

CHAIRMAN'S MARK EN BLOC #2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
2946	1	McClain, Lisa C.	CHM	DRL requesting DoD ensures all new microchips have been structurally analyzed to ensure no nefarious hardware or software has been included by a foreign adversary (i.e. China)	EB 2
2970	1	Strong, Dale W.	CHM	Directs the Secretary of Defense to provide a briefing which included details of delayed payments to small and medium-sized businesses working with the Department of Defense and suggested policy changes to speed up payments.	EB 2
2999	1	McCormick, Richard	CHM	Directs DOD to brief the committee potentially imposing domestic sourcing requirements under the Berry Amendment for procurement of Amoxicillin and Amoxicillin Clavulanate including whether domestic production and stocks acquired via the GNAD process can meet DOD demand.	EB 2
3004	0	Bacon, Don	CHM	Aluminum-Scandium Master Alloy Production	EB 2
3010	0	Golden, Jared F.	CHM	DRL directing the Undersecretary of Defense for Acquisition and Sustainment to provide a briefing to HASC regarding APEX Accelerators (previously named the Procurement Technical Assistance Program).	EB 2
3028	2	Banks, Jim	CHM	Directs the Secretary of Defense to submit a plan for the potential implementation of a program to modernize the DOD network used for the transmission of classified information to a secure, next-generation successor network.	EB 2
3072	0	Johnson, Mike	CHM	Requires a report on the resiliency of the solid rocket motor defense industrial base.	EB 2
3077	1	Norcross, Donald	CHM	Military Industrial National Defense Supply (MINDS) Act- Increasing domestic content to support the defense industrial base and secure supply chains. Enhances trusted allies by exempting countries with a reciprocal defense procurement agreement with DOD.	EB 2
3147	1	Horsford, Steven	CHM	Report on the Impact of Small Businesses through Authorization to Operate Processes	EB 2
3150	2	Slotkin, Elissa	CHM	Directs briefing from SECDEF on deeper collaboration among the Department and the Defense Industrial Base to build better primary and secondary education and outreach efforts for creating diverse pathways into the national security ecosystem	EB 2
3201	0	Turner, Michael	CHM	Report language which directs the Comptroller General of the United States to report on the administration of the National Industrial Security Program under the DoD.	EB 2
3207	1	Horsford, Steven	CHM	Report to Improve Contracting Officer Knowledge of SBIR Phase III Direct Award	EB 2
3227	2	Wilson, Joe	CHM	Directs the Assistant Secretary of Defense for Industrial Base Policy to submit a report on the sourcing of rhodium within the defense industrial base.	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
3264	0	Houlahan, Chrissy	CHM	Establishes a public-private partnership pilot program to accelerate the scaling, production, and acquisition of advanced capabilities for national security.	EB 2
3325	0	Strong, Dale W.	CHM	Directs the Under Secretary of Defense for Acquisition & Sustainment on the analysis and inputs provided to Federal Trade Commission on all merger and acquisition activities relating to the Defense Industrial Base since 2019.	EB 2
3329	0	Mills, Cory	CHM	Would create an exception to the prohibition on the acquisition of sensitive materials.	EB 2
3357	0	Tokuda, Jill N.	CHM	Adds consideration of recycled and reused minerals and metals as a source of graphite acquisition.	EB 2
3358	0	Tokuda, Jill N.	CHM	Adds consideration of recycled and reused minerals and metals as a source for the acquisition of tungsten.	EB 2
3359	0	Tokuda, Jill N.	CHM	Adds consideration of recycled and reused minerals and metals as sources of magnesium acquisition.	EB 2
3386	0	Wilson, Joe	CHM	Amends 10 U.S. Code § 4863 to ensure specialty metals are being sourced domestically and/or from allied countries.	EB 2
3387	3	Bacon, Don	CHM	Prohibition on acquisition of printers involving entities controlled by the PRC	EB 2
3477	0	Davis, Donald G.	CHM	To amend 10 U.S. Code § 4862 to require full domestic production of U.S. flags acquired by the Department of Defense.	EB 2
3493	0	Garamendi, John	CHM	DRL Study on Boron Supply Chain	EB 2
3525	3	Wittman, Robert	CHM	Capability Portfolio Model Pilots. Directs the Under Secretary for Acquisition and Sustainment to provide recommendations for five potential capability-based program portfolios across the military departments.	EB 2
3527	1	Gallagher, Mike	CHM	Would create an Anything-as-a-Service pilot program to promote continuous competition and better business practices in the department	EB 2
3528	2	Wittman, Robert	CHM	Modernizing the Department of Defense requirements process to align with modern warfare, technologies, and system development.	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
3547	0	Slotkin, Elissa	CHM	Directs USD(P), in coordination with USD(A&S), to provide a briefing on the national security threats associated with Chinese autonomous vehicles operating in the United States, especially those with access to and operating near military bases and other USG facilities.	EB 2
3556	0	Gallagher, Mike	CHM	Technical correction for Sec. 852	EB 2
3583	1	Jackson (TX), Ronny	CHM	Require an assessment of additive manufacturing related to the fabrication and supply chain resilience of maintenance parts for legacy weapon systems.	EB 2
3597	1	Slotkin, Elissa	CHM	Amends DRL on small business improvements to add language requiring the report to include a plan to accelerate approval processes for DD254 and accelerating the timeline for appointment to a DoD service organization for onboarding.	EB 2
3609	0	Bacon, Don	CHM	Briefing on Alternative Corrosion Control Technologies	EB 2
3625	1	Waltz, Michael	CHM	Best Value Contracting Procedures for Contracts and Delivery Orders of Body Armor	EB 2
2584	1	Banks, Jim	CHM	Directs a report on the sufficiency of existing INDOPACOM stockpiles of munitions, expendables, and other countermeasures for submarine and anti-submarine warfare forces in the event of conflict in the Indo-Pacific.	EB 2
2622	1	Waltz, Michael	CHM	Assessment whether adding an additional Ship Special Mission (SSM) would greatly increase the interdiction rates of vessels carrying illicit drugs and a plan to procure at least one additional SSM	EB 2
2625	1	Scott, Austin	CHM	This amendment would enable the USN and USCG to pursue additional bilateral maritime law enforcement agreements and to take actions to improve African capacity to detect and counter IUU-fishing.	EB 2
2648	1	Banks, Jim	CHM	Requires Central Command to engage in regular exercises with Israel to practice and simulate coalition strike, refueling, and other missions.	EB 2
2674	0	Gallagher, Mike	CHM	Would direct the Secretary to prioritize filling FDO and FMS office billets and provide a report on progress	EB 2
2678	0	Scott, Austin	CHM	Amends 10 USC 181(d) to enable the Commandant of the Coast Guard to provide input to the Joint Requirements Oversight Council regarding Coast Guard capabilities in support of national defense.	EB 2
2706	0	Jackson (TX), Ronny	CHM	No funds authorized to be appropriated to the Department of Defense maybe made available for the operation of any Department of Defense aircraft to transport currency or other items of value to the Taliban.	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
2713	0	Banks, Jim	CHM	Gives HASC and SASC the authority to require DOD to consider information on Chinese companies for potential inclusion on the Chinese Military Companies List and to provide a justification for a non-inclusion.	EB 2
2732	1	Scott, Austin	CHM	This DRL requires the Secretary of Defense to provide an Assessment of Moldovan security capabilities.	EB 2
2748	1	Scott, Austin	CHM	This DRL requires an assessment of war colleges in Africa.	EB 2
2768	1	Scott, Austin	CHM	This DRL requires a report on the status of a C-130 coalition by willing and capable African partners for intra and inter-theater airlift sharing options.	EB 2
2773	1	Scott, Austin	CHM	This DRL requires a report on the feasibility of establishing a Black Sea Flotilla consisting of vessels from the U.S. Navy and U.S. Coast Guard.	EB 2
2803	1	Wittman, Robert	CHM	Requires the Department of Defense to update warfighting requirements for confronting Russia in Europe.	EB 2
2816	0	Gallego, Ruben	CHM	Would amend the China Military Power Report to require DoD to report on People's Republic of China (PRC) lessons learned from Russia.	EB 2
2818	0	Gallego, Ruben	CHM	Would mandate a briefing on defense cooperation between Saudi Arabia and the People's Republic of China.	EB 2
2821	1	Gallego, Ruben	CHM	Would mandate a briefing on defense cooperation involving Japan and the Republic of Korea.	EB 2
2823	0	Gallego, Ruben	CHM	Would require the President to notify Congress of any hostilities in which the US military is engaged within 48 hours after it occurs.	EB 2
2891	1	Scott, Austin	CHM	Requires Commander, USEUCOM to brief HASC on its munitions requirement for ground-launched fires with anti-ship (i.e, both mission-kill and ship-kill) capability in its most stressing operational plans, military capabilities available to meet this mission set by 2030.	EB 2
3023	1	Jacobs, Sara	CHM	Directs the Secretary of Defense to provide a briefing on the resources, authorities, and staffing necessary for the Department of Defense to implement and prioritize the Global Fragility Act.	EB 2
3043	1	Bacon, Don	CHM	Plan of Action for Kurdish and Iraqi Air Defense	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
3141	0	Turner, Michael	CHM	Bill language requiring each military service and department to submit its own independent posture statement as part of the Congressional budget process.	EB 2
3142	1	Sherrill, Mikie	CHM	Seeks to boost aviator safety, increase airspace awareness, and promote homeland defense by mandating FAA and DoD perform a joint study on the efficacy and technical specifications of making domestically launched unmanned free balloons have some type of radio or digital emitter.	EB 2
3165	0	Sherrill, Mikie	CHM	Directs DoD to review its foreign engagements at the Secretary & Undersecretary level, and between the Defense and Commercial attache services for areas of more Dept of Commerce input, while finding ways to better connect Commerce with foreign partners asking for non-mil support.	EB 2
3218	1	Kim, Andy	CHM	This provision modifies ex-gratia reporting requirements and requires additional information, including when a request was made and steps the Department of Defense has taken to respond to the request.	EB 2
3221	1	Mills, Cory	CHM	Directs the Secretary of Defense to provide a report to the congressional defense committees by March 1, 2024, on Russia and China's presence in Central and South America, particularly with respect to organizations such as the Wagner Group.	EB 2
3253	1	Scott, Austin	CHM	Requires a briefing on the feasibility of establishing an Africa Institute for Security Cooperation.	EB 2
3273	0	Gallego, Ruben	CHM	Would mandate a report on the role of DoD in supporting national emergency declaration combating the fentanyl crisis.	EB 2
3278	1	Gallego, Ruben	CHM	Would mandate a threat analysis of any potential threats the illicit fentanyl drug trade poses to the defense interests of the United States.	EB 2
3322	1	Jackson (TX), Ronny	CHM	Amends DRL from the Chairman's Mark to require a review of ongoing efforts to increase Israel's participation in multinational organizations and military task forces.	EB 2
3401	1	Lamborn, Doug	CHM	Edits the annual reporting requirement for DoD on Iran's military power to add more capabilities and forces, including space launch, and extends the report requirement to CY2030.	EB 2
3459	1	Wittman, Robert	CHM	Orders a report from the Secretary of Defense on reciprocal steps the DoD will take to respond to Russia's decision to leave the Conventional Forces in Europe Treaty.	EB 2
3512	2	Waltz, Michael	CHM	Update of partner efforts to supply military aid to Ukraine, American efforts to increase that aid, and projected levels of foreign bilateral military aid	EB 2
3546	2	Moulton, Seth	CHM	To require a briefing on addressing capacity gaps for the Philippines Coast Guard	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
3097	1	Slotkin, Elissa	CHM	Amends section 714 to add two additional requirements of the military pharmaceutical and medical device vulnerability working group.	EB 2
3332	0	Wilson, Joe	CHM	Continues to authorize funding for the Young Marines program	EB 2
3423	3	Strong, Dale W.	CHM	Increases SEC 4501 of division D, relating to Defense Health Program, increase the amount for R&D Advanced Development, Line 100, by \$2.5M for Antibiotic Susceptibility Test Development, by decreasing relating to Defense Health Program, Consolidated Health Support.	EB 2

Amendment to H.R. 2670 National Defense Authorization Act for Fiscal Year 2024

Offered by: Mrs. McClain

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Department of Defense Microchip Security

The committee notes that every semiconductor begins as a software program before it is fabricated, mostly in East Asia, into a chip. That software process is inherently vulnerable and a potential long-term threat to U.S. national security. Consequently, the U.S. defense industrial base has vulnerabilities that could be exploited.

The committee contends that sophisticated, hostile foreign powers could insert undetected vulnerabilities, could insert malicious logic into, or exploit undetected vulnerabilities within the U.S. defense semiconductor supply chain during the software design phase putting at risk the operations and readiness of key U.S. military weapons and communications systems including submarines, ships, tanks, planes, drones, and satellites.

The committee further notes that on July 14, 2022, the National Security Agency's Joint Federation Assurance Center Hardware Assurance Lab published a report on "DoD Microelectronics: Levels of Assurance Definitions and Applications" as stated: "to characterize the threats and risks to custom microelectronic components used in Department of Defense (DoD) systems." Recognizing the threat, the guidance endeavors to assist programs with a better understanding of their system and components to effectively mitigate against threats.

Accordingly, the committee directs the Secretary of Defense to submit a report to the House Committee on Armed Services not later than February 1, 2024, providing an assessment of the Department's plans to ensure and demonstrate to Congress the security of the Department of Defense's semiconductor supply chain during the software design phase.

The report shall include at a minimum the following:

- (1) an assessment of the security risk of threats and vulnerabilities to the Department of Defense in the software design component of semiconductor manufacturing acquisition;
- (2) an operational proposal for every new silicon device acquired by the Department of Defense, beginning in Fiscal Year 2026, to undergo rigorous pre-production testing to detect the existence of and prevent the exploitation of design vulnerabilities;
- (3) an operational proposal to have merchants and vendors of semiconductor chips, as well as classified internal development initiatives, to the Department of Defense declare that they have used comprehensive functional, structural, and behavioral analyses specifically designed to expose points of access that could be exploited for unauthorized manipulation prior to commitment to silicon (so-called "tape out") by Fiscal Year 2026;

- (4) assessment of what resources would be required to execute points 2 and 3 above;
- (5) assessment of risk to continuity of operations and execution of national following a semiconductor supply chain attack at the software design level, and to what extent mitigations have been put in place to address those risks.

Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Strong

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Investigating Delays in Payments to Small and Medium-Sized Businesses

The committee recognizes the challenges associated with the Department of Defense's vast acquisition and procurement processes and has attempted to address them in the past. The committee is aware that mid-tier suppliers – those who are large enough to have relationships directly with the Department, but who do not typically own the prime contracts – often take on up-front financial risk for the Department in order to accelerate contract fulfillment dates and/or address capability readiness delays in order to support the warfighter and bolster national security. The committee notes that the Department can be late in making payments back to those contractors, creating cash flow pressures on those companies' balance sheets. The committee stresses the importance of maintaining a healthy industrial base that includes small, medium, and large businesses to assist the Department in providing for national security. Therefore, the committee directs the Secretary of Defense to provide a briefing to the House Committee on Armed Services by January 31, 2024 on delayed payments to contractors, particularly small and medium sized businesses. The briefing should include (1) data on the scope of the issue across the services and (2) suggested statutory and/or policy changes needed in order to ensure small and medium sized contractors receive payments as quickly as possible.

Amendment to H.R. 2670

National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. McCormick

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Potential Application of Domestic Sourcing Requirements for Amoxicillin and Amoxicillin Clavulanate

The committee recognizes the national security importance of securing supply chains for key pharmaceutical products. The committee is aware that there is no domestic manufacturing of Active Pharmaceutical Ingredients (API) in the United States while the People's Republic of China has actively sought to obtain a dominant global market share in API production. The committee is also aware that U.S. domestic pharmaceutical manufacturing has drastically declined in recent years due in part to offshoring and increased foreign competition, which has increased the vulnerability of the Department of Defense's supply of key pharmaceutical products. The committee notes the recently increased U.S. domestic production of Amoxicillin and Amoxicillin Clavulanate and directs the Secretary of Defense to provide a briefing to the House Committee on Armed Services not later than April 1, 2024 on establishing domestic sourcing requirements for Department of Defense Amoxicillin and Amoxicillin Clavulanate procurement under Section 4863 of title 10, United States Code. The report shall include, at a minimum:

- 1) an analysis of current domestic production of Amoxicillin and Amoxicillin Clavulanate and whether it is sufficient to meet Department's annual demand as well as that of the U.S. strategic stockpile.
- 2) an estimate on how long current Amoxicillin and Amoxicillin Clavulanate stocks would last the Department should foreign produced Amoxicillin and Amoxicillin Clavulanate no longer be available.
- 3) the estimated costs and considerations of procuring Amoxicillin and Amoxicillin Clavulanate while complying with domestic sourcing requirements under the Berry Amendment.
- 4) the criticality of such items to a military unit's mission accomplishment.
- 5) any other information deemed appropriate by the Secretary.

Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024

Offered by Mr. Bacon of Nebraska

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Aluminum-Scandium Master Alloy Production

The committee is aware that the rare earth element scandium has important defense and aviation applications when converted from its mined oxide form to an aluminum-scandium (AlSc) master alloy. The committee understands that the global production of scandium is currently dominated by China and Russia but that the United States is poised to become one of the world's largest producers of high-purity scandium oxide due to proposed private-sector domestic mine and mineral processing projects. Therefore the committee directs the Assistant Secretary of Defense for Industrial Base Policy to provide a briefing to the House Committee on Armed Services not later than December 29, 2023 describing the critical defense applications for AlSc master alloy, a list of specific defense programs that require access to AlSc master alloy, and recommendations to improve defense innovation and industrial base access to scandium oxide and AlSc master alloy.

Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Golden of Maine

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

APEX Accelerators

The committee supports the transition of APEX Accelerators (previously named the Procurement Technical Assistance Program) to the Office of Small Business Programs (OSBP) in compliance with section 852 of the National Defense Authorization Act for Fiscal Year 2020 (Public Law 116–92). The committee believes that increasing small business participation in defense acquisitions is essential for national security purposes and APEX Accelerators play a critical role in strengthening the defense industrial base by accelerating innovation, fostering ingenuity, and establishing resilient and diverse supply chains.

Therefore, the committee directs the Under Secretary of Defense for Acquisition and Sustainment to provide a briefing to the House Committee on Armed Services, not later than December 31, 2023 on the following:

- (1) progress and milestones of the implementation and transition plan;
- (2) what performance-based metrics OSBP will use to cultivate the defense industrial base; and
- (3) how OSBP plans to use APEX Accelerators to improve outreach, communication, and training with small businesses.

Amendment to H.R. 2670 National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Banks _____

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Plan to Modernize Network Used for Transmission of Classified Information

The Committee understands the importance of a modern network for Department of Defense transmission of classified information. Therefore, the Committee directs the Secretary of Defense to report to the House Committee on Armed Services by March 1, 2024 on modernizing the network of the Department of Defense used for the transmission of classified information from the Secret Internet Protocol Router Network of the Department (commonly referred to as “SIPRNet”) to a secure, next generation successor network that, to the extent practicable, leverages quantum.

The report should include a plan for the potential implementation of a program and include the following:

- (1) a timeline for the deployment of the next generation network;
- (2) feasibility of utilizing a single telecommunications carrier that does not aggregate its network, that only uses Trade Agreements Act-compliant electronics in its network, and provides end-to end fiber optics that are owned by the carrier or for which the carrier has infeasible rights of use;
- (3) feasibility of utilizing data transmission threshold increments from gigabytes to one terabyte;
- (4) capability of providing elastic sessions in which services may be activated and decommissioned on demand; and
- (5) A list of potential fielding locations for a next generation network, taking into consideration the following factors: proximity to the largest Internet exchange point available in the United States; proximity to military installations involved in research that requires the secure transmission of classified information; and proximity to institutions of higher education working in partnership with the Department of Defense on quantum computing research.

Amendment to H.R. 2670 National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Johnson

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Report on the Resiliency of the Defense Industrial Base for Solid Rocket Propulsion Systems

The committee recognizes the importance of improving the supply chain for precision-guided munitions, space launch vehicles, national security satellites, and other systems critical to the national defense of the United States. As such, the committee supports the Department of Defense's interest in ensuring the defense industrial base remains at the leading edge in the manufacturing process for complex rocket propulsion systems and applauds the Department's prioritization of these efforts. However, the committee notes that more can be done to ensure the supply chain for solid rocket propulsion systems remains resilient.

Therefore, the committee directs the Under Secretary of Defense for Acquisition and Sustainment, in coordination with the Director of the Manufacturing, Capability Expansion, and Investment Prioritization Directorate to provide a report to the Committees on Armed Services of the Senate and the House of Representatives not later than December 31, 2023. on the following:

- 1) Requirements and plans for the Department of Defense's future efforts to maintain and provide resiliency for the defense industrial base with respect to complex solid rocket propulsion systems;
- 2) An assessment of the prudence and feasibility of utilizing Title III of the Defense Production Act or similar authorities to support an independent solid rocket motor production facility making use of underutilized State or Federal facilities with prior or current use in manufacturing or demilitarizing energetics; and
- 3) An assessment of the benefits, flexibilities, and agility a small business could provide in operating an independent solid rocket motor production facility as described in subsection (2).

AMENDMENT TO H.R. 2670
OFFERED BY MR. NORCROSS OF NEW JERSEY

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

1 **SEC. 8 ____ . ENHANCED DOMESTIC CONTENT REQUIREMENT**
2 **FOR MAJOR DEFENSE ACQUISITION PRO-**
3 **GRAMS.**

4 (a) ASSESSMENT REQUIRED.—

5 (1) IN GENERAL.—Not later than one year
6 after the date of the enactment of this Act, the Sec-
7 retary of Defense shall submit to the congressional
8 defense committees a report assessing the domestic
9 source content of procurements carried out in con-
10 nection with a major defense acquisition program.

11 (2) INFORMATION REPOSITORY.—The Secretary
12 of Defense shall establish an information repository
13 for the collection and analysis of information related
14 to domestic source content for products the Sec-
15 retary deems critical, where such information can be
16 used for continuous data analysis and program man-
17 agement activities.

18 (b) ENHANCED DOMESTIC CONTENT REQUIRE-
19 MENT.—

1 (1) IN GENERAL.—Except as provided in para-
2 graph (2), for purposes of chapter 83 of title 41,
3 United States Code, manufactured articles, mate-
4 rials, or supplies procured in connection with a
5 major defense acquisition program are manufactured
6 substantially all from articles, materials, or supplies
7 mined, produced, or manufactured in the United
8 States if the cost of such component articles, mate-
9 rials, or supplies—

10 (A) supplied not later than the date of the
11 enactment of this Act, exceeds 60 percent of
12 cost of the manufactured articles, materials, or
13 supplies procured;

14 (B) supplied during the period beginning
15 January 1, 2024, and ending December 31,
16 2028, exceeds 65 percent of the cost of the
17 manufactured articles, materials, or supplies;
18 and

19 (C) supplied on or after January 1, 2029,
20 exceeds 75 percent of the cost of the manufac-
21 tured articles, materials, or supplies.

22 (2) EXCLUSION FOR CERTAIN MANUFACTURED
23 ARTICLES.—Paragraph (1) shall not apply to manu-
24 factured articles that consist wholly or predomi-

1 nantly of iron, steel, or a combination of iron and
2 steel.

3 (3) RULEMAKING TO CREATE A FALLBACK
4 THRESHOLD.—

5 (A) IN GENERAL.—Not later than 180
6 days after the date of the enactment of this
7 Act, the Secretary of Defense shall issue rules
8 to determine the treatment of the lowest price
9 offered for a foreign end product for which 55
10 percent or more of the component articles, ma-
11 terials, or supplies of such foreign end product
12 are manufactured substantially all from articles,
13 materials, or supplies mined, produced, or man-
14 ufactured in the United States if—

15 (i) the application paragraph (1) re-
16 sults in an unreasonable cost; or

17 (ii) no offers are submitted to supply
18 manufactured articles, materials, or sup-
19 plies manufactured substantially all from
20 articles, materials, or supplies mined, pro-
21 duced, or manufactured in the United
22 States.

23 (B) TERMINATION.—Rules issued under
24 this paragraph shall cease to have force or ef-
25 fect on January 1, 2031.

1 (4) APPLICABILITY.—The requirements of this
2 subsection—

3 (A) shall apply to contracts entered into on
4 or after the date of the enactment of this Act;

5 (B) shall not apply to articles manufac-
6 tured in countries that have executed a recip-
7 rocal defense procurement memorandum of un-
8 derstanding with the United States entered into
9 pursuant to section 4851 of title 10, United
10 States Code; and

11 (C) shall not apply to a country that is a
12 member of the national technology and indus-
13 trial base (as defined by section 4801 of title
14 10, United States Code).

15 (e) MAJOR DEFENSE ACQUISITION PROGRAM DE-
16 FINED.—The term “major defense acquisition program”
17 has the meaning given in section 4201 of title 10, United
18 States Code.



Amendment to H.R. 2670 National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Horsford

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Report on the Impact of Small Businesses through Authorization to Operate Processes

The United States government must have a way to assess the security and suitability of a vendor's product or service before it is deployed to government systems. However, the length of time to complete that process is prohibitive for small businesses and new companies entering the defense market; and, importantly, it also means that the Department of Defense receives emerging technology for its operational mission sets at a slower pace.

As such, the committee directs the Secretary of Defense to submit to the House Armed Services Committee, by June 1, 2024, a report detailing the unique costs and potential burdens incurred by emerging technology companies as companies are required to obtain authorizations to operate as they move through the different Department of Defense impact levels. The report shall include:

1. small businesses with emerging technology that had active contracts with the Department of Defense between 2020 to 2022,
2. an assessment of how long it takes for small businesses to move from one impact level to another, and;
3. the associated costs and potential burdens incurred by the government sponsor to include mission impact where deployment of new and advanced technologies are delayed.

The Committee also recognizes that the issue of reciprocity for authorizations to operate is a complex issue that spans multiple congressional committees and there are ongoing reports looking at the issue. Indications prove that the current authorization to operate process needs to be holistically evaluated, particularly if the processes required by the Department of Defense in addition to the FedRamp processes are discouraging small businesses and other new entrants from performing work for the government.

Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024

Offered by: Ms. Slotkin

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Department of Defense STEM Pathways

The committee is encouraged by recent Department of Defense efforts to consider new science, technology, engineering, and mathematics (STEM) ecosystem efforts such as supporting the 2022 Systems Engineering Research Center Workshop on DOD-Defense Industry Collaboration in STEM Education and Workforce Development. The committee strongly supports efforts to build on the recommendations from this report and promote deeper collaboration among the Department and the Defense Industrial Base to build better primary and secondary education and outreach efforts for creating diverse pathways into the national security ecosystem. As the Department carries out these activities, it should ensure a focus on programmatic and curricular innovation such as the development of innovative STEM curriculum related to emerging technology priorities, new education technologies or adaption of technologies for use in Defense-related education efforts and enhancing teacher preparation efforts in geographies with military-connected families. The committee also encourages the Department to consider partnering with the National Science Foundation as it pursues this effort. Therefore, the committee directs the Secretary of Defense to provide a briefing to the House Committee on Armed Services no later than February 1, 2024, on how the Department plans to implement the aforementioned report's recommendations and work with the Defense Industrial Base to build better primary and secondary STEM education and outreach efforts for creating diverse pathways into the national security ecosystem.

Amendment to H.R. 2670

National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Turner

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Report on Implementation of the National Industrial Security Program

The committee recognizes that the National Industrial Security Program (NISP) was established to ensure that cleared U.S. defense industry safeguards the classified information in their possession while performing work on contracts, programs, bids, or research and development efforts. The committee is aware that the Defense Counterintelligence and Security Agency is responsible for administering the NISP on behalf of the Department of Defense and 34 other federal agencies. However, the committee is concerned that gaps may exist in the implementation of the NISP uniformly across the DOD. Accordingly, the committee directs the Comptroller General of the United States to provide to the House Committee on Armed Services and the Senate Committee on Armed Services, not later than February 1, 2024, a report on the administration of the National Industrial Security Program of the Department of Defense. The report shall be submitted in unclassified form but may include a classified annex. The report shall include, but not be limited to, the following:

- (1) An overview of the training, compliance, oversight, threat reporting, information sharing, and risk assessments with respect to the National Industrial Security Program for employees and contractors of the Department and for private industry professionals;
- (2) An assessment of component roles within the defense security enterprise relating to the following:
 - (a). The National Industrial Security Program
 - (b). Supply chain risks to classified information within the broader defense industrial base.
- (3) A documentation and assessment of the resources available under the National Industrial Security Program
- (4) An assessment of the management and implementation of the activities, roles, and resources described in (1) through (3), including any recommendations by the Comptroller General for improvements or corrective actions.

**Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024**

Offered by: Mr. Horsford

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Report to Improve Contracting Officer Knowledge of SBIR Phase III Direct Award

The Committee directs the Secretary of Defense in consultation with the Under Secretary of Defense, Acquisition and Sustainment to submit to the House Armed Services Committee a report, by June 1, 2024 on the feasibility of establishing training curriculum to further educate acquisition professionals on the goals of the Small Business Innovation Research program, including supporting law and Department of Defense policy that encourages or allows use of Phase III direct awards, including how and when a contracting officer and agreements officers may issue a direct award under Phase III of the program. The report should also detail how the Department of Defense's acquisition workforce would benefit from additional training on the Small Business Innovation Research program, and the funding and plans required to implement this program.

Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Wilson

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Rhodium Sourcing

The committee recognizes the continued efforts of the People's Republic of China and the Russian Federation in acquiring large volumes of critical minerals around the globe, including rhodium. The committee is concerned that foreign sourcing of rhodium poses a risk to our defense-critical supply chains and military readiness. Therefore, the committee directs the Assistant Secretary of Defense for Industrial Base Policy to submit a report to the House Committee on Armed Services, no later than March 1, 2024, on the sourcing of rhodium within the defense industrial base that includes:

- (1) an assessment of the impact of price increases on the defense industrial base; and
- (2) a strategic plan for protecting manufacturers of high-performance glass fiber-based structural composites located in the United States from a substantial change in the availability of rhodium.

AMENDMENT TO H.R. 2670
OFFERED BY MS. HOULAHAN OF PENNSYLVANIA

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

1 **SEC. 8 ____ . DEFENSE INDUSTRIAL BASE ADVANCED CAPA-**
2 **BILITIES PILOT PROGRAM.**

3 (a) ESTABLISHMENT.—

4 (1) IN GENERAL.—The Under Secretary of De-
5 fense for Acquisition and Sustainment shall carry
6 out a public-private partnership pilot program to ac-
7 celerate the scaling, production, and acquisition of
8 advanced capabilities for national security by cre-
9 ating incentives for investment in domestic small
10 businesses or nontraditional businesses to create a
11 robust and resilient defense industrial base.

12 (2) GOALS.—The goals of the public-private
13 partnership pilot program are as follows:

14 (A) To bolster the defense industrial base
15 through acquisition and deployment of ad-
16 vanced capabilities necessary to field Depart-
17 ment of Defense modernization programs and
18 priorities.

1 (B) To strengthen domestic defense supply
2 chain resilience and capacity by investing in in-
3 novative defense companies.

4 (C) To leverage private equity capital to
5 accelerate domestic defense scaling, production,
6 and manufacturing.

7 (b) PUBLIC-PRIVATE PARTNERSHIPS.—

8 (1) IN GENERAL.—In carrying out subsection
9 (a), the Under Secretary shall enter into public-pri-
10 vate partnerships, consistent with the phased imple-
11 mentation provided for in subsection (e), with for-
12 profit persons using the criteria set forth in para-
13 graph (2).

14 (2) CRITERIA.—The criteria referred to in
15 paragraph (1) shall include the following:

16 (A) The person shall be independent.

17 (B) The person shall be free from foreign
18 oversight, control, influence, or beneficial own-
19 ership.

20 (C) The person shall have commercial pri-
21 vate equity fund experience in the defense and
22 commercial sectors.

23 (D) The person shall be eligible for access
24 to classified information (as defined in the pro-
25 cedures established pursuant to section 801(a)

1 of the National Security Act of 1947 (50
2 U.S.C. 3161(a)).

3 (3) OPERATING AGREEMENT.—The Under Sec-
4 retary and a person or persons with whom the
5 Under Secretary enters a partnership under para-
6 graph (1) shall enter into an operating agreement
7 that sets forth the roles, responsibilities, authorities,
8 reporting requirements, and governance framework
9 for the partnership and its operations.

10 (c) INVESTMENT OF EQUITY.—

11 (1) IN GENERAL.—Pursuant to public-private
12 partnerships entered into under subsection (b), a
13 person or persons with whom the Under Secretary
14 has entered into a partnership shall invest equity in
15 domestic small businesses or nontraditional busi-
16 nesses consistent with subsection (a), with invest-
17 ments selected based on technical merit, economic
18 value, and the Department’s modernization prior-
19 ities.

20 (2) AUTHORITIES.—A person or persons de-
21 scribed in paragraph (1) shall have sole authority to
22 operate, manage, and invest.

23 (d) LOAN GUARANTEE.—

24 (1) IN GENERAL.—The Under Secretary shall
25 provide an up to 80 percent loan guarantee, pursu-

1 ant to the public-private partnerships entered into
2 under subsection (b), with investment of equity that
3 qualifies under subsection (c) and consistent with
4 the goals set forth under subsection (a)(2).

5 (2) PILOT PROGRAM AUTHORITY.—The tem-
6 porary loan guarantee authority described under
7 paragraph (1) is exclusively for the public-private
8 partnerships authorized under this section and may
9 not be utilized for other programs or purposes.

10 (3) SUBJECT TO OPERATING AGREEMENT.—
11 The loan guarantee under paragraph (1) shall be
12 subject to the operating agreement entered into
13 under subsection (b)(3).

14 (4) USE OF FUNDS.—Obligations incurred by
15 the Under Secretary under this paragraph shall be
16 subject to the availability of funds provided in ad-
17 vance specifically for the purpose of such loan guar-
18 antees.

19 (e) PHASED IMPLEMENTATION SCHEDULE AND RE-
20 QUIRED REPORTS AND BRIEFINGS.—The program estab-
21 lished under subsection (a) shall be carried out in two
22 phases as follows:

23 (1) PHASE 1.—

24 (A) IN GENERAL.—Phase 1 shall consist of
25 an initial pilot program with one public-private

1 partnership, consistent with subsection (b), to
2 assess the feasibility and advisability of expand-
3 ing the scope of the program. The Under Sec-
4 retary shall begin implementation of phase 1
5 not later than 180 days after the date of the
6 enactment of this Act.

7 (B) IMPLEMENTATION SCHEDULE AND
8 FRAMEWORK.—Not later than 90 days after the
9 date of the enactment of this Act, the Secretary
10 shall submit an implementation plan to the con-
11 gressional defense committees on the design of
12 phase 1. The plan shall include—

13 (i) an overview of, and the activities
14 undertaken, to execute the public-private
15 partnership;

16 (ii) a description of the advanced ca-
17 pabilities and defense industrial base areas
18 under consideration for investment; and

19 (iii) implementation milestones and
20 metrics.

21 (C) REPORT AND BRIEFING REQUIRED.—
22 Not later than 27 months after the date of the
23 enactment of this Act, the Secretary shall pro-
24 vide to the congressional defense committees a
25 report and briefing on the implementation of

1 this section and the feasibility and advisability
2 of expanding the scope of the pilot program.
3 The report and briefing shall include, at min-
4 imum—

5 (i) an overview of program perform-
6 ance, and implementation and execution
7 milestones and outcomes;

8 (ii) an overview of progress in—

9 (I) achieving new products in
10 production aligned with Department
11 of Defense needs;

12 (II) scaling businesses aligned to
13 targeted industrial base and capability
14 areas;

15 (III) generating defense indus-
16 trial base job growth;

17 (IV) increasing supply chain re-
18 silience and capacity; and

19 (V) enhancing competition on ad-
20 vanced capability programs; and

21 (iii) an accounting of activities under-
22 taken and outline of the opportunities and
23 benefits of expanding the scope of the pilot
24 program.

25 (2) PHASE 2.—

1 (A) IN GENERAL.—Not later than 30
2 months after the date of the enactment of this
3 Act, the Secretary may expand the scope of the
4 phase 1 pilot program with the ability to in-
5 crease to not more than three public-private
6 partnerships, consistent with subsection (b).

7 (B) REPORT AND BRIEFING REQUIRED.—
8 Not later than five years after the date of the
9 enactment of this Act, the Secretary shall pro-
10 vide to the congressional defense committees a
11 report and briefing on the outcomes of the pilot
12 program under subsection (a), including the ele-
13 ments described in paragraph (1)(C), and the
14 feasibility and advisability of making the pro-
15 gram permanent.

16 (f) TERMINATION.—The authority to enter into an
17 agreement to carry out the pilot program under subsection
18 (a) shall terminate on the date that is five years after the
19 date of the enactment of this Act.

20 (g) DEFINITIONS.—In this section:

21 (1) CONGRESSIONAL DEFENSE COMMITTEES.—
22 The term “congressional defense committees” has
23 the meaning given the term in section 101(a)(16) of
24 title 10, United States Code.

1 (2) DOMESTIC BUSINESS.—The term “domestic
2 business” has the meaning given the term “U.S.
3 business” in section 800.252 of title 31, Code of
4 Federal Regulations, or successor regulation.

5 (3) DOMESTIC SMALL BUSINESSES OR NON-
6 TRADITIONAL BUSINESSES.—The term “domestic
7 small businesses or nontraditional businesses”
8 means—

9 (A) a small business that is a domestic
10 business; or

11 (B) a nontraditional business that is a do-
12 mestic business.

13 (4) FREE FROM FOREIGN OVERSIGHT, CON-
14 TROL, INFLUENCE, OR BENEFICIAL OWNERSHIP.—
15 The term “free from foreign oversight, control, influ-
16 ence, or beneficial ownership”, with respect to a per-
17 son, means a person who has not raised and man-
18 aged capital from a person or entity that is not
19 trusted and who is otherwise free from foreign over-
20 sight, control, influence, or beneficial ownership.

21 (5) INDEPENDENT.—The term “independent”,
22 with respect to a person, means a person who lacks
23 a conflict of interest accomplished by not having en-
24 tity or manager affiliation or ownership with an ex-
25 isting fund.

1 (6) NONTRADITIONAL BUSINESS.—The term
2 “nontraditional business” has the meaning given the
3 term “nontraditional defense contractor” in section
4 3014 of title 10, United States Code.

5 (7) SMALL BUSINESS.—The term “small busi-
6 ness” has the meaning given the term “small busi-
7 ness concern” in section 3 of the Small Business Act
8 (15 U.S.C. 632).



Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Strong

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Input and Analysis Provided to the Federal Trade Commission

The committee acknowledges that the United States military and the nation's allies rely on the businesses within the Defense Industrial Base (DIB) to develop and manufacture cutting-edge weapons systems and adapt commercially available products for unique defense uses. The Department of Defense has traditionally played an essential role in advising regulatory agencies in matters involving the merger or acquisition of companies that are a part of Defense Industrial Base. The committee also notes that the Department once held a primary role in determining if proposed merger and acquisition activities within the Defense Industrial Base would enhance competition or provide efficiencies that, in turn, could benefit the United States government.

The committee strongly believes that when companies within the Defense Industrial Base are evaluated by the Federal Trade Commission (FTC) in proposed merger and acquisition transactions that the Department should provide the predominant voice in determining whether a merger or acquisition is in the best interests of the nation and U.S. national security.

Therefore, the committee directs the Under Secretary of Defense for Acquisition & Sustainment to provide a report to the House Committee on Armed Services not later than January 31, 2024, on the analysis and inputs provided to Federal Trade Commission on all merger and acquisition activities relating to the Defense Industrial Base since 2019.

AMENDMENT TO H.R. 2670
OFFERED BY MR. MILLS OF FLORIDA

At the appropriate place in subtitle B of title VIII,
insert the following:

1 **SEC. 8 __ . ACQUISITION OF SENSITIVE MATERIAL PROHI-**
2 **BITION EXCEPTION AMENDMENT.**

3 Section 4872(c) of title 10, United States Code, is
4 amended—

5 (1) in the matter preceding paragraph (1), by
6 striking “Subsection (a)” and inserting “Subsection
7 (a)(1)”; and

8 (2) in paragraph (1)—

9 (A) by striking “Defense determines that
10 covered materials” and inserting the following:
11 “Defense—

12 “(A) identifies a specific end item for
13 which a specific covered material”;

14 (B) by striking the period at the end and
15 inserting a semicolon; and

16 (C) by adding at the end the following new
17 subparagraphs:

1 “(B) determines that no production capac-
2 ity for such specific covered material exists and
3 is available outside of the covered nations; and

4 “(C) waives subsection (a)(1) for such spe-
5 cific end item and such specific covered mate-
6 rial for a period not exceeding 36 months.”.



**Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024**

Offered by: Ms. Tokuda of Hawai‘i

In the portion of the report to accompany H.R. 2670 titled “Domestic Graphite Extraction and Processing Facilities”, insert after “and processing capabilities in the United States” the following new text: “, including the acquisition of graphite from recycled and reused minerals and metals”.

Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024

Offered by: Ms. Tokuda of Hawai‘i

In the portion of the report to accompany H.R. 2670 titled “Secure Supply Chains for Tungsten”, insert after “quantities to maintain production”, the following new text: “, including the acquisition of tungsten from recycled and reused minerals and metals”.

Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024

Offered by: Ms. Tokuda of Hawai‘i

In the portion of the report to accompany H.R. 2670 titled “Strategic Sources of Magnesium Metal for Defense Systems”, insert after “magnesium production capabilities in the United States”, the following new text: “, including the acquisition of magnesium from recycled and reused minerals and metals”.

AMENDMENT TO H.R. 2670
OFFERED BY MR. WILSON OF SOUTH CAROLINA

At the appropriate place in subtitle B of title VIII,
insert the following:

1 **SEC. 8 ____. AMEND REQUIREMENT TO BUY CERTAIN MET-**
2 **ALS FROM AMERICAN SOURCES.**

3 Section 4863 of title 10, United States Code, is
4 amended—

5 (1) in subsection (d)—

6 (A) in paragraph (1)(B), by striking “;
7 and” and inserting a semicolon;

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

10 (C) by adding at the end the following new
11 paragraph:

12 “(3) any specialty metal procured as mill prod-
13 uct or incorporated into a component other than an
14 end item pursuant to this subsection shall be melted
15 or produced—

16 “(A) in the United States;

17 “(B) in the country from which the mill
18 product or component is procured; or

1 “(C) in another country covered under
2 subparagraph (1)(B).”;

3 (2) by redesignating subsections (l) and (m) as
4 subsections (m) and (n), respectively; and

5 (3) by inserting after subsection (k) the fol-
6 lowing new subsection:

7 “(l) PROVENANCE OF AEROSPACE-GRADE METALS.—

8 (1) The Secretary of Defense shall require that, for any
9 system or component for which the provenance of mate-
10 rials must be tracked to comply with safety regulations
11 concerning flight, the supplier of such system or compo-
12 nent shall inform the government if any of the materials
13 were known to be manufactured or processed in—

14 “(A) China;

15 “(B) Iran;

16 “(C) North Korea; or

17 “(D) Russia.

18 “(2) Not later than March 31 of each year, the Sec-
19 retary of Defense shall submit to the congressional defense
20 committees a report indicating how much specialty metal
21 has been acquired and placed into systems of the Depart-
22 ment of Defense from the countries described in para-
23 graph (1).”.



AMENDMENT TO H.R. 2670
OFFERED BY MR. BACON OF NEBRASKA

At the appropriate place in subtitle B of title VIII,
insert the following:

1 **SEC. 8 ____ . PROHIBITION ON COMPUTERS OR PRINTERS AC-**
2 **QUISITIONS INVOLVING ENTITIES OWNED OR**
3 **CONTROLLED BY CHINA.**

4 (a) IN GENERAL.—The Secretary of Defense may not
5 acquire any computer or printer if the manufacturer, bid-
6 der, or offeror is a covered Chinese entity.

7 (b) APPLICABILITY.—This section shall apply only
8 with respect to contracts or other agreements entered into,
9 renewed, or extended after the date of the enactment of
10 this Act.

11 (c) DEFINITIONS.—In this section:

12 (1) COVERED CHINESE ENTITY.—The term
13 “covered Chinese entity” means an entity that the
14 Secretary of Defense, in consultation with the Direc-
15 tor of the National Intelligence or the Director of
16 the Federal Bureau of Investigation, determines to
17 be an entity owned, controlled, directed, or subcon-
18 tracted by, affiliated with, or otherwise connected to,
19 the government of the People’s Republic of China.

1 (2) MANUFACTURER.—The term “manufac-
2 turer” means—

3 (A) the entity that transforms raw mate-
4 rials, miscellaneous parts, or components into
5 the end item;

6 (B) any entity that subcontracts with the
7 entity described in subparagraph (A) for the en-
8 tity described in such subparagraph to trans-
9 form raw materials, miscellaneous parts, or
10 components into the end item;

11 (C) any entity that otherwise directs the
12 entity described in subparagraph (A) to trans-
13 form raw materials, miscellaneous parts, or
14 components into the end item; or

15 (D) any parent company, subsidiary, or af-
16 filiate of the entity described in subparagraph
17 (A).



AMENDMENT TO H.R. 2670
OFFERED BY MR. DAVIS OF NORTH CAROLINA

At the appropriate place in subtitle B of title VIII,
insert the following:

1 **SEC. 8___. REQUIRE FULL DOMESTIC PRODUCTION OF**
2 **FLAGS OF THE UNITED STATES ACQUIRED BY**
3 **THE DEPARTMENT OF DEFENSE.**

4 (a) IN GENERAL.—Section 4862 of title 10, United
5 States Code, is amended—

6 (1) in subsection (b), by adding at the end the
7 following new paragraph:

8 “(5) A flag of the United States.”; and

9 (2) in subsection (h)—

10 (A) in paragraph (1), by striking “Sub-
11 section (a)” and inserting “Except with respect
12 to purchases of flags of the United States, sub-
13 section (a)”;

14 (B) by redesignating paragraph (2) as
15 paragraph (3); and

16 (C) by inserting after paragraph (1) the
17 following new paragraph:

18 “(2)(A)(i) Except as provided by subparagraph
19 (B), subsection (a) does not apply to purchases of

1 flags of the United States for amounts not greater
2 than \$10,000.

3 “(ii) A proposed procurement in an
4 amount greater than \$10,000 may not be di-
5 vided into several purchases or contracts for
6 lesser amounts in order to qualify for the excep-
7 tion under clause (i).

8 “(B) The Secretary of Defense may waive sub-
9 section (a) with respect to a purchase of flags of the
10 United States in an amount greater than \$10,000 if
11 the Secretary of Defense determines such waiver ap-
12 propriate.

13 “(C) This section is applicable to contracts and
14 subcontracts for the procurement of flags of the
15 United States notwithstanding section 1905 of title
16 41.”.

17 (b) APPLICABILITY.—The amendments made by sub-
18 section (a) shall apply only with respect to agreements en-
19 tered into on or after the date of the enactment of this
20 Act.



Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. John Garamendi

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

A Study into Boron Supply Chains

The committee is aware that boron and its derivative materials are essential to various critical components of materiel necessary for the Department of Defense. The committee is also aware that the United States is dependent on vulnerable supply chains and adversaries for a variety of these materials, including ferroboration and boron carbide, which are necessary to the production of permanent magnets and body armor, respectively. The committee is therefore concerned about the United States' reliance on foreign sources of boron and its derivative materials. The committee directs the Under Secretary of Defense for Acquisition and Sustainment to provide a report on boron supply chains in the United States to the House Armed Services Committee no later than March 31, 2024. The report should include the following:

- (1) An overview of the current sources for boron and its derivative materials in U.S.
- (2) A review of potential vulnerabilities in current supply chains, particularly regarding imports.
- (3) A review of domestic producers and processors and whether there is adequate supply chains to address current defense needs.

Amendment to H.R. 2670

National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Wittman

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Capability Portfolio Model Budget Pilots

The committee recognizes that the Department of Defense often struggles to insert new technology into existing programs to effectively respond to dynamic adversary threats and capitalize on technological opportunities. Further, the committee also finds that long timelines for defense contracts and funding, program constraints, and a disconnected ecosystem make it challenging for companies to transition research and prototyping contracts to production contracts. The Department currently defines requirements, secures budgets, and acquires capabilities across hundreds of individual programs. This impedes interoperability and the Department's ability to respond rapidly to changes in operations, threats, and technologies.

The committee believes that through a modernized portfolio acquisition model, Portfolio Acquisition Executives could share portfolio priorities, needs, challenges, and opportunities more efficiently with industry, and could more effectively identify leading technologies, solutions, and companies that can address priority portfolio needs and improve mission impact measures.

Therefore, 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, 2024, on recommendations for integrated capability portfolios across the military departments. The briefing should include the following information:

(1) a recommendation from component acquisition executives from the military departments, Special Operations Command, and a defense agency, for a Program Executive Officer portfolio from each entity that would be able to operate a new capability portfolio model budget created by the consolidation of up to 20 percent of the smallest budget line items within the selected portfolios;

(2) an identification of the budget lines that can be logically consolidated to achieve efficiencies for each selected portfolio;

(3) a case study for each capability portfolio recommendation discussing the potential benefits of implementing the new portfolio acquisition model in terms of maximizing mission impact, organizational agility, and acquisition efficiencies;

(4) and a summary of the funding, staffing, analytic tools, and associated strategies that might be required to execute each capability portfolio over the Future Years Defense Program.

AMENDMENT TO H.R. 2670
OFFERED BY MR. GALLAGHER OF WISCONSIN

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

1 **SEC. 8 ____ . PILOT PROGRAM FOR PROTOTYPE PROJECTS**
2 **FOR ANYTHING-AS-A-SERVICE.**

3 (a) IN GENERAL.—Not later than one year after the
4 enactment of this Act and subject to the availability of
5 appropriations, the Secretary of Defense or any official
6 designated by the Secretary of Defense, in coordination
7 with each Secretary of a military department, shall estab-
8 lish a pilot program to enter into transactions to carry
9 out prototype projects for Anything-as-a-Service using
10 competitive multisourcing.

11 (b) REQUIREMENTS.—Before entering into a trans-
12 action under this section, the Secretary shall—

13 (1) develop criteria that technology-supported
14 capabilities are delivered as a service must meet in
15 order to be included in a prototype project; and

16 (2) develop criteria for competitive
17 multisourcing applicable to the pilot program estab-
18 lished under this section.

1 (c) VALUE.—The value of a transaction for a proto-
2 type project carried out under this section shall not exceed
3 \$100,000,000.

4 (d) TIMING.—The Secretary shall, to the extent prac-
5 ticable, enter into a transaction for a prototype project
6 under this section not earlier than 60 days and not later
7 than 100 days after the date on which the Secretary an-
8 nounces an opportunity to participate in the pilot program
9 established under this section.

10 (e) EXEMPTION.—The requirements of sections
11 3204(e)(1) and 3702 of title 10, United States Code, shall
12 not apply with respect to a transaction for a prototype
13 project under this section if the Secretary of Defense re-
14 ceives three or more minimally qualified offers for such
15 transaction.

16 (f) BRIEFING.—Not later than December 31, 2024,
17 the Secretary of Defense shall provide a briefing to the
18 congressional defense committees on the implementation
19 of the pilot program.

20 (g) REPORT.—Not later than 30 days after each ex-
21 ercise of authority under the pilot program, the Secretary
22 of Defense shall submit to Congress a report on such exer-
23 cise.

24 (h) DEFINITIONS.—In this section:

1 (1) The term “Anything-as-a-Service” means
2 model under which a technology-supported capability
3 is provided to the Department of Defense as a serv-
4 ice rather than as a product, including such capabili-
5 ties as software, platforms, and infrastructure.

6 (2) The term “competitive multisourcing”
7 means a method to fulfill the requirements of a
8 transaction for a prototype project entered into
9 under the pilot program established under this sec-
10 tion to carry out a prototype project by awarding
11 such transaction to more than one offeror, of which
12 one offeror shall be the primary awardee and any
13 other offerors shall be secondary awardees prepared
14 to take the place of the primary awardee under the
15 transaction.

16 (i) TERMINATION.—

17 (1) PROTOTYPE PROJECTS.—The authority to
18 carry out a prototype project under the pilot pro-
19 gram shall terminate not more than 24 months after
20 the date of commencing such prototype project.

21 (2) PILOT PROGRAM.—The authority to carry
22 out the pilot program under this section shall termi-
23 nate on the date that is three years after the date
24 of the enactment of this Act.



Amendment to H.R. 2670

National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Wittman

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Modernizing the Department of Defense Requirements Process

The committee is concerned by the lack of modernization and streamlining efforts of requirements processes within the Department of Defense. The timelines by which the Department updates requirements are lengthy and too often deliver systems and platforms based on outdated and obsolete requirements. Extended requirements timelines also contribute to a disconnect between the Department and the commercial sector. The committee believes the Secretary of Defense, through the Vice Chairman of the Joint Chiefs of Staff, in cooperation with the military departments and combatant commands, should modernize the Department's requirements processes, to include the Joint Capabilities Integration and Development system, to align with modern warfare, technologies, and system development.

Therefore, the committee directs the Comptroller General of the United States to provide a briefing to the congressional defense committees not later than February 1, 2024, on options to reform the Department's requirements processes and present a final report in a format and timeframe agreed to at the time of this briefing. At a minimum, the final report should include recommendations to improve:

- (1) the Department's requirements documents, reviews, and approval processes, especially for programs below the major defense acquisition program criteria under section 4201 of title 10, United States Code;
- (2) requirements management practices from a first principles perspective based on mission outcomes and assessed threats;
- (3) potentials for military departments to develop an enduring set of requirements for each of their capabilities portfolios;
- (4) processes to rapidly validate the military utility of commercial solutions to meet capability needs or opportunities;
- (5) opportunities for collaboration with industry, traditional and nontraditional defense companies, and the departments science and technology community; and
- (6) formal career paths, training, and structures for requirements management professionals.

Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024

Offered by: Ms. Slotkin

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

**National Security Threats Related to Chinese Commercial Autonomous Ground
Vehicles Operating in the United States**

The committee is concerned with the Chinese Communist Party's ("CCP") national strategy of military-civil fusion and how it blurs the line on the use of new and emerging technologies for civil, commercial, and military purposes. The fielding and deployment of Chinese commercial autonomous ground vehicles in the continental United States raises concerns regarding what kind of data these vehicles are collecting, how the companies are using the data, and with whom the Chinese companies are sharing the data. Therefore, the committee directs the Under Secretary of Defense for Policy, in coordination with the Under Secretary of Defense for Acquisitions and Sustainment and other U.S. Government agencies as appropriate, to provide a briefing to the House Committee on Armed Services not later than March 30, 2024, on the national security threats associated with Chinese autonomous ground vehicles operating in the United States, especially those with access to or operating in the vicinity of Department of Defense military bases and installations and other sensitive U.S. government facilities, and potentially sharing geospatial and other data with the CCP. The briefing should include the type of data that can be collected, the dual-use implications of autonomous ground vehicle technologies and their enabling factors, and how the CCP or People's Liberation Army could potentially use the data it collects in the United States to support its military operational planning.

AMENDMENT TO H.R. 2670
OFFERED BY MR. GALLAGHER

Subsection (a) of section 852 [log 77773], strike
“line 056A” and insert “line 090A”.



Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year
2024

Offered by: Mr. Jackson of Texas

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Assessment of Additive Manufacturing for Legacy Weapons Systems

Supply chains continue to suffer from increased strain and demand, and the committee is concerned that the Department of Defense is not immune from supply chain challenges, especially as it pertains to legacy weapons systems. The committee is aware that certain recent advances in additive manufacturing technologies may enable the Department to supplement the supply of items, components, and parts of many of these legacy weapons systems.

The committee supports assessing the potential capacity for additive manufacturing technologies to relieve logistical stresses on the Department. Therefore, the committee directs the Secretary of Defense to provide a briefing to the House Committee on Armed Services not later than June 1, 2024, on the Department's additive manufacturing technologies for legacy weapons systems and the equipment, materials, and other requirements for such technologies. The briefing shall include:

- (1) an assessment of current partnerships between the Department and other government entities, academic institutions, and small businesses with regards to additive manufacturing;
- (2) an analysis of the scheduling lead time, fabrication cost, and capacity of each facility of the Department for work done regarding components and parts for legacy weapons systems;
- (3) a review of commercially available additive manufacturing technologies that could improve the reliability, availability, and maintainability of legacy weapons systems;
- (4) a strategy for the increase in use of commercially available additive manufacturing technologies by the Department to supplement the supply of items, components, and parts required to maintain legacy weapons systems and related equipment; and
- (5) an assessment of challenges related to partnering with private entities and small businesses with regards to additive manufacturing for legacy weapons systems.

**Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024**

Offered by: Ms. Slotkin

In the portion of the report to accompany H.R. 2670 titled “Report on Secure Spaces for Small Businesses,” insert at the end, the following new text:

“(3) A process to expedite completion and certification or denial of DD254 Contract Security Classification specification documentation; and
(4) Appointment of responsibility to the respective commercial innovation organizations within the services to ensure timely and responsive onboarding and work start of commercial companies to include management of security approval, network, and secure facilities access.”

Amendment to H.R. 2670 National Defense Authorization Act for Fiscal Year 2024

Offered by Mr. Bacon of Nebraska

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Alternative Corrosion Control Technologies

The committee is concerned that despite significant corrosion control efforts, persistent fleet-wide aircraft availability challenges limit the readiness of military fighter aircraft. Among these readiness challenges, the committee is aware that Air Force and Navy aircraft that utilize carbon-fiber composite skins joined to aluminum alloy substructures are inherently susceptible to galvanic corrosion. Therefore, the committee directs the Under Secretary of Defense for Research and Engineering in coordination with the Under Secretary of Defense for Acquisition and Sustainment to provide a briefing to the House Committee on Armed Services not later than March 1, 2024, on alternative corrosion control technologies to improve fighter aircraft availability. This briefing shall include:

- (1) identification of cost-effective technologies for addressing galvanic corrosion and alternative processes for maintaining aircraft, including new methods for cold working corroded fastener holes;
- (2) an assessment of alternative corrosion control technologies and options to incorporate them into the sustainment of fighter aircraft;
- (3) an evaluation of the cost of these alternative technologies relative to current practices and their potential impact on aircraft availability rates for F-22, F-35, and F-18E/F/G aircraft;
- (4) an evaluation on whether the use of these modern technologies can extend the airframe service life of existing fighter aircraft.

Amendment to H.R. 2670 National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Waltz

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Best Value Contracting Procedures for Contracts and Delivery Orders of Body Armor

The committee recognizes the importance of obtaining high-quality personal protective equipment and avoiding the use of Lowest Price Technically Acceptable (LPTA) contracting for the procurement of body armor.

It was the intent of Congress, and policy of the United States government, under Section 880 of the FY2019 National Defense Authorization Act, “to avoid using lowest price technically acceptable source selection criteria in circumstances that would deny the Government the benefits of cost and technical tradeoffs in the source selection process.” Among the products listed is personal protective equipment.

However, the committee is concerned that the Defense Logistics Agency is circumventing the policy goal of avoiding lowest priced technically acceptable contracts by use of “fair opportunity to compete” contracts.

Therefore, the committee directs the Commander of the Defense Logistics Agency, no later than November 1, 2023, to submit a report to the Armed Services Committees of the House and Senate, that includes: (1) an assessment and verification whether procedures are in place to award task and delivery orders for products and services listed under Section 880 (C) of the FY2019 National Defense Authorization Act using best value contracting procedures. (2) an assessment and verification that DLA procurement professionals and counsels have been trained on the statutory requirements for using best value contracting procedures at the task and delivery order level.

Amendment to H.R. 2670

National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Banks

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Indo-Pacific Command Stockpiles for Submarine and Anti-Submarine Warfare Forces

The committee is deeply concerned about the adequacy of the current stockpiles of munitions, expendables, and other countermeasures for the United States submarine and anti-submarine warfare (ASW) forces in the Indo-Pacific Command area of operations. As such, the committee is interested in ensuring that United States submarine and ASW forces in the Indo-Pacific possess sufficient stockpiles of sonobuoys, torpedoes, towed arrays, decoys, and other submarine countermeasures in-theater to wage a protracted high-end campaign.

Therefore, the Committee directs the Commander, Indo-Pacific Command to provide an unclassified report, that may contain a classified annex, to the Committees on Armed Services of the House of Representatives and the Senate by no later than February 1, 2024, describing:

- (1) whether existing Indo-Pacific Command stockpiles of munitions, expendables, and other countermeasures are sufficient to supply those submarine and anti-submarine warfare forces in-theater;*
- (2) whether the United States can maintain and replenish such stockpiles in the Indo-Pacific area of operations for submarine and anti-submarine warfare forces in the event of a protracted conflict;*
- (3) considerations pertaining to alternative resupply locations; and*
- (4) whether forward-deployed submarines in the Indo-Pacific area of operations could be adequately resupplied by the current submarine tender fleet.*

**Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024**

Offered by: Mr. Waltz

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Ship Special Mission Support

The committee is aware that the Joint Inter-Agency Task Force – South (JIATF-South) currently employs one Ship Special Mission (SSM) operated under the Military Sealift Command's Special Mission Ship Program. The ship is currently deployed to the Caribbean and Eastern Pacific and is a contractor-owned and operated ship which acts as a forward staging base to support and extend the operational range of our partner countries assisting the counternarcotic/counter-transnational crime organization mission. The committee understands that another SSM could potentially help close capability gaps, allowing for more opportunities to intercept illicit drugs.

Therefore, the committee directs the Secretary of Defense, in consultation with the Commander of U.S. Southern Command and the Commander of JIATF-South, to provide a briefing to the House Armed Services Committee, no later than December 1, 2023, on the feasibility of adding additional SSMs to U.S. Southern Command's area of responsibility, whether such additions would greatly increase the interdiction rates of vessels carrying illicit drugs, and the costs associated with contracting one or more ships.

AMENDMENT TO H.R. 2670
OFFERED BY MR. AUSTIN SCOTT OF GEORGIA

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

1 **SEC. ____.** **SUPPORT FOR EXECUTION OF BILATERAL**
2 **AGREEMENTS CONCERNING ILLICIT**
3 **TRANSNATIONAL MARITIME ACTIVITY IN AF-**
4 **RICA.**

5 (a) **IN GENERAL.**—The Secretary of Defense, in co-
6 ordination with the Commandant of the Coast Guard, and
7 in consultation with the Secretary of State, may provide
8 assistance to the Coast Guard for the execution of existing
9 maritime law enforcement agreements between the United
10 States and friendly African countries that were established
11 to combat transnational organized illegal maritime activ-
12 ity, including illegal, unreported, and unregulated fishing.

13 (b) **EFFECT ON MILITARY TRAINING AND READI-**
14 **NESS.**—The Secretary shall ensure that the provision of
15 assistance under this section will not negatively affect mili-
16 tary training, operations, readiness, or other military re-
17 quirements.

1 (c) FUNDS.—Amounts made available in a fiscal year
2 to the Secretary for operations and maintenance shall be
3 used to carry out this section.

4 (d) ASSISTANCE DEFINED.—In this section, the term
5 “assistance” means the use of surface and air assets as
6 bases of operations and information collection platforms,
7 communication infrastructure, information sharing, and
8 the provision of logistic support, supplies, and services (as
9 defined in section 2350 of title 10, United States Code).



AMENDMENT TO H.R. 2670
OFFERED BY MR. BANKS OF INDIANA

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

1 **SEC. 12 ____. REQUIREMENT FOR MILITARY EXERCISES.**

2 (a) EXERCISES REQUIRED.—Beginning on January
3 1 of the year which begins after the date of the enactment
4 of this Act, the Secretary of Defense shall require the
5 United States Central Command or other relevant com-
6 mands, units, or organizations of the United States Armed
7 Forces, as the Secretary deems appropriate, to conduct
8 military exercises that—

9 (1) occur not fewer than two times in a cal-
10 endar year;

11 (2) shall include invitations for the armed
12 forces of Israel, provided that the Government of
13 Israel consents to the participation of its forces in
14 such exercises;

15 (3) may include invitations for the armed forces
16 of other allies and partners of the United States to
17 take part in the exercises;

18 (4) seek to enhance the interoperability and ef-
19 fectiveness of the United States Armed Forces, the

1 armed forces of Israel, and the armed forces of other
2 allies and partners of the United States in coalition
3 operations; and

4 (5) shall include, at a minimum, the following
5 activities—

6 (A) practicing or simulating large-scale
7 and long-range strike missions;

8 (B) practicing the aerial refueling of com-
9 bat aircraft of the armed forces of Israel by
10 United States aerial refueling aircraft; and

11 (C) practicing the provision by the United
12 States Armed Forces of other enabling capabili-
13 ties to the armed forces of Israel, including—

14 (i) logistics support;

15 (ii) intelligence, surveillance, and re-
16 connaissance; and

17 (iii) air defense.

18 (b) SUNSET.—The requirements in subsection (a)
19 shall terminate one year after the date of the enactment
20 of this Act.

21 (c) APPROPRIATE CONGRESSIONAL COMMITTEES DE-
22 FINED.—In this section, the term “appropriate congres-
23 sional committees” means—

24 (1) the Committee on Armed Services of the
25 House of Representatives; and

3

1 (2) the Committee on Armed Services of the
2 Senate.



AMENDMENT TO H.R. 2670
OFFERED BY MR. GALLAGHER OF WISCONSIN

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

1 **SEC. 5 ____ . REPORT ON FOREIGN DISCLOSURE OFFICER**
2 **AND FOREIGN MILITARY SALES OFFICER BIL-**
3 **LETS.**

4 (a) SENSE OF CONGRESS.—Congress—

5 (1) recognizes the critical importance of the
6 Australia-United Kingdom-United States (herein-
7 after referred to as “AUKUS”) trilateral agreement;

8 (2) believes that appropriate staffing in the De-
9 partment of Defense must be committed to ensuring
10 its success;

11 (3) finds that more seamless and expedient
12 transfer of advanced defense technologies both to
13 and from allies and partners is—

14 (A) in the national security interest of the
15 United States; and

16 (B) critical to ensuring retention of a tech-
17 nological edge over adversaries;

18 (4) exhorts the Secretary of Defense to commit
19 resources to ensuring full-time equivalents and bil-

1 lets for foreign disclosure officers as well as foreign
2 military sales officers in the Department are fully
3 staffed to support the fulsome review and expedient
4 transfer of defense articles to AUKUS parties; and

5 (5) encourages the Secretary of Defense to
6 prioritize the hiring and retention of individuals in
7 these roles.

8 (b) REPORT REQUIRED.—Not later than 90 days
9 after the date of the enactment of this Act, the Secretary
10 of Defense shall submit to the congressional defense com-
11 mittees a report identifying gaps in the level of staffing
12 necessary to accomplish AUKUS-related efforts in the De-
13 partment of Defense, including those described in sub-
14 section (a). The report shall also include—

15 (1) an assessment of any personnel shortfalls;

16 (2) a detailed plan for ensuring that existing
17 positions described in subsection (a) are prioritized
18 for hiring and retention;

19 (3) an assessment of future staffing needs to
20 ensure the noted goal of more rapid technology
21 transfer to AUKUS parties;

22 (4) a plan for the implementation of the rec-
23 ommendations included in the report, including an
24 explanation of any additional funding, authorities, or

- 1 organizational changes needed for the implementa-
- 2 tion of such recommendations; and
- 3 (5) any other matters determined appropriate
- 4 by the Secretary.



AMENDMENT TO H.R. 2670
OFFERED BY MR. AUSTIN SCOTT OF GEORGIA

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

1 **SEC. 9 ____ . COAST GUARD INPUT TO THE JOINT REQUIRE-**
2 **MENTS OVERSIGHT COUNCIL.**

3 Section 181(d) of title 10, United States Code, is
4 amended by adding at the end the following new para-
5 graph:

6 “(5) INPUT FROM COMMANDANT OF COAST
7 GUARD.—The Council shall seek, and strongly con-
8 sider, the views of the Commandant of the Coast
9 Guard regarding Coast Guard capabilities in support
10 of national defense.”.



AMENDMENT TO H.R. 2670
OFFERED BY MR. JACKSON OF TEXAS

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

1 **SEC. ____ . PROHIBITION ON TRANSPORTING CURRENCY TO**
2 **THE TALIBAN AND THE ISLAMIC EMIRATE OF**
3 **AFGHANISTAN.**

4 None of the amounts authorized to be appropriated
5 by this Act or otherwise made available to the Department
6 of Defense may be made available for the operation of any
7 aircraft of the Department of Defense to transport cur-
8 rency or other items of value to the Taliban, the Islamic
9 Emirate of Afghanistan, or any subsidiary, agent, or in-
10 strumentality of either the Taliban or the Islamic Emirate
11 of Afghanistan.



AMENDMENT TO H.R. 2670
OFFERED BY MR. BANKS OF INDIANA

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

1 **SEC. ____ . MODIFICATIONS TO PUBLIC REPORTING OF CHI-**
2 **NESE MILITARY COMPANIES OPERATING IN**
3 **THE UNITED STATES.**

4 (a) IN GENERAL.—Subsection (c) of section 1260H
5 of the William M. (Mac) Thornberry National Defense Au-
6 thorization Act for Fiscal Year 2021 (10 U.S.C. 113 note)
7 is amended by adding at the end the following sentence:
8 “The Secretary of Defense shall also consider information
9 related to a Chinese military company operating directly
10 or indirectly in the United States or any of its territories
11 and possessions that is provided jointly by the chair and
12 ranking member of any of the congressional defense com-
13 mittees in making such determinations.”.

14 (b) INCLUSION IN ANNUAL REPORT.—Subsection
15 (b)(1) of such section 1260H is amended—

16 (1) by striking the period at the end and insert-
17 ing a semicolon;

18 (2) by striking “as applicable, an explanation”
19 and inserting the following: “as applicable—

1 “(A) an explanation”; and

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

3 “(B) an identification of each entity in-
4 cluded in the list pursuant to information pro-
5 vided by the chair and ranking member of a
6 congressional defense committee and considered
7 in accordance with subsection (c); and

8 “(C) with respect to each entity considered
9 for inclusion in the list pursuant to such infor-
10 mation, and with respect to which the Secretary
11 of Defense determined that the entity did not
12 meet the criteria for inclusion, a justification
13 for such determination.”.



Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Austin Scott of Georgia

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Assessment of Moldovan Security Capabilities

The committee recognizes the national security challenges that the Republic of Moldova faces given the large imbalance of conventional forces and geographical difficulties associated with aggression by the Russian Federation. In this context, capabilities such as integrated air and missile defense, special operations activities, and other efforts that counter the weaknesses of a traditional conventional force may play a crucial role. To that end, the committee directs the Secretary of Defense, not later than March 1, 2024, to provide a briefing to the congressional defense committees with an assessment on Moldova's defense capabilities, the role that capabilities and efforts of the type described above could play in meeting Moldova's defense requirements, and an overview of U.S. efforts to apply those insights to Department of Defense activities regarding Moldova.

**Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024**

Offered by: Mr. Austin Scott of Georgia

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Assessment of African War Colleges

The committee recognizes that many partner war colleges on the continent of Africa present opportunities to partner with U.S. professional military education institutions for mutual benefit. African war colleges would benefit from stronger professional military education (PME) programs, including to counter influence from Russia and China as well as to promote human rights, rule of law, and democracy. To that end, the committee directs the Secretary of Defense, not later than March 1, 2024, to provide a report to the congressional defense committees on the resources and authorities needed to address support provided by U.S. professional military education institutions to their African counterparts.

**Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024**

Offered by: Mr. Austin Scott of Georgia

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

African C-130 Aircraft Coalition

The committee notes there is an interest among several willing and capable African partners on establishing a C-130 coalition on the continent for intra and inter-theater airlift sharing options. The committee directs the Secretary of Defense, not later than March 1, 2024, to provide a report to the congressional defense committees on the feasibility of a C-130 coalition on the continent of Africa for intra and inter-theater airlift.

Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Austin Scott of Georgia

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Black Sea Flotilla

The committee notes the Black Sea region is a major focus of the U.S. European Command's strategy for peace and stability in the Euro-Atlantic area. Russia's premeditated and unprovoked attacks in the Black Sea region underscore its strategic importance to the United States, NATO Alliance, and the world. The committee directs the Secretary of Defense, not later than March 1, 2024, to provide a briefing to the congressional defense committees on the feasibility of establishing a Black Sea flotilla of vessels from the U.S. Navy, U.S. Coast Guard, NATO allies, and/or Ukraine. The briefing shall include possible roles, missions, organization, treaty and legal compliance, and requirements validation of such an effort.

AMENDMENT TO H.R. 2670
OFFERED BY MR. WITTMAN OF VIRGINIA

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

1 **SEC. 10 ___. REQUIREMENT TO UPDATE WARFIGHTING RE-**
2 **QUIREMENTS FOR CONFRONTING RUSSIA IN**
3 **EUROPE.**

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

6 (1) European warfighting requirements should
7 reflect the most current state of affairs regarding
8 assessed adversary capabilities, capacity, and intent;
9 and

10 (2) maintaining up-to-date plans and assump-
11 tions is essential to—

12 (A) identifying and properly scoping global
13 threats; and

14 (B) the ability of the Department of De-
15 fense to counter such threats to secure the de-
16 fense and national security interests of the
17 United States.

1 (b) REQUIREMENT.— The Secretary of Defense shall
2 update the warfighting requirements of the Department
3 of Defense for confronting Russia in Europe.

4 (c) BRIEFING.—Not later than 30 days after the date
5 of the enactment of this Act, the Secretary shall provide
6 to the congressional defense committees a briefing on the
7 requirements updated under subsection (b).



AMENDMENT TO H.R. 2670
OFFERED BY MR. GALLEGO OF ARIZONA

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

1 **SEC. ____ . MODIFICATION TO ANNUAL REPORT ON MILI-**
2 **TARY AND SECURITY DEVELOPMENTS IN-**
3 **VOLVING THE PEOPLE’S REPUBLIC OF**
4 **CHINA.**

5 Section 1202(b)(3)(C) of the National Defense Au-
6 thorization Act for Fiscal Year 2000 (10 U.S.C. 113 note)
7 is amended by inserting “including lessons learned by the
8 People’s Republic of China from the Russian Federation,”
9 after “the Russian Federation,”.



Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Gallego of Arizona

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Saudi Arabia-People's Republic of China Defense Cooperation

The committee is aware of the developing defense relationship between the People's Republic of China (PRC) and Saudi Arabia, exemplified by the December 2022 signing of a comprehensive strategic partnership agreement. Therefore, the committee directs the Secretary of Defense to provide a briefing to the House Committee on Armed Services not later than March 1, 2024, on defense cooperation between Saudi Arabia and the PRC. The briefing shall include:

- (1) a detailed description of the nature and the extent of defense cooperation between Saudi Arabia and the PRC;
- (2) an assessment of the effect of such defense cooperation on the security situation in the United States Central Command area of operations; and
- (3) a description of the role of the United Arab Emirates in the region and its relationship with Saudi Arabia and the PRC.

Amendment to H.R. 2670

National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Gallego of Arizona

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Briefing on Defense Cooperation Involving Japan and the Republic of Korea

The committee recognizes the importance of defense cooperation involving Japan and the Republic of Korea to maintaining peace and stability in the Indo-Pacific region.

The committee directs the Under Secretary of Defense for Policy, in coordination with the Commander of the United States Indo-Pacific Command and the Director of the Defense Security Cooperation Agency, to provide a briefing to the congressional defense committees by March 1, 2024. The briefing shall include the following:

- (1) a description of recent defense cooperation efforts involving Japan and the Republic of Korea;
- (2) a description of any opportunities or initiatives through which the United States may facilitate enhanced bilateral defense cooperation between Japan and the Republic of Korea or enhanced trilateral defense cooperation among the United States, Japan, and the Republic of Korea; and
- (3) an identification of any new or additional cooperative steps that may be taken by the United States, Japan, or the Republic of Korea to deter destabilizing activities.

AMENDMENT TO H.R. 2670
OFFERED BY MR. GALLEGO OF ARIZONA

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

1 **SEC. 12** ___ **REPORT ON HOSTILITIES INVOLVING UNITED**
2 **STATES ARMED FORCES.**

3 (a) IN GENERAL.—Not later than 48 hours after any
4 incident in which the United States Armed Forces are in-
5 volved in an attack or hostilities, whether in an offensive
6 or defensive capacity, the President shall transmit to the
7 congressional defense committees, the Committee on For-
8 eign Relations of the Senate, and the Committee on For-
9 eign Affairs of the House of Representatives a report on
10 the incident, unless the President—

11 (1) otherwise reports the incident within 48
12 hours pursuant to section 4 of the War Powers Res-
13 olution (50 U.S.C. 1543); or

14 (2) has determined prior to the incident, and so
15 reported pursuant to section 1264 of the National
16 Defense Authorization Act for Fiscal Year 2018 (50
17 U.S.C. 1549), that the United States Armed Forces
18 involved in the incident would be operating under
19 specific statutory authorization within the meaning

1 of section 5(b) of the War Powers Resolution (50
2 U.S.C. 1544(b)).

3 (b) MATTERS TO BE INCLUDED.—Each report re-
4 quired by subsection (a) shall include—

5 (1) the statutory and operational authorities
6 under which the United States Armed Forces were
7 operating when the incident occurred, including any
8 relevant executive orders and an identification of the
9 operational activities authorized under any such ex-
10 ecutive orders;

11 (2) the date, location, and duration of the inci-
12 dent and the other parties involved;

13 (3) a description of the United States Armed
14 Forces involved in the incident and the mission of
15 such Armed Forces;

16 (4) the numbers of any combatant casualties
17 and civilian casualties that occurred as a result of
18 the incident; and

19 (5) any other information the President deter-
20 mines appropriate.

21 (c) FORM.—Each report required by subsection (a)
22 shall be submitted in unclassified form, but may include
23 a classified annex.



Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Austin Scott of Georgia

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

**Ground-Launched Small Diameter Bomb for U.S. European Command Maritime
Targets**

The committee is encouraged by the development and acquisition of the Ground-Launched Small Diameter Bomb (GLSDB) as an affordable capability to bring additional ground-launched fires to allied and partner forces. The committee notes the decision of the U.S. Army, the U.S. Air Force, and the Under Secretary of Defense for Acquisition and Sustainment to examine HIMARs integration with GLSDB. Therefore, to understand the applicability of derivative weapons capabilities like GLSDB to satisfy additional high-demand, low availability munitions requirements, the Committee directs the Commander, U.S. European Command, to brief the House Armed Services Committee by January 31, 2024, on its munitions requirement for ground-launched fires with anti-ship capability in its most stressing operational plans, military capabilities available to meet this requirement by 2030, and projected quantities by that year.

**Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024**

Offered by: Ms. Jacobs

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Report on Global Fragility Act Implementation

The committee notes that the Global Fragility Act of 2019 (Public Law 116-94) requires the Department of Defense, along with the Department of State and the United States Agency for International Development and other relevant department and agencies, to coordinate to implement the Global Fragility Strategy through 10-year country and regional plans. The committee also notes that such plans shall align and integrate all relevant diplomatic, development, and security assistance and activities of the United States Government with respect to each of the countries and regions selected pursuant to section 505 of the Global Fragility Act of 2019. Therefore, the committee directs the Secretary of Defense to provide a briefing to the House Armed Services Committee not later than January 1, 2024 on the resources, authorities, and staffing necessary for the Department to implement and prioritize the Global Fragility Act of 2019.

AMENDMENT TO H.R. 2670
OFFERED BY MR. BACON OF NEBRASKA

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

1 **SEC. __. PLAN OF ACTION TO EQUIP AND TRAIN IRAQI SE-**
2 **CURITY FORCES AND KURDISH PESHMERGA**
3 **FORCES.**

4 (a) IN GENERAL.—Not later than February 1, 2024,
5 the Secretary of Defense, in consultation with the Sec-
6 retary of State, shall develop a plan of action to equip
7 and train Iraqi security forces and Kurdish Peshmerga
8 forces to defend against attack by missiles, rockets, and
9 unmanned systems. The plan of action shall be based on
10 and informed by the results of the report submitted by
11 the Secretary of Defense pursuant to section 1237 of the
12 James M. Inhofe National Defense Authorization Act for
13 Fiscal Year 2023 (Public Law 117–263; 136 Stat. 2839).

14 (b) MATTERS TO BE INCLUDED.—The plan required
15 by subsection (a) shall include the following:

16 (1) The provision of available equipment to Iraq
17 and the Iraqi Kurdistan Region to counter the air
18 and missile threats addressed in the report, to in-

1 clude air defense systems, to counter attack by mis-
2 siles, rockets, and unmanned systems.

3 (2) The provision of appropriate training of
4 Iraqi security forces and Kurdish Peshmerga forces
5 to support fielding and operational employment of
6 the available equipment described in paragraph (1).

7 (c) IMPLEMENTATION.—

8 (1) IN GENERAL.—The Secretary of Defense
9 shall begin implementation of the plan required by
10 subsection (a) not later than 90 days after develop-
11 ment of the plan.

12 (2) WAIVER.—The Secretary of Defense may
13 delay implementation of the plan required by sub-
14 section (a) if such implementation would adversely
15 impact United States stocks and readiness.

16 (3) CONGRESSIONAL NOTIFICATION.—If the
17 Secretary of Defense exercises the waiver authority
18 under paragraph (2), the Secretary shall—

19 (A) notify the congressional defense com-
20 mittees of the exercise of such authority and
21 the reason therefor not later than 10 days prior
22 to the exercise of such authority; and

23 (B) notify the congressional defense com-
24 mittees of the exercise of such authority every

1 30 days thereafter until implementation of the
2 plan required by subsection (a) begins.

3 (d) CONGRESSIONAL BRIEFING.—Not later than July
4 1, 2024, the Secretary of Defense should provide to the
5 congressional defense committees a briefing on progress
6 of the air defense equipping and training effort against
7 the air and missile threat to Iraq, including in the Iraqi
8 Kurdistan Region.



AMENDMENT TO H.R. 2670
OFFERED BY MR. TURNER OF OHIO

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

1 **SEC. 10 ____ . REQUIREMENT FOR A COVERED ARMED FORCE**
2 **TO SUBMIT POSTURE STATEMENTS IN SUP-**
3 **PORT OF CONGRESSIONAL BUDGET PROC-**
4 **ESS.**

5 (a) **FINDING.**—Congress finds that since the mid-
6 20th century, as a matter of custom, the Secretary of De-
7 fense and the chiefs of the Armed Forces have provided
8 written annual posture statements outlining budget prior-
9 ities to Congress as a part of the annual budget process.

10 (b) **REQUIREMENT.**—Prior to the annual budget
11 hearings of the congressional defense committees for fiscal
12 year 2025, and each subsequent fiscal year, the Secretary
13 of Defense, the Secretary of each Military Department,
14 and the chief of each covered Armed Force shall submit
15 to the congressional defense committees a written posture
16 statement in support of budget priorities. Each such pos-
17 ture statement shall include each of the following:

18 (1) An identification of the budget priorities of
19 the department or Armed Force.

1 (2) An identification of strategic requirements
2 to support the role of the Department or Armed
3 Force in the national defense of the United States.

4 (3) An explanation of how resources are being
5 applied to the national defense roles and responsibil-
6 ities of the Department or Armed Force.

7 (4) Programmatic matters related to the roles
8 and responsibilities of the Department or Armed
9 Force.

10 (c) COVERED ARMED FORCE.—The term covered
11 Armed Force means the following:

- 12 (1) The Army.
13 (2) The Navy.
14 (3) The Marine Corps.
15 (4) The Air Force.
16 (5) The Space Force.



Amendment to H.R. 2670 National Defense Authorization Act for Fiscal Year 2024

Offered by: Ms. Sherrill

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Domestic Balloon Identification and Research

The Committee commends the Department of Defense, particularly North American Aerospace Defense Command (NORAD) and U.S. Northern Command (USNORTHCOM) for executing the critical national defense mission to protect the United States homeland from foreign threats. The Committee notes that the Federal Aviation Administration plays an integral role for NORAD and USNORTHCOM's mission and holds primary responsibility for issuing guidance and rules for domestic aircraft, unmanned aerial systems, manned balloons, and unmanned, free flying balloons, the last of which is being increasingly used for hobbyist and research use and which current Federal regulations do not currently mandate any type of locational or altitudinal electronic, digital, or radio emissions. Current regulations mandate passive observance and manual communication with local air traffic control, contrary to recent mandates requiring active emissions from manned balloons and unmanned aerial systems. With this type of balloon increasingly being used, it could lead to unnecessary NORAD and USNORTHCOM analysis and actions detrimental to readiness as the organization respond to domestically launched non-threats.

Therefore, the House Committee on Armed Services directs the Commander, U.S. Northern Command, in consultation with the Administrator of the Federal Aviation Administration, to provide a briefing to the House Committee on Armed Services and Senate Committee on Armed Services and not later than July 26, 2024. The briefing shall at least include:

- (1) As assessment of how, within the National Airspace System, unmanned, free flying balloons with and without onboard emissions technology are monitored, deconflicted, and reacted to by both organizations;
- (2) An assessment of how many unmanned, free flying balloons have caused officially recognized airspace incidents over the past 5 years and the current state of the commercial, public, and non-profit user community on their involuntary use of emissions technology for geolocational and altitudinal awareness or reasons why they do not use such technology; and

- (3) A discussion of boosting real-time awareness of the geolocation and altitude of domestically launched unmanned, free-flying balloons and how this data might be collected to ensure safety of flight, accurate threat awareness, and inter-organizational deconfliction of known and unknown threats.

Amendment to H.R. 2670

National Defense Authorization Act for Fiscal Year 2024

Offered by: Ms. Sherrill

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Briefing on Cooperation between the Department of Defense and the Department of Commerce

The Committee commends the Department of Defense's contributions to strategic competition, wherein all aspects of national power are fundamental to securing national objectives. The Committee notes that the Secretary of Defense, in testimony before the Senate Committee on Appropriations, indicated that the Department works closely with the Department of Commerce, "to advance our technological advantages." The committee encourages this interagency cooperation, and it wishes to remain informed of how sustained cooperation between the Departments of Defense and Commerce may support U.S. foreign policy objectives in an era of strategic competition.

Therefore, the House Committee on Armed Services directs the Secretary of the Department of Defense to provide a briefing to the House Committee on Armed Services and Senate Committee on Armed Services, not later than March 1, 2024, on cooperative efforts between the Department of Defense and the Department of Commerce. The briefing shall at least include:

1. An assessment of Department of Defense engagements in international events, at both the Secretary, Under Secretary, and Assistant Secretary levels and below, including bilateral and multilateral engagements with foreign partners, which may benefit from Department of Commerce participation;
2. An assessment of Department of Commerce engagements in international events, including bilateral and multilateral engagements with foreign partners, in which the Department of Defense has a material interest;
3. An assessment of liaison activities between officials of the Departments of Defense and Commerce regarding current or future areas of cooperation, particularly in areas in which the United States is engaging in strategic competition or advancing technology;
4. An assessment of cooperative efforts between defense attachés and commercial attachés in U.S. Embassies and Missions; and
5. An assessment of how the Departments of Defense and Commerce may better provide material or technical assistance to each other regarding technological, scientific, or other non-military matters.

AMENDMENT TO H.R. 2670
OFFERED BY MR. KIM OF NEW JERSEY

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

1 **SEC. ____ . MODIFICATION OF QUARTERLY REPORTS ON EX-**
2 **GRATIA PAYMENTS.**

3 Subsection (h)(2) of section 1213 of the National De-
4 fense Authorization Act for Fiscal Year 2020 (10 U.S.C.
5 2731 note) is amended—

6 (1) in the matter preceding subparagraph (A),
7 by striking “With respect to a preceding 90-day pe-
8 riod in which no ex gratia payments were made” and
9 inserting “The status of all other pending ex gratia
10 payments or requests, including”;

11 (2) in subparagraph (A), by striking “; or” and
12 inserting “; and”;

13 (3) by redesignating subparagraphs (A) (as
14 amended) and (B) as subparagraphs (D) and (E),
15 respectively; and

16 (4) by inserting before subparagraph (D), as so
17 redesignated, the following:

18 “(A) when any such request was made;

1 “(B) what steps the Department is taking
2 to respond to the request;

3 “(C) whether the Department denied any
4 requests for any such payment, along with the
5 reason for such denial;”.



Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Cory Mills

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Russia and China's Defense and Security Presence in Latin America and the Caribbean

The committee directs the Secretary of Defense to provide a report to the congressional defense committees by March 1, 2024, on Russia and China's defense and security presence in Central and South America, particularly with respect to defense or security-related activities that may be linked to transnational criminal organizations such as the Wagner Group. The report should include the following information:

- (1) a description of the provision of any security assistance and military education by Russia or China to countries or other entities in Central and South America;
- (2) a description of irregular or asymmetric activities directed, controlled, or conducted by Russia and China, to include the defense or security-related activities transnational organized criminal organizations; and
- (3) an assessment of whether any Russian and Chinese economic activities in Central and South America, including purchases agricultural land and agricultural commodities and investment in critical infrastructure, are intended for a military or naval purpose, and how these purchases impact the environment, the threat of deforestation, food security, and may influence provincial and local governments.

Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Austin Scott of Georgia

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Africa Institute for Security Cooperation

The committee notes the lack of a security cooperation institute for African partner militaries, national law enforcement agencies, and civilians who work in the related ministries. Such an institution could complement U.S. Africa Command's Joint Exercise Program, State Department's International Military Education and Training program, and the Africa Center for Strategic Studies at the National Defense University. The committee directs the Secretary of Defense, not later than December 31, 2023, to provide a briefing to the congressional defense committees on the feasibility of establishing an Africa Institute for Security Cooperation. The briefing, shall include, at a minimum: an identification of the potential: roles; mission and purpose, including what gaps such institute would fill with regard to U.S. security cooperation and related engagements with African partners; organization; budget estimate; compliance with relevant statutes such as 10 USC 362; lessons learned from the Western Hemisphere Institute for Security Cooperation and its predecessor as it relates to promoting human rights, rule of law, and democracy; and any other recommendations by the Secretary.

AMENDMENT TO H.R. 2670
OFFERED BY MR. GALLEGO OF ARIZONA

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

1 **SEC. 10 ____ . REPORT ON ROLE OF DEPARTMENT OF DE-**
2 **FENSE IN SUPPORTING NATIONAL EMER-**
3 **GENCY DECLARATION COMBATING**
4 **FENTANYL CRISIS.**

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

7 (1) the declaration of a national emergency by
8 the President to address the unusual and extraor-
9 dinary threat to the national security, foreign policy,
10 and economy of the United States posed by inter-
11 national drug trafficking is an appropriate whole-of-
12 Government response to the problems posed by drug
13 trafficking and, in particular, fentanyl;

14 (2) the counternarcotics activities of the De-
15 partment of Defense encompass unique capabilities
16 that are critical for the efforts of the United States
17 Government to combat the trafficking of illegal
18 drugs, including fentanyl; and

1 (3) Department of Defense support for drug
2 interdiction capacity and capability should be lever-
3 aged by Federal, State, local, and tribal law enforce-
4 ment agencies, as appropriate and as permitted by
5 law, to gain intelligence and lessons learned, and to
6 enhance collaboration and effectiveness.

7 (b) REPORT.—Not later than 180 days after the date
8 of the enactment of this Act, the Secretary of Defense
9 shall submit to the congressional defense committees a re-
10 port that includes the following:

11 (1) A description of Department of Defense ac-
12 tivities in support of efforts to deal with the national
13 emergency declared in Executive Order 14059 on
14 December 15, 2021.

15 (2) An assessment of the resources and authori-
16 ties required to fully leverage the capabilities of the
17 Department of Defense to best support efforts to ad-
18 dress the threat posed by illicit drugs, including
19 fentanyl and other synthetic opioids, that neces-
20 sitated the declaration of the national emergency in
21 Executive Order 14059.



AMENDMENT TO H.R. 2670
OFFERED BY MR. GALLEGO OF ARIZONA

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

1 **SEC. 10 ____ . THREAT ANALYSIS REGARDING FENTANYL CRI-**
2 **SIS.**

3 (a) **THREAT ANALYSIS.**—The Secretary of Defense,
4 in consultation with the Director of the Defense Threat
5 Reduction Agency and Office of the Deputy Assistant Sec-
6 retary of Defense for Counternarcotics and Stabilization
7 Policy, shall conduct a threat analysis of any potential
8 threats the illicit fentanyl drug trade poses to the defense
9 interests of the United States. The threat analysis shall
10 contain the following:

11 (1) An analysis of the illicit fentanyl drug
12 trade, including the manufacture, distribution, and
13 sale or trade, and trans-shipment of fentanyl and
14 fentanyl-related substances.

15 (2) An analysis of new or emerging techniques
16 or technologies that are likely to affect the evolution
17 of the illicit fentanyl drug trade

18 (b) **REPORT.**—Not later than March 31, 2024, the
19 Secretary of Defense shall submit to the congressional de-

1 fense committees a report that includes each of the fol-
2 lowing:

3 (1) The threat analysis required under sub-
4 section (a), including any recommendations of the
5 Secretary for any related actions.

6 (2) Any actions the Department of Defense has
7 taken in response to such threat analysis.

8 (3) Any other matter the Secretary determines
9 appropriate.



Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Jackson of Texas

In the portion of the report to accompany H.R. 2670 titled “U.S.-Israel Defense Assessment”, insert at the end, the following new text: “(3) a review of ongoing efforts to increase Israel’s participation in multinational organizations and military task forces and the feasibility of increasing the number of such organizations and military task forces that Israel participates with the United States”.

AMENDMENT TO H.R. 2670
OFFERED BY MR. LAMBORN OF COLORADO

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

1 **SEC. __. EXTENSION AND MODIFICATION OF ANNUAL RE-**
2 **PORT ON MILITARY POWER OF IRAN.**

3 (a) MATTERS TO BE INCLUDED.—Subsection (b) of
4 section 1245 of the National Defense Authorization Act
5 for Fiscal Year 2010 (Public Law 111–84) is amended—

6 (1) in paragraph (2)(D), by inserting after
7 “Iran’s conventional forces” the following: “and
8 Iran’s unconventional or parallel military forces”;

9 (2) in paragraph (4)—

10 (A) in subparagraph (B), by striking “mis-
11 sile launch sites” and inserting “missile launch
12 and storage sites”;

13 (B) in subparagraph (C), by striking “;
14 and” at the end;

15 (C) in subparagraph (D), by striking the
16 period at the end and inserting a semicolon;
17 and

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

1 “(E) an assessment of Iran’s space launch
2 vehicle program and the ability of Iran to use
3 those technologies to develop and field an inter-
4 continental ballistic missile; and

5 “(F) a detailed analysis of the effectiveness
6 of Iran’s drone forces.”;

7 (3) in paragraph (7), by inserting “the People’s
8 Republic of China,” before “Cuba”; and

9 (4) by adding at the end the following:

10 “(9) An assessment of groups that are sup-
11 ported by Iran and designated by the United States
12 as foreign terrorist organizations and regional mili-
13 tary groups, including Hezbollah, Hamas, the
14 Houthis, and the Special Groups in Iraq, in par-
15 ticular those forces as having been assessed as to be
16 willing to carry out terrorist operations on behalf of
17 Iran.

18 “(10) An assessment of how Iran would utilize
19 additional resources to further activities described in
20 paragraphs (1) through (9).”.

21 (b) DEFINITIONS.—Subsection (c)(1)(B) of such sec-
22 tion is amended to read as follows:

23 “(B) includes all branches and sub-
24 branches of Iran’s national army or Artesh,
25 such as its ground forces, air force, navy, and

1 air defense forces as well as most branches of
2 its parallel military, and the Islamic Revolu-
3 tionary Guard Corps excluding its Quds-
4 Force.”.



Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Wittman

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Russia Leaving the Conventional Forces in Europe Treaty

The committee is concerned regarding Russia's notice, submitted on July 9, 2023, that it intends to withdraw from the Conventional Forces in Europe (CFE) Treaty. The CFE Treaty, signed on November 19, 1990 by all NATO and Warsaw Pact member states, imposed restrictions on conventional arms and combat equipment. Given Russia's suspension of CFE in 2007, its invasion of Georgia in 2008, and its repeated invasions and occupation of Ukraine, the U.S. should take reciprocal actions in response to Russia's withdrawal from the CFE Treaty.

Therefore, the committee directs the Secretary of Defense to submit a report to the congressional defense committees not later than October 1, 2023, on any reciprocal steps the Department of Defense may take to respond to Russia's notification of withdrawal. This report shall also include:

(1) an assessment of whether and how flank zone limits in the CFE Treaty impede U.S. and NATO military movements in Europe, including near Ukraine, including Russian occupied Ukraine;

(2) whether and how these limits make managing a NATO-Russia contingency near Ukraine and Russian occupied Ukraine more difficult;

(3) any difficulty in managing U.S. and NATO force deployments with respect to responding to Russian aggression on the continent; and

(4) the Department's views on the likelihood of Russia returning to compliance before Russia's Treaty withdrawal becomes official on November 7, 2023.

Amendment to HR 2670
National Defense Authorization Act for Fiscal Year 2024
Offered by: Mr. Waltz

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Ensuring Burden Sharing With Europe in Support of Ukraine

The Committee notes that aid from the United States constitutes the majority of bilateral aid to Ukraine. The Committee notes that Ukraine's current and likely future security requirements will demand sustained and/or increased support from other allied and partner countries and organizations that make up the Ukraine Defense Contact Group.

Therefore, the Committee directs the Secretary of Defense, in consultation with the Secretary of State, to provide a briefing to the House Armed Services Committee no later than December 1, 2023, on updates of ally and partner efforts to supply military aid to Ukraine, United States efforts to increase such aid, and projected levels of foreign bilateral military aid in FY2025 and FY2026.

Amendment to H.R. 2670
National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Moulton

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Philippines Coast Guard

The committee notes the Philippines faces daily or more frequent incursions by the armed forces of the People's Republic China into its exclusive economic zone. The committee understands that the Philippines Coast Guard currently has three offshore patrol vessels capable of staying at sea for more than ten days. As a result, they are not able to maintain sufficient presence and patrol the entire economic zone, leaving them vulnerable to incursions.

The committee directs the Secretary of Defense not later than May 31, 2024 to provide a briefing to the House Armed Services Committee assessing how the Department of Defense can better leverage existing authorities to enhance the capacity of the Philippines Coast Guard. Such a briefing shall include the following elements:

- (1) An assessment of the capacity of the Philippines Coast Guard, including any shortfalls; and
- (2) Recommendations for how the Department of Defense can help address such shortfalls, including by leveraging security cooperation authorities and engagement with allies and partners.

AMENDMENT TO H.R. 2670
OFFERED BY MS. SLOTKIN OF MICHIGAN

In section 714 (log 77593), at the end of subsection (d), add the following new paragraphs:

1 (9) To develop a plan for stockpiling essential
2 medications to ensure availability of a 180-day sup-
3 ply during armed conflict or other supply chain dis-
4 ruptions.

5 (10) To develop a plan that mitigates
6 vulnerabilities to active pharmaceutical ingredient
7 supply chains and reduces dependence on active
8 pharmaceutical ingredients from foreign sources.



AMENDMENT TO H.R. 2670

OFFERED BY MR. WILSON

(funding table amendment)

In section 4501 of division D, relating to Other Authorizations, Defense-Wide increase the amount for Drug Interdiction & Counter-Drug Activities, Line 20, by \$2,500,000 million for the Young Marines Program.

In section 4301 of division D, relating to Operation and Maintenance, Defense-Wide, reduce the amount for Civil Military Programs, Line 180, by \$2,500,000.

AMENDMENT TO H.R. 2670

OFFERED BY MR. STRONG

(funding table amendment)

In section 4501 of division D, relating to Defense Health Program, increase the amount for R&D Advanced Development, Line 100, by \$2,500,000 for Antibiotic Susceptibility Test Development.

In section 4501 of division D, relating to Defense Health Program, reduce the amount for Consolidated Health Support, by \$2,500,000.