

109TH CONGRESS
1ST SESSION

H. R. 1314

To amend the Defense Base Closure and Realignment Act of 1990 to require the 2005 base closure and realignment process to adhere to certain requirements regarding the preservation of military depot capabilities.

IN THE HOUSE OF REPRESENTATIVES

MARCH 15, 2005

Mr. ORTIZ (for himself and Mr. JONES of North Carolina) introduced the following bill; which was referred to the Committee on Armed Services

A BILL

To amend the Defense Base Closure and Realignment Act of 1990 to require the 2005 base closure and realignment process to adhere to certain requirements regarding the preservation of military depot capabilities.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. ADHERENCE TO CERTAIN AUTHORITIES ON**
4 **PRESERVATION OF MILITARY DEPOT CAPA-**
5 **BILITIES DURING 2005 ROUND OF BASE CLO-**
6 **SURES AND REALIGNMENTS.**

7 The Defense Base Closure and Realignment Act of
8 1990 (part A of title XXIX of Public Law 101–510; 10

1 U.S.C. 2687 note) is amended by adding at the end the
2 following new section:

3 **“SEC. 2915. ADHERENCE TO CERTAIN AUTHORITIES ON**
4 **PRESERVATION OF MILITARY DEPOT CAPA-**
5 **BILITIES DURING 2005 ROUND OF BASE CLO-**
6 **SURES AND REALIGNMENTS.**

7 “(a) ADHERENCE REQUIRED.—The base closure and
8 realignment actions performed under section 2914, and
9 any activities carried out to implement the closure or re-
10 alignment of military installations as a result of such base
11 closure and realignment actions, shall reflect a strict ad-
12 herence to the provisions of title 10, United States Code,
13 for the maintenance of government-owned, government-
14 operated depot-level maintenance, repair, and logistics ca-
15 pabilities within the Department of Defense, including the
16 provisions of chapter 146 of such title and other applicable
17 provisions.

18 “(b) NO WAIVERS AUTHORIZED.—Activities carried
19 out to implement the closure or realignment of military
20 installations as a result of base closure and realignment
21 actions performed under section 2914 may not include a
22 waiver authorized by paragraph (2) or (3) of section
23 2464(b) or section 2466(b) of title 10, United States
24 Code.

1 “(c) BASE CLOSURE AND REALIGNMENT ACTIONS

2 DEFINED.—In this section, the term ‘base closure and re-

3 alignment actions’ means the following:

4 “(1) The preparation by the Secretary of De-

5 fense of recommendations on installations for closure

6 or realignment under this part or any subsequent

7 base closure law.

8 “(2) The review by the Commission of the rec-

9 ommendations referred to in paragraph (1).

10 “(3) The review by the President of the rec-

11 ommendations referred to in paragraphs (1) and

12 (2).”.

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