

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
6362	3	Moulton, Seth	CHM	Requires a report on total financial cost of the United States' military operations in Iran and on facility infrastructure costs associated with damaged or destroyed U.S. military infrastructure.	EB 6
6210	1	Messmer, Mark B.	CHM	Support advanced technologies that strengthen United States Agricultural Production, agrifood systems, and associated bioindustrial manufacturing capacity.	EB 6
6509	2	Keating, William R.	CHM	Establishes a program to expand defense industrial base cooperation between Poland and the United States.	EB 6
6901	0	Rogers, Mike	CHM	Multiyear procurement authority for platforms and components systems	EB 6
6902	0	Graves, Sam	CHM	Prohibition on the destruction on WW2 era Navy aircraft.	EB 6
6540	1	Wittman, Robert	CHM	Provides PAE with additional authorities to address underperforming contractors and establishes a framework for performance metrics, including cost, schedule, and technical performance, sustainment readiness, and contract management.	EB 6
6913	0	Rogers, Mike	CHM	Workflow Automation and Synchronization for Operational Planning	EB 6
6856	2	Whitesides, George	CHM	Requires the Department to notify domestic sources or suppliers who have obtained a facility security clearance and provide them an opportunity to respond when the Department identifies and acts on a supply chain risk affecting them and expands reporting requirements to Congress.	EB 6
5826	2	Moylan, Jim	CHM	DRL to evaluate the possibility of Andersen AFB hosting Coast Guard Aircraft	EB 6
5842	0	Stefanik, Elise	CHM	Trucking Security and CCP Disclosure Act: Establishes disclosure and reporting requirements relating to foreign adversary involvement in commercial trucking, logistics, and freight operations supporting Department of Defense supply chains.	EB 6
6080	0	Mace, Nancy	CHM	Extension of prohibition on lobbying the Department for departing flag and general officers and senior civilian equivalents.	EB 6
6628	1	Carbajal, Salud O.	CHM	Requires DoD to establish a security protocol allowing for eligible veterans' spouses and dependents to accompany them to the commissary and MWR facilities without separate visitor registration.	EB 6
6894	2	Turner, Michael	CHM	Legislative policy proposal that authorizes the transfer of land from the Montgomery County Land Bank to the Department of Veteran Affairs, directs GAO study of Skillbridge, and includes SOF members in preseparation counseling.	EB 6

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
5928	1	Hamadeh, Abraham J.	CHM	Establishes a five-year DOD Domestic Antimony Production Capability Pilot Program to recover antimony as a by-product of U.S. mineral production for defense applications.	EB 6
5850	1	Stefanik, Elise	CHM	Federal Acquisition Security Council Exclusion Orders: Requires referral of Chinese Military Company (CMC) designees to the Federal Acquisition Security Council (FASC) for potential government-wide exclusion orders involving covered federal procurement activities.	EB 6
6571	1	Moylan, Jim	CHM	Amends the Defense Base Act to provide an exemption for Guam during certain periods.	EB 6
5862	3	Crank, Jeff	CHM	Prevents the stand down of the 70th Flight Training Squadron at the Air Force Academy.	EB 6
6792	2	Crow, Jason	CHM	This request is for bill language that would require the Secretary of Defense to provide congress with a full accounting of Operation Southern Spear.	EB 6
6180	1	Messmer, Mark B.	CHM	This provision would support NNSA's access to commercially developed and operationally validated pulsed power technologies, providing commercially available radiation testing environments to supplement government facilities.	EB 6
6532	2	Higgins, Clay	CHM	This bill directs the Department of Defense to report to the U.S. Census Bureau the number of military and civilian personnel residing on military installations to support efficient and accurate counting for congressional apportionment and community representation.	EB 6
6830	1	Garamendi, John	CHM	directs the Administrator for Nuclear Security to provide a briefing to the House Committee on Armed Services status of the National Nuclear Security Administration's efforts to improve processes and establish guidance for reporting cost growth and conducting root cause analyses.	EB 6
5754	1	Luttrell, Morgan	CHM	Widespread Information Management for the Welfare of Infrastructure and Government Act reauthorizes and modernizes the Cybersecurity Information Sharing Act of 2015, the legal foundation for voluntary cyber threat information sharing between the government and private sector.	EB 6
6343	0	Norcross, Donald	CHM	Imposes limitation on availability of funds until the assessment required by Sec. 835(a)(1) of Public Law 118-31, the FY24 NDAA, are met.	EB 6
5966	4	Kiggans, Jennifer A.	CHM	Requires the Navy to retroactively grant AvIP gate waivers for certain Tactical Air Control Squadron department heads from Sept. 1, 2018–Jan. 1, 2025, restore missed AvIP, and review/report on flying-duty certification issues before ending eligibility.	EB 6
6893	0	Garamendi, John	CHM	Prohibits any vessel from operating under a navigation or vessel-inspection law waiver until the Maritime Administrator verifies proof that the vessel is not owned, operated, or crewed by a foreign entity of concern.	EB 6
6436	3	Houlahan, Chrissy	CHM	Pilot Program for Accessible WIFI at Middle East Bases	EB 6

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
6465	3	Kelly, Trent	CHM	Establishes a new "Ships for America" title to strengthen maritime readiness, shipbuilding capacity, and the U.S. merchant mariner workforce.	EB 6
6919	0	Wittman, Robert	CHM	Requires the Secretary of the Air Force to conduct necessary developmental testing and evaluation, and implement corrective actions if needed, for the T-7A training aircraft.	EB 6
6921	1	Moylan, Jim	CHM	H-2B Visa Extension	EB 6
6767	2	Mills, Cory	CHM	Requires non-invasive battery inspection for foreign-derived batteries.	EB 6
6117	2	Messmer, Mark B.	CHM	Establish an AbilityOne contracting goal for each fiscal year equal to 1 percent of the total amount of funds obligated for contracts entered into with the Department of Defense in such fiscal year for procurement.	EB 6
6924	0	Vindman, Eugene Simon	CHM	Report on TRICARE Drug Pricing Under the Inflation Reduction Act Negotiation Program	EB 6
6009	2	Harrigan, Pat	CHM	Fully Restores previously authorized funds to SkyFoundry program by adding back \$50 million for the program.	EB 6
6923	1	Jackson, Ronny	CHM	Requires a briefing detailing malign influence by the Chinese Communist Party within the Republic of Korea and its implications to the defense interests of the United States.	EB 6
5989	2	Cisneros, Gilbert	CHM	DRL on cost saving measures for security clearance wait times for small defense contractors	EB 6
6925	1	Cisneros, Gilbert	CHM	Briefing on Servicemember Exposure to Non-DoD Open-Air Burn Pits	EB 6
6927	1	Crow, Jason	CHM	This request is for DRL examining implementation of security clearance reciprocity.	EB 6
5712	3	Bergman, Jack	CHM	Strengthening Guam's Fuel Infrastructure	EB 6
5988	2	Cisneros, Gilbert	CHM	GAO study on barriers to entry for workers requiring security clearances	EB 6

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
6828	3	Garamendi, John	CHM	This proposal would ensure that each Military Department can satisfy each of its energy security requirements through its own mission specific nuclear energy approach.	EB 6
6673	0	Scott, Austin	CHM	This amendment authorizes the OSD Historical Office to publish the Secretaries of Defense Historical Series to chronicle DOD's role in the formulation and implementation of foreign policy and defense strategy and to provide declassification priority for the series.	EB 6
6398	0	Van Orden, Derrick	CHM	To require the Secretary of Defense to conduct a study on members of the Armed Forces who separated from the Armed Forces due to the mandate to receive the COVID-19 vaccine and the transfer of education benefits by such members, and for other purposes	EB 6
6403	0	Van Orden, Derrick	CHM	To amend title 10, United States Code, to establish an oath for members separating from the Armed Forces	EB 6
6928	0	Mills, Cory	CHM	Restricts adversarial intrusions to military data centers	EB 6

AMENDMENT TO H.R. 8800
OFFERED BY MR. MOULTON OF MASSACHUSETTS

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

1 **SEC. 10 ____ . REPORT ON COST OF UNITED STATES MILI-**
2 **TARY OPERATIONS IN IRAN.**

3 (a) REPORT REQUIRED.—

4 (1) IN GENERAL.—Not later than April 1,
5 2027, the Secretary of Defense shall submit to the
6 congressional defense committees a report that in-
7 cludes the total financial cost to the United States
8 of the military operations carried out in Iran during
9 the period beginning on February 28, 2026, and
10 ending on the date that is 30 days before the date
11 of the submission of the report. Such total financial
12 cost shall include the costs associated with damaged
13 or destroyed infrastructure of the United States.

14 The report shall include the following:

15 (A) A full inventory and replacement valu-
16 ation of all United States military aircraft,
17 naval vessels, drones, and other significant
18 equipment damaged or destroyed during such
19 military operations.

1 (B) The total cost and quantity of all
2 weapons, missiles, and munitions expended dur-
3 ing such military operations and replacement
4 costs.

5 (C) A comprehensive assessment of the
6 costs associated with repairing or rebuilding
7 United States military bases and facilities dam-
8 aged or destroyed during such military oper-
9 ations and the extent to which infrastructure
10 was damaged or destroyed during such military
11 operations.

12 (D) For any military base or facility or in-
13 frastructure identified under subparagraph (C),
14 the location of the base, facility, or infrastruc-
15 ture.

16 (E) An assessment of the overall effects
17 that damage to infrastructure during such mili-
18 tary operations has had on theater readiness,
19 including any plans to not repair or rebuild
20 United States infrastructure in the region.

21 (F) All costs related to the unplanned de-
22 ployments and mobilizations of additional mem-
23 bers of a covered Armed Force and military as-
24 sets for such military operations and the costs

1 associated with the enforcement of the maritime
2 blockade in the Strait of Hormuz.

3 (2) FORM.—The report required under para-
4 graph (1) shall be submitted in unclassified form,
5 but may include a classified annex. The Secretary
6 shall post the unclassified report on a publicly avail-
7 able and appropriate website of the Department of
8 Defense.

9 (b) COVERED ARMED FORCE DEFINED.—The term
10 “covered Armed Force” means the Army, Navy, Marine
11 Corps, Air Force, or Space Force.



AMENDMENT TO H.R. 8800
OFFERED BY MR. MESSMER OF INDIANA

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

1 **SEC. 2 ____ . SUPPORT FOR ADVANCED TECHNOLOGIES THAT**
2 **STRENGTHEN UNITED STATES AGRICUL-**
3 **TURAL PRODUCTION, AGRIFOOD SYSTEMS,**
4 **AND ASSOCIATED BIOINDUSTRIAL MANUFAC-**
5 **TURING CAPACITY.**

6 (a) IN GENERAL.—The Under Secretary of Defense
7 for Research and Engineering, in coordination with the
8 Secretary of Agriculture, may carry out activities to sup-
9 port the development, testing, validation, demonstration,
10 and transition of advanced technologies that strengthen
11 the resilience, security, and operational continuity of
12 United States agricultural production, agrifood systems,
13 and associated bioindustrial manufacturing capacity
14 against biological threats, supply chain disruptions, nat-
15 ural disasters, and other risks to national security, includ-
16 ing technologies relating to—

17 (1) agricultural biosecurity, including detection,
18 prevention, mitigation, and recovery relating to plant

1 disease, livestock disease, invasive species, and other
2 biological threats;

3 (2) advanced plant, animal, microbial, and bio-
4 industrial technologies supporting defense readiness,
5 domestic manufacturing capacity, and supply chain
6 security;

7 (3) engineering, automation, artificial intel-
8 ligence, autonomous systems, and data systems sup-
9 porting agricultural production, logistics, and oper-
10 ational resilience;

11 (4) natural resource management technologies
12 relating to water, energy, soil, forests, and food sys-
13 tems that reduce scarcity risks and enhance civilian
14 and military resilience; and

15 (5) wildfire prediction, prevention, mitigation,
16 response, and recovery technologies relevant to agri-
17 cultural productivity, infrastructure resilience, and
18 military readiness.

19 (b) ACTIVITIES.—The activities carried out under
20 subsection (a) shall include—

21 (1) interagency collaboration to accelerate re-
22 search, development, testing, evaluation, field valida-
23 tion, demonstration, deployment, and transition of
24 technologies described in subsection (a);

1 (2) collaboration with Federal agencies, feder-
2 ally funded research and development centers, na-
3 tional laboratories, institutions of higher education,
4 nonprofit organizations, and private sector entities;
5 and

6 (3) prioritization, to the extent practicable, of
7 projects demonstrating clear potential to enhance
8 food security, operational readiness, domestic pro-
9 duction resilience, or defense supply chain security.

10 (c) REPORTING.—Not later than 180 days after the
11 date of the enactment of this Act, the Under Secretary
12 of Defense for Research and Engineering, in coordination
13 with the Secretary of Agriculture, shall submit to the con-
14 gressional defense committees an implementation plan for
15 activities to be carried out under this section.

16 (d) RULE OF CONSTRUCTION.—Nothing in this sec-
17 tion shall be construed to limit authorities of the Depart-
18 ment of Defense or the Department of Agriculture that—

19 (1) were in effect on the day before the date of
20 the enactment of this Act; and

21 (2) authorize or require conduct or support of
22 research, development, testing, evaluation, or oper-
23 ational activities.



AMENDMENT TO H.R. 8800
OFFERED BY MR. KEATING OF MASSACHUSETTS

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

1 **SEC. 12 ____ . POLAND DEFENSE INDUSTRIAL COOPERATION**
2 **PROGRAM.**

3 (a) ESTABLISHMENT.—The Secretary of Defense, in
4 coordination with the Secretary of State, shall establish
5 a program to expand cooperation between the defense in-
6 dustrial bases of the United States and Poland to expand
7 co-production capacity, enhance supply chain resilience,
8 and support operational readiness for United States and
9 allied forces. The program shall seek to—

10 (1) enhance bilateral cooperation between the
11 United States and Poland;

12 (2) reduce barriers to co-production between
13 the United States and Poland; and

14 (3) strengthen NATO’s deterrence capability,
15 including against malign influence from the Russian
16 Federation and People’s Republic of China.

17 (b) ELEMENTS.—The program established pursuant
18 to subsection (a) may also include the following:

1 (1) Co-production of munitions, ground combat
2 systems, air combat systems and other critical de-
3 fense articles.

4 (2) The establishment and expansion of forward
5 repair, maintenance, and sustainment capabilities in
6 Poland.

7 (3) The identification and authorization of tech-
8 nology transfer necessary to establish co-production
9 of co-sustainment capabilities in Poland that support
10 the Armed Forces in Poland and NATO's deterrence
11 capabilities.

12 (4) The development of redundant and resilient
13 supply chains to carry out the objectives described in
14 paragraphs (1) through (3) of subsection (a).

15 (5) Actions to identify and mitigate barriers to
16 defense industrial base cooperation, including bar-
17 riers relating to export controls, technology transfer,
18 or contracting practices.

19 (c) AUTHORITIES.—In carrying out the program es-
20 tablished pursuant to subsection (a), the Secretary of De-
21 fense shall coordinate with other Federal departments and
22 agencies, including the Department of State and the De-
23 partment of Commerce, in order to—

24 (1) enter into contracts, cooperative agree-
25 ments, and other bilateral agreements (including

1 under section 4022 of title 10, United States Code);
2 and

3 (2) provide technical assistance, training, and
4 equipment relating to defense industrial base co-
5 operation.

6 (d) **INDUSTRY ENGAGEMENT.**—The Secretary of De-
7 fense, in coordination with the Secretary of State, shall
8 seek to coordinate with appropriate counterparts of Po-
9 land to convene an annual industry roundtable consisting
10 of United States and Polish defense companies, with the
11 goal of expanding cooperation and engagement across sec-
12 tors and between government and industry with respect
13 to activities to implement the program established pursu-
14 ant to subsection (a).

15 (e) **REPORT.**—The Secretary of Defense, in coordina-
16 tion with the Secretary of State, shall annually for a pe-
17 riod of 5 years submit to the Committee on Armed Serv-
18 ices and the Committee on Foreign Relations of the Sen-
19 ate and Committee on Armed Services and the Committee
20 on Foreign Affairs of the House of Representatives a re-
21 port on—

22 (1) any additional legislative authorities re-
23 quired to carry out the program established pursu-
24 ant to subsection (a) or any of the elements de-
25 scribed in subsection (b); and

4

1 (2) any regulatory or policy barriers to achiev-
2 ing the objectives described in paragraphs (1)
3 through (3) of subsection (a).



AMENDMENT TO H.R. 8800
OFFERED BY MR. ROGERS OF ALABAMA

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

1 **SEC. 18 ____ . MULTIYEAR PROCUREMENT AUTHORITY FOR**
2 **PLATFORMS AND COMPONENTS SYSTEMS.**

3 (a) **AUTHORITY.**—Subject to the provisions of section
4 3501 of title 10, United States Code, specified in sub-
5 section (e), the head of an agency may enter into one or
6 more multiyear contracts for more than one but not more
7 than seven program years, beginning in fiscal year 2027,
8 for the procurement of the following systems (including
9 items, services, and logistics support associated with those
10 systems and their subsystems):

11 (1) Guided Multiple Launch Rocket System
12 (GMLRS).

13 (2) 6.8mm ammunition.

14 (3) Advanced Precision Kill Weapon System
15 (APKWS) (AGR-20 A/B), II / Fixed-Wing, Air
16 Launched, Counter-Unmanned [Aircraft Systems]
17 Ordnance (FALCO) (AGR-20F).

18 (4) Lower Tier Air and Missile Defense Sensor
19 (LTAMDS).

- 1 (5) Small Diameter Bomb II (SDB II).
- 2 (6) Air Intercept Missile-9X (AIM-9X).
- 3 (7) Patriot Guidance Enhanced Missile-Tactical
- 4 (GEM-T).
- 5 (8) Integrated Battle Command System
- 6 (IBCS).
- 7 (9) Air-Launched Rapid Response Weapon In-
- 8 crement 1 (ARRW Inc 1).
- 9 (10) Army/Navy Transportable Radar Surveil-
- 10 lance (TPY-2).
- 11 (11) Javelin CLU (Command Launch Unit).
- 12 (12) FGM-148 Javelin.
- 13 (13) Coyote Block 2C (C-UAS interceptor).
- 14 (14) Sonobuoys (SSQ- 36, SSQ-53, SSQ-62,
- 15 SSQ-101, SSQ125).
- 16 (15) RIM-162 Evolved Sea Sparrow Missile
- 17 (ESSM).
- 18 (16) RIM-116 Rolling Airframe Missile (RAM).
- 19 (17) Remote Modular Terminal (RMT).
- 20 (18) Counter Communications System (CCS).

21 (b) PROCUREMENT IN CONJUNCTION WITH EXIST-
22 ING CONTRACTS.—The systems authorized to be procured
23 under subsection (a) may be procured as additions to ex-
24 isting contracts covering such systems.

1 (c) LIMITED APPLICABILITY OF OTHER LAW.—In
2 applying section 3501 of title 10, United States Code, to
3 subsection (a), only the following provisions of that section
4 shall apply:

5 (1) Subsection (f).

6 (2) Subsection (g), in which the term “contract
7 described in subsection (a)” shall mean a contract
8 awarded pursuant to the authority of this section.

9 (3) Subsection (i)(1).

10 (4) Subsection (l)(3).

11 (d) CERTIFICATION TO CONGRESSIONAL DEFENSE
12 COMMITTEES REQUIRED.—The head of an agency may
13 enter into a multiyear contract under subsection (a) only
14 if the head of the agency certifies to the congressional de-
15 fense committees in writing, not less than 7 days before
16 entry into the contract, each of the following:

17 (1) That the use of such a contract is con-
18 sistent with the projected force structure require-
19 ments for the respective program.

20 (2) That the use of such a contract will result
21 in—

22 (A) savings of the total anticipated costs of
23 carrying out the program through annual con-
24 tracts; or

1 (B) necessary defense industrial base sta-
2 bility not otherwise achievable through annual
3 contracts.

4 (3) That there is a reasonable expectation that
5 throughout the contemplated contract period the
6 head of the agency will request funding for the con-
7 tract at the level required to avoid contract cancella-
8 tion.

9 (4) That there is a stable design for the prop-
10 erty to be acquired and the technical risks associated
11 with such property are not excessive.

12 (5) That the estimates of both the cost of the
13 contract and the anticipated cost avoidance through
14 the use of a such a contract are realistic.

15 (6) That the use of such a contract will pro-
16 mote the national security of the United States.

17 (7) That during the fiscal year in which the
18 contract is to be awarded, sufficient funds will be
19 available to perform the contract in such fiscal year,
20 and the future-years defense program (as defined in
21 section 221 of title 10, United States Code) for such
22 fiscal year will include the funding required to exe-
23 cute the program without cancellation.

24 (e) **AUTHORITY FOR ADVANCE PROCUREMENT.**—The
25 head of an agency may enter into one or more contracts

1 for advance procurement associated with a program for
2 which authorization to enter into a multiyear contract is
3 provided under subsection (a) and for systems and sub-
4 systems associated with such program, in economic order
5 quantities when cost savings are achievable.

6 (f) CONDITION FOR OUT-YEAR CONTRACT PAY-
7 MENTS.—A multiyear contract entered into under sub-
8 section (a) shall provide that any obligation of the United
9 States to make a payment under the contract for a fiscal
10 year after fiscal year 2027 is subject to the availability
11 of appropriations for that purpose for such later fiscal
12 year.

13 (g) DEFINITION.—In this section, the term “head of
14 an agency” means—

- 15 (1) the Secretary of Defense;
- 16 (2) the Secretary of the Army;
- 17 (3) the Secretary of the Navy; or
- 18 (4) the Secretary of the Air Force.



AMENDMENT TO H.R. 8800
OFFERED BY MR. WITTMAN OF VIRGINIA

At the appropriate place in title VIII, insert the following new section:

1 **SEC. 8 ____ . RESPONSIBILITIES AND AUTHORITIES OF PORT-**
2 **FOLIO ACQUISITION EXECUTIVES WITH RE-**
3 **SPECT TO CONTRACTORS.**

4 (a) IN GENERAL.—Chapter 205 of title 10, United
5 States Code, is amended by inserting after section 3105
6 the following new sections:

7 **“§ 3105a. Portfolio acquisition executives: perform-**
8 **ance management authorities with re-**
9 **spect to contractors**

10 “(a) PERFORMANCE MANAGEMENT AUTHORITIES.—
11 Each portfolio acquisition executive shall, with respect to
12 contractors under the defense acquisition programs as-
13 signed to such executive, have the following authorities:

14 “(1) To issue a performance improvement no-
15 tice to any contractor that, as documented in any
16 contractor past performance database used by the
17 Department of Defense, has received a rating indi-
18 cating a deficiency (such as marginal or unsatisfac-
19 tory) in two or more consecutive assessment periods,

1 or in three or more assessment periods within a pe-
2 riod of five years. Such a notice shall specify, with
3 particularity, the deficiencies identified in such rat-
4 ings and shall establish measurable corrective action
5 benchmarks and a remediation period not to exceed
6 180 days. The portfolio acquisition executive shall
7 ensure that the notice is provided contemporaneously
8 to the contractor and the component acquisition ex-
9 ecutive or service acquisition executive of the mili-
10 tary department concerned, as applicable, and is
11 documented in any contractor past performance
12 database used by the Department.

13 “(2) To initiate a contract restructuring action,
14 including an action to adjust a performance metric,
15 milestone schedule, deliverable specification, or asso-
16 ciated incentive fee structure, without the prior ap-
17 proval of the component acquisition executive or the
18 service acquisition executive of the military depart-
19 ment concerned, as long as the total value of the re-
20 structured contract does not exceed any applicable
21 threshold. The portfolio acquisition executive shall
22 provide written notification to the component acqui-
23 sition executive or service acquisition executive, as
24 applicable, not later than 15 days after initiating
25 such an action.

1 “(3) To recommend to the component acquisi-
2 tion executive or the service acquisition executive of
3 the military department concerned that a contract
4 be terminated for cause. The service acquisition ex-
5 ecutive shall act on such recommendation, or deter-
6 mine not to act on such recommendation, not later
7 than 30 days after receiving the recommendation.

8 “(b) RESPONSIBILITIES OF COMPONENT ACQUISI-
9 TION EXECUTIVE OR SERVICE ACQUISITION EXECU-
10 TIVE.—In a case in which the component acquisition exec-
11 utive or service acquisition executive, as applicable, over-
12 rides the issuance of a performance improvement notice
13 under subsection (a)(1), overrides a contract restructuring
14 action under subsection (a)(2), or determines not to act
15 on a recommendation under subsection (a)(3), the compo-
16 nent acquisition executive or service acquisition executive,
17 as applicable, shall—

18 “(1) not later than 15 days after such override
19 or determination, make a written documentation of
20 the override or determination that cites the specific
21 statutory, regulatory, or policy basis for the override
22 or determination; and

23 “(2) provide a copy of such written documenta-
24 tion to the portfolio acquisition executive and the

1 Under Secretary of Defense for Acquisition and
2 Sustainment.

3 “(c) LIMITATION.—This section does not—

4 “(1) authorize a portfolio acquisition executive
5 to terminate a contract for cause without the ap-
6 proval of the component acquisition executive or
7 service acquisition executive, as applicable; or

8 “(2) supersede any right of the contractor to
9 notice and opportunity to respond under applicable
10 provisions of law or regulation.

11 “(d) GUIDANCE.—The Under Secretary of Defense
12 for Acquisition and Sustainment shall issue guidance for
13 the implementation of this section.

14 “(e) ANNUAL REPORT.—On an annual basis, the
15 Under Secretary of Defense for Acquisition and
16 Sustainment, in consultation with each component acqui-
17 sition executive and service acquisition executive, shall sub-
18 mit to the congressional defense committees a report on
19 the exercise of authorities under this section. The report
20 shall include—

21 “(1) a consolidated list of all actions taken by
22 a portfolio acquisition executive under paragraphs
23 (1), (2), and (3) of subsection (a);

24 “(2) a consolidated list of all overrides and de-
25 terminations by a component acquisition executive or

1 service acquisition executive under subsection (b);
2 and

3 “(3) an assessment of the effectiveness of the
4 actions taken under paragraphs (1), (2), and (3) of
5 subsection (a).

6 **“§ 3105b. Portfolio acquisition executives: defense-**
7 **wide framework of contractor perform-**
8 **ance metrics**

9 “(a) FRAMEWORK REQUIRED.—The Under Secretary
10 of Defense for Acquisition and Sustainment, in consulta-
11 tion with each component acquisition executive and service
12 acquisition executive, shall establish a framework of con-
13 tractor performance metrics to be used by all portfolio ac-
14 quisition executives of the Department of Defense. The
15 framework shall—

16 “(1) specify metrics that must be used by each
17 portfolio acquisition executive to assess each defense
18 acquisition program assigned to such executive;

19 “(2) for each such metric, establish minimum
20 thresholds for reporting; and

21 “(3) provide for consistency and comparability
22 of contractor performance data across the Depart-
23 ment while preserving the flexibility of each portfolio
24 acquisition executive to tailor specific indicators and

1 thresholds to the defense acquisition programs as-
2 signed to such executive.

3 “(b) CATEGORIES REQUIRED.—The framework re-
4 quired by subsection (a) shall include metrics in each of
5 the following categories:

6 “(1) COST PERFORMANCE.—Metrics relating to
7 variance from the approved cost baseline, including
8 estimate at completion versus budget at completion,
9 undefinitized contract action definitization rate, and
10 cost overrun recurrence.

11 “(2) SCHEDULE PERFORMANCE.—Metrics relat-
12 ing to adherence to milestones, including delivery
13 delays measured in days against the approved pro-
14 gram baseline and frequency of approved re-base-
15 lining.

16 “(3) TECHNICAL PERFORMANCE.—Metrics re-
17 lating to achievement of key performance parameters
18 at applicable program milestones and deficiency clo-
19 sure rates.

20 “(4) SUSTAINMENT READINESS.—Metrics relat-
21 ing to mission capable rate contribution, mean time
22 between failures relative to contractual specifica-
23 tions, and materiel backorder rate.

24 “(5) CONTRACT MANAGEMENT.—Metrics relat-
25 ing to the assignment and distribution of ratings in

1 the contractor past performance database used by
2 the Department, rates of compliance with corrective
3 action plans, and competitive re-compete rates.

4 “(6) OTHER CATEGORIES.—Any other cat-
5 egories that the Under Secretary of Defense for Ac-
6 quisition and Sustainment considers appropriate.

7 “(c) ADDITIONAL TAILORED METRICS.—Each port-
8 folio acquisition executive shall—

9 “(1) for each category established under sub-
10 section (b), develop additional metrics and thresh-
11 olds tailored to the defense acquisition programs as-
12 signed to such portfolio acquisition executive;

13 “(2) submit such additional metrics and thresh-
14 olds to the Under Secretary of Defense for Acquisi-
15 tion and Sustainment; and

16 “(3) upon approval of the Under Secretary of
17 Defense for Acquisition and Sustainment, file such
18 additional metrics and thresholds with the Office of
19 the Under Secretary of Defense for Acquisition and
20 Sustainment.

21 “(d) SUBMISSION TO COMMITTEES AND COMP-
22 TROLLER GENERAL.—The Under Secretary of Defense
23 for Acquisition and Sustainment shall submit any metrics
24 and thresholds approved under subsection (c)(3)—

1 “(1) to the Committee on Armed Services of
2 the Senate and the Committee on Armed Services of
3 the House of Representatives not later than 30 days
4 after approving such metrics and thresholds; and

5 “(2) to the Comptroller General upon request.

6 “(e) ANNUAL REVIEW.—The Under Secretary of De-
7 fense for Acquisition and Sustainment shall review the
8 framework under subsection (a) not less frequently than
9 annually and shall update the framework as necessary to
10 reflect changes in acquisition policy, program structure,
11 or operational requirements.

12 “(f) RELATIONSHIP TO ACQUISITION WORKFORCE
13 PERFORMANCE OBJECTIVES.—(1) The Under Secretary
14 of Defense for Acquisition and Sustainment shall ensure
15 that the metrics and thresholds under this section—

16 “(A) are distinct from, and shall be adminis-
17 tered consistent with and separately from, the key
18 performance objectives established under section 826
19 of the National Defense Authorization Act for Fiscal
20 Year 2026 (10 U.S.C. 1722b note) for evaluating
21 the performance of civilian members of the acquisi-
22 tion workforce; and

23 “(B) complement, and do not conflict with, the
24 integration of such key performance objectives into

1 performance management systems of the Depart-
2 ment.

3 “(2) This section does not require the assessment of
4 the individual performance of any member of the acquisi-
5 tion workforce.

6 **“§ 3105c. Portfolio acquisition executives: authority
7 to designate contractors for high per-
8 former preference**

9 “(a) AUTHORITY TO DESIGNATE.—Each portfolio ac-
10 quisition executive shall, with respect to contractors under
11 the defense acquisition programs assigned to such execu-
12 tive, have the authority to designate a contractor for the
13 high performer preference for purposes of this section if
14 the contractor—

15 “(1) as documented in the contractor past per-
16 formance database used by the Department of De-
17 fense, has received a rating of exceptional or very
18 good for not fewer than three consecutive assess-
19 ment periods under the defense acquisition programs
20 assigned to such executive; and

21 “(2) has met or exceeded all key performance
22 parameters applicable to such programs during such
23 period.

24 “(b) DOCUMENTATION.—The portfolio acquisition
25 executive shall make a designation under subsection (a)

1 in writing, ensure that it is documented in any contractor
2 past performance database used by the Department, and
3 report the designation not later than 30 days after making
4 the designation to the Under Secretary of Defense for Ac-
5 quisition and Sustainment and the component acquisition
6 executive or service acquisition executive of the military
7 department concerned, as applicable.

8 “(c) DURATION; REVOCATION.—(1) Except as pro-
9 vided in paragraph (2), a designation under subsection (a)
10 shall remain in effect for a period not to exceed three years
11 from the date on which the designation is made, at which
12 time a new designation under subsection (a) may be made
13 if the requirements of subsection (a) are met.

14 “(2) A portfolio acquisition executive may revoke a
15 designation under subsection (a) at any time upon a deter-
16 mination that the contractor no longer satisfies a require-
17 ment in subsection (a). The portfolio acquisition executive
18 shall make the revocation in writing, ensure that it is doc-
19 umented in any contractor past performance database
20 used by the Department, and report the revocation not
21 later than 30 days after making the revocation to the
22 Under Secretary of Defense for Acquisition and
23 Sustainment and the component acquisition executive or
24 service acquisition executive of the military department
25 concerned, as applicable.

1 “(d) EFFECT OF DESIGNATION.—In any competitive
2 source selection conducted under the defense acquisition
3 programs assigned to a portfolio acquisition executive that
4 has made a designation under subsection (a) that remains
5 in effect, the contracting officer shall assign to any offeror
6 with such a designation a past performance confidence
7 rating of substantial confidence, except in a case in which
8 the contracting officer determines, for specific documented
9 reasons supported by specific performance data, to assign
10 a lower past performance rating. In such a case, the con-
11 tracting officer shall document in writing such determina-
12 tion, such reasons, and such data.

13 “(e) LIMITATIONS.—A designation under subsection
14 (a) shall not—

15 “(1) constitute a sole-source justification or
16 otherwise relieve the contracting officer of the obli-
17 gation to conduct full and open competition as re-
18 quired by applicable law, regulation, and policy; or

19 “(2) be used to evaluate the past performance
20 of an offeror in a source selection under a defense
21 acquisition program not assigned to the portfolio ac-
22 quisition executive that made the designation, except
23 with the prior written concurrence of the portfolio ac-
24 quisition executive to whom the defense acquisition
25 program is assigned.”.

1 (b) IMPLEMENTATION.—

2 (1) GUIDANCE.—The guidance required by sec-
3 tion 3105a of title 10, United States Code, as added
4 by this section, shall be issued not later than 180
5 days after the date of the enactment of this Act.

6 (2) APPLICABILITY.—The authorities provided
7 by sections 3105a, 3105b, and 3105c of such title,
8 as added by this section, shall apply on and after the
9 date on which such guidance is issued, except as
10 provided in paragraphs (3) and (4).

11 (3) REPORTS.—The first report required by
12 section 3105a of such title shall be submitted not
13 later than one year after the date of the enactment
14 of this Act.

15 (4) ADDITIONAL TAILORED METRICS.—The
16 first set of additional tailored metrics required by
17 section 3105b of such title shall be submitted not
18 later than 270 days after the date of the enactment
19 of this Act.



Amendment to H.R. 8800

Offered by: Mr. Rogers

In the appropriate place in the report to accompany H.R. 8800, insert the following new Directive Report Language:

Workflow Automation and Synchronization for Operational Planning

The committee supports the evaluation and integration of workflow automation and synchronization capabilities designed to improve operational staff workflows supporting planning, wargaming, and deployment coordination. The committee believes such capabilities may improve the speed and effectiveness of these activities by reducing manual and sequential staff processes and enabling more timely collaboration. However, the committee understands that challenges may remain regarding integration with existing operational planning systems, interoperability across commands, and the rapid deployment of commercial capabilities into operational environments.

Therefore, the committee directs the Secretary of Defense to provide a report to the congressional defense committees not later than March 1, 2027, on:

- (1) lessons learned from operational exercises or pilot efforts involving commercially available automation, synchronization, and planning capabilities;
- (2) challenges associated with integrating such capabilities into existing operational planning processes, command-and-control systems, and collaborative staff workflows;
- (3) barriers to the rapid procurement, deployment, and iterative improvement of commercially available capabilities for operational use; and
- (4) recommendations to accelerate the operational adoption and integration of such capabilities across the Department of Defense.

AMENDMENT TO H.R. 8800
OFFERED BY MR. WHITESIDES OF CALIFORNIA

At the appropriate place in title XVIII, insert the following new section:

1 **SEC. 18 ___. REQUIREMENTS FOR INFORMATION RELATING**
2 **TO SUPPLY CHAIN RISK.**

3 Section 3252 of title 10, United States Code, is
4 amended—

5 (1) in subsection (b)—

6 (A) by amending paragraph (1) to read as
7 follows:

8 “(1) consulting with and receiving a written
9 recommendation from procurement and other rel-
10 evant officials of the covered agency, including the
11 chief acquisition officer of the agency (or comparable
12 employee);”;

13 (B) in paragraph (2)—

14 (i) in subparagraph (A), by inserting
15 “, including the conclusions of the risk as-
16 sessment upon which this determination
17 was made” after “supply chain risk”; and

18 (ii) in subparagraph (B), by striking
19 “risk; and” and inserting “risk, including

1 the facts and evidence upon which this de-
2 termination was made, the options that
3 were considered in making this determina-
4 tion, and why such options were not rea-
5 sonably available to reduce supply chain
6 risk; and”;

7 (C) by amending paragraph (3) to read as
8 follows:

9 “(3) providing a classified or unclassified notice
10 of the determination made under paragraph (2) to
11 the appropriate congressional committees, which no-
12 tice shall include—

13 “(A) a summary of the risk assessment
14 that serves as the basis for the written deter-
15 mination required by paragraph (2); and

16 “(B) the written determination required by
17 paragraph (2).”;

18 (2) by redesignating subsection (d) as sub-
19 section (h);

20 (3) by inserting after subsection (c) the fol-
21 lowing new subsections:

22 “(d) **ADDITIONAL REQUIREMENTS BEFORE CAR-**
23 **RYING OUT A COVERED PROCUREMENT ACTION.—(1)**

24 The head of a covered agency may carry out a covered

1 procurement action affecting a domestic source or a non-
2 FOCI entity only after—

3 “(A) notifying the domestic source or non-
4 FOCI entity that a covered action is being consid-
5 ered;

6 “(B) providing the domestic source or non-
7 FOCI entity, to the extent consistent with the na-
8 tional security and law enforcement interests, of in-
9 formation that forms the basis for the covered ac-
10 tion, in accordance with paragraph (3);

11 “(C) allowing the domestic source or non-FOCI
12 entity 30 days after receipt of the notice to submit
13 information and argument to the head of the covered
14 agency in response to such notification; and

15 “(D) submitting notice to the appropriate con-
16 gressional committees that the covered procurement
17 action is not being taken for any purpose described
18 in paragraph (2).

19 “(2) The head of a covered agency may not directly
20 or indirectly exclude a domestic source or non-FOCI entity
21 as a source pursuant to subsection (a) for—

22 “(A) exercising, declining to waive, or declining
23 to renegotiate any right under, or any term or condi-
24 tion of, a contract, subcontract, agreement, license,
25 or other arrangement with a Federal agency; or

1 “(B) for declining to enter into such an ar-
2 rangement on terms proposed by a Federal official.

3 “(3) In carrying out a covered procurement action
4 affecting a domestic source or a non-FOCI entity under
5 this section, the head of a covered agency may not with-
6 hold from the domestic source or non-FOCI entity an un-
7 classified written summary of the determinations required
8 under subparagraphs (A) and (B) of subsection (b)(2),
9 stated in sufficient detail to notify the entity of the basis
10 for the action and to permit a meaningful opportunity to
11 respond. Specific facts or sources whose disclosure would
12 harm national security or law enforcement interests may
13 be withheld from the domestic source or non-FOCI entity,
14 as applicable, and provided to the appropriate congres-
15 sional committees under the procedures in subsection (g).

16 “(e) EXCEPTION FOR IMMINENT NATIONAL SECUR-
17 ITY THREAT.—The head of a covered agency may imme-
18 diately carry out a covered procurement action affecting
19 a non-FOCI entity without first providing the information
20 required under subsection (b)(3) and notifications re-
21 quired under subsection (d)(1) if—

22 “(1) such head determines that an imminent
23 national security threat requires immediate action;
24 and

1 “(2) not later than three days after carrying
2 out such covered procurement action, such head—

3 “(A) provides to the appropriate congress-
4 sional committees—

5 “(i) the notice required under sub-
6 section (b)(3) and a written explanation of
7 the imminent national security threat and
8 the reasons such threat required carrying
9 out such action before providing such no-
10 tice; and

11 “(ii) provides to the domestic source
12 or non-FOCI entity the notifications and
13 information required under subsection
14 (d)(1).

15 “(f) CLASSIFIED ANNEX PROCEDURES.—(1) If infor-
16 mation required to be provided under subsections (b) or
17 (c) includes classified information, the head of the covered
18 agency may transmit such information in a classified
19 annex.

20 “(2) A classified annex transmitted under paragraph
21 (1)—

22 “(A) shall be provided to members of Congress
23 and congressional staff in accordance with applicable
24 security procedures; and

1 “(B) may include intelligence sources and meth-
2 ods, risk assessments, and other national security in-
3 formation necessary to support the determination.

4 “(3) To the greatest extent practicable, the agency
5 shall provide an unclassified summary of the information
6 contained in the classified annex.”; and

7 (4) in subsection (h), as so redesignated—

8 (A) in paragraph (2), by adding at the end
9 the following:

10 “(D) The termination of an existing con-
11 tract, subcontract, agreement, or license for a
12 covered system, in whole or in part, for the pur-
13 pose of reducing supply chain risk.”; and

14 (B) by adding at the end the following:

15 “(7) DOMESTIC SOURCE.—The term ‘domestic
16 source’ has the meaning in section 702 of the De-
17 fense Production Act of 1950 (50 U.S.C. 4552).

18 “(8) NON-FOCI ENTITY.—The term ‘non-FOCI
19 entity’ means—

20 “(A) a domestic source; or

21 “(B) an entity that has not been identified
22 to be operating under foreign ownership, con-
23 trol, or influence pursuant to a Defense Coun-

1 terintelligence and Security Agency review of
2 such entity.”.



Amendment to H.R. 8800

Offered by: Mr. Moylan

In the appropriate place in the report to accompany H.R. 8800, insert the following new Directive Report Language:

Coast Guard Fixed-Wing Aviation in Guam

The committee notes that United States Coast Guard Sector Guam is responsible for an expansive area of operations across the Western Pacific, including some of the Nation's most strategically significant maritime approaches and exclusive economic zones. The committee further recognizes the operational importance of Coast Guard long-range fixed-wing aviation assets, including the C-130 Hercules, for maritime domain awareness, search and rescue, logistics support, fisheries enforcement, disaster response, and deterrence activities throughout the Indo-Pacific region.

Therefore, the committee directs the Secretary of the Air Force, in coordination with the Commandant of the United States Coast Guard, the Secretary of the Navy, and the Commander of Anderson Air Force Base, to provide a briefing to the House Armed Services Committee not later than July 1, 2027, on the feasibility and advisability of permanently basing Coast Guard fixed-wing aviation assets at Andersen Air Force Base, Guam.

The briefing shall include:

- (1) an assessment of existing infrastructure and facility requirements necessary to support Coast Guard fixed-wing aviation operations at Andersen Air Force Base;
- (2) an evaluation of any operational benefits associated with basing aircraft such as the C-130 Hercules in Guam;
- (3) an assessment of maintenance, logistics, personnel, and hangar requirements; and
- (4) any other matters deemed relevant by the Secretary.

AMENDMENT TO H.R. 8800
OFFERED BY MS. STEFANIK OF NEW YORK

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

1 **SEC. 3___ . CERTIFICATION REQUIREMENT FOR MOTOR**
2 **CARRIERS TRANSPORTING DEPARTMENT OF**
3 **DEFENSE FREIGHT.**

4 Chapter 157 of title 10, United States Code, is
5 amended by inserting after section 2631a the following
6 new section:

7 **“§ 2631b. Certification regarding affiliations with**
8 **Chinese military companies for surface**
9 **transportation contracts**

10 “(a) CERTIFICATION REQUIRED.—(1) No contract
11 for the transportation of cargo by motor carrier for the
12 Department of Defense (including contracts awarded by
13 the United States Transportation Command or the Military
14 Surface Deployment and Distribution Command)
15 may be awarded to, or performed by, any covered carrier
16 unless such covered carrier submits a certification de-
17 scribed in subsection (b).

1 “(2) The requirement under paragraph (1) shall
2 apply to prime contractors, subcontractors, and owner-op-
3 erators at all tiers.

4 “(b) CONTENTS OF CERTIFICATION.—A certification
5 under this section shall state that, to the best of the cov-
6 ered carrier’s knowledge after reasonable inquiry—

7 “(1) the covered carrier is not owned or con-
8 trolled by, and does not have significant business re-
9 lationships with, any entity identified on the most
10 recent list of Chinese military companies required
11 under section 1260H of the William M. (Mac)
12 Thornberry National Defense Authorization Act for
13 Fiscal Year 2021 (Public Law 116–283; 10 U.S.C.
14 113 note); and

15 “(2) the covered carrier will require the same
16 certification from any subcontractor or owner-oper-
17 ator it engages for performance of the contract.

18 “(c) FLOW-DOWN AND RECORDKEEPING.—Prime
19 contractors shall include the substance of this certification
20 requirement in all subcontracts and lease agreements for
21 Department of Defense freight transportation. Covered
22 carriers shall maintain records of certifications for not less
23 than 5 years.

24 “(d) PENALTIES.—Any covered carrier that know-
25 ingly provides a false certification under this section shall

1 be subject to suspension or debarment from Department
2 of Defense contracting and civil penalties under section
3 1001 of title 18.

4 “(e) IMPLEMENTATION.—The Secretary of Defense
5 shall prescribe regulations to implement this section not
6 later than 180 days after the date of the enactment of
7 this section, including integration into existing carrier ap-
8 proval processes of the Military Surface Deployment and
9 Distribution Command.

10 “(f) DEFINITIONS.—In this section:

11 “(1) COVERED CARRIER.—The term ‘covered
12 carrier’ means any motor carrier, subcontractor, or
13 owner-operator providing surface transportation
14 services.

15 “(2) SIGNIFICANT BUSINESS RELATIONSHIPS.—
16 The term ‘significant business relationships’ shall
17 have the meaning given by the Secretary of Defense
18 in regulations.”.

19 **SEC. 3___ . ESTABLISHMENT OF NATIONAL SECURITY REG-**
20 **ISTRY FOR MOTOR CARRIERS HANDLING DE-**
21 **PARTMENT OF DEFENSE FREIGHT.**

22 (a) IN GENERAL.—Subtitle IV of title 49, United
23 States Code, is amended by inserting after chapter 139
24 the following:

1 **“CHAPTER 140—SECURE DEFENSE**
2 **FREIGHT CARRIER REGISTRY**

“14001. Definition of registry.

“14002. Establishment of registry.

“14003. Eligibility and approval.

“14004. Use of registry.

3 **“§ 14001. Definition of registry**

4 “In this chapter, the term ‘registry’ means the Secure
5 Defense Freight Carrier Registry established under sec-
6 tion 14002.

7 **“§ 14002. Establishment of registry**

8 “Not later than 1 year after the date of the enact-
9 ment of this chapter, the Secretary, acting through the
10 Administrator of the Federal Motor Carrier Safety Ad-
11 ministration and in coordination with the Secretary of De-
12 fense, shall establish and maintain a registry, to be known
13 as the ‘Secure Defense Freight Carrier Registry’, of motor
14 carriers approved to transport freight for the Department
15 of Defense.

16 **“§ 14003. Eligibility and approval**

17 “(a) ELIGIBILITY REQUIREMENTS.—To be included
18 in the registry, a motor carrier shall—

19 “(1) hold valid operating authority from the
20 Federal Motor Carrier Safety Administration;

21 “(2) meet all applicable Department of Defense
22 carrier qualification standards;

1 “(3) undergo enhanced national security vet-
2 ting, including—

3 “(A) screening for ownership, control, or
4 significant business relationships with—

5 “(i) an entity identified on the list
6 maintained by the Department of Defense
7 under section 1260H of the William M.
8 (Mac) Thornberry National Defense Au-
9 thorization Act for Fiscal Year 2021 (10
10 U.S.C. 113 note; Public Law 116–283); or

11 “(ii) any other foreign adversary enti-
12 ty designated by the Secretary of Defense;
13 and

14 “(B) verification that drivers and per-
15 sonnel with access to Department of Defense
16 freight meet security standards comparable to
17 those required under Transportation Worker
18 Identification Credential programs or other rel-
19 evant Federal security programs; and

20 “(4) submit to periodic revetting not less fre-
21 quently than once every 2 years.

22 “(b) APPLICATION AND APPROVAL PROCESS.—

23 “(1) IN GENERAL.—The Secretary shall estab-
24 lish a streamlined application process for inclusion
25 on the registry.

1 “(2) REQUIREMENT.—The process established
 2 under paragraph (1) shall include coordination with
 3 existing Department of Defense carrier approval sys-
 4 tems.

5 **“§ 14004. Use of registry**

6 “(a) PROHIBITION.—Subject to subsection (b), begin-
 7 ning 1 year after the date of the enactment of this chap-
 8 ter, a motor carrier may not bid on or perform a Depart-
 9 ment of Defense freight transportation contract unless the
 10 motor carrier is included in the registry.

11 “(b) WAIVERS.—The Secretary of Defense may grant
 12 waivers from the prohibition under subsection (a) for exi-
 13 gent circumstances.”.

14 (b) CLERICAL AMENDMENT.—The analysis for sub-
 15 title IV of title 49, United States Code, is amended by
 16 inserting after the item relating to chapter 139 the fol-
 17 lowing:

**“140. SECURE DEFENSE FREIGHT CARRIER REG-
 ISTRY14001”.**



AMENDMENT TO H.R. 8800
OFFERED BY MS. MACE OF SOUTH CAROLINA

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

1 **SEC. 10 ____. PROHIBITION ON LOBBYING ACTIVITIES WITH**
2 **RESPECT TO THE DEPARTMENT OF DEFENSE**
3 **BY CERTAIN OFFICERS OF THE ARMED**
4 **FORCES AND CIVILIAN EMPLOYEES OF THE**
5 **DEPARTMENT FOLLOWING SEPARATION**
6 **FROM MILITARY SERVICE OR EMPLOYMENT**
7 **WITH THE DEPARTMENT.**

8 Section 1045 of the National Defense Authorization
9 Act for Fiscal Year 2018 (Public Law 115–91; 10 U.S.C.
10 note prec. 971) is amended—

11 (1) in subsection (a)(1), by striking “two-year”
12 and inserting “five-year”; and

13 (2) in subsection (b)(1), by striking “one-year”
14 and inserting “three-year”.



AMENDMENT TO H.R. 8800
OFFERED BY MR. CARBAJAL OF CALIFORNIA

At the appropriate place in title XXVIII, insert the following new section:

1 **SEC. 28 ____ . IMPROVEMENT TO PROCEDURES FOR PROC-**
2 **ESSING VISITORS TO DEPARTMENT OF DE-**
3 **FENSE MILITARY INSTALLATIONS.**

4 (a) IN GENERAL.—The Secretary of Defense shall
5 ensure that, at all military installations located inside the
6 United States—

7 (1) not fewer than one open gate always has
8 the capability and procedures to process visitors for
9 access to the military installation, regardless of
10 whether the installation’s primary visitor control
11 center is open; and

12 (2) personnel at the military installation re-
13 sponsible for security at all open gates are able to
14 direct visitors to the military installation to the ap-
15 propriate office on the military installation for vis-
16 itor processing.

17 (b) MILITARY INSTALLATION DEFINED.—In this sec-
18 tion, the term “military installation” has the meaning

2

1 given such term in section 2801 of title 10, United States

2 Code.



AMENDMENT TO H.R. 8800
OFFERED BY MR. TURNER OF OHIO

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

1 **SEC. 17__ . AUTHORIZATION OF TRANSFER OF CERTAIN**
2 **LAND NEAR DAYTON NATIONAL CEMETERY**
3 **TO DEPARTMENT OF VETERANS AFFAIRS.**

4 (a) TRANSFER.—Not later than 30 days after the
5 date on which the Montgomery County Land Bank makes
6 an offer to transfer to the Department of Veterans Affairs
7 the parcel of land described in subsection (b), the Sec-
8 retary of Veterans Affairs shall begin the process of enter-
9 ing into an agreement with the Land Bank to carry out
10 such transfer. Under any such agreement—

11 (1) the Land Bank shall agree to transfer to
12 the Department all right, title, and interest in such
13 parcel at no cost of the land to the Department and
14 for no consideration; and

15 (2) the Secretary shall agree to accept such
16 transfer—

17 (A) in order to use such parcel as a na-
18 tional cemetery; and

1 (B) not later than three years after the
2 date on which the Land Bank offers to transfer
3 the parcel.

4 (b) PARCEL DESCRIBED.—The parcel of land de-
5 scribed in this subsection is the approximately 58 acres
6 of land located in Dayton, Ohio, across from Dayton Na-
7 tional Cemetery, bound by the intersection of McCall St.
8 and South Gettysburg Avenue, the intersection of McCall
9 Street and Resaca Avenue, the intersection of South Get-
10 tysburg Avenue and U.S. Route 35 of the Interstate High-
11 way System, and depicted on the map titled “Dayton Na-
12 tional Cemetery Proposed Land Transfer” and dated Jan-
13 uary 26, 2024, and labeled on the map as “Expansion
14 Area”.

15 (c) RULES OF CONSTRUCTION.—Nothing in this sec-
16 tion shall be construed to—

17 (1) require or encourage the Secretary to ac-
18 quire any parcel other than the parcel described in
19 subsection (b); or

20 (2) require or encourage the Secretary to enter
21 into any special agreement with an entity other than
22 the Montgomery County Land Bank.

23 (d) MONTGOMERY COUNTY LAND BANK DEFINED.—
24 In this section, the Montgomery County Land Bank

1 means the land bank located at 130 W. Second Street,
2 Suite 1425, Dayton, Ohio 45402.

3 **SEC. 17__ . INCLUSION OF MEMBERS OF SPECIAL OPER-**
4 **ATIONS FORCES IN PRESEPARATION COUN-**
5 **SELING.**

6 Section 1142(a)(1) of title 10, United States Code,
7 is amended—

8 (1) by inserting “(including each member of the
9 special operations forces)” after “armed forces”;

10 (2) by inserting “(A)” before “Within”; and

11 (3) by adding at the end the following new sub-
12 paragraph: “(B)”

13 “(B) The Secretary concerned shall ensure that a
14 member described in subparagraph (A) receives
15 preseparation counseling in the following amounts:

16 “(i) In the case of a member who has accepted
17 an offer of full-time employment, or has enrolled in
18 a program of education or vocational training, that
19 shall commence after the member separates, retires,
20 or is discharged, not fewer than three days.

21 “(ii) In the case of a member other than a
22 member described in clause (i), not fewer than five
23 days.”.

1 **SEC. 17___.** **COMPTROLLER GENERAL STUDY ON**
2 **SKILLBRIDGE PROGRAMS.**

3 (a) **STUDY REQUIRED.**—The Comptroller General of
4 the United States shall conduct a study of the Skillbridge
5 programs under section 1143(e) of title 10, United States
6 Code.

7 (b) **REPORT.**—Not later than two years after the date
8 of the enactment of this Act, the Comptroller General shall
9 submit to the Committees on Armed Services, and the
10 Committees on Veterans' Affairs, of the Senate and House
11 of Representatives, a report regarding the study required
12 under subsection (a). Such report shall include observa-
13 tions and recommendations of the Comptroller regarding,
14 with respect to members of the Armed Forces and employ-
15 ers who participate in the Skillbridge program—

16 (1) differences in criteria for participation be-
17 tween the Armed Forces;

18 (2) other differences in Skillbridge programs
19 between the Armed Forces;

20 (3) best practices in Skillbridge programs
21 across the Armed Forces, including—

22 (A) the selection of employers; and

23 (B) the development of contracts; and

24 (4) the feasibility of making Skillbridge pro-
25 grams uniform across the Armed Forces.



AMENDMENT TO H.R. 8800
OFFERED BY MR. HAMADEH OF ARIZONA

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

1 **SEC. 8 ____ . PILOT PROGRAM FOR DOMESTIC ANTIMONY**
2 **AND COPPER PRODUCTION FOR DEFENSE**
3 **APPLICATIONS.**

4 (a) **ESTABLISHMENT.**—Not later than 180 days after
5 the date of the enactment of this Act, the Secretary of
6 Defense shall establish a pilot program to support the re-
7 covery of antimony and copper as byproducts of mineral
8 production in the United States.

9 (b) **ELEMENTS.**—The pilot program required by sub-
10 section (a) shall include methods—

11 (1) to evaluate multiple processes and tech-
12 niques for recovery of antimony and copper as by-
13 products of mineral production;

14 (2) to develop process design plans necessary
15 for scaling recovery of antimony and copper to dem-
16 onstration-level production;

17 (3) to generate sample material for independent
18 testing to verify suitability for defense applications;
19 and

1 (4) to produce qualified antimony material that
2 meets specifications provided by the Defense Logis-
3 tics Agency.

4 (c) CONTRACTING AUTHORITY.—The Secretary may
5 enter into contracts, cooperative agreements, or other
6 transactions with appropriate entities to implement the
7 pilot program required by subsection (a).

8 (d) REPORT TO CONGRESS.—

9 (1) IN GENERAL.—Not later than one year
10 after the date of the enactment of this Act, and an-
11 nually thereafter for four years, the Secretary shall
12 submit to the congressional defense committees a re-
13 port on the status and findings of the pilot program
14 required by subsection (a).

15 (2) ELEMENTS.—Each report required by para-
16 graph (1) shall include—

17 (A) a summary of the progress made
18 under the pilot program required by subsection
19 (a) with respect to recovery and processing of
20 antimony and copper;

21 (B) technical and economic assessments
22 with respect to such recovery; and

23 (C) recommendations for expanding do-
24 mestic antimony and copper production and re-

1 ducing dependency on foreign sources of anti-
2 mony and copper.

3 (e) TERMINATION.—The pilot program required by
4 subsection (a) shall terminate not later than five years
5 after the date of the enactment of this Act.



AMENDMENT TO H.R. 8800
OFFERED BY MS. STEFANIK OF NEW YORK

At the appropriate place in title XVIII, insert the following new section:

1 **SEC. 18 ___. FEDERAL ACQUISITION SECURITY COUNCIL**
2 **EXCLUSION ORDERS FOR CHINESE MILITARY**
3 **COMPANY DESIGNEES.**

4 (a) DEFINITIONS.—In this section:

5 (1) CMC LIST.—The term “CMC List” means
6 the list of Chinese military companies operating in
7 the United States under section 1260H of the Wil-
8 liam M. (Mac) Thornberry National Defense Author-
9 ization Act for Fiscal Year 2021 (10 U.S.C. 113
10 note).

11 (2) COVERED ARTICLE.—The term “covered ar-
12 ticle” has the meaning given such term in section
13 1321 of title 41, United States Code.

14 (3) EXCLUSION ORDER.—The term “exclusion
15 order” means an order referred to in section
16 1323(c)(1)(A) of title 41, United States Code.

17 (4) COUNCIL.—The term “Council” means the
18 Federal Acquisition Security Council established

1 under section 1322(a) of title 41, United States
2 Code.

3 (b) MANDATORY REFERRAL BY THE SECRETARY OF
4 DEFENSE.—

5 (1) IN GENERAL.—Not later than 90 days after
6 determining to add an entity to the CMC List, the
7 Secretary of Defense shall transmit to the Council a
8 written referral recommending that the Council rec-
9 ommend an exclusion order for covered articles pro-
10 duced or provided by such entity.

11 (2) CONTENTS.—Each referral shall include—

12 (A) identification of the entity, including
13 known subsidiaries and affiliates;

14 (B) the basis for the determination under
15 such section 1260H, consistent with protection
16 of intelligence sources and methods; and

17 (C) any additional information relevant to
18 the Council's assessment of whether to rec-
19 ommend an exclusion order for covered articles
20 produced or provided by such entity.

21 (c) REQUIRED COUNCIL ACTION.—

22 (1) REVIEW REQUIRED.—Upon receipt of a re-
23 ferral under subsection (b), the Council shall use the
24 information provided in the referral and any other
25 information the Council determines appropriate

1 under section 1323(c) of title 41, United States
2 Code, to review whether to issue a recommendation
3 to the President for an exclusion order prohibiting
4 executive agencies from procuring covered articles
5 produced or provided by the designated entity. The
6 Council shall complete such review not later than
7 270 days after the date on which the Council re-
8 ceives the referral.

9 (2) RECOMMENDATION TO THE PRESIDENT.—

10 If, as a result of the review, the Council determines
11 to issue such a recommendation, the Council shall
12 transmit the recommendation to the President not
13 later than 90 days after the date on which the Coun-
14 cil completes the review.

15 (3) SCOPE.—The recommendation shall apply
16 Government-wide and include subsidiaries and affili-
17 ates identified in the referral.

18 (d) REMOVAL FROM CMC LIST.—

19 (1) NOTICE.—Not later than 90 days after de-
20 termining to remove an entity from the CMC List,
21 the Secretary of Defense shall notify the Council of
22 the determination and provide the basis for the de-
23 termination.

24 (2) REVIEW.—Upon receipt of such a notice,
25 the Council shall review whether to transmit to the

1 President a recommendation to rescind or modify
2 the exclusion order.

3 (3) NO AUTOMATIC RESCISSION.—Removal
4 from the CMC List shall not automatically rescind
5 an exclusion order.

6 (e) EXISTING DESIGNEES.—Not later than 90 days
7 after the date of the enactment of this Act, the Secretary
8 of Defense shall transmit to the Council a written referral
9 under subsection (b)(1) for each entity already appearing
10 on the CMC List for which no exclusion order is in effect.



AMENDMENT TO H.R. 8800
OFFERED BY MR. MOYLAN OF GUAM

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

1 **SEC. 17 ____ . INAPPLICABILITY OF DEFENSE BASE ACT TO**
2 **GUAM.**

3 Section 1 of the Defense Base Act (42 U.S.C. 1651)
4 is amended—

5 (1) in subsection (b)—

6 (A) in paragraph (4), by striking “and the
7 District of Columbia.” and inserting “, the Dis-
8 trict of Columbia, and Guam;”;

9 (B) by adding at the end the following new
10 paragraph:

11 “(5) the term ‘Territory or possession outside
12 the continental United States’ does not include
13 Guam.”; and

14 (2) by adding at the end the following:

15 “(g) LIMITATION ON APPLICABILITY.—This section
16 shall only apply to Guam during periods in which Guam
17 has in effect worker’s compensation regulations that are

2

1 comparable to the laws and regulations of worker's com-
2 pensation regulations in any of the 50 States.”.



AMENDMENT TO H.R. 8800
OFFERED BY MR. CRANK OF COLORADO

At the appropriate place in title V, insert the following new section:

1 **SEC. 5 ____ . LIMITATION ON AUTHORITY TO ELIMINATE THE**
2 **70TH FLYING TRAINING SQUADRON OF THE**
3 **UNITED STATES AIR FORCE ACADEMY.**

4 (a) **LIMITATION.**—The Secretary of the Air Force
5 may not perform a covered action regarding the 70th Fly-
6 ing Training Squadron of the USAFA until the earlier of
7 the following:

8 (1) October 1, 2031.

9 (2) The day that is 90 days after the day that
10 the Secretary submits, to the congressional defense
11 committees and the Board of Visitors to USAFA, a
12 report described in subsection (b).

13 (b) **REPORT.**—A report described in this subsection
14 is a report on covered action regarding the 70th Flying
15 Training Squadron of USAFA. Such a report includes the
16 following elements:

17 (1) An assessment of the effect of such covered
18 action on the capacity to train cadets at USAFA, in-
19 cluding the number of cadets so affected annually.

1 (2) A plan to maintain capacity described in
2 paragraph (1) provided by the 70th Flying Training
3 Squadron, including the retention of advanced mis-
4 sion sets, simulator training, and evaluator pilot
5 functions.

6 (3) An analysis of alternatives to such covered
7 action, including the reallocation of chronically va-
8 cant billets within Air Force Reserve Command.

9 (4) An assessment of the cost differential be-
10 tween continued operation of the 70th Flying Train-
11 ing Squadron and replacement of its functions by
12 active-duty personnel.

13 (5) A plan to preserve the institutional knowl-
14 edge and instructional capacity currently provided by
15 aviators assigned to the 70th Flying Training
16 Squadron.

17 (c) PLAN REQUIRED.—Not later than 180 days after
18 the date of the enactment of this Act, the Secretary shall
19 submit to the congressional defense committees a plan to
20 sustain the 70th Flying Training Squadron until the ear-
21 lier day under subsection (a).

22 (d) DEFINITIONS.—In this section:

23 (1) The term “covered action” includes elimi-
24 nating, deactivating, defunding, reducing the num-

1 ber of personnel, and reducing the number of air-
2 craft.

3 (2) The term “USAF A” means the United
4 States Air Force Academy.

In section 4301 of division D, relating to Operation and Maintenance, Air Force Reserve, increase the amount for Mission Support Operations, Line 020, by \$4,000,000.

In section 4301 of division D, relating to Operation and Maintenance, Army Reserve, reduce the amount for Servicewide Transportation, Line 140, by \$4,000,000.



AMENDMENT TO H.R. 8646
OFFERED BY MR. CROW OF COLORADO

At the appropriate place in title X, insert the following new section:

1 **SEC. 10 ____ . REPORT ON OPERATION SOUTHERN SPEAR.**

2 (a) REPORT.—Not later than 90 days after the date
3 of the enactment of this section, and quarterly thereafter
4 until 180 days after the conclusion of Operation Southern
5 Spear (or any successor operation), the Secretary of De-
6 fense shall submit to the congressional defense committees
7 a report that includes the total financial cost (as described
8 in subsection (b)) of the military operations carried out
9 under Operation Southern Spear. The initial report shall
10 include the period beginning on January 20, 2025, and
11 ending on the date that is 60 days after the date of the
12 enactment of this section.

13 (b) TOTAL FINANCIAL COST.—In this section, the
14 total financial cost shall include any funds of the Depart-
15 ment of Defense obligated or expended for the operation,
16 including the following:

17 (1) A full inventory and replacement value of
18 all United States military aircraft, naval vessels,

1 drones, and other significant equipment damaged or
2 destroyed during such military operations.

3 (2) The total cost and quantity of all weapons,
4 missiles, and munitions expended during such mili-
5 tary operations and replacement costs.

6 (3) A comprehensive assessment of the costs as-
7 sociated with repairing or rebuilding United States
8 military installations, facilities, and infrastructure
9 damaged or destroyed during such military oper-
10 ations.

11 (4) An assessment of the overall effects that
12 damage to infrastructure during such military oper-
13 ations has had on theater readiness, including any
14 plans to not repair or rebuild United States infra-
15 structure in the region in which such military oper-
16 ations were conducted.

17 (5) All costs related to the unplanned deploy-
18 ments and mobilizations of additional members of
19 the Armed Forces and military assets for such mili-
20 tary operations.

21 (c) FORM.—The report required under this section
22 shall be submitted in unclassified form, but may include
23 a classified annex. The Secretary shall make the unclassi-

3

- 1 fied report publicly available on an appropriate website of
- 2 the Department of Defense.



AMENDMENT TO H.R. 8800
OFFERED BY MR. MESSMER OF INDIANA

At the appropriate place in title XXXI, insert the following new section:

1 **SEC. 31 ____ . CONTRACTING AUTHORITY TO ACQUIRE COM-**
2 **MERCIAL TESTING SERVICES FOR EFFECTS**
3 **OF RADIATION.**

4 (a) IN GENERAL.—The Administrator of the Na-
5 tional Nuclear Security Administration, in coordination
6 with the Secretary of Defense, may seek to enter into con-
7 tractual arrangements with private entities to acquire
8 services to test the effects of radiation in support of Na-
9 tional Nuclear Security Administration and Department
10 of Defense mission requirements for—

- 11 (1) nuclear deterrence;
12 (2) strategic systems survivability; and
13 (3) weapons component qualification testing.

14 (b) REPORTING REQUIREMENT.—Not later than 180
15 days after the first contractual agreement is executed
16 under this section, and annually thereafter, the Adminis-
17 trator, in coordination with the Secretary, shall submit to
18 Congress a report that includes—

- 1 (1) an assessment on the contractual arrange-
2 ments best suited for accelerating timelines and de-
3 livering capabilities, to include, with respect to the
4 number of parts to be tested, the—
- 5 (A) cost per radiation shot;
6 (B) cost per qualification; or
7 (C) cost per dose rate or fluence;
- 8 (2) testing capabilities acquired under the con-
9 tractual agreement and the cost of such testing ca-
10 pabilities;
- 11 (3) an identification of the entities that will use
12 such testing capabilities;
- 13 (4) cost comparison analysis relative to Govern-
14 ment-owned facilities;
- 15 (5) test execution timelines compared to Gov-
16 ernment-owned facilities; and
- 17 (6) an assessment of how commercial entities
18 can complement ongoing Government-owned facili-
19 ties; and
- 20 (7) any recommendations for additional au-
21 thorities or resources that the Administrator or the
22 Secretary determines is necessary to support the im-
23 plementation of this section.



AMENDMENT TO H.R. 8800
OFFERED BY MR. HIGGINS OF LOUISIANA

At the appropriate place in title XXVIII, insert the following new section:

1 **SEC. 28 ____ . REPORTS TO CENSUS BUREAU WITH RE-**
2 **SPECT TO MILITARY AND CIVILIAN PER-**
3 **SONNEL ON MILITARY INSTALLATIONS.**

4 (a) **REPORTS REQUIRED.**—Prior to the completion of
5 each decennial census, the Secretary of Defense shall sub-
6 mit to the Director of the Census a report that identifies,
7 with respect to each military installation located in the
8 contiguous United States, the number of—

9 (1) military personnel who reside on such in-
10 stallation; and

11 (2) civilian personnel who reside on such instal-
12 lation.

13 (b) **COORDINATION.**—In carrying out subsection (a),
14 the Secretary of Defense shall coordinate with the Secre-
15 taries of the military departments.

16 (c) **MILITARY INSTALLATION DEFINED.**—In this sec-
17 tion, the term “military installation” has the meaning

2

1 given that term in section 2801 of title 10, United States

2 Code.



Amendment to H.R. 8800

Offered by: Mr. Garamendi of California

In the appropriate place in the report to accompany H.R. 8800, insert the following new Directive Report Language:

Cost Growth Notifications for National Nuclear Security Administration Projects

The committee directs the Administrator for Nuclear Security to provide a briefing to the House Committee on Armed Services not later than March 1, 2027, on the status of the National Nuclear Security Administration's efforts to improve processes and establish guidance for reporting cost growth and conducting root cause analyses, to include actions taken in response to recommendation from the September 2025 Report from the Government Accountability Office on the cost growth notification process. The briefing should also include any recommended statutory or process changes that could promote timelier reporting of cost growth in the future.

AMENDMENT TO H.R. 8800
OFFERED BY MR. LUTTRELL OF TEXAS

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

1 **SEC. 17___ . REAUTHORIZATION OF THE CYBERSECURITY**
2 **ACT OF 2015.**

3 (a) IN GENERAL.—The Cybersecurity Act of 2015 (6
4 U.S.C. 1501 et seq.; enacted as division N of the Consoli-
5 dated Appropriations Act, 2016; Public Law 114–113) is
6 amended—

7 (1) in section 102 (6 U.S.C. 1501; relating to
8 definitions)—

9 (A) by redesignating paragraphs (4), (5),
10 (6), (7), (8), (9), (10), (11), (12), (13), (14),
11 (15), (16), (17), and (18) as paragraphs (6),
12 (7), (8), (9), (10), (11), (12), (13), (14), (15),
13 (16), (17), (18), (19), and (20), respectively;
14 and

15 (B) by inserting after paragraph (3) the
16 following new paragraphs:

17 “(4) ARTIFICIAL INTELLIGENCE.—The term
18 ‘artificial intelligence’ has the meaning given such

1 term in section 5002 of the National Artificial Intel-
2 ligence Initiative Act of 2020 (15 U.S.C. 9401).

3 “(5) CRITICAL INFRASTRUCTURE.—The term
4 ‘critical infrastructure’ has the meaning given such
5 term in section 1016(e) of Public Law 107–56 (42
6 U.S.C. 5195c(e)).”;

7 (2) in section 103 (6 U.S.C. 1502; relating to
8 sharing of information by the Federal Govern-
9 ment)—

10 (A) in subsection (a), in the matter pre-
11 ceding paragraph (1), by striking “develop and
12 issue” and inserting “develop, issue, and, as ap-
13 propriate, update”; and

14 (B) in subsection (b)—

15 (i) in paragraph (1)—

16 (I) in the matter preceding sub-
17 paragraph (A), by inserting “and, as
18 appropriate, updated,” after “devel-
19 oped”;

20 (II) by amending subparagraph

21 (A) to read as follows:

22 “(A) ensure the Federal Government has
23 and maintains the capability to share cyber
24 threat indicators and defensive measures in
25 real-time consistent with the protection of clas-

1 sified information, and maintains the capability
2 to provide technical assistance, on a voluntary
3 basis, to non-Federal entities in utilizing cyber
4 threat indicators and defensive measures for cy-
5 bersecurity purposes;”;

6 (III) in subparagraph (E)(ii), by
7 striking “and” after the semicolon;

8 (IV) in subparagraph (F), by
9 striking the period and inserting “;
10 and”; and

11 (V) by adding at the end the fol-
12 lowing new subparagraph:

13 “(G) pursuant to section 2212 of the
14 Homeland Security Act of 2002 (6 U.S.C. 662),
15 provide one-time read-ins, as appropriate, to se-
16 lect individuals identified by non-Federal enti-
17 ties that own or operate critical infrastructure
18 or artificial intelligence;”;

19 (ii) in paragraph (2)—

20 (I) by inserting “and, as appro-
21 priate, updating,” after “developing”;
22 and

23 (II) by inserting “and defensive
24 measures” after “promote the sharing
25 of cyber threat indicators”; and

1 (C) in subsection (c)—

2 (i) by inserting “and not later than 60
3 days after any update, as appropriate, of
4 procedures required by subsection (a),”
5 after “Act,”; and

6 (ii) by inserting “(or update, as ap-
7 propriate)” after “procedures”;

8 (3) in section 104 (6 U.S.C. 1503; relating to
9 authorizations for preventing, detecting, analyzing,
10 and mitigating cybersecurity threats)—

11 (A) in paragraph (3) of subsection (c)—

12 (i) in the matter preceding subpara-
13 graph (A), by striking “shall be” and in-
14 serting “may be”;

15 (ii) in subparagraph (A), by striking
16 “or” after the semicolon;

17 (iii) in subparagraph (B), by striking
18 the period and inserting “; or”; and

19 (iv) by adding at the end the following
20 new subparagraph:

21 “(C) to preclude the use of artificial intel-
22 ligence that is strictly deployed for cybersecu-
23 rity purposes in carrying out the activities au-
24 thorized under paragraph (1) provided that

1 such deployment complies with section
2 105(d)(5).”; and

3 (B) in subparagraph (B) of subsection
4 (d)(2), by inserting “, which may utilize artifi-
5 cial intelligence that is strictly deployed for cy-
6 bersecurity purposes,” after “technical capa-
7 bility”;

8 (4) in section 105 (6 U.S.C. 1504; relating to
9 sharing of cyber threat indicators and defensive
10 measures with the Federal Government)—

11 (A) in subsection (a)—

12 (i) in paragraph (2), by adding at the
13 end the following new sentences: “As ap-
14 propriate, the Attorney General and the
15 Secretary of Homeland Security shall, in
16 consultation with the heads of the appro-
17 priate Federal entities, jointly update such
18 policies and procedures, and issue and
19 make publicly available such updated poli-
20 cies and procedures. Such updates shall
21 prioritize rapid dissemination to State,
22 local, Tribal, and territorial governments
23 and owners and operators of non-Federal
24 critical infrastructure or artificial intel-

1 ligence of relevant and actionable cyber
2 threat indicators and defensive measures.”;

3 (ii) in paragraph (3), in the matter
4 preceding subparagraph (A), by striking
5 “developed or issued” and inserting “devel-
6 oped, issued, or, as appropriate, updated,”;
7 and

8 (iii) in paragraph (4)—

9 (I) in subparagraph (A), by add-
10 ing at the end the following new sen-
11 tence: “As appropriate, the Attorney
12 General and the Secretary of Home-
13 land Security shall jointly update and
14 make publicly available such guidance
15 to so assist entities and promote such
16 sharing of cyber threat indicators and
17 defensive measures with such Federal
18 entities under this title.”; and

19 (II) in subparagraph (B), in the
20 matter preceding clause (i), by insert-
21 ing “and, as appropriate, updated,”
22 after “developed”;

23 (B) in subsection (b)—

1 (i) in paragraph (2)(B), by inserting
2 “, and, as appropriate, update,” after “re-
3 view”; and

4 (ii) in paragraph (3), in the matter
5 preceding subparagraph (A), by inserting
6 “and, as appropriate, updated,” after “re-
7 quired”; and

8 (C) in subsection (c)—

9 (i) in paragraph (1)(D), by inserting
10 “, including if such capability and process
11 employs artificial intelligence” before the
12 semicolon; and

13 (ii) in paragraph (2), by adding at the
14 end the following new subparagraphs:

15 “(C) OUTREACH.—Not later than 90 days
16 after the date of the enactment of this subpara-
17 graph, the Secretary of Homeland Security
18 shall develop and continuously implement an
19 outreach plan, including targeted engagement,
20 to ensure Federal and non-Federal entities,
21 particularly small or rural owners or operators
22 of critical infrastructure which often lack dedi-
23 cated cybersecurity staff but remain vital to na-
24 tional security—

1 “(i) are aware of the capability and
2 process required by paragraph (1) to share
3 cyber threat indicators and defensive meas-
4 ures, including the benefits real-time infor-
5 mation sharing provides;

6 “(ii) understand how to share cyber
7 threat indicators and defensive measures;

8 “(iii) understand the obligation to re-
9 move certain personal information in ac-
10 cordance with section 104(d)(7) prior to
11 sharing a cyber threat indicator;

12 “(iv) understand how cyber threat in-
13 dicators and defensive measures are re-
14 ceived, processed, used, and protected;

15 “(v) understand the protections they
16 are afforded in sharing any cyber threat
17 indicators and defensive measures; and

18 “(vi) can provide feedback to the Sec-
19 retary when policies, procedures, and
20 guidelines that are unclear or unintention-
21 ally prohibitive to sharing cyber threat in-
22 dicators and defensive measures.

23 “(D) BRIEFINGS ON OUTREACH.—The
24 Secretary of Homeland Security shall annually
25 provide to the Committee on Homeland Secu-

1 rity of the House of Representatives and the
2 Committee on Homeland Security and Govern-
3 mental Affairs of the Senate a briefing on the
4 implementation of outreach pursuant to sub-
5 paragraph (B).”; and

6 (D) in subsection (d)—

7 (i) in paragraph (1), by striking
8 “trade secret protection” and inserting
9 “intellectual property protection”; and

10 (ii) in paragraph (5)(A),

11 (I) in clause (iv), by striking
12 “or” after the semicolon;

13 (II) in clause (v)(III), by striking
14 the period and inserting “; or”; and

15 (III) by adding at the end the
16 following new clause:

17 “(vi) the purpose of rapidly providing
18 to other Federal entities awareness of a cy-
19 bersecurity threat that may impact the in-
20 formation systems of such Agencies.”;

21 (5) in section 108 (6 U.S.C. 1507; relating to
22 construction and preemption)—

23 (A) in subsection (c)—

1 (i) in the matter preceding paragraph
2 (1), by striking “shall be” and inserting
3 “may be”;

4 (ii) in paragraph (2), by striking “or”
5 after the semicolon;

6 (iii) in paragraph (3), by striking the
7 period and inserting “; or”; and

8 (iv) by adding at the end the following
9 new paragraph:

10 “(4) to preclude the use of artificial intelligence
11 that is strictly deployed for cybersecurity purposes in
12 carrying out activities authorized by this title.”; and

13 (B) in subsection (f)(3), by inserting “to
14 share cyber threat indicators or defensive meas-
15 ures” after “relationship”;

16 (6) in section 109 (6 U.S.C. 1508; relating to
17 report on cybersecurity threats)—

18 (A) in subsection (a)—

19 (i) by inserting “and not later than
20 September 30 of every two years there-
21 after,” after “Act,”;

22 (ii) by inserting “the Secretary of
23 Homeland Security and” after “in coordi-
24 nation with”;

1 (iii) by inserting “and the Committee
2 on Homeland Security and Governmental
3 Affairs” before “of the Senate”;

4 (iv) by inserting “and the Committee
5 on Homeland Security” before “of the
6 House”; and

7 (v) by inserting “prepositioning activi-
8 ties, ransomware,” after “attacks,”; and
9 (B) in subsection (b)—

10 (i) in paragraph (1), by inserting
11 “prepositioning activities, ransomware,”
12 after “attacks,”;

13 (ii) in paragraph (2), by inserting
14 “prepositioning activity, ransomware,”
15 after “attack,”;

16 (iii) in paragraph (3), by inserting
17 “prepositioning activities, ransomware,”
18 after “attacks,” each place it appears; and

19 (iv) in paragraph (4), by inserting
20 “prepositioning activities, ransomware,”
21 after “attacks,”; and

22 (7) in section 111(a) (6 U.S.C. 1510(a), relat-
23 ing to effective period), by striking “2025” and in-
24 serting “2035”.

1 (b) CONFORMING AMENDMENTS.—Section 2200 of
2 the Homeland Security Act of 2002 (6 U.S.C. 650; relat-
3 ing to definitions) is amended—

4 (1) in paragraph (5)—

5 (A) in subparagraph (B), by inserting “or
6 compromising” after “defeating”;

7 (B) in subparagraph (C), by inserting “in-
8 cluding a security vulnerability affecting an in-
9 formation system or a technology included in
10 the critical and emerging technologies list of the
11 Office of Science and Technology Policy or suc-
12 cessor list, such as artificial intelligence, which
13 may be in a Federal entity’s or non-Federal en-
14 tity’s software or hardware supply chain,” after
15 “security vulnerability,”;

16 (C) in subparagraph (D), by inserting “or
17 compromise” after “defeat”; and

18 (D) in subparagraph (F), by inserting “or
19 compromised” after “exfiltrated”;

20 (2) in paragraph (14), by amending subpara-
21 graph (B) to read as follows:

22 “(B) includes, in accordance with section
23 104(d)(2) of the Cybersecurity Sharing Act of
24 2015 (6 U.S.C. 1503(d)(2)), operational tech-
25 nology, including industrial control systems,

1 such as supervisory control and data acquisition
2 systems, distributed control systems, and pro-
3 grammable logic controllers.”; and
4 (3) in paragraph (25), by inserting “or com-
5 promise” after “defeat”.



AMENDMENT TO H.R. 8800
OFFERED BY MR. NORCROSS OF NEW JERSEY

At the appropriate place in title X, insert the following new section:

1 **SEC. 10 ____ . LIMITATION ON AVAILABILITY OF FUNDS FOR**
2 **TRAVEL EXPENSES OF OFFICE OF THE SEC-**
3 **RETARY OF DEFENSE UNTIL SUBMISSION**
4 **CERTAIN ASSESSMENT.**

5 Of the funds authorized to be appropriated by this
6 Act for fiscal year 2027 for operation and maintenance,
7 Defense-wide, and available for the Office of the Secretary
8 of Defense for travel expenses, not more than 95 percent
9 may be obligated or expended until the Secretary of De-
10 fense submits the assessment required by section
11 835(a)(1) of the National Defense Authorization Act for
12 Fiscal Year 2024 (Public Law 118-31; 137 Stat. 338).



AMENDMENT TO H.R. 8800
OFFERED BY MRS. KIGGANS OF VIRGINIA

At the appropriate place in title VI, insert the following new section:

1 **SEC. 6___. RETROACTIVE GRANTING OF WAIVERS FOR**
2 **AVIATION INCENTIVE PAY.**

3 (a) MANDATORY WAIVER.—Subject to subsection (c),
4 the Secretary of the Navy shall—

5 (1) waive the requirements relating to months
6 of operational flight for the receipt of aviation incen-
7 tive pay under section 334 or 357 of title 37, United
8 States Code, for any officer who—

9 (A) was assigned to a tactical air control
10 squadron during the period beginning on Sep-
11 tember 1, 2018, and ending on January 1,
12 2025;

13 (B)(i) submitted a request to waive such
14 requirements during such period that was de-
15 nied; or

16 (ii) did not submit a request for a waiver
17 of such requirements during such period; and

18 (C) who the Secretary of the Navy deter-
19 mines would have qualified for a waiver of such

1 requirements under the criteria applicable to re-
2 quests for such a waiver at that time, provided
3 that the Secretary shall consider as qualified
4 for a waiver an officer who accumulated not
5 less than 72 months of creditable operational or
6 proficiency flying duty as of—

7 (i) in the case of an officer described
8 in paragraph (1)(B)(i), the date of the
9 submission of a request for such a waiver;
10 and

11 (ii) in the case of an officer described
12 in paragraph (1)(B)(ii), the date on which
13 such officer was determined ineligible for
14 aviation incentive pay under section 334 or
15 357 of title 37, United States Code, due to
16 the failure to meet the requirements relat-
17 ing to months of operational flight;

18 (2) apply the waiver required by paragraph (1)
19 for each officer as of—

20 (A) in the case of an officer described in
21 paragraph (1)(B)(i), the date of such request;
22 and

23 (B) in the case of an officer described in
24 paragraph (1)(B)(ii), the date on which such of-
25 ficer was determined ineligible for aviation in-

1 centive pay under section 334 or 357 of title
2 37, United States Code, due to the failure to
3 meet the requirements relating to months of
4 operational flight; and

5 (3) provide each such officer aviation incentive
6 pay under those sections in the amounts such officer
7 would have received had the waiver been granted
8 and applied on such date.

9 (b) REVIEW OF FLYING DUTY POLICIES.—

10 (1) IN GENERAL.—Subject to subsection (c), if
11 the Secretary of the Navy has reason to believe that
12 the process for certifying operational or proficiency
13 flying duty for members of the Navy or Marine
14 Corps is not being carried out correctly, the Sec-
15 retary shall conduct a review of such process, includ-
16 ing all flying duty policies, procedures, and deter-
17 minations, and take such corrective actions as the
18 Secretary considers appropriate.

19 (2) STATUS OF AVIATION INCENTIVE PAY.—If
20 the Secretary conducts a review under paragraph
21 (1), the Secretary may not make a determination
22 that an officer is ineligible for aviation incentive pay
23 under section 334 or 357 of title 37, United States
24 Code, due to failure to meet the requirements relat-

1 ing to months of operational flight until the comple-
2 tion of such review.

3 (3) SUBMISSION.—If the Secretary conducts a
4 review under paragraph (1), the Secretary shall sub-
5 mit to the congressional defense committees the re-
6 sults of the review.

7 (c) LIMITATIONS.—

8 (1) APPROPRIATIONS REQUIRED.—Payments
9 under subsection (a) and corrective action under
10 subsection (b) in a fiscal year may only be made
11 using amounts appropriated in advance specifically
12 for such payments or such corrective action under
13 such subsection in such fiscal year.

14 (2) MATTER OF PAYMENTS.—Payments under
15 subsection (a) and corrective action under subsection
16 (b) shall be made on a pro rata basis if the amounts
17 appropriated for such payments or such corrective
18 action are less than the total amount that would be
19 paid for such payments or such corrective action.

20 (3) AMOUNTS OF PAYMENTS.—The total
21 amount of funding obligated for payments under
22 subsection (a) and corrective action under subsection
23 (b) may not exceed the amount specifically appro-
24 priated for providing payments or taking such cor-

5

- 1 rective action during the period of availability of
- 2 such amount.



AMENDMENT TO H.R. 8800
OFFERED BY MR. GARAMENDI OF CALIFORNIA

At the appropriate place in title XXXV, insert the following new section:

1 **SEC. 35 ____ . LIMITATION ON WAIVER OF NAVIGATION AND**
2 **VESSEL-INSPECTION LAWS TO ADDRESS FOR-**
3 **EIGN ENTITIES OF CONCERN.**

4 (a) LIMITATION.—Section 501 of title 46, United
5 States Code, is amended—

6 (1) by redesignating subsection (d) as sub-
7 section (e); and

8 (2) by inserting after subsection (c) the fol-
9 lowing new subsection:

10 “(d) LIMITATION RELATING TO FOREIGN ENTITIES
11 OF CONCERN.—No vessel may operate under a waiver
12 issued under this section until—

13 “(1) the owner or operator of the vessel and the
14 individual requesting such waiver (if not the owner
15 or operator of the vessel) submits to the Maritime
16 Administrator sufficient proof that the vessel is not
17 owned, operated, or crewed by a foreign entity of
18 concern, as such term is defined in section 10612 of

1 the CHIPS Act of 2022 (Public Law 117–167; 42
2 U.S.C. 19221); and

3 “(2) the Maritime Administrator confirms the
4 validity of the proof submitted under paragraph
5 (1).”.

6 (b) APPLICABILITY.—The amendments made by sub-
7 section (a) shall apply with respect to vessels operating
8 on or after the date of the enactment of this Act, regard-
9 less of whether a waiver governing such operation has been
10 issued under section 501 of title 46, United States Code,
11 prior to such date of enactment.



AMENDMENT TO H.R. 8800
OFFERED BY MS. HOULAHAN OF PENNSYLVANIA

At the appropriate place in title XXVIII, insert the following new section:

1 **SEC. 28 ____ . PILOT PROGRAM TO PROVIDE INTEGRATED**
2 **CONNECTIVITY SERVICE.**

3 (a) ESTABLISHMENT.—The Secretary of Defense,
4 acting through the Assistant Secretary of Defense for En-
5 ergy, Installations, and Environment, shall establish and
6 carry out a pilot program to provide integrated
7 connectivity service to a covered population—

8 (1) stationed at five covered military installa-
9 tions in the Middle East, as determined by the Sec-
10 retary; and

11 (2) at no cost to such covered population.

12 (b) PROGRAM REQUIREMENTS.—

13 (1) SERVICE PROVISIONING AND ENSURING.—
14 The Assistant Secretary shall enter into a contract
15 with an American contracted entity to act as tele-
16 communications operator for the covered military in-
17 stallation—

18 (A) to provision the integrated connectivity
19 service with a private network management sys-

1 tem or a hybrid-capable network management
2 system;

3 (B) to ensure the integrated connectivity
4 service can support multiple tenant commands,
5 or activity present on such covered military in-
6 stallations with individualized commitments,
7 such as separate network slices and security
8 policies that can be tailored to the tenant com-
9 mand requirements; and

10 (C) to provision and ensure operation of
11 the integrated connectivity service.

12 (2) INTEGRATED CONNECTIVITY SERVICE RE-
13 QUIREMENT.—The integrated connectivity service
14 provided under the pilot program established pursu-
15 ant to subsection (a) shall—

16 (A) provide broadband internet access
17 service as the baseline service and meet or ex-
18 ceed any speed benchmarks established by the
19 Chairman of the Federal Communications Com-
20 mission for broadband internet access services,
21 including—

22 (i) a minimum download speed of
23 100-Mbps; and

24 (ii) a minimum upload speed of 20-
25 Mbps; and

1 (B) support the integration of P5G data
2 services with broadband internet access service
3 over a common integrated connectivity service,
4 where such mobile services are identified as re-
5 quired by the covered military installation ten-
6 ant command.

7 (3) GOODS PROCURED UNDER CONTRACT.—Any
8 goods procured under the contract described under
9 paragraph (1) shall be the property of the Depart-
10 ment of Defense.

11 (4) STANDARD.—Infrastructure setup and oper-
12 ation of the integrated connectivity service—

13 (A) shall be based on National Institute of
14 Standards and Technology standards specified
15 in NIST SP 800-171 Rev. 3, or successor
16 standards, including any future revisions, up-
17 dates, or successor publications to ensure the
18 availability and security of such integrated
19 connectivity service; and

20 (B) shall exclude hybrid-capable network
21 management systems with availability and secu-
22 rity risks, such as pure public cloud only net-
23 work management systems.

1 (5) COST.—In carrying out the pilot program,
2 the Assistant Secretary shall account for the full life
3 cycle costs of such pilot program, including—

4 (A) the initial build and setup;

5 (B) a refresh, every five years during the
6 period the authority to carry out the pilot pro-
7 gram is effective, of the integrated connectivity
8 service, including a refresh of the underlying in-
9 frastructure of the entire integrated
10 connectivity service, to ensure long-term—

11 (i) availability;

12 (ii) security; and

13 (iii) usability; and

14 (C) monthly recurring costs, including
15 services provided by—

16 (i) the host nation carrier for band-
17 width; and

18 (ii) the telecommunications operator.

19 (6) METHODOLOGY.—When carrying out the
20 pilot program, the Assistant Secretary shall use in-
21 dustry standard life cycle methodologies and broadly
22 adopted practices, including the NIST Cybersecurity
23 Framework, NIST SP 800-53, Information Tech-
24 nology infrastructure library and the Plan, Prepare,
25 Design, Implement, Operate, Optimize methodology

1 to deliver a cost-effective, secure, sustainable, right-
2 sized network infrastructure.

3 (7) EQUIPMENT PROCUREMENT.—Any articles,
4 materials, or supplies procured by the American con-
5 tracted entity for the purpose of providing inte-
6 grated connectivity service, as described under para-
7 graph (1), shall be made in the United States.

8 (c) REPORT.—Not later than five years after the date
9 of the enactment of this section, and annually thereafter,
10 the Assistant Secretary shall submit to Congress a report
11 on the pilot program carried out under this section, includ-
12 ing—

13 (1) an analysis of the cost; and

14 (2) a determination of which additional military
15 installations located outside the contiguous United
16 States should be provided with integrated
17 connectivity service.

18 (d) DEFINITIONS.—In this section:

19 (1) The term “5G” means fifth generation mo-
20 bile network technology, including higher-speed and
21 lower latency device connectivity over mobile radio
22 networks.

23 (2) The term “Assistant Secretary” means the
24 Assistant Secretary of Defense for Energy, Installa-
25 tions, and Environment.

1 (3) The term “American contracted entity”
2 means an entity—

3 (A) organized in the United States and
4 with its principal place of business located with-
5 in the United States;

6 (B) majority-owned and controlled by a
7 United States citizen, a lawful permanent resi-
8 dent, or publicly traded on a United States
9 stock exchange and subject to United States
10 laws and jurisdiction;

11 (C) that employs primarily personnel based
12 in the United States to perform management,
13 engineering, operations, and customer support
14 functions, including staffing key operational
15 and decision-making roles within the United
16 States;

17 (D) that procures equipment and tech-
18 nology through a supply chain compliant with
19 sections 889 and 1260H of the National De-
20 fense Authorization Act for Fiscal Year 2021
21 (Public Law 116–283), including the avoidance
22 of prohibited or restricted telecommunications
23 and video surveillance equipment and services;
24 and

1 (E) that complies with section 8302 of title
2 41, United States Code, whenever practicable,
3 prioritizing United States manufactured prod-
4 ucts, United States sourced components, and
5 United States based subcontractors and sup-
6 pliers wherever and whenever possible, con-
7 sistent with project requirements, availability
8 and cost reasonableness.

9 (4) The term “broadband internet access serv-
10 ice” has the meaning given such term in section
11 8.1(b), title 47, Code of Federal Regulations, or any
12 successor regulation.

13 (5) The term “cloud only deployment model”
14 means a deployment model in which the network
15 management system is delivered solely as a vendor-
16 managed software-as-a-service offering, with no op-
17 tion for self-hosted, on-premises, or private cloud de-
18 ployment.

19 (6) The term “covered military installation”
20 means a military installation as defined in section
21 2801 of title 10, United States Code, under the ju-
22 risdiction of the Secretary of the Army, the Sec-
23 retary of the Air Force, or the Secretary of the Navy
24 and located in the Middle East.

1 (7) The term “covered population” means ac-
2 tive duty members of the Armed Forces, as defined
3 in section 101(d)(1) of title 10, United States Code,
4 but may be expanded to include employees of a De-
5 fense Agency as defined in section 101(a)(11) of
6 title 10, United States Code, by the tenant command
7 of a covered military installation through the tele-
8 communications officer of the covered military in-
9 stallation.

10 (8) The term “host nation carrier” means a
11 telecommunications provider that is—

12 (A) licensed or authorized to operate in the
13 foreign nation in which the covered military in-
14 stallation is located; and

15 (B) provides broadband internet access,
16 data, or mobile communication services within
17 the foreign nation.

18 (9) The term “hybrid-capable network manage-
19 ment system” means a common architectural frame-
20 work that supports both broadband internet access
21 service and private or hybrid public and P5G mobile
22 connectivity services, as required and is not limited
23 to a public only deployment model or a cloud only
24 deployment model.

1 (10) The term “integrated connectivity service”
2 means a fixed, high-speed broadband internet access
3 service, and may include private or hybrid mobile
4 connectivity, including P5G, as required by the Sec-
5 retary to meet operational requirements.

6 (11) The term “Mbps” means one million bits
7 per second.

8 (12) The term “P5G” means a private mobile
9 network service using 5G mobile network technology
10 and available only to members of the Armed Forces
11 stationed on covered military installations partici-
12 pating in the pilot program established in subsection
13 (a).

14 (13) The term “private network management
15 system” means a network management system that
16 is compliant with the requirements for a cyber secu-
17 rity maturity model certification and which is not
18 cloud-based.

19 (14) The term “public only deployment model”
20 means a deployment model in which the network
21 management system is hosted exclusively in a third-
22 party public cloud environment, including AWS,
23 Azure, and Google Cloud and cannot be deployed or
24 operated on customer-owned or on-premises infra-
25 structure.

1 (15) the term “pure public cloud only network
2 management system” means a network management
3 platform hosted and operated exclusively within a
4 third-party public cloud environment and delivered
5 solely as a cloud-based service, with no capability for
6 deployment, operation, or control within on-premises
7 or private cloud infrastructure.

8 (16) The term “telecommunications operator”
9 means an American contracted entity responsible for
10 the design, installation, and ongoing operations and
11 maintenance of the broadband internet access serv-
12 ice and P5G mobile network access to be provided
13 on a covered military installation.



AMENDMENT TO H.R. 8800

OFFERED BY MR. KELLY OF MISSISSIPPI

Insert after title XXXV the following new title:

1 **TITLE XXXVI—SHIPS FOR**
2 **AMERICA**

- Sec. 3601. Report on privilege.
- Sec. 3602. Fleet testing and briefing requirement.
- Sec. 3603. Assessment of the use of commercial best practices for Navy ship-building.
- Sec. 3604. Military Sealift Command.
- Sec. 3605. Assessment on maritime infrastructure readiness.
- Sec. 3606. United States Merchant Marine Academy infrastructure and facilities modernization.
- Sec. 3607. United States Merchant Marine Academy.
- Sec. 3608. State maritime academies.
- Sec. 3609. Enforcement of service obligation requirements.
- Sec. 3610. State Maritime Academy Sea Term Scholarship Programs.
- Sec. 3611. Implementation plan.

3 **SEC. 3601. REPORT ON PRIVILEGE.**

4 (a) IN GENERAL.—Not later than March 1, 2026, the
5 Secretary of Transportation, in consultation with the Sec-
6 retary of Commerce, the Chair of the Federal Maritime
7 Commission, and the Director of the Office of Manage-
8 ment and Budget, shall submit to the appropriate commit-
9 tees of Congress a report including ways to ensure vessels
10 of the United States operating in foreign commerce are
11 privileged in regulation, taxation, fees, insurance, and pol-
12 icy compared to foreign vessels conducting trade with a

1 United States domiciled entity, while remaining consistent
2 with the international obligations of the United States.

3 (b) CONTENTS.—In submitting the report under sub-
4 section (a), the Secretary of Transportation shall include
5 options for regulating trade with foreign vessels in order
6 to sustain and grow the Maritime Security Fleet under
7 chapter 531 of title 56, United States Code, the Cable Se-
8 curity Fleet under chapter 532 of such title, the Tanker
9 Security Fleet under chapter 534 of such title, and other
10 vessels of the United States operating in foreign com-
11 merce.

12 **SEC. 3602. FLEET TESTING AND BRIEFING REQUIREMENT.**

13 (a) TEST.—Not later than 180 days after the date
14 of the enactment of this Act, the Commander of the
15 United States Transportation Command, in coordination
16 with the Secretary of the Navy and the Maritime Adminis-
17 trator, shall devise a tabletop exercise to test the effective
18 control of the Maritime Security Fleet under chapter 531
19 of title 46, United States Code, and the Tanker Security
20 Fleet under chapter 534 of such title, in case of crisis or
21 war.

22 (b) BRIEFING.—After completion of the tabletop ex-
23 ercise under subsection (a), the Commander shall submit
24 to the appropriate committees of Congress a briefing on
25 the results of such tabletop exercise.

1 (c) ANNUAL TESTING.—Beginning not later than 1
2 year after the briefing is submitted under subsection (b),
3 the Commander shall—

4 (1) carry out tabletop drills to test effective
5 control of the Maritime Security Fleet under chapter
6 531 of title 46, United States Code, and the Tanker
7 Security Fleet under chapter 534 of such title; and

8 (2) provide to the appropriate committees of
9 Congress a briefing after each such drill on the re-
10 sults of such drill.

11 **SEC. 3603. ASSESSMENT OF THE USE OF COMMERCIAL**
12 **BEST PRACTICES FOR NAVY SHIPBUILDING.**

13 (a) ASSESSMENT.—

14 (1) IN GENERAL.—The Secretary of the Navy,
15 in coordination with the Secretary of Transportation
16 and the Secretary of the Department in which the
17 Coast Guard is operating, shall—

18 (A) conduct an assessment of best prac-
19 tices used in the construction and repair of
20 commercial, oceangoing maritime vessels; and

21 (B) identify—

22 (i) opportunities for the Navy and
23 Coast Guard to leverage those best prac-
24 tices to make ship construction and repair

1 efforts of combatant and non-combatant
2 vessels more efficient; and

3 (ii) advanced technologies that can be
4 leveraged to improve the overall readiness
5 and dominance of the United States mari-
6 time fleet (both commercial and military),
7 to specifically include small modular reac-
8 tors for ship power and propulsion.

9 (2) ELEMENTS.—The assessment required by
10 paragraph (1) shall include the following:

11 (A) An evaluation of the best practices de-
12 scribed in subparagraph (A) of such paragraph,
13 including best practices used by commercial
14 shipyards in foreign allied countries, consider-
15 ation of commercial design standards, and the
16 vessel construction manager model used to con-
17 struct the National Security Multi Mission Ves-
18 sel Program, that could improve the efficiency
19 of shipbuilding and repair by the Navy and
20 Coast Guard.

21 (B) An identification of commercial-grade
22 components and capabilities being used in state-
23 of-the-art commercial, oceangoing maritime ves-
24 sels and an assessment of whether the Navy
25 and Coast Guard could better use commercial

1 off-the-shelf components or capabilities to re-
2 duce costs, improve efficiencies, or enhance ca-
3 pabilities in the construction of new naval ves-
4 sels and cutters, and in repair of naval vessels
5 and cutters.

6 (C) A determination as to whether ship-
7 building and acquisition programs of the Navy
8 and Coast Guard use modern best practices
9 from the commercial maritime industry in
10 terms of contracting, ship design, construction,
11 overhaul, and maintenance.

12 (D) An identification of technologies and
13 procedures that are used in commercial ship-
14 building that, if used by the Navy and Coast
15 Guard, would improve the efficiency of design-
16 ing and constructing new naval vessels.

17 (E) An identification of technologies and
18 procedures that are used in commercial ship-
19 building and repair that, if used by the Navy
20 and Coast Guard, would improve the efficiency
21 of repairing naval vessels.

22 (F) An identification of opportunities to
23 improve commonality in ship design, ship com-
24 ponents, and shipbuilding procedures between
25 commercial, oceangoing maritime vessels, naval

1 vessels, and cutters that could lead to improved
2 efficiencies and a more resilient industrial base
3 to support shipbuilding and repair for military
4 and civil maritime vessels.

5 (G) An identification of advanced nuclear
6 technologies that are under development for use
7 in commercial shipbuilding that, if used by the
8 Navy and Coast Guard, would improve the
9 operational capability of naval vessels and cut-
10 ters.

11 (H) An identification of the barriers pre-
12 venting or making prohibitive the use of small
13 modular reactors in naval or commercial, ocean-
14 going maritime vessels, including—

15 (i) ambiguity in regulations governing
16 nuclear propulsion restricting the commer-
17 cial maritime industry from utilizing nu-
18 clear propulsion or collaborating between
19 United States and foreign entities under
20 export controls requirements, including
21 section 744.5 of title 15, Code of Federal
22 Regulations (or a similar successor regula-
23 tion); and

24 (ii) a lack of clarity in the meaning of
25 “maritime (civil) nuclear propulsion plant

1 projects” contained in the Export Adminis-
2 tration Regulations and “Naval Nuclear
3 Propulsion” contained in the International
4 Traffic in Arms Regulations (Cat VI).

5 (I) An evaluation of education and tech-
6 nology development best practices used by com-
7 mercial shipyards in foreign allied countries,
8 and an identification of education and tech-
9 nology development opportunities, that could
10 improve the efficiency of shipbuilding and re-
11 pair by the Navy and Coast Guard.

12 (J) An evaluation of whether adoption of
13 the best practices evaluated under subpara-
14 graph (A) for the construction and repair of
15 naval vessels and cutters would support the do-
16 mestic commercial maritime shipbuilding indus-
17 try, the commercial maritime industrial base,
18 and the merchant marine of the United States.

19 (b) BRIEFING.—Not later than 180 days after the
20 date of the enactment of this Act, the Secretary of the
21 Navy shall provide to the congressional defense commit-
22 tees a briefing on—

23 (1) the results of the assessment required by
24 subsection (a); and

1 (2) a plan to execute any measures pursuant to
2 such assessment.

3 (c) **STRATEGY REQUIRED.**—Not later than 1 year
4 after the date of the enactment of this Act, and biennially
5 thereafter, the Secretary of the Navy and Secretary of the
6 Department in which the Coast Guard is operating shall—

7 (1) provide to the appropriate committees of
8 Congress strategies describing how measures identi-
9 fied as a result of the assessment required by sub-
10 section (a) will be incorporated into shipbuilding
11 programs for the Navy and Coast Guard; and

12 (2) publish a public version of the strategies.

13 **SEC. 3604. MILITARY SEALIFT COMMAND.**

14 (a) **AUTHORITY TO OFFER INCREASED PAID LEAVE**
15 **ACCRUAL.**—The Secretary of the Navy is authorized to
16 offer government merchant mariners employed by Military
17 Sealift Command paid leave accrual at a faster rate than
18 provided pursuant to the standard General Schedule (GS)
19 system to make government seafaring jobs more competi-
20 tive with the commercial sector.

21 (b) **REPORT ON RECRUITING AND RETENTION EF-**
22 **FORTS.**—

23 (1) **IN GENERAL.**—Not later than 180 days
24 after the date of the enactment of this Act, and an-
25 nually thereafter, the Secretary of the Navy, in co-

1 ordination with the Commander of the Military Sea-
2 lift Command and the Maritime Security Board, and
3 in consultation with the Commander of United
4 States Transportation Command, the Commander of
5 United States Fleet Forces Command, and the As-
6 sistant Secretary of the Navy for Research, Develop-
7 ment and Acquisition, shall submit to the appro-
8 priate committees of Congress a report on efforts to
9 improve recruitment and retention of Military Sealift
10 Command Mariners.

11 (2) ELEMENTS.—The report required under
12 paragraph (1) shall consider—

13 (A) opportunities to enhance the integra-
14 tion of Military Sealift Command civilian mari-
15 ners into the military command structure;

16 (B) providing training on the roles and sig-
17 nificance of Military Sealift Command civilian
18 mariner workforce to relevant military com-
19 mands; and

20 (C) authorities required to improve recruit-
21 ment and retention of civilian mariners in Mili-
22 tary Sealift Command.

23 (c) REPORT ON EXTENDING CHARTER DURA-
24 TIONS.—Not later than 90 days after the date of the en-
25 actment of this Act, the Secretary of the Navy shall sub-

1 mit to the appropriate committees of Congress a report
2 assessing the merits of extending the maximum charter
3 durations of commercial and specialty vessels for the Mili-
4 tary Sealift Command.

5 **SEC. 3605. ASSESSMENT ON MARITIME INFRASTRUCTURE**
6 **READINESS.**

7 (a) IN GENERAL.—Not later than 180 days after the
8 date of the enactment of this Act, the Maritime Adminis-
9 trator shall submit to the appropriate congressional com-
10 mittees a report on the status and resources and authori-
11 ties needed to execute and complete necessary vessels,
12 harborcraft, port, shipyard, and other infrastructure im-
13 provements to ensure the national security interests of the
14 United States and support the domestic and foreign com-
15 merce of the United States.

16 (b) CONTENTS.—The report under subsection (a)
17 shall include—

18 (1) consideration of existing literature and re-
19 porting from Federal and non-Federal sources;

20 (2) an assessment of the number of commercial
21 shipping vessels by class required to sustain a peace-
22 time and wartime national economy;

23 (3) an assessment of opportunities to leverage
24 private sector funding to enhance the capability of
25 marine infrastructure of the United States;

1 (4) an evaluation of future infrastructure needs
2 to support alternative fuels for vessels and
3 harborcraft;

4 (5) an assessment of an ability to construct and
5 repair seaports and shipyards during national secu-
6 rity emergencies, including readiness to construct
7 temporary facilities, and carry out marine salvage
8 and firefighting operations; and

9 (6) an evaluation of the possible effects on the
10 commercial operations of United States ports and
11 other critical infrastructure of prohibiting any entity
12 that owns or operates a port or terminal in the
13 United States from using or sharing data with—

14 (A) LOGINK;

15 (B) any logistics platform controlled by, af-
16 filiated with, or subject to the jurisdiction of
17 the Chinese Communist Party or the Govern-
18 ment of the People’s Republic of China; or

19 (C) any logistics platform that shares data
20 with a system described in subparagraph (A) or
21 (B).

22 (c) DEFINITIONS.—

23 (1) The term “appropriate congressional com-
24 mittees” means—

1 (A) the Committee on Armed Services and
2 the Committee on Commerce of the Senate; and

3 (B) the Committee on Armed Services and
4 the Committee on Transportation and Infra-
5 structure of the House of Representatives.

6 (2) The term “critical infrastructure” has the
7 meaning given the term in section 721(a) of the De-
8 fense Production Act of 1950 (50 U.S.C. 4565(a)).

9 (3) The term “LOGINK” means the public,
10 open, shared logistics information network known as
11 the National Public Information Platform for Trans-
12 portation and Logistics by the Ministry of Transport
13 of the People’s Republic of China.

14 **SEC. 3606. UNITED STATES MERCHANT MARINE ACADEMY**
15 **INFRASTRUCTURE AND FACILITIES MOD-**
16 **ERNIZATION.**

17 Congress finds the following:

18 (1) The United States Merchant Marine Acad-
19 emy plays a critical role in training service-obligated
20 licensed merchant mariners to operate commercial
21 vessels, in peacetime and during times of conflict.

22 (2) The United States Merchant Marine Acad-
23 emy is 1 of the 5 Federal service academies and
24 plays a critical role in maintaining a domestic, com-
25 mercial maritime industry, with each graduate hav-

1 ing a commitment to serve not less than 8 years in
2 the foreign and domestic commerce and the national
3 defense of the United States, which may include
4 service on a merchant vessel documented under
5 chapter 121 of title 46, and graduates make up
6 more than 80 percent of the United States Navy's
7 Strategic Sealift Officer Program.

8 (3) The United States defense readiness and
9 economic security relies on a strong investment in
10 training and cultivating United States Merchant Ma-
11 rine officers at the United States Merchant Marine
12 Academy.

13 (4) Most of the facilities at the United States
14 Merchant Marine Academy date back to the Acad-
15 emy's founding, have not been modernized since, and
16 are not conducive to the immersive training and de-
17 manding coursework today's Midshipmen are re-
18 quired to complete.

19 (5) Rehabilitating and modernizing the campus
20 infrastructure at the United States Merchant Ma-
21 rine Academy is necessary to ensuring current and
22 future generations of Midshipmen receive a first-
23 class education.

1 **SEC. 3607. UNITED STATES MERCHANT MARINE ACADEMY.**

2 (a) SENSE OF CONGRESS.—It is the sense of Con-
3 gress that—

4 (1) the United States Merchant Marine Acad-
5 emy, one of our Nation's 5 Federal service acad-
6 emies, is vital to our national security, and modern-
7 izing the Academy's aging infrastructure and invest-
8 ing in faculty and students must be congressional
9 priorities;

10 (2) sufficient funding must be provided to en-
11 able the maximum student enrollment that the cam-
12 pus infrastructure of the United States Merchant
13 Marine Academy can support; and

14 (3) considering the Academy's role as a co-
15 equal military service academy, the United States
16 Merchant Marine Academy should be included in the
17 rotation of presidential attendance at graduations.

18 (b) REPORT ON ENROLLMENT.—Not later than 180
19 days after the date of the enactment of this Act, the Mari-
20 time Administrator shall submit a report to the appro-
21 priate committees of Congress identifying the additional
22 resources needed to increase enrollment at the United
23 States Merchant Marine Academy.

24 **SEC. 3608. STATE MARITIME ACADEMIES.**

25 (a) IN GENERAL.—Not later than 1 year after the
26 date of the enactment of this Act, the Maritime Adminis-

1 trator shall submit a report to Congress containing the
2 results of a study to evaluate the additional resources
3 needed to allow State maritime academies to increase en-
4 rollment and produce additional mariners.

5 (b) NEED FOR ADDITIONAL STATE MARITIME ACAD-
6 EMIES.—Such study shall consider whether there is a need
7 for additional State maritime academies in States that do
8 not operate a maritime academy.

9 **SEC. 3609. ENFORCEMENT OF SERVICE OBLIGATION RE-**
10 **QUIREMENTS.**

11 (a) IN GENERAL.—The Maritime Administrator shall
12 ensure that—

13 (1) each citizen who is appointed as a cadet at
14 the United States Merchant Marine Academy and
15 signs a cadet commitment agreement under section
16 51306 of title 46, United States Code, meets the
17 service obligation requirements of that agreement;
18 and

19 (2) each individual that signs a student incen-
20 tive payment agreement under section 51509 of title
21 46, United States Code, meets the service obligation
22 requirements under that agreement.

23 (b) REPORTING REQUIREMENT.—The Maritime Ad-
24 ministrator shall establish an electronic system through
25 which each individual with a service obligation under such

1 section 51306 or 51509 (referred to in this section as a
2 “service-obligated mariner”) shall annually demonstrate
3 that they are meeting their service obligation or have a
4 valid deferment consistent with section 51310 of title 46,
5 United States Code, or section 51510 of title 46, United
6 States Code, as applicable.

7 (c) NOTIFICATION OF VIOLATION.—The Maritime
8 Administrator shall transmit a written notice to each serv-
9 ice-obligated mariner who fails to meet the reporting re-
10 quirement of subsection (b), notifying such individual of
11 the applicable penalties established under section 51306
12 of title 46, United States Code, or section 51509 of title
13 46, United States Code, for failure to carry out the appli-
14 cable service requirements, including cost recovery.

15 (d) REPORT TO CONGRESS.—Not later than 180 days
16 after the date of enactment of this section, and annually
17 thereafter, the Maritime Administrator shall submit to the
18 appropriate committees of Congress a report on the status
19 of all service-obligated mariners, which shall include—

20 (1) information about how each service-obli-
21 gated mariner is meeting their service obligation re-
22 quirement, which shall be based on the results of the
23 data collected under subsection (b);

24 (2) the number of service-obligated mariners
25 who have not met their service obligation and have

1 not complied with the reporting requirement under
2 subsection (b); and

3 (3) the number of actions taken by the Mari-
4 time Administrator under sections 51306(b),
5 51306(d), 51306(f), and 51509(g) to recover costs
6 from service-obligated mariners who have not dem-
7 onstrated that they have met their service obligation
8 requirements.

9 **SEC. 3610. STATE MARITIME ACADEMY SEA TERM SCHOL-**
10 **ARSHIP PROGRAMS.**

11 (a) IN GENERAL.—Chapter 515 of title 46, United
12 States Code, is amended by adding at the end the fol-
13 lowing:

14 **“§ 51512. State Maritime Academy Sea Term Scholar-**
15 **ship Programs**

16 “(a) IN GENERAL.—The Maritime Administrator
17 shall work with private entities in the maritime industry
18 to establish a scholarship program—

19 “(1) for students at State maritime academies
20 to offset expenses associated with completion of a
21 summer sea term to receive sea-time required to
22 earn a Coast Guard license; and

23 “(2) which is entirely or predominantly funded
24 through contributions from a private entity.

1 “(b) CONTRIBUTED FUNDS.—The Maritime Admin-
2 istrator shall enter into a cooperative agreement, or other
3 agreement, with private entities in the maritime industry
4 to accept funding from private entities for the purpose of
5 establishing such a scholarship program. The cooperative
6 agreement may include any terms considered necessary by
7 the Maritime Administrator.

8 “(c) PRIVILEGES.—The Maritime Administrator may
9 provide certain privileges to a private entity who contrib-
10 utes funds for a scholarship program under this section,
11 including opportunities to provide information about em-
12 ployment opportunities with the private entity to students
13 enrolled in the scholarship program.

14 “(d) STRUCTURE.—In establishing a scholarship pro-
15 gram to offset expenses associated with a summer sea
16 term—

17 “(1) the Maritime Administrator may enter into
18 an agreement with a student at a State maritime
19 academy that has an agreement with the Secretary
20 of Transportation under section 51505 of this title,
21 to offset expenses associated with completion of a
22 summer sea term; or

23 “(2) the Maritime Administrator may enter into
24 an agreement with a State maritime academy that
25 has an agreement with the Secretary of Transpor-

1 tation under section 51505 of this title, to offset ex-
2 penses for all students who participate in a summer
3 sea term program.

4 “(e) RELATIONSHIP TO FINANCIAL ASSISTANCE
5 PROGRAMS.—Recognizing the need for licensed merchant
6 mariners, the Maritime Administrator shall encourage
7 participants of the financial assistance programs under
8 part C of this subtitle, to enter into agreements under this
9 section to establish scholarship programs to offset ex-
10 penses associated with summer sea term.

11 “(f) REQUIREMENTS FOR STUDENTS.—Any student
12 who benefits from a scholarship program under this sec-
13 tion shall enter into an agreement with the Maritime Ad-
14 ministrator which requires the student to—

15 “(1) complete the course of instruction at the
16 academy the individual is attending;

17 “(2) obtain a merchant mariner license, without
18 limitation as to tonnage or horsepower, from the
19 Coast Guard as an officer in the merchant marine
20 of the United States, accompanied by the appro-
21 priate national and international endorsements and
22 certification required by the Coast Guard for service
23 aboard vessels on domestic and international voy-
24 ages, without limitation, within 3 months of comple-

1 tion of the course of instruction at the academy the
2 individual is attending;

3 “(3) serve in a position that supports the for-
4 eign and domestic commerce and the national de-
5 fense of the United States for at least 1 year after
6 graduation from the academy—

7 “(A) as a merchant marine officer on a
8 documented vessel or a vessel owned and oper-
9 ated by the United States Government or by a
10 State; or

11 “(B) as a commissioned officer on active
12 duty in an Armed Force of the United States,
13 as a commissioned officer in the National Oce-
14 anic and Atmospheric Administration, or in
15 other maritime-related Federal employment
16 which serves the national security interests of
17 the United States, as determined by the Mari-
18 time Administrator; and

19 “(4) report to the Maritime Administrator on
20 compliance with this subsection.”.

21 (b) CLERICAL AMENDMENT.—The table of sections
22 for chapter 515 of title 46, United States Code, is amend-
23 ed by adding at the end the following:

“51512. State Maritime Academy Sea Term Scholarship Programs.”.

1 **SEC. 3611. IMPLEMENTATION PLAN.**

2 (a) IMPLEMENTATION PLAN REQUIRED.—Not later
3 than 60 days after the date of the enactment of this Act,
4 the Maritime Administrator and the Secretary of the de-
5 partment in which the Coast Guard is operating shall each
6 submit to the appropriate committees of Congress and the
7 Maritime Security Board a separate implementation plan
8 for carrying out this title, and the amendments made by
9 this title.

10 (b) ELEMENTS.—Each implementation plan required
11 under subsection (a) shall include, for each action required
12 of the Maritime Administrator and the Secretary of the
13 department in which the Coast Guard is operating (as ap-
14 plicable) in this title, including the amendments made by
15 this title—

16 (1) an identification of all administrative re-
17 structuring requirements;

18 (2) an identification of each office or division
19 within the Maritime Administration or Coast Guard
20 principally responsible for each relevant section of
21 this title;

22 (3) an identification of additional personnel
23 needed to sufficiently implement this title, a hiring
24 plan, and a training plan;

25 (4) an identification of any barrier (including
26 any policy, law, or regulation) to implementation of

1 any section of this title, and recommendations to ad-
2 dress those barriers;

3 (5) a descriptive implementation timeline, tak-
4 ing into account the administrative needs of the
5 Maritime Administration or the Coast Guard; and

6 (6) any additional components determined ap-
7 propriate by the Maritime Administrator or such
8 Secretary to ensure the success of implementation of
9 this title.

10 (c) BRIEFING.—Not later than 15 days after submit-
11 ting each implementation plan required under subsection
12 (a), the Maritime Administrator and the Secretary of the
13 department in which the Coast Guard is operating shall
14 provide a briefing to the appropriate committees of Con-
15 gress on the status of that implementation plan required
16 under subsection (a).

17 (d) BIENNIAL UPDATE.—Not less frequently than
18 biennially following the submission of the plans under
19 subsection (a) and for 2 years thereafter, the Maritime
20 Administrator and the Secretary of the department in
21 which the Coast Guard is operating shall submit to the
22 appropriate committees of Congress separate reports con-
23 taining any updates on the implementation of such plans.

24 (e) GAO REVIEW.—The Comptroller General of the
25 United States shall—

1 (1) not later than 2 years after the date of en-
2 actment of this Act, and biennially thereafter for 10
3 years, conduct a review of the activities carried out
4 in accordance with this title, and the amendments
5 made by this title; and

6 (2) submit to the appropriate committees of
7 Congress the results of each review.



AMENDMENT TO H.R. 8800
OFFERED BY MR. WITTMAN OF VIRGINIA

At the appropriate place in title II, insert the following new section:

1 **SEC. 2 ____ . PROHIBITION ON PILOT TRAINEES OPERATING**
2 **T-7 AIRCRAFT PENDING TESTING AND COR-**
3 **RECTIVE ACTIONS.**

4 (a) IN GENERAL.—A pilot trainee may not operate
5 a T-7 aircraft of the Air Force until the Secretary of the
6 Air Force certifies to the Committees on Armed Services
7 of the Senate and the House of Representatives that each
8 of the following conditions have been met:

9 (1) All corrections to flight control laws and
10 mission systems discovered in developmental testing
11 of such aircraft are fully implemented.

12 (2) The subsonic, transonic, and supersonic full
13 operational flight and performance envelopes of such
14 aircraft are fully tested and characterized.

15 (3) Qualification testing of the Ground Based
16 Training System for such aircraft is fully completed
17 and all deficiencies are resolved.

18 (b) PILOT TRAINEE DEFINED.—In this section, the
19 term “pilot trainee” means a non-rated officer of the Air

2

- 1 Force enrolled as a student participating in a formal un-
- 2 dergraduate pilot training course.



AMENDMENT TO H.R. 8800
OFFERED BY MR. MOYLAN OF GUAM

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

1 **SEC. 17 ____ . EXTENSION OF ADMISSION FOR CERTAIN NON-**
2 **IMMIGRANT H-2B WORKERS.**

3 Section 6(b)(1)(B) of the Joint Resolution entitled
4 “A Joint Resolution to approve the ‘Covenant to Establish
5 a Commonwealth of the Northern Mariana Islands in Po-
6 litical Union with the United States of America’, and for
7 other purposes”, approved March 24, 1976 (48 U.S.C.
8 1806(b)(1)(B)), is amended, in the matter preceding
9 clause (i), by striking “December 31, 2029” and inserting
10 “December 31, 2035”.



Amendment to H.R. 8800

Offered by: Mr. Mills

In the appropriate place in the report to accompany H.R. 8800, insert the following new Directive Report Language:

Nondestructive Inspection of Advanced Batteries Procured Under a Section 154 Waiver

The committee notes that securing a reliable, domestic supply of batteries, cells, and functional cell components is essential to the electrification of Department of Defense systems. The committee further notes that, beginning October 1, 2027, section 154 of the National Defense Authorization Act for Fiscal Year 2024 (Public Law 118-31) prohibits the Department from procuring batteries produced by certain covered entities, or their successors, subject to a waiver where the prohibition would impede the Department's ability to meet operational requirements.

The committee recognizes that, until the domestic battery supply chain matures, the Department may have no practical alternative to procuring certain batteries under a section 154 waiver to sustain critical warfighting and support systems. The committee is concerned that, where waivers are exercised, batteries and cells embedded within, or expended as a non-recoverable element of, an operational system create a heightened reliability risk, as a single latent manufacturing defect may disable the system with no opportunity for inspection, repair, or replacement once the system is fielded or expended. The committee notes that, if such batteries are to be deployed operationally under waiver, it is in the national security interest of the United States to verify their reliability before deployment. The evaluation methods, including ultrasonic nondestructive testing, industrial computed tomography inspection, and other available technologies, should be assessed in terms of mission readiness, system performance, the extent to which safety would be improved, and not solely in terms of the acquisition cost.

Therefore, the committee directs the Under Secretary of Defense for Acquisition and Sustainment to provide a briefing to the House Committee on Armed Services not later than March 1, 2027, on the feasibility of establishing a pilot program to test mission critical batteries and cells procured under a section 154 waiver. The briefing should include:

(1) a list of not fewer than three procurement programs for warfighting or support systems that would require batteries or cells procured under a section 154 waiver, with priority given to programs in which such batteries or cells are embedded within, or expended as part of, the system and cannot be inspected or replaced once fielded or expended;

(2) an assessment of the rate at which batteries or cells procured under such a waiver exhibit latent manufacturing defects, and the capability of commercially

available ultrasonic nondestructive testing, computed tomography, or other technology to detect such defects prior to integration;

(3) for each selected program, an assessment of the operational consequences of integrating an undetected defective battery or cell, including the effect on mission readiness, system availability, and mission abort and failure rates, and the cost of in-service or in-mission failure where the affected battery, cell, or system cannot be recovered or replaced;

(4) an estimate of the cost to inspect up to 100 percent of such batteries or cells using commercially available ultrasonic nondestructive testing or industrial computed tomography methods;

(5) a cost-benefit analysis that weighs the cost of such testing against the full operational and life-cycle value of removing defective cells before integration, expressed in terms of avoided system failures, improved mission readiness, and avoided downstream replacement and recovery costs, and that is not limited to the unit cost of the battery or the cost of inspection;

(6) an assessment of the feasibility of establishing a pilot program beginning in fiscal year 2028 to test applicable batteries and cells using commercially available nondestructive methods; and

(7) any other factors deemed relevant by the Under Secretary of Defense.

AMENDMENT TO H.R. 8800
OFFERED BY MR. MESSMER OF INDIANA

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

1 **SEC. 1___ . MINIMUM ANNUAL PROCUREMENT GOAL FOR**
2 **ABILITYONE PROGRAM.**

3 Beginning in fiscal year 2027, the Secretary of De-
4 fense shall establish the goal that the total amount of
5 funds obligated for the procurement of products and serv-
6 ices from nonprofit concerns pursuant to chapter 85 of
7 title 41, United States Code, in a fiscal year is equal to
8 not less than one percent of the total amount of funds
9 obligated for all procurement contracts entered into by the
10 Department of Defense in such fiscal year.



Amendment to H.R. 8800

Offered by: Mr. Vindman

In the appropriate place in the report to accompany H.R. 8800, insert the following new Directive Report Language:

TRICARE Drug Pricing Under the Inflation Reduction Act Negotiation Program

The committee is concerned that the Department of Defense and beneficiaries may be paying more for prescription drugs than necessary, and that significant cost savings may be achievable by applying the CMS-negotiated maximum fair prices to TRICARE drug purchases. The Inflation Reduction Act of 2022 (Public Law 117-169) established a Drug Price Negotiation Program administered by the Centers for Medicare & Medicaid Services (CMS) that authorizes the Secretary of Health and Human Services to negotiate directly with pharmaceutical manufacturers on the prices of high-expenditure, single-source drugs covered under Medicare. Beginning with 10 drugs selected for negotiation in FY26 and expanding annually thereafter, the program is projected to cover a growing number of high-cost drugs and produce significant savings for Federal health care programs. TRICARE's pharmacy benefit covers many of the same brand-name pharmaceutical products subject to negotiation under the CMS Drug Price Negotiation Program. Currently, TRICARE pharmacy reimbursement rates for negotiated drugs are not automatically aligned with the maximum fair prices established through the CMS negotiation process. TRICARE's procurement of drugs is aligned with the Department of Veterans' Affairs Federal Supply Schedule.

The committee directs the Comptroller General of the United States to review the potential cost savings to the U.S. Government from establishing the negotiated maximum fair prices under the CMS Drug Price Negotiation Program as the maximum reimbursement price for drugs under TRICARE. The report shall include the following:

(1) an assessment of the total estimated cost savings to the Department of Defense, and to TRICARE beneficiaries that would result from aligning Federal Ceiling Price drug purchasing rates and Joint National Contracts with the negotiated maximum fair prices established under the CMS Drug Price Negotiation Program, including an analysis of savings from the initial slate of drugs selected for negotiation for fiscal year 2026;

(2) an assessment of projected savings attributable to each cohort of drugs added to the CMS Drug Price Negotiation Program through fiscal year 2027, based

on current statutory expansion schedules and publicly available CMS projections;
and

(3) an analysis of the methodology used to estimate such savings, including data sources, assumptions regarding TRICARE utilization rates, and any limitations of the analysis.

The committee further directs the Comptroller General to brief the congressional defense committees on its review no later than March 15, 2027 with a final report to follow at a mutually agreed upon date.

AMENDMENT TO H.R. 8800

OFFERED BY MR. HARRIGAN

(funding table amendment)

In section 4101 of division D, relating to AIRCRAFT PROCUREMENT, ARMY, increase the amount for SMALL UNMANNED AIRCRAFT SYSTEMS, Line 003, by \$50,000,000 for restoring “SkyFoundry Early to Need” to full funding.

In section 4301 of division D, relating to OPERATION AND MAINTENANCE, NAVY OPERATING FORCES, reduce the amount for SHIP DEPOT OPERATIONS SUPPORT, Line 090, by \$25,000,000.

In section 4301 of division D, relating to OPERATION AND MAINTENANCE, AIR FORCE OPERATING FORCES, reduce the amount for OTHER COMBAT OPS SPT PROGRAMS, Line 110, by \$25,000,000.

Amendment to H.R. 8800

Offered by: Mr. Jackson of Texas

In the appropriate place in the report to accompany H.R. 8800, insert the following new Directive Report Language:

Assessment of Chinese Communist Party Malign Influence within the Republic of Korea

The committee directs the Secretary of Defense to provide a briefing to the House Committee on Armed Services not later than December 1, 2026, detailing malign influence by the Chinese Communist Party within the Republic of Korea and its implications to the defense interests of the United States. The briefing shall include:

- (1) an assessment of how People's Republic of China (PRC) malign influence creates human intelligence and defense risks to United States forces stationed in the Republic of Korea;
- (2) an assessment as to whether the growth of technology firms of the PRC in the Republic of Korea are a defense threat; and
- (3) an assessment as to whether measures can be taken by the Republic of Korea to assist the growth of U.S. technology firms and to address any defense threats identified by the Department of Defense from the PRC that impact the information security of the United States Armed Forces based in the Republic of Korea.

Amendment to H.R. 8800

Offered by: Mr. Cisneros

In the appropriate place in the report to accompany H.R. 8800, insert the following new Directive Report Language:

Cost Saving Measures for Security Clearance Wait Times for Small Defense Contractors

The committee recognizes that small defense contractors face financial barriers when employing uncleared entry-level technical workers during security clearance processing. Therefore, the committee directs the Secretary of Defense, in coordination with the Under Secretary of Defense for Acquisition and Sustainment and the Under Secretary of Defense for Intelligence and Security, to provide a briefing to the House Committee on Armed Services not later than March 30, 2027, on mechanisms to offset costs incurred by small defense contractors employing such workers pending adjudication. The briefing shall include the following information:

- (1) the average cost to small contractors, with an annual revenue under \$100 million, of employing workers pending a Secret clearance adjudication;
- (2) the feasibility of cost-share arrangements using existing contract modification or indirect cost authorities;
- (3) any potential fee structures or overhead adjustments requiring no additional appropriations;
- (4) any barriers in current acquisition regulations;
- (5) any recommendations for implementation; and
- (6) any implementing guidance if the report identifies feasible mechanisms under existing authorities.

Briefing on Servicemember Exposure to Non-DoD Open-Air Burn Pits

The committee remains concerned with servicemembers abroad and exposure to open-air burn pits. Toxic exposure from open-air burn pits continue to pose serious health risks to servicemembers deployed in contingency operations abroad. The committee believes that service members operating in or near active and legacy burn pit sites are entitled to the most current, evidence-based guidance to protect their health and safety.

The committee directs the Secretary of Defense to provide a briefing to the House Committee on Armed Services not later than January 31, 2027, on delays implementing policy changes directed by the Under Secretary of Defense dated October 13, 2022, to DoD Instruction (DoDI) 4715.19, *Use of Open-Air Burn Pits in Contingency Operations*. The briefing should include the following information:

- (1) the actions taken to update DoDI 4715.19 and a timeline for full implementation;
- (2) an assessment of known non-DoD operated burn pits at or near locations where United States service members are stationed or conducting operations, including burn pits operated by host nations, coalition partners, and contractors, including the number and location of such burn pits and any recommendations for enhanced monitoring and exposure tracking; and
- (3) recommendations for updating DoD guidance on tracking servicemember exposure to burn pits.

Amendment to H.R. 8800

Offered by: Mr. Crow of Colorado

In the appropriate place in the report to accompany H.R. 8800, insert the following new Directive Report Language:

Security Clearance Reciprocity Implementation

The committee remains concerned that individuals with current and favorable eligibility determinations for access to classified information continue to experience delays or duplicative reviews when transferring between agencies or organizations despite reciprocity requirements and the implementation of continuous vetting and Trusted Workforce 2.0. The committee directs the Secretary of Defense, in coordination with the Director of National Intelligence, to submit a report to the House Committee on Armed Services and the House Permanent Select Committee on Intelligence by April 6, 2027, on the implementation of security clearance reciprocity across the Department of Defense and the Intelligence Community. The report should include:

(1) an assessment of the extent to which agencies accept other agencies' prior favorable determinations of individuals' eligibility for access to classified information or eligibility to hold sensitive positions;

(2) data on the number of reciprocal determinations accepted, denied, delayed, or otherwise subjected to additional investigative or adjudicative review during the preceding three fiscal years, to include the average and median duration of delays or additional reviews;

(3) identification of the most common factors hindering acceptance of prior favorable determinations, including investigative gaps, continuous vetting enrollment issues, IT system shortcomings, distrust of other agencies' security clearance processes, derogatory information, position-specific requirements, special access requirements, or other risk-based exceptions;

(4) an assessment of the extent to which continuous vetting has reduced the need for duplicative investigations and adjudications;

(5) identification of any statutory, regulatory, policy, technical, or information-sharing barriers that impede full implementation of reciprocity requirements; and

(6) recommendations for legislative or administrative actions necessary to improve reciprocity, reduce onboarding delays, and strengthen workforce mobility while maintaining appropriate security standards.

Amendment to H.R. 8800

Offered by: Mr. Bergman

In the appropriate place in the report to accompany H.R. 8800, insert the following new Directive Report Language:

Guam Energy Infrastructure

Guam is the westernmost U.S. sovereign territory and hosts critical basing, logistics, and missile defense capabilities for the Western Pacific. The committee is concerned by significant vulnerabilities in the island's fuel and power infrastructure, including storm-damaged commercial fuel piers at the Port of Guam, aging military fuel piers requiring over \$185 million in near-term repairs, and limited capacity to surge electricity generation to meet military requirements. The committee is further concerned about intra-island fuel logistics, including the importance of Won Pat International Airport to military operations.

Therefore, the committee directs the Secretary of the Navy, in coordination with the Director of the Defense Logistics Agency, to submit a report to the House Committee on Armed Services not later than December 1, 2027, establishing long-term fuel and electricity requirements for the island and outlining an investment plan, funding sources, and a timeline to ensure infrastructure that provides:

(1) reliability sufficient to support life-essential services and national security requirements;

(2) persistent, automated fuel delivery regardless of weather or workforce conditions;

(3) resilience against natural disasters, cyber and physical attacks, and labor instability;

(4) flexibility to meet variations in operational demand; and

(5) real-time situational awareness of infrastructure status for both military planners and operators.

The report shall also assess the feasibility of upgrading and extending fuel pipelines on Guam to Won Pat International Airport in support of military activities.

Amendment to H.R. 8800

Offered by: Mr. Cisneros

In the appropriate place in the report to accompany H.R. 8800, insert the following new Directive Report Language:

GAO Study on Barriers for Industry Entry-Level Workers Requiring Security Clearances

The committee recognizes that that small and mid-sized defense contractors face barriers in hiring entry-level workers for positions that require security clearances, including roles in manufacturing, electronics assembly, precision machining, technical maintenance, and other skilled trades critical to the defense industrial base. Unlike large scale defense contractors, small and mid-sized firms often lack the financial reserves, dedicated security officer staff, and administrative infrastructure to absorb the costs and operational disruptions associated with extended clearance processing timelines. Therefore, the committee directs the Comptroller General of the United States to provide the results of its review to the congressional defense committees not later than March 30, 2028 on security clearance barriers affecting small and mid-sized defense contractors, including:

- (1) the burdens of carrying uncleared employees during initial clearance processing;
- (2) effectiveness of the use of interim clearances for entry-level positions;
- (3) existing pre-employment clearance initiatives, including through academic programs; and
- (4) any other matters that the Comptroller General deems relevant to the security clearance process for small and mid-size defense contractors.

AMENDMENT TO H.R. 8800
OFFERED BY MR. GARAMENDI OF CALIFORNIA

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

1 **SEC. 3___. CLARIFICATION OF CERTAIN AUTHORITIES**
2 **INDEPENDENT FROM DESIGNATED EXECU-**
3 **TIVE AGENT FOR INSTALLATION OR OPER-**
4 **ATIONAL NUCLEAR ENERGY.**

5 (a) **MILITARY DEPARTMENTS.**—Notwithstanding the
6 designation of the Secretary of the Army or any other offi-
7 cial as the Department of Defense Executive Agent for
8 installation or operational nuclear energy, and except as
9 expressly otherwise provided in another provision of law,
10 the sole authority to transfer, reprogram, obligate, expend,
11 and otherwise manage any funds authorized to be appro-
12 priated for a military department for advanced nuclear en-
13 ergy for installation or operational energy capabilities
14 shall be vested in the Secretary of such military depart-
15 ment.

16 (b) **NUCLEAR FUEL ALLOCATION.**—The Secretary of
17 Defense shall make determinations regarding the alloca-
18 tion of nuclear fuel among the military departments, in-

1 cluding determinations for the prioritization of such allo-
2 cation between the military departments.

3 (c) RULE OF CONSTRUCTION.—Nothing in this sec-
4 tion shall be construed as limiting any previously author-
5 ized program of the Department of Defense.



AMENDMENT TO H.R. 8800
OFFERED BY MR. AUSTIN SCOTT OF GEORGIA

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

1 **SEC. 10 ____ . ESTABLISHMENT OF THE SECRETARIES OF DE-**
2 **FENSE HISTORICAL SERIES AND PRIORITY**
3 **DECLASSIFICATION AUTHORITY.**

4 Chapter 4 of title 10, United States Code, is amended
5 by adding at the end the following new section:

6 **“§ 150. Publication of historical series**

7 “(a) REQUIREMENT.—The Secretary of Defense shall
8 prepare and publish, on an ongoing basis, a thorough, ac-
9 curate, and reliable documentary historical record of
10 major United States national security and defense policy
11 decisions and significant diplomatic and military activities
12 of the Department of Defense. Such historical record shall
13 be known as the ‘Secretaries of Defense Historical Series’
14 (in this section referred to as the ‘Series’), and shall—

15 “(1) consist of a comprehensive, multi-volume
16 documentary and narrative history organized, to the
17 extent practicable, by Presidential administration;

18 “(2) be based on all relevant records, including
19 classified records;

1 “(3) present a thorough, objective, and schol-
2 arly historical record; and

3 “(4) include appropriate annotation, citations,
4 and indexing to facilitate public and academic re-
5 search.

6 “(b) TIMELINESS REQUIREMENT.—The Secretary
7 shall ensure that each volume of the Series is published
8 not later than 30 years after the events documented, to
9 the maximum extent practicable.

10 “(c) DECLASSIFICATION PRIORITY.—The Secretary
11 shall—

12 “(1) ensure that records required for the prepa-
13 ration and publication of the Series receive priority
14 for declassification review;

15 “(2) coordinate with the heads of other depart-
16 ments and agencies to ensure timely declassification
17 of equities contained in such records; and

18 “(3) establish expedited procedures for inter-
19 agency review of records associated with the Series.

20 “(d) PUBLIC AVAILABILITY.—(1) Volumes of the Se-
21 ries shall be published in unclassified form to the greatest
22 extent possible.

23 “(2) The Secretary shall make such volumes available
24 to the public through—

25 “(A) the Government Publishing Office; and

1 “(B) a publicly accessible Department of De-
2 fense website.

3 “(e) RELATIONSHIP TO OTHER HISTORICAL ACTIVI-
4 TIES.—The Series shall serve as the flagship historical
5 publication of the Office of the Secretary of Defense His-
6 torical Office and shall complement other official Depart-
7 ment of Defense historical programs.

8 “(f) RESOURCING.—The Secretary shall ensure that
9 the Office of the Secretary of Defense Historical Office
10 is adequately resourced to carry out this section, including
11 personnel dedicated to—

12 “(1) historical research and writing; and

13 “(2) declassification review and coordination.”.



AMENDMENT TO H.R. 8800
OFFERED BY MR. VAN ORDEN OF WISCONSIN

At the appropriate place in title V, insert the following new section:

1 **SEC. 5 ____ . STUDY ON SEPARATION OF MEMBERS OF THE**
2 **ARMED FORCES DUE TO THE MANDATE TO**
3 **RECEIVE THE COVID-19 VACCINE AND THE**
4 **TRANSFER OF EDUCATION BENEFITS BY**
5 **SUCH MEMBERS.**

6 (a) STUDY.—The Secretary of Defense shall conduct
7 a study on covered individuals and the transfer of edu-
8 cation benefits by covered individuals to covered depend-
9 ents.

10 (b) REPORT.—

11 (1) REQUIREMENT.—Not later than 180 days
12 after the date of the enactment of this Act, the Sec-
13 retary of Defense shall submit to the Committees on
14 Armed Services of the House of Representatives and
15 the Senate a report containing the results of the
16 study required by subsection (a). Such report shall
17 include—

18 (A) the number of covered individuals;

1 (B) the number of covered individuals who
2 initiated a transfer of education benefits to a
3 dependent in accordance with section 3319 of
4 title 38, United States Code, before separation;

5 (C) the number of covered individuals who
6 initiated such a transfer and did not complete
7 the years of service in the Armed Forces nec-
8 essary for such dependent to commence use of
9 such education benefits in accordance with such
10 section before separation;

11 (D) the number of members of the Armed
12 Forces who were denied a religious exemption
13 from the mandate to receive the COVID-19 vac-
14 cine during the period beginning on August 24,
15 2021, and ending on January 10, 2023;

16 (E) the number of covered individuals who
17 were denied such a religious exemption;

18 (F) the number of covered individuals who
19 returned to service in accordance with the
20 terms of Executive Order 14184 (relating to re-
21 instating service members discharged under the
22 military's COVID-19 vaccination mandate);

23 (G) the number of covered individuals who
24 returned to service in accordance with the
25 terms of Executive Order 14184 (relating to re-

1 instating service members discharged under the
2 military's COVID-19 vaccination mandate) who
3 initiated a transfer of education benefits to a
4 dependent in accordance with section 3319 of
5 title 38, United States Code, before separation
6 and return to service;

7 (H) the number of covered individuals who
8 returned to service in accordance with the
9 terms of Executive Order 14184 (relating to re-
10 instating service members discharged under the
11 military's COVID-19 vaccination mandate) who
12 initiated a transfer of education benefits to a
13 dependent in accordance with section 3319 of
14 title 38, United States Code, before separation
15 and return to service and completed the years
16 of service in the Armed Forces necessary for
17 such dependent to commence use of such edu-
18 cation benefits;

19 (I) the number of covered dependents;

20 (J) an analysis of the budgetary impact of
21 allowing each covered dependent to commence
22 use of education benefits that were transferred
23 to such covered dependent in accordance with
24 section 3319 of title 38, United States Code,
25 without regard to whether the covered indi-

1 vidual who transferred such education benefits
2 to such covered dependent completed the years
3 of service in the Armed Forces necessary for
4 such covered dependent to commence such use;
5 and

6 (K) any recommendations of the Secretary
7 to address the separation of covered individuals
8 and to ensure covered individuals receive appro-
9 priate benefits as veterans of the Armed
10 Forces.

11 (2) DISAGGREGATION.—The Secretary of De-
12 fense shall disaggregate the elements of the report
13 required by paragraph (1) that are described in sub-
14 paragraphs (A) through (J) of such paragraph by—

15 (A) Armed Force in which the covered in-
16 dividual served;

17 (B) whether the covered individual served
18 in an active component or a reserve component;

19 (C) the grade of the covered individual;

20 (D) the years of service in the Armed
21 Forces of the covered individual at the time of
22 separation; and

23 (E) the characterization of the discharge of
24 the covered individual.

1 (c) PUBLIC AVAILABILITY.—Not later than 60 days
2 after the Secretary of Defense submits the report required
3 by subsection (b), the Secretary shall make such report
4 publicly available on the website of the Department of De-
5 fense.

6 (d) DEFINITIONS.—In this section:

7 (1) The term “covered dependent” means a de-
8 pendent of an individual who—

9 (A) is a covered individual;

10 (B) initiated a transfer of education bene-
11 fits to such dependent in accordance with sec-
12 tion 3319 of title 38, United States Code; and

13 (C) did not complete the years of service in
14 the Armed Forces necessary for such dependent
15 to commence use of such benefits in accordance
16 with such section.

17 (2) The term “covered individual” means an in-
18 dividual who, during the period beginning on August
19 24, 2021, and ending on January 10, 2023, was in-
20 voluntarily or voluntarily separated from an Armed
21 Force solely on the basis of the refusal of such indi-
22 vidual to receive a vaccination against COVID–19.



AMENDMENT TO H.R. 8800
OFFERED BY MR. VAN ORDEN OF WISCONSIN

At the appropriate place in title V, insert the following new section:

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

3 (a) FINDINGS.—Congress makes the following find-
4 ings:

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

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

14 (3) The Department of Veterans Affairs esti-
15 mates that approximately 20 veterans of the Armed
16 Forces commit suicide each day, and a veteran's risk
17 of suicide is 21 percent higher than an adult who
18 has not served in the Armed Forces.

1 (4) The Department of Veterans Affairs is ag-
2 gressively undertaking measures to prevent these
3 tragic outcomes, yet suicide rates among veterans
4 remain unacceptably high.

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

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

11 (b) ESTABLISHMENT OF SEPARATION OATH.—Sec-
12 tion 502 of title 10, United States Code, is amended—

13 (1) in subsection (b), by striking “The oath”
14 and inserting “An oath established by this section”;

15 (2) by redesignating subsection (b), as amend-
16 ed, as subsection (c); and

17 (3) by inserting after subsection (a) the fol-
18 lowing new subsection (b):

19 “(b) SEPARATION OATH.—Prior to retirement or
20 other separation from the armed forces, other than sepa-
21 ration pursuant to the sentence of a court-martial, a mem-
22 ber of an armed force may take the following oath:

23 “‘I, _____, recognizing that
24 my oath to support and defend the Constitution of
25 the United States against all enemies, foreign and

1 domestic, has involved me and my fellow members in
2 experiences that few persons, other than our peers,
3 can understand, do solemnly swear (or affirm) to
4 continue to be the keeper of my brothers- and sis-
5 ters-in-arms and protector of the United States and
6 the Constitution; to preserve the values I have
7 learned; to maintain my body and my mind; to give
8 help to, and seek help from, my fellow veterans; and
9 to not bring harm to myself or others. I take this
10 oath freely and without purpose of evasion, so help
11 me God.’”.

12 (c) CLERICAL AMENDMENTS.—

13 (1) SECTION HEADING.—The heading of section
14 502 of title 10, United States Code, is amended to
15 read as follows:

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

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

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



AMENDMENT TO H.R. 8800
OFFERED BY MR. MILLS OF FLORIDA

At the appropriate place in title XXVIII, insert the following new section:

1 **SEC. 28 ____ . RESTRICTIONS ON DATA FACILITY EQUIPMENT**
2 **PLACED ON FACILITIES LEASED FROM THE**
3 **DEPARTMENT OF DEFENSE.**

4 (a) IN GENERAL.—The Secretary of Defense shall
5 not to enter into an enhanced use lease unless the lease
6 terms prohibit the lessee (and any sublessor or operator
7 thereof) from installing or operating data facility equip-
8 ment that contains one or more significant components
9 manufactured in, or by an entity domiciled in or subject
10 to the jurisdiction of, a covered nation.

11 (b) DEFINITIONS.—In this section:

12 (1) The term “covered nation” shall mean—

13 (A) China;

14 (B) Russia;

15 (C) Iran; or

16 (D) North Korea.

17 (2) The term “data facility” shall mean any
18 data center, supercomputer, or other facility for the
19 mass storage, processing, or transmission of data.

1 (3) The term “enhanced use lease” means a
2 lease entered into under section 2667 of title 10,
3 United States Code, or any other similar authority.

4 (4) The term “significant component” shall
5 mean—

6 (A) any covered printed circuit board, as
7 that term is defined in section 4873 of title 10,
8 United States Code;

9 (B) advanced semiconductors and chipsets,
10 including any integrated circuit—

11 (i) manufactured using a non-planar
12 transistor architecture; or

13 (ii) manufactured using a production
14 technology node of 14 nanometers or
15 smaller; and

16 (C) any other component that provides a
17 unique functionality to the data facility that the
18 Secretary of Defense determines to be a risk to
19 national security of the United States.

