

**En Bloc Amendments to H.R. 1960**  
**National Defense Authorization Act for Fiscal Year 2014**  
 Wednesday, June 5, 2013

Subcommittee on Readiness

En Bloc 1

<b>Log #</b>	<b>Sponsor</b>	<b>Description</b>
014r1	Rigell	Aligns DOD with OMB guidance on closely associated with inherently governmental functions
027	Andrews	Requires a brief on commercially available meteorological data gathering and weather modeling technologies.
039	Loebsack	This amendment requires a DOD review of manufacturing requirements for which there is no commercial source that can be performed in Army arsenals
040	Loebsack	This amendment increases information available to Program Executive Officers and Program Managers regarding the capabilities provided by Army arsenals for use when evaluating manufacturing requirements.
041	Loebsack	Directs DOD to implement a standardized checklist of existing sourcing and management laws modeled after the checklist already used by the Army. It would not create any new laws.
069	Bordallo	Enhances "Repair American" provisions by ensuring non-home ported Navy vessels are considered as home ported in the US for purposes of repairs and overhauls. It also defines voyage repair.
071	Wittman	Strike \$12.0 million MILCON gate project at Croughton, UK.
072	Wittman/Bordallo	Directs the Comptroller General of the United State to provide the congressional defense committees an assessment of readiness status of the Military Ocean Terminal Concord (MOTCO)California.
073	Wittman/Bordallo	Directs comptroller general of the US to review DOD's readiness and the risks DOD faces and to report the results of this review to the congressional defense committees
074	Wittman	Army Reserve MILCON project location modification in Chesapeake, VA
075	Wittman	Strike generic KC-46A MILCON with location specific KC-46A MILCON
083	Courtney	Requires DOD to brief the defense committees on plans to make excess defense articles from Afghanistan available to domestic entities, including improvements in sharing information about availability of retrograded equipment

**AMENDMENT TO H.R. 1960**  
**OFFERED BY MR. RIGELL OF VIRGINIA**

At the appropriate place in title IX, insert the following new section:

1 **SEC. 9\_\_\_ REQUIREMENT TO ENSURE SUFFICIENT LEVELS**  
2 **OF GOVERNMENT OVERSIGHT OF FUNCTIONS**  
3 **CLOSELY ASSOCIATED WITH INHERENTLY**  
4 **GOVERNMENTAL FUNCTIONS.**

5 (a) REQUIREMENT.—Section 129a of title 10, United  
6 States Code, is amended by adding at the end the fol-  
7 lowing new subsection:

8 “(g) REQUIREMENT FOR OVERSIGHT OR APPRO-  
9 PRIATE CORRECTIVE ACTIONS.—For purposes of sub-  
10 section (f)(3)(B), if insufficient levels of Government over-  
11 sight are found, the Secretary of the military department  
12 or head of the Defense Agency responsible shall provide  
13 such oversight or take appropriate corrective actions, in-  
14 cluding potential conversion to Government performance,  
15 consistent with this section and sections 129 and 2463  
16 of this title.”.

17 (b) AMENDMENT RELATING TO REVIEW OF CERTAIN  
18 CONTRACTS.—Subsection (e)(2)(C) of section 2330a of  
19 such title is amended by adding after “governmental func-

1 tions” the following: “in which there is inadequate over-  
2 sight of the contractor personnel performing such func-  
3 tions”.



## Weather Data and Modeling—Rep. Andrews

The committee is aware that weather forecasting plays a vital role in mission readiness, and that the Department of Defense has taken steps to improve its forecasting.

However, weather models are only as effective as the underlying data which inform them. The military relies largely on weather balloons for data gathering. Further, the committee is aware of recent advances in data gathering methods already in use in the private sector which promise to deliver more accurate data, and thus, more precise forecasts.

In an asymmetric warfare environment, inclement or unanticipated weather phenomena can have a dramatic impact on U.S. and coalition forces, especially with regard to air superiority and special operations. Therefore, the committee directs the Secretary of Defense to provide to the Committees on Armed Services of the House of Representatives and the Senate a brief on existing commercial meteorological data gathering technologies, their adaptability to military usage, practicality in a combat environment, and accuracy of data. The brief should also include estimated costs associated with acquisition, maintenance, and licensing, where applicable, of these commercially available technologies.

**AMENDMENT TO H.R. 1960**  
**OFFERED BY MR. LOEBSACK OF IOWA**

At the appropriate place in title III, insert the following:

1 **SEC. 3\_\_.** **REVIEW OF CRITICAL MANUFACTURING CAPA-**  
2 **BILITIES WITHIN ARMY ARSENALS.**

3 (a) **REVIEW.**—The Secretary of Defense, in consulta-  
4 tion with the Secretaries of the military departments and  
5 the directors of the Defense Agencies, shall conduct a re-  
6 view of the current and expected manufacturing require-  
7 ments across the Department of Defense to identify crit-  
8 ical manufacturing competencies, supplies, components,  
9 end items, parts, assemblies, and sub-assemblies for which  
10 no or a limited domestic commercial source exists. In con-  
11 ducting the review under this section, the Secretary—

12 (1) shall assess which of the competencies for  
13 which no or a limited domestic commercial source  
14 exists could be executed by an arsenal owned by the  
15 United States; and

16 (2) may review other manufacturing capabili-  
17 ties, as the Secretary determines appropriate, to de-  
18 termine if such capabilities could be executed by an  
19 arsenal owned by the United States.

1 (b) CONGRESSIONAL BRIEFING.—Not later than 180  
2 days after the date of the enactment of this Act, the Sec-  
3 retary shall brief the congressional defense committees on  
4 the results of the review conducted under subsection (a).



**AMENDMENT TO H.R. 1960**  
**OFFERED BY MR. LOEBSACK OF IOWA**

At the appropriate place in title III, insert the following:

1 **SEC. 3 \_\_\_\_ . INCLUSION OF ARMY ARSENALS CAPABILITIES**  
2 **IN SOLICITATIONS.**

3 (a) **DETERMINATION OF USE OF ARSENALS.—**

4 (1) **SOLICITATION OF INFORMATION.—**When  
5 undertaking a make-or-buy analysis, a Program Ex-  
6 ecutive Officer or Program Manager of a military  
7 service or Defense Agency shall solicit information  
8 from an arsenal owned by the United States regard-  
9 ing the capability of the arsenal to fulfill a manufac-  
10 turing requirement.

11 (2) **SUBMITTAL OF MATERIAL SOLUTION.—**

12 Upon a determination, that an arsenal owned by the  
13 United States is capable of fulfilling a manufac-  
14 turing requirement, a Program Executive Officer or  
15 Program Manager shall allow the arsenal to submit  
16 a material solution in response to the requirement.

17 (b) **NOTIFICATION OF SOLICITATIONS.—**When

18 issuing a solicitation, a Program Executive Officer or Pro-  
19 gram Manager shall notify each arsenal owned by the

- 1 United States of any manufacturing requirement that the
- 2 arsenal has the capability to fulfill and allow the arsenal
- 3 to submit a proposal in response to the requirement.





## Amendment Offered by Mr. Loeb sack of Iowa

H.R. 1960—National Defense Authorization Act for Fiscal Year 2014

To be inserted in the appropriate place in the report:

### **Utilization of Standardized Services Contract Approval Form**

The committee recognizes that the Department of the Army has promoted compliance with important sourcing and management laws through the establishment of a Request for Services Contract Approval Form, which is, essentially, a checklist which conveniently and concisely integrates those laws in one form. Accordingly, the committee directs the Under Secretary of Defense for Acquisition, Technology, and Logistics, in coordination and consultation with the Under Secretary of Defense for Personnel and Readiness, to issue policies for implementing a standard checklist to be completed prior to the issuance of solicitation for any new service contract or exercising of any existing contract option for services, including services provided under a goods contract. In implementing a standard checklist, the committee directs the Department to model, to the maximum extent practicable, its policies and checklist on those already used by the Department of the Army.

**[Discussion Draft]****AMENDMENT TO H.R. \_\_\_\_\_****OFFERED BY MS. BORDALLO OF GUAM****(FY 14 NDAA)**

At the appropriate place in title X, insert the following new section:

1 **SEC. 10\_\_\_\_. REPAIR OF VESSELS IN FOREIGN SHIPYARDS.**

2 (a) NONHOMEPORTEED VESSELS.—Subsection (a) of  
3 section 7310 of title 10, United States Code, is amended—

4 (1) by striking “A naval” and inserting “(1) A  
5 naval”; and

6 (2) by adding at the end the following new  
7 paragraph:

8 “(2) For purposes of this section, a naval vessel that  
9 does not have a designated homeport shall be treated as  
10 being homeported in the United States or Guam.”.

11 (b) VOYAGE REPAIR.—Such section is further  
12 amended—

13 (1) in subsection (c)(3)(C), by striking “as de-  
14 fined in Commander Military Sealift Command In-  
15 struction 4700.15C (September 13, 2007) or Joint  
16 Fleet Maintenance Manual (Commander Fleet

Log 089

1 Forces Command Instruction 4790.3 Revision A,  
2 Change 7), Volume III”; and

3 (2) by adding at the end the following new sub-  
4 section:

5 “(d) VOYAGE REPAIR DEFINED.—In this section, the  
6 term ‘voyage repair’ has the meaning given such term in  
7 Navy Instruction COMFLTFORCOMINST 4790.3B.”.



**AMENDMENT TO H.R. 1960**  
**OFFERED BY MR. WITTMAN OF VIRGINIA**

In the table in section 2301(b), relating to Air Force military construction projects outside the United States, strike the item relating to United Kingdom, Royal Air Force Croughton, in the amount of \$12,000,000.

In the table in section 4601, relating to an Air Force military construction project, strike the item relating to United Kingdom, Royal Air Force Croughton, in the amount of \$12,000,000.

In the table in section 4301, relating to Operation and Maintenance, Air Force Operating Forces for line 050 entitled Facilities Sustainment, Restoration and Modernization, add an additional \$12,000,000.



**Amendment Offered by Mr Wittman and Mrs Bordallo\_\_**

**H.R. 1960—National Defense Authorization Act for Fiscal Year 2014**

To be inserted in the appropriate place the report:

**Military Ocean Terminal Concord**

The committee is concerned about the readiness status of the Military Ocean Terminal Concord (MOTCO), California. The port's net explosive weight limitation, combined with its other facilities such as magazines, rail lines, piers, and staging areas, gives it the capacity to handle common user ordnance load-out requirements for the military services and combatant commanders during wartime and contingency operations. Consequently, it is a key national asset essential to military readiness, and the committee recognizes its need to be maintained.

The Government Accountability Office in its May 13, 2013, report "Defense Logistics: The Department of Defense's Report on Strategic Seaports Addressed All Congressionally Directed Elements," cited significant deficiencies that impair the port's capability to support required missions. Information provided to the committee by the Department of the Army, which is responsible for the operation and maintenance of MOTCO, indicates port facilities and equipment need major rehabilitation and modernization. While the Army has been directed by internal Department of Defense documents to fund equipment and facility improvements and pier replacements, the committee notes these efforts will not return the port to full operational status until 2018 at the earliest.

Because the lack of this critical mobility infrastructure could delay support of operational plans, the committee directs the Comptroller General of the United States to provide to the congressional defense committees an assessment of:

- A) The current physical condition of Military Ocean Terminal Concord;
- B) The ability of the port to successfully execute mission requirements of the military services and the combatant commanders;
- C) The repairs required to bring the port to full mission capability, to include total cost and timeline and options to expedite the timeline;
- D) The risk associated with failing to make equipment and facility improvements and pier replacements in a timely fashion; and

E) Options available to mitigate any shortfalls, including munitions supply, load-out, and transportation options, and potential statutory or regulatory waivers.

As part of the assessment, the Comptroller General shall consult with the combatant commanders regarding their operational requirements. The report shall be submitted no later than December 31, 2013, and may be submitted in a classified format if necessary.

The committee also directs the Secretary of the Army to provide to the congressional defense committees a summary of the current equipment and facilities conditions MOTCO. The report shall include: a status of the Environmental Impact Statement; a projects list identifying requirements necessary to address infrastructure deficiencies by fiscal year and funding amounts required; the design initiation associated with the project list; and a timeline for completion of the infrastructure improvements. This report shall be submitted to the congressional defense committees no later than September 30, 2013. The report may be submitted in a classified format if necessary.

## Amendment Offered by Representatives Wittman and Bordallo

H.R. 1960—National Defense Authorization Act for Fiscal Year 2014

To be inserted in the appropriate place the report:

### GAO Review of DOD Readiness and Risks

With the drawdown of forces first from Iraq, and now from Afghanistan the military has faced a new set of challenges as it plans for an uncertain future with less resources. In its January 2012 strategic guidance, *Sustaining U.S. Global Leadership: Priorities for 21st Century Defense* and related documents, DOD called for a smaller, lighter, flexible joint force able to conduct a full range of activities but no longer sized to conduct large and protracted stability operations. It also called for a rebalancing of forces to the Asia-Pacific region along with the Middle East and several other changes. In March 2013, the Secretary of Defense directed the Deputy Secretary of Defense to work with the Chairman of the Joint Chiefs of Staff to conduct a strategic choice and management review to examine the choices that underlie the defense strategy, posture, and investments, including all past assumptions and systems. Shifts in strategy or assumptions can have a material impact on the way DOD portrays its readiness, and the risks it faces.

To help inform the committee's oversight and its consideration of the Department's budget request, the committee directs the Comptroller General of the United States to review DOD's readiness and the risks the department faces and to report the results of this review to the Congressional Defense Committees. The review should specifically address:

- (1) the current and historical readiness status of each of the military services including any trends in reported readiness;
- (2) the current and historical readiness status of each of the current geographic and functional combatant commands, including any trends in reported readiness;
- (3) the key factors that impact readiness, and how these factors contributed to any reported changes in readiness between March 1, 2013, when sequestration went into effect, and the December 2013 readiness reports; and
- (4) changes in strategic and military risk levels between 2011 and 2014, including any changes in the way the Chairman of the Joint Chiefs of Staff evaluates and reports strategic and military risks.

In reporting on these four elements, the Comptroller General may take a phased approach, reporting on elements (1), (2), and (3) by March 15, 2014 and reporting on element (4) 45 days after DOD delivers the annual Chairman's Risk Assessment and, if applicable, the Secretary of Defense's Risk Mitigation plan to the Congressional Defense Committees.

**AMENDMENT TO H.R. 1960****OFFERED BY MR. WITTMAN OF VIRGINIA**

In section 2612, relating to extension of authorizations of certain National Guard fiscal year 2011 military construction projects, strike “sections 2601” and insert “sections 2601, 2602,” insert “and Army Reserve” in the table heading after “National Guard”, and insert in the table a new item relating to Fort Story, Virginia, for extension of an Army Reserve Center project in the amount of \$11,000,000.





**AMENDMENT TO H.R. 1960****OFFERED BY MR. WITTMAN OF VIRGINIA**

In the table in section 2301(a), relating to Air Force military construction projects inside the United States, add an item relating to Altus Air Force Base, Oklahoma, in the amount of \$30,850,000 and an item relating to McConnell Air Force Base, Kansas, in the amount of \$219,120,000.

Strike section 2301(c), relating to Air Force unspecified worldwide military construction projects.

In the table in section 4601, relating to an Air Force military construction project, strike the items relating to unspecified worldwide projects in the amounts of \$192,700,000 and \$63,000,000.

In the table in section 4601, relating to an Air Force military construction project, add the following projects relating to Altus Air Force Base, Oklahoma: KC-46A FTU Renovate Facility for 97 OG and 97 MXTS \$1,200,000; KC-46A FTU ADAL Squad Ops/AMU \$7,400,000; KC-46A FTU Fuselage Trainer Phase 1 \$6,300,000; KC-46A FTU Flight Training Center Simulators Facility Phase 1 \$12,600,000; KC-46A FTU

ADAL Fuel System Maintenance Dock for Hangar  
\$3,350,000.

In the table in section 4601, relating to an Air Force military construction project, add the following projects relating to McConnell Air Force Base, Kansas: KC-46A Aprons Fuels Distribution System Alteration \$12,800,000; KC-46A Miscellaneous Facilities Alteration \$970,000; KC-46A 2-Bay Corrosion Control/Fuel Cell Hangar \$82,000,000; KC-46A General Maintenance Hangar \$32,000,000; KC-46A Flight Simulator Facility Alteration Phase 1 \$2,150,000; KC-46A Aircraft Parking Apron Alteration \$2,200,000; KC-46A 3-Bay General Purpose Maintenance Hangar \$80,000,000; KC-46A Pipeline Student Dormitory \$7,000,000.

In the table in section 4301, relating to Operation and Maintenance, Air Force Operating Forces for line 050 entitled Facilities Sustainment, Restoration and Modernization, add an additional \$5,730,000.



**Amendment Offered by Mr. Courtney**

**H.R. 1960—National Defense Authorization Act for Fiscal Year 2014**

To be inserted in the appropriate place the report:

*Disposition of Retrograded Equipment from Afghanistan*

As the Department continues the drawdown of U.S. forces from Afghanistan, the committee is aware of continued interest by local communities, law enforcement agencies, and other eligible domestic entities in the reuse of excess defense articles.

The committee supports close coordination between the Department and the National Association of State Agencies for Surplus Property in connecting interested eligible domestic entities with surplus military equipment at no cost to the government. However, in conducting oversight on the progress of drawdown in Afghanistan, the committee believes that the Department can do more to provide real-time information on the availability, location, and condition of surplus materials available to interested eligible entities.

The committee therefore directs the Secretary of Defense to brief the congressional defense committees no later than October 1, 2013, on the Department's plans to make excess defense articles from the drawdown in Afghanistan available to eligible domestic entities at no cost to the government. This briefing shall specifically include planned improvements to real-time information sharing with interested eligible parties regarding what equipment might be available, when, where, and in what condition.