

Subcommittee on Readiness
En Bloc Amendments to H.R. 1540
National Defense Authorization Act for Fiscal Year 2012
Thursday, May, 5, 2011

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AMENDMENT TO H.R. 1540
OFFERED BY MS. HANABUSA OF HAWAII

At the appropriate place in title III, insert the following:

1 **SEC. 3 ____ . STUDY OF UNITED STATES PACIFIC COMMAND**
2 **TRAINING READINESS.**

3 (a) **STUDY REQUIRED.**—In fulfillment of the rec-
4 ommendations in the 2010 Quadrennial Defense Review,
5 the Secretary of Defense, in conjunction with the Com-
6 mander of the United States Pacific Command, shall con-
7 duct a study to identify current and future training re-
8 quirements for all members of the Armed Forces assigned
9 to the Pacific Command area of responsibility, the suffi-
10 ciency of current training infrastructure to meet those re-
11 quirements, and the effect on operational readiness of pro-
12 viding additional training venues.

13 (b) **TRAINING LOCATIONS.**—

14 (1) **IN GENERAL.**—In carrying out the study re-
15 quired under subsection (a), the Secretary of De-
16 fense and the Commander of the United States Pa-
17 cific Command shall identify locations within the
18 United States Pacific Command's area of responsi-
19 bility as suitable to establish combat training centers

1 to fulfill requirements for live-fire and simulated in-
2 dividual, small-unit, and collective pre-deployment
3 and post-deployment training of United States com-
4 bat forces in joint, multi-national, and coalition full-
5 spectrum operations as well as counterinsurgency,
6 stability, and humanitarian operations.

7 (2) SUITABILITY FOR TRAINING.—The locations
8 identified by the Secretary and the Commander of
9 the United States Pacific Command pursuant to
10 paragraph (1) shall be suitable for training forces
11 equivalent to a Marine Expeditionary Force, an
12 Army division, an Air and Space Expeditionary
13 Force, or a Navy carrier strike group.

14 (3) LOCATIONS FOR CONSIDERATION.—In iden-
15 tifying locations to be studied pursuant to paragraph
16 (1), the Secretary and the Commander of the United
17 States Pacific Command may consider, among oth-
18 ers, current as well as former United States military
19 installations.

20 (c) STUDY REQUIREMENTS.—In carrying out the
21 study required under subsection (a), the Secretary and the
22 Commander of the United States Pacific Command shall:

23 (1) determine cost estimates for any necessary
24 acquisition, development (including military con-

1 struction), operation, and maintenance of the loca-
2 tions identified under subsection (b);

3 (2) determine the estimated cost to upgrade
4 any current infrastructure at any location identified
5 to bring the location to a state required for the
6 training described in subsection (b);

7 (3) provide a description of the possible envi-
8 ronmental impact of conducting the training de-
9 scribed in subsection (b);

10 (4) include an estimate of the potential eco-
11 nomic impact, either positive or negative, to the local
12 community of accommodating the training described
13 in subsection (b); and

14 (5) provide a description of the anticipated im-
15 pact on the quality of life for military personnel who
16 would train at the identified locations.

17 (d) ASSESSMENT OF READINESS IMPACT.—The Sec-
18 retary and the Commander of the United States Pacific
19 Command shall include in the study required under this
20 section an assessment of the effect on operational and
21 training readiness that would be achieved by providing
22 training at the training locations identified under sub-
23 section (b).

24 (e) REPORT.—Not later than February 28, 2013, the
25 Secretary shall submit to the Committee on Armed Serv-

1 ices of the House of Representatives and the Committee
2 on Armed Services of the Senate a report that contains
3 the results of the study required under this section along
4 with any conclusions and recommendations of the Sec-
5 retary and the Commander of the United States Pacific
6 Command regarding the activation and implementation of
7 training sites in the Pacific Command area of responsi-
8 bility.

9 (f) COMPTROLLER GENERAL BRIEFING.—Not later
10 than 120 days after the submittal of the report under sub-
11 section (e), the Comptroller General of the United States
12 shall provide to the Committee on Armed Services of the
13 House of Representatives and the Committee on Armed
14 Services of the Senate a briefing on the completeness of
15 the Secretary's report in fulfilling the requirements of this
16 section and the feasibility of successfully establishing addi-
17 tional training opportunities based on the recommenda-
18 tions included in the report.



Directive Report Language, Title 28

Submitted by Rep. Silvestre Reyes

Army Housing Shortfall at Growth Installations

The committee understands the Army has identified a shortfall of housing at several Army installations as a result of base realignment and closure and other force structure changes. While local communities are working to respond to the increased demand for off-post housing, the committee is concerned that the lingering effects of the financial crisis have made it difficult for civilian developers to obtain construction financing to fulfill the Army's off-post housing requirements. The committee encourages the Army to examine existing authorities which permit the leasing of off-post housing.

Additionally, the committee directs the Secretary of the Army to provide to the committee, no later than September 30, 2011, a report which identifies installations where a housing deficit exists. The report also should detail the efforts being taken by the Army to address unmet housing requirements, including the use of existing authorities.

AMENDMENT OFFERED BY MR. HECK OF NEVADA

Amendment to strike and replace the following directive report language to the House report to accompany H.R. 1540

Homeowners Assistance Program

The Department of Defense's Homeowners Assistance Program (HAP) has provided financial assistance to military personnel and Department of Defense civilians who suffer financial loss on the sale of their home when a base realignment or closure action causes a decline in the local real estate market. The American Recovery and Reinvestment Act of 2009 (Public Law 111-16) expanded the program to assist additional categories of people, including those who are wounded, injured, or become ill while deployed, the surviving spouses of military personnel and civilians who are killed in the line of duty, and service members who purchased property before July 1, 2006, and were required to permanently relocate between February 1, 2006, and September 30, 2010.

The committee is aware that the Department of Defense is assessing the magnitude of a potential shortfall in existing resources and is currently projecting a \$400.0 million deficit in the expanded Homeowners Assistance Program. This deficit could begin to impact eligible beneficiaries by the end of the current fiscal year and has the potential to impact more than 3,000 beneficiaries. The Department of Defense briefed the committee on its intent to address this deficit issue in its fiscal year 2013 budget submission. Furthermore, even if the program were fully funded, the committee is concerned that while the average time to process a complete application is 60 days, the committee understands that a number of applicants have seen delays of up to 1 year. Finally, the committee is concerned that the eligibility dates that were provided in the American Recovery and Reinvestment Act of 2009 (Public Law 111-16) have excluded certain localities whose real estate markets declined after July 1, 2006, and service members who receive permanent change of station orders within those localities, after September 30, 2010.

The committee believes that the compilation of these issues will have a cascading impact on thousands of beneficiaries who linger in potential foreclosure and bankruptcy because of the inability of the Department of Defense to adequately forecast required investments or to promptly process a completed application. Therefore, the committee directs the Secretary of Defense to provide a brief to the congressional defense committees by September 30, 2011, that includes the following:

- (1) An assessment of the overall military construction program with a goal to eliminate unnecessary programmatic investments, and apply savings toward the potential deficit in the Homeowners Assistance Program;
- (2) An assessment on methods to improve the efficiency of processing applications as well to include hiring, on a temporary basis, additional staff to assist with the current backlog of claims that has resulted due to the increased volume of applications made under the expanded criteria provided by the Homeowners Assistance Program as expanded by the American Recovery and Reinvestment Act of 2009; and
- (3) An assessment of large military installations, whose local real estate market declined after July 1, 2006, and options that could be pursued at these large military installations, to include the associated cost impact, that would ameliorate the impact of the declining real estate market.

AMENDMENT TO H.R. 1540
OFFERED BY MS. BORDALLO OF GUAM

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

1 **SEC. 23**____. **LIMITATION ON IMPLEMENTATION OF CON-**
2 **SOLIDATION OF AIR AND SPACE OPERATIONS**
3 **CENTER OF THE AIR FORCE.**

4 (a) **NOTICE AND WAIT REQUIREMENT.**—

5 (1) **NOTICE AND WAIT.**—The Secretary of the
6 Air Force may not disestablish, close, or realign any
7 element of the Air and Space Operations Center con-
8 solidation initiative until—

9 (A) the Secretary of Air Force submits a
10 notice of the proposed disestablishment, closure,
11 or realignment to the congressional defense
12 committees; and

13 (B) the expiration of a period of 15 legisla-
14 tive days or 30 calendar days, whichever is
15 longer, beginning on the date of the notification
16 is received by the committees.

17 (2) **CONSULTATION.**—The Secretary of the Air
18 Force shall prepare a notice under paragraph (1) in

1 consultation with the commanders of the combatant
2 commands

3 (3) LEGISLATIVE DAY DEFINED.—In this sub-
4 section, term “legislative day” means a day on which
5 either House of Congress is in session.

6 (b) CONTENT OF NOTICE.—The notice under sub-
7 section (a) shall contain at a minimum—

8 (1) an explanation of the projected savings of
9 the proposed disestablishment, closure, or realign-
10 ment;

11 (2) a cost-benefit analysis of the proposed dis-
12 establishment, closure, or realignment;

13 (3) the budgetary impact of the proposed dis-
14 establishment, closure, or realignment;

15 (4) the strategic and operational consequences
16 of the proposed disestablishment, closure, or realign-
17 ment;

18 (5) an appropriate local economic assessment of
19 the proposed disestablishment, closure, or realign-
20 ment, which shall include at a minimum—

21 (A) a list of Federal, State, and local gov-
22 ernment departments and agencies that are re-
23 quired by statute or regulation to provide as-
24 sistance and outreach for the community af-

1 fected by the proposed disestablishment, clo-
2 sure, or realignment; and

3 (B) a list of the contractors and businesses
4 affected by the proposed disestablishment, clo-
5 sure, or realignment; and

6 (6) a continuity of operations plan for the pro-
7 posed disestablishment, closure, or realignment.



Pay Parity for Department of Defense Federal Wage System Employees Employed at Joint Military Institutions

The committee is aware that the recommendations made under the Base Realignment and Closure (BRAC) Act of 1990, as amended (Public Law 101-510) to create joint military installations throughout the continental United States and Hawaii resulted in instances where the constituent installations are not all located within the same pay locality. The President's Pay Agent subsequently assigned General Schedule employees of certain joint military installations to a single locality area, resulting in a disparity between General Schedule and Federal Wage System employees employed at the particular joint military installation. The committee recognizes the impact of such disparity on effective personnel management.

An example of this is Joint Base McGuire/Dix/Lakehurst where the former McGuire Air Force Base and Fort Dix are in the Philadelphia cost of living area, and the former Lakehurst NAES is in the New York cost of living area. The President's Pay Agent placed Joint Base McGuire/Dix/Lakehurst in the New York locality pay area effective October 2009. The Federal Prevailing Rate Advisory Committee (FPRAC) recommended consolidation of the Federal Wage System area within the same General Schedule locality pay area in October 2010; however, no further action has been taken.

Therefore, the committee directs the Director of the Office of Personnel Management, after consultation with the Secretary of Defense, to make a timely determination on the FPRAC recommendation of October 2010 with respect to Department of Defense Federal Wage System employees employed at joint military institutions constituted on or before the date of enactment whose constituent installations are not all located within the same pay locality. The Director of the Office of Personnel Management shall provide a briefing to the Senate and House Committees on Armed Services, the Senate Committee on Homeland Security and Governmental Affairs and the House Committee on Oversight and Government Reform on the actions being taken to address the FPRAC recommendation by November 15, 2011.

AMENDMENT TO H.R. 1540
OFFERED BY MS. BORDALLO

At the appropriate place in title III, insert the following:

1 **SEC. 3** . **ONE-YEAR EXTENSION OF PILOT PROGRAM FOR**
2 **AVAILABILITY OF WORKING-CAPITAL FUNDS**
3 **TO ARMY FOR CERTAIN PRODUCT IMPROVE-**
4 **MENTS.**

5 Section 330(f) of the National Defense Authorization
6 Act for Fiscal Year 2008 (Public Law 110-181; 122 Stat.
7 68) is amended by striking "October 1, 2013" and insert-
8 ing "October 1, 2014".



AMENDMENT TO H.R. 1540
OFFERED BY MS. BORDALLO OF GUAM

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

1 **SEC. 28** . **REPEAL OF CONDITION ON USE OF SPECIFIC**
2 **UTILITY CONVEYANCE AUTHORITY REGARD-**
3 **ING GUAM INTEGRATED WATER AND WASTE-**
4 **WATER TREATMENT SYSTEM.**

5 Section 2822 of the Military Construction Authoriza-
6 tion Act for Fiscal Year 2011 (division B of Public Law
7 111-383; 124 Stat. 4465) is amended by striking sub-
8 section (c).

