

## En Bloc Amendments to H.R. 2500

### Subcommittee on Readiness En Bloc # 2

Log #	Sponsor	Description
002	Turner	Amend section 2879, Title 10 USC to define applicable window heights as 42" above the floor, rather than 24" and defense a fall prevention device that is more with best practices and industry standards.
192	Carbajal	Analysis on how the Clearinghouse process will evaluate real-world environments in which the military may need to operate to determine whether offshore wind development is compatible with or may enhance military testing and training operations.
257	Norcross	Providing authorization for the use of military construction funding to support improvements to the reliability, resiliency, efficiency, physical security, or cybersecurity of a conveyed utility system.
259	Norcross	DRL requiring the Comptroller General of the US to submit a report reviewing the Department's use of term and temporary hiring authorities for enduring missions.
314	Houlahan	This amendment encourages the Department to accelerate efforts to develop or procure a safe, cost-effective and long term solution for waste disposal in contingency environments and directs the Department to brief the committee on its efforts.
326	Haaland	Directing the Secretary of the Air Force, in consultation with the Chief of the National Guard Bureau, to report back to the committee by December 15, 2019 to present additional options for achieving an operational flying mission in each state.
346	Brown	Requires that DOD conduct a review of 15 randomly selected military installations for the oversight of privatized military housing and make the results publicly available on a website.
351	Garamendi	Requires the Secretary of Defense to continue to recognize DHS Transportation Worker Identification Cards (TWIC) for workplace access to DOD maritime terminals, and allows the Secretary discretion for recognizing these cards for other installations.
418	Scott	Modifies the language of the provision "Army Urban Training".
420	Wilson	Allows for the transfer of land at Camp Robinson to the Arkansas Dept. of Veterans Affairs to expand the State Veterans Cemetery. This land has not been used for training in over 25 years and will enable continuation of first burials beyond 2045, when the cemetery will reach capacity.

**AMENDMENT TO H.R. 2500**  
**OFFERED BY MR. TURNER OF OHIO**

Add in the appropriate place in title XXVIII the following new section:

1 **SEC. 28** \_\_\_\_. **MODIFICATION TO REQUIREMENTS FOR WIN-**  
2 **DOW FALL PREVENTION DEVICES IN MILI-**  
3 **TARY FAMILY HOUSING UNITS.**

4 (a) **FALL PREVENTION DEVICE REQUIREMENTS.**—  
5 Section 2879(a) of title 10, United States Code, is amend-  
6 ed—

7 (1) in paragraph (1), by striking “that protect  
8 against unintentional window falls by young children  
9 and that are in compliance with applicable Inter-  
10 national Building Code (IBC) standards” and insert-  
11 ing “described in paragraph (3)”;

12 (2) in paragraph (2)—

13 (A) in subparagraph (A), by striking “De-  
14 cember 11, 2017” and inserting “October 1,  
15 2019”; and

16 (B) in subparagraph (B), by striking “Sep-  
17 tember 1, 2018” and inserting “October 1,  
18 2019”; and

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

3           “(3) FALL PREVENTION DEVICE DESCRIBED.—  
4 A fall prevention device is a window screen or guard  
5 that complies with applicable standards in ASTM  
6 standard F2090-13 (or any successor standard).”.

7           (b) MODIFICATION TO WINDOW DESCRIPTION.—Sec-  
8 tion 2879(c) of title 10, United States Code, is amended  
9 by striking “24” and inserting “42”.

10          (c) CONFORMING AMENDMENT.—Section 2879(b)(1)  
11 of title 10, United States Code, is amended by striking  
12 “paragraph (1)” and inserting “paragraph (3)”.



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

**Offered by:  
Salud Carbajal of California**

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

**Siting Clearinghouse Process for Wind Energy**

The development of wind energy off the Central California coast would provide a reliable renewable energy resource that would enhance energy independence and grid stability. The committee notes that the Department of Defense has traditionally used the Siting Clearinghouse process to provide a timely, transparent, technical, mission-specific and science-based analysis of potential impacts to military operations from proposed domestic energy development. Through this process, the Clearinghouse traditionally looks for impacts on military testing and training operations. However, given the proliferation of offshore wind turbines in the Indo-Pacific theater, wind energy development off the Central California coast could also provide an area to develop tactics, techniques, and procedures for military operations in the vicinity of offshore wind turbines. Therefore, the committee directs the Executive Director of the Department of Defense Siting Clearinghouse to provide an analysis to the House Committee on Armed Services, not later than September 1, 2019, which outlines how the Clearinghouse process will evaluate real-world environments in which the military may need to operate to determine whether offshore wind development is compatible with or may enhance military testing and training operations. The Executive Director shall provide the House Committee on Armed Services with a detailed briefing that includes analysis of the existing California call areas identified by the Bureau of Ocean Energy Management (BOEM), a summary of Department concerns, alternatives being evaluated, and how real-world environments are being considered in the evaluations. In the interim, the Committee directs the Department not to communicate a final position of opposition to offshore wind leasing in any of the three California call areas identified by BOEM.

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

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

1 **SEC. 3 \_\_\_\_ . DEPARTMENT OF DEFENSE IMPROVEMENT OF**  
2 **PREVIOUSLY CONVEYED UTILITY SYSTEMS**  
3 **SERVING MILITARY INSTALLATIONS.**

4 Section 2688 of title 10, United States Code, is  
5 amended—

6 (1) by redesignating subsection (k) as sub-  
7 section (l); and

8 (2) by inserting after subsection (j) the fol-  
9 lowing new subsection (k):

10 “(k) IMPROVEMENT OF CONVEYED UTILITY SYS-  
11 TEMS.—In the case of a utility system that is conveyed  
12 under this section and that only provides utility services  
13 to a military installation, the Secretary concerned may use  
14 amounts authorized to be appropriated for military con-  
15 struction to improve the reliability, resilience, efficiency,  
16 physical security, or cybersecurity of the utility system.”.



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

**Offered by: Mr. Norcross of New Jersey**

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

The Department Of Defense's Use Of Term And Temporary Hiring Authorities

The Committee questions if the Department of Defense's Congressionally appropriated overseas contingency operations funds, exempt from The Budget Control Act of 2011 (P.L. 112-25), are funding enduring missions in support of the National Defense Strategy which is resulting in inappropriate use of term and temporary hiring authorities for enduring missions.

Furthermore, the Committee questions whether there are cases where term and temporary hiring authorities are being misused in cases when the funding for the program directly supports the National Defense Strategy and is funded over the Future Year Defense Program with an enduring funding line.

Lastly, the Committee is concerned that this creates a scenario for the Department of Defense to inappropriately circumvent title 5 due process and whistleblower protections and extend probationary periods.

Therefore, the committee directs the Comptroller General of the United States to submit a report to the congressional defense committees by March 1<sup>st</sup>, 2020 reviewing the Department's use of term and temporary hiring authorities for enduring missions and the degree to which this is resulting from the misuse of overseas contingency operations funding or efforts to inappropriately extend probationary periods.

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

**Offered by: Ms. Houlihan of Pennsylvania**

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

**Alternatives to Open Burn Pits**

The Committee notes the Department's efforts to phase out the use of open burn pits for disposal of waste in contingency locations, unless there is no feasible alternative, and the May 31, 2019 report to Congress that indicated that "no technology or equipment solution has been devised that could eliminate all waste burning requirements for every contingency location." The Committee encourages the Department to accelerate RDT&E for technology or equipment solutions to eliminate the need for open burn pits and to establish a safe, cost-effective, long-term solution for toxic waste disposal that can be used in any contingency environment. The Committee directs the Undersecretary of Defense for Acquisition and Sustainment to provide a briefing to the House Committee on Armed Services by February 1, 2020, on the Department's assessment of available alternatives to open burn pits, including any commercially available solutions, RDT&E efforts to develop a feasible alternative for use in contingency environments, any resource constraints for acquisition of a technology or equipment solution to eliminate the need for open burn pits, and a plan of action and timeline for the projected transition to a new technology or equipment solution.

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

**Offered by: Congresswoman Deb Haaland**

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

**National Guard Unit Equipped Flying Squadrons**

The committee recognizes that the Air National Guard enterprise is based on established Capstone Principles that notionally set the foundational framework for mission allocation in the 54 states and territories. One of those Capstone Principles is to allocate at least one unit-equipped wing and flying squadron to each state. New Mexico is one of three states – New Mexico, Virginia, and Washington – that have an operational flying mission, but due to the classic associate construct they lack ownership of aircraft. The committee therefore directs the Secretary of the Air Force, in consultation with the Chief of the National Guard Bureau, to report back to the committee by December 15, 2019 to present additional options for achieving an operational flying mission in each state.



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

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

1 **SEC. 28** . **INSPECTOR GENERAL REVIEW OF DEPART-**  
2 **MENT OF DEFENSE OVERSIGHT OF**  
3 **PRIVATIZED MILITARY HOUSING.**

4 Not later than one year after the date of the enact-  
5 ment of this Act, and annually thereafter until 2022, the  
6 Inspector General of the Department of Defense shall—

7 (1) conduct a review at not less than 15 ran-  
8 domly selected military installations of the oversight  
9 by the Secretary of Defense of privatized military  
10 housing at such installations; and

11 (2) make publicly available on a website of the  
12 Department a summary of the results of such re-  
13 view.



**AMENDMENT TO H.R. 2500****OFFERED BY MR. GARAMENDI OF CALIFORNIA****National Defense Authorization Act for Fiscal Year 2020**

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

1 **SEC. 28** . **ACCESS TO DEPARTMENT OF DEFENSE FACILI-**  
2 **TIES FOR CREDENTIALLED TRANSPORTATION**  
3 **WORKERS.**

4 Section 1050 of the National Defense Authorization  
5 Act for Fiscal Year 2017 (Public Law 114–328; 10 U.S.C.  
6 113 note) is amended—

7 (1) by striking subsection (a) and inserting the  
8 following new subsection:

9 “(a) **ACCESS TO FACILITIES FOR CREDENTIALLED**  
10 **TRANSPORTATION WORKERS.**—The Secretary of Defense,  
11 to the extent practicable—

12 “(1) shall ensure that the Transportation  
13 Worker Identification Credential is accepted as a  
14 valid credential for unescorted access to a work site  
15 at a maritime terminal of the Department of De-  
16 fense; and

17 “(2) may provide that the Transportation  
18 Worker Identification Credential be accepted as a

1 valid credential for unescorted access to Department  
2 of Defense facilities other than those specified in  
3 paragraph (1).”; and

4 (2) in the heading, by striking “**INSTALLA-**  
5 **TIONS**” and inserting “**FACILITIES**”.



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

**Offered by: Rep. Austin Scott**

In the portion of the report to accompany H.R. 2500 titled "Army Urban Training", insert the requested modifications at:

"Therefore, the committee directs the Secretary of the Army to provide a briefing to the House Committee on Armed Services not later than December 1, 2019, on the Army's plan to prepare and train for high-intensity conflicts in dense urban warfare."

**AMENDMENT TO H.R. 2500**  
**OFFERED BY MR. WILSON OF SOUTH CAROLINA**

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

1 **SEC. 28** \_\_\_\_ . **RELEASE OF CONDITIONS AND REVER-**  
2 **SIONARY INTEREST, CAMP JOSEPH T. ROBIN-**  
3 **SON, ARKANSAS.**

4 (a) **RELEASE OF CONDITIONS AND RETAINED INTER-**  
5 **ESTS.**—With respect to a parcel of real property at Camp  
6 Joseph T. Robinson, Arkansas, consisting of approxi-  
7 mately 141.52 acres and conveyed by the United States  
8 to the State of Arkansas pursuant to the Act entitled “An  
9 Act authorizing the transfer of part of Camp Joseph T.  
10 Robinson to the State of Arkansas”, approved June 30,  
11 1950 (64 Stat. 311, chapter 429), the Secretary of the  
12 Army may release, without consideration, the terms and  
13 conditions imposed by the United States and the rever-  
14 sionary interest retained by the United States under sec-  
15 tion 2 of such Act and the right to reenter and use the  
16 property retained by the United States under section 3  
17 of such Act.

18 (b) **CONDITION OF RELEASE.**—As a condition of the  
19 release of terms and conditions and retained interests

1 under subsection (a) and subject to subsection (c), the  
2 State of Arkansas shall agree to convey, without consider-  
3 ation, the parcel of real property described in subsection  
4 (a) to the Arkansas Department of Veterans Affairs for  
5 the purpose of expanding the Arkansas State Veterans  
6 Cemetery in North Little Rock, Arkansas.

7 (c) NEW REVERSIONARY INTEREST.—The convey-  
8 ance required by subsection (b) of the real property de-  
9 scribed in subsection (a) shall include a reversionary inter-  
10 est to protect the interests of the United States. Under  
11 the terms of such reversionary interest, if the Secretary  
12 of the Army determines at any time that the real property  
13 conveyed pursuant to subsection (b) is not being used in  
14 accordance with the purpose of the conveyance specified  
15 in such subsection, all right, title, and interest in and to  
16 the real property, including any improvements thereto,  
17 shall, at the option of the Secretary, revert to and become  
18 the property of the United States, and the United States  
19 shall have the right of immediate entry onto the real prop-  
20 erty. A determination by the Secretary under this sub-  
21 section shall be made on the record after an opportunity  
22 for a hearing.

23 (d) INSTRUMENT OF RELEASE AND DESCRIPTION OF  
24 PROPERTY.—The Secretary of the Army may execute and  
25 file in the appropriate office a deed of release, amended

1 deed, or other appropriate instrument reflecting the re-  
2 lease of terms and conditions and retained interests under  
3 subsection (a). The exact acreage and legal description of  
4 the property described in this section shall be determined  
5 by a survey satisfactory to the Secretary of the Army.

6 (e) PAYMENT OF ADMINISTRATIVE COSTS.—

7 (1) PAYMENT REQUIRED.—The Secretary of  
8 the Army may require the State of Arkansas to  
9 cover costs to be incurred by the Secretary, or to re-  
10 imburse the Secretary for costs incurred by the Sec-  
11 retary, to carry out the release of terms and condi-  
12 tions and retained interests under subsection (a), in-  
13 cluding survey costs, costs related to environmental  
14 documentation, and other administrative costs re-  
15 lated to the release. If amounts paid to the Sec-  
16 retary in advance exceed the costs actually incurred  
17 by the Secretary to carry out the release, the Sec-  
18 retary shall refund the excess amount to the State.

19 (2) TREATMENT OF AMOUNTS RECEIVED.—  
20 Amounts received under subsection (a) as reimburse-  
21 ment for costs incurred by the Secretary to carry  
22 out the release of terms and conditions and retained  
23 interests under subsection (a) shall be credited to  
24 the fund or account that was used to cover the costs  
25 incurred by the Secretary in carrying out the re-

1        lease. Amounts so credited shall be merged with  
2        amounts in such fund or account and shall be avail-  
3        able for the same purposes, and subject to the same  
4        conditions and limitations, as amounts in such fund  
5        or account.

6        (f) ADDITIONAL TERMS AND CONDITIONS.—The Sec-  
7        retary of the Army may require such additional terms and  
8        conditions in connection with the release of terms and con-  
9        ditions and retained interests under subsection (a) as the  
10       Secretary considers appropriate to protect the interests of  
11       the United States.

