

## CHAIRMAN'S MARK EN BLOC #3

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
1768	3	Bacon, Don	CHM	Directs 12 month prohibition on divestment of Navy Reserve Special Warfare Helicopter Squadron (HSC-85) with cost offsets and requires Navy and USSOCOM to provide report with impacts, costs, and alternative funding options to the committee	EB 3
1926	1	Waltz, Michael	CHM	Joint exercises with Taiwan	EB 3
2045	0	Cooper, Jim	CHM	This is a significantly updated version of the IG Independence and Empowerment Act (H.R.2662) that closely resembles the version that was adopted unanimously by the Senate Homeland Security and Governmental Affairs Committee.	EB 3
2046	0	Murphy, Stephanie N.	CHM	Recognizes memorial, memorial garden, and K9 memorial of the National Navy UDT-SEAL Museum in Ft. Pierce, FL as a national memorial, memorial garden, and K9 memorial of Navy SEALs and their predecessors.	EB 3
2047	0	Kim, Andy	CHM	Requires DoD to publicly post MilCon projects in the Federal Register, and requires contractors to publicly post all awards with an estimated value of \$250k or more on a website through the GSA or SBA.	EB 3
2059	0	Slotkin, Elissa	CHM	Provide for medical testing of active duty and civilian firefighters for prostate, colorectal, and breast cancer as part of DoD annual physical screening.	EB 3
2066	0	Kahele, Kaiali'i	CHM	Amends to the Sikes Act to make permanent a pilot program on invasive species, and allow natural features to be used for the purpose of increasing installation resilience	EB 3
2067	1	Garamendi, John	CHM	Amends the FY14 NDAA that allows aircraft transfers for wildfire suppression to add search and rescue or emergency operations.	EB 3
2069	1	Bice, Stephanie I.	CHM	This amendment would add \$15M to a solar UAS program with the intent of transitioning the Autonomous Maritime Patrol Aircraft JCTD to NavAir. The amendment cuts \$15M from Test & Evaluation Science & Technology.	EB 3
2071	2	Turner, Michael	CHM	Increases the amount for ISR Modernization and Automation Development (IMAD), line 232, by \$10,000,000.	EB 3
2073	1	Hartzler, Vicky	CHM	Allows all enlisted members (E-9 and below) to accept gifts from charitable or veterans service tax-exempt organizations.	EB 3
2077	1	Garamendi, John	CHM	Modifies plutonium pit reporting requirements to have DoD provide a justification for the requirement and NNSA a cost estimate.	EB 3
2086	1	Sherrill, Mikie	CHM	Requires the Secretary of Defense to initiate a study to identify median childcare cost at accredited childcare facilities around military installations where on-base childcare facilities have limited availability or where no childcare facilities are available on-base.	EB 3

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
2091	1	Sherrill, Mikie	CHM	Requires the Secretary concerned to provide information regarding apprenticeships related to a Service Member's military occupational specialty or career field during Initial Entry Training.	EB 3
2093	2	Bice, Stephanie I.	CHM	This DRL Amendment would require a briefing on the feasibility of developing a policy to allow transportation officers to utilize transportation services outside of existing DLA service contracts.	EB 3
2094	1	Sherrill, Mikie	CHM	Requires the Secretary of Defense to conduct a study to identify opportunities to provide support services and recognition to the crew of Remotely Piloted Aircraft. The study will analyze personnel manning practices, safety polices, frequency and quality of behavioral health care	EB 3
2112	1	Lamborn, Doug	CHM	Authorizes SecAF to enter into contracts for digital analysis and modeling software	EB 3
2114	2	Sherrill, Mikie	CHM	Commissions a GAO study on obstacles that State, Federal, and local housing, environmental, and health inspectors face in accessing military installations, on-base housing, and records, despite valid credentials.	EB 3
2132	0	Sherrill, Mikie	CHM	This bill language would implement a pilot program to optimize services available for transitioning service members, and provide valuable data for future transition efforts.	EB 3
2134	1	Garamendi, John	CHM	Extends the Fireguard program to 2029.	EB 3
2154	0	Slotkin, Elissa	CHM	To direct the Secretary of Defense to include in periodic health assessments of members of the Armed Forces an evaluation of whether the member has been exposed to perfluoroalkyl substances and polyfluoroalkyl substances, and for other purposes.	EB 3
2162	2	Horsford, Steven	CHM	Increases the Tactically Responsive Space Launch funding line by \$25M.	EB 3
2163	0	Horsford, Steven	CHM	Increases the Air Force Aerospace Technology Dev/Demo RDT&E funding line by \$20M to enable accelerated development of unmanned adversary emulator aircraft.	EB 3
2166	2	Horsford, Steven	CHM	Requires a briefing on how the Space Development Agency program elements will be contained in future submissions, in accordance with Section 1601 of the FY2021 National Defense Authorization Act.	EB 3
2182	1	Jackson, Ronny	CHM	Require a study to be done on expanding opportunities for employment of military spouses.	EB 3
2196	1	DesJarlais, Scott	CHM	Increases the NNSA's minor construction threshold to \$30M.	EB 3

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
2205	0	DesJarlais, Scott	CHM	Prohibits use of NNSA funds to reconvert or retire W76-2 warhead in FY23.	EB 3
2209	1	Panetta, Jimmy	CHM	Requires the Naval Postgraduate School to increase the number of acceptance offers to qualified enlisted military personnel by amending USC 10 Subsection 605 §8545 to expand instruction requirements at NPS to enlisted military personnel for a minimum of 5 years.	EB 3
2211	2	Panetta, Jimmy	CHM	Authorizes the U.S. Secretary of Defense to cooperate with allies and partners in the Middle East to develop and implement an integrated air and missile defense architecture.	EB 3
2290	1	Escobar, Veronica	CHM	Requests a briefing from the Secretary of Defense on how the Department tracks instances of animal cruelty and what the Department is doing to prevent such acts.	EB 3
2308	0	Sherrill, Mikie	CHM	Requires the Department of Defense to conduct a study on how to increase the participation of women in STEM positions in the Armed Forces and Department, as well as a study on how to reform the Skillbridge Program to help female service members find civilian employment in STEM.	EB 3
2309	1	Sherrill, Mikie	CHM	Requires the Department of Defense to conduct a study on the availability of Registered Apprenticeship positions within the Skillbridge program, and directs DOD to consult with the Department of Labor to recruit companies that offer Registered Apprenticeship programs.	EB 3
2332	2	Moore, Blake D.	CHM	Prohibition of the DoD entering into certain contracts for acquiring passenger boarding bridge equipment or infrastructure at certain installations, facilities or airports.	EB 3
2242	4	Jacobs, Sara	CHM	Briefing on the impact of mergers on the resiliency of the industrial base	EB 3
2252	1	Langevin, James	CHM	Increase the amount for Technology Maturation Initiatives by an additional \$10,000,000 in support of continued Diode Pumped Alkali Laser development.	EB 3
2253	1	Horsford, Steven	CHM	Amends 10 USC 4022(f), to clarify the authority for noncompetitive follow-on awards includes transactions for prototypes even where notification was not explicitly provided within the original request for proposal, if other requirements are met.	EB 3
2270	1	Wittman, Robert	CHM	\$10 million increase to RDT&E, Navy, Line 053. The Columbia program office has initiated a project to establish an electronic systems design and emulation center. This funding would accelerate the establishment of that center.	EB 3
2267	0	Escobar, Veronica	CHM	Permanently authorizes the authority to reimburse servicemembers for spouse relicensing costs that occur because of a permanent change of station.	EB 3
2274	0	Escobar, Veronica	CHM	Would create a program at the Office of Personnel Management that allows for recruitment or retention bonuses for federal wildland firefighters.	EB 3

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
2283	5	Kelly, Trent	CHM	Increase USN RDT&E by \$12.78m above the PB for NSWC-PC (N2/N6 sponsor) to improve and accelerate payload development for ISR, EW, and SIGINT missions. Missions are conducted on an Autonomous Underwater & Surface Vehicle that both sails on and then dives below the ocean's surface.	EB 3
2285	5	Kelly, Trent	CHM	Would increase funding for the Navy to support three geographic operational deployments utilizing a contractor-owned, contractor-operated model for deployment and operation of twelve autonomous underwater and surface vehicles with sensor packages.	EB 3
2316	1	Kelly, Trent	CHM	Authorizes additional \$15M to leverage existing investment in Al-Li based solid rocket motor propellants to achieve U.S. Army range, speed, and responsiveness objectives for long-range precision fires.	EB 3
2338	1	Garcia, Sylvia	CHM	This would require SECDEF to collect data on the causes correlating with sex assault and domestic violence in the military. Identical text was introduced by Sen Cornyn and included in Senate NDAA markup.	EB 3
2340	0	Sherrill, Mikie	CHM	Would increase funding to investigate novel armament systems and technologies.	EB 3
2343	0	Speier, Jackie	CHM	Establish special pay for sailors assigned to a naval vessel undergoing nuclear refueling and complex overhaul (RCOH)	EB 3
2346	0	Sherrill, Mikie	CHM	Would increase funding for modular open systems architecture, to ensure interoperability and modular technology insertion for performance growth and obsolescence avoidance.	EB 3
2348	0	Strickland, Marilyn	CHM	This amendment would create a pilot program to increase research opportunities at certain institutions which would provide both more opportunities to students and create increased funding available to the universities.	EB 3
2374	4	Kelly, Trent	CHM	Authorize \$7.22M for a new CONUS production line for SSC propellers, inclusive of improved structural components and novel erosion protection solutions.	EB 3
2373	0	Houlahan, Chrissy	CHM	A rule of construction amending LOG 75204 to ensure that children are not required to have more than one caregiver as a condition of receiving services or participating in the program.	EB 3
2377	2	Strickland, Marilyn	CHM	Report on housing availability for members of the Armed Forces	EB 3
2408	2	Waltz, Michael	CHM	Directs the Under Secretary of Defense for Policy to provide a report on Over-the-Horizon Counterterrorism Operation.	EB 3
2418	0	Speier, Jackie	CHM	Expansion of study on PFAS contamination and exposure assessments	EB 3

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
2452	0	Panetta, Jimmy	CHM	Amend Chairman's mark on PME consortium to correct NPS curriculum name.	EB 3
2397	1	Hartzler, Vicky	CHM	Increases funding by \$5 million to complete the evaluation of Nickel Zinc (NiZn) batteries for Virginia Class Submarines.	EB 3
2401	1	Kelly, Trent	CHM	This amendment codifies the Skillbridge program by updating DoDI 1322.29 "Job Training, Employment Skills Training, Apprenticeships, and Internships for Eligible Service Members" and developing a funding plan for it across the future years defense program.	EB 3
2403	3	Stefanik, Elise	CHM	Requires an updated assessment of the requirement for a missile defense interceptor site in the contiguous United States and a funding profile for the establishment of such a site.	EB 3
2404	0	Morelle, Joseph D.	CHM	Funding table amendment for +\$5M Personnel Recovery Device, Army RDTE	EB 3
2424	4	Bacon, Don	CHM	Amends tables to increase amount for Baltic Security by \$10,000,000	EB 3
2430	0	Courtney, Joe	CHM	Increase the amount for Future Naval Capabilities Applied Research by an additional \$22,000,000 in support of continued long endurance, autonomous mobile acoustic detection system development.	EB 3
2474	0	Keating, William R.	CHM	Makes Portuguese nationals eligible for E-1 and E-2 nonimmigrant visas if the government of Portugal provides similar nonimmigrant status to U.S. nationals.	EB 3
2443	2	Gallagher, Mike	CHM	Directs a briefing on the process through which DoD may consider reviewing certain COVID-19 vaccine-related discharges.	EB 3
2445	1	Bice, Stephanie I.	CHM	Adds \$5M in funds to build out an AI-based capability to rapidly identify industrial capabilities that fit the Department's needs.	EB 3
2450	1	Lamborn, Doug	CHM	Requires DoD to provide a study on plans to address the hard and deeply buried target set, including nuclear and non-nuclear options.	EB 3
2454	1	Bice, Stephanie I.	CHM	A briefing by the Under Secretary of Defense for Research and Engineering and each of the Service Acquisition Executives on efforts under way to accelerate access to commercial technologies.	EB 3
2464	0	Gallagher, Mike	CHM	Adds funds to meet Indo-Pacom unfunded priorities.	EB 3

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2465	2	Lamborn, Doug	CHM	Requires DoD to provide a briefing on opportunities to collaborate with allies on air and missile defense architectures.	EB 3
2472	0	Moore, Blake D.	CHM	Prohibition of DoD transfer of funds to Iran	EB 3
2244	1	Jackson, Ronny	CHM	Feasibility study on establishing a unified or specified health command.	EB 3
2486	2	Kelly, Trent	CHM	Directs the Commander, USAFRICOM to submit a report to the congressional defense committees analyzing the current challenges and proposed solutions to providing security cooperation and assistance within the USAFRICOM area of responsibility	EB 3
2473	0	Moore, Blake D.	CHM	DRL requesting the Department's plans for KC135 cooling capacity.	EB 3
2478	0	Norcross, Donald	CHM	Would strike text from the requirement to provide a report on Collective Bargaining Agreements Recommendation	EB 3
2480	1	Norcross, Donald	CHM	Would direct the Under Secretary of Defense for Acquisition and Sustainment to provide a briefing on recommendations from the Task Force on Worker Organizing and Empowerment.	EB 3
2481	0	Kelly, Trent	CHM	Directs the Secretary of Defense to provide a written report to the House Committee on Armed Services on the potential for wearable technology to improve readiness no later than March 1, 2023. This was directed in FY22 NDAA; however, Department never completed report.	EB 3
2484	1	Wilson, Joe	CHM	Directs the Under Secretary of Defense with the Chief of the NGB to brief HASC on NGREA equipment transfers.	EB 3
2485	4	Horsford, Steven	CHM	Increases funding to Army Emerging Technology Initiatives by \$70M.	EB 3
1968	2	Stefanik, Elise	CHM	Prohibits DoD RDT&E funds being provided to an entity that maintains a contract with a Chinese or Russian academic institution identified by the Department as operating under the direction of a defense or intelligence agency of those countries.	EB 3
1550	1	Speier, Jackie	CHM	Establish reporting requirements for sexual assault and sexual harassment allegations in the National Guard	EB 3
2470	1	Jacobs, Sara	CHM	Requires the Secretary of Defense to conduct a review related to DOD provision of security assistance to countries identified in the report as being at high or medium risk for atrocities	EB 3

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
2127	0	Crow, Jason	CHM	Amends 10 USC 333 to add assistance on climate resilience and certain ecological security issues to the scope of the DoD Security Cooperation Program.	EB 3
2125	4	Lamborn, Doug	CHM	In section 4201 of division D, relating to research, development, test, and evaluation, Space Force, increase the amount for Space Situation Awareness Operations, Line 063, by \$5,000,000.	EB 3
2413	1	Crow, Jason	CHM	Authorizes an additional \$10 million Air Platform Advanced Technology for "Integrated Floor System Upgrades for H-60 Variants" (Army RDT&E).	EB 3
2201	2	Horsford, Steven	CHM	Establishes a comprehensive responsive space strategy and architecture.	EB 3
1570	4	Speier, Jackie	CHM	Facilitate referrals to civilian victim services for sexual assault survivors	EB 3
1999	3	Speier, Jackie	CHM	Expand Special Trial Counsel jurisdiction to additional interpersonal crimes, clarify prosecutorial duties, and report on impact of military justice reform	EB 3
1573	2	Speier, Jackie	CHM	Require legal review before imposing NJP, establish guidance for use of the vessel exception, and add data related to use of the vessel exception and legal review to annual report on military justice	EB 3
1734	1	Bacon, Don	CHM	TEMPORARY CONTINUATION OF RATE OF BASIC ALLOWANCE FOR HOUSING FOR MEMBERS OF THE ARMED FORCES WHOSE SOLE DEPENDENT DIES WHILE RESIDING WITH THE MEMBER	EB 3
1555	1	Speier, Jackie	CHM	GAO assessment of DoDEA schools compliance with Title IX prohibition on sex-based discrimination.	EB 3
1794	2	Cheney, Liz	CHM	Authority to award the medal of honor to a member of the armed forces for acts of valor while a prisoner of war.	EB 3
2428	0	Scott, Austin	CHM	Designates the Director of the Defense Intelligence Agency as the executive agent for explosive ordnance intelligence.	EB 3
1924	1	Bacon, Don	CHM	LIMITS TO OCONUS COST OF LIVING ALLOWANCE ADJUSTMENTS; NOTICE TO CERTAIN CONGRESSIONAL COMMITTEES	EB 3

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

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

1 **SEC. 1\_\_\_ . PROHIBITION ON AVAILABILITY OF FUNDS FOR**  
2 **RETIREMENT OF HSC-85 AIRCRAFT.**

3 (a) PROHIBITIONS.—None of the funds authorized to  
4 be appropriated by this Act or otherwise made available  
5 for fiscal year 2023 for the Navy may be obligated or ex-  
6 pended—

7 (1) to retire, prepare to retire, transfer, or  
8 place in storage any Helicopter Sea Combat Squad-  
9 ron 85 aircraft (referred to in this section as an  
10 “HSC-85 aircraft”); or

11 (2) to make any changes to manning levels with  
12 respect to any HSC-85 aircraft squadron.

13 (b) REPORT REQUIRED.—The Secretary of the Navy,  
14 in consultation with the Commander of the United States  
15 Special Operations Command, shall submit to the congress-  
16 sional defense committees a report that includes—

17 (1) an explanation of the operational impact of  
18 divestment of HSC-85 aircraft on the training and



1 readiness of Navy special warfare units and missions  
2 based in the west coast of the United States;

3 (2) the estimated costs of sustaining HSC-85  
4 aircraft at full operational capability from fiscal year  
5 2024 through fiscal year 2028;

6 (3) a proposed cost sharing arrangement be-  
7 tween the Navy and the United States Special Oper-  
8 ations Command for sustaining HSC-85 aircraft at  
9 full operational capabilities from fiscal year 2024  
10 through fiscal year 2028;

11 (4) identification of a replacement capability  
12 that would be available if prioritized and directed by  
13 the Secretary of Defense and would meet all oper-  
14 ational requirements, including special operational-  
15 peculiar requirements of the combatant commands,  
16 that are fulfilled by HSC-85 aircraft as of the date  
17 of the report; and

18 (5) an estimate of the costs and a proposed  
19 schedule for establishing the replacement capability  
20 identified in paragraph (4) over the period of five  
21 years following the date of the report.



**AMENDMENT TO H.R. 7900**

**OFFERED BY MR. BACON OF NEBRASKA**

**(funding table amendment)**

In section 4401 of division D, increase the amount for Military Personnel by \$19,173,000 for Military Personnel, Navy - Restore Personnel for HSC-85 Aircraft Squadron (Manpower)

In section 4301 of division D, relating to Navy Reserve Operations and Maintenance, increase the amount for Mission and Other Flight Operations – Costs Associated with Restoring HSC-85 Aircraft Squadron, Line 010, by \$2,460,000.

In section 4301 of division D, relating to Defense Wide Operations and Maintenance, reduce the amount for Office of the Secretary of Defense, Line 440, by \$21,633,000.

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

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

1 **SEC. \_\_\_\_ . JOINT EXERCISES WITH TAIWAN.**

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

4 (1) joint military exercises with Taiwan are an  
5 important component of improving military readi-  
6 ness and joint operability of both countries;

7 (2) the Commander of United States Indo-Pa-  
8 cific Command, and other commands in the United  
9 States Indo-Pacific Command area of responsibility,  
10 already possess the legal authority to carry out such  
11 exercises; and

12 (3) the United States should better use existing  
13 authorities to improve the readiness and joint oper-  
14 ability of United States and Taiwanese forces.

15 (b) AUTHORITY RECOGNIZED.—The Commander of  
16 United States Indo-Pacific Command is authorized to  
17 carry out military exercises with Taiwan that—

1 (1) include multiple warfare domains and make  
2 extensive use of military common operations network  
3 used by United States, allied, and Taiwanese forces;

4 (2) to the maximum extent practical, incor-  
5 porate the cooperation of 2 or more combatant and  
6 subordinate unified commands; and

7 (3) present a complex military problem and in-  
8 clude a force presentation of a strategic competitor.



**AMENDMENT TO H.R. 7900**  
**OFFERED BY MR. COOPER OF TENNESSEE**

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

1 **TITLE \_\_\_\_\_—[INSPECTOR GEN-**  
2 **ERAL INDEPENDENCE AND**  
3 **EMPOWERMENT]**

4 **SEC. \_\_\_ 1. TABLE OF CONTENTS.**

5 The table of contents for this title is as follows:

Sec. 1. Short title; table of contents.

TITLE I—INSPECTOR GENERAL INDEPENDENCE

Sec. 101. Short title.

Sec. 102. Removal or transfer of inspectors general; placement on non-duty status.

Sec. 103. Vacancy in position of inspector general.

Sec. 104. Office of inspector general whistleblower complaints.

TITLE II—PRESIDENTIAL EXPLANATION OF FAILURE TO  
NOMINATE AN INSPECTOR GENERAL

Sec. 201. Presidential explanation of failure to nominate an inspector general.

TITLE III—INTEGRITY COMMITTEE OF THE COUNCIL OF INSPEC-  
TORS GENERAL ON INTEGRITY AND EFFICIENCY TRANS-  
PARENCY

Sec. 301. Short title.

Sec. 302. Additional information to be included in requests and reports to Congress.

Sec. 303. Availability of information to Congress on certain allegations of wrongdoing closed without referral.

Sec. 304. Semiannual report.

Sec. 305. Additional reports.

Sec. 306. Requirement to report final disposition to Congress.

Sec. 307. Investigations of Offices of Inspectors General of establishments by the Integrity Committee.

TITLE IV—NOTICE OF ONGOING INVESTIGATIONS WHEN THERE  
IS A CHANGE IN STATUS OF INSPECTOR GENERAL

Sec. 401. Notice of ongoing investigations when there is a change in status of  
Inspector General.

TITLE V—COUNCIL OF THE INSPECTORS GENERAL ON  
INTEGRITY AND EFFICIENCY REPORT ON EXPENDITURES

Sec. 501. CIGIE report on expenditures.

TITLE VI—NOTICE OF REFUSAL TO PROVIDE INSPECTORS  
GENERAL ACCESS

Sec. 601. Notice of refusal to provide information or assistance to inspectors  
general.

TITLE VII—TRAINING RESOURCES FOR INSPECTORS GENERAL  
AND OTHER MATTERS

Sec. 701. Training resources for inspectors general.

Sec. 702. Definition of appropriate congressional committees.

Sec. 703. Semiannual reports.

Sec. 704. Submission of reports that specifically identify non-governmental or-  
ganizations or business entities.

Sec. 705. Review relating to vetting, processing, and resettlement of evacuees  
from Afghanistan and the Afghanistan special immigrant visa  
program.

1           **Subtitle A—Inspector General**  
2                           **Independence**

3   **SEC. \_\_\_ 101. SHORT TITLE.**

4           This subtitle may be cited as the “Securing Inspector  
5 General Independence Act of 2022”.

6   **SEC. \_\_\_ 102. REMOVAL OR TRANSFER OF INSPECTORS**  
7                           **GENERAL; PLACEMENT ON NON-DUTY STA-**  
8                           **TUS.**

9           (a) IN GENERAL.—The Inspector General Act of  
10 1978 (5 U.S.C. App.) is amended—

11                   (1) in section 3(b)—

12                           (A) by inserting “(1)(A)” after “(b)”;

13                           (B) in paragraph (1), as so designated—

1 (i) in subparagraph (A), as so des-  
2 ignated, in the second sentence—

3 (I) by striking “reasons” and in-  
4 serting the following: “substantive ra-  
5 tionale, including detailed and case-  
6 specific reasons,”; and

7 (II) by inserting “(including to  
8 the appropriate congressional commit-  
9 tees)” after “Houses of Congress”;  
10 and

11 (ii) by adding at the end the fol-  
12 lowing:

13 “(B) If there is an open or completed inquiry into  
14 an Inspector General that relates to the removal or trans-  
15 fer of the Inspector General under subparagraph (A), the  
16 written communication required under that subparagraph  
17 shall—

18 “(i) identify each entity that is conducting, or  
19 that conducted, the inquiry; and

20 “(ii) in the case of a completed inquiry, contain  
21 the findings made during the inquiry.”; and

22 (C) by adding at the end the following:

23 “(2)(A) Subject to the other provisions of this para-  
24 graph, only the President may place an Inspector General  
25 on non-duty status.

1 “(B) If the President places an Inspector General on  
2 non-duty status, the President shall communicate in writ-  
3 ing the substantive rationale, including detailed and case-  
4 specific reasons, for the change in status to both Houses  
5 of Congress (including to the appropriate congressional  
6 committees) not later than 15 days before the date on  
7 which the change in status takes effect, except that the  
8 President may submit that communication not later than  
9 the date on which the change in status takes effect if—

10 “(i) the President has made a determination  
11 that the continued presence of the Inspector General  
12 in the workplace poses a threat described in any of  
13 clauses (i) through (iv) of section 6329b(b)(2)(A) of  
14 title 5, United States Code; and

15 “(ii) in the communication, the President in-  
16 cludes a report on the determination described in  
17 clause (i), which shall include—

18 “(I) a specification of which clause of sec-  
19 tion 6329b(b)(2)(A) of title 5, United States  
20 Code, the President has determined applies  
21 under clause (i) of this subparagraph;

22 “(II) the substantive rationale, including  
23 detailed and case-specific reasons, for the deter-  
24 mination made under clause (i);



1           “(III) an identification of each entity that  
2           is conducting, or that conducted, any inquiry  
3           upon which the determination under clause (i)  
4           was made; and

5           “(IV) in the case of an inquiry described  
6           in subclause (III) that is completed, the find-  
7           ings made during that inquiry.

8           “(C) The President may not place an Inspector Gen-  
9           eral on non-duty status during the 30-day period pre-  
10          ceding the date on which the Inspector General is removed  
11          or transferred under paragraph (1)(A) unless the Presi-  
12          dent—

13           “(i) has made a determination that the contin-  
14          ued presence of the Inspector General in the work-  
15          place poses a threat described in any of clauses (i)  
16          through (iv) of section 6329b(b)(2)(A) of title 5,  
17          United States Code; and

18           “(ii) not later than the date on which the  
19          change in status takes effect, submits to both  
20          Houses of Congress (including to the appropriate  
21          congressional committees) a written communication  
22          that contains the information required under sub-  
23          paragraph (B), including the report required under  
24          clause (ii) of that subparagraph.

25          “(D) For the purposes of this paragraph—

1 “(i) the term ‘Inspector General’—

2 “(I) means an Inspector General who was  
3 appointed by the President, without regard to  
4 whether the Senate provided advice and consent  
5 with respect to that appointment; and

6 “(II) includes the Inspector General of an  
7 establishment, the Inspector General of the In-  
8 telligence Community, the Inspector General of  
9 the Central Intelligence Agency, the Special In-  
10 spector General for Afghanistan Reconstruc-  
11 tion, the Special Inspector General for the  
12 Troubled Asset Relief Program, and the Special  
13 Inspector General for Pandemic Recovery; and

14 “(ii) a reference to the removal or transfer of  
15 an Inspector General under paragraph (1), or to the  
16 written communication described in that paragraph,  
17 shall be considered to be—

18 “(I) in the case of the Inspector General of  
19 the Intelligence Community, a reference to sec-  
20 tion 103H(c)(4) of the National Security Act of  
21 1947 (50 U.S.C. 3033(c)(4));

22 “(II) in the case of the Inspector General  
23 of the Central Intelligence Agency, a reference  
24 to section 17(b)(6) of the Central Intelligence  
25 Agency Act of 1949 (50 U.S.C. 3517(b)(6));

1 “(III) in the case of the Special Inspector  
2 General for Afghanistan Reconstruction, a ref-  
3 erence to section 1229(c)(6) of the National  
4 Defense Authorization Act for Fiscal Year 2008  
5 (Public Law 110–181; 122 Stat. 378);

6 “(IV) in the case of the Special Inspector  
7 General for the Troubled Asset Relief Program,  
8 a reference to section 121(b)(4) of the Emer-  
9 gency Economic Stabilization Act of 2008 (12  
10 U.S.C. 5231(b)(4)); and

11 “(V) in the case of the Special Inspector  
12 General for Pandemic Recovery, a reference to  
13 section 4018(b)(3) of the CARES Act (15  
14 U.S.C. 9053(b)(3)).”; and

15 (2) in section 8G(e)—

16 (A) in paragraph (1), by inserting “or  
17 placement on non-duty status” after “a re-  
18 moval”;

19 (B) in paragraph (2)—

20 (i) by inserting “(A)” after “(2)”;

21 (ii) in subparagraph (A), as so des-  
22 ignated, in the first sentence—

23 (I) by striking “reasons” and in-  
24 serting the following: “substantive ra-

1                   tionale, including detailed and case-  
2                   specific reasons,”; and

3                   (II) by inserting “(including to  
4                   the appropriate congressional commit-  
5                   tees)” after “Houses of Congress”;  
6                   and

7                   (iii) by adding at the end the fol-  
8                   lowing:

9                   “(B) If there is an open or completed inquiry into  
10                  an Inspector General that relates to the removal or trans-  
11                  fer of the Inspector General under subparagraph (A), the  
12                  written communication required under that subparagraph  
13                  shall—

14                  “(i) identify each entity that is conducting, or  
15                  that conducted, the inquiry; and

16                  “(ii) in the case of a completed inquiry, contain  
17                  the findings made during the inquiry.”; and

18                  (C) by adding at the end the following:

19                  “(3)(A) Subject to the other provisions of this para-  
20                  graph, only the head of the applicable designated Federal  
21                  entity (referred to in this paragraph as the ‘covered offi-  
22                  cial’) may place an Inspector General on non-duty status.

23                  “(B) If a covered official places an Inspector General  
24                  on non-duty status, the covered official shall communicate  
25                  in writing the substantive rationale, including detailed and

1 case-specific reasons, for the change in status to both  
2 Houses of Congress (including to the appropriate congress-  
3 sional committees) not later than 15 days before the date  
4 on which the change in status takes effect, except that  
5 the covered official may submit that communication not  
6 later than the date on which the change in status takes  
7 effect if—

8           “(i) the covered official has made a determina-  
9           tion that the continued presence of the Inspector  
10          General in the workplace poses a threat described in  
11          any of clauses (i) through (iv) of section  
12          6329b(b)(2)(A) of title 5, United States Code; and

13           “(ii) in the communication, the covered official  
14          includes a report on the determination described in  
15          clause (i), which shall include—

16                   “(I) a specification of which clause of sec-  
17                   tion 6329b(b)(2)(A) of title 5, United States  
18                   Code, the covered official has determined ap-  
19                   plies under clause (i) of this subparagraph;

20                   “(II) the substantive rationale, including  
21                   detailed and case-specific reasons, for the deter-  
22                   mination made under clause (i);

23                   “(III) an identification of each entity that  
24                   is conducting, or that conducted, any inquiry

1           upon which the determination under clause (i)  
2           was made; and

3                   “(IV) in the case of an inquiry described  
4           in subclause (III) that is completed, the find-  
5           ings made during that inquiry.

6           “(C) A covered official may not place an Inspector  
7   General on non-duty status during the 30-day period pre-  
8   ceding the date on which the Inspector General is removed  
9   or transferred under paragraph (2)(A) unless the covered  
10   official—

11                   “(i) has made a determination that the contin-  
12   ued presence of the Inspector General in the work-  
13   place poses a threat described in any of clauses (i)  
14   through (iv) of section 6329b(b)(2)(A) of title 5,  
15   United States Code; and

16                   “(ii) not later than the date on which the  
17   change in status takes effect, submits to both  
18   Houses of Congress (including to the appropriate  
19   congressional committees) a written communication  
20   that contains the information required under sub-  
21   paragraph (B), including the report required under  
22   clause (ii) of that subparagraph.

23           “(D) Nothing in this paragraph may be construed to  
24   limit or otherwise modify—

1 “(i) any statutory protection that is afforded to  
2 an Inspector General; or

3 “(ii) any other action that a covered official  
4 may take under law with respect to an Inspector  
5 General.”.

6 (b) TECHNICAL AND CONFORMING AMENDMENT.—  
7 Section 12(3) of the Inspector General Act of 1978 (5  
8 U.S.C. App.) is amended by inserting “except as otherwise  
9 expressly provided,” before “the term”.

10 **SEC. \_\_\_ 103. VACANCY IN POSITION OF INSPECTOR GEN-**  
11 **ERAL.**

12 (a) IN GENERAL.—Section 3 of the Inspector General  
13 Act of 1978 (5 U.S.C. App.) is amended by adding at the  
14 end the following:

15 “(h)(1) In this subsection—

16 “(A) the term ‘first assistant to the position of  
17 Inspector General’ means, with respect to an Office  
18 of Inspector General—

19 “(i) an individual who, as of the day before  
20 the date on which the Inspector General dies,  
21 resigns, or otherwise becomes unable to perform  
22 the functions and duties of that position—

23 “(I) is serving in a position in that  
24 Office; and

1 “(II) has been designated in writing  
2 by the Inspector General, through an order  
3 of succession or otherwise, as the first as-  
4 sistant to the position of Inspector Gen-  
5 eral; or

6 “(ii) if the Inspector General has not made  
7 a designation described in clause (i)(II)—

8 “(I) the Principal Deputy Inspector  
9 General of that Office, as of the day before  
10 the date on which the Inspector General  
11 dies, resigns, or otherwise becomes unable  
12 to perform the functions and duties of that  
13 position; or

14 “(II) if there is no Principal Deputy  
15 Inspector General of that Office, the Dep-  
16 uty Inspector General of that Office, as of  
17 the day before the date on which the In-  
18 spector General dies, resigns, or otherwise  
19 becomes unable to perform the functions  
20 and duties of that position; and

21 “(B) the term ‘Inspector General’—

22 “(i) means an Inspector General who is ap-  
23 pointed by the President, by and with the ad-  
24 vice and consent of the Senate; and



1           “(ii) includes the Inspector General of an  
2           establishment, the Inspector General of the In-  
3           telligence Community, the Inspector General of  
4           the Central Intelligence Agency, the Special In-  
5           spector General for the Troubled Asset Relief  
6           Program, and the Special Inspector General for  
7           Pandemic Recovery.

8           “(2) If an Inspector General dies, resigns, or is other-  
9           wise unable to perform the functions and duties of the po-  
10          sition—

11           “(A) section 3345(a) of title 5, United States  
12          Code, and section 103(e) of the National Security  
13          Act of 1947 (50 U.S.C. 3025(e)) shall not apply;

14           “(B) subject to paragraph (4), the first assist-  
15          ant to the position of Inspector General shall per-  
16          form the functions and duties of the Inspector Gen-  
17          eral temporarily in an acting capacity subject to the  
18          time limitations of section 3346 of title 5, United  
19          States Code; and

20           “(C) notwithstanding subparagraph (B), and  
21          subject to paragraphs (4) and (5), the President  
22          (and only the President) may direct an officer or  
23          employee of any Office of an Inspector General to  
24          perform the functions and duties of the Inspector  
25          General temporarily in an acting capacity subject to

1 the time limitations of section 3346 of title 5,  
2 United States Code, only if—

3 “(i) during the 365-day period preceding  
4 the date of death, resignation, or beginning of  
5 inability to serve of the Inspector General, the  
6 officer or employee served in a position in an  
7 Office of an Inspector General for not less than  
8 90 days, except that—

9 “(I) the requirement under this clause  
10 shall not apply if the officer is an Inspec-  
11 tor General; and

12 “(II) for the purposes of this subpara-  
13 graph, performing the functions and duties  
14 of an Inspector General temporarily in an  
15 acting capacity does not qualify as service  
16 in a position in an Office of an Inspector  
17 General;

18 “(ii) the rate of pay for the position of the  
19 officer or employee described in clause (i) is  
20 equal to or greater than the minimum rate of  
21 pay payable for a position at GS-15 of the  
22 General Schedule;

23 “(iii) the officer or employee has dem-  
24 onstrated ability in accounting, auditing, finan-

1           cial analysis, law, management analysis, public  
2           administration, or investigations; and

3           “(iv) not later than 30 days before the  
4           date on which the direction takes effect, the  
5           President communicates in writing to both  
6           Houses of Congress (including to the appro-  
7           priate congressional committees) the sub-  
8           stantive rationale, including the detailed and  
9           case-specific reasons, for such direction, includ-  
10          ing the reason for the direction that someone  
11          other than the individual who is performing the  
12          functions and duties of the Inspector General  
13          temporarily in an acting capacity (as of the  
14          date on which the President issues that direc-  
15          tion) perform those functions and duties tempo-  
16          rarily in an acting capacity.

17          “(3) Notwithstanding section 3345(a) of title 5,  
18          United States Code, section 103(e) of the National Secu-  
19          rity Act of 1947 (50 U.S.C. 3025(e)), and subparagraphs  
20          (B) and (C) of paragraph (2), and subject to paragraph  
21          (4), during any period in which an Inspector General is  
22          on non-duty status—

23                 “(A) the first assistant to the position of In-  
24                 spector General shall perform the functions and du-  
25                 ties of the position temporarily in an acting capacity

1 subject to the time limitations of section 3346 of  
2 title 5, United States Code; and

3 “(B) if the first assistant described in subpara-  
4 graph (A) dies, resigns, or becomes otherwise unable  
5 to perform those functions and duties, the President  
6 (and only the President) may direct an officer or  
7 employee in that Office of Inspector General to per-  
8 form those functions and duties temporarily in an  
9 acting capacity, subject to the time limitations of  
10 section 3346 of title 5, United States Code, if—

11 “(i) that direction satisfies the require-  
12 ments under clauses (ii), (iii), and (iv) of para-  
13 graph (2)(C); and

14 “(ii) that officer or employee served in a  
15 position in that Office of Inspector General for  
16 not fewer than 90 of the 365 days preceding  
17 the date on which the President makes that di-  
18 rection.

19 “(4) An individual may perform the functions and  
20 duties of an Inspector General temporarily and in an act-  
21 ing capacity under subparagraph (B) or (C) of paragraph  
22 (2), or under paragraph (3), with respect to only 1 Inspec-  
23 tor General position at any given time.

24 “(5) If the President makes a direction under para-  
25 graph (2)(C), during the 30-day period preceding the date

1 on which the direction of the President takes effect, the  
2 functions and duties of the position of the applicable In-  
3 spector General shall be performed by—

4 “(A) the first assistant to the position of In-  
5 spector General; or

6 “(B) the individual performing those functions  
7 and duties temporarily in an acting capacity, as of  
8 the date on which the President issues that direc-  
9 tion, if that individual is an individual other than  
10 the first assistant to the position of Inspector Gen-  
11 eral.”.

12 (b) RULE OF CONSTRUCTION.—Nothing in the  
13 amendment made by subsection (a) may be construed to  
14 limit the applicability of sections 3345 through 3349d of  
15 title 5, United States Code (commonly known as the “Fed-  
16 eral Vacancies Reform Act of 1998”), other than with re-  
17 spect to section 3345(a) of that title.

18 (c) EFFECTIVE DATE.—

19 (1) DEFINITION.—In this subsection, the term  
20 “Inspector General” has the meaning given the term  
21 in subsection (h)(1)(B) of section 3 of the Inspector  
22 General Act of 1978 (5 U.S.C. App.), as added by  
23 subsection (a) of this section.

24 (2) APPLICABILITY.—

1 (A) IN GENERAL.—Except as provided in  
2 subparagraph (B), this section, and the amend-  
3 ments made by this section, shall take effect on  
4 the date of enactment of this Act.

5 (B) EXISTING VACANCIES.—If, as of the  
6 date of enactment of this Act, an individual is  
7 performing the functions and duties of an In-  
8 spector General temporarily in an acting capac-  
9 ity, this section, and the amendments made by  
10 this section, shall take effect with respect to  
11 that Inspector General position on the date that  
12 is 30 days after the date of enactment of this  
13 Act.

14 **SEC. \_\_\_ 104. OFFICE OF INSPECTOR GENERAL WHISTLE-**  
15 **BLOWER COMPLAINTS.**

16 (a) WHISTLEBLOWER PROTECTION COORDINATOR.—  
17 Section 3(d)(1)(C) of the Inspector General Act of 1978  
18 (5 U.S.C. App.) is amended—

19 (1) in clause (i), in the matter preceding sub-  
20 clause (I), by inserting “, including employees of  
21 that Office of Inspector General” after “employees”;  
22 and

23 (2) in clause (iii), by inserting “(including the  
24 Integrity Committee of that Council)” after “and  
25 Efficiency”.

1 (b) COUNCIL OF THE INSPECTORS GENERAL ON IN-  
2 TEGRITY AND EFFICIENCY.—Section 11(c)(5)(B) of the  
3 Inspector General Act of 1978 (5 U.S.C. App.) is amended  
4 by striking “, allegations of reprisal,” and inserting the  
5 following: “and allegations of reprisal (including the timely  
6 and appropriate handling and consideration of protected  
7 disclosures and allegations of reprisal that are internal to  
8 an Office of Inspector General)”.

9 **Subtitle B—Presidential Explan-**  
10 **ation of Failure to Nominate**  
11 **an Inspector General**

12 **SEC. \_\_\_ 201. PRESIDENTIAL EXPLANATION OF FAILURE TO**  
13 **NOMINATE AN INSPECTOR GENERAL.**

14 (a) IN GENERAL.—Subchapter III of chapter 33 of  
15 title 5, United States Code, is amended by inserting after  
16 section 3349d the following:

17 **“§ 3349e. Presidential explanation of failure to nomi-**  
18 **nate an inspector general**

19 “If the President fails to make a formal nomination  
20 for a vacant inspector general position that requires a for-  
21 mal nomination by the President to be filled within the  
22 period beginning on the later of the date on which the  
23 vacancy occurred or on which a nomination is rejected,  
24 withdrawn, or returned, and ending on the day that is 210  
25 days after that date, the President shall communicate,

1 within 30 days after the end of such period and not later  
2 than June 1 of each year thereafter, to the appropriate  
3 congressional committees, as defined in section 12 of the  
4 Inspector General Act of 1978 (5 U.S.C. App.)—

5 “(1) the reasons why the President has not yet  
6 made a formal nomination; and

7 “(2) a target date for making a formal nomina-  
8 tion.”.

9 (b) TECHNICAL AND CONFORMING AMENDMENT.—  
10 The table of sections for subchapter III of chapter 33 of  
11 title 5, United States Code, is amended by inserting after  
12 the item relating to section 3349d the following:

“3349e. Presidential explanation of failure to nominate an Inspector General.”.

13 (c) EFFECTIVE DATE.—The amendment made by  
14 subsection (a) shall take effect—

15 (1) on the date of enactment of this Act with  
16 respect to any vacancy first occurring on or after  
17 that date; and

18 (2) on the day that is 210 days after the date  
19 of enactment of this Act with respect to any vacancy  
20 that occurred before the date of enactment of this  
21 Act.



1 **Subtitle C—Integrity Committee of**  
2 **the Council of Inspectors Gen-**  
3 **eral on Integrity and Efficiency**  
4 **Transparency**

5 **SEC. \_\_\_ 301. SHORT TITLE.**

6 This subtitle may be cited as the “Integrity Com-  
7 mittee Transparency Act of 2022”.

8 **SEC. \_\_\_ 302. ADDITIONAL INFORMATION TO BE INCLUDED**  
9 **IN REQUESTS AND REPORTS TO CONGRESS.**

10 Section 11(d) of the Inspector General Act of 1978  
11 (5 U.S.C. App.) is amended—

12 (1) in paragraph (5)(B)(ii), by striking the pe-  
13 riod at the end and inserting “, the length of time  
14 the Integrity Committee has been evaluating the al-  
15 legation of wrongdoing, and a description of any pre-  
16 vious written notice provided under this clause with  
17 respect to the allegation of wrongdoing, including  
18 the description provided for why additional time was  
19 needed.”; and

20 (2) in paragraph (8)(A)(ii), by inserting “or  
21 corrective action” after “disciplinary action”.

1 **SEC. \_\_\_\_ 303. AVAILABILITY OF INFORMATION TO CON-**  
2 **GRESS ON CERTAIN ALLEGATIONS OF**  
3 **WRONGDOING CLOSED WITHOUT REFERRAL.**

4 Section 11(d)(5)(B) of the Inspector General Act of  
5 1978 (5 U.S.C. App.) is amended by adding at the end  
6 the following:

7 “(iii) AVAILABILITY OF INFORMATION  
8 TO CONGRESS ON CERTAIN ALLEGATIONS  
9 OF WRONGDOING CLOSED WITHOUT RE-  
10 FERRAL.—

11 “(I) IN GENERAL.—With respect  
12 to an allegation of wrongdoing made  
13 by a member of Congress that is  
14 closed by the Integrity Committee  
15 without referral to the Chairperson of  
16 the Integrity Committee to initiate an  
17 investigation, the Chairperson of the  
18 Integrity Committee shall, not later  
19 than 60 days after closing the allega-  
20 tion of wrongdoing, provide a written  
21 description of the nature of the allega-  
22 tion of wrongdoing and how the Integ-  
23 rity Committee evaluated the allega-  
24 tion of wrongdoing to—

25 “(aa) the Chair and Rank-  
26 ing Minority Member of the

1 Committee on Homeland Security  
2 and Governmental Affairs of the  
3 Senate; and

4 “(bb) the Chair and Rank-  
5 ing Minority Member of the  
6 Committee on Oversight and Re-  
7 form of the House of Representa-  
8 tives.

9 “(II) REQUIREMENT TO FOR-  
10 WARD.—The Chairperson of the In-  
11 tegrity Committee shall forward any  
12 written description or update provided  
13 under this clause to the members of  
14 the Integrity Committee and to the  
15 Chairperson of the Council.”.

16 **SEC. \_\_\_ 304. SEMIANNUAL REPORT.**

17 Section 11(d)(9) of the Inspector General Act of  
18 1978 (5 U.S.C. App.) is amended to read as follows:

19 “(9) SEMIANNUAL REPORT.—On or before May  
20 31, 2022, and every 6 months thereafter, the Coun-  
21 cil shall submit to Congress and the President a re-  
22 port on the activities of the Integrity Committee  
23 during the immediately preceding 6-month periods  
24 ending March 31 and September 30, which shall in-  
25 clude the following with respect to allegations of

1       wrongdoing that are made against Inspectors Gen-  
2       eral and staff members of the various Offices of In-  
3       spector General described in paragraph (4)(C):

4               “(A) An overview and analysis of the alle-  
5               gations of wrongdoing disposed of by the Integ-  
6               rity Committee, including—

7                       “(i) analysis of the positions held by  
8                       individuals against whom allegations were  
9                       made, including the duties affiliated with  
10                      such positions;

11                     “(ii) analysis of the categories or  
12                     types of the allegations of wrongdoing; and

13                     “(iii) a summary of disposition of all  
14                     the allegations.

15               “(B) The number of allegations received by  
16               the Integrity Committee.

17               “(C) The number of allegations referred to  
18               the Department of Justice or the Office of Spe-  
19               cial Counsel, including the number of allega-  
20               tions referred for criminal investigation.

21               “(D) The number of allegations referred to  
22               the Chairperson of the Integrity Committee for  
23               investigation, a general description of the status  
24               of such investigations, and a summary of the  
25               findings of investigations completed.

1           “(E) An overview and analysis of allega-  
2           tions of wrongdoing received by the Integrity  
3           Committee during any previous reporting pe-  
4           riod, but remained pending during some part of  
5           the six months covered by the report, includ-  
6           ing—

7                   “(i) analysis of the positions held by  
8                   individuals against whom allegations were  
9                   made, including the duties affiliated with  
10                  such positions;

11                   “(ii) analysis of the categories or  
12                   types of the allegations of wrongdoing; and

13                   “(iii) a summary of disposition of all  
14                   the allegations.

15           “(F) The number and category or type of  
16           pending investigations.

17           “(G) For each allegation received—

18                   “(i) the date on which the investiga-  
19                   tion was opened;

20                   “(ii) the date on which the allegation  
21                   was disposed of, as applicable; and

22                   “(iii) the case number associated with  
23                   the allegation.

24           “(H) The nature and number of allega-  
25           tions to the Integrity Committee closed without

1 referral, including the justification for why each  
2 allegation was closed without referral.

3 “(I) A brief description of any difficulty  
4 encountered by the Integrity Committee when  
5 receiving, evaluating, investigating, or referring  
6 for investigation an allegation received by the  
7 Integrity Committee, including a brief descrip-  
8 tion of—

9 “(i) any attempt to prevent or hinder  
10 an investigation; or

11 “(ii) concerns about the integrity or  
12 operations at an Office of Inspector Gen-  
13 eral.

14 “(J) Other matters that the Council con-  
15 siders appropriate.”.

16 **SEC. \_\_\_ 305. ADDITIONAL REPORTS.**

17 Section 5 of the Inspector General Act of 1978 (5  
18 U.S.C. App.) is amended—

19 (1) by redesignating subsections (e) and (f) as  
20 subsections (g) and (h), respectively; and

21 (2) by inserting after subsection (d) the fol-  
22 lowing:

23 “(e) **ADDITIONAL REPORTS.—**

24 “(1) **REPORT TO INSPECTOR GENERAL.—**The  
25 Chairperson of the Integrity Committee of the Coun-

1 cil of the Inspectors General on Integrity and Effi-  
2 ciency shall, immediately whenever the Chairperson  
3 of the Integrity Committee becomes aware of par-  
4 ticularly serious or flagrant problems, abuses, or de-  
5 ficiencies relating to the administration of programs  
6 and operations of an Office of Inspector General for  
7 which the Integrity Committee may receive, review,  
8 and refer for investigation allegations of wrongdoing  
9 under section 11(d), submit a report to the Inspec-  
10 tor General who leads the Office at which the seri-  
11 ous or flagrant problems, abuses, or deficiencies  
12 were alleged.

13 “(2) REPORT TO PRESIDENT, CONGRESS, AND  
14 THE ESTABLISHMENT.—Not later than 7 days after  
15 the date on which an Inspector General receives a  
16 report submitted under paragraph (1), the Inspector  
17 General shall submit to the President, the appro-  
18 priate congressional committees, and the head of the  
19 establishment—

20 “(A) the report received under paragraph  
21 (1); and

22 “(B) a report by the Inspector General  
23 containing any comments the Inspector General  
24 determines appropriate.”.

1 **SEC. \_\_\_\_306. REQUIREMENT TO REPORT FINAL DISPOSI-**  
2 **TION TO CONGRESS.**

3 Section 11(d)(8)(B) of the Inspector General Act of  
4 1978 (5 U.S.C. App.) is amended by inserting “and the  
5 appropriate congressional committees” after “Integrity  
6 Committee”.

7 **SEC. \_\_\_\_307. INVESTIGATIONS OF OFFICES OF INSPECTORS**  
8 **GENERAL OF ESTABLISHMENTS BY THE IN-**  
9 **TEGRITY COMMITTEE.**

10 Section 11(d)(7)(B)(i)(V) of the Inspector General  
11 Act of 1978 (5 U.S.C. App.) is amended by inserting “,  
12 and that an investigation of an Office of Inspector General  
13 of an establishment is conducted by another Office of In-  
14 spector General of an establishment” after “size”.

15 **Subtitle D—Notice of Ongoing In-**  
16 **vestigations When There Is a**  
17 **Change in Status of Inspector**  
18 **General**

19 **SEC. \_\_\_\_401. NOTICE OF ONGOING INVESTIGATIONS WHEN**  
20 **THERE IS A CHANGE IN STATUS OF INSPEC-**  
21 **TOR GENERAL.**

22 Section 5 of the Inspector General Act of 1978 (5  
23 U.S.C. App.) is amended by inserting after subsection (e),  
24 as added by section \_\_\_\_305 of this title, the following:

25 “(f) Not later than 15 days after an Inspector Gen-  
26 eral is removed, placed on paid or unpaid non-duty status,



1 or transferred to another position or location within an  
2 establishment, the officer or employee performing the  
3 functions and duties of the Inspector General temporarily  
4 in an acting capacity shall submit to the Committee on  
5 Homeland Security and Governmental Affairs of the Sen-  
6 ate and the Committee on Oversight and Reform of the  
7 House of Representatives information regarding work  
8 being conducted by the Office as of the date on which the  
9 Inspector General was removed, placed on paid or unpaid  
10 non-duty status, or transferred, which shall include—

11 “(1) for each investigation—

12 “(A) the type of alleged offense;

13 “(B) the fiscal quarter in which the Office  
14 initiated the investigation;

15 “(C) the relevant Federal agency, includ-  
16 ing the relevant component of that Federal  
17 agency for any Federal agency listed in section  
18 901(b) of title 31, United States Code, under  
19 investigation or affiliated with the individual or  
20 entity under investigation; and

21 “(D) whether the investigation is adminis-  
22 trative, civil, criminal, or a combination thereof,  
23 if known; and

24 “(2) for any work not described in paragraph  
25 (1)—

1           “(A) a description of the subject matter  
2           and scope;

3           “(B) the relevant agency, including the rel-  
4           evant component of that Federal agency, under  
5           review;

6           “(C) the date on which the Office initiated  
7           the work; and

8           “(D) the expected time frame for comple-  
9           tion.”.

10 **Subtitle E—Council of the Inspec-**  
11 **tors General on Integrity and**  
12 **Efficiency Report on Expendi-**  
13 **tures**

14 **SEC. \_\_\_ 501. CIGIE REPORT ON EXPENDITURES.**

15       Section 11(e)(3) of the Inspector General Act of 1978  
16 (5 U.S.C. App.) is amended by adding at the end the fol-  
17 lowing:

18           “(D) REPORT ON EXPENDITURES.—Not  
19           later than November 30 of each year, the  
20           Chairperson shall submit to the appropriate  
21           committees or subcommittees of Congress, in-  
22           cluding the Committee on Appropriations of the  
23           Senate and the Committee on Appropriations of  
24           the House of Representatives, a report on the  
25           expenditures of the Council for the preceding

1 fiscal year, including from direct appropriations  
2 to the Council, interagency funding pursuant to  
3 subparagraph (A), a revolving fund pursuant to  
4 subparagraph (B), or any other source.”.

5 **Subtitle F—Notice of Refusal to**  
6 **Provide Inspectors General Access**

7 **SEC. \_\_\_ 601. NOTICE OF REFUSAL TO PROVIDE INFORMA-**  
8 **TION OR ASSISTANCE TO INSPECTORS GEN-**  
9 **ERAL.**

10 Section 6(c) of the Inspector General Act of 1978 (5  
11 U.S.C. App.) is amended by adding at the end the fol-  
12 lowing:

13 “(3) If the information or assistance that is the sub-  
14 ject of a report under paragraph (2) is not provided to  
15 the Inspector General by the date that is 30 days after  
16 the report is made, the Inspector General shall submit a  
17 notice that the information or assistance requested has not  
18 been provided by the head of the establishment involved  
19 or the head of the Federal agency involved, as applicable,  
20 to the appropriate congressional committees.”.

1 **Subtitle G—Training Resources for**  
2 **Inspectors General and Other**  
3 **Matters**

4 **SEC. \_\_\_ 701. TRAINING RESOURCES FOR INSPECTORS GEN-**  
5 **ERAL.**

6 Section 11(c)(1) of the Inspector General Act of 1978  
7 (5 U.S.C. App.) is amended—

8 (1) by redesignating subparagraphs (E)  
9 through (I) as subparagraphs (F) through (J), re-  
10 spectively; and

11 (2) by inserting after subparagraph (D) the fol-  
12 lowing:

13 “(E) support the professional development  
14 of Inspectors General, including by providing  
15 training opportunities on the duties, responsibil-  
16 ities, and authorities under this Act and on top-  
17 ics relevant to Inspectors General and the work  
18 of Inspectors General, as identified by Inspec-  
19 tors General and the Council.”.

20 **SEC. \_\_\_ 702. DEFINITION OF APPROPRIATE CONGRES-**  
21 **SIONAL COMMITTEES.**

22 The Inspector General Act of 1978 (5 U.S.C. App.)  
23 is amended—

24 (1) in section 5—

1 (A) in subsection (b), in the matter pre-  
2 ceding paragraph (1), by striking “committees  
3 or subcommittees of the Congress” and insert-  
4 ing “congressional committees”; and

5 (B) in subsection (d), by striking “commit-  
6 tees or subcommittees of Congress” and insert-  
7 ing “congressional committees”;

8 (2) in section 6(h)(4)—

9 (A) in subparagraph (B), by striking  
10 “Government”; and

11 (B) by amending subparagraph (C) to read  
12 as follows:

13 “(C) Any other relevant congressional com-  
14 mittee or subcommittee of jurisdiction.”;

15 (3) in section 8—

16 (A) in subsection (b)—

17 (i) in paragraph (3), by striking “the  
18 Committees on Armed Services and Gov-  
19 ernmental Affairs of the Senate and the  
20 Committee on Armed Services and the  
21 Committee on Government Reform and  
22 Oversight of the House of Representatives  
23 and to other appropriate committees or  
24 subcommittees of the Congress” and in-  
25 serting “the appropriate congressional

1 committees, including the Committee on  
2 Armed Services of the Senate and the  
3 Committee on Armed Services of the  
4 House of Representatives”; and

5 (ii) in paragraph (4), by striking “and  
6 to other appropriate committees or sub-  
7 committees”; and

8 (B) in subsection (f)—

9 (i) in paragraph (1), by striking “the  
10 Committees on Armed Services and on  
11 Homeland Security and Governmental Af-  
12 fairs of the Senate and the Committees on  
13 Armed Services and on Oversight and Gov-  
14 ernment Reform of the House of Rep-  
15 resentatives and to other appropriate com-  
16 mittees or subcommittees of Congress” and  
17 inserting “the appropriate congressional  
18 committees, including the Committee on  
19 Armed Services of the Senate and the  
20 Committee on Armed Services of the  
21 House of Representatives”; and

22 (ii) in paragraph (2), by striking  
23 “committees or subcommittees of the Con-  
24 gress” and inserting “congressional com-  
25 mittees”;

1 (4) in section 8D—

2 (A) in subsection (a)(3), by striking “Com-  
3 mittees on Governmental Affairs and Finance  
4 of the Senate and the Committees on Govern-  
5 ment Operations and Ways and Means of the  
6 House of Representatives, and to other appro-  
7 priate committees or subcommittees of the Con-  
8 gress” and inserting “appropriate congressional  
9 committees, including the Committee on Fi-  
10 nance of the Senate and the Committee on  
11 Ways and Means of the House of Representa-  
12 tives”; and

13 (B) in subsection (g)—

14 (i) in paragraph (1)—

15 (I) by striking “committees or  
16 subcommittees of the Congress” and  
17 inserting “congressional committees”;  
18 and

19 (II) by striking “Committees on  
20 Governmental Affairs and Finance of  
21 the Senate and the Committees on  
22 Government Reform and Oversight  
23 and Ways and Means of the House of  
24 Representatives” and inserting “Com-  
25 mittee on Finance of the Senate and

1 the Committee on Ways and Means of  
2 the House of Representatives”; and

3 (ii) in paragraph (2), by striking  
4 “committees or subcommittees of Con-  
5 gress” and inserting “congressional com-  
6 mittees”;

7 (5) in section 8E—

8 (A) in subsection (a)(3), by striking “Com-  
9 mittees on Governmental Affairs and Judiciary  
10 of the Senate and the Committees on Govern-  
11 ment Operations and Judiciary of the House of  
12 Representatives, and to other appropriate com-  
13 mittees or subcommittees of the Congress” and  
14 inserting “appropriate congressional commit-  
15 tees, including the Committee on the Judiciary  
16 of the Senate and the Committee on the Judici-  
17 ary of the House of Representatives”; and

18 (B) in subsection (c)—

19 (i) by striking “committees or sub-  
20 committees of the Congress” and inserting  
21 “congressional committees”; and

22 (ii) by striking “Committees on the  
23 Judiciary and Governmental Affairs of the  
24 Senate and the Committees on the Judici-  
25 ary and Government Operations of the



1 House of Representatives” and inserting  
2 “Committee on the Judiciary of the Senate  
3 and the Committee on the Judiciary of the  
4 House of Representatives”;

5 (6) in section 8G—

6 (A) in subsection (d)(2)(E), in the matter  
7 preceding clause (i), by inserting “the appro-  
8 priate congressional committees, including”  
9 after “are”; and

10 (B) in subsection (f)(3)—

11 (i) in subparagraph (A)(iii), by strik-  
12 ing “Committee on Governmental Affairs  
13 of the Senate and the Committee on Gov-  
14 ernment Reform and Oversight of the  
15 House of Representatives, and to other ap-  
16 propriate committees or subcommittees of  
17 the Congress” and inserting “the appro-  
18 priate congressional committees”; and

19 (ii) by striking subparagraph (C);

20 (7) in section 8I—

21 (A) in subsection (a)(3), in the matter pre-  
22 ceding subparagraph (A), by striking “commit-  
23 tees and subcommittees of Congress” and in-  
24 serting “congressional committees”; and

1 (B) in subsection (d), by striking “committees and subcommittees of Congress” each place  
2 it appears and inserting “congressional committees”;  
3  
4

5 (8) in section 8N(b), by striking “committees of  
6 Congress” and inserting “congressional committees”;  
7

8 (9) in section 11—

9 (A) in subsection (b)(3)(B)(viii)—

10 (i) by striking subclauses (III) and  
11 (IV);

12 (ii) in subclause (I), by adding “and”  
13 at the end; and

14 (iii) by amending subclause (II) to  
15 read as follows:

16 “(II) the appropriate congressional  
17 committees.”; and

18 (B) in subsection (d)(8)(A)(iii), by striking  
19 “to the” and all that follows through “jurisdiction” and inserting “to the appropriate congressional  
20 committees”; and  
21

22 (10) in section 12—

23 (A) in paragraph (4), by striking “and” at  
24 the end;

1 (B) in paragraph (5), by striking the pe-  
2 riod at the end and inserting “; and”; and

3 (C) by adding at the end the following:

4 “(6) the term ‘appropriate congressional com-  
5 mittees’ means—

6 “(A) the Committee on Homeland Security  
7 and Governmental Affairs of the Senate;

8 “(B) the Committee on Oversight and Re-  
9 form of the House of Representatives; and

10 “(C) any other relevant congressional com-  
11 mittee or subcommittee of jurisdiction.”.

12 **SEC. \_\_\_ 703. SEMIANNUAL REPORTS.**

13 The Inspector General Act of 1978 (5 U.S.C. App.)  
14 is amended—

15 (1) in section 4(a)(2)—

16 (A) by inserting “, including” after “to  
17 make recommendations”; and

18 (B) by inserting a comma after “section  
19 5(a)”;

20 (2) in section 5—

21 (A) in subsection (a)—

22 (i) by striking paragraphs (1) through  
23 (12) and inserting the following:

24 “(1) a description of significant problems,  
25 abuses, and deficiencies relating to the administra-

1       tion of programs and operations of the establishment  
2       and associated reports and recommendations for cor-  
3       rective action made by the Office;

4               “(2) an identification of each recommendation  
5       made before the reporting period, for which correc-  
6       tive action has not been completed, including the po-  
7       tential costs savings associated with the rec-  
8       ommendation;

9               “(3) a summary of significant investigations  
10      closed during the reporting period;

11              “(4) an identification of the total number of  
12      convictions during the reporting period resulting  
13      from investigations;

14              “(5) information regarding each audit, inspec-  
15      tion, or evaluation report issued during the reporting  
16      period, including—

17                      “(A) a listing of each audit, inspection, or  
18                      evaluation;

19                      “(B) if applicable, the total dollar value of  
20                      questioned costs (including a separate category  
21                      for the dollar value of unsupported costs) and  
22                      the dollar value of recommendations that funds  
23                      be put to better use, including whether a man-  
24                      agement decision had been made by the end of  
25                      the reporting period;

1           “(6) information regarding any management  
2           decision made during the reporting period with re-  
3           spect to any audit, inspection, or evaluation issued  
4           during a previous reporting period;”;

5                       (ii) by redesignating paragraphs (13)  
6                       through (22) as paragraphs (7) through  
7                       (16), respectively;

8                       (iii) by amending paragraph (13), as  
9                       so redesignated, to read as follows:

10           “(13) a report on each investigation conducted  
11           by the Office where allegations of misconduct were  
12           substantiated involving a senior Government em-  
13           ployee or senior official (as defined by the Office) if  
14           the establishment does not have senior Government  
15           employees, which shall include—

16                       “(A) the name of the senior Government  
17                       employee, if already made public by the Office;  
18                       and

19                       “(B) a detailed description of—

20                               “(i) the facts and circumstances of  
21                               the investigation; and

22                               “(ii) the status and disposition of the  
23                               matter, including—

1                   “(I) if the matter was referred to  
2                   the Department of Justice, the date of  
3                   the referral; and

4                   “(II) if the Department of Jus-  
5                   tice declined the referral, the date of  
6                   the declination;”; and

7                   (iv) by amending paragraph (15), as  
8                   so redesignated, to read as follows:

9                   “(15) information related to interference by the  
10                  establishment, including—

11                  “(A) a detailed description of any attempt  
12                  by the establishment to interfere with the inde-  
13                  pendence of the Office, including—

14                  “(i) with budget constraints designed  
15                  to limit the capabilities of the Office; and

16                  “(ii) incidents where the establish-  
17                  ment has resisted or objected to oversight  
18                  activities of the Office or restricted or sig-  
19                  nificantly delayed access to information,  
20                  including the justification of the establish-  
21                  ment for such action; and

22                  “(B) a summary of each report made to  
23                  the head of the establishment under section  
24                  6(c)(2) during the reporting period;”; and

25                  (B) in subsection (b)—

1 (i) by striking paragraphs (2) and (3)  
2 and inserting the following:

3 “(2) where final action on audit, inspection,  
4 and evaluation reports had not been taken before the  
5 commencement of the reporting period, statistical ta-  
6 bles showing—

7 “(A) with respect to management deci-  
8 sions—

9 “(i) for each report, whether a man-  
10 agement decision was made during the re-  
11 porting period;

12 “(ii) if a management decision was  
13 made during the reporting period, the dol-  
14 lar value of disallowed costs and funds to  
15 be put to better use as agreed to in the  
16 management decision; and

17 “(iii) total number of reports where a  
18 management decision was made during the  
19 reporting period and the total cor-  
20 responding dollar value of disallowed costs  
21 and funds to be put to better use as agreed  
22 to in the management decision; and

23 “(B) with respect to final actions—

24 “(i) whether, if a management deci-  
25 sion was made before the end of the re-

1 reporting period, final action was taken dur-  
2 ing the reporting period;

3 “(ii) if final action was taken, the dol-  
4 lar value of—

5 “(I) disallowed costs that were  
6 recovered by management through  
7 collection, offset, property in lieu of  
8 cash, or otherwise;

9 “(II) disallowed costs that were  
10 written off by management;

11 “(III) disallowed costs and funds  
12 to be put to better use not yet recov-  
13 ered or written off by management;

14 “(IV) recommendations that were  
15 completed; and

16 “(V) recommendations that man-  
17 agement has subsequently concluded  
18 should not or could not be imple-  
19 mented or completed; and

20 “(iii) total number of reports where  
21 final action was not taken and total num-  
22 ber of reports where final action was  
23 taken, including the total corresponding  
24 dollar value of disallowed costs and funds



1 to be put to better use as agreed to in the  
2 management decisions;”;

3 (ii) by redesignating paragraph (4) as  
4 paragraph (3);

5 (iii) in paragraph (3), as so redesign-  
6 nated, by striking “subsection (a)(20)(A)”  
7 and inserting “subsection (a)(14)(A)”; and

8 (iv) by striking paragraph (5) and in-  
9 serting the following:

10 “(4) a statement explaining why final action  
11 has not been taken with respect to each audit, in-  
12 spection, and evaluation report in which a manage-  
13 ment decision has been made but final action has  
14 not yet been taken, except that such statement—

15 “(A) may exclude reports if—

16 “(i) a management decision was made  
17 within the preceding year; or

18 “(ii) the report is under formal ad-  
19 ministrative or judicial appeal or manage-  
20 ment of the establishment has agreed to  
21 pursue a legislative solution; and

22 “(B) shall identify the number of reports  
23 in each category so excluded.”;

1 (C) by redesignating subsection (h), as so  
2 redesignated by section \_\_\_\_ 305 of this title, as  
3 subsection (i); and

4 (D) by inserting after subsection (g), as so  
5 redesignated by section \_\_\_\_ 305 of this title,  
6 the following:

7 “(h) If an Office has published any portion of the  
8 report or information required under subsection (a) to the  
9 website of the Office or on oversight.gov, the Office may  
10 elect to provide links to the relevant webpage or website  
11 in the report of the Office under subsection (a) in lieu  
12 of including the information in that report.”.

13 **SEC. \_\_\_\_ 704. SUBMISSION OF REPORTS THAT SPECIFI-**  
14 **CALLY IDENTIFY NON-GOVERNMENTAL OR-**  
15 **GANIZATIONS OR BUSINESS ENTITIES.**

16 (a) IN GENERAL.—Section 5(g) of the Inspector Gen-  
17 eral Act of 1978 (5 U.S.C. App.), as so redesignated by  
18 section \_\_\_\_ 305 of this title, is amended by adding at the  
19 end the following:

20 “(6)(A) Except as provided in subparagraph (B), if  
21 an audit, evaluation, inspection, or other non-investigative  
22 report prepared by an Inspector General specifically iden-  
23 tifies a specific non-governmental organization or business  
24 entity, whether or not the non-governmental organization

1 or business entity is the subject of that audit, evaluation,  
2 inspection, or non-investigative report—

3 “(i) the Inspector General shall notify the non-  
4 governmental organization or business entity;

5 “(ii) the non-governmental organization or busi-  
6 ness entity shall have—

7 “(I) 30 days to review the audit, evalua-  
8 tion, inspection, or non-investigative report be-  
9 ginning on the date of publication of the audit,  
10 evaluation, inspection, or non-investigative re-  
11 port; and

12 “(II) the opportunity to submit a written  
13 response for the purpose of clarifying or pro-  
14 viding additional context as it directly relates to  
15 each instance wherein an audit, evaluation, in-  
16 spection, or non-investigative report specifically  
17 identifies that non-governmental organization or  
18 business entity; and

19 “(iii) if a written response is submitted under  
20 clause (ii)(II) within the 30-day period described in  
21 clause (ii)(I)—

22 “(I) the written response shall be attached  
23 to the audit, evaluation, inspection, or non-in-  
24 vestigative report; and

1           “(II) in every instance where the report  
2           may appear on the public-facing website of the  
3           Inspector General, the website shall be updated  
4           in order to access a version of the audit, evalua-  
5           tion, inspection, or non-investigative report that  
6           includes the written response.

7           “(B) Subparagraph (A) shall not apply with respect  
8           to a non-governmental organization or business entity that  
9           refused to provide information or assistance sought by an  
10          Inspector General during the creation of the audit, evalua-  
11          tion, inspection, or non-investigative report.

12          “(C) An Inspector General shall review any written  
13          response received under subparagraph (A) for the purpose  
14          of preventing the improper disclosure of classified infor-  
15          mation or other non-public information, consistent with  
16          applicable laws, rules, and regulations, and, if necessary,  
17          redact such information.”.

18          (b) **RETROACTIVE APPLICABILITY.**—During the 30-  
19          day period beginning on the date of enactment of this  
20          Act—

21                 (1) the amendment made by subsection (a)  
22                 shall apply upon the request of a non-governmental  
23                 organization or business entity named in an audit,  
24                 evaluation, inspection, or other non-investigative re-  
25                 port prepared on or after January 1, 2019; and

1           (2) any written response submitted under  
2           clause (iii) of section 5(g)(6)(A) of the Inspector  
3           General Act of 1978 (5 U.S.C. App.), as added by  
4           subsection (a), with respect to such an audit, evalua-  
5           tion, inspection, or other non-investigative report  
6           shall attach to the original report in the manner de-  
7           scribed in that clause.

8 **SEC. \_\_\_ 705. REVIEW RELATING TO VETTING, PROCESSING,**  
9                                   **AND RESETTLEMENT OF EVACUEES FROM**  
10                                   **AFGHANISTAN AND THE AFGHANISTAN SPE-**  
11                                   **CIAL IMMIGRANT VISA PROGRAM.**

12           (a) IN GENERAL.—In accordance with the Inspector  
13           General Act of 1978 (5 U.S.C. App.), the Inspector Gen-  
14           eral of the Department of Homeland Security, jointly with  
15           the Inspector General of the Department of State, and in  
16           coordination with the Inspector General of the Depart-  
17           ment of Defense and any appropriate inspector general,  
18           shall conduct a thorough review of efforts to support and  
19           process evacuees from Afghanistan and the Afghanistan  
20           special immigrant visa program.

21           (b) ELEMENTS.—The review required by subsection  
22           (a) shall include an assessment of the systems, staffing,  
23           policies, and programs used—

24                   (1) to the screen and vet such evacuees, includ-  
25           ing—

1 (A) an assessment of whether personnel  
2 conducting such screening and vetting were ap-  
3 propriately authorized and provided with train-  
4 ing, including training in the detection of fraud-  
5 ulent personal identification documents;

6 (B) an analysis of the degree to which  
7 such screening and vetting deviated from  
8 United States law, regulations, policy, and best  
9 practices relating to the screening and vetting  
10 of refugees and applicants for United States  
11 visas that have been in use at any time since  
12 January 1, 2016;

13 (C) an identification of any risk to the na-  
14 tional security of the United States posed by  
15 any such deviations;

16 (D) an analysis of the processes used for  
17 evacuees traveling without personal identifica-  
18 tion records, including the creation or provision  
19 of any new identification records to such evac-  
20 uees; and

21 (E) an analysis of the degree to which  
22 such screening and vetting process was capable  
23 of detecting—

24 (i) instances of human trafficking and  
25 domestic abuse;

1 (ii) evacuees who are unaccompanied  
2 minors; and

3 (iii) evacuees with a spouse that is a  
4 minor;

5 (2) to admit and process such evacuees at  
6 United States ports of entry;

7 (3) to temporarily house such evacuees prior to  
8 resettlement;

9 (4) to account for the total number of individ-  
10 uals evacuated from Afghanistan in 2021 with sup-  
11 port of the United States Government,  
12 disaggregated by—

13 (A) country of origin;

14 (B) citizenship, only if different from coun-  
15 try of origin;

16 (C) age;

17 (D) gender;

18 (E) eligibility for special immigrant visas  
19 under the Afghan Allies Protection Act of 2009  
20 (8 U.S.C. 1101 note; Public Law 111–8) or  
21 section 1059 of the National Defense Author-  
22 ization Act for Fiscal Year 2006 (8 U.S.C.  
23 1101 note; Public Law 109–163) at the time of  
24 evacuation;

1 (F) eligibility for employment-based non-  
2 immigrant visas at the time of evacuation; and

3 (G) familial relationship to evacuees who  
4 are eligible for visas described in subparagraphs  
5 (E) and (F); and

6 (5) to provide eligible individuals with special  
7 immigrant visas under the Afghan Allies Protection  
8 Act of 2009 (8 U.S.C. 1101 note; Public Law 111–  
9 8) and section 1059 of the National Defense Author-  
10 ization Act for Fiscal Year 2006 (8 U.S.C. 1101  
11 note; Public Law 109–163) since the date of the en-  
12 actment of the Afghan Allies Protection Act of 2009  
13 (8 U.S.C. 1101 note; Public Law 111–8), includ-  
14 ing—

15 (A) a detailed step-by-step description of  
16 the application process for such special immi-  
17 grant visas, including the number of days allot-  
18 ted by the United States Government for the  
19 completion of each step;

20 (B) the number of such special immigrant  
21 visa applications received, approved, and denied,  
22 disaggregated by fiscal year;

23 (C) the number of such special immigrant  
24 visas issued, as compared to the number avail-  
25 able under law, disaggregated by fiscal year;



1 (D) an assessment of the average length of  
2 time taken to process an application for such a  
3 special immigrant visa, beginning on the date of  
4 submission of the application and ending on the  
5 date of final disposition, disaggregated by fiscal  
6 year;

7 (E) an accounting of the number of appli-  
8 cations for such special immigrant visas that  
9 remained pending at the end of each fiscal year;

10 (F) an accounting of the number of inter-  
11 views of applicants for such special immigrant  
12 visas conducted during each fiscal year;

13 (G) the number of noncitizens who were  
14 admitted to the United States pursuant to such  
15 a special immigrant visa during each fiscal  
16 year;

17 (H) an assessment of the extent to which  
18 each participating department or agency of the  
19 United States Government, including the De-  
20 partment of State and the Department of  
21 Homeland Security, adjusted processing prac-  
22 tices and procedures for such special immigrant  
23 visas so as to vet applicants and expand proc-  
24 essing capacity since the February 29, 2020,

1 Doha Agreement between the United States  
2 and the Taliban;

3 (I) a list of specific steps, if any, taken be-  
4 tween February 29, 2020, and August 31,  
5 2021—

6 (i) to streamline the processing of ap-  
7 plications for such special immigrant visas;  
8 and

9 (ii) to address longstanding bureau-  
10 cratic hurdles while improving security  
11 protocols;

12 (J) a description of the degree to which  
13 the Secretary of State implemented rec-  
14 ommendations made by the Department of  
15 State Office of Inspector General in its June  
16 2020 reports on Review of the Afghan Special  
17 Immigrant Visa Program (AUD-MERO-20-35)  
18 and Management Assistance Report: Quarterly  
19 Reporting on Afghan Special Immigrant Visa  
20 Program Needs Improvement (AUD-MERO-20-  
21 34);

22 (K) an assessment of the extent to which  
23 challenges in verifying applicants' employment  
24 with the Department of Defense contributed to  
25 delays in the processing of such special immi-

1 grant visas, and an accounting of the specific  
2 steps taken since February 29, 2020, to ad-  
3 dress issues surrounding employment  
4 verification; and

5 (L) recommendations to strengthen and  
6 streamline such special immigrant visa process  
7 going forward.

8 (c) INTERIM REPORTING.—

9 (1) IN GENERAL.—Not later than 180 days  
10 after the date of the enactment of this Act, the In-  
11 spector General of the Department of Homeland Se-  
12 curity and the Inspector General of the Department  
13 of State shall submit to the appropriate congress-  
14 sional committees not fewer than one interim report  
15 on the review conducted under this section.

16 (2) DEFINITIONS.—In this subsection:

17 (A) APPROPRIATE CONGRESSIONAL COM-  
18 MITTEES.—The term “appropriate congress-  
19 sional committees” has the meaning given the  
20 term in section 12 of the Inspector General Act  
21 of 1978 (5 U.S.C. App.), as amended by this  
22 subtitle.

23 (B) SCREEN; SCREENING.—The terms  
24 “screen” and “screening”, with respect to an

1           evacuee, mean the process by which a Federal  
2           official determines—

3                   (i) the identity of the evacuee;

4                   (ii) whether the evacuee has a valid  
5           identification documentation; and

6                   (iii) whether any database of the  
7           United States Government contains derog-  
8           atory information about the evacuee.

9           (C) VET; VETTING.—The term “vet” and  
10          “vetting”, with respect to an evacuee, means  
11          the process by which a Federal official inter-  
12          views the evacuee to determine whether the  
13          evacuee is who they purport to be, including  
14          whether the evacuee poses a national security  
15          risk.

16          (d) DISCHARGE OF RESPONSIBILITIES.—The Inspec-  
17          tor General of the Department of Homeland Security and  
18          the Inspector General of the Department of State shall  
19          discharge the responsibilities under this section in a man-  
20          ner consistent with the authorities and requirements of the  
21          Inspector General Act of 1978 (5 U.S.C. App.) and the  
22          authorities and requirements applicable to the Inspector  
23          General of the Department of Homeland Security and the  
24          Inspector General of the Department of State under that  
25          Act.

1 (e) COORDINATION.—Upon request of an Inspector  
2 General for information or assistance under subsection  
3 (a), the head of any Federal agency involved shall, insofar  
4 as is practicable and not in contravention of any existing  
5 statutory restriction or regulation of the Federal agency  
6 from which the information is requested, furnish to such  
7 Inspector General, or to an authorized designee, such in-  
8 formation or assistance.

9 (f) RULE OF CONSTRUCTION.—Nothing in this sec-  
10 tion shall be construed to limit the ability of the Inspector  
11 General of the Department of Homeland Security or the  
12 Inspector General of the Department of State to enter into  
13 agreements to conduct joint audits, inspections, or inves-  
14 tigations in the exercise of the oversight responsibilities  
15 of the Inspector General of the Department of Homeland  
16 Security and the Inspector General of the Department of  
17 State, in accordance with the Inspector General Act of  
18 1978 (5 U.S.C. App.), with respect to oversight of the  
19 evacuation from Afghanistan, the selection, vetting, and  
20 processing of applicants for special immigrant visas and  
21 asylum, and any resettlement in the United States of such  
22 evacuees.



**AMENDMENT TO H.R. 7900**  
**OFFERED BY MRS. MURPHY OF FLORIDA**

At the appropriate place in title XXVIII of the bill,  
insert the following new section:

1 **SEC. 28** \_\_\_ **RECOGNITION OF MEMORIAL, MEMORIAL GAR-**  
2 **DEN, AND K9 MEMORIAL OF THE NATIONAL**  
3 **NAVY UDT-SEAL MUSEUM IN FORT PIERCE,**  
4 **FLORIDA, AS A NATIONAL MEMORIAL, MEMO-**  
5 **RIAL GARDEN, AND K9 MEMORIAL, RESPEC-**  
6 **TIVELY, OF NAVY SEALS AND THEIR PREDE-**  
7 **CESSORS.**

8 The Memorial, Memorial Garden, and K9 Memorial  
9 of the National Navy UDT-SEAL Museum, located at  
10 3300 North Highway A1A, North Hutchinson Island, in  
11 Fort Pierce, Florida, are recognized as a national memo-  
12 rial, memorial garden, and K9 memorial, respectively, of  
13 Navy SEALs and their predecessors.



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

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

1 **SEC. \_\_\_\_ . REQUIREMENTS RELATING TO CERTAIN MILI-**  
2 **TARY CONSTRUCTION PROJECTS.**

3 (a) SUPERVISION OF MILITARY CONSTRUCTION  
4 PROJECTS.—

5 (1) IN GENERAL.—Section 2851 of title 10,  
6 United States Code, is amended—

7 (A) in subsection (c)(1), by inserting “or  
8 appropriated” after “funds authorized” each  
9 place such term appears;

10 (B) in subsection (c)(2)—

11 (i) in subparagraph (A), by inserting  
12 “, deadline for bid submissions,” after “so-  
13 licitation date”;

14 (ii) in subparagraph (B), by inserting  
15 “(including the address of such recipient)”  
16 after “contract recipient”; and

17 (iii) by adding at the end the fol-  
18 lowing new subparagraphs:

1           “(H) Any subcontracting plan required under  
2 paragraph (4) or (5) of section 8(d) of the Small  
3 Business Act (15 U.S.C. 637(d)) for the project sub-  
4 mitted by the contract recipient to the Secretary of  
5 Defense.

6           “(I) A detailed written statement describing  
7 and justifying any exception applied or waiver grant-  
8 ed under—

9                   “(i) chapter 83 of title 41;

10                   “(ii) section 4862 of this title; or

11                   “(iii) section 4863 of this title.”; and

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

14           “(4) The information required to be published on the  
15 Internet website under subsection (c) shall constitute a  
16 record for the purposes of chapters 21, 29, 31, and 33  
17 of title 44.”.

18           (2) FEDERAL PROCUREMENT DATA SYSTEM.—

19           The Secretary of Defense shall ensure that there is  
20 a clear and unique indication of any covered contract  
21 with subcontracting work of an estimated value of  
22 \$250,000 or more in the Federal Procurement Data  
23 System established pursuant to section 1122(a)(4)  
24 of title 41, United States Code (or any successor  
25 system).



1 (b) INCREASED TRANSPARENCY AND PUBLIC AVAIL-  
2 ABILITY OF INFORMATION REGARDING SOLICITATION  
3 AND AWARD OF SUBCONTRACTS UNDER MILITARY CON-  
4 STRUCTION CONTRACTS.—

5 (1) AVAILABILITY OF CERTAIN INFORMATION  
6 RELATING TO MILITARY CONSTRUCTION SUB-  
7 CONTRACTS.—Section 2851 of title 10, United  
8 States Code, is amended—

9 (A) by redesignating subsection (d) as sub-  
10 section (g);

11 (B) by inserting after subsection (c) (as  
12 amended by this section) the following new sub-  
13 sections:

14 “(d) INFORMATION AND NOTICE REQUIREMENTS  
15 REGARDING SOLICITATION AND AWARD OF SUB-  
16 CONTRACTS.—

17 “(1) The recipient of a contract for a construc-  
18 tion project described in subsection (c)(1) to be car-  
19 ried out in a State shall make publicly available on  
20 a website of the General Services Administration or  
21 the Small Business Administration, as applicable,  
22 any solicitation made by the contract recipient under  
23 the contract for a subcontract with an estimated  
24 value of \$250,000 or more.

25 “(2) The Secretary of Defense shall—

1           “(A) maintain on the Internet site required  
2           by subsection (c)(1) information regarding the  
3           solicitation date and award date (or anticipated  
4           date) for each subcontract described in para-  
5           graph (1); and

6           “(B) submit written notice of the award of  
7           the original contract for a project described in  
8           subsection (c)(1) to be carried out in a State,  
9           and each subcontract described in paragraph  
10          (1) under the contract, to each State agency  
11          that enforces workers’ compensation or min-  
12          imum wage laws in the State in which the con-  
13          tract or subcontract will be carried out.

14          “(e) CONGRESSIONAL NOTIFICATION.—In the case of  
15          the award of a contract for a project described in sub-  
16          section (c)(1) to be carried out in a State, and any sub-  
17          contract described in subsection (d)(1) under the contract,  
18          where such award has an estimated value of \$2,000,000  
19          or more, the Secretary of Defense shall submit written no-  
20          tice of such award within 30 days after the award to each  
21          Senator of the State in which the contract or subcontract  
22          will be carried out and the Member of the House of Rep-  
23          resentatives representing the congressional district in  
24          which the contract or subcontract will be carried out.

1 “(f) EXCLUSION OF CLASSIFIED PROJECTS.—Sub-  
2 sections (c), (d), and (e) do not apply to a classified con-  
3 struction project otherwise described in subsection  
4 (c)(1).”; and

5 (C) by adding at the end the following new  
6 subsection:

7 “(h) DEFINITIONS.—In this section:

8 “(1) The term ‘Member of the House of Rep-  
9 resentatives’ includes a Delegate to the House of  
10 Representatives and the Resident Commissioner  
11 from Puerto Rico.

12 “(2) The term ‘State’ means any of the several  
13 States, the District of Columbia, the Commonwealth  
14 of Puerto Rico, Guam, American Samoa, the United  
15 States Virgin Islands, and the Commonwealth of the  
16 Northern Mariana Islands.”.

17 (2) APPLICABILITY.—Subsections (d) and (e) of  
18 section 2851 of title 10, United States Code, as  
19 added by subsection (ba)(2), shall apply with respect  
20 to a contract for a construction project described in  
21 subsection (c)(1) of such section that—

22 (A) is entered into on or after the date of  
23 the enactment of this Act; or

24 (B) was entered into before the date of the  
25 enactment of this Act, if the first solicitation

1           made by the contract recipient under the con-  
2           tract for a subcontract with an estimated value  
3           of \$250,000 or more is made on or after the  
4           date of the enactment of this Act.

5           (c) REQUIREMENTS RELATING TO THE AWARD OF  
6 COVERED MILITARY CONSTRUCTION CONTRACTS.—Sub-  
7 chapter III of chapter 169 of title 10, United States Code,  
8 is amended by inserting after section 2851a the following  
9 new section:

10 **“§ 2851b. Requirements relating to the award of cov-  
11                                   ered military construction contracts**

12           “(a) [PUBLICATION OF CERTAIN INFORMATION RE-  
13 LATING TO COVERED MILITARY CONSTRUCTION CON-  
14 TRACTS/CONTRACTOR REQUIREMENTS].—A contractor  
15 that has been awarded a covered military construction  
16 contract shall—

17           “(1) make publicly available on a website of the  
18           General Services Administration or the Small Busi-  
19           ness Administration, as applicable, any solicitation  
20           under that covered military construction contract for  
21           a subcontract of an estimated value of \$250,000 or  
22           more; and

23           “(2) submit written notification of the award of  
24           the covered military construction contract, and of  
25           any subcontract awarded under the covered military

1 construction contract, to the relevant agency of a  
2 covered State that enforces workers' compensation  
3 or minimum wage laws in such covered State.

4 “(b) NOTICE.—Upon award of a covered military  
5 construction contract with an estimated value greater than  
6 or equal to \$2,000,000, the Secretary concerned shall no-  
7 tify any applicable Member of Congress representing the  
8 covered State in which that covered military construction  
9 contract is to be performed of such award in a timely man-  
10 ner.”.



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

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

1 **SEC. 7\_\_\_ . MEDICAL TESTING AND RELATED SERVICES**  
2 **FOR FIREFIGHTERS OF DEPARTMENT OF DE-**  
3 **FENSE.**

4 (a) PROVISION OF SERVICES.—During the annual  
5 periodic health assessment of each firefighter of the De-  
6 partment of Defense, or at such other intervals as may  
7 be indicated in this subsection, the Secretary shall provide  
8 to the firefighter (at no cost to the firefighter) appropriate  
9 medical testing and related services to detect, document  
10 the presence or absence of, and prevent, certain cancers.  
11 Such services shall meet, at a minimum, the following cri-  
12 teria:

13 (1) BREAST CANCER.—With respect to the  
14 breast cancer screening, if the firefighter is a female  
15 firefighter—

16 (A) such services shall include the provi-  
17 sion of a mammogram to the firefighter—

1 (i) on at least a biannual basis if the  
2 firefighter is 40 years old to 49 years old  
3 (inclusive);

4 (ii) on at least an annual basis if the  
5 firefighter is at least 50 years old; and

6 (iii) as clinically indicated (without re-  
7 gard to age); and

8 (B) in connection with such provision, a li-  
9 censed radiologist shall review the most recent  
10 mammogram provided to the firefighter, as  
11 compared to prior mammograms so provided,  
12 and provide to the firefighter the results of such  
13 review.

14 (2) COLON CANCER.—With respect to colon  
15 cancer screening—

16 (A) if the firefighter is at least 40 years  
17 old, and as otherwise clinically indicated, such  
18 services shall include the communication to the  
19 firefighter of the risks and benefits of stool-  
20 based blood testing;

21 (B) if the firefighter is at least 45 years  
22 old, and as clinically indicated (without regard  
23 to age), such services shall include the provi-  
24 sion, at regular intervals, of visual examinations  
25 (such as a colonoscopy, CT colonoscopy, or

1 flexible sigmoidoscopy) or stool-based blood  
2 testing; and

3 (C) in connection with such provision, a li-  
4 censed physician shall review and provide to the  
5 firefighter the results of such examination or  
6 testing, as the case may be.

7 (3) PROSTATE CANCER.—With respect to pros-  
8 tate cancer screening, if the firefighter is a male  
9 firefighter, the communication to the firefighter of  
10 the risks and benefits of prostate cancer screenings  
11 and the provision to the firefighter of a prostate-spe-  
12 cific antigen test—

13 (A) on an annual basis, if the firefighter is  
14 at least 50 years old;

15 (B) on an annual basis, if the firefighter is  
16 at least 40 years old and is a high-risk indi-  
17 vidual; and

18 (C) as clinically indicated (without regard  
19 to age).

20 (4) OTHER CANCERS.—Such services shall in-  
21 clude routine screenings for any other cancer the  
22 risk or occurrence of which the Director of the Cen-  
23 ters for Disease Control and Prevention has identi-  
24 fied as higher among firefighters than among the  
25 general public, the provision of which shall be car-



1       ried out during the annual periodic health assess-  
2       ment of the firefighter.

3       (b) OPTIONAL NATURE.—A firefighter of the Depart-  
4       ment of Defense may opt out of the receipt of a medical  
5       testing or related service provided under subsection (a).

6       (c) USE OF CONSENSUS TECHNICAL STANDARDS.—  
7       In providing medical testing and related services under  
8       subsection (a), the Secretary shall use consensus technical  
9       standards in accordance with section 12(d) of the National  
10      Technology Transfer and Advancement Act of 1995 (15  
11      U.S.C. 272 note).

12      (d) DOCUMENTATION.—

13           (1) IN GENERAL.—In providing medical testing  
14      and related services under subsection (a), the Sec-  
15      retary—

16           (A) shall document the acceptance rates of  
17      such tests offered and the rates of such tests  
18      performed;

19           (B) shall document tests results, to iden-  
20      tify trends in the rates of cancer occurrences  
21      among firefighters; and

22           (C) may collect and maintain additional in-  
23      formation from the recipients of such tests and  
24      other services, to allow for appropriate scientific  
25      analysis.

1           (2) PRIVACY.—In analyzing any information of  
2           an individual documented, collected, or maintained  
3           under paragraph (1), in addition to complying with  
4           other applicable privacy laws, the Secretary shall en-  
5           sure the name, and any other personally identifiable  
6           information, of the individual is removed from such  
7           information prior to the analysis.

8           (3) SHARING WITH CENTERS FOR DISEASE  
9           CONTROL AND PREVENTION.—The Secretary may  
10          share data from any tests performed under sub-  
11          section (a) with the Director of the Centers for Dis-  
12          ease Control and Prevention, as appropriate, to in-  
13          crease the knowledge and understanding of cancer  
14          occurrences among firefighters.

15          (e) DEFINITIONS.—In this section:

16               (1) The term “firefighter” has the meaning  
17               given that term in section 707 of the National De-  
18               fense Authorization Act for Fiscal Year 2020 (Pub-  
19               lic Law 116–92; 133 Stat. 1441; 10 U.S.C. 1074m  
20               note).

21               (2) The term “high-risk individual” means an  
22               individual who—

23                       (A) is African American;

6

1 (B) has at least one first-degree relative  
2 who has been diagnosed with prostate cancer at  
3 an early age; or

4 (C) is otherwise determined by the Sec-  
5 retary to be high-risk with respect to prostate  
6 cancer.



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

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

1 **SEC. \_\_\_\_ . AMENDMENTS TO SIKES ACT.**

2 (a) USE OF NATURAL FEATURES.—Section  
3 101(a)(3)(A) of the Sikes Act (16 U.S.C. 670a(a)(3)(A))  
4 is amended—

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

7 (2) by inserting after clause (i) the following:

8 “(ii) the use of natural and nature-  
9 based features to maintain or improve mili-  
10 tary installation resilience;”.

11 (b) EXPANDING AND MAKING PERMANENT THE PRO-  
12 GRAM FOR INVASIVE SPECIES MANAGEMENT FOR MILI-  
13 TARY INSTALLATIONS.—Section 101(g) of the Sikes Act  
14 (16 U.S.C. 670a(g)) is amended—

15 (1) by striking the header and inserting “PRO-  
16 GRAM FOR INVASIVE SPECIES MANAGEMENT FOR  
17 MILITARY INSTALLATIONS”; and

18 (2) in paragraph (1)—

2

- 1 (A) by striking “During fiscal years 2009
- 2 through 2014, the” and inserting “The”; and
- 3 (B) by striking “in Guam”.



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

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

1 **SEC. 10 \_\_\_\_. TRANSFER OF AIRCRAFT TO OTHER DEPART-**  
2 **MENTS FOR WILDFIRE SUPPRESSION AND**  
3 **OTHER PURPOSES.**

4 Section 1098(c)(1) of the National Defense Author-  
5 ization Act for Fiscal Year 2014 (Public Law 113–66) is  
6 amended by inserting “, search and rescue, or emergency  
7 operations pertaining to wildfires” after “purposes”.



**AMENDMENT TO H.R. 7900**

**OFFERED BY MRS. BICE OF OKLAHOMA**

**(funding table amendment)**

**TITLE: Transition of the Autonomous Maritime Patrol Aircraft (AMPA) JCTD to Naval Aviation System Command (NAVAIR).**

In section 4201 of division D, relating to Research, Development, Test and Evaluation, Navy, increase the amount for Advanced Tactical Unmanned Aerial Systems, Line 100, by \$15,000,000.

In section 4201 of division D, relating to Research, Development, Test, and Evaluation, Defense-Wide, reduce the amount for line 67, Test & Evaluation Science & Technology by \$15,000,000.

**AMENDMENT TO H.R. 7900**

**OFFERED BY MR. TURNER**

**(Funding table amendment)**

In Section 4201 relating to Research, Development, Test, and Evaluation, Air Force/ Operational Systems Development, increase the amount for ISR Modernization and Automation Development (IMAD), line 232, by \$10,000,000 to operationalize foreign language exploitation capabilities.

In section 4301 of division D, relating to Operation and Maintenance, Administration and Service-Wide Activities, reduce the amount for line 480, Other Personnel Support, by \$10,000,000.



**AMENDMENT TO H.R. 7900**  
**OFFERED BY MRS. HARTZLER OF MISSOURI**

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

1 **SEC. 5 \_\_\_\_ . DIRECT ACCEPTANCE OF GIFTS FROM CERTAIN**  
2 **SOURCES BY ENLISTED MEMBERS.**

3 (a) **AUTHORITY.**—Section 2601a of title 10, United  
4 States Code, is amended—

5 (1) in subsection (b)—

6 (A) by redesignating paragraphs (1)  
7 through (3) as subparagraphs (A) through (C),  
8 respectively;

9 (B) in the matter preceding subparagraph  
10 (A), as redesignated, by striking “This section  
11 applies to” and inserting “(1) A member de-  
12 scribed in this paragraph is”;

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

15 “(2) A member described in this paragraph is an en-  
16 listed member of the armed forces.”; and

17 (2) in subsection (d)—

18 (A) by inserting “(1)” before “The regula-  
19 tions”; and

1 (B) by adding at the end the following new  
2 paragraph:

3 “(2) A member described in subsection (b)(2) may  
4 not accept a gift—

5 “(A) from a source described in paragraph (1);

6 “(B) solicited by the member;

7 “(C) that a reasonable person would believe was  
8 intended to influence the member in the performance  
9 of duties as a member; or

10 “(D) that a reasonable person would believe  
11 was intended to supplement the pay of the mem-  
12 ber.”.

13 (b) CONFORMING AMENDMENTS.—Such section is  
14 further amended—

15 (1) in subsection (b)(1)(C), as redesignated, by  
16 striking “paragraph (1)” and inserting “subpara-  
17 graph (A)”;

18 (2) in subsection (e), by striking “, (2) or (3)”;

19 and

20 (3) in subsection (e), by striking “subsection  
21 (b)(2)” and inserting “subsection (b)(1)(B)”.



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

Subsection (b) of section 4219 of the Atomic Energy Defense Act (50 U.S.C. 2538a), as proposed to be added by section 3111(c)(3) (Log 75141), is amended—

(1) in paragraph (1)(A), by inserting after “notification” the following: “and a justification of the requirement”; and

(2) in paragraph (2)(B), by inserting after “notification” the following: “and a cost estimate to meet such requirements”.



**AMENDMENT TO H.R. 7900**  
**OFFERED BY MS. SHERRILL OF NEW JERSEY**

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

1 **SEC. 6 \_\_\_\_ . STUDY AND REPORT ON MILITARY INSTALLA-**  
2 **TIONS WITH LIMITED CHILD CARE.**

3 (a) STUDY.—

4 (1) IN GENERAL.—The Secretary of Defense  
5 shall conduct a study regarding child care at mili-  
6 tary installations of the covered Armed Forces—

7 (A) that are not served by a military child  
8 development center; or

9 (B) where the military child development  
10 center has few available spots.

11 (2) ELEMENTS.—The study shall identify the  
12 following with regards to each military installation  
13 described in paragraph (1):

14 (A) The current and maximum possible en-  
15 rollment at the military child development cen-  
16 ter (if one exists).

17 (B) Plans of the Secretary to expand an  
18 existing, or construct a new, military child de-  
19 velopment center.

1 (C) The resulting capacity of each military  
2 child development center described in subpara-  
3 graph (B).

4 (D) The median cost of services at accred-  
5 ited child care facilities located near such mili-  
6 tary installation compared to the amount of as-  
7 sistance provided by the Secretary of the mili-  
8 tary department concerned to members for  
9 child care services.

10 (b) REPORT.—Not later than one year after the date  
11 of the enactment of this Act, the Secretary shall submit  
12 to the congressional defense committees a report con-  
13 taining the results of the study conducted under this sec-  
14 tion, including any policy recommendations of the Sec-  
15 retary to address the rising cost of child care near military  
16 installations and the rates of child care fee assistance pro-  
17 vided to members of the covered Armed Forces.

18 (c) DEFINITIONS.—In this section:

19 (1) The term “covered Armed Force” means  
20 the following:

21 (A) The Army.

22 (B) The Navy.

23 (C) The Marine Corps.

24 (D) The Air Force.

25 (E) The Space Force.

1           (2) The term “military child development cen-  
2           ter” has the meaning given such term in section  
3           1800 of title 10, United States Code.



**AMENDMENT TO H.R. 7900**  
**OFFERED BY MS. SHERRILL OF NEW JERSEY**

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

1 **SEC. 5 \_\_\_\_ . INFORMATION REGARDING APPRENTICESHIPS**  
2 **FOR MEMBERS DURING INITIAL ENTRY**  
3 **TRAINING.**

4 (a) REQUIREMENT.—Chapter 31 of title 10, United  
5 States Code, is amended by inserting after section 510 the  
6 following new section:

7 **“§ 510a. Provision of information regarding appren-**  
8 **ticeships during initial entry training**

9 “(a) IN GENERAL.—The Secretary concerned shall  
10 provide to a member, during initial entry training, infor-  
11 mation regarding registered apprenticeship programs re-  
12 lated to the military occupational specialty or career field  
13 of such member.

14 “(b) REGISTERED APPRENTICESHIP PROGRAM DE-  
15 FINED.—In this section, the term ‘registered apprentice-  
16 ship program’ means an apprenticeship program reg-  
17 istered under the Act of August 16, 1937 (commonly  
18 known as the ‘National Apprenticeship Act’; 50 Stat. 664,  
19 chapter 663; 29 U.S.C. 50 et seq.).”

1           (b) CLERICAL AMENDMENT.—The table of sections  
2 at the beginning of such chapter is amended by inserting,  
3 after the item relating to section 510, the following new  
4 item:

“510a. Provision of information regarding apprenticeships during initial entry  
training.”.





**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:

**Transportation Officer Flexibility**

The Committee notes that the COVID-19 pandemic exposed the degree to which weakened U.S. supply chains pose a risk to our economic and national security. Effective transportation management related to planning, operation, coordination and evaluation of all modes of transportation in order to move units, personnel, equipment, and supplies is critical to support the warfighter.

The Committee directs the Commander of U.S. Transportation Command to provide a briefing to the House Committee on Armed Services by March 1, 2022, regarding the feasibility of developing a policy to allow transportation officers, when necessary, to utilize transportation and distribution resources outside of existing services contracts in order to meet supply chain requirements and warfighter needs.

**AMENDMENT TO H.R. 7900**  
**OFFERED BY MS. SHERRILL OF NEW JERSEY**

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

1 **SEC. 5 \_\_\_\_ . SUPPORT FOR MEMBERS WHO PERFORM DU-**  
2 **TIES REGARDING REMOTELY PILOTED AIR-**  
3 **CRAFT: STUDY; REPORT.**

4 (a) STUDY.—The Secretary of Defense (in consulta-  
5 tion with the Secretary of Transportation and Adminis-  
6 trator of the Federal Aviation Administration) shall con-  
7 duct a study to identify opportunities to provide more sup-  
8 port services to, and greater recognition of combat accom-  
9 plishments of, RPA crew. Such study shall identify the  
10 following with respect to each covered Armed Force:

11 (1) Safety policies applicable to crew of tradi-  
12 tional aircraft that apply to RPA crew.

13 (2) Personnel policies, including crew staffing  
14 and training practices, applicable to crew of tradi-  
15 tional aircraft that apply to RPA crew.

16 (3) Metrics the Secretaries of the military de-  
17 partments use to evaluate the health of RPA crew.

1           (4) Incentive pay, retention bonuses, promotion  
2 rates, and career advancement opportunities for  
3 RPA crew.

4           (5) Combat zone compensation available to  
5 RPA crew.

6           (6) Decorations and awards for combat avail-  
7 able to RPA crew.

8           (7) Mental health care available to crew of tra-  
9 ditional aircraft and RPA crew who conduct combat  
10 operations.

11           (8) Whether RPA crew receive post-separation  
12 health (including mental health) care equivalent to  
13 crew of traditional aircraft.

14           (9) An explanation of any difference under  
15 paragraph (8).

16       (b) REPORT.—Not later than one year after the date  
17 of the enactment of this Act, the Secretary of Defense  
18 shall submit to the appropriate congressional committees  
19 a report containing the results of the study conducted  
20 under this section, including any policy recommendations  
21 of the Secretary regarding such results.

22       (c) DEFINITIONS.—In this section:

23           (1) In this section, the term “appropriate con-  
24 gressional committees” means the following:

1 (A) The Committees on Armed Services of  
2 the Senate and House of Representatives.

3 (B) The Committees on Appropriations of  
4 the Senate and House of Representatives.

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

7 (D) The Committee on Transportation and  
8 Infrastructure of the House of Representatives.

9 (2) The term “covered Armed Force” means an  
10 Armed Force under the jurisdiction of the Secretary  
11 of a military department.

12 (3) The term “RPA crew” means members of  
13 covered Armed Forces who perform duties relating  
14 to remotely piloted aircraft.

15 (4) The term “traditional aircraft” means fixed  
16 or rotary wing aircraft operated by an onboard pilot.



**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 \_\_\_\_ . DIGITAL MISSION OPERATIONS PLATFORM FOR**  
2 **THE SPACE FORCE.**

3 The Secretary of the Air Force is authorized to enter  
4 into one or more contracts for the procurement of a digital  
5 mission operations platform for the Space Force that—

6 (1) is capable of providing systems operators  
7 with the ability to analyze system performance in a  
8 simulated mission environment; and

9 (2) enables collaboration among such operators  
10 in a integrated, physics-based environment.



**AMENDMENT TO H.R. 7900**

**OFFERED BY MR. LAMBORN**

In section 4301 of division D, relating to operations and maintenance, Space Force, increase the amount for Space Operations, Line 030, by \$7,000,000.

In section 4301 of division D, relating to operations and maintenance, Defense Wide, reduce the amount for Defensewide Activities, Line 440, by \$7,000,000.

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

**Offered by: Ms. Sherrill**

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

**Report on Installation Access for Housing and Environmental Inspectors**

The committee commends the military departments for the significant progress made in protecting the health and safety of military families who reside in privatized military housing. However, the committee is concerned by reports that state, local, and federal housing and environmental inspectors have been denied access to military installations, or had their access delayed, due to a lack of clarity on the part of personnel regarding inspectors' ability to conduct onsite inspections and review relevant housing records. Therefore, the committee directs the Comptroller General of the United States to submit a report to the House Committee on Armed Services by February 1, 2023, which shall address the following:

- (1) The prevalence of denial of access to state, local, and federal housing and environmental inspectors;
- (2) The causes of denial of access;
- (3) Other institutional obstacles to the ability of state, local, and federal housing and environmental inspectors to carry out their duties at military installations; and
- (4) Make recommendations for procedures to avoid undue denial of base access in the future

**AMENDMENT TO H.R. 7900**  
**OFFERED BY MS. SHERRILL OF NEW JERSEY**

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

1 **SEC. 5 \_\_\_\_ . PILOT GRANT PROGRAM TO SUPPLEMENT THE**  
2 **TRANSITION ASSISTANCE PROGRAM OF THE**  
3 **DEPARTMENT OF DEFENSE.**

4 (a) **ESTABLISHMENT.**—The Secretary of Defense, in  
5 consultation with the Secretary of Veterans Affairs, shall  
6 carry out a pilot grant program under which the Secretary  
7 of Defense provides enhanced support and funding to eligi-  
8 ble entities to supplement TAP to provide job opportuni-  
9 ties for industry recognized certifications, job placement  
10 assistance, and related employment services directly to  
11 covered individuals.

12 (b) **SERVICES.**—Under the pilot grant program, the  
13 Secretary of Defense shall provide grants to eligible enti-  
14 ties to provide to covered individuals the following services:

15 (1) Using an industry-validated screening tool,  
16 assessments of prior education, work history, and  
17 employment aspirations of covered individuals, to  
18 tailor appropriate and employment services.



1           (2) Preparation for civilian employment  
2 through services like mock interviews and salary ne-  
3 gotiations, training on professional networking plat-  
4 forms, and company research.

5           (3) Several industry-specific learning path-  
6 ways—

7                 (A) with entry-level, mid-level and senior  
8 versions;

9                 (B) in fields such as project management,  
10 cybersecurity, and information technology;

11                (C) in which each covered individual works  
12 with an academic advisor to choose a career  
13 pathway and navigate coursework during the  
14 training process; and

15                (D) in which each covered individual can  
16 earn industry-recognized credentials and certifi-  
17 cations, at no charge to the covered individual.

18           (4) Job placement services.

19           (c) PROGRAM ORGANIZATION AND IMPLEMENTATION  
20 MODEL.—The pilot grant program shall follow existing  
21 economic opportunity program models that combine indus-  
22 try-recognized certification training, furnished by profes-  
23 sionals, with online learning staff.

24           (d) CONSULTATION.—In carrying out the program,  
25 the Secretary of Defense shall seek to consult with private

1 entities to assess the best economic opportunity program  
2 models, including existing economic opportunity models  
3 furnished through public-private partnerships.

4 (e) ELIGIBILITY.—To be eligible to receive a grant  
5 under the pilot grant program, an entity shall—

6 (1) follow a job training and placement model;

7 (2) have rigorous program evaluation practices;

8 (3) have established partnerships with entities  
9 (such as employers, governmental agencies, and non-  
10 profit entities) to provide services described in sub-  
11 section (b);

12 (4) have online training capability to reach  
13 rural veterans, reduce costs, and comply with new  
14 conditions forced by COVID-19; and

15 (5) have a well-developed practice of program  
16 measurement and evaluation that evinces program  
17 performance and efficiency, with data that is high  
18 quality and shareable with partner entities.

19 (f) COORDINATION WITH FEDERAL ENTITIES.—A  
20 grantee shall coordinate with Federal entities, including—

21 (1) the Office of Transition and Economic De-  
22 velopment of the Department of Veterans Affairs;  
23 and

24 (2) the Office of Veteran Employment and  
25 Transition Services of the Department of Labor.

1 (g) METRICS AND EVALUATION.—Performance out-  
2 comes shall be verifiable using a third-party auditing  
3 method and include the following:

4 (1) The number of covered individuals who re-  
5 ceive and complete skills training.

6 (2) The number of covered individuals who se-  
7 cure employment.

8 (3) The retention rate for covered individuals  
9 described in paragraph (2).

10 (4) Median salary of covered individuals de-  
11 scribed in paragraph (2).

12 (h) SITE LOCATIONS.—The Secretary of Defense  
13 shall select five military installations in the United States  
14 where existing models are successful.

15 (i) ASSESSMENT OF POSSIBLE EXPANSION.—A  
16 grantee shall assess the feasibility of expanding the cur-  
17 rent offering of virtual training and career placement serv-  
18 ices to members of the reserve components of the Armed  
19 Forces and covered individuals outside the United States.

20 (j) DURATION.—The pilot grant program shall termi-  
21 nate on September 30, 2025.

22 (k) REPORT.—Not later than 180 days after the ter-  
23 mination of the pilot grant program, the Secretary of De-  
24 fense shall submit to the congressional defense committees  
25 a report that includes—

1 (1) a description of the pilot grant program, in-  
2 cluding a description of specific activities carried out  
3 under this section; and

4 (2) the metrics and evaluations used to assess  
5 the effectiveness of the pilot grant program.

6 (l) DEFINITIONS.—In this section:

7 (1) The term “covered individual” means—

8 (A) a member of the Armed Forces partici-  
9 pating in TAP; or

10 (B) a spouse of a member described in  
11 subparagraph (A).

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

15 (3) The term “TAP” means the transition as-  
16 sistance program of the Department of Defense  
17 under sections 1142 and 1144 of title 10, United  
18 States Code.



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

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

1 **SEC. 5 \_\_\_\_ . EXTENSION OF NATIONAL GUARD SUPPORT FOR**  
2 **FIREGUARD PROGRAM.**

3 Section 515 of the National Defense Authorization  
4 Act for Fiscal Year 2022 (Public Law 117–81) is amended  
5 by striking “September 30, 2026” and inserting “Sep-  
6 tember 30, 2029”.



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

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

1 **SEC. 7\_\_\_.** **INCLUSION OF EXPOSURE TO**  
2 **PERFLUOROALKYL AND POLYFLUOROALKYL**  
3 **SUBSTANCES AS COMPONENT OF PERIODIC**  
4 **HEALTH ASSESSMENTS.**

5 (a) PERIODIC HEALTH ASSESSMENT.—Each Sec-  
6 retary concerned shall ensure that any periodic health as-  
7 sessment provided to a member of the Armed Forces in-  
8 cludes an evaluation of whether the member has been—

9 (1) based or stationed at a military installation  
10 identified by the Secretary concerned as a location  
11 with a known or suspected release of perfluoroalkyl  
12 substances or polyfluoroalkyl substances during the  
13 period in which the member was based or stationed  
14 at the military installation; or

15 (2) exposed to such substances, including by  
16 evaluating any information in the health record of  
17 the member.

18 (b) SEPARATION HISTORY AND PHYSICAL EXAMINA-  
19 TIONS.—Section 1145(a)(5) of title 10, United States

1 Code is amended by adding at the end the following new  
2 subparagraph:

3 “(D) The Secretary concerned shall ensure that each  
4 physical examination of a member under subparagraph  
5 (A) includes an assessment of whether the member was—

6 “(i) based or stationed at a military installation  
7 identified by the Secretary concerned as a location  
8 with a known or suspected release of perfluoroalkyl  
9 substances or polyfluoroalkyl substances during the  
10 period in which the member was based or stationed  
11 at the military installation; or

12 “(ii) exposed to such substances, including by  
13 assessing any information in the health record of the  
14 member.”.

15 (c) DEPLOYMENT ASSESSMENTS.—Section  
16 1074f(b)(2) of title 10, United States Code, is amended  
17 by adding at the end the following new subparagraph:

18 “(E) An assessment of whether the member  
19 was—

20 “(i) based or stationed at a military instal-  
21 lation identified by the Secretary concerned as  
22 a location with a known or suspected release of  
23 perfluoroalkyl substances or polyfluoroalkyl sub-  
24 stances during the period in which the member

1 was based or stationed at the military installa-  
2 tion; or

3 “(ii) exposed to such substances, including  
4 by assessing any information in the health  
5 record of the member.”

6 (d) PROVISION OF BLOOD TESTING TO DETERMINE  
7 EXPOSURE TO PERFLUOROALKYL SUBSTANCES OR  
8 POLYFLUOROALKYL SUBSTANCES.—

9 (1) PROVISION OF BLOOD TESTING.—

10 (A) IN GENERAL.—If a covered evaluation  
11 of a member of the Armed Forces results in a  
12 positive determination of potential exposure to  
13 perfluoroalkyl substances or polyfluoroalkyl sub-  
14 stances, the Secretary concerned shall provide  
15 to that member, during the covered evaluation,  
16 blood testing to determine and document poten-  
17 tial exposure to such substances.

18 (B) INCLUSION IN HEALTH RECORD.—The  
19 results of blood testing of a member of the  
20 Armed Forces conducted under subparagraph  
21 (A) shall be included in the health record of the  
22 member.

23 (2) ANALYSIS OF BLOOD TESTING RESULTS.—

24 (A) PLAN.—Not later than one year after  
25 the date of enactment of this Act, the Secretary



1 of Defense shall submit to the Committees on  
2 Armed Services of the House of Representatives  
3 and the Senate a plan, consistent with Depart-  
4 ment of Defense Instruction 6055.05 (or such  
5 successor instruction), to track and analyze, in-  
6 cluding through the identification and analysis  
7 of trends, the results of blood testing results  
8 provided pursuant to the paragraph (1) or  
9 under section 707 of the National Defense Au-  
10 thorization Act for Fiscal Year 2020 (Public  
11 Law 116–92; 133 Stat. 1441; 10 U.S.C. 1074m  
12 note).

13 (B) ANNUAL REPORTS.—Not later than  
14 two years after the date of enactment of this  
15 Act, and annually thereafter, the Secretary  
16 shall submit to the Committees on Armed Serv-  
17 ices of the House of Representatives and the  
18 Senate a report containing a summary of the  
19 results of blood testing provided pursuant to  
20 paragraph (1), at a Department of Defense-  
21 wide level.

22 (e) DEFINITIONS.—In this section:

23 (1) The term “covered evaluation” means—

24 (A) a periodic health assessment conducted  
25 in accordance with subsection (a);

1           (B) a separation history and physical ex-  
2           amination conducted under section 1145(a)(5)  
3           of title 10, United States Code, as amended by  
4           subsection (b); or

5           (C) a deployment assessment conducted  
6           under section 1074f(b)(2) of such title, as  
7           amended by subsection (c).

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



## **Amendment to H.R. 7900**

### **Offered by: Mr. Horsford**

In section 4201 of division D, related to RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, SPACE FORCE increase the amount for TACTICALLY RESPONSIVE LAUNCH, Line 045, by \$25,000,000.

In section 4301 of division D, related to OPERATION & MAINTENANCE, SPACE FORCE, line 080, reduce the amount for CONTRACTOR LOGISTICS AND SUSTEM SUPPORT, by \$25,000,000.

**AMENDMENT TO H.R. 7900**

**OFFERED BY MR. HORSFORD**

**(funding table amendment)**

In section 4201 of division D, relating to Research, Development, Test, and Evaluation, Air Force, increase the amount for Aerospace Technology Dev/Demo, Line 20, by \$20,000,000.

In section 4301 of division D, relating to Operation & Maintenance, Defense-Wide, reduce the amount for Joint Chiefs of Staff, Line 10, by \$20,000,000.

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

**Offered by: Mr. Horsford**

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

Space Development Agency

The committee notes that the conference report accompanying the William M. (Mac) Thornberry National Defense Authorization Act for Fiscal Year 2021 (Public Law 116-283) noted value of the establishment of a Space Development Agency (SDA) within the Department of Defense to address emerging threats, leverage new commercial architectures, and provide innovative solutions. The conference report also stated its expectation that SDA develop and preserve an independent culture of innovation and rapid acquisition that is separate and distinct from the more traditional space acquisition within the Space Force and the Air Force. As SDA transitions to the Space Force in Fiscal Year 2023, the committee continues to value the mission and role of SDA to conduct rapid acquisition and prioritize resilience, innovation, and use of new commercial capabilities. The Secretary of the Air Force and the Chief of Space Operations should ensure that SDA continues to foster its own culture and maintain the necessary authorities to support these priorities.

The committee also notes that Section 1601 of the William M. (Mac) Thornberry National Defense Authorization Act for Fiscal Year 2021 mandated that following SDA's transition to the U.S. Space Force, the program elements for SDA remain separate from those of the Space Force. The committee is concerned that the budget request for fiscal year 2023 does not fully comply with the statutory requirements in how the Fiscal Year 2022 budget request was submitted.

Accordingly, the committee directs the Director of the Space Development Agency, in consultation with the Secretary of the Air Force, the Chief of Space Operations Secretary and the Undersecretary of Defense (Comptroller), to provide a briefing to the House Armed Services Committee not later than December 22, 2022, on how SDA program elements will be contained in future submissions, in accordance with Section 1601 of the FY2021 National Defense Authorization Act.

## **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:

#### **Expansion of Employment Opportunities for Military Spouses**

The committee recognizes military spouses face unique challenges regarding employment. Therefore, the committee directs the Under Secretary of Defense for Personnel and Readiness to submit a report to the House Committee on Armed Services not later than March 1, 2023, on expanding opportunities for the employment of military spouses. This report shall include at a minimum:

- (1) an identification of departments and agencies of the Federal Government that offer employment opportunities on or near military installations and the number of spouses that could be hired to address such workforce needs;
- (2) an analysis of unemployment and underemployment of military spouses;
- (3) an assessment of the extent to which positions in the Federal Government available to military spouses are sufficiently portable to support the continued employment of such spouses in the event of a change in duty station for the service member;
- (4) a description of efforts to increase the portability of such positions;
- (5) an identification of opportunities for qualified military spouses to collaborate with the Department of the Treasury to support members of the Armed Forces in completing annual tax returns and other related documents, including opportunities to increase the availability of tax-related resources and increasing service members' access to tax-related information; and
- (6) the feasibility and advisability of establishing a pilot program to increase the hiring of military spouses by departments and agencies of the Federal Government.

**AMENDMENT TO H.R. 7900**  
**OFFERED BY MR. DESJARLAIS OF TENNESSEE**

Add at the appropriate place in title XXXI the following new section:

1 **SEC. 31\_\_.** **MODIFICATION OF MINOR CONSTRUCTION**

2 **THRESHOLD FOR PLANT PROJECTS.**

3 Section 4701(2) of the Atomic Energy Defense Act  
4 (50 U.S.C. 2741(2)) is amended by striking  
5 “\$25,000,000” and inserting “\$30,000,000”.



**AMENDMENT TO H.R. 7900**  
**OFFERED BY MR. DesJarlais**

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

1 **SEC. 31** \_\_\_\_ . **PROHIBITION ON AVAILABILITY OF FUNDS TO**  
2 **RECONVERT OR RETIRE W76-2 WARHEADS.**

3 (a) **PROHIBITION.**—Except as provided in subsection  
4 (b), none of the funds authorized to be appropriated by  
5 this Act or otherwise made available for fiscal year 2023  
6 for the National Nuclear Security Administration may be  
7 obligated or expended to reconvert or retire a W76–2 war-  
8 head.

9 (b) **WAIVER.**—The Administrator for Nuclear Secu-  
10 rity may waive the prohibition in subsection (a) if the Ad-  
11 ministrator, in consultation with the Secretary of Defense,  
12 and the Chairman of the Joint Chiefs of Staff, certifies  
13 in writing to the congressional defense committees—

14 (1) that Russia and China do not possess naval  
15 capabilities similar to the W76–2 warhead in the ac-  
16 tive stockpiles of the respective country; and



1           (2) that the Department of Defense does not  
2           have a valid military requirement for the W76-2  
3           warhead.



**AMENDMENT TO H.R. 7900**  
**OFFERED BY MR. PANETTA OF CALIFORNIA**

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

1 **SEC. 5 \_\_\_\_ . NAVAL POSTGRADUATE SCHOOL: ATTENDANCE**  
2 **BY ENLISTED MEMBERS.**

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

5 (1) The demands of the future operating envi-  
6 ronment need to be met by the most professional, in-  
7 telligent, innovative, and capable servicemembers our  
8 nation has ever produced.

9 (2) Though officers comprise roughly 18% of  
10 the armed forces, they receive significantly higher in-  
11 vestments into their education up to the PhD level  
12 than that of their enlisted counterparts.

13 (3) Investing in enlisted advanced education  
14 will strengthen the lethality of the armed forces by  
15 producing higher quantities of noncommissioned offi-  
16 cers able to operate through the intellectual de-  
17 mands of complex contingencies, producing military  
18 leaders at rates higher than is otherwise feasible  
19 with the pool of eligible officers.

1           (4) Conducting research and analysis on the  
2           impact of advanced education on enlisted  
3           servicemembers performance, promotion rate, mis-  
4           conduct, and retention is critical to propelling the  
5           Department of Defense’s initiatives for a modern,  
6           state-of-the art approach to education and research  
7           to create and sustain an intellectual overmatch in to-  
8           day’s warfighting domains.

9           (5) The Naval Postgraduate School serves as a  
10          converging point for all branches of the United  
11          States military while simultaneously offering innova-  
12          tive learning environments that, combined, offers an  
13          ideal testing ground to evaluate the potential bene-  
14          fits of expanding enlisted higher education across  
15          the Joint Force.

16          (b) IN GENERAL.—Subsection (a)(2)(D)(iii) of sec-  
17          tion 8545 of title 10, United States Code, is amended by  
18          striking “only on a space-available basis” and inserting  
19          “at a rate of acceptance not to be conditioned by the num-  
20          ber of officer applications”.

21          (c) BRIEFING.—Six years after the date of the enact-  
22          ment of this Act, the Secretary of Defense shall brief the  
23          Committees on Armed Services of the Senate and House  
24          of Representatives on the effects of increasing enrollment  
25          of enlisted members at the Naval Postgraduate School

1 pursuant to the amendment made by subsection (a). Such  
2 briefing shall include the following elements:

3 (1) Any increase to the lethality of the Armed  
4 Forces.

5 (2) Effects on rates of recruitment, promotion  
6 (including compensation to members), and retention.

7 (3) Effects on malign behavior by members of  
8 the Armed Forces.



**AMENDMENT TO H.R. 7900**  
**OFFERED BY MR. PANETTA OF CALIFORNIA**

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

1 **SEC. 16 \_\_\_\_ . MIDDLE EAST INTEGRATED AIR AND MISSILE**  
2 **DEFENSE.**

3 (a) IN GENERAL.—The Secretary of Defense, in con-  
4 sultation with the Secretary of State and the Director of  
5 National Intelligence, shall seek to cooperate with allies  
6 and partners of the United States in the area of responsi-  
7 bility of the United States Central Command to improve  
8 integrated air and missile defense capability to protect the  
9 people, infrastructure, and territory of such allies and  
10 partners from cruise and ballistic missiles, manned and  
11 unmanned aerial systems, and rocket attacks from Iran.  
12 The Secretary shall seek to cooperate with countries that  
13 have the ability to contribute to, adopt, and maintain an  
14 integrated air and missile defense capability, and a com-  
15 mitment to countering air and missile threats to bring se-  
16 curity to the region.

17 (b) STRATEGY.—

18 (1) IN GENERAL.—Not later than 180 days  
19 after the date of the enactment of this Act, con-

1       sistent with the protection of intelligence sources  
2       and methods, the Secretary shall submit to the ap-  
3       propriate congressional committees a strategy on in-  
4       creasing cooperation with allies and partners in the  
5       area of responsibility of the United States Central  
6       Command to implement an integrated air and mis-  
7       sile defense architecture to protect the people, infra-  
8       structure, and territory of such allies and partners  
9       from cruise and ballistic missiles, manned and un-  
10      manned aerial systems, and rocket attacks from  
11      Iran.

12           (2) CONTENTS.—The strategy submitted under  
13      paragraph (1) shall include the following for coun-  
14      tries the Secretary determines meets the characteris-  
15      tics of subsection (a):

16           (A) An assessment of the threat of ballistic  
17           and cruise missiles, manned and unnamed aer-  
18           ial systems, and rocket attacks from Iran.

19           (B) A description of current efforts to co-  
20           ordinate indicators and warnings from such at-  
21           tacks with allies and partners in the region.

22           (C) An analysis of United States allied and  
23           partner systems currently in the region to de-  
24           fend against air and missile attacks

1 (D) An explanation of how an integrated  
2 regional air and missile defense architecture  
3 would improve collective security in the Central  
4 Command area of responsibility, similar to that  
5 of the European Command.

6 (E) A description of efforts to engage spec-  
7 ified foreign partners in establishing such an  
8 architecture.

9 (F) An identification of any challenges in  
10 establishing an integrated air and missile de-  
11 fense architecture with specified foreign part-  
12 ners.

13 (G) A description of relevant coordination  
14 with the Secretary of State and the ways in  
15 which such an architecture advances United  
16 States regional diplomatic goals and objectives.

17 (H) Such other matters as the Secretary  
18 considers relevant.

19 (3) PROTECTION OF SENSITIVE INFORMA-  
20 TION.—Any activity carried out under paragraph (1)  
21 shall be conducted in a manner that appropriately  
22 protects sensitive information and the national secu-  
23 rity interests of the United States.

1           (4) FORMAT.—The strategy submitted under  
2           paragraph (1) shall be submitted in unclassified  
3           form, but may include a classified annex.

4           (c) APPROPRIATE CONGRESSIONAL COMMITTEES DE-  
5           FINED.—In this section, the term “appropriate congres-  
6           sional committees” means the following:

7           (1) The congressional defense committees.

8           (2) The Committee on Foreign Affairs and the  
9           Permanent Select Committee on Intelligence of the  
10          House of Representatives.

11          (3) The Committee on Foreign Relations and  
12          the Select Committee on Intelligence of the Senate.





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

**Offered by: Ms. Escobar**

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

**Animal Cruelty Briefing**

While animal cruelty is a crime under military law, the committee is concerned about recent reports of animal cruelty at installations across the country. Animal abuse is never justified and is oftentimes a precursor to other types of crime, like domestic violence. Therefore, the committee directs the Secretary of Defense to provide a briefing to the House Armed Services Committee no later than January 30, 2023. This briefing should include details on how the department tracks animal cruelty reports and what the Department is planning to do to deter this type of behavior amongst our servicemembers.

**AMENDMENT TO H.R. 7900**  
**OFFERED BY MS. SHERRILL OF NEW JERSEY**

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

1 **SEC. 5 \_\_\_\_ . FEMALE MEMBERS OF CERTAIN ARMED FORCES**  
2 **AND CIVILIAN EMPLOYEES OF THE DEPART-**  
3 **MENT OF DEFENSE IN STEM.**

4 (a) STUDY ON MEMBERS AND CIVILIANS.—Not later  
5 than September 30, 2023, the Secretary of Defense shall  
6 submit to the Committees on Armed Services of the Sen-  
7 ate and House of Representatives a report containing the  
8 results of a study on how to increase participation of cov-  
9 ered individuals in positions in the covered Armed Forces  
10 or Department of Defense and related to STEM.

11 (b) STUDY ON SKILLBRIDGE.—Not later than Sep-  
12 tember 30, 2023, the Secretary shall submit to such Com-  
13 mittees a report containing the results of a study on how  
14 to change Skillbridge to help covered individuals, eligible  
15 for Skillbridge, find civilian employment in positions re-  
16 lated to STEM.

17 (c) DEFINITIONS.—In this section:

1           (1) The term “covered Armed Force” means an  
2           Armed Force under the jurisdiction of the Secretary  
3           of a military department.

4           (2) The term “covered individual” means a fe-  
5           male—

6                     (A) member of a covered Armed Force; or

7                     (B) civilian employee of the Department of  
8           Defense.

9           (3) The term “Skillbridge” means an employ-  
10          ment skills training program under section 1143(e)  
11          of title 10, United States Code.

12          (4) The term “STEM” means science, tech-  
13          nology, engineering, and mathematics.



**AMENDMENT TO H.R. 7900**  
**OFFERED BY MS. SHERRILL OF NEW JERSEY**

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

1 **SEC. 5 \_\_\_\_ . SKILLBRIDGE: APPRENTICESHIP PROGRAMS.**

2 (a) STUDY.—Not later than September 30, 2023, the  
3 Secretary of Defense, in consultation with the Secretary  
4 of the Department in which the Coast Guard is operating,  
5 shall conduct a study to identify the private entities par-  
6 ticipating in Skillbridge that offer positions in registered  
7 apprenticeship programs to covered members.

8 (b) RECRUITMENT.—The Secretary shall consult with  
9 officials and employees of the Department of Labor who  
10 have experience with registered apprenticeship programs  
11 to facilitate the Secretary entering into agreements with  
12 entities that offer positions described in subsection (a) in  
13 areas where the Secretary determines few such positions  
14 are available to covered members.

15 (c) DEFINITIONS.—In this section:

16 (1) The term “covered member” means a mem-  
17 ber of the Armed Forces eligible for Skillbridge.

18 (2) The term “registered apprenticeship pro-  
19 gram” means an apprenticeship program registered

1 under the Act of August 16, 1937 (commonly known  
2 as the “National Apprenticeship Act”; 50 Stat. 664,  
3 chapter 663; 29 U.S.C. 50 et seq.).

4 (3) The term “Skillbridge” means an employ-  
5 ment skills training program under section 1143(e)  
6 of title 10, United States Code.



**AMENDMENT TO H.R. 7900**  
**OFFERED BY MR. MOORE OF UTAH**

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

1 **SEC. 8\_\_\_. PROHIBITION ON COVERED AIRPORT CON-**  
2 **TRACTS WITH CERTAIN ENTITIES.**

3 (a) IN GENERAL.—The Secretary of Defense may not  
4 award a contract for the procurement of infrastructure or  
5 equipment for a passenger boarding bridge at a covered  
6 airport to a covered contractor.

7 (b) DEFINITIONS.—In this section:

8 (1) The term “covered airport” means a mili-  
9 tary airport designated by the Secretary of Trans-  
10 portation under section 47118(a) of title 49, United  
11 States Code.

12 (2) The term “covered contractor” means a  
13 contractor of the Department of Defense—

14 (A) that—

15 (i) is owned, directed, or subsidized by  
16 the People’s Republic of China; and

17 (ii) has been determined by a Federal  
18 court to have misappropriated intellectual  
19 property or trade secrets from an entity

1 organized under the laws of the United  
2 States or any jurisdiction within the  
3 United States; and

4 (B) that—

5 (i) owns or controls, is owned or con-  
6 trolled by, is under common ownership or  
7 control with, or is a successor to an entity  
8 described in subparagraph (A); or

9 (ii) has entered into an agreement,  
10 partnership, or other contractual arrange-  
11 ment with such an entity; or

12 (iii) has accepted funding (regardless  
13 of whether such funding is in the form of  
14 minority investment interest or debt) from  
15 such an entity.



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

**Offered by: Ms. Jacobs**

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

**Impact of mergers on the resiliency of the industrial base**

The committee strongly believes in preserving competition in the industrial base to allow for diversity of sourcing as needed. The committee notes that in February 2022, the Department of Defense issued a report on the state of competition within the defense industrial base and found that this consolidation “pose[s] significant national security risks.” The accompanying White House report also noted that “extreme consolidation in the defense sector has reduced competition and heightened national security risk.”

Therefore, the committee directs the Secretary of Defense to provide a briefing to the House Committee on Armed Services no later than March 31, 2023, on the steps the Department takes in considering the harm to the public interest when evaluating a proposed merger, acquisition, joint venture, strategic alliance, or any other type of investment for which notification to Congress is required under the Clayton Act. The briefing should also explain how the Department engages in consultation with the Federal Trade Commission and the Department of Justice in antitrust investigations and enforcement of those transactions, and how it relies on the analysis of other agencies, including the Federal Communications Commission, the Federal Energy Regulatory Commission, and the Department of Transportation.



**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, Defense-wide, increase the amount for Technology Maturation Initiatives, Line 096, by \$10,000,000.

In section 4301 of division D, relating to Operation and Maintenance, reduce the amount for Other Personnel Support, Army, Line 480, by \$10,000,000.

**AMENDMENT TO H.R. 7900**  
**OFFERED BY MR. HORSFORD OF NEVADA**

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

1 **SEC. 8 \_\_ . CLARIFICATION OF AUTHORITY OF THE DE-**  
2 **PARTMENT OF DEFENSE TO CARRY OUT CER-**  
3 **TAIN PROTOTYPE PROJECTS.**

4 Subsection (f) of section 4022 of title 10, United  
5 States Code, is amended to read as follows:

6 “(f) FOLLOW-ON PRODUCTION CONTRACTS OR  
7 TRANSACTIONS.—(1) A transaction entered into under  
8 this section for a prototype project shall provide for the  
9 award of a follow-on production contract or transaction  
10 to the participants in the transaction. A transaction in-  
11 cludes all individual prototype subprojects awarded under  
12 the transaction to a consortium of United States industry  
13 and academic institutions.

14 “(2) A follow-on production contract or transaction  
15 provided for in a transaction under paragraph (1) may  
16 be awarded to the participants in the transaction without  
17 the use of competitive procedures, notwithstanding the re-  
18 quirements of chapter 221 of this title and even if explicit

1 notification was not listed within the request for proposal  
2 for the transaction if—

3 “(A) competitive procedures were used for the  
4 selection of parties for participation in the trans-  
5 action; and

6 “(B) the participants in the transaction suc-  
7 cessfully completed the prototype project provided  
8 for in the transaction.”.



**AMENDMENT TO H.R. 7900**

**OFFERED BY MR. WITTMAN**

**(funding table amendment)**

In section 4201 of division D, relating to Research, Development, Test, and Evaluation, Navy, increase the amount for Ohio Replacement, Line 053, by \$10,000,000.

In section 4201 of division D, relating to Research, Development, Test, and Evaluation, Air Force, reduce the amount for HC/MC-130 RECAP RDT&E, Line 144, by \$10,000,000.

**AMENDMENT TO H.R. 7900**  
**OFFERED BY MS. ESCOBAR OF TEXAS**

At the appropriate place in the bill, insert the following new section:

1 **SEC. \_\_\_\_ . PERMANENT AUTHORITY TO REIMBURSE MEM-**  
2 **BERS FOR SPOUSE RELICENSING COSTS PUR-**  
3 **SUANT TO A PERMANENT CHANGE OF STA-**  
4 **TION.**

5 Section 453(g) of title 37, United States Code, is  
6 amended by striking paragraph (3) and redesignating  
7 paragraph (4) as paragraph (3).



**AMENDMENT TO H.R. 7900**  
**OFFERED BY MS. ESCOBAR OF TEXAS**

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

1 **SEC. \_\_\_\_ . FEDERAL WILDLAND FIREFIGHTER RECRUIT-**  
2 **MENT AND RETENTION.**

3 (a) RECRUITMENT AND RETENTION BONUS.—In  
4 order to promote the recruitment and retention of Federal  
5 wildland firefighters, the Director of the Office of Per-  
6 sonnel Management, in coordination with the Secretary of  
7 Agriculture and the Secretary of the Interior, shall estab-  
8 lish a program under which a recruitment or retention  
9 bonus of not less than \$1,000 may be paid to a Federal  
10 wildland firefighter in an amount as determined appro-  
11 priate by the Director of the Office of Personnel Manage-  
12 ment and the Secretary of Agriculture and the Secretary  
13 of the Interior. The minimum amount of such bonus in  
14 the previous sentence shall be increased each year by the  
15 Consumer Price Index in the manner prescribed under  
16 subsection (b)(2). Any bonus under this subsection—  
17 (1) shall be paid to any primary or secondary  
18 Federal wildland firefighter upon the date that such

1 firefighter successfully completes a work capacity  
2 test; and

3 (2) may not be paid to any such firefighter  
4 more than once per calendar year.

5 (b) FEDERAL WILDLAND FIREFIGHTER.—In this  
6 section, the term “Federal wildland firefighter” means  
7 any temporary, seasonal, or permanent position at the De-  
8 partment of Agriculture or the Department of the Interior  
9 that maintains group, emergency incident management, or  
10 fire qualifications, as established annually by the Stand-  
11 ards for Wildland Fire Position Qualifications published  
12 by the National Wildfire Coordinating Group, and pri-  
13 marily engages in or supports wildland fire management  
14 activities, including forestry and rangeland technicians  
15 and positions concerning aviation, engineering heavy  
16 equipment operations, or fire and fuels management.



**AMENDMENT TO H.R. 7900**

**OFFERED BY MR. KELLY**

**(funding table amendment)**

In section 4201 of division D, relating to Research, Development, Testing, and Evaluation, Navy, increase the amount for Classified Programs, Line 255A, Program Element 0303901N, by \$12,780,000.

In section 4201 of division D, relating to Research, Development, Testing, and Evaluation, Air Force, reduce the amount for HC/MC-130 Recap Research, Development, Testing, and Evaluation, Line 144, Program Element 0605278F, by \$12,780,000.



**AMENDMENT TO H.R. 7900**

**OFFERED BY MR. KELLY**

**(funding table amendment)**

In section 4301 of division D, relating to Operations and Maintenance, Navy Operating Forces, increase the amount for Combatant Commanders Direct Mission Support, Line 210, by \$12,000,000.

In section 4301 of division D, relating to Operations and Maintenance, Defense Wide, reduce the amount for Washington Headquarters Services, Line 500, by \$12,000,000.

**AMENDMENT TO H.R. 7900**

**OFFERED BY MR. KELLY**

**(funding table amendment)**

In section 4201 of division D, relating to RDT&E, increase the amount for Line 15, PE 0602147A, Long Range Precision Fires Technology, by \$15,000,000.

In section 4301 of division D, relating to Operations and Maintenance, Defense-Wide, reduce the amount for Line 440, Office of the Secretary of Defense, by \$5,000,000, and in section 4301, relating to Operations and Maintenance, Air Force, reduce the amount for line 020, Combat Enhancement Forces, by \$10,000,000.

**AMENDMENT TO H.R. 7900**  
**OFFERED BY MS. GARCIA OF TEXAS**

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

1 **SEC. 5 \_\_\_\_ . PRIMARY PREVENTION OF VIOLENCE.**

2 (a) ANNUAL PRIMARY PREVENTION RESEARCH  
3 AGENDA.—Section 549A(c) of the National Defense Au-  
4 thorization Act for Fiscal Year 2022 (Public Law 117–  
5 811 10 U.S.C. 1561 note) is amended—

6 (1) by redesignating paragraphs (2), (3), and  
7 (4) as paragraphs (5), (6), and (7), respectively;

8 (2) by inserting after paragraph (1) the fol-  
9 lowing new paragraphs:

10 “(2) include a focus on whether and to what ex-  
11 tent sub-populations of the military community may  
12 be targeted for sexual assault, sexual harassment, or  
13 domestic violence more than others;

14 “(3) seek to identify factors that influence the  
15 prevention, perpetration, and victimization of sexual  
16 assault, sexual harassment, and domestic violence;

17 “(4) seek to improve the collection and dissemi-  
18 nation of data on hazing and bullying related to sex-

1 ual assault, sexual harassment, and domestic vio-  
2 lence;” and

3 (3) in paragraph (6), as redesignated by para-  
4 graph (1) of this section, by amending the text to  
5 read as follows:

6 “(6) incorporate collaboration with other Fed-  
7 eral departments and agencies, including the De-  
8 partment of Health and Human Services and the  
9 Centers for Disease Control and Prevention, State  
10 governments, academia, industry, federally funded  
11 research and development centers, nonprofit organi-  
12 zations, and other organizations outside of the De-  
13 partment of Defense, including civilian institutions  
14 that conduct similar data-driven studies, collection,  
15 and analysis; and”.

16 (b) PRIMARY PREVENTION WORKFORCE.—Section  
17 549B of the National Defense Authorization Act for Fis-  
18 cal Year 2022 (Public Law 117–81; 10 U.S.C. 501 note)  
19 is amended—

20 (1) in subsection (c), by adding at the end the  
21 following new paragraph:

22 “(3) COMPTROLLER GENERAL REPORT.—Not  
23 later than one year after the date of the enactment  
24 of the National Defense Authorization Act for Fiscal  
25 Year 2023, the Comptroller General of the United

1 States shall submit to the appropriate congressional  
2 committees a report comparing the sexual harass-  
3 ment and prevention training of the Department of  
4 Defense with similar programs at other Federal de-  
5 partments and agencies and including data collected  
6 by colleges and universities and other relevant out-  
7 side entities.”; and

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

10 “(e) INCORPORATION OF RESEARCH AND FIND-  
11 INGS.—The Primary Prevention Workforce established  
12 under subsection (a) shall, on a regular basis, incorporate  
13 findings and conclusions from the primary prevention re-  
14 search agenda established under section 549A, as appro-  
15 priate, into the work of the workforce.

16 “(f) APPROPRIATE CONGRESSIONAL COMMITTEES  
17 DEFINED.—In this section, the term ‘appropriate congres-  
18 sional committees’ means the following:

19 “(1) The Committees on Armed Services of the  
20 Senate and House of Representatives.

21 “(2) The Committees on Appropriations of the  
22 Senate and House of Representatives.

23 “(3) The Committee on Committee on Home-  
24 land Security and Governmental Affairs of the Sen-  
25 ate.

1           “(4) The Committee on Oversight and Reform  
2           of the House of Representatives.”.



**AMENDMENT TO H.R. 7900**

**OFFERED BY MS. SHERRILL**

**(funding table amendment)**

In section 4201 of division D, relating to Research, Development, Test & Evaluation, Army increase the amount for Lethality Technology, Line 09 by \$5 million to investigate novel armament systems and technologies.

In section 4301 of division D, relating to Operations and Maintenance, Administration and Service-Wide Activities, reduce the amount for the Office of the Secretary of Defense, Line 440, by \$5 million.

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

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

1 **SEC. 6 \_\_\_\_ . ESTABLISHING COMPLEX OVERHAUL PAY.**

2 (a) ESTABLISHMENT.—Not later than six months  
3 after the date of the enactment of this Act, the Secretary  
4 of Defense shall prescribe regulations under section 352  
5 of title 37, United States Code, for the payment of special  
6 monthly pay (to be known as “complex overhaul pay”) to  
7 a member of the Armed Forces assigned to a naval vessel  
8 undergoing nuclear refueling or defueling and any concur-  
9 rent complex overhaul.

10 (b) AMOUNT OF PAY.—Complex overhaul pay shall  
11 equal \$200 per month.

12 (c) RELATIONSHIP TO OTHER PAY OR ALLOW-  
13 ANCES.—Complex overhaul pay is in addition to any other  
14 pay or allowance to which a member is entitled.





**AMENDMENT TO H.R. 7900**

**OFFERED BY MS. SHERRILL**

**(funding table amendment)**

In section 4201 of division D, relating to Research, Development, Test & Evaluation, Army increase the amount for Lethality Technology, Line 09 by \$5 million for modular open systems architecture.

In section 4301 of division D, relating to Operations and Maintenance, Administration and Service-Wide Activities, reduce the amount for the Office of the Secretary of Defense, Line 440, by \$5 million.

**AMENDMENT TO H.R. 7900****OFFERED BY MS. STRICKLAND OF WASHINGTON**

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

1 **SEC. 2 \_\_\_\_ . MEASURES TO INCREASE THE CAPACITY OF HIS-**  
2 **TORICALLY BLACK COLLEGES AND UNIVER-**  
3 **SITIES AND OTHER MINORITY-SERVING IN-**  
4 **STITUTIONS TO ACHIEVE VERY HIGH RE-**  
5 **SEARCH ACTIVITY STATUS.**

6 (a) **PURPOSE.**—The purpose of the program estab-  
7 lished under this section is to provide additional pathways  
8 needed for further increasing capacity at historically Black  
9 colleges and universities and other minority-serving insti-  
10 tutions to achieve and maintain very high research activity  
11 status.

12 (b) **PROGRAM TO INCREASE CAPACITY TOWARD**  
13 **ACHIEVING VERY HIGH RESEARCH ACTIVITY STATUS.**—

14 (1) **PROGRAM.**—

15 (A) **IN GENERAL.**—The Secretary shall es-  
16 tablish and carry out, using funds made avail-  
17 able for research activities, a pilot program to  
18 increase capacity at high research activity sta-  
19 tus historically Black colleges and universities

1           and other minority-serving institutions toward  
2           achieving very high research activity status dur-  
3           ing the grant period.

4           (B) RECOMMENDATIONS.—In establishing  
5           such program, the Secretary may consider the  
6           recommendations pursuant to section 262 of  
7           the National Defense Authorization Act for Fis-  
8           cal Year 2020 (Public Law 116–92; 10 U.S.C.  
9           4144 note) and section 220 of the National De-  
10          fense Authorization Act for Fiscal Year 2022  
11          (Public Law 117–81; 135 Stat. 1597).

12          (2) GRANTS AUTHORIZED.—The Secretary shall  
13          award, on a competitive basis, grants to eligible in-  
14          stitutions to carry out the activities under paragraph  
15          (4)(A).

16          (3) APPLICATION.—An eligible institution seek-  
17          ing a grant under this section shall submit an appli-  
18          cation to the Secretary at such time, in such man-  
19          ner, and containing such information and assurances  
20          as the Secretary may require, including a description  
21          of—

22                  (A) nascent research capabilities with re-  
23                  spect to research areas of interest to the De-  
24                  partment of Defense;

1 (B) a plan for increasing the level of re-  
2 search activity toward achieving very high re-  
3 search activity status classification during the  
4 grant period, including measurable milestones  
5 such as growth in very high research activity  
6 status indicators and other relevant factors;

7 (C) how such institution will sustain the  
8 increased level of research activity after the  
9 conclusion of the grant period; and

10 (D) how the institution will evaluate and  
11 assess progress with respect to the implementa-  
12 tion of the plan under subparagraph (B).

13 (4) PROGRAM COMPONENTS.—

14 (A) USE OF FUNDS.—An eligible institu-  
15 tion that receives a grant under this section  
16 shall use the grant funds to support research  
17 activities with respect to research areas for  
18 STEM and critical technologies, as determined  
19 by the Secretary under subparagraph (B), in-  
20 cluding—

21 (i) faculty professional development;

22 (ii) stipends for undergraduate and  
23 graduate students and post-doctoral schol-  
24 ars;

1 (iii) laboratory equipment and instru-  
2 mentation;

3 (iv) recruitment and retention of fac-  
4 ulty and graduate students;

5 (v) communication and dissemination  
6 of products produced during the grant pe-  
7 riod;

8 (vi) construction, modernization, reha-  
9 bilitation, or retrofitting of facilities for re-  
10 search purposes; and

11 (vii) other activities necessary to build  
12 capacity in achieving very high research  
13 activity status indicators.

14 (B) STRATEGIC AREAS OF SCIENTIFIC RE-  
15 SEARCH.—The Secretary, in consultation with  
16 the Defense Science Board, shall establish and  
17 update, on an annual basis, a list of research  
18 areas for STEM and critical technologies.

19 (C) RESEARCH PROGRESS REPORTING.—

20 (i) IN GENERAL.—Not later than 3  
21 years after receiving a grant under this  
22 section, and every 3 years thereafter, an el-  
23 igible institution shall submit to the Sec-  
24 retary—

1 (I) a report that includes an as-  
2 sessment by the institution, using the  
3 criteria established in clause (ii), of  
4 the progress made by such institution  
5 with respect to achieving very high re-  
6 search activity indicators; and

7 (II) an updated plan described in  
8 paragraph (3)(B).

9 (ii) RESEARCH ASSESSMENT.—The  
10 Secretary, in partnership with the eligible  
11 institution, shall establish criteria for the  
12 report required under clause (i)(I).

13 (D) GRANT PERIOD.—A grant awarded  
14 under this section shall be for a period of not  
15 more than 10 years, to be determined by the  
16 Secretary.

17 (E) EXPANSION OF ELIGIBILITY.—The  
18 Secretary may award grants under this section  
19 to historically Black colleges and universities  
20 and other minority-serving institutions that are  
21 not eligible institutions if the Secretary deter-  
22 mines that the program can support such col-  
23 leges, universities, and institutions while achiev-  
24 ing the purpose of the program described in  
25 subsection (a).

1           (5) EVALUATION.—Not later than 5 years after  
2           the date of the enactment of this Act, the Secretary  
3           shall prepare and submit a report to the Committees  
4           on Armed Services of the Senate and the House of  
5           Representatives providing an update on the pilot  
6           program, including—

7                   (A) activities carried out under the pilot  
8                   program;

9                   (B) an analysis of the growth in very high  
10                  research activity status indicators of eligible in-  
11                  stitutions that received a grant under this sec-  
12                  tion; and

13                  (C) emerging research areas of interest to  
14                  the Department of Defense conducted by eligi-  
15                  ble institutions that received a grant under this  
16                  section.

17           (6) TERMINATION.—The authority of the Sec-  
18           retary to award grants under the pilot program es-  
19           tablished by this section shall terminate 10 years  
20           after the date on which the Secretary establishes  
21           such program.

22           (7) REPORT TO CONGRESS.—Not later than  
23           180 days after the termination of the pilot program  
24           under paragraph (6), the Secretary shall prepare  
25           and submit a report to the Committees on Armed

1 Services of the Senate and the House of Representa-  
2 tives on the pilot program that includes the fol-  
3 lowing:

4 (A) An analysis of the growth in very high  
5 research activity status indicators of eligible in-  
6 stitutions that received a grant under this sec-  
7 tion.

8 (B) An evaluation on the effectiveness of  
9 the program in increasing the research capacity  
10 of eligible institutions that received a grant  
11 under this section.

12 (C) An description of how institutions that  
13 have achieved very high research activity status  
14 plan to sustain that status beyond the duration  
15 of the program.

16 (D) An evaluation of the maintenance of  
17 very high research status by eligible institutions  
18 that received a grant under this section.

19 (E) An evaluation of the effectiveness of  
20 the program in increasing the diversity of stu-  
21 dents conducting high quality research in  
22 unique areas.

23 (F) Recommendations with respect to fur-  
24 ther activities and investments necessary to ele-  
25 vate the research status of historically Black



1 colleges and universities and other minority-  
2 serving institutions.

3 (G) Recommendations on whether the pro-  
4 gram established under this section should be  
5 renewed or expanded.

6 (c) DEFINITIONS.—In this section:

7 (1) The term “eligible institution” means a his-  
8 torically Black college or university or other minor-  
9 ity-serving institution that is classified as a high re-  
10 search activity status institution at the time of appli-  
11 cation for a grant under subsection (b).

12 (2) The term “high research activity status”  
13 means R2 status, as classified by the Carnegie Clas-  
14 sification of Institutions of Higher Education.

15 (3) The term “historically Black college or uni-  
16 versity” has the meaning given the term “part B in-  
17 stitution” under section 322 of the Higher Edu-  
18 cation Act of 1965 (20 U.S.C. 1061).

19 (4) The term “other minority-serving institu-  
20 tion” means an institution of higher education speci-  
21 fied in paragraphs (2) through (7) of section 371(a)  
22 of the Higher Education Act of 1965 (20 U.S.C.  
23 1067q(a)).

24 (5) The term “Secretary” means the Secretary  
25 of Defense.

1           (6) The term “very high research activity sta-  
2           tus” means R1 status, as classified by the Carnegie  
3           Classification of Institutions of Higher Education.

4           (7) The term “very high research activity status  
5           indicators” means the categories used by the Car-  
6           negie Classification of Institutions of Higher Edu-  
7           cation to delineate which institutions have very high  
8           activity status, including—

9                   (A) annual expenditures in science and en-  
10                   gineering;

11                   (B) per-capita (faculty member) expendi-  
12                   tures in science and engineering;

13                   (C) annual expenditures in non-science and  
14                   engineering fields;

15                   (D) per-capita (faculty member) expendi-  
16                   tures in non-science and engineering fields;

17                   (E) doctorates awarded in science, tech-  
18                   nology, engineering, and mathematics fields;

19                   (F) doctorates awarded in social science  
20                   fields;

21                   (G) doctorates awarded in the humanities;

22                   (H) doctorates awarded in other fields with  
23                   a research emphasis;

24                   (I) total number of research staff including  
25                   postdoctoral researchers;

1           (J) other doctorate-holding non-faculty re-  
2           searchers in science and engineering and per-  
3           capita (faculty) number of doctorate-level re-  
4           search staff including post-doctoral researchers;  
5           and

6           (K) other categories utilized to determine  
7           classification.



**AMENDMENT TO H.R. 7900**

**OFFERED BY MR. KELLY**

**(funding table amendment)**

In section 4201 of division D, relating to Research, Development, Testing, Evaluation, Navy, increase the amount for Line 162, PE 0605220N, Ship to Shore Connector (SSC) by \$7,220,000.

In section 4201 of division D, relating to Research, Development, Testing, and Evaluation, Air Force, reduce the amount for HC/MC-130 Recap Research, Development, Testing, and Evaluation, Line 144, Program Element 0605278F, \$7,220,000.



**AMENDMENT TO H.R. 7900**  
**OFFERED BY MS. HOULAHAN OF PENNSYLVANIA**

In section 714 [log 75204], add at the end the following new subsection:

1       (c) **RULE OF CONSTRUCTION.**—Nothing in this sec-  
2 tion, or the amendments made by this section, shall be  
3 construed as requiring that a child have more than one  
4 caregiver as a condition of receiving services under, or oth-  
5 erwise participating in, the program authorized under  
6 such section 1109A.



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

**Offered by: Ms. Strickland**

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

Report on Housing Storage for Members of the Armed Forces

The committee directs the Assistant Secretary of Defense for Energy, Installations, and Environment to submit a report to House Committee on Armed Services not later than February 1, 2023 on housing availability for members of the Armed Forces. Such report shall include the following elements:

- 1) As assessment of current housing availability at installations identified pursuant to “Wait Times for On-Base Housing” (H.Rept. 117-118).
- 2) An assessment of options to increase housing availability at installations identified pursuant to “Wait Times for On-Base Housing” (H.Rept. 117-118).
- 3) Recommendations regarding a need for an officer or civilian employee of the Department of Defense to serve, at each military installation, as a housing manager
- 4) Recommendations for improving and increasing housing affordability for servicemembers and military dependents at installations identified pursuant to “Wait Times for On-Base Housing” (H.Rept. 117-118)

**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:

Definition Of Over-The-Horizon Counterterrorism Operation

The Committee remains focused on counterterrorism operations in the U.S. Central Command area of responsibility and around the globe. The Committee is concerned that the Secretary of Defense has not provided the congressionally mandated report from Section 1069 of the Fiscal Year 2022 National Defense Authorization Act. Therefore, the committee directs the Under Secretary of Defense for Policy, in consultation with the Assistant Secretary of Defense for Special Operations and Low Intensity Conflict, to provide a report to the House Committee on Armed Services not later than November 31, 2022 on over the horizon counterterrorism operations. The report should include:

- (1) The Department of Defense's definition of the term "over-the-horizon counterterrorism operation";
- (2) Any operational or strategic concepts that are incorporated into such definition;
- (3) Examples of tactical operations, missions, or assignments that would meet such definition;
- (4) An identification of the personnel, equipment, and systems intended to be used for activities that would meet such definition; and
- (5) Any other matters the Under Secretary of Defense for Policy determines appropriate.



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

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

1 **SEC. \_\_\_\_ . EXPANSION OF STUDY OF PFAS CONTAMINATION.**

2 (a) CDC STUDY ON HEALTH IMPLICATIONS OF PER-  
3 AND POLYFLUOROALKYL SUBSTANCES CONTAMINATION  
4 IN DRINKING WATER.—The Secretary of Health and  
5 Human Services, acting through the Director of the Cen-  
6 ters for Disease Control and Prevention and the Director  
7 of the Agency for Toxic Substances and Disease Registry,  
8 and, as appropriate, the Director of the National Institute  
9 of Environmental Health Sciences, and in consultation  
10 with the Secretary of Defense, shall—

11 (1) expand (by including more military installa-  
12 tions, communities, or other sites) the study author-  
13 ized by section 316 of the National Defense Author-  
14 ization Act for Fiscal Year 2018 (Public Law 115–  
15 91) on the human health implications of per- and  
16 polyfluoroalkyl substances (in this section referred to  
17 as “PFAS”) contamination in drinking water,  
18 ground water, and any other sources of water and  
19 relevant exposure pathways, including the cumu-

1        lative human health implications of multiple types of  
2        PFAS contamination at levels above and below  
3        health advisory levels to assess health effects at ad-  
4        ditional military installations;

5            (2) not later than 1 year after the date of the  
6        enactment of this Act, and annually thereafter until  
7        submission of the report under paragraph (3)(B),  
8        submit to the appropriate congressional committees  
9        a report on the progress of such expanded study;  
10       and

11           (3) not later than 5 years after the date of en-  
12        actment of this Act (or 7 years after such date of  
13        enactment after providing notice to the appropriate  
14        congressional committees of the need for the  
15        delay)—

16            (A) complete the expanded study and make  
17            any appropriate recommendations; and

18            (B) submit a report to the appropriate  
19            congressional committees on the results of such  
20            expanded study.

21        (b) EXPOSURE ASSESSMENT.—

22            (1) IN GENERAL.—The Secretary of Health and  
23        Human Services, acting through the Director of the  
24        Centers for Disease Control and Prevention and the  
25        Director of the Agency for Toxic Substances and

1 Disease Registry, and, as appropriate, the Director  
2 of the National Institute of Environmental Health  
3 Sciences, and in consultation with the Secretary of  
4 Defense, shall conduct an exposure assessment of  
5 not less than 10 current or former domestic military  
6 installations which were not included in the study  
7 authorized by section 316(a) of the National De-  
8 fense Authorization Act for Fiscal Year 2018 (Pub-  
9 lic Law 115–91) and which are known to have  
10 PFAS contamination in drinking water, ground  
11 water, and any other sources of water and relevant  
12 exposure pathways.

13 (2) CONTENTS.—The exposure assessment re-  
14 quired under this subsection shall—

15 (A) include—

16 (i) for each military installation cov-  
17 ered under the exposure assessment, a sta-  
18 tistical sample to be determined by the  
19 Secretary of Health and Human Services  
20 in consultation with the relevant State  
21 health departments; and

22 (ii) biomonitoring for assessing the  
23 contamination described in paragraph (1);  
24 and

25 (B) produce findings, which shall be—

1 (i) used to help design the study de-  
2 scribed in subsection (a)(1); and

3 (ii) not later than 1 year after the  
4 conclusion of such exposure assessment,  
5 released to the appropriate congressional  
6 committees.

7 (3) TIMING.—The exposure assessment re-  
8 quired under this subsection shall—

9 (A) begin not later than 180 days after the  
10 date of enactment of this Act; and

11 (B) conclude not later than 2 years after  
12 such date of enactment.

13 (c) COORDINATION WITH OTHER AGENCIES.—The  
14 Director of the Agency for Toxic Substances and Disease  
15 Registry may, as necessary, use staff and other resources  
16 from other Federal agencies in carrying out the study  
17 under subsection (a) and the assessment under subsection  
18 (b).

19 (d) NO EFFECT ON REGULATORY PROCESS.—The  
20 study under subsection (a) and assessment under sub-  
21 section (b) shall not interfere with any regulatory proc-  
22 esses of the Environmental Protection Agency, including  
23 determinations of maximum contaminant levels.

24 (e) DEFINITION.—In this section, the term “appro-  
25 priate congressional committees” means—

1 (1) the congressional defense committees;

2 (2) the Committee on Health, Education, Labor,  
3 and Pensions, the Committee on Environment and  
4 Public Works, and the Committee on Veterans' Af-  
5 fairs of the Senate; and

6 (3) the Committee on Energy and Commerce  
7 and the Committee on Veterans' Affairs of the  
8 House of Representatives.

9 (f) FUNDING.—

10 (1) SOURCE OF FUNDS.—The study under sub-  
11 section (a) and assessment under subsection (b) may  
12 be paid for using funds authorized to be appro-  
13 priated to the Department of Defense under the  
14 heading “Operation and Maintenance, Defense-  
15 Wide”.

16 (2) TRANSFER AUTHORITY.—Without regard to  
17 section 2215 of title 10, United States Code, the  
18 Secretary of Defense may transfer not more than  
19 \$20,000,000 a year during each of fiscal years 2023  
20 and 2024 to the Secretary of Health and Human  
21 Services to pay for the study under subsection (a)  
22 and assessment under subsection (b).

23 (3) EXPENDITURE AUTHORITY.—Amounts  
24 transferred to the Secretary of Health and Human  
25 Services shall be used to carry out the study under

1 subsection (a) and assessment under subsection (b)  
2 through contracts, cooperative agreements, or  
3 grants. In addition, such funds may be transferred  
4 by the Secretary of Health and Human Services to  
5 other accounts of the Department of Health and  
6 Human Services for the purposes of carrying out  
7 this section.

8 (4) RELATIONSHIP TO OTHER TRANSFER AU-  
9 THORITIES.—The transfer authority provided under  
10 this subsection is in addition to any other transfer  
11 authority available to the Department of Defense or  
12 the Department of Health and Human Services.



**AMENDMENT TO H.R. 7900**  
**OFFERED BY MR. PANETTA OF CALIFORNIA**

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

1 **SEC. 5 \_\_\_\_ . REPLICATION OF CURRICULUM OF APPLIED DE-**  
2 **SIGN FOR INNOVATION OF THE NAVAL POST-**  
3 **GRADUATE SCHOOL.**

4 In subsection (c)(2) of section 543 (log 75037)—

5 (1) strike “Center” both places it appears, in-  
6 cluding the heading;

7 (2) insert “of the Defense Analysis Department  
8 at” after “Innovation”; and

9 (3) insert “and use such curriculum as a model  
10 to be replicated at other institutions of military edu-  
11 cation” before the period at the end.



**AMENDMENT TO H.R. 7900**

**OFFERED BY MRS. HARTZLER OF MISSOURI**

**(funding table amendment)**

In section 4201 of division D, relating to Research, Development, Test and Evaluation, Navy, increase the amount for Advanced Submarine System Development, Line 044, by \$5,000,000.

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



**AMENDMENT TO H.R. 7900**  
**OFFERED BY MR. KELLY OF MISSISSIPPI**

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

**1 SEC. 5 \_\_\_\_ . CODIFICATION OF SKILLBRIDGE PROGRAM.**

2 (a) IN GENERAL.—Section 1143(e) of title 10,  
3 United States Code, is amended—

4 (1) in the heading, by adding “; SKILLBRIDGE”  
5 after “TRAINING” ; and

6 (2) in paragraph (1), by adding at the end  
7 “Such a program shall be known as ‘Skillbridge’.”.

8 (b) REGULATIONS.—To carry out Skillbridge, the  
9 Secretary of Defense shall, not later than September 30,  
10 2023—

11 (1) update Department of Defense Instruction  
12 1322.29, “Job Training, Employment Skills Train-  
13 ing, Apprenticeships, and Internships (JTEST-AI)  
14 for Eligible Service Members”; and

15 (2) develop a funding plan for Skillbridge that  
16 includes funding lines across the future-years de-  
17 fense program under section 221 of title 10, United  
18 States Code.



**AMENDMENT TO H.R. 7900**  
**OFFERED BY MS. STEFANIK OF NEW YORK**

Add at the appropriate place in title XVI the following new section:

1 **SEC. 16 \_\_\_\_ . REPORT ON MISSILE DEFENSE INTERCEPTOR**  
2 **SITE IN CONTIGUOUS UNITED STATES.**

3 (a) REQUIREMENT.—Not later than March 31, 2023,  
4 the Secretary of Defense, acting through the Director of  
5 the Missile Defense Agency, shall submit to the congressional defense committees a report containing—

7 (1) an updated assessment of the requirement  
8 for a missile defense interceptor site in the contiguous United States; and

10 (2) a funding profile, by year, of the total costs  
11 for the development and construction of such site,  
12 considering the designation of Fort Drum, New  
13 York, as the conditionally designated preferred site.

14 (b) FUNDING.—Of the funds authorized to be appropriated by this Act or otherwise made available for fiscal  
15 year 2023 for the Missile Defense Agency for unspecified  
16 military construction planning and design, not more than  
17 \$5,000,000 may be obligated or expended for activities as-

2

1 sociated with a missile defense interceptor site in the con-  
2 tiguous United States described in subsection (a).



**AMENDMENT TO H.R. 7900**

**OFFERED BY MR. MORELLE**

**(funding table amendment)**

In section 4201 of division D, relating to Research, Development, Test, and Evaluation Army, increase the amount for Infantry Support Weapons, Line 92, by \$5,000,000.

In section 4201 of division D, relating to Research, Development, Test, and Evaluation, Navy, reduce the amount for Joint Tactical Radio System Navy, (JTRS-NAVY), Line 120, by \$5,000,000.

**AMENDMENT TO H.R. 7900**

**OFFERED BY MR. BACON OF NEBRASKA**

**(funding table amendment)**

In section 4301 of division D, relating to Defense Wide Operations and Maintenance, increase the amount for the Defense Security Cooperation Agency, Line 340, by \$10,000,000.

In section 4301 of division D, relating to Defense Wide Operations and Maintenance, increase the amount for Baltic Security Initiative, Line 340, by \$10,000,000.

In section 4301 of division D, relating to Defense Wide Operations and Maintenance, increase the amount for Offset for Baltic Security Initiative, Line 340 by -\$10,000,000.

In section 4301 of division D, relating to Defense Wide Operations and Maintenance, reduce the amount for Office of the Secretary of Defense, Line 440, by \$10,000,000.

**AMENDMENT TO H.R. 7900**

**OFFERED BY MR. COURTNEY**

**(funding table amendment)**

In section 4201 of division D, relating to Research, Development, Test, and Evaluation, Navy, increase the amount for Future Naval Capabilities Applied Research, Line 13, by \$22,000,000.

In section 4301 of division D, relating to Operation and Maintenance, Defense-wide, reduce the amount for Defense Contract Management Agency, Line 190, by \$22,000,000.

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

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

1 **SEC. \_\_\_\_ . ADVANCING MUTUAL INTERESTS AND GROWING**  
2 **OUR SUCCESS.**

3 (a) **NONIMMIGRANT TRADERS AND INVESTORS.**—For  
4 purposes of clauses (i) and (ii) of section 101(a)(15)(E)  
5 of the Immigration and Nationality Act (8 U.S.C.  
6 1101(a)(15)(E)), Portugal shall be considered to be a for-  
7 eign state described in such section if the Government of  
8 Portugal provides similar nonimmigrant status to nation-  
9 als of the United States.

10 (b) **MODIFICATION OF ELIGIBILITY CRITERIA FOR E**  
11 **VISAS.**—

12 Section 101(a)(15)(E) of the Immigration and  
13 Nationality Act (8 U.S.C. 1101(a)(15)(E)) is  
14 amended—

15 (1) by inserting “(or, in the case of an alien  
16 who acquired the relevant nationality through a fi-  
17 nancial investment and who has not previously been  
18 granted status under this subparagraph, the foreign

1 state of which the alien is a national and in which  
2 the alien has been domiciled for a continuous period  
3 of not less than 3 years at any point before applying  
4 for a nonimmigrant visa under this subparagraph)”  
5 before “, and the spouse”; and

6 (2) by striking “him” and inserting “such  
7 alien”; and

8 (3) by striking “he” each place such term ap-  
9 pears and inserting “the alien”.





**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:

*COVID-19 Discharges*

The Committee understands the Department of Defense and the Military Departments have used different discharge characterizations to administratively separate service members that have refused to take COVID-19 vaccination per the Secretary of Defense Memorandum, "Mandatory Coronavirus Disease 2019 Vaccination of Department of Defense Service Members," August 24, 2021. The Military Departments have administratively separated over 4,000 servicemember with either an honorable discharge, a general discharge under honorable conditions or in some instances an entry level separation. For non-entry level service-members receiving a general discharge under honorable conditions they are no longer entitled to some benefits under the Department of Veterans Affairs like the post 9/11 GI bill. DoD and the Military Departments have not yet standardized many of their COVID-19 administrative processes as evidenced by some Services choosing different characterizations of service for COVID-19 vaccine refusal. The committee encourages the Secretary of Defense to consider reversing this decision and retroactively funding these benefits to those former service members receiving a general discharge under honorable conditions for a COVID-19 vaccination refusal aside from any misconduct. Therefore, the Committee directs the Secretary of Defense to provide a briefing to the Committee on Armed Services of the House of Representatives, not later than December 31, 2022, on how the Department has standardized the process for separation characterizations across the Services and the feasibility by which DoD may consider reviewing and potentially upgrading administrative discharges characterized as general under honorable condition for COVID-19 vaccination refusal.

**AMENDMENT TO H.R. 7900**

**OFFERED BY MRS. BICE OF OKLAHOMA**

**(funding table amendment)**

**AI-based Market Research**

In section 4201 of division D, relating to Advanced Technology Development, increase the amount for Manufacturing Technology Program, Line 055, by \$5,000,000 for AI-based Market Research.

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

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

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

1 **SEC. 16 \_\_\_\_ . STUDY OF WEAPONS PROGRAMS THAT ALLOW**  
2 **THE ARMED FORCES TO ADDRESS HARD AND**  
3 **DEEPLY BURIED TARGETS.**

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

6 (1) the ability of the United States to hold at  
7 risk hard and deeply buried targets now and in the  
8 future is critical; and

9 (2) while the Department of Defense is under-  
10 taking a study of nuclear and nonnuclear options to  
11 hold at risk this growing target set, Congress is con-  
12 cerned about the progress of this study.

13 (b) STUDY.—Not later than 90 days after the date  
14 of the enactment of this Act, the Secretary of Defense,  
15 in coordination with the Chairman of the Joint Chiefs of  
16 Staff and the Commander of the United States Strategic  
17 Command, and in consultation with the Administrator for  
18 Nuclear Security, shall submit to the congressional de-

1 fense committees a study on options to hold at risk hard  
2 and deeply buried targets.

3 (c) ELEMENTS.—The study under subsection (b)  
4 shall include the following:

5 (1) An analysis of the current and emerging  
6 hard and deeply buried target mission set and asso-  
7 ciated military requirements, including—

8 (A) the number and locations of the tar-  
9 gets; and

10 (B) the associated military requirements  
11 for the United States Strategic Command, in-  
12 cluding the importance of threatening the tar-  
13 gets to meeting the objectives of the United  
14 States.

15 (2) A study of weapons programs that allow the  
16 Armed Forces to address hard and deeply buried  
17 targets, including—

18 (A) any nuclear or nonnuclear weapon and  
19 delivery system the Secretary determines appro-  
20 priate, including the cost, timeline for fielding,  
21 and likely effectiveness of any capability under  
22 consideration; and

23 (B) an assessment of a service life exten-  
24 sion program of the B83 nuclear gravity bomb  
25 as one of the options.

1           (3) A proposed strategy for fielding capabilities  
2           and making other adjustments to the strategy and  
3           plans of the United States to account for the grow-  
4           ing hard and deeply buried target set, including a  
5           five-year funding profile for the preferred alternative  
6           weapon and the secondary alternative weapon stud-  
7           ied under paragraph (2).

8           (d) BRIEFING.—Upon completion of the study under  
9           subsection (b), the Secretary shall provide the Committees  
10          on Armed Services of the House of Representatives and  
11          the Senate a briefing on the findings and recommenda-  
12          tions of the study.



**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:

**Briefing on increasing Department of Defense access to commercial technologies**

The committee understands that innovative commercial technologies are increasingly compatible in applications for national defense. The committee also believes that the successful development of innovative commercial technologies to meet the needs of the military services is facilitated by the early involvement of the Department of Defense in commercial development. Entities such as the Defense Innovation Unit connect military users with innovative commercial companies and utilizes flexible contracting authorities to rapidly prototype then produce hardware and software solutions. However, delays to enter production contracts after successfully completing prototype contracts are common and challenge potential new entrants to the defense industrial base. To improve contracting results when dealing with innovative dual use technologies, the connection between military services and these commercial companies must be strengthened.

The committee directs the Under Secretary of Defense for Research and Engineering and each of the Service Acquisition Executives to provide a briefing to the House Committee on Armed Services by March 31, 2023, on efforts underway to develop a strategy to accelerate access to commercial technologies. The briefing shall include a discussion of (1) efforts by the Department to establish a primary access point for various areas of emerging technology and consideration of whether those points should be at the program level or elsewhere, (2) ways to incentivize those primary points of access by establishing authority for a percentage of cost savings achieved through commercial contracting to accrue to the program or entity, and (3) a comparison of the cost to the Program Executive Officer of a Major Defense Acquisition Program to either collaborate with an entity serving as a primary access point to understand and gain access to commercial companies or to establish a position for a portfolio innovation director who understands key technologies as well as Department processes and can connect with the Department's innovation community.

**AMENDMENT TO H.R. 7900**

**OFFERED BY MR. GALLAGHER OF WISCONSIN**

**(funding table amendment)**

In section 4101 of division D, relating to weapons procurement, Navy, increase the amount for MK-54 Torpedo Modifications, Line 029, by \$20,000,000.

In section 4301 of division D, relating to operation and maintenance, Navy, operating forces, increase the amount for combatant commanders core operations, Line 200, by \$10,300,000 (with the amount of such increase to be available for the Asia Pacific Regional Initiative).

In section 4301 of division D, relating to operation and maintenance, Defense-wide, operating forces, increase the amount for Office of the Secretary of Defense-MISO, Line 040, by \$27,500,000 (with the amount of such increase to be available for United States Indo-Pacific Command-MISO).

In section 4501 of division D, relating to other authorizations, drug interdiction and counterdrug-activities, Defense-wide, increase the amount for Counter-Narcotics Support by \$8,242,000 (with the amount of such increase to be available for JIATF-W).

In section 4301 of division D, relating to operation and maintenance, Defense-wide, administration and service-wide activities, reduce the amount for Office of the Secretary of Defense, Line 440, by \$66,042,000.

## **Amendment to H.R. 7900**

### **National Defense Authorization Act for Fiscal Year 2023**

#### **Offered by: Mr. Lamborn**

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

##### **Briefing on Opportunities to Collaborate with Allies on Air and Missile Defense**

The committee believes that with recent Russian actions in Ukraine, ongoing efforts by Iran and Iranian proxies to use cruise missiles to destabilize and undermine regimes, and growing Chinese capabilities, air defense for the United States and our allies is an increasing priority. This threat environment makes efforts to incorporate allied platforms, such as those with NATO and Israel, into future air defense architectures all the more important.

The committee also believes that directed energy technology has matured to the point where it may be successfully deployed against current rocket, artillery, mortar, and cruise missile threats. The Committee encourages continued and increased cooperation between the Services and Missile Defense Agency and the Israeli Missile Defense Organization in the development and deployment of directed energy technology for missile defense.

Therefore, the committee directs the Director of the Missile Defense Agency, in coordination with the Service Secretaries to conduct an assessment and provide a briefing to the House Committee on Armed Services not later than January 30, 2023, on opportunities to further collaborate with allies with which the United States has existing air and missile defense relationships, including the Government of Israel, on pathways to collaborate on future air and missile defense architectures and to securely incorporate allies' systems and components into US missile defense architectures.

Further, the committee directs the Secretary of the Army to provide a briefing to the House Committee of Armed Services not later than January 30, 2023, on an evaluation of the interoperability of the Iron Dome platforms procured by the Army and used in US Army testing, including the acceptance test and a recent demonstration on Guam, and any plans for future deployment or use of the two Iron Dome systems procured by the Army.



**AMENDMENT TO H.R. 7900**  
**OFFERED BY MR. MOORE OF UTAH**

At the appropriate place in subtitle C of title XII,  
insert the following:

**1 SEC. 12 \_\_\_\_. PROHIBITION ON TRANSFERS TO IRAN.**

2       None of the amounts authorized to be appropriated  
3 by this Act or otherwise made available to the Department  
4 of Defense may be made available to transfer or facilitate  
5 a transfer of pallets of currency, currency, or other items  
6 of value to the Government of Iran, any subsidiary of such  
7 Government, or any agent or instrumentality of Iran.



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

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

1 **SEC. 7\_\_\_ . FEASIBILITY STUDY ON ESTABLISHMENT OF**  
2 **NEW COMMAND ON DEFENSE HEALTH.**

3 (a) STUDY.—The Secretary of Defense shall conduct  
4 a feasibility study regarding the establishment of a new  
5 defense health command under which the Defense Health  
6 Agency would be a joint component. In conducting such  
7 study, the Secretary shall consider for the new command  
8 each of the following potential structures:

9 (1) A unified combatant command.

10 (2) A specified combatant command.

11 (3) Any other defense health command struc-  
12 ture the Secretary determines appropriate.

13 (b) MATTERS.—The study under subsection (a) shall  
14 include, with respect to the new command specified in  
15 such subsection, the following:

16 (1) An assessment of the organizational struc-  
17 ture required to establish the new command with the  
18 following responsibilities and duties:

1 (A) The conduct of health operations  
2 among operational units of the Armed Forces.

3 (B) The administration of military medical  
4 treatment facilities.

5 (C) The administration of the TRICARE  
6 program.

7 (D) Serving as the element of the Armed  
8 Forces with the primary responsibility for the  
9 following:

10 (i) Medical treatment, advanced trau-  
11 ma management, emergency surgery, and  
12 resuscitative care.

13 (ii) Emergency and specialty surgery,  
14 intensive care, medical specialty care, and  
15 related services.

16 (iii) Preventive, acute, restorative, cu-  
17 rative, rehabilitative, and convalescent  
18 care.

19 (E) Collaboration with medical facilities  
20 participating in the National Disaster Medical  
21 System established pursuant to section 2812 of  
22 the Public Health Service Act (42 U.S.C.  
23 300hh-11), the Veterans Health Administra-  
24 tion, and such other Federal departments and  
25 agencies and nongovernmental organizations as

1           may be determined appropriate, including with  
2           respect to the care services specified in subpara-  
3           graph (D)(iii).

4           (F) The conduct of existing research and  
5           education activities of the Department of De-  
6           fense in the field of health sciences.

7           (G) The conduct of public health and glob-  
8           al health activities not otherwise assigned to the  
9           Armed Forces.

10          (H) The administration of the Defense  
11          Health Program Account under section 1100 of  
12          title 10, United States Code.

13          (2) A description of the potential reporting rela-  
14          tionship between the commander of the new com-  
15          mand, the Assistant Secretary of Defense for Health  
16          Affairs, and the Under Secretary of Defense for Per-  
17          sonnel and Readiness.

18          (3) A description of the roles of the Surgeons  
19          General of the Army, Navy and Air Force, with re-  
20          spect to the commander of the new command.

21          (4) A description of the additional legislative  
22          authorities, if any, necessary to establish the new  
23          command.

24          (c) BRIEFING; REPORT.—Not later than September  
25          30, 2023, the Secretary of Defense shall—

1           (1) provide to the Committees of Armed Serv-  
2           ices of the House of Representatives and the Senate  
3           briefing on the results of the study under subsection  
4           (a); and

5           (2) submit to the Committees of Armed Serv-  
6           ices of the House of Representatives and the Senate  
7           briefing and report on the results of such study.



## **Amendment to H.R. 7900**

### **National Defense Authorization Act for Fiscal Year 2023**

**Offered by: MR. TRENT KELLY**

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

#### **Flexible and Responsive Security and Development Assistance for United States Africa Command**

The committee recognizes that U.S. Africa Command (USAFRICOM) requires security cooperation authorities and processes flexible enough to respond quickly to dynamic changes in the operational environment. The committee also recognizes that flexible security cooperation authorities and processes should be coupled with a responsive procurement and delivery timeline that complements long-term capacity-building efforts.

The committee is aware that Department of Defense implementation of the current authorities for security assistance and cooperation under section 2348 of title 22, United States Code, and section 333 of title 10, United States Code, can be inefficient when attempting to address emerging threats or a rapidly changing environment in African countries.

The committee is concerned by the metastasizing of Violent Extremist Organizations (VEOs) and their affiliate groups across Africa and their threat to U.S. interests on the continent. These affiliates include, but are not limited to, al-Qaida in the Islamic Maghreb (AQIM), Jama'at Nusrat Al Islam Wa AlMuslimeen (JNIM), Islamic State of Iraq and Syria in the Greater Sahara (ISIS-GS), and Islamic State of Iraq and Syria in West Africa (ISIS-WA). The committee believes that a flexible and responsive means for delivering security cooperation and assistance to governments of African nations can help defend their national borders and citizens from the threat posed by VEOs and their affiliates. The committee also believes that improved flexibility and responsiveness for security cooperation and assistance will support stability and governance in African countries, while limiting the influence of adversaries of the United States in such countries.

The committee is aware that the People's Republic of China and Russia are investing in security assistance and development projects in Africa, and that it is critical for the United States to retain its status as the preferred partner of choice on the continent.

Therefore, the committee directs the Commander, USAFRICOM, to submit a report to the congressional defense committees not later than February 1, 2023, analyzing the current challenges and proposed solutions to implementing security cooperation and assistance within the USAFRICOM area of responsibility. The types of security cooperation and assistance described in this report should include training, equipment, logistics support, supplies, services, assistance to develop, repair, renovate, and sustain facilities and infrastructure, and advising and assisting missions. The report should include the following:

- (1) whether the Department currently has the statutory authority to reduce timelines, review processes, and conduct interagency coordination associated with security assistance and security cooperation;

- (2) the assessed feasibility and effectiveness of establishing a pilot program to aid military and security forces of, or associated with, the governments of certain African countries in twelve months or less from the time of submitting a requirement to delivering assistance;
- (3) a description of potential plans for providing such assistance on reduced timelines; including, the goals and objectives of assistance; the operations, timelines, and types of training, equipment, supplies, sustainment, and other forms of assistance that could be provided; the roles and contributions of the countries to which the assistance is to be provided; the number and role of USAFRICOM personnel involved in administering or providing such assistance;
- (4) an identification of possible countries and military and security forces designated to receive such assistance in any Africa-specific pilot program; and,
- (5) a description of how assistance to be provided as part of a USAFRICOM-specific pilot program would support a larger regional strategy and global Department of Defense and U.S. national objectives.

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

**Offered by: Mr. Moore**

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

**KC-135 Ground Cooling Capability**

The committee understands that the KC-135 aircraft routinely operates in environments where internal ground temperatures can reach well in excess of one-hundred forty degrees Fahrenheit and that it has no organic or self-contained roll-on/roll-off ground cooling capability. The KC-135 air cycle machine was designed to provide ground cooling, but is at times unreliable, and cooling air cannot be provided until the aircraft is operating at or above 2,000 feet above ground level. The committee understands that aircrew cooling has been a long-standing Air National Guard Critical requirement, but has yet to receive funding. The committee recommends additional funding for the National Guard and Reserve Component Equipment Account (NGREA) to meet this requirement. The committee directs the Secretary of the Air Force to provide a briefing to the House Committee on Armed Services not later than December 30, 2022, on the Air Force's plan to upgrade aircrew ground cooling on all variants of the KC-135.



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

**Offered by: Mr. Norcross**

In the portion of the report to accompany H.R. 7900 titled “Report on Collective Bargaining Agreements Recommendation”, strike the following text:

“The committee notes that the Secretary of Defense served on the White House Task Force on Worker Organizing and Empowerment pursuant to Executive Order 14025. The committee is aware that the task force has recommended the Federal Acquisition Regulatory Council consider amending its regulations to require Federal contractors that are notified by the National Labor Relations Board that their employees who work on a Federal contract have been certified as represented by a union to notify the contracting agency within 48 hours with a copy to the union. These revised regulations would also urge all Federal contractors to engage the Federal Mediation and Conciliation Service to help mediate negotiations to reach a first collective bargaining agreement with newly certified unions.

The committee directs the Under Secretary of Defense for Acquisition and Sustainment to provide a briefing to the House Committee on Armed Services by July 1, 2023, with an evaluation of the process required and the impact to the operational mission, including to the industrial base, of adopting the recommended policies to help contractors or subcontractors whose employees have formed a union to reach first collective bargaining agreements.”

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

### **Offered by: Mr. Norcross**

In the portion of the report to accompany H.R. 7900 titled “Labor Law Training for Acquisition Professionals”, strike the title and insert the following new title: “Implementation of Recommendations from Worker Organizing Task Force.”

In the portion of the report to accompany H.R. 7900 titled “Labor Law Training for Acquisition Professionals”, strike the following text:

“The committee directs the Under Secretary of Defense for Acquisition and Sustainment to provide a briefing to the House Committee on Armed Services by March 1, 2023, on progress made on task force recommendations. The briefing shall include an evaluation and analysis of the effort and resources needed to train contracting professionals on labor law requirements, the potential impact on the defense industrial base, and the process underway to update policy guidance and educate personnel to raise awareness about:

- (1) adding the posting of a notice to track compliance with contract requirements on notification of employee rights set out in the Defense Acquisition Regulation Supplement Procedures, Guidance and Information;
- (2) promulgating additional guidance to contracting professionals about how activities undertaken under Federal Acquisition Regulation (FAR) 31.205-21(b) to persuade employees to either exercise or not exercise their right to organize and bargain collectively are unallowable and therefore cannot be paid with Federal contracting funds;
- (3) providing additional guidance highlighting regulations permitting the Department to contact the Federal Mediation and Conciliation Service when actual or potential labor dispute could affect contract work;
- (4) promulgating additional guidance highlighting FAR 31.205-21(a) to contracting officials on the allowability of costs incurred in maintaining relations between contractors and their employees; and
- (5) creating a strategy for updating the guidance at least every 5 years.”

and insert the following new text:

“The committee directs the Under Secretary of Defense for Acquisition and Sustainment to provide a briefing to the House Committee on Armed Services by March 1, 2023, on progress made on the implementation of all task force recommendations that relate to the Department of Defense.”

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

**Offered by: MR. TRENT KELLY**

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

Use of Fitness Wearables to Measure and Promote Readiness

The committee recognizes warfighter readiness remains an ongoing challenge. In recent years, the Department of Defense conducted several pilot programs to use wearable health and fitness trackers to measure individual and troop readiness. The committee previously requested a report regarding the benefits of wearable technology to improve readiness. Accordingly, the committee again directs the Secretary of Defense to provide a written report to the House Committee on Armed Services on the potential for wearable technology to improve readiness no later than March 1, 2023. The report shall at a minimum include the following:

- (1) An assessment of the potential for a Department of Defense-wide program to use wearable health and fitness trackers to provide the warfighter with key readiness metrics and scores, including activity levels, stress, sleep, heart rate variability, and oxygen saturation;
- (2) How aggregated data could be used to improve physical readiness programs;
- (3) What steps would be required to safeguard data and maintain privacy protections; and,
- (4) What steps would be required to safeguard classified data in locations where wearables are being used.

## **Amendment to H.R. 7900**

### **National Defense Authorization Act for Fiscal Year 2023**

#### **Offered by: Mr. Wilson of South Carolina**

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

##### **Active and Reserve Component Equipment Transfer Flexibility**

The committee recognizes that over the years the National Guard and Reserve Equipment Account (NGREA) has provided the reserve components additional resources to enhance their modernization, especially for those dual-purpose items relevant and useful to military and civil support operations. The committee understands that there may be statutory and regulatory prohibitions or other limitations on the flexibility of services to transfer equipment from a Reserve Component to an Active Component if the equipment was originally procured using NGREA appropriated funds. Such prohibitions and limitations may limit the services' flexibility even when such transfers are agreed upon by the components and could be mutually beneficial.

Therefore, the committee directs the Under Secretary of Defense for Acquisition and Sustainment, in coordination with the Chief of the National Guard Bureau, to provide a briefing, not later than February 1, 2023, to the House Committee on Armed Services on existing prohibitions or limitations and potential changes to law or regulation that could allow the transfer of reserve component equipment purchased with NGREA appropriated funds to the active component. The briefing required shall include:

- (1) any statutory or regulatory constraints or limitations that affect equipment transfers from the reserve component to the active component, if such equipment is originally procured with NGREA appropriated funds;
- (2) any NGREA rules, regulations, or statutes that impact active component authority to accept equipment transfers from the reserve components if such equipment was originally procured with NGREA appropriated funds; and
- (3) recommended statutory language, if any, that would remove prohibitions or provide flexibility for the transfer of equipment procured with NGREA appropriated funds from a reserve component to an active component.

## **Amendment to H.R. 7900**

Offered by: Mr. Horsford

In section 4201 of division D, related to RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, ARMY increase the amount for EMERGING TECHNOLOGY INITIATIVES, Line 136, by \$70,000,000 for Program Increase (10kw-50kw DE-MSHORAD) and C-UAS P-HEL.

In section 4201 of division D, related to RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, ARMY, line 136, reduce the amount for EMERGING TECHNOLOGY INITIATIVES, Program increase (10kw-50kw DE-MSHORAD) by \$70,000,000.

**AMENDMENT TO H.R. 7900**  
**OFFERED BY MS. STEFANIK OF NEW YORK**

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

1 **SEC. 13 . MODIFICATION TO INITIATIVE TO SUPPORT PRO-**  
2 **TECTION OF NATIONAL SECURITY ACADEMIC**  
3 **RESEARCHERS FROM UNDUE INFLUENCE**  
4 **AND OTHER SECURITY THREATS.**

5 (a) IN GENERAL.—Clause (iii) of section  
6 1286(c)(8)(A) of the John S. McCain National Defense  
7 Authorization Act for Fiscal Year 2019 (10 U.S.C. 2358  
8 note; Public Law 115–232) is amended—

9 (1) in subclause (I), by striking “or” at the  
10 end; and

11 (2) by adding at the end the following:

12 “(III) to provide documented  
13 support to a defense or an intelligence  
14 agency of the applicable country; or”.

15 (b) PROHIBITION ON FUNDS.—

16 (1) IN GENERAL.—None of the funds author-  
17 ized to be appropriated by this Act or otherwise  
18 made available for fiscal year 2023 or any subse-  
19 quent fiscal year for the Department of Defense for

1 research, development, test, and evaluation may be  
2 provided to an entity that maintains a contract be-  
3 tween the entity and a Chinese or Russian academic  
4 institution identified on the list developed under sec-  
5 tion 1286(c)(8)(A) of the John S. McCain National  
6 Defense Authorization Act for Fiscal Year 2019 by  
7 reason of meeting the requirements of clause (ii) or  
8 (iii) (as amended by subsection (a)) of such section.

9 (2) WAIVER.—The Secretary of Defense may  
10 waive the prohibition on funds under this subsection  
11 with respect to an entity if the Secretary determines  
12 that such a waiver is appropriate.



**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. \_\_\_\_ . ADDRESSING SEX-RELATED OFFENSES AND SEX-**  
2 **UAL HARASSMENT INVOLVING MEMBERS OF**  
3 **THE NATIONAL GUARD.**

4 (a) ADDRESSING CERTAIN SEX-RELATED OF-  
5 FENSES.—

6 (1) IN GENERAL.—Chapter 80 of title 10,  
7 United States Code, is amended by inserting after  
8 section 1561b the following new section:

9 **“§ 1561c. Addressing sex-related offenses and sexual**  
10 **harassment involving members of the Na-**  
11 **tional Guard**

12 “(a) IN GENERAL.—An adjutant general who re-  
13 ceives notice of an allegation of a sex-related offense or  
14 sexual harassment committed by a member of the Na-  
15 tional Guard under the jurisdiction of the adjutant general  
16 shall, not later than 72 hours after receiving such notice—

17 “(1) report the allegation to the Chief of the  
18 National Guard Bureau; and



1           “(2) ensure that the alleged victim is informed  
2 of the availability of Special Victims’ Counsel in ac-  
3 cordance with section 1044e of this title, as applica-  
4 ble.

5           “(b) INITIAL REPORT.—

6           “(1) ELEMENTS.—Each report under sub-  
7 section (a)(1) shall include the following:

8           “(A) A summary of the allegation.

9           “(B) Identification of—

10           “(i) the individual who is alleged to  
11 have committed the offense;

12           “(ii) the alleged victim of the offense;

13           and

14           “(iii) the individual or entity that is  
15 investigating the allegation.

16           “(C) A statement indicating whether the  
17 alleged victim has been informed of the avail-  
18 ability of legal counsel in accordance with sub-  
19 section (a)(2).

20           “(2) LATE REPORTS.—In the event that an ad-  
21 jutant general submits a report required under sub-  
22 section (a) after the expiration of the 72-hour period  
23 specified in such subsection, the report shall in-  
24 clude—

1           “(A) the information specified in para-  
2           graph (1); and

3           “(B) an explanation of the reasons the re-  
4           port was not timely submitted.

5           “(c) FINAL REPORT.—Not later than 30 days after  
6           determining whether or not to take action against a mem-  
7           ber of the National guard accused of a sex-related offense  
8           or sexual harassment, the adjutant general shall submit  
9           to the Chief of the National Guard Bureau a report that  
10          includes—

11           “(1) the information described in subpara-  
12          graphs (A) and (B) of subsection (b)(1);

13           “(2) a description of any administrative, judi-  
14          cial, or other action taken against the member; and

15           “(3) if no such action was taken, an expla-  
16          nation of the reasons the adjutant general declined  
17          to take such action.

18          “(d) APPLICABILITY.—The requirements of this sec-  
19          tion shall apply with respect to an allegation of a sex-re-  
20          lated offense or sexual harassment of which an adjutant  
21          general receives notice after the date of the enactment of  
22          this section without regard to—

23           “(1) the jurisdiction in which the offense oc-  
24          curred; or

1           “(2) whether prosecution for the offense would  
2           be time barred by a statute of limitations.

3           “(e) DEFINITIONS.—In this section:

4           “(1) The term ‘sex-related offense’ means an  
5           alleged sex-related offense (as defined in section  
6           1044e(h) of this title).

7           “(2) The term ‘sexual harassment’ means the  
8           offense of sexual harassment as punishable under  
9           section 934 of this title (article 134 of the Uniform  
10          Code of Military Justice) pursuant to the regulations  
11          prescribed by the Secretary of Defense for purposes  
12          of such section (article).”.

13          (2) CLERICAL AMENDMENT.—The table of sec-  
14          tions at the beginning of such chapter is amended  
15          by inserting after the item relating to section 1561b  
16          the following new item:

          “1561c. Addressing sex-related offenses and sexual harassment involving mem-  
          bers of the National Guard.”.

17          (b) EFFECTIVE DATE.—The amendments made by  
18          subsection (a) shall take effect immediately after the effec-  
19          tive date of the amendments made by part 1 of subtitle  
20          D of title V of the National Defense Authorization Act  
21          for Fiscal Year 2022 (Public Law 117–81) as provided  
22          in section 539C of that Act.

1           (c) IMPLEMENTATION.—The Secretary of Defense  
2 shall prescribe regulations implementing section 1561e of  
3 title 10, United States Code, as added by subsection (a).



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

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

1 **SEC. 10 \_\_\_\_ . REVIEW OF SECURITY ASSISTANCE PROVIDED**  
2 **TO ELIE WIESEL COUNTRIES.**

3 (a) REVIEW REQUIRED.—Not later than 30 days  
4 after the transmission of the first report required after  
5 the date of the enactment of this Act under section 5 of  
6 the Elie Wiesel Genocide and Atrocities Prevention Act of  
7 2018 (Public Law 115–441; 22 U.S.C. 2651 note), the  
8 Secretary of Defense shall conduct a review of risks re-  
9 lated to the Department of Defense provision of security  
10 assistance to countries identified in the report as being  
11 at high or medium risk for atrocities. Such review shall  
12 include an assessment of risk associated with providing  
13 weapons and other forms of security cooperation programs  
14 and assistance, including special operations forces pro-  
15 grams, to the governments of such countries, with respect  
16 to atrocities, conflict, violence, and other forms of insta-  
17 bility.

18 (b) CONGRESSIONAL NOTIFICATION OF CERTAIN  
19 CHANGES.—If, as a result of the review required under

1 subsection (a), the Secretary determines that the Depart-  
2 ment of Defense should stop or change the security assist-  
3 ance provided to a country, the Secretary shall submit no-  
4 tice of such determination to—

5 (1) the Committee on Armed Services and the  
6 Committee on Foreign Affairs of the House of Rep-  
7 resentatives; and

8 (2) the Committee on Armed Services and the  
9 Committee on Foreign Relations of the Senate.



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

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

1 **SEC. \_\_\_\_ . MODIFICATION TO AUTHORITY TO BUILD CAPAC-**  
2 **ITY OF FOREIGN SECURITY FORCES.**

3 Subsection (a) of section 333 of title 10, United  
4 States Code, is amended—

5 (1) in paragraph (3), by inserting “or other  
6 counter-illicit trafficking operations” before the pe-  
7 riod at the end; and

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

10 “(10) Operations or activities that maintain or  
11 enhance the climate resilience of military or security  
12 infrastructure supporting security cooperation pro-  
13 grams under this section.”.



**AMENDMENT TO H.R. 7900**

**OFFERED BY MR. LAMBORN**

In section 4201 of division D, relating to research, development, test, and evaluation, Space Force, increase the amount for Space Situation Awareness Operations, Line 063, by \$5,000,000.

In section 4301 of division D, relating to relating to operations and maintenance, Space Force, reduce the amount for Contractor Logistics and System Support, Line 080, by \$5,000,000.



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

**Offered by: Mr. Crow**

In section 4201 of division D, relating to Research, Development, Test and Evaluation, Army, increase the amount for Air Platform Advanced Technology, Line 033, by \$10,000,000 for Integrated Floor System Upgrades for H-60 Variants.

In section 4301 of division D, relating to Operation and Maintenance, Navy, Line 450, reduce the amount for Administration by \$10,000,000.

**AMENDMENT TO H.R. 7900**  
**OFFERED BY MR. HORSFORD OF NEVADA**

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

1 **SEC. 16 \_\_\_\_ . RESPONSIVE SPACE STRATEGY, PRINCIPLES,**  
2 **MODEL ARCHITECTURE, AND IMPLEMENTA-**  
3 **TION PLANS.**

4 (a) STRATEGY, PRINCIPLES, AND MODEL ARCHITEC-  
5 TURE.—Not later than 270 days after the date of the en-  
6 actment of this Act, the Chief of Space Operations and  
7 the Commander of the United States Space Command  
8 shall jointly develop a responsive space strategy, prin-  
9 ciples, and a model architecture to be implemented across  
10 the United States Space Command and the Combined  
11 Force Space Component Command.

12 (b) ELEMENTS.—The responsive space strategy,  
13 principles, and model architecture under subsection (a)  
14 shall include, at a minimum, the following elements:

- 15 (1) Prioritized policies and procedures.  
16 (2) Policies specific to launch, buses, payloads,  
17 ground infrastructure, and networks.

1 (3) Specification of enterprise-wide acquisitions  
2 of capabilities conducted pursuant to the policies re-  
3 ferred to in paragraph (2).

4 (4) Roles, responsibilities, functions, and oper-  
5 ational workflows of responsive space architecture  
6 and infrastructure personnel—

7 (A) of the Army, Navy, Air Force, Marine  
8 Corps, and Space Force and the combatant  
9 commands; and

10 (B) the Combined Force Space Component  
11 Command.

12 (c) ARCHITECTURE DEVELOPMENT AND IMPLEMEN-  
13 TATION.—In developing and implementing the responsive  
14 space strategy, principles, and model architecture under  
15 subsection (a), the Chief of Space Operations and the  
16 Commander of the United States Space Command shall  
17 coordinate with—

18 (1) the Space Acquisition Council;

19 (2) the Director of the Defense Advanced Re-  
20 search Projects Agency;

21 (3) the Chairman of the Joints Chiefs of Staff;  
22 and

23 (4) any other component of the Department of  
24 Defense, as jointly determined by the Chief of Space  
25 Operations and the Commander.

1 (d) IMPLEMENTATION PLANS.—

2 (1) IN GENERAL.—The Chief of Space Oper-  
3 ations and the Commander of the United State  
4 Space Command shall ensure that, not later than  
5 one year after the finalization of the responsive  
6 space strategy, principles, and model architecture  
7 under subsection (a), each Space Force delta trans-  
8 mits to the Chief and the Commander a draft plan  
9 to implement such responsive space strategy, prin-  
10 ciples, and model architecture with respect to such  
11 delta.

12 (2) ELEMENTS.—Each implementation plan  
13 under paragraph (1) shall include, at a minimum,  
14 the following with respect to the Space Force delta  
15 covered by the plan:

16 (A) Specific acquisitions, implementations,  
17 instrumentations, and operational workflows to  
18 be implemented across responsive space archi-  
19 tectures and infrastructures.

20 (B) A detailed schedule with target mile-  
21 stones and required expenditures.

22 (C) Interim and final metrics, including a  
23 phase mitigation plan.

1 (D) Identification of additional funding,  
2 authorities, organizational changes and policies,  
3 as may be required.

4 (E) Requested waivers, exceptions to poli-  
5 cies of the Department of Defense, and ex-  
6 pected delays.

7 (e) IMPLEMENTATION OVERSIGHT.—The Chief of  
8 Space Operations shall—

9 (1) assess the implementation plans under sub-  
10 section (d)(1) for—

11 (A) adequacy and responsiveness to the re-  
12 sponsive space strategy, principles, and model  
13 architecture under subsection (a); and

14 (B) appropriate use of enterprise-wide ac-  
15 quisitions;

16 (2) ensure, at a high level, the interoperability  
17 and compatibility of individual implementation plans  
18 of the Space Force deltas;

19 (3) track the use of waivers and exceptions to  
20 policy;

21 (4) develop a Responsive Space Scorecard to  
22 track and drive implementation of the plans by the  
23 Space Force Deltas; and

24 (5) leverage the authorities of the Commander  
25 of the United States Space Command to begin im-

1       plementation of such responsive space strategy, prin-  
2       ciples, and model architecture.

3       (f) INITIAL BRIEFINGS.—

4               (1) RESPONSIVE SPACE STRATEGY, PRINCIPLES,  
5       AND MODEL ARCHITECTURE.—Not later than 90  
6       days after finalizing the responsive space strategy,  
7       principles, and model architecture under subsection  
8       (a), the Chief of Space Operations and the Com-  
9       mander of the United States Space Command shall  
10      provide to the congressional defense committees a  
11      briefing on such responsive space strategy, prin-  
12      ciples, and model architecture.

13              (2) IMPLEMENTATION PLANS.—Not later than  
14      90 days after the receipt by the Chief of Space Op-  
15      erations of an implementation plan transmitted  
16      under to subsection (d)(1), the Chief shall provide to  
17      the congressional defense committees a briefing on  
18      such implementation plan.

19       (g) ANNUAL BRIEFING.—During each annual brief-  
20      ing provided by the Chief of Space Operations to the con-  
21      gressional defense committees on the budget occurring  
22      during the period beginning February 1, 2023, and ending  
23      January 1, 2031, the Chief shall provide updates on the  
24      implementation of the responsive space strategy, prin-  
25      ciples, and architecture under subsection (a).

1 (h) NOTIFICATION REFORMS.—Section 9021(c) of  
2 title 10, United States Code, is amended—

3 (1) by striking paragraph (2); and

4 (2) by striking “(1) The Council” and inserting  
5 “The Council”.

6 **SEC. 16 \_\_\_. RESPONSIVE SPACE DEMONSTRATIONS.**

7 (a) SENSE OF CONGRESS.—It is the sense of Con-  
8 gress that demonstrating the ability of the United States  
9 to rapidly respond to adversarial threats to the space sys-  
10 tems of the United States serves as a compelling strategic  
11 deterrent to adversaries and informs how responsive, resil-  
12 ient, and affordable space and launch capabilities can help  
13 counter growing adversarial threats on an operationally  
14 relevant timeline.

15 (b) ESTABLISHMENT OF PROGRAM.—Not later than  
16 180 days after the date of the enactment of this Act, the  
17 Secretary of Defense, in consultation with the Chief of  
18 Space Operations and the Commander of the United  
19 States Space Command, shall establish a program to dem-  
20 onstrate responsive space capabilities through operational  
21 exercises, wargames, and table-top exercises.

22 (c) INITIAL DEMONSTRATION.—

23 (1) MISSION.—In carrying out the program  
24 under subsection (b), the Secretary shall conduct a

1 rapid reconstitution deterrence demonstration mis-  
2 sion to—

3 (A) design, develop, and understand the  
4 benefit of rapid space reconstitution and space  
5 augmentation;

6 (B) simulate real-world scenarios through  
7 wargames and table-top exercises, including  
8 contested environment scenarios, in which  
9 threats to the space capabilities of the United  
10 States may be offset or mitigated by responsive  
11 space capabilities;

12 (C) validate the ability to provide an end-  
13 to-end responsive space mission with responsive  
14 launch, satellite deployment, and data to users  
15 within rapid mission call-up timelines; and

16 (D) integrate such launches with the joint  
17 force under simulated contested conditions  
18 through the rapid deployment of launch infra-  
19 structure to existing Major Range and Test Fa-  
20 cility Bases.

21 (2) REPORT.—Not later than 90 days after the  
22 date of the enactment of this Act, the Secretary  
23 shall submit to the congressional defense committees  
24 a report on the mission under paragraph (1), includ-  
25 ing—



1 (A) an assessment of the mission with re-  
2 spect to the operational and strategic benefits  
3 to the space-related missions of the Department  
4 of Defense;

5 (B) a proposed organization and manage-  
6 ment structure of the mission;

7 (C) a timeline for implementing the dem-  
8 onstrations under the mission; and

9 (D) budget estimates and financial forecast  
10 for the demonstrations.

11 **SEC. 16\_\_\_\_. ALLIED RESPONSIVE SPACE CAPABILITIES.**

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

14 (1) it is in the common interest of the United  
15 States and allies and partners of the United States  
16 to strive for accessibility and flexibility for delivering  
17 assets into space on a responsive timeline;

18 (2) the United States should implement joint  
19 United States-allied space missions that demonstrate  
20 rapid, rapid launch, reconstitution and satellite aug-  
21 mentation from locations in the Indo-Pacific, Euro-  
22 pean, and other theaters of operations;

23 (3) the United States should leverage allied and  
24 partner spaceports to diversify and disaggregate

1 launch sites across the world for a multitude of mis-  
2 sions, including national security missions; and

3 (4) it is important for the United States to  
4 have operational and contracting steps established  
5 with allies and partners to ensure readiness and pre-  
6 paredness for responding to or deterring any un-  
7 known threats.

8 (b) INITIATIVES.—The Secretary of the Defense and  
9 the Secretary of State shall jointly—

10 (1) ensure that responsive space capabilities of  
11 the Department of Defense align with initiatives by  
12 Five Eyes countries, member states of the North At-  
13 lantic Treaty Organization, and other allies to pro-  
14 mote a globally responsive space architecture; and

15 (2) designate a single official responsible for co-  
16 ordinating responsive space activities with allied  
17 partners.

18 (c) REPORT.—Not later than 180 days after the date  
19 of the enactment of this Act, the Secretary of Defense and  
20 the Secretary of State, in coordination with the Com-  
21 mander of the United States European Command, the  
22 Commander of the United States Indo-Pacific Command,  
23 the Commander of the United States Space Command,  
24 and the Secretary of State, shall jointly submit to the con-  
25 gressional defense committees, the Committee on Foreign

1 Affairs of the House of Representatives, and the Com-  
2 mittee on Foreign Relations of the Senate a report assess-  
3 ing current investments and partnerships by the United  
4 States with allies of the United States with respect to re-  
5 sponsive space efforts. The report shall include the fol-  
6 lowing:

7 (1) An assessment of the benefits of leveraging  
8 allied and partner spaceports for responsive launch.

9 (2) A discussion of current and future plans to  
10 engage with allies and partners with respect to ac-  
11 tivities ensuring rapid reconstitution or augmenta-  
12 tion of the space capabilities of the United States  
13 and allies.

14 (3) An assessment of the shared costs and tech-  
15 nology between the United States and allies, includ-  
16 ing leveraging investments from the Pacific Deter-  
17 rence Initiative and the European Deterrence Initia-  
18 tive.

19 (d) FIVE EYES COUNTRIES DEFINED.—In this sec-  
20 tion, the term “Five Eyes countries” means the following:

21 (1) Australia.

22 (2) Canada.

23 (3) New Zealand.

24 (4) The United Kingdom.

1 (5) The United States.



**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 \_\_\_\_ . AGREEMENTS WITH CIVILIAN VICTIM SERVICE**  
2 **AGENCIES.**

3 (a) **GUIDANCE REQUIRED.**—The Secretary of De-  
4 fense, in consultation with the Secretaries of the military  
5 departments and the Secretary of the department in which  
6 the Coast Guard is operating (with respect to the Coast  
7 Guard), shall issue guidance pursuant to which installa-  
8 tion commanders may enter into memoranda of under-  
9 standing with qualified victim service agencies for pur-  
10 poses of providing services to victims of sexual assault in  
11 accordance with subsection (b).

12 (b) **CONTENTS OF AGREEMENT.**—A memorandum of  
13 understanding entered into under subsection (a) shall pro-  
14 vide that personnel of the sexual assault prevention and  
15 response program at a military installation may refer a  
16 victim of sexual assault to a qualified civilian victim serv-  
17 ice agency if such personnel determine that such a referral  
18 would benefit the victim.

1           (c) VICTIM SERVICE AGENCY DEFINED.—In this sec-  
2 tion, the term “victim service agency” means an agency  
3 which may provide legal services, counseling, or safe hous-  
4 ing.



**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 \_\_\_\_ . MATTERS IN CONNECTION WITH SPECIAL TRIAL**  
2 **COUNSEL.**

3 (a) DEFINITION OF COVERED OFFENSE.—

4 (1) IN GENERAL.—Paragraph (17)(A) of section 801 of title 10, United States Code (article 1  
5 of the Uniform Code of Military Justice), as added  
6 by section 533 of the National Defense Authorization Act for Fiscal Year 2022 (Public Law 117–81;  
7 135 Stat. 1695), is amended by striking “section  
8 920 (article 120)” and inserting “section 919a (article 119a), section 920 (article 120), section 920a  
9 (article 120a)”  
10  
11  
12

13 (2) EFFECTIVE DATE.—The amendments made  
14 by paragraph (1) shall—

15 (A) take effect on the date that is two  
16 years after the date of the enactment of the  
17 National Defense Authorization Act for Fiscal  
18 Year 2022 (Public Law 117–81); and

1 (B) apply with respect to any offenses that  
2 occur after that date.

3 (b) RESIDUAL PROSECUTORIAL DUTIES AND OTHER  
4 JUDICIAL, FUNCTIONS OF CONVENING AUTHORITIES IN  
5 COVERED CASES.—The President shall prescribe regula-  
6 tions to ensure that residual prosecutorial duties and other  
7 judicial functions of convening authorities, including but  
8 not limited to granting immunity, ordering depositions,  
9 and hiring experts, with respect to charges and specifica-  
10 tions over which a special trial counsel exercises authority  
11 pursuant to section 824a of title 10, United States Code  
12 (article 24a of the Uniform Code of Military Justice), are  
13 transferred to the military judge, the special trial counsel,  
14 or other authority as appropriate in such cases by no later  
15 than the effective date established in section 539C of the  
16 National Defense Authorization Act for fiscal Year 2022  
17 (Public Law 117–81; 10 U.S.C. 801 note), in consider-  
18 ation of due process for all parties involved in such a case.

19 (c) AMENDMENTS TO THE RULES FOR COURTS MAR-  
20 TIAL.—The President shall prescribe in regulation such  
21 modifications to Rule 813 of the Rules for Courts-Martial  
22 and other Rules as appropriate to ensure that at the be-  
23 ginning of each court-martial convened, the presentation  
24 of orders does not in open court specify the name, rank,  
25 or position of the convening authority convening such



1 court, unless such convening authority is the Secretary  
2 concerned, the Secretary of Defense, or the President.

3 (d) BRIEFING REQUIRED.—Not later than 180 days  
4 after the date of the enactment of this Act, the Secretary  
5 of Defense shall provide to the Committees on Armed  
6 Services of the Senate and the House of Representatives  
7 a briefing on the progress of the Department of Defense  
8 in implementing this section, including an identification  
9 of—

10 (1) the duties to be transferred under sub-  
11 section (b);

12 (2) the positions to which those duties will be  
13 transferred; and

14 (3) any provisions of law or Rules for Courts  
15 Martial that must be amended or modified to fully  
16 complete the transfer.

17 (e) ADDITIONAL REPORTING RELATIVE TO IMPLE-  
18 MENTATION OF SUBTITLE D OF TITLE V OF THE NA-  
19 TIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL  
20 YEAR 2022.—Not later than February 1, 2025, and annu-  
21 ally thereafter for five years, the Secretary of Defense and  
22 the Secretary of the department in which the Coast Guard  
23 is operating (with respect to the Coast Guard) shall sub-  
24 mit to the appropriate congressional committees a report  
25 assessing the holistic effect of the reforms contained in

1 subtitle D of title V of the National Defense Authorization  
2 Act for Fiscal Year 2022 (Public Law 117–81) on the  
3 military justice system. The report shall include the fol-  
4 lowing elements:

5 (1) An overall assessment of the effect such re-  
6 forms have had on the military justice system and  
7 the maintenance of good order and discipline in the  
8 ranks.

9 (2) The percentage of caseload and courts-mar-  
10 tial assessed as meeting, or having been assessed as  
11 potentially meeting, the definition of “covered of-  
12 fense”, disaggregated by offense and military service  
13 where possible.

14 (3) An assessment of prevalence and data con-  
15 cerning disposition of cases by commanders after  
16 declination of prosecution by special trial counsel,  
17 disaggregated by offense and military service when  
18 possible.

19 (4) Assessment of the effect, if any, the reforms  
20 contained in such subtitle have had on non-judicial  
21 punishment concerning covered and non-covered of-  
22 fenses.

23 (5) A description of the resources and personnel  
24 required to maintain and execute the reforms made

1 by such subtitle during the reporting period relative  
2 to fiscal year 2022.

3 (6) A description of any other factors or mat-  
4 ters considered by the Secretary to be important to  
5 a holistic assessment of these reforms on the mili-  
6 tary justice system.

7 (f) APPROPRIATE CONGRESSIONAL COMMITTEES DE-  
8 FINED.—In this section, the term “appropriate congres-  
9 sional committees” means the following:

10 (1) The Committee on Armed Services of the  
11 House of Representatives.

12 (2) The Committee on Armed Services of the  
13 Senate.

14 (3) The Committee on Transportation and In-  
15 frastructure of the House of Representatives.

16 (4) The Committee on Commerce, Science, and  
17 Transportation of the Senate.



**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 \_\_\_\_ . STANDARDS FOR IMPOSITION OF COMMANDING**  
2 **OFFICER'S NON-JUDICIAL PUNISHMENT.**

3 (a) COMMANDING OFFICER'S NON-JUDICIAL PUN-  
4 ISHMENT.—

5 (1) IN GENERAL.—Section 815 of title 10,  
6 United States Code (article 15 of the Uniform Code  
7 of Military Justice), is amended—

8 (A) by redesignating subsections (c)  
9 through (g) as subsections (d) through (h), re-  
10 spectively;

11 (B) by inserting after subsection (b), the  
12 following new subsection:

13 “(c)(1) Except as provided in paragraphs (2) and (3),  
14 a commanding officer may not impose a punishment au-  
15 thorized in subsection (b) unless, before the imposition of  
16 such punishment, the commanding officer—

17 “(A) requests and receives legal guidance re-  
18 garding the imposition of such punishment from a  
19 judge advocate or other legal officer of the armed

1 force of which the commanding officer is a member;  
2 and

3 “(B) provides the member who may be subject  
4 to such punishment with an opportunity to consult  
5 appropriate legal counsel.

6 “(2) Paragraph (1) shall not apply to the punish-  
7 ments specified in subparagraphs (E) and (F) of sub-  
8 section (b)(2).

9 “(3) A commanding officer may waive the require-  
10 ments set forth in subparagraphs (A) and (B) of para-  
11 graph (1), on a case by case basis, if the commanding offi-  
12 cer determines such a waiver is necessary on the basis of  
13 operational necessity.”; and

14 (C) in subsection (f), as so redesignated,  
15 by striking “subsection (d)” and inserting “sub-  
16 section (e)”.

17 (2) EFFECTIVE DATE AND APPLICABILITY.—  
18 The amendments made by paragraph (1) shall take  
19 effect 180 days after the date of the enactment of  
20 this Act and shall apply with respect to punishments  
21 imposed under section 815 of title 10, United States  
22 Code (article 15 of the Uniform Code of Military  
23 Justice), on or after such effective date.

24 (3) ADDITIONAL GUIDANCE REQUIRED.—Not  
25 later than one year after the date of the enactment

1 of this Act, each Secretary concerned shall prescribe  
2 regulations or issue other written guidance with re-  
3 spect to non-judicial punishment under section 815  
4 of title 10, United States Code (article 15 of the  
5 Uniform Code of Military Justice) that—

6 (A)(i) identifies criteria to be considered  
7 when determining whether a member of the  
8 armed forces is attached to or embarked in a  
9 vessel for the purposes of determining whether  
10 such member may demand trial by court-mar-  
11 tial in lieu of punishment under such section  
12 (article); and

13 (ii) establishes a policy about the appro-  
14 priate and responsible invocation of such excep-  
15 tion; and

16 (B) establishes criteria commanders must  
17 consider when evaluating whether to issue a  
18 waiver under subsection (c)(3) of such section  
19 (article) (as added by paragraph (1) of this  
20 subsection) on the basis of operational neces-  
21 sity.

22 (b) MODIFICATION OF ANNUAL REPORTS ON RACIAL  
23 AND ETHNIC DEMOGRAPHICS IN THE MILITARY JUSTICE  
24 SYSTEM.—Section 486(b) of title 10, United States Code,  
25 is amended—

1 (1) in paragraph (7), by striking “and” at the  
2 end;

3 (2) in paragraph (8), by striking the period at  
4 the end and inserting a semicolon; and

5 (3) by adding at the end the following new  
6 paragraphs:

7 “(9) with respect to principals on sea duty who  
8 were not attached to or embarked in a vessel (as de-  
9 termined by the Secretary of the Navy or the Sec-  
10 retary of the department in which the Coast Guard  
11 is operating), the number of non-judicial punish-  
12 ments proposed and finalized under section 815 of  
13 this title (article 15 of the Uniform Code of Military  
14 Justice), in total and disaggregated by—

15 “(A) whether the commanding officer im-  
16 posing non-judicial punishment requested and  
17 received legal guidance regarding the imposition  
18 of such punishment from a judge advocate or  
19 other legal officer of the armed force of which  
20 the commanding officer is a member;

21 “(B) whether the principal was provided  
22 the opportunity to consult appropriate legal  
23 counsel; and

24 “(C) statistical category as related to the  
25 principal; and

1           “(10) with respect to principals on sea duty  
2           who were attached to or embarked in a vessel (as de-  
3           termined by the Secretary of the Navy or the Sec-  
4           retary of the department in which the Coast Guard  
5           is operating), the number of non-judicial punish-  
6           ments proposed and finalized under section 815 of  
7           this title (article 15 of the Uniform Code of Military  
8           Justice), in total and disaggregated by—

9           “(A) whether the commanding officer im-  
10           posing non-judicial punishment requested and  
11           received legal guidance regarding the imposition  
12           of such punishment from a judge advocate or  
13           other legal officer of the armed force of which  
14           the commanding officer is a member;

15           “(B) whether the principal was provided  
16           the opportunity to consult appropriate legal  
17           counsel; and

18           “(C) statistical category as related to the  
19           principal.”.





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

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

1 **SEC. 6 \_\_\_\_ . TEMPORARY CONTINUATION OF RATE OF BASIC**  
2 **ALLOWANCE FOR HOUSING FOR MEMBERS**  
3 **OF THE ARMED FORCES WHOSE SOLE DE-**  
4 **PENDENT DIES WHILE RESIDING WITH THE**  
5 **MEMBER.**

6 (a) **AUTHORITY.**—Section 403 of title 37, United  
7 States Code, is amended by—

8 (1) redesignating subsections (m) through (p)  
9 as subsections (n) through (q);

10 (2) by inserting after subsection (l) the fol-  
11 lowing new subsection (m):

12 “(m) **TEMPORARY CONTINUATION OF RATE OF**  
13 **BASIC ALLOWANCE FOR MEMBERS OF THE ARMED**  
14 **FORCES WHOSE SOLE DEPENDENT DIES WHILE RESID-**  
15 **ING WITH THE MEMBER.**—(1) Notwithstanding sub-  
16 section (a)(2) or any other section of law, the Secretary  
17 of Defense and or the Secretary of the Department in  
18 which the Coast Guard is operating, may, after the death  
19 of the sole dependent of a member of the armed forces,

1 continue to pay a basic allowance for housing to such  
2 member at the rate paid to such member at the time of  
3 the death of such sole dependent if—

4 “(A) such sole dependent dies—

5 “(i) while the member is on active duty;

6 and

7 “(ii) while residing with the member, un-  
8 less separated by the necessity of military serv-  
9 ice or to receive institutional care as a result of  
10 disability or incapacitation or under such other  
11 circumstances as the Secretary concerned may  
12 by regulation prescribe; and

13 “(B) the member—

14 “(i) is not occupying a housing facility  
15 under the jurisdiction of the Secretary con-  
16 cerned on the date of the death of the sole de-  
17 pendent; or

18 “(ii) is occupying such housing on a rental  
19 basis on such date.

20 “(2) The continuation of the rate of an allowance  
21 under this subsection shall terminate 365 days after the  
22 date of the death of the sole dependent.”.

1 (b) CONFORMING AMENDMENT.—Section 2881a(c)  
2 of title 10, United States Code, is amended by striking  
3 “section 403(n)” and inserting “section 403(o)”.



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

**Offered by: Ms. Speier**

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

### **Department of Defense Education Activity Compliance with Prohibition on Sex-Based Discrimination**

The committee notes that the Department of Defense Education Activity is required to comply with title IX of the Education Amendments of 1972 (title IX). Section 562 of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 provided that the provisions of title IX with respect to education programs or activities receiving Federal financial assistance shall apply equally to education programs and activities administered by the Department of Defense Education Activity.

While limited reviews have been completed, a full evaluation has not been conducted of the compliance of Department of Defense schools with the prohibition on sex-based discrimination in educational programs receiving Federal assistance. Therefore, the committee directs the Comptroller General of the United States to assess the Department of Defense's efforts to comply with Section 562 of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 pertaining to sex-based discrimination. The assessment shall include an analysis of:

- (1) the extent to which the Department of Defense ensures its policies and practices comply with the prohibition on sex-based discrimination in educational programs established by title IX,
- (2) the education and training of administrators, title IX coordinators, and staff related to title IX's prohibition on sex-based discrimination,
- (3) the availability and quality of supportive measures and services provided to complainants,
- (4) the complaint record keeping, processing, dismissal requirements, and resolution related to title IX's prohibition on sex-based discrimination,
- (5) the policies and procedures intended to provide collaboration with military or civilian law enforcement agencies, and
- (6) any other matters the Comptroller General deems necessary.

The committee further directs the Comptroller General to provide a briefing to the House Committee on Armed Services by July 31, 2023, on preliminary findings and to present final results in a format and timeframe agreed to at the time of the briefing.



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

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

1 **SEC. 5\_\_\_ . AUTHORITY TO AWARD THE MEDAL OF HONOR**  
2 **TO A MEMBER OF THE ARMED FORCES FOR**  
3 **ACTS OF VALOR WHILE A PRISONER OF WAR.**

4 (a) **AUTHORITY.**—

5 (1) **ARMY.**—Section 7271(1) of title 10, United  
6 States Code, is amended by inserting “, including  
7 active resistance, gallantry, or defiance while serving  
8 as a prisoner of war” after “United States”.

9 (2) **NAVY AND MARINE CORPS.**—Section  
10 8291(1) of title 10, United States Code, is amended  
11 by inserting “, including active resistance, gallantry,  
12 or defiance while serving as a prisoner of war” after  
13 “United States”.

14 (3) **AIR FORCE AND SPACE FORCE.**—Section  
15 9271(1) of title 10, United States Code, is amended  
16 by inserting “, including active resistance, gallantry,  
17 or defiance while serving as a prisoner of war” after  
18 “United States”.

1 (4) COAST GUARD.—Section 2732(1) of title  
2 14, United States Code, is amended by inserting “,  
3 including active resistance, gallantry, or defiance  
4 while serving as a prisoner of war” after “United  
5 States”.

6 (b) REGULATIONS.—Not later than one year after the  
7 date of the enactment of this Act, the Secretary of Defense  
8 and the Secretary of the Department in which the Coast  
9 Guard is operating shall prescribe regulations that set  
10 forth uniform standards for awarding the Medal of Honor  
11 to a member of the Armed Forces pursuant to an amend-  
12 ment made by subsection (a). Such regulations shall apply  
13 retroactively to a member who was a prisoner of war be-  
14 fore the date of the prescription of such regulations.

15 (c) REPORT.—Not later than one year after the date  
16 of the enactment of this Act, the Secretary of Defense  
17 shall submit to the Committees on Armed Services of the  
18 Senate and House of Representatives a report regarding  
19 the number of individuals who may be eligible for a Medal  
20 of Honor pursuant to the amendments made by this sec-  
21 tion.



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

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

1 **SEC. 16 \_\_\_\_ . EXECUTIVE AGENT FOR EXPLOSIVE ORDNANCE**  
2 **INTELLIGENCE.**

3 (a) IN GENERAL.—Subchapter I of chapter 21 of title  
4 10, United States Code, is amended by adding at the end  
5 the following new section:

6 **“§ 430c. Executive agent for explosive ordnance intel-**  
7 **ligence**

8 “(a) DESIGNATION.—The Secretary of Defense shall  
9 designate the Director of the Defense Intelligence Agency  
10 as the executive agent for explosive ordnance intelligence.

11 “(b) DEFINITIONS.—In this section:

12 “(1) The term ‘explosive ordnance intelligence’  
13 means technical intelligence relating to explosive  
14 ordnance (as defined in section 283(d) of this title),  
15 including with respect to the processing, production,  
16 dissemination, integration, exploitation, evaluation,  
17 feedback, and analysis of explosive ordnance using  
18 the skills, techniques, principles, and knowledge of  
19 explosive ordnance disposal personnel regarding



1 fuzing, firing systems, ordnance disassembly, and  
2 development of render safe techniques, procedures  
3 and tools, publications, and applied technologies.

4 “(2) The term ‘executive agent’ has the mean-  
5 ing given the term ‘DoD Executive Agent’ in Direc-  
6 tive 5101.1.”.

7 (b) CLERICAL AMENDMENT.—The table of sections  
8 at the beginning of such chapter is amended by inserting  
9 after the item relating to section 430b the following new  
10 item:

“430c. Executive agent for explosive ordnance intelligence.”.

11 (c) DATE OF DESIGNATION.—The Secretary of De-  
12 fense shall make the designation under section 430c of  
13 title 10, United States Code, as added by subsection (a),  
14 by not later than 30 days after the date of the enactment  
15 of this Act.



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

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

1 **SEC. 6 \_\_\_\_ . OCONUS COST OF LIVING ALLOWANCE: ADJUST-**  
2 **MENTS; NOTICE TO CERTAIN CONGRES-**  
3 **SIONAL COMMITTEES.**

4 (a) ADJUSTMENTS.—

5 (1) REDUCTIONS: LIMITATION.—The Secretary  
6 of Defense and the Secretary of the Department in  
7 which the Coast Guard is operating may not reduce  
8 the cost-of-living allowance for a member of the  
9 Armed Forces assigned to a duty station located  
10 outside the United States except in connection with  
11 a permanent change of station for such member.

12 (2) INCREASES.—The Secretary of Defense and  
13 the Secretary of the Department in which the Coast  
14 Guard is operating may increase the allowance de-  
15 scribed in paragraph (1) for a member of the Armed  
16 Forces at any time.

17 (b) NOTICE TO CERTAIN CONGRESSIONAL COMMIT-  
18 TEES.—The Secretary of Defense shall notify the appro-  
19 priate congressional committees not less than 180 days be-

1 fore modifying a table used to calculate the living allow-  
2 ance described in subsection (a).

3 (c) BRIEFING.—Not later than March 1, 2023, the  
4 Secretary of Defense shall brief the Committees on Armed  
5 Services of the Senate and House of Representatives re-  
6 garding effects of this section on the allowance described  
7 in subsection (a).

8 (d) APPROPRIATE CONGRESSIONAL COMMITTEES  
9 DEFINED.—In this section, the term “appropriate con-  
10 gressional committees” means the following:

11 (1) The Committee on Armed Services of the  
12 Senate.

13 (2) The Committees on Armed Services of the  
14 House of Representatives.

15 (3) The Committee on Commerce, Science, and  
16 Transportation of the Senate.

17 (4) The Committee on Transportation and In-  
18 frastructure of the House of Representatives.

