

oping and retaining shipbuilding skills in organizations that lack intermediate levels of shipbuilding experience.

(4) Recommendations concerning how to address shipbuilder training during periods of demographic transition and evolving naval fleet architecture consistent with the Navy's most recent Integrated Force Structure Assessment.

(5) An analysis of whether emerging technologies, such as augmented reality, may aid in new shipbuilder training.

(6) Recommendations concerning how to encourage young adults to enter the defense shipbuilding industry and to develop the skills necessary to support the shipbuilding defense industrial base.

(7) An analysis of the potential benefits of multi-year procurement contracting for the stability of the shipbuilding defense industrial base.

(b) SOLICITATION AND ANALYSIS OF INFORMATION.—In order to carry out subsection (a)(2), the Secretary of the Navy and Secretary of Labor shall—

(1) solicit information regarding the age demographics and occupational experience level from the private shipyards of the shipbuilding defense industrial base; and

(2) analyze such information for findings relevant to carrying out subsection (a)(2), including findings related to the current and projected defense shipbuilding workforce, current and projected labor needs, and the readiness of the current and projected workforce to supply the proficiencies analyzed in subsection (a)(1).

(Added Pub. L. 116–283, div. A, title X, §1026(a), Jan. 1, 2021, 134 Stat. 3843, §8692; renumbered §8693 and amended Pub. L. 117–81, div. A, title X, §1015, Dec. 27, 2021, 135 Stat. 1894.)

#### Editorial Notes

##### PRIOR PROVISIONS

A prior section 8693, act Aug. 10, 1956, ch. 1041, 70A Stat. 538, provided for replacement of a lost or destroyed certificate of discharge from Air Force, prior to repeal by Pub. L. 90–235, §7(a)(3), Jan. 2, 1968, 81 Stat. 763. See section 1041 of this title.

##### AMENDMENTS

2021—Pub. L. 117–81, §1015(a), renumbered section 8692 of this title, as added by section 1026(a) of Pub. L. 116–283, as this section.

Pub. L. 117–81, §1015(b)(1), (3), designated existing provisions as subsec. (a), inserted heading, and added subsec. (b).

Subsec. (a)(7). Pub. L. 117–81, §1015(b)(2), added par. (7).

#### Statutory Notes and Related Subsidiaries

##### CHANGE OF NAME

Committee on Education and Labor of House of Representatives changed to Committee on Education and the Workforce of House of Representatives by House Resolution No. 5, One Hundred Eighteenth Congress, Jan. 9, 2023.

#### § 8694. Annual report on ship maintenance

(a) REPORT REQUIRED.—Not later than October 15 of each year, the Secretary of the Navy shall

submit to the Committees on Armed Services of the Senate and House of Representatives a report setting forth each of the following:

(1) A description of all ship maintenance planned for the fiscal year during which the report is submitted, by hull.

(2) The estimated cost of the maintenance described pursuant to paragraph (1).

(3) A summary of all ship maintenance conducted by the Secretary during the previous fiscal year.

(4) A detailed description of any ship maintenance that was deferred during the previous fiscal year, including specific reasons for the delay or cancellation of any availability.

(5) A detailed description of the effect of each of the planned ship maintenance actions that were delayed or cancelled during the previous fiscal year, including—

(A) a summary of the effects on the costs and schedule for each delay or cancellation; and

(B) the accrued operational and fiscal cost of all the deferments over the fiscal year.

(b) FORM OF REPORT.—Each report submitted under subsection (a) shall be submitted in unclassified form and made publicly available on an appropriate internet website in a searchable format, but may contain a classified annex.

(Added Pub. L. 117–81, div. A, title X, §1016(a), Dec. 27, 2021, 135 Stat. 1895.)

#### § 8695. Navy battle force ship assessment and requirement reporting

(a) IN GENERAL.—Not later than 180 days after the date on which a covered event occurs, the Chief of Naval Operations shall submit to the congressional defense committees a battle force ship assessment and requirement.

(b) ASSESSMENT.—Each assessment required by subsection (a) shall include the following:

(1) A review of the strategic guidance of the Federal Government, the Department of Defense, and the Navy for identifying priorities, missions, objectives, and principles, in effect as of the date on which the assessment is submitted, that the force structure of the Navy must follow.

(2) An identification of the steady-state demand for maritime security and security force assistance activities.

(3) An identification of the force options that can satisfy the steady-state demands for activities required by theater campaign plans of combatant commanders.

(4) A force optimization analysis that produces a day-to-day global posture required to accomplish peacetime and steady-state tasks assigned by combatant commanders.

(5) A modeling of the ability of the force to fight and win scenarios approved by the Department of Defense.

(6) A calculation of the number and global posture of each force element required to meet steady-state presence demands and warfighting response timelines.

(c) REQUIREMENT.—(1) Each requirement required by subsection (a) shall—

(A) be based on the assessment required by subsection (b); and

(B) identify, for each of the fiscal years that are five, 10, 15, 20, 25, and 30 years from the date of the covered event—

- (i) the total number of battle force ships required;
- (ii) the number of battle force ships required in each of the categories described in paragraph (2);
- (iii) the classes of battle force ships included in each of the categories described in paragraph (2); and
- (iv) the number of battle force ships required in each class.

(2) The categories described in this paragraph are the following:

- (A) Aircraft carriers.
- (B) Large surface combatants.
- (C) Small surface combatants.
- (D) Amphibious warfare ships.
- (E) Attack submarines.
- (F) Ballistic missile submarines.
- (G) Combat logistics force.
- (H) Expeditionary fast transport.
- (I) Expeditionary support base.
- (J) Command and support.
- (K) Other.

(d) DEFINITIONS.—In this section:

(1) The term “battle force ship” means the following:

- (A) A commissioned United States Ship warship capable of contributing to combat operations.
- (B) A United States Naval Ship that contributes directly to Navy warfighting or support missions.

(2) The term “covered event” means a significant change to any of the following:

- (A) Strategic guidance that results in changes to theater campaign plans or warfighting scenarios.
- (B) Strategic laydown of vessels or aircraft that affects sustainable peacetime presence or warfighting response timelines.
- (C) Operating concepts, including employment cycles, crewing constructs, or operational tempo limits, that affect peacetime presence or warfighting response timelines.
- (D) Assigned missions that affect the type or quantity of force elements.

(e) RESPONSIBILITIES OF COMMANDANT OF MARINE CORPS.—In preparing each assessment and requirement under subsection (a), the Commandant of the Marine Corps shall be specifically responsible for developing the requirements relating to amphibious warfare ships and for naval vessels with the primary mission of transporting Marines.

(Added Pub. L. 117–81, div. A, title X, §1017(a), Dec. 27, 2021, 135 Stat. 1896; amended Pub. L. 117–263, div. A, title X, §1025, Dec. 23, 2022, 136 Stat. 2764; Pub. L. 118–31, div. A, title X, §1019, Dec. 22, 2023, 137 Stat. 384.)

#### Editorial Notes

##### AMENDMENTS

2023—Subsec. (e). Pub. L. 118–31 substituted “Responsibilities of Commandant of Marine Corps” for “Amphibious Warfare Ships” in heading and inserted “and

for naval vessels with the primary mission of transporting Marines” before period at end.

2022—Subsec. (e). Pub. L. 117–263 added subsec. (e).

#### Statutory Notes and Related Subsidiaries

##### BASELINE ASSESSMENT AND REQUIREMENT REQUIRED

Pub. L. 117–81, div. A, title X, §1017(c), Dec. 27, 2021, 135 Stat. 1897, provided that: “The date of the enactment of this Act [Dec. 27, 2021] is deemed to be a covered event for the purposes of establishing a baseline battle force ship assessment and requirement under section 8695 of title 10, United States Code, as added by subsection (a) [enacting this section].”

#### § 8696. Navy shipbuilding workforce development special incentive

(a) REQUIREMENT.—

(1) IN GENERAL.—The Secretary of the Navy shall include in any solicitation for a covered contract a special incentive for workforce development that funds one or more workforce development activities described in subsection (c).

(2) AMOUNT OF SPECIAL INCENTIVE.—The amount of a special incentive required under subsection (a)(1) shall be equal to not less than one quarter of one percent and not more than one percent of the estimated cost of the covered contract.

(3) WAIVER.—

(A) IN GENERAL.—The Secretary of the Navy may waive one or more of the requirements of this section if the Secretary determines—

- (i) unreasonable cost or delay would be incurred by complying with such requirements;
- (ii) existing workforce development initiatives are sufficient to meet workforce needs;
- (iii) there are minimal workforce development issues to be addressed; or
- (iv) it is not in the national security interests of the United States to comply with such requirements.

(B) NOTICE TO CONGRESS.—Not less than 30 days prior to issuing a waiver under subparagraph (A), the Secretary of the Navy shall submit to the congressional defense committees written notice of the intent of the Secretary to issue such a waiver. Such notice shall specify the basis for such waiver and include a detailed explanation of the reasons for issuing the waiver.

(b) MATCHING CONTRIBUTION REQUIREMENT.—

(1) IN GENERAL.—Funds for a special incentive for workforce development required under subsection (a)(1) may be expended only—

(A) on or after the date on which the service acquisition executive of the Navy receives a written commitment from one or more entities described in paragraph (2) of separate and distinct cumulative monetary contributions to be made on or after the date of such commitment for workforce development; and

(B) in an amount that is equal to the aggregate amount of all monetary contributions from entities that made commitments under subparagraph (A) not to exceed the