

En Bloc Amendments to H.R. 2500

Full Committee En Bloc # 8

Log #	Sponsor	Description
037r2	Speier	Brings DOD whistleblower retaliation burdens of proof in line with title 5.
455r1	Banks	Directs the Director of National Intelligence to identify entities, such as technology companies, that pose an espionage threat to DoD-funded programs at institutions of higher education.
069	Gabbard	Clarifies that nothing in this act may be construed to authorize the use of military force against Iran.
051r1	Hill	Modify the authorized uses of a certain property conveyed by the United States in Los Angeles, California.
031r1	Speier	Increases responsibilities of military housing tenant advocate and designates DOD official responsible for assisting advocates.
508	Bacon	Increases AF RDTE by 32 million for PNT resiliency, mods, and improvements (line 041).
459r1	Carbajal	Rescinding the October 13, 2017 memo regarding military service suitability determinations for foreign nationals who are lawful permanent residents.
308r2	Gallego	Directs that DoD develop regulations that allow for a service secretary to grant a waiver a single instance of cannabis usage by an individual seeking to reenlist in the relevant Service.
209	Langevin	Directs DOD to assess the viability of using low enriched uranium in naval nuclear propulsion reactors including those reactors found on aircraft carriers and submarines
322r1	Houlahan	Requires DOD to promulgate guidance on acquisition of items with rare earth materials and provides authority for the disposal and acquisition of materials in the National Defense Stockpile
447r2	Escobar	With regard to the GSA portal pilot authorized in Section 846 of the FY18 NDAA, requires the GSA Director include an e-procurement model platform alongside the e-commerce model in the pilot.
035r3	Speier	Prevents DOD officials from owning or trading individual stocks in companies with more than \$1 billion in revenue from the DOD.
185r1	Cooper	Establish JASON in law as an advisory committee on national security research.
350r2	Garamendi	The FY18 NDAA directed GSA to establish a program for procurement through commercial e-commerce portals. This provision directs GSA to establish a five-year program to test the three models.
105	Brown	Makes permanent the Mentor Protégé Program and adds additional reporting requirements.

**Full Committee
En Bloc # 8**

Log #	Sponsor	Description
380r2	Kim	For telecommunications services or installations of telecommunications infrastructure on national security installations located in outlying areas of the Pacific, the SECDEF shall only award to contractors that are American-owned or American-operated.
328r1	Haaland	Establish program "Department of Energy National Lab Jobs ACCESS Program" a competitive 5 year grant to eligible entities. Creates an apprenticeship or preapprenticeship that leads to postsecondary credentials for secondary school.
086	Gabbard	Clarifies that nothing in this act may be construed as authorizing use of force against Venezuela.
513	Haaland	Strike "as reasonably anticipated by the Secretary concerned," revisions: adding sacred sites and definition, changing adversely impact to significantly affect
253	Rogers	Prohibition on transfer of GTMO detainees to Cuba, Iran, Russia, and North Korea
005r1	Turner	Strikes provision that requires congressional notification of meetings of the nuclear weapons council.
390r2	Lamborn	Strikes Sec. 1665 and inserts new section on space ballistic missile interceptor layer
006r1	Turner	Strikes section 1647 relating to military to military dialouge to reduce the risk of miscalulation leading to nuclear war and replaces with SECDEF reporting requirement on ongoing dialouges.
264r1	Bacon	Authorizes emergency military construction and land acquisition project for Air Force, Navy, and Army installations and facilities within the United States and at worldwide locations.
470r1	Smith	Ammends Space Launch Language

037 r2

AMENDMENT TO H.R. 2500
OFFERED BY MS. SPEIER OF CALIFORNIA

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

1 **SEC. 5** . **STANDARD OF EVIDENCE APPLICABLE TO IN-**
2 **VESTIGATIONS AND REVIEWS RELATED TO**
3 **PROTECTED COMMUNICATIONS OF MEMBERS**
4 **OF THE ARMED FORCES AND PROHIBITED**
5 **RETALIATORY ACTIONS.**

6 (a) **STANDARD OF EVIDENCE.**—Section 1034 of title
7 10, United States Code, is amended—

8 (1) in subsection (b)(1)(B)(ii), by striking “as
9 defined in subsection (i)” and inserting “as defined
10 in subsection (k)”;

11 (2) by redesignating subsections (i) and (j) as
12 subsections (j) and (k), respectively; and

13 (3) by inserting after subsection (h) the fol-
14 lowing new subsection (i):

15 “(i) **STANDARD OF EVIDENCE.**—A finding or other
16 determination made under any of subsections (c), (d), (g),
17 or (h) may be based on the standards of evidence specified
18 in section 1221(e) of title 5.”.

1 (b) EFFECTIVE DATE.—The amendments made by
2 subsection (a) shall take effect on the date that is 30 days
3 after the date of the enactment of this Act, and shall apply
4 with respect to allegations pending or submitted under
5 section 1034 of title 10, United States Code, on or after
6 that date.



Lq 435 n)

**Amendment to H.R. 2500
National Defense Authorization Act for Fiscal Year 2020**

Offered by: Mr. Banks of Indiana

In the appropriate place in the report to accompany H.R. 2500, insert the following new Directive Report Language:

List of Foreign Entities That Pose a Threat to Critical Technologies

The Committee directs the Director of National Intelligence, in consultation with the Secretary of Defense, to identify, compose, and maintain a list of foreign entities, including governments, corporations, nonprofit and for-profit organizations, and any subsidiary or affiliate of such an entity, that the Director determines pose a threat of espionage with respect to critical technologies or research projects, including research conducted at institutions of higher education.

Maintenance of this list will be critical to ensuring the security of the most sensitive projects relating to U.S. national security, such as defense and intelligence-related research projects. The initial list shall be available to the head of each qualified agency funding applicable projects and will include the following entities already identified as threatening: Huawei Technologies Company, ZTE Corporation, Hytera Communications Corporation, Hangzhou Hikvision Digital Technology Company, Dahua Technology Company, Kaspersky Lab. The Director of National Intelligence and the Secretary of Defense, or a delegate from both agencies, shall brief the findings to the House Committee on Armed Services no later than six months following the enactment of this provision.

AMENDMENT TO H.R. 2500
OFFERED BY MS. GABBARD OF HAWAII

At the end of subtitle C of title XII, add the following:

1 **SEC. 12 . RULE OF CONSTRUCTION RELATING TO USE OF**
2 **MILITARY FORCE AGAINST IRAN.**

3 Nothing in this Act or any amendment made by this
4 Act may be construed to authorize the use of military force
5 against Iran.



051r1

AMENDMENT TO H.R. 2500
OFFERED BY MS. HILL OF CALIFORNIA

Add at the end of subtitle D of title XXVIII the following new section:

1 **SEC. 28** . **MODIFICATION OF AUTHORIZED USES OF CER-**
2 **TAIN PROPERTY CONVEYED BY THE UNITED**
3 **STATES IN LOS ANGELES, CALIFORNIA.**

4 (a) **IN GENERAL.**—Section 2 of Public Law 85–236
5 (71 Stat. 517) is amended in the first sentence by insert-
6 ing after “for other military purposes” the following: “and
7 for purposes of meeting the needs of the homeless (as that
8 term is defined in section 103 of the McKinney-Vento
9 Homeless Assistance Act (42 U.S.C. 11302))”.

10 (b) **MODIFICATION OF USE.**—

11 (1) **APPLICATION.**—The State of California
12 shall submit to the Administrator of General Serv-
13 ices an application for use of the property conveyed
14 by section 2 of Public Law 85–236 for purposes of
15 meeting the needs of the homeless in accordance
16 with the amendment made by subsection (a).

17 (2) **REVIEW OF APPLICATION.**—Not later than
18 60 days after the date of receipt of an application
19 pursuant to paragraph (1), the Administrator and

1 the Secretary of Health and Human Services shall
2 jointly determine whether the use of the property de-
3 scribed in the application is a use for purposes of
4 meeting the needs of the homeless.

5 (3) MODIFICATION OF INSTRUMENT OF CON-
6 VEYANCE.—If the Administrator and the Secretary
7 jointly determine that the use of the property de-
8 scribed in the application is for purposes of meeting
9 the needs of the homeless, the Administrator shall
10 execute and record in the appropriate office an in-
11 strument of modification of the deed of conveyance
12 executed pursuant to Public Law 85–236 in order to
13 authorize such use of the property. The instrument
14 shall include such additional terms and conditions as
15 the Administrator considers appropriate to protect
16 the interests of the United States.

17 (4) COMPATIBILITY WITH MILITARY PUR-
18 POSES.—Before executing any instrument of modi-
19 fication of the deed of conveyance, the Administrator
20 and the Secretary shall request a review by the Chief
21 of the National Guard Bureau, in consultation with
22 the Secretary of the Army, to ensure that any modi-
23 fication of the use of the property described in the
24 application is compatible with the training of mem-

1 bers of the National Guard and other military pur-
2 poses.



Log 031r1

AMENDMENT TO H.R. 2500
OFFERED BY MS. SPEIER OF CALIFORNIA

National Defense Authorization Act for Fiscal Year 2020

Amend Section 2886 of title 10, United States Code,
as proposed to be added by section 2811 of the bill (Log
69221)—

(1) in subsection (d), by striking paragraph (3);

and

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

1 “(h) **MILITARY TENANT ADVOCATES.**—(1)(A) The
2 Secretary concerned shall assign personnel of the Depart-
3 ment of Defense or contractor personnel to serve as a mili-
4 tary tenant advocate—

5 “(i) to assist in the resolution of a dispute
6 between a landlord and a military tenant; and

7 “(ii) to serve as a liaison between military
8 tenants and landlords, officials in the chain of
9 command at the installation, and the individual
10 designated in paragraph (2) within the Office of
11 the Secretary of Defense, with respect to con-
12 cerns of military tenants at the applicable in-
13 stallation.

1 “(B) A military tenant advocate may not be an em-
2 ployee of a landlord or occupy office-space provided by a
3 landlord.

4 “(2)(A) The Secretary of Defense shall designate an
5 individual within the Office of the Secretary of Defense
6 to serve as the liaison between the Secretary and the Sec-
7 retaries concerned, the military tenant advocates under
8 paragraph (1), landlords, and other offices of the Depart-
9 ment as the Secretary determines appropriate with respect
10 to military tenant issues.

11 “(B) Not later than one year after the date of the
12 enactment of the National Defense Authorization Act for
13 Fiscal Year 2020, and annually thereafter for the next two
14 years, the individual designated under subparagraph (A)
15 shall submit to the Secretary of Defense and the congress-
16 sional defense committees a report containing a descrip-
17 tion of—

18 “(i) common issues encountered by military ten-
19 ants with respect to military housing; and

20 “(ii) the responsiveness of landlords to tenant
21 requests for the maintenance or repair of military
22 housing units.”



LOG 508

AMENDMENT TO H.R. 2500

OFFERED BY MR. BACON

(funding table amendment)

In section 4201 of division D, relating to research, development, test and evaluation, Air Force, increase the amount for PNT resiliency, mods, and improvements, Line 041, by \$32,000,000.

In section 4101 of division D, relating to other procurement, Air Force reduce the amount for wide area surveillance (WAS), Line 034, by \$7,000,000.

In section 4101 of division D, relating to aircraft procurement, Navy reduce the amount for special support equipment, Line 072, by \$20,000,000.

In section 4101 of division D, relating to procurement of ammunition, Air Force reduce the amount for small arms, Line 017, by \$5,000,000.

AMENDMENT TO H.R. 2500
OFFERED BY MR. CARBAJAL OF CALIFORNIA

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

1 **SEC. 5 ____ . PROHIBITION ON IMPLEMENTATION OF MILI-**
2 **TARY SERVICE SUITABILITY DETERMINA-**
3 **TIONS FOR FOREIGN NATIONALS WHO ARE**
4 **LAWFUL PERMANENT RESIDENTS.**

5 The Secretary of Defense may not take any action
6 to implement the memorandum titled "Military Service
7 Suitability Determinations for Foreign Nationals Who Are
8 Lawful Permanent Residents", issued by the Secretary
9 and dated October 13, 2017, until the Secretary reports
10 to the congressional defense committees the justification
11 for the policy changes required by such memorandum.



AMENDMENT TO H.R. 2500
OFFERED BY MR. GALLEGO OF ARIZONA

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

1 **SEC. 5 . REENLISTMENT WAIVERS FOR PERSONS SEPA-**
2 **RATED FROM THE ARMED FORCES WHO COM-**
3 **MIT ONE MISDEMEANOR CANNABIS OFFENSE.**

4 (a) IN GENERAL.—Not later than 90 days after the
5 date of the enactment of this Act, the Secretary of Defense
6 shall prescribe regulations that permit any Secretary of
7 a military department to grant a reenlistment waiver to
8 a covered person if the Secretary determines that the reen-
9 listment of that covered person is vital to the national in-
10 terest.

11 (b) DEFINITIONS.—In this section:

12 (1) The term “covered person” means an indi-
13 vidual—

14 (A) who has separated from the Armed
15 Forces; and

16 (B) who has admitted to or been convicted
17 by a court of competent jurisdiction of a single
18 violation—

1 (i) of any law of a State or the United
2 States relating to the use or possession of
3 cannabis;

4 (ii) that constitutes a misdemeanor;
5 and

6 (iii) that occurred while that indi-
7 vidual was not on active service in the
8 Armed Forces.

9 (2) The terms “active service” and “military
10 department” have the meanings given such terms in
11 section 101 of title 10, United States Code.



AMENDMENT TO H.R. 2500**OFFERED BY MR. LANGEVIN OF RHODE ISLAND**

At the appropriate place in title XXXI, add the following new section:

1 **SEC. 31___ . PROGRAM FOR RESEARCH AND DEVELOPMENT**
2 **OF ADVANCED NAVAL NUCLEAR FUEL SYS-**
3 **TEM BASED ON LOW-ENRICHED URANIUM.**

4 (a) **ESTABLISHMENT.**—Not later than 60 days after
5 the date of the enactment of this Act, the Administrator
6 for Nuclear Security shall establish a program to assess
7 the viability of using low-enriched uranium in naval nu-
8 clear propulsion reactors, including such reactors located
9 on aircraft carriers and submarines, that meet the require-
10 ments of the Navy.

11 (b) **ACTIVITIES.**—In carrying out the program under
12 subsection (a), the Administrator shall carry out activities
13 to develop an advanced naval nuclear fuel system based
14 on low-enriched uranium, including activities relating to—

15 (1) down-blending of high-enriched uranium
16 into low-enriched uranium;

17 (2) manufacturing of candidate advanced low-
18 enriched uranium fuels;

1 (3) irradiation tests and post-irradiation exam-
2 ination of these fuels; and

3 (4) modification or procurement of equipment
4 and infrastructure relating to such activities.

5 (c) REPORT.—Not later than 120 days after the date
6 of the enactment of this Act, the Administrator shall sub-
7 mit to the congressional defense committees a plan out-
8 lining the activities the Administrator will carry out under
9 the program established under subsection (a), including
10 the funding requirements associated with developing a
11 low-enriched uranium fuel.



AMENDMENT TO H.R. 2500
OFFERED BY MS. HOULAHAN OF PENNSYLVANIA

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

1 **SEC. 8__ . ACQUISITION AND DISPOSAL OF CERTAIN RARE**
2 **EARTH MATERIALS.**

3 (a) **GUIDANCE ON STREAMLINED ACQUISITION OF**
4 **COVERED RARE EARTH MATERIALS.—**

5 (1) **IN GENERAL.—**Not later than 180 days
6 after the date of the enactment of this Act, the
7 Under Secretary of Defense for Acquisition and
8 Sustainment, in consultation with the Under Secretary of Defense (Comptroller), the Vice Chairman
9 of the Joint Chiefs of Staff, and the appropriate
10 Under Secretary of State designated by the Secretary of State shall establish guidance to—

13 (A) enable the acquisition of items containing rare earth materials; and

15 (B) establish a secure supply chain for rare earth materials from sources within the United States and covered foreign sources.

18 (2) **CONTENTS.—**The guidance required by
19 paragraph (1) shall encourage the use of rare earth

1 materials mined, refined, processed, melted, or sin-
2 tered in the United States and include—

3 (A) a determination of when best value
4 contracting methods should be used to ensure
5 the viability of a rare earth material supplier;

6 (B) a guide to the applicability of relevant
7 statutes, including sections 2533b and 2533c of
8 title 10, United States Code, and other statu-
9 tory or regulatory restrictions to defense con-
10 tracts and subcontracts;

11 (C) information on current sources within
12 the United States and covered foreign sources
13 of rare earth materials along with commonly
14 used commercial documentation and review
15 processes;

16 (D) directives on budgeting and expending
17 funds for the qualification and certification of
18 suppliers of rare earth materials within the
19 United States to meet national security needs;
20 and

21 (E) any exceptions to the Joint Capabili-
22 ties Integration and Development System Man-
23 ual and Department of Defense Directive
24 5000.01.

1 (3) REPORT.—Not later than 180 days after
2 the date of the enactment of this Act, the Under
3 Secretary of Defense for Acquisition and
4 Sustainment, in consultation with the appropriate
5 Under Secretary of State designated by the Sec-
6 retary of State, shall submit to the congressional de-
7 fense committees, the Committee on Foreign Affairs
8 of the House of Representatives, and the Committee
9 on Foreign Relations of the Senate a report on—

10 (A) the guidance required by paragraph
11 (1); and

12 (B) the efforts of the Secretary of Defense
13 to create and maintain secure supply chain for
14 rare earth materials from sources within the
15 United States and covered foreign sources.

16 (4) DEFINITIONS.—In this subsection:

17 (A) COVERED FOREIGN SOURCE.—The
18 term “covered foreign source” means a source
19 located in a foreign country that is not an ad-
20 versary of the United States, as determined by
21 the Secretary of Defense.

22 (B) RARE EARTH MATERIAL.—The term
23 “rare earth material” means a concentrate,
24 oxide, carbonate, fluoride, metal, alloy, magnet,
25 or finished product whose chemical, magnetic,

1 or nuclear properties are largely defined by the
2 presence of—

- 3 (i) yttrium;
4 (ii) scandium; or
5 (iii) any lanthanide series element.

6 (b) AUTHORITY TO DISPOSE OF AND ACQUIRE MA-
7 TERIALS FOR THE NATIONAL DEFENSE STOCKPILE.—

8 (1) DISPOSAL AUTHORITY.—Pursuant to sec-
9 tion 5(b) of the Strategic and Critical Materials
10 Stock Piling Act (50 U.S.C. 98d(b)), the National
11 Defense Stockpile Manager shall dispose of
12 3,000,000 pounds of tungsten ores and concentrates
13 contained in the National Defense Stockpile (in ad-
14 dition to any amount previously authorized for dis-
15 posal).

16 (2) ACQUISITION AUTHORITY.—

17 (A) AUTHORITY.—Using funds available in
18 the National Defense Stockpile Transaction
19 Fund, the National Defense Stockpile Manager
20 may acquire the following materials determined
21 to be strategic and critical materials required to
22 meet the defense, industrial, and essential civil-
23 ian needs of the United States:

- 24 (i) Aerospace-grade rayon.
25 (ii) Electrolytic manganese metal.

- 1 (iii) Pitch-based carbon fiber.
- 2 (iv) Rare earth cerium compounds.
- 3 (v) Rare earth lanthanum compounds.

4 (B) AMOUNT OF AUTHORITY.—The Na-
5 tional Defense Stockpile Manager may use up
6 to \$37,420,000 in the National Defense Stock-
7 pile Transaction Fund for acquisition of the
8 materials specified in subsection (b).

9 (C) FISCAL YEAR LIMITATION.—The au-
10 thority under subsection (b) is available for pur-
11 chases during fiscal year 2020 through fiscal
12 year 2024.

13 (c) NATIONAL DEFENSE STOCKPILE SALES.—

14 (1) SENSE OF CONGRESS.—It is the sense of
15 Congress that tantalum should be designated as a
16 strategic and critical material under the Strategic
17 and Critical Materials Stock Piling Act (50 U.S.C.
18 98 et seq.), required to meet the defense, industrial,
19 and essential civilian needs of the United States.

20 (2) NATIONAL DEFENSE STOCKPILE SALES OF
21 TANTALUM.—Section 2533c(d)(1) of title 10, United
22 States code, is amended—

23 (A) in subparagraph (C), by striking
24 “and” at the end;

1 (B) in subparagraph (D), by striking the
2 period at the end and inserting “; and”; and

3 (C) adding at the end the following new
4 subparagraph:

5 “(E) tantalum.”.

6 (3) PROHIBITION ON SALES OF MATERIALS.—
7 Section 2533c(a)(2) of title 10, United States Code,
8 is amended by striking “covered” before “material”.



Log 447r2

**Revised Amendment to H.R. 2500
National Defense Authorization Act for Fiscal Year 2020**

Offered by: Rep. Escobar of Texas

In the appropriate place in the report to accompany H.R. 2500, insert the following new Directive Report Language:

Expansion of the GSA pilot Authorized under FY18 NDAA Section 846

The committee notes the value of the online procurement models being piloted by the GSA's Online Marketplace, and appreciates the benefits of the Defense Department's ability to utilize e-commerce acquisitions processes for certain commercial items.

However, numerous constituents have brought to light significant concerns with respect to data protections under the current pilot system. The committee notes that participating small businesses are particularly vulnerable to harms resulting from the revelation of pricing or other sensitive business information if a sufficient data protection regime is not in place. The committee is concerned that entities with both online marketplace portal administrator access and seller access may reap an unfair advantage over entities who are only sellers.

Therefore the committee directs the Administrator of the General Services Administration to conduct a pilot on all three models to include the e-commerce model, the e-marketplace model, and the e-procurement model. The Administrator of the General Services Administration is directed to provide the appropriate congressional committees a report on the plan and schedule of the pilot programs by December 15, 2019.

035 r 3

**Amendment to H.R. 2500
National Defense Authorization Act for Fiscal Year 2020**

Offered by: Ms. Speier of California

In the appropriate place in the report to accompany H.R. 2500, insert the following new Directive Report Language:

**Report on Ownership or Trading of Stocks in Certain Companies by Department of
Defense Officers and Employees**

The committee directs the Secretary of Defense to submit a report to the House Committee on Armed Services no later than June 1, 2020 detailing how many senior officials own or trade publicly-traded stock of a company that during the preceding calendar year received more \$1,000.0 million in revenue from the Department of Defense, including through one or more contracts with the Department. The report shall include what publicly-traded companies qualify for the \$1,000.0 million threshold and the number of Department senior officials who have reported owning such stock through financial disclosure. The report shall not consider widely-held investment funds as described in section 102(f)(8) of the Ethics in Government Act of 1978 (5 U.S.C. App.) as qualifying publicly-traded stock.

AMENDMENT TO H.R. 2500
OFFERED BY MR. COOPER OF TENNESSEE

Insert after section 212 (Log 69888) the following
new section:

1 SEC. 2 . JASON SCIENTIFIC ADVISORY GROUP.

2 Pursuant to section 173 of title 10, United States
3 Code, the Secretary of Defense shall seek to engage the
4 members of the private scientific advisory group known
5 as "JASON" as advisory personnel to provide advice, on
6 an ongoing basis, on matters involving science, technology,
7 and national security, including methods to defeat existen-
8 tial and technologically-amplified threats to national secu-
9 rity.



AMENDMENT TO H.R. 2500**OFFERED BY MR. GARAMENDI OF CALIFORNIA**

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

1 **SEC. 8___ . REQUIREMENT TO USE MODELS OF COMMER-**
2 **CIAL E-COMMERCE PORTAL PROGRAM.**

3 (a) IN GENERAL.—Before the award of a final con-
4 tract to a commercial e-commerce portal provider pursu-
5 ant to section 846 of the National Defense Authorization
6 Act for Fiscal Year 2018 (Public Law 115–91; 41 U.S.C.
7 1901 note), the Administrator of General Services shall
8 establish a five-year program to test the three models for
9 commercial e-commerce portals identified in section 4.1 of
10 “Procurement Through Commercial E-Commerce Portals
11 Phase II Report: Market Research & Consultation” issued
12 by the Administrator in April 2019.

13 (b) ANALYSIS.—The Administrator shall conduct an
14 analysis of the use of the three models described in sub-
15 section (a) to determine which model is the most effective
16 for procurement through commercial e-commerce portals.



AMENDMENT TO H.R. 2500
OFFERED BY MR. BROWN OF MARYLAND

Strike section 837 (Log 70018) and insert the following:

1 **SEC. 8 _____ PERMANENT AUTHORIZATION AND IMPROVE-**
2 **MENT OF DEPARTMENT OF DEFENSE MEN-**
3 **TOR-PROTEGE PROGRAM.**

4 (a) PERMANENT AUTHORIZATION.—Section 831 of
5 the National Defense Authorization Act for Fiscal Year
6 1991 (Public Law 101–510; 10 U.S.C. 2302 note) is
7 amended by striking subsection (j).

8 (b) OFFICE OF SMALL BUSINESS PROGRAMS OVER-
9 SIGHT.—Section 831 of the National Defense Authoriza-
10 tion Act for Fiscal Year 1991 (Public Law 101–510; 10
11 U.S.C. 2302 note) is amended—

12 (1) by redesignating subsection (n) as sub-
13 section (o); and

14 (2) by inserting after subsection (m) the fol-
15 lowing new subsection:

16 “(n) ESTABLISHMENT OF PERFORMANCE GOALS
17 AND PERIODIC REVIEWS.—The Office of Small Business
18 Programs of the Department of Defense shall—

1 “(1) establish performance goals consistent with
2 the stated purpose of the Mentor-Protege Program
3 and outcome-based metrics to measure progress in
4 meeting those goals; and

5 “(2) submit to the congressional defense com-
6 mittees, not later than February 1, 2020, a report
7 on progress made toward implementing these per-
8 formance goals and metrics, based on periodic re-
9 views of the procedures used to approve mentor-pro-
10 tege agreements.”.

11 (c) MODIFICATION OF DISADVANTAGED SMALL
12 BUSINESS CONCERN DEFINITION.—Subsection (o)(2) of
13 the National Defense Authorization Act for Fiscal Year
14 1991 (Public Law 101–510; 10 U.S.C. 2302 note), as re-
15 designated by subsection (b)(1) of this section, is amended
16 by striking “has less than half the size standard cor-
17 responding to its primary North American Industry Clas-
18 sification System code” and inserting “is not more than
19 the size standard corresponding to its primary North
20 American Industry Classification System code”.

21 (d) REMOVAL OF PILOT PROGRAM REFERENCES.—
22 Section 831 of the National Defense Authorization Act for
23 Fiscal Year 1991 (Public Law 101–510; 10 U.S.C. 2302
24 note) is amended—

1 (1) in the subsection heading for subsection (a),
2 by striking “PILOT”; and

3 (2) by striking “pilot” each place it appears.

4 (e) INDEPENDENT REPORT ON PROGRAM EFFEC-
5 TIVENESS.—

6 (1) IN GENERAL.—The Secretary of Defense
7 shall direct the Defense Business Board to submit to
8 the congressional defense committees a report evalu-
9 ating the effectiveness of the Mentor-Protege Pro-
10 gram established under section 831 of the National
11 Defense Authorization Act for Fiscal Year 1991
12 (Public Law 101–510; 10 U.S.C. 2302 note), includ-
13 ing recommendations for improving the program in
14 terms of performance metrics, forms of assistance,
15 and overall program effectiveness not later than
16 March 31, 2022.

17 (2) CONGRESSIONAL DEFENSE COMMITTEES
18 DEFINED.—In this subsection, the term “congres-
19 sional defense committees” has the meaning given
20 that term in section 101(a)(16) of title 10, United
21 States Code.



AMENDMENT TO H.R. 2500
OFFERED BY MR. KIM OF NEW JERSEY

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

1 **SEC. 8 __. ASSURED SECURITY AGAINST INTRUSION ON**
2 **UNITED STATES MILITARY NETWORKS.**

3 (a) **PROHIBITION.**—Except as provided in subsections
4 (b) and (c), the Secretary of Defense shall only award con-
5 tracts for the procurement of telecommunications services
6 or the installation of telecommunications infrastructure on
7 national security installations on territories of the United
8 States located in the Pacific Ocean to allowed contractors.

9 (b) **EXCEPTION.**—Subsection (a) shall not apply to
10 contracts the procurement of telecommunications services
11 or the installation of telecommunications infrastructure if
12 such telecommunications services or telecommunications
13 infrastructure does not process or carry any information
14 about the operations of the Armed Forces of the United
15 States or otherwise concern the national security of the
16 United States.

17 (c) **WAIVER.**—The Secretary of Defense may waive
18 the restriction of subsection (a) upon a written determina-

1 tion that such a waiver is in the national security interests
2 of the United States and either—

3 (1) a contractor that is not an allowed con-
4 tractor would not have the ability to track, record,
5 listen, or otherwise access data or voice communica-
6 tions of the Department of Defense through the pro-
7 vision of the telecommunications service; or

8 (2) a qualified allowed contractor is not avail-
9 able to perform the contract at a fair and reasonable
10 price.

11 (d) DEFINITIONS.—In this section:

12 (1) ALLOWED CONTRACTOR.—The term “al-
13 lowed contractor” means—

14 (A) an entity that is 100 percent owned by
15 persons located in the United States that has
16 submitted an offer for a contract let by the De-
17 partment of Defense; or

18 (B) an entity that—

19 (i) is 100 percent owned by persons
20 located in the United States or in a cov-
21 ered foreign country that has submitted an
22 offer for a contract let by the Department
23 of Defense; and

24 (ii) does not have significant connec-
25 tions, including major equipment pur-

1 chases, ownership interests, or joint ven-
2 tures, with any entity identified in para-
3 graph (f)(3) of section 889 of the John S.
4 McCain National Defense Authorization
5 Act for Fiscal Year 2019 (Pub. L. 115-
6 232; 132 Stat. 1918; 41 U.S.C. 3901 note)

7 (2) COVERED FOREIGN COUNTRY.—The term
8 “covered foreign country” means a foreign country
9 the government of which permits allowed contractors
10 to compete on a fair basis for contracts for the pro-
11 curement of telecommunications services or the in-
12 stallation of telecommunications infrastructure let by
13 the government of such foreign country.

14 (3) NATIONAL SECURITY INSTALLATION.—The
15 term “national security installation” means any fa-
16 cility operated by the Department of Defense.

17 (4) TELECOMMUNICATIONS SERVICE.—The
18 term “telecommunications service” has the meaning
19 given in section 3 of the Communications Act of
20 1934 (47 U.S.C. 153).

21 (5) TELECOMMUNICATIONS INFRASTRUC-
22 TURE.—The term “telecommunications infrastruc-
23 ture” means any wire or switching facilities used to
24 provide telecommunications services.



Log 32(5r)

AMENDMENT TO H.R. 2500
OFFERED BY MS. HAALAND OF NEW MEXICO

At the appropriate place in title XXXI, add the following new section:

1 **SEC. 31** . **NATIONAL LABORATORY JOBS ACCESS PRO-**
2 **GRAM.**

3 (a) **IN GENERAL.**—Not later than 180 days after the
4 date of enactment of this Act, the Secretary may establish
5 a program known as the “Department of Energy National
6 Lab Jobs ACCESS Program”, under which the Secretary
7 may award, on a competitive basis, 5-year grants to eligi-
8 ble entities described in subsection (c) for the Federal
9 share of the costs of technical, skills-based
10 preapprenticeship and apprenticeship programs that pro-
11 vide employer-driven or recognized postsecondary creden-
12 tials during the grant period.

13 (b) **REQUIREMENTS.**—A program funded by a grant
14 awarded under this section shall develop and deliver cus-
15 tomized and competency-based training that—

16 (1) leads to recognized postsecondary creden-
17 tials for secondary school and postsecondary stu-
18 dents;

1 (2) is focused on skills and qualifications need-
2 ed, as determined by the Department of Energy in
3 consultation with the national laboratories, to meet
4 the immediate and on-going needs of traditional and
5 emerging technician positions (including machinists
6 and cyber security technicians) at the National Lab-
7 oratories and covered facilities of the National Nu-
8 clear Security Administration;

9 (3) creates an apprenticeship or
10 preapprenticeship program in consultation with a
11 National Laboratory or covered facility of the Na-
12 tional Nuclear Security Administration; and

13 (4) creates an apprenticeship or
14 preapprenticeship program registered with and ap-
15 proved by the Secretary of Labor or a State Appren-
16 ticeship Agency.

17 (c) ELIGIBLE ENTITIES.—An entity that is eligible
18 to receive a grant under this section shall be a workforce
19 intermediary or an eligible sponsor of a preapprenticeship
20 or an apprenticeship program that—

21 (1) demonstrates experience in implementing
22 and providing career planning and career pathways
23 towards apprenticeship or preapprenticeship pro-
24 grams;

1 (2)(A) has a relationship with a National Lab-
2 oratory or covered facility of the National Nuclear
3 Security Administration;

4 (B) has knowledge of technician workforce
5 needs of such laboratory or facility and the associ-
6 ated security requirements of such laboratory or fa-
7 cility; and

8 (C) is eligible to enter into an agreement with
9 such laboratory or facility that would be paid for in
10 part or entirely from grant funds received under this
11 section;

12 (3) demonstrates the ability to recruit and sup-
13 port individuals who plan to work in relevant techni-
14 cian positions upon the successful completion of such
15 programs;

16 (4) provides students who complete such pro-
17 grams with a recognized postsecondary credential,
18 such as a journeyman craft license or an industry-
19 recognized certification;

20 (5) uses a customized training curriculum that
21 is specifically aligned with employers, utilizing work-
22 place learning advisors and on-the-job training to
23 the greatest extent possible; and

1 (6) demonstrates successful outcomes con-
2 necting graduates of such programs to careers rel-
3 evant to such programs.

4 (d) APPLICATIONS.—An eligible entity seeking a
5 grant under this section shall submit to the Secretary an
6 application at such time, in such manner, and containing
7 such information as the Secretary may require.

8 (e) PRIORITY.—In selecting eligible entities to receive
9 grants under this section, the Secretary shall prioritize an
10 eligible entity that—

11 (1) is a member of an industry or sector part-
12 nership;

13 (2) provides the training described in subsection
14 (b)—

15 (A) at an institution of higher education
16 (such as a community college) that includes
17 basic science, technology, and mathematics edu-
18 cation in the curriculum;

19 (B) through an apprenticeship program
20 that was registered with the Department of
21 Labor or a State Apprenticeship Agency before
22 the date on which the eligible entity applies for
23 the grant under subsection (d); or

24 (C) with respect to a preapprenticeship
25 program, at a local educational agency, a sec-

1 ondary school, a provider of adult education, an
2 area career and technical education school, or
3 an appropriate community facility;

4 (3) works with the Secretary of Defense, Sec-
5 retary of Veteran Affairs, or veterans organizations
6 to transition members of the Armed Forces and vet-
7 erans to apprenticeship or preapprenticeship pro-
8 grams in a relevant sector;

9 (4) plans to use the grant to carry out the
10 training described in subsection (b) with an entity
11 that receives State funding or is operated by a State
12 agency; and

13 (5) plans to use the grant to carry out the
14 training described in subsection (b) for—

15 (A) young adults ages 16 to 29, inclusive;

16 or

17 (B) individuals with barriers to employ-
18 ment.

19 (f) **ADDITIONAL CONSIDERATION.**—In making grants
20 under this section, the Secretary shall consider regional
21 diversity.

22 (g) **LIMITATION ON APPLICATIONS.**—An eligible enti-
23 ty may not submit, either individually or as part of a joint
24 application, more than 1 application for a grant under this
25 section during any 1 fiscal year.

1 (h) LIMITATIONS ON AMOUNT OF GRANT.—The
2 amount of a grant provided under this section for any 24-
3 month period of the 5-year grant period shall not exceed
4 \$500,000.

5 (i) NON-FEDERAL SHARE.—The non-Federal share
6 of the cost of a customized training program carried out
7 using a grant under this section shall be not less than
8 25 percent of the total cost of the program.

9 (j) TECHNICAL ASSISTANCE.—The Secretary may
10 provide technical assistance to eligible entities described
11 in subsection (c) to leverage the existing job training and
12 education programs of the Department of Labor and other
13 relevant programs at appropriate Federal agencies.

14 (k) REPORT.—

15 (1) IN GENERAL.—Not less than once every 2
16 years, the Secretary of Labor shall submit to Con-
17 gress, and make publicly available on the website of
18 the Department of Labor, a report on the program
19 established under this section, including—

20 (A) a description of—

21 (i) any entity that receives a grant
22 under this section;

23 (ii) any activity carried out using the
24 grants under this section; and

1 (iii) best practices used to leverage the
2 investment of the Federal Government
3 under this section; and

4 (B) an assessment of the results achieved
5 by the program established under this section,
6 including the rate of employment for partici-
7 pants after completing a job training and edu-
8 cation program carried out using a grant under
9 this section.

10 (2) PROVISION OF INFORMATION.—The Sec-
11 retary of Energy shall provide such information as
12 necessary to the Secretary of Labor for purposes of
13 the report under paragraph (1).

14 (3) PERFORMANCE REPORTS.—Not later than
15 one year after the start of a new apprenticeship or
16 preapprenticeship program established under this
17 section, and annually thereafter, the entity carrying
18 out the programs shall submit to the Secretary of
19 Labor a report on the effectiveness of the program
20 based on the accountability measures described in
21 clauses (i) and (ii) of section 116(b)(2)(A) of the
22 Workforce Innovation and Opportunity Act (29
23 U.S.C. 3141(b)(2)(A)).

24 (1) DEFINITIONS.—In this section:

1 (1) ESEA TERMS.—The terms “local edu-
2 cational agency” and “secondary school” have the
3 meanings given the terms in section 8101 of the Ele-
4 mentary and Secondary Education Act of 1965 (20
5 U.S.C. 7801).

6 (2) WIOA TERMS.—The terms “career plan-
7 ning”, “community-based organization”, “cus-
8 tomized training”, “economic development agency”,
9 “individual with a barrier to employment”, “indus-
10 try or sector partnership”, “on-the-job training”,
11 “recognized postsecondary credential”, and “work-
12 place learning advisor” have the meanings given
13 such terms in section 3 of the Workforce Innovation
14 and Opportunity Act (29 U.S.C. 3102).

15 (3) APPRENTICESHIP.—The term “apprentice-
16 ship” means an apprenticeship registered under the
17 Act of August 16, 1937 (commonly known as the
18 “National Apprenticeship Act”; 50 Stat. 664, chap-
19 ter 663; 29 U.S.C. 50 et seq.).

20 (4) AREA CAREER AND TECHNICAL EDUCATION
21 SCHOOL.—The term “area career and technical edu-
22 cation school” has the meaning given the term in
23 section 3 of the Carl D. Perkins Career and Tech-
24 nical Education Act of 2006 (20 U.S.C. 2302).

1 (5) COMMUNITY COLLEGE.—The term “commu-
2 nity college” has the meaning given the term “junior
3 or community college” in section 312(f) of the High-
4 er Education Act of 1965 (20 U.S.C. 1058(f)).

5 (6) COVERED FACILITY OF THE NATIONAL NU-
6 CLEAR SECURITY ADMINISTRATION.—The term
7 “covered facility of the National Nuclear Security
8 Administration” means a national security labora-
9 tory or a nuclear weapons production facility as such
10 terms are defined in section 4002 of the Atomic En-
11 ergy Defense Act (50 U.S.C. 2501).

12 (7) ELIGIBLE SPONSOR.—The term “eligible
13 sponsor” means a public organization or an organi-
14 zation described in section 501(c) of the Internal
15 Revenue Code of 1986 and exempt from tax under
16 section 501(a) of that Code, that—

17 (A) with respect to an apprenticeship pro-
18 gram, administers such program through a
19 partnership that may include—

- 20 (i) an industry or sector partnership;
21 (ii) an employer or industry associa-
22 tion;
23 (iii) a labor-management organization;

1 (iv) a local workforce development
2 board or State workforce development
3 board;

4 (v) a 2- or 4-year institution of higher
5 education that offers an educational pro-
6 gram leading to an associate's or bach-
7 elor's degree in conjunction with a certifi-
8 cate of completion of apprenticeship;

9 (vi) the Armed Forces (including the
10 National Guard and Reserves);

11 (vii) a community-based organization;

12 or

13 (viii) an economic development agen-
14 cy; and

15 (B) with respect to a preapprenticeship
16 program, is a local educational agency, a sec-
17 ondary school, an area career and technical
18 education school, a provider of adult education,
19 a State workforce development board, a local
20 workforce development board, or a community-
21 based organization, that administers such pro-
22 gram with any required coordination and nec-
23 essary approvals from the Secretary of Labor or
24 a State department of labor.

1 (8) INSTITUTION OF HIGHER EDUCATION.—The
2 term “institution of higher education” has the
3 meaning given the term in section 101 of the Higher
4 Education Act of 1965 (20 U.S.C. 1001).

5 (9) LOCAL WORKFORCE DEVELOPMENT
6 BOARD.—The term “local workforce development
7 board” has the meaning given the term “local
8 board” in section 3 of the Workforce Innovation and
9 Opportunity Act (29 U.S.C. 3102).

10 (10) NATIONAL LABORATORY.—The term “Na-
11 tional Laboratory” has the meaning given the term
12 in section 2 of the Energy Policy Act of 2005 (42
13 U.S.C. 15801).

14 (11) PROVIDER OF ADULT EDUCATION.—The
15 term “provider of adult education” has the meaning
16 given that term in section 203 of the Adult Edu-
17 cation and Literacy Act (29 U.S.C. 3272).

18 (12) RELATED INSTRUCTION.—The term “re-
19 lated instruction” means an organized and system-
20 atic form of instruction designed to provide an ap-
21 prentice with the knowledge of the technical subjects
22 related to the occupation of the apprentice.

23 (13) SECRETARY.—The term “Secretary”
24 means the Secretary of Energy, in consultation with

1 the Secretary of Labor, except as otherwise specified
2 in this Act.

3 (14) STATE WORKFORCE DEVELOPMENT
4 BOARD.—The term “State workforce development
5 board” has the meaning given the term “State
6 board” in section 3 of the Workforce Innovation and
7 Opportunity Act (29 U.S.C. 3102).

8 (15) WORKFORCE INTERMEDIARY.—The term
9 “workforce intermediary”—

10 (A) means an organization that proactively
11 addresses workforce needs using a dual cus-
12 tomer approach, which considers the needs of
13 both employees and employers; and

14 (B) may include a community organiza-
15 tion, an employer organization, a community
16 college, a temporary staffing agency, a State
17 workforce development board, a local workforce
18 development board, or a labor organization.



AMENDMENT TO H.R. 2500

OFFERED BY MS. GABBARD OF HAWAII

At the end of subtitle G of title XII, add the following:

1 **SEC. 12 . RULE OF CONSTRUCTION RELATING TO USE OF**
2 **MILITARY FORCE AGAINST VENEZUELA.**

3 Nothing in this Act or any amendment made by this
4 Act may be construed to authorize the use of military force
5 against Venezuela.



AMENDMENT TO H.R. 2500
OFFERED BY MS. HAALAND OF NEW MEXICO

In section 2804, in the matter to be inserted as subsection (f) of section 2802 of title 10, United States Code, strike “to adversely impact tribal lands, other lands culturally connected to an Indian tribe, or tribal treaty rights, as reasonably anticipated by the Secretary concerned” in paragraph (1) and insert “to significantly affect tribal lands, sacred sites, or tribal treaty rights”.

In section 2804, in the matter to be inserted as subsection (f) of section 2802 of title 10, United States Code, add at the end the following:

- 1 “(C) The term ‘sacred site’ has the meaning
- 2 given that term in Executive Order 13007, as in ef-
- 3 fect on the date of the enactment of the National
- 4 Defense Authorization Act for Fiscal Year 2020.”.



AMENDMENT TO H.R. 2500
OFFERED BY MR. ROGERS OF ALABAMA

In section 1032, add at the end the following new paragraphs:

- 1 (5) Cuba.
- 2 (6) Iran.
- 3 (7) Russia.
- 4 (8) North Korea.



~~Revised~~ Log 005r1

AMENDMENT TO H.R. 2500

OFFERED BY MR. TURNER OF OHIO

Strike section 1642 (Log 69448) and insert the following new section:

1 **SEC. 1642. BRIEFINGS ON MEETINGS HELD BY THE NU-**
2 **CLEAR WEAPONS COUNCIL.**

3 Section 179 of title 10, United States Code, is
4 amended by adding at the end the following new sub-
5 section:

6 “(g) SEMIANNUAL BRIEFINGS.—Not later than 30
7 days after the date of the enactment of the National De-
8 fense Authorization Act for Fiscal Year 2020, and semi-
9 annually thereafter, the Council shall—

10 “(1) provide to the congressional defense com-
11 mittees a briefing on, with respect to the period cov-
12 ered by the briefing—

13 “(A) the dates on which the Council met;
14 and

15 “(B) a summary of any decisions made by
16 the Council pursuant to subsection (d) at each
17 such meeting, except with respect to budget de-
18 cisions relating to the budget of the President
19 for a fiscal year if the request for that fiscal

1 year has not been submitted to Congress as of
2 the date of the briefing; and

3 “(2) submit to such committees at the time of
4 the briefing—

5 “(A) any decision memoranda relating to
6 the decisions specified in paragraph (1)(B); and

7 “(B) a summary of the rationale and con-
8 siderations that informed such decision.”.



AMENDMENT TO H.R. 2500
OFFERED BY MR. LAMBORN OF COLORADO

Strike section 1665 (Log 69329) and insert the following new section:

1 **SEC. 1665. DEVELOPMENT OF SPACE-BASED BALLISTIC**
2 **MISSILE INTERCEPT LAYER.**

3 Section 1688 of the National Defense Authorization
4 Act for Fiscal Year 2018 (Public Law 115-91; 10 U.S.C.
5 2431 note) is amended—

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



*Revised Log 006
Log 006r1*

AMENDMENT TO H.R. 2500

OFFERED BY MR. TURNER OF OHIO

Strike section 1647 (Log 70188) (relating to military-to-military dialogue to reduce the risk of miscalculation leading to nuclear war) and insert the following new section:

1 **SEC. 1647. REPORT ON MILITARY-TO-MILITARY DIALOGUE**
2 **TO REDUCE THE RISK OF MISCALCULATION**
3 **LEADING TO NUCLEAR WAR.**

4 Not later than 120 days after the date of the enact-
5 ment of this Act, the Secretary of Defense, in coordination
6 with the Secretary of State, shall submit to the congress-
7 sional defense committee, the Committee on Foreign Af-
8 fairs of the House of Representatives, and the Committee
9 on Foreign Relations of the Senate a report containing
10 the following:

11 (1) A description of—

12 (A) current military-to-military discussions
13 of the United States with counterparts from
14 governments of foreign countries to reduce the
15 risk of miscalculation, unintended consequences,
16 or accidents that could precipitate a nuclear
17 war; and

1 (B) bilateral and multilateral agreements
2 to which the United States is a party that ad-
3 dress such risks.

4 (2) An assessment conducted jointly by the Sec-
5 retary and the Chairman of the Joint Chiefs of Staff
6 of the policy and operational necessity, risks, bene-
7 fits, and costs of establishing military-to-military
8 discussions with Russia, China, and North Korea to
9 address such risks.



REVISED LOG 264

AMENDMENT TO H.R. 2500

OFFERED BY MR. BACON OF NEBRASKA

At the end of division B, add the following new title:

1 **TITLE XXX—AUTHORIZATION OF**
2 **EMERGENCY MILITARY CON-**
3 **STRUCTION**

Sec. 3001. Authorization of emergency Navy construction and land acquisition projects.

Sec. 3002. Authorization of emergency Air Force construction and land acquisition projects.

Sec. 3003. Authorization of emergency Army National Guard and Army Reserve construction and land acquisition projects.

4 **SEC. 3001. AUTHORIZATION OF EMERGENCY NAVY CON-**
5 **STRUCTION AND LAND ACQUISITION**
6 **PROJECTS.**

7 Pursuant to section 2802 of title 10, United States
8 Code, the following real property acquisition and military
9 construction projects, including planning and design re-
10 lated to military construction projects, in the following
11 amounts, are authorized:

Navy Authorization

State or Location	Installation or Location	Project	Amount
North Carolina	Camp Lejeune ...	Various construction	\$967,210,000
	Marine Corps Air Station Cherry Point	Various Construction	\$175,456,000

Navy Authorization—Continued

State or Location	Installation or Location	Project	Amount
Unspecified World-wide	Unspecified Worldwide Locations	Planning and Design	\$68,282,000

1 **SEC. 3002. AUTHORIZATION OF EMERGENCY AIR FORCE**
2 **CONSTRUCTION AND LAND ACQUISITION**
3 **PROJECTS.**

4 (a) AIR FORCE AUTHORIZATION.—Subject to sub-
5 section (b), pursuant to section 2802 of title 10, United
6 States Code, the following real property acquisition and
7 military construction projects, in the following amounts,
8 are authorized:

Air Force Authorization

State	Installation or Location	Project	Amount
Florida	Tyndall Air Force Base	Various Construction	\$735,752,000
Nebraska	Offutt Air Force Base	Various Construction	\$300,000,000

9 (b) REPORT REQUIRED AS CONDITION OF AUTHOR-
10 IZATION.—Not later than 90 days after the date of the
11 enactment of this Act, the Secretary of the Air Force shall
12 submit to the Committees on Armed Services of the House
13 of Representatives and the Senate a report containing a
14 plan to carry out the military construction projects author-
15 ized by this section. The plan shall include an explanation
16 of how each military construction project will incorporate
17 mitigation measures that reduce the threat from extreme

1 weather events, mean sea level fluctuation, flooding, and
 2 any other known environmental threat to resilience, in-
 3 cluding a list of any areas in which there is a variance
 4 from the local building requirements and an explanation
 5 of the reason for the variance. The plan shall also include
 6 a Department of Defense Form 1391 for each proposed
 7 project. The Secretary may not commence a project until
 8 the report required from the Secretary has been sub-
 9 mitted.

10 **SEC. 3003. AUTHORIZATION OF EMERGENCY ARMY NA-**
 11 **TIONAL GUARD AND ARMY RESERVE CON-**
 12 **STRUCTION AND LAND ACQUISITION**
 13 **PROJECTS.**

14 (a) ARMY NATIONAL GUARD AUTHORIZATION.—Pur-
 15 suant to section 2802 of title 10, United States Code, the
 16 following real property acquisition and military construc-
 17 tion projects, in the following amounts, are authorized:

Army National Guard Authorization

State	Installation or Location	Project	Amount
Florida	Panama City	National Guard Readiness Center	\$25,000,000
North Carolina	Military Training Area Fort Fisher	General Purpose Administrative Building	\$25,000,000

18 (b) ARMY RESERVE AUTHORIZATION.—Pursuant to
 19 section 2805 of title 10, United States Code, unspecified
 20 minor construction, in the amount set forth in the fol-
 21 lowing table, is authorized:

Army Reserve Authorization

Country	Installation or Location	Project	Amount
Unspecified World-wide	Unspecified Worldwide Locations	Unspecified Minor Construction	\$3,300,000



470 r 1

AMENDMENT TO H.R. 2500

OFFERED BY MR. SMITH OF WASHINGTON

Strike section 1601 (Log 69499) and insert the following new section:

1 **SEC. 1601. NATIONAL SECURITY SPACE LAUNCH PROGRAM.**

2 (a) SENSE OF CONGRESS.—It is the sense of Con-
3 gress that—

4 (1) ensuring opportunities for future competi-
5 tion in the National Security Space Launch program
6 of the Air Force will decrease the overall cost of the
7 program and increase the likelihood of success with
8 respect to the Department of Defense stopping the
9 use of Russian-made RD-180 rocket engines, as re-
10 quired by section 1608 of the Carl Levin and How-
11 ard P. “Buck” McKeon National Defense Authoriza-
12 tion Act for Fiscal Year 2015 (Public Law 113-291;
13 10 U.S.C. 2271 note); and

14 (2) while Congress supports robust competition
15 within the National Security Space Launch program,
16 Congress recognizes the importance of providing a
17 regular launch manifest and incentives for a robust
18 industrial base to support national security require-
19 ments.

1 (b) PHASE TWO ACQUISITION STRATEGY.—In car-
2 rying out the phase two acquisition strategy, the Secretary
3 of the Air Force—

4 (1) shall ensure, except as provided by sub-
5 section (e), that launch services are procured only
6 from National Security Space Launch providers that
7 are offerors using launch vehicles or families of
8 launch vehicles that meet all of the requirements of
9 the Air Force for the delivery of all required pay-
10 loads to all reference orbits; and

11 (2) may not substantially change the acquisition
12 schedule or mission performance requirements.

13 (c) COMPETITIVE PROCEDURES.—If the Secretary of
14 the Air Force awards phase two contracts for more than
15 a total of 29 launches, the Secretary shall ensure that each
16 such contract for any launch after the 29th launch is
17 awarded using competitive procedures among all National
18 Security Space Launch providers.

19 (d) FUNDING FOR CERTIFICATION AND INFRASTRUC-
20 TURE.—

21 (1) AUTHORITY.—Pursuant to section 2371b of
22 title 10, United States Code, the Secretary of the
23 Air Force shall enter into an agreement described in
24 paragraph (2) with either National Security Space
25 Launch providers that have not entered into a phase

1 two contract for launch services occurring before fis-
2 cal year 2022 or National Security Space Launch
3 providers that have entered into a phase two con-
4 tract but have not entered into a launch services
5 agreement for such phase, or both.

6 (2) AGREEMENTS.—An agreement described in
7 this paragraph is an agreement that provides a Na-
8 tional Security Space Launch provider with not
9 more than \$500,000,000 for the provider to meet
10 the certification and infrastructure requirements
11 that are—

12 (A) unique to national security space mis-
13 sions; and

14 (B) necessary for a phase two contract, in-
15 cluding such contracts described in subsection

16 (c).

17 (e) DOWN SELECT NOTIFICATION.—The Under Sec-
18 retary of Defense for Acquisition and Sustainment, in co-
19 ordination with the Secretary of the Air Force, shall sub-
20 mit to the appropriate congressional committees written
21 notification of the two National Security Space Launch
22 providers selected during fiscal year 2020 by the Secretary
23 of the Air Force to be awarded phase two contracts not
24 later than 10 days before the Secretary publicly announces

1 such selection. The notification shall include, at a min-
2 imum—

- 3 (1) an identification of the selected providers;
- 4 (2) the evaluation criteria used in the selection;
- 5 (3) the total costs to the Air Force for such
6 contracts; and
- 7 (4) a risk assessment of the selected providers
8 in meeting national security requirements.

9 (f) REPORT.—Not later than 45 days after the date
10 on which the Secretary of the Air Force awards phase two
11 contracts during fiscal year 2020, the Secretary shall sub-
12 mit to the appropriate congressional committees a report
13 on—

- 14 (1) the total defense investments made with re-
15 spect to launch service agreements and engine devel-
16 opment for each National Security Space Launch
17 provider so awarded such phase two contracts; and
- 18 (2) how such investments in launch service pro-
19 viders were accounted for in the evaluation of the of-
20 fers for such phase two contracts.

21 (g) DEFINITIONS.—In this section:

- 22 (1) The term “appropriate congressional com-
23 mittees” means—
 - 24 (A) the congressional defense committees;
 - 25 and

1 (B) the Permanent Select Committee on
2 Intelligence of the House of Representatives
3 and the Select Committee on Intelligence of the
4 Senate.

5 (2) The term “phase two acquisition strategy”
6 means the process by which the Secretary of the Air
7 Force enters into phase two contracts and carries
8 out launches under the National Security Space
9 Launch program during fiscal years 2020 through
10 2024.

11 (3) The term “phase two contract” means a
12 contract for launch services under the National Se-
13 curity Space Launch program during fiscal years
14 2020 through 2024, as described in solicitation
15 number FA8811-19-R-0002 of the Air Force.

