,088	233,888
		Army management headquarters activities		[-19,088]		[-19,088]	
2020a	120	UNIFIED COMMANDS	108,594	103,594	108,594		108,594
		Standing Joint Forces Headquarters		[-5,000]			
2020a	130	MISCELLANEOUS ACTIVITIES	219,469	219,469	219,469		219,469
		TOTAL, BA 01: OPERATING FORCES	**15,030,100**	**15,142,388**	**15,067,900**	**-39,588**	**14,990,512**
		BUDGET ACTIVITY 02: MOBILIZATION					
		MOBILITY OPERATIONS					
2020a	140	STRATEGIC MOBILITY	197,583	267,033	203,583	6,000	203,583
		Quadruple specialty containers			[6,000]	[6,000]	
		Restoration of prepositioned stocks		[71,750]			
		Logistics Modernization Program		[-2,300]			
2020a	150	ARMY PREPOSITIONING STOCKS	66,594	100,633	66,594		66,594
		Restoration of prepositioned stocks		[34,039]			
2020a	160	INDUSTRIAL PREPAREDNESS	4,700	4,700	4,700		4,700
		TOTAL, BA 02: MOBILIZATION	**268,877**	**372,366**	**274,877**	**6,000**	**274,877**

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		BUDGET ACTIVITY 03: TRAINING AND RECRUITING					
		ACCESSION TRAINING					
2020a	170	OFFICER ACQUISITION	112,359	112,359	112,359		112,359
2020a	180	RECRUIT TRAINING	38,480	38,480	38,480		38,480
2020a	190	ONE STATION UNIT TRAINING	45,827	45,827	45,827		45,827
2020a	200	SENIOR RESERVE OFFICERS TRAINING CORPS	273,430	273,430	273,430		273,430
		BASIC SKILL/ ADVANCE TRAINING					
2020a	210	SPECIALIZED SKILL TRAINING	524,645	524,645	524,645		524,645
2020a	220	FLIGHT TRAINING	637,726	637,726	637,726		637,726
2020a	230	PROFESSIONAL DEVELOPMENT EDUCATION	115,231	116,231	115,231	1,000	116,231
		Leadership for leaders Command and General Staff College		[1,000]		[1,000]	
2020a	240	TRAINING SUPPORT	661,743	665,743	661,743	3,000	664,743
		Live training instrumentation for air and missile defense units		[4,000]		[3,000]	
		RECRUITING/OTHER TRAINING					
2020a	250	RECRUITING AND ADVERTISING	516,857	516,857	516,857		516,857
2020a	260	EXAMINING	130,238	130,238	130,238		130,238
2020a	270	OFF-DUTY AND VOLUNTARY EDUCATION	273,188	273,188	273,188		273,188
2020a	280	CIVILIAN EDUCATION AND TRAINING	136,568	136,568	136,568		136,568
2020a	290	JUNIOR ROTC	148,215	148,575	148,215	360	148,575
		Spirit of America JROTC youth conference		[360]		[360]	
		TOTAL, BA 03: TRAINING AND RECRUITING	**3,614,507**	**3,619,867**	**3,614,507**	**4,360**	**3,618,867**

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SECURITY PROGRAMS					
2020a	300	SECURITY PROGRAMS	782,719	782,719	782,719		782,719
		LOGISTICS OPERATIONS					
2020a	310	SERVICEWIDE TRANSPORTATION	451,070	451,070	451,070		451,070
2020a	320	CENTRAL SUPPLY ACTIVITIES	453,386	453,386	453,386		453,386
2020a	330	LOGISTIC SUPPORT ACTIVITIES	415,582	413,182	415,582		415,582
		Logistics Modernization Program		[-2,400]			
2020a	340	AMMUNITION MANAGEMENT	308,552	306,352	308,552		308,552
		Logistics Modernization Program		[-2,200]			
		SERVICEWIDE SUPPORT					
2020a	350	ADMINISTRATION	701,834	620,713	704,834	-50,000	651,834
		Strategic Management System (non-add)			[30,000]		
		Integrated digital environment pilot program			[3,000]		
		Army operations center headquarters		[-50,000]		[-50,000]	
		Other contracts - excessive growth		[-31,121]			
2020a	360	SERVICEWIDE COMMUNICATIONS	957,811	956,411	957,811	-4,900	952,911
		Future business systems		[-4,900]		[-4,900]	
		Army Knowledge Online disaster recovery		[3,500]			
2020a	370	MANPOWER MANAGEMENT	276,963	276,963	276,963	-3,000	273,963
		National Security Personnel System delayed implementation				[-3,000]	
2020a	380	OTHER PERSONNEL SUPPORT	200,993	200,993	200,993		200,993

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2020a	390	OTHER SERVICE SUPPORT	833,850	818,189	833,850	-17,900	815,950
		Combat readiness center		[-16,161]		[-10,000]	
		Continue holocaust education exhibits		[500]		[500]	
		Public affairs unjustified growth				[-8,400]	
2020a	400	ARMY CLAIMS ACTIVITIES	203,144	203,144	203,144		203,144
2020a	410	REAL ESTATE MANAGEMENT	48,934	48,934	48,934		48,934
		SUPPORT OF OTHER NATIONS					
2020a	420	SUPPORT OF NATO OPERATIONS	310,277	310,277	310,277		310,277
2020a	430	MISC. SUPPORT OF OTHER NATIONS	43,781	43,781	43,781		43,781
		JUDGMENT FUND					
2020a	440	JUDGMENT FUND					
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**5,988,896**	**5,886,114**	**5,991,896**	**-75,800**	**5,913,096**
		Information assurance vulnerability alert cell			3,000	3,000	3,000
		Military to civilian conversions			-50,000	-20,900	-20,900
		Unobligated balances		-100,000	-67,600	-125,000	-125,000
		WCF excess balances			-50,000		
		Connect and join			1,000	1,000	1,000
		VMI military training infrastructure (non-add) (S. Amdt)			[2,900]		
		VMI military training infrastructure				2,900	2,900

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		Peace time training offset				-245,000	-245,000
		Expanded Army early commissioning program				3,000	3,000
		Total Operation and Maintenance, Army	**24,902,380**	**24,920,735**	**24,785,580**	**-486,028**	**24,416,352**
		Operation and Maintenance, Navy					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		AIR OPERATIONS					
1804n	010	MISSION AND OTHER FLIGHT OPERATIONS	3,587,750	3,587,750	3,587,750		3,587,750
1804n	020	FLEET AIR TRAINING	863,788	863,788	863,788		863,788
1804n	030	INTERMEDIATE MAINTENANCE	56,502	56,502	56,502		56,502
1804n	040	AIR OPERATIONS AND SAFETY SUPPORT	121,303	121,303	126,303		121,303
		Long arm high-intensity arc metal halide handheld searchlights			[5,000]		
1804n	050	AIR SYSTEMS SUPPORT	485,830	485,830	485,830		485,830
1804n	060	AIRCRAFT DEPOT MAINTENANCE	902,864	977,864	902,864		902,864
		Unfunded aviation requirements		[75,000]			
1804n	070	AIRCRAFT DEPOT OPERATIONS SUPPORT	144,243	134,243	144,243		144,243
		Navy enterprise resources planning		[-10,000]			
		SHIP OPERATIONS					
1804n	080	MISSION AND OTHER SHIP OPERATIONS	3,166,923	3,290,923	3,170,823	123,500	3,290,423
		Man overboard safety systems install and maintenance		[3,000]	[3,900]	[2,500]	
		Restore ship steaming day reduction		[121,000]		[121,000]	
1804n	090	SHIP OPERATIONS SUPPORT & TRAINING	645,040	645,040	645,040		645,040

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
1804n	100	SHIP DEPOT MAINTENANCE	3,722,690	3,605,690	3,722,690		3,722,690
		Restore ship deferred maintenance		[145,000]			
		Shipyard rate savings - mission funding conversion		[-262,000]			
1804n	110	SHIP DEPOT OPERATIONS SUPPORT	979,341	982,341	979,341		979,341
		Damage Control Inventory Management and Stowage System		[3,000]			
		COMBAT OPERATIONS/SUPPORT					
1804n	120	COMBAT COMMUNICATIONS	318,105	318,105	318,105		318,105
1804n	130	ELECTRONIC WARFARE	52,039	52,039	52,039		52,039
1804n	140	SPACE SYSTEMS AND SURVEILLANCE	164,454	164,454	164,454		164,454
1804n	150	WARFARE TACTICS	356,815	356,815	356,815		356,815
1804n	160	OPERATIONAL METEOROLOGY AND OCEANOGRAPHY	267,193	267,193	267,193		267,193
1804n	170	COMBAT SUPPORT FORCES	1,073,662	1,073,662	1,073,662		1,073,662
1804n	180	EQUIPMENT MAINTENANCE	170,116	173,816	170,116		170,116
		METBENCH Automated Calibration System		[3,700]			
1804n	190	DEPOT OPERATIONS SUPPORT	3,855	3,855	3,855		3,855
		WEAPONS SUPPORT					
1804n	200	CRUISE MISSILE	132,602	132,602	132,602		132,602
1804n	210	FLEET BALLISTIC MISSILE	946,811	946,811	946,811		946,811
1804n	220	IN-SERVICE WEAPONS SYSTEMS SUPPORT	115,230	115,230	115,230		115,230
1804n	230	WEAPONS MAINTENANCE	433,856	433,856	458,856	16,800	450,656
		Mk45 Mod 5" gun depot overhauls			[25,000]	[16,800]	
1804n	240	OTHER WEAPON SYSTEMS SUPPORT	300,901	300,901	300,901		300,901

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		WORKING CAPITAL FUND SUPPORT					
1804n	250	NWCF SUPPORT					
		BASE SUPPORT					
1804n	260	ENTERPRISE INFORMATION	713,421	713,421	713,421		713,421
1804n	270	SUSTAINMENT, RESTORATION AND MODERNIZATION	1,201,313	1,201,313	1,201,313		1,201,313
1804n	280	BASE OPERATING SUPPORT	3,470,443	3,470,443	3,470,443	-25,000	3,445,443
		Base operating support unjustified program growth				[-25,000]	
		TOTAL, BA 01: OPERATING FORCES	**24,397,090**	**24,475,790**	**24,430,990**	**115,300**	**24,512,390**
		BUDGET ACTIVITY 02: MOBILIZATION					
		READY RESERVE AND PREPOSITIONING FORCES					
1804n	290	SHIP PREPOSITIONING AND SURGE	545,607	545,607	545,607		545,607
		ACTIVATIONS/INACTIVATIONS					
1804n	300	AIRCRAFT ACTIVATIONS/INACTIVATIONS	4,626	4,626	4,626		4,626
1804n	310	SHIP ACTIVATIONS/INACTIVATIONS	197,171	205,171	197,171		197,171
		U.S. Navy ship disposal program		[8,000]			
		MOBILIZATION PREPAREDNESS					
1804n	320	FLEET HOSPITAL PROGRAM	30,928	30,928	30,928		30,928
1804n	330	INDUSTRIAL READINESS	1,660	1,660	1,660		1,660

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
1804n	340	COAST GUARD SUPPORT	20,236	20,236	20,236		20,236
		TOTAL, BA 02: MOBILIZATION	**800,228**	**808,228**	**800,228**		**800,228**
		BUDGET ACTIVITY 03: TRAINING AND RECRUITING					
		ACCESSION TRAINING					
1804n	350	OFFICER ACQUISITION	134,960	134,960	134,960		134,960
1804n	360	RECRUIT TRAINING	9,973	9,973	9,973		9,973
1804n	370	RESERVE OFFICERS TRAINING CORPS	105,067	105,067	105,067		105,067
		BASIC SKILLS AND ADVANCED TRAINING					
1804n	380	SPECIALIZED SKILL TRAINING	517,787	517,787	517,787		517,787
1804n	390	FLIGHT TRAINING	425,434	425,434	425,434		425,434
1804n	400	PROFESSIONAL DEVELOPMENT EDUCATION	121,568	122,893	121,568		121,568
		Continue education for childcare providers		[975]			
		Navy National Guard RINGGOLD linguists		[350]			
1804n	410	TRAINING SUPPORT	168,461	168,461	168,461		168,461
		RECRUITING, AND OTHER TRAINING AND EDUCATION					
1804n	420	RECRUITING AND ADVERTISING	245,469	245,769	245,469	300	245,769
		Naval Sea Cadet Corps		[300]		[300]	
1804n	430	OFF-DUTY AND VOLUNTARY EDUCATION	148,588	148,588	148,588		148,588
1804n	440	CIVILIAN EDUCATION AND TRAINING	75,337	75,337	75,337		75,337

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
1804n	450	JUNIOR ROTC	46,649	46,649	46,649		46,649
		TOTAL, BA 03: TRAINING AND RECRUITING	**1,999,293**	**2,000,918**	**1,999,293**	**300**	**1,999,593**
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SERVICEWIDE SUPPORT					
1804n	460	ADMINISTRATION	719,357	682,923	719,357	-9,500	709,857
		FYDP improvement project		[-9,576]		[-9,500]	
		PR -07 / POM -08 planning and analysis		[-3,000]			
		Unjustified growth for HQ staff		[-8,858]			
		Other contract - excessive growth		[-15,000]			
1804n	470	EXTERNAL RELATIONS	3,555	3,555	3,555		3,555
1804n	480	CIVILIAN MANPOWER AND PERSONNEL MANAGEMENT	103,611	103,611	103,611		103,611
1804n	490	MILITARY MANPOWER AND PERSONNEL MANAGEMENT	186,113	186,113	186,113		186,113
1804n	500	OTHER PERSONNEL SUPPORT	274,108	274,108	274,108		274,108
1804n	510	SERVICEWIDE COMMUNICATIONS	798,527	728,527	768,527	-40,000	758,527
		NMCI program management		[-70,000]	[-30,000]	[-40,000]	
1804n	520	MEDICAL ACTIVITIES					
		LOGISTICS OPERATIONS AND TECHNICAL SUPPORT					
1804n	530	SERVICEWIDE TRANSPORTATION	218,575	218,575	218,575		218,575
1804n	540	ENVIRONMENTAL PROGRAMS					
1804n	550	PLANNING, ENGINEERING AND DESIGN	242,607	240,607	242,607	-2,000	240,607
		NAV 2030 vision principles		[-2,000]		[-2,000]	
1804n	560	ACQUISITION AND PROGRAM MANAGEMENT	518,512	518,512	518,512		518,512

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
1804n	570	HULL, MECHANICAL AND ELECTRICAL SUPPORT	58,202	62,202	58,202		58,202
		Flash Detection System		[4,000]			
1804n	580	COMBAT/WEAPONS SYSTEMS	43,143	43,143	43,143		43,143
1804n	590	SPACE AND ELECTRONIC WARFARE SYSTEMS	81,528	81,528	81,528		81,528
		INVESTIGATIONS AND SECURITY PROGRAMS					
1804n	600	NAVAL INVESTIGATIVE SERVICE	391,438	391,438	391,438		391,438
		SUPPORT OF OTHER NATIONS					
1804n	650	INTERNATIONAL HEADQUARTERS AND AGENCIES	10,478	10,478	10,478		10,478
1804n	660	PRESIDENTIAL DRAWDOWN AUTHORITY					
		CANCELLED ACCOUNTS					
1804n	670	CANCELLED ACCOUNT ADJUSTMENTS					
		OTHER PROGRAMS					
1804n	999	OTHER PROGRAMS	484,619	490,619	484,619		484,619
		Trident		[3,000]			
		Special project aircraft		[3,000]			
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**4,134,373**	**4,035,939**	**4,104,373**	**-51,500**	**4,082,873**
		Military to civilian conversions			-40,000		
		Civilian personnel pay in excess of requirements		-96,800	-96,800	-96,800	-96,800

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(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		Unobligated balances		-135,000	-67,300	-67,300	-67,300
		Peace time training offset				-73,345	-73,345
		Total Operation and Maintenance, Navy	**31,330,984**	**31,089,075**	**31,130,784**	**-173,345**	**31,157,639**
		Operation and Maintenance, Marine Corps					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		EXPEDITIONARY FORCES					
1106n	010	OPERATIONAL FORCES	503,462	506,612	536,362	19,500	522,962
		High performance base layers			[4,000]	[2,000]	
		Cold Weather High Performance Layering System		[2,000]	[6,000]	[4,000]	
		Portable Tent Lighting System			[8,400]	[3,000]	
		Individual Water Purification System			[4,500]	[3,500]	
		Ultra Light Camouflage Net System			[6,000]	[3,000]	
		Command Post - large tactical shelters			[4,000]	[1,000]	
		EMI Hardened Fluorescent Stringable Tent Lighting System		[7,000]		[3,000]	
		Redesignation / establishment of unnecessary command structures		[-5,850]			
1106n	020	FIELD LOGISTICS	424,331	424,331	429,331	4,000	428,331
		Corrosion prevention and control			[5,000]	[4,000]	
1106n	030	DEPOT MAINTENANCE	111,210	160,294	111,210		111,210
		Marine Air Traffic Control and Landing System		[9,000]			
		Unfunded requirements in depot maintenance		[40,084]			
1106n	040	BASE SUPPORT					

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(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		USMC PREPOSITIONING					
1106n	050	MARITIME PREPOSITIONING	70,801	80,701	70,801	1,800	72,601
		Maritime prepositioning reconstitution		[9,900]		[1,800]	
1106n	060	NORWAY PREPOSITIONING	5,284	5,284	5,284		5,284
		BASE SUPPORT					
1106n	070	SUSTAINMENT, RESTORATION, & MODERNIZATION	419,418	419,418	419,418		419,418
1106n	080	BASE OPERATING SUPPORT	1,428,003	1,428,003	1,428,003		1,428,003
		TOTAL, BA 01: OPERATING FORCES	**2,962,509**	**3,024,643**	**3,000,409**	**25,300**	**2,987,809**
		BUDGET ACTIVITY 03: TRAINING AND RECRUITING					
		ACCESSION TRAINING					
1106n	090	RECRUIT TRAINING	11,581	13,956	11,581		11,581
		Recruit training support		[2,375]			
1106n	100	OFFICER ACQUISITION	390	390	390		390
		BASIC SKILLS AND ADVANCED TRAINING					
1106n	110	SPECIALIZED SKILL TRAINING	41,130	49,730	41,130		41,130
		Formal school support		[8,600]			
1106n	120	FLIGHT TRAINING	187	187	187		187
1106n	130	PROFESSIONAL DEVELOPMENT EDUCATION	16,476	16,476	16,476		16,476
1106n	140	TRAINING SUPPORT	144,692	169,702	144,692		144,692
		Training support requirements		[25,010]			

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(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		RECRUITING AND OTHER TRAINING EDUCATION					
1106n	150	RECRUITING AND ADVERTISING	108,883	108,883	108,883		108,883
1106n	160	OFF-DUTY AND VOLUNTARY EDUCATION	55,524	55,524	55,524		55,524
1106n	170	JUNIOR ROTC	17,257	17,257	17,257		17,257
		BASE SUPPORT					
1106n	180	SUSTAINMENT, RESTORATION AND MODERNIZATION	50,810	50,810	50,810		50,810
1106n	190	BASE OPERATING SUPPORT	141,242	141,242	141,242		141,242
		TOTAL, BA 03: TRAINING AND RECRUITING	**588,172**	**624,157**	**588,172**		**588,172**
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SERVICEWIDE SUPPORT					
1106n	200	SPECIAL SUPPORT	255,058	255,058	255,058		255,058
1106n	210	SERVICE-WIDE TRANSPORTATION	24,140	24,140	24,140		24,140
1106n	220	ADMINISTRATION	34,266	34,266	34,266		34,266
		CANCELLED ACCOUNT					
1106n	230	CANCELLED ACCOUNT ADJUSTMENT					
		BASE SUPPORT					
1106n	240	SUSTAINMENT, RESTORATION, AND MODERNIZATION	2,913	2,913	2,913		2,913
1106n	250	BASE OPERATING SUPPORT	11,904	11,904	11,904		11,904
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**328,281**	**328,281**	**328,281**		**328,281**

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(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		Military to civilian conversions			-10,000		
		Unobligated balances		-3,000	-1,600	-3,000	-3,000
		Civilian personnel pay in excess of requirements				-37,800	-37,800
		Total Operation and Maintenance, Marine Corps	**3,878,962**	**3,974,081**	**3,905,262**	**-15,500**	**3,863,462**
		Operation and Maintenance, Air Force					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		AIR OPERATIONS					
3400f	010	PRIMARY COMBAT FORCES	4,307,850	4,359,650	4,307,850	2,000	4,309,850
		MBU-20/P oxygen mask with lights		[2,000]		[2,000]	
		B-52 attrition reserve		[49,800]			
3400f	020	PRIMARY COMBAT WEAPONS	281,366	281,366	281,366		281,366
3400f	030	COMBAT ENHANCEMENT FORCES	603,703	633,703	603,703		603,703
		Unjustified transformational efficiencies		[30,000]			
3400f	040	AIR OPERATIONS TRAINING (OJT, MAINTAIN SKILLS)	1,439,196	1,447,196	1,439,296	100	1,439,296
		Joint modular targets and urban CAS site			[100]	[100]	
		Nevada Test and Training Range / Utah Test and Training Range		[8,000]			
3400f	050	COMBAT COMMUNICATIONS	1,619,591	1,659,591	1,619,591		1,619,591
		Unjustified transformational efficiencies		[40,000]			
3400f	070	DEPOT MAINTENANCE	1,943,368	1,943,368	1,944,268		1,943,368
		F-16 supply chain management DMSMS program			[900]		
3400f	080	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	924,187	924,187	924,187		924,187

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(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3400f	090	BASE SUPPORT	2,405,434	2,225,434	2,405,434	-180,000	2,225,434
		Civilian personnel pay in excess of requirements		[-180,000]		[-180,000]	
		COMBAT RELATED OPERATIONS					
3400f	100	GLOBAL C3I AND EARLY WARNING	1,147,409	1,147,409	1,147,409		1,147,409
3400f	110	NAVIGATION/WEATHER SUPPORT	243,878	243,878	243,878		243,878
3400f	120	OTHER COMBAT OPS SPT PROGRAMS	610,059	610,059	610,059		610,059
3400f	130	JCS EXERCISES	29,240	29,240	29,240		29,240
3400f	140	MANAGEMENT/OPERATIONAL HQ	241,730	241,730	241,730		241,730
3400f	150	TACTICAL INTEL AND OTHER SPECIAL ACTIVITIES	350,629	350,629	350,629		350,629
		SPACE OPERATIONS					
3400f	160	LAUNCH FACILITIES	324,467	324,467	324,467		324,467
3400f	170	LAUNCH VEHICLES	59,713	59,713	59,713		59,713
3400f	180	SPACE CONTROL SYSTEMS	255,325	255,325	255,325		255,325
3400f	190	SATELLITE SYSTEMS	81,845	81,845	81,845		81,845
3400f	200	OTHER SPACE OPERATIONS	320,801	310,801	325,301		320,801
		Air Force Space Surveillance System			[4,500]		
		Counter space operations		[-10,000]			
3400f	210	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	133,825	133,825	133,825		133,825
3400f	220	BASE SUPPORT	553,394	553,394	553,394		553,394
		TOTAL, BA 01: OPERATING FORCES	**17,877,010**	**17,816,810**	**17,882,510**	**-177,900**	**17,699,110**

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(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		BUDGET ACTIVITY 02: MOBILIZATION					
		MOBILITY OPERATIONS					
3400f	230	AIRLIFT OPERATIONS	2,948,518	2,948,518	2,948,518		2,948,518
3400f	240	AIRLIFT OPERATIONS C3I	47,313	47,313	47,313		47,313
3400f	250	MOBILIZATION PREPAREDNESS	204,721	204,721	204,721		204,721
3400f	260	PAYMENTS TO TRANSPORTATION BUSINESS AREA	7,134	7,134	7,134		7,134
3400f	270	DEPOT MAINTENANCE	311,703	311,703	311,703		311,703
3400f	280	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	179,242	179,242	179,242		179,242
3400f	290	BASE SUPPORT	560,838	560,838	560,838		560,838
		TOTAL, BA 02: MOBILIZATION	**4,259,469**	**4,259,469**	**4,259,469**		**4,259,469**
		BUDGET ACTIVITY 03: TRAINING AND RECRUITING					
		ACCESSION TRAINING					
3400f	300	OFFICER ACQUISITION	81,429	81,429	81,429		81,429
3400f	310	RECRUIT TRAINING	6,306	6,306	6,306		6,306
3400f	320	RESERVE OFFICERS TRAINING CORPS (ROTC)	95,282	95,282	95,282		95,282
3400f	330	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	43,461	43,461	43,461		43,461
3400f	340	BASE SUPPORT	75,354	75,354	75,354		75,354
		BASIC SKILLS AND ADVANCED TRAINING					
3400f	350	SPECIALIZED SKILL TRAINING	351,352	336,352	351,352		351,352
		Euro NATO jet pilot training		[-10,000]			
		Initial flight screening		[-5,000]			

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(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3400f	360	FLIGHT TRAINING	836,910	836,910	836,910		836,910
3400f	370	PROFESSIONAL DEVELOPMENT EDUCATION	175,225	175,225	175,225		175,225
3400f	380	TRAINING SUPPORT	89,025	91,025	89,025	1,000	90,025
		National Space Studies Center study		[2,000]		[1,000]	
3400f	390	DEPOT MAINTENANCE	12,558	12,558	12,558		12,558
3400f	400	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	134,126	134,126	134,126		134,126
3400f	410	BASE SUPPORT	590,856	590,856	590,856		590,856
		RECRUITING, AND OTHER TRAINING AND EDUCATION					
3400f	420	RECRUITING AND ADVERTISING	133,600	133,600	133,600		133,600
3400f	430	EXAMINING	3,713	3,713	3,713		3,713
3400f	440	OFF-DUTY AND VOLUNTARY EDUCATION	192,847	192,847	200,847		192,847
		Tuition assistance			[8,000]		
3400f	450	CIVILIAN EDUCATION AND TRAINING	115,394	115,394	115,394		115,394
3400f	460	JUNIOR ROTC	60,380	60,380	60,380		60,380
		TOTAL, BA 03: TRAINING AND RECRUITING	**2,997,818**	**2,984,818**	**3,005,818**	**1,000**	**2,998,818**
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		LOGISTICS OPERATIONS					
3400f	470	LOGISTICS OPERATIONS	892,899	892,899	892,899		892,899
3400f	480	TECHNICAL SUPPORT ACTIVITIES	629,064	629,064	629,064		629,064
3400f	490	SERVICEWIDE TRANSPORTATION	176,222	176,222	176,222		176,222
3400f	500	DEPOT MAINTENANCE	47,817	47,817	47,817		47,817
3400f	510	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	252,911	252,911	252,911		252,911

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Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
3400f	520	BASE SUPPORT	993,307	993,307	993,307		993,307
		SERVICEWIDE ACTIVITIES					
3400f	530	ADMINISTRATION	254,311	244,311	254,311		254,311
		Administration - general reduction		[-10,000]			
3400f	540	SERVICE-WIDE COMMUNICATIONS	510,987	510,987	510,987		510,987
3400f	550	PERSONNEL PROGRAMS	222,416	222,416	222,416		222,416
3400f	560	ARMS CONTROL	49,933	49,933	49,933		49,933
3400f	570	OTHER SERVICEWIDE ACTIVITIES	280,473	284,473	280,473	2,000	282,473
		Air Force manufacturing technical assistance production		[4,000]		[2,000]	
3400f	580	OTHER PERSONNEL SUPPORT	37,775	37,775	37,775		37,775
3400f	590	CIVIL AIR PATROL	21,087	21,087	21,087		21,087
3400f	600	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	16,267	16,267	16,267		16,267
3400f	610	BASE SUPPORT	325,670	325,670	325,670		325,670
		SECURITY PROGRAMS					
3400f	620	SECURITY PROGRAMS	1,478,190	1,363,190	1,478,190		1,478,190
		Unjustified growth		[-115,000]			
		SUPPORT TO OTHER NATIONS					
3400f	630	INTERNATIONAL SUPPORT	18,681	18,681	18,681		18,681
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**6,208,010**	**6,087,010**	**6,208,010**	**2,000**	**6,210,010**
		Interoperable communications			10,000	10,000	10,000
		NCR operational enhancements			3,500		

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Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		Consequence management			3,800		
		Military to civilian conversions			-50,000		
		Unobligated balances			-75,000	-100,000	-100,000
		National security space institute			3,000	3,000	3,000
		Other contracts - excessive growth		-50,000			
		Ranch Hand data		850		850	850
		Total Operation and Maintenance, Air Force	**31,342,307**	**31,098,957**	**31,251,107**	**-261,050**	**31,081,257**
		Operation and Maintenance, Defense-wide					
		BUDGET ACTIVITY 1: OPERATING FORCES					
		DEFENSEWIDE ACTIVITIES					
0100d	010	JOINT CHIEFS OF STAFF	582,003	572,003	591,503	4,500	586,503
		Gamma Radiation Detection System			[9,500]	[9,500]	
		JCS - excessive growth		[-10,000]		[-10,000]	
		Combatant Commander's Initiative Fund				[5,000]	
0100d	020	SPECIAL OPERATIONS COMMAND	2,852,620	2,852,620	2,852,620		2,852,620
		TOTAL, BUDGET ACTIVITY 1:	**3,434,623**	**3,424,623**	**3,444,123**	**4,500**	**3,439,123**
		BUDGET ACTIVITY 3: TRAINING AND RECRUITING					
		DEFENSEWIDE ACTIVITIES					
0100d	030	DEFENSE ACQUISITION UNIVERSITY	104,671	104,671	104,671		104,671

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Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		RECRUITING AND OTHER TRAINING EDUCATION					
0100d	040	NATIONAL DEFENSE UNIVERSITY	85,131	85,131	85,131		85,131
		TOTAL, BUDGET ACTIVITY 3:	**189,802**	**189,802**	**189,802**		**189,802**
		BUDGET ACTIVITY 4: ADMIN & SERVICEWIDE ACTIVITIES					
		DEFENSEWIDE ACTIVITIES					
0100d	050	AMERICAN FORCES INFORMATION SERVICE	150,329	150,329	150,329		150,329
0100d	060	CIVIL MILITARY PROGRAMS	106,503	107,503	106,503	1,000	107,503
		Starbase		[1,000]		[1,000]	
0100d	090	DEFENSE BUSINESS TRANSFORMATION AGENCY	179,255	179,255	179,255		179,255
0100d	100	DEFENSE CONTRACT AUDIT AGENCY	391,949	391,949	391,949		391,949
0100d	110	DEFENSE FINANCE AND ACCOUNTING SERVICE	452	452	452		452
0100d	120	DEFENSE INFORMATION SYSTEMS AGENCY	998,618	998,618	998,618		998,618
0100d	140	DEFENSE LEGAL SERVICES	35,538	35,538	35,538		35,538
0100d	150	DEFENSE LOGISTICS AGENCY	297,502	324,322	327,502	19,820	317,322
		Meals ready to eat war reserve stockpile		[5,000]	[30,000]	[5,000]	
		Commercial technologies for maintenance activities (CTMA)		[15,000]		[8,000]	
		Procurement technical assistance program (PTAP)		[6,820]		[6,820]	
0100d	160	DEFENSE POW/MIA OFFICE	16,191	16,191	16,191		16,191
0100d	170	DEFENSE TECHNOLOGY SECURITY AGENCY	21,899	21,899	21,899		21,899
0100d	180	DEFENSE THREAT REDUCTION AGENCY	314,555	314,555	314,555		314,555

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Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
0100d	190	DEPARTMENT OF DEFENSE EDUCATION AGENCY	1,728,851	1,729,051	1,730,351	6,500	1,735,351
		Early childhood education pilot projects			[1,500]	[1,500]	
		Kids voting pilot program		[200]			
		Family support assistance (non-add) (S. Amdt)			[5,000]		
		Family support assistance				[5,000]	
0100d	200	DOD HUMAN RESOURCES ACTIVITY	374,352	374,352	374,352		374,352
0100d	210	DEFENSE CONTRACT MANAGEMENT AGENCY	1,040,297	1,040,297	1,040,297		1,040,297
0100d	220	DEFENSE SECURITY COOPERATION AGENCY	140,472	140,472	140,472		140,472
0100d	230	DEFENSE SECURITY SERVICE	287,059	287,059	287,059		287,059
0100d	250	OFFICE OF ECONOMIC ADJUSTMENT	73,021	78,021	73,021	5,000	78,021
		Port of Corpus Christi military seaport infrastructure		[5,000]		[5,000]	
0100d	260	OFFICE OF THE SECRETARY OF DEFENSE	748,368	745,368	779,368	23,000	771,368
		Readiness and Environmental Protection Initiative (REPI)		[30,000]	[30,000]	[25,000]	
		Information assurance scholarships			[3,000]		
		Militarily critical technologies program (Transfer to RDDW 122)			[-2,000]	[-2,000]	
		Capital security cost share		[-33,000]			
0100d	270	WASHINGTON HEADQUARTERS SERVICE	466,961	452,961	466,961	-14,000	452,961
		WHS - excessive growth		[-14,000]		[-14,000]	
		OTHER PROGRAMS					
0100d	999	OTHER PROGRAMS	9,079,059	9,079,059	9,079,059		9,079,059
		TOTAL, BUDGET ACTIVITY 4:	**16,451,231**	**16,467,251**	**16,513,731**	**41,320**	**16,492,551**
		Armed Forces medical and food research			2,200	2,200	2,200
		OEF/OIF commemoration funding			20,000		

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Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		Institute for National Security Analysis			1,000	1000	1,000
		Military to civilian conversions			-10,000		
		Unobligated balances		-273,113	-54,100	-108,000	-108,000
		Impact Aid		50,000	30,000	35,000	35,000
		Impact Aid for children with severe disabilities			5,000	5,000	5,000
		DLA WCF excess balances			-50,000		
		Citizen soldier support program			5,000	5,000	5,000
		Special assistance to local education agencies			10,000	10,000	10,000
		DOD Supplementary Impact Aid - force structure / relocation		15,000			
		Cold War Medal		2,000			
		Ranch Hand data		200		200	200
		Reading for the Blind for dependents (non-add) (S. Amdt)			[500]		
		Reading for the Blind for dependents				500	500
		Joint advertising, market research and studies (S. Amdt)			10,000	7,500	7,500
		Transportation of remains				14,000	14,000
		Total Operation and Maintenance, Defense-Wide	**20,075,656**	**19,875,763**	**20,116,756**	**18,220**	**20,093,876**
		Operation and Maintenance, Army Reserve					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		LAND FORCES					
2080a	010	DIVISIONS	29,104	29,104	29,104		29,104
2080a	020	CORPS COMBAT FORCES	20,498	20,498	20,498		20,498
2080a	030	CORPS SUPPORT FORCES	288,426	288,426	288,426		288,426

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2080a	040	EAC SUPPORT FORCES	190,481	190,481	190,481		190,481
2080a	050	LAND FORCES OPERATIONS SUPPORT	443,161	443,161	443,161		443,161
		LAND FORCES READINESS					
2080a	060	FORCE READINESS OPERATIONS SUPPORT	187,781	187,781	187,781		187,781
2080a	070	LAND FORCES SYSTEMS READINESS	90,397	90,397	90,397		90,397
2080a	080	LAND FORCES DEPOT MAINTENANCE	131,485	131,485	131,485		131,485
		LAND FORCES READINESS SUPPORT					
2080a	090	BASE OPERATIONS SUPPORT	528,256	528,256	528,256		528,256
2080a	100	FACILITIES SUSTAINMENT, RESTORATION, & MODERNIZATION	215,890	215,890	215,890		215,890
2080a	110	MISCELLANEOUS ACTIVITIES	8,504	8,504	8,504		8,504
		TOTAL, BA 01: OPERATING FORCES	**2,133,983**	**2,133,983**	**2,133,983**		**2,133,983**
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SERVICEWIDE SUPPORT					
2080a	120	ADMINISTRATION	60,096	60,096	60,096		60,096
2080a	130	SERVICEWIDE COMMUNICATIONS	8,852	8,852	8,852		8,852
2080a	140	MANPOWER MANAGEMENT	7,642	7,642	7,642		7,642
2080a	150	RECRUITING AND ADVERTISING	88,629	89,529	88,629		88,629
		Citizen soldier support program		[900]			
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**165,219**	**166,119**	**165,219**		**165,219**

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		Unexplained budget growth			-125,800		
		Cost avoidance for mobilized miltechs			-33,700	-19,700	-19,700
		Unobligated balances				-18,700	-18,700
		Total Operation and Maintenance, Army Reserve	**2,299,202**	**2,300,102**	**2,139,702**	**-38,400**	**2,260,802**
		Operation and Maintenance, Navy Reserve					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		AIR OPERATIONS					
1806n	010	MISSION AND OTHER FLIGHT OPERATIONS	591,126	591,126	591,126		591,126
1806n	020	INTERMEDIATE MAINTENANCE	16,969	16,969	16,969		16,969
1806n	030	AIR OPERATIONS AND SAFETY SUPPORT	2,090	2,090	2,090		2,090
1806n	040	AIRCRAFT DEPOT MAINTENANCE	132,570	132,570	132,570		132,570
1806n	050	AIRCRAFT DEPOT OPERATIONS SUPPORT	387	387	387		387
		SHIP OPERATIONS					
1806n	060	MISSION AND OTHER SHIP OPERATIONS	63,574	63,574	63,574		63,574
1806n	070	SHIP OPERATIONS SUPPORT & TRAINING	554	554	554		554
1806n	080	SHIP DEPOT MAINTENANCE	69,215	69,215	69,215		69,215
1806n	090	SHIP DEPOT OPERATIONS SUPPORT	537	537	537		537
		COMBAT OPERATIONS SUPPORT					
1806n	100	COMBAT COMMUNICATIONS	10,705	10,705	10,705		10,705
1806n	110	COMBAT SUPPORT FORCES	112,300	112,300	112,300		112,300

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(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		WEAPONS SUPPORT					
1806n	120	WEAPONS MAINTENANCE	5,861	5,861	5,861		5,861
		BASE SUPPORT					
1806n	130	ENTERPRISE INFORMATION	105,813	105,813	105,813		105,813
1806n	140	SUSTAINMENT, RESTORATION AND MODERNIZATION	52,136	52,136	52,136		52,136
1806n	150	BASE OPERATING SUPPORT	101,524	101,524	101,524		101,524
		TOTAL, BA 01: OPERATING FORCES	**1,265,361**	**1,265,361**	**1,265,361**		**1,265,361**
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SERVICEWIDE SUPPORT					
1806n	160	ADMINISTRATION	4,712	4,712	4,712		4,712
1806n	170	MILITARY MANPOWER AND PERSONNEL MANAGEMENT	7,828	7,828	7,828		7,828
1806n	180	SERVICEWIDE COMMUNICATIONS	5,392	5,392	5,392		5,392
1806n	190	COMBAT/WEAPONS SYSTEMS	5,074	5,074	5,074		5,074
		CANCELLED ACCOUNTS					
1806n	210	CANCELLED ACCOUNT ADJUSTMENTS					
		OTHER PROGRAMS					
1806n	999	OTHER PROGRAMS	397	397	397		397

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		Unobligated balances				-13,000	-13,000
		Total Operation and Maintenance, Navy Reserve	**1,288,764**	**1,288,764**	**1,288,764**	**-13,000**	**1,275,764**
		Operation and Maintenance, Marine Corps Reserve					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		EXPEDITIONARY FORCES					
1107n	010	OPERATING FORCES	58,038	58,038	58,038		58,038
1107n	020	DEPOT MAINTENANCE	13,714	13,714	13,714		13,714
1107n	030	TRAINING SUPPORT	23,930	23,930	23,930		23,930
		BASE SUPPORT					
1107n	040	SUSTAINMENT, RESTORATION AND MODERNIZATION	9,579	9,579	9,579		9,579
1107n	050	BASE OPERATING SUPPORT	72,971	72,971	72,971		72,971
		TOTAL, BA 01: OPERATING FORCES	**178,232**	**178,232**	**178,232**		**178,232**
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SERVICEWIDE ACTIVITIES					
1107n	060	SPECIAL SUPPORT	12,158	12,158	12,158		12,158
1107n	070	SERVICE-WIDE TRANSPORTATION	814	814	814		814
1107n	080	ADMINISTRATION	8,087	8,087	8,087		8,087
1107n	090	RECRUITING AND ADVERTISING	8,091	8,091	8,091		8,091

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		BASE SUPPORT					
1107n	100	BASE OPERATING SUPPORT	4,529	4,529	4,529		4,529
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**33,679**	**33,679**	**33,679**		**33,679**
		Infantry combat equipment (non-add) (S. Amdt)			[2,500]		
		Individual first aid kit (non-add) (S. Amdt)			[1,500]		
		Individual first aid kit			[1,500]	1,500	1,500
		Unobligated balances				-2,100	-2,100
		Total O&M, Marine Corps Reserve	**211,911**	**211,911**	**211,911**	**-600**	**211,311**
		Operation and Maintenance, Air Force Reserve					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		AIR OPERATIONS					
3740f	010	PRIMARY COMBAT FORCES	1,798,478	1,798,478	1,798,478		1,798,478
3740f	020	MISSION SUPPORT OPERATIONS	89,340	89,340	89,340		89,340
3740f	030	DEPOT MAINTENANCE	373,336	373,336	373,336		373,336
3740f	040	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	59,849	59,849	59,849		59,849
3740f	050	BASE SUPPORT	288,560	288,560	288,560		288,560
		TOTAL, BA 01: OPERATING FORCES	**2,609,563**	**2,609,563**	**2,609,563**		**2,609,563**

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SERVICEWIDE ACTIVITIES					
3740f	060	ADMINISTRATION	67,419	67,419	67,419		67,419
3740f	070	RECRUITING AND ADVERTISING	18,204	18,204	18,204		18,204
3740f	080	MILITARY MANPOWER AND PERS MGMT (ARPC)	21,712	21,712	21,712		21,712
3740f	090	OTHER PERS SUPPORT (DISABILITY COMP)	6,236	6,236	6,236		6,236
3740f	100	AUDIOVISUAL	666	666	666		666
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**114,237**	**114,237**	**114,237**		**114,237**
		Training, test and ferry flying hours			-48,000		
		Cost avoidance for mobilized miltechs			-100,700	-7,100	-7,100
		Unobligated balances				-18,300	-18,300
		Total Operation and Maintenance, Air Force Reserve	**2,723,800**	**2,723,800**	**2,575,100**	**-25,400**	**2,698,400**
		Operation and Maintenance, Army National Guard					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		LAND FORCES					
2065a	010	DIVISIONS	598,935	600,935	598,935	2,000	600,935
		Advanced solar covers		[1,000]		[1,000]	
		Extended Cold Weather Clothing System		[1,000]		[1,000]	
2065a	020	CORPS COMBAT FORCES	560,370	560,370	560,370		560,370

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2065a	030	CORPS SUPPORT FORCES	373,045	373,045	384,545		373,045
		Battlefield mobility enhancers (M-Gators)			[11,500]		
2065a	040	EAC SUPPORT FORCES	642,935	648,935	642,935	5,000	647,935
		Army National Guard battery modernization program		[6,000]		[5,000]	
2065a	050	LAND FORCES OPERATIONS SUPPORT	26,884	26,884	26,884		26,884
		LAND FORCES READINESS					
2065a	060	FORCE READINESS OPERATIONS SUPPORT	225,770	225,770	225,770		225,770
2065a	070	LAND FORCES SYSTEMS READINESS	129,371	129,371	129,371		129,371
2065a	080	LAND FORCES DEPOT MAINTENANCE	351,832	351,832	351,832		351,832
		LAND FORCES READINESS SUPPORT					
2065a	090	BASE OPERATIONS SUPPORT	631,832	631,832	631,832		631,832
2065a	100	FACILITIES SUSTAINMENT, RESTORATION, & MODERNIZATION	387,882	387,882	387,882		387,882
2065a	110	MANAGEMENT AND OPERATIONAL HQ	466,837	488,837	466,837	16,956	483,793
		Homeland Defense Operational Planning System		[10,000]		[8,000]	
		Nationwide dedicated fiber optic network		[2,500]			
		Weapons of mass destruction civil support teams		[9,500]		[8,956]	
2065a	120	MISCELLANEOUS ACTIVITIES	74,500	74,500	77,500	3,000	77,500
		Operator driving simulator			[3,000]	[3,000]	
		Baseline Adjustment for One-Time Increase					
		TOTAL, BA 01: OPERATING FORCES	**4,470,193**	**4,500,193**	**4,484,693**	**26,956**	**4,497,149**

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SERVICEWIDE SUPPORT					
2065a	130	ADMINISTRATION	133,881	133,881	133,881		133,881
2065a	140	SERVICEWIDE COMMUNICATIONS	54,663	54,663	54,663		54,663
2065a	150	MANPOWER MANAGEMENT	53,197	53,197	53,197		53,197
2065a	160	RECRUITING AND ADVERTISING	126,731	127,631	126,731		126,731
		Citizen soldier support program		[900]			
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**368,472**	**369,372**	**368,472**		**368,472**
		WMD CST sustainment training and evaluation program			8,500	2,000	2,000
		WMD CST equipment upgrades			5,000		
		Pilot program on reintegration into civilian life after deployment			6,663		
		Cost avoidance for mobilized miltechs			-15,600	-37,100	-37,100
		Restore funding to support 350K end strength		220,000			
		Unobligated balances				-55,100	-55,100
		Peace through Health Care Initiative (HASC Amdt)		1,000		1,000	1,000
		Total Operation and Maintenance, Army National Guard	**4,838,665**	**5,090,565**	**4,857,728**	**-62,244**	**4,776,421**

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(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		Operation and Maintenance, Air National Guard					
		BUDGET ACTIVITY 01: OPERATING FORCES					
		AIR OPERATIONS					
3840f	010	AIRCRAFT OPERATIONS	3,434,443	3,434,443	3,434,443		3,434,443
3840f	020	MISSION SUPPORT OPERATIONS	512,771	512,771	518,971	4,000	516,771
		Warrior skills and convoy trainer			[6,200]	[4,000]	
3840f	030	DEPOT MAINTENANCE	602,590	602,590	602,590		602,590
3840f	040	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	255,322	255,322	255,322		255,322
3840f	050	BASE SUPPORT	491,218	491,218	491,218		491,218
		TOTAL, BA 01: OPERATING FORCES	**5,296,344**	**5,296,344**	**5,302,544**	**4,000**	**5,300,344**
		BUDGET ACTIVITY 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES					
		SERVICEWIDE ACTIVITIES					
3840f	060	ADMINISTRATION	29,661	29,661	29,661		29,661
3840f	070	RECRUITING AND ADVERTISING	10,012	10,012	10,012		10,012
		TOTAL, BA 04: ADMINISTRATION & SERVICEWIDE ACTIVITIES	**39,673**	**39,673**	**39,673**		**39,673**
		Cost avoidance for mobilized miltechs			-23,500	-6,000	-6,000
		Unobligated balances				-41,500	-41,500
		Total Operation and Maintenance, Air National Guard	**5,336,017**	**5,336,017**	**5,318,717**	**-43,500**	**5,292,517**

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		TRANSFER ACCOUNTS					
0810a	010	ENVIRONMENTAL RESTORATION FUND, ARMY	413,794	413,794	463,794		413,794
		Clean up of UXO at BRAC sites			[50,000]		
0810n	020	ENVIRONMENTAL RESTORATION FUND, NAVY	304,409	304,409	304,409		304,409
0810f	030	ENVIRONMENTAL RESTORATION FUND, AIR FORCE	423,871	423,871	423,871		423,871
0810d	040	ENVIRONMENTAL RESTORATION FUND, DEFENSE	18,431	18,431	18,431		18,431
0811d	050	ENVIRONMENTAL RESTORATION FORMERLY USED SITES	242,790	242,790	282,790	40,000	282,790
		Increased funding			[40,000]	[40,000]	
		TOTAL, O&M, TRANSFER ACCOUNTS	**1,403,295**	**1,403,295**	**1,493,295**	**40,000**	**1,443,295**

Title III - Operation and Maintenance

(Dollars in Thousands)

Account	Line	Program Title	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
		MISCELLANEOUS APPROPRIATIONS					
0104d	060	US COURT OF APPEALS FOR THE ARMED FORCES	11,721	11,721	11,721		11,721
0838d	070	SUPPORT OF INTERNATIONAL SPORTING COMPETITIONS					
0118d	080	OVERSEAS CONTINGENCY OPERATIONS TRANSFER FUND	10,000	10,000	10,000	-10,000	
4965d	090	AFGHAN DEFENSE FORCES					
4965d	100	IRAQ DEFENSE FORCES					
4965d	110	IRAQ INTERIOR FORCES					
4965d	120	IRAQ QUICK RESPONSE					
4965d	130	IRAQ TRAINING FACILITY					
0833d	140	EMERGENCY RESPONSE FUND, DEFENSE					
0833d	150	EMERGENCY RESPONSE FUND, DEFENSE					
0141d	160	IRAQ FREEDOM FUND, DEF					
0819d	170	OVERSEAS HUMANITARIAN, DISASTER AND CIVIC AID	63,204	63,204	63,204		63,204
1236d	180	KAHO'OLAWE					
0134d	190	FORMER SOVIET UNION (FSU) THREAT REDUCTION	372,128	372,128	372,128		372,128
		TOTAL, MISCELLANEOUS	**457,053**	**457,053**	**457,053**	**-10,000**	**447,053**
		TOTAL OPERATION AND MAINTENANCE TITLE:	**130,088,996**	**129,770,118**	**129,531,759**	**-1,070,847**	**129,018,149**

ITEMS OF SPECIAL INTEREST

C–17 maintenance, sustainment, and modernization

The conferees are concerned that the current Air Force plan to perform the long term, non-core maintenance, sustainment, and modernization of the C–17 largely through contractor logistics support may not be providing the warfighter with the most cost-effective solution. The recent Department of Defense Inspector General report entitled ''Procurement Procedures Used for C–17 Globemaster III Sustainment Partnership Total System Support'' concluded that the Air Force did not use appropriate methodology for making the acquisition decision to procure contractor total system support for the C–17 aircraft, and that the Air Force failed to justify this decision with a business case analysis. The conferees believe that a business case analysis that examines the costs and benefits of multiple maintenance, sustainment, and modernization options (e.g. public/private partnerships) for the C–17 aircraft could lead to a new maintenance, sustainment, and modernization strategy for the C–17, which would provide substantial savings in total life cycle cost.

The conferees direct the Comptroller General to perform a review of the Air Force's current plans for a C–17 sustainment business case analysis to include: (1) the scope of the business case analysis, and (2) the appropriateness of the options under consideration. The Comptroller General shall submit a report to the congressional defense committees on the results of the review no later than June 1, 2007.

Disposal of land at Norwalk Defense Fuel Supply Point, Norwalk, California

The conferees note that the Secretary of the Air Force, in consultation with the General Services Administration, has entered into an agreement with the city of Norwalk, California to withhold any activity to convey by public sale the property at the Norwalk Defense Fuel Supply Point in Norwalk, California until no earlier than November 21, 2006, in order to allow the city to prepare an offer for the fair market transfer of the property to the city.

The conferees expect that the Secretary of the Air Force will provide to the city the relevant and material information held by the Air Force related to the known environmental conditions and planned environmental remediation of the site to assist in the preparation of the city's proposal.

Public sale of damaged equipment

The conferees are concerned that the public may not be fully aware of the availability for purchase of damaged and unsalvageable equipment used in Operation Iraqi Freedom and Operation Enduring Freedom. The conferees encourage the military services and the Defense Logistics Agency (DLA) to establish a public awareness campaign that will allow the services and DLA to more aggressively pursue the sale of such equipment that is appropriate for disposal to the public through the disposal process managed by the Defense Reutilization and Marketing Service.

LEGISLATIVE PROVISIONS ADOPTED

Subtitle A—Authorization of Appropriations

Authorization of appropriations (secs. 301–303)

The House bill contained provisions (secs. 301–303) that would authorize fiscal year 2007 funding levels for all operation and maintenance accounts, working capital funds, and other Department of Defense programs, including the Defense Inspector General, the Chemical Demilitarization Program, and the Defense Health Program.

The Senate amendment contained similar provisions (secs. 301–303).

The conference agreement includes these provisions.

Subtitle B—Environmental Provisions

Revision of requirement for unexploded ordnance program manager (sec. 311)

The House bill contained a provision (sec. 311) that would require the Secretary of Defense to designate the unexploded ordnance program manager position required under section 2701(k) of title 10, United States Code, and add research to the list of policy and budget issues that are within the responsibility of the program manger. The provision would also require that the position of program manager be filled by an employee in a position that is equivalent to pay grade 0–6 or above, or a member of the armed forces who is serving in the grade of 0–6 or above. The program manager would be required to report to the Deputy Under Secretary of Defense for Installations and Environment.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

Funding of cooperative agreements under environmental restoration program (sec. 312)

The House bill contained a provision (sec. 314) that would amend section 2701(d)(2) of title 10, United States Code, to allow cooperative agreements entered into for environmental restoration at defense facilities to extend beyond the present 2-year limitation when the agreements are funded out of either the Department of Defense Base Closure Account 1990 or the Department of Defense Base Closure Account 2005.

The Senate amendment contained a similar provision (sec. 334).

The Senate recedes.

Response plan for remediation of unexploded ordnance, discarded military munitions, and munitions constituents (sec. 313)

The Senate amendment contained a provision (sec. 331) that would require the Secretary of Defense to set remediation goals for the cleanup of unexploded ordnance, discarded military munitions, and munitions constituents. Those goals would be to complete, by not later than September 30, 2007, preliminary assessments at all active installations and formerly used defense sites (other than operational ranges); to complete, by not later than September 30, 2010, site inspections at all active installations and formerly used defense sites (other than operational ranges); to achieve, by not later than September 30, 2009, a remedy in place or response complete at all military installations closed or realigned as part of a round of Defense Base Closure and Realignment prior to the 2005 round; and to achieve, by a date certain established by the Secretary of Defense, a remedy in place or response complete at all active installations and formerly used defense sites (other than operational ranges) and all military installations realigned or closed under the 2005 Defense Base Closure and Realignment round.

The provision would also require the Secretary to submit to the congressional defense committees a comprehensive plan for addressing the remediation of unexploded ordnance by March 1, 2007. The Secretary would be required to update this plan not later than March 15 of 2008, 2009, and 2010. The provision would allow the goals established for unexploded ordnance cleanup to be adjusted to respond to unforeseen circumstances as part of the annual update of the plan.

The provision would also require the Secretary to submit a report to the congressional defense committees, not later than March 1, 2007, on the status of efforts of the Department of Defense to achieve agreement with relevant regulatory agencies on appropriate reuse standards or principles related to the remediation of unexploded ordnance, discarded military munitions, and munitions constituents.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Research on effects of ocean disposal of munitions (sec. 314)

The House bill contained a provision (sec. 312) that would require the Secretary of Defense to identify, research, monitor, and provide navigational and safety information on conventional and chemical military munitions disposal sites in the coastal waters of the United States.

The Senate amendment contained a similar provision (sec. 333). The provision would require the Secretary of Defense to review historical records to determine the number, size, and probable locations of disposal sites, and the types of military munitions disposed of at the sites. The Secretary would be required to release periodically to the public and submit annually to Congress the information obtained in this review, including a final report in the annual report to Congress on environmental restoration activities of the Department of Defense for fiscal year 2009. The Secretary would also be required to conduct research on the effects on the ocean environment and those who use it of military munitions disposed of in coastal waters. The provision would further require that if the historical review or the research conducted indicates that contamination is being released at a particular site, or that the site poses a significant public health or safety risk, the Secretary would be required to institute appropriate monitoring mechanisms and report to Congress on any additional measures that may be necessary.

The House recedes with a clarifying amendment.

Reimbursement of Environmental Protection Agency for certain costs in connection with Moses Lake Wellfield Superfund Site, Moses Lake, Washington (sec. 315)

The House bill contained a provision (sec. 313) that would authorize the Secretary of Defense to transfer not more than $111,114.03 to the Moses Lake Wellfield Superfund Site, 10–6J special account, to reimburse the Environmental Protection Agency for costs incurred in overseeing a remedial investigation and feasibility study performed by the Department of the Army.

The Senate amendment contained a similar provision (sec. 335).

The House recedes with a technical amendment.

Transfer of Government-furnished uranium stored at Sequoyah Fuels Corporation, Gore, Oklahoma (sec. 316)

The Senate amendment contained a provision (sec. 3301) that would require the Secretary of the Army to transport to an authorized disposal facility for appropriate disposal all of the Government-furnished uranium in the chemical and physical form in which it is stored at the Sequoyah Fuels Corporation site in Gore, Oklahoma, by not later than March 31, 2007.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Extension of authority to grant exemptions to certain requirements (sec. 317)

The Senate amendment contained a provision (sec. 332) that would authorize the Administrator of the Environmental Protection

Agency to grant an exemption for up to 3 years to the Secretary of Defense and the Secretaries of the military departments to transport polychlorinated biphenyls generated by, or under the control of, the Department of Defense into the United States for purposes of their disposal, treatment, or storage.

The House bill contained no similar provision.

The House recedes with an amendment that would authorize the Administrator of the Environmental Protection Agency to extend an exemption that has not yet expired for a period not to exceed 60 days for the purpose of authorizing the Secretary of Defense and the Secretaries of the military departments to provide for the transportation into the United States of polychlorinated biphenyls generated by, or under the control of, the Department for the purposes of their disposal, treatment, or storage, if those polychlorinated biphenyls are already in transit.

National Academy of Sciences study on human exposure to contaminated drinking water at Camp Lejeune, North Carolina (sec. 318)

The Senate amendment contained a provision (sec. 352) that would require the Secretary of the Navy to enter into an agreement with the National Academy of Sciences to conduct a comprehensive review and evaluation of the available scientific and medical evidence regarding associations between prenatal, child, and adult exposure to drinking water contaminated with trichloroethylene and tetrachloroethylene at Camp Lejeune, North Carolina, as well as exposures to levels of trichloroethylene and tetrachloroethylene similar to those experienced at Camp Lejeune, and birth defects or diseases and any other adverse health effects. The provision would also require that, upon completion of the current epidemiological study by the Agency for Toxic Substances Disease Registry, the Commandant of the Marine Corps take appropriate actions, including use of national media, to notify former Camp Lejeune residents and employees who may have been exposed to contaminated drinking water at Camp Lejeune of the results of the study.

The House bill contained no similar provision.

The House recedes.

Subtitle C—Program Requirements, Restrictions, and Limitations

Limitation on financial management improvement and audit initiatives within the Department of Defense (sec. 321)

The Senate amendment contained a provision (sec. 313) that would prohibit the Secretary of Defense from obligating any funds for activities related to the Department of Defense financial management improvement effort until the Secretary submits to the congressional defense committees a written determination that each activity proposed to be funded is consistent with the financial management improvement plan of the Department and likely to improve internal controls or otherwise result in sustained improvements in the ability of the Department to produce timely, reliable, and complete financial management information.

The House bill contained no similar provision.

The House recedes.

Funds for exhibits for the national museums of the Armed Forces (sec. 322)

The Senate amendment contained a provision (sec. 312) that would make $3.0 million of the amounts appropriated to each of the armed force operation and maintenance accounts available to each Secretary of a military department for education and training purposes to acquire, install, and maintain exhibits at each facility designated by the Secretary concerned as the national museum for each armed force.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Prioritization of funds for equipment readiness and strategic capability (sec. 323)

The House bill contained a provision (sec. 346) that would require the Secretary of the Army to fully fund the reset of equipment used in the global war on terrorism, the fulfillment of equipment requirements for units transforming to modularity, and the reconstitution of prepositioned stocks. The provision would also require the Secretary to submit to the congressional defense committees an annual report containing information on these funding priorities. The provision would limit to $2.85 billion the funds to be appropriated annually for the Future Combat Systems (FCS) until these funding priorities have been met.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of Defense to ensure that financial resources are provided to enable the Secretary of each military department to meet its requirements for repair, recapitalization, and replacement of equipment used in the global war on terrorism. The amendment would also require the Secretary of Defense to ensure financial resources are provided to the Secretary of the Army to meet the Army's requirements for transforming to a modular force and reconstituting the equipment and materiel in Army prepositioned stocks. The amendment would further require the Secretary of Defense to submit, as part of the normal budget justification materials, detailed information regarding the repair, recapitalization, or replacement of equipment used in the global war on terror, the Army's transformation to a modular force, and the reconstitution of equipment and materiel in Army prepositioned stocks. The amendment would require an annual report to the congressional defense committees from the Secretary of the Army on the Army's progress in meeting the above requirements, and a report from the Comptroller General to the congressional defense committees containing an assessment of the Army's progress in meeting the above requirements.

Limitation on deployment of Marine Corps Total Force System to Navy (sec. 324)

The conferees agree to include a provision that would prohibit the expenditure of any funds for the development or modernization of Navy and Marine Corps manpower, personnel, and pay information technology systems for the application of the Marine Corps Total Force Systems (MCTFS) or any derivative system to the Navy until several conditions have been met. The provision would require the Secretary of the Navy to prepare an analysis of alternatives, comparing MCTFS to the Defense Integrated Military Human Resources System; a business case analysis; and an analysis of compatibility of MCTFS with the enterprise architecture of the Department of Defense. The provision would require the Government Accountability Office to conduct a review of the Navy reports within 90 days of receipt of the reports and provide a written assessment to the congressional defense committees and to the Chairman of the Defense Business Systems Management Committee (DBSMC). The provision would require that, no sooner than 120 days after receiving the Navy's reports, the Chairman of the DBSMC determine in writing to the congressional defense committees whether it is in the best interests of the Department to apply MCTFS to the Navy.

Subtitle D—Workplace and Depot Issues

Permanent exclusion of certain contract expenditures from percentage limitation on the performance of depot-level maintenance (sec. 331)

The House bill contained a provision (sec. 321) that would extend for 5 years the authority to exclude amounts expended for the performance of depot-level maintenance workload by nonfederal government personnel at a Center of Industrial and Technical Excellence from the percentage limitation in section 2466(a) of title 10, United States Code, if the personnel performing the work are provided pursuant to a public-private partnership.

The Senate amendment contained a similar provision (sec. 362) that would extend the exclusion indefinitely.

The House recedes with an amendment that would move the reporting requirement contained in section 2474(f) of title 10, United States Code, to section 2466(e) of title 10, United States Code. The amendment would also add an element to that report and remove the requirement for a Comptroller General review of that report.

Minimum capital investment for certain depots (sec. 332)

The House bill contained a provision (sec. 322) that would require the Secretary of the Air Force to invest a minimum of 6 percent of the total revenue of the Air Force depots in the capital investment budget to improve or sustain depot maintenance facilities, equipment, or processes.

The Senate amendment contained a similar provision (sec. 361). The provision would require a public depot that utilizes a working capital fund to invest, at a minimum, 6 percent of the actual total revenues from the previous year for capital investment within that depot.

The Senate recedes with an amendment that would require all military departments to invest, at a minimum, 6 percent of average total revenues over the previous 3 years in their public depots for infrastructure, equipment, and process improvements. The Departments of the Army and Navy would only be required to invest at a minimum 4 percent in fiscal year 2007 and 5 percent in fiscal year 2008, before rising to 6 percent per fiscal year thereafter. The amendment would provide for a waiver authority for the Secretary of Defense if the Secretary determines that the waiver is necessary for reasons of national security and notifies the congressional defense committees.

For the purposes of this provision, investment shall include those funds spent on the construction, addition, recapitalization, improvement, restoration, or modernization of depot infrastructure, equipment, and process improvements in direct support of depot operations. Other facility investments (i.e. installation and military community support facilities, utility infrastructure, and investment in facilities supporting other missions and functions of the installation) made at the same location as the depot facilities, but not in direct support of depot maintenance operations, shall not count toward the minimum investment requirement.

The amendment would also require the military departments to report to the congressional defense committees on the level and type of investment, and a long-term depot maintenance facilities strategy.

Extension of temporary authority for contractor performance of security guard functions (sec. 333)

The House bill contained a provision (sec. 323) that would extend the temporary authority to contract for increased performance of security guard functions. The authority would expire at the end of fiscal year

2008. This section would require a report on implementation of the recommendations of a Government Accountability Office report on contractor security guards.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would change the expiration date of the authority to contract for security guard functions until the end of fiscal year 2009. The amendment would also require that the total number of personnel employed under such contracts in fiscal year 2007 be no more than the total employed on October 1, 2006. The total number of personnel employed would be further limited in fiscal year 2008 to 90 percent of the number employed on October 1, 2006, and 80 percent of that number in fiscal year 2009.

Subtitle E—Reports

Report on Navy Fleet Response Plan (sec. 341)

The House bill contained a provision (sec. 332) that would require the Secretary of the Navy to submit a report on the Navy Fleet Response Plan. The provision would also require the Comptroller General to submit a review of the Secretary's report. The provision would postpone the expansion of the Fleet Response Plan beyond the carrier strike groups until October 1, 2007.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would change some of the required elements of the two reports, change the date the Comptroller General's report is due, and change the limitation date on expansion of the Fleet Response Plan beyond carrier strike groups.

Report on Navy surface ship rotational crew programs (sec. 342)

The House bill contained a provision (sec. 333) that would require the Secretary of the Navy to submit a report on ship rotational crew experiments. The provision would also require the Comptroller General to submit an assessment of the Secretary of Navy's report and require the Director of the Congressional Budget Office to submit a report on the long-term benefits and costs of surface ship crew rotational programs. The provision would postpone the implementation of any new surface ship rotational crew experiment or program until October 1, 2009.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would allow the ongoing crew rotation program for mine countermeasure ships and allow the Navy to employ two crews per ship for the first four Littoral Combat Ships.

Report on Army live-fire ranges in Hawaii (sec. 343)

The House bill contained a provision (sec. 334) that would require the Secretary of the Army to submit a report to Congress on the adequacy of live-fire training facilities in the state of Hawaii.

The Senate amendment contained no similar provision.

The Senate recedes.

Comptroller General report on joint standards and protocols for access control systems at Department of Defense installations (sec. 344)

The House bill contained a provision (sec. 335) that would require the Comptroller General to submit a report on joint standards and protocols for access control systems at Department of Defense installations.

The Senate amendment contained no similar provision.

The Senate recedes.

Comptroller General report on readiness of Army and Marine Corps ground forces (sec. 345)

The Senate amendment contained a provision (sec. 351) that would require the Comptroller General to submit a report, not later than March 1, 2007, to the congressional defense committees on the readiness of Army and Marine Corps ground forces.

The House bill contained no similar provision.

The House recedes with an amendment that would change the deadline of the report to June 1, 2007, and require the report to be submitted to the Committees on Armed Services of the Senate and the House of Representatives.

Report on Air Force safety requirements for Air Force flight training operations at Pueblo Memorial Airport, Colorado (sec. 346)

The Senate amendment contained a provision (sec. 360) that would require the Secretary of the Air Force to submit to the congressional defense committees a report, not later than February 15, 2007, on Air Force flight safety requirements at Pueblo Memorial Airport, Colorado.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary to include in the report a description of the funding of fire-fighting and crash rescue support through the execution of a services contract for the Initial Flight Screening program.

Annual report on Personnel Security Investigations for Industry and National Industrial Security Program (sec. 347)

The House bill contained provisions (secs. 336 and 1041) that would address personnel security investigations. Section 336 would require the Secretary of Defense to provide a report to Congress on the status of industry personnel security clearances granted between October 1, 1999, and September 30, 2006. The provision would require that the initial report be followed by semi-annual updates, including a certification by the Secretary concerning improvements to the personnel security clearance investigation process. Section 1041 would prohibit the Department of Defense from allowing a security clearance that is pending renewal to expire unless the Secretary certifies to Congress that the Defense Security Service is fully funded, continuing to accept requests from industry, and has taken steps to eliminate its backlog of requests.

The Senate amendment contained no similar provisions.

The Senate recedes with an amendment that would require the Secretary to provide an annual report on the status of industry security clearances with the submission of the President's annual budget request. The amendment would also require a report by the Comptroller General on the status and cost of industry security clearance investigations conducted between October 1, 1999, and September 30, 2006, as well as the Department's progress in achieving improvements to the personnel security investigations program.

Five-year extension of annual report on training range sustainment plan and training range inventory (sec. 348)

The Senate amendment contained a provision (sec. 353) that would express the sense of Congress that the Department of Defense should establish a policy to identify military aerial training areas, determine aerial training airspace requirements to meet future training needs, and undertake necessary actions to preserve and, if necessary, expand those areas of airspace needed for training requirements. The provision would also require the Secretary of Defense to submit a report to the congressional defense committees setting forth a plan to meet the Department's airspace needs through 2025.

The House bill contained no similar provision.

The House recedes with an amendment that would extend for 5 years the annual report on the Department's training range sustainment plan and training range inventory required by section 366 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107–314). The amendment would also extend the period for the Comptroller General's review of the report from 60 days to 90 days.

The conferees note that the Comptroller General's most recent assessment of the Secretary's annual report stated that, once again, the report did not include an assessment of current and future training range requirements or an evaluation of the adequacy of resources to meet current and future training requirements, even though specifically required to do so by current law.

The conferees also note, with great concern, that this assessment also indicates that some of the requirements of section 366 have not been met because Department officials consider them overly burdensome or impractical. If the Department believes that it cannot comply with some requirements of the law, or that the requirement is overly burdensome, the conferees expect the Department to ask Congress to modify the appropriate portion of the law, not to ignore the requirements of the law.

The conferees are aware of the increasing pressure on our training ranges. Urban development around many installations in some cases has resulted in restrictions on nighttime training. The growth of commercial and general aviation has put increasing pressure on current aviation training ranges and limits the possibility of expansion of those training areas in the future. Increasing capability and range of both ground and aviation systems increases the likelihood that range requirements may increase in the future.

Therefore, the conferees extend the annual reporting requirement for an additional 5 years and expect that all future reports will fully comply with the requirements specified in section 366.

Reports on withdrawal or diversion of equipment from reserve units for support of reserve units being mobilized and other units (sec. 349)

The Senate amendment contained a provision (sec. 355) that would require the Secretaries of the military departments to submit a report to the Secretary of Defense not later than 90 days after the withdrawal or diversion of equipment from a unit of the reserve component to a unit of the active or reserve component to meet mission requirements. The report would contain a plan to replace or recapitalize withdrawn or diverted equipment and a signed Memorandum of Understanding between the reserve component unit from which equipment was withdrawn or diverted and the active or reserve component unit that received the withdrawn or diverted equipment that specifies how the equipment will be tracked and the expected replacement date of the withdrawn or diverted equipment.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary of Defense to submit quarterly reports to the congressional defense committees on the withdrawal or diversion of equipment from a unit of the reserve component to a unit of the active or reserve component.

Subtitle F—Other Matters

Department of Defense strategic policy on prepositioning of materiel and equipment (sec. 351)

The House bill contained a provision (sec. 341) that would require the Secretary of Defense to establish a comprehensive approach

to Department of Defense prepositioning programs. The provision would also limit the diversion of materiel and equipment from prepositioned stocks.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would add the requirements of combatant commands as a factor to be considered when creating the policy on prepositioning programs, and would also add the provision of humanitarian assistance as an authorized purpose for diversion of materiel and equipment from prepositioned stocks.

It is the conferees' intent that any prepositioning policy created in accordance with this provision shall contain guidance regarding how quickly prepositioned equipment sets must be reconstituted when they have been used for contingency or humanitarian operations.

Authority to make Department of Defense horses available for adoption (sec.

352)

The House bill contained a provision (sec. 342) that would amend section 2583 of title 10, United States Code, to include horses owned by the Department of Defense.

The Senate amendment contained no similar provision.

The Senate recedes.

Sale and use of proceeds of recyclable munitions materials (sec. 353)

The House bill contained a provision (sec. 343) that would authorize the Secretary of the Army to establish a program to sell recyclable materials resulting from the demilitarization of conventional military munitions. The proceeds from the sales would be available to the Army for reclamation, recycling, and reuse of conventional military munitions.

The Senate amendment contained a similar provision (sec. 371).

The Senate recedes with a technical amendment.

Recovery and transfer to Corporation for the Promotion of Rifle Practice and Firearms Safety of certain firearms, ammunition, and parts granted to foreign countries (sec. 354)

The Senate amendment contained a provision (sec. 379) that would allow the Secretary of the Army to recover rifles, ammunition, repair parts, and other supplies from a country who had received those items under the Foreign Assistance Act of 1961 (22 U.S.C. 2314), when those items are excess to the needs of that country. The recovered rifles, ammunition, repair parts, and other supplies would be available for transfer to the Corporation for the Promotion of Rifle Practice and Firearms Safety.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Extension of Department of Defense telecommunications benefit program (sec. 355)

The Senate amendment contained a provision (sec. 373) that would extend the authorization for the Department of Defense telecommunications benefit from September 30, 2006, to 60 days after the date on which the Secretary of Defense has declared that a contingency operation has ended. The provision would also authorize the Secretary to extend the telecommunications benefit to members who remain hospitalized as a result of wounds or injuries incurred while serving in support of a contingency operation.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Extension of availability of funds for commemoration of success of the Armed Forces in Operation Enduring Freedom and Operation Iraqi Freedom (sec. 356)

The Senate amendment contained a provision (sec. 374) that would amend section 378(b)(2) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) to extend the authority for commemoration of success of the armed forces in Operation Enduring Freedom and Operation Iraqi Freedom through fiscal year 2007.

The House bill contained no similar provision.

The House recedes.

Capital security cost sharing (sec. 357)

The House bill contained a provision (sec. 344) that would require the Secretary of Defense to provide to the congressional defense committees an annual accounting of Department of Defense overseas staffing levels, and to reconcile that accounting with the cost-sharing fees levied by the Secretary of State, in accordance with section 629(e)(1) of the Consolidated Appropriations Act, 2005 (Public Law 108–447).

The Senate amendment contained no similar provision.

The Senate recedes.

Utilization of fuel cells as back-up power systems in Department of Defense operations (sec. 358)

The Senate amendment contained a provision (sec. 377) that would require the Secretary of Defense to consider the use of fuel cells as replacements for current back-up power systems.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary to also consider the use of fuel cells in individual equipment items.

Improving Department of Defense support for civil authorities (sec. 359)

The Senate amendment contained a provision (sec. 378) that would authorize the Secretary of Defense to preposition prepackaged or preidentified basic response assets such as medical supplies, food, water, and communications equipment in order to improve the ability of the Department of Defense to rapidly respond to requests for support from civilian authorities, and would require that the Department be reimbursed for the cost of such activities.

The House bill contained no similar provision.

The House recedes with an amendment that would authorize the Secretary of Defense to consult with the Secretary of Homeland Security in the development of concept plans to support civilian authorities.

Energy efficiency in weapons platforms (sec. 360)

The Senate amendment contained a provision (sec. 375) that would establish a policy for the Department of Defense to improve the fuel efficiency of weapons platforms, consistent with mission requirements. The provision would also require a report from the Secretary of Defense regarding the progress in implementing that policy.

The House bill contained no similar provision.

The House recedes.

Prioritization of funds within Navy mission operations, ship maintenance, combat support forces, and weapons system support (sec. 361)

The House bill contained a provision (sec. 345) that would require the Secretary of the Navy to ensure that 100 percent of the requirements for steaming days per quarter for deployed and non-deployed ship operations and 100 percent of the projected ship and air depot maintenance workload are funded before Navy operation and maintenance funds may be expended for the Navy Expeditionary Combat Command. The provision would also require the Secretary of the Navy to submit a report with the annual budget request certifying that these requirements are fully funded.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would express the sense of Congress that the Secretary of Defense should ensure sufficient funds are provided to support the critical training and depot maintenance necessary for the Navy to support the National Military Strategy. The amendment would also require a certification from the Secretary of Defense that the Navy has budgeted to fully meet their requirements for ship steaming days per quarter and for projected aviation and ship depot maintenance requirements. The amendment would limit the obligation of funds to no more than 80 percent of the total funds in Operation and Maintenance, Defense-wide, for the Office of the Secretary of Defense, until that certification has been submitted. The amendment would further require the Secretary of the Navy to submit two reports to the congressional defense committees. The first is an annual report regarding the progress towards the above requirements and the second is a report on the Riverine Squadrons of the Navy.

Provision of adequate storage space to secure personal property outside of assigned military family housing unit (sec. 362)

The conferees agree to include a provision that would require the Secretary of a military department to provide, under certain conditions, a means for the storage of certain personal possessions belonging to military members residing in family housing who are assigned to a family-restricted area for a period greater than 180 days.

Expansion of payment of replacement value of personal property damaged during transport at Government expense (sec. 363)

The House bill contained a provision (sec. 1102) that would amend section 2636a of title 10, United States Code, to authorize contracting for full replacement value coverage for household goods of civilian employees of the Department of Defense damaged or lost during transportation at government expense.

The Senate amendment contained a provision (sec. 631) that would amend section 2636a of title 10, United States Code, to require the Secretary of Defense, not later than March 1, 2008, to include in contracts for the transportation of baggage and household effects for both military members and civilian employees a clause requiring carriers to pay the full replacement value for loss or damage. The provision would also require certain certifications by the Secretary about the Families First program and a review and assessment by the General Accountability Office on December 1, 2006, and June 1, 2007, respectively, of the progress of the Department in implementing the Families First program.

The House recedes.

LEGISLATIVE PROVISIONS NOT ADOPTED

Limitation on availability of funds for the Army Logistics Modernization Program

The Senate amendment contained a provision (sec. 311) that would prohibit the expenditure of any funds for continuing the Army Logistics Modernization Program until the Secretary of Defense certifies that the program has adequately addressed its many shortcomings.

The House bill contained no similar provision.

The Senate recedes.

Limitation on availability of operation and maintenance funds for the management headquarters of the Defense Information Systems Agency

The Senate amendment contained a provision (sec. 314) that would restrict funds authorized to be appropriated for the operation and maintenance of the management headquarters of the Defense Information Systems Agency until the Secretary of Defense submits a report to the congressional defense committees on the acquisition strategy of the Department of Defense for commercial satellite services.

The House bill contained no similar provision.

The Senate recedes.

Analysis and report regarding contamination and remediation responsibility for Norwalk Defense Fuel Supply Point, Norwalk, California

The House bill contained a provision (sec. 315) that would require the Secretary of the Air Force to report to Congress not later than January 30, 2007, on matters related to contamination and remediation of property at the Norwalk Defense Fuel Supply Point in Norwalk, California. This provision would also prohibit the Secretary of the Air Force from conveying the property before pursuing a fair market value transfer of the property to the City of Norwalk, submitting the required report, and providing an explanation of why efforts to transfer the property to the city have not been successful.

The Senate amendment contained no similar provision.

The House recedes.

Report regarding scope of perchlorate contamination at Formerly Used Defense Sites

The House bill contained a provision (sec. 316) that would require the Secretary of Defense to submit to Congress a report containing the results of a study of the scope of perchlorate contamination at Formerly Used Defense Sites, including identification of military installations or contractors that may have stored perchlorate or products containing perchlorate.

The Senate amendment contained no similar provision.

The House recedes.

Infantry combat equipment

The Senate amendment contained a provision (sec. 316) that would authorize $2.5 million in Operation and Maintenance, Marine Corps Reserve for infantry combat equipment.

The House bill contained no similar provision.

The Senate recedes.

The conference outcome is reflected in the tables of this report in Operation and Maintenance, Marine Corps Reserve.

Individual First Aid Kit

The Senate amendment contained a provision (sec. 317) that would authorize $1.5 million in Operation and Maintenance, Marine Corps Reserve for the Individual First Aid Kit.

The House bill contained no similar provision.

The Senate recedes.

The conference outcome is reflected in the tables of this report in Operation and Maintenance, Marine Corps Reserve.

Reading for the Blind and Dyslexic program of the Department of Defense

The Senate amendment contained a provision (sec. 318) that would authorize $500,000 in Operation and Maintenance, Defense-wide, for the Reading for the Blind and Dyslexic program of the Department of Defense for severely wounded or injured members of the Armed Forces.

The House bill contained no similar provision.

The Senate recedes.

The conference outcome is reflected in the tables of this report.

Military training infrastructure improvements at Virginia Military Institute

The Senate amendment contained a provision (sec. 319) that would make $2.9 million from Operation and Maintenance, Army (OMA), available to the Virginia Military Institute for military training infrastructure improvements.

The House bill contained no similar provision.

The Senate recedes.

However, the conferees agree to authorize an increase of $2.9 million in OMA for the Virginia Military Institute for military training infrastructure improvements to provide adequate field training of all Armed Forces Reserve Officer Training Corps. The conference agreement is reflected in the tables of this report.

Environmental documentation for beddown of F–22A aircraft at Holloman Air Force Base, New Mexico

The Senate amendment contained a provision (sec. 320) that would require the Secretary of the Air Force to prepare environmental documentation for the beddown of F–22A aircraft at Holloman Air Force Base, New Mexico.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that the Air Force is conducting the environmental compliance documentation under the requirements of the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) to support the beddown of the F–22A aircraft at Holloman Air Force Base, New Mexico, and urge the Air Force to expeditiously complete such requirements.

Report on CH–47 helicopter reset

The House bill contained a provision (sec. 324) that would require a report from the Secretary of the Army regarding reset of all CH–47 helicopters in the Army inventory.

The Senate amendment contained no similar provision.

The House recedes.

Report on nuclear attack submarine depot maintenance

The House bill contained a provision (sec. 331) that would require the Secretary of the Navy to submit a report on criteria used when a nuclear attack submarine is sent for maintenance to a facility other than a facility located at the homeport of the submarine.

The Senate amendment contained no similar provision.

The House recedes.

The conferees direct the Secretary of the Navy to provide to the Committees on Armed Services of the Senate and the House of Representatives the formal directive or guidance for nuclear attack submarine maintenance once it is completed.

Report on actions to reduce Department of Defense consumption of petroleum-based fuel

The Senate amendment contained a provision (sec. 354) that would require the Secretary of Defense to report on the actions taken, and to be taken, by the Department of Defense to reduce the consumption of petroleum-based fuels.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that the implementation of current legislation and regulatory guidance should facilitate reduction of petroleum-based fuels by the Department. Therefore, the conferees direct the Secretary to submit a report, not later than September 1, 2007, to the Committees on Armed Services of the Senate and the House of Representatives on the status of implementation by the Department of the requirements contained in the following:

(1) Energy Policy Act of 2005 (Public Law 109–58);

(2) Energy Policy Act of 1992 (Public Law 102–486);

(3) Executive Order 13123;

(4) Executive Order 13149; and

(5) other regulations or directions relating to the Department's consumption of petroleum-based fuels.

Furthermore, the conferees are concerned that although Flexible Fuel Vehicles (FFVs) are being introduced into the Department's vehicle inventory, little reduction in petroleum-based fuel is being realized because operators continue to fuel the FFVs with gasoline rather than E85 (85 percent ethanol with 15 percent gasoline) or M85 (85 percent methanol and 15 percent gasoline). Therefore, the conferees direct the Secretary to include in the report an analysis of the reduction of petroleum-based fuels since introduction of FFVs into the inventory and an assessment of how the Department might increase the consumption of E85 or M85 in FFVs.

Plan to replace equipment withdrawn or diverted from the reserve components of the Armed Forces for Operation Iraqi Freedom or Operation Enduring Freedom

The Senate amendment contained identical provisions (secs. 356–357) that would require the Secretary of Defense to submit to the congressional defense committees a plan to replace equipment withdrawn or diverted from units of the reserve components of the Armed Forces for use in Operation Iraqi Freedom or Operation Enduring Freedom.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that the reporting requirements of these provisions are incorporated elsewhere in this report.

Report on High Altitude Aviation Training Site, Eagle County, Colorado

The Senate amendment contained a provision (sec. 359) that would require a report from the Secretary of the Army on the High Altitude Aviation Training Site (HAATS) in Eagle County, Colorado.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that a similar reporting requirement already exists in the House Report accompanying H.R. 5122 (H. Rept. 109–452) of the G.V. 'Sonny' Montgomery National Defense Authorization Act for Fiscal Year 2007.

Report on use of alternative fuels by the Department of Defense

The Senate amendment contained a provision (sec. 360A) that would require the Secretary of Defense to conduct a study on the use of alternative fuels by the Armed Forces and the defense agencies.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that section 357 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) requires a study on the use of biodiesel and ethanol fuels containing at least 85 percent ethyl alcohol. The conferees direct the Secretary of Defense to conduct a supplementary study

that would address each of the elements set forth in paragraphs (1) through (7) of section 357(b) for the following alternative fuels: biofuels other than biodiesel, renewable diesel, ethanol that contains less than 85 percent ethyl alcohol, cellulosic ethanol, and synthetic hydrocarbon-based fuels. The Secretary shall submit a report on the results of such a study not later than 180 days after the date of the enactment of this Act. The report may be incorporated into, or provided as an annex to, the study required by section 357(c).

Additional exception to prohibition on contractor performance of firefighting functions

The Senate amendment contained a provision (sec. 363) that would provide an exception to the prohibition on contracting for the performance of certain firefighting functions on military installations or facilities.

The House bill contained no similar provision.

The Senate recedes.

Temporary security guard services for certain work caused by realignment of military installations under the base closure laws

The Senate amendment contained a provision (sec. 364) that would allow a military department to contract for security-guard services at installations being realigned under the base closure laws.

The House bill contained no similar provision.

The Senate recedes.

Joint Advertising, Market Research, and Studies Program

The Senate amendment contained a provision (sec. 1416) that would authorize $10.0 million in Operation and Maintenance, Defense-wide for the Joint Advertising, Market Research, and Studies program.

The House bill contained no similar provision.

The Senate recedes.

The conference outcome is reflected in the tables of this report in Operation and Maintenance, Defense-wide.

TITLE IV—MILITARY PERSONNEL AUTHORIZATIONS

LEGISLATIVE PROVISIONS ADOPTED

Subtitle A—Active Forces

End strengths for active forces (sec. 401)

The House bill contained a provision (sec. 401) that would authorize the following end strengths for active-duty personnel of the armed forces as of September 30, 2007: Army, 512,400; Navy, 340,700; Marine Corps, 180,000; and Air Force, 334,200.

The Senate amendment contained a similar provision (sec. 401).

The Senate recedes.

The conferees recommend end strength levels for active forces for fiscal year 2007 as set forth in the following table:

Service	FY 2006 authorized	FY 2007		Change from	
		Request	Conferee recommendation	FY 2007 request	FY 2006 authorized
Army	512,400	482,400	512,400	30,000	0
Navy	352,700	340,700	340,700	0	-12,000
Marine Corps	179,000	175,000	180,000	5,000	1,000
Air Force	357,400	334,200	334,200	0	-23,200
DoD Total	1,401,500	1,332,300	1,367,300	35,000	-34,200

Revision in permanent active duty end strength minimum levels (sec. 402)

The House bill contained a provision (sec. 402) that would establish new minimum active duty end strengths for the Army, Navy, Marine Corps, and Air Force as of September 30, 2007.

The Senate amendment contained a provision (sec. 402) that would repeal section 691 of title 10, United States Code, which establishes permanent end strength levels necessary to support a national defense strategy to be able to conduct two nearly simultaneous major regional contingencies.

The Senate recedes with an amendment that would maintain the minimum active duty end strength level for the Army at the fiscal year 2006 level of 502,400.

The conferees recommend minimum end strength levels for active forces as set forth in the following table:

Service	FY 2006 authorized	2007	Change from
		Conference recommendation	FY 2006
Army	502,400	502,400	0
Navy	352,700	340,700	-12,000
Marine Corps	179,000	180,000	1,000
Air Force	357,400	334,200	-23,200
DoD Total	1,391,500	1,357,300	-34,200

Additional authority for increases of Army and Marine Corps active duty end strengths for fiscal years 2008 and 2009 (sec. 403)

The House bill contained a provision (sec. 403) that would authorize additional increases of active duty end strength for the Army and for the Marine Corps in fiscal years 2008 and 2009 above the strengths authorized for those services in fiscal year 2007. The provision would authorize an additional 20,000 troops for a total end strength of 532,400 for the Army, and an additional 4,000 troops for a total end strength of 184,000 for the Marine Corps, during fiscal years 2008 and 2009.

The Senate amendment contained no similar provision.

The Senate recedes.

Subtitle B—Reserve Forces

End strengths for Selected Reserve (sec. 411)

The House bill contained a provision (sec. 411) that would authorize the following end strengths for Selected Reserve personnel, including the end strengths for reserves on active duty in support of the reserves as of September 30, 2007: the Army National Guard of the United States, 350,000; the Army Reserve, 200,000; the Navy Reserve, 71,300; the Marine Corps Reserve, 39,600; the Air National Guard of the United States, 107,000; the Air Force Reserve, 74,900; and the Coast Guard Reserve, 10,000.

The Senate amendment contained an identical provision (sec. 411).

The conference agreement includes this provision.

The conferees recommend end strength levels for the Selected Reserve for fiscal year 2007 as set forth in the following table:

Service	FY 2006 authorized	FY 2007		Change from	
		Request	Conferee recommendation	FY 2007 request	FY 2006 authorized
Army National Guard	350,000	350,000	350,000	0	0
Army Reserve	205,000	200,000	200,000	0	−5,000
Navy Reserve	73,100	71,300	71,300	0	−1,800
Marine Corps Reserve	39,600	39,600	39,600	0	0
Air National Guard	106,800	107,000	107,000	0	+200
Air Force Reserve	74,000	74,900	74,900	0	+900
DoD Total	848,500	842,800	842,800	0	−5,700
Coast Guard Reserve	10,000	10,000	10,000	0	0

Should Army National Guard end strength fall below the authorized number, the conferees direct that the unused additional funds may only be used for Army National Guard priorities, and only after the Department of Defense complies with the normal budget process that includes submitting prior notification and a detailed justification to Congress.

Although agreeing to reduce Army Reserve end strength for fiscal year 2007 to 200,000, as requested in the President's budget, the conferees are concerned that this end strength authorization is not adequate to sustain the combat support and combat service support structure that the Army Reserve will be required to provide to the Army's future modular force.

Notwithstanding this end strength reduction, the conferees note that the Secretary of Defense is authorized under section 115 of title 10, United States Code, to vary, by not

more than 2 percent, the end strength authorized for a fiscal year for the Selected Reserve of any of the reserve components and would expect such authority to be granted to increase the Army Reserve end strength during fiscal year 2007, if required.

Furthermore, the conferees urge the Secretary of the Army to maintain an Army Reserve end strength of 205,000 as a recruiting goal and that the President's budget for fiscal years 2008–2013 request an Army Reserve end strength of 205,000, and provide a corresponding increase in Army full-time support personnel, if the Army Reserve can recruit to that level.

End strengths for Reserves on active duty in support of the reserves (sec. 412)

The House bill contained a provision (sec. 412) that would authorize the following end strengths for Reserves on active duty in support of the reserve components as of September 30, 2007: the Army National Guard of the United States, 28,165; the Army Reserve, 15,416, the Navy Reserve, 12,564; the Marine Corps Reserve, 2,261; the Air National Guard of the United States, 13,291; and the Air Force Reserve, 2,707.

The Senate amendment contained a similar provision (sec. 412) that would authorize end strengths of 27,441 for the Army National Guard of the United States, 13,206 for the Air National Guard of the United States, and identical end strengths for the other services.

The Senate recedes with an amendment that would authorize end strengths of 27,441 for the Army National Guard of the United States.

The conferees recommend end strength levels for Reserves on active duty in support of the reserves as set forth in the following table:

Service	FY 2006 authorized	FY 2007		Change from	
		Request	Conferee recommendation	FY 2007 request	FY 2006 authorized
Army National Guard	27,396	27,441	27,441	0	45
Army Reserve	15,270	15,416	15,416	0	146
Naval Reserve	13,392	12,564	12,564	0	−828
Marine Corps Reserve	2,261	2,261	2,261	0	0
Air National Guard	3,123	13,206	13,291	85	168
Air Force Reserve	2,290	2,707	2,707	0	417
DoD Total	73,732	73,595	73,680	85	−52

In addition to the budget request, the end strengths recommended by the conferees would include an additional 85 Reserves on active duty in support of the Air National Guard for the purpose set out in the House report accompanying H.R. 5122 (H. Rept. 109–452) of the National Defense Authorization Act for Fiscal Year 2007.

End strengths for military technicians (dual status) (sec. 413)

The House bill contained a provision (sec. 413) that would authorize the following end strengths for military technicians (dual status) as of September 30, 2007: the Army National Guard of the United States, 27,615; the Army Reserve, 7,912; the Air National Guard of the United States, 23,255; and the Air Force Reserve, 10,124.

The Senate amendment contained a similar provision (sec. 413) that would authorize an end strength for military technicians (dual status) for the Army National Guard of the United States of 26,050, and identical end strengths for the other reserve components.

The House recedes.

The conferees recommend end strength levels for military technicians (dual status) as set forth in the following table:

Service	FY 2006 authorized	FY 2007		Change from	
		Request	Conferee recommendation	FY 2007 request	FY 2006 authorized
Army National Guard	25,563	26,050	26,050	0	487
Army Reserve	7,649	7,912	7,912	0	263
Air National Guard	22,971	23,255	23,255	0	284
Air Force Reserve	9,852	10,124	10,124	0	272
DoD Total	66,035	67,341	67,341	0	1,306

Fiscal year 2007 limitation on number of non-dual status technicians (sec. 414)

The House bill contained a provision (sec. 414) that would establish the maximum end strengths for the reserve components of the Army and Air Force for non-dual status technicians as of September 30, 2007.

The Senate amendment contained an identical provision (sec. 414).

The conference agreement includes this provision.

Maximum number of reserve personnel authorized to be on active duty for operational support (sec. 415)

The House bill contained a provision (sec. 415) that would authorize the maximum number of reserve component personnel who may be on active duty or full-time National Guard duty under section 115(b) of title 10, United States Code, during fiscal year 2007 to provide operational support.

The Senate amendment contained an identical provision (sec. 415).

The conference agreement includes this provision.

Subtitle C—Authorization of Appropriations

Military personnel (sec. 421)

The House bill contained a provision (sec. 421) that would authorize a total of $109,820.5 million to be appropriated to the Department of Defense in fiscal year 2007 for military personnel.

The Senate amendment contained a similar provision (sec. 421) that would authorize a total of $111,928.5 million.

The Senate recedes with an amendment that would authorize $110,098.6 million to be appropriated to the Department of Defense in fiscal year 2007 for military personnel.

The conferees agree to the following changes from the budget request related to the military personnel accounts:

[In millions]

Additional special pay for dental officers	$ 4.0
Incentives for High-Demand, Low-Density Assignments	5.0
Commissioned Officers as Students at Medical Schools	1.0
Educational Loan Repayment for Health Professionals	4.0
Health Professions Scholarships	91.0
Recruitment Bonus for Critical Health Care Specialties	19.0
Unobligated balances, Army	−31.4
Unobligated balances, Navy	−85.0
Unobligated balances, Marine Corps	−88.1
Unobligated balances, Air Force	−248.3
Unobligated balances, Army Reserve	−66.5
Unobligated balances, Navy Reserve	−17.3
Unobligated balances, Marine Corps Reserve	−15.4
Unobligated balances, Air Force Reserve	−25.8

[In millions]—Continued

Unobligated balances, Army National Guard	−84.5
Unobligated balances, Air National Guard	−89.9
Reserves cost avoidance, Army Reserve	−20.9
Reserves cost avoidance, Air Force Reserve	−0.8
Reserves cost avoidance, Air National Guard	−28.3
Total	−678.1

The conferees note that in addition to the amounts shown above, $8,107.0 million was made available in title XV of this Act for the additional costs of military personnel involved in ongoing operations in Iraq and Afghanistan.

Armed Forces Retirement Home (sec. 422)

The House bill contained a provision (sec. 422) that would authorize $54.8 million to be appropriated for fiscal year 2007 from the Armed Forces Retirement Home Trust Fund for operation of the Armed Forces Retirement Home.

The Senate amendment contained an identical provision (sec. 422).

The conference agreement includes this provision.

TITLE V—MILITARY PERSONNEL POLICY

ITEM OF SPECIAL INTEREST

Department of Defense oversight of recruiter misconduct

The conferees are concerned that military recruiter misconduct, and particularly misconduct involving criminal or otherwise improper sexual contact with recruit candidates, irreparably harms the young people involved, erodes the moral and ethical standards that are the hallmark of the U.S. Armed Forces, and damages public support for military operations and recruiting by undermining the trust and high esteem that the American people place in their military forces. The conferees believe that recruiter misconduct must not be tolerated and that the Secretary of Defense, the Secretaries of the military departments, and the uniformed leaders of the Armed Forces must take decisive action to ensure that policies and procedures effectively prevent and, when required, respond to incidents of misconduct.

The conferees direct the Secretary of Defense to review the programs designed to prevent recruiter misconduct and, when misconduct does occur, the policies and procedures needed to standardize identification and reporting throughout the Department of Defense. The conferees direct that the review also include an assessment of the ''No One Alone Policy'' established by the State of Indiana National Guard to limit unsupervised contact between recruiters and recruit candidates of the opposite gender to determine if the policy is suitable for Department-wide implementation. The conferees direct the Secretary of Defense to submit the results of the review, including findings, conclusions, and recommendations, by March 1, 2007, to the Committees on Armed Services of the Senate and the House of Representatives.

LEGISLATIVE PROVISIONS ADOPTED

Subtitle A—Officer Personnel Policy

PART I—OFFICER PERSONNEL POLICY GENERALLY

Military status of officers serving in certain intelligence community positions (sec. 501)

The House bill contained a provision (sec. 505) that would clarify the status of flag and general officers assigned to certain positions in the Office of the Director of National Intelligence and the Central Intelligence Agency. The provision would protect the officers and organizations concerned from perceptions of organizational conflicts of interest or inappropriate influence.

The Senate amendment contained a similar provision (sec 501).

The Senate recedes with a technical amendment.

Extension of age for mandatory retirement for active-duty general and flag officers (sec. 502)

The Senate amendment contained a provision (sec. 503) that would amend section 1251 of title 10, United States Code, to increase the age for mandatory retirement for general and flag officers from 62 to 64. The provision would authorize the Secretary of Defense to defer retirement of officers serving in grades above major general and rear admiral to age 66 and the President to defer retirement for such officers until age 68. The provision would also eliminate the numerical limit on the number of deferments of retirement that may be in effect at any one time.

The House bill contained no similar provision.

The House recedes with a clarifying amendment that would amend section 1251 and add a new section 1253 to chapter 63 of title 10, United States Code.

Increased mandatory retirement ages for reserve officers (sec. 503)

The Senate amendment contained a provision (sec. 508) that would increase the mandatory retirement age for reserve component officers in the grade of O–8 from 62 to 64 years; for officers in the grade of O–7 from 60 to 62 years; and for officers in grades below O–7 from 60 to 62 years. The provision would also increase the mandatory retirement age of officers holding certain offices, such as the Chief of the National Guard Bureau, Chiefs of Reserve of the services, Directors of the Army and Air National Guard, and the adjutants general of the States, from 64 to 66 years.

The House bill contained no similar provision.

The House recedes.

Standardization of grade of senior dental officer of the Air Force with that of senior dental officer of the Army (sec. 504)

The House bill contained a provision (sec. 502) that would amend section 8081 of title 10, United States Code, to require that the officer serving as the Assistant Surgeon General for Dental Services in the Air Force be appointed in the grade of major general.

The Senate amendment contained no similar provision.

The Senate recedes.

Management of chief warrant officers (sec. 505)

The House bill contained a provision (sec. 503) that would amend section 580 of title 10, United States Code, to eliminate the requirement for a mandatory continuation board in the case of chief warrant officers, W–4, who have twice failed to be selected for promotion and allow service secretaries in their discretion to retain such chief warrant officers on active duty. The provision would also modify section 1305 of title 10, United States Code, to increase the years of service from 24 to 30 that a warrant officer may serve on active duty before mandatory retirement.

The Senate amendment contained a similar provision (sec. 507).

The Senate recedes with an amendment that would specify that chief warrant officers retained on active duty after twice failing to be selected for promotion to the grade of W–5 would continue to be eligible for promotion while remaining on active duty.

Extension of temporary reduction of time-in-grade requirement for eligibility for promotion for certain active-duty list officers in grades of first lieutenant and lieutenant (junior grade) (sec. 506)

The House bill contained a provision (sec. 504) that would amend section 619(a) of title 10, United States Code, to make permanent the authority to promote officers in the grade of first lieutenant or lieutenant (junior grade) who satisfy a time-in-grade requirement of at least 18 months.

The Senate amendment contained a provision (sec. 502) that would extend the existing authority for promotion for these officers from October 1, 2005, through October 1, 2008.

The House recedes.

Grade and exclusion from active-duty general and flag officer distribution and strength limitations of officer serving as Attending Physician to the Congress (sec. 507)

The Senate amendment contained a provision (sec. 506) that would add section 722 to chapter 41 and amend section 12210 of title 10, United States Code, to provide that an active-duty or reserve general or flag officer, while serving as the Attending Physician to the Congress, would hold the grade of major general or rear admiral and be excluded from the numerical and distribution requirements of sections 525 and 526 of title 10, United States Code.

The House bill contained no similar provision.

The House recedes.

Modification of qualifications for leadership of the Naval Postgraduate School (sec. 508)

The Senate amendment contained a provision (sec. 509) that would authorize a retired officer of the Navy or Marine Corps in the grade of captain or colonel or above, respectively, to be selected by the Secretary of the Navy to serve as President of the Naval Postgraduate School so long as they meet the same qualifications required of active-duty officers, including holding a doctorate or master's degree in a field of study relevant to the mission and function of the Naval Postgraduate School.

The House bill contained no similar provision.

The House recedes with an amendment that would authorize a civilian, including a retired officer of the Navy or Marine Corps not below the grade of captain or colonel, respectively, to be selected by the Secretary as the best qualified from among candidates for the position in accordance with specified criteria, through a process to be determined by the Secretary, and taking into consideration other factors the Secretary considers essential. Before making a selection the Secretary would be required to consult with the Board of Advisors for the Naval Postgraduate School, consider any recommendation of the leadership and faculty of the Naval Postgraduate School, and consider the recommendations of the Chief of Naval Operations and the Commandant of the Marine Corps. The amendment would further require that an individual selected as President hold a doctorate degree if the individual permanently selected as Provost and Academic Dean does not.

PART II—OFFICER PROMOTION POLICY

Revisions to authorities relating to authorized delays of officer promotions (sec. 511)

The Senate amendment contained a provision (sec. 515) that would amend sections 624 and 14311 of title 10, United States Code, relating to promotion procedures. The provision would specify that a promotion list that requires Senate confirmation shall be treated as being established for purposes of chapter 38 of title 10 on the date the list is received by the Senate for consideration; and would require the Secretary of Defense, not later than March 1, 2008, to prescribe regulations controlling delays in appointment following Senate confirmation under sections 624 and 14311. The provision would also clarify that delays in appointment to higher grade are warranted by the need to review substantiated and potentially adverse information that may be material to the decision on whether or not to appoint based on a determination that an officer has not fulfilled the requirements for exemplary conduct for commanding officers and those in positions of authority.

The House bill contained no similar provision.

The House recedes with an amendment that would specify that a promotion list that requires Senate confirmation shall be treated as being established upon approval of a report of a selection board by the President.

Consideration of adverse information by selection boards in recommendations on officers to be promoted (sec. 512)

The Senate amendment contained a provision (sec. 516) that would amend sections 616(c) and 14108(b) of title 10, United States Code, to require that a promotion selection board may not recommend an officer for promotion unless a majority of the members of the board, after consideration by all the board members of any adverse information about the officer that is provided to the board under section 615 of title 10, United States Code, finds that the officer is among those best qualified for promotion to meet the needs of the armed force concerned consistent with the requirement of exemplary conduct set forth in sections 3583, 5947, and

8583 of title 10, United States Code. The House bill contained no similar provision.

The House recedes with a technical amendment.

Expanded authority for removal from reports of selection boards of officers recommended for promotion to grades below general and flag grades (sec. 513)

The Senate amendment contained a provision (sec. 517) that would amend sections 618(d) and 14111(b) of title 10, United States Code, to authorize the Secretary of Defense and the Deputy Secretary of Defense, in addition to the President, to remove the name of an officer from the report of a selection board with respect to officers being recommended for promotion to grades below brigadier general and rear admiral (lower half).

The House bill contained no similar provision.

The House recedes with a technical amendment.

Special selection board authorities (sec. 514)

The Senate amendment contained a provision (sec. 519) that would amend sections 628 and 14502 of title 10, United States Code, to limit the availability of special selection boards only to officers under consideration for promotion who are in or above the primary promotion zones. The provision would also limit the requirement to convene special selection boards only to those cases in which material error may have occurred. The provision would further clarify that errors in the conduct of active and reserve selection boards must be determined by the service secretaries to be material to the outcome of the board's determination for relief to be afforded.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Removal from promotion list of officers not promoted within 18 months of approval of list by the President (sec. 515)

The Senate amendment contained a provision (sec. 520) that would amend sections 629 and 14310 of title 10, United States Code, to clarify the conditions under which officers whose nominations require the advice and consent of the Senate for promotion or appointment and who have not received the advice and consent of the Senate would be removed from promotion lists.

The House bill contained no similar provision.

The House recedes with an amendment that would establish a promotion eligibility period for officers beginning on the date of approval by the President of a promotion list for officers on that list and ending 18 months later. This period could be extended by the President for an additional 12 months. The amendment would require that an officer's name be removed from the promotion list as of the end of the period of promotion eligibility unless the Senate has given its advice and consent to the appointment of that officer. The provision would apply to any promotion list approved by the President after January 1, 2007.

PART III—JOINT OFFICER MANAGEMENT REQUIREMENTS

Modification and enhancement of general authorities on management of officers who are joint qualified (sec. 516)

The Senate amendment contained a provision (sec. 526) that would amend section 661 of title 10, United States Code, to restructure the system for designation and management of officers who are joint qualified. The provision would implement the recommendation made by the Department of Defense in its strategic plan to link joint officer development to overall missions and goals of the Department of Defense, as required by section 531 of the Ronald W. Reagan National Defense Authorization Act of Fiscal Year 2005 (Public Law 108–375).

The House bill contained no similar provision.

The House recedes with an amendment that would permit the Secretary of Defense, with the advice of the Chairman of the Joint Chiefs of Staff, to designate as joint qualified those officers who successfully complete a full tour of duty in a joint assignment as well as those officers who demonstrate mastery of knowledge, skills, and abilities in joint matters as a result of their assignments and experience as determined under such regulations and policy as the Secretary may prescribe. The amendment would make this provision effective on October 1, 2007, and require the Secretary, not later than March 31, 2007, to submit a plan for its implementation. The amendment would support modifications in joint officer management that would rely on a capabilities-based system in which experience, education, and performance are evaluated in an officer's progression to higher levels of qualification.

Modification of promotion policy objectives for joint officers (sec. 517)

The Senate amendment contained a provision (sec. 527) that would amend section 662(a) of title 10, United States Code, to repeal the requirement for a separate promotion policy objective for officers who have the joint specialty or who are designated as joint qualified. The provision would require the Secretary of Defense to ensure that officers who are serving in or have served in joint duty assignments, including those officers who previously have been designated as joint specialty officers and are determined to be joint qualified under the changes to section 661 of title 10, United States Code, included in this Act, are expected, as a group, to be promoted to the next higher grade at a rate not less than the rate for all officers of the same armed force in the same grade and competitive category.

The House bill contained no similar provision.

The House recedes.

Applicability of joint duty assignment requirements limited to graduates of National Defense University schools (sec. 518)

The Senate amendment contained a provision (sec. 528) that would amend section 663 of title 10, United States Code, to specify that joint professional military education (JPME) schools for purposes of this section are limited to schools within the National Defense University. The provision would limit the effect of the requirement that more than 50 percent of officers completing the second phase of JPME must be assigned to joint duty assignments as those officers' next duty assignments following graduation.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Modification of certain definitions relating to jointness (sec. 519)

The Senate amendment contained a provision (sec. 529) that would amend section 668 of title 10, United States Code, to revise the definition of the term ''joint matters.'' The provision would also modify the definition of ''joint duty assignments'' to broaden the assignments that may be considered and recognize the value of certain assignments within the services and to add a definition to section 668 of the term ''critical occupational specialty.''

The House bill contained no similar provision.

The House recedes with an amendment that would clarify the definition of the term joint matters to mean matters related to the achievement of unified action by multiple military forces in operations conducted across domains such as land, sea, or air, in space, or in the information environment. The amendment would specify that the definition of joint duty does not include duty as a student or trainee for joint training and education. Under the definition of critical occupational specialty, the amendment would require, at a minimum, that the Secretary of Defense designate as critical occupational specialties any military occupational specialties within combat arms (or the equivalent) that the Secretary determines are experiencing severe shortages of trained officers.

Subtitle B-Reserve Component Matters

PART I—RESERVE COMPONENT MANAGEMENT

Recognition of former Representative G.V. ''Sonny'' Montgomery for his 30 years of service in the House of Representatives (sec. 521)

The conferees agree to include a provision that would recognize former Representative G.V. ''Sonny'' Montgomery (D–MS) for his 30 years of service in the House of Representatives, particularly his service as Chairman of the Committee on Veterans' Affairs and his contributions to the National Guard and Reserves.

Revisions to reserve call-up authority (sec. 522)

The House bill contained a provision (sec. 511) that would extend from 270 days to 365 days the period for which members of the Selected Reserve and Individual Ready Reserve may be involuntarily called to active duty to support operational missions other than during war or national emergency and would authorize recall of such reserve component members to provide assistance during a serious natural or manmade disaster, accident, or catastrophe.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would extend from 270 days to 365 days the maximum period for which such members of the reserve components may be involuntarily called to active duty.

Military retirement credit for certain service by National Guard members performed while in a State duty status immediately after the terrorist attacks of September 11, 2001 (sec. 523)

The House bill contained a provision (sec. 512) that would authorize military retirement credit for certain members of the Army National Guard or the Air National Guard who served in a full-time state active duty status in specified counties in New Jersey in support of the federal declaration of emergency following the terrorist attacks on the United States of September 11, 2001.

The Senate amendment contained no similar provision.

The Senate recedes.

PART II—AUTHORITIES RELATING TO GUARD AND RESERVE DUTY

Title 10 definition of Active Guard and Reserve duty (sec. 524)

The House bill contained a provision (sec. 541) that would establish a new definition of ''Active Guard and Reserve'' in section 101 of title 10, United States Code, and would also clarify the definition of ''Active Guard and Reserve duty'' in the same section.

The Senate amendment contained a similar provision (sec. 531).

The Senate recedes.

Authority for Active Guard and Reserve duties to include support of operational missions assigned to the reserve components and instruction and training of active-duty personnel (sec. 525)

The House bill contained a provision (sec. 542) that would authorize reserve component personnel performing Active Guard and Reserve duty, as well as military technicians (dual status), to perform additional duties to support operations or missions assigned to, or performed by, the reserve components and to instruct or train active-duty members of the Armed Forces, foreign military forces, and Department of Defense civilian employees and contractors. The provision would authorize the performance of the specified additional duties to the extent that such duties do not interfere with the primary duties of personnel on Active Guard and Reserve duty, and military technicians (dual status), of organizing, administering, recruiting, instructing, or training the reserve components. The provision would also limit the instructional or training duty only to that conducted in the United States, its possessions, and the Commonwealth of Puerto Rico. The provision would further authorize personnel performing National Guard duty under section 502(f) of title 32, United States Code, to support operations or missions undertaken by the member's unit at the request of the President or the Secretary of Defense, and to support training operations and training missions assigned in whole or in part to the National Guard by the Secretary concerned.

The Senate amendment contained a similar provision (sec. 531).

The Senate recedes with a clarifying amendment.

Governor's authority to order members to Active Guard and Reserve duty (sec. 526)

The House bill contained a provision (sec. 543) that would authorize the governor of a State, the Commonwealth of Puerto Rico, Guam, the Virgin Islands, or the commanding general of the District of Columbia National Guard to order members of the National Guard to perform Active Guard and Reserve duty under title 32, United States Code, to support operations or missions at the request of the President or the Secretary of Defense, or to support training operations and training missions assigned in whole or in part by the Secretary concerned to the National Guard.

The Senate amendment contained a similar provision (sec. 531).

The Senate recedes with a clarifying amendment.

Expansion of operations of civil support teams (sec. 527)

The House bill contained a provision (sec. 545) that would expand the types of emergencies for which members of the reserve components who are assigned to weapons of mass destruction civil support teams (WMD–CSTs) could be deployed to include the intentional or unintentional release of nuclear, biological, radiological, toxic or poisonous chemical materials; or natural or manmade disasters that could result in the catastrophic loss of life or property.

The Senate amendment contained a similar provision (sec. 532).

The Senate recedes.

The conferees note that WMD–CSTs are a limited resource, and as such, their employment, other than for training and preparation, under the expanded authorities recommended by this section should consider the following: (1) whether the resources of local governments and other State resources may be or are overwhelmed by the scope and scale of the actual disaster; or (2) whether other State, local, and first-responder technical equipment and capabilities will be or are inadequate to address the potential threat.

Modification of authorities relating to the Commission on the National Guard and Reserves (sec. 528)

The House bill contained a provision (sec. 594(a)) that would amend section 513 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375) to extend the deadline by 6 months for submission of a final report by the Commission on the National Guard and Reserves.

The Senate amendment contained a similar provision (sec. 533) that would extend the commission's deadline for submission of a final report from 12 to 18 months after its first meeting. The provision would also authorize the chairman of the commission to exercise the same waiver authority regarding eligibility by annuitants for pay as would be available to the Director of the Office of Personnel Management under sections 8344(i)(1) and 8468(f)(1) of title 5, United States Code.

The House recedes with an amendment that would require submission of the final report of the commission not later than January 31, 2008.

Additional matters to be reviewed by Commission on the National Guard and Reserves (sec. 529)

The House bill contained a provision (sec. 594(b)) that would direct the Commission on the National Guard and Reserves to study and report to Congress by March 1, 2007, on the advisability and feasibility of implementing the provisions contained in the National Defense Enhancement and National Guard Empowerment Act of 2006 (H.R. 5200); whether the Chief of the National Guard Bureau should serve in the grade of general in the performance of the current duties of that office; and whether the Department of Defense processes for defining the equipment and funding necessary for the National Guard to perform its responsibilities are adequate.

The Senate amendment contained provisions (secs. 931–933) that would make the National Guard Bureau a joint activity of the Department; make the Chief of the National Guard Bureau the principal advisor to the Secretary of Defense and the Chairman of the Joint Chiefs of Staff on National Guard matters; elevate the grade of the Chief of the National Guard Bureau to general; require the Chief of the National Guard Bureau to identify gaps between Federal and State capabilities to prepare for and respond to emergencies and make recommendations to the Secretary of Defense on the provision of military assistance to civil authorities; and require that the position of Deputy Commander, U.S. Northern Command, be filled by a National Guard officer eligible for promotion to the grade of lieutenant general.

The Senate recedes with an amendment that would add additional matters to be referred to the commission, including a review on the advisability and feasibility of authorizing National Guard officers to serve in both Federal status under title 10, United States Code, and State status under title 32, United States Code, as a means of achieving unity of command of units that are composed of both active-duty members and National Guard personnel. The commission would be required to submit a report on the results of the review by March 1, 2007, to the Committees on Armed Services of the Senate and the House of Representatives.

The conferees note the importance of the National Guard to the national defense and the need for effective coordination of National Guard matters between the Chief of the National Guard Bureau and the Secretary of Defense, Chairman of the Joint Chiefs of Staff, the Secretary of the Army, and the Secretary of the Air Force.

The conferees, therefore, direct the commission to evaluate the proposals referred to it by this section taking into consideration the following:

The impact that making the National Guard Bureau a joint activity of the Department, and authorizing the Secretary of Defense to develop the charter of the National Guard Bureau, would have on integration of the Army National Guard and Air National Guard into the Army and Air Force, respectively.

Whether authorizing the Chief of the National Guard Bureau to be the principal advisor to the Secretary of Defense and the Chairman of the Joint Chiefs of Staff on matters relating to the National Guard would have the effect of establishing the National Guard as a separate service; and if so, the implications of that effect.

Whether authorizing the Chief of the National Guard Bureau to be a member of the Joint Chiefs of Staff is consistent with the statutory responsibilities of the service chiefs and the role of the service chiefs to provide military advice to the President, the National Security Council, and the Secretary of Defense.

How elevating the grade of the Chief of the National Guard Bureau to general would impact relationships with and the authorized grades of the other Chiefs of the reserve components, the Director of the Army National Guard, and the Director of the Air National Guard.

Whether requiring the Chief of the National Guard Bureau to identify gaps between Federal and State capabilities to prepare for and respond to emergencies and to make recommendations to the Secretary of Defense on National Guard programs for military assistance to civil authorities is an appropriate role for the Chief of the National Guard Bureau, whether the Chief of the National Guard Bureau is qualified to make such an assessment, and whether this authority impinges on the authority of Federal and State civilian officials.

Whether the scope and complexities of the duties and responsibilities of the position of Deputy Commander, U.S. Northern Command, require that they be carried out by two officers, each in the grade of O–9, one of whom would be a National Guard officer eligible for promotion to that grade.

Subtitle C—Education and Training

PART I—SERVICE ACADEMIES

Expansion of service academy exchange programs with foreign military academies (sec. 531)

The House bill contained a provision (sec. 524) that would expand from 24 to 100 the number of cadets and midshipmen at the U.S. Military Academy, Air Force Academy, and Naval Academy, respectively, who may participate in exchange programs with foreign military academies. The provision would also increase from $120,000 to $1.0 million the amount of appropriated funds that each service academy could expend during any fiscal year in support of the exchange program. The provision would further authorize the service academies to expend additional funds as may be available to the academy from a source other than appropriated funds to support cultural immersion, regional awareness, or foreign language training activities in connection with the exchange program.

The Senate amendment contained no similar provision.

The Senate recedes.

The conferees do not intend that the additional funding from other than appropriated

sources be used to fund exchange students in excess of the number set by this provision.

Revision and clarification of requirements with respect to surveys and reports concerning sexual harassment and sexual violence at the service academies (sec. 532)

The Senate amendment contained a provision (sec. 567) that would change the frequency of the service academy sexual assault survey and report to Congress from an annual to a biennial requirement, extend the period for the surveys and reports from 2008 to 2010, clarify that the subject of the required policy and report is sexual harassment and sexual violence, and clarify that the policy and survey are directed at cadets and midshipmen.

The House bill contained no similar provision.

The House recedes with an amendment that would codify in title 10, United States Code, the requirement for each Secretary of the military department to prescribe a policy on sexual harassment and sexual violence applicable to cadets or midshipmen and other personnel of each service academy. The amendment would require an annual assessment to determine the effectiveness of the policies, training, and procedures of the academy, and an annual report to the Committees on Armed Services of the Senate and the House of Representatives. The amendment would also require that the annual assessment be conducted by a survey of academy personnel to include cadets and midshipmen, and other academy personnel from the faculty and administration selected for such participation, if any, with respect to academy program years that begin in an odd-numbered calendar year. In any year in which a survey is not required, the Secretary concerned would be required to provide focus groups for the purposes of ascertaining information relating to sexual assault and sexual harassment issues at that academy.

Department of Defense policy on service academy and ROTC graduates seeking to participate in professional sports before completion of their active-duty service obligations (sec. 533)

The Senate amendment contained a provision (sec. 568) that would require the Secretary of Defense to prescribe a policy, not later than July 1, 2007, on whether to authorize service academy and Reserve Officers' Training Corps graduates to participate in professional sports before completion of their active-duty service obligation, and if so, on the active-duty service obligations of such personnel. The provision would require the Secretary of each military department to prescribe regulations, or modify current regulations, to implement the policy of the Secretary of Defense by no later than December 1, 2007.

The House bill contained no similar provision.

The House recedes.

PART II—SCHOLARSHIP AND FINANCIAL ASSISTANCE PROGRAMS

Authority to permit members who participate in the guaranteed reserve forces duty scholarship program to participate in the health professions scholarship program and serve on active duty (sec. 535)

The House bill contained a provision (sec. 521) that would authorize the Secretary of the Army to modify agreements entered into by cadets in the Reserve Officers' Training Corps who participate in the Guaranteed Reserve Forces Duty Scholarship Program so that a cadet or former cadet could receive assistance under the Health Professions Scholarship Program and serve on active duty.

The Senate amendment contained no similar provision.

The Senate recedes.

Detail of commissioned officers as students at medical schools (sec. 536)

The Senate amendment contained a provision (sec. 561) that would authorize the Secretary of a military department to detail up to 25 commissioned officers each year as students at accredited medical schools or schools of osteopathy. To be eligible, an officer must agree to service on active duty for 2 years for each year of medical training.

The House bill contained no similar provision.

The House recedes with an amendment that would allow an officer to serve their full service active duty obligation, or to complete a portion of their obligation in the Selected Reserve. The amendment would require that officers assigned to the Selected Reserve serve 3 years in the Selected Reserve for each year of medical training received prior to separation from active duty.

Increase in maximum amount of repayment under education loan repayment for officers in specified health professions (sec. 537)

The Senate amendment contained a provision (sec. 563) that would authorize an increase from $22,000 to $60,000 for each year of obligated service the amount the Secretary of a military department may repay for educational loans for a fully qualified health professional to meet identified skill shortages.

The House bill contained no similar provision.

The House recedes with a technical amendment.

The conferees are concerned that shortfalls in recruitment and retention of medical, dental, and nurse corps personnel could undermine future medical readiness. The conferees believe it is critical that the Tenth Quadrennial Review of Military Compensation include a careful examination of compensation issues pertaining to the uniformed medical personnel of the Department of Defense.

Health Professions Scholarship and Financial Assistance Program for Active Service (sec. 538)

The Senate amendment contained a provision (sec. 564) that would authorize an increase in the maximum amounts for stipends and grants under the Health Professions Scholarship Program and the Financial Assistance Program for Active Service. The amendment also contained a provision (sec. 565) that would require the Secretary of Defense to report to the congressional defense committees on the success or failure of the military departments in achieving recruiting goals under these programs during fiscal years 2000 through 2006.

The House bill contained no similar provisions.

The House recedes with an amendment that would authorize the Secretary to determine a monthly amount to be paid as a stipend in the Health Professions Scholarship Program.

The conference agreement reflects the merger of the two Senate provisions, as amended.

PART III—JUNIOR ROTC PROGRAM

Junior Reserve Officers' Training Corps instructor qualifications (sec. 539)

The Senate amendment contained a provision (sec. 570) that would establish instructor qualifications for a retired officer or noncommissioned officer to be employed as an instructor in the Junior Reserve Officers' Training Corps. The provision would require that senior military instructors be retired officers who have a professional military qualification; a baccalaureate degree; completion of secondary education teaching certification requirements; and award of an advanced certification in core content areas. Non-senior military instructors would be retired noncommissioned officers who serve as instructional leaders and teach independently of, but share program responsibilities with, senior military instructors. The provision would also require that non-senior military instructors have a professional military qualification; an associates degree within 5 years of employment; completion of secondary education teaching certification requirements; and award of an advanced certification in core content areas.

The House bill contained no similar provision.

The House recedes.

Expansion of members eligible to be employed to provide Junior Reserve Officers' Training Corps instruction (sec. 540)

The House bill contained a provision (sec. 522) that would authorize employment of reserve and National Guard officers and noncommissioned officers who would be eligible for retired pay at age 60 as Junior Reserve Officers' Training Corps instructors and allow the Secretaries of the military departments to determine the amount to reimburse the educational institution for the salary of such instructors.

The Senate amendment contained a similar provision (sec. 562).

The House recedes with a clarifying amendment.

The conferees agree that the Department of Defense would be authorized to pay an institution hiring a reserve or National Guard member who would be eligible for retired pay at age 60 an amount equal to one-half of the amount paid to the member by the institution for any period, up to a maximum of one-half the difference between the retired or retainer pay for an active-duty officer or noncommissioned officer of the same grade and years of service for that period and the active-duty pay and allowances which the member would have received for that period if on active duty.

Expansion of Junior Reserve Officers' Training Corps program (sec. 541)

The Senate amendment contained a provision (sec. 315) that would direct the Secretaries of the military departments to increase the number of Junior Reserve Officers' Training Corps units.

The House bill contained no similar provision.

The House recedes.

Review of legal status of Junior ROTC program (sec. 542)

The House bill contained a provision (sec. 525) that would require the Secretary of Defense to review the 1976 legal opinion that determined that Junior Reserve Officers' Training Corps (JROTC) instructors may be transported to a non-host school only to teach students previously enrolled in the JROTC unit at the host school, and only when it is impractical to require them to take courses at the host school. The purpose of the review would be to determine whether changes in the law since 1976 and local school redistricting would now allow for instructors from a host school to travel to and instruct JROTC students at another nearby school. The provision would also allow a host school that is currently providing for the assignment of JROTC instructors to another school with 70 or more students the authority to continue such support until 180 days following the submission of the report on the results of the review by the Secretary of Defense.

The Senate amendment contained an identical provision (sec. 569).

The conference agreement includes this provision.

PART IV—OTHER EDUCATION AND TRAINING PROGRAMS

Expanded eligibility for enlisted members for instruction at Naval Postgraduate School (sec. 543)

The Senate amendment contained a provision (sec. 566) that would authorize all enlisted members of the Armed Forces to participate in certificate programs and courses required for the performance of their duties offered by the Naval Postgraduate School, and authorize eligible enlisted members of the Armed Forces to receive graduate-level instruction at the Naval Postgraduate School in programs leading to the award of a master's degree in technical, analytical, and engineering curricula.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary of the Navy to submit a report to the Committees on Armed Services of the Senate and the House of Representatives, not later than March 30, 2007, on the plans and rationale of the Navy to provide enlisted members of the Navy with opportunities to pursue graduate degree programs either through Navy schools or through civilian postgraduate institutions paid for by the Navy in return for an additional service obligation. The amendment would also require the Secretary of the Navy and the Secretary of the Air Force to submit a joint report to the Committees on Armed Services of the Senate and the House of Representatives, not later than March 30, 2007, on the manner by which each Secretary intends to use the Naval Postgraduate School and the Air Force Institute of Technology during fiscal years 2008 through 2013 to meet the overall requirements of the Navy, Marine Corps, and Air Force for enlisted members with graduate degrees.

The conferees expect that the Under Secretary of Defense for Personnel and Readiness will exercise a significant role in overseeing the preparation of the joint report of the Secretary of the Navy and the Secretary of the Air Force on use of the Naval Postgraduate School and the Air Force Institute of Technology to meet the overall requirements of the services for enlisted members with graduate degrees.

Subtitle D—General Service Authorities

Test of utility of test preparation guides and education programs in enhancing recruit candidate performance on the Armed Services Vocational Aptitude Battery (ASVAB) and Armed Forces Qualification Test (AFQT) (sec. 546)

The House bill contained a provision (sec. 531) that would require the Secretary of Defense to administer a test program conducted by the Secretaries of the military departments to determine the utility of commercially-available test preparation guides and education programs to assist recruit candidates in achieving improved scores on military recruit qualification tests. The Secretary would be required to identify 2,000 recruit candidates to receive test preparation assistance and 2,000 recruit candidates to participate in a control group to allow comparisons of test performance and subsequent duty performance in training and unit settings following active-duty entry. The test would identify participants over a 1-year period from the start of the test and assess duty performance for each participant for 18 months following entry on active duty.

The Senate amendment contained no similar provision.

The Senate recedes.

Clarification of nondisclosure requirements applicable to certain selection board proceedings (sec. 547)

The House bill contained a provision (sec. 532) that would clarify the nondisclosure requirements applicable to deliberations of military selection boards. The provision would specify that discussions and deliberations of selection boards, including any written or documentary records thereof, are immune from legal process; may not be admitted as evidence; and may not be used for any purpose in any action or suit, or judicial or administrative proceedings without the consent of the Secretary of the military department.

The Senate amendment contained a similar provision (sec. 518).

The Senate recedes with a technical amendment.

Report on extent of provision of timely notice of long-term deployments (sec. 548)

The House bill contained a provision (sec. 533) that would require the Secretary of Defense to report, not later than March 1, 2007, on the number of members of the Armed Forces who, since September 11, 2001, have not received at least 30–days notice prior to a deployment that was scheduled to last 180 days or more.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the reporting period to begin on January 1, 2005, and end on the date of the enactment of this Act.

Subtitle E—Military Justice Matters

Applicability of Uniform Code of Military Justice to members of the Armed Forces ordered to duty overseas in inactive duty for training status (sec. 551)

The Senate amendment contained a provision (sec. 551) that would require the service secretaries, no later than March 1, 2007, to prescribe regulations, or amend current regulations, consistent with article 2 of the Uniform Code of Military Justice (UCMJ) to provide that military personnel who are ordered to perform inactive duty for training at overseas locations shall be subject to jurisdiction under the UCMJ throughout the period that the orders are in effect.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Clarification of application of Uniform Code of Military Justice during a time of war (sec. 552)

The Senate amendment contained a provision (sec. 552) that would clarify that Uniform Code of Military Justice jurisdiction over persons serving with or accompanying an armed force in the field applies both in time of declared war and in a contingency operation.

The House bill contained no similar provision.

The House recedes.

Subtitle F—Decorations and Awards

Authority for presentation of Medal of Honor Flag to living Medal of Honor recipients and to living primary next-of-kin of deceased Medal of Honor recipients (sec. 555)

The House bill contained a provision (sec. 551) that would amend sections 3755, 6257, and 8755 of title 10, United States Code, and section 505 of title 14, United States Code, to authorize the President to present a Medal of Honor Flag to all living recipients of the Medal of Honor. The provision would authorize presentation of a Medal of Honor Flag to the primary next of kin of a deceased Medal of Honor recipient.

The Senate amendment contained a similar provision (sec. 584) that would require the Secretary of Defense to prescribe regulations regarding the designation of the primary living next of kin.

The House recedes with a clarifying amendment.

Review of eligibility of prisoners of war for award of the Purple Heart (sec. 556)

The House bill contained a provision (sec. 553) that would require the Secretary of Defense to award the Purple Heart posthumously to a member of the Armed Forces who died while in captivity as a prisoner of war or died due to injury or illness incurred while in captivity as a prisoner of war.

The Senate amendment contained a provision (sec. 589) that would require the President, not later than March 1, 2007, to report on the advisability of modifying the criteria for the award of the Purple Heart in the case of prisoners of war who die in captivity under unknown circumstances or as a result of conditions and treatment which currently do not qualify the decedent for the award of the Purple Heart. The provision would also require the President in making his determination to take into consideration various specified factors as well as the views of the Secretary and the Joint Chiefs of Staff.

The House recedes with an amendment that would add additional circumstances to be considered by the President in making his determination regarding the posthumous award of the Purple Heart to former prisoners of war.

In view of the history and significance of the Purple Heart, and the fact that it is awarded in the name of the President as Commander in Chief to members of the Armed Forces, the conferees consider it essential that the President conduct a comprehensive review of the merits of the proposals for expansion of eligibility for the award and provide a recommendation to the Congress before legislative changes are made to the criteria for the Purple Heart.

Report on Department of Defense process for awarding decorations (sec. 557)

The House bill contained a provision (sec. 555) that would require the Secretary of Defense to review the policy, procedures, and processes of the military departments for awarding decorations to members of the Armed Forces and to submit a report on the findings and recommendations no later than 90 days after the date of the enactment of this Act.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment that would establish August 1, 2007, as the due date for the required report.

Subtitle G—Matters Relating to Casualties

Authority for retention after separation from service of assistive technology and devices provided while on active duty (sec. 561)

The House bill contained a provision (sec. 562) that would authorize the Secretary of Defense to provide assistive technology, devices, and services to a member of the armed forces who has sustained a debilitating illness or injury while serving in support of a contingency operation, and also authorize the member to continue to utilize such services after separation from active duty.

The Senate amendment contained a similar provision (sec. 647).

The House recedes with a clarifying amendment.

Transportation of remains of casualties dying in a theater of combat operations (sec. 562)

The House bill contained a provision (sec. 563) that would prescribe conditions for the transportation by air of the remains of members of the Armed Forces who die in a combat theater of operations and whose remains

are returned to the United States through the mortuary facility at Dover Air Force Base, Delaware. The provision would require the Secretary concerned to transport remains under these circumstances by military aircraft, or military-contracted aircraft, unless otherwise directed by the decedent's next of kin. The provision would also require that remains be escorted during transportation at all times by at least one service member in an appropriate grade. The provision would further require that an honor guard escort comprised of a sufficient number of military members to transfer the casket containing the remains from the aircraft or other means of transportation to a hearse for local transportation be provided.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of Defense to prescribe regulations for the administration of this provision. The amendment would also require that transportation of one or more sets of military remains by military aircraft or military-contracted aircraft be the aircraft's primary mission and clarify the composition and role of the honor guard escort. The effective date for this provision would be not later than January 1, 2007.

Annual budget display of funds for POW/MIA activities of Department of Defense (sec. 563)

The House bill contained a provision (sec. 564) that would require the Secretary of Defense to submit to Congress a consolidated budget justification display that includes prior year and future year funding for specified organizations supporting the POW/MIA activities of the Department of Defense as part of the Department's justification material that supports the President's annual budget request.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

The conferees are concerned that shortfalls in the funding of POW/MIA activities within the Department have resulted in the loss of opportunities to conduct planned field missions to locate and identify missing U.S. service members. The conferees expect that the Department will ensure that POW/MIA recovery efforts will receive the highest level of support within the Department and that the budget for POW/MIA activities will be adequately funded in order to preclude the loss of opportunities to conduct planned recovery and research missions.

Military Severely Injured Center (sec. 564)

The Senate amendment contained a provision (sec. 586) that would require the Secretary of Defense to establish a center to augment and support programs operated by the military departments for services to severely wounded or injured service members and their families. The provision would also require establishment of a central database for the purpose of tracking such members.

The House bill contained no similar provision.

The House recedes with an amendment that would clarify the role of the center in support of programs operated by the military departments which are responsible for individual case management, and ensure transparency of the central database.

Comprehensive review on procedures of the Department of Defense on mortuary affairs (sec. 565)

The Senate amendment contained a provision (sec. 590(a)-(b)) that would require the Secretary of Defense to include additional matters in the report of the Department of Defense's ongoing comprehensive review of procedures relating to mortuary affairs. The additional elements reported on would address capabilities and standards employed in combat theaters that could preserve the remains of deceased personnel and expedite the return of remains to the United States in a nondecomposed state.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Additional elements of policy on casualty assistance to survivors of military decedents (sec. 566)

The Senate amendment contained a provision (sec. 590(c)) that would amend section 562(b) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) to require the Secretary of Defense to include an additional element in the Department of Defense's policy relating to casualty assistance to survivors of military decedents. The provision would require that the new policy address the process by which the Department, upon request, briefs survivors of military decedents on the cause of, and any investigation into, the death of such military decedents and on the disposition and transportation of their remains.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Requirement for deploying military medical personnel to be trained in preservation of remains under combat or combat-related conditions (sec. 567)

The House bill contained a provision (sec. 722) that would require the Secretary of Defense to develop a program requiring each military department to include pre-deployment training of health care professionals in the preservation of remains.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment that would establish an effective date for the required training of 90 days after the date of the enactment of this Act.

Subtitle H-Impact Aid and Defense Dependents Education System

Enrollment in defense dependents' education system of dependents of foreign military members assigned to Supreme Headquarters Allied Powers, Europe (sec. 571)

The House bill contained a provision (sec. 572) that would authorize the Secretary of Defense to enroll on a space-required, tuition-free basis a limited number of dependents of foreign military members who are assigned to the Supreme Headquarters Allied Powers, Europe, in the Defense Dependents' Education System in Mons, Belgium.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would authorize the Secretary to offer such enrollment only through the 2010–2011 school year. The amendment would require a report to Congress evaluating alternatives for a long-term plan for the education of dependents of U. S. military personnel assigned to the Supreme Headquarters Allied Powers, Europe.

Continuation of authority to assist local educational agencies that benefit dependents of members of the Armed Forces and Department of Defense civilian employees (sec. 572)

The House bill contained a provision (sec. 571) that would authorize $50.0 million for assistance to local educational agencies that have military dependent students comprising at least 20 percent of the students in average daily attendance. The provision would also authorize $15.0 million for assistance to local educational agencies that experience a significant increase or decrease in attendance of military dependent students due to military force structure changes, the relocation of military forces, and base closures and realignments.

The Senate amendment contained a provision (sec. 571) that would authorize $30.0 million for assistance to local educational agencies with significant concentrations of military school-aged children, and $10.0 million for special assistance to local educational agencies that experience an increase or decrease in students due to military force structure changes, relocation of military units, or base closures and realignments. The Senate amendment would also provide temporary authority for the Secretary of Defense, working with the Secretary of Education, to utilize funds appropriated for Operation and Maintenance, Defense-wide for the purpose of sharing expertise and experience of the Department of Defense Education Activity with local education agencies to assist those agencies as military students make the transition to civilian school systems as a result of base closure and realignment, global rebasing, and force restructuring.

The Senate recedes with an amendment that would authorize $35.0 million and $10.0 million, respectively, for assistance to local educational agencies with significant military school-aged children.

Elsewhere in this report, the conferees agree to authorize the sharing of expertise and experience of the Department of Defense Education Activity with local educational agencies that are experiencing a change in the number of military students due to base closure and realignment, global rebasing, and force restructuring, until September 30, 2011.

Impact aid for children with severe disabilities (sec. 573)

The Senate amendment contained a provision (sec. 572) that would authorize $5.0 million in Operation and Maintenance, Defense-wide, for impact aid payments for children with disabilities under section 8003(d) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7703(d)), using the formula set forth in section 363 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (Public Law 106–398).

The House bill contained no similar provision.

The House recedes.

Plan and authority to assist local educational agencies experiencing growth in enrollment due to force structure changes, relocation of military units, or base closures and realignments (sec. 574)

The Senate amendment contained a provision (sec. 573) that would require the Secretary of Defense to prepare a plan to provide assistance to local educational agencies that will experience a growth in enrollment of military and Department of Defense civilian school-aged children as a result of force structure changes, the relocation of military units, and the closure or realignment of a military installation. The provision would require submission of a report on the plan to Congress by January 1, 2007, and annual updates to the plan.

The House bill contained no similar amendment.

The House recedes with an amendment that would require annual updates to the plan after March 1, 2008 be submitted to Congress along with the President's budget request. The amendment would also authorize the Secretary of Defense to share expertise and experience of the Department of Defense Education Activity with affected local educational agencies for the purpose of assisting those agencies with the transition of military dependent school-aged children through September 30, 2011.

Pilot program on parent education to promote early childhood education for dependent children affected by military deployment or relocation of military units (sec. 575)

The Senate amendment contained a provision (sec. 574) that would require the Secretary of Defense to carry out a pilot program to enhance educational support for parents of pre-school aged children, who are affected by deployments or the relocation of military units.

The House bill contained no similar provision.

The House recedes with an amendment that would clarify that the requirement to conduct the pilot program would be subject to the appropriation of funds.

Subtitle I—Armed Forces Retirement Home

Report on leadership and management of the Armed Forces Retirement Home (sec. 578)

The Senate amendment contained a provision (sec. 668) that would require the redesignation of the Chief Operating Officer of the Armed Forces Retirement Home as Chief Executive Officer. The provision would require the Director of each facility of the home to be a member of the Armed Forces, and the Deputy Director to be a civilian with experience as a continuing care retirement community professional. The amendment would also clarify that the senior representative of one of the chief personnel officers of the Armed Forces serving as a member of the Local Board of Trustees for each facility be a military officer serving on active duty in the grade of brigadier general, or in the case of the Navy, rear admiral (lower half).

The House bill contained no similar provision.

The House recedes with an amendment that would require a report by the Secretary of Defense evaluating the effect of a change in the title of the Chief Operating Officer and qualifications of the Director and Deputy Director of each facility, as well as an assessment of whether or not there is a need for a greater role by members of the Armed Forces on active duty in the overall direction, operation, and management of the home.

The conferees note that the requirement for service on the Local Board of Trustees by a military officer in the grade of brigadier general, or in the case of the Navy, rear admiral (lower half), is addressed elsewhere in this report.

The conferees are aware that the Comptroller General has not completed the assessment of the regulatory oversight and monitoring of health and nursing home services required by section 909 of the National Defense Authorization Act for 2006 (Public Law 109–163). The conferees intend that the study required by that section will help inform future legislative and policy changes regarding oversight and monitoring of health and nursing home services at the home.

Report on Local Boards of Trustees of the Armed Forces Retirement Home (sec. 579)

The Senate amendment contained a provision (sec. 1064) that would require a report on the composition and activities of the Local Boards of Trustees of the Armed Forces Retirement Home.

The House bill contained no similar provision.

The House recedes with an amendment that would require an additional report element on the feasibility and effect of including as a member of each local board a member of the Armed Forces who is serving on active duty in the grade of brigadier general, or in the case of the Navy, rear admiral (lower half).

The conferees are concerned that failure to use the Local Boards of Trustees, as required by law in section 416 of title 24, United States Code, is a significant management issue at the Armed Forces Retirement Home. The conferees are also concerned that additional oversight and training is needed on the handling of personnel matters involving assigned military personnel. The conferees direct that these matters be included in the report required by this section.

Subtitle J—Reports

Report on personnel requirements for airborne assets identified as Low-Density, High-Demand Airborne Assets (sec. 581)

The House bill contained a provision (sec. 591) that would require the Secretary of Defense to submit a report, not later than 90 days after the date of the enactment of this Act, on personnel requirements and shortfalls for airborne assets identified as low-density, high-demand airborne assets based on combatant commander requirements to conduct and sustain operations for the global war on terrorism.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the report to be submitted to the Committees on Armed Services of the Senate and the House of Representatives not later than 120 days after the date of the enactment of this Act, and to include estimated manpower costs of personnel needed to address shortfalls.

Report on feasibility of establishment of Military Entrance Processing Command station on Guam (sec. 582)

The House bill contained a provision (sec. 584) that would require the Secretary of Defense to submit a report by June 1, 2007, on the feasibility and cost effectiveness of establishing a Military Entrance Processing Command station on Guam for new recruits who are drawn from the western Pacific region.

The Senate amendment contained no similar provision.

The Senate recedes.

Inclusion in annual Department of Defense report on sexual assaults of information on results of disciplinary actions (sec. 583)

The House bill contained a provision (sec. 595) that would amend section 577 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375) to require additional detail in the Department of Defense annual report on sexual assaults on the results of disciplinary action taken in substantiated cases.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

Report on provision of electronic copy of military records on discharge or release of members from the Armed Forces (sec. 584)

The Senate amendment contained a provision (sec. 588) that would require the Secretary of Defense, not later than 120 days after the date of the enactment of this Act, to submit a report on the feasibility and advisability of providing an electronic copy of military records (including all military service, medical, and other military records) to members of the Armed Forces on their discharge or release from the Armed Forces.

The House bill contained no similar provision.

The House recedes.

Report on omission of social security account numbers from military identification cards (sec. 585)

The Senate amendment contained a provision (sec. 591) that would require the Secretary of Defense to submit a report, not later than 180 days after the date of the enactment of this Act, assessing the feasibility of using military identification cards, which do not contain, display, or exhibit social security account numbers.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Report on maintenance and protection of data held by the Secretary of Defense as part of the Department of Defense Joint Advertising, Market Research and Studies (JAMRS) program (sec. 586)

The Senate amendment contained a provision (sec. 1417) that would require the Secretary of Defense to submit a report on how the JAMRS program maintains and protects data, including social security numbers, and prevents unauthorized access or inadvertent disclosure of data that could lead to identity theft.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Comptroller General report on military conscientious objectors (sec. 587)

The House bill contained a provision (sec. 593) that would require the Comptroller General to submit to Congress, not later than 180 days after the date of the enactment of this Act, a report concerning members of the Armed Forces who have claimed the status as a military conscientious objector between January 1, 1989, and December 31, 2006.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would establish September 1, 2007, as the due date for the report, limit the period reported on from September 11, 2001, to December 31, 2006, and clarify the elements of the report required.

Subtitle K—Other Matters

Modification in Department of Defense contributions to Military Retirement Fund (sec. 591)

The House bill contained a provision (sec. 581) that would reduce the Department of Defense's accrual contributions to the Military Retirement Fund by requiring the Department to contribute at the lower, part-time rate for reserve component soldiers who are mobilized or on active duty for special work.

The Senate amendment contained a similar provision (sec. 641(a) and (c)). The provision would also make this section effective on October 1, 2007.

The Senate recedes with an amendment that would make this section effective on October 1, 2007.

Revision in government contributions to Medicare-Eligible Retiree Health Care Fund (sec. 592)

The House bill contained a provision (sec. 589) that would amend sections 1111, 1115, and 1116 of title 10, United States Code, to change the formula by which the government makes annual contributions to the Medicare-Eligible Retiree Health Care Fund. The provision would reduce the annual government contribution to the fund by changing the formula for calculating that contribution by: (1) excluding the cadets and midshipmen at the service academies; (2) excluding members of the reserve components who are not counted against active component end strength under section 115(i) of title 10, United States Code; and (3) basing the calculation on Selected Reserve member strength, not the end strength of the larger Ready Reserve. The provision would also prohibit any funds authorized or appropriated to the Department of Defense from being used to make any payment to the Medicare-Eligible Retiree Health Care Fund.

The Senate amendment contained a similar provision (sec. 641(b)-(c)).

The Senate recedes with an amendment that would omit changes to section 1116 regarding payments into the Medicare-Eligible Retiree Health Care Fund. The amendment would also modify section 1111(a) of title 10, United States Code, to clarify that the fund shall be used to finance the liabilities of the uniformed services under retiree health care programs for medicare-eligible beneficiaries.

Dental Corps of the Navy Bureau of Medicine and Surgery (sec. 593)

The House bill contained a provision (sec. 582) that would eliminate the requirement for a separate dental division within the Navy Bureau of Medicine and Surgery, and establish a Dental Corps, which would be integrated within the Navy Bureau of Medicine and Surgery.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require that Navy dental functions be under the direction of the Chief of the Dental Corps.

Permanent authority for presentation of recognition items for recruitment and retention purposes (sec. 594)

The House bill contained a provision (sec. 583) that would make permanent the authority in section 2261 of title 10, United States Code, to expend appropriated funds to procure recognition items of nominal or modest value for recruitment or retention purposes.

The Senate amendment contained a similar provision (sec. 585) that would authorize the presentation of recognition items during any period of war or national emergency declared by the President or Congress.

The Senate recedes.

Persons authorized to administer enlistment and appointment oaths (sec. 595)

The House bill contained a provision (sec. 585) that would amend sections 502 and 1031 of title 10, United States Code, to allow the Secretary of Defense to designate who is authorized to administer an enlistment or appointment oath and expand the number of people eligible to administer such oaths when the situation dictates.

The Senate amendment contained a similar provision (sec. 581).

The Senate recedes.

Military voting matters (sec. 596)

The House bill contained a provision (sec. 586) that would repeal section 1566(d) of title 10, United States Code, which requires the Department of Defense Inspector General to periodically conduct unannounced assessments of the compliance of Department installations with the requirements of the Uniformed and Overseas Citizens Absentee Voting Act, set forth in section 1973ff of title 42, United States Code.

The Senate amendment contained a similar provision (sec. 583) that would require the Secretary of Defense to continue the Interim Voting Assistance System (IVAS) ballot request program for the general election and all elections through December 31, 2006, and require reports from the Secretary on the implementation of IVAS in 2006 and on the Department's plans for expanding the use of electronic voting technology in the future. The provision would also require the Comptroller General to submit a report to Congress by March 1, 2007, on the programs and activities undertaken by the Department to facilitate voter registration, transmittal of ballots to absentee voters, and voting using electronic means.

The House recedes with a technical amendment.

Physical evaluation boards (sec. 597)

The House bill contained a provision (sec. 587) that would add a new section to title 10, United States Code, that would require: (1) the service secretaries to ensure that documents announcing decisions of physical evaluation boards (PEB) convey the findings and conclusions of the board in an orderly and itemized fashion with specific attention to each issue presented by the member being evaluated; (2) the Secretary of Defense to prescribe regulations establishing requirements and training standards for PEB liaison officers and to assess the compliance of the Secretaries of the military departments with those regulations at least once every 3 years; and (3) the Secretary of Defense to publish regulations establishing standards and guidelines concerning PEB assignment and training of staff, operating procedures, and consistency and timeliness of board decisions, and to assess the compliance of the Secretaries of the military departments with those regulations at least once every 3 years.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

The conferees are concerned about the increasing caseloads being handled within the disability evaluation systems and adverse effects on processing times and decision-making that may stem from this increased caseload. The conferees urge the services to determine whether the manning and resources devoted to this function are sufficient and recommend that the service Inspectors General make the performance of the disability evaluation system an item of special interest.

Military ID cards for retiree dependents who are permanently disabled (sec. 598)

The Senate amendment contained a provision (sec. 582) that would require the Secretaries of the military departments to issue a permanent military ID card to a permanently disabled dependent of a military retiree.

The House bill contained no similar provision.

The House recedes.

United States Marine Band and United States Marine Drum and Bugle Corps (sec. 599)

The Senate amendment contained a provision (sec. 903) that would amend section 6222 of title 10, United States Code, to authorize the Secretary of the Navy to prescribe regulations for the appointment and promotion of members of the Marine Band and the Marine Drum and Bugle Corps. The provision would authorize the President to appoint members of the Marine Band and Marine Drum and Bugle Corps to the grades of captain and below and to delegate that authority to the Secretary of Defense. Additionally, the provision would authorize the President to appoint officers in the Marine Band and the Marine Drum and Bugle Corps in the grades of major and above by and with the advice and consent of the Senate.

The House bill contained no similar provision.

The House recedes.

LEGISLATIVE PROVISIONS NOT ADOPTED

Authorized strength of Navy Reserve flag officers

The House bill contained a provision (sec. 501) that would amend section 12004 of title 10, United States Code, to retain the authorized strength of Navy Reserve flag officers at 48 but eliminate existing limitations on their distribution and allocation.

The Senate amendment contained no similar provision.

The House recedes.

Modification of authorities on senior members of the Judge Advocate General's Corps

The Senate amendment contained a provision (sec. 504) that would raise the statutory grades of the Judge Advocates General of the Army, Navy, and Air Force to lieutenant general or vice admiral, as appropriate. These three officers would be in addition to the numbers that would otherwise be permitted for their armed forces for officers serving on active duty in grades above major general or rear admiral, as the case may be. The provision would also change the title of the Assistant Judge Advocate General of the Army to ''Deputy Judge Advocate General,'' as is presently the case for the corresponding officers in the Navy and Air Force.

The House bill contained no similar provision.

The Senate recedes.

Requirement for significant joint experience for officers appointed as Surgeon General of the Army, Navy, and Air Force

The Senate amendment contained a provision (sec. 505) that would add a new section 3036a and amend sections 3036, 5137, and 8036 of title 10, United States Code, to require that officers recommended for appointment as the Surgeon General of the Army, Navy, and Air Force must have significant joint experience as determined by the Chairman of the Joint Chiefs of Staff.

The House bill contained no similar provision.

The Senate recedes.

Report on private-sector promotion and constructive termination of members of the reserve components called or ordered to active service

The House bill contained a provision (sec. 513) that would require the Secretary of Defense to report on post-mobilization private-sector employment impacts on members of the reserve components.

The Senate amendment contained no similar provision.

The House recedes.

The conferees agree that the issue of whether or not members of the reserve components, called or ordered to active duty, receive promotions in due course upon their return from deployment in Operation Iraqi Freedom or Operation Enduring Freedom, or experience constructive termination by their employers as a result of such deployment, would be reviewed by a Department of Defense working group established by this Act to review transition to civilian employment of members of the National Guard and reserve returning from deployment.

Report on joint officer promotion boards

The Senate amendment contained a provision (sec. 521) that would require the Secretary of Defense to submit a report on the desirability and feasibility of conducting joint officer promotion selection boards.

The House bill contained no similar provision.

The Senate recedes.

Authority for United States Military Academy and United States Air Force Academy permanent military professors to assume command positions while on periods of sabbatical

The House bill contained a provision (sec. 523) that would authorize the Secretary of the Army and the Secretary of the Air Force to assign military officers who are permanent professors at the United States Military Academy and the United States Air Force Academy, respectively, to command positions while such professors are serving on a sabbatical tour of duty in an Army or Air Force unit outside the academic department of the academy to which they are assigned.

The Senate amendment contained no similar provision.

The House recedes.

Special operations fellowships

The House bill contained a provision (sec. 526) that would authorize the Secretary of

Defense to prescribe regulations under which the Assistant Secretary of Defense for Special Operations and Low-Intensity Conflict may award to an eligible person a fellowship leading to a doctoral or masters degree in a discipline determined by the Assistant Secretary.

The Senate amendment contained no similar provision.

The House recedes.

Condition on appointment of commissioned officers to position of Director of National Intelligence or Director of the Central Intelligence Agency

The Senate amendment contained a provision (sec. 530) that would amend chapters 32 and 63 of title 10, United States Code, to add new sections. In chapter 32, the provision would require that a commissioned officer, as a condition of appointment to the position of Director of National Intelligence or Director of the Central Intelligence Agency, acknowledge that upon termination of an assignment to either position the officer will retire. In chapter 63, the provision would require the Secretaries of military departments to retire an officer upon termination of an assignment in either position.

The House bill contained no similar provision.

The Senate recedes.

Pilot program on reintegration of members of the National Guard into civilian life after deployment

The Senate amendment contained a provision (sec. 534) that would require the Secretary of the Army to carry out a pilot program to assess the feasibility and advisability of a voluntary program to facilitate the reintegration of members of the National Guard into civilian life upon return from an overseas deployment.

The House bill contained no similar provision.

The Senate recedes.

The conferees believe that with the heavy reliance on the men and women of the National Guard and Reserve in support of Operation Enduring Freedom and Operation Iraqi Freedom it is essential that the Department of Defense take action to improve the flexibility and adequacy of military transition assistance programs (TAP) for their benefit. TAP for reservists should facilitate the reintegration of members of the National Guard and Reserve into civilian life as soon as possible after their return from an overseas deployment. TAP for reservists should also make such programs voluntary where appropriate and respect the desire of many Guardsmen and reservists to ''stand down'' from their military duties for appropriate periods. Therefore, the conferees urge the Department to implement and support a reintegration pilot program in a State that has a National Guard brigade returning from an overseas deployment. In the Senate Report accompanying H.R. 5631 (S. Rept. 09–292) of the Department of Defense Appropriations Bill, 2007, the conferees note that the Senate supported funding of $6.7 million for a reintegration initiative in connection with overseas deployment. If such a pilot program is implemented, the conferees direct the Secretary of Defense to submit a report of evaluation within 90 days of its conclusion, including a recommendation regarding the feasibility of reintegration programs for members of the National Guard and Reserve.

Report on using six-month deployments for Operation Enduring Freedom and Operation Iraqi Freedom

The House bill contained a provision (sec. 534) that would express the sense of Congress that the Secretary of the Army should continue to evaluate and consider the potential benefits and impacts of 6–month overseas deployments for soldiers in connection with Operation Enduring Freedom and Operation Iraqi Freedom. The provision would require the Secretary of the Army to submit a report on any plans, benefits, and drawbacks regarding shorter deployments and the results of any surveys of soldiers and their dependents regarding proposals to reduce the length of operational deployments

The Senate amendment contained no similar provision.

The House recedes.

National Guard officers authority to command

The House bill contained a provision (sec. 544) that would permit, with presidential authorization and consent of the Governor concerned, any National Guard officer to retain a State commission in the National Guard while serving on active duty. The provision would further allow such authorization and consent to be obtained in advance in order to establish succession to command.

The Senate amendment contained no similar provision.

The House recedes.

The conferees recommend that the Commission on the National Guard and Reserve review the advisability and feasibility of further expanding the authority of National Guard officers to serve in both Federal status under title 10, United States Code, and State status under title 32, United States Code, as a means of achieving unity of command of units that are composed of both active-duty members and National Guard personnel. Elsewhere in this report, the conferees agree to add this issue to the matters referred to the commission for review on a priority basis.

Cold War Victory Medal

The House bill contained a provision (sec. 552) that would require the service secretaries to issue a service medal to be known as the Cold War Victory Medal to eligible members and former members of the Armed Forces who performed active duty or inactive duty training between September 2, 1945, and December 26, 1991.

The Senate amendment contained no similar provision.

The House recedes.

Advancement on the retired list of certain decorated retired Navy and Marine Corps officers

The House bill contained a provision (sec. 554) that would require the Secretary of the Navy, upon receipt of a qualifying application, to advance to the next higher grade on the retired list officers who had been specifically commended for performance of duty in combat during World War II. The provision, which would have restored in part a retirement benefit that ended in 1959, would have no effect on compensation or benefits.

The Senate amendment contained no similar provision.

The House recedes.

Criteria for removal of member from temporary disability retired list

The House bill contained a provision (sec. 561) that would amend section 1210(e) of title 10, United States Code, to direct that a member with less than a 30 percent disability rating may not be removed from the temporary disability retired list (TDRL) and separated prior to the expiration of the maximum TDRL period allowed by law unless the disability is of a permanent nature and stable.

The Senate amendment contained no similar provision.

The House recedes.

The conferees are concerned that the absence of a standard relating to the permanent and stable nature of a disability rated at less than 30 percent under section 1210(e) of title 10 may lead to inequitable results for members with less than 20 years of active-duty service. The conferees direct the Secretary of Defense to submit a report no later than May 1, 2007, describing the manner in which section 1210(e) is implemented in the military departments and explaining how military members with disabilities rated at less than 30 percent who are placed on the TDRL are administered. The report should include discussion of what the impact would be of a change in law requiring that such a disability be of a permanent and stable nature. The report should include recommendations for legislative changes that would ensure that members with substantial active-duty service are treated equitably.

Modification of time limit for use of entitlement to educational assistance for reserve component members supporting contingency operations and other operations

The Senate amendment contained a provision (sec. 570A) that would extend the time a member of the Selected Reserve is authorized to use the educational benefit earned for service while recalled to active duty in support of a war or national emergency for a period of 10 years from the date of separation from the Selected Reserve.

The House bill contained no similar provision.

The Senate recedes.

Postal benefits program for members of the Armed Forces

The House bill contained a provision (sec. 575) that would require the Secretary of Defense, in consultation with the United States Postal Service, to provide a program of postal benefits to military members who are serving in Iraq or Afghanistan, or who are hospitalized at a military medical facility as a result of disease or injury incurred while serving in Iraq or Afghanistan. The postal benefit would be provided using coupons or other forms of evidence indicating a mailing privilege to be used to mail letters, sound and video recordings, printed materials, or ground parcels not exceeding 15 pounds in weight at no cost.

The Senate amendment contained no similar provision.

The House recedes.

Funding

The House bill contained a provision (sec. 576) that would require the Secretary of Defense to fund the operation of the postal benefit program from contingent emergency reserve funds or emergency supplemental appropriations.

The Senate amendment contained no similar provision.

The House recedes.

Duration

The House bill contained a provision (sec. 577) that would require new postal benefits to apply with respect to mail sent during the 1-year period beginning on the date on which the regulations administering the postal benefit are issued by the Secretary of Defense.

The Senate amendment contained no similar provision.

The House recedes.

Sense of Senate on notice to Congress of recognition of members of the Armed Forces for extraordinary acts of bravery, heroism, and achievement

The Senate amendment contained a provision (sec. 587) that would express the sense of the Senate that the Secretary of Defense or the service secretaries should notify the Committees on Armed Services of the Senate and the House of Representatives and applicable senators and representatives when a member of the Armed Forces receives a

medal or is otherwise commended or recognized for an act of extraordinary heroism, bravery, achievement, or other distinction.

The House bill contained no similar provision.

The Senate recedes.

Department of Labor Transitional Assistance Program

The House bill contained a provision (sec. 588) that would amend section 1144 of title 10, United States Code, to require participation by certain members of reserve components in the transition assistance program (TAP) provided by the Secretary of Labor, and encourage participation by certain members who had previously participated in such programs. The provision would also require the service secretaries to update the content of transition materials used by the National Veterans Training Institute of the Department of Labor on a continuing basis.

The Senate amendment contained no similar provision.

The House recedes.

The conferees expect the Secretary of Defense, the Secretaries of the military Departments, and the Secretary of Labor to take steps to ensure maximum participation by all eligible service members, and particularly members of the National Guard and Reserve, in pre-separation counseling and TAP. Military leaders should encourage and assist separating service members to develop personal transition plans prior to separation. TAP presentations programs should be scheduled during duty time to ensure all separating service members, including Guard and Reserve members, have full access and opportunity to attend.

The conferees are encouraged by the new approach to the TAP for members of the Guard and Reserve and their families described in the Report to Congress on Transition Assistance and Disabled Transition Assistance Programs of May 4, 2006. The combination of a transition assistance orientation, a new web-based transition assistance portal, and an around-the-clock call center will address the full spectrum of needs and concerns of demobilizing Guard and Reserve personnel by providing the assistance whenever needed without unnecessarily delaying the members' return to their homes following deployments. The conferees encourage the expedited implementation of this new approach.

Military chaplains

The House bill contained a provision (sec. 590) that would amend sections 3547, 4337, 6031, 8547, and 9337 of title 10, United States Code, to prescribe that military chaplains shall have the prerogative to pray according to the dictates of their conscience, except as must be limited by military necessity, with any such limitation being imposed in the least restrictive manner feasible.

The Senate amendment contained no similar provision.

The House recedes.

The conferees direct the Secretary of the Air Force to rescind the policy and revised interim guidelines concerning the exercise of religion in the Air Force issued on February 9, 2006, and direct the Secretary of the Air Force to reinstate the policy that was set forth in the Air Force Directive 52–1 dated July 1, 1999. The conferees further direct the Secretary of the Navy to rescind the Secretary of the Navy Instruction 1730.7C dated February 21, 2006, titled ''Religious Ministry within the Department of the Navy,'' and direct the Secretary of the Navy to reinstate the policy that was set forth in the Secretary of the Navy Instruction 1730.7B dated October 12, 2000.

Entrepreneurial service members empowerment task force

The House bill contained a provision (sec. 592) that would require the Secretary of Defense, in coordination with the Administrator of the Small Business Administration, to establish a task force that would improve programs designed to address the economic concerns and business challenges of military member entrepreneurs and coordination of programs by Federal agencies.

The Senate amendment contained no similar provision.

The House recedes.

Funeral ceremonies for veterans

The Senate amendment contained a provision (sec. 592) that would amend section 1491 of title 10, United States Code, to authorize the service secretaries, under regulations and procedures prescribed by the Secretary of Defense, to support the conduct of funeral honors that are provided solely by members of veterans organizations for deceased veterans. The provision would also amend section 4683 of title 10, United States Code, to authorize the use at funeral ceremonies of M–1 rifles by designees of veterans organizations who are at least 18 years of age, are the spouses, sons, daughters, nephews, nieces, or other family relations of members or former members of the Armed Forces, and have successfully completed a formal firearm training program or a hunting safety program.

The House bill contained no similar provision.

The Senate recedes.

The conferees acknowledge and are deeply grateful for the voluntary contribution of time, resources, and expertise by veterans organizations and their members who provide funeral honors for deceased veterans, particularly in rural and remote areas far from military installations. Without their assistance, the rendering of appropriate funeral honors when requested by survivors to those who have served in the Armed Forces would not be possible. The conferees believe that greater effort is needed by the Department of Defense to identify appropriate means to support veterans organization partners in fulfilling this commitment. The conferees also believe that reasonable steps should be taken to support members of veterans organizations who render funeral honors by loaning M–1 rifles under the authority of section 4683. The conferees direct the Secretary of the Army to submit a report to the Committees on Armed Services of the Senate and the House of Representatives within 90 days of the date of the enactment of this Act on current policies and practices of the Army relating to limits or prohibitions being enforced by the Army on the use of M–1 rifles by members of veterans organizations who are relatives or family members of veterans but not veterans themselves.

TITLE VI—COMPENSATION AND OTHER PERSONNEL BENEFITS

LEGISLATIVE PROVISIONS ADOPTED

Subtitle A—Pay and Allowances

Fiscal year 2007 increase in military basic pay and reform of basic pay rates (sec. 601)

The House bill contained provisions (secs. 601–602) that would increase the rate of basic pay for all military members by 2.7 percent effective on January 1, 2007, and, for certain mid-career personnel, increase the rate of pay by higher percentages effective April 1, 2007.

The Senate amendment contained a provision (sec. 601) that would authorize a pay raise for members of the uniformed services of 2.2 percent effective on January 1, 2007; target pay raises for warrant officers and enlisted members serving in the E–5 to E–7 grades that would be effective on April 1, 2007; and extend the basic pay table to 40 years, providing longevity step increases for the highest officer, warrant officer, and enlisted grades.

The House recedes with a technical amendment.

Increase in maximum rate of basic pay for general and flag officer grades to conform to increase in pay cap for Senior Executive Service personnel (sec. 602)

The House bill contained a provision (sec. 603) that would amend section 203(a)(2) of title 37, United States Code, to provide that the rates of basic pay for officers in pay grades O–7 through O–10 may not exceed the monthly equivalent of the rate of pay for level II, vice III, of the Executive Schedule.

The Senate amendment contained a similar provision (sec. 602).

The House recedes with a technical amendment.

One-year extension of prohibition against requiring certain injured members to pay for meals provided by military treatment facilities (sec. 603)

The Senate amendment contained a provision (sec. 604) that would amend section 402(h)(3) of title 37, United States Code, to extend for an additional year the prohibition on requiring members who are undergoing medical recuperation or therapy, or are otherwise in the status of continuous care, including outpatient care, at a military treatment facility for injuries, illnesses, or diseases incurred or aggravated while serving on active duty in support of Operation Iraqi Freedom or Operation Enduring Freedom, or in any other operation designated by the Secretary of Defense as a combat operation or in an area designated by the Secretary as a combat zone. The provision would also require the Secretary to submit a report to the congressional defense committees by February 1, 2007, on the administration of section 402(h)(3), including an assessment of the implementation of the prohibition by the services and recommendations regarding whether this authority should be made permanent.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Availability of second basic allowance for housing for certain reserve component or retired members serving in support of contingency operations (sec. 604)

The House bill contained a provision (sec. 604) that would amend section 403(g) of title 37, United States Code, to authorize service secretaries to pay a second monthly basic allowance for housing in lieu of per diem to reserve component members without dependents mobilized in support of a contingency operation.

The Senate amendment contained a similar provision (sec. 605).

The Senate recedes with an amendment that would make the provision effective on or after October 1, 2006.

Extension of temporary continuation of housing allowance for dependents of members dying on active duty to spouses who are also members (sec. 605)

The House bill contained a provision (sec. 605) that would amend section 403(l) of title 37, United States Code, to provide that a member of the uniformed services, who is a spouse of a deceased member who died while serving on active duty, may continue to be paid the basic allowance for housing.

The Senate amendment contained a similar provision (sec. 606).

The Senate recedes.

Payment of full premium for coverage under Servicemembers' Group Life Insurance program during service in Operation Enduring Freedom or Operation Iraqi Freedom (sec. 606)

The House bill contained a provision (sec. 607) that would amend section 437 of title 37, United States Code, to increase from $150,000 to $400,000 the amount of coverage under the Servicemembers' Group Life Insurance that the services would be required to fund for all members of the Armed Forces serving in Operation Enduring Freedom or Operation Iraqi Freedom.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

Clarification of effective date of prohibition on compensation for correspondence courses (sec. 607)

The House bill contained a provision (sec. 606) that would amend section 206(d) of title 37, United States Code, to clarify that the prohibition on compensation for work or study in connection with correspondence courses, including the prohibition as it relates to a member of the National Guard while not in federal service, applies to any such work or study performed on or after September 7, 1962, and to any claim for compensation based on such work or study arising after that date

The Senate amendment contained a similar provision (sec. 603).

The Senate recedes.

The conferees direct the Secretary of Defense to review the policy regarding compensation of members of the reserve components (which include officers and enlisted personnel of the National Guard) for completing correspondence and distance learning courses. The review should include an audit of military professional education and other career development and military skills courses that are required for continued military service and advancement in the reserve component. For those courses that do not afford reserve component members practical options for attending in residence, an assessment should be completed of the feasibility and need for compensation as an incentive to complete correspondence and distance learning courses. The Secretary should report on the results of this review, including any recommendations for legislative changes, by July 31, 2007, to the Committees on Armed Services of the Senate and the House of Representatives.

Extension of pilot program on contributions to Thrift Savings Plan for initial enlistees in the Army (sec. 608)

The Senate amendment contained a provision (sec. 619) that would extend the pilot program on contributions to the Thrift Savings Plan for initial enlistees in the Army, as required by section 606 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163), until December 31, 2008. The provision would also extend the due date for the report on the pilot program to February 1, 2008.

The House bill contained no similar provision.

The House recedes.

Subtitle B—Bonuses and Special and Incentive Pays

Extension of certain bonus and special pay authorities for reserve forces (sec. 611)

The House bill contained a provision (sec. 611) that would extend for 1 year the authority to pay the Selected Reserve reenlistment bonus; the Selected Reserve affiliation or enlistment bonus; the special pay for enlisted members assigned to certain high priority units; the Ready Reserve enlistment bonus for persons without prior service; the Ready Reserve enlistment and reenlistment bonus for persons with prior service; and the Selected Reserve enlistment bonus for persons with prior service.

The Senate amendment contained a similar provision (sec. 611).

The House recedes.

Extension of certain bonus and special pay authorities for health care professionals (sec. 612)

The House bill contained a provision (sec. 612) that would extend the authority for the nurse officer candidate accession program, the accession bonus for registered nurses, the incentive special pay for nurse anesthetists, the special pay for Selected Reserve health professionals in critically short wartime specialties, the accession bonus for dental officers, and the accession bonus for pharmacy officers until December 31, 2007. Additionally, the provision would extend the authority to repay the educational loans for certain health professionals who serve in the Selected Reserve to January 1, 2008.

The Senate amendment contained a similar provision (sec. 612).

The House recedes.

Extension of special pay and bonus authorities for nuclear officers (sec. 613)

The House bill contained a provision (sec. 613) that would extend for 1 year the authority to pay the special pay for nuclear-qualified officers extending their period of active service; the nuclear career accession bonus; and the nuclear career annual incentive bonus.

The Senate amendment contained an identical provision (sec. 613).

The conference agreement includes this provision.

Extension of authorities relating to payment of other bonuses and special pays (sec. 614)

The House bill contained a provision (sec. 614) that would extend for 1 year the authority to pay the aviation officer retention bonus; assignment incentive pay; the reenlistment bonus for active members; the enlistment bonus; the retention bonus for members qualified in critical military skills or assigned to high priority units; the accession bonus for new officers in critical skills; the incentive bonus for conversion to military occupational specialty to ease personnel shortage; and the incentive bonus for transfer between the armed forces.

The Senate amendment contained a similar provision (sec. 614). The provision would extend through December 31, 2009, the authority to pay the incentive bonus for transfer between the armed forces.

The House recedes.

Expansion of eligibility of dental officers for additional special pay (sec. 615)

The House bill contained a provision (sec. 615) that would authorize additional special pay for dental officers while they are undergoing dental internship or residency training.

The Senate amendment contained no similar provision.

The Senate recedes.

Increase in maximum annual rate of special pay for Selected Reserve health care professionals in critically short wartime specialties (sec. 616)

The House bill contained a provision (sec. 616) that would increase the maximum annual rate of special pay for Selected Reserve health care professionals in critically short wartime specialties from $10,000 to $25,000.

The Senate amendment contained a similar amendment (sec. 615).

The House recedes with a clarifying amendment.

Expansion and enhancement of accession bonus authorities for certain officers in health care specialties (sec. 617)

The House bill contained a provision (sec. 621) that would authorize the Secretary of Defense to establish a 2-year pilot program to offer additional financial incentives for up to five critical medical specialties.

The Senate amendment contained a provision (sec. 616) that would authorize an increase in the maximum amount authorized for an accession bonus for fully qualified dental officers from $30,000 to $200,000, and an accession bonus of up to $400,000 for fully qualified medical officers and dental specialist officers in critically short wartime specialties.

The House recedes with a technical amendment.

Authority to provide lump sum payment of nuclear officer incentive pay (sec. 618)

The House bill contained a provision (sec. 617) that would authorize nuclear officer incentive pay to be paid as a lump sum or in variable amounts in addition to payment in equal annual installments.

The Senate amendment contained no similar provision.

The Senate recedes.

Increase in maximum amount of nuclear career accession bonus (sec. 619)

The House bill contained a provision (sec. 618) that would increase the maximum amount of the nuclear career accession bonus from $20,000 to $30,000.

The Senate amendment contained a similar provision (sec. 617).

The House recedes with a clarifying amendment.

Increase in maximum amount of incentive bonus for transfer between Armed Forces (sec. 620)

The House bill contained a provision (sec. 619) that would amend section 327(d)(1) of title 37, United States Code, to increase the maximum authorized amount of the incentive bonus for transfer between armed forces from $2,500 to $10,000.

The Senate amendment contained a similar provision (sec. 618(d)).

The Senate recedes with a technical amendment.

Additional authorities and incentives to encourage retired members and reserve component members to volunteer to serve on active duty in high-demand, low-density assignments (sec. 621)

The House bill contained a provision (sec. 623) that would add a new section 329 to title 37, United States Code. The provision would authorize the Secretary of Defense to pay a bonus of up to $50,000 to encourage retired members, reservists, and former members discharged from the military to return to active duty to fill manpower requirements in units tasked to provide high-demand, low-density military capabilities or to fill other specialties, as designated by the Secretary as critical to meet wartime or peacetime requirements. This section would also authorize the Secretary to develop additional incentives to encourage personnel with critical, high-demand, low-density skills to return to active duty. The authority would expire on December 31, 2010. The provision would also amend section 688a of title 10, United States Code, to authorize the Secretary concerned to order to active duty a retired member who agrees to serve on active duty in an assignment intended to alleviate a high-demand, low-density military capability.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment that would specify that members

appointed under the authority of section 329 of title 37, United States Code, are not eligible for promotion.

Accession bonus for members of the Armed Forces appointed as commissioned officers after completing officer candidate school (sec. 622)

The Senate amendment contained a provision (sec. 620) that would amend title 37, United States Code, to add a new section 330 that would authorize an accession bonus not to exceed $8,000 for persons who complete officer candidate school (OCS), accept a commission or appointment as an officer of the armed forces, and serve on active duty in accordance with the terms of their agreement. The provision would also authorize the Secretary of the Army to pay an accession bonus not to exceed $8,000 to a person who, during the period beginning on April 1, 2005, and ending on April 6, 2006, executed an agreement to enlist for the purpose of attending OCS and received a bonus under section 309 of title 37, United States Code, and who completed the terms of the agreement required for payment of the bonus.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Modification of certain authorities applicable to the targeted shaping of the Armed Forces (sec. 623)

The House bill contained a provision (sec. 622) that would expand the temporary program of voluntary separation incentives (VSI) and benefits authorized by section 643 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) to remove the bar prohibiting participation of enlisted personnel and officers with between 12 and 20 years of service. The provision would also amend section 1175 of title 10, United States Code, to extend the expiration date of the authority from December 31, 2008, to December 31, 2009.

The Senate amendment contained a similar provision (sec. 618) that would increase the maximum authorized amount of the VSI to an amount not greater than four times the full amount of separation pay for a member of the same pay grade and years of service who is involuntarily separated under section 1174 of title 10, United States Code, and extend the authority to use the provision through December 31, 2012. The provision would amend sections 638 and 638a of title 10, United States Code, to relax limitations on use of selective early retirements and discharges through December 31, 2012.

The House recedes with an amendment that would delete provisions relating to the expanded use of selective early retirement boards under sections 638 and 638a.

Enhancement of bonus to encourage certain persons to refer other persons for enlistment in the Army (sec. 624)

The House bill contained a provision (sec. 620) that would amend section 645(a) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) to clarify that military retirees, to include members of a reserve component under 60 years of age who, but for age, would be eligible for retired pay, are eligible to be paid the referral bonus.

The Senate amendment contained a similar provision (sec. 621). The provision would increase the maximum amount of the bonus not to exceed $2,000; provide that civilian employees of the Department of the Army are also eligible to receive the referral bonus; and specify that a referral bonus paid to a retiree is in addition to any compensation to which such a member is entitled under titles 10, 37, or 38 United States Code, or under any other provision of law.

The House recedes with an amendment that would make administrators or instructors in the Junior Reserve Officers' Training Corps program or retired members of the Army employed as administrators or instructors in the program ineligible for the bonus.

Subtitle C—Travel and Transportation Allowances

Travel and transportation allowances for transportation of family members incident to illness or injury of members (sec. 631)

The House bill contained a provision (sec. 633) that would amend section 411h of title 37, United States Code, to authorize the payment of travel and transportation allowances to a person related to a seriously injured or ill member covered under section 411h, who is also a member of the Armed Forces.

The Senate amendment contained no similar provision.

The Senate recedes.

Subtitle D—Retired Pay and Survivor Benefits

Retired pay of general and flag officers to be based on rates of basic pay provided by law (sec. 641)

The Senate amendment contained a provision (sec. 650) that would add a new section 1407a to title 10, United States Code, that would control the calculation of the retired pay of a flag or general officer whose rate of pay while on active duty was subject to a reduction under section 203(a)(2) of title 37. The provision would provide that such a determination would be made using the rates of basic pay in effect as provided by law rather than rates reduced under section 203(a)(2). The effective date for this provision would be October 1, 2006.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Inapplicability of retired pay multiplier maximum percentage to service of members of the Armed Forces in excess of 30 years (sec. 642)

The Senate amendment contained a provision (sec. 651) that would amend sections 1409 and 12739 of title 10, United States Code, to provide that in the case of a member who retires after December 31, 2006, with more than 30 years of creditable service, the percentage to be used to calculate retired pay would increase based on the years of active-duty or reserve service in excess of 30 years pursuant to a prescribed formula. The Secretary of Defense would be authorized to establish conditions under which this higher rate of retired pay would be afforded for purposes of this provision.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Military Survivor Benefit Plan beneficiaries under insurable interest coverage (sec. 643)

The House bill contained a provision (sec. 641) that would amend section 1448(b)(1) of title 10, United States Code, to allow military retirees who participate in the Survivor Benefit Plan and elect the insurable interest coverage to select a new insurable interest if their designated beneficiary dies.

The Senate amendment contained no similar provision.

The Senate recedes.

Modification of eligibility for commencement of authority for optional annuities for dependents under the Survivor Benefit Plan (sec. 644)

The House bill contained a provision (sec. 645) that would express the sense of Congress that eligibility for a surviving child annuity in lieu of a surviving spouse annuity under the Survivor Benefit Plan (SBP) for a child of a member of the Armed Forces who dies while on active duty should be extended so as to cover children of members who die after October 7, 2001, rather than only children of members dying after November 23, 2003.

The Senate amendment contained a provision (sec. 652) that would amend section 1448(d)(2)(B) of title 10, United States Code, to effect the foregoing change to SBP elections based on service member deaths after October 7, 2001.

The House recedes.

Study of training costs, manning, operations tempo, and other factors that affect retention of members of the Armed Forces with special operations designations (sec. 645)

The House bill contained a provision (sec. 644) that would require the Secretary of Defense to submit a report, not later than 90 days after the date of the enactment of this Act, on retention of members of the Armed Forces who have a special operations forces designation.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would delete certain matters to be reported on, and require that the report be submitted no later than August 1, 2007.

Subtitle E—Commissary and Nonappropriated Fund Instrumentality Benefits

Treatment of price surcharges of certain merchandise sold at commissary stores (sec. 661)

The House bill contained a provision (sec. 651) that would clarify that revenues for products that are sold in commissary stores as special exceptions to the standard surcharge shall be applied to the surcharge fund as if it were a uniform surcharge product.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

Limitations on lease of non-excess Department of Defense property for protection of morale, welfare, and recreation activities and revenue (sec. 662)

The House bill contained a provision (sec. 652) that would prohibit the Secretary of Defense from entering into a lease for enhanced use of non-excess Department of Defense property, which includes the establishment or operation of an ancillary support facility if that facility would be in direct competition with military exchanges, commissaries, and morale, welfare, and recreation activities.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require a lessee to provide military exchanges, commissaries, and morale, welfare, and recreation activities the right to establish and operate a community support facility or provide community support services that are determined to be in direct competition with facilities or activities of those entities, or to seek equitable compensation for Department morale, welfare, and recreation programs in lieu of operation of such a facility or service. The amendment would allow these entities 90 days within which to exercise the right to establish or operate such community support facilities or services, and require notification to Congress regarding all leases for enhanced use that include such facilities or services. The amendment would also require the Secretary to prescribe uniform procedures and criteria for the evaluation of proposals for enhanced use leases involving the operation of community

support facilities or services by either a lessee or a military exchange, commissary, or morale, welfare, and recreation entity. The conferees note that the term ''lodging support services'' as used in the provision was intended to include coin operated machines, lobby store for personal items and snacks, restaurants/snack bars, and other similar support services.

The conferees direct the Secretary to ensure that the notifications required in subsection (d)(6) of the amendment are carried out in the same manner as approval or disapproval is obtained from the Committees on Armed Services of the Senate and the House of Representatives for non-appropriated fund military construction projects.

Report on cost effectiveness of purchasing commercial insurance for commissary and exchange facilities and facilities of other morale, welfare, and recreation programs and nonappropriated fund instrumentalities (sec. 663)

The House bill contained a provision (sec. 654) that would require the Secretary of Defense to submit a report to Congress evaluating the cost effectiveness of the Defense Commissary Agency and certain nonappropriated fund activities purchasing commercial insurance to protect financial interests in facilities operated by morale, welfare, and recreation activities, military exchange stores, and commissary stores against loss or damage.

The Senate amendment contained no similar provision.

The Senate recedes.

Study and report regarding access of disabled persons to morale, welfare, and recreation facilities and activities (sec. 664)

The House bill contained a provision (sec. 662) that would require the Secretary of Defense to conduct a pilot project at a significant number of military golf courses for the purpose of developing a strategy to make golfs carts that are accessible for disabled persons available at all military golf courses.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary to conduct a study of the current capability of Department of Defense morale, welfare, and recreation facilities and nonappropriated fund activities to provide access and accommodation to disabled persons, with specific attention to the applicability of section 504 of the Rehabilitation Act of 1973 (Public Law 93–112). The amendment would require the study to include plans to make available additional golf carts at military golf courses that are accessible for disabled persons authorized to use such courses. The amendment would require the Secretary to report to Congress on the results of the study not later than 180 days after the date of the enactment of this Act.

Subtitle F—Other Matters

Limitations on terms of consumer credit extended to servicemembers and dependents (sec. 670)

The Senate amendment contained a provision (sec. 666) that would amend title II of the Servicemembers Civil Relief Act (50 U.S.C. App. 521 et seq.) (SCRA) to add a new section 208 that would regulate the terms of consumer credit extended by creditors to servicemembers and servicemembers' dependents. The provision would: (1) prohibit creditors from imposing an annual percentage rate greater than 36 percent for consumer credit loans; (2) require prescribed mandatory loan disclosures, including a clear description of payment obligations; (3) prohibit creditors from automatically renewing, repaying, refinancing, or consolidating a loan without executing new loan documentation and loan disclosures; and (4) preempt any State or Federal law or regulation to the extent that such law or regulation is inconsistent with this provision. The provision would provide penalties, including fines as provided in title 18, United States Code, or imprisonment for not more than 1 year.

The House bill contained no similar provision.

The House recedes with an amendment that would amend title 10, rather than the SCRA, to add a new section 987 that would establish additional protections for servicemembers and their dependents who are extended credit. The amendment would prohibit creditors from charging servicemembers and their dependents annual percentage rates of interest for loans higher than the legal limits for residents of the State. The amendment would prohibit violation or waiver of any State consumer lending protections that protect residents of the State on the basis of nonresident or military status. The amendment would set forth specific limitations on lending practices by creditors who extend credit to covered members and their dependents, including mandatory waiver of a borrower's right to legal recourse using a check or other means of access to a deposit, savings, or other financial account maintained by the borrower; or using the title of a vehicle as security for an obligation. The amendment would direct the Secretary of Defense, in consultation with other Federal regulatory agencies, including the Federal Trade Commission, the Board of Governors of the Federal Reserve System, the Office of the Comptroller of the Currency, the Federal Deposit Insurance Corporation, the Office of Thrift Supervision, the National Credit Union Administration, and the Treasury Department, to prescribe regulations to carry out this provision.

Enhancement of authority to waive claims for overpayment of pay and allowances and travel and transportation allowances (sec. 671)

The Senate amendment contained a provision (sec. 665) that would amend section 2774 of title 10, United States Code, to specify that a claim of the United States against a person arising out of an erroneous payment of a bonus, special pay, or incentive pay, in addition to erroneous payment of pay or allowances, may be waived. The provision would also increase the dollar limit for waivers from $1,500 to $10,000 and extend the period in which a waiver may be granted from 3 years to 5 years. The provision would require that any modifications to standards under section 2774 controlling waivers of claims necessitated by this provision be completed not later than March 1, 2007.

The House bill contained no similar provision.

The House recedes with an amendment that would delete the requirement for modifications to applicable standards and the provision relating to bonuses, special pays, and incentive pays as unnecessary.

Exception for notice to consumer reporting agencies regarding debts or erroneous payments pending a decision to waive, remit, or cancel (sec. 672)

The Senate amendment contained a provision (sec. 664) that would amend section 2780 of title 10, United States Code, to prohibit disclosure of information to consumer reporting agencies concerning indebtedness of a member that is delinquent by more than 3 months while a decision regarding waiver, remission, or cancellation is pending.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Expansion and enhancement of authority to remit or cancel indebtedness of members and former members of the Armed Forces incurred on active duty (sec. 673)

The House bill contained a provision (sec. 663) that would amend sections 4837, 6161, and 9837 of title 10, United States Code, to extend the termination date of the temporary expanded authority to remit or cancel indebtedness of military members included in section 683 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) from December 31, 2007, to December 31, 2009. The provision would also increase the period of time from 1 year to 5 years following honorable discharge or separation during which the service secretaries may exercise the expanded authority to remit and cancel indebtedness.

The Senate amendment contained a similar provision (sec. 663) that would extend the applicability of the remission or cancellation authority to retired members. The provision would also authorize the Secretary of Defense to determine the limits on the time for exercise of the authority to remit or cancel indebtedness by regulation.

The House recedes with an amendment that would authorize service secretaries to remit or cancel indebtedness of persons incurred while they served on active duty in the armed forces. The amendment would eliminate limits on the allowable period of exercise of their authority retroactive to October 7, 2001, and make the authority to remit or cancel indebtedness permanent.

The conferees believe that the Secretary of Defense must take more forceful steps to ensure that policies and procedures used by the Defense Finance and Accounting Service and the services relating to the collection of indebtedness incurred by members are cost-effective and equitable. Collection practices must take into account fully the problems created by existing manual pay systems, sources of errors causing overpayments, and the harmful effects on morale of belated, computer-generated efforts to recoup pay from members, particularly those who have served under combat conditions, whose overpayments occurred through no fault of the member.

Phased recovery of overpayments of pay made to members of the uniformed services (sec. 674)

The House bill contained a provision (sec. 664) that would amend section 1007 of title 37, United States Code, to provide that the amount deducted from the pay of a member to recover an overpayment may not exceed 20 percent per month of the member's pay when the overpayment occurred through no fault of the member. Additionally, no deduction would be authorized from the pay of a member who has been wounded or injured in the line of duty or who incurred an illness in a combat operation or combat zone until the 90-day period beginning on the date on which the member is notified of the overpayment has expired.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would authorize waiver of the conditions limiting collection of overpayments if the member requests or consents to collection of the overpayment at an accelerated rate or at an earlier date.

Joint family support assistance program (sec. 675)

The Senate amendment contained a provision (sec. 667) that would require the Secretary of Defense to establish a joint family support program in at least six regions in

the United States. The program would provide financial and other assistance to families of members of the Armed Forces, including sponsorship of volunteers and coordination of family assistance activities of the Department of Defense as well as other public and private entities. The provision would also authorize $5.0 million in Operation and Maintenance, Defense-wide to provide financial, material, or other support to nonprofit entities to facilitate assistance by those entities to geographically isolated family members of the Armed Forces. The authority for both programs would expire 3 years after the initial obligation of funds.

The House bill contained no similar provision.

The House recedes with an amendment that would limit the number of joint family support assistance regional sites to six, and clarify that the program is not intended to operate in lieu of existing family support centers, but rather to augment the activities of the Department of Defense and the military departments family support centers. The amendment would also delete the authorization for grants to nonprofit entities.

The conference outcome is reflected in the tables in this report.

Special working group on transition to civilian employment of National Guard and Reserve members returning from deployment in Operation Iraqi Freedom or Operation Enduring Freedom (sec. 676)

The Senate amendment contained a provision (sec. 682) that would require the Secretary of Defense to establish a working group to identify and assess the needs of members of the National Guard and Reserve returning from deployment in Operation Iraqi Freedom or Operation Enduring Freedom in the transition to civilian employment. The working group would be required to report its recommendations to Congress within 1 year on the provision of assistance to employers and employment assistance organizations, and ways to improve collaboration between the public and private sector in order to ensure the successful transition of members into civilian employment.

The House bill contained no similar provision.

The House recedes with an amendment that would require the working group to assess the extent to which members of the National Guard and Reserve receive promotions, or experience termination of employment, upon their return from deployment in Operation Iraqi Freedom or Operation Enduring Freedom.

Audit of pay accounts of members of the Army evacuated from a combat zone for inpatient care (sec. 677)

The Senate amendment contained a provision (sec. 661) that would require the Secretary of the Army to conduct an audit of the pay accounts of each member of the Army wounded or injured in a combat zone who was evacuated from a theater of operations for inpatient care during the period beginning on May 1, 2005, and ending on April 30, 2006. The provision would also require the Secretary of the Army to submit a report to the congressional defense committees, no later than 120 days after the date of enactment of this Act, on the results of the audit. The provision would also require the Secretary of Defense to establish within the Department of Defense a call assistance center for resolution of military pay problems.

The House bill contained no similar provision.

The House recedes with an amendment that would delete the requirement for establishment of a call assistance center in view of the availability of other means for members and their dependents to obtain assistance in resolving pay problems.

Report on eligibility and provision of assignment incentive pay (sec. 678)

The House bill contained a provision (sec. 624) that would express the sense of Congress that the Secretary of the Army should correct a pay inequity in the provision of assignment incentive pay under section 307a of title 37, United States Code, to certain members of the Army National Guard and the Army Reserve serving on active duty in Afghanistan and Iraq. The provision would require a report by the Secretary of the Army, not later than 30 days after the date of enactment of this Act, specifying the number of members adversely affected by the disparate treatment of members who previously served under a call or order to active duty under section 12304 of title 10, United States Code, in determining eligibility for assignment incentive pay, and setting forth proposed remedies or courses of action.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would delete the sense of Congress provision and extend the due date of the required Secretary of the Army report by 30 days.

Sense of Congress calling for payment to World War II veterans who survived Bataan Death March (sec. 679)

The House bill contained a provision (sec. 665) that would express the sense of Congress that there should be paid to Bataan Death March survivors or, if deceased, to their surviving spouses, an amount equaling $4 for each day of captivity during World War II, compounded annually at a 3 percent annual rate of interest.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would express the sense of Congress that an appropriate amount of compensation should be paid to Bataan Death March survivors or, if deceased, to their surviving spouses in recognition of their captivity.

LEGISLATIVE PROVISIONS NOT ADOPTED

Authority to pay costs associated with delivery of motor vehicle to storage location selected by member and subsequent removal of vehicle

The House bill contained a provision (sec. 631) that would amend section 2634 of title 10, United States Code, to authorize payment to military members for the costs of delivery and removal of privately-owned vehicles from storage locations chosen by the member.

The Senate amendment contained no similar provision.

The House recedes.

Transportation of additional motor vehicle of members on change of permanent station to or from nonforeign areas outside the continental United States

The House bill contained a provision (sec. 632) that would amend section 2634 of title 10, United States Code, to authorize certain military members to ship two privately-owned vehicles during permanent change of station moves to nonforeign duty locations located outside the continental United States. Nonforeign duty locations would include Alaska, Hawaii, Puerto Rico, Guam, and other territories and possessions.

The Senate amendment contained no similar provision.

The House recedes.

Retroactive payment of additional death gratuity for certain members not previously covered

The House bill contained a provision (sec. 642) that would amend section 1478(d)(2) of title 10, United States Code, to retroactively extend the applicability of the enhanced death gratuity to survivors of military decedents who died on active duty between May 12, 2005, and August 31, 2005.

The Senate amendment contained no similar provision.

The House recedes.

The conferees note that this legislative change was previously enacted as section 1210 of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109–234).

Repeal of requirement of reduction of Survivor Benefit Plan survivor annuities by dependency and indemnity compensation

The Senate amendment contained a provision (sec. 642) that would amend sections 1450 and 1451 of title 10, United States Code, to repeal the requirement for reduction of annuities received under the Survivor Benefit Plan by the amount of dependency and indemnity compensation paid to certain beneficiaries under section 1311(a) of title 38, United States Code.

The House bill contained no similar provision.

The Senate recedes.

Effective date of paid-up coverage under Survivor Benefit Plan

The Senate amendment contained a provision (sec. 643) that would amend section 1452(j) of title 10, United States Code, to change the effective date for paid-up coverage under the Survivor Benefit Plan from October 1, 2008, to October 1, 2006.

The House bill contained no similar provision.

The Senate recedes.

Equity in computation of disability retired pay for reserve component members wounded in action

The House bill contained a provision (sec. 643) that would modify section 1208(b) of title 10, United States Code, to authorize calculation of the retired pay of a member of a reserve component using the member's total years of service in lieu of active-duty years of service when the member's retirement is based upon a disability that was incurred under circumstances that resulted in the award of the Purple Heart.

The Senate amendment contained no similar provision.

The House recedes.

The conferees believe that a review should be conducted of the disability retirement benefits provided to members of the Reserve and National Guard, particularly with respect to combat-related disabilities adversely affecting the future earning potential of military members. The conferees are concerned that, particularly in the case of disabilities resulting in retirement for physical disability, which were incurred as a result of combat or combat-related training, the military compensation system must equitably treat all active and reserve component members. The conferees direct the Secretary of Defense to submit a report to the Committees on Armed Services of the Senate and the House of Representatives, not later than February 1, 2007, comparing the compensation of reserve and active-duty members and the feasibility of modifying existing laws controlling the calculation of disability retirement benefits to ensure equal treatment of active and reserve personnel under various circumstances, including combat operations.

Expansion of conditions for direct payment of divisible retired pay

The Senate amendment included a provision (sec. 644) that would amend section 1408(d) of title 10, United States Code, to provide that direct payments of divisible retired

pay by the Defense Finance and Accounting Service (DFAS) may be made in all cases in accordance with the terms of a court decree. The provision would not affect the eligibility of former spouses of military members for a portion of retired pay and would only enable DFAS to provide direct payment.

The House bill contained no similar provision.

The Senate recedes.

Authority for cost of living adjustments of retired pay treated as divisible property

The Senate amendment contained a provision (sec. 645) that would amend section 1408 of title 10, United States Code, to authorize payment of cost of living adjustments in connection with awards of retired pay stated in dollar amounts.

The House bill contained no similar provision.

The Senate recedes.

Notice and copy to members of court orders on payment of retired pay

The Senate amendment contained a provision (sec. 646) that would amend section 1408 of title 10, United States Code, to allow a member to waive notice of an application for payment of retired pay and eliminate the requirement that a copy of the court order be sent to the member in every case.

The House bill contained no similar provision.

The Senate recedes.

Renaming of death gratuity payable for deaths of members of the Armed Forces as fallen hero compensation

The Senate amendment contained a provision (sec. 648) that would amend sections 1474 through 1480 and 1489 of title 10, United States Code, to change the term death gratuity to fallen hero compensation.

The House bill contained no similar provision.

The Senate recedes.

Effective date of termination of phase-in of concurrent receipt for veterans with service-connected disabilities rated as total by virtue of unemployability

The Senate amendment contained a provision (sec. 649) that would amend section 1414(a)(1) of title 10, United States Code, to provide that qualified retirees receiving veterans' disability compensation at the rate payable for a 100 percent disability by reason of a determination of individual unemployability would only be subject to phased-in implementation of authorization to receive both military retired pay and veterans' disability compensation for the period beginning on January 1, 2004, and ending on December 31, 2004, vice September 30, 2009.

The House bill contained no similar provision.

The Senate recedes.

Commencement of receipt of non-regular service retired pay by members of the Ready Reserve on active Federal status or active duty for significant periods

The Senate amendment contained a provision (sec. 653) that would amend section 12731 of title 10, United States Code, to provide that members of the Ready Reserve who have served on active duty or performed active service after September 11, 2001, would be eligible to have their age for receipt of retired pay reduced by 3 months for each aggregate of 90 days of active duty or active service performed in any fiscal year. Qualifying service for purposes of this provision would be service on active duty pursuant to a call or order to active duty under a provision of law referred to in section 101(a)(13)(B) of title 10, United States Code, or under section 12301(d) of that title. Qualifying active service would be under a call to active service authorized by the President or Secretary of Defense under section 502(f) of title 32 for purposes of responding to a national emergency declared by the President or supported by Federal funds.

The House bill contained no similar provision.

The Senate recedes.

Use of nonappropriated funds to supplement or replace appropriated funds for construction of facilities of exchange stores system or other nonappropriated fund instrumentalities, military lodging facilities, and community facilities

The House bill contained a provision (sec. 653) that would authorize the Secretary of Defense to allocate nonappropriated funds to augment or replace appropriated funding of construction of military exchanges and lodging, as well as morale, welfare, and recreation and community facilities, after providing notice to Congress.

The Senate amendment contained no similar provision.

The House recedes.

The conferees acknowledge the use of nonappropriated funds by the Department of Defense for construction of certain child care, lodging and other facilities, yet believe that such use should be limited to extraordinary circumstances when appropriated funds are not available, and only following notification to Congress.

The conferees direct the Secretary of Defense to submit to the Committees on Armed Services of the Senate and the House of Representatives by February 1, 2007, a report which covers the following:

(1) the history of the Department's use of nonappropriated funds, during the period of October 1, 1995, through September 30, 2006, for construction of:

(a) facilities of the exchange stores system and other revenue-generating facilities operated by nonappropriated fund instrumentalities of the Department for the morale, welfare, and recreation of members of the Armed Forces;

(b) facilities of other nonappropriated fund instrumentalities of the Department for the morale, welfare, and recreation of members of the Armed Forces;

(c) military lodging facilities used to provide temporary lodging to authorized members of the Armed Forces, including temporary duty lodging, permanent change of station lodging, recreational lodging, and military treatment facility lodging; and

(d) community facilities intended to supplement mission activities, such as military museums and service academy extra-curricular activities, or to facilitate private organizations or enterprises, such as financial services, memorials, and thrift shop facilities, on military installations;

(2) the justification and rationale for utilization of nonappropriated funds for any construction project identified above; and

(3) recommendations for changes in legislation, if any, and specific criteria that would clarify any instance in which nonappropriated funds would be appropriately allocated to a project that directly supports military requirements and would otherwise be funded using authorized appropriations.

Pilot program on Troops to Nurse Teachers

The Senate amendment contained a provision (sec. 662) that would require the Secretary of Defense, in coordination with the Secretary of Health and Human Services and the Secretary of Education, to conduct a pilot program to assess the feasibility and potential benefits of a program to provide scholarships and assist certain nurse corps officers in achieving necessary qualifications to become nurse educators and help alleviate the national shortage of nurse educators and registered nurses.

The House bill contained no similar provision.

The Senate recedes.

Short title

The Senate amendment contained a provision (sec. 681) that would establish a short title, the ''Heroes at Home Act of 2006.''

The House bill contained no similar provision.

The Senate recedes.

Office for employers and employment assistance organizations

The Senate amendment contained a provision (sec. 683) that would require the Secretary of Defense to designate an office within the Department to assist employers and employment-related organizations in facilitating the transition of National Guard and Reserve members returning from Operation Iraqi Freedom and Operation Enduring Freedom to civilian employment.

The House bill contained no similar provision.

The Senate recedes.

Grants on assistance in community-based settings for members of the National Guard and reserve and their families after deployment in Operation Iraqi Freedom and Operation Enduring Freedom

The Senate amendment contained a provision (sec. 685) that would authorize the Secretary of Defense to award grants to community-based organizations for the provision of assistance to members of the National Guard and Reserve who serve in Operation Iraqi Freedom and Operation Enduring Freedom, and their families, following return from deployment. The grants would support services to improve the reuniting of families, and education and awareness of health and mental health needs, including post traumatic stress disorder and traumatic brain injury.

The House bill contained no similar provision.

The Senate recedes.

TITLE VII—HEALTH CARE PROVISIONS

LEGISLATIVE PROVISIONS ADOPTED

Subtitle A—TRICARE Program Improvements

TRICARE coverage for forensic examination following sexual assault or domestic violence (sec. 701)

The House bill contained a provision (sec. 701) that would authorize coverage under TRICARE for forensic examinations following a sexual assault or domestic violence.

The Senate amendment contained an identical provision (sec. 704).

The conference agreement includes this provision.

Authorization of anesthesia and other costs for dental care for children and certain other patients (sec. 702)

The House bill contained a provision (sec. 702) that would authorize coverage under TRICARE for anesthesia and institutional costs for dental treatment for beneficiaries with developmental, mental or physical disabilities, and children under the age of five.

The Senate amendment contained a similar provision (sec. 703).

The Senate recedes.

Improvements to descriptions of cancer screening for women (sec. 703)

The House bill contained a provision (sec. 703) that would modify the terminology in section 1074d of title 10, United States Code, which authorizes certain screening tests for breast and cervical cancers.

The Senate amendment contained a similar provision (sec. 701).

The House recedes with a technical amendment.

Prohibition on increases in certain health care costs for members of the uniformed services (sec. 704)

The House bill contained a provision (sec. 704) that would prohibit the Secretary of Defense from increasing any premiums, deductibles, copayment, or other charges under Department of Defense contracts for medical care for retirees, dependents, and survivors between April 1, 2006, and December 31, 2007. The provision would prohibit any increase during the same period of time in civilian inpatient hospital charges, as well as in enrollment premiums for each of the 3 tiers of health care coverage under the TRICARE program for members of the Selected Reserve.

The Senate amendment contained similar provisions (secs. 705–706). Section 705 would prohibit any increase in TRICARE Prime enrollment fees during fiscal year 2007. Section 706 would limit any increase in the amount of premiums for the TRICARE program for members of the Selected Reserve to 2.2 percent in fiscal year 2007.

The Senate recedes with an amendment that would prohibit an increase in such fees, copayments, and premiums between April 2, 2006, and September 30, 2007.

Demonstration project on coverage of selected over-the-counter drugs under the pharmacy benefits program (sec. 705)

The House bill contained a provision (sec. 706) that would require the Secretary of Defense to conduct a demonstration project to allow certain over-the-counter drugs to be included on the uniform formulary of the Department of Defense pharmacy program.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require that the evaluation of the demonstration project address the cost and benefits of providing over-the-counter drugs under the Department of Defense pharmacy program, the clinical effectiveness of providing such drugs, and customer satisfaction with the demonstration project.

The conferees expect that in any instance in which an over-the-counter medication is dispensed, as part of the demonstration project required by this section, notification will be provided to the patient in a manner similar to that required by current policy when a generic agent is substituted for a brand name product.

Expanded eligibility of Selected Reserve members under TRICARE program (sec. 706)

The House bill contained a provision (sec. 709) that would expand eligibility for coverage under the TRICARE program to all members of the Selected Reserve and their families while in a non-active duty status based on payment of an amount equal to 28 percent of a monthly premium established by the Secretary of Defense. The provision would take effect not later than October 1, 2007. It would not apply to members who are eligible for health insurance under chapter 89 of title V, United States Code. The provision would repeal the three-tiered cost sharing program for members of the Selected Reserve established in section 702 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163).

The Senate amendment contained a provision (sec. 708) that would enhance the existing tiered benefit structure for all members of the Selected Reserve by adding members employed by businesses with 20 or fewer employees to those eligible for coverage based on payment of 50 percent of a monthly premium established by the Secretary. The Senate amendment would also reduce from 85 percent to 75 percent the portion of a monthly premium paid by members who, though eligible for employer-provided insurance, chose primary coverage under TRICARE.

The Senate recedes.

Relationship between the TRICARE program and employer-sponsored group health care plans (sec. 707)

The House bill contained a provision (sec. 710) that would extend to TRICARE the same rule that applies to the Medicare program making it unlawful for an employer or other entity to offer any financial or other incentive for a retired TRICARE beneficiary not to enroll under an employer-provided group health plan. The provision would also authorize the Secretary of Defense to discontinue a relationship with a Department of Defense contractor for repeated violations of this provision. The provision would take effect on January 1, 2008.

The Senate amendment contained a similar provision (sec. 722).

The Senate recedes with an amendment that would clarify that TRICARE eligible employees have the opportunity to elect to participate in an employer group health plan in the same manner as other similarly situated employees, and that the provision would not be construed to effect, modify, or terminate the eligibility of a TRICARE eligible employee or spouse for their earned military health care entitlement authorized under chapter 55, title 10, United States Code. The amendment would also delete the authority for the Secretary to terminate Department contractor relationships based on repeated violations of this provision because the Federal Acquisition Regulation already specifies the circumstances under which repeated violations of law may be a basis for suspension or debarment of a Department contractor.

The conferees are aware of concerns that have been expressed regarding the treatment of cafeteria plans authorized under section 125 of the Internal Revenue Code and non-TRICARE exclusive employer-provided health care incentives under this provision. The conferees direct the Secretary to report, not later than April 1, 2007, to the Committees on Armed Services of the Senate and the House of Representatives on the treatment of cafeteria plans and non-TRICARE exclusive employer-provided health care incentives under the Department's implementation of this provision. This report shall assess the treatment of such plans under the Medicare Secondary Payer statute and regulations and such incentives, and include any recommendations the Secretary finds appropriate to ensure fair treatment of all TRICARE beneficiaries under this provision.

Temporary prohibition on increase in copayments under retail pharmacy system of pharmacy benefits program (sec. 708)

The Senate amendment contained a provision (sec. 707) that would prohibit any increase in the cost sharing requirements for pharmaceuticals available through the Department of Defense retail pharmacy program during fiscal year 2007.

The House bill contained no similar provision.

The House recedes with an amendment that would direct the Secretary of Defense to transfer $186.0 million from the unobligated balances of the National Defense Stockpile Transaction Fund to the Department of Defense Medicare-Eligible Retiree Health Care Fund.

Subtitle B—Studies and Reports

Department of Defense task force on the future of military health care (sec. 711)

The House bill contained a provision (sec. 711) that would require the Secretary of Defense to establish a task force to conduct a comprehensive assessment of the future of military health care. The task force would be required to develop recommendations on actions that the Department of Defense would have to take to improve and sustain the military health care system, and to develop a plan based on those recommendations.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would modify the required expertise for membership on the task force to include health care information technology and women's health. The amendment would also add the senior medical advisor to the Chairman of the Joint Chiefs of Staff and the Director of Defense Procurement and Acquisition Policy as members. The amendment would require the task force to examine the costs and benefits of a universal enrollment system for all TRICARE users. The amendment would eliminate the requirement for the task force to develop a plan based on its recommendations, and require submission of an interim report to Congress by May 31, 2007.

Study relating to chiropractic health care services (sec. 712)

The House bill contained a provision (sec. 712) that would require the Secretary of Defense to study the cost, feasibility, and potential benefit of providing chiropractic care services for active-duty members and their families, members of the Selected Reserve and their families, and retirees and their families. The provision would also require the Secretary to develop a plan for providing chiropractic services to all members of the uniformed services, as required by the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (Public Law 106–398).

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary to conduct a study on providing chiropractic care to all members and former members of the Armed Forces and their families, and to submit the study to Congress by March 31, 2008.

The conferees expect the study required in this section to consider any relevant findings of the Navy medical research chiropractic treatment outcomes study required by the Senate Report accompanying S. 2766 (S. Rept. 109–254) of the National Defense Authorization Act for Fiscal Year 2007.

Comptroller General audits of Department of Defense health care costs and cost-saving measures (sec. 713)

The House bill contained a provision (sec. 713) that would require the Comptroller General to conduct a study, in conjunction with the Congressional Budget Office, of the projected savings to the Defense Health Program included in the President's Budget Request for fiscal year 2007. The study would include an evaluation of the rationale for calculations made by the Department of Defense for health care costs borne by beneficiaries in 1995 and 2005, as well as the rationale for savings projections, a review of the annual rates of medical inflation in the Department and other health care programs, and an assessment of the rationale for proposed beneficiary cost share increases.

The Senate amendment contained a similar provision (sec. 744) that would require an audit of the costs of administration of the TRICARE program and the program for members of the Selected Reserve known as TRICARE Reserve Select.

The House recedes with an amendment that would require that the audit be conducted in cooperation with the Director of the Congressional Budget Office, and that the Comptroller General's findings be provided to the congressional defense committees not later than June 1, 2007.

Transfer of custody of the Air Force Health Study assets to Medical Follow-up Agency (sec. 714)

The House bill contained a provision (sec. 714) that would require the Secretary of the Air Force to notify and contact participants of the Air Force Health Study (commonly known as the Ranch Hand Study) to obtain written consent to transfer the individual's data and biological specimens to the Institute of Medicine of the National Academy of Sciences for maintenance and further study.

The Senate amendment contained a similar provision (sec 762).

The Senate recedes.

Study on allowing dependents of activated members of reserve components to retain civilian health care coverage (sec. 715)

The House bill contained a provision (sec. 715) that would require the Secretary of Defense to conduct a study on the feasibility of allowing family members of reservists who are mobilized to continue health care coverage under a civilian health care program.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would limit the study to members of the reserve components mobilized in support of a contingency operation.

Study of health effects of exposure to depleted uranium (sec. 716)

The House bill contained a provision (sec. 716) that would require the Secretary of Defense, in consultation with the Secretary of Veterans Affairs and the Secretary of the Department of Health and Human Services, to conduct a study on the health effects of exposure to depleted uranium on exposed soldiers and on the children of exposed soldiers.

The Senate amendment contained a similar provision (sec. 746).

The House recedes.

Report and plan on services to military dependent children with autism (sec. 717)

The Senate amendment contained a provision (sec. 734) that would require the Secretary of Defense to promulgate regulations on requirements for the education, training, and supervision of individuals providing special education services to certain military dependent children that are in addition to any other requirements applicable to Board Certified Behavior Analysts or Board Certified Associate Behavior Analysts. The provision would also require the Secretary to establish metrics to identify and measure the availability and distribution of individuals of various expertise in Applied Behavioral Analysis.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary to develop a plan to provide services to military dependent children with autism, pursuant to the authority for extended health care services in section 1079(d) and (e) of title 10, United States Code, and to provide that plan within 30 days of its completion to the Committees on Armed Services of the Senate and the House of Representatives. The amendment would require that procedures be established to ensure that such services are in addition to other publicly provided services for military dependent children with autism.

Comptroller General study on Department of Defense pharmacy benefits program (sec. 718)

The Senate amendment contained a provision (sec. 743) that would require a study by the Comptroller General on the Department of Defense pharmacy benefits program.

The House bill contained no similar provision.

The House recedes with an amendment that would delete the requirement that the Pharmacy and Therapeutics Committee and Beneficiary Advisory Panel, required by section 1074g of title 10, United States Code, review the results of the report and make certain recommendations to the Secretary of Defense.

Review of Department of Defense medical quality improvement program (sec. 719)

The Senate amendment contained a provision (sec. 745) that would require the Secretary of Defense to contract for an independent review of the Department's medical quality improvement program, and to compare the Department's program to other public and private health care systems and organizations.

The House bill contained no similar provision.

The House recedes with an amendment that would include an additional requirement for the Secretary to report to Congress within 180 days of enactment of this Act on actions taken in response to the recommendations of the July 2001 report of the Department of Defense Healthcare Quality Initiatives Review Panel.

Report on distribution of hemostatic agents for use in the field (sec. 720)

The Senate amendment contained a provision (sec. 1414) that would authorize $15.0 million in Operation and Maintenance, Army and $5.0 million in Operation and Maintenance, Marine Corps for hemostatic agents, including blood-clotting bandages. The provision would also express a sense of Congress that every member of the Armed Forces deployed in a combat zone should carry life saving resources. The provision would also require the Secretary of Defense to submit a report regarding the distribution of hemostatic agents to members of the Armed Forces serving in Iraq and Afghanistan.

The House bill contained no similar provision.

The House recedes with an amendment that would modify the required report, delete the authorization for funding, and delete the sense of Congress.

The conference outcome is reflected in the tables of this report in Operation and Maintenance, Army and Operation and Maintenance, Marine Corps.

Longitudinal study on traumatic brain injury incurred by members of the Armed Forces in Operation Iraqi Freedom and Operation Enduring Freedom (sec. 721)

The Senate amendment contained a provision (sec. 686) that would require the Secretary of Defense, in consultation with the Secretary of Veterans Affairs, to conduct a longitudinal study on the effects of traumatic brain injury incurred by members of the Armed Forces serving in Operation Iraqi Freedom and Operation Enduring Freedom. The study would address the long-term physical and mental affects of such injuries, the resulting health care needs, and availability of long-term care services.

The House bill contained no similar provision.

The House recedes with an amendment that would include in the study an analysis of the effects on families of those who have suffered traumatic brain injury.

Subtitle C—Planning, Programming, and Management

Standardization of claims processing under TRICARE program and Medicare program (sec. 731)

The Senate amendment contained a provision (sec. 725) that would require that by October 1, 2007, certain TRICARE claims processing requirements be identical to Medicare claims processing requirements. The provision would also authorize modification to the processes for collection of health care payments from third parties, and require an annual report to Congress justifying any instance in which the Department of Defense continues to have a unique claims processing requirement.

The House bill contained no similar provision.

The House recedes with an amendment that would require that identical claims processing requirements go into effect with the beginning of the next option period for managed care support contracts. The amendment would also require a report to Congress on the policies and directives concerning collection of health care payments owed from third parties, an estimate of the outstanding amounts, and a plan of action to streamline and accelerate the collections or recoupments of those funds.

Requirements for support of military treatment facilities by civilian contractors under TRICARE (sec. 732)

The Senate amendment contained a provision (sec. 726) that would require each TRICARE Regional Director to develop an annual comprehensive plan for support of military treatment facilities in the region provided by contracted civilian health care and administrative personnel. The provision would require approval by the TRICARE Regional Director of each contract within the region, and require consistent standards of quality within the region. The provision would also require removal of financial disincentives for military treatment facilities and civilian contractors to initiate and sustain cost-effective health care staffing support agreements.

The House bill contained no similar provision.

The House recedes with an amendment that would remove the requirement that the Regional Director approve each support contract within the region, and require the Secretary of Defense to establish additional quality and performance standards for health staffing support contractors.

Standards and tracking of access to health care services for wounded, injured, or ill servicemembers returning to the United States from a combat zone (sec. 733)

The Senate amendment contained a provision (sec. 727) that would require the Secretary of Defense to prescribe uniform standards for access to health care services for wounded or injured servicemembers. The provision would require that needed health care services be met through whatever means possible, including through referral to civilian health care providers if necessary, and that the Secretary establish mechanisms for tracking the performance of the military health care system in meeting those health care access standards.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary of Defense to report to Congress on uniform standards for the access of wounded, injured, or ill members of the armed forces to health care services in the United States following return from a combat zone. The House amendment would also clarify that the tracking system required by this section be a uniform tracking mechanism.

The conferees continue to learn of instances in which returning members of the armed forces have been delayed in receiving needed health, mental health, and rehabilitative services, both in military hospitals and in medical holdover status. The conferees believe that a wounded, injured, or ill soldier, airman, sailor, or marine deserve the

highest priority for care. Should sufficient resources in the military hospital system not be available, civilian resources must be made available without delay.

Disease and chronic care management (sec. 734)

The Senate amendment contained a provision (sec. 728) that would require the Secretary of Defense to establish and implement throughout the military health care system a comprehensive program on disease and chronic care management. The program would include the most common chronic diseases experienced by military beneficiaries and their families, and would meet nationally recognized accreditation standards. The Secretary would be required to ensure continuous and adequate funding of the disease and chronic care management program, and eliminate, to the extent practicable, any financial disincentives to sustained investment by military hospitals and health care services contractors in disease management.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary to design and develop a fully integrated program on disease and chronic care management, and to require the Secretary, in coordination with the military departments, to develop an implementation plan by February 1, 2008.

Additional elements of assessment of Department of Defense task force on mental health relating to mental health of members who were deployed in Operation Iraqi Freedom and Operation Enduring Freedom (sec. 735)

The Senate amendment contained a provision (sec. 684) that would add to the mandate of the Department of Defense Task Force on Mental Health a requirement to assess the mental health needs of members of the National Guard and Reserve who are deployed in support of Operation Iraqi Freedom and Operation Enduring Freedom. The assessment would include identification of mental health conditions and disorders, including Post Traumatic Stress Disorder, and recommendations on improving mental health services to members of the National Guard and Reserve who undergo multiple deployments. The Senate amendment also contained a provision (sec. 730) that would require the Secretary of Defense to expand the Mental Health Self-Assessment Program to ensure the continuous availability of the program to members and former members of the Armed Forces, as well as to the dependent children of members who have been deployed or mobilized.

The House bill contained no similar provisions.

The House recedes with an amendment that would merge these provisions under this section. The amendment would require the Task Force on Mental Health to undertake an assessment of the mental health needs of all members, active and reserve, who were deployed in support of Operation Iraqi Freedom and Operation Enduring Freedom. The amendment would also require an assessment by the Task Force of the current Mental Health Self-Assessment Program within the Department of Defense.

The conferees urge the Task Force members to take cognizance of the existing requirements in section 723 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) for examination of the long-term follow-up and access to care for mental health needs of members of the Reserve components as they discharge their responsibilities under that section to examine matters relating to the mental health of members of the Armed Forces.

Additional authorized option periods for extension of current contracts under TRICARE (sec. 736)

The Senate amendment contained a provision (sec. 731) that would authorize the Secretary of Defense to extend TRICARE managed care support contracts for up to 2 years. The provision would authorize the Secretary to act only after review by Congress of the minimum performance standards required in order to be eligible for an extension, including cost and beneficiary satisfaction, as well as the justification for any extension. The provision would also require the Secretary to report to Congress on future contracting mechanisms under consideration for TRICARE support, including an assessment of a contract for a single term of 5 years, with a single optional period of extension of an additional 5 years, if performance by the contractor is rated ''excellent.''

The House bill contained no similar provision.

The House recedes with an amendment that would require a cost-benefit analysis to be conducted as part of the justification for such extension.

Military vaccination matters (sec. 737)

The Senate amendment contained a provision (sec. 732) that would add a requirement to the Comptroller General study on Department of Defense Vaccine Healthcare Centers required by the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) to examine the feasibility of placing the centers under the direct control of the Under Secretary of Defense for Personnel and Readiness. The provision would also require the Secretary of Defense to maintain a center of excellence on medical needs resulting from mandatory military vaccinations, and would limit the ability of the Secretary of Defense to downsize or otherwise restructure the Vaccine Healthcare Centers.

The House bill contained no similar provision.

The House recedes with an amendment that would prohibit the Secretary of Defense from downsizing or restructuring the Vaccine Healthcare Centers during fiscal year 2007, and require that funding for the centers be provided by each military department.

Enhanced mental health screening services for members of the Armed Forces (sec. 738)

The Senate amendment contained a provision (sec. 733) that would establish new requirements for each predeployment mental health assessment of a member of the Armed Forces relating to the presence and treatment of a mental health condition or disorder, including any use of psychotropic medications. The provision would also prescribe procedures for referral for follow-up evaluation if needed, and would require the Secretary of Defense to establish minimum mental health standards for deployment to a combat operation or contingency operation.

The House bill contained no similar provision.

The House recedes with an amendment that would require additional elements for predeployment and postdeployment medical examinations, including an assessment of traumatic brain injury. The amendment would establish criteria for referral for follow-up care, and would require the Secretary to develop guidelines concerning the deployability and treatment of members of the Armed Forces diagnosed with a severe mental illness or post traumatic stress disorder. The amendment would expand requirements for the quality assurance program for medical tracking for members deployed overseas to include the following new elements:

(1) the types and training of healthcare providers conducting postdeployment health assessments;

(2) the effectiveness of tracking mechanisms in ensuring that the members who receive referrals for further evaluation for mental health care receive those services; and

(3) programs to monitor the mental health of members who have a mental health condition following deployment.

Subtitle D—Other Matters

Pilot projects on early diagnosis and treatment of post traumatic stress disorder and other mental health conditions (sec. 741)

The Senate amendment contained a provision (sec. 741) that would require the Secretary of Defense to conduct a minimum of three pilot projects during fiscal year 2007 to evaluate the efficacy of approaches to improving the capability of the military and civilian health care systems to provide early diagnosis and treatment of post traumatic stress disorder and other mental health conditions.

The House bill contained no similar provision.

The House recedes with an amendment that would clarify the requirements for the three pilots, as follows:

(1) one of the pilot projects would be designed to evaluate effective diagnostic and treatment approaches by primary care providers in the military health care system;

(2) one of the projects would be focused on members of the National Guard or reserves located more than 40 miles from a military medical facility; and

(3) one of the projects would be designed to provide outreach to family members on post traumatic stress disorder and other mental health conditions.

Requirement to certify and report on conversion of military medical and dental positions to civilian medical and dental positions (sec. 742)

The Senate amendment contained a provision (sec. 761) that would extend for fiscal year 2007 and future years a requirement in section 744 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) for the Secretary of Defense to certify that conversion of military medical positions to civilian or contractor positions does not increase the cost, or erode access to or the quality of military health care.

The House bill contained no similar provision.

The House recedes with an amendment that would expand the requirements for the report to Congress to accompany the certification. The additional requirements include:

(1) the number and grade of positions planned for conversion;

(2) an analysis by affected area of the impact of the conversion on the direct care and purchased care systems;

(3) the extent to which planned conversions would affect recruiting and retention of military medical and dental personnel;

(4) a comparison of the full costs for the military medical and dental positions planned for conversion with the full costs for civilian positions;

(5) documentation that the converted positions are in excess of military medical and dental readiness requirements; and

(6) identification of each position scheduled to be converted in the subsequent fiscal year.

The amendment would also include several additional requirements with respect to the conversion of medical and dental provisions in fiscal years 2006 through 2008.

Three-year extension of joint incentives program on sharing of health care resources by the Department of Defense and Department of Veterans Affairs (sec. 743)

The Senate amendment contained a provision (sec. 923) that would extend the authorization for the Department of Defense and

Department of Veterans Affairs joint incentives program for the sharing of health care resources until September 30, 2010.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Training curricula for family caregivers on care and assistance for members and former members of the Armed Forces with traumatic brain injury (sec. 744)

The Senate amendment contained a provision (sec. 687) that would require the Secretary of Defense to establish, in consultation with the Secretary of Veterans Affairs, a Traumatic Brain Injury Family Caregiver Panel. The purpose of the panel would be to develop training curricula to be used in training family members who provide care to members and former members of the Armed Forces with traumatic brain injury incurred in Operation Iraqi Freedom and Operation Enduring Freedom.

The House bill contained no similar provision.

The House recedes with an amendment that would require that the panel also include family members of members of the Armed Forces with traumatic brain injury.

The conferees intend the Department of Defense to utilize for this purpose up to $1.0 million of the funds allocated for its participation in the Department of Defense and Department of Veterans Joint Incentives Program, authorized elsewhere in this report.

Recognition of Representative Lane Evans upon his retirement from the House of Representatives (sec. 745)

The conferees agree to include a provision that would recognize Representative Lane Evans (D–IL) on the occasion of his retirement from the House of Representatives.

LEGISLATIVE PROVISIONS NOT ADOPTED

Services of mental health counselors

The House bill contained a provision (sec. 705) that would allow mental health counselors to be reimbursed for services provided to TRICARE beneficiaries without prior physician referral or supervision. The provision would also allow mental health counselors to enter into personal services contracts with the Department of Defense, and would require that such counselors meet licensure or certification requirements for a health care professional as required by law.

The Senate amendment contained no similar provision.

The House recedes.

Requirement to reimburse certain travel expenses of certain beneficiaries covered by TRICARE for Life

The House bill contained a provision (sec. 707) that would require the Secretary of Defense to reimburse expenses incurred by a TRICARE for Life beneficiary for travel to a military treatment facility for up to three follow-up medical appointments if adequate treatment cannot be obtained within 100 miles of the residence of the beneficiary.

The Senate amendment contained no similar provision.

The House recedes.

Inflation adjustment of differential payments to children's hospitals participating in TRICARE program

The House bill contained a provision (sec. 708) that would require the Secretary of Defense to establish an annual inflationary adjustment for the TRICARE children's hospital differential payment rate beginning in fiscal year 2007.

The Senate amendment contained no similar provision.

The House recedes.

The conferees are disappointed that the Comptroller General study required by section 734 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) has not been completed. The conferees intend that the study required by that section will inform future legislative and policy changes regarding appropriate adjustment of differential payments to children's hospitals participating in the TRICARE program.

Costs of incentive payments to employees for TRICARE enrollment made unallowable for contractors

The House bill contained a provision (sec. 721) that would establish as unallowable the contract costs that result when Department of Defense contractors provide a financial incentive for a TRICARE-eligible employee to use TRICARE in lieu of their employer-provided health care coverage.

The Senate amendment contained no similar provision.

The House recedes.

Treatment of TRICARE retail pharmacy network under Federal procurement of pharmaceuticals

The Senate amendment contained a provision (sec. 721) that would clarify that the TRICARE retail pharmacy network is covered by the Federal pricing limits applicable to covered drugs under section 8126 of title 38, United States Code.

The House bill contained no similar amendment.

The Senate recedes.

The conferees concluded that there is no need for additional legislation at this time because prescriptions dispensed by the Department of Defense Retail Pharmacy Program qualify for discounted drug prices under section 8126.

Enrollment in the TRICARE program

The Senate amendment contained a provision (sec. 723) that would require the Secretary of Defense to establish a system of enrollment for all beneficiaries who obtain health care services from the military health care system. The provision would authorize the collection of a one-time administrative fee as a condition for certain beneficiaries to receive services under the Standard option of TRICARE. The provision would also require the Secretary to conduct outreach to all beneficiaries and provide health risk assessments.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that the authority for a health care enrollment system for military health care users is codified in section 1099, title 10, United States Code. The conferees recognize that beneficiary enrollment is a common feature of public and private health insurance and entitlement programs and may be necessary to ensure the most efficient delivery of health care services. Therefore, the conferees direct the Secretary to submit a report to the Committees on Armed Services of the Senate and the House of Representatives by February 1, 2007 on the advantages and disadvantages of an enrollment requirement for the TRICARE Standard option. The conferees further direct the Secretary to submit the required report for consideration by the Department of Defense Task Force on the Future of Military Health Care, which is authorized elsewhere in this report. The conferees note that an examination by the Task Force of the requirement for universal enrollment is also required elsewhere in this report.

Incentive payments for the provision of services under the TRICARE program in medically underserved areas

The Senate amendment contained a provision (sec. 724) that would require the Secretary of Defense to provide incentive payments for physicians who provide services to TRICARE eligible beneficiaries in medically underserved areas designated by the Secretary of Health and Human Services as primary care or specialist care scarcity locations.

The House bill contained no similar provision.

The Senate recedes.

Post deployment health assessments for members of the Armed Forces returning from deployment in support of a contingency operation

The Senate amendment contained a provision (sec. 729) that would require that a health assessment, including traumatic brain injury, be conducted on each member of the Armed Forces returning from deployment by a qualified health care provider. The provision would also require the Secretary of Defense to establish criteria for assessments of mental health and traumatic brain injury, including criteria for referrals for further evaluation.

The House bill contained no similar provision.

The Senate recedes.

The conference agreement reflects the inclusion of certain aspects of this provision in the requirement for enhanced mental health screening and services for members of the Armed Forces, authorized elsewhere in this report.

TRICARE pharmacy program cost-share requirements

The House bill contained a provision (sec. 731) that would limit the amount of beneficiary cost sharing for generic and formulary agents in the TRICARE national mail-order pharmacy program to no more than the cost sharing for those agents in military hospitals and clinics. The provision would also establish cost-sharing requirements for the TRICARE retail pharmacy program as follows: $6.00 for generic agents; $16.00 for formulary agents; and $22.00 for nonformulary agents.

The Senate amendment contained a provision (sec. 702) that would require beneficiaries to use the TRICARE national mail-order program for refill of most long-term maintenance medications, unless waived by the Secretary of Defense based on clinical need, and eliminate cost sharing for most drugs obtained from the TRICARE national mail-order program.

The conference agreement does not include these provisions.

The conferees expect the Assistant Secretary of Defense (Health Affairs) to manage the TRICARE pharmacy benefit in accordance with existing authorities in section 1074g of title 10, United States Code, in a manner using a full menu of clinical quality and utilization management tools to lower drug costs and improve quality, including the TRICARE national mail-order program, consistent with state-of-the-art pharmacy benefit management practices.

The conferees expect that the Department of Defense will proceed, under current authority, to eliminate co-payments for generic drugs dispensed through the TRICARE national mail-order program, as a minimum; and, in addition, expect the Assistant Secretary to move toward providing a broad range of incentives to increase the use of the TRICARE national mail-order program. In developing measures to implement pharmacy incentives, the Assistant Secretary shall consult broadly and fully with constituent and beneficiary groups and other interested parties.

Annual reports on certain medical malpractice cases

The Senate amendment contained a provision (sec. 742) that would require each Secretary of a military department to report annually to the Secretary of Defense on certain

cases involving allegations of medical malpractice for military beneficiaries. The provision would also require the Secretary of Defense to provide annual reports to the congressional defense committees.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that a report and an independent review of medical quality improvement in the military health care system is required elsewhere in this report.

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

LEGISLATIVE PROVISIONS ADOPTED

Subtitle A—Provisions Relating to Major Defense Acquisition Programs

Requirements management certification training program (sec. 801)

The House bill contained a provision (sec. 801) that would require the Under Secretary of Defense for Acquisition, Technology, and Logistics, in consultation with the Defense Acquisition University, to develop a training program to certify civilian and military personnel with responsibility for developing requirements for major defense acquisition programs.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Under Secretary to establish the competency requirements for personnel undergoing requirements management training, and require that all personnel with responsibility for developing such requirements receive certification training by September 30, 2008.

The conferees believe that the training program established in accordance with this provision should address:

(1) the interrelationship between the requirements, budget, and acquisition processes;

(2) the importance of developing requirements that facilitate joint operations;

(3) the need to ensure that requirements are developed early in a program and the adverse effect of introducing new requirements after the commencement of system development and demonstration;

(4) the linkage between requirements and capability shortfalls identified by combatant commanders;

(5) the need for sound analysis of alternatives, realistic technical assessments based on technology readiness levels, and consultation with production engineers on the cost, schedule, and technical feasibility of requirements;

(6) the need for engineering feasibility assessments that weigh the technology readiness, integration, cost, and schedule impacts of proposed changes to requirements;

(7) the importance of developing requirements that are technologically mature, feasible, and achievable; and

(8) the importance of stable requirements to provide the baseline for successful program execution.

Additional requirements relating to technical data rights (sec. 802)

The House bill contained a provision (sec. 802) that would require the acquisition of full data rights necessary to support competition for contracts for sustainment of each major weapon system that is developed with federal or private funds. The provision would also require that any contract for a major system include options for acquiring, at any point during the life cycle of the system, major elements of technical data not acquired at the time of the initial contract award.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would direct the Under Secretary of Defense for Acquisition, Technology, and Logistics to require program managers to assess long-term technical data needs and establish corresponding acquisition strategies to ensure availability of technical data rights for major weapon system life cycle sustainment. The amendment would also modify title 10 of the United States Code to distinguish between commercial items and major weapon systems, subsystems, and components of major weapon systems (regardless of whether they may be characterized as commercial or non-commercial). In the case of a challenge made to a claim that the latter group of systems or components was developed exclusively at private expense, the burden of proof would be on the contractor or subcontractor.

Study and report on revisions to Selected Acquisition Report requirements (sec. 803)

The House bill contained a provision (sec. 803) that would require the Under Secretary of Defense for Acquisition, Technology, and Logistics, in coordination with the service acquisition executives of each military department, to conduct a study on revisions to requirements related to Selected Acquisition Reports, as set forth in section 2432 of title 10, United States Code.

The Senate provision contained no similar provision.

The Senate recedes with a clarifying amendment.

Biannual updates on implementation of acquisition reform in the Department of Defense (sec. 804)

The House bill contained a provision (sec. 804) that would require the Secretary of Defense to submit quarterly reports to the Committees on Armed Services of the Senate and the House of Representatives on the implementation of plans to reform the defense acquisition system.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would change the reporting requirement to a biannual submission and make other clarifying changes.

Additional certification requirements for major defense acquisition programs before proceeding to Milestone B (sec. 805)

The House bill contained a provision (sec. 806) that would require certification that market research has been conducted prior to technology development to reduce duplication of existing technology and products.

The Senate amendment contained a similar provision (sec. 801). The provision would require a certification that a program meets validated requirements consistent with the National Military Strategy and contains estimates and funding to execute the product development and production plan under the program.

The Senate recedes with a clarifying amendment that would amend section 2366a of title 10, United States Code, to require the Secretary of Defense to include additional certifications before a major defense acquisition program receives Milestone B approval or Key Decision Point B approval in the case of a space program.

Original baseline estimate for major defense acquisition programs (sec. 806)

The Senate amendment contained a provision (sec. 803) that would clarify the definition of the term ''Original Baseline Estimate,'' and provide for periodic reporting of program acquisition unit costs and procurement unit costs above the significant cost growth thresholds identified in section 2433 of title 10, United States Code.

The House bill contained no similar provision.

The House recedes with an amendment that would modify the definition of Original Baseline Estimate to mean the baseline established before the program enters into system development and demonstration.

Lead system integrators (sec. 807)

The Senate amendment contained a provision (sec. 842) that would: (1) limit the participation of lead systems integrators (LSI) in the development or construction of any individual system or element of a system of systems; (2) direct the Secretary of Defense to update regulations on LSIs; and (3) direct the Secretary to include a specification of various types of contracts and fee structures, including award and incentive fees, that are appropriate for use by LSIs.

The House bill contained no similar provision.

The House recedes with an amendment that would limit the participation of LSIs in the development or construction of any individual system or element of a system of systems.

Subtitle B—Acquisition Policy and Management

Time-certain development for Department of Defense information technology business systems (sec. 811)

The House bill contained a provision (sec. 813) that would require that a Department of Defense information technology business system be fielded within 5 years of the system entering the technology development phase of Milestone A approval. If such a program did not achieve initial operating capability within 5 years, the Department would be prohibited from obligating or expending any further funds on that program.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would maintain the requirement of the Department to field information technology programs within 5 years of Milestone A approval. Failure to achieve initial operating capability within 5 years of Milestone A approval would result in the Department being subject to reporting requirements contained in section 816 of this Act.

Pilot program on time-certain development in acquisition of major weapon systems (sec. 812)

The Senate amendment contained a provision (sec. 811) that would authorize the Secretary of Defense to carry out a pilot program on the use of time-certain development in the acquisition of major weapon systems.

The House bill contained no similar provision.

The House recedes with a clarifying amendment that would place limitations on the number of major weapon systems included in the pilot program.

Establishment of Panel on Contracting Integrity (sec. 813)

The House bill contained a provision (sec. 814) that would establish a Panel on Contracting Integrity to review progress made by the Department of Defense to eliminate areas of vulnerability of the defense contracting system to waste, fraud, and abuse. The panel would be chaired by the Deputy Secretary of Defense. The panel would review the Government Accountability Office report relating to contracting vulnerabilities to waste, fraud, and abuse; and make recommendations on any changes to law, regulations, and policy determined necessary to eliminate such areas of vulnerability.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would: (1) assign a representative of the Under Secretary of Defense for Acquisition,

Technology, and Logistics as the chair of the panel; (2) provide the Department with increased flexibility in determining the membership of the panel; (3) require submission of the first annual report to the congressional defense committees by December 31, 2007; and (4) terminate the panel on December 31, 2009.

The conferees agree that the panel's initial review should include an examination of the Department's administrative and disciplinary procedures for cases involving lapses in contracting integrity and include recommendations on any changes to such procedures the panel determines appropriate in the first annual report.

Linking of award and incentive fees to acquisition outcomes (sec. 814)

The Senate amendment contained a provision (sec. 843) that would require the Secretary of Defense to issue detailed implementation guidance, including definitions for performance outcomes, for appropriate use of award and incentive fee contracts. The provision would require performance measures to evaluate the effectiveness of award and incentive fees; mechanisms for sharing successful acquisition strategies; and an independent evaluation of the impact of award fee payment decisions on contractor performance.

The House bill contained a similar provision (sec. 815).

The House recedes with an amendment that would require development of standards to identify the appropriate level of decision-making official for approval of new award and incentive fee contracts and to ensure consistent application of guidance and definitions across the military departments and defense agencies.

Report on defense instruction relating to contractor personnel authorized to accompany Armed Forces (sec. 815)

The House bill contained a provision (sec. 816) that would require: (1) a Department of Defense Inspector General report on overcharges discovered under Department contracts for work performed in Iraq and Afghanistan; (2) assignment of sufficient contracting officers to oversee and monitor Department contracts for work to be performed in Iraq and Afghanistan; and (3) implementation of a policy for conducting comprehensive background checks on foreign nationals hired by Department contractors and subcontractors operating outside the United States. The provision would also prohibit Department contractors and subcontractors operating outside of the United States from hiring personnel with violent felony convictions or who have committed acts determined to be inconsistent with the policy of the Department on human rights. The provision would further require the Secretary of Defense to report on implementation of Department of Defense Instruction Number 2030.14 entitled ''Contractor Personnel Authorized to Accompany the United States Armed Forces,'' and application of the instruction to all new contracts, task orders, or contract extensions.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary to submit to Congress a report on the status of implementation of Department of Defense Instruction Number 2030.14 entitled ''Contractor Personnel Authorized to Accompany the United States Armed Forces.''

Major automated information system program (sec. 816)

The Senate amendment contained a provision (sec. 804) that would require that, as part of the annual budget justification materials, the Department of Defense provide to the congressional defense committees a report on major automated information systems (MAIS) programs. The report would include the estimate of developmental costs and total life-cycle costs (original and current), a schedule of major events (original and current), and a brief summary of key performance criteria. The provision would further require the Department to promptly notify the congressional defense committees when a program exceeds established cost, schedule, or performance criteria.

The House bill contained no similar provision.

The House recedes with an amendment that would provide an additional criterion for requiring a report when a MAIS fails to achieve initial operating capability within 5 years of Milestone A approval.

Internal controls for procurements on behalf of the Department of Defense by certain nondefense agencies (sec. 817)

The Senate amendment contained a provision (sec. 806) that would expand section 811 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) to require the Department of Defense Inspector General (IG), in consultation with the IG of the National Institutes of Health and the IG of the Department of Veterans Affairs, to determine whether the policies, procedures, and internal controls of the two respective agencies for purchases on behalf of the Department of Defense are adequate to ensure compliance with defense procurement requirements.

The House bill contained no similar provision.

The House recedes.

Determination of contract type for development programs (sec. 818)

The Senate amendment contained a provision (sec. 807) that would require the Secretary of Defense to modify Department of Defense regulations regarding a preference for the use of fixed-price contracts in development programs.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary to modify Department regulations regarding the determination of contract type in development programs.

The conferees believe that the Department requires additional tools to address the continuing problem of cost and schedule growth in the Department's major acquisition programs. Congress enacted section 807 of the National Defense Authorization Act for Fiscal Year 1989 (Public Law 100–456) to prohibit the use of fixed-price development contracts because of the Department's aggressive use of fixed-price contracts, regardless of the level of program risk associated with the program, resulted in cost and schedule overruns.

The conferees believe that program risk should be reduced to the degree that the use of a fixed-price development contract for a major acquisition program may be appropriate. The conferees agree to repeal section 807 and would require the Secretary to modify Department regulations to require the Milestone Decision Authority for a major defense acquisition program to document the basis for the contract type selected at Milestone B approval (or Key Decision Point B approval in the case of a space program) that is consistent with the level of program risk for the program.

Three-year extension of requirement for reports on commercial price trend analyses of the Department of Defense (sec. 819)

The Senate amendment contained a provision (sec. 810) that would extend the requirement that the Secretary of Defense submit an annual report on price trend analyses through 2009.

The House bill contained no similar provision.

The House recedes.

Government performance of critical acquisition functions (sec. 820)

The Senate amendment contained a provision (sec. 812) that would require the head of an agency to ensure that certain positions for each major defense acquisition program and each major automated information system program be performed by a properly qualified full-time Federal military or civilian employee.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary of Defense to develop a plan of action for the implementation of a Department of Defense goal, within 5 years of the date of enactment of this Act, that ensures certain positions for each major defense acquisition program and each major automated information system program be performed by a properly qualified full-time Federal military or civilian employee.

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

One-year extension of special temporary contract closeout authority (sec. 831)

The House bill contained a provision (sec. 821) that would extend by 1 year authority under section 804 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136) to allow the Department of Defense to settle contracts entered into prior to October 1, 1996, under specified conditions.

The Senate amendment contained an identical provision (sec. 872).

The conference agreement includes this provision.

Limitation on contracts for the acquisition of certain services (sec. 832)

The House bill contained a provision (sec. 822) that would prohibit the Secretary of Defense from entering into a contract for covered services if the amount of the contract exceeds 75 percent of the estimated value of the asset required for the provision of services under the contract or exceeds $150.0 million in payments over the life of the contract.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would prohibit the Secretary from entering into a service contract to acquire a military flight simulator unless doing so is necessary for national security purposes and a written economic analysis is provided to the congressional defense committees at least 30 days in advance. The required economic analysis would include a clear explanation for the need for the contract and an examination of at least two alternatives for fulfilling the contract requirement.

The conferees are aware that in some cases the military departments are using operations and maintenance funds for service contracts and activities traditionally associated with procurement and military construction. The conferees are concerned that such a contracting methodology reduces oversight, potentially increases life-cycle costs, requires aggressive contract management, and reduces the flexibility of the Department of Defense in allocating funds to meet future defense needs. Furthermore, the use of service contracts for military training may have readiness consequences.

The conferees are also aware that the Secretary of the Air Force entered into a service

contract for the Initial Flight Screening program at Pueblo Memorial Airport, Pueblo, Colorado, without conducting a full economic analysis to determine the best alternative for meeting the Air Force flight screening requirement. Therefore, the conferees direct the Secretary of the Air Force to perform an economic analysis as described in this section and provide the congressional defense committees written certification, not later than 180 days after the date of the enactment of this Act, whether such analysis supports continuation of the service contract.

Use of Federal supply schedules by State and local governments for goods and services for recovery from natural disasters, terrorism, or nuclear, biological, chemical, or radiological attack (sec. 833)

The House bill contained a provision (sec. 823) that would provide the Administrator of General Services with the authority to allow State and local governments to use the General Services Administration Federal supply schedules for goods and services to facilitate recovery from natural disasters, terrorist attacks, or attacks involving nuclear, chemical, biological, or radiological weapons.

The Senate amendment contained no similar provision.

The Senate recedes.

Waivers to extend task order contracts for advisory and assistance services (sec. 834)

The House bill contained a provision (sec. 824) that would allow the head of an agency to issue a waiver to extend an Advisory and Assistance Services (AAS) contract up to 10 years through 5 one-year options provided that the contract meets a specific set of criteria.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would limit delegation of the waiver authority to the senior procurement executive of the agency, and modify the reporting requirements. The modified reporting requirement would include separate examinations conducted for the Department of Defense and civilian agencies to review methods used to identify a contract as an AAS contract, the number of such contracts awarded during the preceding 5 years, average expenditures and length of such contracts, and the number of such contracts recompeted and then awarded to the previous performer. The amendment would also require a General Accountability Office report on Federal Government rationale for the use and oversight of AAS contracts.

Subtitle D—United States Defense Industrial Base Provisions

Assessment and annual report of United States defense industrial base capabilities and acquisitions of articles, materials, and supplies manufactured outside the United States (sec. 841)

The Senate amendment contained a provision (sec. 1070A) that would require the Department of Defense to submit a report to Congress on the amount of the acquisitions of articles, materials, and supplies made by the Department in the preceding fiscal year from entities that manufacture articles, materials, or supplies outside of the United States.

The House bill contained no similar provision.

The House recedes with an amendment that would amend section 812 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136) to include the reporting requirements of section 1070A in the Senate amendment.

Protection of strategic materials critical to national security (sec. 842)

The House bill contained a provision (sec. 831) that would move statutory requirements for the procurement of specialty metals from domestic sources from the so-called ''Berry amendment,'' currently codified in section 2533a of title 10, United States Code, to a separate section of title 10 and make certain changes to those requirements.

The Senate amendment contained a provision (sec. 822) that would revise the provisions of the Berry amendment regarding the procurement of specialty metals from domestic sources.

The Senate recedes with an amendment that would codify the specialty metals requirements in a new section 2533b of title 10, United States Code, and modify those requirements. The amendment would also authorize a one-time waiver of the domestic source requirement for specialty metals that were incorporated into items produced, manufactured, or assembled in the United States before the date of the enactment of this Act, under certain conditions.

Strategic Materials Protection Board (sec. 843)

The House bill contained a provision (sec. 832) that would establish a Strategic Materials Protection Board to determine the domestic supply of items designated as critical to national security, including adding items to the list of specialty metals protected under the so-called ''Berry amendment,'' recodified elsewhere in this Act as section 2533b of title 10, United States Code.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would authorize the new board to make recommendations regarding the list of specialty metals covered by the Berry amendment, but not to add or delete items from the list.

Subtitle E—Other Matters

Report on former Department of Defense officials employed by contractors of the Department of Defense (sec. 851)

The Senate amendment contained a provision (sec. 841) that would require contractors that receive defense contracts in excess of $10.0 million, other than contracts for the procurement of commercial items, to report to the Department of Defense on an annual basis on certain former senior Department officials who receive compensation from the contractor.

The House bill contained no similar provision.

The House recedes with an amendment that would require the General Accountability Office to report to Congress by December 1, 2007, on the employment of former Department officials by major defense contractors during the most recent calendar year for which data is available. The objective of the report would be to determine the effectiveness of existing statutes and regulations governing the employment of former Department officials by defense contractors, including section 207 of title 18, United States Code and section 27 of the Office of Federal Procurement Policy Act (41 U.S.C. 423). The report would provide information on Department contracts or programs for which former officials personally had program oversight responsibility or decision-making authority when they served in the Department; or Department contracts or programs which are the responsibility of the agency, office, or command with which the official served.

Report and regulations on excessive pass-through charges (sec. 852)

The Senate amendment contained a provision (sec. 844) that would require the Secretary of Defense to modify Department of Defense regulations to prohibit excessive pass-through charges on contracts or subcontracts that are entered into, for or on the behalf of the Department.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Comptroller General to submit a report to the congressional defense committees, not later than 180 days after the date of the enactment of this Act, on pass-through charges on contracts or subcontracts (or task or delivery orders) that are entered into, for or on the behalf of the Department. The amendment would also require that the Secretary modify Department regulations, not later than May 1, 2007, to prohibit excessive pass-through charges on contracts or subcontracts that are entered into, for or on the behalf of the Department.

The conferees agree that an assessment of the impact of pass-through charges is required in order to understand the magnitude of the problem the Department may have with pass-through charges. However, the conferees also agree that the Department should not be paying excessive pass-through charges to those contractors or subcontractors that have little or no value added to a particular contract.

The conferees expect the Secretary to provide an interim report to the congressional defense committees on the progress made towards completing the regulations required by this section.

Program manager empowerment and accountability (sec. 853)

The Senate amendment contained provisions (secs. 861–863 and 865) that would address the role of program managers in defense acquisition programs.

The House bill contained no similar provision.

The House recedes with an amendment that would consolidate these provisions into a single provision and provide greater flexibility to the Secretary of Defense in implementing the new requirements.

Subsections (a) and (b) would require the Secretary to develop a comprehensive strategy for enhancing the role of Department of Defense program managers in carrying out defense acquisition programs. These subsections track the language of the Senate amendment without change.

Subsection (c) would require the Secretary to issue guidance on qualifications, resources, responsibilities, tenure, and accountability of program managers for the program development period before Milestone B approval (or Key Decision Point B approval in the case of a space program).

Subsection (d) would require the Secretary to revise the Department's guidance on qualifications, resources, responsibilities, tenure, and accountability of program managers for the program execution period from Milestone B approval (or Key Decision Point B approval in the case of a space program) until the delivery of the first production units for a program. The guidance would address, at a minimum, the need for a performance agreement between a program manager and the milestone decision authority for the program; the authorities available to a program manager; and the tenure of a program manager.

The conferees agree with the assessment of the Government Accountability Office that the Department has consistently failed to give program managers the authority that they need to successfully execute acquisition programs and, as a result, is unable to hold them accountable.

The conferees believe that program managers for the development period before Milestone B should be responsible for: (1) bringing to maturity the technologies and manufacturing processes that will be needed to carry out the program; (2) ensuring continued focus during program development on

meeting stated mission requirements and other requirements of the Department; (3) making trade-offs between program cost, schedule, and performance for the life-cycle of the program; (4) developing a business case for the program; and (5) ensuring that appropriate information is available to the milestone decision authority to make a decision on Milestone B approval, including the information necessary to make the certification required by section 2366a of title 10, United States Code.

The conferees believe that a program manager for the execution period from Milestone B to the delivery of production units should enter into performance agreements with the milestone decision authority for the program that: (1) establishes expected parameters for the cost, schedule, and performance of the program consistent with the business case for the program and the Milestone B decision; (2) provides the commitment of the milestone decision authority to provide the level of funding and resources required to meet such parameters; and (3) provides the assurance of the program manager that such parameters are achievable and that such program manager will be accountable for meeting such parameters.

The conferees also believe that program managers should be granted the autonomy to manage their programs without interference from outside officials. The conferees believe that the guidance should include: (1) the assurance that program requirements will not be modified in a way that would be inconsistent with the business case, the Milestone B decision, and any performance agreement entered without a written determination by a senior Department official that the modifications are necessary in the interest of the national defense; (2) program manager authority to make trade-offs between cost, schedule, and performance or to redirect funding within the program, provided that such tradeoffs or redirections of funds are consistent with the parameters established for the program and with applicable requirements of law; and (3) program manager authority to use program funds to recruit and hire such technical experts as may be required to carry out the program in a manner consistent with the requirements of law and regulation, if necessary expertise is not otherwise provided by the Department.

The conferees also believe that (1) a program manager should be assigned to remain with a program, to the extent practicable, during the entire respective development or execution period; and (2) a program manager should be provided the resources and support (including systems engineering expertise, cost estimating expertise, and software development expertise) needed to meet their responsibilities. The conferees expect the guidance issued by the Secretary to reflect these principles, subject to such modifications and exceptions as the Secretary may deem necessary.

Subsection (e) would require reports by the Secretary and the Comptroller General on steps taken to carry out the requirements of this section.

Joint policies on requirements definition, contingency program management, and contingency contracting (sec. 854)

The Senate amendment contained a provision (sec. 864) that would require the Department of Defense to develop a plan for contingency program management during combat operations and post-conflict operations.

The House bill contained no similar provision.

The House recedes with an amendment that would incorporate the requirements for contingency program management under this section into a single provision with requirements for contingency contracting under section 817 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163). This section would also require the development of a joint policy to facilitate effective generation and definition of requirements and determination of appropriate corresponding organizational structures.

Clarification of authority to carry out certain prototype projects (sec. 855)

The Senate amendment contained a provision (sec. 871) that would amend section 845 of the National Defense Authorization Act for Fiscal Year 1994 (Public Law 103–160), as amended by section 823 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163), to allow the director of a defense agency to make the written determination necessary to exercise other transaction authority on a prototype project that is expected to cost the Department of Defense in excess of $20.0 million, but not more than $100.0 million.

The House bill contained no similar provision.

The House recedes with an amendment that would clarify that the authority to make the necessary determination to utilize other transactions for projects expected to cost between $20.0 million and $100.0 million would be granted to the Director of the Defense Advanced Research Projects Agency and the Director of the Missile Defense Agency.

Contracting with employers of persons with disabilities (sec. 856)

The Senate amendment contained a provision (sec. 873) that would extend for 1 year the status quo for continuation and completion of existing contracts, including any options, awarded under the Javits-Wagner-O'Day Act (41 U.S.C. 46 et seq.) and the Randolph-Sheppard Act (20 U.S.C. 107 et seq.) programs for the operation of military troop dining facilities, military mess halls, and other similar military dining facilities.

The House bill contained no similar provision.

The House recedes with an amendment that would establish a permanent policy regarding the award of contracts and subcontracts for food services, mess attendant services, and other services supporting the operation of a military dining facility under the Javits-Wagner-O'Day and Randolph-Sheppard Acts. The amendment would require a review and report by the Government Accountability Office on operational procedures, competition, and determinations regarding fair and reasonable pricing for contracts awarded under both Acts. The amendment would also require a joint report from the Inspectors General of the Departments of Defense and Education on management procedures implemented under the two Acts.

Enhanced access for small business (sec. 857)

The House bill contained a provision (sec. 825) that would amend section 9(a) of the Contract Disputes Act of 1978 (41 U.S.C. 608) to provide expedited disposition of appeals by the Armed Services Board of Contract Appeals and the Civilian Board of Contract Appeals for small business disputes of $150,000 or less.

The Senate amendment contained no similar provision.

The Senate recedes.

Procurement goal for Hispanic-serving institutions (sec. 858)

The House bill contained a provision (sec. 826) that would extend contract goals for small disadvantaged businesses and certain institutions of higher education to include Hispanic-serving institutions.

The Senate amendment contained no similar provision.

The Senate recedes.

LEGISLATIVE PROVISIONS NOT ADOPTED

Adjustment of original baseline estimates for major defense acquisition program experiencing cost growth resulting from damage caused by hurricanes Katrina, Rita, and Wilma

The Senate amendment contained a provision (sec. 805) that would allow the Department of Defense to adjust the original baseline estimate under section 2435(d) of title 10, United States Code, for a major defense program that is carried out primarily in the areas affected by hurricanes Katrina, Rita, and Wilma for the sole purpose of addressing cost growth that is directly attributable to damage caused by those hurricanes.

The House bill contained no similar provision.

The Senate recedes.

The conferees acknowledge that funds appropriated in division B of the Department of Defense Appropriations Act for Fiscal Year 2006 (Public Law 109–148) for shipbuilding programs affected by hurricanes Katrina, Rita, and Wilma will likely cause the programs to breach Nunn-McCurdy thresholds. The conferees expect the Department to submit an abbreviated Selected Acquisition Report under section 2435(d) if Nunn-McCurdy thresholds are breached solely because of costs due to increases caused by hurricanes Katrina, Rita, and Wilma.

Availability of funds for performance-based logistics contracts for weapons systems logistics support

The Senate amendment contained a provision (sec. 808) that would authorize the Secretary of Defense to use operation and maintenance (O&M) funds for performance-based logistics contracts to finance costs associated with the implementation of engineering changes that result in a reduction of government O&M costs.

The House bill contained no similar provision.

The Senate recedes.

Applicability of statutory executive compensation cap made prospective

The House bill contained a provision (sec. 811) that would amend section 808(e)(2) of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105–85) to clarify that the underlying provision is prospective from the date of enactment.

The Senate amendment contained no similar provision.

The House recedes.

Prohibition on procurement from beneficiaries of foreign subsidies

The House bill contained a provision (sec. 812) that would prohibit the Secretary of Defense from entering into a contract with a foreign person (including a joint venture, cooperative organization, partnership, or contracting team), who has received a subsidy from the government of a foreign country that is a member of the World Trade Organization, if the United States has requested a consultation with that foreign country on the basis that the subsidy is prohibited under the Agreement on Subsidies and Countervailing Measures.

The Senate amendment contained no similar provision.

The House recedes.

Removal of hand and measuring tools from certain requirements

The Senate amendment contained a provision (sec. 821) that would remove hand and measuring tools from the requirement to buy certain articles from American sources.

The House bill contained no similar provision.

The Senate recedes.

Waiver authority for domestic source or content requirements

The Senate amendment contained a provision (sec. 823) that would provide the Secretary of Defense the authority to waive the application of statutory domestic source requirements and domestic content requirements under certain conditions.

The House bill contained no similar provision.

The Senate recedes.

Repeal of requirement for identification of essential military items and military system essential item breakout list

The Senate amendment contained a provision (sec. 824) that would repeal the requirement for identifying essential military items on a military system essential item breakout list.

The House bill contained no similar provision.

The Senate recedes.

Consistency with United States obligations under trade agreements

The Senate amendment contained a provision (sec. 825) that would require that no provision of this Act, or any amendment made by this Act, shall apply if the Secretary of Defense, in consultation with the Secretary of Commerce, the U.S. Trade Representative, and the Secretary of State, determines that the application of the provision would be inconsistent with international trade agreements of the United States.

The House bill contained no similar provision.

The Senate recedes.

Prohibition on defense contractors requiring licenses or fees for use of military likenesses and designations

The House bill contained a provision (sec. 827) that would require that any contract entered into by the Department of Defense include a provision prohibiting the contractor from requiring toy and hobby manufacturers, distributors, or merchants to obtain licenses or pay fees for the use of military likenesses or designations on items provided under the contract.

The Senate amendment contained no similar provision.

The House recedes.

The conferees are aware that the use of military likenesses and designations in commerce involve issues of intellectual property and trademark law, constitutional takings, and the commercialization of defense technologies that are of great importance to the Department. The conferees are also aware that section 1004 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375) authorized the Department to license trademarks, service marks, certification marks, and collective marks, and to operate a licensing program to raise funds for morale, welfare, and recreation activities.

The conferees believe that clarification of the system for determining ownership of military likenesses and designations could reduce confusion, particularly among manufacturers of toy models and hobby items, regarding appropriate policy and process for collection of license fees. The conferees encourage the Department to work with appropriate Federal departments and agencies to study the legal, financial, and administrative issues surrounding the registration of intellectual property rights in the likenesses and designations of military items, and to report back to Congress as soon as practicable on any recommendations for modifications to existing polices or statutes. The report should include a discussion of how the registration and licensing program authorized by section 1004 could be used to streamline the procedures under which toy and hobby manufacturers obtain licenses for military likenesses and designations.

Report on Department of Defense contracting with contractors or subcontractors employing members of the Selected Reserve

The Senate amendment contained a provision (sec. 845) that would require the Secretary of Defense to conduct a study on actual or potential contractors or subcontractors who employ members of the Selected Reserve. The study would address the extent to which Department of Defense contractors employ members of the Selected Reserve; potential disadvantages to such contractors in competing for Department contracts if their employees are mobilized; and recommendations for any appropriate action to provide such contractors with time or assistance in meeting contract deadlines. The provision would also repeal section 819 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163), which provided authorization for the Secretary to use employment of Selected Reserve members by a contractor as an evaluation factor for award of contracts.

The House bill contained no similar provision.

The Senate recedes.

Pilot program on expanded use of Mentor-Protege authority

The Senate amendment contained a provision (sec. 874) that would enable the Secretary of Defense to use the authorities of the Department of Defense Mentor-Protege program to provide technical assistance to firms that develop new technologies related to force protection or countering the threat of improvised explosive devices under the Small Business Innovative Research program.

The House bill contained no similar provision.

The Senate recedes.

TITLE IX—DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT

LEGISLATIVE PROVISIONS ADOPTED

Subtitle A—Department of Defense Management

Increase in authorized number of assistant secretaries of defense (sec. 901)

The conferees agree to include a provision requested by the Department of Defense that would amend section 138(a) of title 10, United States Code, to permit an increase in the number of assistant secretaries of defense (ASDs) from 9 to 10 in order to facilitate a reorganization of the Office of the Under Secretary of Defense for Policy (OUSD(P)).

The conferees support the stated purpose of the reorganization, which is to develop a balanced set of portfolios that would allow more effective interaction with both commanders of the unified combatant commands and other Federal departments and agencies. The conferees understand that the Secretary of Defense intends to begin implementation of the OUSD(P) reorganization on or about October 1, 2006. While the conferees agree that the Secretary of Defense should adjust the roles and responsibilities within the OUSD(P) to address more effectively the full range of current and emerging national security challenges, the conferees share some concerns about the proposed reorganization. Chief among these concerns are:

(1) the role of a global war on terrorism task force that reports directly to the Under Secretary of Defense for Policy, and the relationship between that task force and the ASD for ''Special Operations and Low-Intensity Conflict and Interdependent Capabilities'' (SOLIC/IC) and other ASDs;

(2) the placement of ''Strategic Capabilities'' under the ASD for SOLIC/IC. Nuclear and missile issues arguably require a different skill set and knowledge base and could result in an overall dilution of the statutory mission of this ASD, which is to supervise special operations and low-intensity conflict activities. Moreover, moving ''Strategic Capabilities'' to a different ASD than the one responsible for chemical and biological weapons issues may complicate the effective coordination that occurs currently. It would mean that the Commander, U.S. Strategic Command, would need to seek guidance on combating weapons of mass destruction (WMD) policy from two different ASDs, creating the kind of seam that the reorganization is suppose to minimize;

(3) the placement of ''Forces Transformation and Resources'' under the ASD for SOLIC/IC. The conferees have similar concerns about the different skill set and knowledge base required for overseeing transformation, as well as the U.S. Transportation Command. Placing such responsibilities under the ASD for SOLIC/IC would further divert focus from the statutory mission of this ASD;

(4) the very large span of responsibilities for a Deputy ASD for ''Counternarcotics, Counterproliferation, and Global Threats.'' The large number of significant issues that would reside in this organization could mean that insufficient personnel and resources are devoted to the critical and diverse issues assigned to this ASD, including the critical missions of cooperative threat reduction, counterproliferation, and combating WMD;

(5) the potential impact on counternarcotics (CN) program execution. While the conferees recognize that efficiencies can be gained by developing common approaches and funding to combat illicit drug production and trafficking, terrorism, and proliferation of WMD, the conferees note that the management of CN policy must remain consistent with congressional intent regarding the Department of Defense's counterdrug role and the effective use of its drug interdiction central transfer account. Separating CN policy oversight from the administration of the central transfer account would likely reduce the effectiveness and responsiveness of the CN policy office and its ability to facilitate accurate congressional oversight of the program;

(6) the unique placement of both functional and regional issue responsibilities under one ASD for Homeland Defense and Americas' Security Affairs. It also is unclear what the functional issues under this ASD would entail; and

(7) the role of the Deputy Assistant Secretary of Defense for ''Building Partner Capacity Strategy.'' It is unclear how this portfolio would differ from that of a Deputy Assistant Secretary of Defense for ''Security Cooperation Operations.'' This structure appears to presume that the Department will receive permanent authority to undertake foreign military assistance missions, despite the fact that Congress has not provided such authority to the Department.

In light of these concerns, the conferees direct the Secretary of Defense to submit to the congressional defense committees, not later than February 1, 2007, a report on the OUSD(P) reorganization. This report shall provide a detailed description and explanation of the reorganization, including each of the concerns noted above. The conferees also expect that Department officials will consult frequently with the congressional defense committees about the assigned responsibilities of the ASDs, the assignment of personnel, and the plan for implementation.

Modifications to the Combatant Commander Initiative Fund (sec. 902)

The conferees agree to include a provision that would provide expanded authority under

the Combatant Commanders Initiative Fund (CCIF) for geographic combatant commanders to provide urgent and unanticipated humanitarian relief and reconstruction assistance to countries in their respective areas of responsibility (AORs), particularly to countries where U.S. Armed Forces are engaged in a contingency operation. The conferees also agree to increase by $5.0 million the amount authorized for the CCIF for fiscal year 2007 for this purpose.

The conferees believe it is important that the geographic combatant commanders have additional authority, resources, and flexibility in order to be able to respond to urgent and unanticipated humanitarian relief and reconstruction needs in their AORs, particularly in countries where U.S. forces are engaged in a contingency operation. The conferees urge the Department of Defense to request sufficient funds in the CCIF for this purpose in future years budget requests. The conferees urge the Department of Defense to develop guidance for the use of this authority to ensure that the authority can be used quickly and without bureaucratic delay in urgent situations. The conferees also urge that the guidance include procedures for coordinating with the relevant Department of State country team as a precondition for providing assistance to a foreign country under this authority.

The conferees note that this expanded CCIF authority is not intended for use in Afghanistan or Iraq so long as Commander's Emergency Response Program (CERP) authority is available for use in those countries.

Addition to membership of specified council (sec. 903)

The House bill contained a provision (sec. 903) that would amend section 179(a) of title 10, United States Code, to add the Commander, Strategic Command to the Nuclear Weapons Council.

The Senate amendment contained no similar provision.

The Senate recedes.

Consolidation and standardization of authorities relating to Department of Defense Regional Centers for Security Studies (sec. 904)

The House bill contained a provision (sec. 904) that would streamline the management of the Department of Defense Regional Centers for Security Studies by providing a uniform set of authorities for all of these Regional Centers. The provision would allow the Regional Centers to conduct research, as well as facilitate the communication and exchange of ideas between U.S. and foreign military officers, civilian governmental personnel, and non-governmental personnel. The provision would permit foreign governments and U.S. federal agencies to fund foreign participation in Center activities, and would provide the Secretary of Defense authority to waive reimbursement of costs of activities for military officers and civilian defense and security officials from developing countries. The provision would continue the requirement for the Secretary of Defense to submit to the Committees on Armed Services of the Senate and the House of Representatives an annual report on the Regional Centers' status, objectives, budgets, international participation, and foreign gifts and donations.

The Senate amendment contained no similar provision.

The Senate recedes.

Oversight by Office of Under Secretary of Defense for Acquisition, Technology, and Logistics of exercise of acquisition authority by combatant commanders and heads of Defense Agencies (sec. 905)

The Senate amendment contained a provision (sec. 902) that would establish a senior acquisition executive for special operations within the staff of the Assistant Secretary of Defense for Special Operations and Low-Intensity Conflict.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary to, not later than 180 days after the date of the enactment of this Act, designate a senior acquisition official within the Office of the Under Secretary of Defense for Acquisition, Technology, and Logistics to coordinate and oversee the exercise of acquisition authorities by any combatant commander and any head of a defense agency designated by the Secretary of Defense to exercise acquisition authority.

The conferees note that the designation of a senior acquisition official within the Office of the Under Secretary of Defense for Acquisition, Technology, and Logistics under the expanded authorities recommended by this section is intended to enhance acquisition oversight and the effective stewardship of resources and is not intended to impede the need to fulfill the urgent requirements of the commanders of combatant commands and the heads of defense agencies.

Standardization of statutory references to ''national security system'' within laws applicable to Department of Defense (sec. 906)

The House bill contained a provision (sec. 901) that would modify three sections of title 10 to ensure the definition of national security system is consistent with the current definition in the Federal Information Security Management Act of 2002 (Public Law 107–347) and with the definition of information technology in section 3542(b)(2) of title 44, United States Code.

The Senate amendment contained a similar provision (sec. 1071).

The Senate recedes.

Correction of reference to predecessor of Defense Information Systems Agency (sec. 907)

The House bill contained a provision (sec. 902) that would amend section 193 of title 10, United States Code, to reflect the current name of the Defense Information Systems Agency.

The Senate amendment contained an identical provision (sec. 1072).

The conference agreement includes this provision.

Subtitle B—Space Activities

Designation of successor organizations for the disestablished Interagency Global Positioning Executive Board (sec. 911)

The House bill contained a provision (sec. 911) that would amend the Commercial Space Transportation Competitiveness Act of 2000 (Public Law 106–405) to reflect the subsequent disestablishment of the Interagency Global Positioning Executive Board and its replacement by a new organizational structure created by national policy.

The Senate amendment contained a similar provision (sec. 1082).

The Senate recedes with a technical amendment that would replace the phrase ''national security presidential directive'' with ''U.S. Space-based Position, Navigation, and Timing Policy.''

Extension of authority for pilot program for provision of space surveillance network services to non-United States Government entities (sec. 912)

The House bill contained a provision (sec. 912) that would extend through September 30, 2009, a pilot program that is determining the feasibility and desirability of providing space surveillance data support to non-United States Government entities.

The Senate amendment contained an identical provision (sec. 912).

The conference agreement includes this provision.

Operationally responsive space (sec. 913)

The House bill contained a provision (sec. 913) that would establish an Operationally Responsive Space (ORS) program office and would require the Secretary of Defense to submit a report to the congressional defense committees setting forth a plan for acquisition of capabilities for operationally responsive space support to the military.

The Senate amendment contained a similar provision (sec. 911).

The House recedes with an amendment that would clarify the organization and acquisition activities of the program office.

The conferees make the following findings: (1) access to and use of space is critical for preserving and protecting the national security, commercial, and civil interests of the United States; (2) to the maximum extent possible, space capabilities should be integrated into the strategy, doctrine, operations, and contingency plans of the armed forces; (3) the combatant commanders should have access to responsive space capabilities that provide prompt, focused support in their theater of operations, including which capabilities should compliment other national and Department of Defense space assets while providing direct and flexible support to the warfighter on the battlefield and military operations other than war; and (4) the United States Space Transportation Policy of January 6, 2005, calls for the demonstration, before 2010, of an initial capability for operationally responsive access to and use of space to support the national security requirements of the United States.

Accordingly, the conferees believe it should be the policy of the United States to demonstrate, acquire, and deploy an effective ORS capability to support military users and operations from space. The conferees understand the term ORS to include the ability to launch—and activate quickly—militarily useful satellites when needed to provide surge capability, reconstitute damaged or incapacitated satellites, or provide timely availability of tailored or new capabilities to the military user. By lowering the cost of satellite development and associated launch costs, ORS capabilities can lead to long-term benefits by advancing technology, improving space acquisitions, enhancing the skills of the technical workforce, and broadening the space industrial base.

To this end, the conferees direct the Secretary of Defense to establish a program office within the Department of Defense to coordinate and execute the Department's ORS activities and to facilitate the development of low-cost, rapid reaction payloads, busses, space-lift, and launch control capabilities to fulfill joint military operational requirements for on-demand space support and reconstitution. This program office should be the focal point for activities and entities with the capacity to contribute to the development of ORS capabilities and, as such, shall include science and technology, acquisition, operations, and combatant command support elements. In addition to coordinating the Department's efforts, this program office should seek to coordinate with the intelligence community and other relevant non-Department of Defense entities that may have activities associated with the ORS mission, and utilize existing processes and infrastructure, where applicable. The Department of Defense Executive Agent for Space, or a designee appointed by the Secretary, shall serve as head of the program office. Such designee shall report directly to the Department of Defense Executive Agent for Space.

The conferees recognize the value of developing systems for operational experimentation, which include leveraging these systems for technology demonstrations, applying lessons learned to the acquisition of production systems, and providing militarily useful support in-theater

Central to the success of the ORS effort is controlling the cost of satellites and launch vehicles developed as operational experimentation systems as well as operationally fielded production systems. The conferees believe it should be a goal of the program office, to the maximum extent possible, to limit the cost of launch vehicles (to low earth orbit) to approximately $20.0 million in constant dollars, and to limit the cost of an integrated satellite to approximately $40.0 million in constant dollars.

The conferees direct the Secretary to create a separate program element for the activities of the ORS program office and to ensure that, to the extent applicable, relevant programs and activities for ORS are consolidated within this program element. This is not intended to preclude other agencies or organizations within the Department from budgeting for science and technology efforts related to the ORS mission. The conferees do recommend, however, that the acquisition of operational capabilities and operations support costs should be planned, programmed, and budgeted in the program element for the ORS program office.

Independent review and assessment of Department of Defense organization and management for national security in space (sec. 914)

The Senate amendment contained a provision (sec. 913) that would require the Secretary of Defense to select an entity outside the Department of Defense to conduct an independent review and assessment of the organization and management of the Department of Defense for national security in space.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary of Defense to consult with the chairmen and ranking members of the Committees on Armed Services of the Senate and the House of Representatives in selecting the entity to conduct the review and assessment.

Subtitle C—Chemical Demilitarization Program

Sense of Congress on completion of destruction of United States chemical weapons stockpile (sec. 921)

The Senate amendment contained a provision (sec. 1087) that would express the sense of the Senate that: (1) the United States is committed to making every effort to safely dispose of its chemical weapons stockpile by the Chemical Weapons Convention extended deadline of April 29, 2012, or as soon thereafter as possible; (2) the Secretary of Defense should prepare a comprehensive schedule for safely destroying the U.S. chemical weapons stockpile to prevent further delays in its destruction, and should submit that schedule annually to the congressional defense committees in an annual report; and (3) the Secretary should make every effort to ensure adequate funding to complete the elimination of the U.S. chemical weapons stockpile in the shortest time possible, consistent with the requirement to protect public health, safety, and the environment.

The House bill contained no similar provision.

The House recedes with an amendment that would make the provision a sense of Congress and add an additional element stating that the Secretary of Defense should propose a credible process to gain the support of affected communities when selecting a site for the treatment or disposal of neutralized chemical agent at a location remote from where the agent is stored.

Comptroller General review of cost-benefit analysis of off-site versus on-site treatment and disposal of hydrolysate derived from neutralization of VX nerve gas at Newport Chemical Depot, Indiana (sec. 922)

The House bill contained a provision (sec. 922) that would require the Comptroller General to review and report to Congress by December 1, 2006, on the adequacy of the cost benefit analysis prepared by the Secretary of the Army comparing options to treat and dispose of the hazardous material that is a by-product of the process of neutralizing VX nerve gas stored at the Newport Chemical Depot, Indiana. The provision would also prohibit the Secretary from proceeding with any action to transport this hazardous material, or hydrolysate, from the Newport Chemical Depot until 60 days after the Comptroller General's report is received by Congress.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would prohibit the Secretary from proceeding with any action to transport this hazardous material, or hydrolysate, from the Newport Chemical Depot to the State of New Jersey until the earlier of: 60 days after the Comptroller General's report is received by Congress, or February 1, 2007.

Incentives clauses in chemical demilitarization contracts (sec. 923)

The Senate amendment contained a provision (sec. 372) that would provide the Secretary of Defense authority to include an incentives clause in any contract for the destruction of the U.S. stockpile of lethal chemical agents and munitions in order to accelerate the safe elimination of the U.S. chemical weapons stockpile and to reduce the total cost of the chemical demilitarization program by affording the contractor an opportunity to share in the life cycle cost savings that the U.S. Government would realize by early completion of destruction operations and facility closure. The provision would require that this authority be exercised consistent with the Secretary's obligation under law to provide for maximum protection for the environment, the general public, and the personnel who are involved in the destruction of the lethal chemical agents and munitions. The authority to include an incentives clause in a contract would be subject to the availability of appropriations for that purpose.

The House bill contained no similar provision.

The House recedes.

The conferees note that this authority is intended to be available for all elements of the chemical demilitarization program, including the Chemical Stockpile Disposal Project, the Alternative Technologies and Approaches Project, and the Assembled Chemical Weapons Alternative Program.

The conferees express their disappointment in the notification from the Secretary of Defense dated April 10, 2006, that the United States will not be able to meet the Chemical Weapons Convention extended destruction deadline of April 29, 2012, for the complete destruction of the U.S. chemical weapons stockpile. The conferees note the Secretary's commitment in the notification that ''The Department will continue working diligently to minimize the time to complete destruction without sacrificing safety and security. We will also continue requesting resources needed to complete destruction as close to April 2012 as practicable.'' The conferees strongly concur in those sentiments and urge the Department to uphold the commitment expressed in the Secretary's notification letter.

Chemical demilitarization program contracting authority (sec. 924)

The Senate amendment contained a provision (sec. 376) that would clarify retroactively that the Secretary of Defense may carry out the chemical weapons demilitarization program through multiyear contracts.

The House bill contained no similar provision.

The House recedes.

Subtitle D—Intelligence-Related Matters

Four-year extension of authority of Secretary of Defense to engage in commercial activities as security for intelligence collection activities (sec. 931)

The Senate amendment contained a provision (sec. 1031) that would extend the authority to engage in commercial activities as security for intelligence collection activities until December 31, 2008.

The House bill contained a similar provision (sec. 931).

The House recedes with an amendment that would extend the authority until December 31, 2010.

Annual reports on intelligence oversight activities of the Department of Defense (sec. 932)

The Senate amendment contained a provision (sec. 1032) that would require the Secretary of Defense to submit an annual report to the congressional defense and intelligence committees on intelligence oversight activities of the Department of Defense. The term ''intelligence oversight activities of the Department of Defense'' refers to any activity undertaken by an agency element or component of the Department to ensure compliance with regard to intelligence and intelligence-related activities of the Department under law or any Executive order, or Presidential directive, including Executive Order 12333.

The House bill contained no similar provision.

The House recedes with an amendment that would change the distribution of the report, remove references to ''questionable activities,'' and add the required annual report to chapter 21, title 10, United States Code.

Collection by National Security Agency of service charges for certification or validation of information assurance products (sec. 933)

The Senate amendment contained a provision (sec. 1035) that would authorize the National Security Agency to collect service charges for the certification or validation of information assurance products.

The House bill contained no similar provision.

The House recedes.

Subtitle E—Other Matters

Department of Defense policy on unmanned systems (sec. 941)

The Senate amendment contained a provision (sec. 921) that would require the Secretary of Defense, in consultation with the Chairman of the Joint Chiefs of Staff, to develop a Department-wide policy for research, development, test, and evaluation; procurement; and operation of unmanned systems.

The House bill contained no similar provision.

The House recedes with an amendment that would: (1) clarify the policy elements to be addressed; (2) require the report to the congressional defense committees to include strategy and schedule information for implementing the necessary policy; and (3) define unmanned systems for the purposes of this section.

The conferees recognize that unmanned systems are not, and will not, be capable of

replacing manned systems in every case. However, the conferees encourage the Department of Defense to use an expanded vision in determining those routine and dangerous missions that could, and should, be performed by unmanned systems. Interoperability, survivability, commonality, sustainment, manufacturing, and training should be examined for seamless integration between manned and unmanned systems development, acquisition and operation in the air, on the ground, and at sea.

Executive Schedule level IV for Deputy Under Secretary of Defense for Logistics and Materiel Readiness (sec. 942)

The Senate amendment contained a provision (sec. 922) that would move the position of Deputy Under Secretary of Defense for Logistics and Materiel Readiness from Executive Schedule Level III to Level IV. The change would be applicable to future appointees to the position.

The House bill contained no similar provision.

The House recedes.

Study and report on reform of Defense Travel System (sec. 943)

The Senate amendment contained a provision (sec. 926) that would prohibit the Secretary of Defense from obligating or expending any funds related to the Defense Travel System, except those funds obtained through a one-time, fixed-price service fee per Department of Defense customer utilizing the system with an additional fixed fee for each transaction.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary to provide an independent report to the congressional defense committees within 6 months of the date of the enactment of this Act. The report shall analyze the feasibility of separating the financial infrastructure of the Defense Travel System from the travel reservation system, converting the travel reservation process to a fee-for-service system, and making the use of the financial infrastructure of the Defense Travel System mandatory for all travel transactions.

The amendment would also require the Secretary to report to the congressional defense committees on the actions he plans to take to implement the recommendations of the report. The amendment prohibits the Secretary from initiating a new contract for the Defense Travel System (other than to continue current operations) until the report has been provided to the Congress.

Administration of pilot project on Civilian Linguist Reserve Corps (sec. 944)

The Senate amendment contained a provision (sec. 1033) that would transfer the administration of the pilot project on the Civilian Linguist Reserve Corps from the Director of National Intelligence (DNI) to the Secretary of Defense.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary to coordinate with the DNI in carrying out the pilot project, and extend the duration of the pilot project for an additional 2 years.

Improvement of authorities on the National Security Education Program (sec. 945)

The Senate amendment contained a provision (sec. 1034) that would amend section 1902(b)(2) of title 50, United States Code, to expand the entities in which mandated service could be performed to include the Department of Homeland Security, Department of State, or a position in the field of education. The provision would also provide authority to the Secretary of Defense to hire a program participant in a position in the Department of Defense on a temporary, interim basis, for a period not to exceed 2 years, to expedite security clearances and other personnel processes, if there is no other permanent position available for the participant.

The House bill contained no similar provision.

The House recedes with an amendment that would limit the authority to expand the entities in which mandated service could be performed, and make clarifying changes.

Report on the posture of the United States Special Operations Command to conduct the global war on terrorism (sec. 946)

The Senate amendment contained a provision (sec. 927) that would require the Secretary of Defense to report on the types of units and capabilities that should be incorporated into the reserve components of the Armed Forces as part of the expansion of Special Forces, as outlined in the 2006 Quadrennial Defense Review Report. In addition, the Secretary would be required to report on the effort taken by the U.S. Special Operations Command (USSOCOM) to provide special forces training in high-altitude and mountainous areas within the United States.

The House bill contained no similar provision.

The House recedes with an amendment that would require that the report should assess the posture of USSOCOM to conduct the global war on terrorism, including: (1) whether the command is appropriately manned, resourced, and equipped; (2) whether there is an appropriate balance of capabilities between the active and reserve components; (3) whether there are sufficient numbers of Army Special Forces for foreign security assistance and training missions; and (4) how the special operations forces are being trained for different operational environments.

LEGISLATIVE PROVISIONS NOT ADOPTED

United States Military Cancer Institute

The Senate amendment contained a provision (sec. 901) that would require the Secretary of Defense to establish the United States Military Cancer Institute in the Uniformed Services University of the Health Sciences.

The House bill contained no similar amendment.

The Senate recedes.

Military deputies to the assistant secretaries of the military departments for acquisition, logistics, and technology matters

The Senate amendment contained a provision (sec. 904) that would establish positions within the military departments for military deputies to the assistant secretaries for acquisition in the Departments of the Army, Navy, and Air Force. The officers serving in these positions would hold the rank of lieutenant general or vice admiral while serving and would be excluded from limits on the numbers and percentages of officers in the respective services.

The House bill contained no similar provision.

The Senate recedes.

Redesignation of the Department of the Navy as the Department of the Navy and Marine Corps

The House bill contained a provision (sec. 905) that would amend title 10, United States Code, to redesignate the Department of the Navy as the Department of the Navy and Marine Corps. The provision would also change the titles of the Secretary of the Navy, the Assistant Secretaries of the Navy, and the General Counsel of the Navy to include both the Navy and the Marine Corps.

The Senate amendment contained no similar provision.

The House recedes.

Transfer to Secretary of the Army of responsibility for Assembled Chemical Weapons Alternatives program

The House bill contained a provision (sec. 921) that would transfer program management responsibility for the Assembled Chemical Weapons Alternatives program from the Under Secretary of Defense for Acquisition, Technology, and Logistics to the Secretary of the Army by January 1, 2007.

The Senate amendment contained no similar provision.

The House recedes.

Sense of Congress regarding the safe and expeditious disposal of chemical weapons

The House bill contained a provision (sec. 923) that would express the sense of Congress that the process used for selecting a site for remote disposal of hazardous material remaining after the initial processing of chemical munitions should be free from political influence and that a process similar to that used for base closure and realignment be considered for adoption.

The Senate amendment contained no similar provision.

The House recedes.

Sense of Senate on nomination of individual to serve as Director of Operational Test and Evaluation on a permanent basis

The Senate amendment contained a provision (sec. 924) that would express the sense of the Senate that the President should nominate a permanent Director of Operational Test and Evaluation as soon as practicable.

The House bill contained no similar provision.

The Senate recedes.

Inclusion of homeland defense and civil support missions of the National Guard and Reserves in the Quadrennial Defense Review

The Senate amendment contained a provision (sec. 925) that would amend section 118(d) of title 10, United States Code, to require the Secretary of Defense to include homeland defense and civil support missions in the Quadrennial Defense Review (QDR) report.

The House bill contained no similar provision.

The Senate recedes. The provision was incorporated into another provision elsewhere in this report.

TITLE X—GENERAL PROVISIONS

ITEM OF SPECIAL INTEREST

Vietnam conflict

The conferees believe it is appropriate to commemorate the 50th anniversary of the Vietnam conflict in order to thank and honor the veterans, missing in action, and prisoners of war of that conflict and their families; to pay tribute to the sacrifices and contributions made on the home front by the people of the United States during the Vietnam conflict; to highlight advances in technology, science, and medicine related to military research conducted during the Vietnam conflict; and to recognize the contributions and sacrifices made by the allies of the United States in the Vietnam conflict.

The conferees, therefore, direct the Secretary of Defense to provide the Committees on Armed Services of the Senate and the House of Representatives, not later than April 1, 2007, with a proposed plan on commemoration of the Vietnam conflict. At a minimum, the proposed plan should include: the recommended duration and outline of major events of the commemoration; a discussion of how the Department of Defense would coordinate, support, and facilitate this commemoration with other Federal Government agencies, State and local governments,

and other entities; the estimated total expenditures necessary to carry out the commemoration program; and legislative proposals needed to implement the commemoration. The plan should also include the recommended process and guidelines for managing the financing and expenditures of the commemoration. To that end, the plan should include the establishment in the Treasury of an account to be administered by the Secretary of Defense, from which funds might be invested and from which funds could be obligated solely for purposes related to the commemoration program. The conferees also believe that the establishment of such an account should be accompanied by a recommended limitation on the expenditure of appropriated funds in support of the commemoration and that the cost of the commemoration should not be borne by a single military department.

LEGISLATIVE PROVISIONS ADOPTED

Subtitle A—-Financial Matters

General transfer authority (sec. 1001)

The House bill contained a provision (sec. 1001) that would provide $3.75 billion in transfer authority among accounts in division A of this Act for fiscal year 2007.

The Senate amendment contained a similar provision (sec. 1001) that would provide $4.0 billion in transfer authority among accounts in division A of this Act for fiscal year 2007.

The House recedes with an amendment that would provide $4.5 billion in transfer authority.

Authorization of additional emergency supplemental appropriations for fiscal year 2006 (sec. 1002)

The House bill contained a provision (sec. 1002) that would authorize emergency supplemental appropriations pursuant to an emergency supplemental appropriations act for 2006.

The Senate amendment contained a similar provision (sec. 1002) that would authorize additional emergency supplemental appropriations for fiscal year 2006 for Iraq, Afghanistan, and the Global War on Terror, pursuant to titles I, II, and V of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109–234).

The House recedes.

Reduction in certain authorizations due to savings relating to lower inflation (sec. 1003)

The House bill contained a provision (sec. 1006) that would reduce the amount authorized to be appropriated to the Department of Defense by $1.6 billion to reflect savings from lower-than-expected inflation estimates.

The Senate amendment contained a similar provision (sec. 1003).

The Senate recedes with an amendment that would reduce the amount authorized to be appropriated to the Department of Defense by $757.1 million.

Increase in fiscal year 2006 general transfer authority (sec. 1004)

The House bill contained a provision (sec. 1003) that would provide $3.75 billion in transfer authority among accounts in division A of this Act for fiscal year 2006.

The Senate amendment contained a similar provision (sec. 1006) that would provide $5.0 billion in transfer authority for fiscal year 2006.

The House recedes.

United States contribution to NATO common-funded budgets in fiscal year 2007 (sec. 1005)

The House bill contained a provision (sec. 1004) that would authorize the U.S. contribution to North Atlantic Treaty Organization (NATO) common-funded budgets for fiscal year 2007, including the use of unexpended balances.

The Senate amendment contained an identical provision (sec. 1005).

The conference agreement includes this provision.

The conferees note that this provision is necessary because the resolution of ratification for the Protocol to the North Atlantic Treaty of 1949 on the Accession of Poland, Hungary, and the Czech Republic contained a provision (section 3(2)(c)(ii)) requiring a specific authorization for U.S. payments to the common-funded budgets of NATO for each fiscal year, beginning in fiscal year 1999, that payments exceed the fiscal year 1998 total.

Report on budgeting for fluctuations in fuel cost rates (sec. 1006)

The House bill contained a provision (sec. 1005) that would require the Secretary of Defense to submit a report to the Committees on Armed Services of the Senate and the House of Representatives by January 15, 2007, on the fuel cost rate projection used in the annual Department of Defense budget.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment that would change the date of the required report to February 15, 2007, and require that the report be sent to the congressional defense committees.

Modification of date of submittal of OMB/CBO report on scoring of outlays (sec. 1007)

The Senate amendment contained a provision (sec. 1006) that would change the date of the currently required report on the Office of Management and Budget and the Congressional Budget Office outlay estimates (section 226 of title 10, United States Code) from January 15 to April 1 of each year.

The House bill contained no similar provision.

The House recedes.

Budgeting for ongoing military operations in Afghanistan and Iraq (sec. 1008)

The Senate amendment contained a provision (sec. 1085) that would require the President to submit, pursuant to section 1105(a) of title 31, United States Code, for each fiscal year after fiscal year 2007, a request for funds for ongoing military operations in Afghanistan and Iraq. The provision would also require the President to submit an estimate of all funds expected to be required in that fiscal year for such operations and a detailed justification of the funds requested.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Subtitle B—Policy Relating to Vessels and Shipyards

Aircraft carrier force structure (sec. 1011)

The Senate amendment contained a provision (sec. 1011) that would eliminate the requirement for the naval combat forces of the Navy to include no fewer than 12 operational aircraft carriers.

The House bill contained no similar provision.

The House recedes with an amendment that would reduce the minimum number of operational aircraft carriers required by law to 11.

The conferees understand that the 2006 Quadrennial Defense Review Report concluded that a naval force including 11 aircraft carriers meets the combat capability requirements of the National Military Strategy. The conferees agree with the Navy's determination that the cost of maintaining 12 operational aircraft carriers by restoring the USS *John F. Kennedy* (CV–67) to a deployable, fully mission-capable status would significantly impact the Chief of Naval Operations' (CNO) plan to build a future naval force of 313 ships. The conferees also agree with the Navy's proposal to inactivate the USS *John F. Kennedy* (CV–67) in fiscal year 2007. However, the conferees believe that it is important to retain the ability to reactivate the USS *John F. Kennedy* (CV–67) in the event that 12 aircraft carriers are required in response to a national emergency.

The conferees expect, therefore, in conjunction with decommissioning the USS *John F. Kennedy* (CV–67), that the Secretary of Defense, in coordination with the Supreme Allied Commander, Europe and the Secretary of Homeland Security, will evaluate the feasibility of maintaining the aircraft carrier in an operational status by transferring custody and control to the North Atlantic Treaty Organization or the Department of Homeland Security. The Secretary shall provide notification of the findings to the Committees on Armed Services of the Senate and the House of Representatives prior to decommissioning the USS *John F. Kennedy* (CV–67).

The conferees further expect that, upon decommissioning from the U.S. Navy and completion of the ship's inactivation availability, the Navy will maintain CV–67 in a state of preservation (dehumidification, cathodic protection, and configuration control) pending determination of final disposition. In the event it is determined that CV–67 is to be retired from operational status, the Secretary of the Navy shall evaluate other alternatives for final disposition, to include maintenance in a reduced mobilization status, donation as a museum article, or striking from the naval vessel registry; and report the findings with the Secretary of the Navy's recommendation to the congressional defense committees not later than October 1, 2007. Under all circumstances, the Navy shall retain custody of CV–67 at least until commissioning of CVN–77. If the aircraft carrier is transferred from the custody and control of the Navy, the Secretary of the Navy shall require as a condition of such transfer that the transferee, upon request of the Secretary of Defense, return the vessel to the United States. In such a case, unless the transferee is otherwise notified by the Secretary of the Navy, the title to the vessel shall revert immediately to the United States.

The conferees agree with the CNO statement in his letter dated August 14, 2006, to the Ranking Member of the Committee on Armed Services of the Senate, that ''Naval Station Mayport and the many resources of the Jacksonville area remain vitally important to Navy readiness,'' and support the CNO commitment ''to maintaining the infrastructure necessary to support the strategic dispersal of the Atlantic Fleet at this key east coast port.'' The conferees note that the USS *John F. Kennedy* (CV–67) has served proudly in defense of freedom around the world, in times of peace and in war in the course of her 38 years of service. She has brought great honor to our Nation, to her namesake, and to the tens of thousands of sailors who ''stood the watch'' on her decks these many years. It is most fitting, therefore, that the Navy plan the decommissioning of the USS *John F. Kennedy* (CV–67) with ceremony befitting her distinguished history of service to our Nation.

Sense of Congress on naming the CVN–78 aircraft carrier as the USS Gerald R. Ford (sec. 1012)

The Senate amendment contained a provision (sec. 1013) that would require that the CVN–78 aircraft carrier shall be named the USS *Gerald R. Ford*.

The House bill contained no similar provision.

The House recedes with an amendment that would express the sense of Congress

that the Navy should name the CVN–78 aircraft carrier the USS *Gerald R. Ford*.

Transfer of naval vessels to foreign nations based upon vessel class (sec. 1013)

The House bill contained a provision (sec. 1011) that would allow the transfer of a specified number of ships to a particular nation without identification of the specific vessel by hull number or ship name.

The Senate amendment contained a similar provision (sec. 1012).

The Senate recedes.

Overhaul, repair, and maintenance of vessels in foreign shipyards (sec. 1014)

The House bill contained a provision (sec. 1012) that would clarify those commonwealths and possessions that are to be considered as part of the United States for the purposes of naval vessels to include Military Sealift Command vessels. The provision would also extend the limitations on overhaul, repair, and maintenance of vessels in foreign shipyards.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would amend section 7310(a) of title 10, United States Code, to require naval vessels homeported in Guam to be overhauled, repaired, or maintained in a shipyard in the United States or Guam.

Report on options for future lease arrangement for Guam Shipyard (sec. 1015)

The House bill contained a provision (sec. 1013) that would require the Secretary of the Navy to submit a report to the Committees on Armed Services of the Senate and the House of Representatives on the Guam Shipyard. The provision would also require the Comptroller General to submit an evaluation of the Secretary of Navy's report. The provision would further require the awarding of contracts to the Guam Shipyard in an amount equal to the average amount awarded between fiscal years 1998 and 2006.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would delete the requirement for awarding contracts to the Guam Shipyard.

Assessments of naval vessel construction efficiencies and of effectiveness of special contractor incentives (sec. 1016)

The House bill contained a provision (sec. 1014) that would establish a program to provide grants and loan guarantees to U.S. shipbuilders to make capital investments in their shipbuilding processes and facilities. The provision would also require the Secretary of the Navy to perform annual assessments of the shipbuilding industrial base to determine where and to what extent inefficiencies exist and to what extent innovative design and production technologies, processes, and infrastructure can be developed to alleviate such inefficiencies.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary to conduct an assessment of naval vessel construction to determine inefficiencies that exist; innovative design and production technologies, processes, and performance incentives that are warranted to alleviate those inefficiencies; and actions the Secretary intends to take to facilitate adoption by the shipbuilding industry of the technologies, processes, and performance incentives so identified. The amendment would also require the Secretary to conduct an assessment of the effectiveness of the use in naval construction contracts of special incentives for investment by the contractor in facilities and process improvement projects, including a description of the use of such incentives, a description of the process and criteria used for evaluation of and selection among proposed projects, progress in implementing selected projects, plans for applying similar contract incentives in future shipbuilding programs, and recommendations by the Secretary for enactment of legislation that might increase the effectiveness of, or expand the use of, such contract incentives. The amendment would further require that the Secretary submit a report on these assessments to the congressional defense committees not later than April 1, 2007. The conferees direct the Secretary to provide the congressional defense committees with an interim briefing on the findings of the assessments not later than March 1, 2007.

Obtaining carriage by vessel: criterion regarding overhaul, repair, and maintenance of vessels in the United States (sec. 1017)

The House bill contained a provision (sec. 1017) that would provide that the Secretary of Defense may not award any contract for the carriage by vessel of cargo for the Department of Defense, unless the contract includes a requirement under which the contractor shall ensure that the overhaul and repair work is done in a shipyard located in the United States or the contractor must report any repair work conducted in a shipyard located outside the United States.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary to issue an acquisition policy that establishes as a criterion, required to be considered in obtaining carriage by vessel of cargo for the Department, the extent to which an offeror of such carriage had overhaul, repair, and maintenance work for the offerors' vessels performed in shipyards located in the United States. The amendment would be limited to vessels that are owned, operated, or controlled by the offeror and qualified to engage in the carriage of cargo in the coastwise or non-contiguous trades. Thus, the conferees expect that the Secretary will establish, as an evaluation criterion in the award, the past accomplishment of overhaul, repair, and maintenance work conducted in shipyards located in the United States, similar to other considerations such as cost, schedule, capability to perform the carriage, and other independently weighted factors. The amendment would apply to the carriage of Department cargo, whether the carriage was obtained pursuant to charter or tariff. Further, the amendment would define the term ''United States'' to include any State of the United States and, in addition, Guam.

The conferees agree that a strong ship repair industrial base is vital to the national security interests of the United States. Accordingly, it is important that the Secretary maintain a current assessment of the Nation's ship repair capabilities and capacity and, consistent with the Secretary's assessment, that the Department assign value to the accomplishment of overhaul, repair, and maintenance work in the United States for the evaluation of offerors' proposals in the awards of contracts to carry Department cargo.

To guide formulation and implementation of the Secretary's acquisition policy, the Secretary shall conduct an assessment of the ship repair industrial base, to include: (1) a determination of ship repair requirements to support the National Military Strategy; (2) an evaluation of the repair industrial base's critical capabilities, capacity, competitive sourcing, geographical disposition; and (3) other critical factors as measured against the determined requirements. The Secretary shall submit a report on the results of the assessment to the congressional defense committees not later than June 1, 2007.

Riding gang member requirements (sec. 1018)

The House bill contained a provision (sec. 1018) that would prohibit the Secretary of Defense from awarding a charter or a contract for carriage of defense cargo unless the charter or contract requires that each riding gang member that performs any work on the vessel during the effective period of the charter or contract holds a merchant mariner's document issued by the United States Coast Guard. The provision would also allow the Secretary to issue regulations to exempt a riding gang member from the above requirement under limited circumstances, and then only if a background check is performed.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would incorporate by reference certain limited provisions contained in section 8106 of title 46, United States Code, relating to general restrictions on the use of riding gangs on U.S. documented vessels. The amendment would also clarify, for those vessels carrying defense cargoes, the categories of individuals who may be exempted under regulation from the requirement to hold a merchant mariner's document issued by the United States Coast Guard. These individuals, who will be required to have either a background check or possess a merchant mariner's document, include supercargo personnel, force protection personnel, specialized repair technicians, and other individuals required to be aboard the vessel. The amendment would further make clear that individuals engaged in the general operation or maintenance, whether designated members of the vessel's crew or not, must possess a merchant mariner's document issued by the United States Coast Guard if the vessel is carrying defense cargoes.

Authority to transfer SS Arthur M. Huddell to the Government of Greece (sec. 1019)

The Senate amendment contained a provision (sec. 1014) that would authorize the Secretary of Transportation to transfer the ex-Liberty ship SS Arthur M. Huddell, by gift to the government of Greece. The provision would also authorize the Secretary to convey additional equipment from other obsolete vessels of the National Defense Reserve Fleet for purposes of a museum exhibit.

The House bill contained no similar provision.

The House recedes with an amendment that would authorize the President to transfer the SS Arthur M. Huddell to the government of Greece, and to convey additional equipment from other obsolete vessels of the National Defense Reserve Fleet, in accordance with such terms and conditions as the President may determine. As a condition of the transfer of the vessel, the President shall require, to the maximum extent practicable, that the government of Greece have such repair or refurbishment of the vessel, as is necessary for the safe transit of the vessel to its ultimate destination, be performed at a shipyard located in the United States.

Subtitle C—Counter Drug Activities

Extension of authority of Department of Defense to provide additional support for counterdrug activities of other governmental agencies (sec. 1021)

The Senate amendment contained a provision (sec. 1022) that would authorize a 5-year extension in the current authorities of the Department of Defense to assist the counterdrug activities of any other department or agency of the Federal Government or any other State, local, or foreign law enforcement agency through 2011.

The House bill contained no similar provision.

The House recedes.

Extension and expansion of Department of Defense authority to provide support for counter-drug activities of certain foreign governments (sec. 1022)

The Senate amendment contained a provision (sec. 1023) that would extend and expand certain authorities of the Department of Defense to support the counterdrug activities of other countries. The provision would: (1) extend current authorities for 2 years; (2) add 15 countries that are situated either along key drug smuggling routes or are facing an increasing threat of narco-terrorism to the list of countries eligible for support; (3) expand the types of equipment and supplies that can be provided for counterdrug support to include vehicles, aircraft, and detection and monitoring equipment; and (4) double the funding limit for counterdrug support through fiscal year 2011 from $40.0 million to $80.0 million. The provision would also require the Secretary of Defense to seek concurrence of the Secretary of State on matters of counterdrug support to foreign nations and provide a report to designated congressional committees on support provided to each foreign government.

The House bill contained no similar provision.

The House recedes with an amendment that would: (1) reduce the number of additional countries authorized to receive this support from 15 to 7; (2) reduce the funding limit to $60.0 million; (3) authorize, for calendar years 2007 and 2008 only, the transfer, to Afghanistan only, of individual and crew-served weapons of 50 caliber or less, and the ammunition for such weapons for counter-narcotics security forces only; and (4) require the Secretary of Defense to consult with, instead of seek the concurrence of, the Secretary of State.

Extension of authority to support unified counterdrug and counterterrorism campaign in Colombia (sec. 1023)

The House bill contained a provision (sec. 1023) that would extend the authority to support the unified counterdrug and counterterrorism campaign in Colombia through fiscal year 2008, as provided in the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375).

The Senate amendment contained a similar provision (sec. 1021).

The Senate recedes.

Continuation of reporting requirement regarding Department of Defense expenditures to support foreign counter drug activities (sec. 1024)

The House bill contained a provision (sec. 1024) that would extend by 1 year the requirement for the Secretary of Defense to submit a report detailing the expenditure of funds by the Secretary during fiscal year 2006.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would extend the reporting requirement through fiscal year 2007, and require the report to be submitted to the Committee on Foreign Relations of the Senate and the Committee on International Relations of the House of Representatives.

Report on interagency counter-narcotics plan for Afghanistan and South and Central Asian regions (sec. 1025)

The House bill contained a provision (sec. 1025) that would require the Secretary of Defense to submit a report to the congressional defense committees on interagency counterdrug implementation plans for Afghanistan and 10 other countries in south and central Asia.

The Senate amendment contained no similar provision.

The Senate recedes with amendment that would add Armenia to the list of countries in the report, and clarify other matters included in the report.

Report on United States support for Operation Bahamas, Turks & Caicos (sec. 1026)

The Senate amendment contained a provision (sec. 1024) that would require the Secretary of Defense to submit a report to Congress outlining the plan for continued United States Government support to Operation Bahamas, Turks & Caicos not later than 30 days prior to implementing a decision to withdraw Department of Defense helicopters from this counterdrug program.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Subtitle D—Force Structure and Defense Policy Matters

Improvements to Quadrennial Defense Review (sec. 1031)

The Senate amendment contained a provision (sec. 1083) that would amend section 118 of title 10, United States Code, to require: (1) analysis and recommendations in the Quadrennial Defense Review (QDR) that are not constrained to comply with the President's budget submission; (2) an identification of specific capabilities, including the general number and type of specific military platforms required to achieve strategic and warfighting objectives; (3) an independent assessment of the QDR and the submission of the results of the assessment to Congress; and (4) a more comprehensive risk assessment from the Chairman of the Joint Chiefs of Staff (CJCS) that describes the additional capabilities needed to reduce the risks identified in the CJCS risk assessment.

The House bill contained no similar provision.

The House recedes with an amendment that would modify the appointment process for the independent panel, and expand the scope of the review to include an assessment of the homeland defense and support to civil authorities missions of the active and reserve components of the armed forces, including the organizations and capabilities required for the active and reserve components to discharge their missions. The latter was included as a separate provision in the Senate amendment (sec. 925).

Quarterly reports on implementation of 2006 Quadrennial Defense Review Report (sec. 1032)

The House bill contained a provision (sec. 1035) that would require the Secretary of Defense to submit a quarterly report on the implementation of recommendations described in the 2006 Quadrennial Defense Review Report. The first report shall be submitted not later than January 31, 2007.

The Senate amendment contained no similar provision.

The Senate recedes.

Report on feasibility of establishing a regional combatant command for Africa (sec. 1033)

The Senate amendment contained a provision (sec. 1070C) that would require the Secretary of Defense to submit a report to the congressional defense committees, not later than 180 days after the date of the enactment of this Act, on the feasibility and advisability of establishing a regional combatant command for Africa.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Determination of Department of Defense intratheater and intertheater airlift requirements and sealift mobility requirements (sec. 1034)

The House bill contained a provision (sec. 1043) that would require the Secretary of Defense to submit a report to the congressional defense committees not later than February 1, 2007, on the intratheater and intertheater airlift and sealift mobility requirements.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

Presidential report on improving interagency support for United States 21st century national security missions and interagency operations in support of stability, security, transition, and reconstruction operations (sec. 1035)

The House bill contained a provision (sec. 1034) that would require the President to submit a report to Congress on building interagency capacity and enhancing the integration of civilian and military capabilities to achieve U.S. national security goals and objectives. The report should include recommendations for specific legislative proposals to improve interagency coordination.

The Senate amendment contained a similar provision (sec. 1222) that would require the President to develop a plan to establish interagency operating procedures for Federal agencies to plan and conduct stabilization and reconstruction operations.

The Senate recedes with an amendment that would delete the sense of Congress, and merge the two provisions into a single report. The amendment would also make other clarifying changes.

The conferees recognize that the United States faces a more diverse set of national security challenges than those faced during the Cold War, and that the major national security institutions designed for the Cold War lack adequate capacity to address the security challenges of the 21st century. Since 2002, the administration has developed several strategy documents that set forth broad U.S. national security goals and objectives to address new and emerging security challenges. The administration has also taken initial steps to institutionalize lessons learned since the September 11, 2001, terrorist attacks on the United States, including the establishment of the Department of Homeland Security, the U.S. Northern Command, and the Office of Reconstruction and Stabilization, as well as the creation of the positions of the Assistant Secretary of Defense for Homeland Defense, the Under Secretary of Defense for Intelligence, and the Director of National Intelligence.

The conferees believe that the executive branch and Congress must take additional steps to lay the foundation and strengthen Federal institutions to ensure that interagency structures, policies, and processes support integrated planning and unified action in response to 21st century national security challenges. The conferees also believe that the United States Government should bring to bear all elements of national power to achieve its national security objectives. This will require strengthening the capacity of Federal departments and agencies to conduct interagency operations. In developing the required report, the conferees urge the executive branch to consult with State and local agencies, and other national security experts, as appropriate, on the types of interagency capabilities that the Federal Government should develop to address current and future security challenges. The report required by this section will provide the Congress with a baseline assessment of the capacities and capabilities of the Federal departments and agencies to carry out the full

range of national security missions. The conferees intend to use this information in helping to develop and implement strategies that will improve the ability of the Federal departments and agencies to participate, as appropriate, in the full range of national security missions.

Further, the conferees note that United States Government lacks a standard, integrated approach to the planning and conduct of interagency operations. The conferees express the view that: (1) the President should provide clear guidance to United States Government agencies to manage complex operations and establish a standard, integrated approach to the planning and conduct of interagency operations to ensure a coherent and unified United States Government response to contingency operations; (2) civilian agencies of the United States Government should expand their capacity to participate, as appropriate, in national security missions and, more specifically, to plan, coordinate, and conduct stability, security, transition, and reconstruction operations, including their capacity to deploy rapidly, and for sustained periods of time, trained personnel to support such operations in the field; and (3) all the relevant United States Government agencies should include in their budget requests for future fiscal years adequate funding for planning and preparing to support contingency operations and, as necessary, request emergency supplemental funds for unanticipated contingency operations.

Subtitle E—Reports

Additional element in annual report on chemical and biological warfare defense (sec. 1041)

The Senate amendment contained a provision (sec. 1063) that would direct the Department of Defense to include a new element in the annual report on the Department's chemical and biological defense program, as required by section 1703 of the National Defense Authorization Act for Fiscal Year 1994 (Public Law 103–160). The new element would be a description of the coordination and integration of the Defense Advanced Research Projects Agency (DARPA) research and development efforts on chemical and biological warfare defense with the Department's chemical and biological defense program, including the degree to which the DARPA program supports the objectives and requirements of the overall program, and the means by which the Department determines the level of coordination and support provided by DARPA to the Department's overall program.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Report on biodefense human capital requirements in support of biosafety laboratories (sec. 1042)

The Senate amendment contained a provision (sec. 1070) that would require the Secretary of Defense to study and report to Congress on the requirements for personnel and training at current and planned national biodefense laboratories at Biosafety Levels 3 and 4, including the number of personnel, by discipline, and the training required to provide qualified personnel for such laboratories.

The House bill contained no similar provision.

The House recedes with an amendment that would limit the report to Department of Defense personnel and training requirements, and expand the elements of the report to include recruitment and retention plans.

Report on technologies for neutralizing or defeating threats to military rotary-wing aircraft from portable air defense systems and rocket-propelled grenades (sec. 1043)

The Senate amendment contained a provision (sec. 1068) that would require the Secretary of Defense to submit a report to Congress, not later than 180 days after the date of the enactment of this Act, on technologies for neutralizing or defeating threats to military rotary-wing aircraft from portable air defense systems and rocket-propelled grenades that are being researched, developed, employed, or considered by the United States Government or the North Atlantic Treaty Organization.

The House bill contained no similar provision.

The House recedes with a technical amendment. The conferees expect the Secretary to submit a thorough classified report that includes technologies developed under classified programs.

Reports on expanded use of unmanned aerial vehicles in the National Airspace System (sec. 1044)

The Senate amendment contained a provision (sec. 1070D) that would make certain findings regarding the operational reliability of unmanned systems in support of national security missions and the potential for unmanned systems in support of border security and homeland defense missions. The provision would require the Secretary of Defense to report to Congress on efforts to support the Federal Aviation Administration (FAA) in the development of a policy on the testing and operation of unmanned vehicles in the National Airspace System.

The House bill contained no similar provision.

The House recedes with an amendment that would modify the reporting requirement for the Department of Defense, and would require the FAA to submit a report on progress in developing a policy for testing and a plan for achieving wider access by unmanned aerial vehicles that are appropriately equipped to operate in the National Airspace System.

Report on incentives to encourage certain members and former members of the armed forces to serve in the Bureau of Customs and Border Protection (sec. 1045)

The Senate amendment contained a provision (sec. 1066) that would require, not later than 60 days after the date of the enactment of this Act, the Secretary of Homeland Security and the Secretary of Defense to jointly submit to Congress a report assessing the desirability and feasibility of offering incentives to members of the reserve components of the armed forces and former members of the armed forces within 2 years of separation from service to encourage such persons to serve in the Bureau of Customs and Border Protection of the Department of Homeland Security. For the purposes of the report, the Secretary of Homeland Security and the Secretary of Defense would consider such incentives as the Secretaries jointly consider appropriate, including whether or not such incentives are monetary, and whether or not such incentives are currently authorized by law or regulations. The provision would require that the Secretaries give particular attention to the utility of such incentives in encouraging service by members and former members of the armed forces who provided border patrol or border security assistance as part of their duties as members of the armed forces, and leveraging military training and experience by accelerating training, or allowing credit to be applied to related areas of training, which is required for service with the Bureau of Customs and Border Protection. The provision would require that in assessing the incentives the Secretaries assume that any costs of such incentives would be borne by the Department of Homeland Security.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Repeal of certain report requirements (sec. 1046)

The House bill contained a provision (sec. 661) that would repeal the requirement for an annual report under section 1015 of title 37, United States Code, regarding the effects of certain recruitment and retention initiatives taken in fiscal year 2000.

The Senate amendment contained a provision (sec. 1065) that would repeal the requirement not only for the foregoing report under section 1015, but also for: (1) the annual report on aviation career incentive pay under section 301a of title 37, United States Code; (2) the report of the Secretary of Defense's recommendation on the need for Department of Defense review of proposed federal agency actions to consider possible impact on national defense; (3) the report on a pilot program to enhance military recruiting by improving military awareness of school counselors and educators; (4) the annual report on the activities of the Medical Informatics Advisory Committee and on coordination of informatics systems within the Federal Government; and (5) the reporting requirement associated with changes made by service academies in the amount of authorized charges or fees.

The House recedes with an amendment that would delete the provision regarding repeal of the report on imposition of additional charges or fees for attendance at certain academies.

Requirement for identification of recently enacted recurring reporting requirements applicable to the Department of Defense (sec. 1047)

The Senate amendment contained a provision (sec. 1067) that would require the Secretary of Defense to submit to the congressional defense committees, not later than March 1, 2007, a report on recurring reports that are required to be submitted, by the Department of Defense or any element thereof, to those committees by any provision of law enacted on or after the date of the enactment of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136). The provision would require that the Secretary describe each such report, assess its utility from the perspective of the Department, and give a recommendation as to the advisability of repealing the requirement for its submission.

The House bill contained no similar provision.

The House recedes with an amendment that would: (1) limit the reports covered by the provision to those enacted on or after the date of the enactment of the National Defense Authorization Act for Fiscal Year 2004 and before February 1, 2007; (2) require the Secretary to include an assessment of the burden imposed on the Department (or an element thereof) by the preparation of the report; and (3) require the Secretary to submit his recommendations as to the modification, as well as the repeal, of individual reports.

Subtitle F—Miscellaneous Authorities and Limitations on Availability and Use of Funds

Acceptance and retention of reimbursement from non-Federal sources to defray Department of Defense costs of conferences (sec. 1051)

The Senate amendment contained a provision (sec. 1051) that would authorize the Department of Defense to accept and retain reimbursement from non-Federal sources for

its conference costs. The provision would further require the Secretary of Defense to report to the congressional defense committees on the use of the authority granted by this provision.

The House bill contained no similar provision.

The House recedes with a technical amendment that would clarify that fees collected in excess of conference costs shall be deposited into the Treasury as miscellaneous receipts.

Increased flexibility in use of funds for Joint Staff exercises (sec. 1052)

The Senate amendment contained a provision (sec. 1053) that would increase the flexibility of the Chairman of the Joint Chiefs of Staff to use funds earmarked for the Chairman's joint exercise program to be available for expenses relating to self-deploying watercraft under the jurisdiction of a military department; port support activities; prepositioned watercraft; and lighterage for joint logistics and over the shore exercises.

The House bill contained no similar provision.

The House recedes.

Prohibition on parking of funds (sec. 1053)

The Senate amendment contained a provision (sec. 1007) that would prohibit any officer or employee of the Department of Defense from directing the allocation of funds in the President's budget or supporting documents with the knowledge or intent that the funds would not be used for the purpose for which they are allocated. A violation of this prohibition would be subject to the same penalties as a violation of the Anti-Deficiency Act, as codified in section 1341 of title 31, United States Code.

The House bill contained no similar provision.

The House recedes.

Modification of authorities relating to the Special Inspector General for Iraq Reconstruction (sec. 1054)

The Senate amendment contained a provision (sec. 1054) that would expand the authority of the Special Inspector General for Iraq Reconstruction (SIGIR) by considering any funds appropriated or made available in the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109–234) for relief and reconstruction in Iraq as part of the Iraqi Relief and Reconstruction Fund (IRRF), and under the jurisdiction of the SIGIR, regardless of the source of the funds.

The House bill contained no similar provision.

The House recedes with an amendment that would clarify that the additional SIGIR jurisdiction is limited to U.S. funds and would provide a sunset date of October 1, 2007, for the Office of the SIGIR, with transition operations authorized to continue through December 31, 2007.

The conferees support the comprehensive audit efforts of the SIGIR and believe the office continues to perform a critical function as long as significant resources flow to Iraq reconstruction and until a transition plan is in place to return to regular order. The conferees direct the SIGIR, jointly with the Inspectors General of the Departments of State and Defense and the Inspector General of the U.S. Agency for International Development (USAID), to develop and submit such a transition plan to Congress by April 1, 2007. The plan should ensure maintenance and accountability of all accumulated records and minimal, if any, disruption in the ability to oversee reconstruction funding or other U.S. assistance to Iraq. The plan should include a process and time line for transfer of open audits and investigations to the appropriate Departments of Defense, State or USAID office and should consider various contingency scenarios which may impact the transition time line. The conferees recognize that a significant change in the assumptions underlying this provision, such as a major new commitment of U.S. funds for Iraq reconstruction, would require changes to the transition plan and time line.

Subtitle G—Matters Involving Detainees

Provision of information to Congress on certain criminal investigations and prosecutions involving detainees (sec. 1061)

The House bill contained a provision (sec. 1039) that would amend subsection (c) of section 1093 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375) to expand the reporting requirements to include: (1) a detailed and comprehensive description of investigations or prosecutions and any resulting punishments; and (2) information about any officer nominated for command or for promotion to a position requiring the advice and consent of the Senate who has been the subject of any investigation or prosecution regarding the treatment of detainees.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would delete the requirement to provide information on any officer nominated to a position subject to confirmation by the Senate. The amendment would also require that the information on a member of the United States Armed Forces being investigated or prosecuted for allegations of mistreatment of detainees include the grade of the service member at: (1) the time of the incident resulting in the investigation or the prosecution; (2) the beginning of the investigation or the prosecution; and (3) the time of the submission of the report.

Subtitle H—Other Matters

Technical and clerical amendments (sec. 1071)

The House bill contained a provision (sec. 1037) that would make technical and clerical amendments to various provisions of law.

The Senate amendment contained a similar provision (sec. 1073).

The Senate recedes with an amendment that would incorporate the provisions of section 1073, and would make certain additional technical and clerical amendments.

Revision to authorities relating to Commission on the Implementation of the New Strategic Posture of the United States (sec. 1072)

The House bill contained a provision (sec. 1031) that would expand the scope of the commission on the implementation of the New Strategic Posture of the United States, as required in section 1051 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163), to examine the strategic posture of the United States through 2025, and extend the mandate of the commission until 18 months after the date of the commission's first meeting.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would extend the due date for the commission's report until September 30, 2007, but not expand the scope of the study beyond 2008.

Revised deadline for submission of final report of EMP Commission (sec. 1073)

The House bill contained a provision (sec. 1040) that would direct the Electromagnetic Pulse (EMP) Attack Commission, reestablished by section 1042 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) to change its final report date from June 30, 2007, to 18 months after commencement of commission activities.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would change the final report date from June 30, 2007, to September 30, 2007.

Extension of returning worker exemption to H–2B numerical limitation (sec. 1074)

The Senate amendment contained a provision (sec. 1091) that would amend section 402(b)(1) of the Save Our Small and Seasonal Businesses Act of 2005 (8 U.S.C. 1184 note) to extend a returning worker program by 2 years, from October 1, 2006, to October 1, 2008.

The House bill contained no similar provision.

The House recedes with an amendment that would amend section 214(g)(9) of the Immigration and Nationality Act to extend the program by 1 year, to October 1, 2007, and to repeal a prior sunset provision. The amendment is effective on October 1, 2006.

Patent term extensions for the badges of the American Legion, the American Legion Women's Auxiliary, and the Sons of the American Legion (sec. 1075)

The Senate amendment contained a provision (sec. 1094) that would renew and extend for a term of 14 years the design patents for the badges of the American Legion, the American Legion Women's Auxiliary, and the Sons of the American Legion.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Use of the Armed Forces in major public emergencies (sec. 1076)

The Senate amendment contained a provision (sec. 1042) that would amend chapter 15 of title 10, United States Code, the so-called ''Insurrection Act,'' to clarify and update the statute, and to make corresponding changes to other provisions of law. Chapter 15 contains a collection of statutes dating to the 18th and 19th centuries that authorize the use of the armed forces to put down insurrections, enforce Federal authority, and suppress conspiracies that interfere with the enforcement of Federal or State law.

The provision would amend section 333 of title 10, United States Code, to authorize the President, in any situation in which he determined that, as a result of a natural disaster, terrorist attack or incident, epidemic or other serious public health emergency, or other condition, domestic violence occurred to such an extent that the constituted authorities of the State are incapable of maintaining public order, and the violence obstructed the execution of the laws of the United States or impeded the course of justice thereunder, to use the armed forces, including the National Guard in Federal service, to restore public order and enforce the laws of the United States until the State authorities are again capable of maintaining order. The President is to notify Congress of his determination to exercise this authority as soon as possible and every 15 days thereafter as long as the authority is exercised.

The provision would also amend chapter 152 of title 10, United States Code, to authorize the President, in any situation in which he determines to exercise the authority set out above, to direct the Secretary of Defense to provide supplies, services, and equipment necessary for the immediate preservation of life and property. Such supplies, services, and equipment may be provided: (1) only to the extent that the constituted authorities of the State are unable to provide them; (2) only until other departments and agencies of the United States charged with such responsibilities are able to provide them; and (3) only to the extent that their provision will

not interfere with preparedness or ongoing operations. This authority is not subject to the provisions of section 403(c) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170b(c)).

The provision would further include a conforming amendment to section 12304(c) of title 10, United States Code, to remove a restriction on the use of the Presidential Selected Reserve callup authority in chapter 15 or natural disaster situations.

The House bill contained no similar provision.

The House recedes with an amendment that would modify the conforming amendment to section 12304(c) to provide that the Presidential Selected Reserve callup authority could be used in situations arising under chapter 15 and section 12406 of title 10, United States Code, as well as in situations set out in subsection (b) of section 12304.

Increased hunting and fishing opportunities for members of the Armed Forces, retired members, and disabled veterans (sec. 1077)

The House bill contained a provision (sec. 1036) that would require the Secretary of Defense to ensure that service members, military retirees, disabled veterans, and persons assisting disabled veterans are able to utilize lands under the jurisdiction of the Department of Defense that are available for hunting and fishing. The provision would also require the Secretary of Defense to submit a report to Congress, not later than 180 days after the date of the enactment of this Act, on actions necessary to increase the availability of lands under the jurisdiction of the Department to such persons for hunting and fishing activities. The provision would further require the Secretary of the Interior to cease the plan to exterminate deer and elk on Santa Rosa Island, California by helicopter, and prohibit the Secretary of the Interior from exterminating or nearly exterminating the deer and elk on the island.

The Senate amendment contained no similar provision.

The Senate recedes.

The conferees note that the Wounded Warrior Project, an organization whose mission is to raise public awareness and enlist the public's aid for the needs of severely injured service members, supports this provision.

LEGISLATIVE PROVISION NOT ADOPTED

Sense of the Senate on the Transformational Medical Technology Initiative

The Senate amendment contained a provision (sec. 763) that would express the sense of the Senate that the Transformational Medical Technology Initiative (TMTI) is an important effort to provide needed capability within the Department of Defense to field effective broad-spectrum countermeasures against a significant array of current and future biological warfare threats.

The House bill contained no similar provision.

The Senate recedes.

The conferees note the following: (1) the 2006 Quadrennial Defense Review Report identified the need to develop broad-spectrum medical countermeasures against the threat of genetically engineered bioterror agents; (2) the TMTI initiative is intended to invest in cutting edge transformational medical technologies and apply them to address the challenges of known, emerging, and future bioengineered threats; and (3) the TMTI is designed to provide such technologies in a much shorter timeframe, and at lower cost, than is required with traditional biomedical approaches. The conferees further emphasize the need for innovative technological approaches to achieve broad-spectrum medical countermeasures as a necessary component of the Department's program to provide chemical and biological defense and force protection capabilities to the armed forces.

Incorporation of classified annex

The Senate amendment contained a provision (sec. 1008) that would incorporate a classified annex.

The House bill contained no similar provision.

The Senate recedes.

Reports to Congress and notice to public on earmarks in funds available to the Department of Defense

The Senate amendment contained a provision (sec. 1009) that would require notice to Congress and the public on earmarks of funds available to the Department of Defense.

The House bill contained no similar provision.

The Senate recedes.

Transfer of operational control of certain Patrol Coastal ships to Coast Guard

The House bill contained a provision (sec. 1015) that would require the Secretary of the Navy to enter into an agreement with the Commandant of the Coast Guard for the transfer of operational control of not less than five 179 foot Cyclone class Patrol Coastal ships for a period extending at least through September 30, 2012.

The Senate amendment contained no similar provision.

The House recedes.

The conferees are aware that Cyclone class Patrol Coastal ships have proven to be extremely valuable to both the Navy and the Coast Guard in the performance of their respective missions of Homeland defense and the global war on terror. The conferees agree that the assignment of the Patrol Coastal ships to the Navy and the Coast Guard must reflect a joint prioritization of the respective mission requirements, including an assessment of alternatives to fulfill those requirements. Accordingly, the conferees direct the Secretary of the Navy, in consultation with the Secretary of the department in which the Coast Guard is operating, to submit a report to Congress, not later than March 30, 2007. The report shall:

(1) identify validated mission requirements for both Coast Guard patrol boats and Navy Patrol Coastal ships through 2012;

(2) identify a specific program plan, including alternatives to meet Coast Guard Deepwater patrol boat requirements through 2012;

(3) identify a specific program plan, including alternatives to meet Navy Patrol Coastal ship requirements through 2012;

(4) describe the impact to Navy operational requirements if the Patrol Coastal ships currently being operated by the Coast Guard remain with the Coast Guard to support the Coast Guard mission; and (5) identify areas of overlap between the Coast Guard's patrol boat requirements and the Navy's Patrol Coastal ship requirements in terms of logistics, operations, and maintenance.

Limitation on leasing of foreign-built vessels

The House bill contained a provision (sec. 1016) that would amend section 2401 of title 10, United States Code, to prohibit the Secretary of a military department from entering into a contract for lease or charter of a vessel for a term of more than 24 months, including all options to renew or extend the contract, if the hull or superstructure of that vessel was constructed in a foreign shipyard.

The Senate amendment contained no similar provision.

The House recedes.

Restatement in title 10, United States Code, and revision of Department of Defense authority to provide for support for counterdrug activities of Federal, State, local, and foreign law enforcement

The House bill contained a provision (sec. 1021) that would codify Department of Defense authority to provide for support for counterdrug activities of Federal, state, local, and foreign law enforcement.

The Senate amendment contained no similar provision.

The House recedes.

Restatement in title 10, United States Code, and revision of Department of Defense authority to provide for support for counterdrug activities of certain foreign governments

The House bill contained a provision (sec. 1022) that would codify and expand the Department of Defense authority to provide support for counterdrug activities of certain foreign governments. The provision would: (1) add six additional countries to the list of countries authorized to receive this support; (2) allow for the transfer of individual and crew-sized weapons of 50 caliber or less to Afghanistan in fiscal years 2007 and 2008; (3) provide ammunition for the weapons provided to Afghanistan; and (4) limit the total amount of funding available to be obligated and expended to $60.0 million in fiscal years 2007 and 2008.

The Senate amendment contained no similar provision.

The House recedes.

Assignment of members of the Armed Forces to assist Bureau of Customs and Border Protection and United States Immigration and Customs Enforcement

The House bill contained a provision (sec. 1026) that would authorize the Secretary of Defense to assign members of the Armed Forces to assist the Bureau of Customs and Border Protection and the United States Immigration and Customs Enforcement with their homeland security missions.

The Senate amendment contained no similar provision.

The House recedes.

Funding for a certain intelligence program

The Senate amendment contained a provision (sec. 1036) that would: (1) increase by $450.0 million in Research, Development, Test, and Evaluation, Defense-wide and (2) decrease by $450.0 million in PE 0305159 for a classified program described on page 34 of Volume VII (Compartmented Annex) of the Fiscal Year 2007 Military Intelligence Program justification book.

The House bill contained no similar provision.

The Senate recedes.

Department of Defense operational plans for Armed Forces support for civil authorities

The House bill contained a provision (sec. 1044) that would require the Secretary of Defense, in coordination with the Secretary of Homeland Security and State governments, to develop detailed operational plans regarding the use of the Armed Forces to support to civil authorities.

The Senate amendment contained no similar provision.

The House recedes.

Temporary National Guard support for securing the southern land border of the United States

The Senate amendment contained a provision (sec. 1044) that would authorize the Governor of a State, with the approval of the Secretary of Defense, to order any units or personnel of the National Guard of such State to annual training duty or other duty under section 502 of title 32, United States Code, to carry out in any State along the

southern land border of the United States specified activities for the purpose of securing the border.

The House bill contained no similar provision.

The Senate recedes.

Minimum annual purchase amounts for airlift from carriers participating in the Civil Reserve Air Fleet

The Senate amendment contained a provision (sec. 1052) that would allow the Department of Defense to guarantee higher minimum levels of business to U.S. Civil Reserve Air Fleet carriers than are currently authorized by law.

The House bill contained no similar provision.

The Senate recedes.

Report on clarification of prohibition on cruel, inhuman, and degrading treatment or punishment

The Senate amendment contained a provision (sec. 1061) that would require the President of the United States to submit a report to the congressional defense committees that sets forth unclassified legal opinions on whether certain interrogation techniques constitute cruel, inhuman, or degrading treatment, or punishment, as defined in the Detainee Treatment Act of 2005 (Public Law 109–63), not later than 90 days after the date of the enactment of this Act. The provision would require that the legal opinions be disseminated to all departments and agencies of the Federal Government.

The House bill contained no similar amendment.

The Senate recedes.

Reports on Department of Justice efforts to investigate and prosecute cases of contracting abuse in Iraq, Afghanistan, and throughout the war on terror

The Senate amendment contained a provision (sec. 1069) that would require the Attorney General to submit semiannual reports to the congressional defense committees and other relevant committees on Department of Justice efforts to investigate and prosecute cases of contracting abuse in Iraq, Afghanistan, and throughout the war on terror. Each report would be required to include: (1) a description of organized efforts of the Department to address such cases; (2) information on the specific number of personnel, financial resources, and workdays devoted; (3) a detailed description of any internal task force; (4) a detailed description of any interagency task force; (5) the names of senior officials directly responsible for oversight; (6) specific information on the numbers of investigators and other personnel working on these cases; (7) specific information on the number of investigations, including grand jury investigations, underway; (8) specific information on the number and status of criminal cases; (9) specific information on the number and status of civil cases; (10) Specific information on resolved civil and criminal cases on the issue; and (11) the Department's best estimate of the scale of the problem.

The House bill contained no similar provision.

The Senate recedes.

The conferees direct the Attorney General to provide the relevant congressional committees, by no later than 6 months after the date of the enactment of this Act, a written assessment of the level of resources dedicated by the Department to the investigation and prosecution of alleged fraud cases arising out of contracting abuses in Iraq, Afghanistan, and the global war on terrorism.

National Foreign Language Coordination Council

The Senate amendment contained a provision (sec. 1081) that would establish a National Foreign Language Coordination Council to develop and monitor the implementation of a comprehensive national foreign language strategy.

The House bill contained no similar provision.

The Senate recedes.

Court security improvements

The Senate amendment contained a provision (sec. 1086) that would amend title 28, United States Code, to ensure consultation between the United States Marshals Service and the Judicial Conference of the United States on security requirements for the judicial branch of the United States Government; amend the Ethics in Government Act to expand protections for certain reports; establish a new federal criminal offense prohibiting retaliating against a federal judge or law enforcement officer by filing false liens or encumbrances against his property; establish a new federal criminal offense of misuse of certain personal information about judges, law enforcement officials, jurors, witnesses, or court officers; authorize grants to State and local government for witness protection programs; and expand the eligibility of State courts for certain federal grants.

The House bill contained no similar provision.

The Senate recedes.

Improved accountability for competitive contracting in hurricane recovery

The Senate amendment contained a provision (sec. 1088) that would prohibit the use of certain exceptions (including the urgent and compelling exception) to competition requirements under the Competition in Contracting Act in connection with relief and recovery efforts related to Hurricane Katrina and the other hurricanes of the 2005 season.

The House bill contained no similar provision.

The Senate recedes.

The conferees recognize that the urgent and compelling exception to competition requirements under the Competition in Contracting Act (codified in 10 U.S.C. 2304(c)(2) and section 303(c)(2) of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 253(c)(2)) is vulnerable to abuse in response to natural disasters, including hurricanes. The conferees are aware of cases in which sole-source contracts have been awarded on the basis of the urgent and compelling exception months after a natural disaster takes place. In other cases, urgent and compelling circumstances arising out of a natural disaster have been used as the basis for long-term, sole-source contracts that extend beyond what can be justified on the basis of the disaster.

The potential for such problems is not unique to relief and recovery efforts related to Hurricane Katrina or to natural disasters. The conferees believe that this issue should be addressed in a systematic matter through the Federal Acquisition Regulation and other procurement guidance documents, rather than through legislation limited to a specific set of contracts.

As a general rule, the urgent and compelling exception should be used to award a contract only on the basis of an event, or series of events, that is reasonably proximate in time to the event, or series of events, justifying the award. In addition, the term of a contract awarded on the basis of the urgent and compelling exception should not ordinarily exceed the period of time the agency reasonably believes to be necessary to award a follow-on competitive contract.

The conferees direct the Secretary of Defense to: (1) issue guidance clarifying the appropriate use of the urgent and compelling exception to the Competition in Contracting Act for the Department of Defense; and (2) work with the Administrator for Federal Procurement Policy to issue appropriate regulations addressing the issue on a government-wide basis.

Protection of certain disclosures of information by Federal employees

The Senate amendment contained a provision (sec. 1089) that would amend title 5, United States Code, to expand the protections afforded to Federal employees who disclose information evidencing violations of law; waste, mismanagement, or abuse of authority; threats to public health or safety; or certain false statements to Congress; and to make conforming amendments to other provisions of law.

The House bill contained no similar provision.

The Senate recedes.

Sense of Congress regarding the men and women of the Armed Forces of the United States in Iraq

The Senate amendment contained a provision (sec. 1090) that would express the sense of Congress that commends the men and women of the Armed Forces of the United States in Iraq for their commitment and determination to win the global war on terrorism and expresses gratitude to the families of the men and women of the Armed Forces of the United States.

The House bill contained no similar provision.

The Senate recedes.

Limitation on United States share of assessments for United Nations peacekeeping operations

The Senate amendment contained a provision (sec. 1092) that would permit the United States to pay United Nations (UN) assessments for peacekeeping at the rate assessed by the UN up to a limit of 27.1 percent.

The House bill contained no similar provision.

The Senate recedes.

Termination of program

The Senate amendment contained a provision (sec. 1093) that would establish an immediate sunset date for the Small Business Competitive Demonstration Program.

The House bill contained no similar provision.

The Senate recedes.

TITLE XI—CIVILIAN PERSONNEL MATTERS

LEGISLATIVE PROVISIONS ADOPTED

Accrual of annual leave for members of the uniformed services performing dual employment (sec. 1101)

The House bill contained a provision (sec. 1103) that would authorize service members who are on terminal leave and who are eligible to earn leave due to their status as a federal employee to accrue such leave with pay in accordance with section 6303(a) of title V for a retired member of a uniformed service.

The Senate amendment contained a similar provision (sec. 1101).

The Senate recedes.

Strategy for improving the senior management, functional, and technical workforce of the Department of Defense (sec. 1102)

The Senate amendment contained a provision (sec. 1102) that would require the Secretary of Defense to develop a strategic plan to shape and improve the senior management, functional, and technical workforce of the Department, as part of the Strategic Human Capital Plan required by section 1122 of the National Defense Authorization Act for Fiscal year 2006 (Public Law 109–163).

The House bill contained no similar provision.

The House recedes with a technical amendment.

Three-year extension of authority for experimental personnel management program for scientific and technical personnel (sec. 1103)

The Senate amendment contained a provision (sec. 1105) that would extend until September 30, 2011, the authority for the Defense Advanced Research Projects Agency experimental personnel management program for technical personnel, authorized in section 1101(e) of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (Public Law 105–261).

The House bill contained no similar amendment.

The House recedes.

Reports on members of the Armed Forces and civilian employees of the Department of Defense serving in the legislative branch (sec. 1104)

The Senate amendment contained a provision (sec. 1062) that would require the Secretary of Defense to submit a monthly report to the congressional defense committees if a member of the Armed Forces or a civilian employee of the Department of Defense, who has been assigned to the legislative branch as a detailee or as a legislative fellow, exceeds 1 year in such an assignment. The provision would also require reporting if a military member receives such an assignment as the last tour of duty before retirement or separation from active duty.

The House bill contained no similar provision.

The House recedes with an amendment that would require quarterly, vice monthly, reports only when the conditions requiring reporting exist.

Extension of authority to waive annual limitation on total compensation paid to Federal civilian employees (sec. 1105)

The conferees agree to a provision that would extend through 2007 the authority to waive the annual limitation on total compensation paid to Federal civilian employees who are working in an overseas location that is in the area of responsibility of the Central Command. The provision would establish $212,100 as the maximum total compensation on such pay in 2007.

The conferees are disappointed that the Department of Defense failed to provide a legislative proposal to extend the authority provided in section 1105 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) to allow timely consideration by the congressional committees of jurisdiction. The conferees are further concerned that the Department appears to no longer consider utilization of authorities granted under the National Security Personnel System (NSPS) a practical means of paying the affected individuals for performance in an overseas theater of operations. Despite the Department's challenges in implementation of NSPS, pay for performance is not enjoined from implementation, and the conferees expect the Department to develop an implementation plan to facilitate inclusion of these individuals in pay for performance before 2008.

LEGISLATIVE PROVISIONS NOT ADOPTED

Increase in authorized number of defense intelligence senior executive employees

The House bill contained a provision (sec. 1101) that would increase the number of defense intelligence senior executives from 594 to 644.

The Senate amendment contained no similar provision.

The House recedes.

A separate provision contained elsewhere in this report would require the Secretary of Defense to develop a strategic plan to shape and improve the senior management, functional, and technical workforce of the Department of Defense, including senior-level intelligence employees.

Authority to equalize allowances, benefits, and gratuities of personnel on official duty in Iraq and Afghanistan

The Senate amendment contained a provision (sec. 1103) that would extend to the heads of all agencies, for their civilian personnel serving on official duty in Iraq and Afghanistan, the same authority as the Secretary of State already has under section 413 of title I of the Foreign Service Act (22 U.S.C. 4081 et seq.) with respect to allowances, benefits, and death gratuities for Foreign Service personnel.

The House bill contained no similar provision.

The Senate recedes.

An identical provision (sec. 1603) was included in the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109–234).

Death gratuity authorized for federal employees

The House bill contained a provision (sec. 1104) that would provide a death gratuity of $0.1 million to civilian employees of the United States Government in the case of a death resulting from wounds, injuries, or illnesses that are incurred in the performance of civilian duty in a contingency operation, or who die in connection with a terrorist incident during the employee's service with the Armed Forces of the United States.

The Senate amendment contained no similar provision.

The House recedes.

The conferees are concerned that the increasing reliance on civilian employees in a theater of operation by the Department of Defense requires a comprehensive analysis of civilian benefits including, but not limited to, a death gratuity. The conferees expect the Secretary of Defense to propose policy and legislative changes for consideration in fiscal year 2008 or sooner, if appropriate, based on an assessment by the Under Secretary of Defense for Personnel and Readiness of current civilian personnel policies and the findings of the Comptroller General report, as required by Senate Report accompanying S. 1042 (S. Report 109–69) of the National Defense Authorization Act for Fiscal year 2006, entitled ''Comptroller General report on policy concerning Department of Defense civilians deployed in support of contingency operations.''

Programs for use of leave by caregivers for family members of individuals performing certain military service

The Senate amendment contained a provision (sec. 1104) that would require the Office of Personnel Management to establish a temporary program to allow Federal employees who have been designated by a member of the Armed Forces as a ''caregiver'' to use annual leave for the purpose of providing care for the dependents of the member when deployed in support of a contingency operation. The amendment would authorize the Secretary of Labor to establish a similar, voluntary leave program for the private sector.

The House bill contained no similar provision.

The Senate recedes.

TITLE XII—MATTERS RELATING TO FOREIGN NATIONS

LEGISLATIVE PROVISIONS ADOPTED

Subtitle A—Assistance and Training

Logistic support for allied forces participating in combined operations (sec. 1201)

The House bill contained a provision (sec. 1201) that would allow the Secretary of Defense, with the concurrence of the Secretary of State, to use up to $100.0 million of funds available to the Department of Defense for operation and maintenance in any given fiscal year to provide logistic support, supplies, and services to allied forces. To receive such support, the allied forces must be participating in an operation, such as active hostilities, a contingency, or a noncombat operation, with the Armed Forces of the United States. Also, the Secretary of Defense must determine that the support is essential to the success of the combined operation and that without such support, the foreign military forces would be unable to participate in the combined operation. Finally, the support provided must be allowable under existing export control laws and regulations.

The Senate amendment contained a similar provision (sec. 1203) that would provide the Secretary of Defense, with the concurrence of the Secretary of State, permanent authority to use up to $100.0 million from operation and maintenance funds in any fiscal year to provide logistic support, supplies, and services to allied forces participating in combined operations with the Armed Forces of the United States. The provision would also authorize the Secretary of Defense to provide up to an additional $5.0 million from operation and maintenance funds in any fiscal year to provide logistic support, supplies, and services to allied forces solely for the purposes of enhancing the interoperability of the logistical support systems of the allied forces with the logistical support systems of the Armed Forces of the United States in order to facilitate combined operations. The provision would require the Secretary of Defense to provide to the Committee on Armed Services and the Committee on Foreign Relations of the Senate and the Committee on Armed Services and the Committee on International Relations of the House of Representatives an annual report on the use of this authority.

The Senate recedes with an amendment that would authorize the Secretary of Defense to provide up to an additional $5.0 million from operation and maintenance funds in any fiscal year to provide logistic support, supplies, and services to allied forces participating in combined operations with the Armed Forces of the United States solely for the purposes of enhancing the interoperability of the logistical support systems of the allied forces with the logistical support systems of the Armed Forces of the United States in order to facilitate such combined operations.

The Senate amendment would also require the Secretary of Defense to provide to the Committee on Armed Services and the Committee on Foreign Relations of the Senate and the Committee on Armed Services and the Committee on International Relations of the House of Representatives an annual report on the use of this authority.

The conferees note their understanding that the term ''logistic support, supplies, and services'' in section 2350(1) of title 10, United States Code, includes sealift.

Temporary authority to use acquisition and cross-servicing agreements to lend certain military equipment to foreign forces in Iraq and Afghanistan for personnel protection and survivability (sec. 1202)

The House bill contained a provision (sec. 1202) that would provide the Secretary of Defense authority to lend certain military equipment, using Acquisition and Cross-Servicing Agreements (ACSA), to the military forces of foreign nations participating in combined operations with U.S. forces in Iraq and Afghanistan. The provision would limit such equipment to those items marked as significant military equipment in specified categories on the U.S. munitions list,

allow the provision of such equipment under this authority for up to 1 year, and require that the equipment be used by foreign military forces solely for personnel protection or to aid in the personnel survivability of such forces. The provision would require the Secretary to determine: (1) that the U.S. forces participating in that combined operation have no unfulfilled requirements for that equipment; and (2) with the concurrence of the Secretary of State, that it is in the national security interest of the United States to lend such equipment for that purpose. The provision would stipulate that the provision of equipment under this authority shall be subject to the Arms Export Control Act (22 U.S.C. 2751 et seq.) and any other export control regime under law relating to the transfer of military technology to foreign nations. The provision would require the Secretary of Defense, in coordination with the Secretary of State, to submit semiannual reports on the exercise of this authority to the Committees on Armed Services of the Senate and the House of Representatives, the Committee on Foreign Relations of the Senate, and the Committee on International Relations of the House of Representatives. This authority would expire on September 30, 2008.

The Senate amendment contained a similar provision (sec. 1205).

The Senate recedes with a clarifying amendment.

The conferees note that this authority is intended to permit the temporary loan of equipment such as armored HMMWVs or HMMWVs with add-on armor kits, counter-improvised explosive device equipment, and defusing equipment to our coalition partners in Iraq and Afghanistan so that they can be better protected against improvised explosive devices and other weapons they are encountering in those theaters.

The conferees further note their agreement on the desirability of updating their understanding of the term ''ammunition'' under section 2350(1) of title 10, United States Code. The definition of ''ammunition'' provided in this conference report is meant to supercede the definition of ''ammunition'' that was provided in Senate Report 96–842 and Senate Report 96–795, both of which accompanied the legislation (H.R. 5580) that first codified ACSA authority in title 10, United States Code.

Specifically, the conferees agree that the term ''ammunition'' in section 2350(1) of title 10, United States Code, includes: transfers of small arms ammunition between forces on exercises when one side runs low and another has sufficient supplies with repayment in cash or kind; replacement-in-kind of ammunition expended at allied ranges; exchange unit firing to determine compatibility of ammunition between nations and its suitability for use in different weapon systems; emergency acquisition of provisions of conventional ammunition (small arms, mortar, automatic cannon, artillery, and ship gun ammunition); bombs (cluster, fuel air explosive, general purpose, and incendiary); unguided projectiles and rockets; riot control chemical ammunition; land mines (ground-to-ground and air-to-ground delivered); demolition material; grenades; flares and pyrotechnics; and all items included in the foregoing, such as explosives, propellants, cartridges, propelling charges, projectiles, warheads (with various fillers such as high explosives, illuminating, incendiary, antimaterial, and anti-personnel), fuzes, boosters, and safe and arm devices, in-bulk, combination, or separately packaged items of issue for complete round assembly; demolition munitions; training ammunition; cartridge and propellant-actuated devices; chaff and chaff dispensers; and expendable sonobuoys. Specifically excluded are the following: guided missiles; naval mines and torpedoes; nuclear ammunition and included items such as warheads, warhead sections, and projectiles; guidance kits for bombs or other ammunition; and chemical ammunition (other than riot control).

Recodification and revision to law relating to Department of Defense humanitarian demining assistance (sec. 1203)

The House bill contained a provision (sec. 1203) that would amend chapter 20 of title 10, United States Code, to recodify authorities for humanitarian demining assistance. The provision would also clarify that the Secretary concerned may carry out humanitarian demining assistance in a country if such assistance would promote either the security interests of the United States or the operational readiness skills of the Armed Forces of the United States.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would expand the scope of the reporting requirement, and make other clarifying changes.

Enhancements to Regional Defense Combating Terrorism Fellowship Program (sec. 1204)

The Senate amendment contained a provision (sec. 1202) that would amend section 2249c of title 10, United States Code, to change the title of the ''Regional Defense Counterterrorism Fellowship Program'' to the ''Regional Defense Combating Terrorism Fellowship Program.'' The provision would also increase the amount of authorized annual funding for the program from $20.0 million to $25.0 million.

The House bill contained a similar provision (sec. 1204).

The Senate recedes with a clarifying amendment that would limit the attendance of foreign officials to foreign military officers, ministry of defense officials, or security officials at military or civilian educational institutions.

The conferees recognize the critical need to provide education and training opportunities to our allies in the global war on terror and support the Regional Defense Combating Terrorism Fellowship Program as part of that effort.

The conferees expect the Department of Defense to continue to ensure that the program conforms to the spirit of statutory guidelines governing the administration of related programs, including the requirement that each candidate undergo a rigorous and thorough human rights verification and vetting process.

Participation of the Department of Defense in multinational military centers of excellence (sec. 1205)

The Senate amendment contained a provision (sec. 1207) that would authorize during fiscal year 2007 the Secretary of Defense, with the concurrence of the Secretary of State, to permit the participation of Department of Defense civilian and military personnel in multinational military centers of excellence for the purpose of enhancing the ability of participating nations to engage in joint exercises or coalition or international military operations, or to improve their interoperability. The provision would require the Secretary of Defense to enter into memoranda of understanding, with the concurrence of the Secretary of State, that would govern the terms of the Department's participation in such centers. The provision would permit the Secretary of Defense to use up to $3.0 million from funds available for operation and maintenance in fiscal year 2007 to pay the U.S. share of the expenses of such centers in which the Department participates. The provision would further authorize the use of Department facilities and equipment to support such centers that are hosted by the Department. The provision would require the Secretary of Defense to submit a report to the congressional defense committees, not later than October 31, 2007, on the use of this authority, including a detailed report on the centers and activities in which the Department participated, and the cost of that participation.

The provision would define a center of excellence as an entity sponsored by one or more nations that is accredited and approved by the North Atlantic Treaty Organization (NATO) Military Committee as offering recognized expertise and experience to personnel participating in the activities of such entity for the benefit of NATO.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Modification and extension of authorities relating to program to build the capacity of foreign military forces (sec. 1206)

The Senate amendment contained a provision (sec. 1206) that would modify section 1206 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) by permitting the Secretary of Defense to use funds available for operation and maintenance to conduct or support the activities authorized under that section, and by extending the duration of the authority provided in that section through September 30, 2008.

The provision would also provide new authority to the Secretary of Defense, with the concurrence of the Secretary of State, to authorize any commander of a geographic combatant command to respond to unanticipated changes in a security environment within that commander's area of responsibility (AOR) to build the capacity of the national military forces of a country within that AOR in order for that country to conduct counterterrorist operations or participate in or support military and stability operations. The provision would allow the Secretary of Defense to use funds available for operation and maintenance for fiscal years 2007 and 2008, up to $200.0 million in a fiscal year, for this purpose. This authority would expire on September 30, 2008.

The provision would further provide the Secretary of Defense new authority to authorize a geographic combatant commander to respond to urgent and unanticipated humanitarian relief or reconstruction requirements in a foreign country within the commander's AOR if the commander determines that the provision of such assistance will promote the security interest of the United States and of the country to which such assistance would be provided. The provision would limit the amounts available for this authority to $200,000 in any country in a fiscal year. The provision would further require the Secretary of Defense to submit to the congressional defense committees an annual report on the provision of assistance under this authority. This authority would expire on September 30, 2008.

The House contained no similar provision.

The House recedes with an amendment that would modify section 1206 by: (1) providing the authority in that section to the Secretary of Defense, with the concurrence of the Secretary of State, rather than to the President; (2) permitting the Secretary of Defense to use up to $300.0 million from funds available for operation and maintenance in a fiscal year to conduct or support the activities authorized under that section; and (3) extending the duration of the authority provided in that section through September 30, 2008.

The conferees also agree to include elsewhere in this report a provision that would provide expanded authority under the Combatant Commanders Initiative Fund for geographic combatant commanders to provide urgent and unanticipated humanitarian relief and reconstruction assistance to countries in their respective AORs.

The conferees underscore that the authorities provided in this section are provided in the spirit of a pilot program. The conferees intend to review carefully how these authorities are implemented so as to have a basis for determining whether and, if so, in what precise manner, to reauthorize these or provide other authorities after the conclusion of the pilot program. Important factors in the conferees' future consideration of these matters will be the report that is to be provided under section 1206, and the record of implementing these authorities that is built by the Department of Defense over the next 2 years. The conferees strongly discourage further modifications to these authorities until a track record implementing the pilot program authorized in this section has been established. The conferees believe it will be important to demonstrate through experience that these expanded authorities can and will be exercised consistent with the effective coordination of U.S. foreign policy writ large. Furthermore, the conferees strongly believe that foreign assistance programs are more appropriately funded through the foreign assistance accounts, as administered by the Department of State, and urge the administration to request sufficient funding for foreign military assistance in those accounts in future years budget requests.

Authority for distribution to certain foreign personnel of education and training materials and information technology to enhance military interoperability (sec. 1207)

The Senate amendment contained a provision (sec. 1208) that would authorize the Secretary of Defense to provide electronically-distributed learning content and associated information technology for the education and training of military and civilian personnel of friendly foreign governments and personnel of internationally-recognized nongovernmental organizations to enhance allied and friendly military capabilities for multinational operations, including joint exercises and coalition operations. The provision would require the concurrence of the Secretary of State if the activity proposed to be undertaken is not authorized by another provision of law. The provision would further require that the provision of learning content and information technology under this authority shall be subject to the Arms Export Control Act and any other export control regime under law relating to the transfer of military technology for foreign nations.

The provision would also require the Secretary of Defense to: (1) develop and issue guidance on the procedures for the use of this authority; (2) submit a report to the congressional defense committees on that guidance no later than 30 days after it is issued; and (3) submit any modifications of the guidance to the congressional defense committees. The provision would require the Secretary of Defense to submit an annual report to the congressional defense committees on the use of the authority during the preceding fiscal year. The authority would expire on September 30, 2008.

The House bill contained no similar provision.

The House recedes with an amendment that would authorize the Secretary of Defense to provide electronically-distributed learning content and associated information technology to military and civilian personnel of a friendly foreign government for their education and training for the purpose of enhancing military interoperability between the Armed Forces of the United States and military forces of friendly foreign countries.

Subtitle B—Nonproliferation Matters and Countries of Concern

North Korea (sec. 1211)

The Senate amendment contained a provision (sec. 1214) that would require the President to appoint a senior presidential envoy to act as coordinator of U.S. policy on North Korea, and to submit to Congress a semi-annual report on the nuclear and missile programs of North Korea.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Report on participation of multinational partners in the United Nations Command in the Republic of Korea (sec. 1212)

The Senate amendment contained a provision (sec. 1221) that would require the Secretary of Defense, in coordination with the Secretary of State, to submit a report within 180 days of enactment of this Act to the Committees on Armed Services of the Senate and the House of Representatives and the Committee on Foreign Relations of the Senate and the Committee on International Relations of the House of Representatives on an increased role and participation of multinational partners in the United Nations Command in the Republic of Korea.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Intelligence on Iran (sec. 1213)

The Senate amendment contained a provision (sec. 1216) that would direct the Director of National Intelligence (DNI) to submit to Congress an updated National Intelligence Estimate (NIE) on Iran, and that would direct the President to submit to Congress a report on U.S. policy objectives and strategy regarding Iran. The provision would further direct the DNI to submit a report on the process for vetting and clearing statements of senior administration officials that are drawn from or rely on intelligence and the process for identifying significant misstatements of other public officials.

The House bill contained no similar provision.

The House recedes with an amendment that would direct the DNI to submit to Congress a comprehensive NIE on Iran, but would eliminate the requirement for the second report from the DNI.

In preparing the comprehensive NIE, the conferees urge the DNI to address the full range of issues with respect to Iran including: Iranian foreign policy and regime objectives; the current status of the Iranian nuclear program with an assessment of Iran's intentions and motivations with respect to development of nuclear weapons to include factors that might influence such intentions; an assessment of Iran's military capabilities; an assessment of Iran's relationships with terrorist groups; and an assessment of the full impacts, success, and consequences of diplomacy, sanctions, military, and other actions and interactions on and with Iran by the international community. The conferees also urge the DNI to include assessments of Iranian public opinion toward the Iranian regime and programs, the United States, and the international community. The NIE should also include an assessment of the confidence level of key judgments, the quality of the sources of intelligence on Iran, the nature and scope of any intelligence gaps, and any significant alternative views.

An unclassified summary of the key judgments of the NIE should be submitted with the NIE.

Sense of Congress on United States policy on the nuclear programs of Iran (sec. 1214)

The Senate amendment contained a provision (sec. 1209) that would express the sense of Congress: 1) endorsing the policy of the United States announced May 31, 2006, to achieve a successful diplomatic outcome with respect to Iran's efforts to acquire a nuclear weapons capability; 2) calling on Iran to suspend fully and verifiably its enrichment and reprocessing activities, cooperate fully with the International Atomic Energy Agency, and enter into negotiations pursuant to the package presented to Iran by the High Representative of the European Union; and 3) urging the President and the Secretary of State to keep the Congress fully informed about the progress in this vital initiative.

The House bill contained no similar provision.

The House recedes with an amendment that would add a clause urging the United Nations Security Council to work for the adoption of appropriate measures under Article 41 of Chapter VII of the Charter of the United Nations in the event Iran fails to comply with United Nations Security Council Resolution 1696.

Subtitle C—Other Matters

Exclusion of petroleum, oil, and lubricants from limitations on annual amount of liabilities the United States may accrue under acquisition and cross-servicing agreements (sec. 1221)

The Senate amendment contained a provision (sec. 1204) that would exclude the acquisition of petroleum, oil, and lubricants from the monetary limitations placed on acquisitions made under Acquisition and Cross-servicing Agreements with foreign allies.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary of Defense to provide to the Committees on Armed Services of the Senate and the House of Representatives a report at the end of fiscal years 2007 and 2008, respectively, on the use of this authority in that fiscal year.

Modification of limitations on assistance under the American Servicemembers' Protection Act of 2002 (sec. 1222)

The Senate amendment contained a provision (sec. 1210) that would modify the limitations on the provision of military assistance under the American Servicemembers' Protection Act of 2002 (22 U.S.C. 7432(13)(A)) so that International Military Education and Training assistance could be provided to nations that are party to the International Criminal Court.

The House bill contained no similar provision.

The House recedes.

Humanitarian support for Iraqi children in urgent need of medical care (sec. 1223)

The House bill contained a provision (sec. 1222) that would express the sense of Congress that the Secretary of Defense should continue to provide space-available transportation on military aircraft for humanitarian purposes to Iraqi children in urgent need of medical care. The provision would also authorize $1.0 million in Operation and Maintenance, Defense-wide for Department of Defense support of the Peace Through Health Care Initiative.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would delete the authorization of appropriation.

The conference outcome is reflected in the tables of this report.

Sense of Congress opposing the granting of amnesty by the government of Iraq to persons known to have attacked, killed, or wounded members of the United States Armed Forces in Iraq (sec. 1224)

The Senate amendment contained a provision (sec. 1212) that would express the sense of Congress that: (1) the Government of Iraq should not grant amnesty to persons known to have attacked, killed, or wounded members of the Armed Forces of the United States; and (2) the President should immediately notify the Government of Iraq that the Government of the United States strongly opposes granting amnesty to persons who have attacked members of the Armed Forces of the United States.

The House bill contained no similar provision.

The House recedes with an amendment that would add an additional element to the sense of Congress that the goal of the United States and coalition partners has been to empower the Iraqi people with full sovereignty as a nation. The amendment would delete the element regarding presidential notification to the Government of Iraq.

Annual reports on United States contributions to the United Nations (sec. 1225)

The Senate amendment contained a provision (sec. 1213) that would require the President to submit an annual report to Congress regarding all assessed and voluntary contributions of the United States Government to the United Nations and United Nations affiliated agencies and related bodies for the preceding fiscal year.

The House bill contained no similar provision.

The House recedes with an amendment that would terminate this annual reporting requirement on December 31, 2010.

Comprehensive regional strategy and annual reports on Somalia (sec. 1226)

The Senate amendment contained a provision (sec. 1215) that would require the President to submit a report to Congress, not later than 90 days after the date of the enactment of this Act, on a comprehensive regional strategy toward Somalia. The strategy shall include: (1) a clearly stated U.S. policy towards Somalia; (2) a description of bilateral, regional, and multilateral efforts to coordinate and strengthen diplomatic engagement with Somalia; (3) a description of an integrated approach to counter transnational security interests in Somalia and throughout the Horn of Africa; (4) a description of an interagency framework involving relevant Federal agencies and departments to plan, coordinate, and execute U.S. policy and activities in Somalia and throughout the Horn of Africa and to oversee policy and program implementation; and (5) guidance on the implementation of the comprehensive regional strategy. The provision would also require annual reports on the status of the implementation of the comprehensive regional strategy.

The House bill contained no similar provision.

The House recedes with an amendment that would repeal the annual reporting requirement on the status of the implementation of the comprehensive regional strategy on April 1, 2010, and make other clarifying changes.

Report on the implementation of the Darfur Peace Agreement (sec. 1227)

The Senate amendment contained a provision (sec. 1224) that would require the Secretary of Defense to submit a report to the appropriate congressional committees, not later than 60 days after the date of the enactment of this Act and annually thereafter, on the role of the Department of Defense in assisting the parties to the Darfur Peace Agreement with implementation of that Agreement.

The House bill contained no similar provision.

The House recedes with an amendment that would incorporate elements of a report from another provision contained elsewhere in this report into a single report required under this section. The amendment would also make other clarifying and technical changes. The amendment would further repeal a similar reporting requirement on Darfur required by the House report accompanying H.R. 5122 (H.Rept. 109–452) of the National Defense Authorization Act for Fiscal Year 2007.

Sense of Congress concerning cooperation with Russia on issues pertaining to missile defense (sec. 1228)

The House bill contained a provision (sec. 1223) that would express the sense of Congress that cooperation between Russia and the United States with regard to missile defense is in the interest of the United States.

The Senate amendment contained no similar provision.

The Senate recedes.

Sense of Congress calling for convening of a summit for a comprehensive political agreement for Iraq (sec. 1229)

The Senate amendment contained a provision (sec. 1096) that would express the sense of Congress that the President should convene a summit, as soon as possible, with leaders of the Government of Iraq, governments that border Iraq, and the governments of each permanent member of the United Nations Security Council. The summit should also involve representatives of the Arab League, the European Union, and the North Atlantic Treaty Organization. The purpose of the summit would be to achieve a comprehensive political agreement that addresses fundamental issues, including reconstruction, economic assistance, and border security.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Sense of Congress on the commendable actions of the Armed Forces in Iraq (sec. 1230)

The Senate amendment contained a provision (sec. 1084) that would express a sense of Congress that: (1) commends the United States Armed Forces, the intelligence community, other Federal agencies, and coalition partners for their actions that resulted in the death of Abu Musab al-Zarqawi; (2) commends the United States Armed Forces, the intelligence community, and other Federal agencies for their efforts to bring freedom, democracy, and security to the people of Iraq; (3) commends Iraqi Prime Minister Jawad al-Maliki on the finalization of the new Iraqi cabinet and urges the democratically-elected government of Iraq to defeat terrorism and put an end to ethnic and sectarian violence; and (4) affirms that Congress will continue to support the United States Armed Forces and the democratically-elected unity government of Iraq.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Annual report on foreign sales of significant military equipment manufactured in the United States (sec. 1231)

The Senate amendment contained a provision (sec. 1070B) that would require the Department of Defense to submit an annual report to Congress on foreign military sales and direct sales to foreign customers of significant military equipment manufactured in the United States.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

LEGISLATIVE PROVISIONS NOT ADOPTED

Expansion of humanitarian and civic assistance to include communications and information capacity

The Senate amendment contained a provision (sec. 1201) that would amend section 401 of title 10, United States Code, to expand the authority of the Secretary of Defense to provide humanitarian and civic assistance in conjunction with military operations to include information and communications technology as necessary to provide basic information and communications services.

The House bill contained no similar provision.

The Senate recedes.

The conferees acknowledge that restoring basic information and communications capacity is a fundamental element of humanitarian and civic assistance, and that a functioning information and communications infrastructure is vital to the successful conduct of humanitarian missions. Accordingly, the conferees note that rudimentary construction and repair of public facilities, under section 401(e)(4) of title 10, United States Code, includes information and communications technology as necessary to provide basic information and communications services.

Capstone overseas field studies trips to People's Republic of China and Republic of China on Taiwan

The House bill contained a provision (sec. 1205) that would require the Secretary of Defense to direct that field studies trips to the People's Republic of China and the Republic of China on Taiwan be a mandatory element of the Capstone course for newly selected flag and general officers.

The Senate amendment contained no similar provision.

The House recedes.

Military educational exchanges between senior officers and officials of the United States and Taiwan

The House bill contained a provision (sec. 1206) that would would require the Secretary of Defense to undertake a program of senior military officer and senior official exchanges with Taiwan designed to improve Taiwan's defenses against the People's Liberation Army of the People's Republic of China.

The Senate amendment contained no similar provision.

The House recedes.

Procurement restrictions against foreign persons that transfer certain defense articles and services to the People's Republic of China

The House bill contained a provision (sec. 1211) that would prohibit the Secretary of Defense from procuring any goods or services from a foreign person or entity that the Secretary of Defense has determined transferred to the People's Republic of China items on the U.S. munitions list.

The Senate amendment contained no similar provision.

The House recedes.

Sense of Congress commending the Government of Iraq for affirming its position of no amnesty for terrorists who attack United States Armed Forces

The Senate amendment contained a provision (sec. 1211) that would express the sense of Congress that: (1) the goal of the United States and our coalition partners has been to

empower the Iraqi nation with full sovereignty thereby recognizing their freedom to exercise that sovereignty; (2) history records that governments derived of free elections should not grant amnesty to those who have committed war crimes or terrorists acts; and (3) the United States should continue with the historic tradition of diplomatically, economically, and in a humanitarian manner assisting nations and the people who have fought once a conflict is concluded.

The House bill contained no similar provision.

The Senate recedes. Elsewhere in this report, the conferees agree to include a separate provision on a similar topic.

Reports on implementation of the Darfur Peace Agreement

The Senate amendment contained a provision (sec. 1217) that would require the President to submit a report on the implementation of the Darfur Peace Agreement.

The House bill contained no similar provision.

The Senate recedes.

Execution of the President's policy to make available to Taiwan diesel electric submarines

The House bill contained a provision (sec. 1221) that would establish that it is the policy of the United States to make available to Taiwan plans and options for design work and construction work on future diesel electric submarines under the U.S. foreign military sales process, consistent with U.S. national disclosure policy and applicable U.S. export control laws.

The Senate amendment contained no similar provision.

The House recedes.

Repeal of certain report requirements

The Senate amendment contained a provision (sec. 1223) that would repeal two annual reports on North Atlantic Treaty Organization burdensharing that were codified in section 1003 of the Department of Defense Authorization Act, 1985 (Public Law 98–525), and in section 1313 of the National Defense Authorization Act for Fiscal Year 1995 (Public Law 103–337), respectively.

The House bill contained no similar provision.

The Senate recedes.

TITLE XIII—COOPERATIVE THREAT REDUCTION WITH STATES OF THE FORMER SOVIET UNION

LEGISLATIVE PROVISIONS ADOPTED

Specification of Cooperative Threat Reduction programs and funds (sec. 1301)

The House bill contained a provision (sec. 1301) that would define the programs that are Cooperative Threat Reduction (CTR) programs, define the funds for CTR programs as those authorized to be appropriated in section 301 of this Act, and specify that CTR funds shall remain available for obligation for three fiscal years.

The Senate amendment contained an identical provision (sec. 1301).

The conference agreement includes this provision.

Funding allocations (sec. 1302)

The House bill contained a provision (sec. 1302) that would authorize $372.1 million for the Cooperative Threat Reduction (CTR) program. The provision would also authorize specific amounts for each CTR program element, require notification to Congress 30 days before the Secretary of Defense obligates and expends fiscal year 2007 funds for purposes other than those specifically authorized, and provide limited authority to obligate amounts for a CTR program element in excess of the amount specifically authorized for that purpose.

The Senate amendment contained a similar provision (sec. 1302).

The Senate recedes.

Extension of temporary authority to waive limitation on funding for chemical weapons destruction facility in Russia (sec. 1303)

The House bill contained a provision (sec. 1303) that would extend, until the completion of the facility, the President's authority to waive restrictions established in section 1305 of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106–65) for continuing the construction of a chemical weapons destruction facility at Shchuch'ye, Russia.

The Senate amendment contained a similar provision (sec. 1303) that would extend, through December 31, 2011, the President's authority to waive restrictions established in section 1305 of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106–65) for continuing the construction of a chemical weapons destruction facility at Shchuch'ye, Russia.

The Senate recedes with a clarifying amendment.

National Academy of Sciences study of prevention of proliferation of biological weapons (sec. 1304)

The House bill contained a provision (sec. 1304) that would require the Secretary of Defense to sponsor a study by the National Academy of Sciences (NAS) to analyze lessons learned, past and present challenges, and possible options in effectively managing and facilitating threat reduction and nonproliferation projects under the Cooperative Threat Reduction (CTR) program.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary to sponsor a study by the NAS to identify areas for further cooperation with Russia and other states of the former Soviet Union under the CTR program, specifically in the area of biological weapons proliferation prevention.

The conferees agree that it is beneficial to have an independent nongovernmental organization study certain aspects of the CTR program. The conferees agree that the study required by this section should concentrate on biological weapons proliferation prevention, given the emerging threats associated with biological weapons proliferation; the considerable challenges to preventing such proliferation; the Department's focus on biological weapons proliferation prevention in recent years and interest in possibly expanding such work; and the necessity of benefiting from the knowledge of scientific and technical experts when designing programs to promote further cooperation in the area of biological weapons proliferation prevention. The conferees note their intent to consider in future years requiring independent analyses of other remaining proliferation challenges, particularly in the area of nuclear weapons proliferation prevention, and how CTR programs might address them.

To ensure timely delivery of the study described in this section, the conferees strongly urge all U.S. Government departments or agencies that provide the NAS with access to classified material for use in the study to complete promptly, no later than 30 calendar days after receipt, any necessary classification reviews of the study or related documents.

LEGISLATIVE PROVISION NOT ADOPTED

Removal of certain restrictions on provision of Cooperative Threat Reduction assistance

The Senate amendment contained a provision (sec. 1304) that would repeal certain restrictions on the provision of Cooperative Threat Reduction (CTR) assistance, including: the requirement that the President make certain certifications to the Congress regarding the proposed recipients of CTR funds; and the conditions on provision of CTR assistance for chemical weapons destruction at Shchuch'ye, Russia.

The House bill contained no similar provision.

The Senate recedes.

TITLE XIV—MATTERS RELATED TO DEFENSE AGAINST TERRORISM AND RELATED SECURITY MATTERS

LEGISLATIVE PROVISIONS ADOPTED

Enhancement to authority to pay rewards for assistance in combating terrorism (sec. 1401)

The House bill contained a provision (sec. 1032) that would increase the flexibility and responsiveness of the rewards protection program available to the Department of Defense. The provision would (1) delegate approval authority to commanders directly subordinate to combatant commanders; (2) direct that delegated authority must be approved by the Secretary of Defense, Deputy Secretary of Defense, or an Under Secretary of Defense; and (3) increase the current maximum reward amount from $2,500 to $10,000.

The Senate amendment contained a similar provision (sec. 1041).

The Senate recedes with an amendment that would direct that the delegated authority by a combatant commander may be made only with the approval of an Under Secretary of Defense to whom authority has been delegated under section 127b(c)(1)(A) of title 10, United States Code.

Quarterly reports on Department of Defense response to threat posed by improvised explosive devices (sec. 1402)

The House bill contained a provision (sec. 1042) that would require the Secretary of Defense to submit to Congress a report on the status of the threat posed by improvised explosive devices (IED) and the efforts being undertaken to defeat the IED threat not later than 30 days after the date of the enactment of this Act. The provision would also require supplemental quarterly reports to account for every incident involving the detonation or discovery of an IED since the previous report was submitted.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment that would require the Secretary to submit the initial report 90 days after the date of the enactment of this Act. The amendment would also clarify the reporting requirements for the supplemental quarterly report on IED incidents.

Requirement that all military wheeled vehicles used in Iraq and Afghanistan outside of secure military operating bases be protected by Improvised Explosive Device (IED) jammers (sec. 1403)

The House bill contained a provision (sec. 1045) that would require the Secretary of Defense to take such steps as necessary to ensure that by the end of fiscal year 2007 all U.S. military wheeled vehicles used in Iraq and Afghanistan outside of military compounds are equipped with improvised explosive device (IED) jammers. The provision would also require the Secretary to submit to the congressional defense committees, not later than December 15, 2006, a report on the cost and schedule to comply with the requirement.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary to take such steps as necessary to ensure that by the end of fiscal year 2007 all U.S. military wheeled vehicles used in Iraq and Afghanistan outside of secure military operating bases are protected by IED jammers.

The conferees understand that there is no single ''silver bullet'' solution to defeat IEDs, but current jamming technology allows commanders to provide a level of protection for deployed forces. However, the conferees also understand that it is critical for subordinate commanders of U.S. Central Command (USCENTCOM) to retain the flexibility to modify the jammer-to-vehicle ratio in order to match mission requirements with unit capabilities. The conferees do not intend to require that every vehicle be equipped with a jammer, but expect that battlefield commanders will develop tactics, techniques, and procedures to ensure that all vehicles remain within the protective envelope of jammers and that an individual vehicle will not be left unprotected when used outside of secure military operating bases. The conferees intend that such jammers suppress the radio-controlled IED initiation devices assessed to be used in a commander's area of responsibility.

The conferees strongly urge the Secretary to take whatever measures necessary, using the funds authorized for the Joint IED Defeat Fund in title XV of this Act, to accelerate the production of jammers so that the Commander, USCENTCOM, can deploy a jammer on every tactical wheeled vehicle used in Iraq and Afghanistan.

Report on assessment process of Chairman of the Joint Chiefs of Staff relating to Global War on Terrorism (sec. 1404)

The House bill contained a provision (sec. 1033) that would require the Secretary of Defense to submit a report, not later than March 1, 2007, on the findings of the semi-annual assessment on the global war on terrorism, as described in the annex to the National Military Strategic Plan for the War on Terrorism.

The Senate amendment contained no similar provision.

The Senate recedes.

Treatment under Freedom of Information Act of certain confidential information shared with State and local personnel (sec. 1405)

The Senate amendment contained a provision (sec. 1043) that would clarify that sensitive but unclassified homeland security information in the possession of the Department of Defense that is shared with state and local personnel who are involved in the prevention of or response to terrorist activity does not become subject to disclosure under the Freedom of Information Act (5 U.S.C. 552) by virtue of such sharing.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Database of emergency response capabilities (sec. 1406)

The House bill contained a provision (sec. 1038) that would require the Secretary of Defense to maintain a database of emergency response capabilities resident in each State's National Guard that could be deployed in response to a domestic natural or manmade disaster.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

LEGISLATIVE PROVISION NOT ADOPTED

Homeland defense technology transfer

The House bill contained provisions (secs. 1401–1403) that would require the establishment of a homeland defense technology transfer consortium.

The Senate amendment contained no similar provision.

The House recedes.

The conferees note that section 1401 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107–314) directed the Secretary of Defense to designate a senior Federal official within the Department of Defense to coordinate the Department's efforts to identify, evaluate, deploy, and transfer technological items and equipment to Federal, State, and local first responders in support of homeland defense. The conferees commend the designation of the Assistant Secretary of Defense for Homeland Defense (ASD–HD) as the senior Federal official, and the execution of the Memorandum of Agreement (MOA) in October 2005 between ASD–HD and senior officials in the Departments of Homeland Security and Justice, which outlined their respective responsibilities for the program. While a formal process is important, the MOA places the Offices of ASD–HD and the Under Secretary of Science and Technology for Homeland Security between the Department of Defense technical community and the first responder community. As a result, these two organizations do not bridge both the Department's technical community and the first responder community for the purposes of transferring technological items and equipment in support of homeland defense. The conferees believe the Department's efforts to rapidly transfer technologies that could assist other Federal agencies, State governments, and first responders with their homeland security responsibilities would benefit by a more direct dialogue between the Department's technical community and first responders. Therefore, the conferees urge the Secretary to consider the establishment of a consortium that brings together appropriate defense entities, other Federal agencies, State and local governments, and the first responder community.

TITLE XV—AUTHORIZATION FOR INCREASED COSTS DUE TO OPERATION IRAQI FREEDOM AND OPERATION ENDURING FREEDOM

Overview

The House bill contained a title (title XV) that would authorize $50.0 billion for ongoing operations in Iraq and Afghanistan. The title also contained general provisions.

The Senate amendment contained a similar title (title XIV). The title also contained reporting requirements and general provisions.

The conferees agree to include a title that would authorize $70.0 billion for ongoing operations in Iraq and Afghanistan. The title would also contain reporting requirements and general provisions.

Summary table of authorization

The following table summarizes authorizations included in this report for ongoing operations in Iraq and Afghanistan for fiscal year 2007.

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
PROCUREMENT				
Aircraft Procurement, Army	436,500	232,400	404,100	1,524,300
Missile Procurement, Army			450,000	3,200
Weapons and Tracked Combat Vehicles Procurement, Army	2,726,180	1,029,672	214,400	3,022,836
Procurement of Ammunition, Army		328,341		48,591
Other Procurement, Army	1,589,414	2,183,430	686,600	4,636,810
Subtotal, Army Procurement	**4,752,094**	**3,773,843**	**1,755,100**	**9,235,737**
Aircraft Procurement, Navy	116,000			389,465
Weapons Procurement, Navy		131,400		109,400
Procurement of Ammunition, Navy and Marine Corps	99,930	143,150		151,439
Other Procurement, Navy	348,605	44,700		14,600
Procurement, Marine Corps	1,173,968	636,125	319,800	4,397,926
Subtotal, Navy and Marine Corps Procurement	**1,738,503**	**955,375**	**319,800**	**5,062,830**
Aircraft Procurement, Air Force	909,070	201,550		2,174,000
Missile Procurement, Air Force		32,650		
Other Procurement, Air Force	1,205,293	62,650	51,800	5,650
Subtotal, Air Force Procurement	**2,114,363**	**296,850**	**51,800**	**2,179,650**
Procurement, Defense-wide	56,255	140,200		127,600
Total Procurement	**8,661,215**	**5,166,268**	**2,126,700**	**16,605,817**
RESEARCH, DEVELOPMENT, TEST AND EVALUATION				
Research, Development, Test and Evaluation, Army		25,500		2,639
Research, Development, Test and Evaluation, Navy	110,000			7,856
Research, Development, Test and Evaluation, Air Force	48,427	7,000		
Research, Development, Test and Evaluation, Defense-Wide	155,980	5,000		
Total Research, Development, Test and Evaluation	**314,407**	**37,500**		**10,495**

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
OPERATION AND MAINTENANCE				
Operation and Maintenance, Army	21,874,469	22,396,986	22,124,466	28,045,387
Operation and Maintenance, Navy	1,345,869	1,834,560	2,349,560	2,007,948
Operation and Maintenance, Marine Corps	1,407,000	1,485,920	1,544,920	2,257,089
Operation and Maintenance, Air Force	2,478,906	2,822,998	2,779,898	2,478,906
Operation and Maintenance, Defense-wide	2,938,735	3,377,402	3,388,402	1,544,614
Operation and Maintenance, Army Reserve	71,600			500
Operation and Maintenance, Navy Reserve	8,962			
Operation and Maintenance, Army National Guard		50,000	59,000	221,500
Operation and Maintenance, Air National Guard	104,000	15,400		2,000
Total Operation and Maintenance	**30,229,541**	**31,983,266**	**32,246,246**	**36,557,944**
OTHER PROGRAMS				
Defense Health Program		950,200	960,200	869,200
Total Other Programs		**950,200**	**960,200**	**869,200**
MILITARY PERSONNEL				
Military Personnel, Army	5,023,072	6,869,881	5,466,987	6,464,802
Military Personnel, Navy	114,500	333,000	321,000	193,000
Military Personnel, Marine Corps	54,200	749,392	466,092	568,000
Military Personnel, Air Force	129,000	1,071,793	1,081,793	592,477
Military Personnel, Army Reserve	24,400	150,000		
Military Personnel, Army National Guard	50,100	100,000		251,000

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
Military Personnel, Air National Guard		36,700		6,700
Military Personnel, Benefits		52,000		31,000
Total Military Personnel	**5,395,272**	**9,362,766**	**7,335,872**	**8,106,979**
Joint Improvised Explosive Device Defeat Fund	**2,100,000**		**2,100,000**	**2,100,000**
Iraq Freedom Fund			**2,230,982**	**50,000**
Joint Rapid Acquisition for Global War on Terror	**100,000**			
Afghanistan Security Forces Fund	**1,446,300**			**1,446,300**
Iraq Security Forces Fund	**1,734,000**			**1,734,000**
Intelligence Community Management Account	**19,265**			**19,265**
Classified Programs /a	**[1,600,000]**	**2,500,000**	**3,000,000**	**2,500,000**
Transfer Authority /a		**[3,000,000]**	**[2,500,000]**	**[2,500,000]**
Total	**50,000,000**	**50,000,000**	**50,000,000**	**70,000,000**

a/ Values in brackets are non-additive

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
PROCUREMENT				
Aircraft Procurement, Army				
Joint Improved Explosive (IED) Device Defeat - persistent surveillance platforms		100,000		
Subtotal Aircraft Procurement, Army		**100,000**		
Reset - Aircraft Procurement, Army				
UH-60 battle losses (SASC-5 aircraft)	105,000		71,000	71,000
UH-60 battle losses - Remaining Reset Reqs.				34,000
CH-47 battle losses (SASC-12 aircraft)	331,500	82,900	333,100	361,500
AH-64s		49,500		49,500
AH-64s - remaining reset requirement				537,000
Armed Reconnaissance Helicopter (ARH)				63,000
Air Traffic Control				6,500
Aviation Ground Support Equipment				2,200
Aviation (General Add)				399,600
Subtotal Reset - Aircraft Procurement, Army	**436,500**	**132,400**	**404,100**	**1,524,300**
Total Aircraft Procurement, Army	**436,500**	**232,400**	**404,100**	**1,524,300**
Missile Procurement, Army				
Upgrade Patriot battalions to configuration-3 capability			400,000	
Additional PAC-3 missiles (16)			50,000	
Subtotal Missile Procurement, Army			**450,000**	

Title XV EMERGENCY AUTHORIZATION
(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
Reset - Missile Procurement, Army				
Javelins				3,200
Subtotal Reset - Missile Procurement, Army				**3,200**
Total Missile Procurement, Army			**450,000**	**3,200**
Weapons and Tracked Combat Vehicles Procurement, Army				
Tank urban survivability kit		77,000	77,900	77,000
Stryker - SLAT armor		24,364		24,364
Abrams integrated management program (budget realignment)		182,450		
M240 medium machine gun (7.62mm) (budget realignment)		21,600		
M240 medium machine gun (7.62mm) and conversions		20,000		20,000
M249 SAW machine gun (5.56mm) (budget realignment)		18,300		
M249 SAW machine gun (5.56mm)		3,900		3,900
M4 carbine mods		3,800		3,800
M4 carbine mods (budget realignment)		15,450		
M2 50 caliber machine gun mods - quick change barrel kits		10,000		10,000
M249 SAW machine gun mods		2,000		
Phalanx mods		42,000		
Subtotal WTCVehicles , Army		**420,864**	**77,900**	**139,064**
Reset - WTCV Procurement, Army				
M1A1 Abrams integrated management program	522,800	187,308	136,500	293,200
M1A2 SEP	400,000			700,000
Bradley base sustainment - ODS/A3s	1,398,300	380,000		1,398,300
Stryker		41,500		82,130

Title XV EMERGENCY AUTHORIZATION
(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
M113 Carrier mod	77,680			77,680
M88 Improved Recovery Vehicle Mods	197,400			192,400
Modification in Service Equip - BFIST vehicle	130,000			130,000
MK-19 Grenade Launcher				10,062
Subtotal Reset - WTCV Procurement, Army	**2,726,180**	**608,808**	**136,500**	**2,883,772**
Total WTCV Procurement, Army	**2,726,180**	**1,029,672**	**214,400**	**3,022,836**
Procurement of Ammunition, Army				
5.56mm (budget realignment)		107,300		
7.62mm (budget realignment)		56,800		
7.62mm		1,642		1,642
.50 caliber (budget realignment)		62,550		
.50 caliber		35,849		35,849
20mm (C-RAM)		20,000		11,100
120mm tank ammunition - M1028 canisters		9,200		
Ammo industrial base upgrades		35,000		
Total Procurement of Ammunition, Army		**328,341**		**48,591**
Other Procurement, Army				
Tactical and Support Vehicles				
Up-Armor HMMWV fragmentation kits / gunner protection shields		364,000		214,000
Armored Security Vehicle		83,000		83,000
Armored Security Vehicle (budget realignment)		77,750		
HEMTT ESP (budget realignment)		110,200		
HMMWV recap program (budget realignment)		34,800		

Title XV EMERGENCY AUTHORIZATION
(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
Fuel tank passive fire suppression kits - for UAHs and FHTVs		19,400		
FHTV trailers				
Armored security vehicles	92,600			
Modification of in service equipment	364,000			
Classified program	527			
Classified program	96,000			
Combat Communications				
Land mobile radio			30,000	
SINCGARs (budget realignment)		58,250		
CSEL radios		35,560		35,560
CSEL radios (budget realignment)		8,250		
Radio, improved HF family (budget realignment)		45,700		
Tactical Intelligence				
Prophet Ground (budget realignment)		48,250		
Tactical Unmanned Aerial System (MIP) (budget realignment)		50,150		
Tactical Surveillance				
Profiler			23,600	
Lightweight counter mortar radar		10,470		10,470
Night vision devices (budget realignment)		160,500		
AN/TMQ-52 Profiler		23,600		
FireFinder radars (budget realignment) - C-RAM		9,600		
Force XXI battle command BDE and below (FBCB2) (budget realignment)		80,050		

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
Engineer Equipment				
GSTAMIDS route clearance team equipment (budget realignment)		66,100		
Training Equipment				
HMMWV and tactical truck crew trainers - Guard		25,000		25,000
Other Support Equipment				
Joint Improvised Explosive (IED) Device Defeat - IED electronic countermeasures		109,700		
Manual transport robotic systems for EOD teams		16,800		16,800
C-RAM		66,200		66,200
Total Other Procurement, Army	**553,127**	**1,503,330**	**53,600**	**451,030**
Reset - Other Procurement, Army				
Uparmored HMMWV or M1151/M1152 HMMWV	614,745	500,000	508,000	478,184
FMTV	220,000			623,049
FHTV	201,542			589,966
HEMTT-ESP program		25,000	125,000	18,405
HMMWV recap program				881,567
Tactical Trailers / Dolly Sets				53,803
Family of Semi-Trailers				143,528
Towing Device: 5th Wheel				174
Family of Tractor Trailers / M915A2s				138,194
Truck Utility, 3/4 ton, 4x4				166,500
Tactical Fire Fighting Truck				6,000
Heavy Armored Sedans (Truck Carryalls)				5,625
Battlefield Anti-Intrusion System: AN/PRS-9				1,035

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
Mortar Fire Control System				10,280
Ground Standoff Mine Detection System				26,440
NAVSTAR GPS				23,900
TSEC Army Key Management System				36,000
Manuever Control System (MCS)				5
TC AIMS II				124
RADIAC- Pocket				347
RADIAC SET AN/PDR 77				9
RADIAC SET AN/VDR-2				547
RADIAC SET AN/PDR-75				71
Radio, improved HF family - PRC-148/PRC-150		50,600		1,900
SINCGARs		31,600		17,280
Night vision devices		20,900		20,900
Night vision devices - remaining reset req				67,100
Force XXI battle command BDE and below (FBCB2)		52,000		92
Combat Support Medical				21,435
Field Medical Equipment				557
Shop Equipment Contact Maintenance				32,100
Distribution Systems, Petroleum and Water				6,770
Army Oil Analysis Mobile Laboratories				1,430
Fuel System Supply Point				35,900
Generators and Assoc Equipment				176,262
Decontaminate APP PWR DR LtWgt M17				68
Power Units/Power Plants				1,367
Rough Terrain Container Handler				64,500
Tactical Bridge, Float-Ribbon				70,900

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
Welding Shop, Trailer				33,860
Construction Equipment ESP				9,500
All Terrain Lifting Army System (ATLAS)				98,312
Cranes				4,225
Graders				10,000
Loaders, Scoop Type				5,070
Hydraulic Excavator				2,610
High Mobility Engineer Excavator (HMEE)				4,590
Equipment (General Add)				7,328
Modification of In SVC Equipment				4,610
Scraper, Earthmoving				4,500
Tactical Equipment				4,500
Items Less Than $5M (Const Equip)				7,998
Items Less Than $5M (Eng Support Equip)				866
Items Less Than $5M (Maint Equip)				25,752
Maintenance Support Device				1,146
Information System Security Program (ISSP)				2,641
CBRN Soldier Protection				43,428
Reconnaissance System NBC				36,700
Integrated Family of Test Equipment				2,130
Fire Support C2 Family				7,000
Knight Family				50,000
Mobility - Vehicles - Special Purpose				22,000
Field Feeding Equipment				454
Laundry and Decon Dry Cleaning System				12,300
Sanitation, Field Feeding				1,000

Title XV EMERGENCY AUTHORIZATION
(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
Water Purification System				834
Rapid Equipping Force				387
SALE				59,725
Subtotal Reset - Other Procurement, Army	**1,036,287**	**680,100**	**633,000**	**4,185,780**
Total Other Procurement, Army	**1,589,414**	**2,183,430**	**686,600**	**4,636,810**
Reset - Aircraft Procurement, Navy				
AV-8B Attrition Recovery				15,507
AV-8B Oil Tester/JETSCAN				1,400
Litening on Station 4				4,200
TAV-8B 30KVA Generator				3,470
TAV-8B				10,700
CH-46E Aircraft Sustainment				11,850
CH-46E Engine Electrical Overspeed Protection				3,866
CH-46E M240D Machine Gun				750
CH-53E AMARC				5,620
CH-53E IMDS				8,900
CH-53 EAPS Seals				2,100
CH-53 T-64 Engine Reliability Improvement				5,100
CH-53D rate gyro				1,150
H-1 Y/Z Procurement				68,600
Crash Attenuating CC & AO Seats				2,752
KC-130J procurement				71,800
Aviation Sustainment Support Packages				35,800
MV-22 aircraft procurement	101,000			71,000

Title XV EMERGENCY AUTHORIZATION
(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
MV-22 Pre Block A to Block B Mods				54,600
MV-22 Spares	15,000			10,300
Subtotal Reset - Aircraft Procurement, Navy	**116,000**			**389,465**
Total Aircraft Procurement, Navy	**116,000**			**389,465**
Reset Weapons Procurement, Navy				
Hellfire II - Marine Corps		122,000		100,000
Pioneer UAV sustainment		9,400		9,400
Subtotal Reset - Weapons Procurement, Navy		**131,400**		**109,400**
Total Weapons Procurement, Navy		**131,400**		**109,400**
Procurement of Ammunition, Navy and Marine Corps				
5.56mm, all types (budget realignment)		12,200		
7.62mm, all types (budget realignment)		7,400		
.50 Caliber (budget realignment)		3,200		
Grenades, all types (budget realignment)		8,350		
Items less than $5 million	97			
Total Procurement of Ammo, Navy and Marine Corps	**97**	**31,150**		
Reset - Procurement of Ammo, Navy and Marine Corps				
5.56mm, all types	4,237	20,000		5,572
7.62mm, all types	3,275	20,000		4,436
Linear charges	4,540			5,810
.50 caliber	4,947			5,923

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
40mm, all types	9,227			10,206
60mm, all types	9,876			12,227
81mm, all types	17,474			22,525
120mm, all types	11,034			17,322
25mm, all types	1,322			1,402
9mm, all types	471			544
Grenades, all types	4,471	10,000		4,882
Rockets, all types	7,062			8,751
Artillery, all types	11,956	62,000		20,606
Charge, Demolition all types	7,668			8,045
Fuze, all types	1,136			1,586
Non-Lethal	1,137			1,364
Ammo Modernization				20,238
Subtotal Reset - Procurement of Ammo, Navy and Marine Corp	**99,833**	**112,000**		**151,439**
Total Procurement of Ammo, Navy and Marine Corps	**99,930**	**143,150**		**151,439**
Other Procurement, Navy				
ScanEagle UAV - ISR mission		39,700		
Satcom Terminals		5,000		
Classified programs	32,250			
Construction and maintenance equipment	63,600			
Tactical vehicles	223,145			
Items under $5 million	28,610			
Materials handling equipment	1,000			
Total Other Procurement, Navy	**348,605**	**44,700**		

Title XV EMERGENCY AUTHORIZATION
(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
Reset - Other Procurement, Navy				
Littoral Battlespace Sensing				500
Al Asad Facility Transfer				14,100
Subtotal Reset - Other Procurement, Navy				**14,600**
Total Other Procurement, Navy	**348,605**	**44,700**		**14,600**
Procurement, Marine Corps				
Cougar and Buffalo procurement			100,000	
Assault breacher vehicle			12,000	
Gunner protection kits			100,000	
HIMARS re-supply systems armor			85,300	
AAV Enhanced Applique Armor Kits (EAAK)		6,950		
High Mobility Artillery Rocket System (HIMARS) - Add on Armor		170,700		
Weapons and Combat Vehicles Under $5.0 million (budget realignment)		4,500		
TOW Bunker Buster missiles		30,600		30,600
Night Vision Equipment (budget realignment)		6,850		
Radio Systems (budget realignment)		26,750		
Up-Armor HMMWVs (budget realignment)		36,200		
Assault Breacher Vehicle (ABV)		12,000		
EOD Systems (budget realignment)		7,400		
MTVR Training and Maintenance Devices		3,900		
Virtual Convoy Combat Trainer (VCCT)		5,500		
Biometric Automated Toolkits		2,275		
ULCANS		3,000		

Title XV EMERGENCY AUTHORIZATION
(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
5/4T truck HMMWV	451,536			
Rapid deployable kitchen	1,600			
Total Procurement, Marine Corps	**453,136**	**316,625**	**297,300**	**30,600**
Reset - Procurement, Marine Corps				
Radio Systems		120,400		120,400
Radio Systems - remaining reset req.				739,826
Comm Switching and Control Systems				209,527
Bulk Liquid Equipment				18,974
Tactical Fuel Systems				37,338
EOD Systems		16,300		7,400
EOD Systems - remaining reset requirement				624,774
Family of Construction Equipment	103,700			98,290
AAV7A1 product improvement program	83,900		22,500	6,948
LAV PIP	45,050			73,300
Modification Kits	61,305			272,864
M1A1 Firepower Enhancements	5,762			1,154
Weapons and Combat Vehicles under $5 million				122,493
Javelin	76,815			46,500
Command post systems	9,200			80,831
Fire Support System				22,941
Intelligence Support Equipment				63,822
Night Vision Equipment		48,100		29,700
Night Vision Equipment - remaining reset requirement				154,511
Up-Armor HMMWVs		84,700		84,700
Up-Armor HMMWVs - remaining reset requirement				435,901

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
Motor Transport Modifications				163,600
MTVRs				14,308
Family of Tactical Trailers				91,109
Environmental control equipment	12,700			22,090
Power equipment assorted	5,000			11,785
Material handling equipment	106,000			66,818
Field Medical Equipment				6,902
Unit operations center	201,400			267,200
Weapons Enhancement Program				2,703
Modular Weapon System		50,000		51,590
Repair and Test Equipment				96,609
Items Under $5.0 million (Comm & Elec)				14,183
Common Computer Resources				28,762
Comm $ Elec Infrastructure Supt				53,580
Air Operations C2 Systems				33,784
Radar Systems				21,093
Items Less Than $5.0 million				27,019
Amphibious Support Equipment				28,257
Family of Internally Trans Veh (ITV)	10,000			10,845
Bridge Boats				22,275
Family of Field Feeding Systems				2,598
Container Family				7,741
HIMARS				67,350

Title XV EMERGENCY AUTHORIZATION
(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
Expeditionary Air Defense System				2,924
Modification Kits (engineer)				7
Subtotal Reset - Procurement, Marine Corps	**720,832**	**319,500**	**22,500**	**4,367,326**
Total Procurement, Marine Corps	**1,173,968**	**636,125**	**319,800**	**4,397,926**
Aircraft Procurement, Air Force				
Predator UAV (budget realignment)		114,550		
Predator UAVs		80,000		80,000
U-2		7,000		
C-17 (10 additional aircraft)	225,000			2,094,000
C-130J	307,000			
V-22 osprey	146,270			
Modification of in service aircraft - C-17A	97,000			
Modification of in service aircraft - C-37A	43,000			
Modification of in service aircraft - C-130	90,800			
Total Aircraft Procurement, Air Force	**909,070**	**201,550**		**2,174,000**
Missile Procurement, Air Force				
Predator Hellfire Missiles (budget realignment)		32,650		
Total Missile Procurement, Air Force		**32,650**		
Other Procurement, Air Force				
Up-armored HMMWVS		51,800	51,800	5,650
Armored HMMWV (budget realignment)		4,200		
Up-Armored HMMWV (budget realignment)		5,650		

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
U-2		1,000		
Classified programs	1,205,293			
Total Other Procurement, Air Force	**1,205,293**	**62,650**	**51,800**	**5,650**
Procurement, Defense-wide				
MH-47 reconstitution		4,100		4,100
Time delay firing device / sympathetic detonation (M153)		7,500		7,500
Persistent Predator operations and intelligence (PPOI)		13,400		13,400
Payload integration - Predator		6,000		6,000
Specialized ballistic protection		2,200		2,200
Counter Ambush Weapons System		6,300		6,300
MH-47 radio frequency countermeasures		44,000		44,000
M134 DT mini-gun replacement		13,900		13,900
Miniature multi-band beacons		8,900		8,900
Small arms - laser acquisition marker		5,300		5,300
AN/PVS-24 clip-on night vision device		12,600		5,000
Special Weapons Observation Reconnaissance Direct Action System (SWORDS)		6,000		1,000
SU-232/PAS thermal clip on night vision device		10,000		10,000
Classified programs	54,699			
Classified programs	1,556			
Total Procurement, Defense-wide	**56,255**	**140,200**		**127,600**
Total Procurement	**8,661,215**	**5,166,268**	**2,126,700**	**16,605,817**

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
RESEARCH, DEVELOPMENT, TEST AND EVALUATION				
Research, Development, Test and Evaluation, Army				
C-RAM		25,500		
Subtotal RDTE, Army		**25,500**		
Reset - Research, Development, Test and Evaluation, Army				
Arty and Combat Support Technology				104
AWG Combat Evaluation				1,250
Ballistics Technology				925
Sanitation Center, Field Feeding				360
Subtotal Reset - RDTE, Army				**2,639**
Total RDTE, Army		**25,500**		**2,639**
Research, Development, Test and Evaluation, Navy				
Classified programs	110,000			
Subtotal RDTE, Navy	**110,000**			
Reset - Research, Development, Test and Evaluation, Navy				
Litening on Station 4				6,656
Low Pressure Compressor				1,200
Subtotal Reset - RDTE, Navy				**7,856**
Total RDTE, Navy	**110,000**			**7,856**

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
Research, Development, Test and Evaluation, Air Force				
U-2		7,000		
Classified programs	48,427			
Total RDTE, Air Force	**48,427**	**7,000**		
Research, Development, Test and Evaluation, Defense-Wide				
Pacific Wind		4,000		
Specialized Ballistic Protection		1,000		
Classified programs	155,980			
Total RDTE, Defense-Wide	**155,980**	**5,000**		
Total Research, Development, Test and Evaluation		**37,500**		
OPERATION AND MAINTENANCE				
Operation and Maintenance, Army				
Incremental OIF/OEF wartime costs	18,715,237	20,350,426	20,160,706	17,958,887
Incremental ONE wartime costs			202,720	180,000
Abrams M1A1 Abrams integrated management program			231,000	
Base support - mobilization and demobilization		470,960	643,000	
Sustainment costs related to end strength		592,600	887,040	643,000
Our Military Kids (non-add) (S. Amdt)			[1,500]	
Hemostatic agents (non-add) (S. Amdt)			[15,000]	
Hemostatic agents				15,000
Recruiting and retention		100,000		

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
Body Armor		883,000		700,000
Depot maintenance	2,193,000			
Security programs	218,852			
Servicewide transportation	747,380			
Subtotal O&M, Army	**21,874,469**	**22,396,986**	**22,124,466**	**19,496,887**
Reset - Operation and Maintenance, Army				
Reset of APS-3 & APS-5				631,000
Depot Maintenance				4,024,300
Direct Support / General Support (DS/GS)				2,065,700
Unit level repair				1,072,700
Aviation Special Technical Inspection and Repair (STIR)				624,100
Long Range Scout Surveillance System and Information Diagnostics				37,100
Military Technician (MILTECH) Program (equipment and maintenance)				93,600
Subtotal Reset - Operation and Maintenance, Army				**8,548,500**
Total O&M Army	**21,874,469**	**22,396,986**	**22,124,466**	**28,045,387**
Operation and Maintenance, Navy				
Incremental OIF/OEF wartime costs		1,834,560	1,834,560	1,286,525
Navy flying hour program	374,100		75,000	75,000
Ship operations	188,493		121,000	121,000
Ship depot maintenance	69,552		145,000	145,000
Intermediate maintenance	1,917			
Ship operations support and training	5,316			
Combat communications	1,389			

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
Electronic warfare	2,110			
Warfare tactics	13,350			
Operational meteorology and oceanography	1,405			
Combat support forces	330,259			
Equipment maintenance	160			
In service weapons systems support	2,993			
Weapons maintenance	4,393			
Base operating support	126,525			
Ship prepositioning and surge	2,325			
Specialized skill training	4,912			
Administration	2,147			
Military manpower and personnel management	348			
Other personnel support	315			
Servicewide communications	16,985			
Servicewide transportation	74,450			
Acquisition and program management	15,796			
Combat / weapons systems	180			
Other programs	47,105			
Subtotal O&M, Navy	**1,286,525**	**1,834,560**	**2,175,560**	**1,627,525**
Reset - Operation and Maintenance, Navy				
AV-8B Crash/Damage Repair				20,200
TAV-8B				11,000
CH-53E AMARC				20,280
Aviation depot maintenance	59,344		174,000	174,000
Aviation depot maintenance - remaining reset req				99,956

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
EA-6B Sand Intrusion				7,200
CH-46E Auto Flight Control System Wiring				924
KC-130J Power by the Hour				6,090
MATCALS Manportable				1,600
Al Qasad Facility Transfer				12,973
Fleet Support Team				10,200
MV-22 Interim O-level Contractor Support				9,000
MV-22 Component Repair				7,000
Subtotal Reset - Operation and Maintenance, Navy	**59,344**		**174,000**	**380,423**
Total Operation and Maintenance, Navy	**1,345,869**	**1,834,560**	**2,349,560**	**2,007,948**
Operation and Maintenance, Marine Corps				
Incremental OIF/OEF wartime costs	990,896	1,389,920	1,389,920	990,896
Sustainment costs related to end strength		49,000	49,000	49,000
Hemostatic agents (non-add) (S. Amdt)			[5,000]	
Hemostatic agents				5,000
Field logistics	29,544			
Maritime prepositioning	24,605			
Recruit training	187			2,375
Training support	68,018			25,010
Base operating support	3,627			
Servicewide transportation	135,123			
Subtotal O&M, Marine Corps	**1,252,000**	**1,438,920**	**1,438,920**	**1,072,281**

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
Reset - Operation and Maintenance, Marine Corps				
Depot Maintenance	155,000		106,000	447,153
Body Armor		47,000		35,000
Personal combat equipment				49,748
Organizational/Intermediate Maintenance				526,537
Consumbable Replacement				126,370
Subtotal Reset - Operation and Maintenance, Marine Corps	**155,000**	**47,000**	**106,000**	**1,184,808**
Total Operation and Maintenance, Marine Corps	**1,407,000**	**1,485,920**	**1,544,920**	**2,257,089**
Operation and Maintenance, Air Force				
Incremental OIF/OEF wartime costs		2,779,898	2,477,429	2,250,906
Incremental ONE wartime costs			302,469	228,000
U-2		43,100		
Primary combat forces	1,236,039			
Combat communications	200,000			
Airlift operations	862,901			
Specialized skill training	26,540			
Security programs	153,426			
Total O&M, Air Force	**2,478,906**	**2,822,998**	**2,779,898**	**2,478,906**
Operation and Maintenance, Defense-wide				
Defense Contract Audit Agency DCAA		9,063	9,063	
Defense Contract Management Agency (DCMA)		3,187	3,187	
Defense Intelligence Agency (DIA)		11,234	11,234	
Defense Information Systems Agency (DISA)	38,800	127,667	127,667	40,000

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
Defense Logistics Agency (DLA)	26,100	1,721,811	1,721,811	215,000
Defense Legal Services Agency (DLSA)	11,000	5,513	5,513	5,513
Department of Defense Education Activity (DoDEA)	50,000	46,872	46,872	46,872
Defense Security Cooperation Agency (DSCA)	1,000,000	586,556	586,556	586,556
Defense Threat Reduction Agency (DTRA)		17,550	17,550	
National Geospatial-Intelligence Agency (NGA)		191,307	191,307	
National Security Agency (NSA)		9,405	9,405	
OASD(NII)		11,564	11,564	
Special Operations Command	900,000	511,673	511,673	511,673
Sustainment costs related to Army end strength		115,000	115,000	115,000
Sustainment costs related to Army NG end strength			11,000	15,000
Sustainment costs related to USMC end strength		9,000	9,000	9,000
Reading for the Blind for severly wounded (non-add) (S. Amdt)			[500]	
Defense Human Resources Activity (DHRA)	9,800			
Washington Headquarters Service (WHS)	9,300			
Other programs	893,735			
Total O&M, Defense-wide	**2,938,735**	**3,377,402**	**3,388,402**	**1,544,614**
Operation and Maintenance, Army Reserve				
Corps support forces	41,000			
Echelon above corps support forces	22,000			
Base operations support	8,600			
Our Military Kids				500
Total O&M, Army Reserve	**71,600**			**500**

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
Operation and Maintenance, Navy Reserve				
Mission and other flight operations	4,641			
Aircraft depot maintenance	600			
Mission and other ship operations	523			
Combat support forces	3,198			
Total O&M, Navy Reserve	**8,962**			
Operation and Maintenance, Army National Guard				
Sustainment costs related to end strength			59,000	
Our Military Kids (non-add) (S. Amdt)			[500]	
Our Military Kids				1,500
Recruting and retention		50,000		
Manpower buy back				220,000
Total O&M, Army National Guard		**50,000**	**59,000**	**221,500**
Operation and Maintenance, Air National Guard				
Recruiting and retention		15,000		
AGRs for Joint Stars		400		2,000
Force readiness operations support	68,000			
Base operations support	20,000			
Management and operational HQ	16,000			
Total O&M, Air National Guard	**104,000**	**15,400**		**2,000**
Total Operation and Maintenance	**30,229,541**	**31,983,266**	**32,246,246**	**36,557,944**

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
OTHER PROGRAMS				
Defense Health Program				
Incremental wartime costs		739,200	739,200	645,200
Army costs related to end strength		182,000	182,000	182,000
Army NG costs related to end strength			10,000	13,000
USMC costs related to end strength		29,000	29,000	29,000
Total Defense Health Program		**950,200**	**960,200**	**869,200**
Total Other Programs		**950,200**	**960,200**	**869,200**
MILITARY PERSONNEL				
Military Personnel, Army				
Incremental OIF/OEF wartime costs	4,172,372	5,208,881	5,396,581	4,803,802
Army active end strength increase	850,700	1,661,000		1,661,000
Recruiting and retention initiatives			70,406	
Total Military Personnel, Army	**5,023,072**	**6,869,881**	**5,466,987**	**6,464,802**
Military Personnel, Navy				
Incremental OIF/OEF wartime costs	114,500	311,000	321,000	171,000
Death gratuities		22,000		22,000
Total Military Personnel, Navy	**114,500**	**333,000**	**321,000**	**193,000**

Title XV EMERGENCY AUTHORIZATION
(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
Military Personnel, Marine Corps				
Incremental OIF/OEF wartime costs	54,200	465,092	466,092	303,000
Marine Corps active end strength increase		284,300		265,000
Total Military Personnel, Marine Corps	**54,200**	**749,392**	**466,092**	**568,000**
Military Personnel, Air Force				
Incremental OIF/OEF wartime costs	129,000	830,616	840,616	351,300
Incremental ONE wartime costs		241,177	241,177	241,177
Total Military Personnel, Air Force	**129,000**	**1,071,793**	**1,081,793**	**592,477**
Military Personnel, Army Reserve				
Recruiting and retention initiatives		150,000		
Pre / post mebilization training	24,400			
Total Military Personnel, Army Reserve	**24,400**	**150,000**		
Military Personnel, Army National Guard				
Recruiting and retention initiatives		100,000		
School training	50,100			
Guard manpower buy back				251,000
Total Military Personnel, Army National Guard	**50,100**	**100,000**		**251,000**
Military Personnel, Air National Guard				
Recruiting and retention initiatives		30,000		
AGRs for Joint Stars		6,700		6,700
Total Military Personnel, Air National Guard		**36,700**		**6,700**

Title XV EMERGENCY AUTHORIZATION

(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
Military Personnel, Benefits				
Postal benefits for servcie members in OIF/OEF		21,000		
Payment of SGLI full premium in OIF/OEF		31,000		31,000
Total Military Personnel, Benefits		**52,000**		**31,000**
Total Military Personnel	**5,395,272**	**9,362,766**	**7,335,872**	**8,106,979**
Joint Improvised Explosive Device Defeat Fund				
Joint Improvised Explosive Device Defeat Fund				2,100,000
Joint IED Defeat – persistent surveillance platforms (non-add)				[100,000]
Joint IED Defeat – IED electronic countermeasures (non-add)				[109,700]
Total, Joint Improvised Explosive Device Defeat Fund	**2,100,000**		**2,100,000**	**2,100,000**
Iraq Freedom Fund			**2,230,982**	**50,000**
Afghanistan Security Forces Fund	**1,446,300**			**1,446,300**
Iraq Security Forces Fund	**1,734,000**			**1,734,000**
Intelligence Community Management Account	**19,265**			**19,265**
Classified Programs /a	**[1,600,000]**	**2,500,000**	**3,000,000**	**2,500,000**
Transfer Authority /a		**[3,000,000]**	**[2,500,000]**	**[2,500,000]**
Total	**50,000,000**	**50,000,000**	**50,000,000**	**70,000,000**

a/ Values in brackets are non-additive

Reset funding

The conferees agree to authorize $23.7 billion in this title to reset—repair, replace, or recapitalize—Army and Marine Corps equipment used in the global war on terror. The conferees based their agreement on information provided to them by the Army on July 29, 2006, and by the Marine Corps on September 6, 2006. The conferees understand that these requirements may change, and expect the Department of Defense to fully utilize the reprogramming authorities provided in this title to best meet its requirements.

The table below summarizes the reset funding contained elsewhere in this title.

Title XV EMERGENCY AUTHORIZATION
(Dollars in Thousands)

Program Title	Budget Request	House Authorized	Senate Authorized	Conference Authorized
RESET - ARMY				
Aircraft Procurement, Army	436,500	132,400	404,100	1,524,300
Missile Procurement, Army				3,200
Weapons and Tracked Combat Vehicles Procurement, Army	2,726,180	608,808	136,500	2,883,772
Other Procurement, Army	1,036,287	680,100	633,000	4,185,780
Research, Development, Test and Evaluation, Army				2,639
Operation and Maintenance, Army				8,548,500
TOTAL - RESET ARMY	**4,198,967**	**1,421,308**	**1,173,600**	**17,148,191**
RESET - MARINE CORPS				
Aircraft Procurement, Navy	116,000			389,465
Weapons Procurement, Navy		131,400		109,400
Procurement of Ammunition, Navy and Marine Corps	99,833	112,000		151,439
Other Procurement, Navy				14,600
Procurement, Marine Corps	720,832	319,500	22,500	4,367,326
Research, Development, Test and Evaluation, Navy				7,856
Operation and Maintenance, Navy	59,344		174,000	380,423
Operation and Maintenance, Marine Corps	155,000	47,000	106,000	1,184,808
TOTAL - RESET MARINE CORPS	**1,151,009**	**609,900**	**302,500**	**6,605,317**
TOTAL - RESET	**5,349,976**	**2,031,208**	**1,476,100**	**23,753,508**

BUDGET ITEM

C–17 procurement

The budget request included $2.6 billion in Aircraft Procurement, Air Force for procurement of 12 C–17 aircraft, which would complete the current C–17 multiyear procurement contract purchase of 60 aircraft.

The House bill would authorize an increase of $299.8 million, and would also authorize the budget request of $389.6 million of settlement funding for the procurement of three additional C–17 aircraft.

The Senate amendment would authorize the budget request for 12 C–17 aircraft. Of the authorized amount, the Secretary of the Air Force may apply $400.0 million of settlement funding for the procurement of two additional C–17 aircraft, and $33.2 million of settlement funding for advance procurement for additional C–17 aircraft in the fiscal year 2008 budget request.

The conferees agree to authorize a decrease of $348.0 million in Aircraft Procurement, Air Force for C–17 production line shutdown. The conferees agree to authorize an increase of $2.1 billion in title XV of this Act for the procurement of 10 additional C–17 aircraft. The conferees authorize the Secretary to apply the fiscal year 2006 appropriation for line shut-down funding of $224.0 million towards advance procurement of these 10 additional C–17 aircraft.

The conferees are concerned that the Department of Defense has not thoroughly determined its airlift requirements for both the intra-theater and inter-theater missions and that the decision to cease production of the Department's only strategic airlift aircraft procurement program is premature. Further, the conferees agree with the Government Accountability Office's assessment of the Mobility Capabilities Study (MCS), and are concerned about the validity and completeness of the MCS and its conclusions. The MCS assessed that a fleet of 292 strategic airlift aircraft is adequate to meet future airlift requirements. However, the conferees have concluded that the Department's determination was based on numerous assumptions, of which some are no longer relevant. Among the uncertainties affecting these assumptions are:

(1) defining Army modularity intra-theater and inter-theater airlift requirements;

(2) achieving success in the C–5 modernization program;

(3) defining the C–130 wing-box repair strategy; and

(4) determining the viability of the Civil Reserve Airlift Fleet to augment future airlift requirements.

The conferees support the number one priority on the Chief of Staff of the Air Force's unfunded priorities list requesting seven additional C–17 aircraft, and agree that procurement of additional C–17 aircraft would help mitigate the risk associated with the uncertainties of determining the Department's airlift requirements.

LEGISLATIVE PROVISIONS ADOPTED

Purpose (sec. 1501)

The House bill contained a provision (sec. 1501) that would establish a title as an authorization of appropriations for the Department of Defense for fiscal year 2007, in addition to amounts otherwise authorized in this Act, to provide funds for additional costs due to Operation Iraqi Freedom and Operation Enduring Freedom.

The Senate amendment contained an identical provision (sec. 1401).

The conference agreement includes this provision.

Army procurement (sec. 1502)

The House bill contained a provision (sec. 1502) that would authorize an additional $3,773.8 million in fiscal year 2007 for Army Procurement.

The Senate amendment contained a similar provision (sec. 1402) that would authorize an additional $1,755.1 million.

The Senate recedes with an amendment that would authorize an additional $9,235.7 million in fiscal year 2007 for Army Procurement.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Navy and Marine Corps procurement (sec. 1503)

The House bill contained a provision (sec. 1503) that would authorize an additional $955.4 million in fiscal year 2007 for Navy and Marine Corps Procurement.

The Senate amendment contained a similar provision (sec. 1403) that would authorize an additional $319.8 million.

The Senate recedes with an amendment that would authorize an additional $5,062.8 million in fiscal year 2007 for Navy and Marine Corps Procurement.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Air Force procurement (sec. 1504)

The House bill contained a provision (sec. 1504) that would authorize an additional $296.9 million in fiscal year 2007 for Air Force Procurement.

The Senate amendment contained a similar provision (sec. 1404) that would authorize $51.8 million.

The Senate recedes with an amendment that would authorize an additional $2,179.7 million in fiscal year 2007 for Air Force Procurement.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Defense-wide activities procurement (sec. 1505)

The House bill contained a provision (sec. 1505) that would authorize an additional $140.2 million in fiscal year 2007 for Procurement, Defense-wide.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would authorize an additional $127.6 million in fiscal year 2007 for Procurement, Defense-wide.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Research, development, test and evaluation (sec. 1506)

The House bill contained a provision (sec. 1506) that would authorize an additional $37.5 million in fiscal year 2007 for Research, Development, Test, and Evaluation.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would authorize an additional $10.5 million in fiscal year 2007 for Research, Development, Test, and Evaluation.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Operation and maintenance (sec. 1507)

The House bill contained a provision (sec. 1507) that would authorize an additional $31,983.3 million in fiscal year 2007 for operation and maintenance programs.

The Senate amendment contained a similar provision (sec. 1405) that would authorize an additional $32,246.2 million.

The Senate recedes with an amendment that would authorize an additional $36,557.9 million in fiscal year 2007 for operation and maintenance programs.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Defense health program (sec. 1508)

The House bill contained a provision (sec. 1508) that would authorize an additional $950.2 million in fiscal year 2007 for Defense Health Program activities.

The Senate amendment contained a similar provision (sec. 1406) that would authorize an additional $960.2 million.

The House recedes with an amendment that would authorize an additional $869.2 million in fiscal year 2007 for Defense Health Program activities.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Classified programs (sec. 1509)

The House bill contained a provision (sec. 1509) that would authorize an additional $2.5 billion in fiscal year 2007 for classified programs.

The Senate amendment contained a similar provision (sec. 1409) that would authorize an additional $3.0 billion.

The Senate recedes.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Military personnel (sec. 1510)

The House bill contained a provision (sec. 1510) that would authorize an additional $9,362.8 million in fiscal year 2007 for military personnel accounts.

The Senate amendment contained a similar provision (sec. 1407) that would authorize an additional $7,335.9 million.

The Senate recedes with an amendment that would authorize an additional $8,107.0 million in fiscal year 2007 for military personnel accounts.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Treatment as additional authorizations (sec. 1511)

The House bill contained a provision (sec. 1511) that would provide that the funds authorized in title XV of their bill for emergency contingency operations related to Operation Iraqi Freedom and Operation Enduring Freedom are in addition to the amounts otherwise authorized in this Act.

The Senate amendment contained an identical provision (sec. 1411).

The conference agreement includes this provision.

Transfer authority (sec. 1512)

The House bill contained a provision (sec. 1512) that would provide fiscal year 2007 transfer authority of $3.0 billion to the Department of Defense for the authorizations contained in title XV of their bill.

The Senate amendment contained a similar provision (sec. 1412) that would transfer authority of $2.5 billion.

The House recedes.

Availability of funds (sec. 1513)

The House bill contained a provision (sec. 1513) that would require the funds provided in title XV be made available for obligation by the end of the second quarter of fiscal year 2007.

The Senate amendment contained an identical provision (sec. 1413).

The conference agreement includes this provision.

Joint Improvised Explosive Device Defeat Fund (sec. 1514)

The Senate amendment contained a provision (sec. 1408) that would authorize an additional $2.1 billion in fiscal year 2007 for the Joint Improvised Explosive Device Defeat Fund.

The House bill contained no similar provision.

The House recedes.

Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Iraq Freedom Fund (sec. 1515)

The Senate amendment contained a provision (sec. 1410) that would authorize an additional $2,231.0 million in fiscal year 2007 for the Iraq Freedom Fund.

The House bill contained no similar provision.

The House recedes with an amendment that would provide an additional authorization of $50.0 million in fiscal year 2007 for an Iraq Freedom Fund transfer account. Unless noted explicitly in the statement of managers, all changes are made without prejudice.

Iraq Security Forces Fund (sec. 1516)

The conferees agree to include a provision that would provide an additional authorization of $1,734.0 million in fiscal year 2007 for an Iraq Security Forces Fund transfer account. These funds would be available to the Secretary of Defense for the provision of equipment, supplies, services, training, facility and infrastructure repair, renovation, and construction, and for the Iraq Security Forces. The provision would also authorize the Secretary to receive contributions of funds from any person, foreign government, or international organization for the purposes of the fund. The provision would require the Secretary to notify the congressional defense committees in writing 5 days prior to the use or transfer of funds from the Iraq Security Forces Fund, and to provide quarterly reports summarizing the details of the use or transfer of funds.

Afghanistan Security Forces Fund (sec. 1517)

The conferees agree to include a provision that would provide an additional authorization of $1,446.3 million in fiscal year 2007 for an Afghanistan Security Forces Fund transfer account. These funds would be available to the Secretary of Defense for the provision of equipment, supplies, services, training, facility and infrastructure repair, renovation, and construction, and for the Afghanistan Security Forces. The provision would also authorize the Secretary to receive contributions of funds from any person, foreign government, or international organization for the purposes of the fund. The provision would require the Secretary to notify the congressional defense committees in writing 5 days prior to the use or transfer of funds from the Afghanistan Security Forces Fund, and to provide quarterly reports summarizing the details of the use or transfer of funds.

Submittal to Congress of Department of Defense supplemental and cost of war execution reports (sec. 1518)

The Senate amendment contained a provision (sec. 1418) that would add the congressional defense committees to the report distribution of global war on terror cost reports, as required by section 1221 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163).

The House bill contained no similar provision.

The House recedes.

Limitation on availability of funds for certain purposes relating to Iraq (sec. 1519)

The Senate amendment contained a provision (sec. 1419) that would prohibit the obligation or expenditure of funds within this Act to establish a permanent United States military installation or base in Iraq or to exercise United States control over the oil resources of Iraq.

The House bill contained no similar provision.

The House recedes with an amendment that would prohibit the obligation or expenditure of funds within this Act to establish any military installation or base for the purposes of providing for the permanent stationing of United States Armed Forces in Iraq or to exercise United States economic control of the oil resources of Iraq.

Intelligence Community Management Account (sec. 1520)

The conferees agree to include a provision that would provide an additional authorization of $19.3 million in fiscal year 2007 for an Intelligence Community Management Account.

LEGISLATIVE PROVISION NOT ADOPTED

Our Military Kids Youth Support Program

The Senate amendment contained a provision (sec. 1415) that would authorize a total of $2.0 million for expansion of the program Our Military Kids Youth Support Program, which provides services to the children of deployed or injured members of the guard and reserve.

The House bill contained no similar provision.

The Senate recedes.

The conference outcome is reflected in the tables of this report.

DIVISION B—MILITARY CONSTRUCTION AUTHORIZATIONS

BUDGET ITEMS

Explanation of funding table

Division B of this Act authorizes funding for military construction projects for the Department of Defense. It includes funding authorizations for the construction and operation of military family housing and military construction for the reserve components, the defense agencies, and the North Atlantic Treaty Organization Security Investment program. It also provides authorization for the base closure account that funds environmental cleanup and other activities associated with the implementation of base closure rounds.

The budget request included $16,698.4 million for military construction and housing programs. Of this amount, the budget request included $5,626.2 million to implement the results of the 2005 Defense Base Closure and Realignment round. The amount is included in the following table in a line designated Base Realignment and Closure V.

The House bill would authorize appropriations of $16,698.4 million.

The Senate amendment would authorize appropriations of $17,102.0 million.

The conferees agree to authorize appropriations of $17,376.8 million for the military construction and family housing programs. When the impact of $278.4 million in prior year rescissions proposed in the Military Quality of Life and Veterans Affairs, and Related Agencies Appropriations Bill, 2007 (H.R. 5385) for both the Senate and the House of Representatives is included, the conference agreement will be consistent with the budget authority level of $17,098.4 million for military construction and family housing programs.

The following tables provide the project-level authorizations for the military construction funding authorized in division B of this Act and summarize that funding by account.

Summary of Military Construction Authorization of Appropriations for Fiscal Year 2007
(Dollars in Thousands)

	Authorization Request	House Authorized	Senate Authorized	Conference Change	Conference Agreement
Military Construction					
Military Construction, Army	2,059,762	2,135,598	2,180,761	204,280	2,264,042
Military Construction, Navy	1,162,038	1,219,871	1,268,839	129,247	1,291,285
Military Construction, Air Force	1,156,148	1,233,673	1,258,276	152,085	1,308,233
Military Construction, Defense-Wide	1,208,198	1,152,106	1,203,681	(63,017)	1,145,181
NATO Security Investment Program	220,985	200,985	205,985	(20,000)	200,985
BRAC IV	191,220	191,220	191,220	0	191,220
BRAC 2005	5,626,223	5,626,223	5,526,894	0	5,626,223
Military Construction, Army National Guard	473,197	518,403	533,831	88,178	561,375
Military Construction, Air National Guard	125,788	212,788	228,443	168,495	294,283
Military Construction, Army Reserve	166,487	169,487	189,817	24,130	190,617
Military Construction, Naval and Marine Corps Reserv	48,408	55,158	48,408	1,590	49,998
Military Construction, Air Force Reserve	44,936	56,836	52,436	11,900	56,836
Chemical Demilitarization Construction, Def	130,993	130,993	140,993	10,000	140,993
Total Military Construction	**12,614,383**	**12,903,341**	**13,029,584**	**706,888**	**13,321,271**
Family Housing					
Family Housing Construction, Army	594,991	578,791	594,991	(16,200)	578,791
Family Housing Support, Army	676,829	674,657	676,829	(1,212)	675,617
Family Housing Construction, Navy and USMC	305,071	308,956	305,071	3,885	308,956
Family Housing Support, Navy and USMC	509,126	509,126	498,525	0	509,126
Family Housing Construction, Air Force	1,183,138	1,169,138	1,182,138	(15,000)	1,168,138
Family Housing Support, Air Force	755,071	755,071	755,071	0	755,071
Family Housing Construction, Defense-Wide	8,808	8,808	8,808	0	8,808
Family Housing Support, Defense-Wide	48,506	48,506	48,506	0	48,506
Family Housing Improvement Fund	2,500	2,500	2,500	0	2,500
Total Family Housing	**4,084,040**	**4,055,553**	**4,072,439**	**(28,527)**	**4,055,513**
Total Military Construction and Family Housing	**16,698,423**	**16,958,894**	**17,102,023**	**678,361**	**17,376,784**
Prior Year Rescissions		-260,471			-278,361
Total Authorization of Appropriations		**16,698,423**	**17,102,023**		**17,098,423**

Military Construction Authorizations for Fiscal Year 2007
(Dollars in Thousands)

Location	Service/Agency	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Alabama	Army National Guard	Anniston	Readiness Center, Phase 1	13,223	13,223	13,223	0	13,223
Alabama	Air National Guard	Birmingham IAP	Alert Quarters Mobility Complex		4,500	0	4,500	4,500
Alabama	Army National Guard	Fort Whiting, Mobile	Armed Forces Reserve Center, Phase 3	9,012	9,012	9,012	0	9,012
Alabama	Army	Redstone Arsenal	Child Development Center		2,000	0	2,000	2,000
Alabama	Army	Redstone Arsenal	Explosive Cargo Handling Apron		2,300	0	2,300	2,300
Alabama	Army	Redstone Arsenal	Software Engineering Annex, Phase 2			20,000	20,000	20,000
Alaska	Air Force	Elelson AFB	Add/Alt Physical Fitness Center	23,900	23,900	23,900	0	23,900
Alaska	Air Force	Elelson AFB	Replace Chapel Center	14,400	14,400	14,400	0	14,400
Alaska	Air Force	Elmendorf AFB	C-17 Maintenance Complex, Increment 2	30,000	30,000	30,000	0	30,000
Alaska	Air Force	Elmendorf AFB	Dormitory (120 Room)	21,000	21,000	21,000	0	21,000
Alaska	Air Force	Elmendorf AFB	F-22 Corrosion Cntrl/Low Mx/Composite Rep Fac	31,750	31,750	31,750	0	31,750
Alaska	Air Force	Elmendorf AFB	F-22 Fighter Town East Infrastructure	3,350	3,350	3,350	0	3,350
Alaska	Air Force	Elmendorf AFB	Replace Joint PME Center, Phase 1			12,000	12,000	12,000
Alaska	Army	Fort Richardson	Ammunition Supply Point Upgrade	9,800	9,800	9,800	0	9,800
Alaska	Army	Fort Richardson	Barracks Complex	50,000	48,356	50,000	0	50,000
Alaska	Army	Fort Richardson	Child Development Center	12,500	12,500	12,500	0	12,500
Alaska	TMA	Fort Richardson	Health Clinic	37,200	37,200	37,200	0	37,200
Alaska	Army	Fort Wainwright	Railhead Operations Facility			8,800	8,800	8,800
Arizona	Air Force	Davis-Monthan AFB	Consolidated Mission Support Center		7,200	0	7,200	7,200
Arizona	Air Force	Davis-Monthan AFB	CSAR Group Headquarters Facility	4,600	4,600	4,600	0	4,600
Arizona	Army National Guard	Florence	Field Maintenance Shop			10,870	10,870	10,870
Arizona	Marine Corps	MCAS Yuma	Fixed Wing Fueling Apron	5,966	5,966	5,966	0	5,966
Arizona	DLA	MCAS Yuma	Fixed Wing Hydrant Fuel System	8,715	8,715	8,715	0	8,715
Arkansas	Air National Guard	Little Rock AFB	Engine Inspection and Maintenance Facility			3,600	0	0
Arkansas	Air Force	Little Rock AFB	Multi-Purpose Education Center		9,800	0	9,800	9,800
California	Air Force	Beale AFB	Add/Alt DCG Station Ops Facility	28,000	28,000	28,000	0	28,000
California	DLA	Beale AFB	Replace Fuel Storage/Distribution System	9,000	9,000	9,000	0	9,000
California	Army National Guard	Camp Roberts	Infantry Squad Battle Course	2,000	2,000	2,000	0	2,000
California	Air Force	Edwards AFB	Main Base Runway, Increment 2	31,000	31,000	31,000	0	31,000
California	Army Reserve	Fort Hunter Liggett	Combat Pistol/MP Qualification Course	1,351	1,351	1,351	0	1,351
California	Army	Fort Irwin	Child Development Center		8,200	0	8,200	8,200

Military Construction Authorizations for Fiscal Year 2007
(Dollars in Thousands)

Location	Service/Agency	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
California	Army	Fort Irwin	Land Acquisition, Phase 4	10,000	10,000	10,000	0	10,000
California	Army National Guard	Fort Irwin	Maneuver Area Training/Equipment Site, Ph 2	20,000	20,000	20,000	0	20,000
California	TMA	Fort Irwin	Add/Alt Dental Clinic	6,050	6,050	6,050	0	6,050
California	Army National Guard	Fresno	Add/Alt Aviation Classification/Repair Depot, Ph 1	30,000	30,000	30,000	0	30,000
California	Air National Guard	Fresno/Yosemite	Replace Squadron Operations Facility			9,800	9,800	9,800
California	Air National Guard	March Air Reserve Base	Predator Operations and Training Complex	6,000	6,000	6,000	0	6,000
California	Air Force Reserve	March Air Reserve Base	Alter C-17 General Maintenance Hangar	10,300	10,300	10,300	0	10,300
California	Marine Corps	MCAS Camp Pendleton	Tactical Support Van Pads Expansion	5,057	5,057	5,057	0	5,057
California	Marine Corps	MCAS Camp Pendleton	Taxiway Improvements	1,355	1,355	1,355	0	1,355
California	Marine Corps	MCAS Miramar	Missile Magazine	2,968	2,968	2,968	0	2,968
California	Marine Corps	MCB 29 Palms	Comm/Elec Maintenance/Storage Facility	8,217	8,217	8,217	0	8,217
California	Marine Corps	MCB 29 Palms	MOUT Facility, Phase 2		19,000	0	19,000	19,000
California	Navy Reserve	MCB 29 Palms	Reserve Training Center	11,453	11,453	11,453	0	11,453
California	Marine Corps	MCB Camp Pendleton	Amphibious Vehicle Test Branch Annex	2,320	2,320	2,320	0	2,320
California	Marine Corps	MCB Camp Pendleton	Armory and Communications Complex	12,160	12,160	12,160	0	12,160
California	Marine Corps	MCB Camp Pendleton	Bachelor Enlisted Quarters	18,068	18,068	18,068	0	18,068
California	Marine Corps	MCB Camp Pendleton	BEQ/Mess Hall, 41 Area, MARSOC	31,115	31,115	31,115	0	31,115
California	Marine Corps	MCB Camp Pendleton	Bachelor Enlisted Quarters, Chappo Area	14,940	14,940	14,940	0	14,940
California	Marine Corps	MCB Camp Pendleton	Fire Emergency Response Station, 20 Area	4,710	4,710	4,710	0	4,710
California	Marine Corps	MCB Camp Pendleton	Light Armored Recon Battalion Facility	7,969	7,969	7,969	0	7,969
California	Marine Corps	MCB Camp Pendleton	Reclamation/Conveyance, Increment 2	33,290	33,290	33,290	0	33,290
California	Marine Corps	MCB Camp Pendleton	Regimental Maintenance Spt Facilities, Phase 2	14,860	14,860	14,860	0	14,860
California	SOCOM	MCB Camp Pendleton	Headquarters Operations Facility, MARSOC	24,400	24,400	24,400	0	24,400
California	Army Reserve	Moreno Valley	Reserve Center/OMS/AMSA/UNH Stor Fac	32,562	32,562	32,562	0	32,562
California	Navy	NAS North Island	Waterfront Amphibious Operations Facility	21,535	21,535	21,535	0	21,535
California	Navy	NSA Monterey	Global Weather Ops Center Expansion		7,380	0	7,380	7,380
California	Army National Guard	Sacramento Army Depot	Add/Alt Field Maintenance Shop	4,500	4,500	4,500	0	4,500
California	Air Force	Travis AFB	C-17 Munitions Storage Facility	6,200	6,200	6,200	0	6,200
California	Air Force	Travis AFB	C-17 Roads/Utilities	8,800	8,800	8,800	0	8,800
California	Air Force	Travis AFB	C-17 Taxiway Lima	8,500	8,500	8,500	0	8,500
California	Air Force	Travis AFB	C-17 Two-Bay Hangar	50,400	50,400	50,400	0	50,400

Military Construction Authorizations for Fiscal Year 2007
(Dollars in Thousands)

Location	Service/Agency	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
California	Air Force	Travis AFB	Construct Large Fire/Crash Rescue Station			11,900	11,900	11,900
Colorado	Air Force	Buckley AFB	Consolidated Fuel Facility	10,700	10,700	10,700	0	10,700
Colorado	Air National Guard	Buckley AFB	Air Sovereignty Alert Crew Quarters		3,100	0	3,100	3,100
Colorado	Air National Guard	Buckley AFB	Replace Squadron Ops Facility			7,000	7,000	7,000
Colorado	Army	Fort Carson	Airfield Arrival/Departure Complex, Phase 2	24,000	24,000	24,000	0	24,000
Colorado	Army	Fort Carson	Utility Upgrades, Phase 1		6,800	0	6,800	6,800
Colorado	SOCOM	Fort Carson	Combat Service Support Complex	26,100	26,100	26,100	0	26,100
Colorado	Air Force	Peterson AFB	Acquire Land - Command Complex Force Prot		4,900	0	4,900	4,900
Colorado	Chem Demil	Pueblo Depot	Ammunition Demilitarization Facility, Phase 8	41,836	41,836	41,836	0	41,836
Colorado	Air Force	Schriever AFB	Space Test and Evaluation Facility	21,000	21,000	21,000	0	21,000
Connecticut	Navy	NSB New London	Waterfront Operations Small Craft Facility		9,580	9,580	9,580	9,580
Delaware	Air Force	Dover AFB	Add/Alt C-17 Composite Maintenance Shop	2,600	2,600	2,600	0	2,600
Delaware	Air Force	Dover AFB	Alter C-17 Hangars	13,400	13,400	13,400	0	13,400
Delaware	Air Force	Dover AFB	C-17 Aircrew Life Support	7,400	7,400	7,400	0	7,400
Delaware	Air Force	Dover AFB	C-17 Engine Storage Facility	3,000	3,000	3,000	0	3,000
Delaware	Air Force	Dover AFB	Construct Precision Measurement Equipmt Lab			4,000	4,000	4,000
Florida	Army National Guard	Camp Blanding	Regional Training Institute, Phase 3		14,800	0	14,800	14,800
Florida	Navy	Cape Canaveral	Engineering Services Facility			9,900	9,900	9,900
Florida	Air Force	Eglin AFB	Dormitory (144 Room)	15,000	15,000	15,000	0	15,000
Florida	Air Force	Eglin AFB	Child Development Center		11,000	0	11,000	11,000
Florida	Air Force	Eglin AFB	Replace Explosive Ordnance Disposal Complex	4,350	4,350	4,350	0	4,350
Florida	Air Force	Hurlburt Field	Add/Alt Security Forces Operations Facility	1,900	1,900	1,900	0	1,900
Florida	Air Force	Hurlburt Field	Dormitory (50 Room)	8,400	8,400	8,400	0	8,400
Florida	Air Force	Hurlburt Field	Fire Crash/Rescue Station	6,400	6,400	6,400	0	6,400
Florida	Air Force	Hurlburt Field	Joint Operational Planning Facility	7,250	7,250	7,250	0	7,250
Florida	Air Force	Hurlburt Field	Realign Cruz Avenue	2,000	2,000	2,000	0	2,000
Florida	Air Force	Hurlburt Field	Vehicle Maintenance Facility (823 RHS)	7,000	7,000	7,000	0	7,000
Florida	SOCOM	Hurlburt Field	Engine Maintenance and Storage Facility	8,500	8,500	8,500	0	8,500
Florida	SOCOM	Hurlburt Field	Talon II Squadron Operations Facility	5,982	5,982	5,982	0	5,982
Florida	Air Force	MacDill AFB	Add/Alt USCENTCOM HQ	60,000	60,000	60,000	0	60,000
Florida	Air Force	MacDill AFB	CENTCOM Joint Intelligence Center, Incr 2	23,300	23,300	23,300	0	23,300

Military Construction Authorizations for Fiscal Year 2007
(Dollars in Thousands)

Location	Service/Agency	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Florida	Air Force	MacDill AFB	Dormitory (96 Room)	11,000	11,000	11,000	0	11,000
Florida	SOCOM	MacDill AFB	Add Building 501-D	27,300	27,300	27,300	0	27,300
Florida	TMA	MacDill AFB	Clinic Replacement, Increment 1	87,000	45,600	87,000	(41,400)	45,600
Florida	Marine Corps	MCLB Albany	Land Settlement Blount Island Jacksonville, FL	62,000	62,000	62,000	0	62,000
Florida	Navy	NAS Jacksonville	Helo Hangar Replacement, Increment 2	43,250	43,250	43,250	0	43,250
Florida	TMA	NAS Jacksonville	Alter Hospital	16,000	16,000	16,000	0	16,000
Florida	Navy	NAS Pensacola	Bachelor Enlisted Quarters/EOD School	13,486	13,486	13,486	0	13,486
Florida	Air Force Reserve	Patrick AFB	ISO/Phase Dock Extension, Hangar 630		3,000	0	3,000	3,000
Florida	Air Force	Tyndall AFB	1st Air Force Headquarters Facility, Phase 3		6,400	0	6,400	6,400
Florida	Air Force	Tyndall AFB	F-22A Weapons/Tactical Trainers Addition	1,800	1,800	1,800	0	1,800
Georgia	Navy	Blount Island	Waterfront Operations Facility		3,580	0	3,580	3,580
Georgia	Army	Fort Gillem	Forensic Lab	15,000	15,000	15,000	0	15,000
Georgia	NSA	Fort Gordon	Regional Security Operations Ctr, Increment 2	107,118	87,118	107,118	(30,000)	77,118
Georgia	Army	Fort Stewart	Brigade Complex	23,800	23,800	23,800	0	23,800
Georgia	Army	Fort Stewart	Child Development Center	6,800	6,800	6,800	0	6,800
Georgia	Army	Fort Stewart	Combined Arms Collective Training Facility	23,000	23,000	23,000	0	23,000
Georgia	Army	Fort Stewart	Digital Multipurpose Range Complex	34,000	34,000	34,000	0	34,000
Georgia	Army	Fort Stewart (Hunter AAF)	Child Development Center	7,700	7,700	7,700	0	7,700
Georgia	Marine Corps	MCLB Albany	Combat Vehicle Warehouse		4,960	0	4,960	4,960
Georgia	Navy	NSB Kings Bay	Reaction Force Facility Auxiliary Spt Complex	13,648	13,648	13,648	0	13,648
Georgia	Navy	NSB Kings Bay	Waterfront Security Force Facility	6,634	6,634	6,634	0	6,634
Georgia	Air Force	Robins AFB	Advanced Metal Finishing Facility	30,000	30,000	30,000	0	30,000
Georgia	Air Force	Robins AFB	Construct Software Support Facility, Phase 1			14,000	14,000	14,000
Georgia	Air Force	Robins AFB	Construct Software Support Facility, Phase 2#				7,000	7,000
Georgia	Air Force	Robins AFB	Consolidated Logistics Fac, Depot Ops, Ph 1		7,000	0	0	0
Georgia	Air Force	Robins AFB	Depot Maintenance Support Hangar	8,600	8,600	8,600	0	8,600
Georgia	Air National Guard	Savannah CRTC	Troop Training Quarters		8,700	0	8,700	8,700
Georgia	Air National Guard	Savannah/HH IAP	Replace Ops, Training, Security Forces Cmplx	7,100	7,100	7,100	0	7,100
Hawaii	Air Force	Hickam AFB	C-17 Fuel Cell Nose Dock	25,000	25,000	25,000	0	25,000
Hawaii	Air Force	Hickam AFB	C-17 Restore Aircraft Apron and Access Road	3,538	3,538	3,538	0	3,538
Hawaii	NSA	Kunia	Replace Regional Security Ops Cntr, Incr 4	47,016	47,016	47,016	0	47,016

Military Construction Authorizations for Fiscal Year 2007
(Dollars in Thousands)

Location	Service/Agency	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Hawaii	Navy	NAVMAG Pearl Harbor	Fire Station		6,010	0	6,010	6,010
Hawaii	Navy	NB Pearl Harbor	Dredge West Loch Channel for T-AKE	30,994	30,994	30,994	0	30,994
Hawaii	Navy	NB Pearl Harbor	Helicopter Flight Training Facility	4,324	4,324	4,324	0	4,324
Hawaii	Navy	NB Pearl Harbor	Site Preparation Mobile User Objective System	13,020	13,020	13,020	0	13,020
Hawaii	TMA	NS Pearl Harbor	Replace Env Preventative Medicine Unit 6 Fac	7,700	7,700	7,700	0	7,700
Hawaii	Navy	NSY Pearl Harbor	Dry Dock Ship Support Services			22,000	22,000	22,000
Hawaii	Army	Schofield Barracks	Child Development Center	12,500	12,500	12,500	0	12,500
Hawaii	Army	Schofield Barracks	Unit Operational Facilities	42,000	42,000	42,000	0	42,000
Idaho	Army National Guard	Gowen Field	Construct Railhead, Phase 2			6,964	6,964	6,964
Illinois	Army Reserve	Granite City	AR Center/OMS/AMSA/UNH Storage Facility	20,935	20,935	20,935	0	20,935
Illinois	TMA	NH Great Lakes	Federal Health Care Facility (Parking Structure)	20,000	20,000	20,000	0	20,000
Illinois	Navy	RTC Great Lakes	RTC Infrastructure Upgrade, Increment 2	23,589	23,589	23,589	0	23,589
Illinois	Air Force	Scott AFB	Child Development Center			8,200	8,200	8,200
Illinois	Air Force	Scott AFB	Dormitory (120 Room)	20,000	20,000	20,000	0	20,000
Illinois	Air Force Reserve	Scott AFB	Contractor Logistics Support Storage Facility	4,350	4,350	4,350	0	4,350
Illinois	Air Force Reserve	Scott AFB	Squadron Operations Facility	10,200	10,200	10,200	0	10,200
Illinois	Army National Guard	Sparta	Fire Station (ADRS)	1,700	1,700	1,700	0	1,700
Indiana	Army National Guard	Camp Atterbury	Live Fire Shoot House	1,929	1,929	1,929	0	1,929
Indiana	Army National Guard	Camp Atterbury	Urban Assault Course	1,601	1,601	1,601	0	1,601
Indiana	Army National Guard	Evansville	Add/Alt Motor Vehicle Stor Compound (ADRS)	2,566	2,566	2,566	0	2,566
Indiana	Navy	NSA Crane	Special Weapons Assessment Facility		6,730	6,730	6,730	6,730
Indiana	Air National Guard	Fort Wayne IAP	Replace Security Forces Ops/Training Facility	4,300	4,300	4,300	0	4,300
Iowa	Air National Guard	Fort Dodge	Vehicle Maint Communications Training Center		5,600	0	5,600	5,600
Iowa	Army National Guard	Iowa City	Construct Readiness Center			10,724	10,724	10,724
Iowa	Army National Guard	Waterloo	Add/Alt Army Aviation Support Facility	11,432	11,432	11,432	0	11,432
Kansas	Army	Fort Leavenworth	Battle Seminar Facility	15,000	15,000	15,000	0	15,000
Kansas	Army	Fort Leavenworth	Child Development Center		8,200	0	8,200	8,200
Kansas	Army	Fort Riley	Barracks Complex	32,000	32,000	32,000	0	32,000
Kansas	Army	Fort Riley	Child Development Center	5,200	5,200	5,200	0	5,200
Kansas	Army	Fort Riley	Vehicle Inspection/Cargo Processing Facility			10,200	10,200	10,200
Kansas	Air Force	McConnell AFB	Upgrade Ramp Lighting North and South		3,875	0	3,875	3,875

Military Construction Authorizations for Fiscal Year 2007
(Dollars in Thousands)

Location	Service/Agency	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Kentucky	Army	Blue Grass Depot	Block and Brace Facility	3,500	3,500	3,500	0	3,500
Kentucky	Chem Demil	Blue Grass Depot	Ammunition Demilitarization Facility, Phase 7	89,157	89,157	99,157	10,000	99,157
Kentucky	Army	Fort Campbell	Barracks	26,000	26,000	26,000	0	26,000
Kentucky	Army	Fort Campbell	Barracks Complex	50,000	50,000	50,000	0	50,000
Kentucky	Army	Fort Campbell	Battle Command Training Center	24,400	24,400	24,400	0	24,400
Kentucky	Army	Fort Campbell	Child Development Center	5,000	5,000	5,000	0	5,000
Kentucky	Army	Fort Campbell	Tactical Unmanned Aerial Vehicle Facility		8,100	0	8,100	8,100
Kentucky	Army	Fort Campbell	Vehicle Maintenance Facility	10,000	10,000	10,000	0	10,000
Kentucky	Army	Fort Campbell	Warrior Rehabilitation/Fitness Center			11,800	11,800	11,800
Kentucky	SOCOM	Fort Campbell	Battalion Operations Complex	24,500	24,500	24,500	0	24,500
Kentucky	Air Force	Fort Knox	TACP ASOS Facility	3,500	3,500	3,500	0	3,500
Kentucky	DODEA	Fort Knox	Replace High School	18,108	18,108	18,108	0	18,108
Kentucky	Army National Guard	London	Readiness Center		2,500	0	2,500	2,500
Louisiana	Army	Fort Polk	Child Development Center		6,100	0	6,100	6,100
Louisiana	Army	Fort Polk	Construct Brigade Facility (4th BDE 10th HQ)			9,800	9,800	9,800
Maine	Navy	NSY Portsmouth	Drydock #3 Waterfront Support Facility			9,650	9,650	9,650
Maryland	Army	Aberdeen PG	Automotive Technology Evaluation Facility, Ph 1			8,800	8,800	8,800
Maryland	Air Force	Andrews AFB	Strategic Planning and Development Facility	29,000	0	29,000	0	29,000
Maryland	Army	Fort Detrick	Research Acquisition Building		12,400	0	12,400	12,400
Maryland	TMA	Fort Detrick	USAMRIID Stage 1, Increment 1	29,000	29,000	29,000	0	29,000
Maryland	NSA	Fort Meade	Classified Material Conversion, Increment 2	11,151	11,151	11,151	0	11,151
Maryland	NSA	Fort Meade	Headquarters Utilities Upgrades, Phase 1	4,517	4,517	0	(4,517)	0
Maryland	Army National Guard	Gaithersburg	Add/Alt Readiness Center (ADRS)	5,612	5,612	5,612	0	5,612
Maryland	Air National Guard	Martin State Airport	Fire/Rescue Station		8,800	0	8,800	8,800
Maryland	Navy	NAS Patuxent River	Renovate and Modernize MMA Test Facilities	16,316	16,316	16,316	0	16,316
Maryland	Navy	Naval Academy	Wesley Brown Field House, Increment 2	26,685	21,685	26,685	0	26,685
Maryland	Navy	Suitland	National Maritime Intelligence Center, Incr 1	11,780	11,780	11,780	0	11,780
Maryland	Navy Reserve	NSA Washington	Administrative & Boat Storage Fac, Annapolis	1,924	1,924	1,924	0	1,924
Massachusetts	Air National Guard	Barnes ANGB	Add/Alt Fire Crash Rescue Station		7,000	0	7,000	7,000
Massachusetts	Army Reserve	Devens RFTA	Urban Assault Course	1,713	1,713	1,713	0	1,713
Massachusetts	Air Force	Hanscom AFB	Renovate Acquisition Management Facility			12,400	12,400	12,400

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Location	Service/Agency	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Michigan	Army	Detroit Arsenal	Ground System Power and Energy Lab			18,500	18,500	18,500
Michigan	Army National Guard	Lansing	USPFO/Readiness Center Phase 2		4,239	0	4,239	4,239
Minnesota	Army National Guard	Camp Ripley	Urban Assault Course		1,700	1,700	1,700	1,700
Minnesota	Air Force Reserve	Minneapolis-St. Paul IAP	Aerial Port Facility		6,400	0	6,400	6,400
Minnesota	Army National Guard	St. Cloud	Army Aviation Support Facility	34,453	34,453	34,453	0	34,453
Mississippi	Army National Guard	Camp Shelby	Joint Use Simulation Center			14,839	14,839	14,839
Mississippi	Navy	NAS Meridian	Construct Fire Station			5,870	5,870	5,870
Mississippi	SOCOM	Stennis Space Center	Riverine and Combat Craft Operations Facility		10,200	0	10,200	10,200
Mississippi	Army National Guard	Tupelo	Add/Alt Army Aviation Support Facility	29,888	29,888	29,888	0	29,888
Missouri	Army	Fort Leonard Wood	Barracks	17,000	17,000	17,000	0	17,000
Missouri	Army	Fort Leonard Wood	Child Development Center			6,900	6,900	6,900
Missouri	Army	Fort Leonard Wood	Vehicle Maintenance Shop - 58th Trans Bn		10,600	0	10,600	10,600
Missouri	Navy Reserve	St. Louis	Administrative and Boat Storage Facility	4,108	4,108	4,108	0	4,108
Missouri	Air Force	Whiteman AFB	Animal Clinic/SF Kennel Complex		3,800	0	3,800	3,800
Montana	Air National Guard	Great Falls	Replace Operation and Training Facility			9,600	9,600	9,600
Montana	Air Force	Malmstrom AFB	Community Activity Center		5,700	0	5,700	5,700
Nebraska	Army National Guard	Grand Island	Army Aviation Support Facility	17,275	17,275	17,275	0	17,275
Nebraska	Army Reserve	North Platte	Reserve Center/OMS/AMSA/Storage			7,630	7,630	7,630
Nebraska	Army Reserve	Omaha	AR Center/OMS/AMSA/UNH Storage Facility	24,143	24,143	24,143	0	24,143
Nebraska	Navy Reserve	Omaha	Navy Reserve Center	5,160	5,160	5,160	0	5,160
Nevada	Air Force	Indian Springs	Predator Support Facilities, Phase 2	26,000	26,000	26,000	0	26,000
Nevada	Air Force	Indian Springs	Predator Ops Facilities, Phase 2	23,923	23,923	23,923	0	23,923
Nevada	Navy	NAS Fallon	Improve Range B-20			7,730	7,730	7,730
Nevada	Air Force	Nellis AFB	Construct Airfield Fire Rescue Station			4,800	0	0
Nevada	Air National Guard	Reno-Tahoe IAP	Vehicle Maintenance Complex		5,000	5,000	5,000	5,000
New Jersey	Air National Guard	Atlantic City IAP	Arm/Disarm Apron		1,800	1,800	1,800	1,800
New Jersey	Army National Guard	Lakehurst	Consolidated Logistics Training Facility, Ph 2	20,024	20,024	20,024	0	20,024
New Jersey	Air Force	McGuire AFB	C-17 NE Landing Zone	15,500	15,500	15,500	0	15,500
New Jersey	Air Force	McGuire AFB	Unified Security Forces Operations Facility		13,000	0	13,000	13,000
New Jersey	Army	Picatinny Arsenal	Armament Integration Facility		9,900	0	9,900	9,900
New Mexico	Air Force	Kirtland AFB	Rescue/Recovery Training Ctr (PJ/CRO)			11,400	11,400	11,400

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New York	Army National Guard	Camp Smith	Readiness Center	21,908	21,908	21,908	0	21,908
New York	Army	Fort Drum	Automated Qualification Training Range		9,400	0	9,400	9,400
New York	Army	Fort Drum	Barracks	40,000	40,000	40,000	0	40,000
New York	Army	Fort Drum	Barracks	29,000	29,000	29,000	0	29,000
New York	Army	Fort Drum	Barracks Complex 10300 Block, Increment 2	16,500	16,500	16,500	0	16,500
New York	Army	Fort Drum	Brigade Complex #1, Phase 1	36,500	36,500	36,500	0	36,500
New York	Army	Fort Drum	Brigade Complex #2, Phase 1	37,400	37,400	37,400	0	37,400
New York	Army	Fort Drum	Brigade Complex #3, Phase 1	42,400	42,400	42,400	0	42,400
New York	Army	Fort Drum	Child Development Center	7,400	7,400	7,400	0	7,400
New York	Army	Fort Drum	Combined Arms Collective Training Facility	16,500	16,500	16,500	0	16,500
New York	Army National Guard	Fort Drum	Maneuver Area Training Equipment Site, Ph 2	12,658	12,658	12,658	0	12,658
New York	TMA	Fort Drum	Dental Clinic	9,700	9,700	9,700	0	9,700
New York	Air National Guard	Griffiss	Construct NEADS Support Facility, Phase 2		6,600	6,600	6,600	6,600
New York	Air National Guard	Hancock Field	Upgrade Base Facilities		8,000	0	8,000	8,000
New York	Air Force Reserve	Niagara Falls IAP	Visiting Quarters, Phase 2	7,800	7,800	7,800	0	7,800
New York	Army National Guard	Queensbury	Add/Alt Readiness Center (ADRS)	9,763	9,763	9,763	0	9,763
New York	Navy Reserve	Stewart AFB	MCR Center Aviation Support Equipmt Stor Fac	1,834	1,834	1,834	0	1,834
North Carolina	Army	Fort Bragg	Barracks	22,000	22,000	22,000	0	22,000
North Carolina	Army	Fort Bragg	Barracks Complex	39,000	39,000	39,000	0	39,000
North Carolina	Army	Fort Bragg	Barracks Complex 2nd Brigade, Increment 2	31,000	31,000	31,000	0	31,000
North Carolina	Army	Fort Bragg	Barracks Complex - 3rd Brigade, Increment 2	50,000	50,000	50,000	0	50,000
North Carolina	Army	Fort Bragg	Barracks Complex - Division Artillery, Incr 2	37,000	37,000	37,000	0	37,000
North Carolina	Army	Fort Bragg	Child Development Center			7,900	7,900	7,900
North Carolina	Army	Fort Bragg	Digital Multipurpose Range Complex	28,000	28,000	28,000	0	28,000
North Carolina	SOCOM	Fort Bragg	Add Operations Facility Northeast	18,291	18,291	18,291	0	18,291
North Carolina	SOCOM	Fort Bragg	Add Operations Facility Northwest	17,927	17,927	17,927	0	17,927
North Carolina	SOCOM	Fort Bragg	SOF Communications Training Facility		6,900	0	6,900	6,900
North Carolina	SOCOM	Fort Bragg	Training Facility	8,650	8,650	8,650	0	8,650
North Carolina	Marine Corps	MCAS Cherry Point	Commercial Power/Cargo Refueling Lane		2,790	0	2,790	2,790
North Carolina	Marine Corps	MCAS New River	Aircraft Maintenance Hangar	21,500	21,500	21,500	0	21,500
North Carolina	Marine Corps	MCAS New River	Construct Combat Training Tank			5,800	0	0

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North Carolina	Marine Corps	MCB Camp Lejeune	Ammunition Supply Point Upgrade, Phase 2	7,610	7,610	7,610	0	7,610
North Carolina	Marine Corps	MCB Camp Lejeune	Armories, II MEF	4,702	4,702	4,702	0	4,702
North Carolina	Marine Corps	MCB Camp Lejeune	Consolidated Academic Instruction Fac, Ph 2	15,140	15,140	15,140	0	15,140
North Carolina	Marine Corps	MCB Camp Lejeune	MARSOC Bachelor Enlisted Quarters	61,905	61,905	61,905	0	61,905
North Carolina	Marine Corps	MCB Camp Lejeune	MARSOC Battalion Aid Station	3,478	3,478	3,478	0	3,478
North Carolina	Marine Corps	MCB Camp Lejeune	MARSOC Enlisted Dining Facility	13,420	13,420	13,420	0	13,420
North Carolina	Marine Corps	MCB Camp Lejeune	MARSOC Intelligence Operations Facility	20,430	20,430	20,430	0	20,430
North Carolina	Marine Corps	MCB Camp Lejeune	MARSOC Maintenance Complex	22,117	22,117	22,117	0	22,117
North Carolina	Marine Corps	MCB Camp Lejeune	Modify K-Ranges, Phase 1	12,102	12,102	12,102	0	12,102
North Carolina	SOCOM	MCB Camp Lejeune	MARSOC Headquarters Facility	51,600	51,600	51,600	0	51,600
North Carolina	Navy Reserve	MCB Camp Lejeune	Reserve Training Center /Vehicle Maint Facility	5,792	5,792	5,792	0	5,792
North Carolina	Navy Reserve	MCB Camp Lejeune	Reserve Center Relocation	5,210	5,210	5,210	(5,210)	0
North Carolina	SOCOM	Pope AFB	Hangar/Squadron Operations Facility	15,276	15,276	15,276	0	15,276
North Carolina	Army Reserve	Raleigh-Durham	AR Center/OMS/Unh Storage Facility	12,114	12,114	12,114	0	12,114
North Carolina	Air National Guard	Stanly County Airport	Relocate Comm/Electronics Training Cplx	5,100	5,100	5,100	0	5,100
North Carolina	Army	Sunny Point Mil Terminal	Center Wharf Expansion	46,000	46,000	46,000	0	46,000
North Carolina	Navy	Washington County	Outlying Landing Field Facilities, Increment 4	7,926	7,926	7,926	0	7,926
North Dakota	Air National Guard	Hector Field Airport	Predator Operations Complex	5,500	5,500	5,500	0	5,500
North Dakota	Air Force	Minot AFB	Air Traffic Control Complex, Phase 1			9,000	9,000	9,000
Ohio	Army National Guard	Columbus	Add/Alt Readiness Center (ADRS)	1,108	1,108	1,108	0	1,108
Ohio	Army National Guard	Marysville	Readiness Center (ADRS)	6,163	6,163	6,163	0	6,163
Ohio	Air National Guard	Rickenbacker ANG Base	Security Forces Complex/Communications Building		7,200	7,200	7,200	7,200
Ohio	Air Force Reserve	Wright-Patterson AFB	Alter C-5 Facility for Reserve Training	2,700	2,700	2,700	0	2,700
Oklahoma	Air Force	Altus AFB	Construct Visiting Quarters			8,000	8,000	8,000
Oklahoma	Air Force	Altus AFB	Repair Defense Access Rd (McQueen Rd)	1,500	1,500	1,500	0	1,500
Oklahoma	Army	McAlester AAP	Fabrication Facility	3,050	3,050	3,050	0	3,050
Oklahoma	Air Force	Tinker AFB	Electrical Substation		5,700	8,100	5,700	5,700
Oregon	Army National Guard	Boardman	Multi-Purpose Training Range	3,314	3,314	3,314	0	3,314
Pennsylvania	Army Reserve	Beaver Falls	AR Center/OMS/Unh Storage Facility	10,285	10,285	10,285	0	10,285
Pennsylvania	Army National Guard	Bradford	Readiness Center (SBCT)	6,206	6,206	6,206	0	6,206
Pennsylvania	Army National Guard	Butler	Add/Alt Readiness Center (SBCT)	2,496	2,496	2,496	0	2,496

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Location	Service/Agency	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Pennsylvania	Army National Guard	Carlisle	Field Maintenance Shop (SBCT)	7,033	7,033	7,033	0	7,033
Pennsylvania	Army National Guard	Chambersburg	Add/Alt Readiness Center (SBCT)	4,560	4,560	4,560	0	4,560
Pennsylvania	DLA	DDD New Cumberland	Add Consolidated Maintenance Facility	8,900	8,900	8,900	0	8,900
Pennsylvania	Army National Guard	Easton	Field Maintenance Shop (SBCT)	9,707	9,707	9,707	0	9,707
Pennsylvania	Army National Guard	Easton	Readiness Center (SBCT)	5,190	5,190	5,190	0	5,190
Pennsylvania	Air National Guard	Fort Indiantown Gap	Operations and Training Facility		6,000	0	6,000	6,000
Pennsylvania	Army National Guard	Lancaster	Field Maintenance Shop (SBCT)	8,309	8,309	8,309	0	8,309
Pennsylvania	Army National Guard	Lancaster	Readiness Center (SBCT)	10,714	10,714	10,714	0	10,714
Pennsylvania	Army	Letterkenny Depot	Construct Port Staging Facility			7,500	7,500	7,500
Pennsylvania	Army National Guard	Lewistown	Add/Alt Readiness Center (SBCT)	8,868	8,868	8,868	0	8,868
Pennsylvania	Army National Guard	Punxsutawney	Add/Alt Readiness Center (SBCT)	5,470	5,470	5,470	0	5,470
Pennsylvania	Army National Guard	Reading	Add/Alt Readiness Center (SBCT)	5,817	5,817	5,817	0	5,817
Pennsylvania	Air National Guard	State College Station	Replace Air Ops Squadron Training Facility	5,300	5,300	5,300	0	5,300
Pennsylvania	Army National Guard	Waynesburg	Readiness Center		8,012	0	8,012	8,012
Rhode Island	Army National Guard	East Greenwich	Combined Support Maintenance Shop	27,472	27,472	29,547	2,075	29,547
Rhode Island	Navy	NS Newport	Hazardous Material Storage Facility			3,410	0	0
Rhode Island	Navy	NS Newport	Replace Vehicle Bridge, Incr 2*				3,410	3,410
South Carolina	Air Force	Charleston AFB	Child Development Center			10,200	10,200	10,200
South Carolina	Marine Corps	MCAS Beaufort	AICUZ Land Acquisition, Phase 1	7,255	7,255	0	0	7,255
South Carolina	Marine Corps	MCAS Beaufort	Enlisted Dining Facility	14,970	14,970	14,970	0	14,970
South Carolina	Marine Corps	MCAS Beaufort	Nuclear/Bio/Chem Facility		3,350	0	3,350	3,350
South Carolina	Air Force	Shaw AFB	Aerospace Ground Equipment Shop/Storage Facility	6,200	6,200	6,200	0	6,200
South Carolina	Air Force	Shaw AFB	Air Defense Alert Airfield Pavements		9,300	0	9,300	9,300
South Carolina	Air Force	Shaw AFB	Dormitory (144 Room)	16,000	16,000	16,000	0	16,000
South Dakota	Air Force	Ellsworth AFB	Base Water Well		3,000	3,000	3,000	3,000
South Dakota	Air National Guard	Joe Foss Field	Replace Civil Engineer Maintenance Complex			7,500	7,500	7,500
South Dakota	Army Reserve	Sioux Falls	AFR Center/OMS/Unh Storage Facility/ Land	12,876	12,876	12,876	0	12,876
Tennessee	Army National Guard	Louisville	Add/Alt Army Aviation Support Facility	5,239	5,239	5,239	0	5,239
Tennessee	Air National Guard	McGhee Tyson	Replace Squadron Operations Facility			11,200	11,200	11,200
Tennessee	Air National Guard	Memphis IAP	C-5 Infrastructure Upgrade	5,000	5,000	5,000	0	5,000

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Tennessee	Air National Guard	Memphis IAP	Replace C-5 Support Equipment Shop/Storage	4,400	4,400	4,400	0	4,400
Tennessee	Air National Guard	Memphis IAP	Replace C-5 Fire Crash Rescue Station	4,350	4,350	4,350	0	4,350
Tennessee	Air National Guard	Memphis IAP	Replace C-5 Squadron Operations/Simulator Facility	10,000	10,000	10,000	0	10,000
Texas	Army National Guard	Camp Bowie	Multi-Purpose Machine Gun Range	2,229	2,229	2,229	0	2,229
Texas	Army	Corpus Christi Depot	Aircraft Component Maintenance Shop		12,200	0	12,200	12,200
Texas	Army Reserve	Ellington Field	Construct Armed Forces Reserve Ctr, Ph 2			15,000	15,000	15,000
Texas	Air National Guard	Ellington Field Airport	Predator Operations Complex	6,000	6,000	6,000	0	6,000
Texas	Army	Fort Bliss	Physical Fitness Center		8,200	0	8,200	8,200
Texas	Air Force	Fort Bliss	TACP ASOS and Weather Facility	8,500	8,500	8,500	0	8,500
Texas	Army	Fort Hood	Barracks Complex	47,000	47,000	47,000	0	47,000
Texas	Army	Fort Hood	CH-47 Maintenance Hangar		18,000	0	18,000	18,000
Texas	Army	Fort Hood	Combined Arms Collective Training Facility	28,000	28,000	28,000	0	28,000
Texas	TMA	Fort Hood	Add/Alt Women's Health Services	18,000	18,000	18,000	0	18,000
Texas	Navy Reserve	Fort Worth	Joint Ground Support Equipment/AC Maint Fac	9,428	9,428	9,428	0	9,428
Texas	Air Force	Lackland AFB	Replace Telecommunications Switch/Admin	13,200	13,200	13,200	0	13,200
Texas	Air Force	Laughlin AFB	Student Officers Quarters, Phase 2		12,600	0	12,600	12,600
Texas	Navy Reserve	NAS/JRB Fort Worth	Joint Multi-Level Parking Facility		6,500	0	6,500	6,500
Texas	Army	Red River Depot	Construct Maneuver Sys Sustainment Ctr, Ph 1			6,000	6,000	6,000
Texas	Air Force	Sheppard AFB	Base Operations Ramp, Phase 1		7,000	0	7,000	7,000
Utah	Army National Guard	Camp Williams	Total Army School System Barracks, Phase 1	19,688	19,688	19,688	0	19,688
Utah	Army	Dugway PG	Michael Army Airfield Runway, Phase 3	14,400	14,400	14,400	0	14,400
Utah	Air Force	Hill AFB	Add to Software Support Facility	20,000	20,000	20,000	0	20,000
Utah	Air Force	Hill AFB	Armament Overhaul/Test Facility	7,400	7,400	7,400	0	7,400
Utah	Air Force	Hill AFB	Construct Consolidated ALC Warehouse			10,000	10,000	10,000
Utah	Air Force	Hill AFB	F-22 Fuel Composite Aircraft Overhaul/Test Fac	26,000	26,000	26,000	0	26,000
Vermont	Air National Guard	Burlington	Improve Base Security, Phase 1			6,000	6,000	6,000
Vermont	Army National Guard	Camp Ethan Allen	Infantry Squad Battle Course	2,204	2,204	2,204	0	2,204
Virginia	Army	Fort Belvoir	Administrative Buildings	31,000	0	31,000	(31,000)	0
Virginia	Army	Fort Belvoir	Defense Access Road, Phase 2	13,000	13,000	13,000	0	13,000
Virginia	Army	Fort Belvoir	Museum Support Center	27,000	0	27,000	0	27,000
Virginia	DLA	Fort Belvoir	Material Receiving and Screening Facility	5,500	5,500	5,500	0	5,500

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Virginia	Army	Fort Lee	Deployment Staging Area		4,150	0	4,150	4,150
Virginia	Army National Guard	Fort Pickett	Ammunition Supply Point Magazines (SBCT)	1,889	1,889	1,889	0	1,889
Virginia	Air Force	Langley AFB	DCG Station Operations Facility	47,700	47,700	47,700	0	47,700
Virginia	Air Force	Langley AFB	Dormitory (96 Room)	10,000	10,000	10,000	0	10,000
Virginia	SOCOM	NAB Little Creek	Seal Delivery Team Two Maintenance Facility	22,000	22,000	22,000	0	22,000
Virginia	Navy	NS Norfolk	Add Helicopter Training Facility	12,062	12,062	12,062	0	12,062
Virginia	Navy	NS Norfolk	Pier 11 Replacement, Increment 4	30,633	30,633	30,633	0	30,633
Virginia	Navy	NSA Norfolk	Damage Control School Trainer	13,502	13,502	13,502	0	13,502
Virginia	Navy	NSA Norfolk	JFCOM Headquarters Building		13,250	10,500	13,250	13,250
Virginia	Navy	NSA Norfolk	Joint Deployment/Fleet Services Command Ctr	14,960	14,960	14,960	0	14,960
Virginia	Navy	Norfolk Naval Shipyard	Dry Dock #8 Modernization	34,952	34,952	34,952	0	34,952
Virginia	Navy	Norfolk Naval Shipyard	Ship Repair Pier 3 Replacement, Increment 2	30,939	30,939	30,939	0	30,939
Virginia	Navy	NSWC Dahlgren	Construct Electromagnetic Launch RDT&E Fac			9,850	9,850	9,850
Virginia	Marine Corps	MCB Quantico	Hockmuth Hall Addition, Increment 2	11,559	10,159	11,559	(1,400)	10,159
Virginia	Marine Corps	MCB Quantico	Senior NCO Academic Facility	8,317	8,317	8,317	0	8,317
Virginia	Marine Corps	MCB Quantico	Student Quarters, The Basic School, Phase 1	22,311	22,311	22,311	0	22,311
Virginia	Army National Guard	Winchester	Organizational Maintenance Shop		3,113	0	3,113	3,113
Washington	Air Force	Fairchild AFB	Physiological Training Facility		4,250	0	4,250	4,250
Washington	Army	Fort Lewis	Barracks Complex	35,000	35,000	35,000	0	35,000
Washington	Army	Fort Lewis	Barracks Complex	49,000	49,000	49,000	0	49,000
Washington	Army	Fort Lewis	Brigade Complex, Increment 1	102,000	102,000	102,000	0	102,000
Washington	Army	Fort Lewis	Child Development Center	10,600	10,600	10,600	0	10,600
Washington	Navy	NAS Whidbey Island	Indoor Aircraft Washrack		9,650	9,650	9,650	9,650
Washington	Navy	NAS Whidbey Island	Recapitalize Hangar 5, Increment 1	57,653	26,500	57,653	(31,153)	26,500
Washington	DLA	NAS Whidbey Island	Consolidated Fuel Facility	26,000	26,000	26,000	0	26,000
Washington	Navy	NB Kitsap	Limited Area Production & Stor Cmplx, Incr 3	14,274	14,274	14,274	0	14,274
Washington	Navy	NB Kitsap	Reaction Force Facility Auxiliary Sup Cmplx	13,507	13,507	13,507	0	13,507
Washington	Navy	NB Kitsap	Ocean Engineering Support Facility		4,110	0	4,110	4,110
Washington	Navy	NS Everett	BEQ Homeport Ashore, Increment 2	20,917	20,917	20,917	0	20,917
West Virginia	Army National Guard	Camp Dawson	Multi-Purpose Building		4,842	0	4,842	4,842
West Virginia	Air National Guard	EWVRA-Shepherd Field	Replace C-5 Base Supply Facility	5,700	5,700	5,700	0	5,700

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West Virginia	Air National Guard	EWVRA-Shepherd Field	Replace C-5 Fire Crash Rescue Station	7,500	7,500	7,500	0	7,500
West Virginia	Air National Guard	EWVRA-Shepherd Field	Upgrade/Extend C-5 Runway and Taxiways	20,500	20,500	20,500	0	20,500
West Virginia	Air National Guard	Martinsburg ANGS	Construct C-5 Avionics Shop, ASE, Aerial Port			5,000	5,000	5,000
West Virginia	Air National Guard	Yeager	Replace Aircraft Maintenance Hangar			17,300	17,300	17,300
Wisconsin	Army Reserve	Fort McCoy	General Purpose Warehouse	13,744	13,744	13,744	0	13,744
Wisconsin	Army Reserve	Menasha	AR Center/OMS/Unh Storage Facility	12,159	12,159	12,159	0	12,159
Wisconsin	Air National Guard	Truax Field	Add/Alt Fire Crash Rescue Station			7,000	7,000	7,000
Wyoming	Army National Guard	Camp Guernsey	Multi-Purpose Machine Gun Range	1,796	1,796	1,796	0	1,796
Wyoming	Air National Guard	Cheyenne Airport	Add/Alt Fire Crash Rescue Station	4,200	4,200	4,200	0	4,200
Wyoming	Air National Guard	Cheyenne Airport	Replace Squadron Operations Facility			7,600	7,600	7,600
Wyoming	Air Force	F.E. Warren AFB	Renovate Dormitory 230	11,000	11,000	11,000	0	11,000
Overseas/Worldwide MILCON								
Diego Garcia	Navy	NSF Diego Garcia	Improve Wharf and Shore Support Facilities	37,473	37,473	37,473	0	37,473
Germany	Army	Grafenwoehr	Barracks	29,000	29,000	29,000	0	29,000
Germany	Army	Grafenwoehr	Barracks	29,000	29,000	29,000	0	29,000
Germany	Army	Grafenwoehr	Brigade Headquarters	11,132	11,132	11,132	0	11,132
Germany	Army	Grafenwoehr	Vehicle Maintenance Complex	29,500	29,500	29,500	0	29,500
Germany	Army	Grafenwoehr	Vehicle Maintenance Complex	29,500	29,500	29,500	0	29,500
Germany	Army	Grafenwoehr	Vehicle Maintenance Complex	29,500	29,500	29,500	0	29,500
Germany	Air Force	Ramstein AB	C-130J Aircraft Parts Storage	3,300	3,300	3,300	0	3,300
Germany	Air Force	Ramstein AB	C-130J Dual Bay Maintenance Hangar	22,000	22,000	22,000	0	22,000
Germany	Air Force	Ramstein AB	Ramp 1, Phase 2	27,850	27,850	27,850	0	27,850
Germany	Army	Vilseck	Barracks	19,000	19,000	19,000	0	19,000
Guam	Air Force	Andersen AFB	Global Hawk Aircraft Maintenance/Ops Cmplx	52,800	52,800	52,800	0	52,800
Guam	Air Force	Andersen AFB	ISR/STF Large Veh Inspection Ctr/Access Rd	15,500	15,500	0	(15,500)	0
Guam	Air Force	Andersen AFB	Upgrade Northwest Field Infrastructure, Ph 1	12,500	12,500	0	0	12,500
Guam	Navy	Naval Base Guam	Alpha/Bravo Wharves Improvements, Incr 2	29,772	29,772	29,772	0	29,772
Italy	Navy	NAS Sigonella	Mobile User Objective System Installation	13,051	13,051	13,051	0	13,051
Italy	Army	Vicenza	Barracks Complex, Dal Molin	46,000	46,000	46,000	0	46,000
Italy	Army	Vicenza	Barracks Complex, Dal Molin	41,000	41,000	41,000	0	41,000

Military Construction Authorizations for Fiscal Year 2007
(Dollars in Thousands)

Location	Service/Agency	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Italy	Army	Vicenza	Barracks Complex, Dal Molin	29,000	29,000	29,000	0	29,000
Italy	Army	Vicenza	Brigade Complex, Dal Molin	32,000	32,000	32,000	0	32,000
Italy	Army	Vicenza	Brigade Complex Infrastructure, Dal Molin	49,000	49,000	49,000	0	49,000
Italy	Army	Vicenza	Physical Fitness Center, Dal Molin	26,000	26,000	26,000	0	26,000
Italy	DODEA	Vicenza	Construct Middle School and Renovate High School	0	0	0	0	0
Italy	DODEA	Vicenza	Elementary School	31,460	31,460	31,460	0	31,460
Italy	TMA	Vicenza	Enhanced Health Service Center	52,000	52,000	52,000	0	52,000
Japan	Army	Camp Hansen	Range Complex, Phase 2	7,150	7,150	7,150	0	7,150
Japan	Navy	Naval Station Yokosuka	Wharf Upgrades, Increment 2	44,360	44,360	44,360	0	44,360
Japan	DLA	Okinawa	Replace Single-Point Mooring Buoy	5,000	5,000	5,000	0	5,000
Korea	Army	Camp Humphreys	Barracks Complex	42,000	42,000	42,000	(8,400)	33,600
Korea	Army	Camp Humphreys	Barracks Complex	35,000	35,000	35,000	(7,000)	28,000
Korea	Air Force	Kunsan AB	Dormitory (600 Room)	46,700	46,700	46,700	(9,340)	37,360
Korea	Air Force	Osan AB	DCG Station Intel Squad Ops Facility	2,156	2,156	2,156	0	2,156
Korea	DODEA	Osan AB	Add Osan High School	4,589	4,589	4,589	0	4,589
Korea	Army	Yongpyong	Digital Multipurpose Range	4,350	4,350	4,350	0	4,350
Korea	Army	Yongpyong	Shoot House	1,450	1,450	1,450	0	1,450
Korea	Army	Yongpyong	Shoot House	1,600	1,600	1,600	0	1,600
Kwajalein	MDA	Kwajalein Atoll	Upgrade Launch Control Facility Life Safety	7,592	0	7,592	0	7,592
Puerto Rico	Army Reserve	Camp Santiago	Combat Pistol/ MP Qualification Course	2,054	2,054	2,054	0	2,054
Qatar	SOCOM	Al Udeid AB	Aircraft Operations and Maintenance Facility	28,000	28,000	28,000	0	28,000
Qatar	SOCOM	Al Udeid AB	Rotary Wing Hangar	16,500	16,500	16,500	0	16,500
Spain	DODEA	NS Rota	Add Rota High School	23,048	23,048	23,048	0	23,048
United Kingdom	NSA	RAF Menwith Hill Station	Operations/Tech Building, Increment 2	46,386	46,386	46,386	0	46,386
Wake Island	DLA	Wake Island	Replace Fuel Truck Loading Facility	2,600	2,600	2,600	0	2,600
Romania	Army	Babadag Range	Base Camp	34,800	34,800	34,800	0	34,800
Worldwide	Air Force	Classified Location	Classified Project	1,700	1,700	1,700	0	1,700
Worldwide	Air Force	Classified Location	Special Evaluation Program	4,600	4,600	4,600	0	4,600
Worldwide	Air Force	Classified Location	Special Tactical Unit Detachment Facility	3,377	3,377	3,377	0	3,377
Worldwide	Navy	Unspecified Worldwide	Helicopter Support Facility	12,185	12,185	12,185	0	12,185
Worldwide	Air Force	Unspecified Worldwide	Common Battlefield Airman Training Complex	14,200	0	14,200	(14,200)	0

Military Construction Authorizations for Fiscal Year 2007
(Dollars in Thousands)

Location	Service/Agency	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Worldwide	Air Force	Unspecified Worldwide	Global Hawk Aircraft Maintenance/Ops Cmplx	26,000	26,000	26,000	(26,000)	0
Base Realignment and Closure (BRAC) Accounts								
Worldwide	Army	Unspecified Worldwide	BRAC 2005, Environmental	19,293	19,293	19,293	0	19,293
Worldwide	Army	Unspecified Worldwide	BRAC 2005, Existing Footprint	831,669	831,669	831,669	0	831,669
Worldwide	Army	Unspecified Worldwide	BRAC 2005, New Footprint	1,555,731	1,555,731	1,555,731	0	1,555,731
Worldwide	Army	Unspecified Worldwide	BRAC 2005, Other	319,010	319,010	319,010	0	319,010
Worldwide	Army	Unspecified Worldwide	Global Posture Moves, Existing Footprint	733,205	733,205	733,205	0	733,205
Worldwide	Army	Unspecified Worldwide	Global Posture Moves, New Footprint	105,295	105,295	105,295	0	105,295
Worldwide	Army	Unspecified Worldwide	Global Posture Moves, Other	44,031	44,031	44,031	0	44,031
Worldwide	Army	Unspecified Worldwide	Prior BRAC Rounds	51,340	51,340	51,340	0	51,340
Worldwide	Navy	Unspecified Worldwide	BRAC 2005, Environmental	6,483	6,483	6,483	0	6,483
Worldwide	Navy	Unspecified Worldwide	BRAC 2005, Existing Footprint	522,186	522,186	522,186	0	522,186
Worldwide	Navy	Unspecified Worldwide	BRAC 2005, New Footprint	36,505	36,505	36,505	0	36,505
Worldwide	Navy	Unspecified Worldwide	BRAC 2005, O&M	109,415	109,415	109,415	0	109,415
Worldwide	Navy	Unspecified Worldwide	Global Posture Moves, Operations and Maint	15,000	15,000	15,000	0	15,000
Worldwide	Air Force	Unspecified Worldwide	BRAC 2005, Environmental	1,965	1,965	1,965	0	1,965
Worldwide	Air Force	Unspecified Worldwide	BRAC 2005, Existing Footprint	203,526	203,526	203,526	0	203,526
Worldwide	Air Force	Unspecified Worldwide	BRAC 2005, New Footprint	305,289	305,289	305,289	0	305,289
Worldwide	Air Force	Unspecified Worldwide	BRAC 2005, O&M	396,161	396,161	396,161	0	396,161
Worldwide	Air Force	Unspecified Worldwide	Prior BRAC Rounds	133,827	133,827	133,827	0	133,827
Worldwide	AFIS	Unspecified Worldwide	BRAC 2005, AFIS	6,419	6,419	6,419	0	6,419
Worldwide	CIFA	Unspecified Worldwide	BRAC 2005, CIFA	2,883	2,883	2,883	0	2,883
Worldwide	DODEA	Unspecified Worldwide	BRAC 2005, DODEA	6,010	6,010	6,010	0	6,010
Worldwide	DFAS	Unspecified Worldwide	BRAC 2005, DFAS	63,999	63,999	63,999	0	63,999
Worldwide	DHP	Unspecified Worldwide	BRAC 2005, DHP	15	15	15	0	15
Worldwide	DHRA	Unspecified Worldwide	BRAC 2005, DHRA	8,414	8,414	8,414	0	8,414
Worldwide	DISA	Unspecified Worldwide	BRAC 2005, DISA	140	140	140	0	140

Military Construction Authorizations for Fiscal Year 2007
(Dollars In Thousands)

Location	Service/Agency	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Worldwide	DIA	Unspecified Worldwide	BRAC 2005, DIA	336	336	336	0	336
Worldwide	DLSA	Unspecified Worldwide	BRAC 2005, DLSA	1	1	1	0	1
Worldwide	DLA	Unspecified Worldwide	BRAC 2005, DLA	97,185	97,185	97,185	0	97,185
Worldwide	DLA	Unspecified Worldwide	Prior BRAC Rounds, DLA	6,053	6,053	6,053	0	6,053
Worldwide	DTSA	Unspecified Worldwide	BRAC 2005, DTSA	2,404	2,404	2,404	0	2,404
Worldwide	DTRA	Unspecified Worldwide	BRAC 2005, DTRA	4,407	4,407	4,407	0	4,407
Worldwide	DOD-IG	Unspecified Worldwide	BRAC 2005, DODIG	13,222	13,222	13,222	0	13,222
Worldwide	NGIA	Unspecified Worldwide	BRAC 2005, NGIA	124,111	124,111	124,111	0	124,111
Worldwide	OSD	Unspecified Worldwide	BRAC 2005, OSD	20,434	20,434	20,434	0	20,434
Worldwide	TMA	Unspecified Worldwide	BRAC 2005, TMA	244	244	244	0	244
Worldwide	WHS	Unspecified Worldwide	BRAC 2005, WHS	71,235	71,235	71,235	0	71,235
Worldwide	DOD	Unspecified Worldwide	BRAC 2005 General Reduction - DOD Agencies	0	0	(99,329)	0	0
Unspecified Accounts								
Worldwide	Army	Unspecified Worldwide	Planning and Design	191,830	199,830	196,629	7,000	198,830
Worldwide	Army	Unspecified Worldwide	Planning and Design (Host Nation Support)	21,000	21,000	21,000	0	21,000
Worldwide	Army	Unspecified Worldwide	Unspecified Minor Construction	23,000	23,930	23,000	930	23,930
Worldwide	Army National Guard	Unspecified Worldwide	Planning and Design	57,337	63,337	60,999	3,500	60,837
Worldwide	Army National Guard	Unspecified Worldwide	Unspecified Minor Construction	20,844	20,844	20,844	0	20,844
Worldwide	Army Reserve	Unspecified Worldwide	Planning and Design	19,509	22,509	20,209	1,500	21,009
Worldwide	Army Reserve	Unspecified Worldwide	Unspecified Minor Construction	3,042	3,042	3,042	0	3,042
Worldwide	Navy	Unspecified Worldwide	Planning and Design	46,485	49,981	49,184	2,000	48,485
Worldwide	Navy	Unspecified Worldwide	Unspecified Minor Construction	8,939	8,939	8,939	0	8,939
Worldwide	Marine Corps	Unspecified Worldwide	Planning and Design	21,376	22,876	22,063	1,000	22,376
Worldwide	Navy Reserve	Unspecified Worldwide	Planning and Design	1,400	1,650	1,400	300	1,700
Worldwide	Navy Reserve	Unspecified Worldwide	Unspecified Minor Construction	1,112	1,112	1,112	0	1,112
Worldwide	USMC Reserve	Unspecified Worldwide	Planning and Design	987	987	987	0	987
Worldwide	Air Force	Unspecified Worldwide	Planning and Design	87,504	97,504	90,632	(6,500)	79,004
Worldwide	Air Force	Unspecified Worldwide	Unspecified Minor Construction	15,000	15,000	15,000	0	15,000

Military Construction Authorizations for Fiscal Year 2007
(Dollars in Thousands)

Location	Service/Agency	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Worldwide	Air National Guard	Unspecified Worldwide	Planning and Design	18,838	29,738	26,593	8,195	27,033
Worldwide	Air National Guard	Unspecified Worldwide	Unspecified Minor Construction	6,000	6,000	6,000	0	6,000
Worldwide	Air Force Reserve	Unspecified Worldwide	Planning and Design	5,109	7,609	5,109	2,500	7,609
Worldwide	Air Force Reserve	Unspecified Worldwide	Unspecified Minor Construction	4,477	4,477	4,477	0	4,477
Worldwide	DODEA	Unspecified Worldwide	Unspecified Minor Construction	466	466	466	0	466
Worldwide	DFAS	Unspecified Worldwide	Unspecified Minor Construction	1,421	1,421	1,421	0	1,421
Worldwide	JCS	Unspecified Worldwide	Unspecified Minor Construction	7,531	7,531	7,531	0	7,531
Worldwide	NSA	Unspecified Worldwide	Planning and Design	6,416	6,416	6,416	0	6,416
Worldwide	OSD	Unspecified Worldwide	Planning and Design	35,512	35,512	35,512	0	35,512
Worldwide	OSD	Unspecified Worldwide	Unspecified Minor Construction	4,591	4,591	4,591	0	4,591
Worldwide	SOCOM	Unspecified Worldwide	Planning and Design	47,915	48,715	47,915	800	48,715
Worldwide	SOCOM	Unspecified Worldwide	Unspecified Minor Construction	4,342	4,342	4,342	0	4,342
Worldwide	TMA	Unspecified Worldwide	Planning and Design	81,800	81,800	81,800	0	81,800
Worldwide	TMA	Unspecified Worldwide	Unspecified Minor Construction	3,321	3,321	3,321	0	3,321
Worldwide	WHS	Unspecified Worldwide	Planning and Design	507	507	507	0	507
Miscellaneous Accounts								
Worldwide	ECIP	Unspecified Worldwide	Energy Conservation Improvement Program	60,000	55,000	60,000	(5,000)	55,000
Worldwide	NATO	Unspecified Worldwide	NATO Security Investment Program	220,985	200,985	205,985	(20,000)	200,985
Worldwide	OSD	Unspecified Worldwide	Contingency Construction	10,000	10,000	10,000	0	10,000
Family Housing								
Alaska	Air Force	Eielson AFB	Replace Family Housing (129 Units)	87,414	87,414	87,414	0	87,414
Alaska	Army	Fort Richardson	Replace Family Housing (57 Units)	25,000	25,000	25,000	0	25,000
Alaska	Army	Fort Richardson	Replace Family Housing (105 Units)	45,000	45,000	45,000	0	45,000
Alaska	Army	Fort Wainwright	Replace Family Housing (58 Units)	32,000	32,000	32,000	0	32,000
Alaska	Army	Fort Wainwright	Replace Family Housing (86 Units)	50,000	50,000	50,000	0	50,000
Alaska	Army	Fort Wainwright	Replace Family Housing (90 Units)	50,000	50,000	50,000	0	50,000
Arizona	Army	Fort Huachuca	Replace Family Housing (119 Units)	32,000	32,000	32,000	0	32,000
Arkansas	Army	Pine Bluff Arsenal	Replace Family Housing (10 Units)	2,900	2,900	2,900	0	2,900

Military Construction Authorizations for Fiscal Year 2007
(Dollars in Thousands)

Location	Service/Agency	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
California	Marine Corps	MCLB Barstow	Replace Family Housing (74 Units)	27,851	27,851	27,851	0	27,851
Idaho	Air Force	Mountain Home AFB	Replace Family Housing (457 Units)	107,800	107,800	107,800	0	107,800
Missouri	Air Force	Whiteman AFB	Replace Family Housing (116 Units)	39,270	39,270	39,270	0	39,270
Montana	Air Force	Malmstrom AFB	Replace Family Housing (493 Units)	140,252	140,252	140,252	0	140,252
North Carolina	Air Force	Seymour Johnson AFB	Replace Family Housing (56Units)	22,956	22,956	22,956	0	22,956
North Dakota	Air Force	Minot AFB	Replace Family Housing (575 Units)	171,188	171,188	170,188	(1,000)	170,188
Texas	Air Force	Dyess AFB	Replace Family Housing (199 Units)	49,215	49,215	49,215	0	49,215
Virginia	DLA	DSC Richmond	Replace Family Housing (25 Units)	7,840	7,840	7,840	0	7,840
Wisconsin	Army	Fort McCoy	Replace Family Housing (13 Units)	4,900	4,900	4,900	0	4,900
Family Housing Overseas								
Germany	Air Force	Ramstein AB	Replace Family Housing (101 Units)	73,488	59,488	73,488	(14,000)	59,488
Germany	Air Force	Spangdahlem AB	Replace Family Housing (60 Units)	39,294	39,294	39,294	0	39,294
Guam	Navy	Naval Base Guam	Replace Family Housing (68 Units)	48,017	48,017	48,017	0	48,017
Guam	Navy	Naval Base Guam	Replace Family Housing (108 Units)	50,157	50,157	50,157	0	50,157
United Kingdom	Air Force	RAF Lakenheath	Replace Family Housing (74 Units)	35,282	35,282	35,282	0	35,282
Family Housing Improvements								
Worldwide	Army	Unspecified Worldwide	Construction Improvements	336,859	320,659	336,859	(16,200)	320,659
Worldwide	Navy	Unspecified Worldwide	Construction Improvements	176,446	180,146	176,446	3,700	180,146
Worldwide	Air Force	Unspecified Worldwide	Construction Improvements	403,777	403,777	403,777	0	403,777
Worldwide	DLA	Unspecified Worldwide	Construction Improvements	484	484	484	0	484
Worldwide	NSA	Unspecified Worldwide	Construction Improvements	284	284	284	0	284
Worldwide	FHIF	Unspecified Worldwide	Family Housing Improvement Fund	2,500	2,500	2,500	0	2,500
Family Housing Operations								
Worldwide	Army	Unspecified Worldwide	Furnishings Account	36,687	36,687	36,687	0	36,687
Worldwide	Army	Unspecified Worldwide	Leasing Account	214,781	214,781	214,781	0	214,781
Worldwide	Army	Unspecified Worldwide	Maintenance of Real Property	204,963	202,791	204,963	(1,212)	203,751
Worldwide	Army	Unspecified Worldwide	Management Account	60,919	60,919	60,919	0	60,919
Worldwide	Army	Unspecified Worldwide	Miscellaneous Account	630	630	630	0	630

Military Construction Authorizations for Fiscal Year 2007
(Dollars in Thousands)

Location	Service/Agency	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Worldwide	Army	Unspecified Worldwide	Operations Account	0	0	0	0	0
Worldwide	Army	Unspecified Worldwide	Planning and Design	16,332	16,332	16,332	0	16,332
Worldwide	Army	Unspecified Worldwide	Privatization Support Costs	25,990	25,990	25,990	0	25,990
Worldwide	Army	Unspecified Worldwide	Services Account	26,726	26,726	26,726	0	26,726
Worldwide	Army	Unspecified Worldwide	Utilities Account	106,133	106,133	106,133	0	106,133
Worldwide	Navy	Unspecified Worldwide	Furnishings Account	18,036	18,036	18,036	0	18,036
Worldwide	Navy	Unspecified Worldwide	Leasing Account	132,282	132,282	121,681	0	132,282
Worldwide	Navy	Unspecified Worldwide	Maintenance of Real Property	152,991	152,991	152,991	0	152,991
Worldwide	Navy	Unspecified Worldwide	Management Account	75,085	75,085	75,085	0	75,085
Worldwide	Navy	Unspecified Worldwide	Miscellaneous Account	595	595	595	0	595
Worldwide	Navy	Unspecified Worldwide	Mortgage Insurance Premium	2	2	2	0	2
Worldwide	Navy	Unspecified Worldwide	Planning and Design	2,600	2,785	2,600	185	2,785
Worldwide	Navy	Unspecified Worldwide	Privatization Support Costs	15,261	15,261	15,261	0	15,261
Worldwide	Navy	Unspecified Worldwide	Services Account	34,123	34,123	34,123	0	34,123
Worldwide	Navy	Unspecified Worldwide	Utilities Account	80,751	80,751	80,751	0	80,751
Worldwide	Air Force	Unspecified Worldwide	Debt Account	1	1	1	0	1
Worldwide	Air Force	Unspecified Worldwide	Furnishings Account	44,545	44,545	44,545	0	44,545
Worldwide	Air Force	Unspecified Worldwide	Leasing Account	121,295	121,295	121,295	0	121,295
Worldwide	Air Force	Unspecified Worldwide	Maintenance Account	342,298	342,298	342,298	0	342,298
Worldwide	Air Force	Unspecified Worldwide	Management Account	77,981	77,981	77,981	0	77,981
Worldwide	Air Force	Unspecified Worldwide	Miscellaneous Account	1,914	1,914	1,914	0	1,914
Worldwide	Air Force	Unspecified Worldwide	Planning and Design	13,202	13,202	13,202	0	13,202
Worldwide	Air Force	Unspecified Worldwide	Privatization Support Costs	37,899	37,899	37,899	0	37,899
Worldwide	Air Force	Unspecified Worldwide	Services Account	25,888	25,888	25,888	0	25,888
Worldwide	Air Force	Unspecified Worldwide	Utilities Account	103,250	103,250	103,250	0	103,250
Worldwide	DIA	Unspecified Worldwide	Furnishings Account	4,182	4,182	4,182	0	4,182
Worldwide	DIA	Unspecified Worldwide	Leasing Account	32,821	32,821	32,821	0	32,821

Military Construction Authorizations for Fiscal Year 2007
(Dollars in Thousands)

Location	Service/Agency	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Worldwide	DLA	Unspecified Worldwide	Furnishings Account	58	58	58	0	58
Worldwide	DLA	Unspecified Worldwide	Maintenance of Real Property	236	236	236	0	236
Worldwide	DLA	Unspecified Worldwide	Management Account	374	374	374	0	374
Worldwide	DLA	Unspecified Worldwide	Planning and Design	200	200	200	0	200
Worldwide	DLA	Unspecified Worldwide	Services Account	72	72	72	0	72
Worldwide	DLA	Unspecified Worldwide	Utilities Account	399	399	399	0	399
						0	0	0
Worldwide	NSA	Unspecified Worldwide	Furnishings Account	26	26	26	0	26
Worldwide	NSA	Unspecified Worldwide	Leasing Account	10,261	10,261	10,261	0	10,261
Worldwide	NSA	Unspecified Worldwide	Maintenance of Real Property	70	70	70	0	70
Worldwide	NSA	Unspecified Worldwide	Utilities Account	7	7	7	0	7
			Total Military Construction and Family Housing	16,698,423	16,958,894	17,102,023	678,361	17,376,784
			Rescissions		(260,471)	0		(278,361)
			Total Authorization of Appropriations		16,698,423			17,098,423

* Project requested by Senator Reed and Senator Chafee in lieu of Hazardous Material Storage Facility project contained in Senate amendment
# Project requested by CM Marshall and CM Kingston in lieu of Consolidated Logistics Fac, Depot Ops, Ph 1 project contained in House Bill

2005 Defense Base Closure and Realignment accounts authorized for appropriations in 2006

The National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) included authorization of appropriations of $1,504.5 million to carry out military construction, environmental activities, and certain operating expenses related to the results of the 2005 Defense Base Closure and Realignment (BRAC) round. Section 2404(c) of the aforementioned Act required the Secretary of Defense to submit to the congressional defense committees a report describing the specific programs, projects, and activities for which the authorized amounts would be used.

Congress imposed a 1 percent reduction upon the appropriation for the BRAC account, which resulted in an amount of $1,489.4 million being available for obligation.

On February 10, 2006, the Under Secretary of Defense for Acquisition, Technology, and Logistics submitted to the committees on Armed Services of the Senate and the House of Representatives a report detailing the planned expenditures of funds to support implementation of the Department of Defense's BRAC requirements.

The planned expenditures included $1,160.3 million to initiate planning, design, and construction of facilities; $82.3 million for activities required by the National Environmental Policy Act and other environmental actions; $193.8 million to carry out personnel permanent changes of station, transportation of personnel property, sustainment of real property, and BRAC program management; and $52.6 million for the procurement of collateral equipment, information technology systems, training, and other transition support services.

The following table provides the projects and other activities that were identified by the Department to be carried out by each service using amounts made available in fiscal year 2006.

The conferees continue to review the justification for the construction projects and other BRAC V activities within these accounts to ensure amounts authorized for this program are used solely to carry out the decisions of the 2005 BRAC round.

2005 Defense Base Closure and Realignment Program for Fiscal Year 2006

(dollars in thousands)

Army BRAC V Program for Fiscal Year 2006

State	Installation	Project Title	Amount
Arkansas	Fort Chaffee	Armed Forces Reserve Center	19,500
Colorado	Fort Carson	Brigade Combat Team Complex, Increment 1	120,000
Iowa	Camp Dodge	Armed Forces Reserve Center	37,000
Kansas	Fort Riley	Div HQ & Sustainment Bde HQ (IGPBS), Incr 1	91,000
Kentucky	Fort Knox	Brigade Combat Team Facilities, Phase 1	113,000
New Jersey	Fort Dix	Armed Forces Reserve Center	40,000
South Carolina	Fort Jackson	Armed Forces Reserve Center	18,000
Texas	Fort Bliss	BDE Combat Team Complex #1 (IGPBS) Incr 1	85,000
Texas	Fort Bliss	Site Infrastructure (IGPBS), Increment 1	101,000
Wisconsin	Fort McCoy	Armed Forces Reserve Center	21,000
Worldwide	Various Unspecified	Army BRAC - Planning and Design (IGPBS)	59,300
Worldwide	Various Unspecified	Army BRAC - Planning and Design	98,500
Worldwide	Various Unspecified	Army BRAC V Environmental Activities	34,254
Worldwide	Various Unspecified	Army BRAC V Operations and Maintenance	27,735
Worldwide	Various Unspecified	Army BRAC V Other Services/Procurement (IT, comm, equipment)	0
		Army BRAC V Program Total:	**865,289**

Navy BRAC V Program for Fiscal Year 2006

State	Installation	Project Title	Amount
Florida	NS Mayport	Bachelor Enlisted Quarters	12,031
Florida	NS Mayport	DESRON Six Command Bldg	1,769
Florida	NS Mayport	Construct Parking	846
Florida	NAS Jacksonville	Construct Hangar/Parking Apron, Increment 1	21,735
Illinois	NS Great Lakes	Convert Shop Space for Southern Division	853
Illinois	NS Great Lakes	Renovate Space for Navy Region South	135
Maryland	NAS Patuxent River	Aircraft Research Support Facility	22,527
Rhode Island	NS Newport	Renovate Bldg 370 for OTC-P	7,173
Tennessee	NSA Millington	Construct Bldg for EPMAC/NRPC	11,112
Tennessee	NSA Millington	Renovate Bldg 750 for NRRC	1,301
Virginia	NSA Norfolk	NAVRESFORCOM Administrative Complex	33,509
Virginia	NS Norfolk	Add to Bldg Z140 for EFA NE	5,100
Virginia	NS Norfolk	Renovate Bldg CEP86 REDCOM Mid-Atlantic	845
Worldwide	Various Unspecified	Navy BRAC - Planning and Design	59,865
Worldwide	Various Unspecified	Navy BRAC V Environmental Activities	17,063
Worldwide	Various Unspecified	Navy BRAC V Operations and Maintenance	50,897
Worldwide	Various Unspecified	Navy BRAC V Other Services/Procurement (IT, comm, equipment)	0
		Navy BRAC V Program Total	**246,761**

Air Force BRAC V Program for Fiscal Year 2006

State	Installation	Project Title	Amount
Worldwide	Various Unspecified	AF BRAC – Planning and Design	$109,443
Worldwide	Various Unspecified	Air Force BRAC V Environmental Activities	28,780
Worldwide	Various Unspecified	Air Force BRAC V Operations & Maintenance	59,374
Worldwide	Various Unspecified	Air Force BRAC V Military Personnel PCS	0
Worldwide	Various Unspecified	Air Force BRAC V Other Services/Procurement (IT, comm, equipment)	33,459
Worldwide	Various Unspecified	Air Force BRAC V Homeowners Assistance Program	0
		Air Force BRAC V Program Total	**231,056**

Defense Agencies BRAC V Program for Fiscal Year 2006

State	Installation	Project Title	Amount
Worldwide	Various Unspecified	Defense Agencies Planning and Design	67,779
Worldwide	Various Unspecified	Defense Agencies Environmental Activities	2,197
Worldwide	Various Unspecified	Defense Agencies Operations & Maintenance	55,175
Worldwide	Various Unspecified	Defense Agencies Military Personnel PCS	1,681
Worldwide	Various Unspecified	Defense Agencies Other Services/Procurement (IT, comm, equipment)	19,073
Worldwide	Various Unspecified	Defense Agencies Homeowners Assistance Program	410
		Defense Agencies BRAC V Program Total:	**146,315**

Department of Defense BRAC V Program for Fiscal Year 2006 1,489,421

2005 Defense base closure and realignment accounts

The budget request included authorization of appropriations of $5,626.2 million for fiscal year 2007 to carry out military construction, environmental activities, and certain operating expenses related to the results of the 2005 Defense Base Closure and Realignment (BRAC) round.

The House bill would authorize appropriations of $5,626.2 million for fiscal year 2007 to carry out military construction, environmental activities, and certain operating expenses related to the results of the 2005 BRAC round.

The Senate amendment would authorize appropriations of $5,526.9 million for fiscal year 2007 to carry out military construction, environmental activities, and certain operating expenses related to the results of the 2005 BRAC round.

The conferees agree to authorize appropriations of $5,626.2 million for fiscal year 2007 to carry out military construction, environmental activities, and certain operating expenses related to the results of the 2005 BRAC round.

The following table provides the projects and other activities identified by the Department of Defense to be carried out with amounts authorized for appropriation within each service's BRAC V account.

The conferees continue to review the justification for the construction projects and other BRAC V activities within these accounts to ensure amounts authorized for this program are used solely to carry out the decisions of the 2005 BRAC round.

2005 Defense Base Closure and Realignment Program for Fiscal Year 2007

(dollars in thousands)

Army BRAC V Program for Fiscal Year 2007

State	Installation	Project Title	Amount
Alabama	Birmingham	Armed Forces Reserve Center	28,000
Alabama	Redstone Arsenal	Recruiting Brigade Operations Building	9,400
Arkansas	North Little Rock	Armed Forces Reserve Center	1,050
Arizona	Buckeye	Armed Forces Reserve Center	19,500
California	Bell	Armed Forces Reserve Center	46,900
California	Fort Hunter Liggett	Armed Forces Reserve Center	13,400
California	Moffett Field	Armed Forces Reserve Center	47,000
California	Moffett Field	Armed Forces Reserve Center	23,000
Colorado	Fort Carson	Brigade Combat Team Complex, Incr 2	118,000
Colorado	Fort Carson	Division HQ's, Increment 1	84,000
Connecticut	Middletown	Armed Forces Reserve Center	35,000
Florida	Eglin AFB	Special Forces Complex, Phase 1	115,700
Georgia	Fort Benning	Child Development Center	6,700
Georgia	Fort Benning	Trainee Barracks Complex 1	110,000
Georgia	Fort Benning	Training Brigade Complex	41,200
Georgia	Fort Benning	Fire and Movement Range	2,050
Georgia	Fort Benning	Modified Record Fire Range	4,500
Georgia	Fort Benning	IET Brigade Headquarters Building	20,000
Georgia	Fort Benning	Trainee Barracks Complex 2	110,000
Georgia	Fort Benning	Stationary Gunnery Range	6,100
Kansas	Fort Leavenworth	Regional Correctional Facility	68,000
Kansas	Fort Riley	Battle Command Training Center	27,000
Kansas	Fort Riley	Runway Improvements	17,000
Kansas	Fort Riley	Child Development Center	5,700
Kansas	Fort Riley	Combat Avn Bde Complex - Phase 1	152,000
Kansas	Fort Riley	Cons Soldier/Family Medical Clinic	17,520
Kansas	Fort Riley	Div HQ/Sustainment Bde HQ (IGPBS), Incr 2	87,000
Kentucky	Bluegrass Depot	Armed Forces Reserve Center	21,000
Kentucky	Fort Knox	Human Resources Command Cplx, Ph 1	98,000
Kentucky	Fort Knox	Brigade Combat Team Facilities, Phase 2	77,000
Kentucky	Paducah	Armed Forces Reserve Center	16,500
Massachusetts	Ayer	Armed Forces Reserve Center	81,000
Massachusetts	Westover AFB	Armed Forces Reserve Center	34,000
Maryland	Aberdeen PG	Infrastructure Upgrades	47,000
Maryland	Aberdeen PG	Comm Electronic Res Dev/Engring C Ph 1	145,000
Maryland	Fort Detrick	Armed Forces Reserve Center	13,800
Minnesota	Cambridge	Armed Forces Reserve Center	10,000
North Carolina	Fort Bragg	Veh Maint Shop / 4th BCT	52,000
North Carolina	Fort Bragg	Brigade Combat Team Complex	33,000
Nebraska	Hastings	Armed Forces Reserve Center	12,000
Nebraska	Kearney	Armed Forces Reserve Center	4,700
New Mexico	Kirtland AFB	Armed Forces Reserve Center	20,000
New York	Fort Totten	Armed Forces Reserve Center	21,000
New York	Stewart Newburgh	Armed Forces Reserve Center	22,000
Oklahoma	Fort Sill	Armed Forces Reserve Center	8,700
Oklahoma	Fort Sill	Restation ADA School, Increment 1	138,000
South Carolina	Shaw AFB	Third Army Barracks	13,800
Texas	Camp Bullis	Armed Forces Reserve Center	44,000

State	Installation	Project Title	Amount
Texas	Fort Bliss	Brigade Combat Team Complex #2, Incr 1	85,000
Texas	Fort Bliss	Live Fire Shoot House	2,000
Texas	Fort Bliss	Multipurpose Machine Gun Range	3,950
Texas	Fort Bliss	Live Fire Shoot House	2,000
Texas	Fort Bliss	Infantry Platoon Battle Course	4,650
Texas	Fort Bliss	Urban Assault Course	2,150
Texas	Fort Bliss	Demolition Range Complex	1,750
Texas	Fort Bliss	Combat Pistol Qualification Range	2,250
Texas	Fort Bliss	Combat Aviation Brigade Increment 1	92,000
Texas	Fort Bliss	Child Development Center	5,800
Texas	Fort Bliss	Dental Clinic	13,530
Texas	Fort Bliss	Youth Activity Center - Biggs	4,000
Texas	Fort Bliss	Ammunition Supply Point	15,500
Texas	Fort Bliss	Central Wash Facility	8,700
Texas	Fort Bliss	Battle Command Training Center	27,000
Texas	Fort Bliss	Site Infrastructure (IGPBS), Increment 2	100,000
Texas	Fort Bliss	BDE Combat Team Cmplx #1 (IGPBS) Incr 2	85,000
Texas	Fort Sam Houston	Youth Center	5,100
Texas	Fort Sam Houston	Budge Dental Clinic Add/Alt	1,350
Texas	Fort Sam Houston	Btlfield Health/Trauma Biomed Lab, Increment 1	54,000
Texas	Grand Prairie	Armed Forces Reserve Center	35,000
Texas	Seagoville	Armed Forces Reserve Center	19,500
Virginia	Fort Lee	Combat Service Support Center, Increment 1	197,000
Washington	Fairchild AFB	Armed Forces Reserve Center	31,000
Washington	Fort Lewis	Armed Forces Reserve Center	24,000
Washington	Vancouver	Armed Forces Reserve Center	28,000
Wyoming	Cheyenne	Armed Forces Reserve Center	44,000
Worldwide	Various Unspecified	Army BRAC Planning and Design (IGPBS)	71,500
Worldwide	Various Unspecified	Army BRAC Planning and Design	160,109
Worlwide	Various Unspecified	Army BRAC V Environmental Activities	73,492
Worlwide	Various Unspecified	Army BRAC V Operations and Maintenance	143,865
Worlwide	Various Unspecified	Army BRAC V Other Services/Procurement (IT, comm, equipment)	136,818
		Army BRAC V Program Total:	**3,608,234**

Navy BRAC V Program for Fiscal Year 2007

State	Installation	Project Title	Amount
Arizona	MCAS Yuma	Construct FRC Maintenance Facility	3,181
California	NS San Diego	Bachelor Enlisted Quarters	16,943
California	NS San Diego	Construct Parking Facility	20,991
California	NS San Diego	Squadron Support Facility	4,400
California	NSB San Diego	MINEWARTRACEN Training Facs	24,245
California	NWS Concord	Construct Fire Station	3,400
California	NWS Concord	Construct Administration Bldg	3,145
California	NWS Concord	Constr Railroad Equipmt/Engine Maint Shop	2,891
California	NWS Concord	Construct Electrical Substation	1,409
California	Camp Pendleton	Construct Pre-trial Detainee Facility	4,580
California	MCAS Miramar	Construct FRC Maintenance Facility	3,164
California	NWS China Lake	Weapons and Armament Tech Ctr, Incr 1	30,118
California	NWS China Lake	Renovate Lab Bldgs	3,776

State	Installation	Project Title	Amount
California	NWS China Lake	Bldg Renovation and Storage	7,924
Florida	NAS Jacksonville	Facility Engineering Ctr SE, Engineering Ops	16,025
Florida	NAS Jacksonville	Construct Hangar/Parking Apron, Incr 2	70,955
Florida	NAS Jacksonville	Bachelor Enlisted Quarters	16,100
Florida	NAS Jacksonville	Construct Fleet Support Facility	5,092
Georgia	Robins AFB	Add to/Renovate Hangars for HMLA-773 (MCR)	27,460
Georgia	Marietta	Marine Corps Reserve Center	2,690
Louisiana	Belle Chasse JRB	Bachelor Enlisted Quarters	23,753
Louisiana	Belle Chasse JRB	Add to Dining Facility	3,614
Louisiana	Belle Chasse JRB	Add to Child Development Center	2,164
Louisiana	Belle Chasse JRB	Medical and Dental Clinic Addition	6,321
Louisiana	Belle Chasse JRB	Add to Indoor Physical Fitness Facility	3,950
Louisiana	Belle Chasse JRB	Construct Youth Center	4,743
Louisiana	Belle Chasse JRB	Construct General Purpose Instructional Bldg	7,264
Louisiana	Belle Chasse JRB	Administrative Support Bldg	10,493
Louisiana	Belle Chasse JRB	Applied Instruction Bldg	3,521
Louisiana	Belle Chasse JRB	Construct Covered Storage Bldg	1,664
Louisiana	Belle Chasse JRB	Military Entrance Processing Station	6,307
Louisiana	Belle Chasse JRB	Construct Family Service Center	1,507
Louisiana	Belle Chasse JRB	Police Station, Security Support Facs	829
Louisiana	Belle Chasse JRB	Construct Road Infrastructure Support	8,186
Louisiana	Belle Chasse JRB	NAVAIRSEFAC Calibration Laboratory	5,343
Maryland	NNMC Bethesda	Joint Medical Command HQ Facilities	1,374
New Jersey	Ft Dix	Construct/Ren Bldgs 5957, 5956 for NMCRC	6,916
North Carolina	Camp Lejeune	Construct Pre-trial Detainee Facility	3,007
North Carolina	MCAS New River	Construct FRC Maintenance Facility	6,548
Oregon	Portland	Construct Dock to Relocate ACU-1 (NR)	955
Rhode Island	NS Newport	Dental Clinic Addition	964
Rhode Island	NS Newport	Training Bldg for Naval Supply Corps School	22,164
Texas	Ft Worth JRB	Reconfigure Hangar 1404 for VR-46	4,168
Texas	Ft Worth JRB	Upgrade Hangar 1049 fro VMFA-142	1,504
Texas	Ft Worth JRB	CAG-20, Ft Worth, TX	2,180
Texas	Ft Worth JRB	Administrative Fac, 8th MCD, Ft Worth, TX	4,488
Texas	San Antonio	Construct Regional Medical Fac - Navy Share	48,991
Virginia	NS Norfolk	Aircraft Maintenance Hangar, Increment 1	28,857
Virginia	NS Norfolk	NWDC Administrative Facility	28,427
Worldwide	Various Unspecified	Navy BRAC - Planning and Design	40,000
Worlwide	Various Unspecified	Navy BRAC V Environmental Activities	6,483
Worlwide	Various Unspecified	Navy BRAC V Operations and Maintenance	124,415
Worlwide	Various Unspecified	Navy BRAC V Other Services/Procurement (IT, comm, equipment)	0
		Navy BRAC V Program Total:	**689,589**

Air Force BRAC V Program for Fiscal Year 2007

State	Installation	Project Title	Amount
Alaska	Elmendorf AFB	Replicate C-17 Engine Shop	$3,500
Alaska	Elmendorf AFB	Replicate C-17 Parking Apron	$14,800
Alaska	Elmendorf AFB	Construct Infrastructure & Utilities	$30,000
Arkansas	Fort Smith AGS	A-10 Munitions Load Crew Training Facility	$2,850
Arkansas	Fort Smith AGS	A-10 Consolidated 2-Bay Corr/Fuel Cell	$7,000
Arkansas	Little Rock AFB	C-130 Flight Simulator Facility	$4,250

State	Installation	Project Title	Amount
Arkansas	Little Rock AFB	HQ Wing Facility	$7,400
Arkansas	Little Rock AFB	C-130J 1-Bay Corrosion Control Hangar	$12,400
Arkansas	Little Rock AFB	C-130 Squadron Operations/AMU	$12,800
California	Vandenberg AFB	Construct Satellite Control Facility (AFSPC)	$34,000
Florida	Homestead ARS	Add/Alter Squadron Operations/AMXS (AFR)	$3,800
Florida	Homestead ARS	Add Weapons Release Shop (AFR)	$2,350
Florida	MacDill AFB	Training Facility (AFR)	$7,200
Florida	MacDill AFB	Add/Alter Aerial Port Squadron Training (AFR)	$1,700
Florida	MacDill AFB	Add/Alter Bldg 6 for Squad Ops/AMU	$16,500
Georgia	Moody AFB	Weapons Release Shop (A-10)	$3,850
Georgia	Moody AFB	Fuel Cell Hangar, 2Bay (A-10)	$7,700
Georgia	Moody AFB	A-10 Engine Trim Pad	$1,650
Georgia	Robins AFB	Relocate 202 EIS Vehicle Maint Complex	$880
Louisana	Barksdale AFB	Add/Alt Squadron Ops/Life Support (AFRC)	$1,833
Louisana	Barksdale AFB	Aircraft Maintenance Squadron (AFR)	$1,645
Massachusetts	Barnes AGS	Install Aircraft Arresting Systems	$780
Massachusetts	Barnes AGS	Add/Alter Squadron Operations Facility	$4,700
Massachusetts	Barnes AGS	Upgrade F-15 Parking Apron	$1,600
Massachusetts	Barnes AGS	Add/Alter Aircraft Maintenance Hangar	$1,300
Massachusetts	Barnes AGS	Add/Alter Fuel Cell/Corrosion Control Hangar	$5,600
Massachusetts	Barnes AGS	Add/Alter Engine Shop-Building 20	$830
Mississippi	Columbus AFB	Add/Alter Flight Simulator B268	$2,000
Mississippi	Columbus AFB	IFF Squadron Operations Facility	$2,700
Mississippi	Columbus AFB	Unaccompanied Officer's Quarters	$7,700
Mississippi	Columbus AFB	Add/Alter Supt Operations B236	$1,550
Mississippi	Columbus AFB	Expand Compressed Air (CASS) System	$830
Missouri	Whiteman AFB	Squadron Operations/Life Support (AFR)	$8,100
Missouri	Whiteman AFB	Construct Munitions Igloos (AFR)	$1,350
Missouri	Whiteman AFB	Conventional Munitions Maintenance (AFR)	$1,850
Montana	Great Falls AGS	Squadron Operations (ANG)	$8,500
Montana	Great Falls AGS	Upgrade Avionics & ECM (ANG)	$1,150
Montana	Great Falls AGS	Add/Alter Weapons & Release Shop (ANG)	$1,900
Montana	Great Falls AGS	Add/Alter ASE Shop (ANG)	$2,550
Nevada	Nellis AFB	Aircraft Operations Facilities	$25,000
Nevada	Nellis AFB	Flight Simulator Facility	$10,600
Nevada	Nellis AFB	Aircraft Maintenance Shop Facilities	$9,900
Nevada	Nellis AFB	Aircraft Maintenance Complex	$13,200
Nevada	Nellis AFB	Construct Training Facility (AFR)	$10,800
North Carolina	Seymour Johnson	F-100 Propulsion Shop	$4,090
North Carolina	Seymour Johnson	Add/Alter Squad Ops & AMU (AFR)	$9,600
North Carolina	Seymour Johnson	Add/Alter Maintenance Shops (AFR	$1,100
North Carolina	Seymour Johnson	Flight Simulator (AFR)	$3,500
North Carolina	Seymour Johnson	Corrosion Control Hangar (AFR)	$9,400
North Carolina	Seymour Johnson	Add to KC-135 Parts Store, Bldg 4810 (AFR)	$1,000
Ohio	Wright-Patterson	Facilities Infrastructure Upgrade	$19,000
Oklahoma	Tinker AFB	Expand Fuel Hydrant System (AFR)	$1,800
Oklahoma	Vance AFB	Add/Alter Survival Equipment Shop	$877
Oklahoma	Vance AFB	Squadron Facilities	$4,530
Oklahoma	Vance AFB	Add/Alter Aircraft Parking Apron	$7,540
Oklahoma	Vance AFB	IFF No-Drop Range	$2,750
Oklahoma	Vance AFB	Renovate Simulator Facility 672	$1,820
Oklahoma	Will Rogers AGS	Air Traffic Relocation	$4,600
Texas	Carswell ARS	Add/Alter Squadron Operations (AFR)	$2,900
Texas	Carswell ARS	Add Munitions Maintenance (AFR)	$780

State	Installation	Project Title	Amount
Texas	Carswell ARS	Add/Alter Aircraft Maintenance Squadron (AFR)	$2,350
Texas	Carswell ARS	Add Weapons Release Shop (AFR)	$2,350
Texas	Lackland AFB	Medical Administrative Center	$13,800
Texas	Lackland AFB	Intelligence Operations Center	$14,200
Texas	Laughlin AFB	Add/Alter Aircraft Parking Apron	$4,550
Texas	Laughlin AFB	Add/Alter Student Training Complex	$3,150
Texas	Laughlin AFB	Add/Alter Simulator Facility	$1,050
Texas	Laughlin AFB	Construct 55 Person UOQ	$9,200
Texas	Laughlin AFB	Add/Alter Egress Shop	$900
Texas	Laughlin AFB	Add/Alter Aircraft Weather Shelter	$2,000
Texas	Laughlin AFB	Add/Alter NDI Shop	$1,100
Texas	Laughlin AFB	Construct No-Drop Bomb Range- Acquire Land	$3,500
Texas	Randolph AFB	Renovate Hangar 6 MX Shop Relocation (IFF)	$2,894
Texas	Randolph AFB, TX	Add/Alter Bldg 738 for IFF Sims	$1,460
Virginia	Langley AFB, VA	Logistics Support Center	$13,200
Virginia	Langley AFB, VA	Alter Alert Facility	$2,450
Worldwide	Various Unspecified	AF BRAC – Planning and Design	$34,414
Worldwide	Various Unspecified	AF BRAC – Unspecified Minor Construction	$18,361
Worlwide	Various Unspecified	Air Force BRAC V Environmental Activities	1,965
Worlwide	Various Unspecified	Air Force BRAC V Operations and Maintenance	241,877
Worlwide	Various Unspecified	Air Force BRAC V Military Personnel PCS	22,459
Worlwide	Various Unspecified	Air Force BRAC V Other Services/Procurement (IT, comm, equipment)	126,062
Worlwide	Various Unspecified	Air Force BRAC V Homeowners Assistance Program	5,763
		Air Force BRAC V Program Total:	**906,940**

Defense Agencies BRAC V Program for Fiscal Year 2007

State	Installation	Project Title	Amount
Georgia	DDD Warner Robins	DLA - General Purpose Warehouse	24,200
Pennsylvania	DDD New Cumberlar	DLA - General Purpose Warehouse	38,350
Worldwide	Various Unspecified	DLA BRAC V - Planning and Design	6,080
Worldwide	Various Unspecified	DISA BRAC V Planning and Design	140
Worldwide	Various Unspecified	TMA BRAC V Planning and Design	244
Virginia	Fort Belvoir	NGA Site Development Campus	94,400
Virginia	Fort Belvoir	NGA Access Roads Improvement	12,800
Worldwide	Various Unspecified	NGA BRAC V Planning and Design	15,000
Worldwide	Various Unspecified	CIFA BRAC V Planning and Design	2,883
Worldwide	Various Unspecified	AFIS BRAC V Planning and Design	5,819
Worldwide	Various Unspecified	DTRA BRAC V Planning and Design	2,977
Virginia	Fort Belvoir	DOD IG Administration Facility	13,222
Virginia	Fort Belvoir	DHRA BRAC V Planning & Design Admin Fac	8,313

State	Installation	Project Title	Amount
Worldwide	Various Unspecified	DTSA BRAC V Planning and Design	2,404
Worldwide	Various Unspecified	DODEA BRAC V Planning and Design	1,734
Ohio	DSD Columbus	DODEA Convert Industrial Space to Admin Space	1,780
Worldwide	Various Unspecified	WHS BRAC V Planning and Design	89,467
Worldwide	Various Unspecified	Defense Agencies Environmental Activities	2,191
Worldwide	Various Unspecified	Defense Agencies Operations & Maintenance	84,169
Worldwide	Various Unspecified	Defense Agencies Military Personnel PCS	40
Worldwide	Various Unspecified	Defense Agencies BRAC V Other Services/Procurement (IT, comm, equipment)	14,516
Worldwide	Various Unspecified	Defense Agencies Homeowners Assistance Program	730
		Defense Agencies BRAC V Program Total:	**421,459**

Department of Defense BRAC V Program for Fiscal Year 2007 5,626,222

LEGISLATIVE PROVISIONS ADOPTED

Short title (sec. 2001)

The House bill contained a provision (sec. 2001) that would cite division B of this Act as the ''Joel Hefley Military Construction Authorization Act for Fiscal Year 2007.''

The Senate amendment contained a provision (sec. 2001) that would cite division B of this Act as the ''Military Construction Authorization Act for Fiscal Year 2007.''

The House recedes.

Recognition of Representative Joel Hefley upon his retirement from the House of Representatives (sec. 2002)

The conferees agree to include a provision that would recognize and commend the accomplishments of Representative Joel Hefley for 20 years of public service to the people of Colorado, members of the Armed Forces and their families, and the United States.

TITLE XXI—ARMY

BUDGET ITEM

Overview

The budget request included $2,059.8 million for military construction and $1,271.8 million for family housing for the Army in fiscal year 2007.

The House bill would authorize appropriations of $2,135.6 million for military construction and $1,253.4 million for family housing.

The Senate amendment would authorize appropriations of $2,180.8 million for military construction and $1,271.8 million for family housing.

The conferees agree to authorize appropriations of $2,264.0 million for military construction and $1,254.4 million for family housing for the Army in fiscal year 2007.

The conferees agree to decrease the authorization of appropriations for military construction for the Army by $31.0 million for a project to acquire a temporary administrative facility at Fort Belvoir, Virginia. The conferees acknowledge that the substantial annual cost to lease the facility could be avoided by the acquisition of the building. Therefore, the conferees direct the Secretary of the Army to review the administrative space requirements for Fort Belvoir related to the 2005 Defense Base Closure and Realignment (BRAC) round. If the Secretary determines that this temporary building will be used to satisfy BRAC requirements, the conferees direct the Secretary to carry out the acquisition of the facility in fiscal year 2007 with funds authorized for BRAC activities, consistent with BRAC statutes.

The conferees agree to decrease the authorization of appropriations for military construction for the Army by $15.4 million for two projects to construct barracks at Camp Humphreys, Republic of Korea due to a favorable bid climate in the country.

The conferees agree to decrease the authorization of appropriations for Army housing construction improvements by $16.2 million for a project to privatize housing at Fort McNair, Washington, D.C. The conferees note that the Secretary has decided that the best course of action to restore the houses to an adequate condition is to use military construction funds to renovate 18 historic houses. The conferees are concerned that the current cost estimates to restore these houses to an acceptable condition meeting historical preservation requirements exceeds $1.0 million per house. At a time when the Army is struggling to budget funds for the recapitalization and sustainment of critical mission facilities and infrastructure, the conferees do not support the current estimated costs for these units. Understanding the need to perform critical repairs for the safety and security of the housing occupants, the conferees direct the Secretary to reassess the costs and proposed renovation or replacement actions to be carried out to these houses, and to include in the budget request for fiscal year 2008 an amount that will allow the Army to carry out minimum essential repairs required to ensure adequate living conditions.

The conferees agree to decrease the authorization of appropriations for Army housing maintenance by $1.2 million for a project to repair a housing unit at Stuggart, Germany, and direct that the Secretary consider a burden-sharing agreement with the host nation to complete the repair of this facility.

LEGISLATIVE PROVISIONS ADOPTED

Authorized Army construction and land acquisition projects (sec. 2101)

The House bill contained a provision (sec. 2101) that would authorize Army military construction projects in fiscal year 2007.

The Senate amendment contained a similar provision (sec. 2101).

The conference agreement includes this provision.

The amounts authorized are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table at the beginning of Division B of this conference report entitled ''Military Construction Authorizations for Fiscal Year 2007'' provides the binding list of specific construction projects authorized at each location.

Family housing (sec. 2102)

The House bill contained a provision (sec. 2102) that would authorize new construction and planning and design of family housing units for the Army in fiscal year 2007.

The Senate amendment contained a similar provision (sec. 2102).

The conference agreement includes this provision.

The amounts authorized are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table at the beginning of Division B of this conference report entitled ''Military Construction Authorizations for Fiscal Year 2007'' provides the binding list of specific construction projects authorized at each location.

Improvements to military family housing units (sec. 2103)

The House bill contained a provision (sec. 2103) that would authorize improvements to existing units of Army family housing in fiscal year 2007.

The Senate amendment contained a similar provision (sec. 2103).

The conference agreement includes this provision.

Authorization of appropriations, Army (sec. 2104)

The House bill contained a provision (sec. 2104) that would authorize specific appropriations for each line item contained in the Army's military construction budget in fiscal year 2007. The provision would also provide an overall limit on the amount the Army is authorized to spend on military construction projects in fiscal year 2007.

The Senate amendment contained a similar provision (sec. 2104).

The conference agreement includes this provision.

ITEMS OF SPECIAL INTEREST

Impact of 2005 Defense Base Closure and Realignment decisions to the transportation infrastructure in Northern Virginia

The conferees note that the decisions of the 2005 Defense Base Closure and Realignment (BRAC) round will have a significant impact on the transportation infrastructure and national highway system in Northern Virginia supporting Fort Belvoir and Marine Corps Base Quantico. These impacts, if not studied and addressed through a long-term investment strategy, have the potential to adversely affect timely access to these two critical military installations, as well as the quality of life for military members and their families on the installations and in the local communities.

The conferees acknowledge that the Department of the Army is currently studying the impact to the environment resulting from relocation of functions and personnel to Fort Belvoir and the former Engineering Proving Grounds in Fairfax County, Virginia. The conferees direct the Secretary of the Army to work with appropriate Federal, Commonwealth, and local agencies to ensure the draft and final environmental impact statements address the following factors:

(1) a description of the demographic, population, and other planning assumptions used to determine traffic infrastructure requirements;

(2) an analysis of the direct and indirect impact to the transportation infrastructure resulting from the BRAC decisions;

(3) a description of the standards and methodologies for the traffic impact studies contained in the study; and

(4) an assessment of specific traffic infrastructure improvements and new construction projects identified to mitigate the effects of the increase of personnel, and estimates of the costs to carry out the projects.

Request for data related to unaccompanied housing requirements in the Department of the Army

The conferees note that the Department of the Army is carrying out programs to transform its force structure and global presence within the next 5 years, which will result in the permanent relocation of over 100,000 unaccompanied soldiers among Army installations. Concurrently, the Department of the Army is in the process of implementing business plans to carry out the decisions of the 2005 Defense Base Closure and Realignment (BRAC) round. In the budget justification material accompanying the fiscal year 2007 budget request for BRAC 2005, the Army included an assessment that the military construction, environmental, and related requirements, currently identified by the Army to implement its BRAC recommendations, will cost $5.7 billion more than the $9.5 billion budgeted by the Department of Defense for the Army over the Future Years Defense Program. In subsequent testimony to Congress, Army officials estimated that the shortfall may be as high as $8.0 billion.

In both BRAC and transformation initiatives, a major expense for the Army will be the construction of new unaccompanied housing facilities to support the relocation of military personnel. The conferees are concerned that the inadequate planning and scarce resources within the Department of the Army to carry out BRAC and transformation initiatives will result in too many unaccompanied junior enlisted personnel having to find adequate quarters off base due to a lack of adequate on-base facilities. The conferees recognize that local communities have limited resources to be able to accommodate the increase in demand for barracks-type housing at market rates commensurate with a military member's Basic Allowance for Housing. The conferees are concerned that this limited availability could force military personnel to seek housing at substantial distances from military bases, detrimentally affecting both readiness and their quality of life.

To address this substantial requirement to construct unaccompanied housing on military installations, the conferees note that Congress has granted authority to the Department of the Army to enter into agreements with eligible entities to provide for

the acquisition or construction of military unaccompanied housing units on or near military installations. Similar authorities have been used to dramatically improve the quality of family housing for military personnel across all services.

In the statement of managers accompanying the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163), the conferees encouraged ''the Secretary of the Army to consider the use of alternate authorities for the construction of unaccompanied housing in the development of plans for permanent facilities at installations planned for substantial increases in the number of unaccompanied personnel.'' The conferees acknowledge that the Department of the Army has initiated a project to acquire unaccompanied housing using alternative authorities at Fort Drum, New York. To date, no other similar projects have been initiated at other Army installations planned for a substantial population increase of military personnel.

In order to more accurately understand the Department of the Army's current status concerning the housing of unaccompanied personnel, the conferees direct the Secretary of the Army to submit to the congressional defense committees, not later than March 1, 2007, a report on the following:

(1) the current number of each rank of unaccompanied personnel living either on or off post at each major Army installation in the United States;

(2) the number of each rank of unaccompanied personnel projected to be living either on or off post at each major Army installation in the United States by 2011;

(3) a description of the Department of the Army's policy concerning the use of alternate authorities for the acquisition of unaccompanied housing; and

(4) an assessment by the Secretary of the Army of the costs, benefits, utility, and restrictions of using the alternate authorities to acquire unaccompanied housing.

TITLE XXII—NAVY

BUDGET ITEM

Overview

The budget request included $1,162.0 million for military construction and $814.2 million for family housing for the Navy in fiscal year 2007.

The House bill would authorize appropriations of $1,219.9 million for military construction and $818.1 million for family housing.

The Senate amendment would authorize appropriations of $1,268.8 million for military construction and $803.6 million for family housing.

The conferees agree to authorize appropriations of $1,291.3 million for military construction and $818.1 million for family housing for the Navy in fiscal year 2007.

The conferees agree to fully authorize the project to recapitalize Hangar 5 at Whidbey Island, Washington, but to decrease the authorization of appropriations for military construction for the Navy by $31.2 million for this project. The conferees expect the Secretary of the Navy to carry out this project in fiscal year 2007 using incremental appropriations, as was initially proposed by the Department of the Navy during the preparation of the budget request for fiscal year 2007.

The conferees agree to decrease the authorization of appropriations for military construction for the Navy by $1.4 million for a project to construct an addition to Hockmuth Hall, Marine Corps Base Quantico, Virginia due to an error in the amount included in the budget request for fiscal year 2007.

LEGISLATIVE PROVISIONS ADOPTED

Authorized Navy construction and land acquisition projects (sec. 2201)

The House bill contained a provision (sec. 2201) that would authorize Navy military construction projects in fiscal year 2007.

The Senate amendment contained a similar provision (sec. 2201).

The conference agreement includes this provision. The amounts authorized are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table at the beginning of Division B of this conference report entitled ''Military Construction Authorizations for Fiscal Year 2007'' provides the binding list of specific construction projects authorized at each location.

Family housing (sec. 2202)

The House bill contained a provision (sec. 2202) that would authorize new construction and planning and design of family housing units for the Navy in fiscal year 2007.

The Senate amendment contained a similar provision (sec. 2202).

The conference agreement includes this provision.

The amounts authorized are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table at the beginning of Division B of this conference report entitled ''Military Construction Authorizations for Fiscal Year 2007'' provides the binding list of specific construction projects authorized at each location.

Improvements to military family housing units (sec. 2203)

The House bill contained a provision (sec. 2203) that would authorize improvements to existing units of Navy family housing in fiscal year 2007.

The Senate amendment contained a similar provision (sec. 2203).

The conference agreement includes this provision.

Authorization of appropriations, Navy (sec. 2204)

The House bill contained a provision (sec. 2204) that would authorize specific appropriations for each line item contained in the Navy's military construction budget in fiscal year 2007. The provision would also provide an overall limit on the amount the Navy is authorized to spend on military construction projects in fiscal year 2007.

The Senate amendment contained a similar provision (sec. 2204).

The conference agreement includes this provision.

Modification of authority to carry out certain fiscal year 2004, 2005, and 2006 projects (sec. 2205)

The House bill contained a provision (sec. 2205) that would amend section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136), as amended, and the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108–375), as amended, to consolidate into one project the authorities currently provided in two separate projects for the construction of an outlying landing field at Washington County, North Carolina.

The Senate amendment contained a provision (sec. 2205) that would amend section 2201 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163) to change project authorizations for Marine Corps Base, Camp Pendleton, California and Marine Corps Base, Quantico, Virginia.

The Senate recedes with an amendment that would change a project authorization for Marine Corps Base, Camp Pendleton, California.

TITLE XXIII—AIR FORCE

BUDGET ITEM

Overview

The budget request included $1,156.1 million for military construction and $1,938.2 million for family housing for the Air Force in fiscal year 2007.

The House bill would authorize appropriations of $1,233.7 million for military construction and $1,924.2 million for family housing.

The Senate amendment would authorize appropriations of $1,258.3 million for military construction and $1,937.2 million for family housing.

The conferees agree to authorize appropriations of $1,308.2 million for military construction and $1,923.2 million for family housing for the Air Force in fiscal year 2007.

The conferees agree to decrease the authorization of appropriations for military construction for the Air Force by $15.5 million for a project to construct a large vehicle inspection center and access road at Andersen Air Force Base, Guam due to the lack of a comprehensive masterplan that incorporates all proposed infrastructure and facility projects and investments required to support new missions in Guam, including the relocation of 7,000 U.S. Marines from Okinawa, Japan, to Guam.

The conferees agree to decrease the authorization of appropriations for military construction for the Air Force by $9.3 million for a project to construct a dormitory at Kunsan Air Base, Republic of Korea due to a favorable bid climate in the country.

The conferees agree to decrease the authorization of appropriations for military construction for the Air Force by $14.2 million for a project to construct a common battlefield airman training complex at an unspecified worldwide location due to concerns with the status of an environmental impact analysis.

The conferees agree to decrease the authorization of appropriations for military construction for the Air Force by $26.0 million for a project to construct a Global Hawk aircraft maintenance and operations complex at Naval Base Sigonella, Italy because approval from the host nation to proceed with the project has not yet been received.

The conferees agree to decrease the authorization of appropriations for family housing military construction for the Air Force by $1.0 million for a project to replace housing at Minot Air Force Base, North Dakota due to the cost efficiencies gained by the substantial scope of the project.

The conferees agree to decrease the authorization of appropriations for family housing military construction for the Air Force by $14.0 million for a project to replace housing at Ramstein Air Base, Germany due to errors in the budget request for fiscal year 2007 in the calculation of supporting costs for the project.

The conferees agree to decrease the authorization of appropriations for military construction for the Air Force by $8.5 million for planning and design due to excess amounts in the budget request for fiscal year 2007 identified by the Air Force, which would be available for other projects.

The conferees agree to change a project title for the Air Force at Cape Canaveral, Florida in the table entitled ''Military Construction Authorizations for Fiscal Year 2006,'' as contained in the statement of managers accompanying the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163), from ''Satellite Processing Operations Support Facility'' to ''Satellite Alert Facility.''

LEGISLATIVE PROVISIONS ADOPTED

Authorized Air Force construction and land acquisition projects (sec. 2301)

The House bill contained a provision (sec. 2301) that would authorize Air Force military construction projects in fiscal year 2007.

The Senate amendment contained a similar provision (sec. 2301).

The conference agreement includes this provision.

The amounts authorized are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table at the beginning of Division B of this conference report entitled ''Military Construction Authorizations for Fiscal Year 2007'' provides the binding list of specific construction projects authorized at each location.

Family housing (sec. 2302)

The House bill contained a provision (sec. 2302) that would authorize new construction and planning and design of family housing units for the Air Force in fiscal year 2007.

The Senate amendment contained a similar provision (sec. 2302).

The conference agreement includes this provision.

The amounts authorized are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table at the beginning of division B of this conference report entitled ''Military Construction Authorizations for Fiscal Year 2007'' provides the binding list of specific construction projects authorized at each location.

Improvements to military family housing units (sec. 2303)

The House bill contained a provision (sec. 2303) that would authorize improvements to existing units of Air Force family housing in fiscal year 2007.

The Senate amendment contained a similar provision (sec. 2303).

The conference agreement includes this provision.

Authorization of appropriations, Air Force (sec. 2304)

The House bill contained a provision (sec. 2304) that would authorize specific appropriations for each line item contained in the Air Force's military construction budget in fiscal year 2007. The provision would also provide an overall limit on the amount the Air Force is authorized to spend on military construction projects in fiscal year 2007.

The Senate amendment contained a similar provision (sec. 2304).

The conference agreement includes this provision.

Modification of authority to carry out certain fiscal year 2006 project (sec. 2305)

The Senate amendment contained a provision (sec. 2305) that would amend section 2301 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163) to decrease a project authorization for MacDill Air Force Base, Florida.

The House bill contained no similar provision.

The House recedes.

ITEM OF SPECIAL INTEREST

Military construction project for Phase 1 of a Basic Expeditionary Airman Skill Training Campus at Lackland Air Force Base, Texas

The conferees note that the Chief of Staff of the Air Force recently requested additional authorization for a ''critical'' military construction requirement not included in the President's budget request for fiscal year 2007. The conferees agree that the construction of Phase 1 of a Basic Expeditionary Airman Skill Training Campus at Lackland Air Force Base, Texas could significantly enhance the ability of the Air Force to deploy in expeditionary environments. The conferees note that the Secretary of the Air Force currently has authorities provided by Congress to address urgent, unforeseen military construction requirements. Section 2803 of title 10, United States Code, authorizes the Secretary concerned to carry out a military construction project not otherwise authorized by law if determined to be vital to the national security or to the protection of health, safety, or the quality of the environment and urgent enough not to wait for the next budget cycle.

Therefore, the conferees encourage the Secretary of the Air Force to use this authority to carry out this military construction project, if the Secretary of the Air Force determines it is a critical requirement, using amounts from within the total authorization of appropriations for military construction for the Air Force included in this Act.

TITLE XXIV—DEFENSE AGENCIES

BUDGET ITEM

Overview

The budget request included $1,339.2 million for military construction (including construction of chemical demilitarization facilities) and $59.8 million for family housing for defense agencies in fiscal year 2007.

The House bill would authorize appropriations of $1,283.1 million for military construction and $59.8 million for family housing.

The Senate amendment would authorize appropriations of $1,344.7 million for military construction and $59.8 million for family housing.

The conferees agree to authorize appropriations of $1,286.2 million for military construction and $59.8 million for family housing for defense agencies in fiscal year 2007.

The conferees agree to decrease the authorization of appropriations for military construction for the TRICARE Management Agency by $41.4 million for a project to replace the clinic at MacDill Air Force Base, Florida. The conferees agree to fully authorize the project and expect the Director of Health Affairs to carry out this project in fiscal year 2007 using incremental appropriations, as was initially proposed by the TRICARE Management Agency during the preparation of the budget request for fiscal year 2007.

The conferees agree to decrease the authorization of appropriations for military construction for the defense agencies by $30.0 million for a project to construct increment 2 of a regional security operations center at Fort Gordon, Georgia due to delays in the award of the construction contract.

The conferees agree to decrease the authorization of appropriations for military construction for the defense agencies by $4.5 million for the first phase of a project to upgrade utilities at the headquarters complex at Fort Meade, Maryland. The conferees support the requirement to upgrade the existing Supervisory Control and Data Acquisition system servers, workstations, and associated software to improve the energy control and management systems and encourage the Director of the National Security Agency to fund the improvements with appropriations provided for operation and maintenance.

LEGISLATIVE PROVISIONS ADOPTED

Authorized Defense Agencies construction and land acquisition projects (sec. 2401)

The House bill contained a provision (sec. 2401) that would authorize Defense Agencies military construction projects in fiscal year 2007.

The Senate amendment contained a similar provision (sec. 2401).

The conference agreement includes this provision.

The amounts authorized are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table at the beginning of Division B of this conference report entitled ''Military Construction Authorizations for Fiscal Year 2007'' provides the binding list of specific construction projects authorized at each location.

Family housing (sec. 2402)

The House bill contained a provision (sec. 2402) that would authorize construction and planning and design of family housing units for defense agency activities in fiscal year 2007.

The Senate amendment contained a similar provision (sec. 2402).

The conference agreement includes this provision.

The amounts authorized are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table at the beginning of Division B of this conference report entitled ''Military Construction Authorizations for Fiscal Year 2007'' provides the binding list of specific construction projects authorized at each location.

Energy conservation projects (sec. 2403)

The House bill contained a provision (sec. 2403) that would authorize the Secretary of Defense to carry out energy conservation projects.

The Senate amendment contained a similar provision (sec. 2403).

The conference agreement includes this provision.

Authorized base closure and realignment activities funded through Department of Defense Base Closure Account 2005 (sec. 2404)

The House bill contained a provision (sec. 2404) that would authorize the amount for base closure and realignment (BRAC) activities and projects in fiscal year 2007. The provision would also amend the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163) to authorize the amount for BRAC activities and projects for fiscal year 2006.

The Senate amendment contained no similar provision.

The Senate recedes.

Authorization of appropriations, Defense Agencies (sec. 2405)

The House bill contained a provision (sec. 2405) that would authorize specific appropriations for each line item contained in the Defense Agencies' military construction budget in fiscal year 2007. The provision would also provide an overall limit on the amount the Defense Agencies are authorized to spend on military construction projects in fiscal year 2007.

The Senate amendment contained a similar provision (sec. 2404).

The conference agreement includes this provision.

Modification of authority to carry out certain fiscal year 2006 project (sec. 2406)

The House bill contained a provision (sec. 2406) that would amend the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163) to increase project authorizations for the National Security Agency for Augusta, Georgia; Kunia, Hawaii; and Menwith Hill, United Kingdom.

The Senate amendment contained a similar provision (sec. 2405).

The House recedes with an amendment that would increase the project authorization for the National Security Agency for Menwith Hill, United Kingdom.

The conferees note that the project authorizations for the National Security Agency for Augusta, Georgia and Kunia, Hawaii were amended by sections 7016 and 7017 of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109–234).

TITLE XXV—NORTH ATLANTIC TREATY ORGANIZATION SECURITY INVESTMENT PROGRAM

BUDGET ITEM

Overview

The budget request included $221.0 million for the North Atlantic Treaty Organization Security Investment program.

The House bill would authorize appropriations of $201.0 million, a decrease of $20.0 million.

The Senate amendment would authorize appropriations of $206.0 million, a decrease of $15.0 million.

The conferees agree to authorize appropriations of $201.0 million, a decrease of $20.0 million.

LEGISLATIVE PROVISIONS ADOPTED

Authorized NATO construction and land acquisition projects (sec. 2501)

The House bill contained a provision (sec. 2501) that would authorize the Secretary of Defense to make contributions to the North Atlantic Treaty Organization Security Investment program in an amount equal to the sum of the amount specifically authorized elsewhere in this conference report, and the amount of recoupment due to the United States for construction previously financed by the United States.

The Senate amendment contained an identical provision (sec. 2501).

The conference agreement includes this provision.

Authorization of appropriations, NATO (sec. 2502)

The House bill contained a provision (sec. 2502) that would authorize appropriation of $200.9 million for the U.S. contribution to the North Atlantic Treaty Organization Security Investment program.

The Senate amendment contained a similar provision (sec. 2502).

The Senate recedes.

TITLE XXVI—GUARD AND RESERVE FORCES FACILITIES

BUDGET ITEM

Overview

The budget request included $858.8 million for military construction for National Guard and reserve facilities in fiscal year 2007.

The House bill would authorize appropriations of $1,012.7 million.

The Senate amendment would authorize appropriations of $1,052.9 million.

The conferees agree to authorize appropriations of $1,153.1 million for National Guard and reserve facilities in fiscal year 2007, as set forth in the following table:

Reserve Component	*$ (millions)*
Army National Guard	561.4
Air National Guard	294.3
Army Reserve	190.6
Naval and Marine Corps Reserve	50.0
Air Force Reserve	56.8
Total	1,153.1

The conferees agree to decrease the authorization of appropriations for military construction for the Naval and Marine Corps Reserve by $5.2 million for a project to relocate a reserve center at Camp Lejeune, North Carolina due to a notification received by the Secretary of the Navy that the project is no longer required.

LEGISLATIVE PROVISION ADOPTED

Authorized Guard and Reserve construction and land acquisition projects (sec. 2601)

The House bill contained a provision (sec. 2601) that would authorize appropriations for military construction for the Guard and reserve components in fiscal year 2007.

The Senate amendment contained a similar provision (sec. 2601).

The conference agreement includes this provision.

A State list of projects contained in the table at the beginning of Division B of this conference report entitled ''Military Construction Authorization for Fiscal Year 2007'' provides the binding list of specific construction projects authorized at each location.

TITLE XXVII—EXPIRATION AND EXTENSION OF AUTHORIZATIONS

LEGISLATIVE PROVISIONS ADOPTED

Expiration of authorizations and amounts required to be specified by law (sec. 2701)

The House bill contained a provision (sec. 2701) that would provide that authorizations for military construction projects, repair of real property, land acquisition, family housing projects and facilities, contributions to the North Atlantic Treaty Organization Security Investment program, and National Guard and reserve projects will expire on October 1, 2009, or the date of enactment of an act authorizing funds for military construction for fiscal year 2010, whichever is later. This requirement would not apply to funds obligated prior to the expiration date.

The Senate amendment contained an identical provision (sec. 2701).

The conference agreement includes this provision.

Extension of authorizations of certain fiscal year 2004 projects (sec. 2702)

The Senate amendment contained a provision (sec. 2702) that would provide for the extension of authorizations of certain fiscal year 2004 military construction projects until October 1, 2007, or the date of enactment of an act authorizing funds for military construction for fiscal year 2008, whichever is later.

The House bill contained no similar provision.

The House recedes with an amendment that would delete certain projects for which the military department concerned has notified the conferees that the extension is no longer required.

Extension of authorizations of certain fiscal year 2003 projects (sec. 2703)

The Senate amendment contained a provision (sec. 2703) that would provide for the extension of authorizations of certain fiscal year 2003 military construction projects until October 1, 2007, or the date of enactment of an act authorizing funds for military construction for fiscal year 2008, whichever is later.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Effective date (sec. 2704)

The House bill contained a provision (sec. 2702) that would provide that titles XXI, XXII, XXIII, XXIV, XXV, and XXVI of this Act shall take effect on October 1, 2006, or the date of enactment of this Act, whichever is later.

The Senate amendment contained an identical provision (sec. 2704).

The conference agreement includes this provision.

TITLE XXVIII—MILITARY CONSTRUCTION GENERAL PROVISIONS

ITEMS OF SPECIAL INTEREST

Incremental funding of military construction projects

The conferees note that, in a memo dated January 10, 2006, the Associate Director of National Security Programs in the Office of Management and Budget (OMB) provided guidance to the Under Secretary of Defense (Comptroller) and Chief Financial Officer about requests for incremental funding of military construction projects. OMB has stated the intent to limit incremental funding of military construction projects to an exceptional practice, as intended by OMB Circular A–11. This guidance represents a change in policy for the budgeting of certain military construction projects.

The conferees acknowledge that requesting full funding to ensure a military construction project results in a complete and useable facility, or useable improvement to an existing facility, should be the preferred practice consistent with law and current policy to ensure an accurate accounting of all obligations incurred by the Federal Government. The conferees also acknowledge that, for certain military construction projects estimated to exceed $50.0 million and where the construction period is planned to exceed 2 years, Congress has supported the use of incremental funding to address the fact that not all military construction funds appropriated by Congress for a project will be expended in the first year. In these cases, the Department of Defense has had the option of requesting only those appropriated amounts expected to be expended in the budget year, and notifying potential contractors that the project's completion is subject to subsequent appropriations. This option then allows the Department to address additional military requirements in the military construction budget request; and accelerating the completion of critical projects for military readiness, operations, and service members' quality of life. Because of the efficiencies gained by this method, the conferees' agreement includes the use of incremental funding not proposed in the budget request for certain military construction projects.

The conferees also note that the Department has requested incremental funding for single military construction projects that will construct multiple complete and useable facilities. The conferees are concerned that this practice will encourage the bundling of facility requirements into very large contracts, thereby curtailing contractor competition. Therefore, the conferees encourage the Department to avoid the use of incremental funding requests for projects with multiple complete and useable facilities, except in cases where operational requirements dictate a compelling need for facilities.

Updating foreign currency fluctuation adjustment for certain military family housing leases in Korea

The conferees note that section 2801 of the National Defense Authorization Act for Fiscal Year 2003 (Public Law 107–314) amended section 2828 of title 10, United States Code, to authorize the Secretaries of military departments to lease an additional 2,800 family housing units in Korea at a maximum amount of $35,000 per unit per year. This authority was in addition to existing authority to lease a certain number of family housing units at $25,000 per unit per year, which was provided by Congress in 1987. Both authorities include a statutory requirement in section 2828 to adjust the maximum amounts annually to account for foreign currency fluctuation and changes to the consumer price index.

Congress clearly intended that section 2801 provide the Secretary concerned permanent authority to lease a certain number of family housing units in Korea at a greater maximum amount that was then currently authorized by statute. Therefore, any adjustments for foreign currency fluctuation and the consumer price index to maximum lease amounts should reflect this intent.

As such, the conferees direct the Secretary of a military department, in making adjustments required by paragraph (5)(B) of section 2828(e), to the maximum lease amount provided in paragraph (4) of such section for up to 2,800 units of family housing in Korea subject to a maximum lease amount of $35,000 per unit per year, to base such adjustments on the same beginning date specified in law for adjustments required by paragraph (5)(A) of such section.

Subtitle A—Military Construction Program and Military Family Housing Changes

LEGISLATIVE PROVISIONS ADOPTED

Increase in maximum annual amount authorized to be obligated for emergency military construction (sec. 2801)

The House bill contained a provision (sec. 2801) that would amend section 2803 of title 10, United States Code, to increase from $45.0 million to $60.0 million the maximum amount of funds the Secretary of each military department may annually obligate using emergency construction authorities.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would increase from $45.0 million to $50.0 million the maximum amount of funds the Secretary concerned may annually obligate using emergency construction authorities.

One-year extension of temporary, limited authority to use operation and maintenance funds for construction projects outside the United States (sec. 2802)

The House bill contained a provision (sec. 2810) that would extend through 2007 the authority provided by section 2808 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136), which permits the Secretary of Defense to utilize operation and maintenance funds to construct facilities necessary for temporary operational requirements related to a declaration of war, national emergency, or contingency.

The Senate amendment contained a similar provision (sec. 2801) that would extend the authority by 3 years.

The Senate recedes.

Repeal of requirement to determine availability of suitable alternative housing for acquisition in lieu of construction of new family housing (sec. 2803)

The Senate amendment contained a provision (sec. 2808) that would repeal section 2823 of title 10, United States Code, which requires the Secretaries of military departments to consult with the Secretary of Housing and Urban Development on the availability of suitable alternate housing before entering into contracts to construct authorized family housing units in the United States.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Authority to continue to occupy leased family housing for United States Southern Command personnel (sec. 2804)

The Senate amendment contained a provision (sec. 2816) that would provide temporary authority to the Secretary of the Army to manage the occupancy of housing units leased under the authority of section 2828(b)(4) of title 10, United States Code, in a manner consistent with Army housing policy as it relates to allowing the family members of a member of the armed forces deployed overseas on an unaccompanied tour to continue to occupy military housing.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Consideration of alternative and more efficient uses for general officer and flag officer quarters in excess of 6,000 square feet (sec. 2805)

The House bill contained a provision (sec. 2808) that would amend section 2831 of title 10, United States Code, to require the Secretary of Defense to identify and consider alternative uses for general and flag officer housing units that exceed 6,000 square feet.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

Modification of notification requirements related to cost variation authority (sec. 2806)

The Senate amendment contained a provision (sec. 2803) that would amend section 2853(c) of title 10, United States Code, to modify the requirement for the Secretary of a military department to notify the congressional defense committees of a variation in the cost of a military construction contract.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Consideration of local comparability of floor areas in construction, acquisition, and improvement to military unaccompanied housing (sec. 2807)

The House bill contained a provision (sec. 2802) that would amend section 2826 of title 10, United States Code, to require the Secretary concerned to ensure that floor areas in unaccompanied housing be built to standards consistent with local private construction.

The Senate amendment contained a similar provision (sec. 2804)

The House recedes with a technical amendment.

The conferees encourage the Secretary of the Navy to implement, for the future construction, acquisition, and improvement of military unaccompanied housing, a policy which provides a consistent floor area standard between the Navy and the Marine Corps, and which does not exceed the floor areas of similar local private housing.

Certification required for military construction projects for facilities designed to provide training in urban operations (sec. 2808)

The Senate amendment contained a provision (sec. 2811) that would restrict the obligation of funds for military construction projects that would provide training in urban operations, including urban assault courses, range complexes, shoot houses, and combined arms training facilities, beginning in fiscal year 2007, until the Under Secretary of Defense for Personnel and Readiness certifies to the congressional defense committees that the Department of Defense has developed a training strategy and assessed the project against that strategy.

The House bill contained no similar provision.

The House recedes with an amendment that would allow the Secretary of Defense to obligate funds for such projects, if carried out under specific emergency authorities identified in this section.

Authority to carry out military construction projects in connection with industrial facility investment program (sec. 2809)

The Senate amendment contained a provision (sec. 2802) that would authorize the Secretary of Defense to carry out a military construction project not previously authorized, using funds appropriated or otherwise made available for that purpose, to carry out activities to reengineer industrial processes in support of the goals of section 2474(a)(2) of title 10, United States Code.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

The conferees note that this section authorizes the Secretary to include in the annual budget request for military construction an unspecified authorization for an amount to be used for projects not otherwise authorized, similar to the Energy Conservation Investment Program. The conferees expect that projects submitted by the services, which meet guidelines established for process improvements in industrial facilities, will compete for funding based on an assessment of their value and rate of economic return. The conferees intend for this authority to be used by the Secretary to encourage investment in process improvements to enhance the performance of the Department's equipment maintenance facilities.

Repeal of special requirement for military construction contracts on Guam (sec. 2810)

The House bill contained a provision (sec. 2804) that would repeal section 2864 of title 10, United States Code, which places special limitations on military construction contracts in Guam.

The Senate amendment contained no similar provision.

The Senate recedes.

The conferees note that while the Davis-Bacon law is not applicable to military construction projects in Guam, in general, federal labor laws, including the Fair Labor Standards Act and the federal minimum wage, do apply in Guam. The conferees expect the military departments, the government of Guam, the U.S. Commissioner of Immigration and Naturalization, and other federal entities as appropriate, to ensure that non-immigrant alien workers who perform construction work for the Department of Defense in Guam are treated fairly and in accordance with applicable law.

Temporary expansion of authority to convey property at military installations to support military construction (sec. 2811)

The House bill contained a provision (sec. 2806) that would amend section 2869 of title 10, United States Code, to authorize the Secretaries of the military departments to exchange excess property at any military installation for construction projects, land, housing, or to support agreements to limit encroachments under section 2684a of title 10, United States Code.

The Senate amendment contained a provision (sec. 2807) that would repeal section 2869 to authorize the Secretary of a military department to transfer property at military installations that have been closed or are subject to closure to persons who, in exchange, construct or provide family housing, unaccompanied housing, and military construction activities.

The Senate recedes with an amendment that would establish an expiration date of September 30, 2008, to the authority granted to the Secretaries of the military departments to exchange real property, deemed excess to the requirements of the Department of Defense, in return for the construction of new facilities.

Pilot projects for acquisition or construction of military unaccompanied housing (sec. 2812)

The House bill contained a provision (sec. 2807) that would amend section 2881a of title 10, United States Code, to reduce notification and wait periods required before the

Secretary of the Navy may enter into a contract for the privatization of unaccompanied housing using the authorities in section 2881a. The provision would also extend from September 30, 2007, to September 30, 2011, the expiration of the pilot authority in section 2881a and increase the number of pilot projects authorized from three to six.

The Senate amendment contained a provision (sec. 2810) that would amend section 2881a to extend the expiration date of the authorization for the pilot projects for unaccompanied housing privatization from September 30, 2007, to September 30, 2009.

The House recedes.

Subtitle B—Real Property and Facilities Administration

Congressional notice requirements, in advance of acquisition of land by condemnation for military purposes (sec. 2821)

The House bill contained a provision (sec. 2825) that would express the sense of Congress that the Secretary of Defense, when acquiring land for military purposes, should make every effort to do so by purchases from willing sellers, and that the use of condemnation, eminent domain, or seizure procedures should only be employed as a matter of last resort in cases of compelling national security requirements. The provision would also amend section 2663 of title 10, United States Code, to require prior notification to Congress before the Secretary of Defense may begin condemnation, eminent domain, or seizure procedures to acquire property.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would clarify the reporting requirement. The amendment would also authorize the Secretary of a military department, in cases where the requirement is vital to national security or where any delay would be detrimental to life, health, or safety, to begin legal proceedings to acquire any interest in land through the use of condemnation, eminent domain, or seizure procedures prior to congressional notification. In such cases, the Secretary concerned would be required to notify the congressional defense committees within 7 days of the commencement of legal proceedings.

Consolidation of Department of Defense authorities regarding granting of easements for rights-of-way (sec. 2822)

The House bill contained a provision (sec. 2821) that would amend section 2668 of title 10, United States Code, to consolidate and make technical corrections to authorities available to the Secretaries of the military departments to grant real property easements.

The Senate amendment contained a similar provision (sec. 2821).

The Senate recedes.

Authority to grant restrictive easements for conservation purposes in connection with land conveyances (sec. 2823)

The House bill contained a provision (sec. 2822) that would authorize the Secretaries of the military departments to grant restrictive easements for conservation purposes to State or local governments, or qualified organizations, in connection with the conveyance of real property.

The Senate amendment contained a similar provision (sec. 2822).

The Senate recedes with a clarifying amendment that would limit the granting of such restrictive easements unless the proposed recipient of the easement consents to the receipt of the easement.

Maximum term of leases for structures and real property relating to structures in foreign countries needed for purposes other than family housing (sec. 2824)

The House bill contained a provision (sec. 2823) that would amend section 2675 of title 10, United States Code, to increase from 5 years to 10 years the maximum time period authorized for the lease of a structure required for a military purpose other than family housing in a foreign country.

The Senate amendment contained a similar provision (sec. 2826).

The Senate recedes.

Consolidation of laws relating to transfer of Department of Defense real property within the Department of Defense and to other Federal agencies (sec. 2825)

The House bill contained a provision (sec. 2824) that would amend section 2696 of title 10, United States Code, to consolidate and clarify the requirement for the Secretary of Defense to screen for use by the Department of Defense or other Federal agencies proposed transfers or conveyances of real property currently deeded to the Department.

The Senate amendment contained a similar provision (sec. 2823).

The Senate recedes with a technical amendment.

Defense access road program (sec. 2826)

The House bill contained a provision (sec. 2826) that would amend section 2837 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163) to add the consideration of transit systems to the requirement for the Secretary of Defense to conduct a study of the impact to local transportation infrastructure around military installations affected by significant personnel realignments.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

Reports on Army operational ranges (sec. 2827)

The Senate amendment contained a provision (sec. 2828) that would require the Secretary of the Army to submit a report to the congressional defense committees not later than November 30, 2006, containing an analysis of any potential expansion of the Pinon Canyon Maneuver Site, Fort Carson, Colorado. The provision would also restrict the Secretary from carrying out any actions related to the expansion of the site until after 30 days of receipt of the report by the congressional defense committees. The provision would also require the Secretary to submit a report to the congressional defense committees not later than February 1, 2007, containing an assessment of training ranges operated by the Army to support major training units. The House bill contained no similar provision.

The House recedes with a technical amendment. The conferees agree to require the Secretary to include other types of Army operational ranges in the report.

Subtitle C—Base Closure and Realignment

Modification of deposit requirements in connection with lease proceeds received at military installations approved for closure or realignment after January 1, 2005 (sec. 2831)

The House bill contained a provision (sec. 2831) that would amend section 2667 of title 10, United States Code, to authorize the Secretary of Defense to deposit into the appropriate base closure and realignment account lease proceeds received at a military installation closed or realigned by the 2005 Defense Base Closure and Realignment round.

The Senate amendment contained a similar provision (sec. 2833).

The House recedes with a clarifying amendment.

Report on Air Force and Air National Guard bases affected by 2005 round of defense base closure and realignment (sec. 2832)

The Senate amendment contained a provision (sec. 2834) that would require the Secretary of the Air Force to submit to the congressional defense committees a report not later than January 1, 2007, on planning by the Department of the Air Force for future roles and missions for each Air Force and Air National Guard installation affected by the 2005 Defense Base Closure and Realignment process.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Subtitle D—Land Conveyances

Conveyance of easement, Pine Bluff Arsenal, Arkansas (sec. 2841)

The conferees agree to include a provision that would authorize the Secretary of the Army to convey, without consideration, to Jefferson County, Arkansas an easement over approximately 38.18 acres of property adjacent to Pine Bluff Arsenal, Arkansas for the purpose of permitting the county to construct, maintain, and operate a railroad on the property encumbered by the easement. The provision would require the Secretary to determine that the conveyance, and the subsequent use of the easement by the county, would not adversely impact the mission of Pine Bluff Arsenal.

Modification of land transfer authority, Potomac Annex, District of Columbia (sec. 2842)

The Senate amendment contained a provision (sec. 2827) that would amend section 2831 of the National Defense Authorization Act for Fiscal Year 1997 (Public Law 104–201) to authorize the Secretary of the Navy to convey, without consideration other than certain reimbursement requirements, to the United States Institute of Peace administrative jurisdiction over one acre and two buildings located thereon, known as building 6 and building 7, in addition to the 3 acres originally authorized.

The House bill contained no similar amendment.

The House recedes with a technical amendment.

Land conveyance, Naval Air Station, Barbers Point, Hawaii (sec. 2843)

The House bill contained a provision (sec. 2841) that would direct the Secretary of the Navy, not later than September 30, 2008, to dispose of approximately 499 acres at the former Naval Air Station Barbers Point, Hawaii that are subject to the Ford Island Master Development Agreement for the purpose of promoting the beneficial development of the real property.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would clarify the action required to be completed by the Secretary by September 30, 2008.

The conferees note the concurrence of the Secretary of the Navy with this directive provision. The conferees also acknowledge the special circumstances surrounding this parcel of land and reaffirm a commitment to minimize the use of legislation to direct the Secretaries of the military departments to dispose of land under their jurisdiction.

Land conveyances, Omaha, Nebraska (sec. 2844)

The Senate amendment contained a provision (sec. 2843) that would authorize the Secretaries of the Army and the Navy to convey to the Metropolitan Community College area four parcels of property consisting of approximately 12 acres currently under the control of the Army and Navy Reserve at the Fort Omaha campus of the College in Omaha, Nebraska for educational purposes.

The House bill contained no similar provision.

The House recedes.

Land conveyance, Hopkinton, New Hampshire (sec. 2845)

The Senate amendment contained a provision (sec. 2854) that would authorize the Secretary of the Army to convey to the Town of Hopkinton, New Hampshire a parcel of property consisting of approximately 90 acres known as Kast Hill for the purpose of permitting the town to use the existing sand and gravel resources on the property and to ensure perpetual conservation of the property.

The House bill contained no similar provision.

The House recedes.

Land conveyance, North Hills Army Reserve Center, Allison Park, Pennsylvania (sec. 2846)

The House bill contained a provision (sec. 2844) that would authorize the Secretary of the Army to convey to the North Allegheny School District a parcel of property consisting of approximately 11 acres and containing the North Hills Army Reserve Center in Allison Park, Pennsylvania for the purpose of permitting the school district to use the property for educational and recreational purposes and for related parking facilities.

The Senate amendment contained no similar provision.

The Senate recedes.

Transfer of jurisdiction, Fort Jackson, South Carolina (sec. 2847)

The conferees agree to include a provision that would authorize the Secretary of the Army to transfer, without reimbursement, to the administrative jurisdiction of the Secretary of Veterans Affairs a parcel of real property consisting of approximately 600 acres at Fort Jackson, South Carolina for the purpose of permitting the Secretary of Veterans Affairs to establish a national cemetery on the property.

Sense of Congress regarding land conveyance involving Army Reserve Center, Marshall, Texas (sec. 2848)

The House bill contained a provision (sec. 2846) that would express the sense of Congress that the Secretary of the Army should consider the feasibility of conveying an Army Reserve Center in Marshall, Texas to the Marshall-Harrison County Veterans Association for the purpose of assisting in the erection of a veteran's memorial, the creation of a park, and the establishment of a museum honoring the sacrifices and accomplishments of the veterans of the armed forces.

The Senate amendment contained no similar provision.

The Senate recedes.

Modifications to land conveyance authority, Engineering Proving Grounds, Fort Belvoir, Virginia (sec. 2849)

The House bill contained a provision (sec. 2845) that would amend section 2836 of the Military Construction Authorization Act for Fiscal Year 2002 (division B of Public Law 107–107) to authorize the Secretary of the Army to carry out an alternate agreement with the Commonwealth of Virginia for the design and construction of a parkway portion as part of the conveyance of two parcels of real property totaling 182 acres at the Engineering Proving Grounds, Fort Belvoir, Virginia.

The Senate amendment contained a similar provision (sec. 2842)

The Senate recedes.

Land conveyance, Radford Army Ammunition Plant, New River Unit, Virginia (sec. 2850)

The House bill contained a provision (sec. 2843) that would authorize the Secretary of the Army to convey, without consideration, to the Commonwealth of Virginia, on behalf of the Virginia Department of Veterans Services, a parcel of property consisting of approximately 85 acres located at the Radford Army Ammunition Plant, Radford, Virginia for the purpose of establishing a veterans' cemetery.

The Senate amendment contained a similar provision (sec. 2841).

The Senate recedes with a clarifying amendment.

Subtitle E—Energy Security

Consolidation and enhancement of laws to improve Department of Defense energy efficiency and conservation (sec. 2851)

The Senate amendment contained a provision (sec. 2806) that would amend section 2865 of title 10, United States Code, to require the Secretary of Defense to designate energy performance goals consistent, where appropriate, with the Energy Policy Act of 2005 (Public Law 109–58). The provision would also expand the application of the section to include the consideration of alternate energy initiatives for vehicles and military support equipment, and make other technical clarifications. The provision would require the Secretary to ensure energy efficient products that meet the requirements of the Secretary are included in the construction of new facilities for the Department of Defense.

The House bill contained no similar provision.

The House recedes with an amendment that would revise various sections in title 10, United States Code, related to energy usage and conservation, and would incorporate this provision within the revision. Elsewhere in this report, the conferees agree to include a separate provision on the use of energy efficient products in the construction of new facilities.

The conferees intend for the Secretary to establish energy performance goals across all aspects of military operations, training, and the Department's facilities, which can be evaluated on a consistent basis to determine progress towards achievement. The conferees also acknowledge that certain energy saving measures adopted by the Secretary may not demonstrate an immediate economic payback. Therefore, the conferees agree to expand the Secretary's flexibility to evaluate energy conservation measures to include consideration of alternate energy initiatives and energy reduction performance goals, as opposed to requiring the Secretary to assess measures based solely on a specific economic return within 10 years to justify the investment.

Department of Defense goal regarding use of renewable energy to meet electricity needs (sec. 2852)

The Senate amendment contained a provision (sec. 2829) that would establish goals for the Department of Defense for the use of renewable energy sources.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Congressional notification of cancellation ceiling for Department of Defense energy savings performance contracts (sec. 2853)

The House bill contained a provision (sec. 2805) that would amend section 2865 of title 10, United States Code, to require a notice and wait period for the Secretary of Defense before the award of an energy savings performance contract that contains a cancellation ceiling in excess of $7.0 million.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

Use of energy efficiency products in new construction (sec. 2854)

The conferees agree to include a provision that would require the Secretary of Defense to ensure energy efficient products that meet the requirements of the Secretary are included in the construction of new facilities for the Department. These requirements were originally included in section 2806 of the Senate amendment.

Subtitle F—Other Matters

Availability of research and technical assistance under Defense Economic Adjustment Program (sec. 2861)

The Senate amendment contained a provision (sec. 2831) that would amend section 2391 of title 10, United States Code, to authorize the Secretary of Defense to award grants, conclude cooperative agreements, or enter into contracts for research and technical assistance.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Availability of community planning assistance relating to encroachment of civilian communities on military facilities used for training by the armed forces (sec. 2862)

The House bill contained a provision (sec. 2851) that would amend section 2391 of title 10, United States Code, to authorize the Secretary of Defense to award grants for the purposes of addressing encroachment upon state-owned and operated National Guard facilities subject to significant use by the armed forces.

The Senate amendment contained a similar provision (sec. 2832).

The Senate recedes with a technical amendment.

Prohibitions against making certain military airfields or facilities available for use by civil aircraft (sec. 2863)

The House bill contained a provision (sec. 2852) that would prohibit the Secretary of the Navy from entering into an agreement that would allow the regular use of property at, or conveyance of property for, civil aviation purposes at Marine Corps Air Station and Marine Corps Base Camp Pendleton, Marine Corps Air Station Miramar, and Naval Station North Island, California.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

Modification of certain transportation projects (sec. 2864)

The Senate amendment contained a provision (sec. 2851) that would amend section 1702 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (Public Law 109–59) to clarify the purpose for a project numbered 4651 authorized for Rickenbacker airport, Columbus, Ohio.

The House bill contained no similar provision.

The House recedes with an amendment that would combine this provision with a similar provision (sec. 2852) and would amend sections 1702 and 1934 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (Public Law 109–59) to clarify the purpose for projects numbered 4333 and 196 authorized for Detroit, Michigan.

Availability of funds for South County Commuter Rail project, Providence, Rhode Island (sec. 2865)

The Senate amendment contained a provision (sec. 1095) that would make funds authorized by paragraphs (34) and (35) of section 3034(d) of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A

Legacy for Users (Public Law 109–59) available for the purchase of commuter rail equipment for the South County Commuter Rail project, Providence, Rhode Island, upon the receipt by the Secretary of the Rhode Island Department of Transportation of an approved environmental assessment.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

Fox Point Hurricane Barrier, Providence, Rhode Island (sec. 2866)

The Senate amendment contained a provision (sec. 2853) that would direct the Secretary of the Army to assume responsibility for the annual operation and maintenance of the Fox Point Hurricane Barrier, Providence, Rhode Island.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Federal funding for fixed guideway projects (sec. 2867)

The Senate amendment contained a provision (sec. 2855) that would direct certain requirements prescribed by the Federal Transit Administration for cost effectiveness ratings not to apply to the Northstar Corridor Commuter Rail project in Minnesota.

The House bill contained no similar provision.

The House recedes.

Feasibility study regarding use of General Services Administration property for Fort Belvoir, Virginia, realignment (sec. 2868)

The conferees agree to include a provision that would require the Secretary of the Army, in consultation with the Administrator of General Services, to conduct a study that considers the potential costs, benefits, feasibility, and suitability of the exchange or purchase of property under the control of the General Services Administration in Springfield, Virginia.

The conferees note that the relocation of thousands of military and civilian personnel to Fort Belvoir, Virginia may present significant transportation challenges. The conferees have taken steps to address these concerns in three other provisions in this report.

The first provision would facilitate the construction of a segment of the Fairfax County parkway on the former Engineering Proving Grounds at Fort Belvoir.

The second provision would urge the inclusion of mass transit improvements in the defense access roads program. The third provision would require the Secretary of the Army to incorporate within an ongoing environmental impact assessment a review of traffic infrastructure requirements, in collaboration with other Federal, State, and local agencies, at Fort Belvoir related to the impact of the realignment of personnel.

The conferees believe that the Army should make every effort to proactively address the potential traffic congestion that could result from the relocation of personnel to Fort Belvoir. The conferees urge the Army to incorporate as many transportation improvements as possible into plans to support the arrival of these additional personnel.

LEGISLATIVE PROVISIONS NOT ADOPTED

Authority to use proceeds from sale of military family housing to support military housing privatization initiative

The House bill contained a provision (sec. 2803) that would amend section 2831 of title 10, United States Code, to authorize the transfer of proceeds from the handling and disposal of family housing units into the Department of Defense Family Housing Improvement Fund, which is used to support military family housing privatization activities.

The Senate amendment contained no similar provision.

The House recedes.

Increase in thresholds for unspecified minor military construction projects

The Senate amendment contained a provision (sec. 2805) that would amend section 2805(a)(1) of title 10, United States Code, to raise the threshold of the cost of a construction project authorized by this section from $1.5 million to $2.5 million. This provision would also raise the threshold of the cost of a construction project intended solely to correct a deficiency that is life-threatening, health-threatening, or safety-threatening from $3.0 million to $4.0 million.

The House bill contained no similar provision.

The Senate recedes.

Repeal of temporary minor military construction program

The House bill contained a provision (sec. 2809) that would repeal section 2810 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163), which provides for temporary authority to expend minor construction funds at increased limits for construction of child development centers.

The Senate amendment contained no similar provision.

The House recedes.

Updating foreign currency fluctuation adjustment for certain military family housing leases in Korea

The Senate amendment contained a provision (sec. 2809) that would amend section 2828 of title 10, United States Code, to modify the adjustments made by a Secretary of a military department to maximum lease amounts for family housing in Korea to account for foreign currency fluctuations.

The House bill contained no similar provision.

The Senate recedes.

Naming of research laboratory at Air Force Rome Research Site, Rome, New York in honor of Sherwood L. Boehlert, a member of the House of Representatives

The Senate amendment contained a provision (sec. 2813) that would designate the new laboratory building at the Air Force Rome Research Site, Rome, New York as the ''Sherwood L. Boehlert Engineering Center.''

The House bill contained no similar provision.

The Senate recedes.

Naming of administrative building at Joint Systems Manufacturing Center in Lima, Ohio after Michael G. Oxley, a member of the House of Representatives

The Senate amendment contained a provision (sec. 2814) that would designate the administrative building under construction at the Joint Systems Manufacturing Center in Lima, Ohio as the ''Michael G. Oxley Administration and Technology Center.''

The House bill contained no similar provision.

The Senate recedes.

Naming of military family housing facility at Fort Carson, Colorado, in honor of Joel Hefley, a member of the House of Representatives

The Senate amendment contained a provision (sec. 2815) that would require the Secretary of the Army to designate one of the military family housing areas or facilities constructed for Fort Carson, Colorado, using housing privatization authorities provided by subchapter IV of chapter 169 of title 10, United States Code, in honor of Representative Joel Hefley.

The House bill contained no similar provision.

The Senate recedes.

Authority to use excess property as exchange under agreements to limit encroachments on military training, testing, and operations

The Senate amendment contained a provision (sec. 2824) that would authorize the Secretary concerned to use land that is determined to be excess to the needs of the Department of Defense in an exchange under an agreement with eligible third parties under section 2684a of title 10, United States Code, to create buffer zones to address the use or development of real property in the vicinity of a military installation to prevent encroachment or preserve habitat that may relieve environmental restrictions on military training, testing, or operations.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that authority to use excess lands as part of the contribution to the acquisition costs of real property, or an interest in real property, as part of agreements under section 2864a is included in section 2811 of this report.

Modification of utility system authority and related reporting requirements

The Senate amendment contained a provision (sec. 2825) that would amend section 2688 of title 10, United States Code, to modify the authority provided to the Secretary of a military department for the conveyance of utility systems.

The House bill contained no similar provision.

The Senate recedes.

Naming of Navy and Marine Corps Reserve Center at Rock Island, Illinois, in honor of Lane Evans, a member of the House of Representatives

The Senate amendment contained a provision (sec. 2830) that would designate the Navy and Marine Corps Reserve Center at Rock Island, Illinois, in honor of Lane Evans, a member of the House of Representatives.

The House bill contained no similar provision.

The Senate recedes.

Modification of land acquisition authority, Perquimans County, North Carolina

The House bill contained a provision (sec. 2842) that would amend section 2846 of the Military Construction Authorization Act for Fiscal Year 2002 (division B of Public Law 107–107), as amended by section 2865 of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108–375), to increase, from 840 acres to 1,540 acres, the amount of acreage that the Secretary of the Navy is authorized to acquire.

The Senate amendment contained a similar provision (sec. 2812).

The conference agreement does not include this provision. The conferees note that the provision was included in the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109–234).

Highway projects, Detroit, Michigan

The Senate amendment contained a provision (sec. 2852) that would amend sections 1702 and 1934 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (Public Law 109–59) to clarify the purpose for projects numbered 4333 and 196 authorized for Detroit, Michigan.

The House bill contained no similar provision.

The Senate recedes.

The conferees agree to include this provision in section 2864 of this Act.

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

TITLE XXXI—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

Overview

Title XXXI authorizes appropriations for atomic energy defense activities of the Department of Energy for fiscal year 2007, including: the purchase, construction, and acquisition of plant and capital equipment; research and development; nuclear weapons activities; naval nuclear propulsion; environmental cleanup; operating expenses; and other expenses necessary to carry out the purposes of the Department of Energy Organization Act (Public Law 95–91). This title authorizes appropriations in four categories, which are: (1) National Nuclear Security Administration (NNSA); (2) defense environmental cleanup; (3) other defense activities; and (4) defense nuclear waste disposal.

The budget request included $15.8 billion for atomic energy defense activities, a 2.5 percent decrease below the fiscal year 2006 appropriated level. Of the total amount requested:

(1) $9.3 billion is for NNSA, of which

(a) $6.4 billion is for weapons activities,

(b) $1.7 billion is for defense nuclear nonproliferation activities,

(c) $795.1 million is for naval reactors, and

(d) $386.6 million is for the Office of the Administrator;

(2) $5.4 billion is for defense environmental cleanup;

(3) $717.8 million is for other defense activities; and

(4) $388.1 million is for defense nuclear waste disposal.

The budget request also included $6.1 million within energy supply.

The conferees agree to authorize $15.8 billion for atomic energy defense activities, the amount of the budget request.

Of this amount, the conferees agree to authorize:

(1) $9.3 billion for NNSA, of which

(a) $6.4 billion would be for weapons activities, an increase of $9.8 million above the budget request;

(b) $1.7 billion would be for defense nuclear nonproliferation, a decrease of $24.8 million below the budget request;

(c) $795.1 million would be for naval reactors, the amount of the budget request; and

(d) $386.6 million would be for the Office of the Administrator, the amount of the budget request;

(2) $5.4 billion would be for defense environmental cleanup activities, an increase of $45.0 million above the budget request;

(3) $717.8 million would be for other defense activities, the amount of the budget request; and

(4) $358.1 million would be for defense nuclear waste disposal, a decrease of $30.0 million below the budget request.

The conferees agree to authorize $6.1 million for energy supply, the amount of the budget request.

The following table summarizes the budget request and the authorizations:

Department of Energy National Security Programs

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
ATOMIC ENERGY DEFENSE ACTIVITIES (053)					
Department of Energy					
Energy Supply	6,079	6,079			6,079
National nuclear security administration:					
Weapons activities	6,407,889	6,467,889	6,455,389	9,787	6,417,676
Defense nuclear nonproliferation	1,726,213	1,616,213	1,726,213	-24,787	1,701,426
Naval reactors	795,133	795,133	795,133		795,133
Office of the administrator	386,576	386,576	356,576		386,576
Total, National nuclear security administration	**9,315,811**	**9,265,811**	**9,333,311**	**-15,000**	**9,300,811**
Environmental and other defense activities:					
Defense environmental cleanup	5,390,312	5,440,312	5,430,312	45,000	5,435,312
Other defense activities	717,788	717,788	624,530		717,788
Defense nuclear waste disposal	388,080	388,080	333,080	-30,000	358,080
Total, Environmental & other defense activities	**6,496,180**	**6,546,180**	**6,387,922**	**15,000**	**6,511,180**
Total, Department of Energy	**15,818,070**	**15,818,070**	**15,721,233**		**15,818,070**
OTHER ACTIVITIES (Discretionary)					
Defense Nuclear Facilities Safety Board	22,260	22,260	22,260		22,260
Total, Other Activities Discretionary	**22,260**	**22,260**	**22,260**		**22,260**
Atomic Energy Defense Activities (053) Discretionary	**15,840,330**	**15,840,330**	**15,743,493**		**15,840,330**

Department of Energy National Security Programs

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Energy Supply	**6,079**	**6,079**			**6,079**
Weapons Activities					
Directed stockpile work					
Life extension programs					
B61 Life extension program	58,934	58,934	58,934		58,934
W76 Life extension program	151,684	151,684	151,684		151,684
W80 Life extension program	102,044	102,044	102,044	-80,000	22,044
Total, Life extension programs	**312,662**	**312,662**	**312,662**	**-80,000**	**232,662**
Stockpile systems					
B61 Stockpile systems	63,782	63,782	63,782		63,782
W62 Stockpile systems	3,738	3,738	3,738		3,738
W76 Stockpile systems	56,174	56,174	56,174		56,174
W78 Stockpile systems	50,662	50,662	50,662		50,662
W80 Stockpile systems	27,230	27,230	27,230		27,230
B83 Stockpile systems	23,365	23,365	23,365		23,365
W84 Stockpile systems	1,465	1,465	1,465		1,465
W87 Stockpile systems	59,333	59,333	59,333		59,333
W88 Stockpile systems	39,796	39,796	39,796		39,796
Total, Stockpile systems	**325,545**	**325,545**	**325,545**		**325,545**
Reliable replacement warhead	27,707	27,707	27,707	20,000	47,707
Weapons dismantlement and disposition	75,000	75,000	75,000		75,000

Department of Energy National Security Programs

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Stockpile services					
Production support	236,115	236,115	236,115		236,115
Research and development support	63,948	63,948	63,948		63,948
R&D certification and safety	194,199	194,199	194,199		194,199
Management, technology, and production	159,662	159,662	159,662		159,662
Responsive infrastructure	15,430	15,430	15,430		15,430
Total, Stockpile services	**669,354**	**669,354**	**669,354**		**669,354**
QMU study (non-add)		[2,000]		[2,000]	[2,000]
Total, Directed stockpile work	**1,410,268**	**1,410,268**	**1,410,268**	**-60,000**	**1,350,268**
Campaigns					
Science campaign					
Primary assessment technologies	50,527	50,527	50,527		50,527
Test readiness	14,757	14,757	14,757		14,757
Dynamic materials properties	80,727	80,727	80,727		80,727
Advanced radiography	36,745	36,745	36,745		36,745
Secondary assessment technologies	81,006	81,006	81,006		81,006
Total, Science campaign	**263,762**	**263,762**	**263,762**		**263,762**
Engineering campaign					
Enhanced surety	26,731	26,731	26,731		26,731
Weapon systems engineering assessment technology	21,156	21,156	21,156		21,156
Nuclear survivability	14,973	14,973	14,973		14,973
Enhanced surveillance	86,526	86,526	86,526		86,526
Engineering campaign construction activities MESA, other project costs	4,613	4,613	4,613		4,613

Department of Energy National Security Programs

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Construction:					
01-D-108 Microsystem & engineering science applications (MESA), SNL, Albuquerque, NM	6,920	6,920	6,920		6,920
Total, Engineering campaign construction activities	**6,920**	**6,920**	**6,920**		**6,920**
Total, Engineering campaign	**160,919**	**160,919**	**160,919**		**160,919**
Inertial confinement fusion ignition and high yield campaign					
Ignition	79,763	79,763	79,763		79,763
Support of stockpile programs	5,872	5,872	5,872		5,872
NIF diagnostics, cryogenics and experimental support	45,959	45,959	45,959		45,959
Pulsed power inertial confinement fusion	10,603	10,603	10,603		10,603
University grants/other ICF support	8,903	8,903	8,903		8,903
Facility operations and target production	43,021	43,021	43,021	10,000	53,021
NIF demonstration program	143,438	143,438	143,438		143,438
High-energy petawatt laser development	2,213	2,213	2,213		2,213
Subtotal, Inertial confinement fusion and high yield campaign	**339,772**	**339,772**	**339,772**	**10,000**	**349,772**
Construction:					
96-D-111 National ignition facility (NIF), Lawrence Livermore National Laboratory, Livermore, CA	111,419	111,419	111,419		111,419
Program increase (NIF target production)		10,000			
Total, Inertial confinement fusion and high yield campaign	**451,191**	**461,191**	**451,191**	**10,000**	**461,191**

Department of Energy National Security Programs

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Advanced simulation and computing campaign					
Operations and maintenance	617,955	617,955	617,955		617,955
Total, Advanced simulation and computing campaign	**617,955**	**617,955**	**617,955**		**617,955**
Pit manufacturing and certification campaign					
W88 pit manufacturing	147,658	147,658	147,658		147,658
W88 pit certification	56,605	56,605	56,605		56,605
Pit manufacturing capability	33,335	33,335	33,335		33,335
Total, Pit manufacturing and certification campaign	**237,598**	**237,598**	**237,598**		**237,598**
Readiness Campaign					
Stockpile readiness	17,576	17,576	17,576		17,576
High explosives and weapon operations	17,188	17,188	17,188		17,188
Non-nuclear readiness	31,171	31,171	31,171		31,171
Tritium readiness campaign					
Operations and maintenance	86,385	86,385	86,385		86,385
Total, Tritium readiness campaign	**86,385**	**86,385**	**86,385**		**86,385**
Advanced design and production technologies	53,645	53,645	53,645		53,645
Total, Readiness campaign	**205,965**	**205,965**	**205,965**		**205,965**
Total Campaigns	**1,937,390**	**1,947,390**	**1,937,390**	**10,000**	**1,947,390**
Readiness in technical base and facilities (RTBF)					
Operations of facilities	1,203,786	1,203,786	1,215,486		1,203,786
Program readiness	75,167	75,167	75,167		75,167

Department of Energy National Security Programs

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Material recycle and recovery	69,982	69,982	69,982		69,982
Containers	20,130	20,130	20,130		20,130
Storage	35,285	35,285	35,285		35,285
Y-12		2,000			
Repair and replacement-Pantex		17,000		17,000	17,000
Repair and replacement-Y-12		15,000		15,000	15,000
Subtotal, Readiness in technical base and facilities	**1,404,350**	**1,438,350**	**1,416,050**	**32,000**	**1,436,350**
Construction:					
07-D-140 Project engineering and design (PED) various locations	4,977	4,977	4,977		4,977
07-D-220 Radioactive liquid waste treatment facility upgrade project, LANL	14,828	14,828	14,828		14,828
06-D-140 Project engineering and design (PED) various locations	51,577	51,577	51,577		51,577
06-D-402 NTS replace fire stations 1 & 2 Nevada Test Site, NV	13,919	13,919	13,919		13,919
06-D-403 Tritium facility modernization Lawrence Livermore National Laboratory, Livermore, CA	7,810	7,810	7,810		7,810
05-D-140 Project engineering and design various locations	9,615	9,615	9,615		9,615

Department of Energy National Security Programs

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
05-D-402 Beryllium capability project, Y-12 National Security Complex, Oak Ridge, TN	5,084	5,084	5,084		5,084
04-D-125 Chemistry and metallurgy research facility replacement, Los Alamos National Laboratory, Los Alamos, NM	112,422	112,422	112,422		112,422
04-D-128 TA-18 Criticality experiments facility, Los Alamos National Laboratory, Los Alamos, NM	24,197	24,197	24,197		24,197
03-D-103 Project engineering and design (PED) various locations	14,161	14,161	14,161		14,161
01-D-103 Project engineering and design (PED) various locations	1,565	1,565	1,565		1,565
01-D-124 HEU materials facility, Y-12 plant, Oak Ridge, TN	21,267	21,267	31,267	10,000	31,267
Total, Construction	**281,422**	**281,422**	**291,422**	**10,000**	**291,422**
Total, Readiness in technical base and facilities	**1,685,772**	**1,719,772**	**1,707,472**	**42,000**	**1,727,772**
Secure transportation asset					
Operations and equipment	130,484	130,484	130,484		130,484
Program direction	78,780	78,780	78,780		78,780
Total, Secure transportation asset	**209,264**	**209,264**	**209,264**		**209,264**

Department of Energy National Security Programs

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Nuclear weapons incident response	135,354	135,354	135,354		135,354
Facilities and infrastructure recapitalization program					
Operation and maintenance	245,283	245,283	245,283	-8,013	237,270
Construction					
07-D-253 TA 1 heating systems modernization, Sandia National Laboratory, Albuquerque, NM	14,500	14,500	14,500		14,500
06-D-160 Project engineering and design various locations	2,700	2,700	2,700		2,700
06-D-601 Electrical distribution system upgrade, Pantex Plant, Amarillo, TX	6,429	6,429	6,429		6,429
06-D-602 Gas main and distribution system upgrade, Pantex Plant, Amarillo, TX	3,145	3,145	3,145		3,145
06-D-603 Steam plant life extension project (SLEP), Y-12, National Security Complex, Oak Ridge, TN	17,811	17,811	17,811		17,811
05-D-160 Facilities and infrastructure recapitalization program project engineering and design (PED), various locations	648	648	648		648

Department of Energy National Security Programs

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
05-D-601 Compressed air upgrades project (CAUP), Y-12, National security complex, Oak Ridge, TN	702	702	702		702
Total, Construction	**45,935**	**45,935**	**45,935**		**45,935**
Total, Facilities and infrastructure recapitalization program	**291,218**	**291,218**	**291,218**	**-8,013**	**283,205**
Environmental projects and operations					
Long Term Response Actions	17,211	17,211	17,211		17,211
Safeguards and security					
Operations and maintenance	665,701	681,701	691,501	25,800	691,501
Pantex unfunded safeguards and security		[8,000]		[11,800]	
Y-12 unfunded safeguards and security		[8,000]		[14,000]	
Cybersecurity	88,711	88,711	88,711		88,711
Total, Safeguards and security	**754,412**	**770,412**	**780,212**	**25,800**	**780,212**
Subtotal, Weapons Activities	**6,440,889**	**6,500,889**	**6,488,389**	**9,787**	**6,450,676**
Adjustments					
Less security charge for reimbursable work	-33,000	-33,000	-33,000		-33,000
Total, Adjustments	**-33,000**	**-33,000**	**-33,000**		**-33,000**
Total, Weapons Activities	**6,407,889**	**6,467,889**	**6,455,389**	**9,787**	**6,417,676**
Defense Nuclear Nonproliferation					
Nonproliferation and verification R&D					
Operations and maintenance	260,967	260,967	260,967		260,967

Department of Energy National Security Programs

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Construction:					
07-SC-05, Physical sciences facility, Pacific Northwest National Laboratory, Richland, WA	4,220	4,220	4,220		4,220
06-D-180 Physical sciences facility, project engineering and design (PED), Pacific Northwest National Laboratory, Richland, WA	3,700	3,700	3,700		3,700
Total, Construction	**7,920**	**7,920**	**7,920**		**7,920**
Total, Nonproliferation & verification R&D	**268,887**	**268,887**	**268,887**		**268,887**
Nonproliferation and international security	127,411	127,411	127,411		127,411
International nuclear materials protection and cooperation	413,182	433,182	413,182	15,000	428,182
Material consolidation and conversion		[5,000]			
Second line of defense-Megaports		[15,000]		[15,000]	
Elimination of weapons-grade plutonium production program	206,654	206,654	206,654		206,654
Fissile materials disposition					
U.S. surplus materials disposition	235,051	235,051	235,051		235,051
Russian surplus materials disposition	34,695		34,695	-34,695	
Construction:					
99-D-141 Pit disassembly and conversion facility, Savannah River, SC	78,700	78,700	78,700		78,700

Department of Energy National Security Programs

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
99-D-143 Mixed oxide fuel fabrication facility, Savannah River, SC	289,510	174,205	289,510	-25,092	264,418
Total, Construction	**368,210**	**252,905**	**368,210**	**-25,092**	**343,118**
Total, Fissile materials disposition	**637,956**	**487,956**	**637,956**	**-59,787**	**578,169**
Global threat reduction initiative	106,818	126,818	106,818	20,000	126,818
Program increase for activities outside the U.S.		[15,000]		[15,000]	
International radiological threat reduction		[5,000]		[5,000]	
Subtotal, Defense Nuclear Nonproliferation	**1,760,908**	**1,650,908**	**1,760,908**	**-24,787**	**1,736,121**
Adjustments:					
Use of prior year balances	-34,695	-34,695	-34,695		-34,695
Total, Defense Nuclear Nonproliferation	**1,726,213**	**1,616,213**	**1,726,213**	**-24,787**	**1,701,426**
Naval Reactors					
Naval reactors development					
Operation and maintenance	761,176	761,176	761,176		761,176
Construction:					
07-D-190 Materials research technology complex, project engineering and design, West Mifflin, PA	1,485	1,485	1,485		1,485
05-D-900 Materials development facility building, Schenectady, NY	1,287	1,287	1,287		1,287
Total, Construction	**2,772**	**2,772**	**2,772**		**2,772**
Total, Naval reactors development	**763,948**	**763,948**	**763,948**		**763,948**

Department of Energy National Security Programs

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Program direction	31,185	31,185	31,185		31,185
Subtotal, Naval Reactors	**795,133**	**795,133**	**795,133**		**795,133**
Total, Naval Reactors	**795,133**	**795,133**	**795,133**		**795,133**
Office Of The Administrator					
Office of the administrator	386,576	386,576	356,576		386,576
Total, Office Of The Administrator	**386,576**	**386,576**	**356,576**		**386,576**
Defense Environmental Cleanup					
Closure sites:					
Ashtabula	295	295	295		295
Closure sites administration	25,896	25,896	25,896		25,896
Fernald	258,877	258,877	258,877		258,877
Miamisburg	34,869	34,869	34,869		34,869
Rocky Flats	1,000	1,000	1,000		1,000
Total, Closure sites	**320,937**	**320,937**	**320,937**		**320,937**
Hanford site:					
2012 completion projects					
Nuclear material stabilization and disposition PFP	81,651	81,651	81,651		81,651
SNF stabilization and disposition	81,069	81,069	81,069		81,069
Nuclear facility D&D river corridor closure project	221,022	221,022	221,022		221,022
Solid waste stabilization and disposition	39,876	39,876	39,876		39,876
Total, 2012 completion projects	**423,618**	**423,618**	**423,618**		**423,618**

Department of Energy National Security Programs

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
2035 completion projects					
Solid waste stabilization and disposition 200 area	188,989	188,989	188,989		188,989
Soil and water remediation - groundwater vadose zone	75,973	75,973	75,973		75,973
Nuclear facility D&D - remainder of Hanford	94,270	94,270	94,270		94,270
Operate waste disposal facility	3,534	3,534	3,534		3,534
Community and regulatory support	18,332	18,332	18,332		18,332
Total, 2035 completion projects	**381,098**	**381,098**	**381,098**		**381,098**
Total, Hanford site	**804,716**	**804,716**	**804,716**		**804,716**
Office of River Protection:					
Waste treatment and immobilization plant					
Project decrease			-10,000		
01-D-16A Low activity waste facility	77,800	77,800	77,800		77,800
01-D-16B Analytical laboratory	21,800	21,800	21,800		21,800
01-D-16C Balance of facilities	48,900	48,900	48,900		48,900
01-D-16D High level waste facility	253,700	253,700	253,700		253,700
01-D-16E Pretreatment facility	287,800	287,800	287,800		287,800
Total, Waste treatment and immobilization plant	**690,000**	**690,000**	**680,000**		**690,000**
Tank farm activities					
Rad liquid tank waste stabilization and disposition	273,656	273,656	283,656		273,656
Community and regulatory support	471	471	471		471
Total, Tank farm activities	**274,127**	**274,127**	**284,127**		**274,127**
Total, Office of River protection	**964,127**	**964,127**	**964,127**		**964,127**

Department of Energy National Security Programs

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Idaho National Laboratory:					
Nuclear material stabilization and disposition	1,000	1,000	1,000		1,000
SNF stabilization and disposition - 2012	18,415	18,415	18,415		18,415
Solid waste stabilization and disposition	193,910	193,910	193,910		193,910
Radioactive liquid tank waste stabilization and disposition	73,514	73,514	73,514		73,514
Construction					
06-D-401 Sodium bearing waste treatment project, Idaho	31,000	31,000	31,000		31,000
Total, Construction	**31,000**	**31,000**	**31,000**		**31,000**
Soil and water remediation - 2012	120,510	120,510	120,510		120,510
Nuclear facility D & D	67,562	67,562	67,562		67,562
Non-nuclear facility D & D	3,010	3,010	3,010		3,010
Community and regulatory support	3,683	3,683	3,683		3,683
Total, Idaho National Laboratory	**512,604**	**512,604**	**512,604**		**512,604**
NNSA sites and Nevada off-sites					
Lawrence Livermore National Laboratory	11,580	11,580	11,580		11,580
NNSA Service Center	26,122	26,122	26,122		26,122
Nevada	79,668	79,668	79,668		79,668
California site support	370	370	370		370
Pantex	23,726	23,726	23,726		23,726
Los Alamos National Laboratory	90,602	90,602	90,602		90,602
Total, NNSA sites and Nevada off-sites	**232,068**	**232,068**	**232,068**		**232,068**

Department of Energy National Security Programs

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Oak Ridge Reservation:					
Solid waste stabilization and disposition - 2012	48,888	48,888	48,888		48,888
Soil and water remediation - offsites	15,381	15,381	15,381		15,381
Nuclear facility D & D, E. Tennessee Technology Park	10,094	10,094	10,094		10,094
Nuclear facility D & D Y-12	40,000	40,000	40,000		40,000
Nuclear facility D & D ORNL	21,956	21,956	21,956		21,956
Science current generation	18,544	18,544	18,544		18,544
Community and regulatory support	4,999	4,999	4,999		4,999
Total, Oak Ridge Reservation	**159,862**	**159,862**	**159,862**		**159,862**
Savannah River sites:					
2012 completion projects					
Nuclear facility D&D	3,664	3,664	3,664		3,664
Nuclear material stabilization and disposition	208,233	208,233	218,233		208,233
Construction:					
04-D-423 Container surveillance capability in 235F	21,300	21,300	21,300		21,300
04-D-414 Container surveillance capability in 235F Project engineering and design	2,935	2,935	2,935		2,935
Total, Construction	**24,235**	**24,235**	**24,235**		**24,235**
Total, 2012 completion projects	**236,132**	**236,132**	**246,132**		**236,132**
2035 completion projects					
Community and regulatory support	12,542	12,542	12,542		12,542
Nuclear material stabilization and disposition	41,160	41,160	41,160		41,160

Department of Energy National Security Programs

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Spent nuclear fuel stabilization and disposition	22,668	22,668	22,668		22,668
Solid waste stabilization and disposition	85,276	85,276	90,276		85,276
Soil and water remediation	103,150	103,150	125,150		103,150
Nuclear facility D & D	12,542	12,542	20,542		12,542
Total, 2035 completion projects	**277,338**	**277,338**	**312,338**		**277,338**
Tank farm activities					
Radioactive liquid tank waste stabilization and disposition	507,724	507,724	542,724	35,000	542,724
Construction:					
05-D-405 Salt waste processing facility, Savannah River	25,700	25,700	25,700		25,700
03-D-414 Salt waste processing facility PED, Savannah River	37,500	37,500	37,500		37,500
Total, Construction	**63,200**	**63,200**	**63,200**		**63,200**
Total, Tank farm activities	**570,924**	**570,924**	**605,924**	**35,000**	**605,924**
Site increase for cleanup activies		30,000			
Total, Savannah River site	**1,084,394**	**1,114,394**	**1,164,394**	**35,000**	**1,119,394**
Waste Isolation Pilot Plant					
Waste isolation pilot plant	132,026	132,026	132,026		132,026
Central characterization project	23,190	23,190	23,190		23,190
Transportation	32,940	32,940	32,940		32,940
Community and regulatory support	25,122	25,122	25,122		25,122
Total, Waste Isolation Pilot Plant	**213,278**	**213,278**	**213,278**		**213,278**

Department of Energy National Security Programs

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Program direction	291,216	291,216	251,216		291,216
Program support	37,881	37,881	37,881		37,881
Safeguards and Security:					
Waste Isolation Pilot Project	4,324	4,324	4,324		4,324
Oak Ridge Reservation	22,889	22,889	22,889		22,889
Fernald	1,216	1,216	1,216		1,216
West Valley	1,600	1,600	1,600		1,600
Paducah	8,707	8,707	8,707		8,707
Portsmouth	15,642	15,642	15,642		15,642
Richland/Hanford Site	77,836	77,836	77,836		77,836
Savannah River Site	163,626	163,626	163,626		163,626
Total, Safeguards and Security	**295,840**	**295,840**	**295,840**		**295,840**
Technology development	21,389	21,389	21,389	10,000	31,389
Uranium enrichment D&D fund contribution	452,000	452,000	452,000		452,000
Subtotal, Defense environmental cleanup	**5,390,312**	**5,420,312**	**5,430,312**	**45,000**	**5,435,312**
EM increase (tank waste cleanup R&D)		20,000			
Total, Defense Environmental Cleanup	**5,390,312**	**5,440,312**	**5,430,312**	**45,000**	**5,435,312**
Other Defense Activities					
Office of security and safety performance assurance					
Nuclear safeguards and security	182,548	182,548	182,548		182,548
Security investigations	40,000	40,000	40,000		40,000

Department of Energy National Security Programs

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Program direction	75,949	75,949	75,949		75,949
Total, Security and safety performance assurance	**298,497**	**298,497**	**298,497**		**298,497**
Environment, safety & health					
Environment, safety and health (defense)	60,738	60,738	60,738		60,738
Program direction	20,076	20,076	20,076		20,076
Total, Environment, safety and health	**80,814**	**80,814**	**80,814**		**80,814**
Office of Legacy Management					
Legacy management	156,790	156,790	156,790		156,790
Program direction	11,061	11,061	11,061		11,061
Total, Office of Legacy Management	**167,851**	**167,851**	**167,851**		**167,851**
Nuclear energy					
Infrastructure					
Idaho sitewide safeguards and security	75,949	75,949	75,949		75,949
Total, Infrastructure	**75,949**	**75,949**	**75,949**		**75,949**
Total, Nuclear energy	**75,949**	**75,949**	**75,949**		**75,949**
Defense related administrative support	93,258	93,258			93,258
Office of hearings and appeals	4,422	4,422	4,422		4,422
Subtotal, Other defense activities	**720,791**	**720,791**	**627,533**		**720,791**

Department of Energy National Security Programs

(Dollars in Thousands)

	FY2007 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Adjustments:					
Use of prior year balances					
Less security charge for reimbursable work (NE)	-3,003	-3,003	-3,003		-3,003
Total, Adjustments	**-3,003**	**-3,003**	**-3,003**		**-3,003**
Total, Other Defense Activities	**717,788**	**717,788**	**624,530**		**717,788**
Defense Nuclear Waste Disposal					
Defense nuclear waste disposal	388,080	388,080	333,080	-30,000	358,080
Total, Department of Energy	**15,818,070**	**15,818,070**	**15,721,233**		**15,818,070**
OTHER ACTIVITIES (Discretionary)					
Defense Nuclear Facilities Safety Board	22,260	22,260	22,260		22,260
Total, Other Activities Discretionary	**22,260**	**22,260**	**22,260**		**22,260**
Atomic Energy Defense Activities (053) Discretionary	**15,840,330**	**15,840,330**	**15,743,493**		**15,840,330**

LEGISLATIVE PROVISIONS ADOPTED

Subtitle A—National Security Programs Authorizations

National Nuclear Security Administration (sec. 3101)

The House bill contained a provision (sec. 3101) that would authorize $9.3 billion for the National Nuclear Security Administration (NNSA) of the Department of Energy, including funds for weapons activities, defense nuclear nonproliferation programs, naval reactor programs, and the Office of the Administrator, a decrease of $50.0 million below the budget request. The Senate amendment contained a similar provision (sec. 3101). The provision would authorize $9.3 billion, an increase of $17.5 million above the budget request.

The conferees agree to authorize $9.3 billion for NNSA, a decrease of $15.0 million below the budget request.

The budget request included $6.4 billion for weapons activities. The House bill would authorize $6.5 billion, an increase of $60.0 million above the budget request. The Senate amendment would authorize $6.5 billion, an increase of $47.5 million above the budget request. The conferees agree to authorize $6.4 billion, an increase of $9.8 million above the budget request.

Within weapons activities, the conferees agree to authorize $22.0 million for the W80 life extension program, a decrease of $80.0 million below the budget request, to be used for the orderly closeout of program activities due to the postponement of the W80 life extension by the Nuclear Weapons Council. The conferees agree to authorize an additional $20.0 million for the reliable replacement warhead to support a second warhead design competition. Within inertial confinement fusion ignition and high yield campaign, the conferees agree to authorize an increase of $10.0 million to support enhanced target production and characterization capabilities and for tests on the Omega and Z facilities. Within readiness in technical base and facilities, the conferees agree to authorize an additional $17.0 million to address deferred maintenance and repair at the Pantex Plant, an additional $15.0 million to address deferred maintenance and repair at the Y–12 National Security Complex, and an additional $10.0 million for the High Enriched Uranium Materials Facility [project 01–D–124] at the Y–12 National Security Complex. Within safeguards and security, the conferees agree to authorize an additional $11.8 million for safeguards and security requirements at the Pantex Plant and an additional $14.0 million for safeguards and security requirements at the Y–12 National Security Complex.

The budget request included $1.7 billion for defense nuclear nonproliferation. The conferees agree to authorize $1.7 billion, a decrease of $24.8 million below the budget request. The conferees agree to provide an additional $15.0 million in funding for the Second Line of Defense Megaports program to accelerate cooperation with international partners to improve their capability to detect and interdict nuclear and radiological materials that could be passing through foreign ports. The conferees agree to authorize an additional $20.0 million in funding for the Global Threat Reduction Initiative (GTRI) program. Of that amount, $5.0 million is authorized for international radiological threat reduction and $15.0 million is authorized to be used exclusively for other GTRI activities conducted outside the United States. The conferees agree to provide no funding for the Russian Surplus Fissile Materials Disposition program, a decrease of $34.7 million. The conferees agree to provide $264.4 million for construction of the U.S. Mixed Oxide Fuel Fabrication Facility, a decrease of $25.1 million below the budget request. The views of the conferees regarding the Fissile Materials Disposition program are discussed elsewhere in this conference report.

The budget request included $795.1 million for naval reactors programs and $386.6 million for the Office of the NNSA Administrator. The conferees agree to authorize these programs at the requested levels.

Defense environmental cleanup (sec. 3102)

The House bill contained a provision (sec. 3102) that would authorize $5.4 billion for the Department of Energy for defense environmental cleanup for fiscal year 2007, an increase of $50.0 million above the budget request.

The Senate amendment contained a similar provision (sec. 3102). The provision would authorize $5.4 billion for defense environmental cleanup, an increase of $40.0 million above the budget request.

The conferees agree to include a provision that would authorize $5.4 billion for defense environmental cleanup, an increase of $45.0 million above the budget request. Within this increase, the conferees agree to provide an additional $35.0 million in funding for radioactive liquid tank waste stabilization and disposition at the Savannah River Site in South Carolina and to provide an additional $10.0 million in funding for a research and development program to support tank waste cleanup technologies consistent with recommendations made in the National Research Council report entitled ''Tank Waste Retrieval, Processing, and On-Site Disposal at Three Department of Energy Sites, April 2006.''

Other defense activities (sec. 3103)

The House bill contained a provision (sec. 3103) that would authorize $717.8 million for the Department of Energy for other defense activities for fiscal year 2007, the amount of the budget request.

The Senate amendment contained a similar provision (sec. 3103). The provision would authorize $624.5 million for the Department for other defense activities, a decrease of $93.3 million below the budget request.

The conferees agree to include a provision that would authorize $717.8 million, the amount of the budget request.

Defense nuclear waste disposal (sec. 3104)

The House bill contained a provision (sec. 3104) that would authorize $388.1 million for defense nuclear waste disposal, the amount of the budget request.

The Senate amendment contained a similar provision (sec. 3104). The provision would authorize $333.1 million for defense nuclear waste disposal, a decrease of $55.0 million below the budget request.

The conferees agree to include a provision that would authorize $358.1 million, a decrease of $30.0 million below the budget request. The conferees note that the Department of Energy has issued a revised schedule for the development of a geologic repository, delaying the completion of the license application for the repository until June of 2008.

Subtitle B—Program Authorizations, Restrictions, and Limitations

Plan for transformation of National Nuclear Security Administration nuclear weapons complex (sec. 3111)

The House bill contained a provision (sec. 3111) that would direct the Secretary of Energy and the Secretary of Defense to develop a plan to transform the nuclear weapons complex so as to achieve a responsive infrastructure by the year 2030 and to transmit a report to the congressional defense committees, not later than February 1, 2007, on the transformation plan.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would direct the Secretary of Energy to develop the transformation plan in consultation with the Secretary of Defense and the Nuclear Weapons Council. The amendment would also modify the objectives of the plan to acknowledge the continued utilization of Category I and II special nuclear material, beyond the year 2012, at the national security laboratory at which a pit production capability is located. The amendment would make further technical changes.

Extension of Facilities and Infrastructure Recapitalization Program (sec. 3112)

The House bill contained a provision (sec. 3112) that would extend the Facilities and Infrastructure Recapitalization Program for 2 years, until September 30, 2013.

The Senate amendment contained a similar provision (sec. 3114).

The Senate recedes.

Utilization of contributions to Global Threat Reduction Initiative (sec. 3113)

The House bill contained a provision (sec. 3113) that would provide the Secretary of Energy authority to accept international contributions to the Global Threat Reduction Initiative program.

The Senate amendment contained a similar provision (sec. 3112).

The House recedes with a technical amendment.

Utilization of contributions to Second Line of Defense program (sec. 3114)

The House bill contained a provision (sec. 3114) that would provide the Secretary of Energy authority to accept international contributions to the Second Line of Defense program.

The Senate amendment contained a similar provision (sec. 3113).

The House recedes with a technical amendment.

Two-year extension of authority for appointment of certain scientific, engineering, and technical personnel (sec. 3115)

The House bill contained a provision (sec. 3115) that would amend section 4601(c)(1) of the Atomic Energy Defense Act (50 U.S.C. 2701(c)(1)) to extend excepted service authority for an additional two years, until September 30, 2008.

The Senate amendment contained an identical provision (sec. 3115).

The conference agreement includes this provision.

National Academy of Sciences study of quantification of margins and uncertainty methodology for assessing and certifying the safety and reliability of the nuclear stockpile (sec. 3116)

The House bill contained a provision (sec. 3116) that would direct the Secretary of Energy to enter into an arrangement with the National Research Council of the National Academy of Sciences to carry out a study of the quantification of margins and uncertainty methodology used by the national security laboratories for assessing and certifying the safety and reliability of the nuclear stockpile. The provision would further direct the National Research Council to submit a report on the study to the Secretary of Energy and to the Committees on Armed Services of the Senate and the House of Representatives not later than 1 year after the date on which the Council enters into the arrangement for such study.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would narrow the matters to be included in the study, and would make technical changes to the funding of the study.

The conferees acknowledge the aggressive schedule directed for completion of the study and the report thereon. The conferees are aware of ongoing work on complementary topics being conducted by the Nuclear Weapons Complex Assessment Committee of the American Association for the Advancement of Science. The conferees encourage the National Research Council to seek opportunities to support mutual study objectives and to coordinate the use of any study contributors and subject matter experts between these studies, as appropriate.

Consolidation of counterintelligence programs of Department of Energy and National Nuclear Security Administration (sec. 3117)

The House bill contained a provision (sec. 3117) that would consolidate the counterintelligence programs of the Department of Energy and the National Nuclear Security Administration (NNSA) under the Department of Energy. The provision would also establish the Intelligence Executive Committee within the Department of Energy consisting of the Deputy Secretary of Energy, who would chair the committee, and each Under Secretary of Energy. The provision would require the Secretary of Energy to use the committee to assist in developing and promulgating the counterintelligence and intelligence policies, requirements, and priorities of the entire Department.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would establish, within the staff of the Administrator of the NNSA, a position of NNSA Intelligence and Counterintelligence Liaison that would be responsible for liaison between the NNSA and the Department's Office of Intelligence and Counterintelligence. The amendment would also sunset on September 30, 2010, the transfer of functions, personnel, funds, assets, and other resources transferred to the Secretary of Energy, returning them to the control of the Administrator of the NNSA.

The conferees reluctantly provide this authority to consolidate the counterintelligence programs of the Department of Energy and NNSA, despite the ongoing skepticism of many in Congress over the Department's ability to implement a strong security program for the Department and its laboratories. The conferees note that with the recent Departmental initiative to combine the Offices of Intelligence and Counterintelligence and with the authority provided in this provision, the intelligence and counterintelligence functions will be organized as they were when the Department experienced significant counterintelligence problems.

The conferees believe that the Department could have addressed many of the perceived issues associated with having separate counterintelligence offices for the Department and NNSA by demonstrating greater management resourcefulness. The conferees are unpersuaded that the Department fully and faithfully implemented the counterintelligence program structure called for in the National Nuclear Security Administration Act (Title 32 of the National Defense Authorization Act for Fiscal Year 2000, Public Law 106–65, as amended).

Nevertheless, the conferees note that the Department has continued—under the leadership of two different Secretaries of Energy and two different Deputy Secretaries—to identify the counterintelligence structure of the NNSA Act as an impediment to the smooth functioning of security operations within the Department of Energy complex. The conferees have agreed, therefore, to include a provision that would provide temporary authority for the disestablishment of the Office of Defense Nuclear Counterintelligence within NNSA and the transfer of NNSA counterintelligence personnel to the Department's Office of Counterintelligence.

Because NNSA and its programs contain the assets of greatest national security concern, the conferees would incorporate three important safeguards into the new organizational structure. First, the provision would require the establishment of an Intelligence Executive Committee within the Department of Energy consisting of the Deputy Secretary of Energy, who would chair the Committee, and each Under Secretary of Energy. One of the Under Secretaries is also the Administrator of the NNSA. Second, conferees would create, within the staff of the Administrator of the NNSA, a position of NNSA Intelligence and Counterintelligence Liaison that would be responsible for liaison between NNSA and the Department's Office of Intelligence and Counterintelligence. Third, the conferees would include a section to sunset the transfer effective September 30, 2010. This sunset would allow future Congresses to examine the effectiveness of the new, consolidated office and to take appropriate action, either to continue, modify, or reverse this organizational structure, based on that examination. Taken together, these measures are intended to ensure a continued strong voice for the NNSA in counterintelligence policy and requirements within the Department.

The conferees also wish to emphasize to the Department of Energy the existing requirement, already in law, regarding the selection and appointment of leadership for the new organization. The conferees remind the Department that section 1014 of the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108–458) requires the Secretary of Energy to obtain the concurrence of the Director of National Intelligence before appointing an individual to fill the positions of Director of Intelligence and Director of Counterintelligence for the Department of Energy. Section 1014 further states that if the Director of National Intelligence does not concur in the recommendation, the Secretary of Energy may not appoint the individual to the position. The conferees support this requirement. The conferees further note that the recently appointed Director of Counterintelligence for the Department is detailed from the Federal Bureau of Investigation (FBI) for 2 years. The conferees believe that an individual having experience in counterintelligence matters as either a current or former agent of the FBI continues to be the most appropriate choice to lead the Department's counterintelligence efforts.

Notice-and-wait requirement applicable to certain third-party financing arrangements (sec. 3118)

The Senate amendment contained a provision (sec. 3111) that would require the Secretary of Energy to notify the congressional defense committees 30 days prior to entering into certain alternative financing arrangements.

The House bill contained no similar provision.

The House recedes.

Extension of deadline for transfer of lands to Los Alamos County, New Mexico, and of lands in trust for the Pueblo of San Ildefonso (sec. 3119)

The Senate amendment contained a provision (sec. 3116) that would amend section 632 of the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1998 (Public Law 105–119) to extend, by five years, the deadline for completing certain land transfers by the Secretary of Energy to Los Alamos County, New Mexico and to the Secretary of the Interior of lands to be held in trust for the Pueblo of San Ildefonso.

The House bill contained no similar provision.

The House recedes.

Limitations on availability of funds for Waste Treatment and Immobilization Plant (sec. 3120)

The Senate amendment contained a provision (sec. 3117) that would prohibit the Secretary of Energy from obligating or expending more than a percentage of the amount authorized to be appropriated for the Waste Treatment and Immobilization Plant prior to performing certain actions.

The House bill contained no similar provision.

The House recedes with an amendment that would increase the amount available to be obligated or expended from 30 percent to 90 percent of the funds appropriated or otherwise available prior to the Secretary certifying to the congressional defense committees that the earned value management system for the project has been recommended for acceptance by the Defense Contract Management Agency. The amendment would also alter the limitation related to the establishment of final seismic criteria for the project by prohibiting the obligation or expenditure of any of the amount appropriated or otherwise available for the project for construction or for procurement of critical equipment affected by the seismic criteria prior to the establishment of final seismic and ground motion criteria for the project. The conferees encourage the Department of Energy to sequence the obligation and expenditure of engineering funds on the project in a manner that minimizes the risk of incurring additional costs should the interim seismic criteria ultimately be found to be inadequate.

Report on Russian Surplus Fissile Materials Disposition Program (sec. 3121)

The Senate amendment contained a provision (sec. 3118) that would prohibit the obligation of fiscal year 2007 funds to implement the Russian Surplus Fissile Materials Disposition Program, other than continuation of the research and development associated with the Gas Turbine-Modular Helium Reactor (GT–MHR), until 30 days after the Secretary of Energy provides to the congressional defense committees written recommendations regarding whether and in what manner the program should proceed. The provision would require the recommendations to include: (1) a description of the disposition method Russia has agreed to use; (2) a description of the assistance the United States plans to provide under the program; (3) an estimate of the total cost and schedule of the U.S. assistance to the program; and (4) an explanation of how parallelism is to be defined for purposes of the program and whether such parallelism can be achieved if the U.S. mixed-oxide (MOX) approach to plutonium disposition continues on the current planned schedule without further delays.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary of Energy to provide a report, no later than March 1, 2007, to the congressional defense committees. The report shall include: (1) a description of the disposition method Russia has agreed to use under the program; (2) a description of the assistance the United States plans to provide under the program; (3) an estimate of the total cost and schedule of such assistance; and (4) an explanation of how parallelism is to be defined for purposes of the program, including projected goals for the disposition of Russian weapons-grade

plutonium under the 2000 Plutonium Disposition and Management Agreement, and whether such parallelism can be achieved if the U.S. MOX program continues on the current planned schedule without further delays.

The conferees note their support for the goals of the September 2000 Plutonium Management and Disposition Agreement to dispose of 34 metric tons of surplus weapons-grade plutonium in both the United States and Russia on roughly parallel paths. For the past 2 years, the Russian program has been delayed pending completion of a liability agreement between the United States and the Russian Federation, and that in turn caused a delay in the U.S. program. The National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) cut $250.0 million in funding for the U.S. MOX program due to the impasse over liability. Although the liability agreement has now been signed, Russian officials have stated that the agreement will require ratification by the Russian Duma.

In a new development arising out of U.S.-Russian negotiations on the plutonium disposition program in February 2006, Russia has now indicated that it is not prepared to proceed with the program as originally conceived. Representatives of the National Nuclear Security Administration and the Department of State have indicated that Russia no longer wishes to use MOX fuel in VVER–1000 light water reactors unless the United States and the international community agree to bear the full life cycle cost of this approach, estimated at $2.7 billion. Rather, Russia would like to explore a new two-pillar approach to the plutonium disposition program, consisting of limited disposition in an existing BN–600 reactor (disposition in such a reactor was part of the originally envisioned program), and eventually larger-scale disposition in one or more BN–800 fast breeder reactors (FBR). It is unclear how much this new approach would cost and how it would be funded. The United States has not previously supported the FBR design due to proliferation concerns.

While generally pleased with the progress of DOE programs with the Russian Federation to cooperatively reduce the nuclear threat, the conferees are troubled by the uncertainty that now surrounds the Russian Surplus Materials Disposition Program. The conferees note the July 13, 2006, Joint Statement by the Secretary of Energy and the Director of the Federal Atomic Energy Agency of the Russian Federation reaffirming the joint commitment to the 2000 Agreement to dispose of 34 metric tons of excess weapons-grade plutonium. Nevertheless, the conferees remain concerned about the lack of any plan, implementing agreement, or concrete timetable for implementing this renewed commitment. Such a plan should include the method of disposition, the amount of the Russian contribution to the disposition program, and how much and what type of assistance the United States and the international community will be asked to provide to the program. The conferees believe that these questions must be resolved before the United States invests further in this important cooperative program. Therefore, the conferees recommend no funds for the Russian Surplus Fissile Materials Disposition Program, a reduction of $34.7 million. Of those funds available from prior fiscal years for the Russian Surplus Fissile Materials Disposition Program, no more than $20.0 million shall be available for expenditure until 30 days after the Secretary of Energy has provided to the congressional defense committees the report required by this section. The conferees note that there are adequate prior year funds available for the Russian Surplus Fissile Materials Disposition Program in the event that Russia and the United States agree on a path forward and are prepared to resume cooperative work on a plutonium disposition program that is consistent with the 2000 Agreement, and to which Russia and the United States are fully committed.

The conferees expect the GT–MHR technology cooperation efforts to proceed without interruption using the prior year funds that are unaffected by this funding restriction.

Limitation on availability of funds for construction of MOX Fuel Fabrication Facility (sec. 3122)

The Senate amendment contained a provision (sec. 3119) that would prohibit the obligation of fiscal year 2007 funds for construction of the Mixed Oxide (MOX) Fuel Fabrication Facility until 30 days after the Secretary of Energy provides to the congressional defense committees: (1) an independent cost estimate for the U.S. Surplus Fissile Materials Disposition program and facilities; and (2) a written certification that the Department of Energy intends to use the MOX Fuel Fabrication Facility for U.S. plutonium disposition regardless of the future direction of the Russian Surplus Fissile Materials Disposition program.

The House bill contained no similar provision.

The House recedes with an amendment that would prohibit the obligation of fiscal year 2007 funds for construction of the MOX Fuel Fabrication Facility until 30 days after the Secretary of Energy provides to the congressional defense committees: (1) an independent cost estimate for the U.S. Surplus Fissile Materials Disposition program and facilities; (2) a written certification that the Department intends to use the MOX Fuel Fabrication Facility for U.S. plutonium disposition regardless of the future direction of the Russian Surplus Fissile Materials Disposition program; and (3) a corrective action plan for issues raised by the Department of Energy Inspector General (IG) in the December 2005 report titled ''The Status of the Mixed Oxide Fuel Fabrication Facility.''

The conferees support the goals of the September 2000 Plutonium Management and Disposition Agreement to dispose of 34 metric tons of surplus weapons-grade plutonium in both the United states and Russia on roughly parallel paths, but note their ongoing concern regarding the implementation of this program. Under the agreement, the United States and Russia each agreed to dispose of 34 metric tons of surplus weapons-grade plutonium, and both countries planned to dispose of the plutonium by fabricating it into MOX fuel for use in existing nuclear reactors. It has been both executive branch policy and a condition of the Congress that the U.S. and Russian programs would proceed on parallel paths. This program was delayed for more than 2 years as the United States and Russia negotiated an agreement on liability protections for U.S. contractors associated with the project. Now Russia has indicated it wishes to pursue alternative disposition methods under this program, rather than relying on the MOX method that had been planned. Uncertainties surrounding the Russian program have led to questions regarding the continued relationship of that program to the U.S. Surplus Fissile Materials Disposition program, given that these two programs are required to proceed on roughly parallel paths.

The conferees are further concerned that the U.S. MOX program has experienced significant cost overruns and schedule delays, irrespective of the problems with the Russian program. A December 2005 audit by the IG concluded that while the original 2002 budget estimate for the U.S. MOX facility was $1.0 billion, the total cost is now estimated at around $3.5 billion, and the plant will not begin producing MOX fuel until 2015, 6 years later than originally planned. The IG audit was highly critical of the Department's management of the MOX program, asserting that weaknesses in project management and limited administration of the program contributed to cost growth. More recent information suggests that the cost of the U.S. MOX program is expected to rise significantly higher than the IG estimated.

In light of these developments, the conferees believe it is necessary to have an independent cost estimate for the program; a certification from the Secretary that the Department will use the MOX facility for plutonium disposition regardless of the future direction of the Russian program; and a corrective action plan for issues raised by the IG, before fiscal year 2007 funds are obligated for construction of the MOX Fuel Fabrication Facility.

Based on preliminary discussions with the Department, the conferees are operating under the assumption that the Savannah River Site MOX project is a cost-effective and efficient method for the United States to dispose of a significant portion of its excess weapons-grade plutonium inventory as part of a broader plutonium disposition plan. Accordingly, the conferees believe that moving forward expeditiously with construction and operation of the U.S. MOX facility will significantly reduce the costs and risks associated with managing domestic weapons-grade plutonium. The conferees direct the Department to provide to the congressional defense committees an assessment of whether, given the sunk costs to date for the U.S. MOX project and an evaluation of other alternatives for plutonium disposition, proceeding with the U.S. MOX project is the most effective means, from both a cost and technical perspective, for managing and disposing of excess U.S. weapons-grade plutonium.

The conferees reaffirm their view that proceeding with construction and operation of the U.S. MOX facility is important in order to demonstrate the continuing commitment of the United States to fulfilling its obligations under both the 2000 Plutonium Management and Disposition Agreement, and under Article VI of the Nuclear Non-Proliferation Treaty.

Education of future nuclear engineers (sec. 3123)

The Senate amendment contained a provision (sec. 3121) that would direct the Secretary of Energy to conduct a study on the feasibility and merit of establishing a scholarship or fellowship program to educate future nuclear engineers at the postsecondary and postgraduate levels and to submit a report on the study to the congressional defense committees.

The House bill contained no similar provision.

The House recedes with a technical amendment.

Technical correction related to authorization of appropriations for fiscal year 2006 (sec. 3124)

The Senate amendment contained a provision (sec. 3120) that would strike the amount ''$9,196,456'' and insert ''$9,196,456,000'' in section 3101(a) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163).

The House bill contained no similar provision.

The House recedes.

TITLE XXXII—DEFENSE NUCLEAR FACILITIES SAFETY BOARD

LEGISLATIVE PROVISION ADOPTED

Authorization (sec. 3201)

The House bill contained a provision (sec. 3201) that would authorize $22.3 million for the Defense Nuclear Facilities Safety Board, the amount of the budget request.

The Senate amendment contained an identical provision (sec. 3201).

The conference agreement includes this provision. The conferees note their concern regarding the untimely resolution by the Department of Energy of technical issues raised by the Board. The conferees believe that the Board and the Department would benefit from a more structured process for issue resolution that would allow issues to be raised, evaluated, and adjudicated at logical points in the design and construction process. The conferees urge the Board to evaluate whether more frequent use of the Board's formal recommendation process would drive both parties towards this more structured process. The conferees also encourage the Board to take a constructive role in the problem-solving process by quickly evaluating corrective actions proposed by the Department and its contractors.

The conferees are encouraged by efforts between the Department and the Board to develop a process to provide for more timely identification and resolution of technical differences over design standards and other issues at the Department's nuclear facilities. Specifically, conferees support the pending revision of the Department's Order 413.3 to require critical safety determinations be made prior to Critical Decision 1 in the Department's project management system. The conferees direct the Board and the Department to continue these discussions and to report jointly to the congressional defense committees on their efforts to improve the timeliness of issue resolution, including recommendations, if any, for legislation that would strengthen and improve technical oversight of the Department's nuclear design and operational activities. Until such time as this report is submitted, the conferees further direct the Board to provide to the congressional defense committees quarterly reports to identify and report the status of significant unresolved issues.

The conferees expect the Board to exercise its existing statutory authority at all Department of Energy defense nuclear facilities. This includes the Waste Treatment and Immobilization Plant [Project 01–D–416] at the Department's Hanford site in the State of Washington.

TITLE XXXIII—NATIONAL DEFENSE STOCKPILE

LEGISLATIVE PROVISION ADOPTED

Authorized uses of National Defense Stockpile funds (sec. 3301)

The House bill contained a provision (sec. 3301) that would authorize $52.1 million from the National Defense Stockpile Transaction Fund for the operation and maintenance of the National Defense Stockpile for fiscal year 2007. The provision would also permit the use of additional funds for extraordinary or emergency conditions 45 days after Congress receives notification.

The Senate amendment contained no similar provision.

The Senate recedes.

Revisions to required receipt objectives for previously authorized disposals from National Defense Stockpile (sec. 3302)

The House bill contained a provision (sec. 3302) that would authorize increased sales of certain materials in the National Defense Stockpile through the end of fiscal year 2013.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would reduce the amount of the increased sales.

TITLE XXXIV—NAVAL PETROLEUM RESERVES

LEGISLATIVE PROVISION ADOPTED

Authorization of appropriations (sec. 3401)

The House bill contained a provision (sec. 3401) that would authorize $18.8 million for the operation and maintenance of the Naval Petroleum and Oil Shale Reserves.

The Senate amendment contained no similar provision.

The Senate recedes.

LEGISLATIVE PROVISION NOT ADOPTED

The Senate amendment contained a provision (sec. 3401) that would require the 'Shallow Oil Zone Provisional Recommendation of Equity Participation' of the independent petroleum engineer for Naval Petroleum Reserve Numbered 1 to become the final recommendation, unless the Department of Energy and Chevron U.S.A. Inc. agree that the independent petroleum engineer shall not be liable for any cost or expense incurred as a result of good faith services.

The House bill contained no similar provision.

The Senate recedes.

TITLE XXXV—MARITIME ADMINISTRATION

LEGISLATIVE PROVISIONS ADOPTED

Authorization of appropriations for fiscal year 2007 (sec. 3501)

The House bill contained a provision (sec. 3501) that would authorize a total of $164.4 million for fiscal year 2007, an increase of $19.5 million above the budget request. Of the amount authorized, $25.7 million would be for the disposal of obsolete vessels. Within the funds included for operation and training programs, the provision would authorize $19.5 million to provide for the reimbursement of non-emergency repairs under the provisions of section 3517 of the Maritime Security Act of 2003 (46 U.S.C. 53101 note), as amended by section 3503 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163).

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would increase the amount authorized by an additional $15.6 million. Of the additional amount authorized, $15.0 million would be for assistance to small shipyards under section 3506 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163), and $0.6 million for fuel payments for the six State maritime academies to operate their training ships.

The amendment would further clarify the amount authorized for administrative expenses related to the implementation of the loan guarantee program under title XI of the Merchant Marine Act, 1936 (46 U.S.C. App. 1271 et seq.) and the non-emergency repair reimbursement, and small shipyard assistance programs described above.

Amendments relating to the Maritime Security Fleet program (sec. 3502)

The House bill contained a provision (sec. 3502) that would amend section 53105(e) of the Maritime Security Act of 2003 (46 U.S.C. 53101 note) to prohibit the transfer of an operating agreement to a person that is not a citizen of the United States, as that term is used in section 2 of the Shipping Act, 1916 (46 U.S.C. 802), unless the Secretary of Defense determines that there is no citizen under that section who is interested in obtaining the operating agreement for a vessel that is otherwise eligible to be included in the Maritime Security Fleet program.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require that in order for a vessel to be considered eligible for an operating agreement to be transferred the vessel must meet the specific Department of Defense requirements for that operating agreement. The amendment would also amend section 53103(c)(4) of title 46, United States Code, to provide an alternative approach for operators of the Maritime Security Fleet program product tankers to meet U.S.-built replacement vessel requirements. The alternative approach would include the construction and operation of equivalent domestic trade tank vessels. The amendment would further amend section 53106 of title 46, United States Code, to establish priority for allocation of payments to vessels, in the event that the amounts available for payments under operating agreements are not sufficient to pay the full amount authorized under each agreement.

Applicability to certain Maritime Administration vessels of limitations on overhaul, repair, and maintenance of vessels in foreign shipyards (sec. 3503)

The House bill contained a provision (sec. 3503) that would require that certain U.S. Maritime Administration vessels activated in support of Department of Defense missions be subject to section 7310 of title 10, United States Code.

The Senate amendment contained no similar provision.

The Senate recedes.

Vessel transfer authority (sec. 3504)

The House bill contained a provision (sec. 3504) that would authorize the Secretary of Transportation to transfer any vessels that are in the National Defense Reserve Fleet to another Federal agency.

The Senate amendment contained no similar provision.

The Senate recedes.

United States Merchant Marine Academy graduates: service requirements (sec. 3505)

The House bill contained a provision (sec. 3505) that would exempt graduates of the United States Merchant Marine Academy, who serve on active duty in the Armed Forces for the 5 years following graduation, from certain commitment agreement requirements which were entered into upon admission.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would include exemption of graduates of the United States Merchant Marine Academy, who serve on active duty in the Public Health Service for the 5 years following graduation, from the agreement requirements specified in this provision.

United States Merchant Marine Academy graduates: service obligation performance reporting requirement (sec. 3506)

The House bill contained a provision (sec. 3506) that would allow the Department of Defense, the United States Coast Guard, and the National Oceanic and Atmospheric Administration to verify to the Maritime Administration that academy graduates have in fact remained on active duty or continued in a ready reserve status for the amount of their obligation.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would also allow the Public Health Service to verify to the Maritime Administration that academy graduates have in fact remained on active duty or continued in a ready reserve status for the amount of their obligation.

Temporary authority to transfer obsolete combatant vessels to Navy for disposal (sec. 3507)

The House bill contained a provision (sec. 3507) that would require the Secretary of Transportation to transfer to the Secretary of the Navy for disposal by scrapping, during fiscal year 2007, no fewer than six combatant vessels of the nonretention fleet of the Maritime Administration.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would reduce the number of combatant vessels subject to transfer by the Secretary of Transportation to the Secretary of the Navy, during fiscal year 2007, to no fewer than three.

Qualifying Reserve duty for receipt of student incentive payments (sec. 3508)

The conferees agree to include a provision that would amend title 13 of the Merchant Marine Act, 1936 (46 U.S.C. App. 1295c(g)(2)) to include service in the United States Coast Guard Reserve as fulfillment of enlisted reserve requirements for receipt of student incentive payments.

Large passenger ship crew requirements (sec. 3509)

The conferees agree to include a provision that would amend section 8103 of title 46, United States Code, to establish crew requirements for large passenger vessels. Specifically, the provision would expand the pool of non-citizens that can be employed on U.S.-flag large passenger vessels to include certain non-resident alien visa holders. The provision would also establish rules, restrictions, and background check requirements for non-resident alien employees, which have been deemed necessary by the Department of Homeland Security to maintain the security and safety of passenger vessels.

The conferees direct the Commandant of the Coast Guard to closely monitor implementation of affected procedures for employment of non-citizens. The Commandant shall notify Congress of any measures, beyond changes to Coast Guard regulations, that may be required to maintain the security and safety of the subject passenger vessels consistent with standards for U.S.-flagged vessels.

The conferees agree that the relief to employment requirements of this provision warrant documentation within the security plan for each large passenger vessel employing non-resident aliens. The Secretary of Homeland Security shall ensure that vessel security plans prohibit non-resident alien seamen from working in:

(1) any position with the authority to receive stores or provisions;

(2) any position allowing unescorted access to restricted spaces on the vessel;

(3) any position with security-related responsibilities; and

(4) any position with any operationally critical shipboard duties.

Miscellaneous Maritime Administration provisions (sec. 3510)

The conferees agree to include a provision that would make technical corrections to (1) section 1208(a) of the Merchant Marine Act, 1936 (46 U.S.C. App. 1288(a)), (2) section 8 of the Merchant Marine Decorations and Medals Act (46 U.S.C. App. 2007), and (3) section 3509 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163). The provision would also authorize funding for an intermodal or marine facility comprising a component of the Hawaii Port Infrastructure Expansion Program.

LEGISLATIVE PROVISION NOT ADOPTED

Temporary requirement to maintain Ready Reserve Force

The House bill contained a provision (sec. 3508) that would require the Secretary of Defense, in consultation with the Secretary of Transportation, to submit to Congress by March 1, 2007, a report describing a 5-year plan for maintaining the capability of the Ready Reserve Force of the National Defense Reserve Fleet necessary to support Department of Defense wartime mission and support to civil authorities. The provision would also require the Secretary of Transportation to maintain 58 vessels in the Ready Reserve Force of the National Defense Reserve Fleet until 45 days after the date the report is required.

The Senate amendment contained no similar provision.

The House recedes.

The conferees request that the U. S. Transportation Command advise the congressional defense committees prior to further reductions to the Ready Reserve Force and include plans for providing capacity to meet related readiness requirements.

EARMARKS

Pursuant to House Resolution 1000, entitled ''Providing for earmarking reform in the House of Representatives,'' adopted on September 14, 2006, the committee finds the following earmarks contained in this conference report:

Member	Program/Project Title	Account/Line No.	Amount (dollars in millions)
Hunter, Duncan (CA) and Bartlett, Roscoe (MD)	Low cost domestic titanium reduction to powder initiative	RDA 183 78045A	$5.0
Kline, John (MN)	Traumatic brain injury treatment and rehabilitation	Defense Health Program O&M	12.0
Warner, John (VA)	East Coast Asymmetric Warfare Initiative	RDDW 54 63828D8Z	4.0
Kingston, Jack (GA) and Marshall, Jim (GA)	Construct Software Support Facility, Phase 2, Robins AFB, Georgia	Air Force Construction and Land Acquisition Projects.	7.0
Chafee, Lincoln (RI) and Reed, Jack (RI)	Replace Vehicle Bridge, Increment 2, Naval Station Newport, Rhode Island	Navy Construction and Land Acquisition Projects.	3.41

From the Committee on Armed Services, for consideration of the House bill and the Senate amendment, and modifications committed to conference:

DUNCAN HUNTER,
C. WELDON,
JOEL HEFLEY,
J. SAXTON,
JOHN M. MCHUGH,
TERRY EVERETT,
R. BARTLETT,
MAC THORNBERRY,
JOHN N. HOSTETTLER,
JIM RYUN,
JIM GIBBONS,
ROBIN HAYES,
KEN CALVERT,
ROB SIMMONS,
THELMA DRAKE,
GEOFF DAVIS,
IKE SKELTON,
JOHN M. SPRATT, JR.,
SOLOMON P. ORTIZ,
GENE TAYLOR,
NEIL ABERCROMBIE,
SILVESTRE REYES,
VIC SNYDER,
ADAM SMITH,
LORETTA SANCHEZ,
ELLEN TAUSCHER,
R.A. BRADY,
ROBERT E. ANDREWS,

From the Permanent Select Committee on Intelligence, for consideration of matters within the jurisdiction of that committee under clause 11 of rule X:

PETE HOEKSTRA,
RAY LAHOOD,
JANE HARMAN,

From the Committee on Education and the Workforce, for consideration of secs. 571 and 572 of the House bill, and secs. 571, 572, 1081, and 1104 of the Senate amendment, and modifications committed to conference:

HOWARD P. MCKEON,
JOHN KLINE,

From the Committee on Energy and Commerce, for consideration of secs. 314, 601, 602, 710, 3115, 3117, and 3201 of the House bill, and secs. 332–335, 352, 601, 722, 2842, 3115, and 3201 of the Senate amendment, and modification committed to conference:

JOE BARTON,
PAUL GILLMOR,

From the Committee on Government Reform, for consideration of secs. 343, 721, 811, 823, 824, 1103, 1104, and 3115 of the House bill, and secs. 371, 619, 806, 823, 922, 1007, 1043, 1054, 1088, 1089, 1101, and 3115 of the Senate amendment, and modifications committed to conference:

TOM DAVIS,
C. SHAYS,

From the Committee on Homeland Security, for consideration of section 1026 of the House bill, and section 1044 of the Senate amendment, and modifications committed to conference:

PETER T. KING,
D. REICHERT,
BENNIE G. THOMPSON,

From the Committee on International Relations, for consideration of secs. 1021–1023, 1201–1204, 1206, title XIII, secs. 3113 and 3114 of the House bill, and secs. 1014, 1021–1023, 1054, 1092, 1201–1208, 1210, 1214, title XIII, secs. 3112 and 3113 of the Senate amendment, and modifications committed to conference:

HENRY HYDE,
JAMES LEACH,
TOM LANTOS,

From the Committee on Resources, for consideration of secs. 601, 602, and 1036 of the House bill, and section 601 of the Senate amendment, and modifications committed to conference:

RICHARD POMBO,
GREG WALDEN,

From the Committee on Science, for consideration of secs. 312 and 911 of the House bill, and secs. 333, 874, and 1082 of the Senate amendment, and modifications committed to conference:

SHERWOOD BOEHLERT,
MIKE SODREL,

From the Committee on Small Business, for consideration of secs. 874 and 1093 of the Senate amendment, and modifications committed to conference:

DONALD MANZULLO,
SUE W. KELLY,

From the Committee on Transportation and Infrastructure, for consideration of secs. 312, 551, 601, 602, and 2845 of the House bill and secs. 333, 584, 601, 1042, 1095, 2842, 2851–2853, and 2855 of the Senate amendment, and modifications committed to conference:

DON YOUNG,
FRANK LOBIONDO,
JIM OBERSTAR
(EXCEPT SECTIONS 1095, 2851, 2852, 2853 OF THE SENATE AMENDMENT),

From the Committee on Veterans' Affairs, for consideration of secs. 666, 682, 683, 687, 721, and 923 of the Senate amendment, and modifications committed to conference:

STEVEN BUYER,
JOHN BOOZMAN,
STEPHANIE HERSETH,
Managers on the Part of the House.

JOHN W. WARNER,
JOHN MCCAIN,
JAMES M. INHOFE,
PAT ROBERTS,
JEFF SESSIONS,
SUSAN M. COLLINS,
JOHN ENSIGN,
JIM TALENT,
JOE LIEBERMAN,
JACK REED,
DANIEL K. AKAKA,
BILL NELSON,
E. BENJAMIN NELSON,
MARK DAYTON,
EVAN BAYH,
H.R. CLINTON,
SAXBY CHAMBLISS,
LINDSEY GRAHAM,
JOHN CORNYN
JOHN THUNE,
CARL LEVIN,
TED KENNEDY,
ROBERT C. BYRD,
Managers on the Part of the Senate.

CONFERENCE REPORT ON H.R. 4954, SAFE PORT ACT

Mr. KING of New York submitted the following conference report and statement on the bill (H.R. 4954) to improve maritime and cargo security through enhanced layered defenses, and for other purposes:

CONFERENCE REPORT (H. REPT. 109–711)

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4954), to improve maritime and cargo security through enhanced layered defenses, and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

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

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

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the ''Security and Accountability For Every Port Act of 2006'' or the ''SAFE Port Act''.

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

Sec. 1. Short title; table of contents.
Sec. 2. Definitions.

TITLE I—SECURITY OF UNITED STATES SEAPORTS

Subtitle A—General Provisions

Sec. 101. Area Maritime Transportation Security Plan to include salvage response plan.
Sec. 102. Requirements relating to maritime facility security plans.
Sec. 103. Unannounced inspections of maritime facilities.
Sec. 104. Transportation security card.
Sec. 105. Study to identify redundant background records checks.
Sec. 106. Prohibition of issuance of transportation security cards to persons convicted of certain felonies.
Sec. 107. Long-range vessel tracking.
Sec. 108. Establishment of interagency operational centers for port security.
Sec. 109. Notice of arrival for foreign vessels on the Outer Continental Shelf.
Sec. 110. Enhanced crewmember identification.

Subtitle B—Port Security Grants; Training and Exercise Programs

Sec. 111. Risk assessment tool.
Sec. 112. Port security grants.
Sec. 113. Port Security Training Program.
Sec. 114. Port Security Exercise Program.
Sec. 115. Facility exercise requirements.

Subtitle C—Port Operations

Sec. 121. Domestic radiation detection and imaging.
Sec. 122. Inspection of car ferries entering from abroad.
Sec. 123. Random searches of containers.
Sec. 124. Work stoppages and employee-employer disputes.
Sec. 125. Threat assessment screening of port truck drivers.
Sec. 126. Border Patrol unit for United States Virgin Islands.
Sec. 127. Report on arrival and departure manifests for certain commercial vessels in the United States Virgin Islands.
Sec. 128. Center of Excellence for Maritime Domain Awareness.

TITLE II—SECURITY OF THE INTERNATIONAL SUPPLY CHAIN

Subtitle A—General Provisions

Sec. 201. Strategic plan to enhance the security of the international supply chain.
Sec. 202. Post-incident resumption of trade.
Sec. 203. Automated Targeting System.
Sec. 204. Container security standards and procedures.
Sec. 205. Container Security Initiative.

Subtitle B—Customs–Trade Partnership Against Terrorism

Sec. 211. Establishment.
Sec. 212. Eligible entities.
Sec. 213. Minimum requirements.
Sec. 214. Tier 1 participants in C–TPAT.
Sec. 215. Tier 2 participants in C–TPAT.
Sec. 216. Tier 3 participants in C–TPAT.
Sec. 217. Consequences for lack of compliance.
Sec. 218. Third party validations.
Sec. 219. Revalidation.
Sec. 220. Noncontainerized cargo.
Sec. 221. C–TPAT program management.
Sec. 222. Additional personnel.
Sec. 223. Authorization of appropriations.

Subtitle C—Miscellaneous Provisions

Sec. 231. Pilot integrated scanning system.
Sec. 232. Screening and scanning of cargo containers.
Sec. 233. International cooperation and coordination.
Sec. 234. Foreign port assessments.
Sec. 235. Pilot program to improve the security of empty containers.
Sec. 236. Information sharing relating to supply chain security cooperation.

TITLE III—ADMINISTRATION

Sec. 301. Office of Cargo Security Policy.
Sec. 302. Reauthorization of Homeland Security Science and Technology Advisory Committee.
Sec. 303. Research, development, test, and evaluation efforts in furtherance of maritime and cargo security.

TITLE IV—AGENCY RESOURCES AND OVERSIGHT

Sec. 401. Trade and customs revenue functions of the department.
Sec. 402. Office of international trade; oversight.
Sec. 403. Resources.
Sec. 404. Negotiations.
Sec. 405. International Trade Data System.
Sec. 406. In-bond cargo.
Sec. 407. Sense of the Senate.

TITLE V—DOMESTIC NUCLEAR DETECTION OFFICE

Sec. 501. Establishment of Domestic Nuclear Detection Office.
Sec. 502. Technology research and development investment strategy for nuclear and radiological detection.

TITLE VI—COMMERCIAL MOBILE SERVICE ALERTS

Sec. 601. Short title.
Sec. 602. Federal Communications Commission duties.
Sec. 603. Commercial Mobile Service Alert Advisory Committee.
Sec. 604. Research and development.
Sec. 605. Grant program for remote community alert systems.
Sec. 606. Funding.
Sec. 607. Essential services disaster assistance.
Sec. 608. Community disaster loans.
Sec. 609. Public facilities.
Sec. 610. Expedited payments.
Sec. 611. Use of local contracting.
Sec. 612. FEMA programs.
Sec. 613. Homeland security definition.

TITLE VII—OTHER MATTERS

Sec. 701. Security plan for essential air service and small community airports.
Sec. 702. Disclosures regarding homeland security grants.
Sec. 703. Trucking security.
Sec. 704. Air and Marine Operations of the Northern Border Air Wing.
Sec. 705. Phaseout of vessels supporting oil and gas development.
Sec. 706. Coast Guard property in Portland, Maine.
Sec. 707. Methamphetamine and methamphetamine precursor chemicals.
Sec. 708. Aircraft charter customer and lessee prescreening program.
Sec. 709. Protection of health and safety during disasters.

TITLE VIII—UNLAWFUL INTERNET GAMBLING ENFORCEMENT

Sec. 801. Short title.
Sec. 802. Prohibition on acceptance of any payment instrument for unlawful Internet gambling.
Sec. 803. Internet gambling in or through foreign jurisdictions.

SEC. 2. DEFINITIONS.

In this Act:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—Except as otherwise provided, the term ''appropriate congressional committees'' means—

(A) the Committee on Appropriations of the Senate;

(B) the Committee on Commerce, Science, and Transportation of the Senate;

(C) the Committee on Finance of the Senate;

(D) the Committee on Homeland Security and Governmental Affairs of the Senate;

(E) the Committee on Appropriations of the House of Representatives;

(F) the Committee on Homeland Security of the House of Representatives;

(G) the Committee on Transportation and Infrastructure of the House of Representatives;

(H) the Committee on Ways and Means of the House of Representatives; and

(I) other congressional committees, as appropriate.

(2) COMMERCIAL OPERATIONS ADVISORY COMMITTEE.—The term ''Commercial Operations Advisory Committee'' means the Advisory Committee established pursuant to section 9503(c) of the Omnibus Budget Reconciliation Act of 1987 (19 U.S.C. 2071 note) or any successor committee.

(3) COMMERCIAL SEAPORT PERSONNEL.—The term ''commercial seaport personnel'' includes any person engaged in an activity relating to the loading or unloading of cargo or passengers, the movement or tracking of cargo, the maintenance and repair of intermodal equipment, the operation of cargo-related equipment (whether or not integral to the vessel), and the handling of mooring lines on the dock when a vessel is made fast or let go in the United States.

(4) COMMISSIONER.—The term ''Commissioner'' means the Commissioner responsible for the United States Customs and Border Protection of the Department of Homeland Security.

(5) CONTAINER.—The term ''container'' has the meaning given the term in the International Convention for Safe Containers, with annexes, done at Geneva, December 2, 1972 (29 UST 3707).

(6) CONTAINER SECURITY DEVICE.—The term ''container security device'' means a device, or system, designed, at a minimum, to identify positively a container, to detect and record the unauthorized intrusion of a container, and to secure a container against tampering throughout the supply chain. Such a device, or system, shall have a low false alarm rate as determined by the Secretary.

(7) DEPARTMENT.—The term ''Department'' means the Department of Homeland Security.

(8) EXAMINATION.—The term ''examination'' means an inspection of cargo to detect the presence of misdeclared, restricted, or prohibited items that utilizes nonintrusive imaging and detection technology.

(9) INSPECTION.—The term ''inspection'' means the comprehensive process used by the United States Customs and Border Protection to assess goods entering the United States to appraise them for duty purposes, to detect the presence of restricted or prohibited items, and to ensure compliance with all applicable laws. The process may include screening, conducting an examination, or conducting a search.

(10) INTERNATIONAL SUPPLY CHAIN.—The term ''international supply chain'' means the end-to-end process for shipping goods to or from the United States beginning at the point of origin (including manufacturer, supplier, or vendor) through a point of distribution to the destination.

(11) RADIATION DETECTION EQUIPMENT.—The term ''radiation detection equipment'' means any technology that is capable of detecting or identifying nuclear and radiological material or nuclear and radiological explosive devices.

(12) SCAN.—The term ''scan'' means utilizing nonintrusive imaging equipment, radiation detection equipment, or both, to capture data, including images of a container.

(13) SCREENING.—The term ''screening'' means a visual or automated review of information about goods, including manifest or entry documentation accompanying a shipment being imported into the United States, to determine the presence of misdeclared, restricted, or prohibited items and assess the level of threat posed by such cargo.

(14) SEARCH.—The term ''search'' means an intrusive examination in which a container is opened and its contents are devanned and visually inspected for the presence of misdeclared, restricted, or prohibited items.

(15) SECRETARY.—The term ''Secretary'' means the Secretary of Homeland Security.

(16) TRANSPORTATION DISRUPTION.—The term ''transportation disruption'' means any significant delay, interruption, or stoppage in the flow of trade caused by a natural disaster, heightened threat level, an act of terrorism, or any transportation security incident (as defined in section 70101(6) of title 46, United States Code).

(17) TRANSPORTATION SECURITY INCIDENT.—The term ''transportation security incident'' has the meaning given the term in section 70101(6) of title 46, United States Code.

TITLE I—SECURITY OF UNITED STATES SEAPORTS

Subtitle A—General Provisions

SEC. 101. AREA MARITIME TRANSPORTATION SECURITY PLAN TO INCLUDE SALVAGE RESPONSE PLAN.

Section 70103(b)(2) of title 46, United States Code, is amended—

(1) in subparagraph (E), by striking ''and'' after the semicolon;

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

(3) by inserting after subparagraph (E) the following:

''(F) include a salvage response plan—

''(i) to identify salvage equipment capable of restoring operational trade capacity; and

''(ii) to ensure that the waterways are cleared and the flow of commerce through United States ports is reestablished as efficiently and quickly as possible after a maritime transportation security incident; and''.

SEC. 102. REQUIREMENTS RELATING TO MARITIME FACILITY SECURITY PLANS.

Section 70103(c) of title 46, United States Code, is amended—

(1) in paragraph (3)—

(A) in subparagraph (C)(ii), by striking ''facility'' and inserting ''facility, including access by persons engaged in the surface transportation of intermodal containers in or out of a port facility'';

(B) in subparagraph (F), by striking ''and'' at the end;

(C) in subparagraph (G), by striking the period at the end and inserting ''; and''; and

(D) by adding at the end the following:

''(H) in the case of a security plan for a facility, be resubmitted for approval of each change in the ownership or operator of the facility that may substantially affect the security of the facility.''; and

(2) by adding at the end the following:

''(8)(A) The Secretary shall require that the qualified individual having full authority to implement security actions for a facility described in paragraph (2) shall be a citizen of the United States.

''(B) The Secretary may waive the requirement of subparagraph (A) with respect to an individual if the Secretary determines that it is appropriate to do so based on a complete background check of the individual and a review of all terrorist watch lists to ensure that the individual is not identified on any such terrorist watch list.''.

SEC. 103. UNANNOUNCED INSPECTIONS OF MARITIME FACILITIES.

Section 70103(c)(4)(D) of title 46, United States Code, is amended to read as follows:

''(D) subject to the availability of appropriations, verify the effectiveness of each such facility security plan periodically, but not less than 2 times per year, at least 1 of which shall be an inspection of the facility that is conducted without notice to the facility.''.

SEC. 104. TRANSPORTATION SECURITY CARD.

(a) IN GENERAL.—Section 70105 of title 46, United States Code, is amended by adding at the end the following:

''(g) APPLICATIONS FOR MERCHANT MARINERS' DOCUMENTS.—The Assistant Secretary of Homeland Security for the Transportation Security Administration and the Commandant of the Coast Guard shall concurrently process an application from an individual for merchant mariner's documents under chapter 73 of title 46, United States Code, and an application from that individual for a transportation security card under this section.

''(h) FEES.—The Secretary shall ensure that the fees charged each individual applying for a transportation security card under this section who has passed a background check under section 5103a(d) of title 49, United States Code, and who has a current hazardous materials endorsement in accordance with section 1572 of title 49, Code of Federal Regulations, and each individual with a current merchant mariners' document who has passed a criminal background check under section 7302(d)—

''(1) are for costs associated with the issuance, production, and management of the transportation security card, as determined by the Secretary; and

''(2) do not include costs associated with performing a background check for that individual, except for any incremental costs in the event that the scope of such background checks diverge.

''(i) IMPLEMENTATION SCHEDULE.—In implementing the transportation security card program under this section, the Secretary shall—

''(1) establish a priority for each United States port based on risk, including vulnerabilities assessed under section 70102; and

''(2) implement the program, based upon such risk and other factors as determined by the Secretary, at all facilities regulated under this chapter at—

''(A) the 10 United States ports that the Secretary designates top priority not later than July 1, 2007;

''(B) the 40 United States ports that are next in order of priority to the ports described in subparagraph (A) not later than January 1, 2008; and

''(C) all other United States ports not later than January 1, 2009.

''(j) TRANSPORTATION SECURITY CARD PROCESSING DEADLINE.—Not later than January 1, 2009, the Secretary shall process and issue or deny each application for a transportation security card under this section for individuals with current and valid merchant mariners' documents on the date of the enactment of the SAFE Port Act.

''(k) DEPLOYMENT OF TRANSPORTATION SECURITY CARD READERS.—

''(1) PILOT PROGRAM.—

''(A) IN GENERAL.—The Secretary shall conduct a pilot program to test the business processes, technology, and operational impacts required to deploy transportation security card readers at secure areas of the marine transportation system.

''(B) GEOGRAPHIC LOCATIONS.—The pilot program shall take place at not fewer than 5 distinct geographic locations, to include vessels and facilities in a variety of environmental settings.

''(C) COMMENCEMENT.—The pilot program shall commence not later than 180 days after the date of the enactment of the SAFE Port Act.

''(2) CORRELATION WITH TRANSPORTATION SECURITY CARDS.—

''(A) IN GENERAL.—The pilot program described in paragraph (1) shall be conducted concurrently with the issuance of the transportation security cards described in subsection (b) to ensure card and card reader interoperability.

''(B) FEE.—An individual charged a fee for a transportation security card issued under this section may not be charged an additional fee if the Secretary determines different transportation security cards are needed based on the results of the pilot program described in paragraph (1) or for other reasons related to the technology requirements for the transportation security card program.

''(3) REGULATIONS.—Not later than 2 years after the commencement of the pilot program under paragraph (1)(C), the Secretary, after a notice and comment period that includes at least 1 public hearing, shall promulgate final regulations that require the deployment of transportation security card readers that are consistent with the findings of the pilot program and build upon the regulations prescribed under subsection (a).

''(4) REPORT.—Not later than 120 days before the promulgation of regulations under paragraph (3), the Secretary shall submit a comprehensive report to the appropriate congressional committees (as defined in section 2(1) of SAFE Port Act) that includes—

''(A) the findings of the pilot program with respect to technical and operational impacts of implementing a transportation security card reader system;

''(B) any actions that may be necessary to ensure that all vessels and facilities to which this section applies are able to comply with such regulations; and

''(C) an analysis of the viability of equipment under the extreme weather conditions of the marine environment.

''(l) PROGRESS REPORTS.—Not later than 6 months after the date of the enactment of the SAFE Port Act, and every 6 months thereafter until the requirements under this section are fully implemented, the Secretary shall submit a report on progress being made in implementing such requirements to the appropriate congressional committees (as defined in section 2(1) of the SAFE Port Act).

''(m) LIMITATION.—The Secretary may not require the placement of an electronic reader for transportation security cards on a vessel unless—

''(1) the vessel has more individuals on the crew that are required to have a transportation security card than the number the Secretary determines, by regulation issued under subsection (k)(3), warrants such a reader; or

''(2) the Secretary determines that the vessel is at risk of a severe transportation security incident.''.

(b) CLARIFICATION OF ELIGIBILITY FOR TRANSPORTATION SECURITY CARDS.—Section 70105 of title 46, United States Code, is amended—

(1) in subsection (b)(2)—

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

(B) in subparagraph (F), by striking the period at the end and inserting ''; and''; and

(C) by adding at the end the following:

''(G) other individuals as determined appropriate by the Secretary including individuals employed at a port not otherwise covered by this subsection.''; and

(2) in subsection (c)(2), by inserting ''subparagraph (A), (B), or (D)'' before ''paragraph (1)''.

(c) DEADLINE FOR SECTION 70105 REGULATIONS.—Not later than January 1, 2007, the Secretary shall promulgate final regulations implementing the requirements for issuing transportation security cards under section 70105 of title 46, United States Code. The regulations shall include a background check process to enable newly hired workers to begin working unless the Secretary makes an initial determination that the worker poses a security risk. Such process shall include a check against the consolidated and integrated terrorist watch list maintained by the Federal Government.

SEC. 105. STUDY TO IDENTIFY REDUNDANT BACKGROUND RECORDS CHECKS.

(a) STUDY.—The Comptroller General of the United States shall conduct a study of background records checks carried out for the Department that are similar to the background records check required under section 5103a of title 49, United States Code, to identify redundancies and inefficiencies in connection with such checks.

(b) REPORT.—Not later than 6 months after the date of the enactment of this Act, the Comptroller General of the United States shall submit a report to Congress on the results of the study, including—

(1) an identification of redundancies and inefficiencies referred to in subsection (a); and

(2) recommendations for eliminating such redundancies and inefficiencies.

SEC. 106. PROHIBITION OF ISSUANCE OF TRANSPORTATION SECURITY CARDS TO PERSONS CONVICTED OF CERTAIN FELONIES.

The Secretary, in issuing a final rule pursuant to section 70105 of title 46, United States Code, shall provide for the disqualification of individuals who have been found guilty or have been found not guilty by reason of insanity of a felony, involving—

(1) treason, or conspiracy to commit treason;

(2) espionage, or conspiracy to commit espionage;

(3) sedition, or conspiracy to commit sedition; or

(4) a crime listed in chapter 113B of title 18, United States Code, a comparable State law, or conspiracy to commit such crime.

SEC. 107. LONG-RANGE VESSEL TRACKING.

(a) REGULATIONS.—Section 70115 of title 46, United States Code, is amended in the first sentence by striking ''The Secretary'' and inserting ''Not later than April 1, 2007, the Secretary''.

(b) VOLUNTARY PROGRAM.—The Secretary may issue regulations to establish a voluntary long-range automated vessel tracking system for vessels described in section 70115 of title 46, United States Code, during the period before regulations are issued under such section.

SEC. 108. ESTABLISHMENT OF INTERAGENCY OPERATIONAL CENTERS FOR PORT SECURITY.

(a) IN GENERAL.—Chapter 701 of title 46, United States Code, is amended by inserting after section 70107 the following:

''§ 70107A. Interagency operational centers for port security

''(a) IN GENERAL.—The Secretary shall establish interagency operational centers for port security at all high-priority ports not later than 3 years after the date of the enactment of the SAFE Port Act.

''(b) CHARACTERISTICS.—The interagency operational centers established under this section shall—

''(1) utilize, as appropriate, the compositional and operational characteristics of existing centers, including—

''(A) the pilot project interagency operational centers for port security in Miami, Florida; Norfolk/Hampton Roads, Virginia; Charleston, South Carolina; and San Diego, California; and

''(B) the virtual operation center of the Port of New York and New Jersey;

''(2) be organized to fit the security needs, requirements, and resources of the individual port area at which each is operating;

''(3) in addition to the Coast Guard, provide, as the Secretary determines appropriate, for participation by representatives of the United States Customs and Border Protection, the United States Immigration and Customs Enforcement, the Transportation Security Administration, the Department of Justice, the Department of Defense, and other Federal agencies, State and local law enforcement or port security personnel, members of the Area Maritime Security Committee, and other public and private sector stakeholders adversely affected by a transportation security incident or transportation disruption; and

''(4) be incorporated in the implementation and administration of—

''(A) maritime transportation security plans developed under section 70103;

''(B) maritime intelligence activities under section 70113 and information sharing activities consistent with section 1016 of the National Security Intelligence Reform Act of 2004 (6 U.S.C. 485) and the Homeland Security Information Sharing Act (6 U.S.C. 481 et seq.);

''(C) short- and long-range vessel tracking under sections 70114 and 70115;

''(D) protocols under section 201(b)(10) of the SAFE Port Act;

''(E) the transportation security incident response plans required by section 70104; and

''(F) other activities, as determined by the Secretary.

''(c) SECURITY CLEARANCES.—The Secretary shall sponsor and expedite individuals participating in interagency operational centers in gaining or maintaining their security clearances. Through the Captain of the Port, the Secretary may identify key individuals who should participate. The port or other entities may appeal to the Captain of the Port for sponsorship.

''(d) SECURITY INCIDENTS.—During a transportation security incident on or adjacent to waters subject to the jurisdiction of the United States, the Coast Guard Captain of the Port designated by the Commandant of the Coast Guard in a maritime security command center described in subsection (a) shall act as the incident commander, unless otherwise directed by the President.

''(e) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to affect the normal command and control procedures for operational entities in the Department, unless so directed by the Secretary.

''(f) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated $60,000,000 for each of the fiscal years 2007 through 2012 to carry out this section.''.

(b) REPORT REQUIREMENT.—Nothing in this section or the amendments made by this section relieves the Commandant of the Coast Guard from complying with the requirements of section 807 of the Coast Guard and Maritime Transportation Act of 2004 (Public Law 108–293; 118 Stat. 1082). The Commandant shall utilize the information developed in making the report required by that section in carrying out the requirements of this section.

(c) BUDGET AND COST-SHARING ANALYSIS.—Not later than 180 days after the date of the enactment of this Act, the Secretary of the department in which the Coast Guard is operating shall submit to the appropriate congressional committees a proposed budget analysis for implementing section 70107A of title 46, United States Code, as added by subsection (a), including cost-sharing arrangements with other Federal departments and agencies involved in the interagency operation of the centers to be established under such section.

(d) CLERICAL AMENDMENT.—The chapter analysis for chapter 701 of title 46, United States Code, is amended by inserting after the item relating to section 70107 the following:

''70107A. Interagency operational centers for port security''.

SEC. 109. NOTICE OF ARRIVAL FOR FOREIGN VESSELS ON THE OUTER CONTINENTAL SHELF.

(a) NOTICE OF ARRIVAL.—Not later than 180 days after the date of the enactment of this Act, the Secretary of the department in which the Coast Guard is operating shall update and finalize the rulemaking on notice of arrival for foreign vessels on the Outer Continental Shelf.

(b) CONTENT OF REGULATIONS.—The regulations promulgated pursuant to subsection (a) shall be consistent with information required under the Notice of Arrival under section 160.206 of title 33, Code of Federal Regulations, as in effect on the date of the enactment of this Act.

SEC. 110. ENHANCED CREWMEMBER IDENTIFICATION.

Section 70111 of title 46, United States Code, is amended—

(1) in subsection (a) by striking ''The'' and inserting ''Not later than 1 year after the date of enactment of the SAFE Port Act, the''; and

(2) in subsection (b) by striking ''The'' and inserting ''Not later than 1 year after the date of enactment of the SAFE Port Act, the''.

Subtitle B—Port Security Grants; Training and Exercise Programs

SEC. 111. RISK ASSESSMENT TOOL.

In updating Area Maritime Security Plans required under section 70103(b)(2)(F) of title 46, United States Code, and in applying for grants under section 70107 of such title, the Secretary of the Department in which the Coast Guard is operating shall make available, and Area Maritime Security Committees may use a risk assessment tool that uses standardized risk criteria, such as the Maritime Security Risk Assessment Tool used by the Coast Guard.

SEC. 112. PORT SECURITY GRANTS.

(a) BASIS FOR GRANTS.—Section 70107(a) of title 46, United States Code, is amended by striking ''for making a fair and equitable allocation

of funds'' and inserting ''for the allocation of funds based on risk''.

(b) ELIGIBLE USES.—Section 70107(b) of title 46, United States Code, is amended—

(1) in paragraph (2), by inserting after ''crewmembers.'' the following: ''Grants awarded under this section may not be used to construct buildings or other physical facilities, except those which are constructed under terms and conditions consistent with the requirements under section 611(j)(8) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121(j)(8)), including those facilities in support of this paragraph, and specifically approved by the Secretary. Costs eligible for funding under this paragraph may not exceed the greater of—

''(A) $1,000,000 per project; or

''(B) such greater amount as may be approved by the Secretary, which may not exceed 10 percent of the total amount of the grant.''; and

(2) by adding at the end the following:

''(5) The cost of conducting exercises or training for prevention and detection of, preparedness for, response to, or recovery from terrorist attacks.

''(6) The cost of establishing or enhancing mechanisms for sharing terrorism threat information and ensuring that the mechanisms are interoperable with Federal, State, and local agencies.

''(7) The cost of equipment (including software) required to receive, transmit, handle, and store classified information.''.

(c) MULTIPLE-YEAR PROJECTS, ETC.—Section 70107 of title 46, United States Code, is amended—

(1) by redesignating subsections (e), (f), (g), (h), and (i) as subsections (i), (j), (k), (l), and (m), respectively, and by inserting after subsection (d) the following:

''(e) MULTIPLE-YEAR PROJECTS.—

''(1) LETTERS OF INTENT.—The Secretary may execute letters of intent to commit funding to such authorities, operators, and agencies.

''(2) LIMITATION.—Not more than 20 percent of the grant funds awarded under this subsection in any fiscal year may be awarded for projects that span multiple years.

''(f) CONSISTENCY WITH PLANS.—The Secretary shall ensure that each grant awarded under subsection (e)—

''(1) is used to supplement and support, in a consistent and coordinated manner, the applicable Area Maritime Transportation Security Plan; and

''(2) is coordinated with any applicable State or Urban Area Homeland Security Plan.

''(g) APPLICATIONS.—Any entity subject to an Area Maritime Transportation Security Plan may submit an application for a grant under this section, at such time, in such form, and containing such information and assurances as the Secretary may require.

''(h) REPORTS.—Not later than 180 days after the date of the enactment of the SAFE Port Act, the Secretary, acting through the Commandant of the Coast Guard, shall submit a report to Congress, in a secure format, describing the methodology used to allocate port security grant funds on the basis of risk.''; and

(2) in subsection (i)(1), as redesignated, by striking ''program'' and inserting ''Secretary''.

(d) AUTHORIZATION OF APPROPRIATIONS.—Section 70107(l) of title 46, United States Code, as redesignated, is amended to read as follows:

''(l) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated $400,000,000 for each of the fiscal years 2007 through 2011 to carry out this section.''.

(e) BASIS FOR GRANTS.—Section 70107(a) of title 46, United States Code, is amended by striking ''national economic and strategic defense concerns'' and inserting ''national economic, energy, and strategic defense concerns based upon the most current risk assessments available''.

SEC. 113. PORT SECURITY TRAINING PROGRAM.

(a) IN GENERAL.—The Secretary, acting through the Under Secretary for Preparedness and in coordination with the Commandant of the Coast Guard, shall establish a Port Security Training Program (referred to in this section as the ''Training Program'') for the purpose of enhancing the capabilities of each facility required to submit a plan under section 70103(c) of title 46, United States Code, to prevent, prepare for, respond to, mitigate against, and recover from threatened or actual acts of terrorism, natural disasters, and other emergencies.

(b) REQUIREMENTS.—The Training Program shall provide validated training that—

(1) reaches multiple disciplines, including Federal, State, and local government officials, commercial seaport personnel and management, and governmental and nongovernmental emergency response providers;

(2) provides training at the awareness, performance, and management and planning levels;

(3) utilizes multiple training mediums and methods;

(4) addresses port security topics, including—

(A) facility security plans and procedures, including how security plans and procedures are adjusted when threat levels increase;

(B) facility security force operations and management;

(C) physical security and access control at facilities;

(D) methods of security for preventing and countering cargo theft;

(E) container security;

(F) recognition and detection of weapons, dangerous substances, and devices;

(G) operation and maintenance of security equipment and systems;

(H) security threats and patterns;

(I) security incident procedures, including procedures for communicating with governmental and nongovernmental emergency response providers; and

(J) evacuation procedures;

(5) is consistent with, and supports implementation of, the National Incident Management System, the National Response Plan, the National Infrastructure Protection Plan, the National Preparedness Guidance, the National Preparedness Goal, the National Maritime Transportation Security Plan, and other such national initiatives;

(6) is evaluated against clear and consistent performance measures;

(7) addresses security requirements under facility security plans; and

(8) educates, trains, and involves individuals in neighborhoods around facilities required to submit a plan under section 70103(c) of title 46, United States Code, on how to observe and report security risks.

(c) VESSEL AND FACILITY SECURITY PLANS.—Section 70103(c)(3) of title 46, United States Code, is amended—

(1) by redesignating subparagraphs (F), (G), and (H) (as added by section 102(1)(D)) as subparagraphs (G), (H), and (I), respectively; and

(2) by inserting after subparagraph (E) the following:

''(F) provide a strategy and timeline for conducting training and periodic unannounced drills;''.

(d) CONSULTATION.—The Secretary shall ensure that, in carrying out the Program, the Office of Grants and Training shall consult with commercial seaport personnel and management.

(e) TRAINING PARTNERS.—In developing and delivering training under the Training Program, the Secretary, in coordination with the Maritime Administration of the Department of Transportation, and consistent with section 109 of the Maritime Transportation Security Act of 2002 (46 U.S.C. 70101 note), shall—

(1) work with government training facilities, academic institutions, private organizations, employee organizations, and other entities that provide specialized, state-of-the-art training for governmental and nongovernmental emergency responder providers or commercial seaport personnel and management; and

(2) utilize, as appropriate, government training facilities, courses provided by community colleges, public safety academies, State and private universities, and other facilities.

SEC. 114. PORT SECURITY EXERCISE PROGRAM.

(a) IN GENERAL.—The Secretary, acting through the Under Secretary for Preparedness and in coordination with the Commandant of the Coast Guard, shall establish a Port Security Exercise Program (referred to in this section as the ''Exercise Program'') for the purpose of testing and evaluating the capabilities of Federal, State, local, and foreign governments, commercial seaport personnel and management, governmental and nongovernmental emergency response providers, the private sector, or any other organization or entity, as the Secretary determines to be appropriate, to prevent, prepare for, mitigate against, respond to, and recover from acts of terrorism, natural disasters, and other emergencies at facilities required to submit a plan under section 70103(c) of title 46, United States Code.

(b) REQUIREMENTS.—The Secretary shall ensure that the Exercise Program—

(1) conducts, on a periodic basis, port security exercises at such facilities that are—

(A) scaled and tailored to the needs of each facility;

(B) live, in the case of the most at-risk facilities;

(C) as realistic as practicable and based on current risk assessments, including credible threats, vulnerabilities, and consequences;

(D) consistent with the National Incident Management System, the National Response Plan, the National Infrastructure Protection Plan, the National Preparedness Guidance, the National Preparedness Goal, the National Maritime Transportation Security Plan, and other such national initiatives;

(E) evaluated against clear and consistent performance measures;

(F) assessed to learn best practices, which shall be shared with appropriate Federal, State, and local officials, commercial seaport personnel and management, governmental and nongovernmental emergency response providers, and the private sector; and

(G) followed by remedial action in response to lessons learned; and

(2) assists State and local governments and facilities in designing, implementing, and evaluating exercises that—

(A) conform to the requirements of paragraph (1); and

(B) are consistent with any applicable Area Maritime Transportation Security Plan and State or Urban Area Homeland Security Plan.

(c) IMPROVEMENT PLAN.—The Secretary shall establish a port security exercise improvement plan process to—

(1) identify and analyze each port security exercise for lessons learned and best practices;

(2) disseminate lessons learned and best practices to participants in the Exercise Program;

(3) monitor the implementation of lessons learned and best practices by participants in the Exercise Program; and

(4) conduct remedial action tracking and long-term trend analysis.

SEC. 115. FACILITY EXERCISE REQUIREMENTS.

The Secretary of the Department in which the Coast Guard is operating shall require each high risk facility to conduct live or full-scale exercises described in section 105.220(c) of title 33, Code of Federal Regulations, not less frequently than once every 2 years, in accordance with the facility security plan required under section 70103(c) of title 46, United States Code.

Subtitle C—Port Operations

SEC. 121. DOMESTIC RADIATION DETECTION AND IMAGING.

(a) SCANNING CONTAINERS.—Subject to section 1318 of title 19, United States Code, not later than December 31, 2007, all containers entering the United States through the 22 ports through

which the greatest volume of containers enter the United States by vessel shall be scanned for radiation. To the extent practicable, the Secretary shall deploy next generation radiation detection technology.

(b) STRATEGY.—The Secretary shall develop a strategy for the deployment of radiation detection capabilities that includes—

(1) a risk-based prioritization of ports of entry at which radiation detection equipment will be deployed;

(2) a proposed timeline of when radiation detection equipment will be deployed at each port of entry identified under paragraph (1);

(3) the type of equipment to be used at each port of entry identified under paragraph (1), including the joint deployment and utilization of radiation detection equipment and nonintrusive imaging equipment;

(4) standard operating procedures for examining containers with such equipment, including sensor alarming, networking, and communications and response protocols;

(5) operator training plans;

(6) an evaluation of the environmental health and safety impacts of nonintrusive imaging technology and a radiation risk reduction plan, in consultation with the Nuclear Regulatory Commission, the Occupational Safety and Health Administration, and the National Institute for Occupational Safety and Health, that seeks to minimize radiation exposure of workers and the public to levels as low as reasonably achievable;

(7) the policy of the Department for using nonintrusive imaging equipment in tandem with radiation detection equipment; and

(8) a classified annex that—

(A) details plans for covert testing; and

(B) outlines the risk-based prioritization of ports of entry identified under paragraph (1).

(c) REPORT.—Not later than 90 days after the date of the enactment of this Act, the Secretary shall submit the strategy developed under subsection (b) to the appropriate congressional committees.

(d) UPDATE.—Not later than 180 days after the date of the submission of the report under subsection (c), the Secretary shall provide a more complete evaluation under subsection (b)(6).

(e) OTHER WEAPONS OF MASS DESTRUCTION THREATS.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit to the appropriate congressional committees a report on the feasibility of, and a strategy for, the development of equipment to detect and prevent shielded nuclear and radiological threat material and chemical, biological, and other weapons of mass destruction from entering the United States.

(f) STANDARDS.—The Secretary, acting through the Director for Domestic Nuclear Detection and in collaboration with the National Institute of Standards and Technology, shall publish technical capability standards and recommended standard operating procedures for the use of nonintrusive imaging and radiation detection equipment in the United States. Such standards and procedures—

(1) should take into account relevant standards and procedures utilized by other Federal departments or agencies as well as those developed by international bodies; and

(2) shall not be designed so as to endorse specific companies or create sovereignty conflicts with participating countries.

(g) IMPLEMENTATION.—Not later than 3 years after the date of the enactment of this Act, the Secretary shall fully implement the strategy developed under subsection (b).

(h) EXPANSION TO OTHER UNITED STATES PORTS OF ENTRY.—

(1) IN GENERAL.—As soon as practicable after—

(A) implementation of the program for the examination of containers for radiation at ports of entry described in subsection (a); and

(B) submission of the strategy developed under subsection (b) (and updating, if any, of that strategy under subsection (c)),

but not later than December 31, 2008, the Secretary shall expand the strategy developed under subsection (b), in a manner consistent with the requirements of subsection (b), to provide for the deployment of radiation detection capabilities at all other United States ports of entry not covered by the strategy developed under subsection (b).

(2) RISK ASSESSMENT.—In expanding the strategy under paragraph (1), the Secretary shall identify and assess the risks to those other ports of entry in order to determine what equipment and practices will best mitigate the risks.

(i) INTERMODAL RAIL RADIATION DETECTION TEST CENTER.—

(1) ESTABLISHMENT.—In accordance with subsection (b), and in order to comply with this section, the Secretary shall establish an Intermodal Rail Radiation Detection Test Center (referred to in this subsection as the ''Test Center'').

(2) PROJECTS.—The Secretary shall conduct multiple, concurrent projects at the Test Center to rapidly identify and test concepts specific to the challenges posed by on-dock rail.

(3) LOCATION.—The Test Center shall be located within a public port facility at which a majority of the containerized cargo is directly laden from (or unladen to) on-dock, intermodal rail.

SEC. 122. INSPECTION OF CAR FERRIES ENTERING FROM ABROAD.

Not later than 120 days after the date of the enactment of this Act, the Secretary, acting through the Commissioner, and in coordination with the Secretary of State and in cooperation with ferry operators and appropriate foreign government officials, shall seek to develop a plan for the inspection of passengers and vehicles before such passengers board, or such vehicles are loaded onto, a ferry bound for a United States facility required to submit a plan under section 70103(c) of title 46, United States Code.

SEC. 123. RANDOM SEARCHES OF CONTAINERS.

Not later than 1 year after the date of the enactment of this Act, the Secretary, acting through the Commissioner, shall develop and implement a plan, utilizing best practices for empirical scientific research design and random sampling, to conduct random searches of containers in addition to any targeted or preshipment inspection of such containers required by law or regulation or conducted under any other program conducted by the Secretary. Nothing in this section shall be construed to mean that implementation of the random sampling plan precludes additional searches of containers not inspected pursuant to the plan.

SEC. 124. WORK STOPPAGES AND EMPLOYEE-EMPLOYER DISPUTES.

Section 70101(6) of title 46, United States Code, is amended by adding at the end the following: ''In this paragraph, the term 'economic disruption' does not include a work stoppage or other employee-related action not related to terrorism and resulting from an employee-employer dispute.''.

SEC. 125. THREAT ASSESSMENT SCREENING OF PORT TRUCK DRIVERS.

Not later than 90 days after the date of the enactment of this Act, the Secretary shall implement a threat assessment screening, including name-based checks against terrorist watch lists and immigration status check, for all port truck drivers with access to secure areas of a port who have a commercial driver's license but do not have a current and valid hazardous materials endorsement issued in accordance with section 1572 of title 49, Code of Federal Regulations, that is the same as the threat assessment screening required for facility employees and longshoremen by the Commandant of the Coast Guard under Coast Guard Notice USCG–2006–24189 (Federal Register, Vol. 71, No. 82, Friday, April 28, 2006).

SEC. 126. BORDER PATROL UNIT FOR UNITED STATES VIRGIN ISLANDS.

(a) IN GENERAL.—The Secretary may establish at least 1 Border Patrol unit for the United States Virgin Islands.

(b) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit a report to the appropriate congressional committees that includes the schedule, if any, for carrying out subsection (a).

SEC. 127. REPORT ON ARRIVAL AND DEPARTURE MANIFESTS FOR CERTAIN COMMERCIAL VESSELS IN THE UNITED STATES VIRGIN ISLANDS.

Not later than 90 days after the date of the enactment of this Act, the Secretary shall submit to the appropriate congressional committees a report on the impact of implementing the requirements of section 231 of the Immigration and Nationality Act (8 U.S.C. 1221) (relating to providing United States border officers with arrival and departure manifests) with respect to commercial vessels that are fewer than 300 gross tons and operate exclusively between the territorial waters of the United States Virgin Islands and the territorial waters of the British Virgin Islands.

SEC. 128. CENTER OF EXCELLENCE FOR MARITIME DOMAIN AWARENESS.

(a) ESTABLISHMENT.—The Secretary shall establish a university-based Center for Excellence for Maritime Domain Awareness following the merit-review processes and procedures that have been established by the Secretary for selecting university program centers of excellence.

(b) DUTIES.—The Center established under subsection (a) shall—

(1) prioritize its activities based on the ''National Plan to Improve Maritime Domain Awareness'' published by the Department in October 2005;

(2) recognize the extensive previous and ongoing work and existing competence in the field of maritime domain awareness at numerous academic and research institutions, such as the Naval Postgraduate School;

(3) leverage existing knowledge and continue development of a broad base of expertise within academia and industry in maritime domain awareness; and

(4) provide educational, technical, and analytical assistance to Federal agencies with responsibilities for maritime domain awareness, including the Coast Guard, to focus on the need for interoperability, information sharing, and common information technology standards and architecture.

TITLE II—SECURITY OF THE INTERNATIONAL SUPPLY CHAIN

Subtitle A—General Provisions

SEC. 201. STRATEGIC PLAN TO ENHANCE THE SECURITY OF THE INTERNATIONAL SUPPLY CHAIN.

(a) STRATEGIC PLAN.—The Secretary, in consultation with appropriate Federal, State, local, and tribal government agencies and private sector stakeholders responsible for security matters that affect or relate to the movement of containers through the international supply chain, shall develop, implement, and update, as appropriate, a strategic plan to enhance the security of the international supply chain.

(b) REQUIREMENTS.—The strategic plan required under subsection (a) shall—

(1) describe the roles, responsibilities, and authorities of Federal, State, local, and tribal government agencies and private-sector stakeholders that relate to the security of the movement of containers through the international supply chain;

(2) identify and address gaps and unnecessary overlaps in the roles, responsibilities, or authorities described in paragraph (1);

(3) identify and make recommendations regarding legislative, regulatory, and organizational changes necessary to improve coordination among the entities or to enhance the security of the international supply chain;

(4) provide measurable goals, including objectives, mechanisms, and a schedule, for furthering the security of commercial operations from point of origin to point of destination;

(5) build on available resources and consider costs and benefits;

(6) provide incentives for additional voluntary measures to enhance cargo security, as recommended by the Commissioner;

(7) consider the impact of supply chain security requirements on small- and medium-sized companies;

(8) include a process for sharing intelligence and information with private-sector stakeholders to assist in their security efforts;

(9) identify a framework for prudent and measured response in the event of a transportation security incident involving the international supply chain;

(10) provide protocols for the expeditious resumption of the flow of trade in accordance with section 202;

(11) consider the linkages between supply chain security and security programs within other systems of movement, including travel security and terrorism finance programs; and

(12) expand upon and relate to existing strategies and plans, including the National Response Plan, the National Maritime Transportation Security Plan, the National Strategy for Maritime Security, and the 8 supporting plans of the Strategy, as required by Homeland Security Presidential Directive 13.

(c) CONSULTATION.—In developing protocols under subsection (b)(10), the Secretary shall consult with Federal, State, local, and private sector stakeholders, including the National Maritime Security Advisory Committee and the Commercial Operations Advisory Committee.

(d) COMMUNICATION.—To the extent practicable, the strategic plan developed under subsection (a) shall provide for coordination with, and lines of communication among, appropriate Federal, State, local, and private-sector stakeholders on law enforcement actions, intermodal rerouting plans, and other strategic infrastructure issues resulting from a transportation security incident or transportation disruption.

(e) UTILIZATION OF ADVISORY COMMITTEES.—As part of the consultations described in subsection (a), the Secretary shall, to the extent practicable, utilize the Homeland Security Advisory Committee, the National Maritime Security Advisory Committee, and the Commercial Operations Advisory Committee to review, as necessary, the draft strategic plan and any subsequent updates to the strategic plan.

(f) INTERNATIONAL STANDARDS AND PRACTICES.—In furtherance of the strategic plan required under subsection (a), the Secretary is encouraged to consider proposed or established standards and practices of foreign governments and international organizations, including the International Maritime Organization, the World Customs Organization, the International Labor Organization, and the International Organization for Standardization, as appropriate, to establish standards and best practices for the security of containers moving through the international supply chain.

(g) REPORT.—

(1) INITIAL REPORT.—Not later than 270 days after the date of the enactment of this Act, the Secretary shall submit to the appropriate congressional committees a report that contains the strategic plan required by subsection (a).

(2) FINAL REPORT.—Not later than 3 years after the date on which the strategic plan is submitted under paragraph (1), the Secretary shall submit a report to the appropriate congressional committees that contains an update of the strategic plan.

SEC. 202. POST-INCIDENT RESUMPTION OF TRADE.

(a) IN GENERAL.—The Secretary shall develop and update, as necessary, protocols for the resumption of trade in accordance with section 201(b)(10) in the event of a transportation disruption or a transportation security incident. The protocols shall include—

(1) the identification of the appropriate initial incident commander, if the Commandant of the Coast Guard is not the appropriate person, and lead departments, agencies, or offices to execute such protocols;

(2) a plan to redeploy resources and personnel, as necessary, to reestablish the flow of trade;

(3) a plan to provide training for the periodic instruction of personnel of the United States Customs and Border Protection, the Coast Guard, and the Transportation Security Administration in trade resumption functions and responsibilities; and

(4) appropriate factors for establishing prioritization of vessels and cargo determined by the President to be critical for response and recovery, including factors relating to public health, national security, and economic need.

(b) VESSELS.—In determining the prioritization of vessels accessing facilities (as defined under section 70101 of title 46, United States Code), the Commandant of the Coast Guard may, to the extent practicable and consistent with the protocols and plans required under this section to ensure the safe and secure transit of vessels to ports in the United States after a transportation security incident, give priority to a vessel—

(1) that has an approved security plan under section 70103(c) of title 46, United States Code, or a valid international ship security certificate, as provided under part 104 of title 33, Code of Federal Regulations;

(2) that is manned by individuals who are described in section 70105(b)(2)(B) of title 46, United States Code; and

(3) that is operated by validated participants in the Customs-Trade Partnership Against Terrorism program.

(c) CARGO.—In determining the prioritization of the resumption of the flow of cargo and consistent with the protocols established under this section, the Commissioner may give preference to cargo—

(1) entering a port of entry directly from a foreign seaport designated under the Container Security Initiative;

(2) from the supply chain of a validated C–TPAT participant and other private sector entities, as appropriate; or

(3) that has undergone—

(A) a nuclear or radiological detection scan;

(B) an x-ray, density, or other imaging scan; and

(C) a system to positively identify the container at the last port of departure prior to arrival in the United States, which data has been evaluated and analyzed by personnel of the United States Customs and Border Protection.

(d) COORDINATION.—The Secretary shall ensure that there is appropriate coordination among the Commandant of the Coast Guard, the Commissioner, and other Federal officials following a maritime disruption or maritime transportation security incident in order to provide for the resumption of trade.

(e) COMMUNICATION.—Consistent with section 201, the Commandant of the Coast Guard, Commissioner, and other appropriate Federal officials, shall promptly communicate any revised procedures or instructions intended for the private sector following a maritime disruption or maritime transportation security incident.

SEC. 203. AUTOMATED TARGETING SYSTEM.

(a) IN GENERAL.—The Secretary, acting through the Commissioner, shall—

(1) identify and seek the submission of data related to the movement of a shipment of cargo through the international supply chain; and

(2) analyze the data described in paragraph (1) to identify high-risk cargo for inspection.

(b) REQUIREMENT.—The Secretary, acting through the Commissioner, shall require the electronic transmission to the Department of additional data elements for improved high-risk targeting, including appropriate security elements of entry data, as determined by the Secretary, to be provided as advanced information with respect to cargo destined for importation into the United States prior to loading of such cargo on vessels at foreign seaports.

(c) CONSIDERATION.—The Secretary, acting through the Commissioner, shall—

(1) consider the cost, benefit, and feasibility of—

(A) requiring additional nonmanifest documentation;

(B) reducing the time period allowed by law for revisions to a container cargo manifest;

(C) reducing the time period allowed by law for submission of certain elements of entry data, for vessel or cargo; and

(D) such other actions the Secretary considers beneficial for improving the information relied upon for the Automated Targeting System and any successor targeting system in furthering the security and integrity of the international supply chain; and

(2) consult with stakeholders, including the Commercial Operations Advisory Committee, and identify to them the need for such information, and the appropriate timing of its submission.

(d) REGULATIONS.—The Secretary shall promulgate regulations to carry out this section. In promulgating such regulations, the Secretary shall adhere to the parameters applicable to the development of regulations under section 343(a) of the Trade Act of 2002 (19 U.S.C. 2071 note), including provisions relating to consultation, technology, analysis, use of information, confidentiality, and timing requirements.

(e) SYSTEM IMPROVEMENTS.—The Secretary, acting through the Commissioner, shall—

(1) conduct, through an independent panel, a review of the effectiveness and capabilities of the Automated Targeting System;

(2) consider future iterations of the Automated Targeting System, which would incorporate smart features, such as more complex algorithms and real-time intelligence, instead of relying solely on rule sets that are periodically updated;

(3) ensure that the Automated Targeting System has the capability to electronically compare manifest and other available data for cargo entered into or bound for the United States to detect any significant anomalies between such data and facilitate the resolution of such anomalies;

(4) ensure that the Automated Targeting System has the capability to electronically identify, compile, and compare select data elements for cargo entered into or bound for the United States following a maritime transportation security incident, in order to efficiently identify cargo for increased inspection or expeditious release; and

(5) develop a schedule to address the recommendations of the Comptroller General of the United States, the Inspector General of the Department of the Treasury, and the Inspector General of the Department with respect to the operation of the Automated Targeting System.

(f) SECURE TRANSMISSION OF CERTAIN INFORMATION.—All information required by the Department from supply chain partners shall be transmitted in a secure fashion, as determined by the Secretary, so as to protect the information from unauthorized access.

(g) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the United States Customs and Border Protection to carry out the Automated Targeting System for identifying high-risk oceanborne container cargo for inspection—

(1) $33,200,000 for fiscal year 2008;

(2) $35,700,000 for fiscal year 2009; and

(3) $37,485,000 for fiscal year 2010.

SEC. 204. CONTAINER SECURITY STANDARDS AND PROCEDURES.

(a) ESTABLISHMENT.—

(1) IN GENERAL.—Not later than 90 days after the date of the enactment of this Act, the Secretary shall initiate a rulemaking proceeding to

establish minimum standards and procedures for securing containers in transit to the United States.

(2) INTERIM RULE.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall issue an interim final rule pursuant to the proceeding described in paragraph (1).

(3) MISSED DEADLINE.—If the Secretary is unable to meet the deadline established pursuant to paragraph (2), the Secretary shall submit a letter to the appropriate congressional committees explaining why the Secretary is unable to meet that deadline and describing what must be done before such minimum standards and procedures can be established.

(4) DEADLINE FOR ENFORCEMENT.—Not later than 2 years after the date on which the standards and procedures are established pursuant to paragraph (1), all containers bound for ports of entry in the United States shall meet such standards and procedures.

(b) REVIEW AND ENHANCEMENT.—The Secretary shall regularly review and enhance the standards and procedures established pursuant to subsection (a), as appropriate, based on tests of technologies as they become commercially available to detect container intrusion and the highest consequence threats, particularly weapons of mass destruction.

(c) INTERNATIONAL CARGO SECURITY STANDARDS.—The Secretary, in consultation with the Secretary of State, the Secretary of Energy, and other Federal Government officials, as appropriate, and with the Commercial Operations Advisory Committee, the Homeland Security Advisory Committee, and the National Maritime Security Advisory Committee, is encouraged to promote and establish international standards for the security of containers moving through the international supply chain with foreign governments and international organizations, including the International Maritime Organization, the International Organization for Standardization, the International Labor Organization, and the World Customs Organization.

(d) INTERNATIONAL TRADE AND OTHER OBLIGATIONS.—In carrying out this section, the Secretary shall consult with appropriate Federal departments and agencies and private sector stakeholders and ensure that actions under this section do not violate international trade obligations or other international obligations of the United States.

SEC. 205. CONTAINER SECURITY INITIATIVE.

(a) ESTABLISHMENT.—The Secretary, acting through the Commissioner, shall establish and implement a program (referred to in this section as the ''Container Security Initiative'' or ''CSI'') to identify and examine or search maritime containers that pose a security risk before loading such containers in a foreign port for shipment to the United States, either directly or through a foreign port.

(b) ASSESSMENT.—The Secretary, acting through the Commissioner, may designate foreign seaports to participate in the Container Security Initiative after the Secretary has assessed the costs, benefits, and other factors associated with such designation, including—

(1) the level of risk for the potential compromise of containers by terrorists, or other threats as determined by the Secretary;

(2) the volume of cargo being imported to the United States directly from, or being transshipped through, the foreign seaport;

(3) the results of the Coast Guard assessments conducted pursuant to section 70108 of title 46, United States Code;

(4) the commitment of the government of the country in which the foreign seaport is located to cooperating with the Department in sharing critical data and risk management information and to maintain programs to ensure employee integrity; and

(5) the potential for validation of security practices at the foreign seaport by the Department.

(c) NOTIFICATION.—The Secretary shall notify the appropriate congressional committees of the designation of a foreign port under the Container Security Initiative or the revocation of such a designation before notifying the public of such designation or revocation.

(d) NEGOTIATIONS.—The Secretary, in cooperation with the Secretary of State and in consultation with the United States Trade Representative, may enter into negotiations with the government of each foreign nation in which a seaport is designated under the Container Security Initiative to ensure full compliance with the requirements under the Container Security Initiative.

(e) OVERSEAS INSPECTIONS.—

(1) REQUIREMENTS AND PROCEDURES.—The Secretary shall—

(A) establish minimum technical capability criteria and standard operating procedures for the use of nonintrusive inspection and nuclear and radiological detection systems in conjunction with CSI;

(B) require each port designated under CSI to operate nonintrusive inspection and nuclear and radiological detection systems in accordance with the technical capability criteria and standard operating procedures established under subparagraph (A);

(C) continually monitor the technologies, processes, and techniques used to inspect cargo at ports designated under CSI to ensure adherence to such criteria and the use of such procedures; and

(D) consult with the Secretary of Energy in establishing the minimum technical capability criteria and standard operating procedures established under subparagraph (A) pertaining to radiation detection technologies to promote consistency in detection systems at foreign ports designated under CSI.

(2) CONSTRAINTS.—The criteria and procedures established under paragraph (1)(A)—

(A) shall be consistent, as practicable, with relevant standards and procedures utilized by other Federal departments or agencies, or developed by international bodies if the United States consents to such standards and procedures;

(B) shall not apply to activities conducted under the Megaports Initiative of the Department of Energy; and

(C) shall not be designed to endorse the product or technology of any specific company or to conflict with the sovereignty of a country in which a foreign seaport designated under the Container Security Initiative is located.

(f) SAVINGS PROVISION.—The authority of the Secretary under this section shall not affect any authority or duplicate any efforts or responsibilities of the Federal Government with respect to the deployment of radiation detection equipment outside of the United States.

(g) COORDINATION.—The Secretary shall—

(1) coordinate with the Secretary of Energy, as necessary, to provide radiation detection equipment required to support the Container Security Initiative through the Department of Energy's Second Line of Defense Program and Megaports Initiative; or

(2) work with the private sector or host governments, when possible, to obtain radiation detection equipment that meets the Department's and the Department of Energy's technical specifications for such equipment.

(h) STAFFING.—The Secretary shall develop a human capital management plan to determine adequate staffing levels in the United States and in foreign seaports including, as appropriate, the remote location of personnel in countries in which foreign seaports are designated under the Container Security Initiative.

(i) ANNUAL DISCUSSIONS.—The Secretary, in coordination with the appropriate Federal officials, shall hold annual discussions with foreign governments of countries in which foreign seaports designated under the Container Security Initiative are located regarding best practices, technical assistance, training needs, and technological developments that will assist in ensuring the efficient and secure movement of international cargo.

(j) LESSER RISK PORT.—The Secretary, acting through the Commissioner, may treat cargo loaded in a foreign seaport designated under the Container Security Initiative as presenting a lesser risk than similar cargo loaded in a foreign seaport that is not designated under the Container Security Initiative, for the purpose of clearing such cargo into the United States.

(k) PROHIBITION.—

(1) IN GENERAL.—The Secretary shall issue a ''do not load'' order, using existing authorities, to prevent the onload of any cargo loaded at a port designated under CSI that has been identified as high risk, including by the Automated Targeting System, unless the cargo is determined to no longer be high risk through—

(A) a scan of the cargo with nonintrusive imaging equipment and radiation detection equipment;

(B) a search of the cargo; or

(C) additional information received by the Department.

(2) RULE OF CONSTRUCTION.—Nothing in this subsection shall be construed to interfere with the ability of the Secretary to deny entry of any cargo into the United States.

(l) REPORT.—

(1) IN GENERAL.—Not later than September 30, 2007, the Secretary, acting through the Commissioner, shall, in consultation with other appropriate government officials and the Commercial Operations Advisory Committee, submit a report to the appropriate congressional committees on the effectiveness of, and the need for any improvements to, the Container Security Initiative. The report shall include—

(A) a description of the technical assistance delivered to, as well as needed at, each designated seaport;

(B) a description of the human capital management plan at each designated seaport;

(C) a summary of the requests made by the United States to foreign governments to conduct physical or nonintrusive inspections of cargo at designated seaports, and whether each such request was granted or denied by the foreign government;

(D) an assessment of the effectiveness of screening, scanning, and inspection protocols and technologies utilized at designated seaports and the effect on the flow of commerce at such seaports, as well as any recommendations for improving the effectiveness of screening, scanning, and inspection protocols and technologies utilized at designated seaports;

(E) a description and assessment of the outcome of any security incident involving a foreign seaport designated under the Container Security Initiative;

(F) the rationale for the continuance of each port designated under CSI;

(G) a description of the potential for remote targeting to decrease the number of personnel who are deployed at foreign ports under CSI; and

(H) a summary and assessment of the aggregate number and extent of trade compliance lapses at each seaport designated under the Container Security Initiative.

(2) UPDATED REPORT.—Not later than September 30, 2010, the Secretary, acting through the Commissioner, shall, in consultation with other appropriate government officials and the Commercial Operations Advisory Committee, submit an updated report to the appropriate congressional committees on the effectiveness of, and the need for any improvements to, the Container Security Initiative. The updated report shall address each of the elements required to be included in the report provided for under paragraph (1).

(m) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the United States Customs and Border Protection to carry out the provisions of this section—

(1) $144,000,000 for fiscal year 2008;
(2) $146,000,000 for fiscal year 2009; and
(3) $153,300,000 for fiscal year 2010.

Subtitle B—Customs–Trade Partnership Against Terrorism

SEC. 211. ESTABLISHMENT.

(a) ESTABLISHMENT.—The Secretary, acting through the Commissioner, is authorized to establish a voluntary government-private sector program (to be known as the ''Customs–Trade Partnership Against Terrorism'' or ''C–TPAT'') to strengthen and improve the overall security of the international supply chain and United States border security, and to facilitate the movement of secure cargo through the international supply chain, by providing benefits to participants meeting or exceeding the program requirements. Participants in C–TPAT shall include Tier 1 participants, Tier 2 participants, and Tier 3 participants.

(b) MINIMUM SECURITY REQUIREMENTS.—The Secretary, acting through the Commissioner, shall review the minimum security requirements of C–TPAT at least once every year and update such requirements as necessary.

SEC. 212. ELIGIBLE ENTITIES.

Importers, customs brokers, forwarders, air, sea, land carriers, contract logistics providers, and other entities in the international supply chain and intermodal transportation system are eligible to apply to voluntarily enter into partnerships with the Department under C–TPAT.

SEC. 213. MINIMUM REQUIREMENTS.

An applicant seeking to participate in C–TPAT shall—

(1) demonstrate a history of moving cargo in the international supply chain;

(2) conduct an assessment of its supply chain based upon security criteria established by the Secretary, acting through the Commissioner, including—

(A) business partner requirements;
(B) container security;
(C) physical security and access controls;
(D) personnel security;
(E) procedural security;
(F) security training and threat awareness; and
(G) information technology security;

(3) implement and maintain security measures and supply chain security practices meeting security criteria established by the Commissioner; and

(4) meet all other requirements established by the Commissioner, in consultation with the Commercial Operations Advisory Committee.

SEC. 214. TIER 1 PARTICIPANTS IN C–TPAT.

(a) BENEFITS.—The Secretary, acting through the Commissioner, shall offer limited benefits to a Tier 1 participant who has been certified in accordance with the guidelines referred to in subsection (b). Such benefits may include a reduction in the score assigned pursuant to the Automated Targeting System of not greater than 20 percent of the high-risk threshold established by the Secretary.

(b) GUIDELINES.—Not later than 180 days after the date of the enactment of this Act, the Secretary, acting through the Commissioner, shall update the guidelines for certifying a C–TPAT participant's security measures and supply chain security practices under this section. Such guidelines shall include a background investigation and extensive documentation review.

(c) TIMEFRAME.—To the extent practicable, the Secretary, acting through the Commissioner, shall complete the Tier 1 certification process within 90 days of receipt of an application for participation in C–TPAT.

SEC. 215. TIER 2 PARTICIPANTS IN C–TPAT.

(a) VALIDATION.—The Secretary, acting through the Commissioner, shall validate the security measures and supply chain security practices of a Tier 1 participant in accordance with the guidelines referred to in subsection (c). Such validation shall include on-site assessments at appropriate foreign locations utilized by the Tier 1 participant in its supply chain and shall, to the extent practicable, be completed not later than 1 year after certification as a Tier 1 participant.

(b) BENEFITS.—The Secretary, acting through the Commissioner, shall extend benefits to each C–TPAT participant that has been validated as a Tier 2 participant under this section, which may include—

(1) reduced scores in the Automated Targeting System;

(2) reduced examinations of cargo; and

(3) priority searches of cargo.

(c) GUIDELINES.—Not later than 180 days after the date of the enactment of this Act, the Secretary, acting through the Commissioner, shall develop a schedule and update the guidelines for validating a participant's security measures and supply chain security practices under this section.

SEC. 216. TIER 3 PARTICIPANTS IN C–TPAT.

(a) IN GENERAL.—The Secretary, acting through the Commissioner, shall establish a third tier of C–TPAT participation that offers additional benefits to participants who demonstrate a sustained commitment to maintaining security measures and supply chain security practices that exceed the guidelines established for validation as a Tier 2 participant in C–TPAT under section 215.

(b) CRITERIA.—The Secretary, acting through the Commissioner, shall designate criteria for validating a C–TPAT participant as a Tier 3 participant under this section. Such criteria may include—

(1) compliance with any additional guidelines established by the Secretary that exceed the guidelines established pursuant to section 215 of this Act for validating a C–TPAT participant as a Tier 2 participant, particularly with respect to controls over access to cargo throughout the supply chain;

(2) submission of additional information regarding cargo prior to loading, as determined by the Secretary;

(3) utilization of container security devices, technologies, policies, or practices that meet standards and criteria established by the Secretary; and

(4) compliance with any other cargo requirements established by the Secretary.

(c) BENEFITS.—The Secretary, acting through the Commissioner, in consultation with the Commercial Operations Advisory Committee and the National Maritime Security Advisory Committee, shall extend benefits to each C–TPAT participant that has been validated as a Tier 3 participant under this section, which may include—

(1) the expedited release of a Tier 3 participant's cargo in destination ports within the United States during all threat levels designated by the Secretary;

(2) further reduction in examinations of cargo;

(3) priority for examinations of cargo; and

(4) further reduction in the risk score assigned pursuant to the Automated Targeting System; and

(5) inclusion in joint incident management exercises, as appropriate.

(d) DEADLINE.—Not later than 2 years after the date of the enactment of this Act, the Secretary, acting through the Commissioner, shall designate appropriate criteria pursuant to subsection (b) and provide benefits to validated Tier 3 participants pursuant to subsection (c).

SEC. 217. CONSEQUENCES FOR LACK OF COMPLIANCE.

(a) IN GENERAL.—If at any time a C–TPAT participant's security measures and supply chain security practices fail to meet any of the requirements under this subtitle, the Commissioner may deny the participant benefits otherwise available under this subtitle, in whole or in part. The Commissioner shall develop procedures that provide appropriate protections to C–TPAT participants before benefits are revoked. Such procedures may not limit the ability of the Commissioner to take actions to protect the national security of the United States.

(b) FALSE OR MISLEADING INFORMATION.—If a C–TPAT participant knowingly provides false or misleading information to the Commissioner during the validation process provided for under this subtitle, the Commissioner shall suspend or expel the participant from C–TPAT for an appropriate period of time. The Commissioner, after the completion of the process under subsection (c), may publish in the Federal Register a list of participants who have been suspended or expelled from C–TPAT pursuant to this subsection, and may make such list available to C–TPAT participants.

(c) RIGHT OF APPEAL.—

(1) IN GENERAL.—A C–TPAT participant may appeal a decision of the Commissioner pursuant to subsection (a). Such appeal shall be filed with the Secretary not later than 90 days after the date of the decision, and the Secretary shall issue a determination not later than 180 days after the appeal is filed.

(2) APPEALS OF OTHER DECISIONS.—A C–TPAT participant may appeal a decision of the Commissioner pursuant to subsection (b). Such appeal shall be filed with the Secretary not later than 30 days after the date of the decision, and the Secretary shall issue a determination not later than 180 days after the appeal is filed.

SEC. 218. THIRD PARTY VALIDATIONS.

(a) PLAN.—The Secretary, acting through the Commissioner, shall develop a plan to implement a 1-year voluntary pilot program to test and assess the feasibility, costs, and benefits of using third party entities to conduct validations of C–TPAT participants.

(b) CONSULTATIONS.—Not later than 120 days after the date of the enactment of this Act, after consulting with private sector stakeholders, including the Commercial Operations Advisory Committee, the Secretary shall submit a report to the appropriate congressional committees on the plan described in subsection (a).

(c) PILOT PROGRAM.—

(1) IN GENERAL.—Not later than 1 year after the consultations described in subsection (b), the Secretary shall carry out the 1-year pilot program to conduct validations of C–TPAT participants using third party entities described in subsection (a).

(2) AUTHORITY OF THE SECRETARY.—The decision to validate a C–TPAT participant is solely within the discretion of the Secretary, or the Secretary's designee.

(d) CERTIFICATION OF THIRD PARTY ENTITIES.—The Secretary shall certify a third party entity to conduct validations under subsection (c) if the entity—

(1) demonstrates to the satisfaction of the Secretary that the entity has the ability to perform validations in accordance with standard operating procedures and requirements designated by the Secretary; and

(2) agrees—

(A) to perform validations in accordance with such standard operating procedures and requirements (and updates to such procedures and requirements); and

(B) to maintain liability insurance coverage at policy limits and in accordance with conditions to be established by the Secretary; and

(3) signs an agreement to protect all proprietary information of C–TPAT participants with respect to which the entity will conduct validations.

(e) INFORMATION FOR ESTABLISHING LIMITS OF LIABILITY INSURANCE.—A third party entity seeking a certificate under subsection (d) shall submit to the Secretary necessary information for establishing the limits of liability insurance required to be maintained by the entity under this Act.

(f) ADDITIONAL REQUIREMENTS.—The Secretary shall ensure that—

(1) any third party entity certified under this section does not have—

(A) any beneficial interest in or any direct or indirect control over the C–TPAT participant for which the validation services are performed; or

(B) any other conflict of interest with respect to the C–TPAT participant; and

(2) the C–TPAT participant has entered into a contract with the third party entity under which the C–TPAT participant agrees to pay all costs associated with the validation.

(g) MONITORING.—

(1) IN GENERAL.—The Secretary shall regularly monitor and inspect the operations of a third party entity conducting validations under subsection (c) to ensure that the entity is meeting the minimum standard operating procedures and requirements for the validation of C–TPAT participants established by the Secretary and all other applicable requirements for validation services.

(2) REVOCATION.—If the Secretary determines that a third party entity is not meeting the minimum standard operating procedures and requirements designated by the Secretary under subsection (d)(1), the Secretary shall—

(A) revoke the entity's certificate of conformance issued under subsection (d)(1); and

(B) review any validations conducted by the entity.

(h) LIMITATION ON AUTHORITY.—The Secretary may only grant a C–TPAT validation by a third party entity pursuant to subsection (c) if the C–TPAT participant voluntarily submits to validation by such third party entity.

(i) REPORT.—Not later than 30 days after the completion of the pilot program conducted pursuant to subsection (c), the Secretary shall submit a report to the appropriate congressional committees that contains—

(1) the results of the pilot program, including the extent to which the pilot program ensured sufficient protection for proprietary commercial information;

(2) the cost and efficiency associated with validations under the pilot program;

(3) the impact of the pilot program on the rate of validations conducted under C–TPAT;

(4) any impact on national security of the pilot program; and

(5) any recommendations by the Secretary based upon the results of the pilot program.

SEC. 219. REVALIDATION.

The Secretary, acting through the Commissioner, shall develop and implement—

(1) a revalidation process for Tier 2 and Tier 3 participants;

(2) a framework based upon objective criteria for identifying participants for periodic revalidation not less frequently than once during each 4-year period following the initial validation; and

(3) an annual plan for revalidation that includes—

(A) performance measures;

(B) an assessment of the personnel needed to perform the revalidations; and

(C) the number of participants that will be revalidated during the following year.

SEC. 220. NONCONTAINERIZED CARGO.

The Secretary, acting through the Commissioner, shall consider the potential for participation in C–TPAT by importers of noncontainerized cargoes that otherwise meet the requirements under this subtitle.

SEC. 221. C–TPAT PROGRAM MANAGEMENT.

(a) IN GENERAL.—The Secretary, acting through the Commissioner, shall establish sufficient internal quality controls and record management to support the management systems of C–TPAT. In managing the program, the Secretary shall ensure that the program includes:

(1) STRATEGIC PLAN.—A 5-year plan to identify outcome-based goals and performance measures of the program.

(2) ANNUAL PLAN.—An annual plan for each fiscal year designed to match available resources to the projected workload.

(3) STANDARDIZED WORK PROGRAM.—A standardized work program to be used by agency personnel to carry out the certifications, validations, and revalidations of participants. The Secretary shall keep records and monitor staff hours associated with the completion of each such review.

(b) DOCUMENTATION OF REVIEWS.—The Secretary, acting through the Commissioner, shall maintain a record management system to document determinations on the reviews of each C–TPAT participant, including certifications, validations, and revalidations.

(c) CONFIDENTIAL INFORMATION SAFEGUARDS.—In consultation with the Commercial Operations Advisory Committee, the Secretary, acting through the Commissioner, shall develop and implement procedures to ensure the protection of confidential data collected, stored, or shared with government agencies or as part of the application, certification, validation, and revalidation processes.

(d) RESOURCE MANAGEMENT STAFFING PLAN.—The Secretary, acting through the Commissioner, shall—

(1) develop a staffing plan to recruit and train staff (including a formalized training program) to meet the objectives identified in the strategic plan of the C–TPAT program; and

(2) provide cross-training in postincident trade resumption for personnel who administer the C–TPAT program.

(e) REPORT TO CONGRESS.—In connection with the President's annual budget submission for the Department, the Secretary shall report to the appropriate congressional committees on the progress made by the Commissioner to certify, validate, and revalidate C–TPAT participants. Such report shall be due on the same date that the President's budget is submitted to the Congress.

SEC. 222. ADDITIONAL PERSONNEL.

For fiscal years 2008 and 2009, the Commissioner shall increase by not less than 50 the number of full-time personnel engaged in the validation and revalidation of C–TPAT participants (over the number of such personnel on the last day of the previous fiscal year), and shall provide appropriate training and support to such additional personnel.

SEC. 223. AUTHORIZATION OF APPROPRIATIONS.

(a) C–TPAT.—There are authorized to be appropriated to the United States Customs and Border Protection to carry out the provisions of sections 211 through 221 to remain available until expended—

(1) $65,000,000 for fiscal year 2008;

(2) $72,000,000 for fiscal year 2009; and

(3) $75,600,000 for fiscal year 2010.

(b) ADDITIONAL PERSONNEL.—In addition to any amounts otherwise appropriated to the United States Customs and Border Protection, there are authorized to be appropriated for the purpose of meeting the staffing requirement provided for in section 222, to remain available until expended—

(1) $8,500,000 for fiscal year 2008;

(2) $17,600,000 for fiscal year 2009;

(3) $19,000,000 for fiscal year 2010;

(4) $20,000,000 for fiscal year 2011; and

(5) $21,000,000 for fiscal year 2012.

Subtitle C—Miscellaneous Provisions

SEC. 231. PILOT INTEGRATED SCANNING SYSTEM.

(a) DESIGNATIONS.—Not later than 90 days after the date of the enactment of this Act, the Secretary shall designate 3 foreign seaports through which containers pass or are transshipped to the United States for the establishment of pilot integrated scanning systems that couple nonintrusive imaging equipment and radiation detection equipment. In making the designations under this paragraph, the Secretary shall consider 3 distinct ports with unique features and differing levels of trade volume.

(b) COORDINATION.—The Secretary shall—

(1) coordinate with the Secretary of Energy, as necessary, to provide radiation detection equipment through the Department of Energy's Second Line of Defense and Megaports programs; or

(2) work with the private sector or, when possible, host governments to obtain radiation detection equipment that meets both the Department's and the Department of Energy's technical specifications for such equipment.

(c) PILOT SYSTEM IMPLEMENTATION.—Not later than 1 year after the date of the enactment of this Act, the Secretary shall achieve a full-scale implementation of the pilot integrated scanning system at the ports designated under subsection (a), which—

(1) shall scan all containers destined for the United States that are loaded in such ports;

(2) shall electronically transmit the images and information to appropriate United States Government personnel in the country in which the port is located or in the United States for evaluation and analysis;

(3) shall resolve every radiation alarm according to established Department procedures;

(4) shall utilize the information collected to enhance the Automated Targeting System or other relevant programs;

(5) shall store the information for later retrieval and analysis; and

(6) may provide an automated notification of questionable or high-risk cargo as a trigger for further inspection by appropriately trained personnel.

(d) REPORT.—Not later than 180 days after achieving full-scale implementation under subsection (c), the Secretary, in consultation with the Secretary of State and, as appropriate, the Secretary of Energy, shall submit a report to the appropriate congressional committees, that includes—

(1) an evaluation of the lessons derived from the pilot system implemented under this subsection;

(2) an analysis of the efficacy of the Automated Targeting System or other relevant programs in utilizing the images captured to examine high-risk containers;

(3) an evaluation of the effectiveness of the integrated scanning system in detecting shielded and unshielded nuclear and radiological material;

(4) an evaluation of software and other technologies that are capable of automatically identifying potential anomalies in scanned containers; and

(5) an analysis of the need and feasibility of expanding the integrated scanning system to other container security initiative ports, including—

(A) an analysis of the infrastructure requirements;

(B) a projection of the effect on current average processing speed of containerized cargo;

(C) an evaluation of the scalability of the system to meet both current and future forecasted trade flows;

(D) the ability of the system to automatically maintain and catalog appropriate data for reference and analysis in the event of a transportation disruption;

(E) an analysis of requirements, including costs, to install and maintain an integrated scanning system;

(F) the ability of administering personnel to efficiently manage and utilize the data produced by a nonintrusive scanning system;

(G) the ability to safeguard commercial data generated by, or submitted to, a nonintrusive scanning system; and

(H) an assessment of the reliability of currently available technology to implement an integrated scanning system.

SEC. 232. SCREENING AND SCANNING OF CARGO CONTAINERS.

(a) ONE HUNDRED PERCENT SCREENING OF CARGO CONTAINERS AND 100 PERCENT SCANNING OF HIGH-RISK CONTAINERS.—

(1) SCREENING OF CARGO CONTAINERS.—The Secretary shall ensure that 100 percent of the

cargo containers originating outside the United States and unloaded at a United States seaport undergo a screening to identify high-risk containers.

(2) SCANNING OF HIGH-RISK CONTAINERS.—The Secretary shall ensure that 100 percent of the containers that have been identified as high-risk under paragraph (1), or through other means, are scanned or searched before such containers leave a United States seaport facility.

(b) FULL-SCALE IMPLEMENTATION.—The Secretary, in coordination with the Secretary of Energy and foreign partners, as appropriate, shall ensure integrated scanning systems are fully deployed to scan, using nonintrusive imaging equipment and radiation detection equipment, all containers entering the United States before such containers arrive in the United States as soon as possible, but not before the Secretary determines that the integrated scanning system—

(1) meets the requirements set forth in section 231(c);

(2) has a sufficiently low false alarm rate for use in the supply chain;

(3) is capable of being deployed and operated at ports overseas;

(4) is capable of integrating, as necessary, with existing systems;

(5) does not significantly impact trade capacity and flow of cargo at foreign or United States ports; and

(6) provides an automated notification of questionable or high-risk cargo as a trigger for further inspection by appropriately trained personnel.

(c) REPORT.—Not later than 6 months after the submission of a report under section 231(d), and every 6 months thereafter, the Secretary shall submit a report to the appropriate congressional committees describing the status of full-scale deployment under subsection (b) and the cost of deploying the system at each foreign port at which the integrated scanning systems are deployed.

SEC. 233. INTERNATIONAL COOPERATION AND COORDINATION.

(a) INSPECTION TECHNOLOGY AND TRAINING.—

(1) IN GENERAL.—The Secretary, in coordination with the Secretary of State, the Secretary of Energy, and appropriate representatives of other Federal agencies, may provide technical assistance, equipment, and training to facilitate the implementation of supply chain security measures at ports designated under the Container Security Initiative.

(2) ACQUISITION AND TRAINING.—Unless otherwise prohibited by law, the Secretary may—

(A) lease, loan, provide, or otherwise assist in the deployment of nonintrusive inspection and radiation detection equipment at foreign land and sea ports under such terms and conditions as the Secretary prescribes, including nonreimbursable loans or the transfer of ownership of equipment; and

(B) provide training and technical assistance for domestic or foreign personnel responsible for operating or maintaining such equipment.

(b) ACTIONS AND ASSISTANCE FOR FOREIGN PORTS AND UNITED STATES TERRITORIES.—Section 70110 of title 46, United States Code, is amended—

(1) by striking the section header and inserting the following:

"§ 70110. Actions and assistance for foreign ports and United States territories"; and

(2) by adding at the end the following:

''(e) ASSISTANCE FOR FOREIGN PORTS AND UNITED STATES TERRITORIES.—

''(1) IN GENERAL.—The Secretary, in consultation with the Secretary of Transportation, the Secretary of State, and the Secretary of Energy, shall identify assistance programs that could facilitate implementation of port security antiterrorism measures in foreign countries and territories of the United States. The Secretary shall establish a program to utilize the programs that are capable of implementing port security antiterrorism measures at ports in foreign countries and territories of the United States that the Secretary finds to lack effective antiterrorism measures.

''(2) CARIBBEAN BASIN.—The Secretary, in coordination with the Secretary of State and in consultation with the Organization of American States and the Commandant of the Coast Guard, shall place particular emphasis on utilizing programs to facilitate the implementation of port security antiterrorism measures at the ports located in the Caribbean Basin, as such ports pose unique security and safety threats to the United States due to—

''(A) the strategic location of such ports between South America and the United States;

''(B) the relative openness of such ports; and

''(C) the significant number of shipments of narcotics to the United States that are moved through such ports.''.

(c) REPORT ON SECURITY AT PORTS IN THE CARIBBEAN BASIN.—

(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Comptroller General of the United States shall submit a report to the appropriate congressional committees on the security of ports in the Caribbean Basin.

(2) CONTENTS.—The report submitted under paragraph (1)—

(A) shall include—

(i) an assessment of the effectiveness of the measures employed to improve security at ports in the Caribbean Basin and recommendations for any additional measures to improve such security;

(ii) an estimate of the number of ports in the Caribbean Basin that will not be secured by January 1, 2007;

(iii) an estimate of the financial impact in the United States of any action taken pursuant to section 70110 of title 46, United States Code, that affects trade between such ports and the United States; and

(iv) an assessment of the additional resources and program changes that are necessary to maximize security at ports in the Caribbean Basin; and

(B) may be submitted in both classified and redacted formats.

(d) CLERICAL AMENDMENT.—The chapter analysis for chapter 701 of title 46, United States Code, is amended by striking the item relating to section 70110 and inserting the following:

''70110. Actions and assistance for foreign ports and United States territories.''.

SEC. 234. FOREIGN PORT ASSESSMENTS.

Section 70108 of title 46, United States Code, is amended by adding at the end the following:

''(d) PERIODIC REASSESSMENT.—The Secretary, acting through the Commandant of the Coast Guard, shall reassess the effectiveness of antiterrorism measures maintained at ports as described under subsection (a) and of procedures described in subsection (b) not less than once every 3 years.''.

SEC. 235. PILOT PROGRAM TO IMPROVE THE SECURITY OF EMPTY CONTAINERS.

(a) IN GENERAL.—The Secretary shall conduct a 1-year pilot program to assess the risk posed by and improve the security of empty containers at United States seaports to ensure the safe and secure delivery of cargo and to prevent potential acts of terrorism involving such containers. The pilot program shall include the use of visual searches of empty containers at United States seaports.

(b) REPORT.—Not later than 90 days after the completion of the pilot program under paragraph (1), the Secretary shall prepare and submit to the appropriate congressional committees a report that contains—

(1) the results of the pilot program; and

(2) the determination of the Secretary on whether to expand the pilot program.

SEC. 236. INFORMATION SHARING RELATING TO SUPPLY CHAIN SECURITY COOPERATION.

(a) PURPOSES.—The purposes of this section are—

(1) to establish continuing liaison and to provide for supply chain security cooperation between Department and the private sector; and

(2) to provide for regular and timely interchange of information between the private sector and the Department concerning developments and security risks in the supply chain environment.

(b) SYSTEM.—The Secretary shall develop a system to collect from and share appropriate risk information related to the supply chain with the private sector entities determined appropriate by the Secretary.

(c) CONSULTATION.—In developing the system under subsection (b), the Secretary shall consult with the Commercial Operations Advisory Committee and a broad range of public and private sector entities likely to utilize the system, including importers, exporters, carriers, customs brokers, and freight forwarders, among other parties.

(d) INDEPENDENTLY OBTAINED INFORMATION.—Nothing in this section shall be construed to limit or otherwise affect the ability of a Federal, State, or local government entity, under applicable law, to obtain supply chain security information, including any information lawfully and properly disclosed generally or broadly to the public and to use such information in any manner permitted by law.

(e) AUTHORITY TO ISSUE WARNINGS.—The Secretary may provide advisories, alerts, and warnings to relevant companies, targeted sectors, other governmental entities, or the general public regarding potential risks to the supply chain as appropriate. In issuing a warning, the Secretary shall take appropriate actions to protect from disclosure—

(1) the source of any voluntarily submitted supply chain security information that forms the basis for the warning; and

(2) information that is proprietary, business sensitive, relates specifically to the submitting person or entity, or is otherwise not appropriately in the public domain.

TITLE III—ADMINISTRATION

SEC. 301. OFFICE OF CARGO SECURITY POLICY.

(a) ESTABLISHMENT.—Subtitle C of title IV of the Homeland Security Act of 2002 (6 U.S.C. 231 et seq.) is amended by adding at the end the following:

"SEC. 431. OFFICE OF CARGO SECURITY POLICY.

''(a) ESTABLISHMENT.—There is established within the Department an Office of Cargo Security Policy (referred to in this section as the 'Office').

''(b) PURPOSE.—The Office shall—

''(1) coordinate all Department policies relating to cargo security; and

''(2) consult with stakeholders and coordinate with other Federal agencies in the establishment of standards and regulations and to promote best practices.

''(c) DIRECTOR.—

''(1) APPOINTMENT.—The Office shall be headed by a Director, who shall—

''(A) be appointed by the Secretary; and

''(B) report to the Assistant Secretary for Policy.

''(2) RESPONSIBILITIES.—The Director shall—

''(A) advise the Assistant Secretary for Policy in the development of Department-wide policies regarding cargo security;

''(B) coordinate all policies relating to cargo security among the agencies and offices within the Department relating to cargo security; and

''(C) coordinate the cargo security policies of the Department with the policies of other executive agencies.''.

(b) DESIGNATION OF LIAISON OFFICE OF DEPARTMENT OF STATE.—The Secretary of State shall designate a liaison office within the Department of State to assist the Secretary, as appropriate, in negotiating cargo security-related international agreements.

(c) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to affect—

(1) the authorities, functions, or capabilities of the Coast Guard to perform its missions; or

(2) the requirement under section 888 of the Homeland Security Act (6 U.S.C. 468) that those authorities, functions, and capabilities be maintained intact.

(d) CLERICAL AMENDMENT.—The table of contents of the Homeland Security Act of 2002 (6 U.S.C. 101 et seq.) is amended by inserting after the item relating to section 430 the following:

''Sec. 431. Office of Cargo Security Policy''.

SEC. 302. REAUTHORIZATION OF HOMELAND SECURITY SCIENCE AND TECHNOLOGY ADVISORY COMMITTEE.

(a) IN GENERAL.—Section 311(j) of the Homeland Security Act of 2002 (6 U.S.C. 191(j)) is amended by striking ''3 years after the effective date of this Act'' and inserting ''on December 31, 2008''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall be effective as if enacted on the date of the enactment of the Homeland Security Act of 2002 (6 U.S.C. 101 et seq.).

(c) ADVISORY COMMITTEE.—The Under Secretary for Science and Technology shall utilize the Homeland Security Science and Technology Advisory Committee, as appropriate, to provide outside expertise in advancing cargo security technology.

SEC. 303. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION EFFORTS IN FURTHERANCE OF MARITIME AND CARGO SECURITY.

(a) IN GENERAL.—The Secretary shall—

(1) direct research, development, testing, and evaluation efforts in furtherance of maritime and cargo security;

(2) coordinate with public and private sector entities to develop and test technologies, and process innovations in furtherance of these objectives; and

(3) evaluate such technologies.

(b) COORDINATION.—The Secretary, in coordination with the Under Secretary for Science and Technology, the Assistant Secretary for Policy, the Commandant of the Coast Guard, the Director for Domestic Nuclear Detection, the Chief Financial Officer, and the heads of other appropriate offices or entities of the Department, shall ensure that—

(1) research, development, testing, and evaluation efforts funded by the Department in furtherance of maritime and cargo security are coordinated within the Department and with other appropriate Federal agencies to avoid duplication of efforts; and

(2) the results of such efforts are shared throughout the Department and with other Federal, State, and local agencies, as appropriate.

TITLE IV—AGENCY RESOURCES AND OVERSIGHT

SEC. 401. TRADE AND CUSTOMS REVENUE FUNCTIONS OF THE DEPARTMENT.

(a) TRADE AND CUSTOMS REVENUE FUNCTIONS.—

(1) DESIGNATION OF APPROPRIATE OFFICIAL.—The Secretary shall designate an appropriate senior official in the office of the Secretary who shall—

(A) ensure that the trade and customs revenue functions of the Department are coordinated within the Department and with other Federal departments and agencies, and that the impact on legitimate trade is taken into account in any action impacting the functions; and

(B) monitor and report to Congress on the Department's mandate to ensure that the trade and customs revenue functions of the Department are not diminished, including how spending, operations, and personnel related to these functions have kept pace with the level of trade entering the United States.

(2) DIRECTOR OF TRADE POLICY.—There shall be a Director of Trade Policy (in this subsection referred to as the ''Director''), who shall be subject to the direction and control of the official designated pursuant to paragraph (1). The Director shall—

(A) advise the official designated pursuant to paragraph (1) regarding all aspects of Department policies relating to the trade and customs revenue functions of the Department;

(B) coordinate the development of Department-wide policies regarding trade and customs revenue functions and trade facilitation; and

(C) coordinate the trade and customs revenue-related policies of the Department with the policies of other Federal departments and agencies.

(b) STUDY; REPORT.—

(1) IN GENERAL.—The Comptroller General of the United States shall conduct a study evaluating the extent to which the Department of Homeland Security is meeting its obligations under section 412(b) of the Homeland Security Act of 2002 (6 U.S.C. 212(b)) with respect to the maintenance of customs revenue functions.

(2) ANALYSIS.—The study shall include an analysis of—

(A) the extent to which the customs revenue functions carried out by the former United States Customs Service have been consolidated with other functions of the Department (including the assignment of noncustoms revenue functions to personnel responsible for customs revenue collection), discontinued, or diminished following the transfer of the United States Customs Service to the Department;

(B) the extent to which staffing levels or resources attributable to customs revenue functions have decreased since the transfer of the United States Customs Service to the Department; and

(C) the extent to which the management structure created by the Department ensures effective trade facilitation and customs revenue collection.

(3) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Comptroller General shall submit to the appropriate congressional committees a report on the results of the study conducted under subsection (a).

(4) MAINTENANCE OF FUNCTIONS.—Not later than September 30, 2007, the Secretary shall ensure that the requirements of section 412(b) of the Homeland Security Act of 2002 (6 U.S.C. 212(b)) are fully satisfied and shall report to the Committee on Finance of the Senate and the Committee on Ways and Means of the House of Representatives regarding implementation of this paragraph.

(5) DEFINITION.—In this section, the term ''customs revenue functions'' means the functions described in section 412(b)(2) of the Homeland Security Act of 2002 (6 U.S.C. 212(b)(2)).

(c) CONSULTATION ON TRADE AND CUSTOMS REVENUE FUNCTIONS.—

(1) BUSINESS COMMUNITY CONSULTATIONS.—The Secretary shall consult with representatives of the business community involved in international trade, including seeking the advice and recommendations of the Commercial Operations Advisory Committee, on Department policies and actions that have a significant impact on international trade and customs revenue functions.

(2) CONGRESSIONAL CONSULTATION AND NOTIFICATION.—

(A) IN GENERAL.—Subject to subparagraph (B), the Secretary shall notify the appropriate congressional committees not later than 30 days prior to the finalization of any Department policies, initiatives, or actions that will have a major impact on trade and customs revenue functions. Such notifications shall include a description of the proposed policies, initiatives or actions and any comments or recommendations provided by the Commercial Operations Advisory Committee and other relevant groups regarding the proposed policies, initiatives or actions.

(B) EXCEPTION.—If the Secretary determines that it is important to the national security interest of the United States to finalize any Department policies, initiatives, or actions prior to the consultation described in subparagraph (A), the Secretary shall—

(i) notify and provide any recommendations of the Commercial Operations Advisory Committee received to the appropriate congressional committees not later than 45 days after the date on which the policies, initiatives, or actions are finalized; and

(ii) to the extent appropriate, modify the policies, initiatives, or actions based upon the consultations with the appropriate congressional committees.

(d) NOTIFICATION OF REORGANIZATION OF CUSTOMS REVENUE FUNCTIONS.—

(1) IN GENERAL.—Not less than 45 days prior to any change in the organization of any of the customs revenue functions of the Department, the Secretary shall notify the Committee on Appropriations, the Committee on Finance, and the Committee on Homeland Security and Governmental Affairs of the Senate, and the Committee on Appropriations, the Committee on Homeland Security, and the Committee on Ways and Means of the House of Representatives of the specific assets, functions, or personnel to be transferred as part of such reorganization, and the reason for such transfer. The notification shall also include—

(A) an explanation of how trade enforcement functions will be impacted by the reorganization;

(B) an explanation of how the reorganization meets the requirements of section 412(b) of the Homeland Security Act of 2002 (6 U.S.C. 212(b)) that the Department not diminish the customs revenue and trade facilitation functions formerly performed by the United States Customs Service; and

(C) any comments or recommendations provided by the Commercial Operations Advisory Committee regarding such reorganization.

(2) ANALYSIS.—Any congressional committee referred to in paragraph (1) may request that the Commercial Operations Advisory Committee provide a report to the committee analyzing the impact of the reorganization and providing any recommendations for modifying the reorganization.

(3) REPORT.—Not later than 1 year after any reorganization referred to in paragraph (1) takes place, the Secretary, in consultation with the Commercial Operations Advisory Committee, shall submit a report to the Committee on Finance of the Senate and the Committee on Ways and Means of the House of Representatives. Such report shall include an assessment of the impact of, and any suggested modifications to, such reorganization.

SEC. 402. OFFICE OF INTERNATIONAL TRADE; OVERSIGHT.

Section 2 of the Act of March 3, 1927 (44 Stat. 1381, chapter 348; 19 U.S.C. 2072), is amended by adding at the end the following:

''(d) OFFICE OF INTERNATIONAL TRADE.—

''(1) ESTABLISHMENT.—There is established within the United States Customs and Border Protection an Office of International Trade that shall be headed by an Assistant Commissioner.

''(2) TRANSFER OF ASSETS, FUNCTIONS, AND PERSONNEL; ELIMINATION OF OFFICES.—

''(A) OFFICE OF STRATEGIC TRADE.—

''(i) IN GENERAL.—Not later than 90 days after the date of the enactment of the SAFE Port Act, the Commissioner shall transfer the assets, functions, and personnel of the Office of Strategic Trade to the Office of International Trade established pursuant to paragraph (1) and the Office of Strategic Trade shall be abolished.

''(ii) LIMITATION ON FUNDS.—No funds appropriated to the United States Customs and Border Protection may be used to transfer the assets, functions, or personnel of the Office of Strategic Trade, to an office other than the office established pursuant to paragraph (1) of this subsection.

''(B) OFFICE OF REGULATIONS AND RULINGS.—

''(i) IN GENERAL.—Not later than 90 days after the date of the enactment of the SAFE Port Act,

the Commissioner shall transfer the assets, functions, and personnel of the Office of Regulations and Rulings to the Office of International Trade established pursuant to paragraph (1) and the Office of Regulations and Rulings shall be abolished.

''(ii) LIMITATION ON FUNDS.—No funds appropriated to the United States Customs and Border Protection may be used to transfer the assets, functions, or personnel of the Office of Regulations and Rulings, to an office other than the office established pursuant to paragraph (1) of this subsection.

''(C) OTHER TRANSFERS.—The Commissioner is authorized to transfer any other assets, functions, or personnel within the United States Customs and Border Protection to the Office of International Trade established pursuant to paragraph (1). Not less than 45 days prior to each such transfer, the Commissioner shall notify the Committee on Appropriations, the Committee on Finance, and the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Appropriations, the Committee on Homeland Security, and the Committee on Ways and Means of the House of Representatives of the specific assets, functions, or personnel to be transferred, and the reason for such transfer. Such notification shall also include—

''(i) an explanation of how trade enforcement functions will be impacted by the reorganization;

''(ii) an explanation of how the reorganization meets the requirements of section 412(b) of the Homeland Security Act of 2002 (6 U.S.C. 212(b)) that the Department of Homeland Security not diminish the customs revenue and trade facilitation functions formerly performed by the United States Customs Service; and

''(iii) any comments or recommendations provided by the Commercial Operations Advisory Committee regarding such reorganization.

''(D) REPORT.—Not later than 1 year after any reorganization pursuant to subparagraph (C) takes place, the Commissioner, in consultation with the Commercial Operations Advisory Committee, shall report to the Committee on Finance of the Senate and the Committee on Ways and Means of the House of Representatives. Such report shall include an assessment of the impact of, and any suggested modifications to, such reorganization.

''(E) LIMITATION ON AUTHORITY.—Notwithstanding any other provision of law, the Commissioner shall not transfer any assets, functions, or personnel from United States ports of entry, associated with the enforcement of laws relating to trade in textiles and apparel, to the Office of International Trade established pursuant to paragraph (1), until the following conditions are met:

''(i) The Commissioner submits the initial Resource Allocation Model required by section 301(h) of the Customs and Procedural Reform and Simplification Act of 1978 (19 U.S.C. 2075) and includes in such Resource Allocation Model a section addressing the allocation of assets, functions, and personnel associated with the enforcement of laws relating to trade in textiles and apparel.

''(ii) The Commissioner consults with the Committee on Finance of the Senate and the Committee on Ways and Means of the House of Representatives regarding any subsequent transfer of assets, functions, or personnel associated with the enforcement of laws relating to trade in textiles and apparel, not less than 45 days prior to such transfer.

''(F) LIMITATION ON APPROPRIATIONS.—No funds appropriated to the United States Customs and Border Protection may be used to transfer the assets, functions, or personnel associated with the enforcement of laws relating to trade in textiles and apparel, before the Commissioner consults with the congressional committees pursuant to subparagraph (E)(ii).

''(e) INTERNATIONAL TRADE COMMITTEE.—

''(1) ESTABLISHMENT.—The Commissioner shall establish an International Trade Committee, to be chaired by the Commissioner, and to include the Deputy Commissioner, the Assistant Commissioner in the Office of Field Operations, the Assistant Commissioner in the Office of Finance, the Assistant Commissioner in the Office of International Affairs, the Assistant Commissioner in the Office of International Trade, the Director of the Office of Trade Relations, and any other official determined by the Commissioner to be important to the work of the Committee.

''(2) RESPONSIBILITIES.—The International Trade Committee shall—

''(A) be responsible for advising the Commissioner with respect to the commercial customs and trade facilitation functions of the United States Customs and Border Protection;

''(B) assist the Commissioner in coordinating with the Secretary regarding commercial customs and trade facilitation functions; and

''(C) oversee the operation of all programs and systems that are involved in the assessment and collection of duties, bonds, and other charges or penalties associated with the entry of cargo into the United States, or the export of cargo from the United States, including the administration of duty drawback and the collection of antidumping and countervailing duties.

''(3) ANNUAL REPORT.—Not later than 30 days after the end of each fiscal year, the International Trade Committee shall submit a report to the Committee on Finance of the Senate and the Committee on Ways and Means of the House of Representatives. The report shall—

''(A) detail the activities of the International Trade Committee during the preceding fiscal year; and

''(B) identify the priorities of the International Trade Committee for the fiscal year in which the report is filed.

''(f) DEFINITION.—In this section:

''(1) COMMISSIONER.—The term 'Commissioner' means the Commissioner responsible for the United States Customs and Border Protection in the Department of Homeland Security.

''(2) COMMERCIAL OPERATIONS ADVISORY COMMITTEE.—The term 'Commercial Operations Advisory Committee' means the Advisory Committee established pursuant to section 9503(c) of the Omnibus Budget Reconciliation Act of 1987 (19 U.S.C. 2071 note) or any successor committee.''.

SEC. 403. RESOURCES.

Section 301 of the Customs Procedural Reform and Simplification Act of 1978 (19 U.S.C. 2075) is amended by adding at the end the following:

''(h) RESOURCE ALLOCATION MODEL.—

''(1) RESOURCE ALLOCATION MODEL.—Not later than June 30, 2007, and every 2 years thereafter, the Commissioner shall prepare and submit to the Committee on Finance of the Senate and the Committee on Ways and Means of the House of Representatives a Resource Allocation Model to determine the optimal staffing levels required to carry out the commercial operations of United States Customs and Border Protection, including commercial inspection and release of cargo and the revenue functions described in section 412(b)(2) of the Homeland Security Act of 2002 (6 U.S.C. 212(b)(2)). The Model shall comply with the requirements of section 412(b)(1) of such Act and shall take into account previous staffing models, historic and projected trade volumes, and trends. The Resource Allocation Model shall apply both risk-based and random sampling approaches for determining adequate staffing needs for priority trade functions, including—

''(A) performing revenue functions;

''(B) enforcing antidumping and countervailing duty laws;

''(C) protecting intellectual property rights;

''(D) enforcing provisions of law relating to trade in textiles and apparel;

''(E) conducting agricultural inspections;

''(F) enforcing fines, penalties, and forfeitures; and

''(G) facilitating trade.

''(2) PERSONNEL.—

''(A) IN GENERAL.—Not later than September 30, 2007, the Commissioner shall ensure that the requirements of section 412(b) of the Homeland Security Act of 2002 (6 U.S.C. 212(b)) are fully satisfied and shall report to the Committee on Finance of the Senate and the Committee on Ways and Means of the House of Representatives regarding the implementation of this subparagraph.

''(B) CUSTOMS AND BORDER PROTECTION OFFICERS.—The initial Resource Allocation Model required pursuant to paragraph (1) shall provide for the hiring of a minimum of 200 additional Customs and Border Protection Officers per year for each of the fiscal years 2008 through 2012. The Commissioner shall hire such additional Officers subject to the appropriation of funds to pay for the salaries and expenses of such Officers. In assigning the 1,000 additional Officers authorized by this subparagraph, the Commissioner shall—

''(i) consider the volume of trade and the incidence of nonvoluntarily disclosed customs and trade law violations in addition to security priorities among United States ports of entry; and

''(ii) before October 1, 2010, assign at least 10 additional Officers among each service port and the ports of entry serviced by such service port, except as provided in subparagraph (C).

''(C) ASSIGNMENT.—In assigning such Officers pursuant to subparagraph (B), the Commissioner shall consult with the port directors of each service port and the other ports of entry serviced by such service port. The Commissioner shall not assign an Officer to a port of entry pursuant to subparagraph (B)(ii) if the port director of the service port that services such port of entry certifies to the Commissioner that an additional Officer is not needed at such port of entry.

''(D) REPORT.—Not later than 60 days after the beginning of each of the fiscal years 2008 through 2012, the Commissioner shall submit a report to the Committee on Finance of the Senate, the Committee on Homeland Security and Governmental Affairs of the Senate, the Committee on Homeland Security of the House of Representatives, and the Committee on Ways and Means of the House of Representatives, that describes how the additional Officers authorized under subparagraph (B) will be allocated among the ports of entry in the United States in accordance with subparagraph (C).

''(3) AUTHORIZATION OF APPROPRIATIONS.—In addition to any monies hereafter appropriated to United States Customs and Border Protection in the Department of Homeland Security, there are authorized to be appropriated for the purpose of meeting the requirements of paragraph (2)(B), to remain available until expended—

''(A) $36,000,000 for fiscal year 2008;

''(B) $75,000,000 for fiscal year 2009;

''(C) $118,000,000 for fiscal year 2010;

''(D) $165,000,000 for fiscal year 2011; and

''(E) $217,000,000 for fiscal year 2012.

''(4) REPORT.—Not later than 30 days after the end of each fiscal year, the Commissioner shall report to the Committee on Finance of the Senate and the Committee on Ways and Means of the House of Representatives on the resources directed to commercial and trade facilitation functions within the Office of Field Operations for the preceding fiscal year. Such information shall be reported for each category of personnel within the Office of Field Operations.

''(5) REGULATIONS TO IMPLEMENT TRADE AGREEMENTS.—Not later than 30 days after the date of the enactment of the SAFE Port Act, the Commissioner shall designate and maintain not less than 5 attorneys within the Office of International Trade established pursuant to section 2 of the Act of March 3, 1927 (44 Stat. 1381, chapter 348; 19 U.S.C. 2072), with responsibility for the prompt development and promulgation of

regulations necessary to implement any trade agreement entered into by the United States, in addition to any other responsibilities assigned by the Commissioner.

''(6) DEFINITION.—In this subsection, the term 'Commissioner' means the Commissioner responsible for United States Customs and Border Protection in the Department of Homeland Security.''.

SEC. 404. NEGOTIATIONS.

Section 629 of the Tariff Act of 1930 (19 U.S.C. 1629) is amended by adding at the end the following:

''(h) CUSTOMS PROCEDURES AND COMMITMENTS.—

''(1) IN GENERAL.—The Secretary of Homeland Security, the United States Trade Representative, and other appropriate Federal officials shall work through appropriate international organizations including the World Customs Organization (WCO), the World Trade Organization (WTO), the International Maritime Organization, and the Asia-Pacific Economic Cooperation, to align, to the extent practicable, customs procedures, standards, requirements, and commitments in order to facilitate the efficient flow of international trade.

''(2) UNITED STATES TRADE REPRESENTATIVE.—

''(A) IN GENERAL.—The United States Trade Representative shall seek commitments in negotiations in the WTO regarding the articles of GATT 1994 that are described in subparagraph (B) that make progress in achieving—

''(i) harmonization of import and export data collected by WTO members for customs purposes, to the extent practicable;

''(ii) enhanced procedural fairness and transparency with respect to the regulation of imports and exports by WTO members;

''(iii) transparent standards for the efficient release of cargo by WTO members, to the extent practicable; and

''(iv) the protection of confidential commercial data.

''(B) ARTICLES DESCRIBED.—The articles of the GATT 1994 described in this subparagraph are the following:

''(i) Article V (relating to transit).

''(ii) Article VIII (relating to fees and formalities associated with importation and exportation).

''(iii) Article X (relating to publication and administration of trade regulations).

''(C) GATT 1994.—The term 'GATT 1994' means the General Agreement on Tariff and Trade annexed to the WTO Agreement.

''(3) CUSTOMS.—The Secretary of Homeland Security, acting through the Commissioner and in consultation with the United States Trade Representative, shall work with the WCO to facilitate the efficient flow of international trade, taking into account existing international agreements and the negotiating objectives of the WTO. The Commissioner shall work to—

''(A) harmonize, to the extent practicable, import data collected by WCO members for customs purposes;

''(B) automate and harmonize, to the extent practicable, the collection and storage of commercial data by WCO members;

''(C) develop, to the extent practicable, transparent standards for the release of cargo by WCO members;

''(D) develop and harmonize, to the extent practicable, standards, technologies, and protocols for physical or nonintrusive examinations that will facilitate the efficient flow of international trade; and

''(E) ensure the protection of confidential commercial data.

''(4) DEFINITION.—In this subsection, the term 'Commissioner' means the Commissioner responsible for the United States Customs and Border Protection in the Department of Homeland Security.''.

SEC. 405. INTERNATIONAL TRADE DATA SYSTEM.

Section 411 of the Tariff Act of 1930 (19 U.S.C. 1411) is amended by adding at the end the following:

''(d) INTERNATIONAL TRADE DATA SYSTEM.—

''(1) ESTABLISHMENT.—

''(A) IN GENERAL.—The Secretary of the Treasury (in this subsection, referred to as the 'Secretary') shall oversee the establishment of an electronic trade data interchange system to be known as the 'International Trade Data System' (ITDS). The ITDS shall be implemented not later than the date that the Automated Commercial Environment (commonly referred to as 'ACE') is fully implemented.

''(B) PURPOSE.—The purpose of the ITDS is to eliminate redundant information requirements, to efficiently regulate the flow of commerce, and to effectively enforce laws and regulations relating to international trade, by establishing a single portal system, operated by the United States Customs and Border Protection, for the collection and distribution of standard electronic import and export data required by all participating Federal agencies.

''(C) PARTICIPATION.—

''(i) IN GENERAL.—All Federal agencies that require documentation for clearing or licensing the importation and exportation of cargo shall participate in the ITDS.

''(ii) WAIVER.—The Director of the Office of Management and Budget may waive, in whole or in part, the requirement for participation for any Federal agency based on the vital national interest of the United States.

''(D) CONSULTATION.—The Secretary shall consult with and assist the United States Customs and Border Protection and other agencies in the transition from paper to electronic format for the submission, issuance, and storage of documents relating to data required to enter cargo into the United States. In so doing, the Secretary shall also consult with private sector stakeholders, including the Commercial Operations Advisory Committee, in developing uniform data submission requirements, procedures, and schedules, for the ITDS.

''(E) COORDINATION.—The Secretary shall be responsible for coordinating the operation of the ITDS among the participating agencies and the office within the United States Customs and Border Protection that is responsible for maintaining the ITDS.

''(2) DATA ELEMENTS.—

''(A) IN GENERAL.—The Interagency Steering Committee (established under paragraph (3)) shall, in consultation with the agencies participating in the ITDS, define the standard set of data elements to be collected, stored, and shared in the ITDS, consistent with laws applicable to the collection and protection of import and export information. The Interagency Steering Committee shall periodically review the data elements in order to update the standard set of data elements, as necessary.

''(B) COMMITMENTS AND OBLIGATIONS.—The Interagency Steering Committee shall ensure that the ITDS data requirements are compatible with the commitments and obligations of the United States as a member of the World Customs Organization (WCO) and the World Trade Organization (WTO) for the entry and movement of cargo.

''(3) INTERAGENCY STEERING COMMITTEE.—There is established an Interagency Steering Committee (in this section, referred to as the 'Committee'). The members of the Committee shall include the Secretary (who shall serve as the chairperson of the Committee), the Director of the Office of Management and Budget, and the head of each agency participating in the ITDS. The Committee shall assist the Secretary in overseeing the implementation of, and participation in, the ITDS.

''(4) REPORT.—The President shall submit a report before the end of each fiscal year to the Committee on Finance of the Senate and the Committee on Ways and Means of the House of Representatives. Each report shall include information on—

''(A) the status of the ITDS implementation;

''(B) the extent of participation in the ITDS by Federal agencies;

''(C) the remaining barriers to any agency's participation;

''(D) the consistency of the ITDS with applicable standards established by the World Customs Organization and the World Trade Organization;

''(E) recommendations for technological and other improvements to the ITDS; and

''(F) the status of the development, implementation, and management of the Automated Commercial Environment within the United States Customs and Border Protection.

''(5) SENSE OF CONGRESS.—It is the sense of Congress that agency participation in the ITDS is an important priority of the Federal Government and that the Secretary shall coordinate the operation of the ITDS closely among the participating agencies and the office within the United States Customs and Border Protection that is responsible for maintaining the ITDS.

''(6) CONSTRUCTION.—Nothing in this section shall be construed as amending or modifying subsection (g) of section 301 of title 13, United States Code.

''(7) DEFINITION.—The term 'Commercial Operations Advisory Committee' means the Advisory Committee established pursuant to section 9503(c) of the Omnibus Budget Reconciliation Act of 1987 (19 U.S.C. 2071 note) or any successor committee.''.

SEC. 406. IN-BOND CARGO.

Title IV of the Tariff Act of 1930 is amended by inserting after section 553 the following:

''SEC. 553A. REPORT ON IN-BOND CARGO.

''(a) REPORT.—Not later than June 30, 2007, the Commissioner shall submit a report to the Committee on Commerce, Science, and Transportation of the Senate, the Committee on Finance of the Senate, the Committee on Homeland Security and Governmental Affairs of the Senate, the Committee on Homeland Security of the House of Representatives, the Committee on Transportation and Infrastructure of the House of Representatives, and the Committee on Ways and Means of the House of Representatives that includes—

''(1) a plan for closing in-bond entries at the port of arrival;

''(2) an assessment of the personnel required to ensure 100 percent reconciliation of in-bond entries between the port of arrival and the port of destination or exportation;

''(3) an assessment of the status of investigations of overdue in-bond shipments and an evaluation of the resources required to ensure adequate investigation of overdue in-bond shipments;

''(4) a plan for tracking in-bond cargo within the Automated Commercial Environment (ACE);

''(5) an assessment of whether any particular technologies should be required in the transport of in-bond cargo;

''(6) an assessment of whether ports of arrival should require any additional information regarding shipments of in-bond cargo;

''(7) an evaluation of the criteria for targeting and examining in-bond cargo; and

''(8) an assessment of the feasibility of reducing the transit time for in-bond shipments, including an assessment of the impact of such a change on domestic and international trade.

''(b) DEFINITION.—In this section, the term 'Commissioner' means the Commissioner responsible for the United States Customs and Border Protection in the Department of Homeland Security.''.

SEC. 407. SENSE OF THE SENATE.

It is the sense of the Senate that nothing in sections 111 through 114, 121, and 201 through 236, or the amendments made by such sections, shall be construed to affect the jurisdiction of any Standing Committee of the Senate.

TITLE V—DOMESTIC NUCLEAR DETECTION OFFICE

SEC. 501. ESTABLISHMENT OF DOMESTIC NUCLEAR DETECTION OFFICE.

(a) ESTABLISHMENT OF OFFICE.—The Homeland Security Act of 2002 (6 U.S.C. 101 et seq.) is amended by adding at the end the following:

"TITLE XVIII—DOMESTIC NUCLEAR DETECTION OFFICE

"SEC. 1801. DOMESTIC NUCLEAR DETECTION OFFICE.

''(a) ESTABLISHMENT.—There shall be established in the Department a Domestic Nuclear Detection Office (referred to in this title as the 'Office'). The Secretary may request that the Secretary of Defense, the Secretary of Energy, the Secretary of State, the Attorney General, the Nuclear Regulatory Commission, and the directors of other Federal agencies, including elements of the Intelligence Community, provide for the reimbursable detail of personnel with relevant expertise to the Office.

''(b) DIRECTOR.—The Office shall be headed by a Director for Domestic Nuclear Detection, who shall be appointed by the President.

"SEC. 1802. MISSION OF OFFICE.

''(a) MISSION.—The Office shall be responsible for coordinating Federal efforts to detect and protect against the unauthorized importation, possession, storage, transportation, development, or use of a nuclear explosive device, fissile material, or radiological material in the United States, and to protect against attack using such devices or materials against the people, territory, or interests of the United States and, to this end, shall—

''(1) serve as the primary entity of the United States Government to further develop, acquire, and support the deployment of an enhanced domestic system to detect and report on attempts to import, possess, store, transport, develop, or use an unauthorized nuclear explosive device, fissile material, or radiological material in the United States, and improve that system over time;

''(2) enhance and coordinate the nuclear detection efforts of Federal, State, local, and tribal governments and the private sector to ensure a managed, coordinated response;

''(3) establish, with the approval of the Secretary and in coordination with the Attorney General, the Secretary of Defense, and the Secretary of Energy, additional protocols and procedures for use within the United States to ensure that the detection of unauthorized nuclear explosive devices, fissile material, or radiological material is promptly reported to the Attorney General, the Secretary, the Secretary of Defense, the Secretary of Energy, and other appropriate officials or their respective designees for appropriate action by law enforcement, military, emergency response, or other authorities;

''(4) develop, with the approval of the Secretary and in coordination with the Attorney General, the Secretary of State, the Secretary of Defense, and the Secretary of Energy, an enhanced global nuclear detection architecture with implementation under which—

''(A) the Office will be responsible for the implementation of the domestic portion of the global architecture;

''(B) the Secretary of Defense will retain responsibility for implementation of Department of Defense requirements within and outside the United States; and

''(C) the Secretary of State, the Secretary of Defense, and the Secretary of Energy will maintain their respective responsibilities for policy guidance and implementation of the portion of the global architecture outside the United States, which will be implemented consistent with applicable law and relevant international arrangements;

''(5) ensure that the expertise necessary to accurately interpret detection data is made available in a timely manner for all technology deployed by the Office to implement the global nuclear detection architecture;

''(6) conduct, support, coordinate, and encourage an aggressive, expedited, evolutionary, and transformational program of research and development to generate and improve technologies to detect and prevent the illicit entry, transport, assembly, or potential use within the United States of a nuclear explosive device or fissile or radiological material, and coordinate with the Under Secretary for Science and Technology on basic and advanced or transformational research and development efforts relevant to the mission of both organizations;

''(7) carry out a program to test and evaluate technology for detecting a nuclear explosive device and fissile or radiological material, in coordination with the Secretary of Defense and the Secretary of Energy, as appropriate, and establish performance metrics for evaluating the effectiveness of individual detectors and detection systems in detecting such devices or material—

''(A) under realistic operational and environmental conditions; and

''(B) against realistic adversary tactics and countermeasures;

''(8) support and enhance the effective sharing and use of appropriate information generated by the intelligence community, law enforcement agencies, counterterrorism community, other government agencies, and foreign governments, as well as provide appropriate information to such entities;

''(9) further enhance and maintain continuous awareness by analyzing information from all Office mission-related detection systems; and

''(10) perform other duties as assigned by the Secretary.

"SEC. 1803. HIRING AUTHORITY.

''In hiring personnel for the Office, the Secretary shall have the hiring and management authorities provided in section 1101 of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (5 U.S.C. 3104 note). The term of appointments for employees under subsection (c)(1) of such section may not exceed 5 years before granting any extension under subsection (c)(2) of such section.

"SEC. 1804. TESTING AUTHORITY.

''(a) IN GENERAL.—The Director shall coordinate with the responsible Federal agency or other entity to facilitate the use by the Office, by its contractors, or by other persons or entities, of existing Government laboratories, centers, ranges, or other testing facilities for the testing of materials, equipment, models, computer software, and other items as may be related to the missions identified in section 1802. Any such use of Government facilities shall be carried out in accordance with all applicable laws, regulations, and contractual provisions, including those governing security, safety, and environmental protection, including, when applicable, the provisions of section 309. The Office may direct that private sector entities utilizing Government facilities in accordance with this section pay an appropriate fee to the agency that owns or operates those facilities to defray additional costs to the Government resulting from such use.

''(b) CONFIDENTIALITY OF TEST RESULTS.—The results of tests performed with services made available shall be confidential and shall not be disclosed outside the Federal Government without the consent of the persons for whom the tests are performed.

''(c) FEES.—Fees for services made available under this section shall not exceed the amount necessary to recoup the direct and indirect costs involved, such as direct costs of utilities, contractor support, and salaries of personnel that are incurred by the United States to provide for the testing.

''(d) USE OF FEES.—Fees received for services made available under this section may be credited to the appropriation from which funds were expended to provide such services.

"SEC. 1805. RELATIONSHIP TO OTHER DEPARTMENT ENTITIES AND FEDERAL AGENCIES.

''The authority of the Director under this title shall not affect the authorities or responsibilities of any officer of the Department or of any officer of any other department or agency of the United States with respect to the command, control, or direction of the functions, personnel, funds, assets, and liabilities of any entity within the Department or any Federal department or agency.

"SEC. 1806. CONTRACTING AND GRANT MAKING AUTHORITIES.

''The Secretary, acting through the Director for Domestic Nuclear Detection, in carrying out the responsibilities under paragraphs (6) and (7) of section 1802(a), shall—

''(1) operate extramural and intramural programs and distribute funds through grants, cooperative agreements, and other transactions and contracts;

''(2) ensure that activities under paragraphs (6) and (7) of section 1802(a) include investigations of radiation detection equipment in configurations suitable for deployment at seaports, which may include underwater or water surface detection equipment and detection equipment that can be mounted on cranes and straddle cars used to move shipping containers; and

''(3) have the authority to establish or contract with 1 or more federally funded research and development centers to provide independent analysis of homeland security issues and carry out other responsibilities under this title.''.

(b) TECHNICAL AND CONFORMING AMENDMENTS.—The Homeland Security Act of 2002 (6 U.S.C. 101 et seq.) is amended—

(1) in section 103(d) (6 U.S.C. 113(d)), by adding at the end the following:

''(5) A Director for Domestic Nuclear Detection.'';

(2) in section 302 (6 U.S.C. 182)—

(A) in paragraph (2), by striking ''radiological, nuclear''; and

(B) in paragraph (5)(A), by striking ''radiological, nuclear''; and

(3) in the table of contents, by adding at the end the following:

''TITLE XVIII—DOMESTIC NUCLEAR DETECTION OFFICE

''Sec. 1801. Domestic Nuclear Detection Office.
''Sec. 1802. Mission of Office.
''Sec. 1803. Hiring authority.
''Sec. 1804. Testing authority.
''Sec. 1805. Relationship to other Department entities and Federal agencies.
''Sec. 1806. Contracting and grant making authorities.''.

SEC. 502. TECHNOLOGY RESEARCH AND DEVELOPMENT INVESTMENT STRATEGY FOR NUCLEAR AND RADIOLOGICAL DETECTION.

(a) IN GENERAL.—Not later than 1 year after the date of the enactment of this Act, the Secretary, the Secretary of Energy, the Secretary of Defense, and the Director of National Intelligence shall submit to Congress a research and development investment strategy for nuclear and radiological detection.

(b) CONTENTS.—The strategy under subsection (a) shall include—

(1) a long term technology roadmap for nuclear and radiological detection applicable to the mission needs of the Department, the Department of Energy, the Department of Defense, and the Office of the Director of National Intelligence;

(2) budget requirements necessary to meet the roadmap; and

(3) documentation of how the Department, the Department of Energy, the Department of Defense, and the Office of the Director of National Intelligence will execute this strategy.

(c) INITIAL REPORT.—Not later than 1 year after the date of the enactment of this Act, the Secretary shall submit a report to the appropriate congressional committees on—

(1) the impact of this title, and the amendments made by this title, on the responsibilities under section 302 of the Homeland Security Act of 2002 (6 U.S.C. 182); and

(2) the efforts of the Department to coordinate, integrate, and establish priorities for conducting all basic and applied research, development, testing, and evaluation of technology and

systems to detect, prevent, protect, and respond to chemical, biological, radiological, and nuclear terrorist attacks.

(d) ANNUAL REPORT.—The Director for Domestic Nuclear Detection and the Under Secretary for Science and Technology shall jointly and annually notify Congress that the strategy and technology road map for nuclear and radiological detection developed under subsections (a) and (b) is consistent with the national policy and strategic plan for identifying priorities, goals, objectives, and policies for coordinating the Federal Government's civilian efforts to identify and develop countermeasures to terrorist threats from weapons of mass destruction that are required under section 302(2) of the Homeland Security Act of 2002 (6 U.S.C. 182(2)).

TITLE VI—COMMERCIAL MOBILE SERVICE ALERTS

SEC. 601. SHORT TITLE.

This title may be cited as the ''Warning, Alert, and Response Network Act''.

SEC. 602. FEDERAL COMMUNICATIONS COMMISSION DUTIES.

(a) COMMERCIAL MOBILE SERVICE ALERT REGULATIONS.—Within 180 days after the date on which the Commercial Mobile Service Alert Advisory Committee, established pursuant to section 603(a), transmits recommendations to the Federal Communications Commission, the Commission shall complete a proceeding to adopt relevant technical standards, protocols, procedures, and other technical requirements based on the recommendations of such Advisory Committee necessary to enable commercial mobile service alerting capability for commercial mobile service providers that voluntarily elect to transmit emergency alerts. The Commission shall consult with the National Institute of Standards and Technology regarding the adoption of technical standards under this subsection.

(b) COMMERCIAL MOBILE SERVICE ELECTION.—

(1) AMENDMENT OF COMMERCIAL MOBILE SERVICE LICENSE.—Within 120 days after the date on which the Federal Communications Commission adopts relevant technical standards and other technical requirements pursuant to subsection (a), the Commission shall complete a proceeding—

(A) to allow any licensee providing commercial mobile service (as defined in section 332(d)(1) of the Communications Act of 1934 (47 U.S.C. 332(d)(1))) to transmit emergency alerts to subscribers to, or users of, the commercial mobile service provided by such licensee;

(B) to require any licensee providing commercial mobile service that elects, in whole or in part, under paragraph (2) not to transmit emergency alerts to provide clear and conspicuous notice at the point of sale of any devices with which its commercial mobile service is included, that it will not transmit such alerts via the service it provides for the device; and

(C) to require any licensee providing commercial mobile service that elects under paragraph (2) not to transmit emergency alerts to notify its existing subscribers of its election.

(2) ELECTION.—

(A) IN GENERAL.—Within 30 days after the Commission issues its order under paragraph (1), each licensee providing commercial mobile service shall file an election with the Commission with respect to whether or not it intends to transmit emergency alerts.

(B) TRANSMISSION STANDARDS; NOTIFICATION.—If a licensee providing commercial mobile service elects to transmit emergency alerts via its commercial mobile service, the licensee shall—

(i) notify the Commission of its election; and

(ii) agree to transmit such alerts in a manner consistent with the technical standards, protocols, procedures, and other technical requirements implemented by the Commission.

(C) NO FEE FOR SERVICE.—A commercial mobile service licensee that elects to transmit emergency alerts may not impose a separate or additional charge for such transmission or capability.

(D) WITHDRAWAL; LATE ELECTION.—The Commission shall establish a procedure—

(i) for a commercial mobile service licensee that has elected to transmit emergency alerts to withdraw its election without regulatory penalty or forfeiture upon advance written notification of the withdrawal to its affected subscribers;

(ii) for a commercial mobile service licensee to elect to transmit emergency alerts at a date later than provided in subparagraph (A); and

(iii) under which a subscriber may terminate a subscription to service provided by a commercial mobile service licensee that withdraws its election without penalty or early termination fee.

(E) CONSUMER CHOICE TECHNOLOGY.—Any commercial mobile service licensee electing to transmit emergency alerts may offer subscribers the capability of preventing the subscriber's device from receiving such alerts, or classes of such alerts, other than an alert issued by the President. Within 2 years after the Commission completes the proceeding under paragraph (1), the Commission shall examine the issue of whether a commercial mobile service provider should continue to be permitted to offer its subscribers such capability. The Commission shall submit a report with its recommendations to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Energy and Commerce of the House of Representatives.

(c) DIGITAL TELEVISION TRANSMISSION TOWERS RETRANSMISSION CAPABILITY.—Within 90 days after the date on which the Commission adopts relevant technical standards based on recommendations of the Commercial Mobile Service Alert Advisory Committee, established pursuant to section 603(a), the Commission shall complete a proceeding to require licensees and permittees of noncommercial educational broadcast stations or public broadcast stations (as those terms are defined in section 397(6) of the Communications Act of 1934 (47 U.S.C. 397(6))) to install necessary equipment and technologies on, or as part of, any broadcast television digital signal transmitter to enable the distribution of geographically targeted alerts by commercial mobile service providers that have elected to transmit emergency alerts under this section.

(d) FCC REGULATION OF COMPLIANCE.—The Federal Communications Commission may enforce compliance with this title but shall have no rulemaking authority under this title, except as provided in subsections (a), (b), (c), and (f).

(e) LIMITATION OF LIABILITY.—

(1) IN GENERAL.—Any commercial mobile service provider (including its officers, directors, employees, vendors, and agents) that transmits emergency alerts and meets its obligations under this title shall not be liable to any subscriber to, or user of, such person's service or equipment for—

(A) any act or omission related to or any harm resulting from the transmission of, or failure to transmit, an emergency alert; or

(B) the release to a government agency or entity, public safety, fire service, law enforcement official, emergency medical service, or emergency facility of subscriber information used in connection with delivering such an alert.

(2) ELECTION NOT TO TRANSMIT ALERTS.—The election by a commercial mobile service provider under subsection (b)(2)(A) not to transmit emergency alerts, or to withdraw its election to transmit such alerts under subsection (b)(2)(D) shall not, by itself, provide a basis for liability against the provider (including its officers, directors, employees, vendors, and agents).

(f) TESTING.—The Commission shall require by regulation technical testing for commercial mobile service providers that elect to transmit emergency alerts and for the devices and equipment used by such providers for transmitting such alerts.

SEC. 603. COMMERCIAL MOBILE SERVICE ALERT ADVISORY COMMITTEE.

(a) ESTABLISHMENT.—Not later than 60 days after the date of enactment of this Act, the chairman of the Federal Communications Commission shall establish an advisory committee, to be known as the Commercial Mobile Service Alert Advisory Committee (referred to in this section as the ''Advisory Committee'').

(b) MEMBERSHIP.—The chairman of the Federal Communications Commission shall appoint the members of the Advisory Committee, as soon as practicable after the date of enactment of this Act, from the following groups:

(1) STATE AND LOCAL GOVERNMENT REPRESENTATIVES.—Representatives of State and local governments and representatives of emergency response providers, selected from among individuals nominated by national organizations representing such governments and personnel.

(2) TRIBAL GOVERNMENTS.—Representatives from Federally recognized Indian tribes and National Indian organizations.

(3) SUBJECT MATTER EXPERTS.—Individuals who have the requisite technical knowledge and expertise to serve on the Advisory Committee in the fulfillment of its duties, including representatives of—

(A) communications service providers;

(B) vendors, developers, and manufacturers of systems, facilities, equipment, and capabilities for the provision of communications services;

(C) third-party service bureaus;

(D) technical experts from the broadcasting industry;

(E) the national organization representing the licensees and permittees of noncommercial broadcast television stations;

(F) national organizations representing individuals with special needs, including individuals with disabilities and the elderly; and

(G) other individuals with relevant technical expertise.

(4) QUALIFIED REPRESENTATIVES OF OTHER STAKEHOLDERS AND INTERESTED PARTIES.—Qualified representatives of such other stakeholders and interested and affected parties as the chairman deems appropriate.

(c) DEVELOPMENT OF SYSTEM-CRITICAL RECOMMENDATIONS.—Within 1 year after the date of enactment of this Act, the Advisory Committee shall develop and submit to the Federal Communications Commission recommendations—

(1) for protocols, technical capabilities, and technical procedures through which electing commercial mobile service providers receive, verify, and transmit alerts to subscribers;

(2) for the establishment of technical standards for priority transmission of alerts by electing commercial mobile service providers to subscribers;

(3) for relevant technical standards for devices and equipment and technologies used by electing commercial mobile service providers to transmit emergency alerts to subscribers;

(4) for the technical capability to transmit emergency alerts by electing commercial mobile providers to subscribers in languages in addition to English, to the extent practicable and feasible;

(5) under which electing commercial mobile service providers may offer subscribers the capability of preventing the subscriber's device from receiving emergency alerts, or classes of such alerts, (other than an alert issued by the President), consistent with section 602(b)(2)(E);

(6) for a process under which commercial mobile service providers can elect to transmit emergency alerts if—

(A) not all of the devices or equipment used by such provider are capable of receiving such alerts; or

(B) the provider cannot offer such alerts throughout the entirety of its service area; and

(7) as otherwise necessary to enable electing commercial mobile service providers to transmit emergency alerts to subscribers.

(d) MEETINGS.—

(1) INITIAL MEETING.—The initial meeting of the Advisory Committee shall take place not later than 60 days after the date of the enactment of this Act.

(2) OTHER MEETINGS.—After the initial meeting, the Advisory Committee shall meet at the call of the chair.

(3) NOTICE; OPEN MEETINGS.—Any meetings held by the Advisory Committee shall be duly noticed at least 14 days in advance and shall be open to the public.

(e) RULES.—

(1) QUORUM.—One-third of the members of the Advisory Committee shall constitute a quorum for conducting business of the Advisory Committee.

(2) SUBCOMMITTEES.—To assist the Advisory Committee in carrying out its functions, the chair may establish appropriate subcommittees composed of members of the Advisory Committee and other subject matter experts as deemed necessary.

(3) ADDITIONAL RULES.—The Advisory Committee may adopt other rules as needed.

(f) FEDERAL ADVISORY COMMITTEE ACT.—Neither the Federal Advisory Committee Act (5 U.S.C. App.) nor any rule, order, or regulation promulgated under that Act shall apply to the Advisory Committee.

(g) CONSULTATION WITH NIST.—The Advisory Committee shall consult with the National Institute of Standards and Technology in its work on developing recommendations under paragraphs (2) and (3) of subsection (c).

SEC. 604. RESEARCH AND DEVELOPMENT.

(a) IN GENERAL.—The Under Secretary of Homeland Security for Science and Technology, in consultation with the director of the National Institute of Standards and Technology and the chairman of the Federal Communications Commission, shall establish a research, development, testing, and evaluation program based on the recommendations of the Commercial Mobile Service Alert Advisory Committee, established pursuant to section 603(a), to support the development of technologies to increase the number of commercial mobile service devices that can receive emergency alerts.

(b) FUNCTIONS.—The program established under subsection (a) shall—

(1) fund research, development, testing, and evaluation at academic institutions, private sector entities, government laboratories, and other appropriate entities; and

(2) ensure that the program addresses, at a minimum—

(A) developing innovative technologies that will transmit geographically targeted emergency alerts to the public; and

(B) research on understanding and improving public response to warnings.

SEC. 605. GRANT PROGRAM FOR REMOTE COMMUNITY ALERT SYSTEMS.

(a) GRANT PROGRAM.—The Under Secretary of Commerce for Oceans and Atmosphere, in consultation with the Secretary of Homeland Security, shall establish a program under which grants may be made to provide for outdoor alerting technologies in remote communities effectively unserved by commercial mobile service (as determined by the Federal Communications Commission within 180 days after the date of enactment of this Act) for the purpose of enabling residents of those communities to receive emergency alerts.

(b) APPLICATIONS AND CONDITIONS.—In conducting the program, the Under Secretary—

(1) shall establish a notification and application procedure; and

(2) may establish such conditions, and require such assurances, as may be appropriate to ensure the efficiency and integrity of the grant program.

(c) SUNSET.—The Under Secretary may not make grants under subsection (a) more than 5 years after the date of enactment of this Act.

(d) LIMITATION.—The sum of the amounts awarded for all fiscal years as grants under this section may not exceed $10,000,000.

SEC. 606. FUNDING.

(a) IN GENERAL.—In addition to any amounts provided by appropriation Acts, funding for this title shall be provided from the Digital Transition and Public Safety Fund in accordance with section 3010 of the Digital Television Transition and Public Safety Act of 2005 (47 U.S.C. 309 note).

(b) COMPENSATION.—The Assistant Secretary of Commerce for Communications and Information shall compensate any such broadcast station licensee or permittee for reasonable costs incurred in complying with the requirements imposed pursuant to section 602(c) from funds made available under this section. The Assistant Secretary shall ensure that sufficient funds are made available to effectuate geographically targeted alerts.

(c) CREDIT.—The Assistant Secretary of Commerce for Communications and Information, in consultation with the Under Secretary of Homeland Security for Science and Technology and the Under Secretary of Commerce for Oceans and Atmosphere, may borrow from the Treasury beginning on October 1, 2006, such sums as may be necessary, but not to exceed $106,000,000, to implement this title. The Assistant Secretary of Commerce for Communications and Information shall ensure that the Under Secretary of Homeland Security for Science and Technology and the Under Secretary of Commerce for Oceans and Atmosphere are provided adequate funds to carry out their responsibilities under sections 604 and 605 of this title. The Treasury shall be reimbursed, without interest, from amounts in the Digital Television Transition and Public Safety Fund as funds are deposited into the Fund.

SEC. 607. ESSENTIAL SERVICES DISASTER ASSISTANCE.

Title IV of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 et seq.) is amended by adding at the end the following:

"SEC. 425. ESSENTIAL SERVICE PROVIDERS.

''(a) DEFINITION.—In this section, the term 'essential service provider' means an entity that—

''(1) provides—

''(A) telecommunications service;

''(B) electrical power;

''(C) natural gas;

''(D) water and sewer services; or

''(E) any other essential service, as determined by the President;

''(2) is—

''(A) a municipal entity;

''(B) a nonprofit entity; or

''(C) a private, for profit entity; and

''(3) is contributing to efforts to respond to an emergency or major disaster.

''(b) AUTHORIZATION FOR ACCESSIBILITY.—Unless exceptional circumstances apply, in an emergency or major disaster, the head of a Federal agency, to the greatest extent practicable, shall not—

''(1) deny or impede access to the disaster site to an essential service provider whose access is necessary to restore and repair an essential service; or

''(2) impede the restoration or repair of the services described in subsection (a)(1).

''(c) IMPLEMENTATION.—In implementing this section, the head of a Federal agency shall follow all applicable Federal laws, regulations, and policies.''.

SEC. 608. COMMUNITY DISASTER LOANS.

Section 417(b) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5184(b)) is amended—

(1) by striking ''exceed 25 per centum'' and inserting the following: ''exceed—

''(1) 25 percent''; and

(2) by striking the period at the end and inserting the following: ''; or

''(2) if the loss of tax and other revenues of the local government as a result of the major disaster is at least 75 percent of the annual operating budget of that local government for the fiscal year in which the major disaster occurs, 50 percent of the annual operating budget of that local government for the fiscal year in which the major disaster occurs, and shall not exceed $5,000,000.''.

SEC. 609. PUBLIC FACILITIES.

Section 406(c)(1) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5172(c)(1)) is amended—

(1) in subparagraph (A), by striking ''75'' and inserting ''90'';

(2) by striking subparagraph (B); and

(3) by redesignating subparagraphs (C) and (D) as subparagraphs (B) and (C), respectively.

SEC. 610. EXPEDITED PAYMENTS.

Section 407 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5173) is amended by adding at the end the following:

''(e) EXPEDITED PAYMENTS.—

''(1) GRANT ASSISTANCE.—In making a grant under subsection (a)(2), the President shall provide not less than 50 percent of the President's initial estimate of the Federal share of assistance as an initial payment in accordance with paragraph (2).

''(2) DATE OF PAYMENT.—Not later than 60 days after the date of the estimate described in paragraph (1) and not later than 90 days after the date on which the State or local government or owner or operator of a private nonprofit facility applies for assistance under this section, an initial payment described in paragraph (1) shall be paid.''.

SEC. 611. USE OF LOCAL CONTRACTING.

Section 307(b) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5150), as amended by the Post-Katrina Emergency Management Reform Act of 2006, is amended by adding at the end the following:

''(3) FORMULATION OF REQUIREMENTS.—The head of a Federal agency, as feasible and practicable, shall formulate appropriate requirements to facilitate compliance with this section.''.

SEC. 612. FEMA PROGRAMS.

Notwithstanding any other provision of Federal law, as of April 1, 2007, the Director of the Federal Emergency Management Agency shall be responsible for the radiological emergency preparedness program and the chemical stockpile emergency preparedness program.

SEC. 613. HOMELAND SECURITY DEFINITION.

Section 2(6) of the Homeland Security Act of 2002 (6 U.S.C. 101(6)) is amended by inserting ''governmental and nongovernmental'' after ''local''.

TITLE VII—OTHER MATTERS

SEC. 701. SECURITY PLAN FOR ESSENTIAL AIR SERVICE AND SMALL COMMUNITY AIRPORTS.

(a) IN GENERAL.—Not later than 60 days after the date of the enactment of this Act, the Assistant Secretary for the Transportation Security Administration shall submit to Congress a security plan for—

(1) Essential Air Service airports in the United States; and

(2) airports whose community or consortia of communities receive assistance under the Small Community Air Service Development Program authorized under section 41743 of title 49, United States Code, and maintain, resume, or obtain scheduled passenger air carrier service with assistance from that program in the United States.

(b) ELEMENTS OF PLAN.—The security plans required under subsection (a) shall include the following:

(1) Recommendations for improved security measures at such airports.

(2) Recommendations for proper passenger and cargo security screening procedures at such airports.

(3) A timeline for implementation of recommended security measures or procedures at such airports.

(4) Cost analysis for implementation of recommended security measures or procedures at such airports.

SEC. 702. DISCLOSURES REGARDING HOMELAND SECURITY GRANTS.

(a) DEFINITIONS.—In this section:

(1) HOMELAND SECURITY GRANT.—The term ''homeland security grant'' means any grant made or administered by the Department, including—

(A) the State Homeland Security Grant Program;

(B) the Urban Area Security Initiative Grant Program;

(C) the Law Enforcement Terrorism Prevention Program;

(D) the Citizen Corps; and

(E) the Metropolitan Medical Response System.

(2) LOCAL GOVERNMENT.—The term ''local government'' has the meaning given the term in section 2 of the Homeland Security Act of 2002 (6 U.S.C. 101).

(b) REQUIRED DISCLOSURES.—Each State or local government that receives a homeland security grant shall, not later than 12 months after the later of the date of the enactment of this Act and the date of receipt of such grant, and every 12 months thereafter until all funds provided under such grant are expended, submit a report to the Secretary that contains a list of all expenditures made by such State or local government using funds from such grant.

SEC. 703. TRUCKING SECURITY.

(a) LEGAL STATUS VERIFICATION FOR LICENSED UNITED STATES COMMERCIAL DRIVERS.—Not later than 18 months after the date of the enactment of this Act, the Secretary of Transportation, in cooperation with the Secretary, shall issue regulations to implement the recommendations contained in the memorandum of the Inspector General of the Department of Transportation issued on June 4, 2004 (Control No. 2004–054).

(b) COMMERCIAL DRIVER'S LICENSE ANTIFRAUD PROGRAMS.—Not later than 18 months after the date of the enactment of this Act, the Secretary of Transportation, in cooperation with the Secretary, shall issue a regulation to implement the recommendations contained in the Report on Federal Motor Carrier Safety Administration Oversight of the Commercial Driver's License Program (MH–2006–037).

(c) VERIFICATION OF COMMERCIAL MOTOR VEHICLE TRAFFIC.—

(1) GUIDELINES.—Not later than 18 months after the date of the enactment of this Act, the Secretary, in consultation with the Secretary of Transportation, shall draft guidelines for Federal, State, and local law enforcement officials, including motor carrier safety enforcement personnel, on how to identify noncompliance with Federal laws uniquely applicable to commercial motor vehicles and commercial motor vehicle operators engaged in cross-border traffic and communicate such noncompliance to the appropriate Federal authorities. Such guidelines shall be coordinated with the training and outreach activities of the Federal Motor Carrier Safety Administration under section 4139 of SAFETEA-LU (Public Law 109–59).

(2) VERIFICATION.—Not later than 18 months after the date of the enactment of this Act, the Administrator of the Federal Motor Carrier Safety Administration shall modify the final rule regarding the enforcement of operating authority (Docket No. FMCSA–2002–13015) to establish a system or process by which a carrier's operating authority can be verified during a roadside inspection.

SEC. 704. AIR AND MARINE OPERATIONS OF THE NORTHERN BORDER AIR WING.

In addition to any other amounts authorized to be appropriated for Air and Marine Operations of United States Customs and Border Protection for fiscal year 2008, there are authorized to be appropriated such sums as may be necessary for operation expenses and aviation assets, for primary and secondary sites, of the Northern Border Air Wing Branch in Great Falls, Montana.

SEC. 705. PHASEOUT OF VESSELS SUPPORTING OIL AND GAS DEVELOPMENT.

(a) IN GENERAL.—Notwithstanding section 12105(c) of title 46, United States Code, a foreign-flag vessel may be chartered by, or on behalf of, a lessee to be employed for the setting, relocation, or recovery of anchors or other mooring equipment of a mobile offshore drilling unit that is located over the Outer Continental Shelf (as defined in section 2(a) of the Outer Continental Shelf Lands Act (43 U.S.C. 1331(a)) for operations in support of exploration, or flow-testing and stimulation of wells, for offshore mineral or energy resources in the Beaufort Sea or the Chukchi Sea adjacent to Alaska—

(1) until December 31, 2009, if the Secretary of Transportation determines after publishing notice in the Federal Register, that insufficient vessels documented under section 12105(c) of title 46, United States Code, are reasonably available and suitable for these support operations and all such reasonably available and suitable vessels are employed in support of such operations; and

(2) for an additional 2-year period beginning January 1, 2010, if the Secretary of Transportation determines —

(A) as of December 31, 2009, the lessee has entered into a binding agreement to employ an eligible vessel or vessels to be documented under section 12105(c) of title 46, United States Code, in sufficient numbers and with sufficient suitability to replace any vessel or vessels operating under this section; and

(B) after publishing notice in the Federal Register, that insufficient vessels documented under section 12105(c) of title 46, United States Code, are reasonably available and suitable for these support operations and all such reasonably available and suitable vessels are employed in support of such operations.

(b) LESSEE DEFINED.—In this section, the term ''lessee'' means the holder of a lease (as defined in section 1331(c) of title 43, United States Code).

(c) SAVINGS PROVISION.—Nothing in subsection (a) may be construed to authorize the employment in the coastwise trade of a vessel that does not meet the requirements of section 12106 of title 46, United States Code.

SEC. 706. COAST GUARD PROPERTY IN PORTLAND, MAINE.

Section 347(c) of the Maritime Transportation Security Act of 2002 (Public Law 107–295; 116 Stat. 2109) is amended by striking ''within 30 months from the date of conveyance'' and inserting ''by December 31, 2009''.

SEC. 707. METHAMPHETAMINE AND METHAMPHETAMINE PRECURSOR CHEMICALS.

(a) COMPLIANCE WITH PERFORMANCE PLAN REQUIREMENTS.—As part of the annual performance plan required in the budget submission of the United States Customs and Border Protection under section 1115 of title 31, United States Code, the Commissioner shall establish performance indicators relating to the seizure of methamphetamine and methamphetamine precursor chemicals in order to evaluate the performance goals of the United States Customs and Border Protection with respect to the interdiction of illegal drugs entering the United States.

(b) STUDY AND REPORT RELATING TO METHAMPHETAMINE AND METHAMPHETAMINE PRECURSOR CHEMICALS.—

(1) ANALYSIS.—The Commissioner shall, on an ongoing basis, analyze the movement of methamphetamine and methamphetamine precursor chemicals into the United States. In conducting the analysis, the Commissioner shall—

(A) consider the entry of methamphetamine and methamphetamine precursor chemicals through ports of entry, between ports of entry, through international mails, and through international courier services;

(B) examine the export procedures of each foreign country where the shipments of methamphetamine and methamphetamine precursor chemicals originate and determine if changes in the country's customs over time provisions would alleviate the export of methamphetamine and methamphetamine precursor chemicals; and

(C) identify emerging trends in smuggling techniques and strategies.

(2) REPORT.—Not later than September 30, 2007, and each 2-year period thereafter, the Commissioner, in the consultation with the Attorney General, United States Immigration and Customs Enforcement, the United States Drug Enforcement Administration, and the United States Department of State, shall submit a report to the Committee on Finance of the Senate, the Committee on Foreign Relations of the Senate, the Committee on the Judiciary of the Senate, the Committee on Ways and Means of the House of Representatives, the Committee on International Relations of the House of Representatives, and the Committee on the Judiciary of the House of Representatives, that includes—

(A) a comprehensive summary of the analysis described in paragraph (1); and

(B) a description of how the Untied States Customs and Border Protection utilized the analysis described in paragraph (1) to target shipments presenting a high risk for smuggling or circumvention of the Combat Methamphetamine Epidemic Act of 2005 (Public Law 109–177).

(3) AVAILABILITY OF ANALYSIS.—The Commissioner shall ensure that the analysis described in paragraph (1) is made available in a timely manner to the Secretary of State to facilitate the Secretary in fulfilling the Secretary's reporting requirements in section 722 of the Combat Methamphetamine Epidemic Act of 2005.

(c) DEFINITION.—In this section, the term ''methamphetamine precursor chemicals'' means the chemicals ephedrine, pseudoephedrine, or phenylpropanolamine, including each of the salts, optical isomers, and salts of optical isomers of such chemicals.

SEC. 708. AIRCRAFT CHARTER CUSTOMER AND LESSEE PRESCREENING PROGRAM.

(a) IMPLEMENTATION STATUS.—Not later than 270 days after the implementation of the Department's aircraft charter customer and lessee prescreening process required under section 44903(j)(2) of title 49, United States Code, the Comptroller General of the United States shall—

(1) assess the status and implementation of the program and the use of the program by the general aviation charter and rental community; and

(2) submit a report containing the findings, conclusions, and recommendations, if any, of such assessment to—

(A) the Committee on Commerce, Science, and Transportation of the Senate;

(B) the Committee on Homeland Security of the House of Representatives; and

(C) the Committee on Transportation and Infrastructure of the House of Representatives.

SEC. 709. PROTECTION OF HEALTH AND SAFETY DURING DISASTERS.

(a) DEFINITIONS.—In this section:

(1) CERTIFIED MONITORING PROGRAM.—The term ''certified monitoring program'' means a medical monitoring program—

(A) in which a participating responder is a participant as a condition of the employment of such participating responder; and

(B) that the Secretary of Health and Human Services certifies includes an adequate baseline medical screening.

(2) DISASTER AREA.—The term ''disaster area'' means an area in which the President has declared a major disaster (as that term is defined in section 102 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5122)), during the period of such declaration.

(3) HIGH EXPOSURE LEVEL.—The term ''high exposure level'' means a level of exposure to a substance of concern that is for such a duration, or of such a magnitude, that adverse effects on human health can be reasonably expected to occur, as determined by the President,

acting through the Secretary of Health and Human Services, in accordance with human monitoring or environmental or other appropriate indicators.

(4) INDIVIDUAL.—The term ''individual'' includes—

(A) a worker or volunteer who responds to a disaster, either natural or manmade, involving any mode of transportation in the United States or disrupting the transportation system of the United States, including—

(i) a police officer;

(ii) a firefighter;

(iii) an emergency medical technician;

(iv) any participating member of an urban search and rescue team; and

(v) any other relief or rescue worker or volunteer that the President, acting through the Secretary of Health and Human Services, determines to be appropriate;

(B) a worker who responds to a disaster, either natural or manmade, involving any mode of transportation in the United States or disrupting the transportation system of the United States, by assisting in the cleanup or restoration of critical infrastructure in and around a disaster area;

(C) a person whose place of residence is in a disaster area, caused by either a natural or manmade disaster involving any mode of transportation in the United States or disrupting the transportation system of the United States;

(D) a person who is employed in or attends school, child care, or adult day care in a building located in a disaster area, caused by either a natural or manmade disaster involving any mode of transportation in the United States or disrupting the transportation system of the United States, of the United States; and

(E) any other person that the President, acting through the Secretary of Health and Human Services, determines to be appropriate.

(5) PARTICIPATING RESPONDER.—The term ''participating responder'' means an individual described in paragraph (4)(A).

(6) PROGRAM.—The term ''program'' means a program described in subsection (b) that is carried out for a disaster area.

(7) SUBSTANCE OF CONCERN.—The term ''substance of concern'' means a chemical or other substance that is associated with potential acute or chronic human health effects, the risk of exposure to which could potentially be increased as the result of a disaster, as determined by the President, acting through the Secretary of Health and Human Services, and in coordination with the Agency for Toxic Substances and Disease Registry, the Environmental Protection Agency, the Centers for Disease Control and Prevention, the National Institutes of Health, the Federal Emergency Management Agency, the Occupational Health and Safety Administration, and other agencies.

(b) PROGRAM.—

(1) IN GENERAL.—If the President, acting through the Secretary of Health and Human Services, determines that 1 or more substances of concern are being, or have been, released in an area declared to be a disaster area and disrupts the transportation system of the United States, the President, acting through the Secretary of Health and Human Services, may carry out a program for the coordination, protection, assessment, monitoring, and study of the health and safety of individuals with high exposure levels to ensure that—

(A) the individuals are adequately informed about and protected against potential health impacts of any substance of concern in a timely manner;

(B) the individuals are monitored and studied over time, including through baseline and followup clinical health examinations, for—

(i) any short- and long-term health impacts of any substance of concern; and

(ii) any mental health impacts;

(C) the individuals receive health care referrals as needed and appropriate; and

(D) information from any such monitoring and studies is used to prevent or protect against similar health impacts from future disasters.

(2) ACTIVITIES.—A program under paragraph (1) may include such activities as—

(A) collecting and analyzing environmental exposure data;

(B) developing and disseminating information and educational materials;

(C) performing baseline and followup clinical health and mental health examinations and taking biological samples;

(D) establishing and maintaining an exposure registry;

(E) studying the short- and long-term human health impacts of any exposures through epidemiological and other health studies; and

(F) providing assistance to individuals in determining eligibility for health coverage and identifying appropriate health services.

(3) TIMING.—To the maximum extent practicable, activities under any program carried out under paragraph (1) (including baseline health examinations) shall be commenced in a timely manner that will ensure the highest level of public health protection and effective monitoring.

(4) PARTICIPATION IN REGISTRIES AND STUDIES.—

(A) IN GENERAL.—Participation in any registry or study that is part of a program carried out under paragraph (1) shall be voluntary.

(B) PROTECTION OF PRIVACY.—The President, acting through the Secretary of Health and Human Services, shall take appropriate measures to protect the privacy of any participant in a registry or study described in subparagraph (A).

(C) PRIORITY.—

(i) IN GENERAL.—Except as provided in clause (ii), the President, acting through the Secretary of Health and Human Services, shall give priority in any registry or study described in subparagraph (A) to the protection, monitoring and study of the health and safety of individuals with the highest level of exposure to a substance of concern.

(ii) MODIFICATIONS.—Notwithstanding clause (i), the President, acting through the Secretary of Health and Human Services, may modify the priority of a registry or study described in subparagraph (A), if the President, acting through the Secretary of Health and Human Services, determines such modification to be appropriate.

(5) COOPERATIVE AGREEMENTS.—

(A) IN GENERAL.—The President, acting through the Secretary of Health and Human Services, may carry out a program under paragraph (1) through a cooperative agreement with a medical institution, including a local health department, or a consortium of medical institutions.

(B) SELECTION CRITERIA.—To the maximum extent practicable, the President, acting through the Secretary of Health and Human Services, shall select, to carry out a program under paragraph (1), a medical institution or a consortium of medical institutions that—

(i) is located near—

(I) the disaster area with respect to which the program is carried out; and

(II) any other area in which there reside groups of individuals that worked or volunteered in response to the disaster; and

(ii) has appropriate experience in the areas of environmental or occupational health, toxicology, and safety, including experience in—

(I) developing clinical protocols and conducting clinical health examinations, including mental health assessments;

(II) conducting long-term health monitoring and epidemiological studies;

(III) conducting long-term mental health studies; and

(IV) establishing and maintaining medical surveillance programs and environmental exposure or disease registries.

(6) INVOLVEMENT.—

(A) IN GENERAL.—In carrying out a program under paragraph (1), the President, acting through the Secretary of Health and Human Services, shall involve interested and affected parties, as appropriate, including representatives of—

(i) Federal, State, and local government agencies;

(ii) groups of individuals that worked or volunteered in response to the disaster in the disaster area;

(iii) local residents, businesses, and schools (including parents and teachers);

(iv) health care providers;

(v) faith based organizations; and

(vi) other organizations and persons.

(B) COMMITTEES.—Involvement under subparagraph (A) may be provided through the establishment of an advisory or oversight committee or board.

(7) PRIVACY.—The President, acting through the Secretary of Health and Human Services, shall carry out each program under paragraph (1) in accordance with regulations relating to privacy promulgated under section 264(c) of the Health Insurance Portability and Accountability Act of 1996 (42 U.S.C. 1320d–2 note; Public Law 104–191).

(8) EXISTING PROGRAMS.—In carrying out a program under paragraph (1), the President, acting through the Secretary of Health and Human Services, may—

(A) include the baseline clinical health examination of a participating responder under a certified monitoring programs; and

(B) substitute the baseline clinical health examination of a participating responder under a certified monitoring program for a baseline clinical health examination under paragraph (1).

(c) REPORTS.—Not later than 1 year after the establishment of a program under subsection (b)(1), and every 5 years thereafter, the President, acting through the Secretary of Health and Human Services, or the medical institution or consortium of such institutions having entered into a cooperative agreement under subsection (b)(5), may submit a report to the Secretary of Homeland Security, the Secretary of Labor, the Administrator of the Environmental Protection Agency, and appropriate committees of Congress describing the programs and studies carried out under the program.

(d) NATIONAL ACADEMY OF SCIENCES REPORT ON DISASTER AREA HEALTH AND ENVIRONMENTAL PROTECTION AND MONITORING.—

(1) IN GENERAL.—The Secretary of Health and Human Services, the Secretary of Homeland Security, and the Administrator of the Environmental Protection Agency shall jointly enter into a contract with the National Academy of Sciences to conduct a study and prepare a report on disaster area health and environmental protection and monitoring.

(2) PARTICIPATION OF EXPERTS.—The report under paragraph (1) shall be prepared with the participation of individuals who have expertise in—

(A) environmental health, safety, and medicine;

(B) occupational health, safety, and medicine;

(C) clinical medicine, including pediatrics;

(D) environmental toxicology;

(E) epidemiology;

(F) mental health;

(G) medical monitoring and surveillance;

(H) environmental monitoring and surveillance;

(I) environmental and industrial hygiene;

(J) emergency planning and preparedness;

(K) public outreach and education;

(L) State and local health departments;

(M) State and local environmental protection departments;

(N) functions of workers that respond to disasters, including first responders;

(O) public health; and

(P) family services, such as counseling and other disaster-related services provided to families.

(3) CONTENTS.—The report under paragraph (1) shall provide advice and recommendations regarding protecting and monitoring the health and safety of individuals potentially exposed to any chemical or other substance associated with potential acute or chronic human health effects as the result of a disaster, including advice and recommendations regarding—

(A) the establishment of protocols for monitoring and responding to chemical or substance releases in a disaster area to protect public health and safety, including—

(i) chemicals or other substances for which samples should be collected in the event of a disaster, including a terrorist attack;

(ii) chemical- or substance-specific methods of sample collection, including sampling methodologies and locations;

(iii) chemical- or substance-specific methods of sample analysis;

(iv) health-based threshold levels to be used and response actions to be taken in the event that thresholds are exceeded for individual chemicals or other substances;

(v) procedures for providing monitoring results to—

(I) appropriate Federal, State, and local government agencies;

(II) appropriate response personnel; and

(III) the public;

(vi) responsibilities of Federal, State, and local agencies for—

(I) collecting and analyzing samples;

(II) reporting results; and

(III) taking appropriate response actions; and

(vii) capabilities and capacity within the Federal Government to conduct appropriate environmental monitoring and response in the event of a disaster, including a terrorist attack; and

(B) other issues specified by the Secretary of Health and Human Services, the Secretary of Homeland Security, and the Administrator of the Environmental Protection Agency.

(4) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as are necessary to carry out this subsection.

TITLE VIII—UNLAWFUL INTERNET GAMBLING ENFORCEMENT

SEC. 801. SHORT TITLE.

This title may be cited as the ''Unlawful Internet Gambling Enforcement Act of 2006''.

SEC. 802. PROHIBITION ON ACCEPTANCE OF ANY PAYMENT INSTRUMENT FOR UNLAWFUL INTERNET GAMBLING.

(a) IN GENERAL.—Chapter 53 of title 31, United States Code, is amended by adding at the end the following:

''SUBCHAPTER IV—PROHIBITION ON FUNDING OF UNLAWFUL INTERNET GAMBLING

''§ 5361. Congressional findings and purpose

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

''(1) Internet gambling is primarily funded through personal use of payment system instruments, credit cards, and wire transfers.

''(2) The National Gambling Impact Study Commission in 1999 recommended the passage of legislation to prohibit wire transfers to Internet gambling sites or the banks which represent such sites.

''(3) Internet gambling is a growing cause of debt collection problems for insured depository institutions and the consumer credit industry.

''(4) New mechanisms for enforcing gambling laws on the Internet are necessary because traditional law enforcement mechanisms are often inadequate for enforcing gambling prohibitions or regulations on the Internet, especially where such gambling crosses State or national borders.

''(b) RULE OF CONSTRUCTION.—No provision of this subchapter shall be construed as altering, limiting, or extending any Federal or State law or Tribal-State compact prohibiting, permitting, or regulating gambling within the United States.

''§ 5362. Definitions

''In this subchapter:

''(1) BET OR WAGER.—The term 'bet or wager'—

''(A) means the staking or risking by any person of something of value upon the outcome of a contest of others, a sporting event, or a game subject to chance, upon an agreement or understanding that the person or another person will receive something of value in the event of a certain outcome;

''(B) includes the purchase of a chance or opportunity to win a lottery or other prize (which opportunity to win is predominantly subject to chance);

''(C) includes any scheme of a type described in section 3702 of title 28;

''(D) includes any instructions or information pertaining to the establishment or movement of funds by the bettor or customer in, to, or from an account with the business of betting or wagering; and

''(E) does not include—

''(i) any activity governed by the securities laws (as that term is defined in section 3(a)(47) of the Securities Exchange Act of 1934 for the purchase or sale of securities (as that term is defined in section 3(a)(10) of that Act);

''(ii) any transaction conducted on or subject to the rules of a registered entity or exempt board of trade under the Commodity Exchange Act;

''(iii) any over-the-counter derivative instrument;

''(iv) any other transaction that—

''(I) is excluded or exempt from regulation under the Commodity Exchange Act; or

''(II) is exempt from State gaming or bucket shop laws under section 12(e) of the Commodity Exchange Act or section 28(a) of the Securities Exchange Act of 1934;

''(v) any contract of indemnity or guarantee;

''(vi) any contract for insurance;

''(vii) any deposit or other transaction with an insured depository institution;

''(viii) participation in any game or contest in which participants do not stake or risk anything of value other than—

''(I) personal efforts of the participants in playing the game or contest or obtaining access to the Internet; or

''(II) points or credits that the sponsor of the game or contest provides to participants free of charge and that can be used or redeemed only for participation in games or contests offered by the sponsor; or

''(ix) participation in any fantasy or simulation sports game or educational game or contest in which (if the game or contest involves a team or teams) no fantasy or simulation sports team is based on the current membership of an actual team that is a member of an amateur or professional sports organization (as those terms are defined in section 3701 of title 28) and that meets the following conditions:

''(I) All prizes and awards offered to winning participants are established and made known to the participants in advance of the game or contest and their value is not determined by the number of participants or the amount of any fees paid by those participants.

''(II) All winning outcomes reflect the relative knowledge and skill of the participants and are determined predominantly by accumulated statistical results of the performance of individuals (athletes in the case of sports events) in multiple real-world sporting or other events.

''(III) No winning outcome is based—

''(aa) on the score, point-spread, or any performance or performances of any single real-world team or any combination of such teams; or

''(bb) solely on any single performance of an individual athlete in any single real-world sporting or other event.

''(2) BUSINESS OF BETTING OR WAGERING.—The term 'business of betting or wagering' does not include the activities of a financial transaction provider, or any interactive computer service or telecommunications service.

''(3) DESIGNATED PAYMENT SYSTEM.—The term 'designated payment system' means any system utilized by a financial transaction provider that the Secretary and the Board of Governors of the Federal Reserve System, in consultation with the Attorney General, jointly determine, by regulation or order, could be utilized in connection with, or to facilitate, any restricted transaction.

''(4) FINANCIAL TRANSACTION PROVIDER.—The term 'financial transaction provider' means a creditor, credit card issuer, financial institution, operator of a terminal at which an electronic fund transfer may be initiated, money transmitting business, or international, national, regional, or local payment network utilized to effect a credit transaction, electronic fund transfer, stored value product transaction, or money transmitting service, or a participant in such network, or other participant in a designated payment system.

''(5) INTERNET.—The term 'Internet' means the international computer network of interoperable packet switched data networks.

''(6) INTERACTIVE COMPUTER SERVICE.—The term 'interactive computer service' has the meaning given the term in section 230(f) of the Communications Act of 1934 (47 U.S.C. 230(f)).

''(7) RESTRICTED TRANSACTION.—The term 'restricted transaction' means any transaction or transmittal involving any credit, funds, instrument, or proceeds described in any paragraph of section 5363 which the recipient is prohibited from accepting under section 5363.

''(8) SECRETARY.—The term 'Secretary' means the Secretary of the Treasury.

''(9) STATE.—The term 'State' means any State of the United States, the District of Columbia, or any commonwealth, territory, or other possession of the United States.

''(10) UNLAWFUL INTERNET GAMBLING.—

''(A) IN GENERAL.—The term 'unlawful Internet gambling' means to place, receive, or otherwise knowingly transmit a bet or wager by any means which involves the use, at least in part, of the Internet where such bet or wager is unlawful under any applicable Federal or State law in the State or Tribal lands in which the bet or wager is initiated, received, or otherwise made.

''(B) INTRASTATE TRANSACTIONS.—The term 'unlawful Internet gambling' does not include placing, receiving, or otherwise transmitting a bet or wager where—

''(i) the bet or wager is initiated and received or otherwise made exclusively within a single State;

''(ii) the bet or wager and the method by which the bet or wager is initiated and received or otherwise made is expressly authorized by and placed in accordance with the laws of such State, and the State law or regulations include—

''(I) age and location verification requirements reasonably designed to block access to minors and persons located out of such State; and

''(II) appropriate data security standards to prevent unauthorized access by any person whose age and current location has not been verified in accordance with such State's law or regulations; and

''(iii) the bet or wager does not violate any provision of—

''(I) the Interstate Horseracing Act of 1978 (15 U.S.C. 3001 et seq.);

''(II) chapter 178 of title 28 (commonly known as the 'Professional and Amateur Sports Protection Act');

''(III) the Gambling Devices Transportation Act (15 U.S.C. 1171 et seq.); or

''(IV) the Indian Gaming Regulatory Act (25 U.S.C. 2701 et seq.).

''(C) INTRATRIBAL TRANSACTIONS.—The term 'unlawful Internet gambling' does not include placing, receiving, or otherwise transmitting a bet or wager where—

''(i) the bet or wager is initiated and received or otherwise made exclusively—

''(I) within the Indian lands of a single Indian tribe (as such terms are defined under the Indian Gaming Regulatory Act; or

''(II) between the Indian lands of 2 or more Indian tribes to the extent that intertribal gaming is authorized by the Indian Gaming Regulatory Act;

''(ii) the bet or wager and the method by which the bet or wager is initiated and received or otherwise made is expressly authorized by and complies with the requirements of—

''(I) the applicable tribal ordinance or resolution approved by the Chairman of the National Indian Gaming Commission; and

''(II) with respect to class III gaming, the applicable Tribal-State Compact;

''(iii) the applicable tribal ordinance or resolution or Tribal-State compact includes—

''(I) age and location verification requirements reasonably designed to block access to minors and persons located out of the applicable Tribal lands; and

''(II) appropriate data security standards to prevent unauthorized access by any person whose age and current location has not been verified in accordance with the applicable tribal ordinance or resolution or Tribal-State Compact; and

''(iv) the bet or wager does not violate any provision of—

''(I) the Interstate Horseracing Act of 1978 (15 U.S.C. 3001 et seq.);

''(II) chapter 178 of title 28 (commonly known as the 'Professional and Amateur Sports Protection Act');

''(III) the Gambling Devices Transportation Act (15 U.S.C. 1171 et seq.); or

''(IV) the Indian Gaming Regulatory Act (25 U.S.C. 2701 et seq.).

''(D) INTERSTATE HORSERACING.—

''(i) IN GENERAL.—The term 'unlawful Internet gambling' shall not include any activity that is allowed under the Interstate Horseracing Act of 1978 (15 U.S.C. 3001 et seq.).

''(ii) RULE OF CONSTRUCTION REGARDING PREEMPTION.—Nothing in this subchapter may be construed to preempt any State law prohibiting gambling.

''(iii) SENSE OF CONGRESS.—It is the sense of Congress that this subchapter shall not change which activities related to horse racing may or may not be allowed under Federal law. This subparagraph is intended to address concerns that this subchapter could have the effect of changing the existing relationship between the Interstate Horseracing Act and other Federal statutes in effect on the date of the enactment of this subchapter. This subchapter is not intended to change that relationship. This subchapter is not intended to resolve any existing disagreements over how to interpret the relationship between the Interstate Horseracing Act and other Federal statutes.

''(E) INTERMEDIATE ROUTING.—The intermediate routing of electronic data shall not determine the location or locations in which a bet or wager is initiated, received, or otherwise made.

''(11) OTHER TERMS.—

''(A) CREDIT; CREDITOR; CREDIT CARD; AND CARD ISSUER.—The terms 'credit', 'creditor', 'credit card', and 'card issuer' have the meanings given the terms in section 103 of the Truth in Lending Act (15 U.S.C. 1602).

''(B) ELECTRONIC FUND TRANSFER.—The term 'electronic fund transfer'—

''(i) has the meaning given the term in section 903 of the Electronic Fund Transfer Act (15 U.S.C. 1693a), except that the term includes transfers that would otherwise be excluded under section 903(6)(E) of that Act; and

''(ii) includes any fund transfer covered by Article 4A of the Uniform Commercial Code, as in effect in any State.

''(C) FINANCIAL INSTITUTION.—The term 'financial institution' has the meaning given the term in section 903 of the Electronic Fund Transfer Act, except that such term does not include a casino, sports book, or other business at or through which bets or wagers may be placed or received.

''(D) INSURED DEPOSITORY INSTITUTION.—The term 'insured depository institution'—

''(i) has the meaning given the term in section 3(c) of the Federal Deposit Insurance Act (12 U.S.C. 1813(c)); and

''(ii) includes an insured credit union (as defined in section 101 of the Federal Credit Union Act).

''(E) MONEY TRANSMITTING BUSINESS AND MONEY TRANSMITTING SERVICE.—The terms 'money transmitting business' and 'money transmitting service' have the meanings given the terms in section 5330(d) (determined without regard to any regulations prescribed by the Secretary thereunder).

''§ 5363. Prohibition on acceptance of any financial instrument for unlawful Internet gambling

''No person engaged in the business of betting or wagering may knowingly accept, in connection with the participation of another person in unlawful Internet gambling—

''(1) credit, or the proceeds of credit, extended to or on behalf of such other person (including credit extended through the use of a credit card);

''(2) an electronic fund transfer, or funds transmitted by or through a money transmitting business, or the proceeds of an electronic fund transfer or money transmitting service, from or on behalf of such other person;

''(3) any check, draft, or similar instrument which is drawn by or on behalf of such other person and is drawn on or payable at or through any financial institution; or

''(4) the proceeds of any other form of financial transaction, as the Secretary and the Board of Governors of the Federal Reserve System may jointly prescribe by regulation, which involves a financial institution as a payor or financial intermediary on behalf of or for the benefit of such other person.

''§ 5364. Policies and procedures to identify and prevent restricted transactions

''(a) REGULATIONS.—Before the end of the 270-day period beginning on the date of the enactment of this subchapter, the Secretary and the Board of Governors of the Federal Reserve System, in consultation with the Attorney General, shall prescribe regulations (which the Secretary and the Board jointly determine to be appropriate) requiring each designated payment system, and all participants therein, to identify and block or otherwise prevent or prohibit restricted transactions through the establishment of policies and procedures reasonably designed to identify and block or otherwise prevent or prohibit the acceptance of restricted transactions in any of the following ways:

''(1) The establishment of policies and procedures that—

''(A) allow the payment system and any person involved in the payment system to identify restricted transactions by means of codes in authorization messages or by other means; and

''(B) block restricted transactions identified as a result of the policies and procedures developed pursuant to subparagraph (A).

''(2) The establishment of policies and procedures that prevent or prohibit the acceptance of the products or services of the payment system in connection with a restricted transaction.

''(b) REQUIREMENTS FOR POLICIES AND PROCEDURES.—In prescribing regulations under subsection (a), the Secretary and the Board of Governors of the Federal Reserve System shall—

''(1) identify types of policies and procedures, including nonexclusive examples, which would be deemed, as applicable, to be reasonably designed to identify and block or otherwise prevent or prohibit the acceptance of the products or services with respect to each type of restricted transaction;

''(2) to the extent practical, permit any participant in a payment system to choose among alternative means of identifying and blocking, or otherwise preventing or prohibiting the acceptance of the products or services of the payment system or participant in connection with, restricted transactions;

''(3) exempt certain restricted transactions or designated payment systems from any requirement imposed under such regulations, if the Secretary and the Board jointly find that it is not reasonably practical to identify and block, or otherwise prevent or prohibit the acceptance of, such transactions; and

''(4) ensure that transactions in connection with any activity excluded from the definition of unlawful internet gambling in subparagraphs (B), (C), or (D)(i) of section 5362(10) are not blocked or otherwise prevented or prohibited by the prescribed regulations.

''(c) COMPLIANCE WITH PAYMENT SYSTEM POLICIES AND PROCEDURES.—A financial transaction provider shall be considered to be in compliance with the regulations prescribed under subsection (a) if—

''(1) such person relies on and complies with the policies and procedures of a designated payment system of which it is a member or participant to—

''(A) identify and block restricted transactions; or

''(B) otherwise prevent or prohibit the acceptance of the products or services of the payment system, member, or participant in connection with restricted transactions; and

''(2) such policies and procedures of the designated payment system comply with the requirements of regulations prescribed under subsection (a).

''(d) NO LIABILITY FOR BLOCKING OR REFUSING TO HONOR RESTRICTED TRANSACTIONS.—A person that identifies and blocks a transaction, prevents or prohibits the acceptance of its products or services in connection with a transaction, or otherwise refuses to honor a transaction—

''(1) that is a restricted transaction;

''(2) that such person reasonably believes to be a restricted transaction; or

''(3) as a designated payment system or a member of a designated payment system in reliance on the policies and procedures of the payment system, in an effort to comply with regulations prescribed under subsection (a),

shall not be liable to any party for such action.

''(e) REGULATORY ENFORCEMENT.—The requirements under this section shall be enforced exclusively by—

''(1) the Federal functional regulators, with respect to the designated payment systems and financial transaction providers subject to the respective jurisdiction of such regulators under section 505(a) of the Gramm-Leach-Bliley Act and section 5g of the Commodities Exchange Act; and

''(2) the Federal Trade Commission, with respect to designated payment systems and financial transaction providers not otherwise subject to the jurisdiction of any Federal functional regulators (including the Commission) as described in paragraph (1).

''§ 5365. Civil remedies

''(a) JURISDICTION.—In addition to any other remedy under current law, the district courts of the United States shall have original and exclusive jurisdiction to prevent and restrain restricted transactions by issuing appropriate orders in accordance with this section, regardless of whether a prosecution has been initiated under this subchapter.

''(b) PROCEEDINGS.—

''(1) INSTITUTION BY FEDERAL GOVERNMENT.—

''(A) IN GENERAL.—The United States, acting through the Attorney General, may institute proceedings under this section to prevent or restrain a restricted transaction.

''(B) RELIEF.—Upon application of the United States under this paragraph, the district court may enter a temporary restraining order, a preliminary injunction, or an injunction against any person to prevent or restrain a restricted

transaction, in accordance with rule 65 of the Federal Rules of Civil Procedure.

''(2) INSTITUTION BY STATE ATTORNEY GENERAL.—

''(A) IN GENERAL.—The attorney general (or other appropriate State official) of a State in which a restricted transaction allegedly has been or will be initiated, received, or otherwise made may institute proceedings under this section to prevent or restrain the violation or threatened violation.

''(B) RELIEF.—Upon application of the attorney general (or other appropriate State official) of an affected State under this paragraph, the district court may enter a temporary restraining order, a preliminary injunction, or an injunction against any person to prevent or restrain a restricted transaction, in accordance with rule 65 of the Federal Rules of Civil Procedure.

''(3) INDIAN LANDS.—

''(A) IN GENERAL.—Notwithstanding paragraphs (1) and (2), for a restricted transaction that allegedly has been or will be initiated, received, or otherwise made on Indian lands (as that term is defined in section 4 of the Indian Gaming Regulatory Act)—

''(i) the United States shall have the enforcement authority provided under paragraph (1); and

''(ii) the enforcement authorities specified in an applicable Tribal-State compact negotiated under section 11 of the Indian Gaming Regulatory Act (25 U.S.C. 2710) shall be carried out in accordance with that compact.

''(B) RULE OF CONSTRUCTION.—No provision of this section shall be construed as altering, superseding, or otherwise affecting the application of the Indian Gaming Regulatory Act.

''(c) LIMITATION RELATING TO INTERACTIVE COMPUTER SERVICES.—

''(1) IN GENERAL.—Relief granted under this section against an interactive computer service shall—

''(A) be limited to the removal of, or disabling of access to, an online site violating section 5363, or a hypertext link to an online site violating such section, that resides on a computer server that such service controls or operates, except that the limitation in this subparagraph shall not apply if the service is subject to liability under this section under section 5367;

''(B) be available only after notice to the interactive computer service and an opportunity for the service to appear are provided;

''(C) not impose any obligation on an interactive computer service to monitor its service or to affirmatively seek facts indicating activity violating this subchapter;

''(D) specify the interactive computer service to which it applies; and

''(E) specifically identify the location of the online site or hypertext link to be removed or access to which is to be disabled.

''(2) COORDINATION WITH OTHER LAW.—An interactive computer service that does not violate this subchapter shall not be liable under section 1084(d) of title 18, except that the limitation in this paragraph shall not apply if an interactive computer service has actual knowledge and control of bets and wagers and—

''(A) operates, manages, supervises, or directs an Internet website at which unlawful bets or wagers may be placed, received, or otherwise made or at which unlawful bets or wagers are offered to be placed, received, or otherwise made; or

''(B) owns or controls, or is owned or controlled by, any person who operates, manages, supervises, or directs an Internet website at which unlawful bets or wagers may be placed, received, or otherwise made, or at which unlawful bets or wagers are offered to be placed, received, or otherwise made.

''(d) LIMITATION ON INJUNCTIONS AGAINST REGULATED PERSONS.—Notwithstanding any other provision of this section, and subject to section 5367, no provision of this subchapter shall be construed as authorizing the Attorney General of the United States, or the attorney general (or other appropriate State official) of any State to institute proceedings to prevent or restrain a restricted transaction against any financial transaction provider, to the extent that the person is acting as a financial transaction provider.

''§ 5366. Criminal penalties

''(a) IN GENERAL.—Any person who violates section 5363 shall be fined under title 18, imprisoned for not more than 5 years, or both.

''(b) PERMANENT INJUNCTION.—Upon conviction of a person under this section, the court may enter a permanent injunction enjoining such person from placing, receiving, or otherwise making bets or wagers or sending, receiving, or inviting information assisting in the placing of bets or wagers.

''§ 5367. Circumventions prohibited

''Notwithstanding section 5362(2), a financial transaction provider, or any interactive computer service or telecommunications service, may be liable under this subchapter if such person has actual knowledge and control of bets and wagers, and—

''(1) operates, manages, supervises, or directs an Internet website at which unlawful bets or wagers may be placed, received, or otherwise made, or at which unlawful bets or wagers are offered to be placed, received, or otherwise made; or

''(2) owns or controls, or is owned or controlled by, any person who operates, manages, supervises, or directs an Internet website at which unlawful bets or wagers may be placed, received, or otherwise made, or at which unlawful bets or wagers are offered to be placed, received, or otherwise made.''.

(b) TECHNICAL AND CONFORMING AMENDMENT.—The table of sections for chapter 53 of title 31, United States Code, is amended by adding at the end the following:

''SUBCHAPTER IV—PROHIBITION ON FUNDING OF UNLAWFUL INTERNET GAMBLING

''5361. Congressional findings and purpose
''5362. Definitions
''5363. Prohibition on acceptance of any financial instrument for unlawful Internet gambling
''5364. Policies and procedures to identify and prevent restricted transactions
''5365. Civil remedies
''5366. Criminal penalties
''5367. Circumventions prohibited''.

SEC. 803. INTERNET GAMBLING IN OR THROUGH FOREIGN JURISDICTIONS.

(a) IN GENERAL.—In deliberations between the United States Government and any foreign country on money laundering, corruption, and crime issues, the United States Government should—

(1) encourage cooperation by foreign governments and relevant international fora in identifying whether Internet gambling operations are being used for money laundering, corruption, or other crimes;

(2) advance policies that promote the cooperation of foreign governments, through information sharing or other measures, in the enforcement of this Act; and

(3) encourage the Financial Action Task Force on Money Laundering, in its annual report on money laundering typologies, to study the extent to which Internet gambling operations are being used for money laundering purposes.

(b) REPORT REQUIRED.—The Secretary of the Treasury shall submit an annual report to the Congress on any deliberations between the United States and other countries on issues relating to Internet gambling.

And the Senate agree to the same.

From the Committee on Homeland Security:
PETER KING,
DANIEL E. LUNGREN,
JOHN LINDER,
ROB SIMMONS,
DAVID REICHERT,
MICHAEL T. MCCAUL,
DON YOUNG,
BENNIE G. THOMPSON,
LORETTA SANCHEZ,
JANE HARMAN,
BILL PASCRELL, Jr.,

From the Committee on Energy and Commerce:
JOE BARTON,
FRED UPTON,

From the Committee on Transportation and Infrastructure:
BILL SHUSTER,

From the Committee on Science:
SHERWOOD BOEHLERT,
MIKE SODREL,
CHARLIE MELANCON,

From the Committee on Ways and Means:
WM. THOMAS,
E. CLAY SHAW, Jr.,

Managers on the Part of the House.

From the Committee on Homeland Security and Governmental Affairs:
SUSAN COLLINS,
NORM COLEMAN,
R.F. BENNETT,

From the Committee on Commerce, and Science, and Transportation:
TED STEVENS,
TRENT LOTT,
KAY BAILEY HUTCHISON,

From the Committee on Finance:
CHUCK GRASSLEY,
ORRIN HATCH,
MAX BAUCUS,

From the Committee on Banking and Housing, and Urban Affairs:
RICHARD SHELBY,

Managers on the Part of the Senate.

JOINT EXPLANATORY STATEMENT OF THE COMMITTEE OF CONFERENCE

The managers on the part of the House and the Senate at the Conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4954), the ''Security and Accountability for Every Port Act'' or ''SAFE Port Act,'' to improve maritime and cargo security through enhanced layered defenses, and for other purposes, submit the following joint statement to the House and the Senate in explanation of the effect of the action agreed upon by the managers and recommended in the accompanying Conference report:

The Senate amendment struck all of the House bill after the enacting clause and inserted a substitute text.

The House recedes from its disagreement to the amendment of the Senate with an amendment that is a substitute for the House bill and the Senate amendment The differences between the House bill, the Senate amendment, and the substitute agreed to in Conference are noted below, except for clerical corrections, conforming changes made necessary by agreements reached by the Conferees, and minor drafting and clarifying changes.

Section 1. Short title

Section 1 of the House bill states that the Act may be cited as the ''Security and Accountability for Every Port Act'' or ''SAFE Port Act.''

Section 1 of the Senate amendment states that the Act may be cited as the ''Port Security Improvement Act of 2006.''

The Conference Report adopts the House provision so that the Act may be referred to as the ''Security and Accountability for Every Port Act'' or ''SAFE Port Act.''

Section 2. Definitions

House Section 3 defines several terms that are used in this bill and are relevant to maritime and cargo security. ''Appropriate Congressional Committees,'' ''Department,''

''International Supply Chain,'' and ''Secretary'' are defined.

Senate Section 2 is used to define the following relevant terms: ''Appropriate Congressional Committees,'' ''Commercial Seaport Personnel,'' ''Commissioner,'' ''Container,'' ''Container Security Device,'' ''Department,'' ''Examination,'' ''Inspection,'' ''International Supply Chain,'' ''Radiation Detection Equipment,'' ''Scan,'' ''Screening,'' ''Search,'' ''Secretary,'' ''Transportation Disruption,'' and ''Transportation Security Incident.''

The Conference Report adopts the Senate provision with modifications to the definition of commercial seaport personnel.

TITLE I—SECURITY OF UNITED STATES SEAPORTS

Subtitle A—General Provisions

Section 101. Area maritime transportation security plan to include salvage response plan

Senate Section 101 amends the Maritime Transportation Security Act of 2002, (P.L. 107–295), to include a salvage response plan to identify equipment capable of restoring operational trade capacity and to ensure that waterways are cleared after a maritime transportation security incident.

The House bill does not contain a comparable provision.

The Conference Report adopts the Senate provision.

Section 102. Requirements relating to maritime facility security plans

Section 103 of the House bill amends the Maritime Transportation Security Act of 2002 (P.L. 107–295), by setting requirements for Facility Security Officers, including the requirement of citizenship for an individual having full authority to implement security actions at United States seaports. This section also authorizes the Secretary of the department in which the Coast Guard is operating to waive the citizenship requirement based on a complete background check of the individual and a review of all terrorist watch lists.

Senate section 102 is a comparable provision.

The Conference Report adopts the Senate provision.

The Conferees agreed to clarify that facility security plans required under the Maritime Transportation Security Act of 2002 (P.L. 107–295) must include provisions establishing and controlling access to secure areas of a vessel or facility by ''persons'' engaged in the surface transportation of intermodal containers in or out of a port facility. The Conferees intend for ''persons'' to include drayage companies.

Section 103. Unannounced inspections of maritime facilities

House Section 104 amends the Maritime Transportation Security Act of 2002 (P.L. 107–295) to authorize the Secretary of the department in which the Coast Guard is operating to verify the effectiveness of Area Maritime Security Plans by conducting at least two inspections of a facility per year, one of which shall be conducted without prior notice to the facility.

Senate Section 103 is a comparable provision.

The Conference Report adopts the Senate provision.

Section 104. Transportation security card

House Section 105 provides a timeline for implementation of the Transportation Worker Identification Credential (TWIC) Program and requires the interim name-based screening of individuals.

Senate Section 104 is a comparable provision, which requires the Secretary of the department in which the Coast Guard is operating to ensure that individuals who have undergone the Hazardous Materials Endorsement (HME) or Merchant Mariner Document (MMD) background check are not required to pay additional fees related to a similar background check for a TWIC card. Additionally, the Senate provision provides for concurrent processing of an applicant for TWIC and MMD, a pilot program for vessel and facility card readers, and other clarifying edits.

The Conference Report adopts the Senate provision, as modified.

Section 105. Study to identify redundant background records checks

Section 105 is based upon Senate Section 1113, which requires a study by the Comptroller General to identify redundancies in connection with Federal background checks.

The House bill does not include a comparable provision.

The Conference Report adopts the Senate provision, as modified to limit the scope of redundant background checks to those conducted by the Department of Homeland Security.

Section 106. Prohibition of issuance of transportation security cards to persons convicted of certain felonies

Section 105 of the Senate bill amends 46 U.S.C. 70105 to insert a list of permanent and interim disqualifying crimes for individuals applying for a Transportation Worker Identification Credential.

The House bill does not include a comparable provision.

The Conference Report adopts the Senate provision, as amended, which requires the Secretary of the department in which the Coast Guard is operating to permanently disqualify an individual applying for a transportation worker identification credential that have been found guilty, or not guilty by reason of insanity, of treason, espionage, sedition, or a crime listed in 18 U.S.C. 1138, or conspiracy to commit one of those crimes.

Section 107. Long-Range vessel tracking

House Section 108 establishes a deadline of April 1, 2007, for the Secretary of the department in which the Coast Guard is operating to develop and implement a long-range automated vessel tracking system for all vessels in United States territorial waters that are equipped with the Global Maritime Distress and Safety System or equivalent satellite technology. This section also authorizes the Secretary of Homeland Security to issue regulations to establish a voluntary long-range automated vessel tracking system for certain vessels.

Senate Section 106 is a comparable provision.

The Conference Report adopts the Senate provision.

Section 108. Establishment of interagency operational centers for port security

House Section 109, ''Maritime Command Centers,'' directs the Secretary of the department in which the Coast Guard is operating to consult with Federal, State, and local officials to establish an integrated network of virtual and physical maritime security command centers at appropriate United States seaports and maritime regions. These centers serve to enhance information sharing, facilitate operational coordination, and facilitate incident management and response. The provision further designates the Coast Guard Captain of the Port as the initial incident commander in the event of a transportation disruption.

Senate Section 107, ''Establishment of Interagency Operational Centers for Port Security,'' is similar to House Section 109 and directs the Secretary of the Department in which the Coast Guard is operating to establish additional Interagency Operational Centers at all high priority ports within three years. These centers would serve to enhance information sharing, facilitate operational coordination, and facilitate incident management and response.

The Conference Report adopts the Senate provision, as modified to include the House language, which designates the Coast Guard Captain of the Port as the initial incident commander in the event of a transportation security incident in the maritime domain.

The Conferees would like to clarify that in determining what constitutes a ''high-priority'' port, the Secretary shall consider the following: the quantity of cargo that passes through the port annually, the port's proximity to military or other national security assets, and the economic impact to the United States resulting from a catastrophic loss of that port.

Section 109. Notice of arrival for foreign vessels on the outer continental shelf

Section 108 of the Senate bill directs the Secretary of the department in which the Coast Guard is operating to update and finalize its rulemaking on Notice of Arrival for foreign vessels on the Outer Continental Shelf not later than 180 days after the date of the enactment of this Act.

The House bill does not include a comparable provision.

The Conference Report adopts the Senate provision.

Section 110. Enhanced crewmember identification

Section 107 of the House bill sets a deadline of May 15, 2007 for the Secretary of the department in which the Coast Guard is operating, in consultation with the Attorney General of the United States and the Secretary of State, to require crewmembers on vessels calling at United States ports to carry and present on demand any identification that the Secretary deems necessary. This section also sets a deadline of May 15, 2007 for the Secretary of Homeland Security, in consultation with the Attorney General and the Secretary of State, to establish the proper forms and process to be used for identification and verification of crewmembers.

The Senate bill contains no comparable provision.

The Conference Report adopts the House provision, with a compromise to strike May 15, 2007, and extend the deadline to one year after the date of enactment.

Subtitle B—Port Security Grants; Training and Exercise Programs

Section 111. Risk assessment tool

Section 111 was developed out of the Senate passed Section 111, ''Port Security Grants,'' to require each Area Maritime Security Committee, under the direction of the Commandant of the Coast Guard, to develop a Port Wide Risk Management Plan that includes security goals and objectives, a management selection process, and active monitoring to measure effectiveness. This section also requires the Secretary to make available a risk assessment tool that uses standardized risk criteria, such as the Maritime Security Risk Assessment Tool used by the Coast Guard, to develop the Port Wide Risk Management Plan.

The House bill contains no comparable section.

The Conference substitute adopts the Senate provision.

Section 111 of the Conference agreement is based on Senate Section 111(b), and requires the Coast Guard to make available a risk assessment tool that uses standardized risk criteria, such as the Maritime Security Risk Assessment Tool used by the Coast Guard, to Area Maritime Security Committees for the purposes of updating Area Maritime Security

Plans and in applying for grants under the port security grant program authorized pursuant to 46 U.S.C. 70107.

Section 112. Port security grants

Section 111 of the House bill amends the Homeland Security Act of 2002 (P.L. 107–296) to authorize the Secretary to establish a port security grant program to allocate Federal financial assistance to United State seaports on the basis of risk and need. Grant funds under this section may be used for activities to implement Area Maritime Security Plans, remedy port security vulnerabilities, conduct exercises or training for the prevention and detection of, preparedness for, response to, or recovery from terrorist attacks, protect critical infrastructure against potential attack, and establish or enhance mechanisms for sharing terrorism threat information. Section 111 also authorizes $400 million for each of the Fiscal Years 2007 through 2012.

Senate Section 111 amends 46 U.S.C. 70107 to require the Secretary of the Department in which the Coast Guard is operating to allocate grants based on risk, allow for letters of intent to be issued for multiple-year projects, and amends the authorized level of funding to $400 million for each of Fiscal Years 2007 through 2011. Further, the Senate bill modifies 46 U.S.C. 701017(i) to specifically authorize the research and development of container scanning technology on straddle cars and cranes at $70 million for each of Fiscal Years 2008 through 2009.

The Conference Report adopts the Senate provision, as modified to strike the specific container scanning technology authorization, allow for the additional eligible costs of conducting training and exercises, and the cost of establishing mechanisms for sharing terrorism threat information. The Conference Report requires grants under this section to be awarded on the basis of risk.

The Conferees note that ''energy'' was specifically included in language to take into consideration current and future ports with critical energy infrastructure, such as Port Fourchon and the Louisiana Offshore Oil Platform (LOOP).

Section 113. Port security training program

House Section 112 amends the Homeland Security Act of 2002 (P.L. 107–296) to allow for the establishment of a training program to enhance the capabilities of United States commercial seaports to prevent, prepare for, respond to, mitigate against, and recover from threatened or actual acts of terrorism, natural disasters, and other emergencies. The section also addresses requirements for the Program and the Secretary's role in supporting the development, promulgation, and regular updating of national voluntary consensus standards for port security training.

Senate Section 112 is a comparable provision.

The Conference Report adopts the Senate provision.

Section 114. Port security exercise program

House Section 113 authorizes the Secretary, acting through the Under Secretary for Preparedness, and in coordination with the Commandant of the Coast Guard, to establish an exercise program to test and evaluate the capabilities of Federal, State, local and other relevant stakeholders to coordinate appropriate response and recovery from threats at commercial seaports.

Senate Section 113 is a comparable provision.

The Conference Report adopts the Senate provision.

Section 115. Facility exercise requirements

The Senate bill contains no comparable provision.

The House bill contains no comparable provision.

Section 115 of the Conference Report directs the Secretary of the department in which the Coast Guard is operating to require each high risk facility to conduct live or full scale exercises not less than once every two years in accordance with the facility security plan.

Subtitle C—Port Operations.

Section 121. Domestic radiation detection and imaging

House Section 402 requires the Secretary to deploy nuclear and radiological detection systems at the 22 busiest United States seaports not later than September 30, 2007, and to utilize advanced technology tested in a pilot program also established in this section. Within 90 days, the Secretary must submit a strategy on the deployment of nuclear and radiological detection systems at all remaining maritime ports of entry including a risk-based deployment schedule, description of equipment to be used, standard operating procedures for examining containers, and evaluation of the health effects of using radiation equipment. Lastly, the provision requires the Director of the Domestic Nuclear Detection Office (DNDO) to coordinate with other appropriate Federal agencies to deploy nuclear and radiological detection systems at foreign ports.

Senate Section 121 is comparable to House Section 402, and requires the Secretary of Homeland Security to develop a strategy for deployment of radiation detection capabilities and ensures that by December 31, 2007, all containers entering the United States, through the busiest 22 seaports, are scanned for radiation. Section 121 also requires the Department of Homeland Security to submit a separate report on the feasibility of, and plan for, the development of equipment to detect other weapons of mass destruction including chemical and biological threats at all United States ports of entry. The section also requires the Department of Homeland Security to establish an Intermodal Rail Radiation Detection Test Center to identify and test concepts specific to the challenges posed by on-dock intermodal rail.

The Conference Report adopts House Section 402, with modification. The Conferees agree that ''shielded nuclear and radiological threat material'' be inserted into subsection (e) as it relates to weapons of mass destruction threats.

The Conferees note the progress made by the Department of Homeland Security in developing next general portal monitors with spectroscopic capabilities and have removed the requirement for a House pilot project, accordingly. Instead, the appropriate use of such technology is encouraged. This does not represent a requirement to scan all containers at the seaports using such technology. In primary screening, such technology can reduce nuisance alarms, which is of great importance at very high volume ports. In secondary screening, such technology can speed effective alarm resolution. It is the targeted use of this technology that the House and Senate support. The Conferees also note that nothing in this section shall be interpreted to limit the Secretary's authority under 19 U.S.C. 1318 concerning the entry of containers into United States ports under certain circumstances.

Section 122. Inspection of car ferries entering from abroad

Senate Section 123 requires the Department of Homeland Security, in coordination with Department of State, to develop a plan for the inspection of passengers and vehicles prior to loading onto ferries bound for a United States port.

There is no comparable provision in the House bill.

The Conference Report adopts the Senate provision.

Section 123. Random searches of containers

Senate Section 124 requires the Department of Homeland Security to develop and implement a plan, within one year after enactment, for random physical inspection of shipping containers. The random searches prescribed in this section do not preclude additional container searches.

There is no comparable provision in the House bill.

The Conference Report adopts the Senate provision.

Section 124. Work stoppages and employee-employer disputes

House Section 101 amends the definition of a transportation security incident, defined in 46 U.S.C. 70101(6), to clarify that a ''transportation security incident'' does not include labor strikes or other related events.

Senate Section 125 also amends the definition of a transportation security incident to note that the term economic disruption does not include a work stoppage or nonviolent employee-related action, not related to terrorism, and resulting from an employee-employer' dispute.

The Conference Report adopts the Senate provision, with an agreement to strike the word ''nonviolent'' from the definition of the term.

Section 125. Threat assessment screening of port truck drivers

Senate Section 126 requires the Department of Homeland Security to implement a threat assessment screening for all truck drivers accessing ports that is the same screening required for facility employees and longshoremen. The section also requires, subject to the availability of appropriations, this screening to begin within 90 days of enactment.

House section 106 contains a similar requirement that all individuals who have unescorted access to a secure area of a seaport facility be checked against terrorist watch lists to determine if the individual poses a threat.

The Conference Report adopts the Senate provision, modified to strike the phrase ''subject to the availability of appropriations.''

Section 126. Border patrol unit for United States Virgin Islands

House Section 123 requires the Secretary of Homeland Security to establish a Border Patrol unit for the United States Virgin Islands not later than 180 days after the date of the enactment of this Act.

There is no comparable provision in the Senate bill.

The Conference Report adopts the House provision, but the Conferees agree to change the word ''shall'' to ''may.'' Under this agreement, the Secretary will not be required to establish a Border Patrol unit for the United States Virgin Islands, but he is authorized to do so if it is deemed necessary. The Conference agreement also requires the Secretary of Homeland Security to submit a report to the appropriate congressional committees, within 180 days of enactment, that includes the schedule, if any, for establishing a Border Patrol unit in the United States Virgin Islands. The Conferees included this provision out of recognition of the increasing border security risks in the United States Virgin Islands, including human smuggling and drug trafficking.

Section 127. Report on arrival and departure manifests for certain commercial vessels in the United States Virgin Islands

House Section 126 requires the Secretary of Homeland Security to submit, to the appropriate congressional committees, a report on

the impact of implementing the requirements of the Immigration and Nationality Act (8 U.S.C. 1221) with respect to commercial vessels that are fewer than 300 gross tons and only operate between the territorial waters of the United States Virgin Islands and the territorial waters of the British Virgin Islands.

There is no comparable provision in the Senate bill.

The Conference Report adopts the House provision.

Section 128. Center of excellence for maritime domain awareness

House Section 127 requires the Secretary of Homeland Security to establish a university-based Center of Excellence for Maritime Domain Awareness following appropriate merit-review processes and procedures that have been established by the Secretary.

There is no comparable provision in the Senate bill.

The Conference Report adopts the House provision.

Title II—Security of the International Supply Chain

Subtitle A—General Provisions.

Section 201. Strategic plan to enhance the security of the international supply chain

House Section 201 amends the Homeland Security Act of 2002 (P.L. 107–296) to require the Secretary of Homeland Security to create a strategy for improving security of containers within the international supply chain. The strategy must describe the roles and responsibilities of Federal, State, and local governments, identify security goals and minimum requirements, provide a process for enhanced intelligence sharing with the private sector, streamline initiatives, and recommend legislative and regulatory changes.

Senate Section 201 requires the Department of Homeland Security to develop, implement and update a strategic plan to improve the security of the international cargo supply chain. This section requires the plan to identify and address gaps; provide improvements and goals; establish protocols for the resumptions of trade including identification of the initial incident commander; consider international standards for container security; and allow for communication with stakeholders.

The Conference Report adopts the Senate provision, with modifications. In Senate Section 201 subparagraph (6), the word ''determined'' is replaced by ''recommended,'' as it relates to the Commissioner's role in providing incentives for additional voluntary measures to enhance cargo security. The Conferees agree to extend the deadline from 180 days to 270 days after the date of the enactment for the Secretary to submit a report to the appropriate congressional committees that contains the strategic plan required under this section. The requirements listed for protocols for the resumption of trade required in subparagraph (10) are moved to Section 202. The Conferees note that the consultation recommendations in Senate Sections 201(c) and 201(e) are not mutually exclusive.

Section 202. Post-Incident resumption of trade

Senate Section 202 requires the initial incident commander and lead department or agency carry out the protocols of the international supply chain strategic plan following a maritime transportation security incident. This section also requires the United States Coast Guard to ensure the safe and secure transit of vessels to United States ports, and recommends preference be given to vessels and cargo involved in the Container Security Initiative (CSI) or Customs-Trade Partnership Against Terrorism (C–TPAT) for the resumption of trade. Section 202 requires the Secretary to ensure that there is appropriate coordination among Federal officials and communication of revised procedures, not inconsistent with security interests, to the private sector to provide for the resumption of trade.

House Section 102 is a comparable provision.

The Conference Report adopts the Senate provision, as modified to clarify that resumption of trade benefits may be provided.

Section 203. Automated targeting system

House Section 201 amends the Homeland Security Act of 2002, and inserts a new Section 1802, ''Transmission of Additional Data Elements for Improved High Risk Targeting,'' and Section 1803, ''Plan to Improve the Automated Targeting System.'' House Sections 1802 requires the Secretary to issue regulations within one year of enactment to collect additional advanced data, including appropriate elements of entry data prior to loading containers overseas. House Section 1803 requires the Secretary of Homeland Security, within 180 days of enactment, to develop a plan to improve the Automated Targeting System (ATS) in order to enhance capabilities to detect high-risk containers. Section 1803 authorizes $5 million for each of the fiscal years 2007 through 2012.

Senate Section 203 requires the Department of Homeland Security to request and identify additional data (non-manifest and entry data elements) of container cargo moving through the international supply chain. Data would be analyzed to identify high-risk cargo for inspection. This section includes an authorization of appropriations to fund the Automated Targeting System for Fiscal Years 2008 through 2010 ($33 million, $35 million, $37 million respectively).

The Conference Report adopts the House provision on the Automated Targeting System, as modified, including the Senate's provision generally authorizing the Automated Targeting System.

Section 204. Container security standards and procedures

House Section 201 amends the Homeland Security Act of 2002, and inserts a new Section 1804, ''Container Standards and Verification Procedures.'' This section requires the Secretary of Homeland Security to establish minimum standards and verification procedures for securing containers in transit to the United States. This section also requires all containers bound for United States ports of entry meet these standards within two years. In addition, Section 1804 requires the Secretary to regularly review and enhance these security standards.

Senate Section 204 requires the Secretary of Homeland Security to promulgate a rule to establish minimum standards and procedures for securing containers in transit to the United States. If the rulemaking deadline is not met, the Secretary is required to provide a letter to the Congress explaining the reason for the Department's failure to meet the deadline. This section also encourages the Department of Homeland Security and other Federal agencies to promote international cargo security standards.

The Conference Report adopts the Senate provision, as modified. An agreement has been reached to extend the deadline from 60 days to 90 days after the date of enactment of this Act for the Secretary to initiate a rulemaking proceeding to establish minimum standards and procedures for securing containers in transit to the United States.

In developing standards for container security devices, the Conferees direct the Secretary of Homeland Security to ensure that the standards are consistent with standards promulgated by international standards organizations, such as the International Organization for Standardization, the International Maritime Organization, and the World Customs Organization.

Section 205. Container security initiative

House Section 201 amends the Homeland Security Act of 2002, and inserts a new Section 1805, ''Container Security Initiative (CSI).'' This section authorizes the CSI Program and requires the Secretary of Homeland Security is required to conduct a thorough security assessment at each port prior to designating them as CSI ports, including an assessment of the level of risk for compromise by terrorists as well as a Coast Guard foreign port assessment. The section also requires the Secretary of Homeland Security to notify Congress prior to announcing a CSI port. In addition, the section requires the Secretary of Homeland Security to set standards for inspecting containers abroad and using inspection technology. Section 1805 also requires the Secretary of Homeland Security to evaluate options for providing foreign assistance to facilitate implementation of cargo security measures at foreign ports and may loan inspection technology for use at a CSI port. The section also requires the Secretary of Homeland Security to report annually on March 1 on the status of the CSI program and an assessment of the necessary personnel deployed overseas through the program. Finally, Section 1805 authorizes $196 million for each of the fiscal years 2007 through 2012.

Senate Section 205 authorizes the Container Security Initiative (CSI) program to identify, examine, or search maritime containers before cargo bound for the United States is loaded in a foreign port. This section authorizes the Secretary of Homeland Security to designate foreign ports as part of the CSI program based upon criteria including risk, trade volume and value of cargo, United States Coast Guard assessments, and the commitment of the host nation to comply with data sharing requirements. This section also requires the Secretary of Homeland Security to establish standards for the use of nonintrusive imaging and radiation detection equipment at CSI ports. In addition, the Secretary of Homeland Security is required to develop a plan to ensure adequate staffing at CSI ports. Section 205 also requires the Secretary of Homeland Security to submit a report to Congress on the effectiveness of, and need for, improvements to CSI. This section authorizes appropriations for fiscal years 2008 through 2010 ($144 million, $146 million, $153 million respectively).

The Conference Report adopts the Senate provision, with several modifications. The Senate recedes to the House request to strike ''an importer in'' in Senate Section 205 subsection (1). The Senate also recedes to the striking of the words ''and value'' in subsection (2) as it relates to cargo being imported into the United States. In addition, the Senate recedes to the House in requiring the Secretary of Homeland Security consult with appropriate Federal departments and agencies and private sector stakeholders to ensure that no international trade obligations are violated under this section.

It is important to note that authorities granted to the Secretary of Homeland Security in this section will not affect the authorities or responsibilities of any other Federal agency with respect to overseas deployment of radiation detection equipment. The Conferees encourage the Secretary of Homeland Security to coordinate the CSI program with the Department of Energy's Megaports program.

Subtitle B—Customs-Trade Partnership Against Terrorism

Section 211. Establishment

House Section 201 amends the Homeland Security Act of 2002 and inserts a new Section 1811, which authorizes the Secretary of Homeland Security to establish a voluntary program (the Customs-Trade Partnership Against Terrorism) to strengthen international supply chain and border security, facilitate the movement of secure cargo, and provide benefits to eligible participants.

Senate Section 211 is a comparable provision.

The Conference Report adopts the House provision, but does not amend the Homeland Security Act of 2002.

Section 212. Eligible entities

House Section 201 amends the Homeland Security Act of 2002 and inserts a new Section 1812, which allows importers, customs brokers, forwarders, air-sea-and landcarriers, contract logistics providers, and other entities in the international supply chain and intermodal transportation system to apply for membership in this program.

Senate Section 212 is a comparable provision.

The Conference Report adopts the Senate provision.

Section 213. Minimum requirements

House Section 201 amends the Homeland Security Act of 2002 and inserts a new Section 1813, which establishes minimum security and other requirements that applicants must meet to be eligible to participate in the Customs-Trade Partnership Against Terrorism (C–TPAT).

Senate Section 213 is a comparable provision.

The Conference Report adopts the Senate provision.

The Conferees note that the requirement in Section 213(1) that a company demonstrate a history of moving cargo in the international supply chain should not prevent start-up companies or other newly-created business entities from participating in C–TPAT if they are able to demonstrate adequate compliance with relevant security requirements.

Section 214. Tier 1 participants in C–TPAT

House Section 201 amends the Homeland Security Act of 2002 to insert a new Section 1814, that allows for limited benefits for Customs-Trade Partnership Against Terrorism (C–TPAT) participants.

Senate Section 214 allows for limited benefits for Customs-Trade Partnership Against Terrorism (C–TPAT) participants. These benefits may include a reduction of the Automated Targeting System risk score for those C–TPAT participants that meet the minimum guidelines established. This section also requires, to the extent practicable, the Secretary to complete the Tier 1 certification process within 90 days of receipt of a candidate's application.

The Conference Report adopts the Senate provision.

Senate Section 214 included a provision, which the Conferees accept, clarifying that the benefits to Tier 1 C–TPAT benefits may include a reduction in scores assigned pursuant to the Automated Targeting System (A TS) of not greater than 20 percent of the high risk threshold established by the Secretary. This provision ensures that a C–TPAT participant's container or cargo will not be classified as low-risk under the ATS simply because the participant is certified for Tier 1 of C–TPAT.

Section 215. Tier 2 participants in C–TPAT

Senate Section 215 allows for additional benefits in the form of reduced cargo examinations and priority processing to those participants who meet a higher level of Customs-Trade Partnership Against Terrorism (C–TPAT) security requirements. Section 215 also requires the Secretary of Homeland Security to validate the security measures and supply chain practices of C–TPAT participants, including on-site assessments, within one year of certification.

House Section 1815 is a comparable provision.

The Conference Report adopts the Senate provision.

Section 216. Tier 3 participants in C–TPAT

House Section 201 amends the Homeland Security Act of 2002 to insert a new Section 1816, which establishes a third tier of the Customs-Trade Partnership Against Terrorism (C–TPAT) program, offering increased benefits to participants that demonstrate a sustained commitment to security based on certain criteria. Benefits may include, among others, expedited release of cargo, further reduced examinations, and reduced bonding requirements.

Senate Section 216 is similar to the House provision. Section 216 authorizes the submission of additional information, and notification of specific alerts.

The Conference Report adopts the Senate provision, as modified to remove the notification of specific alerts and post-incident procedures provisions.

Section 217. Consequences for lack of compliance

House Section 201 amends the Homeland Security Act of 2002 to insert a new Section 1817, which allows the Secretary of Homeland Security to deny benefits, in whole or in part, including suspension or elimination for at least five years, of any participant that fails to meet Customs-Trade Partnership Against Terrorism (C–TPAT) requirements, or knowingly provides false or misleading information.

Senate Section 217 is similar to the House provision. Section 217 establishes an appeals process for C-TPAT participants suspended or eliminated for lack of compliance.

The Conference Report adopts the Senate provision, as modified to require the Commissioner of United States Customs and Border Protection to establish procedural protections to safeguard against improper revocation of benefits. These procedures shall not be interpreted to impede the Secretary of Homeland Security's ability to take action to protect the national security of the United States.

Section 218. Third party validations

House Section 201 amends the Homeland Security Act of 2002 to insert a new Section 1818, which requires the Secretary of Homeland Security to establish a pilot program to utilize third party entities to conduct validations of Customs-Trade Partnership Against Terrorism (C–TPAT) participants. The pilot program, and any extension of the use of third party validators, shall apply for Safety Act certification under Section 864 of the Homeland Security Act of 2002 (P.L. 107–296), to enter into contractual agreements directly with the C–TPAT members, and shall meet all standards for validating C–TPAT participants. This section also requires the Secretary of Homeland Security to report to Congress 30 days after the conclusion of the year-long pilot program.

There is no comparable Senate provision in the bill.

Section 218 of the Conference agreement is similar to House Section 1818 and requires the Secretary of Homeland Security, acting through the Commissioner of United States Customs and Border Protection of the Department of Homeland Security, to establish a plan to implement a one year voluntary pilot program to test and assess the feasibility, costs, and benefits of utilizing third party entities to conduct validations of CTPAT participants. The Conference Report also requires the Secretary of Homeland Security to provide a report to the appropriate congressional committees regarding the plan within 120 days of enactment. The agreement provides for the certification of third party entities and requires the Secretary of Homeland Security to monitor and inspect the operations of the entities conducting validations to ensure that they are meeting the minimum procedures and requirements for the validation of C–TPAT participants. If the Secretary of Homeland Security determines that a validator is not meeting the minimum procedures and requirements, the Secretary of Homeland Security is required to revoke the validator's certificate and review any validations conducted by the entity. The agreement also requires the Secretary of Homeland Security to submit a report to the appropriate congressional committees detailing the results of the pilot program.

Section 219. Revalidation

House Section 201 amends the Homeland Security Act of 2002 to insert a new Section 1819. This section requires revalidation of Customs-Trade Partnership Against Terrorism (C–TPAT) participants not less frequently than once during a three-year period.

Senate Section 218 establishes a process for revalidating C–TPAT participants in tiers 2 and 3 and requires an annual plan for revalidation, detailing performance measures and necessary personnel requirements. The Senate language requires revalidation of C–TPAT participants not less frequently than once during a five-year period.

The Conference Report adopts the Senate provision, as modified to require revalidation not less frequently than once during a four-year period.

Section 220. Noncontainerized cargo

House Section 201 amends the Homeland Security Act of 2002 to insert a new Section 1820, which requires the Secretary of Homeland Security to consider including importers of non-containerized cargo as participants in the Customs-Trade Partnership Against Terrorism (C–TPAT), provided program requirements are met.

Senate Section 219 is a comparable provision.

The Conference Report adopts the Senate provision

Section 221. C–TPAT program management

Senate Section 220 requires the Secretary of Homeland Security to establish sufficient internal quality controls and record management of the Customs-Trade Partnership Against Terrorism (C–TPAT) program including development of a strategic plan to identify goals; annual plans to match resources with workload; a standardized work program to monitor progress; a record management system; and a data protection program.

There is no comparable language in the House bill.

The Conference Report adopts the Senate provision, with an agreement to merge this section with Senate-passed 221, ''Resource Management Staffing,'' and Senate-passed Section 224, ''Report to Congress.''

The Conferees do not intend for section 221 (c), which deals with confidential information safeguards, to create a new exemption to information otherwise required to be disclosed under the Freedom of Information Act (5 U.S.C. 552).

Section 222. Additional personnel

Senate Section 222 requires the Secretary of Homeland Security to increase, by at least

50 positions annually for fiscal years 2007 through 2009, the number of personnel to validate and revalidate Customs-Trade Partnership Against Terrorism (C–TPAT) participants.

There is no comparable provision in the House bill.

The Conference Report adopts the Senate provision, as modified to authorize the hiring of 50 validation personnel for each of fiscal years 2008 and 2009.

Section 223. Authorization of appropriations

Senate Section 223 authorizes appropriations to United States Customs and Border Protection in the Department of Homeland Security to carry out the Customs-Trade Partnership Against Terrorism (C–TPAT) provisions of Sections 211 through 221. The section authorizes $65 million for fiscal year 2008; $72 million for fiscal year 2009; and $75.6 million for fiscal year 2010. In addition to any monies appropriated to Customs and Border Protection, this section authorizes funds to be appropriated funds for the purpose of meeting the staffing requirement provided in Section 222. This section authorizes $8.5 million for fiscal year 2007; $17.6 million for fiscal year 2008; $27.3 million for fiscal year 2009; $28.3 million for fiscal year 2010; $29.2 million for fiscal year 2011.

House Section 1821 is a comparable provision. House Section 1821 authorizes $75 million for each Fiscal Year 2007 through 2012 for this subtitle.

The Conference Report adopts the Senate provision, as modified to reflect the changes in Conference Report Section 222. As a result, this section authorizes $8.5 million for Fiscal Year 2008 and $17.6 million for Fiscal Year 2009 for the staffing requirement in Section 222.

Subtitle C—Miscellaneous Provisions

Section 231. Pilot integrated scanning system

House Section 208, ''Integrated Container Inspection System Pilot Project,'' is similar in content and purpose to Senate Section 231, ''Pilot Integrated Scanning System.''

Senate Section 231 authorizes the development of a pilot program in three foreign seaports, each with unique features and varying levels of trade volume to test integrated scanning systems using nonintrusive inspection and radiation detection equipment. This section requires full-scale pilot program implementation within one year of enactment. An evaluation report is required to be submitted to Congress 90 days after full implementation of the pilot as full implementation is required as soon as practicable and possible.

The Conference Report adopts the Senate provision, with a modification to subsection (b) ''Coordination'' to reflect similar intent in the provision for the Container Security Initiative (CSI). The Conference Report also modifies the reporting requirement from 90 to 180 days. The Conference Report also removes the implementation requirement in Senate Section 231. The Conferees note that nothing in this Subtitle should be read as to promote or support any particular company's technology.

Section 232. Screening and scanning of cargo containers

House Section 202 requires an evaluation of detection systems available to scan containers at foreign seaports. If the Secretary determines the technology meets specific performance criteria, including the ability to automatically identify high-risk cargo such as a shielded nuclear device, the Secretary must seek the cooperation of foreign governments to scan all cargo possible. An annual report on the status of implementation and foreign cooperation is required.

Senate Section 232 requires the Secretary of Homeland Security to ensure that 100 percent of cargo containers entering the United States through a seaport undergo screening to identify high-risk containers. This section also requires the Secretary of Homeland Security to ensure that 100 percent of the aforementioned high-risk containers be scanned for radiation before such containers arrive in the United States seaport facility. In addition, this directs the Secretary of Homeland Security to ensure all containers entering the United States are scanned when effective screening equipment becomes available and other criteria are met. The section requires the equipment to include both nonintrusive imaging and radiation detection features, as well as a means to positively identify each container so that recorded data can be tagged appropriately.

The Conference Report adopts the Senate provision, as modified. This section describes the minimum performance requirements that must be met by a scanning system before wide scale deployment. Of particular significance is the requirement for an automated alarm when dangerous material is found in a container, including a shielded nuclear device. The Conference Report also require the Secretary of Homeland Security to provide periodic reports to Congress on the status of full scale deployment. The Conferees note that full scale implementation should only occur after the successful completion of the three port pilot projects.

Section 233. International cooperation and coordination

Senate Section 232 allows the Secretary of Homeland Security to provide assistance, equipment, and training to facilitate the implementation of supply chain security measures at ports designated by the Container Security Initiative (CSI). This section also requires the Secretary of Homeland Security to identify assistance programs to encourage implementation of port security antiterrorism measures in foreign nations and United States territories, including the United States Virgin Islands, with particular emphasis on ports in the Caribbean Basin. In addition, this section requires Government Accountability Office to submit a report on the security of Caribbean ports within 180 days.

There is no comparable provision in the House bill.

The Conference Report adopts the Senate provision.

Section 234. Foreign port assessments

House Section 204 requires the Secretary of the department in which the Coast Guard is operating, acting through the Commandant of the Coast Guard, to reassess security measures at foreign ports every three years.

Senate Section 234 requires the Commandant of the Coast Guard to dedicate resources to complete inspections of foreign ports through which trade moves destined for the United States and to reinspect such ports every two years.

The Conference Report adopts the House provision.

Section 235. Pilot program to improve the security of empty containers

House Section 205 requires the Department of Homeland Security to conduct a one-year pilot program to assess the risk posed by, and improve the security of, empty containers at United States seaports. This section requires the Secretary of Homeland Security to prepare and submit a report to the appropriate congressional committees, not later than 90 days after the completion of the pilot program, the results of the program and a determination of whether to expand this program.

The Senate bill does not contain a comparable provision.

The Conference Report adopts the House provision, with an agreement to replace the word ''evaluate'' in subsection (a) with the words ''assess the risk posed by.''

Section 236. Information sharing relating to supply chain security cooperation

House Section 201 amends the Homeland Security Act of 2002 to insert a new Section 1806, which establishes continuing liaison and provides for supply chain security cooperation between the Department of Homeland Security and the private sector. The section also provides for information sharing between the private sector and the Department of Homeland Security as it relates to developments and security risks in the supply chain environment.

The Senate does not contain a comparable provision.

The Conference adopts the House provision.

The Conferees do not intend this section to be interpreted to impede or supersede existing programs such as the International Trade Data System (ITDS) or the Automated Commercial Environment (ACE).

Title III—Administration

Section 301. Office of cargo security policy

House Section 603 establishes a Director of Cargo Security Policy within the Directorate for Policy, Planning, and International Affairs of the Department of Homeland Security (established in House Section 601). The section requires the Director of the Office of Cargo Security Policy to advise the Assistant Secretary for Policy regarding all aspects of Department programs related to cargo security, coordinate Department-wide policies regarding cargo security, and coordinate the cargo security policies of the Department with other Federal departments and agencies.

Senate Section 301 establishes the Office of Cargo Security Policy in the Department of Homeland Security, headed by a Director, to coordinate all Department of Homeland Security policies relating to cargo security and consult with other Federal agencies in the establishment of standards and regulations and to promote best practices. This section also requires the Secretary of State to designate a liaison office with the Department of State to assist, as appropriate, in negotiating cargo security-related international agreements.

The Conference Report adopts the Senate provision.

The Conferees note that the creation of this new office does not affect the Coast Guard's direct control over its missions, assets, and personnel and the Coast Guard is not required to seek the approval, permission, or clearance of this office in performing any Coast Guard mission.

Section 302. Reauthorization of Homeland Security Science and Technology Advisory Committee

Senate Section 302 reauthorizes the Homeland Security Science and Technology Advisory Committee and requires the Assistant Secretary for Science and Technology of the Department of Homeland Security to utilize the Committee to provide outside expertise in advancing cargo security technology.

There is no comparable section in the House bill.

The Conference Report adopts the Senate provision.

Section 303. Research, development, test, and evaluation efforts in furtherance of maritime and cargo security

Senate Section 303 assures coordination within the Department of Homeland Security and with other public and private sector entities for research and development of maritime and cargo security innovations.

House Section 201 amends the Homeland Security Act of 2002 to insert a new Section 1831, which is comparable to Senate Section 303.

The Conference Report adopts the Senate provision.

TITLE IV—AGENCY RESOURCES AND OVERSIGHT

Section 401. Trade and Customs Revenue Functions of the Department.

House Sections 301 and 302, among other things, establish the Director of Trade policy in the Department of Homeland Security.

The Senate bill contains no comparable provision.

The Conference Report adopts the House provision, as modified to require the Secretary of Homeland Security to designate a senior official in the Office of the Secretary to ensure that the trade and customs revenue functions of the Department of Homeland Security are coordinated within the Department of Homeland Security and other Federal departments and agencies and to monitor and report to the Congress on the Department's mandate ensuring that trade and customs revenue functions are not diminished. This section also establishes a Director of Trade Policy to advise on all aspects of Department of Homeland Security policies relating to the trade and customs revenue functions. Section 401 requires the Comptroller General of the United States to conduct a study evaluating the Department of Homeland Security's compliance with section 412(b) of the Homeland Security Act of 2002 (P.L. 107–296) and report the findings to the Congress. In addition, this section requires the Secretary to ensure that the requirements of section 412(b) of the Homeland Security Act of 2002 (P.L. 107–296) are fully satisfied and submit a report to the Committee on Ways and Means of the House of Representatives and the Committee on Finance of the Senate by September 30, 2007. Section 401 further requires the Secretary of Homeland Security to consult with representatives of the business community on Department of Homeland Security policies that have a significant impact on trade. Finally, section 401 requires the Secretary of Homeland Security to notify the appropriate congressional committees not later than 30 days prior to the finalization of any Department of Homeland Security policies, initiatives, or actions that will have a major impact on trade and customs revenue functions, with certain exceptions if the Secretary of Homeland Security determines that it is important to the national security of the United States. The notification must include a description of the proposed policy initiatives or actions and any comments or recommendations provided by the Commercial Operations Advisory Committee (COAC) and other relevant groups.

The Conferees intend the senior official in section 401(a)(1) to be the current Assistant Secretary for Policy under the Department of Homeland Security's current organizational structure, or the Under Secretary for Policy if one is created. The Conferees oppose the designation of the Commissioner of United States Customs and Border Protection, or another officer outside of the Office of the Secretary of Homeland Security, who does not have authority for Department-wide functions or oversight. It is the intent of Conference that the business community consultations and relevant groups referred to in Section 401(c) shall include a wide cross section of the interested parties including representatives of domestic industry sectors, particularly those affected by enforcement actions; customs brokers and other trade facilitators; and small businesses. In addition, the COAC should strive to represent the wide range of commercial interests impacted by the operations of the Department of Homeland Security.

Section 402. Office of International Trade; Oversight

Senate Section 401 establishes an International Trade Policy Committee and an International Trade Finance Committee. This section requires both the International Trade Policy Committee and the International Trade Finance Committee to submit a report to the Committee on Finance of the Senate and the Committee on Ways and Means of the House of Representatives within 30 days of the end of each fiscal year detailing their activities and identifying their future priorities.

The House bill does not include a comparable provision.

The Conference Report adopts the Senate provision as modified. It establishes the Office of International Trade, headed by an Assistant Commissioner of United States Customs and Border Protection of the Department of Homeland Security. This section requires the transfer of the assets, functions, and personnel of the Office of Strategic Trade and the Office of Regulations and Rulings to the Office of International Trade within 90 days of the date of enactment. In addition, this section authorizes the Commissioner of United States Customs and Border Protection to transfer any other assets, functions, or personnel to the Office of International Trade, provided that the Commissioner notifies the Congress of a planned transfer 45 days prior to such transfer. However, certain exceptions apply with respect to resources from United States ports of entry associated with the enforcement of textile and apparel laws. This section also requires the Commissioner of United States Customs and Border Protection to establish an International Trade Policy Committee to advise the Commissioner with respect to the commercial customs and trade facilitation functions of United States Customs and Border Protection.

Section 403. Resources

Senate Section 402 requires United States Customs and Border Protection to complete a resource allocation model by June 30, 2007, and every two years thereafter, to determine optimal staffing for commercial and revenue functions. The section requires submission of these models to the Congress. Section 402 authorizes appropriations to increase the number of United States Customs and Border Protection personnel to perform commercial operations and customs revenue functions, based on the resource allocation models required by this section. The section also authorizes the hiring of an additional 1000 Customs and Border Protection Officers (CBPOs).

The House bill does not contain a comparable provision, although House Section 121 provides for 200 additional CBPOs for each of the Fiscal Years 2007 through 2012.

The Conference Report adopts Senate Section 402, as modified. The Conferees agree to include language requiring the initial resource allocation model to provide for the hiring of a minimum of 200 CBPOs for each of the Fiscal Years 2008 through 2012. The Conference agreement requires the Commissioner of United States Customs and Border Protection, in assigning the additional personnel, to consider the volume of trade, the incidence of non-voluntarily disclosed customs and trade law violations, and security priorities at the United States ports of entry. The Commissioner of United States Customs and Border Protection shall assign at least 10 additional CBPOs at each service port and the ports of entry serviced by such service port no later than October 2010. However, the Commissioner shall not assign an additional CBPO to a port of entry that does not need such an additional CBPO. The agreement also requires the Commissioner of Customs and Border Protection to consult with the port directors of each service port prior to assigning CBPOs to determine where to assign such additional CBPOs.

The Conferees expect that the Commissioner of United States Customs and Border Protection will use the resources of Section 403 to accelerate the development and promulgation of regulations to implement trade agreements because the pace has been too slow.

Section 404. Negotiations

The Conference agreement is identical to Senate Section 403, which requires the Department of Homeland Security to work with appropriate Federal officials and international organizations to harmonize customs procedures, standards, requirements, and commitments to facilitate the efficient flow of international trade.

The House bill does not contain a comparable provision.

The Conference substitute adopts the Senate provision.

Section 405. International trade data system

House Section 203 requires the President to establish and implement the International Trade Data System (ITDS), a single, uniform data system for the electronic collection, dissemination, and sharing of import and export information, to increase the efficiency of data submission and the security of such data related to border security, trade, and public health and safety of international cargoes. The section requires the President to consult with private sector stakeholders in developing uniform data submission requirements, procedures, and schedules. Section 203 also requires the President to provide a report to the appropriate congressional committees on the schedule for full implementation of ITDS.

Senate Section 404 requires the Secretary of the Treasury to: oversee the establishment of an electronic trade data interchange system; eliminate redundant information requirements; efficiently regulate the flow of commerce; and enforce regulations relating to international trade. This section also requires all Federal agencies that require documentation for clearing or licensing the importation and exportation of cargo to participate in the International Trade Data System (ITDS). This section allows the Office of Management and Budget (OMB) to waive the participation requirement if it is in the interest of National security. In addition, this section establishes an Interagency Steering Committee to define the standard set of data elements to be collected, stored and shared in the ITDS and requires the Committee to submit a report to the Congress before the end of each fiscal year.

The Conference Report adopts the Senate provision as modified.

Section 406. In-Bond cargo

Senate Section 405 requires the Commissioner of United States Customs and Border Protection to submit a report regarding in-bond cargo to the Committees on Commerce, Science, and Transportation; Homeland Security and Government Affairs; and Finance of the Senate and the Committees on Homeland Security; Transportation and Infrastructure; and Ways and Means of the House of Representatives not later than June 30, 2007. The report must include: a plan for closing in-bond entries at the port of arrival; an assessment of whether ports of arrival should require any additional information regarding shipments of in-bond cargo; and an evaluation of criteria for targeting and examining in-bond cargo.

The House bill does not contain a comparable provision.

The Conference Report adopts the Senate provision.

Section 407. Sense of the Senate

Senate Section 406 expresses the sense of the Senate that nothing in Sections 2, 106, 111 through 113, and 201 through 232 of the bill shall be construed to affect the jurisdiction of any standing committee of the Senate.

The House bill does not include a comparable provision.

The Conference Report adopts the Senate provision.

TITLE V—DOMESTIC NUCLEAR DETECTION OFFICE

Section 501. Establishment of Domestic Nuclear Detection Office

House Section 401 amends the Homeland Security Act of 2002 (P.L. 107–296) to add a new Sections 2001 through 2015, which establish the Domestic Nuclear Detection Office (DNDO) in the Department of Homeland Security.

The Senate Section 801 also establishes DNDO, and is similar to section 401 of the House bill.

The Conference Report adopts the Senate provision, as modified, amending the Homeland Security Act as noted below.

Section 1801. Domestic Nuclear Detection Office

Section 1801 of the Conference Report establishes the Domestic Nuclear Detection Office (DNDO) in the Department of Homeland Security, to be headed by a Director appointed by the President. This section allows the Secretary of Homeland Security to request that the heads of various Federal agencies provide for the reimbursable detail of personnel with relevant expertise to the DNDO.

Section 1802. Mission of office

Section 1802 of the Conference Report defines the mission of the Domestic Nuclear Detection Office (DNDO) and the responsibilities of the Director of DNDO. In fulfilling its mission to coordinate Federal efforts to detect and prevent acts of nuclear or radiological terrorism against the United States, DNDO will be responsible for: developing the global nuclear detection architecture (a blueprint for an international and domestic network of nuclear and radiological detectors), implementing the domestic portion of this architecture, and continually maintaining situational awareness throughout the global architecture; enabling effective information and intelligence sharing with and reporting to appropriate officials including the intelligence community, law enforcement agencies, the emergency response community, and other appropriate authorities; and, developing, coordinating and executing a research and development program focused on achieving dramatically improved nuclear detection capabilities.

The Conference Report adopts the provision in Senate Section 801. The Senate recedes to House language which clarifies DNDO's responsibilities to include technical reachback. This ensures technical experts are available for interpreting detector data. This provision is critical to the success of the implementation of the global nuclear detection architecture. The Senate also recedes to House language requiring DNDO to conduct rigorous testing and evaluation of detectors and detection systems to ensure that desired performance capabilities are known and can be attained under realistic operating conditions prior to large scale acquisition and deployment.

Section 1803. Hiring authority

Section 1803 of the Conference Report gives the Secretary of Homeland Security flexible hiring authority designed to attract qualified technical personnel needed in the Domestic Nuclear Detection Office to successfully fulfill its mission.

Section 1804. Testing authority

Section 1804 provides the Director of the Domestic Nuclear Detection Office (DNDO) with the authority to use Federal facilities to test equipment and any other items related to the mission of DNDO. This section ensures that test results remain confidential, unless consent is provided. The House and Senate confidentiality provisions are identical. Section 1804 also establishes a fee structure that allows for private sector companies to use Federal facilities to test mission-related equipment. While the provision for testing services in the House bill is similar to the Senate version, the Conference Report adopts the Senate amendment in order to provide greater clarity on fees incurred by the Government for providing services to the private sector.

Section 1805. Relationship to other department entities and Federal agencies

House Section 2001(d) and 2003(c) are similar in content and purpose to Senate Section 1805, but the Senate provision has a more extensive savings clause.

Senate Section 1805 clarifies that the authorities and responsibilities of the Director created in this Act will not affect those of other Department entities, nor those of other Federal Departments or agencies.

The Conference Report adopts the Senate provision.

Section 1806. Contracting and grant making authorities

The House Section 401 contains conforming language enabling the Director of DNDO to carry out research, development, testing, and evaluation of nuclear and radiological detection technologies through extramural and intramural programs using grants, contracts, cooperative agreements and other transactions. Additionally, the House bill allows the Director to establish or contract with a Federally Funded Research and Development Center to assist in carrying out mission-related responsibilities. These authorities are vested in the Director by amending Title III of the Homeland Security Act of 2002 (P.L. 107–296), and thus these authorities are given by the Secretary to the Director, in conjunction with the Under Secretary for Science and Technology.

Senate section 802 is a comparable provision.

The Conference Report creates authorities for the Director, not through amending Title III of the Homeland Security Act of 2002, but by establishing these authorities, independent of the Under Secretary for Science and Technology, directly within Title XVIII-Domestic Nuclear Detection Office of the Homeland Security Act of 2002, as amended by this Act. Section 1806 of the Conference Report also includes language from a Senate amendment directing DNDO to investigate radiation detection equipment in configurations suitable for deployment at seaports.

Section 502. Technology research and development investment strategy for nuclear and radiological detection

Senate Section 802 requires the development of a long-term, interagency road map to guide research and development on nuclear and radiological detection systems. A report on the impact of this title on the Department of Homeland Security's research and development efforts is also required. The Director of DNDO and the Under Secretary for Science and Technology are required to report annually on their efforts to provide a cohesive, integrated research and development strategy.

House Section 401 amended the Homeland Security Act to insert a new Section 2011. The report provision included in this section, in contrast to the requirement above, is an internal DNDO activity requiring the Director to inform Congress of its global detection strategy, status, and schedule.

The Conference Report adopts the Senate provision.

TITLE VI—COMMERCIAL MOBILE SERVICE ALERTS

Section 601. Short title

Senate Section 601 states that this title may be cited as the ''Warning Alert and Response Network Act.''

The House bill contains no comparable provision.

The Conference Report adopts the Senate provision.

Section 602. Federal Communications Commission duties

The Senate bill contains no comparable section.

The House bill contains no comparable section.

The Conference Report adopts the Senate provision, as modified. This section sets forth certain duties of the Federal Communications Commission (FCC) in connection with this title necessary to create a process through which commercial mobile service providers (as such term is defined by Section 332(d)(1) of the Communications Act of 1934) can voluntarily elect to transmit emergency alerts. The FCC must complete a proceeding adopting relevant technical standards, protocols, procedures and other technical requirements based on the recommendations of the Commercial Mobile Service Alert Advisory Committee established in this title to enable the transmission of emergency alerts by commercial mobile service providers who elect to transmit such alerts. This section also provides the FCC with authority necessary to implement this title and provides liability protection to commercial mobile service providers, including the vendors for such providers, electing to transmit emergency alerts.

Section 603. Commercial Mobile Service Alert Advisory Committee

Senate Section 606 establishes a Working Group to provide guidance on the development of the National Alert System.

The House bill contains no comparable section.

The Conference Report adopts the Senate provision, as modified. This section directs the Chairman of the FCC to establish a Commercial Mobile Service Alert Advisory Committee (Advisory Committee) that is required to develop recommendations critical to enable the transmission of emergency alerts by commercial mobile service providers that elect to transmit such alerts. Such recommendations must be submitted by the Advisory Committee to the FCC within one year of enactment, and include protocols, technical capabilities, and technical procedures through which participating providers may receive, verify and transmit alerts to subscribers. This section also requires the Advisory Committee to make recommendations concerning the transmission of alerts in languages other than English, to the extent practicable and feasible. The membership of the Advisory Committee includes representatives of State, local and tribal governments, industry experts and such other stakeholders as the FCC Chairman deems appropriate. This section provides rules for the Advisory Committee, exempts it from the requirements of the Federal Advisory Committee Act, and requires its meetings to be public and announced in advance.

Section 604. Research and development

Senate Section 607 requires the Undersecretary of Homeland Security for Science and Technology and the Director of the National Alert Office to establish a research and. development program to help facilitate future communication devices to effectively participate in the system.

The House bill contains no comparable section.

The Conference Report adopts the Senate provision, as modified. This provision directs the Department of Homeland Security's Under Secretary for Science and Technology to establish a research, development, testing, and evaluation program to facilitate the transmission of emergency alerts by commercial mobile service providers, including the transmission of geographically targeted alerts.

Section 605. Grant program for remote community alert systems

Senate Section 608 instructs the Administrator of National Oceanic and Atmospheric Administration (NOAA) to establish a grant program to provide for the installation of technologies in remote communities to ensure they are effectively alerted. This grant program sunsets after five years.

The House bill contains no comparable section.

The Conference Report adopts the Senate provision, as modified. This provision directs the Administrator of the National Oceanic and Atmospheric Administration (NOAA), in consultation with the Secretary of Homeland Security, to establish a grant program for outdoor alerting technologies for remote communities that are effectively unserved by commercial mobile service. The grant program sunsets after five years and is capped at $10 million.

Section 606. Funding

Senate Section 613 authorizes $106 million through the Digital Transition and Public Safety Fund in accordance with section 3010 of the Digital Television Transition and Public Safety Act of 2005

The House bill does not contain a comparable provision.

The Conference Report adopts the Senate provision, as modified. This provision establishes the funding mechanisms for this title and provides borrowing authority to accelerate implementation of this title. It emphasizes that priority should be given to the provisioning of backbone capability by public broadcast stations to ensure sufficient funding for such capability.

Section 607. Essential services disaster assistance

The House bill does not contain a comparable provision.

The Senate bill does not contain a comparable provision.

The Conference Report adopts this provision, which prohibits Federal agencies, to the greatest extent practicable, from denying or impeding essential service provider access to a disaster site for the purpose of restoring essential services or impeding the repair or restoration of essential services by such providers, unless exceptional circumstances apply. This provision does not waive any Federal laws, regulations or policies.

Section 608. Community disaster loans

The House bill does not contain a comparable provision.

The Senate bill does not contain a comparable provision.

The Conference Report adopts this provision, which increases the community disaster loan percentage to 50 percent of local government's annual operating income if local government loses 75 percent of its tax and other revenue due to a major disaster, but retains the $5 million cap. This would primarily help small local governments with annual budgets of under $10 million.

Section 609. Public facilities

The House bill does not contain a comparable provision.

The Senate bill does not contain a comparable provision.

The Conference Report adopts this provision, which authorizes a 90 percent reimbursement for relocating a public building that was destroyed by disaster in all cases, regardless of whether there is soil instability.

The Conferees note that this approach may be more efficient than having the Federal Emergency Management Agency pay the extra cost of raising the elevation of a rebuilt public building when flood zones change, as is the case under current law. Current law allows, as an alternative to rebuilding in place a public building destroyed by a major disaster, the option of taking a grant to replace that capability in another location. The Federal contribution 75 percent of the Federal cost share, unless the reason for relocating is soil instability, in which case the Federal contribution is 90 percent of the Federal cost share.

Section 610. Expedited payments

The House bill does not contain a comparable provision.

The Senate bill does not contain a comparable provision.

The Conference Report adopts this provision, which requires the Federal Emergency Management Agency to make a down-payment of at least 50 percent of the Federal estimated cost of the reimbursement to a local government for debris removal within 60 days of developing the estimate, but not later than 90 days after the filing of the claim.

Section 611. Use of local contracting

The House bill does not contain a comparable provision.

The Senate bill does not contain a comparable provision.

The Conference Report adopts this provision, which instructs Federal agency contracting officers, when practicable and feasible, to break disaster response and recovery work requirements into smaller packages to facilitate participation by local contractors.

The Conferees note that in response to Hurricane Katrina, Federal agencies tended to hire large contractors to perform broad responsibilities over the entire disaster area, which made it difficult for smaller, local firms to compete.

Section 612. Federal emergency management agency programs

The House bill does not contain a comparable provision.

The Senate bill does not contain a comparable provision.

The Conference Report adopts this provision, which requires the Federal Emergency Management Agency to be responsible for the radiological emergency preparedness program and the chemical stockpile emergency preparedness program.

Section 613. Homeland security definition

The House bill does not contain a comparable provision.

The Senate bill does not contain a comparable provision.

The Conference Report adopts this provision, which amends the Homeland Security Act of 2002 (107–296) to insert ''governmental and non-governmental'' after ''local.''

TITLE VII—OTHER MATTERS

Section 701. Security plan for essential air service and small community airports

Senate Section 1106 requires the Assistant Secretary of Homeland Security for Transportation Security, not later than 60 days after the date of enactment, to submit a security plan to Congress for Essential Air Service airports in the United States. The section requires the plan to include recommendations for improved security measures and passenger and cargo screening procedures, and a timeline and cost analysis for the implementation of the recommended security measures and screening procedures.

The House bill does not contain a comparable provision.

The Conference Report adopts the Senate provision, as modified to require a security plan for Essential Air Service Airports in the United States and airports whose community or consortia of communities receive assistance under the Small Community Air Service Development Program and maintain, resume, or obtain scheduled passenger air carrier service with assistance from that program.

Section 702. Disclosures regarding homeland security grants

Senate Section 1107 requires each State or local government that receives a grant from the Department of Homeland Security to provide a report to the Secretary of Homeland security listing all expenditures using such funds.

The House bill does not contain a comparable provision.

The Conference Report adopts the Senate provision.

Section 703. Trucking security

Senate Section 1109 requires the Secretary of Transportation, in cooperation with the Secretary of Homeland Security, not later than 12 months after the date of enactment, to issue regulations to implement the recommendations of the Department of Transportation Inspector General's memorandum issued on June 4, 2004. In addition, this section requires the Secretary of Transportation, in conjunction with the Secretary of Homeland Security, to issue a regulation to implement the recommendations contained in the Report on Federal Motor Carrier Safety Administration Oversight of the Commercial Driver's License Program. This section also requires the Secretary of Homeland Security, within 12 months of enactment, to draft guidelines for Federal, State, and local law enforcement officials to improve compliance with Federal immigration and customs laws. In addition, this section requires the Administrator of the Federal Motor Carrier Safety Administration, within 12 months of enactment, to modify the final rule regarding the enforcement of operating authority to establish a system or process by which a carrier's operating authority can be verified during a roadside inspection.

The House bill does not contain a comparable provision.

The Conference Report adopts the Senate provision, as modified to require the Secretary of Transportation to work in cooperation with the Secretary of Homeland Security in issuing regulations to implement the recommendations in the Report on Federal Motor Carrier Safety Administration Oversight of the Commercial Driver's License Program. In addition, the Conference agreement changes the time frame for completion of the various tasks in this section from 12 months to 18 months.

Section 704. Air and marine operations of the northern border air wing

Senate Section 1112 authorizes $40 million, in addition to any other amounts authorized

for United States Customs and Border Protection, for each of fiscal years 2007 and 2008 for the operating expenses of the Northern Border Air Wing in Great Falls, Montana.

The House bill does not contain a comparable provision.

The Conference Report adopts the Senate provision, as modified. This section authorizes such sums as are appropriate in fiscal year 2008, in addition to any other amounts authorized for United States Customs and Border Protection, for the Northern Border Air Wing Branch in Great Falls, Montana.

Section 705. Phase-out of vessels supporting oil and gas development

Senate Section 1114 allows foreign-flag vessels to be employed for the movement or transportation of anchors in the Beaufort Sea.

The House bill does not contain a comparable provision.

The Conference Report adopts the Senate provision.

Section 706. Coast Guard property in Portland, Maine

Senate Section 1115 changes the conveyance date for United States Coast Guard Property in Portland, Maine.

The House bill does not contain a comparable provision.

The Conference Report adopts the Senate provision.

Section 707. Methamphetamine and methamphetamine precursor chemicals

Senate Section 1116 requires the Commissioner of the United States Customs and Border Protection to conduct a study and submit a report on matters relating to Methamphetamine and Methamphetamine Precursor Chemicals.

The House bill does not contain a comparable provision.

The Conference Report adopts the Senate provision, as modified to specify that the Commissioner consult with the Attorney General of the United States in addition to the United States Immigration and Customs Enforcement, the United States Drug Enforcement Administration, and the United States Department of State. The House also requested that the Committee on the Judiciary in the House of Representatives receive a copy of the report and that the word ''international'' be inserted before the word ''mails.''

Section 708. Aircraft charter customer and lessee prescreening program

Senate Section 1117 requires the Comptroller General to assess and report on the status, implementation, and use of the Department of Homeland Security's aircraft charter customer and lessee pre-screening process. This section requires the report to be submitted to the Committees on Commerce, Science, and Transportation of the Senate and the Committee on Homeland Security of the House of Representatives within 180 days of the date of enactment.

The House bill does not contain a comparable provision.

The Conference Report adopts the Senate provision, as modified to require the Comptroller to submit the report within 270 days of the implementation of the Department of Homeland Security's aircraft charter customer and lessee prescreening process.

Section 709. Protection of health and safety during disasters

Senate Section 1104 authorizes the Department of Health and Human Services to establish a coordinated protection, assessment, and monitoring program for individuals that suffer from a high exposure level to a substance of concern in disaster areas. The program informs these individuals of the health hazards associated with such releases, and monitors the short and long-term health affects of such a release. It allows for the voluntary registry in any such program. The section requires the National Academy of Sciences to gather a series of subject matter experts and provide a report on disaster area health and environmental monitoring and provide for recommendations to improve monitoring and response activities at the Federal, State, and local level.

The House has no comparable provision.

The Conference Report adopts the Senate language. The Conference clarifies that the intent of this provision is to provide for the protection, assessment, and monitoring of all responders, whether uniformed or volunteer, and those individuals living, working, or attending school within the disaster area involving any mode of transportation that suffer from a high exposure level to a substance of concern in the disaster area.

COMPLIANCE WITH HOUSE RESOLUTION 1000

In compliance with H. Res. 1000, (109th Congress), the following provisions have been included in H.R. 4954:

The bill contains language requiring disclosure under House Resolution 1000 on page 46, lines 16 through page 47, line 10. This section requires the establishment of an intermodal rail radiation detection test center to be located at a port with the majority of its cargo leaving the facility using on-dock, intermodal rail. The language is from an amendment offered by Senator Cantwell.

The bill also contains language requiring disclosure on page 50, lines 1 through 10. This section requires the establishment of a Border Patrol unit in the United State Virgin Islands. The language is from an amendment offered by Delegate Christensen.

The bill also contains language requiring disclosure on page 190, line 16 through page 191, line 3. This section authorizes such sums as may be necessary for the Northern Border Air Wing Branch located in Great Falls, Montana. The language is from an amendment offered by Senator Baucus.

The bill also contains language requiring disclosure on page 193, lines 8 through 12. This section amends the conveyance date for United States Coast Guard Property in Portland, Maine. The language is from an amendment offered by Senator Collins.

From the Committee on Homeland Security:

PETER KING,
DANIEL E. LUNGREN,
JOHN LINDER,
ROB SIMMONS,
DAVID REICHERT,
MICHAEL T. MCCAUL,
DON YOUNG,
BENNIE G. THOMPSON,
LORETTA SANCHEZ,
JANE HARMAN,
BILL PASCRELL, Jr.,

From the Committee on Energy and Commerce:

JOE BARTON,
FRED UPTON,

From the Committee on Transportation and Infrastructure:

BILL SHUSTER,

From the Committee on Science:

SHERWOOD BOEHLERT,
MIKE SODREL,
CHARLIE MELANON,

From the Committee on Ways and Means:

WM. THOMAS,
E. CLAY SHAW, Jr.,

Managers on the Part of the House.

From the Committee on Homeland Security and Governmental Affairs:

SUSAN COLLINS,
NORM COLEMAN,
R.F. BENNETT,

From the Committee on Commerce, Science, and Transportation:

TED STEVENS,
TRENT LOTT,
KAY BAILEY HUTCHISON,

From the Committee on Finance:

CHUCK GRASSLEY,
ORRIN HATCH,
MAX BAUCUS,

From the Committee on Banking, Housing, and Urban Affairs:

RICHARD SHERBY,

Managers on the Part of the Senate.

Daily Digest

HIGHLIGHTS

Senate agreed to the conference report to accompany H.R. 5631, Department of Defense Appropriations Act.

The House and Senate agreed to the conference report to accompany H.R. 5441, Department of Homeland Security Appropriations Act, 2007.

The House and Senate agreed to the conference report to accompany H.R. 5122, John Warner National Defense Authorization Act for Fiscal Year 2007.

The House and Senate agreed to the conference report to accompany H.R. 4954, Security and Accountability For Every Port Act or the SAFE Port Act.

Senate passed H.R. 6061, Secure Fence Act.

Senate agreed to H. Con. Res. 483, Adjournment Resolution.

Senate

Chamber Action

Routine Proceedings, pages S10497–S10822

Measures Introduced: Fifty-two bills and twenty-three resolutions were introduced, as follows: S. 3994–4045, S. J. Res. 41, S. Res. 591–611, and S. Con. Res. 121. **Pages S10678–80**

Measures Reported:

H.R. 5252, to promote the deployment of broadband networks and services, with an amendment in the nature of a substitute. (S. Rept. No. 109–354)

S. 3648, to compromise and settle all claims in the case of Pueblo of Isleta v. United States, to restore, improve, and develop the valuable on-reservation land and natural resources of the Pueblo. (S. Rept. No. 109–354)

S. 2751, to strengthen the National Oceanic and Atmospheric Administration's drought monitoring and forecasting capabilities. (S. Rept. No. 109–356)

S. 3718, to increase the safety of swimming pools and spas by requiring the use of proper anti-entrapment drain covers and pool and spa drainage systems, by establishing a swimming pool safety grant program administered by the Consumer Product Safety Commission to encourage States to improve their pool and spa safety laws and to educate the public about pool and spa safety, with an amendment in the nature of a substitute. (S. Rept. No. 109–357) **Page S10673**

Measures Passed:

International Air Transportation Competition Act Amendment: Senate passed S. 3661, to amend section 29 of the International Air Transportation Competition Act of 1979 relating to air transportation to and from Love Field, Texas, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto: **Pages S10523–25**

Hutchison Amendment No. 5107, in the nature of a substitute. **Page S10524**

New England Wilderness Act: Senate passed S. 4001, to designate certain land in New England as wilderness for inclusion in the National Wilderness Preservation system and certain land as a National Recreation Area. **Pages S10525–26**

Boy Scouts of America Land Transfer Act: Senate passed S. 476, to authorize the Boy Scouts of America to exchange certain land in the State of Utah acquired under the Recreation and Public Purposes Act, after agreeing to the committee amendment in the nature of a substitute. **Page S10528**

Idaho Land Enhancement Act: Senate passed S. 1131, to authorize the exchange of certain Federal land within the State of Idaho, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Pages S10528–30

Hutchison (for Domenici) Amendment No. 5108, to add a provision relating to the term of approval of appraisals by the interdepartmental review team. **Page S10529**

Natural Resources Protection Cooperative Agreement Act: Senate passed S. 1288, to authorize the Secretary of the Interior to enter into cooperative agreements to protect natural resources of units of the National Park System through collaborative efforts on land inside and outside of units of the National Park System, after agreeing to the committee amendments. **Pages S10530–31**

Michigan Lighthouse and Maritime Heritage Act: Senate passed S. 1346, to direct the Secretary of the Interior to conduct a study of maritime sites in the State of Michigan, after agreeing to the committee amendment in the nature of a substitute.

Page S10531

National Historic Preservation Act Amendments Act: Senate passed S. 1378, to amend the National Historic Preservation Act to provide appropriation authorization and improve the operations of the Advisory Council on Historic Preservation, after agreeing to the committee amendments. **Pages S10531–32**

Virgin Islands Tax Amendments: Senate passed S. 1829, to repeal certain sections of the Act of May 26, 1936, pertaining to the Virgin Islands.

Page S10532

Compacts of Free Association Amendments Act: Senate passed S. 1830, to amend the Compact of Free Association Amendments Act of 2003, after agreeing to the committee amendments, and the following amendment proposed thereto: **Pages S10532–35**

Hutchison (for Domenici) Amendment No. 5109, to make certain improvements to the bill.

Pages S10532–34

Dorothy Buell Memorial Visitor Center Lease Act: Senate passed S. 1913, to authorize the Secretary of the Interior to lease a portion of the Dorothy Buell Memorial Visitor Center for use as a visitor center for the Indiana Dunes National Lakeshore, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto: **Page S10535**

Hutchison (for Domenici) Amendment No. 5110, to strike the section relating to the Ojito Wilderness. **Page S10535**

Castel Nugent Farms Study: Senate passed H.R. 318, to authorize the Secretary of the Interior to study the suitability and feasibility of designating Castle Nugent Farms located on St. Croix, Virgin Islands, as a unit of the National Park System, clearing the measure for the President. **Page S10535**

Yuma Crossing Boundary: Senate passed H.R. 326, to amend the Yuma Crossing National Heritage Area Act of 2000 to adjust the boundary of the Yuma Crossing National Heritage Area, clearing the measure for the President. **Page S10535**

Sierra National Forest Land Exchange Act: Senate passed H.R. 409, to provide for the exchange of land within the Sierra National Forest, California, after agreeing to the committee amendment in the nature of a substitute, and the following amendments proposed thereto: **Page S10536**

Hutchison (for Domenici) Amendment No. 5111, to modify the section relating to the grant of an easement and right of first refusal to the owner of Project No. 67. **Page S10536**

Hutchison (for Domenici) Amendment No. 5112, to provide appropriation authorization for grants to improve the commercial value of forest biomass for electric energy, useful heat, transportation fuels, and other commercial purposes.

Ukraine Famine Memorial: Senate passed H.R. 562, to authorize the Government of Ukraine to establish a memorial on Federal land in the District of Columbia to honor the victims of the manmade famine that occurred in Ukraine in 1932–1933, clearing the measure for the President. **Page S10536**

Pitkin County Land Exchange Act: Senate passed H.R.1129, to authorize the exchange of certain land in the State of Colorado, after agreeing to the committee amendment in the nature of a substitute. **Pages S10536–37**

Ste. Genevieve County National Historic Site Study Act: Senate passed H.R. 1728, to authorize the Secretary of the Interior to study the suitability and feasibility of designating portions of Ste. Genevieve County in the State of Missouri as a unit of the National Park System, clearing the measure for the President. **Page S10537**

National Law Enforcement Officers Memorial Maintenance Fund Act: Senate passed H.R. 2107, to amend Public Law 104–329 to modify authorities for the use of the National Law Enforcement Officers Memorial Maintenance Fund, clearing the measure for the President. **Page S10537**

North Colorado Water District Conveyance: Senate passed H.R. 3443, to direct the Secretary of the Interior to convey certain water distribution facilities

to the Northern Colorado Water Conservancy District, clearing the measure for the President.

Page S10537

Salt Cedar and Russian Olive Control Demonstration Act: Senate passed H.R. 2720, to further the purposes of the Reclamation Projects Authorization and Adjustment Act of 1992 by directing the Secretary of the Interior, acting through the Commissioner of Reclamation, to carry out an assessment and demonstration program to control salt cedar and Russian olive, clearing the measure for the President.

Page S10537

Northern California Coastal Wild Heritage Wilderness Act: Senate passed H.R. 233, to designate certain National Forest System lands in the Mendocino and Six Rivers National Forests and certain Bureau of Land Management lands in Humboldt, Lake, Mendocino, and Napa Counties in the State of California as wilderness, to designate the Elkhorn Ridge Potential Wilderness Area, to designate certain segments of the Black Butte River in Mendocino County, California as a wild or scenic river, clearing the measure for the President.

Pages S10537–39

Enrollment Correction: Senate agreed to H. Con. Res. 456, providing for a correction to the enrollment of the bill, S. 203. Page S10539

Ojito Wilderness Act Technical Correction: Committee on Energy and Natural Resources was discharged from further consideration of H.R. 4841, to amend the Ojito Wilderness Act to make a technical correction, and the bill was then passed, clearing the measure for the President. Page S10539

Trail of Tears National Historic Trail Study: Committee on Energy and Natural Resources was discharged from further consideration of H.R. 3085, to amend the National Trails System Act to update the feasibility and suitability study originally prepared for the Trail of Tears National Historic Trail and provide for the inclusion of new trail segments, land components, and campgrounds associated with that trail, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page S10539

Hutchison (for Domenici) Amendment No. 5113, to clarify that additional funds are not authorized to be appropriated to carry out the feasibility and suitability study. Page S10539

Secure Fence Act: By 80 yeas to 19 nays (Vote No. 262), Senate passed H.R. 6061, to establish operational control over the international land and maritime borders of the United States, after taking action on the following amendments proposed thereto:

Pages S10608–16

Withdrawn:

Frist Amendment No. 5036, to establish military commissions. Page S10609

During consideration of this measure, the following actions also occurred:

Pending motion to commit the bill to the Committee on the Judiciary, with instructions to report back forthwith, with an amendment, was ruled inconsistent with the invocation of cloture, subsequently, the motion failed. Page S10609

Frist Amendment No. 5037 (to Amendment No. 5036), to establish the effective date, fell when Frist Amendment No. 5036 (listed above) was withdrawn.

Page S10609

Frist Amendment No. 5038 (to the instructions of the motion to commit H.R. 6061 to the Committee on the Judiciary), to establish military commissions, fell when the motion to commit failed. Page S10609

Frist Amendment No. 5039 (to the instructions of the motion to commit H.R. 6061 to the Committee on the Judiciary), to establish the effective date, fell when the motion to commit failed. Page S10609

Frist Amendment No. 5040 (to Amendment No. 5039), to amend the effective date, fell when Frist Amendment No. 5039 fell. Page S10609

Adjournment Resolution: Senate agreed to H. Con. Res. 483, providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate.

Pages S10633–35

United States Code: Senate passed S. 4044, to clarify the treatment of certain charitable contributions under title 11, United States Code. Page S10769

Financial Netting Improvement Act: Senate passed H.R. 5585, to improve the netting process for financial contracts, after agreeing to the following amendment proposed thereto: Page S10769

Frist (for Bennett) Amendment No. 5114, to strike a provision relating to compensation of trustees and filing fees. Page S10769

Iran: Senate passed H.R. 6198, to hold the current regime in Iran accountable for its threatening behavior and to support a transition to democracy in Iran, clearing the measure for the President.

Pages S10769–70

Third Higher Education Extension Act: Senate passed H.R. 6138, to temporarily extend the programs under the Higher Education Act of 1965, clearing the measure for the President. Page S10770

Waiver Authority: Senate passed H.R. 6106, to extend the waiver authority for the Secretary of Education under title IV, section 105, of Public Law 109–148, clearing the measure for the President.

Page S10770

Older Americans Act Amendments: Senate passed H.R. 6197, to amend the Older American Act of 1965 to authorize appropriations for fiscal years 2007 through 2011, clearing the measure for the President. **Pages S10770–78**

SBA Authority Extension: Senate passed H.R. 6159, to extend temporarily certain authorities of the Small Business Administration, clearing the measure for the President. **Pages S10778–79**

North American Wetlands Conservation Reauthorization Act: Senate passed H.R. 5539, to reauthorize the North American Wetlands Conservation Act, clearing the measure for the President. **Page S10793**

John H. Chafee Coastal Barrier Resources System: Senate passed H.R. 138, to revise the boundaries of John H. Chafee Coastal Barrier Resources System Jekyll Island Unit GA–06P, clearing the measure for the President. **Page S10793**

Florida Coastal Barrier Resources: Senate passed H.R. 479, to replace a Coastal Barrier Resources System map relating to Coastal Barrier Resources System Grayton Beach Unit FL–95P in Walton County, Florida, clearing the measure for the President. **Page S10793**

Lake Mattamuskeet Lodge Preservation Act: Senate passed H.R. 5094, to require the conveyance of Mattamuskeet Lodge and surrounding property, including the Mattamuskeet National Wildlife Refuge headquarters, to the State of North Carolina to permit the State to use the property as a public facility dedicated to the conservation of the natural and cultural resources of North Carolina, clearing the measure for the President. **Page S10793**

National Fish Hatchery System Volunteer Act: Senate passed H.R. 5381, to enhance an existing volunteer program of the United States Fish and Wildlife Service and promote community partnerships for the benefit of national fish hatcheries and fisheries program offices, clearing the measure for the President. **Page S10793**

Long Island Sound Stewardship Act: Senate passed H.R. 5160, to establish the Long Island Sound Stewardship Initiative, clearing the measure for the President. **Page S10793**

Byron Nelson Congressional Gold Medal Act: Committee on Banking, Housing, and Urban Affairs was discharged from further consideration of H.R. 4902, to award a Congressional gold medal to Byron Nelson in recognition of his significant contributions to the game of golf as a player, a teacher, and a commentator, and the bill was then passed, clearing the measure for the President. **Page S10793**

Tylersville Fish Hatchery Conveyance Act: Senate passed H.R. 4957, to direct the Secretary of the Interior to convey the Tylersville division of the Lamar National Fish Hatchery and Fish Technology Center to the State of Pennsylvania, clearing the measure for the President. **Page S10793**

Animal Enterprise Terrorism Act: Committee on the Judiciary was discharged from further consideration of S. 3880, to provide the Department of Justice the necessary authority to apprehend, prosecute, and convict individuals committing animal enterprise terror, and the bill was then passed, after agreeing to the following amendment proposed thereto: **Pages S10793–95**

Frist (for Feinstein) Amendment No. 5115, in the nature of a substitute. **Pages S10794–95**

Equitable Innocent Spouse Relief: Committee on Finance was discharged from further consideration of S. 3523, to amend the Internal Revenue Code of 1986 to provide that the Tax Court may review claims for equitable innocent spouse relief and to suspend the running on the period of limitations while such claims are pending, and the bill was then passed. **Page S10795**

Safe Drinking Water Act Amendments of 1996 Amendment: Senate passed S. 1409, to amend the Safe Drinking Water Act Amendments of 1996 to modify the grant program to improve sanitation in rural and Native villages in the State of Alaska, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto: **Pages S10795–96**

Frist (for Murkowski) Amendment No. 5116, to make certain improvements to the bill. **Page S10796**

Export-Import Bank Reauthorization Act: Senate passed S. 3938, to reauthorize the Export-Import Bank of the United States, after agreeing to the following amendment proposed thereto: **Pages S10796–98**

Frist (for Crapo) Amendment No. 5117, to eliminate the requirement that the Bank seek comments from the International Trade Commission. **Pages S10796–98**

Convention on Supplementary Compensation for Nuclear Damage Cost Allocation Act: Senate passed S. 3879, to implement the Convention on Supplementary Compensation for Nuclear Damage, after agreeing to the committee amendments, and the following amendment proposed thereto: **Pages S10798–S10802**

Frist (for Inhofe/Jeffords) Amendment No. 5118, to require the Secretary of Energy to submit period reports to Congress on whether there is a need for continuation or amendment of the Act. **Page S10800**

John Milton Bryan Simpson Courthouse: Committee on Environment and Public Works was discharged from further consideration of H.R. 315, to designate the United States courthouse at 300 North Hogan Street, Jacksonville, Florida, as the "John Milton Bryan Simpson United States Courthouse", and the bill was then passed, clearing the measure for the President. **Page S10802**

Justin W. Williams United States Attorney's Building: Senate passed H.R. 1463, to designate a portion of the Federal building located at 2100 Jamieson Avenue, in Alexandria, Virginia, as the "Justin W. Williams United States Attorney's Building", clearing the measure for the President. **Page S10802**

Clyde S. Cahill Memorial Park: Senate passed H.R. 1556, to designate a parcel of land located on the site of the Thomas F. Eagleton United States Courthouse in St. Louis, Missouri, as the "Clyde S. Cahill Memorial Park", clearing the measure for the President. **Page S10802**

Kika de la Garza Federal Building: Senate passed H.R. 2322, to designate the Federal building located at 320 North Main Street in McAllen, Texas, as the "Kika de la Garza Federal Building", clearing the measure for the President. **Page S10802**

Andres Toro Building: Senate passed H.R. 5026, to designate the Investigations Building of the Food and Drug Administration located at 466 Fernandez Juncos Avenue in San Juan, Puerto Rico, as the "Andres Toro Building", clearing the measure for the President. **Page S10802**

Carroll A. Campbell, Jr. U.S. Courthouse: Senate passed H.R. 5546, to designate the United States courthouse to be constructed in Greenville, South Carolina, as the "Carroll A. Campbell, Jr. United States Courthouse", clearing the measure for the President. **Page S10802**

William M. Steger Federal Building and U.S. Courthouse: Senate passed H.R. 5606, to designate the Federal building and United States courthouse located at 221 and 211 West Ferguson Street in Tyler, Texas, as the "William M. Steger Federal Building and United States Courthouse", clearing the measure for the President. **Page S10802**

John F. Seiberling Federal Building and U.S. Courthouse: Senate passed H.R. 6051, to designate the Federal building and United States courthouse located at 2 South Main Street in Akron, Ohio, as the "John F. Seiberling Federal Building and United States Courthouse", clearing the measure for the President. **Page S10802**

Rush H. Limbaugh, Sr., Courthouse: Senate passed S. 3867, to designate the United States courthouse located at 555 Independence Street, Cape Girardeau, Missouri, as the "Rush H. Limbaugh, Sr., United States Courthouse", after agreeing to the following amendments proposed thereto:

Frist (for Inhofe) Amendment No. 5120, in the nature of a substitute. **Pages S10802–03**

Frist (for Inhofe) Amendment No. 5121, to amend the title. **Pages S10802–03**

Indian Land Consolidation Act: Senate passed S. 3526, to amend the Indian Land Consolidation Act to modify certain requirements under that Act, after agreeing to the following amendment proposed thereto:

Frist (for McCain) Amendment No. 5119, to make technical corrections. **Pages S10803–04**

Coach Eddie Robinson Post Office Building: Committee on Homeland Security and Governmental Affairs was discharged from further consideration of S. 1726, to designate the facility of the United States Postal Service located at 324 Main Street in Grambling, Louisiana, shall be known and designated as the "Coach Eddie Robinson Post Office Building", and the bill was then passed. **Page S10804**

Mickey Mantle Post Office Building: Committee on Homeland Security and Governmental Affairs was discharged from further consideration of S. 3845, to designate the facility of the United States Postal Service located at 301 Commerce Street in Commerce, Oklahoma, as the "Mickey Mantle Post Office Building", and the bill was then passed. **Page S10804**

U.S. Representative Parren J. Mitchell Post Office: Committee on Homeland Security and Governmental Affairs was discharged from further consideration of H.R. 4109, to designate the facility of the United States Postal Service located at 6101 Liberty Road in Baltimore, Maryland, as the "United States Representative Parren J. Mitchell Post Office", and the bill was then passed, clearing the measure for the President. **Page S10804**

Gene Vance Post Office Building: Committee on Homeland Security and Governmental Affairs was discharged from further consideration of H.R. 4805, to designate the facility of the United States Postal Service located at 105 North Quincy Street in Clinton, Illinois, as the "Gene Vance Post Office Building", and the bill was then passed, clearing the measure for the President. **Page S10804**

Governor John Anderson, Jr. Post Office Building: Committee on Homeland Security and Governmental Affairs was discharged from further consideration of H.R. 4674, to designate the facility of the

United States Postal Service located at 110 North Chestnut Street in Olathe, Kansas, as the "Governor John Anderson, Jr. Post Office Building", and the bill was then passed, clearing the measure for the President. **Page S10804**

Robert Linn Memorial Post Office Building: Committee on Homeland Security and Governmental Affairs was discharged from further consideration of H.R. 4768, to designate the facility of the United States Postal Service located at 777 Corporation Street in Beaver, Pennsylvania, as the "Robert Linn Memorial Post Office Building", and the bill was then passed, clearing the measure for the President. **Page S10804**

Joshua A. Terando Morris Post Office Building: Committee on Homeland Security and Governmental Affairs was discharged from further consideration of H.R. 5428, to designate the facility of the United States Postal Service located at 202 East Washington Street in Morris, Illinois, as the "Joshua A. Terando Morris Post Office Building", and the bill was then passed, clearing the measure for the President. **Page S10804**

Larry Cox Post Office: Committee on Homeland Security and Governmental Affairs was discharged from further consideration of H.R. 5434, to designate the facility of the United States Postal Service located at 40 South Walnut Street in Chillicothe, Ohio, as the "Larry Cox Post Office", and the bill was then passed, clearing the measure for the President. **Page S10804**

Larry Winn, Jr. Post Office Building: Committee on Homeland Security and Governmental Affairs was discharged from further consideration of H.R. 5504, to designate the facility of the United States Postal Service located at 6029 Broadmoor Street in Mission, Kansas, as the "Larry Winn, Jr. Post Office Building", and the bill was then passed, clearing the measure for the President. **Page S10804**

Jacob Samuel Fletcher Post Office Building: Committee on Homeland Security and Governmental Affairs was discharged from further consideration of H.R. 5664, to designate the facility of the United States Postal Service located at 110 Cooper Street in Babylon, New York, as the "Jacob Samuel Fletcher Post Office Building", and the bill was then passed, clearing the measure for the President. **Page S10804**

Thomas J. Manton Post Office Building: Committee on Homeland Security and Governmental Affairs was discharged from further consideration of H.R. 6033, to designate the facility of the United States Postal Service located at 39–25 61st Street in Woodside, New York, as the "Thomas J. Manton Post Office Building", and the bill was then passed, clearing the measure for the President. **Page S10804**

Robert J. Thompson Post Office Building: Senate passed H.R. 6075, to designate the facility of the United States Postal Service located at 101 East Gay Street in West Chester, Pennsylvania, as the "Robert J. Thompson Post Office Building", clearing the measure for the President. **Page S10804**

Curt Gowdy Post Office Building: Senate passed H.R. 5224, to designate the facility of the United States Postal Service located at 350 Uinta Drive in Green River, Wyoming, as the "Curt Gowdy Post Office Building", clearing the measure for the President. **Page S10804**

Katherine Dunham Post Office Building: Senate passed H.R. 5929, to designate the facility of the United States Postal Service located at 950 Missouri Avenue in East St. Louis, Illinois, as the "Katherine Dunham Post Office Building", clearing the measure for the President. **Page S10804**

Department of Defense Appropriations—Conference Report: By a unanimous vote of 100 yeas (Vote No. 261), Senate agreed to the conference report to accompany H.R. 5631, making appropriations for the Department of Defense for the fiscal year ending September 30, 2007, clearing the measure for the President. **Pages S10499–S10501**

Homeland Security Appropriations—Conference Report: Senate agreed to the conference report to accompany H.R. 5441, making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2007, clearing the measure for the President. **Pages S10618–32**

National Defense Authorization—Conference Report: Senate agreed to the conference report to accompany H.R. 5122, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, clearing the measure for the President. **Pages S10805–10**

Safe Port Act—Conference Report: Senate agreed to the conference report to accompany H.R. 4954, to improve maritime and cargo security through enhanced layered defenses, clearing the measure for the President. **Pages S10810–17**

Child Custody Protection Act—Motion To Concur—Cloture Vote: By 57 yeas to 42 nays (Vote No. 263), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate failed to agree to the motion to close further debate on the motion to concur in the amendment of

the House to S. 403, to amend title 18, United States Code, to prohibit taking minors across State lines in circumvention of laws requiring the involvement of parents in abortion decisions, with the following pending amendments: **Pages S10616–18**

Bennett (for Frist) Amendment No. 5090 (to the House Amendment), of a technical nature.

Bennett (for Frist) Amendment No. 5091 (to Amendment No. 5090), of a technical nature.

National Heritage Areas Act—House Message: Senate concurred in the amendment of the House to S. 203, to reduce temporarily the royalty required to be paid for sodium produced, to establish certain National Heritage Areas, clearing the measure for the President. **Pages S10539–60**

Financial Services Regulatory Relief Act—House Message: Senate concurred in the amendment of the House to S. 2856, to provide regulatory relief and improve productivity for insured depository institutions, clearing the measure for the President. **Pages S10779–91**

Great Lakes Fish and Wildlife Restoration Act—House Message: Senate concurred in the amendment of the House to S. 2430, to amend the Great Lakes Fish and Wildlife Restoration Act of 1990 to provide for implementation of recommendations of the United States Fish and Wildlife Service contained in the Great Lakes Fishery Resources Restoration Study, clearing the measure for the President. **Pages S10791–93**

Signing Authority—Agreement: A unanimous-consent agreement was reached providing that during the adjournment of the Senate, the Majority Leader and Senator Domenici, be authorized to sign duly enrolled bills or joint resolutions. **Page S10767**

Authorizing Leadership To Make Appointments—Agreement: A unanimous-consent agreement was reached providing that notwithstanding the adjournment of the Senate, the President of the Senate, the President Pro Tempore, and the Majority and Minority Leaders be authorized to make appointments to commissions, committees, boards, conferences, or interparliamentary conferences authorized by law, by concurrent action of the two Houses, or by order of the Senate. **Pages S10767–68**

Authority for Committees: A unanimous-consent agreement was reached providing that notwithstanding the adjournment of the Senate, all committees were authorized to file legislative and executive reports on Wednesday, October 25, 2006, from 10 a.m. until 12 noon. **Page S10768**

Appointments:

NATO Parliamentary Assembly in Quebec City: The Chair, on behalf of the Vice President, in accordance with 22 U.S.C. 1928a–1928d, as amended, appointed the following Senators to the Senate Delegation to the NATO Parliamentary Assembly in Quebec City, Quebec, Canada, during the 109th Congress: Senators Leahy and Mikulski. **Page S10769**

NATO Parliamentary Assembly in Quebec City: The Chair, on behalf of the Vice President, in accordance with 22 U.S.C. 1928a–1928d, as amended, appointed the following Senators to the Senate Delegation to the NATO Parliamentary Assembly in Quebec City, Quebec, Canada, during the 109th Congress: Senators Grassley, Allard, Enzi, Bunning, Voinovich, and Coleman. **Page S10769**

Treaties Approved: The following treaties having passed through their various parliamentary stages, up to and including the presentation of the resolution of ratification, upon division, two-thirds of the Senators present having voted in the affirmative, the resolutions of ratification were agreed to:

Protocol Additional to the Geneva Conventions of 12 August 1949, and relating to the Adoption of an Additional Distinctive Emblem (Treaty Doc. 109–10(A)); and

Extradition Treaty with United Kingdom (Treaty Doc. 108–23) with 1 understanding, 2 declarations and 3 provisos. **Pages S10766–67**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaties:

Extradition Treaty with Latvia (Treaty Doc. No. 109–15);

Extradition Treaty with Estonia (Treaty Doc. No. 109–16);

Extradition Treaty with Malta (Treaty Doc. No. 109–17);

Protocol Amending Tax Convention with Finland (Treaty Doc. No. 109–18);

Protocol Amending Tax Convention with Denmark (Treaty Doc. No. 109–19); and

Protocol Amending Tax Convention with Germany (Treaty Doc. No. 109–20).

The treaties were transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Pages S10768–69**

Messages From the President: Senate received the following message from the President of the United States:

Transmitting, pursuant to law, the report of the District of Columbia's 2007 Budget Request Act;

which was referred to the Committee on Homeland Security and Governmental Affairs. (PM–57)

Pages S10671–72

Nominations in Status Quo—Agreement: A unanimous-consent agreement was reached providing that all nominations received by the Senate during the 109th Congress, remain in status quo, notwithstanding the adjournment of the Senate, and the provisions of Rule XXXI, paragraph 6, of the Standing Rules of the Senate, with certain exceptions.

Page S10762

Nominations Confirmed: Senate confirmed the following nominations:

Andrew B. Steinberg, of Maryland, to be an Assistant Secretary of Transportation.

Sharon Lynn Potter, of West Virginia, to be United States Attorney for the Northern District of West Virginia for the term of four years.

Robert L. Wilkie, of North Carolina, to be an Assistant Secretary of Defense.

David H. Pryor, of Arkansas, to be a Member of the Board of Directors of the Corporation for Public Broadcasting for a term expiring January 31, 2008.

Chris Boskin, of California, to be a Member of the Board of Directors of the Corporation for Public Broadcasting for a term expiring January 31, 2012.

Christopher A. Padilla, of the District of Columbia, to be an Assistant Secretary of Commerce. (Prior to this action, Committee on Banking, Housing, and Urban Affairs was discharged from further consideration.)

Calvin L. Scovel, of Virginia, to be Inspector General, Department of Transportation. (Prior to this action, Committee on Homeland Security and Governmental Affairs was discharged from further consideration.)

Clyde Bishop, of Delaware, to be Ambassador to the Republic of the Marshall Islands. (Prior to this action, Committee on Foreign Relations was discharged from further consideration.)

Bijan Rafiekian, of California, to be a Member of the Board of Directors of the Export-Import Bank of the United States for the remainder of the term expiring January 20, 2007. (Prior to this action, Committee on Banking, Housing, and Urban Affairs was discharged from further consideration.)

Sharon Lynn Hays, of Virginia, to be an Associate Director of the Office of Science and Technology Policy.

Robert W. Johnson, of Nevada, to be Commissioner of Reclamation. (Prior to this action, Committee on Energy and Natural Resources was discharged from further consideration.)

Ronald J. James, of Ohio, to be an Assistant Secretary of the Army.

Major General Todd I. Stewart, USAF (Ret.), of Ohio, to be a Member of the National Security Education Board for a term of four years.

Deborah Jean Johnson Rhodes, of Alabama, to be United States Attorney for the Southern District of Alabama for the term of four years.

Rodger A. Heaton, of Illinois, to be United States Attorney for the Central District of Illinois for the term of four years.

C. Stephen Allred, of Idaho, to be an Assistant Secretary of the Interior. (Prior to this action, Committee on Energy and Natural Resources was discharged from further consideration.)

Cynthia A. Glassman, of Virginia, to be Under Secretary of Commerce for Economic Affairs.

Brigadier General Bruce Arlan Berwick, United States Army, to be a Member of the Mississippi River Commission.

Colonel Gregg F. Martin, United States Army, to be a Member of the Mississippi River Commission.

Brigadier General Robert Crear, United States Army, to be a Member and President of the Mississippi River Commission.

Rear Admiral Samuel P. De Bow, Jr., NOAA, to be a Member of the Mississippi River Commission.

William H. Graves, of Tennessee, to be a Member of the Board of Directors of the Tennessee Valley Authority for a term expiring May 18, 2007.

John K. Veroneau, of Virginia, to be a Deputy United States Trade Representative, with the Rank of Ambassador.

Nelson M. Ford, of Virginia, to be an Assistant Secretary of the Army.

Collister Johnson, Jr., of Virginia, to be Administrator of the Saint Lawrence Seaway Development Corporation for a term of seven years.

Mary Amelia Bomar, of Pennsylvania, to be Director of the National Park Service. (Prior to this action, Committee on Energy and Natural Resources was discharged from further consideration.)

David Longly Bernhardt, of Colorado, to be Solicitor of the Department of the Interior.

Charles L. Glazer, of Connecticut, to be Ambassador to the Republic of El Salvador. (Prior to this action, Committee on Foreign Relations was discharged from further consideration.)

Robert T. Howard, of Virginia, to be an Assistant Secretary of Veterans Affairs (Information and Technology).

John Edward Mansfield, of Virginia, to be a Member of the Defense Nuclear Facilities Safety Board for a term expiring October 18, 2011.

Larry W. Brown, of Virginia, to be a Member of the Defense Nuclear Facilities Safety Board for a term expiring October 18, 2010.

Peter Stanley Winokur, of Maryland, to be a Member of the Defense Nuclear Facilities Safety Board for a term expiring October 18, 2009.

Robert K. Steel, of Connecticut, to be an Under Secretary of the Department of the Treasury.

Mary E. Peters, of Arizona, to be Secretary of Transportation.

Donald Y. Yamamoto, of New York, to be Ambassador to the Federal Democratic Republic of Ethiopia. (Prior to this action, Committee on Foreign Relations was discharged from further consideration.)

Frank Baxter, of California, to be Ambassador to the Oriental Republic of Uruguay. (Prior to this action, Committee on Foreign Relations was discharged from further consideration.)

8 Air Force nominations in the rank of general.

47 Army nominations in the rank of general.

1 Marine Corps nomination in the rank of general.

17 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Coast Guard, Marine Corps, Navy.

Pages S10763–66, S10819–22

Nominations Received: Senate received the following nominations:

William Lindsay Osteen, Jr., of North Carolina, to be United States District Judge for the Middle District of North Carolina.

Martin Karl Reidinger, of North Carolina, to be United States District Judge for the Western District of North Carolina.

Thomas D. Schroeder, of North Carolina, to be United States District Judge for the Middle District of North Carolina.

John Roberts Hackman, of Virginia, to be United States Marshal for the Eastern District of Virginia for the term of four years.

Robert F. Hoyt, of Maryland, to be General Counsel for the Department of the Treasury.

Routine lists in the Air Force, Army, Foreign Service, National Aeronautics and Space Administration, National Oceanic and Atmospheric Administration, Public Health Service. **Page S10818**

Nominations Returned to the President: The following nominations were returned to the President failing of confirmation under Senate Rule XXXI at the time of the adjournment of the 109th Congress:

Kenneth Y. Tomlinson, of Virginia, to be Chairman of the Broadcasting Board of Governors.

Kenneth Y. Tomlinson, of Virginia, to be a Member of the Broadcasting Board of Governors for a term expiring August 13, 2007.

Arlene Holen, of the District of Columbia, to be a Member of the Federal Mine Safety and Health Review Commission for a term expiring August 30, 2010.

John Robert Bolton, of Maryland, to be the Representative of the United States of America to the United Nations, with the rank and status of Ambassador, and the Representative of the United States of America in the Security Council of the United Nations (Recess Appointment).

John Robert Bolton, of Maryland, to be Representative of the United States of America to the Sessions of the General Assembly of the United Nations during his tenure of service as Representative of the United States of America to the United Nations (Recess Appointment).

Steven G. Bradbury, of Maryland, to be an Assistant Attorney General.

Paul DeCamp, of Virginia, to be Administrator of the Wage and Hour Division, Department of Labor.

Donald V. Hammond, of Virginia, to be a Member of the Internal Revenue Service Oversight Board for a term expiring September 21, 2010.

Peter D. Keisler, of Maryland, to be United States Circuit Judge for the District of Columbia Circuit.

Richard Stickler, of West Virginia, to be Assistant Secretary of Labor for Mine Safety and Health.

Michael Brunson Wallace, of Mississippi, to be United States Circuit Judge for the Fifth Circuit.

Norman Randy Smith, of Idaho, to be United States Circuit Judge for the Ninth Circuit.

William Gerry Myers III, of Idaho, to be United States Circuit Judge for the Ninth Circuit.

William James Haynes II, of Virginia, to be United States Circuit Judge for the Fourth Circuit.

Terrence W. Boyle, of North Carolina, to be United States Circuit Judge for the Fourth Circuit.

Paul DeCamp, of Virginia, to be Administrator of the Wage and Hour Division, Department of Labor (Recess Appointment). **Pages S10762–63**

Messages From the House: **Pages S10672–73**

Measures Placed on Calendar: **Page S10673**

Measures Read First Time: **Page S10673**

Executive Reports of Committees: **Pages S10673–75**

Additional Cosponsors: **Pages S10680–82**

Statements on Introduced Bills/Resolutions: **Pages S10682–S10759**

Additional Statements: **Pages S10666–71**

Amendments Submitted: **Pages S10759–62**

Notices of Hearings/Meetings: **Page S10762**

Privileges of the Floor: **Page S10762**

Record Votes: Three record votes were taken today. (Total—263) **Pages S10501, H10616, H10618**

Adjournment: Senate convened at 9:30 a.m., on Friday, September 29, 2006, and adjourned pursuant to the provisions of H. Con. Res. 483, at 2:26 a.m.,

on Saturday, September 30, 2006, until 10 a.m., on Thursday, November 9, 2006. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S10818.)

Committee Meetings

(Committees not listed did not meet)

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the nominations of Nora Barry Fischer, to be United States District Judge for the Western District of Pennsylvania, Gregory Kent Frizzell, to be United States District Judge for the Northern District of Oklahoma, Marcia Morales Howard, to be United States District Judge for the Middle District of Florida, Robert James Jonker, Paul Lewis Maloney, and Janet T. Neff, each to be a United States District Judge for the Western District of Michigan, Leslie Southwick, to be United States District Judge for the Southern District of Mississippi, Lisa Godbey Wood, to be United States District Judge for the Southern District of Georgia, and Sharon Lynn Potter, to be United States Attorney for the Northern District of West Virginia, and Deborah Jean Johnson Rhodes, to be United States Attorney for the Southern District of Alabama, both of the Department of Justice.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 60 public bills, H.R. 6253–6312; and 24 resolutions, H.J. Res. 99; H. Con. Res. 489–494; and H. Res. 1060–1061, 1063–1077 were introduced.

Pages H8053–57

Additional Cosponsors: **Pages H8057–59**

Reports Filed: Reports were filed today as follows:

Conference report on H.R. 5122, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2007 (H. Rept. 109–702);

H. Res. 1062, waiving points of order against the conference report to accompany H.R. 5122, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year (H. Rept. 109–703);

H.R. 6134, to amend the Internal Revenue Code of 1986 to expand health coverage through the use of high deductible health plans and to encourage the use of health savings accounts, with an amendment (H. Rept. 109–704);

H.R. 5472, to amend the Public Health Service Act to provide waivers relating to grants for preventive health measures with respect to breast and cervical cancers, with an amendment (H. Rept. 109–705);

H.R. 6060, to authorize certain activities by the Department of State (H. Rept. 109–706);

H.R. 5695, to amend the Homeland Security Act of 2002 to provide for the regulation of certain chemical facilities, with an amendment (H. Rept. 109–707, Pt. 1);

H.R. 1078, to strengthen the authority of the Federal Government to protect individuals from certain acts and practices in the sale and purchase of Social Security numbers and Social Security account numbers, with an amendment (H. Rept. 109–708, Pt. 1);

H.R. 4880, to direct the Commandant of the Coast Guard to require that a security plan for a maritime facility be resubmitted for approval upon transfer of ownership or operation of such facility, with an amendment (H. Rept. 109–709, Pt. 1);

H. Con. Res. 424, expressing the sense of Congress that it is the goal of the United States that, not later than January 1, 2025, the agricultural, forestry, and working land of the United States should provide from renewable resources not less than 25 percent of the total energy consumed in the United States and continue to produce safe, abundant, and affordable food, feed, and fiber (H. Rept. 109–710, Pt. 1); and

Conference report on H.R. 4954, to improve maritime and cargo security through enhanced layered defenses, (H. Rept. 109–711).

Pages H8053, H8061–H8569

Speaker: Read a letter from the Speaker wherein he appointed Representative Bonner to act as Speaker pro tempore for today. **Page H7905**

Chaplain: The prayer was offered by the guest Chaplain, Rev. Dr. Barry C. Black, Chaplain, United States Senate. **Page H7905**

Private Property Rights Implementation Act of 2006: The House passed H.R. 4772, to simplify and expedite access to the Federal courts for injured parties whose rights and privileges under the United States Constitution have been deprived by final actions of Federal agencies or other government officials or entities acting under color of State law, by a yea-and-nay vote of 231 yeas to 181 nays, Roll No. 511. **Pages H7916–25, H7990–91**

H. Res. 1054, the rule providing for consideration of the bill was agreed to by a yea-and-nay vote of 218 yeas to 188 nays, Roll No. 505, after agreeing to order the previous question by a yea-and-nay vote of 221 yeas to 186 nays, Roll No. 504.

Pages H7907–16

Military Commissions Act of 2006: The House passed S. 3930, to authorize trial by military commission for violations of the law of war, by a yea-and-nay vote of 250 yeas to 170 nays, Roll No. 508—clearing the measure for the President.

Pages H7925–51, H7959

H. Res. 1054, the rule providing for consideration of the bill was agreed to by a yea-and-nay vote of 218 yeas to 188 nays, Roll No. 505, after agreeing to order the previous question by a yea-and-nay vote of 221 yeas to 186 nays, Roll No. 504.

Pages H7907–16

Department of Homeland Security Appropriations Act, 2007—Conference Report: The House agreed to the conference report to accompany H.R. 5441, making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2007, by a yea-and-nay vote of 412 yeas to 6 nays, Roll No. 509; **Pages H7959–72, H7989**

H. Res. 1054, the rule providing for consideration of the conference report was agreed to by a yea-and-nay vote of 218 yeas to 188 nays, Roll No. 505, after agreeing to order the previous question by a yea-and-nay vote of 221 yeas to 186 nays, Roll No. 504. **Pages H7907–16**

Member Resignation: Read a letter from Representative Foley, wherein he resigned as Representative of the 16th Congressional District of Florida, effective today. **Page H7976**

John Warner National Defense Authorization Act for Fiscal Year 2007—Conference Report: The House agreed to the conference report to accompany H.R. 5122, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes, by a yea-and-nay vote of 398 yeas to 23 nays, Roll No. 510.

Pages H7951, H7976–89, H7990, H8061–H8540

Agreed to H. Res. 1053, waiving a requirement of clause 6(a) of rule XIII with respect to the same day consideration of certain resolutions reported by the Rules Committee, by a recorded vote of 227 ayes to 193 noes, Roll No. 507, after agreeing to order the previous question by a yea-and-nay vote of 215 yeas to 197 nays, Roll No. 506. **Pages H7951–59**

H. Res. 1062, the rule providing for consideration of the conference report was agreed to by voice vote, after agreeing to order the previous question.

Pages H7959, H7972–76

Suspensions: The House agreed to suspend the rules and pass the following measures:

Amending the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to make technical corrections: H.R. 6233, to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to make technical corrections; **Pages H7992–H8002**

Amending section 29 of the International Air Transportation Competition Act of 1979 relating to air transportation to and from Love Field, Texas: S. 3661, to amend section 29 of the International Air Transportation Competition Act of 1979 relating to air transportation to and from Love Field, Texas, by a ⅔ yea-and-nay vote of 386 yeas to 22 nays, Roll No. 515—clearing the measure for the President; **Pages H8002–11, H8026**

Providing for Federal energy research, development, demonstration, and commercial application activities: H.R. 6203, to provide for Federal energy research, development, demonstration, and commercial application activities; **Pages H8011–18**

Supporting the goals and ideals of Red Ribbon Week: H. Res. 1028, supporting the goals and ideals of Red Ribbon Week; and **Pages H8019–20**

Minority Serving Institution Digital and Wireless Technology Opportunity Act of 2005: S. 432, amended, to establish a digital and wireless network technology program.

Presidential Message: Read a message from the President wherein he transmitted the District of Columbia's Fiscal Year 2007 Budget Request Act—referred to the Committee on Appropriations and ordered printed (H. Doc. 109–136). **Page H8020**

Recess: The House recessed at 8:20 p.m. and reconvened at 9:30 p.m. **Page H8020**

Security and Accountability For Every Port Act or the SAFE Port Act—Conference Report: The House agreed to the conference report to accompany H.R. 4954, to improve maritime and cargo security

through enhanced layered defenses by a recorded vote of 409 ayes to 2 noes, Roll No. 516.

Pages H8020, H8026–38, H8540–69

Agreed to H. Res. 1053, waiving a requirement of clause 6(a) of rule XIII with respect to the same day consideration of certain resolutions reported by the Rules Committee, by a recorded vote of 227 ayes to 193 noes, Roll No. 507, after agreeing to order the previous question by a yea-and-nay vote of 215 yeas to 197 nays, Roll No. 506. **Pages H7951–59**

The House agreed by unanimous consent to consider H. Res. 1064, the rule providing for consideration of the conference report which was agreed to by voice vote, after agreeing to order the previous question by a yea-and-nay vote of 220 yeas to 189 nays, Roll No. 512. **Pages H8021–24**

Privileged Resolution: Representative Pelosi offered a resolution requiring investigation of knowledge of offenses of a Member of the House. **Pages H8024–26**

Motion to Refer: Representative Boehner motion to refer the matter to the Committee on Standards of Official Conduct was agreed to by a recorded vote of 409 ayes with none voting ''noe'', Roll No. 514, after agreeing to order the previous question by a recorded vote of 410 ayes with none voting ''noe'', No. 513. **Pages H8024–26**

Speaker Pro Tempore: Read a letter from the Speaker wherein he appointed Representative Wolf, and Representative Tom Davis of Virginia to act as Speaker pro tempore to sign enrolled bills and joint resolutions through November 13, 2006. **Page H8026**

Federal and District of Columbia Government Real Property Act of 2005: The House agreed by unanimous consent to H.R. 3699, amended, to provide for the sale, acquisition, conveyance, and exchange of certain real property in the District of Columbia to facilitate the utilization, development, and redevelopment of such property. **Pages H8038–43**

Providing for a correction to the enrollment of H.R. 6233: The House agreed by unanimous consent to H. Con. Res. 491, to provide for a correction to the enrollment of H.R. 6233. **Page H8043**

Veterans' Compensation Cost-of-Living Adjustment Act of 2006: The House agreed by unanimous consent to S. 2562, to increase, effective as of December 1, 2006, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans—clearing the measure for the President. **Pages H8043–44**

North Korea Nonproliferation Act of 2006: The House agreed by unanimous consent to S. 3728, to promote nuclear nonproliferation in North Korea—clearing the measure for the President.

Pages H8044–48

Senate Messages: Messages received from the Senate today appear on pages H7925, H7972, H7991–92, and H8038.

Senate Referrals: S. 476, S. 1378, S. 1830, and S. 3661 were held at the desk; and S. 1131, S. 1288, S. 1346, S. 1829 and S. 1913 were referred to the Committee on Resources; and S. 4001 was referred to the Committees on Agriculture and Resources.

Page H8048

Quorum Calls—Votes: Nine yea-and-nay votes and four recorded votes developed during the proceedings today and appear on pages H7914–15, H7915–16, H7957–58, H7958–59, H7959, H7989, H7990, H7990–91, H8023–24, H8024–25, H8025, H8026, and H8037–38. There were no quorum calls.

Adjournment: The House met at 9 a.m. and at 1:05 a.m. on Saturday, September 30th, pursuant to the provisions of H. Con. Res. 483, stands adjourned until 2 p.m. on Thursday, November 9, 2006.

Committee Meetings

PRETEXTING—INTERNET DATA BROKERS

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing entitled ''Internet Data Brokers and Pretexting: Who Has Access to Your Private Records?'' Testimony was heard from Joel Winston, Associate Director, Division of Privacy and Identity Protection, Bureau of Consumer Protection, FTC; Kris Anne Monteith, Chief, Enforcement Bureau, FCC; and public witnesses.

In refusing to give testimony at this hearing, Doug Atkin invoked Fifth Amendment privileges.

CHINA HUMAN RIGHTS—FALUN GONG

Committee on International Relations: Subcommittee on Oversight and Investigations held a hearing on Falun Gong: Organ Harvesting and China's Ongoing War on Human Rights. Testimony was heard from public witnesses.

CONFERENCE REPORT—NATIONAL DEFENSE AUTHORIZATION ACT FISCAL YEAR 2007

Committee on Rules: Granted a rule waiving all points of order against the conference report to accompany H.R. 5122, National Defense Authorization Act for Fiscal Year 2007, and against its consideration. The rule provides that the conference report shall be considered as read. Testimony was heard from Chairman Hunter and Representative Skelton.

NOAA WEATHER SATELLITE PROGRAM

Committee on Science: Held a hearing on GAO Report on NOAA's Weather Satellite Program.

Testimony was heard from David Powner, Director, Information Technology Management Issues, GAO; and VADM Conrad C. Lautenbacher, USN (Ret.), Administrator, NOAA, Department of Commerce.

Joint Meetings

NATIONAL DEFENSE AUTHORIZATION

Conferees agreed to file a conference report on the differences between the Senate and House passed versions of H.R. 5122, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, *p. D1065)*

S. 3525, to amend part B of title IV of the Social Security Act to reauthorize the promoting safe and stable families program. Signed on September 28, 2006. (Public Law 109–288).

House

No committee meetings are scheduled.

CONGRESSIONAL PROGRAM AHEAD

Week of October 2 through October 7, 2006

Senate Chamber

Senate stands in adjournment.

Senate Committees

(Committee meetings are open unless otherwise indicated)

No meetings/hearings scheduled.

House Committees

Committee on Government Reform, October 4, hearing entitled ''Ova-Pollution in the Potomac: Egg-Bearing Male Bass and Implications for Human and Ecological Health,'' 1 p.m., 2154 Rayburn.

Next Meeting of the SENATE

10 a.m., Thursday, November 9

Senate Chamber

Program for Thursday: Senate will be in a period of morning business.

Next Meeting of the HOUSE OF REPRESENTATIVES

2 p.m., Thursday, November 9

House Chamber

Program for Thursday, November 9, 2006: To be announced.

Congressional Record

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