To require the immediate release, in unclassified form, of all documentation and other information used by the Secretary of Defense to prepare the recommendations submitted to Congress on May 13, 2005, regarding the closure and realignment of military installations in the United States.

IN THE HOUSE OF REPRESENTATIVES

JUNE 9, 2005

Mr. Ortiz introduced the following bill; which was referred to the Committee on Armed Services

A BILL

To require the immediate release, in unclassified form, of all documentation and other information used by the Secretary of Defense to prepare the recommendations submitted to Congress on May 13, 2005, regarding the closure and realignment of military installations in the United States.

1 Be it enacted by the Senate and House of Representa-
2 tives of the United States of America in Congress assembled,
SECTION 1. SUSPENSION OF 2005 BASE CLOSURE AND REALIGNMENT PROCESS PENDING RELEASE OF ALL DOCUMENTATION AND OTHER INFORMATION USED TO PREPARE INITIAL BASE CLOSURE AND REALIGNMENT RECOMMENDATIONS.

(a) RELEASE REQUIRED.—Not later than the end of the 10-day period beginning on the date of the enactment of this Act, the Secretary of Defense shall certify to Congress that the Secretary has—

(1) complied with section 2903(c)(4) of the Defense Base Closure and Realignment Act of 1990 (title XXIX of Public Law 101–510; 10 U.S.C. 2687 note), as applicable to the 2005 base closure and realignment process by section 2914(b)(1) of such Act; and

(2) released, in unclassified form, all documentation and other information used by the Secretary of Defense to prepare the recommendations submitted by the Secretary of Defense to Congress on May 13, 2005, regarding the closure and realignment of military installations in the United States.

(b) EFFECT OF FAILURE TO TIMELY RELEASE.—If the Secretary of Defense fails to provide the certification required by subsection (a) before the end of the period specified in such subsection, or the certification specifies
a date later than July 1, 2005, as the date by which the Secretary fully complied with paragraphs (1) and (2) of such subsection, the 2005 base closure and realignment process described in subsections (d) and (e) of section 2914 of the Defense Base Closure and Realignment Act of 1990 shall—

(1) be suspended, regardless of the point at which the Defense Base Closure and Realignment Commission and the President are in the process; and

(2) have no further force and effect, unless resumed as provided in subsection (c).

(e) Resumption of Process.—If the Secretary of Defense certifies to Congress after the end of the period specified in subsection (a) that the Secretary has complied with the requirements of paragraphs (1) and (2) of such subsection, or if the certification is submitted under such subsection during that period but specifies a date for compliance of later than July 1, 2005, the 2005 base closure and realignment process described in subsections (d) and (e) of section 2914 of the Defense Base Closure and Realignment Act of 1990 may be resumed as follows:

(1) In order to provide sufficient time for the Defense Base Closure and Realignment Commission, the Congress, and affected communities to review
and consider the released documentation and other
information, the date specified in paragraph (1) of
subsection (d) of section 2914 of the Defense Base
Closure and Realignment Act of 1990 for the sub-
mission of the Commission’s report containing its
findings and conclusions, based on a review and
analysis of the Secretary’s recommendations, shall
be deemed to be the date that is 90 days after the
date on which the Secretary provided the certifi-
cation.

(2) In order to provide sufficient time for the
Comptroller General to analyze the Secretary’s rec-
ommendations, in light of the released documenta-
tion and other information, the date specified in
paragraph (6) of subsection (d) of section 2914 of
the Defense Base Closure and Realignment Act of
1990 for the submission of the Comptroller Gen-
eral’s report shall be deemed to be the date that is
45 days after the date on which the Secretary pro-
vided the certification.

(3) In order to provide sufficient time for the
President to review and consider the report of the
Defense Base Closure and Realignment Commission,
each date specified in subsection (e) of section 2914
of the Defense Base Closure and Realignment Act of 1990 shall be deemed to be the date that is—

(A) 90 days after the date on which the Secretary provided the certification; plus

(B) an additional number of days equal to the difference between the date specified in such subsection and September 8, 2005.