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SENATE

REPORT
111–20

MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2009, AND FOR OTHER PURPOSES

MAY 14, 2009.—Ordered to be printed

Mr. INOUYE, from the Committee on Appropriations, submitted the following

REPORT

[To accompany S. 1054]

The Committee on Appropriations reports the original bill (S. 1054) making supplemental appropriations for the fiscal year ending September 30, 2009, and for other purposes reports favorably thereon and recommends that the bill do pass.

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BACKGROUND

PURPOSE OF THE BILL

The Committee recommendation addresses the President's supplemental requests contained in budget estimate No. 1, transmitted on April 9, 2009 (H. Doc. 111–27), budget estimate No. 2, transmitted on April 30, 2009 (H. Doc. 111–____), and budget estimate No. 3, transmitted on May 13, 2009 (H. Doc. 111–____).

SUMMARY OF BILL

The administration requested $89,945,120,000 for the costs of overseas deployments and related activities, including $1,500,000,000 for unanticipated needs for influenza. The Committee is recommending $91,266,619,000 for these same purposes and for cost of responding to natural disasters.

CANCELLATIONS

The President's request includes in excess of $3,000,000,000 in the cancellation of budget authority. The Committee is rejecting each request for cancellation since no legal authority exists for the administration to propose such actions.

Under the Congressional Budget Impoundment Control Act of 1974 (Public Law 93–344), the Congress and administration agreed on the legal authorities regarding the use of appropriated funding. Under that act, the President is required to either obligate the funds as appropriated by the Congress or to propose the funding for rescission if he or she chooses not to spend the funds. The act permitted the President to defer funds for either policy or programmatic reasons, but that authority was severely reduced as a result of the *City of New Haven* v. *United States*, No. 86–5319 (D.C. Cir. 1987, aff'g, 634 F. Supp. 1449 (D.D.C. 1986), which found that the authority to defer was inextricably related to an unconstitutional legislative veto provision. The court decision left the President with limited authority to defer funds but only if it were determined that the funds could not be obligated for legitimate programmatic reasons. The act did not allow for the Executive Branch to offer any other mechanism not to spend the funds provided by the Congress. Therefore, the use of cancellations as a substitute for rescissions submitted in a special message is not authorized.

In lieu of the proposal by the administration, the Committee has agreed to rescind funds from many of the programs proposed for cancellation, as well as from several other programs which the Committee believes are not needed. The Committee directs that, in the future, the administration only propose rescissions as authorized by law in those instances in which it desires not to spend the funds as appropriated.

Cyber Security

The Committee recognizes that the administration's review of cyber security plans, programs, and activities for the development of a strategic framework will soon be completed. The Committee directs the Department of Defense, the Department of Homeland Security, the Department of Justice, and the Office of Management and Budget, as well as other Federal departments and agencies with major responsibilities related to cyber security, to provide a joint briefing to the Committee on Appropriations no later than June 1, 2009. The briefing should provide a comprehensive explanation of the resources requested in the President's fiscal year 2010 budget related to cyber security, and any budget amendments that might be necessary due to the findings of the review. Further, the Committee recognizes that users of cyberspace have differing requirements, operating policies, philosophies, and cost tradeoffs. Therefore, the briefing should also provide an explanation of how the requested resources will provide additional security for the distinct users of cyberspace including: Federal, State, and local governments; the private sector, including critical infrastructure sectors; academia and education; and the general public. Following the initial briefing, the Committee directs the Departments to provide quarterly briefings to the Committee on the use of funds and the progress made in addressing cyber security concerns.

Southwest Border Initiatives

Since the President of Mexico initiated his efforts in 2008 to combat the drug trafficking organizations threatening his country and this hemisphere, more than 7,200 individuals have been killed and Mexican Government officials have been increasingly targeted. The U.S. Deputy Attorney General testified on March 25, 2009, that drug cartels have become the number one organized crime threat in America. The Department of Justice's December 2008 "National Drug Threat Assessment, 2009" stated that these drug cartels have infiltrated 230 cities across the United States. The border security and counterdrug efforts funded by the Congress in recent years have made it much more difficult and expensive for these drug cartels to conduct business. As increased enforcement efforts have resulted in arrests and dismantlement of many of these organizations, the remaining drug cartels have resorted to violence. Specifically, they have begun targeting each others' smuggling routes and loads of human and drug cargo.

In support of the Mexican Government's actions and in response to this violence and to prevent its spilling over into the United States, the administration has taken significant steps to send additional personnel and resources both to the Southwest border as well as the Government of Mexico. The Department of Homeland Security has redirected $184,000,000 in existing resources to send more Border Patrol agents and other security personnel to conduct outbound examinations of vehicles and containers to stem the smuggling of weapons and cash which arm and support the cartels. The Department of Justice has redirected $92,950,000 to relocate agents and other security personnel from the Drug Enforcement

Administration, the Bureau of Alcohol, Tobacco, Firearms and Explosives, and the U.S. Marshals Service to the Southwest border to disrupt arms and drug trafficking and apprehend fugitive criminals.

The President requested $350,000,000 for unspecified purposes related to activities on the Southwest border. He requested that the funds be appropriated to the Department of Defense, for transfer to appropriate agencies. The Committee has included $350,000,000 for specific purposes in the relevant Departments. These initiatives are summarized here and detailed in the respective titles.

To support the effort to combat violence and drug trafficking on the Southwest border, and also ensure that security gaps are not created elsewhere in this country, the Committee includes a total of $250,000,000 in additional resources to further address this problem. The Committee includes $140,000,000 for the Department of Homeland Security to hire additional investigators, officers, and intelligence personnel to expand Border Enforcement Support Teams and other anti-smuggling and anti-violence initiatives. Funds are also included for additional vehicle inspection and personal protection equipment, Coast Guard High Endurance Cutter maintenance, as well as to pay for overtime, temporary duty, and additional flight hours of surveillance equipment. Finally, funds are included for State, local, and tribal law enforcement agencies on the Southwest border to coordinate security efforts with the Federal Government.

The Committee includes $100,000,000 for the Department of Justice to hire additional agents and investigators to apprehend violent fugitives and drug traffickers. In addition, funds are included to upgrade technology to facilitate cooperation with Mexican law enforcement officials. Existing joint law enforcement investigations have resulted in the apprehension of high ranking members of drug cartels who are engaged in illicit gun trafficking and illegal drug smuggling. Funds are also included to provide additional security to Federal judges and other judicial personnel who have experienced heightened threats due to the escalating violence along the Southwest border. Finally, funds are included to cover detention costs of a significant increase in new bookings due to ramped up immigration enforcement and arrests of drug traffickers and violent gang members on the Southwest border. The Committee includes $10,000,000 for the Judiciary to help address the projected growth in the criminal caseload associated with the additional Immigration and Customs Enforcement, Drug Enforcement Administration, and Bureau of Alcohol, Tobacco, and Firearms agents and U.S. Attorneys that are being added to offices on the Southwest border.

In addition, the Committee includes $100,000,000 for the Department of Health and Human Services and the Department of Homeland Security for the increased costs of implementing the Trafficking Victims Protection Reauthorization Act, which became law on December 23, 2008. This law has resulted in the need to pay additional shelter and transportation costs for an estimated 3,400 additional unaccompanied alien children, primarily on the Southwest border.

TITLE I—SUBCOMMITTEE ON AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND RELATED AGENCIES

DEPARTMENT OF AGRICULTURE

OFFICE OF THE SECRETARY

The Committee supports the role of the U.S. Department of Agriculture [USDA] as part of a multiagency initiative to achieve global food security and promote sustainable agricultural production systems in developing countries. The Committee strongly believes that the expertise of USDA, and its relationships with the land grant university network, should be part of this strategy. The Secretary of Agriculture is directed to consult with the Secretary of State and other relevant officials toward the establishment of a cooperative agreement to include USDA research and extension functions (including activities involving the land grant system) to assist the agricultural sectors in developing countries for improvement of farming, conservation, and marketing capabilities and to enhance their level of food security. From funds appropriated under this act (or other funds as may be proper) the Secretary of Agriculture is further encouraged to seek transfers, as may be appropriate, to USDA to carry out this directive. The Secretary is also directed to provide a report to the Committee on the outcome of such consultations.

FOREIGN AGRICULTURAL SERVICE

PUBLIC LAW 480 TITLE II GRANTS

2009 appropriation to date	[1] $1,620,900,000
2009 supplemental estimate	300,000,000
Committee recommendation	700,000,000

[1] Includes $395,000,000 of the fiscal year 2008 supplemental that became available on October 1, 2008.

The Committee recommends $700,000,000 for the Public Law 480 title II grants for humanitarian food assistance in Africa and elsewhere, and for additional unanticipated emergency needs. This recommendation would allow the United States to meet its historical share of food aid contributions.

GENERAL PROVISION—THIS TITLE

SEC. 101. This section makes unobligated balances available for the Emergency Conservation Program [ECP]. The Committee notes that the need for ECP funds for prior natural disasters has been met. By allowing unobligated balances, including approximately $74,000,000 previously appropriated for damage caused by Hurricane Katrina, to be used for authorized purposes, farmers and ranchers whose property has been damaged from flooding, ice

storms, wildfires, drought, tornadoes, hurricanes, or other natural disasters will receive assistance.

SEC. 102. This section makes unobligated balances available for credit programs of the Farm Service Agency.

TITLE II—SUBCOMMITTEE ON COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES

DEPARTMENT OF COMMERCE

ECONOMIC DEVELOPMENT ADMINISTRATION

ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

2009 appropriation to date	$390,000,000
2009 supplemental estimate	.....
Committee recommendation	40,000,000

The Committee recommends $40,000,000 for the Trade Adjustment Assistance for Communities Program as authorized by Section 1872 of Public Law 111–5 to provide grants to communities adversely impacted by trade. Within 60 days of enactment, the Department is directed to submit a plan to the Senate Committee on Appropriations as to how this program will be implemented.

DEPARTMENT OF JUSTICE

The Committee notes that the Department of Justice plays a critical role in the war on terror and protecting national security. In addition to the resources provided in this title, the Committee expects that approximately $100,000,000 of the funds provided to the Department of State will be transferred to the Department of Justice to support ongoing activities in Afghanistan. This transfer will support the Drug Enforcement Administration's [DEA] effort to combat poppy and heroin trade, which is a primary source of funding for the Taliban, provide Deputy U.S. Marshals protective gear, including body armor, vehicles, weaponry and telecommunications equipment, hire U.S. prosecutors to combat fraud and public corruption, and support the Federal Bureau of Investigation's [FBI] efforts to train prosecutors and criminal investigators in Afghanistan, as well as to assist with current kidnapping investigations in the region.

GENERAL ADMINISTRATION

SALARIES AND EXPENSES

2009 appropriation to date	$105,805,000
2009 supplemental estimate	30,000,000
Committee recommendation	30,000,000

The Committee recommends the President's request of $30,000,000. Funding shall only be for carrying out Department of Justice responsibilities under the President's Executive Orders 13491, 13492, and 13493, which require the Attorney General to: coordinate an immediate review of the status of each individual currently detained at Guantanamo Bay; Co-Chair the Special Task

Force on Detainee Disposition; and Chair the Special Task Force on Interrogation and Transfer Policies. The Executive Orders require the Department of Justice to provide administrative support and funding for the task forces. Funds have been requested by the President and recommended by the Committee to provide the secure space and equipment necessary for task force personnel to review classified information, pay necessary expenses to detail approximately 70 Department of Justice attorneys and professional support staff for the task forces, and to complete required security clearances for task force personnel. Therefore, no funds are provided in this Title to transfer, relocate, or incarcerate Guantanamo Bay detainees to or within the United States.

DETENTION TRUSTEE

2009 appropriation to date	$1,295,319,000
2009 supplemental estimate	.....
Committee recommendation	60,000,000

The Committee recommends $60,000,000 for detention costs due to increased enforcement on the United States-Mexico border. The Detention Trustee has seen an unanticipated significant increase of new bookings due to ramped-up immigration enforcement and arrests of drug traffickers and violent gang members on the Southwest border.

LEGAL ACTIVITIES

SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

2009 appropriation to date	$804,007,000
2009 supplemental estimate	1,648,000
Committee recommendation	1,648,000

The Committee recommends the President's request of $1,648,000 to continue existing Iraq and Afghanistan training and assistance programs. The Criminal Division trains and assists judges, investigators, prosecutors, and other components of the criminal justice systems in Iraq and Afghanistan.

SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

2009 appropriation to date	$1,836,336,000
2009 supplemental estimate	5,000,000
Committee recommendation	15,000,000

The Committee recommends the President's request of $5,000,000 for the U.S. Attorneys for ongoing litigation expenses associated with terrorism prosecutions. The Committee also recommends $10,000,00 for 45 new attorneys and 10 new support staff to prosecute mortgage fraud, financial fraud, and market manipulation.

UNITED STATES MARSHALS SERVICE

SALARIES AND EXPENSES

2009 appropriation to date	$950,000,000
2009 supplemental estimate	.....
Committee recommendation	10,000,000

The Committee recommends $10,000,000 for the United States Marshals Service. Of the funds provided, $4,000,000 is for U.S. Marshals to provide enhanced security for judges and other judicial personnel due to an increasingly dangerous environment on the Southwest border, $5,000,000 is for additional resources for the Marshals to apprehend criminals and drug traffickers who have fled to Mexico so they can be extradited and prosecuted in the United States, and $1,000,000 is to upgrade surveillance equipment used to monitor drug cartels and violent gang members.

NATIONAL SECURITY DIVISION

SALARIES AND EXPENSES

2009 appropriation to date	$83,789,000
2009 supplemental estimate	1,389,000
Committee recommendation	1,389,000

The Committee recommends the President's request of $1,389,000 for the National Security Division to support ongoing investigations and prosecutions related to overseas contingency operations.

FEDERAL BUREAU OF INVESTIGATIONS

SALARIES AND EXPENSES

2009 appropriation to date	$7,065,140,000
2009 supplemental estimate	.....
Committee recommendation	35,000,000

The Committee recommends $35,000,000 for the Federal Bureau of Investigation [FBI] to investigate mortgage fraud, predatory lending, financial fraud, and market manipulation. The sub-prime mortgage crisis threatens the Nation's economic security. Suspicious Activity Reports filed by various financial institutions increased almost 200 percent within the last 3 years alone, and show no signs of decreasing. This increase in mortgage fraud activity is greatly straining the FBI's white-collar crime investigative capabilities. Recommended funding will enable the FBI to hire 79 new agents and 113 professional support staff such as forensic accountants devoted to fraud cases.

DRUG ENFORCEMENT ADMINISTRATION

SALARIES AND EXPENSES

2009 appropriation to date	$1,939,084,000
2009 supplemental estimate	.....
Committee recommendation	20,000,000

The Committee recommends $20,000,000 to expand Drug Enforcement Administration's [DEA] Sensitive Investigative Unit [SIU] program in Mexico. This program recruits, selects, and trains foreign police officers to work cooperatively with DEA to prevent the flow of illegal drugs into the United States.

BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES

SALARIES AND EXPENSES

2009 appropriation to date	$1,054,215,000
2009 supplemental estimate	4,000,000
Committee recommendation	14,000,000

The Committee recommends $14,000,000 for the Bureau of Alcohol, Tobacco, Firearms and Explosives [ATF]. Of the funds provided, $4,000,000 is for the President's request to support ATF's role in the global war on terror in Iraq and Afghanistan, where ATF agents provide technical assistance to the military in identifying and dismantling Improvised Explosive Devices [IED], $4,000,000 is to upgrade technology to share ballistics evidence with Mexico to combat the escalation of violence on the Southwest border, and $6,000,000 is for Project Gunrunner, ATF's strategic initiative to deny firearms to criminal organizations in Mexico and along the Southwest border.

FEDERAL PRISON SYSTEM

SALARIES AND EXPENSES

2009 appropriation to date	$5,595,754,000
2009 supplemental estimate	5,038,000
Committee recommendation	5,038,000

The Committee recommends the President's request of $5,038,000 for the Bureau of Prisons to monitor prisoner communications to screen for terrorist threats and activities.

GENERAL PROVISIONS—THIS TITLE

SEC. 201. Designates certain funding as being for overseas deployment and other activities.

SEC. 202. Prohibits the use of funds in this title to transfer, relocate, or incarcerate Guantanamo Bay detainees to or within the United States.

TITLE III—SUBCOMMITTEE ON DEPARTMENT OF DEFENSE

DEPARTMENT OF DEFENSE—MILITARY

2009 appropriation to date [1]	$549,421,046,000
2009 supplemental estimate	73,722,827,000
Committee recommendation	73,023,506,000

[1] Includes funds provided in Public Laws 110–329, 110–252, and 111–05.

The Committee recommends an appropriation of $73,023,506,000 for overseas contingency operations.

COMMITTEE RECOMMENDED PROGRAM

The following table summarizes the Committee recommendation:

[In thousands of dollars]

Account	Budget request	Committee recommendation	Committee recommendation v. budget request
Military Personnel:			
Military Personnel, Army	10,195,106	11,455,777	+1,260,671
Military Personnel, Navy	1,354,782	1,565,227	+210,445
Military Personnel, Marine Corps	1,419,979	1,464,353	+44,374
Military Personnel, Air Force	1,390,554	1,469,173	+78,619
Reserve Personnel, Army	284,155	387,155	+103,000
Reserve Personnel, Navy	39,478	39,478	.....
Reserve Personnel, Marine Corps	29,179	29,179	.....
Reserve Personnel, Air Force	16,943	14,943	−2,000
National Guard Personnel, Army	1,439,333	1,542,333	+103,000
National Guard Personnel, Air Force	17,860	46,860	+29,000
Total, Military Personnel	16,187,369	18,014,478	+1,827,109
Operation and Maintenance:			
Operation and Maintenance, Army	14,119,401	13,933,801	−185,600
Operation and Maintenance, Navy	2,390,116	2,337,360	−52,756
Operation and Maintenance, Marine Corps	1,090,842	1,037,842	−53,000
Operation and Maintenance, Air Force	6,294,031	5,992,125	−301,906
Operation and Maintenance, Defense-Wide	5,667,483	5,065,783	−601,700
Operation and Maintenance, Army Reserve	115,017	110,017	−5,000
Operation and Maintenance, Navy Reserve	25,569	25,569	.....
Operation and Maintenance, Marine Corps Reserve	30,775	30,775	.....
Operation and Maintenance, Air Force Reserve	34,599	34,599	.....
Operation and Maintenance, Army National Guard	203,399	203,399	.....
Iraq Freedom Fund	415,000	.....	−415,000
Afghanistan Security Forces Fund	3,606,939	3,606,939	.....
Iraq Security Forces Fund	.....	1,000,000	+1,000,000
Pakistan Counterinsurgency Capability Fund	400,000	400,000	.....
Total, Operation and Maintenance	34,393,171	33,778,209	−614,962
Procurement:			
Aircraft Procurement, Army	762,604	315,684	−446,920
Missile Procurement, Army	767,141	737,041	−30,100
Procurement of WTCV, Army	1,683,371	1,434,071	−249,300
Procurement of Ammunition, Army	230,075	230,075	.....
Other Procurement, Army	8,121,572	7,029,145	−1,092,427

[In thousands of dollars]

Account	Budget request	Committee recommendation	Committee recommendation v. budget request
Aircraft Procurement, Navy	600,999	754,299	+153,300
Weapons Procurement, Navy	99,540	31,403	−68,137
Procurement of Ammunition, Navy and Marine Corps	348,919	348,919	.....
Other Procurement, Navy	264,826	207,181	−57,645
Procurement, Marine Corps	1,638,386	1,658,347	+19,961
Aircraft Procurement, Air Force	2,378,818	2,064,118	−314,700
Missile Procurement, Air Force	57,416	49,716	−7,700
Procurement of Ammunition, Air Force	183,684	138,284	−45,400
Other Procurement, Air Force	1,834,953	1,910,343	+75,390
Procurement, Defense-Wide	197,068	237,868	+40,800
National Guard and Reserve Equipment	.....	500,000	+500,000
Mine Resistant Ambush Protected Vehicle Fund	2,693,000	4,243,000	+1,550,000
Total, Procurement	21,862,372	21,889,494	+27,122
Research, Development, Test and Evaluation:			
Research, Development, Test and Evaluation, Army	73,734	71,935	−1,799
Research, Development, Test and Evaluation, Navy	144,536	141,681	−2,855
Research, Development, Test and Evaluation, Air Force	108,259	174,159	+65,900
Research, Development, Test and Evaluation, Defense-Wide	483,368	498,168	+14,800
Total, Research, Development, Test and Evaluation	809,897	885,943	+76,046
Revolving and Management Funds:			
Defense Working Capital Funds	846,726	861,726	+15,000
Total, Revolving and Management Funds	846,726	861,726	+15,000
Other Department of Defense Programs:			
Defense Health Program	909,297	909,297	.....
Drug Interdiction and Counter-Drug Activities	141,198	123,398	−17,800
Joint Improvised Explosive Device Defeat Fund	1,466,746	1,116,746	−350,000
Office of the Inspector General	9,551	9,551	.....
Total, Other Department of Defense Programs	2,526,792	2,158,992	−367,800
General Provisions:			
Special Transfer Authority	(4,000,000)	(2,500,000)	(−1,500,000)
Increase to General Transfer Authority	(1,500,000)	.....	(−1,500,000)
Defense Cooperation Account	6,500	6,500	.....
ISFF Fiscal Year 2009 Bridge Rescission	−1,000,000	.....	+1,000,000
ISFF	1,000,000	.....	−1,000,000
ASFF Fiscal Year 2009 Bridge Rescission	−125,000	.....	+125,000
ASFF	125,000	.....	−125,000
OMDW Transfer to State	(30,000)	.....	(−30,000)
Rescissions	−2,910,000	−4,571,836	−1,661,836
Total, General Provisions	−2,903,500	−4,565,336	−1,661,836
TOTAL	73,722,827	73,023,506	−699,321

OVERVIEW

COMMITTEE RECOMMENDATION

The Department of Defense requested $73,722,827,000 in additional supplemental funding for overseas contingency operations in Iraq and Afghanistan. This request, together with the $65,921,157,000 already made available this fiscal year for overseas contingency operations, would bring funding for overseas con-

tingency operations in fiscal year 2009 to $139,643,984,000. The Committee has carefully reviewed the budget request and recommends $73,023,506,000 for operations, personnel costs, and equipment reconstitution related to overseas contingency operations.

This funding will ensure that our forces engaged in operations overseas have the best force protection equipment available as well as the most effective weaponry, communications gear, munitions, and other essential items. Support for the Iraqi and Afghan security forces is funded enabling those nations to continue stepping up their roles in building safety and security. Finally, this recommendation provides funds to ensure that our wounded warriors receive the medical care and services they need upon return from theater. The Committee believes that taking care of our military members and their families is a moral responsibility and has fully funded programs to meet those needs.

REPORTING REQUIREMENTS

The Secretary of Defense is directed to provide a report to the congressional defense committees within 30 days of enactment of this legislation on the allocation of the funds within the accounts listed in this title. The Secretary shall submit updated reports 30 days after the end of each fiscal quarter until funds listed in this title are no longer available for obligation. The Secretary is directed that these reports shall include: a detailed accounting of obligations and expenditures of appropriations provided in this title by program and subactivity group for the continuation of military operations in Iraq and Afghanistan; and a listing of equipment procured using funds provided in this title. It is expected that in order to meet unanticipated requirements, the Department of Defense may need to transfer funds within these appropriation accounts for purposes other than those specified in this report. The Department of Defense is directed to follow normal prior approval reprogramming procedures should it be necessary to transfer funding between different appropriations accounts in this title.

Additionally, the Department of Defense is directed to submit monthly supplemental execution reports to the congressional defense committees that include the following information by appropriation: funding appropriated, funding allocated, monthly obligations, monthly disbursements, cumulative fiscal year obligations, and cumulative fiscal year disbursements.

MILITARY SPOUSE CAREER ASSISTANCE

The Committee recognizes that obtaining employment at new duty locations can be difficult for military spouses who frequently relocate. The Committee is aware that the Department of Defense would like to build and fund initiatives to help ease transition issues. Since these types of initiatives require legislative changes, the Committee urges the Department of Defense to work with the authorizing committees to amend current law to help address military spouse career transition assistance.

YELLOW RIBBON REINTEGRATION PROGRAM

The Committee commends the Department for fully funding the fiscal year 2009 Yellow Ribbon Reintegration Program requirements in this request. Reintegration programs are important in helping our Guardsmen and Reservists transition back to civilian life since Reservists lack the support network provided at an active duty installation. The Committee hopes the Department continues to prioritize reintegration and family support programs.

INTELLIGENCE, SURVEILLANCE, AND RECONNAISSANCE

The President's request includes $472,200,000 in programs recommended by the Secretary of Defense's Intelligence, Surveillance, and Reconnaissance [ISR] Task Force. The Committee has been made aware of additional urgent ISR enhancements, including additional requirements identified by the ISR Task Force. The bill therefore redirects funds from the Joint Rapid Acquisition Cell to specific appropriations to meet these urgent warfighter priorities. The transfers are detailed in the table below.

In addition, the Committee is concerned about the tendency of temporary, single-issue acquisition initiatives to grow into persistent, stovepiped bureaucracies with increasingly ambiguous mandates. This tendency is often the result of deficiencies in the acquisitions process, in which urgent joint requirements are too often not effectively addressed.

The Congress and the administration agree on the need to make substantial improvements to the Department's acquisition process. The Committee believes that ISR is an ideal arena to demonstrate the needed reforms, by requiring the services to jointly identify capability gaps, find solutions, and deliver new technology to the warfighter in a more rapid and efficient manner. Therefore, the Committee directs the Secretary of Defense to develop a plan to transition the responsibilities of the ISR Task Force to the appropriate joint or service-led program offices during fiscal year 2010, and provide the transition strategy to the congressional defense committees no later than October 1, 2009.

[In thousands of dollars]

Account	Line	Item	Amount
Operation and Maintenance, Air Force	Operating Forces	Afghan ISR Infrastructure.	2,200
Operation and Maintenance, Air Force	Operating Forces	LEC PED (Project Liberty).	15,500
Operation and Maintenance, Defense-Wide	Classified Programs.		4,400
Other Procurement, Army	Rapid Equipping Soldier Support Equipment.	Kabul Persistent Threat Detection System.	15,900
Other Procurement, Army	Modification of In-Service Equipment (Intel Support).	RDA Leave Behind—Acoustic UGS.	3,250
Other Procurement, Army	Tactical UAS	Multi Band Receivers.	80,000
Procurement, Marine Corps	Communication and Electronic Infrastructure Support.	RDA Leave Behind—Acoustic UGS.	2,250

[In thousands of dollars]

Account	Line	Item	Amount
Other Procurement, Air Force	USCENTCOM	Afghan ISR Infrastructure.	12,800
Other Procurement, Air Force	Classified Programs.		20,000
Procurement, Defense-Wide	Classified Programs.		40,800
Research, Development, Test and Evaluation, Army	Night Vision Systems—SDD.	Kabul Persistent Threat Detection System.	4,400
Research, Development, Test and Evaluation, Navy	Manned Reconnaissance Systems.	Saber Focus	26,700
Research, Development, Test and Evaluation, Air Force	LINK 16 Support and Sustainment.	Interim Gateway/ Battlefield Airborne Communication Node.	61,000
Research, Development, Test and Evaluation, Air Force	Classified Programs.		4,900
Research, Development, Test and Evaluation, Defense-Wide.	Classified Programs.		37,800
Total			331,900

MILITARY PERSONNEL

The Committee recommends $18,014,478,000 for pay, allowances, and other personnel costs for Active, Reserve, and Guard troops activated for duty in Iraq, Afghanistan, and other contingency operations. This recommendation includes funding for subsistence, permanent change of station travel, and special pays including Imminent Danger Pay, Family Separation Allowance, and Hardship Duty Pay.

Grow the Force.—In addition to the funding included in this request for the Grow the Force initiative, the Committee recommendation provides an additional $489,000,000 to complete the Department's efforts to increase the end strength levels of the Army and Marine Corps. These efforts should help relieve the strain placed on servicemembers due to the high operational tempo.

Cost and Rate Increases.—The Committee recommends an additional $1,484,268,000 in funding to cover identified shortfalls resulting from recent rate increases in Basic Pay, Retired Pay Accrual, Basic Allowance for Housing, and Basic Allowance for Subsistence, as well as unanticipated programmatic adjustments such as increased clothing and education costs.

Recruiting and Retention Bonuses.—Currently, nearly all Active and Reserve components are at or above their budgeted end strength levels. Yet, bonus payments have not been significantly adjusted to reflect the changed environment. For this reason, the Committee recommends a reduction to the Army and Army Guard's requests for recruiting and retention bonuses by $75,000,000 and $65,000,000, respectively.

The following table provides details of recommendations for the military personnel accounts:

[In thousands of dollars]

Account	Budget request	Committee recommendation	Committee recommendation v. budget request
Military Personnel:			
Military Personnel, Army	10,195,106	11,455,777	+1,260,671
Military Personnel, Navy	1,354,782	1,565,227	+210,445
Military Personnel, Marine Corps	1,419,979	1,464,353	+44,374
Military Personnel, Air Force	1,390,554	1,469,173	+78,619
Reserve Personnel, Army	284,155	387,155	+103,000
Reserve Personnel, Navy	39,478	39,478	.....
Reserve Personnel, Marine Corps	29,179	29,179	.....
Reserve Personnel, Air Force	16,943	14,943	−2,000
National Guard Personnel, Army	1,439,333	1,542,333	+103,000
National Guard Personnel, Air Force	17,860	46,860	+29,000
Total, Military Personnel	16,187,369	18,014,478	+1,827,109

MILITARY PERSONNEL, ARMY

2009 appropriation to date $37,221,736,000
2009 supplemental estimate 10,195,106,000
Committee recommendation 11,455,777,000

The Committee recommends $11,455,777,000 for Military Personnel, Army. The recommendation is $1,260,671,000 above the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
	BA 1: PAY AND ALLOWANCES OF OFFICERS:			
5	Basic Pay	1,211,678	1,211,678	.....
10	Retired Pay Accrual	274,287	274,287	.....
25	Basic Allowance for Housing	302,627	302,627	.....
30	Basic Allowance for Subsistence	43,987	43,987	.....
35	Incentive Pays	13,188	13,188	.....
40	Special Pays	263,375	275,769	+12,394
	Hardship Duty Pay—Deferred from H.R. 2638	.....	.....	+7,650
	Hostile Fire Pay—Deferred from H.R. 2638	.....	.....	+4,744
45	Allowances	68,778	68,778	.....
50	Separation Pay	22,612	22,612	.....
55	Social Security Tax	92,693	92,693	.....
	TOTAL, BUDGET ACTIVITY 1	2,293,225	2,305,619	+12,394
	BA 2: PAY AND ALLOWANCES OF ENLISTED PERSONNEL:			
60	Basic Pay	2,478,940	2,478,940	.....
65	Retired Pay Accrual	552,332	552,332	.....
80	Basic Allowance for Housing	1,070,269	1,070,269	.....
85	Incentive Pays	26,865	26,865	.....
90	Special Pays	1,213,374	1,199,651	−13,723
	Hardship Duty Pay—Deferred from H.R. 2638	.....	.....	+45,000
	Hostile Fire Pay—Deferred from H.R. 2638	.....	.....	+16,277
	Recruiting and Retention Bonuses—Excess to Requirement	.....	.....	−75,000
95	Allowances	301,146	301,146	.....
100	Separation Pay	89,259	89,259	.....
105	Social Security Tax	189,823	189,823	.....
	TOTAL, BUDGET ACTIVITY 2	5,922,008	5,908,285	−13,723

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
	BA 4: SUBSISTENCE OF ENLISTED PERSONNEL:			
115	Basic Allowance for Subsistence	520,905	520,905	
120	Subsistence-In-Kind	986,145	986,145	
	TOTAL, BUDGET ACTIVITY 4	1,507,050	1,507,050	
	BA 5: PERMANENT CHANGE OF STATION TRAVEL:			
135	Operational Travel	82,714	82,714	
140	Rotational Travel	68,271	68,271	
	TOTAL, BUDGET ACTIVITY 5	150,985	150,985	
	BA 6: OTHER MILITARY PERSONNEL COSTS:			
175	Interest on Uniformed Services Savings	21,780	21,780	
180	Death Gratuities	71,000	71,000	
185	Unemployment Benefits	65,334	65,334	
212	Reserve Income Replacement Program	8,200	8,200	
216	SGLI Extra Hazard Payments	155,524	69,524	−86,000
	Excess to Requirement			−86,000
	TOTAL, BUDGET ACTIVITY 6	321,838	235,838	−86,000
	UNDISTRIBUTED ADJUSTMENTS:			
	Year of Execution/Rate Changes		953,100	+953,100
	Funds Requested in Legislative Provisions		394,900	+394,900
	TOTAL, UNDISTRIBUTED ADJUSTMENTS		1,348,000	+1,348,000
	TOTAL, MILITARY PERSONNEL, ARMY	10,195,106	11,455,777	+1,260,671

MILITARY PERSONNEL, NAVY

2009 appropriation to date $24,112,553,000
2009 supplemental estimate 1,354,782,000
Committee recommendation 1,565,227,000

The Committee recommends $1,565,227,000 for Military Personnel, Navy. The recommendation is $210,445,000 above the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
	BA 1: PAY AND ALLOWANCES OF OFFICERS:			
5	Basic Pay	263,985	263,985	
10	Retired Pay Accrual	67,109	67,109	
25	Basic Allowance for Housing	87,995	87,995	
30	Basic Allowance for Subsistence	8,896	8,896	
35	Incentive Pays	1,110	1,110	
40	Special Pays	25,690	29,335	+3,645
	Hardship Duty Pay—Deferred from H.R. 2638			+1,463
	Imminent Danger Pay—Deferred from H.R. 2638			+2,182
45	Allowances	15,251	15,251	
50	Separation Pay	6	6	
55	Social Security Tax	20,195	20,195	
	TOTAL, BUDGET ACTIVITY 1	490,237	493,882	+3,645

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
	BA 2: PAY AND ALLOWANCES OF ENLISTED PERSONNEL:			
60	Basic Pay	310,721	310,721	
65	Retired Pay Accrual	79,966	79,966	
80	Basic Allowance for Housing	158,257	158,257	
85	Incentive Pays	539	539	
90	Special Pays	92,732	120,132	+27,400
	Hardship Duty Pay—Deferred from H.R. 2638			+7,400
	Imminent Danger Pay—Deferred from H.R. 2638			+20,000
95	Allowances	29,212	29,212	
100	Separation Pay	3,578	3,578	
105	Social Security Tax	23,770	23,770	
	TOTAL, BUDGET ACTIVITY 2	698,775	726,175	+27,400
	BA 4: SUBSISTENCE OF ENLISTED PERSONNEL:			
115	Basic Allowance for Subsistence	35,127	35,127	
120	Subsistence-In-Kind	12,766	12,766	
	TOTAL, BUDGET ACTIVITY 4	47,893	47,893	
	BA 5: PERMANENT CHANGE OF STATION TRAVEL:			
125	Accession Travel	4,855	4,855	
135	Operational Travel	26,222	26,222	
140	Rotational Travel	28,096	28,096	
145	Separation Travel	2,919	2,919	
	TOTAL, BUDGET ACTIVITY 5	62,092	62,092	
	BA 6: OTHER MILITARY PERSONNEL COSTS:			
180	Death Gratuities	2,600	2,600	
185	Unemployment Benefits	18,244	18,244	
212	Reserve Income Replacement Program	50	50	
216	SGLI Extra Hazard Payments	34,891	11,991	−22,900
	Excess to Requirement			−22,900
	TOTAL, BUDGET ACTIVITY 6	55,785	32,885	−22,900
	UNDISTRIBUTED ADJUSTMENT:			
	Year of Execution/Rate Changes		202,300	+202,300
	TOTAL, UNDISTRIBUTED ADJUSTMENT		202,300	+202,300
	TOTAL, MILITARY PERSONNEL, NAVY	1,354,782	1,565,227	+210,445

MILITARY PERSONNEL, MARINE CORPS

2009 appropriation to date	$11,847,974,000
2009 supplemental estimate	1,419,979,000
Committee recommendation	1,464,353,000

The Committee recommends $1,464,353,000 for Military Personnel, Marine Corps. The recommendation is $44,374,000 above the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
	BA 1: PAY AND ALLOWANCES OF OFFICERS:			
5	Basic Pay	97,044	97,044	
10	Retired Pay Accrual	22,989	22,989	
25	Basic Allowance for Housing	32,756	32,756	
30	Basic Allowance for Subsistence	3,530	3,530	
40	Special Pays	49,906	50,175	+269
	Hardship Duty Pay—Deferred from H.R. 2638			+269
45	Allowances	8,445	8,445	
55	Social Security Tax	7,423	7,423	
	TOTAL, BUDGET ACTIVITY 1	222,093	222,362	+269
	BA 2: PAY AND ALLOWANCES OF ENLISTED PERSONNEL:			
60	Basic Pay	482,113	482,113	
65	Retired Pay Accrual	121,588	121,588	
80	Basic Allowance for Housing	123,749	123,749	
90	Special Pays	210,228	212,830	+2,602
	Hardship Duty Pay—Deferred from H.R. 2638			+2,602
95	Allowances	46,656	46,656	
100	Separation Pay	2,953	2,953	
105	Social Security Tax	36,758	36,758	
	TOTAL, BUDGET ACTIVITY 2	1,024,045	1,026,647	+2,602
	BA 4: SUBSISTENCE OF ENLISTED PERSONNEL:			
115	Basic Allowance for Subsistence	54,056	54,056	
	TOTAL, BUDGET ACTIVITY 4	54,056	54,056	
	BA 5: PERMANENT CHANGE OF STATION TRAVEL:			
125	Accession Travel	4,010	4,010	
135	Operational Travel	51,356	51,356	
	TOTAL, BUDGET ACTIVITY 5	55,366	55,366	
	BA 6: OTHER MILITARY PERSONNEL COSTS:			
180	Death Gratuities	3,400	3,400	
185	Unemployment Benefits	24,500	24,500	
216	SGLI Extra Hazard Payments	36,519	25,619	−10,900
	Excess to Requirement			−10,900
	TOTAL, BUDGET ACTIVITY 6	64,419	53,519	−10,900
	UNDISTRIBUTED ADJUSTMENT:			
	Year of Execution/Rate Changes		52,403	+52,403
	TOTAL, UNDISTRIBUTED ADJUSTMENT		52,403	+52,403
	TOTAL, MILITARY PERSONNEL, MARINE CORPS	1,419,979	1,464,353	+44,374

MILITARY PERSONNEL, AIR FORCE

2009 appropriation to date	$25,178,789,000
2009 supplemental estimate	1,390,554,000
Committee recommendation	1,469,173,000

The Committee recommends $1,469,173,000 for Military Personnel, Air Force. The recommendation is $78,619,000 above the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
	BA 1: PAY AND ALLOWANCES OF OFFICERS:			
5	Basic Pay	190,254	190,254	
10	Retired Pay Accrual	40,144	40,144	
25	Basic Allowance for Housing	59,781	59,781	
30	Basic Allowance for Subsistence	7,514	7,514	
40	Special Pays	15,425	23,636	+8,211
	Hostile Fire Pay—Deferred from H.R. 2638			+6,670
	Hardship Duty Pay—Deferred from H.R. 2638			+1,541
45	Allowances	6,831	6,831	
55	Social Security Tax	14,555	14,555	
	TOTAL, BUDGET ACTIVITY 1	334,504	342,715	+8,211
	BA 2: PAY AND ALLOWANCES OF ENLISTED PERSONNEL:			
60	Basic Pay	480,101	480,101	
65	Retired Pay Accrual	101,302	101,302	
80	Basic Allowance for Housing	175,182	175,182	
90	Special Pays	53,841	93,284	+39,443
	Hostile Fire Pay—Deferred from H.R. 2638			+31,855
	Hardship Duty Pay—Deferred from H.R. 2638			+7,588
95	Allowances	22,457	22,457	
100	Separation Pay	4,818	4,818	
105	Social Security Tax	36,728	36,728	
	TOTAL, BUDGET ACTIVITY 2	874,429	913,872	+39,443
	BA 4: SUBSISTENCE OF ENLISTED PERSONNEL:			
115	Basic Allowance for Subsistence	39,590	39,590	
120	Subsistence-In-Kind	69,864	69,864	
	TOTAL, BUDGET ACTIVITY 4	109,454	109,454	
	BA 5: PERMANENT CHANGE OF STATION TRAVEL;			
135	Operational Travel	5,790	5,790	
	TOTAL, BUDGET ACTIVITY 5	5,790	5,790	
	BA 6: OTHER MILITARY PERSONNEL COSTS:			
185	Unemployment Benefits	16,573	16,573	
216	SGLI Extra Hazard Payments	49,804	13,204	−36,600
	Excess to Requirement			−36,600
	TOTAL, BUDGET ACTIVITY 6	66,377	29,777	−36,600
	UNDISTRIBUTED ADJUSTMENT:			
	Year of Execution/Rate Changes		67,565	+67,565
	TOTAL, UNDISTRIBUTED ADJUSTMENT		67,565	+67,565
	TOTAL, MILITARY PERSONNEL, AIR FORCE	1,390,554	1,469,173	+78,619

RESERVE PERSONNEL, ARMY

2009 appropriation to date	$3,904,296,000
2009 supplemental estimate	284,155,000
Committee recommendation	387,155,000

The Committee recommends $387,155,000 for Reserve Personnel, Army. The recommendation is $103,000,000 above the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
10	Pay Group A Training	116,901	116,901	
80	Special Training	167,254	164,254	−3,000
	Ready Response Reserve Units—Excess to Requirement			−3,000
	Year of Execution/Rate Changes		39,000	+39,000
	Funds Requested in Legislative Provisions		67,000	+67,000
	TOTAL, RESERVE PERSONNEL, ARMY	284,155	387,155	+103,000

Reserve Personnel, Navy

2009 appropriation to date	$1,855,968,000
2009 supplemental estimate	39,478,000
Committee recommendation	39,478,000

The Committee recommends $39,478,000 for Reserve Personnel, Navy. The recommendation is equal to the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
70	School Training	5,166	5,166	
80	Special Training	33,805	33,805	
90	Administration and Support	507	507	
	TOTAL, RESERVE PERSONNEL, NAVY	39,478	39,478	

Reserve Personnel, Marine Corps

2009 appropriation to date	$584,910,000
2009 supplemental estimate	29,179,000
Committee recommendation	29,179,000

The Committee recommends $29,179,000 for Reserve Personnel, Marine Corps. The recommendation is equal to the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
10	Pay Group A Training	8,662	8,662	
80	Special Training	20,517	20,517	
	TOTAL, RESERVE PERSONNEL, MARINE CORPS	29,179	29,179	

Reserve Personnel, Air Force

2009 appropriation to date	$1,423,676,000
2009 supplemental estimate	16,943,000
Committee recommendation	14,943,000

The Committee recommends $14,943,000 for Reserve Personnel, Air Force. The recommendation is $2,000,000 below the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
80	Special Training	16,943	16,943	
	Underexecution of End Strength		−2,000	−2,000
	TOTAL, RESERVE PERSONNEL, AIR FORCE	16,943	14,943	−2,000

NATIONAL GUARD PERSONNEL, ARMY

2009 appropriation to date	$6,766,220,000
2009 supplemental estimate	1,439,333,000
Committee recommendation	1,542,333,000

The Committee recommends $1,542,333,000 for National Guard Personnel, Army. The recommendation is $103,000,000 above the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
10	Pay Group A Training	538,586	538,586	
80	Special Training	330,947	330,947	
90	Administration and Support	569,800	504,800	−65,000
	Recruiting and Retention Bonuses—Excess to Requirement			−65,000
	Year of Execution/Rate Changes		159,000	+159,000
	Funds Requested in Legislative Provisions		9,000	+9,000
	TOTAL, NATIONAL GUARD PERSONNEL, ARMY	1,439,333	1,542,333	+103,000

NATIONAL GUARD PERSONNEL, AIR FORCE

2009 appropriation to date	$2,741,768,000
2009 supplemental estimate	17,860,000
Committee recommendation	46,860,000

The Committee recommends $46,860,000 for National Guard Personnel, Air Force. The recommendation is $29,000,000 above the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
80	Special Training	17,860	17,860	
	Year of Execution/Rate Changes		29,000	+29,000
	TOTAL, NATIONAL GUARD PERSONNEL, AIR FORCE	17,860	46,860	+29,000

OPERATION AND MAINTENANCE

The Committee recommends $33,778,209,000 for the operation and maintenance accounts. These funds are available to fund military operations by the services and Special Operations Forces for incremental pre-deployment training and support, transportation to and from theater, operating tempo in theater, sustainment of equipment, and the full range of logistics and communications and

intelligence assets support. The operation and maintenance accounts also include funding for repair activities which involve the necessary depot and intermediate maintenance required to restore equipment returning from Iraq and Afghanistan to pre-deployment conditions.

The recommendation includes funding for approved and announced additional units to support the troop expansion into Afghanistan. These include one-time operation and maintenance costs to establish facilities and theater infrastructure as well as increased support contracts for new force levels. The drawdown in Iraq has no fiscal impact on fiscal year 2009 operation and maintenance funds because decisions on the majority of force and equipment movements within and out of theater will not be made until after Iraqi elections in December 2009 or January 2010.

The following table provides details of the recommendation for the operation and maintenance accounts:

[In thousands of dollars]

Account	Budget request	Committee recommendation	Committee recommendation v. budget request
Operation and Maintenance:			
Operation and Maintenance, Army	14,119,401	13,933,801	−185,600
Operation and Maintenance, Navy	2,390,116	2,337,360	−52,756
Operation and Maintenance, Marine Corps	1,090,842	1,037,842	−53,000
Operation and Maintenance, Air Force	6,294,031	5,992,125	−301,906
Operation and Maintenance, Defense-Wide	5,667,483	5,065,783	−601,700
Operation and Maintenance, Army Reserve	115,017	110,017	−5,000
Operation and Maintenance, Navy Reserve	25,569	25,569	.....
Operation and Maintenance, Marine Corps Reserve	30,775	30,775	.....
Operation and Maintenance, Air Force Reserve	34,599	34,599	.....
Operation and Maintenance, Army National Guard	203,399	203,399	.....
Iraq Freedom Fund	415,000	.....	−415,000
Afghanistan Security Forces Fund	3,606,939	3,606,939	.....
Iraq Security Forces Fund	.....	1,000,000	+1,000,000
Pakistan Counterinsurgency Capability Fund	400,000	400,000	.....
Total, Operation and Maintenance	34,393,171	33,778,209	−614,962

Operation and Maintenance, Army

2009 appropriation to date	$69,981,768,000
2009 supplemental estimate	14,119,401,000
Committee recommendation	13,933,801,000

The Committee recommends $13,933,801,000 for Operation and Maintenance, Army. The recommendation is $185,600,000 below the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
135	ADDITIONAL ACTIVITIES	13,024,499	12,838,899	−185,600
	Rapid Fielding Initiative Overstatement	.....	.....	−184,200
	Fiscal year 2009 Stryker Requirements Based on SBCT to OEF	.....	.....	+103,600
	Subsistence for Civilians and Contractors	.....	.....	−25,000
	Contractor Price Growth	.....	.....	−30,000
	Army Asymmetric Warfare Office—Baseline Budget Requirement	.....	.....	−50,000
136	COMMANDERS' EMERGENCY RESPONSE PROGRAM	453,000	453,000	.....

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
421	SERVICEWIDE TRANSPORTATION	50,197	50,197	
9999	OTHER PROGRAMS	591,705	591,705	
	Total, Operation and Maintenance, Army	14,119,401	13,933,801	−185,600

The following table provides details within Operation and Maintenance, Army line items recommended by the Committee:

Line	Category	Committee recommendation
135	OIF/OEF Operations and Sustainment	6,000,699
135	LOGCAP	3,719,300
135	C4I (Theater Comms and Intel Non-MIP)	1,457,900
135	Second Destination Transportation	50,200
135	Contract Linguists	262,000
135	Force Protection	279,900
135	Theater Maintenance (Non-Reset)	197,000
135	Stryker Sustainment	201,600
135	Other Maintenance Support	364,100
135	Accelerate Grow the Army	178,200
135	Incremental Base Support Costs	128,000
	Subtotal Additional Activities	12,838,899
136	CERP	453,000
	Subtotal CERP	453,000
421	SERVICEWIDE TRANSPORTATION	50,197
	Subtotal Servicewide Transportation	50,197
9999	OTHER PROGRAMS	591,705
	Subtotal Other Programs	591,705
	Grand Total, Operation and Maintenance, Army	13,933,801

COMMANDERS EMERGENCY RESPONSE PROGRAM

Roads in Afghanistan.—The Committee is aware that challenging road conditions in Afghanistan severely inhibit our troops' ability to move around in theater, transport goods into theater, and contribute to economic development in local communities. The Committee notes that funding for road construction and rehabilitation has been provided through a variety of programs under the Department of Defense and the United States Agency for International Development but is concerned that there is not a coordinated approach to funding individual projects. The Committee recognizes that road repair from battle damage cannot be predicted and supports the continued use of the Commanders Emergency Response Program to fund those efforts. However, the Committee believes that it is now appropriate to take a comprehensive approach to roads in Afghanistan that require improvements or construction and to determine which Agencies or Departments will be responsible for funding them. Recognizing that our increased troop strength is just beginning in Afghanistan, the Committee directs

that no later than February 1, 2010, the Secretary of Defense, in coordination with the Secretary of State and the Administrator for the United States Agency for International Development, report to the Committees on Appropriations on road projects planned for fiscal year 2010 and fiscal year 2011, the program or account funding the project, the cost for the project, contractor performing the work, and an estimated timeline for completing the project.

OPERATION AND MAINTENANCE, NAVY

2009 appropriation to date	$38,567,824,000
2009 supplemental estimate	2,390,116,000
Committee recommendation	2,337,360,000

The Committee recommends $2,337,360,000 for Operation and Maintenance, Navy. The recommendation is $52,756,000 below the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
1A1A	MISSION AND OTHER FLIGHT OPERATIONS	574,597	577,097	+2,500
	Counter Piracy Expenses			+2,500
1A2A	FLEET AIR TRAINING	9,194	9,194	
1A3A	AVIATION TECHNICAL DATA & ENGINEERING SERVICES	3,744	3,744	
1A4A	AIR OPERATIONS AND SAFETY SUPPORT	6,992	6,992	
1A4N	AIR SYSTEMS SUPPORT	16,722	16,722	
1A5A	AIRCRAFT DEPOT MAINTENANCE	53,317	53,317	
1B1B	MISSION AND OTHER SHIP OPERATIONS	224,172	253,872	+29,700
	Counter Piracy Expenses			+29,700
1B2B	SHIP OPERATIONS SUPPORT AND TRAINING	13,140	13,140	
1B4B	SHIP DEPOT MAINTENANCE	155,123	345,123	+190,000
	USS *Port Royal* Ship Repair and Related Damages			+67,000
	USS *Hartford* Ship Repair			+121,000
	USS *New Orleans* Ship Repair			+2,000
1B5B	SHIP DEPOT OPERATIONS SUPPORT	125	125	
1C1C	COMBAT COMMUNICATIONS	7,196	7,196	
1C2C	ELECTRONIC WARFARE	57,523	57,523	
1C4C	WARFARE TACTICS	5,661	5,661	
1C5C	OPERATIONAL METEOROLOGY AND OCEANOGRAPHY	5,953	5,953	
1C6C	COMBAT SUPPORT FORCES	638,709	628,809	–9,900
	Fleet Forces Command–NAVEUR–Africa Partnership Station—Baseline Budget Requirement			–13,000
	Counter Piracy Expenses			+3,100
1C7C	EQUIPMENT MAINTENANCE	108	108	
1CCH	COMBATANT COMMANDERS CORE OPERATIONS	1,278		–1,278
	Technical Adjustment			–1,278
1CCM	COMBATANT COMMANDERS DIRECT MISSION SUPPORT	13,751	4,476	–9,275
	Technical Adjustment			–9,275
1D3D	IN-SERVICE WEAPONS SYSTEMS SUPPORT	23,995	23,995	
1D4D	WEAPONS MAINTENANCE	64,188	64,188	
1D7D	OTHER WEAPON SYSTEMS SUPPORT	7,738	7,738	
BSM1	SUSTAINMENT, RESTORATION AND MODERNIZATION	12,887	12,887	
BSS1	BASE OPERATING SUPPORT	148,102	148,102	
2A1F	SHIP PREPOSITIONING AND SURGE	9,618	9,618	
2C1H	FLEET HOSPITAL PROGRAM	1,514	1,514	
2C3H	COAST GUARD SUPPORT	131,547	2,044	–129,503
	Transfer to Department of Homeland Security			–129,503
3B1K	SPECIALIZED SKILL TRAINING	36,384	11,384	–25,000
	Unjustifed Growth			–25,000
4A1M	ADMINISTRATION	1,257	1,257	
4A2M	EXTERNAL RELATIONS	162	162	
4A4M	MILITARY MANPOWER AND PERSONNEL MANAGEMENT	2,220	2,220	

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
4A5M	OTHER PERSONNEL SUPPORT	851	851	
4A6M	SERVICEWIDE COMMUNICATIONS	7,546	7,546	
4B1N	SERVICEWIDE TRANSPORTATION	73,762	73,762	
4B3N	ACQUISITION AND PROGRAM MANAGEMENT	11,213	11,213	
4B7N	SPACE AND ELECTRONIC WARFARE SYSTEMS	1,057	1,057	
4C1P	NAVAL INVESTIGATIVE SERVICE	25,768	25,768	
9999	OTHER PROGRAMS	43,002	43,002	
	Historical Execution Adjustment		−100,000	−100,000
	Total, Operation and Maintenance, Navy	2,390,116	2,337,360	−52,756

Counter Piracy Expenses.—The Committee recommends $35,300,000 in support of counter piracy operations by the Navy. The additional funds are to pay for incremental fuel and flying hour costs, additional unmanned aerial vehicle [UAV] coverage, linguist support, other communication and temporary additional duty expenses.

Coast Guard Operations.—The Committee recommends the transfer of $129,503,000 from Operation and Maintenance, Navy to the Department of Homeland Security for Coast Guard operations in support of overseas contingency operations requirements. The Committee urges the administration to budget for Coast Guard operations associated with contingency operations under the Department of Homeland Security in future budget requests.

Operation and Maintenance, Marine Corps

2009 appropriation to date	$8,533,097,000
2009 supplemental estimate	1,090,842,000
Committee recommendation	1,037,842,000

The Committee recommends $1,037,842,000 for Operation and Maintenance, Marine Corps. The recommendation is $53,000,000 below the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
1A1A	OPERATIONAL FORCES	731,707	678,707	−53,000
	Angel Fire			−13,000
	Unjustified Growth in Pre-Deployment Training			−40,000
1A2A	FIELD LOGISTICS	120,593	120,593	
1A3A	DEPOT MAINTENANCE	108,600	108,600	
1B1B	MARITIME PREPOSITIONING	5,942	5,942	
3B4D	TRAINING SUPPORT	60,000	60,000	
4A3G	SERVICEWIDE TRANSPORTATION	64,000	64,000	
	Total, Operation and Maintenance, Marine Corps	1,090,842	1,037,842	−53,000

Operation and Maintenance, Air Force

2009 appropriation to date	$40,961,923,000
2009 supplemental estimate	6,294,031,000
Committee recommendation	5,992,125,000

The Committee recommends $5,992,125,000 for Operation and Maintenance, Air Force. The recommendation is $301,906,000 below the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
011A	PRIMARY COMBAT FORCES	1,091,423	1,001,423	−90,000
	Reduce Operating Support Growth To Be Consistent With Flying Hour Growth			−90,000
011B	PRIMARY COMBAT WEAPONS	35,340	35,340	
011C	COMBAT ENHANCEMENT FORCES	442,514	460,214	+17,700
	Afghan ISR Infrastructure			+2,200
	LEC PED (Project Liberty)			+15,500
011D	AIR OPERATIONS TRAINING	41,984	41,984	
011E	COMBAT COMMUNICATIONS	567,503	517,503	−50,000
	Reduce Historical End of Year Spending			−50,000
011M	DEPOT MAINTENANCE	457,219	457,219	
011Z	BASE SUPPORT	633,119	583,119	−50,000
	Reduce Historical End of Year Spending			−50,000
012A	GLOBAL C3I AND EARLY WARNING	116,948	116,948	
012B	NAVIGATION/WEATHER SUPPORT	9,784	9,784	
012C	OTHER COMBAT OPS SUPPORT PROGRAMS	252,481	252,481	
012E	MANAGEMENT/OPERATIONAL HEADQUARTERS	133,718	83,718	−50,000
	Unjustified Operating Support Growth (including Enduring Voice)			−50,000
012F	TACTICAL INTEL AND SPECIAL ACTIVITIES	881	881	
013A	LAUNCH FACILITIES	5,700	5,700	
013B	LAUNCH VEHICLES	40	40	
013C	SPACE CONTROL SYSTEMS	4,407	4,407	
013D	SATELLITE SYSTEMS	1,602	1,602	
013E	OTHER SPACE OPERATIONS	24,502	24,502	
013R	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	4,989	4,989	
013Z	BASE SUPPORT	14,509	14,509	
021A	AIRLIFT OPERATIONS	1,514,035	1,514,035	
021B	AIRLIFT OPERATIONS C3I	37,755	37,755	
021D	MOBILIZATION PREPAREDNESS	115,681	115,681	
021M	DEPOT MAINTENANCE	65,329	65,329	
021R	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	1,164	1,164	
021Z	BASE SUPPORT	5,504	5,504	
031B	RECRUIT TRAINING	2,748	2,748	
031Z	BASE SUPPORT	683	683	
032A	SPECIALIZED SKILL TRAINING	1,036	1,036	
032B	FLIGHT TRAINING	141	141	
032C	PROFESSIONAL DEVELOPMENT EDUCATION	1,155	1,155	
032D	TRAINING SUPPORT	660	660	
032R	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	106	106	
032Z	BASE SUPPORT	5,164	5,164	
041A	LOGISTICS OPERATIONS	226,025	226,025	
041B	TECHNICAL SUPPORT ACTIVITIES	18,958	18,958	
041C	SERVICEWIDE TRANSPORTATION	133,824	133,824	
041Z	BASE SUPPORT	23,100	23,100	
042A	ADMINISTRATION	4,532	4,532	
042B	SERVICEWIDE COMMUNICATIONS	51,912	51,912	
042C	PERSONNEL PROGRAM	775	775	
042G	OTHER SERVICEWIDE ACTIVITIES	75,482	4,876	−70,606
	Removal of One Time fiscal year 2008 Cost for GeoBase Maintenance Contract			−70,606
042H	OTHER PERSONNEL SUPPORT	2,630	2,630	
042Z	BASE SUPPORT	7,890	7,890	
043A	SECURITY PROGRAMS	152,283	143,283	−9,000
044A	INTERNATIONAL SUPPORT	6,796	6,796	

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
	Grand Total, Operation and Maintenance, Air Force	6,294,031	5,992,125	−301,906

OPERATION AND MAINTENANCE, DEFENSE-WIDE

2009 appropriation to date	$28,588,035,000
2009 supplemental estimate	5,667,483,000
Committee recommendation	5,065,783,000

The Committee recommends $5,065,783,000 for Operation and Maintenance, Defense-Wide. The recommendation is $601,700,000 below the estimate.

[In thousands of dollars]

Item	Budget request	Committee recommendation	Committee recommendation v. budget request
JOINT CHIEFS OF STAFF	25,000	12,500	−12,500
Combatant Commander Initiative Fund			−12,500
SPECIAL OPERATIONS COMMAND	1,448,401	1,408,401	−40,000
Strategic Communications			−40,000
DEFENSE CONTRACT AUDIT AGENCY	7,600	7,600	
DEFENSE CONTRACT MANAGEMENT AGENCY	15,000	15,000	
DEFENSE HUMAN RESOURCES ACTIVITY	7,300	7,300	
DEFENSE INFORMATION SYSTEMS AGENCY	118,705	118,705	
DEFENSE LEGAL SERVICES AGENCY	82,626	82,626	
DEFENSE MEDIA ACTIVITY	11,185	11,185	
DEPARTMENT OF DEFENSE EDUCATION AGENCY	682,740	682,740	
DEFENSE SECURITY COOPERATION AGENCY	1,430,000	1,200,000	−230,000
Transfer to Department of State for Kyrgyz Republic Air Safety System			−30,000
Lift and Sustain Excess to Requirement			−200,000
DEFENSE THREAT REDUCTION AGENCY	15,200	6,700	−8,500
Baseline Budget Requirements (ICP, Forensic O&M, RCS, and SALW)			−8,500
OFFICE OF THE SECRETARY OF DEFENSE	96,472	96,472	
NATIONAL GUARD BORDER SECURITY	350,000		−350,000
Transfer to Relevant Departments and Agencies for Proper Execution			−350,000
GUANTANAMO BAY DETAINEE RELOCATION		50,000	+50,000
Transfer from Iraq Freedom Fund			+50,000
OTHER PROGRAMS	1,377,254	1,366,554	−10,700
Total, Operation and Maintenance, Defense-wide	5,667,483	5,065,783	−601,700

Guantanamo Bay Detention Facility.—The Committee has included $50,000,000 for the Defense Department's costs associated with the closure of the Guantanamo Bay detention facility as requested, but directs that no funds provided may be obligated until 30 days after the Secretary of Defense has forwarded a plan to the congressional defense committees outlining the specific expenditures proposed for this funding. In addition, the bill stipulates that the funds can only be used to relocate prisoners to locations outside of the United States, and only if the Secretary has certified that prisoners transferred to other nations will remain in that nation's custody as long as they remain a threat to the United States.

OPERATION AND MAINTENANCE, ARMY RESERVE

2009 appropriation to date	$2,806,456,000
2009 supplemental estimate	115,017,000
Committee recommendation	110,017,000

The Committee recommends $110,017,000 for Operation and Maintenance, Army Reserve. The recommendation is $5,000,000 below the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
113	ECHELONS ABOVE BRIGADE	7,831	7,831	
121	FORCE READINESS OPERATIONS SUPPORT	27,200	27,200	
122	LAND FORCES SYSTEMS READINESS	29,600	29,600	
131	BASE OPERATIONS SUPPORT	46,286	41,286	−5,000
	Other Personnel Support Projected Execution			−5,000
434	RECRUITING AND ADVERTISING	4,100	4,100	
	Total, Operation and Maintenance, Army Reserve	115,017	110,017	−5,000

OPERATION AND MAINTENANCE, NAVY RESERVE

2009 appropriation to date	$1,405,714,000
2009 supplemental estimate	25,569,000
Committee recommendation	25,569,000

The Committee recommends $25,569,000 for Operation and Maintenance, Navy Reserve. The recommendation is equal to the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
1A1A	MISSION AND OTHER FLIGHT OPERATIONS	9,769	9,769	
1A3A	INTERMEDIATE MAINTENANCE	21	21	
1A5A	AIRCRAFT DEPOT MAINTENANCE	2,329	2,329	
1B1B	MISSION AND OTHER SHIP OPERATIONS	1,251	1,251	
1C1C	COMBAT COMMUNICATIONS	1,460	1,460	
1C6C	COMBAT SUPPORT FORCES	8,830	8,830	
BSSR	BASE OPERATING SUPPORT	1,909	1,909	
	Total, Operation and Maintenance, Navy Reserve	25,569	25,569	

OPERATION AND MAINTENANCE, MARINE CORPS RESERVE

2009 appropriation to date	$299,472,000
2009 supplemental estimate	30,775,000
Committee recommendation	30,775,000

The Committee recommends $30,775,000 for Operation and Maintenance, Marine Corps Reserve. The recommendation is equal to the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
1A1A	OPERATING FORCES	30,775	30,775	

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
	Total, Operation and Maintenance, Marine Corps Reserve	30,775	30,775	

OPERATION AND MAINTENANCE, AIR FORCE RESERVE

2009 appropriation to date	$3,043,714,000
2009 supplemental estimate	34,599,000
Committee recommendation	34,599,000

The Committee recommends $34,599,000 for Operation and Maintenance, Air Force Reserve. The recommendation is equal to the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
011A	PRIMARY COMBAT FORCES	7,424	20,424	+13,000
	Flying Hours			+20,000
	Operating Support Projected Execution			−7,000
011G	MISSION SUPPORT OPERATIONS	27,175	14,175	−13,000
	Individual Medical Readiness Projected Execution			−13,000
	Total, Operation and Maintenance, Air Force Reserve	34,599	34,599	

OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD

2009 appropriation to date	$6,458,147,000
2009 supplemental estimate	203,399,000
Committee recommendation	203,399,000

The Committee recommends $203,399,000 for Operation and Maintenance, Army National Guard. The recommendation is equal to the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
111	MANEUVER UNITS	48,172	48,172	
116	AVIATION ASSETS	58,367	58,367	
131	BASE OPERATIONS SUPPORT	22,000	22,000	
135	ADDITIONAL ACTIVITIES	74,860	74,860	
	Total, Operation and Maintenance, Army National Guard	203,399	203,399	

IRAQ FREEDOM FUND

2009 appropriation to date	
2009 supplemental estimate	$415,000,000
Committee recommendation	

The Committee recommends $0 for the Iraq Freedom Fund. The recommendation is $415,000,000 below the estimate.

Iraq Freedom Fund.—The Committee recommends no appropriation for the Iraq Freedom Fund [IFF] and does not anticipate pro-

viding additional resources to this appropriation in the future. In order to accommodate the program requirements requested in the IFF, the Committee recommends appropriations directly to the accounts where the funds will be executed. For example, funding for the Transportation of Fallen Heroes has been provided directly to the Transportation Working Capital Fund, where funds have been executed since fiscal year 2007. The Committee believes funds should be requested under this account in future budget submissions. The Committee recommends funds for Guantanamo Bay Detainee Relocation in the Operation and Maintenance, Defense-Wide account. The Committee has also reviewed the request for a fund to respond to Joint Urgent Operational Needs [JUONs] under the direction of the Joint Rapid Acquisition Cell [JRAC]. Since the submission of the supplemental request, the Department of Defense has made the Committee aware of specific JOUNs and other high priority items that would be funded by the JRAC. The Committee recommends funding for these efforts in the appropriate accounts rather than providing them to the JRAC. In addition, the Committee is aware of several ongoing reviews on whether the Department of Defense should establish and resource a rapid acquisition organization and how it should function. The Committee is also aware that the JRAC is developing a revised strategic plan scheduled for completion in September 2009. The Committee will revisit future funding requests for the JRAC pending receipt of these reviews.

AFGHANISTAN SECURITY FORCES FUND

2009 appropriation to date	$2,000,000,000
2009 supplemental estimate	3,606,939,000
Committee recommendation	3,606,939,000

The Committee recommends $3,606,939,000 for the Afghanistan Security Forces Fund. The recommendation is equal to the estimate.

[In thousands of dollars]

Item	Budget request	Committee recommendation	Committee recommendation v. budget request
Infrastructure	437,035	437,035	
Equipment and Transportation	1,248,484	1,248,484	
Training and Operations	130,634	130,634	
Sustainment	765,698	765,698	
Subtotal, Afghan National Army	2,581,851	2,581,851	
Infrastructure	253,575	253,575	
Equipment and Transportation	35,225	35,225	
Training and Operations	312,067	312,067	
Sustainment	381,045	381,045	
Subtotal, Afghan National Police	981,912	981,912	
Detainee Operations—Training and Operations	2,116	2,116	
COIN Activities	41,060	41,060	
Total, Related Activities	43,176	43,176	
Total, Afghanistan Security Forces Fund	3,606,939	3,606,939	

IRAQ SECURITY FORCES FUND

2009 appropriation to date	$1,000,000,000
2009 supplemental estimate	
Committee recommendation	1,000,000,000

The Committee recommends $1,000,000,000 for the Iraq Security Forces Fund. The recommendation is $1,000,000,000 above the estimate.

Item	Committee recommendation
Equipment and Transportation	$300,000
Training	60,000
Sustainment	100,000
Subtotal, Ministry of Defense Forces	460,000
Equipment and Transportation	200,000
Training	300,000
Sustainment	40,000
Subtotal, Ministry of Interior Forces	540,000
Total, Iraq Security Forces Fund	1,000,000

Iraq Security Forces.—The administration requested $1,000,000,000 be rescinded and re-appropriated from fiscal year 2009 bridge supplemental funds. Instead, the Committee has appropriated $1,000,000,000 directly to the account and has not approved the rescission. Since this mission will be transitioning to the Department of State in August 2010, the Committee has also included bill language transferring all unobligated balances, as of July 31, 2010, to the Department of State for execution.

PAKISTAN COUNTERINSURGENCY CAPABILITY FUND

2009 appropriation to date	
2009 supplemental estimate	$400,000,000
Committee recommendation	400,000,000

The Committee recommends $400,000,000 for the Pakistan Counterinsurgency Capability Fund. The recommendation is equal to the estimate.

[In thousands of dollars]

Item	Budget request	Committee recommendation	Committee recommendation v. budget request
Equipment and Transportation	322,377	322,377	
Training and Operations	12,150	12,150	
Total Defense Security Forces	334,527	334,527	
Infrastructure	12,000	12,000	
Equipment and Transportation	43,373	43,373	
Training and Operations	8,100	8,100	
Total Frontier Corps	63,473	63,473	
Humanitarian Assistance	2,000	2,000	
Total, Pakistan Counterinsurgency Capability Fund	400,000	400,000	

Pakistan Counterinsurgency Capability Fund [PCCF].—The Committee supports the administration's efforts to increase the counterinsurgency capability of the Pakistani security forces. The Committee understands the important role that Pakistan plays in securing Afghanistan and eliminating terrorist safe havens. However, the Committee is concerned about providing the Department of Defense with the authority and funding to conduct an assistance program which would traditionally fall under the purview of the Department of State. The Committee believes the PCCF should reside within the Department of State but understands the near term needs of the Pakistan Security Forces and the lack of capacity within the State Department warrant an exception to traditional lines of authority. Therefore, the Committee supports the administration's request for the PCCF under the Department of Defense, but directs the Secretary of Defense and the Secretary of State to jointly develop a plan for transitioning the PCCF from the Department of Defense to the Department of State by fiscal year 2010. The plan should identify the resources, personnel, and authorities required to facilitate the transfer to the State Department, as well as goals and objectives for the successful completion of this program. In addition, the Secretary of Defense is directed to follow the same reporting requirements that Congress has required for the Afghanistan and Iraq Security Forces Funds as outlined in section 312 of this bill.

The Committee also recommends a statutory limit of $2,000,000 on the amount of the Pakistan Counterinsurgency Capability Fund that may be used for humanitarian assistance. While the Committee recognizes the value of humanitarian aid when conducting a counterinsurgency campaign, the Committee is concerned about providing another authority within the Department of Defense for funding humanitarian relief projects. The authority to conduct these projects already resides within the Combatant Commander Initiative Fund and the Overseas, Humanitarian, Disaster and Civic Aid account. Rather than expanding authorities for humanitarian assistance within the Department of Defense, the Committee directs the Department to work with the Pakistani Government to develop a funding mechanism beginning in fiscal year 2010, using Pakistani funds, which can be applied to humanitarian needs in support of counterinsurgency operations conducted inside of Pakistan.

PROCUREMENT

The Committee recommends $21,889,494,000 for procurement. This funds the services' most urgent procurement needs, including improvements for force protection equipment, replacement, repair and reset of war-torn equipment, essential equipment and munitions.

The Committee understands that the focus of the supplemental appropriation is to adequately fund overseas contingency operations. For the procurement accounts, the emphasis is on replacing combat losses and equipment left behind in theater as well as resetting returning units to an equipment-ready status. Funding adjustments have been made in instances where the requested amount exceeded the level required for replacement of losses and

reset. Reductions were also taken when the funds were requested ahead of need. The Committee's proposed budget adds resources specifically directed to meet the immediate needs of our forces in theater, in particular the need for intelligence, surveillance and reconnaissance assets.

The following table provides details of the recommendation for the procurement accounts:

[In thousands of dollars]

Item	Budget request	Committee recommendation	Committee recommendation v. budget request
Procurement:			
Aircraft Procurement, Army	762,604	315,684	−446,920
Missile Procurement, Army	767,141	737,041	−30,100
Procurement of WTCV, Army	1,683,371	1,434,071	−249,300
Procurement of Ammunition, Army	230,075	230,075	.....
Other Procurement, Army	8,121,572	7,029,145	−1,092,427
Aircraft Procurement, Navy	600,999	754,299	+153,300
Weapons Procurement, Navy	99,540	31,403	−68,137
Procurement of Ammunition, Navy and Marine Corps	348,919	348,919	.....
Other Procurement, Navy	264,826	207,181	−57,645
Procurement, Marine Corps	1,638,386	1,658,347	+19,961
Aircraft Procurement, Air Force	2,378,818	2,064,118	−314,700
Missile Procurement, Air Force	57,416	49,716	−7,700
Procurement of Ammunition, Air Force	183,684	138,284	−45,400
Other Procurement, Air Force	1,834,953	1,910,343	+75,390
Procurement, Defense-Wide	197,068	237,868	+40,800
National Guard and Reserve Equipment	.....	500,000	+500,000
Mine Resistant Ambush Protected Vehicle Fund	2,693,000	4,243,000	+1,550,000
Total, Procurement	21,862,372	21,889,494	+27,122

AIRCRAFT PROCUREMENT, ARMY

2009 appropriation to date	$4,984,835,000
2009 supplemental estimate	762,604,000
Committee recommendation	315,684,000

The Committee recommends $315,684,000 for Aircraft Procurement, Army. The recommendation is $446,920,000 below the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
11	UH–60 Blackhawk (MYP)	81,400	48,840	−32,560
	Battle losses only (2 UH–60, 1 HH–60)	.....	.....	−32,560
	CH–47 Helicopter (MYP)	120,000	60,000	−60,000
	Battle losses only	.....	.....	−60,000
18	GUARDRAIL Mods (MIP)	39,700	39,700	.....
20	AH–64 Mods	354,360	.....	−354,360
	No battle losses	.....	.....	−354,360
22	CH–47 Cargo Helicopter Mods (MYP)	9,760	9,760	.....
32	ASE Infrared CM	132,800	132,800	.....
35	Aircrew Integrated Systems	3,584	3,584	.....
36	Air Traffic Control	21,000	.....	−21,000
	Transfer for execution	.....	.....	−21,000
	Airborne Communications	.....	21,000	+21,000
	Transfer for execution	.....	.....	+21,000
	Total, Aircraft Procurement, Army	762,604	315,684	−446,920

MISSILE PROCUREMENT, ARMY

2009 appropriation to date	$2,185,060,000
2009 supplemental estimate	767,141,000
Committee recommendation	737,041,000

The Committee recommends $737,041,000 for Missile Procurement, Army. The recommendation is $30,100,000 below the estimate.

[In thousands of dollars]

Line	Item	Quantity	Budget request	Committee recommendation	Committee recommendation v. budget request
4	HELLFIRE SYS SUMMARY	2,516	228,430	207,430	−21,000
	Unit Cost Adjustment to Procure 2,603 missiles				−21,000
5	JAVELIN (AAWS–M) SYSTEM SUMMARY	924	119,327	117,327	−2,000
	Unit Cost Adjustment to Procure 924 AURs				−2,000
6	TOW 2 SYSTEM SUMMARY	6,814	349,684	342,584	−7,100
	Revised Program Management Administration Costs				−7,100
8	GUIDED MLRS ROCKET (GMLRS)	648	69,700	69,700	
	Total, Missile Procurement, Army		767,141	737,041	−30,100

PROCUREMENT OF WEAPONS AND TRACKED COMBAT VEHICLES, ARMY

2009 appropriation to date	$3,991,802,000
2009 supplemental estimate	1,683,371,000
Committee recommendation	1,434,071,000

The Committee recommends $1,434,071,000 for Procurement of Weapons and Tracked Combat Vehicles, Army. The recommendation is $249,300,000 below the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
5	Stryker Vehicle	112,734	112,734	
12	BFVS Series (Mod)	541,000	541,000	
14	Improved Recovery Vehicle (M88 Mod)	236,800		−236,800
	Excess to combat loss/reset requirement			−236,800
18	M1 Abrams Tank (mod)	378,000	378,000	
20	Abrams Upgrade Program	100,000	100,000	
24	M240 Medium Machine Gun	22,837	22,837	
34	Common Remotely Operated Weapons Station	279,500	279,500	
39	M2 50 Cal Machine Gun Mods	12,500		−12,500
	Funded ahead of need			−12,500
	Total, Weapons and Tracked Combat Vehicles, Army	1,683,371	1,434,071	−249,300

PROCUREMENT OF AMMUNITION, ARMY

2009 appropriation to date	$2,333,898,000
2009 supplemental estimate	230,075,000
Committee recommendation	230,075,000

The Committee recommends $230,075,000 for Procurement of Ammunition, Army. The recommendation is equal to the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
1	CTG, 5.56MM, ALL TYPES	3,000	3,000	
2	CTG, 7.62MM, ALL TYPES	8,600	8,600	
4	CTG, .50 CAL, ALL TYPES	56,600	56,600	
7	CTG, 30MM, ALL TYPES	10,000	10,000	
8	CTG, 40MM, ALL TYPES	25,750	25,750	
17	PROJ 155MM EXTENDED RANGE XM982	35,000	35,000	
18	MODULAR ARTILLERY CHARGE SYSTEM (MACS), ALL T	20,000	20,000	
23	SHOULDER LAUNCHED MUNITIONS, ALL TYPES	20,000	20,000	
24	ROCKET, HYDRA 70, ALL TYPES	26,000	26,000	
25	DEMOLITION MUNITIONS, ALL TYPES	525	525	
26	GRENADES, ALL TYPES	10,000	10,000	
29	SIMULATORS, ALL TYPES	3,000	3,000	
35	NON-LETHAL AMMUNITION, ALL TYPES	1,800	1,800	
44	CONVENTIONAL MUNITIONS DEMILITARIZATION, ALL	9,800	9,800	
	Total, Procurement of Ammunition, Army	230,075	230,075	

OTHER PROCUREMENT, ARMY

2009 appropriation to date	$11,693,064,000
2009 supplemental estimate	8,121,572,000
Committee recommendation	7,029,145,000

The Committee recommends $7,029,145,000 for Other Procurement, Army. The recommendation is $1,092,427,000 below the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
1	Tactical Trailers/Dolly Sets	107,426	107,426	
2	Semitrailers, Flatbed	60,686		−60,686
	Excess to combat loss/reset requirement			−60,686
4	Hi Mob Multi-Purpose Wheeled Vehicle (HMMWV)	842,456	680,056	−162,400
	Excess to combat loss/reset			−162,400
5	Family of Medium Tactical Vehicles (FMTV)	574,121	188,100	−386,021
	Excess to combat loss/reset			−386,021
7	Family of Heavy Tactical Vehicles (FHTV)	967,221	967,221	
8	Armored Security Vehicles (ASV)	137,583	137,583	
9	Mine Protection Vehicle Family	704,956	704,956	
10	Truck, Tractor, Line Haul	5,548	5,548	
11	Heavy Expanded Mobility Tactical Truck Extended Service Program	351,296	351,296	
12	HMMWV Recapitalization Program	119,781	119,781	
13	Modification of In-Service Equipment (OPA 1)	441,000	321,000	−120,000
	Reduce funding for ASV retrofit enhancement			−120,000
16	Heavy Armored Sedan	1,700	1,700	
17	Passenger Carrying Vehicles	8,350	8,350	
18	Nontactical Vehicles, Other	50	50	
21	WIN–T Ground Forces Tactical Network	400,590	141,290	−259,300
	Reduce funding for Increment 1			−259,300
27	NAVSTAR Global Positioning System (Space)	5,800	5,800	
30	Global Broadcast Service	2,400	2,400	
35	SINCGARS Family	100,000	100,000	
43	Radio, Improved High Frequency Family	170,700	170,700	
46	TSEC-Army Key Management System	140	140	
47	Information System Security Program	110,332	110,332	

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
51	WW Tech Con Imp Program (WWTCIP)	298,400	298,400	
52	Information Systems	100,120	100,120	
58	All Source Analysis System (MIP)	21,200	21,200	
61	Tactical Unmanned Aerial System (MIP)	236,780	316,780	+80,000
	Fund multiband receivers			+80,000
62	Small Unmanned Aerial System	27,547	27,547	
67	Trojan (MIP)	24,700	24,700	
68	Mod of In-Service Equipment (Intel Support)		3,250	+3,250
	Fund acoustic UGS sensors			+3,250
70	Sequoyah Foreign Language Translation System	19,687	19,687	
72	Lightweight Counter Mortar Radar	34,500	34,500	
73	Warlocks	354,500	354,500	
74	Counterintelligence/Security Countermeasures	169,799	169,799	
77	Night Vision Devices	82,500	82,500	
81	Counter-Rocket, Artillery & Mortar (C–RAM)	157,700	157,700	
82	Artillery Accuracy Equipment	4,500	4,500	
85	Profiler	1,600	1,600	
86	Mod of In-Service Equipment (Firefinder Radars)	11,053	11,053	
87	Force XXI Battle Command Brigade & Below	135,000	135,000	
89	Base Expeditionary Targeting Surveillance System	280,500	280,500	
95	Fire Support C2 Family	10,800	10,800	
98	Air & Missile Defense Planning & Control System	3,932	3,932	
99	Knight Family	54,000	54,000	
101	Automatic Identification Technology	3,000	3,000	
102	TC AIMS II	1,000		−1,000
	Delete funds for baseline need			−1,000
107	Single Army Logistics Enterprise	4,900	4,900	
108	Mounted Battle Command On The Move	18,000	18,000	
111	Automated Data Processing Equipment	72,856		−72,856
	Delete funds for baseline need			−72,856
112	CSS Communications	48,254	48,254	
119	Other Programs	573	573	
124	Tactical Bridging	96,000	96,000	
127	Ground Standoff Mine Detection System	146,240	146,240	
128	Explosive Ordnance Disposal Equipment	700	700	
132	Laundries, Showers and Latrines	2,200	2,200	
135	Land Warrior	700	700	
138	Parachute and Aerial Delivery Systems	8,700	8,700	
140	Items Less Than $5.0M (Engineer Support Equipment)	5,929	5,929	
143	Distribution Systems, Petroleum, and Water	4,600	4,600	
145	Combat Support Medical	2,934	2,934	
146	Mobile Maintenance Equipment Systems	2,689	2,689	
148	Grader, Road Mtzd, Heavy, 6X4 (CCE)	7,514		−7,514
	Delete funds for baseline need			−7,514
153	Loaders	21,650		−21,650
	Delete funds for baseline need			−21,650
155	Tractor, Full Tracked	13,088	13,088	
158	High Mobility Engineer Excavator (HMEE)	27,250		−27,250
	Delete funds for baseline need			−27,250
165	Generators and Associated Equipment	17,000	17,000	
166	Rough Terrain Container Handler	40,200	20,100	−20,100
	Delete funds for baseline need			−20,100
167	All Terrain Lifting Army System	1,000	1,000	
168	Combat Training Centers Support	40,700		−40,700
	Delete funds for baseline need			−40,700
169	Training Devices, Nonsystem	22,741	22,741	
175	Rapid Equipping Soldier Support Equipment	305,200	309,000	+3,800
	Additional Persistent Threat Detection Systems			+15,900
	Unjustified Request			−12,100
176	Physical Security Systems	25,000	25,000	
180	Building, Pre-Fab, Relocatable	40,000	40,000	
	Total, Other Procurement, Army	8,121,572	7,029,145	−1,092,427

Modification of In-Service Equipment.—The Army requested $441,000,000 to modify and upgrade the existing fleet of tactical wheeled vehicles. For the most part, these modifications entail adding armor and other technical improvements to meet critical survivability and performance requirements. The Committee notes, however, that full funding was requested for enhancements to the armored security vehicle before the improvements to be included in the modification kit were tested. The Army is hopeful that testing will be successfully completed by the end of September 2009. Based on that schedule, the Committee recommends funding half of the request for the armored security vehicle retrofit, a reduction of $120,000,000 in the supplemental.

WIN–T Ground Forces Tactical Network.—The Army requested $400,590,000 for the WIN–T program, including funds to procure armored shelters and high capacity line-of-sight radios. The Committee has learned that over $1,088,500,000 of the funds appropriated in fiscal year 2008, along with $242,600,000 provided in this fiscal year, were recently released for obligation. Based on the delays in using the available funds, the Committee recommends deferring additional funds for the WIN–T Increment 1 effort.

AIRCRAFT PROCUREMENT, NAVY

2009 appropriation to date	$14,141,318,000
2009 supplemental estimate	600,999,000
Committee recommendation	754,299,000

The Committee recommends $754,299,000 for Aircraft Procurement, Navy. The recommendation is $153,300,000 above the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
10	UH–1Y/AH–1Z	102,400	102,400	
12	MH–60S Advance Procurement	46,100	46,100	
28	P–3 Series		246,400	+246,400
	Additional wing kits and installs			+246,400
32	AV–8 Series	40,580	40,580	
33	F–18 Series	32,834	32,834	
34	H–46 Series	18,300	9,500	−8,800
	Delete titanium nitride funding, baseline item			−8,800
36	H–53 Series	16,920	10,620	−6,300
	Delete kapton harness funding, baseline item			−6,300
50	Special Project Aircraft	84,645	84,645	
55	Common ECM Equipment	163,390	163,390	
59	V–22 Osprey Series	1,830	1,830	
60	Spares and Repair Parts	16,000	16,000	
61	Common Ground Equipment	78,000		−78,000
	Delete trainers, baseline item			−78,000
	Total, Aircraft Procurement, Navy	600,999	754,299	+153,300

F/A–18 Super Hornet.—The Committee remains concerned about a shortfall in the Navy's strike fighter inventory created by the aging of the older F/A–18 models and the fact that the F–35 Joint Strike Fighter program will not start delivering carrier aircraft in significant numbers for several years. Last year at this time, the estimated shortfall was 69 aircraft. Today, it appears that the

shortfall will be at least 129 aircraft; it could be well above that level. The change is due to uncertainty about instituting an inspection regimen to extend the life of the F/A–18 out to 10,000 hours. To ensure that the Navy has sufficient aircraft for the fleet, the Committee requests the Department of Defense to consider submitting a budget amendment to fund a third multi-year procurement of F/A–18s beginning in fiscal year 2010.

WEAPONS PROCUREMENT, NAVY

2009 appropriation to date	$3,292,972,000
2009 supplemental estimate	99,540,000
Committee recommendation	31,403,000

The Committee recommends $31,403,000 for Weapons Procurement, Navy. The recommendation is $68,137,000 below the estimate.

[In thousands of dollars]

Line	Item	Quantity	Budget request	Committee recommendation	Committee recommendation v. budget request
10	HELLFIRE	308	27,500	25,300	−2,200
	Unit Cost Adjustment				−2,200
27	FIRST DESTINATION TRANSPORTATION		1,905	1,905	
28	SMALL ARMS AND WEAPONS		4,198	4,198	
35	MARINE CORPS TACTIAL UNMANNED AERIAL SYSTEM		65,937		−65,937
	Program Delay				−65,937
	Total, Weapons Procurement, Navy		99,540	31,403	−68,137

PROCUREMENT OF AMMUNITION, NAVY AND MARINE CORPS

2009 appropriation to date	$1,085,158,000
2009 supplemental estimate	348,919,000
Committee recommendation	348,919,000

The Committee recommends $348,919,000 for Procurement of Ammunition, Navy and Marine Corps. The recommendation is equal to the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
1	GENERAL PURPOSE BOMBS	30,359	30,359	
3	AIRBORNE ROCKETS, ALL TYPES	24,899	24,899	
8	AIR EXPENDABLE COUNTERMEASURES	16,200	16,200	
13	OTHER SHIP GUN AMMUNITION	907	907	
14	SMALL ARMS & LANDING PARTY AMMO	1,205	1,205	
15	PYROTECHNIC AND DEMOLITION	351	351	
	Subtotal, Procurement of Ammunition, Navy	73,921	73,921	
17	SMALL ARMS AMMUNITION	34,902	34,902	
20	LINEAR CHARGES, ALL TYPES	12,819	12,819	
22	40 MM, ALL TYPES	25,129	25,129	
23	60MM, ALL TYPES	20,197	20,197	
24	81MM, ALL TYPES	42,275	42,275	
25	120MM, ALL TYPES	34,310	34,310	
28	GRENADES, ALL TYPES	16,066	16,066	

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
29	ROCKETS, ALL TYPES	5,380	5,380	
30	ARTILLERY, ALL TYPES	63,752	63,752	
32	DEMOLITION MUNITIONS, ALL TYPES	13,533	13,533	
33	FUZE, ALL TYPES	4,477	4,477	
34	NON LETHALS	2,158	2,158	
	Subtotal, Procurement of Ammunition, Marine Corps	274,998	274,998	
	Total, Procurement of Ammunition, Navy and Marine Corps	348,919	348,919	

OTHER PROCUREMENT, NAVY

2009 appropriation to date	$5,278,575,000
2009 supplemental estimate	264,826,000
Committee recommendation	207,181,000

The Committee recommends $207,181,000 for Other Procurement, Navy. The recommendation is $57,645,000 below the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
40	SURTASS	2,500		−2,500
	Change to requirement			−2,500
43	Shipboard IW Exploit	14,400	14,400	
56	MATCALS	59,243	33,598	−25,645
	Grow the Force initiative—baseline requirement			−25,645
66	GCCS–M Equipment Tactical/Mobile	7,350	7,350	
67	Common Imagery Ground Surface Systems	24,518	3,518	−21,000
	Change to requirement			−21,000
76	Ship Communications Automation	7,600	7,600	
116	Explosive Ordnance Disposal Equip	29,460	29,460	
123	Construction and Maintenance Equip	33,000	33,000	
125	Tactical Vehicles	1,823	1,823	
135	Command Support Equipment	13,482	13,482	
140	Operating Forces Support Equipment	5,220	5,220	
141	C4ISR Equipment	3,000	3,000	
143	Physical Security Equipment	63,230	54,730	−8,500
	Change to requirement—biometric devices			−8,500
	Total, Other Procurement, Navy	264,826	207,181	−57,645

PROCUREMENT, MARINE CORPS

2009 appropriation to date	$1,942,342,000
2009 supplemental estimate	1,638,386,000
Committee recommendation	1,658,347,000

The Committee recommends $1,658,347,000 for Procurement, Marine Corps. The recommendation is $19,961,000 above the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
1	AAV PIP	37	37	
4	LAV PIP	158,590	158,590	
8	LW 155 Howitzer	69,000	303,000	+234,000
	Unfunded requirement			+234,000
9	HIMARS	34,830	34,830	
10	Weapons and Combat Vehicles under $5 million	10,829	10,829	
11	Modular Weapon System	1,739	1,739	
12	Mod Kits (Armor and Fire Support/Weapons & Combat Vehicles BA2)	83,894	83,894	
13	Weapons Enhancement Program	32,461	9,461	−23,000
	Excess funding on hand			−23,000
15	Javelin	35,548	35,548	
18	Mod Kits (Guided Missiles & Equipment BA3)	62,698	62,698	
19	UOC	29,334	82,534	+53,200
	OEF UUNS			+53,200
20	Repair and Test Equipment	46,145	46,145	
21	Combat Support System	1,648	1,648	
23	Items under $5 million (Comm & Elec. BA4)	2,282	2,282	
24	Air Operations C2 Systems	1,064	1,064	
25	Radar Systems	19,520	19,520	
26	Fire Support System	3,005	3,005	
27	Intelligence Support Equipment	68,770	68,770	
30	Night Vision Equipment	48,883	28,883	−20,000
	Contract cost savings			−20,000
31	Common Computer Resources	58,903	43,903	−15,000
	Execution delays			−15,000
32	Command Post Systems	14,517	14,517	
	Comm & Elec Infrastructure Support		2,250	+2,250
	RDA Leave Behind—Acoustics UGS			+2,250
33	Radio Systems	45,675		−45,675
	Execution delays			−45,675
34	Comm Switching and Control Systems	16,400	24,400	+8,000
	Unfunded requirements			+8,000
38	5/4T Truck HMMWv [MYP]	153,180	103,180	−50,000
	Non combat losses			−50,000
39	Motor Transport Mods (Armor Kits for MTVRs)	15,855	45,855	+30,000
	Lightweight Mine Rollers		2,250	+30,000
40	Medium Tactical Vehicle Replacement	29,891	29,891	
41	Logistics Vehicle Systems Replacement	23,814		−23,814
	Program adjustment			−23,814
42	Family of Tactical Trailers	4,060	4,060	
44	Items under $5 million (Support Vehicles BA5)	1,389	1,389	
45	Environmental Control Equipment	4,619	4,619	
46	Bulk Liquid Equipment	3,962	3,962	
47	Tactical Fuel Systems	11,436	11,436	
48	Assorted Power Equipment	25,377	25,377	
49	Amphibious Support Equipment	545	15,545	+15,000
	Unfunded requirements			+15,000
50	EOD Systems	110,680	75,680	−35,000
	Unvalidated requirement			−35,000
51	Physical Security Equipment	160,070	48,070	−112,000
	Previously funded requirement			−112,000
53	Material Handling Equipment	59,593	59,593	
55	Field Medical Equipment	11,243	11,243	
56	Training Devices	50,927	50,927	
57	Container Family	1,079	1,079	
58	Construction Equipment	105,990	107,990	+2,000
	Unfunded requirements			+2,000
59	Internally Transportable Vehicle [ITV]	12,000	12,000	
61	Rapid Deployable Kitchen	1,287	1,287	
62	Items under $5 million (Engineering & Other Equipment BA6)	617	617	
64	Spares and Repair Parts	5,000	5,000	

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
	Total, Procurement, Marine Corps	1,638,386	1,658,347	+19,961

Weapons Enhancement Program.—The budget request includes $32,461,000 for various force protection items and weapons upgrades. The Committee notes that the Congress previously provided $23,000,000 in this procurement line for a requirement that was subsequently not validated and directs the Marine Corps to apply those funds toward the requirements in the fiscal year 2009 supplemental request for weapons enhancements.

Combat Operations Centers.—The Committee understands that subsequent to the budget submission, an Urgent Universal Needs Statement for additional Combat Operations Centers in support of operations in Afghanistan was validated. The Committee provides additional funding to fully satisfy this requirement.

EOD Systems.—The budget request includes $35,000,000 for a CENTCOM Urgent Universal Needs Statement [UUNS]. The Committee understands that the UUNS was suspended following the budget submission and denies these funds.

Physical Security Equipment.—The budget request includes $112,000,000 for requirements that were previously funded. The Committee denies the redundant funds.

Unfunded Requirements.—The Committee is aware of increasing demand for engineering and support equipment in theater and has added funds accordingly.

AIRCRAFT PROCUREMENT, AIR FORCE

2009 appropriation to date	$13,314,459,000
2009 supplemental estimate	2,378,818,000
Committee recommendation	2,064,118,000

The Committee recommends $2,064,118,000 for Aircraft Procurement, Air Force. The recommendation is $314,700,000 below the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
3	F–22A (4 aircraft)	600,000	498,000	−102,000
	Full funding for fiscal year 2009			+45,000
	Delete shut-down funding			−147,000
19A	C–12 (6 aircraft)	45,000	45,000	
23	MQ–9 (Reaper) (10 aircraft)	195,858	195,858	
28	A–10		150,000	+150,000
	Provide additional re-wing kits			+150,000
30	F–16	63,200	63,200	
32	C–5	104,800	104,800	
34	C–17A	230,200		−230,200
	Funded ahead of need			−230,200
44	C–12	89,000	105,000	+16,000
	Transfer C–12 Mods from classified line			+45,000
	Funded ahead of need			−29,000
48	C–130	189,910	118,410	−71,500
52	DARP	6,250	6,250	
58	Global Hawk Modifications	32,000		−32,000

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
	Delete Ground Based Radar			−32,000
60	MQ–1 Predator Mods	49,500	49,500	
61	MQ–1 Reaper Mods	114,700	114,700	
80	Other Production Charges	126,000	126,000	
92	DARP	17,400	17,400	
XX	Classified	515,000	470,000	−45,000
	Transfer C–12 Mods to line 44			−45,000
	Total, Aircraft Procurement, Air Force	2,378,818	2,064,118	−314,700

C–12 Modifications.—The Air Force requested a total of $134,000,000 to modify the C–12 Liberty Project Aircraft. Modifications include full motion video line-of-sight data links, signals intelligence collectors, laser designator capability and beyond line-of-sight data links for connectivity. Most of the aircraft will be modified after delivery to the Air Force and before they are deployed overseas. However, the first seven planes will deploy with an initial capability and receive additional upgrades after they return from theater. The $29,000,000 for the retrofit of those aircraft will not be needed until the second or third quarter of fiscal year 2010. The Committee recommends deferring the funds until they are required.

Missile Procurement, Air Force

2009 appropriation to date	$5,442,428,000
2009 supplemental estimate	57,416,000
Committee recommendation	49,716,000

The Committee recommends $49,716,000 for Missile Procurement, Air Force. The recommendation is $7,700,000 below the estimate.

[In thousands of dollars]

Line	Item	Quantity	Budget request	Committee recommendation	Committee recommendation v. budget request
5	PREDATOR HELLFIRE MISSILE	742	57,416	49,716	−7,700
	Unit Cost Adjustment				−7,700
	Total, Missile Procurement, Air Force		57,416	49,716	−7,700

Procurement of Ammunition, Air Force

2009 appropriation to date	$859,466,000
2009 supplemental estimate	183,684,000
Committee recommendation	138,284,000

The Committee recommends $138,284,000 for Procurement of Ammunition, Air Force. The recommendation is $45,400,000 below the estimate.

[In thousands of dollars]

Line	Item	Quantity	Budget request	Committee recommendation	Committee recommendation v. budget request
1	ROCKETS	.....	5,600	5,600	.....
2	CARTRIDGES	.....	21,884	21,884	.....
3	PRACTICE BOMBS	.....	21,200	21,200	.....
4	GENERAL PURPOSE BOMBS	.....	36,700	36,700	.....
6	JOINT DIRECT ATTACK MUNITION	3,460	85,400	40,000	−45,400
	Funds Ahead of Need	1,600	.....	.....	−45,400
9	EXPLOSIVE ORDINANCE DISPOSAL [EOD]	.....	3,000	3,000	.....
14	FUZES	.....	6,800	6,800	.....
15	SMALL ARMS	.....	3,100	3,100	.....
	Total, Procurement of Ammunition, Air Force	.....	183,684	138,284	−45,400

Other Procurement, Air Force

2009 appropriation to date $17,553,213,000
2009 supplemental estimate 1,834,953,000
Committee recommendation 1,910,343,000

The Committee recommends $1,910,343,000 for Other Procurement, Air Force. The recommendation is $75,390,000 above the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
2	Passenger Carrying Vehicles	12,555	12,555	.....
3	Medium Tactical Vehicles	15,000	15,000	.....
7	Security and Tactical Vehicles	17,500	4,100	−13,400
	Non-combat losses	.....	.....	−12,696
	Pricing change	.....	.....	−704
8	Fire Fighting/Crash Rescue Vehicles	9,566	7,734	−1,832
	Non-combat losses	.....	.....	−1,832
10	Runway Snow Removal and Cleaning Equipment	1,544	1,544	.....
22	Intelligence Communications Equipment	6,570	6,570	.....
24	National Airspace System	19,100	19,100	.....
25	Theater Air Control System Improvement	4,540	.....	−4,540
	Unjustified request	.....	.....	−4,540
26	Weather Observation Forecast	2,780	2,780	.....
36	C3 Countermeasures	1,600	1,600	.....
41	Base Info Infrastructure	20,000	.....	−20,000
	Early to need	.....	.....	−20,000
42	USCENTCOM	8,100	20,900	+12,800
	Afghan ISR Infrastructure	.....	12,800	+12,800
53	Radio Equipment	7,000	.....	−7,000
	Premature funding request	.....	.....	−7,000
61	Comm Elect Mods	6,415	4,277	−2,138
	Funded at max production rate	.....	.....	−2,138
64	Night Vision Goggles	18,128	18,128	.....
66	Base Procured Equipment	3,500	3,500	.....
71	Items Less Than $5 Million (Base Support)	20,000	20,000	.....
99	Defense Space Reconnaissance Prog	52,000	72,000	+20,000
99	Classified Programs	1,609,055	1,700,555	+91,500
	Total, Other Procurement, Air Force	1,834,953	1,910,343	+75,390

PROCUREMENT, DEFENSE-WIDE

2009 appropriation to date	$3,483,506,000
2009 supplemental estimate	197,068,000
Committee recommendation	237,868,000

The Committee recommends $237,868,000 for Procurement, Defense-Wide. The recommendation is $40,800,000 above the estimate.

[In thousands of dollars]

Line	Account	Budget request	Committee recommendation	Committee recommendation v. budget request
69	SOF Ordnance Replenishment	1,000	1,000	.....
71	Communications Equipment and Electronics	3,100	3,100	.....
72	SOF Intelligence Systems	8,100	8,100	.....
95	SOF Operational Enhancements	1,797	1,797	.....
	Classified Programs	183,071	223,871	+40,800
	Total, Procurement, Defense-wide	197,068	237,868	+40,800

NATIONAL GUARD AND RESERVE EQUIPMENT

2009 appropriation to date	$750,000,000
2009 supplemental estimate	.....
Committee recommendation	500,000,000

The Committee recommends $500,000,000 for National Guard and Reserve Equipment. The recommendation is $500,000,000 above the estimate.

[In thousands of dollars]

Line	Account	Budget request	Committee recommendation	Committee recommendation v. budget request
1	ARMY RESERVE	.....	75,000	+75,000
	Miscellaneous Equipment	.....	.....	+75,000
2	NAVY RESERVE	.....	25,000	+25,000
	Miscellaneous Equipment	.....	.....	+25,000
3	MARINE CORPS RESERVE	.....	25,000	+25,000
	Miscellaneous Equipment	.....	.....	+25,000
4	AIR FORCE RESERVE	.....	25,000	+25,000
	Miscellaneous Equipment	.....	.....	+25,000
5	ARMY NATIONAL GUARD	.....	300,000	+300,000
	Miscellaneous Equipment	.....	.....	+300,000
6	AIR NATIONAL GUARD	.....	50,000	+50,000
	Miscellaneous Equipment	.....	.....	+50,000
	Total, National Guard and Reserve Equipment	.....	500,000	+500,000

MINE RESISTANT AMBUSH PROTECTED VEHICLE FUND

2009 appropriation to date	$1,700,000,000
2009 supplemental estimate	2,693,000,000
Committee recommendation	4,243,000,000

The Committee recommends $4,243,000,000 for the Mine Resistant Ambush Protected Vehicle Fund. The recommendation is $1,550,000,000 above the estimate.

Mine Resistant Ambush Protected Vehicle [MRAP] Fund.—The budget request includes $2,693,000,000 to sustain and modernize MRAP vehicles fielded into theater and to procure 1,500 MRAP-All

Terrain Vehicles [M–ATV]. M–ATVs are currently being developed and tested and will protect troops against Improvised Explosive Devices [IEDs] and other threats while providing the off-road capability required to navigate the rough terrain of Afghanistan. The Committee understands that the M–ATV requirement is currently being evaluated within the context of the overall fleet mix in Afghanistan. To address anticipated increased requirements, the Committee adds $1,550,000,000 for additional M–ATVs and expects that M–ATV funds will be executed by the MRAP Joint Program Office to ensure continued efficiency in delivering this critical capability to the Warfighter. The Committee will continue to work closely with the Department to ensure the warfighters' needs are fully addressed.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION

The Committee recommends $885,943,000 for research, development, test and evaluation.

The Committee recommendation provides funds to support force protection, improvements and enhancements for equipment being used in support of overseas contingency operations in Iraq and Afghanistan, and classified activities. The Committee recommends funding for initiatives that will yield near-term benefits to the warfighter and result in the rapid fielding of technologies into theater.

The following table provides details of the recommendation for the research, development, test and evaluation accounts:

[In thousands of dollars]

Account	Budget request	Committee recommendation	Committee recommendation v. budget request
Research, Development, Test and Evaluation:			
Research, Development, Test and Evaluation, Army	73,734	71,935	−1,799
Research, Development, Test and Evaluation, Navy	144,536	141,681	−2,855
Research, Development, Test and Evaluation, Air Force	108,259	174,159	+65,900
Research, Development, Test and Evaluation, Defense-Wide	483,368	498,168	+14,800
Total, Research, Development, Test and Evaluation	809,897	885,943	+76,046

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, ARMY

2009 appropriation to date	$12,135,111,000
2009 supplemental estimate	73,734,000
Committee recommendation	71,935,000

The Committee recommends $71,935,000 for Research, Development, Test and Evaluation, Army. The recommendation is $1,799,000 below the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
61	Soldier Support & Survivability	6,944	2,645	−4,299
	Unjustified request			−4,299
93	Night Vision Systems—SDD	64,500	68,900	+4,400
	Kabul Persistent Threat Detection System			+4,000
134	Exploitation of Foreign Items	390	390	

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
162	Info Sys Security Prog	1,900		−1,900
	Unjustified requirement			−1,900
	Total, Research, Development, Test and Evaluation, Army	73,734	71,935	−1,799

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY

2009 appropriation to date	$19,952,504,000
2009 supplemental estimate	144,536,000
Committee recommendation	141,681,000

The Committee recommends $141,681,000 for Research, Development, Test and Evaluation, Navy. The recommendation is $2,855,000 below the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
91	V–22A	3,900	3,900	
122	Intelligence Engineering	1,850	1,850	
180	Marine Corps Communications Systems	8,700		−8,700
	CESAS—continue deployment on MRAP			−8,700
202	Manned Reconnaissance Systems	8,855	26,700	+17,845
	Unjustified request			−8,855
	Saber Focus			+26,700
	Classified Programs	121,231	109,231	−12,000
	Total, Research, Development, Test and Evaluation, Navy	144,536	141,681	−2,855

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, AIR FORCE

2009 appropriation to date	$27,231,381,000
2009 supplemental estimate	108,259,000
Committee recommendation	174,159,000

The Committee recommends $174,159,000 for Research, Development, Test and Evaluation, Air Force. The recommendation is $65,900,000 above the estimate.

[In thousands of dollars]

Line	Account	Budget request	Committee recommendation	Committee recommendation v. budget request
86	LINK 16 Support and Sustainment		61,000	+61,000
	Interim Gateway/Battlefield Airborne Communication Node			+61,000
999	Classified Programs	108,259	113,259	+4,900
	Total, Research, Development, Test and Evaluation, Air Force	108,259	174,159	+65,900

Interim Gateway—Battlefield Airborne Communication Node [BACN].—The Committee transfers $61,000,000 from the Joint Rapid Acquisition Cell to fund a Central Command Joint Urgent Operational Need for Battlefield Airborne Communication Node

[BACN] to enhance communications capabilities. The funding is provided to lease or purchase two BD–700 aircraft and equip them with the BACN payload. The Committee understands the urgency for this capability and, upon receipt of this funding, urges the Intelligence, Surveillance, and Reconnaissance [ISR] Task Force together with the Air Force to deploy the first aircraft to theater within 6 months and the second aircraft 2 months later.

Furthermore, the Committee is aware that an additional $150,000,000 is required to put the BACN payload on Global Hawk Block 20 unmanned aerial vehicles. The Committee encourages the Air Force to use fiscal year 2009 funding for interim gateway increment two/objective gateway for outfitting BACN on Global Hawk or additional BD–700 aircraft to get urgently needed communication capability to theater.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, DEFENSE-WIDE

2009 appropriation to date	$21,700,897,000
2009 supplemental estimate	483,368,000
Committee recommendation	498,168,000

The Committee recommends $498,168,000 for Research, Development, Test and Evaluation, Defense-Wide. The recommendation is $14,800,000 above the estimate.

[In thousands of dollars]

Line	Item	Budget request	Committee recommendation	Committee recommendation v. budget request
124	DHRA—Wounded Warrior	15,645	15,645	.....
139	General Support to USD(I)	17,250	17,250	.....
210	Defense Joint CI Activities	1,545	1,545	.....
xxxxx	Classified Programs	446,927	461,727	+14,800
xxxxx	Classified Programs	2,001	2,001	.....
	Total, Research, Development, Test and Evaluation, Defense-Wide	483,368	498,168	+14,800

Kinetic Energy Interceptor.—The Committee understands a stop work order on the Kinetic Energy Interceptor [KEI] was issued May 11, 2009. However, the KEI program has a booster flight test scheduled in Fall 2009 that could provide an important understanding of the technology risk for any future interceptor development. The Committee encourages the Missile Defense Agency to execute this test to gain significant technical knowledge for this program.

REVOLVING AND MANAGEMENT FUNDS

DEFENSE WORKING CAPITAL FUNDS

2009 appropriation to date	$3,155,806,000
2009 supplemental estimate	846,726,000
Committee recommendation	861,726,000

The Committee recommends $861,726,000 for the Defense Working Capital Funds. The recommendation is $15,000,000 above the estimate.

The following table provides details of the recommendation for the Defense Working Capital Funds:

[In thousands of dollars]

Item	Budget request	Committee recommendation	Committee recommendation v. budget request
DWCF—Army:			
Spare Parts	443,200	443,200	
Total, Defense Working Capital Fund, Army	443,200	443,200	
DWCF—Air Force:			
TWCF for Transportation of Fallen Heroes (transfer from IFF)		15,000	+15,000
Total, Defense Working Capital Fund, Air Force		15,000	+15,000
DWCF-Defense-wide:			
DLA Distribution Depots	33,600	33,600	
DLA Defense Reutilization and Marketing Operations	34,416	34,416	
DLA Supply Management	322,410	322,410	
DISA Information Services	13,100	13,100	
Total, Defense Working Capital Fund, Defense-wide	403,526	403,526	
Grand Total, Defense Working Capital Funds	846,726	861,726	+15,000

OTHER DEPARTMENT OF DEFENSE PROGRAMS

DEFENSE HEALTH PROGRAM

2009 appropriation to date	$27,325,832,000
2009 supplemental estimate	909,297,000
Committee recommendation	909,297,000

The Committee recommends $909,297,000 for the Defense Health Program. The recommendation is equal to the estimate.

These funds are recommended to provide for medical costs related to patient transportation, blood services, and other medical-related activities not covered by other operational resources. These funds would also provide health care for activated reservists and their families.

[In thousands of dollars]

Item	Budget Request	Committee recommendation	Committee recommendation v. budget request
Operation and Maintenance	845,508	845,508	
In-House Care	178,828	178,828	
Private Sector Care	579,243	579,243	
Consolidated Health Support	68,196	68,196	
Information Management	5,700	5,700	
Education and Training	9,119	9,119	
Base Operations	4,422	4,422	
Procurement	30,185	30,185	
Research and Development	33,604	33,604	
Total, Defense Health Program	909,297	909,297	

Sustainment, Resourcing, and Staffing of the Medical Centers of Excellence.—The Committee is concerned with the establishing and future resourcing of congressionally directed Centers of Excellence for medical treatment and research. As these Centers are created, the Committee believes a strategic approach for resourcing, sustaining, and staffing needs to exist to ensure successful centers

that are capable and focused on providing the highest quality of care, treatment and utilization of research funds for servicemembers who are suffering wounds from war. Such centers may be virtual so as to maximize utilization of skills associated with various prevention, treatment and research programs nationally.

Therefore, the Committee directs the Secretary of Defense, in collaboration with the services and the Secretary of Veterans Affairs, to develop a strategic plan for the locating, staffing, and resourcing of medical centers of excellence. This plan, with input and direction from the Department of Defense/Department of Veterans Affairs Senior Oversight Committee, will include how these centers will be staffed, located, and resourced to establish research and treatment priorities based on an analysis of gaps in needed care and research; manage funds appropriated for prevention, diagnosis, treatment and research and development for their respective areas of expertise; measure their effectiveness; and establish a clearly outlined chain of command. Finally, the report shall include recommendations to Congress on criteria for establishment and sustainment of such centers of excellence in the future, including such factors as the requirements and expected results, future costs, and a periodic assessment of ongoing need for such centers and consideration of alternatives. This report shall be provided to the congressional defense committees no later than August 31, 2009.

Personnel Blast Contaminant Tracking [PBCT] System.—The Committee is impressed with the initiative taken by the National Guard in creating the Personnel Blast Contaminant Tracking [PBCT] System. The data incorporated into this system will be invaluable to the care of our service members and our research efforts. Currently, this system is not being utilized at capacity and all units in theater are not recording the necessary data. Recognizing the value of such a system, the Committee directs the Secretary of Defense to deploy the Personnel Blast Contaminant Tracking [PBCT] System throughout those theaters where there is significant risk to Department of Defense personnel of exposure to blast, contaminants, or radiation. The Committee also directs the Secretary of Defense to establish the necessary policies and procedures for directing non-medical personnel in operational units in proximity to the occurrence of a blast, chemical, or radiological incident with acute adverse health effects or the potential for delayed (latent) injury/illness to enter the incident as unclassified data into the PBCT. Entries should include personnel identifiers for everyone possibly exposed, the date, time, location of event, and suspected or confirmed exposure agent(s), any associated identifiers from classified reports documenting the event, and other unclassified details concerning the substance, levels, or length of the possible exposures. The Committee notes that the development and implementation of the PBCT system will not preclude recording medical treatment or evaluation information in individual patient medical records for all with confirmed blast, chemical, and radiological exposures. The information contained in the PBCT shall be reviewed in conjunction with the completion of the post-deployment health assessment [PDHA] and the post-deployment health reassessment [PDHRA]. The Committee further directs that the PBCT must

interface with the Defense Occupational and Environmental Health Readiness System [DOEHRS].

Neurocognitive Baseline Assessment.—The Department of Defense requires pre-deployment Neurocognitive Assessment Tests [NCAT] for all servicemembers prior to their next deployment. NCATs measure cognitive performance areas most likely affected by mild traumatic brain injury, including attention, judgment, memory and thinking ability. The Army system, Automated Neuropsychological Assessment Metrics [ANAM], was chosen as the specific type of NCAT, which is a 15-to-20 minute computerized test that records a servicemember's cognitive performance. The Committee is aware of the need to adapt the ANAM to a web-based product because the current screening is performed on handheld devices or laptops which are not easily accessible and cost prohibitive. The Committee recognizes that the Department is planning to develop a web-based tool in the coming year; however, critical issues remain unresolved on the exact format of the product. Therefore, the Committee directs the Assistant Secretary of Defense (Health Affairs) to report to the congressional defense committees no later than August 31, 2009, on the path forward for developing a web-based tool for ANAM.

DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE

2009 appropriation to date	$1,284,743,000
2009 supplemental estimate	141,198,000
Committee recommendation	123,398,000

The Committee recommends an appropriation of $123,398,000 for Drug Interdiction and Counter-Drug Activities, Defense for operations in Afghanistan, Pakistan, and Central Asia. The recommendation is $17,800,000 below the estimate.

The following table provides details of the recommendation for Counter-Drug Activities:

[In thousands of dollars]

Item	Budget request	Committee recommendation	Committee recommendation v. budget request
Afghanistan	57,308	57,308	
Kazakhstan	10,580	10,580	
Kyrgyzstan	21,520	21,520	
Pakistan	25,800	10,000	−15,800
Frontier Corps Headquarters Construction			−11,800
Mi–17 Overhaul			−4,000
Tajikistan	18,940	16,940	−2,000
English Language Lab			−2,000
Turkmenistan	2,850	2,850	
Uzbekistan	4,000	4,000	
Other Regional Support	200	200	
Total, Drug Interdiction and Counter-Drug Activities, Defense	141,198	123,398	−17,800

Counterdrug Activities in Pakistan.—The Committee recommends eliminating funding for two projects that do not directly support counternarcotics activities in Pakistan. These projects would be more appropriately funded through the new Pakistan

Counterinsurgency Capability Fund. The Committee recommends the Department consider funding these activities from that source.

Tajikistan English Language Lab.—The Committee recommends eliminating funding for the Border Security English Language Lab because this project does not significantly enhance the Tajik capacity to perform counternarcotics missions.

JOINT IMPROVISED EXPLOSIVE DEVICE DEFEAT FUND

2009 appropriation to date	$2,000,000,000
2009 supplemental estimate	1,466,746,000
Committee recommendation	1,116,746,000

The Committee recommends $1,116,746,000 for the Joint Improvised Explosive Device Defeat Fund. The recommendation is $350,000,000 below the estimate.

[In thousands of dollars]

Line	Account	Budget request	Committee recommendation	Committee recommendation v. budget request
01	ATTACK THE NETWORK	499,830	349,830	−150,000
	Excess to Requirement			−150,000
02	DEFEAT THE DEVICE	607,389	457,389	−150,000
	Excess to Requirement			−150,000
03	TRAIN THE FORCE	333,527	283,527	−50,000
	Excess to Requirement			−50,000
04	STAFF AND INFRASTRUCTURE	26,000	26,000	
	Total, JIEDDO	1,466,746	1,116,746	−350,000

Joint Improvised Explosive Device Defeat Organization.—The Committee strongly supports the tremendous work the Joint Improvised Explosive Device Defeat Organization [JIEDDO] has accomplished and recognizes that the Organization has made progress in developing its organizational structure. JIEDDO continues to play a critically vital mission in protecting our troops from improvised explosive devices and attacking the terrorist networks responsible for them. The Committee also notes that JIEDDO has improved managing its resources but believes the funds requested overstate the requirements based on past and current obligation of funds. Since JIEDDO has consistently lagged behind obligating funds requested in a timely manner, the Committee recommends sufficient funds to reflect current and potential future requirements during fiscal year 2009. In order to continue its oversight of JIEDDO, the Committee directs JIEDDO to submit to the congressional defense committees monthly commitment, obligation, and expended data by line of operation and by year of appropriation. Further, the Committee directs JIEDDO to submit to the congressional defense committees, monthly reports of obligation data on a project by project basis by line of operation.

Attacking Terrorist Networks.—The Committee has included language in the classified annex of this bill pertaining to attacking terrorist networks.

OFFICE OF THE INSPECTOR GENERAL

2009 appropriation to date	$286,845,000
2009 supplemental estimate	9,551,000
Committee recommendation	9,551,000

The Committee recommends $9,551,000 for the Office of the Inspector General. The recommendation is equal to the estimate.

GENERAL PROVISIONS—THIS TITLE

SEC. 301. Provides that funds made available in this title are in addition to amounts appropriated or made available for the Department of Defense for fiscal year 2009.

(INCLUDING TRANSFER OF FUNDS)

SEC. 302. Provides special transfer authority of up to $2,500,000,000 of funds in this title, subject to the terms and conditions in section 8005 of the Department of Defense Appropriations Act, 2009.

SEC. 303. Provides for the intelligence authorization for intelligence activities funded in this act.

SEC. 304. Provides for transfers from the Defense Cooperation Account.

SEC. 305. Provides the authority to obligate supervision and administration costs associated with overseas construction projects at the time the project is awarded.

SEC. 306. Provides a Combatant Commander engaged in contingency operations overseas with the authority to use operation and maintenance funds to purchase an investment item of not more than $500,000.

SEC. 307. Provides for the procurement of passenger motor vehicles for use by military and civilian employees of the Department of Defense in Iraq and Afghanistan.

SEC. 308. *Rescissions*.—The Committee recommends a general provision rescinding funds from prior years as displayed below:

	Amount
2009 Appropriations:	
Operation and Maintenance, Army: Fuel Savings	$352,359,000
Operation and Maintenance, Navy: Fuel Savings	881,481,000
Operation and Maintenance, Marine Corps: Fuel Savings	54,466,000
Operation and Maintenance, Air Force: Fuel Savings	925,203,000
Operation and Maintenance, Defense-Wide:	
Fuel Savings	81,135,000
Classified	5,000,000
Classified	181,500,000
Operation and Maintenance, Army Reserve: Fuel Savings	23,338,000
Operation and Maintenance, Navy Reserve: Fuel Savings	62,910,000
Operation and Maintenance, Marine Corps Reserve: Fuel Savings	1,250,000
Operation and Maintenance, Air Force Reserve: Fuel Savings	163,786,000
Operation and Maintenance, Army National Guard: Fuel Savings	57,819,000
Operation and Maintenance, Air National Guard	250,645,000
Aircraft Procurement, Army: Common Ground Equipment	11,500,000
Procurement of Ammunition, Army:	
CTG, Tank, 120MM, All Types	46,800,000
Signals, All Types	50,100,000
Mine, Clearing Charge, All Types	2,000,000
Ammo components (Renovation)	8,200,000

	Amount
Other Procurement, Army:	
Modification of In-Service Equipment (OPA3)	30,200,000
Defense Enterprise Wideband SATCOM System	6,000,000
Long Range Advanced Scout Surveillance	47,300,000
Night Vision Thermal Weapon Sight	41,500,000
Field Feeding Equipment	7,000,000
Close Combat Tactical Trainer	8,000,000
Lightweight Laser Designator Rangefinder	55,000,000
Procurement, Marine Corps: CAC2S	10,300,000
Procurement, Defense-wide: Unmanned Vehicles	6,400,000
Research, Development, Test and Evaluation, Army:	
ACS	157,710,000
REF	20,000,000
ARH	25,000,000
Research, Development, Test and Evaluation, Navy:	
VH–71	47,000,000
CG(X)	100,000,000
Harpoon Upgrades	11,450,000
Silent Guardian	6,300,000
Fuel Savings	30,510,000
Classified	75,000,000
Research, Development, Test and Evaluation, Air Force:	
Transformational SATCOM	250,000,000
CSAR–X RDT&E	92,469,000
Single Integrated Air Picture	20,000,000
MILSATCOM Terminals	15,000,000
Fuel Savings	15,098,000
2008 Appropriations:	
Other Procurement, Army:	
Combat ID	4,100,000
SAT Term, EMUT	4,500,000
LRAS3	8,400,000
Smoke and Obscurant Family	8,000,000
Heaters and ECUs	4,300,000
Procurement, Marine Corps: CAC2S	10,300,000
Research, Development, Test and Evaluation, Navy: Classified	5,000,000
Research, Development, Test and Evaluation, Air Force: CSAR–X RDT&E	36,107,000
Research, Development, Test and Evaluation, Defense-Wide: DARPA	200,000,000
2007 Appropriations:	
Procurement, Marine Corps:	
CAC2S	1,200,000
Training Devices	53,200,000

SEC. 309. Restriction on award fees to defense contractors.

SEC. 310. Restricts the Department of Defense from using these funds to finance programs or activities denied by Congress in fiscal years 2008 or 2009.

SEC. 311. Prohibits the obligation or expenditure of funds in this or any other act to establish a permanent base in Afghanistan.

SEC. 312. Modifies the reporting requirement on the Iraq and Afghanistan Security Forces Funds from the Fiscal Year 2008 Emergency Supplemental Act to include the Pakistan Counterinsurgency Capability Fund.

SEC. 313. Includes a provision authorizing the Department of Defense to adjust the rate at which servicemembers can repay certain separation benefits.

SEC. 314. Includes a provision, as required under the congressional budget resolution, to designate funding in this title as being for overseas deployment and other activities.

TITLE IV—SUBCOMMITTEE ON ENERGY AND WATER DEVELOPMENT

DEPARTMENT OF DEFENSE—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

OPERATION AND MAINTENANCE

2009 appropriation to date	$5,016,900,000
2009 supplemental estimate	.....
Committee recommendation	38,375,000

Due to recent natural disasters, the Corps of Engineers has identified a number of navigation and flood damage reduction projects that have been impacted by storm and flood events. The Committee recommends $38,375,000 for the Corps to restore navigation channels and harbors to pre-storm conditions; and to repair eligible flood damage reduction and other projects in States affected by natural disasters.

FLOOD CONTROL AND COASTAL EMERGENCIES

2009 appropriation to date	$415,600,000
2009 supplemental estimate	.....
Committee recommendation	804,290,000

The Committee recommends $315,290,000 for the Corps to prepare for flood, hurricane, and other natural disasters and support emergency operations, repairs, and other activities in response to flood and hurricane emergencies, as authorized by law; and to repair and rehabilitate eligible projects that were affected by natural disasters.

The Committee recommendation also includes $489,000,000 for barrier island restoration and ecosystem restoration along the Mississippi gulf coast. This restoration will help to restore the historic levels of storm damage reduction to the Mississippi gulf coast that these islands once provided. These funds are provided at full Federal expense as these islands are a part of the Gulf Islands National Seashore and are publicly owned and managed by the Department of the Interior.

DEPARTMENT OF ENERGY

ENERGY PROGRAMS

STRATEGIC PETROLEUM RESERVE

2009 appropriation to date	$205,000,000
2009 supplemental estimate	.....
Committee recommendation	.....

Transfer authority is provided as requested by the administration.

NATIONAL NUCLEAR SECURITY PROGRAMS

WEAPONS ACTIVITIES

2009 appropriations to date	$6,380,000,000
2009 supplemental estimate	
Committee recommendation	34,500,000

The Committee provides $34,500,000 for sustaining a program to analyze nuclear weapons intelligence.

DEFENSE NUCLEAR NONPROLIFERATION

2009 appropriation to date	$1,482,350,000
2009 supplemental estimate	89,500,000
Committee recommendation	55,000,000

The Committee provides $55,000,000 to counter emerging threats at nuclear facilities. The Committee is aware of efforts to share the costs for the Russian Ministry of Defense training centers. The Committee encourages continued efforts to achieve equal sharing of the costs. The Committee also understands these training centers include construction of live-firing ranges. These ranges are intended for use by the 12th Main Directorate troops only, and should be used exclusively for their tactical training. Finally, the Committee directs the Department of Energy to seek clear assurances that the Russian Government will sustain the training centers after they are operational.

GENERAL PROVISIONS—THIS TITLE

SEC. 401. A provision concerning Department of Energy Transfer Authority.

SEC. 402. A provision concerning Federal Employment Requirements.

SEC. 403. A provision to provide a technical fix for two Corps of Engineers projects.

SEC. 404. A provision concerning reprogramming of funds provided in Public Law 111–5 to the Corps of Engineers.

SEC. 405. A provision concerning reprogramming of funds provided in Public Law 111–5 to the Bureau of Reclamation.

SEC. 406. A provision restricting spending on mission relocation of either the design authority for the gas transfer systems or tritium research and development facilities until an independent technical mission review and cost analysis is performed.

SEC. 407. A provision increasing the cost ceiling for a Corps of Engineers Project.

SEC. 408. A provision concerning a Corps of Engineers project.

SEC. 409. A provision concerning the Loan Guarantee Program in the Energy Department.

TITLE V—SUBCOMMITTEE ON FINANCIAL SERVICES AND GENERAL GOVERNMENT

DEPARTMENT OF THE TREASURY

DEPARTMENTAL OFFICES

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

2009 appropriation to date	$278,870,000
2009 supplemental estimate	.....
Committee recommendation	4,000,000

The Committee includes an additional $4,000,000 to be transferred to an account designated for the necessary expenses of the Financial Crisis Inquiry Commission established in accordance with the Fraud Enforcement and Recovery Act of 2009. The amount provided under this heading is designated as an emergency requirement and necessary to meet emergency needs pursuant to sections 403(a) and 423(b) of S. Con. Res. 13 (111th Congress), the concurrent resolution on the budget for fiscal year 2010.

EXECUTIVE OFFICE OF THE PRESIDENT AND FUNDS APPROPRIATED TO THE PRESIDENT

NATIONAL SECURITY COUNCIL

SALARIES AND EXPENSES

2009 appropriation to date	$9,029,000
2009 supplemental estimate	2,936,000
Committee recommendation	2,936,000

The Committee recommends an additional $2,936,000 for necessary expenses of the National Security Council as requested by the President. Additional funds will allow the President to hire additional staff to support an expanded mission for the National Security Council. Funds will also support security and facility modifications necessary for the operation of the National Security Council. The amount provided under this heading is designated as being for overseas deployments and other activities pursuant to sections 401(c)(4) and 423(a) of S. Con. Res. 13 (111th Congress), the concurrent resolution on the budget for fiscal year 2010.

UNANTICIPATED NEEDS

UNANTICIPATED NEEEDS FOR INFLUENZA

(INCLUDING TRANSFER OF FUNDS)

2009 appropriation to date	.....
2009 supplemental estimate	$1,500,000,000
Committee recommendation	.....

The Committee recommends funding for pandemic preparedness and response to be funded under a new account entitled "Pandemic Preparedness and Response" instead of the account entitled "Unanticipated Needs, Unanticipated Needs for Influenza" as proposed by the President.

PANDEMIC PREPAREDNESS AND RESPONSE

(INCLUDING TRANSFERS OF FUNDS)

2009 appropriation to date	.....
2009 supplemental estimate	.....
Committee recommendation	$1,500,000,000

The Committee recommends $1,500,000,000 for emergency expenses associated with preparation and response to a potential pandemic outbreak of disease. Preparation and response for such a pandemic requires Government-wide coordination and international cooperation. Numerous departments and agencies have developed detailed plans for such response, and the Committee recommends funding to be transferred from the Executive Office of the President to such departments and agencies to execute these plans to address the global outbreak of the 2009-H1N1 influenza virus and other potential disease outbreaks.

The Committee recognizes the high level of uncertainty associated with the current 2009-H1N1 strain of influenza. Experts caution that spreading of the H1N1 virus could slow, only to return in stronger force at a later date, or even stop completely. The Committee recommendation acknowledges this uncertainty, but recognizes the need to promptly provide resources so that departments and agencies with the most immediate responsibilities can respond to the uncertain and changing nature of the outbreak.

The Committee recommends a transfer of $900,000,000 for the Department of Health and Human Services [HHS] for allocation by the Secretary for activities to prepare for a pandemic influenza, including vaccine development, purchase of antivirals and medical equipment, diagnostic and vaccine delivery equipment, antiviral research and support for State and local preparedness. The Committee notes that the economic downturn has forced States and local governments to lay off public health laboratories and other public health professionals. The Committee continues to urge HHS to invest in research and development of new antivirals and universal vaccines.

The Committee recommends a transfer of $190,000,000 for the Department of Homeland Security, for allocation by the Secretary for needs associated with pandemic influenza. The Secretary is encouraged to use this funding for the needs of Department of Homeland Security employees, including personal protective equipment

and antivirals; and for the needs of State and local entities related to planning, coordination, and for personal protective equipment and antivirals for first responders.

The Committee recommends a transfer of $100,000,000 to the Secretary of Agriculture for response and preparedness to pandemic threats by the Department of Agriculture including, but not limited to, animal health surveillance, investigations relating to potential zoonotic infections, and impacts resulting from misinformation of flu transmission capabilities. The Committee also recommends a transfer of $50,000,000 to the Food and Drug Administration for activities including, but not limited to, vaccine and antiviral development, manufacturer assistance, approval reviews, and safety activities, including blood and consumer protection response.

The Committee recommends a transfer of $110,000,000 for the Department of Veterans Affairs [VA]. With almost 6 million patients, the VA operates the largest integrated health care system in the United States and serves as a vital component of the National Response Plan. The Department is encouraged to utilize this funding to strengthen its pandemic influenza response capabilities, including purchasing protective equipment for high risk populations and occupations, expanding its stockpile of antivirals, and improving the Department's Information Technology capabilities to deliver real-time data to the Centers for Disease Control. Should transfers between accounts become necessary, the Department is reminded that reprogramming authorities provided in Public Law 110–329 apply to this funding.

The Committee recommends a transfer of $150,000,000 be made available to the United States Agency for International Development's "Global Health and Child Survival" account. The Committee recognizes that the H1N1 virus has become a global pandemic and that an effective response requires working with other countries, the World Health Organization, Pan-American Health Organization, and other international organizations, to facilitate information sharing, limit the spread of the virus, reduce mortality and the social and economic impact from the disease, and respond to emergency needs in countries affected.

The Director of the Office of Management and Budget is directed to make the required transfers within 10 days of enactment of this act. Each department receiving funding under this account must submit a detailed spending plan to the Committees on Appropriations of the House of Representatives and the Senate 15 days before obligating funds provided in this account. The transfer authority provided shall be in addition to any other transfer authority in this or any other act. The amounts provided under this heading are designated as emergency requirements and necessary to meet emergency needs pursuant to sections 403(a) and 423(b) of S. Con. Res. 13 (111th Congress), the concurrent resolution on the budget for fiscal year 2010.

THE JUDICIARY

COURTS OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL SERVICES

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

2009 appropriation to date	$4,801,369,000
2009 supplemental estimate	.....
Committee recommendation	10,000,000

The bill recommends additional funding of $10,000,000 to address the projected growth in criminal caseload associated with the additional Immigration and Customs Enforcement, Drug Enforcement Administration, and Bureau of Alcohol, Tobacco, and Firearms agents that are being added to offices on the Southwest border. These funds will be available for additional magistrate judges, probation and pretrial services officers, staff of clerks' offices, fees of jurors, attorneys for indigent defendants, court security and related expenses. With these funds, as caseload grows, the Judiciary will be able to apply resources in a timely fashion to address the additional workload needs of the courts. Without these funds, a bottleneck in the judicial system could occur because the courts will lack the resources necessary to process the additional criminal cases brought by the Justice Department.

This provision waives section 302 of Division D of Public Law 111–8 to enable the Judicial Conference to transfer funding, without limitation but subject to Congressional notification, from the Courts of Appeals, District Courts, and Other Judicial Services, Salaries and Expenses appropriation to other Judiciary Accounts in order to address specific workload requirements in the courts resulting from immigration and other law enforcement initiatives. The amount provided under this heading is designated as being for overseas deployments and other activities pursuant to sections 401(c)(4) and 423(a) of S. Con. Res. 13 (111th Congress), the concurrent resolution on the budget for fiscal year 2010.

INDEPENDENT AGENCIES

SECURITIES AND EXCHANGE COMMISSION

SALARIES AND EXPENSES

2009 appropriations to date	$943,000,000
2009 supplemental estimate	.....
Committee recommendation	10,000,000

The Committee recommends an additional $10,000,000 for necessary expenses of the Securities and Exchange Commission. The additional funds will support increased enforcement staffing and related expenses for enhanced investigation of securities fraud. The amount provided under this heading is designated as an emergency requirement and necessary to meet emergency needs pursuant to sections 403(a)and 423(b) of S. Con. Res. 13 (111th Congress), the concurrent resolution on the budget for fiscal year 2010.

GENERAL PROVISIONS—THIS TITLE

SEC. 501. The bill includes a provision to correct a technical error in previously enacted legislation relating to eligibility for Judicial survivor benefits.

SEC. 502. The bill includes language to modify and update a provision included in the Omnibus Appropriations, fiscal year 2009 (Public Law 111–8; 123 Stat. 655) in order to reflect changes that the District of Columbia has made to its fiscal year 2009 Local Funds budget to address issues related to the national economic downturn and revised revenue estimates.

SEC. 503. The bill provides authority to the Federal Communications Commission to use funds previously appropriated to be used to satisfy requirements for developing a national broadband plan and other responsibilities pursuant to Title VI of Division B of the American Recovery and Reinvestment Act of 2009 (Public Law 111–5).

TITLE VI—SUBCOMMITTEE ON DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY

U.S. CUSTOMS AND BORDER PROTECTION

SALARIES AND EXPENSES

2009 appropriations to date	$7,763,206,000
2009 supplemental estimate	.....
Committee recommendation	46,200,000

UNACCOMPANIED ALIEN CHILDREN

The William Wilberforce Trafficking Victims Protection Reauthorization Act of 2008 (Public Law 110–457) became effective on March 23, 2009. The law provides authority for the care, handling, and transportation of unaccompanied illegal alien children from their apprehension on our borders to their entering the custody of officials from the Department of Health and Human Services [HHS] and modifies how these children from contiguous countries (Canada and Mexico) are treated. It is anticipated that the number of unaccompanied illegal alien children will increase by almost 3,400 for the remainder of this fiscal year. U.S. Customs and Border Protection [CBP] and U.S. Immigration and Customs Enforcement [ICE] will have an increased burden of caring for these children upon their apprehension as well as transporting them around the country to custodial facilities run by HHS. The Committee includes an additional $6,200,000 for CBP for the care and transport of unaccompanied illegal alien children to HHS. The Committee also includes an additional $11,800,000 within ICE for these same purposes.

RESPONSE TO SOUTHWEST BORDER VIOLENCE

In response to an increase in reports of border violence on the Southwest border resulting from the Mexican Government's efforts to combat major drug trafficking organizations operating in that country, the Secretary of Homeland Security has redirected existing Departmental resources from other locations in the country to the border. This is an effective interim response, but is likely just the beginning of a longer-term effort to stem the violence and prevent it from spilling over into the United States. Recognizing this, the Committee recommends including an additional $40,000,000 in the following amounts for the following purposes:

—$30,000,000 to hire at least 125 CBP officers for deployment to ports of entry on the Southwest border, fund additional canine teams and deploy additional mobile response teams, procure equipment to assist in outbound inspections such as additional canopies, mobile license plate readers, protective equipment,

and other supplies, and fund a portion of the overtime and temporary deployment costs associated with the increased level of border inspections associated with the addition of outbound activities.

—$10,000,000 to competitively procure additional non-intrusive inspection equipment for deployment to Southwest border facilities and U.S. Border Patrol checkpoints.

Prior to the obligation of these funds, the Committee directs the Secretary to submit an expenditure plan to the Committees on Appropriations of the Senate and the House of Representatives not later than 30 days after the date of enactment.

AIR AND MARINE INTERDICTION, OPERATIONS, MAINTENANCE, AND PROCUREMENT

2009 appropriations to date	$528,000,000
2009 supplemental estimate	.....
Committee recommendation	5,000,000

Included in the amount recommended by the Committee for air and marine operations in response to the Southwest border violence is $5,000,000 to support additional flight operations, flight hours, and maintenance for P–3 aircraft, other fixed-wing aircraft, and helicopters. Prior to the obligation of these funds, the Committee directs the Secretary to submit an expenditure plan to the Committees on Appropriations of the Senate and the House of Representatives not later than 30 days after the date of enactment.

U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT

SALARIES AND EXPENSES

2009 appropriations to date	$4,927,210,000
2009 supplemental estimate	.....
Committee recommendation	66,800,000

UNACCOMPANIED ALIEN CHILDREN

For the same reasons discussed above under U.S. Customs and Border Protection, the Committee includes an additional $11,800,000 for the care and transport of unaccompanied illegal alien children to HHS.

RESPONSE TO SOUTHWEST BORDER VIOLENCE

In response to an increase in reports of border violence on the Southwest border resulting from the Mexican Government's efforts to combat major drug trafficking organizations operating in that country, the Secretary of Homeland Security has redirected existing Departmental resources from other locations in the country to the border. This is an effective interim response, but is likely just the beginning of a longer-term effort to stem the violence and prevent it from spilling over into the United States. In the long term, transferring ICE assets from other locations in the United States will undermine ICE investigations in other parts of the Nation. Recognizing this, the Committee recommends including an additional $55,000,000 in the following amounts for the following purposes:

—$35,000,000 for Border Enforcement Support Teams [BEST] to hire up to 150 investigators and support staff to backfill those temporarily moved from the interior of the United States to the Southwest border to improve enforcement of immigration and customs laws and reduce smuggling of guns, drugs, people, and money as well as additional funds for facilities costs related to expanding staffing along the Southwest border, and to accommodate other Federal, State, and local partners.
—$12,000,000 for intelligence activities to hire 15 new analysts to backfill those temporarily moved from the interior of the United States to the Southwest border, to expand capacity at field intelligence groups in key locations, and to deploy intelligence officers, research specialists, and other professionals in support of the BESTs, the Special Agent in Charge offices on the border, the gun smuggling investigation known as Armas Cruzadas, as well as ICE attachés located in Mexico.
—$3,000,000 for the Human Smuggling and Trafficking Center to cover ICE's costs for analysts and investigative support to track and dismantle human smuggling and trafficking organizations along the Southwest border.
—$4,000,000 for Detention and Removals Operations to cover increased healthcare and oversight costs related to proper care for and humane treatment of detainees.
—$1,000,000 for international operations to support attaché officers in Mexico who work in liaison with the Mexican Government, as well as for five Mexican officers to support the international BESTS in San Diego, Yuma, Phoenix, Tucson, and Laredo.

Prior to the obligation of these funds, the Committee directs the Secretary to submit an expenditure plan to the Committees on Appropriations of the Senate and the House of Representatives not later than 30 days after the date of enactment.

COAST GUARD

OPERATING EXPENSES

2009 appropriations to date	$6,194,925,000
2009 supplemental estimate	.....
Committee recommendation	139,503,000

DEPARTMENT OF DEFENSE OPERATIONAL SUPPORT

The Committee recommends $129,503,000 for operational support of Department of Defense [DOD] requirements for Operation Iraqi Freedom and Operation Enduring Freedom. Specific Coast Guard activities in support of DOD requirements include the operation and maintenance of vessels, law enforcement detachments, port security units, and the pay and allowances for members of the Coast Guard Reserve on active duty. Transfer authority for these activities was requested in the Navy "Operation and Maintenance" appropriation.

RESPONSE TO SOUTHWEST BORDER VIOLENCE

As part of the Committee's initiative to address Southwest border violence and the threat from drug trafficking organizations,

$10,000,000 is recommended for the Coast Guard's High Endurance Cutter [HEC] maintenance backlog. These cutters play a primary role in the Coast Guard's drug interdiction strategy, which is focused on transit routes from source countries in the Caribbean and eastern Pacific Ocean. The HEC fleet of 12 cutters loses an average of 250 operational days per year due to unplanned maintenance, which is directly impacting the Coast Guard's ability to disrupt drug movements headed towards the United States. These funds will address high priority maintenance requirements enabling more reliable operations in the transit zone.

FEDERAL EMERGENCY MANAGEMENT AGENCY

STATE AND LOCAL PROGRAMS

2009 appropriations to date	$3,405,700,000
2009 supplemental estimate	.....
Committee recommendation	$30,000,000

As part of the Committee's initiative to address Southwest border violence and the threat from drug trafficking organizations, the Committee recommends an additional $30,000,000 for Operation Stonegarden to assist State and local law enforcement agencies which may be impacted by the increased violence in Mexico and to help prevent its spilling over into the United States.

GENERAL PROVISIONS—THIS TITLE

(INCLUDING RESCISSION OF FUNDS)

SEC. 601. The Committee includes a provision rescinding and appropriating funds previously allocated to the State of Mississippi.

SEC. 602. A provision is included regarding the payment of remaining claims, within existing resources, through the Cerro Grande Fire Assistance Act of 2000.

SEC. 603. The Committee includes a provision to provide authority for the Secretary to grant waivers from several requirements of the Staffing for Adequate Fire and Emergency Response [SAFER] grant program. The purpose of the waiver is to respond to the negative impact the recession has had on local agencies' budgets.

SEC. 604. The Committee includes a provision to extend an existing Federal Emergency Management Agency reimbursement activity.

SEC. 605. A provision is included related to kindergarten through 12th grade schools impacted by Hurricanes Katrina and Rita.

SEC. 606. The Committee includes a provision designating certain funds in this title as being for overseas deployments and other activities.

TITLE VII—SUBCOMMITTEE ON DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES

DEPARTMENT OF THE INTERIOR

DEPARTMENT-WIDE PROGRAMS

WILDLAND FIRE MANAGEMENT

(INCLUDING TRANSFER OF FUNDS)

2009 appropriation to date	$874,453,000
2009 supplemental estimate	50,000,000
Committee recommendation	50,000,000

The recommendation includes $50,000,000 requested for the U.S. Department of the Interior to fund wildfire suppression and emergency rehabilitation activities. The Committee is aware that the Department's preliminary models for the 2009 fire season have shown that funds appropriated previously for wildfire suppression may not be adequate to cover actual firefighting expenses. The recommendation makes these funds available only if other suppression funds available to the Department will be exhausted imminently and if the Secretary of the Interior notifies the House and Senate Committees on Appropriations in writing of the need for these funds. The recommendation also includes language proposed by the administration that allows the Secretary to transfer an amount of up to $50,000,000 of these funds to the Secretary of Agriculture for wildfire suppression activities. These funds are designated as an emergency requirement pursuant to S. Con. Res. 113, the concurrent resolution on the budget for fiscal year 2010.

DEPARTMENT OF AGRICULTURE

FOREST SERVICE

WILDLAND FIRE MANAGEMENT

(INCLUDING TRANSFER OF FUNDS)

2009 appropriation to date	$2,631,630,000
2009 supplemental estimate	200,000,000
Committee recommendation	200,000,000

The recommendation includes $200,000,000 requested for the U.S. Forest Service to fund wildfire suppression and emergency rehabilitation activities. The Committee is aware that the Service's preliminary models for the 2009 fire season have shown that funds appropriated previously for wildfire suppression will likely not be adequate to cover actual firefighting expenses. The recommendation makes these funds available only if other suppression funds available to the Service will be exhausted imminently and if the Secretary of Agriculture notifies the House and Senate Committees

on Appropriations in writing of the need for these funds. The recommendation also includes language proposed by the administration that allows the Secretary of Agriculture to transfer up to $50,000,000 of these funds to the Secretary of the Interior for wildfire suppression activities. These funds are designated as an emergency requirement pursuant to S. Con. Res. 113, the concurrent resolution on the budget for fiscal year 2010.

GENERAL PROVISIONS—THIS TITLE

SEC. 701. Provides a technical correction to a provision in the Fiscal Year 2009 Omnibus Appropriations Act.

SEC. 702. Authorizes the Department of the Interior and the Forest Service to fully utilize student and youth conservation organizations when implementing the funding provided to those agencies in the American Recovery and Reinvestment Act.

TITLE VIII—SUBCOMMITTEE ON DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES

DEPARTMENT OF HEALTH AND HUMAN SERVICES

ADMINISTRATION FOR CHILDREN AND FAMILIES

REFUGEE AND ENTRANT ASSISTANCE

2009 appropriation to date	$633,442,000
2009 supplemental estimate	.....
Committee recommendation	82,000,000

The Committee recommendation includes an additional $82,000,000, available through September 30, 2011, for refugee and entrant assistance. The Committee intends that these funds be used for the care and custody of unaccompanied alien children. These funds will allow the Office of Refugee Resettlement [ORR] to implement the provisions of Public Law 110–457, the William Wilberforce Trafficking Victims Protection Reauthorization Act of 2008. The President requested these funds in the Department of Defense along with language providing transfer authority to other Federal agencies.

GENERAL PROVISIONS—THIS TITLE

SEC. 801. The Committee recommendation includes language making a technical change to the transfer authority available to the Department of Labor under Public Law 111–5.

(INCLUDES TRANSFER OF FUNDS)

SEC. 802. The Committee recommendation includes language which allows the Secretary of Education to use funds that would otherwise lapse at the end of fiscal year 2009 for Adult Education State grants. Funds used for Adult Education State grants are available to offset an unexpected reduction in 19 jurisdictions.

TITLE IX—SUBCOMMITTEE ON THE LEGISLATIVE BRANCH

LEGISLATIVE BRANCH

CAPITOL POLICE

GENERAL EXPENSES

2009 appropriation to date	$57,750,000
2009 supplemental estimate	71,606,000
Committee recommendation	71,606,000

The recommendation includes $71,606,000 for an upgrade to the U.S. Capitol Police [USCP] radio system. USCP plans to procure an encrypted, VHF trunked radio system to replace its current obsolete system. USCP has entered into an intra-governmental support agreement with the Naval Air System Command [NAVAIR] for the design phase of the radio system. The Committee understands that the design will inform future phases of the project to procure, integrate, and install the radio system. To ensure the project is executed as successfully as possible, the Committee directs the Government Accountability Office [GAO] to continue to monitor the progress of this project, including the acquisition strategy for the remaining phases of the project, and the reliability of the cost estimate for the system, including facilities-related costs. The Committee expects GAO to provide its procurement and technical expertise to USCP throughout the project, to ensure the project is kept on time and on budget.

CONGRESSIONAL BUDGET OFFICE

SALARIES AND EXPENSES

2009 appropriation to date	$44,082,000
2009 supplemental estimate	.....
Committee recommendation	2,000,000

The recommendation includes $2,000,000 for salaries and expenses of the Congressional Budget Office to remain available until September 30, 2010.

GENERAL PROVISION—THIS TITLE

SEC. 901. Provides an additional $500,000 to the Senate Committee on the Judiciary for salaries and expenses in anticipation of the expected confirmation hearings for an Associate Justice of the United States Supreme Court.

TITLE X—SUBCOMMITTEE ON MILITARY CONSTRUCTION AND VETERANS AFFAIRS, AND RELATED AGENCIES

MILITARY CONSTRUCTION

OVERVIEW

The Committee recommends an appropriation of $2,250,684,000 for military construction, to support combat operations in Afghanistan, construct 9 warrior support facilities in the United States, and build 25 child development centers at military installations in the United States and overseas.

The Committee recommendation includes full funding for the President's budget request for construction projects in Afghanistan to sustain current operations and to provide additional facilities to support the projected surge of U.S. military forces into Afghanistan in the coming months.

This funding is primarily directed at providing expeditionary facilities for U.S. troops in the southern and eastern regions of Afghanistan, where the majority of the additional forces will be based.

While recognizing the importance of funding these projects, the Committee remains concerned that the United States is shouldering the bulk of the financial burden for military construction projects in Afghanistan, many of which also benefit military troops under the command of the NATO-led International Security Assistance Force [ISAF]. To ensure that each of the proposed military construction projects in Afghanistan funded in this bill will also be considered for funding by the NATO Security Investment Program [NSIP], the Committee recommendation includes a requirement that a prefinancing statement for each project must be submitted to NATO before funds can be obligated or expended.

The Committee is also concerned that the military construction footprint in Afghanistan reflects, and is being developed in concert with, the President's overall strategy for the war in Afghanistan, with an emphasis on expeditionary, rather than enduring, facilities. Therefore, the Committee directs the Secretary of Defense to submit to the congressional defense committees an updated master plan for military bases and construction projects in Afghanistan. The master plan shall be submitted no later than July 15, 2009.

The Committee is pleased that the Department has provided funding in this budget request for warrior support and child care facilities, both of which are of great importance to military members and their families. Understandably, the warrior support facilities are generally located at installations that field major deployments to Iraq and Afghanistan. However, the Committee recognizes that many of the U.S. forces in Iraq and Afghanistan are Guard and reserve personnel who are not resident on major U.S.

military installations. To take advantage of the warrior support services provided by these facilities, Guard and reserve personnel in many cases must either live apart from or uproot their families. Given the enormous reliance on Guard and reserve forces in the wars in Iraq and Afghanistan, the Committee directs the Secretary of Defense to provide the congressional defense committees with a report on the number of Guard and reserve personnel that are eligible for wounded warrior services, and on the measures that have been put into place or are planned to address the unique requirements of wounded Guard and reserve personnel and their families. This report shall be submitted no later than September 15, 2009.

MILITARY CONSTRUCTION, ARMY

(INCLUDING RESCISSION)

2009 appropriation to date	$4,821,328,000
2009 supplemental estimate	1,229,731,000
Committee recommendation:	
Appropriation	1,278,731,000
Rescission	−49,000,000

The Committee recommends $1,278,731,000 for Military Construction, Army. The recommendation includes a rescission of $49,000,000 from Public Law 110–252 due to the cancellation of Army military construction projects in Iraq. The funds are provided as follows:

[In thousands of dollars]

Location	Project title	Budget request	Committee recommendation
Colorado: Fort Carson	Child Development Center	11,200	11,200
Colorado: Fort Carson	Child Development Center	11,500	11,500
Kentucky: Fort Knox	Child Development Center Connector	1,100	1,100
Kentucky: Fort Knox	Child Development Center Connector	1,100	1,100
Mississippi: Army Ammunition Plant	Hurricane Damage Repair	.....	49,000
Texas: Fort Bliss	Child Development Center	4,700	4,700
Texas: Fort Bliss	Child Development Center	3,900	3,900
Texas: Fort Bliss	Child Development Center	14,200	14,200
Texas: Fort Bliss	Child Development Center	4,700	4,700
Texas: Fort Hood	Warrior In Transition Complex	64,000	64,000
Texas: Fort Sam Houston	Warrior In Transition Complex	87,000	87,000
Virginia: Fort Belvoir	Warrior In Transition Complex	76,000	76,000
Washington: Fort Lewis	Warrior In Transition Complex	110,000	110,000
Afghanistan: Airborne	Troop Housing, Phase 1	5,600	5,600
Afghanistan: Altimur	Troop Housing	3,500	3,500
Afghanistan: Bagram Air Base	SOF Alpha Ramp Facilities	10,800	10,800
Afghanistan: Bagram Air Base	Power Plant Expansion	33,000	33,000
Afghanistan: Bagram Air Base	Drainage System, Phase 1	18,500	18,500
Afghanistan: Bagram Air Base	Troop Housing, Phase 2	20,000	20,000
Afghanistan: Garmsir	Medical Facility	2,000	2,000
Afghanistan: Helmand/Tombstone	Brigade Headquarters	7,800	7,800
Afghanistan: Joyce	Troop Housing, Phase 1	5,200	5,200
Afghanistan: Kandahar	Troop Housing, Phase 1	8,700	8,700
Afghanistan: Kandahar	South Park Drainage, Phase 1	16,500	16,500
Afghanistan: Kandahar	Utilities, Phase 1	27,000	27,000
Afghanistan: Kandahar	Medical Facility	1,950	1,950
Afghanistan: Kandahar	Rotary Wing Ramp and Taxiway, Phase 2	49,000	49,000
Afghanistan: Kandahar	Command and Control Headquarters Facility	23,000	23,000
Afghanistan: Maywand	Troop Housing, Phase 1	10,800	10,800
Afghanistan: Maywand	Rotary Wing Ramps and Taxiway, Phase 1	26,000	26,000
Afghanistan: Maywand	Fuel Distribution System	8,000	8,000
Afghanistan: Shank	Fuel Distribution System	8,000	8,000

[In thousands of dollars]

Location	Project title	Budget request	Committee recommendation
Afghanistan: Shank	Troop Housing, Phase 1	7,800	7,800
Afghanistan: Shank	Aviation Hangar/Maintenance Facilities	11,200	11,200
Afghanistan: Shank	Brigade Headquarters	7,800	7,800
Afghanistan: Shank	Rotary Wing Ramps and Taxiways, Phase 2	24,000	24,000
Afghanistan: Sharana	Aviation Hangar/Maintenance Facilities	11,200	11,200
Afghanistan: Sharana	Rotary Wing Ramps and Taxiways, Phase 1	39,000	39,000
Afghanistan: Sharana	Rotary Wing Ramps and Taxiways, Phase 2	29,000	29,000
Afghanistan: Tarin Kowt	Rotary Wing Ramps and Taxiways, Phase 1	26,000	26,000
Afghanistan: Tarin Kowt	Fuel Distribution System	8,000	8,000
Afghanistan: Tombstone/Bastion	Role 2 Medical Facility	4,200	4,200
Afghanistan: Tombstone/Bastion	Troop Housing, Phase 1	8,700	8,700
Afghanistan: Tombstone/Bastion	Troop Housing	5,200	5,200
Afghanistan: Tombstone/Bastion	Rotary Wing Ramp and Taxiways, Phase 2	49,000	49,000
Afghanistan: Tombstone/Bastion	Aviation Hangar/Maintenance Facilities	11,200	11,200
Afghanistan: Tombstone/Bastion	Brigade Headquarters	7,800	7,800
Afghanistan: Tombstone/Bastion	Fuel Distribution System	8,000	8,000
Afghanistan: Various Locations	Counter IED Road, Kapisa Supply Route	68,000	68,000
Afghanistan: Wolverine	Troop Housing, Phase 1	8,900	8,900
Germany: Ansbach	Child Development Center	9,800	9,800
Germany: Ansbach	Child Development Center	13,300	13,300
Germany: Landstuhl	Child Youth Services Center	5,500	5,500
Italy: Vicenza	Child Youth Services Center	12,000	12,000
Netherlands: Schinnen Emma Mine	Child Development Center	11,400	11,400
Various Locations	Planning and Design	81,081	81,081
Total		1,229,731	1,278,731

Mississippi Army Ammunition Plant.—The Committee recommendation includes $49,000,000 for hurricane damage repairs at the former Mississippi Army Ammunition Plant. Under the 2005 Base Closure and Realignment Commission recommendations, this property is scheduled to be transferred to the National Aeronautics and Space Administration [NASA] Stennis Space Center by 2011. However, the current condition of the infrastructure at the ammunition plant has deteriorated as a result of direct hurricane damage, primarily due to Hurricane Katrina, as well as deferred maintenance and mitigation requirements. According to NASA estimates, the funding required to restore the damaged infrastructure to a useable condition is $49,000,000. This funding is fully offset by a rescission from Army military construction funds appropriated in a previous bill for projects in Iraq that have been cancelled.

MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

2009 appropriation to date	$3,613,369,000
2009 supplemental estimate	239,031,000
Committee recommendation	243,083,000

The Committee recommends $243,083,000 for Military Construction, Navy and Marine Corps. The funds are provided as follows:

[In thousands of dollars]

Location	Project title	Budget request	Committee recommendation
California: Camp Pendleton	Marine Resource and Recovery Center	24,990	24,990
California: Camp Pendleton	Child Development Center	15,420	15,420
California: Camp Pendleton	Wounded Warrior Battalion Headquarters	9,900	9,900
District of Columbia	Child Development Center	9,340	9,340
Hawaii: Pearl Harbor	Child Development Center	32,280	32,280

[In thousands of dollars]

Location	Project title	Budget request	Committee recommendation
Maryland: Annapolis	Child Development Center Expansion	9,720	9,720
Maryland: Bethesda	Vision Center of Excellence	.....	4,052
Maryland: Patuxent River	Child Development Center	13,150	13,150
Maryland: Patuxent River	Child Development Center Addition	3,850	3,850
North Carolina: Camp Lejeune	Marine Resource and Recovery Center	24,960	24,960
North Carolina: Camp Lejeune	Wounded Warrior Battalion Headquarters	3,601	3,601
North Carolina: Camp Lejeune	Child Development Center	13,970	13,970
North Carolina: New River	Child Development Center Addition	2,670	2,670
South Carolina: Parris Island	Child Development Center	14,670	14,670
Virginia: Little Creek	Child Development Center	15,360	15,360
Virginia: Quantico	Child Development Center	17,440	17,440
Washington: Whidbey Island	Child Development Center	13,560	13,560
Various Locations	Planning and Design	14,150	14,150
Total	.....	239,031	243,083

Vision Center of Excellence.—The Committee recommendation includes $4,052,000 to reconfigure space at the National Naval Medical Center campus at Bethesda, Maryland, to accommodate the headquarters of the Vision Center of Excellence [VCE]. The VCE was established in the fiscal year 2008 National Defense Authorization Act to address the growing problem of wounded troops with direct eye trauma or visual complications associated with Traumatic Brain Injury. The goal of the VCE is to develop a Veterans Eye Injury Registry and to coordinate care and benefits between the Defense Department and the Department of Veterans Affairs, including the development of a comprehensive program for military personnel with visual dysfunction due to Traumatic Brain Injury. The Committee is concerned that the eye center has yet to be opened more than a year after its establishment. Moreover, according to an April 30, 2009, report by the Assistant Secretary of Defense for Health Affairs, military construction funding to reconfigure space at the Naval Medical Center is not scheduled until fiscal year 2011. The Committee believes that the establishment of the Vision Center of Excellence should be a priority, and provides this funding to expedite the opening of the center.

MILITARY CONSTRUCTION, AIR FORCE

2009 appropriation to date	$1,276,925,000
2009 supplemental estimate	280,970,000
Committee recommendation	265,470,000

The Committee recommends $265,470,000 for Military Construction, Air Force, instead of $280,970,000 as requested. The funds are provided as follows:

[In thousands of dollars]

Location	Project title	Budget request	Committee recommendation
Afghanistan: Bagram Air Base	CAS Apron	32,000	32,000
Afghanistan: Kandahar	Strategic Airlift Apron	84,000	84,000
Afghanistan: Tarin Kowt	Runway	18,500	18,500
Afghanistan: Tarin Kowt	Airlift Apron	9,400	9,400
Afghanistan: Tombstone/Bastion	CAS Apron	43,000	43,000
Afghanistan: Tombstone/Bastion	Fuels Operations and Storage	2,250	2,250
Afghanistan: Tombstone/Bastion	Expand Munitions Storage Area	51,000	51,000

[In thousands of dollars]

Location	Project title	Budget request	Committee recommendation
Germany: Spangdahlem AB	Child Development Center	11,400	11,400
Qatar: Al Udeid	Temporary West Munitions Storage Area	15,500	
Various Locations	Planning and Design	570	570
Various Locations	Planning and Design for CENTCOM	13,350	13,350
Total		280,970	265,470

Temporary Munitions Storage, Qatar.—The Department requested $15,500,000 to construct 27 temporary munitions storage pads at Al Udeid Air Base in Qatar. According to the project justification, the temporary facilities are needed to expand storage space and to accommodate a host nation request that the current storage area be vacated to allow the construction of a host nation project. While the Committee understands the requirement to safely store munitions, it does not see a compelling reason to spend $15,500,000 on a temporary solution that primarily benefits the host nation. It further appears that this project was put forward only after the Government of Oman rescinded its approval of a request to locate the munitions storage area in Oman. The Committee urges the Department to re-engage with the Governments of both Qatar and Oman to identify an acceptable site for the construction of permanent munitions storage facilities.

MILITARY CONSTRUCTION DEFENSE-WIDE

2009 appropriation to date	$3,141,615,000
2009 supplemental estimate [1]	
Committee recommendation	181,500,000

[1] The administration requested $181,500,000 for this project as a Department of Defense general provision.

The Committee recommends $181,500,000 for Military Construction, Defense-wide. The funds are provided as follows:

[In thousands of dollars]

Location	Project title	Budget request	Committee recommendation
Utah: Camp Williams	Data Center, Increment 1		181,500

This funding is provided for design and site preparation for the construction of a National Security Agency data center at the Army National Guard facility at Camp Williams, Utah. The funding was requested by the administration in a general provision in the Defense title of this bill, as Phase 1 of the project. The total cost of the project is $1,781,500,000. The Committee has determined that the funding requested by the administration is incremental funding, instead of phase funding, because it does not provide a complete and useable project, as is required for phase-funded projects. The Committee reminds the administration that in order to provide incremental funding, a military construction project must be fully authorized. The Committee recommendation therefore fully funds Increment 1 of this project, and authorizes the full scope and cost of the project. The Committee further reiterates its support for incremental funding for large military construction projects to ensure

a prudent allocation of scarce resources in any given fiscal year. The Committee notes that this project was originally funded in the fiscal year 2009 Defense Appropriations Act in the Defense-Wide Operation and Maintenance account, and is fully offset by the rescission of those funds in the Defense title of this bill.

NORTH ATLANTIC TREATY ORGANIZATION SECURITY INVESTMENT PROGRAM

2009 appropriation to date	$230,867,000
2009 supplemental estimate	100,000,000
Committee recommendation	100,000,000

The Committee recommends the authorization and appropriation of $100,000,000 as requested to backfill a shortfall in the NATO Security Investment Program [NSIP] foreign currency fluctuation account. The authorization for this funding is included in the NSIP account in this title instead of as a General Provision in the Defense title, as requested in the supplemental budget submission.

DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT 2005

2009 appropriation to date	$8,765,613,000
2009 supplemental estimate	263,300,000
Committee recommendation	230,900,000

The Committee recommends $230,900,000 for the Department of Defense Base Closure Account 2005 instead of $263,300,000 as requested. The funding is to complete the construction of the Walter Reed National Military Medical Center at Bethesda and the Fort Belvoir Community hospital. The Committee questions the justification for the expenditure of $32,400,000 included in the request to construct a general purpose 70,000 square-foot gym and swimming pool that are intended to serve the entire military and civilian population of the Bethesda National Naval Medical Center campus. This project was not part of the original Base Closure and Realignment [BRAC] recommendation for the relocation of the Walter Reed National Military Medical Center to Bethesda, and was added as an adjunct to support a Warrior in Transition Center at Bethesda, which is funded in this supplemental request. However, the proposed gym is not co-located with the warrior support center and appears to be intended primarily to serve the general population of the base, not reserved exclusively for the warrior in transition program. The Committee believes that physical therapy services for wounded warriors should be an integral part of the warrior in transition center and should be designed and equipped to address the unique needs of wounded troops. The Committee also believes that general purpose physical fitness centers should compete equally among military installations and should not be appended after the fact to a BRAC action. The Committee therefore denies funding for this project.

GENERAL PROVISIONS—THIS TITLE

SEC. 1001. The Committee recommendation includes a provision relating to the Armed Forces Institute of Pathology.

SEC. 1002. The Committee recommendation includes a provision related to the designation of funds appropriated in this title.

TITLE XI—SUBCOMMITTEE ON STATE, FOREIGN OPERATIONS, AND RELATED PROGRAMS

DEPARTMENT OF STATE AND FOREIGN OPERATIONS

INTRODUCTION

The budget request totals $6,848,144,000 in supplemental funds for fiscal year 2009, and division H of the Omnibus Appropriations Act, 2009 (Public Law 111–8) provided $36,821,100,000 for immediate requirements. Additional bridge funding of $3,679,500,000 was provided for fiscal year 2009 in chapter 4 (subchapter B) of the Supplemental Appropriations Act, 2008 (Public Law 110–252), and $602,000,000 was provided in the American Recovery and Reinvestment Act of 2009 (Public Law 111–5).

The Committee recommendation for the Department of State and foreign operations totals $6,878,144,000, which is $30,000,000 above the budget request. These funds are made available to continue Department of State operations and meet urgent humanitarian, security and reconstruction needs in Afghanistan, Pakistan, Iraq, West Bank and Gaza, Lebanon, Mexico, and other countries that are important to United States national security interests.

DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS

DIPLOMATIC AND CONSULAR PROGRAMS

2009 appropriation to date	$6,155,218,000
2009 supplemental estimate	594,315,000
Committee recommendation	645,444,000

The Committee recommends an additional $645,444,000 for Diplomatic and Consular Programs, which is $51,129,000 above the budget request. The Committee intends these funds to be allocated according to the following table:

DIPLOMATIC AND CONSULAR PROGRAMS [D&CP]

[Dollars in thousands]

Activity	Fiscal year 2009 Supplemental request	Committee recommendation	Change from request
Afghanistan:			
Operations	123,900	173,000	+49,100
Worldwide Security Protection	101,545	101,545	
Other Agencies	137,600	135,629	−1,971
Subtotal, Afghanistan	363,045	410,174	+47,129
Pakistan:			
Operations	36,462	36,462	

DIPLOMATIC AND CONSULAR PROGRAMS [D&CP]—Continued

[Dollars in thousands]

Activity	Fiscal year 2009 Supplemental request	Committee recommendation	Change from request
Worldwide Security Protection	9,078	9,078	.....
Subtotal, Pakistan	45,540	45,540	.....
Iraq:			
Operations	150,000	150,000	.....
Subtotal, Iraq	150,000	150,000	.....
Global Programs:			
Envoys and Special Representatives—Operations	28,370	28,370	.....
Public Diplomacy—Arab Youth Programs	.....	4,000	+4,000
Worldwide Security Protection—Life Safety Program	7,360	7,360	.....
Subtotal, Global Programs	35,730	39,730	+4,000
Total, D&CP	594,315	645,444	+51,129

Aircraft.—The Committee recommends $57,000,000 for aircraft maintenance, operations, and leases in Afghanistan, of which $17,000,000 is for the Department of State and $40,000,000 is for the United States Agency for International Development [USAID]. The Committee designates the responsibility for the uses and oversight of such aircraft to the Chief of Mission in Afghanistan and intends that there be close consultation with the USAID Mission Director. The centralization of aircraft under a single account (to include transfer authority to USAID) and Chief of Mission authority may provide for improved coordination and efficiencies to meet the requirements of the anticipated increase in civilian personnel in Afghanistan.

Broadcasting.—The Committee notes that radio is the dominant medium for news in the Afghan-Pakistan border region and that, with the exception of Voice of America's [VOA] Radio Deewa and a few other international broadcasters, much of the radio broadcasting to this region is done by extremists. To counter this effect, the Committee recommends $10,000,000 above the budget request for public diplomacy activities in Afghanistan to expand radio broadcasting to this region. The Committee also directs the transfer of funds to the "International Broadcasting Operations" account of the Broadcasting Board of Governors. The Committee intends these funds to be used to expand Radio Deewa's daily broadcasts and to launch a Radio Free Europe/Radio Liberty [RFE/RL] Azadi Deewa program stream. Funds may also be used to create the capacity to send news to listeners via mobile phones and for security at RFE/RL's Kabul Bureau.

The Committee recognizes the need to engage Arab youth through television and radio broadcasts, and recommends that of the funds appropriated in this title for public diplomacy programs, $4,000,000 be made available for new Arabic language television programs for broadcast to Arabic-speaking countries. These funds are to be awarded on an open and competitive basis by the Office of Public Diplomacy and Public Affairs.

Civilian Surge.—The Committee supports the proposed civilian surge in Afghanistan, and expects the Department of State, USAID and the Department of Defense to coordinate on security, movement, and program issues. A civilian surge absent such coordination, particularly at the provincial and sub-provincial levels, undermines the effectiveness of programs and activities to counter extremists and expand the authority of the Government of Afghanistan.

The Committee expects $135,629,000 appropriated in this title to be made available to the following Federal agencies: Agriculture; Health and Human Services; Homeland Security; Justice; Treasury; and the Federal Aviation Administration. The Committee directs the Secretary of State to notify the Committee prior to the obligation of funds to these agencies.

Global Operations.—The Committee recommends $39,730,000 for ongoing operations of the Department of State, the amount requested, including $7,270,000 to fund the Office of the Coordinator for Counterterrorism, $8,500,000 to support the diplomatic activities of special envoys and other information technology and communications costs, and $7,360,000 for the Life Safety Program to protect security personnel in Afghanistan and Pakistan.

Iraq.—The Committee requests the Chief of Mission to conduct a right-sizing exercise, and notes that the current monthly operation rate is not sustainable.

Personnel Report.—The Committee directs the Secretary of State and USAID Administrator to each submit a report to the Committee not later than 45 days after enactment of this act on the promotion process at each agency as it relates to any preferential consideration given for service in Iraq, Afghanistan, and Pakistan as compared to other hardship posts. These reports shall identify the criteria (including post location and professional experience and competence), and how such criteria are used in the promotion process at each agency.

OFFICE OF INSPECTOR GENERAL

(INCLUDING TRANSFER OF FUNDS)

2009 appropriation to date	$96,000,000
2009 supplemental estimate	7,201,000
Committee recommendation	22,200,000

The Committee recommends an additional $22,200,000 under this heading, of which $8,000,000 is for the Office of Inspector General for continued staffing and oversight of the Middle East Regional Offices (including Cairo, Amman, Kabul, Baghdad, and Islamabad), $7,000,000 is for the Special Inspector General for Iraq Reconstruction [SIGIR], and $7,200,000 is for the Special Inspector General for Afghanistan Reconstruction [SIGAR]. The Committee expects future requests for all Inspectors General to be made in annual budget requests consistent with the administration's plan to regularize the budget process.

The Committee recommends extending to the SIGAR the temporary hiring authority of section 3161 of title 5 of the United States Code. The SIGIR has utilized this authority extensively.

EMBASSY SECURITY, CONSTRUCTION, AND MAINTENANCE

2009 appropriation to date	$1,747,869,000
2009 supplemental estimate	898,728,000
Committee recommendation	820,500,000

The Committee recommends an additional $820,500,000 for Embassy Security, Construction, and Maintenance, which is $78,228,000 below the budget request.

The Committee intends these funds to be allocated according to the following table:

EMBASSY SECURITY, CONSTRUCTION, AND MAINTENANCE [ESCM]

[Dollars in thousands]

Activity	Fiscal year 2009 Supplemental request	Committee recommendation	Change from request
Afghanistan:			
Acquisition	87,028	10,000	−77,028
Subtotal, Afghanistan	87,028	10,000	−77,028
Pakistan:			
Islamabad—Construction/Renovation	736,500	735,500	−1,000
Lahore—Acquisition, mitigation, and development of consulate facilities	29,600	29,500	−100
Peshawar—NEC and Housing	40,100	40,000	−100
Subtotal, Pakistan	806,200	805,000	−1,200
Global Programs:			
Mobile Mail Screening Units	5,500	5,500	
Subtotal, Global Programs	5,500	5,500	
Total, ESCM	898,728	820,500	−78,228

Afghanistan.—The Committee recommends not more than $10,000,000 for activities related to the expansion of the United States Mission in Afghanistan, which is $77,028,000 below the budget request. The Committee directs the Department of State to continue negotiations with the Government of Afghanistan concerning land acquisition for this expansion.

Pakistan.—The Committee recognizes the importance of secure facilities in Islamabad, Lahore and Peshawar to staff safety and morale in Pakistan. The Committee directs that prior to the obligation of funds under this heading for Pakistan, the Department of State and USAID notify the Committee that right-sizing has been conducted and that personnel and space requirements of both agencies have been coordinated and incorporated into building plans.

INTERNATIONAL ORGANIZATIONS

CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING ACTIVITIES

2009 appropriation to date	$1,667,500,000
2009 supplemental estimate	836,900,000
Committee recommendation	721,000,000

The Committee recommends an additional $721,000,000 for Contributions for International Peacekeeping Activities [CIPA], which is $115,900,000 below the budget request, to fund arrearages and

shortfalls for peacekeeping missions in the Democratic Republic of the Congo, Central African Republic and Chad, and elsewhere.

The Committee does not support the appropriation of CIPA funds for the African Union peacekeeping mission in Somalia [AMISOM], and instead, recognizing the dire circumstances in Somalia and that the United Nations has designated AMISOM as an assessed peacekeeping mission, includes funding under the "Peacekeeping Operations" account for this purpose with transfer authority.

UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT

FUNDS APPROPRIATED TO THE PRESIDENT

OPERATING EXPENSES

2009 appropriation to date	$901,584,000
2009 supplemental estimate	152,600,000
Committee recommendation	112,600,000

The Committee recommends an additional $112,600,000 for Operating Expenses, which is $40,000,000 below the request, including $100,000,000 for Afghanistan operations, $7,600,000 for Pakistan operations, and $5,000,000 for West Bank and Gaza operations. These funds support the additional civilian personnel who are needed to implement programs and related security requirements. The Committee directs USAID to submit a detailed spending plan for the funds provided under this heading not later than 45 days after enactment of this act. The plan should include the proposed additional personnel and operating costs for USAID operations in Afghanistan and Pakistan.

CAPITAL INVESTMENT FUND

2009 appropriation to date	[1] $73,775,000
2009 supplemental estimate	48,500,000
Committee recommendation	48,500,000

[1] Includes a transfer of $38,000,000 from the Department of State's Capital Investment Fund from Public Law 111–5.

The Committee recommends an additional $48,500,000 for the Capital Investment Fund, the amount requested. These funds are necessary to pay the shortfall of $19,870,000 for the USAID fiscal year 2008 Capital Security Cost Sharing program, $18,430,000 for office space to accommodate new Foreign Service Officers under USAID's Development Leadership Initiative, and $10,200,000 to plan and implement an information technology backup system for critical functions.

OFFICE OF INSPECTOR GENERAL

2009 appropriation to date	$43,000,000
2009 supplemental estimate	.....
Committee recommendation	3,500,000

The Committee recommends $3,500,000 for Office of Inspector General, which is $3,500,000 above the budget request. These funds are intended to support increased program oversight in Afghanistan and Pakistan.

BILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

GLOBAL HEALTH AND CHILD SURVIVAL

2009 appropriation to date	$7,189,000,000
2009 supplemental estimate	
Committee recommendation	50,000,000

The Committee recommends an additional $50,000,000 for Global Health and Child Survival, which is $50,000,000 above the budget request, for a United States contribution to the Global Fund to Fight AIDS, Tuberculosis and Malaria. The Committee is aware that the Global Fund is currently facing a funding shortfall of an estimated $264,000,000. These additional funds will help to ensure that life-saving prevention, care and treatment programs receive necessary resources, while the United States share of all donor contributions to the Global Fund in fiscal year 2009 remains below one-third.

DEVELOPMENT ASSISTANCE

2009 appropriation to date	$2,000,000,000
2009 supplemental estimate	38,000,000
Committee recommendation	38,000,000

The Committee recommends an additional $38,000,000 for Development Assistance, the amount requested, to support peace and reconciliation, democracy and governance, and economic development programs in Kenya.

Food Security.—The Committee supports efforts to achieve global food security and the promotion of sustainable agricultural production in developing countries. The Committee recognizes that the expertise of the Department of Agriculture [USDA], and its relationships with the land grant university network, should be part of a Government-wide strategy toward that goal. The USAID Administrator is directed to consult with the Secretary of Agriculture to include USDA research and extension functions (including activities involving the land grant system) in assisting the agricultural sector in developing countries, including Afghanistan, for improvements in farming, conservation, and marketing capabilities and to enhance food security.

INTERNATIONAL DISASTER ASSISTANCE

2009 appropriation to date	$550,000,000
2009 supplemental estimate	200,000,000
Committee recommendation	245,000,000

The Committee recommends an additional $245,000,000 for International Disaster Assistance, which is $45,000,000 above the budget request, to meet basic needs of internally displaced persons in Africa, the Middle East, and South and Central Asia, and to respond to other humanitarian crises.

ECONOMIC SUPPORT FUND

2009 appropriation to date	$4,143,300,000
2009 supplemental estimate	2,874,500,000
Committee recommendation	2,828,000,000

The Committee recommends an additional $2,828,000,000 for Economic Support Fund [ESF], which is $76,500,000 below the budget request.

The Committee intends these funds to be allocated according to the following table:

ECONOMIC SUPPORT FUND [ESF]

[Dollars in thousands]

Activity	Fiscal year 2009 Supplemental request	Committee recommendation	Change from request
Countries			
Afghanistan:			
Afghan Civilian Assistance Program	.....	11,000	+11,000
Afghan Reconstruction Trust Fund [ARTF]	85,000	115,000	+30,000
National Solidarity Program (non-add)	(20,000)	(70,000)	(+50,000)
Agriculture	85,000	100,000	+15,000
Alternative Development	55,000	65,000	+10,000
Cross Border Development Program (non-add)	.....	(10,000)	(+10,000)
Democracy and Civil Society	140,000	135,000	−5,000
Elections (non-add)	(25,000)	(25,000)	.....
Private Sector Development/Economic Growth	85,000	75,000	−10,000
Provincial Reconstruction Teams [PRTs]	159,000	150,000	−9,000
Rule of Law	20,000	20,000	.....
Social Services	135,000	135,000	.....
Strategic Program Development	50,000	35,000	−15,000
Widow Support	.....	5,000	+5,000
Program Support	25,000	20,000	−5,000
Subtotal, Afghanistan	839,000	866,000	+27,000
Pakistan:			
Economic Growth	400,000	215,000	−185,000
Democracy and Civil Society	.....	10,000	+10,000
Community Rehabilitation Infrastructure Support Program [CRISP]	21,500	50,000	+28,500
Humanitarian Assistance/Protection for Vulnerable Populations	8,000	50,000	+42,000
Cross Border Development Program (non-add)	.....	(10,000)	(+10,000)
Provincial Capacity Development	.....	39,000	+39,000
Baluchistan and East Indus River Development Programs	.....	5,000	+5,000
FATA and NWFP Community Development Programs	.....	70,000	+70,000
Subtotal, Pakistan	429,500	439,000	+9,500
Iraq:			
Ag Extension USDA	8,000	8,000	.....
Community Action Program [CAP]	35,000	50,000	+15,000
Democracy and Civil Society	112,000	118,000	+6,000
Iraq Cultural Antiquities	.....	2,000	+2,000
Marla Fund	3,500	10,000	+6,500
Monitoring and Evaluation of Programs	13,000	11,000	−2,000
National Capacity Development	60,000	35,000	−25,000
Policy, Subsidy, Legal & Regulatory Reforms	50,000	35,000	−15,000
Private Sector Agribusiness Development	35,000	25,000	−10,000
Provincial Economic Growth	27,500	25,000	−2,500
Provincial Reconstruction Teams [PRTs]	100,000	95,000	−5,000
Projects w/Iraq Provincial Reconstruction Development Councils [PRDCs] (non-add)	(45,000)	(42,500)	(−2,500)
Local Governance Program (non-add)	(55,000)	(52,500)	(−2,500)
Targeted Stability Programs	.....	20,000	+20,000
Widows in Provinces	5,000	5,000	.....
Subtotal, Iraq	449,000	439,000	−10,000

ECONOMIC SUPPORT FUND [ESF]—Continued

[Dollars in thousands]

Activity	Fiscal year 2009 Supplemental request	Committee recommendation	Change from request
West Bank and Gaza:			
Economic Assistance	353,000	353,000	.....
Governance and Justice	30,000	30,000	.....
Humanitarian Assistance	168,000	168,000	.....
Program Support	5,000	5,000	.....
Subtotal, West Bank and Gaza	556,000	556,000	.....
Other Countries:			
Burma	13,000	13,000	.....
Democratic Republic of the Congo	.....	10,000	+10,000
Jordan	.....	150,000	+150,000
North Korea	95,000	.....	−95,000
Somalia	.....	10,000	+10,000
Yemen	.....	15,000	+15,000
Zimbabwe	45,000	45,000	.....
Subtotal, Other countries	153,000	243,000	+90,000
Program:			
Assistance to Developing Countries Affected by the Global Financial Crisis	448,000	285,000	−163,000
Subtotal, Program	448,000	285,000	−163,000
Total, ESF	2,904,500	2,828,000	−76,500

Afghanistan.—The Committee recommends a total of $866,000,000 under this heading for Afghanistan.

The Committee recommends $115,000,000 for the Afghanistan Reconstruction Trust Fund, of which $70,000,000 is for the National Solidarity Program to support social and economic development at the community level. The Committee also recommends additional funding for programs to revitalize agriculture, which is the core of Afghanistan's rural economy, and alternative development programs to provide opium growers with technical and other assistance to grow licit crops. The Committee intends that American land grant colleges and universities be utilized to the maximum extent practicable.

The Committee notes the improvements in health, education, employment opportunities, and political participation of Afghan women and girls since the overthrow of the Taliban, but remains concerned that women and girls continue to suffer from extreme poverty and face daily hardships, including discrimination, threats and attacks which are rarely investigated or prosecuted. Protecting the rights and addressing the needs of Afghan women and girls are a high priority, and the Committee recommends $10,000,000 to train and support Afghan women investigators, police officers, prosecutors, and judges with responsibility for investigating, prosecuting, and punishing crimes of violence against women and girls. The Committee supports special law enforcement units for this purpose, as well as social services for victims.

The Committee continues to receive reports that some Afghan women's organizations are unable to obtain United States assistance, and recommends $5,000,000 for capacity building for Afghan

women-led nongovernmental organizations and $25,000,000 to support programs and activities of such organizations, including to provide legal assistance and training for Afghan women and girls about their rights, and to promote women's health (including mental health), education, and leadership.

The Committee recommends $100,000,000 for agricultural programs and activities in Afghanistan, and $65,000,000 for alternative development programs. The Committee notes that from 2004–2008, only 10 percent of USAID assistance for Afghan women and girls was for agriculture programs. The Committee directs the USAID Administrator to submit a report not later than 60 days after enactment of this act detailing the planned uses of funds to enhance the role of Afghan women in agriculture.

The Committee recommends $11,000,000 for the Afghan Civilian Assistance Program which provides medical, rehabilitation, economic, infrastructure, and other assistance for the families of civilian casualties of the military operations, as well as $5,000,000 for assistance for Afghan widows. This assistance is critically important to help innocent victims rebuild their lives and mitigate resentment toward the United States as the military campaign against the Taliban intensifies.

The Committee recommends $20,000,000 for a new cross border development program in communities located along the Afghanistan-Pakistan border to strengthen governance and the rule of law, enhance access to media, support small-scale energy development, create educational and employment opportunities particularly for Afghan and Pakistani youth, and promote regional cooperation and security. The Special Representative for Afghanistan and Pakistan at the Department of State shall administer these funds, in consultation with USAID and the Department of Defense.

Burma.—The Committee recommends a total of $13,000,000 for assistance for Burma, of which $10,000,000 is for humanitarian programs in Cyclone Nargis-affected areas inside Burma, and $3,000,000 is to bolster activities along the Thai-Burma border. The Committee is informed that the administration does not plan to request further funding for Cyclone Nargis relief and recovery aid for Burma; however, according to humanitarian relief organizations additional recovery and reconstruction aid will be necessary for cyclone victims to regain their pre-cyclone livelihoods.

The Committee directs the Comptroller General of the United States to conduct an assessment of the assistance provided by the United States in response to Cyclone Nargis in Burma to determine (1) the adequacy of safeguards implemented by the Department of State, USAID, and other Federal agencies, as appropriate, to ensure that such assistance did not and does not benefit entities directly or indirectly affiliated with the State Peace and Development Council [SPDC] and/or businesses owned or operated by any individual placed on any United States sanctions list; (2) the extent to which such assistance was provided directly to the SPDC and its affiliates (including through foreign currency exchanges), and an estimate of the amounts expended by the regime in Burma to address this crisis; and (3) whether such assistance provided by the United States reached intended recipients in a timely and effective manner.

Democratic Republic of the Congo.—The Committee is alarmed by the continuing widespread incidence of sexual violence against women and girls in the Democratic Republic of the Congo, and recommends $10,000,000 to support medical, rehabilitation, judicial, and other programs and activities to assist the victims.

Global Financial Crisis.—The Committee recognizes that the global financial crisis has had an adverse impact on vulnerable populations in developing countries, and, in some countries, the crisis threatens to reverse the social, economic, and political progress of prior years.

The Committee recommends $285,000,000 for programs to mitigate the destabilizing effects of the financial crisis on such populations in countries that meet specific criteria for assistance. The Committee intends this assistance to be made available for such countries where the United States has important national interests, including Haiti, Liberia, and Indonesia. Prior to obligating and expending these funds, the Committee directs the Department of State and USAID to notify the Committee that a review, and reprogramming, if appropriate, of existing programs has been conducted to maximize the use of existing appropriations in targeted countries. The Committee further directs the Department of State, USAID and the Millennium Challenge Corporation [MCC] to review and prioritize programs in order to help mitigate the impact of the global financial crisis in MCC compact or threshold countries, and provides authority to transfer MCC funds to the "Economic Support Fund" account to initiate new programs to address the financial crisis, following consultation with the Committee. The Committee directs the USAID Administrator to submit a report not later than 180 days after enactment of this act, detailing the uses of funds to mitigate the destabilizing effects of the financial crisis on vulnerable populations and results to date.

Iraq.—The Committee notes that the Government of Iraq is assuming a larger share of the cost of reconstruction, and requires that assistance for Iraq be made available in accordance with the Department of State's April 9, 2009, "Guidelines for Government of Iraq Financial Participation in United States Government-Funded Civilian Foreign Assistance Programs and Projects".

The Committee recommends $50,000,000 for continued support for the Community Action Program which has a successful record of supporting Iraqi community development initiatives, and $10,000,000 for the Marla Ruzicka Iraqi War Victims Fund, authorized by section 2108 of Public Law 109–13, for continued assistance for Iraqi civilians who suffer losses as a result of the military operations.

The Committee recommends $118,000,000 for democracy and civil society programs in Iraq, of which $5,000,000 is to support the activities of the United States Institute for Peace. The Committee intends that there are no funding gaps for programs supporting political competition, consensus building, civil society, and governance in Iraq, and directs the Department of State and USAID to clarify to the Committee the funding streams for democracy and governance program implementers in the fiscal year 2010 budget.

The Committee recommends $20,000,000 for targeted stability programs in areas of conflict in Iraq, an activity initially funded in

Public Law 110–28. Policy decisions and justifications for the use of these funds remain the responsibility of the United States Chief of Mission in Iraq.

Recognizing the extensive looting and damage to Iraqi antiquities that occurred in the wake of Operation Iraqi Freedom and the need for protection and rehabilitation of sites of historical significance, the Committee recommends $2,000,000 for the preservation of Iraqi cultural antiquities to be administered by the Ambassadors Fund for Cultural Preservation, and directs the Department of State to consult with the Committee prior to the obligation of funds for these activities.

Jordan.—The Committee recommends $150,000,000 for assistance for Jordan, which is $150,000,000 above the budget request. These funds are to be used to help mitigate the impact of the global economic crisis, including for health, education, water and sanitation, and other assistance for Iraqi and other refugees in Jordan, and are in addition to funds otherwise made available for assistance for Jordan in other acts.

North Korea.—The Committee does not include the budget request for energy-related assistance for North Korea, and will consider such a request only after the Government of North Korea returns to the Six Party Talks Agreements.

Pakistan.—The Committee supports a sustained partnership with Pakistan to counter the growing influence of Al Qaeda, the Taliban, and other violent extremist groups in areas bordering Afghanistan, and recommends a total of $439,000,000 under this heading for Pakistan, which is $9,500,000 above the budget request. The Committee intends as much as possible of these funds to be used in these conflicted areas, and requires a report detailing a spending plan, actions to be taken by the United States and the Government of Pakistan, and intended results.

The Committee recommends $70,000,000 for development programs and activities in the Federally Administered Tribal Areas [FATA], the North-West Frontier Province, and $5,000,000 in targeted areas east of the Indus River and in Baluchistan, to counter the influence of violent extremists through local initiatives, including infrastructure, health, education, governance, rule of law, and employment opportunities, and $50,000,000 for USAID's Community Rehabilitation Infrastructure Support Program which should also be focused in these areas. USAID's Office of Transition Initiatives should be utilized to the maximum extent practicable in implementing these programs. The Committee recommends $215,000,000 to support economic growth programs, including basic education to counter the influence of madrassas, $39,000,000 for capacity building for provincial and sub-provincial governments in these areas, and $50,000,000 for humanitarian assistance for internally displaced persons whose numbers have increased sharply in recent months due to the Taliban's advances.

The Committee recommends escalating capacity building programs with the FATA Secretariat and the FATA Development Authority [FDA] that assist the Secretariat in implementing its own development vision outlined in the FATA Sustainable Development Plan and enhance service delivery in key sectors, such as education, health, and energy.

The Committee supports the use of assistance for Pakistan for direct budget support only under compelling circumstances, and following prior consultation with the Committee.

The Committee remains concerned with political stability in Pakistan, and recognizes that political party reform is essential to strengthening that country's democratic institutions. The Committee recommends $10,000,000 for such programs, and directs the Secretary of State to submit a report not later than 180 days after enactment of this act detailing a multi-year strategy to promote democracy and good governance in Pakistan, including funding requirements to implement such a strategy.

The Committee notes that fiscal year 2009 is the final year of the 4-year, $50,000,000 per year earthquake recovery and relief program in northern Pakistan, and recognizes the importance of such funds to mitigating the devastating impact of the October 2005 earthquake. The Committee directs that funds appropriated in this title for economic growth programs in Pakistan be made available to continue development activities in northern provinces.

Somalia.—Recognizing the need for increased efforts to promote security and stability in Somalia which has become a haven for pirates, the Committee recommends $10,000,000 to support programs to provide employment opportunities for Somali youth, and to build capacity of government institutions and civil society organizations.

West Bank and Gaza.—Not later than 45 days after enactment of this act, the Secretary of State shall submit a report to the Committee detailing assessed damages to United States Government-funded projects and programs in Gaza caused during the military operations from December 2008 to January 2009, to include the amounts expended on such programs and projects and the estimated costs for repair and/or rehabilitation; assessed damages to United Nations facilities in Gaza caused during such period; and, to the extent known, the party responsible for such damage.

Yemen.—The Committee recommends not less than $15,000,000 to support education and other programs and activities administered by USAID, consistent with the Tribal Engagement Plan.

ASSISTANCE FOR EUROPE, EURASIA, AND CENTRAL ASIA

2009 appropriation to date	$650,000,000
2009 supplemental estimate	242,500,000
Committee recommendation	230,000,000

The Committee recommends an additional $230,000,000 for Assistance for Europe, Eurasia, and Central Asia, which is $12,500,000 below the budget request, of which $200,000,000 may be made available for assistance for Georgia and other Eurasian countries (such as Ukraine, Moldova and the Kyrgyz Republic) for ongoing border security, social and economic recovery, and governance programs, and $30,000,000 may be made available for assistance for the Kyrgyz Republic to improve air traffic control and safety, including at Manas International Airport.

The Committee expands the availability of funds requested for Georgia to provide necessary flexibility to the Department of State to address unanticipated events, including the need to bolster good governance and economic stability in neighboring countries.

DEPARTMENT OF STATE

INTERNATIONAL NARCOTICS CONTROL AND LAW ENFORCEMENT

2009 appropriation to date	$1,074,000,000
2009 supplemental estimate	389,500,000
Committee recommendation	393,500,000

The Committee recommends an additional $393,500,000 for International Narcotics Control and Law Enforcement, which is $4,000,000 above the budget request.

The Committee intends these funds to be allocated according to the following table:

INTERNATIONAL NARCOTICS CONTROL AND LAW ENFORCEMENT [INCLE]

[Dollars in thousands]

Activity	Fiscal year 2009 Supplemental request	Committee recommendation	Change from request
Afghanistan:			
Counternarcotics Advisory Team	17,000	17,000	
Demand Reduction	4,000	4,000	
Good Performers Initiative	23,000	20,000	−3,000
Public Information	2,000	2,000	
Rule of Law/Justice and Corrections	78,000	75,000	−3,000
Protection for Women and Girls		10,000	+10,000
Program Development and Support	5,000	5,000	
Subtotal, Afghanistan	129,000	133,000	+4,000
Pakistan:			
Aircraft—Technical Upgrades	22,500	22,500	
Police Force Training/Equipping/Police Station Construction	35,000	35,000	
Security and Equipment Upgrades	3,000	3,000	
Program Support	5,000	5,000	
Subtotal, Pakistan	65,500	65,500	
Iraq:			
Police	5,000	5,000	
Rule of Law Outreach/Justice	12,000	12,000	
Program Development and Support	3,000	3,000	
Subtotal, Iraq	20,000	20,000	
West Bank:			
Presidential Guard and National Security Forces	106,000	106,000	
Trainers for Scanners	3,000	3,000	
Subtotal, West Bank	109,000	109,000	
Merida Initiative—Mexico:			
Purchase of three Blackhawk Helicopters	60,000	60,000	
Logistical Support	6,000	6,000	
Subtotal, Merida Initiative	66,000	66,000	
Total, INCLE	389,500	393,500	+4,000

Afghanistan.—The Committee notes that continuing reports of corruption and cronyism within the Government of Afghanistan undermine public support in Afghanistan and the United States. The Committee requires that 10 percent of funds under the "Inter-

national Narcotics Control and Law Enforcement" account for the Government of Afghanistan be withheld from obligation until the Secretary of State reports that the Government of Afghanistan is implementing a policy to promptly remove from office any official who is credibly alleged to have engaged in narcotics trafficking, gross violations of human rights, or other major crimes.

Iraq Security Training Transition Report.—The Committee directs the Secretary of State, in consultation with the Secretary of Defense, to submit a report not later than 180 days after enactment of this act detailing a plan to transition Iraq security training programs currently managed by the Department of Defense to the Department of State, including a timeline for the transition and anticipated costs for such programs.

Mexico.—The Committee is increasingly concerned with the increase in drug-related violence in Mexico, and recommends $66,000,000, the amount requested, for the purchase, and 2 years of operations and maintenance costs, of three Blackhawk helicopters for the Mexican Public Security Secretariat. The Committee recommends that the administration prioritize the purchase, production and delivery of these helicopters. None of the funds appropriated in this title shall be used to purchase fuel for such aircraft, or to support the operations and maintenance costs of aircraft purchased by the Government of Mexico. The Committee notes that the Government of Mexico has not yet met the requirements for obligation of 15 percent of the assistance previously appropriated for Mexico under the Merida Initiative for fiscal years 2008 and 2009, relating to transparency, accountability and human rights. The Committee remains concerned that the Merida Initiative represents a one-dimensional approach to drug-trafficking and gang violence in Mexico and Central America, and that a more comprehensive strategy is needed that also addresses the underlying causes. The Committee supports interoperability between Mexican and United States law enforcement agencies, and urges relevant Federal agencies of Mexico and their counterparts in the United States to work to ensure that their communications systems use open standards and are capable of interoperating to maximize cooperation with respect to border security and law enforcement operations.

Palestinian Security Forces Report.—Not later than 90 days after enactment of this act, the Secretary of State shall submit a report to the Committee, in classified form if necessary, on the use of assistance provided by the United States for the training of Palestinian security forces, including detailed descriptions of the training, curriculum, and equipment; an assessment of the training and the performance of forces after training has been completed; and an assessment of the factors that limit the operational capabilities of forces trained.

NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND RELATED PROGRAMS

2009 appropriation to date	$529,500,000
2009 supplemental estimate	122,000,000
Committee recommendation	102,000,000

The Committee recommends an additional $102,000,000 for Nonproliferation, Anti-terrorism, Demining and Related Programs, which is $20,000,000 below the budget request. Of these funds, $77,000,000 is for the Nonproliferation and Disarmament Fund, including $50,000,000 to support border security programs to prevent smuggling in Gaza. The Committee recommends $12,000,000 under this heading for the Presidential Protection Service in Afghanistan, $11,000,000 for diplomatic security, anti-terrorism, border security, and weapons disposal training in Iraq, and $2,000,000 for anti-terrorism training in Pakistan.

MIGRATION AND REFUGEE ASSISTANCE

2009 appropriation to date	$1,284,500,000
2009 supplemental estimate	293,000,000
Committee recommendation	345,000,000

The Committee recommends an additional $345,000,000 for Migration and Refugee Assistance, which is $52,000,000 above the budget request, for the assistance and resettlement needs of refugees and internally displaced persons [IDPs]. Of this amount, the Committee recommends $25,000,000 for returning refugees and IDPs in Afghanistan, $25,000,000 for such needs in Africa, $5,000,000 for refugees from Burma, $15,000,000 for IDPs in Sri Lanka, and $5,000,000 for IDPs in Colombia.

INTERNATIONAL SECURITY ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

PEACEKEEPING OPERATIONS

2009 appropriation to date	$345,200,000
2009 supplemental estimate	50,000,000
Committee recommendation	172,900,000

The Committee recommends an additional $172,900,000 for Peacekeeping Operations, which is $122,900,000 above the budget request, of which $155,900,000 is to support the African Union peacekeeping mission in Somalia and which may be transferred to the "Contributions for International Peacekeeping Activities" account for this purpose; $2,000,000 is for the Multinational Force and Observer mission in the Sinai for activities that facilitate communications between the parties to the Treaty of Peace; and $15,000,000 is for assistance for the Democratic Republic of the Congo [DRC] to train a rapid reaction force to provide protection for civilians targeted by militia groups in Eastern DRC. The Committee expects funds for the DRC to be made available in accordance with thorough vetting procedures and predicated on the trained unit being provided professional leadership, appropriate training in human rights, and adequate pay.

INTERNATIONAL MILITARY EDUCATION AND TRAINING

2009 appropriation to date	$91,000,000
2009 supplemental estimate	2,000,000
Committee recommendation	2,000,000

The Committee recommends an additional $2,000,000, the amount requested, for International Military Education and Training for education and training of Iraqi Security Forces.

FOREIGN MILITARY FINANCING PROGRAM

2009 appropriation to date	$4,937,500,000
2009 supplemental estimate	98,400,000
Committee recommendation	98,000,000

The Committee recommends an additional $98,000,000 for Foreign Military Financing Program, which is $400,000 below the budget request, for training and equipment for the Lebanese Armed Forces.

Pakistan Security Sector Reform Report.—The Committee directs the Secretary of State, in consultation with the Secretary of Defense, to submit a report, in classified form if necessary, not later than 90 days after enactment of this act, on the Pakistan security sector reform strategy, including a description of programs and funding requirements, timelines, oversight and monitoring mechanisms, and plans to consolidate all such training under the authority of the Department of State.

GENERAL PROVISIONS—THIS TITLE

AFGHANISTAN

SEC. 1101. This provision imposes certain conditions and limitations on assistance for Afghanistan, including assistance for Afghan women and girls, contracts and grants, acquisition of land, and anti-corruption.

ALLOCATIONS

SEC. 1102. This provision requires that funds appropriated by this chapter for certain accounts shall be made available for programs and countries in the amounts contained in the respective tables included in this report, and it provides authority for the Secretary of State and the USAID Administrator, as appropriate, to propose deviations to the amounts in the tables, subject to the regular notification procedures.

BURMA

SEC. 1103. This provision makes humanitarian assistance for Burma under the "Economic Support Fund" account available notwithstanding any other provision of law, and requires the Secretary of State to submit a report concerning a review of United States policy toward Burma.

EXTENSION OF AUTHORITIES

SEC. 1104. This provision authorizes expenditures of funds provided by this chapter.

GLOBAL FINANCIAL CRISIS

SEC. 1105. This provision provides for assistance for countries severely affected by the global financial crisis and requires the USAID Administrator to submit a report prior to making assist-

ance available, and provides authority to transfer funds to the Development Credit Authority and the Overseas Private Investment Corporation and from the MCC.

IRAQ

SEC. 1106. This provision provides certain conditions and limitations relating to assistance for Iraq, including matching funds.

PROHIBITION ON ASSISTANCE FOR HAMAS

SEC. 1107. This provision prohibits assistance to Hamas or any entity effectively controlled by Hamas, and it further prohibits assistance to any power-sharing government of which Hamas is a member unless such government, including all of its ministers or such equivalent, has met certain conditions. The Committee believes that a public acceptance should be an acceptance in writing by such government and its ministers.

MEXICO

SEC. 1108. This provision places limitations on certain assistance for Mexico and requires a report.

MULTILATERAL DEVELOPMENT BANK REPLENISHMENTS

SEC. 1109. This provision amends permanent law to authorize appropriations for the fifteenth replenishment of the International Development Association and the eleventh replenishment of the African Development Fund, including the Multilateral Debt Relief Initiative.

PROMOTION OF POLICY GOALS AT THE WORLD BANK GROUP

SEC. 1110. This provision amends permanent law regarding the World Bank's "Doing Business Report" and World Bank policies relating to the Inspection Panel.

CLIMATE CHANGE MITIGATION AND GREENHOUSE GAS ACCOUNTING

SEC. 1111. This provision amends permanent law regarding World Bank policies relating to greenhouse gas accounting and climate change mitigation.

MULTILATERAL DEVELOPMENT BANK REFORM

SEC. 1112. This provision requires the Secretary of the Treasury to seek to ensure that the multilateral development banks disclose their operating budgets, rigorously evaluate their programs and financing, and endorse the Extractive Industry Initiative. It also requires coordination between the Secretary of the Treasury, Secretary of State, USAID Administrator, and other relevant Federal agencies, on United States policy relating to the development activities of the World Bank Group.

OVERSEAS COMPARABILITY PAY ADJUSTMENT

SEC. 1113. This provision authorizes locality pay for members of the Foreign Service stationed overseas comparable to that if such member's official duty station were in the District of Colombia.

ASSESSMENT ON AFGHANISTAN AND PAKISTAN

SEC. 1114. This provision requires a report on actions by the Afghan and Pakistani Governments, and a policy assessment by the President.

ASSISTANCE FOR PAKISTAN

SEC. 1115. This provision makes certain findings and requires the Secretary of State to submit a report on assistance for Pakistan.

SPECIAL AUTHORITY

SEC. 1116. The Committee provides the Secretary of State with extraordinary authority to reprogram funds to respond to instability in Kenya arising from conflict or civil strife. The Secretary is required to consult with the Committee prior to exercising this authority, which is provided with the understanding that funding will be reprogrammed on a reimbursable basis.

SPENDING PLAN AND NOTIFICATION PROCEDURES

SEC. 1117. This provision requires a spending plan for funds appropriated by this chapter (with certain exceptions), and subjects funds appropriated in this title (with certain exceptions) to the regular notification procedures of the Committees on Appropriations and section 634A of the Foreign Assistance Act of 1961.

TECHNICAL PROVISIONS

SEC. 1118. Subsection (a) of this provision modifies a limitation in current law to permit assistance for Colombia through USAID's Office of Transition Initiatives. Subsection (b) applies the regular notification procedures to funds that are transferred to the Department of State or USAID. Subsection (c) provides notwithstanding authority for the requirements of, and amendments made, by section 3511 of Public Law 110–417, relating to certain funds. Subsection (d) authorizes USAID to recruit retired Civil Service employees as re-employed annuitants to serve in Iraq, Afghanistan, or Pakistan. Section (e) authorizes a financial incentive to employees who agree to remain in these posts for an additional year.

TERMS AND CONDITIONS

SEC. 1119. This provision continues authorities and conditions in the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2009 (division H of Public Law 111–8), with certain exceptions.

OVERSEAS DEPLOYMENTS

SEC. 1120. This provision designates each amount in this title as for overseas deployments and other activities.

TITLE XII—SUBCOMMITTEE ON TRANSPORTATION AND HOUSING AND URBAN DEVELOPMENT, AND RELATED AGENCIES

DEPARTMENT OF TRANSPORTATION

OFFICE OF THE SECRETARY

PAYMENTS TO AIR CARRIERS

(AIRPORT AND AIRWAY TRUST FUND)

2009 appropriation to date	$73,013,000
2009 supplemental estimate	.....
Committee recommendation	13,200,000

The Essential Air Service [EAS] program supports vital air transportation services for small- and medium-sized cities across the country. Due to the expansion in the number of communities becoming eligible for this assistance and overall program cost growth, the program is currently experiencing a shortfall of about $13,200,000. Without this supplemental funding, the program will be unable to continue providing service to all eligible communities throughout the current fiscal year. The Committee is recommending $13,200,000 for the EAS program to keep these communities linked to the national aviation network.

FEDERAL AVIATION ADMINISTRATION

GRANTS-IN-AID FOR AIRPORTS

(AIRPORT AND AIRWAY TRUST FUND)

(RESCISSION)

2009 appropriation to date	$80,000,000
2009 supplemental estimate	.....
Committee recommendation	13,200,000

The Committee recommends a rescission of $13,200,000 from balances of contract authority of the Grants-in-Aid for Airports program. This contract authority is currently unavailable for use by the Federal Aviation Administration because it has no corresponding obligation limitation. For this reason, the rescission will have no impact on the funding resources available to the airport program.

GENERAL PROVISIONS—THIS TITLE

SEC. 1201. This section removes a limitation on the expenditure of funds currently allocated to the State of North Dakota from the Emergency Relief program. North Dakota received $40,000,000 for repairing and strengthening the roads that surround Devils Lake.

In addition to serving the State's transportation network, these roads protect neighboring communities from the lake's rising waters. Current law prevents the State from spending more than $10,000,000 of its funding in any given year, preventing the State from being able to complete its project. The National Weather Service predicts that the lake will rise substantially this year, which would cause significant damage to the surrounding community. This section would allow North Dakota to use all of the funds allocated to it, so that the State could complete its project and protect the community around Devils Lake.

SEC. 1202. This section provides additional flexibility to transit agencies in how they may use up to 10 percent of the formula grants provided in the American Recovery and Reinvestment Act. The act provided $6,900,000,000 to transit agencies for capital investments. However, the economic downturn is bringing severe distress to many of these agencies, and they now face lay-offs, furloughs and significant cuts to their transit service. These cutbacks would occur at a time when demand for such service is rising, and they work against the very purpose of the Recovery Act investments. This section would allow transit agencies to use up to 10 percent of their formula grants from the Recovery Act on operating expenses. The Committee continues to support the role of the Federal Government in assisting capital investments in public transportation, and so this flexibility is limited to a small portion of the Recovery Act funding to meet the immediate needs for job preservation and economic recovery.

SEC. 1203. Provides an additional $30,000,000 to amounts previously appropriated for the provision of rental assistance in the States most heavily impacted by Hurricanes Katrina and Rita. The Committee has provided this funding in order to address the continued need for affordable housing in the areas impacted by these hurricanes. The total funding level of $80,000,000 will serve individuals and families, especially the elderly and disabled, who have lost their FEMA and other temporary housing assistance and are unable to afford safe, permanent housing. The language allows the total amount to be administered as tenant-based rental assistance. However, public housing authorities [PHAs] will also have the ability to project-base these vouchers. In order to provide PHAs greater flexibility to best utilize the funding provided, language is included to waive the limitation on the number of vouchers PHAs receiving this funding may use for project-based rental assistance.

SEC. 1204. Clarifies the intent of Congress that eligible recipients for funding under this heading provided in the American Recovery and Reinvestment Act include owners of affordable housing projects utilizing low-income housing tax credits under section 1400N of the Internal Revenue Code of 1986, also known as "disaster credits" or "Go Zone" credits, as well as owners of projects that receive low-income housing tax credits under section 42(h) of the Internal Revenue Code of 1986.

TITLE XIII

OTHER MATTERS

INTERNATIONAL ASSISTANCE PROGRAMS

INTERNATIONAL MONETARY PROGRAMS

UNITED STATES QUOTA, INTERNATIONAL MONETARY FUND

The Committee provides for an increase in the United States quota in the International Monetary Fund [IMF], as requested, of approximately 5 billion in Special Drawing Rights [SDRs] (valued at about $8,000,000,000) in order to maintain its current voting share and veto power within the organization.

LOANS TO INTERNATIONAL MONETARY FUND

The Committee provides for loans to the IMF, as requested, of the dollar equivalent of up to 75 billion SDRs. This will enable the United States to increase its share of the New Arrangements to Borrow, which establishes a set of credit lines extended to the IMF, from approximately $10,000,000,000 (6.6 billion in SDRs) to the equivalent of $100,000,000,000.

GENERAL PROVISIONS—INTERNATIONAL ASSISTANCE PROGRAMS

SEC. 1301. The Committee includes a provision, as requested, authorizing the Secretary of the Treasury to instruct the United States Executive Director of the IMF to consent to amendments to the New Arrangements to Borrow and to make loans, in an amount not to exceed the dollar equivalent of 75 billion SDRs, in addition to amounts previously authorized.

SEC. 1302. The Committee includes a provision, as requested, authorizing the United States Governor of the IMF to agree to and accept amendments to the Articles of Agreement of the IMF as proposed in resolutions approved by the IMF Board on April 28, 2008 and May 5, 2008. The provision further authorizes the United States Governor of the IMF, as requested, to consent to an increase in the United States quota in the IMF equivalent to 43,973,100,000 SDRs. The provision also authorizes the Secretary of the Treasury, as requested, to instruct the United States Executive Director of the IMF to agree to the sale of 12,965,649 ounces of the IMF's gold. Since the IMF relies primarily on income from lending operations to finance lending activities and expenses, the sale of gold will finance an endowment the return on which will finance a portion of IMF administrative expenses. The Committee intends that a portion of the sale of gold would also be used to address the short-term financing needs of low-income countries.

SEC. 1303. The Committee requires the Secretary of the Treasury, in consultation with the Executive Director of the World Bank and the Executive Board of the International Monetary Fund [IMF], to submit a report detailing the steps taken to coordinate the activities of the World Bank and the IMF to avoid duplication of missions, and steps taken by the Department of the Treasury and the IMF to increase the oversight and accountability of IMF activities.

SEC. 1304. The Committee designates the funds in this title as being for overseas deployments and other activities.

GENERAL PROVISION—THIS ACT

AVAILABILITY OF FUNDS

SEC. 1305. The Committee recommends a provision that limits the availability of the funds provided in this title to the current fiscal year unless expressly provided otherwise.

NOTIFICATION OF EMERGENCY LEGISLATION

The congressional budget resolution (S. Con. Res. 13) agreed to by Congress for fiscal year 2010 includes provisions relating to the notification of emergency spending. These provisions require a statement of how the emergency provisions contained in the bill meet the criteria for emergency spending as identified in the budget resolution.

The Committee recommends emergency funding for fiscal year 2009 primarily for natural disasters and the threat of pandemic influenza. Funding for natural disasters includes, but is not limited to, wildland fires, flooding in the Upper Midwest and Pacific Northwest, for ice storms, for Katrina hurricane recovery and subsequent storms, including Hurricanes Ike and Gustav in the gulf coast region, and for other needs. The funding is related to unanticipated needs and is for situations that are sudden, urgent, and unforeseen, specifically prevention of pandemic influenza and other disasters. These needs meet the criteria for emergencies.

COMPLIANCE WITH PARAGRAPH 7, RULE XVI OF THE STANDING RULES OF THE SENATE

Paragraph 7 of rule XVI requires that Committee reports accompanying general appropriations bills identify each recommended amendment which proposes an item of appropriation which is not made to carry out the provisions of an existing law, a treaty stipulation, or an act or resolution previously passed by the Senate during that session.

The Committee recommends funding for the following programs which currently lack authorization for fiscal year 2009:

Department of Defense—Military Construction:

Military Personnel, Army
Military Personnel, Navy
Military Personnel, Marine Corps
Military Personnel, Air Force
Reserve Personnel, Army
Reserve Personnel, Navy
Reserve Personnel, Marine Corps
Reserve Personnel, Air Force
National Guard Personnel, Army
National Guard Personnel, Air Force
Operation and Maintenance, Army
Operation and Maintenance, Navy
Operation and Maintenance, Marine Corps
Operation and Maintenance, Air Force
Operation and Maintenance, Defense-Wide
Operation and Maintenance, Army Reserve
Operation and Maintenance, Navy Reserve
Operation and Maintenance, Marine Corps Reserve
Operation and Maintenance, Air Force Reserve
Operation and Maintenance, Army National Guard
Afghanistan Security Forces Fund
Pakistan Counterinsurgency Capability Fund
Aircraft Procurement, Army
Missile Procurement, Army
Procurement of WTCV, Army
Procurement of Ammunition, Army
Other Procurement, Army
Aircraft Procurement, Navy
Weapons Procurement, Navy
Procurement of Ammunition, Navy and Marine Corps
Other Procurement, Navy
Procurement, Marine Corps
Aircraft Procurement, Air Force
Missile Procurement, Air Force
Procurement of Ammunition, Air Force
Other Procurement, Air Force

Procurement, Defense-Wide
National Guard and Reserve Equipment
Mine Resistant Ambush Protected Vehicle Fund
Research, Development, Test and Evaluation, Army
Research, Development, Test and Evaluation, Navy
Research, Development, Test and Evaluation, Air Force
Research, Development, Test and Evaluation, Defense-Wide
Defense Working Capital Funds
Defense Health Program
Drug Interdiction and Counter-Drug Activities
Joint Improvised Explosive Device Defeat Fund
Office of the Inspector General

U.S. Army Corps of Engineers: Operationsand Maintenance; Flood Control and Coastal Emergencies;

Department of Energy: Strategic Petroleum Reserve;

National Nuclear Security Administration: Weapons Activities; Defense Nuclear Nonproliferation

Homeland Security:
United States Customs and Border Protection, Salary and Expenses; and Air and Marine Interdiction, Operations, Maintenance, and Procurement
Immigration and Customs Enforcement, Salaries and Expenses
United States Coast Guard, Operating Expenses
Federal Emergency Management Agency, State and Local Programs

State, Foreign Operations:
Administration of Foreign Affairs
International Organizations
Department of State and Related Programs
USAID Operating Expenses
USAID Operating Expenses, Office of Inspector General
USAID Capital Investment Fund
Global Health and Child Survival
Development Assistance
International Disaster Assistance
Development Credit Authority
Economic Support Fund
Assistance for Europe, Eurasia, and Central Asia
International Narcotics Control and Law Enforcement
Migration and Refugee Assistance
United States Emergency Migration and Refugee Assistance Fund
Nonproliferation, Anti-Terrorism, Demining and Related Assistance
International Military Education and Training
Foreign Military Financing Program
Peacekeeping Operations
International Monetary Fund

COMPLIANCE WITH PARAGRAPH 7(c), RULE XXVI OF THE STANDING RULES OF THE SENATE

Pursuant to paragraph 7(c) of rule XXVI, on May 14, 2009, the Committee ordered reported an original bill (S. 1054) making supplemental appropriations for the fiscal year ending September 30,

2009, and for other purposes, and authorized the chairman of the committee or the chairman of the subcommittee to offer the text of the Senate bill as a committee amendment in the nature of a substitute to the House companion measure, with the bill subject to amendment and subject to the budget allocations, by a recorded vote of 30–0, a quorum being present. The vote was as follows:

Yeas	Nays
Chairman Inouye	
Mr. Byrd	
Mr. Leahy	
Mr. Harkin	
Ms. Mikulski	
Mr. Kohl	
Mrs. Murray	
Mr. Dorgan	
Mrs. Feinstein	
Mr. Durbin	
Mr. Johnson	
Ms. Landrieu	
Mr. Reed	
Mr. Lautenberg	
Mr. Nelson	
Mr. Pryor	
Mr. Tester	
Mr. Specter	
Mr. Cochran	
Mr. Bond	
Mr. McConnell	
Mr. Shelby	
Mr. Gregg	
Mr. Bennett	
Mrs. Hutchison	
Mr. Brownback	
Mr. Alexander	
Ms. Collins	
Mr. Voinovich	
Ms. Murkowski	

COMPLIANCE WITH PARAGRAPH 12, RULE XXVI OF THE STANDING RULES OF THE SENATE

Paragraph 12 of rule XXVI requires that Committee reports on a bill or joint resolution repealing or amending any statute or part of any statute include "(a) the text of the statute or part thereof which is proposed to be repealed; and (b) a comparative print of that part of the bill or joint resolution making the amendment and of the statute or part thereof proposed to be amended, showing by stricken-through type and italics, parallel columns, or other appropriate typographical devices the omissions and insertions which would be made by the bill or joint resolution if enacted in the form recommended by the committee."

In compliance with this rule, the following changes in existing law proposed to be made by the bill are shown as follows: existing law to be omitted is enclosed in black brackets; new matter is

printed in italics; and existing law in which no change is proposed is shown in roman.

TITLE 10—ARMED FORCES

SUBTITLE A—GENERAL MILITARY LAW

PART II—PERSONNEL

CHAPTER 59—SEPARATION

§ 1174. Separation pay upon involuntary discharge or release from active duty

(a) * * *

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(h) COORDINATION WITH RETIRED OR RETAINER PAY AND DISABILITY COMPENSATION.—[(1) A member who has received separation pay under this section, or separation pay, severance pay, or readjustment pay under any other provision of law, based on service in the armed forces, and who later qualifies for retired or retainer pay under this title or title 14 shall have deducted from each payment of such retired or retainer pay so much of such pay as is based on the service for which he received separation pay under this section or separation pay, severance pay, or readjustment pay under any other provision of law until the total amount deducted is equal to the total amount of separation pay, severance pay, and readjustment pay received.]

(1) A member who has received separation pay under this section, or separation pay, severance pay, or readjustment pay under any other provision of law, based on service in the armed forces, and who later qualifies for retired or retainer pay under this title or title 14 shall have deducted from each payment of such retired or retainer pay an amount, in such schedule of monthly installments as the Secretary of Defense shall specify, taking into account the financial ability of the member to pay and avoiding the imposition of undue financial hardship on the member and member's dependents, until the total amount deducted is equal to the total amount of separation pay, severance pay, and readjustment pay so paid.

§ 1175. Voluntary separation incentive

(a) * * *

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(e)(1) * * *

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[(3)(A) A member who has received the voluntary separation incentive and who qualifies for retired or retainer pay under this title shall have deducted from each payment of such retired or retainer pay so much of such pay as is based on the service for which he received the voluntary separation incentive until the total amount deducted equals the total amount of voluntary separation incentive received. If the member elected to have a reduction in

voluntary separation incentive for any period pursuant to paragraph (2), the deduction required under the preceding sentence shall be reduced accordingly.]

(3)(A) A member who has received the voluntary separation incentive and who later qualifies for retired or retainer pay under this title shall have deducted from each payment of such retired or retainer pay an amount, in such schedule of monthly installments as the Secretary of Defense shall specify, taking into account the financial ability of the member to pay and avoiding the imposition of undue financial hardship on the member and member's dependents, until the total amount deducted is equal to the total amount of separation pay, severance pay, and readjustment pay so paid. If the member elected to have a reduction in voluntary separation incentive for any period pursuant to paragraph (2), the deduction required under the preceding sentence shall be reduced as the Secretary of Defense shall specify.

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CHAPTER 169—MILITARY CONSTRUCTION AND MILITARY FAMILY HOUSING

SUBCHAPTER I—MILITARY CONSTRUCTION

PART IV—SERVICE, SUPPLY, AND PROCUREMENT

§ 2805. Unspecified minor construction

(a)(1) * * *

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[(c)(1) Except as provided in paragraphs (2) and (3), the Secretary concerned may spend from appropriations available for operation and maintenance amounts necessary to carry out an unspecified minor military construction project costing not more than—

(A) $1,500,000, in the case of an unspecified minor military construction project intended solely to correct a deficiency that is life-threatening, health-threatening, or safety-threatening; or

(B) $750,000, in the case of any other unspecified minor military construction project.]

(c)(1) Except as provided in paragraphs (2) and (3), the Secretary concerned may spend from appropriations available for operation and maintenance amounts necessary to carry out an unspecified minor military construction projects with the following limitations:

(A) For unspecified minor military construction projects intended solely to correct a deficiency that is life-threatening, health-threatening, or safety-threatening costing not more than:

(i) $3,000,000 for those projects outside of the United States and necessary to meet military operational requirements involving the use of the Armed Forces in support of a declaration of war, or a declaration by the President of a national emergency under section 201 of the National Emergencies Act (50 U.S.C. 1621), or a contingency operation, or

(ii) $1,500,000 for all projects not meeting the requirements of subsection (i), or

(B) For all other unspecified minor military construction projects costing not more than:

(i) $1,500,000 for those projects outside of the United States and necessary to meet military operational requirements involving the use of the Armed Forces in support of a declaration of war, or a declaration by the President of a national emergency under section 201 of the National Emergencies Act (50 U.S.C. 1621), or a contingency operation, or

(ii) $750,000 for all projects not meeting the requirements of subsection (i).

TITLE 22—FOREIGN RELATIONS AND INTERCOURSE

CHAPTER 7—INTERNATIONAL BUREAUS, CONGRESSES, ETC.

§ 262m. Congressional findings and policies for multilateral development banks respecting environment, public health, natural resources, and indigenous peoples

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§ 262m–7. Assessment of environmental impact of proposed multilateral development bank actions

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SEC. 1308. CLIMATE CHANGE MITIGATION AND GREENHOUSE GAS ACCOUNTING.

(a) USE OF GREENHOUSE GAS ACCOUNTING.—The Secretary of the Treasury shall seek to ensure that multilateral development banks (as defined in section 1701(c)(4) of this Act) adopt and implement greenhouse gas accounting in analyzing the benefits and costs of individual projects (excluding those with de minimus greenhouse gas emissions) for which funding is sought from the bank.

(b) EXPANSION OF CLIMATE CHANGE MITIGATION ACTIVITIES.—The Secretary of the Treasury shall work to ensure that the multilateral development banks (as defined in section 1701(c)(4)) expand their activities supporting climate change mitigation by—

(1) significantly expanding support for investments in energy efficiency and renewable energy, including zero carbon technologies;

(2) reviewing all proposed infrastructure investments to ensure that all opportunities for integrating energy efficiency measures have been considered;

(3) increasing the dialogue with the governments of developing countries regarding—

(A) analysis and policy measures needed for low carbon emission economic development; and

(B) reforms needed to promote private sector investments in energy efficiency and renewable energy, including zero carbon technologies; and

(4) integrate low carbon emission economic development objectives into multilateral development bank country strategies.

(c) REPORT TO CONGRESS.—Not later than 1 year after the date of the enactment of this section, and annually thereafter, the Secretary of the Treasury shall submit a report on the status of efforts to implement this section to the Committee on Foreign Relations and the Committee on Appropriations of the Senate and the Committee on Financial Services and the Committee on Appropriations of the House of Representatives.

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§ 262p. Impact adjustment lending programs

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§ 262p–8. Modification of the Enhanced HIPC Initiative

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SEC. 1626. REFORM OF THE 'DOING BUSINESS' REPORT OF THE WORLD BANK.

(a) The Secretary of the Treasury shall instruct the United States Executive Directors at the International Bank for Reconstruction and Development, the International Development Association, and the International Finance Corporation of the following United States policy goals, and to use the voice and vote of the United States to actively promote and work to achieve these goals:

(1) Suspension of the use of the "Employing Workers" Indicator for the purpose of ranking or scoring country performance in the annual Doing Business Report of the World Bank until a set of indicators can be devised that fairly represent the value of internationally recognized workers' rights, including core labor standards, in creating a stable and favorable environment for attracting private investment. The indicators shall bring to bear the experiences of the member governments in dealing with the economic, social and political complexity of labor market issues. The indicators should be developed through collaborative discussions with and between the World Bank, the International Finance Corporation, the International Labor Organization, private firms, and global unions.

(2) Elimination of the "Labor Tax and Social Contributions" Subindicator from the annual Doing Business Report of the World Bank.

(3) Removal of the "Employing Workers" Indicator as a "guidepost" for calculating the annual Country Policy and Institutional Assessment score for each recipient country.

(b) Within 60 days after the date of the enactment of this section, the Secretary of the Treasury shall provide an instruction to the United States Executive Directors referred to in subsection (a) to take appropriate actions with respect to implementing the policy goals of the United States set forth in subsection (a), and such instruction shall be posted on the website of the Department of the Treasury.

SEC. 1627. ENHANCING THE TRANSPARENCY AND EFFECTIVENESS OF THE INSPECTION PANEL PROCESS OF THE WORLD BANK.

(a) ENHANCING TRANSPARENCY IN IMPLEMENTATION OF MANAGEMENT ACTION PLANS.—The Secretary of the Treasury shall direct the United States Executive Directors at the World Bank to seek to ensure that World Bank Procedure 17.55, which establishes the operating procedures of Management with regard to the Inspection Panel, provides that Management prepare and make available to the public semiannual progress reports describing implementation of Action Plans considered by the Board; allow and receive comments from Requesters and other Affected Parties for two months after the date of disclosure of the progress reports; post these comments on World Bank and Inspection Panel websites (after receiving permission from the requestors to post with or without attribution); submit the reports to the Board with any comments received; and make public the substance of any actions taken by the Board after Board consideration of the reports.

(b) SAFEGUARDING THE INDEPENDENCE AND EFFECTIVENESS OF THE INSPECTION PANEL.—The Secretary of the Treasury shall direct the United States Executive Directors at the World Bank to continue to promote the independence and effectiveness of the Inspection Panel, including by seeking to ensure the availability of, and access by claimants to, the Inspection Panel for projects supported by World Bank resources.

(c) EVALUATION OF COUNTRY SYSTEMS.—The Secretary of the Treasury shall direct the United States Executive Directors at the World Bank to request an evaluation by the Independent Evaluation Group on the use of country environmental and social safeguard systems to determine the degree to which, in practice, the use of such systems provides the same level of protection at the project level as do the policies and procedures of the World Bank.

(d) WORLD BANK DEFINED.—In this section, the term "World Bank" means the International Bank for Reconstruction and Development and the International Development Association.

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SUBCHAPTER XIII—INTERNATIONAL DEVELOPMENT ASSOCIATION

§ 284. * * *

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§ 284u. Fourteenth Replenishment

(a) The United States Governor of the International Development Association is authorized to contribute on behalf of the United States $2,850,000,000 to the fourteenth replenishment of the resources of the Association, subject to obtaining the necessary appropriations.

(b) In order to pay for the United States contribution provided for in subsection (a) of this section, there are authorized to be appropriated, without fiscal year limitation, $2,850,000,000 for payment by the Secretary of the Treasury.

SEC. 24. FIFTEENTH REPLENISHMENT.

(a) The United States Governor of the International Development Association is authorized to contribute on behalf of the United States $3,705,000,000 to the fifteenth replenishment of the resources of the Association, subject to obtaining the necessary appropriations.

(b) In order to pay for the United States contribution provided for in subsection (a), there are authorized to be appropriated, without fiscal year limitation, $3,705,000,000 for payment by the Secretary of the Treasury.

SEC. 25. MULTILATERAL DEBT RELIEF.

(a) The Secretary of the Treasury is authorized to contribute, on behalf of the United States, not more than $356,000,000 to the International Development Association for the purpose of funding debt relief under the Multilateral Debt Relief Initiative in the period governed by the fifteenth replenishment of resources of the International Development Association, subject to obtaining the necessary appropriations and without prejudice to any funding arrangements in existence on the date of the enactment of this section.

(b) In order to pay for the United States contribution provided for in subsection (a), there are authorized to be appropriated, without fiscal year limitation, not more than $356,000,000 for payment by the Secretary of the Treasury.

(c) In this section, the term "Multilateral Debt Relief Initiative" means the proposal set out in the G8 Finance Ministers' Comm unique entitled "Conclusions on Development," done at London, June 11, 2005, and reaffirmed by G8 Heads of State at the Gleneagles Summit on July 8, 2005.

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SUBCHAPTER XV—INTERNATIONAL MONETARY FUND AND BANK FOR RECONSTRUCTION AND DEVELOPMENT

§ 286. Acceptance of membership by United States in International Monetary Fund

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§ 286oo. Principles for International Monetary Fund lending

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SEC. 64. ACCEPTANCE OF AMENDMENTS TO THE ARTICLES OF AGREEMENT OF THE FUND.

The United States Governor of the Fund may agree to and accept the amendments to the Articles of Agreement of the Fund as proposed in the resolutions numbered 63–2 and 63–3 of the Board of Governors of the Fund which were approved by such Board on April 28, 2008 and May 5, 2008, respectively.

SEC. 65. QUOTA INCREASE.

(a) IN GENERAL.—The United States Governor of the Fund may consent to an increase in the quota of the United States in the Fund equivalent to 4,973,100,000 Special Drawing Rights.

(b) SUBJECT TO APPROPRIATIONS.—The authority provided by subsection (a) shall be effective only to such extent or in such amounts as are provided in advance in appropriations Acts.

SEC. 66. APPROVAL TO SELL A LIMITED AMOUNT OF THE FUND'S GOLD.

The Secretary of the Treasury is authorized to instruct the United States Executive Director of the Fund to vote to approve the sale of up to 12,965,649 ounces of the Fund's gold acquired since the second Amendment of the Fund's Articles of Agreement in April 1978, only if such sales are consistent with the guidelines agreed to by the Executive Board of the Fund described in the Report of the Managing Director to the International Monetary and Financial Committee on a New Income and Expenditure Framework for the International Monetary Fund (April 9, 2008) to prevent disruption to the world gold market. In addition to agreeing to and accepting the amendments referred to in section 64 of this act relating to the use of proceeds from the sale of such gold, the U.S. Governor is authorized to take such actions as may be necessary, including those referred to in section 5(e) of this act, to also use such proceeds for the purpose of assisting low-income countries, only after the Secretary of the Treasury has consulted with the chairman and ranking minority member of the Committee on Foreign Relations and the Committee on Banking, Housing, and Urban Affairs of the Senate and the Committee on Financial Services of the House of Representatives, and the appropriate subcommittees thereof, at least 60 days prior to any authorization by the United States Executive Director of distribution of gold sale proceeds.

SEC. 67. ACCEPTANCE OF AMENDMENT TO THE ARTICLES OF AGREEMENT OF THE FUND.

The United States Governor of the Fund may agree to and accept the amendment to the Articles of Agreement of the Fund as proposed in the resolution numbered 54–4 of the Board of Governors of the Fund which was approved by such Board on October 22, 1997.

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§ 286e–2. Loans to Fund

(a) Limitation; balance of payments and reserve position considerations

(1) In order to carry out the purposes of the decisions of January 5, 1962, February 24, 1983, and January 27, 1997, as amended in accordance with their terms, of the Executive Directors of the International Monetary Fund, the Secretary of the Treasury is authorized to make loans, in an amount not to exceed the equivalent of 6,712,000,000 Special Drawing Rights, limited to such amounts as are provided in advance in appropriations Acts, except that prior to activation, the Secretary of the Treasury shall certify that supplementary resources are needed to forestall or cope with an impairment of the international monetary system and that the Fund has fully explored other means of funding, to the Fund under article VII, section 1(i), of the Articles of Agreement of the Fund. Any loan under the authority granted in this subsection shall be made with due regard to the present and prospective balance of payments and reserve position of the United States.

(2) In order to carry out the purposes of a decision of the Executive Directors of the International Monetary Fund to expand the resources of and make other amendments to the New Arrangements to Borrow, which was established pursuant to the decision of January 27, 1997 referred to in paragraph (1) above, the Secretary of the Treasury is authorized to instruct the United States Executive Director to consent to such amendments, notwithstanding subsection (d) of this section, and to make loans, in an amount not to exceed the dollar equivalent of 75,000,000,000 Special Drawing Rights, in addition to any amounts previously authorized under this section and limited to such amounts as are provided in advance in appropriations Acts, except that prior to activation, the Secretary of the Treasury shall report to Congress as to whether supplementary resources are needed to forestall or cope with an impairment of the international monetary system and whether the Fund has fully explored other means of funding, to the Fund under article VII, section 1(i), of the Articles of Agreement of the Fund. Any loan under the authority granted in this subsection shall be made with due regard to the present and prospective balance of payments and reserve position of the United States.

(b) Authorization of appropriations; repayments available for loans to Fund

(1) For the purpose of making loans to the International Monetary Fund pursuant to *subsection (a)(1) of* this section, there is authorized to be appropriated 6,712,000,000 Special Drawing Rights, except that prior to activation, the Secretary of the Treasury shall certify whether supplementary resources are needed to forestall or cope with an impairment of the international monetary system and that the Fund has fully explored other means of funding, to remain available until expended to meet calls by the International Monetary Fund. Any payments made to the United States by the International Monetary Fund as a repayment on account of the principal of a loan made under this section shall continue to be available for loans to the International Monetary Fund.

(2) For the purpose of making loans to the International Monetary Fund pursuant to subsection (a)(2) of this section, there is hereby authorized to be appropriated not to exceed the dollar equivalent of 75,000,000,000 Special Drawing Rights, in addition to any amounts previously authorized under this section, except that prior to activation, the Secretary of the Treasury shall report to Congress as to whether supplementary resources are needed to forestall or cope with an impairment of the international monetary system and whether the Fund has fully explored other means of funding, to remain available until expended to meet calls by the International Monetary Fund. Any payments made to the United States by the International Monetary Fund as a repayment on account of the principal of a loan made under this section shall continue to be available for loans to the International Monetary Fund.

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SUBCHAPTER XX—WORLD HEALTH ORGANIZATION

§ 290g. * * *

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§ 290g–17. Tenth Replenishment

(a) The United States Governor of the Fund is authorized to contribute on behalf of the United States $407,000,000 to the tenth replenishment of the resources of the Fund, subject to obtaining the necessary appropriations.

(b) In order to pay for the United States contribution provided for in subsection (a) of this section, there are authorized to be appropriated, without fiscal year limitation, $407,000,000 for payment by the Secretary of the Treasury.

SEC. 219. ELEVENTH REPLENISHMENT.

(a) The United States Governor of the Fund is authorized to contribute on behalf of the United States $468,165,000 to the eleventh replenishment of the resources of the Fund, subject to obtaining the necessary appropriations.

(b) In order to pay for the United States contribution provided for in subsection (a), there are authorized to be appropriated, without fiscal year limitation, $468,165,000 for payment by the Secretary of the Treasury.

SEC. 220. MULTILATERAL DEBT RELIEF INITIATIVE.

(a) The Secretary of the Treasury is authorized to contribute, on behalf of the United States, not more than $26,000,000 to the African Development Fund for the purpose of funding debt relief under the Multilateral Debt Relief Initiative in the period governed by the eleventh replenishment of resources of the African Development Fund, subject to obtaining the necessary appropriations and without prejudice to any funding arrangements in existence on the date of the enactment of this section.

(b) In order to pay for the United States contribution provided for in subsection (a), there are authorized to be appropriated, without fiscal year limitation, not more than $26,000,000 for payment by the Secretary of the Treasury.

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CHAPTER 32—FOREIGN ASSISTANCE

SUBCHAPTER III—GENERAL AND ADMINISTRATIVE PROVISIONS

PART II—ADMINISTRATIVE PROVISIONS

§ 2385. Employment of personnel

(a) * * *

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(j) Reemployment of annuitants under the Civil Service Retirement System and the Federal Employees' Retirement System

(1)(A) To facilitate the assignment of persons to Iraq*, Pakistan,* and Afghanistan*, to positions in the Response Readiness Corps,* or to posts vacated by members of the Service assigned to Iraq*, Pakistan,* and Afghanistan, the Administrator of the United States Agency for International Development may waive the application of the provisions of section 8344 or 8468 of title 5 on a case-by-case basis for employment of an annuitant in a position in the United States Agency for International Development for which there is exceptional difficulty in recruiting or retaining a qualified employee, or when a temporary emergency hiring need exists.

(B) The authority of the Administrator under subparagraph (A) shall terminate on October 1, ⟦2008⟧ *2012*. An annuitant reemployed pursuant to such authority prior to such termination date may be employed for a period ending not later than one year after such date.

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CHAPTER 38—DEPARTMENT OF STATE

§ 2733. Reemployment of annuitants under the Civil Service Retirement System and Federal Employees' Retirement System

(a) Authority

(1) In general

To facilitate the assignment of persons to Iraq*, Pakistan,* and Afghanistan*, to positions in the Response Readiness Corps,* or to posts vacated by members of the Service assigned to Iraq*, Pakistan,* and Afghanistan, the Secretary of State may waive the application of the provisions of section 8344 or 8468 of title 5 on a case-by-case basis for employment of an annuitant in a position in the Department of State for which there is exceptional difficulty in recruiting or retaining a qualified employee, or when a temporary emergency hiring need exists.

(2) Termination of authority

The authority of the Secretary under paragraph (1) shall terminate on October 1, ⟦2008⟧ *2012*. An annuitant reemployed pursuant to such authority prior to such termination date may be employed for a period ending not later than one year after such date.

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CHAPTER 52—FOREIGN SERVICE

SUBCHAPTER VIII—FOREIGN SERVICE RETIREMENT AND DISABILITY

PART I—FOREIGN SERVICE RETIREMENT AND DISABILITY SYSTEM

§ 4064. Reemployment

(a) * * *

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(g) Waiver of annuity limitations

(1) To facilitate the assignment of persons to Iraq*, Pakistan,* and Afghanistan*, to positions in the Response Readiness Corps,* or to posts vacated by members of the Service assigned to Iraq*, Pakistan,* and Afghanistan, the Secretary of State may waive the application of subsections (a) through (d) on a case-by-case basis for an annuitant reemployed on a temporary basis, or grant authority to the head of an Executive agency to waive the application of subsections (a) through (d) on a case-by-case basis for an annuitant reemployed on a temporary basis—

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(2) The authority of the Secretary to waive the application of subsections (a) through (d) for an annuitant pursuant to subparagraph (B) of paragraph (1), or to grant authority to the head of an Executive agency to waive the application of such subsections to an annuitant under subparagraphs (A) or (B) of such paragraph, shall terminate on October 1, **[**2009**]** *2012*. An annuitant reemployed pursuant to such authority prior to such termination date may be employed for a period ending not later than one year after such date.

TITLE 50—WAR AND NATIONAL DEFENSE

CHAPTER 42—ATOMIC ENERGY DEFENSE PROVISIONS

SUBCHAPTER VI—PERSONNEL MATTERS

PART A—PERSONNEL MANAGEMENT

§ 2701. Authority for Appointment of Certain Scientific, Engineering, and Technical Personnel

(a) Authority

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(c) Termination

(1) The authority provided under subsection (a)(1) shall terminate on **[**September 30, 2008**]** *September 30, 2009*.

SAFE, ACCOUNTABLE, FLEXIBLE, EFFICIENT TRANSPORTATION EQUITY ACT: A LEGACY FOR USERS, 2005, PUBLIC LAW 109–59

TITLE I—FEDERAL-AID HIGHWAYS

SUBTITLE B—CONGESTION RELIEF

SEC. 1937. ROADS IN CLOSED BASINS.

(a) * * *

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(d) FUNDING.—

(1) IN GENERAL.—Except as provided in paragraph (2), to the extent that **[**expenditures**]** *allocations* relating to construction under this section could not be made pursuant to any other authority under section 125 of title 23, United States Code, the **[**expenditures**]** *allocations* shall not exceed—

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(2) EXCEPTION.—Nothing in paragraph (1) limits any **[**expenditure**]** *allocation* with respect to—

WATER RESOURCES DEVELOPMENT ACT, 2007, PUBLIC LAW 110–114

TITLE III—PROJECT-RELATED PROVISIONS

SEC. 3181. PROJECT DEAUTHORIZATIONS.

(a) * * *

(1) * * *

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(4) NORTHEAST HARBOR, MAINE.—The project for navigation, Northeast Harbor, Maine, authorized by section 2 of the Act of March 2, 1945 (59 Stat. 12).

[(4)**]** *(5)* * * *

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[(5)**]** *(6)* * * *

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(7) TENANTS HARBOR, MAINE.—The project for navigation, Tenants Harbor, Maine, authorized by the first section of the Act of March 2, 1919 (40 Stat. 1275).

[(6)**]** *(8)* * * *

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[(7)**]** *(9)* * * *

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[(8)**]** *(10)* * * *

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[(9)**]** *(11)* * * *

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[(10)] *(12)* * * *

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[(11)] *(13)* * * *

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(g) * * *

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(h) * * *

(1) * * *

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[(15) The project for navigation, Northeast Harbor, Maine, authorized by section 2 of the Act of March 2, 1945 (59 Stat. 12).

[(16) The project for navigation, Tenants Harbor, Maine, authorized by the first section of the Act of March 2, 1919 (40 Stat. 1275).]

[(17)] *(15)* * * *

[(18)] *(16)* * * *

[(19)] *(17)* * * *

[(20)] *(18)* * * *

[(21)] *(19)* * * *

[(22)] *(20)* * * *

[(23)] *(21)* * * *

[(24)] *(22)* * * *

[(25)] *(23)* * * *

[(26)] *(24)* * * *

[(27)] *(25)* * * *

[(28)] *(26)* * * *

[(29)] *(27)* * * *

CONSOLIDATED APPROPRIATIONS ACT, 2008, PUBLIC LAW 110–161

DIVISION E—DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2008

TITLE V—GENERAL PROVISIONS

SEC. 552. Notwithstanding any other provision of law, the Secretary of Homeland Security shall, under the Federal Emergency Management Agency Public Assistance Program, provide a single payment for any eligible costs for [local educational agencies] *primary or secondary school sites* impacted by Hurricanes Katrina or Rita within 30 days of such request: *Provided,* That the payment for schools in Louisiana shall be submitted to the Louisiana Department of Education, which may expend up to 3 percent of those funds for administrative costs: *Provided further,* That the Federal Emergency Management Agency shall not reduce assistance in accordance with section 406(c)(1) *and section 406(c)(2)* of the Robert T. Stafford Disaster Relief and Emergency Assistance Act for local educational agencies impacted by Hurricanes Katrina or Rita: *Provided further,* That nothing in the previous proviso shall be construed to alter the appeals or review process: *Provided further,*

That section 406(d) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act shall not apply to more than one facility on a school site impacted by Hurricanes Katrina or Rita.

SUPPLEMENTAL APPROPRIATIONS ACT, 2008, PUBLIC LAW 110–252

TITLE IX—DEFENSE MATTERS

CHAPTER 2

DEFENSE BRIDGE FUND APPROPRIATIONS FOR FISCAL YEAR 2009

DEPARTMENT OF DEFENSE—MILITARY

GENERAL PROVISIONS—THIS CHAPTER

(INCLUDING TRANSFER OF FUNDS)

SEC. 9205. [(a) REPORT BY SECRETARY OF DEFENSE.—Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report that contains individual transition readiness assessments by unit of Iraq and Afghan security forces. The Secretary of Defense shall submit to the congressional defense committees updates of the report required by this subsection every 90 days after the date of the submission of the report until October 1, 2009. The report and updates of the report required by this subsection shall be submitted in classified form.]

(b) REPORT BY OMB.—

(1) The Director of the Office of Management and Budget, in consultation with the Secretary of Defense; *the Commander of the United States Central Command;* the Commander, Multi-National Security Transition Command—Iraq; and the Commander, Combined Security Transition Command—Afghanistan, shall submit to the congressional defense committees [not later than 120 days after the date of the enactment of this Act and every 90 days thereafter] *not later than 45 days after the end of each fiscal year quarter* a report on the proposed use of all funds under each of the headings "Iraq Security Forces Fund" [and "Afghanistan Security Forces Fund"], *"Afghanistan Security Forces Fund" and "Pakistan Counterinsurgency Capability Fund"* on a project-by-project basis, for which the obligation of funds is anticipated during the 3-month period from such date, including estimates by the commanders referred to in this paragraph of the costs required to complete each such project.

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(c) NOTIFICATION.—The Secretary of Defense shall notify the congressional defense committees of any proposed new projects or transfers of funds between sub-activity groups in excess of $15,000,000 using funds appropriated by this Act under [the headings "Iraq Security Forces Fund" and "Afghanistan Security Forces Fund".] *the headings as follows:*

"Iraq Security Forces Fund".
"Afghanistan Security Forces Funds".
"Pakistan Counterinsurgency Capability Fund".

CONSOLIDATED SECURITY, DISASTER ASSISTANCE, AND CONTINUING APPROPRIATIONS ACT, 2009, PUBLIC LAW 110–329

DIVISION B—DISASTER RELIEF AND RECOVERY SUPPLEMENTAL APPROPRIATIONS ACT, 2008

TITLE I—RELIEF AND RECOVERY FROM NATURAL DISASTERS

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

PROJECT-BASED RENTAL ASSISTANCE

For an additional amount to areas impacted by Hurricanes Katrina and Rita for **[**project-based vouchers under section 8(o)(13) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)(13)), $50,000,000, to remain available until expended**]** *activities and assistance for the provision of tenant-based rental assistance, including related administrative expenses, as authorized under the United States Housing Act of 1937, as amended (42 U.S.C. 1437 et seq.), $80,000,000, to remain available until expended: Provided, That such funds shall be made available within 60 days of the enactment of this Act: Provided further, That in carrying out the activities authorized under this heading, the Secretary shall waive section (o)(13)(B) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)(13)(B))*.

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DIVISION D—DEPARTMENT OF HOMELAND SECURITYAPPROPRIATIONS ACT, 2009

TITLE III—PROTECTION, PREPAREDNESS, RESPONSE, AND RECOVERY

FEDERAL EMERGENCY MANAGEMENT AGENCY DISASTER RELIEF

MANAGEMENT AND ADMINISTRATION

For necessary expenses for management and administration of the Federal Emergency Management Agency, $837,437,000, including activities authorized by the National Flood Insurance Act of 1968 (42 U.S.C. 4001 et seq.), the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), *Cerro Grande Fire Assistance Act of 2000 (division C, title I, 114 Stat. 583),* the Earthquake Hazards Reduction Act of 1977 (42 U.S.C. 7701 et seq.), the Defense Production Act of 1950 (50 U.S.C. App. 2061 et seq.), sections 107 and 303 of the National Security Act of 1947 (50 U.S.C. 404, 405), Reorganization Plan No. 3 of 1978 (5 U.S.C. App.), the Homeland Security Act of 2002 (6 U.S.C. 101 et

seq.), and the Post-Katrina Emergency Management Reform Act of 2006 (Public Law 109–295; 120 Stat. 1394): *Provided,* That not to exceed $3,000 shall be for official reception and representation expenses: *Provided further,* That the President's budget submitted under section 1105(a) of title 31, United States Code, shall be detailed by office for the Federal Emergency Management Agency: *Provided further,* That $10,000,000 shall not be available for obligation until the Secretary of Homeland Security, in coordination with the Administrator of the Federal Emergency Management Agency, certifies and reports to the Committees on Appropriations of the Senate and the House of Representatives that processes to incorporate stakeholder input for grant guidance development and award distribution have been: (1) developed to ensure transparency and increased consultation about security needs for all-hazards; (2) formalized and made clear to stakeholders; and (3) formalized to ensure future use for each fiscal year: *Provided further,* That of the total amount made available under this heading, $5,000,000 shall be for the development of tools and systems to measure the achievement and effectiveness of first responder grant programs: *Provided further,* That of the total amount made available under this heading, $32,500,000 shall be for the Urban Search and Rescue Response System, of which not to exceed $1,600,000 may be made available for administrative costs; $2,200,000 shall be for the Pacific Region Homeland Security Center, Honolulu, Hawaii, $5,000,000 shall be for the State of North Carolina, and $2,425,000 shall be for the Commonwealth of Kentucky, as detailed in the statement accompanying this Act; and $6,342,000 shall be for the Office of National Capital Region Coordination: *Provided further,* That for purposes of planning, coordination, execution, and decision-making related to mass evacuation during a disaster, the Governors of the State of West Virginia and the Commonwealth of Pennsylvania, or their designees, shall be incorporated into efforts to integrate the activities of Federal, State, and local governments in the National Capital Region, as defined in section 882 of Public Law 107–296, the Homeland Security Act of 2002.

DUNCAN HUNTER NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2009, PUBLIC LAW 110–417

DIVISION B—MILITARY CONSTRUCTION AUTHORIZATIONS, 2009

TITLE XXVIII—MILITARY CONSTRUCTION GENERAL PROVISIONS

SUBTITLE A—MILITARY CONSTRUCTION PROGRAM AND MILITARY FAMILY HOUSING CHANGES

SEC. 2806. AUTHORITY TO USE OPERATION AND MAINTENANCE FUNDS FOR CONSTRUCTION PROJECTS INSIDE THE UNITED STATES CENTRAL COMMAND AND UNITED STATES AFRICA COMMAND AREAS OF RESPONSIBILITY.

(a) * * *

* * * * * * *

(c) MODIFICATION OF ANNUAL LIMITATION ON USE OF AUTHORITY.—Subsection (c) of section 2808 of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136; 117 Stat. 1723) is amended to read as follows:

"(c) ANNUAL LIMITATION ON USE OF AUTHORITY.—(1) The total cost of the construction projects carried out under the authority of this section using, in whole or in part, appropriated funds available for operation and maintenance shall not exceed $200,000,000 in a fiscal year.

"(2) If the Secretary of Defense certifies to the congressional defense committees that additional construction in Afghanistan is required to meet urgent military requirements in Afghanistan, up to an additional $300,000,000 in funds available for operation and maintenance may be used in Afghanistan upon completing the prenotification requirements under subsection (b). [Under no circumstances shall the total appropriated funds available from operation and maintenance for fiscal year 2009 exceed $500,000,000.] *The total appropriated funds available from operation and maintenance for fiscal year 2009 shall not exceed $500,000,000, except upon the determination of the Secretary of Defense that additional funds, not to exceed $25,000,000, are needed for costs associated with contract closeouts.*"

INMATE TAX FRAUD PREVENTION ACT, 2008, PUBLIC LAW 110–428

SEC. 3. RESTORATION OF CERTAIN JUDICIAL SURVIVORS' ANNUITIES.

(a) * * *

* * * * * * *

(c) EFFECTIVE DATE.—

(1) * * *

(2) LIMITED RETROACTIVE EFFECT.—

(A) IN GENERAL.—In the case of a remarriage which is dissolved by death, divorce, or annulment within the [4-year] *5-year* period ending on the day before the effective date of this section, the amendments made by this section shall apply only if the widow or widower satisfies the requirements of paragraphs (1) and (2) of section 376(x) of title 28, United States Code (as amended by this section) before—

(i) the end of the [1-year] *2-year* period beginning on the effective date of this section; or

AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009, PUBLIC LAW 111–5

DIVISION A—APPROPRIATIONS PROVISIONS

TITLE IV—ENERGY AND WATER DEVELOPMENT

GENERAL PROVISIONS—THIS TITLE

[SEC. 403. SET-ASIDE FOR MANAGEMENT AND OVERSIGHT.—Up to 0.5 percent of each amount appropriated in this title may be used for the expenses of management and oversight of the programs, grants, and activities funded by such appropriation, and may be transferred by the head of the Federal department or agency involved to any other appropriate account within the department or agency for that purpose: *Provided,* That the Secretary will provide a report to the Committees on Appropriations of the House of Representatives and the Senate 30 days prior to the transfer: *Provided further,* That funds set aside under this section shall remain available for obligation until September 30, 2012.]

SEC. 403. LIMITED TRANSFER AUTHORITY.

The Secretary of Energy may transfer up to 0.5 percent from each amount appropriated to the Department of Energy in this title to any other appropriate account within the Department of Energy, to be used for management and oversight activities: Provided, That the Secretary shall provide a report to the Committees on Appropriations of the House of Representatives and the Senate 15 days prior to any transfer: Provided further, That any funds so transferred under this section shall remain available for obligation until September 30, 2012.

* * * * * * *

TITLE VIII—DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES

GENERAL PROVISIONS—THIS TITLE

SEC. 801. (a) Up to 1 percent of the funds made available to the Department of Labor in this title may be used for the administration, management, and oversight of the programs, grants, and activities funded by such appropriation, including the evaluation of the use of such funds*, and may be transferred by the Department of Labor to any other account within the department for such purposes*.

* * * * * * *

TITLE XII—TRANSPORTATION, HOUSING AND URBAN DEVELOPMENT, AND RELATED AGENCIES

HOME INVESTMENT PARTNERSHIPS PROGRAM

For an additional amount for capital investments in low-income housing tax credit projects, $2,250,000,000, to remain available until September 30, 2011: *Provided,* That such funds shall be

made available to State housing credit agencies, as defined in section 42(h) of the Internal Revenue Code of 1986, and shall be apportioned among the States based on the percentage of HOME funds apportioned to each State and the participating jurisdictions therein for Fiscal Year 2008:[*Provided further,* That the housing credit agencies in each State shall distribute these funds competitively under this heading and pursuant to their qualified allocation plan (as defined in section 42(m) of the Internal Revenue Code of 1986) to owners of projects who have received or receive simultaneously an award of low-income housing tax credits under section 42(h) of the Internal Revenue Code of 1986:] *Provided further, That the housing credit agencies in each State shall distribute these funds competitively under this heading and pursuant to their qualified allocation plan (as defined in section 42(m) of the Internal Revenue Code of 1986) to owners of projects who have received or receive simultaneously an award of low-income housing tax credits under sections 42(h) and 1400N of the Internal Revenue Code of 1986: Provided further,* That housing credit agencies in each State shall commit not less than 75 percent of such funds within one year of the date of enactment of this Act, and shall demonstrate that the project owners shall have expended 75 percent of the funds made available under this heading within two years of the date of enactment of this Act, and shall have expended 100 percent of the funds within 3 years of the date of enactment of this Act: *Provided further,* That failure by an owner to expend funds within the parameters required within the previous proviso shall result in a redistribution of these funds by a housing credit agency to a more deserving project in such State, except any funds not expended after 3 years from enactment shall be redistributed by the Secretary to other States that have fully utilized the funds made available to them: *Provided further,* That projects awarded low income housing tax credits under section 42(h) of the IRC of 1986 in fiscal years 2007, 2008, or 2009 shall be eligible for funding under this heading: *Provided further,* That housing credit agencies shall give priority to projects that are expected to be completed within 3 years of enactment: *Provided further,* That any assistance provided to an eligible low income housing tax credit project under this heading shall be made in the same manner and be subject to the same limitations (including rent, income, and use restrictions, in lieu of corresponding limitations under the HOME program) as required by the state housing credit agency with respect to an award of low income housing credits under section 42 of the IRC of 1986: *Provided further,* That the housing credit agency shall perform asset management functions, or shall contract for the performance of such services, in either case, at the owner's expense, to ensure compliance with section 42 of the IRC of 1986, and the long term viability of buildings funded by assistance under this heading: *Provided further,* That the term eligible basis (as such term is defined in such section 42) of a qualified low-income housing tax credit building receiving assistance under this heading shall not be reduced by the amount of any grant described under this heading: *Provided further,* That the Secretary shall be given access upon reasonable notice to a State housing credit agency to information related to the award of Federal funds from such housing credit

agency pursuant to this heading and shall establish an Internet site that shall identify all projects selected for an award, including the amount of the award and such site shall provide linkage to the housing credit agency allocation plan which describes the process that was used to make the award decision: *Provided further,* That in administering funds under this heading, the Secretary may waive any provision of any statute or regulation that the Secretary administers in connection with the obligation by the Secretary or the use by the recipient of these funds except for requirements imposed by this heading and requirements related to fair housing, non-discrimination, labor standards and the environment, upon a finding that such waiver is required to expedite the use of such funds: *Provided further,* That for purposes of environmental compliance review, funds under this heading that are made available to State housing credit agencies for distribution to projects awarded low income housing tax credits shall be treated as funds under the HOME program and shall be subject to Section 288 of the HOME Investment Partnership Act.

OMNIBUS APPROPRIATIONS ACT, 2009, PUBLIC LAW 111–8

DIVISION C—ENERGY AND WATER DEVELOPMENT AND RELATED AGENCIES APPROPRIATIONS ACT, 2009

TITLE III—DEPARTMENT OF ENERGY

ENERGY PROGRAMS

TITLE 17 INNOVATIVE TECHNOLOGY LOAN GUARANTEE PROGRAM

Subject to section 502 of the Congressional Budget Act of 1974, commitments to guarantee loans under title XVII of the Energy Policy Act of 2005, shall not exceed a total principal amount of $47,000,000,000 for eligible projects, to remain available until committed, and of which $18,500,000,000 shall be for nuclear power facilities: *Provided,* That these amounts are in addition to the authority provided under section 20320 of Division B of Public Law 109–289, as amended by Public Law 110–5: *Provided further,* That such sums as are derived from amounts received from borrowers pursuant to section 1702(b)(2) of the Energy Policy Act of 2005 under this heading in this and prior Acts, shall be collected in accordance with section 502(7) of the Congressional Budget Act of 1974: *Provided further,* That the source of such payment received from borrowers is not a loan or other debt obligation that is guaranteed by the Federal Government: *Provided further,* That pursuant to section 1702(b)(2) of the Energy Policy Act of 2005, no appropriations are available to pay the subsidy cost of such guarantees: *Provided further,* That for necessary administrative expenses to carry out this Loan Guarantee program, $19,880,000 is appropriated, to remain available until expended: *Provided further,* That $19,880,000 of the fees collected pursuant to section 1702(h) of the Energy Policy Act of 2005 shall be credited as offsetting collections to this account to cover administrative expenses and shall remain available until expended, so as to result in a final fiscal year 2009

appropriations from the general fund estimated at not more than $0: *Provided further,* That none of the funds made available in this Act shall be available for the execution of a new solicitation with respect to such guaranteed loans until 30 days after the Department of Energy has submitted to the Committees on Appropriations of the House of Representatives and the Senate a loan guarantee implementation plan that defines the proposed award levels and eligible technologies: *Provided further,* That none of the loan guarantee authority made available in this Act shall be available for commitments to guarantee loans for any projects where funds, personnel, or property (tangible or intangible) of any Federal agency, instrumentality, personnel or affiliated entity are expected to be used (directly or indirectly) through acquisitions, contracts, demonstrations, exchanges, grants, incentives, leases, procurements, sales, other transaction authority, or other arrangements, to support the project or to obtain goods or services from the project: *Provided further,* That the previous proviso shall not be interpreted as precluding the use of the loan guarantee authority in this Act for commitments to guarantee loans for projects as a result of such projects benefiting from (a) otherwise allowable Federal income tax benefits; (b) being located on Federal land pursuant to a lease or right-of-way agreement for which all consideration for all uses is (i) paid exclusively in cash, (ii) deposited in the Treasury as offsetting receipts, and (iii) equal to the fair market value as determined by the head of the relevant Federal agency; (c) Federal insurance programs, including Price-Anderson; ⟦or (d)⟧ *(d)* for electric generation projects, use of transmission facilities owned or operated by a Federal Power Marketing Administration or the Tennessee Valley Authority that have been authorized, approved, and financed independent of the project receiving ⟦the guarantee⟧ *the guarantee; (e) contracts, leases or other agreements entered into prior to May 1, 2009 for front-end nuclear fuel cycle projects, where such project licenses technology from the Department of Energy, and pays royalties to the federal government for such license and the amount of such royalties will exceed the amount of federal spending, if any, under such contracts, leases or agreements; or (f) grants or cooperative agreements, to the extent that obligations of such grants or cooperative agreements have been recorded in accordance with section 1501(a)(5) of title 31, United States Code, on or before May 1, 2009*: *Provided further,* That none of the loan guarantee authority made available in this Act shall be available for any project unless the Director of the Office of Management and Budget has certified in advance in writing that the loan guarantee and the project comply with the provisions under this title.

* * * * * * *

DIVISION D—FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2009

TITLE IV—DISTRICT OF COLUMBIA

DISTRICT OF COLUMBIA FUNDS

The following amounts are appropriated for the District of Columbia for the current fiscal year out of the General Fund of the District of Columbia ("General Fund"), except as otherwise specifically provided: *Provided,* That notwithstanding any other provision of law, except as provided in section 450A of the District of Columbia Home Rule Act, approved November 2, 2000 (114 Stat. 2440; D.C. Official Code § 1–204.50a), and provisions of this Act, the total amount appropriated in this Act for operating expenses for the District of Columbia for fiscal year 2009 under this heading shall not exceed the lesser of the sum of the total revenues of the District of Columbia for such fiscal year or $9,888,095,000 (of which $6,082,474,000 shall be from local funds (including $420,119,000 from dedicated taxes), $2,177,382,000 shall be from Federal grant funds, $1,621,929,000 shall be from other funds, and $6,310,000 shall be from private funds); in addition, $202,326,130 from funds previously appropriated in this Act as Federal payments: *Provided further,* That of the local funds, such amounts as may be necessary may be derived from the District's General Fund balance: *Provided further,* That of these funds the District's intradistrict authority shall be $725,461,000: in addition, for capital construction projects, an increase of $1,482,977,000, of which $1,121,734,000 shall be from local funds, $107,794,000 from the Local Street Maintenance fund, $60,708,000 from the District of Columbia Highway Trust Fund, $192,741,000 from Federal grant funds, and a rescission of $353,447,000 from local funds and a rescission of $37,500,000 from Local Street Maintenance funds appropriated under this heading in prior fiscal years for a net amount of $1,092,030,000 to remain available until expended: *Provided further,* That the amounts provided under this heading are to be available, allocated and expended as proposed under "Title III—District of Columbia Funds Division of Expenses" of the Fiscal Year 2009 Proposed Budget and Financial Plan submitted to the Congress by the District of Columbia on June 9, 2008 [and such title]*, as amended by laws enacted pursuant to section 442(c) of the Home Rule Act of the District of Columbia Home Rule Act of 1973, approved December 24, 1973 (87 Stat. 798), and such title, as amended,* is hereby incorporated by reference as though set forth fully herein: *Provided further,* That this amount may be increased by proceeds of one-time transactions which are expended for emergency or unanticipated operating or capital needs: *Provided further,* That such increases shall be approved by enactment of local District law and shall comply with all reserve requirements contained in the District of Columbia Home Rule Act approved December 24, 1973 (87 Stat. 777; D.C. Official Code § 1–201.01 et seq.), as amended by this Act: *Provided further,* That the Chief Financial Officer of the District of Columbia shall take such steps as are necessary to assure that the District of Columbia meets these requirements, including the apportioning by the Chief Financial Officer of the appropriations and funds made

available to the District during fiscal year 2009, except that the Chief Financial Officer may not reprogram for operating expenses any funds derived from bonds, notes, or other obligations issued for capital projects.

* * * * * * *

TITLE V—INDEPENDENT AGENCIES

FEDERAL COMMUNICATIONS COMMISSION

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Federal Communications Commission, as authorized by law, including uniforms and allowances therefor, as authorized by 5 U.S.C. 5901–5902; not to exceed $4,000 for official reception and representation expenses; purchase and hire of motor vehicles; special counsel fees; and services as authorized by 5 U.S.C. 3109, $341,875,000: [*Provided,* That of the funds provided, not less than $3,000,000 shall be available to establish and administer a State Broadband Data and Development matching grants program for State-level broadband demand aggregation activities and creation of geographic inventory maps of broadband service to identify gaps in service and provide a baseline assessment of statewide broadband deployment] *Provided, That of the funds provided, not less than $3,000,000 shall be available for developing a national broadband plan pursuant to title VI of division B of the American Recovery and Reinvestment Act of 2009 (Public Law 111–5) and for carrying out any other responsibility pursuant to that title: Provided further,* That $341,875,000 of offsetting collections shall be assessed and collected pursuant to section 9 of title I of the Communications Act of 1934, shall be retained and used for necessary expenses in this appropriation, and shall remain available until expended: *Provided further,* That the sum herein appropriated shall be reduced as such offsetting collections are received during fiscal year 2009 so as to result in a final fiscal year 2009 appropriation estimated at $0: *Provided further,* That any offsetting collections received in excess of $341,875,000 in fiscal year 2009 shall not be available for obligation: *Provided further,* That remaining offsetting collections from prior years collected in excess of the amount specified for collection in each such year and otherwise becoming available on October 1, 2008, shall not be available for obligation: *Provided further,* That notwithstanding 47 U.S.C. 309(j)(8)(B), proceeds from the use of a competitive bidding system that may be retained and made available for obligation shall not exceed $85,000,000 for fiscal year 2009: *Provided further,* That, in addition, not to exceed $25,480,000 may be transferred from the Universal Service Fund in fiscal year 2009 to remain available until expended, to monitor the Universal Service Fund program to prevent and remedy waste, fraud and abuse, and to conduct audits and investigations by the Office of Inspector General.

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DIVISION E—DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2009

TITLE III—RELATED AGENCIES

DEPARTMENT OF HEALTH AND HUMAN SERVICES

AGENCY FOR TOXIC SUBSTANCES AND DISEASE REGISTRY

TOXIC SUBSTANCES AND ENVIRONMENTAL PUBLIC HEALTH

For necessary expenses for the Agency for Toxic Substances and Disease Registry (ATSDR) in carrying out activities set forth in sections 104(i) and 111(c)(4) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), as amended; section 118(f) of the Superfund Amendments and Reauthorization Act of 1986 (SARA), as amended; and section 3019 of the Solid Waste Disposal Act, as amended, $74,039,000, of which up to $1,000 *per eligible employee* to remain available until expended, is for Individual Learning Accounts for full-time equivalent employees of the Agency for Toxic Substances and Disease Registry: Provided, That notwithstanding any other provision of law, in lieu of performing a health assessment under section 104(i)(6) of CERCLA, the Administrator of ATSDR may conduct other appropriate health studies, evaluations, or activities, including, without limitation, biomedical testing, clinical evaluations, medical monitoring, and referral to accredited health care providers: *Provided further,* That in performing any such health assessment or health study, evaluation, or activity, the Administrator of ATSDR shall not be bound by the deadlines in section 104(i)(6)(A) of CERCLA: *Provided further,* That none of the funds appropriated under this heading shall be available for ATSDR to issue in excess of 40 toxicological profiles pursuant to section 104(i) of CERCLA during fiscal year 2009, and existing profiles may be updated as necessary.

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DIVISION H—DEPARTMENT OF STATE, FOREIGN OPERATIONS, AND RELATED PROGRAMS APPROPRIATIONS ACT, 2009

TITLE III—BILATERAL ECONOMIC ASSISTANCE

ECONOMIC SUPPORT FUND

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses to carry out the provisions of chapter 4 of part II of the Foreign Assistance Act of 1961, $3,007,000,000, to remain available until September 30, 2010: *Provided,* That of the funds appropriated under this heading, $200,000,000 shall be available only for Egypt, which sum shall be provided on a grant basis, and of which sum cash transfer assistance shall be provided with the understanding that Egypt will undertake significant economic and democratic reforms which are additional to those which were

undertaken in previous fiscal years: *Provided further,* That of the funds appropriated under this heading for assistance for Egypt, [up to $20,000,000] *not less than $20,000,000* shall be made available for democracy, human rights and governance programs, and not less than $35,000,000 shall be made available for education programs, of which not less than $10,000,000 is for scholarships for Egyptian students with high financial need: *Provided further,* That $11,000,000 of the funds appropriated under this heading should be made available for Cyprus to be used only for scholarships, administrative support of the scholarship program, bicommunal projects, and measures aimed at reunification of the island and designed to reduce tensions and promote peace and cooperation between the two communities on Cyprus: *Provided further,* That of the funds appropriated under this heading, not less than $263,547,000 shall be made available for assistance for Jordan: *Provided further,* That of the funds appropriated under this heading not more than $75,000,000 may be made available for assistance for the West Bank and Gaza, of which not to exceed $2,000,000 may be used for administrative expenses of the United States Agency for International Development (USAID), in addition to funds otherwise available for such purposes, to carry out programs in the West Bank and Gaza: *Provided further,* That $67,500,000 of the funds appropriated under this heading shall be made available for assistance for Lebanon, of which not less than $10,000,000 shall be made available for educational scholarships for students in Lebanon with high financial need: *Provided further,* That $200,000,000 of the funds made available for assistance for Afghanistan under this heading may be obligated for such assistance only after the Secretary of State certifies to the Committees on Appropriations that the Government of Afghanistan at both the national and provincial level is cooperating fully with United States-funded poppy eradication and interdiction efforts in Afghanistan: *Provided further,* That the President may waive the previous proviso if the President determines and reports to the Committees on Appropriations that to do so is in the national security interests of the United States: *Provided further,* That of the funds appropriated under this heading, $200,000,000 shall be apportioned directly to USAID for alternative development/institution building programs in Colombia: *Provided further,* That of the funds appropriated under this heading that are available for Colombia, not less than $3,500,000 shall be transferred to, and merged with, funds appropriated under the heading "Migration and Refugee Assistance" and shall be made available only for assistance to nongovernmental organizations that provide emergency relief aid to Colombian refugees in neighboring countries.

BUDGETARY IMPACT

Section 308(a)(1)(A) of the Congressional Budget and Impoundment Control Act of 1974 (Public Law 93–344), as amended, requires that the report accompanying a bill providing new budget authority contain a statement detailing how that authority compares with the reports submitted under section 302 of the act for the most recently agreed to concurrent resolution on the budget for the fiscal year. All funds provided in this bill are either offset or are emergency requirements.

FIVE-YEAR PROJECTION OF OUTLAYS

In compliance with section 308(a)(1)(C) of the Congressional Budget Act of 1974 (Public Law 93–344), as amended, the following table contains 5-year projections associated with the budget authority provided in the accompanying bill:

[In millions]

Budget authority: Fiscal year 2009	$91,267
Outlays:	
Fiscal year 2009	36,364
Fiscal year 2010	16,771
Fiscal year 2011	7,068
Fiscal year 2012	2,011
Fiscal year 2013 and future years	1,515

NOTE.—The above table includes overseas deployment, emergency, and discretionary appropriations.

ASSISTANCE TO STATE AND LOCAL GOVERNMENTS

In accordance with section 308(a)(1)(D) of the Congressional Budget Act of 1974 (Public Law 93–344), as amended, the financial assistance to State and local governments is as follows:

[In millions]

New budget authority	$210
Fiscal year 2009 outlays	123

DISCLOSURE OF CONGRESSIONALLY DIRECTED SPENDING ITEMS

The Constitution vests in the Congress the power of the purse. The Committee believes strongly that Congress should make the decisions on how to allocate the people's money.

As defined in Rule XLIV of the Standing Rules of the Senate, the term "congressional directed spending item" means a provision or report language included primarily at the request of a Senator, providing, authorizing, or recommending a specific amount of discretionary budget authority, credit authority, or other spending authority for a contract, loan, loan guarantee, grant, loan authority, or other expenditure with or to an entity, or targeted to a specific State, locality or congressional district, other than through a statu-

tory or administrative, formula-driven, or competitive award process.

For each item, a Member is required to provide a certification that neither the Member nor the Senator's immediate family has a pecuniary interest in such congressionally directed spending item. Such certifications are available to the public on the website of the Senate Committee on Appropriations (www.appropriations.senate.gov/senators.cfm).

Following is a list of congressionally directed spending items included in the Senate recommendation discussed in this report, along with the name of each Senator who submitted a request to the Committee of jurisdiction for each item so identified. Neither the Committee recommendation nor this report contains any limited tax benefits or limited tariff benefits as defined in rule XLIV.

CONGRESSIONALLY DIRECTED SPENDING ITEMS

Account	Project	Funding	Member
SUBCOMMITTEE ON ENERGY AND WATER DEVELOPMENT			
Corps of Engineers—Flood Control and Coastal Emergencies.	Mississippi Barrier Island Restoration	$489,000,000	Senators Cochran and Wicker
General Provisions	Upper Newport Bay, California		Senator Feinstein
SUBCOMITTEE ON DEPARTMENT OF HOMELAND SECURITY			
General Provision	Communications System, Mississippi		Senators Cochran and Wicker
General Provision	Katrina Reimbursement		Senator Cochran
SUBCOMMITTEE ON MILITARY CONSTRUCTION AND VETERANS AFFAIRS, AND RELATED AGENCIES			
Military Construction, Army	Mississippi Army Ammunition Plant Hurricane Damage Repair	$49,000,000	Senator Cochran
Military Construction, Navy	Vision Center of Excellence, Maryland	4,052,000	Senator Murray
SUBCOMMITTEE ON TRANSPORTATION AND HOUSING AND URBAN DEVELOPMENT AND RELATED AGENCIES			
Federal-aid Highway Program, Emergency Relief.	Devils Lake Roads, North Dakota		Senators Dorgan and Conrad

COMPARATIVE STATEMENT OF NEW BUDGET (OBLIGATIONAL) AUTHORITY ESTIMATES AND AMOUNTS RECOMMENDED IN THE BILL

[In thousands of dollars]

Doc. No.		Supplemental estimate	Committee recommendation	Committee recommendation compared with supplemental estimate (+ or −)
	TITLE I			
	DEPARTMENT OF AGRICULTURE			
	Foreign Agricultural Service			
111–27	Public Law 480 Title II Grants	300,000	.....	−300,000
—	(Overseas deployment and activities)	.....	700,000	+700,000
	GENERAL PROVISION			
	Agricultural Credit Insurance Fund Program Account:			
	Additional Loan authorizations:			
	Farm ownership loans:			
—	Direct	.....	(360,000)	(+360,000)
	Farm operating loans:			
—	Direct	.....	(225,000)	(+225,000)
	Additional Loan subsidies:			
	Farm ownership loans:			
—	Direct (emergency appropriations)	.....	22,860	+22,860
	Farm operating loans:			
—	Direct (emergency appropriations)	.....	26,530	+26,530
—	Rural Development mission (rescission emergency appropriations)	.....	−49,390	−49,390
	Total, Agricultural Credit Insurance Fund	.....	.....	.....
	(Loan authorization)	.....	(585,000)	(+585,000)
	Total, Title I	300,000	700,000	+400,000
	Appropriations	(300,000)	.....	(−300,000)
	Overseas deployment and activities	.....	(700,000)	(+700,000)
	Rescissions (emergency appropriations)	.....	(−49,390)	(−49,390)

	TITLE II			
	DEPARTMENT OF COMMERCE			
	Economic Development Administration			
—	Economic development assistance programs (emergency appropriations)	.....	40,000	+40,000
	DEPARTMENT OF JUSTICE			
	General Administration			
111–27	Salaries and expenses	30,000	.....	−30,000
—	(Overseas deployment and activities)	.....	30,000	+30,000
—	Detention trustee (overseas deployment and activities)	.....	60,000	+60,000
	Total, General Administration	30,000	130,000	+100,000
	Legal Activities			
111–27	Salaries and expenses, general legal activities	1,648	.....	−1,648
—	(Overseas deployment and activities)	.....	1,648	+1,648
111–27	United States Attorneys, Salaries and expenses	5,000	.....	−5,000
—	(Overseas deployment and activities)	.....	5,000	+5,000
—	(Emergency appropriations)	.....	10,000	+10,000
	Total, Legal Activities	6,648	16,648	+10,000
	United States Marshals Service			
—	Salaries and expenses (overseas deployment and activities)	.....	10,000	+10,000
	National Security Division			
111–27	Salaries and expenses	1,389	.....	−1,389
—	(Overseas deployment and activities)	.....	1,389	+1,389
	Federal Bureau of Investigation			
—	Salaries and expenses (emergency appropriations)	.....	35,000	+35,000
	Drug Enforcement Administration			
—	Salaries and expenses (overseas deployment and activities)	.....	20,000	+20,000
	Bureau of Alcohol Tobacco, Firearms and Explosives			
111–27	Salaries and expenses	4,000	.....	−4,000
—	(Overseas deployment and activities)	.....	14,000	+14,000

COMPARATIVE STATEMENT OF NEW BUDGET (OBLIGATIONAL) AUTHORITY ESTIMATES AND AMOUNTS RECOMMENDED IN THE BILL—Continued

[In thousands of dollars]

Doc. No.		Supplemental estimate	Committee recommendation	Committee recommendation compared with supplemental estimate (+ or −)
	Federal Prison System			
111–27	Salaries and expenses	5,038		−5,038
—	(Overseas deployment and activities)		5,038	+5,038
	Total, Department of Justice	47,075	192,075	+145,000
	Total, Title II	47,075	232,075	+185,000
	Appropriations	(47,075)		(−47,075)
	Emergency appropriations		(85,000)	(+85,000)
	Overseas deployment and activities		(147,075)	(+147,075)
	TITLE III			
	DEPARTMENT OF DEFENSE			
	Military Personnel			
111–27	Military Personnel, Army	10,195,106		−10,195,106
—	(Overseas deployment and activities)		11,455,777	+11,455,777
111–27	Military Personnel, Navy	1,354,782		−1,354,782
—	(Overseas deployment and activities)		1,565,227	+1,565,227
111–27	Military Personnel, Marine Corps	1,419,979		−1,419,979
—	(Overseas deployment and activities)		1,464,353	+1,464,353
111–27	Military Personnel, Air Force	1,390,554		−1,390,554
—	(Overseas deployment and activities)		1,469,173	+1,469,173
111–27	Reserve Personnel, Army	284,155		−284,155
—	(Overseas deployment and activities)		387,155	+387,155
111–27	Reserve Personnel, Navy	39,478		−39,478
—	(Overseas deployment and activities)		39,478	+39,478
111–27	Reserve Personnel, Marine Corps	29,179		−29,179
—	(Overseas deployment and activities)		29,179	+29,179
111–27	Reserve Personnel, Air Force	16,943		−16,943

—	(Overseas deployment and activities)	.....	14,943	+14,943
111–27	National Guard Personnel, Army	1,439,333	.....	−1,439,333
—	(Overseas deployment and activities)	.....	1,542,333	+1,542,333
111–27	National Guard Personnel, Air Force	17,860	.....	−17,860
—	(Overseas deployment and activities)	.....	46,860	+46,860
	Total, Military Personnel	16,187,369	18,014,478	+1,827,109
	Operation and Maintenance			
111–27	Operation & Maintenance, Army	14,119,401	.....	−14,119,401
—	(Overseas deployment and activities)	.....	13,933,801	+13,933,801
111–27	Operation & Maintenance, Navy	2,390,116	.....	−2,390,116
—	(Overseas deployment and activities)	.....	2,337,360	+2,337,360
	(Transfer out)	(−129,503)	.....	(+129,503)
111–27	Operation & Maintenance, Marine Corps	1,090,842	.....	−1,090,842
—	(Overseas deployment and activities)	.....	1,037,842	+1,037,842
111–27	Operation & Maintenance, Air Force	6,294,031	.....	−6,294,031
—	(Overseas deployment and activities)	.....	5,992,125	+5,992,125
111–27	Operation & Maintenance, Defense-Wide	5,667,483	.....	−5,667,483
—	(Overseas deployment and activities)	.....	5,065,783	+5,065,783
	(Transfer out)	(−30,000)	.....	(+30,000)
111–27	Operation & Maintenance, Army Reserve	115,017	.....	−115,017
—	(Overseas deployment and activities)	.....	110,017	+110,017
111–27	Operation & Maintenance, Navy Reserve	25,569	.....	−25,569
—	(Overseas deployment and activities)	.....	25,569	+25,569
111–27	Operation & Maintenance, Marine Corps Reserve	30,775	.....	−30,775
—	(Overseas deployment and activities)	.....	30,775	+30,775
111–27	Operation & Maintenance, Air Force Reserve	34,599	.....	−34,599
—	(Overseas deployment and activities)	.....	34,599	+34,599
111–27	Operation & Maintenance, Army National Guard	203,399	.....	−203,399
—	(Overseas deployment and activities)	.....	203,399	+203,399
	Subtotal, Operation and Maintenance	29,971,232	28,771,270	−1,199,962
111–27	Iraq Freedom Fund	415,000	.....	−415,000
111–27	Afghanistan Security Forces Fund	3,606,939	.....	−3,606,939
—	(Overseas deployment and activities)	.....	3,606,939	+3,606,939
—	Iraq Security Forces Fund (overseas deployment and activities)	.....	1,000,000	+1,000,000
111–27	Pakistan Counterinsurgency Capability Fund	400,000	.....	−400,000
—	(Overseas deployment and activities)	.....	400,000	+400,000

COMPARATIVE STATEMENT OF NEW BUDGET (OBLIGATIONAL) AUTHORITY ESTIMATES AND AMOUNTS RECOMMENDED IN THE BILL—Continued

[In thousands of dollars]

Doc. No.		Supplemental estimate	Committee recommendation	Committee recommendation compared with supplemental estimate (+ or −)
	Total, Operation and Maintenance	34,393,171	33,778,209	−614,962
	Procurement			
111–27	Aircraft Procurement, Army	762,604		−762,604
—	(Overseas deployment and activities)		315,684	+315,684
111–27	Missile Procurement, Army	767,141		−767,141
—	(Overseas deployment and activities)		737,041	+737,041
111–27	Procurement of Weapons and Tracked Combat Vehicles, Army	1,683,371		−1,683,371
—	(Overseas deployment and activities)		1,434,071	+1,434,071
111–27	Procurement of Ammunition, Army	230,075		−230,075
—	(Overseas deployment and activities)		230,075	+230,075
111–27	Other Procurement, Army	8,121,572		−8,121,572
—	(Overseas deployment and activities)		7,029,145	+7,029,145
111–27	Aircraft Procurement, Navy	600,999		−600,999
—	(Overseas deployment and activities)		754,299	+754,299
111–27	Weapons Procurement, Navy	99,540		−99,540
—	(Overseas deployment and activities)		31,403	+31,403
111–27	Procurement of Ammunition, Navy and Marine Corps	348,919		−348,919
—	(Overseas deployment and activities)		348,919	+348,919
111–27	Other Procurement, Navy	264,826		−264,826
—	(Overseas deployment and activities)		207,181	+207,181
111–27	Procurement, Marine Corps	1,638,386		−1,638,386
—	(Overseas deployment and activities)		1,658,347	+1,658,347
111–27	Aircraft Procurement, Air Force	2,378,818		−2,378,818
—	(Overseas deployment and activities)		2,064,118	+2,064,118
111–27	Missile Procurement, Air Force	57,416		−57,416
—	(Overseas deployment and activities)		49,716	+49,716
111–27	Procurement of Ammunition, Air Force	183,684		−183,684
—	(Overseas deployment and activities)		138,284	+138,284
111–27	Other Procurement, Air Force	1,834,953		−1,834,953
—	(Overseas deployment and activities)		1,910,343	+1,910,343

111–27	Procurement, Defense-Wide	197,068		−197,068
—	(Overseas deployment and activities)		237,868	+237,868
—	National Guard and Reserve Equipment (overseas deployment and activities)		500,000	+500,000
	Total, Procurement	19,169,372	17,646,494	−1,522,878
	Research, Development, Test and Evaluation			
111–27	Research, Development, Test & Evaluation, Army	73,734		−73,734
—	(Overseas deployment and activities)		71,935	+71,935
111–27	Research, Development, Test & Evaluation, Navy	144,536		−144,536
—	(Overseas deployment and activities)		141,681	+141,681
111–27	Research, Development, Test & Evaluation, Air Force	108,259		−108,259
—	(Overseas deployment and activities)		174,159	+174,159
111–27	Research, Development, Test and Evaluation, Defense-Wide	483,368		−483,368
—	(Overseas deployment and activities)		498,168	+498,168
	Total, Research, Development, Test and Evaluation	809,897	885,943	+76,046
	Revolving and Management Funds			
111–27	Defense Working Capital Fund, Army	443,200		−443,200
—	(Overseas deployment and activities)		443,200	+443,200
111–27	Defense Working Capital Fund, Air Force (overseas deployment and activities)		15,000	+15,000
111–27	Defense Working Capital Fund, Defense-Wide	403,526		−403,526
—	(Overseas deployment and activities)		403,526	+403,526
	Total, Revolving and Management Funds	846,726	861,726	+15,000
	Other Department of Defense Programs			
	Defense Health Program:			
111–27	Operation and maintenance	845,508		−845,508
—	(Overseas deployment and activities)		845,508	+845,508
111–27	Procurement	30,185		−30,185
—	(Overseas deployment and activities)		30,185	+30,185
111–27	Research and development	33,604		−33,604
—	(Overseas deployment and activities)		33,604	+33,604
	Total, Defense Health Program	909,297	909,297	
111–27	Drug Interdiction and Counter-Drug Activities, Defense	141,198		−141,198
—	(Overseas deployment and activities)		123,398	+123,398

COMPARATIVE STATEMENT OF NEW BUDGET (OBLIGATIONAL) AUTHORITY ESTIMATES AND AMOUNTS RECOMMENDED IN THE BILL—Continued

[In thousands of dollars]

Doc. No.		Supplemental estimate	Committee recommendation	Committee recommendation compared with supplemental estimate (+ or −)
	Joint Improvised Explosive Device Defeat Fund:			
111–27	Attack the Network	499,830		−499,830
—	(Overseas deployment and activities)		349,830	+349,830
111–27	Defeat the Device	607,389		−607,389
—	(Overseas deployment and activities)		457,389	+457,389
111–27	Train the Force	333,527		−333,527
—	(Overseas deployment and activities)		283,527	+283,527
111–27	Staff and infrastructure	26,000		−26,000
—	(Overseas deployment and activities)		26,000	+26,000
	Total, Joint IED Defeat Fund	1,466,746	1,116,746	−350,000
111–27	Mine Resistant Ambush Protection Vehicle Fund	2,693,000		−2,693,000
—	(Overseas deployment and activities)		4,243,000	+4,243,000
111–27	Office of the Inspector General	9,551		−9,551
—	(Overseas deployment and activities)		9,551	+9,551
	Total, Other Department of Defense Programs	5,219,792	6,401,992	+1,182,200
	Department of Defense General Provisions			
111–27	Sec. 302 Special DE transfer authority	(4,000,000)	(2,500,000)	(−1,500,000)
111–27	Additional transfer authority	(1,500,000)		(−1,500,000)
111–27	Sec. 304 Defense Cooperation Account	6,500		−6,500
—	(Overseas deployment and activities)		6,500	+6,500
111–27	Iraq Security Forces Fund	1,000,000		−1,000,000
	(rescission) (emergency)	−1,000,000		+1,000,000
111–27	Afghanistan Security Forces Fund	125,000		−125,000
111–27	(rescission) (emergency)	−125,000		+125,000
111–27	Fuel (rescission)	−2,900,000		+2,900,000
111–27	Classified (rescission)	−10,000		+10,000
111–27	Personnel: Army, Army Reserve, & Army National Guard	470,900		−470,900
111–27	Procurement, Army (rescission)	−470,900		+470,900

—	Sec. 308 Rescissions	.....	−4,571,836	−4,571,836
	Total, DOD General Provisions	−2,903,500	−4,565,336	−1,661,836
	Total, Title III	73,722,827	73,023,506	−699,321
	Appropriations	(78,228,727)	.....	(−78,228,727)
	Overseas deployment and activities	.....	(77,595,342)	(+77,595,342)
	Rescissions	(−3,380,900)	(−4,571,836)	(−1,190,936)
	Rescissions (emergency)	(−1,125,000)	.....	(+1,125,000)
	(Transfer out)	(−159,503)	.....	(+159,503)
	TITLE IV			
	DEPARTMENT OF DEFENSE—CIVIL			
	DEPARTMENT OF THE ARMY			
	Corps of Engineers—Civil			
—	Operation and maintenance (emergency appropriations)	.....	38,375	+38,375
	Flood Control and Coastal Emergencies (emergency appropriations)	.....	804,290	+804,290
	Total, Corps of Engineers—Civil	.....	842,665	+842,665
	DEPARTMENT OF ENERGY			
	Energy Programs			
	Strategic Petroleum Reserve			
111–27	Strategic Petroleum Reserve (by transfer)	(21,586)	.....	(−21,586)
—	(By transfer, emergency appropriations)	.....	(21,586)	(+21,586)
	(Transfer out)	.....	(−21,586)	(−21,586)
	National Nuclear Security Administration			
—	Weapons activities (overseas deployment and activities	.....	34,500	+34,500
111–27	Defense Nuclear Nonproliferation	89,500	.....	−89,500
—	(Overseas deployment and activities)	.....	55,000	+55,000
	Total, National Nuclear Security Administration.	89,500	89,500	.....
	Total, Title IV	89,500	932,165	+842,665
	Emergency appropriations	.....	(842,665)	(+842,665)
	Overseas deployment and activities	.....	(89,500)	(+89,500)

COMPARATIVE STATEMENT OF NEW BUDGET (OBLIGATIONAL) AUTHORITY ESTIMATES AND AMOUNTS RECOMMENDED IN THE BILL—Continued

[In thousands of dollars]

Doc. No.		Supplemental estimate	Committee recommendation	Committee recommendation compared with supplemental estimate (+ or −)
	(By transfer)	(21,586)	.....	(−21,586)
	(Transfer out)	.....	−21,586	−21,586
	(By transfer, emergency appropriations)	.....	(21,586)	(+21,586)
	TITLE V			
	DEPARTMENT OF THE TREASURY			
	Departmental Offices			
—	Salaries and expenses (emergency appropriations)	.....	4,000	+4,000
	EXECUTIVE OFFICE OF THE PRESIDENT AND FUNDS APPROPRIATED TO THE PRESIDENT			
111–27	National Security Council	2,936	.....	−2,936
—	(Overseas deployment & activities)	.....	2,936	+2,936
111–	Unanticipated needs for influenza	1,500,000	.....	−1,500,000
	Pandemic preparedness and response (emergency appropriations)	.....	1,500,000	+1,500,000
	Total, Executive Office of the President	1,502,936	1,502,936	.....
	THE JUDICIARY			
	Courts of Appeals, District Courts, and Other Judicial Services			
	Other salaries and expenses (overseas deployment and activities)	.....	10,000	+10,000
	OTHER INDEPENDENT AGENCIES			
	Securities and Exchange Commission			
—	Salaries and expenses (emergency appropriations)	.....	10,000	+10,000
	Total, Title V	1,502,936	1,526,936	+24,000
	Appropriations	(1,502,936)	.....	(−1,502,936)
	Emergency appropriations	.....	(1,514,000)	(+1,514,000)

	Overseas deployment and activities	.....	(12,936)	(+12,936)
	TITLE VI			
	DEPARTMENT OF HOMELAND SECURITY			
	Customs and Border Protection			
—	Salaries and expenses (overseas deployment and activities)	.....	46,200	+46,200
—	Air and marine interdiction, operations, maintenance and procurement (overseas deployment and activities)	.....	5,000	+5,000
	Total, Customs and Border Protection	.....	51,200	+51,200
	Immigration and Customs Enforcement			
—	Salaries and expenses (overseas deployment and activities)	.....	66,800	+66,800
	United States Coast Guard			
—	Operating expenses (overseas deployment and activities)	.....	139,503	+139,503
	Federal Emergency Management Agency			
—	State and local programs (overseas deployment and activities)	.....	30,000	+30,000
	GENERAL PROVISISONS			
—	Sec. 601 FEMA Disaster Relief (rescission of emergency appropriations)	.....	−100,000	−100,000
—	FEMA State and local programs (emergency appropriations)	.....	100,000	+100,000
	Total, Title VI	.....	287,503	+287,503
	Emergency appropriations	.....	(100,000)	(+100,000)
	Overseas deployment and activities	.....	(287,503)	(+287,503)
	(Rescission of emergency appropriations)	.....	−100,000	−100,000
	TITLE VII			
	DEPARTMENT OF THE INTERIOR			
	Department-wide Programs			
	Wildland fire management:			
111–27	Wildfire suppression and emergency rehabilitation.	50,000	.....	−50,000
—	(Emergency appropriations)	.....	50,000	+50,000

COMPARATIVE STATEMENT OF NEW BUDGET (OBLIGATIONAL) AUTHORITY ESTIMATES AND AMOUNTS RECOMMENDED IN THE BILL—Continued

[In thousands of dollars]

Doc. No.		Supplemental estimate	Committee recommendation	Committee recommendation compared with supplemental estimate (+ or −)
	DEPARTMENT OF AGRICULTURE			
	Forest Service			
	Wildland fire management:			
111–27	Wildfire suppression and emergency rehabilitation	200,000	.....	−200,000
—	(Emergency appropriations)	.....	200,000	+200,000
	Total, Title VII	250,000	250,000	.....
	Appropriations	(250,000)	.....	(−250,000)
	Emergency appropriations	.....	(250,000)	(+250,000)
	TITLE VIII			
	DEPARTMENT OF HEALTH AND HUMAN SERVICES			
	Administration for Children and Families			
—	Refugee and entrant assistance (overseas deployment & activities)	.....	82,000	+82,000
	DEPARTMENT OF EDUCATION			
—	Career and adult education (by transfer)	.....	(17,678)	(+17,678)
	Total, Title VIII	.....	82,000	+82,000
	(By transfer)	.....	(17,678)	(+17,678)
	TITLE IX			
	JOINT ITEMS			
	Capitol Police			
111–27	General expenses	71,606	71,606	.....

	CONGRESSIONAL BUDGET OFFICE			
—	Salaries and expenses	.....	2,000	+2,000
	Total, Title IX	71,606	73,606	+2,000
	TITLE X			
	DEPARTMENT OF DEFENSE			
111–27	Military construction, Army	1,229,731	.....	−1,229,731
—	(Overseas deployment & activities)	.....	1,229,731	+1,229,731
—	(Emergency appropriations)	.....	49,000	+49,000
—	(Rescission, emergency appropriations)	.....	−49,000	−49,000
111–27	Military construction, Navy and Marine Corps	239,031	.....	−239,031
—	(Overseas deployment & activities)	.....	243,083	+243,083
111–27	Military construction, Air Force	280,970	.....	−280,970
—	(Overseas deployment & activities)	.....	265,470	+265,470
—	Military construction, Defense-Wide	.....	181,500	+181,500
	Subtotal, Military construction	1,749,732	1,919,784	+170,052
111–27	North Atlantic Treaty Organization Security Investment program	100,000	.....	−100,000
—	(Overseas deployment & activities)	.....	100,000	+100,000
111–27	Department of Defense Base Closure Account 2005	263,300	.....	−263,300
—	(Overseas deployment & activities)	.....	230,900	+230,900
	Total, Title X	2,113,032	2,250,684	+137,652
	Appropriations	(2,113,032)	(181,500)	(−1,931,532)
	Emergency appropriations	.....	(49,000)	(+49,000)
	Overseas deployment and activities	.....	(2,069,184)	(+2,069,184)
	Rescissions (emergency appropriations)	.....	(−49,000)	(−49,000)
	TITLE XI			
	DEPARTMENT OF STATE			
	Administration of Foreign Affairs			
111–27	Diplomatic and consular programs	594,315	.....	−594,315
—	(Overseas deployment and activities)	.....	645,444	+645,444
111–27	Worldwide security protection	(117,983)	.....	(−117,983)
	(transfer out)	(−137,600)	.....	(+137,600)
111–27	Office of Inspector General, Special Inspector General for Afghanistan Reconstruction	7,201	.....	−7,201

COMPARATIVE STATEMENT OF NEW BUDGET (OBLIGATIONAL) AUTHORITY ESTIMATES AND AMOUNTS RECOMMENDED IN THE BILL—Continued

[In thousands of dollars]

Doc. No.		Supplemental estimate	Committee recommendation	Committee recommendation compared with supplemental estimate (+ or −)
—	(Overseas deployment and activities)	.....	22,200	+22,200
111–27	Embassy security, construction, and maintenance	898,728	.....	−898,728
—	(Overseas deployment and activities)	.....	820,500	+820,500
	Total, Administration of Foreign Affairs	1,500,244	1,488,144	−12,100
	International Organizations			
111–27	Contributions for international peacekeeping activities, current year	836,900	.....	−836,900
—	(Overseas deployment and activities)	.....	721,000	+721,000
	Total, International Organizations	836,900	721,000	−115,900
	Total, Department of State	2,337,144	2,209,144	−128,000
	INTERNATIONAL ASSISTANCE			
	Funds Appropriated to the President			
	United States Agency for International Development			
111–27	Operating expenses of the United States Agency for International Development	152,600	.....	−152,600
—	(Overseas deployment and activities)	.....	112,600	+112,600
111–27	Capital investment fund	48,500	.....	−48,500
—	(Overseas deployment and activities)	.....	48,500	+48,500
—	Office of Inspector General (overseas deployment and activities)	.....	3,500	+3,500
—	Global Health and Child Survival (overseas deployment and activities)	.....	50,000	+50,000
111–27	Development assistance	38,000	.....	−38,000
—	(Overseas deployment and activities)	.....	38,000	+38,000
111–27	International disaster assistance	200,000	.....	−200,000
—	(Overseas deployment and activities)	.....	245,000	+245,000
111–27	Economic Support Fund	2,874,500	.....	−2,874,500
—	(Overseas deployment and activities)	.....	2,828,000	+2,828,000
111–27	Assistance for Europe, Eurasia and Central Asia	242,500	.....	−242,500

—	(Overseas deployment and activities)	.....	230,000	+230,000
111–27	International narcotics control and law enforcement	389,500	.....	−389,500
—	(Overseas deployment and activities)	.....	393,500	+393,500
111–27	Migration and refugee assistance	293,000	.....	−293,000
—	(Overseas deployment and activities)	.....	345,000	+345,000
111–27	Nonproliferation, anti-terrorism, demining and related programs	122,000	.....	−122,000
—	(Overseas deployment and activities)	.....	102,000	+102,000
111–27	Peacekeeping operations	50,000	.....	−50,000
—	(Overseas deployment and activities)	.....	172,900	+172,900
111–27	International Military Education and Training	2,000	.....	−2,000
—	(Overseas deployment and activities)	.....	2,000	+2,000
111–27	Foreign Military Financing Program	98,400	.....	−98,400
—	(Overseas deployment and activities)	.....	98,000	+98,000
	Total, Funds Appropriated to the President	4,511,000	4,669,000	+158,000
	Total, Title XI	6,848,144	6,878,144	+30,000
	Appropriations	(6,848,144)	.....	(−6,848,144)
	Overseas deployment and activities	.....	(6,878,144)	(+6,878,144)
	TITLE XII			
	DEPARTMENT OF TRANSPORTATION			
	Office of the Secretary			
—	Payments to air carriers	.....	13,200	+13,200
	Federal Aviation Administration			
—	Grants-in-aid for airports (Airport and Airway Trust Fund (rescission of contract authority)	.....	−13,200	−13,200
	DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT			
	Public and Indian Housing			
—	Tenant-based rental assistance (emergency appropriations)	.....	30,000	+30,000
	Total, Title XII	.....	30,000	+30,000
	Appropriations	.....	(13,200)	(+13,200)
	Emergency appropriations	.....	(30,000)	(+30,000)
	Rescission of contract authority	.....	(−13,200)	(−13,200)

COMPARATIVE STATEMENT OF NEW BUDGET (OBLIGATIONAL) AUTHORITY ESTIMATES AND AMOUNTS RECOMMENDED IN THE BILL—Continued

[In thousands of dollars]

Doc. No.		Supplemental estimate	Committee recommendation	Committee recommendation compared with supplemental estimate (+ or −)
	TITLE XIII			
	OTHER MATTERS			
	INTERNATIONAL ASSISTANCE PROGRAMS			
	International Monetary Programs			
—	United States Quota, International Monetary Fund (overseas deployment and activities)	.....	.....	.....
111–	Loans to International Monetary Fund (overseas deployment and activities)	5,000,000	5,000,000	.....
	Total, Title XIII	5,000,000	5,000,000	.....
	Grand total	89,945,120	91,266,619	+1,321,499
	Appropriations	(89,451,020)	(268,306)	(−89,182,714)
	Emergency appropriations	.....	(2,920,055)	(+2,920,055)
	Overseas deployment and activities	(5,000,000)	(92,861,684)	(+87,861,684)
	Rescissions	(−3,380,900)	(−4,571,836)	(−1,190,936)
	Rescissions (emergency appropriations)	(−1,125,000)	(−198,390)	(+926,610)
	Rescission of contract authority	.....	(−13,200)	(−13,200)
	(By transfer)	(21,586)	(17,678)	(−3,908)
	(By transfer, emergency appropriations)	.....	(21,586)	(+21,586)
	(Transfer out)	(−297,103)	(−21,586)	(+275,517)

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