

PROVIDING FOR FURTHER CONSIDERATION OF THE BILL (H.R. 2810) TO AUTHORIZE APPROPRIATIONS FOR FISCAL YEAR 2018 FOR MILITARY ACTIVITIES OF THE DEPARTMENT OF DEFENSE AND FOR MILITARY CONSTRUCTION, TO PRESCRIBE MILITARY PERSONNEL STRENGTHS FOR SUCH FISCAL YEAR, AND FOR OTHER PURPOSES

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JULY 13 (legislative day, JULY 12), 2017.—Referred to the House Calendar and ordered to be printed

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Mr. BYRNE, from the Committee on Rules,  
submitted the following

## R E P O R T

[To accompany H. Res. 440]

The Committee on Rules, having had under consideration House Resolution 440, by a record vote of 8 to 2, report the same to the House with the recommendation that the resolution be adopted.

### SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for further consideration of H.R. 2810, National Defense Authorization Act for Fiscal Year 2018, under a structured rule. The resolution provides for no further general debate. The resolution makes in order only those further amendments printed in this report and amendment en bloc described in section 3 of the resolution. The amendments made in order may be offered only in the order printed in this report, may be offered only by a Member designated in this report, shall be considered as read, shall be debatable for the time specified in this report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. The resolution waives all points of order against the amendments printed in this report or against amendments en bloc described in section 3 of the resolution.

Section 3 of the resolution provides that the chair of the Committee on Armed Services or his designee may offer amendments en bloc at any time consisting of amendments printed in this report not earlier disposed of. Amendments en bloc shall be considered as read, shall be debatable for 20 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Armed Services or their designees, shall not be subject

to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. The resolution provides one motion to recommit with or without instructions.

#### EXPLANATION OF WAIVERS

The waiver of all points of order against amendments printed in this report or against amendments en bloc described in section 3 of the resolution includes a waiver of clause 4 of Rule XXI, which prohibits a committee not having jurisdiction to report appropriations from reporting an appropriation. While amendment #116, by Rep. Hunter (R-CA) violates Clause 4, in doing so it makes a technical correction to a drafting error in the bill as reported by the Committee on Armed Services.

#### COMMITTEE VOTES

The results of each record vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

##### *Rules Committee record vote No. 71*

Motion by Mr. McGovern to make in order and provide the appropriate waivers to amendment #165, offered by Rep. McGovern (MA) and Rep. Welch (VT) and Rep. Garamendi (CA) and Rep. Lee (CA) and Rep. Massie (KY) and Rep. Jones (NC) and Rep. Kildee (MI), which requires Presidential determination and Congressional action to increase levels of U.S. troops deployed in Afghanistan after September 30, 2017. Defeated: 2–8

Majority Members	Vote	Minority Members	Vote
Mr. Cole .....		Ms. Slaughter .....	
Mr. Woodall .....	Nay	Mr. McGovern .....	Yea
Mr. Burgess .....	Nay	Mr. Hastings of Florida .....	
Mr. Collins .....	Nay	Mr. Polis .....	Yea
Mr. Byrne .....	Nay		
Mr. Newhouse .....	Nay		
Mr. Buck .....	Nay		
Ms. Cheney .....	Nay		
Mr. Sessions, Chairman .....	Nay		

##### *Rules Committee record vote No. 72*

Motion by Mr. Polis to make in order and provide the appropriate waivers to amendment #244, offered by Rep. Polis (CO) and Rep. Quigley (IL), which directs the Secretary of Defense to conduct a study on the impact of the FDA's policies restricting blood donations from men who have sex with men on the readiness of the Armed Forces and the blood supply of military medical treatment facilities. Defeated: 2–8

Majority Members	Vote	Minority Members	Vote
Mr. Cole .....	Nay	Ms. Slaughter .....	
Mr. Woodall .....	Nay	Mr. McGovern .....	Yea
Mr. Burgess .....	Nay	Mr. Hastings of Florida .....	
Mr. Collins .....	Nay	Mr. Polis .....	Yea
Mr. Byrne .....	Nay		
Mr. Newhouse .....	Nay		
Mr. Buck .....			

Majority Members	Vote	Minority Members	Vote
Ms. Cheney .....	Nay		
Mr. Sessions, Chairman .....	Nay		

*Rules Committee record vote No. 73*

Motion by Mr. Polis to strike amendment #315 offered by Representative Hartzler from the list of amendments made in order, which prohibits medical treatment by the Department of Defense relating to gender transition. Defeated: 2–8

Majority Members	Vote	Minority Members	Vote
Mr. Cole .....	Nay	Ms. Slaughter .....	.....
Mr. Woodall .....	Nay	Mr. McGovern .....	Yea
Mr. Burgess .....	Nay	Mr. Hastings of Florida .....	.....
Mr. Collins .....	Nay	Mr. Polis .....	Yea
Mr. Byrne .....	Nay		
Mr. Newhouse .....	Nay		
Mr. Buck .....	.....		
Ms. Cheney .....	Nay		
Mr. Sessions, Chairman .....	Nay		

*Rules Committee record vote No. 74*

Motion by Mr. Woodall to report the rule. Adopted: 8–2

Majority Members	Vote	Minority Members	Vote
Mr. Cole .....	Yea	Ms. Slaughter .....	.....
Mr. Woodall .....	Yea	Mr. McGovern .....	Nay
Mr. Burgess .....	Yea	Mr. Hastings of Florida .....	.....
Mr. Collins .....	Yea	Mr. Polis .....	Nay
Mr. Byrne .....	Yea		
Mr. Newhouse .....	Yea		
Mr. Buck .....	.....		
Ms. Cheney .....	Yea		
Mr. Sessions, Chairman .....	Yea		

SUMMARY OF THE AMENDMENTS MADE IN ORDER

1. Garamendi (CA), Hunter (CA), Courtney (CT): Strikes section 123 regarding icebreaker vessels. (10 minutes)

2. Hudson (NC): Restricts the funds available for the enhanced multi mission parachute system until the Secretary of the Navy submits a certification of need for the system and a report which addresses cost and safety concerns. (10 minutes)

3. Buck (CO): Requires the DOD to complete a cost competitiveness calculation ensuring that the Department does not purchase alternative fuels unless they are as cost effective as traditional fuels. Research on alternative fuels is allowed to continue. (10 minutes)

4. Perry (PA), Buck (CO): Strikes section 336, relating to climate change. (10 minutes)

5. Gosar (AZ): Directs that any determination of prevailing wage pursuant to this Act, shall be conducted by the Secretary of Labor using surveys carried out by the Bureau that use proper random statistical sampling techniques. (10 minutes)

6. Rooney, Tom (FL), Murphy, Stephanie (FL), Kinzinger (IL), Maloney, Sean (NY): Strikes Sec. 541 which prohibits student-athletes graduating from service academies from seeking a deferment

of service in order to pursue professional athletic careers. (10 minutes)

7. Keating (MA), Thompson, Glenn (PA): Authorizes the Secretary of Defense to use Defense Health Program funds for testing ticks for tick-borne diseases. (10 minutes)

8. Buck (CO): Prohibits the use of funds to designate or expand national heritage areas in southeast Colorado counties. (10 minutes)

9. Poe (TX), Cuellar (TX): Directs the Secretary of Defense to give preference to State and Federal agencies who conduct border security functions for distribution of surveillance unmanned aerial vehicles including the MQ-9 Reaper, the Aerostat radar system; night-vision goggles; and Humvees as part of the DOD's Excess Property Program (1033 program). (10 minutes)

10. Hartzler (MO): Prohibits funds for medical treatment (other than mental health treatment) related to gender transition to a person entitled to medical care under chapter 55 of title 10, U.S. code. (10 minutes)

11. Cheney (WY): Requires a plan to enhance the extended deterrence and assurance capabilities of the United States in the Asia-Pacific region. (10 minutes)

12. Cole (OK): Directs the President to provide to Congress a strategy and a budgetary analysis needed to defeat Al-Qaeda, the Taliban, The Islamic State of Iraq and ISIS, no later than 30 days after final passage. The report shall include an analysis of the Authorization for Use of Military Force (AUMF) and the legal framework to accomplish the strategy described. (30 minutes)

13. Franks (AZ): Requires the Secretary of Defense to conduct strategic assessments of the use of violent or unorthodox Islamic religious doctrine to support extremist or terrorist messaging and justification. (10 minutes)

14. Cheney (WY): Prevents reductions of ICBMs below the levels set by the New START Treaty. (10 minutes)

15. Lamborn (CO): Normalizes the operational test and evaluation process for the ballistic missile defense system by conforming the condition for proceeding beyond low-rate initial production in line with all other major defense acquisition programs. (10 minutes)

16. DesJarlais (TN): Requires National Nuclear Security Administration to provide Congress with a list of unfunded requirements. (10 minutes)

17. Frankel (FL), Byrne (AL): Classifies a vessel being repaired or dismantled to be a "recreational vessel" if the vessel shares elements of design and construction of traditional recreational vessels and is not normally engaged in a military or commercial undertaking when operating. (10 minutes)

18. Hunter (CA), Wilson (FL): Addresses forum selection for claims from foreign maritime crews. (10 minutes)

19. Poliquin (ME): Amends section 126 to exclude FY16 DDG-51s from bill provision's retroactive (or retroactive Flight 3) requirement and make it clear the Navy should bear contractual burden for majority of risk on initial FY17 DDG-51 Flight 3 ship construction. (10 minutes)

20. Larsen, Rick (WA), Kilmer (WA): Strikes section 211(d) and replaces with (1) requirement that commercial aircraft acquisition

for PAR be conducted pursuant to a fixed price contract and (2) analysis of potential additional fixed price contracts during EMD phase. (10 minutes)

21. Lujan Grisham (NM): Requires the DOD, in coordination with DOE, to conduct a pilot program among defense laboratories, national laboratories, and private entities to facilitate the licensure, transfer, and commercialization of innovative technologies. (10 minutes)

22. Loeb sack (IA), Jones (NC): Requires the Secretary of Defense to perform an assessment of the Science, Technology, Engineering, and Math, as well as Maintenance and Manufacturing (STEM(MM)) workforce for organizations within the DOD, identify the types and quantities of STEM(MM) jobs needed to support future mission work, and identify a plan of action to address the STEM(MM) jobs gap. (10 minutes)

23. Castro (TX): Incorporates a DoD recommendation which would allow nonprofit research institutions to enter into prototype projects with DoD without having to participate in cost sharing. (10 minutes)

24. Meng (NY), Crowley (NY), Suozzi (NY), Jeffries (NY), Rice, Kathleen (NY): Authorizes the Jet Noise Reduction Program within the Office of Naval Research. (10 minutes)

25. Fitzpatrick (PA): Directs the Secretary of Defense to implement a process to coordinate annual research requests between all services and offices under Department of Defense in order to maximize the benefit of each request and minimize duplication. (10 minutes)

26. Norman (SC): Directs the Comptroller General to review Department of Defense Cost Models used in making personnel decisions. (10 minutes)

27. McKinley (WV), Napolitano (CA): Increases the National Guard Youth Challenge Program by \$25 million and decreases by the same amount Operations and Maintenance, Defense-wide. (10 minutes)

28. Meng (NY): Requires a report from the Secretary of Defense regarding the design, material, sizing, price, availability, quality, and utility of maternity uniforms for pregnant members of the military in response to concerns raised by last year's Defense Advisory Committee on Women in the Services Report. (10 minutes)

29. Cartwright (PA): Directs the Under Secretary of Defense for Acquisition, Technology and Logistics to provide a briefing to the Congressional Defense Committees on the status of the formal process to provide Government agencies outside the Department of Defense with information on the availability of surplus, serviceable ammunition for the purpose of reducing the overall storage and disposal costs related to such ammunition. (10 minutes)

30. Perry (PA), Jones (NC): Reduces required percentage of dual status conversions to 4.8. (10 minutes)

31. Herrera-Beutler (WA), Tsongas (MA): Codifies and expands existing requirements from the National Defense Authorization Act for Fiscal Year 2015 that each military service establish a process by which alleged survivors of sexual assault may challenge the terms or characterization of their discharge or separation from the armed forces. (10 minutes)

32. Watson Coleman (NJ): Requires the Secretary of Defense to implement changes to the Army National Guard and Army Reserve's sexual assault prevention and response programs in areas such as staffing, budget management, and investigation timeliness. (10 minutes)

33. Jenkins, Evan (WV): Increases the National Guard Counter-Drug account by \$10 million with an equal offset. (10 minutes)

34. Gowdy (SC): Adds the Committee on Oversight and Government Reform to the list of committees receiving the Department of Defense's recommendations regarding the employment, use, and status of military technicians in the National Guard. (10 minutes)

35. Crawford (AR): Designates the Explosive Ordnance Disposal Corps as a basic branch of the Army. (10 minutes)

36. Kildee (MI): Allows the DoD to provide additional training to service members to counter Russian propaganda, disinformation and cyber measures designed to influence members of the military. (10 minutes)

37. Taylor (VA): Expands education opportunities for service members to include pursuit of credentials valued by the services or by civilian employers. (10 minutes)

38. Smucker (PA), Gottheimer (NJ), Sinema (AZ): Expands the eligibility for the United Services Military Apprenticeship Program (USMAP) to include any member of the uniformed services. (10 minutes)

39. Meng (NY): Enhances the hours of operation of DOD childcare development centers and establishes childcare coordinators for military installations. (10 minutes)

40. Meadows (NC), Gabbard (HI): Makes all those who participated in the S.S. Mayaguez rescue operation eligible for the Vietnam Service Medal. (10 minutes)

41. Lance (NJ), Pascrell (NJ): Requires each military department to carry out a program for awarding medals and other commendations to military working dogs and/or their handlers. (10 minutes)

42. Graves, Garret (LA): Awards the Vietnam Service Medal to all veterans who participated in Operation End Sweep during the Vietnam War. (10 minutes)

43. McGovern (MA), Emmer (MN): Requires the Secretary of Defense to design and produce a military service medal to honor retired and former members of the Armed Forces who are radiation-exposed veterans (Atomic Veterans). (10 minutes)

44. Soto (FL), Bera (CA): Expedites the replacement of military decorations for veterans of World War II and the Korean War. (10 minutes)

45. Heck, Denny (WA): Automates interest rate limitations under the Servicemembers Civil Relief Act. (10 minutes)

46. Esty (CT): Requires the Secretary of Defense in consultation with the Secretary of Veterans Affairs to issue a report on possible improvements to processing retirements and medical discharges. The report shall address: the feasibility of requiring members of the armed forces to apply for Veterans Affairs benefits before members complete discharge from the armed forces, requiring members to undergo compensation and benefits examinations, and a review of possible improvements to the timeliness of the process for transitioning members who undergo medical discharge to care provided by the Secretary of Veterans Affairs. (10 minutes)

47. Mast (FL), Crawford (AR), Correa (CA), Barr (KY), Stivers (OH): Establishes an “Oath of Exit”. Members of the military may take this oath upon separation from service to maintain a personal stake in the mental health of their fellow veterans into civilian life. (10 minutes)

48. Watson Coleman (NJ): Extends reporting requirements regarding diversity inclusion in military leadership for 5 years. (10 minutes)

49. Plaskett, (VI): Converts the Overseas Housing Allowance to Basic Housing Allowance for the US Virgin Islands. (10 minutes)

50. Donovan (NY): Requires the Secretary of Defense to reevaluate the basic housing allowance for the Military Housing area that includes Staten Island, New York. (10 minutes)

51. Trott (MI), LoBiondo (NJ), Beyer (VA), Bera (CA): Directs the Department of Defense to provide states with non-classified information about its training programs, so states can evaluate if this training meets state occupational licensing requirements. It would further provide that service members be provided with certificates for successfully completed training so they can present them to participating states for occupational licenses. (10 minutes)

52. Courtney (CT), Shea-Porter (NH): Allows members of the National Guard and Reserves to seek treatment at the VA for Military Sexual Trauma regardless of their duty status. (10 minutes)

53. Schneider (IL), Shea-Porter (NH): Requires DOD providers who prescribe opioids for pain management to complete 12 hours of training every three years on pain management treatment guidelines and best practices, early detection of opioid use disorder, and the treatment and management of patients with opioid use disorder. (10 minutes)

54. Bera (CA): Requires a report from the Defense Department on its activities and priorities with respect to infectious disease. (10 minutes)

55. Kuster, Ann (NH), Brownley (CA), Takano (CA), Sablan (MP), Bera (CA), Walz (MN): Allows DoD to support VA in their adoption of an Electronic Health Record System and to require DoD and VA to jointly submit annual reports to Congress on their progress in developing a fully interoperable health record. (10 minutes)

56. Jackson Lee (TX): Calls for increased collaboration with NIH to combat Triple Negative Breast Cancer. (10 minutes)

57. Soto (FL), Shea-Porter (NH): Encourages the transition of military medical professionals into employment with the Veterans Health Administration upon discharge or separation from the Armed Forces. (10 minutes)

58. Conaway (TX), Suozzi (NY): Repeals subsection 190(f) of title 10, United States Code, to ensure a consistent approach is used to determine when qualified private auditors should conduct incurred cost audits for Department of Defense contracts. (10 minutes)

59. Pittenger (NC): Prohibits DOD from contracting with telecom firms found by ODNI to be complicit with DPRK cyberattacks. (10 minutes)

60. DeSantis (FL): Requires an assessment on procurement from Chinese companies providing support to the Democratic People’s Republic of Korea and authorizes the Secretary of Defense to terminate contracts based on a determination informed by the assessment. (10 minutes)

61. Velázquez (NY): Adds the threshold for construction contracts that must be bonded under the Miller Act as an exclusion, since increasing this threshold exposes more small construction businesses to loss of payment protection on federal construction projects. (10 minutes)

62. Murphy, Stephanie (FL): Authorizes Procurement Technical Assistance Centers, established pursuant to the Procurement Technical Assistance Program administered by the Defense Logistics Agency, to assist eligible small business owners in pursuing opportunities during all phases of the Small Business Innovation Research and Small Business Technology Transfer programs, which enable small businesses to engage in federal research and development that has the potential for commercialization. (10 minutes)

63. Fitzpatrick (PA): Directs the Secretary of Defense to raise the priority of completing DOD Directive 2310.07E in order to clarify processes and efficiencies in recovering the remains of heroes missing in action, via the POW/MIA Accounting Agency. (10 minutes)

64. Soto (FL): Requires the Secretary of Defense to brief the House Armed Services Committee on a strategy to ensure that there is sufficient expertise, oversight, and policy direction on developmental test and evaluation within the Office of the Secretary of Defense after the completion of the reorganization of such Office required under section 901 of Public Law 114–328. (10 minutes)

65. Schiff (CA): Expresses a sense of Congress that in the interest of justice and efficiency, military judges should provide victims of terrorism and their families the opportunity to provide recorded testimony. (10 minutes)

66. Schiff (CA): Allows military judges to use video conferencing to improve efficiencies of military commissions. (10 minutes)

67. Schiff (CA): Requires proceedings for military commissions to be publicly available on the internet. (10 minutes)

68. Kildee (MI): Requires the Administration to articulate projected casualties and costs associated with the deployments of members of the Armed Force to Afghanistan as well as the objectives of said deployments and a timeline to achieve these objectives. (10 minutes)

69. Delaney (MD): Limits funds that support the closure of a bio-safety level 4 lab until the federal agencies who rely on the lab have certified to Congress that the closure will not negatively affect biodefense capabilities. (10 minutes)

70. Comstock (VA), Lowenthal (CA), Ellison (MN), Jones (NC), Moulton (MA), Sinema (AZ), Takano (CA), Welch (VT): Strikes language regarding the elimination of the STARBASE Report, and adds the STARBASE Report to the list of 'Preservation of Certain Additional Reports.' (10 minutes)

71. Carbajal (CA): Strikes language that would remove a National Guard Youth Challenge Report. (10 minutes)

72. Gottheimer (NJ): Strikes the language that eliminates an annual report to Congress on support to law enforcement agencies conducting counter-terrorism activities. (10 minutes)

73. Fitzpatrick (PA), Meehan (PA), Boyle (PA), Kildee (MI), Shear-Porter (NH), Kuster, Ann (NH): Directs the Secretary of Defense to conduct a study on the related health effects of exposure to PFOS/PFOA at military installations. (10 minutes)



74. Boyle (PA), Fitzpatrick (PA), Shea-Porter (NH): Expresses the sense of Congress that it is in the national security interest of the Department of Defense to assist Ukraine to improve its cybersecurity capabilities. (10 minutes)

75. Johnson, Eddie Bernice (TX): Requires the Secretary of the Army to construct a memorial marker at Arlington National Cemetery to honor the three astronauts who died in the Apollo 1 spacecraft fire. (10 minutes)

76. Wilson, Joe (SC), Franks (AZ): Requires the President to submit a comprehensive, interagency strategy for countering violent extremist groups that pose a threat to the United States or its interests. (10 minutes)

77. Thornberry (TX): Requires a comprehensive report on defense industrial base vulnerabilities and the concentration of purchases. Also creates a database of certain transactions and purchases involving foreign persons. (10 minutes)

78. Moulton (MA), Wenstrup (OH), Walz (MN), Shea-Porter (NH), Gallagher (WI), Rosen (NV), Sessions (TX): Establishes Congressional Charter to enable Spirit of America to assist the Department of Defense to utilize donated assistance to meet needs and support of U.S. missions abroad. (10 minutes)

79. Connolly (VA): Directs the Secretary of Defense to conduct a review of existing DoD policy on DoD civilian employee air travel to and from Afghanistan in order to explore commercial or alternative air travel for DoD civilian employees. (10 minutes)

80. Davidson (OH): Requires collaboration between FAA and DOD on unmanned aircraft systems research and development of standards and policies. (10 minutes)

81. Rohrabacher (CA), Poe (TX): Adds a stipulation requiring that, prior to the disbursement of certain funds, the Secretary of Defense certify to Congress that Pakistan is not using its military or any funds or equipment provided by the United States to persecute minority groups seeking political or religious freedom. (10 minutes)

82. Poe (TX), Rohrabacher (CA): Adds an additional certification criteria required for waiving coalition support funds to Pakistan. The new addition requires the Secretary of Defense to certify Pakistan is not providing military, financial, or logistical support to specially designated global terrorists operating in Afghanistan or Pakistan. (10 minutes)

83. Moore, Gwen (WI): Requires the U.S. strategy on Syria to identify State Department and Defense Department funding by year to implement it, to identify the legal authority for U.S. forces in Syria to accomplish military objectives. Requires a separate assessment of how the humanitarian situation in Syria affects the achievement of U.S. goals, including how the U.S. intends to respond to the humanitarian crisis including aiding Syrian refugees and internally displaced persons. (10 minutes)

84. Nolan (MN): Prohibits the use of funds authorized by this Act to be made available to deploy members of the Armed Forces to participate in the ongoing civil war in Yemen. (10 minutes)

85. Lujan Grisham (NM): Requires the Secretary of the Air Force to brief the House and Senate Armed Services Committees, the House Oversight and Government Reform Committee, and the Sen-

ate Homeland Security and Government Affairs Committee on efforts to increase diversity in the civilian workforce. (10 minutes)

86. Gallego (AZ): Requires reporting on deployments of US forces to Syria (10 minutes)

87. Lamborn (CO), Roskam (IL), Zeldin (NY), Rosen (NV), Sherman (CA): Requires a report from the President, along with the Secretary of Defense, the Secretary of State, and the Director of National Intelligence, regarding the use by the Government of Iran of commercial aircraft and related services for illicit activities. (10 minutes)

88. Nolan (MN): Prohibits funding from the Counter-ISIS Train & Equip Fund to recipients that the Secretary of Defense has reported as having previously misused provided training or equipment. (10 minutes)

89. Engel (NY), Aderholt (AL): Requires a report to Congress on the defense and security relationship between Serbia and the Russian Federation. (10 minutes)

90. Cheney (WY): Requires a report from the President on options available in response to a failure by Russia to achieve reductions required by the New START Treaty by February 5th, 2018. (10 minutes)

91. Walker (NC): Requires DoD to submit a report to Congress on bilateral ports of call with Taiwan. (10 minutes)

92. Engel (NY): Requires notification to Congress when changes are made to previously reported legal or policy frameworks guiding national security operations. (10 minutes)

93. Lieu (CA), Gallego (AZ), Clarke (NY): Requires a report from the Secretary of Defense and Secretary of State on the extent to which Saudi Arabia is abiding by its commitments in Yemen, including adherence to the U.S.-provided No Strike List and improving its targeting capabilities to avoid civilians. (10 minutes)

94. Crowley (NY), Chabot (OH), Shea-Porter (NH): Expresses the sense of Congress that respect for human rights should be part of United States policy. (10 minutes)

95. Gallagher (WI): Requiring an assessment of US security and defense implications of China's expanding global access. (10 minutes)

96. Yoho (FL), DesJarlais (TN): Normalizes the transfer of defense articles and defense services to Taiwan. (10 minutes)

97. Duncan (SC): Establishes a Sense of Congress that the security, stability, and prosperity of the Western Hemisphere region are vital to U.S. national interests; the U.S. should ensure an appropriate forward presence in the region and build partner capacity; DOD should commit additional assets and increase investments to the region; and DOD should engage the region by strengthening relations to address shared challenges. (10 minutes)

98. Bishop, Mike (MI): Expresses the Sense of Congress that the President should call on NATO allies to fulfill their mutual defense commitments, should call on NATO allies to secure national and regional security interests, and should recognize NATO allies who are achieving those objectives. (10 minutes)

99. Kelly (PA): Prohibits funds from being used to implement the UN Arms Trade Treaty unless the Senate approves a resolution of ratification for the Treaty and implementing legislation for the Treaty has been enacted into law. (10 minutes)

100. Engel (NY), Royce (CA): Requires the Secretary of Defense to designate an existing Department of Defense employee as responsible for coordinating the Department's existing obligations to protect cultural heritage. (10 minutes)

101. Soto (FL): Requires the Secretary of Defense, the Chairman of the Joint Chiefs of Staff, the Secretary of Energy, and the Secretary of State to jointly submit to Congress a report on space-based nuclear detection. (10 minutes)

102. Fitzpatrick (PA): Directs the Secretary of Defense to define "deterrence" in a cyber operations landscape, and assess how this definition affects the overall cyber operations strategy in the Department of Defense. (10 minutes)

103. Franks (AZ), Lamborn (CO): Updates some of the balance of funds to the Israeli Missile Defense would enable the Israelis to spend funding authorized in the bill on procurement and RDTE. (10 minutes)

104. Lamborn (CO), Kinzinger (IL), Hunter (CA), Franks (AZ), Wilson, Joe (SC): Requires Initial Operational Capability of a boost phase ballistic missile defense capability by Dec. 31, 2020. (10 minutes)

105. Young, Don (AK), Franks (AZ): Promotes an integrated, layered ballistic missile defense system incorporating THAAD, Aegis Ballistic Missile Defense, Aegis Ashore, and Patriot Air and Missile Defense Systems, as well as authorizing additional GBIs, and accelerating the completion of the EIS for an interceptor site on the East Coast and in the Midwest of the U.S. Missile Defense Testing. (10 minutes)

106. Hunter (CA): Amends section 1696 by striking an exception to 10 U.S.C. § 2377 and adding a certification requirement. (10 minutes)

107. Rogers (AL): Amends the bill for construction of the previously authorized AEGIS Ashore Missile Defense Complex at Redzikowo Base, Poland, the Secretary of the Navy may construct a 6,180 square meter multipurpose facility, for the purposes of providing additional berthing space on board the installation. (10 minutes)

108. Simpson (ID): Authorizes the Secretary of the Air Force to convey to the City of Mountain Home, Idaho approximately 4.25 miles of railroad spur near the Mountain Home Air Force Base, Idaho for economic development. (10 minutes)

109. Bishop, Rob (UT): Removes certain deed restrictions and reversions associated with conveyance of property of former Defense Depot Ogden, Utah. (10 minutes)

110. Bustos (IL), Gosar (AZ), Loeb sack (IA), Jones (NC): Requires the Secretary of Defense to certify that there is not suitable space in an existing military installation before they buy or lease space valued at over \$750k annually. (10 minutes)

111. Brat (VA): Creates a process for foreign governments to petition DOD to return surplus property to that government. Savings are available for readiness programs. (10 minutes)

112. Rice (SC): This amendment would require the Secretary of Defense to issue modifications to all relevant construction and facilities specifications to ensure that machine-room less elevators are not prohibited in buildings and facilities throughout the Department of Defense. The Secretary shall promulgate interim

standards making these specification changes not later than 180 days after enactment, and final standards not later than 1 year after enactment. (10 minutes)

113. Luján (NM), Lujan Grisham (NM), Pearce (NM): Requires the Administrator for Nuclear Security to report on the recommended alternative for the recapitalization of plutonium science and production capabilities; requires certification by the Department of Defense that the recommended alternative is acceptable; and requires the Government Accountability Office to review the analysis of alternatives. (10 minutes)

114. Larsen, Rick (WA): Requires development of a plan for verification and monitoring relating to the potential proliferation of nuclear weapons and their components, and fissile material. (10 minutes)

115. Carbajal (CA): Requires the Secretary of Energy in consultation with the Department of State to develop a plan to further minimize the use of highly-enriched uranium for medical isotopes. (10 minutes)

116. Hunter (CA), Garamendi (CA), Curbelo (FL), Soto (FL): Provides additional resources for the Coast Guard's retirement account. The amendment also exposes foreign owners and operators of oil production facilities to liability for cleanup costs and damages from oil spills that threaten or cause damage in the United States. (10 minutes)

117. Moulton (MA): Requires a comprehensive political and military strategy for U.S. involvement in Syria and enumerates specific reporting requirements due within 90 days of enactment. (10 minutes)

118. Langevin (RI), Delaney (MD): Requires a report regarding the mission continuity of the National Biodefense Analysis and Countermeasures Center. (10 minutes)

119. Comstock (VA): Expresses the sense of Congress stating that the federal government should ensure that in its actions it does not unduly or artificially distort competition in the market for new commercial satellite servicing activities. (10 minutes)

120. Davidson (OH): Prohibits use of funds for military operations in Yemen outside of the scope of the 2001 AUMF. (10 minutes)

121. Marino (PA): Requires a report to be made by the Secretary of Defense to the congressional defense committees on the procurement of tungsten and tungsten powders. (10 minutes)

122. Tenney (NY), Lipinski (IL), Jones (NC), Katko (NY), Brooks (AL): Reinstates the Berry Amendment's longstanding domestic sourcing requirement for stainless steel flatware and provides for a one year phase-in period. (10 minutes)

#### TEXT OF AMENDMENTS MADE IN ORDER

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GARAMENDI OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Strike section 123.

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2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HUDSON OF NORTH CAROLINA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title I, add the following new section:

**SEC. 1. LIMITATION ON AVAILABILITY OF FUNDS FOR THE ENHANCED MULTI MISSION PARACHUTE SYSTEM.**

(a) **LIMITATION.**—None of the funds authorized to be appropriated by this Act or otherwise made available for the Department of Defense for fiscal year 2018 for the enhanced multi mission parachute system may be used to enter into, or to prepare to enter into, a contract for the procurement of such parachute system until the date on which the Secretary of the Navy submits to the congressional defense committees the certification described in subsection (b) and the report described in subsection (c).

(b) **CERTIFICATION.**—The certification described in this subsection is a certification by the Secretary of the Navy that—

(1) neither the Marine Corps' currently fielded enhanced multi mission parachute system nor the Army's RA-1 parachute system meet the Marine Corps requirements;

(2) the Marine Corps' PARIS, Special Application Parachute does not meet the Marine Corps requirements;

(3) the testing plan for the enhanced multi mission parachute system meets all regulatory requirements; and

(4) the Department of the Navy has performed an analysis and determined that a high glide canopy parachute system is not more prone to malfunctions than the currently fielded free fall parachute systems.

(c) **REPORT.**—The report described in this subsection is a report that includes—

(1) an explanation of the rationale for using the Parachute Industry Association specification normally used for sports parachutes that are employed from relatively slow flying civilian aircraft at altitudes below 10,000 feet for a military parachute;

(2) an inventory and cost estimate for any new equipment and training that the Marine Corps will have to acquire in order to employ a high glide parachute;

(3) an explanation of why the Department of the Navy is conducting a paper down select and not conducting any testing until first article testing; and

(4) a discussion of the risk assessment for high glide canopies, and specifically how the Department of the Navy is mitigating the risk for malfunctions experienced in other high glide canopy programs.

3. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BUCK OF COLORADO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 85, after line 24, insert the following:

**SEC. 316. ALTERNATIVE ENERGY USE OF THE DEPARTMENT OF DEFENSE.**

(a) **COST COMPETITIVENESS REQUIREMENT.**—

(1) **IN GENERAL.**—Notwithstanding any other provision of law, the Secretary of Defense shall not purchase alternative

energy unless such energy is equivalent to conventional energy in terms of cost and capabilities.

(2) **COST CALCULATION.**—The cost of each energy source described in paragraph (1) shall be calculated on a pre-tax basis in terms of life-cycle cost. Such calculation shall take into account—

(A) all associated Federal grants, subsidies and tax incentives applied from the point of production to consumption;

(B) fixed and variable operations and maintenance costs; and

(C) in the case of fuel, fully burdened costs, including all associated transportation and security from the point of purchase to delivery to the end user.

(3) **RESEARCH EXEMPTION.**—Nothing in this Act is intended to prohibit alternative energy research by the Department.

(b) **PROHIBITION ON RENEWABLE ENERGY MANDATES.**—None of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2018 for the Department of Defense shall be used to carry out any provision of law that requires the Department of Defense to consume renewable energy, unless such energy meets the requirements of subsection (a).

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4. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PERRY OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES  
Strike section 336.

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5. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GOSAR OF ARIZONA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Insert after section 344 the following:

**SEC. 345. DETERMINATION OF PREVAILING WAGE UNDER THE DAVIS-BACON ACT.**

For purposes of this Act, any determination of the prevailing wage conducted under section 3142(b) of title 40, United States Code (commonly known as the Davis-Bacon Act) shall be conducted by the Secretary of Labor acting through the Bureau of Labor Statistics using surveys carried out by the Bureau that use proper random statistical sampling techniques.

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6. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ROONEY OF FLORIDA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Strike section 541 (page 146, beginning line 20), relating to prohibition on release of military service academy graduates to participate in professional athletics.

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7. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE KEATING OF MASSACHUSETTS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title VII, add the following new section:

**SEC. 725. TICK-BORNE DISEASES.**

Using funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2018 for the Defense Health program, the Secretary of Defense may authorize grants to medical researchers and universities to support testing ticks for the purpose of improving the detection and diagnosis of tick-borne diseases.

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8. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BUCK OF COLORADO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 375, after line 8, insert the following:

**SEC. 1039. PROHIBITION ON USE OF FUNDS TO DESIGNATE OR EXPAND FEDERAL NATIONAL HERITAGE AREAS.**

None of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2018 for the Department of Defense may be obligated or expended to designate or expand any Federal National Heritage Area in any of Baca, Bent, Crowley Huerfano, Kiowa, Las Animas, Otero, Prowers, or Pueblo counties, Colorado.

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9. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE POE OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle D of title X, add the following new section:

**SEC. 1040. REQUIREMENT RELATING TO TRANSFER OF EXCESS DEPARTMENT OF DEFENSE EQUIPMENT TO FEDERAL AND STATE AGENCIES.**

Section 2576a of title 10, United States Code, is amended by adding at the end the following new subsection:

“(g) PREFERENCE FOR BORDER SECURITY PURPOSES.—(1) In transferring the items of personal property described in paragraph (2) under this section, the Secretary of Defense may give first preference to the Department of Homeland Security and then to Federal and State agencies that agree to use the property primarily for the purpose of strengthening border security along the southern border of the United States.

“(2) The items of personal property described in this paragraph are—

- “(A) unmanned aerial vehicles;
- “(B) the Aerostat radar system;
- “(C) night-vision goggles; and
- “(D) high mobility multi-purpose wheel vehicles (commonly known as ‘humvees’).”.

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10. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HARTZLER OF MISSOURI OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle A of title VII, add the following new section:

**SEC. 704. PROHIBITION OF DEPARTMENT OF DEFENSE MEDICAL TREATMENT RELATED TO GENDER TRANSITION.**

Funds available to the Department of Defense may not be used to provide medical treatment (other than mental health treatment)

related to gender transition to a person entitled to medical care under chapter 55 of title 10, United States Code.

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11. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CHENEY OF WYOMING OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle G of title XII, add the following new section:

**SEC. 12. PLAN TO ENHANCE THE EXTENDED DETERRENCE AND ASSURANCE CAPABILITIES OF THE UNITED STATES IN THE ASIA-PACIFIC REGION.**

(a) **FINDING.**—Congress recognizes that North Korea’s first successful test of an intercontinental ballistic missile (ICBM) constitutes a grave and imminent threat to United States security and to the security of United States allies and partners in the Asia-Pacific region.

(b) **PLAN.**—Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense, in consultation with the Commander of the United States Pacific Command and the Commander of the United States Strategic Command, shall submit to the congressional defense committees a plan to enhance the extended deterrence and assurance capabilities of the United States in the Asia-Pacific region.

(c) **MATTERS TO BE INCLUDED.**—Such plan shall include consideration of actions that will enhance United States security by strengthening deterrence of North Korean aggression and providing increased assurance to United States allies in the Asia-Pacific region, including the following:

(1) Increased visible presence of key United States military assets, such as missile defenses, long-range strike assets, and intermediate-range strike assets to the region.

(2) Increased military cooperation, exercises, and integration of defenses with allies in the region.

(3) Development and deployment of ground-based intermediate-range missiles, whether by allies or by the United States, if the United States were no longer bound by the limitations of the INF Treaty.

(4) Increased foreign military sales to allies in the region.

(5) Planning for, exercising, or deploying dual-capable aircraft to the region.

(6) Any necessary modifications to the United States nuclear force posture, including re-deployment of submarine-launched nuclear cruise missiles to the region.

(7) Such other actions the Secretary considers appropriate to strengthen extended deterrence and assurance in the region.

(d) **FORM.**—Such plan shall be submitted in unclassified form, but may contain a classified annex.

(e) **INF TREATY DEFINED.**—In this section, the term “INF Treaty” means the Treaty between the United States of America and the Union of Soviet Socialist Republics on the Elimination of Their Intermediate-Range and Shorter-Range Missiles, signed at Washington December 8, 1987, and entered into force June 1, 1988.

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12. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE COLE OF OKLAHOMA OR HIS DESIGNEE, DEBATABLE FOR 30 MINUTES

At the end of subtitle H of title XII, add the following new section:

**SEC. 12. REPORT ON STRATEGY TO DEFEAT AL-QAEDA, THE TALIBAN, THE ISLAMIC STATE OF IRAQ AND SYRIA (ISIS), AND THEIR ASSOCIATED FORCES AND CO-BELLIGERENTS.**

(a) **IN GENERAL.**—Not later than 30 days after the date of the enactment of this Act, the President shall submit to Congress a report on the United States strategy to defeat Al-Qaeda, the Taliban, the Islamic State of Iraq and Syria (ISIS), and their associated forces and co-belligerents.

(b) **ELEMENTS.**—The report required under subsection (a) shall include the following:

(1) An analysis of the adequacy of the existing legal framework to accomplish the strategy described in subsection (a), particularly with respect to the Authorization for Use of Military Force (Public Law 107–40; 50 U.S.C. 1541 note) and the Authorization for Use of Military Force Against Iraq Resolution of 2002 (Public Law 107–243; 50 U.S.C. 1541 note).

(2) An analysis of the budgetary resources necessary to accomplish the strategy described in subsection (a).

(c) **CONGRESSIONAL TESTIMONY.**—Not later than 30 days after the date on which the President submits to the appropriate congressional committees the report required by subsection (a), the Secretary of State and the Secretary of Defense shall testify at any hearing held by any of the appropriate congressional committees on the report and to which the Secretary is invited.

(d) **APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.**—In this section, the term “appropriate congressional committees” means—

(1) the Committee on Foreign Relations and the Committee on Armed Services of the Senate; and

(2) the Committee on Foreign Affairs and the Committee on Armed Services of the House of Representatives.

13. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE FRANKS OF ARIZONA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle H of title XII, add the following new section:

**SEC. 12. STRATEGIC ASSESSMENTS OF THE USE OF VIOLENT OR UNORTHODOX ISLAMIC RELIGIOUS DOCTRINE TO SUPPORT EXTREMIST OR TERRORIST MESSAGING AND JUSTIFICATION.**

(a) **IN GENERAL.**—Not later than one year after the date of the enactment of this Act, the Secretary of Defense shall conduct two concurrent strategic assessments of the use of violent or unorthodox Islamic religious doctrine to support extremist or terrorist messaging and justification and submit the results of the assessments to the appropriate congressional committees. These concurrent assessments shall be carried out by the following:

(1) A team of United States government employees, from relevant departments and agencies with appropriate background and expertise to contribute to such an assessment.

(2) A team of non-governmental experts from academia, industry, or other entities not currently a part of the United States Government, with appropriate background and expertise to contribute to such an assessment.

(b) ELEMENTS.—The assessments required under subsection (a) shall include the following elements:

(1) Identification of major or significant identifiable Islamic religious doctrines, concepts, or schools of thought used by various extremist groups for specific purposes, such as recruitment, radicalization, financing, or propaganda.

(2) How key elements of these doctrines, concepts, or schools of thought are incorporated into extremist or terrorist messaging and justification.

(3) Identification of major or significant identifiable Islamic religious doctrines, concepts, or schools of thought that can be used to counter the threads identified in paragraphs (1) and (2).

(4) Recommendations for identifying key thought leaders or proponents for these major or significant identifiable Islamic religious doctrines, concepts, or schools of thought in paragraphs (1) through (3).

(5) Recommendations for technological capability, training improvements, or process developments to speed the identification of harmful or destabilizing Islamic religious doctrines, concepts, or schools of thought used by extremist groups.

(c) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term “appropriate congressional committees” means—

(1) the Committees on Armed Services, Foreign Relations, Homeland Security and Governmental Affairs, and the Select Committee on Intelligence of the Senate; and

(2) the Committee on Armed Services, Foreign Affairs, Homeland Security, and the Permanent Select Committee on Intelligence of the House of Representatives.

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14. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CHENEY OF WYOMING OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle E of title XVI, add the following new section:

**SEC. 1673. PROHIBITION ON REDUCTION OF THE INTERCONTINENTAL BALLISTIC MISSILES OF THE UNITED STATES.**

(a) PROHIBITION.—Except as provided by subsection (b), none of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2018 for the Department of Defense shall be obligated or expended for—

(1) reducing, or preparing to reduce, the responsiveness or alert level of the intercontinental ballistic missiles of the United States; or

(2) reducing, or preparing to reduce, the quantity of deployed intercontinental ballistic missiles of the United States to a number less than 400.

(b) EXCEPTION.—The prohibition in subsection (a) shall not apply to any of the following activities:

(1) The maintenance or sustainment of intercontinental ballistic missiles.

(2) Ensuring the safety, security, or reliability of intercontinental ballistic missiles.

(3) Reduction in the number of deployed intercontinental ballistic missiles that are carried out in compliance with—

(A) the limitations of the New START Treaty (as defined in section 494(a)(2)(D) of title 10, United States Code); and

(B) section 1644 of the Carl Levin and Howard P. “Buck” McKeon National Defense Authorization Act for Fiscal Year 2015 (Public Law 113–291; 128 Stat. 3651; 10 U.S.C. 494 note).

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15. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LAMBORN OF COLORADO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 681, line 15, insert “(a) INTEGRATION OF PATRIOT MISSILES INTO INTEGRATED MASTER TEST PLAN.—” before “Not later than”.

Page 682, after line 5, insert the following new subsection:

(b) NORMALIZING OPERATIONAL TEST AND EVALUATION.—

(1) CONDITION FOR PROCEEDING BEYOND LOW-RATE INITIAL PRODUCTION.—Section 2399(a)(1) of title 10, United States Code, is amended by striking “or a covered designated major subprogram” and inserting “a covered designated major subprogram, or an element of the ballistic missile defense system”.

(2) CONFORMING REPEAL.—Section 1662 of the Carl Levin and Howard P. “Buck” McKeon National Defense Authorization Act for Fiscal Year 2015 (Public Law 113–291; 10 U.S.C. 2431 note) is repealed.

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16. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE DESJARLAIS OF TENNESSEE OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle B of title XXXI, add the following new section:

**SEC. 3124. ANNUAL REPORTS ON UNFUNDED PRIORITIES OF THE NATIONAL NUCLEAR SECURITY ADMINISTRATION.**

(a) ANNUAL REPORTS.—Not later than 10 days after the date on which the budget of the President for a fiscal year is submitted to Congress pursuant to section 1105 of title 31, the Administrator for Nuclear Security shall submit to the Secretary of Energy and the congressional defense committees a report on the unfunded priorities of the National Nuclear Security Administration.

(b) ELEMENTS.—

(1) IN GENERAL.—Each report under subsection (a) shall specify, for each unfunded priority covered by such report, the following:

(A) A summary description of such priority, including the objectives to be achieved if such priority is funded (whether in whole or in part).

(B) The additional amount of funds recommended in connection with the objectives under subparagraph (A).

(C) Account information with respect to such priority.

(2) **PRIORITIZATION OF PRIORITIES.**—Each report shall present the unfunded priorities covered by such report in order of urgency of priority.

(c) **UNFUNDED PRIORITY DEFINED.**—In this section, the term “unfunded priority”, in the case of a fiscal year, means a program, activity, or mission requirement that—

(1) is not funded in the budget of the President for the fiscal year as submitted to Congress pursuant to section 1105 of title 31;

(2) is necessary to fulfill a requirement associated with the National Nuclear Security Administration; and

(3) would have been recommended for funding through the budget referred to in paragraph (1) by the Administrator in connection with the budget if—

(A) additional resources had been available for the budget to fund the program, activity, or mission requirement; or

(B) the program, activity, or mission requirement has emerged since the budget was formulated.

17. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE FRANKEL OF FLORIDA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title XXXV add the following:

**SEC. \_\_\_\_ . APPLICATION OF LAW.**

Section 4301 of title 46, United States Code, is amended by adding at the end the following:

“(d) For purposes of any Federal law except the Federal Water Pollution Control Act (33 U.S.C. 1251 et seq.), any vessel, including a foreign vessel, being repaired or dismantled is deemed to be a recreational vessel, as defined under section 2101(25), during such repair or dismantling, if that vessel—

“(1) shares elements of design and construction of traditional recreational vessels (as so defined); and

“(2) when operating is not normally engaged in a military, commercial, or traditionally commercial undertaking.”.

18. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HUNTER OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title XXXV add the following:

**SEC. \_\_\_\_ . RECOURSE FOR NON-U.S. SEAMEN.**

Section 57103 of title 46, United States Code, is amended by adding at the end the following:

“(g) **RESTRICTION.**—(1) Notwithstanding section 30104, a claim for damages or expenses relating to personal injury, illness, or death of a seaman who is a citizen of a foreign nation, arising during or from the engagement of the seaman by or for a passenger vessel duly registered under the laws of a foreign nation or a vessel identified as obsolete under subsection (a) or acquired under chapter 563, may not be brought under the laws of the United States if—

“(A) such seaman was not a legal permanent resident of the United States at the time the claim arose;

- “(B) the injury, illness, or death arose outside the territorial waters of the United States; and
- “(C) the seaman or the seaman’s personal representative has or had a right to seek compensation for the injury, illness, or death in, or under the laws of—
- “(i) the nation in which the vessel was registered at the time the claim arose; or
- “(ii) the nation in which the seaman maintained citizenship or residency at the time the claim arose.
- “(2) COMPENSATION DEFINED.—As used in paragraph (1), the term ‘compensation’ means—
- “(A) a statutory workers’ compensation remedy that complies with Standard A4.2 of Regulation 4.2 of the Maritime Labour Convention, 2006; or
- “(B) in the absence of the remedy described in paragraph (1), a legal remedy that complies with Standard A4.2 of Regulation 4.2 of the Maritime Labour Convention, 2006, that permits recovery for lost wages, pain and suffering, and future medical expenses.”.

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19. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE POLIQUIN OF MAINE OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 38, line 10, strike “not fewer than two” and insert “the two”.

Page 38, beginning on line 23, strike “the National Defense Authorization Act for Fiscal Year 2016 (Public Law 114–92) or”.

Page 39, line 2, strike the period and insert “and that was fully funded.”.

Page 39, after line 2, insert the following:

(d) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) destroyers authorized to be appropriated by the National Defense Authorization Act for Fiscal Year 2016 (Public Law 114–92) should be configured as Arleigh Burke class Flight IIA guided missile destroyers, as initially authorized in section 123 of the National Defense Authorization Act for Fiscal Year 2013 (Public Law 112–239; 126 Stat. 1655 ); and

(2) the Department of the Navy should bear the majority risk associated with the share line on a covered destroyer.

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20. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LARSEN OF WASHINGTON OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Strike subsection (d) of section 211 and insert the following:

(d) FORM OF CONTRACTS.—

(1) REQUIREMENT FOR FIXED-PRICE TYPE CONTRACTS.—The contract awarded for the procurement of the unmodified commercial aircraft under the PAR program shall be a fixed price type contract.

(2) ANALYSIS FOR FIXED-PRICE TYPE CONTRACTS.—The Secretary of the Air Force shall work with the contractor and conduct an analysis of risk and explore opportunities to enter into additional fixed price type contracts for engineering and manu-

facturing development beyond the procurement of the unmodified commercial aircraft as described in paragraph (1).

21. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LUJAN GRISHAM OF NEW MEXICO OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle B of title II, add the following new section:

**SEC. 2 . PILOT PROGRAM ON INNOVATIVE TECHNOLOGIES.**

The Secretary of Defense, in coordination with the Secretary of Energy, shall conduct a pilot program among defense laboratories (as defined in section 2199 of title 10, United States Code), national laboratories (as defined in section 188(f) of title 10, United States Code), and private entities to facilitate the licensure, transfer, and commercialization of innovative technologies.

22. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LOEBSACK OF IOWA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle B of title II in division A, add the following:

**SEC. . STEM(MM) JOBS ACTION PLAN.**

(a) FINDINGS.—Congress finds the following:

(1) Jobs in science, technology, engineering, and math in addition to maintenance and manufacturing (collectively referred to in this section as “STEM(MM)”) make up a significant portion of the workforce of the Department of Defense.

(2) These jobs exist within the organic industrial base, research, development, and engineering centers, life-cycle management commands, and logistics centers of the Department.

(3) Vital to the continued support of the mission of all of the military services, the Department needs to maintain its STEM(MM) workforce.

(4) It is known that the demographics of personnel of the Department indicate that many of the STEM(MM) personnel of the Department will be eligible to retire in the next few years.

(5) Decisive action is needed to replace STEM(MM) personnel as they retire to ensure that the military does not further suffer a skill and knowledge gap and thus a serious readiness gap.

(b) ASSESSMENTS AND PLAN OF ACTION.—The Secretary of Defense, in conjunction with the Secretary of each military department, shall —

(1) perform an assessment of the STEM(MM) workforce for organizations within the Department of Defense, including the numbers and types of positions and the expectations for losses due to retirements and voluntary departures;

(2) identify the types and quantities of STEM(MM) jobs needed to support future mission work;

(3) determine the shortfall between lost STEM(MM) personnel and future requirements;

(4) analyze and explain the appropriateness and impact of using reimbursable and working capital fund dollars for new STEM(MM) hires;

- (5) identify a plan of action to address the STEM(MM) jobs gap, including hiring strategies and timelines for replacement of STEM(MM) employees; and
- (6) deliver to Congress, not later than December 31, 2018, a report specifying such plan of action.

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23. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CASTRO OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle B of title II, add the following new section:  
**SEC. 2 \_\_ . APPROPRIATE USE OF AUTHORITY FOR PROTOTYPE PROJECTS.**

Section 2371b(d)(1)(A) of title 10, United States Code, is amended by inserting “or nonprofit research institution” after “defense contractor”.

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24. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MENG OF NEW YORK OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle B of title II, add the following new section:  
**SEC. 2 \_\_ . JET NOISE REDUCTION PROGRAM OF THE NAVY.**

(a) IN GENERAL.—The Secretary of the Navy, acting through the Director of the Office of Naval Research, may carry out a jet noise reduction program to study the physics of, and reduce, jet noise produced by high-performance military aircraft.

(b) ELEMENTS.—In carrying out the program under subsection (a), the Secretary may—

- (1) identify material and non-material solutions to reduce jet noise;
- (2) develop and transition such solutions to the fleet;
- (3) communicate relevant discoveries to the civilian aviation community; and
- (4) support the development of theoretical noise models, computational prediction tools, noise control strategies, diagnostic tools, and enhanced source localization.

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25. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE FITZPATRICK OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle B of title II, add the following new section:  
**SEC. 2 \_\_ . PROCESS FOR COORDINATION OF STUDIES AND ANALYSIS RESEARCH OF THE DEPARTMENT OF DEFENSE.**

The Secretary of Defense shall implement a Department of Defense-wide process under which the heads of the military departments and Defense Agencies responsible for managing requests for studies and analysis research are required to coordinate annual research requests and ongoing research efforts to minimize duplication and reduce costs.

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26. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE NORMAN OF SOUTH CAROLINA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 104, after line 6, insert the following:

**SEC. 337. COMPTROLLER GENERAL REVIEW OF DEPARTMENT OF DEFENSE COST MODELS USED IN MAKING PERSONNEL DECISIONS.**

(a) REVIEW REQUIRED.—The Comptroller General of the United States shall conduct a review of—

(1) the extent to which the Department of Defense has incorporated feedback and lessons learned from cost comparisons of the performance of Department of Defense functions by members of the Armed Forces, Department of Defense employees, and contractor personnel in making workforce decisions;

(2) the extent to which the Department has used such feedback and lessons learned to improve guidance, including DODI 7041.04 and the full cost of manpower tool; and

(3) any other related matter the Comptroller determines appropriate.

(b) REPORT AND BRIEFING.—

(1) BRIEFING.—Not later than March 1, 2018, the Comptroller General shall provide to the Committees on Armed Services of the Senate and House of Representatives an interim briefing on the review required by subsection (a).

(2) REPORT.—Not later than one year after the date of the enactment of this Act, the Comptroller General shall submit to such committees a report on such review.

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27. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MCKINLEY OF WEST VIRGINIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle E of title III, add the following new section:

**SEC. 345. INCREASE IN FUNDING FOR CIVIL MILITARY PROGRAMS.**

(a) INCREASE.—Notwithstanding the amounts set forth in the funding tables in division D, the amount authorized to be appropriated for operation and maintenance, Defense-wide, as specified in the corresponding funding table in section 4301, for Civil Military Programs is hereby increased by \$25,000,000 (to be used in support of the National Guard Youth Challenge Program).

(b) OFFSET.—Notwithstanding the amounts set forth in the funding tables in division D, the amount authorized to be appropriated for operation and maintenance, Defense-wide, as specified in the corresponding funding table in section 4301, for Operation and Maintenance, Defense-wide is hereby reduced by \$25,000,000.

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28. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MENG OF NEW YORK OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 108, after line 23, insert the following new section:

**SEC. 345. REPORT ON MATERNITY UNIFORMS.**

(a) REPORT REQUIRED.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall issue to



the congressional defense committees a report regarding maternity uniforms for pregnant members of the Armed Forces.

(b) ELEMENTS.—The report under subsection (a) shall address the following:

- (1) The design of maternity uniforms.
- (2) Materials used in the fabrication of maternity uniforms.
- (3) The sizing of maternity uniforms.
- (4) Prices of maternity uniforms.
- (5) The availability of maternity uniforms.
- (6) The quality of maternity uniforms.
- (7) The utility of maternity uniforms.

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29. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CARTWRIGHT OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle E of title III, add the following:

**SEC. 345. STATUS OF COMPLIANCE WITH PROCESS FOR COMMUNICATING AVAILABILITY OF SURPLUS AMMUNITION.**

Not later than 30 days after the date of the enactment of this Act, the Under Secretary of Defense for Acquisition, Technology, and Logistics shall provide to the congressional defense committees a briefing on the status of compliance with section 344 of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328; 130 Stat. 2084).

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30. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PERRY OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 115, line 21, strike “10” and insert “4.8”.

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31. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HERRERA BEUTLER OF WASHINGTON OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 126, after line 12, insert the following:

**SEC. 516. CONFIDENTIAL REVIEW OF CHARACTERIZATION OF TERMS OF DISCHARGE OF MEMBERS WHO ARE SURVIVORS OF SEX-RELATED OFFENSES.**

(a) CODIFICATION OF CURRENT CONFIDENTIAL PROCESS.—

(1) CODIFICATION.—Chapter 79 of title 10, United States Code, is amended by inserting after section 1554a a new section 1554b consisting of—

(A) a heading as follows:

**“§ 1554b. Confidential review of characterization of terms of discharge of members of the armed forces who are survivors of sex-related offenses”; and**

(B) a text consisting of the text of section 547 of the National Defense Authorization Act for Fiscal Year 2015 (10 U.S.C. 1553 note, Public Law 113–291).

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 79 of such title is amended by inserting after the item relating to section 1554a the following new item:

“1554b. Confidential review of characterization of terms of discharge of members of the armed forces who are survivors of sex-related offenses.”

(3) CONFORMING REPEAL.—Section 547 of the National Defense Authorization Act for Fiscal Year 2015 (10 U.S.C. 1553 note, Public Law 113–291) is repealed.

(b) CLARIFICATION OF APPLICABILITY TO INDIVIDUALS WHO ALLEGE SEX-RELATED OFFENSES DURING MILITARY SERVICE.—Subsection (a) of section 1554b of title 10, United States Code, as added by subsection (a) of this section, is amended by striking “sex-related offense” and inserting the following: “sex-related offense, or alleges that the individual was the survivor of a sex-related offense.”

(c) CONFORMING AMENDMENTS.—Section 1554b of title 10, United States Code, as added by subsection (a), is further amended—

(1) by striking “Armed Forces” each place it appears in subsections (a) and (b) and inserting “armed forces”;

(2) in subsection (a)—

(A) by striking “boards for the correction of military records of the military department concerned” and inserting “boards of the military department concerned established in accordance with this chapter”; and

(B) by striking “such an offense” and inserting “a sex-related offense”;

(3) in subsection (b), striking “boards for the correction of military records” in the matter preceding paragraph (1) and inserting “boards of the military department concerned established in accordance with this chapter”; and

(4) in subsection (e), as redesignated by subsection (d)(1)—

(B) in paragraph (1), by striking “title 10, United States Code” and inserting “this title”; and

(C) in paragraphs (2) and (3), by striking “such title” and inserting “this title”.

32. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE WATSON COLEMAN OF NEW JERSEY OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 146, after line 16, insert the following:

**SEC. 531. SEXUAL ASSAULT PREVENTION AND RESPONSE.**

(a) ARMY.—The Secretary of the Army, in coordination with the Chiefs of the National Guard Bureau and the Army Reserve shall—

(1) conduct an evaluation of staffing approaches used to administer the sexual assault prevention and response program in the Army National Guard and the Army Reserve. In conducting such evaluation, the Secretary consider opportunities to leverage resources across all Army components and shall conduct an assessment of the number and allocation of full-time and collateral-duty personnel, the fill rates for program positions, and the types of positions used; and

(2) direct the Chief of the Army Reserve to develop and implement an expedited line-of-duty determination process for Army Reserve sexual assault victims, along with a method for tracking the length of time to make the determinations, that ensure members of the Armed Forces who wish to file a confidential or restricted report are able to go through the deter-

mination process without disclosing their circumstances to the chain of command.

(b) SHARP PROGRAM OFFICE.—The Director of the SHARP Program Office of the Army National Guard shall—

(1) communicate and disseminate its guidance on budget development and execution for the SHARP program to all full-time SHARP program personnel;

(2) develop clear guidance on budget development and execution for the SHARP program and disseminate this guidance to its full-time SHARP program personnel; and

(3) expand the scope of the midyear review to include monitoring and providing oversight of SHARP program expenditures at the Army National Guard state and Army Reserve command level.

(c) NATIONAL GUARD BUREAU.—The Chief of the National Guard Bureau, in collaboration with the Secretaries of the military departments concerned, shall reassess the Office of Complex Administrative Investigation's timeliness and resources to determine how to improve the timeliness of processing sexual assault investigations involving members of the Army National Guard and identify the resources needed to improve the timeliness of such investigations.

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33. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE JENKINS OF WEST VIRGINIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle E of title III, add the following new section:

**SEC. 3 \_\_\_\_ . INCREASE IN FUNDING FOR NATIONAL GUARD COUNTER-DRUG PROGRAMS.**

(a) INCREASE.—Notwithstanding the amounts set forth in the funding tables in division D, the amount authorized to be appropriated in section 1403 for drug interdiction and counter-drug activities, Defense-wide, as specified in the corresponding funding table in section 4501, for drug interdiction and counter-drug activities, Defense-wide, is hereby increased by \$10,000,000 (to be used in support of the National Guard counter-drug programs).

(b) OFFSET.—Notwithstanding the amounts set forth in the funding tables in division D, the amount authorized to be appropriated in section 201 for research, development, test, and evaluation, Defense-wide, as specified in the corresponding funding table in section 4201, for Operational System Development, Global Command and Control System, Line 210, is hereby reduced by \$10,000,000.

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34. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GOWDY OF SOUTH CAROLINA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 116, line 1, after "Representatives" insert the following: "and the Committee on Oversight and Government Reform of the House of Representatives".

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35. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CRAWFORD OF ARKANSAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 125, after line 2, insert the following new section:

**SEC. 505. DESIGNATING THE EXPLOSIVE ORDNANCE DISPOSAL CORPS AS A BASIC BRANCH OF THE ARMY.**

Section 3063(a) of title 10, United States Code, is amended—

- (1) in paragraph (12), by striking “and”;
- (2) by redesignating paragraph (13) as paragraph (14); and
- (3) by inserting after paragraph (12) the following new paragraph (13):

“(13) Explosive Ordnance Disposal Corps; and”.

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36. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE KILDEE OF MICHIGAN OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 155, after line 5, insert the following new section:

**SEC. 544. ANNUAL TRAINING REGARDING THE INFLUENCE CAMPAIGN OF THE RUSSIAN FEDERATION.**

In addition to any currently mandated training, the Secretary of Defense may furnish annual training to all members of the Armed Forces and all civilian employees of the Department of Defense, regarding attempts by the Russian Federation and its proxies and agents to influence and recruit members of the Armed Forces as part of its influence campaign.

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37. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TAYLOR OF VIRGINIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 155, after line 5, insert the following new section:

**SEC. 544. PROGRAM TO ASSIST MEMBERS IN OBTAINING PROFESSIONAL CREDENTIALS.**

Section 2015(a)(1) of title 10, United States Code, is amended by striking “and” and inserting “or”.

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38. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SMUCKER OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 155, after line 5, insert the following new section:

**SEC. 544. EXPANDING ELIGIBILITY FOR THE UNITED STATES MILITARY APPRENTICESHIP PROGRAM.**

(a) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall expand eligibility for the United Services Military Apprenticeship Program to include any member of the uniformed services.

(b) DEFINITION.—In this section, the term “uniformed services” has the meaning given such term in section 101 of title 10, United States Code.

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39. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MENG OF NEW YORK OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle E of title V in division A, add the following new section:

**SEC. \_\_\_\_ . ENHANCING MILITARY CHILDCARE PROGRAMS AND ACTIVITIES OF THE DEPARTMENT OF DEFENSE.**

**(a) HOURS OF OPERATION OF CHILDCARE DEVELOPMENT CENTERS OF THE DEPARTMENT OF DEFENSE.—**

(1) **IN GENERAL.**—The hours of operation of each childcare development center (CDC) of the Department of Defense shall, to the extent practicable, be set and maintained in manner that takes into account the demands and circumstances of members of the Armed Forces, including members of the reserve components, who use such center in facilitation of the performance of their military duties.

(2) **MATTERS TO BE TAKEN INTO ACCOUNT.**—The demands and circumstances to be taken into account under paragraph (1) for purposes of setting and maintaining the hours of operation of a childcare development center shall include the following:

(A) Mission requirements of units whose members use such center.

(B) The unpredictability of work schedules, and fluctuations in day-to-day work hours, of such members.

(C) The potential for frequent and prolonged absences of such members for training, operations, and deployments.

(D) The location of such center on the military installation concerned, including the location in connection with duty locations of members and applicable military family housing.

(E) The geographic separation of such members from their extended family.

(F) The extent to which spouses of such members are employed or pursuing educational opportunities, whether on a full-time basis or a part-time basis.

(G) Such other matters as the Secretary of the military department concerned considers appropriate for purposes of this section.

**(b) CHILDCARE COORDINATORS FOR MILITARY INSTALLATIONS.—**

(1) **CHILDCARE COORDINATORS.**—Each Secretary of a military department shall provide for a childcare coordinator at each military installation under the jurisdiction of such Secretary at which are stationed significant numbers of members of the Armed Forces with accompanying dependent children, as determined by such Secretary.

(2) **NATURE OF POSITION.**—The childcare coordinator for a military installation may be an individual appointed to that position on full-time or part-time basis or an individual appointed to another position whose duties in such other position are consistent with the discharge by the person of the duties of childcare coordinator.

(3) **DUTIES.**—Each childcare coordinator for an installation shall carry out the duties as follows:

(A) Act as an advocate for military families at the installation on childcare matters both on-installation and off-installation.

(B) Work with the commander of the installation in order to seek to ensure that the childcare development centers at the installation, together with any other available childcare options on or in the vicinity of the installation—

(i) provide a quality of care (including a caregiver-to-child ratio) commensurate with best practices of private providers of childcare services; and

(ii) are responsive to the childcare needs of members stationed at the installation and their families.

(C) Work with private providers of childcare services in the vicinity of the installation in order to—

(i) track vacancies in the childcare facilities of such providers;

(ii) seek to obtain favorable prices for the use of such services by members stationed at the installation; and

(iii) otherwise ease the use of such services by such members.

(D) Such other duties as the Secretary of the military department concerned shall specify.

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40. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MEADOWS OF NORTH CAROLINA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle F of title V, insert the following new section:

**SEC. 5 \_\_\_\_ . AWARD OF VIETNAM SERVICE MEDAL TO VETERANS WHO PARTICIPATED IN MAYAGUEZ RESCUE OPERATION.**

(a) **AWARD AUTHORIZED.**—The Secretary of the military department concerned shall, upon the application by or on behalf of an individual who is an eligible veteran, award that individual the Vietnam Service Medal, notwithstanding any otherwise applicable requirements for the award of that medal. Any such award shall be made in lieu of any Armed Forces Expeditionary Medal awarded the individual for the individual's participation in the Mayaguez rescue operation.

(b) **TREATMENT OF DECEASED VETERANS.**—In the case of a veteran who is deceased, the application described in subsection (a) may be submitted by the next of kin of the veteran.

(c) **ELIGIBLE VETERAN.**—For purposes of this section, the term “eligible veteran” means a veteran of the Armed Forces—

(1) who was awarded the Armed Forces Expeditionary Medal for participation in military operations known as the Mayaguez rescue operation of May 12–15, 1975; or

(2) who participated in such operation.

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41. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LANCE OF NEW JERSEY OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle F of title V, add the following new section:

**SEC. 5 . AWARD OF MEDALS OR OTHER COMMENDATIONS TO HANDLERS OF MILITARY WORKING DOGS AND MILITARY WORKING DOGS.**

(a) PROGRAM OF AWARD REQUIRED.—Each Secretary of a military department shall carry out a program to provide for the award of one or more medals or other commendations to handlers of military working dogs, and to military working dogs, under the jurisdiction of such Secretary to recognize valor or meritorious achievement by such handlers and dogs.

(b) MEDAL AND COMMENDATIONS.—Any medal or commendation awarded pursuant to a program under subsection (a) shall be of such design, and include such elements, as the Secretary of the military department concerned shall specify.

(c) REGULATIONS.—Medals and commendations shall be awarded under programs under subsection (a) in accordance with regulations prescribed by the Secretary of Defense for purposes of this section.

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42. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GRAVES OF LOUISIANA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 170, after line 14, insert the following new section:

**SEC. 564. ELIGIBILITY OF VETERANS OF OPERATION END SWEEP FOR VIETNAM SERVICE MEDAL.**

The Secretary of the military department concerned shall, upon the application of an individual who is a veteran who participated in Operation End Sweep, award that individual the Vietnam Service Medal, notwithstanding any otherwise applicable requirements for the award of that medal.

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43. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MCGOVERN OF MASSACHUSETTS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle F of title V, add the following new section:

**SEC. 564. ATOMIC VETERANS SERVICE MEDAL.**

(a) SERVICE MEDAL REQUIRED.—The Secretary of Defense shall design and produce a military service medal, to be known as the “Atomic Veterans Service Medal”, to honor retired and former members of the Armed Forces who are radiation-exposed veterans (as such term is defined in section 1112(c)(3) of title 38, United States Code).

(b) DISTRIBUTION OF MEDAL.—

(1) ISSUANCE TO RETIRED AND FORMER MEMBERS.—At the request of a radiation-exposed veteran, the Secretary of Defense shall issue the Atomic Veterans Service Medal to the veteran.

(2) ISSUANCE TO NEXT-OF-KIN.—In the case of a radiation-exposed veteran who is deceased, the Secretary may provide for issuance of the Atomic Veterans Service Medal to the next-of-kin of the person.

(3) APPLICATION.—The Secretary shall prepare and disseminate as appropriate an application by which radiation-exposed veterans and their next-of-kin may apply to receive the Atomic Veterans Service Medal.

44. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SOTO OF FLORIDA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 170, after line 14, insert the following new section:

**SEC. 564. EXPEDITED REPLACEMENT OF MILITARY DECORATIONS FOR VETERANS OF WORLD WAR II AND THE KOREAN WAR.**

Section 1135 of title 10, United States Code, is amended—

(1) in subsection (b), by striking “When” and inserting “Subject to subsection (c), when”;

(2) by redesignating subsection (c) as subsection (d); and

(3) by inserting after subsection (b) the following new subsection (c):

“(c) RECIPIENTS OF MILITARY DECORATIONS FOR SERVICE IN WORLD WAR II OR THE KOREAN WAR.—If the recipient was awarded the military decoration for which a replacement is requested for service in World War II or the Korean War, the Secretary concerned shall perform all actions described—

“(1) in subsection (b)(1) in not more than 180 days; and

“(2) in subsection (b)(2) in not more than 60 days.”.

45. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HECK OF WASHINGTON OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle G of title V, add the following new section:

**SEC. 575. PROOF OF PERIOD OF MILITARY SERVICE FOR PURPOSES OF INTEREST RATE LIMITATION UNDER THE SERVICEMEMBERS CIVIL RELIEF ACT.**

Section 207(b)(1) of the Servicemembers Civil Relief Act (50 U.S.C. 3937(b)(1)) is amended to read as follows:

“(1) PROOF OF MILITARY SERVICE.—

“(A) IN GENERAL.—Not later than 180 days after the date of a servicemember’s termination or release from military service, in order for an obligation or liability of the servicemember to be subject to the interest rate limitation in subsection (a), the servicemember shall provide to the creditor written notice and a copy of—

“(i) the military orders calling the servicemember to military service and any orders further extending military service; or

“(ii) any other appropriate indicator of military service, including a certified letter from a commanding officer.

“(B) INDEPENDENT VERIFICATION BY CREDITOR.—

“(i) IN GENERAL.—Regardless of whether a servicemember has provided to a creditor the written notice and documentation under subparagraph (A), the creditor may use, in lieu of such notice and documentation, information retrieved from the Defense Manpower Database Center through the creditor’s normal busi-



ness reviews of the Database Center for purposes of obtaining information indicating that the servicemember is on active duty.

“(ii) SAFE HARBOR.—A creditor that uses the information retrieved from the Defense Manpower Database Center under clause (i) with respect to a servicemember has not failed to treat the debt of the servicemember in accordance with subsection (a) if—

“(I) such information indicates that, on the date the creditor retrieves such information, the servicemember is not on active duty; and

“(II) the creditor has not, as of such date, received the written notice and documentation required under subparagraph (A) with respect to the servicemember.”.

46. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ESTY OF CONNECTICUT OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 175, after line 24, insert the following new section:

**SEC. 575. REPORT REGARDING POSSIBLE IMPROVEMENTS TO PROCESSING RETIREMENTS AND MEDICAL DISCHARGES.**

(a) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense, in consultation with the Secretary of Veterans Affairs, shall issue a report to the congressional defense committees and the Committees on Veterans’ Affairs of the Senate and House of Representatives regarding possible improvements to the transition of members of the Armed Forces to veteran status.

(b) ELEMENTS.—The report under subsection (a) shall address the following:

(1) Feasibility of requiring members of the Armed Forces to apply for benefits administered by the Secretary of Veterans Affairs before such members complete discharge from the Armed Forces.

(2) Feasibility of requiring members of the Armed Forces to undergo compensation and pension examinations (to be administered by the Secretary of Defense) for purposes of obtaining benefits described in paragraph (1) before such members complete discharge from active duty in the Armed Forces.

(3) Possible improvements to the timeliness of the process for transitioning members who undergo medical discharge to care provided by the Secretary of Veterans Affairs.

47. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MAST OF FLORIDA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 175, after line 24, insert the following:

**SEC. 5 . ESTABLISHMENT OF SEPARATION OATH FOR MEMBERS OF THE ARMED FORCES.**

(a) FINDINGS.—Congress makes the following findings:

(1) The United States Armed Forces is the largest, all-volunteer military force in the world, yet less than one percent of the American population serves in the Armed Forces.

(2) Each branch of the Armed Forces (Army, Navy, Air Force, Marine Corps, Coast Guard) instills in its members a sense of duty and obligation to the United States, their branch of service, and their comrades-in-arms.

(3) The Department of Veterans Affairs estimates that approximately 20 veterans of the Armed Forces commit suicide each day and a veteran's risk of suicide is 21 percent higher compared to an adult who has not served in the Armed Forces.

(4) The Department of Veterans Affairs is aggressively undertaking measures to prevent these tragic outcomes, yet suicide rates among veterans remain unacceptably high.

(5) Upon enlistment or appointment in the Armed Forces, a new member is obligated to take an oath of office or oath of enlistment.

(6) Most members of the Armed Forces view this oath not as an imposition, but as a promise that they are bound to fulfill.

(b) ESTABLISHMENT OF SEPARATION OATH.—Section 502 of title 10, United States Code, is amended—

(1) by redesignating subsection (b) as subsection (c) and, in such subsection, by striking “The oath” and inserting “An oath established by this section”; and

(2) by inserting after subsection (a) the following new subsection (b):

“(b) SEPARATION OATH.—Prior to retirement or other separation from the armed forces, other than separation pursuant to the sentence of a court-martial, a member of an armed force may take the following oath:

“I, \_\_\_\_\_, recognizing that my oath to support and defend the Constitution of the United States against all enemies, foreign and domestic, has involved me and my fellow members in experiences that few persons, other than our peers, can understand, do solemnly swear (or affirm) to continue to be the keeper of my brothers- and sisters-in-arms and protector of the United States and the Constitution; to preserve the values I have learned; to maintain my body and my mind; and to not bring harm to myself without speaking to my fellow veterans first. I take this oath freely and without purpose of evasion, so help me God.”

(c) CLERICAL AMENDMENTS.—

(1) SECTION HEADING.—The heading of section 502 of title 10, United States Code, is amended to read as follows:

**“§ 502. Enlistment oath and separation oath: who may administer”.**

(2) TABLE OF SECTIONS.—The table of sections at the beginning of chapter 31 of title 10, United States Code, is amended by striking the item relating to section 502 and inserting the following new item:

“502. Enlistment oath and separation oath: who may administer.”

48. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE WATSON COLEMAN OF NEW JERSEY OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 175, after line 24, insert the following new section:

**SEC. 575. EXTENSION OF REPORTING REQUIREMENT REGARDING DIVERSITY IN MILITARY LEADERSHIP.**

Section 115a(g) of title 10, United States Code, is amended by striking “2017” and inserting “2022”.

Strike section 1051(a)(2) (page 376, lines 4 through 10).

Page 396, after line 4, insert the following:

(5) ANNUAL DEFENSE MANPOWER REQUIREMENTS REPORT.—By inserting after paragraph (64), as added by paragraph (4), the following new paragraph:  
 “(65) Section 115a.”.

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49. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PLASKETT OF THE VIRGIN ISLANDS OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 185, after line 19, insert the following new section:

**SEC. 605. APPLICATION OF BASIC ALLOWANCE FOR HOUSING TO MEMBERS OF THE UNIFORMED SERVICES IN THE VIRGIN ISLANDS.**

(a) IN GENERAL.—Section 403(b) of title 37, United States Code, is amended—

(1) in the heading, by inserting “AND THE VIRGIN ISLANDS” after “THE UNITED STATES”;

(2) in paragraph (1), by inserting “and the Virgin Islands” after “the United States”; and

(3) in paragraphs (2), (3)(A), and (6), by inserting “or the Virgin Islands” after “the United States” each place it appears.

(b) CONFORMING AMENDMENTS.—Section 403(c) of title 37, United States Code, is amended—

(1) in the heading, by inserting “OR THE VIRGIN ISLANDS” after “THE UNITED STATES”; and

(2) in paragraphs (1), (2), (3)(A)(i), and (3)(B), by inserting “or the Virgin Islands” after “the United States” each place it appears.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act and shall apply to payments under section 403 of title 37, United States Code, beginning on January 1, 2018.

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50. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE DONOVAN OF NEW YORK OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 185, after line 19, insert the following new section:

**SEC. 605. REEVALUATION OF BAH FOR THE MILITARY HOUSING AREA INCLUDING STATEN ISLAND.**

Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense, using the most recent data available to the Secretary, shall reevaluate the basic housing allowance prescribed under section 403(b) of title 37, United States Code, for the military housing area that includes Staten Island, New York.

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51. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TROTT OF MICHIGAN OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle B of title VI, insert the following new section:

**SEC. 619. IMPROVED EMPLOYMENT ASSISTANCE FOR MEMBERS OF THE ARMED FORCES AND VETERANS.**

(a) **IMPROVED EMPLOYMENT SKILLS VERIFICATION.**—Section 1143(a) of title 10, United States Code, is amended—

(1) by inserting “(1)” before “The Secretary of Defense”; and

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

“(2) In order to improve the accuracy and completeness of a certification or verification of job skills and experience required by paragraph (1), the Secretary of Defense and the Secretary of Homeland Security with respect to the Coast Guard when it is not operating as a service in the Navy shall—

“(A) establish a database to record all training performed by members of the armed forces that may have application to employment in the civilian sector; and

“(B) make unclassified information regarding such information available to States and other potential employers referred to in subsection (c) so that State and other entities may allow military training to satisfy licensing or certification requirements to engage in a civilian profession.”.

(b) **IMPROVED ACCURACY OF CERTIFICATES OF TRAINING AND SKILLS.**—Section 1143(a) of title 10, United States Code, is further amended by inserting after paragraph (2), as added by subsection (a), the following new paragraph:

“(3) The Secretary of Defense and the Secretary of Homeland Security with respect to the Coast Guard when it is not operating as a service in the Navy shall ensure that a certification or verification of job skills and experience required by paragraph (1) is rendered in such a way that States and other potential employers can confirm the accuracy and authenticity of the certification or verification.”.

(c) **IMPROVED RESPONSIVENESS TO CERTIFICATION REQUESTS.**—Section 1143(c) of title 10, United States Code, is amended—

(1) by inserting “(1)” before “For the purpose”; and

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

“(2) A State may use a certification or verification of job skills and experience provided to a member of the armed forces under subsection (a) and request the Department of Defense or the Coast Guard, as the case may be, to confirm the accuracy and authenticity of the certification or verification. A response confirming or denying the information shall be provided within five business days.”.

(d) **IMPROVED NOTICE TO MEMBERS.**—Section 1142(b)(4)(A) of title 10, United States Code, is amended by inserting before the semicolon the following: “, including State-submitted and approved lists of military training and skills that satisfy occupational certifications and licenses”.

52. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE COURTNEY OF CONNECTICUT OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle A of title VII, add the following new section:

**SEC. 704. EXPANSION OF SEXUAL TRAUMA COUNSELING AND TREATMENT FOR MEMBERS OF THE RESERVE COMPONENTS.**

Section 1720D(a)(2)(A) of title 38, United States Code, is amended—

- (1) by striking “on active duty”; and
- (2) by inserting before the period at the end the following: “that was suffered by the member while serving on active duty, active duty for training, or inactive duty training.”.

53. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SCHNEIDER OF ILLINOIS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle B of title VII in division A, add the following:

**SEC. \_\_\_\_ . TRAINING REQUIREMENT FOR HEALTH CARE PROFESSIONALS PRESCRIBING OPIOIDS FOR TREATMENT OF PAIN IN THE ARMED FORCES.**

(a) IN GENERAL.—(1) The Secretary of Defense shall ensure that to serve as a health care professional in the Department of Defense as an individual who is authorized to prescribe or otherwise dispense opioids for the treatment of pain, the professional (other than a pharmacist) must comply with the 12-hour training requirement of paragraph (2) at least once during each 3-year period or be licensed in a State that requires equivalent (or greater) training described in paragraph (2) with respect to the prescribing or dispensing of opioids for the treatment of pain.

(2) The training requirement of this paragraph is that the professional has completed not less than 12 hours of training (through classroom situations, seminars at professional society meetings, electronic communications, or otherwise) with respect to—

- (A) pain management treatment guidelines and best practices;
- (B) early detection of opioid addiction; and
- (C) the treatment and management of opioid-dependent patients,

that is provided by the American Society of Addiction Medicine, the American Academy of Addiction Psychiatry, the American Medical Association, the American Osteopathic Association, the American Psychiatric Association, the American Academy of Pain Management, the American Pain Society, the American Academy of Pain Medicine, the American Board of Pain Medicine, the American Society of Interventional Pain Physicians, or any other organization that the Secretary of Defense determines is appropriate for purposes of this subsection.

(b) ESTABLISHMENT OF TRAINING MODULES.—(1) The Secretary of Defense shall establish or support the establishment of one or more training modules to be used to meet the training requirement under subsection (a).

(2) To be eligible to receive support under paragraph (1), an entity shall be—

(A) one of the organizations listed in paragraph (2) of subsection (a); or

(B) any other organization that the Secretary determines is appropriate to provide training under such subsection.

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54. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BERA OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

The amendment as modified is as follows:

Insert after section 724, the following:

**SEC. 725. REPORT.**

For each of the fiscal years 2018 through 2021, the Secretary of Defense shall submit to Congress a report on the Department of Defense's—

- (1) activities and programs with respect to infectious disease;
- (2) priority areas with respect to infectious disease; and
- (3) current policy and planning documents with respect to infectious disease.

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55. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE KUSTER OF NEW HAMPSHIRE OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title VII, add the following new section:

**SEC. 7 . PROVISION OF SUPPORT BY DEPARTMENT OF DEFENSE TO DEPARTMENT OF VETERANS AFFAIRS REGARDING ELECTRONIC HEALTH RECORD SYSTEM.**

(a) SUPPORT.—The Secretary of Defense may support the Secretary of Veterans Affairs, to the extent the Secretaries jointly consider feasible and advisable, in the development and implementation of an electronic health record system that—

- (1) is derivative of the Military Health System Genesis record currently being developed and implemented by the Secretary of Defense; and
- (2) achieves complete interoperability with the Military Health System Genesis.

(b) ANNUAL REVIEW.—The Secretary of Defense and the Secretary Veterans Affairs shall jointly conduct an annual review of the efforts undertaken by the Secretaries to achieve complete interoperability between the electronic health record of the Department of Veterans Affairs and the Military Health System Genesis.

(c) ANNUAL REPORT.—

(1) REPORTS.—Not later than 60 days after completing each annual review under subsection (b), the Secretary of Defense and the Secretary of Veterans Affairs shall jointly submit to the Committees on Armed Services and the Committees on Veterans' Affairs of the Senate and the House of Representatives a report on the review.

(2) ELEMENTS.—Each report under paragraph (1) shall include an assessment of the following:

(A) Milestones reached as part of the schedule of development and acquisition as developed by the Department of Defense and the Department of Veterans Affairs.

(B) Costs associated with development and implementation.

(C) Actions, if any, of the Secretary of Defense in supporting the Secretary of Veterans Affairs pursuant to subsection (a) with respect to the development and implementation of an electronic health record system and in achieving complete interoperability with the Military Health System Genesis.

(D) Status of the adoption of the national standards and architectural requirements identified by the Interagency Program Office of the Departments and in collaboration with the Office of the National Coordinator for Health Information Technology of the Department of Health and Human Services.

(d) TERMINATION.—The requirements under subsection (b) and (c) shall terminate on the date on which the Secretary of Defense and the Secretary of Veterans Affairs jointly certify to the Committees on Armed Services and the Committees on Veterans' Affairs of the Senate and the House of Representatives that the electronic health records of both the Department of Defense and the Department of Veterans Affairs are completely interoperable.

(e) INTEROPERABILITY DEFINED.—In this section, the term “interoperability” refers to the ability of different electronic health records systems or software to meaningfully exchange information in real time and provide useful results to one or more systems.

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56. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE JACKSON LEE OF TEXAS OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title VII, add the following new section:

**SEC. 7 \_\_\_\_ . INCREASED COLLABORATION WITH NIH TO COMBAT TRIPLE NEGATIVE BREAST CANCER.**

The Office of Health of the Department of Defense shall work in collaboration with the National Institutes of Health to—

(1) identify specific genetic and molecular targets and biomarkers for triple negative breast cancer; and

(2) provide information useful in biomarker selection, drug discovery, and clinical trials design that will enable both—

(A) triple negative breast cancer patients to be identified earlier in the progression of their disease; and

(B) the development of multiple targeted therapies for the disease.

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57. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SOTO OF FLORIDA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title VII, add the following new section:

**SEC. 725. ENCOURAGING TRANSITION OF MILITARY MEDICAL PROFESSIONALS INTO EMPLOYMENT WITH VETERANS HEALTH ADMINISTRATION.**

(a) **IN GENERAL.**—The Secretary of Defense shall establish a program to encourage an individual who serves in the Armed Forces with a military occupational specialty relating to the provision of health care to seek employment with the Veterans Health Administration when the individual has been discharged or released from service in the Armed Forces or is contemplating separating from such service.

(b) **RULE OF CONSTRUCTION.**—Nothing in this section shall be construed to—

(1) create any additional authority not otherwise provided in law to convert a former member of the Armed Services to an employee of the Veterans Health Administration; or

(2) circumvent any existing requirement relating to a detail, reassignment, or other transfer of such a former member to the Veterans Health Administration.

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**58. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CONAWAY OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES**

At the end of subtitle D of title VIII, add the following new section:

**SEC. 8 . REPEAL OF CERTAIN AUDITING REQUIREMENTS.**

Section 190 of title 10, United States Code, as proposed to be added by section 820(b)(1) of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328; 130 Stat. 2274), is amended by striking subsection (f).

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**59. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PITTINGER OF NORTH CAROLINA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES**

At the end of subtitle D of title VIII, add the following new section:

**SEC. 870A. PROHIBITION ON CONTRACTING WITH CERTAIN TELECOMMUNICATIONS PROVIDERS.**

(a) **LIST OF COVERED CONTRACTORS.**—Not later than 30 days after the date of the enactment of this Act, the Director of National Intelligence shall develop a list of covered contractors, to be updated as frequently as the Director determines appropriate, and shall make such list available to the Secretary of Defense.

(b) **PROHIBITION ON CONTRACTS.**—The Secretary of Defense may not enter into a contract with a covered contractor on the list described under subsection (a).

(c) **REMOVAL FROM LIST.**—To be removed from the list described in subsection (a), a covered contractor may submit a request to the Director in such manner as the Director determines appropriate. Upon certification of the request, the Director shall remove the covered contractor from the list.

(d) **WAIVER.**—The President may waive the requirements of subsection (b) if the President determines that the waiver is justified for national security reasons.



(e) **COVERED CONTRACTOR DEFINED.**—The term “covered contractor” means a provider of telecommunications or telecommunications equipment that has been found by the Director to have knowingly assisted or facilitated a cyber attack carried out by or on behalf of the government of the Democratic People’s Republic of Korea or persons associated with such government.

(f) **EFFECTIVE DATE.**—This section shall apply with respect to contracts of a covered contractor entered into on or after the date of the enactment of this Act.

60. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE DESANTIS OF FLORIDA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title VIII (page 323, after line 4), add the following new section:

**SEC. 871. ASSESSMENT AND AUTHORITY TO TERMINATE OR PROHIBIT CONTRACTS FOR PROCUREMENT FROM CHINESE COMPANIES PROVIDING SUPPORT TO THE DEMOCRATIC PEOPLE’S REPUBLIC OF KOREA.**

(a) **ASSESSMENT REQUIRED.**—

(1) **IN GENERAL.**—The Secretary of Defense, in consultation with the Secretary of State, the Secretary of the Treasury, and the Director of National Intelligence, shall conduct an assessment of trade between the People’s Republic of China and the Democratic People’s Republic of Korea, including elements deemed to be important to United States national security and defense.

(2) **ELEMENTS.**—The assessment required by paragraph (1) shall—

(A) assess the composition of all trade between China and the Democratic People’s Republic of Korea, including trade in goods and services;

(B) identify whether any Chinese commercial entities that are engaged in such trade materially support illicit activities on the part of North Korea;

(C) evaluate the extent to which the United States Government procures goods or services from any commercial entity identified under subparagraph (B);

(D) provide a list of commercial entities identified under subparagraph (B) that provide defense goods or services for the Department of Defense; and

(E) evaluate the ramifications to United States national security, including any impacts to the defense industrial base, Department of Defense acquisition programs, and Department of Defense logistics or supply chains, of prohibiting procurements from commercial entities listed under subparagraph (D).

(3) **REPORT.**—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report on the assessment required by paragraph (1). The report shall be submitted in unclassified form, but may contain a classified annex.

(b) **AUTHORITY.**—The Secretary of Defense may terminate existing contracts or prohibit the award of contracts for the procurement of goods or services for the Department of Defense from a

Chinese commercial entity listed under subsection (a)(2)(D) based on a determination informed by the assessment required under subsection (a).

(c) NOTIFICATION.—The Secretary of Defense shall submit to the appropriate committees of Congress a notification of, and detailed justification for, any exercise of the authority in subsection (b) not less than 30 days before the date on which the authority is exercised.

(d) APPROPRIATE COMMITTEES OF CONGRESS DEFINED.—In this section, the term “appropriate committees of Congress” means—

(1) the Committee on Armed Services and the Committee on Foreign Relations of the Senate; and

(2) the Committee on Armed Services and the Committee on Foreign Affairs of the House of Representatives.

61. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE VELÁZQUEZ OF NEW YORK OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title VIII, add the following new section:

**SEC. 860A. EXEMPTION OF CERTAIN CONTRACTS FROM INFLATION ADJUSTMENTS.**

Subparagraph (B) of section 1908(b)(2) of title 41, United States Code, is amended by inserting “3131 to 3134,” after “sections”.

62. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MURPHY OF FLORIDA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title VIII, insert the following:

**SEC. 8 . INCLUSION OF SBIR AND STTR PROGRAMS IN TECHNICAL ASSISTANCE.**

Subsection (c) of section 2418 of title 10, United States Code, is amended—

(1) by striking “issued under” and inserting the following: “issued—

“(1) under”;

(2) by striking “and on” and inserting “, and on”;

(3) by striking “requirements.” and inserting “requirements; and”; and

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

“(2) under section 9 of the Small Business Act (15 U.S.C. 638), and on compliance with those requirements.”.

63. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE FITZPATRICK OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 345, after line 13, insert the following new section:

**SEC. 924. COMPLETION OF DEPARTMENT OF DEFENSE DIRECTIVE 2310.07E REGARDING MISSING PERSONS.**

(a) IN GENERAL.—The Secretary of Defense shall make the completion of Department of Defense Directive 2310.07E a top priority in order to improve the efficiency of locating missing persons.

(b) DEFINITION.—In this section, the term “missing person” has the meaning given such term in section 1513 of title 10, United States Code.

64. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SOTO OF FLORIDA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title IX, insert the following:

**SEC. 9 . RESPONSIBILITY FOR DEVELOPMENTAL TEST AND EVALUATION WITHIN THE OFFICE OF THE SECRETARY OF DEFENSE.**

(a) BRIEFING ON PLANS TO ADDRESS DEVELOPMENTAL TEST AND EVALUATION RESPONSIBILITIES WITHIN THE OFFICE OF THE SECRETARY OF DEFENSE.—

(1) IN GENERAL.—Not later than 60 days after the date of the enactment of this Act, the Secretary of Defense shall provide a briefing to the Committee on Armed Services of the House of Representatives on a strategy to ensure that there is sufficient expertise, oversight, and policy direction on developmental test and evaluation within the Office of the Secretary of Defense after the completion of the reorganization of such Office required under section 901 of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328; 130 Stat. 2339).

(2) ELEMENTS.—The briefing required by paragraph (1) shall address the following:

(A) The structure of the roles and responsibilities of the senior Department of Defense official responsible for developmental test and evaluation.

(B) The location of the senior Department of Defense official responsible for developmental test and evaluation within the organizational structure of the Office of the Secretary of Defense.

(C) An estimate of personnel and other resources that should be made available to the senior Department of Defense official responsible for developmental test and evaluation to ensure that such official can provide independent expertise, oversight, and policy direction and guidance Department of Defense-wide.

(D) Methods to ensure that the senior Department of Defense official responsible for developmental test and evaluation will be empowered to facilitate Department of Defense-wide efficiencies by helping programs to optimize test designs.

(E) Methods to ensure that an advocate for test and evaluation workforce will continue to exist within the acquisition workforce.

(b) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) developmental testing is critical to reducing acquisition program risk by providing valuable information to support sound decision making;

(2) major defense acquisition programs often do not conduct enough developmental testing, so too many problems are first identified during operational testing, when they are expensive and time-consuming to fix; and

(3) in order to ensure that effective developmental testing is conducted on major defense acquisition programs, the Secretary should—

(A) carefully consider where the senior Department of Defense official responsible for developmental test and evaluation is located within the organizational structure of the Office of the Secretary of Defense; and

(B) ensure that such official has sufficient authority and resources to provide oversight and policy direction on developmental test and evaluation Department of Defense-wide.

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65. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SCHIFF OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 359, after line 4, insert the following:

**SEC. 1026. SENSE OF CONGRESS REGARDING PROVIDING FOR TIMELY VICTIM AND FAMILY TESTIMONY IN MILITARY COMMISSION TRIALS.**

It is the sense of Congress that in the interests of justice, efficiency, and providing closure to victims of terrorism and their families, military judges overseeing military commissions in United States Naval Station, Guantanamo Bay, Cuba, should consider making arrangements to take recorded testimony from victims and their families should they wish to provide testimony before such a commission.

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66. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SCHIFF OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 359, after line 4, insert the following:

**SEC. 1026. AUTHORITY TO USE VIDEO TELECONFERENCING TECHNOLOGY IN MILITARY COMMISSION PROCEDURES.**

Section 949d of title 10, United States Code, is amended by adding at the end the following new subsection:

“(e) USE OF VIDEO TELECONFERENCING.—The military judge may provide for the participation of the accused, defense counsel, trial counsel, and any other participants by video teleconferencing for any matter for which the military judge may call the military commission into session. Any party who participates through the use of video teleconferencing shall be considered as present for purposes of subsection (a)(2).”

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67. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SCHIFF OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 359, after line 4, insert the following:

**SEC. 1026. PUBLIC AVAILABILITY OF MILITARY COMMISSION PROCEEDINGS.**

Section 949d(c) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(4) In the case of any proceeding of a military commission under this chapter that is made open to the public, the military judge

may order arrangements for the availability of the proceeding to be watched remotely by the public through the internet.”.

68. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE KILDEE OF MICHIGAN OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 469, after line 17, add the following new paragraphs:

- (6) The projected casualties and costs associated with the deployment of members of the Armed Forces to Afghanistan.
- (7) The objectives of deployment of members of the Armed Forces to Afghanistan, including a time line to achieve such objectives as determined by the Secretary of Defense.

69. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE DELANEY OF MARYLAND OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 375, after line 8, insert the following:

**SEC. 1040. LIMITATION ON USE OF FUNDS TO CLOSE BIOSAFETY LEVEL 4 LABORATORIES.**

(a) **LIMITATION.**—None of the funds authorized to be appropriated in this Act may be used to support the closure or transfer of a biosafety level 4 laboratory until the heads of the Federal agencies that use the laboratory jointly certify to the covered congressional committees that the closure or transfer of the lab would not have a negative effect on biological defense capabilities and would not result in a lapse of biological defense capabilities.

(b) **COVERED CONGRESSIONAL COMMITTEES.**—In this section, the term “covered congressional committees” means—

- (1) the Committees on Armed Services of the Senate and House of Representatives;
- (2) the Committees on the Judiciary of the Senate and House of Representatives;
- (3) the Permanent Select Committee on Intelligence of the House of Representatives;
- (4) the Select Committee on Intelligence of the Senate;
- (5) the Committee on Homeland Security of the House of Representatives;
- (6) the Committee on Homeland Security and Governmental Affairs of the Senate;
- (7) the Committee on Oversight and Government Reform of the House of Representatives; and
- (8) the Committees on Appropriations of the Senate and House of Representatives.

70. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE COMSTOCK OF VIRGINIA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 378, strike lines 19 through 23.

Page 396, after line 4, insert the following:

- (5) **STARBASE PROGRAM REPORT.**—By inserting after paragraph (64), as added by paragraph (4), the following new paragraph:

“(65) Section 2193b(g).”.

71. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CARBAJAL OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 383, lines 2 through 8, strike subsection (b) of section 1051.

Page 396, after line 11, insert the following:

(y) PRESERVATION OF NATIONAL GUARD YOUTH CHALLENGE REPORT.—Effective as of December 23, 2016, and as if included therein as enacted, section 1061(i) of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328) is amended by adding at the end the following new paragraph:

“(34) Section 509(k) of title 32, United States Code.”.

Page 396, line 12, strike “(y)” and insert “(z)”.

Page 396, line 13, strike “subsections (w) and (x)” and insert “subsections (w), (x), and (y)”.

72. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GOTTHEIMER OF NEW JERSEY OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 386, beginning on line 11, strike subsection (l).

Page 396, after line 11, insert the following:

(y) ANNUAL REPORT ON SUPPORT TO LAW ENFORCEMENT AGENCIES CONDUCTING COUNTER-TERRORISM ACTIVITIES.—Effective as of December 23, 2016, and as if included therein as enacted, section 1061(d) of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328) is amended by adding at the end the following new paragraph:

“(5) Section 1022(c).”.

Page 396, line 12, strike “(y)” and insert “(z)”.

Page 396, lines 12 through 13, strike “subsections (w) and (x)” and insert “subsections (w), (x), and (y)”.

73. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE FITZPATRICK OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle E of title X, add the following new section:

**SEC. 1058. STUDY ON HEALTH EFFECTS OF EXPOSURE TO PERFLUOROOCTANE SULFONATE AND PERFLUOROOCTANOIC ACID FROM FIREFIGHTING FOAM USED AT MILITARY INSTALLATIONS.**

(a) STUDY.—The Secretary of Defense, in consultation with the Administrator of the Agency for Toxic Substances and Disease Registry, shall carry out a study on any health effects experienced by individuals who are exposed to perfluorooctane sulfonate and perfluorooctanoic acid from firefighting foam used at military installations or former military installations, including exposure through a well that provides water for human consumption that the Secretary determines is contaminated with perfluorooctane sulfonate and perfluorooctanoic acid from such firefighting foam.

(b) DESIGN OF STUDY.—The Secretary shall ensure that the study under subsection (a) meets the following criteria:

(1) The study includes a review of relevant literature.

(2) The study includes community input through community advisory groups or focus groups.

(3) The study identifies existing research regarding health effects relating to exposure described in subsection (a).

(4) The study includes protocols based on expertise from epidemiologists.

(5) The study identifies and characterizes one or more sources of water contamination and collects preliminary information on the magnitude and distribution of such exposure.

(6) Based on the information learned under paragraphs (1) through (5), the study determines the specific health effects and perfluorooctane sulfonates and perfluorooctanoic acids to evaluate.

(7) The study includes biomonitoring from a sample of community members, including with respect to specific subgroups considered at risk for such exposure.

(8) The study collects data on possible biological changes potentially associated with such exposure.

(9) The study includes detailed exposure and health questionnaires.

(10) The study includes the review of medical records.

(11) The study analyzes data for an association between such exposure and potential health effects.

(c) SUBMISSION.—Not later than five years after the date of the enactment of this Act, the Secretary shall submit to the congressional defense committees the study under subsection (a). The Secretary shall make such study publicly available pursuant to section 122a of title 10, United States Code.

74. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BOYLE OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title X, add the following new section:

**SEC. 10 . SENSE OF CONGRESS ON CYBERSECURITY COOPERATION WITH UKRAINE.**

(a) FINDINGS.—Congress finds the following:

(1) There is a strong history of cyber attacks in Ukraine.

(2) The United States supports Ukraine and the European Deterrence Initiative.

(b) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) the United States reaffirms support for the sovereignty and territorial integrity of Ukraine; and

(2) the United States should assist Ukraine in improving its cybersecurity capabilities.

75. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE JOHNSON OF TEXAS OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle F of title X, add the following new section:

**SEC. . APOLLO I MEMORIAL.**

(a) FINDINGS.—Congress finds the following:

(1) On January 27, 1967, NASA Astronauts Command Pilot Virgil I. “Gus” Grissom, Senior Pilot Edward H. White II, and Pilot Roger B. Chaffee were killed in an electrical fire that broke out inside the Apollo I Command Module on Launch Pad 34 at the Kennedy Space Center in Cape Canaveral, Florida.

(2) Command Pilot Virgil Grissom was selected by NASA in 1959 as one of the original seven Mercury astronauts. He piloted the Liberty Bell 7 spacecraft on July 21, 1963, on the second and final Mercury suborbital test flight, served as command pilot on the first manned Gemini flight on March 23, 1965, and was named as Command Pilot of the first Apollo flight. He began his career in the United States Army Air Corps and was a Lieutenant Colonel in the United States Air Force at the time of the accident, and he is buried at Arlington National Cemetery.

(3) Senior Pilot Edward H. White II was selected by NASA as a member of the second astronaut team in 1962. He piloted the Gemini-4 mission, a 4-day mission that took place in June 1965, during which he conducted the first extravehicular activity in the United States human spaceflight program. He was named as Command Module Pilot for the first Apollo flight. He began his career as a cadet in United States Military Academy at West Point and was a Lieutenant Colonel in the United States Air Force at the time of the accident.

(4) Pilot Roger B. Chaffee was selected by NASA as part of the third group of astronauts in 1963. He was named as the Lunar Module Pilot for the first Apollo flight. He began his career as a ROTC cadet before commissioning as an ensign in the United States Navy, he was a Lieutenant Commander in the United States Navy at the time of the accident, and he is buried at Arlington National Cemetery.

(5) All 3 astronauts were posthumously awarded the Congressional Space Medal of Honor.

(6) As Arlington National Cemetery is where we recognize heroes who have passed in the service of our Nation, it is fitting on the 50th anniversary of the Apollo I accident that we acknowledge those astronauts by building a memorial in their honor.

(b) CONSTRUCTION OF MEMORIAL TO THE CREW OF THE APOLLO I LAUNCH TEST ACCIDENT AT ARLINGTON NATIONAL CEMETERY.—

(1) CONSTRUCTION REQUIRED.—The Secretary of the Army shall, in consultation with the Administrator of the National Aeronautics and Space Administration, construct at an appropriate place in Arlington National Cemetery, Virginia, a memorial marker honoring the three members of the crew of the Apollo I crew who died during a launch rehearsal test on January 27, 1967, in Cape Canaveral, Florida.

(2) FUNDING.—Of the amounts authorized to be appropriated in section 4201 for management support, Space and Missile Center (SMC) civilian workforce (Line 152), as specified in the corresponding funding table in section 4201, \$50,000 shall be available for the construction required under paragraph (1) of this subsection.

76. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE WILSON OF SOUTH CAROLINA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 451, after line 6, insert the following:



**SEC. 1073. NATIONAL STRATEGY FOR COUNTERING VIOLENT EXTREMIST GROUPS.**

(a) **STRATEGY REQUIRED.**—

(1) **IN GENERAL.**—Not later than June 1, 2018, the President shall submit to the appropriate committees of Congress a report on a comprehensive, interagency national strategy for countering violent extremist groups.

(2) **ELEMENTS.**—The comprehensive, interagency national strategy required by paragraph (1) shall include the following elements:

(A) Identification and prioritization of the threats, including a description of capability and intent posed to the United States and United States interests, from violent extremist groups and their ideologies, by region and affiliated group, including any state-sponsors for such groups.

(B) Identification of the interagency tools for combating and countering violent extremist groups, including—

(i) countering violent extremist group messaging and ideological support;

(ii) combating terrorist group financing; intelligence gathering and cooperation;

(iii) law enforcement activities; sanctions; counterterrorism and counterintelligence activities;

(iv) support to civil-society groups, commercial entities, allies and counter radicalization activities of such groups; and

(v) support by the Armed Forces of the United States to combat violent extremist groups.

(C) Use of, coordination with, or liaison to international partners, non-governmental organizations, or commercial entities that support United States policy goals in countering violent extremist ideologies and organizations.

(D) Synchronization processes for these use of these interagency tools against the priority threats, including the roles and responsibilities of the Global Engagement Center, as well as the National Security Council in coordinating the interagency tools.

(E) Recommendations for improving coordination between Federal Government agencies, as well as with State, local, international, and non-governmental entities.

(F) Other matters as the President considers appropriate.

(b) **ASSESSMENT.**—Not later than one year after the date of the submission of the strategy required by subsection (a), the President shall submit to the appropriate committees of Congress an assessment of the strategy, including—

(1) the status of implementation of the strategy;

(2) progress toward the achievement of benchmarks or implementation of any recommendations; and

(3) any changes to the strategy since such submission.

(c) **FORM.**—Each report required by this section shall be submitted in unclassified form, but may include a classified annex.

(d) **APPROPRIATE COMMITTEES OF CONGRESS.**—In this section, the term “appropriate committees of Congress” means—

(1) the Committees on Foreign Relations, Armed Services, Appropriations, Homeland Security and Governmental Affairs, and the Judiciary and the Select Committee on Intelligence of the Senate; and

(2) the Committees on Foreign Affairs, Armed Services, Appropriations, Homeland Security, and the Judiciary and the Permanent Select Committee on Intelligence of the House of Representatives.

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77. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE THORNBERRY OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle F of title X, add the following:

**SEC. 1073. ADEQUACY OF THE REPORT ON THE VULNERABILITIES OF THE DEFENSE INDUSTRIAL BASE.**

(a) COMPREHENSIVE REPORT ON VULNERABILITIES OF, AND CONCENTRATION OF PURCHASES IN, THE DEFENSE INDUSTRIAL BASE.—

(1) REPORT.—Not later than 180 days after the date of the enactment of this Act, and at least annually until September 30, 2023, before March 31, thereafter the President shall issue to the appropriate congressional committees a comprehensive report combining all of the elements of the reports described in paragraph (4) and any other relevant reports on the adequacy of, vulnerabilities of, and concentration of purchases in the defense industrial sector.

(2) CONSULTATION.—In preparing a report under paragraph (1), the President shall consult with the Secretary of State, the Secretary of the Treasury, the Secretary of Defense, the Attorney General, the Secretary of Homeland Security, the Director of National Intelligence, the Director of the National Security Agency and such other cabinet officials and heads of Federal departments and agencies as the President determines to be appropriate.

(3) FORM OF REPORT.—Each report issued under paragraph (1) shall be in unclassified form, but may contain a classified annex.

(4) LIST OF REPORTS.—Each report issued under paragraph (1) shall contain all relevant information and analysis from the following reports, as well as such other relevant information as the President determines to be appropriate:

(A) The report described under section 721(m) of the Defense Production Act of 1950 (50 U.S.C. 4565(m)), relating to concentrations of purchases of the defense industrial base.

(B) The report described under section 723(a) of the Defense Production Act of 1950 (50 U.S.C. 4568(a)), relating to offsets in defense production.

(C) The report described under section 2504 of title 10, United States Code, relating to annual industrial capabilities.

(D) The “Report on Defense Industrial Base” described under section 842(c) of the National Defense Authorization Act for Fiscal Years 1990 and 1991.

(E) The “Study of Field Failures Involving Counterfeit Electronic Parts” described under section 238 of the National Defense Authorization Act for Fiscal Year 2016.

(F) The “Report on Alternative Capabilities to Procure and Sustain Nonstandard Rotary Wing Aircraft Historically Procured Through Rosoboronexport” described under section 1249 of the National Defense Authorization Act for Fiscal Year 2016.

(G) The report described under section 843 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011, relating to rare earth materials critical to national security.

(H) The “Biennial Report on Nuclear Triad” described under section 1054 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011.

(I) The “Report on Solid Rocket Motor Industrial Base” described under section 1050 of the National Defense Authorization Act for Fiscal Year 2008.

(J) The “Assessment of United States Defense Industrial Base Capabilities” described under section 812 of the National Defense Authorization Act for Fiscal Year 2004.

(K) The report related to “Monitoring and Enforcement of Mitigation Agreements Related to Foreign Investment in the United States” described under House Report 113-102.

(L) The additive manufacturing recommendation described in House Report 113-446.

(M) The “Assessment of the directed energy industrial base” described in House Report 114-102.

(b) COMPREHENSIVE DATABASE OF PROPOSED TRANSACTIONS OR PURCHASES IN THE DEFENSE INDUSTRIAL BASE INVOLVING A FOREIGN PERSON.—

(1) ESTABLISHMENT AND MAINTENANCE OF DATABASE.—

(A) IN GENERAL.—The President shall establish and keep current a database of proposed transactions that would result in all of, a substantial part of, or a controlling interest in, a U. S. corporation, or the U. S. assets of a foreign corporation, being owned or controlled by a foreign person, in the defense industrial base and any manufacturing or intellectual property related to the defense industrial base.

(B) CONFIDENTIALITY OF INFORMATION.—Except as provided under subparagraph (C), the President shall ensure that the information contained in the database is kept confidential.

(C) ACCESS TO DATABASE.—The President shall—

(i) ensure that access to information in the database is strictly controlled;

(ii) make the database available to the Secretary of State, the Secretary of the Treasury, the Secretary of Defense, the Attorney General, the Secretary of Homeland Security, the Director of National Intelligence, and the National Security Agency, with such limitations as the President may determine appropriate;

(iii) require that records are kept each time a person accesses information in the database; and

(iv) require that any person receiving information from the database continues to preserve the confidentiality of the information.

(2) MANDATORY FILING REQUIREMENT.—

(A) IN GENERAL.—With respect to any proposed transaction described under paragraph (1)(A), the proposed purchaser and proposed seller in such proposed transaction shall file, and keep current, a report with the database containing a description of the proposed transaction.

(B) ADDITIONAL INFORMATION FOR PROPOSED TRANSACTIONS INVOLVING A FOREIGN GOVERNMENT-CONTROLLED CORPORATION.—If, with respect to proposed transaction described in subparagraph (A), any foreign person is a foreign government-controlled corporation, the report required under subparagraph (A) shall also disclose whether such foreign government-controlled corporation is—

- (i) a Chinese corporation;
- (ii) a Russian corporation;
- (iii) an Iranian corporation; or
- (iv) a North Korean corporation.

(C) CIVIL PENALTY.—Any person who willfully violates a provision of this paragraph shall be fined not more than \$100,000 per violation.

(c) DEFENSE INDUSTRIAL BASE TECHNOLOGIES CONTROLLED.—

(1) SENSE OF CONGRESS.—It is the sense of Congress that statutes and mechanisms to control the export of critical technologies or related intellectual property must be kept up-to-date, reflecting changes in the defense industrial base, technology, and the global market, in order to adequately protect United States national security.

(2) REPORT.—Annually, until September 30, 2023, before March 31, the President shall deliver to the appropriate congressional committees a report describing any need for reforms of policies governing the export of technology or related intellectual property, along with any proposed legislative changes the President believes are necessary.

(d) SEPARATE REPORTS REQUIRED.—The reports required under subsections (a)(1) and (c)(2) may be issued concurrently, but shall be issued as separate reports.

(e) DEFINITIONS.—For purposes of this section:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “appropriate congressional committees” means the Committee on Armed Services, the Committee on Financial Services, the Committee on Foreign Affairs, and the Permanent Select Committee on Intelligence of the House of Representatives and the Committee on Armed Services, the Committee on Banking, Housing, and Urban Affairs, the Committee on Foreign Relations, and the Select Committee on Intelligence of the Senate.

(2) DATABASE.—The term “database” means the database established pursuant to subsection (b)(1)(A).

(3) DEFENSE INDUSTRIAL BASE.—The term “defense industrial base” shall have the meaning given the term “national technology and industrial base” within the context of section 2503 of title 10, United States Code.

(4) DEFINITIONS RELATED TO CORPORATIONS.—

(A) CORPORATION.—The term “corporation” means a corporation, partnership, or other organization.

(B) FOREIGN CORPORATION.—The term “foreign corporation” means a corporation organized under the laws of a foreign country.

(C) U.S. CORPORATION.—The term “U.S. corporation” means a corporation organized under the laws of the United States.

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78. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MOULTON OF MASSACHUSETTS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle F of title X, add the following new section:

**SEC. 10 . FEDERAL CHARTER FOR SPIRIT OF AMERICA.**

(a) FEDERAL CHARTER.—

(1) IN GENERAL.—Part B of subtitle II of title 36, United States Code, is amended by inserting after chapter 2003 the following new chapter:

**“CHAPTER 2005—SPIRIT OF AMERICA**

“Sec.

“200501. Organization.

“200502. Purposes.

“200503. Powers.

“200504. Duty to maintain tax-exempt status.

“200505. Annual report.

**“§ 200501. Organization**

“(a) FEDERAL CHARTER.—Spirit of America (in this chapter ‘the corporation’), a nonprofit corporation, is a federally chartered corporation.

“(b) EXPIRATION OF CHARTER.—If the corporation does not comply with the provisions of this chapter, the charter granted by this chapter expires.

“(c) SCOPE OF CHARTER.—Nothing in the charter granted by this chapter shall be construed as conferring special rights or privileges upon the corporation, or as placing upon the Department of Defense any obligation with respect to the corporation.

**“§ 200502. Purposes**

“The purposes of the corporation are as provided in its constitution and bylaws and include the following patriotic, charitable, and inspirational purposes:

“(1) To respond to the needs of local populations abroad, as identified by members of the Armed Forces and diplomats of the United States abroad.

“(2) To provide privately-funded humanitarian, economic, and other nonlethal assistance to address such needs.

“(3) To support the safety and success of members of the Armed Forces and diplomats of the United States abroad.

“(4) To connect the people of the United States more closely to the members of the Armed Forces and diplomats of the United States abroad, and to the missions carried out by such personnel abroad.

“(5) To demonstrate the goodwill of the people of the United States to peoples around the world.

**“§ 200503. Powers**

“The corporation may—

“(1) adopt and amend a constitution, by-laws, and regulations to carry out the purposes of the corporation;

“(2) adopt and alter a corporate seal;

“(3) establish and maintain offices to conduct its activities;

“(4) enter into contracts;

“(5) acquire, own, lease, encumber, and transfer property as necessary and appropriate to carry out the purposes of the corporation;

“(6) establish, regulate, and discontinue subordinate State and territorial subdivisions and local chapters or posts;

“(7) publish a magazine and other publications (including through the Internet);

“(8) sue and be sued; and

“(9) do any other act necessary and proper to carry out the purposes of the corporation as provided in its constitution, by-laws, and regulations.

**“§ 200504. Duty to maintain tax-exempt status**

“If the corporation fails to maintain its status as an organization exempt from taxation under the Internal Revenue Code of 1986, the charter granted under this chapter shall terminate.

**“§ 200505. Annual report**

“The corporation shall submit an annual report to Congress on the activities of the corporation during the prior fiscal year. The report shall be submitted at the same time as the report of the audit required by section 10101 of this title. The report may not be printed as a public document.”

(2) TABLES OF CHAPTERS.—The table of chapters at the beginning of title 36, United States Code, and at the beginning of subtitle II of such title, are each amended by inserting after the item relating to chapter 2003 the following new item:

**“2005. Spirit of America ..... 200501.”.**

(b) DISTRIBUTION OF CORPORATION ASSISTANCE ABROAD THROUGH DEPARTMENT OF DEFENSE.—

(1) ACCEPTANCE AND COORDINATION OF ASSISTANCE.—The Department of Defense (including members of the Armed Forces) may, in the discretion of the Secretary of Defense and in accordance with guidance issued by the Secretary—

(A) accept from Spirit of America, a federally-chartered corporation under chapter 2005 of title 36, United States Code (as added by subsection (a)), humanitarian, economic, and other nonlethal assistance funded by private funds in the carrying out of the purposes of the corporation; and

(B) respond to requests from the corporation for the identification of the needs of local populations abroad for assistance, and coordinate with the corporation in the provision and distribution of such assistance, in the carrying out of such purposes.

(2) DISTRIBUTION OF ASSISTANCE TO LOCAL POPULATIONS.—In accordance with guidance issued by the Secretary, members of the Armed Forces abroad may provide to local populations abroad humanitarian, economic, and other nonlethal assistance provided to the Department by the corporation pursuant to this subsection.

(3) SCOPE OF GUIDANCE.—The guidance issued pursuant to this subsection shall ensure that any assistance distributed pursuant to this subsection shall be for purposes of supporting the mission or missions of the Department and the Armed Forces for which such assistance is provided by the corporation.

(4) DoD SUPPORT FOR CORPORATION ACTIVITIES.—In accordance with guidance issued by the Secretary, the Department and the Armed Forces may—

(A) provide transportation, lodging, storage, and other logistical support—

(i) to personnel of the corporation (whether in the United States or abroad) who are carrying out the purposes of the corporation; and

(ii) in connection with the acceptance and distribution of assistance provided by the corporation; and

(B) use assets of the Department and the Armed Forces in the provision of support described in subparagraph (A).

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79. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CONNOLLY OF VIRGINIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle F of title X, add the following new section:

**SEC. 10 . AIR TRANSPORTATION OF CIVILIAN DEPARTMENT OF DEFENSE PERSONNEL TO AND FROM AFGHANISTAN.**

(a) POLICY REVIEW.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall conduct a policy review regarding the use of commercial air transportation or alternative forms of air transportation to transport civilian personnel of the Department of Defense to and from Afghanistan.

(b) REPORT TO CONGRESS.—Not later than 90 days after the completion of the policy review required by subsection (a), the Secretary shall submit to the congressional defense committees a report on the results of such review.

(c) UPDATED GUIDELINES.—Not later than 90 days after the completion of the policy review required by subsection (a), the Secretary shall issue updated guidelines, based on the report submitted under subsection (b), regarding the use of commercial air transportation or alternative forms of air transportation to transport civilian personnel of the Department to and from Afghanistan.

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80. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE DAVIDSON OF OHIO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 451, after line 6, insert the following:

**SEC. 10 \_\_\_\_ . COLLABORATION BETWEEN FAA AND DOD ON UNMANNED AIRCRAFT SYSTEMS.**

(a) **COLLABORATION.—**

(1) **IN GENERAL.—**The Administrator of the Federal Aviation Administration and the Secretary of Defense are encouraged to collaborate on sense-and-avoid capabilities for unmanned aircraft systems.

(2) **ELEMENTS.—**The collaboration described in paragraph (1) should include the following:

(A) Sharing information on safely integrating unmanned aircraft systems and manned aircraft in the national airspace system.

(B) Building upon the experience of the Department of Defense, including the Air Force, to inform the Federal Aviation Administration’s development of civil standards, policies, and procedures for integrating unmanned aircraft systems in the nation airspace system.

(C) **Informing—**

(i) development of airborne and ground-based sense-and-avoid capabilities for unmanned aircraft systems; and

(ii) research and development on unmanned aircraft systems, especially with respect to matters involving human factors, information assurance, and security.

(b) **PARTICIPATION BY FAA IN DOD ACTIVITIES.—**

(1) **IN GENERAL.—**The Administrator of the Federal Aviation Administration is encouraged to participate, and provide assistance for participation, in test and evaluation efforts of the Department of Defense, including the Air Force, relating to airborne and ground-based sense-and-avoid capabilities for unmanned aircraft systems.

(2) **PARTICIPATION THROUGH CENTERS OF EXCELLENCE AND TEST SITES.—**Participation under paragraph (1) may include provision of assistance through unmanned aircraft systems test sites.

(c) **UNMANNED AIRCRAFT SYSTEMS DEFINED.—**In this section, the term “unmanned aircraft system” has the meaning given that term in section 331 of the FAA Modernization and Reform Act of 2012 (Public Law 112–95; 49 U.S.C. 40101 note).

**81. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ROHR-ABACHER OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES**

Page 473, line 15, strike “and”.

Page 473, line 17, strike the period at the end and insert a semicolon.

Page 473, after line 17, insert the following:

(C) in paragraph (3), strike “and” at the end;

(D) in paragraph (4), strike the period at the end and insert “; and” ; and

(E) by adding at the end the following:

“(5) Pakistan is not using its military or any funds or equipment provided by the United States to persecute minority groups seeking political or religious freedom, including the



Balochi, Sindhi, and Hazara ethnic groups and minority religious groups, including Christian, Hindu, and Ahmadiyya Muslim.”.

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82. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE POE OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 473, line 15, strike “and”.

Page 473, line 17, strike the period at the end and insert a semicolon.

Page 473, after line 17, insert the following:

(C) in paragraph (3), strike “and” at the end;

(D) in paragraph (4), strike the period at the end and insert “; and”; and

(E) by adding at the end the following:

“(5) Pakistan is not providing military, financial, or logistical support to specially designated global terrorists operating in Afghanistan or Pakistan.”.

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83. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MOORE OF WISCONSIN OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 474, line 21, insert after “objectives” the following: “, including the funding estimated to be needed each year by the Department of Defense and by the Department of State (including the United States Agency for International Development)”.

Page 475, after line 15, insert the following:

(9) A description of the legal authority needed to introduce United States ground combat forces in Syria or needed to accomplish long term and short term military objectives in Syria and a description of the capabilities and willingness of the Syrian government (and its allies) to use chemical or other weapons of mass destructions against its citizens and potentially United States and associated military forces Syria.

(10) A description of all necessary contact between the United States and the governments of Russia and other state actors in order to achieve the United States strategy in Syria.

Page 475, after line 22, insert the following new section:

**SEC. 1221A. REPORT ON IMPACT OF HUMANITARIAN CRISIS ON ACHIEVEMENT OF UNITED STATES SECURITY OBJECTIVES IN SYRIA.**

(a) IN GENERAL.—Not later than February 1, 2018, the Secretary of Defense, in coordination with the Secretary of State, shall submit to the appropriate congressional committees (as defined in section 1221(c)) a report that provides an assessment of the impact of the humanitarian crisis in Syria on the achievement of goals of the United States in the region, such as destroying and dismantling the Islamic State in Iraq and the Levant and peace and stability in Syria and the broader region.

(b) CONTENTS.—The assessment under subsection (a) shall include a description of—

(1) the response of the United States to the short-term and long-term humanitarian crisis in Syria caused by attacks on the people of Syria by its government, including attacks on hospitals and other medical and educational facilities; and

(2) how the United States intends to support the needs of refugees and internally displaced populations and intends to improve access to humanitarian aid for areas where such aid has been blocked.

84. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE NOLAN OF MINNESOTA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 555, after line 12, insert the following:

(e) NO AUTHORIZATION FOR DEPLOYMENT OF ARMED FORCES.—None of the funds authorized to be appropriated by this Act are authorized to be made available to deploy members of the Armed Forces to participate in the ongoing civil war in Yemen.

85. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LUJAN GRISHAM OF NEW MEXICO OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title XI, add the following:

**SEC. 1109. BRIEFING ON DIVERSITY IN THE CIVILIAN WORKFORCE ON AIR FORCE INSTALLATIONS.**

Not later than 120 days after the date of enactment of this Act, the Secretary of the Air Force shall brief the Committee on Armed Services of the Senate, the Committee on Armed Services of the House of Representatives, the Committee on Homeland Security and Governmental Affairs of the Senate, and the Committee on Oversight and Government Reform of the House of Representatives on efforts to increase diversity in the civilian workforce on each Air Force installation, including regional and State demographics regarding diversity.

86. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GALLEGO OF ARIZONA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title XII, add the following new section:

**SEC. 12 . REPORTS ON DEPLOYMENT OF UNITED STATES COMBAT FORCES TO SYRIA.**

(a) IN GENERAL.—The President shall submit to Congress a report on the deployment of United States combat forces to Syria, including number of troops, extent of deployment, and purpose of deployment.

(b) DEADLINE.—The President shall submit the report required under subsection (a) not later than 90 days after the date of the enactment of this Act and every 90 days thereafter through the end of calendar year 2020.

87. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LAMBORN OF COLORADO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title XII, add the following new section:

**SEC. 12 . REPORT ON USE BY THE GOVERNMENT OF IRAN OF COMMERCIAL AIRCRAFT AND RELATED SERVICES FOR ILLICIT ACTIVITIES.**

(a) **REPORT.**—Not later than 180 days after the date of the enactment of this Act, and every 180 days thereafter, the President, in consultation with the Secretary of Defense, the Secretary of State, and the Director of National Intelligence, shall submit to the Committee on Armed Services, Committee on Foreign Affairs, Committee on Financial Services, and the Permanent Select Committee on Intelligence of the House of Representatives a report on use by the Government of Iran of commercial aircraft and related services for illicit activities.

(b) **ELEMENTS OF REPORT.**—The report required under subsection (a) shall include a description of the extent to which—

(1) the Government of Iran is using commercial aircraft, including aircraft of Iran Air, or related services to transport illicit cargo to or from Iran, including military goods, weapons, military personnel, military-related electronic parts and mechanical equipment, or rocket or missile components; and

(2) the commercial aviation sector of Iran, including Iran Air, is providing financial, material, or technological support to the Islamic Revolutionary Guard Corps, Iran’s Ministry of Defense and Armed Forces Logistics, the Bashar al Assad Regime, Hezbollah, Hamas, Kata’ib Hezbollah, or any other Foreign Terrorist Organization or entities designated as a specially designated national and blocked person on the list maintained by the Office of Foreign Assets Control of the Department of the Treasury.

(c) **SUNSET.**—This section shall cease to be effective on the date that is 30 days after the date on which the President certifies to Congress that the Government of Iran has ceased providing support for acts of international terrorism.

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**88. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE NOLAN OF MINNESOTA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES**

At the end of subtitle C of title XII, add the following:

**SEC. 12 . LIMITATION ON FUNDING.**

None of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2018 for the Counter-ISIS Train and Equip Fund are authorized to be made available to provide assistance to any recipient of such funds that the Secretary of Defense has reported, pursuant to a quarterly progress report submitted pursuant to section 1209 of the National Defense Authorization Act for Fiscal Year 2015 (Public Law 113–291; 128 Stat. 3541), as having previously misused training or equipment provided by the United States.

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**89. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ENGEL OF NEW YORK OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES**

At the end of subtitle D of title XII, add the following new section:

**SEC. 12\_\_ . REPORT ON DEFENSE COOPERATION BETWEEN SERBIA AND THE RUSSIAN FEDERATION.**

(a) IN GENERAL.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense, in consultation with the Secretary of State, shall submit to the congressional defense committees and the Committees on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives a report on the defense and security relationship between Serbia and the Russian Federation.

(b) MATTERS TO BE INCLUDED.—The report required under subsection (a) shall include the following:

(1) A list of Russian weapons systems and other military hardware and technology valued at \$1,000,000 or more that have been provided to Serbia since 2012.

(2) A description of the participation by Serbian armed forces in Russian military training or exercises since 2012.

(3) A list of any defense and security cooperation agreements between Serbia and Russia entered into since 2012.

(4) An assessment of how the countries bordering Serbia assess the risk the Serbian armed forces pose to their national security.

(5) An assessment of intelligence cooperation between Serbia and Russia.

(6) An assessment of defense and security cooperation between Serbia and the United States.

(7) An assessment of how military relations between Serbia and Russia affect United States defense and security cooperation with Serbia and cooperation between Serbia and the North Atlantic Treaty Organization.

(c) FORM.—The report required under subsection (a) shall be submitted in unclassified form, but may include a classified annex.

**90. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CHENEY OF WYOMING OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES**

At the end of subtitle D of title XII, add the following:

**SEC. 12\_\_ . PLAN TO RESPOND IN CASE OF RUSSIAN NONCOMPLIANCE WITH THE NEW START TREATY.**

(a) IN GENERAL.—Not later than 30 days after the date of the enactment of this Act, the President shall submit to the congressional defense committees, the Committee on Foreign Affairs of the House of Representatives, and the Committee on Foreign Relations of the Senate a report—

(1) describing the options available in response to a failure by Russia to achieve the reductions required by the New START Treaty before February 5, 2018; and

(2) including the assessment of the Secretary of Defense whether such a failure would constitute a material breach of the New START Treaty, providing grounds for the United States to withdraw from the treaty.

(b) OPTIONS DESCRIBED.—The report required under subsection (a) shall specifically describe options to respond to such a failure relating to the following:

(1) Economic sanctions.

(2) Diplomacy.

(3) Additional deployment of ballistic or cruise missile defense capabilities, or other United States capabilities that would offset any potential Russian military advantage from such a failure.

(4) Redeployment of United States nuclear forces beyond the levels required by the New START Treaty, and the associated costs and impacts on United States operations.

(5) Legal countermeasures available under other treaties between the United States and Russia, including under the Treaty on Open Skies, done at Helsinki March 24, 1992, and entered into force January 1, 2002.

(c) **NEW START TREATY.**—In this section, the term “New START Treaty” means the Treaty between the United States of America and the Russian Federation on Measures for the Further Reduction and Limitation of Strategic Offensive Arms, signed at Prague April 8, 2010, and entered into force February 5, 2011.

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91. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE WALKER OF NORTH CAROLINA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle G of title XII, add the following new section:

**SEC. 12 . REPORT ON NAVAL PORT OF CALL EXCHANGES BETWEEN THE UNITED STATES AND TAIWAN.**

(a) **REPORT REQUIRED.**—Not later than September 1, 2018, the Secretary of Defense shall submit to the appropriate committees of Congress a report on the following:

(1) An assessment of the feasibility and advisability regarding ports of call by the United States Navy at ports on the island of Taiwan.

(2) An assessment of the feasibility and advisability of the United States to receiving ports of call by the Republic of China navy in Hawaii, Guam, and other appropriate locations.

(b) **FORM.**—The report required by subsection (a) shall be submitted in unclassified form, but may include a classified annex.

(c) **APPROPRIATE COMMITTEES OF CONGRESS DEFINED.**—In this section, the term “appropriate committees of Congress” means—

(1) the Committee on Armed Services and the Committee on Foreign Relations of the Senate; and

(2) the Committee on Armed Services and the Committee on Foreign Affairs of the House of Representatives.

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92. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ENGEL OF NEW YORK OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle H of title XII, add the following new section:

**SEC. 12 . NOTICE OF CHANGES TO THE LEGAL AND POLICY FRAMEWORKS GUIDING THE UNITED STATES’ USE OF MILITARY FORCE AND RELATED NATIONAL SECURITY OPERATIONS.**

(a) **NOTICE REQUIRED.**—Not later than 30 days after the date on which a change is made to any of the legal or policy frameworks described in the report entitled “Report on the Legal and Policy

Frameworks Guiding the United States Use of Military Force and Related National Security Operations” prepared by the national security departments and agencies and published on December 5, 2016, the President shall notify the appropriate congressional committees of such change, including the legal, factual, and policy justification for such change.

(b) **APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.**—In this section, the term “appropriate congressional committees” means—

- (1) the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives;
- (2) the Committee on Appropriations of the Senate and the Committee on Appropriations of the House of Representatives;
- (3) the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives; and
- (4) the Select Committee on Intelligence of the Senate and the Permanent Select Committee on Intelligence of the House of Representatives.

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93. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LIEU OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle H of title XII, add the following new section:

**SEC. 12 . REPORT ON MILITARY ACTION OF SAUDI ARABIA AND ITS COALITIONS PARTNERS IN YEMEN.**

(a) **IN GENERAL.**—Not later than 180 days after the date of the enactment of this Act, and every 180 days thereafter, the Secretary of Defense and the Secretary of State shall jointly submit the appropriate congressional committees a report on military action of Saudi Arabia and its coalitions partners in Yemen.

(b) **MATTERS TO BE INCLUDED.**—The report required by subsection (a) shall include a description of the following:

- (1) The extent to which the Government of Saudi Arabia and its coalition partners in Yemen are abiding by their “No Strike List and Restricted Target List”.
- (2) Roles played by United States military personnel with respect to operations of such coalition partners in Yemen.
- (3) Progress made by the Government of Saudi Arabia in improving its targeting capabilities.
- (4) Progress made by such coalition partners to implement the recommendations of the Joint Incident Assessment Team and participation if any by the United States in the implementation of such recommendations.
- (5) Progress made toward implementation of United Nations Security Council Resolution 2216 (2015) or any successor United Nations Security Council resolution relating to the conflict in Yemen.

(c) **FORM.**—The report required by subsection (a) shall be submitted in unclassified form, but may contain a classified annex.

(d) **TERMINATION.**—This section shall terminate on—

- (1) the date that is 2 years after the date of the enactment of this Act, or

(2) the date on which the Secretary of Defense and Secretary of State jointly certify to the appropriate congressional committees that the conflict in Yemen has come to a conclusion, whichever occurs earlier.

(e) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term “appropriate congressional committees” means—

- (1) the congressional defense committees; and
- (2) the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives.

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94. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CROWLEY OF NEW YORK OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 525, line 19, strike the period and insert “, including respect for human rights.”.

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95. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GALLAGHER OF WISCONSIN OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle G of title XII, add the following new section:

**SEC. 12 . ASSESSMENT ON UNITED STATES DEFENSE IMPLICATIONS OF CHINA’S EXPANDING GLOBAL ACCESS.**

(a) ASSESSMENT.—

(1) IN GENERAL.—The Secretary of Defense, in consultation with the Secretary of State, shall assess the foreign military and non-military activities of the People’s Republic of China which could affect the regional and global national security and defense interests of the United States.

(2) ELEMENTS.—The assessment required by paragraph (1) shall evaluate the following:

(A) China’s use of military and non-military means in the Indo-Asia-Pacific region and globally, including tourism, media, influence campaigns, investment projects, infrastructure, and access to foreign ports and military bases, and whether such means could affect United States national security or defense interests, including operational access.

(B) The implications, if any, of such means for the military force posture, access, training, and logistics of both the United States and China.

(C) The United States strategy and policy for mitigating any harmful effects resulting from such means.

(D) The resources required to implement such strategy and policy, and the mitigation plan to address any gaps in capabilities or resources necessary for such implementation.

(E) Measures to bolster the roles of allies, partners, and other countries to implement such strategy and policy.

(F) Any other matters the Secretary of Defense or the Secretary of State determines to be appropriate.

(3) REPORT REQUIRED.—

(A) IN GENERAL.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense, in coordination with the Secretary of State, shall submit to the congressional defense committees, the Committee on Foreign Relations of the Senate, and the Committee on Foreign Affairs of the House of Representatives a report on the assessment required under subsection (b).

(B) FORM.—The report required by this paragraph may be submitted unclassified or classified form.

96. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE YOHO OF FLORIDA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle G of title XII, add the following:

**SEC. 12 . NORMALIZING THE TRANSFER OF DEFENSE ARTICLES AND DEFENSE SERVICES TO TAIWAN.**

(a) SENSE OF CONGRESS.—It is the sense of Congress that any requests from the Government of Taiwan for defense articles and defense services should receive a case-by-case review by the Secretary of Defense, in consultation with the Secretary of State, that is consistent with the standard processes and procedures in an effort to normalize the arms sales process with Taiwan.

(b) REPORT.—

(1) IN GENERAL.—Not later than 120 days after the date on which the Secretary of Defense receives a Letter of Request from Taiwan with respect to the transfer of a defense article or defense service to Taiwan, the Secretary, in consultation with the Secretary of State, shall submit to the appropriate congressional committees a report that includes—

(A) the status of such request;

(B) if the transfer of such article or service would require a certification or report to Congress pursuant to any applicable provision of section 36 of the Arms Export Control Act (22 U.S.C. 2776), the status of any Letter of Offer and Acceptance the Secretary of Defense intends to issue with respect to such request; and

(C) an assessment of whether the transfer of such article or service would be consistent with United States obligations under the Taiwan Relations Act (Public Law 96-8; 22 U.S.C. 3301 et seq.).

(2) ELEMENTS.—Each report required under paragraph (1) shall specify the following:

(A) The date the Secretary of Defense received the Letter of Request.

(B) The value of the sale proposed by such Letter of Request.

(C) A description of the defense article or defense service proposed to be transferred.

(D) The view of the Secretary of Defense with respect to such proposed sale and whether such sale would be consistent with defense plans.

(3) FORM.—Each report required under paragraph (1) shall be submitted in unclassified form but may contain a classified annex.



(c) BRIEFING.—Not later than 180 days after the date of the enactment of this Act, and every 180 days thereafter, the Secretary of Defense, in coordination with the Secretary of State, shall provide a briefing to the appropriate congressional committees with respect to the security challenges faced by Taiwan and the military cooperation between the United States and Taiwan, including a description of any requests from Taiwan for the transfer of defense articles or defense services and the status, whether signed or unsigned, of any Letters of Offer and Acceptance with respect to such requests.

(d) DEFINITIONS.—In this section:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “appropriate congressional committees” means—

(A) the Committee on Armed Services and the Committee on Foreign Affairs of the House of Representatives; and

(B) the Committee on Armed Services and the Committee on Foreign Relations of the Senate.

(2) DEFENSE ARTICLE; DEFENSE SERVICE.—The terms “defense article” and “defense service” have the meanings given such terms in section 47 of the Arms Export Control Act (22 U.S.C. 2794).

(3) LETTER OF REQUEST; LETTER OF OFFER AND ACCEPTANCE.—The terms “Letter of Request” and “Letter of Offer and Acceptance” have the meanings given such terms for purposes of Chapter 5 of the Security Assistance Management Manual of the Defense Security Cooperation Agency, as in effect on the date of the enactment of this Act.

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97. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE DUNCAN OF SOUTH CAROLINA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle H of title XII, add the following:

**SEC. 12 \_\_\_\_ . SENSE OF CONGRESS ON THE WESTERN HEMISPHERE REGION.**

It is the sense of Congress that—

(1) the security, stability, and prosperity of the Western Hemisphere region are vital to the national interests of the United States;

(2) the United States should maintain a military capability in the Western Hemisphere region that is able to project power, build partner capacity, deter acts of aggression, and respond, if necessary, to regional threats or to threats to the national security of the United States by the activities of Iran, China, Russia, North Korea, transnational criminal organizations, or terrorist organizations in the region;

(3) continuing efforts by the Department of Defense to commit additional assets and increase investments to the Western Hemisphere are necessary to maintain a robust United States commitment to the region;

(4) the Secretary of Defense should—

- (A) assess the current United States force posture in the Western Hemisphere to ensure that the United States maintains an appropriate forward presence in the region;
  - (B) prioritize—
    - (i) intelligence, surveillance, and reconnaissance;
    - (ii) maritime patrol aircraft to support detection and monitoring missions;
    - (iii) efforts to disrupt and degrade transregional and transnational threat networks; and
    - (iv) when possible, efforts to support the mission of the Department of Homeland Security, as requested, in monitoring individuals identified by the Secretary of Homeland Security as “special interest aliens” or as “foreign terrorist fighters”; and
  - (C) enhance regional force readiness through joint training and exercises; and
- (5) the United States should continue to engage in the Western Hemisphere by strengthening alliances and partnerships, working with regional institutions, addressing the shared challenges of illicit trafficking of humans, drugs, and other contraband, transnational criminal organizations, and foreign terrorist fighters, and supporting the rule of law and democracy in the region.

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98. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BISHOP OF MICHIGAN OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle H of title XII, add the following:

**SEC. 12 \_\_ . SENSE OF CONGRESS RELATING TO INCREASES IN DEFENSE CAPABILITIES OF UNITED STATES ALLIES.**

It is the sense of Congress that the President, in furtherance of increased unity, equitable sharing of the common defense burden, and international stability, should—

- (1) encourage all member countries of the North Atlantic Treaty Organization (“NATO allies”) to fulfill their commitments to levels and composition of defense expenditures as agreed upon at the NATO 2014 Wales Summit and NATO 2016 Warsaw Summit;
- (2) call on NATO allies to finance, equip, and train their armed forces to fulfill their national and regional security interests; and
- (3) recognize NATO allies that are meeting their defense spending commitments or otherwise providing adequately for their national and regional security interests.

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99. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE KELLY OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle H of title XII, add the following new section:

**SEC. 12xx. LIMITATION ON AVAILABILITY OF FUNDS TO IMPLEMENT THE ARMS TRADE TREATY.**

(a) IN GENERAL.—None of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2018

for the Department of Defense may be obligated or expended to fund a Secretariat or any other international organization established to support the implementation of the Arms Trade Treaty, to sustain domestic prosecutions based on any charge related to the Treaty, or to implement the Treaty until the Senate approves a resolution of ratification for the Treaty and implementing legislation for the Treaty has been enacted into law.

(b) **RULE OF CONSTRUCTION.**—Nothing in this section shall be construed to preclude the Department of Defense from assisting foreign countries in bringing their laws, regulations, and practices related to export control up to United States standards.

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100. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ENGEL OF NEW YORK OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle H of title XII, add the following new section:

**SEC. 12 . CULTURAL HERITAGE PROTECTION COORDINATOR.**

(a) **IN GENERAL.**—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall designate an employee of the Department of Defense to serve concurrently as the Coordinator for Cultural Heritage Protection (in this section referred to as the “Coordinator”).

(b) **DUTIES.**—The Coordinator shall have the following duties:

(1) The Coordinator shall be responsible for coordinating existing obligations of the Department of Defense for the protection of cultural heritage, including the 1954 Hague Convention for the Protection of Cultural Property in the Event of Armed Conflict, and other obligations for the protection of cultural heritage.

(2) The Coordinator shall convene a coordinating committee of entities within the Department of Defense that have the responsibility or capacity for protecting cultural heritage.

(c) **COORDINATING COMMITTEE.**—The coordinating committee convened pursuant to subsection (b)(2) shall—

(1) meet not less than annually;

(2) coordinate with the Cultural Heritage Coordinating Committee convened by the Department of State; and

(3) solicit consultation and coordination with other Federal agencies and nongovernmental organizations, including the U.S. Committee of the Blue Shield, as well as other expert and stakeholder organizations, as appropriate for the national security interests of the United States.

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101. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SOTO OF FLORIDA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle B of title XVI, add the following new section:

**SEC. 1623. REPORT ON SPACE-BASED NUCLEAR DETECTION.**

(a) **REPORT.**—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense, the Chairman of the Joint Chiefs of Staff, the Secretary of Energy, and the Secretary of

State shall jointly submit to the congressional defense committees, the Permanent Select Committee on Intelligence of the House of Representatives, and the Select Committee on Intelligence of the Senate a report on space-based nuclear detection.

(b) **ELEMENTS.**—The report under subsection (a) shall include, at a minimum, the following:

(1) A description of the space-based nuclear detection program (including the space-based atmospheric burst reporting system).

(2) The strategic plan, including with respect to current and planned space platforms, to host the relevant payloads for such program.

(3) The current and planned national security requirements for space-based nuclear detection, including—

(A) an attribution of such requirements to specific missions of the departments and agencies of the Federal Government; and

(B) how such requirements compare to past requirements.

(4) How current and future funding for the space-based nuclear detection program is being provided by each such department or agency to meet each mission requirement.

(c) **FORM.**—The report under subsection (a) shall be submitted in unclassified form, but may include a classified annex.

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102. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE FITZPATRICK OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle D of title XVI, add the following new section:

**SEC. 16 \_\_\_\_ . DEFINITION OF DETERRENCE IN THE CONTEXT OF CYBER OPERATIONS.**

(a) **IN GENERAL.**—The Secretary of Defense shall—

(1) develop a definition of the term “deterrence” as such term is used in the context of the cyber operations of the Department of Defense; and

(2) assess how the definition developed under paragraph (1) affects the overall cyber strategy of the Department.

(b) **INCLUSION OF OTHER ACTIVITIES.**—The definition of the term “deterrence” developed under subsection (a) may include activities, capability efforts, and operations other than cyber activities, cyber capability efforts, and cyber operations.

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103. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE FRANKS OF ARIZONA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 687, line 13, strike “Tamir interceptors” and all that follows through “such interceptors” on line 15 and insert “system components for the Iron Dome Defense short-range rocket defense program, through the coproduction of such system components”.

Page 689, line 6, strike “to procure” and all that follows through “System,” on line 7 and insert “for the David’s Sling Weapon Sys-

tem Program, of which not more than \$120,000,000 may be used to procure the David's Sling Weapon System,".

Page 689, line 11, strike "for the" and all that follows through "Program," on line 12 and insert "for the Arrow Weapon System, including the Arrow 3 Upper Tier System, of which not more than \$120,000,000 may be used to procure the Arrow 3 Upper Tier Interceptor System,"

104. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LAMBORN OF COLORADO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle F of title XVI, add the following new section:

**SEC. 1694. BOOST PHASE BALLISTIC MISSILE DEFENSE.**

(a) INITIAL OPERATIONAL DEPLOYMENT.—The Secretary of Defense shall ensure that an effective interim kinetic or directed energy boost phase ballistic missile defense capability is available for initial operational deployment not later than December 31, 2020.

(b) PLAN.—Together with the budget of the President submitted to Congress under section 1105(a) of title 31, United States Code, for fiscal year 2019, the Secretary of Defense shall submit to the congressional defense committees a plan to achieve the requirement in subsection (a). Such plan shall include—

- (1) the budget requirements;
- (2) a robust test schedule;
- (3) a plan to develop an enduring boost phase ballistic missile defense capability, including cost and test schedule.

105. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE YOUNG OF ALASKA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end of title XVI the following new subtitle:

**Subtitle H—Advancing America's Missile Defense Act of 2017**

**SEC. 1699D. SHORT TITLE.**

This subtitle may be cited as the "Advancing America's Missile Defense Act of 2017".

**SEC. 1699E. SENSE OF CONGRESS ON CURRENT STATE OF UNITED STATES MISSILE DEFENSE, FUTURE INVESTMENT, AND ACCELERATING CAPABILITIES TO OUTPACE CURRENT THREATS.**

(a) SENSE OF CONGRESS.—It is the sense of Congress that the Secretary of Defense should use the upcoming Ballistic Missile Defense Review (BMDR) and the Missile Defeat Review (MDR) to accelerate the development of new and existing means to sustain and increase the capacity, capability, and reliability of the ground-based midcourse defense element of the ballistic missile defense system and other missile defense programs.

(b) ACCELERATION OF DEVELOPMENT OF CERTAIN ADVANCED MISSILE DEFENSE TECHNOLOGIES TOWARD FIELDING.—

(1) **IN GENERAL.**—To the degree practicable, the Director of the Missile Defense Agency shall use the policies of the Department of Defense to accelerate the development, testing, and fielding of the redesigned kill vehicle, the multi-object kill vehicle, the C3 booster, a space-based sensor layer, an airborne laser on unmanned aerial vehicles, and a potential additional missile defense site, including the completion of any outstanding environmental impact statements (EISs) for an additional missile defense site on the East Coast or in the Midwest regions of the United States.

(2) **PRIORITY.**—The Director shall prioritize the development of capabilities listed in paragraph (1) subject to annual authorization and appropriation of funding.

(3) **DEVELOPMENT.**—The Director shall use sound acquisition processes and program management to develop the capabilities set forth in paragraph (1).

**SEC. 1699F. AUTHORIZATION TO INCREASE CURRENT GROUND-BASED MIDCOURSE DEFENSE CAPACITY BY 28 GROUND-BASED INTERCEPTORS.**

(a) **INCREASE IN CAPACITY.**—The Secretary of Defense shall, subject to the annual authorization of appropriations and the annual appropriation of funds for National Missile Defense, increase the number of United States ground-based interceptors by up to 28.

(b) **REPORT TO CONGRESS.**—

(1) **IN GENERAL.**—Unless otherwise directed or recommended by the BMDR, not later than 90 days after the date of the enactment of this Act, the Director of the Missile Defense Agency shall submit to the congressional defense committees a report on infrastructure requirements and costs associated to increase the number of ground-based interceptors at Missile Field 1 and Missile Field 2 at Fort Greely to 20 ground-based interceptors each.

(2) **CONTENTS.**—The report required by paragraph (1) shall include the following:

(A) An analysis of the strategic, operational, and tactical benefits of adding additional ground-based interceptors at each missile field.

(B) A detailed description of the infrastructure needed and costs associated with expanding each missile field.

(C) An identification of any environmental, technical, or logistical barriers to expanding each missile field.

(D) Any analysis of alternatively using Missile Field 4 and Missile Field 5 to increase the number of ground-based interceptors.

(3) **FORM.**—The report submitted under paragraph (1) shall be submitted in unclassified form, but may include a classified annex.

**SEC. 1699G. MISSILE DEFENSE AGENCY REPORT ON INCREASING NUMBER OF GROUND-BASED INTERCEPTORS UP TO 100.**

(a) **SENSE OF CONGRESS.**—It is the sense of Congress that it is the policy of the United States to maintain and improve, with the allies of the United States, an effective, robust layered missile defense system capable of defending the citizens of the United States residing in territories and States of the United States, allies of the United States, and deployed Armed Forces of the United States.

## (b) REPORT TO CONGRESS.—

(1) IN GENERAL.—Unless otherwise directed or recommended by the BMDR, not later than 90 days after the date of the enactment of this Act, the Director of the Missile Defense Agency shall submit to the congressional defense committees a report on the costs and benefits of increasing the capacity of the ground-based midcourse defense element of the ballistic missile defense system.

(2) CONTENTS.—The report required by paragraph (1) shall include the following:

(A) An identification of potential sites—new or existing—to allow for the increase of up to 100 ground-based interceptors.

(B) An analysis of the strategic, operational, tactical, and cost benefits of each site.

(C) A description of any environmental, legal, or tactical challenges associated with each site.

(D) A detailed description of the infrastructure needed and costs associated with each site.

(E) A summary of any completed or outstanding environmental impact statements (EIS) on each site.

(F) An operational evaluation and cost analysis of the deployment of transportable ground-based interceptors, including an identification of potential sites, including in the eastern United States and at Vandenberg Air Force Base, and an examination of any environmental, legal, or tactical challenges associated with such deployments, including to any sites identified in subparagraph (A).

(G) A determination of the appropriate fleet mix of ground-based interceptor kill vehicles and boosters to maximize overall system effectiveness and increase its capacity and capability, including the costs and benefits of continued inclusion of capability enhancement II (CE-II) Block 1 interceptors after the fielding of the redesigned kill vehicle.

(H) A description of the planned improvements to homeland ballistic missile defense sensor and discrimination capabilities and an assessment of the expected operational benefits of such improvements to homeland ballistic missile defense.

(I) The costs and benefits of supplementing ground-based midcourse defense elements with other, more distributed, elements, including both Aegis ships and Aegis Ashore installations with Standard Missile-3 Block IIA and other interceptors in Hawaii and at other locations for homeland missile defense.

(3) FORM.—The report required by paragraph (1) shall be submitted in unclassified form, but may include a classified annex.

**SEC. 1699H. EVALUATION AND EVOLUTION OF TERRESTRIAL GROUND-BASED MIDCOURSE DEFENSE SENSORS.**

## (a) REPORT TO CONGRESS.—

(1) IN GENERAL.—Unless otherwise directed or recommended by the BMDR, not later than 90 days after the date of the enactment of this Act, the Director of the Missile Defense Agency,

in coordination with the Secretary of the Air Force, shall submit to the congressional defense committees a report on the status of the integrated layers of missile defense radars.

(2) CONTENTS.—The report required by paragraph (1) shall include the following:

(A) A detailed analysis of the expected improvements resulting from the integration of the Long Range Discrimination Radar into the missile defense system architecture of the United States, including—

(i) any adjustments to homeland missile defense tactics, techniques, and procedures;

(ii) possible adjustments to ground-based midcourse defense shot-doctrine and required interceptor capacity;

(iii) possibilities for direct integration with Fort Greely's Command and Control node; and

(iv) impacts on regional missile defense systems including Aegis Ballistic Missile Defense, Aegis Ashore, and Terminal High Altitude Area Defense.

(B) A detailed comparison of the capabilities of Long Range Discrimination Radar and the COBRA DANE radar, including—

(i) the unique capabilities of each radar;

(ii) the overlapping capabilities of each radar; and

(iii) the advantages and disadvantages of each radar's location.

(C) A modernization plan and costs for the long-term continued operations and maintenance of the COBRA DANE radar or a plan to replace its capability if COBRA DANE cannot remain operational, and the costs associated with each plan.

(b) ASSESSMENT BY COMPTROLLER GENERAL OF THE UNITED STATES.—Not later than 90 days after the date on which the Director submits the report under subsection (a)(1), the Comptroller General of the United States shall—

(1) complete a review of the plan required by subsection (a)(2)(C); and

(2) submit to the congressional defense committees a report on such review that includes the findings and recommendations of the Comptroller General.

(c) FORM.—The reports submitted subsections (a) and (b) shall be submitted in unclassified form, but may include a classified annex.

**SEC. 1699I. AUTHORIZATION FOR MORE GROUND-BASED MIDCOURSE DEFENSE TESTING.**

(a) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) at a minimum, the Missile Defense Agency should continue to flight test the ground-based midcourse defense element at least once each fiscal year;

(2) the Department of Defense should allocate increased funding to homeland missile defense testing to ensure that our defenses continue to evolve faster than the threats against which they are postured to defend while pursuing a robust acquisition process;

(3) in order to rapidly innovate, develop, and field new technologies, the Director of the Missile Defense Agency should



continue to focus testing campaigns on delivering increased capabilities to the Armed Forces as quickly as possible; and

(4) the Director of the Missile Defense Agency should seek to establish a more prudent balance between risk mitigation and the more rapid testing pace needed to quickly develop and deliver new capabilities to the Armed Forces.

(b) REPORT TO CONGRESS.—

(1) IN GENERAL.—Unless otherwise directed or recommended by the BMDR, not later than 90 days after the date of the enactment of this Act, the Director of the Missile Defense Agency shall submit to the congressional defense committees a revised missile defense testing campaign plan that accelerates the development and deployment of new missile defense technologies.

(2) CONTENTS.—The report required by paragraph (1) shall include the following:

(A) A detailed analysis of the costs and benefits of accelerating each following programs:

- (i) Redesigned kill vehicle.
- (ii) Multi-object kill vehicle.
- (iii) Configuration-3 booster.
- (iv) Lasers mounted on small unmanned aerial vehicles.
- (v) Space-based missile defense sensor architecture.
- (vi) Such additional technologies as the Director considers appropriate.

(B) A new deployment timeline for each of the programs in listed in subparagraph (A) or a detailed description of why the current timeline for deployment technologies under those programs is most suitable.

(C) An identification of any funding or policy restrictions that would slow down the deployment of the technologies under the programs listed in subparagraph (A).

(D) A risk assessment of the potential cost-overruns and deployment delays that may be encountered in the expedited development process of the capabilities under paragraph (1).

(c) REPORT ON FUNDING PROFILE.—The Director shall include with the budget justification materials submitted to Congress in support of the budget of the Department of Defense for fiscal year 2018 (as submitted with the budget of the President under section 1105(a) of title 31, United States Code) a report on the funding profile necessary for the new testing campaign plan required by subsection (b)(1).

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106. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HUNTER OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 711, beginning line 3, strike “Except as provided in subsection (b), the” and insert “The”.

Page 711, strike lines 7 through 15 and insert the following:

(b) CERTIFICATION.—Not later than 30 days after the date of the enactment of this Act, the Service Acquisition Executive responsible for each covered Distributed Common Ground System shall certify to the appropriate congressional committees that the pro-

curement process for increments of the system procured after the date of the enactment of this Act will be carried out in accordance with section 2377 of title 10, United States Code.

107. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ROGERS  
OF ALABAMA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title XXII, add the following new section:

**SEC. 2207. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN  
FISCAL YEAR 2016 PROJECT.**

In the case of the authorization contained in the table in section 2201(b) of the National Defense Authorization Act for Fiscal Year 2016 (division B of Public Law 114–92; 129 Stat. 1150) for construction of an Aegis Ashore Missile Defense Complex at RedziKowo Base, Poland, the Secretary of the Navy may construct a 6,180 square meter multipurpose facility, for the purposes of providing additional berthing space, using amounts available for the project pursuant to the authorization of appropriations in section 2204 of such Act.

108. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SIMPSON  
OF IDAHO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Insert after section 2822 the following new section (and redesignate the succeeding provisions accordingly):

**SEC. 2823. LAND CONVEYANCE, MOUNTAIN HOME AIR FORCE BASE,  
IDAHO.**

(a) CONVEYANCE AUTHORIZED.—The Secretary of the Air Force may convey to the City of Mountain Home, Idaho (in this section referred to as the “City”) all right, title, and interest of the United States in and to a parcel of real property, including improvements thereon, consisting of approximately 4.25 miles of railroad spur located near Mountain Home Air Force Base, Idaho, as further described in subsection (c), for the purpose of economic development.

(b) CONSIDERATION.—

(1) CONSIDERATION REQUIRED.—As consideration for the land conveyed under subsection (a), the City shall pay to the Secretary an amount equal to the fair market value of the land, as determined by an appraisal approved by the Secretary. The City shall provide an amount that is acceptable to the Secretary, whether by cash payment, in-kind consideration as described under paragraph (2), or a combination thereof.

(2) IN-KIND CONSIDERATION.—In-kind consideration provided by the City under paragraph (1) may include the acquisition, construction, provision, improvement, maintenance, repair, or restoration (including environmental restoration), or combination thereof, of any facility or infrastructure under the jurisdiction of the Secretary.

(3) TREATMENT OF CONSIDERATION RECEIVED.—Consideration in the form of cash payment received by the Secretary under paragraph (1) shall be deposited in the separate fund in the Treasury described in section 572(a)(1) of title 40, United States Code.

(c) MAP AND LEGAL DESCRIPTION.—

(1) IN GENERAL.—As soon as practicable after the date of the enactment of this Act, the Secretary of the Air Force shall publish a final map and legal description of the property to be conveyed under subsection (a), except that the Secretary may correct minor errors in the map and legal description after its initial publication.

(2) AVAILABILITY.—The map and legal description under this subsection shall be on file and available for public inspection.

(d) PAYMENT OF COSTS OF CONVEYANCE.—

(1) PAYMENT AUTHORIZED.—The Secretary of the Air Force may require the City to cover the costs to be incurred by the Secretary, or to reimburse the Secretary for the costs incurred by the Secretary, in carrying out the conveyance under subsection (a), including survey costs, the costs of environmental documentation, and other administrative costs relating to the conveyance (other than costs for environmental remediation of the property conveyed). If amounts are collected from the City in advance of the Secretary incurring the actual costs, and the amount collected exceeds the costs actually incurred by the Secretary to carry out the conveyance, the Secretary shall refund the excess amount to the City.

(2) TREATMENT OF AMOUNTS RECEIVED.—Amounts received under paragraph (1) as reimbursement for costs incurred by the Secretary to carry out the conveyance under subsection (a) shall be credited to the fund or account that was used to cover the costs incurred by the Secretary in carrying out the conveyance, or to an appropriate fund or account currently available to the Secretary for the purposes for which the costs were paid. Amounts so credited shall be merged with amounts in such fund or account and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.

(e) RESERVATION OF USE BY SECRETARY.—After the conveyance under subsection (a), the City shall allow the Secretary of the Air Force to temporarily use, for urgent reasons of national defense and at no cost to the Secretary, all or a portion of the property conveyed under subsection (a).

(f) ADDITIONAL TERMS AND CONDITIONS.—The Secretary of the Air Force may require such additional terms and conditions in connection with the conveyance under subsection (a) as the Secretary considers appropriate to protect the interests of the United States.

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109. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BISHOP OF UTAH OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Insert after section 2825 the following new section (and redesignate the succeeding sections accordingly):

**SEC. 2826. REMOVAL OF CERTAIN DEED RESTRICTIONS AND REVERSIONS ASSOCIATED WITH CONVEYANCE OF PROPERTY OF FORMER DEFENSE DEPOT OGDEN, UTAH.**

(a) NEGOTIATIONS TO REMOVE RESTRICTIONS AND REVERSIONS.—As soon as practicable after the date of the enactment of this Act, the Secretary of the Interior shall enter into negotiations with the City of Ogden, Utah, and Weber County, Utah, on agreements to

remove deed restrictions and reversionary provisions on the remaining property of the former Defense Depot Ogden.

(b) **CONTENTS OF AGREEMENT.**—The agreements entered into pursuant to subsection (a) shall include such terms and conditions as may be agreed to by the Secretary of the Interior and the City of Ogden and Weber County (as the case may be), except that the following terms and conditions shall apply:

(1) The Secretary may not remove the deed restrictions and reversionary provisions on the property of the former Defense Depot Ogden until there is a ratified agreement between the Secretary and the City of Ogden or Weber County (as the case may be) to encumber other specific properties owned by the City or County with the same appropriate reversionary interests in favor of the United States as are in effect with respect to the property of the former Defense Depot Ogden as of the date of the enactment of this Act.

(2) The properties of the City of Ogden or Weber County (as the case may be) that are encumbered pursuant to paragraph (1) shall have approximately equal value to the property of the former Defense Depot Ogden for which the deed restrictions and reversionary provisions are removed under the agreement.

(3) The City of Ogden and Weber County shall pay the costs (except any costs for environmental remediation of the property) to be incurred by the Secretary, or to reimburse the Secretary for such reasonable and customary administrative expenses incurred by the Secretary, to carry out the agreement with respect to the City or County (as the case may be), including survey and appraisal costs. If amounts are collected from the City of Ogden or Weber County in advance of the Secretary incurring the actual costs, and the amount collected exceeds the costs actually incurred by the Secretary to carry out the agreement with respect to the City or County, the Secretary shall refund the excess amount to the City or County.

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110. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BUSTOS OF ILLINOIS OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end of subtitle B of title XXVIII the following:

**SEC. 28 \_\_\_\_ . CERTIFICATION RELATED TO CERTAIN ACQUISITIONS OR LEASES OF REAL PROPERTY.**

Section 2662(a) of title 10, United States Code, is amended—

(1) in paragraph (2), by striking the period at the end and inserting the following: “, as well as the certification described in paragraph (5).”; and

(2) by adding at the end the following:

“(5) For purposes of paragraph (2), the certification described in this paragraph with respect to an acquisition or lease of real property is a certification that the Secretary concerned—

“(A) evaluated the feasibility of using space in property under the jurisdiction of the Department of Defense to satisfy the purposes of the acquisition or lease; and

“(B) determined that—

“(i) space in property under the jurisdiction of the Department of Defense is not reasonably available to be used to satisfy the purposes of the acquisition or lease;

“(ii) acquiring the property or entering into the lease would be more cost-effective than the use of the Department of Defense property; or

“(iii) the use of the Department of Defense property would interfere with the ongoing military mission of the property.”.

111. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BRAT OF VIRGINIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle B of title XXVIII (page 854, after line 24), add the following:

**SEC. 2818. IMPROVED PROCESS FOR DISPOSAL OF DEPARTMENT OF DEFENSE SURPLUS REAL PROPERTY LOCATED OVERSEAS.**

(a) PETITION TO ACQUIRE SURPLUS PROPERTY.—2687a of title 10, United States Code, is amended—

(1) by redesignating subsection (g) as subsection (h); and

(2) by inserting after subsection (f) the following new subsection:

“(g) PETITION PROCESS FOR DISPOSAL OF OVERSEAS SURPLUS REAL PROPERTY.—(1) The Secretary of Defense shall establish a process by which a foreign government may request the transfer of surplus real property or improvements under the jurisdiction of the Department of Defense in the foreign country.

“(2) Upon the receipt of a petition under this subsection, the Secretary shall determine within 90 days whether the property or improvement subject to the petition is surplus. If surplus, the Secretary shall seek to enter into an agreement with the foreign government within one year for the disposal of the property.

“(3) If real property or an improvement is determined not to be surplus, the Secretary shall not be obligated to consider another petition involving the same property or improvement for five years beginning on the date on which the initial determination was made.”.

(b) ADDITIONAL USE OF DEPARTMENT OF DEFENSE OVERSEAS MILITARY FACILITY INVESTMENT RECOVERY ACCOUNT.—Section 2687a(b) of title 10, United States Code, is amended—

(1) in paragraph (1), by inserting “property disposal agreement,” after “forces agreement,”; and

(2) in paragraph (2)—

(A) by striking “and” at the end of subparagraph (A);

(B) by striking the period at the end of subparagraph (B) and inserting “; and”; and

(C) by adding at the end the following new subparagraph:

“(C) military readiness programs.”.

(c) REPORTING REQUIREMENT.—Section 2687a(a) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(3) A report under paragraph (1) also shall specify the following:

“(A) The number of petitions received under subsection (g) from foreign governments requesting the transfer of surplus real property or improvements under the jurisdiction of the Department of Defense overseas.

“(B) The status of each petition, including whether reviewed, denied, or granted.

“(C) The implementation status of each granted petition.”.

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112. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE RICE OF SOUTH CAROLINA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end of subtitle G of title XXVIII the following new section:

**SEC. 2863. PERMITTING MACHINE ROOM-LESS ELEVATORS IN DEPARTMENT OF DEFENSE FACILITIES.**

(a) **IN GENERAL.**—The Secretary of Defense shall issue modifications to all relevant construction and facilities specifications to ensure that machine room-less elevators (MRLs) are not prohibited in buildings and facilities throughout the Department of Defense, including modifications to the Unified Facilities Guide Specifications (UFGS), the Naval Facilities Engineering Command Interim Technical Guidance, and the Army Corps of Engineers Engineering and Construction Bulletin.

(b) **CONFORMING TO BEST PRACTICES.**—In addition to the modifications required under subsection (a), the Secretary may issue further modifications to conform generally with commercial best practices as reflected in the safety code for elevators and escalators as issued by the American Society of Mechanical Engineers.

(c) **DEADLINES.**—The Secretary shall promulgate interim MRL standards not later than 180 days after the date of the enactment of this Act, and shall issue final and formal MRL specifications not later than 1 year after the date of the enactment of this Act.

(d) **REPORT.**—Not later than 1 year after the date of the enactment of this Act, the Secretary shall issue a report to the congressional defense committees on the integration and utilization of MRLs, including information on quantity, location, problems, and successes.

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113. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LUJÁN OF NEW MEXICO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle B of title XXXI, add the following new section:

**SEC. 3124. PLUTONIUM CAPABILITIES.**

(a) **REPORT.**—Not later than 30 days after the date of the enactment of this Act, the Administrator for Nuclear Security shall submit to the congressional defense committees, the Secretary of Defense, and the Comptroller General of the United States a report on the recommended alternative endorsed by the Administrator for recapitalization of plutonium science and production capabilities of the nuclear security enterprise. The report shall identify the recommended alternative endorsed by the Administrator and contain the analysis of alternatives, including costs, upon which the Administrator relied in making such endorsement.

(b) **CERTIFICATION.**—Not later than 60 days after the date on which the Secretary of Defense receives the notification under subsection (a), the Chairman of the Nuclear Weapons Council shall submit to the congressional defense committees the written certification of the Chairman regarding whether the recommended alternative endorsed by the Administrator—

(1) is acceptable to the Secretary of Defense and the Nuclear Weapons Council and meets the requirements of the Secretary for plutonium pit production capacity and capability;

(2) is likely to meet the pit production timelines and milestones required by section 4219 of the Atomic Energy Defense Act (50 U.S.C. 2538a);

(3) is likely to meet pit production timelines and requirements responsive to military requirements;

(4) is cost effective and has reasonable near-term and lifecycle costs that are minimized, to the extent practicable, as compared to other alternatives, and has tested and documented the sensitivity of the cost estimates for each alternative to risks and changes in key assumptions;

(5) contains minimized and manageable risks as compared to other alternatives;

(6) can be acceptably reconciled with any differences in the conclusions made by the Office of Cost Assessment and Program Evaluation of the Department of Defense in the business case analysis of plutonium pit production capability issued in 2013; and

(7) has documented the assumptions and constraints used in the analysis of alternatives.

(c) **FAILURE TO CERTIFY.**—If the Chairman is unable to submit the certification under subsection (b), the Chairman shall submit to the congressional defense committees and the Administrator written notification describing why the Chairman is unable to make such certification and what steps the Administrator should take to improve the plan of the Administrator to recapitalize plutonium pit production capacity and capability to enable certification.

(d) **ASSESSMENT.**—Not later than 120 days after the date on which the Comptroller General receives the notification under subsection (a), the Comptroller General shall provide to the congressional defense committees a briefing containing the assessment of the Comptroller General of the analysis of alternatives conducted by the Administrator to select a preferred alternative for recapitalizing plutonium science and production capabilities.

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114. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LARSEN OF WASHINGTON OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle B of title XXXI, add the following new section:

**SEC. 3124. PLAN FOR VERIFICATION, DETECTION, AND MONITORING OF NUCLEAR WEAPONS AND FISSILE MATERIAL.**

(a) **FINDINGS AND SENSE OF CONGRESS.**—

(1) **FINDINGS.**—Congress finds the following:

(A) A January 2014 Defense Science Board report found that “The nuclear future will not be a linear extrapolation

of the past. . . [and] [t]he technologies and processes designed for current treaty verification and inspections are inadequate to future monitoring realities”.

(B) Section 3133 of the Carl Levin and Howard P. “Buck” McKeon National Defense Authorization Act for Fiscal Year 2015 (Public Law 113–291) required an inter-agency plan for nuclear monitoring of nuclear weapons and fissile material, and section 3132 of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328) required an update of such plan. In both instances, the reports submitted failed to answer the congressional requirements, and instead provided only a brief summary of the National Security Council structure and processes.

(2) SENSE OF CONGRESS.—It is the sense of Congress that verification, detection, and monitoring of nuclear weapons and fissile material should be a priority for national security, and that the reports submitted to date do not reflect this priority, or the current and planned initiatives related to nuclear verification and detection.

(b) PLAN.—The President, in consultation with the Secretary of State, the Secretary of Defense, the Secretary of Energy, the Secretary of Homeland Security, and the Director of National Intelligence, shall develop a plan for verification and monitoring relating to the potential proliferation of nuclear weapons, components of such weapons, and fissile material.

(c) ELEMENTS.—The plan developed under subsection (b) shall include the following:

(1) A plan and road map for verification, detection and monitoring, with respect to policy, operations, and research, development, testing, and evaluation, including—

(A) identifying requirements;

(B) costs and funding requirements over 10 years for such nuclear verification, detection and monitoring; and

(C) identifying and integrating roles, responsibilities, and planning for such nuclear verification, detection and monitoring.

(2) A detailed international engagement plan for building cooperation and transparency, including bilateral and multilateral efforts, to improve inspections, detection, and monitoring.

(3) A detailed description of—

(A) current and planned research and development efforts to improve monitoring, detection, and in-field inspection and analysis capabilities, including persistent surveillance, remote monitoring, and rapid analysis of large data sets, including open-source data; and

(B) measures to coordinate technical and operational requirements early in the process.

(4) Engagement of relevant departments and agencies of the Federal Government and the military departments (including the Open Source Center and the United States Atomic Energy Detection System), national laboratories, industry, and academia.

(d) DESIGNATION OF DOE.—The President shall designate the Department of Energy as the lead agency for development of the plan under subsection (b).



(e) BRIEFING.—Not later than 30 days after the date of the enactment of this Act, the Secretary of Energy, acting through the Administrator for Nuclear Security, shall provide to the appropriate congressional committees an interim briefing on the plan under subsection (b).

(f) LIMITATION.—Of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2018 for the Department of Defense for supporting the Executive Office of the President, \$10,000,000 may not be obligated or expended until the date on which the President submits to the appropriate congressional committees the plan under subsection (g)(1).

(g) SUBMISSION.—

(1) DEADLINE.—Not later than April 15, 2018, the President shall submit to the appropriate congressional committees the plan developed under subsection (b).

(2) FORM.—The plan under subsection (b) shall be transmitted in unclassified form, but, consistent with the protection of intelligence sources and methods, may include a classified annex.

(h) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term “appropriate congressional committees” means the following:

(1) The congressional defense committees.

(2) The Select Committee on Intelligence of the Senate and the Permanent Select Committee on Intelligence of the House of Representatives.

(3) The Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives.

(4) The Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security of the House of Representatives.

(5) The Committee on Commerce, Science, and Transportation of the Senate and the Committee on Energy and Commerce of the House of Representatives.

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115. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CARBAJAL OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title XXXI, add the following new section:

**SEC. 3139. PLAN TO FURTHER MINIMIZE THE USE OF HIGHLY ENRICHED URANIUM FOR MEDICAL ISOTOPES.**

(a) PLAN.—The Secretary of Energy, in consultation with the Secretary of State, shall develop and assess a plan, including with respect to the benefits, risks, costs, and opportunities of the plan, to—

(1) take additional actions to promote the wider utilization of molybdenum-99 and technetium-99m produced without the use of highly enriched uranium targets, such as, at a minimum, by—

(A) eliminating the availability of highly enriched uranium for Mo-99 by buying back U.S.-origin highly enriched

uranium in raw or target form from global Mo-99 suppliers; and

(B) restricting or placing financial penalties on the import of Mo-99 produced with highly enriched uranium targets;

(2) work with global molybdenum suppliers and regulators to reduce the proliferation hazard from reprocessing waste from medical isotope production containing U.S.-origin highly enriched uranium; and

(3) ensure an adequate supply of molybdenum-99 and technetium-99 at all times, and both assess and mitigate any risks to such supply during a transition to production without the use of highly enriched uranium.

(b) SUBMISSION.—

(1) IN GENERAL.—Not later than April 1, 2018, the Secretary of Energy shall submit to the appropriate congressional committees a report containing the plan and assessment under subsection (a).

(2) FORM.—The report under paragraph (1) shall be submitted in unclassified form, but may include a classified annex.

(3) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term “appropriate congressional committees” means—

(A) the congressional defense committees;

(B) the Committee on Foreign Affairs and the Committee on Energy and Commerce of the House of Representatives; and

(C) the Committee on Foreign Relations and the Committee on Energy and Natural Resources of the Senate.

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116. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HUNTER OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title XXXV add the following:

**SEC. \_\_\_\_ . FOREIGN SPILL PROTECTION.**

(a) SHORT TITLE.—This section may be cited as the “Foreign Spill Protection Act of 2017”.

(b) LIABILITY OF OWNERS AND OPERATORS OF FOREIGN FACILITIES.—

(1) OIL POLLUTION CONTROL ACT AMENDMENTS.—

(A) DEFINITIONS.—Section 1001 of the Oil Pollution Act of 1990 (33 U.S.C. 2701) is amended—

(i) in paragraph (26)(A)—

(I) in clause (ii), by striking “onshore or offshore facility, any person” and inserting “onshore facility, offshore facility, or foreign offshore unit or other facility located seaward of the exclusive economic zone, any person or entity”; and

(II) in clause (iii), by striking “offshore facility, the person who” and inserting “offshore facility or foreign offshore unit or other facility located seaward of the exclusive economic zone, the person or entity that”; and

(ii) in paragraph (32)—

(I) by redesignating subparagraphs (D) through (F) as subparagraphs (E) through (G), respectively;

(II) by inserting after subparagraph (C) the following:

“(D) FOREIGN FACILITIES.—In the case of a foreign offshore unit or other facility located seaward of the exclusive economic zone, any person or other entity owning or operating the facility, and any leaseholder, permit holder, assignee, or holder of a right of use and easement granted under applicable foreign law for the area in which the facility is located.”; and

(III) in subparagraph (G), as so redesignated, by striking “or offshore facility, the persons who” and inserting “, offshore facility, or foreign offshore unit or other facility located seaward of the exclusive economic zone, the persons or entities that”.

(B) ACTIONS ON BEHALF OF FUND.—Section 1015(c) of the Oil Pollution Act of 1990 (33 U.S.C. 2715(c)) is amended, in the third sentence, by adding before the period at the end the following: “or other facility located seaward of the exclusive economic zone”.

(2) FEDERAL WATER POLLUTION CONTROL ACT AMENDMENTS.—Section 311(a)(11) of the Federal Water Pollution Control Act (33 U.S.C. 1321(a)(11)) is amended—

(A) by striking “and any facility” and inserting “any facility”; and

(B) by inserting “, and, for the purposes of applying subsections (b), (c), (e), and (o), any foreign offshore unit (as defined in section 1001 of the Oil Pollution Act) or any other facility located seaward of the exclusive economic zone” after “public vessel”.

(c) CONTINUATION PAY.—For providing continuation pay under section 356 of title 37, United States Code, there is appropriated, out of any money in the Treasury not otherwise appropriated, to the “Retired Pay” account under the heading “Department of Homeland Security—Coast Guard” in the applicable appropriations Acts for the Department of Homeland Security—

(1) \$3,286,277 for fiscal year 2018; and

(2) \$3,713,232 for fiscal year 2019.

117. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MOULTON OF MASSACHUSETTS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title XII, add the following new section:

**SEC. 12 . STRATEGY FOR SYRIA AND IRAQ.**

(a) IN GENERAL.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall, in coordination with the Secretary of State, submit to the appropriate congressional committees a strategy for Syria and Iraq.

(b) ELEMENTS.—The strategy required by paragraph (1) shall include the following:

(1) A description of the political and military objectives and end states for Syria and Iraq.

(2) A description of the plan for achieving the political and military objectives and end states for Syria and Iraq, including—

(A) with respect to Syria, a plan for political transition;

(B) with respect to Iraq—

(i) a plan for political reform and reconciliation among ethnic groups and political parties; and

(ii) an assessment of the required future size and structure of the Iraqi Security Forces, including irregular forces; and

(C) a description of the roles and responsibilities of United States allies and partners and other countries in the region in establishing regional stability.

(3) A description of the military conditions that must be met for the Islamic State of Iraq and Syria to be considered defeated.

(c) APPROPRIATE CONGRESSIONAL COMMITTEES.—In this section, the term “appropriate congressional committees” means—

(1) the Committee on Foreign Affairs and the Committee on Armed Services of the House of Representatives; and

(2) the Committee on Foreign Relations and the Committee on Armed Services of the Senate.

118. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LANGEVIN OF RHODE ISLAND OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 409, after line 2, insert the following new section:

**SEC. 1058. REPORT ON THE NATIONAL BIODEFENSE ANALYSIS AND COUNTERMEASURES CENTER.**

(a) REPORT.—Not later than December 31, 2017, the Secretary of Defense shall submit to the appropriate Congressional committees a report, prepared in consultation with the officials listed in subsection (b), on the National Biodefense Analysis and Countermeasures Center (referred to in this section as the “NBACC”) containing the following information:

(1) The functions of the NBACC.

(2) The end users of the NBACC, including those whose assets may be managed by other agencies.

(3) The cost and mission impact for each user identified under paragraph (2) of any potential closure of the NBACC, including an analysis of the functions of the NBACC that cannot be replicated by other departments and agencies of the Federal Government.

(4) In the case of closure of the NBACC, a transition plan for any essential functions currently performed by the NBACC to ensure mission continuity, including the storage of samples needed for ongoing criminal cases.

(b) CONSULTATION.—The officials listed in this subsection are the following:

(1) The Secretary of Homeland Security.

(2) The Director of the Federal Bureau of Investigation.

(3) The Attorney General.

(4) The Director of National Intelligence.

(5) As determined by the Secretary of Homeland Security, the leaders of other offices that utilize the NBACC.

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

(d) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—For purposes of this section, the term “appropriate Congressional Committees” means the Committees on Appropriations of the Senate and the House of Representatives, the Committees on Armed Services of the Senate and the House of Representatives, the Committee on Homeland Security of the House of Representatives, the Committee on Homeland Security and Government Affairs of the Senate, the Committees on Judiciary of the Senate and the House of Representatives, and the Committee on Oversight and Government Reform of the House of Representatives.

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119. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE COM-STOCK OF VIRGINIA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle B of title XVI, add the following new section:

**SEC. 16 . SENSE OF CONGRESS ON NEW COMMERCIAL SATELLITE SERVICING ACTIVITIES.**

It is the sense of Congress that—

(1) Government funding and support is an important element in fostering the development of a robust marketplace of new commercial satellite servicing activities; and

(2) the Federal Government should ensure that in its actions it does not unduly or artificially distort competition in the market for new commercial satellite servicing activities.

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120. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE DAVIDSON OF OHIO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle H of title XII, add the following new section:

**SEC. 12 . PROHIBITION ON USE OF FUNDS TO CONDUCT MILITARY OPERATIONS IN YEMEN.**

(a) PROHIBITION.—No amounts authorized to be appropriated by this Act or otherwise made available to the Department of Defense for fiscal year 2018 may be made available to conduct military operations in Yemen.

(b) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to prohibit the following:

(1) Activities carried out in full compliance with the Authorization for Use of Military Force (Public Law 107–40; 50 U.S.C. 1541 note).

(2) The provision of humanitarian assistance.

(3) The defense of United States Armed Forces.

(4) Support for freedom of navigation operations.

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121. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MARINO OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title VIII (page 323, after line 4), add the following new section:

**SEC. 871. REPORT ON SOURCING OF TUNGSTEN AND TUNGSTEN POWDERS FROM DOMESTIC PRODUCERS.**

(a) **REPORT.**—Not later than one year after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the procurement of tungsten and tungsten powders for military applications.

(b) **ELEMENTS.**—The report under subsection (a) shall include the following:

(1) An overview of the quantities and countries of origin of tungsten and tungsten powders that are procured by the Department of Defense or prime contractors of the Department for military applications.

(2) An evaluation of the effects on the Department if domestic-produced tungsten and tungsten powders are given priority.

(3) An evaluation of the effects on the Department if tungsten and tungsten powders are required to be procured from only domestic producers.

(4) An estimate of any costs associated with domestic sourcing requirements related to tungsten and tungsten powders.

122. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TENNEY OF NEW YORK OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title VIII, add the following new section:

**SEC. 860A. ADDITION OF DOMESTICALLY PRODUCED STAINLESS STEEL FLATWARE TO THE BERRY AMENDMENT.**

(a) **IN GENERAL.**—Section 2533a(b) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(3) Stainless steel flatware.”.

(b) **EFFECTIVE DATE.**—Section 2533a(b)(3) of title 10, United States Code, as added by subsection (a), shall apply with respect to contracts entered into after the date occurring one year after the date of the enactment of this Act.