

First Tranche of FY 2021 Legislative Proposals to Congress

Sec # in DoD Proposal	Tiers	Title	Synopsis
111	1	Economic Order Quantity Contracting Authority F-35 Joint Strike Fighter Program	The Department requests authority for the use of Department funds to award F-35 contracts to procure material and equipment in economic order quantities for the FY2021 (Lot 15) thru FY2023 (Lot 17).
311	3	Regulation of Discharges Incidental to the Normal Operations of a Vessel of the Armed Forces under the Federal Water Pollution Control Act	This legislative proposal would avoid duplicative regulation under multiple environmental statutes and treats discharges from Vessels of the Armed Forces similar to Commercial vessels.
331	1	Repeal of Statutory Requirement for Director of the Defense Logistics Agency to be Notified Three Years Prior to Implementing Changes to Any Uniform or Uniform Component	This legislative proposal would repeal subsection (a) of section 356 of the John S. McCain National Defense Authorization Act for Fiscal Year 2019, which requires three-year advance notice to the Defense Logistics Agency before implementing a change to any uniform or uniform component.
402	3	Repeal of Report on End-of-Quarter Strength Levels	This legislative proposal would remove the requirement for the SECDEF to notify the Senate and House Armed Services Committees whenever the Secretary establishes or modifies an end-of-quarter strength level.
415	3	Authorities of Secretary of Defense and Service Secretaries to Vary Personnel End Strengths	This legislative proposal would allow SECDEF to authorize actual Active Guard and Reserve end strengths to be not only two percent above but also two percent below congressionally authorized end strengths. Provides the Secretaries of the Military Departments the authority to vary Active Guard and Reserve end strengths by one percent.
511	1	Authorized Strength: Exclusion of Certain Reserve Component General and Flag Officers on Active Duty	This proposal would amend section 526a(b) of Title 10, United States Code to reinstate the exemptions for 18 Chairman Reserve Positions. This would allow the Chairman of the Joint Chiefs to allocate an additional 15 GO/FO billets in the COCOMs and 3 GO/FO billets on the Joint Staff exclusively filled by reserve component officers, below the grade of O-9, that are exempt from joint-pool headspace. This ensures the active component will have the advice from reserve component leadership on their capabilities and other reserve matters; and also directly affects joint experience for the reserve component on the Joint Staff and in Combatant Commands.
541	3	Authority for Accredited Military Education Institutions to Accept Research Grants	This proposal would allow the Secretaries of the military departments and civilian faculty members at accredited educational institutions to accept grants for faculty research for scientific, literary, and educational purposes. The ability to accept research grants would enable the Services' civilian and military faculty to develop more advanced research skills, conduct analysis in areas as directed by the institutions, and produce intellectual advances relevant to the military departments' current and future needs.
542	3	Employment Authority for Civilian Faculty at Certain Military Department Schools	This proposal would give the Army War College, the Army Command and General Staff College, Army University, Air University, the Naval War College, and Marine Corps University the authority to hire Administratively Determined (AD) professional academic positions across all sectors of the university, regardless the duration of the school term. Additionally, this proposal would add Army University to section 7371 of title 10, United States Code.
601	2	Codification and Permanent Extension of Government Lodging Program	This proposal would authorize the Secretary of Defense to continue to carry out a Government lodging pilot program on a permanent basis.
602	3	Reorganization of Certain Allowances Other Than Travel and Transportation Allowances	This proposal would make two technical amendments to title 37, U.S.C.. These amendments would enable the Department of Defense to transfer these two relevant provisions from chapter 8 of that title back to chapter 7; both provisions were transferred out of chapter 7 by recent legislation. This proposal would ensure that the Department could continue to make these payments/reimbursements without issue.

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603	3	Rest and Recuperation Leave and Foreign Holiday Leave	This proposal would create a new category of leave for use with R&R breaks from combat zones and high risk/high threat locations, in an amount that is equal to the current DoD authority for use of administrative leave during R&R breaks (i.e., not more than 20 work days in a year), as well as a new category of leave for up to 5 days of paid leave for local holidays observed in foreign areas. Approval of this proposal will preserve the current level of benefits and offset the unintended negative effects that would otherwise occur upon implementation of the ALA.
604	3	Modification of Briefing Requirement on Defense Commissary System	This proposal would change the reporting requirement required under 10 U.S.C. 2481 (c)(4) from a quarterly briefing to an annual written report.
801	3	Revision of Authority for Procedures to Allow Rapid Acquisition and Deployment of Capabilities Needed Under Specified High-Priority Circumstances	This proposal would consolidate and harmonize sections of legislation related to rapid acquisition and urgent operational needs.
1011	3	Small Scale Construction in Support of Counter-Drug Activities and Activities to Counter Transnational Organized Crime	This proposal would increase the cap on small scale construction under Section 284(c) from \$750k to \$1.5 million. Increasing the small scale construction funding cap effectively supports NDS objectives, enhances foreign counterdrug (CD) forces working with U.S. Law enforcement when executing CD operations, and buildings foreign partnerships.
1021	3	Revisions to Department of Defense Authority for Joint Task Forces to Support Law Enforcement Agencies Conducting Counterterrorism and Counter Transnational Organized Crime Activities	This proposal would codify and make permanent the authorities provided in Section 1022 authority, originally enacted in FY04 NDAA. the provision would repeal the condition that support under this authority may only be provided within the area of responsibility of a given joint task force.
1031	1	Clarification of Activities with Respect to the Department of Defense by Certain Officers of the Armed Forces and Civilian Employees of the Department	This proposal would modify section 1045 of the National Defense Authorization Act for Fiscal Year 2018, which adds additional post-employment restrictions to certain senior DoD personnel, to be consistent with the post-government employment criminal statute at 18 U.S.C. § 207.
1032	2	Provision of Goods and Services at Kwajalein Atoll, Republic of the Marshall Islands	This proposal would authorize the Secretary of the Army to provide goods and services, including inter-atoll transportation, at Kwajalein Atoll, Republic of the Marshall Islands (RMI), to the RMI government and other eligible patrons. This proposal will enable the Department of Defense to accomplish its mission at this remote and isolated location where the economy is inadequate to provide the services needed.
1033	3	Repeal of Hardship Exemption from Absentee Voting Requirements Applicable to States	This proposal will repeal the hardship exemption provision of the Uniformed and Overseas Citizens Absentee Voting Act (UOCAVA).
1034	3	Extension of Reporting Deadline for the Annual Report on the Assessment of the Effectiveness of Activities of the Federal Voting Assistance Program	This proposal would change the deadline to submit the annual report on the effectiveness of activities of the Federal Voting Assistance Program (FVAP) from March 31 of every year to September 30 of odd-numbered years.
1035	1	Council on Oversight of the National Leadership Command, Control, and Communications System	This proposal would change the reporting period for the annual report from fiscal to calendar year to better align the CONLC3S Annual Report to the President's Budget and priorities. It also amends the language to reflect the new title of the Under Secretary of Defense for Acquisition, Technology, and Logistics and adds the Under Secretary of Defense for Research and Engineering to the Council membership to align with other Councils required by statute (e.g. Nuclear Weapons Council).

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1036	3	Providing Protection to the National Museum of the Marine Corps, the National Museum of the United States Army, the National Museum of the United States Navy, and the National Museum of the United States Air Force	This proposal is critical to support the safeguarding of personnel and resources located outside of the perimeter of Marine Corps Installations National Capital Region - Marine Corps Base Quantico, the Military District of Washington – Fort Belvoir, and the future site of site of the National Museum of the United States Navy outside Naval Support Activity Washington – Washington Navy Yard and would allow the Department of Navy (DON), the Department of the Army (DA), the Department of the Air Force to use their funds to procure contract security-guard services for locations open to the public 364 days a year, occupied by Department of Defense (DoD) personnel, and not currently provided sufficient security by DoD or Federal Protective Service law enforcement or security personnel.
1101	3	One-Year Extension of Temporary Authority to Grant Allowances, Benefits, and Gratuities to Civilian Personnel on Official Duty in a Combat Zone	This proposal would extend through Fiscal Year (FY) 2022 the discretionary authority of the head of an agency to provide to an individual employed by, or assigned or detailed to, such agency, allowances, benefits, and gratuities comparable to those provided by the Secretary of State to members of the Foreign Service under section 413 and chapter 9 of title I of the Foreign Service Act of 1980 (22 U.S.C. 3973; 4081 et seq.), if such individual is on official duty in Pakistan or a combat zone (as defined by section 112(c) of the Internal Revenue Code of 1986).
1102	3	Authority to Provide Travel and Transportation Allowances in Connection with Transfer Ceremonies of Department of Defense and Coast Guard Civilian Employees Who Die Overseas	This proposal would extend and enhance authority to ensure transportation parity with military members and civilian employees. It is the Department of Defense’s intent to provide similar assistance for its civilian employees. Enhancement of this authority would afford the Secretaries of the Military Departments and heads of Defense Agencies or Department of Defense Field Activities to provide transportation to eligible family members to transfer ceremonies of civilian employees who die overseas.
1103	3	Enhancement of Capabilities to Manage Civilian Faculty at Army, Navy, and Air Force Educational Institutions	This legislative proposal would amend 10 USC §7371, §8748, and §9371 to authorize SECARMY, SECNAV, and SECADF to adopt more flexible timekeeping schedules for civilian faculty, and clarify intellectual property rights and circumstances under which they seek and accept certain grants to support scholarship not undertaken as part of official duties.
1201	2	Cross Fiscal Year Authority for Programs to Provide Assistance to the National Security Forces of Foreign Countries	This proposal would (1) extend the period of performance for programs under section 333 of title 10, United States Code, from three to five years, and (2) remove the provision permitting the use of funds for a certain period to achieve full operational capability.
1202	3	Authority to Reimburse National Guard and Reserve Salaries for Certain Activities in Support of the Department of State	This proposal would allow funds available for foreign assistance to reimburse the pay and allowances of reserve component personnel (i.e., National Guard and non-National Guard Reserve personnel) while they train foreign forces as part of foreign assistance activities at the request of the Secretary of State.
1221	1	Extension of Authority to Provide Assistance to Counter the Islamic State of Iraq and Syria	This proposal would extend CTEF, Section 1236, 2015 NDAA, for one year (to December 31, 2021) at the current funding level (\$745M).
1222	1	Extension of Authority to Provide Assistance to the Vetted Syrian Opposition	This proposal would extend Section 1209, FY15 NDAA, authority from December 31, 2019 to December 31, 2022 to train and equip the VSO at the same funding level.
1223	1	Extension of Authority to Support Operations and Activities of the Office of Security Cooperation in Iraq	This proposal would extend Section 1215, FY2012 NDAA, authority to fiscal year 2021 to support operations and activities of OSC-I.
1651	1	Repeal of Requirement to Transition Ballistic Missile Defense Programs to Military Departments	This proposal would, if enacted, repeal the section 1676(b) requirements for transfer of acquisition authority and total obligational authority for covered programs and would repeal the reporting requirement.
2801	3	Construction Requirements Related to Antiterrorism and Force Protection or Urban-Training Operations	This proposal would relieve the DoD of the Congressional reporting requirement specified in section 2859 of title 10, United States Code. DoD will monitor Service investment in urban range capabilities, but will not certify MILCON projects if this legislative change is adopted.

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1301 1302	2	Authority to Carry out Department of Defense Cooperative Threat Reduction Program	This proposal would amend sections 1321 and 1325 of the FY 2015 NDAA (50 U.S.C. 3711 and 50 U.S.C. 3715) to allow the DoD Cooperative Threat Reduction (CTR) Program to provide funds to threat-reduction programs of foreign governments and international organizations that are consistent with the authorities of the DoD CTR Program.