

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 1378

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IN THE SENATE OF THE UNITED STATES

MAY 13 (legislative day, APRIL 19), 1993

Received

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## AN ACT

To amend title 10, United States Code, to revise the applicability of qualification requirements for certain acquisition workforce positions in the Department of Defense, to make necessary technical corrections in that title and certain other defense-related laws, and to facilitate real property repairs at military installations and minor military construction during fiscal year 1993.

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

3 **TITLE I—APPLICABILITY OF QUALIFICA-**  
4 **TION REQUIREMENTS FOR CERTAIN**  
5 **ACQUISITION POSITIONS IN THE DE-**  
6 **PARTMENT OF DEFENSE**

7 **SEC. 101. APPLICABILITY OF QUALIFICATION REQUIRE-**  
8 **MENTS FOR CERTAIN ACQUISITION POSI-**  
9 **TIONS IN THE DEPARTMENT OF DEFENSE.**

10 Section 1724(c)(2) of title 10, United States Code,  
11 is amended—

12 (1) by inserting “or lower” before “grade”; and

13 (2) by inserting “or lower” before “level”.

14 **TITLE II—DEFENSE TECHNICAL AND**  
15 **CLERICAL AMENDMENTS—**

16 **SEC. 201. AMENDMENTS TO TITLE 10, UNITED STATES**  
17 **CODE.**

18 (a) RESOLUTION OF INCONSISTENT AND DUPLICA-  
19 TIVE AMENDMENTS.—Section 166a of title 10, United  
20 States Code, is amended—

21 (1) in the first sentence of subsection (a), by  
22 striking out “the Chairman” and all that follows  
23 through the period at the end of the sentence and  
24 inserting in lieu thereof “the Chairman of the Joint  
25 Chiefs of Staff may provide funds to the commander

1 of a combatant command, upon the request of the  
2 commander, or, with respect to a geographic area or  
3 areas not within the area of responsibility of a com-  
4 mander of a combatant command, to an officer des-  
5 ignated by the Chairman of the Joint Chiefs of Staff  
6 for such purpose.”; and

7 (2) in subsection (b)(7), by striking out the sec-  
8 ond parenthetical phrase before the period at the  
9 end.

10 (b) DUPLICATE SECTION NUMBERS.—Title 10,  
11 United States Code, is amended as follows:

12 (1)(A) Chapter 141 is amended by redesignat-  
13 ing the second sections 2410c and 2410d as sections  
14 2410j and 2410k, respectively.

15 (B) The items relating to those sections in the  
16 table of sections at the beginning of such chapter  
17 are amended to reflect the redesignations made by  
18 subparagraph (A).

19 (2)(A) Chapter 401 is amended by redesignat-  
20 ing the second section 4316 as section 4317.

21 (B) The table of sections at the beginning of  
22 such chapter is amended by striking out the last two  
23 items and inserting in lieu thereof the following:

“4316. Reporting requirements.

“4317. Military history fellowships.”.

1 (c) CROSS REFERENCE AMENDMENTS.—Title 10,  
2 United States Code, is amended as follows:

3 (1) Section 1104 is amended—

4 (A) in subsections (a), (b), and (c), by  
5 striking out “section 8011 of title 38” and in-  
6 serting in lieu thereof “section 8111 of title  
7 38”; and

8 (B) in subsection (d), by striking out “sec-  
9 tion 8011A of title 38” and inserting in lieu  
10 thereof “section 8111A of title 38”.

11 (2) Section 2145(b) is amended by striking out  
12 “means the actual cost” and all that follows and in-  
13 serting in lieu thereof “has the meaning given the  
14 term ‘cost of attendance’ by section 472 of the  
15 Higher Education Act of 1965 (20 U.S.C. 1087ll).”.

16 (3) Section 2198(c) is amended—

17 (A) by striking out “an annual” and in-  
18 serting in lieu thereof “a”; and

19 (B) by striking out “section 2522” and in-  
20 serting in lieu thereof “section 2506”.

21 (4) Section 2371(g) is amended—

22 (A) by striking out “section 11” and in-  
23 serting in lieu thereof “section 12”; and

1 (B) by striking out “sections 10 and 11”  
2 and inserting in lieu thereof “sections 11 and  
3 12”.

4 (5) Section 2372(g)(5) is amended by striking  
5 out “section 2522” and inserting in lieu thereof  
6 “section 2506”.

7 (6) Section 2401(c)(2)(A) is amended by strik-  
8 ing out “the Internal Revenue Code of 1954” and  
9 inserting in lieu thereof “the Internal Revenue Code  
10 of 1986”.

11 (7) Section 2501(a)(1)(A) is amended by strik-  
12 ing out “section 104” and inserting in lieu thereof  
13 “section 108”.

14 (8) Section 2535(b)(2)(B) is amended by strik-  
15 ing out “paragraph (1)” and inserting in lieu thereof  
16 “subparagraph (A)”.

17 (9) Section 2677(c)(1) is amended—

18 (A) by striking out “section  
19 21A(b)(12)(F)” and inserting in lieu thereof  
20 “section 21A(b)(11)(F)”; and

21 (B) by striking out “(12 U.S.C.  
22 1441a(b)(12)(F))” and inserting in lieu thereof  
23 “(12 U.S.C. 1441a(b)(11)(F))”.

1           (10) Section 5038(e) is amended by striking  
2 out “subsection” and inserting in lieu thereof “sec-  
3 tion”.

4           (11) Section 7721(a) is amended by striking  
5 out “(46 U.S.C 781–790)” and inserting in lieu  
6 thereof “(46 U.S.C. App. 781–790)”.

7           (d) AMENDMENTS FOR STYLISTIC CONSISTENCY.—

8 Title 10, United States Code, is amended as follows:

9           (1) Section 1597 is amended—

10           (A) in subsection (c)(3)—

11           (i) by striking out “defense agency”  
12 in subparagraph (A)(v) and inserting in  
13 lieu thereof “Defense Agency”; and

14           (ii) in subparagraph (C)—

15           (I) by striking out “defense agen-  
16 cy” the first place it appears and in-  
17 serting in lieu thereof “Defense Agen-  
18 cy”; and

19           (II) by striking out “defense  
20 agency” the second place it appears  
21 and inserting in lieu thereof “Defense  
22 Agency,”; and

23           (B) in subsection (e), by striking out “of  
24 the date” and inserting in lieu thereof “on the  
25 date”.

1           (2) The table of sections at the beginning of  
2 chapter 142 is amended by striking out “Sec.” in  
3 the items relating to sections 2418 and 2419.

4           (3) Section 2513(c)(2)(B) is amended by strik-  
5 ing out the second clause (iii) (as added by section  
6 4223(d) of Public Law 102–484 (106 Stat. 2681))  
7 and inserting in lieu thereof the following:

8           “(iv) An institution of higher education des-  
9 ignated by a State or local government.”.

10           (4) Section 2536 is amended by striking out the  
11 period at the end of the section heading.

12           (5) Section 2537(a) is amended in the first sen-  
13 tence by striking out “respectively, which” and in-  
14 serting in lieu thereof “respectively, that”.

15           (6) Section 2701(j)(2) is amended by striking  
16 out “applies (42 U.S.C. 9619(g))” and inserting in  
17 lieu thereof “(42 U.S.C. 9619(g)) applies”.

18           (7) Section 2828 is amended by striking out  
19 “per annum” each place it appears in subsections  
20 (b)(2), (b)(3), and (e)(1) and inserting in lieu there-  
21 of “per year”.

22           (e) SUBSECTION HEADINGS.—Title 10, United  
23 States Code, is amended as follows:

1           (1) Section 2513 (as transferred and redesignig-  
2 nated by section 4223(b) of Public Law 102-484  
3 (106 Stat. 2681)) is amended—

4           (A) by striking out “CENTERS” in the  
5 heading for subsection (b) and inserting in lieu  
6 thereof “ALLIANCES”; and

7           (B) by striking out “CENTER” in the head-  
8 ing for subsection (e) and inserting in lieu  
9 thereof “ALLIANCE”.

10          (2) Section 2308 is amended by inserting after  
11 “(a)” the following: “FACILITATION OF PROCURE-  
12 MENT.—”.

13          (f) DATE OF ENACTMENT REFERENCES.—Title 10,  
14 United States Code, is amended as follows:

15           (1) Section 1151(e)(1) is amended by striking  
16 out “the date of the enactment of this section” and  
17 inserting in lieu thereof “October 23, 1992,”.

18           (2) Section 1331a(b) is amended by striking  
19 out “the date of the enactment of the National De-  
20 fense Authorization Act for Fiscal Year 1993” and  
21 inserting in lieu thereof “October 23, 1992,”.

22           (3) Section 1802(b) is amended by striking out  
23 “not more than two years before the date of the en-  
24 actment of this chapter” and inserting in lieu there-  
25 of “after October 22, 1990”.

1 (g) PUNCTUATION, SPELLING, ETC.—Title 10, Unit-  
2 ed States Code, is amended as follows:

3 (1) Section 1078a is amended—

4 (A) in subsection (b)(3)(C), by striking out  
5 “subparagraphs” and inserting in lieu thereof  
6 “subparagraph”; and

7 (B) in subsection (d)(2)(A), by inserting  
8 “under” after “coverage”.

9 (2) Section 1590(a) is amended by striking out  
10 the second semicolon at the end of paragraph (1).

11 (3) Section 1802(a) is amended by striking out  
12 “carrys” and inserting in lieu thereof “carries”.

13 (4) Section 2321(d)(1)(B) is amended by strik-  
14 ing out “adherance” and inserting in lieu thereof  
15 “adherence”.

16 (5) Section 2361(b)(2) is amended by striking  
17 out “inconsisent” and inserting in lieu thereof “in-  
18 consistent”.

19 (6) Section 2410j (as redesignated by sub-  
20 section (b)(1)(A)) is amended in subsection (f)(2)(B)  
21 by striking out “aid” and inserting in lieu thereof  
22 “aide”.

23 (7) The heading of section 2505 is amended by  
24 striking out “**capabilty**” and inserting in lieu  
25 thereof “**capability**”.

1 (8) Section 2516(b)(4) is amended by striking  
2 out “dual use” and inserting in lieu thereof “dual-  
3 use”.

4 (9) Section 2524(b)(2)(F) is amended by strik-  
5 ing out “work force” both places it appears and in-  
6 serting in lieu thereof “workforce”.

7 (10)(A) The heading of section 4313 is amend-  
8 ed to read as follows:

9 **“§4313. National Matches and small-arms school: ex-  
10 penses”.**

11 (B) The item relating to section 4313 in the  
12 table of sections at the beginning of chapter 401 is  
13 amended to read as follows:

“4313. National Matches and small-arms school: expenses.”.

14 (h) REDUNDANT PROVISIONS.—Title 10, United  
15 States Code, is amended as follows:

16 (1) Section 1598(e) is amended by striking out  
17 paragraph (4).

18 (2) Section 2537 is amended by striking out  
19 subsection (d).

20 (i) CLARIFICATION OF AMENDMENTS.—Title 10,  
21 United States Code, is amended as follows:

22 (1) Paragraph (4) of section 1142(b) is amend-  
23 ed by striking out “job placement assistance” and  
24 all that follows through the end of the paragraph  
25 and inserting in lieu thereof “job placement assist-

1       ance, including the public and community service  
2       jobs program carried out under section 1143a of this  
3       title, and information regarding the placement pro-  
4       gram established under section 1151 of this title to  
5       assist members to obtain employment as elementary  
6       or secondary school teachers or teachers' aides.'’.

7               (2) Section 2433(e) is amended—

8                       (A) by striking out “a at least 15 percent  
9                       increase” both places it appears and inserting  
10                      in lieu thereof “an increase of at least 15 per-  
11                      cent”; and

12                     (B) by striking out “a at least 25 percent  
13                     increase” both places it appears and inserting  
14                     in lieu thereof “an increase of at least 25 per-  
15                     cent”.

16 **SEC. 202. AMENDMENTS TO FISCAL YEAR 1993 DEFENSE AU-**  
17 **THORIZATION ACT.**

18       (a) IN GENERAL.—The National Defense Authoriza-  
19       tion Act for Fiscal Year 1993 (Public Law 102–484) is  
20       amended as follows:

21               (1) Section 195 (106 Stat. 2349) is amended  
22       by striking out “initiative” and inserting in lieu  
23       thereof “Initiative”.

24               (2) Section 234(e)(2) (106 Stat. 2357) is  
25       amended by striking out “in subsection (d)” and in-

1       serting in lieu thereof “in subsection (c), as redesignig-  
2       nated by subsection (b)(2)(B)”.

3           (3) Section 243 (106 Stat. 2360) is amended  
4       by striking out “Notwithstanding the provisions of  
5       the Land-Remote Sensing Commercialization Act of  
6       1984 (15 U.S.C. 4201 et seq.), the Secretary of De-  
7       fense is authorized” and inserting in lieu thereof  
8       “The Secretary of Defense is authorized”.

9           (4) Section 653(b)(2) (106 Stat. 2428) is  
10      amended by striking out “section 1463” and insert-  
11      ing in lieu thereof “section 1463(a)”.

12          (5) Section 704(1) (106 Stat. 2432) is amended  
13      by striking out “paragraph (15)(D)” and inserting  
14      in lieu thereof “paragraph (15)”.

15          (6) Section 801(f) (106 Stat. 2444) is amend-  
16      ed—

17           (A) by redesignating paragraphs (3), (4),  
18           (5), and (6) as paragraphs (4), (5), (6), and  
19           (7), respectively; and

20           (B) by inserting after paragraph (2) the  
21      following new paragraph:

22           “(3) by striking out ‘Secretary with’ in para-  
23      graph (2) and inserting in lieu thereof ‘Secretary to-  
24      ward attaining’;”.

1 (7) Section 843(c) (106 Stat. 2469) is amend-  
2 ed—

3 (A) by striking out “On the date which is  
4 two years after the date of the enactment of  
5 this Act,” and inserting in lieu thereof “Effec-  
6 tive October 23, 1994,”; and

7 (B) by striking out “section 2350a” and  
8 inserting in lieu thereof “sections 2350a(c) and  
9 2350d(c)”.

10 (8) Section 911(b)(2) (106 Stat. 2473) is  
11 amended by striking out the period and closing  
12 quotation marks at the end and inserting in lieu  
13 thereof closing quotation marks and a period.

14 (9) Section 933 (106 Stat. 2476) is amended—

15 (A) in subsection (b)(1), by striking out  
16 “or” and inserting in lieu thereof “and”; and

17 (B) in subsection (c), by inserting a  
18 comma after “United States Code”.

19 (10) Section 1312(b)(4) (106 Stat. 2548) is  
20 amended by striking out “the” in the quoted matter  
21 stricken out in the amendment made by subpara-  
22 graph (B).

23 (11) Section 1135(c)(2) (106 Stat. 2541) is  
24 amended by striking out “unit deployment designa-

1 tors” and inserting in lieu thereof “Unit Deployment  
2 Designators”.

3 (12) Section 1314(b) (106 Stat. 2549) is  
4 amended in the second sentence by adding a period  
5 after “of member nations”.

6 (13) Sections 1814 and 1834 (106 Stat. 2583,  
7 2586) are each amended by striking out “section”  
8 and inserting in lieu thereof “subtitle”.

9 (14) Section 4219(c)(2)(H) (106 Stat. 2672) is  
10 amended—

11 (A) by striking out “Work force” and in-  
12 serting in lieu thereof “Workforce”; and

13 (B) by striking out “work force” and in-  
14 serting in lieu thereof “workforce”.

15 (15) Section 4301(b)(1)(C) (106 Stat. 2697) is  
16 amended by inserting “the first place it appears” be-  
17 fore “the following”.

18 (16) Section 4407(b)(2) (106 Stat. 2708) is  
19 amended by inserting “the second place it appears”  
20 before “and inserting in lieu thereof”.

21 (17) Section 4422(a) (106 Stat. 2718) is  
22 amended—

23 (A) in paragraph (3), by striking out  
24 “after” after “by inserting”; and

1 (B) in paragraph (4), by inserting “the  
2 first reference to” after “after” the first place  
3 it appears.

4 (18) Section 4470(a) (106 Stat. 2753) is  
5 amended—

6 (A) by striking out “section 4303(a)” in  
7 paragraph (1) and inserting in lieu thereof  
8 “section 4443(a)”; and

9 (B) by striking out “section 4303(b)” in  
10 paragraph (2) and inserting in lieu thereof  
11 “section 4443(b)”.

12 (b) EFFECTIVE DATE.—The amendments made by  
13 this section shall apply as if included in the enactment  
14 of the National Defense Authorization Act for Fiscal Year  
15 1993 (Public Law 102–484).

16 **SEC. 203. AMENDMENTS TO FISCAL YEAR 1992/1993 DE-**  
17 **FENSE AUTHORIZATION ACT.**

18 (a) REPEAL OF PREVIOUSLY CODIFIED PROVI-  
19 SION.—Section 523 of the National Defense Authorization  
20 Act for Fiscal Years 1992 and 1993 (Public Law 102–  
21 190; 105 Stat. 1363) is repealed.

22 (b) OTHER AMENDMENTS.—The National Defense  
23 Authorization Act for Fiscal Years 1992 and 1993 (Public  
24 Law 102–190) is amended as follows:

1           (1) Section 236(d) (as redesignated by section  
2           234(b)(2)(B) of Public Law 102–484 (106 Stat.  
3           2356)) is amended by striking out “subsection (a)  
4           through (d)” in paragraph (1) and inserting in lieu  
5           thereof “subsections (a) through (c)”.

6           (2) Section 704(a) (105 Stat. 1401) is amended  
7           by striking out the closing quotation marks and pe-  
8           riod at the end of paragraph (2) of the subsection  
9           inserted by the amendment made by that section.

10          (3) Section 3136(b)(1)(C)(ii)(I) (105 Stat.  
11          1578) is amended by striking out “section 2522 of  
12          title 10, United States Code” and inserting in lieu  
13          thereof “section 2506 of title 10, United States  
14          Code”.

15          (4) Section 3137(c) (105 Stat. 1579) is amend-  
16          ed by striking out the comma after “the Secretary  
17          of Energy”.

18       **SEC. 204. AMENDMENTS TO OTHER LAWS.**

19          (a) TITLE 37, UNITED STATES CODE.—Title 37,  
20       United States Code, is amended as follows:

21               (1) Section 205(a)(7)(B) is amended by strik-  
22               ing out “the Veterans’ Administration,” and insert-  
23               ing in lieu thereof “the Department of Veterans Af-  
24               fairs,”.



1 of the Department of Defense Appropriations Act, 1993  
2 (Public Law 102-396; 106 Stat. 1885), the Secretary of  
3 Defense and the Secretary of a military department may  
4 also use funds appropriated to the Secretary concerned for  
5 operation and maintenance under any of the first 11 head-  
6 ings of such title in order to carry out a major repair  
7 project that costs \$15,000 or more or a minor construc-  
8 tion project that costs not less than \$15,000 and not more  
9 than \$300,000.

Passed the House of Representatives May 11, 1993.

Attest: DONNALD K. ANDERSON,  
*Clerk.*

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