



July 27, 2023

MANAGERS PACKAGE TO THE FY24 DEFENSE APPROPRIATIONS BILL

1. Report language for Senator Baldwin regarding foreign ownership of land near installations of the Department of Defense in the United States.
2. Report language for Senator Britt regarding continuity of mental health care for servicemembers and their families.
3. Report language for Senators Hoeven and Schatz regarding Air National Guard tuition assistance.
4. Report language for Senator Coons regarding immersion cooling.
5. Report language for Senator Coons regarding novel electromagnetic shielding.
6. Report language for Senator Durbin regarding Army research development projects.
7. Report language for Senator Hagerty regarding voting-related activities.
8. Report language for Senators Hagerty and Murphy regarding the Australia United Kingdom United States Trilateral Partnership Agreement.
9. Report language for Senator Hyde-Smith regarding narrative intelligence.
10. Report language for Senator Merkley regarding transnational repression.
11. Report language for Senators Murray and Hagerty regarding a conventionally powered surface combatant maintenance backlog.
12. Report language for Senator Peters regarding unmanned underseas vehicle test infrastructure.
13. Report language for Senator Peters regarding C-12 recapitalization.
14. Report language for Senator Rubio regarding the Eglin Gulf Test and Training Range.
15. Report language for Senator Rubio regarding Air Force Special Operations Command.
16. Report language for Senator Rubio regarding Camp Lejeune Justice Act Claims.
17. Report language for Senator Shaheen regarding Compass Call.
18. Report language for Senator Shaheen regarding grenade launcher sights.
19. Report language for Senators Tester and Collins regarding enhancement of Ukraine air defenses.

- ✓ 1. For Senator Baldwin:

Report language:

On page 28 of the report, in the appropriate place, insert:

“Report and Plan on Foreign Ownership of Land Near Installations of the Department of Defense in the United States.—Not later than one year after the date of the enactment of this act, the Secretary of Defense shall submit to the congressional defense committees a report that contains a thorough review of ownership by foreign persons of agricultural land near installations of the Department of Defense in the United States; an assessment of the threat such ownership poses to the national security of the United States; and in coordination with the Secretary of Agriculture and the Committee on Foreign Investment in the United States under section 721 of the Defense Production Act of 1950 (50 U.S.C. 4565), a plan for addressing foreign ownership of land, including farmland, and the risk to the national security of the United States that ownership presents near installations of the Department of Defense.”

- ✓ 2. For Senator Britt:

Report language:

On page 284 of the report, under the heading for “Defense Health Program”, in the appropriate place, insert:

“Continuity of Mental Health Care for Servicemembers and Their Families.— The Committee directs the Assistant Secretary of Defense (Health Affairs) to provide the congressional defense committees with a briefing detailing the Department of Defense’s efforts to ensure continuity of mental health care for servicemembers and their dependents not later than 90 days after the enactment of this act. This report shall include the following: (1) a summary of relevant Federal and State laws, as well as Department of Defense regulations and policies, governing the provision of mental health care services provided by telehealth to servicemembers and their dependents; (2) an explanation of any challenges experienced by servicemembers and their dependents in receiving continuing care from a provider when assigned to a new State or location outside of the United States; (3) an assessment of the value of receiving continuing care from the same mental health care provider for various mental health care conditions; (4) a description of how the Department of Defense accommodates servicemembers who would benefit from receiving continuing care from a specific mental health care provider; and (5) any other matters the Assistant Secretary of Defense (Health Affairs) considers relevant.”

- ✓ 3. For Senators Hoeven and Schatz:

Report language:

On page 87 of the report, under the heading for “Operation and Maintenance, Air National Guard”, in the appropriate place, insert:

“Air National Guard Tuition Assistance.—The Committee supports the establishment of an Air National Guard tuition assistance program similar to that of the Army National Guard and encourages the Chief of the National Guard Bureau, to include the tuition assistance program for both the Army and Air Guard in its future budget requests.”

✓4. For Senator Coons:

Report language:

On page 272 of the report, under the heading for “Research, Development, Test and Evaluation, Defense-Wide”, in the appropriate place, insert:

“Immersion Cooling.—The Committee recognizes the importance of technologies that enable faster, more efficient data centers and cloud storage. Further, consistent with identified requirements, the Committee supports efforts to develop cost competitive processes for deploying dielectric fluids to reduce energy and operational costs.”

✓5. For Senator Coons:

Report language:

On page 245 of the report, under the heading for “Research, Development, Test and Evaluation, Air Force”, in the appropriate place, insert:

“Novel Electromagnetic Shielding.—The Committee recognizes that electromagnetic interference shielding properties of novel materials can support the warfighter’s communication and sensing operations. MXenes are a promising class of two-dimensional materials that are easy to synthesize and integrate into tactical coatings for military assets. Therefore, the Committee encourages the Secretary of the Air Force to explore the integration of MXenes into composite coatings for electromagnetic shielding applications.”

✓6. For Senator Durbin:

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Report language:

In the appropriate place in the report, under the heading “Research, Development, Test and Evaluation, Army”, in line 13, for the entry for “Large metal additive manufacturing for ground vehicles”, substitute the following:

<u>Item</u>	<u>Committee recommendation</u>	<u>Change from budget estimate</u>
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Program increase: Large metal additive manufacturing for ground vehicles ----- +10,000

And at the appropriate place in the report, under the heading “Research, Development, Test and Evaluation, Army”, in line 39, insert the following:

<u>Item</u>	<u>Committee recommendation</u>	<u>Change from budget estimate</u>
Program increase: Hydrogen fuel cell back-up power system development	-----	+5,000
Program increase: Synthetic fuel research	-----	+3,000

And at the appropriate place in the report, under the heading “Research, Development, Test and Evaluation, Army”, in line 44, insert the following:

<u>Item</u>	<u>Committee recommendation</u>	<u>Change from budget estimate</u>
Program increase: Predictive maintenance system	-----	+2,000

✓ 7. For Senator Hagerty:

Report language:

On page 28 in the report, in the appropriate place, insert:

*“Voting-related Activities.—*The Committee directs the Secretary of Defense to provide to the Committees on Appropriations of the House of Representatives and the Senate a briefing, not later than 90 days after enactment of this act, regarding any strategic plans developed by the Department of Defense since January 20, 2021 outlining the ways that the Department of Defense has promoted voter registration and voter participation, including for American citizens residing abroad.”

8. For Senators Hagerty and Murphy:

Report language:

On page 145 of the report, under the heading “Shipbuilding and Conversion, Navy”, in the appropriate place, insert:

*“Australia-United Kingdom-United States Trilateral Partnership Agreement.—*The Committee supports the Australia-United Kingdom-United States Trilateral Partnership Agreement, which will strengthen allied presence and deterrence in the Indo-Pacific. Not later than 90 days after the enactment of this act, the Secretary of Defense shall submit a long-term plan to the congressional defense committees on the planned schedule, milestones, costs, and funding requirements for the transfer of Virginia Class submarines from the United States and to meet the U.S. Navy’s

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requirement for attack submarines. This plan shall include funding requirements and plans for U.S. and partner investments in the U.S. submarine industrial base.”

✓ 9. For Senator Hyde-Smith:

Report language:

On page 272 of the report, under the heading “Research, Development, Test and Evaluation, Defense-Wide”, in the appropriate place, insert:

“Narrative Intelligence.—The Committee supports the work being carried out in the cyberspace domain regarding the analyzing of narrative intelligence to facilitate, understand, and research the implications of technology-enhanced malign influence in the digital age. Further, the Committee is supportive of the collaborative work being carried out in conjunction with the Cyber National Mission Force and various universities in the understanding of narrative intelligence. Therefore, not later than 90 days after the enactment of this act, the Committee directs the Deputy Secretary of Defense and the Vice Chairman of the Joint Chiefs of Staff to provide a report to the Committees on Appropriations of the House of Representatives and the Senate on the ongoing work and future requirements in narrative intelligence at U.S. Cyber Command.”

✓ 10. For Senator Merkley:

Report language:

On page 28 of the report, in the appropriate place, insert:

“Transnational Repression.—The Committee directs the Director of National Intelligence to provide an assessment to the Committees on Appropriations of the House of Representatives and the Senate not later than 90 days after the enactment of this act on foreign governments’ use of transnational repression, including individuals, networks, and tools used to perpetrate transnational repression against communities in the United States on behalf of foreign governments.”

✓ 11. For Senators Murray and Hagerty:

Report language:

On page 63 of the report, under the heading “Operation and Maintenance, Navy”, in the appropriate place, insert:

“Reporting Requirement for Conventionally Powered Surface Combatant Maintenance Backlog.—Not later than 180 days after the enactment of this act, the Secretary of the Navy shall

submit a report to the congressional defense committees detailing the Navy's conventionally powered surface combatant maintenance backlogs. The report shall include: (1) a list of all vessels currently in or awaiting depot level maintenance as of the fourth quarter of fiscal year 2023; (2) the average length of time conventionally powered surface combatant ships are in depot level maintenance; (3) any difference between planned and actual maintenance availabilities; and (4) how maintenance backlogs have changed over the previous 10 years. The report shall also provide an analysis of factors that contribute to maintenance backlogs, including but not limited to, shipyard capacity, a shortage of skilled personnel, or operational considerations. Finally, the report shall include a strategy for addressing the backlog, complete with forecasted benchmarks for resolving it, and any new necessary legislative proposals."

✓ 12. For Senator Peters:

Report language:

On page 232 of the report, under the heading "Research, Development, Test and Evaluation, Navy", under the heading "Underwater Test Facilities", insert the below phrase following "... security requirements," and before "in an effort..":

"including those installations present near a low sea-state body of water or significant body of freshwater,"

✓ 13. For Senator Peters:

Report language:

On page 169 of the report, under the heading "Aircraft Procurement, Air Force", in the appropriate place, insert:

"C-12 Recapitalization.—The Committee is concerned with the state of the C-12 fleet across the military services, to include those belonging to National Guard and Reserve component units. The Committee believes that the Department of Defense should adequately budget and resource for the modernization of these airframes consistent with current identified requirements. Therefore, the Committee directs the Secretary of Defense to submit a report to the congressional defense committees, not later than 90 days after enactment of this act, that details the current status of the C-12 fleet including quantities, location, flight hours, and expected service life. The report shall at a minimum include the composition of the existing C-12 fleet, ongoing modernization efforts, and funding requirements by appropriation to modernize the C-12 fleet."

✓ 14. For Senator Rubio:

Report language:

On page 201 of the report, under the heading “Research, Development, Test and Evaluation”, in the appropriate place, insert:

“Eglin Gulf Test and Training Range.—Not later than 90 days after enactment of this act, the Secretary of the Air Force shall provide a report to the Committees on Appropriations of the House of Representatives and the Senate on the impacts to testing and training within the Eglin Gulf Test and Training Range [EGTTR] as a result of the National Oceanic and Atmospheric Administration’s proposed rule related to designation of critical habitat for the Rice’s Whale. The report shall include the estimated impact to readiness should the rule be finalized and the total cost, to include man-hours, required to change test and training missions locations previously planned for EGTTR.”

15. For Senator Rubio:

✓ Report language:

On page 74 of the report, under the heading “Operation and Maintenance, Defense-Wide”, in the appropriate place, insert:

“Air Force Special Operations Command.—The Committee acknowledges the importance of Air Force Special Operations Command [AFSOC] headquartered at Hurlburt Field Air Force Base and notes the important historic and economic role AFSOC has played in the community for more than thirty years. The Committee is concerned that the Air Force is considering a potential relocation of AFSOC headquarters and units. Therefore, the Committee directs the Secretary of the Air Force to submit a report to the Committees on Appropriations of the House of Representatives and the Senate, not later than 90 days after enactment of this act, which details the impacts of such decisions. The report shall at a minimum include the following: a detailed force structure assessment of the current AFSOC laydown at Hurlburt Field by unit, including the number of personnel and platforms assigned; the annual economic impact to the local community; a strategic assessment of AFSOC’s basing at Hurlburt Field; the total projected costs associated with relocating AFSOC headquarters and/or units; an assessment of the basing criteria that would inform such moves; a comparison of Hurlburt against that criteria; and a detailed basing plan to replace any transferred force structure in the outyears.”

✓ 16. For Senator Rubio:

Report language:

On page 63 of the report, under the heading “Operation and Maintenance, Navy”, in the appropriate place, insert:

“Camp Lejeune Justice Act Claims.—The Committee is concerned with delays in the processing of administrative claims filed pursuant to the Camp Lejeune Justice Act (Section 804, Public

Law 117-168). The Committee urges the Secretary of the Navy to prioritize the adjudication of claims filed during fiscal year 2024, and to appropriately budget for all personnel and information technology requirements necessary to adjudicate expected claims in the fiscal year 2025 President's budget request. Additionally, the Secretary of the Navy shall provide a briefing to the Committees on Appropriations of the House of Representatives and the Senate on specific personnel and information technology requirements necessary to expedite the processing of claims not later than 90 days after enactment of this act.”

✓ 17. For Senator Shaheen:

Report language:

On page 169 of the report, under the heading “Aircraft Procurement, Air Force”, in the appropriate place, insert:

“*EC-37B Compass Call.*—The Committee notes its continued support for the Compass Call program, including the transition of the capability from the EC-130H to the EC-37B platform. The Committee supports the deployment of the Small Adaptable Bank of Electronic Resources [SABER] capability, which is currently fielded on the EC-130H, but has yet to be fielded to the new EC-37B fleet. The Committee urges the Secretary of the Air Force to prioritize budgeting to field SABER to the EC-37B fleet, as consistent with current Department of the Air Force identified requirements, to ensure it is equipped with the most modern capabilities.”

✓ 18. For Senator Shaheen:

Report language:

On page 107 of the report, under the heading “Weapons and Tracked Combat Vehicles, Army”, in the appropriate place, insert:

“*Grenade Launcher Sights.*—The Committee notes the benefit of modern grenade launcher sights to enable soldiers to more effectively engage targets with the M320 Grenade Launcher Module. Modern grenade launcher sights provide soldiers with the ability to accurately engage targets in both daytime and nighttime, with a variety of different ballistic solutions. The Committee supports the Department of the Army's efforts to field the equivalent number of grenade launcher sights as M320s, and encourages the Chief of Staff of the Army to appropriately budget for additional systems as part of the President's fiscal year 2025 budget request in order to expedite delivery of this capability to the field.”

- ✓ 19. For Senators Tester and Collins:

Report language:

On page 28 of the report, in the appropriate place, insert:

“Enhanced Ukraine Air Defenses.—The Committee supports United States assistance to Ukraine for enhanced air defense capabilities to protect its citizens and its territory against Russian aggression. The Committee directs the Secretary of Defense, not later than 30 days after the enactment of this act, to provide a briefing to the congressional defense committees on the status of efforts to provide Ukraine with air defense systems and capabilities.”

For each of these changes, make the conforming technical corrections in the tables in the report and other number totals throughout the report and bill.

Amendment to be Offered by Senator Rubio

Viz:



At the appropriate place in the bill, insert the following:

8211
“Section __. None of the funds made available by this Act may be used to provide for a Confucius Institute Waiver Program at the Department of Defense, or for the processing or consideration of such a waiver.”