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Subtitle D--Detainee Matters

SEC. 1031. AFFIRMATION OF AUTHORITY OF THE ARMED FORCES OF THE UNITED STATES TO DETAIN COVERED PERSONS PURSUANT TO THE AUTHORIZATION FOR USE OF MILITARY FORCE.

(a) In General- Congress affirms that the authority of the President to use all necessary and appropriate force pursuant to the Authorization for Use of Military Force (Public Law 107-40) includes the authority for the Armed Forces of the United States to detain covered persons (as defined in subsection (b)) pending disposition under the law of war.

(b) Covered Persons- A covered person under this section is any person as follows:
(1) A person who planned, authorized, committed, or aided the terrorist attacks that occurred on September 11, 2001, or harbored those responsible for those attacks.
(2) A person who was a part of or substantially supported al-Qaeda, the Taliban, or associated forces that are engaged in hostilities against the United States or its coalition partners, including any person who has committed a belligerent act or has directly supported such hostilities in aid of such enemy forces.

(b) Disposition Under Law of War- The disposition of a person under the law of war as described in subsection (a) may include the following:
(1) Detention under the law of war without trial until the end of the hostilities authorized by the Authorization for Use of Military Force.
(2) Trial under chapter 47A of title 10, United States Code (as amended by the Military Commissions Act of 2009 (title XVIII of Public Law 111-84)).
(3) Transfer for trial by an alternative court or competent tribunal having lawful jurisdiction.
(4) Transfer to the custody or control of the person's country of origin, any other foreign country, or any other foreign entity.

(d) Construction- Nothing in this section is intended to limit or expand the authority of the President or the scope of the Authorization for Use of Military Force.
(e) Authorities- Nothing in this section shall be construed to affect existing law or authorities, relating to the detention of United States citizens, lawful resident aliens of the United States or any other persons who are captured or arrested in the United States.

(f) Requirement for Briefings of Congress- The Secretary of Defense shall regularly brief Congress regarding the application of the authority described in this section, including the organizations, entities, and individuals considered to be "covered persons" for purposes of subsection (b)(2).

SEC. 1032. REQUIREMENT FOR MILITARY CUSTODY.

(a) Custody Pending Disposition Under Law of War-

(1) IN GENERAL- Except as provided in paragraph (4), the Armed Forces of the United States shall hold a person described in paragraph (2) who is captured in the course of hostilities authorized by the Authorization for Use of Military Force (Public Law 107-40) in military custody pending disposition under the law of war.

(2) COVERED PERSONS- The requirement in paragraph (1) shall apply to any person whose detention is authorized under section 1031 who is determined—

(A) to be a member of, or part of, al-Qaeda or an associated force that acts in coordination with or pursuant to the direction of al-Qaeda; and

(B) to have participated in the course of planning or carrying out an attack or attempted attack against the United States or its coalition partners.

(3) DISPOSITION UNDER LAW OF WAR- For purposes of this subsection, the disposition of a person under the law of war has the meaning given in section 1031(c), except that no transfer otherwise described in paragraph (4) of that section shall be made unless consistent with the requirements of section 1033.

(4) WAIVER FOR NATIONAL SECURITY- The Secretary of Defense may, in consultation with the Secretary of State and the Director of National Intelligence, waive the requirement of paragraph (1) if the Secretary submits to Congress a certification in writing that such a waiver is in the national security interests of the United States.

(b) Applicability to United States Citizens and Lawful Resident Aliens-

(1) UNITED STATES CITIZENS- The requirement to detain a person in military custody under this section does not extend to citizens of the United States.

(2) LAWFUL RESIDENT ALIENS- The requirement to detain a person in military custody under this section does not extend to a lawful resident alien of the United States on the basis of conduct taking place within the United States, except to the extent permitted by the Constitution of the United States.

(c) Implementation Procedures-

(1) IN GENERAL- Not later than 60 days after the date of the enactment of this Act, the President shall issue, and submit to Congress, procedures for implementing this section.

(2) ELEMENTS- The procedures for implementing this section shall include, but not be limited to, procedures as follows:

(A) Procedures designating the persons authorized to make determinations under subsection (a)(2) and the process by which such determinations are to be made.
(B) Procedures providing that the requirement for military custody under subsection (a)(1) does not require the interruption of ongoing surveillance or intelligence gathering with regard to persons not already in the custody or control of the United States.

(C) Procedures providing that a determination under subsection (a)(2) is not required to be implemented until after the conclusion of an interrogation session which is ongoing at the time the determination is made and does not require the interruption of any such ongoing session.

(D) Procedures providing that the requirement for military custody under subsection (a)(1) does not apply when intelligence, law enforcement, or other government officials of the United States are granted access to an individual who remains in the custody of a third country.

(E) Procedures providing that a certification of national security interests under subsection (a)(4) may be granted for the purpose of transferring a covered person from a third country if such a transfer is in the interest of the United States and could not otherwise be accomplished.

(d) Effective Date- This section shall take effect on the date that is 60 days after the date of the enactment of this Act, and shall apply with respect to persons described in subsection (a)(2) who are taken into the custody or brought under the control of the United States on or after that effective date.

SEC. 1033. REQUIREMENTS FOR CERTIFICATIONS RELATING TO THE TRANSFER OF DETAINEE S AT UNITED STATES NAVAL STATION, GUANTANAMO BAY, CUBA, TO FOREIGN COUNTRIES AND OTHER FOREIGN ENTITIES.

(a) Certification Required Prior to Transfer-

(1) IN GENERAL- Except as provided in paragraph (2) and subsection (d), the Secretary of Defense may not use any amounts authorized to be appropriated or otherwise available to the Department of Defense for fiscal year 2012 to transfer any individual detained at Guantanamo to the custody or control of the individual's country of origin, any other foreign country, or any other foreign entity unless the Secretary submits to Congress the certification described in subsection (b) not later than 30 days before the transfer of the individual.

(2) EXCEPTION- Paragraph (1) shall not apply to any action taken by the Secretary to effectuate—

(A) an order affecting the disposition of the individual that is issued by a court or competent tribunal of the United States having lawful jurisdiction (which the Secretary shall notify Congress of promptly after issuance); or

(B) a pre-trial agreement entered in a military commission case prior to the date of the enactment of this Act.

(b) Certification- A certification described in this subsection is a written certification made by the Secretary of Defense, with the concurrence of the Secretary of State and in consultation with the Director of National Intelligence, that the government of the foreign country or the recognized leadership of the foreign entity to which the individual detained at Guantanamo is to be transferred—

(1) is not a designated state sponsor of terrorism or a designated foreign terrorist organization;

(2) maintains control over each detention facility in which the individual is to be detained if the individual is to be housed in a detention facility;
(3) is not, as of the date of the certification, facing a threat that is likely to substantially affect its ability to exercise control over the individual;
(4) has taken or agreed to take effective actions to ensure that the individual cannot take action to threaten the United States, its citizens, or its allies in the future;
(5) has taken or agreed to take such actions as the Secretary of Defense determines are necessary to ensure that the individual cannot engage or reengage in any terrorist activity; and
(6) has agreed to share with the United States any information that--
   (A) is related to the individual or any associates of the individual; and
   (B) could affect the security of the United States, its citizens, or its allies.

(c) Prohibition in Cases of Prior Confirmed Recidivism-

(1) PROHIBITION- Except as provided in paragraph (2) and subsection (d), the Secretary of Defense may not use any amounts authorized to be appropriated or otherwise made available to the Department of Defense to transfer any individual detained at Guantanamo to the custody or control of the individual's country of origin, any other foreign country, or any other foreign entity if there is a confirmed case of any individual who was detained at United States Naval Station, Guantanamo Bay, Cuba, at any time after September 11, 2001, who was transferred to such foreign country or entity and subsequently engaged in any terrorist activity.

(2) EXCEPTION- Paragraph (1) shall not apply to any action taken by the Secretary to transfer any individual detained at Guantanamo to effectuate--
   (A) an order affecting the disposition of the individual that is issued by a court or competent tribunal of the United States having lawful jurisdiction (which the Secretary shall notify Congress of promptly after issuance); or
   (B) a pre-trial agreement entered in a military commission case prior to the date of the enactment of this Act.

(d) National Security Waiver-

(1) IN GENERAL- The Secretary of Defense may waive the applicability to a detainee transfer of a certification requirement specified in paragraph (4) or (5) of subsection (b) or the prohibition in subsection (c) if the Secretary, with the concurrence of the Secretary of State and in consultation with the Director of National Intelligence, determines that--

   (A) alternative actions will be taken to address the underlying purpose of the requirement or requirements to be waived;
   (B) in the case of a waiver of paragraph (4) or (5) of subsection (b), it is not possible to certify that the risks addressed in the paragraph to be waived have been completely eliminated, but the actions to be taken under subparagraph (A) will substantially mitigate such risks with regard to the individual to be transferred;
   (C) in the case of a waiver of subsection (c), the Secretary has considered any confirmed case in which an individual who was transferred to the country subsequently engaged in terrorist activity, and the actions to be taken under subparagraph (A) will substantially mitigate the risk of recidivism with regard to the individual to be transferred; and
   (D) the transfer is in the national security interests of the United States.

(2) REPORTS- Whenever the Secretary makes a determination under paragraph (1), the Secretary shall submit to the appropriate committees of Congress, not later than 30 days before the transfer of the individual concerned, the following:

   (A) A copy of the determination and the waiver concerned.
   (B) A statement of the basis for the determination, including--
(i) an explanation why the transfer is in the national security interests of the United States; and
(ii) in the case of a waiver of paragraph (4) or (5) of subsection (b), an explanation why it is not possible to certify that the risks addressed in the paragraph to be waived have been completely eliminated.

(C) A summary of the alternative actions to be taken to address the underlying purpose of, and to mitigate the risks addressed in, the paragraph or subsection to be waived.

(e) Definitions- In this section:

(1) The term `appropriate committees of Congress' means--
(A) the Committee on Armed Services, the Committee on Appropriations, and the Select Committee on Intelligence of the Senate; and
(B) the Committee on Armed Services, the Committee on Appropriations, and the Permanent Select Committee on Intelligence of the House of Representatives.

(2) The term `individual detained at Guantanamo’ means any individual located at United States Naval Station, Guantanamo Bay, Cuba, as of October 1, 2009, who--
(A) is not a citizen of the United States or a member of the Armed Forces of the United States; and
(B) is--
(i) in the custody or under the control of the Department of Defense; or
(ii) otherwise under detention at United States Naval Station, Guantanamo Bay, Cuba.

(3) The term `foreign terrorist organization' means any organization so designated by the Secretary of State under section 219 of the Immigration and Nationality Act (8 U.S.C. 1189).


SEC. 1034. PROHIBITION ON USE OF FUNDS TO CONSTRUCT OR MODIFY FACILITIES IN THE UNITED STATES TO HOUSE DETAINES TRANSFERRED FROM UNITED STATES NAVAL STATION, GUANTANAMO BAY, CUBA.

(a) In General- No amounts authorized to be appropriated or otherwise made available to the Department of Defense for fiscal year 2012 may be used to construct or modify any facility in the United States, its territories, or possessions to house any individual detained at Guantanamo for the purposes of detention or imprisonment in the custody or under the control of the Department of Defense unless authorized by Congress.

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

(c) Individual Detained at Guantanamo Defined- In this section, the term `individual detained at Guantanamo' has the meaning given that term in section 1033(e)(2).

(d) Repeal of Superseded Authority- Section 1034 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383; 124 Stat. 4353) is amended by striking subsections (a), (b), and (c).

SEC. 1035. PROCEDURES FOR PERIODIC DETENTION REVIEW OF INDIVIDUALS DETAINED AT UNITED STATES NAVAL STATION, GUANTANAMO BAY, CUBA.

(a) Procedures Required- Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the appropriate committees of Congress a report setting forth procedures for implementing the periodic review process required by Executive Order No. 13567 for individuals detained at United States Naval Station, Guantanamo Bay, Cuba, pursuant to the Authorization for Use of Military Force (Public Law 107-40).

(b) Covered Matters- The procedures submitted under subsection (a) shall, at a minimum--
(1) clarify that the purpose of the periodic review process is not to determine the legality of
any detainee's law of war detention, but to make discretionary determinations whether or not
a detainee represents a continuing threat to the security of the United States;
(2) clarify that the Secretary of Defense is responsible for any final decision to release or
transfer an individual detained in military custody at United States Naval Station,
Guantanamo Bay, Cuba, pursuant to the Executive Order referred to in subsection (a), and
that in making such a final decision, the Secretary shall consider the recommendation of a
periodic review board or review committee established pursuant to such Executive Order, but
shall not be bound by any such recommendation; and
(3) ensure that appropriate consideration is given to factors addressing the need for
continued detention of the detainee, including--
(A) the likelihood the detainee will resume terrorist activity if transferred or released;
(B) the likelihood the detainee will reestablish ties with al-Qaeda, the Taliban, or
associated forces that are engaged in hostilities against the United States or its
coalition partners if transferred or released;
(C) the likelihood of family, tribal, or government rehabilitation or support for the
detainee if transferred or released;
(D) the likelihood the detainee may be subject to trial by military commission; and
(E) any law enforcement interest in the detainee.
(c) Appropriate Committees of Congress Defined- In this section, the term `appropriate committees of
Congress' means--
(1) the Committee on Armed Services and the Select Committee on Intelligence of the
Senate; and
(2) the Committee on Armed Services and the Permanent Select Committee on Intelligence of
the House of Representatives.

SEC. 1036. PROCEDURES FOR STATUS DETERMINATIONS.

(a) In General- Not later than 90 days after the date of the enactment of this Act, the Secretary
of Defense shall submit to the appropriate committees of Congress a report setting forth
the procedures for determining the status of persons detained pursuant to the
Authorization for Use of Military Force (Public Law 107-40) for purposes of section 1031.

(b) Elements of Procedures- The procedures required by this section shall provide for the
following in the case of any unprivileged enemy belligerent who will be held in long-term
detention under the law of war pursuant to the Authorization for Use of Military Force:

(1) A military judge shall preside at proceedings for the determination of status of an
unprivileged enemy belligerent.

(2) An unprivileged enemy belligerent may, at the election of the belligerent, be
represented by military counsel at proceedings for the determination of status of
the belligerent.

(c) Report on Modification of Procedures- The Secretary of Defense shall submit to the
appropriate committees of Congress a report on any modification of the procedures
submitted under this section. The report on any such modification shall be so submitted
not later than 60 days before the date on which such modification goes into effect.

(d) Appropriate Committees of Congress Defined- In this section, the term `appropriate
committees of Congress' means--

(1) the Committee on Armed Services and the Select Committee on Intelligence of the
Senate; and
(2) the Committee on Armed Services and the Permanent Select Committee on
Intelligence of the House of Representatives.
SEC. 1037. CLARIFICATION OF RIGHT TO PLEAD GUILTY IN TRIAL OF CAPITAL OFFENSE BY MILITARY COMMISSION.

(a) Clarification of Right-Section 949m(b)(2) of title 10, United States Code, is amended--

(1) in subparagraph (C), by inserting before the semicolon the following: `, or a guilty plea was accepted and not withdrawn prior to announcement of the sentence in accordance with section 949i(b) of this title'; and

(2) in subparagraph (D), by inserting `on the sentence' after `vote was taken'.

(b) Pre-trial Agreements-Section 949i of such title is amended by adding at the end the following new subsection:

`(c) Pre-trial Agreements-(1) A plea of guilty made by the accused that is accepted by a military judge under subsection (b) and not withdrawn prior to announcement of the sentence may form the basis for an agreement reducing the maximum sentence approved by the convening authority, including the reduction of a sentence of death to a lesser punishment, or that the case will be referred to a military commission under this chapter without seeking the penalty of death. Such an agreement may provide for terms and conditions in addition to a guilty plea by the accused in order to be effective.

(2) A plea agreement under this subsection may not provide for a sentence of death imposed by a military judge alone. A sentence of death may only be imposed by the unanimous vote of all members of a military commission concurring in the sentence of death as provided in section 949m(b)(2)(D) of this title.'.

Subtitle E--Miscellaneous Authorities and Limitations

SEC. 1041. MANAGEMENT OF DEPARTMENT OF DEFENSE INSTALLATIONS.

(a) Secretary of Defense Authority-Chapter 159 of title 10, United States Code, is amended by inserting after section 2671 the following new section:

`Sec. 2672. Protection of property

(a) In General- The Secretary of Defense shall protect the buildings, grounds, and property that are under the jurisdiction, custody, or control of the Department of Defense and the persons on that property.

(b) Officers and Agents-

(1) DESIGNATION- (A) The Secretary may designate military or civilian personnel of the Department of Defense as officers and agents to perform the functions of the Secretary under subsection (a), including, with regard to civilian officers and agents, duty in areas outside the property specified in that subsection to the extent necessary to protect that property and persons on that property.

(B) A designation under subparagraph (A) may be made by individual, by position, by installation, or by such other category of personnel as the Secretary determines appropriate.

(C) In making a designation under subparagraph (A) with respect to any category of personnel, the Secretary shall specify each of the following:

(i) The personnel or positions to be included in the category.

(ii) Which authorities provided for in paragraph (2) may be exercised by personnel in that category.

(iii) In the case of civilian personnel in that category--

(I) which authorities provided for in paragraph (2), if any, are authorized to be exercised outside the property specified in subsection (a); and

(II) with respect to the exercise of any such authorities outside the property specified in subsection (a), the circumstances under which coordination with law enforcement officials outside of the Department of Defense should be sought in advance.
(D) The Secretary may make a designation under subparagraph (A) only if the Secretary determines, with respect to the category of personnel to be covered by that designation, that--

(i) the exercise of each specific authority provided for in paragraph (2) to be delegated to that category of personnel is necessary for the performance of the duties of the personnel in that category and such duties cannot be performed as effectively without such authorities; and

(ii) the necessary and proper training for the authorities to be exercised is available to the personnel in that category.

(2) POWERS- Subject to subsection (h) and to the extent specifically authorized by the Secretary, while engaged in the performance of official duties pursuant to this section, an officer or agent designated under this subsection may--

(A) enforce Federal laws and regulations for the protection of persons and property;

(B) carry firearms;

(C) make arrests--

(i) without a warrant for any offense against the United States committed in the presence of the officer or agent; or

(ii) for any felony cognizable under the laws of the United States if the officer or agent has reasonable grounds to believe that the person to be arrested has committed or is committing a felony;

(D) serve warrants and subpoenas issued under the authority of the United States; and

(E) conduct investigations, on and off the property in question, of offenses that may have been committed against property under the jurisdiction, custody, or control of the Department of Defense or persons on such property.

(c) Regulations-

(1) IN GENERAL- The Secretary may prescribe regulations, including traffic regulations, necessary for the protection and administration of property under the jurisdiction, custody, or control of the Department of Defense and persons on that property. The regulations may include reasonable penalties, within the limits prescribed in paragraph (2), for violations of the regulations. The regulations shall be posted and remain posted in a conspicuous place on the property to which they apply.

(2) PENALTIES- A person violating a regulation prescribed under this subsection shall be fined under title 18, imprisoned for not more than 30 days, or both.

(d) Limitation on Delegation of Authority- The authority of the Secretary of Defense under subsections (b) and (c) may be exercised only by the Secretary or Deputy Secretary of Defense.

(e) Disposition of Persons Arrested- A person who is arrested pursuant to authority exercised under subsection (b) may not be held in a military confinement facility, other than in the case of a person who is subject to chapter 47 of this title (the Uniform Code of Military Justice).

(f) Facilities and Services of Other Agencies- In implementing this section, when the Secretary determines it to be economical and in the public interest, the Secretary may utilize the facilities and services of Federal, State, tribal, and local law enforcement agencies, with the consent of those agencies, and may reimburse those agencies for the use of their facilities and services.

(g) Authority Outside Federal Property- For the protection of property under the jurisdiction, custody, or control of the Department of Defense and persons on that property, the Secretary may enter into agreements with Federal agencies and with State, tribal, and local governments to obtain authority for civilian officers and agents designated under this section to enforce Federal laws and State, tribal, and local laws concurrently with other Federal law enforcement officers and with State, tribal, and local law enforcement officers.

(h) Attorney General Approval- The powers granted pursuant to subsection (b)(2) to officers and agents designated under subsection (b)(1) shall be exercised in accordance with guidelines approved by the Attorney General.

(i) Limitation on Statutory Construction- Nothing in this section shall be construed--

(1) to preclude or limit the authority of any Federal law enforcement agency;
(2) to restrict the authority of the Secretary of Homeland Security or of the Administrator of General Services to promulgate regulations affecting property under the custody and control of that Secretary or the Administrator, respectively;
(3) to expand or limit section 21 of the Internal Security Act of 1950 (50 U.S.C. 797);
(4) to affect chapter 47 of this title; or
(5) to restrict any other authority of the Secretary of Defense or the Secretary of a military department.

(b) Clerical Amendment- The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 2671 the following new item:
   2672. Protection of property.

SEC. 1042. AMENDMENTS RELATING TO THE MILITARY COMMISSIONS ACT OF 2009.

(a) Reference to How Charges Are Made- Section 949a(b)(2)(C) of title 10, United States Code, is amended by striking `preferred' in clauses (i) and (ii) and inserting `sworn'.

(b) Judges of United States Court of Military Commission Review- Section 949b(b) of such title is amended--
   (1) in paragraph (1)(A), by striking `a military appellate judge or other duly appointed judge under this chapter on' and inserting `a judge on';
   (2) in paragraph (2), by striking `a military appellate judge on' and inserting `a judge on'; and
   (3) in paragraph (3)(B), by striking `an appellate military judge or a duly appointed appellate judge on' and inserting `a judge on'.

(c) Panels of United States Court of Military Commission Review- Section 950f(a) of such title is amended by striking `appellate military judges' in the second sentence and inserting `judges on the Court'.

(d) Review of Final Judgments by United States Court of Appeals for the D.C. Circuit-
   (1) CLARIFICATION OF MATTER SUBJECT TO REVIEW- Subsection (a) of section 950g of such title is amended by inserting `as affirmed or set aside as incorrect in law by' after `where applicable'.
   (2) CLARIFICATION ON TIME FOR SEEKING REVIEW- Subsection (c) of such section is amended--
      (A) in the matter preceding paragraph (1), by striking `by the accused' and all that follows through `which--' and inserting `in the Court of Appeals--';
      (B) in paragraph (1)--
         (i) by inserting `not later than 20 days after the date on which' after `(1)'; and
         (ii) by striking `on the accused or on defense counsel' and inserting `on the parties'; and
      (C) in paragraph (2)--
         (i) by inserting `if' after `(2)'; and
         (ii) by inserting before the period the following: `, not later than 20 days after the date on which such notice is submitted'.

SEC. 1043. DEPARTMENT OF DEFENSE AUTHORITY TO CARRY OUT PERSONNEL RECOVERY REINTEGRATION AND POST-ISOLATION SUPPORT ACTIVITIES.

(a) In General- Chapter 53 of title 10, United States Code, is amended by inserting after section 1056 the following new section:

Sec. 1056a. Reintegration of recovered Department of Defense personnel; post-isolation support activities for other recovered personnel

(a) Reintegration and Support Authorized- The Secretary of Defense may carry out the following:
   (1) Reintegration activities for recovered persons who are Department of Defense personnel.
(2) Post-isolation support activities for or on behalf of other recovered persons who are officers or employees of the United States Government, military or civilian officers or employees of an allied or coalition partner of the United States, or other United States or foreign nationals.

(b) Activities Authorized- (1) The activities authorized by subsection (a) for or on behalf of a recovered person may include the following:

(A) The provision of food, clothing, necessary medical support, and essential sundry items for the recovered person.

(B) In accordance with regulations prescribed by the Secretary of Defense, travel and transportation allowances for not more than three family members, or other designated individuals, determined by the commander or head of a military medical treatment facility to be beneficial for the reintegration of the recovered person and whose presence may contribute to improving the physical and mental health of the recovered person.

(C) Transportation or reimbursement for transportation in connection with the attendance of the recovered person at events or functions determined by the commander or head of a military medical treatment facility to contribute to the physical and mental health of the recovered person.

(2) Medical support may be provided under paragraph (1)(A) to a recovered person who is not a member of the armed forces for not more than 20 days.

(c) Definitions- In this section:

(1) The term "post-isolation support", in the case of a recovered person, means--

(A) the debriefing of the recovered person following a separation as described in paragraph (2);

(B) activities to promote or support the physical and mental health of the recovered person following such a separation; and

(C) other activities to facilitate return of the recovered person to military or civilian life as expeditiously as possible following such a separation.

(2) The term "recovered person" means an individual who is returned alive from separation (whether as an individual or a group) while participating in or in association with a United States-sponsored military activity or mission in which the individual was detained in isolation or held in captivity by a hostile entity.

(3) The term "reintegration", in the case of a recovered person, means--

(A) the debriefing of the recovered person following a separation as described in paragraph (2);

(B) activities to promote or support for the physical and mental health of the recovered person following such a separation; and

(C) other activities to facilitate return of the recovered person to military duty or employment with the Department of Defense as expeditiously as possible following such a separation.'.

(b) Clerical Amendment- The table of sections at the beginning of chapter 53 of such title is amended by inserting after the item relating to section 1056 the following new item:

'1056a. Reintegration of recovered Department of Defense personnel; post-isolation support activities for other recovered personnel.'.

SEC. 1044. TREATMENT UNDER FREEDOM OF INFORMATION ACT OF CERTAIN SENSITIVE NATIONAL SECURITY INFORMATION.

(a) Critical Infrastructure Security Information-

(1) IN GENERAL- The Secretary of Defense may exempt certain Department of Defense information from disclosure under section 552 of title 5, United States Code, upon a written determination that--

(A) the information is Department of Defense critical infrastructure security information; and
the public interest in the disclosure of such information does not outweigh the
Government's interest in withholding such information from the public.

(2) INFORMATION PROVIDED TO STATE OR LOCAL FIRST RESPONDERS- Critical
infrastructure security information covered by a written determination under this subsection
that is provided to a State or local government to assist first responders in the event that
emergency assistance should be required shall be deemed to remain under the control of the
Department of Defense.

(b) Military Flight Operations Quality Assurance System- The Secretary of Defense may exempt
information contained in any data file of the Military Flight Operations Quality Assurance system of a
military department from disclosure under section 552 of title 5, United States Code, upon a written
determination that the disclosure of such information in the aggregate (and when combined with
other information already in the public domain) would reveal sensitive information regarding the
tactics, techniques, procedures, processes, or operational and maintenance capabilities of military
combat aircraft, units, or aircrews. Information covered by a written determination under this
subsection shall be exempt from disclosure under such section 552 even when such information is
contained in a data file that is not exempt in its entirety from such disclosure.

(c) Delegation- The Secretary of Defense may delegate the authority to make a determination
under subsection (a) or (b) to any civilian official in the Department of Defense or a military
department who is appointed by the President, by and with the advice and consent of the
Senate.

(d) Transparency- Each determination of the Secretary, or the Secretary's designee, under
subsection (a) or (b) shall be made in writing and accompanied by a statement of the basis for the
determination. All such determinations and statements of basis shall be available to the public, upon
request, through the office of the Assistant Secretary of Defense for Public Affairs.

(d) Definitions- In this section:

(1) The term `Department of Defense critical infrastructure security information' means
sensitive but unclassified information that, if disclosed, would reveal vulnerabilities in
Department of Defense critical infrastructure that, if exploited, would likely result in the
significant disruption, destruction, or damage of or to Department of Defense operations,
property, or facilities, including information regarding the securing and safeguarding of
explosives, hazardous chemicals, or pipelines, related to critical infrastructure or protected
systems owned or operated by or on behalf of the Department of Defense, including
vulnerability assessments prepared by or on behalf of the Department, explosives safety
information (including storage and handling), and other site-specific information on or relating
to installation security.

(2) The term `data file' means a file of the Military Flight Operations Quality Assurance system
that contains information acquired or generated by the Military Flight Operations Quality
Assurance system, including the following:

(A) Any data base containing raw Military Flight Operations Quality Assurance data.

(B) Any analysis or report generated by the Military Flight Operations Quality
Assurance system or which is derived from Military Flight Operations Quality
Assurance data.

SEC. 1045. CLARIFICATION OF AIRLIFT SERVICE DEFINITIONS RELATING TO THE CIVIL RESERVE
AIR FLEET.

(a) Clarification- Section 41106 of title 49, United States Code, is amended--

(1) by striking `transport category aircraft' in subsections (a)(1), (b), and (c) and inserting
`CRAF-eligible aircraft'; and

(2) in subsection (c), by striking `that has aircraft in the civil reserve air fleet' and inserting
`referred to in subsection (a)'.
(b) CRAF-eligible Aircraft Defined- Such section is further amended by adding at the end the following new subsection:

'(e) CRAF-eligible Aircraft Defined- In this section, the term `CRAF-eligible aircraft' means aircraft of a type the Secretary of Defense has determined to be eligible to participate in the Civil Reserve Air Fleet.'.

SEC. 1046. AUTHORITY FOR ASSIGNMENT OF CIVILIAN EMPLOYEES OF THE DEPARTMENT OF DEFENSE AS ADVISORS TO FOREIGN MINISTRIES OF DEFENSE AND INTERNATIONAL PEACE AND SECURITY ORGANIZATIONS.

(a) Authority- The Secretary of Defense may, with the concurrence of the Secretary of State, carry out a program to assign civilian employees of the Department of Defense as advisors to the ministries of defense (or security agencies serving a similar defense function) of foreign countries and international peace and security organizations in order to--

(1) provide institutional, ministerial-level advice, and other training to personnel of the ministry or organization to which assigned in support of stabilization or post-conflict activities; or
(2) assist such ministry or organization in building core institutional capacity, competencies, and capabilities to manage defense-related processes.

(b) Termination of Authority-

(1) IN GENERAL- The authority of the Secretary of Defense to assign civilian employees under the program under subsection (a) terminates at the close of September 30, 2014.

(2) CONTINUATION OF ASSIGNMENTS- Any assignment of a civilian employee under subsection (a) before the date specified in paragraph (1) may continue after that date, but only using funds available for fiscal year 2012, 2013, or 2014.

(d) Annual Report- Not later than December 30 each year through 2014, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on activities under the program under subsection (a) during the preceding fiscal year. Each report shall include, for the fiscal year covered by such report, the following:

(1) A list of the defense ministries and international peace and security organizations to which civilian employees were assigned under the program.
(2) A statement of the number of such employees so assigned.
(3) A statement of the duration of the various assignments of such employees.
(4) A brief description of the activities carried out such by such employees pursuant to such assignments.
(5) A statement of the cost of each such assignment.

(d) Comptroller General Report- Not later than December 30, 2013, the Comptroller General of the United States shall submit to the committees of Congress specified in subsection (c) a report setting forth an assessment of the effectiveness of the advisory services provided by civilian employees assigned under the program under subsection (a) as of the date of the report in meeting the purposes of the program.

SEC. 1047. NET ASSESSMENT OF NUCLEAR FORCE LEVELS REQUIRED WITH RESPECT TO CERTAIN PROPOSALS TO REDUCE THE NUCLEAR WEAPONS STOCKPILE OF THE UNITED STATES.

(a) In General- If, on or after the date of the enactment of this Act, the President makes a proposal described in subsection (b), the President shall--

(1) conduct a net assessment of the current and proposed nuclear forces of the United States and of other countries that possess nuclear weapons to determine whether the nuclear forces of the United States are anticipated to be capable of meeting the objectives of the United States with respect to nuclear deterrence, extended deterrence, assurance of allies, and defense; and
(2) as soon as practicable after the date on which the President makes such a proposal, submit that assessment to the congressional defense committees.

(b) Proposal Described-

(1) IN GENERAL- A proposal described in this subsection is a proposal--

(A) to reduce the number of deployed nuclear weapons of the United States to a level that is lower than the level described in the Treaty between the United States of America and the Russian Federation on Measures for the Further Reduction and Limitation of Strategic Offensive Arms, signed at Prague April 8, 2010; or

(B) except as provided in paragraph (2), to reduce, in a calendar year before 2022, the number of non-deployed nuclear weapons held by the United States as a hedge.

(2) EXCEPTION FOR ROUTINE STOCKPILE STEWARDSHIP ACTIVITIES- The requirement to conduct the net assessment under subsection (a) does not apply with respect to a proposal described in paragraph (1)(B) to reduce the number of non-deployed nuclear weapons held by the United States if that reduction is associated with routine stockpile stewardship activities.

(3) HEDGE DEFINED- For purposes of paragraph (1)(B), the term `hedge' means the retention of non-deployed nuclear weapons in both the active and inactive nuclear weapons stockpiles to respond to a technical failure in the stockpile or a change in the geopolitical environment.

SEC. 1048. FISCAL YEAR 2012 ADMINISTRATION AND REPORT ON THE TROOPS-TO-TEACHERS PROGRAM.

(a) Fiscal Year 2012 Administration- Notwithstanding section 2302(c) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6672(c)), the Secretary of Defense may administer the Troops-to-Teachers Program during fiscal year 2012. Amounts authorized to be appropriated for the Department of Defense by this Act shall be available to the Secretary of Defense for that purpose.

(b) Report- Not later than April 1, 2012, the Secretary of Defense and the Secretary of Education shall jointly submit to the appropriate committees of Congress a report on the Troops-to-Teachers Program. The report shall include the following:

(1) A summary of the funding of the Troops-to-Teachers Program since its inception and projected funding of the program during the period covered by the future-years defense program submitted to Congress during 2011.

(2) The number of past participants in the Troops-to-Teachers Program by year, the number of past participants who have fulfilled, and have not fulfilled, their service obligation under the program, and the number of waivers of such obligations (and the reasons for such waivers).

(3) A discussion and assessment of the current and anticipated effects of recent economic circumstances in the United States, and cuts nationwide in State and local budgets, on the ability of participants in the Troops-to-Teachers Program to obtain teaching positions.

(4) A discussion of the youth education goals in the Troops-to-Teachers Program and the record of the program to date in producing teachers in high-need and other eligible schools.

(5) An assessment of the extent to which the Troops-to-Teachers Program achieves its purpose as a military transition assistance program and, in particular, as transition assistance program for members of the Armed Forces who are nearing retirement or who are voluntarily or involuntarily separating from military service.

(6) An assessment of the performance of the Troops-to-Teachers Program in providing qualified teachers to high-need public schools, and reasons for expanding the program to additional school districts.

(7) A discussion and assessment of the advisability of the administration of the Troops-to-Teachers Program by the Department of Education in consultation with the Department of Defense.

(c) Definitions- In this section:

(1) APPROPRIATE COMMITTEES OF CONGRESS- The term `appropriate committees of Congress' means--
(A) the Committees on Armed Services and Health, Education, Labor, and Pensions of the Senate; and
(B) the Committees on Armed Services and Education and Labor of the House of Representatives.

(2) TROOPS-TO-TEACHERS PROGRAM- The term `Troops-to-Teachers Program' means the Troops-to-Teachers Program authorized by chapter A of subpart 1 of part C of title II of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6671 et seq.).

SEC. 1049. EXPANSION OF OPERATION HERO MILES.

(a) Expanded Definition of Travel Benefit- Subsection (b) of section 2613 of title 10, United States Code, is amended to read as follows:

`(b) Travel Benefit Defined- In this section, the term `travel benefit' means--

`(1) frequent traveler miles, credits for tickets, or tickets for air or surface transportation issued by an air carrier or a surface carrier, respectively, that serves the public; and

`(2) points or awards for free or reduced-cost accommodations issued by an inn, hotel, or other commercial establishment that provides lodging to transient guests.'.

(b) Condition on Authority To Accept Donation- Subsection (c) of such section is amended--

(1) by striking `the air or surface carrier' and inserting `the business entity referred to in subsection (b)';

(2) by striking `the surface carrier' and inserting `the business entity'; and

(3) by striking `the carrier' and inserting `the business entity'.

(c) Administration- Subsection (e)(3) of such section is amended by striking `the air carrier or surface carrier' and inserting `the business entity referred to in subsection (b)'.

(d) Stylistic Amendments-

(1) SECTION HEADING- The heading of such section is amended to read as follows:

`Sec. 2613. Acceptance of frequent traveler miles, credits, points, and tickets: use to facilitate rest and recuperation travel of deployed members and their families'.

(2) TABLE OF SECTIONS- The table of sections at the beginning of chapter 155 of such title is amended by striking the item relating to section 2613 and inserting the following new item:

`2613. Acceptance of frequent traveler miles, credits, points, and tickets: use to facilitate rest and recuperation travel of deployed members and their families.'.

Subtitle F--Repeal and Modification of Reporting Requirements

PART I--REPEAL OF REPORTING REQUIREMENTS

SEC. 1061. REPEAL OF REPORTING REQUIREMENTS UNDER TITLE 10, UNITED STATES CODE.

Title 10, United States Code, is amended as follows:

(1) Section 127a(a) is amended--

(A) by striking paragraph (3); and

(B) by redesignating paragraph (4) as paragraph (3).

(2) Section 184 is amended by striking subsection (h).

(3) (A) Section 427 is repealed.

(B) The table of sections at the beginning of subchapter I of chapter 21 is amended by striking the item relating to section 427.

(4) Section 437 is amended by striking subsection (c).

(5) (A) Section 483 is repealed.

(B) The table of sections at the beginning of chapter 23 is amended by striking the item relating to section 483.
(6)(A) Section 484 is repealed.
(B) The table of sections at the beginning of chapter 23 is amended by striking the item relating to section 484.

(7)(A) Section 485 is repealed.
(B) The table of sections at the beginning of chapter 23 is amended by striking the item relating to section 485.

(8)(A) Section 486 is repealed.
(B) The table of sections at the beginning of chapter 23 is amended by striking the item relating to section 486.

(9)(A) Section 487 is repealed.
(B) The table of sections at the beginning of chapter 23 is amended by striking the item relating to section 487.

(10) Section 983(e)(1) is amended--
(A) by striking the comma after 'Secretary of Education' and inserting 'and'; and
(B) by striking ', and to Congress'.

(11) Section 1781b is amended by striking subsection (d).

(12) Section 2010 is amended--
(A) by striking subsection (b); and
(B) by redesignating subsections (c), (d), and (e) as subsections (b), (c), and (d), respectively.

(13) Section 2244a(c) is amended by striking the second sentence.

(14)(A) Section 2282 is repealed.
(B) The table of sections at the beginning of chapter 136 is amended by striking the item relating to section 2282.

(15) Section 2350a(g) is amended by striking paragraph (3).

(16) Section 2410m is amended by striking subsection (c).

(17) Section 2485(a) is amended--
(A) by striking `(1)'; and
(B) by striking paragraph (2).

(18) Section 2493 is amended by striking subsection (g).

(19) Section 2515 is amended by striking subsection (d).

(20)(A) Section 2582 is repealed.
(B) the table of sections at the beginning of chapter 153 is amended by striking the item relating to section 2582.

(21) Section 2583 is amended--
(A) by striking subsection (f); and
(B) by redesignating subsection (g) as subsection (f).

(22) Section 2688 is amended--
(A) in subsection (a)--
(i) by striking `(1)' before 'The Secretary of a military department'; and
(ii) by striking paragraphs (2) and (3);
(B) in subsection (d)(2), by striking the second sentence;
(C) by striking subsection (f); and
(D) in subsection (h), by striking the last sentence.

(23)(A) Section 2706 is repealed.
(B) The table of sections at the beginning of chapter 160 is amended by striking the item relating to section 2706.

(24)(A) Section 2815 is repealed.
(B) The table of sections at the beginning of subchapter I of chapter 169 is amended by striking the item relating to section 2815.

(25) Section 2825(c)(1) is amended--
(A) by inserting 'and' at the end of subparagraph (A);
(B) by striking the semicolon at the end of subparagraph (B) and inserting a period; and
(C) by striking subparagraphs (C) and (D).

(26) Section 2826 is amended--
(A) by striking `(a) Local Comparability- '; and
(B) by striking subsection (b).

(27) Section 2827 is amended--
(A) by striking `(a) Subject to subsection (b), the Secretary' and inserting `The Secretary'; and
(B) by striking subsection (b).

(28) Section 2836 is amended--
(A) in subsection (b)--
(i) by striking `(1)' before `The Secretary of a military department'; and
(ii) by striking paragraph (2);
(B) by striking subsection (f); and
(C) by redesignating subsection (g) as subsection (f).

(29) Section 2837(c) is amended--
(A) by striking `(1)' after `Opportunities- '; and
(B) by striking paragraph (2).

(30) Section 2854a is amended by striking subsection (c).

(31) Section 2861 is amended by striking subsection (d).

(32)(A) Section 7296 is repealed.

(B) The table of sections at the beginning of chapter 633 is amended by striking the item relating to section 7296.

(33)(A) Section 10504 is repealed.

(B) The table of sections at the beginning of chapter 1011 is amended by striking the item relating to section 10504.

(34) Section 12302(b) is amended by striking the last sentence.

(35)(A) Section 16137 is repealed.

(B) The table of sections at the beginning of chapter 1606 is amended by striking the item relating to section 16137.

SEC. 1062. REPEAL OF REPORTING REQUIREMENTS UNDER ANNUAL DEFENSE AUTHORIZATION ACTS.

(a) Fiscal Year 2010- The National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84) is amended as follows:

(1) Section 219 (123 Stat. 2228) is amended by striking subsection (c).

(2) Section 1113(e)(1) (123 Stat. 2502) is amended by striking `, which information shall be' and all that follows through `semiannual basis'.

(3) Section 1245 (123 Stat. 2542) is repealed.


(c) Fiscal Year 2008- The National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181) is amended as follows:

(1) Section 885 (10 U.S.C. 2304 note) is amended--

(A) in subsection (a), by striking the last sentence of paragraph (2); and

(B) in subsection (b), by striking `the date of the enactment of this Act' both places it appears and inserting `January 28, 2008'.

(2) Section 2864 (10 U.S.C. 2911 note) is repealed.

(d) Fiscal Year 2007- The John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364) is amended as follows:

(1) Section 347 (10 U.S.C. 221 note) is repealed.

(2) Section 731 (10 U.S.C. 1095c note) is amended--

(A) by striking subsection (d); and

(B) by redesignating subsection (e) as subsection (d).
(3) Section 732 (10 U.S.C. 1073 note) is amended by striking subsection (d).
(4) Section 1231 (22 U.S.C. 2776a) is repealed.
(5) Section 1402 (10 U.S.C. 113 note) is repealed.

(e) Fiscal Year 2006- Section 716 of the National Defense Authorization Act for Fiscal Year 2006 (10 U.S.C. 1073 note) is amended--
(1) by striking subsection (b); and
(2) by redesignating subsection (c) as subsection (b).

(1) Section 731 (10 U.S.C. 1074 note) is amended by striking subsection (c).
(2) Section 1041 (10 U.S.C. 229 note) is repealed.

(g) Fiscal Year 2004- The National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136) is amended as follows:
(1) Section 586 (117 Stat. 1493) is repealed.
(2) Section 812 (117 Stat. 1542) is amended by striking subsection (c).
(3) Section 1601(d) (10 U.S.C. 2358 note) is amended--
   (A) by striking paragraph (5); and
   (B) by redesigning paragraphs (6) and (7) as paragraphs (5) and (6), respectively.


(i) Fiscal Year 2002- Section 232 of the National Defense Authorization Act for Fiscal Year 2002 (10 U.S.C. 2431 note) is amended by striking subsections (c) and (d).

(j) Fiscal Year 2001- The Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106-398) is amended as follows:
(1) Section 374 (10 U.S.C. 2851 note) is repealed.
(2) Section 1212 (114 Stat. 1654A-326) is amended by striking subsections (c) and (d).
(3) Section 1213 (114 Stat. 1654A-327) is repealed.

(k) Fiscal Year 2000- The National Defense Authorization Act for Fiscal Year 2000 (Public Law 106-65) is amended as follows:
(1) Section 723 (10 U.S.C. 1071 note) is amended--
   (A) in subsection (d)--
      (i) by striking paragraph (5); and
      (ii) by redesigning paragraphs (6) and (7) as paragraphs (5) and (6), respectively; and
   (B) by striking subsection (e).
(2) Section 1025 (10 U.S.C. 113 note) is repealed.


(m) Fiscal Year 1998- The National Defense Authorization Act for Fiscal Year 1998 (Public Law 105-85) is amended as follows:
(1) Section 234 (50 U.S.C. 2367) is repealed.
(2) Section 349 (10 U.S.C. 2702 note) is amended by striking subsection (e).
(3) Section 743 (111 Stat. 1817) is amended by striking subsection (f).

(n) Fiscal Year 1997- Section 218 of the National Defense Authorization Act for Fiscal Year 1997 (Public Law 104-201; 110 Stat. 2455) is repealed.


(1) by striking subsection (l); and
(2) by redesignating subsection (m) as subsection (1).
SEC. 1063. REPEAL OF REPORTING REQUIREMENTS UNDER OTHER LAWS.

(a) Title 37- Section 402a of title 37, United States Code, is amended--
   (1) by striking subsection (f); and
   (2) by redesigning subsections (g) and (h) as subsections (f) and (g), respectively.
(b) Title 38- Section 3020 of title 38, United States Code, is amended--
   (1) by striking subsection (I); and
   (2) by redesigning subsection (m) as subsection (1).
(c) National and Community Service Act of 1990- Section 172 of the National and Community Service Act of 1990 (42 U.S.C. 12632) is amended by striking subsection (c).

PART II--MODIFICATION OF EXISTING REPORTING REQUIREMENTS

SEC. 1066. MODIFICATION OF REPORTING REQUIREMENTS UNDER TITLE 10, UNITED STATES CODE.

Title 10, United States Code, is amended as follows:
(1) Section 113(j) is amended--
   (A) in paragraph (1)--
      (i) by striking subparagraphs (A) and (C); and
      (ii) by redesignating subparagraph (B) as subparagraph (A); and
      (iii) by inserting after subparagraph (A), as redesignated by clause (ii), the following new subparagraph (B):
         `(B) The amount of direct and indirect support for the stationing of United States forces provided by each host nation.';
   (B) by striking paragraph (2); and
   (C) by redesigning paragraph (3) as paragraph (2).
(2)(A) Section 115b is amended--
   (i) in subsection (a)--
      (I) in the subsection caption, by striking `Annual'and inserting `Biennial'; and
      (II) by striking `on an annual basis' and inserting `in every even-numbered year'; and
   (ii) in subsection (b)(1)(A), by striking `during the seven-year period following the year in which the plan is submitted' and inserting `during the five-year period corresponding to the current future-years defense plan under section 221 of this title'.
   (B)(i) The heading of such section is amended to read as follows:
      `Sec. 115b. Biennial strategic workforce plan'.
   (ii) The table of sections at the beginning of chapter 2 is amended by striking the item relating to section 115b and inserting the following new item:
      `115b. Biennial strategic workforce plan.'.
(3) Section 116 is amended--
   (A) by redesignating subsection (b) as subsection (c); and
   (B) by inserting after subsection (a) the following new subsection (b):
      `(b) The Secretary may submit the report required by subsection (a) by including the materials required in the report as an exhibit to the defense authorization request submitted pursuant to section 113a of this title in the fiscal year concerned.'.
(4) Section 127b(f) is amended by striking `December 1' and inserting `February 1'.
(5) Section 138c(e)(4) is amended--
   (A) by striking `Not later than 10 days' and all that follows through `title 31,' and inserting `Not later than March 31 in any year,'; and
   (B) by striking `that fiscal year' and inserting `the fiscal year beginning in the year in which such report is submitted'.

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(6)(A) Section 228 is amended—
(i) in subsection (a)—
(I) by striking `Quarterly Report-' and inserting `Biannual Report- '; and
(II) by striking `a quarterly report' and inserting `a biannual report'; and
(III) by striking `fiscal-year quarter' and inserting `two fiscal-year quarters'; and
(ii) in subsection (c)—
(I) by striking `(1)';
(II) by striking `a quarter of a fiscal year after the first quarter of that fiscal year' and inserting `the second two fiscal-year quarters of a fiscal year';
(III) by striking `the first quarter of that fiscal year' and inserting `the first two fiscal-year quarters of that fiscal year'; and
(IV) by striking paragraph (2).
(B)(i) The heading of such section is amended to read as follows:

`Sec. 228. Biannual reports on allocation of funds within operation and maintenance budget subactivities'.

(ii) The table of sections at the beginning of chapter 9 is amended by striking the item relating to section 228 and inserting the following new item:
`228. Biannual reports on allocation of funds within operation and maintenance budget subactivities.'.

(7) Subsection (f) of section 408 is amended to read as follows:
`(f) Congressional Oversight- Whenever the Secretary of Defense provides assistance to a foreign nation under this section, the Secretary shall submit to the congressional defense committees a report on the assistance provided. Each such report shall identify the nation to which the assistance was provided and include a description of the type and amount of the assistance provided.'.

(8)(A) Section 488--
(i) in subsection (a), by striking `Every other year' and inserting `Every fourth year';
(ii) in subsection (b), by striking `an even-numbered fiscal year' and inserting `every other even-numbered fiscal year beginning with fiscal year 2012'; and
(iii) by adding at the end the following new subsection:
`(c) Biennial Notice on Changes to Strategic Plan- If the Secretary modifies a strategic plan under subsection (a) during the two-year period beginning on the date of its submittal to Congress under subsection (b), the Secretary shall submit to Congress a written notice on the modifications at the end of such two-year period.'.
(B)(i) The heading of such section is amended to read as follows:

`Sec. 488. Management of electromagnetic spectrum: quadrennial strategic plan'.

(ii) The table of sections at the beginning of chapter 23 is amended by striking the item relating to section 488 and inserting the following new item:
`488. Management of electromagnetic spectrum: quadrennial strategic plan.'.

(9) Section 490(b)(1) is amended by inserting `through 2014' after `every even-numbered year'.

(10) Section 2401(h) is amended--
(A) by striking `only if--' and all that follows through `of the proposed' and inserting `only if the Secretary has notified the congressional defense committees of the proposed';
(B) by striking paragraph (2);
(C) by redesignating subparagraphs (A), (B), and (C) as paragraphs (1), (2), and (3), respectively, and realigning those paragraphs so as to be indented two ems from the left margin; and
(D) by striking `; and' at the end of paragraph (3), as so redesignated, and inserting a period.
(11) Section 2482(d)(1) is amended by inserting ‘in the United States’ after ‘commissary store’.
(12) Section 2608(e)(1) is amended--
   (A) by striking ‘each quarter’ and inserting ‘the second quarter and the fourth quarter’; and
   (B) by striking ‘the preceding quarter’ and inserting ‘the preceding two quarters’.
(13) Section 2645(d) is amended by striking ‘$1,000,000’ and inserting ‘$10,000,000’.
(14) Section 2803(b) is amended by striking ‘21-day period’ and inserting ‘seven-day period’.
(15) Section 2811(d) is amended by striking ‘$7,500,000’ and inserting ‘$10,000,000’.
(16) Section 9514(c) is amended by striking ‘$1,000,000’ and inserting ‘$10,000,000’.
(17) Section 10541(a) is amended by striking ‘February 15’ and inserting ‘April 15’.
(18) Section 10543(c)(3) is amended by striking ‘15 days’ and inserting ‘90 days’.

SEC. 1067. MODIFICATION OF REPORTING REQUIREMENTS UNDER OTHER TITLES OF THE UNITED STATES CODE.

(a) Title 32- Section 908(a) of title 32, United States Code, is amended by striking ‘After the end of each fiscal year,’ and inserting ‘After the end of any fiscal year during which any assistance was provided or activities were carried out under this chapter’.
(b) Title 37- Section 316a(f) of title 37, United States Code, is amended by striking ‘January 1, 2010’ and inserting ‘April 1, 2012’.

SEC. 1068. MODIFICATION OF REPORTING REQUIREMENTS UNDER ANNUAL DEFENSE AUTHORIZATION ACTS.

(a) Fiscal Year 2010- Section 121(e) of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84; 123 Stat. 2212) is amended by striking paragraph (5).
(b) Fiscal Year 2008- The National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181) is amended as follows:
   (1) Section 958 (122 Stat. 297) is amended--
      (A) in subsection (a), by striking ‘240 days after the date of the enactment of this Act’ and inserting ‘June 30, 2012’; and
      (B) in subsection (d), by striking ‘December 31, 2013’ and inserting ‘June 30, 2014’.
   (2) Section 1107 (10 U.S.C. 2358 note) is amended--
      (A) in subsection (d)--
         (i) by striking ‘beginning with March 1, 2008,’; and
         (ii) by inserting ‘a report containing’ after ‘to Congress’; and
      (B) in subsection (e)--
         (i) in paragraph (1), by striking ‘Not later than’ and all that follows through ‘the information’ and inserting ‘The Secretary shall include in each report under subsection (d) the information’; and
         (ii) in paragraph (2), by striking ‘under this subsection’ and inserting ‘under subsection (d)’.
   (3) Section 1674(c) (122 Stat. 483) is amended--
      (A) by striking ‘After submission’ and all the follows through ‘that patients,’ and inserting ‘Patients,’; and
      (B) by striking ‘have not been moved or disestablished until’ and inserting ‘may not be moved or disestablished until the Secretary of Defense has certified to the congressional defense committees that’.
(c) Fiscal Year 2007- Subsection (a) of section 1104 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (10 U.S.C. note prec. 711) is amended to read as follows:
   ‘(a) Reports on Details and Fellowships of Long Duration- Whenever a member of the Armed Forces or a civilian employee of the Department of Defense serves continuously in the Legislative Branch for more than 12 consecutive months in one or a combination of covered legislative details or
fellowships, the Secretary of Defense shall submit to the congressional defense committees, within 90 days, and quarterly thereafter for as long as the service continues, a report on the service of the member or employee.

(d) Fiscal Year 2001- Section 1308(c) of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (22 U.S.C. 5959(c)) is amended--
(1) by striking paragraph (7); and
(2) by redesigning paragraph (8) as paragraph (7).

(e) Fiscal Year 2000- The National Defense Authorization Act for Fiscal Year 2000 (Public Law 106-65) is amended as follows:
(1) Section 1202(b)(11) (10 U.S.C. 113 note) is amended by adding at the end the following new subparagraph:
`G The Secretary's certification whether or not any military-to-military exchange or contact was conducted during the period covered by the report in violation of section 1201(a).'.
(2) Section 1201 (10 U.S.C. 168 note) is amended by striking subsection (d).

SEC. 1069. MODIFICATION OF REPORTING REQUIREMENTS UNDER OTHER LAWS.

(a) Small Business Act- Section 9 of the Small Business Act (15 U.S.C. 638) is amended--
(1) in subsection (b)(7), by inserting `and including an accounting of funds, initiatives, and outcomes under the Commercialization Pilot Program' after `and (o)(15),'; and
(2) in subsection (y), by striking paragraph (5).

(b) Uniformed and Overseas Citizens Absentee Voting Act- Section 105A(b) The Uniformed and Overseas Citizens Absentee Voting Act (42 U.S.C. 1973ff-4a(b)) is amended--
(1) in the subsection heading, by striking `Annual Report' and inserting `Biennial Report';
(2) in the matter preceding paragraph (1)--
(A) by striking `March 31 of each year' and inserting `September 30 of each odd-numbered year'; and
(B) by striking `the following information' and inserting `the following information with respect to the Federal election held during the preceding calendar year'; and
(3) in paragraph (3), by striking `In the case of' and all that follows through `a description' and inserting `A description'.

(c) Implementing Recommendations of the 9/11 Commission Act of 2007- Section 1821(b)(2) of the Implementing Recommendations of the 9/11 Commission Act of 2007 (50 U.S.C. 2911(b)(2)) is amended in the first sentence by striking `of each year' and inserting `of each even-numbered year'.

Subtitle G--Other Study and Report Matters

SEC. 1071. MODIFICATION OF DATES OF COMPTROLLER GENERAL OF THE UNITED STATES REVIEW OF EXECUTIVE AGREEMENT ON JOINT MEDICAL FACILITY DEMONSTRATION PROJECT, NORTH CHICAGO AND GREAT LAKES, ILLINOIS.

Section 1701(e)(1) of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84; 123 Stat. 2568) is amended by striking `and annually thereafter' and inserting `not later than two years after the execution of the executive agreement, and not later than September 30, 2015'.

SEC. 1072. REPORT ON PLAN TO IMPLEMENT ORGANIZATIONAL GOALS RECOMMENDED IN THE NATIONAL SECURITY STRATEGY-2010.

(a) Findings- Congress makes the following findings:
(1) An urgent need exists to transform the United States national security system in order to employ all elements of national power effectively and efficiently to meet the challenges of the 21st century security environment.
(2) The Quadrennial Defense Review Independent Panel emphasized this need in its July 2010 report, writing that `the Panel notes with extreme concern that our current Federal Government structures--both executive and legislative, and in particular those related to security--were fashioned in the 1940s and, at best, they work imperfectly today. . . A new approach is needed'.

(3) The National Security Strategy-May 2010 calls for such a transformation of the United States national security system through its identification of organizational changes already underway, its recommendation of additional organizational changes to be undertaken, and its commitment to strengthening national capacity through a whole-of-government approach.

(4) The realization of these organizational goals can best be assured by the preparation of a report by the President on progress being made on organizational changes already underway and on an implementation plan for the organizational changes newly recommended in the National Security Strategy.

(b) Plan To Implement Recommendations Required-

(1) IN GENERAL- Not later than 180 days after the date of the enactment of this Act, the President shall submit to the appropriate committees of Congress a report setting forth a plan to implement the organizational goals recommended in the National Security Strategy-May 2010.

(2) ELEMENTS- The report required under this subsection shall include the following:

(A) A progress report identifying each organizational change identified by the National Security Strategy as already underway, including for each such change the following:

(i) The goal such organizational change seeks to achieve.
(ii) The actions required of the Executive Branch to achieve such goal.
(iii) The actions required of Congress to achieve such goal.
(iv) The preferred sequencing of the executive and legislative actions specified under clauses (ii) and (iii).
(v) The preferred timetable for such executive and legislative actions and for achievement of such goal.
(vi) The progress that has already been achieved toward such goal, and the obstacles that have been encountered.

(B) An implementation plan addressing each organizational change newly recommended by the National Security Strategy, including for each such change the following:

(i) The goal such organizational change seeks to achieve.
(ii) The actions required of the Executive Branch to achieve such goal.
(iii) The actions required of Congress to achieve such goal.
(iv) The preferred sequencing of the executive and legislative actions specified under clauses (ii) and (iii).
(v) The preferred timetable for such executive and legislative actions and for achievement of such goal.

(c) Annual Update- Not later than December 1 in each year following the year in which the report required by subsection (b) is submitted, the President shall submit to the appropriate committees of Congress an update of the report setting forth a description of the following:

(1) The progress made in achieving each organizational goal covered by the report required by subsection (b).
(2) The modifications necessary to the plan required by subsection (b) in light of the experience of the Executive Branch in implementing the plan.

(d) Appropriate Committees of Congress Defined- In this section, the term `appropriate committees of Congress' means--

(1) the Committee on Armed Services, Committee on Foreign Relations, Committee on Homeland Security and Government Affairs, Committee on the Budget, Committee on the Judiciary, Committee on Appropriations, and Select Committee on Intelligence of the Senate; and
(2) the Committee on Armed Services, Committee on Foreign Affairs, Committee on Homeland Security, Committee on the Budget, Committee on the Judiciary, Committee on Oversight and Government Reform, Committee on Appropriations, and Permanent Select Committee on Intelligence of the House of Representatives.

SEC. 1073. BIENNIAL ASSESSMENT OF AND REPORT ON DELIVERY PLATFORMS FOR NUCLEAR WEAPONS AND THE NUCLEAR COMMAND AND CONTROL SYSTEM.

(a) In General- The Secretary of Defense shall, in each odd-numbered year beginning with calendar year 2013, conduct an assessment of the safety, security, reliability, sustainability, performance, and military effectiveness of each type of platform for the delivery of nuclear weapons and of the nuclear command and control system of the United States.

(b) Report Required- Not later than March 1 of each odd-numbered year beginning with calendar year 2013, the Secretary of Defense shall submit to the congressional defense committees a report on the assessment conducted under subsection (a) that includes the following:

1. The results of the assessment.
2. An identification and assessment of any gaps or shortfalls in the capabilities of the platforms or the system described in subsection (a).
3. An identification and assessment of any risks with respect to whether any of those platforms or that system will meet the mission or capability requirements of those platforms or that system, as the case may be.
4. Recommendations of the Secretary of Defense with respect to measures to mitigate any gaps or shortfalls identified under paragraph (2) and any risks identified under paragraph (3).

(c) Consultations- The Secretary of Defense shall consult with the Commander of the United States Strategic Command in conducting assessments under subsection (a) and preparing reports under subsection (b).

SEC. 1074. ANNUAL REPORT ON THE NUCLEAR WEAPONS STOCKPILE OF THE UNITED STATES.

(a) Findings- Congress makes the following findings:

1. In response to a question for the record from a March 29, 2011, hearing of the Committee on Armed Services of the Senate, General C. Robert Kehler stated, `The stockpile under New START is appropriately sized to meet our deterrence requirements and manage risk associated with our aging systems and infrastructure. A recapitalized nuclear infrastructure could also support potential reductions in the future non-deployed stockpile.'.

2. In response to an additional question for the record from that hearing, General Kehler stated, `Completion of critical stockpile sustainment activities and restoration of [the National Nuclear Security Administration's] production infrastructure could enable future reductions in the quantity of non-deployed warheads currently held to mitigate weapon and infrastructure risk.'.

(b) Sense of Congress- It is the sense of Congress that--

1. sustained investments in the nuclear weapons stockpile and the nuclear security complex are needed to ensure a reliable nuclear deterrent; and
2. such investments could enable additional future reductions in the hedge stockpile.

(c) Report Required- Not later than March 1, 2012, and annually thereafter, the Secretary of Defense shall submit to the congressional defense committees a report on the nuclear weapons stockpile of the United States that includes the following:

1. An accounting of the weapons in the stockpile as of the end of the fiscal year preceding the submission of the report that includes deployed and non-deployed weapons, including each category of non-deployed weapon.
2. The planned force levels for each category of nuclear weapon over the course of the future-years defense program submitted to Congress under section 221 of title 10, United States Code, for the fiscal year following the fiscal year in which the report is submitted.
SEC. 1075. NUCLEAR EMPLOYMENT STRATEGY OF THE UNITED STATES.

(a) Sense of Congress- It is the sense of Congress that any future modification to the nuclear employment strategy of the United States should maintain or enhance the ability of the nuclear forces of the United States to support the goals of the United States with respect to nuclear deterrence, extended deterrence, and assurances for allies, and the defense of the United States.
(b) Reports on Modification of Strategy-
   (1) IN GENERAL- Chapter 23 title 10, United States Code, is amended by adding at the end the following new section:

`Sec. 491. Nuclear employment strategy of the United States: reports on modification of strategy

Not later than 30 days after the date on which the President issues a nuclear employment strategy of the United States that differs from the nuclear employment strategy of the United States then in force, the President shall submit to Congress a report setting forth the following:
   `(1) A description of the modifications to nuclear employment strategy of the United States made by the strategy so issued.
   `(2) An assessment of effects of such modification for the nuclear posture of the United States.'.

(2) CLERICAL AMENDMENT- The table of sections at the beginning of chapter 23 of such title is amended by adding at the end the following new item:
   `491. Nuclear employment strategy of the United States: reports on modification of strategy.'.

SEC. 1076. STUDY ON THE RECRUITMENT, RETENTION, AND DEVELOPMENT OF CYBERSPACE EXPERTS.

(a) Study- The Secretary of Defense shall conduct an independent study examining the availability of military and civilian personnel for Department of Defense defensive and offensive cyberspace operations, identifying any gaps in meeting personnel needs, and recommending available mechanisms to fill such gaps, including permanent and temporary positions.
(b) Report-
   (1) IN GENERAL- Not later than one year after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report containing the results of the study conducted under subsection (a).
   (2) MATTERS TO BE COVERED- The report required under paragraph (1) shall include the following elements:
      (A) A statement of capabilities and number of cyberspace operations personnel required to meet the defensive and offensive cyberspace operation requirements of the Department of Defense.
      (B) An assessment of the sufficiency of the numbers and types of personnel available for cyberspace operations, including an assessment of the balance of military personnel, Department of Defense civilian employees, and contractor positions, and the availability of personnel with expertise in matters related to cyberspace operations from outside of the Department of Defense.
      (C) A description of the obstacles to adequate recruitment and retention of such personnel.
      (D) An exploration of the various recruiting, training, and affiliation mechanisms, such as the reserve components, including the individual ready reserves, the civilian expeditionary workforce, corporate and university partnerships, the Reserve Officers' Training Corps, and civilian auxiliaries to address challenges to recruitment, retention, and training.
      (E) A description of incentives that enable and encourage individuals with cyber skills from outside the Department of Defense to affiliate with the Armed Forces and civilian employees of the Department of Defense through other types of service agreements,
as well as obstacles that discourage cyberspace experts and the Department of Defense from implementing new organizational constructs.

(F) Identification of legal, policy, or administrative impediments to attracting and retaining cyberspace operations personnel.

(G) Recommendations for legislative or policy changes necessary to increase the availability of cyberspace operations personnel.

(3) SUBMISSION OF COMMENTS- The Secretary of Defense shall include with the report submitted under paragraph (1) comments on the findings and recommendations contained in the report, including comments from the Secretaries of each of the military departments.

(c) Cyberspace Operations Personnel Defined- In this section, the term 'cyberspace operations personnel' refers to members of the Armed Forces and civilian employees of the Department of Defense involved with the operations and maintenance of a computer network connected to the global information grid, as well as offensive, defensive, and exploitation functions of such a network.

SEC. 1077. REPORTS ON RESOLUTION RESTRICTIONS ON THE COMMERCIAL SALE OR DISSEMINATION OF ELECTRO-OPTICAL IMAGERY COLLECTED BY SATELLITES.

(a) Secretary of Commerce Report-

(1) REPORT REQUIRED- Not later than April 15, 2012, the Secretary of Commerce shall submit to Congress a report setting forth the results of a comprehensive review of current restrictions on the resolution of electro-optical (EO) imagery collected from satellites that commercial companies may sell or disseminate. The report shall include such recommendations for legislative or administrative action as the Secretary considers appropriate in light of the results of the review.

(2) CONSIDERATIONS- In conducting the review required for purposes of the report under paragraph (1), the Secretary shall take into consideration the following:

(A) Increases in sales of commercial satellite imagery that would result from a relaxation of resolution restrictions, and the ensuing benefit to the United States Government, commerce, and academia from an expanding market in satellite imagery.

(B) Current and anticipated deployments of satellites built in foreign countries that can or will be able to collect imagery at a resolution greater than .5 meter resolution, and the sale or dissemination of such imagery.

(C) The lead-time involved in securing financing, designing, building, and launching the new satellite imagery collection capabilities that would be required to enable United States commercial satellite companies to match current and anticipated foreign satellite imagery collection capabilities.

(D) Inconsistencies between the current resolution restrictions on the sale or dissemination of imagery collected by United States commercial companies, the availability of higher resolution imagery from foreign sources, and the National Space Policy of the United States, released by the President on June 28, 2010.

(E) The lack of restrictions on the sale or dissemination of high-resolution imagery collected by aircraft.

(F) The utility that higher resolution imagery would bring to the United States Armed Forces, the production of military geo-spatial information, intelligence analysis, cooperation with allies, scientific research efforts, and domestic disaster monitoring and relief.

(b) Intelligence Assessment-

(1) ASSESSMENT REQUIRED- Not later than 15 days after the date of the enactment of this Act, the Director of National Intelligence and the Under Secretary of Defense for Intelligence shall jointly submit to the appropriate committees of Congress a report setting forth an assessment of the benefits and risks of relaxing current resolution restrictions on the electro-optical imagery from satellites that commercial United States companies may sell or
disseminate, together with recommendations for means of protecting national security related information in the event of the relaxation of such resolution restrictions.

(2) APPROPRIATE COMMITTEES OF CONGRESS DEFINED - In this subsection, the term ‘appropriate committees of Congress’ means—

(A) the Committee on Armed Services, the Committee on Appropriations, and the Select Committee on Intelligence of the Senate; and

(B) the Committee on Armed Services, the Committee on Appropriations, and the Permanent Select Committee on Intelligence of the House of Representatives.

SEC. 1078. REPORT ON INTEGRATION OF UNMANNED AERIAL SYSTEMS INTO THE NATIONAL AIRSPACE SYSTEM.

(a) Report Required - Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall, in consultation with the Administrator of the Federal Aviation Administration and on behalf of the UAS Executive Committee, submit to the appropriate committees of Congress a report setting forth the following:

(1) A description and assessment of the rate of progress in integrating unmanned aircraft systems into the national airspace system.

(2) An assessment of the potential for one or more pilot program or programs on such integration at certain test ranges to increase that rate of progress.

(b) Appropriate Committees of Congress Defined - In this section, the term ‘appropriate committees of Congress’ means—

(1) the Committee on Armed Services, the Committee on Commerce, Science, and Transportation, and the Committee on Appropriations of the Senate; and

(2) the Committee on Armed Services, the Committee on Transportation and Infrastructure, the Committee on Science, Space, and Technology, and the Committee on Appropriations of the House of Representatives.

SEC. 1079. STUDY ON UNITED STATES FORCE POSTURE IN EAST ASIA AND THE PACIFIC REGION.

(a) Independent Assessment -

(1) IN GENERAL - The Secretary of Defense, in consultation with the Chairmen and Ranking Members of the Committees on Armed Services of the Senate and the House of Representatives, shall commission an independent assessment of America’s security interests in East Asia and the Pacific region. The assessment shall be conducted by an independent, non-governmental institute which is described in section 501(c)(3) of the Internal Revenue Code of 1986 and exempt from tax under section 501(a) of such Code, and has recognized credentials and expertise in national security and military affairs with ready access to policy experts throughout the country and from the region.

(2) ELEMENTS - The assessment conducted pursuant to paragraph (1) shall include the following elements:

(A) A review of current and emerging United States national security interests in the East Asia and Pacific region.

(B) A review of current United States military force posture and deployment plans, with an emphasis on the current plans for United States force realignments in Okinawa and Guam.

(C) Options for the realignment of United States forces in the region to respond to new opportunities presented by allies and partners.

(D) The views of noted policy leaders and regional experts, including military commanders in the region.
(b) Report- Not later than 90 days after the date of the enactment of this Act, the designated private entity shall provide an unclassified report, with a classified annex, containing its findings to the Secretary of Defense. Not later than 90 days after the date of receipt of the report, the Secretary of Defense shall transmit the report to the congressional defense committees, together with such comments on the report as the Secretary considers appropriate.

(c) Authorization of Appropriations- Of the amounts authorized to be appropriated under section 301 for operation and maintenance for Defense-wide activities, up to $1,000,000, shall be made available for the completion of the study required under this section.

SEC. 1080. REPORT ON STATUS OF IMPLEMENTATION OF ACCEPTED RECOMMENDATIONS IN THE FINAL REPORT OF THE 2010 ARMY ACQUISITION REVIEW PANEL.

Not later than 1 October 2012, the Secretary of the Army shall submit to the congressional defense committees a report describing the plan and implementation status of the recommendations contained in the Final Report of the 2010 Army Acquisition Review panel (also known as the 'Decker-Wagner Report') that the Army agreed to implement.

SEC. 1080A. REPORT ON FEASIBILITY OF USING UNMANNED AERIAL SYSTEMS TO PERFORM AIRBORNE INSPECTION OF NAVIGATIONAL AIDS IN FOREIGN AIRSPACE.

Not later than 90 days after the date of the enactment of this Act, the Secretary of the Air Force shall submit to the congressional defense committees a report on the feasibility of using unmanned aerial systems to perform airborne flight inspection of electronic signals-in-space from ground-based navigational aids that support aircraft departure, en route, and arrival flight procedures in foreign airspace in support of United States military operations.

SEC. 1080B. COMPTROLLER GENERAL REVIEW OF MEDICAL RESEARCH AND DEVELOPMENT RELATING TO IMPROVED COMBAT CASUALTY CARE.

(a) Study Required- The Comptroller General of the United States shall conduct a review of Department of Defense programs and organizations related to, and resourcing of, medical research and development in support of improved combat casualty care designed to save lives on the battlefield.

(b) Report- Not later than January 1, 2013, the Comptroller General shall submit to the congressional defense committees a report on the review conducted under subsection (a), including the following elements:

1. A description of current medical combat casualty care research and development programs throughout the Department of Defense, including basic and applied medical research, technology development, and clinical research.

2. An identification of organizational elements within the Department that have responsibility for planning and oversight of combat casualty care research and development.

3. A description of the means by which the Department applies combat casualty care research findings, including development of new medical devices, to improve battlefield care.

4. An assessment of the adequacy of the coordination by the Department of planning for combat casualty care medical research and development and whether or not the Department has a coordinated combat casualty care research and development strategy.

5. An assessment of the adequacy of resources provided for combat casualty care research and development across the Department.

6. An assessment of the programmatic, organizational, and resource challenges and gaps faced by the Department in optimizing investments in combat casualty care medical research and development in order to save lives on the battlefield.

7. The extent to which the Department utilizes expertise from experts and entities outside the Department with expertise in combat casualty care medical research and development.
(8) An assessment of the challenges faced in rapidly applying research findings and technology developments to improved battlefield care.

(9) Recommendations regarding--
(A) the need for a coordinated combat casualty care medical research and development strategy;
(B) organizational obstacles or realignments to improve effectiveness of combat casualty care medical research and development; and
(C) adequacy of resource support.

SEC. 1080C. REPORTS TO CONGRESS ON THE MODIFICATION OF THE FORCE STRUCTURE FOR THE STRATEGIC NUCLEAR WEAPONS DELIVERY SYSTEMS OF THE UNITED STATES.

(a) Findings- Congress makes the following findings:
(1) Since the early 1960s, the United States has developed and maintained a triad of strategic nuclear weapons delivery systems.
(2) The triad includes sea-based, land-based, and air-based strategic nuclear weapons delivery systems.

(b) Report on Modification- Whenever after the date of the enactment of this Act the President proposes a modification of the force structure for the strategic nuclear weapons delivery systems of the United States, the President shall submit to Congress a report on the modification. The report shall include a description of the manner in which such modification will maintain for the United States a range of strategic nuclear weapons delivery systems appropriate for the current and anticipated threats faced by the United States when compared with the current force structure of strategic nuclear weapons delivery systems.

SEC. 1080D. COMPTROLLER GENERAL OF THE UNITED STATES REPORTS ON THE MAJOR AUTOMATED INFORMATION SYSTEM PROGRAMS OF THE DEPARTMENT OF DEFENSE.

(a) Assessment Reports Required-
(1) IN GENERAL- Not later than March 30 of each year from 2013 through 2018, the Comptroller General of the United States shall submit to the appropriate committees of Congress a report setting forth an assessment of the performance of the major automated information system programs of the Department of Defense.
(2) ELEMENTS- Each report under subsection (a) shall include the following:
(A) An assessment by the Comptroller General of the cost, schedule, and performance of a representative variety of major automated information system programs selected by the Comptroller General for purposes of such report.
(B) An assessment by the Comptroller General of the level of risk associated with the programs selected under subparagraph (A) for purposes of such report, and a description of the actions taken by the Department to manage or reduce such risk.
(C) An assessment by the Comptroller General of the extent to which the programs selected under subparagraph (A) for purposes of such report employ best practices for the acquisition of information technology systems, as identified by the Comptroller General, the Defense Science Board, and the Department.

(b) Preliminary Report-
(1) IN GENERAL- Not later than September 30, 2012, the Comptroller General shall submit to the appropriate committees of Congress a report setting forth the following:
(A) The metrics to be used by the Comptroller General for the reports submitted under subsection (a).
(B) A preliminary assessment on the matters set forth under subsection (a)(2).
(2) BRIEFINGS- In developing metrics for purposes of the report required by paragraph (1)(A), the Comptroller General shall provide the appropriate committees of Congress with periodic briefings on the development of such metrics.

(c) Definitions- In this section:
(1) The term `appropriate committees of Congress' means--
   (A) the Committee on Armed Services, the Committee on Homeland Security and
       Governmental Affairs, and the Committee on Appropriations of the Senate; and
   (B) the Committee on Armed Services, the Committee on Oversight and Government
       Reform, and the Committee on Appropriations of the House of Representatives.

(2) The term `major automated information system program' has the meaning given that term
    in section 2445a of title 10, United States Code.

SEC. 1080E. COMPTROLLER GENERAL REPORT ON DEPARTMENT OF DEFENSE SCIENCE AND
TECHNOLOGY PROGRAMS.

(a) Study- The Comptroller General of the United States shall conduct a study on unnecessary
    redundancies, inefficiencies, and gaps in Department of Defense 6.1-6.3 Science and
    Technology (S&T) programs. The study shall--
    (1) focus on S&T programs within the Army, Navy, and Air Force, as well as programs
        run by the Office of the Secretary of Defense;
    (2) describe options for consolidation and cost-savings, if any;
    (3) assess how the military departments and the Office of the Secretary of Defense are
        aligning their programs with the seven S&T strategic investment priorities identified by
        the Assistant Secretary of Defense for Research and Engineering: Data to Decisions,
        Engineered Resilient Systems, Cyber Science and Technology, Electronic
        Warfare/Electronic Protection, Counter Weapons of Mass Destruction, Autonomy, and
        Human Systems; and
    (4) assess how the military departments and the Office of the Secretary of Defense are
        coordinating efforts with respect to duplicative programs, if any.

(b) Report- Not later than January 1, 2013, the Comptroller General shall submit to the
    congressional defense committees a report on the findings of the study conducted under
    subsection (a).

SEC. 1080F. COMPTROLLER GENERAL REPORT ON SCIENCE, TECHNOLOGY, ENGINEERING, AND
MATH (STEM) INITIATIVES.

(a) Study- The Comptroller General of the United States shall conduct a study assessing Science,
    Technology, Engineering, and Math (STEM) initiatives of the Department of Defense. The study
    shall--
    (1) determine which programs are ineffective, and which are unnecessarily redundant within
        the Department of Defense;
    (2) describe options for consolidation and elimination of programs identified under paragraph
        (1); and
    (3) describe options for how the Department and other Federal departments and agencies
        can work together on similar initiatives without unnecessary duplication of funding.

(b) Report- Not later than January 1, 2013, the Comptroller General shall submit to the congressional
    defense committees a report on the findings of the study conducted under subsection (a).

SEC. 1080G. REPORT ON DEFENSE DEPARTMENT ANALYTIC CAPABILITIES REGARDING FOREIGN
BALLISTIC MISSILE THREATS.

(a) Report Required- Not later than 180 days after the date of enactment of this Act, the Secretary of
    Defense shall submit to the congressional defense committees a report on the analytic capabilities
    of the Department of Defense regarding threats from foreign ballistic missiles of all ranges.

(b) Elements- The report required by subsection (a) shall include the following:
(1) A description of the current capabilities of the Department of Defense to analyze threats from foreign ballistic missiles of all ranges, including the degree of coordination among the relevant analytic elements of the Department.

(2) A description of any current or foreseeable gaps in the analytic capabilities of the Department regarding threats from foreign ballistic missiles of all ranges.

(3) A plan to address any gaps identified pursuant to paragraph (2) during the 5-year period beginning on the date of the report.

(c) Form- The report required by subsection (a) shall be submitted in unclassified form, but may include a classified annex.

SEC. 1080H. REPORT ON APPROVAL AND IMPLEMENTATION OF AIR SEA BATTLE CONCEPT.

(a) Report Required- Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report on the approved Air Sea Battle Concept, as required by the 2010 Quadrennial Defense Review Report, and a plan for the implementation of the concept.

(b) Elements- The report required by subsection (a) shall include, at a minimum, the following:

(1) The approved Air Sea Battle Concept.

(2) An identification and assessment of risks related to gaps between Air Sea Battle Concept requirements and the current force structure and capabilities of the Department of Defense.

(3) The plan and assessment of the Department on the risks to implementation of the approved concept within the current force structure and capabilities.

(4) A description and assessment of how current research, development, and acquisition priorities in the program of record meet or fail to meet current and future requirements for implementation of the Air Sea Battle Concept.

(5) An identification, in order of priority, of the five most critical force structure or capabilities requiring increased or sustained investment for the implementation of the Air Sea Battle Concept.

(6) An identification, in order of priority, of how the Department will offset the increased costs for force structure and capabilities required by implementation of the Air Sea Battle Concept, including an explanation of what force structure, capabilities, and programs will be reduced and how potentially increased risks based on those reductions will be managed relative to other strategic requirements.

(7) A description and assessment of the estimated incremental increases in costs and savings from implementing the Air Sea Battle Concept, including the most significant reasons for those increased costs and savings.

(8) A description and assessment of the contributions required from allies and other international partners, including the identification and plans for management of related risks, in order to implement the Air Sea Battle Concept.

(9) Such other matters relating to the development and implementation of the Air Sea Battle Concept as the Secretary considers appropriate.

(c) Form- The report required by subsection (a) shall be submitted in both unclassified and classified form.

SEC. 1080I. REPORT ON EFFECTS OF CHANGING FLAG OFFICER POSITIONS WITHIN THE AIR FORCE MATERIAL COMMAND.

(a) Report Required- Not later than 60 days after the date of the enactment of this Act, the Secretary of the Air Force shall conduct an analysis and submit to the congressional defense committees a report on the effects of changing flag officer positions within the Air Force Materiel Command (AFMC), including consideration of the following issues:

(1) The effect on the weapons testing mission of AFMC.

(2) The potential for lack of oversight if flag positions are reduced or eliminated.
(3) The reduced experience level of general officers managing challenging weapons development programs under a new command structure.

(4) The additional duties of base management functions impacting the test wing commander’s ability to manage actual weapons testing under the new structure.

(b) Comptroller General Assessment- Not later than 60 days after the submittal of the report under subsection (a), the Comptroller General of the United States shall submit to Congress an assessment by the Comptroller General of the report, including a determination whether or not the report complies with applicable best practices.

Subtitle H--Other Matters

SEC. 1081. REDESIGNATION OF PSYCHOLOGICAL OPERATIONS AS MILITARY INFORMATION SUPPORT OPERATIONS IN TITLE 10, UNITED STATES CODE, TO CONFORM TO DEPARTMENT OF DEFENSE USAGE.

Title 10, United States Code, is amended as follows:

(1) In section 167(j), by striking paragraph (6) and inserting the following new paragraph:

“(6) Military information support operations.”.

(2) Section 2011(d)(1) is amended by striking ‘psychological operations’ and inserting ‘military information support operations’.

SEC. 1082. TERMINATION OF REQUIREMENT FOR APPOINTMENT OF CIVILIAN MEMBERS OF NATIONAL SECURITY EDUCATION BOARD BY AND WITH THE ADVICE AND CONSENT OF THE SENATE.

(a) Termination- Subsection (b)(7) of section 803 of the David L. Boren National Security Education Act of 1991 (50 U.S.C. 1903) is amended by striking ‘by and with the advice and consent of the Senate,’.

(b) Technical Amendment- Subsection (c) of such section is amended by striking ‘subsection (b)(6)’ and inserting ‘subsection (b)(7)’.

SEC. 1083. REDESIGNATION OF INDUSTRIAL COLLEGE OF THE ARMED FORCES AS THE DWIGHT D. EISENHOWER SCHOOL FOR NATIONAL SECURITY AND RESOURCE STRATEGY.

(a) Redesignation- The Industrial College of the Armed Forces is hereby renamed the ‘Dwight D. Eisenhower School for National Security and Resource Strategy’.

(b) Conforming Amendment- Paragraph (2) of section 2165(b) of title 10, United States Code, is amended to read as follows:

‘(2) The Dwight D. Eisenhower School for National Security and Resource Strategy.’.

(c) References- Any reference to the Industrial College of the Armed Forces in any law, regulation, map, document, record, or other paper of the United States shall be deemed to be a reference to the Dwight D. Eisenhower School for National Security and Resource Strategy.

SEC. 1084. DESIGNATION OF FISHER HOUSE FOR THE FAMILIES OF THE FALLEN AND MEDITATION PAVILION, DOVER AIR FORCE BASE, DELAWARE, AS A FISHER HOUSE.

The Fisher House for the Families of the Fallen and Meditation Pavilion at Dover Air Force Base, Delaware, is hereby designated as a Fisher House for purposes of section 2493 of title 10, United States Code.

SEC. 1085. SENSE OF SENATE ON APPLICATION OF MORATORIUM ON EARMARKS TO THIS ACT.
It is the sense of the Senate that the moratorium on congressionally-directed spending items in the Senate, and on congressional earmarks in the House of Representatives, should be fully enforced in this Act.

SEC. 1086. TECHNICAL AMENDMENT RELATING TO RESPONSIBILITIES OF DEPUTY ASSISTANT SECRETARY OF DEFENSE FOR MANUFACTURING AND INDUSTRIAL BASE POLICY.

Section 139e(b)(12) of title 10, United States Code, is amended by striking `titles I and II' and inserting `titles I and III'.

SEC. 1087. TECHNICAL AMENDMENT.

Section 382 of title 10, United States Code, is amended by striking `biological or chemical' each place it appears in subsections (a) and (b).

SEC. 1088. IMPROVING THE TRANSITION OF MEMBERS OF THE ARMED FORCES WITH EXPERIENCE IN THE OPERATION OF CERTAIN MOTOR VEHICLES INTO CAREERS OPERATING COMMERCIAL MOTOR VEHICLES IN THE PRIVATE SECTOR.

(a) Study-

(1) IN GENERAL- Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense and the Secretary of Transportation shall jointly conduct a study to identify the legislative and regulatory actions that can be taken for purposes as follows:

(A) To facilitate the obtaining of commercial driver's licenses (within the meaning of section 31302 of title 49, United States Code) by former members of the Armed Forces who operated qualifying motor vehicles as members of the Armed Forces.

(B) To improve the transition of members of the Armed Forces who operate qualifying motor vehicles as members of the Armed Forces into careers operating commercial motor vehicles (as defined in section 31301 of such title) in the private sector after separation from service in the Armed Forces.

(2) ELEMENTS- The study required by paragraph (1) shall include the following:

(A) Identification of any training, qualifications, or experiences of members of the Armed Forces described in paragraph (1)(B) that satisfy the minimum standards prescribed by the Secretary of Transportation for the operation of commercial motor vehicles under section 31305 of title 49, United States Code.

(B) Identification of the actions the Secretary of Defense can take to document the training, qualifications, and experiences of such members for the purposes described in paragraph (1).

(C) Identification of the actions the Secretary of Defense can take to modify the training and education programs of the Department of Defense for the purposes described in paragraph (1).

(D) An assessment of the feasibility and advisability of each of the legislative and regulatory actions identified under the study.

(E) Development of recommendations for legislative and regulatory actions to further the purposes described in paragraph (1).

(b) Implementation- Upon completion of the study required by subsection (a), the Secretary of Defense and the Secretary of Transportation shall carry out the actions identified under the study which the Secretaries--

(1) can carry out without legislative action; and

(2) jointly consider both feasible and advisable.

(c) Report-

(1) IN GENERAL- Upon completion of the study required by subsection (a)(1), the Secretary of Defense and the Secretary of Transportation shall jointly submit to Congress a report on the findings of the Secretaries with respect to the study.
(2) ELEMENTS—The report required by paragraph (1) shall include the following:

(A) A description of the legislative and regulatory actions identified under the study.
(B) A description of the actions described in subparagraph (A) that can be carried out by the Secretary of Defense and the Secretary of Transportation without any legislative action.
(C) A description of the feasibility and advisability of each of the legislative and regulatory actions identified by the study.
(D) The recommendations developed under subsection (a)(2)(E).

(d) Definitions—In this section:

(1) MOTOR VEHICLE—The term ‘motor vehicle’ means a vehicle, machine, tractor, trailer, or semitrailer propelled or drawn by mechanical power and used on land, but does not include a vehicle, machine, tractor, trailer, or semitrailer operated only on a rail line or custom harvesting farm machinery.

(2) QUALIFYING MOTOR VEHICLE—The term ‘qualifying motor vehicle’ means a motor vehicle or combination of motor vehicles used to transport passengers or property that—

(A) has a gross combination vehicle weight rating of 26,001 pounds or more, inclusive of a towed unit with a gross vehicle weight rating of more than 10,000 pounds;
(B) has a gross vehicle weight rating of 26,001 pounds or more;
(C) is designed to transport 16 or more passengers, including the driver; or
(D) is of any size and is used in the transportation of materials found to be hazardous under chapter 51 of title 49, United States Code, and which require the motor vehicle to be placarded under subpart F of part 172 of title 49, Code of Federal Regulations, or any corresponding similar regulation or ruling.

SEC. 1089. FIRE SUPPRESSION AGENTS.

Section 605(a) of the Clean Air Act (42 U.S.C. 7671d(a)) is amended—

(1) in paragraph (2), by striking ‘or’ at the end;
(2) in paragraph (3), by striking the period at the end and inserting ‘; or’; and
(3) by adding at the end the following:

‘(4) is listed as acceptable for use as a fire suppression agent for nonresidential applications in accordance with section 612(c).’.

SEC. 1090. ACQUISITION AND PROCUREMENT EXCHANGES BETWEEN THE UNITED STATES AND INDIA.

The Secretary of Defense should seek to establish exchanges between acquisition and procurement officials of the Department of Defense and defense officials of the Government of India to increase mutual understanding regarding best practices in defense acquisition.

SEC. 1091. LONG-TERM PLAN FOR MAINTENANCE OF INTERCONTINENTAL BALLISTIC MISSILE SOLID ROCKET MOTOR PRODUCTION CAPACITY.

The Secretary of Defense shall submit, with the budget justification materials submitted to Congress in support of the budget of the Department of Defense for fiscal year 2013 (as submitted with the budget of the President under section 1105(a) of title 31, United States Code), a long-term plan for maintaining a minimal capacity to produce intercontinental ballistic missile solid rocket motors.

SEC. 1092. CYBERSECURITY COLLABORATION BETWEEN THE DEPARTMENT OF DEFENSE AND THE DEPARTMENT OF HOMELAND SECURITY.

(a) Interdepartmental Collaboration—
(1) IN GENERAL- The Secretary of Defense and the Secretary of Homeland Security shall provide personnel, equipment, and facilities in order to increase interdepartmental collaboration with respect to--
   (A) strategic planning for the cybersecurity of the United States;
   (B) mutual support for cybersecurity capabilities development; and
   (C) synchronization of current operational cybersecurity mission activities.

(2) EFFICIENCIES- The collaboration provided for under paragraph (1) shall be designed--
   (A) to improve the efficiency and effectiveness of requirements formulation and requests for products, services, and technical assistance for, and coordination and performance assessment of, cybersecurity missions executed across a variety of Department of Defense and Department of Homeland Security elements; and
   (B) to leverage the expertise of each individual Department and to avoid duplicating, replicating, or aggregating unnecessarily the diverse line organizations across technology developments, operations, and customer support that collectively execute the cybersecurity mission of each Department.

(b) Responsibilities-
   (1) DEPARTMENT OF HOMELAND SECURITY- The Secretary of Homeland Security shall identify and assign, in coordination with the Department of Defense, a Director of Cybersecurity Coordination within the Department of Homeland Security to undertake collaborative activities with the Department of Defense.
   (2) DEPARTMENT OF DEFENSE- The Secretary of Defense shall identify and assign, in coordination with the Department of Homeland Security, one or more officials within the Department of Defense to coordinate, oversee, and execute collaborative activities and the provision of cybersecurity support to the Department of Homeland Security.

SEC. 1093. REEMPLOYMENT RIGHTS FOLLOWING CERTAIN NATIONAL GUARD DUTY.

Section 4312(c)(4) of title 38, United States Code, is amended--
   (1) in subparagraph (D), by striking `or' at the end;
   (2) in subparagraph (E), by striking the period at the end and inserting `; or'; and
   (3) by adding at the end the following new subparagraph:
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  (F) ordered to full-time National Guard duty (other than for training) under section 502(f) of title 32 when authorized by the President or the Secretary of Defense for the purpose of responding to a national emergency declared by the President and supported by Federal funds, as determined by the Secretary concerned.'.
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TITLE XI--CIVILIAN PERSONNEL MATTERS

SEC. 1101. AUTHORITY OF THE SECRETARIES OF THE MILITARY DEPARTMENTS TO EMPLOY UP TO 10 PERSONS WITHOUT PAY.

Section 1583 of title 10, United States Code, is amended in the first sentence--
   (1) by inserting `and the Secretaries of the military departments' after `the Secretary of Defense'; and
   (2) by inserting `each' after `may'.

SEC. 1102. EXTENSION OF ELIGIBILITY TO CONTINUE FEDERAL EMPLOYEE HEALTH BENEFITS FOR CERTAIN EMPLOYEES OF THE DEPARTMENT OF DEFENSE.

(a) Extension for Department of Defense- Subparagraph (B) of section 8905a(d)(4) of title 5, United States Code, is amended--
   (1) in clause (i), by striking `December 31, 2011' and inserting `October 1, 2015'; and
   (2) in clause (ii)--
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  (A) by striking `February 1, 2012' and inserting `February 1, 2016'; and
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(B) by striking 'December 31, 2011' and inserting 'the date specified in clause (i)'.

(b) Technical Amendment To Delete Obsolete Authority Applicable to Department of Energy

Subparagraph (A) of such section is amended by striking ',', or the Department of Energy due to a reduction in force resulting from the establishment of the National Nuclear Security Administration'.

SEC. 1103. AUTHORITY FOR WAIVER OF RECOVERY OF CERTAIN PAYMENTS PREVIOUSLY MADE UNDER CIVILIAN EMPLOYEES VOLUNTARY SEPARATION INCENTIVE PROGRAM.

(a) Authority for Waiver- Subject to subsection (c), the Secretary of Defense may waive the requirement under subsection (f)(6)(B) of section 9902 of title 5, United States Code, for repayment to the Department of Defense of a voluntary separation incentive payment made under subsection (f)(1) of that section in the case of an employee or former employee of the Department of Defense described in subsection (b).

(b) Persons Covered- Subsection (a) applies to any employee or former employee of the Department of Defense--

(1) who during the period beginning on April 1, 2004, and ending on March 1, 2008, received a voluntary separation incentive payment under subsection (f)(1) of section 9902 of title 5, United States Code;

(2) who was reappointed to a position in the Department of Defense to support a declared national emergency related to terrorism or a natural disaster during the period beginning on June 1, 2004, and ending on March 1, 2008; and

(3) with respect to whom the Secretary determines--

(A) that the employee or former employee, before accepting the reappointment referred to in paragraph (2), received a representation from an officer or employee of the Department of Defense that recovery of the amount of the payment referred to in paragraph (1) would not be required or would be waived; and

(B) that the employee or former employee reasonably relied on that representation when accepting reappointment.

(c) Required Determination- The Secretary of Defense may grant a waiver under subsection (a) in the case of any individual only if the Secretary determines that recovery of the amount of the payment otherwise required would be against equity and good conscience because of the circumstances of that individual's reemployment after receiving a voluntary separation incentive payment.

(d) Treatment of Prior Repayments- The Secretary of Defense may, pursuant to a determination under subsection (c) specific to an individual, provide for reimbursement to that individual for any amount the individual has previously repaid to the United States for a voluntary separation incentive payment covered by this section. The reimbursement shall be paid either from the appropriations into which the repayment was deposited, if such appropriations remain available, or from appropriations currently available for the purposes of the appropriation into which the repayment was deposited.

(e) Expiration of Authority- The authority to grant a waiver under this section shall expire on December 31, 2012.

SEC. 1104. PERMANENT EXTENSION AND EXPANSION OF EXPERIMENTAL PERSONNEL PROGRAM FOR SCIENTIFIC AND TECHNICAL PERSONNEL.


(1) in subsection (a), by striking 'During the program period' and all that follows through 'use of the' and inserting 'The Secretary of Defense may carry out a program to use the'; and

(2) by striking subsections (e), (f), and (g).

(b) Expansion of Availability of Personnel Management Authority- Subsection (b)(1) of such section is amended--

(1) in subparagraph (A), by striking '40' and inserting '50';

(2) in subparagraph (C), by striking 'and' at the end;
SEC. 1105. MODIFICATION OF BENEFICIARY DESIGNATION AUTHORITIES FOR DEATH GRATUITY PAYABLE UPON DEATH OF A UNITED STATES GOVERNMENT EMPLOYEE IN SERVICE WITH THE ARMED FORCES.

(a) Authority To Designate More Than 50 Percent of Death Gratuity to Unrelated Persons-
(1) IN GENERAL- Paragraph (4) of section 8102a(d) of title 5, United States Code, is amended--
(A) by striking the first sentence and inserting `A person covered by this section may designate another person to receive an amount payable under this section.‘; and
(B) in the second sentence, by striking `up to the maximum of 50 percent'.
(2) EFFECTIVE DATE- The amendments made by this subsection shall take effect on the date of enactment of this Act and apply to the payment of a death gratuity based on any death occurring on or after that date.

(b) Notice to Spouse of Designation of Another Person To Receive Portion of Death Gratuity- Such section is further amended by adding at the end the following new paragraph:
`(6) If a person covered by this section has a spouse, but designates a person other than the spouse to receive all or a portion of the amount payable under this section, the head of the agency, or other entity, in which that person is employed shall provide notice of the designation to the spouse.’.

SEC. 1106. TWO-YEAR EXTENSION OF DISCRETIONARY AUTHORITY TO GRANT ALLOWANCES, BENEFITS, AND GRATUITIES TO PERSONNEL ON OFFICIAL DUTY IN A COMBAT ZONE.


SEC. 1107. ONE-YEAR EXTENSION OF AUTHORITY TO WAIVE ANNUAL LIMITATION ON PREMIUM PAY AND AGGREGATE LIMITATION ON PAY FOR FEDERAL CIVILIAN EMPLOYEES WORKING OVERSEAS.


TITLE XII--MATTERS RELATING TO FOREIGN NATIONS

Subtitle A--Assistance and Training

SEC. 1201. EXPANSION OF SCOPE OF HUMANITARIAN DEMINING ASSISTANCE AUTHORITY TO INCLUDE STOCKPILED CONVENTIONAL MUNITIONS.

(a) Expansion- Section 407 of title 10, United States Code, is amended--
(1) in subsection (a)--
(A) in paragraph (1), by inserting ‘and stockpiled conventional munitions assistance’ after ‘humanitarian demining assistance’;
(B) in paragraph (2), by inserting ‘and stockpiled conventional munitions assistance’ after ‘Humanitarian demining assistance’; and
(C) in paragraph (3)—
   (i) in the matter preceding subparagraph (A), by inserting ‘or stockpiled conventional munitions assistance’ after ‘humanitarian demining assistance’; and
   (ii) in subparagraph (A), by inserting ‘or stockpiled conventional munitions, as applicable,’ after ‘explosive remnants of war’;
(2) in subsection (b)—
   (A) in paragraph (1), by inserting ‘and stockpiled conventional munitions assistance’ after ‘humanitarian demining assistance’; and
   (B) in paragraph (2), by inserting ‘or stockpiled conventional munitions assistance’ after ‘humanitarian demining assistance’;
(3) in subsection (c)—
   (A) in paragraph (1), by inserting ‘or stockpiled conventional munitions assistance’ after ‘humanitarian demining assistance’; and
   (B) in paragraph (2)(B)—
      (i) by inserting ‘or stockpiled conventional munitions activities’ after ‘humanitarian demining activities’; and
      (ii) by inserting ‘or stockpiled conventional munitions, as applicable,’ after ‘explosive remnants of war’; and
(4) in subsection (d), by inserting ‘or stockpiled conventional munitions assistance’ after ‘humanitarian demining assistance’ each place it appears.

(b) Definitions—Subsection (e) of such section is amended to read as follows:
   ‘(e) Definitions—In this section:
      1. HUMANITARIAN DEMINING ASSISTANCE—The term ‘humanitarian demining assistance’, as it relates to training and support, means detection and clearance of landmines and other explosive remnants of war.
      2. STOCKPILED CONVENTIONAL MUNITIONS ASSISTANCE—The term ‘stockpiled conventional munitions assistance’, as it relates to support of humanitarian assistance efforts, means training and support in the disposal, demilitarization, physical security, and stockpile management of potentially dangerous stockpiles of explosive ordnance.
      3. INCLUDED ACTIVITIES—The terms in paragraphs (1) and (2) include activities related to the furnishing of education, training, and technical assistance with respect to explosive safety, the detection and clearance of landmines and other explosive remnants of war, and the disposal, demilitarization, physical security, and stockpile management of potentially dangerous stockpiles of explosive ordnance.’.

(c) Clerical Amendments—
   (1) SECTION HEADING—The heading of such section is amended to read as follows:
      ‘Sec. 407. Humanitarian demining assistance and stockpiled conventional munitions assistance: authority; limitations’.
   (2) TABLE OF SECTIONS—The table of sections at the beginning of chapter 20 of such title is amended by striking the item relating to section 407 and inserting the following new item:
      ‘407. Humanitarian demining assistance and stockpiled conventional munitions assistance: authority; limitations.’.

SEC. 1202. ONE-YEAR EXTENSION AND MODIFICATION OF AUTHORITIES APPLICABLE TO COMMANDERS’ EMERGENCY RESPONSE PROGRAM.

(a) One-year Extension of Authority—

(A) in the subsection heading, by striking `Fiscal Year 2011' and inserting `Fiscal Year 2012';
(B) by striking `fiscal year 2011, from' and inserting `fiscal year 2012'; and
(C) by striking `operation and maintenance' and all that follows and inserting `operation and maintenance, not to exceed $400,000,000 may be used by the Secretary of Defense to provide funds for the Commanders' Emergency Response Program in Afghanistan.'.

(2) EFFECTIVE DATE—The amendments made by paragraph (1) shall take effect on October 1, 2011.

(b) Extension of Due Date for Quarterly Reports to Congress—Subsection (b)(1) of such section, as most recently amended by section 1222 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84; 123 Stat. 2518), is further amended by striking `30 days' and inserting `45 days'.

(c) Authority To Accept Contributions—Such section, as so amended by section 1212 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011, is further amended—

(1) by redesignating subsection (i) as subsection (j); and

(2) by inserting after subsection (h) the following new subsection (i):

`(i) Authority To Accept Contributions—The Secretary of Defense may accept cash contributions from any person, foreign government, or international organization for the purposes specified in subsection (a). Funds received by the Secretary may be credited to the operation and maintenance account from which funds are made available to carry out the authority in subsection (a), and may be used for such purposes until expended in addition to the funds specified in that subsection.'.

SEC. 1203. THREE-YEAR EXTENSION OF TEMPORARY AUTHORITY TO USE ACQUISITION AND CROSS-SERVICING AGREEMENTS TO LEND MILITARY EQUIPMENT FOR PERSONNEL PROTECTION AND SURVIVABILITY.


SEC. 1204. CONDITIONAL EXTENSION AND MODIFICATION OF AUTHORITY TO BUILD THE CAPACITY OF COUNTER TERRORISM FORCES OF YEMEN.


(b) Assistance Through Minor Military Construction—Subsection (b) of such section is amended—

(1) in paragraph (1), by inserting `and minor military construction' before the period at the end;
(2) by redesignating paragraph (3) as paragraph (4); and
(3) by inserting after paragraph (2) the following new paragraph (3):

`(3) LIMITATIONS ON MINOR MILITARY CONSTRUCTION—Minor military construction may be provided under subsection (a) only after September 30, 2011. The total amount that may be obligated and expended on such construction in any fiscal year may not exceed $10,000,000. Minor military construction may not be provided under subsection (a) in the city of Sana'a or in the Sana'a Governate, Yemen.,'

(c) Funding—Subsection (c) of that section is amended by striking `by section 301' and all that follows through `for fiscal year 2011' and inserting `for the fiscal year concerned for operation and maintenance (other than operation and maintenance for overseas contingency operations)'.

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(d) Condition on Use of Authorities-

(1) NOTICE AND WAIT- An authority specified in paragraph (2) may not be used until 60 days after the date on which the Secretary of Defense and the Secretary of State jointly certify, in writing, to the appropriate committees of Congress that the use of such authority is important to the national security interests of the United States. The certification on an authority shall include the following:

(A) The reasons why the use of such authority is important to the national security interests of the United States.
(B) A justification for the provision of assistance pursuant to such authority.
(C) An acknowledgment by the Secretary of Defense and the Secretary of State that they have received assurance from the Government of Yemen that any assistance provided pursuant to such authority will be utilized in manner consistent with subsection (b)(2) of the applicable section.

(2) COVERED AUTHORITIES- The authorities referred to in this paragraph are the following:


(3) APPROPRIATE COMMITTEES OF CONGRESS DEFINED- In this subsection, the term 'appropriate committees of Congress' means the committees of Congress specified in section 1205(d)(2) of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011.

**SEC. 1205. EXTENSION OF AUTHORITY FOR SUPPORT OF SPECIAL OPERATIONS TO COMBAT TERRORISM.**


(b) Clarification of Limitation on Funding- Subsection (g) of such section, as amended by section 1202(b) of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181; 122 Stat. 364), is further amended--

(1) by striking 'each fiscal year' and inserting 'any fiscal year'; and
(2) by striking 'pursuant to title XV of this Act' and inserting 'for that fiscal year'.

**SEC. 1206. LIMITATION ON AVAILABILITY OF FUNDS FOR AUTHORITIES RELATING TO PROGRAM TO BUILD THE CAPACITY OF FOREIGN MILITARY FORCES.**


**SEC. 1207. GLOBAL SECURITY CONTINGENCY FUND.**

(a) Establishment- There is established on the books of the Treasury of the United States an account to be known as the 'Global Security Contingency Fund'.

(b) Authority- Amounts in the Fund shall be available to either the Secretary of State or the Secretary of Defense, notwithstanding any other provision of law, to provide assistance to countries designated
by the Secretary of State, with the concurrence of the Secretary of Defense, for purposes of this section, as follows:

(1) Assistance under this section may be provided to enhance the capabilities of a foreign country's national military forces, and other national security forces that conduct border and maritime security, internal security, and counterterrorism operations, as well as the government agencies responsible for such forces, to--

(A) conduct border and maritime security, internal defense, and counterterrorism operations; and

(B) participate in or support military, stability, or peace support operations consistent with United States foreign policy and national security interests.

(2) Assistance may be provided for the justice sector (including law enforcement and prisons), rule of law programs, and stabilization efforts in those cases in which the Secretary of State, in consultation with the Secretary of Defense, determines that conflict or instability in a country or region challenges the existing capability of civilian providers to deliver such assistance.

c) Types of Assistance-

(1) AUTHORIZED ELEMENTS- A program to provide the assistance under subsection (b)(1) may include the provision of equipment, supplies, and training.

(2) REQUIRED ELEMENTS- A program to provide the assistance under subsection (b)(1) shall include elements that promote--

(A) observance of and respect for human rights and fundamental freedoms; and

(B) respect for legitimate civilian authority within that country.

d) Limitations-

(1) ASSISTANCE OTHERWISE PROHIBITED BY LAW- The Secretary of Defense and the Secretary of State may not use the authority provided under subsection (b) to provide any type of assistance that is otherwise prohibited by any provision of law.

(2) LIMITATION ON ELIGIBLE COUNTRIES- The Secretary of Defense and the Secretary of State may not use the authority provided under subsection (b) to provide assistance to any foreign country that is otherwise prohibited from receiving such type of assistance under any other provision of law.

e) Formulation and Approval of Assistance Programs-

(1) SECURITY PROGRAMS- The Secretary of State and the Secretary of Defense shall jointly formulate assistance programs under subsection (b)(1). Assistance programs to be carried out pursuant to subsection (b)(1) shall be approved by the Secretary of State, with the concurrence of the Secretary of Defense, prior to implementation.

(2) JUSTICE SECTOR AND STABILIZATION PROGRAMS- The Secretary of State, in consultation with the Secretary of Defense, shall formulate assistance programs under subsection (b)(2). Assistance programs to be carried out under the authority in subsection (b)(2) shall be approved by the Secretary of State, with the concurrence of the Secretary of Defense, prior to implementation.

(f) Relation to Other Authorities- The authority to provide assistance under this section is in addition to any other authority to provide assistance to foreign nations. The administrative authorities of the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.) shall be available to the Secretary of State with respect to funds made available to carry out this section.

g) Transfer Authority-

(1) FOREIGN ASSISTANCE AND OTHER FUNDS- Funds available to the Department of State for foreign assistance may be transferred to the Fund by the Secretary of State. Funds available to the Department of Defense may be transferred to the Fund by the Secretary of Defense in accordance with established procedures for reprogramming under section 1001 of this Act and successor provisions of law. Amounts transferred under this paragraph shall be merged with funds made available under this section and remain available until expended as provided in subsection (i) for the purposes specified in subsection (b).
(2) LIMITATION- The total amount of funds appropriated and transferred to the Fund in any fiscal year shall not exceed $300,000,000. This limitation does not apply to amounts contributed to the Fund under subsection (h).

(3) TRANSFERS TO OTHER ACCOUNTS- Funds made available to carry out assistance activities approved pursuant to subsection (c) may be transferred to accounts under the following authorities:

(A) Section 1206 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3456; relating to program to build the capacity of foreign military forces).
(B) Section 23 of the Arms Export Control Act (22 U.S.C. 2763; relating to foreign military financing program).
(C) Section 481 of the Foreign Assistance Act of 1961 (22 U.S.C. 2291; relating to international narcotics control and law enforcement).
(D) Chapter 5 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2347 et seq.; relating to international military education and training program).
(E) Chapter 8 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2349aa et seq.; relating to antiterrorism assistance).
(F) Complex Crises Fund of the Foreign Assistance Act of 1961 (title III of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2010 (division F of Public Law 111-117; 123 Stat. 3327)).

(4) ADDITIONAL AUTHORITIES- The transfer authorities in paragraphs (1) and (3) are in addition to any other transfer authority available to the Department of State or the Department of Defense.

(5) EFFECT ON AUTHORIZATION AMOUNTS- A transfer of an amount to an account under the authority provided in paragraph (3) shall be deemed to increase the amount authorized for such account by an amount equal to the amount transferred.

(h) Authority To Accept Gifts- The Secretary of State may use money, funds, property, and services accepted pursuant to the authority of section 635(d) of the Foreign Assistance Act of 1961 (22 U.S.C. 2395(d)) to fulfill the purposes of subsection (b).

(i) Availability of Funds- Amounts in the Fund shall remain available until September 30, 2015.

(j) Congressional Notification-

(1) SECURITY PROGRAMS- Not less than 15 days before initiating activities under a program of assistance under subsection (b)(1), the Secretary of Defense, with the concurrence of the Secretary of State, shall notify the specified congressional committees of the program to be initiated.

(2) JUSTICE SECTOR AND STABILIZATION PROGRAMS- Not less than 15 days before initiating activities under a program of assistance under subsection (b)(2), the Secretary of State, with the concurrence of the Secretary of Defense, shall notify the specified congressional committees of the program to be initiated.

(3) EXERCISE OF TRANSFER AUTHORITY- Not less than 15 days before a transfer under the authority of subsection (g), the Secretary of State and the Secretary of Defense shall jointly notify the specified congressional committees of the transfer of funds into the Fund.

(k) Reporting Requirement- The Secretary of State and the Secretary of Defense jointly shall provide a report quarterly to the specified congressional committees on obligations of funds or transfers into the Fund made during the preceding quarter.

(l) Specified Congressional Committees- In this section, the term ‘specified congressional committees’ means--

(1) the Committee on Armed Services, the Committee on Foreign Affairs, and the Committee on Appropriations of the House of Representatives; and
(2) the Committee on Armed Services, the Committee on Foreign Relations, and the Committee on Appropriations of the Senate.

(m) Expiration- The authority provided under this section may not be exercised after September 30, 2014, except with respect to amounts appropriated or transferred to the Fund prior to such date, which can continue to be obligated and expended as provided in subsection (i).
SEC. 1208. AUTHORITY TO BUILD THE CAPACITY OF CERTAIN COUNTERTERRORISM FORCES OF EAST AFRICAN COUNTRIES.

(a) Authority- The Secretary of Defense may, with the concurrence of the Secretary of State, provide assistance during fiscal years 2012 and 2013 as follows:

(1) To enhance the capacity of the national military forces, security agencies serving a similar defense function, and border security forces of Djibouti, Ethiopia, and Kenya to conduct counterterrorism operations against al Qaeda, al Qaeda affiliates, and al Shabaab.

(2) To enhance the capacity of national military forces participating in the African Union Mission in Somalia to conduct counterterrorism operations described in paragraph (1).

(b) Types of Assistance-

(1) AUTHORIZED ELEMENTS- Assistance under subsection (a) may include the provision of equipment, supplies, training, and minor military construction.

(2) REQUIRED ELEMENTS- Assistance under subsection (a) shall be provided in a manner that promotes--

(A) observance of and respect for human rights and fundamental freedoms; and

(B) respect for legitimate civilian authority in the country receiving such assistance.

(3) ASSISTANCE OTHERWISE PROHIBITED BY LAW- The Secretary of Defense may not use the authority in subsection (a) to provide any type of assistance described in this subsection that is otherwise prohibited by any provision of law.

(c) Funding-

(1) IN GENERAL- Of the amount authorized to be appropriated for each of fiscal years 2012 and 2013 for the Department of Defense for operation and maintenance (other than operation and maintenance for overseas contingency operations), $75,000,000 may be utilized to provide assistance under subsection (a).

(2) AVAILABILITY OF FUNDS FOR ASSISTANCE ACROSS FISCAL YEARS- Amounts available under this subsection for the authority in subsection (a) for a fiscal year may be used for assistance under that authority that begins in such fiscal year but ends in the next fiscal year.

(d) Notice to Congress-

(1) IN GENERAL- Not later than 30 days before providing assistance under subsection (a), the Secretary of Defense shall submit to the committees of Congress specified in paragraph (2) a notice setting forth the assistance to be provided, including the types of such assistance, the budget for such assistance, and the completion date for the provision of such assistance.

(2) COMMITTEES OF CONGRESS- The committees of Congress specified in this paragraph are--

(A) the Committee on Armed Services, the Committee on Foreign Relations, and the Committee on Appropriations of the Senate; and

(B) the Committee on Armed Services, the Committee on Foreign Affairs, and the Committee on Appropriations of the House of Representatives.

SEC. 1209. SUPPORT OF FORCES PARTICIPATING IN OPERATIONS TO DISARM THE LORD’S RESISTANCE ARMY.

(a) Authority- Pursuant to the policy established by the Lord’s Resistance Army Disarmament and Northern Uganda Recovery Act of 2009 (Public Law 111-172; 124 Stat. 1209), the Secretary of Defense may, with the concurrence of Secretary of State, provide logistic support, supplies, and services and intelligence support for forces participating in operations to mitigate and eliminate the threat posed by the Lord’s Resistance Army as follows:

(1) The national military forces of Uganda.
(2) The national military forces of any other country determined by the Secretary of Defense, with the concurrence of the Secretary of State, to be participating in such operations.

(b) Participation of United States Personnel- No United States Armed Forces personnel, United States civilian employees, or United States civilian contractor personnel may participate in combat operations in connection with the provision of support under subsection (a), except for the purpose of acting in self-defense or of rescuing any United States citizen (including any member of the United States Armed Forces, any United States civilian employee, or any United States civilian contractor).

(c) Funding- Of the amount authorized to be appropriated for the Department of Defense for each of fiscal years 2012 and 2013 for operation and maintenance, not more than $35,000,000 may be utilized in each such fiscal year to provide support under subsection (a).

(d) Limitations-

(1) IN GENERAL- The Secretary of Defense may not use the authority in subsection (a) to provide any type of support that is otherwise prohibited by any provision of law.

(2) ELIGIBLE COUNTRIES- The Secretary of Defense may not use the authority in subsection (a) to provide support to any foreign country that is otherwise prohibited from receiving such type of support under any other provision of law.

(e) Notice to Congress on Eligible Countries- The Secretary of Defense may not provide support under subsection (a) for the national military forces of a country determined to be eligible for such support under that subsection until the Secretary notifies the appropriate committees of Congress of the eligibility of the country for such support.

(f) Notice to Congress on Support To Be Provided- Not later than 5 days after the date on which funds are obligated to provide support under subsection (a), the Secretary of Defense shall submit to the appropriate committees of Congress a notice setting forth the following:

(1) The type of support to be provided.

(2) The national military forces to be supported.

(3) The objectives of such support.

(4) The estimated cost of such support.

(5) The intended duration of such support.

(g) Quarterly Reports to Congress- The Secretary of State and the Secretary of Defense shall jointly submit to the appropriate committees of Congress on a quarterly basis a report on the obligation of funds under this section during the preceding quarter.

(h) Definitions- In this section:

(1) The term `appropriate committees of Congress' means--

(A) the Committee on Armed Services, the Committee on Foreign Relations, and the Committee on Appropriations of the Senate; and

(B) the Committee on Armed Services, the Committee on Foreign Affairs, and the Committee on Appropriations of the House of Representatives.

(2) The term `logistic support, supplies, and services' has the meaning given that term in section 2350(1) of title 10, United States Code.

(i) Expiration- The authority provided under this section may not be exercised after September 30, 2013.

Subtitle B--Matters Relating to Iraq, Afghanistan, and Pakistan

SEC. 1221. EXTENSION AND MODIFICATION OF LOGISTICAL SUPPORT FOR COALITION FORCES SUPPORTING OPERATIONS IN IRAQ AND AFGHANISTAN.


(b) Amount of Funds Available- Subsection (d) of such section is amended by striking "$400,000,000' and inserting "$450,000,000'.
(c) Additional Limitation on Availability of Funds- Of the funds available for logistical support under such section during fiscal year 2012, not more than $200,000,000 may be obligated and expended until the Secretary of Defense submits the report required by section 1234 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (124 Stat. 4397).

### SEC. 1222. ONE-YEAR EXTENSION OF AUTHORITY TO TRANSFER DEFENSE ARTICLES AND PROVIDE DEFENSE SERVICES TO THE MILITARY AND SECURITY FORCES OF IRAQ AND AFGHANISTAN.


(b) Quarterly Reports- Subsection (f)(1) of such section, as so amended, is further amended by striking `and every 90 days thereafter through March 31, 2012' and inserting `every 90 days thereafter through March 31, 2012, and at the end of each calendar quarter, if any, thereafter through March 31, 2013, in which the authority in subsection (a) is implemented'.

### SEC. 1223. ONE-YEAR EXTENSION OF AUTHORITIES APPLICABLE TO THE PAKISTAN COUNTERINSURGENCY FUND.


(b) Clarification of Source of Funds for Fund- Subsection (a)(1)(A) of such section is amended by striking `for fiscal year 2009'.

### SEC. 1224. ONE-YEAR EXTENSION OF AUTHORITY TO USE FUNDS FOR REINTEGRATION ACTIVITIES IN AFGHANISTAN.


1. in subsection (a), by striking `fiscal year 2011' and inserting `in each of fiscal years 2011 and 2012'; and

2. in subsection (e), by striking `December 31, 2011' and inserting `December 31, 2012'.

### SEC. 1225. MODIFICATION OF AUTHORITY ON PROGRAM TO DEVELOP AND CARRY OUT INFRASTRUCTURE PROJECTS IN AFGHANISTAN.


1. in paragraph (1), by inserting `or 2012' after `fiscal year 2011'; and

2. in paragraph (2), by striking `until September 30, 2012.' and inserting `as follows:

   `(A) In the case of funds for fiscal year 2011, until September 30, 2012.

   `(B) In the case of the funds for fiscal year 2012, until September 30, 2013.'.

(b) Notice to Congress- Subsection (g) of such section is amended by striking `30 days' and inserting `15 days'.

### SEC. 1226. ONE-YEAR EXTENSION OF AUTHORITY FOR REIMBURSEMENT OF CERTAIN COALITION NATIONS FOR SUPPORT PROVIDED TO UNITED STATES MILITARY OPERATIONS.

(b) Limitation on Amount Available- Subsection (d)(1) of such section, as so amended, is further amended--

(1) by striking `fiscal year 2010 or 2011' and inserting `fiscal year 2012'; and

(2) by striking `$1,600,000,000' and inserting `$1,750,000,000'.

(c) Technical Amendment- Subsection (c)(2) of such section, as so amended, is further amended by inserting a comma after `Budget'.


SEC. 1227. TWO-YEAR EXTENSION OF CERTAIN REPORTS ON AFGHANISTAN.


SEC. 1228. AUTHORITY TO SUPPORT OPERATIONS AND ACTIVITIES OF THE OFFICE OF SECURITY COOPERATION IN IRAQ.

(a) Authority- The Secretary of Defense may support United States Government transition activities in Iraq by providing funds for the following:

(1) Operations and activities of the Office of Security Cooperation in Iraq.

(2) Operations and activities of security assistance teams in Iraq.

(b) Types of Support- The operations and activities for which the Secretary may provide funds under the authority in subsection (a) may include life support, transportation and personal security, and minor construction and renovation of facilities.

(c) Limitation on Amount- The total amount of funds provided under the authority in subsection (a) in fiscal year 2012 may not exceed $524,000,000.

(d) Source of Funds- Funds for purposes of subsection (a) for fiscal year 2012 shall be derived from amounts available for that fiscal year for operation and maintenance for the Air Force.

(e) Coverage of Costs of OSCI in Connection With Sales of Defense Articles or Defense Services to Iraq- The President shall ensure that any letter of offer for the sale to Iraq of any defense articles or defense services issued after the date of the enactment of this Act includes, consistent with the provisions of the Arms Export Control Act (22 U.S.C. 2751 et seq.), charges for administrative services sufficient to recover the pro rata costs of operations and activities of the Office of Security Cooperation in Iraq and associated security assistance teams in Iraq in connection with such sale.
SEC. 1229. BENCHMARKS TO EVALUATE THE PROGRESS BEING MADE TOWARD THE TRANSITION OF SECURITY RESPONSIBILITIES FOR AFGHANISTAN TO THE GOVERNMENT OF AFGHANISTAN.

(a) Findings- Congress makes the following findings:
(1) October 7, 2011, will mark the 10-year anniversary of the start of Operation Enduring Freedom in Afghanistan.
(2) Military operations in Afghanistan have cost United States taxpayers more than $300,000,000,000 to date.
(3) As of June 6, 2011, 1,599 members of the United States Armed Forces have lost their lives in support of Operation Enduring Freedom in Afghanistan and more than 11,000 have been wounded.
(4) On December 1, 2009, at a speech at the United States Military Academy at West Point, New York, President Barack Obama stated that the United States would begin the transfer of United States Armed Forces out of Afghanistan in July 2011 with the pace of reductions to be based upon conditions on the ground.
(5) In the December 2010 Afghanistan-Pakistan Annual Review, President Obama reaffirmed that the core goal of the United States strategy in Afghanistan is to disrupt, dismantle, and defeat al Qaeda.
(6) In January 2010, participants at the London Conference pledged to develop a plan for phased transition to Afghan security lead. The North Atlantic Treaty Organization (NATO) and foreign ministers of the constituent elements of the International Security Assistance Force (ISAF) endorsed the Joint Framework for Transition in April 2010, and President Obama and President Karzai of Afghanistan committed to the process in a May 2010 joint statement.
(7) At the Kabul Conference in July 2010, the international community expressed its support for the objective of President Karzai that the Afghanistan National Security Forces (ANSF) should lead and conduct all military operations in all provinces in Afghanistan by the end of 2014, support that was later re-affirmed by North Atlantic Treaty Organization and International Security Assistance Force member nations at the Lisbon Summit in November 2010.
(8) On May 1, 2011, in support of the goal to disrupt, dismantle, and defeat al Qaeda, President Obama authorized a United States operation that killed Osama bin Laden, leader of al Qaeda. While the impact of his death on al Qaeda remains to be seen, Secretary of Defense Robert Gates called the death of bin Laden a ‘game changer’ in a speech on May 6, 2011.

(b) Benchmarks Required- The President shall establish, and may update from time to time, a comprehensive set of benchmarks to evaluate progress being made toward the objective of transitioning and transferring lead security responsibilities in Afghanistan to the Government of Afghanistan by December 31, 2014.

(c) Transition Plan- The President shall devise a plan based on inputs from military commanders, NATO and Coalition allies, the diplomatic missions in the region, and appropriate members of the Cabinet, along with the consultation of Congress, for expediting the drawdown of United States combat troops in Afghanistan and accelerating the transfer of security authority to Afghan authorities.

(d) Submittal to Congress- The President shall include the most current set of benchmarks established pursuant to subsection (b) and the plan pursuant to subsection (c) with each report on progress toward security and stability in Afghanistan that is submitted to Congress under sections 1230 and 1231 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181; 122 Stat. 385, 390).

SEC. 1230. CERTIFICATION REQUIREMENT REGARDING EFFORTS BY GOVERNMENT OF PAKISTAN TO IMPLEMENT A STRATEGY TO COUNTER IMPROVISED EXPLOSIVE DEVICES.

(a) Certification Requirement-
(1) IN GENERAL- None of the amounts authorized to be appropriated under this Act for the Pakistan Counterinsurgency Fund or transferred to the Pakistan Counterinsurgency Fund
SEC. 1231. REPORT ON COALITION SUPPORT FUND REIMBURSEMENTS TO THE GOVERNMENT OF PAKISTAN FOR OPERATIONS CONDUCTED IN SUPPORT OF OPERATION ENDURING FREEDOM.

(a) In General- Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense shall submit a report to the congressional defense committees and the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives assessing the effectiveness of the Coalition Support Fund reimbursements to the Government of Pakistan for operations conducted in support of Operation Enduring Freedom.

(b) Elements- The report required under subsection (a) shall include the following elements:

(1) A description of the types of reimbursements requested by the Government of Pakistan.
(2) The total amount reimbursed to the Government of Pakistan since the beginning of Operation Enduring Freedom, in the aggregate and by fiscal year.
(3) The percentage and types of reimbursement requests made by the Government of Pakistan for which the United States Government has deferred or not provided payment.
(4) An assessment of the effectiveness of Coalition Support Fund reimbursements in supporting operations conducted by the Government of Pakistan in support of Operation Enduring Freedom and of the impact of those operations in containing the ability of terrorist organizations to threaten the stability of Afghanistan and Pakistan and to impede the operations of the United States in Afghanistan.
(5) Recommendations, if any, relative to potential alternatives to or termination of reimbursements from the Coalition Support Fund to the Government of Pakistan taking into account the transition plan for Afghanistan.

(c) Form- The report required under subsection (a) shall be submitted in unclassified form, but may contain a classified annex.

Subtitle C--Reports and Other Matters

SEC. 1241. REPORT ON PROGRESS OF THE AFRICAN UNION IN OPERATIONALIZING THE AFRICAN STANDBY FORCE.

(a) Report Required- Not later than 180 days after the date of the enactment of this Act, the Under Secretary of Defense for Policy shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the progress of the African Union in operationalizing the African Standby Force.

(b) Elements- The report required by subsection (a) shall include the following:

(1) An assessment of the existing personnel strengths and capabilities of each of the five regional brigades of the African Standby Force and their brigade-level headquarters.
(2) An assessment of the specific capacity-building needs of the African Standby Force, including with respect to supply management, information management, strategic planning, and other critical components.

(3) A description of the functionality of the supply depots of each brigade referred to in paragraph (1), and current information on existing stocks of each such brigade.

(4) An assessment of the capacity of the African Union to manage the African Standby Force.


(6) An assessment of the capacity of the African Union to absorb additional international assistance toward the development of a fully functional African Standby Force.

SEC. 1242. COMPTROLLER GENERAL OF THE UNITED STATES REPORT ON THE NATIONAL GUARD STATE PARTNERSHIP PROGRAM.

(a) Report Required- Not later than March 31, 2012, the Comptroller General of the United States shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the National Guard State Partnership Program.

(b) Elements- The report required by subsection (a) shall include the following:

(1) A summary of the sources of funds for the State Partnership Program over the last five years.

(2) An analysis of the types and frequency of activities performed by participants in the State Partnership Program.

(3) A description of the objectives of the State Partnership Program and the manner in which objectives under the program are established and coordinated with the Office of the Secretary of Defense, the geographic combatant commands, United States Country Teams, and other departments and agencies of the United States Government.

(4) A description of the manner in which the Department of Defense selects and designates particular State and foreign country partnerships under the State Partnership Program.

(5) A description of the manner in which the Department measures the effectiveness of the activities under the State Partnership Program in meeting the objectives of the program.

(6) An assessment by the Comptroller General of the United States of the effectiveness of the activities under the State Partnership Program in meeting the objectives of the program.

SEC. 1243. MAN-PORTABLE AIR-DEFENSE SYSTEMS ORIGINATING FROM LIBYA.

(a) Statement of Policy- Pursuant to section 11 of the Department of State Authorities Act of 2006 (22 U.S.C. 2349bb-6), the following is the policy of the United States:

(1) To reduce and mitigate, to the greatest extent feasible, the threat posed to United States citizens and citizens of allies of the United States by man-portable air-defense systems (MANPADS) that were in Libya as of March 19, 2011.

(2) To seek the cooperation of, and to assist, the Government of Libya and governments of neighboring countries and other countries (as determined by the President) to secure, remove, or eliminate stocks of man-portable air-defense systems described in paragraph (1) that pose a threat to United States citizens and citizens of allies of the United States.

(3) To pursue, as a matter of priority, an agreement with the Government of Libya and governments of neighboring countries and other countries (as determined by the Secretary of State) to formalize cooperation with the United States to limit the availability, transfer, and proliferation of man-portable air-defense systems described in paragraph (1).

(b) Intelligence Community Assessment on MANPADS in Libya-

(1) IN GENERAL- The Director of National Intelligence shall submit to the appropriate committees of Congress an assessment by the intelligence community that accounts for the disposition of, and the threat to United States citizens and citizens of allies of the United
States posed by man-portable air-defense systems that were in Libya as of March 19, 2011. The assessment shall be submitted as soon as practicable, but not later than the end of the 45-day period beginning on the date of the enactment of this Act.

(2) ELEMENTS- The assessment submitted under this subsection shall include the following:
   (A) An estimate of the number of man-portable air-defense systems that were in Libya as of March 19, 2011.
   (B) An estimate of the number of man-portable air-defense systems in Libya as of March 19, 2011, that are currently in the secure custody of the Government of Libya, the United States, an ally of the United States, a member of the North Atlantic Treaty Organization (NATO), or the United Nations.
   (C) An estimate of the number of man-portable air-defense systems in Libya as of March 19, 2011, that were destroyed, disabled, or otherwise rendered unusable during Operation Unified Protector and since the end of Operation Unified Protector.
   (D) An assessment of the number of man-portable air-defense systems that is the difference between the number of man-portable air-defense systems in Libya as of March 19, 2011, and the cumulative number of man-portable air-defense systems accounted for under subparagraphs (B) and (C), and the current disposition and locations of such man-portable air-defense systems.
   (E) An assessment of the number of man-portable air-defense systems that are currently in the custody of militias in Libya.
   (F) A list of any organizations designated as terrorist organizations by the Department of State, or affiliate organizations or members of such organizations, that are known or believed to have custody of any man-portable air-defense systems that were in the custody of the Government of Libya as of March 19, 2011.
   (G) An assessment of the threat posed to United States citizens and citizens of allies of the United States from unsecured man-portable air-defense systems (as defined in section 11 of the Department of State Authorities Act of 2006) originating from Libya.
   (H) An assessment of the effect of the proliferation of man-portable air-defense systems that were in Libya as of March 19, 2011, on the price and availability of man-portable air-defense systems that are on the global arms market.

(3) NOTICE REGARDING DELAY IN SUBMITTAL- If, before the end of the 45-day period specified in paragraph (1), the Director determines that the assessment required by that paragraph cannot be submitted by the end of that period as required by that paragraph, the Director shall (before the end of that period) submit to the appropriate committees of Congress a report setting forth—
   (A) the reasons why the assessment cannot be submitted by the end of that period; and
   (B) an estimated date for the submittal of the assessment.

(c) Comprehensive Strategy on Threat of MANPADS Originating From Libya-
   (1) STRATEGY REQUIRED- The President shall develop and implement, and from time to time update, a comprehensive strategy, pursuant to section 11 of the Department of State Authorities Act of 2006, to reduce and mitigate the threat posed to United States citizens and citizens of allies of the United States from man-portable air-defense systems that were in Libya as of March 19, 2011.

(2) REPORT REQUIRED- 
   (A) IN GENERAL- Not later than 45 days after the assessment required by subsection (b) is submitted to the appropriate committees of Congress, the President shall submit to the appropriate committees of Congress a report setting forth the strategy required by paragraph (1).
   (B) ELEMENTS- The report required by this paragraph shall include the following:
      (i) An assessment of the effectiveness of efforts undertaken to date by the United States, Libya, Mauritania, Egypt, Algeria, Tunisia, Mali, Morocco, Niger, Chad, the United Nations, the North Atlantic Treaty Organization, and any other country or entity (as determined by the President) to reduce the threat
posed to United States citizens and citizens of allies of the United States from man-portable air-defense systems that were in Libya as of March 19, 2011.

(ii) A timeline for future efforts by the United States, Libya, and neighboring countries to--
   (I) secure, remove, or disable any man-portable air-defense systems that remain in Libya;
   (II) counter proliferation of man-portable air-defense systems originating from Libya that are in the region; and
   (III) disrupt the ability of terrorists, non-state actors, and state sponsors of terrorism to acquire such man-portable air-defense systems.

(iii) A description of any additional funding required to address the threat of man-portable air-defense systems originating from Libya.

(iv) A description of technologies currently available to reduce the susceptibility and vulnerability of civilian aircraft to man-portable air-defense systems, including an assessment of the feasibility of using aircraft-based anti-missile systems to protect United States passenger jets.

(v) Recommendations for the most effective policy measures that can be taken to reduce and mitigate the threat posed to United States citizens and citizens of allies of the United States from man-portable air-defense systems that were in Libya as of March 19, 2011.

(vi) Such recommendations for legislative or administrative action as the President considers appropriate to implement the strategy required by paragraph (1).

(C) FORM- The report required by this paragraph shall be submitted in unclassified form, but may include a classified annex.

(d) Appropriate Committees of Congress Defined- In this section, the term ‘appropriate committees of Congress’ means--
   (1) the Committee on Armed Services, the Committee on Foreign Relations, and the Select Committee on Intelligence of the Senate; and
   (2) the Committee on Armed Services, the Committee on Foreign Affairs, and the Permanent Select Committee on Intelligence of the House of Representatives.

**SEC. 1244. DEFENSE COOPERATION WITH REPUBLIC OF GEORGIA.**

(a) Plan for Normalization- Not later than 90 days after the date of the enactment of this Act, the President shall develop and submit to the congressional defense committees and the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives a plan for the normalization of United States defense cooperation with the Republic of Georgia, including the sale of defensive arms.

(b) Objectives- The plan required under subsection (a) shall address the following objectives:
   (1) To establish a normalized defense cooperation relationship between the United States and the Republic of Georgia, taking into consideration the progress of the Government of the Republic of Georgia on democratic and economic reforms and the capacity of the Georgian armed forces.
   (2) To support the Government of the Republic of Georgia in providing for the defense of its government, people, and sovereign territory, consistent with the continuing commitment of the Government of the Republic of Georgia to its nonuse-of-force pledge and consistent with Article 51 of the Charter of the United Nations.
   (3) To provide for the sale by the United States of defense articles and services in support of the efforts of the Government of the Republic of Georgia to provide for its own self-defense consistent with paragraphs (1) and (2).
   (4) To continue to enhance the ability of the Government of the Republic of Georgia to participate in coalition operations and meet NATO partnership goals.
(5) To encourage NATO member and candidate countries to restore and enhance their sales of defensive articles and services to the Republic of Georgia as part of a broader NATO effort to deepen its defense relationship and cooperation with the Republic of Georgia.

(6) To ensure maximum transparency in the United States-Georgia defense relationship.

(c) Included Information- The plan required under subsection (a) shall include the following information:

(1) A needs-based assessment, or an update to an existing needs-based assessment, of the defense requirements of the Republic of Georgia, which shall be prepared by the Department of Defense.

(2) A description of each of the requests by the Government of the Republic of Georgia for purchase of defense articles and services during the two-year period ending on the date of the report.

(3) A summary of the defense needs asserted by the Government of the Republic of Georgia as justification for its requests for defensive arms purchases.

(4) A description of the action taken on any defensive arms sale request by the Government of the Republic of Georgia and an explanation for such action.

(d) Form- The plan required under subsection (a) shall be submitted in unclassified form, but may contain a classified annex.

SEC. 1245. IMPOSITION OF SANCTIONS WITH RESPECT TO THE FINANCIAL SECTOR OF IRAN.

(a) Findings- Congress makes the following findings:

(1) On November 21, 2011, the Secretary of the Treasury issued a finding under section 5318A of title 31, United States Code, that identified Iran as a jurisdiction of primary money laundering concern.

(2) In that finding, the Financial Crimes Enforcement Network of the Department of the Treasury wrote, `The Central Bank of Iran, which regulates Iranian banks, has assisted designated Iranian banks by transferring billions of dollars to these banks in 2011. In mid-2011, the CBI transferred several billion dollars to designated banks, including Saderat, Mellat, EDBI and Melli, through a variety of payment schemes. In making these transfers, the CBI attempted to evade sanctions by minimizing the direct involvement of large international banks with both CBI and designated Iranian banks.'.

(3) On November 22, 2011, the Under Secretary of the Treasury for Terrorism and Financial Intelligence, David Cohen, wrote, `Treasury is calling out the entire Iranian banking sector, including the Central Bank of Iran, as posing terrorist financing, proliferation financing, and money laundering risks for the global financial system.'.

(b) Designation of Financial Sector of Iran as of Primary Money Laundering Concern- The financial sector of Iran, including the Central Bank of Iran, is designated as of primary money laundering concern for purposes of section 5318A of title 31, United States Code, because of the threat to government and financial institutions resulting from the illicit activities of the Government of Iran, including its pursuit of nuclear weapons, support for international terrorism, and efforts to deceive responsible financial institutions and evade sanctions.

(c) Freezing of Assets of Iranian Financial Institutions- The President shall, pursuant to the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.), block and prohibit all transactions in all property and interests in property of an Iranian financial institution if such property and interests in property are in the United States, come within the United States, or are or come within the possession or control of a United States person.

(d) Imposition of Sanctions With Respect to the Central Bank of Iran and Other Iranian Financial Institutions- 

(1) IN GENERAL- Except as specifically provided in this subsection, beginning on the date that is 60 days after the date of the enactment of this Act, the President--

(A) shall prohibit the opening or maintaining in the United States of a correspondent account or a payable-through account by a foreign financial institution that the President determines has knowingly conducted or facilitated any significant financial
transaction with the Central Bank of Iran or another Iranian financial institution designated by the Secretary of the Treasury for the imposition of sanctions pursuant to the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.); and
(B) may impose sanctions pursuant to the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.) with respect to the Central Bank of Iran.

(2) EXCEPTION FOR SALES OF FOOD, MEDICINE, AND MEDICAL DEVICES- The President may not impose sanctions under paragraph (1) with respect to any person for conducting or facilitating a transaction for the sale of food, medicine, or medical devices to Iran.

(3) APPLICABILITY OF SANCTIONS WITH RESPECT TO FOREIGN CENTRAL BANKS- Except as provided in paragraph (4), sanctions imposed under paragraph (1)(A) shall apply with respect to a foreign financial institution owned or controlled by the government of a foreign country, including a central bank of a foreign country, only insofar as it engages in a financial transaction for the sale or purchase of petroleum or petroleum products to or from Iran conducted or facilitated on or after that date that is 180 days after the date of the enactment of this Act.

(4) APPLICABILITY OF SANCTIONS WITH RESPECT TO PETROLEUM TRANSACTIONS-
(A) REPORT REQUIRED- Not later than 60 days after the date of the enactment of this Act, and every 60 days thereafter, the Administrator of the Energy Information Administration, in consultation with the Secretary of the Treasury, shall submit to Congress a report on the availability and price of petroleum and petroleum products produced in countries other than Iran in the 60-day period preceding the submission of the report.

(B) DETERMINATION REQUIRED- Not later than 90 days after the date of the enactment of the Act, and every 180 days thereafter, the President shall make a determination, based on the reports required by subparagraph (A), of whether the price and supply of petroleum and petroleum products produced in countries other than Iran is sufficient to permit purchasers of petroleum and petroleum products from Iran to reduce significantly in volume their purchases from Iran.

(C) APPLICATION OF SANCTIONS- Except as provided in subparagraph (D), sanctions imposed under paragraph (1)(A) shall apply with respect to a financial transaction conducted or facilitated by a foreign financial institution on or after the date that is 180 days after the date of the enactment of this Act for the purchase of petroleum or petroleum products from Iran if the President determines pursuant to subparagraph (B) that there is a sufficient supply of petroleum and petroleum products from countries other than Iran to permit a significant reduction in the volume of petroleum and petroleum products purchased from Iran by or through foreign financial institutions.

(D) EXCEPTION- Sanctions imposed pursuant to paragraph (1) shall not apply with respect to a foreign financial institution if the President determines and reports to Congress, not later than 90 days after the date on which the President makes the determination required by subparagraph (B), and every 180 days thereafter, that the country with primary jurisdiction over the foreign financial institution has significantly reduced its volume of crude oil purchases from Iran during the period beginning on the date on which the President submitted the last report with respect to the country under this subparagraph.

(5) WAIVER- The President may waive the imposition of sanctions under paragraph (1) for a period of not more than 120 days, and may renew that waiver for additional periods of not more than 120 days, if the President--
(A) determines that such a waiver is vital to the national security of the United States; and
(B) submits to Congress a report--
   (i) providing a justification for the waiver; and
(ii) that includes any concrete cooperation the President has received or expects to receive as a result of the waiver.

(e) Multilateral Diplomacy Initiative-
   (1) IN GENERAL- The President shall--
      (A) carry out an initiative of multilateral diplomacy to persuade countries purchasing oil from Iran--
         (i) to limit the use by Iran of revenue from purchases of oil to purchases of non-luxury consumers goods from the country purchasing the oil; and
         (ii) to prohibit purchases by Iran of--
            (I) military or dual-use technology, including items--
   (aa) in the Annex to the to the Missile Technology Control Regime Guidelines;
   (cc) in Part 1 or 2 of the Nuclear Suppliers Group Guidelines; or
   (dd) on a control list of the Wassenaar Arrangement on Export Controls for Conventional Arms and Dual-Use Goods and Technologies; or
   (II) any other item that could contribute to Iran's conventional, nuclear, chemical or biological weapons program; and
   (B) conduct outreach to petroleum-producing countries to encourage those countries to increase their output of crude oil to ensure there is a sufficient supply of crude oil from countries other than Iran and to minimize any impact on the price of oil resulting from the imposition of sanctions under this section.
   (2) REPORT REQUIRED- Not later than 180 days after the date of the enactment of this Act, and every 180 days thereafter, the President shall submit to Congress a report on the efforts of the President to carry out the initiative described in paragraph (1)(A) and conduct the outreach described in paragraph (1)(B) and the results of those efforts.

(f) Form of Reports- Each report submitted under this section shall be submitted in unclassified form, but may contain a classified annex.

(g) Definitions- In this section:
   (1) ACCOUNT; CORRESPONDENT ACCOUNT; PAYABLE-THROUGH ACCOUNT- The terms `account', `correspondent account', and `payable-through account' have the meanings given those terms in section 5318A of title 31, United States Code.
   (2) FOREIGN FINANCIAL INSTITUTION- The term `foreign financial institution' has the meaning of that term as determined by the Secretary of the Treasury pursuant to section 104(i) of the Comprehensive Iran Sanctions, Accountability, and Divestment Act of 2010 (22 U.S.C. 8513(i)).
   (3) UNITED STATES PERSON- The term `United States person' means--
      (A) a natural person who is a citizen or resident of the United States or a national of the United States (as defined in section 101(a) of the Immigration and Nationality Act (8 U.S.C. 1101(a))); and
      (B) an entity that is organized under the laws of the United States or jurisdiction within the United States.

TITLE XIII--COOPERATIVE THREAT REDUCTION

SEC. 1301. SPECIFICATION OF COOPERATIVE THREAT REDUCTION PROGRAMS AND FUNDS.
(a) Specification of Cooperative Threat Reduction Programs- For purposes of section 301 and other provisions of this Act, Cooperative Threat Reduction programs are the programs specified in section 1501 of the National Defense Authorization Act for Fiscal Year 1997 (50 U.S.C. 2632 note).

(b) Fiscal Year 2012 Cooperative Threat Reduction Funds Defined- As used in this title, the term ‘fiscal year 2012 Cooperative Threat Reduction funds’ means the funds appropriated pursuant to the authorization of appropriations in section 301 and made available by the funding table in section 4301 for Cooperative Threat Reduction programs.

(c) Availability of Funds- Funds appropriated pursuant to the authorization of appropriations in section 301 and made available by the funding table in section 4301 for Cooperative Threat Reduction programs shall be available for obligation for fiscal years 2012, 2013, and 2014.

SEC. 1302. FUNDING ALLOCATIONS.

(a) Funding for Specific Purposes- Of the $508,219,000 authorized to be appropriated to the Department of Defense for fiscal year 2012 in section 301 and made available by the funding table in section 4301 for Cooperative Threat Reduction programs, the following amounts may be obligated for the purposes specified:

1. For strategic offensive arms elimination, $63,221,000.
2. For chemical weapons destruction, $9,804,000.
3. For global nuclear security, $121,143,000.
4. For cooperative biological engagement, $259,470,000.
5. For proliferation prevention, $28,080,000.
6. For threat reduction engagement, $2,500,000.
7. For other assessments/administrative support, $24,001,000.

(b) Report on Obligation or Expenditure of Funds for Other Purposes- No fiscal year 2012 Cooperative Threat Reduction funds may be obligated or expended for a purpose other than a purpose listed in paragraphs (1) through (7) of subsection (a) until 15 days after the date that the Secretary of Defense submits to Congress a report on the purpose for which the funds will be obligated or expended and the amount of funds to be obligated or expended. Nothing in the preceding sentence shall be construed as authorizing the obligation or expenditure of fiscal year 2012 Cooperative Threat Reduction funds for a purpose for which the obligation or expenditure of such funds is specifically prohibited under this title or any other provision of law.

(c) Limited Authority To Vary Individual Amounts-

1. IN GENERAL- Subject to paragraph (2), in any case in which the Secretary of Defense determines that it is necessary to do so in the national interest, the Secretary may obligate amounts appropriated for fiscal year 2012 for a purpose listed in paragraphs (1) through (7) of subsection (a) in excess of the specific amount authorized for that purpose.

2. NOTICE-AND-WAIT REQUIRED- An obligation of funds for a purpose stated in paragraphs (1) through (7) of subsection (a) in excess of the specific amount authorized for such purpose may be made using the authority provided in paragraph (1) only after--

   A. the Secretary submits to Congress notification of the intent to do so together with a complete discussion of the justification for doing so; and
   B. 15 days have elapsed following the date of the notification.

SEC. 1303. LIMITATION ON USE OF FUNDS FOR ESTABLISHMENT OF CENTERS OF EXCELLENCE IN COUNTRIES OUTSIDE OF THE FORMER SOVIET UNION.

Not more than $500,000 of the fiscal year 2012 Cooperative Threat Reduction funds may be obligated or expended to establish a center of excellence in a country that is not a state of the former Soviet Union until the date that is 15 days after the date on which the Secretary of Defense submits to the congressional defense committees a report that includes the following:

1. An identification of the country in which the center will be located.
2. A description of the purpose for which the center will be established.
(3) The agreement under which the center will operate.
(4) A funding plan for the center, including—
   (A) the amount of funds to be provided by the government of the country in which the
       center will be located; and
   (B) the percentage of the total cost of establishing and operating the center the funds
       described in subparagraph (A) will cover.

TITLE XIV--OTHER AUTHORIZATIONS
Subtitle A--Military Programs

SEC. 1401. WORKING CAPITAL FUNDS.

Funds are hereby authorized to be appropriated for fiscal year 2012 for the use of the Armed Forces
and other activities and agencies of the Department of Defense for providing capital for working
capital and revolving funds, as specified in the funding table in section 4401.

SEC. 1402. NATIONAL DEFENSE SEALIFT FUND.

Funds are hereby authorized to be appropriated for fiscal year 2012 for the National Defense Sealift
Fund, as specified in the funding table in section 4401.

SEC. 1403. DEFENSE HEALTH PROGRAM.

Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2012
for expenses, not otherwise provided for, for the Defense Health Program, as specified in the funding
table in section 4401.

SEC. 1404. CHEMICAL AGENTS AND MUNITIONS DESTRUCTION, DEFENSE.

(a) Authorization of Appropriations- Funds are hereby authorized to be appropriated for the
Department of Defense for fiscal year 2012 for expenses, not otherwise provided for, for Chemical
Agents and Munitions Destruction, Defense, as specified in the funding table in section 4401.
(b) Use- Amounts authorized to be appropriated under subsection (a) are authorized for--
   (1) the destruction of lethal chemical agents and munitions in accordance with section 1412 of
       the Department of Defense Authorization Act, 1986 (50 U.S.C. 1521); and
   (2) the destruction of chemical warfare materiel of the United States that is not covered by
       section 1412 of such Act.

SEC. 1405. DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE-WIDE.

Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2012
for expenses, not otherwise provided for, for Drug Interdiction and Counter-Drug Activities, Defense-
wide, as specified in the funding table in section 4401.

SEC. 1406. DEFENSE INSPECTOR GENERAL.

Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2012
for expenses, not otherwise provided for, for the Office of the Inspector General of the Department of
Defense, as specified in the funding table in section 4401.

Subtitle B--National Defense Stockpile
SEC. 1411. AUTHORIZED USES OF NATIONAL DEFENSE STOCKPILE FUNDS.

(a) Obligation of Stockpile Funds- During fiscal year 2012, the National Defense Stockpile Manager may obligate up to $50,107,320 of the funds in the National Defense Stockpile Transaction Fund established under subsection (a) of section 9 of the Strategic and Critical Materials Stock Piling Act (50 U.S.C. 98h) for the authorized uses of such funds under subsection (b)(2) of such section, including the disposal of hazardous materials that are environmentally sensitive.

(b) Additional Obligations- The National Defense Stockpile Manager may obligate amounts in excess of the amount specified in subsection (a) if the National Defense Stockpile Manager notifies Congress that extraordinary or emergency conditions necessitate the additional obligations. The National Defense Stockpile Manager may make the additional obligations described in the notification after the end of the 45-day period beginning on the date on which Congress receives the notification.

(c) Limitations- The authorities provided by this section shall be subject to such limitations as may be provided in appropriations Acts.

SEC. 1412. REVISION TO REQUIRED RECEIPT OBJECTIVES FOR PREVIOUSLY AUTHORIZED DISPOSALS FROM THE NATIONAL DEFENSE STOCKPILE.

Section 3402(b) of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106-65; 50 U.S.C. 98d note), as most recently amended by section 1412 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383; 124 Stat. 4412), is further amended by striking '$730,000,000 by the end of fiscal year 2013' in paragraph (5) and inserting '$830,000,000 by the end of fiscal year 2016'.

Subtitle C--Armed Forces Retirement Home

PART I--AUTHORIZATION OF APPROPRIATIONS

SEC. 1421. AUTHORIZATION OF APPROPRIATIONS.

There is hereby authorized to be appropriated for fiscal year 2012 from the Armed Forces Retirement Home Trust Fund the sum of $67,700,000 for the operation of the Armed Forces Retirement Home.

PART II--ARMED FORCES RETIREMENT HOME AUTHORITIES


Except as otherwise expressly provided, whenever in this part an amendment or repeal is expressed in terms of an amendment to, or a repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Armed Forces Retirement Home Act of 1991 (title XV of Public Law 101-510; 24 U.S.C. 401 et seq.).

SEC. 1423. ANNUAL VALIDATION OF MULTIYEAR ACCREDITATION.

(a) In General- Section 1511(g) (24 U.S.C. 411(g)) is amended--

(1) by inserting `(1)’ before `The Chief Operating Officer shall’; and

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

`(2)(A) If the Chief Operating Officer secures accreditation for a facility of the Retirement Home (or for any aspect of a facility of the Retirement Home) that is effective for a period of more than one year, for each year after the first year for which such accreditation is in effect, the Chief Operating Officer shall seek to obtain, from the organization that awarded the accreditation, a validation of the accreditation. The requirement in the preceding sentence shall not apply with respect to a facility of
the Retirement Home for any year for which the Inspector General of the Department of Defense conducts an inspection of that facility under section 1518(b).

'(B) In carrying out subparagraph (A) with respect to validation of an accreditation, the Chief Operating Officer may substitute another nationally recognized civilian accrediting organization if the organization that awarded the accreditation is not available.'.

(b) Conforming Amendment- The heading of such section is amended by inserting `and Annual Validation' after `Accreditation'.

SEC. 1424. CLARIFICATION OF DUTIES OF SENIOR MEDICAL ADVISOR.

Section 1513A(c) (24 U.S.C. 413a(c)) is amended--

(1) in paragraph (3)--

(A) by striking `and inspect' after `Periodically visit'; and

(B) by inserting before the period the following: `and review medical reports, inspections, and records audits to make sure appropriate follow-up has been made'; and

(2) by striking paragraphs (4) and (5).

SEC. 1425. REPLACEMENT OF LOCAL BOARDS OF TRUSTEES FOR EACH FACILITY WITH SINGLE ADVISORY COUNCIL.

(a) Establishment of AFRH Advisory Council- Section 1516 (24 U.S.C. 416) is amended to read as follows:

`SEC. 1516. ADVISORY COUNCIL.

(a) Establishment- The Retirement Home shall have an Advisory Council, to be known as the `Armed Forces Retirement Home Advisory Council'. The Advisory Council shall serve the interests of both facilities of the Retirement Home.

(b) Composition; Terms of Service- (1) The Advisory Council shall consist of at least 11 members, each of whom shall be a full or part-time Federal employee and at least one of whom shall be from the Department of Veterans Affairs. Members of the Advisory Council shall be designated by the Secretary of Defense, except that a member who is an employee of a department or agency outside of the Department of Defense shall be designated by the head of such department or agency in consultation with the Secretary of Defense.

(2)(A) Except as provided in subparagraphs (B) and (C ), the term of service of a member of the Advisory Council shall be two years. A member may be designated to serve one additional term.

(B) Unless earlier terminated by the Secretary of Defense, a person may continue to serve as a member of the Advisory Council after the expiration of the member's term until a successor is designated.

(C) The Secretary of Defense may terminate the appointment of a member of the Advisory Council before the expiration of the member's term for any reason that the Secretary determines appropriate.

(3) The Secretary of Defense shall designate one member of the Advisory Council to serve as the chair of the Advisory Council.

(c) Duties- (1) The Advisory Council shall provide to the Chief Operating Officer and the Administrator of each facility such observations, advice, and recommendations regarding the Retirement Home as the Advisory Council considers appropriate.

(2) Not less often than annually, the Advisory Council shall submit to the Secretary of Defense a report summarizing its activities during the preceding year and providing such observations and recommendations with respect to the Retirement Home as the Advisory Council considers appropriate.

(3) In carrying out its duties, the Advisory Council shall provide for participation in its activities by a representative of the resident advisory committee of each facility of the Retirement Home.'.

(b) Conforming Amendments-
(1) DEFINITION - Paragraph (2) of section 1502 (24 U.S.C. 401) is amended to read as follows:

'Paragraph (2) of section 1502 (24 U.S.C. 401) is amended to read as follows:

Responsibilities and Duties of Senior Medical Advisor - Section 1513A (24 U.S.C. 413a(b)) is amended -

(A) in paragraph (1), by striking 'and the Chief Operating Officer' and inserting ', the Chief Operating Officer, and the Advisory Council'; and

(B) in paragraph (2), by striking 'to the Local Board' and all that follows and inserting '

Responsibilities of Chief Operating Officer - Section 1515(c)(2) (24 U.S.C. 415(c)(2)) is amended by striking ', including the Local Boards of those facilities'.

(4) Inspection of Retirement Home - Section 1518 (24 U.S.C. 418) is amended by striking 'Local Board for the facility' each place it appears and inserting 'Advisory Council'.

SEC. 1426. ADMINISTRATORS AND OMBUDSMEN OF FACILITIES.

(a) Leadership of Facilities of the Retirement Home - Section 1517 (24 U.S.C. 417) is amended -

(1) in subsection (a), by striking 'a Director, a Deputy Director, and an Associate Director' and inserting 'an Administrator and an Ombudsman';

(2) in subsections (b) and (c), by striking 'Director' each place it appears and inserting 'Administrator';

(3) by striking subsections (d) and (e) and redesignating subsections (f), (g), (h), and (i) as subsections (d), (e), (f), and (g), respectively;

(4) in subsection (d), as so redesignated, by striking 'Associate Director' each place it appears and inserting 'Ombudsman';

(5) in subsection (e), as so redesignated -

(A) by striking 'Associate Director' and inserting 'Ombudsman';

(B) by striking 'Director and Deputy Director' and inserting 'Administrator'; and

(C) by striking 'Director may' and inserting 'Administrator may';

(6) in subsection (f), as so redesignated, by striking 'Director' each place it appears and inserting 'Administrator'; and

(7) in subsection (g), as so redesignated -

(A) in paragraph (1), by striking 'Directors' and inserting 'Administrators'; and

(B) in paragraph (2), by striking 'a Director' and inserting 'an Administrator'.

(b) Clerical Amendments - Such section is further amended -

(1) in the headings of subsections (b) and (c), by striking 'Director' and inserting 'Administrator';

(2) in the headings of subsection (d) and (e), as redesignated by subsection (a)(3), by striking 'Associate Director' and inserting 'Ombudsman'; and

(3) in the heading of subsection (g), as so redesignated, by striking 'Directors' and inserting 'Administrators'.

(c) Conforming Amendments -

(1) The following provisions are amended by striking 'Director' each place it appears and inserting 'Administrator': sections 1511(d)(2), 1512(c), 1514(a), 1518(b)(4), 1518(c), 1518(d)(2), 1520, 1522, and 1523(b) (24 U.S.C. 411(d)(2), 412(c), 414(a), 418(c), 418(d)(2), 420, 422, 423(b)).

(2) Sections 1514(b) and 1520(c) (24 U.S.C. 414(b), 420(c)) are amended by striking 'Directors' and inserting 'Administrators'.

SEC. 1427. INSPECTION REQUIREMENTS.

Section 1518 (24 U.S.C. 418) is amended -
(1) in subsection (b)--
   (A) in paragraph (1)--
      (i) by striking `In any year in which a facility of the Retirement Home is not
      inspected by a nationally recognized civilian accrediting organization,' and
      inserting `Not less often than every three years';
      (ii) by striking `of that facility' and inserting `of each facility of the Retirement
      Home';
      (iii) by inserting `long-term care,' after `assisted living,'; and
      (iv) by striking `or council'; and
   (B) in paragraph (3), by striking `or council';
(2) in subsection (c)--
   (A) by striking paragraph (2);
   (B) by designating the second sentence as a new paragraph (2) and indenting such
   paragraph, as so designated, two ems from the left margin; and
   (C) in such paragraph (2), as so designated--
      (i) by striking `45 days' and inserting `90 days'; and
      (ii) by adding at the end the following new sentence: `The report shall include
      the plan of the Chief Operating Officer to address the recommendations and
      other matters set forth in the report.'; and
(3) in subsection (e)(1)--
   (A) by striking `45 days' and inserting `60 days';
   (B) by striking `Director of the facility concerned' and inserting `Chief Operating
      Officer'; and
   (C) by striking `, the Chief Operating Officer,' after `Secretary of Defense'.

SEC. 1428. REPEAL OF OBSOLETE PROVISIONS.

Part B, relating to transitional provisions for the Armed Forces Retirement Home Board and the Directors and Deputy Directors of the facilities of the Armed Forces Retirement Home, is repealed.

SEC. 1429. TECHNICAL, CONFORMING, AND CLERICAL AMENDMENTS.

(a) Correction of Obsolete References to Retirement Home Board-
   (1) ARMED FORCES RETIREMENT HOME ACT- Section 1519(a)(2) (24 U.S.C. 419(a)(2)) is
   amended by striking `Retirement Home Board' and inserting `Chief Operating Officer'.
   (2) TITLE 10, USC- Section 2772(b) of title 10, United States Code, is amended by striking
   `Armed Forces Retirement Home Board' and inserting `Chief Operating Officer of the Armed
   Forces Retirement Home'.

(b) Section Headings-
   (1) SECTION 1501- The heading of section 1501 is amended to read as follows:

   `SEC. 1501. SHORT TITLE; TABLE OF CONTENTS.'.

   (2) SECTION 1513- The heading of section 1513 is amended to read as follows:

   `SEC. 1513. SERVICES PROVIDED TO RESIDENTS.'.

   (3) SECTION 1513A- The heading of section 1513A is amended to read as follows:

   `SEC. 1513A. OVERSIGHT OF HEALTH CARE PROVIDED TO RESIDENTS.'.

   (4) SECTION 1517- The heading of section 1517 is amended to read as follows:
SEC. 1517. ADMINISTRATORS, OMBUDSMEN, AND STAFF OF FACILITIES.

(5) SECTION 1518- The heading of section 1518 is amended to read as follows:

SEC. 1518. PERIODIC INSPECTION OF RETIREMENT HOME FACILITIES BY DEPARTMENT OF DEFENSE INSPECTOR GENERAL AND OUTSIDE INSPECTORS.

(6) PUNCTUATION- The headings of sections 1512 and 1520 are each amended by adding a period at the end.

(c) Part A Header- The heading for part A is repealed.

(d) Table of Contents- The table of contents in section 1501(b) is amended--

(1) by striking the item relating to the heading for part A;

(2) by striking the items relating to sections 1513 and 1513A and inserting the following new items:

Sec. 1513. Services provided to residents.
Sec. 1513A. Oversight of health care provided to residents.

(3) by striking the items relating to sections 1516, 1517, and 1518 and inserting the following new items:

Sec. 1516. Advisory Council.
Sec. 1517. Administrators, Ombudsmen, and staff of facilities.
Sec. 1518. Periodic inspection of Retirement Home facilities by Department of Defense Inspector General and outside inspectors.

(4) by striking the items relating to part B (including the items relating to sections 1531, 1532, and 1533).

Subtitle D--Other Matters

SEC. 1431. AUTHORITY FOR TRANSFER OF FUNDS TO JOINT DEPARTMENT OF DEFENSE-DEPARTMENT OF VETERANS AFFAIRS MEDICAL FACILITY DEMONSTRATION FUND FOR CAPTAIN JAMES A. LOVELL HEALTH CARE CENTER, ILLINOIS.

(a) Authority for Transfer of Funds- Funds authorized to be appropriated by section 1403 and available for Defense Health Program for operation and maintenance as specified in the funding table in section 4401 may be transferred by the Secretary of Defense to the Joint Department of Defense-Department of Veterans Affairs Medical Facility Demonstration Fund established by subsection (a)(1) of section 1704 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84; 123 Stat. 2571). For purposes of subsection (a)(2) of such section 1704, any funds so transferred shall be treated as amounts authorized and appropriated for the Department of Defense specifically for such transfer.

(b) Use of Transferred Funds- For purposes of subsection (b) of such section 1704, facility operations for which funds transferred under subsection (a) may be used are operations of the Captain James A. Lovell Federal Health Care Center, the Navy Ambulatory Care Center, and supporting facilities designated as a combined Federal medical facility under an operational agreement pursuant to section 706 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417; 122 Stat. 455).

TITLE XV--AUTHORIZATION OF APPROPRIATIONS FOR OVERSEAS CONTINGENCY OPERATIONS

Subtitle A--Authorization of Appropriations

SEC. 1501. PURPOSE.
The purpose of this subtitle is to authorize appropriations for the Department of Defense for fiscal year 2012 to provide additional funds for overseas contingency operations being carried out by the Armed Forces.

SEC. 1502. PROCUREMENT.

Funds are hereby authorized to be appropriated for fiscal year 2012 for procurement accounts for the Army, the Navy and the Marine Corps, the Air Force, and Defense-wide activities, as specified in the funding table in section 4102.

SEC. 1503. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION.

Funds are hereby authorized to be appropriated for fiscal year 2012 for the use of the Department of Defense for research, development, test, and evaluation, as specified in the funding table in section 4202.

SEC. 1504. OPERATION AND MAINTENANCE.

Funds are hereby authorized to be appropriated for fiscal year 2012 for the use of the Armed Forces and other activities and agencies of the Department of Defense for expenses, not otherwise provided for, for operation and maintenance, as specified in the funding table in section 4302.

SEC. 1505. MILITARY PERSONNEL.

Funds are hereby authorized to be appropriated for fiscal year 2012 for the Department of Defense for military personnel in the amount of $10,228,566,000.

SEC. 1506. WORKING CAPITAL FUNDS.

Funds are hereby authorized to be appropriated for fiscal year 2012 for the use of the Armed Forces and other activities and agencies of the Department of Defense for providing capital for working capital and revolving funds, as specified in the funding table in section 4402.

SEC. 1507. DEFENSE HEALTH PROGRAM.

Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2012 for expenses, not otherwise provided for, for the Defense Health Program, as specified in the funding table in section 4402.

SEC. 1508. DRUG INTERDICTIION AND COUNTER-DRUG ACTIVITIES, DEFENSE-WIDE.

Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2012 for expenses, not otherwise provided for, for Drug Interdiction and Counter-Drug Activities, Defense-wide, as specified in the funding table in section 4402.

SEC. 1509. DEFENSE INSPECTOR GENERAL.

Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2012 for expenses, not otherwise provided for, for the Office of the Inspector General of the Department of Defense, as specified in the funding table in section 4402.

Subtitle B--Financial Matters
SEC. 1521. TREATMENT AS ADDITIONAL AUTHORIZATIONS.

The amounts authorized to be appropriated by this title are in addition to amounts otherwise authorized to be appropriated by this Act.

SEC. 1522. SPECIAL TRANSFER AUTHORITY.

(a) Authority To Transfer Authorizations-
   (1) AUTHORITY- Upon determination by the Secretary of Defense that such action is necessary in the national interest, the Secretary may transfer amounts of authorizations made available to the Department of Defense in this title for fiscal year 2012 between any such authorizations for that fiscal year (or any subdivisions thereof). Amounts of authorizations so transferred shall be merged with and be available for the same purposes as the authorization to which transferred.
   (2) LIMITATION- The total amount of authorizations that the Secretary may transfer under the authority of this subsection may not exceed $4,000,000,000.

(b) Terms and Conditions- Transfers under this section shall be subject to the same terms and conditions as transfers under section 1001.

(c) Additional Authority- The transfer authority provided by this section is in addition to the transfer authority provided under section 1001.

Subtitle C--Other Matters

SEC. 1531. ONE-YEAR EXTENSION AND MODIFICATION OF AUTHORITY FOR TASK FORCE FOR BUSINESS AND STABILITY OPERATIONS IN AFGHANISTAN.

(a) Enhancement of Authority- Subsection (a) of section 1535 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383; 124 Stat. 4426) is amended--
   (1) in paragraph (3), by striking `may include projects' and all that follows and inserting `may include projects that facilitate private investment, mining sector development, industrial development, and other projects determined by the Secretary of Defense, with the concurrence of the Secretary of State, as strengthening stability or providing strategic support to the counterinsurgency campaign in Afghanistan.';
   (2) in paragraph (4), by striking `The' and inserting `During each of fiscal years 2011 and 2012, the';
   (3) by redesignating paragraphs (5), (6), and (7) as paragraphs (6), (7), and (8), respectively; and
   (4) by inserting after paragraph (4) the following new paragraph (5):
   `(5) AVAILABILITY OF FUNDS FOR ACTIVITIES ACROSS FISCAL YEARS- Amounts available to carry out the authority in paragraph (1) shall be available for projects under that authority that begin in a fiscal year and end in the following fiscal year.'.

(b) One-year Extension of Authority- Paragraph (8) of such subsection, as redesignated by subsection (a)(3) of this section, is further amended to read as follows:
   `(8) EXPIRATION OF AUTHORITY- A project may not be commenced under the authority in paragraph (1) after September 30, 2012.'.

(c) Annual Reports- Paragraph (7) of such subsection, as so redesignated, is further amended--
   (1) in the matter preceding subparagraph (A), by striking ', 2011' and inserting 'of each year following a fiscal year in which the authority in paragraph (1) is exercised'; and
   (2) in subparagraph (A), by striking `during fiscal year 2011' and inserting `during that fiscal year'.

(d) Authority for Additional Representatives on Task Force- Such section is further amended--
   (1) by redesignating subsections (c) and (d) as subsections (d) and (e), respectively; and
   (2) by inserting after subsection (b) the following new subsection (c):
(c) Additional Members- The members of the Task Force for Business and Stability Operations in Afghanistan may include the following:

(1) A representative of the Department of State, designated by the Secretary of State.
(2) A representative of the United States Agency for International Development, designated by the Administrator of the United States Agency for International Development.

SEC. 1532. MODIFICATION OF AVAILABILITY OF FUNDS IN AFGHANISTAN SECURITY FORCES FUND.

(a) Limitations- Funds available to the Department of Defense for the Afghanistan Security Forces Fund for fiscal year 2012 shall be subject to the conditions contained in subsections (b) through (g) of section 1513 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181; 122 Stat. 428), as amended by section 1531(b) of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383; 124 Stat. 4424).

(b) Availability for Literacy Instruction and Training- Assistance provided utilizing funds in the Afghanistan Security Forces Fund may include literacy instruction and training to build the logistical, management, and administrative capacity of military and civilian personnel of the Ministry of Defense and Ministry of Interior, including through instruction at training facilities of the North Atlantic Treaty Organization Training Mission in Afghanistan.

SEC. 1533. LIMITATION ON AVAILABILITY OF FUNDS FOR TRANS REGIONAL WEB INITIATIVE.

None of the amounts authorized to be appropriated by this Act may be obligated or expended on any program under the Trans Regional Web Initiative of the Department of Defense, or any similar initiative, until the Secretary of Defense certifies, in writing, to the Committees on Armed Services of the Senate and the House of Representatives that such program--

(1) appropriately defines its target audience;
(2) is determined to be the most effective method to reach such target audience;
(3) is the most cost-effective means of reaching such target audience; and
(4) includes measurement mechanisms to ensure such target audience is being reached.

SEC. 1534. REPORT ON LESSONS LEARNED FROM DEPARTMENT OF DEFENSE PARTICIPATION ON INTERAGENCY TEAMS FOR COUNTERTERRORISM OPERATIONS IN AFGHANISTAN AND IRAQ.

(a) Report Required- Not later than one year after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the lessons learned from Department of Defense participation on interagency teams for counterterrorism operations on Afghanistan and Iraq.

(b) Elements- The report required by subsection (a) shall include the following:

(1) An assessment of the value of interagency teams in counterterrorism operations.
(2) A description of the best practices of such interagency teams.
(3) A description of efforts to codify the best practices of interagency teams described under paragraph (2) in military doctrine.
(4) An assessment whether the lessons learned through Department of Defense participation on such interagency teams is applicable to other interagency teams in which Department personnel participate.
(5) An assessment of the feasibility and advisability of adding a skill identifier to track Department civilian and military personnel who have successfully supported, participated on, or led an interagency team.
(6) A description of the additional authorities, if any, needed to permit Department personnel to more effectively support, participate on, or lead an interagency team.

TITLE XVI--NATIONAL GUARD EMPOWERMENT
SEC. 1601. SHORT TITLE.

This title may be cited as the 'National Guard Empowerment and State-National Defense Integration Act of 2011'.

SEC. 1602. REESTABLISHMENT OF POSITION OF VICE CHIEF OF THE NATIONAL GUARD BUREAU AND TERMINATION OF POSITION OF DIRECTOR OF THE JOINT STAFF OF THE NATIONAL GUARD BUREAU.

(a) Reestabishment and Termination of Positions- Section 10505 of title 10, United States Code, is amended to read as follows:

'Sec. 10505. Vice Chief of the National Guard Bureau

'(a) Appointment- (1) There is a Vice Chief of the National Guard Bureau, selected by the Secretary of Defense from officers of the Army National Guard of the United States or the Air National Guard of the United States who--

'(A) are recommended for such appointment by their respective Governors or, in the case of the District of Columbia, the commanding general of the District of Columbia National Guard;

'(B) have had at least 10 years of federally recognized service in an active status in the National Guard; and

'(C) are in a grade above the grade of brigadier general.

'(2) The Chief and Vice Chief of the National Guard Bureau may not both be members of the Army or of the Air Force.

'(3)(A) Except as provided in subparagraph (B), an officer appointed as Vice Chief of the National Guard Bureau serves for a term of four years, but may be removed from office at any time for cause.

'(B) The term of the Vice Chief of the National Guard Bureau shall end within a reasonable time (as determined by the Secretary of Defense) following the appointment of a Chief of the National Guard Bureau who is a member of the same armed force as the Vice Chief.

'(b) Duties- The Vice Chief of the National Guard Bureau performs such duties as may be prescribed by the Chief of the National Guard Bureau.

'(c) Grade- The Vice Chief of the National Guard Bureau shall be appointed to serve in the grade of lieutenant general.

'(d) Functions as Acting Chief- When there is a vacancy in the office of the Chief of the National Guard Bureau or in the absence or disability of the Chief, the Vice Chief of the National Guard Bureau acts as Chief and performs the duties of the Chief until a successor is appointed or the absence of disability ceases.'.

(b) Conforming Amendments-

(1) Section 10502 of such title is amended by striking subsection (e).

(2) Section 10506(a)(1) of such title is amended by striking `and the Director of the Joint Staff of the National Guard Bureau' and inserting `and the Vice Chief of the National Guard Bureau'.

(c) Clerical Amendments-

(1) HEADING AMENDMENT- The heading of section 10502 of such title is amended to read as follows:

'Sec. 10502. Chief of the National Guard Bureau: appointment; advisor on National Guard matters; grade'.

(2) TABLE OF SECTIONS- The table of sections at the beginning of chapter 1011 of such title is amended--

(A) by striking the item relating to section 10502 and inserting the following new item:

'10502. Chief of the National Guard Bureau: appointment; advisor on National Guard matters; grade.';
and
(B) by striking the item relating to section 10505 and inserting the following new item:
`10505. Vice Chief of the National Guard Bureau.'.

SEC. 1603. MEMBERSHIP OF THE CHIEF OF THE NATIONAL GUARD BUREAU ON THE JOINT CHIEFS OF STAFF.

(a) Membership on Joint Chiefs of Staff- Section 151(a) of title 10, United States Code, is amended by adding at the end the following new paragraph:
`(7) The Chief of the National Guard Bureau.'.

(b) Conforming Amendments- Section 10502 of such title, as amended by section 2(b)(1) of this Act, is further amended--
(1) by redesignating subsection (d) as subsection (e); and
(2) by inserting after subsection (c) the following new subsection (d):
`(d) Member of Joint Chiefs of Staff- The Chief of the National Guard Bureau shall perform the duties prescribed for him or her as a member of the Joint Chiefs of Staff under section 151 of this title.'.

SEC. 1604. CONTINUATION AS A PERMANENT PROGRAM AND ENHANCEMENT OF ACTIVITIES OF TASK FORCE FOR EMERGENCY READINESS PILOT PROGRAM OF THE FEDERAL EMERGENCY MANAGEMENT AGENCY.

(a) Continuation-
(1) CONTINUATION AS PERMANENT PROGRAM- The Administrator of the Federal Emergency Management Agency shall continue the Task Force for Emergency Readiness (TFER) pilot program of the Federal Emergency Management Agency as a permanent program of the Agency.
(2) LIMITATION ON TERMINATION- The Administrator may not terminate the Task Force for Emergency Readiness program, as so continued, until authorized or required to terminate the program by law.

(b) Expansion of Program Scope- As part of the continuation of the Task Force for Emergency Readiness program pursuant to subsection (a), the Administrator shall carry out the program in at least five States in addition to the five States in which the program is carried out as of the date of the enactment of this Act.

(c) Additional FEMA Activities- As part of the continuation of the Task Force for Emergency Readiness program pursuant to subsection (a), the Administrator shall--
(1) establish guidelines and standards to be used by the States in strengthening the planning and planning capacities of the States with respect to responses to catastrophic disaster emergencies; and
(2) develop a methodology for implementing the Task Force for Emergency Readiness that includes goals and standards for assessing the performance of the Task Force.

(d) National Guard Bureau Activities- As part of the continuation of the Task Force for Emergency Readiness program pursuant to subsection (a), the Chief of the National Guard Bureau shall--
(1) assist the Administrator in the establishment of the guidelines and standards, implementation methodology, and performance goals and standards required by subsection (c);
(2) in coordination with the Administrator--
(A) identify, using catastrophic disaster response plans for each State developed under the program, any gaps in State civilian and military response capabilities that Federal military capabilities are unprepared to fill; and
(B) notify the Secretary of Defense, the Commander of the United States Northern Command, and the Commander of the United States Pacific Command of any gaps in capabilities identified under subparagraph (A); and
(3) acting through and in coordination with the Adjutants General of the States, assist the States in the development of State plans on responses to catastrophic disaster emergencies.
(e) Annual Reports- The Administrator and the Chief of the National Guard Bureau shall jointly submit to the appropriate committees of Congress each year a report on activities under the Task Force for Emergency Readiness program during the preceding year. Each report shall include a description of the activities under the program during the preceding year and a current assessment of the effectiveness of the program in meeting its purposes.

(f) Appropriate Committees of Congress Defined- In this section, the term 'appropriate committees of Congress' means--

(1) the Committee on Armed Services and the Committee on Homeland Security and Governmental Affairs of the Senate; and
(2) the Committee on Armed Services and the Committee on Homeland Security of the House of Representatives.

SEC. 1605. REPORT ON COMPARATIVE ANALYSIS OF COSTS OF COMPARABLE UNITS OF THE RESERVE COMPONENTS AND THE REGULAR COMPONENTS OF THE ARMED FORCES.

(a) Report Required-

(1) IN GENERAL- Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report setting forth a comparative analysis of the costs of units of the regular components of the Armed Forces with the costs of similar units of the reserve components of the Armed Forces. The analysis shall include a separate comparison of the costs of units in the aggregate and of the costs of units solely when on active duty.

(2) SIMILAR UNITS- For purposes of this subsection, units of the regular components and reserve components shall be treated as similar if such units have the same general structure, personnel, or function, or are substantially composed of personnel having identical or similar military occupational specialties (MOS).

(b) Assessment of Increased Reserve Component Presence in Total Force Structure- The Secretary shall include in the report required by subsection (a) an assessment of the advisability of increasing the number of units and members of the reserve components of the Armed Forces within the total force structure of the Armed Forces. The assessment shall take into account the comparative analysis conducted for purposes of subsection (a) and such other matters as the Secretary considers appropriate for purposes of the assessment.

(c) Comptroller General Report- Not later than 180 days after the date of the submittal of the report required by subsection (a), the Comptroller General of the United States shall submit to the congressional defense committees a report setting forth a review of such report by the Comptroller General. The report of the Comptroller General shall include an assessment of the comparative analysis contained in the report required by subsection (a) and of the assessment of the Secretary pursuant to subsection (b).

SEC. 1606. DISPLAY OF PROCUREMENT OF EQUIPMENT FOR THE RESERVE COMPONENTS OF THE ARMED FORCES UNDER ESTIMATED EXPENDITURES FOR PROCUREMENT IN FUTURE-YEARS DEFENSE PROGRAMS.

Each future-years defense program submitted to Congress under section 221 of title 10, United States Code, shall, in setting forth estimated expenditures and item quantities for procurement for the Armed Forces for the fiscal years covered by such program, display separately under such estimated expenditures and item quantities the estimated expenditures for each such fiscal year for equipment for each reserve component of the Armed Forces that will receive items in any fiscal year covered by such program.

SEC. 1607. ENHANCEMENT OF AUTHORITIES RELATING TO THE UNITED STATES NORTHERN COMMAND AND OTHER COMBATANT COMMANDS.
(a) Commands Responsible for Support to Civil Authorities in the United States- The United States Northern Command and the United States Pacific Command shall be the combatant commands of the Armed Forces that are principally responsible for the support of civil authorities in the United States by the Armed Forces.

(b) Discharge of Responsibility- In discharging the responsibility set forth in subsection (a), the Commander of the United States Northern Command and the Commander of the United States Pacific Command shall each--

(1) in consultation with and acting through the Chief of the National Guard Bureau and the Joint Force Headquarters of the National Guard of the State or States concerned, assist the States in the employment of the National Guard under State control, including National Guard operations conducted in State active duty or under title 32, United States Code; and

(2) facilitate the deployment of the Armed Forces on active duty under title 10, United States Code, as necessary to augment and support the National Guard in its support of civil authorities when National Guard operations are conducted under State control, whether in State active duty or under title 32, United States Code.

(c) Memorandum of Understanding-

(1) MEMORANDUM REQUIRED- Not later than 180 days after the date of the enactment of this Act, the Commander of the United States Northern Command, the Commander of the United States Pacific Command, and the Chief of the National Guard Bureau shall, with the approval of the Secretary of Defense, jointly enter into a memorandum of understanding setting forth the operational relationships, and individual roles and responsibilities, during responses to domestic emergencies among the United States Northern Command, the United States Pacific Command, and the National Guard Bureau.

(2) MODIFICATION- The Commander of the United States Northern Command, the Commander of the United States Pacific Command, and the Chief of the National Guard Bureau may from time to time modify the memorandum of understanding under this subsection to address changes in circumstances and for such other purposes as the Commander of the United States Northern Command, the Commander of the United States Pacific Command, and the Chief of the National Guard Bureau jointly consider appropriate. Each such modification shall be subject to the approval of the Secretary of Defense.

(d) Authority To Modify Assignment of Command Responsibility- Nothing in this section shall be construed as altering or limiting the power of the President or the Secretary of Defense to modify the Unified Command Plan in order to assign all or part of the responsibility described in subsection (a) to a combatant command other than the United States Northern Command or the United States Pacific Command.

(e) Regulations- The Secretary of Defense shall prescribe regulations for purposes of aiding the expeditious implementation of the authorities and responsibilities in this section.

SEC. 1608. REQUIREMENTS RELATING TO NATIONAL GUARD OFFICERS IN CERTAIN COMMAND POSITIONS.

(a) Commander of Army North Command- The officer serving in the position of Commander, Army North Command, shall be an officer in the Army National Guard of the United States.

(b) Commander of Air Force North Command- The officer serving in the position of Commander, Air Force North Command, shall be an officer in the Air National Guard of the United States.

(c) Sense of Congress- It is the sense of Congress that, in assigning officers to the command positions specified in subsections (a) and (b), the President should afford a preference in assigning officers in the Army National Guard of the United States or Air National Guard of the United States, as applicable, who have served as the adjutant general of a State.

SEC. 1609. AVAILABILITY OF FUNDS UNDER STATE PARTNERSHIP PROGRAM FOR ADDITIONAL NATIONAL GUARD CONTACTS ON MATTERS WITHIN THE CORE COMPETENCIES OF THE NATIONAL GUARD.
The Secretary of Defense shall, in consultation with the Secretary of State, modify the regulations prescribed pursuant to section 1210 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84; 123 Stat. 2517; 32 U.S.C. 107 note) to provide for the use of funds available pursuant to such regulations for contacts between members of the National Guard and civilian personnel of foreign governments outside the ministry of defense on matters within the core competencies of the National Guard such as the following:

(1) Disaster response and mitigation.
(2) Defense support to civilian authorities.
(3) Consequence management and installation protection.
(4) Chemical, biological, radiological, or nuclear event (CBRNE) response.
(5) Border and port security and cooperation with civilian law enforcement.
(6) Search and rescue.
(7) Medical matters.
(8) Counterdrug and counternarcotics activities.
(9) Public affairs.
(10) Employer and family support of reserve forces.
(11) Such other matters within the core competencies of the National Guard and suitable for contacts under the State Partnership Program as the Secretary of Defense shall specify.