

Calendar No. 472

113TH CONGRESS
2^D SESSION

H. R. 4870

[Report No. 113-211]

IN THE SENATE OF THE UNITED STATES

JUNE 25, 2014

Received; read twice and referred to the Committee on Appropriations

JULY 17, 2014

Reported by Mr. DURBIN, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

AN ACT

Making appropriations for the Department of Defense for the fiscal year ending September 30, 2015, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 That the following sums are appropriated, out of any
2 money in the Treasury not otherwise appropriated, for the
3 fiscal year ending September 30, 2015, for military func-
4 tions administered by the Department of Defense and for
5 other purposes, namely:

6

TITLE I

7

MILITARY PERSONNEL

8

MILITARY PERSONNEL, ARMY

9 For pay, allowances, individual clothing, subsistence,
10 interest on deposits, gratuities, permanent change of sta-
11 tion travel (including all expenses thereof for organiza-
12 tional movements), and expenses of temporary duty travel
13 between permanent duty stations, for members of the
14 Army on active duty, (except members of reserve compo-
15 nents provided for elsewhere), cadets, and aviation cadets;
16 for members of the Reserve Officers' Training Corps; and
17 for payments pursuant to section 156 of Public Law 97-
18 377, as amended (42 U.S.C. 402 note), and to the Depart-
19 ment of Defense Military Retirement Fund,
20 \$41,183,729,000.

21

MILITARY PERSONNEL, NAVY

22 For pay, allowances, individual clothing, subsistence,
23 interest on deposits, gratuities, permanent change of sta-
24 tion travel (including all expenses thereof for organiza-
25 tional movements), and expenses of temporary duty travel

1 between permanent duty stations, for members of the
2 Navy on active duty (except members of the Reserve pro-
3 vided for elsewhere), midshipmen, and aviation cadets; for
4 members of the Reserve Officers' Training Corps; and for
5 payments pursuant to section 156 of Public Law 97-377,
6 as amended (42 U.S.C. 402 note), and to the Department
7 of Defense Military Retirement Fund, \$27,387,344,000.

8 MILITARY PERSONNEL, MARINE CORPS

9 For pay, allowances, individual clothing, subsistence,
10 interest on deposits, gratuities, permanent change of sta-
11 tion travel (including all expenses thereof for organiza-
12 tional movements), and expenses of temporary duty travel
13 between permanent duty stations, for members of the Ma-
14 rine Corps on active duty (except members of the Reserve
15 provided for elsewhere); and for payments pursuant to sec-
16 tion 156 of Public Law 97-377, as amended (42 U.S.C.
17 402 note), and to the Department of Defense Military Re-
18 tirement Fund, \$12,785,431,000.

19 MILITARY PERSONNEL, AIR FORCE

20 For pay, allowances, individual clothing, subsistence,
21 interest on deposits, gratuities, permanent change of sta-
22 tion travel (including all expenses thereof for organiza-
23 tional movements), and expenses of temporary duty travel
24 between permanent duty stations, for members of the Air
25 Force on active duty (except members of reserve compo-

1 nents provided for elsewhere); cadets, and aviation cadets;
2 for members of the Reserve Officers' Training Corps; and
3 for payments pursuant to section 156 of Public Law 97-
4 377, as amended (42 U.S.C. 402 note), and to the Depart-
5 ment of Defense Military Retirement Fund,
6 \$27,564,362,000.

7 **RESERVE PERSONNEL, ARMY**

8 For pay, allowances, clothing, subsistence, gratuities,
9 travel, and related expenses for personnel of the Army Re-
10 serve on active duty under sections 10211, 10302, and
11 3038 of title 10, United States Code, or while serving on
12 active duty under section 12301(d) of title 10, United
13 States Code, in connection with performing duty specified
14 in section 12310(a) of title 10, United States Code, or
15 while undergoing reserve training, or while performing
16 drills or equivalent duty or other duty, and expenses au-
17 thorized by section 16131 of title 10, United States Code;
18 and for payments to the Department of Defense Military
19 Retirement Fund, \$4,304,159,000.

20 **RESERVE PERSONNEL, NAVY**

21 For pay, allowances, clothing, subsistence, gratuities,
22 travel, and related expenses for personnel of the Navy Re-
23 serve on active duty under section 10211 of title 10,
24 United States Code, or while serving on active duty under
25 section 12301(d) of title 10, United States Code, in con-

1 nection with performing duty specified in section ~~12310(a)~~
2 of title 10, United States Code, or while undergoing re-
3 serve training, or while performing drills or equivalent
4 duty, and expenses authorized by section ~~16131~~ of title
5 10, United States Code; and for payments to the Depart-
6 ment of Defense Military Retirement Fund,
7 ~~\$1,836,024,000.~~

8 RESERVE PERSONNEL, MARINE CORPS

9 For pay, allowances, clothing, subsistence, gratuities,
10 travel, and related expenses for personnel of the Marine
11 Corps Reserve on active duty under section ~~10211~~ of title
12 10, United States Code, or while serving on active duty
13 under section ~~12301(d)~~ of title 10, United States Code,
14 in connection with performing duty specified in section
15 ~~12310(a)~~ of title 10, United States Code, or while under-
16 going reserve training, or while performing drills or equiv-
17 alent duty, and for members of the Marine Corps platoon
18 leaders class, and expenses authorized by section ~~16131~~
19 of title 10, United States Code; and for payments to the
20 Department of Defense Military Retirement Fund,
21 ~~\$659,224,000.~~

22 RESERVE PERSONNEL, AIR FORCE

23 For pay, allowances, clothing, subsistence, gratuities,
24 travel, and related expenses for personnel of the Air Force
25 Reserve on active duty under sections ~~10211, 10305,~~ and

1 8038 of title 10, United States Code, or while serving on
2 active duty under section 12301(d) of title 10, United
3 States Code, in connection with performing duty specified
4 in section 12310(a) of title 10, United States Code, or
5 while undergoing reserve training, or while performing
6 drills or equivalent duty or other duty, and expenses au-
7 thorized by section 16131 of title 10, United States Code;
8 and for payments to the Department of Defense Military
9 Retirement Fund, \$1,652,148,000.

10 NATIONAL GUARD PERSONNEL, ARMY

11 For pay, allowances, clothing, subsistence, gratuities,
12 travel, and related expenses for personnel of the Army Na-
13 tional Guard while on duty under section 10211, 10302,
14 or 12402 of title 10 or section 708 of title 32, United
15 States Code, or while serving on duty under section
16 12301(d) of title 10 or section 502(f) of title 32, United
17 States Code, in connection with performing duty specified
18 in section 12310(a) of title 10, United States Code, or
19 while undergoing training, or while performing drills or
20 equivalent duty or other duty, and expenses authorized by
21 section 16131 of title 10, United States Code; and for pay-
22 ments to the Department of Defense Military Retirement
23 Fund, \$7,644,632,000.

1 ~~NATIONAL GUARD PERSONNEL, AIR FORCE~~

2 ~~For pay, allowances, clothing, subsistence, gratuities,~~
3 ~~travel, and related expenses for personnel of the Air Na-~~
4 ~~tional Guard on duty under section 10211, 10305, or~~
5 ~~12402 of title 10 or section 708 of title 32, United States~~
6 ~~Code, or while serving on duty under section 12301(d) of~~
7 ~~title 10 or section 502(f) of title 32, United States Code,~~
8 ~~in connection with performing duty specified in section~~
9 ~~12310(a) of title 10, United States Code, or while under-~~
10 ~~going training, or while performing drills or equivalent~~
11 ~~duty or other duty, and expenses authorized by section~~
12 ~~16131 of title 10, United States Code; and for payments~~
13 ~~to the Department of Defense Military Retirement Fund,~~
14 ~~\$3,110,587,000.~~

15 ~~TITLE II~~16 ~~OPERATION AND MAINTENANCE~~17 ~~OPERATION AND MAINTENANCE, ARMY~~

18 ~~For expenses, not otherwise provided for, necessary~~
19 ~~for the operation and maintenance of the Army, as author-~~
20 ~~ized by law, \$32,671,980,000: *Provided*, That not to ex-~~
21 ~~ceed \$12,478,000 can be used for emergencies and ex-~~
22 ~~traordinary expenses, to be expended on the approval or~~
23 ~~authority of the Secretary of the Army, and payments may~~
24 ~~be made on his certificate of necessity for confidential mili-~~
25 ~~tary purposes.~~

1 OPERATION AND MAINTENANCE, NAVY

2 For expenses, not otherwise provided for, necessary
3 for the operation and maintenance of the Navy and the
4 Marine Corps, as authorized by law, \$39,073,543,000:
5 *Provided*, That not to exceed \$15,055,000 can be used for
6 emergencies and extraordinary expenses, to be expended
7 on the approval or authority of the Secretary of the Navy,
8 and payments may be made on his certificate of necessity
9 for confidential military purposes.

10 OPERATION AND MAINTENANCE, MARINE CORPS

11 For expenses, not otherwise provided for, necessary
12 for the operation and maintenance of the Marine Corps,
13 as authorized by law, \$5,984,680,000.

14 OPERATION AND MAINTENANCE, AIR FORCE

15 For expenses, not otherwise provided for, necessary
16 for the operation and maintenance of the Air Force, as
17 authorized by law, \$35,024,160,000: *Provided*, That not
18 to exceed \$7,699,000 can be used for emergencies and ex-
19 traordinary expenses, to be expended on the approval or
20 authority of the Secretary of the Air Force, and payments
21 may be made on his certificate of necessity for confidential
22 military purposes.

1 OPERATION AND MAINTENANCE, DEFENSE-WIDE

2 (INCLUDING TRANSFER OF FUNDS)

3 For expenses, not otherwise provided for, necessary
4 for the operation and maintenance of activities and agen-
5 cies of the Department of Defense (other than the military
6 departments), as authorized by law, \$30,896,741,000 (re-
7 duced by \$5,000,000) (reduced by \$500,000) (reduced by
8 \$5,000,000) (reduced by \$10,000,000) (reduced by
9 \$21,000,000) (increased by \$21,000,000) (reduced by
10 \$3,500,000) (reduced by \$2,000,000) (reduced by
11 \$10,000,000) (increased by \$10,000,000) (reduced by
12 \$6,000,000) (reduced by \$24,000,000) (reduced by
13 \$5,000,000) (increased by \$5,000,000) (reduced by
14 \$10,000,000): *Provided*, That not more than \$15,000,000
15 may be used for the Combatant Commander Initiative
16 Fund authorized under section 166a of title 10, United
17 States Code: *Provided further*, That not to exceed
18 \$36,000,000 can be used for emergencies and extraor-
19 dinary expenses, to be expended on the approval or author-
20 ity of the Secretary of Defense, and payments may be
21 made on his certificate of necessity for confidential mili-
22 tary purposes: *Provided further*, That of the funds pro-
23 vided under this heading, not less than \$36,262,000 shall
24 be made available for the Procurement Technical Assist-
25 ance Cooperative Agreement Program, of which not less

1 than \$3,600,000 shall be available for centers defined in
2 10 U.S.C. 2411(1)(D): *Provided further*, That none of the
3 funds appropriated or otherwise made available by this
4 Act may be used to plan or implement the consolidation
5 of a budget or appropriations liaison office of the Office
6 of the Secretary of Defense, the office of the Secretary
7 of a military department, or the service headquarters of
8 one of the Armed Forces into a legislative affairs or legis-
9 lative liaison office: *Provided further*, That \$8,881,000, to
10 remain available until expended, is available only for ex-
11 penses relating to certain classified activities, and may be
12 transferred as necessary by the Secretary of Defense to
13 operation and maintenance appropriations or research, de-
14 velopment, test and evaluation appropriations, to be
15 merged with and to be available for the same time period
16 as the appropriations to which transferred: *Provided fur-*
17 *ther*, That any ceiling on the investment item unit cost
18 of items that may be purchased with operation and main-
19 tenance funds shall not apply to the funds described in
20 the preceding proviso: *Provided further*, That the transfer
21 authority provided under this heading is in addition to any
22 other transfer authority provided elsewhere in this Act.

23 OPERATION AND MAINTENANCE, ARMY RESERVE

24 For expenses, not otherwise provided for, necessary
25 for the operation and maintenance, including training, or-

1 ganization, and administration, of the Army Reserve; re-
2 pair of facilities and equipment; hire of passenger motor
3 vehicles; travel and transportation; care of the dead; re-
4 cruiting; procurement of services, supplies, and equip-
5 ment; and communications, \$2,535,606,000.

6 OPERATION AND MAINTENANCE, NAVY RESERVE

7 For expenses, not otherwise provided for, necessary
8 for the operation and maintenance, including training, or-
9 ganization, and administration, of the Navy Reserve; re-
10 pair of facilities and equipment; hire of passenger motor
11 vehicles; travel and transportation; care of the dead; re-
12 cruiting; procurement of services, supplies, and equip-
13 ment; and communications, \$1,011,827,000.

14 OPERATION AND MAINTENANCE, MARINE CORPS

15 RESERVE

16 For expenses, not otherwise provided for, necessary
17 for the operation and maintenance, including training, or-
18 ganization, and administration, of the Marine Corps Re-
19 serve; repair of facilities and equipment; hire of passenger
20 motor vehicles; travel and transportation; care of the dead;
21 recruiting; procurement of services, supplies, and equip-
22 ment; and communications, \$270,485,000.

23 OPERATION AND MAINTENANCE, AIR FORCE RESERVE

24 For expenses, not otherwise provided for, necessary
25 for the operation and maintenance, including training, or-

1 ganization, and administration, of the Air Force Reserve;
2 repair of facilities and equipment; hire of passenger motor
3 vehicles; travel and transportation; care of the dead; re-
4 cruiting; procurement of services, supplies, and equip-
5 ment; and communications, \$2,989,214,000.

6 OPERATION AND MAINTENANCE, ARMY NATIONAL
7 GUARD

8 For expenses of training, organizing, and admin-
9 istering the Army National Guard, including medical and
10 hospital treatment and related expenses in non-Federal
11 hospitals; maintenance, operation, and repairs to struc-
12 tures and facilities; hire of passenger motor vehicles; per-
13 sonnel services in the National Guard Bureau; travel ex-
14 penses (other than mileage), as authorized by law for
15 Army personnel on active duty, for Army National Guard
16 division, regimental, and battalion commanders while in-
17 specting units in compliance with National Guard Bureau
18 regulations when specifically authorized by the Chief, Na-
19 tional Guard Bureau; supplying and equipping the Army
20 National Guard as authorized by law; and expenses of re-
21 pair, modification, maintenance, and issue of supplies and
22 equipment (including aircraft), \$6,116,307,000 (increased
23 by \$5,000,000).

1 OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

2 For expenses of training, organizing, and admin-
3 istering the Air National Guard, including medical and
4 hospital treatment and related expenses in non-Federal
5 hospitals; maintenance, operation, and repairs to struc-
6 tures and facilities; transportation of things, hire of pas-
7 senger motor vehicles; supplying and equipping the Air
8 National Guard, as authorized by law; expenses for repair,
9 modification, maintenance, and issue of supplies and
10 equipment, including those furnished from stocks under
11 the control of agencies of the Department of Defense;
12 travel expenses (other than mileage) on the same basis as
13 authorized by law for Air National Guard personnel on
14 active Federal duty, for Air National Guard commanders
15 while inspecting units in compliance with National Guard
16 Bureau regulations when specifically authorized by the
17 Chief, National Guard Bureau, \$6,393,919,000.

18 UNITED STATES COURT OF APPEALS FOR THE ARMED

19 FORCES

20 For salaries and expenses necessary for the United
21 States Court of Appeals for the Armed Forces,
22 \$13,723,000, of which not to exceed \$5,000 may be used
23 for official representation purposes.

1 ENVIRONMENTAL RESTORATION, ARMY

2 (INCLUDING TRANSFER OF FUNDS)

3 For the Department of the Army, \$201,560,000, to
4 remain available until transferred: *Provided*, That the Sec-
5 retary of the Army shall, upon determining that such
6 funds are required for environmental restoration, reduc-
7 tion and recycling of hazardous waste, removal of unsafe
8 buildings and debris of the Department of the Army, or
9 for similar purposes, transfer the funds made available by
10 this appropriation to other appropriations made available
11 to the Department of the Army, to be merged with and
12 to be available for the same purposes and for the same
13 time period as the appropriations to which transferred:
14 *Provided further*, That upon a determination that all or
15 part of the funds transferred from this appropriation are
16 not necessary for the purposes provided herein, such
17 amounts may be transferred back to this appropriation:
18 *Provided further*, That the transfer authority provided
19 under this heading is in addition to any other transfer au-
20 thority provided elsewhere in this Act.

21 ENVIRONMENTAL RESTORATION, NAVY

22 (INCLUDING TRANSFER OF FUNDS)

23 For the Department of the Navy, \$277,294,000, to
24 remain available until transferred: *Provided*, That the Sec-
25 retary of the Navy shall, upon determining that such

1 funds are required for environmental restoration, reduc-
2 tion and recycling of hazardous waste, removal of unsafe
3 buildings and debris of the Department of the Navy, or
4 for similar purposes, transfer the funds made available by
5 this appropriation to other appropriations made available
6 to the Department of the Navy, to be merged with and
7 to be available for the same purposes and for the same
8 time period as the appropriations to which transferred:
9 *Provided further*, That upon a determination that all or
10 part of the funds transferred from this appropriation are
11 not necessary for the purposes provided herein, such
12 amounts may be transferred back to this appropriation:
13 *Provided further*, That the transfer authority provided
14 under this heading is in addition to any other transfer au-
15 thority provided elsewhere in this Act.

16 ENVIRONMENTAL RESTORATION, AIR FORCE
17 (INCLUDING TRANSFER OF FUNDS)

18 For the Department of the Air Force, \$408,716,000
19 (reduced by \$37,000,000), to remain available until trans-
20 ferred: *Provided*, That the Secretary of the Air Force
21 shall, upon determining that such funds are required for
22 environmental restoration, reduction and recycling of haz-
23 ardous waste, removal of unsafe buildings and debris of
24 the Department of the Air Force, or for similar purposes,
25 transfer the funds made available by this appropriation

1 to other appropriations made available to the Department
2 of the Air Force, to be merged with and to be available
3 for the same purposes and for the same time period as
4 the appropriations to which transferred: *Provided further,*
5 That upon a determination that all or part of the funds
6 transferred from this appropriation are not necessary for
7 the purposes provided herein, such amounts may be trans-
8 ferred back to this appropriation: *Provided further,* That
9 the transfer authority provided under this heading is in
10 addition to any other transfer authority provided else-
11 where in this Act.

12 ENVIRONMENTAL RESTORATION, DEFENSE-WIDE

13 (INCLUDING TRANSFER OF FUNDS)

14 For the Department of Defense, \$8,547,000, to re-
15 main available until transferred: *Provided,* That the Sec-
16 retary of Defense shall, upon determining that such funds
17 are required for environmental restoration, reduction and
18 recycling of hazardous waste, removal of unsafe buildings
19 and debris of the Department of Defense, or for similar
20 purposes, transfer the funds made available by this appro-
21 priation to other appropriations made available to the De-
22 partment of Defense, to be merged with and to be avail-
23 able for the same purposes and for the same time period
24 as the appropriations to which transferred: *Provided fur-*
25 *ther,* That upon a determination that all or part of the

1 funds transferred from this appropriation are not nec-
2 essary for the purposes provided herein, such amounts
3 may be transferred back to this appropriation: *Provided*
4 *further*, That the transfer authority provided under this
5 heading is in addition to any other transfer authority pro-
6 vided elsewhere in this Act.

7 ENVIRONMENTAL RESTORATION, FORMERLY USED
8 DEFENSE SITES
9 (INCLUDING TRANSFER OF FUNDS)

10 For the Department of the Army, \$233,353,000, to
11 remain available until transferred: *Provided*, That the Sec-
12 retary of the Army shall, upon determining that such
13 funds are required for environmental restoration, reduc-
14 tion and recycling of hazardous waste, removal of unsafe
15 buildings and debris at sites formerly used by the Depart-
16 ment of Defense, transfer the funds made available by this
17 appropriation to other appropriations made available to
18 the Department of the Army, to be merged with and to
19 be available for the same purposes and for the same time
20 period as the appropriations to which transferred: *Pro-*
21 *vided further*, That upon a determination that all or part
22 of the funds transferred from this appropriation are not
23 necessary for the purposes provided herein, such amounts
24 may be transferred back to this appropriation: *Provided*
25 *further*, That the transfer authority provided under this

1 heading is in addition to any other transfer authority pro-
2 vided elsewhere in this Act.

3 ~~OVERSEAS HUMANITARIAN, DISASTER, AND CIVIC AID~~

4 For expenses relating to the Overseas Humanitarian,
5 Disaster, and Civic Aid programs of the Department of
6 Defense (consisting of the programs provided under sec-
7 tions 401, 402, 404, 407, 2557, and 2561 of title 10,
8 United States Code), \$103,000,000 to remain available
9 until September 30, 2016.

10 ~~COOPERATIVE THREAT REDUCTION ACCOUNT~~

11 For assistance to the republics of the former Soviet
12 Union and, with appropriate authorization by the Depart-
13 ment of Defense and Department of State, to countries
14 outside of the former Soviet Union, including assistance
15 provided by contract or by grants, for facilitating the
16 elimination and the safe and secure transportation and
17 storage of nuclear, chemical and other weapons; for estab-
18 lishing programs to prevent the proliferation of weapons,
19 weapons components, and weapon-related technology and
20 expertise; for programs relating to the training and sup-
21 port of defense and military personnel for demilitarization
22 and protection of weapons, weapons components and
23 weapons technology and expertise, and for defense and
24 military contacts, \$365,108,000, to remain available until
25 September 30, 2017.

1 DEPARTMENT OF DEFENSE ACQUISITION WORKFORCE

2 DEVELOPMENT FUND

3 For the Department of Defense Acquisition Work-
4 force Development Fund, \$51,875,000.

5 TITLE III

6 PROCUREMENT

7 AIRCRAFT PROCUREMENT, ARMY

8 For construction, procurement, production, modifica-
9 tion, and modernization of aircraft, equipment, including
10 ordnance, ground handling equipment, spare parts, and
11 accessories therefor; specialized equipment and training
12 devices; expansion of public and private plants, including
13 the land necessary therefor, for the foregoing purposes,
14 and such lands and interests therein, may be acquired,
15 and construction prosecuted thereon prior to approval of
16 title; and procurement and installation of equipment, ap-
17 pliances, and machine tools in public and private plants;
18 reserve plant and Government and contractor-owned
19 equipment layaway; and other expenses necessary for the
20 foregoing purposes, \$5,295,957,000, to remain available
21 for obligation until September 30, 2017.

22 MISSILE PROCUREMENT, ARMY

23 For construction, procurement, production, modifica-
24 tion, and modernization of missiles, equipment, including
25 ordnance, ground handling equipment, spare parts, and

1 accessories therefor; specialized equipment and training
2 devices; expansion of public and private plants, including
3 the land necessary therefor; for the foregoing purposes;
4 and such lands and interests therein; may be acquired;
5 and construction prosecuted thereon prior to approval of
6 title; and procurement and installation of equipment, ap-
7 pliances, and machine tools in public and private plants;
8 reserve plant and Government and contractor-owned
9 equipment layaway; and other expenses necessary for the
10 foregoing purposes, \$1,217,483,000, to remain available
11 for obligation until September 30, 2017.

12 PROCUREMENT OF WEAPONS AND TRACKED COMBAT
13 VEHICLES, ARMY

14 For construction, procurement, production, and
15 modification of weapons and tracked combat vehicles;
16 equipment, including ordnance, spare parts, and acces-
17 sories therefor; specialized equipment and training devices;
18 expansion of public and private plants, including the land
19 necessary therefor; for the foregoing purposes; and such
20 lands and interests therein; may be acquired, and con-
21 struction prosecuted thereon prior to approval of title; and
22 procurement and installation of equipment, appliances,
23 and machine tools in public and private plants; reserve
24 plant and Government and contractor-owned equipment
25 layaway; and other expenses necessary for the foregoing

1 purposes, ~~\$1,703,736,000~~, to remain available for obliga-
2 tion until September 30, 2017.

3 ~~PROCUREMENT OF AMMUNITION, ARMY~~

4 ~~For construction, procurement, production, and~~
5 ~~modification of ammunition, and accessories therefor; spe-~~
6 ~~cialized equipment and training devices; expansion of pub-~~
7 ~~lic and private plants, including ammunition facilities, au-~~
8 ~~thorized by section 2854 of title 10, United States Code,~~
9 ~~and the land necessary therefor, for the foregoing pur-~~
10 ~~poses, and such lands and interests therein, may be ac-~~
11 ~~quired, and construction prosecuted thereon prior to ap-~~
12 ~~proval of title; and procurement and installation of equip-~~
13 ~~ment, appliances, and machine tools in public and private~~
14 ~~plants; reserve plant and Government and contractor-~~
15 ~~owned equipment layaway; and other expenses necessary~~
16 ~~for the foregoing purposes, \$1,011,477,000, to remain~~
17 ~~available for obligation until September 30, 2017.~~

18 ~~OTHER PROCUREMENT, ARMY~~

19 ~~For construction, procurement, production, and~~
20 ~~modification of vehicles, including tactical, support, and~~
21 ~~non-tracked combat vehicles; the purchase of passenger~~
22 ~~motor vehicles for replacement only; communications and~~
23 ~~electronic equipment; other support equipment; spare~~
24 ~~parts, ordnance, and accessories therefor; specialized~~
25 ~~equipment and training devices; expansion of public and~~

1 private plants, including the land necessary therefor, for
2 the foregoing purposes, and such lands and interests
3 therein, may be acquired, and construction prosecuted
4 thereon prior to approval of title; and procurement and
5 installation of equipment, appliances, and machine tools
6 in public and private plants; reserve plant and Govern-
7 ment and contractor-owned equipment layaway; and other
8 expenses necessary for the foregoing purposes,
9 \$4,812,234,000, to remain available for obligation until
10 September 30, 2017.

11 AIRCRAFT PROCUREMENT, NAVY

12 For construction, procurement, production, modifica-
13 tion, and modernization of aircraft, equipment, including
14 ordnance, spare parts, and accessories therefor; specialized
15 equipment; expansion of public and private plants, includ-
16 ing the land necessary therefor, and such lands and inter-
17 ests therein, may be acquired, and construction prosecuted
18 thereon prior to approval of title; and procurement and
19 installation of equipment, appliances, and machine tools
20 in public and private plants; reserve plant and Govern-
21 ment and contractor-owned equipment layaway,
22 \$14,054,523,000, to remain available for obligation until
23 September 30, 2017.

1 WEAPONS PROCUREMENT, NAVY

2 For construction, procurement, production, modifica-
3 tion, and modernization of missiles, torpedoes, other weap-
4 ons, and related support equipment including spare parts,
5 and accessories therefor; expansion of public and private
6 plants, including the land necessary therefor, and such
7 lands and interests therein, may be acquired, and con-
8 struction prosecuted thereon prior to approval of title; and
9 procurement and installation of equipment, appliances,
10 and machine tools in public and private plants; reserve
11 plant and Government and contractor-owned equipment
12 layaway, \$3,111,931,000, to remain available for obliga-
13 tion until September 30, 2017.

14 PROCUREMENT OF AMMUNITION, NAVY AND MARINE
15 CORPS

16 For construction, procurement, production, and
17 modification of ammunition, and accessories therefor; spe-
18 cialized equipment and training devices; expansion of pub-
19 lic and private plants, including ammunition facilities, au-
20 thorized by section 2854 of title 10, United States Code,
21 and the land necessary therefor, for the foregoing pur-
22 poses, and such lands and interests therein, may be ac-
23 quired, and construction prosecuted thereon prior to ap-
24 proval of title; and procurement and installation of equip-
25 ment, appliances, and machine tools in public and private

1 plants; reserve plant and Government and contractor-
2 owned equipment layaway; and other expenses necessary
3 for the foregoing purposes, \$629,372,000, to remain avail-
4 able for obligation until September 30, 2017.

5 SHIPBUILDING AND CONVERSION, NAVY

6 For expenses necessary for the construction, acquisi-
7 tion, or conversion of vessels as authorized by law, includ-
8 ing armor and armament thereof, plant equipment, appli-
9 ances, and machine tools and installation thereof in public
10 and private plants; reserve plant and Government and con-
11 tractor-owned equipment layaway; procurement of critical,
12 long lead time components and designs for vessels to be
13 constructed or converted in the future; and expansion of
14 public and private plants, including land necessary there-
15 for, and such lands and interests therein, may be acquired,
16 and construction prosecuted thereon prior to approval of
17 title, as follows:

18 Carrier Replacement Program, \$1,289,425,000;
19 Virginia Class Submarine, \$3,507,175,000;
20 Virginia Class Submarine (AP),
21 \$2,301,825,000;
22 CVN Refueling Overhauls (AP), \$491,100,000;
23 DDG-1000 Program, \$419,532,000;
24 DDG-51 Destroyer, \$2,655,785,000;
25 DDG-51 Destroyer (AP), \$134,039,000;

1 Littoral Combat Ship, \$951,366,000;
2 LPD-17 Amphibious Transport Dock,
3 \$12,565,000;
4 LHA replacement (AP), \$29,093,000;
5 Moored Training Ship, \$737,268,000;
6 Moored Training Ship (AP), \$64,388,000;
7 LCAC Service Life Extension Program,
8 \$40,485,000;
9 Outfitting, post delivery, conversions, and first
10 destination transportation, \$491,797,000; and
11 Ship to Shore Connector, \$123,233,000;
12 For completion of Prior Year Shipbuilding Pro-
13 grams, \$1,007,285,000.
14 In all: \$14,256,361,000, to remain available for obli-
15 gation until September 30, 2019: *Provided*, That addi-
16 tional obligations may be incurred after September 30,
17 2019, for engineering services, tests, evaluations, and
18 other such budgeted work that must be performed in the
19 final stage of ship construction: *Provided further*, That
20 none of the funds provided under this heading for the con-
21 struction or conversion of any naval vessel to be con-
22 structed in shipyards in the United States shall be ex-
23 pended in foreign facilities for the construction of major
24 components of such vessel: *Provided further*, That none
25 of the funds provided under this heading shall be used

1 for the construction of any naval vessel in foreign ship-
2 yards.

3 OTHER PROCUREMENT, NAVY

4 For procurement, production, and modernization of
5 support equipment and materials not otherwise provided
6 for, Navy ordnance (except ordnance for new aircraft, new
7 ships, and ships authorized for conversion); the purchase
8 of passenger motor vehicles for replacement only; expan-
9 sion of public and private plants, including the land nec-
10 essary therefor, and such lands and interests therein, may
11 be acquired, and construction prosecuted thereon prior to
12 approval of title; and procurement and installation of
13 equipment, appliances, and machine tools in public and
14 private plants; reserve plant and Government and con-
15 tractor-owned equipment layaway, \$5,923,379,000, to re-
16 main available for obligation until September 30, 2017.

17 PROCUREMENT, MARINE CORPS

18 For expenses necessary for the procurement, manu-
19 facture, and modification of missiles, armament, military
20 equipment, spare parts, and accessories therefor; plant
21 equipment, appliances, and machine tools, and installation
22 thereof in public and private plants; reserve plant and
23 Government and contractor-owned equipment layaway; ve-
24 hicles for the Marine Corps, including the purchase of pas-
25 senger motor vehicles for replacement only; and expansion

1 of public and private plants, including land necessary
2 therefor, and such lands and interests therein, may be ac-
3 quired, and construction prosecuted thereon prior to ap-
4 proval of title, \$927,232,000, to remain available for obli-
5 gation until September 30, 2017.

6 AIRCRAFT PROCUREMENT, AIR FORCE

7 For construction, procurement, and modification of
8 aircraft and equipment, including armor and armament,
9 specialized ground handling equipment, and training de-
10 vices, spare parts, and accessories therefor, specialized
11 equipment, expansion of public and private plants, Gov-
12 ernment-owned equipment and installation thereof in such
13 plants, erection of structures, and acquisition of land, for
14 the foregoing purposes, and such lands and interests
15 therein, may be acquired, and construction prosecuted
16 thereon prior to approval of title; reserve plant and Gov-
17 ernment and contractor-owned equipment layaway; and
18 other expenses necessary for the foregoing purposes in-
19 cluding rents and transportation of things,
20 \$12,046,941,000, to remain available for obligation until
21 September 30, 2017.

22 MISSILE PROCUREMENT, AIR FORCE

23 For construction, procurement, and modification of
24 missiles, spacecraft, rockets, and related equipment, in-
25 cluding spare parts and accessories therefor, ground han-

1 dding equipment, and training devices; expansion of public
2 and private plants; Government-owned equipment and in-
3 stallation thereof in such plants; erection of structures;
4 and acquisition of land; for the foregoing purposes; and
5 such lands and interests therein; may be acquired; and
6 construction prosecuted thereon prior to approval of title;
7 reserve plant and Government and contractor-owned
8 equipment layaway; and other expenses necessary for the
9 foregoing purposes including rents and transportation of
10 things; \$4,546,211,000; to remain available for obligation
11 until September 30, 2017.

12 PROCUREMENT OF AMMUNITION, AIR FORCE

13 For construction, procurement, production, and
14 modification of ammunition, and accessories therefor; spe-
15 cialized equipment and training devices; expansion of pub-
16 lic and private plants; including ammunition facilities; au-
17 thorized by section 2854 of title 10, United States Code;
18 and the land necessary therefor; for the foregoing pur-
19 poses; and such lands and interests therein; may be ac-
20 quired; and construction prosecuted thereon prior to ap-
21 proval of title; and procurement and installation of equip-
22 ment; appliances; and machine tools in public and private
23 plants; reserve plant and Government and contractor-
24 owned equipment layaway; and other expenses necessary

1 for the foregoing purposes, \$648,200,000, to remain avail-
2 able for obligation until September 30, 2017.

3 OTHER PROCUREMENT, AIR FORCE

4 For procurement and modification of equipment (in-
5 cluding ground guidance and electronic control equipment,
6 and ground electronic and communication equipment),
7 and supplies, materials, and spare parts therefor, not oth-
8 erwise provided for; the purchase of passenger motor vehi-
9 cles for replacement only; lease of passenger motor vehi-
10 cles; and expansion of public and private plants, Govern-
11 ment-owned equipment and installation thereof in such
12 plants, erection of structures, and acquisition of land, for
13 the foregoing purposes, and such lands and interests
14 therein, may be acquired, and construction prosecuted
15 thereon, prior to approval of title; reserve plant and Gov-
16 ernment and contractor-owned equipment layaway,
17 \$16,633,023,000 (increased by \$6,000,000), to remain
18 available for obligation until September 30, 2017.

19 PROCUREMENT, DEFENSE-WIDE

20 For expenses of activities and agencies of the Depart-
21 ment of Defense (other than the military departments)
22 necessary for procurement, production, and modification
23 of equipment, supplies, materials, and spare parts there-
24 for, not otherwise provided for; the purchase of passenger
25 motor vehicles for replacement only; expansion of public

1 and private plants, equipment, and installation thereof in
2 such plants, erection of structures, and acquisition of land
3 for the foregoing purposes, and such lands and interests
4 therein, may be acquired, and construction prosecuted
5 thereon prior to approval of title; reserve plant and Gov-
6 ernment and contractor-owned equipment layaway,
7 \$4,358,121,000 (reduced by \$5,000,000), to remain avail-
8 able for obligation until September 30, 2017.

9 DEFENSE PRODUCTION ACT PURCHASES

10 For activities by the Department of Defense pursuant
11 to sections 108, 301, 302, and 303 of the Defense Produc-
12 tion Act of 1950 (50 U.S.C. App. 2078, 2091, 2092, and
13 2093), \$51,638,000, to remain available until expended.

14 TITLE IV

15 RESEARCH, DEVELOPMENT, TEST AND

16 EVALUATION

17 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,

18 ARMY

19 For expenses necessary for basic and applied sci-
20 entific research, development, test and evaluation, includ-
21 ing maintenance, rehabilitation, lease, and operation of fa-
22 cilities and equipment, \$6,720,000,000, to remain avail-
23 able for obligation until September 30, 2016.

1 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
2 NAVY

3 For expenses necessary for basic and applied sci-
4 entific research, development, test and evaluation, includ-
5 ing maintenance, rehabilitation, lease, and operation of fa-
6 cilities and equipment, \$15,877,770,000, to remain avail-
7 able for obligation until September 30, 2016: *Provided*,
8 That funds appropriated in this paragraph which are
9 available for the V-22 may be used to meet unique oper-
10 ational requirements of the Special Operations Forces.

11 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
12 AIR FORCE

13 For expenses necessary for basic and applied sci-
14 entific research, development, test and evaluation, includ-
15 ing maintenance, rehabilitation, lease, and operation of fa-
16 cilities and equipment, \$23,438,982,000 (reduced by
17 \$10,000,000) (increased by \$10,000,000), to remain avail-
18 able for obligation until September 30, 2016.

19 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
20 DEFENSE-WIDE
21 (INCLUDING TRANSFER OF FUNDS)

22 For expenses of activities and agencies of the Depart-
23 ment of Defense (other than the military departments),
24 necessary for basic and applied scientific research, devel-
25 opment, test and evaluation; advanced research projects

1 as may be designated and determined by the Secretary
2 of Defense, pursuant to law; maintenance, rehabilitation,
3 lease, and operation of facilities and equipment,
4 \$17,077,900,000 (reduced by \$10,000,000), to remain
5 available for obligation until September 30, 2016: *Pro-*
6 *vided*, That of the funds made available in this paragraph,
7 \$250,000,000 for the Defense Rapid Innovation Program
8 shall only be available for expenses, not otherwise provided
9 for, to include program management and oversight, to
10 conduct research, development, test and evaluation to in-
11 clude proof of concept demonstration; engineering, testing,
12 and validation; and transition to full-scale production:
13 *Provided further*, That the Secretary of Defense may
14 transfer funds provided herein for the Defense Rapid In-
15 novation Program to appropriations for research, develop-
16 ment, test and evaluation to accomplish the purpose pro-
17 vided herein: *Provided further*, That this transfer author-
18 ity is in addition to any other transfer authority available
19 to the Department of Defense: *Provided further*, That the
20 Secretary of Defense shall, not fewer than 30 days prior
21 to making transfers from this appropriation, notify the
22 congressional defense committees in writing of the details
23 of any such transfer.

1 OPERATIONAL TEST AND EVALUATION, DEFENSE

2 For expenses, not otherwise provided for, necessary
 3 for the independent activities of the Director, Operational
 4 Test and Evaluation, in the direction and supervision of
 5 operational test and evaluation, including initial oper-
 6 ational test and evaluation which is conducted prior to,
 7 and in support of, production decisions; joint operational
 8 testing and evaluation; and administrative expenses in
 9 connection therewith, \$248,238,000, to remain available
 10 for obligation until September 30, 2016.

11 TITLE V

12 REVOLVING AND MANAGEMENT FUNDS

13 DEFENSE WORKING CAPITAL FUNDS

14 For the Defense Working Capital Funds,
 15 \$1,334,468,000.

16 TITLE VI

17 OTHER DEPARTMENT OF DEFENSE PROGRAMS

18 DEFENSE HEALTH PROGRAM

19 For expenses, not otherwise provided for, for medical
 20 and health care programs of the Department of Defense
 21 as authorized by law, \$31,634,870,000 (increased by
 22 \$5,000,000) (increased by \$500,000) (increased by
 23 \$10,000,000) (increased by \$3,000,000) (increased by
 24 \$2,000,000) (increased by \$10,000,000) (increased by
 25 \$10,000,000) (increased by \$5,000,000) (increased by

1 ~~\$10,000,000~~) (reduced by ~~\$1,000,000~~) (increased by
2 ~~\$1,000,000~~) (reduced by ~~\$30,000,000~~) (increased by
3 ~~\$30,000,000~~); of which ~~\$30,080,563,000~~ (increased by
4 ~~\$3,000,000~~) (increased by ~~\$10,000,000~~) shall be for oper-
5 ation and maintenance, of which not to exceed one percent
6 shall remain available for obligation until September 30,
7 2016, and of which up to ~~\$14,582,044,000~~ may be avail-
8 able for contracts entered into under the TRICARE pro-
9 gram; of which ~~\$308,413,000~~, to remain available for obli-
10 gation until September 30, 2017, shall be for procure-
11 ment; and of which ~~\$1,245,894,000~~ (increased by
12 ~~\$5,000,000~~) (increased by ~~\$500,000~~) (increased by
13 ~~\$10,000,000~~) (increased by ~~\$2,000,000~~) (increased by
14 ~~\$10,000,000~~) (increased by ~~\$5,000,000~~) (increased by
15 ~~\$10,000,000~~) (reduced by ~~\$1,000,000~~) (increased by
16 ~~\$1,000,000~~) (reduced by ~~\$30,000,000~~) (increased by
17 ~~\$30,000,000~~), to remain available for obligation until Sep-
18 tember 30, 2016, shall be for research, development, test
19 and evaluation: *Provided*, That, notwithstanding any other
20 provision of law, of the amount made available under this
21 heading for research, development, test and evaluation,
22 not less than ~~\$8,000,000~~ shall be available for HIV pre-
23 vention educational activities undertaken in connection
24 with United States military training, exercises, and hu-
25 manitarian assistance activities conducted primarily in Af-

1 rican nations: *Provided further*, That of the funds provided
2 under this heading for operation and maintenance, pro-
3 curement, and research, development, test and evaluation
4 for the Interagency Program Office, the Defense
5 Healthcare Management Systems Modernization
6 (DHMSM) program, and the Defense Medical Informa-
7 tion Exchange, not more than 25 percent may be obligated
8 until the Secretary of Defense submits to the Committees
9 on Appropriations of the House of Representatives and the
10 Senate, and such Committees approve, a plan for expendi-
11 ture that describes: (1) the status of the final request for
12 proposal for DHMSM and how the program office used
13 comments received from industry from draft requests for
14 proposal to refine the final request for proposal; (2) any
15 changes to the deployment timeline, including bench-
16 marks, for full operating capability; (3) any refinements
17 to the cost estimate for full operating capability and the
18 total life cycle cost of the project; (4) an assurance that
19 the acquisition strategy will comply with the acquisition
20 rules, requirements, guidelines, and systems acquisition
21 management practices of the Federal Government; (5) the
22 status of the effort to achieve interoperability between the
23 electronic health record systems of the Department of De-
24 fense and the Department of Veterans Affairs, including
25 the scope, cost, schedule, mapping to health data stand-

1 ards, and performance benchmarks of the interoperable
2 record; and (6) the progress toward developing, imple-
3 menting, and fielding the interoperable electronic health
4 record throughout the two Departments' medical facilities.

5 CHEMICAL AGENTS AND MUNITIONS DESTRUCTION,
6 DEFENSE

7 For expenses, not otherwise provided for, necessary
8 for the destruction of the United States stockpile of lethal
9 chemical agents and munitions in accordance with the pro-
10 visions of section 1412 of the Department of Defense Au-
11 thorization Act, 1986 (50 U.S.C. 1521), and for the de-
12 struction of other chemical warfare materials that are not
13 in the chemical weapon stockpile, \$828,868,000, of which
14 \$222,728,000 shall be for operation and maintenance, of
15 which no less than \$52,102,000 shall be for the Chemical
16 Stockpile Emergency Preparedness Program, consisting of
17 \$21,016,000 for activities on military installations and
18 \$31,086,000, to remain available until September 30,
19 2016, to assist State and local governments; \$10,227,000
20 shall be for procurement, to remain available until Sep-
21 tember 30, 2017, of which \$3,225,000 shall be for the
22 Chemical Stockpile Emergency Preparedness Program to
23 assist State and local governments; and \$595,913,000, to
24 remain available until September 30, 2016, shall be for
25 research, development, test and evaluation, of which

1 \$575,808,000 shall only be for the Assembled Chemical
2 Weapons Alternatives program.

3 ~~DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES,~~
4 ~~DEFENSE~~
5 ~~(INCLUDING TRANSFER OF FUNDS)~~

6 For drug interdiction and counter-drug activities of
7 the Department of Defense, for transfer to appropriations
8 available to the Department of Defense for military per-
9 sonnel of the reserve components serving under the provi-
10 sions of title 10 and title 32, United States Code; for oper-
11 ation and maintenance; for procurement; and for research,
12 development, test and evaluation, \$944,687,000, of which
13 \$669,631,000 shall be for counter-narcotics support;
14 \$105,591,000 shall be for the drug demand reduction pro-
15 gram; and \$169,465,000 shall be for the National Guard
16 counter-drug program: *Provided*, That the funds appro-
17 priated under this heading shall be available for obligation
18 for the same time period and for the same purpose as the
19 appropriation to which transferred: *Provided further*, That
20 upon a determination that all or part of the funds trans-
21 ferred from this appropriation are not necessary for the
22 purposes provided herein, such amounts may be trans-
23 ferred back to this appropriation: *Provided further*, That
24 the transfer authority provided under this heading is in

1 addition to any other transfer authority contained else-
2 where in this Act.

3 JOINT IMPROVISED EXPLOSIVE DEVICE DEFEAT FUND
4 (INCLUDING TRANSFER OF FUNDS)

5 For the “Joint Improvised Explosive Device Defeat
6 Fund”, \$65,464,000, to remain available until September
7 30, 2017: *Provided*, That such funds shall be available to
8 the Secretary of Defense, notwithstanding any other provi-
9 sion of law, for the purpose of allowing the Director of
10 the Joint Improvised Explosive Device Defeat Organiza-
11 tion to investigate, develop and provide equipment, sup-
12 plies, services, training, facilities, personnel and funds to
13 assist United States forces in the defeat of improvised ex-
14 plosive devices: *Provided further*, That the Secretary of
15 Defense may transfer funds provided herein to appropria-
16 tions for military personnel; operation and maintenance;
17 procurement; research, development, test and evaluation;
18 and defense working capital funds to accomplish the pur-
19 pose provided herein: *Provided further*, That this transfer
20 authority is in addition to any other transfer authority
21 available to the Department of Defense: *Provided further*,
22 That the Secretary of Defense shall, not fewer than 15
23 days prior to making transfers from this appropriation,
24 notify the congressional defense committees in writing of
25 the details of any such transfer.

1 OFFICE OF THE INSPECTOR GENERAL

2 For expenses and activities of the Office of the In-
3 spector General in carrying out the provisions of the In-
4 spector General Act of 1978, as amended, \$311,830,000,
5 of which \$310,830,000 shall be for operation and mainte-
6 nance, of which not to exceed \$700,000 is available for
7 emergencies and extraordinary expenses to be expended on
8 the approval or authority of the Inspector General, and
9 payments may be made on the Inspector General's certifi-
10 cate of necessity for confidential military purposes; and
11 of which \$1,000,000, to remain available until September
12 30, 2017, shall be for procurement.

13 SUPPORT FOR INTERNATIONAL SPORTING

14 COMPETITIONS

15 For logistical and security support for international
16 sporting competitions (including pay and non-travel re-
17 lated allowances only for members of the Reserve Compo-
18 nents of the Armed Forces of the United States called or
19 ordered to active duty in connection with providing such
20 support), \$10,000,000, to remain available until expended.

1 TITLE VII
2 RELATED AGENCIES
3 CENTRAL INTELLIGENCE AGENCY RETIREMENT AND
4 DISABILITY SYSTEM FUND

5 For payment to the Central Intelligence Agency Re-
6 tirement and Disability System Fund, to maintain the
7 proper funding level for continuing the operation of the
8 Central Intelligence Agency Retirement and Disability
9 System, \$514,000,000.

10 INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT

11 For necessary expenses of the Intelligence Commu-
12 nity Management Account, \$501,194,000 (reduced by
13 \$2,000,000) (increased by \$2,000,000).

14 TITLE VIII
15 GENERAL PROVISIONS

16 SEC. 8001. No part of any appropriation contained
17 in this Act shall be used for publicity or propaganda pur-
18 poses not authorized by the Congress.

19 SEC. 8002. During the current fiscal year, provisions
20 of law prohibiting the payment of compensation to, or em-
21 ployment of, any person not a citizen of the United States
22 shall not apply to personnel of the Department of Defense:
23 *Provided*, That salary increases granted to direct and indi-
24 rect hire foreign national employees of the Department of
25 Defense funded by this Act shall not be at a rate in excess

1 of the percentage increase authorized by law for civilian
2 employees of the Department of Defense whose pay is
3 computed under the provisions of section ~~5332~~ of title 5,
4 United States Code, or at a rate in excess of the percent-
5 age increase provided by the appropriate host nation to
6 its own employees, whichever is higher: *Provided further,*
7 That this section shall not apply to Department of De-
8 fense foreign service national employees serving at United
9 States diplomatic missions whose pay is set by the Depart-
10 ment of State under the Foreign Service Act of 1980: *Pro-*
11 *vided further,* That the limitations of this provision shall
12 not apply to foreign national employees of the Department
13 of Defense in the Republic of Turkey.

14 SEC. 8003. No part of any appropriation contained
15 in this Act shall remain available for obligation beyond
16 the current fiscal year, unless expressly so provided herein.

17 SEC. 8004. No more than 20 percent of the appro-
18 priations in this Act which are limited for obligation dur-
19 ing the current fiscal year shall be obligated during the
20 last 2 months of the fiscal year: *Provided,* That this sec-
21 tion shall not apply to obligations for support of active
22 duty training of reserve components or summer camp
23 training of the Reserve Officers' Training Corps.

(TRANSFER OF FUNDS)

1
2 SEC. 8005. Upon determination by the Secretary of
3 Defense that such action is necessary in the national inter-
4 est, he may, with the approval of the Office of Manage-
5 ment and Budget, transfer not to exceed \$5,000,000,000
6 of working capital funds of the Department of Defense
7 or funds made available in this Act to the Department
8 of Defense for military functions (except military con-
9 struction) between such appropriations or funds or any
10 subdivision thereof, to be merged with and to be available
11 for the same purposes, and for the same time period, as
12 the appropriation or fund to which transferred: *Provided*,
13 That such authority to transfer may not be used unless
14 for higher priority items, based on unforeseen military re-
15 quirements, than those for which originally appropriated
16 and in no case where the item for which funds are re-
17 quested has been denied by the Congress: *Provided further*,
18 That the Secretary of Defense shall notify the Congress
19 promptly of all transfers made pursuant to this authority
20 or any other authority in this Act: *Provided further*, That
21 no part of the funds in this Act shall be available to pre-
22 pare or present a request to the Committees on Appropria-
23 tions for reprogramming of funds, unless for higher pri-
24 ority items, based on unforeseen military requirements,
25 than those for which originally appropriated and in no

1 case where the item for which reprogramming is requested
2 has been denied by the Congress: *Provided further*, That
3 a request for multiple reprogrammings of funds using au-
4 thority provided in this section shall be made prior to June
5 30, 2015: *Provided further*, That transfers among military
6 personnel appropriations shall not be taken into account
7 for purposes of the limitation on the amount of funds that
8 may be transferred under this section.

9 SEC. 8006. (a) With regard to the list of specific pro-
10 grams, projects, and activities (and the dollar amounts
11 and adjustments to budget activities corresponding to
12 such programs, projects, and activities) contained in the
13 tables titled “Explanation of Project Level Adjustments”
14 in the explanatory statement regarding this Act, the obli-
15 gation and expenditure of amounts appropriated or other-
16 wise made available in this Act for those programs,
17 projects, and activities for which the amounts appro-
18 priated exceed or are less than the amounts requested are
19 hereby required by law to be carried out in the manner
20 provided by such tables to the same extent as if the tables
21 were included in the text of this Act.

22 (b) Amounts specified in the referenced tables de-
23 scribed in subsection (a) shall not be treated as subdivi-
24 sions of appropriations for purposes of section 8005 of this
25 Act: *Provided*, That section 8005 shall apply when trans-

1 fers of the amounts described in subsection (a) occur be-
2 tween appropriation accounts.

3 SEC. 8007. (a) Not later than 60 days after enact-
4 ment of this Act, the Department of Defense shall submit
5 a report to the congressional defense committees to estab-
6 lish the baseline for application of reprogramming and
7 transfer authorities for fiscal year 2015: *Provided*, That
8 the report shall include—

9 (1) a table for each appropriation with a sepa-
10 rate column to display the President's budget re-
11 quest, adjustments made by Congress, adjustments
12 due to enacted rescissions, if appropriate, and the
13 fiscal year enacted level;

14 (2) a delineation in the table for each appro-
15 priation both by budget activity and program,
16 project, and activity as detailed in the Budget Ap-
17 pendix; and

18 (3) an identification of items of special congres-
19 sional interest.

20 (b) Notwithstanding section 8005 of this Act, none
21 of the funds provided in this Act shall be available for
22 reprogramming or transfer until the report identified in
23 subsection (a) is submitted to the congressional defense
24 committees, unless the Secretary of Defense certifies in
25 writing to the congressional defense committees that such

1 reprogramming or transfer is necessary as an emergency
2 requirement.

3 (TRANSFER OF FUNDS)

4 SEC. 8008. During the current fiscal year, cash bal-
5 ances in working capital funds of the Department of De-
6 fense established pursuant to section 2208 of title 10,
7 United States Code, may be maintained in only such
8 amounts as are necessary at any time for cash disburse-
9 ments to be made from such funds: *Provided*, That trans-
10 fers may be made between such funds: *Provided further*,
11 That transfers may be made between working capital
12 funds and the “Foreign Currency Fluctuations, Defense”
13 appropriation and the “Operation and Maintenance” ap-
14 propriation accounts in such amounts as may be deter-
15 mined by the Secretary of Defense, with the approval of
16 the Office of Management and Budget, except that such
17 transfers may not be made unless the Secretary of Defense
18 has notified the Congress of the proposed transfer. Except
19 in amounts equal to the amounts appropriated to working
20 capital funds in this Act, no obligations may be made
21 against a working capital fund to procure or increase the
22 value of war reserve material inventory, unless the Sec-
23 retary of Defense has notified the Congress prior to any
24 such obligation.

1 SEC. 8009. Funds appropriated by this Act may not
2 be used to initiate a special access program without prior
3 notification 30 calendar days in advance to the congress-
4 sional defense committees.

5 SEC. 8010. None of the funds provided in this Act
6 shall be available to initiate: (1) a multiyear contract that
7 employs economic order quantity procurement in excess of
8 \$20,000,000 in any one year of the contract or that in-
9 cludes an unfunded contingent liability in excess of
10 \$20,000,000; or (2) a contract for advance procurement
11 leading to a multiyear contract that employs economic
12 order quantity procurement in excess of \$20,000,000 in
13 any one year, unless the congressional defense committees
14 have been notified at least 30 days in advance of the pro-
15 posed contract award: *Provided*, That no part of any ap-
16 propriation contained in this Act shall be available to ini-
17 tiate a multiyear contract for which the economic order
18 quantity advance procurement is not funded at least to
19 the limits of the Government's liability: *Provided further*,
20 That no part of any appropriation contained in this Act
21 shall be available to initiate multiyear procurement con-
22 tracts for any systems or component thereof if the value
23 of the multiyear contract would exceed \$500,000,000 un-
24 less specifically provided in this Act: *Provided further*,
25 That no multiyear procurement contract can be termi-

1 nated without 10-day prior notification to the congres-
2 sional defense committees: *Provided further*, That the exe-
3 cution of multiyear authority shall require the use of a
4 present value analysis to determine lowest cost compared
5 to an annual procurement: *Provided further*, That none of
6 the funds provided in this Act may be used for a multiyear
7 contract executed after the date of the enactment of this
8 Act unless in the case of any such contract—

9 (1) the Secretary of Defense has submitted to
10 Congress a budget request for full funding of units
11 to be procured through the contract and, in the case
12 of a contract for procurement of aircraft, that in-
13 cludes, for any aircraft unit to be procured through
14 the contract for which procurement funds are re-
15 quested in that budget request for production be-
16 yond advance procurement activities in the fiscal
17 year covered by the budget, full funding of procure-
18 ment of such unit in that fiscal year;

19 (2) cancellation provisions in the contract do
20 not include consideration of recurring manufacturing
21 costs of the contractor associated with the produc-
22 tion of unfunded units to be delivered under the con-
23 tract;

1 (3) the contract provides that payments to the
2 contractor under the contract shall not be made in
3 advance of incurred costs on funded units; and

4 (4) the contract does not provide for a price ad-
5 justment based on a failure to award a follow-on
6 contract.

7 ~~SEC. 8011.~~ Within the funds appropriated for the op-
8 eration and maintenance of the Armed Forces, funds are
9 hereby appropriated pursuant to section 401 of title 10,
10 United States Code, for humanitarian and civic assistance
11 costs under chapter 20 of title 10, United States Code.
12 Such funds may also be obligated for humanitarian and
13 civic assistance costs incidental to authorized operations
14 and pursuant to authority granted in section 401 of chap-
15 ter 20 of title 10, United States Code, and these obliga-
16 tions shall be reported as required by section 401(d) of
17 title 10, United States Code: *Provided*, That funds avail-
18 able for operation and maintenance shall be available for
19 providing humanitarian and similar assistance by using
20 Civic Action Teams in the Trust Territories of the Pacific
21 Islands and freely associated states of Micronesia, pursu-
22 ant to the Compact of Free Association as authorized by
23 Public Law 99-239: *Provided further*, That upon a deter-
24 mination by the Secretary of the Army that such action
25 is beneficial for graduate medical education programs con-

1 ducted at Army medical facilities located in Hawaii; the
2 Secretary of the Army may authorize the provision of med-
3 ical services at such facilities and transportation to such
4 facilities; on a nonreimbursable basis; for civilian patients
5 from American Samoa, the Commonwealth of the North-
6 ern Mariana Islands, the Marshall Islands, the Federated
7 States of Micronesia, Palau, and Guam.

8 SEC. 8012. (a) During fiscal year 2015, the civilian
9 personnel of the Department of Defense may not be man-
10 aged on the basis of any end-strength, and the manage-
11 ment of such personnel during that fiscal year shall not
12 be subject to any constraint or limitation (known as an
13 end-strength) on the number of such personnel who may
14 be employed on the last day of such fiscal year.

15 (b) The fiscal year 2016 budget request for the De-
16 partment of Defense as well as all justification material
17 and other documentation supporting the fiscal year 2016
18 Department of Defense budget request shall be prepared
19 and submitted to the Congress as if subsections (a) and
20 (b) of this provision were effective with regard to fiscal
21 year 2016.

22 (c) As required by section 1107 of the National De-
23 fense Authorization Act for Fiscal Year 2014 (Public Law
24 113-66; 10 U.S.C. 2358 note) civilian personnel at the
25 Department of Army Science and Technology Reinvention

1 Laboratories may not be managed on the basis of the
2 Table of Distribution and Allowances, and the manage-
3 ment of the workforce strength shall be done in a manner
4 consistent with the budget available with respect to such
5 Laboratories.

6 (d) Nothing in this section shall be construed to apply
7 to military (civilian) technicians.

8 ~~SEC. 8013.~~ None of the funds made available by this
9 Act shall be used in any way, directly or indirectly, to in-
10 fluence congressional action on any legislation or appro-
11 priation matters pending before the Congress.

12 ~~SEC. 8014.~~ None of the funds appropriated by this
13 Act shall be available for the basic pay and allowances of
14 any member of the Army participating as a full-time stu-
15 dent and receiving benefits paid by the Secretary of Vet-
16 erans Affairs from the Department of Defense Education
17 Benefits Fund when time spent as a full-time student is
18 credited toward completion of a service commitment: *Pro-*
19 *vided*, That this section shall not apply to those members
20 who have reenlisted with this option prior to October 1,
21 1987: *Provided further*, That this section applies only to
22 active components of the Army.

23 (TRANSFER OF FUNDS)

24 ~~SEC. 8015.~~ Funds appropriated in title III of this Act
25 for the Department of Defense Pilot Mentor-Protege Pro-

1 gram may be transferred to any other appropriation con-
2 tained in this Act solely for the purpose of implementing
3 a Mentor-Protege Program developmental assistance
4 agreement pursuant to section 831 of the National De-
5 fense Authorization Act for Fiscal Year 1991 (Public Law
6 101-510; 10 U.S.C. 2302 note), as amended, under the
7 authority of this provision or any other transfer authority
8 contained in this Act.

9 SEC. 8016. None of the funds in this Act may be
10 available for the purchase by the Department of Defense
11 (and its departments and agencies) of welded shipboard
12 anchor and mooring chain 4 inches in diameter and under
13 unless the anchor and mooring chain are manufactured
14 in the United States from components which are substan-
15 tially manufactured in the United States: *Provided*, That
16 for the purpose of this section, the term "manufactured"
17 shall include cutting, heat treating, quality control, testing
18 of chain and welding (including the forging and shot blast-
19 ing process): *Provided further*, That for the purpose of this
20 section substantially all of the components of anchor and
21 mooring chain shall be considered to be produced or manu-
22 factured in the United States if the aggregate cost of the
23 components produced or manufactured in the United
24 States exceeds the aggregate cost of the components pro-
25 duced or manufactured outside the United States: *Pro-*

1 *vided further*, That when adequate domestic supplies are
2 not available to meet Department of Defense requirements
3 on a timely basis, the Secretary of the service responsible
4 for the procurement may waive this restriction on a case-
5 by-case basis by certifying in writing to the Committees
6 on Appropriations that such an acquisition must be made
7 in order to acquire capability for national security pur-
8 poses.

9 SEC. 8017. None of the funds available to the De-
10 partment of Defense in the current fiscal year or any fiscal
11 year hereafter may be used to demilitarize or dispose of
12 M-1 Carbines, M-1 Garand rifles, M-14 rifles, .22 caliber
13 rifles, .30 caliber rifles, or M-1911 pistols, or to demili-
14 tarize or destroy small arms ammunition or ammunition
15 components that are not otherwise prohibited from com-
16 mercial sale under Federal law, unless the small arms am-
17 munition or ammunition components are certified by the
18 Secretary of the Army or designee as unserviceable or un-
19 safe for further use.

20 SEC. 8018. No more than \$500,000 of the funds ap-
21 propriated or made available in this Act shall be used dur-
22 ing a single fiscal year for any single relocation of an orga-
23 nization, unit, activity or function of the Department of
24 Defense into or within the National Capital Region: *Pro-*
25 *vided*, That the Secretary of Defense may waive this re-

1 striction on a case-by-case basis by certifying in writing
2 to the congressional defense committees that such a relo-
3 cation is required in the best interest of the Government.

4 SEC. 8019. Of the funds made available in this Act,
5 \$15,000,000 shall be available for incentive payments au-
6 thorized by section 504 of the Indian Financing Act of
7 1974 (25 U.S.C. 1544): *Provided*, That a prime contractor
8 or a subcontractor at any tier that makes a subcontract
9 award to any subcontractor or supplier as defined in sec-
10 tion 1544 of title 25, United States Code, or a small busi-
11 ness owned and controlled by an individual or individuals
12 defined under section 4221(9) of title 25, United States
13 Code, shall be considered a contractor for the purposes
14 of being allowed additional compensation under section
15 504 of the Indian Financing Act of 1974 (25 U.S.C.
16 1544) whenever the prime contract or subcontract amount
17 is over \$500,000 and involves the expenditure of funds
18 appropriated by an Act making appropriations for the De-
19 partment of Defense with respect to any fiscal year: *Pro-*
20 *vided further*, That notwithstanding section 1906 of title
21 41, United States Code, this section shall be applicable
22 to any Department of Defense acquisition of supplies or
23 services, including any contract and any subcontract at
24 any tier for acquisition of commercial items produced or
25 manufactured, in whole or in part, by any subcontractor

1 or supplier defined in section 1544 of title 25, United
2 States Code, or a small business owned and controlled by
3 an individual or individuals defined under section 4221(9)
4 of title 25, United States Code.

5 SEC. 8020. Funds appropriated by this Act for the
6 Defense Media Activity shall not be used for any national
7 or international political or psychological activities.

8 SEC. 8021. During the current fiscal year, the De-
9 partment of Defense is authorized to incur obligations of
10 not to exceed \$350,000,000 for purposes specified in sec-
11 tion 2350j(e) of title 10, United States Code, in anticipa-
12 tion of receipt of contributions, only from the Government
13 of Kuwait, under that section: *Provided*, That upon re-
14 ceipt, such contributions from the Government of Kuwait
15 shall be credited to the appropriations or fund which in-
16 curred such obligations.

17 SEC. 8022. (a) Of the funds made available in this
18 Act, not less than \$39,500,000 shall be available for the
19 Civil Air Patrol Corporation, of which—

20 (1) \$27,400,000 shall be available from “Oper-
21 ation and Maintenance, Air Force” to support Civil
22 Air Patrol Corporation operation and maintenance,
23 readiness, counter-drug activities, and drug demand
24 reduction activities involving youth programs;

1 (2) \$10,400,000 shall be available from “Air-
2 craft Procurement, Air Force”; and

3 (3) \$1,700,000 shall be available from “Other
4 Procurement, Air Force” for vehicle procurement.

5 (b) The Secretary of the Air Force should waive reim-
6 bursement for any funds used by the Civil Air Patrol for
7 counter-drug activities in support of Federal, State, and
8 local government agencies.

9 SEC. 8023. (a) None of the funds appropriated in this
10 Act are available to establish a new Department of De-
11 fense (department) federally funded research and develop-
12 ment center (FFRDC), either as a new entity, or as a
13 separate entity administrated by an organization man-
14 aging another FFRDC, or as a nonprofit membership cor-
15 poration consisting of a consortium of other FFRDCs and
16 other nonprofit entities.

17 (b) No member of a Board of Directors, Trustees,
18 Overseers, Advisory Group, Special Issues Panel, Visiting
19 Committee, or any similar entity of a defense FFRDC,
20 and no paid consultant to any defense FFRDC, except
21 when acting in a technical advisory capacity, may be com-
22 pensated for his or her services as a member of such enti-
23 ty, or as a paid consultant by more than one FFRDC in
24 a fiscal year: *Provided*, That a member of any such entity
25 referred to previously in this subsection shall be allowed

1 travel expenses and per diem as authorized under the Fed-
2 eral Joint Travel Regulations, when engaged in the per-
3 formance of membership duties.

4 (c) Notwithstanding any other provision of law, none
5 of the funds available to the department from any source
6 during fiscal year 2015 may be used by a defense FFRDC,
7 through a fee or other payment mechanism, for construc-
8 tion of new buildings, for payment of cost sharing for
9 projects funded by Government grants, for absorption of
10 contract overruns, or for certain charitable contributions,
11 not to include employee participation in community service
12 and/or development.

13 (d) Notwithstanding any other provision of law, of
14 the funds available to the department during fiscal year
15 2015, not more than 5,750 staff years of technical effort
16 (staff years) may be funded for defense FFRDCs: *Pro-*
17 *vided*, That of the specific amount referred to previously
18 in this subsection, not more than 1,125 staff years may
19 be funded for the defense studies and analysis FFRDCs:
20 *Provided further*, That this subsection shall not apply to
21 staff years funded in the National Intelligence Program
22 (NIP) and the Military Intelligence Program (MIP).

23 (e) The Secretary of Defense shall, with the submis-
24 sion of the department's fiscal year 2016 budget request,
25 submit a report presenting the specific amounts of staff

1 years of technical effort to be allocated for each defense
2 FFRDC during that fiscal year and the associated budget
3 estimates.

4 (f) Notwithstanding any other provision of this Act,
5 the total amount appropriated in this Act for FFRDCs
6 is hereby reduced by \$40,000,000.

7 SEC. 8024. None of the funds appropriated or made
8 available in this Act shall be used to procure carbon, alloy,
9 or armor steel plate for use in any Government-owned fa-
10 cility or property under the control of the Department of
11 Defense which were not melted and rolled in the United
12 States or Canada: *Provided*, That these procurement re-
13 strictions shall apply to any and all Federal Supply Class
14 9515, American Society of Testing and Materials (ASTM)
15 or American Iron and Steel Institute (AISI) specifications
16 of carbon, alloy or armor steel plate: *Provided further*,
17 That the Secretary of the military department responsible
18 for the procurement may waive this restriction on a case-
19 by-case basis by certifying in writing to the Committees
20 on Appropriations of the House of Representatives and the
21 Senate that adequate domestic supplies are not available
22 to meet Department of Defense requirements on a timely
23 basis and that such an acquisition must be made in order
24 to acquire capability for national security purposes: *Pro-*
25 *vided further*, That these restrictions shall not apply to

1 contracts which are in being as of the date of the enact-
2 ment of this Act.

3 SEC. 8025. For the purposes of this Act, the term
4 “congressional defense committees” means the Armed
5 Services Committee of the House of Representatives, the
6 Armed Services Committee of the Senate, the Sub-
7 committee on Defense of the Committee on Appropriations
8 of the Senate, and the Subcommittee on Defense of the
9 Committee on Appropriations of the House of Representa-
10 tives.

11 SEC. 8026. During the current fiscal year, the De-
12 partment of Defense may acquire the modification, depot
13 maintenance and repair of aircraft, vehicles and vessels
14 as well as the production of components and other De-
15 fense-related articles, through competition between De-
16 partment of Defense depot maintenance activities and pri-
17 vate firms: *Provided*, That the Senior Acquisition Execu-
18 tive of the military department or Defense Agency con-
19 cerned, with power of delegation, shall certify that success-
20 ful bids include comparable estimates of all direct and in-
21 direct costs for both public and private bids: *Provided fur-*
22 *ther*, That Office of Management and Budget Circular A-
23 76 shall not apply to competitions conducted under this
24 section.

1 SEC. 8027. (a)(1) If the Secretary of Defense, after
2 consultation with the United States Trade Representative,
3 determines that a foreign country which is party to an
4 agreement described in paragraph (2) has violated the
5 terms of the agreement by discriminating against certain
6 types of products produced in the United States that are
7 covered by the agreement, the Secretary of Defense shall
8 rescind the Secretary's blanket waiver of the Buy Amer-
9 ican Act with respect to such types of products produced
10 in that foreign country.

11 (2) An agreement referred to in paragraph (1) is any
12 reciprocal defense procurement memorandum of under-
13 standing, between the United States and a foreign country
14 pursuant to which the Secretary of Defense has prospec-
15 tively waived the Buy American Act for certain products
16 in that country.

17 (b) The Secretary of Defense shall submit to the Con-
18 gress a report on the amount of Department of Defense
19 purchases from foreign entities in fiscal year 2015. Such
20 report shall separately indicate the dollar value of items
21 for which the Buy American Act was waived pursuant to
22 any agreement described in subsection (a)(2), the Trade
23 Agreement Act of 1979 (19 U.S.C. 2501 et seq.), or any
24 international agreement to which the United States is a
25 party.

1 (c) For purposes of this section, the term “Buy
2 American Act” means chapter 83 of title 41, United
3 States Code.

4 SEC. 8028. During the current fiscal year, amounts
5 contained in the Department of Defense Overseas Military
6 Facility Investment Recovery Account established by sec-
7 tion 2921(c)(1) of the National Defense Authorization Act
8 of 1991 (Public Law 101–510; 10 U.S.C. 2687 note) shall
9 be available until expended for the payments specified by
10 section 2921(c)(2) of that Act.

11 SEC. 8029. (a) Notwithstanding any other provision
12 of law, the Secretary of the Air Force may convey at no
13 cost to the Air Force, without consideration, to Indian
14 tribes located in the States of Nevada, Idaho, North Da-
15 kota, South Dakota, Montana, Oregon, Minnesota, and
16 Washington relocatable military housing units located at
17 Grand Forks Air Force Base, Malmstrom Air Force Base,
18 Mountain Home Air Force Base, Ellsworth Air Force
19 Base, and Minot Air Force Base that are excess to the
20 needs of the Air Force.

21 (b) The Secretary of the Air Force shall convey, at
22 no cost to the Air Force, military housing units under sub-
23 section (a) in accordance with the request for such units
24 that are submitted to the Secretary by the Operation
25 Walking Shield Program on behalf of Indian tribes located

1 in the States of Nevada, Idaho, North Dakota, South Da-
2 kota, Montana, Oregon, Minnesota, and Washington. Any
3 such conveyance shall be subject to the condition that the
4 housing units shall be removed within a reasonable period
5 of time, as determined by the Secretary.

6 (c) The Operation Walking Shield Program shall re-
7 solve any conflicts among requests of Indian tribes for
8 housing units under subsection (a) before submitting re-
9 quests to the Secretary of the Air Force under subsection
10 (b).

11 (d) In this section, the term "Indian tribe" means
12 any recognized Indian tribe included on the current list
13 published by the Secretary of the Interior under section
14 104 of the Federally Recognized Indian Tribe Act of 1994
15 (Public Law 103-454; 108 Stat. 4792; 25 U.S.C. 479a-
16 1).

17 SEC. 8030. During the current fiscal year, appropria-
18 tions which are available to the Department of Defense
19 for operation and maintenance may be used to purchase
20 items having an investment item unit cost of not more
21 than \$250,000.

22 SEC. 8031. (a) During the current fiscal year, none
23 of the appropriations or funds available to the Department
24 of Defense Working Capital Funds shall be used for the
25 purchase of an investment item for the purpose of acquir-

1 ing a new inventory item for sale or anticipated sale dur-
2 ing the current fiscal year or a subsequent fiscal year to
3 customers of the Department of Defense Working Capital
4 Funds if such an item would not have been chargeable
5 to the Department of Defense Business Operations Fund
6 during fiscal year 1994 and if the purchase of such an
7 investment item would be chargeable during the current
8 fiscal year to appropriations made to the Department of
9 Defense for procurement.

10 (b) The fiscal year 2016 budget request for the De-
11 partment of Defense as well as all justification material
12 and other documentation supporting the fiscal year 2016
13 Department of Defense budget shall be prepared and sub-
14 mitted to the Congress on the basis that any equipment
15 which was classified as an end item and funded in a pro-
16 curement appropriation contained in this Act shall be
17 budgeted for in a proposed fiscal year 2016 procurement
18 appropriation and not in the supply management business
19 area or any other area or category of the Department of
20 Defense Working Capital Funds.

21 SEC. 8032. None of the funds appropriated by this
22 Act for programs of the Central Intelligence Agency shall
23 remain available for obligation beyond the current fiscal
24 year, except for funds appropriated for the Reserve for
25 Contingencies, which shall remain available until Sep-

1 tember 30, 2016: *Provided*, That funds appropriated,
2 transferred, or otherwise credited to the Central Intel-
3 ligence Agency Central Services Working Capital Fund
4 during this or any prior or subsequent fiscal year shall
5 remain available until expended: *Provided further*, That
6 any funds appropriated or transferred to the Central Intel-
7 ligence Agency for advanced research and development ac-
8 quisition, for agent operations, and for covert action pro-
9 grams authorized by the President under section 503 of
10 the National Security Act of 1947 (50 U.S.C. 3093) shall
11 remain available until September 30, 2016.

12 SEC. 8033. Notwithstanding any other provision of
13 law, funds made available in this Act for the Defense In-
14 telligence Agency may be used for the design, develop-
15 ment, and deployment of General Defense Intelligence
16 Program intelligence communications and intelligence in-
17 formation systems for the Services, the Unified and Speci-
18 fied Commands, and the component commands.

19 SEC. 8034. Of the funds appropriated to the Depart-
20 ment of Defense under the heading “Operation and Main-
21 tenance, Defense-Wide”, not less than \$12,000,000 shall
22 be made available only for the mitigation of environmental
23 impacts, including training and technical assistance to
24 tribes, related administrative support, the gathering of in-
25 formation, documenting of environmental damage, and de-

1 veloping a system for prioritization of mitigation and cost
2 to complete estimates for mitigation, on Indian lands re-
3 sulting from Department of Defense activities.

4 SEC. 8035. (a) None of the funds appropriated in this
5 Act may be expended by an entity of the Department of
6 Defense unless the entity, in expending the funds, com-
7 plies with the Buy American Act. For purposes of this
8 subsection, the term “Buy American Act” means chapter
9 83 of title 41, United States Code.

10 (b) If the Secretary of Defense determines that a per-
11 son has been convicted of intentionally affixing a label
12 bearing a “Made in America” inscription to any product
13 sold in or shipped to the United States that is not made
14 in America, the Secretary shall determine, in accordance
15 with section 2410f of title 10, United States Code, wheth-
16 er the person should be debarred from contracting with
17 the Department of Defense.

18 (c) In the case of any equipment or products pur-
19 chased with appropriations provided under this Act, it is
20 the sense of the Congress that any entity of the Depart-
21 ment of Defense, in expending the appropriation, purchase
22 only American-made equipment and products, provided
23 that American-made equipment and products are cost-
24 competitive, quality competitive, and available in a timely
25 fashion.

1 SEC. 8036. None of the funds appropriated by this
2 Act shall be available for a contract for studies, analysis,
3 or consulting services entered into without competition on
4 the basis of an unsolicited proposal unless the head of the
5 activity responsible for the procurement determines—

6 (1) as a result of thorough technical evaluation,
7 only one source is found fully qualified to perform
8 the proposed work;

9 (2) the purpose of the contract is to explore an
10 unsolicited proposal which offers significant sci-
11 entific or technological promise, represents the prod-
12 uct of original thinking, and was submitted in con-
13 fidence by one source; or

14 (3) the purpose of the contract is to take ad-
15 vantage of unique and significant industrial accom-
16 plishment by a specific concern, or to insure that a
17 new product or idea of a specific concern is given fi-
18 nancial support: *Provided*, That this limitation shall
19 not apply to contracts in an amount of less than
20 \$25,000, contracts related to improvements of equip-
21 ment that is in development or production, or con-
22 tracts as to which a civilian official of the Depart-
23 ment of Defense, who has been confirmed by the
24 Senate, determines that the award of such contract
25 is in the interest of the national defense.

1 SEC. 8037. (a) Except as provided in subsections (b)
2 and (c), none of the funds made available by this Act may
3 be used—

4 (1) to establish a field operating agency; or

5 (2) to pay the basic pay of a member of the
6 Armed Forces or civilian employee of the depart-
7 ment who is transferred or reassigned from a head-
8 quarters activity if the member or employee's place
9 of duty remains at the location of that headquarters.

10 (b) The Secretary of Defense or Secretary of a mili-
11 tary department may waive the limitations in subsection
12 (a), on a case-by-case basis, if the Secretary determines,
13 and certifies to the Committees on Appropriations of the
14 House of Representatives and the Senate that the grant-
15 ing of the waiver will reduce the personnel requirements
16 or the financial requirements of the department.

17 (c) This section does not apply to—

18 (1) field operating agencies funded within the
19 National Intelligence Program;

20 (2) an Army field operating agency established
21 to eliminate, mitigate, or counter the effects of im-
22 proved explosive devices, and, as determined by the
23 Secretary of the Army, other similar threats;

24 (3) an Army field operating agency established
25 to improve the effectiveness and efficiencies of bio-

1 metric activities and to integrate common biometric
2 technologies throughout the Department of Defense;
3 or

4 (4) an Air Force field operating agency estab-
5 lished to administer the Air Force Mortuary Affairs
6 Program and Mortuary Operations for the Depart-
7 ment of Defense and authorized Federal entities.

8 SEC. 8038. (a) None of the funds appropriated by
9 this Act shall be available to convert to contractor per-
10 formance an activity or function of the Department of De-
11 fense that, on or after the date of the enactment of this
12 Act, is performed by Department of Defense civilian em-
13 ployees unless—

14 (1) the conversion is based on the result of a
15 public-private competition that includes a most effi-
16 cient and cost effective organization plan developed
17 by such activity or function;

18 (2) the Competitive Sourcing Official deter-
19 mines that, over all performance periods stated in
20 the solicitation of offers for performance of the ac-
21 tivity or function, the cost of performance of the ac-
22 tivity or function by a contractor would be less costly
23 to the Department of Defense by an amount that
24 equals or exceeds the lesser of—

1 ~~(A)~~ 10 percent of the most efficient organi-
2 zation's personnel-related costs for performance
3 of that activity or function by Federal employ-
4 ees; or

5 ~~(B)~~ \$10,000,000; and

6 ~~(3)~~ the contractor does not receive an advan-
7 tage for a proposal that would reduce costs for the
8 Department of Defense by—

9 ~~(A)~~ not making an employer-sponsored
10 health insurance plan available to the workers
11 who are to be employed in the performance of
12 that activity or function under the contract; or

13 ~~(B)~~ offering to such workers an employer-
14 sponsored health benefits plan that requires the
15 employer to contribute less towards the pre-
16 mium or subscription share than the amount
17 that is paid by the Department of Defense for
18 health benefits for civilian employees under
19 chapter 89 of title 5, United States Code.

20 ~~(b)(1)~~ The Department of Defense, without regard
21 to subsection (a) of this section or subsection (a), (b), or
22 (c) of section 2461 of title 10, United States Code, and
23 notwithstanding any administrative regulation, require-
24 ment, or policy to the contrary shall have full authority
25 to enter into a contract for the performance of any com-

1 merical or industrial type function of the Department of
2 Defense that—

3 (A) is included on the procurement list estab-
4 lished pursuant to section 2 of the Javits-Wagner-
5 O'Day Act (section 8503 of title 41, United States
6 Code);

7 (B) is planned to be converted to performance
8 by a qualified nonprofit agency for the blind or by
9 a qualified nonprofit agency for other severely handi-
10 capped individuals in accordance with that Act; or

11 (C) is planned to be converted to performance
12 by a qualified firm under at least 51 percent owner-
13 ship by an Indian tribe, as defined in section 4(e)
14 of the Indian Self-Determination and Education As-
15 sistance Act (25 U.S.C. 450b(e)), or a Native Ha-
16 waiian Organization, as defined in section 8(a)(15)
17 of the Small Business Act (15 U.S.C. 637(a)(15)).

18 (2) This section shall not apply to depot contracts
19 or contracts for depot maintenance as provided in sections
20 2469 and 2474 of title 10, United States Code.

21 (e) The conversion of any activity or function of the
22 Department of Defense under the authority provided by
23 this section shall be credited toward any competitive or
24 outsourcing goal, target, or measurement that may be es-
25 tablished by statute, regulation, or policy and is deemed

1 to be awarded under the authority of, and in compliance
2 with, subsection (h) of section 2304 of title 10, United
3 States Code, for the competition or outsourcing of com-
4 mercial activities.

5 (RESCISSIONS)

6 SEC. 8039. Of the funds appropriated in Department
7 of Defense Appropriations Acts, the following funds are
8 hereby rescinded from the following accounts and pro-
9 grams in the specified amounts:

10 “Aircraft Procurement, Army”, 2013/2015,
11 \$27,000,000;

12 “Weapons and Tracked Combat Vehicles,
13 Army”, 2013/2015, \$5,000,000;

14 “Other Procurement, Army”, 2013/2015,
15 \$30,000,000;

16 “Aircraft Procurement, Navy”, 2013/2015,
17 \$47,200,000;

18 “Weapons Procurement, Navy”, 2013/2015,
19 \$27,000,000;

20 “Aircraft Procurement, Air Force”, 2013/2015,
21 \$71,100,000;

22 “Missile Procurement, Air Force”, 2013/2015,
23 \$13,800,000;

24 “Other Procurement, Army”, 2014/2016,
25 \$200,000,000;

1 ~~“Aircraft Procurement, Navy”, 2014/2016,~~
2 ~~\$171,622,000;~~

3 ~~“Weapons Procurement, Navy”, 2014/2016,~~
4 ~~\$91,436,000;~~

5 ~~“Other Procurement, Navy”, 2014/2016,~~
6 ~~\$1,505,000;~~

7 ~~“Aircraft Procurement, Air Force”, 2014/2016,~~
8 ~~\$47,400,000;~~

9 ~~“Missile Procurement, Air Force”, 2014/2016,~~
10 ~~\$121,185,000;~~

11 ~~“Research, Development, Test and Evaluation,~~
12 ~~Army”, 2014/2015, \$5,000,000; and~~

13 ~~“Research, Development, Test and Evaluation,~~
14 ~~Navy”, 2014/2015, \$105,400,000.~~

15 ~~*Provided,* That no amounts may be canceled from~~
16 ~~amounts that were designated by the Congress for~~
17 ~~Overseas Contingency Operations/Global War on~~
18 ~~Terrorism or as an emergency requirement pursuant~~
19 ~~to the Concurrent Resolution on the Budget or the~~
20 ~~Balanced Budget and Emergency Deficit Control~~
21 ~~Act of 1985, as amended.~~

22 ~~SEC. 8040. None of the funds available in this Act~~
23 ~~may be used to reduce the authorized positions for mili-~~
24 ~~tary technicians (dual status) of the Army National~~
25 ~~Guard, Air National Guard, Army Reserve and Air Force~~

1 Reserve for the purpose of applying any administratively
2 imposed civilian personnel ceiling, freeze, or reduction on
3 military technicians (dual status), unless such reductions
4 are a direct result of a reduction in military force struc-
5 ture.

6 SEC. 8041. None of the funds appropriated or other-
7 wise made available in this Act may be obligated or ex-
8 pended for assistance to the Democratic People's Republic
9 of Korea unless specifically appropriated for that purpose.

10 SEC. 8042. Funds appropriated in this Act for oper-
11 ation and maintenance of the Military Departments, Com-
12 batant Commands and Defense Agencies shall be available
13 for reimbursement of pay, allowances and other expenses
14 which would otherwise be incurred against appropriations
15 for the National Guard and Reserve when members of the
16 National Guard and Reserve provide intelligence or coun-
17 terintelligence support to Combatant Commands, Defense
18 Agencies and Joint Intelligence Activities, including the
19 activities and programs included within the National Intel-
20 ligence Program and the Military Intelligence Program:
21 *Provided*, That nothing in this section authorizes deviation
22 from established Reserve and National Guard personnel
23 and training procedures.

24 SEC. 8043. During the current fiscal year, none of
25 the funds appropriated in this Act may be used to reduce

1 the civilian medical and medical support personnel as-
2 signed to military treatment facilities below the September
3 30, 2003, level: *Provided*, That the Service Surgeons Gen-
4 eral may waive this section by certifying to the congres-
5 sional defense committees that the beneficiary population
6 is declining in some catchment areas and civilian strength
7 reductions may be consistent with responsible resource
8 stewardship and capitation-based budgeting.

9 SEC. 8044. (a) None of the funds available to the
10 Department of Defense for any fiscal year for drug inter-
11 diction or counter-drug activities may be transferred to
12 any other department or agency of the United States ex-
13 cept as specifically provided in an appropriations law.

14 (b) None of the funds available to the Central Intel-
15 ligence Agency for any fiscal year for drug interdiction or
16 counter-drug activities may be transferred to any other de-
17 partment or agency of the United States except as specifi-
18 cally provided in an appropriations law.

19 SEC. 8045. None of the funds appropriated by this
20 Act may be used for the procurement of ball and roller
21 bearings other than those produced by a domestic source
22 and of domestic origin: *Provided*, That the Secretary of
23 the military department responsible for such procurement
24 may waive this restriction on a case-by-case basis by certi-
25 fying in writing to the Committees on Appropriations of

1 the House of Representatives and the Senate, that ade-
2 quate domestic supplies are not available to meet Depart-
3 ment of Defense requirements on a timely basis and that
4 such an acquisition must be made in order to acquire ca-
5 pability for national security purposes: *Provided further,*
6 That this restriction shall not apply to the purchase of
7 “commercial items”, as defined by section 4(12) of the
8 Office of Federal Procurement Policy Act, except that the
9 restriction shall apply to ball or roller bearings purchased
10 as end items.

11 SEC. 8046. None of the funds in this Act may be
12 used to purchase any supercomputer which is not manu-
13 factured in the United States, unless the Secretary of De-
14 fense certifies to the congressional defense committees
15 that such an acquisition must be made in order to acquire
16 capability for national security purposes that is not avail-
17 able from United States manufacturers.

18 SEC. 8047. None of the funds made available in this
19 or any other Act may be used to pay the salary of any
20 officer or employee of the Department of Defense who ap-
21 proves or implements the transfer of administrative re-
22 sponsibilities or budgetary resources of any program,
23 project, or activity financed by this Act to the jurisdiction
24 of another Federal agency not financed by this Act with-
25 out the express authorization of Congress: *Provided, That*

1 this limitation shall not apply to transfers of funds ex-
2 pressly provided for in Defense Appropriations Acts, or
3 provisions of Acts providing supplemental appropriations
4 for the Department of Defense.

5 SEC. 8048. (a) Notwithstanding any other provision
6 of law, none of the funds available to the Department of
7 Defense for the current fiscal year may be obligated or
8 expended to transfer to another nation or an international
9 organization any defense articles or services (other than
10 intelligence services) for use in the activities described in
11 subsection (b) unless the congressional defense commit-
12 tees, the Committee on Foreign Affairs of the House of
13 Representatives, and the Committee on Foreign Relations
14 of the Senate are notified 15 days in advance of such
15 transfer.

16 (b) This section applies to—

17 (1) any international peacekeeping or peace-en-
18 forcement operation under the authority of chapter
19 VI or chapter VII of the United Nations Charter
20 under the authority of a United Nations Security
21 Council resolution; and

22 (2) any other international peacekeeping, peace-
23 enforcement, or humanitarian assistance operation.

24 (c) A notice under subsection (a) shall include the
25 following:

1 (1) A description of the equipment, supplies, or
2 services to be transferred.

3 (2) A statement of the value of the equipment,
4 supplies, or services to be transferred.

5 (3) In the case of a proposed transfer of equip-
6 ment or supplies—

7 (A) a statement of whether the inventory
8 requirements of all elements of the Armed
9 Forces (including the reserve components) for
10 the type of equipment or supplies to be trans-
11 ferred have been met; and

12 (B) a statement of whether the items pro-
13 posed to be transferred will have to be replaced
14 and, if so, how the President proposes to pro-
15 vide funds for such replacement.

16 SEC. 8049. None of the funds available to the De-
17 partment of Defense under this Act shall be obligated or
18 expended to pay a contractor under a contract with the
19 Department of Defense for costs of any amount paid by
20 the contractor to an employee when—

21 (1) such costs are for a bonus or otherwise in
22 excess of the normal salary paid by the contractor
23 to the employee; and

24 (2) such bonus is part of restructuring costs as-
25 sociated with a business combination.

(INCLUDING TRANSFER OF FUNDS)

1 SEC. 8050. During the current fiscal year, no more
2 than \$30,000,000 of appropriations made in this Act
3 under the heading “Operation and Maintenance, Defense-
4 Wide” may be transferred to appropriations available for
5 the pay of military personnel, to be merged with, and to
6 be available for the same time period as the appropriations
7 to which transferred, to be used in support of such per-
8 sonnel in connection with support and services for eligible
9 organizations and activities outside the Department of De-
10 fense pursuant to section 2012 of title 10, United States
11 Code.

12 SEC. 8051. During the current fiscal year, in the case
13 of an appropriation account of the Department of Defense
14 for which the period of availability for obligation has ex-
15 pired or which has closed under the provisions of section
16 1552 of title 31, United States Code, and which has a
17 negative unliquidated or unexpended balance, an obliga-
18 tion or an adjustment of an obligation may be charged
19 to any current appropriation account for the same purpose
20 as the expired or closed account if—

21 (1) the obligation would have been properly
22 chargeable (except as to amount) to the expired or
23 closed account before the end of the period of avail-
24 ability or closing of that account;

1 (2) the obligation is not otherwise properly
2 chargeable to any current appropriation account of
3 the Department of Defense; and

4 (3) in the case of an expired account, the obli-
5 gation is not chargeable to a current appropriation
6 of the Department of Defense under the provisions
7 of section 1405(b)(8) of the National Defense Au-
8 thorization Act for Fiscal Year 1991, Public Law
9 101-510, as amended (31 U.S.C. 1551 note): *Pro-*
10 *vided*, That in the case of an expired account, if sub-
11 sequent review or investigation discloses that there
12 was not in fact a negative unliquidated or unex-
13 pended balance in the account, any charge to a cur-
14 rent account under the authority of this section shall
15 be reversed and recorded against the expired ac-
16 count: *Provided further*, That the total amount
17 charged to a current appropriation under this sec-
18 tion may not exceed an amount equal to 1 percent
19 of the total appropriation for that account.

20 SEC. 8052. (a) Notwithstanding any other provision
21 of law, the Chief of the National Guard Bureau may per-
22 mit the use of equipment of the National Guard Distance
23 Learning Project by any person or entity on a space-avail-
24 able, reimbursable basis. The Chief of the National Guard

1 Bureau shall establish the amount of reimbursement for
2 such use on a case-by-case basis.

3 (b) Amounts collected under subsection (a) shall be
4 credited to funds available for the National Guard Dis-
5 tance Learning Project and be available to defray the costs
6 associated with the use of equipment of the project under
7 that subsection. Such funds shall be available for such
8 purposes without fiscal year limitation.

9 SEC. 8053. Using funds made available by this Act
10 or any other Act, the Secretary of the Air Force, pursuant
11 to a determination under section 2690 of title 10, United
12 States Code, may implement cost-effective agreements for
13 required heating facility modernization in the
14 Kaiserslautern Military Community in the Federal Repub-
15 lic of Germany: *Provided*, That in the City of
16 Kaiserslautern and at the Rhine Ordnance Barracks area,
17 such agreements will include the use of United States an-
18 thracite as the base load energy for municipal district heat
19 to the United States Defense installations: *Provided fur-*
20 *ther*, That at Landstuhl Army Regional Medical Center
21 and Ramstein Air Base, furnished heat may be obtained
22 from private, regional or municipal services, if provisions
23 are included for the consideration of United States coal
24 as an energy source.

1 SEC. 8054. None of the funds appropriated in title
2 IV of this Act may be used to procure end-items for deliv-
3 ery to military forces for operational training, operational
4 use or inventory requirements: *Provided*, That this restric-
5 tion does not apply to end-items used in development,
6 prototyping, and test activities preceding and leading to
7 acceptance for operational use: *Provided further*, That this
8 restriction does not apply to programs funded within the
9 National Intelligence Program: *Provided further*, That the
10 Secretary of Defense may waive this restriction on a case-
11 by-case basis by certifying in writing to the Committees
12 on Appropriations of the House of Representatives and the
13 Senate that it is in the national security interest to do
14 so.

15 SEC. 8055. (a) The Secretary of Defense may, on a
16 case-by-case basis, waive with respect to a foreign country
17 each limitation on the procurement of defense items from
18 foreign sources provided in law if the Secretary determines
19 that the application of the limitation with respect to that
20 country would invalidate cooperative programs entered
21 into between the Department of Defense and the foreign
22 country, or would invalidate reciprocal trade agreements
23 for the procurement of defense items entered into under
24 section 2531 of title 10, United States Code, and the
25 country does not discriminate against the same or similar

1 defense items produced in the United States for that coun-
2 try.

3 (b) Subsection (a) applies with respect to—

4 (1) contracts and subcontracts entered into on
5 or after the date of the enactment of this Act; and

6 (2) options for the procurement of items that
7 are exercised after such date under contracts that
8 are entered into before such date if the option prices
9 are adjusted for any reason other than the applica-
10 tion of a waiver granted under subsection (a).

11 (c) Subsection (a) does not apply to a limitation re-
12 garding construction of public vessels, ball and roller bear-
13 ings, food, and clothing or textile materials as defined by
14 section 11 (chapters 50–65) of the Harmonized Tariff
15 Schedule and products classified under headings 4010,
16 4202, 4203, 6401 through 6406, 6505, 7019, 7218
17 through 7229, 7304.41 through 7304.49, 7306.40, 7502
18 through 7508, 8105, 8108, 8109, 8211, 8215, and 9404.

19 SEC. 8056. (a) IN GENERAL.—(1) None of the funds
20 made available by this Act may be used for any training,
21 equipment, or other assistance for the members of a unit
22 of a foreign security force if the Secretary of Defense has
23 credible information that the unit has committed a gross
24 violation of human rights.

1 (2) The Secretary of Defense, in consultation
2 with the Secretary of State, shall ensure that prior
3 to a decision to provide any training, equipment, or
4 other assistance to a unit of a foreign security force
5 full consideration is given to any credible informa-
6 tion available to the Department of State relating to
7 human rights violations by such unit.

8 (b) EXCEPTION.—The prohibition in subsection
9 (a)(1) shall not apply if the Secretary of Defense, after
10 consultation with the Secretary of State, determines that
11 the government of such country has taken all necessary
12 corrective steps, or if the equipment or other assistance
13 is necessary to assist in disaster relief operations or other
14 humanitarian or national security emergencies.

15 (c) WAIVER.—The Secretary of Defense, after con-
16 sultation with the Secretary of State, may waive the prohi-
17 bition in subsection (a)(1) if the Secretary of Defense de-
18 termines that such waiver is required by extraordinary cir-
19 cumstances.

20 (d) PROCEDURES.—The Secretary of Defense shall
21 establish, and periodically update, procedures to ensure
22 that any information in the possession of the Department
23 of Defense about gross violations of human rights by units
24 of foreign security forces is shared on a timely basis with
25 the Department of State.

1 (e) REPORT.—Not more than 15 days after the appli-
2 cation of any exception under subsection (b) or the exer-
3 cise of any waiver under subsection (e), the Secretary of
4 Defense shall submit to the appropriate congressional
5 committees a report—

6 (1) in the case of an exception under subsection
7 (b), providing notice of the use of the exception and
8 stating the grounds for the exception; and

9 (2) in the case of a waiver under subsection (e),
10 describing the information relating to the gross vio-
11 lation of human rights; the extraordinary or other
12 circumstances that necessitate the waiver; the pur-
13 pose and duration of the training, equipment, or
14 other assistance; and the United States forces and
15 the foreign security force unit involved.

16 (f) DEFINITION.—For purposes of this section the
17 term “appropriate congressional committees” means the
18 congressional defense committees and the Committees on
19 Appropriations.

20 SEC. 8057. None of the funds appropriated or other-
21 wise made available by this or other Department of De-
22 fense Appropriations Acts may be obligated or expended
23 for the purpose of performing repairs or maintenance to
24 military family housing units of the Department of De-
25 fense, including areas in such military family housing

1 units that may be used for the purpose of conducting offi-
2 cial Department of Defense business.

3 SEC. 8058. Notwithstanding any other provision of
4 law, funds appropriated in this Act under the heading
5 “Research, Development, Test and Evaluation, Defense-
6 Wide” for any new start advanced concept technology
7 demonstration project or joint capability demonstration
8 project may only be obligated 45 days after a report, in-
9 cluding a description of the project, the planned acquisi-
10 tion and transition strategy and its estimated annual and
11 total cost, has been provided in writing to the congress-
12 sional defense committees: *Provided*, That the Secretary
13 of Defense may waive this restriction on a case-by-case
14 basis by certifying to the congressional defense committees
15 that it is in the national interest to do so.

16 SEC. 8059. The Secretary of Defense shall provide
17 a classified quarterly report beginning 30 days after enact-
18 ment of this Act, to the House and Senate Appropriations
19 Committees, Subcommittees on Defense on certain mat-
20 ters as directed in the classified annex accompanying this
21 Act.

22 SEC. 8060. During the current fiscal year, none of
23 the funds available to the Department of Defense may be
24 used to provide support to another department or agency
25 of the United States if such department or agency is more

1 than 90 days in arrears in making payment to the Depart-
2 ment of Defense for goods or services previously provided
3 to such department or agency on a reimbursable basis:
4 *Provided*, That this restriction shall not apply if the de-
5 partment is authorized by law to provide support to such
6 department or agency on a nonreimbursable basis, and is
7 providing the requested support pursuant to such author-
8 ity: *Provided further*, That the Secretary of Defense may
9 waive this restriction on a case-by-case basis by certifying
10 in writing to the Committees on Appropriations of the
11 House of Representatives and the Senate that it is in the
12 national security interest to do so.

13 SEC. 8061. Notwithstanding section 12310(b) of title
14 10, United States Code, a Reserve who is a member of
15 the National Guard serving on full-time National Guard
16 duty under section 502(f) of title 32, United States Code,
17 may perform duties in support of the ground-based ele-
18 ments of the National Ballistic Missile Defense System.

19 SEC. 8062. None of the funds provided in this Act
20 may be used to transfer to any nongovernmental entity
21 ammunition held by the Department of Defense that has
22 a center-fire cartridge and a United States military no-
23 menclature designation of “armor penetrator”, “armor
24 piercing (AP)”, “armor piercing incendiary (API)”, or
25 “armor-piercing incendiary tracer (API-T)”, except to an

1 entity performing demilitarization services for the Depart-
2 ment of Defense under a contract that requires the entity
3 to demonstrate to the satisfaction of the Department of
4 Defense that armor piercing projectiles are either: (1) ren-
5 dered incapable of reuse by the demilitarization process;
6 or (2) used to manufacture ammunition pursuant to a con-
7 tract with the Department of Defense or the manufacture
8 of ammunition for export pursuant to a License for Per-
9 manent Export of Unclassified Military Articles issued by
10 the Department of State.

11 ~~SEC. 8063.~~ Notwithstanding any other provision of
12 law, the Chief of the National Guard Bureau, or his des-
13 ignee, may waive payment of all or part of the consider-
14 ation that otherwise would be required under section 2667
15 of title 10, United States Code, in the case of a lease of
16 personal property for a period not in excess of 1 year to
17 any organization specified in section 508(d) of title 32,
18 United States Code, or any other youth, social, or fra-
19 ternal nonprofit organization as may be approved by the
20 Chief of the National Guard Bureau, or his designee, on
21 a case-by-case basis.

22 ~~SEC. 8064.~~ None of the funds appropriated by this
23 Act shall be used for the support of any nonappropriated
24 funds activity of the Department of Defense that procures
25 malt beverages and wine with nonappropriated funds for

1 resale (including such alcoholic beverages sold by the
2 drink) on a military installation located in the United
3 States unless such malt beverages and wine are procured
4 within that State, or in the case of the District of Colum-
5 bia, within the District of Columbia, in which the military
6 installation is located: *Provided*, That in a case in which
7 the military installation is located in more than one State,
8 purchases may be made in any State in which the installa-
9 tion is located: *Provided further*, That such local procure-
10 ment requirements for malt beverages and wine shall
11 apply to all alcoholic beverages only for military installa-
12 tions in States which are not contiguous with another
13 State: *Provided further*, That alcoholic beverages other
14 than wine and malt beverages, in contiguous States and
15 the District of Columbia shall be procured from the most
16 competitive source, price and other factors considered:

17 (INCLUDING TRANSFER OF FUNDS)

18 SEC. 8065. Of the amounts appropriated in this Act
19 under the heading "Operation and Maintenance, Army",
20 \$106,189,900 shall remain available until expended: *Pro-*
21 *vided*, That notwithstanding any other provision of law,
22 the Secretary of Defense is authorized to transfer such
23 funds to other activities of the Federal Government: *Pro-*
24 *vided further*, That the Secretary of Defense is authorized
25 to enter into and carry out contracts for the acquisition

1 of real property, construction, personal services, and oper-
2 ations related to projects carrying out the purposes of this
3 section: *Provided further*, That contracts entered into
4 under the authority of this section may provide for such
5 indemnification as the Secretary determines to be nec-
6 essary: *Provided further*, That projects authorized by this
7 section shall comply with applicable Federal, State, and
8 local law to the maximum extent consistent with the na-
9 tional security, as determined by the Secretary of Defense.

10 SEC. 8066. Section 8106 of the Department of De-
11 fense Appropriations Act, 1997 (titles I through VIII of
12 the matter under subsection 101(b) of Public Law 104-
13 208; 110 Stat. 3009–111; 10 U.S.C. 113 note) shall con-
14 tinue in effect to apply to disbursements that are made
15 by the Department of Defense in fiscal year 2015.

16 (INCLUDING TRANSFER OF FUNDS)

17 SEC. 8067. During the current fiscal year, not to ex-
18 ceed \$200,000,000 from funds available under “Operation
19 and Maintenance, Defense-Wide” may be transferred to
20 the Department of State “Global Security Contingency
21 Fund”: *Provided*, That this transfer authority is in addi-
22 tion to any other transfer authority available to the De-
23 partment of Defense: *Provided further*, That the Secretary
24 of Defense shall, not fewer than 30 days prior to making
25 transfers to the Department of State “Global Security

1 Contingency Fund”, notify the congressional defense com-
2 mittees in writing with the source of funds and a detailed
3 justification, execution plan, and timeline for each pro-
4 posed project.

5 SEC. 8068. In addition to amounts provided else-
6 where in this Act, ~~\$4,000,000~~ (increased by ~~\$16,000,000~~)
7 is hereby appropriated to the Department of Defense, to
8 remain available for obligation until expended: *Provided*,
9 That notwithstanding any other provision of law, that
10 upon the determination of the Secretary of Defense that
11 it shall serve the national interest, these funds shall be
12 available only for a grant to the Fisher House Foundation,
13 Inc., only for the construction and furnishing of additional
14 Fisher Houses to meet the needs of military family mem-
15 bers when confronted with the illness or hospitalization of
16 an eligible military beneficiary.

17 (INCLUDING TRANSFER OF FUNDS)

18 SEC. 8069. Of the amounts appropriated in this Act
19 under the headings “Procurement, Defense-Wide” and
20 “Research, Development, Test and Evaluation, Defense-
21 Wide”, ~~\$619,814,000~~ shall be for the Israeli Cooperative
22 Programs: *Provided*, That of this amount, ~~\$350,972,000~~
23 shall be for the Secretary of Defense to provide to the Gov-
24 ernment of Israel for the procurement of the Iron Dome
25 defense system to counter short-range rocket threats;

1 \$137,934,000 shall be for the Short Range Ballistic Mis-
2 sile Defense (SRBMD) program, including cruise missile
3 defense research and development under the SRBMD pro-
4 gram; \$74,707,000 shall be for an upper-tier component
5 to the Israeli Missile Defense Architecture; and
6 \$56,201,000 shall be for the Arrow System Improvement
7 Program including development of a long range, ground
8 and airborne, detection suite: *Provided further*, That funds
9 made available under this provision for production of mis-
10 siles and missile components may be transferred to appro-
11 priations available for the procurement of weapons and
12 equipment, to be merged with and to be available for the
13 same time period and the same purposes as the appropria-
14 tion to which transferred: *Provided further*, That the
15 transfer authority provided under this provision is in addi-
16 tion to any other transfer authority contained in this Act.

17 SEC. 8070. None of the funds available to the De-
18 partment of Defense may be obligated to modify command
19 and control relationships to give Fleet Forces Command
20 operational and administrative control of United States
21 Navy forces assigned to the Pacific fleet: *Provided*, That
22 the command and control relationships which existed on
23 October 1, 2004, shall remain in force unless changes are
24 specifically authorized in a subsequent Act: *Provided fur-*

1 *ther*, That this section does not apply to administrative
2 control of Navy Air and Missile Defense Command.

3 (INCLUDING TRANSFER OF FUNDS)

4 SEC. 8071. Of the amounts appropriated in this Act
5 under the heading “Shipbuilding and Conversion, Navy”,
6 \$1,007,285,000 shall be available until September 30,
7 2015, to fund prior year shipbuilding cost increases: *Pro-*
8 *vided*, That upon enactment of this Act, the Secretary of
9 the Navy shall transfer funds to the following appropria-
10 tions in the amounts specified: *Provided further*, That the
11 amounts transferred shall be merged with and be available
12 for the same purposes as the appropriations to which
13 transferred to:

14 (1) Under the heading “Shipbuilding and Con-
15 version, Navy”, 2008/2015: Carrier Replacement
16 Program \$663,000,000;

17 (2) Under the heading “Shipbuilding and Con-
18 version, Navy”, 2009/2015: LPD-17 Amphibious
19 Transport Dock Program \$54,096,000;

20 (3) Under the heading “Shipbuilding and Con-
21 version, Navy”, 2010/2015: DDG-51 Destroyer
22 \$65,771,000;

23 (4) Under the heading “Shipbuilding and Con-
24 version, Navy”, 2010/2015: Littoral Combat Ship
25 \$51,345,000;

1 (5) Under the heading “Shipbuilding and Con-
2 version, Navy”, 2011/2015: DDG-51 Destroyer
3 \$63,373,000;

4 (6) Under the heading “Shipbuilding and Con-
5 version, Navy”, 2011/2015: Littoral Combat Ship
6 \$41,700,000;

7 (7) Under the heading “Shipbuilding and Con-
8 version, Navy”, 2011/2015: Joint High Speed Vessel
9 \$9,340,000;

10 (8) Under the heading “Shipbuilding and Con-
11 version, Navy”, 2012/2015: CVN Refueling Over-
12 hauls Program \$54,000,000;

13 (9) Under the heading “Shipbuilding and Con-
14 version, Navy”, 2012/2015: Joint High Speed Vessel
15 \$2,620,000; and

16 (10) Under the heading “Shipbuilding and Con-
17 version, Navy”, 2013/2015: Joint High Speed Vessel
18 \$2,040,000.

19 SEC. 8072. Funds appropriated by this Act, or made
20 available by the transfer of funds in this Act, for intel-
21 ligence activities are deemed to be specifically authorized
22 by the Congress for purposes of section 504 of the Na-
23 tional Security Act of 1947 (50 U.S.C. 3094) during fiscal
24 year 2015 until the enactment of the Intelligence Author-
25 ization Act for Fiscal Year 2015.

1 ~~SEC. 8073.~~ None of the funds provided in this Act
2 shall be available for obligation or expenditure through a
3 reprogramming of funds that creates or initiates a new
4 program, project, or activity unless such program, project,
5 or activity must be undertaken immediately in the interest
6 of national security and only after written prior notifica-
7 tion to the congressional defense committees.

8 ~~SEC. 8074.~~ The budget of the President for fiscal
9 year 2016 submitted to the Congress pursuant to section
10 1105 of title 31, United States Code, shall include sepa-
11 rate budget justification documents for costs of United
12 States Armed Forces' participation in contingency oper-
13 ations for the Military Personnel accounts, the Operation
14 and Maintenance accounts, the Procurement accounts,
15 and the Research, Development, Test and Evaluation ac-
16 counts: *Provided*, That these documents shall include a de-
17 scription of the funding requested for each contingency op-
18 eration, for each military service, to include all Active and
19 Reserve components, and for each appropriations account:
20 *Provided further*, That these documents shall include esti-
21 mated costs for each element of expense or object class,
22 a reconciliation of increases and decreases for each contin-
23 gency operation, and programmatic data including, but
24 not limited to, troop strength for each Active and Reserve
25 component, and estimates of the major weapons systems

1 deployed in support of each contingency: *Provided further,*
2 That these documents shall include budget exhibits OP-
3 5 and OP-32 (as defined in the Department of Defense
4 Financial Management Regulation) for all contingency op-
5 erations for the budget year and the two preceding fiscal
6 years.

7 SEC. 8075. None of the funds in this Act may be
8 used for research, development, test, evaluation, procure-
9 ment, or deployment of nuclear armed interceptors of a
10 missile defense system.

11 SEC. 8076. In addition to the amounts appropriated
12 or otherwise made available elsewhere in this Act,
13 \$44,000,000 is hereby appropriated to the Department of
14 Defense: *Provided,* That upon the determination of the
15 Secretary of Defense that it shall serve the national inter-
16 est, the Secretary shall make grants in the amounts speci-
17 fied as follows: \$20,000,000 to the United Service Organi-
18 zations and \$24,000,000 to the Red Cross.

19 SEC. 8077. None of the funds appropriated or made
20 available in this Act shall be used to reduce or disestablish
21 the operation of the 53rd Weather Reconnaissance Squad-
22 ron of the Air Force Reserve, if such action would reduce
23 the WC-130 Weather Reconnaissance mission below the
24 levels funded in this Act: *Provided,* That the Air Force
25 shall allow the 53rd Weather Reconnaissance Squadron to

1 perform other missions in support of national defense re-
2 quirements during the non-hurricane season.

3 SEC. 8078. None of the funds provided in this Act
4 shall be available for integration of foreign intelligence in-
5 formation unless the information has been lawfully col-
6 lected and processed during the conduct of authorized for-
7 eign intelligence activities: *Provided*, That information
8 pertaining to United States persons shall only be handled
9 in accordance with protections provided in the Fourth
10 Amendment of the United States Constitution as imple-
11 mented through Executive Order No. 12333.

12 SEC. 8079. (a) At the time members of reserve com-
13 ponents of the Armed Forces are called or ordered to ac-
14 tive duty under section 12302(a) of title 10, United States
15 Code, each member shall be notified in writing of the ex-
16 pected period during which the member will be mobilized.

17 (b) The Secretary of Defense may waive the require-
18 ments of subsection (a) in any case in which the Secretary
19 determines that it is necessary to do so to respond to a
20 national security emergency or to meet dire operational
21 requirements of the Armed Forces.

22 SEC. 8080. For purposes of section 7108 of title 41,
23 United States Code, any subdivision of appropriations
24 made under the heading “Shipbuilding and Conversion,
25 Navy” that is not closed at the time reimbursement is

1 made shall be available to reimburse the Judgment Fund
2 and shall be considered for the same purposes as any sub-
3 division under the heading “Shipbuilding and Conversion,
4 Navy” appropriations in the current fiscal year or any
5 prior fiscal year.

6 SEC. 8081. (a) None of the funds appropriated by
7 this Act may be used to transfer research and develop-
8 ment, acquisition, or other program authority relating to
9 current tactical unmanned aerial vehicles (TUAVs) from
10 the Army.

11 (b) The Army shall retain responsibility for and oper-
12 ational control of the MQ-1C Gray Eagle Unmanned Aer-
13 ial Vehicle (UAV) in order to support the Secretary of De-
14 fense in matters relating to the employment of unmanned
15 aerial vehicles.

16 SEC. 8082. Up to \$15,000,000 of the funds appro-
17 priated under the heading “Operation and Maintenance,
18 Navy” may be made available for the Asia Pacific Re-
19 gional Initiative Program for the purpose of enabling the
20 Pacific Command to execute Theater Security Cooperation
21 activities such as humanitarian assistance, and payment
22 of incremental and personnel costs of training and exer-
23 cising with foreign security forces: *Provided*, That funds
24 made available for this purpose may be used, notwith-
25 standing any other funding authorities for humanitarian

1 assistance, security assistance or combined exercise ex-
2 penses: *Provided further*, That funds may not be obligated
3 to provide assistance to any foreign country that is other-
4 wise prohibited from receiving such type of assistance
5 under any other provision of law.

6 SEC. 8083. None of the funds appropriated by this
7 Act for programs of the Office of the Director of National
8 Intelligence shall remain available for obligation beyond
9 the current fiscal year, except for funds appropriated for
10 research and technology, which shall remain available until
11 September 30, 2016.

12 SEC. 8084. For purposes of section 1553(b) of title
13 31, United States Code, any subdivision of appropriations
14 made in this Act under the heading “Shipbuilding and
15 Conversion, Navy” shall be considered to be for the same
16 purpose as any subdivision under the heading “Ship-
17 building and Conversion, Navy” appropriations in any
18 prior fiscal year, and the 1 percent limitation shall apply
19 to the total amount of the appropriation.

20 SEC. 8085. (a) Not later than 60 days after the date
21 of enactment of this Act, the Director of National Intel-
22 ligence shall submit a report to the congressional intel-
23 ligence committees to establish the baseline for application
24 of reprogramming and transfer authorities for fiscal year
25 2015: *Provided*, That the report shall include—

1 (1) a table for each appropriation with a separ-
2 rate column to display the President's budget re-
3 quest, adjustments made by Congress, adjustments
4 due to enacted rescissions, if appropriate, and the
5 fiscal year enacted level;

6 (2) a delineation in the table for each appro-
7 priation by Expenditure Center and project; and

8 (3) an identification of items of special congres-
9 sional interest.

10 ~~SEC. 8086. None of the funds made available by this~~
11 ~~Act may be used to eliminate, restructure or realign Army~~
12 ~~Contracting Command—New Jersey or make dispropor-~~
13 ~~tionate personnel reductions at any Army Contracting~~
14 ~~Command—New Jersey sites without 30-day prior notifica-~~
15 ~~tion to the congressional defense committees.~~

16 ~~(INCLUDING TRANSFER OF FUNDS)~~

17 ~~SEC. 8087. Of the funds appropriated in the Intel-~~
18 ~~ligence Community Management Account for the Program~~
19 ~~Manager for the Information Sharing Environment,~~
20 ~~\$20,000,000 is available for transfer by the Director of~~
21 ~~National Intelligence to other departments and agencies~~
22 ~~for purposes of Government-wide information sharing ac-~~
23 ~~tivities: *Provided*, That funds transferred under this provi-~~
24 ~~sion are to be merged with and available for the same pur-~~
25 ~~poses and time period as the appropriation to which trans-~~

1 ferred. *Provided further*, That the Office of Management
2 and Budget must approve any transfers made under this
3 provision.

4 SEC. 8088. (a) None of the funds provided for the
5 National Intelligence Program in this or any prior appro-
6 priations Act shall be available for obligation or expendi-
7 ture through a reprogramming or transfer of funds in ac-
8 cordance with section 102A(d) of the National Security
9 Act of 1947 (50 U.S.C. 3024(d)) that—

10 (1) creates a new start effort;

11 (2) terminates a program with appropriated
12 funding of \$10,000,000 or more;

13 (3) transfers funding into or out of the Na-
14 tional Intelligence Program; or

15 (4) transfers funding between appropriations,
16 unless the congressional intelligence committees are noti-
17 fied 30 days in advance of such reprogramming of funds;
18 this notification period may be reduced for urgent national
19 security requirements.

20

21 (b) None of the funds provided for the National Intel-
22 ligence Program in this or any prior appropriations Act
23 shall be available for obligation or expenditure through a
24 reprogramming or transfer of funds in accordance with
25 section 102A(d) of the National Security Act of 1947 (50

1 U.S.C. 3024(d)) that results in a cumulative increase or
2 decrease of the levels specified in the classified annex ac-
3 companying the Act unless the congressional intelligence
4 committees are notified 30 days in advance of such re-
5 programming of funds; this notification period may be re-
6 duced for urgent national security requirements.

7 SEC. 8089. The Director of National Intelligence
8 shall submit to Congress each year, at or about the time
9 that the President's budget is submitted to Congress that
10 year under section 1105(a) of title 31, United States
11 Code, a future-years intelligence program (including asso-
12 ciated annexes) reflecting the estimated expenditures and
13 proposed appropriations included in that budget. Any such
14 future-years intelligence program shall cover the fiscal
15 year with respect to which the budget is submitted and
16 at least the four succeeding fiscal years.

17 SEC. 8090. For the purposes of this Act, the term
18 "congressional intelligence committees" means the Perma-
19 nent Select Committee on Intelligence of the House of
20 Representatives, the Select Committee on Intelligence of
21 the Senate, the Subcommittee on Defense of the Com-
22 mittee on Appropriations of the House of Representatives,
23 and the Subcommittee on Defense of the Committee on
24 Appropriations of the Senate.

1 SEC. 8091. The Department of Defense shall con-
2 tinue to report incremental contingency operations costs
3 for Operation Enduring Freedom on a monthly basis and
4 any other operation designated and identified by the Sec-
5 retary of Defense for the purposes of section 127a of title
6 10, United States Code, on a semi-annual basis in the
7 Cost of War Execution Report as prescribed in the De-
8 partment of Defense Financial Management Regulation
9 Department of Defense Instruction 7000.14, Volume 12,
10 Chapter 23 “Contingency Operations”, Annex 1, dated
11 September 2005.

12 (INCLUDING TRANSFER OF FUNDS)

13 SEC. 8092. During the current fiscal year, not to ex-
14 ceed \$11,000,000 from each of the appropriations made
15 in title II of this Act for “Operation and Maintenance,
16 Army”, “Operation and Maintenance, Navy”, and “Oper-
17 ation and Maintenance, Air Force” may be transferred by
18 the military department concerned to its central fund es-
19 tablished for Fisher Houses and Suites pursuant to sec-
20 tion 2493(d) of title 10, United States Code.

21 (INCLUDING TRANSFER OF FUNDS)

22 SEC. 8093. Funds appropriated by this Act for oper-
23 ation and maintenance may be available for the purpose
24 of making remittances and transfers to the Defense Acqui-

1 sition Workforce Development Fund in accordance with
2 section 1705 of title 10, United States Code.

3 SEC. 8094. (a) Any agency receiving funds made
4 available in this Act, shall, subject to subsections (b) and
5 (c), post on the public website of that agency any report
6 required to be submitted by the Congress in this or any
7 other Act, upon the determination by the head of the agen-
8 cy that it shall serve the national interest.

9 (b) Subsection (a) shall not apply to a report if—

10 (1) the public posting of the report com-
11 promises national security; or

12 (2) the report contains proprietary information.

13 (c) The head of the agency posting such report shall
14 do so only after such report has been made available to
15 the requesting Committee or Committees of Congress for
16 no less than 45 days.

17 SEC. 8095. (a) None of the funds appropriated or
18 otherwise made available by this Act may be expended for
19 any Federal contract for an amount in excess of
20 \$1,000,000, unless the contractor agrees not to—

21 (1) enter into any agreement with any of its
22 employees or independent contractors that requires,
23 as a condition of employment, that the employee or
24 independent contractor agree to resolve through ar-
25 bitration any claim under title VII of the Civil

1 Rights Act of 1964 or any tort related to or arising
2 out of sexual assault or harassment, including as-
3 sault and battery, intentional infliction of emotional
4 distress, false imprisonment, or negligent hiring, su-
5 pervision, or retention; or

6 (2) take any action to enforce any provision of
7 an existing agreement with an employee or inde-
8 pendent contractor that mandates that the employee
9 or independent contractor resolve through arbitra-
10 tion any claim under title VII of the Civil Rights Act
11 of 1964 or any tort related to or arising out of sex-
12 ual assault or harassment, including assault and
13 battery, intentional infliction of emotional distress,
14 false imprisonment, or negligent hiring, supervision,
15 or retention.

16 (b) None of the funds appropriated or otherwise
17 made available by this Act may be expended for any Fed-
18 eral contract unless the contractor certifies that it requires
19 each covered subcontractor to agree not to enter into, and
20 not to take any action to enforce any provision of, any
21 agreement as described in paragraphs (1) and (2) of sub-
22 section (a), with respect to any employee or independent
23 contractor performing work related to such subcontract.
24 For purposes of this subsection, a “covered subcon-

1 tractor” is an entity that has a subcontract in excess of
2 \$1,000,000 on a contract subject to subsection (a).

3 (c) The prohibitions in this section do not apply with
4 respect to a contractor’s or subcontractor’s agreements
5 with employees or independent contractors that may not
6 be enforced in a court of the United States.

7 (d) The Secretary of Defense may waive the applica-
8 tion of subsection (a) or (b) to a particular contractor or
9 subcontractor for the purposes of a particular contract or
10 subcontract if the Secretary or the Deputy Secretary per-
11 sonally determines that the waiver is necessary to avoid
12 harm to national security interests of the United States,
13 and that the term of the contract or subcontract is not
14 longer than necessary to avoid such harm. The determina-
15 tion shall set forth with specificity the grounds for the
16 waiver and for the contract or subcontract term selected,
17 and shall state any alternatives considered in lieu of a
18 waiver and the reasons each such alternative would not
19 avoid harm to national security interests of the United
20 States. The Secretary of Defense shall transmit to Con-
21 gress, and simultaneously make public, any determination
22 under this subsection not less than 15 business days be-
23 fore the contract or subcontract addressed in the deter-
24 mination may be awarded.

1 (INCLUDING TRANSFER OF FUNDS)

2 SEC. 8096. From within the funds appropriated for
3 operation and maintenance for the Defense Health Pro-
4 gram in this Act, up to \$146,857,000, shall be available
5 for transfer to the Joint Department of Defense-Depart-
6 ment of Veterans Affairs Medical Facility Demonstration
7 Fund in accordance with the provisions of section 1704
8 of the National Defense Authorization Act for Fiscal Year
9 2010, Public Law 111-84: *Provided*, That for purposes
10 of section 1704(b), the facility operations funded are oper-
11 ations of the integrated Captain James A. Lovell Federal
12 Health Care Center, consisting of the North Chicago Vet-
13 erans Affairs Medical Center, the Navy Ambulatory Care
14 Center, and supporting facilities designated as a combined
15 Federal medical facility as described by section 706 of
16 Public Law 110-417: *Provided further*, That additional
17 funds may be transferred from funds appropriated for op-
18 eration and maintenance for the Defense Health Program
19 to the Joint Department of Defense-Department of Vet-
20 erans Affairs Medical Facility Demonstration Fund upon
21 written notification by the Secretary of Defense to the
22 Committees on Appropriations of the House of Represent-
23 atives and the Senate.

1 SEC. 8097. The Office of the Director of National
2 Intelligence shall not employ more Senior Executive em-
3 ployees than are specified in the classified annex.

4 SEC. 8098. None of the funds appropriated or other-
5 wise made available by this Act may be obligated or ex-
6 pended to pay a retired general or flag officer to serve
7 as a senior mentor advising the Department of Defense
8 unless such retired officer files a Standard Form 278 (or
9 successor form concerning public financial disclosure
10 under part 2634 of title 5, Code of Federal Regulations)
11 to the Office of Government Ethics.

12 SEC. 8099. Appropriations available to the Depart-
13 ment of Defense may be used for the purchase of heavy
14 and light armored vehicles for the physical security of per-
15 sonnel or for force protection purposes up to a limit of
16 \$250,000 per vehicle, notwithstanding price or other limi-
17 tations applicable to the purchase of passenger carrying
18 vehicles.

19 SEC. 8100. Of the amounts appropriated for “Oper-
20 ation and Maintenance, Defense-Wide” the following
21 amounts shall be available to the Secretary of Defense,
22 for the following authorized purposes, notwithstanding
23 any other provision of law, acting through the Office of
24 Economic Adjustment of the Department of Defense, to
25 make grants, conclude cooperative agreements, and sup-

1 plement other Federal funds, to remain available until ex-
2 pended, to support critical existing and enduring military
3 installations and missions on Guam, as well as any poten-
4 tial Department of Defense growth, \$80,596,000 for ad-
5 dressing the need for civilian water and wastewater im-
6 provements: *Provided*, That the Secretary of Defense
7 shall, not fewer than 15 days prior to obligating funds for
8 the forgoing purposes, notify the congressional defense
9 committees in writing of the details of any such obligation.

10 SEC. 8101. None of the funds made available by this
11 Act may be used by the Secretary of Defense to take bene-
12 ficial occupancy of more than 3,000 parking spaces (other
13 than handicap-reserved spaces) to be provided by the
14 BRAC 133 project: *Provided*, That this limitation may be
15 waived in part if: (1) the Secretary of Defense certifies
16 to Congress that levels of service at existing intersections
17 in the vicinity of the project have not experienced failing
18 levels of service as defined by the Transportation Research
19 Board Highway Capacity Manual over a consecutive 90-
20 day period; (2) the Department of Defense and the Vir-
21 ginia Department of Transportation agree on the number
22 of additional parking spaces that may be made available
23 to employees of the facility subject to continued 90-day
24 traffic monitoring; and (3) the Secretary of Defense noti-
25 fies the congressional defense committees in writing at

1 least 14 days prior to exercising this waiver of the number
2 of additional parking spaces to be made available.

3 ~~SEC. 8102.~~ The Secretary of Defense shall report
4 quarterly the numbers of civilian personnel end strength
5 by appropriation account for each and every appropriation
6 account used to finance Federal civilian personnel salaries
7 to the congressional defense committees within 15 days
8 after the end of each fiscal quarter.

9 ~~SEC. 8103.~~ (a) None of the funds appropriated in this
10 or any other Act may be used to take any action to mod-
11 ify—

12 (1) the appropriations account structure for the
13 National Intelligence Program budget, including
14 through the creation of a new appropriation or new
15 appropriations account;

16 (2) how the National Intelligence Program
17 budget request is presented, organized, and managed
18 within the Department of Defense budget;

19 (3) how the National Intelligence Program ap-
20 propriations are apportioned to the executing agen-
21 cies; or

22 (4) how the National Intelligence Program ap-
23 propriations are allotted, obligated and disbursed.

24 (b) The Director of National Intelligence and the Sec-
25 retary of Defense may jointly, only for the purposes of

1 achieving auditable financial statements and improving
2 fiscal reporting; study and develop detailed proposals for
3 alternative financial management processes. Such study
4 shall include a comprehensive counterintelligence risk as-
5 sessment to ensure that none of the alternative processes
6 will adversely affect counterintelligence.

7 (c) Upon development of the detailed proposals de-
8 fined under subsection (b), the Director of National Intel-
9 ligence and the Secretary of Defense shall—

10 (1) provide the proposed alternatives to all af-
11 fected agencies;

12 (2) receive certification from all affected agen-
13 cies attesting that the proposed alternatives will help
14 achieve auditability, improve fiscal reporting, and
15 will not adversely affect counterintelligence; and

16 (3) not later than 30 days after receiving all
17 necessary certifications under paragraph (2), present
18 the proposed alternatives and certifications to the
19 congressional defense and intelligence committees.

20 (d) This section shall not be construed to alter or af-
21 fect the application of section 924 of the National Defense
22 Authorization Act for Fiscal Year 2014 to the amounts
23 made available by this Act.

24 (e) The Director of National Intelligence shall carry
25 out a merger of the Foreign Counterintelligence Program

1 into the General Defense Intelligence Program: *Provided*,
2 That such merger shall not go into effect until 30 days
3 after the Director submits to the congressional intelligence
4 committees a written notification of such merger.

5 (INCLUDING TRANSFER OF FUNDS)

6 SEC. 8104. Upon a determination by the Director of
7 National Intelligence that such action is necessary and in
8 the national interest, the Director may, with the approval
9 of the Office of Management and Budget, transfer not to
10 exceed \$2,000,000,000 of the funds made available in this
11 Act for the National Intelligence Program: *Provided*, That
12 such authority to transfer may not be used unless for
13 higher priority items, based on unforeseen intelligence re-
14 quirements, than those for which originally appropriated
15 and in no case where the item for which funds are re-
16 quested has been denied by the Congress: *Provided further*,
17 That a request for multiple reprogrammings of funds
18 using authority provided in this section shall be made
19 prior to June 30, 2015.

20 (INCLUDING TRANSFER OF FUNDS)

21 SEC. 8105. There is appropriated \$540,000,000 for
22 the “Ship Modernization, Operations and Sustainment
23 Fund”, to remain available until September 30, 2021:
24 *Provided*, That the Secretary of the Navy shall transfer
25 funds from the “Ship Modernization, Operations and

1 Sustainment Fund” to appropriations for military per-
2 sonnel; operation and maintenance; research; development;
3 test and evaluation; and procurement, only for the pur-
4 poses of manning; operating; sustaining; equipping and
5 modernizing the Ticonderoga-class guided missile cruisers
6 CG-63, CG-64, CG-65, CG-66, CG-67, CG-68, CG-69,
7 CG-70, CG-71, CG-72, CG-73, and the Whidbey Island-
8 class dock landing ships LSD-41, LSD-42, and LSD-46:
9 *Provided further*, That funds transferred shall be merged
10 with and be available for the same purposes and for the
11 same time period as the appropriation to which they are
12 transferred: *Provided further*, That the transfer authority
13 provided herein shall be in addition to any other transfer
14 authority available to the Department of Defense: *Pro-*
15 *vided further*, That the Secretary of the Navy shall, not
16 less than 30 days prior to making any transfer from the
17 “Ship Modernization, Operations and Sustainment
18 Fund”, notify the congressional defense committees in
19 writing of the details of such transfer: *Provided further*,
20 That the Secretary of the Navy shall transfer and obligate
21 funds from the “Ship Modernization, Operations and
22 Sustainment Fund” for modernization of not more than
23 two Ticonderoga-class guided missile cruisers as detailed
24 above in fiscal year 2015: *Provided further*, That no more
25 than six Ticonderoga-class guided missile cruisers shall be

1 in a phased modernization at any time: *Provided further*,
2 That the Secretary of the Navy shall contract for the re-
3 quired modernization equipment in the year prior to in-
4 ducting a Ticonderoga-class cruiser for modernization:
5 *Provided further*, That the prohibition in section 2244a(a)
6 of title 10, United States Code, shall not apply to the use
7 of any funds transferred pursuant to this section.

8 SEC. 8106. Notwithstanding any other provision of
9 this Act, to reflect savings due to favorable foreign ex-
10 change rates, the total amount appropriated in this Act
11 is hereby reduced by \$545,100,000.

12 SEC. 8107. None of the funds appropriated or other-
13 wise made available in this or any other Act may be used
14 to transfer, release, or assist in the transfer or release to
15 or within the United States, its territories, or possessions
16 Khalid Sheikh Mohammed or any other detainee who—

17 (1) is not a United States citizen or a member
18 of the Armed Forces of the United States; and

19 (2) is or was held on or after June 24, 2009,
20 at the United States Naval Station, Guantanamo
21 Bay, Cuba, by the Department of Defense.

22 SEC. 8108. (a) None of the funds appropriated or
23 otherwise made available in this or any other Act may be
24 used to construct, acquire, or modify any facility in the
25 United States, its territories, or possessions to house any

1 individual described in subsection (c) for the purposes of
2 detention or imprisonment in the custody or under the ef-
3 fective control of the Department of Defense.

4 (b) The prohibition in subsection (a) shall not apply
5 to any modification of facilities at United States Naval
6 Station, Guantanamo Bay, Cuba.

7 (c) An individual described in this subsection is any
8 individual who, as of June 24, 2009, is located at United
9 States Naval Station, Guantanamo Bay, Cuba, and who—

10 (1) is not a citizen of the United States or a
11 member of the Armed Forces of the United States;
12 and

13 (2) is—

14 (A) in the custody or under the effective
15 control of the Department of Defense; or

16 (B) otherwise under detention at United
17 States Naval Station, Guantanamo Bay, Cuba.

18 SEC. 8109. None of the funds made available by this
19 Act may be used to enter into a contract, memorandum
20 of understanding, or cooperative agreement with, make a
21 grant to, or provide a loan or loan guarantee to, any cor-
22 poration that any unpaid Federal tax liability that has
23 been assessed, for which all judicial and administrative
24 remedies have been exhausted or have lapsed, and that
25 is not being paid in a timely manner pursuant to an agree-

1 ment with the authority responsible for collecting the tax
2 liability, where the awarding agency is aware of the unpaid
3 tax liability, unless the agency has considered suspension
4 or debarment of the corporation and made a determination
5 that this further action is not necessary to protect the in-
6 terests of the Government.

7 SEC. 8110. None of the funds made available by this
8 Act may be used to enter into a contract, memorandum
9 of understanding, or cooperative agreement with, make a
10 grant to, or provide a loan or loan guarantee to, any cor-
11 poration that was convicted of a felony criminal violation
12 under any Federal law within the preceding 24 months,
13 where the awarding agency is aware of the conviction, un-
14 less the agency has considered suspension or debarment
15 of the corporation and made a determination that this fur-
16 ther action is not necessary to protect the interests of the
17 Government.

18 SEC. 8111. None of the funds made available by this
19 Act may be used in contravention of section 1590 or 1591
20 of title 18, United States Code, or in contravention of the
21 requirements of section 106(g) or (h) of the Trafficking
22 Victims Protection Act of 2000 (22 U.S.C. 7104(g) or
23 (h)).

24 SEC. 8112. None of the funds made available by this
25 Act for excess defense articles, assistance under section

1 1206 of the National Defense Authorization Act for Fiscal
2 Year 2006 (Public Law 109–163; 119 Stat. 3456), or
3 peacekeeping operations for the countries designated in
4 2013 to be in violation of the standards of the Child Sol-
5 diers Prevention Act of 2008 may be used to support any
6 military training or operation that includes child soldiers,
7 as defined by the Child Soldiers Prevention Act of 2008
8 (Public Law 110–457; 22 U.S.C. 2370e–1), unless such
9 assistance is otherwise permitted under section 404 of the
10 Child Soldiers Prevention Act of 2008.

11 SEC. 8113. None of the funds made available by this
12 Act may be used in contravention of the War Powers Res-
13 olution (50 U.S.C. 1541 et seq.).

14 SEC. 8114. None of the funds made available by this
15 Act may be used by the Department of Defense or any
16 other Federal agency to lease or purchase new light duty
17 vehicles, for any executive fleet, or for an agency’s fleet
18 inventory, except in accordance with Presidential Memo-
19 randum–Federal Fleet Performance, dated May 24, 2011.

20 SEC. 8115. None of the funds made available by this
21 Act may be used to enter into a contract with any person
22 or other entity listed in the Excluded Parties List System
23 (EPLS)/System for Award Management (SAM) as having
24 been convicted of fraud against the Federal Government.

1 SEC. 8116. (a) None of the funds made available by
2 this Act may be used to enter into a contract (or sub-
3 contract at any tier under such a contract), memorandum
4 of understanding, or cooperative agreement with, to make
5 a grant to, or to provide a loan or loan guarantee to
6 Rosoboronexport.

7 (b) The Secretary of Defense may waive the limita-
8 tion in subsection (a) if the Secretary, in consultation with
9 the Secretary of State and the Director of National Intel-
10 ligence, certifies in writing to the congressional defense
11 committees, to the best of the Secretary's knowledge, the
12 following:

13 (1) Rosoboronexport has ceased the transfer of
14 lethal military equipment to, and the maintenance of
15 existing lethal military equipment for, the Govern-
16 ment of the Syrian Arab Republic.

17 (2) The armed forces of the Russian Federation
18 have withdrawn from Crimea, other than armed
19 forces present on military bases subject to agree-
20 ments in force between the Government of the Rus-
21 sian Federation and the Government of Ukraine.

22 (3) The Government of the Russian Federation
23 has withdrawn substantially all of the armed forces
24 of the Russian Federation from the immediate vicin-
25 ity of the eastern border of Ukraine.

1 (4) Agents of the Russian Federation have
2 ceased taking active measures to destabilize the con-
3 trol of the Government of Ukraine over eastern
4 Ukraine.

5 (e)(1) The Inspector General of the Department of
6 Defense shall conduct a review of any action involving
7 Rosoboronexport with respect to which a waiver is issued
8 by the Secretary of Defense pursuant to subsection (b).

9 (2) A review conducted under paragraph (1) shall as-
10 sess the accuracy of the factual and legal conclusions made
11 by the Secretary of Defense in the waiver covered by the
12 review, including—

13 (A) whether there is any viable alternative to
14 Rosoboronexport for carrying out the functions for
15 which funds will be obligated;

16 (B) whether the Secretary has previously used
17 an alternative vendor for carrying out the same
18 functions regarding the military equipment in ques-
19 tion; and what vendor was previously used;

20 (C) whether other explanations for the issuance
21 of the waiver are supportable; and

22 (D) any other matter with respect to the waiver
23 the Inspector General considers appropriate.

24 (3) Not later than 90 days after the date on which
25 a waiver is issued by the Secretary of Defense pursuant

1 to subsection (b), the Inspector General shall submit to
2 the congressional defense committees a report containing
3 the results of the review conducted under paragraph ~~(1)~~
4 with respect to such waiver.

5 SEC. 8117. None of the funds made available in this
6 Act may be used for the purchase or manufacture of a
7 flag of the United States unless such flags are treated as
8 covered items under section ~~2533a~~(b) of title 10, United
9 States Code.

10 (INCLUDING TRANSFER OF FUNDS)

11 SEC. 8118. Of the amounts appropriated in this Act
12 under the heading “Operation and Maintenance, Defense-
13 Wide”, up to \$5,709,000 shall be available for transfer
14 to the Army, Navy, Marine Corps, and Air Force, includ-
15 ing Reserve and National Guard, to support high priority
16 Sexual Assault Prevention and Response Program require-
17 ments and activities, including the training and funding
18 of personnel: *Provided*, That funds transferred under this
19 provision are to be merged with and available for the same
20 purposes and time period as the appropriation to which
21 transferred: *Provided further*, That the transfer authority
22 provided under this heading is in addition to any other
23 transfer authority provided elsewhere in this Act.

24 SEC. 8119. None of the funds appropriated in this,
25 or any other Act, may be obligated or expended by the

1 United States Government for the direct personal benefit
2 of the President of Afghanistan.

3 SEC. 8120. (a) Of the funds appropriated in this Act
4 for the Department of Defense, amounts may be made
5 available, under such regulations as the Secretary may
6 prescribe, to local military commanders appointed by the
7 Secretary of Defense, or by an officer or employee des-
8 ignated by the Secretary, to provide at their discretion ex
9 gratia payments in amounts consistent with subsection (d)
10 of this section for damage, personal injury, or death that
11 is incident to combat operations of the Armed Forces in
12 a foreign country.

13 (b) An ex gratia payment under this section may be
14 provided only if—

15 (1) the prospective foreign civilian recipient is
16 determined by the local military commander to be
17 friendly to the United States;

18 (2) a claim for damages would not be compen-
19 sable under chapter 163 of title 10, United States
20 Code (commonly known as the “Foreign Claims
21 Act”); and

22 (3) the property damage, personal injury, or
23 death was not caused by action by an enemy.

24 (c) NATURE OF PAYMENTS.—Any payments provided
25 under a program under subsection (a) shall not be consid-

1 ered an admission or acknowledgement of any legal obliga-
2 tion to compensate for any damage, personal injury, or
3 death.

4 (d) AMOUNT OF PAYMENTS.—If the Secretary of De-
5 fense determines a program under subsection (a) to be ap-
6 propriate in a particular setting, the amounts of pay-
7 ments, if any, to be provided to civilians determined to
8 have suffered harm incident to combat operations of the
9 Armed Forces under the program should be determined
10 pursuant to regulations prescribed by the Secretary and
11 based on an assessment, which should include such factors
12 as cultural appropriateness and prevailing economic condi-
13 tions.

14 (e) LEGAL ADVICE.—Local military commanders
15 shall receive legal advice before making ex gratia pay-
16 ments under this subsection. The legal advisor, under reg-
17 ulations of the Department of Defense, shall advise on
18 whether an ex gratia payment is proper under this section
19 and applicable Department of Defense regulations.

20 (f) WRITTEN RECORD.—A written record of any ex
21 gratia payment offered or denied shall be kept by the local
22 commander and on a timely basis submitted to the appro-
23 priate office in the Department of Defense as determined
24 by the Secretary of Defense.

1 (g) **REPORT.**—The Secretary of Defense shall report
2 to the congressional defense committees on an annual
3 basis the efficacy of the ex gratia payment program in-
4 cluding the number of types of cases considered, amounts
5 offered, the response from ex gratia payment recipients,
6 and any recommended modifications to the program.

7 (h) **LIMITATION.**—Nothing in this section shall be
8 deemed to provide any new authority to the Secretary of
9 Defense.

10 ~~SEC. 8121.~~ None of the funds available to the De-
11 partment of Defense shall be used to conduct any environ-
12 mental impact study, environmental assessment, or other
13 environmental study related to Minuteman III silos that
14 contain a missile as of the date of the enactment of this
15 Act.

16 ~~SEC. 8122.~~ None of the funds made available by this
17 Act may be used to cancel the avionics modernization pro-
18 gram of record for C-130 aircraft.

19 ~~SEC. 8123.~~ None of the funds made available by this
20 Act may be used by the Secretary of the Air Force to re-
21 duce the force structure at Lajes Field, Azores, Portugal,
22 below the force structure at such Air Force Base as of
23 October 1, 2013, except in accordance with section 1048
24 of the National Defense Authorization Act for Fiscal Year
25 2015.

1 ~~SEC. 8124.~~ None of the Operation and Maintenance
2 funds made available in this Act may be used in con-
3 travention of section 41106 of title 49, United States
4 Code.

5 ~~SEC. 8125.~~ None of the funds made available by this
6 Act may be used to fund the performance of a flight dem-
7 onstration team at a location outside of the United States:
8 *Provided*, That this prohibition applies only if a perform-
9 ance of a flight demonstration team at a location within
10 the United States was canceled during the current fiscal
11 year due to insufficient funding.

12 ~~SEC. 8126.~~ None of the funds appropriated or other-
13 wise made available by this Act or any other Act may be
14 used by the Department of Defense or a component there-
15 of in contravention of section 1246(e) of the National De-
16 fense Authorization Act for Fiscal Year 2014, relating to
17 limitations on providing certain missile defense informa-
18 tion to the Russian Federation.

19 ~~SEC. 8127.~~ None of the funds made available by this
20 Act may be used by the National Security Agency to—

21 (1) conduct an acquisition pursuant to section
22 702 of the Foreign Intelligence Surveillance Act of
23 1978 for the purpose of targeting a United States
24 person; or

1 (2) acquire, monitor, or store the contents (as
2 such term is defined in section 2510(8) of title 18,
3 United States Code) of any electronic communica-
4 tion of a United States person from a provider of
5 electronic communication services to the public pur-
6 suant to section 501 of the Foreign Intelligence Sur-
7 veillance Act of 1978.

8 (INCLUDING TRANSFER OF FUNDS)

9 SEC. 8128. From amounts appropriated in this Act
10 for “Operation and Maintenance, Navy”, up to
11 \$291,000,000 may be transferred to the Ready Reserve
12 Force, Maritime Administration account of the United
13 States Department of Transportation, to be merged with,
14 and to be available for the same purposes and the same
15 time period as such account, for expenses related to the
16 National Defense Reserve Fleet established under section
17 11 of the Merchant Ship Sales Act of 1946 (50 U.S.C.
18 App. 1744): *Provided*, That the transfer authority pro-
19 vided under this provision is in addition to any other
20 transfer authority provided elsewhere in this Act.

21 (INCLUDING TRANSFER OF FUNDS)

22 SEC. 8129. Of the amounts appropriated for “Oper-
23 ation and Maintenance, Navy”, up to \$1,000,000 shall be
24 available for transfer to the John C. Stennis Center for
25 Public Service Development Trust Fund established under

1 section 116 of the John C. Stennis Center for Public Serv-
2 ice Training and Development Act (2 U.S.C. 1105).

3 (INCLUDING TRANSFER OF FUNDS)

4 SEC. 8130. In addition to amounts provided else-
5 where in this Act for pay for military personnel, including
6 active duty, reserve and National Guard personnel,
7 \$533,500,000 is hereby appropriated to the Department
8 of Defense and made available for transfer only to military
9 personnel accounts: *Provided*, That the transfer authority
10 provided under this heading is in addition to any other
11 transfer authority provided elsewhere in this Act.

12 (INCLUDING TRANSFER OF FUNDS)

13 SEC. 8131. In addition to amounts provided else-
14 where in this Act for basic allowance for housing for mili-
15 tary personnel, including active duty, reserve and National
16 Guard personnel, \$244,700,000 is hereby appropriated to
17 the Department of Defense and made available for trans-
18 fer only to military personnel accounts: *Provided*, That the
19 transfer authority provided under this heading is in addi-
20 tion to any other transfer authority provided elsewhere in
21 this Act.

22 SEC. 8132. None of the funds made available by this
23 Act may be used to reduce, convert, decommission, or oth-
24 erwise move to nondeployed status (except warm status),
25 or prepare to reduce, convert, decommission, or otherwise

1 move to nondeployed status (except warm status), any
2 Minuteman III ballistic missile silo that contains a de-
3 ployed missile as of the date of the enactment of this Act:

4 *Provided*, That “warm status” means a status that en-
5 ables any such silo to remain a fully functioning element
6 of the interconnected and redundant command and control
7 system of a missile field and be made fully operational
8 with a deployed missile.

9 SEC. 8133. None of the funds made available by this
10 Act may be obligated or expended to divest E-3 airborne
11 warning and control system aircraft, or disestablish any
12 units of the active or reserve component associated with
13 such aircraft: *Provided*, That not later than 90 days fol-
14 lowing the date of enactment of this Act, the Secretary
15 of the Air Force shall submit to the congressional defense
16 committees a report providing a detailed explanation of
17 how the Secretary will meet the priority requirements of
18 the commanders of the combatant commands related to
19 airborne warning and control with a fleet of fewer than
20 31 E-3 aircraft.

21 SEC. 8134. None of the funds made available by this
22 Act may be obligated or expended to implement the Arms
23 Trade Treaty until the Senate approves a resolution of
24 ratification for the Treaty.

1 (INCLUDING TRANSFER OF FUNDS)

2 SEC. 8135. In addition to amounts provided else-
3 where in this Act, there is appropriated \$139,000,000, for
4 an additional amount for “Operation and Maintenance,
5 Defense-Wide”, to remain available until expended: *Pro-*
6 *vided*, That such funds shall only be available to the Sec-
7 retary of Defense, acting through the Office of Economic
8 Adjustment of the Department of Defense, or for transfer
9 to the Secretary of Education, notwithstanding any other
10 provision of law, to make grants, conclude cooperative
11 agreements, or supplement other Federal funds to con-
12 struct, renovate, repair, or expand elementary and sec-
13 ondary public schools on military installations in order to
14 address capacity or facility condition deficiencies at such
15 schools: *Provided further*, That in making such funds
16 available, the Office of Economic Adjustment or the Sec-
17 retary of Education shall give priority consideration to
18 those military installations with schools having the most
19 serious capacity or facility condition deficiencies as deter-
20 mined by the Secretary of Defense: *Provided further*, That
21 funds may not be made available for a school unless its
22 enrollment of Department of Defense-connected children
23 is greater than 50 percent.

24 SEC. 8136. None of the funds made available by this
25 Act may be used to transfer AH-64 Attack helicopters

1 from the Army National Guard to the active Army: *Pro-*
2 *vided*, That this section shall continue in effect through
3 the date of enactment of the National Defense Authoriza-
4 tion Act for Fiscal Year 2015.

5 (INCLUDING TRANSFER OF FUNDS)

6 SEC. 8137. In addition to amounts appropriated in
7 title II or otherwise made available elsewhere in this Act,
8 \$1,000,000,000 is hereby appropriated to the Department
9 of Defense and made available for transfer to the oper-
10 ation and maintenance accounts of the Army, Navy, Ma-
11 rine Corps, and Air Force (including National Guard and
12 reserve) for purposes of improving military readiness: *Pro-*
13 *vided*, That the transfer authority provided under this pro-
14 vision is in addition to any other transfer authority pro-
15 vided elsewhere in this Act.

16 SEC. 8138. Of the amounts made available under the
17 heading “Operation and Maintenance, Defense-Wide” in
18 title II and “Operation and Maintenance” in title IX of
19 this Act, not to exceed \$50,000,000 may be obligated for
20 activities authorized under section 1208 of the Ronald W.
21 Reagan National Defense Authorization Act for Fiscal
22 Year 2005 (Public Law 112–81; 125 Stat. 1621): *Pro-*
23 *vided*, That none of the funds made available in this Act
24 may be used under such section 1208 to initiate support
25 for, or expand support to, foreign forces, irregular forces,

1 groups, or individuals unless the congressional defense
2 committees are notified in accordance with the direction
3 contained in the classified annex accompanying this Act,
4 not less than 15 days before initiating such support: *Pro-*
5 *vided further*, That, none of the funds made available in
6 this Act may be used under such section 1208 for any
7 activity that is not in support of an ongoing military oper-
8 ation being conducted by United States Special Operations
9 Forces to combat terrorism: *Provided further*, That the
10 Secretary of Defense may waive the prohibitions in the
11 preceding provisos if the Secretary determines that such
12 waiver is required by extraordinary circumstances and, by
13 not later than 72 hours after making such waiver, notifies
14 the congressional defense committees of such waiver.

15 SEC. 8139. None of the funds appropriated or other-
16 wise made available by this Act or any other Act may be
17 used in contravention of section 1035 of the National De-
18 fense Authorization Act for Fiscal Year 2014.

19 SEC. 8140. None of the funds made available by this
20 Act may be used to implement the changes to hair stand-
21 ards and grooming policies for female members of the
22 Armed Forces, as contained in paragraph 3-2 of Army
23 Regulation 670-1, issued on March 31, 2014.

1 TITLE IX—OVERSEAS DEPLOYMENTS AND
2 OTHER ACTIVITIES
3 MILITARY PERSONNEL

4 For an additional amount for “Military Personnel”,
5 \$5,100,000,000: *Provided*, That such amount is des-
6 ignated by the Congress for Overseas Contingency Oper-
7 ations/Global War on Terrorism pursuant to section
8 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
9 Deficit Control Act of 1985.

10 OPERATION AND MAINTENANCE

11 For an additional amount for “Operation and Main-
12 tenance”, \$58,675,000,000: *Provided*, That such amount
13 is designated by the Congress for Overseas Contingency
14 Operations/Global War on Terrorism pursuant to section
15 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
16 Deficit Control Act of 1985.

17 PROCUREMENT

18 For an additional amount for “Procurement”,
19 \$12,220,000,000, to remain available until September 30,
20 2017: *Provided*, That such amount is designated by the
21 Congress for Overseas Contingency Operations/Global
22 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
23 the Balanced Budget and Emergency Deficit Control Act
24 of 1985.

1 NATIONAL GUARD AND RESERVE EQUIPMENT

2 For procurement of aircraft, missiles, tracked combat
3 vehicles, ammunition, other weapons, and other procure-
4 ment for the reserve components of the Armed Forces,
5 \$2,000,000,000, to remain available for obligation until
6 September 30, 2017: *Provided*, That the Chiefs of the Na-
7 tional Guard and Reserve components shall, not later than
8 30 days after the enactment of this Act, individually sub-
9 mit to the congressional defense committees the mod-
10 ernization priority assessment for their respective Na-
11 tional Guard or Reserve component: *Provided further*,
12 That such amount is designated by the Congress for Over-
13 seas Contingency Operations/Global War on Terrorism
14 pursuant to section 251(b)(2)(A)(ii) of the Balanced
15 Budget and Emergency Deficit Control Act of 1985.

16 OTHER APPROPRIATIONS

17 (INCLUDING TRANSFER OF FUNDS)

18 For an additional amount for “Other Appropria-
19 tions”, \$1,450,000,000: *Provided*, That “Other Appro-
20 priations” means the Defense Health Program, Drug
21 Interdiction and Counter-Drug Activities, Joint Impro-
22 vised Explosive Device Defeat Fund, Office of the Inspec-
23 tor General, and Defense Working Capital Funds: *Pro-*
24 *vided further*, That such amount is designated by the Con-
25 gress for Overseas Contingency Operations/Global War on

1 Terrorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
2 anced Budget and Emergency Deficit Control Act of 1985.

3 GENERAL PROVISIONS—THIS TITLE

4 SEC. 9001. Notwithstanding any other provision of
5 law, funds made available in this title are in addition to
6 amounts appropriated or otherwise made available for the
7 Department of Defense for fiscal year 2015.

8 (INCLUDING TRANSFER OF FUNDS)

9 SEC. 9002. Upon the determination of the Secretary
10 of Defense that such action is necessary in the national
11 interest, the Secretary may, with the approval of the Of-
12 fice of Management and Budget, transfer up to
13 \$4,000,000,000 between the appropriations or funds made
14 available to the Department of Defense in this title: *Pro-*
15 *vided*, That the Secretary shall notify the Congress
16 promptly of each transfer made pursuant to the authority
17 in this section: *Provided further*, That the authority pro-
18 vided in this section is in addition to any other transfer
19 authority available to the Department of Defense and is
20 subject to the same terms and conditions as the authority
21 provided in the Department of Defense Appropriations
22 Act, 2015.

23 SEC. 9003. Supervision and administration costs and
24 costs for design during construction associated with a con-
25 struction project funded with appropriations available for

1 operation and maintenance, “Afghanistan Infrastructure
2 Fund”, or the “Afghanistan Security Forces Fund” pro-
3 vided in this Act and executed in direct support of over-
4 seas contingency operations in Afghanistan, may be obli-
5 gated at the time a construction contract is awarded: *Pro-*
6 *vided*, That for the purpose of this section, supervision and
7 administration costs and costs for design during construc-
8 tion include all in-house Government costs.

9 SEC. 9004. From funds made available in this title,
10 the Secretary of Defense may purchase for use by military
11 and civilian employees of the Department of Defense in
12 the U.S. Central Command area of responsibility: (a) pas-
13 senger motor vehicles up to a limit of \$75,000 per vehicle;
14 and (b) heavy and light armored vehicles for the physical
15 security of personnel or for force protection purposes up
16 to a limit of \$250,000 per vehicle, notwithstanding price
17 or other limitations applicable to the purchase of pas-
18 senger carrying vehicles.

19 SEC. 9005. Not to exceed \$15,000,000 of the amount
20 appropriated in this title under the heading “Operation
21 and Maintenance” may be used, notwithstanding any
22 other provision of law, to fund the Commander’s Emer-
23 gency Response Program (CERP), for the purpose of ena-
24 bling military commanders in Afghanistan to respond to
25 urgent, small-scale, humanitarian relief and reconstruc-

1 tion requirements within their areas of responsibility: *Pro-*
2 *vided*, That each project (including any ancillary or related
3 elements in connection with such project) executed under
4 this authority shall not exceed \$10,000,000: *Provided fur-*
5 *ther*, That not later than 45 days after the end of each
6 fiscal year quarter, the Secretary of Defense shall submit
7 to the congressional defense committees a report regard-
8 ing the source of funds and the allocation and use of funds
9 during that quarter that were made available pursuant to
10 the authority provided in this section or under any other
11 provision of law for the purposes described herein: *Pro-*
12 *vided further*, That, not later than 30 days after the end
13 of each month, the Army shall submit to the congressional
14 defense committees monthly commitment, obligation, and
15 expenditure data for the Commander's Emergency Re-
16 sponse Program in Afghanistan: *Provided further*, That
17 not less than 15 days before making funds available pur-
18 suant to the authority provided in this section or under
19 any other provision of law for the purposes described here-
20 in for a project with a total anticipated cost for completion
21 of \$5,000,000 or more, the Secretary shall submit to the
22 congressional defense committees a written notice con-
23 taining each of the following:

24 (1) The location, nature and purpose of the
25 proposed project, including how the project is in-

1 tended to advance the military campaign plan for
2 the country in which it is to be carried out.

3 ~~(2) The budget, implementation timeline with~~
4 ~~milestones, and completion date for the proposed~~
5 ~~project, including any other CERP funding that has~~
6 ~~been or is anticipated to be contributed to the com-~~
7 ~~pletion of the project.~~

8 ~~(3) A plan for the sustainment of the proposed~~
9 ~~project, including the agreement with either the host~~
10 ~~nation, a non-Department of Defense agency of the~~
11 ~~United States Government or a third-party contrib-~~
12 ~~utor to finance the sustainment of the activities and~~
13 ~~maintenance of any equipment or facilities to be pro-~~
14 ~~vided through the proposed project.~~

15 ~~SEC. 9006. Funds available to the Department of De-~~
16 ~~fense for operation and maintenance may be used, not-~~
17 ~~withstanding any other provision of law, to provide sup-~~
18 ~~plies, services, transportation, including airlift and sealift,~~
19 ~~and other logistical support to coalition forces supporting~~
20 ~~military and stability operations in Afghanistan: *Provided,*~~
21 ~~That the Secretary of Defense shall provide quarterly re-~~
22 ~~ports to the congressional defense committees regarding~~
23 ~~support provided under this section.~~

24 ~~SEC. 9007. None of the funds appropriated or other-~~
25 ~~wise made available by this or any other Act shall be obli-~~

1 gated or expended by the United States Government for
2 a purpose as follows:

3 (1) To establish any military installation or
4 base for the purpose of providing for the permanent
5 stationing of United States Armed Forces in Iraq.

6 (2) To exercise United States control over any
7 oil resource of Iraq.

8 (3) To establish any military installation or
9 base for the purpose of providing for the permanent
10 stationing of United States Armed Forces in Af-
11 ghanistan.

12 SEC. 9008. None of the funds made available in this
13 Act may be used in contravention of the following laws
14 enacted or regulations promulgated to implement the
15 United Nations Convention Against Torture and Other
16 Cruel, Inhuman or Degrading Treatment or Punishment
17 (done at New York on December 10, 1984):

18 (1) Section 2340A of title 18, United States
19 Code.

20 (2) Section 2242 of the Foreign Affairs Reform
21 and Restructuring Act of 1998 (division G of Public
22 Law 105-277; 112 Stat. 2681-822; 8 U.S.C. 1231
23 note) and regulations prescribed thereto, including
24 regulations under part 208 of title 8, Code of Fed-

1 eral Regulations, and part 95 of title 22, Code of
2 Federal Regulations.

3 ~~(3) Sections 1002 and 1003 of the Department~~
4 ~~of Defense, Emergency Supplemental Appropriations~~
5 ~~to Address Hurricanes in the Gulf of Mexico, and~~
6 ~~Pandemic Influenza Act, 2006 (Public Law 109-~~
7 ~~148).~~

8 SEC. 9009. None of the funds provided for the “Af-
9 ghanistan Security Forces Fund” (ASFF) may be obli-
10 gated prior to the approval of a financial and activity plan
11 by the Afghanistan Resources Oversight Council (AROC)
12 of the Department of Defense: *Provided*, That the AROC
13 must approve the requirement and acquisition plan for any
14 service requirements in excess of \$50,000,000 annually
15 and any non-standard equipment requirements in excess
16 of \$100,000,000 using ASFF: *Provided further*, That the
17 AROC must approve all projects and the execution plan
18 under the “Afghanistan Infrastructure Fund” (AIF) and
19 any project in excess of \$5,000,000 from the Com-
20 mander’s Emergency Response Program (CERP): *Pro-*
21 *vided further*, That the Department of Defense must cer-
22 tify to the congressional defense committees that the
23 AROC has convened and approved a process for ensuring
24 compliance with the requirements in the preceding pro-

1 visos and accompanying report language for the ASFF,
2 AIF, and CERP.

3 SEC. 9010. Funds made available in this title to the
4 Department of Defense for operation and maintenance
5 may be used to purchase items having an investment unit
6 cost of not more than \$250,000: *Provided*, That, upon de-
7 termination by the Secretary of Defense that such action
8 is necessary to meet the operational requirements of a
9 Commander of a Combatant Command engaged in contin-
10 gency operations overseas, such funds may be used to pur-
11 chase items having an investment item unit cost of not
12 more than \$500,000.

13 SEC. 9011. From funds made available to the De-
14 partment of Defense in this title under the heading “Oper-
15 ation and Maintenance” up to \$150,000,000 may be used
16 by the Secretary of Defense, notwithstanding any other
17 provision of law, to support United States Government
18 transition activities in Iraq by funding the operations and
19 activities of the Office of Security Cooperation in Iraq and
20 security assistance teams, including life support, transpor-
21 tation and personal security, and facilities renovation and
22 construction, and site closeout activities prior to returning
23 sites to the Government of Iraq: *Provided*, That to the
24 extent authorized under the National Defense Authoriza-
25 tion Act for Fiscal Year 2015, the operations and activi-

1 ties that may be carried out by the Office of Security Co-
2 operation in Iraq may, with the concurrence of the Sec-
3 retary of State, include non-operational training activities
4 in support of Iraqi Minister of Defense and Counter Ter-
5 rorism Service personnel in an institutional environment
6 to address capability gaps, integrate processes relating to
7 intelligence, air sovereignty, combined arms, logistics and
8 maintenance, and to manage and integrate defense-related
9 institutions: *Provided further*, That not later than 30 days
10 following the enactment of this Act, the Secretary of De-
11 fense and the Secretary of State shall submit to the con-
12 gressional defense committees a plan for transitioning any
13 such training activities that they determine are needed
14 after the end of fiscal year 2015, to existing or new con-
15 tracts for the sale of defense articles or defense services
16 consistent with the provisions of the Arms Export Control
17 Act (22 U.S.C. 2751 et seq.): *Provided further*, That not
18 less than 15 days before making funds available pursuant
19 to the authority provided in this section, the Secretary of
20 Defense shall submit to the congressional defense commit-
21 tees a written notification containing a detailed justifica-
22 tion and timeline for the operations and activities of the
23 Office of Security Cooperation in Iraq at each site where
24 such operations and activities will be conducted during fis-
25 cal year 2015.

1 ~~SEC. 9012.~~ (a) None of the funds appropriated or
2 otherwise made available by this Act under the heading
3 “~~Operation and Maintenance~~” for payments under section
4 ~~1233~~ of Public Law ~~110–181~~ for reimbursement to the
5 Government of Pakistan may be made available unless the
6 Secretary of Defense, in coordination with the Secretary
7 of State, certifies to the Committees on Appropriations
8 that the Government of Pakistan is—

9 ~~(1)~~ cooperating with the United States in
10 counterterrorism efforts against the Haqqani Net-
11 work, the Quetta Shura Taliban, Lashkar e-Tayyiba,
12 Jaish-e-Mohammed, Al Qaeda, and other domestic
13 and foreign terrorist organizations, including taking
14 steps to end support for such groups and prevent
15 them from basing and operating in Pakistan and
16 carrying out cross border attacks into neighboring
17 countries;

18 ~~(2)~~ not supporting terrorist activities against
19 United States or coalition forces in Afghanistan, and
20 Pakistan’s military and intelligence agencies are not
21 intervening extra-judicially into political and judicial
22 processes in Pakistan;

23 ~~(3)~~ dismantling improvised explosive device
24 (IED) networks and interdicting precursor chemicals
25 used in the manufacture of IEDs;

1 (4) preventing the proliferation of nuclear-re-
2 lated material and expertise;

3 (5) implementing policies to protect judicial
4 independence and due process of law;

5 (6) issuing visas in a timely manner for United
6 States visitors engaged in counterterrorism efforts
7 and assistance programs in Pakistan; and

8 (7) providing humanitarian organizations access
9 to detainees, internally displaced persons, and other
10 Pakistani civilians affected by the conflict.

11 (b) The Secretary of Defense, in coordination with
12 the Secretary of State, may waive the restriction in para-
13 graph (a) on a case-by-case basis by certifying in writing
14 to the Committees on Appropriations of the House of Rep-
15 resentatives and the Senate that it is in the national secu-
16 rity interest to do so: *Provided*, That if the Secretary of
17 Defense, in coordination with the Secretary of State, exer-
18 cises the authority of the previous proviso, the Secretaries
19 shall report to the Committees on Appropriations on both
20 the justification for the waiver and on the requirements
21 of this section that the Government of Pakistan was not
22 able to meet: *Provided further*, That such report may be
23 submitted in classified form if necessary.

24 SEC. 9013. None of the funds made available by this
25 Act may be used with respect to Syria in contravention

1 of the War Powers Resolution (50 U.S.C. 1541 et seq.),
2 including for the introduction of United States armed or
3 military forces into hostilities in Syria, into situations in
4 Syria where imminent involvement in hostilities is clearly
5 indicated by the circumstances, or into Syrian territory,
6 airspace, or waters while equipped for combat, in con-
7 travention of the congressional consultation and reporting
8 requirements of sections 3 and 4 of that law (50 U.S.C.
9 1542 and 1543).

10 SEC. 9014. None of the funds made available by this
11 Act for the “Afghanistan Infrastructure Fund” may be
12 used to plan, develop, or construct any project for which
13 construction has not commenced before the date of the
14 enactment of this Act.

15 SEC. 9015. No more than 15 percent of the funds
16 made available in Title IX may be obligated, until the Sec-
17 retary of Defense provides the congressional defense and
18 intelligence committees with a detailed spend plan for the
19 funds provided, including an assurance that no funds will
20 be used in contravention of section 1035 of the National
21 Defense Authorization Act for Fiscal Year 2014.

22 TITLE X—ADDITIONAL GENERAL PROVISIONS
23 SPENDING REDUCTION ACCOUNT

24 SEC. 10001. The amount by which the applicable al-
25 location of new budget authority made by the Committee

1 on Appropriations of the House of Representatives under
2 section 302(b) of the Congressional Budget Act of 1974
3 exceeds the amount of proposed new budget authority is
4 \$0.

5 ~~SEC. 10002.~~ None of the funds made available by this
6 Act may be used to enter into a contract with any offeror
7 or any of its principals if the offeror certifies, pursuant
8 to the Federal Acquisition Regulation, that the offeror or
9 any of its principals—

10 (1) within a 3-year period preceding this offer
11 has been convicted of or had a civil judgment ren-
12 dered against it for commission of fraud or a crimi-
13 nal offense in connection with obtaining, attempting
14 to obtain, or performing a public (Federal, State, or
15 local) contract or subcontract; violation of Federal or
16 State antitrust statutes relating to the submission of
17 offers; or commission of embezzlement, theft, for-
18 gery, bribery, falsification or destruction of records,
19 making false statements, tax evasion, violating Fed-
20 eral criminal tax laws, or receiving stolen property;
21 or

22 (2) are presently indicted for, or otherwise
23 criminally or civilly charged by a governmental enti-
24 ty with, commission of any of the offenses enumer-
25 ated in paragraph (1); or

1 ~~(3)~~ within a ~~3~~-year period preceding this offer,
2 has been notified of any delinquent Federal taxes in
3 an amount that exceeds ~~\$3,000~~ for which the liabil-
4 ity remains unsatisfied.

5 ~~SEC. 10003~~: None of the funds made available by this
6 Act may be used for the “Afghanistan Infrastructure
7 Fund”.

8 ~~SEC. 10004~~: None of the funds made available by this
9 Act may be used to transfer or release to the Republic
10 of Yemen (or any entity within Yemen) a detainee who
11 is or was held, detained, or otherwise in the custody of
12 the Department of Defense on or after June 24, 2009,
13 at the United States Naval Station, Guantanamo Bay,
14 Cuba.

15 ~~SEC. 10005~~: None of the funds appropriated or other-
16 wise made available by this Act may be used to retire,
17 divest, or transfer, or to prepare or plan for the retire-
18 ment, divestment, or transfer of, the entire KC-10 fleet
19 during fiscal year 2015.

20 ~~SEC. 10006~~: None of the funds made available by this
21 Act may be used to promulgate Directive 293, issued De-
22 cember 16, 2010, by the Office of Federal Contract Com-
23 pliance Programs.

24 ~~SEC. 10007~~: None of the funds made available by this
25 Act may be used to enter into any contract with an incor-

1 porated entity if such entity's sealed bid or competitive
2 proposal shows that such entity is incorporated or char-
3 tered in Bermuda or the Cayman Islands, and such enti-
4 ty's sealed bid or competitive proposal shows that such
5 entity was previously incorporated in the United States.

6 SEC. 10008. None of the funds made available by this
7 Act may be used to appoint chaplains for the military de-
8 partments in contravention of Department of Defense In-
9 struction 1304.28, dated June 11, 2004, incorporating
10 change 3, dated March 20, 2014, regarding the appoint-
11 ment of chaplains for the military departments.

12 SEC. 10009. None of the funds made available by this
13 Act may be used to enforce section 526 of the Energy
14 Independence and Security Act of 2007 (Public Law 110-
15 140; 42 U.S.C. 17142).

16 SEC. 10010. None of the funds made available by this
17 Act may be obligated or expended to transfer man-port-
18 able air defense systems (MANPADS) to any entity in
19 Syria.

20 SEC. 10011. None of the funds made available by this
21 Act may be used to design, implement, administer, or
22 carry out the U.S. Global Climate Research Program Na-
23 tional Climate Assessment, the Intergovernmental Panel
24 on Climate Change's Fifth Assessment Report, the United
25 Nations' Agenda 21 sustainable development plan, or the

1 May 2013 Technical Update of the Social Cost of Carbon
2 for Regulatory Impact Analysis Under Executive Order
3 No. 12866.

4 SEC. 10012. None of the funds made available by this
5 Act may be used with respect to Iraq in contravention of
6 the War Powers Resolution (50 U.S.C. 1541 et seq.), in-
7 cluding for the introduction of United States armed forces
8 into hostilities in Iraq, into situations in Iraq where immi-
9 nent involvement in hostilities is clearly indicated by the
10 circumstances, or into Iraqi territory, airspace, or waters
11 while equipped for combat, in contravention of the con-
12 gressional consultation and reporting requirements of sec-
13 tions 3 and 4 of such Resolution (50 U.S.C. 1542 and
14 1543).

15 SEC. 10013. None of the funds made available by this
16 Act may be used to plan for or carry out a furlough of
17 a dual status military technician (as defined in section
18 10216 of title 10, United States Code).

19 SEC. 10014. None of the funds made available by this
20 Act may be used to implement Executive Order No. 12473
21 of April 13, 1984, as amended by Executive Order No.
22 13669 of June 13, 2014, as those amendments apply to
23 section 405(i) of the Rules for Courts-Martial.

24 SEC. 10015. None of the funds appropriated or other-
25 wise made available by this Act may be used to pay for

1 storage for patrol boats procured under the Department
2 of Navy Memorandum #105-E2P-196 dated October 12,
3 2010.

4 SEC. 10016. None of the funds made available by this
5 Act may be used to implement the Treaty on Open Skies,
6 done at Helsinki March 24, 1992, and entered into force
7 January 1, 2002.

8 SEC. 10017. None of the funds made available by this
9 Act may be used to maintain or improve Department of
10 Defense real property with a zero percent utilization rate
11 according to the Department's real property inventory
12 database, except in the case of maintenance of an historic
13 property as required by the National Historic Preservation
14 Act (16 U.S.C. 470 et seq.) or maintenance to prevent
15 a negative environmental impact as required by the Na-
16 tional Environmental Policy Act of 1969 (42 U.S.C. 4321
17 et seq.).

18 SEC. 10018. None of the funds made available by this
19 Act may be used to procure any Army Aircrew Combat
20 Uniforms.

21 SEC. 10019. None of the funds made available by this
22 Act may be obligated or expended to implement the Con-
23 vention on the Prohibition of the Use, Stockpiling, Pro-
24 duction and Transfer of Anti-Personnel Mines and on
25 their Destruction.

1 ~~SEC. 10020.~~ None of the funds made available by this
 2 Act may be used to carry out any of the following:

3 ~~(1) Section 2(b), 2(d), 2(g), 3(e), 3(e), 3(f), or~~
 4 ~~3(g) of Executive Order No. 13423.~~

5 ~~(2) Section 2(a), 2(b), 2(e), 2(f)(iii-iv), 2(h), 7,~~
 6 ~~9, 12, 13, or 16 of Executive Order No. 13514.~~

7 ~~(3) Section 2911 of title 10, United States~~
 8 ~~Code.~~

9 ~~(4) Section 400AA or 400 FF of the Energy~~
 10 ~~Policy and Conservation Act (42 U.S.C. 6374,~~
 11 ~~6374e).~~

12 ~~(5) Section 303 of the Energy Policy Act of~~
 13 ~~1992 (42 U.S.C. 13212).~~

14 ~~(6) Section 203 of the Energy Policy Act of~~
 15 ~~2005 (42 U.S.C. 15852).~~

16 ~~SEC. 10021.~~ None of the funds made available by this
 17 Act may be used to “consult”, as the term is used in ref-
 18 erence to the Department of Defense and the National Se-
 19 curity Agency, in contravention of the “assur[ance]” pro-
 20 vided in section 20(e)(1)(A) of the National Institute of
 21 Standards and Technology Act (15 U.S.C. 278g-
 22 3(e)(1)(A)).

23 ~~SEC. 10022.~~ None of the funds made available by this
 24 Act may be used to propose, plan for, or execute an addi-
 25 tional Base Realignment and Closure round.

1 ~~SEC. 10023.~~ None of the funds made available by this
2 Act may be used in contravention of Article II, section
3 ~~2~~ of the Constitution.

4 ~~SEC. 10024.~~ None of the funds made available by this
5 Act may be used to transfer weapons to the Palestinian
6 Authority.

7 ~~SEC. 10025.~~ None of the funds made available by this
8 Act may be used to—

9 (1) ~~disestablish, or prepare to disestablish, a~~
10 ~~Senior Reserve Officers' Training Corps program in~~
11 ~~accordance with Department of Defense Instruction~~
12 ~~Number 1215.08, dated June 26, 2006; or~~

13 (2) ~~close, downgrade from host to extension~~
14 ~~center, or place on probation a Senior Reserve Offi-~~
15 ~~cers' Training Corps program in accordance with the~~
16 ~~information paper of the Department of the Army~~
17 ~~titled "Army Senior Reserve Officers' Training~~
18 ~~Corps (SROTC) Program Review and Criteria",~~
19 ~~dated January 27, 2014.~~

20 ~~SEC. 10026.~~ None of the funds appropriated or other-
21 wise made available in this Act may be used to enter into
22 a contract for the planning, design, refurbishing, or con-
23 struction of a biofuels refinery unless such planning, de-
24 sign, refurbishing, or construction is specifically author-
25 ized by law.

1 ~~SEC. 10027.~~ None of the funds made available by this
2 Act may be used to divest, retire, transfer, or place in stor-
3 age, or prepare to divest, retire, transfer, or place in stor-
4 age, any A-10 aircraft, or to disestablish any units of the
5 active or reserve component associated with such aircraft.

6 ~~SEC. 10028.~~ None of the funds appropriated or other-
7 wise made available by this Act may be used to transfer
8 or release any individual detained at United States Naval
9 Station, Guantanamo Bay, Cuba to the individual's coun-
10 try of origin or to any other foreign country.

11 ~~SEC. 10029.~~ (a) Except as provided in subsection (b),
12 none of the funds made available by this Act may be used
13 by an officer or employee of the United States to query
14 a collection of foreign intelligence information acquired
15 under section 702 of the Foreign Intelligence Surveillance
16 Act of 1978 (50 U.S.C. 1881a) using a United States per-
17 son identifier.

18 (b) Subsection (a) shall not apply to queries for for-
19 eign intelligence information authorized under section
20 105, 304, 703, 704, or 705 of the Foreign Intelligence
21 Surveillance Act of 1978 (50 U.S.C. 1805; 1842; 1881b;
22 1881e; 1881d), or title 18, United States Code, regardless
23 of under what Foreign Intelligence Surveillance Act au-
24 thority it was collected.

1 (e) Except as provided for in subsection (d), none of
2 the funds made available by this Act may be used by the
3 National Security Agency or the Central Intelligence
4 Agency to mandate or request that a person (as defined
5 in section 1801(m) of title 50, United States Code) alter
6 its product or service to permit the electronic surveillance
7 (as defined in section 1801(f) of title 50, United States
8 Code) of any user of said product or service for said agen-
9 eies.

10 (d) Subsection (e) shall not apply with respect to
11 mandates or requests authorized under the Communica-
12 tions Assistance for Law Enforcement Act (47 U.S.C.
13 1001 et seq.).

14 SEC. 10030. None of the funds made available in this
15 Act may be used to enter into a contract with any person
16 whose disclosures of a proceeding with a disposition listed
17 in section 2313(e)(1) of title 41, United States Code, in
18 the Federal Awardee Performance and Integrity Informa-
19 tion System include the term “Fair Labor Standards
20 Act.”.

21 SEC. 10031. None of the funds made available by this
22 Act may be used in contravention of section 1034 of title
23 10, United States Code.

24 SEC. 10032. None of the funds made available by this
25 Act may be used by the Defense Logistics Agency to im-

1 plement the Small Business Administration interim final
2 rule titled “Small Business Size Standards; Adoption of
3 2012 North American Industry Classification System”
4 (published August 20, 2012, in the Federal Register) with
5 respect to the procurement of footwear.

6 SEC. 10033. None of the funds made available by this
7 Act may be obligated or expended to the following entities
8 or in contravention of section 2339B of title 18, United
9 States Code:

10 (1) The Government of Iran.

11 (2) The Government of Syria.

12 (3) The Palestinian Authority.

13 (4) Hamas.

14 (5) The Islamic State of Iraq and Syria.

15 This Act may be cited as the “Department of Defense
16 Appropriations Act, 2015”.

17 *That the following sums are appropriated, out of any*
18 *money in the Treasury not otherwise appropriated, for the*
19 *Department of Defense for the fiscal year ending September*
20 *30, 2015, and for other purposes, namely:*

21 *TITLE I*

22 *MILITARY PERSONNEL*

23 *MILITARY PERSONNEL, ARMY*

24 *For pay, allowances, individual clothing, subsistence,*
25 *interest on deposits, gratuities, permanent change of station*

1 *travel (including all expenses thereof for organizational*
2 *movements), and expenses of temporary duty travel between*
3 *permanent duty stations, for members of the Army on active*
4 *duty (except members of reserve components provided for*
5 *elsewhere), cadets, and aviation cadets; for members of the*
6 *Reserve Officers' Training Corps; and for payments pursu-*
7 *ant to section 156 of Public Law 97-377, as amended (42*
8 *U.S.C. 402 note), and to the Department of Defense Mili-*
9 *tary Retirement Fund, \$41,222,729,000.*

10 *MILITARY PERSONNEL, NAVY*

11 *For pay, allowances, individual clothing, subsistence,*
12 *interest on deposits, gratuities, permanent change of station*
13 *travel (including all expenses thereof for organizational*
14 *movements), and expenses of temporary duty travel between*
15 *permanent duty stations, for members of the Navy on active*
16 *duty (except members of the Reserve provided for elsewhere),*
17 *midshipmen, and aviation cadets; for members of the Re-*
18 *serve Officers' Training Corps; and for payments pursuant*
19 *to section 156 of Public Law 97-377, as amended (42*
20 *U.S.C. 402 note), and to the Department of Defense Mili-*
21 *tary Retirement Fund, \$27,515,655,000.*

22 *MILITARY PERSONNEL, MARINE CORPS*

23 *For pay, allowances, individual clothing, subsistence,*
24 *interest on deposits, gratuities, permanent change of station*
25 *travel (including all expenses thereof for organizational*

1 *movements), and expenses of temporary duty travel between*
2 *permanent duty stations, for members of the Marine Corps*
3 *on active duty (except members of the Reserve provided for*
4 *elsewhere); and for payments pursuant to section 156 of*
5 *Public Law 97–377, as amended (42 U.S.C. 402 note), and*
6 *to the Department of Defense Military Retirement Fund,*
7 *\$12,826,843,000.*

8 *MILITARY PERSONNEL, AIR FORCE*

9 *For pay, allowances, individual clothing, subsistence,*
10 *interest on deposits, gratuities, permanent change of station*
11 *travel (including all expenses thereof for organizational*
12 *movements), and expenses of temporary duty travel between*
13 *permanent duty stations, for members of the Air Force on*
14 *active duty (except members of reserve components provided*
15 *for elsewhere), cadets, and aviation cadets; for members of*
16 *the Reserve Officers' Training Corps; and for payments*
17 *pursuant to section 156 of Public Law 97–377, as amended*
18 *(42 U.S.C. 402 note), and to the Department of Defense*
19 *Military Retirement Fund, \$27,928,039,000.*

20 *RESERVE PERSONNEL, ARMY*

21 *For pay, allowances, clothing, subsistence, gratuities,*
22 *travel, and related expenses for personnel of the Army Re-*
23 *serve on active duty under sections 10211, 10302, and 3038*
24 *of title 10, United States Code, or while serving on active*
25 *duty under section 12301(d) of title 10, United States Code,*

1 *in connection with performing duty specified in section*
2 *12310(a) of title 10, United States Code, or while under-*
3 *going reserve training, or while performing drills or equiva-*
4 *lent duty or other duty, and expenses authorized by section*
5 *16131 of title 10, United States Code; and for payments*
6 *to the Department of Defense Military Retirement Fund,*
7 *\$4,223,400,000.*

8 *RESERVE PERSONNEL, NAVY*

9 *For pay, allowances, clothing, subsistence, gratuities,*
10 *travel, and related expenses for personnel of the Navy Re-*
11 *serve on active duty under section 10211 of title 10, United*
12 *States Code, or while serving on active duty under section*
13 *12301(d) of title 10, United States Code, in connection with*
14 *performing duty specified in section 12310(a) of title 10,*
15 *United States Code, or while undergoing reserve training,*
16 *or while performing drills or equivalent duty, and expenses*
17 *authorized by section 16131 of title 10, United States Code;*
18 *and for payments to the Department of Defense Military*
19 *Retirement Fund, \$1,841,624,000.*

20 *RESERVE PERSONNEL, MARINE CORPS*

21 *For pay, allowances, clothing, subsistence, gratuities,*
22 *travel, and related expenses for personnel of the Marine*
23 *Corps Reserve on active duty under section 10211 of title*
24 *10, United States Code, or while serving on active duty*
25 *under section 12301(d) of title 10, United States Code, in*

1 *connection with performing duty specified in section*
2 *12310(a) of title 10, United States Code, or while under-*
3 *going reserve training, or while performing drills or equiva-*
4 *lent duty, and for members of the Marine Corps platoon*
5 *leaders class, and expenses authorized by section 16131 of*
6 *title 10, United States Code; and for payments to the De-*
7 *partment of Defense Military Retirement Fund,*
8 *\$661,174,000.*

9 *RESERVE PERSONNEL, AIR FORCE*

10 *For pay, allowances, clothing, subsistence, gratuities,*
11 *travel, and related expenses for personnel of the Air Force*
12 *Reserve on active duty under sections 10211, 10305, and*
13 *8038 of title 10, United States Code, or while serving on*
14 *active duty under section 12301(d) of title 10, United States*
15 *Code, in connection with performing duty specified in sec-*
16 *tion 12310(a) of title 10, United States Code, or while un-*
17 *dergoing reserve training, or while performing drills or*
18 *equivalent duty or other duty, and expenses authorized by*
19 *section 16131 of title 10, United States Code; and for pay-*
20 *ments to the Department of Defense Military Retirement*
21 *Fund, \$1,660,148,000.*

22 *NATIONAL GUARD PERSONNEL, ARMY*

23 *For pay, allowances, clothing, subsistence, gratuities,*
24 *travel, and related expenses for personnel of the Army Na-*
25 *tional Guard while on duty under sections 10211, 10302,*

1 *or 12402 of title 10 or section 708 of title 32, United States*
2 *Code, or while serving on duty under section 12301(d) of*
3 *title 10 or section 502(f) of title 32, United States Code,*
4 *in connection with performing duty specified in section*
5 *12310(a) of title 10, United States Code, or while under-*
6 *going training, or while performing drills or equivalent*
7 *duty or other duty, and expenses authorized by section*
8 *16131 of title 10, United States Code; and for payments*
9 *to the Department of Defense Military Retirement Fund,*
10 *\$7,425,722,000.*

11 *NATIONAL GUARD PERSONNEL, AIR FORCE*

12 *For pay, allowances, clothing, subsistence, gratuities,*
13 *travel, and related expenses for personnel of the Air Na-*
14 *tional Guard on duty under sections 10211, 10305, or*
15 *12402 of title 10 or section 708 of title 32, United States*
16 *Code, or while serving on duty under section 12301(d) of*
17 *title 10 or section 502(f) of title 32, United States Code,*
18 *in connection with performing duty specified in section*
19 *12310(a) of title 10, United States Code, or while under-*
20 *going training, or while performing drills or equivalent*
21 *duty or other duty, and expenses authorized by section*
22 *16131 of title 10, United States Code; and for payments*
23 *to the Department of Defense Military Retirement Fund,*
24 *\$3,125,209,000.*

1 *TITLE II*2 *OPERATION AND MAINTENANCE*3 *OPERATION AND MAINTENANCE, ARMY*

4 *For expenses, not otherwise provided for, necessary for*
5 *the operation and maintenance of the Army, as authorized*
6 *by law, \$33,396,688,000: Provided, That not to exceed*
7 *\$12,478,000 can be used for emergencies and extraordinary*
8 *expenses, to be expended on the approval or authority of*
9 *the Secretary of the Army, and payments may be made on*
10 *his certificate of necessity for confidential military pur-*
11 *poses.*

12 *OPERATION AND MAINTENANCE, NAVY*

13 *For expenses, not otherwise provided for, necessary for*
14 *the operation and maintenance of the Navy and the Marine*
15 *Corps, as authorized by law, \$38,822,366,000: Provided,*
16 *That not to exceed \$15,055,000 can be used for emergencies*
17 *and extraordinary expenses, to be expended on the approval*
18 *or authority of the Secretary of the Navy, and payments*
19 *may be made on his certificate of necessity for confidential*
20 *military purposes.*

21 *OPERATION AND MAINTENANCE, MARINE CORPS*

22 *For expenses, not otherwise provided for, necessary for*
23 *the operation and maintenance of the Marine Corps, as au-*
24 *thorized by law, \$5,997,507,000.*

1 *OPERATION AND MAINTENANCE, AIR FORCE*

2 *For expenses, not otherwise provided for, necessary for*
3 *the operation and maintenance of the Air Force, as author-*
4 *ized by law, \$35,485,568,000: Provided, That not to exceed*
5 *\$7,699,000 can be used for emergencies and extraordinary*
6 *expenses, to be expended on the approval or authority of*
7 *the Secretary of the Air Force, and payments may be made*
8 *on his certificate of necessity for confidential military pur-*
9 *poses.*

10 *OPERATION AND MAINTENANCE, DEFENSE-WIDE*11 *(INCLUDING TRANSFER OF FUNDS)*

12 *For expenses, not otherwise provided for, necessary for*
13 *the operation and maintenance of activities and agencies*
14 *of the Department of Defense (other than the military de-*
15 *partments), as authorized by law, \$31,049,591,000: Pro-*
16 *vided, That not more than \$15,000,000 may be used for*
17 *the Combatant Commander Initiative Fund authorized*
18 *under section 166a of title 10, United States Code: Provided*
19 *further, That not to exceed \$36,000,000 can be used for*
20 *emergencies and extraordinary expenses, to be expended on*
21 *the approval or authority of the Secretary of Defense, and*
22 *payments may be made on his certificate of necessity for*
23 *confidential military purposes: Provided further, That of*
24 *the funds provided under this heading, not less than*
25 *\$35,745,000 shall be made available for the Procurement*

1 *Technical Assistance Cooperative Agreement Program, of*
2 *which not less than \$3,600,000 shall be available for centers*
3 *defined in 10 U.S.C. 2411(1)(D): Provided further, That*
4 *none of the funds appropriated or otherwise made available*
5 *by this Act may be used to plan or implement the consolida-*
6 *tion of a budget or appropriations liaison office of the Office*
7 *of the Secretary of Defense, the office of the Secretary of*
8 *a military department, or the service headquarters of one*
9 *of the Armed Forces into a legislative affairs or legislative*
10 *liaison office: Provided further, That \$8,881,000, to remain*
11 *available until expended, is available only for expenses re-*
12 *lating to certain classified activities, and may be trans-*
13 *ferred as necessary by the Secretary of Defense to operation*
14 *and maintenance appropriations or research, development,*
15 *test and evaluation appropriations, to be merged with and*
16 *to be available for the same time period as the appropria-*
17 *tions to which transferred: Provided further, That any ceil-*
18 *ing on the investment item unit cost of items that may be*
19 *purchased with operation and maintenance funds shall not*
20 *apply to the funds described in the preceding proviso: Pro-*
21 *vided further, That the transfer authority provided under*
22 *this heading is in addition to any other transfer authority*
23 *provided elsewhere in this Act.*

1 *OPERATION AND MAINTENANCE, ARMY RESERVE*

2 *For expenses, not otherwise provided for, necessary for*
3 *the operation and maintenance, including training, organi-*
4 *zation, and administration, of the Army Reserve; repair of*
5 *facilities and equipment; hire of passenger motor vehicles;*
6 *travel and transportation; care of the dead; recruiting; pro-*
7 *curement of services, supplies, and equipment; and commu-*
8 *nications, \$2,474,995,000.*

9 *OPERATION AND MAINTENANCE, NAVY RESERVE*

10 *For expenses, not otherwise provided for, necessary for*
11 *the operation and maintenance, including training, organi-*
12 *zation, and administration, of the Navy Reserve; repair of*
13 *facilities and equipment; hire of passenger motor vehicles;*
14 *travel and transportation; care of the dead; recruiting; pro-*
15 *curement of services, supplies, and equipment; and commu-*
16 *nications, \$990,633,000.*

17 *OPERATION AND MAINTENANCE, MARINE CORPS RESERVE*

18 *For expenses, not otherwise provided for, necessary for*
19 *the operation and maintenance, including training, organi-*
20 *zation, and administration, of the Marine Corps Reserve;*
21 *repair of facilities and equipment; hire of passenger motor*
22 *vehicles; travel and transportation; care of the dead; recruit-*
23 *ing; procurement of services, supplies, and equipment; and*
24 *communications, \$270,482,000.*

1 *OPERATION AND MAINTENANCE, AIR FORCE RESERVE*

2 *For expenses, not otherwise provided for, necessary for*
3 *the operation and maintenance, including training, organi-*
4 *zation, and administration, of the Air Force Reserve; repair*
5 *of facilities and equipment; hire of passenger motor vehicles;*
6 *travel and transportation; care of the dead; recruiting; pro-*
7 *curement of services, supplies, and equipment; and commu-*
8 *nications, \$2,989,206,000.*

9 *OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD*

10 *For expenses of training, organizing, and admin-*
11 *istering the Army National Guard, including medical and*
12 *hospital treatment and related expenses in non-Federal hos-*
13 *pitals; maintenance, operation, and repairs to structures*
14 *and facilities; hire of passenger motor vehicles; personnel*
15 *services in the National Guard Bureau; travel expenses*
16 *(other than mileage), as authorized by law for Army per-*
17 *sonnel on active duty, for Army National Guard division,*
18 *regimental, and battalion commanders while inspecting*
19 *units in compliance with National Guard Bureau regula-*
20 *tions when specifically authorized by the Chief, National*
21 *Guard Bureau; supplying and equipping the Army Na-*
22 *tional Guard as authorized by law; and expenses of repair,*
23 *modification, maintenance, and issue of supplies and*
24 *equipment (including aircraft), \$6,231,351,000.*

1 *OPERATION AND MAINTENANCE, AIR NATIONAL GUARD*

2 *For expenses of training, organizing, and admin-*
3 *istering the Air National Guard, including medical and*
4 *hospital treatment and related expenses in non-Federal hos-*
5 *pitals; maintenance, operation, and repairs to structures*
6 *and facilities; transportation of things, hire of passenger*
7 *motor vehicles; supplying and equipping the Air National*
8 *Guard, as authorized by law; expenses for repair, modifica-*
9 *tion, maintenance, and issue of supplies and equipment,*
10 *including those furnished from stocks under the control of*
11 *agencies of the Department of Defense; travel expenses (other*
12 *than mileage) on the same basis as authorized by law for*
13 *Air National Guard personnel on active Federal duty, for*
14 *Air National Guard commanders while inspecting units in*
15 *compliance with National Guard Bureau regulations when*
16 *specifically authorized by the Chief, National Guard Bu-*
17 *reau, \$6,361,281,000.*

18 *UNITED STATES COURT OF APPEALS FOR THE ARMED*19 *FORCES*

20 *For salaries and expenses necessary for the United*
21 *States Court of Appeals for the Armed Forces, \$13,723,000,*
22 *of which not to exceed \$5,000 may be used for official rep-*
23 *resentation purposes.*

1 *ENVIRONMENTAL RESTORATION, ARMY*2 *(INCLUDING TRANSFER OF FUNDS)*

3 *For the Department of the Army, \$201,560,000, to re-*
4 *main available until transferred: Provided, That the Sec-*
5 *retary of the Army shall, upon determining that such funds*
6 *are required for environmental restoration, reduction and*
7 *recycling of hazardous waste, removal of unsafe buildings*
8 *and debris of the Department of the Army, or for similar*
9 *purposes, transfer the funds made available by this appro-*
10 *priation to other appropriations made available to the De-*
11 *partment of the Army, to be merged with and to be available*
12 *for the same purposes and for the same time period as the*
13 *appropriations to which transferred: Provided further, That*
14 *upon a determination that all or part of the funds trans-*
15 *ferred from this appropriation are not necessary for the*
16 *purposes provided herein, such amounts may be transferred*
17 *back to this appropriation: Provided further, That the*
18 *transfer authority provided under this heading is in addi-*
19 *tion to any other transfer authority provided elsewhere in*
20 *this Act.*

21 *ENVIRONMENTAL RESTORATION, NAVY*22 *(INCLUDING TRANSFER OF FUNDS)*

23 *For the Department of the Navy, \$277,294,000, to re-*
24 *main available until transferred: Provided, That the Sec-*
25 *retary of the Navy shall, upon determining that such funds*

1 *are required for environmental restoration, reduction and*
2 *recycling of hazardous waste, removal of unsafe buildings*
3 *and debris of the Department of the Navy, or for similar*
4 *purposes, transfer the funds made available by this appro-*
5 *priation to other appropriations made available to the De-*
6 *partment of the Navy, to be merged with and to be available*
7 *for the same purposes and for the same time period as the*
8 *appropriations to which transferred: Provided further, That*
9 *upon a determination that all or part of the funds trans-*
10 *ferred from this appropriation are not necessary for the*
11 *purposes provided herein, such amounts may be transferred*
12 *back to this appropriation: Provided further, That the*
13 *transfer authority provided under this heading is in addi-*
14 *tion to any other transfer authority provided elsewhere in*
15 *this Act.*

16 *ENVIRONMENTAL RESTORATION, AIR FORCE*
17 *(INCLUDING TRANSFER OF FUNDS)*

18 *For the Department of the Air Force, \$408,716,000,*
19 *to remain available until transferred: Provided, That the*
20 *Secretary of the Air Force shall, upon determining that*
21 *such funds are required for environmental restoration, re-*
22 *duction and recycling of hazardous waste, removal of unsafe*
23 *buildings and debris of the Department of the Air Force,*
24 *or for similar purposes, transfer the funds made available*
25 *by this appropriation to other appropriations made avail-*

1 *able to the Department of the Air Force, to be merged with*
2 *and to be available for the same purposes and for the same*
3 *time period as the appropriations to which transferred:*
4 *Provided further, That upon a determination that all or*
5 *part of the funds transferred from this appropriation are*
6 *not necessary for the purposes provided herein, such*
7 *amounts may be transferred back to this appropriation:*
8 *Provided further, That the transfer authority provided*
9 *under this heading is in addition to any other transfer au-*
10 *thority provided elsewhere in this Act.*

11 *ENVIRONMENTAL RESTORATION, DEFENSE-WIDE*

12 *(INCLUDING TRANSFER OF FUNDS)*

13 *For the Department of Defense, \$8,547,000, to remain*
14 *available until transferred: Provided, That the Secretary of*
15 *Defense shall, upon determining that such funds are re-*
16 *quired for environmental restoration, reduction and recy-*
17 *cling of hazardous waste, removal of unsafe buildings and*
18 *debris of the Department of Defense, or for similar purposes,*
19 *transfer the funds made available by this appropriation to*
20 *other appropriations made available to the Department of*
21 *Defense, to be merged with and to be available for the same*
22 *purposes and for the same time period as the appropria-*
23 *tions to which transferred: Provided further, That upon a*
24 *determination that all or part of the funds transferred from*
25 *this appropriation are not necessary for the purposes pro-*

1 *vided herein, such amounts may be transferred back to this*
2 *appropriation: Provided further, That the transfer author-*
3 *ity provided under this heading is in addition to any other*
4 *transfer authority provided elsewhere in this Act.*

5 *ENVIRONMENTAL RESTORATION, FORMERLY USED*

6 *DEFENSE SITES*

7 *(INCLUDING TRANSFER OF FUNDS)*

8 *For the Department of the Army, \$258,353,000, to re-*
9 *main available until transferred: Provided, That the Sec-*
10 *retary of the Army shall, upon determining that such funds*
11 *are required for environmental restoration, reduction and*
12 *recycling of hazardous waste, removal of unsafe buildings*
13 *and debris at sites formerly used by the Department of De-*
14 *fense, transfer the funds made available by this appropria-*
15 *tion to other appropriations made available to the Depart-*
16 *ment of the Army, to be merged with and to be available*
17 *for the same purposes and for the same time period as the*
18 *appropriations to which transferred: Provided further, That*
19 *upon a determination that all or part of the funds trans-*
20 *ferred from this appropriation are not necessary for the*
21 *purposes provided herein, such amounts may be transferred*
22 *back to this appropriation: Provided further, That the*
23 *transfer authority provided under this heading is in addi-*
24 *tion to any other transfer authority provided elsewhere in*
25 *this Act.*

1 *OVERSEAS HUMANITARIAN, DISASTER, AND CIVIC AID*

2 *For expenses relating to the Overseas Humanitarian,*
3 *Disaster, and Civic Aid programs of the Department of De-*
4 *fense (consisting of the programs provided under sections*
5 *401, 402, 404, 407, 2557, and 2561 of title 10, United*
6 *States Code), \$100,000,000, to remain available until Sep-*
7 *tember 30, 2016.*

8 *COOPERATIVE THREAT REDUCTION ACCOUNT*

9 *For assistance to the republics of the former Soviet*
10 *Union and, with appropriate authorization by the Depart-*
11 *ment of Defense and Department of State, to countries out-*
12 *side of the former Soviet Union, including assistance pro-*
13 *vided by contract or by grants, for facilitating the elimi-*
14 *nation and the safe and secure transportation and storage*
15 *of nuclear, chemical and other weapons; for establishing*
16 *programs to prevent the proliferation of weapons, weapons*
17 *components, and weapon-related technology and expertise;*
18 *for programs relating to the training and support of defense*
19 *and military personnel for demilitarization and protection*
20 *of weapons, weapons components, and weapons technology*
21 *and expertise, and for defense and military contacts,*
22 *\$365,108,000, to remain available until September 30,*
23 *2017.*

1 *DEPARTMENT OF DEFENSE ACQUISITION WORKFORCE*

2 *DEVELOPMENT FUND*

3 *For the Department of Defense Acquisition Workforce*

4 *Development Fund, \$83,034,000.*

5 *TITLE III*

6 *PROCUREMENT*

7 *AIRCRAFT PROCUREMENT, ARMY*

8 *For construction, procurement, production, modifica-*
9 *tion, and modernization of aircraft, equipment, including*
10 *ordnance, ground handling equipment, spare parts, and ac-*
11 *cessories therefor; specialized equipment and training de-*
12 *vices; expansion of public and private plants, including the*
13 *land necessary therefor, for the foregoing purposes, and such*
14 *lands and interests therein, may be acquired, and construc-*
15 *tion prosecuted thereon prior to approval of title; and pro-*
16 *curement and installation of equipment, appliances, and*
17 *machine tools in public and private plants; reserve plant*
18 *and Government and contractor-owned equipment layaway;*
19 *and other expenses necessary for the foregoing purposes,*
20 *\$4,880,153,000, to remain available for obligation until*
21 *September 30, 2017.*

22 *MISSILE PROCUREMENT, ARMY*

23 *For construction, procurement, production, modifica-*
24 *tion, and modernization of missiles, equipment, including*
25 *ordnance, ground handling equipment, spare parts, and ac-*

1 *cessories therefor; specialized equipment and training de-*
2 *vices; expansion of public and private plants, including the*
3 *land necessary therefor, for the foregoing purposes, and such*
4 *lands and interests therein, may be acquired, and construc-*
5 *tion prosecuted thereon prior to approval of title; and pro-*
6 *curement and installation of equipment, appliances, and*
7 *machine tools in public and private plants; reserve plant*
8 *and Government and contractor-owned equipment layaway;*
9 *and other expenses necessary for the foregoing purposes,*
10 *\$1,008,692,000, to remain available for obligation until*
11 *September 30, 2017.*

12 *PROCUREMENT OF WEAPONS AND TRACKED COMBAT*

13 *VEHICLES, ARMY*

14 *For construction, procurement, production, and modi-*
15 *fication of weapons and tracked combat vehicles, equipment,*
16 *including ordnance, spare parts, and accessories therefor;*
17 *specialized equipment and training devices; expansion of*
18 *public and private plants, including the land necessary*
19 *therefor, for the foregoing purposes, and such lands and in-*
20 *terests therein, may be acquired, and construction pros-*
21 *ecuted thereon prior to approval of title; and procurement*
22 *and installation of equipment, appliances, and machine*
23 *tools in public and private plants; reserve plant and Gov-*
24 *ernment and contractor-owned equipment layaway; and*
25 *other expenses necessary for the foregoing purposes,*

1 \$1,701,549,000, to remain available for obligation until
2 September 30, 2017.

3 *PROCUREMENT OF AMMUNITION, ARMY*

4 *For construction, procurement, production, and modi-*
5 *fication of ammunition, and accessories therefor; specialized*
6 *equipment and training devices; expansion of public and*
7 *private plants, including ammunition facilities, authorized*
8 *by section 2854 of title 10, United States Code, and the*
9 *land necessary therefor, for the foregoing purposes, and such*
10 *lands and interests therein, may be acquired, and construc-*
11 *tion prosecuted thereon prior to approval of title; and pro-*
12 *curement and installation of equipment, appliances, and*
13 *machine tools in public and private plants; reserve plant*
14 *and Government and contractor-owned equipment layaway;*
15 *and other expenses necessary for the foregoing purposes,*
16 *\$1,015,477,000, to remain available for obligation until*
17 *September 30, 2017.*

18 *OTHER PROCUREMENT, ARMY*

19 *For construction, procurement, production, and modi-*
20 *fication of vehicles, including tactical, support, and non-*
21 *tracked combat vehicles; the purchase of passenger motor ve-*
22 *hicles for replacement only; communications and electronic*
23 *equipment; other support equipment; spare parts, ordnance,*
24 *and accessories therefor; specialized equipment and training*
25 *devices; expansion of public and private plants, including*

1 *the land necessary therefor, for the foregoing purposes, and*
2 *such lands and interests therein, may be acquired, and con-*
3 *struction prosecuted thereon prior to approval of title; and*
4 *procurement and installation of equipment, appliances,*
5 *and machine tools in public and private plants; reserve*
6 *plant and Government and contractor-owned equipment*
7 *layaway; and other expenses necessary for the foregoing*
8 *purposes, \$4,449,383,000, to remain available for obligation*
9 *until September 30, 2017.*

10 *AIRCRAFT PROCUREMENT, NAVY*

11 *For construction, procurement, production, modifica-*
12 *tion, and modernization of aircraft, equipment, including*
13 *ordnance, spare parts, and accessories therefor; specialized*
14 *equipment; expansion of public and private plants, includ-*
15 *ing the land necessary therefor, and such lands and inter-*
16 *ests therein, may be acquired, and construction prosecuted*
17 *thereon prior to approval of title; and procurement and in-*
18 *stallation of equipment, appliances, and machine tools in*
19 *public and private plants; reserve plant and Government*
20 *and contractor-owned equipment layaway,*
21 *\$13,960,270,000, to remain available for obligation until*
22 *September 30, 2017.*

23 *WEAPONS PROCUREMENT, NAVY*

24 *For construction, procurement, production, modifica-*
25 *tion, and modernization of missiles, torpedoes, other weap-*

1 *ons, and related support equipment including spare parts,*
2 *and accessories therefor; expansion of public and private*
3 *plants, including the land necessary therefor, and such*
4 *lands and interests therein, may be acquired, and construc-*
5 *tion prosecuted thereon prior to approval of title; and pro-*
6 *curement and installation of equipment, appliances, and*
7 *machine tools in public and private plants; reserve plant*
8 *and Government and contractor-owned equipment layaway,*
9 *\$3,263,794,000, to remain available for obligation until*
10 *September 30, 2017.*

11 *PROCUREMENT OF AMMUNITION, NAVY AND MARINE*
12 *CORPS*

13 *For construction, procurement, production, and modi-*
14 *fication of ammunition, and accessories therefor; specialized*
15 *equipment and training devices; expansion of public and*
16 *private plants, including ammunition facilities, authorized*
17 *by section 2854 of title 10, United States Code, and the*
18 *land necessary therefor, for the foregoing purposes, and such*
19 *lands and interests therein, may be acquired, and construc-*
20 *tion prosecuted thereon prior to approval of title; and pro-*
21 *curement and installation of equipment, appliances, and*
22 *machine tools in public and private plants; reserve plant*
23 *and Government and contractor-owned equipment layaway;*
24 *and other expenses necessary for the foregoing purposes,*

1 \$754,845,000, to remain available for obligation until Sep-
2 tember 30, 2017.

3 *SHIPBUILDING AND CONVERSION, NAVY*

4 *For expenses necessary for the construction, acquisi-*
5 *tion, or conversion of vessels as authorized by law, includ-*
6 *ing armor and armament thereof, plant equipment, appli-*
7 *ances, and machine tools and installation thereof in public*
8 *and private plants; reserve plant and Government and con-*
9 *tractor-owned equipment layaway; procurement of critical,*
10 *long lead time components and designs for vessels to be con-*
11 *structed or converted in the future; and expansion of public*
12 *and private plants, including land necessary therefor, and*
13 *such lands and interests therein, may be acquired, and con-*
14 *struction prosecuted thereon prior to approval of title, as*
15 *follows:*

16 *Carrier Replacement Program, \$1,230,000,000;*
17 *Virginia Class Submarine, \$3,553,254,000;*
18 *Virginia Class Submarine (AP), \$2,330,325,000;*
19 *CVN Refueling Overhauls (AP), \$483,600,000;*
20 *DDG-1000 Program, \$419,532,000;*
21 *DDG-51 Destroyer, \$2,671,415,000;*
22 *DDG-51 Destroyer (AP), \$134,039,000;*
23 *Littoral Combat Ship, \$1,507,049,000;*
24 *LPD-17, \$800,000,000;*
25 *LHA Replacement, \$29,093,000;*

1 *Joint High Speed Vessel, \$200,000,000;*
2 *Moored Training Ship, \$737,268,000;*
3 *Moored Training Ship (AP), \$64,388,000;*
4 *Ship to Shore Connector, \$184,233,000;*
5 *LCAC Service Life Extension Program,*
6 *\$40,485,000; and*

7 *For outfitting, post delivery, conversions, and*
8 *first destination transportation, \$503,804,000.*

9 *Completion of Prior Year Shipbuilding Pro-*
10 *grams, \$1,007,285,000.*

11 *In all: \$15,895,770,000, to remain available for obliga-*
12 *tion until September 30, 2019: Provided, That additional*
13 *obligations may be incurred after September 30, 2019, for*
14 *engineering services, tests, evaluations, and other such budg-*
15 *eted work that must be performed in the final stage of ship*
16 *construction: Provided further, That none of the funds pro-*
17 *vided under this heading for the construction or conversion*
18 *of any naval vessel to be constructed in shipyards in the*
19 *United States shall be expended in foreign facilities for the*
20 *construction of major components of such vessel: Provided*
21 *further, That none of the funds provided under this heading*
22 *shall be used for the construction of any naval vessel in*
23 *foreign shipyards.*

1 *OTHER PROCUREMENT, NAVY*

2 *For procurement, production, and modernization of*
3 *support equipment and materials not otherwise provided*
4 *for, Navy ordnance (except ordnance for new aircraft, new*
5 *ships, and ships authorized for conversion); the purchase*
6 *of passenger motor vehicles for replacement only; expansion*
7 *of public and private plants, including the land necessary*
8 *therefor, and such lands and interests therein, may be ac-*
9 *quired, and construction prosecuted thereon prior to ap-*
10 *proval of title; and procurement and installation of equip-*
11 *ment, appliances, and machine tools in public and private*
12 *plants; reserve plant and Government and contractor-owned*
13 *equipment layaway, \$6,060,433,000, to remain available*
14 *for obligation until September 30, 2017.*

15 *PROCUREMENT, MARINE CORPS*

16 *For expenses necessary for the procurement, manufac-*
17 *ture, and modification of missiles, armament, military*
18 *equipment, spare parts, and accessories therefor; plant*
19 *equipment, appliances, and machine tools, and installation*
20 *thereof in public and private plants; reserve plant and Gov-*
21 *ernment and contractor-owned equipment layaway; vehicles*
22 *for the Marine Corps, including the purchase of passenger*
23 *motor vehicles for replacement only; and expansion of pub-*
24 *lic and private plants, including land necessary therefor,*
25 *and such lands and interests therein, may be acquired, and*

1 *construction prosecuted thereon prior to approval of title,*
2 *\$944,029,000, to remain available for obligation until Sep-*
3 *tember 30, 2017.*

4 *AIRCRAFT PROCUREMENT, AIR FORCE*

5 *For construction, procurement, and modification of*
6 *aircraft and equipment, including armor and armament,*
7 *specialized ground handling equipment, and training de-*
8 *vices, spare parts, and accessories therefor; specialized*
9 *equipment; expansion of public and private plants, Govern-*
10 *ment-owned equipment and installation thereof in such*
11 *plants, erection of structures, and acquisition of land, for*
12 *the foregoing purposes, and such lands and interests therein,*
13 *may be acquired, and construction prosecuted thereon prior*
14 *to approval of title; reserve plant and Government and con-*
15 *tractor-owned equipment layaway; and other expenses nec-*
16 *essary for the foregoing purposes, including rents and trans-*
17 *portation of things, \$11,214,612,000, to remain available*
18 *for obligation until September 30, 2017.*

19 *MISSILE PROCUREMENT, AIR FORCE*

20 *For construction, procurement, and modification of*
21 *missiles, spacecraft, rockets, and related equipment, includ-*
22 *ing spare parts and accessories therefor; ground handling*
23 *equipment, and training devices; expansion of public and*
24 *private plants, Government-owned equipment and installa-*
25 *tion thereof in such plants, erection of structures, and ac-*

1 *quisition of land, for the foregoing purposes, and such lands*
2 *and interests therein, may be acquired, and construction*
3 *prosecuted thereon prior to approval of title; reserve plant*
4 *and Government and contractor-owned equipment layaway;*
5 *and other expenses necessary for the foregoing purposes, in-*
6 *cluding rents and transportation of things, \$4,652,552,000,*
7 *to remain available for obligation until September 30,*
8 *2017.*

9 *PROCUREMENT OF AMMUNITION, AIR FORCE*

10 *For construction, procurement, production, and modi-*
11 *fication of ammunition, and accessories therefor; specialized*
12 *equipment and training devices; expansion of public and*
13 *private plants, including ammunition facilities, authorized*
14 *by section 2854 of title 10, United States Code, and the*
15 *land necessary therefor, for the foregoing purposes, and such*
16 *lands and interests therein, may be acquired, and construc-*
17 *tion prosecuted thereon prior to approval of title; and pro-*
18 *curement and installation of equipment, appliances, and*
19 *machine tools in public and private plants; reserve plant*
20 *and Government and contractor-owned equipment layaway;*
21 *and other expenses necessary for the foregoing purposes,*
22 *\$675,459,000, to remain available for obligation until Sep-*
23 *tember 30, 2017.*

1 *OTHER PROCUREMENT, AIR FORCE*

2 *For procurement and modification of equipment (in-*
3 *cluding ground guidance and electronic control equipment,*
4 *and ground electronic and communication equipment), and*
5 *supplies, materials, and spare parts therefor, not otherwise*
6 *provided for; the purchase of passenger motor vehicles for*
7 *replacement only; lease of passenger motor vehicles; and ex-*
8 *pansion of public and private plants, Government-owned*
9 *equipment and installation thereof in such plants, erection*
10 *of structures, and acquisition of land, for the foregoing pur-*
11 *poses, and such lands and interests therein, may be ac-*
12 *quired, and construction prosecuted thereon, prior to ap-*
13 *proval of title; reserve plant and Government and con-*
14 *tractor-owned equipment layaway, \$16,500,308,000, to re-*
15 *main available for obligation until September 30, 2017.*

16 *PROCUREMENT, DEFENSE-WIDE*

17 *For expenses of activities and agencies of the Depart-*
18 *ment of Defense (other than the military departments) nec-*
19 *essary for procurement, production, and modification of*
20 *equipment, supplies, materials, and spare parts therefor,*
21 *not otherwise provided for; the purchase of passenger motor*
22 *vehicles for replacement only; expansion of public and pri-*
23 *vate plants, equipment, and installation thereof in such*
24 *plants, erection of structures, and acquisition of land for*
25 *the foregoing purposes, and such lands and interests therein,*

1 *may be acquired, and construction prosecuted thereon prior*
2 *to approval of title; reserve plant and Government and con-*
3 *tractor-owned equipment layaway, \$4,380,729,000, to re-*
4 *main available for obligation until September 30, 2017.*

5 *DEFENSE PRODUCTION ACT PURCHASES*

6 *For activities by the Department of Defense pursuant*
7 *to sections 108, 301, 302, and 303 of the Defense Production*
8 *Act of 1950 (50 U.S.C. App. 2078, 2091, 2092, and 2093),*
9 *\$51,638,000, to remain available until expended.*

10 *TITLE IV*

11 *RESEARCH, DEVELOPMENT, TEST AND*

12 *EVALUATION*

13 *RESEARCH, DEVELOPMENT, TEST AND EVALUATION, ARMY*

14 *For expenses necessary for basic and applied scientific*
15 *research, development, test and evaluation, including main-*
16 *tenance, rehabilitation, lease, and operation of facilities*
17 *and equipment, \$6,544,151,000, to remain available for ob-*
18 *ligation until September 30, 2016.*

19 *RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY*

20 *For expenses necessary for basic and applied scientific*
21 *research, development, test and evaluation, including main-*
22 *tenance, rehabilitation, lease, and operation of facilities*
23 *and equipment, \$15,920,372,000, to remain available for*
24 *obligation until September 30, 2016: Provided, That funds*
25 *appropriated in this paragraph which are available for the*

1 *V-22 may be used to meet unique operational requirements*
2 *of the Special Operations Forces.*

3 *RESEARCH, DEVELOPMENT, TEST AND EVALUATION, AIR*
4 *FORCE*

5 *For expenses necessary for basic and applied scientific*
6 *research, development, test and evaluation, including main-*
7 *tenance, rehabilitation, lease, and operation of facilities*
8 *and equipment, \$23,082,702,000, to remain available for*
9 *obligation until September 30, 2016.*

10 *RESEARCH, DEVELOPMENT, TEST AND EVALUATION,*
11 *DEFENSE-WIDE*
12 *(INCLUDING TRANSFER OF FUNDS)*

13 *For expenses of activities and agencies of the Depart-*
14 *ment of Defense (other than the military departments), nec-*
15 *essary for basic and applied scientific research, develop-*
16 *ment, test and evaluation; advanced research projects as*
17 *may be designated and determined by the Secretary of De-*
18 *fense, pursuant to law; maintenance, rehabilitation, lease,*
19 *and operation of facilities and equipment, \$16,805,571,000,*
20 *to remain available for obligation until September 30,*
21 *2016: Provided, That of the funds made available in this*
22 *paragraph, \$75,000,000 for the Defense Rapid Innovation*
23 *Program shall only be available for expenses, not otherwise*
24 *provided for, to include program management and over-*
25 *sight, to conduct research, development, test and evaluation*

1 *to include proof of concept demonstration; engineering, test-*
2 *ing, and validation; and transition to full-scale production:*
3 *Provided further, That the Secretary of Defense may trans-*
4 *fer funds provided herein for the Defense Rapid Innovation*
5 *Program to appropriations for research, development, test*
6 *and evaluation to accomplish the purpose provided herein:*
7 *Provided further, That this transfer authority is in addi-*
8 *tion to any other transfer authority available to the Depart-*
9 *ment of Defense: Provided further, That the Secretary of*
10 *Defense shall, not fewer than 30 days prior to making*
11 *transfers from this appropriation, notify the congressional*
12 *defense committees in writing of the details of any such*
13 *transfer.*

14 *OPERATIONAL TEST AND EVALUATION, DEFENSE*
15 *For expenses, not otherwise provided for, necessary for*
16 *the independent activities of the Director, Operational Test*
17 *and Evaluation, in the direction and supervision of oper-*
18 *ational test and evaluation, including initial operational*
19 *test and evaluation which is conducted prior to, and in sup-*
20 *port of, production decisions; joint operational testing and*
21 *evaluation; and administrative expenses in connection*
22 *therewith, \$214,038,000, to remain available for obligation*
23 *until September 30, 2016.*

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TITLE V

REVOLVING AND MANAGEMENT FUNDS

DEFENSE WORKING CAPITAL FUNDS

*For the Defense Working Capital Funds,
\$1,659,468,000.*

NATIONAL DEFENSE SEALIFT FUND

*For National Defense Sealift Fund programs, projects,
and activities, and for expenses of the National Defense Re-
serve Fleet, as established by section 11 of the Merchant
Ship Sales Act of 1946 (50 U.S.C. App. 1744), and for the
necessary expenses to maintain and preserve a U.S.-flag
merchant fleet to serve the national security needs of the
United States, \$490,610,000, to remain available until ex-
pended: Provided, That none of the funds provided in this
paragraph shall be used to award a new contract that pro-
vides for the acquisition of any of the following major com-
ponents unless such components are manufactured in the
United States: auxiliary equipment, including pumps, for
all shipboard services; propulsion system components (en-
gines, reduction gears, and propellers); shipboard cranes;
and spreaders for shipboard cranes: Provided further, That
the exercise of an option in a contract awarded through the
obligation of previously appropriated funds shall not be
considered to be the award of a new contract: Provided fur-
ther, That none of the funds provided in this paragraph*

1 *shall be used to award a new contract for the construction,*
2 *acquisition, or conversion of vessels, including procurement*
3 *of critical, long lead time components and designs for vessels*
4 *to be constructed or converted in the future: Provided fur-*
5 *ther, That the Secretary of the military department respon-*
6 *sible for such procurement may waive the restrictions in*
7 *the first proviso on a case-by-case basis by certifying in*
8 *writing to the Committees on Appropriations of the House*
9 *of Representatives and the Senate that adequate domestic*
10 *supplies are not available to meet Department of Defense*
11 *requirements on a timely basis and that such an acquisition*
12 *must be made in order to acquire capability for national*
13 *security purposes.*

14 *TITLE VI*

15 *OTHER DEPARTMENT OF DEFENSE PROGRAMS*

16 *DEFENSE HEALTH PROGRAM*

17 *For expenses, not otherwise provided for, for medical*
18 *and health care programs of the Department of Defense as*
19 *authorized by law, \$31,570,895,000; of which*
20 *\$29,826,688,000 shall be for operation and maintenance, of*
21 *which not to exceed 1 percent shall remain available for*
22 *obligation until September 30, 2016, and of which up to*
23 *\$14,531,858,000 may be available for contracts entered into*
24 *under the TRICARE program; of which \$308,413,000, to*
25 *remain available for obligation until September 30, 2017,*

1 shall be for procurement; and of which \$1,435,794,000, to
2 remain available for obligation until September 30, 2016,
3 shall be for research, development, test and evaluation: Pro-
4 vided, That of the funds provided under this heading for
5 operation and maintenance, procurement, and research, de-
6 velopment, test and evaluation for the Interagency Program
7 Office, the Defense Healthcare Management Systems Mod-
8 ernization (DHMSM) program, and the Defense Medical
9 Information Exchange, not more than 25 percent may be
10 obligated until the Secretary of Defense submits to the Gov-
11 ernment Accountability Office and the Committees on Ap-
12 propriations of the House of Representatives and the Sen-
13 ate, and such Committees approve, a plan for expenditure
14 that describes: (1) the status of the final request for proposal
15 for DHMSM and how the program office used comments
16 received from industry from draft requests for proposal to
17 refine the final request for proposal; (2) any changes to the
18 deployment timeline, including benchmarks, for full oper-
19 ating capability; (3) any refinements to the cost estimate
20 for full operating capability and the total life cycle cost of
21 the project; (4) an assurance that the acquisition strategy
22 will comply with the acquisition rules, requirements, guide-
23 lines, and systems acquisition management practices of the
24 Federal Government; (5) the status of the effort to achieve
25 interoperability between the electronic health record systems

1 *local governments; and \$595,913,000, to remain available*
2 *until September 30, 2016, shall be for research, develop-*
3 *ment, test and evaluation, of which \$575,808,000 shall only*
4 *be for the Assembled Chemical Weapons Alternatives*
5 *(ACWA) program.*

6 *DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES,*

7 *DEFENSE*

8 *(INCLUDING TRANSFER OF FUNDS)*

9 *For drug interdiction and counter-drug activities of*
10 *the Department of Defense, for transfer to appropriations*
11 *available to the Department of Defense for military per-*
12 *sonnel of the reserve components serving under the provi-*
13 *sions of title 10 and title 32, United States Code; for oper-*
14 *ation and maintenance; for procurement; and for research,*
15 *development, test and evaluation, \$950,687,000: Provided,*
16 *That the funds appropriated under this heading shall be*
17 *available for obligation for the same time period and for*
18 *the same purpose as the appropriation to which transferred:*
19 *Provided further, That upon a determination that all or*
20 *part of the funds transferred from this appropriation are*
21 *not necessary for the purposes provided herein, such*
22 *amounts may be transferred back to this appropriation:*
23 *Provided further, That the transfer authority provided*
24 *under this heading is in addition to any other transfer au-*
25 *thority contained elsewhere in this Act.*

1 *SUPPORT FOR INTERNATIONAL SPORTING COMPETITIONS*

2 *For logistical and security support for international*
3 *sporting competitions (including pay and non-travel re-*
4 *lated allowances only for members of the Reserve Compo-*
5 *nents of the Armed Forces of the United States called or*
6 *ordered to active duty in connection with providing such*
7 *support), \$10,000,000, to remain available until expended.*

8 *OFFICE OF THE INSPECTOR GENERAL*

9 *For expenses and activities of the Office of the Inspec-*
10 *tor General in carrying out the provisions of the Inspector*
11 *General Act of 1978, as amended, \$311,830,000, of which*
12 *\$310,830,000 shall be for operation and maintenance, of*
13 *which not to exceed \$700,000 is available for emergencies*
14 *and extraordinary expenses to be expended on the approval*
15 *or authority of the Inspector General, and payments may*
16 *be made on the Inspector General's certificate of necessity*
17 *for confidential military purposes; and of which \$1,000,000,*
18 *to remain available until September 30, 2017, shall be for*
19 *procurement.*

20 *TITLE VII*21 *RELATED AGENCIES*22 *CENTRAL INTELLIGENCE AGENCY RETIREMENT AND*
23 *DISABILITY SYSTEM FUND*

24 *For payment to the Central Intelligence Agency Retire-*
25 *ment and Disability System Fund, to maintain the proper*

1 *funding level for continuing the operation of the Central*
2 *Intelligence Agency Retirement and Disability System,*
3 *\$514,000,000.*

4 *INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT*

5 *For necessary expenses of the Intelligence Community*
6 *Management Account, \$509,374,000.*

7 *TITLE VIII*

8 *GENERAL PROVISIONS*

9 *SEC. 8001. No part of any appropriation contained*
10 *in this Act shall be used for publicity or propaganda pur-*
11 *poses not authorized by the Congress.*

12 *SEC. 8002. During the current fiscal year, provisions*
13 *of law prohibiting the payment of compensation to, or em-*
14 *ployment of, any person not a citizen of the United States*
15 *shall not apply to personnel of the Department of Defense:*
16 *Provided, That salary increases granted to direct and indi-*
17 *rect hire foreign national employees of the Department of*
18 *Defense funded by this Act shall not be at a rate in excess*
19 *of the percentage increase authorized by law for civilian*
20 *employees of the Department of Defense whose pay is com-*
21 *puted under the provisions of section 5332 of title 5, United*
22 *States Code, or at a rate in excess of the percentage increase*
23 *provided by the appropriate host nation to its own employ-*
24 *ees, whichever is higher: Provided further, That this section*
25 *shall not apply to Department of Defense foreign service*

1 *thereof, to be merged with and to be available for the same*
2 *purposes, and for the same time period, as the appropria-*
3 *tion or fund to which transferred: Provided, That such au-*
4 *thority to transfer may not be used unless for higher pri-*
5 *ority items, based on unforeseen military requirements,*
6 *than those for which originally appropriated and in no case*
7 *where the item for which funds are requested has been de-*
8 *denied by the Congress: Provided further, That the Secretary*
9 *of Defense shall notify the Congress promptly of all transfers*
10 *made pursuant to this authority or any other authority in*
11 *this Act: Provided further, That no part of the funds in*
12 *this Act shall be available to prepare or present a request*
13 *to the Committees on Appropriations for reprogramming*
14 *of funds, unless for higher priority items, based on unfore-*
15 *seen military requirements, than those for which originally*
16 *appropriated and in no case where the item for which re-*
17 *programming is requested has been denied by the Congress:*
18 *Provided further, That a request for multiple*
19 *reprogrammings of funds using authority provided in this*
20 *section shall be made prior to June 30, 2015: Provided fur-*
21 *ther, That transfers among military personnel appropria-*
22 *tions shall not be taken into account for purposes of the*
23 *limitation on the amount of funds that may be transferred*
24 *under this section.*

1 *SEC. 8006. (a) With regard to the list of specific pro-*
2 *grams, projects, and activities (and the dollar amounts and*
3 *adjustments to budget activities corresponding to such pro-*
4 *grams, projects, and activities) contained in the tables titled*
5 *“Committee Recommended Adjustments” in the explana-*
6 *tory statement regarding this Act, the obligation and ex-*
7 *penditure of amounts appropriated or otherwise made*
8 *available in this Act for those programs, projects, and ac-*
9 *tivities for which the amounts appropriated exceed the*
10 *amounts requested are hereby required by law to be carried*
11 *out in the manner provided by such tables to the same ex-*
12 *tent as if the tables were included in the text of this Act.*

13 *(b) Amounts specified in the referenced tables described*
14 *in subsection (a) shall not be treated as subdivisions of ap-*
15 *propriations for purposes of section 8005 of this Act: Pro-*
16 *vided, That section 8005 shall apply when transfers of the*
17 *amounts described in subsection (a) occur between appro-*
18 *priation accounts.*

19 *SEC. 8007. (a) Not later than 60 days after enactment*
20 *of this Act, the Department of Defense shall submit a report*
21 *to the congressional defense committees to establish the base-*
22 *line for application of reprogramming and transfer au-*
23 *thorities for fiscal year 2015: Provided, That the report*
24 *shall include—*

1 *made between working capital funds and the “Foreign Cur-*
2 *rency Fluctuations, Defense” appropriation and the “Oper-*
3 *ation and Maintenance” appropriation accounts in such*
4 *amounts as may be determined by the Secretary of Defense,*
5 *with the approval of the Office of Management and Budget,*
6 *except that such transfers may not be made unless the Sec-*
7 *retary of Defense has notified the Congress of the proposed*
8 *transfer. Except in amounts equal to the amounts appro-*
9 *priated to working capital funds in this Act, no obligations*
10 *may be made against a working capital fund to procure*
11 *or increase the value of war reserve material inventory, un-*
12 *less the Secretary of Defense has notified the Congress prior*
13 *to any such obligation.*

14 *SEC. 8009. Funds appropriated by this Act may not*
15 *be used to initiate a special access program without prior*
16 *notification 30 calendar days in advance to the congres-*
17 *sional defense committees.*

18 *SEC. 8010. None of the funds provided in this Act shall*
19 *be available to initiate: (1) a multiyear contract that em-*
20 *ployes economic order quantity procurement in excess of*
21 *\$20,000,000 in any one year of the contract or that includes*
22 *an unfunded contingent liability in excess of \$20,000,000;*
23 *or (2) a contract for advance procurement leading to a*
24 *multiyear contract that employs economic order quantity*
25 *procurement in excess of \$20,000,000 in any one year, un-*

1 *less the congressional defense committees have been notified*
2 *at least 30 days in advance of the proposed contract award:*
3 *Provided, That no part of any appropriation contained in*
4 *this Act shall be available to initiate a multiyear contract*
5 *for which the economic order quantity advance procurement*
6 *is not funded at least to the limits of the Government's li-*
7 *ability: Provided further, That no part of any appropria-*
8 *tion contained in this Act shall be available to initiate*
9 *multiyear procurement contracts for any systems or compo-*
10 *nent thereof if the value of the multiyear contract would*
11 *exceed \$500,000,000 unless specifically provided in this Act:*
12 *Provided further, That no multiyear procurement contract*
13 *can be terminated without 30-day prior notification to the*
14 *congressional defense committees: Provided further, That the*
15 *execution of multiyear authority shall require the use of a*
16 *present value analysis to determine lowest cost compared*
17 *to an annual procurement: Provided further, That none of*
18 *the funds provided in this Act may be used for a multiyear*
19 *contract executed after the date of the enactment of this Act*
20 *unless in the case of any such contract—*

21 *(1) the Secretary of Defense has submitted to*
22 *Congress a budget request for full funding of units to*
23 *be procured through the contract and, in the case of*
24 *a contract for procurement of aircraft, that includes,*
25 *for any aircraft unit to be procured through the con-*

1 *tract for which procurement funds are requested in*
2 *that budget request for production beyond advance*
3 *procurement activities in the fiscal year covered by*
4 *the budget, full funding of procurement of such unit*
5 *in that fiscal year;*

6 *(2) cancellation provisions in the contract do not*
7 *include consideration of recurring manufacturing*
8 *costs of the contractor associated with the production*
9 *of unfunded units to be delivered under the contract;*

10 *(3) the contract provides that payments to the*
11 *contractor under the contract shall not be made in*
12 *advance of incurred costs on funded units; and*

13 *(4) the contract does not provide for a price ad-*
14 *justment based on a failure to award a follow-on con-*
15 *tract.*

16 *SEC. 8011. Within the funds appropriated for the oper-*
17 *ation and maintenance of the Armed Forces, funds are here-*
18 *by appropriated pursuant to section 401 of title 10, United*
19 *States Code, for humanitarian and civic assistance costs*
20 *under chapter 20 of title 10, United States Code. Such funds*
21 *may also be obligated for humanitarian and civic assist-*
22 *ance costs incidental to authorized operations and pursuant*
23 *to authority granted in section 401 of chapter 20 of title*
24 *10, United States Code, and these obligations shall be re-*
25 *ported as required by section 401(d) of title 10, United*

1 *States Code: Provided, That funds available for operation*
2 *and maintenance shall be available for providing humani-*
3 *tarian and similar assistance by using Civic Action Teams*
4 *in the Trust Territories of the Pacific Islands and freely*
5 *associated states of Micronesia, pursuant to the Compact*
6 *of Free Association as authorized by Public Law 99-239:*
7 *Provided further, That upon a determination by the Sec-*
8 *retary of the Army that such action is beneficial for grad-*
9 *uate medical education programs conducted at Army med-*
10 *ical facilities located in Hawaii, the Secretary of the Army*
11 *may authorize the provision of medical services at such fa-*
12 *cilities and transportation to such facilities, on a non-*
13 *reimbursable basis, for civilian patients from American*
14 *Samoa, the Commonwealth of the Northern Mariana Is-*
15 *lands, the Marshall Islands, the Federated States of Micro-*
16 *nesia, Palau, and Guam.*

17 *SEC. 8012. (a) During fiscal year 2015, the civilian*
18 *personnel of the Department of Defense may not be man-*
19 *aged on the basis of any end-strength, and the management*
20 *of such personnel during that fiscal year shall not be subject*
21 *to any constraint or limitation (known as an end-strength)*
22 *on the number of such personnel who may be employed on*
23 *the last day of such fiscal year.*

24 *(b) The fiscal year 2016 budget request for the Depart-*
25 *ment of Defense as well as all justification material and*

1 *other documentation supporting the fiscal year 2016 De-*
2 *partment of Defense budget request shall be prepared and*
3 *submitted to the Congress as if subsections (a) and (b) of*
4 *this provision were effective with regard to fiscal year 2016.*

5 *(c) Nothing in this section shall be construed to apply*
6 *to military (civilian) technicians.*

7 *SEC. 8013. None of the funds made available by this*
8 *Act shall be used in any way, directly or indirectly, to in-*
9 *fluence congressional action on any legislation or appro-*
10 *priation matters pending before the Congress.*

11 *SEC. 8014. None of the funds appropriated by this Act*
12 *shall be available for the basic pay and allowances of any*
13 *member of the Army participating as a full-time student*
14 *and receiving benefits paid by the Secretary of Veterans Af-*
15 *airs from the Department of Defense Education Benefits*
16 *Fund when time spent as a full-time student is credited*
17 *toward completion of a service commitment: Provided, That*
18 *this section shall not apply to those members who have reen-*
19 *listed with this option prior to October 1, 1987: Provided*
20 *further, That this section applies only to active components*
21 *of the Army.*

22 *(TRANSFER OF FUNDS)*

23 *SEC. 8015. Funds appropriated in title III of this Act*
24 *for the Department of Defense Pilot Mentor-Protégé Pro-*
25 *gram may be transferred to any other appropriation con-*

1 tained in this Act solely for the purpose of implementing
2 a Mentor-Protégé Program developmental assistance agree-
3 ment pursuant to section 831 of the National Defense Au-
4 thorization Act for Fiscal Year 1991 (Public Law 101–510;
5 10 U.S.C. 2302 note), as amended, under the authority of
6 this provision or any other transfer authority contained in
7 this Act.

8 (INCLUDING TRANSFER OF FUNDS)

9 SEC. 8016. In addition to amounts provided elsewhere
10 in this Act, there is appropriated \$139,000,000, for an ad-
11 ditional amount for “Operation and Maintenance, Defense-
12 Wide”, to remain available until expended: Provided, That
13 such funds shall only be available to the Secretary of De-
14 fense, acting through the Office of Economic Adjustment of
15 the Department of Defense, or for transfer to the Secretary
16 of Education, notwithstanding any other provision of law,
17 to make grants, conclude cooperative agreements, or supple-
18 ment other Federal funds to construct, renovate, repair, or
19 expand elementary and secondary public schools on mili-
20 tary installations in order to address capacity or facility
21 condition deficiencies at such schools: Provided further,
22 That in making such funds available, the Office of Eco-
23 nomic Adjustment or the Secretary of Education shall give
24 priority consideration to those military installations with
25 schools having the most serious capacity or facility condi-

1 *tion deficiencies as determined by the Secretary of Defense:*
2 *Provided further, That such grants shall be accompanied*
3 *by a reasonable cost sharing agreement.*

4 *SEC. 8017. None of the funds available to the Depart-*
5 *ment of Defense may be used to demilitarize or dispose of*
6 *M-1 Carbines, M-1 Garand rifles, M-14 rifles, .22 caliber*
7 *rifles, .30 caliber rifles, or M-1911 pistols, or to demili-*
8 *tarize or destroy small arms ammunition or ammunition*
9 *components that are not otherwise prohibited from commer-*
10 *cial sale under Federal law, unless the small arms ammuni-*
11 *tion or ammunition components are certified by the Sec-*
12 *retary of the Army or designee as unserviceable, unsuitable,*
13 *or unsafe for further use.*

14 *SEC. 8018. No more than \$500,000 of the funds appro-*
15 *priated or made available in this Act shall be used during*
16 *a single fiscal year for any single relocation of an organiza-*
17 *tion, unit, activity or function of the Department of Defense*
18 *into or within the National Capital Region: Provided, That*
19 *the Secretary of Defense may waive this restriction on a*
20 *case-by-case basis by certifying in writing to the congres-*
21 *sional defense committees that such a relocation is required*
22 *in the best interest of the Government.*

23 *SEC. 8019. Of the funds appropriated in this Act, up*
24 *to \$15,000,000 may be made available for incentive pay-*
25 *ments authorized by section 504 of the Indian Financing*

1 *Act of 1974 (25 U.S.C. 1544): Provided, That a prime con-*
2 *tractor or a subcontractor at any tier that makes a sub-*
3 *contract award to any subcontractor or supplier as defined*
4 *in section 1544 of title 25, United States Code, or a small*
5 *business owned and controlled by an individual or individ-*
6 *uals defined under section 4221(9) of title 25, United States*
7 *Code, shall be considered a contractor for the purposes of*
8 *being allowed additional compensation under section 504*
9 *of the Indian Financing Act of 1974 (25 U.S.C. 1544)*
10 *whenever the prime contract or subcontract amount is over*
11 *\$500,000 and involves the expenditure of funds appro-*
12 *priated by an Act making Appropriations for the Depart-*
13 *ment of Defense with respect to any fiscal year: Provided*
14 *further, That notwithstanding section 1906 of title 41,*
15 *United States Code, this section shall be applicable to any*
16 *Department of Defense acquisition of supplies or services,*
17 *including any contract and any subcontract at any tier for*
18 *acquisition of commercial items produced or manufactured,*
19 *in whole or in part, by any subcontractor or supplier de-*
20 *finied in section 1544 of title 25, United States Code, or*
21 *a small business owned and controlled by an individual or*
22 *individuals defined under section 4221(9) of title 25,*
23 *United States Code.*

1 *SEC. 8020. Funds appropriated by this Act for the De-*
2 *fense Media Activity shall not be used for any national or*
3 *international political or psychological activities.*

4 *SEC. 8021. During the current fiscal year, the Depart-*
5 *ment of Defense is authorized to incur obligations of not*
6 *to exceed \$350,000,000 for purposes specified in section*
7 *2350j(c) of title 10, United States Code, in anticipation of*
8 *receipt of contributions, only from the Government of Ku-*
9 *wait, under that section: Provided, That upon receipt, such*
10 *contributions from the Government of Kuwait shall be cred-*
11 *ited to the appropriations or fund which incurred such obli-*
12 *gations.*

13 *SEC. 8022. (a) Of the funds made available in this*
14 *Act, not less than \$37,800,000 shall be available for the*
15 *Civil Air Patrol Corporation, of which—*

16 (1) *\$27,400,000 shall be available from “Oper-*
17 *ation and Maintenance, Air Force” to support Civil*
18 *Air Patrol Corporation operation and maintenance,*
19 *readiness, counterdrug activities, and drug demand*
20 *reduction activities involving youth programs; and*

21 (2) *\$10,400,000 shall be available from “Aircraft*
22 *Procurement, Air Force”.*

23 (b) *The Secretary of the Air Force should waive reim-*
24 *bursement for any funds used by the Civil Air Patrol for*

1 counter-drug activities in support of Federal, State, and
2 local government agencies.

3 SEC. 8023. (a) None of the funds appropriated in this
4 Act are available to establish a new Department of Defense
5 (department) federally funded research and development
6 center (FFRDC), either as a new entity, or as a separate
7 entity administrated by an organization managing another
8 FFRDC, or as a nonprofit membership corporation con-
9 sisting of a consortium of other FFRDCs and other non-
10 profit entities.

11 (b) No member of a Board of Directors, Trustees, Over-
12 seers, Advisory Group, Special Issues Panel, Visiting Com-
13 mittee, or any similar entity of a defense FFRDC, and no
14 paid consultant to any defense FFRDC, except when acting
15 in a technical advisory capacity, may be compensated for
16 his or her services as a member of such entity, or as a paid
17 consultant by more than one FFRDC in a fiscal year: Pro-
18 vided, That a member of any such entity referred to pre-
19 viously in this subsection shall be allowed travel expenses
20 and per diem as authorized under the Federal Joint Travel
21 Regulations, when engaged in the performance of member-
22 ship duties.

23 (c) Notwithstanding any other provision of law, none
24 of the funds available to the department from any source
25 during fiscal year 2015 may be used by a defense FFRDC,

1 *through a fee or other payment mechanism, for construction*
2 *of new buildings, for payment of cost sharing for projects*
3 *funded by Government grants, for absorption of contract*
4 *overruns, or for certain charitable contributions, not to in-*
5 *clude employee participation in community service and/or*
6 *development.*

7 *(d) Notwithstanding any other provision of law, of the*
8 *funds available to the department during fiscal year 2015,*
9 *not more than 5,750 staff years of technical effort (staff*
10 *years) may be funded for defense FFRDCs: Provided, That*
11 *of the specific amount referred to previously in this sub-*
12 *section, not more than 1,125 staff years may be funded for*
13 *the defense studies and analysis FFRDCs: Provided further,*
14 *That this subsection shall not apply to staff years funded*
15 *in the National Intelligence Program (NIP) and the Mili-*
16 *tary Intelligence Program (MIP).*

17 *(e) The Secretary of Defense shall, with the submission*
18 *of the department's fiscal year 2016 budget request, submit*
19 *a report presenting the specific amounts of staff years of*
20 *technical effort to be allocated for each defense FFRDC dur-*
21 *ing that fiscal year and the associated budget estimates.*

22 *(f) Notwithstanding any other provision of this Act,*
23 *the total amount appropriated in this Act for FFRDCs is*
24 *hereby reduced by \$40,000,000.*

1 *SEC. 8024. None of the funds appropriated or made*
2 *available in this Act shall be used to procure carbon, alloy,*
3 *or armor steel plate for use in any Government-owned facil-*
4 *ity or property under the control of the Department of De-*
5 *fense which were not melted and rolled in the United States*
6 *or Canada: Provided, That these procurement restrictions*
7 *shall apply to any and all Federal Supply Class 9515,*
8 *American Society of Testing and Materials (ASTM) or*
9 *American Iron and Steel Institute (AISI) specifications of*
10 *carbon, alloy or armor steel plate: Provided further, That*
11 *the Secretary of the military department responsible for the*
12 *procurement may waive this restriction on a case-by-case*
13 *basis by certifying in writing to the Committees on Appro-*
14 *priations of the House of Representatives and the Senate*
15 *that adequate domestic supplies are not available to meet*
16 *Department of Defense requirements on a timely basis and*
17 *that such an acquisition must be made in order to acquire*
18 *capability for national security purposes: Provided further,*
19 *That these restrictions shall not apply to contracts which*
20 *are in being as of the date of the enactment of this Act.*

21 *SEC. 8025. For the purposes of this Act, the term “con-*
22 *gressional defense committees” means the Armed Services*
23 *Committee of the House of Representatives, the Armed Serv-*
24 *ices Committee of the Senate, the Subcommittee on Defense*
25 *of the Committee on Appropriations of the Senate, and the*

1 *Subcommittee on Defense of the Committee on Appropriations of the House of Representatives.*

3 *SEC. 8026. During the current fiscal year, the Department of Defense may acquire the modification, depot maintenance and repair of aircraft, vehicles and vessels as well as the production of components and other Defense-related articles, through competition between Department of Defense depot maintenance activities and private firms: Provided, That the Senior Acquisition Executive of the military department or Defense Agency concerned, with power of delegation, shall certify that successful bids include comparable estimates of all direct and indirect costs for both public and private bids: Provided further, That Office of Management and Budget Circular A-76 shall not apply to competitions conducted under this section.*

16 *SEC. 8027. (a)(1) If the Secretary of Defense, after consultation with the United States Trade Representative, determines that a foreign country which is party to an agreement described in paragraph (2) has violated the terms of the agreement by discriminating against certain types of products produced in the United States that are covered by the agreement, the Secretary of Defense shall rescind the Secretary's blanket waiver of the Buy American Act with respect to such types of products produced in that foreign country.*

1 (2) *An agreement referred to in paragraph (1) is any*
2 *reciprocal defense procurement memorandum of under-*
3 *standing, between the United States and a foreign country*
4 *pursuant to which the Secretary of Defense has prospec-*
5 *tively waived the Buy American Act for certain products*
6 *in that country.*

7 (b) *The Secretary of Defense shall submit to the Con-*
8 *gress a report on the amount of Department of Defense pur-*
9 *chases from foreign entities in fiscal year 2015. Such report*
10 *shall separately indicate the dollar value of items for which*
11 *the Buy American Act was waived pursuant to any agree-*
12 *ment described in subsection (a)(2), the Trade Agreement*
13 *Act of 1979 (19 U.S.C. 2501 et seq.), or any international*
14 *agreement to which the United States is a party.*

15 (c) *For purposes of this section, the term “Buy Amer-*
16 *ican Act” means chapter 83 of title 41, United States Code.*

17 SEC. 8028. *During the current fiscal year, amounts*
18 *contained in the Department of Defense Overseas Military*
19 *Facility Investment Recovery Account established by section*
20 *2921(c)(1) of the National Defense Authorization Act of*
21 *1991 (Public Law 101–510; 10 U.S.C. 2687 note) shall be*
22 *available until expended for the payments specified by sec-*
23 *tion 2921(c)(2) of that Act.*

24 SEC. 8029. (a) *Notwithstanding any other provision*
25 *of law, the Secretary of the Air Force may convey at no*

1 *cost to the Air Force, without consideration, to Indian*
2 *tribes located in the States of Nevada, Idaho, North Dakota,*
3 *South Dakota, Montana, Oregon, Minnesota, and Wash-*
4 *ington relocatable military housing units located at Grand*
5 *Forks Air Force Base, Malmstrom Air Force Base, Moun-*
6 *tain Home Air Force Base, Ellsworth Air Force Base, and*
7 *Minot Air Force Base that are excess to the needs of the*
8 *Air Force.*

9 *(b) The Secretary of the Air Force shall convey, at no*
10 *cost to the Air Force, military housing units under sub-*
11 *section (a) in accordance with the request for such units*
12 *that are submitted to the Secretary by the Operation Walk-*
13 *ing Shield Program on behalf of Indian tribes located in*
14 *the States of Nevada, Idaho, North Dakota, South Dakota,*
15 *Montana, Oregon, Minnesota, and Washington. Any such*
16 *conveyance shall be subject to the condition that the housing*
17 *units shall be removed within a reasonable period of time,*
18 *as determined by the Secretary.*

19 *(c) The Operation Walking Shield Program shall re-*
20 *solve any conflicts among requests of Indian tribes for hous-*
21 *ing units under subsection (a) before submitting requests*
22 *to the Secretary of the Air Force under subsection (b).*

23 *(d) In this section, the term “Indian tribe” means any*
24 *recognized Indian tribe included on the current list pub-*
25 *lished by the Secretary of the Interior under section 104*

1 *of the Federally Recognized Indian Tribe Act of 1994 (Pub-*
2 *lic Law 103–454; 108 Stat. 4792; 25 U.S.C. 479a–1).*

3 *SEC. 8030. During the current fiscal year, appropria-*
4 *tions which are available to the Department of Defense for*
5 *operation and maintenance may be used to purchase items*
6 *having an investment item unit cost of not more than*
7 *\$250,000.*

8 *SEC. 8031. (a) During the current fiscal year, none*
9 *of the appropriations or funds available to the Department*
10 *of Defense Working Capital Funds shall be used for the pur-*
11 *chase of an investment item for the purpose of acquiring*
12 *a new inventory item for sale or anticipated sale during*
13 *the current fiscal year or a subsequent fiscal year to cus-*
14 *tomers of the Department of Defense Working Capital*
15 *Funds if such an item would not have been chargeable to*
16 *the Department of Defense Business Operations Fund dur-*
17 *ing fiscal year 1994 and if the purchase of such an invest-*
18 *ment item would be chargeable during the current fiscal*
19 *year to appropriations made to the Department of Defense*
20 *for procurement.*

21 *(b) The fiscal year 2016 budget request for the Depart-*
22 *ment of Defense as well as all justification material and*
23 *other documentation supporting the fiscal year 2016 De-*
24 *partment of Defense budget shall be prepared and submitted*
25 *to the Congress on the basis that any equipment which was*

1 *classified as an end item and funded in a procurement ap-*
2 *propriation contained in this Act shall be budgeted for in*
3 *a proposed fiscal year 2016 procurement appropriation and*
4 *not in the supply management business area or any other*
5 *area or category of the Department of Defense Working*
6 *Capital Funds.*

7 *SEC. 8032. None of the funds appropriated by this Act*
8 *for programs of the Central Intelligence Agency shall re-*
9 *main available for obligation beyond the current fiscal year,*
10 *except for funds appropriated for the Reserve for Contin-*
11 *gencies, which shall remain available until September 30,*
12 *2016: Provided, That funds appropriated, transferred, or*
13 *otherwise credited to the Central Intelligence Agency Cen-*
14 *tral Services Working Capital Fund during this or any*
15 *prior or subsequent fiscal year shall remain available until*
16 *expended: Provided further, That any funds appropriated*
17 *or transferred to the Central Intelligence Agency for ad-*
18 *vanced research and development acquisition, for agent op-*
19 *erations, and for covert action programs authorized by the*
20 *President under section 503 of the National Security Act*
21 *of 1947, as amended, shall remain available until Sep-*
22 *tember 30, 2016.*

23 *SEC. 8033. Notwithstanding any other provision of*
24 *law, funds made available in this Act for the Defense Intel-*
25 *ligence Agency may be used for the design, development, and*

1 *deployment of General Defense Intelligence Program intel-*
2 *ligence communications and intelligence information sys-*
3 *tems for the Services, the Unified and Specified Commands,*
4 *and the component commands.*

5 *SEC. 8034. Of the funds appropriated to the Depart-*
6 *ment of Defense under the heading “Operation and Mainte-*
7 *nance, Defense-Wide”, not less than \$12,000,000 may be*
8 *made available only for the mitigation of environmental*
9 *impacts, including training and technical assistance to*
10 *tribes, related administrative support, the gathering of in-*
11 *formation, documenting of environmental damage, and de-*
12 *veloping a system for prioritization of mitigation and cost*
13 *to complete estimates for mitigation, on Indian lands re-*
14 *sulting from Department of Defense activities.*

15 *SEC. 8035. (a) None of the funds appropriated in this*
16 *Act may be expended by an entity of the Department of*
17 *Defense unless the entity, in expending the funds, complies*
18 *with the Buy American Act. For purposes of this subsection,*
19 *the term “Buy American Act” means chapter 83 of title*
20 *41, United States Code.*

21 *(b) If the Secretary of Defense determines that a person*
22 *has been convicted of intentionally affixing a label bearing*
23 *a “Made in America” inscription to any product sold in*
24 *or shipped to the United States that is not made in Amer-*
25 *ica, the Secretary shall determine, in accordance with sec-*

1 *tion 2410f of title 10, United States Code, whether the per-*
2 *son should be debarred from contracting with the Depart-*
3 *ment of Defense.*

4 *(c) In the case of any equipment or products purchased*
5 *with appropriations provided under this Act, it is the sense*
6 *of the Congress that any entity of the Department of De-*
7 *fense, in expending the appropriation, purchase only Amer-*
8 *ican-made equipment and products, provided that Amer-*
9 *ican-made equipment and products are cost-competitive,*
10 *quality competitive, and available in a timely fashion.*

11 *SEC. 8036. None of the funds appropriated by this Act*
12 *shall be available for a contract for studies, analysis, or*
13 *consulting services entered into without competition on the*
14 *basis of an unsolicited proposal unless the head of the activ-*
15 *ity responsible for the procurement determines—*

16 *(1) as a result of thorough technical evaluation,*
17 *only one source is found fully qualified to perform the*
18 *proposed work;*

19 *(2) the purpose of the contract is to explore an*
20 *unsolicited proposal which offers significant scientific*
21 *or technological promise, represents the product of*
22 *original thinking, and was submitted in confidence*
23 *by one source; or*

24 *(3) the purpose of the contract is to take advan-*
25 *tage of unique and significant industrial accomplish-*

1 *ment by a specific concern, or to insure that a new*
2 *product or idea of a specific concern is given finan-*
3 *cial support: Provided, That this limitation shall not*
4 *apply to contracts in an amount of less than \$25,000,*
5 *contracts related to improvements of equipment that*
6 *is in development or production, or contracts as to*
7 *which a civilian official of the Department of Defense,*
8 *who has been confirmed by the Senate, determines*
9 *that the award of such contract is in the interest of*
10 *the national defense.*

11 *SEC. 8037. (a) Except as provided in subsections (b)*
12 *and (c), none of the funds made available by this Act may*
13 *be used—*

14 *(1) to establish a field operating agency; or*

15 *(2) to pay the basic pay of a member of the*
16 *Armed Forces or civilian employee of the department*
17 *who is transferred or reassigned from a headquarters*
18 *activity if the member or employee's place of duty re-*
19 *mains at the location of that headquarters.*

20 *(b) The Secretary of Defense or Secretary of a military*
21 *department may waive the limitations in subsection (a),*
22 *on a case-by-case basis, if the Secretary determines, and cer-*
23 *tifies to the Committees on Appropriations of the House of*
24 *Representatives and the Senate that the granting of the*

1 *waiver will reduce the personnel requirements or the finan-*
2 *cial requirements of the department.*

3 *(c) This section does not apply to—*

4 *(1) field operating agencies funded within the*
5 *National Intelligence Program;*

6 *(2) an Army field operating agency established*
7 *to eliminate, mitigate, or counter the effects of impro-*
8 *vised explosive devices, and, as determined by the Sec-*
9 *retary of the Army, other similar threats;*

10 *(3) an Army field operating agency established*
11 *to improve the effectiveness and efficiencies of biomet-*
12 *ric activities and to integrate common biometric tech-*
13 *nologies throughout the Department of Defense; or*

14 *(4) an Air Force operating agency established to*
15 *administer the Air Force Mortuary Affairs Program*
16 *and Mortuary Operations for the Department of De-*
17 *fense and authorized Federal entities.*

18 *SEC. 8038. (a) None of the funds appropriated by this*
19 *Act shall be available to convert to contractor performance*
20 *an activity or function of the Department of Defense that,*
21 *on or after the date of the enactment of this Act, is per-*
22 *formed by Department of Defense civilian employees un-*
23 *less—*

24 *(1) the conversion is based on the result of a pub-*
25 *lic-private competition that includes a most efficient*

1 *and cost effective organization plan developed by such*
2 *activity or function;*

3 *(2) the Competitive Sourcing Official determines*
4 *that, over all performance periods stated in the solici-*
5 *tation of offers for performance of the activity or*
6 *function, the cost of performance of the activity or*
7 *function by a contractor would be less costly to the*
8 *Department of Defense by an amount that equals or*
9 *exceeds the lesser of—*

10 *(A) 10 percent of the most efficient organi-*
11 *zation's personnel-related costs for performance*
12 *of that activity or function by Federal employ-*
13 *ees; or*

14 *(B) \$10,000,000; and*

15 *(3) the contractor does not receive an advantage*
16 *for a proposal that would reduce costs for the Depart-*
17 *ment of Defense by—*

18 *(A) not making an employer-sponsored*
19 *health insurance plan available to the workers*
20 *who are to be employed in the performance of*
21 *that activity or function under the contract; or*

22 *(B) offering to such workers an employer-*
23 *sponsored health benefits plan that requires the*
24 *employer to contribute less towards the premium*
25 *or subscription share than the amount that is*

1 *paid by the Department of Defense for health*
2 *benefits for civilian employees under chapter 89*
3 *of title 5, United States Code.*

4 *(b)(1) The Department of Defense, without regard to*
5 *subsection (a) of this section or subsection (a), (b), or (c)*
6 *of section 2461 of title 10, United States Code, and notwith-*
7 *standing any administrative regulation, requirement, or*
8 *policy to the contrary shall have full authority to enter into*
9 *a contract for the performance of any commercial or indus-*
10 *trial type function of the Department of Defense that—*

11 *(A) is included on the procurement list estab-*
12 *lished pursuant to section 2 of the Javits-Wagner-*
13 *O’Day Act (section 8503 of title 41, United States*
14 *Code);*

15 *(B) is planned to be converted to performance by*
16 *a qualified nonprofit agency for the blind or by a*
17 *qualified nonprofit agency for other severely handi-*
18 *capped individuals in accordance with that Act; or*

19 *(C) is planned to be converted to performance by*
20 *a qualified firm under at least 51 percent ownership*
21 *by an Indian tribe, as defined in section 4(e) of the*
22 *Indian Self-Determination and Education Assistance*
23 *Act (25 U.S.C. 450b(e)), or a Native Hawaiian Orga-*
24 *nization, as defined in section 8(a)(15) of the Small*
25 *Business Act (15 U.S.C. 637(a)(15)).*

1 *“Other Procurement, Army”*, 2013/2015,
2 \$141,726,000;
3 *“Aircraft Procurement, Navy”*, 2013/2015,
4 \$47,200,000;
5 *“Procurement, Marine Corps”*, 2013/2015,
6 \$119,400,000;
7 *“Aircraft Procurement, Air Force”*, 2013/2015,
8 \$88,300,000;
9 *“Procurement, Defense-Wide”*, 2013/2015,
10 \$11,500,000;
11 *“Aircraft Procurement, Army”*, 2014/2016,
12 \$73,500,000;
13 *“Other Procurement, Army”*, 2014/2016,
14 \$142,598,000;
15 *“Aircraft Procurement, Navy”*, 2014/2016,
16 \$489,267,000;
17 *“Shipbuilding and Conversion, Navy”*, 2014/
18 2018: *Virginia Class Submarine*, \$20,000,000;
19 *“Aircraft Procurement, Air Force”*, 2014/2016,
20 \$232,000,000;
21 *“Missile Procurement, Air Force”*, 2014/2016,
22 \$154,709,000;
23 *“Procurement, Defense-Wide”*, 2014/2016,
24 \$12,100,000;

1 *“Research, Development, Test and Evaluation,*
2 *Air Force”*, 2014/2015, \$39,336,000; and

3 *“Research, Development, Test and Evaluation,*
4 *Navy”*, 2014/2015, \$120,470,000.

5 *SEC. 8040. None of the funds available in this Act may*
6 *be used to reduce the authorized positions for military tech-*
7 *nicians (dual status) of the Army National Guard, Air Na-*
8 *tional Guard, Army Reserve and Air Force Reserve for the*
9 *purpose of applying any administratively imposed civilian*
10 *personnel ceiling, freeze, or reduction on military techni-*
11 *cians (dual status), unless such reductions are a direct re-*
12 *sult of a reduction in military force structure.*

13 *SEC. 8041. None of the funds appropriated or other-*
14 *wise made available in this Act may be obligated or ex-*
15 *pended for assistance to the Democratic People’s Republic*
16 *of Korea unless specifically appropriated for that purpose.*

17 *SEC. 8042. Funds appropriated in this Act for oper-*
18 *ation and maintenance of the Military Departments, Com-*
19 *batant Commands and Defense Agencies shall be available*
20 *for reimbursement of pay, allowances and other expenses*
21 *which would otherwise be incurred against appropriations*
22 *for the National Guard and Reserve when members of the*
23 *National Guard and Reserve provide intelligence or coun-*
24 *terintelligence support to Combatant Commands, Defense*
25 *Agencies and Joint Intelligence Activities, including the ac-*

1 *tivities and programs included within the National Intel-*
2 *ligence Program and the Military Intelligence Program:*
3 *Provided, That nothing in this section authorizes deviation*
4 *from established Reserve and National Guard personnel and*
5 *training procedures.*

6 *SEC. 8043. Of the amounts appropriated for “Working*
7 *Capital Fund, Army”, \$225,000,000 shall be for the Indus-*
8 *trial Mobilization Capacity account.*

9 *SEC. 8044. (a) None of the funds available to the De-*
10 *partment of Defense for any fiscal year for drug interdic-*
11 *tion or counter-drug activities may be transferred to any*
12 *other department or agency of the United States except as*
13 *specifically provided in an appropriations law.*

14 *(b) None of the funds available to the Central Intel-*
15 *ligence Agency for any fiscal year for drug interdiction or*
16 *counter-drug activities may be transferred to any other de-*
17 *partment or agency of the United States except as specifi-*
18 *cally provided in an appropriations law.*

19 *SEC. 8045. In addition to the amounts appropriated*
20 *or otherwise made available elsewhere in this Act,*
21 *\$20,000,000 is hereby appropriated to the Department of*
22 *Defense: Provided, That upon the determination of the Sec-*
23 *retary of Defense that it shall serve the national interest,*
24 *the Secretary shall make a grant in the amount specified*
25 *as follows: \$20,000,000 to the United Service Organizations.*

1 *SEC. 8046. None of the funds in this Act may be used*
2 *to purchase any supercomputer which is not manufactured*
3 *in the United States, unless the Secretary of Defense cer-*
4 *tifies to the congressional defense committees that such an*
5 *acquisition must be made in order to acquire capability for*
6 *national security purposes that is not available from*
7 *United States manufacturers.*

8 *SEC. 8047. Notwithstanding any other provision in*
9 *this Act, the Small Business Innovation Research program*
10 *and the Small Business Technology Transfer program set-*
11 *asides shall be taken proportionally from all programs,*
12 *projects, or activities to the extent they contribute to the*
13 *extramural budget.*

14 *SEC. 8048. (a) Notwithstanding any other provision*
15 *of law, none of the funds available to the Department of*
16 *Defense for the current fiscal year and hereafter may be*
17 *obligated or expended to transfer to another nation or an*
18 *international organization any defense articles or services*
19 *(other than intelligence services) for use in the activities de-*
20 *scribed in subsection (b) unless the congressional defense*
21 *committees, the Committee on Foreign Affairs of the House*
22 *of Representatives, and the Committee on Foreign Relations*
23 *of the Senate are notified 15 days in advance of such trans-*
24 *fer.*

25 *(b) This section applies to—*

1 (1) *any international peacekeeping or peace-en-*
2 *forcement operation under the authority of chapter VI*
3 *or chapter VII of the United Nations Charter under*
4 *the authority of a United Nations Security Council*
5 *resolution; and*

6 (2) *any other international peacekeeping, peace-*
7 *enforcement, or humanitarian assistance operation.*

8 (c) *A notice under subsection (a) shall include the fol-*
9 *lowing:*

10 (1) *A description of the equipment, supplies, or*
11 *services to be transferred.*

12 (2) *A statement of the value of the equipment,*
13 *supplies, or services to be transferred.*

14 (3) *In the case of a proposed transfer of equip-*
15 *ment or supplies—*

16 (A) *a statement of whether the inventory re-*
17 *quirements of all elements of the Armed Forces*
18 *(including the reserve components) for the type*
19 *of equipment or supplies to be transferred have*
20 *been met; and*

21 (B) *a statement of whether the items pro-*
22 *posed to be transferred will have to be replaced*
23 *and, if so, how the President proposes to provide*
24 *funds for such replacement.*

1 *SEC. 8049. None of the funds available to the Depart-*
2 *ment of Defense under this Act shall be obligated or ex-*
3 *pende*d to pay a contractor under a contract with the De-
4 *partment of Defense for costs of any amount paid by the*
5 *contractor to an employee when—*

6 (1) *such costs are for a bonus or otherwise in ex-*
7 *cess of the normal salary paid by the contractor to the*
8 *employee; and*

9 (2) *such bonus is part of restructuring costs asso-*
10 *ciated with a business combination.*

11 *(INCLUDING TRANSFER OF FUNDS)*

12 *SEC. 8050. During the current fiscal year, no more*
13 *than \$30,000,000 of appropriations made in this Act under*
14 *the heading “Operation and Maintenance, Defense-Wide”*
15 *may be transferred to appropriations available for the pay*
16 *of military personnel, to be merged with, and to be available*
17 *for the same time period as the appropriations to which*
18 *transferred, to be used in support of such personnel in con-*
19 *nection with support and services for eligible organizations*
20 *and activities outside the Department of Defense pursuant*
21 *to section 2012 of title 10, United States Code.*

22 *SEC. 8051. During the current fiscal year, in the case*
23 *of an appropriation account of the Department of Defense*
24 *for which the period of availability for obligation has ex-*
25 *pired or which has closed under the provisions of section*

1 1552 of title 31, United States Code, and which has a nega-
2 tive unliquidated or unexpended balance, an obligation or
3 an adjustment of an obligation may be charged to any cur-
4 rent appropriation account for the same purpose as the ex-
5 pired or closed account if—

6 (1) the obligation would have been properly
7 chargeable (except as to amount) to the expired or
8 closed account before the end of the period of avail-
9 ability or closing of that account;

10 (2) the obligation is not otherwise properly
11 chargeable to any current appropriation account of
12 the Department of Defense; and

13 (3) in the case of an expired account, the obliga-
14 tion is not chargeable to a current appropriation of
15 the Department of Defense under the provisions of sec-
16 tion 1405(b)(8) of the National Defense Authorization
17 Act for Fiscal Year 1991, Public Law 101–510, as
18 amended (31 U.S.C. 1551 note): Provided, That in
19 the case of an expired account, if subsequent review
20 or investigation discloses that there was not in fact a
21 negative unliquidated or unexpended balance in the
22 account, any charge to a current account under the
23 authority of this section shall be reversed and re-
24 corded against the expired account: Provided further,
25 That the total amount charged to a current appro-

1 *proportion under this section may not exceed an*
2 *amount equal to 1 percent of the total appropriation*
3 *for that account.*

4 *SEC. 8052. (a) Notwithstanding any other provision*
5 *of law, the Chief of the National Guard Bureau may permit*
6 *the use of equipment of the National Guard Distance Learn-*
7 *ing Project by any person or entity on a space-available,*
8 *reimbursable basis. The Chief of the National Guard Bu-*
9 *reau shall establish the amount of reimbursement for such*
10 *use on a case-by-case basis.*

11 *(b) Amounts collected under subsection (a) shall be*
12 *credited to funds available for the National Guard Distance*
13 *Learning Project and be available to defray the costs associ-*
14 *ated with the use of equipment of the project under that*
15 *subsection. Such funds shall be available for such purposes*
16 *without fiscal year limitation.*

17 *(INCLUDING TRANSFER OF FUNDS)*

18 *SEC. 8053. Of the funds appropriated in this Act*
19 *under the heading "Operation and Maintenance, Defense-*
20 *wide", \$25,000,000 shall be for continued implementation*
21 *and expansion of the Sexual Assault Special Victims' Coun-*
22 *sel Program, and \$5,709,000 shall be for support of high*
23 *priority Sexual Assault Prevention and Response Program*
24 *requirements and activities, including the training and*
25 *funding of personnel: Provided, That the funds are made*

1 *available for transfer to the Department of the Army, the*
2 *Department of the Navy, and the Department of the Air*
3 *Force: Provided further, That funds transferred shall be*
4 *merged with and available for the same purposes and for*
5 *the same time period as the appropriations to which the*
6 *funds are transferred: Provided further, That this transfer*
7 *authority is in addition to any other transfer authority*
8 *provided in this Act.*

9 *SEC. 8054. None of the funds appropriated in title IV*
10 *of this Act may be used to procure end-items for delivery*
11 *to military forces for operational training, operational use*
12 *or inventory requirements: Provided, That this restriction*
13 *does not apply to end-items used in development, proto-*
14 *typing, and test activities preceding and leading to accept-*
15 *ance for operational use: Provided further, That this restric-*
16 *tion does not apply to programs funded within the National*
17 *Intelligence Program: Provided further, That the Secretary*
18 *of Defense may waive this restriction on a case-by-case basis*
19 *by certifying in writing to the Committees on Appropria-*
20 *tions of the House of Representatives and the Senate that*
21 *it is in the national security interest to do so.*

22 *SEC. 8055. (a) The Secretary of Defense may, on a*
23 *case-by-case basis, waive with respect to a foreign country*
24 *each limitation on the procurement of defense items from*
25 *foreign sources provided in law if the Secretary determines*

1 *that the application of the limitation with respect to that*
2 *country would invalidate cooperative programs entered into*
3 *between the Department of Defense and the foreign country,*
4 *or would invalidate reciprocal trade agreements for the pro-*
5 *urement of defense items entered into under section 2531*
6 *of title 10, United States Code, and the country does not*
7 *discriminate against the same or similar defense items pro-*
8 *duced in the United States for that country.*

9 *(b) Subsection (a) applies with respect to—*

10 *(1) contracts and subcontracts entered into on or*
11 *after the date of the enactment of this Act; and*

12 *(2) options for the procurement of items that are*
13 *exercised after such date under contracts that are en-*
14 *tered into before such date if the option prices are ad-*
15 *justed for any reason other than the application of a*
16 *waiver granted under subsection (a).*

17 *(c) Subsection (a) does not apply to a limitation re-*
18 *garding construction of public vessels, ball and roller bear-*
19 *ings, food, and clothing or textile materials as defined by*
20 *section 11 (chapters 50–65) of the Harmonized Tariff*
21 *Schedule and products classified under headings 4010,*
22 *4202, 4203, 6401 through 6406, 6505, 7019, 7218 through*
23 *7229, 7304.41 through 7304.49, 7306.40, 7502 through*
24 *7508, 8105, 8108, 8109, 8211, 8215, and 9404.*

25 *SEC. 8056. (a) IN GENERAL.—*

1 (1) *None of the funds made available by this Act*
2 *may be used for any training, equipment, or other as-*
3 *stance for the members of a unit of a foreign secu-*
4 *rity force if the Secretary of Defense has credible in-*
5 *formation that the unit has committed a gross viola-*
6 *tion of human rights.*

7 (2) *The Secretary of Defense, in consultation*
8 *with the Secretary of State, shall ensure that prior to*
9 *a decision to provide any training, equipment, or*
10 *other assistance to a unit of a foreign security force*
11 *full consideration is given to any credible information*
12 *available to the Department of State relating to*
13 *human rights violations by such unit.*

14 (b) *EXCEPTION.—The prohibition in subsection (a)(1)*
15 *shall not apply if the Secretary of Defense, after consulta-*
16 *tion with the Secretary of State, determines that the govern-*
17 *ment of such country has taken all necessary corrective*
18 *steps.*

19 (c) *WAIVER.—The Secretary of Defense, after consulta-*
20 *tion with the Secretary of State, may waive the provisions*
21 *of subsections (a)(1) and (a)(2) if the Secretary of Defense*
22 *determines that such waiver is required by extraordinary*
23 *circumstances, or if the training, equipment, or other assist-*
24 *ance is necessary to assist in disaster relief operations or*
25 *other humanitarian or national security emergencies.*

1 (d) *PROCEDURES.*—*The Secretary of Defense shall es-*
2 *tablish, and periodically update, procedures to ensure that*
3 *any information in the possession of the Department of De-*
4 *fense about gross violations of human rights by units of for-*
5 *eign security forces is shared on a timely basis with the*
6 *Department of State.*

7 (e) *REPORT.*—*Not more than 15 days after the appli-*
8 *cation of any exception under subsection (b) or the exercise*
9 *of any waiver under subsection (c), the Secretary of Defense*
10 *shall submit to the appropriate congressional committees a*
11 *report—*

12 (1) *in the case of an exception under subsection*
13 *(b), providing notice of the use of the exception and*
14 *stating the grounds for the exception; and*

15 (2) *in the case of a waiver under subsection (c),*
16 *describing the information relating to the gross viola-*
17 *tion of human rights; the extraordinary or other cir-*
18 *cumstances that necessitate the waiver; the purpose*
19 *and duration of the training, equipment, or other as-*
20 *sistance; and the United States forces and the foreign*
21 *security force unit involved.*

22 (f) *DEFINITION.*—*For purposes of this section the term*
23 *“appropriate congressional committees” means the congres-*
24 *sional defense Committees and the Committees on Appro-*
25 *priations.*

1 *SEC. 8057. None of the funds appropriated or other-*
2 *wise made available by this or other Department of Defense*
3 *Appropriations Acts may be obligated or expended for the*
4 *purpose of performing repairs or maintenance to military*
5 *family housing units of the Department of Defense, includ-*
6 *ing areas in such military family housing units that may*
7 *be used for the purpose of conducting official Department*
8 *of Defense business.*

9 *SEC. 8058. Notwithstanding any other provision of*
10 *law, funds appropriated in this Act under the heading “Re-*
11 *search, Development, Test and Evaluation, Defense-Wide”*
12 *for any new start advanced concept technology demonstra-*
13 *tion project or joint capability demonstration project may*
14 *only be obligated 45 days after a report, including a de-*
15 *scription of the project, the planned acquisition and transi-*
16 *tion strategy and its estimated annual and total cost, has*
17 *been provided in writing to the congressional defense com-*
18 *mittees: Provided, That the Secretary of Defense may waive*
19 *this restriction on a case-by-case basis by certifying to the*
20 *congressional defense committees that it is in the national*
21 *interest to do so.*

22 *SEC. 8059. The Secretary of Defense shall provide a*
23 *classified quarterly report beginning 30 days after enact-*
24 *ment of this Act, to the House and Senate Appropriations*

1 *Committees, Subcommittees on Defense on certain matters*
2 *as directed in the classified annex accompanying this Act.*

3 *SEC. 8060. During the current fiscal year and here-*
4 *after, none of the funds available to the Department of De-*
5 *fense may be used to provide support to another department*
6 *or agency of the United States if such department or agency*
7 *is more than 90 days in arrears in making payment to*
8 *the Department of Defense for goods or services previously*
9 *provided to such department or agency on a reimbursable*
10 *basis: Provided, That this restriction shall not apply if the*
11 *department is authorized by law to provide support to such*
12 *department or agency on a nonreimbursable basis, and is*
13 *providing the requested support pursuant to such authority:*
14 *Provided further, That the Secretary of Defense may waive*
15 *this restriction on a case-by-case basis by certifying in writ-*
16 *ing to the Committees on Appropriations of the House of*
17 *Representatives and the Senate that it is in the national*
18 *security interest to do so.*

19 *SEC. 8061. Notwithstanding section 12310(b) of title*
20 *10, United States Code, a member of the National Guard*
21 *-serving on full-time National Guard duty under section*
22 *502(f) of title 32, United States Code, may perform duties*
23 *in support of the ground-based elements of the National*
24 *Ballistic Missile Defense System.*

1 *SEC. 8062. None of the funds provided in this Act may*
2 *be used to transfer to any nongovernmental entity ammuni-*
3 *tion held by the Department of Defense that has a center-*
4 *fire cartridge and a United States military nomenclature*
5 *designation of “armor penetrator”, “armor piercing (AP)”,*
6 *“armor piercing incendiary (API)”, or “armor-piercing in-*
7 *cendiary tracer (API-T)”, except to an entity performing*
8 *demilitarization services for the Department of Defense*
9 *under a contract that requires the entity to demonstrate to*
10 *the satisfaction of the Department of Defense that armor*
11 *piercing projectiles are either: (1) rendered incapable of*
12 *reuse by the demilitarization process; or (2) used to manu-*
13 *facture ammunition pursuant to a contract with the De-*
14 *partment of Defense or the manufacture of ammunition for*
15 *export pursuant to a License for Permanent Export of Un-*
16 *classified Military Articles issued by the Department of*
17 *State.*

18 *SEC. 8063. In specifying the amounts requested for the*
19 *Department of the Army for Arlington National Cemetery,*
20 *Virginia, the budget of the President submitted to Congress*
21 *shall request such amounts in the Cemeterial Expenses,*
22 *Army appropriation, and shall not request such amounts*
23 *in the Operation and Maintenance, Army appropriation.*

24 *SEC. 8064. None of the funds appropriated by this Act*
25 *shall be used for the support of any nonappropriated funds*

1 activity of the Department of Defense that procures malt
2 beverages and wine with nonappropriated funds for resale
3 (including such alcoholic beverages sold by the drink) on
4 a military installation located in the United States unless
5 such malt beverages and wine are procured within that
6 State, or in the case of the District of Columbia, within
7 the District of Columbia, in which the military installation
8 is located: Provided, That in a case in which the military
9 installation is located in more than one State, purchases
10 may be made in any State in which the installation is lo-
11 cated: Provided further, That such local procurement re-
12 quirements for malt beverages and wine shall apply to all
13 alcoholic beverages only for military installations in States
14 which are not contiguous with another State: Provided fur-
15 ther, That alcoholic beverages other than wine and malt bev-
16 erages, in contiguous States and the District of Columbia
17 shall be procured from the most competitive source, price
18 and other factors considered.

19 (INCLUDING TRANSFER OF FUNDS)

20 SEC. 8065. Of the amounts appropriated in this Act
21 under the heading "Operation and Maintenance, Army",
22 \$106,189,900 shall remain available until expended: Pro-
23 vided, That notwithstanding any other provision of law, the
24 Secretary of Defense is authorized to transfer such funds
25 to other activities of the Federal Government: Provided fur-

1 *ther, That the Secretary of Defense is authorized to enter*
2 *into and carry out contracts for the acquisition of real*
3 *property, construction, personal services, and operations re-*
4 *lated to projects carrying out the purposes of this section:*
5 *Provided further, That contracts entered into under the au-*
6 *thority of this section may provide for such indemnification*
7 *as the Secretary determines to be necessary: Provided fur-*
8 *ther, That projects authorized by this section shall comply*
9 *with applicable Federal, State, and local law to the max-*
10 *imum extent consistent with the national security, as deter-*
11 *mined by the Secretary of Defense.*

12 *SEC. 8066. (a) None of the funds appropriated in this*
13 *or any other Act may be used to take any action to mod-*
14 *ify—*

15 *(1) the appropriations account structure for the*
16 *National Intelligence Program budget, including*
17 *through the creation of a new appropriation account;*

18 *(2) how the National Intelligence Program budg-*
19 *et request is presented in the unclassified P-1, R-1,*
20 *and O-1 documents supporting the Department of*
21 *Defense 2016 budget request;*

22 *(3) the process by which the National Intelligence*
23 *Program appropriations are apportioned to the exe-*
24 *cuting agencies; or*

1 (4) *the process by which the National Intelligence*
2 *Program appropriations are allotted, obligated and*
3 *disbursed.*

4 (b) *Nothing in section (a) shall be construed to prohibit*
5 *the merger of programs or changes to the National Intel-*
6 *ligence Program budget at or below the Expenditure Center*
7 *level, provided such change is otherwise in accordance with*
8 *section (a).*

9 (c) *The Director of National Intelligence and the Sec-*
10 *retary of Defense may jointly, only for the purposes of*
11 *achieving auditable financial statements and improving fis-*
12 *cal reporting, study and develop detailed proposals for al-*
13 *ternative financial management processes. Such study shall*
14 *include a comprehensive counterintelligence risk assessment*
15 *to ensure that none of the alternative processes will ad-*
16 *versely affect counterintelligence.*

17 (d) *Upon development of alternative financial man-*
18 *agement processes that meet the priorities established in this*
19 *section, the Office of the Director of National Intelligence*
20 *shall, prior to taking any other action—*

21 (1) *provide the proposed alternatives to all af-*
22 *ected agencies;*

23 (2) *receive certification from all affected agencies*
24 *attesting that the proposed alternatives will help*

1 *achieve auditability, improve fiscal reporting, and*
2 *will not adversely affect counterintelligence; and*

3 *(3) not later than 30 days after receiving all nec-*
4 *essary certifications under paragraph (2), present the*
5 *proposed alternatives and certifications to the con-*
6 *gressional defense and intelligence committees.*

7 *(INCLUDING TRANSFER OF FUNDS)*

8 *SEC. 8067. During the current fiscal year, not to ex-*
9 *ceed \$200,000,000 from funds available under “Operation*
10 *and Maintenance, Defense-Wide” may be transferred to the*
11 *Department of State “Global Security Contingency Fund”:*
12 *Provided, That this transfer authority is in addition to any*
13 *other transfer authority available to the Department of De-*
14 *fense: Provided further, That the Secretary of Defense shall,*
15 *not fewer than 30 days prior to making transfers to the*
16 *Department of State “Global Security Contingency Fund”,*
17 *notify the congressional defense committees in writing with*
18 *the source of funds and a detailed justification, execution*
19 *plan, and timeline for each proposed project.*

20 *SEC. 8068. The Secretary of Defense shall issue regula-*
21 *tions to prohibit the sale of any tobacco or tobacco-related*
22 *products in military resale outlets in the United States, its*
23 *territories and possessions at a price below the most com-*
24 *petitive price in the local community: Provided, That such*
25 *regulations shall direct that the prices of tobacco or tobacco-*

1 *related products in overseas military retail outlets shall be*
2 *within the range of prices established for military retail*
3 *system stores located in the United States.*

4 *(INCLUDING TRANSFER OF FUNDS)*

5 *SEC. 8069. Of the amounts appropriated in this Act*
6 *under the headings “Procurement, Defense-Wide” and “Re-*
7 *search, Development, Test and Evaluation, Defense-Wide”,*
8 *\$621,575,000 shall be for the Israeli Cooperative Programs:*
9 *Provided, That of this amount, \$350,972,000 shall be for*
10 *the Secretary of Defense to provide to the Government of*
11 *Israel for the procurement of the Iron Dome defense system*
12 *to counter short-range rocket threats, subject to the U.S.-*
13 *Israel Iron Dome Procurement Agreement, as amended,*
14 *\$137,934,000 shall be for the Short Range Ballistic Missile*
15 *Defense (SRBMD) program, including cruise missile de-*
16 *fense research and development under the SRBMD pro-*
17 *gram, of which \$15,000,000 shall be for production activi-*
18 *ties of SRBMD missiles in the United States and in Israel*
19 *to meet Israel’s defense requirements consistent with each*
20 *nation’s laws, regulations, and procedures, \$76,468,000*
21 *shall be available for an upper-tier component to the Israeli*
22 *Missile Defense Architecture, and \$56,201,000 shall be for*
23 *the Arrow System Improvement Program including devel-*
24 *opment of a long range, ground and airborne, detection*
25 *suite: Provided further, That funds made available under*

1 *this provision for production of missiles and missile compo-*
2 *nents may be transferred to appropriations available for*
3 *the procurement of weapons and equipment, to be merged*
4 *with and to be available for the same time period and the*
5 *same purposes as the appropriation to which transferred:*
6 *Provided further, That the transfer authority provided*
7 *under this provision is in addition to any other transfer*
8 *authority contained in this Act.*

9 *SEC. 8070. None of the funds made available by this*
10 *Act may be used by the Department of Defense to grant*
11 *an enlistment waiver for an offense within offense code 433*
12 *(rape, sexual abuse, sexual assault, criminal sexual abuse,*
13 *incest, or other sex crimes), as specified in Table 1 of the*
14 *memorandum from the Under Secretary of Defense with the*
15 *subject line “Directive-Type Memorandum (DTM) 08–*
16 *018—‘Enlistment Waivers’”, dated June 27, 2008 (incor-*
17 *porating Change 3, March 20, 2013).*

18 *(INCLUDING TRANSFER OF FUNDS)*

19 *SEC. 8071. Of the amounts appropriated in this Act*
20 *under the heading “Shipbuilding and Conversion, Navy”,*
21 *\$1,007,285,000 shall be available until September 30, 2015,*
22 *to fund prior year shipbuilding cost increases: Provided,*
23 *That upon enactment of this Act, the Secretary of the Navy*
24 *shall transfer funds to the following appropriations in the*
25 *amounts specified: Provided further, That the amounts*

1 transferred shall be merged with and be available for the
2 same purposes as the appropriations to which transferred
3 to:

4 Under the heading “Shipbuilding and Conver-
5 sion, Navy”, 2008/2015: Carrier Replacement Pro-
6 gram \$663,000,000;

7 Under the heading “Shipbuilding and Conver-
8 sion, Navy”, 2009/2015: LPD-17 Amphibious Trans-
9 port Dock Program \$54,096,000;

10 Under the heading “Shipbuilding and Conver-
11 sion, Navy”, 2010/2015: DDG-51 Destroyer
12 \$65,771,000;

13 Under the heading “Shipbuilding and Conver-
14 sion, Navy”, 2010/2015: Littoral Combat Ship
15 \$51,345,000;

16 Under the heading “Shipbuilding and Conver-
17 sion, Navy”, 2011/2015: DDG-51 Destroyer
18 \$63,373,000;

19 Under the heading “Shipbuilding and Conver-
20 sion, Navy”, 2011/2015: Littoral Combat Ship
21 \$41,700,000;

22 Under the heading “Shipbuilding and Conver-
23 sion, Navy”, 2011/2015: Joint High Speed Vessel
24 \$9,340,000;

1 Under the heading “Shipbuilding and Conver-
2 sion, Navy”, 2012/2015: CVN Refueling Overhauls
3 Program \$54,000,000;

4 Under the heading “Shipbuilding and Conver-
5 sion, Navy”, 2012/2015: Joint High Speed Vessel
6 \$2,620,000; and

7 Under the heading “Shipbuilding and Conver-
8 sion, Navy”, 2013/2015: Joint High Speed Vessel
9 \$2,040,000.

10 SEC. 8072. Funds appropriated by this Act, or made
11 available by the transfer of funds in this Act, for intelligence
12 activities are deemed to be specifically authorized by the
13 Congress for purposes of section 504 of the National Secu-
14 rity Act of 1947 (50 U.S.C. 3094) during fiscal year 2015
15 until the enactment of the Intelligence Authorization Act
16 for Fiscal Year 2015.

17 SEC. 8073. None of the funds provided in this Act shall
18 be available for obligation or expenditure through a re-
19 programming of funds that creates or initiates a new pro-
20 gram, project, or activity unless such program, project, or
21 activity must be undertaken immediately in the interest of
22 national security and only after written prior notification
23 to the congressional defense committees.

24 SEC. 8074. The budget of the President for fiscal year
25 2016 submitted to the Congress pursuant to section 1105

1 of title 31, United States Code, shall include separate budget
2 justification documents for costs of United States Armed
3 Forces' participation in contingency operations for the
4 Military Personnel accounts, the Operation and Maintenance
5 accounts, the Procurement accounts, and the Research,
6 Development, Test and Evaluation accounts: Provided,
7 That these documents shall include a description of
8 the funding requested for each contingency operation, for
9 each military service, to include all Active and Reserve
10 components, and for each appropriations account: Provided
11 further, That these documents shall include estimated costs
12 for each element of expense or object class, a reconciliation
13 of increases and decreases for each contingency operation,
14 and programmatic data including, but not limited to, troop
15 strength for each Active and Reserve component, and estimates
16 of the major weapons systems deployed in support
17 of each contingency: Provided further, That these documents
18 shall include budget exhibits OP-5 and OP-32 (as defined
19 in the Department of Defense Financial Management Regulation)
20 for all contingency operations for the budget year
21 and the two preceding fiscal years.

22 SEC. 8075. None of the funds in this Act may be used
23 for research, development, test, evaluation, procurement or
24 deployment of nuclear armed interceptors of a missile defense
25 system.

1 *SEC. 8076. Notwithstanding any other provision of*
2 *this Act, to reflect savings due to favorable foreign exchange*
3 *rates, the total amount appropriated in this Act is hereby*
4 *reduced by \$300,000,000.*

5 *SEC. 8077. None of the funds appropriated or made*
6 *available in this Act shall be used to reduce or disestablish*
7 *the operation of the 53rd Weather Reconnaissance Squad-*
8 *ron of the Air Force Reserve, if such action would reduce*
9 *the WC-130 Weather Reconnaissance mission below the lev-*
10 *els funded in this Act: Provided, That the Air Force shall*
11 *allow the 53rd Weather Reconnaissance Squadron to per-*
12 *form other missions in support of national defense require-*
13 *ments during the non-hurricane season.*

14 *SEC. 8078. None of the funds provided in this Act shall*
15 *be available for integration of foreign intelligence informa-*
16 *tion unless the information has been lawfully collected and*
17 *processed during the conduct of authorized foreign intel-*
18 *ligence activities: Provided, That information pertaining to*
19 *United States persons shall only be handled in accordance*
20 *with protections provided in the Fourth Amendment of the*
21 *United States Constitution as implemented through Execu-*
22 *tive Order No. 12333.*

23 *SEC. 8079. Of the amounts appropriated for “Missile*
24 *Procurement, Air Force”, \$125,000,000 shall be available*
25 *for the acceleration of a competitively awarded Evolved Ex-*

1 *pendable Launch Vehicle mission: Provided, That competi-*
2 *tions shall be open to all certified providers of Evolved Ex-*
3 *pendable Launch Vehicle-class systems: Provided further,*
4 *That competitions shall consider bids from two or more cer-*
5 *tified providers: Provided further, That notwithstanding*
6 *any other provision of law, such providers may compete*
7 *any certified launch vehicle in their inventory.*

8 *(INCLUDING TRANSFER OF FUNDS)*

9 *SEC. 8080. The Secretary of Defense may transfer*
10 *funds from any available Department of the Navy appro-*
11 *priation to any available Navy ship construction appro-*
12 *priation for the purpose of liquidating necessary changes*
13 *resulting from inflation, market fluctuations, or rate adjust-*
14 *ments for any ship construction program appropriated in*
15 *law: Provided, That the Secretary may transfer not to ex-*
16 *ceed \$50,000,000 under the authority provided by this sec-*
17 *tion: Provided further, That the Secretary may not transfer*
18 *any funds until 30 days after the proposed transfer has been*
19 *reported to the Committees on Appropriations of the House*
20 *of Representatives and the Senate, unless a response from*
21 *the Committees is received sooner: Provided further, That*
22 *any funds transferred pursuant to this section shall retain*
23 *the same period of availability as when originally appro-*
24 *priated: Provided further, That the transfer authority pro-*

1 *vided by this section is in addition to any other transfer*
2 *authority contained elsewhere in this Act.*

3 *SEC. 8081. (a) None of the funds appropriated by this*
4 *Act may be used to transfer research and development, ac-*
5 *quisition, or other program authority relating to current*
6 *tactical unmanned aerial vehicles (TUAVs) from the Army.*

7 *(b) The Army shall retain responsibility for and oper-*
8 *ational control of the MQ-1C Gray Eagle Unmanned Aerial*
9 *Vehicle (UAV) in order to support the Secretary of Defense*
10 *in matters relating to the employment of unmanned aerial*
11 *vehicles.*

12 *SEC. 8082. Up to \$15,000,000 of the funds appro-*
13 *priated under the heading "Operation and Maintenance,*
14 *Navy" may be made available for the Asia Pacific Regional*
15 *Initiative Program for the purpose of enabling the Pacific*
16 *Command to execute Theater Security Cooperation activi-*
17 *ties such as humanitarian assistance, and payment of in-*
18 *cremental and personnel costs of training and exercising*
19 *with foreign security forces: Provided, That funds made*
20 *available for this purpose may be used, notwithstanding*
21 *any other funding authorities for humanitarian assistance,*
22 *security assistance or combined exercise expenses: Provided*
23 *further, That funds may not be obligated to provide assist-*
24 *ance to any foreign country that is otherwise prohibited*

1 *from receiving such type of assistance under any other pro-*
2 *vision of law.*

3 *SEC. 8083. None of the funds appropriated by this Act*
4 *for programs of the Office of the Director of National Intel-*
5 *ligence shall remain available for obligation beyond the cur-*
6 *rent fiscal year, except for funds appropriated for research*
7 *and technology, which shall remain available until Sep-*
8 *tember 30, 2016.*

9 *SEC. 8084. For purposes of section 1553(b) of title 31,*
10 *United States Code, any subdivision of appropriations*
11 *made in this Act under the heading “Shipbuilding and*
12 *Conversion, Navy” shall be considered to be for the same*
13 *purpose as any subdivision under the heading “Ship-*
14 *building and Conversion, Navy” appropriations in any*
15 *prior fiscal year, and the 1 percent limitation shall apply*
16 *to the total amount of the appropriation.*

17 *SEC. 8085. (a) Not later than 60 days after the date*
18 *of enactment of this Act, the Director of National Intel-*
19 *ligence shall submit a report to the congressional intel-*
20 *ligence committees to establish the baseline for application*
21 *of reprogramming and transfer authorities for fiscal year*
22 *2015: Provided, That the report shall include—*

23 *(1) a table for each appropriation with a sepa-*
24 *rate column to display the President’s budget request,*
25 *adjustments made by Congress, adjustments due to*

1 *enacted rescissions, if appropriate, and the fiscal year*
2 *enacted level;*

3 *(2) a delineation in the table for each appropria-*
4 *tion by Expenditure Center and project; and*

5 *(3) an identification of items of special congress-*
6 *sional interest.*

7 *(b) None of the funds provided for the National Intel-*
8 *ligence Program in this Act shall be available for re-*
9 *programming or transfer until the report identified in sub-*
10 *section (a) is submitted to the congressional intelligence*
11 *committees, unless the Director of National Intelligence cer-*
12 *tifies in writing to the congressional intelligence committees*
13 *that such reprogramming or transfer is necessary as an*
14 *emergency requirement.*

15 *SEC. 8086. During the current fiscal year and here-*
16 *after, none of the funds made available by this Act for excess*
17 *defense articles, assistance under section 1206 of the Na-*
18 *tional Defense Authorization Act for Fiscal Year 2006 (Pub-*
19 *lic Law 109–163; 119 Stat. 3456), or peacekeeping oper-*
20 *ations for the countries designated in 2013 to be in viola-*
21 *tion of the standards of the Child Soldiers Prevention Act*
22 *of 2008 may be used to support any military training or*
23 *operation that includes child soldiers, as defined by the*
24 *Child Soldiers Prevention Act of 2008 (Public Law 110–*
25 *457; 22 U.S.C. 2370c–1), unless such assistance is otherwise*

1 *permitted under section 404 of the Child Soldiers Preven-*
2 *tion Act of 2008.*

3 *(INCLUDING TRANSFER OF FUNDS)*

4 *SEC. 8087. Of the funds appropriated in the Intel-*
5 *ligence Community Management Account for the Program*
6 *Manager for the Information Sharing Environment,*
7 *\$20,000,000 is available for transfer by the Director of Na-*
8 *tional Intelligence to other departments and agencies for*
9 *purposes of Government-wide information sharing activi-*
10 *ties: Provided, That funds transferred under this provision*
11 *are to be merged with and available for the same purposes*
12 *and time period as the appropriation to which transferred:*
13 *Provided further, That the Office of Management and Budg-*
14 *et must approve any transfers made under this provision.*

15 *SEC. 8088. (a) None of the funds provided for the Na-*
16 *tional Intelligence Program in this or any prior appropria-*
17 *tions Act shall be available for obligation or expenditure*
18 *through a reprogramming or transfer of funds in accord-*
19 *ance with section 102A(d) of the National Security Act of*
20 *1947 (50 U.S.C. 403–1(d)) that—*

21 *(1) creates a new start effort;*

22 *(2) terminates a program with appropriated*
23 *funding of \$10,000,000 or more;*

24 *(3) transfers funding into or out of the National*
25 *Intelligence Program; or*

1 (4) transfers funding between appropriations,
2 unless the congressional intelligence committees are notified
3 30 days in advance of such reprogramming of funds; this
4 notification period may be reduced for urgent national se-
5 curity requirements.

6 (b) None of the funds provided for the National Intel-
7 ligence Program in this or any prior appropriations Act
8 shall be available for obligation or expenditure through a
9 reprogramming or transfer of funds in accordance with sec-
10 tion 102A(d) or the National Security Act of 1947 (50
11 U.S.C. 403–1(d)) that results in a cumulative increase or
12 decrease of the levels specified in the classified annex accom-
13 panying the Act unless the congressional intelligence com-
14 mittees are notified 30 days in advance of such reprogram-
15 ming of funds; this notification period may be reduced for
16 urgent national security requirements.

17 SEC. 8089. The Director of National Intelligence shall
18 submit to Congress each year, at or about the time that
19 the President’s budget is submitted to Congress that year
20 under section 1105(a) of title 31, United States Code, a fu-
21 ture-years intelligence program (including associated an-
22 nexes) reflecting the estimated expenditures and proposed
23 appropriations included in that budget. Any such future-
24 years intelligence program shall cover the fiscal year with

1 *respect to which the budget is submitted and at least the*
2 *four succeeding fiscal years.*

3 *SEC. 8090. For the purposes of this Act, the term “con-*
4 *gressional intelligence committees” means the Permanent*
5 *Select Committee on Intelligence of the House of Represent-*
6 *atives, the Select Committee on Intelligence of the Senate,*
7 *the Subcommittee on Defense of the Committee on Appro-*
8 *priations of the House of Representatives, and the Sub-*
9 *committee on Defense of the Committee on Appropriations*
10 *of the Senate.*

11 *SEC. 8091. The Department of Defense shall continue*
12 *to report incremental contingency operations costs for Oper-*
13 *ation Enduring Freedom on a monthly basis and any other*
14 *operation designated and identified by the Secretary of De-*
15 *fense for the purposes of section 127a of title 10, United*
16 *States Code, on a semi-annual basis in the Cost of War*
17 *Execution Report as prescribed in the Department of De-*
18 *fense Financial Management Regulation Department of De-*
19 *fense Instruction 7000.14, Volume 12, Chapter 23 “Contin-*
20 *gency Operations”, Annex 1, dated September 2005.*

21 *(INCLUDING TRANSFER OF FUNDS)*

22 *SEC. 8092. During the current fiscal year, not to ex-*
23 *ceed \$11,000,000 from each of the appropriations made in*
24 *title II of this Act for “Operation and Maintenance, Army”,*
25 *“Operation and Maintenance, Navy”, and “Operation and*

1 *Maintenance, Air Force” may be transferred by the mili-*
2 *tary department concerned to its central fund established*
3 *for Fisher Houses and Suites pursuant to section 2493(d)*
4 *of title 10, United States Code.*

5 *(INCLUDING TRANSFER OF FUNDS)*

6 *SEC. 8093. Funds appropriated by this Act for oper-*
7 *ation and maintenance may be available for the purpose*
8 *of making remittances and transfer to the Defense Acquisi-*
9 *tion Workforce Development Fund in accordance with sec-*
10 *tion 1705 of title 10, United States Code.*

11 *SEC. 8094. (a) Any agency receiving funds made*
12 *available in this Act, shall, subject to subsections (b) and*
13 *(c), post on the public Web site of that agency any report*
14 *required to be submitted by the Congress in this or any*
15 *other Act, upon the determination by the head of the agency*
16 *that it shall serve the national interest.*

17 *(b) Subsection (a) shall not apply to a report if—*

18 *(1) the public posting of the report compromises*
19 *national security; or*

20 *(2) the report contains proprietary information.*

21 *(c) The head of the agency posting such report shall*
22 *do so only after such report has been made available to the*
23 *requesting Committee or Committees of Congress for no less*
24 *than 45 days.*

1 *SEC. 8095. (a) None of the funds appropriated or oth-*
2 *erwise made available by this Act may be expended for any*
3 *Federal contract for an amount in excess of \$1,000,000, un-*
4 *less the contractor agrees not to—*

5 *(1) enter into any agreement with any of its em-*
6 *ployees or independent contractors that requires, as a*
7 *condition of employment, that the employee or inde-*
8 *pendent contractor agree to resolve through arbitra-*
9 *tion any claim under title VII of the Civil Rights Act*
10 *of 1964 or any tort related to or arising out of sexual*
11 *assault or harassment, including assault and battery,*
12 *intentional infliction of emotional distress, false im-*
13 *prisonment, or negligent hiring, supervision, or reten-*
14 *tion; or*

15 *(2) take any action to enforce any provision of*
16 *an existing agreement with an employee or inde-*
17 *pendent contractor that mandates that the employee*
18 *or independent contractor resolve through arbitration*
19 *any claim under title VII of the Civil Rights Act of*
20 *1964 or any tort related to or arising out of sexual*
21 *assault or harassment, including assault and battery,*
22 *intentional infliction of emotional distress, false im-*
23 *prisonment, or negligent hiring, supervision, or reten-*
24 *tion.*

1 (b) None of the funds appropriated or otherwise made
2 available by this Act may be expended for any Federal con-
3 tract unless the contractor certifies that it requires each cov-
4 ered subcontractor to agree not to enter into, and not to
5 take any action to enforce any provision of, any agreement
6 as described in paragraphs (1) and (2) of subsection (a),
7 with respect to any employee or independent contractor per-
8 forming work related to such subcontract. For purposes of
9 this subsection, a “covered subcontractor” is an entity that
10 has a subcontract in excess of \$1,000,000 on a contract sub-
11 ject to subsection (a).

12 (c) The prohibitions in this section do not apply with
13 respect to a contractor’s or subcontractor’s agreements with
14 employees or independent contractors that may not be en-
15 forced in a court of the United States.

16 (d) The Secretary of Defense may waive the applica-
17 tion of subsection (a) or (b) to a particular contractor or
18 subcontractor for the purposes of a particular contract or
19 subcontract if the Secretary or the Deputy Secretary per-
20 sonally determines that the waiver is necessary to avoid
21 harm to national security interests of the United States,
22 and that the term of the contract or subcontract is not
23 longer than necessary to avoid such harm. The determina-
24 tion shall set forth with specificity the grounds for the waiv-
25 er and for the contract or subcontract term selected, and

1 *shall state any alternatives considered in lieu of a waiver*
2 *and the reasons each such alternative would not avoid harm*
3 *to national security interests of the United States. The Sec-*
4 *retary of Defense shall transmit to Congress, and simulta-*
5 *neously make public, any determination under this sub-*
6 *section not less than 15 business days before the contract*
7 *or subcontract addressed in the determination may be*
8 *awarded.*

9 *(INCLUDING TRANSFER OF FUNDS)*

10 *SEC. 8096. From within the funds appropriated for*
11 *operation and maintenance for the Defense Health Program*
12 *in this Act, up to \$146,857,000, shall be available for trans-*
13 *fer to the Joint Department of Defense-Department of Vet-*
14 *erans Affairs Medical Facility Demonstration Fund in ac-*
15 *cordance with the provisions of section 1704 of the National*
16 *Defense Authorization Act for Fiscal Year 2010, Public Law*
17 *111–84: Provided, That for purposes of section 1704(b), the*
18 *facility operations funded are operations of the integrated*
19 *Captain James A. Lovell Federal Health Care Center, con-*
20 *sisting of the North Chicago Veterans Affairs Medical Cen-*
21 *ter, the Navy Ambulatory Care Center, and supporting fa-*
22 *cilities designated as a combined Federal medical facility*
23 *as described by section 706 of Public Law 110–417: Pro-*
24 *vided further, That additional funds may be transferred*
25 *from funds appropriated for operation and maintenance for*

1 *the Defense Health Program to the Joint Department of De-*
2 *fense-Department of Veterans Affairs Medical Facility*
3 *Demonstration Fund upon written notification by the Sec-*
4 *retary of Defense to the Committees on Appropriations of*
5 *the House of Representatives and the Senate.*

6 *SEC. 8097. (a) The Secretary of Defense shall submit*
7 *annual reports to the Department of Defense Inspector Gen-*
8 *eral regarding the costs and contracting procedures related*
9 *to each conference held by the Department of Defense during*
10 *fiscal year 2015 for which the cost to the United States Gov-*
11 *ernment was more than \$100,000.*

12 *(b) Each report submitted shall include, for each con-*
13 *ference described in subsection (a) held during the applica-*
14 *ble period—*

15 *(1) a description of its purpose;*

16 *(2) the number of participants attending;*

17 *(3) a detailed statement of the costs to the United*
18 *States Government, including—*

19 *(A) the cost of any food or beverages;*

20 *(B) the cost of any audio-visual services;*

21 *(C) the cost of employee or contractor travel*
22 *to and from the conference; and*

23 *(D) a discussion of the methodology used to*
24 *determine which costs relate to the conference;*

25 *and*

1 (4) a description of the contracting procedures
2 used including—

3 (A) whether contracts were awarded on a
4 competitive basis; and

5 (B) a discussion of any cost comparison
6 conducted by the departmental component or of-
7 fice in evaluating potential contractors for the
8 conference.

9 (c) Within 15 days of the date of a conference held
10 by the Department of Defense funded by this Act during
11 fiscal year 2015 for which the cost to the United States Gov-
12 ernment was more than \$20,000, the Secretary of Defense
13 shall notify the Department of Defense Inspector General
14 of the date, location, and number of employees attending
15 such conference.

16 (d) A grant or contract funded by amounts appro-
17 priated by this or any other appropriations Act to the De-
18 partment of Defense may not be used for the purpose of
19 defraying the costs of a conference described in subsection
20 (c) that is not directly and programmatically related to the
21 purpose for which the grant or contract was awarded, such
22 as a conference held in connection with planning, training,
23 assessment, review, or other routine purposes related to a
24 project funded by the grant or contract.

1 (e) *None of the funds made available in this Act may*
2 *be used for travel and conference activities that are not in*
3 *compliance with Office of Management and Budget Memo-*
4 *randum M-12-12 dated May 11, 2012.*

5 *SEC. 8098. None of the funds appropriated or other-*
6 *wise made available by this Act and hereafter may be obli-*
7 *gated or expended to pay a retired general or flag officer*
8 *to serve as a senior mentor advising the Department of De-*
9 *fense unless such retired officer files a Standard Form 278*
10 *(or successor form concerning public financial disclosure*
11 *under part 2634 of title 5, Code of Federal Regulations)*
12 *to the Office of Government Ethics.*

13 *SEC. 8099. Appropriations available to the Depart-*
14 *ment of Defense may be used for the purchase of heavy and*
15 *light armored vehicles for the physical security of personnel*
16 *or for force protection purposes up to a limit of \$250,000*
17 *per vehicle, notwithstanding price or other limitations ap-*
18 *plicable to the purchase of passenger carrying vehicles.*

19 *SEC. 8100. None of the funds appropriated or other-*
20 *wise made available by this Act or any other Act may be*
21 *used by the Department of Defense or a component thereof*
22 *in contravention of section 1266 of the National Defense*
23 *Authorization Act for Fiscal Year 2015, as reported in the*
24 *Senate, relating to limitations on providing certain missile*
25 *defense information to the Russian Federation.*

1 *SEC. 8101. None of the funds made available by this*
2 *Act may be used by the Secretary of Defense to take bene-*
3 *ficial occupancy of more than 3,000 parking spaces (other*
4 *than handicap-reserved spaces) to be provided by the BRAC*
5 *133 project: Provided, That this limitation may be waived*
6 *in part if:*

7 *(a) the Secretary of Defense certifies to Congress that*
8 *levels of service at existing intersections in the vicinity of*
9 *the project have not experienced failing levels of service as*
10 *defined by the Transportation Research Board Highway*
11 *Capacity Manual over a consecutive 90-day period;*

12 *(b) the Department of Defense and the Virginia De-*
13 *partment of Transportation agree on the number of addi-*
14 *tional parking spaces that may be made available to em-*
15 *ployees of the facility subject to continued 90-day traffic*
16 *monitoring; and*

17 *(c) the Secretary of Defense notifies the congressional*
18 *defense committees in writing at least 14 days prior to exer-*
19 *cising this waiver of the number of additional parking*
20 *spaces to be made available.*

21 *SEC. 8102. The Secretary of Defense shall require, con-*
22 *sistent with applicable international agreements, that the*
23 *exchange store system—*

24 *(1) shall either become a signatory to, or other-*
25 *wise abide by, the applicable requirements and terms*

1 *set forth in the Accord on Fire and Building Safety*
2 *in Bangladesh for the purchase of garments manufac-*
3 *tured in Bangladesh for the private label brands of*
4 *the exchange store system; and*

5 *(2) shall provide, to the maximum extent prac-*
6 *ticable, a preference to retail suppliers that are sig-*
7 *natories to the Accord on Fire and Building Safety*
8 *in Bangladesh for the purchase of garments manufac-*
9 *tured in Bangladesh from retail suppliers.*

10 *SEC. 8103. The Secretary of Defense shall require that*
11 *agreements for the licensing of logos, marks and other insig-*
12 *nia which are trademarked by the Department of Defense*
13 *or a branch of the military contain a requirement that li-*
14 *censees, who source from or manufacture garments and ap-*
15 *parel in Bangladesh, shall become a signatory to, or other-*
16 *wise abide by, the applicable requirements and terms set*
17 *forth in the Accord on Fire and Building Safety in Ban-*
18 *gladesh: Provided, That the requirement imposed by this*
19 *section shall take effect no later than 90 days after enact-*
20 *ment of this Act.*

21 *(INCLUDING TRANSFER OF FUNDS)*

22 *SEC. 8104. Upon a determination by the Director of*
23 *National Intelligence that such action is necessary and in*
24 *the national interest, the Director may, with the approval*
25 *of the Office of Management and Budget, transfer not to*

1 *exceed \$2,000,000,000 of the funds made available in this*
2 *Act for the National Intelligence Program: Provided, That*
3 *such authority to transfer may not be used unless for higher*
4 *priority items, based on unforeseen intelligence require-*
5 *ments, than those for which originally appropriated and*
6 *in no case where the item for which funds are requested*
7 *has been denied by the Congress: Provided further, That a*
8 *request for multiple reprogrammings of funds using author-*
9 *ity provided in this section shall be made prior to June*
10 *30, 2015.*

11 *(INCLUDING TRANSFER OF FUNDS)*

12 *SEC. 8105. The Secretary of the Navy shall transfer*
13 *funds from the “Ship Modernization, Operations and*
14 *Sustainment Fund” to appropriations for military per-*
15 *sonnel; operation and maintenance; research, development,*
16 *test and evaluation; and procurement, only for the purposes*
17 *of manning, operating, sustaining, equipping and modern-*
18 *izing the Ticonderoga-class guided missile cruisers CG-63,*
19 *CG-64, CG-65, CG-66, CG-67, CG-68, CG-69, CG-70,*
20 *CG-71, CG-72, CG-73, and the Whidbey Island -class dock*
21 *landing ships LSD-41, LSD-42, and LSD-46: Provided,*
22 *That funds transferred shall be merged with and be avail-*
23 *able for the same purposes and for the same time period*
24 *as the appropriation to which they are transferred: Pro-*
25 *vided further, That the transfer authority provided herein*

1 shall be in addition to any other transfer authority avail-
2 able to the Department of Defense: Provided further, That
3 the Secretary of the Navy shall, not less than 30 days prior
4 to making any transfer from the “Ship Modernization, Op-
5 erations and Sustainment Fund”, notify the congressional
6 defense committees in writing of the details of such transfer:
7 Provided further, That the Secretary of the Navy shall
8 transfer and obligate funds from the “Ship Modernization,
9 Operations and Sustainment Fund” for modernization of
10 two Ticonderoga-class guided missile cruisers as detailed
11 above in fiscal year 2015: Provided further, That no more
12 than six Ticonderoga-class guided missile cruisers shall be
13 in a phased modernization at any time: Provided further,
14 That the prohibition in section 2244a(a) of title 10, United
15 States Code, shall not apply to the use of any funds trans-
16 ferred pursuant to this section.

17 *SEC. 8106. None of the funds appropriated in this Act*
18 *may be obligated or expended by the Secretary of a military*
19 *department in contravention of the provisions of section 352*
20 *of the National Defense Authorization Act for Fiscal Year*
21 *2014 to adopt any new camouflage pattern design or uni-*
22 *form fabric for any combat or camouflage utility uniform*
23 *or family of uniforms for use by an Armed Force.*

24 *SEC. 8107. (a) None of the funds appropriated or oth-*
25 *erwise made available in this Act may be used to transfer,*

1 *release, or assist in the transfer or release to or within the*
2 *United States, its territories, or possessions Khalid Sheikh*
3 *Mohammed or any other detainee who—*

4 *(1) is not a United States citizen or a member*
5 *of the Armed Forces of the United States; and*

6 *(2) is or was held on or after June 24, 2009, at*
7 *the United States Naval Station, Guantánamo Bay,*
8 *Cuba, by the Department of Defense.*

9 *(b) This section shall continue in effect through the*
10 *date of enactment of an Act authorizing appropriations for*
11 *fiscal year 2015 for military activities of the Department*
12 *of Defense.*

13 *SEC. 8108. None of the funds appropriated or other-*
14 *wise made available in this Act may be used to transfer*
15 *any individual detained at United States Naval Station*
16 *Guantánamo Bay, Cuba, to the custody or control of the*
17 *individual's country of origin, any other foreign country,*
18 *or any other foreign entity except in accordance with sec-*
19 *tion 1035 of the National Defense Authorization Act for Fis-*
20 *cal Year 2014.*

21 *SEC. 8109. None of the funds made available by this*
22 *Act may be used to enter into a contract, memorandum of*
23 *understanding, or cooperative agreement with, make a*
24 *grant to, or provide a loan or loan guarantee to, any cor-*
25 *poration that any unpaid Federal tax liability that has*

1 *been assessed, for which all judicial and administrative*
2 *remedies have been exhausted or have lapsed, and that is*
3 *not being paid in a timely manner pursuant to an agree-*
4 *ment with the authority responsible for collecting the tax*
5 *liability, where the awarding agency is aware of the unpaid*
6 *tax liability, unless a Federal agency has considered sus-*
7 *pension or debarment of the corporation and made a deter-*
8 *mination that this further action is not necessary to protect*
9 *the interests of the Government.*

10 *SEC. 8110. None of the funds made available by this*
11 *Act may be used to enter into a contract, memorandum of*
12 *understanding, or cooperative agreement with, make a*
13 *grant to, or provide a loan or loan guarantee to, any cor-*
14 *poration that was convicted of a felony criminal violation*
15 *under any Federal law within the preceding 24 months,*
16 *where the awarding agency is aware of the conviction, un-*
17 *less a Federal agency has considered suspension or debar-*
18 *ment of the corporation and made a determination that this*
19 *further action is not necessary to protect the interests of*
20 *the Government.*

21 *SEC. 8111. None of the funds made available by this*
22 *Act to carry out voluntary military education programs*
23 *may be disbursed or delivered to an institution of higher*
24 *education (or other postsecondary educational institution)*
25 *on behalf of a student, or to a student to be used to attend*

1 *the institution, unless the institution certifies to the Sec-*
2 *retary of Defense that it will not use revenues derived from*
3 *educational assistance funds provided in any form under*
4 *any Federal law for advertising, marketing or student re-*
5 *cruitment activities (other than activities required or spe-*
6 *cifically authorized by title IV of the Higher Education Act*
7 *of 1965 or otherwise specified by the Secretary of Defense).*

8 *SEC. 8112. (a) PROHIBITION REGARDING VOLUNTARY*
9 *MILITARY EDUCATION PROGRAM ASSISTANCE.—None of the*
10 *funds made available by this Act to carry out voluntary*
11 *military education programs may be disbursed or delivered*
12 *on behalf of a student to a proprietary institution of higher*
13 *education (as defined in section 102(b) of the Higher Edu-*
14 *cation Act of 1965 (20 U.S.C. 1002(b))), or to a student*
15 *to be used to attend such institution, until the institution*
16 *demonstrates to the Secretary of Defense that the institution*
17 *derives not less than 10 percent of such institution’s reve-*
18 *nues from sources other than funds provided under title IV*
19 *of such Act (20 U.S.C. 1070 et seq.) and funds provided*
20 *under such voluntary military education programs, as cal-*
21 *culated in a manner to be determined by such Secretary*
22 *and consistent with section 487(d)(1) of such Act.*

23 *(b) VOLUNTARY MILITARY EDUCATION PROGRAMS DE-*
24 *FINED.—In this section, the term “voluntary military edu-*
25 *cation programs” means—*

1 (1) *the programs to assist military spouses in*
2 *achieving education and training for extended em-*
3 *ployment and portable career opportunities under sec-*
4 *tion 1784a of title 10, United States Code (commonly*
5 *referred to as “MyCAA”); and*

6 (2) *the authority to pay tuition for off-duty*
7 *training or education of members of the Armed Forces*
8 *under section 2005 or 2007 of title 10, United States*
9 *Code.*

10 *SEC. 8113. (a) None of the funds appropriated or oth-*
11 *erwise made available by this or any other Act may be used*
12 *by the Secretary of Defense, or any other official or officer*
13 *of the Department of Defense, to enter into a contract,*
14 *memorandum of understanding, or cooperative agreement*
15 *with, or make a grant to, or provide a loan or loan guar-*
16 *antee to Rosoboronexport or any subsidiary of*
17 *Rosoboronexport.*

18 *(b) The Secretary of Defense may waive the limitation*
19 *in subsection (a) if the Secretary, in consultation with the*
20 *Secretary of State and the Director of National Intelligence,*
21 *determines that it is in the vital national security interest*
22 *of the United States to do so, and certifies in writing to*
23 *the congressional defense committees that, to the best of the*
24 *Secretary’s knowledge:*

1 (1) *Rosoboronexport has ceased the transfer of le-*
2 *thal military equipment to, and the maintenance of*
3 *existing lethal military equipment for, the Govern-*
4 *ment of the Syrian Arab Republic;*

5 (2) *The armed forces of the Russian Federation*
6 *have withdrawn from Crimea, other than armed*
7 *forces present on military bases subject to agreements*
8 *in force between the Government of the Russian Fed-*
9 *eration and the Government of Ukraine; and*

10 (3) *Agents of the Russian Federation have ceased*
11 *taking active measures to destabilize the control of the*
12 *Government of Ukraine over eastern Ukraine.*

13 *SEC. 8114. None of the funds appropriated in this or*
14 *any other Act may be obligated or expended by the United*
15 *States Government for the direct personal benefit of the*
16 *President of Afghanistan.*

17 *SEC. 8115. (a) Of the funds appropriated in this Act*
18 *for the Department of Defense, amounts may be made avail-*
19 *able, under such regulations as the Secretary may prescribe,*
20 *to local military commanders appointed by the Secretary*
21 *of Defense, or by an officer or employee designated by the*
22 *Secretary, to provide at their discretion ex gratia payments*
23 *in amounts consistent with subsection (d) of this section*
24 *for damage, personal injury, or death that is incident to*
25 *combat operations of the Armed Forces in a foreign country.*

1 (b) *An ex gratia payment under this section may be*
2 *provided only if—*

3 (1) *the prospective foreign civilian recipient is*
4 *determined by the local military commander to be*
5 *friendly to the United States;*

6 (2) *a claim for damages would not be compen-*
7 *sable under chapter 163 of title 10, United States*
8 *Code (commonly known as the “Foreign Claims*
9 *Act”); and*

10 (3) *the property damage, personal injury, or*
11 *death was not caused by action by an enemy.*

12 (c) *NATURE OF PAYMENTS.—Any payments provided*
13 *under a program under subsection (a) shall not be consid-*
14 *ered an admission or acknowledgement of any legal obliga-*
15 *tion to compensate for any damage, personal injury, or*
16 *death.*

17 (d) *AMOUNT OF PAYMENTS.—If the Secretary of De-*
18 *fense determines a program under subsection (a) to be ap-*
19 *propriate in a particular setting, the amounts of payments,*
20 *if any, to be provided to civilians determined to have suf-*
21 *fered harm incident to combat operations of the Armed*
22 *Forces under the program should be determined pursuant*
23 *to regulations prescribed by the Secretary and based on an*
24 *assessment, which should include such factors as cultural*
25 *appropriateness and prevailing economic conditions.*

1 (e) *LEGAL ADVICE.*—Local military commanders shall
2 receive legal advice before making *ex gratia* payments under
3 this subsection. The legal advisor, under regulations of the
4 Department of Defense, shall advise on whether an *ex gratia*
5 payment is proper under this section and applicable De-
6 partment of Defense regulations.

7 (f) *WRITTEN RECORD.*—A written record of any *ex*
8 *gratia* payment offered or denied shall be kept by the local
9 commander and on a timely basis submitted to the appro-
10 priate office in the Department of Defense as determined
11 by the Secretary of Defense.

12 (g) *REPORT.*—The Secretary of Defense shall report to
13 the congressional defense committees on an annual basis the
14 efficacy of the *ex gratia* payment program including the
15 number of types of cases considered, amounts offered, the
16 response from *ex gratia* payment recipients, and any rec-
17 ommended modifications to the program.

18 (h) *LIMITATION.*—Nothing in this section shall be
19 deemed to provide any new authority to the Secretary of
20 Defense.

21 *SEC. 8116.* None of the funds available in this Act to
22 the Department of Defense, other than appropriations made
23 for necessary or routine refurbishments, upgrades or main-
24 tenance activities, shall be used to reduce or to prepare to
25 reduce the number of deployed and non-deployed strategic

1 *delivery vehicles and launchers below the levels set forth in*
2 *the report submitted to Congress in accordance with section*
3 *1042 of the National Defense Authorization Act for Fiscal*
4 *Year 2012.*

5 *SEC. 8117. The Secretary of Defense shall post grant*
6 *awards on a public Web site in a searchable format.*

7 *SEC. 8118. (a) None of the funds appropriated or oth-*
8 *erwise made available in this or any other Act may be used*
9 *to construct, acquire, or modify any facility in the United*
10 *States, its territories, or possessions to house any individual*
11 *described in subsection (c) for the purposes of detention or*
12 *imprisonment in the custody or under the effective control*
13 *of the Department of Defense.*

14 *(b) The prohibition in subsection (a) shall not apply*
15 *to any modification of facilities at United States Naval*
16 *Station, Guantánamo Bay, Cuba.*

17 *(c) An individual described in this subsection is any*
18 *individual who, as of June 24, 2009, is located at United*
19 *States Naval Station, Guantánamo Bay, Cuba, and who—*

20 *(1) is not a citizen of the United States or a*
21 *member of the Armed Forces of the United States; and*

22 *(2) is—*

23 *(A) in the custody or under the effective*
24 *control of the Department of Defense; or*

1 (B) otherwise under detention at United
2 States Naval Station, Guantánamo Bay, Cuba.

3 (d) This provision shall continue in effect until enact-
4 ment of the National Defense Authorization Act for Fiscal
5 Year 2015.

6 SEC. 8119. (a) Within 90 days of enactment of this
7 Act, the Secretary of Defense shall submit a report to the
8 congressional defense committees to assess whether the jus-
9 tification and approval requirements under section 811 of
10 the National Defense Authorization Act for Fiscal Year
11 2010 (Public Law 111–84; 123 Stat. 2405) have, incon-
12 sistent with the intent of Congress—

13 (1) negatively impacted the ability of covered en-
14 tities to be awarded sole-source contracts with the De-
15 partment of Defense greater than \$20,000,000;

16 (2) discouraged agencies from awarding con-
17 tracts greater than \$20,000,000 to covered entities;
18 and

19 (3) been misconstrued and/or inconsistently im-
20 plemented.

21 (b) The Comptroller General shall analyze and report
22 to the congressional defense committees on the sufficiency
23 of the Department's report in addressing the requirements;
24 review the extent to which section 811 has negatively im-
25 pacted the ability of covered entities to be awarded sole-

1 *source contracts with the Department, discouraged agencies*
2 *from awarding contracts, or been misconstrued and/or in-*
3 *consistently implemented.*

4 *SEC. 8120. The Secretary of the Air Force shall des-*
5 *ignate a facility located on Scott Air Force Base, Illinois,*
6 *to be named after Senator Alan J. Dixon in recognition*
7 *of his significant public service achievements.*

8 *SEC. 8121. Notwithstanding section 1552 of title 31,*
9 *United States Code, funds made available under the head-*
10 *ing "OPERATION AND MAINTENANCE" under the*
11 *heading "DEPARTMENT OF DEFENSE" under title III*
12 *of division A of Public Law 111-5 (123 Stat. 132) and*
13 *any funds made available for Fossil Energy Research and*
14 *Development by the Department of Energy under title IV*
15 *of the same division of Public Law 111-5 (123 Stat. 139)*
16 *shall remain available for expenditure, until such funds*
17 *have been expended, for the purpose of liquidating the obli-*
18 *gations.*

19 *SEC. 8122. (a) IN GENERAL.—Except as provided in*
20 *subsections (b) and (c), none of the funds appropriated or*
21 *otherwise made available by this Act may be used for any*
22 *Department of Defense contract with a foreign incorporated*
23 *entity which is treated as an inverted domestic corporation*
24 *under subsection (d) of this section, or any subsidiary of*
25 *such an entity.*

1 (b) *WAIVERS.*—

2 (1) *IN GENERAL.*—*The Secretary of Defense shall*
3 *waive subsection (a) with respect to any contract*
4 *under the authority of the Department of Defense if*
5 *the Secretary determines that the waiver is required*
6 *in the interest of national security.*

7 (2) *REPORT TO CONGRESS.*—*The Secretary of*
8 *Defense shall notify the congressional defense commit-*
9 *tees not later than 14 days after exercising a waiver*
10 *under paragraph (1).*

11 (c) *EXCEPTION.*—*This section shall not apply to any*
12 *Department of Defense contract entered into before the date*
13 *of the enactment of this Act, or to any task order issued*
14 *pursuant to such contract.*

15 (d) *INVERTED DOMESTIC CORPORATION.*—*For pur-*
16 *poses of this section—*

17 (1) *IN GENERAL.*—*A foreign incorporated entity*
18 *shall be treated as an inverted domestic corporation*
19 *if, pursuant to a plan (or a series of related trans-*
20 *actions)—*

21 (A) *the entity has, directly or indirectly, ac-*
22 *quired—*

23 (i) *substantially all of the properties*
24 *held directly or indirectly by a domestic*
25 *corporation; or*

1 (ii) substantially all of the assets of, or
2 substantially all of the properties consti-
3 tuting a trade or business of, a domestic
4 partnership; and

5 (B) either—

6 (i) after the acquisition at least 50 per-
7 cent of the stock (by vote or value) of the en-
8 tity is held—

9 (I) in the case of an acquisition
10 with respect to a domestic corporation,
11 by former shareholders of the domestic
12 corporation by reason of holding stock
13 in the domestic corporation; or

14 (II) in the case of an acquisition
15 with respect to a domestic partnership,
16 by former partners of the domestic
17 partnership by reason of holding a
18 capital or profits interest in the domes-
19 tic partnership; or

20 (ii)(I) the expanded affiliated group
21 which after the acquisition includes the en-
22 tity has substantial business activities in
23 the United States; and

24 (II) the management and control of the
25 entity (or of any other member of the ex-

1 *panded affiliated group which after the ac-*
2 *quisition includes the entity and to which*
3 *this subclause applies under regulations*
4 *prescribed by the Secretary of the Treasury*
5 *or the Secretary's delegate) occurs, directly*
6 *or indirectly, primarily within the United*
7 *States.*

8 (2) *SUBSTANTIAL BUSINESS ACTIVITIES EXCEP-*
9 *TION.—A foreign incorporated entity described in*
10 *paragraph (1) shall not be treated as an inverted do-*
11 *mestic corporation if the expanded affiliated group*
12 *which after the acquisition includes the entity has*
13 *substantial business activities in the foreign country*
14 *in which or under the law of which the entity is cre-*
15 *ated or organized when compared to the total business*
16 *activities of such expanded affiliated group.*

17 (3) *MANAGEMENT AND CONTROL.—*

18 (A) *IN GENERAL.—For purposes of sub-*
19 *clause (II) of paragraph (1)(B)(ii), the Secretary*
20 *of the Treasury (or the Secretary's delegate) shall*
21 *prescribe regulations for purposes of determining*
22 *cases in which the management and control of*
23 *an entity is to be treated as occurring primarily*
24 *within the United States.*

1 (B) *EXECUTIVE OFFICERS AND SENIOR*
2 *MANAGEMENT.*—*Such regulations shall provide*
3 *that—*

4 (i) *the management and control of an*
5 *entity shall be treated as occurring pri-*
6 *marily within the United States if substan-*
7 *tially all of the executive officers and senior*
8 *management of the entity who exercise day-*
9 *to-day responsibility for making decisions*
10 *involving strategic, financial, and oper-*
11 *ational policies of the entity are located pri-*
12 *marily within the United States; and*

13 (ii) *individuals who are not executive*
14 *officers and senior management of the enti-*
15 *ty (including individuals who are officers*
16 *or employees of other members of the ex-*
17 *panded affiliated group which includes the*
18 *entity) shall be treated as executive officers*
19 *and senior management if such individuals*
20 *exercise the day-to-day responsibilities of*
21 *the entity described in clause (i).*

22 (e) *OTHER DEFINITIONS.*—*For purposes of this sec-*
23 *tion—*

24 (1) *any term used in this section which is also*
25 *used in section 835 of the Homeland Security Act of*

1 2002 (6 U.S.C. 395) shall have the meaning given
2 such term under such section; and

3 (2) rules similar to the rules of subsection (c)(1)
4 of section 835 of such Act (6 U.S.C. 395(c)(1)) shall
5 apply.

6 SEC. 8123. None of the funds in this Act may be used
7 to require that seafood procured for the Department of De-
8 fense from sustainably managed fisheries in the United
9 States, as determined by the National Marine Fisheries
10 Service, be required to additionally meet sustainability cer-
11 tification criteria prescribed by third-party nongovern-
12 mental organizations.

13 SEC. 8124. None of the funds made available under
14 this Act shall be used to suspend, terminate, or otherwise
15 alter the Federal Excess Personal Property program or the
16 Firefighter Property program.

17 SEC. 8125. (a) None of the funds appropriated or oth-
18 erwise made available by this Act may be used to disestab-
19 lish, or prepare to disestablish, a Senior Reserve Officers'
20 Training Corps program in accordance with Department
21 of Defense Instruction Number 1215.08, dated June 26,
22 2006.

23 (b) The Secretary of Defense may not, during fiscal
24 year 2015—

1 (1) *downgrade any Senior Reserve Officers’*
2 *Training Corps program from a host to extension*
3 *center; or*

4 (2) *place on probation any Senior Reserve Offi-*
5 *cers’ Training Corps program.*

6 *SEC. 8126. Of the amounts appropriated by title VI*
7 *under the heading “DEFENSE HEALTH PROGRAM”,*
8 *\$7,500,000 shall be available for peer-reviewed medical re-*
9 *search on amyotrophic lateral sclerosis (ALS).*

10 *SEC. 8127. No plan may be implemented by the Sec-*
11 *retary of Defense, the Secretary of a military department,*
12 *the Director of the Defense Finance and Accounting Service,*
13 *or any other person to transfer financial management, bill*
14 *paying, or accounting services functions from the Defense*
15 *Finance and Accounting Service to another entity until the*
16 *Secretary of Defense provides the congressional defense com-*
17 *mittees a written report on the plan and the Secretary cer-*
18 *tifies to such committees that the plan would reduce costs,*
19 *increase efficiencies, and maintain the timeline for*
20 *auditability of financial statements.*

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TITLE IX

OVERSEAS CONTINGENCY OPERATIONS

MILITARY PERSONNEL

MILITARY PERSONNEL, ARMY

For an additional amount for “Military Personnel, Army”, \$3,711,003,000: Provided, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

MILITARY PERSONNEL, NAVY

For an additional amount for “Military Personnel, Navy”, \$331,347,000: Provided, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

MILITARY PERSONNEL, MARINE CORPS

For an additional amount for “Military Personnel, Marine Corps”, \$420,627,000: Provided, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

1 *MILITARY PERSONNEL, AIR FORCE*

2 *For an additional amount for “Military Personnel,*
3 *Air Force”, \$708,347,000: Provided, That such amount is*
4 *designated by the Congress for Overseas Contingency Oper-*
5 *ations/Global War on Terrorism pursuant to section*
6 *251(b)(2)(A)(ii) of the Balanced Budget and Emergency*
7 *Deficit Control Act of 1985.*

8 *RESERVE PERSONNEL, ARMY*

9 *For an additional amount for “Reserve Personnel,*
10 *Army”, \$24,990,000: Provided, That such amount is des-*
11 *ignated by the Congress for Overseas Contingency Oper-*
12 *ations/Global War on Terrorism pursuant to section*
13 *251(b)(2)(A)(ii) of the Balanced Budget and Emergency*
14 *Deficit Control Act of 1985.*

15 *RESERVE PERSONNEL, NAVY*

16 *For an additional amount for “Reserve Personnel,*
17 *Navy”, \$13,953,000: Provided, That such amount is des-*
18 *ignated by the Congress for Overseas Contingency Oper-*
19 *ations/Global War on Terrorism pursuant to section*
20 *251(b)(2)(A)(ii) of the Balanced Budget and Emergency*
21 *Deficit Control Act of 1985.*

22 *RESERVE PERSONNEL, MARINE CORPS*

23 *For an additional amount for “Reserve Personnel, Ma-*
24 *rine Corps”, \$5,069,000: Provided, That such amount is*
25 *designated by the Congress for Overseas Contingency Oper-*

1 *ations/Global War on Terrorism pursuant to section*
2 *251(b)(2)(A)(ii) of the Balanced Budget and Emergency*
3 *Deficit Control Act of 1985.*

4 *RESERVE PERSONNEL, AIR FORCE*

5 *For an additional amount for “Reserve Personnel, Air*
6 *Force”, \$19,175,000: Provided, That such amount is des-*
7 *ignated by the Congress for Overseas Contingency Oper-*
8 *ations/Global War on Terrorism pursuant to section*
9 *251(b)(2)(A)(ii) of the Balanced Budget and Emergency*
10 *Deficit Control Act of 1985.*

11 *NATIONAL GUARD PERSONNEL, ARMY*

12 *For an additional amount for “National Guard Per-*
13 *sonnel, Army”, \$185,578,000: Provided, That such amount*
14 *is designated by the Congress for Overseas Contingency Op-*
15 *erations/Global War on Terrorism pursuant to section*
16 *251(b)(2)(A)(ii) of the Balanced Budget and Emergency*
17 *Deficit Control Act of 1985.*

18 *NATIONAL GUARD PERSONNEL, AIR FORCE*

19 *For an additional amount for “National Guard Per-*
20 *sonnel, Air Force”, \$4,894,000: Provided, That such*
21 *amount is designated by the Congress for Overseas Contin-*
22 *gency Operations/Global War on Terrorism pursuant to sec-*
23 *tion 251(b)(2)(A)(ii) of the Balanced Budget and Emer-*
24 *gency Deficit Control Act of 1985.*

1 *OPERATION AND MAINTENANCE*2 *OPERATION AND MAINTENANCE, ARMY*

3 *For an additional amount for “Operation and Mainte-*
4 *nance, Army”, \$16,355,722,000: Provided, That such*
5 *amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.*

9 *OPERATION AND MAINTENANCE, NAVY*

10 *For an additional amount for “Operation and Mainte-*
11 *nance, Navy”, \$5,263,921,000: Provided, That such amount*
12 *is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.*

16 *OPERATION AND MAINTENANCE, MARINE CORPS*

17 *For an additional amount for “Operation and Mainte-*
18 *nance, Marine Corps”, \$1,474,804,000: Provided, That such*
19 *amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.*

23 *OPERATION AND MAINTENANCE, AIR FORCE*

24 *For an additional amount for “Operation and Mainte-*
25 *nance, Air Force”, \$8,177,556,000: Provided, That such*

1 amount is designated by the Congress for Overseas Contin-
2 gency Operations/Global War on Terrorism pursuant to sec-
3 tion 251(b)(2)(A)(ii) of the Balanced Budget and Emer-
4 gency Deficit Control Act of 1985.

5 OPERATION AND MAINTENANCE, DEFENSE-WIDE

6 For an additional amount for “Operation and Mainte-
7 nance, Defense-Wide”, \$6,722,463,000: Provided, That of
8 the funds provided under this heading, not to exceed
9 \$1,260,000,000, to remain available until September 30,
10 2016, shall be for payments to reimburse key cooperating
11 nations for logistical, military, and other support, includ-
12 ing access, provided to United States military and stability
13 operations in Afghanistan: Provided further, That such re-
14 imbursement payments may be made in such amounts as
15 the Secretary of Defense, with the concurrence of the Sec-
16 retary of State, and in consultation with the Director of
17 the Office of Management and Budget, may determine,
18 based on documentation determined by the Secretary of De-
19 fense to adequately account for the support provided, and
20 such determination is final and conclusive upon the ac-
21 counting officers of the United States, and 15 days fol-
22 lowing notification to the appropriate congressional com-
23 mittees: Provided further, That these funds may be used for
24 the purpose of providing specialized training and procuring
25 supplies and specialized equipment and providing such

1 *supplies and loaning such equipment on a non-reimburs-*
2 *able basis to coalition forces supporting United States mili-*
3 *tary and stability operations in Afghanistan, and 15 days*
4 *following notification to the appropriate congressional com-*
5 *mittees: Provided further, That these funds may be used to*
6 *reimburse the government of Jordan, in such amounts as*
7 *the Secretary of Defense may determine, to maintain the*
8 *ability of the Jordanian armed forces to maintain security*
9 *along the border between Jordan and Syria, upon 15 days*
10 *prior written notification to the congressional defense com-*
11 *mittees outlining the amounts reimbursed and the nature*
12 *of the expenses to be reimbursed: Provided further, That the*
13 *Secretary of Defense shall provide quarterly reports to the*
14 *congressional defense committees on the use of funds pro-*
15 *vided in this paragraph: Provided further, That such*
16 *amount is designated by the Congress for Overseas Contin-*
17 *gency Operations/Global War on Terrorism pursuant to sec-*
18 *tion 251(b)(2)(A)(ii) of the Balanced Budget and Emer-*
19 *gency Deficit Control Act of 1985.*

20 *OPERATION AND MAINTENANCE, ARMY RESERVE*

21 *For an additional amount for “Operation and Mainte-*
22 *nance, Army Reserve”, \$36,572,000: Provided, That such*
23 *amount is designated by the Congress for Overseas Contin-*
24 *gency Operations/Global War on Terrorism pursuant to sec-*

1 *tion 251(b)(2)(A)(ii) of the Balanced Budget and Emer-*
2 *gency Deficit Control Act of 1985.*

3 *OPERATION AND MAINTENANCE, NAVY RESERVE*

4 *For an additional amount for “Operation and Mainte-*
5 *nance, Navy Reserve”, \$45,876,000: Provided, That such*
6 *amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to sec-*
7 *tion 251(b)(2)(A)(ii) of the Balanced Budget and Emer-*
8 *gency Deficit Control Act of 1985.*

10 *OPERATION AND MAINTENANCE, MARINE CORPS RESERVE*

11 *For an additional amount for “Operation and Mainte-*
12 *nance, Marine Corps Reserve”, \$10,540,000: Provided, That*
13 *such amount is designated by the Congress for Overseas*
14 *Contingency Operations/Global War on Terrorism pursu-*
15 *ant to section 251(b)(2)(A)(ii) of the Balanced Budget and*
16 *Emergency Deficit Control Act of 1985.*

17 *OPERATION AND MAINTENANCE, AIR FORCE RESERVE*

18 *For an additional amount for “Operation and Mainte-*
19 *nance, Air Force Reserve”, \$77,794,000: Provided, That*
20 *such amount is designated by the Congress for Overseas*
21 *Contingency Operations/Global War on Terrorism pursu-*
22 *ant to section 251(b)(2)(A)(ii) of the Balanced Budget and*
23 *Emergency Deficit Control Act of 1985.*

1 *OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD*

2 *For an additional amount for “Operation and Mainte-*
3 *nance, Army National Guard”, \$76,461,000: Provided,*
4 *That such amount is designated by the Congress for Over-*
5 *seas Contingency Operations/Global War on Terrorism pur-*
6 *suant to section 251(b)(2)(A)(ii) of the Balanced Budget*
7 *and Emergency Deficit Control Act of 1985.*

8 *OPERATION AND MAINTENANCE, AIR NATIONAL GUARD*

9 *For an additional amount for “Operation and Mainte-*
10 *nance, Air National Guard”, \$20,300,000: Provided, That*
11 *such amount is designated by the Congress for Overseas*
12 *Contingency Operations/Global War on Terrorism pursu-*
13 *ant to section 251(b)(2)(A)(ii) of the Balanced Budget and*
14 *Emergency Deficit Control Act of 1985.*

15 *AFGHANISTAN SECURITY FORCES FUND*

16 *For the “Afghanistan Security Forces Fund”,*
17 *\$4,109,333,000, to remain available until September 30,*
18 *2016: Provided, That such funds shall be available to the*
19 *Secretary of Defense, notwithstanding any other provision*
20 *of law, for the purpose of allowing the Commander, Com-*
21 *bined Security Transition Command—Afghanistan, or the*
22 *Secretary’s designee, to provide assistance, with the concur-*
23 *rence of the Secretary of State, to the security forces of Af-*
24 *ghanistan, including the provision of equipment, supplies,*
25 *services, training, facility and infrastructure repair, ren-*

1 ovation, construction, and funding: Provided further, That
2 the authority to provide assistance under this heading is
3 in addition to any other authority to provide assistance to
4 foreign nations: Provided further, That contributions of
5 funds for the purposes provided herein from any person,
6 foreign government, or international organization may be
7 credited to this Fund, to remain available until expended,
8 and used for such purposes: Provided further, That the Sec-
9 retary of Defense shall notify the congressional defense com-
10 mittees in writing upon the receipt and upon the obligation
11 of any contribution, delineating the sources and amounts
12 of the funds received and the specific use of such contribu-
13 tions: Provided further, That the Secretary of Defense shall,
14 not fewer than 15 days prior to obligating from this appro-
15 priation account, notify the congressional defense commit-
16 tees in writing of the details of any such obligation: Pro-
17 vided further, That the Secretary of Defense shall notify the
18 congressional defense committees of any proposed new
19 projects or transfer of funds between budget sub-activity
20 groups in excess of \$20,000,000: Provided further, That the
21 United States may accept equipment procured using funds
22 provided under this heading in this or prior Acts that was
23 transferred to the security forces of Afghanistan and re-
24 turned by such forces to the United States: Provided further,
25 That equipment procured using funds provided under this

1 heading in this or prior Acts, and not yet transferred to
2 the security forces of Afghanistan or transferred to the secu-
3 rity forces of Afghanistan and returned by such forces to
4 the United States, may be treated as stocks of the Depart-
5 ment of Defense upon written notification to the congres-
6 sional defense committees: Provided further, That of the
7 funds provided under this heading, not less than
8 \$25,000,000 shall be for recruitment and retention of
9 women in the Afghanistan National Security Forces, and
10 the recruitment and training of female security personnel
11 for the 2015 parliamentary elections: Provided further,
12 That such amount is designated by the Congress for Over-
13 seas Contingency Operations/Global War on Terrorism pur-
14 suant to section 251(b)(2)(A)(ii) of the Balanced Budget
15 and Emergency Deficit Control Act of 1985.

16 *COUNTERTERRORISM PARTNERSHIPS FUND*

17 *(INCLUDING TRANSFER OF FUNDS)*

18 For the “Counterterrorism Partnerships Fund”,
19 \$1,900,000,000, to remain available until September 30,
20 2016: Provided, That such funds shall be available, under
21 the authority provided by any other provision of law, to
22 enhance counterterrorism and crisis response activities un-
23 dertaken by the Armed Forces, and to provide support and
24 assistance to foreign security forces or other groups or indi-
25 viduals, as authorized by a separate provision of law, to

1 *conduct, support, or facilitate counterterrorism and crisis*
2 *response activities: Provided further, That the Secretary of*
3 *Defense shall, with the approval of the Office of Manage-*
4 *ment and Budget, transfer the funds provided herein to*
5 *military personnel, operation and maintenance, or procure-*
6 *ment accounts, or, with the approval of the Office of Man-*
7 *agement and Budget and the concurrence of the Secretary*
8 *of State, may also transfer such funds to “Overseas Contin-*
9 *gency Operations, Bilateral Economic Assistance, Funds*
10 *Appropriated to the President, Complex Crises Fund”:* Pro-
11 *vided further, That the transfer authority in the preceding*
12 *proviso is in addition to any other transfer authority avail-*
13 *able to the Department of Defense: Provided further, That*
14 *funds so transferred shall be merged with and be available*
15 *for the same purposes, to the extent consistent with the pur-*
16 *poses identified in the first proviso, and subject to the same*
17 *authorities and for the same time period as the appropria-*
18 *tion or fund to which transferred: Provided further, That*
19 *the Secretary of Defense shall, not fewer than 15 days prior*
20 *to transferring amounts from this appropriation account,*
21 *notify the congressional defense committees and the Com-*
22 *mittees on Appropriations in writing of the details of any*
23 *such transfer, except that under extraordinary cir-*
24 *cumstances, the Secretary of Defense may transfer such*
25 *funds if such committees are notified within 48 hours of*

1 *the transfer: Provided further, That the Secretary of Defense*
2 *may obligate and expend funds transferred under this head-*
3 *ing in excess of the authorized limits in section 1206 of the*
4 *National Defense Authorization Act for Fiscal Year 2006*
5 *(Public Law 109–163), as amended, for a total of*
6 *\$700,000,000 in any fiscal year, and in excess of the author-*
7 *ized limits in section 1208 of the National Defense Author-*
8 *ization Act for Fiscal Year 2005 (Public Law 108–375),*
9 *as amended, for a total of \$80,000,000 in any fiscal year:*
10 *Provided further, That recipients of any training, equip-*
11 *ment, or other assistance provided with funds transferred*
12 *under this heading shall be subject to section 8056 of this*
13 *Act: Provided further, That the amount provided under this*
14 *heading is designated by the Congress for Overseas Contin-*
15 *gency Operations/Global War on Terrorism pursuant to sec-*
16 *tion 251(b)(2)(A)(ii) of the Balanced Budget and Emer-*
17 *gency Deficit Control Act of 1985, as amended.*

18 *EUROPEAN REASSURANCE INITIATIVE*

19 *(INCLUDING TRANSFER OF FUNDS)*

20 *For the “European Reassurance Initiative”,*
21 *\$1,000,000,000, to remain available until September 30,*
22 *2016: Provided, That such funds shall be available, under*
23 *the authority provided by any other provision of law, to*
24 *provide support and assistance to allies and partner na-*
25 *tions in Europe: Provided further, That such support and*

1 assistance may include training, equipment, and logistic
2 supplies, support, and services; the payment of incremental
3 expenses of the Armed Forces associated with prepositioning
4 additional equipment and undertaking additional or ex-
5 tended deployments in Europe and adjacent waters: Pro-
6 vided further, That of the funds provided herein, not less
7 than \$75,000,000 shall be made available for activities in
8 support of Ukraine, and not less than \$30,000,000 shall be
9 made available for activities in support of Estonia, Lith-
10 uania, and Latvia: Provided further, That the Secretary
11 of Defense shall transfer the funds provided herein to mili-
12 tary personnel or operation and maintenance appropri-
13 ations: Provided further, That funds transferred shall be
14 merged with and be available for the same purposes and
15 for the same time period as the appropriation to which
16 transferred: Provided further, That the Secretary of Defense
17 shall, not fewer than 15 days prior to transferring amounts
18 from this appropriation, notify the congressional defense
19 committees in writing of the details of any such transfer:
20 Provided further, That upon a determination by the Sec-
21 retary of Defense that all or part of the funds transferred
22 from this appropriation are not necessary for the purposes
23 herein, such amounts may be transferred back to the appro-
24 priation and shall be available for the same purposes and
25 for the same time period as originally appropriated: Pro-

1 *vided further, That such amount is designated by Congress*
2 *for Overseas Contingency Operations/Global War on Ter-*
3 *rorism pursuant to section 251(b)(2)(A)(ii) of the Balanced*
4 *Budget and Emergency Deficit Control Act of 1985.*

5 *PROCUREMENT*

6 *AIRCRAFT PROCUREMENT, ARMY*

7 *For an additional amount for “Aircraft Procurement,*
8 *Army”, \$196,200,000, to remain available until September*
9 *30, 2017: Provided, That such amount is designated by the*
10 *Congress for Overseas Contingency Operations/Global War*
11 *on Terrorism pursuant to section 251(b)(2)(A)(ii) of the*
12 *Balanced Budget and Emergency Deficit Control Act of*
13 *1985.*

14 *MISSILE PROCUREMENT, ARMY*

15 *For an additional amount for “Missile Procurement,*
16 *Army”, \$29,100,000, to remain available until September*
17 *30, 2017: Provided, That such amount is designated by the*
18 *Congress for Overseas Contingency Operations/Global War*
19 *on Terrorism pursuant to section 251(b)(2)(A)(ii) of the*
20 *Balanced Budget and Emergency Deficit Control Act of*
21 *1985.*

22 *PROCUREMENT OF WEAPONS AND TRACKED COMBAT*

23 *VEHICLES, ARMY*

24 *For an additional amount for “Procurement of Weap-*
25 *ons and Tracked Combat Vehicles, Army”, \$10,000,000, to*

1 *remain available until September 30, 2017: Provided, That*
2 *such amount is designated by the Congress for Overseas*
3 *Contingency Operations/Global War on Terrorism pursu-*
4 *ant to section 251(b)(2)(A)(ii) of the Balanced Budget and*
5 *Emergency Deficit Control Act of 1985.*

6 *PROCUREMENT OF AMMUNITION, ARMY*

7 *For an additional amount for “Procurement of Am-*
8 *munition, Army”, \$140,905,000, to remain available until*
9 *September 30, 2017: Provided, That such amount is des-*
10 *ignated by the Congress for Overseas Contingency Oper-*
11 *ations/Global War on Terrorism pursuant to section*
12 *251(b)(2)(A)(ii) of the Balanced Budget and Emergency*
13 *Deficit Control Act of 1985.*

14 *OTHER PROCUREMENT, ARMY*

15 *For an additional amount for “Other Procurement,*
16 *Army”, \$614,424,000, to remain available until September*
17 *30, 2017: Provided, That such amount is designated by the*
18 *Congress for Overseas Contingency Operations/Global War*
19 *on Terrorism pursuant to section 251(b)(2)(A)(ii) of the*
20 *Balanced Budget and Emergency Deficit Control Act of*
21 *1985.*

22 *AIRCRAFT PROCUREMENT, NAVY*

23 *For an additional amount for “Aircraft Procurement,*
24 *Navy”, \$158,503,000, to remain available until September*
25 *30, 2017: Provided, That such amount is designated by the*

1 *Congress for Overseas Contingency Operations/Global War*
2 *on Terrorism pursuant to section 251(b)(2)(A)(ii) of the*
3 *Balanced Budget and Emergency Deficit Control Act of*
4 *1985.*

5 *WEAPONS PROCUREMENT, NAVY*

6 *For an additional amount for “Weapons Procurement,*
7 *Navy”, \$12,456,000, to remain available until September*
8 *30, 2017: Provided, That such amount is designated by the*
9 *Congress for Overseas Contingency Operations/Global War*
10 *on Terrorism pursuant to section 251(b)(2)(A)(ii) of the*
11 *Balanced Budget and Emergency Deficit Control Act of*
12 *1985.*

13 *PROCUREMENT OF AMMUNITION, NAVY AND MARINE*

14 *CORPS*

15 *For an additional amount for “Procurement of Am-*
16 *munition, Navy and Marine Corps”, \$152,009,000, to re-*
17 *main available until September 30, 2017: Provided, That*
18 *such amount is designated by the Congress for Overseas*
19 *Contingency Operations/Global War on Terrorism pursu-*
20 *ant to section 251(b)(2)(A)(ii) of the Balanced Budget and*
21 *Emergency Deficit Control Act of 1985.*

22 *OTHER PROCUREMENT, NAVY*

23 *For an additional amount for “Other Procurement,*
24 *Navy”, \$219,370,000, to remain available until September*
25 *30, 2017: Provided, That such amount is designated by the*

1 *Congress for Overseas Contingency Operations/Global War*
2 *on Terrorism pursuant to section 251(b)(2)(A)(ii) of the*
3 *Balanced Budget and Emergency Deficit Control Act of*
4 *1985.*

5 *PROCUREMENT, MARINE CORPS*

6 *For an additional amount for “Procurement, Marine*
7 *Corps”, \$67,589,000, to remain available until September*
8 *30, 2017: Provided, That such amount is designated by the*
9 *Congress for Overseas Contingency Operations/Global War*
10 *on Terrorism pursuant to section 251(b)(2)(A)(ii) of the*
11 *Balanced Budget and Emergency Deficit Control Act of*
12 *1985.*

13 *AIRCRAFT PROCUREMENT, AIR FORCE*

14 *For an additional amount for “Aircraft Procurement,*
15 *Air Force”, \$296,200,000, to remain available until Sep-*
16 *tember 30, 2017: Provided, That such amount is designated*
17 *by the Congress for Overseas Contingency Operations/Glob-*
18 *al War on Terrorism pursuant to section 251(b)(2)(A)(ii)*
19 *of the Balanced Budget and Emergency Deficit Control Act*
20 *of 1985.*

21 *MISSILE PROCUREMENT, AIR FORCE*

22 *For an additional amount for “Missile Procurement,*
23 *Air Force”, \$114,939,000, to remain available until Sep-*
24 *tember 30, 2017: Provided, That such amount is designated*
25 *by the Congress for Overseas Contingency Operations/Glob-*

1 *al War on Terrorism pursuant to section 251(b)(2)(A)(ii)*
2 *of the Balanced Budget and Emergency Deficit Control Act*
3 *of 1985.*

4 *PROCUREMENT OF AMMUNITION, AIR FORCE*

5 *For an additional amount for “Procurement of Am-*
6 *munition, Air Force”, \$170,732,000, to remain available*
7 *until September 30, 2017: Provided, That such amount is*
8 *designated by the Congress for Overseas Contingency Oper-*
9 *ations/Global War on Terrorism pursuant to section*
10 *251(b)(2)(A)(ii) of the Balanced Budget and Emergency*
11 *Deficit Control Act of 1985.*

12 *OTHER PROCUREMENT, AIR FORCE*

13 *For an additional amount for “Other Procurement,*
14 *Air Force”, \$3,361,272,000, to remain available until Sep-*
15 *tember 30, 2017: Provided, That such amount is designated*
16 *by the Congress for Overseas Contingency Operations/Glob-*
17 *al War on Terrorism pursuant to section 251(b)(2)(A)(ii)*
18 *of the Balanced Budget and Emergency Deficit Control Act*
19 *of 1985.*

20 *PROCUREMENT, DEFENSE-WIDE*

21 *For an additional amount for “Procurement, Defense-*
22 *Wide”, \$211,541,000, to remain available until September*
23 *30, 2017: Provided, That such amount is designated by the*
24 *Congress for Overseas Contingency Operations/Global War*
25 *on Terrorism pursuant to section 251(b)(2)(A)(ii) of the*

1 *Balanced Budget and Emergency Deficit Control Act of*
2 *1985.*

3 *NATIONAL GUARD AND RESERVE EQUIPMENT ACCOUNT*

4 *For procurement of aircraft, missiles, tracked combat*
5 *vehicles, ammunition, other weapons and other procure-*
6 *ment for the reserve components of the Armed Forces,*
7 *\$1,000,000,000, to remain available for obligation until*
8 *September 30, 2017: Provided, That the Chiefs of National*
9 *Guard and Reserve components shall, not later than 30*
10 *days after enactment of this Act, individually submit to the*
11 *congressional defense committee the modernization priority*
12 *assessment for their respective National Guard or Reserve*
13 *component: Provided further, That such amount is des-*
14 *ignated by the Congress for Overseas Contingency Oper-*
15 *ations/Global War on Terrorism pursuant to section*
16 *251(b)(2)(A)(ii) of the Balanced Budget and Emergency*
17 *Deficit Control Act of 1985.*

18 *RESEARCH, DEVELOPMENT, TEST AND*

19 *EVALUATION*

20 *RESEARCH, DEVELOPMENT, TEST AND EVALUATION, ARMY*

21 *For an additional amount for “Research, Develop-*
22 *ment, Test and Evaluation, Army”, \$2,000,000, to remain*
23 *available until September 30, 2016: Provided, That such*
24 *amount is designated by the Congress for Overseas Contin-*
25 *gency Operations/Global War on Terrorism pursuant to sec-*

1 *tion 251(b)(2)(A)(ii) of the Balanced Budget and Emer-*
 2 *gency Deficit Control Act of 1985.*

3 *RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY*

4 *For an additional amount for “Research, Develop-*
 5 *ment, Test and Evaluation, Navy”, \$35,080,000, to remain*
 6 *available until September 30, 2016: Provided, That such*
 7 *amount is designated by the Congress for Overseas Contin-*
 8 *gency Operations/Global War on Terrorism pursuant to sec-*
 9 *tion 251(b)(2)(A)(ii) of the Balanced Budget and Emer-*
 10 *gency Deficit Control Act of 1985.*

11 *RESEARCH, DEVELOPMENT, TEST AND EVALUATION,*

12 *DEFENSE-WIDE*

13 *For an additional amount for “Research, Develop-*
 14 *ment, Test and Evaluation, Defense-Wide”, \$45,597,000, to*
 15 *remain available until September 30, 2016: Provided, That*
 16 *such amount is designated by the Congress for Overseas*
 17 *Contingency Operations/Global War on Terrorism pursu-*
 18 *ant to section 251(b)(2)(A)(ii) of the Balanced Budget and*
 19 *Emergency Deficit Control Act of 1985.*

20 *REVOLVING AND MANAGEMENT FUNDS*

21 *DEFENSE WORKING CAPITAL FUNDS*

22 *For an additional amount for “Defense Working Cap-*
 23 *ital Funds”, \$91,350,000: Provided, That such amount is*
 24 *designated by the Congress for Overseas Contingency Oper-*
 25 *ations/Global War on Terrorism pursuant to section*

1 *251(b)(2)(A)(ii) of the Balanced Budget and Emergency*
2 *Deficit Control Act of 1985.*

3 *OTHER DEPARTMENT OF DEFENSE PROGRAMS*

4 *DEFENSE HEALTH PROGRAM*

5 *For an additional amount for “Defense Health Pro-*
6 *gram”, \$300,531,000, which shall be for operation and*
7 *maintenance: Provided, That such amount is designated by*
8 *the Congress for Overseas Contingency Operations/Global*
9 *War on Terrorism pursuant to section 251(b)(2)(A)(ii) of*
10 *the Balanced Budget and Emergency Deficit Control Act*
11 *of 1985.*

12 *DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES,*

13 *DEFENSE*

14 *For an additional amount for “Drug Interdiction and*
15 *Counter-Drug Activities, Defense”, \$209,000,000: Provided,*
16 *That such amount is designated by the Congress for Over-*
17 *seas Contingency Operations/Global War on Terrorism pur-*
18 *suant to section 251(b)(2)(A)(ii) of the Balanced Budget*
19 *and Emergency Deficit Control Act of 1985.*

20 *JOINT IMPROVISED EXPLOSIVE DEVICE DEFEAT FUND*

21 *(INCLUDING TRANSFER OF FUNDS)*

22 *For the “Joint Improvised Explosive Device Defeat*
23 *Fund”, \$444,463,000, to remain available until September*
24 *30, 2017: Provided, That such funds shall be available to*
25 *the Secretary of Defense, notwithstanding any other provi-*

1 sion of law, for the purpose of allowing the Director of the
2 Joint Improvised Explosive Device Defeat Organization to
3 investigate, develop and provide equipment, supplies, serv-
4 ices, training, facilities, personnel and funds to assist
5 United States forces in the defeat of improvised explosive
6 devices: Provided further, That the Secretary of Defense
7 may transfer funds provided herein to appropriations for
8 military personnel; operation and maintenance; procure-
9 ment; research, development, test and evaluation; and de-
10 fense working capital funds to accomplish the purpose pro-
11 vided herein: Provided further, That this transfer authority
12 is in addition to any other transfer authority available to
13 the Department of Defense: Provided further, That the Sec-
14 retary of Defense shall, not fewer than 15 days prior to
15 making transfers from this appropriation, notify the con-
16 gressional defense committees in writing of the details of
17 any such transfer: Provided further, That such amount is
18 designated by the Congress for Overseas Contingency Oper-
19 ations/Global War on Terrorism pursuant to section
20 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
21 Deficit Control Act of 1985.

22 OFFICE OF THE INSPECTOR GENERAL

23 For an additional amount for the “Office of the Inspec-
24 tor General”, \$7,968,000: Provided, That such amount is
25 designated by the Congress for Overseas Contingency Oper-

1 *ations/Global War on Terrorism pursuant to section*
2 *251(b)(2)(A)(ii) of the Balanced Budget and Emergency*
3 *Deficit Control Act of 1985.*

4 **GENERAL PROVISIONS—THIS TITLE**

5 *SEC. 9001. Notwithstanding any other provision of*
6 *law, funds made available in this title are in addition to*
7 *amounts appropriated or otherwise made available for the*
8 *Department of Defense for fiscal year 2015.*

9 *(INCLUDING TRANSFER OF FUNDS)*

10 *SEC. 9002. Upon the determination of the Secretary*
11 *of Defense that such action is necessary in the national in-*
12 *terest, the Secretary may, with the approval of the Office*
13 *of Management and Budget, transfer up to \$3,500,000,000*
14 *between the appropriations or funds made available to the*
15 *Department of Defense in this title: Provided, That the Sec-*
16 *retary shall notify the Congress promptly of each transfer*
17 *made pursuant to the authority in this section: Provided*
18 *further, That the authority provided in this section is in*
19 *addition to any other transfer authority available to the*
20 *Department of Defense and is subject to the same terms and*
21 *conditions as the authority provided in the Department of*
22 *Defense Appropriations Act, 2015.*

23 *SEC. 9003. Supervision and administration costs asso-*
24 *ciated with a construction project funded with appropria-*
25 *tions available for operation and maintenance or the “Af-*

1 *ghanistan Security Forces Fund” provided in this Act and*
2 *executed in direct support of overseas contingency oper-*
3 *ations in Afghanistan, may be obligated at the time a con-*
4 *struction contract is awarded: Provided, That for the pur-*
5 *pose of this section, supervision and administration costs*
6 *include all in-house Government costs.*

7 *SEC. 9004. From funds made available in this title,*
8 *the Secretary of Defense may purchase for use by military*
9 *and civilian employees of the Department of Defense in the*
10 *U.S. Central Command area of responsibility: (a) passenger*
11 *motor vehicles up to a limit of \$75,000 per vehicle; and*
12 *(b) heavy and light armored vehicles for the physical secu-*
13 *rity of personnel or for force protection purposes up to a*
14 *limit of \$250,000 per vehicle, notwithstanding price or*
15 *other limitations applicable to the purchase of passenger*
16 *carrying vehicles.*

17 *SEC. 9005. Not to exceed \$10,000,000 of the amounts*
18 *appropriated in this title under the heading “Operation*
19 *and Maintenance, Army” may be used, notwithstanding*
20 *any other provision of law, to fund the Commander’s Emer-*
21 *gency Response Program (CERP), for the purpose of ena-*
22 *bling military commanders in Afghanistan to respond to*
23 *urgent, small-scale, humanitarian relief and reconstruction*
24 *requirements within their areas of responsibility: Provided,*
25 *That each project (including any ancillary or related ele-*

1 ments in connection with such project) executed under this
2 authority shall not exceed \$2,000,000: Provided further,
3 That not later than 45 days after the end of each fiscal
4 year quarter, the Secretary of Defense shall submit to the
5 congressional defense committees a report regarding the
6 source of funds and the allocation and use of funds during
7 that quarter that were made available pursuant to the au-
8 thority provided in this section or under any other provi-
9 sion of law for the purposes described herein: Provided fur-
10 ther, That, not later than 30 days after the end of each
11 month, the Army shall submit to the congressional defense
12 committees monthly commitment, obligation, and expendi-
13 ture data for the Commander's Emergency Response Pro-
14 gram in Afghanistan: Provided further, That not less than
15 15 days before making funds available pursuant to the au-
16 thority provided in this section or under any other provi-
17 sion of law for the purposes described herein for a project
18 with a total anticipated cost for completion of \$500,000 or
19 more, the Secretary shall submit to the congressional defense
20 committees a written notice containing each of the fol-
21 lowing:

22 (1) The location, nature and purpose of the pro-
23 posed project, including how the project is intended to
24 advance the military campaign plan for the country
25 in which it is to be carried out.

1 (2) *The budget, implementation timeline with*
2 *milestones, and completion date for the proposed*
3 *project, including any other CERP funding that has*
4 *been or is anticipated to be contributed to the comple-*
5 *tion of the project.*

6 (3) *A plan for the sustainment of the proposed*
7 *project, including the agreement with either the host*
8 *nation, a non-Department of Defense agency of the*
9 *United States Government or a third-party contrib-*
10 *utor to finance the sustainment of the activities and*
11 *maintenance of any equipment or facilities to be pro-*
12 *vided through the proposed project.*

13 *SEC. 9006. Funds available to the Department of De-*
14 *fense for operation and maintenance may be used, notwith-*
15 *standing any other provision of law, to provide supplies,*
16 *services, transportation, including airlift and sealift, and*
17 *other logistical support to coalition forces supporting mili-*
18 *tary and stability operations in Afghanistan: Provided,*
19 *That the Secretary of Defense shall provide quarterly re-*
20 *ports to the congressional defense committees regarding sup-*
21 *port provided under this section.*

22 *SEC. 9007. None of the funds appropriated or other-*
23 *wise made available by this or any other Act shall be obli-*
24 *gated or expended by the United States Government for a*
25 *purpose as follows:*

1 (1) *To establish any military installation or base*
2 *for the purpose of providing for the permanent sta-*
3 *tioning of United States Armed Forces in Iraq.*

4 (2) *To exercise United States control over any*
5 *oil resource of Iraq.*

6 (3) *To establish any military installation or base*
7 *for the purpose of providing for the permanent sta-*
8 *tioning of United States Armed Forces in Afghani-*
9 *stan.*

10 *SEC. 9008. None of the funds made available in this*
11 *Act may be used in contravention of the following laws en-*
12 *acted or regulations promulgated to implement the United*
13 *Nations Convention Against Torture and Other Cruel, In-*
14 *human or Degrading Treatment or Punishment (done at*
15 *New York on December 10, 1984):*

16 (1) *Section 2340A of title 18, United States*
17 *Code.*

18 (2) *Section 2242 of the Foreign Affairs Reform*
19 *and Restructuring Act of 1998 (division G of Public*
20 *Law 105–277; 112 Stat. 2681–822; 8 U.S.C. 1231*
21 *note) and regulations prescribed thereto, including*
22 *regulations under part 208 of title 8, Code of Federal*
23 *Regulations, and part 95 of title 22, Code of Federal*
24 *Regulations.*

1 (3) *Sections 1002 and 1003 of the Department of*
2 *Defense, Emergency Supplemental Appropriations to*
3 *Address Hurricanes in the Gulf of Mexico, and Pan-*
4 *demic Influenza Act, 2006 (Public Law 109–148).*

5 *SEC. 9009. None of the funds provided for the “Afghan-*
6 *istan Security Forces Fund” (ASFF) may be obligated*
7 *prior to the approval of a financial and activity plan by*
8 *the Afghanistan Resources Oversight Council (AROC) of the*
9 *Department of Defense: Provided, That the AROC must ap-*
10 *prove the requirement and acquisition plan for any service*
11 *requirements in excess of \$50,000,000 annually and any*
12 *non-standard equipment requirements in excess of*
13 *\$100,000,000 using ASFF: Provided further, That the*
14 *AROC must approve any project in excess of \$5,000,000*
15 *from the Commanders Emergency Response Program*
16 *(CERP): Provided further, That the Department of Defense*
17 *must certify to the congressional defense committees that the*
18 *AROC has convened and approved a process for ensuring*
19 *compliance with the requirements in the preceding provisos*
20 *and accompanying report language for the ASFF and*
21 *CERP.*

22 *SEC. 9010. Funds made available in this title to the*
23 *Department of Defense for operation and maintenance may*
24 *be used to purchase items having an investment unit cost*
25 *of not more than \$250,000: Provided, That, upon deter-*

1 *mination by the Secretary of Defense that such action is*
2 *necessary to meet the operational requirements of a Com-*
3 *mander of a Combatant Command engaged in contingency*
4 *operations overseas, such funds may be used to purchase*
5 *items having an investment item unit cost of not more than*
6 *\$500,000.*

7 *SEC. 9011. From funds made available to the Depart-*
8 *ment of Defense in this title under the heading “Operation*
9 *and Maintenance, Air Force” up to \$140,000,000 may be*
10 *used by the Secretary of Defense, notwithstanding any other*
11 *provision of law, to support United States Government*
12 *transition activities in Iraq by funding the operations and*
13 *activities of the Office of Security Cooperation in Iraq and*
14 *security assistance teams, including life support, transpor-*
15 *tation and personal security, and facilities renovation and*
16 *construction, and site closeout activities prior to returning*
17 *sites to the Government of Iraq: Provided, That to the extent*
18 *authorized under the National Defense Authorization Act*
19 *for Fiscal Year 2015, the operations and activities that may*
20 *be carried out by the Office of Security Cooperation in Iraq*
21 *may, with the concurrence of the Secretary of State, include*
22 *non-operational training activities in support of Iraqi Min-*
23 *ister of Defense and Counter Terrorism Service personnel*
24 *in an institutional environment to address capability gaps,*
25 *integrate processes relating to intelligence, air sovereignty,*

1 *combined arms, logistics and maintenance, and to manage*
2 *and integrate defense-related institutions: Provided further,*
3 *That not later than 30 days following the enactment of this*
4 *Act, the Secretary of Defense and the Secretary of State*
5 *shall submit to the congressional defense committees a plan*
6 *for transitioning any such training activities that they de-*
7 *termine are needed after the end of fiscal year 2015, to exist-*
8 *ing or new contracts for the sale of defense articles or de-*
9 *fense services consistent with the provisions of the Arms Ex-*
10 *port Control Act (22 U.S.C. 2751 et seq.): Provided further,*
11 *That not less than 15 days before making funds available*
12 *pursuant to the authority provided in this section, the Sec-*
13 *retary of Defense shall submit to the congressional defense*
14 *committees a written notice containing a detailed justifica-*
15 *tion and timeline for the operations and activities of the*
16 *Office of Security Cooperation in Iraq at each site where*
17 *such operations and activities will be conducted during fis-*
18 *cal year 2015.*

19 *(RESCISSIONS)*

20 *SEC. 9012. Of the funds appropriated in Department*
21 *of Defense Appropriations Acts, the following funds are*
22 *hereby rescinded from the following accounts and programs*
23 *in the specified amounts: Provided, That such amounts are*
24 *designated by the Congress for Overseas Contingency Oper-*
25 *ations/Global War on Terrorism pursuant to section*

1 *251(b)(2)(A)(ii) of the Balanced Budget and Emergency*
2 *Deficit Control Act of 1985, as amended:*

3 “*Other Procurement, Army*”, 2013/2015,
4 \$8,200,000;

5 “*Aircraft Procurement, Army*”, 2014/2016,
6 \$464,000,000; and

7 “*Afghanistan Security Forces Fund*”, 2014/2015,
8 \$109,643,000.

9 *SEC. 9013. None of the funds made available by this*
10 *Act may be used with respect to Syria in contravention of*
11 *the War Powers Resolution (50 U.S.C. 1541 et seq.), includ-*
12 *ing for the introduction of United States armed or military*
13 *forces into hostilities in Syria, into situations in Syria*
14 *where imminent involvement in hostilities is clearly indi-*
15 *cated by the circumstances, or into Syrian territory, air-*
16 *space, or waters while equipped for combat, in contraven-*
17 *tion of the congressional consultation and reporting require-*
18 *ments of sections 3 and 4 of that law (50 U.S.C. 1542 and*
19 *1543).*

20 *SEC. 9014. In addition to the amounts appropriated*
21 *in this Act, \$250,000,000 is hereby appropriated, notwith-*
22 *standing any other provision of law, to conduct surface and*
23 *subsurface clearance of unexploded ordnance at closed*
24 *training ranges used by the Armed Forces of the United*
25 *States in Afghanistan: Provided, That such funds shall be*

1 *available until September 30, 2016: Provided further, That*
2 *such ranges shall not have been transferred to the Islamic*
3 *Republic of Afghanistan for use by its armed forces: Pro-*
4 *vided further, That within 90 days of enactment of this Act,*
5 *the Secretary of Defense shall provide to the congressional*
6 *defense committees a written plan to mitigate the threat*
7 *of unexploded ordnance at such ranges, including a detailed*
8 *spend plan: Provided further, That the Secretary of Defense*
9 *shall provide the congressional defense committees written*
10 *progress reports every 180 days after the submission of the*
11 *initial plan, until such funds are fully expended: Provided*
12 *further, That such amount is designated by the Congress*
13 *for Overseas Contingency Operations/Global War on Ter-*
14 *rorism pursuant to section 251(b)(2)(A)(ii) of the Balanced*
15 *Budget and Emergency Deficit Control Act of 1985.*

16 *SEC. 9015. The Secretary of Defense is authorized,*
17 *with the concurrence of the Secretary of State, to provide*
18 *assistance, including the provision of defense articles and*
19 *defense services, to appropriately vetted elements of the Syr-*
20 *ian opposition and other appropriately vetted Syrian*
21 *groups or individuals for the following purposes: (1) De-*
22 *fending the Syrian people from attacks by the Syrian re-*
23 *gime, facilitating the provision of essential services, and*
24 *stabilizing territory controlled by the opposition; (2) Pro-*
25 *tecting the United States, its friends and allies, and the*

1 *Syrian people from threats posed by terrorists in Syria;*
2 *(3) Promoting the conditions for a negotiated settlement to*
3 *end the conflict in Syria: Provided, That of the funds ap-*
4 *propriated in this title under the heading, “Operation and*
5 *Maintenance, Defense-wide”, up to \$500,000,000 may be*
6 *used for activities authorized by this section: Provided fur-*
7 *ther, That the Secretary may accept contributions, includ-*
8 *ing assistance in-kind, from foreign governments to carry*
9 *out activities as authorized by this section, except that any*
10 *funds so accepted by the Secretary shall not be available*
11 *for obligation until a reprogramming action is submitted*
12 *to the congressional defense committees: Provided further,*
13 *That 15 days prior to initiating a program to transfer de-*
14 *fense articles or provide defense services as authorized by*
15 *this section, the Secretary of Defense shall provide the con-*
16 *gressional defense committees with a report describing the*
17 *details and objectives of such program, including the goals*
18 *of the program, a concept of operations, the amount of as-*
19 *sistance to be provided, the cooperation of partner nations,*
20 *the number of United States Armed Forces personnel in-*
21 *olved, and other relevant details: Provided further, That*
22 *the term “appropriately vetted” as used in this section shall*
23 *be construed to mean, at a minimum, assessments of pos-*
24 *sible recipients for associations with terrorist groups, com-*
25 *mitment to the rule of law, opposition to sectarian violence,*

1 *commitment to a peaceful and democratic Syria under ci-*
2 *vilian rule, and compliance with section 8056 of this Act:*
3 *Provided further, That nothing in this section shall be con-*
4 *strued to constitute a specific statutory authorization for*
5 *the introduction of the United States Armed Forces into*
6 *hostilities or into situations wherein hostilities are clearly*
7 *indicated by the circumstances, in accordance with section*
8 *8(a)(1) of the War Powers Resolution: Provided further,*
9 *That the authority to provide assistance under this section*
10 *shall terminate upon enactment of the National Defense Au-*
11 *thorization Act for Fiscal Year 2015, or September 30,*
12 *2015.*

13 *SEC. 9016. None of the funds in this Act may be made*
14 *available for the transfer of additional C-130 cargo aircraft*
15 *to the Afghanistan National Security Forces or the Afghani-*
16 *stan Air Force until the Department of Defense provides*
17 *a review to the congressional defense committees of the Af-*
18 *ghanistan Air Force's medium airlift requirements. The re-*
19 *view should identify Afghanistan's ability to utilize and*
20 *maintain existing medium lift aircraft in the inventory*
21 *and the best alternative platform, if necessary, to provide*
22 *additional support to the Afghanistan Air Force's current*
23 *medium airlift capacity.*

24 *SEC. 9017. Each amount designated in titles IX, X,*
25 *and XI of this Act by the Congress for Overseas Contingency*

1 *Operations/Global War on Terrorism pursuant to section*
2 *251(b)(2)(A)(ii) of the Balanced Budget and Emergency*
3 *Deficit Control Act of 1985 shall be available (or rescinded,*
4 *if applicable) only if the President subsequently so des-*
5 *ignates all such amounts and transmits such designations*
6 *to the Congress.*

7 *TITLE X*

8 *OVERSEAS CONTINGENCY OPERATIONS*

9 *BILATERAL ECONOMIC ASSISTANCE*

10 *FUNDS APPROPRIATED TO THE PRESIDENT*

11 *COMPLEX CRISES FUND*

12 *For an additional amount for “Complex Crises Fund”,*
13 *\$1,000,000,000, to remain available until September 30,*
14 *2016: Provided, That such funds may be made available*
15 *for the purposes of undertaking counterterrorism partner-*
16 *ship efforts, responding to crises, and addressing regional*
17 *instability resulting from the conflict in Syria (including*
18 *in addition to amounts otherwise available for such pur-*
19 *poses, up to 5 percent for administrative expenses): Pro-*
20 *vided further, That such amount is designated by the Con-*
21 *gress for Overseas Contingency Operations/Global War on*
22 *Terrorism pursuant to section 251(b)(2)(A)(ii) of the Bal-*
23 *anced Budget and Emergency Deficit Control Act of 1985.*

1 *INTERNATIONAL SECURITY ASSISTANCE*
2 *DEPARTMENT OF STATE*
3 *CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING*
4 *ACTIVITIES*

5 *For an additional amount for “Contributions for*
6 *International Peacekeeping Activities”, \$278,000,000, to re-*
7 *main available until September 30, 2016, which may be*
8 *made available to support international peacekeeping mis-*
9 *sions including in the Central African Republic: Provided,*
10 *That such amount is designated by the Congress for Over-*
11 *seas Contingency Operations/Global War on Terrorism pur-*
12 *suant to section 251(b)(2)(A)(ii) of the Balanced Budget*
13 *and Emergency Deficit Control Act of 1985.*

14 *FUNDS APPROPRIATED TO THE PRESIDENT*
15 *FOREIGN MILITARY FINANCING PROGRAM*

16 *For an additional amount for “Foreign Military Fi-*
17 *ancing Program”, \$75,000,000, to remain available until*
18 *September 30, 2016, which may be made available to*
19 *strengthen the capacity of partner states in Europe includ-*
20 *ing to support security sector reform: Provided, That such*
21 *amount is designated by the Congress for Overseas Cont-*
22 *ingency Operations/Global War on Terrorism pursuant to sec-*
23 *tion 251(b)(2)(A)(ii) of the Balanced Budget and Emer-*
24 *gency Deficit Control Act of 1985.*

1 *GENERAL PROVISION—THIS TITLE*

2 *SEC. 10001. The provisions of sections 8002 and 8003*
3 *of S. 2499, as reported to the Senate on June 19, 2014,*
4 *shall apply to funds appropriated under this heading, in-*
5 *cluding for the transfer of funds among fiscal year 2015*
6 *appropriations accounts cited therein and including for the*
7 *purposes specified herein.*

8 *TITLE XI*9 *OVERSEAS CONTINGENCY OPERATIONS*10 *DEPARTMENT OF DEFENSE*11 *MILITARY CONSTRUCTION, DEFENSE-WIDE*

12 *For an additional amount for “Military Construction,*
13 *Defense-Wide”, \$46,000,000, to remain available until Sep-*
14 *tember 30, 2017: Provided, That notwithstanding any other*
15 *provision of law, such funds may be obligated and expended*
16 *to carry out a military construction project outside of the*
17 *United States not otherwise authorized by law: Provided*
18 *further, That such amount is designated by the Congress*
19 *for Overseas Contingency Operations/Global War on Ter-*
20 *rorism pursuant to section 251(b)(2)(A)(ii) of the Balanced*
21 *Budget and Emergency Deficit Control Act of 1985.*

22 *This Act may be cited as the “Department of Defense*
23 *Appropriations Act, 2015”.*

Calendar No. 472

113TH CONGRESS
2^D SESSION

H. R. 4870

[Report No. 113-211]

AN ACT

Making appropriations for the Department of Defense for the fiscal year ending September 30, 2015, and for other purposes.

JUNE 25, 2014

Received; read twice and referred to the Committee on Appropriations

JULY 17, 2014

Reported with an amendment