

106TH CONGRESS
1ST SESSION

S. 1061

AN ACT

To authorize appropriations for fiscal year 2000 for military construction, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Military Construction
5 Authorization Act for Fiscal Year 2000”.

1 SEC. 2. TABLE OF CONTENTS.

2 The table of contents for this Act is as follows:

- Sec. 1. Short title.
- Sec. 2. Table of contents.
- Sec. 3. Congressional defense committees defined.

TITLE XXI—ARMY

- Sec. 2101. Authorized Army construction and land acquisition projects.
- Sec. 2102. Family housing.
- Sec. 2103. Improvements to military family housing units.
- Sec. 2104. Authorization of appropriations, Army.

TITLE XXII—NAVY

- Sec. 2201. Authorized Navy construction and land acquisition projects.
- Sec. 2202. Family housing.
- Sec. 2203. Improvements to military family housing units.
- Sec. 2204. Authorization of appropriations, Navy.
- Sec. 2205. Technical modification of authority relating to certain fiscal year 1997 project.

TITLE XXIII—AIR FORCE

- Sec. 2301. Authorized Air Force construction and land acquisition projects.
- Sec. 2302. Family housing.
- Sec. 2303. Improvements to military family housing units.
- Sec. 2304. Authorization of appropriations, Air Force.
- Sec. 2305. Consolidation of Air Force Research Laboratory facilities at Rome Research Site, Rome, New York.

TITLE XXIV—DEFENSE AGENCIES

- Sec. 2401. Authorized Defense Agencies construction and land acquisition projects.
- Sec. 2402. Improvements to military family housing units.
- Sec. 2403. Military family housing improvement program.
- Sec. 2404. Energy conservation projects.
- Sec. 2405. Authorization of appropriations, Defense Agencies.
- Sec. 2406. Modification of authority to carry out certain fiscal year 1997 project.

**TITLE XXV—NORTH ATLANTIC TREATY ORGANIZATION
SECURITY INVESTMENT PROGRAM**

- Sec. 2501. Authorized NATO construction and land acquisition projects.
- Sec. 2502. Authorization of appropriations, NATO.

TITLE XXVI—GUARD AND RESERVE FORCES FACILITIES

- Sec. 2601. Authorized Guard and Reserve construction and land acquisition projects.

**TITLE XXVII—EXPIRATION AND EXTENSION OF
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- Sec. 2701. Expiration of authorizations and amounts required to be specified by law.
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- Sec. 2801. Exemption from notice and wait requirements of military construction projects supported by burdensharing funds undertaken for war or national emergency.
- Sec. 2802. Prohibition on carrying out military construction projects funded using incremental funding.
- Sec. 2803. Defense Chemical Demilitarization Construction Account.
- Sec. 2804. Limitation on authority regarding ancillary supporting facilities under alternative authority for acquisition and construction of military housing.
- Sec. 2805. Availability of funds for planning and design in connection with acquisition of reserve component facilities.
- Sec. 2806. Modification of limitations on reserve component facility projects for certain safety projects.
- Sec. 2807. Expansion of entities eligible to participate in alternative authority for acquisition and improvement of military housing.

Subtitle B—Real Property and Facilities Administration

- Sec. 2811. Extension of authority for leases of property for special operations activities.
- Sec. 2812. Enhancement of authority relating to utility privatization.

Subtitle C—Defense Base Closure and Realignment

- Sec. 2821. Conveyance of property at installations closed or realigned under the base closure laws without consideration for economic redevelopment purposes.

Subtitle D—Land Conveyances

PART I—ARMY CONVEYANCES

- Sec. 2831. Land conveyance, Army Reserve Center, Bangor, Maine.
- Sec. 2832. Land conveyances, Twin Cities Army Ammunition Plant, Minnesota.
- Sec. 2833. Repair and conveyance of Red Butte Dam and Reservoir, Salt Lake City, Utah.

PART II—NAVY CONVEYANCES

- Sec. 2841. Clarification of land exchange, Naval Reserve Readiness Center, Portland, Maine.
- Sec. 2842. Land conveyance, Newport, Rhode Island.
- Sec. 2843. Land conveyance, Naval Weapons Industrial Reserve Plant No. 387, Dallas, Texas.
- Sec. 2844. Land conveyance, Naval Training Center, Orlando, Florida.

PART III—AIR FORCE CONVEYANCES

- Sec. 2851. Land conveyance, McClellan Nuclear Radiation Center, California.
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**TITLE XXIX—RENEWAL OF MILITARY LAND
 WITHDRAWALS**

- Sec. 2901. Findings.
 Sec. 2902. Sense of the Senate regarding proposal to renew public land withdrawals.
 Sec. 2903. Sense of Senate regarding withdrawals of certain lands in Arizona.

1 SEC. 3. CONGRESSIONAL DEFENSE COMMITTEES DEFINED.

2 For purposes of this Act, the term “congressional de-
 3 fense committees” means—

4 (1) the Committee on Armed Services and the
 5 Committee on Appropriations of the Senate; and

6 (2) the Committee on Armed Services and the
 7 Committee on Appropriations of the House of Rep-
 8 resentatives.

9 **TITLE XXI—ARMY**

10 **SEC. 2101. AUTHORIZED ARMY CONSTRUCTION AND LAND**
 11 **ACQUISITION PROJECTS.**

12 (a) **INSIDE THE UNITED STATES.**—Using amounts
 13 appropriated pursuant to the authorization of appropria-
 14 tions in section 2104(a)(1), the Secretary of the Army
 15 may acquire real property and carry out military construc-

1 tion projects for the installations and locations inside the
 2 United States, and in the amounts, set forth in the fol-
 3 lowing table:

Army: Inside the United States

State	Installation or location	Amount
Alaska	Fort Richardson	\$14,600,000
	Fort Wainwright	\$34,800,000
Arkansas	Pine Bluff Arsenal	\$18,000,000
California	Fort Irwin	\$13,400,000
Colorado	Peterson Air Force Base	\$25,000,000
District of Columbia	Fort McNair	\$1,250,000
	Walter Reed Medical Center	\$6,800,000
Georgia	Fort Benning	\$48,400,000
	Fort Stewart	\$19,000,000
	Fort Stewart/Hunter Army Air Field ...	\$7,000,000
	Hunter Army Air Field	\$7,200,000
Hawaii	Schofield Barracks	\$95,000,000
Kansas	Fort Leavenworth	\$34,100,000
	Fort Riley	\$27,000,000
Kentucky	Blue Grass Army Depot	\$17,000,000
	Fort Campbell	\$56,900,000
Maryland	Fort Meade	\$22,450,000
Massachusetts	Westover Air Force Reserve Base	\$4,000,000
Missouri	Fort Leonard Wood	\$10,600,000
Nevada	Hawthorne Army Depot	\$1,700,000
New Jersey	Fort Monmouth	\$11,800,000
North Carolina	Fort Bragg	\$125,400,000
	Military Ocean Terminal Sunny Point	\$3,800,000
Oklahoma	Fort Sill	\$13,200,000
	McAlester Army Ammunition	\$16,600,000
Pennsylvania	Carlisle Barracks	\$5,000,000
	Letterkenny Army Depot	\$3,650,000
South Carolina	Fort Jackson	\$7,400,000
Texas	Fort Bliss	\$50,400,000
	Fort Hood	\$68,000,000
Virginia	Fort Belvoir	\$3,850,000
	Fort Eustis	\$39,000,000
	Fort Myer	\$2,900,000
Washington	Fort Lewis	\$6,200,000
	Yakima Training Center	\$17,200,000
CONUS Various	CONUS Various	\$36,400,000
Total:		\$875,000,000

4 (b) OUTSIDE THE UNITED STATES.—Using amounts
 5 appropriated pursuant to the authorization of appropria-
 6 tions in section 2104(a)(2), the Secretary of the Army
 7 may acquire real property and carry out military construc-
 8 tion projects for the locations outside the United States,
 9 and in the amounts, set forth in the following table:

Army: Outside the United States

Country	Installation or location	Amount
Germany	Ansbach	\$21,000,000
	Area Support Group Bamberg	\$23,200,000
	Mannheim	\$4,500,000
Korea	Camp Casey	\$31,000,000
	Camp Howze	\$3,050,000
	Camp Stanley	\$3,650,000
	Total:	\$86,400,000

1 SEC. 2102. FAMILY HOUSING.

2 (a) CONSTRUCTION AND ACQUISITION.—Using
3 amounts appropriated pursuant to the authorization of ap-
4 propriations in section 2104(a)(5)(A), the Secretary of the
5 Army may construct or acquire family housing units (in-
6 cluding land acquisition) at the installation, for the pur-
7 pose, and in the amount set forth in the following table:

Army: Family Housing

Country	Installation or loca- tion	Purpose	Amount
Korea	Camp Humphreys	60 Units	\$24,000,000
		Total:	\$24,000,000

8 (b) PLANNING AND DESIGN.—Using amounts appro-
9 priated pursuant to the authorization of appropriations in
10 section 2104(a)(5)(A), the Secretary of the Army may
11 carry out architectural and engineering services and con-
12 struction design activities with respect to the construction
13 or improvement of family housing units in an amount not
14 to exceed \$4,300,000.

1 **SEC. 2103. IMPROVEMENTS TO MILITARY FAMILY HOUSING**
2 **UNITS.**

3 Subject to section 2825 of title 10, United States
4 Code, and using amounts appropriated pursuant to the
5 authorization of appropriations in section 2104(a)(5)(A),
6 the Secretary of the Army may improve existing military
7 family housing units in an amount not to exceed
8 \$32,600,000.

9 **SEC. 2104. AUTHORIZATION OF APPROPRIATIONS, ARMY.**

10 (a) IN GENERAL.—Funds are hereby authorized to
11 be appropriated for fiscal years beginning after September
12 30, 1999, for military construction, land acquisition, and
13 military family housing functions of the Department of the
14 Army in the total amount of \$2,194,333,000 as follows:

15 (1) For military construction projects inside the
16 United States authorized by section 2101(a),
17 \$736,708,000.

18 (2) For military construction projects outside
19 the United States authorized by section 2101(b),
20 \$86,400,000.

21 (3) For unspecified minor construction projects
22 authorized by section 2805 of title 10, United States
23 Code, \$9,500,000.

24 (4) For architectural and engineering services
25 and construction design under section 2807 of title
26 10, United States Code, \$83,414,000.

1 (5) For military family housing functions:

2 (A) For construction and acquisition, plan-
3 ning and design, and improvement of military
4 family housing and facilities, \$61,531,000.

5 (B) For support of military family housing
6 (including the functions described in section
7 2833 of title 10, United States Code),
8 \$1,098,080,000.

9 (6) For the construction of the United States
10 Disciplinary Barracks, Phase III, Fort Leavenworth,
11 Kansas, authorized by section 2101(a) of the Mili-
12 tary Construction Authorization Act for Fiscal Year
13 1998 (division B of Public Law 105–85; 111 Stat.
14 1966), \$18,800,000.

15 (7) For the construction of the Whole Barracks
16 Complex Renewal, Fort Campbell, Kentucky, author-
17 ized by section 2101(a) of the Military Construction
18 Authorization Act for Fiscal Year 1999 (division B
19 of Public Law 105–261; 112 Stat. 2182),
20 \$4,800,000.

21 (8) For the construction of the Multi-Purpose
22 Digital Training Range, Fort Knox, Kentucky, au-
23 thorized by section 2101(a) of the Military Construc-
24 tion Authorization Act for Fiscal Year 1999,
25 \$2,400,000.

1 (9) For the construction of the Cadet Develop-
2 ment Center, United States Military Academy, West
3 Point, New York, authorized by section 2101(a) of
4 the Military Construction Authorization Act for Fis-
5 cal Year 1999, \$28,500,000.

6 (10) For the construction of the Force XXI
7 Soldier Development Center, Fort Hood, Texas, au-
8 thorized by section 2101(a) of the Military Construc-
9 tion Authorization Act for Fiscal Year 1999,
10 \$14,000,000.

11 (11) For the construction of the Railhead Facil-
12 ity, Fort Hood, Texas, authorized by section
13 2101(a) of the Military Construction Authorization
14 Act of Fiscal Year 1999, \$14,800,000.

15 (12) For the construction of the Power Plant,
16 Roi Namur Island, Kwajalein Atoll, Kwajalein, au-
17 thorized by section 2101(b) of the Military Con-
18 struction Authorization Act for Fiscal Year 1999
19 (112 Stat. 2183), \$35,400,000.

20 (b) LIMITATION ON TOTAL COST OF CONSTRUCTION
21 PROJECTS.—Notwithstanding the cost variations author-
22 ized by section 2853 of title 10, United States Code, and
23 any other cost variation authorized by law, the total cost
24 of all projects carried out under section 2101 of this Act
25 may not exceed—

1 (1) the total amount authorized to be appro-
 2 priated pursuant to paragraphs (1) and (2) of sub-
 3 section (a);

4 (2) \$80,800,000 (the balance of the amount au-
 5 thorized under section 2101(a) for the construction
 6 of the whole barracks complex renewal at Schofield
 7 Barracks, Hawaii); and

8 (3) \$57,492,000 (the balance of the amount au-
 9 thorized under section 2101(a) for the construction
 10 of the whole barracks complex renewal at Fort
 11 Bragg, North Carolina).

12 **TITLE XXII—NAVY**

13 **SEC. 2201. AUTHORIZED NAVY CONSTRUCTION AND LAND**
 14 **ACQUISITION PROJECTS.**

15 (a) **INSIDE THE UNITED STATES.**—Using amounts
 16 appropriated pursuant to the authorization of appropria-
 17 tions in section 2204(a)(1), the Secretary of the Navy may
 18 acquire real property and carry out military construction
 19 projects for the installations and locations inside the
 20 United States, and in the amounts, set forth in the fol-
 21 lowing table:

Navy: Inside the United States

State	Installation or location	Amount
Arizona	Marine Corps Air Station, Yuma	\$17,020,000
	Navy Detachment, Camp Navajo	\$7,560,000
California	Marine Corps Air-Ground Combat Cen- ter, Twentynine Palms.	\$34,760,000
	Marine Corps Base, Camp Pendleton	\$31,660,000
	Marine Corps Logistics Base, Barstow ...	\$4,670,000
	Marine Corps Recruit Depot, San Diego	\$3,200,000
	Naval Air Station, Lemoore	\$24,020,000

Navy: Inside the United States—Continued

State	Installation or location	Amount
	Naval Air Station, North Island	\$54,420,000
	Naval Hospital, San Diego	\$21,590,000
	Naval Hospital, Twentynine Palms	\$7,640,000
Florida	Naval Air Station, Whiting Field, Milton	\$4,750,000
Georgia	Marine Corps Logistics Base, Albany	\$6,260,000
Hawaii	Camp H.M. Smith	\$86,050,000
	Marine Corps Air Station, Kaneohe Bay	\$5,790,000
	Naval Shipyard, Pearl Harbor	\$10,610,000
	Naval Station, Pearl Harbor	\$18,600,000
	Naval Submarine Base, Pearl Harbor	\$29,460,000
Idaho	Naval Surface Warfare Center, Bayview	\$10,040,000
Illinois	Naval Training Center, Great Lakes	\$57,290,000
Maine	Naval Air Station, Brunswick	\$16,890,000
Maryland	Naval Surface Warfare Center, Indian Head.	\$10,070,000
Mississippi	Naval Construction Battalion Center, Gulfport.	\$19,170,000
New Hampshire	NSY Portsmouth	\$3,850,000
New Jersey	Naval Air Warfare Center Aircraft Division, Lakehurst.	\$15,710,000
North Carolina	Marine Corps Air Station, New River	\$5,470,000
	Marine Corps Base, Camp LeJeune	\$21,380,000
Pennsylvania	Navy Ships Parts Control Center, Mechanicsburg.	\$2,990,000
	Naval Shipyard, Philadelphia	\$13,320,000
South Carolina	Naval Weapons Station, Charleston	\$7,640,000
	Marine Corps Air Station, Beaufort	\$10,490,000
Virginia	Marine Corps Combat Development Command, Quantico.	\$20,820,000
	Naval Air Station, Oceana	\$11,490,000
	Naval Shipyard, Norfolk, Portsmouth	\$17,630,000
	Naval Station, Norfolk	\$69,550,000
	Naval Weapons Station, Yorktown	\$25,040,000
	Tactical Training Group Atlantic, Dam Neck.	\$10,310,000
Washington	Naval Ordnance Center Pacific Division Detachment, Port Hadlock.	\$3,440,000
	Puget Sound Naval Shipyard, Bremerton	\$15,610,000
	Strategic Weapons Facility Pacific, Bremerton.	\$6,300,000
	Total:	\$742,560,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2204(a)(2), the Secretary of the Navy may
4 acquire real property and carry out military construction
5 projects for the locations outside the United States, and
6 in the amounts, set forth in the following table:

Navy: Outside the United States

Country	Installation or location	Amount
Bahrain	Administrative Support Unit	\$83,090,000
Diego Garcia	Naval Support Facility, Diego Garcia	\$8,150,000
Greece	Naval Support Activity, Souda Bay	\$6,380,000
Italy	Naval Support Activity, Naples	\$26,750,000
	Total:	\$124,370,000

1 SEC. 2202. FAMILY HOUSING.

2 (a) CONSTRUCTION AND ACQUISITION.—Using
3 amounts appropriated pursuant to the authorization of ap-
4 propriations in section 2204(a)(5)(A), the Secretary of the
5 Navy may construct or acquire family housing units (in-
6 cluding land acquisition) at the installations, for the pur-
7 poses, and in the amounts set forth in the following table:

Navy: Family Housing

State	Installation or loca- tion	Purpose	Amount
Arizona	Marine Corps Air Sta- tion, Yuma.	100 Units	\$17,000,000
Hawaii	Marine Corps Air Sta- tion, Kaneohe Bay.	100 Units	\$26,615,000
	Marine Corps Base, Kaneohe Bay.	84 Units	\$22,639,000
	Naval Base, Pearl Har- bor.	133 Units	\$30,168,000
	Naval Base, Pearl Har- bor.	96 Units	\$19,167,000
		Total:	\$115,589,000

8 (b) PLANNING AND DESIGN.—Using amounts appro-
9 priated pursuant to the authorization of appropriations in
10 section 2204(a)(5)(A), the Secretary of the Navy may
11 carry out architectural and engineering services and con-
12 struction design activities with respect to the construction
13 or improvement of military family housing units in an
14 amount not to exceed \$17,715,000.

1 **SEC. 2203. IMPROVEMENTS TO MILITARY FAMILY HOUSING**
2 **UNITS.**

3 Subject to section 2825 of title 10, United States
4 Code, and using amounts appropriated pursuant to the
5 authorization of appropriations in section 2204(a)(5)(A),
6 the Secretary of the Navy may improve existing military
7 family housing units in an amount not to exceed
8 \$165,050,000.

9 **SEC. 2204. AUTHORIZATION OF APPROPRIATIONS, NAVY.**

10 (a) IN GENERAL.—Funds are hereby authorized to
11 be appropriated for fiscal years beginning after September
12 30, 1999, for military construction, land acquisition, and
13 military family housing functions of the Department of the
14 Navy in the total amount of \$2,076,435,000 as follows:

15 (1) For military construction projects inside the
16 United States authorized by section 2201(a),
17 \$672,380,000.

18 (2) For military construction projects outside
19 the United States authorized by section 2201(b),
20 \$124,370,000.

21 (3) For unspecified minor construction projects
22 authorized by section 2805 of title 10, United States
23 Code, \$7,342,000.

24 (4) For architectural and engineering services
25 and construction design under section 2807 of title
26 10, United States Code, \$66,581,000.

1 (5) For military family housing functions:

2 (A) For construction and acquisition, plan-
3 ning and design, and improvement of military
4 family housing and facilities, \$298,354,000.

5 (B) For support of military housing (in-
6 cluding functions described in section 2833 of
7 title 10, United States Code), \$895,070,000.

8 (6) For construction of the Berthing Wharf
9 (Increment II), Naval Station Norfolk, Virginia, au-
10 thorized by section 2201(a) of the Military Construc-
11 tion Authorization Act for Fiscal Year 1999 (divi-
12 sion B of Public Law 105–261; 112 Stat. 2186),
13 \$12,690,000.

14 (b) LIMITATION ON TOTAL COST OF CONSTRUCTION
15 PROJECTS.—Notwithstanding the cost variations author-
16 ized by section 2853 of title 10, United States Code, and
17 any other cost variation authorized by law, the total cost
18 of all projects carried out under section 2201 of this Act
19 may not exceed—

20 (1) the total amount authorized to be appro-
21 priated pursuant to paragraphs (1) and (2) of sub-
22 section (a); and

23 (2) \$70,180,000 (the balance of the amount au-
24 thorized under section 2201(a) for the construction

1 of the Commander-in-Chief Headquarters, Pacific
2 Command, Camp H. M. Smith, Hawaii).

3 **SEC. 2205. TECHNICAL MODIFICATION OF AUTHORITY RE-**
4 **LATING TO CERTAIN FISCAL YEAR 1997**
5 **PROJECT.**

6 The table in section 2202(a) of the Military Construc-
7 tion Authorization Act for Fiscal Year 1997 (division B
8 of Public Law 104–201; 110 Stat. 2768) is amended in
9 the item relating to Naval Air Station Brunswick, Maine,
10 by striking “92 Units” in the purpose column and insert-
11 ing “72 Units”.

12 **TITLE XXIII—AIR FORCE**

13 **SEC. 2301. AUTHORIZED AIR FORCE CONSTRUCTION AND**
14 **LAND ACQUISITION PROJECTS.**

15 (a) **INSIDE THE UNITED STATES.**—Using amounts
16 appropriated pursuant to the authorization of appropria-
17 tions in section 2304(a)(1), the Secretary of the Air Force
18 may acquire real property and carry out military construc-
19 tion projects for the installations and locations inside the
20 United States, and in the amounts, set forth in the fol-
21 lowing table:

Air Force: Inside the United States

State	Installation or location	Amount
Alabama	Maxwell Air Force Base	\$10,600,000
Alaska	Eielson Air Force Base	\$24,100,000
	Elmendorf Air Force Base	\$42,300,000
Arizona	Davis-Monthan Air Force Base	\$7,800,000
California	Beale Air Force Base	\$8,900,000
	Travis Air Force Base	\$7,500,000
Colorado	Peterson Air Force Base	\$33,000,000
	Schriever Air Force Base	\$9,400,000

Air Force: Inside the United States—Continued

State	Installation or location	Amount
	United States Air Force Academy ...	\$17,500,000
Delaware	Dover Air Force Base	\$12,000,000
Florida	Eglin Air Force Base	\$13,600,000
	Eglin Auxiliary Field 9	\$18,800,000
	MacDill Air Force Base	\$5,500,000
	Patrick Air Force Base	\$17,800,000
Georgia	Fort Benning	\$3,900,000
	Moody Air Force Base	\$3,200,000
	Robins Air Force Base	\$3,350,000
Hawaii	Hickam Air Force Base	\$3,300,000
Idaho	Mountain Home Air Force Base	\$17,000,000
Kansas	McConnell Air Force Base	\$10,963,000
Kentucky	Fort Campbell	\$6,300,000
Maryland	Andrews Air Force Base	\$9,900,000
Massachusetts	Hanscom Air Force Base	\$16,000,000
Mississippi	Columbus Air Force Base	\$2,600,000
	Keesler Air Force Base	\$35,900,000
Missouri	Whiteman Air Force Base	\$24,900,000
Montana	Malmstrom Air Force Base	\$11,600,000
Nebraska	Offutt Air Force Base	\$8,300,000
Nevada	Nellis Air Force Base	\$18,600,000
	Nellis Air Force Base	\$11,600,000
New Jersey	McGuire Air Force Base	\$11,800,000
New Mexico	Cannon Air Force Base	\$4,000,000
	Cannon Air Force Base	\$8,100,000
New York	Rome Laboratory	\$25,800,000
North Carolina	Fort Bragg	\$4,600,000
	Pope Air Force Base	\$7,700,000
North Dakota	Grand Forks Air Force Base	\$9,500,000
Ohio	Wright-Patterson Air Force Base ...	\$22,200,000
Oklahoma	Tinker Air Force Base	\$47,400,000
South Carolina	Charleston Air Force Base	\$18,200,000
South Dakota	Ellsworth Air Force Base	\$10,200,000
Tennessee	Arnold Air Force Base	\$7,800,000
Texas	Dyess Air Force Base	\$5,400,000
	Lackland Air Force Base	\$13,400,000
	Laughlin Air Force Base	\$3,250,000
Utah	Hill Air Force Base	\$4,600,000
Virginia	Langley Air Force Base	\$6,300,000
Washington	Fairehild Air Force Base	\$13,600,000
	McChord Air Force Base	\$7,900,000
CONUS Classified	Classified Location	\$16,870,000
	Total:	\$664,833,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2304(a)(2), the Secretary of the Air Force
4 may acquire real property and carry out military construc-
5 tion projects for the installations and locations outside the
6 United States, and in the amounts, set forth in the fol-
7 lowing table:

Air Force: Outside the United States

Country	Installation or location	Amount
Guam	Andersen Air Force Base	\$8,900,000
Italy	Aviano Air Base	\$3,700,000
Korea	Osan Air Base	\$19,600,000
Portugal	Lajes Field, Azores	\$1,800,000
United Kingdom	Ascension Island	\$2,150,000
	Royal Air Force, Feltwell	\$3,000,000
	Royal Air Force, Lakenheath	\$18,200,000
	Royal Air Force, Mildenhall	\$17,600,000
	Royal Air Force, Molesworth	\$1,700,000
	Total:	\$76,650,000

1 SEC. 2302. FAMILY HOUSING.

2 (a) CONSTRUCTION AND ACQUISITION.—Using
3 amounts appropriated pursuant to the authorization of ap-
4 propriations in section 2304(a)(5)(A), the Secretary of the
5 Air Force may construct or acquire family housing units
6 (including land acquisition) at the installations, for the
7 purposes, and in the amounts set forth in the following
8 table:

Air Force: Family Housing

State or Country	Installation or loca- tion	Purpose	Amount
Arizona	Davis-Monthan Air Force Base.	64 Units	\$10,000,000
California	Beale Air Force Base ..	60 Units	\$8,500,000
	Edwards Air Force Base.	188 Units	\$32,790,000
	Vandenberg Air Force Base.	91 Units	\$16,800,000
District of Columbia	Bolling Air Force Base	72 Units	\$9,375,000
Florida	Eglin Air Force Base ..	130 Units	\$14,080,000
	MacDill Air Force Base.	54 Units	\$9,034,000
Mississippi	Columbus Air Force Base.	100 Units	\$12,290,000
Montana	Malmstrom Air Force Base.	34 Units	\$7,570,000
Nebraska	Offutt Air Force Base	72 Units	\$12,352,000
North Carolina	Seymour Johnson Air Force Base.	78 Units	\$12,187,000
North Dakota	Grand Forks Air Force Base.	42 Units	\$10,050,000
Texas	Minot Air Force Base	72 Units	\$10,756,000
	Lackland Air Force Base.	48 Units	\$7,500,000
Portugal	Lajes Field, Azores	75 Units	\$12,964,000

1 (1) For military construction projects inside the
2 United States authorized by section 2301(a),
3 \$651,833,000.

4 (2) For military construction projects outside
5 the United States authorized by section 2301(b),
6 \$76,650,000.

7 (3) For unspecified minor construction projects
8 authorized by section 2805 of title 10, United States
9 Code, \$8,741,000.

10 (4) For architectural and engineering services
11 and construction design under section 2807 of title
12 10, United States Code, \$38,264,000.

13 (5) For military housing functions:

14 (A) For construction and acquisition, plan-
15 ning and design, and improvement of military
16 family housing and facilities, \$333,671,000.

17 (B) For support of military family housing
18 (including the functions described in section
19 2833 of title 10, United States Code),
20 \$821,892,000.

21 (b) LIMITATION ON TOTAL COST OF CONSTRUCTION
22 PROJECTS.—Notwithstanding the cost variations author-
23 ized by section 2853 of title 10, United States Code, and
24 any other cost variation authorized by law, the total cost

1 of all projects carried out under section 2301 of this Act
 2 may not exceed \$651,833,000.

3 **SEC. 2305. CONSOLIDATION OF AIR FORCE RESEARCH LAB-**
 4 **ORATORY FACILITIES AT ROME RESEARCH**
 5 **SITE, ROME, NEW YORK.**

6 The Secretary of the Air Force may accept contribu-
 7 tions from the State of New York in addition to amounts
 8 authorized in section 2304(a)(1) for the project authorized
 9 by section 2301(a) for Rome Laboratory, New York, for
 10 purposes of carrying out military construction relating to
 11 the consolidation of Air Force Research Laboratory facili-
 12 ties at the Rome Research Site, Rome, New York.

13 **TITLE XXIV—DEFENSE**
 14 **AGENCIES**

15 **SEC. 2401. AUTHORIZED DEFENSE AGENCIES CONSTRUC-**
 16 **TION AND LAND ACQUISITION PROJECTS.**

17 (a) **INSIDE THE UNITED STATES.**—Using amounts
 18 appropriated pursuant to the authorization of appropria-
 19 tions in section 2405(a)(1), the Secretary of Defense may
 20 acquire real property and carry out military construction
 21 projects for the installations and locations inside the
 22 United States, and in the amounts, set forth in the fol-
 23 lowing table:

Defense Agencies: Inside the United States

Agency	Installation or location	Amount
Chemical Demilitarization Program.	Blue Grass Army Depot, Kentucky ..	\$195,800,000

Defense Agencies: Inside the United States—Continued

Agency	Installation or location	Amount	
Defense Education Activity ..	Marine Corps Base, Camp LeJeune, North Carolina	\$10,570,000	
	Laurel Bay, South Carolina	\$2,874,000	
Defense Logistics Agency	Eielson Air Force Base, Alaska	\$26,000,000	
	Defense Fuel Supply Center, Elmen- dorf Air Force Base, Alaska	\$23,500,000	
	Defense Distribution Supply Point, New Cumberland, Pennsylvania ...	\$5,000,000	
	Fairechild Air Force Base, Wash- ington	\$12,400,000	
	Various Locations	\$8,900,000	
	Presidio, Monterey, California	\$28,000,000	
Defense Manpower Data Center.			
National Security Agency	Fort Meade, Maryland	\$2,946,000	
	Special Operations Command		
Tri-Care Management Agen- cy.	Naval Amphibious Base, Coronado, California	\$6,000,000	
	Fort Benning, Georgia	\$10,200,000	
	Mississippi Army Ammunition Plant, Mississippi	\$12,900,000	
	Fort Bragg, North Carolina	\$20,100,000	
	Fleet Combat Training Center, Dam Neck, Virginia	\$4,700,000	
	Fort Wainwright, Alaska	\$133,000,000	
	Davis-Monthan Air Force Base, Ari- zona	\$10,000,000	
	Los Angeles Air Force Base, Cali- fornia	\$13,600,000	
	Travis Air Force Base, California	\$7,500,000	
	Patrick Air Force Base, Florida	\$1,750,000	
	Naval Air Station, Jacksonville, Florida	\$3,780,000	
	Naval Air Station, Pensacola, Flor- ida	\$4,300,000	
	Moody Air Force Base, Georgia	\$1,250,000	
	Fort Riley, Kansas	\$6,000,000	
	Andrews Air Force Base, Maryland	\$3,000,000	
	Naval Air Station, Patuxent River, Maryland	\$4,150,000	
	Marine Corps Air Station, Cherry Point, North Carolina	\$3,500,000	
	Wright-Patterson Air Force Base, Ohio	\$3,900,000	
	Fort Sam Houston, Texas	\$5,800,000	
	Cheatham Annex, Virginia	\$1,650,000	
	Naval Air Station, Norfolk, Virginia	\$4,050,000	
	Fort Lewis, Washington	\$5,500,000	
	Naval Air Station, Whidbey Island, Washington	\$4,700,000	
		Total:	\$587,320,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2405(a)(2), the Secretary of Defense may
4 acquire real property and carry out military construction

1 projects for the installations and locations outside the
 2 United States, and in the amounts, set forth in the fol-
 3 lowing table:

Defense Agencies: Outside the United States

Agency	Installation or location	Amount
Defense Education Activity ..	Andersen Air Force Base, Guam	\$44,170,000
	Naval Station Rota, Spain	\$17,020,000
Defense Logistics Agency	Royal Air Force, Feltwell, United Kingdom	\$4,570,000
	Royal Air Force, Lakenheath, United Kingdom	\$3,770,000
National Security Agency	Andersen Air Force Base, Guam	\$24,300,000
	Moron Air Base, Spain	\$15,200,000
Tri-Care Management Agency.	Royal Air Force, Menwith Hill Station, United Kingdom	\$500,000
	Naval Security Group Activity, Sabana Seca, Puerto Rico	\$4,000,000
Defense-Wide	Ramstein Air Force Base, Germany	\$7,100,000
	Yongsan, Korea	\$41,120,000
Defense-Wide	Royal Air Force, Lakenheath, United Kingdom	\$7,100,000
	Counterdrug Forward Operating Location, Antilles	\$4,880,000
	Counterdrug Forward Operating Location, Costa Rica	\$6,726,000
	Counterdrug Forward Operating Location, Ecuador	\$31,229,000
Total:		\$211,685,000

4 **SEC. 2402. IMPROVEMENTS TO MILITARY FAMILY HOUSING**
 5 **UNITS.**

6 Subject to section 2825 of title 10, United States
 7 Code, and using amounts appropriated pursuant to the
 8 authorization of appropriations in section 2405(a)(8)(A),
 9 the Secretary of Defense may improve existing military
 10 family housing units in an amount not to exceed \$50,000.

11 **SEC. 2403. MILITARY FAMILY HOUSING IMPROVEMENT**
 12 **PROGRAM.**

13 Of the amount authorized to be appropriated pursu-
 14 ant to section 2405(a)(8)(C), \$78,756,000 shall be avail-

1 able for credit to the Department of Defense Family
2 Housing Improvement Fund established by section
3 2883(a)(1) of title 10, United States Code.

4 **SEC. 2404. ENERGY CONSERVATION PROJECTS.**

5 Using amounts appropriated pursuant to the author-
6 ization of appropriations in section 2405(a)(6), the Sec-
7 retary of Defense may carry out energy conservation
8 projects under section 2865 of title 10, United States
9 Code, in the amount of \$31,900,000.

10 **SEC. 2405. AUTHORIZATION OF APPROPRIATIONS, DE-**
11 **FENSE AGENCIES.**

12 (a) IN GENERAL.—Funds are hereby authorized to
13 be appropriated for fiscal years beginning after September
14 30, 1999, for military construction, land acquisition, and
15 military family housing functions of the Department of
16 Defense (other than the military departments) in the total
17 amount of \$1,842,582,000 as follows:

18 (1) For military construction projects inside the
19 United States authorized by section 2401(a),
20 \$288,320,000.

21 (2) For military construction projects outside
22 the United States authorized by section 2401(b),
23 \$211,685,000.

1 (3) For unspecified minor construction projects
2 under section 2805 of title 10, United States Code,
3 \$18,618,000.

4 (4) For contingency construction projects of the
5 Secretary of Defense under section 2804 of title 10,
6 United States Code, \$938,000.

7 (5) For architectural and engineering services
8 and construction design under section 2807 of title
9 10, United States Code, \$33,664,000.

10 (6) For energy conservation projects authorized
11 by section 2404, \$31,900,000.

12 (7) For base closure and realignment activities
13 as authorized by the Defense Base Closure and Re-
14 alignment Act of 1990 (part A of title XXIX of
15 Public Law 101–510; 10 U.S.C. 2687 note),
16 \$892,911,000.

17 (8) For military family housing functions:

18 (A) For improvement of military family
19 housing and facilities, \$50,000.

20 (B) For support of military housing (in-
21 cluding functions described in section 2833 of
22 title 10, United States Code), \$41,440,000 of
23 which not more than \$35,639,000 may be obli-
24 gated or expended for the leasing of military
25 family housing units worldwide.

1 (C) For credit to the Department of De-
2 fense Family Housing Improvement Fund as
3 authorized by section 2403, \$78,756,000.

4 (9) For the construction of the Ammunition
5 Demilitarization Facility, Anniston Army Depot,
6 Alabama, authorized by section 2101(a) of the Mili-
7 tary Construction Authorization Act for Fiscal Year
8 1991 (division B of Public Law 101-510; Stat.
9 1758), \$7,000,000.

10 (10) For the construction of the Ammunition
11 Demilitarization Facility, Pine Bluff Arsenal, Arkan-
12 sas, authorized by section 2401 of the Military Con-
13 struction Authorization Act for Fiscal Year 1995
14 (division B of Public Law 103-337; 108 Stat.
15 3040), as amended by section 2407 of the Military
16 Construction Authorization Act for Fiscal Year 1996
17 (division B of Public Law 104-106; 110 Stat. 539),
18 section 2408 of the Military Construction Authoriza-
19 tion Act for Fiscal Year 1998 (division B of Public
20 Law 105-85; 111 Stat. 1982), and section 2406 of
21 the Military Construction Authorization Act for Fis-
22 cal Year 1999 (division B of Public Law 105-261;
23 112 Stat. 2197), \$61,800,000.

24 (11) For the construction of the Ammunition
25 Demilitarization Facility, Umatilla Army Depot, Or-

1 egon, authorized by section 2401 of the Military
2 Construction Authorization Act for Fiscal Year
3 1995, as amended by section 2407 of the Military
4 Construction Authorization Act for Fiscal Year
5 1996, section 2408 of the Military Construction Au-
6 thorization Act for Fiscal Year 1998, and section
7 2406 of the Military Construction Authorization Act
8 for Fiscal Year 1999, \$35,900,000.

9 (12) For the construction of the Ammunition
10 Demilitarization Facility, Pueblo Chemical Activity,
11 Colorado, authorized by section 2401(a) of the Mili-
12 tary Construction Authorization Act for Fiscal Year
13 1997 (division B of Public Law 104–201; 110 Stat.
14 2775), as amended by section 2406 of this Act,
15 \$11,800,000.

16 (13) For the construction of the Ammunition
17 Demilitarization Facility, Newport Army Depot, In-
18 diana, authorized by section 2401(a) of the Military
19 Construction Authorization Act for Fiscal Year 1999
20 (112 Stat. 2193), \$61,200,000.

21 (14) For the construction of the Ammunition
22 Demilitarization Facility, Aberdeen Proving Ground,
23 Maryland, authorized by section 2401(a) of the Mili-
24 tary Construction Authorization Act for Fiscal Year
25 1999, \$66,600,000.

1 (b) LIMITATION OF TOTAL COST OF CONSTRUCTION
2 PROJECTS.—Notwithstanding the cost variation author-
3 ized by section 2853 of title 10, United States Code, and
4 any other cost variations authorized by law, the total cost
5 of all projects carried out under section 2401 of this Act
6 may not exceed—

7 (1) the total amount authorized to be appro-
8 priated pursuant to paragraphs (1) and (2) of sub-
9 section (a);

10 (2) \$115,000,000 (the balance of the amount
11 authorized under section 2401(a) for the construc-
12 tion of the hospital replacement, Fort Wainwright,
13 Alaska); and

14 (3) \$184,000,000 (the balance of the amount
15 authorized under section 2401(a) for the construc-
16 tion of the Ammunition Demilitarization Facility,
17 Blue Grass Army Depot, Kentucky).

18 **SEC. 2406. MODIFICATION OF AUTHORITY TO CARRY OUT**

19 **CERTAIN FISCAL YEAR 1997 PROJECT.**

20 The table in section 2401 of the Military Construc-
21 tion Authorization Act for Fiscal Year 1997 (division B
22 of Public Law 104–201; 110 Stat. 2775), under the agen-
23 cy heading relating to Chemical Demilitarization Program,
24 is amended in the item relating to Pueblo Chemical Activ-

1 ity, Colorado, by striking “\$179,000,000” in the amount
2 column and inserting “\$203,500,000”.

3 **TITLE XXV—NORTH ATLANTIC**
4 **TREATY ORGANIZATION SE-**
5 **CURITY INVESTMENT PRO-**
6 **GRAM**

7 **SEC. 2501. AUTHORIZED NATO CONSTRUCTION AND LAND**
8 **ACQUISITION PROJECTS.**

9 The Secretary of Defense may make contributions for
10 the North Atlantic Treaty Organization Security Invest-
11 ment program as provided in section 2806 of title 10,
12 United States Code, in an amount not to exceed the sum
13 of the amount authorized to be appropriated for this pur-
14 pose in section 2502 and the amount collected from the
15 North Atlantic Treaty Organization as a result of con-
16 struction previously financed by the United States.

17 **SEC. 2502. AUTHORIZATION OF APPROPRIATIONS, NATO.**

18 Funds are hereby authorized to be appropriated for
19 fiscal years beginning after September 30, 1999, for con-
20 tributions by the Secretary of Defense under section 2806
21 of title 10, United States Code, for the share of the United
22 States of the cost of projects for the North Atlantic Treaty
23 Organization Security Investment program authorized by
24 section 2501, in the amount of \$166,340,000.

1 **TITLE XXVI—GUARD AND**
2 **RESERVE FORCES FACILITIES**

3 **SEC. 2601. AUTHORIZED GUARD AND RESERVE CONSTRUC-**
4 **TION AND LAND ACQUISITION PROJECTS.**

5 There are authorized to be appropriated for fiscal
6 years beginning after September 30, 1999, for the costs
7 of acquisition, architectural and engineering services, and
8 construction of facilities for the Guard and Reserve
9 Forces, and for contributions therefor, under chapter
10 1803 of title 10, United States Code (including the cost
11 of acquisition of land for those facilities), the following
12 amounts:

13 (1) For the Department of the Army—

14 (A) for the Army National Guard of the
15 United States, \$189,639,000; and

16 (B) for the Army Reserve, \$104,817,000.

17 (2) For the Department of the Navy, for the
18 Naval and Marine Corps Reserve, \$28,475,000.

19 (3) For the Department of the Air Force—

20 (A) for the Air National Guard of the
21 United States, \$232,340,000; and

22 (B) for the Air Force Reserve,
23 \$34,864,000.

1 **TITLE XXVII—EXPIRATION AND**
2 **EXTENSION OF AUTHORIZA-**
3 **TIONS**

4 **SEC. 2701. EXPIRATION OF AUTHORIZATIONS AND**
5 **AMOUNTS REQUIRED TO BE SPECIFIED BY**
6 **LAW.**

7 (a) EXPIRATION OF AUTHORIZATIONS AFTER THREE
8 YEARS.—Except as provided in subsection (b), all author-
9 izations contained in titles XXI through XXVI for military
10 construction projects, land acquisition, family housing
11 projects and facilities, and contributions to the North At-
12 lantic Treaty Organization Security Investment program
13 (and authorizations of appropriations therefor) shall ex-
14 pire on the later of—

15 (1) October 1, 2002; or

16 (2) the date of the enactment of an Act author-
17 izing funds for military construction for fiscal year
18 2003.

19 (b) EXCEPTION.—Subsection (a) shall not apply to
20 authorizations for military construction projects, land ac-
21 quisition, family housing projects and facilities, and con-
22 tributions to the North Atlantic Treaty Organization Se-
23 curity Investment program (and authorizations of appro-
24 priations therefor), for which appropriated funds have
25 been obligated before the later of—

1 (1) October 1, 2002; or

2 (2) the date of the enactment of an Act author-
 3 izing funds for fiscal year 2003 for military con-
 4 struction projects, land acquisition, family housing
 5 projects and facilities, or contributions to the North
 6 Atlantic Treaty Organization Security Investment
 7 program.

8 **SEC. 2702. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
 9 **FISCAL YEAR 1997 PROJECTS.**

10 (a) EXTENSIONS.—Notwithstanding section 2701 of
 11 the Military Construction Authorization Act for Fiscal
 12 Year 1997 (division B of Public Law 104–201; 110 Stat.
 13 2782), authorizations for the projects set forth in the ta-
 14 bles in subsection (b), as provided in sections 2101, 2202,
 15 and 2601 of that Act and amended by section 2406 of
 16 this Act, shall remain in effect until October 1, 2000, or
 17 the date of the enactment of an Act authorizing funds for
 18 military construction for fiscal year 2001, whichever is
 19 later.

20 (b) TABLES.—The tables referred to in subsection (a)
 21 are as follows:

Navy: Extension of 1997 Project Authorizations

State	Installation or loca- tion	Project	Amount
Florida	Naval Station Mayport	Family Housing Construction (100 units).	\$10,000,000
Maine	Naval Station Bruns- wick.	Family Housing Construction (72 units).	\$10,925,000

Navy: Extension of 1997 Project Authorizations—Continued

State	Installation or location	Project	Amount
North Carolina	Marine Corps Base Camp Lejeune.	Family Housing Construction (94 units).	\$10,110,000
South Carolina	Marine Corps Air Sta- tion Beaufort.	Family Housing Construction (140 units).	\$14,000,000
Texas	Naval Complex Corpus Christi.	Family Housing Construction (104 units).	\$11,675,000
	Naval Air Station Kingsville.	Family Housing Construction (48 units).	\$7,550,000
Virginia	Marine Corps Combat Development Com- mand, Quantico.	Sanitary Fill	\$8,900,000
Washington	Naval Station Everett	Family Housing Construction (100 units).	\$15,015,000

Army National Guard: Extension of 1997 Project Authorization

State	Installation or location	Project	Amount
Mississippi	Camp Shelby	Multipurpose Range.	\$5,000,000

Defense Agencies: Extension of 1997 Project Authorization

State	Installation or location	Project	Amount
Colorado	Pueblo Chemical Activ- ity.	Ammunition Demilitariza- tion Facility.	\$179,000,000

1 **SEC. 2703. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
2 **FISCAL YEAR 1996 PROJECTS.**

3 (a) EXTENSIONS.—Notwithstanding section 2701 of
4 the Military Construction Authorization Act for Fiscal
5 Year 1996 (division B of Public Law 104–106; 110 Stat.
6 541), authorizations for the projects set forth in the tables
7 in subsection (a), as provided in sections 2202 and 2601
8 of that Act and extended by section 2702 of the Military
9 Construction Authorization Act for Fiscal Year 1999 (di-
10 vision B of Public Law 105–261; 112 Stat. 2199), shall

1 remain in effect until October 1, 2000, or the date of the
 2 enactment of an Act authorizing funds for military con-
 3 struction for fiscal year 2001, whichever is later.

4 (b) TABLES.—The tables referred to in subsection (a)
 5 are as follows:

Navy: Extension of 1996 Project Authorization

State	Installation or loca- tion	Project	Amount
California	Camp Pendleton	Family Housing Construction (138 units).	\$20,000,000

Army National Guard: Extension of 1996 Project Authorization

State	Installation or loca- tion	Project	Amount
Missouri	National Guard Train- ing Site, Jefferson City.	Multipurpose Range.	\$2,236,000

6 **SEC. 2704. EFFECTIVE DATE.**

7 Titles XXI, XXII, XXIII, XXIV, XXV, and XXVI
 8 shall take effect on the later of—

9 (1) October 1, 1999; or

10 (2) the date of the enactment of this Act.

1 **TITLE XXVIII—GENERAL**
2 **PROVISIONS**
3 **Subtitle A—Military Construction**
4 **Program and Military Family**
5 **Housing Program Changes**

6 **SEC. 2801. EXEMPTION FROM NOTICE AND WAIT REQUIRE-**
7 **MENTS OF MILITARY CONSTRUCTION**
8 **PROJECTS SUPPORTED BY BURDENSARING**
9 **FUNDS UNDERTAKEN FOR WAR OR NATIONAL**
10 **EMERGENCY.**

11 Section 2350j of title 10, United States Code, is
12 amended—

13 (1) in subsection (e), by adding at the end the
14 following new paragraph:

15 “(3)(A) A military construction project under sub-
16 section (d) may be carried out without regard to the re-
17 quirement in paragraph (1) and the limitation in para-
18 graph (2) if the project is necessary to support the armed
19 forces in the country or region in which the project is car-
20 ried out by reason of a declaration of war, or a declaration
21 by the President of a national emergency pursuant to the
22 National Emergencies Act (50 U.S.C. 1601 et seq.), that
23 is in force at the time of the commencement of the project.

24 “(B) When a decision is made to carry out a military
25 construction project under subparagraph (A), the Sec-

1 retary of Defense shall submit to the congressional com-
2 mittees specified in subsection (g)—

3 “(i) a notice of the decision; and

4 “(ii) a statement of the current estimated cost
5 of the project, including the cost of any real prop-
6 erty transaction in connection with the project.”;
7 and

8 (2) in subsection (g), by striking “subsection
9 (e)(1)” and inserting “subsection (e)”.

10 **SEC. 2802. PROHIBITION ON CARRYING OUT MILITARY CON-**
11 **STRUCTION PROJECTS FUNDED USING IN-**
12 **CREMENTAL FUNDING.**

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

15 (1) the President should request in the budget
16 for each fiscal year submitted to Congress under sec-
17 tion 1105 of title 31, United States Code, sufficient
18 amounts to fund fully each military construction and
19 family housing construction project proposed to be
20 authorized in such fiscal year; and

21 (2) Congress should authorize and appropriate
22 each fiscal year amounts sufficient to fund fully each
23 military construction and family housing construc-
24 tion project authorized in such fiscal year.

1 (b) PROHIBITION ON INCREMENTAL FUNDING OF
2 MILITARY CONSTRUCTION PROJECTS.—Section 2802 of
3 title 10, United States Code, is amended by adding at the
4 end the following new subsection:

5 “(c) The Secretary of Defense and the Secretaries of
6 the military departments may not obligate funds for a
7 military construction project (including a military family
8 housing project) otherwise authorized by law unless the
9 total amount of appropriations allocated for obligation and
10 expenditure for the project as of the initial obligation of
11 funds for the project is sufficient, without additional
12 funds, to provide for the construction of a usable facility
13 meeting the purpose of the project.”.

14 **SEC. 2803. DEFENSE CHEMICAL DEMILITARIZATION CON-**
15 **STRUCTION ACCOUNT.**

16 (a) ESTABLISHMENT.—Subchapter I of chapter 169
17 of title 10, United States Code, is amended by adding at
18 the end the following:

19 **“§ 2814. Defense Chemical Demilitarization Construc-**
20 **tion Account**

21 “(a) ESTABLISHMENT.—There is established on the
22 books of the Treasury the Defense Chemical Demilitariza-
23 tion Construction Account (in this section referred to as
24 the ‘Account’).

1 “(b) CREDITS TO ACCOUNT.—There shall be credited
2 to the Account amounts authorized for and appropriated
3 to the Account.

4 “(c) USE OF AMOUNTS IN ACCOUNT.—Amounts in
5 the Account shall be available to the Secretary of Defense
6 for carrying out military construction projects authorized
7 by law in support of the chemical demilitarization activi-
8 ties of the Department of Defense under section 1412 of
9 the Department of Defense Authorization Act, 1986 (50
10 U.S.C. 1521) and other provisions of law.

11 “(d) LIMITATION ON OBLIGATION AND EXPENDI-
12 TURE.—(1) Subject to paragraph (2), amounts appro-
13 priated to the Account for a military construction project
14 shall remain available for obligation and expenditure for
15 the project in the fiscal year for which appropriated and
16 the two succeeding fiscal years.

17 “(2) Amounts appropriated for a military construc-
18 tion project for a fiscal year shall remain available for the
19 project until expended without regard to the limitation
20 specified in paragraph (1) if—

21 “(A) any portion of such amounts are obligated
22 for the project before the end of the fiscal years re-
23 ferred to in that paragraph; or

24 “(B) the availability of such amounts for the
25 project are otherwise extended by law.”.

1 (b) CLERICAL AMENDMENT.—The table of sections
 2 at the beginning of that subchapter is amended by adding
 3 at the end the following new item:

“2814. Defense Chemical Demilitarization Construction Account.”.

4 **SEC. 2804. LIMITATION ON AUTHORITY REGARDING ANCIL-**
 5 **LARY SUPPORTING FACILITIES UNDER AL-**
 6 **TERNATIVE AUTHORITY FOR ACQUISITION**
 7 **AND CONSTRUCTION OF MILITARY HOUSING.**

8 Section 2881 of title 10, United States Code, is
 9 amended—

10 (1) by inserting “(a) IN GENERAL.—” before
 11 “Any project”; and

12 (2) by adding at the end the following new sub-
 13 section:

14 “(b) LIMITATION.—A project referred to in sub-
 15 section (a) may not include the acquisition or construction
 16 of an ancillary supporting facility if, as determined by the
 17 Secretary concerned, the facility is to be used for providing
 18 merchandise or services in direct competition with—

19 “(1) the Army and Air Force Exchange Service;

20 “(2) the Navy Exchange Service Command;

21 “(3) a Marine Corps exchange;

22 “(4) the Defense Commissary Agency; or

23 “(5) any nonappropriated fund activity of the
 24 Department of Defense for the morale, welfare, and
 25 recreation of members of the armed forces.”.

1 **SEC. 2805. AVAILABILITY OF FUNDS FOR PLANNING AND**
2 **DESIGN IN CONNECTION WITH ACQUISITION**
3 **OF RESERVE COMPONENT FACILITIES.**

4 Section 18233(f)(1) of title 10, United States Code,
5 is amended by inserting “and design” after “planning”.

6 **SEC. 2806. MODIFICATION OF LIMITATIONS ON RESERVE**
7 **COMPONENT FACILITY PROJECTS FOR CER-**
8 **TAIN SAFETY PROJECTS.**

9 (a) EXEMPTION FROM NOTICE AND WAIT REQUIRE-
10 MENT.—Subsection (a)(2) of section 18233a of title 10,
11 United States Code, is amended by adding at the end the
12 following new subparagraph:

13 “(C) An unspecified minor military construction
14 project (as defined in section 2805(a) of this title)
15 that is intended solely to correct a deficiency that is
16 life-threatening, health-threatening, or safety-threat-
17 ening.”.

18 (b) AVAILABILITY OF OPERATION AND MAINTENANCE FUNDS.—Subsection (b) of that section is amend-
19 ed to read as follows:
20

21 “(b) Under such regulations as the Secretary of De-
22 fense may prescribe, the Secretary may spend from appro-
23 priations available for operation and maintenance amounts
24 necessary to carry out any project authorized under sec-
25 tion 18233(a) of this title costing not more than—

1 “(1) the amount specified in section 2805(c)(1)
 2 of this title, in the case of a project intended solely
 3 to correct a deficiency that is life-threatening,
 4 health-threatening, or safety-threatening; or

5 “(2) the amount specified in section 2805(c)(2)
 6 of this title, in the case of any other project.”.

7 **SEC. 2807. EXPANSION OF ENTITIES ELIGIBLE TO PARTICI-**
 8 **PATE IN ALTERNATIVE AUTHORITY FOR AC-**
 9 **QUISITION AND IMPROVEMENT OF MILITARY**
 10 **HOUSING.**

11 (a) DEFINITION OF ELIGIBLE ENTITY.—Section
 12 2871 of title 10, United States Code, is amended—

13 (1) by redesignating paragraphs (5) through
 14 (7) as paragraphs (6) through (8) respectively; and

15 (2) by inserting after paragraph (4) the fol-
 16 lowing new paragraph (5):

17 “(5) The term ‘eligible entity’ means any indi-
 18 vidual, corporation, firm, partnership, company,
 19 State or local government, or housing authority of a
 20 State or local government.”.

21 (b) GENERAL AUTHORITY.—Section 2872 of such
 22 title is amended by striking “private persons” and insert-
 23 ing “eligible entities”.

24 (c) DIRECT LOANS AND LOAN GUARANTEES.—Sec-
 25 tion 2873 of such title is amended—

1 (1) in subsection (a)(1)—

2 (A) by striking “persons in private sector”
3 and inserting “an eligible entity”; and

4 (B) by striking “such persons” and insert-
5 ing “the eligible entity”; and

6 (2) in subsection (b)(1)—

7 (A) by striking “any person in the private
8 sector” and inserting “an eligible entity”; and

9 (B) by striking “the person” and inserting
10 “the eligible entity”.

11 (d) INVESTMENTS.—Section 2875 of such title is
12 amended—

13 (1) in subsection (a), by striking “nongovern-
14 mental entities” and inserting “an eligible entity”;

15 (2) in subsection (c)—

16 (A) by striking “a nongovernmental enti-
17 ty” both places it appears and inserting “an eli-
18 gible entity”; and

19 (B) by striking “the entity” each place it
20 appears and inserting “the eligible entity”;

21 (3) in subsection (d), by striking “nongovern-
22 mental” and inserting “eligible”; and

23 (4) in subsection (e), by striking “a nongovern-
24 mental entity” and inserting “an eligible entity”.

1 (e) RENTAL GUARANTEES.—Section 2876 of such
 2 title is amended by striking “private persons” and insert-
 3 ing “eligible entities”.

4 (f) DIFFERENTIAL LEASE PAYMENTS.—Section
 5 2877 of such title is amended by striking “private”.

6 (g) CONVEYANCE OR LEASE OF EXISTING PROPERTY
 7 AND FACILITIES.—Section 2878(a) of such title is amend-
 8 ed by striking “private persons” and inserting “eligible en-
 9 tities”.

10 (h) CLERICAL AMENDMENTS.—(1) The heading of
 11 section 2875 of such title is amended to read as follows:

12 **“§ 2875. Investments”.**

13 (2) The table of sections at the beginning of sub-
 14 chapter IV of chapter 169 of such title is amended by
 15 striking the item relating to section 2875 and inserting
 16 the following new item:

“2875. Investments.”.

17 **Subtitle B—Real Property and**
 18 **Facilities Administration**

19 **SEC. 2811. EXTENSION OF AUTHORITY FOR LEASES OF**
 20 **PROPERTY FOR SPECIAL OPERATIONS AC-**
 21 **TIVITIES.**

22 Section 2680(d) of title 10, United States Code, is
 23 amended by striking “September 30, 2000” and inserting
 24 “September 30, 2005”.

1 **SEC. 2812. ENHANCEMENT OF AUTHORITY RELATING TO**
 2 **UTILITY PRIVATIZATION.**

3 (a) **EXTENDED CONTRACTS FOR UTILITY SERV-**
 4 **ICES.**—Section 2688 of title 10, United States Code, is
 5 amended—

6 (1) by redesignating subsections (f), (g), and
 7 (h) as subsections (h), (i), and (j), respectively; and

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

10 “(f) **EXTENDED CONTRACTS FOR UTILITY SERV-**
 11 **ICES.**—(1) The Secretary concerned may, in connection
 12 with a conveyance of a utility system under this section,
 13 enter into a contract for the provision of utility services.

14 “(2) Notwithstanding the proviso in section
 15 201(a)(3) of the Federal Property and Administrative
 16 Services Act of 1949 (40 U.S.C. 481(a)(3)), the term of
 17 a contract under this subsection may be up to 50 years.”.

18 (b) **AVAILABILITY OF MILITARY CONSTRUCTION**
 19 **FUNDS TO FACILITATE CONVEYANCES.**—That section is
 20 further amended by inserting after subsection (f), as
 21 added by subsection (a) of this section, the following new
 22 subsection (g):

23 “(g) **AVAILABILITY OF MILITARY CONSTRUCTION**
 24 **FUNDS TO FACILITATE CONVEYANCES.**—(1) Funds ap-
 25 propriated for a military construction project authorized
 26 by law for the construction, repair, or replacement of a

1 utility system to be conveyed under this section may, in-
 2 stead of being used for the project, be used for a contribu-
 3 tion by the Secretary concerned to the utility company or
 4 entity to which the utility system is being conveyed for
 5 the costs of the utility company or entity with respect to
 6 the construction, repair, or replacement of the utility sys-
 7 tem.

8 “(2) The Secretary concerned shall take into account
 9 any contribution under this subsection with respect to a
 10 utility system for purposes of the economic analysis re-
 11 quired for the conveyance of the utility system under sub-
 12 section (e)(1).”.

13 **Subtitle C—Defense Base Closure** 14 **and Realignment**

15 **SEC. 2821. CONVEYANCE OF PROPERTY AT INSTALLATIONS** 16 **CLOSED OR REALIGNED UNDER THE BASE** 17 **CLOSURE LAWS WITHOUT CONSIDERATION** 18 **FOR ECONOMIC REDEVELOPMENT PUR-** 19 **POSES.**

20 (a) 1990 LAW.—Section 2905(b)(4) of the Defense
 21 Base Closure and Realignment Act of 1990 (part A of title
 22 XXIX of Public Law 101–510; 10 U.S.C. 2687 note) is
 23 amended—

24 (1) in subparagraph (A)—

1 (A) by inserting “or realigned” after
2 “closed”; and

3 (B) by inserting “for purposes of creating
4 jobs at the installation” before the period at the
5 end; and

6 (2) by striking subparagraph (B) and inserting
7 the following new subparagraph (B):

8 “(B)(i) Subject to clauses (ii) and (iii), the transfer
9 of property under this paragraph shall be for consideration
10 at the fair market value of the property.

11 “(ii) The transfer of property under this paragraph
12 shall be without consideration in the case of an installation
13 located in a rural area whose closure or realignment under
14 this part will have a substantial adverse impact on the
15 economy of the communities in the vicinity of the installa-
16 tion.

17 “(iii) The transfer of property of an installation
18 under this paragraph shall also be without consideration
19 if the redevelopment authority with respect to the
20 installation—

21 “(I) provides in the agreement for the transfer
22 of such property that the proceeds of any sale or
23 lease of such property, or portion of such property,
24 received by the redevelopment authority during the
25 period after the date of the transfer of such property

1 agreed upon by the redevelopment authority and the
2 Secretary (but not less than 10 years after that
3 date) shall be used for economic redevelopment of
4 the installation or related to the installation; and

5 “(II) accepts control of such property under the
6 agreement within a reasonable time (as determined
7 by the Secretary) after the completion of the prop-
8 erty disposal record of decision or the entry of a
9 finding of no significant environmental impact with
10 respect to the transfer under the National Environ-
11 mental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

12 “(iv) For purposes of clause (iii), the following activi-
13 ties shall be treated as economic redevelopment of an in-
14 stallation or related to an installation:

15 “(I) Road construction or improvement.

16 “(II) Construction or improvement of transpor-
17 tation management facilities.

18 “(III) Construction or improvement of storm
19 and sanitary sewers.

20 “(IV) Construction or improvement of facilities
21 for police or fire protection services.

22 “(V) Construction or improvement of other
23 public facilities.

24 “(VI) Construction or improvement of utilities.

1 “(VII) Rehabilitation or improvement of build-
2 ings, including preservation of historic property.

3 “(VIII) Construction, improvement, or acquisi-
4 tion of pollution prevention equipment or facilities.

5 “(IX) Demolition of facilities.

6 “(X) Property management activities, including
7 removal of hazardous material, landscaping, grading,
8 and other site or public improvements.

9 “(XI) Planning and marketing the development
10 and reuse of the installation.

11 “(v) An agreement for the transfer of property of an
12 installation under clause (iii)(I) shall permit the Secretary
13 to recoup from the redevelopment authority concerned
14 such portion as the Secretary determines appropriate of
15 the amount of any proceeds of the sale or lease of the
16 property that the redevelopment authority does not use to
17 support economic redevelopment of the installation or re-
18 lated to the installation for the period specified in the
19 agreement.”.

20 (b) 1988 LAW.—Section 204(b)(4) of the Defense
21 Authorization Amendments and Base Closure and Re-
22 alignment Act (Public Law 100–526; 10 U.S.C. 2687
23 note) is amended—

24 (1) in subparagraph (A)—

1 (A) by inserting “or realigned” after
2 “closed”; and

3 (B) by inserting “for purposes of creating
4 jobs at the installation” before the period at the
5 end; and

6 (2) by striking subparagraph (B) and inserting
7 the following new subparagraph (B):

8 “(B)(i) Subject to clauses (ii) and (iii), the transfer
9 of property under this paragraph shall be for consideration
10 at the fair market value of the property.

11 “(ii) The transfer of property under this paragraph
12 shall be without consideration in the case of an installation
13 located in a rural area whose closure or realignment under
14 this title will have a substantial adverse impact on the
15 economy of the communities in the vicinity of the installa-
16 tion.

17 “(iii) The transfer of property of an installation
18 under this paragraph shall also be without consideration
19 if the redevelopment authority with respect to the
20 installation—

21 “(I) provides in the agreement for the transfer
22 of such property that the proceeds of any sale or
23 lease of such property, or portion of such property,
24 received by the redevelopment authority during the
25 period after the date of the transfer of such property

1 agreed upon by the redevelopment authority and the
2 Secretary (but not less than 10 years after such
3 date) shall be used for economic redevelopment of
4 the installation or related to the installation; and

5 “(II) accepts control of such property under the
6 agreement within a reasonable time (as determined
7 by the Secretary) after the completion of the prop-
8 erty disposal record of decision or the entry of a
9 finding of no significant environmental impact with
10 respect to the transfer under the National Environ-
11 mental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

12 “(iv) For purposes of clause (iii), the following activi-
13 ties shall be treated as economic redevelopment of an in-
14 stallation or related to an installation:

15 “(I) Road construction or improvement.

16 “(II) Construction or improvement of transpor-
17 tation management facilities.

18 “(III) Construction or improvement of storm
19 and sanitary sewers.

20 “(IV) Construction or improvement of facilities
21 for police or fire protection services.

22 “(V) Construction or improvement of other
23 public facilities.

24 “(VI) Construction or improvement of utilities.

1 “(VII) Rehabilitation or improvement of build-
2 ings, including preservation of historic property.

3 “(VIII) Construction, improvement, or acquisi-
4 tion of pollution prevention equipment or facilities.

5 “(IX) Demolition of facilities.

6 “(X) Property management activities, including
7 removal of hazardous material, landscaping, grading,
8 and other site or public improvements.

9 “(XI) Planning and marketing the development
10 and reuse of the installation.

11 “(v) An agreement for the transfer of property of an
12 installation under clause (iii)(I) shall permit the Secretary
13 to recoup from the redevelopment authority concerned
14 such portion as the Secretary determines appropriate of
15 the amount of any proceeds of the sale or lease of the
16 property that the redevelopment authority does not use to
17 support economic redevelopment of the installation or re-
18 lated to the installation for the period specified in the
19 agreement.”.

20 (c) APPLICABILITY TO CERTAIN PRIOR AGREE-
21 MENTS.—(1)(A) Subject to subparagraph (B), the Sec-
22 retary of Defense may modify an agreement for the trans-
23 fer of property under section 2905(b)(4) of the Defense
24 Base Closure and Realignment Act of 1990, or under sec-
25 tion 204(b)(4) of the Defense Authorization Amendments

1 and Base Closure and Realignment Act, that was entered
2 into before April 21, 1999, for purposes of the com-
3 promise, waiver, adjustment, release, or reduction of any
4 right, title, claim, lien, or demand of the United States
5 under the agreement.

6 (B) The Secretary may modify an agreement under
7 this paragraph only if—

8 (i) the Secretary determines that, as a result of
9 changed economic circumstances, the modification is
10 necessary to provide for economic redevelopment of
11 the installation concerned or related to that installa-
12 tion;

13 (ii) the terms of the modification do not require
14 the return of any payments made to the Secretary
15 under the agreement before the date of the modifica-
16 tion; and

17 (iii) the terms of the modification do not com-
18 promise, waive, adjust, release, or reduce any right,
19 title, claim, lien, or demand of the United States
20 under the agreement with respect to the receipt by
21 the United States of in-kind consideration.

22 (C) In modifying an agreement under subparagraph
23 (A), the Secretary may waive some or all future payments
24 to the United States under the agreement to the extent
25 that the Secretary determines such waiver is necessary.

1 (D) In modifying an agreement under subparagraph
2 (A), the Secretary and the redevelopment authority con-
3 cerned shall include in the agreement provisions consistent
4 with clauses (iii)(I) and (v) of section 2905(b)(4)(B) of
5 the Defense Base Closure and Realignment Act of 1990
6 (as amended by this section), or clauses (iii)(I) and (v)
7 under section 204(b)(4)(B) of the Defense Authorization
8 Amendments and Base Closure and Realignment Act (as
9 so amended), as applicable.

10 (2)(A) The Secretary shall, upon the request of the
11 redevelopment authority concerned, modify an agreement
12 for the transfer of property under section 2905(b)(4) of
13 the Defense Base Closure and Realignment Act of 1990,
14 or under section 204(b)(4) of the Defense Authorization
15 Amendments and Base Closure and Realignment Act, that
16 was entered into between April 21, 1999, and the date
17 of the enactment of this Act in order to conform the agree-
18 ment to the provisions of subparagraph (B) of such section
19 2905(b)(4), as so amended, or subparagraph (B) of such
20 section 204(b)(4), as so amended.

21 (B) A modification of an agreement under this para-
22 graph may compromise, waive, adjust, release, or reduce
23 any right, title, claim, lien, or demand of the United States
24 under the agreement.

1 (d) REPEAL OF CERTAIN OBSOLETE AUTHORITY.—
 2 (1) Section 204(b)(4)(D) of the Defense Authorization
 3 Amendments and Base Closure and Realignment Act is
 4 amended—

5 (A) by striking “(i)”; and

6 (B) by striking clause (ii).

7 (2) Section 2905(b)(4)(D) of the Defense Base Clo-
 8 sure and Realignment Act of 1990 is amended—

9 (A) by striking “(i)”; and

10 (B) by striking clause (ii).

11 **Subtitle D—Land Conveyances**

12 **PART I—ARMY CONVEYANCES**

13 **SEC. 2831. LAND CONVEYANCE, ARMY RESERVE CENTER,** 14 **BANGOR, MAINE.**

15 (a) CONVEYANCE AUTHORIZED.—(1) The Secretary
 16 of the Army may convey, without consideration, to the
 17 City of Bangor, Maine (in this section referred to as the
 18 “City”), all right, title, and interest of the United States
 19 in and to a parcel of real property, including any improve-
 20 ments thereon, consisting of approximately 5 acres and
 21 containing the Army Reserve Center in Bangor, Maine,
 22 known as the Harold S. Slager Army Reserve Center. The
 23 parcel has been determined to be excess to the needs of
 24 the Army.

1 (2) The purpose of the conveyance is to permit the
2 City to use the property for educational purposes.

3 (b) ALTERNATIVE CONVEYANCE AUTHORITY.—If at
4 the time of the conveyance authorized by subsection (a)
5 the Secretary has transferred jurisdiction over any of the
6 property to be conveyed to the Administrator of General
7 Services, the Administrator shall make the conveyance of
8 such property under this section.

9 (c) FEDERAL SCREENING.—(1) If any of the prop-
10 erty authorized to be conveyed by subsection (a) of this
11 section is under the jurisdiction of the Administrator as
12 of the date of the enactment of this Act, the Administrator
13 shall conduct with respect to such property the screening
14 for further Federal use otherwise required by subsection
15 (a) of section 2696 of title 10, United States Code.

16 (2) Subsections (b) through (d) of such section 2696
17 shall apply to the screening under paragraph (1) as if the
18 screening were a screening conducted under subsection (a)
19 of such section 2696. For purposes of such subsection (b),
20 the date of the enactment of the provision of law author-
21 izing the conveyance of the property authorized to be con-
22 veyed by this section shall be the date of the enactment
23 of this Act.

24 (d) REVERSIONARY INTEREST.—If during the 5-year
25 period beginning on the date the conveyance authorized

1 by subsection (a) is made the Secretary determines that
2 the property conveyed under that subsection is not being
3 used for the purpose specified in paragraph (2) of that
4 subsection, all right, title, and interest in and to the prop-
5 erty shall revert to the United States, and the United
6 States shall have the right of immediate entry onto the
7 property. Any determination of the Secretary under this
8 subsection shall be made on the record after an oppor-
9 tunity for a hearing.

10 (e) DESCRIPTION OF PROPERTY.—The exact acreage
11 and legal description of the real property to be conveyed
12 under subsection (a) shall be determined by a survey satis-
13 factory to the official having jurisdiction over the property
14 at the time of the conveyance. The cost of the survey shall
15 be borne by the City.

16 (f) ADDITIONAL TERMS AND CONDITIONS.—The offi-
17 cial having jurisdiction over the property authorized to be
18 conveyed by subsection (a) at the time of the conveyance
19 may require such additional terms and conditions in con-
20 nection with the conveyance as that official considers ap-
21 propriate to protect the interest of the United States.

22 **SEC. 2832. LAND CONVEYANCES, TWIN CITIES ARMY AMMU-**
23 **NITION PLANT, MINNESOTA.**

24 (a) CONVEYANCE TO CITY AUTHORIZED.—The Sec-
25 retary of the Army may convey to the City of Arden Hills,

1 Minnesota (in this section referred to as the “City”), all
2 right, title, and interest of the United States in and to
3 a parcel of real property, including improvements thereon,
4 consisting of approximately 4 acres at the Twin Cities
5 Army Ammunition Plant, for the purpose of permitting
6 the City to construct a city hall complex on the parcel.

7 (b) CONVEYANCE TO COUNTY AUTHORIZED.—The
8 Secretary of the Army may convey to Ramsey County,
9 Minnesota (in this section referred to as the “County”),
10 all right, title, and interest of the United States in and
11 to a parcel of real property, including improvements there-
12 on, consisting of approximately 35 acres at the Twin Cities
13 Army Ammunition Plant, for the purpose of permitting
14 the County to construct a maintenance facility on the par-
15 cel.

16 (c) CONSIDERATION.—As a consideration for the con-
17 veyances under this section, the City shall make the city
18 hall complex available for use by the Minnesota National
19 Guard for public meetings, and the County shall make the
20 maintenance facility available for use by the Minnesota
21 National Guard, as detailed in agreements entered into be-
22 tween the City, County, and the Commanding General of
23 the Minnesota National Guard. Use of the city hall com-
24 plex and maintenance facility by the Minnesota National

1 Guard shall be without cost to the Minnesota National
2 Guard.

3 (d) DESCRIPTION OF PROPERTY.—The exact acreage
4 and legal description of the real property to be conveyed
5 under this section shall be determined by surveys satisfac-
6 tory to the Secretary. The cost of the survey shall be borne
7 by the recipient of the real property.

8 (e) ADDITIONAL TERMS AND CONDITIONS.—The
9 Secretary may require such additional terms and condi-
10 tions in connection with the conveyances under this section
11 as the Secretary considers appropriate to protect the inter-
12 ests of the United States.

13 **SEC. 2833. REPAIR AND CONVEYANCE OF RED BUTTE DAM**
14 **AND RESERVOIR, SALT LAKE CITY, UTAH.**

15 (a) CONVEYANCE REQUIRED.—The Secretary of the
16 Army may convey, without consideration, to the Central
17 Utah Water Conservancy District, Utah (in this section
18 referred to as the “District”), all right, title, and interest
19 of the United States in and to the real property, including
20 the dam, spillway, and any other improvements thereon,
21 comprising the Red Butte Dam and Reservoir, Salt Lake
22 City, Utah. The Secretary shall make the conveyance with-
23 out regard to the department or agency of the Federal
24 Government having jurisdiction over Red Butte Dam and
25 Reservoir.

1 (b) PROVISION OF FUNDS.—Not later than 60 days
2 after the date of the enactment of this Act, the Secretary
3 may make funds available to the District for purposes of
4 the improvement of Red Butte Dam and Reservoir to meet
5 the standards applicable to the dam and reservoir under
6 the laws of the State of Utah.

7 (c) USE OF FUNDS.—The District shall use funds
8 made available to the District under subsection (b) solely
9 for purposes of improving Red Butte Dam and Reservoir
10 to meet the standards referred to in that subsection.

11 (d) RESPONSIBILITY FOR MAINTENANCE AND OPER-
12 ATION.—Upon the conveyance of Red Butte Dam and
13 Reservoir under subsection (a), the District shall assume
14 all responsibility for the operation and maintenance of Red
15 Butte Dam and Reservoir for fish, wildlife, and flood con-
16 trol purposes in accordance with the repayment contract
17 or other applicable agreement between the District and the
18 Bureau of Reclamation with respect to Red Butte Dam
19 and Reservoir.

20 (e) DESCRIPTION OF PROPERTY.—The legal descrip-
21 tion of the real property to be conveyed under subsection
22 (a) shall be determined by a survey satisfactory to the Sec-
23 retary. The cost of the survey shall be borne by the Dis-
24 trict.

1 (f) ADDITIONAL TERMS AND CONDITIONS.—The Sec-
 2 retary may require such additional terms and conditions
 3 in connection with the conveyance under subsection (a) as
 4 the Secretary considers appropriate to protect the inter-
 5 ests of the United States.

6 **PART II—NAVY CONVEYANCES**

7 **SEC. 2841. CLARIFICATION OF LAND EXCHANGE, NAVAL RE-**
 8 **SERVE READINESS CENTER, PORTLAND,**
 9 **MAINE.**

10 (a) CLARIFICATION ON CONVEYEE.—Subsection
 11 (a)(1) of section 2852 of the Military Construction Au-
 12 thorization Act for Fiscal Year 1999 (division B of Public
 13 Law 105–261; 112 Stat. 2220) is amended by striking
 14 “Gulf of Maine Aquarium Development Corporation, Port-
 15 land, Maine (in this section referred to as the ‘Corpora-
 16 tion’)” and inserting “Gulf of Maine Aquarium Develop-
 17 ment Corporation, Portland, Maine, a non-profit edu-
 18 cation and research institute (in this section referred to
 19 as the ‘Aquarium’)”.

20 (b) CONFORMING AMENDMENTS.—That section is
 21 further amended by striking “the Corporation” each place
 22 it appears and inserting “the Aquarium”.

23 **SEC. 2842. LAND CONVEYANCE, NEWPORT, RHODE ISLAND.**

24 (a) CONVEYANCE AUTHORIZED.—The Secretary of
 25 the Navy may convey, without consideration, to the City

1 of Newport, Rhode Island (in this section referred to as
2 the “City”), all right, title, and interest of the United
3 States in and to a parcel of real property (together with
4 any improvements thereon) consisting of approximately 15
5 acres and known familiarly as the Ranger Road site. The
6 real property is bounded by Naval Station Newport, Rhode
7 Island, to the north and west, by the Town of Middletown,
8 Rhode Island, to the north and east, and by Admiral
9 Kalbfus Road, the Jai Alai fronton, the Newport City
10 Yard, and the ramp to Newport Bridge to the south.

11 (b) CONDITION.—The conveyance authorized by sub-
12 section (a) shall be subject to the condition that the City
13 use the conveyed property for one or more of the following
14 purposes:

15 (1) A satellite campus of the Community Col-
16 lege of Rhode Island.

17 (2) A center for child day care and early child-
18 hood education.

19 (3) A center for offices of the Government of
20 the State of Rhode Island.

21 (c) REVERSIONARY INTEREST.—If during the 5-year
22 period beginning on the date the Secretary makes the con-
23 veyance authorized by subsection (a) the Secretary deter-
24 mines that the conveyed property is not being used for
25 any of the purposes specified in subsection (b), all right,

1 title, and interest in and to the property, including any
2 improvements thereon, shall revert to the United States,
3 and the United States shall have the right of immediate
4 entry onto the property. Any determination of the Sec-
5 retary under this subsection shall be made on the record
6 after an opportunity for a hearing.

7 (d) **LEGAL DESCRIPTION OF PROPERTY.**—The exact
8 acreage and legal description of the real property to be
9 conveyed under subsection (a) shall be determined by a
10 survey acceptable to the Secretary. The cost of the survey
11 shall be borne by the City.

12 (e) **ADDITIONAL TERMS AND CONDITIONS.**—The
13 Secretary may require such additional terms and condi-
14 tions in connection with the conveyance authorized by sub-
15 section (a) as the Secretary considers appropriate to pro-
16 tect the interests of the United States.

17 **SEC. 2843. LAND CONVEYANCE, NAVAL WEAPONS INDUS-**
18 **TRIAL RESERVE PLANT NO. 387, DALLAS,**
19 **TEXAS.**

20 (a) **CONVEYANCE AUTHORIZED.**—(1) The Secretary
21 of the Navy may convey to the City of Dallas, Texas (in
22 this section referred to as the “City”), all right, title, and
23 interest of the United States in and to parcels of real prop-
24 erty consisting of approximately 314 acres and comprising

1 the Naval Weapons Industrial Reserve Plant No. 387,
2 Dallas, Texas.

3 (2)(A) As part of the conveyance authorized by para-
4 graph (1), the Secretary may convey to the City such im-
5 provements, equipment, fixtures, and other personal prop-
6 erty located on the parcels referred to in that paragraph
7 as the Secretary determines to be not required by the
8 Navy for other purposes.

9 (B) The Secretary may permit the City to review and
10 inspect the improvements, equipment, fixtures, and other
11 personal property located on the parcels referred to in
12 paragraph (1) for purposes of the conveyance authorized
13 by this paragraph.

14 (b) AUTHORITY TO CONVEY WITHOUT CONSIDER-
15 ATION.—The conveyance authorized by subsection (a) may
16 be made without consideration if the Secretary determines
17 that the conveyance on that basis would be in the best
18 interests of the United States.

19 (c) CONDITION OF CONVEYANCE.—The conveyance
20 authorized by subsection (a) shall be subject to the condi-
21 tion that the City—

22 (1) use the parcels, directly or through an
23 agreement with a public or private entity, for eco-
24 nomic purposes or such other public purposes as the
25 City determines appropriate; or

1 (2) convey the parcels to an appropriate public
2 entity for use for such purposes.

3 (d) REVERSION.—If, during the 5-year period begin-
4 ning on the date the Secretary makes the conveyance au-
5 thorized by subsection (a), the Secretary determines that
6 the conveyed real property is not being used for a purpose
7 specified in subsection (c), all right, title, and interest in
8 and to the property, including any improvements thereon,
9 shall revert to the United States, and the United States
10 shall have the right of immediate entry onto the property.

11 (e) LIMITATION ON CERTAIN SUBSEQUENT CONVEY-
12 ANCES.—(1) Subject to paragraph (2), if at any time after
13 the Secretary makes the conveyance authorized by sub-
14 section (a) the City conveys any portion of the parcels con-
15 veyed under that subsection to a private entity, the City
16 shall pay to the United States an amount equal to the
17 fair market value (as determined by the Secretary) of the
18 portion conveyed at the time of its conveyance under this
19 subsection.

20 (2) Paragraph (1) applies to a conveyance described
21 in that paragraph only if the Secretary makes the convey-
22 ance authorized by subsection (a) without consideration.

23 (3) The Secretary shall deposit in the General Fund
24 of the Treasury as miscellaneous receipts any amounts
25 paid the Secretary under this subsection.

1 (f) INTERIM LEASE.—(1) Until such time as the real
2 property described in subsection (a) is conveyed by deed
3 under this section, the Secretary may continue to lease
4 the property, together with improvements thereon, to the
5 current tenant under the existing terms and conditions of
6 the lease for the property.

7 (2) If good faith negotiations for the conveyance of
8 the property continue under this section beyond the end
9 of the third year of the term of the existing lease for the
10 property, the Secretary shall continue to lease the property
11 to the current tenant of the property under the terms and
12 conditions applicable to the first three years of the lease
13 of the property pursuant to the existing lease for the prop-
14 erty.

15 (g) MAINTENANCE OF PROPERTY.—(1) Subject to
16 paragraph (2), the Secretary shall be responsible for main-
17 taining the real property to be conveyed under this section
18 in its condition as of the date of the enactment of this
19 Act until such time as the property is conveyed by deed
20 under this section.

21 (2) The current tenant of the property shall be re-
22 sponsible for any maintenance required under paragraph
23 (1) to the extent of the activities of that tenant at the
24 property during the period covered by that paragraph.

1 (h) DESCRIPTION OF PROPERTY.—The exact acreage
2 and legal description of the real property to be conveyed
3 under subsection (a) shall be determined by a survey satis-
4 factory to the Secretary. The cost of the survey shall be
5 borne by the City.

6 (i) ADDITIONAL TERMS AND CONDITIONS.—The Sec-
7 retary may require such additional terms and conditions
8 in connection with the conveyance under subsection (a) as
9 the Secretary considers appropriate to protect the inter-
10 ests of the United States.

11 **SEC. 2844. LAND CONVEYANCE, NAVAL TRAINING CENTER,**
12 **ORLANDO, FLORIDA.**

13 The Secretary of the Navy shall convey all right, title,
14 and interest of the United States in and to the land com-
15 prising the main base portion of the Naval Training Cen-
16 ter and the McCoy Annex Areas, Orlando, Florida, to the
17 City of Orlando, Florida, in accordance with the terms and
18 conditions set forth in the Memorandum of Agreement by
19 and between the United States of America and the City
20 of Orlando for the Economic Development Conveyance of
21 Property on the Main Base and McCoy Annex Areas of
22 the Naval Training Center, Orlando, executed by the Par-
23 ties on December 9, 1997, as amended.

1 **PART III—AIR FORCE CONVEYANCES**

2 **SEC. 2851. LAND CONVEYANCE, MCCLELLAN NUCLEAR RA-**
3 **DIATION CENTER, CALIFORNIA.**

4 (a) CONVEYANCE AUTHORIZED.—Notwithstanding
5 any other provision of law, the Secretary of the Air Force
6 may convey, without consideration, to the Regents of the
7 University of California, acting on behalf of the University
8 of California, Davis (in this section referred to as the “Re-
9 gents”), all right, title, and interest of the United States
10 in and to the parcel of real property, including improve-
11 ments thereon, consisting of the McClellan Nuclear Radi-
12 ation Center, California.

13 (b) INSPECTION OF PROPERTY.—The Secretary
14 shall, at an appropriate time before the conveyance au-
15 thorized by subsection (a), permit the Regents access to
16 the property to be conveyed for purposes of such investiga-
17 tion of the McClellan Nuclear Radiation Center and the
18 atomic reactor located at the Center as the Regents con-
19 sider appropriate.

20 (c) HOLD HARMLESS.—(1)(A) The Secretary may
21 not make the conveyance authorized by subsection (a) un-
22 less the Regents agree to indemnify and hold harmless the
23 United States for and against the following:

24 (i) Any and all costs associated with the decon-
25 tamination and decommissioning of the atomic reac-
26 tor at the McClellan Nuclear Radiation Center

1 under requirements that are imposed by the Nuclear
2 Regulatory Commission or any other appropriate
3 Federal or State regulatory agency.

4 (ii) Any and all injury, damage, or other liabil-
5 ity arising from the operation of the atomic reactor
6 after its conveyance under this section.

7 (B) As consideration for the agreement under sub-
8 paragraph (A), the Secretary may pay the Regents an
9 amount determined appropriate by the Secretary. The
10 amount may not exceed \$17,593,000.

11 (2) Notwithstanding the agreement under paragraph
12 (1), the Secretary may, as part of the conveyance author-
13 ized by subsection (a), enter into an agreement with the
14 Regents under which agreement the United States shall
15 indemnify and hold harmless the University of California
16 for and against any injury, damage, or other liability in
17 connection with the operation of the atomic reactor at the
18 McClellan Nuclear Radiation Center after its conveyance
19 under this section that arises from a defect in the atomic
20 reactor that could not have been discovered in the course
21 of the inspection carried out under subsection (b).

22 (d) CONTINUING OPERATION OF REACTOR.—Until
23 such time as the property authorized to be conveyed by
24 subsection (a) is conveyed by deed, the Secretary shall
25 take appropriate actions, including the allocation of per-

1 sonnel, funds, and other resources, to ensure the con-
2 tinuing operation of the atomic reactor located at the
3 McClellan Nuclear Radiation Center in accordance with
4 applicable requirements of the Nuclear Regulatory Com-
5 mission and otherwise in accordance with law.

6 (e) DESCRIPTION OF PROPERTY.—The exact acreage
7 and legal description of the real property to be conveyed
8 under subsection (a) shall be determined by a survey satis-
9 factory to the Secretary. The cost of the survey shall be
10 borne by the Secretary.

11 (f) ADDITIONAL TERMS AND CONDITIONS.—The Sec-
12 retary may require such additional terms and conditions
13 in connection with the conveyance under subsection (a) as
14 the Secretary considers appropriate to protect the inter-
15 ests of the United States.

16 **SEC. 2852. LAND CONVEYANCE, NEWINGTON DEFENSE**
17 **FUEL SUPPLY POINT, NEW HAMPSHIRE.**

18 (a) CONVEYANCE AUTHORIZED.—The Secretary of
19 the Air Force may convey, without consideration, to the
20 Pease Development Authority, New Hampshire (in this
21 section referred to as the “Authority”), all right, title, and
22 interest of the United States in and to parcels of real
23 property, together with any improvements thereon, con-
24 sisting of approximately 10.26 acres and located in
25 Newington, New Hampshire, the site of the Newington

1 Defense Fuel Supply Point. The parcels have been deter-
2 mined to be excess to the needs of the Air Force.

3 (b) RELATED PIPELINE AND EASEMENT.—As part
4 of the conveyance authorized by subsection (a), the Sec-
5 retary may convey to the Authority without consideration
6 all right, title, and interest of the United States in and
7 to the following:

8 (1) The pipeline approximately 1.25 miles in
9 length that runs between the property authorized to
10 be conveyed under subsection (a) and former Pease
11 Air Force Base, New Hampshire, and any facilities
12 and equipment related thereto.

13 (2) An easement consisting of approximately
14 4.612 acres for purposes of activities relating to the
15 pipeline.

16 (c) ALTERNATIVE CONVEYANCE AUTHORITY.—If at
17 the time of the conveyance authorized by this section the
18 Secretary has transferred jurisdiction over any of the
19 property to be conveyed to the Administrator of General
20 Services, the Administrator shall make the conveyance of
21 such property under this section.

22 (d) FEDERAL SCREENING.—(1) If any of the prop-
23 erty authorized to be conveyed by this section is under
24 the jurisdiction of the Administrator as of the date of the
25 enactment of this Act, the Administrator shall conduct

1 with respect to such property the screening for further
2 Federal use otherwise required by subsection (a) of section
3 2696 of title 10, United States Code.

4 (2) Subsections (b) through (d) of such section 2696
5 shall apply to the screening under paragraph (1) as if the
6 screening were a screening conducted under subsection (a)
7 of such section 2696. For purposes of such subsection (b),
8 the date of the enactment of the provision of law author-
9 izing the conveyance of the property authorized to be con-
10 veyed by this section shall be the date of the enactment
11 of this Act.

12 (e) DESCRIPTION OF PROPERTY.—The exact acreage
13 and legal description of the real property to be conveyed
14 under subsection (a), the easement to be conveyed under
15 subsection (b)(2), and the pipeline to be conveyed under
16 subsection (b)(1) shall be determined by surveys and other
17 means satisfactory to the official having jurisdiction over
18 the property or pipeline, as the case may be, at the time
19 of the conveyance. The cost of any survey or other services
20 performed at the direction of that official under the pre-
21 ceding sentence shall be borne by the Authority.

22 (f) ADDITIONAL TERMS AND CONDITIONS.—The offi-
23 cial having jurisdiction over the property to be conveyed
24 under subsection (a), or the pipeline and easement to be
25 conveyed under subsection (b), at the time of the convey-

1 ance may require such additional terms and conditions in
 2 connection with the conveyance as that official considers
 3 appropriate to protect the interests of the United States.

4 **Subtitle E—Other Matters**

5 **SEC. 2861. ACQUISITION OF STATE-HELD INHOLDINGS,** 6 **EAST RANGE OF FORT HUACHUCA, ARIZONA.**

7 (a) ACQUISITION AUTHORIZED.—(1) The Secretary
 8 of the Interior may acquire by eminent domain, but with
 9 the consent of the State of Arizona, all right, title, and
 10 interest (including any mineral rights) of the State of Ari-
 11 zona in and to unimproved Arizona State Trust lands con-
 12 sisting of approximately 1,536.47 acres in the Fort
 13 Huachuca East Range, Cochise County, Arizona.

14 (2) The Secretary may also acquire by eminent do-
 15 main, but with the consent of the State of Arizona, any
 16 trust mineral estate of the State of Arizona located be-
 17 neath the surface estates of the United States in one or
 18 more parcels of land consisting of approximately 12,943
 19 acres in the Fort Huachuca East Range, Cochise County,
 20 Arizona.

21 (b) CONSIDERATION.—(1) Subject to subsection (c),
 22 as consideration for the acquisition by the United States
 23 of Arizona State trust lands and mineral interests under
 24 subsection (a), the Secretary, acting through the Bureau
 25 of Land Management, may convey to the State of Arizona

1 all right, title, and interest of the United States, or some
2 lesser interest, in one or more parcels of Federal land
3 under the jurisdiction of the Bureau of Land Management
4 in the State of Arizona.

5 (2) The lands or interests in land to be conveyed
6 under this subsection shall be mutually agreed upon by
7 the Secretary and the State of Arizona, as provided in sub-
8 section (c)(1).

9 (3) The value of the lands conveyed out of Federal
10 ownership under this subsection either shall be equal to
11 the value of the lands and mineral interests received by
12 the United States under subsection (a) or, if not, shall
13 be equalized by a payment made by the Secretary or the
14 State of Arizona, as necessary.

15 (c) CONDITIONS ON CONVEYANCE TO STATE.—The
16 Secretary may make the conveyance described in sub-
17 section (b) only if—

18 (1) the transfer of the Federal lands to the
19 State of Arizona is acceptable to the State Land
20 Commissioner; and

21 (2) the conveyance of lands and interests in
22 lands under subsection (b) is accepted by the State
23 of Arizona as full consideration for the land and
24 mineral rights acquired by the United States under
25 subsection (a) and terminates all right, title, and in-

1 terest of all parties (other than the United States)
2 in and to the acquired lands and mineral rights.

3 (d) USE OF EMINENT DOMAIN.—The Secretary may
4 acquire the State lands and mineral rights under sub-
5 section (a) pursuant to the laws and regulations governing
6 eminent domain.

7 (e) DETERMINATION OF FAIR MARKET VALUE.—
8 Notwithstanding any other provision of law, the value of
9 lands and interests in lands acquired or conveyed by the
10 United States under this section shall be determined in
11 accordance with the Uniform Appraisal Standards for
12 Federal Land Acquisition, as published by the Depart-
13 ment of Justice in 1992. The appraisal shall be subject
14 to the review and acceptance by the Land Department of
15 the State of Arizona and the Bureau of Land Manage-
16 ment.

17 (f) DESCRIPTIONS OF LAND.—The exact acreage and
18 legal descriptions of the lands and interests in lands ac-
19 quired or conveyed by the United States under this section
20 shall be determined by surveys that are satisfactory to the
21 Secretary of the Interior and the State of Arizona.

22 (g) WITHDRAWAL OF ACQUIRED LANDS FOR MILI-
23 TARY PURPOSES.—After acquisition, the lands acquired
24 by the United States under subsection (a) may be with-
25 drawn and reserved, in accordance with all applicable envi-

1 ronmental laws, for use by the Secretary of the Army for
2 military training and testing in the same manner as other
3 Federal lands located in the Fort Huachuca East Range
4 that were withdrawn and reserved for Army use through
5 Public Land Order 1471 of 1957.

6 (h) **ADDITIONAL TERMS AND CONDITIONS.**—The
7 Secretary of the Interior may require such additional
8 terms and conditions in connection with the conveyance
9 and acquisition of lands and interests in land under this
10 section as the Secretary considers to be appropriate to
11 protect the interests of the United States and any valid
12 existing rights.

13 (i) **COST REIMBURSEMENT.**—All costs associated
14 with the processing of the acquisition of State trust lands
15 and mineral interests under subsection (a) and the convey-
16 ance of public lands under subsection (b) shall be borne
17 by the Secretary of the Army.

18 **SEC. 2862. DEVELOPMENT OF FORD ISLAND, HAWAII.**

19 (a) **IN GENERAL.**—(1) Subject to paragraph (2), the
20 Secretary of the Navy may exercise any authority or com-
21 bination of authorities in this section for the purpose of
22 developing or facilitating the development of Ford Island,
23 Hawaii, to the extent that the Secretary determines the
24 development is compatible with the mission of the Navy.

1 (2) The Secretary may not exercise any authority
2 under this section until—

3 (A) the Secretary submits to the appropriate
4 committees of Congress a master plan for the devel-
5 opment of Ford Island; and

6 (B) a period of 30 calendar days has elapsed
7 following the date on which the notification is re-
8 ceived by those committees.

9 (b) CONVEYANCE AUTHORITY.—(1) The Secretary of
10 the Navy may convey to any public or private person or
11 entity all right, title, and interest of the United States in
12 and to any real property (including any improvements
13 thereon) or personal property under the jurisdiction of the
14 Secretary in the State of Hawaii that the Secretary
15 determines—

16 (A) is excess to the needs of the Navy and all
17 of the other Armed Forces; and

18 (B) will promote the purpose of this section.

19 (2) A conveyance under this subsection may include
20 such terms and conditions as the Secretary considers ap-
21 propriate to protect the interests of the United States.

22 (c) LEASE AUTHORITY.—(1) The Secretary of the
23 Navy may lease to any public or private person or entity
24 any real property or personal property under the jurisdic-

1 tion of the Secretary in the State of Hawaii that the Sec-
2 retary determines—

3 (A) is not needed for current operations of the
4 Navy and all of the other Armed Forces; and

5 (B) will promote the purpose of this section.

6 (2) A lease under this subsection shall be subject to
7 section 2667(b)(1) of title 10, United States Code, and
8 may include such others terms as the Secretary considers
9 appropriate to protect the interests of the United States.

10 (3) A lease of real property under this subsection may
11 provide that, upon termination of the lease term, the lessee
12 shall have the right of first refusal to acquire the real
13 property covered by the lease if the property is then con-
14 veyed under subsection (b).

15 (4)(A) The Secretary may provide property support
16 services to or for real property leased under this sub-
17 section.

18 (B) To the extent provided in appropriations Acts,
19 any payment made to the Secretary for services provided
20 under this paragraph shall be credited to the appropria-
21 tion, account, or fund from which the cost of providing
22 the services was paid.

23 (d) ACQUISITION OF LEASEHOLD INTEREST BY SEC-
24 RETARY.—(1) The Secretary of the Navy may acquire a
25 leasehold interest in any facility constructed under sub-

1 section (f) as consideration for a transaction authorized
2 by this section upon such terms as the Secretary considers
3 appropriate to promote the purpose of this section.

4 (2) The term of a lease under paragraph (1) may not
5 exceed 10 years, unless the Secretary of Defense approves
6 a term in excess of 10 years for the purpose of this section.

7 (3) A lease under this subsection may provide that,
8 upon termination of the lease term, the United States
9 shall have the right of first refusal to acquire the facility
10 covered by the lease.

11 (e) REQUIREMENT FOR COMPETITION.—The Sec-
12 retary of the Navy shall use competitive procedures for
13 purposes of selecting the recipient of real or personal prop-
14 erty under subsection (b) and the lessee of real or personal
15 property under subsection (c).

16 (f) CONSIDERATION.—(1) As consideration for the
17 conveyance of real or personal property under subsection
18 (b), or for the lease of real or personal property under
19 subsection (c), the Secretary of the Navy shall accept cash,
20 real property, personal property, or services, or any com-
21 bination thereof, in an aggregate amount equal to not less
22 than the fair market value of the real or personal property
23 conveyed or leased.

1 (2) Subject to subsection (i), the services accepted by
2 the Secretary under paragraph (1) may include the fol-
3 lowing:

4 (A) The construction or improvement of facili-
5 ties at Ford Island.

6 (B) The restoration or rehabilitation of real
7 property at Ford Island.

8 (C) The provision of property support services
9 for property or facilities at Ford Island.

10 (g) NOTICE AND WAIT REQUIREMENTS.—The Sec-
11 retary of the Navy may not carry out a transaction au-
12 thorized by this section until—

13 (1) the Secretary submits to the appropriate
14 committees of Congress a notification of the trans-
15 action, including—

16 (A) a detailed description of the trans-
17 action; and

18 (B) a justification for the transaction
19 specifying the manner in which the transaction
20 will meet the purpose of this section; and

21 (2) a period of 30 calendar days has elapsed
22 following the date on which the notification is re-
23 ceived by those committees.

24 (h) FORD ISLAND IMPROVEMENT ACCOUNT.—(1)
25 There is established on the books of the Treasury an ac-

1 count to be known as the “Ford Island Improvement Ac-
2 count”.

3 (2) There shall be deposited into the account the fol-
4 lowing amounts:

5 (A) Amounts authorized and appropriated to
6 the account.

7 (B) Except as provided in subsection (c)(4)(B),
8 the amount of any cash payment received by the
9 Secretary for a transaction under this section.

10 (i) USE OF ACCOUNT.—(1) Subject to paragraph (2),
11 to the extent provided in advance in appropriation Acts,
12 funds in the Ford Island Improvement Account may be
13 used as follows:

14 (A) To carry out or facilitate the carrying out
15 of a transaction authorized by this section.

16 (B) To carry out improvements of property or
17 facilities at Ford Island.

18 (C) To obtain property support services for
19 property or facilities at Ford Island.

20 (2) To extent that the authorities provided under sub-
21 chapter IV of chapter 169 of title 10, United States Code,
22 are available to the Secretary of the Navy, the Secretary
23 may not use the authorities in this section to acquire, con-
24 struct, or improve family housing units, military unaccom-

1 panied housing units, or ancillary supporting facilities re-
2 lated to military housing at Ford Island.

3 (3)(A) The Secretary may transfer funds from the
4 Ford Island Improvement Account to the following funds:

5 (i) The Department of Defense Family Housing
6 Improvement Fund established by section
7 2883(a)(1) of title 10, United States Code.

8 (ii) The Department of Defense Military Unac-
9 companied Housing Improvement Fund established
10 by section 2883(a)(2) of that title.

11 (B) Amounts transferred under subparagraph (A) to
12 a fund referred to in that subparagraph shall be available
13 in accordance with the provisions of section 2883 of title
14 10, United States Code, for activities authorized under
15 subchapter IV of chapter 169 of that title at Ford Island.

16 (j) INAPPLICABILITY OF CERTAIN PROPERTY MAN-
17 AGEMENT LAWS.—Except as otherwise provided in this
18 section, transactions under this section shall not be subject
19 to the following:

20 (1) Sections 2667 and 2696 of title 10, United
21 States Code.

22 (2) Section 501 of the Stewart B. McKinney
23 Homeless Assistance Act (42 U.S.C. 11411).

1 (3) Sections 202 and 203 of the Federal Prop-
2 erty and Administrative Services Act of 1949 (40
3 U.S.C. 483, 484).

4 (k) SCORING.—Nothing in this section shall be con-
5 strued to waive the applicability to any lease entered into
6 under this section of the budget scorekeeping guidelines
7 used to measure compliance with the Balanced Budget
8 Emergency Deficit Control Act of 1985.

9 (l) CONFORMING AMENDMENTS.—Section 2883(e) of
10 title 10, United States Code, is amended—

11 (1) in paragraph (1), by adding at the end the
12 following new subparagraph:

13 “(E) Any amounts that the Secretary of the
14 Navy transfers to that Fund pursuant to section
15 2862(i)(3)(A)(i) of the Military Construction Au-
16 thorization Act for Fiscal Year 2000, subject to the
17 restrictions on the use of the transferred amounts
18 specified in that section.”; and

19 (2) in paragraph (2), by adding at the end the
20 following new subparagraph:

21 “(E) Any amounts that the Secretary of the
22 Navy transfers to that Fund pursuant to section
23 2862(i)(3)(A)(ii) of the Military Construction Au-
24 thorization Act for Fiscal Year 2000, subject to the

1 restrictions on the use of the transferred amounts
2 specified in that section.”.

3 (m) DEFINITIONS.—In this section:

4 (1) The term “appropriate committees of Con-
5 gress” has the meaning given that term in section
6 2801(4) of title 10, United States Code.

7 (2) The term “property support service” means
8 the following:

9 (A) Any utility service or other service list-
10 ed in section 2686(a) of title 10, United States
11 Code.

12 (B) Any other service determined by the
13 Secretary to be a service that supports the op-
14 eration and maintenance of real property, per-
15 sonal property, or facilities.

16 **SEC. 2863. ENHANCEMENT OF PENTAGON RENOVATION AC-**
17 **TIVITIES.**

18 The Secretary of Defense in conjunction with the
19 Pentagon Renovation Program is authorized to design and
20 construct secure secretarial office and support facilities
21 and security-related changes to the METRO entrance at
22 the Pentagon Reservation. The Secretary shall, not later
23 than January 15, 2000, submit to the congressional de-
24 fense committees the estimated cost for the planning, de-
25 sign, construction, and installation of equipment for these

1 enhancements, together with the revised estimate for the
2 total cost of the renovation of the Pentagon.

3 **SEC. 2864. ONE-YEAR DELAY IN DEMOLITION OF RADIO**
4 **TRANSMITTING FACILITY TOWERS AT NAVAL**
5 **STATION, ANNAPOLIS, MARYLAND, TO FACILI-**
6 **TATE TRANSFER OF TOWERS.**

7 (a) ONE-YEAR DELAY.—The Secretary of the Navy
8 may not obligate or expend any funds for the demolition
9 of the naval radio transmitting towers described in sub-
10 section (b) during the one-year period beginning on the
11 date of the enactment of this Act.

12 (b) COVERED TOWERS.—The naval radio transmit-
13 ting towers described in this subsection are the three
14 southeastern most naval radio transmitting towers located
15 at Naval Station, Annapolis, Maryland that are scheduled
16 for demolition as of the date of enactment of this Act.

17 (c) TRANSFER OF TOWERS.—The Secretary may
18 transfer to the State of Maryland, or the County of Anne
19 Arundel, Maryland, all right, title, and interest (including
20 maintenance responsibility) of the United States in and
21 to the towers described in subsection (b) if the State of
22 Maryland or the County of Anne Arundel, Maryland, as
23 the case may be, agrees to accept such right, title, and
24 interest (including accrued maintenance responsibility)
25 during the one-year period referred to in subsection (a).

1 **SEC. 2865. ARMY RESERVE RELOCATION FROM FORT DOUG-**
2 **LAS, UTAH.**

3 Section 2603 of the National Defense Authorization
4 Act for fiscal year 1998 (P.L. 105–85) is amended as fol-
5 lows:

6 “With regard to the conveyance of a portion of Fort
7 Douglas, Utah to the University of Utah and the resulting
8 relocation of Army Reserve activities to temporary and
9 permanent relocation facilities, the Secretary of the Army
10 may accept the funds paid by the University of Utah or
11 State of Utah to pay costs associated with the conveyance
12 and relocation. Funds received under this section shall be
13 credited to the appropriation, fund or account from which
14 the expenses are ordinarily paid. Amounts so credited shall
15 be available until expended.”.

16 **TITLE XXIX—RENEWAL OF**
17 **MILITARY LAND WITHDRAWALS**

18 **SEC. 2901. FINDINGS.**

19 The Congress finds that—

20 (1) Public Law 99–606 authorized public land
21 withdrawals for several military installations, includ-
22 ing the Barry M. Goldwater Air Force Range in Ari-
23 zona, the McGregor Range in New Mexico, and Fort
24 Wainwright and Fort Greely in Alaska, collectively
25 comprising over 4 million acres of public land;

1 (2) these military ranges provide important
2 military training opportunities and serve a critical
3 role in the national security of the United States
4 and their use for these purposes should be contin-
5 ued;

6 (3) in addition to their use for military pur-
7 poses, these ranges contain significant natural and
8 cultural resources, and provide important wildlife
9 habitat;

10 (4) the future use of these ranges is important
11 not only for the affected military branches, but also
12 for local residents and other public land users;

13 (5) the public land withdrawals authorized in
14 1986 under Public Law 99–606 were for a period of
15 15 years, and expire in November 2001; and

16 (6) it is important that the renewal of these
17 public land withdrawals be completed in a timely
18 manner, consistent with the process established in
19 Public Law 99–606 and other applicable laws, in-
20 cluding the completion of appropriate environmental
21 impact studies and opportunities for public comment
22 and review.

1 **SEC. 2902. SENSE OF THE SENATE REGARDING PROPOSAL**
2 **TO RENEW PUBLIC LAND WITHDRAWALS.**

3 It is the sense of the Senate that the Secretary of
4 Defense and the Secretary of the Interior, consistent with
5 their responsibilities and requirements under applicable
6 laws, should jointly prepare a comprehensive legislative
7 proposal to renew the public land withdrawals for the four
8 ranges referenced in section 2901 and transmit such pro-
9 posal to the Congress no later than July 1, 1999.

10 **SEC. 2903. SENSE OF SENATE REGARDING WITHDRAWALS**
11 **OF CERTAIN LANDS IN ARIZONA.**

12 It is the sense of the Senate that—

13 (1) it is vital to the national interest that the
14 withdrawal of the lands withdrawn by section 1(c) of
15 the Military Lands Withdrawal Act of 1986 (Public
16 Law 99–606), relating to Barry M. Goldwater Air
17 Force Range and the Cabeza Prieta National Wild-
18 life Refuge, which would otherwise expire in 2001,
19 be renewed in 1999;

20 (2) the renewed withdrawal of such lands is
21 critical to meet the military training requirements of
22 the Armed Forces and to provide the Armed Forces
23 with experience necessary to defend the national in-
24 terests;

1 (3) the Armed Forces currently carry out envi-
2 ronmental stewardship of such lands in a com-
3 prehensive and focused manner; and

4 (4) a continuation in high-quality management
5 of United States natural and cultural resources is
6 required if the United States is to preserve its na-
7 tional heritage.

Passed the Senate May 27, 1999.

Attest:

Secretary.

106TH CONGRESS
1ST SESSION

S. 1061

AN ACT

To authorize appropriations for fiscal year 2000 for military construction, and for other purposes.

S 1061 ES—2
S 1061 ES—3
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