

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
2459	2	Bice, Stephanie I.	CHM	Would require a briefing on efforts to establish an aggregated geographic dataset on border security infrastructure.	EB 2
1541	2	Wilson, Joe	CHM	Directs the Secretary of Defense and the Secretary of the department in which the Coast Guard is operating to develop recommendations for the improvement of the Military Interstate Children's Compact.	EB 2
1564	3	Speier, Jackie	CHM	Independent commission on professional military education	EB 2
1567	1	Speier, Jackie	CHM	Expand whistleblower protections to include all pandemic recovery programs.	EB 2
1569	2	Speier, Jackie	CHM	Allow disinterment of convicted rapist and murderer from Arlington National Cemetery; allow reconsideration of interment and memorializations since 1997, and notify Congress of interments and memorializations that would have been covered between 1990 and 1997.	EB 2
1581	1	Speier, Jackie	CHM	Would streamline interservice transfers for non-appropriated fund Department of Defense employees.	EB 2
1563	0	Speier, Jackie	CHM	Update whistleblower reprisal evidentiary standard for servicemembers to match the standard for federal civilian employees.	EB 2
1599	1	Stefanik, Elise	CHM	Directs the Under Secretary of Defense for Intelligence and Security to provide a briefing on intelligence sharing with interagency partners to support efforts to prevent atrocities and genocide, and hold perpetrators for such crimes accountable.	EB 2
1600	2	Banks, Jim	CHM	COMAIR remains return waiver	EB 2
1608	2	Luria, Elaine G.	CHM	Authorizes the Air Force to purchase upgraded ejection seats for the remaining 59 T-38 aircraft with legacy ejection seats.	EB 2
1627	0	Crow, Jason	CHM	DoD IG shall carry out comprehensive oversight and conduct reviews, audits, investigations, and inspections of activities conducted by DoD in response to Russia's invasion of Ukraine, including military assistance provided to Ukraine by DoD.	EB 2
1653	1	Moulton, Seth	CHM	Directs the Department of Defense to write a report on all missions in each warfare domain that could be completed by autonomous or AI systems.	EB 2
1657	4	Stefanik, Elise	CHM	Requires a report on the Department's ability and efforts to integrate countering the use of human shields in joint exercises, doctrine development, education, and training.	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
1666	1	Jackson, Ronny	CHM	Study and report on providing support to India's indigenous defense platforms.	EB 2
1684	1	Lamborn, Doug	CHM	Directs the Secretary of the Air Force to upgrade test facilities for airbreathing systems and hypersonics.	EB 2
1685	0	Kim, Andy	CHM	This is the text of Congressman Kim's Military Family Protection from Debt Act. If enacted, the amendment would extend the debt protections under the Servicemembers Civil Relief Act (SCRA), which caps pre-service loans at 6% interest, to the dependents of servicemembers.	EB 2
1689	1	Kim, Andy	CHM	This provision would waive fees and co-pays on the Tricare Dental Program for all members of the selected reserve.	EB 2
1694	1	Johnson, Mike	CHM	Would create a pilot program to allow the Defense Innovation Unit to hold personal clearances of the employees of innovative technology companies while the Department completes the adjudication of the facility clearance application of the technology company.	EB 2
1702	2	Scott, Austin	CHM	This DRL directs the Secretary of the Army to provide a briefing to the House Committee on Armed Services by March 1, 2023, on the feasibility of establishing an Air Corps as a basic branch of the U.S. Army.	EB 2
1711	1	Bergman, Jack	CHM	Advanced Technologies for Robust Unmanned Mobility	EB 2
1725	0	Bacon, Don	CHM	INCREASE TO MAXIMUM AMOUNTS OF CERTAIN BONUS AND SPECIAL PAY AUTHORITIES.	EB 2
1547	0	Speier, Jackie	CHM	Prohibit command referrals from service IGs for matters involving policy or procedure related to sexual assault, sexual harassment, and domestic violence, and for matters eligible for referral to command, require service IGs to inform complainants of pending referrals.	EB 2
1548	0	Speier, Jackie	CHM	Transfer jurisdiction for Art. 134 sexual harassment to the Special Trial Counsel; clarify independence and training requirements for sexual harassment investigations.	EB 2
1552	1	Speier, Jackie	CHM	Establish pilot program on financial assistance for victims of domestic violence	EB 2
1574	0	Speier, Jackie	CHM	Prohibit sending of Incident Determination Committee letters	EB 2
1556	0	Speier, Jackie	CHM	Incorporate federal hate crime sentencing enhancements in sentencing parameters under UCMJ sentencing reform from FY22 NDAA.	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
1723	2	Bacon, Don	CHM	Directs annual reports on the military capabilities of China, Russia, Iran and North Korea be produced annually and posted to a publicly accessible website.	EB 2
1735	1	Jackson, Ronny	CHM	Amend section 1062 with additional reporting elements for cost estimates and readiness impact.	EB 2
1738	2	Scott, Austin	CHM	This amendment would amend 10 USC 187(a)(2) by expanding the membership of the Strategic Materials Protection Board to include representation from the U.S. Coast Guard when matters pertaining to the Coast Guard are before the board..	EB 2
1747	0	Golden, Jared F.	CHM	Amendment to title 38, United States Code, to clarify the scope of procedural rights of members of the uniformed services with respect to their employment and reemployment rights.	EB 2
1748	0	Scott, Austin	CHM	Sense of Congress that the naval forces of Taiwan should be invited to participate in the Rim of the Pacific 2024. A similar amendment for RIMPAC 2022 was signed into law as part of the FY 22 NDAA. Unfortunately, Taiwan was not invited to RIMPAC 2022	EB 2
1751	0	Courtney, Joe	CHM	Requires the Secretary of Defense, in consultation with the Secretary of Energy, to establish a training pipeline for Australian submarine officers to participate in Navy Nuclear Propulsion School, enroll in the Submarine Officer Basic Course, for deployment on a U.S. submarine.	EB 2
1759	1	Carbajal, Salud O.	CHM	Sense of Congress supporting Federal space launch ranges. It expresses the need to invest in range infrastructure and update how the ranges are managed to meet the growing demand for launch capacity.	EB 2
1761	1	Keating, William R.	CHM	Equivalent authority for environmental restoration projects at state-owned national guard sites.	EB 2
1765	1	Bacon, Don	CHM	Directs budget exhibits for resources required for achieving materiel readiness metrics and objectives for major defense acquisition programs	EB 2
1771	1	Carbajal, Salud O.	CHM	The amendment requires DOD to provide for a feedback tool through which servicemembers and their spouses may anonymously identify, rate, and compare housing under the jurisdiction of DOD, including privatized military housing.	EB 2
1773	2	Waltz, Michael	CHM	Report listing universities domiciled in China providing material support to the People's Liberation Army	EB 2
1776	2	Carbajal, Salud O.	CHM	Directs the Secretary of Defense to enter into an agreement with a FFRC to conduct a study on military training routes and special use air space that may be used to conduct realistic training over and near wind turbines.	EB 2
1777	1	Cheney, Liz	CHM	Prohibition on reduction of deployed U.S. intercontinental ballistic missiles in FY23.	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
1778	0	Garamendi, John	CHM	Would require fire fighting staffing on Department of Defense installations to meet minimum national safety standards.	EB 2
1779	0	Garamendi, John	CHM	Requires the Secretary of Defense to include sustainment and facility related considerations into portfolio management for nuclear forces.	EB 2
1780	2	Waltz, Michael	CHM	Clarifies and improves accountability for certain members of the Armed Forces during consideration by a medical evaluation board	EB 2
1791	0	Slotkin, Elissa	CHM	Authorize DoD to engage in research into alternative proteins and direct the SecDef to provide update under annual report on national defense industrial base.	EB 2
1821	0	Speier, Jackie	CHM	Would permit FBI employees to appeal to the Merit Systems Protection Board regarding whistleblower reprisal.	EB 2
1795	1	Jacobs, Sara	CHM	A pilot program to assess the feasibility and advisability of various mechanisms to inform families about the FAPs and resiliency training of the Armed Forces during their enrollment in the Defense Enrollment Eligibility Reporting System and during command orientation.	EB 2
1822	0	Brown, Anthony G.	CHM	Implements a 2% HBCU/MI subcontract requirement for UARCs.	EB 2
1834	3	Khanna, Ro	CHM	Directs the Director of the DLA to conduct a study to determine the demand among service members for plant-based meals ready-to-eat and conduct a feasibility and cost study of providing such meals to service members. Directs the Director to report the results and provide a plan.	EB 2
1837	1	Turner, Michael	CHM	Limits the availability of certain funds until submission of information relating to the proposed budget for the nuclear-armed sea-launched cruise missile.	EB 2
1841	0	Turner, Michael	CHM	Amends section 1031 and adds Afghanistan to the prohibition on use of funds for transfer or release of individuals detained at United States Naval Station, Guantanamo Bay, Cuba, to certain countries.	EB 2
1848	2	Waltz, Michael	CHM	Limitation on funds for warfighter machine interface until Sec of the Army completes a Market Research study on commercially available software to fulfill the applicable requirements of the warfighter machine interface program	EB 2
1850	0	Kahele, Kaiali'i	CHM	This bill includes for purposes of the Federal Employment Service, the Commonwealth of the Northern Mariana Islands and American Samoa.	EB 2
1851	1	Luria, Elaine G.	CHM	This amendment creates a National Commission on the future on the Navy	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
1852	1	Luria, Elaine G.	CHM	Increases authorized funding for the U.S.-Israel Counter-Unmanned Aerial Systems Cooperation Program	EB 2
1863	4	Gallagher, Mike	CHM	Requires report on lessons learned from the current conflict in Ukraine for a potential conflict in the Indo-Pacific.	EB 2
1857	2	Gallagher, Mike	CHM	Requires a study on the establishment of a Joint Task Force or sub-unified command within the Indo-Pacom AOR.	EB 2
1867	5	Waltz, Michael	CHM	Briefing on plans to integrate commercial artificial intelligence and machine learning solutions into deployed and next-generation tactical network programs	EB 2
1896	1	Gallagher, Mike	CHM	Directs the Secretary of Defense to report on whether a Joint Program Office to address Unidentified Aerospace and Undersea Phenomena would enhance interagency cooperation.	EB 2
1914	1	Speier, Jackie	CHM	Require no fewer than two behavioral health providers and two BH techs on carriers	EB 2
1923	2	Wittman, Robert	CHM	Directs a briefing on how inflation is impacting firm-fixed-price contracts within the Department of Defense	EB 2
1951	3	Wittman, Robert	CHM	Require semi-annual reporting from the Department of Defense Inspector General on oversight of the DOD response to Russian aggression and assistance to Ukraine.	EB 2
1965	3	Banks, Jim	CHM	Requires a report on the acquisition plan for the resilient missile warning and missile tracking program.	EB 2
1993	2	Jacobs, Sara	CHM	The amendment screens and registers individuals with health conditions resulting from unsafe housing units	EB 2
1997	2	Garamendi, John	CHM	Requires NNSA to submit an integrated master schedule for plutonium pit production, an evaluation of the overall environmental impact of pit production, and plan for studying pit aging, plus GAO review.	EB 2
2002	0	Garamendi, John	CHM	Amends the Department of Defense budgeting for wildfire costs relating to extreme weather.	EB 2
2008	1	Slotkin, Elissa	CHM	Enables Congressional defense committees the opportunity to provide their advice and views in the early stages of NDS development via Chair and Ranking Members.	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
2009	0	Banks, Jim	CHM	Modification to China Military Power Report	EB 2
2012	0	Carbajal, Salud O.	CHM	Creates a pilot program within USCG for the use of autonomous maritime vessels for at-sea spaceflight recovery operations.	EB 2
2033	0	Kahele, Kaiali'i	CHM	SECDEF shall ensure such behavioral health workforce at remote locations (including Guam and Hawaii) is taken into account.	EB 2
2034	2	Larsen, Rick	CHM	Protecting Military Service members from online sexual harassment. A report to amend the UCMJ to include sending unwanted or requesting lewd photos.	EB 2
2036	1	Bice, Stephanie I.	CHM	This amendment requires the Defense Acquisition University to stand up a training program for DoD contract officers involved in DoD software and cybersecurity acquisitions to better understand the cyber ecosystem.	EB 2
2042	1	Langevin, James	CHM	Increase the amount for Submarine Acoustic Warfare Development by \$7,000,000 in support of accelerated shipboard integration of the Revolver capability (SBIR Technology Insertion) to expand the torpedo loadout capacity on Virginia-class submarines.	EB 2
2195	1	Slotkin, Elissa	CHM	This DRL requires the National Guard Bureau to report - broken out by fiscal year for the last ten years - on the mission sets and activities supported by Title 32 and domestic operations under Title 10.	EB 2

Amendment to H.R. 7900
National Defense Authorization Act for Fiscal Year 2023

Offered by: Mrs. Bice of Oklahoma

In the appropriate place in the report to accompany H.R. 7900, insert the following new Directive Report Language:

Border Security Infrastructure Aggregated Dataset

The committee remains interested in how the Department of Defense supports civil authorities at the southern land border of the United States and is aware that the Department lacks a comprehensive dataset detailing the geographic locations and specifications of border security infrastructure and equipment operated by the Department of Defense.

Accordingly, the Committee directs the Secretary of Defense to provide a briefing to the House Committee on Armed Services by March, 1, 2023 in consultation with the Secretary of Homeland Security on efforts to develop a single common dataset of border security infrastructure and equipment along the southern land border of the United States. The briefing shall include information on efforts to identify the geographic coordinates and specifications of all border security infrastructure and equipment deployed in support of civil authorities along the southern land border.

AMENDMENT TO H.R. 7900
OFFERED BY MR. WILSON OF SOUTH CAROLINA

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

1 **SEC. 5 ____ . RECOMMENDATIONS FOR THE IMPROVEMENT**
2 **OF THE MILITARY INTERSTATE CHILDREN'S**
3 **COMPACT.**

4 (a) **RECOMMENDATIONS REQUIRED.**—The Secre-
5 taries concerned, in consultation with States through the
6 Defense-State Liaison Office, shall develop recommenda-
7 tions to improve and fully implement the Military Inter-
8 state Children's Compact.

9 (b) **CONSIDERATIONS.**—In carrying out subsection
10 (a), the Secretaries concerned shall—

11 (1) identify any barriers—

12 (A) to the ability of a parent of a transfer-
13 ring military-connected child to enroll the child,
14 in advance, in an elementary or secondary
15 school in the State in which the child is trans-
16 ferring, without requiring the parent or child to
17 be physically present in the State; and

18 (B) to the ability of a transferring mili-
19 tary-connected child who receives special edu-

1 cation services to gain access to such services
2 and related supports in the State to which the
3 child transfers within the timeframes required
4 under the Individuals with Disabilities Edu-
5 cation Act (20 U.S.C. 1400 et seq.);

6 (2) consider the feasibility and advisability of—

7 (A) tracking and reporting the number of
8 families who use advanced enrollment in States
9 that offer advanced enrollment to military-con-
10 nected children;

11 (B) States clarifying in legislation that eli-
12 gibility for advanced enrollment requires only
13 written evidence of a permanent change of sta-
14 tion order, and does not require a parent of a
15 military-connected child to produce a rental
16 agreement or mortgage statement; and

17 (C) the Secretary of Defense, in coordina-
18 tion with the Military Interstate Children's
19 Compact, developing a letter or other memo-
20 randum that military families may present to
21 local educational agencies that outlines the pro-
22 tections afforded to military-connected children
23 by the Military Interstate Children's Compact;
24 and

1 (3) identify any other actions that may be
2 taken by the States (acting together or separately)
3 to improve the Military Interstate Children’s Com-
4 pact.

5 (c) REPORT REQUIRED.—Not later than 180 days
6 after the date of the enactment of this Act, the Secretaries
7 concerned shall submit to the appropriate congressional
8 committees and to the States a report setting forth the
9 recommendations developed under subsection (a).

10 (d) DEFINITIONS.—In this section:

11 (1) The term “appropriate congressional com-
12 mittees” means—

13 (A) the congressional defense committees;

14 (B) the Committee on Health, Education,
15 Labor, and Pensions and the Committee on
16 Homeland Security and Governmental Affairs
17 of the Senate; and

18 (C) the Committee on Education and
19 Labor and the Committee on Homeland Secu-
20 rity of the House of Representatives.

21 (2) The terms “child”, “elementary school”,
22 “local educational agency”, “secondary school”,
23 “parent”, and “State” have the meanings given
24 those terms in section 8101 of the Elementary and
25 Secondary Education Act of 1965 (20 U.S.C. 7801).

1 (3) The terms “armed forces”, “active duty”
2 and “congressional defense committees” have the
3 meanings given those terms in section 101 of title
4 10, United States Code.

5 (4) The term “transferring military-connected
6 child” means the child of a parent who—

7 (A) is serving on active duty in the Armed
8 Forces;

9 (B) is changing duty locations due to a
10 permanent change of station order; and

11 (C) has not yet established an ongoing
12 physical presence in the State to which the par-
13 ent is transferring.

14 (5) The term “Military Interstate Children’s
15 Compact” means the Interstate Compact on Edu-
16 cational Opportunity for Military Children as de-
17 scribed in Department of Defense Instruction
18 1342.29, dated January 31, 2017 (or any successor
19 to such instruction).

20 (6) The term “Secretary concerned” means—

21 (A) the Secretary of Defense, with respect
22 to matters concerning the Department of De-
23 fense; and

24 (B) the Secretary of the department in
25 which the Coast Guard is operating, with re-

1 spect to matters concerning the Coast Guard
2 when it is not operating as a service in the De-
3 partment of the Navy.



AMENDMENT TO H.R. 7900
OFFERED BY MS. SPEIER OF CALIFORNIA

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

1 **SEC. 5** ____. **COMMISSION ON PROFESSIONAL MILITARY**
2 **EDUCATION.**

3 (a) **ESTABLISHMENT.**—There is established a com-
4 mission to examine the purpose, implementation, out-
5 comes, and relevance of professional military education
6 programs operated by the Department of Defense. The
7 commission shall be known as the “Commission on Profes-
8 sional Military Education” (referred to in this section as
9 the “Commission”).

10 (b) **MEMBERSHIP.**—

11 (1) **COMPOSITION.**—The Commission shall be
12 composed of the following members:

13 (A) Two members appointed by the Chair-
14 man of the Committee on Armed Services of
15 the Senate, one of whom shall be a Senator and
16 one who may not be a Senator.

17 (B) Two members appointed by the Rank-
18 ing Minority Member of the Committee on
19 Armed Services of the Senate, one of whom

1 shall be a Senator and one who may not be a
2 Senator.

3 (C) Two members appointed by the Chair
4 of the Committee on Armed Services of the
5 House of Representatives, one of whom shall be
6 a Member of the House of Representatives and
7 one who may not be a Member of the House of
8 Representatives.

9 (D) Two members appointed by the Rank-
10 ing Minority Member of the Committee on
11 Armed Services of the House of Representa-
12 tives, one of whom shall be a Member of the
13 House of Representatives and one who may not
14 be a Member of the House of Representatives.

15 (2) CHAIR.—The Commission shall have one
16 Chair, selected by the members of the Commission.

17 (c) APPOINTMENT; INITIAL MEETING.—

18 (1) APPOINTMENT.—Members of the Commis-
19 sion shall be appointed not later than 60 days after
20 the date of the enactment of this Act.

21 (2) INITIAL MEETING; NOTICE.—The Commis-
22 sion shall hold its initial meeting on or before the
23 date that is 90 days after the date of the enactment
24 of this Act. In lieu of publication in the Federal
25 Register, the Commission shall post a notice of such

1 meeting on a publicly accessible website of the Com-
2 mission at least 15 days before such meeting.

3 (d) MEETINGS; NOTICE; QUORUM; VACANCIES.—

4 (1) IN GENERAL; NOTICE.—After its initial
5 meeting, the Commission shall meet—

6 (A) upon the call of the Chair of the Com-
7 mission; and

8 (B) not fewer than 15 days after posting
9 a notice of such meeting on a publicly accessible
10 website of the Commission, in lieu of publica-
11 tion in the Federal Register.

12 (2) QUORUM.—Five members of the Commis-
13 sion shall constitute a quorum for purposes of con-
14 ducting business, except that two members of the
15 Commission shall constitute a quorum for purposes
16 of receiving testimony.

17 (3) VACANCIES.—Members shall be appointed
18 for the life of the Commission. Any vacancy in the
19 Commission shall not affect its powers, but shall be
20 filled in the same manner as the original appoint-
21 ment.

22 (4) QUORUM WITH VACANCIES.—If vacancies in
23 the Commission occur on any day after 60 days
24 after the date of the enactment of this Act, a

1 quorum shall consist of a majority of the members
2 of the Commission as of such day.

3 (e) ACTIONS OF COMMISSION.—

4 (1) IN GENERAL.—The Commission shall act by
5 resolution agreed to by a majority of the members
6 of the Commission voting and present.

7 (2) SUBCOMMITTEES.—The Commission may
8 establish subcommittees composed of less than the
9 full membership of the Commission for purposes of
10 carrying out the duties of the Commission under this
11 section. The actions of any such subcommittee shall
12 be subject to the review and control of the Commis-
13 sion. Any findings and determinations made by such
14 a subcommittee shall not be considered the findings
15 and determinations of the Commission unless ap-
16 proved by the Commission.

17 (3) DELEGATION.—Any member, agent, or staff
18 of the Commission may, if authorized by the Chair
19 of the Commission, take any action which the Com-
20 mission is authorized to take pursuant to this sec-
21 tion.

22 (f) DUTIES.—The duties of the Commission are as
23 follows:

24 (1) To—

1 (A) review the purpose and desired out-
2 comes, as indicated in Department of Defense
3 Instruction 1322.35, of professional military
4 education in support of the National Defense
5 Strategy; and

6 (B) evaluate whether the Armed Forces
7 are achieving such purpose and outcomes.

8 (2) To review and evaluate the means by which
9 faculty assigned to teach professional military edu-
10 cation are selected, managed, promoted, evaluated,
11 and afforded academic freedom, including—

12 (A) members serving on active duty;

13 (B) civilian instructors who are military re-
14 tirees; and

15 (C) civilian instructors who are not mili-
16 tary retirees.

17 (3) To—

18 (A) review how members are selected for
19 residential and non-residential professional mili-
20 tary education;

21 (B) evaluate whether students are ade-
22 quately prepared for professional military edu-
23 cation programs; and

1 (C) whether additional entrance require-
2 ments, such as a writing assessment and aca-
3 demic prerequisites, should be established.

4 (4) To—

5 (A) review and assess how the performance
6 of professional military education students is
7 evaluated during the academic year;

8 (B) how such performance is reflected in
9 the service records of such students; and

10 (C) consider whether students assigned to
11 residential professional military education at
12 the war colleges should be objectively evaluated
13 by the faculty for potential at more senior
14 ranks.

15 (5) To review and evaluate whether and how
16 professional military education prepares graduates
17 for senior-level operational and strategic assign-
18 ments.

19 (6) To review and evaluate whether and how
20 the Armed Forces consider and fully leverage profes-
21 sional military education in subsequent assignments.

22 (7) To consider whether professional military
23 education tracks focused on China, Russia, or other
24 key adversaries or topics of importance to the Na-

1 tional Defense Strategy would provide value for the
2 Armed Forces.

3 (8) With respect to professional military edu-
4 cation curriculum, to review and evaluate—

5 (A) relevance to the National Defense
6 Strategy and current and future defense needs,
7 including topics covered and modalities of in-
8 struction, such as interactive seminars,
9 wargaming, and other simulations; and

10 (B) the process for developing and modi-
11 fying the curriculum.

12 (9) To evaluate whether the Armed Forces have
13 established a system of accountability to ensure that
14 professional military education meets the defense
15 needs of the United States at a reasonable cost.

16 (10) To review and evaluate the appropriate-
17 ness of the service commitments imposed by the
18 Armed Forces for members selected for professional
19 military education.

20 (g) POWERS OF COMMISSION.—

21 (1) IN GENERAL.—The Commission or, on the
22 authorization of the Commission, any subcommittee
23 or member thereof, may, for the purpose of carrying
24 out the provisions of this section hold such hearings
25 and sit and act at such times and places, take such

1 testimony, receive such evidence, and administer
2 such oaths.

3 (2) CONTRACTING.—The Commission may, to
4 such extent and in such amounts as are provided in
5 advance in appropriation Acts, enter into contracts
6 to enable the Commission to discharge its duties
7 under this section.

8 (3) INFORMATION FROM FEDERAL AGENCIES.—

9 (A) IN GENERAL.—The Commission may
10 secure directly from any executive department,
11 agency, bureau, board, commission, office, inde-
12 pendent establishment, or instrumentality of the
13 Government information, suggestions, esti-
14 mates, and statistics for the purposes of this
15 section.

16 (B) COMPLIANCE.—Except for the intel-
17 ligence community (as such term is defined in
18 section 3 of the National Security Act of 1947
19 (Chapter 343; 61 Stat. 496; 50 U.S.C. 3003)),
20 each such department, agency, bureau, board,
21 commission, office, establishment, or instrumen-
22 tality shall, to the extent authorized by law, fur-
23 nish such information, suggestions, estimates,
24 and statistics directly to the Commission, upon
25 request of the Chair of the Commission.

1 (C) CLASSIFIED INFORMATION.—The
2 Commission shall handle and protect all classi-
3 fied information provided to it under this sec-
4 tion in accordance with applicable statutes and
5 regulations.

6 (4) ASSISTANCE FROM DEPARTMENT OF DE-
7 FENSE.—The Secretary of Defense shall provide to
8 the Commission, on a nonreimbursable basis, such
9 administrative services, funds, staff, facilities, and
10 other support services as are necessary for the per-
11 formance of the Commission's duties under this sec-
12 tion.

13 (5) POSTAL SERVICES.—The Commission may
14 use the United States postal services in the same
15 manner and under the same conditions as the de-
16 partments and agencies of the United States.

17 (6) GIFTS.—No member or staff of the Com-
18 mission may receive a gift or benefit by reason of
19 the service of such member or staff to the Commis-
20 sion.

21 (h) STAFF OF COMMISSION.—

22 (1) DIRECTOR.—The Chair of the Commission,
23 in accordance with rules agreed upon by the Com-
24 mission, shall appoint and fix the compensation of a
25 staff director and such other personnel as may be

1 necessary to enable the Commission to carry out its
2 duties, without regard to the provisions of title 5,
3 United States Code, governing appointments in the
4 competitive service, and without regard to the provi-
5 sions of chapter 51 and subchapter III of chapter 53
6 of such title relating to classification and General
7 Schedule pay rates, except that no rate of pay fixed
8 under this subsection may exceed the equivalent of
9 that payable to a person occupying a position at
10 level V of the Executive Schedule under section 5316
11 of such title.

12 (2) DETAILEES.—Any Federal Government em-
13 ployee may be detailed to the Commission without
14 reimbursement from the Commission, and such
15 detailee shall retain the rights, status, and privileges
16 of his or her regular employment without interrup-
17 tion.

18 (3) CONSULTANT SERVICES.—The Commission
19 may procure the services of experts and consultants
20 in accordance with section 3109 of title 5, United
21 States Code, but at rates not to exceed the daily rate
22 paid a person occupying a position at level IV of the
23 Executive Schedule under section 5315 of such title.

24 (i) COMPENSATION AND TRAVEL EXPENSES.—

25 (1) COMPENSATION.—

1 (A) IN GENERAL.—Except as provided in
2 paragraph (2), each member of the Commission
3 may be compensated at not to exceed the daily
4 equivalent of the annual rate of basic pay in ef-
5 fect for a position at level IV of the Executive
6 Schedule under section 5315 of title 5, United
7 States Code, for each day during which that
8 member is engaged in the actual performance of
9 the duties of the Commission under this sec-
10 tion.

11 (B) FEDERAL OFFICERS OR EMPLOY-
12 EES.—Members of the Commission who are of-
13 ficers or employees of the United States or
14 Members of Congress shall receive no additional
15 pay by reason of their service on the Commis-
16 sion.

17 (2) TRAVEL EXPENSES.—While away from
18 their homes or regular places of business in the per-
19 formance of services for the Commission, members
20 of the Commission may be allowed travel expenses,
21 including per diem in lieu of subsistence, in the
22 same manner as persons employed intermittently in
23 the Government service are allowed expenses under
24 section 5703 of title 5, United States Code.

25 (j) FINAL REPORT; TERMINATION.—

1 (1) FINAL REPORT.—Not later than 18 months
2 after the date of the enactment of this Act, the
3 Commission shall submit to the congressional de-
4 fense committees and the Secretary of Defense an
5 unclassified report (that may include a classified
6 annex) containing the findings and recommendations
7 of the Commission.

8 (2) TERMINATION.—

9 (A) IN GENERAL.—The Commission, and
10 all the authorities of this section, shall termi-
11 nate at the end of the 120-day period beginning
12 on the date on which the final report under
13 paragraph (1) is submitted to the congressional
14 defense committees.

15 (B) WINDING DOWN.—The Commission
16 may use the 120-day period referred to in sub-
17 paragraph (A) for the purposes of concluding
18 its activities, including providing testimony to
19 Congress concerning the final report referred to
20 in that subparagraph and disseminating the re-
21 port.

In section 4301 of division D, relating to Operation
and Maintenance, Defense-wide, increase the amount for
Office of the Secretary of Defense, Line 440, by
\$5,000,000.

13

In section 4301 of division D, relating to Operation and Maintenance, Defense-wide, reduce the amount for Washington Headquarters Services, Line 500, by \$5,000,000.



AMENDMENT TO H.R. 7900
OFFERED BY MS. SPEIER OF CALIFORNIA

Section 803 [log 74956] is amended by redesignating subparagraphs (B) through (E) of subsection (a)(1) as subparagraphs (C) through (F), respectively.

Section 803 [log 74956] is amended by inserting after subsection (a)(1)(A) the following new subparagraph:

1 (B) in subsection (a)(2), by adding at the
2 end the following new subparagraphs:

3 “(H) The Pandemic Response Account-
4 ability Committee (established under section
5 15010 of title V of division B of the CARES
6 Act (Public Law 116–136)).

7 “(I) The Integrity Committee of the Coun-
8 cil of the Inspectors General on Integrity and
9 Efficiency.”.

Section 803 [log 74956] is amended by amending subparagraph (C) (as so redesignated) to read as follows:

10 (C) in subsection (b)—

11 (i) in paragraph (1)—

1 (I) by striking “contractor con-
2 cerned” and inserting “contractor,
3 subcontractor, grantee, subgrantee, or
4 personal services contractor con-
5 cerned”;

6 (II) by inserting before the pe-
7 riod at the end of the first sentence
8 the following: “, or to the Special In-
9 spector General for Pandemic Recov-
10 ery or the Chair of the Pandemic Re-
11 sponse Accountability Committee”;

12 (III) by striking “Inspector Gen-
13 eral determines” and inserting “In-
14 spector General, Special Inspector
15 General, or Chair (as applicable) de-
16 termines”; and

17 (IV) by striking “Inspector Gen-
18 eral shall” and inserting “Inspector
19 General, Special Inspector General, or
20 Chair (as applicable) shall”;

21 (ii) in paragraph (2), by striking “In-
22 spector General” each place it appears and
23 inserting “Inspector General, Special In-
24 spector General, or Chair (as applicable)”;
25 and

1 (iii) in paragraph (3), by striking “In-
2 spector General” each place it appears and
3 inserting “Inspector General, Special In-
4 spector General, or Chair (as applicable)”;

Section 803 [log 74956] is amended in subsection
(b)(1)—

(1) by redesignating subparagraphs (B)
through (E) as subparagraphs (C) through (F), re-
spectively;

(2) in subparagraph (E), as so redesignated, by
striking “and” at the end; and

(3) in subparagraph (F)(ii), as so redesignated,
by striking the period at the end and inserting “;
and”.

Section 803 [log 74956] is amended in subsection
(b)(1) by inserting after subparagraph (A) the following
new subparagraph:

5 (B) in subsection (a)(2), by adding at the
6 end the following new subparagraphs:
7 “(H) The Pandemic Response Account-
8 ability Committee (established under section
9 15010 of title V of division B of the CARES
10 Act (Public Law 116–136)).

1 “(I) The Integrity Committee of the Coun-
2 cil of the Inspectors General on Integrity and
3 Efficiency.”.

Section 803 [log 74956] is amended in subsection
(b)(1) by adding at the end the following new subpara-
graph:

4 (G) by amending subsection (g)(2) to read
5 as follows:

6 “(2) The term ‘Inspector General’ means any
7 Inspector General established by Federal law, includ-
8 ing—

9 “(A) an Inspector General appointed under
10 the Inspector General Act of 1978 (5 U.S.C.
11 App.);

12 “(B) the Special Inspector General for
13 Pandemic Recovery;

14 “(C) the Special Inspector General for Af-
15 ghanistan Reconstruction;

16 “(D) the Special Inspector General for the
17 Troubled Asset Relief Program; and

18 “(E) any Inspector General that receives
19 funding from, or has oversight over contracts
20 awarded for or on behalf of, the executive agen-
21 cy concerned.”.



AMENDMENT TO H.R. 7900
OFFERED BY MS. SPEIER OF CALIFORNIA

At the appropriate place in division E, insert the following:

1 **SEC. 5 ____ . DISINTERMENTS FROM NATIONAL CEME-**
2 **TERIES.**

3 (a) APPLICABILITY OF AUTHORITY TO RECONSIDER
4 DECISIONS OF SECRETARY OF VETERANS AFFAIRS OR
5 SECRETARY OF THE ARMY TO INTER THE REMAINS OR
6 MEMORIALIZE A PERSON IN A NATIONAL CEMETERY.—

7 (1) IN GENERAL.—Section 2(c) of the Alicia
8 Dawn Koehl Respect for National Cemeteries Act
9 (Public Law 113–65; 38 U.S.C. 2411 note) is
10 amended by striking “after the date of the enact-
11 ment of this Act” and inserting “after November 21,
12 1997”.

13 (2) CONGRESSIONAL NOTICES.—Upon becoming
14 aware of a covered interment or memorialization—

15 (A) the Secretary of Veterans Affairs shall
16 issue to the Committees on Veterans’ Affairs of
17 the Senate and House of Representatives writ-
18 ten notice of such covered interment or memori-
19 alization; and

1 (B) the Secretary of the Army, in the case
2 of a covered interment or memorialization in
3 Arlington National Cemetery, shall issue to the
4 Committees on Armed Services of the Senate
5 and House of Representatives and the Commit-
6 tees on Veterans' Affairs of the Senate and
7 House of Representatives written notice of such
8 covered interment or memorialization.

9 (3) COVERED INTERMENT OR MEMORIALIZA-
10 TION DEFINED.—In this subsection, the term “cov-
11 ered interment or memorialization” means an inter-
12 ment or memorialization—

13 (A) in a national cemetery;

14 (B) between January 1, 1990 and Novem-
15 ber 21, 1997; and

16 (C) that would have been subject to section
17 2411 of title 38, United States Code, as amend-
18 ed by the Alicia Dawn Koehl Respect for Na-
19 tional Cemeteries Act if subsection 2(c) of such
20 Act were amended by striking “after the date
21 of the enactment of this Act” and inserting “on
22 or after January 1, 1990”.

23 (b) DISINTERMENT OF REMAINS OF ANDREW
24 CHABROL FROM ARLINGTON NATIONAL CEMETERY.—

1 (1) DISINTERMENT.—Not later than September
2 30, 2023, the Secretary of the Army shall disinter
3 the remains of Andrew Chabrol from Arlington Na-
4 tional Cemetery.

5 (2) NOTIFICATION.—The Secretary of the Army
6 may not carry out paragraph (1) until after noti-
7 fying the next of kin of Andrew Chabrol.

8 (3) DISPOSITION.—After carrying out para-
9 graph (1), the Secretary of the Army shall—

10 (A) relinquish the remains to the next of
11 kin described in paragraph (2); or

12 (B) if no such next of kin responds to noti-
13 fication under paragraph (2), arrange for dis-
14 position of the remains the Secretary of the
15 Army determines appropriate.



AMENDMENT TO H.R. 7900
OFFERED BY MS. SPEIER OF CALIFORNIA

Insert in the appropriate place the following:

1 **SEC. ____.** **TRANSFERS AND PAY OF NONAPPROPRIATED**
2 **FUND EMPLOYEES.**

3 (a) **IN GENERAL.**—Not later than 180 days after the
4 date of enactment of this Act, the Secretary of Defense
5 shall update policies and procedures, as needed, to expe-
6 dite the process for interservice transfers of non-
7 appropriated fund employees. The Secretary shall provide
8 an update to the appropriate committees on the comple-
9 tion of such updates.

10 (b) **REPORT.**—Not later than 2 years after the date
11 of enactment of this Act, the Secretary shall submit a re-
12 port to the congressional defense committees on the fol-
13 lowing:

14 (1) The impact of the change on the processing
15 time for transfers of nonappropriated fund em-
16 ployees between nonappropriated fund
17 instrumentaliteis in different military services.

18 (2) The impact of the changes on the proc-
19 essing time for reinstatement of nonappropriated
20 fund employees to a nonappropriated fund instru-

1 mentality in a military service that is different from
2 the military service where the individual was pre-
3 viously employed by a nonappropriated fund instru-
4 mentality.

5 (3) The impact of the changes on recruitment
6 and retention of nonappropriated fund employees in
7 general and specifically for nonappropriated fund
8 employees of military child development centers.



AMENDMENT TO H.R. 7900
OFFERED BY MS. SPEIER OF CALIFORNIA

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

1 **SEC. 5 ____ . CLARIFICATIONS OF PROCEDURE IN INVESTIGA-**
2 **TIONS OF PERSONNEL ACTIONS TAKEN**
3 **AGAINST MEMBERS OF THE ARMED FORCES**
4 **IN RETALIATION FOR PROTECTED COMMU-**
5 **NICATIONS.**

6 (a) IN GENERAL.—Subparagraphs (D) and (E) of
7 paragraph (4) of section 1034(c) of title 10, United States
8 Code, is amended to read as follows:

9 “(D)(i) Upon determining that an investigation of an
10 allegation under paragraph (1) is warranted, the Inspector
11 General making the determination shall expeditiously in-
12 vestigate the allegation to determine whether the protected
13 communication or activity under subsection (b) was a con-
14 tributing factor in the personnel action prohibited under
15 subsection (b) that was taken or withheld (or threatened
16 to be taken or withheld) against a member of the armed
17 forces.

18 “(ii) In the case of a determination made by the In-
19 spector General of the Department of Defense, that In-

1 spector General may delegate responsibility for the inves-
2 tigation to an appropriate Inspector General of a military
3 department.

4 “(iii) The member alleging the prohibited personnel
5 action may use circumstantial evidence to demonstrate
6 that the protected communication or activity under sub-
7 section (b) was a contributing factor in the personnel ac-
8 tion prohibited under subsection (b). Such circumstantial
9 evidence may include that the person taking such prohib-
10 ited personnel action knew of the protected communication
11 or activity, and that the prohibited personnel action oc-
12 curred within a period of time such that a reasonable per-
13 son could conclude that the communication or protected
14 activity was a contributing factor in the personnel action.

15 “(iv) If the Inspector General determines it likelier
16 than not that the member made a communication or par-
17 ticipated in an activity protected under subsection (b) that
18 was a contributing factor in a personnel action described
19 in such subsection, the Inspector General shall presume
20 such personnel action to be prohibited under such sub-
21 section unless the Inspector General determines there is
22 clear and convincing evidence that the same personnel ac-
23 tion would have occurred in the absence of such protected
24 communication or activity.

1 “(E) If the Inspector General preliminarily deter-
2 mines in an investigation under subparagraph (D) that a
3 personnel action prohibited under subsection (b) has oc-
4 curred and that such personnel action shall result in an
5 immediate hardship to the member alleging the personnel
6 action, the Inspector General shall promptly notify the
7 Secretary of the military department concerned or the Sec-
8 retary of Homeland Security, as applicable, of the hard-
9 ship, and such Secretary shall take such action as such
10 Secretary determines appropriate.”.

11 (b) TECHNICAL AMENDMENTS.—Such paragraph is
12 further amended in subparagraphs (A) and (B) by striking
13 “subsection (h)” both places it appears and inserting
14 “subsection (i)”.



Amendment to H.R. 7900
National Defense Authorization Act for Fiscal Year 2023

Offered by: Ms. Stefanik

In the appropriate place in the report to accompany H.R. 7900, insert the following new Directive Report Language:

Geospatial Support for Atrocity Accountability

The committee recognizes the benefit geospatial intelligence has played in discovering war crimes, atrocities, and the recovery of missing persons from previous conflicts. The committee notes the tragic suffering endured by the Ukrainian civilian populace as a result of Russia's invasion. The committee recognizes that geospatial intelligence and data can be leveraged to expose ongoing Russian atrocities in Ukraine, and other atrocities perpetrated by non-state actors and terrorist organizations. The committee therefore encourages the Under Secretary of Defense for Intelligence & Security to share existing, available intelligence, including archived unclassified and commercial geospatial intelligence, with relevant interagency partners to support their efforts to prevent atrocities, genocide, and hold perpetrators of such crimes accountable. The committee directs the Under Secretary of Defense for Intelligence & Security to provide a briefing to the House Committee on Armed Services by March 31, 2023, on its ability to share such intelligence with interagency partners.

AMENDMENT TO H.R. 7900
OFFERED BY MR. BANKS OF INDIANA

At the appropriate place in division E, insert the following:

1 **SEC. ____ . COMMERCIAL AIR WAIVER FOR NEXT OF KIN**
2 **REGARDING TRANSPORTATION OF REMAINS**
3 **OF CASUALTIES.**

4 Section 580A of the National Defense Authorization
5 Act for Fiscal Year 2020 (Public Law 116–92) is amended
6 by adding at the end the following:

7 “(c) TRANSPORTATION OF DECEASED MILITARY
8 MEMBER.—In the event of a death that requires the Sec-
9 retary concerned to provide a death benefit under sub-
10 chapter II of chapter 75 of title 10, United States Code,
11 such Secretary shall provide the next of kin or other ap-
12 propriate person a commercial air travel use waiver for
13 the transportation of deceased remains of military member
14 who dies outside of the United States.”.



AMENDMENT TO H.R. 7900
OFFERED BY MRS. LURIA OF VIRGINIA

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

1 **SEC. 1___ . AUTHORITY TO PROCURE UPGRADED EJECTION**
2 **SEATS FOR CERTAIN T-38A AIRCRAFT.**

3 The Secretary of the Air Force is authorized to pro-
4 cure upgraded ejection seats for—

5 (1) all T-38A aircraft of the Air Force Global
6 Strike Command that have not received an upgraded
7 ejection seat under the T-38 Ejection Seat Upgrade
8 Program; and

9 (2) all T-38A aircraft of the Air Combat Com-
10 mand that have not received an upgraded ejection
11 seat as part of such Program.



AMENDMENT TO H.R. 7900

OFFERED BY Ms. LURIA

(funding table amendment)

In section 4101 of division D, relating to Aircraft Procurement, Air Force, increase the amount for T-38, Line 42, "Ejection Seat Upgrade" by \$49,500,000.

In section 4201 of division D, relating to Research and Development, Testing and Evaluation, Air Force, reduce the amount for, Line 056, PE 0207110F, Next Generation Air Dominance by \$49,500,000.

AMENDMENT TO H.R. 7900
OFFERED BY MR. CROW OF COLORADO

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

1 **SEC. 10 ____ . INSPECTOR GENERAL OVERSIGHT OF DEPART-**
2 **MENT OF DEFENSE ACTIVITIES IN RESPONSE**
3 **TO RUSSIA'S FURTHER INVASION OF**
4 **UKRAINE.**

5 The Inspector General of the Department of Defense
6 Inspector General shall carry out comprehensive oversight
7 and conduct reviews, audits, investigations, and inspec-
8 tions of the activities conducted by the Department of De-
9 fense in response to Russia's further invasion of Ukraine,
10 initiated on February 24, 2022, including military assist-
11 ance provided to Ukraine by the Department of Defense.



Amendment to H.R. 7900 National Defense Authorization Act for Fiscal Year 2023

Offered by: Mr. Moulton

In the appropriate place in the report to accompany H.R. 7900, insert the following new Directive Report Language:

Report on Replacement of Mission Essential Subtasks With Autonomous Capabilities

The committee notes with approval increased investment by the Department of Defense in artificial intelligence and autonomy. The committee believes, however, that the Department must undertake additional actions to overcome ingrained cultural resistance to wider adoption and integration of such capabilities, which promise increased operational safety and combat effectiveness. In particular, the committee believes the Department should seek opportunities to apply such capabilities to legacy systems. Therefore, the committee directs that, not later than January 1, 2024, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and House of Representatives a report nominating mission essential subtasks within each operational level of war that could be completely or partially addressed by fully autonomous or artificially intelligent capabilities. Such report shall include the following elements:

- (1) A list of no less than three (3) and no more than five (5) Mission Essential Subtasks within each of the six major tasks at the operational level of war, as defined by the Universal Joint Task List, that could be partially or fully replaced or updated with a fully autonomous system.
- (2) A description of the hardware or software required to perform each Mission Essential Subtask using autonomous or artificially intelligent capabilities;
- (3) Current and planned upgrades to legacy systems that contain autonomy and/or artificial intelligence in order to enable performance of the identified mission essential subtasks; and
- (4) Estimated timelines, required resources, and programmed resources necessary to develop, fund and field autonomous or artificially intelligent systems upgrades to legacy capabilities within the identified Mission Essential subtasks.

**Amendment to H.R. 7900
National Defense Authorization Act for Fiscal Year 2023**

Offered by: Ms. Stefanik

In the appropriate place in the report to accompany H.R. 7900, insert the following new Directive Report Language:

Report on Countering the Use of Human Shields

The committee notes that non-state actors have repeatedly used human shields against the United States and NATO forces during the Global War on Terrorism, as well as in other conflicts, and recognizes the use of civilians to shield military objectives from lawful attack or to deliberately cause civilian casualties is a war crime. The committee further notes that the NATO Supreme Allied Commander Europe (SACUER) has requested that NATO member states enhance their capacity and coordination in countering the use of human shields. As such, the committee directs the Secretary of Defense to submit a report to the House Committee on Armed Services no later than March 31, 2023, on the Department's ability and efforts to integrate countering the use of human shields in joint exercises, doctrine development, education, and training at multinational centers of excellence.

Amendment to H.R. 7900
National Defense Authorization Act for Fiscal Year 2023

Offered by: Mr. Jackson of Texas

In the appropriate place in the report to accompany H.R. 7900, insert the following new Directive Report Language:

United States support for indigenous defense platforms in India

The committee believes that cooperation with allies and partners is vital to the success of the Department of Defense in the Indo-Pacific. The committee is encouraged by efforts to improve the military-to-military relationship between the United States and India. Due to the strategic importance of this relationship, the committee believes it would be beneficial for the Department of Defense to study ways to support India's efforts to produce indigenous defense systems.

Therefore, the committee directs the Secretary of Defense to conduct a study and to provide a report to the House Committee on Armed Services by February 1, 2022, on the manner and extent to which the United States can support the development of indigenous defense platforms in India. The study and report shall include information and recommendations based on, but not limited to:

- (1) the capabilities of the United States industrial base to support programs, projects, or activities anticipated or planned to be taken by appropriate Indian counterparts;
- (2) an identification of current platforms operated by India that could hinder improved interoperability between the United States and India; and
- (3) ways that the United States' support can serve as a viable alternative to support offered by Russia or China to India.

AMENDMENT TO H.R. 7900
OFFERED BY MR. LAMBORN OF COLORADO

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

1 **SEC. 2 ____ . AIR-BREATHING TEST CAPACITY UPGRADE TO**
2 **SUPPORT CRITICAL HYPERSONIC WEAPONS**
3 **DEVELOPMENT.**

4 The Secretary of the Air Force shall carry out activi-
5 ties to upgrade the air breathing test facilities of the De-
6 partment of the Air Force to support critical hypersonic
7 weapons development. The Secretary shall seek to com-
8 plete any upgrade made under this section, subject to
9 availability of funds for such upgrade, not later than 24
10 months after the upgrade is commenced.



AMENDMENT TO H.R. 7900
OFFERED BY MR. KIM OF NEW JERSEY

At the appropriate place in division E, insert the following new section:

1 **SEC. ____ . MAXIMUM RATE OF INTEREST ON DEBTS IN-**
2 **CURRED BEFORE MILITARY SERVICE APPLI-**
3 **CABLE TO MILITARY DEPENDENTS.**

4 Section 207 of the Servicemembers Civil Relief Act
5 (50 U.S.C. 3937) is amended—

6 (1) in subsection (a)—

7 (A) in paragraph (1), by striking “or the
8 servicemember and the servicemember’s spouse
9 jointly” and inserting “a dependent of the serv-
10 icemember, or such a dependent and the serv-
11 icemember jointly”; and

12 (B) in paragraph (3), by inserting “or a
13 dependent of the servicemember” after “due
14 from a servicemember”; and

15 (2) in subsection (b)(1)—

16 (A) in the paragraph heading, by inserting
17 “AND DEPENDENCY” after “MILITARY SERV-
18 ICE”;

19 (B) in subparagraph (A)—

1 (i) by striking “of the servicemem-
2 ber”;

3 (ii) by striking clause (i) and inserting
4 the following:

5 “(i) military orders indicating the cur-
6 rent, future, or past military duty status of
7 the servicemember; or”; and

8 (iii) in clause (ii), by inserting “or a
9 certificate from the Defense Manpower
10 Data Center” before the period at the end;

11 (C) by redesignating subparagraph (B) as
12 subparagraph (C); and

13 (D) by inserting the following after sub-
14 paragraph (A):

15 “(B) DEPENDENTS.—In addition to pro-
16 viding proof of military service under subpara-
17 graph (A), dependents of servicemembers shall
18 provide documentation that indicates the de-
19 pendency status of the dependent at the time
20 the debt or obligation was incurred and con-
21 tinuing until the servicemember entered mili-
22 tary service. Such documentation may include a
23 marriage certificate, birth certificate, or any
24 other appropriate indicator of dependency sta-
25 tus.”; and

3

1 (3) in subsection (c), by inserting “, dependent,
2 or both, as the case may be,” after “ability of the
3 servicemember”.



AMENDMENT TO H.R. 7900
OFFERED BY MR. KIM OF NEW JERSEY

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

1 **SEC. 7 ____. TRICARE DENTAL FOR SELECTED RESERVE.**

2 Section 1076a of title 10, United States Code, is
3 amended—

4 (1) in subsection (a)—

5 (A) in paragraph (1)—

6 (i) in the header, by striking “selected
7 reserve and”; and

8 (ii) by striking “for members of the
9 Selected Reserve of the Ready Reserve
10 and”;

11 (B) in paragraph (2), in the header, by in-
12 serting “individual ready” after “other”; and

13 (C) by adding at the end the following new
14 paragraph:

15 “(5) PLAN FOR SELECTED RESERVE.—A dental
16 benefits plan for members of the Selected Reserve of
17 the Ready Reserve.”;

18 (2) in subsection (d)—

1 (A) by redesignating paragraph (3) as
2 paragraph (4); and

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

5 “(3) NO PREMIUM PLANS.—(A) The dental in-
6 surance plan established under subsection (a)(5) is
7 a no premium plan.

8 “(B) Members enrolled in a no premium plan
9 may not be charged a premium for benefits provided
10 under the plan.”;

11 (3) in subsection (e)(2)(A), by striking “a mem-
12 ber of the Selected Reserve of the Ready Reserve
13 or”;

14 (4) by redesignating subsections (f) through (k)
15 as subsections (g) through (l), respectively;

16 (5) by inserting after subsection (e) the fol-
17 lowing new subsection (f):

18 “(f) COPAYMENTS UNDER NO PREMIUM PLANS.—A
19 member who receives dental care under a no premium plan
20 referred to in subsection (d)(3) shall pay no charge for
21 any care described in subsection (c).”; and

22 (6) in subsection (i), as redesignated by para-
23 graph (4), by striking “subsection (k)(2)” and in-
24 serting “subsection (l)(2)”.

3

In section 4501 of division D, relating to other authorizations, increase the amount for Defense Health Program, Line 010, in-house care, by \$100,000,000.

In section 4301 of division D, relating to defense wide operations & maintenance, reduce the amount for the Office of the Secretary of Defense, Line 440, by \$100,000,000.



AMENDMENT TO H.R. 7900
OFFERED BY MR. JOHNSON OF LOUISIANA

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

1 **SEC. 8___. SECURITY CLEARANCE BRIDGE PILOT PRO-**
2 **GRAM.**

3 (a) IN GENERAL.—The Secretary of Defense, in con-
4 sultation with the Director of National Intelligence, shall
5 conduct a pilot program to enable employees of innovative
6 technology companies to begin work under contracts more
7 quickly by allowing the Defense Counterintelligence and
8 Security Agency to administer the personal security clear-
9 ances of the employees of innovative technology companies
10 while the Government completes the adjudication of the
11 facility clearance application of the innovative technology
12 company.

13 (b) PERSONAL SECURITY CLEARANCE AUTHOR-
14 ITY.—

15 (1) IN GENERAL.—Under the pilot program,
16 the Defense Counterintelligence and Security Agency
17 may nominate and administer the personal security
18 clearances of the employees of an innovative tech-
19 nology company while the Government completes the

1 adjudication of the facility clearance application of
2 the innovative technology company if the innovative
3 technology company is a contractor of the Depart-
4 ment of Defense under a contract the performance
5 of which requires that the innovative technology
6 company have access to classified information.

7 (2) LIMITATION.—Under the pilot program, the
8 Defense Counterintelligence and Security Agency
9 may administer the personal security clearances of
10 employees of not more than—

11 (A) 25 innovative technology companies in
12 Fiscal Year 2023;

13 (B) 50 innovative technology companies in
14 Fiscal Year 2024;

15 (C) 75 innovative technology companies in
16 Fiscal Year 2025;

17 (D) 100 innovative technology companies
18 in Fiscal Year 2026; and

19 (E) 125 innovative technology companies
20 in Fiscal Year 2027.

21 (c) CLEARANCE TRANSFER.—

22 (1) IN GENERAL.—Not later than 30 days after
23 an innovative technology company is granted facility
24 clearance, the Defense Counterintelligence and Secu-
25 rity Agency shall transfer any personal clearances of

1 employees of the innovative technology company held
2 by the Defense Counterintelligence and Security
3 Agency under the pilot program back to the innova-
4 tive technology company.

5 (2) DENIAL OF FACILITY CLEARANCE.—Not
6 later than 10 days after an innovative technology
7 company is denied facility clearance, the Defense
8 Counterintelligence and Security Agency shall re-
9 lease any personal clearances of employees of the in-
10 novative technology company held by the Defense
11 Counterintelligence and Security Agency under the
12 pilot program.

13 (d) REPORT.—

14 (1) IN GENERAL.—Not later than one year
15 after the date of the enactment of this Act, and an-
16 nually thereafter, the Under Secretary of Defense
17 for Research and Engineering and the Under Sec-
18 retary of Defense for Intelligence and Security shall
19 jointly submit to the congressional defense commit-
20 tees, the Permanent Select Committee on Intel-
21 ligence of the House of Representatives, and the Se-
22 lect Committee on Intelligence of the Senate a re-
23 port on the progress of the pilot program.

24 (2) CONTENTS.—Each report required under
25 paragraph (1) shall include—

- 1 (A) an assessment of—
- 2 (i) the extent to which the authority
- 3 under the pilot program has been used;
- 4 and
- 5 (ii) the usefulness of such authority;
- 6 (B) the number of innovative technology
- 7 companies for which the Defense Counterintel-
- 8 ligence and Security Agency administered a
- 9 personal security clearance of an employee
- 10 under the pilot program;
- 11 (C) the number of programs of the Depart-
- 12 ment of Defense affected by the pilot program;
- 13 (D) an analysis of the demand for addi-
- 14 tional innovative technology companies to par-
- 15 ticipate in the pilot program, including who
- 16 may have been excluded from the program due
- 17 to the limitation in subsection (b)(2);
- 18 (E) the length of time required for the fa-
- 19 cility clearance adjudication of each innovative
- 20 technology company for which the Defense
- 21 Counterintelligence and Security Agency admin-
- 22 istered a personal security clearance of an em-
- 23 ployee under the pilot program;
- 24 (F) an estimate of the time saved on each
- 25 contract with respect to which the authority

1 under the pilot program is exercised by enabling
2 employees of innovative technology companies
3 to begin work before the Government completes
4 the adjudication of the facility clearance appli-
5 cation of the innovative technology company;

6 (G) an assessment of any foreign intel-
7 ligence threats posed by the pilot program;

8 (H) an assessment of the administrative
9 costs and benefits of the pilot program; and

10 (I) such other information that the Under
11 Secretary of Defense for Research and Engi-
12 neering and the Under Secretary of Defense for
13 Intelligence and Security jointly determine ap-
14 propriate.

15 (e) PARTICIPANT SELECTION.—The Defense Innova-
16 tion Unit shall select innovative technology companies to
17 participate in the pilot program.

18 (f) SUNSET.—The pilot program shall terminate on
19 December 31, 2028.

20 (g) DEFINITIONS.—In this section:

21 (1) FACILITY CLEARANCE.—The term “facility
22 clearance” has the meaning given the term “Facility
23 Clearance” in section 95.5 of title 10, Code of Fed-
24 eral Regulations, or any successor regulation.

1 (2) INNOVATIVE TECHNOLOGY COMPANY.—The
2 term “innovative technology company” means a
3 company that—

4 (A) provides goods or services related to—

5 (i) one or more of the fourteen critical
6 technology areas described in the memo-
7 randum by the Under Secretary of Defense
8 for Research & Engineering issued on Feb-
9 ruary 1, 2022, entitled “USD(R&E) Tech-
10 nology Vision for an Era of Competition”;
11 or

12 (ii) information technology, software,
13 or hardware that is unavailable from any
14 other entity that possesses a facility clear-
15 ance; and

16 (B) is selected by the Defense Innovation
17 Unit under subsection (e) to participate in the
18 pilot program.

19 (3) PERSONAL SECURITY CLEARANCE.—The
20 term “personal security clearance” means the secu-
21 rity clearance of an individual who has received ap-
22 proval from the Department of Defense to access
23 classified information.

1 (4) PILOT PROGRAM.—The term “pilot pro-
2 gram” means the pilot program established under
3 subsection (a).



**Amendment to H.R. 7900
National Defense Authorization Act for Fiscal Year 2023**

Offered by: Mr. Scott of Georgia

In the appropriate place in the report to accompany H.R. 7900, insert the following new Directive Report Language:

Feasibility of Establishing an Air Corps as a Basic Branch of the U.S. Army

The committee notes the importance of air power to ground forces. Accordingly, the committee directs the Secretary of the Army to provide a briefing to the House Committee on Armed Services by March 1, 2023, on the feasibility of establishing an Air Corps as a basic branch of the U.S. Army. The briefing shall include, at a minimum: the roles, mission, organization, personnel, platforms, and other matters of concern.

Amendment to H.R. 7900

Offered by: Mr. Bergman

In section 4201 of Division D, relating to Research, Development, Test, and Evaluation, Army, increase the amount for Applied Research – Ground Technology, line 012, for the purpose of Unmanned Mobility, by \$5,000,000.00.

In section 4201 of Division D, relating to Research, Development, Test, and Evaluation, Army, decrease the amount of Applied Research – Soldier Lethality Technology, line 011, by \$5,000,000.00.

AMENDMENT TO H.R. 7900
OFFERED BY MR. BACON OF NEBRASKA

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

1 **SEC. 6 ____ . INCREASE TO MAXIMUM AMOUNTS OF CERTAIN**
2 **BONUS AND SPECIAL PAY AUTHORITIES.**

3 (a) GENERAL BONUS AUTHORITY FOR ENLISTED
4 MEMBERS.—Section 331(c)(1) of title 37, United States
5 Code, is amended—

6 (1) in subparagraph (A), by striking “\$50,000”
7 and inserting “\$75,000”; and

8 (2) in subparagraph (B), by striking “\$30,000”
9 and inserting “\$50,000”.

10 (b) SPECIAL BONUS AND INCENTIVE PAY AUTHORI-
11 TIES FOR NUCLEAR OFFICERS.—Section 333(d)(1)(A) of
12 title 37, United States Code, is amended by striking
13 “\$50,000” and inserting “\$75,000”.

14 (c) SPECIAL AVIATION INCENTIVE PAY AND BONUS
15 AUTHORITIES FOR OFFICERS.—Section 334(c)(1) of title
16 37, United States Code, is amended—

17 (1) in subparagraph (A), by striking “\$1,000”
18 and inserting “\$1,500”; and

1 (2) in subparagraph (B), by striking “\$35,000”
2 and inserting “\$75,000”.

3 (d) SKILL INCENTIVE PAY OR PROFICIENCY
4 BONUS.—Section 353(c)(1)(A) of title 37, United States
5 Code, is amended by striking “\$1,000” and inserting
6 “\$1,750”.



AMENDMENT TO H.R. 7900
OFFERED BY MS. SPEIER OF CALIFORNIA

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

1 **SEC. 5 ____ . TREATMENT OF CERTAIN COMPLAINTS FROM**
2 **MEMBERS OF THE ARMED FORCES.**

3 (a) REGULATIONS REQUIRED.—Not later than 180
4 days after the date of the enactment of this Act, each Sec-
5 retary of a military department shall issue regulations im-
6 plementing subsections (b) and (c).

7 (b) MANDATORY IG INVESTIGATION OF CERTAIN
8 COMPLAINTS.—

9 (1) INSPECTOR GENERAL INVESTIGATION.—A
10 complaint described in paragraph (2) from a mem-
11 ber an Armed Force under the jurisdiction of the
12 Secretary of a military department—

13 (A) may be investigated only by the In-
14 spector General of the Armed Force or military
15 department concerned; and

16 (B) may not be referred to an individual in
17 the chain of command of the complainant for
18 investigation.

1 (2) COMPLAINT DESCRIBED.—A complaint de-
2 scribed in this paragraph—

3 (A) is a complaint alleging that there was
4 a violation of a Department of Defense policy
5 relating to the investigation, processing, or
6 other administrative treatment of a report sex-
7 ual assault, sexual harassment, or domestic vio-
8 lence; and

9 (B) does not include a complaint alleging
10 an actual act of sexual harassment, sexual as-
11 sault, or domestic violence.

12 (c) OPPORTUNITY TO WITHDRAW COMPLAINTS BE-
13 FORE REFERRAL TO CHAIN OF COMMAND.—

14 (1) NOTICE AN OPPORTUNITY TO WITHDRAW.—
15 An Inspector General of an Armed Force or military
16 department who is in receipt of a complaint that is
17 eligible for referral to the chain of command of the
18 complainant may refer such complaint to the chain
19 of command only if the Inspector General—

20 (A) notifies the complainant of the intent
21 of the Inspector General to make such referral;
22 and

23 (B) provides the complainant with the op-
24 portunity to withdraw the complaint during the

1 period of 10 days following the issuance of such
2 notice.

3 (2) EFFECT OF WITHDRAWAL.—If a complain-
4 ant withdraws a complaint pursuant to paragraph
5 (1)(B), the Inspector General may not refer the
6 complaint to an individual in the complainant's
7 chain of command and there shall be no further in-
8 vestigation of the complaint.



AMENDMENT TO H.R. 7900
OFFERED BY MS. SPEIER OF CALIFORNIA

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

1 **SEC. ____.** **SEXUAL HARASSMENT INDEPENDENT INVESTIGATIONS AND PROSECUTION.**
2

3 (a) INCLUSION OF SEXUAL HARASSMENT IN OFFENSES SUBJECT TO AUTHORITY OF SPECIAL TRIAL
4 COUNSEL.—
5

6 (1) DEFINITION OF COVERED OFFENSE.—Section
7 tion 801(17)(A) of title 10, United States Code (article 1(17)(A) of the Uniform Code of Military Justice), as added by section 533 of the National Defense Authorization Act for Fiscal Year 2022 (Public Law 117–81), is amended—
8
9
10
11

12 (A) by striking “or”; and

13 (B) by striking “of this title” and inserting
14 “, or the standalone offense of sexual harassment punishable under section 934 (article 134)
15 of this title”.
16

17 (2) EFFECTIVE DATE.—The amendments made
18 by subsection (a) shall take effect immediately after
19 the coming into effect of the amendments made by

1 section 533 of the National Defense Authorization
2 Act for Fiscal Year 2022 (Public Law 117–81) as
3 provided in section 539C of that Act.

4 (b) INDEPENDENT INVESTIGATION OF SEXUAL HAR-
5 ASSMENT.—

6 (1) DEFINITIONS.—Section 1561 of title 10,
7 United States Code, as amended by section 543 of
8 the National Defense Authorization Act for Fiscal
9 Year 2022 (Public Law 117–81), is amended—

10 (A) in subsection (a)—

11 (i) by striking “or Space Force” and
12 inserting “Space Force, or Coast Guard”;
13 and

14 (ii) by inserting “or the Department
15 of Homeland Security (in the case of a
16 matter involving the Coast Guard when not
17 operating as a service in the Navy)” after
18 “Department of Defense”; and

19 (B) by amending subsection (e) to read as
20 follows:

21 “(e) DEFINITIONS.—In this section:

22 “(1) The term ‘independent investigator’ means
23 a member of the armed forces or a civilian employee
24 of the Department of Defense or the Department of
25 Homeland Security (in the case of a matter involv-

1 ing the Coast Guard when not operating as a service
2 in the Navy) who—

3 “(A) is outside the chain of command of
4 the complainant and the subject of the inves-
5 tigation; and

6 “(B) is trained in the investigation of sex-
7 ual harassment, as determined by—

8 “(i) the Secretary concerned, in the
9 case of a member of the armed forces;

10 “(ii) the Secretary of Defense, in the
11 case of a civilian employee of the Depart-
12 ment of Defense; or

13 “(iii) the Secretary of Homeland Se-
14 curity, in the case of a civilian employee of
15 the Department of Homeland Security.

16 “(2) The term ‘sexual harassment’ means con-
17 duct that constitutes the offense of sexual harass-
18 ment as punishable under section 934 of this title
19 (article 134) pursuant to the regulations prescribed
20 by the Secretary of Defense for purposes of such
21 section (article).”.

22 (2) EFFECTIVE DATE.—The amendments made
23 by paragraph (1) shall take effect immediately after
24 the coming into effect of the amendments made by
25 section 543 of the National Defense Authorization

4

1 Act for Fiscal Year 2022 (Public Law 117–81) as
2 provided in subsection (c) of that section.



AMENDMENT TO H.R. 7900
OFFERED BY MS. SPEIER OF CALIFORNIA

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

1 **SEC. 5 ____ . PILOT PROGRAM ON FINANCIAL ASSISTANCE**
2 **FOR VICTIMS OF DOMESTIC VIOLENCE.**

3 (a) **IN GENERAL.**—Beginning not later than one year
4 after the date of the enactment of this Act, the Secretary
5 of Defense shall carry out a pilot program under which
6 the Secretary makes grants, on a discretionary basis, to
7 qualified victims of domestic violence to assist such victims
8 in seeking refuge from an abuser.

9 (b) **DISBURSEMENT.**—A grant under subsection (a)
10 may be disbursed—

11 (1) as a single, lump sum payment; or

12 (2) in multiple payments at such times and in
13 such amounts as the Secretary determines appropriate.
14

15 (c) **MAXIMUM AMOUNT.**—A qualified victim of do-
16 mestic violence may receive not more than a total of
17 \$7,500 in grants under subsection (a) during the victim’s
18 lifetime.

1 (d) REPORT.—Not later than one year prior to the
2 termination date specified in subsection (e), the Secretary
3 of Defense shall submit to the Committees on Armed Serv-
4 ices of the Senate and the House of Representatives a re-
5 port that—

6 (1) evaluates the effectiveness of the pilot pro-
7 gram under this section; and

8 (2) indicates whether the pilot program should
9 be continued or expanded.

10 (e) TERMINATION.—The authority to carry out the
11 pilot program under this section shall terminate six years
12 after the date of the enactment of this Act.

13 (f) REGULATIONS.—The Secretary of Defense shall
14 prescribe regulations implementing this section.

15 (g) DEFINITIONS.—In this section:

16 (1) The term “domestic violence” means an act
17 described in section 928b of title 10, United States
18 Code (article 128b of the Uniform Code of Military
19 Justice).

20 (2) The term “qualified victim of domestic vio-
21 lence” means an individual who meets the following
22 criteria:

23 (A) The individual is a member of an
24 Armed Force or a spouse, intimate partner, or

1 immediate family member of a member of an
2 Armed Force.

3 (B) The individual reported an incident of
4 domestic violence to an organization or element
5 of the Department of Defense or to a civilian
6 law enforcement organization.

7 (C) The individual or a dependent of that
8 individual was an alleged victim of such inci-
9 dent.

10 (D) The individual demonstrates—

11 (i) an intent to seek refuge from the
12 alleged abuser; and

13 (ii) a need for financial assistance.

In section 4301 of division D, relating to Operation and Maintenance, Defense-wide, increase the amount for Office of the Secretary of Defense, Line 440, by \$5,000,000.

In section 4301 of division D, relating to Operation and Maintenance, Defense-wide, reduce the amount for Washington Headquarters Services, Line 500, by \$5,000,000.



AMENDMENT TO H.R. 7900
OFFERED BY MS. SPEIER OF CALIFORNIA

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

1 **SEC. 5 ____ . PROHIBITION ON SHARING OF INFORMATION**
2 **ON DOMESTIC VIOLENCE INCIDENTS.**

3 Section 1562 of title 10, United States Code, is
4 amended by adding at the end the following new sub-
5 section:

6 “(c) PROHIBITION ON SHARING OF CERTAIN INFOR-
7 MATION.—

8 “(1) IN GENERAL.—In a case in which the in-
9 formation maintained and reported by the Secretary
10 of a military department under subsection (b) in-
11 cludes the findings of an Incident Determination
12 Committee, the Secretary may not share such find-
13 ings with any party other than the administrator of
14 the database under subsection (a).

15 “(2) WAIVER.—The Secretary of Defense may
16 waive the prohibition under paragraph (1) on a case-
17 by-case basis if the Secretary determines that it is
18 necessary to share the findings of an Incident Deter-
19 mination Committee with a member of the Armed

1 Forces or a civilian employee of the Department of
2 Defense acting within the scope of their official du-
3 ties.

4 “(3) INCIDENT DETERMINATION COMMITTEE
5 DEFINED.—In this subsection, the term ‘Incident
6 Determination Committee’ means a committee es-
7 tablished at a military installation that is responsible
8 for reviewing a reported incident of domestic vio-
9 lence and determining whether such incident con-
10 stitutes serious harm to the victim according to the
11 applicable criteria of the Department of Defense.”.



AMENDMENT TO H.R. 7900
OFFERED BY MS. SPEIER OF CALIFORNIA

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

1 **SEC. 5 ____ . SENTENCING PARAMETERS UNDER THE UNI-**
2 **FORM CODE OF MILITARY JUSTICE FOR**
3 **HATE CRIMES.**

4 Section 539E(e)(2)(A)(ii) of the National Defense
5 Authorization Act for Fiscal Year 2022 (Public Law 117–
6 81; 10 U.S.C. 856 note) is amended by inserting “(includ-
7 ing whether the offense is described in section 249 of title
8 18)” after “district court”.



AMENDMENT TO H.R. 7900
OFFERED BY MR. BACON OF NEBRASKA

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

1 **SEC. 12 ____ . PUBLIC REPORT ON MILITARY CAPABILITIES**
2 **OF CHINA, IRAN, NORTH KOREA, AND RUSSIA.**

3 (a) PUBLIC REPORT ON MILITARY CAPABILITIES OF
4 COVERED COUNTRIES.—Chapter 23 of title 10, United
5 States Code, is amended by inserting after section 486 the
6 following new section:

7 **“§ 487. Public report on military capabilities of cov-**
8 **ered countries**

9 “(a) ANNUAL REPORT.—Not later than January 30
10 of each year through 2027, the Secretary of Defense, in
11 consultation with the Director of National Intelligence,
12 shall make publicly available on the internet website of the
13 Department of Defense a report on the military capabili-
14 ties of each covered country.

15 “(b) MATTERS INCLUDED.—Each report under sub-
16 section (a) shall include, with respect to each covered
17 country—

1 “(1) an assessment of the grand strategy, secu-
2 rity strategy, and military strategy, including the
3 goals and trends of such strategies;

4 “(2) an estimate of the funds spent annually on
5 developing conventional forces, unconventional
6 forces, and nuclear and missile forces;

7 “(3) an assessment of the size and capabilities
8 of the conventional forces;

9 “(4) an assessment of the size and capability of
10 the unconventional forces and related activities;

11 “(5) with respect to the forces described in sub-
12 section (d)(3)(B), an assessment of the types and
13 amount of support, including—

14 “(A) lethal and non-lethal supplies; and

15 “(B) training provided; and

16 “(6) an assessment of the capabilities of the nu-
17 clear and missile forces and related activities, includ-
18 ing—

19 “(A) the nuclear weapon capabilities;

20 “(B) the ballistic missile forces; and

21 “(C) the development of the nuclear and
22 missile forces since the preceding year.

23 “(c) FORM.—Each report under subsection (a) shall
24 be made available in unclassified form, consistent with the
25 protection of intelligence sources and methods.

1 “(d) NONDUPLICATION OF EFFORTS.—The Sec-
2 retary of Defense may use or add to any existing reports
3 completed by the Secretary of Defense or Director of Na-
4 tional Intelligence to respond to the reporting requirement
5 under subsection (a).

6 “(e) DEFINITIONS.—In this section:

7 “(1) The term ‘conventional forces’ means, with
8 respect to a covered country, military forces de-
9 signed to conduct operations in sea, air, space,
10 cyberspace, the electromagnetic spectrum, or land,
11 other than unconventional forces, ballistic forces,
12 and cruise missile forces.

13 “(2) The term ‘covered country’ means each of
14 the following:

15 “(A) China.

16 “(B) Iran.

17 “(C) North Korea.

18 “(D) Russia.

19 “(3) The term ‘unconventional forces’, with re-
20 spect to a covered country—

21 “(A) means forces that carry out missions
22 typically associated with special operations
23 forces; and

24 “(B) includes any organization that—

1 “(i) has been designated by the Sec-
2 retary of State as a foreign terrorist orga-
3 nization under section 219 of the Immigra-
4 tion and Nationality Act (8 U.S.C. 1189);
5 or

6 “(ii) has been assessed by the Sec-
7 retary of Defense as being willing to act
8 under the control or at the direction of
9 such covered country.”.

10 (b) CLERICAL AMENDMENT.—The table of contents
11 for chapter 23 of title 10, United States Code, is amended
12 by inserting after the item related to section 486 the fol-
13 lowing item:

“487. Public report on military capabilities of covered countries.”.



AMENDMENT TO H.R. 7900
OFFERED BY MR. JACKSON OF TEXAS

In section 1062 [Log 74904], strike paragraph (1) and insert the following:

1 (1) in subsection (d)—

2 (A) in paragraph (1)(B)(iv), by adding at
3 the end the following new subclauses:

4 “(VIII) The methodology used
5 for making cost estimates in the eval-
6 uation of a request for assistance.

7 “(IX) The extent to which the
8 fulfillment of the request for assist-
9 ance affected readiness of Armed
10 Forces, including members of the re-
11 serve components.”; and

12 (B) in paragraph (3), by striking “Decem-
13 ber 31, 2023” and inserting “December 31,
14 2024”; and



AMENDMENT TO H.R. 7900
OFFERED BY MR. AUSTIN SCOTT OF GEORGIA

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

1 **SEC. 8 ____ . MEMBERSHIP OF COAST GUARD ON STRATEGIC**
2 **MATERIALS PROTECTION BOARD.**

3 Section 187(a)(2) of title 10, United States Code, is
4 amended by adding at the end the following:

5 “(F) A senior official of the Coast Guard, as
6 designated by the Secretary of the agency or depart-
7 ment in which the Coast Guard operates, only with
8 respect to matters of the Board relating to the Coast
9 Guard.”.



AMENDMENT TO H.R. 7900
OFFERED BY MR. GOLDEN OF MAINE

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

1 **SEC. 5** ____ . **CLARIFICATIONS REGARDING SCOPE OF EM-**
2 **PLOYMENT AND REEMPLOYMENT RIGHTS OF**
3 **MEMBERS OF THE UNIFORMED SERVICES.**

4 (a) CLARIFICATION REGARDING DEFINITION OF
5 RIGHTS AND BENEFITS.—Section 4303(2) of title 38,
6 United States Code, is amended—

7 (1) by inserting “(A)” before “The term”; and

8 (2) by adding at the end the following new sub-
9 paragraph:

10 “(B) Any procedural protections or provisions
11 set forth in this chapter shall also be considered a
12 right or benefit subject to the protection of this
13 chapter.”.

14 (b) CLARIFICATION REGARDING RELATION TO
15 OTHER LAW AND PLANS FOR AGREEMENTS.—Section
16 4302 of such title is amended by adding at the end the
17 following:

18 “(c)(1) Pursuant to this section and the procedural
19 rights afforded by subchapter III of this chapter, any

1 agreement to arbitrate a claim under this chapter is unen-
2 forceable, unless all parties consent to arbitration after a
3 complaint on the specific claim has been filed in court or
4 with the Merit Systems Protection Board and all parties
5 knowingly and voluntarily consent to have that particular
6 claim subjected to arbitration.

7 “(2) For purposes of this subsection, consent shall
8 not be considered voluntary when a person is required to
9 agree to arbitrate an action, complaint, or claim alleging
10 a violation of this chapter as a condition of future or con-
11 tinued employment, advancement in employment, or re-
12 ceipt of any right or benefit of employment.”.



AMENDMENT TO H.R. 7900
OFFERED BY MR. AUSTIN SCOTT OF GEORGIA

At the appropriate place in subtitle A of title XIII,
insert the following:

1 **SEC. ____ . SENSE OF CONGRESS ON INVITING TAIWAN TO**
2 **THE RIM OF THE PACIFIC EXERCISE.**

3 It is the sense of Congress that the naval forces of
4 Taiwan should be invited to participate in the Rim of the
5 Pacific exercise conducted in 2024.



AMENDMENT TO H.R. 7900
OFFERED BY MR. COURTNEY OF CONNECTICUT

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

1 **SEC. 10 ____ . ESTABLISHMENT OF JOINT TRAINING PIPE-**
2 **LINE BETWEEN UNITED STATES NAVY AND**
3 **ROYAL AUSTRALIAN NAVY.**

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

6 (1) the AUKUS partnership between Australia,
7 the United Kingdom, and the United States presents
8 a significant opportunity to enhance security co-
9 operation in the Indo-Pacific region;

10 (2) parties to the AUKUS partnership should
11 work expeditiously to implement a strategic roadmap
12 to successfully deliver capabilities outlined in the
13 agreement;

14 (3) the United States should engage with indus-
15 try partners to develop a comprehensive under-
16 standing of the requirements needed to increase ca-
17 pacity and capability;

1 (4) Australia should continue to expand its in-
2 dustrial base to support production and delivery of
3 future capabilities;

4 (5) the delivery of a nuclear-powered submarine
5 to the Government of Australia would require the
6 appropriate training and development of future com-
7 manding officers to operate such submarines for the
8 Royal Australian Navy; and

9 (6) in order to uphold the stewardship of the
10 Naval Nuclear Propulsion Program, the Secretary of
11 Defense should work to coordinate an exchange pro-
12 gram to integrate and train Australian sailors for
13 the operation and maintenance of nuclear-powered
14 submarines.

15 (b) EXCHANGE PROGRAM.—The Secretary of De-
16 fense, in consultation with the Secretary of Energy, shall
17 carry out an exchange program for Australian submarine
18 officers during 2023 and each subsequent year. Under the
19 program, each year, a minimum of two Australian sub-
20 marine officers shall be selected to participate in the pro-
21 gram. Each such participant shall—

22 (1) receive training in the Navy Nuclear Pro-
23 pulsion School;

1 (2) following such training and by not later
2 than July 1 of the year of participation, enroll in the
3 Submarine Office Basic Course; and

4 (3) following completion of such course, be as-
5 signed to duty on an operational United States sub-
6 marine at sea.

7 (c) REPORT.—Not later than 180 days after the date
8 of the enactment of this Act, the Secretary of Defense
9 shall submit to the congressional defense committees a re-
10 port on a notional exchange program for Australian sub-
11 marine officers that includes initial, follow-on, and recur-
12 ring training that could be provided to Australian sub-
13 marine officers in order prepare such officers for com-
14 mand of nuclear-powered Australian submarines.



AMENDMENT TO H.R. 7900
OFFERED BY MR. CARBAJAL OF CALIFORNIA

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

1 **SEC. 16 ____ . SENSE OF CONGRESS ON RANGE OF THE FU-**
2 **TURE AND SUPPORT TO COMMERCIAL SPACE**
3 **LAUNCH ACTIVITY.**

4 It is the sense of Congress that—

5 (1) section 1610 of the National Defense Au-
6 thorization Act for Fiscal Year 2022 contained a
7 provision requiring the United States Space Force to
8 deliver a report on its Range of the Future initia-
9 tive;

10 (2) based on the details in that report, that the
11 Nation's launch service providers, consistent with
12 decades of national policy, now lead the world in
13 space access, that United States leadership in this
14 strategic capability is critical to national security
15 and economic vitality, and that it is critical to the
16 Nation to continue encouraging and enabling United
17 States space access capabilities to flourish;

18 (3) the rapid growth of the commercial launch
19 industry places a growing demand on Department of

1 Defense resources at Federal space launch ranges,
2 and that this demand growth will continue for the
3 foreseeable future;

4 (4) the 1960s-era infrastructure of the two De-
5 partment of Defense launch ranges primarily respon-
6 sible for meeting its assured access to space mission
7 under section 2273 of title 10, United States Code,
8 and complying with section 2276 of such title, is
9 under increasing strain, and needs to be replaced
10 with a modern, state of the art launch infrastructure
11 that encourages and enables continued growth and
12 leadership in space access;

13 (5) maintenance of common use critical infra-
14 structure like roads, culverts, bridges, deluge and
15 water treatment facilities, supply lines, and electrical
16 networks, among others, require immediate atten-
17 tion;

18 (6) investments in infrastructure have not kept
19 pace with commercial demand primarily due to exist-
20 ing authorities which limit reimbursement, flexible
21 financial investment facilities, and reinvestment of
22 revenue in spaceport sustainment, modernization,
23 and growth;

1 (7) the burgeoning commercial space industry
2 requires a more holistic, responsive process
3 leveraging public and private investment;

4 (8) the Department of Defense is constrained to
5 provide services to commercial users only when not
6 needed for public use, yet at the same time must
7 promote commercial space launch capabilities as a
8 critical enabler to national security;

9 (9) the United States Space Force has made
10 great use of existing authorities and those provided
11 by other non-Federal entities to leverage other
12 sources of commercial and State investment to keep
13 pace with demand;

14 (10) a similar State business development enti-
15 ty would be useful for supporting commercial space
16 launch capability development in California at Van-
17 denberg Space Force Base and other spaceports,
18 and Congress looks forward to assisting the Depart-
19 ment of Defense in improving its ability to plan and
20 support commercial innovation while continuing to
21 provide world class launch and test facilities; and

22 (11) the Secretary and the Department should
23 engage with all stakeholders, including NASA, other
24 relevant Federal agencies, and the associated con-
25 gressional authorizing committees of jurisdiction, in

4

- 1 any reporting, negotiation, policy, and potential leg-
- 2 islative proposals on this matter.



AMENDMENT TO H.R. 7900
OFFERED BY MR. KEATING OF MASSACHUSETTS

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

1 **SEC. 3 ____ . EQUIVALENT AUTHORITY FOR ENVIRONMENTAL**
2 **RESTORATION PROJECTS AT NATIONAL**
3 **GUARD TRAINING SITES.**

4 (a) CLARIFICATION OF NATIONAL GUARD TRAINING
5 SITES.—Section 2700 of title 10, United States Code, is
6 amended by adding at the end the following new para-
7 graph:

8 “(4) The term ‘National Guard training site’
9 means a facility or site when used for the training
10 of the National Guard pursuant to chapter 5 of title
11 32 with funds provided by the Secretary of Defense
12 or the Secretary of a military department, without
13 regard to—

14 “(A) the owner or operator of the facility
15 or site; or

16 “(B) whether the facility or site is under
17 the jurisdiction of the Department of Defense
18 or a military department.”.

1 (b) INCLUSION UNDER DEFENSE ENVIRONMENTAL
2 RESTORATION PROGRAM.—Section 2701(a)(1) of such
3 title is amended by inserting “and at National Guard
4 training sites” after “at facilities under the jurisdiction
5 of the Secretary”.

6 (c) RESPONSE ACTIONS AT NATIONAL GUARD
7 TRAINING SITES.—Section 2701(c)(1) of such title is
8 amended by adding at the end the following new subpara-
9 graph:

10 “(D) Each facility or site which was a Na-
11 tional Guard training site at the time of actions
12 leading to contamination by hazardous sub-
13 stances or pollutants or contaminants.”.

14 (d) TECHNICAL AND CONFORMING AMENDMENTS.—

15 (1) REPEAL OF PROVISION.—Section 2707 of
16 such title is amended by striking subsection (e).

17 (2) REFERENCE UPDATE.—Section 345(f)(1) of
18 the National Defense Authorization Act for Fiscal
19 Year 2022 (Public Law 117–81; 135 Stat. 1646; 10
20 U.S.C. 2715 note) is amended by striking “facility
21 where military activities are conducted by the Na-
22 tional Guard of a State pursuant to section 2707(e)
23 of title 10, United States Code” and inserting “Na-

1 tional Guard training site, as such term is defined
2 in section 2700 of title 10, United States Code”.



AMENDMENT TO H.R. 7900
OFFERED BY MR. BACON OF NEBRASKA

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

1 **SEC. 3 ____ . RESOURCES REQUIRED FOR ACHIEVING MATE-**
2 **RIEL READINESS METRICS AND OBJECTIVES**
3 **FOR MAJOR DEFENSE ACQUISITION PRO-**
4 **GRAMS.**

5 (a) IN GENERAL.—Section 118 of title 10, United
6 States Code, is amended:

7 (1) in subsection (d)(2), by striking “objec-
8 tives” and inserting “objectives, such as infrastruc-
9 ture, workforce, or supply chain considerations”;

10 (2) redesignating subsection (e) as subsection
11 (f); and

12 (3) inserting after subsection (d) the following
13 new subsection (e):

14 “(e) FUNDING ESTIMATES.—Not later than five days
15 after the date on which the Secretary of Defense submits
16 to Congress the materials in support of the budget of the
17 President for a fiscal year, the Director of Cost Assess-
18 ment and Performance Evaluation shall submit to the con-
19 gressional defense committees a comprehensive estimate

1 of the funds necessary to meet the materiel readiness ob-
2 jectives required by subsection (c) through the period cov-
3 ered by the most recent future-years defense program. At
4 a minimum, the Director shall provide, for each major
5 weapon system, by designated mission design series, vari-
6 ant, or class, a comprehensive estimate of the funds nec-
7 essary to meet such objectives that—

8 “(1) have been obligated by subactivity group
9 within the operation and maintenance accounts for
10 the second fiscal year preceding the budget year;

11 “(2) the Director estimates will have been obli-
12 gated by subactivity group within the operation and
13 maintenance accounts by the end of the fiscal year
14 preceding the budget year; and

15 “(3) have been budgeted and programmed
16 across the future years defense program within the
17 operation and maintenance accounts by subactivity
18 group.”.

19 (b) PHASED IMPLEMENTATION.—The Director of
20 Cost Assessment and Performance Evaluation, may meet
21 the requirements of subsection (e) of section 118 of title
22 10, United States Code, as added by subsection (a),
23 through a phased submission of the funding estimates re-
24 quired under such subsection. In conducting a phased im-
25 plementation, the Director shall ensure that—

1 (1) for the budget request for fiscal year 2024,
2 funding estimates are provided for a representative
3 sample by military department of at least one-third
4 of the major weapon systems;

5 (2) for the budget request for fiscal year 2025,
6 funding estimates are provided for an additional
7 one-third of the major weapon systems; and

8 (3) full implementation for all major weapons
9 systems is completed not later than five days after
10 the date on which the Secretary of Defense submits
11 to Congress the materials in support of the budget
12 of the President for fiscal year 2026.



AMENDMENT TO H.R. 7900
OFFERED BY MR. CARBAJAL OF CALIFORNIA

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

1 **SEC. 28 ____ . MILITARY HOUSING FEEDBACK TOOL.**

2 (a) IN GENERAL.—The Secretary of Defense shall
3 provide for a feedback tool, such as a rating system or
4 similar mechanism, under which members of the Armed
5 Forces and their spouses may anonymously identify, rate,
6 and compare housing under the jurisdiction of the Depart-
7 ment of Defense (including privatized military housing).

8 (b) COMPONENTS.—The tool required under sub-
9 section (a) shall include the following components:

10 (1) The capability for users to—

11 (A) rate housing using multiple quality
12 measures, including safety, the timeliness and
13 quality of maintenance services, and the respon-
14 siveness of management;

15 (B) upload visual media, including images;

16 and

17 (C) include written comments.

18 (2) A comparison feature that can be used to
19 compare ratings for different housing communities.

1 (3) Accessibility by members of the Armed
2 Forces, their family members, and members of Con-
3 gress.

4 (c) REPORTING REQUIREMENT.—The Secretary of
5 Defense shall submit to the appropriate congressional
6 committees, and make available to the Secretary con-
7 cerned, an annual report that includes a summary of the
8 data collected using the feedback tool required under this
9 section during the year covered by the report.

10 (d) APPROPRIATE CONGRESSIONAL COMMITTEES.—
11 In this section, the term “appropriate congressional com-
12 mittees” means—

13 (1) the Committee on Armed Services and the
14 Committee on Transportation and Infrastructure of
15 the House of Representatives; and

16 (2) the Committee on Armed Services and the
17 Committee on Commerce, Science, and Transpor-
18 tation of the Senate.



AMENDMENT TO H.R. 7900
OFFERED BY MR. WALTZ OF FLORIDA

At the end of subtitle A of title XIII, add the following:

1 **SEC. 13 . REPORTING ON INSTITUTIONS OF HIGHER EDU-**
2 **CATION DOMICILED IN THE PEOPLE'S RE-**
3 **PUBLIC OF CHINA THAT PROVIDE SUPPORT**
4 **TO THE PEOPLE'S LIBERATION ARMY.**

5 (a) DETERMINATION.—

6 (1) IN GENERAL.—The Secretary of Defense, in
7 consultation with the Office of the Director of Na-
8 tional Intelligence, shall identify each entity that is
9 an institution of higher education domiciled in the
10 People's Republic of China that provides support to
11 the People's Liberation Army.

12 (2) FACTORS.—In making a determination
13 under paragraph (1) with respect to an entity, the
14 Secretary shall consider the following factors:

15 (A) Involvement in the implementation of
16 the military-civil fusion strategy of China.

17 (B) Participation in the defense industrial
18 base of China.

1 (C) Affiliation with the Chinese State Ad-
2 ministration for Science, Technology, and In-
3 dustry for the National Defense.

4 (D) Funding received from any organiza-
5 tion subordinate to the Central Military Com-
6 mission of the Chinese Communist Party.

7 (E) Relationship with any security, de-
8 fense, police, or within the Government of
9 China or the Chinese Communist Party.

10 (F) Any other factor the Secretary deter-
11 mines is appropriate.

12 (b) REPORT.—

13 (1) ANNUAL REPORT.—Not later than Sep-
14 tember 30, 2023, and annually thereafter for 5
15 years, the Secretary shall submit to the appropriate
16 congressional committees a list of each entity identi-
17 fied pursuant to subsection (a) in classified and un-
18 classified forms, and shall include in such submis-
19 sion, as applicable, an explanation of any entities de-
20 leted from such list with respect to a prior list.

21 (2) CONCURRENT PUBLICATION.—Concurrent
22 with the submission of each list described in para-
23 graph (1), the Secretary shall publish the unclassi-
24 fied portion of such list in the Federal Register.

1 (3) ONGOING REVISIONS.—The Secretary, in
2 consultation with the Office of the Director of Na-
3 tional Intelligence, shall make additions or deletions
4 to the most recent list submitted under paragraph
5 (1) on an ongoing basis based on the latest informa-
6 tion available.

7 (4) APPROPRIATE CONGRESSIONAL COMMIT-
8 TEES DEFINED.—In this subsection, the term “ap-
9 propriate congressional committees” means—

10 (A) the Committee on Armed Services and
11 the Select Committee on Intelligence of the
12 Senate; and

13 (B) the Committee on Armed Services and
14 the Permanent Select Committee on Intelligence
15 of the House of Representatives.

16 (c) PEOPLE’S LIBERATION ARMY DEFINED.—In this
17 section, the term “People’s Liberation Army” means the
18 land, naval, and air military services, the People’s Armed
19 Police, the Strategic Support Force, the Rocket Force,
20 and any other related security element within the Govern-
21 ment of China or the Chinese Communist Party that the
22 Secretary determines is appropriate.



AMENDMENT TO H.R. 7900
OFFERED BY MR. CARBAJAL OF CALIFORNIA

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

1 **SEC. 10 ____. STUDY ON MILITARY TRAINING ROUTES AND**
2 **SPECIAL USE AIR SPACE NEAR WIND TUR-**
3 **BINES.**

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

6 (1) renewable energy development is expanding
7 rapidly as the United States continues to invest in
8 diversifying its energy portfolio;

9 (2) this expansion has to be carefully consid-
10 ered in its potential impacts to low-level military
11 training routes and special use airspace of the De-
12 partment of Defense;

13 (3) it is imperative that the United States pre-
14 serves access to national airspace for military test
15 and training and activities to ensure military readi-
16 ness while facilitating deployment of renewable en-
17 ergy projects, such as wind turbines, that enhance
18 national and economic security in ways that are
19 compatible with military airspace needs; and

1 (4) the rapid proliferation of wind turbines
2 around the world may require the Armed Forces to
3 develop tactics, training, and procedures for oper-
4 ations in the vicinity of wind turbines in order to ex-
5 ploit potential adversaries' turbines for tactical ad-
6 vantage.

7 (b) STUDY AND REPORT.—

8 (1) IN GENERAL.—The Secretary of Defense
9 shall seek to enter into an agreement with a feder-
10 ally funded research and development center to con-
11 duct a study to identify low-level military training
12 routes and special use airspace that may be used by
13 the Department of Defense to conduct realistic
14 training over and near wind turbines.

15 (2) ELEMENTS.—As part of the study under
16 paragraph (1), the federally funded research and de-
17 velopment center that conducts the study shall—

18 (A) identify and define the requirements
19 for military airspace that may be used for the
20 training described in paragraph (1), taking into
21 consideration—

22 (i) the operational and training needs
23 of the Armed Forces; and

1 (ii) the threat environments of adver-
2 saries of the United States, including the
3 People's Republic of China;

4 (B) identify possibilities for combining live,
5 virtual, and constructive flight training near
6 wind projects, both onshore and offshore;

7 (C) describe the airspace inventory re-
8 quired for low-level training proficiency given
9 current and projected force structures;

10 (D) provide recommendations for rede-
11 signing and properly sizing special use air space
12 and military training routes to combine live and
13 synthetic training in a realistic environment;

14 (E) describe ongoing research and develop-
15 ment programs being utilized to mitigate im-
16 pacts of wind turbines on low-level training
17 routes; and

18 (F) identify current training routes im-
19 pacted by wind turbines, any previous training
20 routes that are no longer in use because of wind
21 turbines, and any training routes projected to
22 be lost due to wind turbines.

23 (3) COORDINATION.—In carrying out para-
24 graph (1), the Secretary of Defense shall coordinate
25 with—

1 (A) the Under Secretary of Defense for
2 Personnel and Readiness;

3 (B) the Department of Defense Policy
4 Board on Federal Aviation; and

5 (C) the Federal Aviation Administration.

6 (4) SUBMITTAL TO DOD.—

7 (A) IN GENERAL.—Not later than one year
8 after the date of the enactment of this Act, the
9 federally funded research and development cen-
10 ter that conducts the study under paragraph
11 (1) shall submit to the Secretary of Defense a
12 report on the results of the study.

13 (B) FORM.—The report under paragraph
14 (1) shall be submitted in unclassified form but
15 may include a classified annex.

16 (5) SUBMITTAL TO CONGRESS.—Not later than
17 60 days after the date on which the Secretary of De-
18 fense receives the report under paragraph (4), the
19 Secretary shall submit to the appropriate congres-
20 sional committees an unaltered copy of the report to-
21 gether with any comments the Secretary may have
22 with respect to the report.

23 (c) DEFINITIONS.—In this section:

24 (1) The term “appropriate congressional com-
25 mittees” means the following:

1 (A) The congressional defense committees.

2 (B) The Committee on Transportation and
3 Infrastructure of the House of Representatives.

4 (C) The Committee on Commerce, Science,
5 and Transportation of the Senate.

6 (2) The term “impacted by wind turbines”
7 means a situation in which the presence of wind tur-
8 bines in the area of a low-level military training
9 route or special use airspace—

10 (A) prompted the Department of Defense
11 to alter a testing and training mission or to re-
12 duce previously planned training activities; or

13 (B) prevented the Department from meet-
14 ing testing and training requirements.



AMENDMENT TO H.R. 7900
OFFERED BY MS. CHENEY OF WYOMING

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

1 **SEC. 16 ____ . PROHIBITION ON REDUCTION OF THE INTER-**
2 **CONTINENTAL BALLISTIC MISSILES OF THE**
3 **UNITED STATES.**

4 (a) PROHIBITION.—Except as provided in subsection
5 (b), none of the funds authorized to be appropriated by
6 this Act or otherwise made available for fiscal year 2023
7 for the Department of Defense may be obligated or ex-
8 pended for the following, and the Department may not
9 otherwise take any action to do the following:

10 (1) Reduce, or prepare to reduce, the respon-
11 siveness or alert level of the intercontinental ballistic
12 missiles of the United States.

13 (2) Reduce, or prepare to reduce, the quantity
14 of deployed intercontinental ballistic missiles of the
15 United States to a number less than 400.

16 (b) EXCEPTION.—The prohibition in subsection (a)
17 shall not apply to any of the following activities:

18 (1) The maintenance or sustainment of inter-
19 continental ballistic missiles.

1 (2) Ensuring the safety, security, or reliability
2 of intercontinental ballistic missiles.

3 (3) Facilitating the transition from the Minute-
4 man III intercontinental ballistic missile to the Sen-
5 tinel intercontinental ballistic missile (previously re-
6 ferred to as the “ground-based strategic deterrent
7 weapon”).



AMENDMENT TO H.R. 7900
OFFERED BY MR. GARAMENDI OF CALIFORNIA

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

1 **SEC. 3___ . NATIONAL STANDARDS FOR FEDERAL FIRE**
2 **PROTECTION AT MILITARY INSTALLATIONS.**

3 (a) STANDARDS REQUIRED.—The Secretary of De-
4 fense shall ensure that—

5 (1) members of the Armed Forces and employ-
6 ees of Defense Agencies who provide fire protection
7 services to military installations shall comply with
8 the National Consensus Standards developed by the
9 National Fire Protection Association pursuant to
10 section 12(d) of the National Technology Transfer
11 and Advancement Act of 1995 (Pub. L. 104–113;
12 15 U.S.C. 272 note);

13 (2) the minimum staffing requirement for any
14 firefighting vehicle responding to a structural build-
15 ing emergency at a military installation is not less
16 than four firefighters per vehicle; and

17 (3) the minimum staffing requirement for any
18 firefighting vehicle responding to an aircraft or air-

1 field incident at a military installation is not less
2 than three firefighters per vehicle.

3 (b) DEFINITIONS.—In this section:

4 (1) The terms “Armed Forces” and “Defense
5 Agency” have the meanings given such terms in sec-
6 tion 101 of title 10, United States Code.

7 (2) The term “firefighter” has the meaning
8 given that term in section 707(b) of the National
9 Defense Authorization Act for Fiscal Year 2020
10 (Pub. L. 116–92; 10 U.S.C. 1074m note).

11 (3) The term “military installation” has the
12 meaning given that term in section 2801 of title 10,
13 United States Code.



AMENDMENT TO H.R. 7900

OFFERED BY MR. GARAMENDI OF CALIFORNIA

In the proposed section 499c, as proposed to be added by section 16____[Log 75140] of the bill, in subsection (c)(2), strike “; and” and insert a semicolon.

In the proposed section 499c, as proposed to be added by section 16____[Log 75140] of the bill, in subsection (c)(3), strike the period and insert “; and”.

In the proposed section 499c, as proposed to be added by section 16____[Log 75140] of the bill, in subsection (c), insert after paragraph (3) the following new paragraph:

1 “(4) the supporting infrastructure for nuclear
2 weapons, the delivery platforms and systems for nu-
3 clear weapons, and nuclear command, control, and
4 communications systems, including related per-
5 sonnel, facilities, construction, operation, and main-
6 tenance.”.



AMENDMENT TO H.R. 7900
OFFERED BY MR. WALTZ OF FLORIDA

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

1 **SEC. 7___ . ACCOUNTABILITY FOR WOUNDED WARRIORS**
2 **UNDERGOING DISABILITY EVALUATION.**

3 (a) IN GENERAL.—Not later than April 1, 2023, the
4 Secretary of Defense, in consultation with the Secretaries
5 concerned, shall establish a policy to ensure accountability
6 for actions taken under the authorities of the Defense
7 Health Agency and the Armed Forces, respectively, con-
8 cerning wounded, ill, and injured members of the Armed
9 Forces during the integrated disability evaluation system
10 process. Such policy shall include the following:

11 (1) A requirement that a determination of fit-
12 ness for duty under chapter 61 of title 10, United
13 States Code, of a member of the Armed Forces falls
14 under the jurisdiction of the Secretary concerned.

15 (2) A description of the role of the Director of
16 the Defense Health Organization in supporting the
17 Secretaries concerned in carrying out determinations
18 of fitness for duty as specified in paragraph (1).

1 (3) A requirement that a medical evaluation
2 provided under the authority of the Defense Health
3 Agency under section 1073c of title 10, United
4 States Code, shall comply with applicable law and
5 Department of Defense regulations and shall be con-
6 sidered by the Secretary concerned in determining
7 fitness for duty under such chapter.

8 (4) A description of how the Director of the De-
9 fense Health Agency adheres to the medical evalua-
10 tion processes of the Armed Forces, including an
11 identification of each applicable regulation or policy
12 the Director is required to adhere to.

13 (5) A requirement that wounded, ill, and in-
14 jured members of the Armed Forces shall not be de-
15 nied the protections, privileges, or right to due proc-
16 ess afforded under applicable law and regulations of
17 the Department of Defense and the Armed Forces.

18 (6) A description of the types of due process
19 protections, privileges, and rights afforded to mem-
20 bers of the Armed Forces pursuant to paragraph
21 (5), including an identification of each such due
22 process protection.

23 (b) CLARIFICATION OF RESPONSIBILITIES REGARD-
24 ING MEDICAL EVALUATION BOARDS.—Section 1073c of
25 title 10, United States Code, is amended by redesignating

1 subsection (h) as subsection (i); and by inserting after
2 subsection (g) the following new subsection (h):

3 “(h) AUTHORITIES RESERVED TO THE SECRETARIES
4 CONCERNED REGARDING THE DISABILITY EVALUATION
5 SYSTEM.—Notwithstanding the responsibilities and au-
6 thorities of the Defense Health Agency with respect to the
7 administration of military medical treatment facilities as
8 set forth in this section, including medical evaluations of
9 members of the armed forces, the Secretary concerned
10 shall maintain personnel authority over and responsibility
11 for any member of the armed forces while the member
12 is being considered by a medical evaluation board. Such
13 responsibility shall include the following:

14 “(1) Responsibility for administering the morale
15 and welfare of the member.

16 “(2) Responsibility for determinations of fitness
17 for duty of the member under chapter 61 of this
18 title.”.

19 (c) BRIEFING.—Not later than February 1, 2023, the
20 Secretary of Defense shall provide to the appropriate con-
21 gressional committees a briefing on the status of the im-
22 plementation of subsections (a) and (b).

23 (d) DEFINITIONS.—In this section:

24 (1) The term “appropriate congressional com-
25 mittees” means—

1 (A) the Committee on Armed Services and
2 the Committee on Transportation and Infra-
3 structure of the House of Representatives; and

4 (B) the Committee on Armed Services and
5 the Committee on Commerce, Science, and
6 Transportation of the Senate.

7 (2) The term “Secretary concerned” has the
8 meaning given that term in section 101 of title 10,
9 United States Code.



AMENDMENT TO H.R. 7900
OFFERED BY MS. SLOTKIN OF MICHIGAN

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

1 **SEC. 2 ____ . MODIFICATION OF NATIONAL SECURITY STRAT-**
2 **EGY FOR NATIONAL TECHNOLOGY AND IN-**
3 **DUSTRIAL BASE.**

4 Section 4811(a) of title 10, United States Code, is
5 amended by adding at the end the following new para-
6 graph:

7 “(12) Providing for the research and develop-
8 ment of sustainable and secure food sources, includ-
9 ing food innovation and alternative protein develop-
10 ment, in consultation with the Secretary of Agri-
11 culture.”.



AMENDMENT TO H.R. 7900
OFFERED BY MS. SPEIER OF CALIFORNIA

Insert in the appropriate place the following:

1 **SEC. ____.** **APPEALS TO MERIT SYSTEMS PROTECTION**
2 **BOARD RELATING TO FBI REPRISAL ALLEGA-**
3 **TIONS; SALARY OF SPECIAL COUNSEL.**

4 (a) APPEALS TO MSPB.—Section 2303 of title 5,
5 United States Code, is amended by adding at the end the
6 following:

7 “(d)(1) An employee of the Federal Bureau of Inves-
8 tigation who makes an allegation of a reprisal under regu-
9 lations promulgated under this section may appeal a final
10 determination or corrective action order by the Bureau
11 under those regulations to the Merit Systems Protection
12 Board pursuant to section 1221.

13 “(2) If no final determination or corrective action
14 order has been made or issued for an allegation described
15 in paragraph (1) before the expiration of the 180-day pe-
16 riod beginning on the date on which the allegation is re-
17 ceived by the Federal Bureau of Investigation, the em-
18 ployee described in that paragraph may seek corrective ac-
19 tion directly from the Merit Systems Protection Board
20 pursuant to section 1221.”.

1 (b) SPECIAL COUNSEL SALARY.—

2 (1) IN GENERAL.—Subchapter II of chapter 53
3 of title 5, United States Code, is amended—

4 (A) in section 5314, by adding at the end
5 the following new item :“Special Counsel of the
6 Office of Special Counsel.”; and

7 (B) in section 5315, by striking “Special
8 Counsel of the Merit Systems Protection
9 Board.”

10 (2) APPLICATION.—The rate of pay applied
11 under the amendments made by paragraph (1) shall
12 begin to apply on the first day of the first pay pe-
13 riod beginning after date of enactment of this Act.



AMENDMENT TO H.R. 7900
OFFERED BY MS. JACOBS OF CALIFORNIA

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

1 **SEC. 5 ____ . ACTIVITIES TO IMPROVE INFORMATION SHAR-**
2 **ING AND COLLABORATION ON MATTERS RE-**
3 **LATING TO THE PREVENTION OF AND RE-**
4 **SPONSE TO DOMESTIC ABUSE AND CHILD**
5 **ABUSE AND NEGLECT AMONG MILITARY FAM-**
6 **ILIES.**

7 (a) ENHANCEMENT OF ACTIVITIES FOR AWARENESS
8 OF MILITARY FAMILIES REGARDING FAMILY ADVOCACY
9 PROGRAMS AND OTHER SIMILAR SERVICES.—

10 (1) PILOT PROGRAM ON INFORMATION ON FAPS
11 FOR FAMILIES.—The Secretary of Defense shall
12 carry out a pilot program to assess the feasibility
13 and advisability of various mechanisms to inform
14 families about the Family Advocacy Programs and
15 resiliency training of the covered Armed Forces dur-
16 ing command orientation and during enrollment in
17 the Defense Enrollment Eligibility Reporting Sys-
18 tem. The matters assessed by the pilot program
19 shall include the following:

1 (A) An option for training of family mem-
2 bers on the Family Advocacy Programs.

3 (B) The provision to families of informa-
4 tion on the resources available through the
5 Family Advocacy Programs.

6 (C) The availability through the Family
7 Advocacy Programs of both restricting and un-
8 restricted reporting on incidents of domestic
9 abuse.

10 (D) The provision to families of informa-
11 tion on the Military OneSource program of the
12 Department of Defense.

13 (E) The provision to families of informa-
14 tion on resources relating to domestic abuse
15 and child abuse and neglect that are available
16 through local community service organizations.

17 (F) The availability of the Military and
18 Family Life Counseling Program.

19 (2) OUTREACH ON FAP AND SIMILAR SERVICES
20 FOR MILITARY FAMILIES.—Each Secretary of a mili-
21 tary department shall improve the information avail-
22 able to military families under the jurisdiction of
23 such Secretary that are the victim of domestic abuse
24 or child abuse and neglect in order to provide such
25 families with comprehensive information on the serv-

1 ices available to such families in connection with
2 such violence and abuse and neglect. The informa-
3 tion so provided shall include a complete guide to
4 the following:

5 (A) The Family Advocacy Program of the
6 covered Armed Force or military department
7 concerned.

8 (B) Military law enforcement services, in-
9 cluding the process following a report of an in-
10 cidence of domestic abuse or child abuse or ne-
11 glect.

12 (C) Other applicable victim services.

13 (b) IMPROVEMENT OF COLLABORATION IN DOMESTIC
14 ABUSE PREVENTION SERVICES.—

15 (1) IN GENERAL.—Not later than 180 days
16 after the date of the enactment of this Act, Depart-
17 ment of Defense Instruction 6400.01, relating to the
18 Family Advocacy Program of the Department of De-
19 fense, shall be modified to enhance collaboration
20 among the programs and entities specified in para-
21 graph (2) for the purpose of leveraging the expertise
22 and resources of such programs and components to
23 order to improve the availability and scope of domes-
24 tic abuse prevention services for military families.

1 (2) PROGRAMS AND ENTITIES.—The programs
2 and entities specified in this paragraph are the fol-
3 lowing:

4 (A) The Family Advocacy Program of the
5 Department of Defense.

6 (B) The Sexual Assault Prevention and
7 Response Office of the Department of Defense.

8 (C) The Defense Suicide Prevention Of-
9 fice..

10 (D) The Defense Equal Opportunity Man-
11 agement Institute.

12 (E) The Defense Health Agency.

13 (F) The substance abuse prevention pro-
14 grams and entities of the covered Armed
15 Forces.

16 (G) Relevant programs and entities of the
17 Department of Veterans Affairs.

18 (H) Civilian organizations with missions
19 relevant to domestic abuse prevention, including
20 community health and social services organiza-
21 tions.

22 (I) Such other programs and entities as
23 the Secretary of Defense considers appropriate.

1 (c) COVERED ARMED FORCE DEFINED.—In this sec-
2 tion, the term “covered Armed Force” means the fol-
3 lowing:

- 4 (1) The Army.
- 5 (2) The Navy.
- 6 (3) The Marine Corps.
- 7 (4) The Air Force.
- 8 (5) The Space Force.



AMENDMENT TO H.R. 7900
OFFERED BY MR. BROWN OF MARYLAND

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

1 **SEC. 8 __ . SUBCONTRACTING REQUIREMENTS FOR CER-**
2 **TAIN CONTRACTS AWARDED TO EDU-**
3 **CATIONAL INSTITUTIONS.**

4 (a) IN GENERAL.—Section 3204 of title 10, United
5 States Code, is amended by adding at the end the fol-
6 lowing new subsection:

7 “(h) SUBCONTRACTING REQUIREMENTS FOR CON-
8 TRACTS AWARDED TO EDUCATIONAL INSTITUTIONS.—

9 “(1) IN GENERAL.—The head of an agency
10 shall require that a contract awarded to an edu-
11 cational institution pursuant to subsection (a)(3)(B)
12 includes a requirement that the educational institu-
13 tion subcontract with one or more minority institu-
14 tions for a total amount of not less than 2 percent
15 of the amount awarded in the contract.

16 “(2) MINORITY INSTITUTION.—In this sub-
17 section, the term ‘minority institution’ means—

1 “(A) a part B institution (as that term is
2 defined in section 322(2) of the Higher Edu-
3 cation Act of 1965 (20 U.S.C. 1061(2))); or

4 “(B) any other institution of higher edu-
5 cation (as that term is defined in section 101
6 of such Act (20 U.S.C. 1001)) for which not
7 less than 50 percent of the total student enroll-
8 ment consists of students from ethnic groups
9 that are underrepresented in the fields of
10 science and engineering.”.

11 (b) **EFFECTIVE DATE.**—The amendments made by
12 subsection (a) shall—

13 (1) take effect on October 1, 2026; and

14 (2) apply with respect to contracts awarded by
15 the Secretary of Defense on or after such date.



Amendment to H.R. 7900
National Defense Authorization Act for Fiscal Year 2023

Offered by: Mr. Khanna of California

In the appropriate place in the report to accompany H.R. 7900, insert the following new Directive Report Language:

Study and Report on Plant-Based Meals, Ready-to-Eat

The committee directs the Director of the Defense Logistics Agency, in coordination with the Secretaries of the military departments and the U.S. Army Natick Soldier Systems Center, to conduct a study determining demand amongst service members for meal, ready-to-eat plant-based meals and submit a report concerning a plan for providing ready-to-eat plant-based meals to service members not later than September 30, 2023, to the congressional defense committees. The term “plant-based” is defined as products without animal-derived products.

The report shall include, at minimum:

- (1) the results of the study
- (2) the feasibility and costs of providing a menu of more than two ready-to-eat plant-based meals
- (3) the proposed plan of the Director to provide plant-based meals ready-to-eat to service members

AMENDMENT TO H.R. 7900
OFFERED BY MR. TURNER OF OHIO

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

1 **SEC. 16 ____ . LIMITATION ON AVAILABILITY OF CERTAIN**
2 **FUNDS UNTIL SUBMISSION OF INFORMATION**
3 **RELATING TO PROPOSED BUDGET FOR NU-**
4 **CLEAR-ARMED SEA- LAUNCHED CRUISE MIS-**
5 **SILE.**

6 In addition to the limitation under section 1640 of
7 the National Defense Authorization Act for Fiscal Year
8 2022 (Public Law 117–81; 135 Stat. 2092), of the funds
9 authorized to be appropriated by this Act or otherwise
10 made available for fiscal year 2023 for the Office of the
11 Secretary of the Navy for travel by the Secretary of the
12 Navy, not more than 50 percent may be obligated or ex-
13 pended until the Secretary submits to the congressional
14 defense committees all written communications from or to
15 personnel of the Department of the Navy regarding the
16 proposed budget amount or limitation for the nuclear-
17 armed sea-launched cruise missile contained in the defense
18 budget materials (as defined by section 231(f) of title 10,

2

1 United States Code) relating to the Navy for fiscal year
2 2023.



AMENDMENT TO H.R. 7900
OFFERED BY MR. TURNER OF OHIO

In section 1031 [Log 74887], add at the end the following new paragraph:

1 (5) Afghanistan.



AMENDMENT TO H.R. 7900
OFFERED BY MR. WALTZ OF FLORIDA

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

1 **SEC. 2 ____ . INFORMATION ON USE OF COMMERCIAL SOFT-**
2 **WARE FOR THE WARFIGHTER MACHINE**
3 **INTERFACE OF THE ARMY.**

4 (a) CERTIFICATION REQUIRED.—Not later than 60
5 days after the date of the enactment of this Act, the Sec-
6 retary of the Army shall certify to the congressional de-
7 fense committees that the procurement process for incre-
8 ments of the warfighter machine interface procured after
9 the date of the enactment of this Act will be carried out
10 in accordance with section 3453 of title 10, United States
11 Code.

12 (b) MARKET RESEARCH AND REPORT.—

13 (1) MARKET RESEARCH.—The Secretary of the
14 Army shall conduct market research to identify com-
15 mercially available software to determine whether
16 such software has the potential to fulfill the applica-
17 ble requirements of the warfighter machine interface
18 program of the Army.

1 (2) REPORT.—Not later than 30 days after the
2 conclusion of the market research required under
3 paragraph (1), the Secretary of the Army shall sub-
4 mit to the congressional defense committees a report
5 on the on the results of the research, including a list
6 of any commercial software identified as part of the
7 research.



AMENDMENT TO H.R. 7900
OFFERED BY MR. KAHELE OF HAWAII

At the appropriate place in division E, insert the following new section:

1 **SEC. ____ . INCLUSION OF COMMONWEALTH OF THE NORTH-**
2 **ERN MARIANA ISLANDS AND AMERICAN**
3 **SAMOA.**

4 The Wagner-Peyser Act is amended—

5 (1) in section 2(5) (29 U.S.C. 49a(5)), by in-
6 serting “the Commonwealth of the Northern Mar-
7 iana Islands, American Samoa,” after “Guam,”;

8 (2) in section 5(b)(1) (29 U.S.C. 49d(b)(1)), by
9 inserting “the Commonwealth of the Northern Mar-
10 iana Islands, and American Samoa,” after “Guam,”;

11 (3) in section 6(a) (29 U.S.C. 49e(a))—

12 (A) by inserting “, the Commonwealth of
13 the Northern Mariana Islands, and American
14 Samoa” after “except for Guam”;

15 (B) by striking “allot to Guam” and in-
16 serting the following: “allot to—
17 “(1) Guam”;

18 (C) by striking the period at the end and
19 inserting “; and”; and

1 (D) by adding at the end the following:

2 “(2) the Commonwealth of the Northern Mar-
3 iana Islands and American Samoa an amount which,
4 in relation to the total amount available for the fis-
5 cal year, is equal to the allotment percentage that
6 Guam received of amounts available under this Act
7 in fiscal year 1983.”; and

8 (4) in section 6(b)(1) (29 U.S.C. 49e(b)(1)), in
9 the matter following subparagraph (B), by inserting
10 “, the Commonwealth of the Northern Mariana Is-
11 lands, American Samoa,” after “does not include
12 Guam”.



AMENDMENT TO H.R. 7900
OFFERED BY MRS. LURIA OF VIRGINIA

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

1 **SEC. 10** ____. **NATIONAL COMMISSION ON THE FUTURE OF**
2 **THE NAVY.**

3 (a) **NATIONAL COMMISSION ON THE FUTURE OF THE**
4 **NAVY.—**

5 (1) **ESTABLISHMENT.—**There is established the
6 National Commission on the Future of the Navy (in
7 this section referred to as the “Commission”).

8 (2) **MEMBERSHIP.—**

9 (A) **COMPOSITION.—**The Commission shall
10 be composed of eight members, of whom—

11 (i) two shall be appointed by the
12 Chairman of the Committee on Armed
13 Services of the Senate, one of whom shall
14 be a Member of the Senate and one whom
15 shall not be;

16 (ii) two shall be appointed by the
17 Ranking Member of the Committee on
18 Armed Services of the Senate, one of

1 whom shall be a Member of the Senate and
2 one whom shall not be;

3 (iii) two shall be appointed by the
4 Chairman of the Committee on Armed
5 Services of the House of Representatives,
6 one of whom shall be a Member of the
7 House of Representatives and one whom
8 shall not be; and

9 (iv) two shall be appointed by the
10 Ranking Member of the Committee on
11 Armed Services of the House of Represent-
12 atives, one of whom shall be a Member of
13 the House of Representatives and one
14 whom shall not be.

15 (B) APPOINTMENT DATE.—The appoint-
16 ments of the members of the Commission shall
17 be made not later than 90 days after the date
18 of the enactment of this Act.

19 (C) EFFECT OF LACK OF APPOINTMENT
20 BY APPOINTMENT DATE.—If one or more ap-
21 pointments under subparagraph (A)(i) is not
22 made by the appointment date specified in sub-
23 paragraph (B), the authority to make such ap-
24 pointment or appointments shall expire, and the
25 number of members of the Commission shall be

1 reduced by the number equal to the number of
2 appointments so not made. If an appointment
3 under subparagraph (A)(ii), (iii), (iv), or (v) is
4 not made by the appointment date specified in
5 subparagraph (B), the authority to make an ap-
6 pointment under such subparagraph shall ex-
7 pire, and the number of members of the Com-
8 mission shall be reduced by the number equal
9 to the number otherwise appointable under such
10 subparagraph.

11 (D) EXPERTISE.—In making appointments
12 under this subsection, consideration should be
13 given to individuals with expertise in naval pol-
14 icy and strategy, naval forces capability, naval
15 nuclear weapons, Naval force structure design,
16 organization, and employment, shipbuilding,
17 and shipbuilding infrastructure.

18 (3) PERIOD OF APPOINTMENT; VACANCIES.—
19 Members shall be appointed for the life of the Com-
20 mission. Any vacancy in the Commission shall not
21 affect its powers, but shall be filled in the same
22 manner as the original appointment.

23 (4) CHAIR AND VICE CHAIR.—The Commission
24 shall select a Chair and Vice Chair from among its
25 members.

1 (5) INITIAL MEETING.—Not later than 30 days
2 after the date on which all members of the Commis-
3 sion have been appointed, the Commission shall hold
4 its initial meeting.

5 (6) MEETINGS.—The Commission shall meet at
6 the call of the Chair.

7 (7) QUORUM.—A majority of the members of
8 the Commission shall constitute a quorum, but a
9 lesser number of members may hold hearings.

10 (b) DUTIES OF THE COMMISSION.—

11 (1) STUDY ON NAVAL FORCE STRUCTURE.—

12 (A) IN GENERAL.—The Commission shall
13 undertake a comprehensive study of the struc-
14 ture of the Navy and policy assumptions related
15 to the size and force mixture of the Navy, in
16 order—

17 (i) to make recommendations on the
18 size and force mixture of ships; and

19 (ii) to make recommendations on the
20 size and force mixture of naval aviation;

21 (B) CONSIDERATIONS.—In undertaking
22 the study required by paragraph (1), the Com-
23 mission shall carry out each of the following:

24 (i) An evaluation and identification of
25 a structure for the Navy that—

1 (I) has the depth and scalability
2 to meet current and anticipated re-
3 quirements of the combatant com-
4 mands;

5 (II) assumes three different
6 funding levels of 2023 appropriated
7 plus inflation; 2023 appropriated with
8 3-5 percent real growth; and uncon-
9 strained to meet the needs for war in
10 the area of responsibility of United
11 States Indo-Pacific Command and the
12 area of responsibility of United States
13 European Command;

14 (III) ensures that the Navy has
15 the capacity needed to support cur-
16 rent and anticipated homeland defense
17 and disaster assistance missions in
18 the United States;

19 (IV) provides for sufficient num-
20 bers of members of the Navy to en-
21 sure a 115 percent manning level of
22 all deployed ships, similar to United
23 States Special Operations Command;

24 (V) recommends a peacetime ro-
25 tation force operational tempo goals;

1 (VI) recommends forward sta-
2 tioning requirements; and

3 (VII) manages strategic and
4 operational risk by making tradeoffs
5 among readiness, efficiency, effective-
6 ness, capability, and affordability.

7 (ii) An evaluation and identification of
8 combatant command demand and fleet
9 size, including recommendations to support
10 a balance of—

11 (I) readiness;

12 (II) training;

13 (III) routine ship maintenance;

14 (IV) personnel;

15 (V) forward presence; and

16 (VI) depot level ship mainte-
17 nance.

18 (iii) A detailed review of the cost of
19 the recapitalization of the Nuclear Triad in
20 the Department of Defense and its effect
21 on the Navy's budget.

22 (iv) A review of Navy personnel poli-
23 cies and training to determine changes
24 needed across all personnel activities to im-
25 prove training effectiveness and force tac-

1 tical readiness and reduce operational
2 stress.

3 (2) STUDY ON SHIPBUILDING AND INNOVA-
4 TION.—

5 (A) IN GENERAL.—The Commission shall
6 conduct a detail study on shipbuilding, ship-
7 yards, and integrating advanced information
8 technologies such as augmented reality an arti-
9 ficial intelligence on the current fleet.

10 (B) CONSIDERATIONS.—In conducting the
11 study required by subparagraph (A), the Com-
12 mission shall consider the following:

13 (i) Recommendations for specific
14 changes to the Navy's Shipyard Infrastruc-
15 ture Optimization Program, to include leg-
16 islative changes to providing a multi-year
17 appropriation; additionally provides rec-
18 ommendations for bringing into the ship-
19 yards innovative technology companies as
20 part of the overall modernization effort.

21 (ii) Recommendations for changes to
22 the ship design and build program, to re-
23 duce risk, reduce cost, accelerate build
24 timelines, and takes an incremental ap-
25 proach to change in future ship building.

1 (iii) Recommendations for changes to
2 the ship depot maintenance program in
3 order to reduce overhaul timelines, inte-
4 grate current technologies into ships, and
5 reduces costs.

6 (3) REPORT.—Not later than July 1, 2024, the
7 Commission shall submit to the Committees on
8 Armed Services of the Senate and House of Rep-
9 resentatives an unclassified report, with classified
10 annexes if necessary, that includes the findings and
11 conclusions of the Commission as a result of the
12 studies required by paragraphs (1) and (2), together
13 with its recommendations for such legislative actions
14 as the Commission considers appropriate in light of
15 the results of the studies.

16 (c) POWERS OF THE COMMISSION.—

17 (1) HEARINGS.—The Commission may hold
18 such hearings, sit and act at such times and places,
19 take such testimony, and receive such evidence as
20 the Commission considers advisable to carry out its
21 duties under this section.

22 (2) INFORMATION FROM FEDERAL AGENCIES.—
23 The Commission may secure directly from any Fed-
24 eral department or agency such information as the
25 Commission considers necessary to carry out its du-

1 ties under this section. Upon request of the Chair of
2 the Commission, the head of such department or
3 agency shall furnish such information to the Com-
4 mission.

5 (3) POSTAL SERVICES.—The Commission may
6 use the United States mails in the same manner and
7 under the same conditions as other departments and
8 agencies of the Federal Government.

9 (d) COMMISSION PERSONNEL MATTERS.—

10 (1) COMPENSATION OF MEMBERS.—Each mem-
11 ber of the Commission who is not an officer or em-
12 ployee of the Federal Government may be com-
13 pensated at a rate not to exceed the daily equivalent
14 of the annual rate of \$155,400 for each day (includ-
15 ing travel time) during which such member is en-
16 gaged in the performance of the duties of the Com-
17 mission. All members of the Commission who are of-
18 ficers or employees of the United States or Members
19 of Congress shall serve without compensation in ad-
20 dition to that received for their services as officers
21 or employees of the United States.

22 (2) TRAVEL EXPENSES.—The members of the
23 Commission shall be allowed travel expenses, includ-
24 ing per diem in lieu of subsistence, at rates author-
25 ized for employees of agencies under subchapter I of

1 chapter 57 of title 5, United States Code, while
2 away from their homes or regular places of business
3 in the performance of services for the Commission.

4 (3) STAFF.—

5 (A) IN GENERAL.—The Chair of the Com-
6 mission may, without regard to the civil service
7 laws and regulations, appoint and terminate an
8 executive director and such other additional
9 personnel as may be necessary to enable the
10 Commission to perform its duties. The employ-
11 ment of an executive director shall be subject to
12 confirmation by the Commission.

13 (B) COMPENSATION.—The Chair of the
14 Commission may fix the compensation of the
15 executive director and other personnel without
16 regard to chapter 51 and subchapter III of
17 chapter 53 of title 5, United States Code, relat-
18 ing to classification of positions and General
19 Schedule pay rates, except that the rate of pay
20 for the executive director and other personnel
21 may not exceed the rate payable for level V of
22 the Executive Schedule under section 5316 of
23 such title.

24 (4) DETAIL OF GOVERNMENT EMPLOYEES.—

25 Any Federal Government employee may be detailed

1 to the Commission without reimbursement, and such
2 detail shall be without interruption or loss of civil
3 service status or privilege.

4 (5) PROCUREMENT OF TEMPORARY AND INTER-
5 MITTENT SERVICES.—The Chair of the Commission
6 may procure temporary and intermittent services
7 under section 3109(b) of title 5, United States Code,
8 at rates for individuals which do not exceed the daily
9 equivalent of the annual rate of basic pay prescribed
10 for level V of the Executive Schedule under section
11 5316 of such title.

12 (e) TERMINATION OF THE COMMISSION.—

13 (1) IN GENERAL.—The Commission shall termi-
14 nate on the date that is five years after the date of
15 the enactment of this Act.

16 (2) INAPPLICABILITY OF TERMINATION RE-
17 QUIREMENT UNDER FACA.—Section 14 of the Fed-
18 eral Advisory Committee Act (5 U.S.C. App.) shall
19 not apply to the activities of the Commission under
20 this section.



AMENDMENT TO H.R. 7900

OFFERED BY Ms. LURIA

(funding table amendment)

In section 4101 of division D, relating to Operation and Maintenance, Defense Wide, increase the amount for Office of the Secretary of Defense, Line 440, by \$4,000,000 for National Commission on the Future of the Navy.

In section 4301 of division D, relating to Operation and Maintenance, Navy, reduce the amount for, Line 010, Mission and Other Flight Operations by \$4,000,000.

AMENDMENT TO H.R. 7900
OFFERED BY MRS. LURIA OF VIRGINIA

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

1 **SEC. 13. MODIFICATION AND EXTENSION OF UNITED**
2 **STATES-ISRAEL COOPERATION TO COUNTER**
3 **UNMANNED AERIAL SYSTEMS.**

4 (a) **AUTHORITY TO ESTABLISH CAPABILITIES TO**
5 **COUNTER UNMANNED AERIAL SYSTEMS.**—Subsection
6 (a)(1) of section 1278 of the National Defense Authoriza-
7 tion Act for Fiscal Year 2020 (Public Law 116–92; 133
8 Stat. 1702; 22 U.S.C. 8606 note) is amended in the first
9 sentence by inserting after “to establish capabilities for
10 countering unmanned aerial systems” the following “, in-
11 cluding directed energy capabilities,”.

12 (b) **SUPPORT IN CONNECTION WITH THE PRO-**
13 **GRAM.**—Subsection (b) of such section is amended—

14 (1) in paragraph (3)(B), by inserting at the end
15 before the period the following: “, including directed
16 energy capabilities”; and

17 (2) in paragraph (4), by striking
18 “\$25,000,000” and inserting “\$40,000,000”.

- 1 (c) SUNSET.—Subsection (f) of such section is
- 2 amended by striking “December 31, 2024” and inserting
- 3 “December 31, 2026”.



AMENDMENT TO H.R. 7900

OFFERED BY MS. LURIA

(funding table amendment)

In section 4201 of division D, relating to RESEARCH, DEVELOPMENT, TEST & EVAL, DW, increase the amount for COMBATING TERRORISM TECHNOLOGY SUPPORT, Line 031, by \$15,000,000 for United States-Israel Cooperation to Counter Unmanned Aerial Systems.

In section 4201 of division D, relating to RESEARCH, DEVELOPMENT, TEST & EVAL, NAVY, reduce the amount for UNMANNED SURFACE VEHICLE ENABLING CAPABILITIES, Line 095, by \$15,000,000.

Amendment to H.R. 7900

National Defense Authorization Act for Fiscal Year 2023

Offered by: Mr. Gallagher of Wisconsin

In the appropriate place in the report to accompany H.R. 7900, insert the following new Directive Report Language:

Lessons from Aggression Against Ukraine

The committee recognizes that in the aftermath of the 2014 invasion of Ukraine, the United States undertook a variety of efforts to expand Ukrainian military capabilities, enhance United States military posture in Europe, and strengthen North Atlantic Treaty Organization allies. The committee understands that while these measures failed to ultimately deter a further Russian invasion of Ukraine, they did meaningfully contribute to enhancing Ukraine's ability to combat Russian aggression. In light of the growing threat posed by the Chinese Communist Party, the committee recognizes that it is important to study the war in Ukraine and apply applicable lessons with respect to the Indo-Pacific and Taiwan in particular. The committee therefore directs the Secretary of Defense, in consultation with the Commanders of United States European Command, United States Indo-Pacific Command, and the heads of appropriate Federal departments, to provide a report to the House Armed Services Committee on Russia's further invasion of Ukraine and applicable lessons learned for a potential future conflict in the Indo-Pacific region not later than January 1, 2023. The report shall address each of the following:

- (1) The role of United States security assistance, including as authorized under section 1250 of the National Defense Authorization Act for Fiscal Year 2016 (Public Law 114-92), in enabling the armed forces of Ukraine;
- (2) The role that joint United States military training, exercises, and partnerships with Ukraine played in enhancing the readiness and lethality of the armed forces of Ukraine, including its reserve forces;
- (3) The specific military capabilities, munitions, or systems that best assist Ukraine in withstanding external aggression;
- (4) The role that United States cyber operations, deployments, or personnel played in enhancing the military and societal resilience of Ukraine;
- (5) Emerging trends in warfare that played a material role in the further invasion of Ukraine;
- (6) The expenditure rate of precision-guided munitions and other equipment in such conflict;

- (7) The importance of logistics, communications, and critical enabling capabilities in such conflict;
- (8) A description of any authorities, resources, munitions, materiel, or infrastructure that would have been beneficial for Department of Defense to have had prior to February 24, 2022, to have better assisted Ukraine;
- (9) A description of the non-military instruments of national power that would have assisted the Department of Defense in deterring or otherwise responding to external aggression against Ukraine; and
- (10) Based on the assessment of the matters considered under (1) through (9), an overview of the authorities, resources, physical and logistics infrastructure, deployments, stockpiles, security assistance, bi-lateral or multi-lateral exercises, and policies necessary to: enhance deterrence in the Indo-Pacific region; strengthen the ability of to resist external aggression; and ensure the ability of the United States to defeat external aggression against Taiwan, consistent with the commitments made by the United States in the Taiwan Relations Act (Public Law 96–8; 22 U.S.C. 3301 et seq.).

AMENDMENT TO H.R. 7900
OFFERED BY MR. GALLAGHER OF WISCONSIN

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

1 **SEC. 10 ____. STUDY ON JOINT TASK FORCE INDO-PACIFIC.**

2 (a) IN GENERAL.—Not later than 180 days after the
3 date of the enactment of this Act, the Commander of
4 United States Indo-Pacific Command shall submit to the
5 congressional defense committees a report on the results
6 of a study conducted by the Commander on the desir-
7 ability and feasibility of establishing any of the following
8 for the Indo-Pacific region:

9 (1) A Joint Task Force.

10 (2) A sub-unified command.

11 (3) Another organizational structure to assume
12 command and control responsibility for contingency
13 response in the region.

14 (b) ELEMENTS.—The study conducted under sub-
15 section (a) shall include each of the following:

16 (1) An assessment of whether an additional or-
17 ganizational structure would better facilitate the
18 planning and execution of contingency response in
19 the Indo-Pacific region.

1 (2) An assessment of existing components and
2 sub-unified commands to determine if any such com-
3 ponents or commands are best positioned to assume
4 the role of such an additional organizational struc-
5 ture.

6 (3) An assessment of the risks and benefits of
7 headquartering such an additional organizational
8 structure on Guam (or additional locations if the
9 Commander determines appropriate), including a de-
10 scription and expected cost of any required com-
11 mand and control or associated upgrades.

12 (4) An identification of any additional entities
13 that could be integrated, on a standing basis, into
14 the staff of such an additional organizational struc-
15 ture, along with associated benefits, risks, and op-
16 tions to mitigate any risks.

17 (5) An assessment of whether the best option
18 for such an additional organizational structure
19 would be a Joint Task Force, a sub-unified com-
20 mand, or another organizational structure, and what
21 the best relationship would be with respect to other
22 current or future United States commands and task
23 forces in the Indo-Pacific region.

1 (6) A description of any additional resources or
2 authorizations that would be required to establish
3 such an additional organizational structure.

4 (c) FORM OF REPORT.—The report required under
5 subsection (a) shall be submitted in unclassified form, but
6 may contain a classified annex.



Amendment to H.R. 7900
National Defense Authorization Act for Fiscal Year 2023

Offered by: Mr. Waltz of Florida

In the appropriate place in the report to accompany H.R. 7900, insert the following new Directive Report Language:

Scalable artificial intelligence and machine learning solutions

The Committee believes the Army should continue acquiring commercial data capabilities to provide granular, but customizable at scale, artificial intelligence and machine learning solutions to plug into Army software systems. These capabilities are critical to operating inside the adversary's decision loop, as has been successfully demonstrated in Eastern Europe, and enabling rapid adaptation of forces in dynamic environments. However, the Army must ensure that these capabilities can be operated at scale across multiple divisions, brigades, battalions, and below without significant additional requirements for data scientists and other specialized personnel.

The committee directs the Secretary of the Army to brief the House Armed Services Committee not later than December 22, 2022, on plans to integrate commercial artificial intelligence and machine learning solutions into deployed and next-generation tactical network programs.

Amendment to H.R. 7900

National Defense Authorization Act for Fiscal Year 2023

Offered by: Mr. Gallagher of Wisconsin

In the appropriate place in the report to accompany H.R. 7900, insert the following new Directive Report Language:

Establishment of Unidentified Aerospace-Undersea Phenomena Joint Program Office

The committee recognizes that in recent years, the Department has expanded available resources to investigate potential threats involving Unidentified Aerial Phenomena (UAP). In 2020, the Department established the Unidentified Aerial Phenomena Task Force to improve its understanding of, and gain insight into the nature and origins of UAPs. Then in 2021, the Department established the Airborne Object Identification and Management Synchronization Group (AOIMSG) as a successor organization to the UAP Task Force. While AOIMSG was designed to better synchronize efforts across the U.S. Government to detect, identify, and attribute potential UAP-related threats, especially related to Special Use Airspace, the committee is concerned with the continued lack of coordination across the interagency on UAP issues, especially between the Department and the intelligence community. The committee believes that a Joint Program Office may be a more effective construct to facilitate interagency cooperation. Consequently, the committee directs the Secretary of Defense to submit a report to the House Armed Services Committee not later than March 1, 2023, that describes whether a Joint Program Office would be able to more effectively:

- (1) Carry out the duties of the Unidentified Aerial Phenomena Task Force, including those pertaining to transmedium objectives or devices and unidentified aerospace-undersea phenomena; space, atmospheric, and water domains; and currently unknown technology and other domains;
- (2) Develop procedures to synchronize and standardize the collection, reporting, and analysis of incidents, including adverse physiological effects, regarding unidentified aerospace-undersea phenomena across the Department of Defense and the intelligence community, in consultation with the Director of National Intelligence;
- (3) Develop processes and procedures to ensure that such incidents from each component of the Department and each element of the intelligence community are reported and incorporated in a centralized repository;
- (4) Establish procedures to require the timely and consistent reporting of unidentified aerospace-undersea phenomena;
- (5) Evaluate links between unidentified aerospace-undersea phenomena and adversarial foreign governments, other foreign governments, or nonstate actors;
- (6) Evaluate the threat that such incidents present to the United States;

- (7) Coordinate with other departments and agencies of the Federal Government, as appropriate, including the Federal Aviation Administration, the National Aeronautics and Space Administration, the Department of Homeland Security, the National Oceanic and Atmospheric Administration, the National Science Foundation, and the Department of Energy;
- (8) Coordinate with allies and partners of the United States, as appropriate, to better assess the nature and extent of unidentified aerospace-undersea phenomena'
- (9) Prepare reports for Congress, in both classified and unclassified form;
- (10) Ensure that appropriate elements of the intelligence community receive all reports received by the Office regarding a temporary nonattributed object or an object that is positively identified as manmade, including by creating a procedure to ensure that the Office refers such reports to an appropriate element of the intelligence community for distribution among other relevant elements of the intelligence community, in addition to the reports in the repository described in (3).

AMENDMENT TO H.R. 7900
OFFERED BY MS. SPEIER OF CALIFORNIA

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

1 **SEC. 7___ . ASSIGNMENT OF BEHAVIORAL HEALTH PRO-**
2 **VIDERS AND TECHNICIANS TO AIRCRAFT**
3 **CARRIERS.**

4 (a) **ASSIGNMENT.**—Beginning not later than Decem-
5 ber 31, 2023, the Secretary of the Navy shall ensure there
6 is assigned to each aircraft carrier not fewer than two
7 military behavioral health providers and not fewer than
8 two behavioral health technicians.

9 (b) **DEFINITIONS.**—In this section:

10 (1) The term “behavioral health” includes clin-
11 ical psychology, social work, counseling, and related
12 fields.

13 (2) The term “behavioral health technician”
14 means an enlisted member of the Armed Forces who
15 is trained to perform clinical activities in support of
16 a licensed behavioral health provider.

2

1 (3) The term “military behavioral health pro-
2 vider” means a behavioral health provider who is a
3 member of the Armed Forces.



Amendment to H.R. 7900 National Defense Authorization Act for Fiscal Year 2023

Offered by: Mr. Wittman

In the appropriate place in the report to accompany H.R. 7900, insert the following new Directive Report Language:

Inflation impacts on the delivery of contractor provided services

The committee is concerned about the current inflationary climate and the impact it may have on the delivery of critical contractor provided services, especially those that are delivered under firm-fixed-price (FFP) contracts. Firm fixed-price contracts typically exclude the ability of contractors to submit a request for equitable adjustment. Contract execution in fiscal year 2023 may be negatively impacted by flawed assumptions on inflation made when the budget was set.

Therefore, the committee believes the Department should consider utilizing requests for equitable adjustment under FFP contracts in cases where the Office of Management and Budget's estimates for the Gross Domestic Product (GDP) chain-type price index are separated from real change measured by the GDP Price Index during the year of budget execution by more than 6 percentage points, particularly for those contracts where the Department believes contract execution will suffer without appropriate relief.

The committee directs the Secretary of Defense to provide a briefing to the House Committee on Armed Services not later than December 31, 2022, on the following:

- (1) efforts from June 1, 2021, to the time of the required briefing to provide equitable relief under existing regulatory and legal authorities for FFP contracts;
- (2) efforts from June 1, 2021, to the time of the required briefing to utilize Federal Acquisition Regulation (FAR) 16.203-3 and insert the clause at FAR 52.216-4 to allow for the negotiation of FFP contracts;
- (3) estimates of the total additional costs carried by contractors delivering services under FFP contracts in Fiscal Year 2022 and Fiscal Year 2023 if inflation rates stay more than 5 percentage points above the GDP Price Index estimates provided by the Office of Management and Budget to inform the Department's budget request; and,
- (4) make recommendations about additional authorities needed to address inflationary pressures that are reasonably expected to impact contract execution, put at risk due to high inflation.

AMENDMENT TO H.R. 7900
OFFERED BY MR. WITTMAN OF VIRGINIA

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

1 **SEC. 10 ____ . BIENNIAL DEPARTMENT OF DEFENSE INSPEC-**
2 **TOR GENERAL REPORTING ON RESPONSE TO**
3 **RUSSIAN AGGRESSION AND ASSISTANCE TO**
4 **UKRAINE.**

5 (a) IN GENERAL.—The Inspector General of the De-
6 partment of Defense shall provide to the appropriate con-
7 gressional committees biannual briefings on the status and
8 findings of Inspector General oversight, reviews, audits,
9 and inspections of the activities conducted by the Depart-
10 ment of Defense response to Russia’s further invasion of
11 Ukraine, initiated on February 24, 2022, including mili-
12 tary assistance provided to Ukraine by the Department
13 of Defense and the programs, operations, and contracts
14 carried out with such funds, including—

15 (1) the oversight and accounting of the obliga-
16 tion and expenditure of funds used to assist Ukraine
17 and to respond to Russia’s further invasion of
18 Ukraine;

1 (2) the monitoring and review of contracts sup-
2 ported by such funds;

3 (3) the investigation of any relevant overpay-
4 ments issues and of legal compliance by Department
5 of Defense officials, contractors, and other relevant
6 entities; and

7 (4) the investigation of any end-use monitoring
8 issues associated with articles provided to Ukraine.

9 (b) TERMINATION.—No briefing shall be required
10 under subsection (a) after December 31, 2026.

11 (c) APPROPRIATE CONGRESSIONAL COMMITTEES.—
12 In this section, the term “appropriate congressional com-
13 mittees” means—

14 (1) the congressional defense committees;

15 (2) the Committee on Oversight and Reform
16 and the Committee on Foreign Affairs of the House
17 of Representatives; and

18 (3) the Committee on Homeland Security and
19 Governmental Affairs and the Committee on Foreign
20 Relations of the Senate.



Amendment to H.R. 7900 National Defense Authorization Act for Fiscal Year 2023

Offered by: Mr. Banks

In the appropriate place in the report to accompany H.R. 7900, insert the following new Directive Report Language:

Resilient Missile Warning Missile Tracking

The Committee continues to recognize the importance of space as a domain for defense against advanced ballistic and maneuvering hypersonic missiles. Through the Space Warfighting Analysis Center (SWAC), the Space Force recently conducted an analysis of its force design as advanced missile threats continue to increase, recommending a Government reference design that includes both low-Earth (LEO) and medium-Earth (MEO) layers.

It is the view of this Committee that development of a robust hybrid architecture of LEO and MEO orbit satellites is of importance and will provide capabilities vital to protecting the warfighter and national security. In addition, given the current threat environment, speed to on-orbit deployment of affordable systems with proven utility is paramount.

Current Space Force plans seek to fly an initial MEO epoch by 2026, three years after initial flight of the Space Development Agency's Tracking Layer Tranche 0, with at least 4 spacecraft flying by 2028.

The Committee is concerned that the current Resilient Missile Warning Missile Tracking (MW/MT) - MEO effort to demonstrate missile tracking capability from MEO will not be awarded through an open competition. This approach could exclude the benefit of existing technology that could be leveraged in the MEO layer in a more cost- and schedule-effective manner.

Therefore, the Committee directs the Chief of Space Operations to provide a briefing to the House Committee on Armed Services no later than January 31, 2023 on their plan to include free, fair, and open competition within its acquisition plan for the Resilient MW/MT MEO demonstration epoch that is currently slated for initial space vehicle award in Fiscal Year 2023. The Committee strongly believes this approach is not only in the best interest of the taxpayer, but could also help ensure the warfighter is able to obtain resilient missile tracking capability in timeframes that are operationally relevant to need.

AMENDMENT TO H.R. 7900
OFFERED BY MS. JACOBS OF CALIFORNIA

1 At the appropriate place in title XXVIII, insert the
2 following:

3 **SEC. 28___ . SCREENING AND REGISTRY OF INDIVIDUALS**
4 **WITH HEALTH CONDITIONS RESULTING**
5 **FROM UNSAFE HOUSING UNITS.**

6 (a) IN GENERAL.—Subchapter V of chapter 169 of
7 title 10, United States Code, is amended by adding at the
8 end the following new section:

9 **“§ 2895. Screening and registry of individuals with**
10 **health conditions resulting from unsafe**
11 **housing units**

12 “(a) SCREENING.—(1) The Secretary of Defense, in
13 consultation with appropriate scientific agencies as deter-
14 mined by the Secretary, may ensure that all military med-
15 ical treatment facilities screen eligible individuals for cov-
16 ered conditions.

17 “(2) The Secretary may establish procedures through
18 which screening under paragraph (1) may allow an eligible
19 individual to be included in the registry under subsection
20 (b).

1 “(b) REGISTRY.—(1) The Secretary of Defense shall
2 establish and maintain a registry of eligible individuals
3 who have a covered condition.

4 “(2) The Secretary shall include any information in
5 the registry under paragraph (1) that the Secretary deter-
6 mines necessary to ascertain and monitor the health of
7 eligible individuals and the connection between the health
8 of such individuals and an unsafe housing unit.

9 “(3) The Secretary shall develop a public information
10 campaign to inform eligible individuals about the registry
11 under paragraph (1), including how to register and the
12 benefits of registering.

13 “(c) DEFINITIONS.—In this section:

14 “(1) The term ‘covered armed force’ means the
15 following:

16 “(A) The Army.

17 “(B) The Navy.

18 “(C) The Marine Corps.

19 “(D) The Air Force.

20 “(E) The Space Force.

21 “(2) The term ‘covered condition’ means a med-
22 ical condition that is determined by the Secretary of
23 Defense to have resulted from residing in an unsafe
24 housing unit.

1 “(3) The term ‘eligible individual’ means a
2 member of a covered armed force or a family mem-
3 ber of a member of a covered armed force who has
4 resided in an unsafe housing unit.

5 “(4) The term ‘unsafe housing unit’ means a
6 dwelling unit that—

7 “(A) does not meet the housing quality
8 standards established under section 8(o)(8)(B)
9 of the United States Housing Act of 1937 (42
10 U.S.C. 1437f(o)(8)(B)); or

11 “(B) is not free from dangerous air pollu-
12 tion levels from mold.”.

13 (b) CLERICAL AMENDMENT.—The table of sections
14 at the beginning of such subchapter is amended by insert-
15 ing after the item relating to section 2894a the following
16 new item:

17

“2895. Screening and registry of individuals with health conditions resulting
from unsafe housing units.”.



Amendment to H.R. 7900

National Defense Authorization Act for Fiscal Year 2023

Offered by: Mr. Garamendi

In the appropriate place in the report to accompany H.R. 7900, insert the following new Directive Report Language:

Plutonium Pit Production

The committee notes that, regarding plutonium pit production, the Congressional Budget Office has stated that costs are significant, and very uncertain. The National Nuclear Security Administration (NNSA) has acknowledged that the current plan to produce 80 pits per year by 2030 is not feasible. In addition, there has not been adequate prioritization of studies and analysis of plutonium aging. The committee believes that given the scale, complexity, and history of plutonium pit production, NNSA must ensure that plutonium pit requirements and plans are fully understood and that past mistakes regarding safety shutdowns, cost overruns, and schedule delays are not repeated.

Therefore, the committee directs the Administrator of the National Nuclear Security Administration to submit to the congressional defense committees not later than April 1, 2023, a report that provides an integrated master schedule for NNSA's overall plutonium pit production effort. The submitted schedule shall include timelines, resources, and budgets for planned work and shall be consistent with modern management standards and best practices.

The committee also directs the Administrator of the National Nuclear Security Administration to submit to the House Committee on Armed Services not later than April 1, 2023, a briefing that describes the holistic environmental impact of expanded plutonium pit production, accounting for simultaneous pit production at multiple sites.

The committee further directs the Administrator of the National Nuclear Security Administration to submit to the House Committee on Armed Services not later than April 1, 2023, a briefing that describes its plan to study plutonium aging. The briefing shall cover issues including but not limited to:

- (1) the program of research, including experiments and simulations, that NNSA has in place or is developing in order to determine the timescales over which plutonium aging may lead to an unacceptable degradation of nuclear weapon primary performance;

- (2) a detailed plan for acquiring the necessary data, including a timeline of when the data required for an updated assessment of pit lifetime will become available, and what, if any, plans NNSA has for independent studies, analysis, and validation.

Finally, the committee directs the Comptroller General of the United States to assess NNSA's plan to study plutonium aging. The committee further directs the Comptroller General to provide a briefing to the House Committee on Armed Services not later than August 1, 2023, on the Comptroller General's findings and, as deemed appropriate, provide a report by a date agreed to at the time of the briefing.

AMENDMENT TO H.R. 7900
OFFERED BY MR. GARAMENDI OF CALIFORNIA

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

1 **SEC. 3 ____ . AMENDMENT TO BUDGETING OF DEPARTMENT**
2 **OF DEFENSE RELATING TO EXTREME WEATH-**
3 **ER.**

4 Section 328(a) of the National Defense Authorization
5 Act for Fiscal Year 2020 (Public Law 116–92; 10 U.S.C.
6 221 note) is amended—

7 (1) in paragraph (1), by striking “; and” and
8 inserting a semicolon;

9 (2) in paragraph (2), by striking the period at
10 the end and inserting “; and”; and

11 (3) by inserting after paragraph (2) the fol-
12 lowing:

13 “(3) a calculation of the annual costs to the
14 Department for assistance provided to—

15 “(A) the Federal Emergency Management
16 Agency or Federal land management agencies—

17 “(i) pursuant to requests for such as-
18 sistance; and

1 “(ii) approved under the National
2 Interagency Fire Center; and

3 “(B) any State, Territory, or possession
4 under title 10 or title 32, United States Code,
5 regarding extreme weather.”.



AMENDMENT TO H.R. 7900
OFFERED BY MS. SLOTKIN OF MICHIGAN

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

1 **SEC. 10 ____. CONSULTATION OF CONGRESSIONAL DEFENSE**
2 **COMMITTEES IN PREPARATION OF NATIONAL**
3 **DEFENSE STRATEGY.**

4 Section 113(g)(1) of title 10, United States Code, is
5 amended—

6 (1) by redesignating subparagraphs (D)
7 through (F) as subparagraphs (E) through (G), re-
8 spectively; and

9 (2) by inserting after subparagraph (C) the fol-
10 lowing new subparagraph (D):

11 “(D) In addressing the matters referred to in sub-
12 paragraph (B)(i) and (ii), the Secretary may seek the ad-
13 vice and views of the congressional defense committees,
14 through the Chair and Ranking Members of the congres-
15 sional defense committees. The congressional defense com-
16 mittees, through the Chair and Ranking Member of the
17 congressional defense committees, may submit their advice
18 and views to the Secretary in writing. Any such written

2

1 views shall be published as an annex to the national de-
2 fense strategy.”.



AMENDMENT TO H.R. 7900
OFFERED BY MR. BANKS OF INDIANA

At the appropriate place in subtitle A of title XIII,
insert the following:

1 **SEC. ____ . MODIFICATION TO CHINA MILITARY POWER RE-**
2 **PORT.**

3 Section 1202(b)(7)(B) of the National Defense Au-
4 thorization Act for Fiscal Year 2000 (10 U.S.C. 113 note)
5 is amended—

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

8 (2) by inserting after clause (i) the following:

9 “(ii) the Middle East and North Afri-
10 ca, especially with respect to Iran and Chi-
11 na’s relationship with Iranian proxies such
12 as Hezbollah in Lebanon, the Houthis
13 (“Ansar Allah”) in Yemen, the Assad re-
14 gime in Syria, and Iranian-backed militias
15 in Iraq;”.



AMENDMENT TO H.R. 7900
OFFERED BY MR. CARBAJAL OF CALIFORNIA

At the appropriate place in division E, insert the following:

1 **SEC. ____ . PILOT PROGRAM FOR SPACEFLIGHT RECOVERY**
2 **OPERATIONS AT SEA.**

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

5 (1) the United States has the most advanced
6 commercial space industry in the world;

7 (2) the United States domestic space sector cre-
8 ates jobs, demonstrates American global techno-
9 logical leadership, and is critical to the national de-
10 fense; and

11 (3) the reliable, safe, and secure at-sea recovery
12 of spaceflight components is necessary to sustain
13 and further develop the commercial space enterprise,
14 which is of vital importance to the national and eco-
15 nomic security of the United States.

16 (b) ESTABLISHMENT.—

17 (1) IN GENERAL.—Not later than 30 days after
18 the date of enactment of this Act, the Secretary
19 shall establish and conduct a pilot program to over-

1 see the operation and monitoring of remotely-con-
2 trolled or unmanned spaceflight recovery vessels or
3 platforms by eligible entities to—

4 (A) better understand the complexities of
5 such operation and monitoring and potential
6 risks to navigation safety and maritime work-
7 ers;

8 (B) gather observational and performance
9 data from monitoring the use of remotely-con-
10 trolled or unmanned spaceflight recovery vessels
11 and platforms; and

12 (C) assess and evaluate regulatory alter-
13 natives to guide the development of routine op-
14 eration and monitoring of remotely-controlled or
15 unmanned spaceflight recovery vessels and plat-
16 forms.

17 (2) REQUIREMENTS.—In conducting the pilot
18 program established under this section, the Sec-
19 retary shall—

20 (A) ensure that authority provided under
21 this section is necessary to ensure the life and
22 safety of licensed and unlicensed maritime
23 workers and other non-vessel operating per-
24 sonnel involved during operations regulated
25 under this section; and

1 (B) consider experience and knowledge
2 gained pursuant to implementation of the pilot
3 program authorized under section 8343 of the
4 Elijah E. Cummings Coast Guard Authoriza-
5 tion Act of 2020 (46 U.S.C. 70034 note).

6 (c) AUTHORIZED ACTIVITIES.—

7 (1) IN GENERAL.—In conducting the pilot pro-
8 gram under this section, the Secretary may allow an
9 eligible entity to—

10 (A) carry out remote over-the-horizon mon-
11 itoring operations related to the active recovery
12 of spaceflight components at sea on a remotely-
13 controlled or unmanned spaceflight recovery
14 vessel or platform;

15 (B) develop procedures for the operation
16 and monitoring of remotely-controlled or un-
17 manned spaceflight recovery vessels or plat-
18 forms;

19 (C) carry out unmanned spaceflight recov-
20 ery vessel transits and testing operations with-
21 out a physical tow line; and

22 (D) carry out any other activities the Sec-
23 retary determines to be in the interest of fur-
24 thering the development of operations to re-
25 cover spaceflight components at sea, including

1 the use of remotely-controlled or unmanned ves-
2 sels specifically designed, built, and used for do-
3 mestic spaceflight recovery operations.

4 (2) PROHIBITION.—In conducting the pilot pro-
5 gram under this section, the Secretary may not
6 allow an eligible entity to operate a remotely-con-
7 trolled or unmanned spaceflight recovery vessel with-
8 out a physical tow line within 12 nautical miles of
9 a port.

10 (d) INTERIM AUTHORITY.—In recognition of poten-
11 tial risks to navigation safety and unique circumstances
12 requiring the use of remotely operated or unmanned
13 spaceflight recovery vessels or platforms for recovery of
14 spaceflight components at sea, and in carrying out the
15 pilot program under this section, the Secretary is author-
16 ized to—

17 (1) allow such recovery operations to proceed
18 consistent with the authorities of the Secretary
19 under navigation and manning laws and regulations;
20 and

21 (2) modify applicable regulations and guidance
22 as the Secretary considers appropriate to—

23 (A) allow the recovery of spaceflight com-
24 ponents at sea to occur while ensuring naviga-
25 tion safety in recovery areas; and

1 (B) ensure the reliable, safe, and secure
2 operation of remotely controlled or unmanned
3 spaceflight recovery vessels and platforms.

4 (e) DURATION.—The pilot program established under
5 this section shall terminate on the day that is 5 years after
6 the date on which the pilot program is established.

7 (f) PROHIBITION ON RULEMAKING.—

8 (1) IN GENERAL.—During the covered period,
9 and except as provided in paragraph (2), the Sec-
10 retary may not propose, issue, or implement a rule
11 regarding the integration of automated and autono-
12 mous commercial vessels and vessel technologies, in-
13 cluding artificial intelligence, into the United States
14 maritime transportation system.

15 (2) NON-APPLICATION.—The prohibition au-
16 thorized under paragraph (1) shall not apply to a
17 rule that is—

18 (A) related to activities carried out under
19 this section; and

20 (B) initiated due to a matter of national
21 security, an emergency, or to prevent the immi-
22 nent loss of life and property at sea.

23 (3) COVERED PERIOD DEFINED.—In this sub-
24 section, the term “covered period” means the period

1 beginning on the date of enactment of this Act and
2 ending on the later of—

3 (A) the date on which the International
4 Maritime Organization adopts a regulatory re-
5 gime including international standards to gov-
6 ern the use and operation of automated and au-
7 tonomous commercial vessels and vessel tech-
8 nologies for commercial waterborne transpor-
9 tation; or

10 (B) the date on which the pilot program
11 terminates under subsection (e).

12 (g) BRIEFINGS.—Upon the request of the Committee
13 on Transportation and Infrastructure of the House of
14 Representatives or the Committee on Commerce, Science,
15 and Transportation of the Senate, the Commandant of the
16 Coast Guard shall brief either such committee on the pilot
17 program established under this section.

18 (h) REPORT.—Not later than 180 days after the ter-
19 mination of the pilot program under subsection (e), the
20 Secretary shall submit to the Committee on Transpor-
21 tation and Infrastructure of the House of Representatives
22 and the Committee on Commerce, Science, and Transpor-
23 tation of the Senate a final report describing the execution
24 of such pilot program and recommendations for maintain-

1 ing navigation safety and the safety of maritime workers
2 in spaceflight recovery areas.

3 (i) RULE OF CONSTRUCTION.—Nothing in this sec-
4 tion may be construed to authorize the employment in the
5 coastwise trade of a vessel or platform that does not meet
6 the requirements of sections 12112, 55102, 55103, or
7 55111 of title 46, United States Code.

8 (j) DEFINITIONS.—In this section:

9 (1) ELIGIBLE ENTITY.—The term “eligible enti-
10 ty” means any company engaged in the recovery of
11 spaceflight components at sea.

12 (2) SECRETARY.— The term “Secretary”
13 means the Secretary of the department in which the
14 Coast Guard is operating.



AMENDMENT TO H.R. 7900
OFFERED BY MR. KAHELE OF HAWAII

Section 7__【Log 74996】 is amended in subsection
(c) by adding at the end the following new paragraph:

1 (3) BEHAVIORAL WORKFORCE AT REMOTE LO-
2 CATIONS.—In conducting the analysis of the behav-
3 ioral health workforce under paragraph (1), the Sec-
4 retary of Defense shall ensure such behavioral health
5 workforce at remote locations (including Guam and
6 Hawaii) and any shortfalls thereof, is taken into ac-
7 count.



**Amendment to H.R. 7900
National Defense Authorization Act for Fiscal Year 2023**

Offered by: Mr. Larsen

In the appropriate place in the report to accompany H.R. 7900, insert the following new Directive Report Language:

Protecting Military Service members from online sexual harassment

Military service members should be free to operate in an environment that is free of discrimination, sexual assault, sexual harassment, bullying and other behaviors that detract from successful mission accomplishment.

A 2018 workplace and gender relations survey conducted by the Department of Defense found that online sexual harassment accounts for 30% of sexual harassment incidents, affecting junior members at higher rates. This includes the unwanted and often repeated sending of lewd images of oneself to another person and requests for the same. This behavior negatively affects female servicemembers at higher rates and research data finds a strong correlation between experiencing sexual harassment with a significantly higher likelihood of sexual assault.

The committee is concerned that the Uniform Code of Military Justice does not properly address the unsolicited and unwanted distribution of and requests for intimate images through electronic transmission. Therefore, the committee directs the secretary of defense, in coordination with the Military Justice Review Panel, conduct a review to amend the Uniform Code of Military Justice to include provisions that specifically address online sexual harassment and provide a report to the House Armed Services Committee by June 1, 2023.

AMENDMENT TO H.R. 7900
OFFERED BY MRS. BICE OF OKLAHOMA

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

1 **SEC. 8 ____ . CURRICULA ON SOFTWARE ACQUISITIONS AND**
2 **CYBERSECURITY SOFTWARE OR HARDWARE**
3 **ACQUISITIONS FOR COVERED INDIVIDUALS.**

4 (a) CURRICULA.—The President of the Defense Ac-
5 quisition University, shall develop training curricula re-
6 lated to software acquisitions and cybersecurity software
7 or hardware acquisitions and offer such curricula to cov-
8 ered individuals to increase digital literacy related to such
9 acquisitions by developing the ability of such covered indi-
10 viduals to use technology to identify, critically evaluate,
11 and synthesize data and information related to such acqui-
12 sitions.

13 (b) ELEMENTS.—Curricula developed pursuant to
14 subsection (a) shall provide information on—

15 (1) cybersecurity, information technology sys-
16 tems, computer networks, cloud computing, artificial
17 intelligence, machine learning, and quantum tech-
18 nologies;

19 (2) cybersecurity threats and capabilities;

1 (3) operational efforts of United States Cyber
2 Command to combat cyber threats;

3 (4) mission requirements and current
4 capabilites and systems of United States Cyber
5 Command;

6 (5) activities that encompass the full range of
7 threat reduction, vulnerability reduction, deterrence,
8 incident response, resiliency, and recovery policies
9 and activities, including activities relating to com-
10 puter network operations, information assurance,
11 military missions, and intelligence missions to the
12 extent such activities relate to the security and sta-
13 bility of cyberspace; and

14 (6) the industry best practices relating to soft-
15 ware acquisitions and cybersecurity software or
16 hardware acquisitions.

17 (c) PLAN.—Not later than 180 days after enactment
18 of this Act, the Secretary of Defense, in consultation with
19 the President of the Defense Acquisition University, shall
20 submit to Congress a comprehensive plan to implement
21 the curricula developed under subsection (a). Such plan
22 shall include a list of resources required for and costs asso-
23 ciated with such implementation, including—

24 (1) curriculum development;

25 (2) hiring instructors to teach the curriculum;

1 (3) facilities; or

2 (4) website development.

3 (d) IMPLEMENTATION.—Not later than one year
4 after the date on which the plan described in subsection
5 (d) is submitted to Congress, the President of the Defense
6 Acquisition University shall offer the curricula developed
7 under subsection (a) to covered individuals.

8 (e) REPORT.—Not later than one year after the date
9 on which the plan described in subsection (d) is submitted
10 to Congress, Secretary of Defense, in consultation with the
11 President of the Defense Acquisition University, shall sub-
12 mit to Congress a report assessing the costs and benefits
13 of requiring all covered individuals to complete the cur-
14 ricula developed under subsection (a).

15 (f) COVERED INDIVIDUALS DEFINED.—In this sec-
16 tion, the term “covered individuals” means—

17 (1) a contracting officer of the Department of
18 Defense with responsibilities are related to software
19 acquisitions or cybersecurity software or hardware
20 acquisitions; or

21 (2) a individual serving in a position designated
22 under section 1721(b) of title 10, United States
23 Code, who is regularly consulted for software acqui-

4

- 1 sitions or cybersecurity software or hardware acqui-
- 2 sitions.



AMENDMENT TO H.R. 7900

OFFERED BY MR. LANGEVIN

(funding table amendment)

In section 4201 of division D, relating to Research, Development, Test, and Evaluation, Navy, increase the amount for Submarine Acoustic Warfare Development, Line 207, by \$7,000,000.

In section 4301 of division D, relating to Operation and Maintenance, Navy, reduce the amount for Combat Support Forces, Line 170, by \$7,000,000.

**Amendment to H.R. 7900
National Defense Authorization Act for Fiscal Year 2023**

Offered by: Ms. Slotkin

In the appropriate place in the report to accompany H.R. 7900, insert the following new Directive Report Language:

Report on National Guard Activations to Support Domestic Operations

The committee directs the Chief of the National Guard Bureau to submit a report to the Committee on Armed Service of the House of Representatives by March 31, 2023, on the domestic operations missions supported by National Guard activations.

This report should include the funding and the Military Personnel Appropriation man-days broken out by fiscal year and cover the period from FY2013 through FY2022. It should include all Title 32 orders and any Title 10 orders that support domestic operations, like supporting border security along the southwest border. For activations under Title 10 and Title 32 Section 502(f), the break out of mission sets should include details on the activity performed. For example, any activation related to COVID-19 response should include what the national guard member was doing, which might include support to testing or vaccination efforts, airport screening, substitute teaching, driving buses, or staffing nursing homes.