

## HR 3979

Carl Levin and Howard P. "Buck" McKeon National Defense Authorization Act for Fiscal Year 2015

**Congress:** 113 (2013–2015, Ended)

**Chamber:** House

**Policy Area:** Armed Forces and National Security

**Introduced:** Jan 31, 2014

**Current Status:** Became Public Law No: 113-291.

**Latest Action:** Became Public Law No: 113-291. (Dec 19, 2014)

**Law:** 113-291 (Enacted Dec 19, 2014)

**Official Text:** <https://www.congress.gov/bill/113th-congress/house-bill/3979>

### Sponsor

**Name:** Rep. Barletta, Lou [R-PA-11]

**Party:** Republican • **State:** PA • **Chamber:** House

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Rep. Graves, Sam [R-MO-6]	R · MO		Feb 3, 2014
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Rep. Van Hollen, Chris [D-MD-8]	D · MD		Feb 4, 2014
Rep. Webster, Daniel [R-FL-10]	R · FL		Feb 4, 2014
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Rep. Bridenstine, Jim [R-OK-1]	R · OK		Feb 5, 2014
Rep. Brooks, Susan W. [R-IN-5]	R · IN		Feb 5, 2014
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Rep. Bishop, Timothy H. [D-NY-1]	D · NY		Feb 18, 2014
Rep. Carson, Andre [D-IN-7]	D · IN		Feb 18, 2014
Rep. Hastings, Doc [R-WA-4]	R · WA		Feb 18, 2014

## Committee Activity

Committee	Chamber	Activity	Date
Ways and Means Committee	House	Reported By	Feb 25, 2014

## Subjects & Policy Tags

### Policy Area:

Armed Forces and National Security

## Related Bills

Bill	Relationship	Last Action
113 HR 361	Related bill	<b>Dec 22, 2014:</b> Placed on the Union Calendar, Calendar No. 517.
113 HR 706	Related bill	<b>Dec 22, 2014:</b> Placed on the Union Calendar, Calendar No. 518.
113 HR 4220	Related bill	<b>Dec 22, 2014:</b> Placed on the Union Calendar, Calendar No. 528.
113 HR 5476	Related bill	<b>Dec 22, 2014:</b> Placed on the Union Calendar, Calendar No. 538.
113 S 354	Related bill	<b>Dec 22, 2014:</b> Reported by the Committee on Natural Resources. H. Rept. 113-713.
113 HR 5681	Related bill	<b>Dec 16, 2014:</b> Became Public Law No: 113-228.
113 HCONRES 121	Related bill	<b>Dec 12, 2014:</b> Message on Senate action sent to the House.
113 HCONRES 123	Related bill	<b>Dec 12, 2014:</b> Message on Senate action sent to the House.
113 S 182	Related bill	<b>Dec 10, 2014:</b> Placed on Senate Legislative Calendar under General Orders. Calendar No. 629.
113 S 776	Related bill	<b>Dec 10, 2014:</b> Placed on Senate Legislative Calendar under General Orders. Calendar No. 631.
113 HR 4489	Related bill	<b>Dec 8, 2014:</b> Placed on the Union Calendar, Calendar No. 486.
113 HRES 770	Related bill	<b>Dec 4, 2014:</b> Motion to reconsider laid on the table Agreed to without objection.
113 HR 3326	Related bill	<b>Nov 17, 2014:</b> Received in the Senate and Read twice and referred to the Committee on Energy and Natural Resources.
113 HR 4970	Related bill	<b>Nov 17, 2014:</b> Referred to the Subcommittee on Health, Employment, Labor, and Pensions.
113 S 1611	Related bill	<b>Sep 19, 2014:</b> Referred to the Committee on Oversight and Government Reform, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.
113 S 2440	Related bill	<b>Sep 17, 2014:</b> Held at the desk.
113 S 2843	Related bill	<b>Sep 17, 2014:</b> Read twice and referred to the Committee on Armed Services.
113 HR 3006	Related bill	<b>Sep 16, 2014:</b> Received in the Senate and Read twice and referred to the Committee on Energy and Natural Resources.
113 S 2123	Related bill	<b>Jul 30, 2014:</b> Committee on Energy and Natural Resources Senate Subcommittee on Public Lands, Forests, and Mining. Hearings held. With printed Hearing: S.Hrg. 113-433.
113 S 2264	Related bill	<b>Jul 23, 2014:</b> Committee on Energy and Natural Resources Senate Subcommittee on National Parks. Hearings held. With printed Hearing: S.Hrg. 113-493.
113 S 247	Related bill	<b>Jul 14, 2014:</b> Referred to the Subcommittee on Fisheries, Wildlife, Oceans, and Insular Affairs.
113 S 2532	Related bill	<b>Jun 25, 2014:</b> Read twice and referred to the Committee on Finance.
113 HR 4702	Related bill	<b>Jun 20, 2014:</b> Referred to the Subcommittee on Strategic Forces.
113 HR 4705	Related bill	<b>Jun 20, 2014:</b> Referred to the Subcommittee on Readiness.
113 HR 4730	Related bill	<b>Jun 20, 2014:</b> Referred to the Subcommittee on Military Personnel.
113 HR 4873	Related bill	<b>Jun 19, 2014:</b> Ordered to be Reported by Unanimous Consent.
113 HR 4415	Related bill	<b>Jun 13, 2014:</b> Referred to the Subcommittee on Health, Employment, Labor, and Pensions.
113 HR 4550	Related bill	<b>Jun 13, 2014:</b> Referred to the Subcommittee on Higher Education and Workforce Training.
113 HR 4435	Related bill	<b>Jun 5, 2014:</b> Received in the Senate. Read twice. Placed on Senate Legislative Calendar under General Orders. Calendar No. 425.
113 S 364	Related bill	<b>Jun 2, 2014:</b> Placed on Senate Legislative Calendar under General Orders. Calendar No. 404.
113 S 2410	Related bill	<b>Jun 2, 2014:</b> Placed on Senate Legislative Calendar under General Orders. Calendar No. 402.
113 S 1341	Related bill	<b>May 22, 2014:</b> Placed on Senate Legislative Calendar under General Orders. Calendar No. 397.

Bill	Relationship	Last Action
113 S 2384	Related bill	<b>May 22, 2014:</b> Read twice and referred to the Committee on Banking, Housing, and Urban Affairs.
113 S 2217	Related bill	<b>Apr 7, 2014:</b> Read twice and referred to the Committee on Armed Services.
113 HR 1259	Related bill	<b>Apr 1, 2014:</b> Placed on the Union Calendar, Calendar No. 290.
113 S 2149	Related bill	<b>Mar 25, 2014:</b> Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 335.
113 S 2148	Related bill	<b>Mar 24, 2014:</b> Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 331.
113 HR 3824	Related bill	<b>Feb 28, 2014:</b> Sponsor introductory remarks on measure. (CR H2068-2069)
113 S 1845	Related bill	<b>Feb 6, 2014:</b> Motion by Senator Reid to reconsider the vote by which second cloture was not invoked on the bill (Record Vote No. 24) made in Senate. (consideration: CR S794)
113 HR 3805	Related bill	<b>Jan 24, 2014:</b> Referred to the Subcommittee on Readiness.
113 HR 3685	Related bill	<b>Jan 8, 2014:</b> Sponsor introductory remarks on measure. (CR H65-66, H66-67, H68)
113 HR 585	Related bill	<b>Dec 16, 2013:</b> Placed on the Union Calendar, Calendar No. 216.
113 S 1798	Related bill	<b>Dec 10, 2013:</b> Read twice and referred to the Committee on Finance.
113 S 1668	Related bill	<b>Nov 7, 2013:</b> Read twice and referred to the Committee on Armed Services.
113 HR 555	Related bill	<b>Sep 10, 2013:</b> Placed on the Union Calendar, Calendar No. 148.
113 S 255	Related bill	<b>Sep 10, 2013:</b> Placed on Senate Legislative Calendar under General Orders. Calendar No. 173.
113 S 285	Related bill	<b>Sep 10, 2013:</b> Placed on Senate Legislative Calendar under General Orders. Calendar No. 174.
113 HR 2249	Related bill	<b>Aug 29, 2013:</b> Referred to the Subcommittee on Military Personnel.
113 S 702	Related bill	<b>Jul 31, 2013:</b> Committee on Energy and Natural Resources Subcommittee on National Parks. Hearings held. With printed Hearing: S.Hrg. 113-93.
113 HR 993	Related bill	<b>Jul 30, 2013:</b> Committee on Energy and Natural Resources Subcommittee on Public Lands, Forests, and Mining. Hearings held.
113 S 509	Related bill	<b>Jul 30, 2013:</b> Committee on Energy and Natural Resources Subcommittee on Public Lands, Forests, and Mining. Hearings held. With printed Hearing: S.Hrg. 113-85.
113 S 371	Related bill	<b>Jun 27, 2013:</b> Placed on Senate Legislative Calendar under General Orders. Calendar No. 116.
113 S 112	Related bill	<b>Jun 21, 2013:</b> Referred to the Subcommittee on Public Lands and Environmental Regulation.
113 HR 664	Related bill	<b>Jun 6, 2013:</b> Subcommittee Hearings Held.
113 S 1076	Related bill	<b>May 23, 2013:</b> Read twice and referred to the Committee on Armed Services.
113 HR 1683	Related bill	<b>May 2, 2013:</b> Referred to the Subcommittee on Public Lands and Environmental Regulation.
113 S 615	Related bill	<b>Apr 23, 2013:</b> Committee on Energy and Natural Resources Subcommittee on National Parks. Hearings held. With printed Hearing: S.Hrg. 113-27.
113 HR 1471	Related bill	<b>Apr 18, 2013:</b> Referred to the Subcommittee on Public Lands and Environmental Regulation.

(This measure has not been amended since the House agreed with an amendment to the Senate amendment on December 4, 2014. The summary of that version is repeated here.)

Carl Levin and Howard P. "Buck" McKeon National Defense Authorization Act for Fiscal Year 2015 - **Division A: Department of Defense Authorizations - Title I: Procurement - Subtitle A: Authorization of Appropriations** - (Sec. 101) Authorizes FY2015 appropriations for Procurement for the Army, Navy and Marine Corps, Air Force, and Defense-wide activities, as specified in the funding tables in section 4101 of this Act.

**Subtitle B: Army Programs** - (Sec. 111) Requires the Army to submit to Congress a prioritized plan for modernizing the entire fleet of UH-60A aircraft of the Army National Guard.

**Subtitle C: Navy Programs** - (Sec 121) Authorizes the Navy to enter into a contract during FY2015 for the procurement of one San Antonio class amphibious ship using incremental funding.

(Sec. 122) Prohibits the use of funding in FY2015 for procurement of additional mission modules for the Littoral Combat Ship program until the Navy submits to Congress: (1) the Milestone B program goals for cost, schedule, and performance for each module; and (2) certification by the Director of Operational Test and Evaluation with respect to the total number for each module type required to perform all necessary operational testing.

(Sec. 123) Amends the National Defense Authorization Act for Fiscal Year 2014 to extend the limitation on the availability of funds for Littoral Combat Ships.

(Sec. 124) Requires the Director of Operational Test and Evaluation to report to Congress on the test evaluation master plan for the seaframes and mission modules for the Littoral Combat Ship program.

(Sec. 125) Requires the Navy to retain the option of procuring more EA-18G aircraft if it determines that further analysis of airborne electronic attack force structure indicates that aircraft should be procured.

**Subtitle D: Air Force Programs** - (Sec. 131) Prohibits DOD from using FY2015 funds to retire the MQ-1 Predator aircraft unless repairing the aircraft is not economically viable.

(Sec. 132) Prohibits FY2015 funds from being used to retire U-2 aircraft.

(Sec. 133) Prohibits the use of FY2015 DOD funds to: (1) retire A-10 aircraft, or (2) make significant changes to manning levels for any A-10 aircraft squadrons. Permits DOD to authorize the Air Force to move up to 36 A-10 aircraft in the active component to backup flying status after making a specified certification to Congress regarding an assessment by the Director of Cost Assessment and Program Evaluation of alternative ways to provide manpower to maintain the fighter fleet and to field F-35 aircraft.

(Sec.134) Prohibits FY2015 funds from being used to: (1) cancel or modify the avionics modernization program for C-130 aircraft, or (2) initiate an alternative communication, navigation, surveillance, and air traffic management program for C-130 aircraft to replace the avionics modernization program. Includes an exception for modifications required to operate C-130 aircraft in airspace controlled by the FAA or by the government of a foreign country. Restricts FY2015 funding for the Office of the Secretary of the Air Force until the Secretary certifies to Congress that funding authorized for the avionics modernization program for the C-130 aircraft in prior fiscal years has been used.

(Sec. 135) Prohibits the use of FY2015 funds to retire any Air Force aircraft except those that the Air Force planned to retire as of April 9, 2013, until after the Air Force reports to Congress on the contributions of the Air Force, the Air National Guard, and the Air Force Reserve to the total force structure of the Air Force.

(Sec. 136) Prohibits FY2015 DOD funds from being used for retirement or changes in manning levels of any E-3 airborne warning and control systems aircraft.

(Sec. 137) Prohibits FY2015 Air Force funds from being used to divest or transfer any KC-10 aircraft until 60 days after DOD submits to Congress an assessment of the costs and benefits of the proposed divestment or transfer.

(Sec. 138) Prohibits FY2015 Air Force funds from being used to transfer any C-130H or C-130J aircraft until 60 days after the Air Force submits to Congress an assessment of costs and benefits of the proposed transfer. Requires GAO to review the report.

(Sec. 139) Prohibits FY2015 Air Force funds from being used to transfer any KC-135 aircraft from Joint Base Pearl Harbor-Hickam until 60 days after the Air Force submits to Congress an assessment of the costs and benefits of the transfer.

(Sec. 140) Requires the Air Force to submit to Congress a report including a complete analysis and fielding plan for the C-130 aircraft.

(Sec. 141) Requires the Air Force to submit to Congress a report on the status and locations all F-16 aircraft in the Air Force inventory.

(Sec. 142) Requires the Air Force to submit Congress a report on options for modernization or replacement of the T-1A aircraft capability.

(Sec. 143) Requires the Air Force to submit to Congress a report on the status of the current air-launched cruise missile and the development of the replacement referred to as the long-range standoff missile.

**Subtitle E: Defense-Wide, Joint, and Multiservice Matters** - (Sec. 151) Amends the National Defense Authorization Act for Fiscal Year 2012 to revise the oversight requirements for the undersea mobility acquisition program of the U.S. Special Operations Command (SOCOM). Requires the Commander of SOCOM to provide Congress with a technology roadmap for undersea mobility capabilities.

(Sec. 152) Requires DOD to submit to Congress a plan for the modernization or replacement of digital avionics equipment to meet requirements under the Next Generation Air Transportation System of the Federal Aviation Administration (FAA).

(Sec. 153) Requires GAO to report annually on the F-35 aircraft acquisition program until the F-35 enters into full-rate production.

**Title II: Research, Development, Test, and Evaluation - Subtitle A: Authorization of Appropriations** - (Sec. 201) Authorizes FY2015 appropriations for DOD Research, Development, Test, and Evaluation, as specified in the funding table in section 4201.

**Subtitle B: Program Requirements, Restrictions, and Limitations** - (Sec. 211) Modifies the authority of DOD to hold prize and challenge competitions to encourage advanced technology achievements.

(Sec. 212) Affirms that the Under Secretary of Defense for Acquisition, Technology, and Logistics shall conduct oversight of the Joint Defense Manufacturing Technology Panel, which coordinates manufacturing technology and research programs for DOD. Reduces the frequency of required updates to the strategic plan for the Manufacturing Technology Program.

(Sec. 213) Eliminates requirements for defense acquisition programs to maintain a record of all issue papers from a defense research facility related to the acquisition programs.

(Sec. 214) Modifies the authorities and duties of the Director of the DOD Test Resource Management Center to include reviewing and reporting on significant expansion, divestment, consolidation, or curtailment of activities within the test and evaluation facilities and resources of the Major Range and Test Facility Base.

(Sec. 215) Modifies the options for the service obligation requirement for the Science, Mathematics, and Research for Transformation (SMART) Defense Education Program to include employment with a public or private entity or organization if DOD: (1) is unable to find an appropriate position for the person within DOD, and (2) determines that the employment would benefit DOD.

(Sec. 216) Limits the availability of FY2015 funds for the armored multi-purpose vehicle program until the Army reports to Congress on the program.

(Sec. 217) Prohibits the use of FY2015 Navy Research, Development, Test, and Evaluation funds for the unmanned carrier-launched airborne surveillance and strike system to award a contract for the air vehicle segment development until DOD submits to Congress a review of system requirements. Requires DOD to submit an additional report on the system when the President's FY2017 budget is submitted.

(Sec. 218) Restricts funds for imaging and targeting support of airborne reconnaissance systems until the Air Force submits to Congress a detailed plan for using the funds during FY2015 and a strategic plan for funding advanced airborne reconnaissance technologies supporting manned and unmanned systems.

(Sec. 219) Prohibits the use of FY2015 Air Force funds for retiring the operational Joint Surveillance and Target Attack Radar System aircraft until the Air Force reports to Congress on the plan to replace current aircraft.

**Subtitle C: Reports** - (Sec. 221) Reduces reporting requirements related to the system engineering activities of the Office of the Secretary of Defense.

(Sec. 222) Requires DOD to enter into a contract for an assessment of biodefense research and development activities at the National Interagency Biodefense Campus, including legal, regulatory, management, and practice barriers that may reduce effectiveness and efficiency.

(Sec. 223) Requires DOD to provide a briefing to Congress to update a 2011 report on the Department of Defense Modeling and Simulation Technological and Industrial Base.

**Subtitle D: Other Matters** - (Sec. 231) Amends the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 to revise the contractor cost-sharing requirement for the pilot program to include technology protection features during research and development of certain defense systems.

(Sec. 232) Authorizes the Defense Advanced Research Projects Agency to carry out a pilot program to employ private sector personnel on rotational assignments to lead research or development projects. Specifies requirements for

managing conflicts of interest.

(Sec. 233) Authorizes a DOD pilot program to enhance the science, technology, engineering, and mathematics (STEM) educational opportunities for children of servicemembers.

(Sec. 234) Expresses the sense of Congress that helicopter health and usage monitoring systems provide early warning systems for failing systems, reduce costly emergency maintenance, and increase fleet readiness.

**Title III: Operation and Maintenance - Subtitle A: Authorization of Appropriations** - (Sec. 301) Authorizes FY2015 appropriations for Operation and Maintenance for the Armed Forces and other DOD agencies, as specified in the funding table in section 3401.

**Subtitle B: Energy and Environment** - (Sec. 311) Eliminates the fiscal year limitation on the prohibition of payment of fines and penalties from the Environmental Restoration Account of DOD without prior authorization.

(Sec. 312) Amends the Sikes Act to permit lump sum payments to fund cooperative and interagency agreements for land management activities related to military and state owned National Guard installations.

(Sec. 313) Requires DOD to submit to Congress a report reviewing compliance with regulations and laws regarding the disposal of covered waste in burn pits. Requires GAO to review the report.

(Sec. 314) Requires DOD to submit a business case analysis to Congress prior to entering into a contract for the planning, design, refurbishment, or construction of a biofuel refinery.

(Sec. 315) Authorizes DOD to undertake an environmental restoration project at Wallops Flight Facility, Virginia to respond to contamination from DOD activities while the property was under the jurisdiction of or used by the Navy.

(Sec. 316) Prohibits the use of FY2015 DOD funds to make a bulk purchase of a drop-in fuel (biofuels that are similar to conventional fuels and may be used with existing vehicles and transportation infrastructure) for operational purposes unless the fully burdened cost of the fuel is cost-competitive with a traditional fuel. Requires DOD to notify Congress prior to specified purchases of drop-in fuels. Permits a waiver for national security purposes.

(Sec. 317) Expresses the sense of Congress that certain portions of the former bombardment area on the island of Culebra, Puerto Rico should be available for safe public recreational use. Amends the Military Construction Authorization Act, 1974 to remove restrictions on decontamination activities for identified areas on Culebra. Modifies the restrictions contained within the quitclaim deed to permit the Army to use specified funds to decontaminate specified areas of unexploded ordnance.

(Sec. 318) Creates incentives for the manufacture of alternative dual-fueled vehicles, including those that use natural gas.

**Subtitle C: Logistics and Sustainment** - (Sec. 321) Revises the requirements for DOD's Quarterly Readiness Report to Congress.

(Sec. 322) Modifies elements of the strategic policy on prepositioned material and equipment to include consideration of support for crisis response elements in developing the policy.

(Sec. 323) Eliminates the existing authority of the Secretary of the Army to abolish any U.S. arsenal considered to be unnecessary.

(Sec. 324) Eliminates after three years an annual GAO review of DOD's progress in implementing its strategic policy and plan for its prepositioned stocks.

**Subtitle D: Reports** - (Sec. 331) Repeals the reporting requirement on DOD operations and financial support for military museums.

(Sec. 332) Requires the Army to submit to Congress an assessment of regionally aligned forces when the President's FY2016 budget is submitted.

**Subtitle E: Limitations and Extensions of Authority** - (Sec. 341) Prohibits the Air Force from entering into a contract for the sustainment, maintenance, repair, or overhaul of the F117 engine until the Under Secretary of Defense for Acquisition, Technology, and Logistics certifies to Congress that the Air Force has obtained sufficient data to determine that it is paying a fair and reasonable price compared to the PW2000 commercial-derivative sustainment price in the private sector. Authorizes a waiver for national security.

(Sec. 342) Prohibits FY2015 DOD funds from being used to establish Regional Special Operations Forces Coordination Centers.

(Sec. 343) Prohibits specified FY2015 funds from being used to transfer MC-12 aircraft from the Air Force to the U.S. Special Operations Command until 60 days after DOD provides Congress with an analysis and justification for the transfer.

**Subtitle F: Other Matters** - (Sec. 351) States that DOD may enter into an intergovernmental support agreement for the provision of installation-support services, notwithstanding any other provision of law governing the award of federal government contracts for goods and services. Requires contracts awarded for installation-support services under an intergovernmental support agreement to be awarded on a competitive basis.

(Sec. 352) Directs the Under Secretary of Defense for Acquisition, Technology, and Logistics to issue DOD-wide guidance designating an authoritative source of data for conventional ammunition. Specifies reporting requirements related to the conventional ammunition inventory.

**Title IV: Military Personnel Authorizations - Subtitle A: Active Forces** - (Sec. 401) Authorizes end strengths for active duty personnel of the Army, Navy, Marine Corps, and Air Force.

(Sec. 402) Establishes new minimum active duty end strengths for the Army, Navy, Marine Corps, and Air Force.

**Subtitle B: Reserve Forces** - (Sec. 411) Establishes end strengths for Selected Reserve personnel of the reserve components.

(Sec. 412) Establishes end strengths for Reserves on active duty in support of the reserve components.

(Sec. 413) Establishes end strengths for military technicians (dual status).

(Sec. 414) Establishes the maximum end strengths for non-dual status technicians employed by the Army National Guard, the Air National Guard, the Army Reserve, and the Air Force Reserve.

(Sec. 415) Establishes the maximum end strengths for members of the reserve components of the Armed Forces who may be on active duty for operational support.

**Subtitle C: Authorization of Appropriations** - (Sec. 421) Authorizes FY2015 appropriations for Military Personnel not otherwise provided for, as specified in the funding table in section 4401.

**Title V: Military Personnel Policy - Subtitle A: Officer Personnel Policy Generally** - (Sec. 501) Authorizes service secretaries to establish selection objectives by year group, specialty, or any combination thereof for selection boards considering warrant officers for selective retirement.

(Sec. 502) Specifies the dates by which warrant officers and regular officers on the active-duty list chosen for selective early retirement must retire.

(Sec. 503) Repeals the limit on the total number of officers who may be recommended for discharge in a fiscal year under enhanced selective discharge authority.

(Sec. 504) Requires DOD to report annually to Congress on the total number, assignment procedures, and duties of enlisted aides for general and flag officers of the Army, Navy, Air Force, and Marine Corps. Requires GAO to review the report.

(Sec. 505) Repeals the requirement for DOD to submit annual reports to Congress on joint officer management and promotion policy objectives for joint officers.

(Sec. 506) Authorizes a senior level service course of at least 10 months designated and certified by the Secretary of Defense as a joint professional military education course (JPME) to meet the requirements for Phase II JPME instruction.

(Sec. 507) Eliminates the requirement that a qualified aviator or naval flight officer serve as commanding officer of a nuclear-powered aircraft carrier during an inactivation period that leads to permanent decommissioning prior to disposal.

(Sec. 508) Requires the secretary of a military department to ensure that the performance appraisal of a commanding officer indicates the extent to which the commanding officer has established a command climate in which: (1) allegations of sexual assault are properly managed and fairly evaluated; and (2) a victim of criminal activity, including sexual assault, can report the criminal activity without fear of retaliation or ostracism.

**Subtitle B: Reserve Component Management** - (Sec. 511) Authorizes certain first lieutenants and lieutenants (junior grade) who are health professions officers or are pursuing baccalaureate degrees to be considered for retention on the reserve active-status list following nonselection for promotion. Requires service secretaries to retain on the list health professions officers who would otherwise be required to be removed from the list until the officer has completed a service obligation incurred as a result of their participation in a health professions stipend program.

(Sec. 512) Requires the secretary of the service concerned to consult with the Chief of the National Guard Bureau in the selection process for the Director and Deputy Director of the Army National Guard and Air National Guard.

(Sec. 513) Requires DOD to establish, maintain, and report to Congress on a centralized database of information on military technology positions.

(Sec. 514) Directs DOD to report to Congress on the management of personnel records of members of the National Guard.

**Subtitle C: General Service Authorities** - (Sec. 521) Requires: (1) any medical advisory opinion issued to a board for correction of military records regarding a servicemember or former servicemember diagnosed with a mental health

disorder to include the opinion of a clinical psychologist or psychiatrist, and (2) the inclusion of a clinical psychologist, psychiatrist, or physician with training on mental health issues or disorders on a board for the review of the discharge or dismissal of a former member of the Armed Forces diagnosed with a mental health disorder, post-traumatic stress disorder, or traumatic brain injury.

(Sec. 522) Extends the authority of the secretary of a military department to carry out pilot programs on career flexibility and adjusts reporting requirements to reflect the extension.

(Sec. 523) Requires the secretaries of the military departments to provide members of the Armed Forces with information on privacy rights related to the receipt of mental health services.

(Sec. 524) Requires DOD to ensure that: (1) gender-neutral occupational standards being developed accurately predict performance of duties of a military occupation and are applied equitably to measure individual capabilities, and (2) combat equipment distributed to female members of the Armed Services is properly designed and fitted and meets required standards. Requires GAO to review the Services' Outreach and Recruitment Efforts gauged toward women representation in the officer corps.

**Subtitle D: Military Justice, Including Sexual Assault and Domestic Violence Prevention and Response - (Sec.**

531) Makes technical corrections to various provisions of the National Defense Authorization Act for Fiscal Year 2014 relating to the military justice system.

(Sec. 532) Authorizes a court-martial convening authority or military judge to order a deposition only if the party requesting the deposition demonstrates that, due to exceptional circumstances, it is in the interest of justice that the testimony be taken and preserved for use at a preliminary hearing or a court-martial.

(Sec. 533) Authorizes a member of a reserve component who is a victim of an alleged sex-related offense to receive the assistance of a Special Victim's Counsel.

(Sec. 534) Requires DOD to consult with a victim of an alleged sex-related offense regarding whether prosecution should be by court-martial or in a civilian court. Requires the convening authority to consider the victim's preference, notify the civilian authority with jurisdiction over the offense of a victim's preference for civilian prosecution, and inform the victim of a civilian authority's decision to prosecute or not prosecute the offense.

Requires that the Manual for Courts-Martial be modified to provide that a victim's right to be heard in connection with the prosecution of an alleged sex-related offense may be exercised through counsel. Specifies requirements for promptly notifying the victim's counsel regarding the scheduling of proceedings in connection with the prosecution.

(Sec. 535) Authorizes a victim of a criminal offense who believes that a court-martial ruling violates rights related to the psychotherapist-patient privilege or the admission of evidence regarding the victim's sexual background to petition the Court of Criminal Appeals for a writ of mandamus to require the court-martial to comply with the Military Rules of Evidence.

(Sec. 536) Modifies the Military Rules of Evidence to provide that the general military character of an accused is not admissible to show the probability of innocence of the accused for specified offenses.

(Sec. 537) Modifies provisions of the Military Rules of Evidence relating to the privilege against disclosure of communications between psychotherapists and patients. Broadens the privilege to include communications with other licensed mental health professionals. Eliminates an exception to the privilege when admission or disclosure of a

communication is constitutionally required. Specifies requirements and procedures for parties seeking production or admission of records or communications protected by the privilege.

(Sec. 538) Authorizes personal property retained as evidence in connection with an incident of sexual assault to be returned to the rightful owner after the conclusion of all proceedings related to the incident.

(Sec. 539) Authorizes members of the Armed Forces or DOD civilian employees who are physicians, nurse practitioners, nurse midwives, physician assistants, and registered nurses to be assigned to duty as a Sexual Assault Forensic Examiner for the Armed Forces. Specifies requirements for training and certification.

(Sec. 540) Modifies the terms of office for judges of the U.S. Court of Appeals for the Armed Forces.

(Sec. 541) Requires the secretary of a military department to review a convening authority's decision not to refer charges of certain sex-related offenses for trial by court-martial upon request for review by the chief prosecutor.

(Sec. 542) Requires the DOD Annual Report on Sexual Assault in the Military to include an analysis and assessment of the disposition of the most serious offenses identified in unrestricted reports of sexual assault.

(Sec. 543) Requires DOD to submit to Congress a plan to allow an individual filing a restricted report on a sexual assault to permit a military criminal investigative organization to access certain information in the report to identify individuals suspected of multiple sexual assaults.

(Sec. 544) Requires DOD to develop a comprehensive management plan to address deficiencies in the reporting of incidents of domestic violence involving members of the Armed Forces.

(Sec. 545) Requires the independent judicial proceedings panel established by the Secretary of Defense to conduct a review and assessment of: (1) the impact of using mental health records of the victim of an offense by the accused during a preliminary hearing or court-martial proceeding compared to the use of similar records in civilian criminal legal proceedings, and (2) the establishment of a privilege against the disclosure of communications between users of and personnel staffing the Department of Defense Safe Helpline and Safe HelpRoom.

(Sec. 546) Requires DOD to establish the Defense Advisory Committee on Investigation, Prosecution, and Defense of Sexual Assault in the Armed Forces to advise the Secretary of Defense on the investigation, prosecution, and defense of allegations of rape, forcible sodomy, sexual assault, and other sexual misconduct involving members of the Armed Forces.

(Sec. 547) Requires each service secretary to establish a confidential process for a victim of a sexual offense during military service to appeal the terms or characterization of the discharge or separation of the individual from the military on the grounds that the terms or characterization were adversely affected by the individual being the victim of the offense.

**Subtitle E: Member Education, Training and Transition** - (Sec. 551) Requires DOD and the Department of Homeland Security to carry out a program to enable members of the Armed Forces to obtain professional credentials related to the training and skills acquired during military service that translate into civilian occupations.

(Sec. 552) Requires the secretaries of the military departments to ensure that provisions of the National Defense Authorization Act for Fiscal Year 2014 related to sexual assault prevention and response apply to the military service academies.

(Sec. 553) Extends from two to four weeks the period during which foreign exchange personnel may attend the U.S. Military Academy, the Naval Academy, and the Air Force Academy.

(Sec. 554) Authorizes the Air Force to accept donations, charge fees, and enter into specified agreements to support the athletic programs of the Air Force Academy.

(Sec. 555) Authorizes DOD to conduct a pilot program to enhance efforts to provide job placement and related employment services to members of the Armed Forces who are being separated or released from active duty.

(Sec. 556) Requires DOD to submit to Congress a plan for educating officers and enlisted members of the Armed Forces on DOD cyber security and cyber activities.

(Sec. 557) Requires DOD to: (1) provide additional information related to educational assistance and financial aid to servicemembers in the Transition Assistance Program, and (2) ensure that the higher education component of the Program is available to members of the Armed Forces on a DOD website.

(Sec. 558) Requires DOD to develop procedures to provide state veterans agencies with specified information regarding servicemembers separating from the military in order to facilitate the transition to civilian life.

**Subtitle F: Defense Dependents' Education and Military Family Readiness Matters** - (Sec. 561) Authorizes funds in FY2015 to continue providing assistance to local educational agencies that benefit dependents of members of the Armed Forces and DOD civilian employees.

(Sec. 562) Authorizes funding for payments to local educational agencies for impact aid for children with severe disabilities.

(Sec. 563) Amends the National Defense Authorization Act for Fiscal Year 2013 to extend the effective date of program modifications included in the Impact Aid Improvement Act of 2012.

(Sec. 564) Amends the Defense Department Overseas Teachers Pay and Personnel Practices Act to permit the employment of local nationals who are not U.S. citizens to teach host nation language courses in the Defense Dependents' Overseas Education System if a U.S. citizen is not available.

(Sec. 565) Amends the Defense Dependents' Education Act of 1978 to expand the functions of the Advisory Council on Dependents' Education to include providing recommendations and information on DOD's domestic dependent elementary and secondary schools.

(Sec. 566) Amends the Servicemembers Civil Relief Act to direct courts rendering temporary orders for custodial responsibility of a child based solely on deployment of a parent to require that the orders expire no later than the period justified by the deployment. Prohibits a court from considering the absence of a servicemember due to deployment as the sole factor in determining the best interest of the child with respect to modifying the custody of a child.

(Sec. 567) Requires DOD to develop, submit to Congress, and implement a policy for the development of a standard method for collecting, reporting, and assessing suicide data involving members of the Armed Forces or their dependents.

(Sec. 568) Requires DOD to collect data to evaluate and report to Congress on the effectiveness of military spouse employment programs.

**Subtitle G: Decorations and Awards**- (Sec. 571) Requires DOD to treat attacks by an individual or entity in

communication with a foreign terrorist organization and attacks inspired or motivated by a foreign terrorist organization as attacks by an international terrorist organization for the purpose of awarding the Purple Heart. Makes the revised standard retroactive to September 11, 2001, and requires a review of each death or wounding of a member of the Armed Forces since that date to determine if a Purple Heart should be awarded.

(Sec. 572) Authorizes the President to award the Medal of Honor to William Shemin and Henry Johnson for acts of valor during World War I.

**Subtitle H: Miscellaneous Reporting Requirements** - (Sec. 581) Requires DOD to review and report to Congress on the effectiveness of current programs and controls regarding the professionalism of members of the Armed Forces.

(Sec. 582) Requires DOD to review and report to Congress on efforts to prevent suicide among the members of U.S. Special Operations Forces and their dependents.

(Sec. 583) Requires DOD to review and report to Congress on the feasibility of improving efforts to provide job placement assistance and related employment services to members in the National Guard and Reserves.

(Sec. 584) Requires DOD to report to Congress on how foreign language, regional expertise, and culture considerations factor into the planning and operations of overseas military operations.

(Sec. 585) Requires DOD to submit to Congress no later than April 1, 2015, a report containing the results of the review of the role of the Office of Diversity Management and Equal Opportunity in sexual harassment cases conducted pursuant to the National Defense Authorization Act for Fiscal Year 2014.

(Sec. 586) Requires DOD to commission an independent study of the mental, behavioral, and psychological health challenges facing U.S. Special Operations Forces and the effectiveness of the Preservation of the Force and Families Program and the Human Performance Program of the U.S. Special Operations Command in addressing these challenges.

(Sec. 587) Requires GAO to report on policies to prevent and track hazing in the Armed Forces.

(Sec. 588) Requires GAO to report on the impact of mental and physical trauma relating to Post Traumatic Stress Disorder (PTSD), traumatic brain injury, behavioral health matters not related to PTSD, and other traumas on the discharge of servicemembers for misconduct.

**Subtitle I: Other Matters**- (Sec. 591) Amends the Wounded Warrior Act to change from annually to biennially the inspection schedule for outpatient residential facilities occupied by recovering members of the Armed Forces.

(Sec. 592) Requires service secretaries to designate offices on installations to provide voting assistance and information to absent uniformed servicemembers and their family members. Requires the service secretaries to notify Congress if any voter assistance office is closed.

(Sec. 593) Repeals a provision of the National Defense Authorization Act for Fiscal Year 2002 that required DOD to carry out an electronic voting demonstration project.

(Sec. 594) Authorizes the removal and transfer of the remains of a member of the Armed Forces buried in a cemetery of the National Cemetery System to any Army National Military Cemetery if the servicemember has been awarded the Medal of Honor and has no known next of kin interested in maintaining the place of burial.

(Sec. 595) Expresses the sense of Congress that the United States should undertake every reasonable effort to search for and repatriate members of the Armed Forces who are missing or captured during the drawdown of U.S. forces in Afghanistan.

**Title VI: Compensation and Other Personnel Benefits - Subtitle A: Pay and Allowances** - (Sec. 601) Freezes monthly basic pay for all general and flag officers during FY2015.

(Sec. 602) Extends the authority of DOD to temporarily increase the rate of basic allowance for housing in areas impacted by natural disasters or experiencing a sudden increase in the number of personnel.

(Sec. 603) Provides pay parity for: (1) the Chief of the National Guard Bureau with the other members of the Joint Chiefs of Staff, and (2) the senior enlisted advisor to the Chief of the National Guard with the senior enlisted advisors of the Armed Forces.

(Sec. 604) Authorizes DOD to reduce the basic allowance for housing inside the United States by up to 1% of the national average for housing for a given pay grade and dependency status.

**Subtitle B: Bonuses and Special and Incentive Pays** - (Sec. 611) Extends specified bonus and special pay authorities for reserve forces.

(Sec. 612) Extends certain bonus and pay authorities for health care professionals.

(Sec. 613) Extends certain bonus and pay authorities for nuclear officers.

(Sec. 614) Extends the general bonus authority for enlisted members and officers, special bonus and incentive pay authorities for nuclear officers, special aviation incentive pay and bonus authorities for officers, special bonus and incentive pay authorities for officers in health professions, and the contracting bonus for cadets and midshipmen enrolled in the Senior Officers' Training Corps.

Extends the authority to pay hazardous duty pay, assignment or special duty pay, skill incentive pay or the proficiency bonus, and retention incentives for members qualified in critical military skills or assigned to high priority units.

(Sec. 615) Extends the authority to pay the aviation officer retention bonus, assignment incentive pay, the reenlistment bonus for active members, the enlistment bonus, foreign language proficiency incentive pay, the accession bonus for new officers in critical skills, the incentive bonus for conversion to military occupational specialty to ease personnel shortage, the incentive bonus for transfer between branches of the armed forces, and the accession bonus for officer candidates.

**Subtitle C: Disability Pay, Retired Pay, and Survivor Benefits** - (Sec. 621) Provides that the date on which a dependent child's status is determined for the purposes of transitional compensation in the case of a member being separated from active duty for dependent abuse is the date on which the separation action commenced. (Currently the determination is made as of the date the member is actually separated.)

(Sec. 622) Reinstates the cap on retired pay of general and flag officers at a specified level.

(Sec. 623) Exempts those who join military service prior to January 1, 2016, from the reduced cost of living adjustment (COLA) for military retired pay made by the Bipartisan Budget Act of 2013. (Under current law, the reduction is inapplicable to members who first join prior to January 1, 2014.)

(Sec. 624) Authorizes the payment of the Survivor Benefit Plan annuity to special needs trusts for the sole benefit of a

disabled dependent child incapable of self-support because of mental or physical incapacity.

(Sec. 625) Modifies the calculation of qualifying days of active duty or active service used to reduce the eligibility age for certain retirement benefits.

**Subtitle D: Commissary and Nonappropriated Fund Instrumentality Benefits and Operations - (Sec. 631)**

Authorizes DOD to purchase any commercial item for resale by commissary stores without using full and open competition procurement procedures.

(Sec. 632) Authorizes DOD to provide or obtain food services beneficial to the efficient management and operation of dining facilities on military installations.

(Sec. 633) Prohibits DOD from banning the sale of any legal consumer tobacco product category sold as of January 1, 2014, within the defense retail systems or on any DOD vessel at sea.

Requires DOD to issue regulations to: (1) prohibit the sale of tobacco products in defense retail systems inside the United States at a price below the most competitive price in the local community, and (2) require prices in outlets outside of the United States to be within the range of prices established in U.S. outlets.

(Sec. 634) Requires DOD to utilize an independent organization experienced in grocery retail analysis to review and report to Congress on specified management, food, and pricing options for the defense commissary system.

**Title VII: Health Care Provisions - Subtitle A: TRICARE and Other Health Care Benefits - (Sec. 701)** Requires DOD to provide annual mental health assessments for Active Duty and Selected Reserve members and to report to Congress on the tools and processes used to provide the assessments.

(Sec. 702) Modifies the TRICARE pharmacy benefits program to require non-formulary prescriptions to be available through the national mail-order pharmacy program, establish prescription copayments from 2015 through 2024, and require that non-generic prescription maintenance medications be refilled through military treatment facility pharmacies or the national mail-order pharmacy program.

(Sec. 703) Removes limits on inpatient mental health services.

(Sec. 704) Authorizes DOD to provide provisional TRICARE coverage for certain emerging health care supplies and services widely recognized in the United States as being safe and effective.

(Sec. 705) Authorizes DOD to provide free food and beverages to former members of the uniformed services and their dependents who are receiving certain outpatient care in military medical treatment facilities.

(Sec. 706) Authorizes breast-feeding support, supplies, and counseling as a covered benefit under TRICARE.

**Subtitle B: Health Care Administration - (Sec. 711)** Requires DOD to notify TRICARE beneficiaries of any significant changes to the benefits provided under the TRICARE program or in beneficiary cost-share rates of more than 20%.

(Sec. 712) Changes the frequency of GAO reports on the processes, procedures, and analysis DOD uses to determine the adequacy of the number of health care providers who accept TRICARE Standard and TRICARE Extra.

(Sec. 713) Prohibits DOD from restructuring or realigning a military medical treatment facility based on the Military Medical Treatment Facility Modernization Study until DOD submits a specified report to Congress and GAO reviews the

report.

**Subtitle C: Reports and Other Matters** - (Sec. 721) Amends the Armed Forces Retirement Home Act of 1991 to designate the Deputy Director of the Defense Health Agency to be the senior medical advisor for the Armed Services Retirement Home.

(Sec. 722) Extends the authority for the Joint Department of Defense-Department of Veterans Affairs Medical Facility Demonstration Fund.

(Sec. 723) Requires DOD to report to Congress on the status of reductions in the availability of TRICARE Prime in certain service areas.

(Sec. 724) Amends the Wounded Warrior Act to extend the authority of the Department of Veterans Affairs (VA) to provide rehabilitation and vocational benefits to members of the Armed Forces with severe injuries or illnesses.

(Sec. 725) Requires DOD to develop, implement, and report to Congress on an acquisition strategy for contracting for the services of health care professional staff at military medical treatment facilities.

(Sec. 726) Directs DOD to carry out and report to Congress on a pilot program to evaluate the feasibility and desirability of including medication therapy management as part of the TRICARE Program.

(Sec. 727) Requires DOD to carry out and report to Congress on an antimicrobial stewardship program at DOD medical facilities

(Sec. 728) Requires DOD to submit to Congress a report evaluating tools, processes, and best practices to improve the identification and treatment of mental health conditions and traumatic brain injury among members of the Armed Forces.

(Sec. 729) Requires DOD to submit to Congress a report assessing the access of members of the Armed Forces and their dependents to reproductive counseling and treatments for infertility.

(Sec. 730) Requires DOD to submit to Congress a report assessing the feasibility and advisability of implementing the Institute of Medicine recommendations regarding improvements to DOD programs to strengthen mental, emotional, and behavioral abilities associated with managing adversity, adapting to change, recovering, and learning in connection with military service.

(Sec. 731) Requires GAO to assess the transition of care from DOD to the VA for post-traumatic stress disorder and traumatic brain injury.

(Sec. 732) Requires GAO to review DOD policies, procedures, and programs to reduce the stigma associated with mental health treatment.

(Sec. 733) Requires GAO to report on women's health care services for members of the Armed Forces serving on active duty and other covered beneficiaries.

**Title VIII: Acquisition Policy, Acquisition Management, and Related Matters - Subtitle A: Acquisition Policy and Management** - (Sec. 801) Requires DOD to submit a report to Congress detailing a plan to develop standards and define architectures necessary to enable open systems approaches in key DOD mission areas where standards and architectures would be feasible and cost effective.

Requires DOD to ensure that acquisition programs use open system approaches in the product design and acquisition of information technology systems to the maximum extent practicable.

Requires DOD to identify legacy information technology systems that are not utilizing an open systems approach and outline a process for potential conversion to an open systems approach.

(Sec. 802) Modifies reporting requirements for a Major Automated Information System program that fails to achieve a full deployment decision within five years after the Milestone A decision or selection of the preferred alternative for the program.

(Sec. 803) Requires business process mapping prior to milestone decisions for the Major Automated Information System program.

(Sec. 804) Requires DOD to report to Congress on the implementation of the acquisition process for information technology systems required by the National Defense Authorization Act for Fiscal Year 2010.

**Subtitle B: Amendments to General Contracting Authorities, Procedures, and Limitations** - (Sec. 811) Extends and modifies DOD contracting authority and reporting requirements for advanced component development and prototype units.

(Sec. 812) Expands the scope of prototype projects conducted by the Defense Advanced Research Projects Agency to include projects for enhancing the mission effectiveness of military personnel and supporting platforms, systems, components, or materials acquired or developed by DOD or used by the Armed Forces.

(Sec. 813) Extends the limitation on the aggregate annual amount available for contract services.

(Sec. 814) Modifies procedures for awarding defense design-build construction contracts to apply a limit of five finalists to contracts exceeding \$4 million unless the head of the contracting activity: (1) approves the contracting officer's justification that a number greater than five is in the federal government's interest, and (2) documents how a number exceeding five is consistent with the purposes and objectives of the two-phase selection procedures.

(Sec. 815) Makes the authority to use simplified acquisition procedures for certain commercial items permanent.

(Sec. 816) Revises DOD reporting and certification requirements for requesting authorization for multiyear contract authority.

(Sec. 817) Revises sourcing requirements related to avoiding counterfeit electronic parts.

(Sec. 818) Extends the Proof of Concept Commercialization Pilot Program, authorizes the secretaries of the military departments to carry out the program, revises requirements related to the review board overseeing funds, increases the amount of awards, and permits the use of basic research funds to carry out the program.

**Subtitle C: Industrial Base Matters** - (Sec. 821) Amends the National Defense Authorization Act for Fiscal Years 1990 and 1991 to modify and extend the test program for the negotiation of comprehensive small business subcontracting plans. Imposes new reporting and other requirements related to awards of first-tier subcontract dollars and costs incurred and avoided by the adoption of a subcontracting plan.

(Sec. 822) Amends the Small Business Act to require the Small Business Administration (SBA) to develop a plan to improve the quality of data reported on bundled and consolidated contracts in the federal procurement data system.

(Sec. 823) Authorizes grant applicants under the Small Business Development Center program to assist small businesses by providing education on requirements of the Arms Export Control Act. Expands the Procurement Technical Assistance Program to include educating small business concerns on requirements relating to export controls.

(Sec. 824) Prohibits the use of reverse auctions for: (1) a single bid contract unless it is compliant with existing regulations and DOD memoranda regarding single bid offers, or (2) a design-build military construction contract. Requires reverse auctions to provide offerors with the ability to revise bids throughout the auction. Restricts the role of third parties in conducting reverse auctions. Requires DOD to provide training for contract specialists on the use of reverse auctions.

(Sec. 825) Authorizes the award of sole source contracts in certain amounts for small business concerns owned and controlled by women that have been determined to be responsible contractors.

**Subtitle D: Federal Information Technology Acquisition Reform** - (Sec. 831) Requires specified federal agencies to ensure that the Chief Information Officer (CIO) of the agencies has specified authorities and responsibilities in planning, programming, budgeting, and executing processes related to information technology.

(Sec. 832) Requires the Office of Management and Budget (OMB) to make the cost, schedule, and performance data of specified information technology investments publicly available. Requires the CIO of each agency to categorize the investments according to risk and review those that have a high level of risk.

(Sec. 833) Requires OMB to implement a process to assist specified agencies in reviewing their portfolio of information technology investments, including the development of standardized cost savings and cost avoidance metrics and performance indicators. Requires the CIO of each agency to conduct an annual review of the information technology portfolio and requires the Administrator of the Office of Electronic Government to submit a quarterly report to Congress identifying cost savings and reductions in duplicative investments identified by the review.

(Sec. 834) Provides for the consolidation of federal data centers.

(Sec. 835) Requires OMB to work with federal agencies to update their acquisition human capital plans to address how the agencies are meeting their human capital requirements to support the timely and effective acquisition of information technology.

(Sec. 836) Directs OMB to prescribe regulations requiring a comparative value analysis to be included in the contract file when the federal government purchases services and supplies offered under the Federal Strategic Sourcing Initiative from sources outside the Initiative.

(Sec. 837) Requires the General Services Administration to develop a strategic sourcing initiative to enhance government-wide acquisitions, shared use, and dissemination of software, as well as compliance with end use license agreements.

**Subtitle E: Never Contract With the Enemy**- (Sec. 841) Authorizes DOD to terminate or void a contract, grant, or cooperative agreement and restrict future awards when funds are being provided to a person or entity that is actively opposing U.S. or coalition forces involved in a contingency operation in which members of the Armed Forces are actively engaged in hostilities.

(Sec. 842) Authorizes the head of an agency to examine the records of a contractor or recipient of a grant or cooperative agreement to ensure that funds, goods, or services are not being provided to a person or entity actively opposing U.S. or coalition forces involved in a contingency operation in which members of the Armed Forces are actively engaged in

hostilities.

(Sec. 843) Defines terms for the purposes of this subtitle.

**Subtitle F: Other Matters** - (Sec. 851) Authorizes DOD to establish rapid acquisition and deployment procedures for the U.S. Special Operations Command when items under development by DOD or available commercially are urgently needed to: (1) react to an enemy threat or respond to safety situations, (2) avoid significant risk or loss of life or mission failure, or (3) avoid collateral damage where the absence of collateral damage is necessary for mission success.

(Sec. 852) Requires DOD to ensure that instructions and guidance require the consideration of corrosion control during preliminary design review for a product, metals, materials, and technologies.

(Sec. 853) Requires DOD to submit to Congress a plan for enhancing the role of DOD civilian and military program managers in developing and carrying out defense acquisition programs.

(Sec. 854) Requires DOD to issue guidance for measuring the effectiveness and efficiency of the Joint Information Environment initiative to modernize the information technology networks and systems within DOD. Requires the CIO to identify a baseline architecture for the Joint Information Environment by identifying and reporting to the Secretary of Defense any information technology programs or other investments that support that architecture.

(Sec. 855) Requires the DOD General Counsel to maintain the database of requests for written opinions and opinions related to senior DOD officials seeking employment with defense contractors.

(Sec. 856) Enhances whistleblower protections for employees of grantees who disclose certain information related to the management of contracts, grants, or funds.

(Sec. 857) Prohibits reimbursement of costs incurred by a contractor in connection with certain congressional investigations or inquiries.

(Sec. 858) Requires DOD to ensure that contracts involving the installation of a photovoltaic device require the device to be manufactured in the United States unless the requirement is inconsistent with the public interest, involves unreasonable costs, or is subject to specified exceptions.

(Sec. 859) Provides for the reimbursement to DOD for assistance provided to nongovernmental entertainment-oriented media producers.

(Sec. 860) Reauthorizes the Joint Urgent Operational Needs Fund.

**Title IX: Department of Defense Organization and Management - Subtitle A: Department of Defense Management** - (Sec. 901) Makes specified organizational and management changes to the Office of the Secretary of Defense.

(Sec. 902) Redesignates the position of Assistant Secretary of Defense for Reserve Affairs as the Assistant Secretary of Defense for Manpower and Reserve Affairs with the principal duty of supervising DOD manpower and reserve affairs.

(Sec. 903) Requires DOD to conduct an assessment of the feasibility, advisability, and recommendations for reducing or increasing the number or consolidating the common staff functions and infrastructure of the combatant commands by the end of FY2020.

(Sec. 904) Establishes an Office of Net Assessment in the Office of the Secretary of Defense to develop and coordinate

net assessments of the standing, trends, and future prospects of U.S. military capabilities and potential in comparison with other countries to identify emerging or future threats or opportunities for the United States.

(Sec. 905) Requires DOD to develop and report to Congress on a plan for implementing a periodic review and analysis of DOD personnel requirements for management headquarters.

**Subtitle B: Other Matters** - (Sec. 911) Specifies requirements for the Biennial Strategic Workforce Plan related to senior management, the functional and technical work force, and highly qualified experts.

(Sec. 912) Repeals a requirement that GAO report on DOD efforts to compile an inventory of contract services after 2013.

(Sec. 913) Extends the authority of DOD to waive the reimbursement of costs for certain nongovernmental personnel at the DOD Regional Centers for Security Studies.

(Sec. 914) Authorizes DOD to establish and carry out a government lodging program to provide lodging for employees of DOD or members of the uniformed services performing duty on official travel and to require the travelers to occupy adequate quarters on a rental basis when available.

(Sec. 915) Establishes the single standard mileage rate set by the Internal Revenue Service (IRS) as the reimbursement rate for privately-owned automobiles used by federal employees and members of the Uniformed Services on official business.

(Sec. 916) Requires the Secretary of Defense to designate a single DOD organization to be responsible for DOD matters relating to missing persons. Authorizes the Secretary to enter into public-private partnerships to facilitate the activities of the designated organization in accounting for missing persons.

Requires the Secretary to: (1) assign a full-time senior medical examiner to provide medical oversight for the identification process and (2) establish and maintain a centralized database and case management system containing information on missing persons.

Requires DOD to report to Congress on policies and proposals for providing access to information and documents to the next of kin of missing service personnel.

**Title X: General Provisions - Subtitle A: Financial Matters** - (Sec. 1001) Authorizes DOD to transfer up to \$4.5 billion of the FY2015 DOD authorizations made by this division, subject to specified exceptions and requirements. Requires DOD to notify Congress of each transfer.

(Sec. 1002) Authorizes DOD to transfer specified FY2015 funds to the Department of Energy's National Nuclear Security Administration (NNSA) for naval reactors or weapons activities if certain conditions are met.

(Sec. 1003) Requires DOD to submit to Congress and publish on the DOD website an annual report on balances carried forward at the end of each fiscal year.

**Subtitle B: Counter-Drug Activities** - (Sec. 1011) Extends the authority for the Unified Counterdrug and Counterterrorism Campaign in Colombia and requires DOD to notify Congress prior to providing assistance under this authority.

(Sec. 1012) Extends the authority of DOD to provide additional support for counterdrug activities of other governmental

agencies and expands the authority to include activities to counter transnational organized crime. Reduces the dollar threshold for congressional notification of facilities projects.

(Sec. 1013) Increases the authorization of appropriations for providing support for the counterdrug activities of certain foreign governments.

(Sec. 1014) Extends and modifies the authority for DOD joint task forces to provide support to law enforcement agencies conducting counterterrorism activities. Expands DOD authority to include providing support to U.S. law enforcement agencies for counterterrorism purposes when a nexus exists between drug trafficking or transnational organized crime and a foreign terrorist organization.

(Sec. 1015) Expresses the sense of Congress that DOD should continue to support programs that combat transnational criminal organizations in the Western Hemisphere.

**Subtitle C: Naval Vessels and Shipyards** - (Sec. 1021) Defines "combatant and support vessel" for purposes of the annual plan and certification for budgeting for construction of naval vessels.

(Sec. 1022) Establishes in the Treasury the National Sea-Based Deterrence Fund for construction (including design of vessels), purchase, alteration, and conversion of strategic missile submarines. Authorizes DOD to transfer specified unobligated balances to the Fund.

(Sec. 1023) Prohibits funds from being used for the inactivation of the U.S.S. George Washington unless the tasks are identical to tasks that would be necessary to conduct a refueling and complex overhaul of the vessel.

(Sec. 1024) Expresses the sense of Congress to recognize the 51st anniversary of the sinking of the U.S.S. Thresher and the loss of its crew.

(Sec. 1025) Authorizes the Navy to establish a pilot program for the sustainment of Littoral Combat Ships on extended deployments. Permits U.S. government or contractor personnel to conduct corrective and preventive maintenance or repair on Littoral Combat Ships operating on an extended deployment. Requires DOD to report to Congress on the pilot program.

(Sec. 1026) Limits the availability of funds for the retirement, inactivation, or storage of Ticonderoga class cruisers or dock landing ships. Requires the modernization of two Ticonderoga-class cruisers to begin in FY2015.

**Subtitle D: Counterterrorism** - (Sec. 1031) Extends the authority to make rewards for combating terrorism.

(Sec. 1032) Prohibits the use of DOD funds to construct or modify U.S. facilities to house any individual detained or imprisoned at U.S. Naval Station, Guantanamo Bay, Cuba, unless authorized by Congress.

(Sec. 1033) Prohibits the use of DOD funds to transfer or release any detainee at U.S. Naval Station, Guantanamo Bay, Cuba, to or within the United States, its territories, or possessions.

**Subtitle E: Miscellaneous Authorities and Limitations** - (Sec. 1041) Requires the annual DOD report on humanitarian and civic assistance activities to include information about insufficient funding for humanitarian demining assistance (detection and clearance of land mines and other explosive remnants of war) or stockpiled conventional munitions assistance programs.

(Sec. 1042) Requires transportation of passenger or property by Civil Reserve Air Fleet-eligible aircraft obtained by DOD

through a contract for airlift service to be provided only by a covered air carrier (an air carrier that has aircraft in the Civil Reserve Air Fleet or that offers to place CRAF-eligible aircraft in a fleet and that holds a certificate of public convenience). Authorizes a waiver of the requirement.

(Sec. 1043) Authorizes the service secretaries to accept voluntary legal support services provided by law students through internship and externship programs approved by the secretary concerned.

(Sec. 1044) Authorizes DOD to use the DOD reimbursement rate for specified transportation services provided to certain non-DOD entities.

(Sec. 1045) Repeals the authority for the use of Air Force installations by commercial air carriers doing business with DOD.

(Sec. 1046) Includes the Chief of the National Guard Bureau as one of the DOD individuals who, by nature of their positions, requires continuous security and protection.

(Sec. 1047) Authorizes DOD to provide DOD advisors to regional organizations with security missions if Congress is notified in advance.

(Sec. 1048) Limits funding for the Aviation Foreign Internal Defense Program until DOD submits a report to Congress on the program.

(Sec. 1049) Authorizes the Army to use funds for specified modifications to OH-58D Kiowa Warrior aircraft.

**Subtitle F: Studies and Reports** - (Sec. 1051) Requires DOD to report to Congress on the protection of top-tier defense-critical infrastructure from electromagnetic pulse.

(Sec. 1052) Requires DOD to report to Congress on actions taken in response to significant compromises of classified information.

(Sec. 1053) Requires DOD to commission an independent assessment of the joint analytic capabilities of DOD to support strategy, plans, and force development and their link to resource decisions.

(Sec. 1054) Directs the Air Force to conduct and report on a business case analysis of the creation of a 4-PAA (Personnel-Only) KC-135R active association with 168th Air Refueling Wing.

(Sec. 1055) Requires the Air Force to report to Congress on the implementation of the recommendations of the National Commission on the Structure of the Air Force.

(Sec. 1056) Requires DOD, in coordination with the Attorney General and the Department of Homeland Security, to submit a report to Congress identifying issues, shortfalls and gaps in authorities for the protection of military installations and associated risks.

(Sec. 1057) Requires GAO to assess the Aviation Restructuring Initiative of the Army and proposals submitted that could serve as alternatives to the Army's proposal for adjusting the structure and mix of its combat aviation forces among regular Army, Army Reserve, and Army National Guard units.

(Sec. 1058) Requires DOD to review, issue or revise, and brief Congress on guidance to improve the application of operations research and systems analysis to: (1) the requirements process for acquisition of major defense acquisition programs and major automated inf

## Actions Timeline

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- **Dec 19, 2014:** Signed by President.
- **Dec 19, 2014:** Became Public Law No: 113-291.
- **Dec 18, 2014:** Presented to President.
- **Dec 12, 2014:** Considered by Senate. (consideration: CR S6701-6739)
- **Dec 12, 2014:** Motion by Senator Coburn to refer to Senate Committee on Armed Services the House message to accompany the bill with instructions to report back forthwith with changes to strike title XXX made in Senate. (consideration: CR S6726)
- **Dec 12, 2014:** Motion by Senator Coburn to refer to Senate Committee on Armed Services the House message to accompany the bill with instructions to report back forthwith with changes to strike title XXX, under the order of 12/11/14, not having achieved 60 votes in the affirmative, rejected in Senate by Yea-Nay Vote. 18 - 82. Record Vote Number: 323. (consideration: CR S6738)
- **Dec 12, 2014:** Coburn motion to suspend Rule XXII to permit the consideration of amendment SA 4098 made in Senate. (consideration: CR S6738)
- **Dec 12, 2014:** Coburn motion to suspend Rule XXII to permit the consideration of amendment SA 4098 ruled out of order by chair. (consideration: CR S6738)
- **Dec 12, 2014:** Senator Coburn appealed the ruling of the chair. (consideration: CR S6738)
- **Dec 12, 2014:** Ruling of the Chair sustained by Yea-Nay Vote. 55 - 45. Record Vote Number: 324. (consideration: CR S6738)
- **Dec 12, 2014:** Motion by Senator Reid to concur in the House amendment to the Senate amendment with an amendment (SA3984) withdrawn in Senate.
- **Dec 12, 2014:** Resolving differences -- Senate actions: Senate agreed to House amendment to Senate Amendment to H.R. 3979, under the order of 12/11/14, having achieved 60 votes in the affirmative, by Yea-Nay Vote. 89 - 11. Record Vote Number: 325. (consideration: CR S6738-6739)
- **Dec 12, 2014:** Senate agreed to House amendment to Senate Amendment to H.R. 3979, under the order of 12/11/14, having achieved 60 votes in the affirmative, by Yea-Nay Vote. 89 - 11. Record Vote Number: 325. (consideration: CR S6738-6739)
- **Dec 12, 2014:** Pursuant to the provisions of H. Con. Res. 121, enrollment corrections on H.R. 3979 have been made.
- **Dec 12, 2014:** Pursuant to the provisions of H. Con. Res. 123, enrollment corrections on H.R. 3979 have been made.
- **Dec 12, 2014:** Message on Senate action sent to the House.
- **Dec 11, 2014:** Considered by Senate. (consideration: CR S6585, S6589-6590, S6608)
- **Dec 11, 2014:** Cloture on the motion to concur in the House amendment to the Senate amendment invoked in Senate by Yea-Nay Vote. 85 - 14. Record Vote Number: 322. (consideration: CR S6589-6590; text: CR S6589)
- **Dec 11, 2014:** Motion by Senator Reid to refer to Senate Committee on Armed Services the House message to accompany the bill with instructions to report back forthwith with amendment SA 3986 fell when cloture invoked on the motion to concur in the House amendment to the Senate amendment in Senate. (consideration: CR S6590)
- **Dec 10, 2014:** Considered by Senate. (consideration: CR S6470-6474)
- **Dec 9, 2014:** Measure laid before Senate by unanimous consent. (consideration: CR S6437-6438)
- **Dec 9, 2014:** Motion by Senator Reid to concur in the House amendment to the Senate amendment made in Senate. (consideration: CR S6437; text: CR S6437)
- **Dec 9, 2014:** Cloture motion on the motion to concur in the House amendment to the Senate amendment presented in Senate. (consideration: CR S6437-6438; text: CR S6437-6438)
- **Dec 9, 2014:** Motion by Senator Reid to concur in the House amendment to the Senate amendment with an amendment (SA 3984) made in Senate. (consideration: CR S6438; text: CR S6438)
- **Dec 9, 2014:** Motion by Senator Reid to refer to Senate Committee on Armed Services the House message to accompany the bill with instructions to report back forthwith with amendment SA 3986 made in Senate. (consideration: CR S6438; text: CR S6438)
- **Dec 8, 2014:** ENGROSSMENT CORRECTION - Mr. Hastings (WA) asked unanimous consent that in the engrossment of the House amendment to the Senate amendment to H.R. 3979 pursuant to H.Res. 770, the Clerk be directed to make a correction as follows: In sec. 3050 of the House amendment, strike "2013" and insert "2014". Agreed to without objection.
- **Dec 8, 2014:** Message on House action received in Senate and at desk: House amendment to Senate amendment.
- **Dec 4, 2014:** ORDER OF PROCEDURE - Mr. McKeon asked unanimous consent that the question of adopting a motion

to concur in the Senate amendment to H.R. 3979 with an amendment may be subject to postponement as though under clause 8 of rule 20. Agreed to without objection.

- **Dec 4, 2014:** Mr. McKeon moved that the House concur with an amendment in the Senate amendment. (consideration: CR H8385-8632, H8651-8652; text of Senate amendment: CR H8385-8387)
- **Dec 4, 2014:** Pursuant to H.Res. 770, the House proceeded with one hour of debate on motion to concur in the Senate amendment to H.R. 3979 with an amendment consisting of the text of Rules Committee Print 113-58 modified by the amendments printed in part A of House Report 113-646 and the amendment specified in section 5 of House Resolution 770.
- **Dec 4, 2014:** The previous question was ordered pursuant to the rule. (consideration: CR H8632)
- **Dec 4, 2014:** POSTPONED PROCEEDINGS - At the conclusion of debate on H.R. 3979, the Chair put the question on adoption of the motion to concur in the Senate amendment to H.R. 3979 with an amendment and by voice vote, announced that the ayes had prevailed. Mr. McKeon demanded the yeas and nays and pursuant to a previous special order, further proceedings on the question of adoption of the motion were postponed until later in the legislative day.
- **Dec 4, 2014:** Resolving differences -- House actions: On motion that the House agree with an amendment to the Senate amendment Agreed to by the Yeas and Nays: 300 - 119 (Roll no. 551). (text as House agreed to Senate amendment with an amendment: CR H8388-8621)
- **Dec 4, 2014:** On motion that the House agree with an amendment to the Senate amendment Agreed to by the Yeas and Nays: 300 - 119 (Roll no. 551). (text as House agreed to Senate amendment with an amendment: CR H8388-8621)
- **Dec 4, 2014:** Motion to reconsider laid on the table Agreed to without objection.
- **Apr 8, 2014:** Message on Senate action sent to the House.
- **Apr 7, 2014:** Considered by Senate. (consideration: CR S2175-2178)
- **Apr 7, 2014:** Passed/agreed to in Senate: Passed Senate with an amendment by Yea-Nay Vote. 59 - 38. Record Vote Number: 101. (text: CR S2176-2178)
- **Apr 7, 2014:** Passed Senate with an amendment by Yea-Nay Vote. 59 - 38. Record Vote Number: 101. (text: CR S2176-2178)
- **Apr 3, 2014:** Considered by Senate. (consideration: CR S2137-2140, S2141-2144, S2145-2146, S2148, S2148-2149, S2149-2150, S2152)
- **Apr 3, 2014:** Cloture on the measure invoked in Senate by Yea-Nay Vote. 61 - 35. Record Vote Number: 100. (consideration: CR S2150; text: CR S2150)
- **Apr 2, 2014:** Considered by Senate. (consideration: CR S2044-2046, S2047-2081, S2082-2085)
- **Apr 2, 2014:** Motion by Senator Reid to commit to Senate Committee on Finance with instructions to report back forthwith with the following amendment (SA 2879) fell when cloture was invoked on SA 2874 in Senate. (consideration: CR S2047)
- **Apr 2, 2014:** Senator Vitter moved to appeal the ruling of the chair that Amdt. No. 2931 is not in order to be proposed. (consideration: CR S2081)
- **Apr 2, 2014:** Motion to table the motion to appeal the ruling of the chair agreed to in Senate by Yea-Nay Vote. 67 - 29. Record Vote Number: 98.
- **Apr 1, 2014:** Considered by Senate. (consideration: CR S1897)
- **Mar 31, 2014:** Motion to proceed to consideration of measure agreed to in Senate by Voice Vote.
- **Mar 31, 2014:** Measure laid before Senate by motion. (consideration: CR S1859-1860)
- **Mar 31, 2014:** Motion by Senator Reid to commit to Senate Committee on Finance with instructions to report back forthwith with the following amendment (SA 2879) made in Senate. (consideration: CR S1860; text: CR S1860)
- **Mar 31, 2014:** Cloture motion on the measure presented in Senate. (consideration: CR S1860; text: CR S1860)
- **Mar 27, 2014:** Motion to proceed to consideration of measure made in Senate. (consideration: CR S1781-1784, S1793, S1799-1800, S1800, S1803-1809)
- **Mar 27, 2014:** Cloture on the motion to proceed to the measure invoked in Senate by Yea-Nay Vote. 65 - 34. Record Vote Number: 90. (consideration: CR S1799-1800; text: CR S1799)
- **Mar 26, 2014:** Motion to proceed to consideration of measure made in Senate. (consideration: CR S1741-1744; S1761-1770, S1770-1771)
- **Mar 26, 2014:** Cloture motion on the motion to proceed to the measure presented in Senate. (consideration: CR S1770-1771; text: CR S1770-1771)
- **Mar 25, 2014:** Motion to proceed to consideration of measure made in Senate. (consideration: CR S1720)
- **Mar 24, 2014:** Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 333.

**Mar 13, 2014:** Read the first time. Placed on Senate Legislative Calendar under Read the First Time.

- **Mar 12, 2014:** Received in the Senate.
- **Mar 11, 2014:** Mr. Brady (TX) moved to suspend the rules and pass the bill, as amended. (consideration: CR H2278)
- **Mar 11, 2014:** Considered under suspension of the rules. (consideration: CR H2278-2280)
- **Mar 11, 2014:** DEBATE - The House proceeded with forty minutes of debate on H.R. 3979.
- **Mar 11, 2014:** At the conclusion of debate, the Yeas and Nays were demanded and ordered. Pursuant to the provisions of clause 8, rule XX, the Chair announced that further proceedings on the motion would be postponed.
- **Mar 11, 2014:** Considered as unfinished business. (consideration: CR H2285-2286)
- **Mar 11, 2014:** Passed/agreed to in House: On motion to suspend the rules and pass the bill, as amended Agreed to by the Yeas and Nays: (2/3 required): 410 - 0 (Roll no. 116).(text: CR H2278)
- **Mar 11, 2014:** On motion to suspend the rules and pass the bill, as amended Agreed to by the Yeas and Nays: (2/3 required): 410 - 0 (Roll no. 116). (text: CR H2278)
- **Feb 25, 2014:** Reported (Amended) by the Committee on Ways and Means. H. Rept. 113-360.
- **Feb 25, 2014:** Placed on the Union Calendar, Calendar No. 268.
- **Feb 4, 2014:** Committee Consideration and Mark-up Session Held.
- **Feb 4, 2014:** Ordered to be Reported in the Nature of a Substitute (Amended) by the Yeas and Nays: 37 - 0.
- **Jan 31, 2014:** Introduced in House
- **Jan 31, 2014:** Referred to the House Committee on Ways and Means.