

Union Calendar No. 129

119TH CONGRESS
1ST SESSION

H. R. 4016

[Report No. 119-162]

Making appropriations for the Department of Defense for the fiscal year ending September 30, 2026, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 16, 2025

Mr. CALVERT, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

Making appropriations for the Department of Defense for the fiscal year ending September 30, 2026, 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 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Department of Defense for the fiscal year ending Sep-
6 tember 30, 2026, and for other purposes, namely:

1

TITLE I

2

MILITARY PERSONNEL

3

MILITARY PERSONNEL, ARMY

4

For pay, allowances, individual clothing, subsistence,
5 interest on deposits, gratuities, permanent change of sta-
6 tion travel (including all expenses thereof for organiza-
7 tional movements), and expenses of temporary duty travel
8 between permanent duty stations, for members of the
9 Army on active duty (except members of reserve compo-
10 nents provided for elsewhere), cadets, and aviation cadets;
11 for members of the Reserve Officers' Training Corps; and
12 for payments pursuant to section 156 of Public Law 97-
13 377, and to the Department of Defense Military Retire-
14 ment Fund, \$52,502,044,000.

15

MILITARY PERSONNEL, NAVY

16

For pay, allowances, individual clothing, subsistence,
17 interest on deposits, gratuities, permanent change of sta-
18 tion travel (including all expenses thereof for organiza-
19 tional movements), and expenses of temporary duty travel
20 between permanent duty stations, for members of the
21 Navy on active duty (except members of the Reserve pro-
22 vided for elsewhere), midshipmen, and aviation cadets; for
23 members of the Reserve Officers' Training Corps; and for
24 payments pursuant to section 156 of Public Law 97-377,

1 and to the Department of Defense Military Retirement
2 Fund, \$40,053,124,000.

3 MILITARY PERSONNEL, MARINE CORPS

4 For pay, allowances, individual clothing, subsistence,
5 interest on deposits, gratuities, permanent change of sta-
6 tion travel (including all expenses thereof for organiza-
7 tional movements), and expenses of temporary duty travel
8 between permanent duty stations, for members of the Ma-
9 rine Corps on active duty (except members of the Reserve
10 provided for elsewhere); and for payments pursuant to sec-
11 tion 156 of Public Law 97–377, and to the Department
12 of Defense Military Retirement Fund, \$16,631,053,000.

13 MILITARY PERSONNEL, AIR FORCE

14 For pay, allowances, individual clothing, subsistence,
15 interest on deposits, gratuities, permanent change of sta-
16 tion travel (including all expenses thereof for organiza-
17 tional movements), and expenses of temporary duty travel
18 between permanent duty stations, for members of the Air
19 Force on active duty (except members of reserve compo-
20 nents provided for elsewhere), cadets, and aviation cadets;
21 for members of the Reserve Officers' Training Corps; and
22 for payments pursuant to section 156 of Public Law 97–
23 377, and to the Department of Defense Military Retire-
24 ment Fund, \$38,141,269,000.

1 MILITARY PERSONNEL, SPACE FORCE

2 For pay, allowances, individual clothing, subsistence,
3 interest on deposits, gratuities, permanent change of sta-
4 tion travel (including all expenses thereof for organiza-
5 tional movements), and expenses of temporary duty travel
6 between permanent duty stations, for members of the
7 Space Force on active duty and cadets; for members of
8 the Reserve Officers' Training Corps; and for payments
9 pursuant to section 156 of Public Law 97-377, and to
10 the Department of Defense Military Retirement Fund,
11 \$1,349,349,000.

12 RESERVE PERSONNEL, ARMY

13 For pay, allowances, clothing, subsistence, gratuities,
14 travel, and related expenses for personnel of the Army Re-
15 serve on active duty under sections 10211, 10302, and
16 7038 of title 10, United States Code, or while serving on
17 active duty under section 12301(d) of title 10, United
18 States Code, in connection with performing duty specified
19 in section 12310(a) of title 10, United States Code, or
20 while undergoing reserve training, or while performing
21 drills or equivalent duty or other duty, and expenses au-
22 thorized by section 16131 of title 10, United States Code;
23 and for payments to the Department of Defense Military
24 Retirement Fund, \$5,672,023,000.

1 RESERVE PERSONNEL, NAVY

2 For pay, allowances, clothing, subsistence, gratuities,
3 travel, and related expenses for personnel of the Navy Re-
4 serve on active duty under section 10211 of title 10,
5 United States Code, or while serving on active duty under
6 section 12301(d) of title 10, United States Code, in con-
7 nection with performing duty specified in section 12310(a)
8 of title 10, United States Code, or while undergoing re-
9 serve training, or while performing drills or equivalent
10 duty, and expenses authorized by section 16131 of title
11 10, United States Code; and for payments to the Depart-
12 ment of Defense Military Retirement Fund,
13 \$2,672,520,000.

14 RESERVE PERSONNEL, MARINE CORPS

15 For pay, allowances, clothing, subsistence, gratuities,
16 travel, and related expenses for personnel of the Marine
17 Corps Reserve on active duty under section 10211 of title
18 10, United States Code, or while serving on active duty
19 under section 12301(d) of title 10, United States Code,
20 in connection with performing duty specified in section
21 12310(a) of title 10, United States Code, or while under-
22 going reserve training, or while performing drills or equiv-
23 alent duty, and for members of the Marine Corps platoon
24 leaders class, and expenses authorized by section 16131
25 of title 10, United States Code; and for payments to the

1 Department of Defense Military Retirement Fund,
2 \$965,831,000.

3 RESERVE PERSONNEL, AIR FORCE

4 For pay, allowances, clothing, subsistence, gratuities,
5 travel, and related expenses for personnel of the Air Force
6 Reserve on active duty under sections 10211, 10305, and
7 9038 of title 10, United States Code, or while serving on
8 active duty under section 12301(d) of title 10, United
9 States Code, in connection with performing duty specified
10 in section 12310(a) of title 10, United States Code, or
11 while undergoing reserve training, or while performing
12 drills or equivalent duty or other duty, and expenses au-
13 thorized by section 16131 of title 10, United States Code;
14 and for payments to the Department of Defense Military
15 Retirement Fund, \$2,625,741,000.

16 NATIONAL GUARD PERSONNEL, ARMY

17 For pay, allowances, clothing, subsistence, gratuities,
18 travel, and related expenses for personnel of the Army Na-
19 tional Guard while on duty under sections 10211, 10302,
20 or 12402 of title 10 or section 708 of title 32, United
21 States Code, or while serving on duty under section
22 12301(d) of title 10 or section 502(f) of title 32, United
23 States Code, in connection with performing duty specified
24 in section 12310(a) of title 10, United States Code, or
25 while undergoing training, or while performing drills or

1 equivalent duty or other duty, and expenses authorized by
2 section 16131 of title 10, United States Code; and for pay-
3 ments to the Department of Defense Military Retirement
4 Fund, \$10,206,305,000.

5 NATIONAL GUARD PERSONNEL, AIR FORCE

6 For pay, allowances, clothing, subsistence, gratuities,
7 travel, and related expenses for personnel of the Air Na-
8 tional Guard on duty under sections 10211, 10305, or
9 12402 of title 10 or section 708 of title 32, United States
10 Code, or while serving on duty under section 12301(d) of
11 title 10 or section 502(f) of title 32, United States Code,
12 in connection with performing duty specified in section
13 12310(a) of title 10, United States Code, or while under-
14 going training, or while performing drills or equivalent
15 duty or other duty, and expenses authorized by section
16 16131 of title 10, United States Code; and for payments
17 to the Department of Defense Military Retirement Fund,
18 \$5,351,895,000.

1 TITLE II
2 OPERATION AND MAINTENANCE
3 OPERATION AND MAINTENANCE, ARMY

4 For expenses, not otherwise provided for, necessary
5 for the operation and maintenance of the Army, as author-
6 ized by law, \$55,683,266,000: *Provided*, That not to ex-
7 ceed \$12,478,000 may be used for emergencies and ex-
8 traordinary expenses, to be expended upon the approval
9 or authority of the Secretary of the Army, and payments
10 may be made upon the Secretary's certificate of necessity
11 for confidential military purposes.

12 OPERATION AND MAINTENANCE, NAVY

13 For expenses, not otherwise provided for, necessary
14 for the operation and maintenance of the Navy and the
15 Marine Corps, as authorized by law, \$71,739,379,000:
16 *Provided*, That not to exceed \$15,055,000 may be used
17 for emergencies and extraordinary expenses, to be ex-
18 pended upon the approval or authority of the Secretary
19 of the Navy, and payments may be made upon the Sec-
20 retary's certificate of necessity for confidential military
21 purposes.

22 OPERATION AND MAINTENANCE, MARINE CORPS

23 For expenses, not otherwise provided for, necessary
24 for the operation and maintenance of the Marine Corps,
25 as authorized by law, \$9,937,283,000.

1 OPERATION AND MAINTENANCE, AIR FORCE

2 For expenses, not otherwise provided for, necessary
3 for the operation and maintenance of the Air Force, as
4 authorized by law, \$61,628,846,000: *Provided*, That not
5 to exceed \$8,238,000 may be used for emergencies and
6 extraordinary expenses, to be expended upon the approval
7 or authority of the Secretary of the Air Force, and pay-
8 ments may be made upon the Secretary's certificate of ne-
9 cessity for confidential military purposes.

10 OPERATION AND MAINTENANCE, SPACE FORCE

11 For expenses, not otherwise provided for, necessary
12 for the operation and maintenance of the Space Force, as
13 authorized by law, \$4,859,883,000.

14 OPERATION AND MAINTENANCE, DEFENSE-WIDE

15 (INCLUDING TRANSFER OF FUNDS)

16 For expenses, not otherwise provided for, necessary
17 for the operation and maintenance of activities and agen-
18 cies of the Department of Defense (other than the military
19 departments), as authorized by law, \$53,498,039,000:
20 *Provided*, That not more than \$2,981,000 may be used
21 for the Combatant Commander Initiative Fund authorized
22 under section 166a of title 10, United States Code: *Pro-*
23 *vided further*, That not to exceed \$36,000,000 may be
24 used for emergencies and extraordinary expenses, to be ex-
25 pended upon the approval or authority of the Secretary

1 of Defense, and payments may be made upon the Sec-
2 retary’s certificate of necessity for confidential military
3 purposes: *Provided further*, That of the funds provided
4 under this heading, not less than \$70,000,000 shall be
5 made available for APEX Accelerators, of which not less
6 than \$5,000,000 shall be available for centers with eligible
7 entities defined in 10 U.S.C. 4951(1)(D): *Provided fur-*
8 *ther*, That none of the funds appropriated or otherwise
9 made available by this Act may be used to plan or imple-
10 ment the consolidation or elimination of a budget or ap-
11 propriations liaison office of the Office of the Secretary
12 of Defense, the office of the Secretary of a military depart-
13 ment, or the service headquarters of one of the Armed
14 Forces into a legislative affairs or legislative liaison office:
15 *Provided further*, That of the funds provided under this
16 heading, \$3,000,000, to remain available until September
17 30, 2027, shall be available only for expenses relating to
18 certain classified activities: *Provided further*, That of the
19 funds provided under this heading, \$500,000,000, to re-
20 main available until September 30, 2027, shall be avail-
21 able only to conduct risk reduction and modification of
22 National Security Systems: *Provided further*, That the
23 amounts provided in the previous proviso may be trans-
24 ferred to accounts under the headings “Operation and
25 Maintenance”, “Procurement”, and “Research, Develop-

1 ment, Test and Evaluation”: *Provided further*, That funds
2 transferred pursuant to the preceding proviso shall be
3 merged with and available for the same purpose and for
4 the same period as the appropriations to which the funds
5 are transferred: *Provided further*, That any transfer au-
6 thority provided in the preceding proviso is in addition to
7 any other transfer authority provided by law: *Provided fur-*
8 *ther*, That of the funds provided under this heading, not
9 less than \$86,500,000 shall be made available for fourth
10 estate network optimization and transition costs: *Provided*
11 *further*, That of the funds provided under this heading,
12 \$27,693,000, to remain available until expended, shall be
13 available only for expenses relating to certain classified ac-
14 tivities, and may be transferred as necessary by the Sec-
15 retary of Defense to operation and maintenance appro-
16 priations or research, development, test and evaluation ap-
17 propriations, to be merged with and to be available for
18 the same time period as the appropriations to which trans-
19 ferred: *Provided further*, That any ceiling on the invest-
20 ment item unit cost of items that may be purchased with
21 operation and maintenance funds not apply to the funds
22 described in the preceding proviso: *Provided further*, That
23 of the funds provided under this heading, \$2,371,949,000,
24 of which \$1,274,174,000, to remain available until Sep-
25 tember 30, 2027, shall be available to provide support and

1 assistance to foreign security forces or other groups or in-
2 dividuals to conduct, support or facilitate counterter-
3 rorism, crisis response, or other Department of Defense
4 security cooperation programs: *Provided further*, That the
5 Secretary of Defense shall provide quarterly reports to the
6 Committees on Appropriations of the House of Represent-
7 atives and the Senate on the use and status of funds made
8 available in this paragraph: *Provided further*, That the
9 transfer authority provided under this heading is in addi-
10 tion to any other transfer authority provided elsewhere in
11 this Act.

12 COUNTER-ISIS TRAIN AND EQUIP FUND

13 For the “Counter-Islamic State of Iraq and Syria
14 Train and Equip Fund”, \$357,516,000, to remain avail-
15 able until September 30, 2027: *Provided*, That such funds
16 shall be available to the Secretary of Defense in coordina-
17 tion with the Secretary of State, to provide assistance, in-
18 cluding training; equipment; logistics support, supplies,
19 and services; stipends; infrastructure repair and renova-
20 tion; construction for facility fortification and humane
21 treatment; and sustainment, to foreign security forces, ir-
22 regular forces, groups, or individuals participating, or pre-
23 paring to participate in activities to counter the Islamic
24 State of Iraq and Syria, and their affiliated or associated
25 groups: *Provided further*, That amounts made available

1 under this heading shall be available to provide assistance
2 only for activities in a country designated by the Secretary
3 of Defense, in coordination with the Secretary of State,
4 as having a security mission to counter the Islamic State
5 of Iraq and Syria, and following written notification to the
6 congressional defense committees of such designation:
7 *Provided further*, That the Secretary of Defense shall en-
8 sure that prior to providing assistance to elements of any
9 forces or individuals, such elements or individuals are ap-
10 propriately vetted, including at a minimum, assessing such
11 elements for associations with terrorist groups or groups
12 associated with the Government of Iran; and receiving
13 commitments from such elements to promote respect for
14 human rights and the rule of law: *Provided further*, That
15 the Secretary of Defense shall, not fewer than 15 days
16 prior to obligating from this appropriation account, notify
17 the congressional defense committees in writing of the de-
18 tails of any such obligation: *Provided further*, That the
19 Secretary of Defense may accept and retain contributions,
20 including assistance in-kind, from foreign governments,
21 including the Government of Iraq and other entities, to
22 carry out assistance authorized under this heading: *Pro-*
23 *vided further*, That contributions of funds for the purposes
24 provided herein from any foreign government or other en-
25 tity may be credited to this Fund, to remain available until

1 expended, and used for such purposes: *Provided further*,
2 That the Secretary of Defense shall prioritize such con-
3 tributions when providing any assistance for construction
4 for facility fortification: *Provided further*, That the Sec-
5 retary of Defense may waive a provision of law relating
6 to the acquisition of items and support services or sections
7 40 and 40A of the Arms Export Control Act (22 U.S.C.
8 2780 and 2785) if the Secretary determines that such pro-
9 vision of law would prohibit, restrict, delay or otherwise
10 limit the provision of such assistance and a notice of and
11 justification for such waiver is submitted to the congres-
12 sional defense committees, the Committee on Foreign Af-
13 fairs of the House of Representatives, and the Committee
14 on Foreign Relations of the Senate: *Provided further*, That
15 the United States may accept equipment procured using
16 funds provided under this heading that was transferred
17 to security forces, irregular forces, or groups participating,
18 or preparing to participate in activities to counter the Is-
19 lamic State of Iraq and Syria and returned by such forces
20 or groups to the United States, and such equipment may
21 be treated as stocks of the Department of Defense upon
22 written notification to the congressional defense commit-
23 tees: *Provided further*, That equipment procured using
24 funds provided under this heading, or under the heading,
25 “Iraq Train and Equip Fund” in prior Acts, and not yet

1 transferred to security forces, irregular forces, or groups
2 participating, or preparing to participate in activities to
3 counter the Islamic State of Iraq and Syria may be treated
4 as stocks of the Department of Defense when determined
5 by the Secretary to no longer be required for transfer to
6 such forces or groups and upon written notification to the
7 congressional defense committees: *Provided further*, That
8 stipend support for the Kurdish Peshmerga may only be
9 reduced commensurate with support provided from other
10 sources, including Iraqi national funds: *Provided further*,
11 That none of the funds made available under this heading
12 may be used to procure or transfer man-portable air de-
13 fense systems: *Provided further*, That the Secretary of De-
14 fense shall provide quarterly reports to the congressional
15 defense committees on the use of funds provided under
16 this heading, including, but not limited to, the number of
17 individuals trained, the nature and scope of support and
18 sustainment provided to each group or individual, the area
19 of operations for each group, and the contributions of
20 other countries, groups, or individuals.

21 OPERATION AND MAINTENANCE, ARMY RESERVE

22 For expenses, not otherwise provided for, necessary
23 for the operation and maintenance, including training, or-
24 ganization, and administration, of the Army Reserve; re-
25 pair of facilities and equipment; hire of passenger motor

1 vehicles; travel and transportation; care of the dead; re-
2 cruiting; procurement of services, supplies, and equip-
3 ment; and communications, \$3,169,603,000.

4 OPERATION AND MAINTENANCE, NAVY RESERVE

5 For expenses, not otherwise provided for, necessary
6 for the operation and maintenance, including training, or-
7 ganization, and administration, of the Navy Reserve; re-
8 pair of facilities and equipment; hire of passenger motor
9 vehicles; travel and transportation; care of the dead; re-
10 cruiting; procurement of services, supplies, and equip-
11 ment; and communications, \$1,291,205,000.

12 OPERATION AND MAINTENANCE, MARINE CORPS

13 RESERVE

14 For expenses, not otherwise provided for, necessary
15 for the operation and maintenance, including training, or-
16 ganization, and administration, of the Marine Corps Re-
17 serve; repair of facilities and equipment; hire of passenger
18 motor vehicles; travel and transportation; care of the dead;
19 recruiting; procurement of services, supplies, and equip-
20 ment; and communications, \$330,276,000.

21 OPERATION AND MAINTENANCE, AIR FORCE RESERVE

22 For expenses, not otherwise provided for, necessary
23 for the operation and maintenance, including training, or-
24 ganization, and administration, of the Air Force Reserve;
25 repair of facilities and equipment; hire of passenger motor

1 vehicles; travel and transportation; care of the dead; re-
2 cruiting; procurement of services, supplies, and equip-
3 ment; and communications, \$3,906,202,000.

4 OPERATION AND MAINTENANCE, ARMY NATIONAL
5 GUARD

6 For expenses of training, organizing, and admin-
7 istering the Army National Guard, including medical and
8 hospital treatment and related expenses in non-Federal
9 hospitals; maintenance, operation, and repairs to struc-
10 tures and facilities; hire of passenger motor vehicles; per-
11 sonnel services in the National Guard Bureau; travel ex-
12 penses (other than mileage), as authorized by law for
13 Army personnel on active duty, for Army National Guard
14 division, regimental, and battalion commanders while in-
15 specting units in compliance with National Guard Bureau
16 regulations when specifically authorized by the Chief, Na-
17 tional Guard Bureau; supplying and equipping the Army
18 National Guard as authorized by law; and expenses of re-
19 pair, modification, maintenance, and issue of supplies and
20 equipment (including aircraft), \$8,209,300,000.

21 OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

22 For expenses of training, organizing, and admin-
23 istering the Air National Guard, including medical and
24 hospital treatment and related expenses in non-Federal
25 hospitals; maintenance, operation, and repairs to struc-

1 tures and facilities; transportation of things, hire of pas-
2 senger motor vehicles; supplying and equipping the Air
3 National Guard, as authorized by law; expenses for repair,
4 modification, maintenance, and issue of supplies and
5 equipment, including those furnished from stocks under
6 the control of agencies of the Department of Defense;
7 travel expenses (other than mileage) on the same basis as
8 authorized by law for Air National Guard personnel on
9 active Federal duty, for Air National Guard commanders
10 while inspecting units in compliance with National Guard
11 Bureau regulations when specifically authorized by the
12 Chief, National Guard Bureau, \$7,152,065,000.

13 UNITED STATES COURT OF APPEALS FOR THE ARMED
14 FORCES

15 For salaries and expenses necessary for the United
16 States Court of Appeals for the Armed Forces,
17 \$21,243,000, of which not to exceed \$10,000 may be used
18 for official representation purposes.

19 ENVIRONMENTAL RESTORATION, ARMY
20 (INCLUDING TRANSFER OF FUNDS)

21 For the Department of the Army, \$148,070,000, to
22 remain available until transferred: *Provided*, That the Sec-
23 retary of the Army shall, upon determining that such
24 funds are required for environmental restoration, reduc-
25 tion and recycling of hazardous waste, removal of unsafe

1 buildings and debris of the Department of the Army, or
2 for similar purposes, transfer the funds made available by
3 this appropriation to other appropriations made available
4 to the Department of the Army, to be merged with and
5 to be available for the same purposes and for the same
6 time period as the appropriations to which transferred:
7 *Provided further*, That upon a determination that all or
8 part of the funds transferred from this appropriation are
9 not necessary for the purposes provided herein, such
10 amounts may be transferred back to this appropriation,
11 to be merged with and to be available for the same pur-
12 poses and for the same time period as this appropriation:
13 *Provided further*, That amounts transferred back under
14 the preceding proviso, and amounts credited to appropria-
15 tions made under this heading pursuant to section 2703(e)
16 of title 10, United States Code, are available until trans-
17 ferred under conditions set forth in the preceding provisos:
18 *Provided further*, That the transfer authority provided
19 under this heading is in addition to any other transfer au-
20 thority provided elsewhere in this Act.

21 ENVIRONMENTAL RESTORATION, NAVY

22 (INCLUDING TRANSFER OF FUNDS)

23 For the Department of the Navy, \$357,949,000, to
24 remain available until transferred: *Provided*, That the Sec-
25 retary of the Navy shall, upon determining that such

1 funds are required for environmental restoration, reduc-
2 tion and recycling of hazardous waste, removal of unsafe
3 buildings and debris of the Department of the Navy, or
4 for similar purposes, transfer the funds made available by
5 this appropriation to other appropriations made available
6 to the Department of the Navy, to be merged with and
7 to be available for the same purposes and for the same
8 time period as the appropriations to which transferred:
9 *Provided further*, That upon a determination that all or
10 part of the funds transferred from this appropriation are
11 not necessary for the purposes provided herein, such
12 amounts may be transferred back to this appropriation,
13 to be merged with and to be available for the same pur-
14 poses and for the same time period as this appropriation:
15 *Provided further*, That amounts transferred back under
16 the preceding proviso, and amounts credited to appropria-
17 tions made under this heading pursuant to section 2703(e)
18 of title 10, United States Code, are available until trans-
19 ferred under conditions set forth in the preceding provisos:
20 *Provided further*, That the transfer authority provided
21 under this heading is in addition to any other transfer au-
22 thority provided elsewhere in this Act.

1 ENVIRONMENTAL RESTORATION, AIR FORCE
2 (INCLUDING TRANSFER OF FUNDS)

3 For the Department of the Air Force, \$342,149,000,
4 to remain available until transferred: *Provided*, That the
5 Secretary of the Air Force shall, upon determining that
6 such funds are required for environmental restoration, re-
7 duction and recycling of hazardous waste, removal of un-
8 safe buildings and debris of the Department of the Air
9 Force, or for similar purposes, transfer the funds made
10 available by this appropriation to other appropriations
11 made available to the Department of the Air Force, to be
12 merged with and to be available for the same purposes
13 and for the same time period as the appropriations to
14 which transferred: *Provided further*, That upon a deter-
15 mination that all or part of the funds transferred from
16 this appropriation are not necessary for the purposes pro-
17 vided herein, such amounts may be transferred back to
18 this appropriation, to be merged with and to be available
19 for the same purposes and for the same time period as
20 this appropriation: *Provided further*, That amounts trans-
21 ferred back under the preceding proviso, and amounts
22 credited to appropriations made under this heading pursu-
23 ant to section 2703(e) of title 10, United States Code, are
24 available until transferred under conditions set forth in
25 the preceding provisos: *Provided further*, That the transfer

1 authority provided under this heading is in addition to any
2 other transfer authority provided elsewhere in this Act.

3 ENVIRONMENTAL RESTORATION, DEFENSE-WIDE
4 (INCLUDING TRANSFER OF FUNDS)

5 For the Department of Defense, \$8,885,000, to re-
6 main available until transferred: *Provided*, That the Sec-
7 retary of Defense shall, upon determining that such funds
8 are required for environmental restoration, reduction and
9 recycling of hazardous waste, removal of unsafe buildings
10 and debris of the Department of Defense, or for similar
11 purposes, transfer the funds made available by this appro-
12 priation to other appropriations made available to the De-
13 partment of Defense, to be merged with and to be avail-
14 able for the same purposes and for the same time period
15 as the appropriations to which transferred: *Provided fur-*
16 *ther*, That upon a determination that all or part of the
17 funds transferred from this appropriation are not nec-
18 essary for the purposes provided herein, such amounts
19 may be transferred back to this appropriation, to be
20 merged with and to be available for the same purposes
21 and for the same time period as this appropriation: *Pro-*
22 *vided further*, That amounts transferred back under the
23 preceding proviso, and amounts credited to appropriations
24 made under this heading pursuant to section 2703(e) of
25 title 10, United States Code, are available until trans-

1 ferred under conditions set forth in the preceding provisos:
2 *Provided further*, That the transfer authority provided
3 under this heading is in addition to any other transfer au-
4 thority provided elsewhere in this Act.

5 ENVIRONMENTAL RESTORATION, FORMERLY USED
6 DEFENSE SITES
7 (INCLUDING TRANSFER OF FUNDS)

8 For the Department of the Army, \$235,156,000, to
9 remain available until transferred: *Provided*, That the Sec-
10 retary of the Army shall, upon determining that such
11 funds are required for environmental restoration, reduc-
12 tion and recycling of hazardous waste, removal of unsafe
13 buildings and debris at sites formerly used by the Depart-
14 ment of Defense, transfer the funds made available by this
15 appropriation to other appropriations made available to
16 the Department of the Army, to be merged with and to
17 be available for the same purposes and for the same time
18 period as the appropriations to which transferred: *Pro-*
19 *vided further*, That upon a determination that all or part
20 of the funds transferred from this appropriation are not
21 necessary for the purposes provided herein, such amounts
22 may be transferred back to this appropriation, to be
23 merged with and to be available for the same purposes
24 and for the same time period as this appropriation: *Pro-*
25 *vided further*, That amounts transferred back under the

1 preceding proviso, and amounts credited to appropriations
2 made under this heading pursuant to section 2703(e) of
3 title 10, United States Code, are available until trans-
4 ferred under conditions set forth in the preceding provisos:
5 *Provided further*, That the transfer authority provided
6 under this heading is in addition to any other transfer au-
7 thority provided elsewhere in this Act.

8 OVERSEAS HUMANITARIAN, DISASTER, AND CIVIC AID

9 For expenses relating to the Overseas Humanitarian,
10 Disaster, and Civic Aid programs of the Department of
11 Defense (consisting of the programs provided under sec-
12 tions 401, 402, 404, 407, 2557, and 2561 of title 10,
13 United States Code), \$117,988,000, to remain available
14 until September 30, 2027.

15 COOPERATIVE THREAT REDUCTION ACCOUNT

16 For assistance, including assistance provided by con-
17 tract or by grants, under programs and activities of the
18 Department of Defense Cooperative Threat Reduction
19 Program authorized under the Department of Defense Co-
20 operative Threat Reduction Act, \$282,830,000, to remain
21 available until September 30, 2028.

22 DEPARTMENT OF DEFENSE ACQUISITION WORKFORCE
23 DEVELOPMENT ACCOUNT

24 For the Department of Defense Acquisition Work-
25 force Development Account, \$61,776,000: *Provided*, That

1 no other amounts may be otherwise credited or transferred
2 to the Account, or deposited into the Account, in fiscal
3 year 2026 pursuant to section 1705(d) of title 10, United
4 States Code.

5 TITLE III

6 PROCUREMENT

7 AIRCRAFT PROCUREMENT, ARMY

8 For construction, procurement, production, modifica-
9 tion, and modernization of aircraft, equipment, including
10 ordnance, ground handling equipment, spare parts, and
11 accessories therefor; specialized equipment and training
12 devices; expansion of public and private plants, including
13 the land necessary therefor, for the foregoing purposes,
14 and such lands and interests therein, may be acquired,
15 and construction prosecuted thereon prior to approval of
16 title; and procurement and installation of equipment, ap-
17 pliances, and machine tools in public and private plants;
18 reserve plant and Government and contractor-owned
19 equipment layaway; and other expenses necessary for the
20 foregoing purposes, \$2,980,039,000, to remain available
21 for obligation until September 30, 2028.

22 MISSILE PROCUREMENT, ARMY

23 For construction, procurement, production, modifica-
24 tion, and modernization of missiles, equipment, including
25 ordnance, ground handling equipment, spare parts, and

1 accessories therefor; specialized equipment and training
2 devices; expansion of public and private plants, including
3 the land necessary therefor, for the foregoing purposes,
4 and such lands and interests therein, may be acquired,
5 and construction prosecuted thereon prior to approval of
6 title; and procurement and installation of equipment, ap-
7 pliances, and machine tools in public and private plants;
8 reserve plant and Government and contractor-owned
9 equipment layaway; and other expenses necessary for the
10 foregoing purposes, \$6,667,478,000, to remain available
11 for obligation until September 30, 2028.

12 PROCUREMENT OF WEAPONS AND TRACKED COMBAT

13 VEHICLES, ARMY

14 For construction, procurement, production, and
15 modification of weapons and tracked combat vehicles,
16 equipment, including ordnance, spare parts, and acces-
17 sories therefor; specialized equipment and training devices;
18 expansion of public and private plants, including the land
19 necessary therefor, for the foregoing purposes, and such
20 lands and interests therein, may be acquired, and con-
21 struction prosecuted thereon prior to approval of title; and
22 procurement and installation of equipment, appliances,
23 and machine tools in public and private plants; reserve
24 plant and Government and contractor-owned equipment
25 layaway; and other expenses necessary for the foregoing

1 purposes, \$3,254,797,000, to remain available for obliga-
2 tion until September 30, 2028.

3 PROCUREMENT OF AMMUNITION, ARMY

4 For construction, procurement, production, and
5 modification of ammunition, and accessories therefor; spe-
6 cialized equipment and training devices; expansion of pub-
7 lic and private plants, including ammunition facilities, au-
8 thorized by section 2854 of title 10, United States Code,
9 and the land necessary therefor, for the foregoing pur-
10 poses, and such lands and interests therein, may be ac-
11 quired, and construction prosecuted thereon prior to ap-
12 proval of title; and procurement and installation of equip-
13 ment, appliances, and machine tools in public and private
14 plants; reserve plant and Government and contractor-
15 owned equipment layaway; and other expenses necessary
16 for the foregoing purposes, \$2,877,887,000, to remain
17 available for obligation until September 30, 2028.

18 OTHER PROCUREMENT, ARMY

19 For construction, procurement, production, and
20 modification of vehicles, including tactical, support, and
21 non-tracked combat vehicles; the purchase of passenger
22 motor vehicles for replacement only; communications and
23 electronic equipment; other support equipment; spare
24 parts, ordnance, and accessories therefor; specialized
25 equipment and training devices; expansion of public and

1 private plants, including the land necessary therefor, for
2 the foregoing purposes, and such lands and interests
3 therein, may be acquired, and construction prosecuted
4 thereon prior to approval of title; and procurement and
5 installation of equipment, appliances, and machine tools
6 in public and private plants; reserve plant and Govern-
7 ment and contractor-owned equipment layaway; and other
8 expenses necessary for the foregoing purposes,
9 \$7,676,155,000, to remain available for obligation until
10 September 30, 2028.

11 AIRCRAFT PROCUREMENT, NAVY

12 For construction, procurement, production, modifica-
13 tion, and modernization of aircraft, equipment, including
14 ordnance, spare parts, and accessories therefor; specialized
15 equipment; expansion of public and private plants, includ-
16 ing the land necessary therefor, and such lands and inter-
17 ests therein, may be acquired, and construction prosecuted
18 thereon prior to approval of title; and procurement and
19 installation of equipment, appliances, and machine tools
20 in public and private plants; reserve plant and Govern-
21 ment and contractor-owned equipment layaway,
22 \$17,989,351,000, to remain available for obligation until
23 September 30, 2028.

1 WEAPONS PROCUREMENT, NAVY

2 For construction, procurement, production, modifica-
3 tion, and modernization of missiles, torpedoes, other weap-
4 ons, and related support equipment including spare parts,
5 and accessories therefor; expansion of public and private
6 plants, including the land necessary therefor, and such
7 lands and interests therein, may be acquired, and con-
8 struction prosecuted thereon prior to approval of title; and
9 procurement and installation of equipment, appliances,
10 and machine tools in public and private plants; reserve
11 plant and Government and contractor-owned equipment
12 layaway, \$7,374,268,000, to remain available for obliga-
13 tion until September 30, 2028.

14 PROCUREMENT OF AMMUNITION, NAVY AND MARINE

15 CORPS

16 For construction, procurement, production, and
17 modification of ammunition, and accessories therefor; spe-
18 cialized equipment and training devices; expansion of pub-
19 lic and private plants, including ammunition facilities, au-
20 thorized by section 2854 of title 10, United States Code,
21 and the land necessary therefor, for the foregoing pur-
22 poses, and such lands and interests therein, may be ac-
23 quired, and construction prosecuted thereon prior to ap-
24 proval of title; and procurement and installation of equip-
25 ment, appliances, and machine tools in public and private

1 plants; reserve plant and Government and contractor-
2 owned equipment layaway; and other expenses necessary
3 for the foregoing purposes, \$1,104,072,000, to remain
4 available for obligation until September 30, 2028.

5 SHIPBUILDING AND CONVERSION, NAVY

6 For expenses necessary for the construction, acquisi-
7 tion, or conversion of vessels as authorized by law, includ-
8 ing armor and armament thereof, plant equipment, appli-
9 ances, and machine tools and installation thereof in public
10 and private plants; reserve plant and Government and con-
11 tractor-owned equipment layaway; procurement of critical,
12 long lead time components and designs for vessels to be
13 constructed or converted in the future; and expansion of
14 public and private plants, including land necessary there-
15 for, and such lands and interests therein, may be acquired,
16 and construction prosecuted thereon prior to approval of
17 title, as follows:

18 Columbia Class Submarine, \$5,274,513,000;

19 Columbia Class Submarine (AP),
20 \$5,215,766,000;

21 Carrier Replacement Program (CVN-80),
22 \$1,658,738,000;

23 Carrier Replacement Program (CVN-81),
24 \$1,622,935,000;

25 Virginia Class Submarine, \$6,238,305,000;

1 Virginia Class Submarine (AP),
2 \$5,158,976,000;
3 CVN Refueling Overhauls, \$1,821,655,000;
4 DDG-1000 Program, \$52,358,000;
5 DDG-51 Destroyer, \$5,069,403,000;
6 FFG-Frigate, \$100,000,000;
7 Medium Landing Ship, \$225,000,000;
8 TAO Fleet Oiler, \$1,657,391,000;
9 Towing, Salvage, and Rescue Ship,
10 \$141,500,000;
11 T-AGOS Surtass Ship, \$424,945,000;
12 LCU 1700, \$48,194,000;
13 Ship to Shore Connector, \$320,000,000;
14 Service Craft, \$210,355,000;
15 LCAC SLEP, \$56,109,000;
16 Auxiliary Vessels, \$206,019,000;
17 For outfitting, post delivery, conversions, and
18 first destination transportation, \$733,864,000; and
19 Completion of Prior Year Shipbuilding Pro-
20 grams, \$699,210,000.
21 In all: \$36,935,236,000, to remain available for obli-
22 gation until September 30, 2030: *Provided*, That addi-
23 tional obligations may be incurred after September 30,
24 2030, for engineering services, tests, evaluations, and
25 other such budgeted work that must be performed in the

1 final stage of ship construction: *Provided further*, That
2 none of the funds provided under this heading for the con-
3 struction or conversion of any naval vessel to be con-
4 structed in shipyards in the United States shall be ex-
5 pended in foreign facilities for the construction of major
6 components of such vessel: *Provided further*, That none of
7 the funds provided under this heading shall be used for
8 the construction of any naval vessel in foreign shipyards:
9 *Provided further*, That funds appropriated or otherwise
10 made available by this Act for Columbia Class Submarine
11 (AP) may be available for the purposes authorized by sub-
12 sections (f), (g), (h) or (i) of section 2218a of title 10,
13 United States Code, only in accordance with the provisions
14 of the applicable subsection.

15 OTHER PROCUREMENT, NAVY

16 For procurement, production, and modernization of
17 support equipment and materials not otherwise provided
18 for, Navy ordnance (except ordnance for new aircraft, new
19 ships, and ships authorized for conversion); the purchase
20 of passenger motor vehicles for replacement only; expan-
21 sion of public and private plants, including the land nec-
22 essary therefor, and such lands and interests therein, may
23 be acquired, and construction prosecuted thereon prior to
24 approval of title; and procurement and installation of
25 equipment, appliances, and machine tools in public and

1 private plants; reserve plant and Government and con-
2 tractor-owned equipment layaway, \$14,932,187,000, to
3 remain available for obligation until September 30, 2028:
4 *Provided*, That such funds are also available for the main-
5 tenance, repair, and modernization of ships under a pilot
6 program established for such purposes.

7 PROCUREMENT, MARINE CORPS

8 For expenses necessary for the procurement, manu-
9 facture, and modification of missiles, armament, military
10 equipment, spare parts, and accessories therefor; plant
11 equipment, appliances, and machine tools, and installation
12 thereof in public and private plants; reserve plant and
13 Government and contractor-owned equipment layaway; ve-
14 hicles for the Marine Corps, including the purchase of pas-
15 senger motor vehicles for replacement only; and expansion
16 of public and private plants, including land necessary
17 therefor, and such lands and interests therein, may be ac-
18 quired, and construction prosecuted thereon prior to ap-
19 proval of title, \$4,047,138,000, to remain available for ob-
20 ligation until September 30, 2028.

21 AIRCRAFT PROCUREMENT, AIR FORCE

22 For construction, procurement, and modification of
23 aircraft and equipment, including armor and armament,
24 specialized ground handling equipment, and training de-
25 vices, spare parts, and accessories therefor; specialized

1 equipment; expansion of public and private plants, Gov-
2 ernment-owned equipment and installation thereof in such
3 plants, erection of structures, and acquisition of land, for
4 the foregoing purposes, and such lands and interests
5 therein, may be acquired, and construction prosecuted
6 thereon prior to approval of title; reserve plant and Gov-
7 ernment and contractor-owned equipment layaway; and
8 other expenses necessary for the foregoing purposes in-
9 cluding rents and transportation of things,
10 \$21,414,080,000, to remain available for obligation until
11 September 30, 2028.

12 MISSILE PROCUREMENT, AIR FORCE

13 For construction, procurement, and modification of
14 missiles, rockets, and related equipment, including spare
15 parts and accessories therefor; ground handling equip-
16 ment, and training devices; expansion of public and pri-
17 vate plants, Government-owned equipment and installa-
18 tion thereof in such plants, erection of structures, and ac-
19 quisition of land, for the foregoing purposes, and such
20 lands and interests therein, may be acquired, and con-
21 struction prosecuted thereon prior to approval of title; re-
22 serve plant and Government and contractor-owned equip-
23 ment layaway; and other expenses necessary for the fore-
24 going purposes including rents and transportation of

1 things, \$4,282,581,000, to remain available for obligation
2 until September 30, 2028.

3 PROCUREMENT OF AMMUNITION, AIR FORCE

4 For construction, procurement, production, and
5 modification of ammunition, and accessories therefor; spe-
6 cialized equipment and training devices; expansion of pub-
7 lic and private plants, including ammunition facilities, au-
8 thorized by section 2854 of title 10, United States Code,
9 and the land necessary therefor, for the foregoing pur-
10 poses, and such lands and interests therein, may be ac-
11 quired, and construction prosecuted thereon prior to ap-
12 proval of title; and procurement and installation of equip-
13 ment, appliances, and machine tools in public and private
14 plants; reserve plant and Government and contractor-
15 owned equipment layaway; and other expenses necessary
16 for the foregoing purposes, \$706,389,000, to remain avail-
17 able for obligation until September 30, 2028.

18 OTHER PROCUREMENT, AIR FORCE

19 For procurement and modification of equipment (in-
20 cluding ground guidance and electronic control equipment,
21 and ground electronic and communication equipment),
22 and supplies, materials, and spare parts therefor, not oth-
23 erwise provided for; the purchase of passenger motor vehi-
24 cles for replacement only; lease of passenger motor vehi-
25 cles; and expansion of public and private plants, Govern-

1 ment-owned equipment and installation thereof in such
2 plants, erection of structures, and acquisition of land, for
3 the foregoing purposes, and such lands and interests
4 therein, may be acquired, and construction prosecuted
5 thereon, prior to approval of title; reserve plant and Gov-
6 ernment and contractor-owned equipment layaway,
7 \$31,313,050,000, to remain available for obligation until
8 September 30, 2028.

9 PROCUREMENT, SPACE FORCE

10 For construction, procurement, and modification of
11 spacecraft, rockets, and related equipment, including
12 spare parts and accessories therefor; ground handling
13 equipment, and training devices; expansion of public and
14 private plants, Government-owned equipment and installa-
15 tion thereof in such plants, erection of structures, and ac-
16 quisition of land, for the foregoing purposes, and such
17 lands and interests therein, may be acquired, and con-
18 struction prosecuted thereon prior to approval of title; re-
19 serve plant and Government and contractor-owned equip-
20 ment layaway; and other expenses necessary for the fore-
21 going purposes including rents and transportation of
22 things, \$3,721,695,000, to remain available for obligation
23 until September 30, 2028.

1 PROCUREMENT, DEFENSE-WIDE

2 For expenses of activities and agencies of the Depart-
3 ment of Defense (other than the military departments)
4 necessary for procurement, production, and modification
5 of equipment, supplies, materials, and spare parts there-
6 for, not otherwise provided for; the purchase of passenger
7 motor vehicles for replacement only; expansion of public
8 and private plants, equipment, and installation thereof in
9 such plants, erection of structures, and acquisition of land
10 for the foregoing purposes, and such lands and interests
11 therein, may be acquired, and construction prosecuted
12 thereon prior to approval of title; reserve plant and Gov-
13 ernment and contractor-owned equipment layaway,
14 \$5,626,275,000, to remain available for obligation until
15 September 30, 2028.

16 DEFENSE PRODUCTION ACT PURCHASES

17 For activities by the Department of Defense pursuant
18 to sections 108, 301, 302, and 303 of the Defense Produc-
19 tion Act of 1950 (50 U.S.C. 4518, 4531, 4532, and 4533),
20 \$321,923,000, to remain available for obligation until ex-
21 pended, which shall be obligated and expended by the Sec-
22 retary of Defense as if delegated the necessary authorities
23 conferred by the Defense Production Act of 1950: *Pro-*
24 *vided*, That of the amounts appropriated under this head-
25 ing \$150,000,000 shall be for biomanufacturing.

1 NATIONAL GUARD AND RESERVE EQUIPMENT ACCOUNT

2 For procurement of rotary-wing aircraft; combat, tac-
3 tical, and support vehicles; other weapons; and other pro-
4 curement items for the Reserve components of the Armed
5 Forces, \$800,000,000, to remain available for obligation
6 until September 30, 2028: *Provided*, That the Chiefs of
7 National Guard and Reserve components shall, not later
8 than 30 days after enactment of this Act, individually sub-
9 mit to the congressional defense committees the mod-
10 ernization priority assessment for their respective Na-
11 tional Guard or Reserve component: *Provided further*,
12 That none of the funds made available by this paragraph
13 may be used to procure manned fixed wing aircraft, or
14 procure or modify missiles, munitions, or ammunition.

1 TITLE IV
2 RESEARCH, DEVELOPMENT, TEST AND
3 EVALUATION

4 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
5 ARMY

6 For expenses necessary for basic and applied sci-
7 entific research, development, test and evaluation, includ-
8 ing maintenance, rehabilitation, lease, and operation of fa-
9 cilities and equipment, \$13,561,058,000, to remain avail-
10 able for obligation until September 30, 2027.

11 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
12 NAVY

13 For expenses necessary for basic and applied sci-
14 entific research, development, test and evaluation, includ-
15 ing maintenance, rehabilitation, lease, and operation of fa-
16 cilities and equipment, \$27,038,433,000, to remain avail-
17 able for obligation until September 30, 2027: *Provided,*
18 That funds appropriated in this paragraph which are
19 available for the V-22 may be used to meet unique oper-
20 ational requirements of the Special Operations Forces.

21 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
22 AIR FORCE

23 For expenses necessary for basic and applied sci-
24 entific research, development, test and evaluation, includ-
25 ing maintenance, rehabilitation, lease, and operation of fa-

1 cilities and equipment, \$51,120,258,000, to remain avail-
2 able for obligation until September 30, 2027.

3 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
4 SPACE FORCE

5 For expenses necessary for basic and applied sci-
6 entific research, development, test and evaluation, includ-
7 ing maintenance, rehabilitation, lease, and operation of fa-
8 cilities and equipment, \$19,133,651,000, to remain avail-
9 able until September 30, 2027.

10 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
11 DEFENSE-WIDE

12 For expenses of activities and agencies of the Depart-
13 ment of Defense (other than the military departments),
14 necessary for basic and applied scientific research, devel-
15 opment, test and evaluation; advanced research projects
16 as may be designated and determined by the Secretary
17 of Defense, pursuant to law; maintenance, rehabilitation,
18 lease, and operation of facilities and equipment,
19 \$36,491,467,000, to remain available for obligation until
20 September 30, 2027.

21 OPERATIONAL TEST AND EVALUATION, DEFENSE

22 For expenses, not otherwise provided for, necessary
23 for the independent activities of the Director, Operational
24 Test and Evaluation, in the direction and supervision of
25 operational test and evaluation, including initial oper-

1 ational test and evaluation which is conducted prior to,
2 and in support of, production decisions; joint operational
3 testing and evaluation; and administrative expenses in
4 connection therewith, \$348,709,000, to remain available
5 for obligation until September 30, 2027: *Provided*, That
6 of the amounts appropriated under this heading, not less
7 than \$15,000,000 shall be for cyber assessments.

8 TITLE V

9 REVOLVING AND MANAGEMENT FUNDS

10 DEFENSE WORKING CAPITAL FUNDS

11 For the Defense Working Capital Funds,
12 \$1,682,921,000.

13 NATIONAL DEFENSE STOCKPILE TRANSACTION FUND

14 For the National Defense Stockpile Transaction
15 Fund, \$5,700,000, for activities pursuant to the Strategic
16 and Critical Materials Stock Piling Act (50 U.S.C. 98 et
17 seq.).

18 TITLE VI

19 OTHER DEPARTMENT OF DEFENSE PROGRAMS

20 DEFENSE HEALTH PROGRAM

21 For expenses, not otherwise provided for, for medical
22 and health care programs of the Department of Defense
23 as authorized by law, \$40,917,184,000; of which
24 \$38,766,742,000 shall be for operation and maintenance,
25 of which not to exceed one percent shall remain available

1 for obligation until September 30, 2027, and of which up
2 to \$21,023,765,000 may be available for contracts entered
3 into under the TRICARE program; of which
4 \$354,821,000, to remain available for obligation until Sep-
5 tember 30, 2028, shall be for procurement; and of which
6 \$1,795,621,000, to remain available for obligation until
7 September 30, 2027, shall be for research, development,
8 test and evaluation: *Provided*, That of the funds provided
9 under this heading for research, development, test and
10 evaluation, not less than \$700,000,000 shall be made
11 available to the Defense Health Agency to carry out the
12 congressionally directed medical research programs: *Pro-*
13 *vided further*, That, notwithstanding any other provision
14 of law, of the amount made available under this heading
15 for research, development, test and evaluation, not less
16 than \$15,000,000 shall be available for HIV prevention
17 educational activities undertaken in connection with
18 United States military training, exercises, and humani-
19 tarian assistance activities conducted primarily in African
20 nations: *Provided further*, That the Secretary of Defense
21 shall submit to the congressional defense committees quar-
22 terly reports on the current status of the electronic health
23 record program: *Provided further*, That the Comptroller
24 General of the United States shall perform quarterly per-
25 formance reviews of the electronic health record program.

1 which \$678,737,000 shall be for counter-narcotics sup-
2 port; \$135,567,000 shall be for the drug demand reduc-
3 tion program; \$305,000,000 shall be for the National
4 Guard counter-drug program; and \$30,000,000 shall be
5 for the National Guard counter-drug schools program:
6 *Provided*, That the funds appropriated under this heading
7 shall be available for obligation for the same time period
8 and for the same purpose as the appropriation to which
9 transferred: *Provided further*, That upon a determination
10 that all or part of the funds transferred from this appro-
11 priation are not necessary for the purposes provided here-
12 in, such amounts may be transferred back to this appro-
13 priation: *Provided further*, That the transfer authority pro-
14 vided under this heading is in addition to any other trans-
15 fer authority provided elsewhere in this Act: *Provided fur-*
16 *ther*, That funds appropriated under this heading may be
17 used to support a new start program or project only after
18 written prior notification to the Committees on Appropria-
19 tions of the House of Representatives and the Senate.

20 OFFICE OF THE INSPECTOR GENERAL

21 For expenses and activities of the Office of the In-
22 spector General in carrying out the provisions of chapter
23 4 of title 5, United States Code, \$517,599,000, of which
24 \$511,895,000 shall be for operation and maintenance, of
25 which not to exceed \$700,000 is available for emergencies

1 and extraordinary expenses to be expended upon the ap-
2 proval or authority of the Inspector General, and pay-
3 ments may be made upon the Inspector General's certifi-
4 cate of necessity for confidential military purposes; of
5 which \$1,079,000, to remain available for obligation until
6 September 30, 2028, shall be for procurement; and of
7 which \$4,625,000, to remain available until September 30,
8 2027, shall be for research, development, test and evalua-
9 tion.

10 TITLE VII

11 RELATED AGENCIES

12 CENTRAL INTELLIGENCE AGENCY RETIREMENT AND

13 DISABILITY SYSTEM FUND

14 For payment to the Central Intelligence Agency Re-
15 tirement and Disability System Fund, to maintain the
16 proper funding level for continuing the operation of the
17 Central Intelligence Agency Retirement and Disability
18 System, \$514,000,000.

19 INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT

20 For necessary expenses of the Intelligence Commu-
21 nity Management Account, \$642,000,000.

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TITLE VIII

GENERAL PROVISIONS

SEC. 8001. No part of any appropriation contained in this Act shall be used for publicity or propaganda purposes not authorized by the Congress.

SEC. 8002. During the current fiscal year, provisions of law prohibiting the payment of compensation to, or employment of, any person not a citizen of the United States shall not apply to personnel of the Department of Defense:

Provided, That salary increases granted to direct and indirect hire foreign national employees of the Department of Defense funded by this Act may not be at a rate in excess of the percentage increase authorized by law for civilian employees of the Department of Defense whose pay is computed under the provisions of section 5332 of title 5, United States Code, or at a rate in excess of the percentage increase provided by the appropriate host nation to its own employees, whichever is higher: *Provided further*, That this section shall not apply to Department of Defense foreign service national employees serving at United States diplomatic missions whose pay is set by the Department of State under the Foreign Service Act of 1980: *Provided further*, That the limitations of this provision shall not apply to foreign national employees of the Department of Defense in the Republic of Turkey.

1 appropriated and in no case where the item for which
2 funds are requested has been denied by the Congress: *Pro-*
3 *vided further*, That the Secretary of Defense shall notify
4 the Congress promptly of all transfers made pursuant to
5 this authority or any other authority in this Act: *Provided*
6 *further*, That no part of the funds in this Act shall be
7 available to prepare or present a request to the Commit-
8 tees on Appropriations of the House of Representatives
9 and the Senate for reprogramming of funds, unless for
10 higher priority items, based on unforeseen military re-
11 quirements, than those for which originally appropriated
12 and in no case where the item for which reprogramming
13 is requested has been denied by the Congress: *Provided*
14 *further*, That a request for multiple reprogrammings of
15 funds using authority provided in this section shall be
16 made prior to June 30, 2026: *Provided further*, That
17 transfers among military personnel appropriations shall
18 not be taken into account for purposes of the limitation
19 on the amount of funds that may be transferred under
20 this section.

21 SEC. 8006. (a) With regard to the list of specific pro-
22 grams, projects, and activities (and the dollar amounts
23 and adjustments to budget activities corresponding to
24 such programs, projects, and activities) contained in the
25 tables titled Explanation of Project Level Adjustments in

1 the explanatory statement regarding this Act and the ta-
2 bles contained in the classified annex accompanying this
3 Act, the obligation and expenditure of amounts appro-
4 priated or otherwise made available by this Act for those
5 programs, projects, and activities are hereby required by
6 law to be carried out in the manner provided by such ta-
7 bles to the same extent as if the tables were included in
8 the text of this Act.

9 (b) Amounts specified in the referenced tables de-
10 scribed in subsection (a) may not be treated as subdivi-
11 sions of appropriations for purposes of section 8005 of this
12 Act: *Provided*, That section 8005 of this Act shall apply
13 when transfers of the amounts described in subsection (a)
14 occur between appropriation accounts, subject to the limi-
15 tation in subsection (c): *Provided further*, That the trans-
16 fer amount limitation provided in section 8005 of this Act
17 shall not apply to transfers of amounts described in sub-
18 section (a) if such transfers are necessary for the proper
19 execution of such funds.

20 (c) During the current fiscal year, amounts specified
21 in the referenced tables in titles III and IV of this Act
22 described in subsection (a) may not be transferred pursu-
23 ant to section 8005 of this Act other than for proper exe-
24 cution of such amounts, as provided in subsection (b).

1 SEC. 8007. (a) Not later than 60 days after the date
2 of the enactment of this Act, the Department of Defense
3 shall submit a report to the congressional defense commit-
4 tees to establish the baseline for application of reprogram-
5 ming and transfer authorities for fiscal year 2026: *Pro-*
6 *vided*, That the report shall include—

7 (1) a table for each appropriation with a sepa-
8 rate column to display the President’s budget re-
9 quest, adjustments made by Congress, adjustments
10 due to enacted rescissions, if appropriate, and the
11 fiscal year enacted level;

12 (2) a delineation in the table for each appro-
13 priation both by budget activity and program,
14 project, and activity as detailed in the Budget Ap-
15 pendix; and

16 (3) an identification of items of special congres-
17 sional interest.

18 (b) Notwithstanding section 8005 of this Act, none
19 of the funds provided in this Act shall be available for
20 reprogramming or transfer until the report identified in
21 subsection (a) is submitted to the congressional defense
22 committees, unless the Secretary of Defense certifies in
23 writing to the congressional defense committees that such
24 reprogramming or transfer is necessary as an emergency

1 requirement: *Provided*, That this subsection shall not apply
2 to transfers from the following appropriations accounts:

3 (1) “Environmental Restoration, Army”;

4 (2) “Environmental Restoration, Navy”;

5 (3) “Environmental Restoration, Air Force”;

6 (4) “Environmental Restoration, Defense-
7 Wide”;

8 (5) “Environmental Restoration, Formerly
9 Used Defense Sites”; and

10 (6) “Drug Interdiction and Counter-drug Ac-
11 tivities, Defense”.

12 (TRANSFER OF FUNDS)

13 SEC. 8008. During the current fiscal year, cash bal-
14 ances in working capital funds of the Department of De-
15 fense established pursuant to section 2208 of title 10,
16 United States Code, may be maintained in only such
17 amounts as are necessary at any time for cash disburse-
18 ments to be made from such funds: *Provided*, That trans-
19 fers may be made between such funds: *Provided further*,
20 That transfers may be made between working capital
21 funds and the “Foreign Currency Fluctuations, Defense”
22 appropriation and the “Operation and Maintenance” ap-
23 propriation accounts in such amounts as may be deter-
24 mined by the Secretary of Defense, with the approval of
25 the Director of the Office of Management and Budget, ex-

1 cept that such transfers may not be made unless the Sec-
2 retary of Defense has notified the Congress of the pro-
3 posed transfer: *Provided further*, That except in amounts
4 equal to the amounts appropriated to working capital
5 funds in this Act, no obligations may be made against a
6 working capital fund to procure or increase the value of
7 war reserve material inventory, unless the Secretary of
8 Defense has notified the Congress prior to any such obli-
9 gation.

10 SEC. 8009. Funds appropriated by this Act may not
11 be used to initiate a special access program without prior
12 notification 30 calendar days in advance to the congres-
13 sional defense committees.

14 SEC. 8010. None of the funds provided by this Act
15 shall be available to initiate: (1) a multiyear contract that
16 employs economic order quantity procurement in excess of
17 \$20,000,000 in any one year of the contract or that in-
18 cludes an unfunded contingent liability in excess of
19 \$20,000,000; or (2) a contract for advance procurement
20 leading to a multiyear contract that employs economic
21 order quantity procurement in excess of \$20,000,000 in
22 any one year, unless the congressional defense committees
23 have been notified at least 30 days in advance of the pro-
24 posed contract award: *Provided*, That no part of any ap-
25 propriation contained in this Act shall be available to ini-

1 tiate a multiyear contract for which the economic order
2 quantity advance procurement is not funded at least to
3 the limits of the Government's liability: *Provided further*,
4 That no part of any appropriation contained in this Act
5 shall be available to initiate multiyear procurement con-
6 tracts for any systems or component thereof if the value
7 of the multiyear contract would exceed \$500,000,000 un-
8 less specifically provided in this Act: *Provided further*,
9 That no multiyear procurement contract can be termi-
10 nated without 30-day prior notification to the congres-
11 sional defense committees: *Provided further*, That the exe-
12 cution of multiyear authority shall require the use of a
13 present value analysis to determine lowest cost compared
14 to an annual procurement: *Provided further*, That none of
15 the funds provided by this Act may be used for a multiyear
16 contract executed after the date of the enactment of this
17 Act unless in the case of any such contract—

18 (1) the Secretary of Defense has submitted to
19 Congress a budget request for full funding of units
20 to be procured through the contract and, in the case
21 of a contract for procurement of aircraft, that in-
22 cludes, for any aircraft unit to be procured through
23 the contract for which procurement funds are re-
24 quested in that budget request for production be-
25 yond advance procurement activities in the fiscal

1 year covered by the budget, full funding of procure-
2 ment of such unit in that fiscal year;

3 (2) cancellation provisions in the contract do
4 not include consideration of recurring manufacturing
5 costs of the contractor associated with the produc-
6 tion of unfunded units to be delivered under the con-
7 tract;

8 (3) the contract provides that payments to the
9 contractor under the contract may not be made in
10 advance of incurred costs on funded units; and

11 (4) the contract does not provide for a price ad-
12 justment based on a failure to award a follow-on
13 contract.

14 SEC. 8011. Within the funds appropriated for the op-
15 eration and maintenance of the Armed Forces, funds are
16 hereby appropriated pursuant to section 401 of title 10,
17 United States Code, for humanitarian and civic assistance
18 costs under chapter 20 of title 10, United States Code:
19 *Provided*, That such funds may also be obligated for hu-
20 manitarian and civic assistance costs incidental to author-
21 ized operations and pursuant to authority granted in sec-
22 tion 401 of title 10, United States Code, and these obliga-
23 tions shall be reported as required by section 401(d) of
24 title 10, United States Code: *Provided further*, That funds
25 available for operation and maintenance shall be available

1 for providing humanitarian and similar assistance by
2 using Civic Action Teams in the Trust Territories of the
3 Pacific Islands and freely associated states of Micronesia,
4 pursuant to the Compact of Free Association as author-
5 ized by Public Law 99–239: *Provided further*, That upon
6 a determination by the Secretary of the Army that such
7 action is beneficial for graduate medical education pro-
8 grams conducted at Army medical facilities located in Ha-
9 waii, the Secretary of the Army may authorize the provi-
10 sion of medical services at such facilities and transpor-
11 tation to such facilities, on a nonreimbursable basis, for
12 civilian patients from American Samoa, the Common-
13 wealth of the Northern Mariana Islands, the Marshall Is-
14 lands, the Federated States of Micronesia, Palau, and
15 Guam.

16 SEC. 8012. None of the funds made available by this
17 Act shall be used in any way, directly or indirectly, to in-
18 fluence congressional action on any legislation or appro-
19 priation matters pending before the Congress.

20 SEC. 8013. None of the funds available in this Act
21 to the Department of Defense, other than appropriations
22 made for necessary or routine refurbishments, upgrades,
23 or maintenance activities, shall be used to reduce or to
24 prepare to reduce the number of deployed and non-de-
25 ployed strategic delivery vehicles and launchers below the

1 levels set forth in the report submitted to Congress in ac-
2 cordance with section 1042 of the National Defense Au-
3 thorization Act for Fiscal Year 2012.

4 (TRANSFER OF FUNDS)

5 SEC. 8014. (a) Funds appropriated in title III of this
6 Act for the Department of Defense Pilot Mentor-Protégé
7 Program may be transferred to any other appropriation
8 contained in this Act solely for the purpose of imple-
9 menting a Mentor-Protégé Program developmental assist-
10 ance agreement pursuant to section 4902 of title 10,
11 United States Code, under the authority of this provision
12 or any other transfer authority contained in this Act.

13 (b) The Secretary of Defense shall include with the
14 budget justification documents in support of the budget
15 for fiscal year 2026 (as submitted to Congress pursuant
16 to section 1105 of title 31, United States Code) a descrip-
17 tion of each transfer under this section that occurred dur-
18 ing the last fiscal year before the fiscal year in which such
19 budget is submitted.

20 SEC. 8015. None of the funds appropriated or other-
21 wise made available by this Act may be available for the
22 purchase by the Department of Defense (and its depart-
23 ments and agencies) of welded shipboard anchor and
24 mooring chain unless the anchor and mooring chain are
25 manufactured in the United States from components

1 which are substantially manufactured in the United
2 States: *Provided*, That for the purpose of this section, the
3 term “manufactured” shall include cutting, heat treating,
4 quality control, and testing of chain and welding (includ-
5 ing the forging and shot blasting process): *Provided fur-*
6 *ther*, That for the purpose of this section substantially all
7 of the components of anchor and mooring chain shall be
8 considered to be produced or manufactured in the United
9 States if the aggregate cost of the components produced
10 or manufactured in the United States exceeds the aggre-
11 gate cost of the components produced or manufactured
12 outside the United States: *Provided further*, That when
13 adequate domestic supplies are not available to meet De-
14 partment of Defense requirements on a timely basis, the
15 Secretary of the Service responsible for the procurement
16 may waive this restriction on a case-by-case basis by certi-
17 fying in writing to the Committees on Appropriations of
18 the House of Representatives and the Senate that such
19 an acquisition must be made in order to acquire capability
20 for national security purposes.

21 SEC. 8016. None of the funds appropriated by this
22 Act shall be used for the support of any nonappropriated
23 funds activity of the Department of Defense that procures
24 malt beverages and wine with nonappropriated funds for
25 resale (including such alcoholic beverages sold by the

1 drink) on a military installation located in the United
2 States unless such malt beverages and wine are procured
3 within that State, or in the case of the District of Colum-
4 bia, within the District of Columbia, in which the military
5 installation is located: *Provided*, That, in a case in which
6 the military installation is located in more than one State,
7 purchases may be made in any State in which the installa-
8 tion is located: *Provided further*, That such local procure-
9 ment requirements for malt beverages and wine shall
10 apply to all alcoholic beverages only for military installa-
11 tions in States which are not contiguous with another
12 State: *Provided further*, That alcoholic beverages other
13 than wine and malt beverages, in contiguous States and
14 the District of Columbia shall be procured from the most
15 competitive source, price and other factors considered.

16 SEC. 8017. None of the funds available to the De-
17 partment of Defense may be used to demilitarize or dis-
18 pose of M-1 Carbines, M-1 Garand rifles, M-14 rifles,
19 .22 caliber rifles, .30 caliber rifles, or M-1911 pistols, or
20 to demilitarize or destroy small arms ammunition or am-
21 munition components that are not otherwise prohibited
22 from commercial sale under Federal law, unless the small
23 arms ammunition or ammunition components are certified
24 by the Secretary of the Army or designee as unserviceable
25 or unsafe for further use.

1 SEC. 8018. No more than \$500,000 of the funds ap-
2 propriated or made available by this Act shall be used dur-
3 ing a single fiscal year for any single relocation of an orga-
4 nization, unit, activity or function of the Department of
5 Defense into or within the National Capital Region: *Pro-*
6 *vided*, That the Secretary of Defense may waive this re-
7 striction on a case-by-case basis by certifying in writing
8 to the congressional defense committees that such a relo-
9 cation is required in the best interest of the Government.

10 SEC. 8019. Of the funds made available by this Act
11 under the heading “Procurement, Defense-Wide”,
12 \$35,169,000 shall be available only for incentive payments
13 authorized by section 504 of the Indian Financing Act of
14 1974 (25 U.S.C. 1544): *Provided*, That a prime contractor
15 or a subcontractor at any tier that makes a subcontract
16 award to any subcontractor or supplier as defined in sec-
17 tion 1544 of title 25, United States Code, or a small busi-
18 ness owned and controlled by an individual or individuals
19 defined under section 4221(9) of title 25, United States
20 Code, shall be considered a contractor for the purposes
21 of being allowed additional compensation under section
22 504 of the Indian Financing Act of 1974 (25 U.S.C.
23 1544) whenever the prime contract or subcontract amount
24 is over \$500,000 and involves the expenditure of funds
25 appropriated by an Act making appropriations for the De-

1 partment of Defense with respect to any fiscal year: *Pro-*
2 *vided further*, That notwithstanding section 1906 of title
3 41, United States Code, this section shall be applicable
4 to any Department of Defense acquisition of supplies or
5 services, including any contract and any subcontract at
6 any tier for acquisition of commercial items produced or
7 manufactured, in whole or in part, by any subcontractor
8 or supplier defined in section 1544 of title 25, United
9 States Code, or a small business owned and controlled by
10 an individual or individuals defined under section 4221(9)
11 of title 25, United States Code.

12 SEC. 8020. (a) Notwithstanding any other provision
13 of law, the Secretary of the Air Force may convey at no
14 cost to the Air Force, without consideration, to Indian
15 tribes located in the States of Nevada, Idaho, North Da-
16 kota, South Dakota, Montana, Oregon, Minnesota, and
17 Washington relocatable military housing units located at
18 Grand Forks Air Force Base, Malmstrom Air Force Base,
19 Mountain Home Air Force Base, Ellsworth Air Force
20 Base, and Minot Air Force Base that are excess to the
21 needs of the Air Force.

22 (b) The Secretary of the Air Force shall convey, at
23 no cost to the Air Force, military housing units under sub-
24 section (a) in accordance with the request for such units
25 that are submitted to the Secretary by the Operation

1 Walking Shield Program on behalf of Indian tribes located
2 in the States of Nevada, Idaho, North Dakota, South Da-
3 kota, Montana, Oregon, Minnesota, and Washington. Any
4 such conveyance shall be subject to the condition that the
5 housing units shall be removed within a reasonable period
6 of time, as determined by the Secretary.

7 (c) The Operation Walking Shield Program shall re-
8 solve any conflicts among requests of Indian tribes for
9 housing units under subsection (a) before submitting re-
10 quests to the Secretary of the Air Force under subsection
11 (b).

12 (d) In this section, the term “Indian tribe” means
13 any recognized Indian tribe included on the current list
14 published by the Secretary of the Interior under section
15 104 of the Federally Recognized Indian Tribe Act of 1994
16 (Public Law 103–454; 108 Stat. 4792; 25 U.S.C. 5131).

17 SEC. 8021. Of the funds appropriated to the Depart-
18 ment of Defense under the heading “Operation and Main-
19 tenance, Defense-Wide”, not less than \$19,861,000 may
20 be made available only for the mitigation of environmental
21 impacts, including training and technical assistance to
22 tribes, related administrative support, the gathering of in-
23 formation, documenting of environmental damage, and de-
24 veloping a system for prioritization of mitigation and cost

1 to complete estimates for mitigation, on Indian lands re-
2 sulting from Department of Defense activities.

3 SEC. 8022. Funds appropriated by this Act for the
4 Defense Media Activity may not be used for any national
5 or international political or psychological activities.

6 SEC. 8023. (a) Of the funds made available in this
7 Act, not less than \$79,000,000 shall be available for the
8 Civil Air Patrol Corporation, of which—

9 (1) \$57,900,000 shall be available from “Oper-
10 ation and Maintenance, Air Force” to support Civil
11 Air Patrol Corporation operation and maintenance,
12 readiness, counter-drug activities, and drug demand
13 reduction activities involving youth programs;

14 (2) \$17,800,000 shall be available from “Air-
15 craft Procurement, Air Force”; and

16 (3) \$3,300,000 shall be available from “Other
17 Procurement, Air Force” for vehicle procurement.

18 (b) The Secretary of the Air Force should waive reim-
19 bursement for any funds used by the Civil Air Patrol for
20 counter-drug activities in support of Federal, State, and
21 local government agencies.

22 SEC. 8024. (a) None of the funds appropriated or
23 otherwise made available by this Act may be used to estab-
24 lish a new Department of Defense (department) federally
25 funded research and development center (FFRDC), either

1 as a new entity, or as a separate entity administrated by
2 an organization managing another FFRDC, or as a non-
3 profit membership corporation consisting of a consortium
4 of other FFRDCs and other nonprofit entities.

5 (b) Except when acting in a technical advisory capac-
6 ity, no member of a Board of Directors, Trustees, Over-
7 seers, Advisory Group, Special Issues Panel, Visiting Com-
8 mittee, or any similar entity of a defense FFRDC, or any
9 entity that contracts with the Federal government to man-
10 age or operate one or more FFRDCs, or any paid consult-
11 ant to a defense FFRDC shall receive funds appropriated
12 by this Act as compensation for services as a member of
13 such entity: *Provided*, That a member of any such entity
14 shall be allowed travel expenses and per diem as author-
15 ized under the Federal Joint Travel Regulations, when en-
16 gaged in the performance of membership duties: *Provided*
17 *further*, That except when acting in a technical advisory
18 capacity, no paid consultant shall receive funds appro-
19 priated by this Act as compensation by more than one
20 FFRDC in a calendar year.

21 (c) Notwithstanding any other provision of law, none
22 of the funds available to the department from any source
23 during the current fiscal year may be used by a defense
24 FFRDC, through a fee or other payment mechanism, for
25 construction of new buildings not located on a military in-

1 stallation, for payment of cost sharing for projects funded
2 by Government grants, for absorption of contract over-
3 runs, or for certain charitable contributions, not to include
4 employee participation in community service and/or devel-
5 opment.

6 (d) Notwithstanding any other provision of law, of
7 the funds appropriated in this Act, not more than
8 \$2,886,300,000 may be funded for professional technical
9 staff-related costs of the defense FFRDCs: *Provided*, That
10 within such funds, not more than \$461,300,000 shall be
11 available for the defense studies and analysis FFRDCs:
12 *Provided further*, That this subsection shall not apply to
13 staff years funded in the National Intelligence Program
14 and the Military Intelligence Program: *Provided further*,
15 That the Secretary of Defense shall, with the submission
16 of the department's fiscal year 2027 budget request, sub-
17 mit a report presenting the specific amounts of staff years
18 of technical effort to be allocated for each defense FFRDC
19 by program during that fiscal year and the associated
20 budget estimates, by appropriation account and program.

21 SEC. 8025. For the purposes of this Act, the term
22 "congressional defense committees" means the Armed
23 Services Committee of the House of Representatives, the
24 Armed Services Committee of the Senate, the Sub-
25 committee on Defense of the Committee on Appropriations

1 of the House of Representatives, and the Subcommittee
2 on Defense of the Committee on Appropriations of the
3 Senate.

4 SEC. 8026. For the purposes of this Act, the term
5 “congressional intelligence committees” means the Perma-
6 nent Select Committee on Intelligence of the House of
7 Representatives, the Select Committee on Intelligence of
8 the Senate, the Subcommittee on Defense of the Com-
9 mittee on Appropriations of the House of Representatives,
10 and the Subcommittee on Defense of the Committee on
11 Appropriations of the Senate.

12 SEC. 8027. During the current fiscal year, the De-
13 partment of Defense may acquire the modification, depot
14 maintenance and repair of aircraft, vehicles and vessels
15 as well as the production of components and other De-
16 fense-related articles, through competition between De-
17 partment of Defense depot maintenance activities and pri-
18 vate firms: *Provided*, That the Senior Acquisition Execu-
19 tive of the military department or Defense Agency con-
20 cerned, with power of delegation, shall certify that success-
21 ful bids include comparable estimates of all direct and in-
22 direct costs for both public and private bids: *Provided fur-*
23 *ther*, That Office of Management and Budget Circular A-
24 76 shall not apply to competitions conducted under this
25 section.

1 SEC. 8028. (a) None of the funds appropriated in this
2 Act may be expended by an entity of the Department of
3 Defense unless the entity, in expending the funds, com-
4 plies with the Buy American Act. For purposes of this
5 subsection, the term “Buy American Act” means chapter
6 83 of title 41, United States Code.

7 (b) If the Secretary of Defense determines that a per-
8 son has been convicted of intentionally affixing a label
9 bearing a “Made in America” inscription to any product
10 sold in or shipped to the United States that is not made
11 in America, the Secretary shall determine, in accordance
12 with section 4658 of title 10, United States Code, whether
13 the person should be debarred from contracting with the
14 Department of Defense.

15 (c) In the case of any equipment or products pur-
16 chased with appropriations provided under this Act, it is
17 the sense of the Congress that any entity of the Depart-
18 ment of Defense, in expending the appropriation, purchase
19 only American-made equipment and products, provided
20 that American-made equipment and products are cost-
21 competitive, quality competitive, and available in a timely
22 fashion.

23 SEC. 8029. None of the funds appropriated in this
24 Act shall be used to procure carbon, alloy, or armor steel
25 plate for use in any Government-owned facility or property

1 under the control of the Department of Defense which
2 were not melted and rolled in the United States or Can-
3 ada: *Provided*, That these procurement restrictions shall
4 apply to any and all Federal Supply Class 9515, American
5 Society of Testing and Materials (ASTM) or American
6 Iron and Steel Institute (AISI) specifications of carbon,
7 alloy or armor steel plate: *Provided further*, That the Sec-
8 retary of the military department responsible for the pro-
9 curement may waive this restriction on a case-by-case
10 basis by certifying in writing to the Committees on Appro-
11 priations of the House of Representatives and the Senate
12 that adequate domestic supplies are not available to meet
13 Department of Defense requirements on a timely basis
14 and that such an acquisition must be made in order to
15 acquire capability for national security purposes: *Provided*
16 *further*, That these restrictions shall not apply to contracts
17 which are in being as of the date of the enactment of this
18 Act.

19 SEC. 8030. (a)(1) If the Secretary of Defense, after
20 consultation with the United States Trade Representative,
21 determines that a foreign country which is party to an
22 agreement described in paragraph (2) has violated the
23 terms of the agreement by discriminating against certain
24 types of products produced in the United States that are
25 covered by the agreement, the Secretary of Defense shall

1 rescind the Secretary’s blanket waiver of the Buy Amer-
2 ican Act with respect to such types of products produced
3 in that foreign country.

4 (2) An agreement referred to in paragraph (1) is any
5 reciprocal defense procurement memorandum of under-
6 standing, between the United States and a foreign country
7 pursuant to which the Secretary of Defense has prospec-
8 tively waived the Buy American Act for certain products
9 in that country.

10 (b) The Secretary of Defense shall submit to the Con-
11 gress a report on the amount of Department of Defense
12 purchases from foreign entities in fiscal year 2026. Such
13 report shall separately indicate the dollar value of items
14 for which the Buy American Act was waived pursuant to
15 any agreement described in subsection (a)(2), the Trade
16 Agreements Act of 1979 (19 U.S.C. 2501 et seq.), or any
17 international agreement to which the United States is a
18 party.

19 (c) For purposes of this section, the term “Buy
20 American Act” means chapter 83 of title 41, United
21 States Code.

22 SEC. 8031. None of the funds appropriated by this
23 Act may be used for the procurement of ball and roller
24 bearings other than those produced by a domestic source
25 and of domestic origin: *Provided*, That the Secretary of

1 the military department responsible for such procurement
2 may waive this restriction on a case-by-case basis by certi-
3 fying in writing to the Committees on Appropriations of
4 the House of Representatives and the Senate, that ade-
5 quate domestic supplies are not available to meet Depart-
6 ment of Defense requirements on a timely basis and that
7 such an acquisition must be made in order to acquire ca-
8 pability for national security purposes: *Provided further,*
9 That this restriction shall not apply to the purchase of
10 “commercial products”, as defined by section 103 of title
11 41, United States Code, except that the restriction shall
12 apply to ball or roller bearings purchased as end items.

13 SEC. 8032. None of the funds in this Act may be
14 used to purchase any supercomputer which is not manu-
15 factured in the United States, unless the Secretary of De-
16 fense certifies to the congressional defense committees
17 that such an acquisition must be made in order to acquire
18 capability for national security purposes that is not avail-
19 able from United States manufacturers.

20 SEC. 8033. (a) The Secretary of Defense may, on a
21 case-by-case basis, waive with respect to a foreign country
22 each limitation on the procurement of defense items from
23 foreign sources provided in law if the Secretary determines
24 that the application of the limitation with respect to that
25 country would invalidate cooperative programs entered

1 into between the Department of Defense and the foreign
2 country, or would invalidate reciprocal trade agreements
3 for the procurement of defense items entered into under
4 section 4851 of title 10, United States Code, and the
5 country does not discriminate against the same or similar
6 defense items produced in the United States for that coun-
7 try.

8 (b) Subsection (a) applies with respect to—

9 (1) contracts and subcontracts entered into on
10 or after the date of the enactment of this Act; and

11 (2) options for the procurement of items that
12 are exercised after such date under contracts that
13 are entered into before such date if the option prices
14 are adjusted for any reason other than the applica-
15 tion of a waiver granted under subsection (a).

16 (c) Subsection (a) does not apply to a limitation re-
17 garding construction of public vessels, ball and roller bear-
18 ings, food, and clothing or textile materials as defined by
19 section XI (chapters 50–65) of the Harmonized Tariff
20 Schedule of the United States and products classified
21 under headings 4010, 4202, 4203, 6401 through 6406,
22 6505, 7019, 7218 through 7229, 7304.41 through
23 7304.49, 7306.40, 7502 through 7508, 8105, 8108, 8109,
24 8211, 8215, and 9404.

1 SEC. 8034. None of the funds made available in this
2 Act, or any subsequent Act making appropriations for the
3 Department of Defense, may be used for the purchase or
4 manufacture of a flag of the United States unless such
5 flags are treated as covered items under section 4862(b)
6 of title 10, United States Code.

7 SEC. 8035. During the current fiscal year, amounts
8 contained in the Department of Defense Overseas Military
9 Facility Investment Recovery Account shall be available
10 until expended for the payments specified by section
11 2687a(b)(2) of title 10, United States Code.

12 SEC. 8036. During the current fiscal year, appropria-
13 tions which are available to the Department of Defense
14 for operation and maintenance may be used to purchase
15 items having an investment item unit cost of not more
16 than \$350,000: *Provided*, That upon determination by the
17 Secretary of Defense that such action is necessary to meet
18 the operational requirements of a Commander of a Com-
19 batant Command engaged in a named contingency oper-
20 ation overseas, such funds may be used to purchase items
21 having an investment item unit cost of not more than
22 \$500,000.

23 SEC. 8037. Up to \$8,132,000 of the funds appro-
24 priated under the heading “Operation and Maintenance,
25 Navy” may be made available for the Asia Pacific Re-

1 gional Initiative Program for the purpose of enabling the
2 United States Indo-Pacific Command to execute Theater
3 Security Cooperation activities such as humanitarian as-
4 sistance, and payment of incremental and personnel costs
5 of training and exercising with foreign security forces:
6 *Provided*, That funds made available for this purpose may
7 be used, notwithstanding any other funding authorities for
8 humanitarian assistance, security assistance or combined
9 exercise expenses: *Provided further*, That funds may not
10 be obligated to provide assistance to any foreign country
11 that is otherwise prohibited from receiving such type of
12 assistance under any other provision of law.

13 SEC. 8038. The Secretary of Defense shall issue reg-
14 ulations to prohibit the sale of any tobacco or tobacco-
15 related products in military resale outlets in the United
16 States, its territories and possessions at a price below the
17 most competitive price in the local community: *Provided*,
18 That such regulations shall direct that the prices of to-
19 bacco or tobacco-related products in overseas military re-
20 tail outlets shall be within the range of prices established
21 for military retail system stores located in the United
22 States.

23 SEC. 8039. (a) During the current fiscal year, none
24 of the appropriations or funds available to the Department
25 of Defense Working Capital Funds shall be used for the

1 purchase of an investment item for the purpose of acquir-
2 ing a new inventory item for sale or anticipated sale dur-
3 ing the current fiscal year or a subsequent fiscal year to
4 customers of the Department of Defense Working Capital
5 Funds if such an item would not have been chargeable
6 to the Department of Defense Business Operations Fund
7 during fiscal year 1994 and if the purchase of such an
8 investment item would be chargeable during the current
9 fiscal year to appropriations made to the Department of
10 Defense for procurement.

11 (b) The fiscal year 2026 budget request for the De-
12 partment of Defense as well as all justification material
13 and other documentation supporting the fiscal year 2026
14 Department of Defense budget shall be prepared and sub-
15 mitted to the Congress on the basis that any equipment
16 which was classified as an end item and funded in a pro-
17 curement appropriation contained in this Act shall be
18 budgeted for in a proposed fiscal year 2026 procurement
19 appropriation and not in the supply management business
20 area or any other area or category of the Department of
21 Defense Working Capital Funds.

22 SEC. 8040. None of the funds appropriated by this
23 Act for programs of the Central Intelligence Agency shall
24 remain available for obligation beyond the current fiscal
25 year, except for funds appropriated for the Reserve for

1 Contingencies, which shall remain available until Sep-
2 tember 30, 2027: *Provided*, That funds appropriated,
3 transferred, or otherwise credited to the Central Intel-
4 ligence Agency Central Services Working Capital Fund
5 during this or any prior fiscal year shall remain available
6 until expended: *Provided further*, That any funds appro-
7 priated or transferred to the Central Intelligence Agency
8 for advanced research and development acquisition, for
9 agent operations, and for covert action programs author-
10 ized by the President under section 503 of the National
11 Security Act of 1947 (50 U.S.C. 3093) shall remain avail-
12 able until September 30, 2027: *Provided further*, That any
13 funds appropriated or transferred to the Central Intel-
14 ligence Agency for the construction, improvement, or al-
15 teration of facilities, including leased facilities, to be used
16 primarily by personnel of the intelligence community, shall
17 remain available until September 30, 2028.

18 SEC. 8041. (a) Except as provided in subsections (b)
19 and (c), none of the funds made available by this Act may
20 be used—

- 21 (1) to establish a field operating agency; or
- 22 (2) to pay the basic pay of a member of the
23 Armed Forces or civilian employee of the Depart-
24 ment of Defense who is transferred or reassigned
25 from a headquarters activity if the member or em-

1 ployee's place of duty remains at the location of that
2 headquarters.

3 (b) The Secretary of Defense or Secretary of a mili-
4 tary department may waive the limitations in subsection
5 (a), on a case-by-case basis, if the Secretary determines,
6 and certifies to the Committees on Appropriations of the
7 House of Representatives and the Senate that the grant-
8 ing of the waiver will reduce the personnel requirements
9 or the financial requirements of the department.

10 (c) This section does not apply to—

11 (1) field operating agencies funded within the
12 National Intelligence Program;

13 (2) an Army field operating agency established
14 to eliminate, mitigate, or counter the effects of im-
15 improvised explosive devices, and, as determined by the
16 Secretary of the Army, other similar threats;

17 (3) an Army field operating agency established
18 to improve the effectiveness and efficiencies of bio-
19 metric activities and to integrate common biometric
20 technologies throughout the Department of Defense;
21 or

22 (4) an Air Force field operating agency estab-
23 lished to administer the Air Force Mortuary Affairs
24 Program and Mortuary Operations for the Depart-
25 ment of Defense and authorized Federal entities.

1 SEC. 8042. (a) None of the funds appropriated by
2 this Act shall be available to convert to contractor per-
3 formance an activity or function of the Department of De-
4 fense that, on or after the date of the enactment of this
5 Act, is performed by Department of Defense civilian em-
6 ployees unless—

7 (1) the conversion is based on the result of a
8 public-private competition that includes a most effi-
9 cient and cost effective organization plan developed
10 by such activity or function;

11 (2) the Competitive Sourcing Official deter-
12 mines that, over all performance periods stated in
13 the solicitation of offers for performance of the ac-
14 tivity or function, the cost of performance of the ac-
15 tivity or function by a contractor would be less costly
16 to the Department of Defense by an amount that
17 equals or exceeds the lesser of—

18 (A) 10 percent of the most efficient organi-
19 zation's personnel-related costs for performance
20 of that activity or function by Federal employ-
21 ees; or

22 (B) \$10,000,000; and

23 (3) the contractor does not receive an advan-
24 tage for a proposal that would reduce costs for the
25 Department of Defense by—

1 (A) not making an employer-sponsored
2 health insurance plan available to the workers
3 who are to be employed in the performance of
4 that activity or function under the contract; or

5 (B) offering to such workers an employer-
6 sponsored health benefits plan that requires the
7 employer to contribute less towards the pre-
8 mium or subscription share than the amount
9 that is paid by the Department of Defense for
10 health benefits for civilian employees under
11 chapter 89 of title 5, United States Code.

12 (b)(1) The Department of Defense, without regard
13 to subsection (a) of this section or subsection (a), (b), or
14 (c) of section 2461 of title 10, United States Code, and
15 notwithstanding any administrative regulation, require-
16 ment, or policy to the contrary shall have full authority
17 to enter into a contract for the performance of any com-
18 mercial or industrial type function of the Department of
19 Defense that—

20 (A) is included on the procurement list estab-
21 lished pursuant to section 2 of the Javits-Wagner-
22 O'Day Act (section 8503 of title 41, United States
23 Code);

24 (B) is planned to be converted to performance
25 by a qualified nonprofit agency for the blind or by

1 a qualified nonprofit agency for other severely handi-
2 capped individuals in accordance with that Act; or

3 (C) is planned to be converted to performance
4 by a qualified firm under at least 51 percent owner-
5 ship by an Indian tribe, as defined in section 4(e)
6 of the Indian Self-Determination and Education As-
7 sistance Act (25 U.S.C. 450b(e)), or a Native Ha-
8 waiian Organization, as defined in section 8(a)(15)
9 of the Small Business Act (15 U.S.C. 637(a)(15)).

10 (2) This section shall not apply to depot con-
11 tracts or contracts for depot maintenance as pro-
12 vided in sections 2469 and 2474 of title 10, United
13 States Code.

14 (c) The conversion of any activity or function of the
15 Department of Defense under the authority provided by
16 this section shall be credited toward any competitive or
17 outsourcing goal, target, or measurement that may be es-
18 tablished by statute, regulation, or policy and is deemed
19 to be awarded under the authority of, and in compliance
20 with, subsection (h) of section 2304 of title 10, United
21 States Code, for the competition or outsourcing of com-
22 mercial activities.

23 SEC. 8043. None of the funds available in this Act
24 may be used to reduce the authorized positions for mili-
25 tary technicians (dual status) of the Army National

1 Guard, Air National Guard, Army Reserve and Air Force
2 Reserve for the purpose of applying any administratively
3 imposed civilian personnel ceiling, freeze, or reduction on
4 military technicians (dual status), unless such reductions
5 are a direct result of a reduction in military force struc-
6 ture.

7 SEC. 8044. None of the funds appropriated or other-
8 wise made available by this Act may be obligated or ex-
9 pended for assistance to the Democratic People's Republic
10 of Korea unless specifically appropriated for that purpose:
11 *Provided*, That this restriction shall not apply to any ac-
12 tivities incidental to the Defense POW/MIA Accounting
13 Agency mission to recover and identify the remains of
14 United States Armed Forces personnel from the Demo-
15 cratic People's Republic of Korea.

16 SEC. 8045. In this fiscal year and each fiscal year
17 thereafter, funds appropriated for operation and mainte-
18 nance of the Military Departments, Combatant Com-
19 mands and Defense Agencies shall be available for reim-
20 bursement of pay, allowances and other expenses which
21 would otherwise be incurred against appropriations for the
22 National Guard and Reserve when members of the Na-
23 tional Guard and Reserve provide intelligence or counter-
24 intelligence support to Combatant Commands, Defense
25 Agencies and Joint Intelligence Activities, including the

1 activities and programs included within the National Intel-
2 ligence Program and the Military Intelligence Program:
3 *Provided*, That nothing in this section authorizes deviation
4 from established Reserve and National Guard personnel
5 and training procedures.

6 SEC. 8046. (a) None of the funds available to the
7 Department of Defense for any fiscal year for drug inter-
8 diction or counter-drug activities may be transferred to
9 any other department or agency of the United States ex-
10 cept as specifically provided in an appropriations law.

11 (b) None of the funds available to the Central Intel-
12 ligence Agency for any fiscal year for drug interdiction or
13 counter-drug activities may be transferred to any other de-
14 partment or agency of the United States except as specifi-
15 cally provided in an appropriations law.

16 SEC. 8047. In addition to the amounts appropriated
17 or otherwise made available elsewhere in this Act,
18 \$49,000,000 is hereby appropriated to the Department of
19 Defense: *Provided*, That upon the determination of the
20 Secretary of Defense that it shall serve the national inter-
21 est, the Secretary shall make grants in the amounts speci-
22 fied as follows: \$24,000,000 to the United Service Organi-
23 zations and \$25,000,000 to the Red Cross.

24 SEC. 8048. Notwithstanding any other provision in
25 this Act, the Small Business Innovation Research program

1 and the Small Business Technology Transfer program set-
2 asides shall be taken proportionally from all programs,
3 projects, or activities to the extent they contribute to the
4 extramural budget. The Secretary of each military depart-
5 ment, the Director of each Defense Agency, and the head
6 of each other relevant component of the Department of
7 Defense shall submit to the congressional defense commit-
8 tees, concurrent with submission of the budget justifica-
9 tion documents to Congress pursuant to section 1105 of
10 title 31, United States Code, a report with a detailed ac-
11 counting of the Small Business Innovation Research pro-
12 gram and the Small Business Technology Transfer pro-
13 gram set-asides taken from programs, projects, or activi-
14 ties within such department, agency, or component during
15 the most recently completed fiscal year.

16 SEC. 8049. None of the funds available to the De-
17 partment of Defense under this Act may be obligated or
18 expended to pay a contractor under a contract with the
19 Department of Defense for costs of any amount paid by
20 the contractor to an employee when—

21 (1) such costs are for a bonus or otherwise in
22 excess of the normal salary paid by the contractor
23 to the employee; and

24 (2) such bonus is part of restructuring costs as-
25 sociated with a business combination.

1 (INCLUDING TRANSFER OF FUNDS)

2 SEC. 8050. During the current fiscal year, no more
3 than \$30,000,000 of appropriations made in this Act
4 under the heading “Operation and Maintenance, Defense-
5 Wide” may be transferred to appropriations available for
6 the pay of military personnel, to be merged with, and to
7 be available for the same time period as the appropriations
8 to which transferred, to be used in support of such per-
9 sonnel in connection with support and services for eligible
10 organizations and activities outside the Department of De-
11 fense pursuant to section 2012 of title 10, United States
12 Code.

13 SEC. 8051. (a) Notwithstanding any other provision
14 of law, the Chief of the National Guard Bureau may per-
15 mit the use of equipment of the National Guard Distance
16 Learning Project by any person or entity on a space-avail-
17 able, reimbursable basis. The Chief of the National Guard
18 Bureau shall establish the amount of reimbursement for
19 such use on a case-by-case basis.

20 (b) Amounts collected under subsection (a) shall be
21 credited to funds available for the National Guard Dis-
22 tance Learning Project and be available to defray the costs
23 associated with the use of equipment of the project under
24 that subsection. Such funds shall be available for such
25 purposes without fiscal year limitation.

1 SEC. 8052. (a) None of the funds appropriated or
2 otherwise made available by this or prior Acts may be obli-
3 gated or expended to retire, prepare to retire, or place in
4 storage or on backup aircraft inventory status any C-40
5 aircraft.

6 (b) The limitation under subsection (a) shall not
7 apply to an individual C-40 aircraft that the Secretary
8 of the Air Force determines, on a case-by-case basis, to
9 be no longer mission capable due to a Class A mishap.

10 (c) If the Secretary determines under subsection (b)
11 that an aircraft is no longer mission capable, the Secretary
12 shall submit to the congressional defense committees a
13 certification in writing that the status of such aircraft is
14 due to a Class A mishap and not due to lack of mainte-
15 nance, repairs, or other reasons.

16 (d) Not later than 90 days after the date of the enact-
17 ment of this Act, the Secretary of Defense shall submit
18 to the congressional defense committees a report on the
19 necessary steps taken by the Department of Defense to
20 meet the travel requirements for official or representa-
21 tional duties of members of Congress and the Cabinet in
22 fiscal years 2026 and 2027.

23 SEC. 8053. (a) None of the funds appropriated in
24 title IV of this Act may be used to procure end-items for
25 delivery to military forces for operational training, oper-

1 ational use, or inventory requirements: *Provided*, That this
2 restriction does not apply to end-items used in develop-
3 ment, prototyping in accordance with an approved test
4 strategy, and test activities preceding and leading to ac-
5 ceptance for operational use.

6 (b) If the number of end-items budgeted with funds
7 appropriated in title IV of this Act exceeds the number
8 required in an approved test strategy, the Under Secretary
9 of Defense (Research and Engineering) and the Under
10 Secretary of Defense (Acquisition and Sustainment), in
11 coordination with the responsible Service Acquisition Ex-
12 ecutive, shall certify in writing to the congressional de-
13 fense committees that there is a bonafide need for the ad-
14 ditional end-items at the time of submittal to Congress
15 of the budget of the President for fiscal year 2027 pursu-
16 ant to section 1105 of title 31, United States Code: *Pro-*
17 *vided*, That this restriction does not apply to programs
18 funded within the National Intelligence Program.

19 (c) The Secretary of Defense shall, at the time of the
20 submittal to Congress of the budget of the President for
21 fiscal year 2027 pursuant to section 1105 of title 31,
22 United States Code, submit to the congressional defense
23 committees a report detailing the use of funds requested
24 in research, development, test and evaluation accounts for
25 end-items used in development, prototyping and test ac-

1 tivities preceding and leading to acceptance for operational
2 use: *Provided*, That the report shall set forth, for each
3 end item covered by the preceding proviso, a detailed list
4 of the statutory authorities under which amounts in the
5 accounts described in that proviso were used for such item:
6 *Provided further*, That the Secretary of Defense shall, at
7 the time of the submittal to Congress of the budget of
8 the President for fiscal year 2027 pursuant to section
9 1105 of title 31, United States Code, submit to the con-
10 gressional defense committees a certification that funds
11 requested for fiscal year 2027 in research, development,
12 test and evaluation accounts are in compliance with this
13 section: *Provided further*, That the Secretary of Defense
14 may waive this restriction on a case-by-case basis by certi-
15 fying in writing to the Subcommittees on Defense of the
16 Committees on Appropriations of the House of Represent-
17 atives and the Senate that it is in the national security
18 interest to do so.

19 SEC. 8054. None of the funds appropriated or other-
20 wise made available by this or other Department of De-
21 fense Appropriations Acts may be obligated or expended
22 for the purpose of performing repairs or maintenance to
23 military family housing units of the Department of De-
24 fense, including areas in such military family housing

1 units that may be used for the purpose of conducting offi-
2 cial Department of Defense business.

3 SEC. 8055. Notwithstanding any other provision of
4 law, funds appropriated in this Act under the heading
5 “Research, Development, Test and Evaluation, Defense-
6 Wide” for any new start Defense Innovation Acceleration
7 (PE 0603838D8Z) or Rapid Prototyping Program (PE
8 0604331D8Z) demonstration project with a value of more
9 than \$5,000,000 may only be obligated 15 days after a
10 report, including a description of the project, the planned
11 acquisition and transition strategy and its estimated an-
12 nual and total cost, has been provided in writing to the
13 congressional defense committees: *Provided*, That the Sec-
14 retary of Defense may waive this restriction on a case-
15 by-case basis by certifying to the congressional defense
16 committees that it is in the national interest to do so.

17 SEC. 8056. The Secretary of Defense shall continue
18 to provide a classified quarterly report to the Committees
19 on Appropriations of the House of Representatives and the
20 Senate, Subcommittees on Defense on certain matters as
21 directed in the classified annex accompanying this Act.

22 SEC. 8057. Notwithstanding section 12310(b) of title
23 10, United States Code, a servicemember who is a member
24 of the National Guard serving on full-time National Guard
25 duty under section 502(f) of title 32, United States Code,

1 may perform duties in support of the ground-based ele-
2 ments of the National Ballistic Missile Defense System.

3 SEC. 8058. None of the funds provided in this Act
4 may be used to transfer to any nongovernmental entity
5 ammunition held by the Department of Defense that has
6 a center-fire cartridge and a United States military no-
7 menclature designation of “armor penetrator”, “armor
8 piercing (AP)”, “armor piercing incendiary (API)”, or
9 “armor-piercing incendiary tracer (API-T)”, except to an
10 entity performing demilitarization services for the Depart-
11 ment of Defense under a contract that requires the entity
12 to demonstrate to the satisfaction of the Department of
13 Defense that armor piercing projectiles are either: (1) ren-
14 dered incapable of reuse by the demilitarization process;
15 or (2) used to manufacture ammunition pursuant to a con-
16 tract with the Department of Defense or the manufacture
17 of ammunition for export pursuant to a License for Per-
18 manent Export of Unclassified Military Articles issued by
19 the Department of State.

20 SEC. 8059. Notwithstanding any other provision of
21 law, the Chief of the National Guard Bureau, or their des-
22 ignee, may waive payment of all or part of the consider-
23 ation that otherwise would be required under section 2667
24 of title 10, United States Code, in the case of a lease of
25 personal property for a period not in excess of 1 year to

1 any organization specified in section 508(d) of title 32,
2 United States Code, or any other youth, social, or fra-
3 ternal nonprofit organization as may be approved by the
4 Chief of the National Guard Bureau, or their designee,
5 on a case-by-case basis.

6 (INCLUDING TRANSFER OF FUNDS)

7 SEC. 8060. Of the amounts appropriated in this Act
8 under the heading “Operation and Maintenance, Army”,
9 \$194,452,598 shall remain available until expended: *Pro-*
10 *vided*, That, notwithstanding any other provision of law,
11 the Secretary of Defense is authorized to transfer such
12 funds to other activities of the Federal Government: *Pro-*
13 *vided further*, That the Secretary of Defense is authorized
14 to enter into and carry out contracts for the acquisition
15 of real property, construction, personal services, and oper-
16 ations related to projects carrying out the purposes of this
17 section: *Provided further*, That contracts entered into
18 under the authority of this section may provide for such
19 indemnification as the Secretary determines to be nec-
20 essary: *Provided further*, That projects authorized by this
21 section shall comply with applicable Federal, State, and
22 local law to the maximum extent consistent with the na-
23 tional security, as determined by the Secretary of Defense.

24 SEC. 8061. (a) None of the funds appropriated in this
25 or any other Act may be used to implement a change to—

1 (1) the appropriations account structure for the
2 National Intelligence Program budget, including
3 through the creation of a new appropriation or new
4 appropriation account; or

5 (2) how the National Intelligence Program
6 budget request is presented in the unclassified P-1,
7 R-1, and O-1 documents supporting the Depart-
8 ment of Defense budget request.

9 (b) Nothing in subsection (a) shall be construed to
10 prohibit the merger of programs or changes to the Na-
11 tional Intelligence Program budget at or below the Ex-
12 penditure Center level, provided such change is otherwise
13 in accordance with subsection (a).

14 (c) The Director of National Intelligence and the Sec-
15 retary of Defense may jointly study and develop detailed
16 proposals for alternative budget presentation and appro-
17 priation accounts. Such study shall include a comprehen-
18 sive counterintelligence risk assessment to ensure that
19 none of the alternative processes will adversely affect
20 counterintelligence.

21 (d) Upon development of the detailed proposals de-
22 fined under subsection (c), the Director of National Intel-
23 ligence and the Secretary of Defense shall—

24 (1) provide the proposed alternatives to all af-
25 fected agencies;

1 (2) receive certification from all affected agen-
2 cies attesting that the proposed alternatives will not
3 adversely affect counterintelligence; and

4 (3) not later than 30 days after receiving all
5 necessary certifications under paragraph (2), present
6 the proposed alternatives and certifications to the
7 congressional defense and intelligence committees.

8 (INCLUDING TRANSFER OF FUNDS)

9 SEC. 8062. During the current fiscal year, not to ex-
10 ceed \$11,000,000 from each of the appropriations made
11 in title II of this Act for “Operation and Maintenance,
12 Army”, “Operation and Maintenance, Navy”, and “Oper-
13 ation and Maintenance, Air Force” may be transferred by
14 the military department concerned to its central fund es-
15 tablished for Fisher Houses and Suites pursuant to sec-
16 tion 2493(d) of title 10, United States Code.

17 (INCLUDING TRANSFER OF FUNDS)

18 SEC. 8063. In addition to amounts provided else-
19 where in this Act, \$5,000,000 is hereby appropriated to
20 the Department of Defense, to remain available for obliga-
21 tion until expended: *Provided*, That notwithstanding any
22 other provision of law, that upon the determination of the
23 Secretary of Defense that it shall serve the national inter-
24 est, these funds shall be available only for a grant to the
25 Fisher House Foundation, Inc., only for the construction

1 and furnishing of additional Fisher Houses to meet the
2 needs of military family members when confronted with
3 the illness or hospitalization of an eligible military bene-
4 ficiary.

5 (INCLUDING TRANSFER OF FUNDS)

6 SEC. 8064. Of the amounts appropriated for “Oper-
7 ation and Maintenance, Navy”, up to \$1,000,000 shall be
8 available for transfer to the John C. Stennis Center for
9 Public Service Development Trust Fund established under
10 section 116 of the John C. Stennis Center for Public Serv-
11 ice Training and Development Act (2 U.S.C. 1105).

12 SEC. 8065. None of the funds available to the De-
13 partment of Defense may be obligated to modify command
14 and control relationships to give Fleet Forces Command
15 operational and administrative control of United States
16 Navy forces assigned to the Pacific fleet: *Provided*, That
17 the command and control relationships which existed on
18 October 1, 2004, shall remain in force until a written
19 modification has been proposed to the Committees on Ap-
20 propriations of the House of Representatives and the Sen-
21 ate: *Provided further*, That the proposed modification may
22 be implemented 30 days after the notification unless an
23 objection is received from either the House or Senate Ap-
24 propriations Committees: *Provided further*, That any pro-
25 posed modification may not preclude the ability of the

1 commander of United States Indo-Pacific Command to
2 meet operational requirements.

3 SEC. 8066. Any notice that is required to be sub-
4 mitted to the Committees on Appropriations of the House
5 of Representatives and the Senate under section 3601 of
6 title 10, United States Code, as added by section 804(a)
7 of the James M. Inhofe National Defense Authorization
8 Act for Fiscal Year 2023 shall be submitted pursuant to
9 that requirement concurrently to the Subcommittees on
10 Defense of the Committees on Appropriations of the
11 House of Representatives and the Senate.

12 SEC. 8067. Of the amounts appropriated in this Act
13 under the headings “Procurement, Defense-Wide” and
14 “Research, Development, Test and Evaluation, Defense-
15 Wide”, \$500,000,000 shall be for the Israeli Cooperative
16 Programs: *Provided*, That of this amount, \$60,000,000
17 shall be for the Secretary of Defense to provide to the Gov-
18 ernment of Israel for the procurement of the Iron Dome
19 defense system to counter short-range rocket threats, sub-
20 ject to the U.S.-Israel Iron Dome Procurement Agree-
21 ment; \$127,000,000 shall be for the Short Range Ballistic
22 Missile Defense (SRBMD) program, including cruise mis-
23 sile defense research and development under the SRBMD
24 program; \$40,000,000 shall be for co-production activities
25 of SRBMD systems in the United States and in Israel

1 to meet Israel’s defense requirements consistent with each
2 nation’s laws, regulations, and procedures, subject to the
3 U.S.-Israeli co-production agreement for SRBMD;
4 \$100,000,000 shall be for an upper-tier component to the
5 Israeli Missile Defense Architecture, of which
6 \$100,000,000 shall be for co-production activities of
7 Arrow 3 Upper Tier systems in the United States and in
8 Israel to meet Israel’s defense requirements consistent
9 with each nation’s laws, regulations, and procedures, sub-
10 ject to the U.S.-Israeli co-production agreement for Arrow
11 3 Upper Tier; and \$173,000,000 shall be for the Arrow
12 System Improvement Program including development of
13 a long range, ground and airborne, detection suite.

14 SEC. 8068. Of the amounts appropriated in this Act
15 under the heading “Shipbuilding and Conversion, Navy”,
16 \$699,210,000 shall be available until September 30, 2026,
17 to fund prior year shipbuilding cost increases.

18 SEC. 8069. Funds appropriated by this Act for intel-
19 ligence and intelligence-related activities are deemed to be
20 specifically authorized by the Congress for purposes of sec-
21 tion 504(a)(1) of the National Security Act of 1947 (50
22 U.S.C. 3094(a)(1)) until the enactment of the Intelligence
23 Authorization Act for Fiscal Year 2026.

24 SEC. 8070. None of the funds provided in this Act
25 shall be available for obligation or expenditure through a

1 reprogramming of funds that creates or initiates a new
2 program, project, or activity unless such program, project,
3 or activity must be undertaken immediately in the interest
4 of national security and only after written prior notifica-
5 tion to the congressional defense committees.

6 SEC. 8071. None of the funds in this Act may be
7 used for research, development, test, evaluation, procure-
8 ment or deployment of nuclear armed interceptors of a
9 missile defense system.

10 SEC. 8072. None of the funds appropriated or other-
11 wise made available by this Act may be obligated or ex-
12 pended for the purpose of decommissioning any Littoral
13 Combat Ship.

14 SEC. 8073. For purposes of section 1553(b) of title
15 31, United States Code, any subdivision of appropriations
16 made in this Act under the heading “Shipbuilding and
17 Conversion, Navy” shall be considered to be for the same
18 purpose as any subdivision under the heading “Ship-
19 building and Conversion, Navy” appropriations in any
20 prior fiscal year, and the 1 percent limitation shall apply
21 to the total amount of the appropriation.

22 SEC. 8074. None of the funds appropriated or made
23 available by this Act shall be used to reduce or disestablish
24 the operation of the 53rd Weather Reconnaissance Squad-
25 ron of the Air Force Reserve, if such action would reduce

1 the WC-130 Weather Reconnaissance mission below the
2 levels funded in this Act: *Provided*, That the Air Force
3 shall allow the 53rd Weather Reconnaissance Squadron to
4 perform other missions in support of national defense re-
5 quirements during the non-hurricane season.

6 SEC. 8075. None of the funds provided in this Act
7 shall be available for integration of foreign intelligence in-
8 formation unless the information has been lawfully col-
9 lected and processed during the conduct of authorized for-
10 eign intelligence activities: *Provided*, That information
11 pertaining to United States persons shall only be handled
12 in accordance with protections provided in the Fourth
13 Amendment of the United States Constitution as imple-
14 mented through Executive Order No. 12333.

15 SEC. 8076. None of the funds appropriated by this
16 Act for programs of the Office of the Director of National
17 Intelligence shall remain available for obligation beyond
18 the current fiscal year, except for funds appropriated for
19 research and technology, which shall remain available until
20 September 30, 2027.

21 SEC. 8077. (a) Not later than 60 days after the date
22 of enactment of this Act, the Director of National Intel-
23 ligence shall submit a report to the congressional intel-
24 ligence committees to establish the baseline for application

1 of reprogramming and transfer authorities for fiscal year
2 2026: *Provided*, That the report shall include—

3 (1) a table for each appropriation with a sepa-
4 rate column to display the President’s budget re-
5 quest, adjustments made by Congress, adjustments
6 due to enacted rescissions, if appropriate, and the
7 fiscal year enacted level;

8 (2) a delineation in the table for each appro-
9 priation by Expenditure Center and project; and

10 (3) an identification of items of special congres-
11 sional interest.

12 (b) None of the funds provided for the National Intel-
13 ligence Program in this Act shall be available for re-
14 programming or transfer until the report identified in sub-
15 section (a) is submitted to the congressional intelligence
16 committees, unless the Director of National Intelligence
17 certifies in writing to the congressional intelligence com-
18 mittees that such reprogramming or transfer is necessary
19 as an emergency requirement.

20 SEC. 8078. Any transfer of amounts appropriated to
21 the Department of Defense Acquisition Workforce Devel-
22 opment Account in or for fiscal year 2026 to a military
23 department or Defense Agency pursuant to section
24 1705(e)(1) of title 10, United States Code, shall be cov-
25 ered by and subject to section 8005 of this Act.

1 SEC. 8079. (a) None of the funds provided for the
2 National Intelligence Program in this or any prior appro-
3 priations Act shall be available for obligation or expendi-
4 ture through a reprogramming or transfer of funds in ac-
5 cordance with section 102A(d) of the National Security
6 Act of 1947 (50 U.S.C. 3024(d)) that—

7 (1) creates a new start effort;

8 (2) terminates a program with appropriated
9 funding of \$10,000,000 or more;

10 (3) transfers funding into or out of the Na-
11 tional Intelligence Program; or

12 (4) transfers funding between appropriations,
13 unless the congressional intelligence committees are
14 notified 30 days in advance of such reprogramming
15 of funds; this notification period may be reduced for
16 urgent national security requirements.

17 (b) None of the funds provided for the National Intel-
18 ligence Program in this or any prior appropriations Act
19 shall be available for obligation or expenditure through a
20 reprogramming or transfer of funds in accordance with
21 section 102A(d) of the National Security Act of 1947 (50
22 U.S.C. 3024(d)) that results in a cumulative increase or
23 decrease of the levels specified in the classified annex ac-
24 companying the Act unless the congressional intelligence
25 committees are notified 30 days in advance of such re-

1 programming of funds; this notification period may be re-
2 duced for urgent national security requirements.

3 SEC. 8080. (a) Any agency receiving funds made
4 available in this Act, shall, subject to subsections (b) and
5 (c), post on the public website of that agency any report
6 required to be submitted by the Congress in this or any
7 other Act, upon the determination by the head of the agen-
8 cy that it shall serve the national interest.

9 (b) Subsection (a) shall not apply to a report if—

10 (1) the public posting of the report com-
11 promises national security; or

12 (2) the report contains proprietary information.

13 (c) The head of the agency posting such report shall
14 do so only after such report has been made available to
15 the requesting Committee or Committees of Congress for
16 no less than 45 days.

17 SEC. 8081. (a) None of the funds appropriated or
18 otherwise made available by this Act may be expended for
19 any Federal contract for an amount in excess of
20 \$1,000,000, unless the contractor agrees not to—

21 (1) enter into any agreement with any of its
22 employees or independent contractors that requires,
23 as a condition of employment, that the employee or
24 independent contractor agree to resolve through ar-
25 bitration any claim under title VII of the Civil

1 Rights Act of 1964 or any tort related to or arising
2 out of sexual assault or harassment, including as-
3 sault and battery, intentional infliction of emotional
4 distress, false imprisonment, or negligent hiring, su-
5 pervision, or retention; or

6 (2) take any action to enforce any provision of
7 an existing agreement with an employee or inde-
8 pendent contractor that mandates that the employee
9 or independent contractor resolve through arbitra-
10 tion any claim under title VII of the Civil Rights Act
11 of 1964 or any tort related to or arising out of sex-
12 ual assault or harassment, including assault and
13 battery, intentional infliction of emotional distress,
14 false imprisonment, or negligent hiring, supervision,
15 or retention.

16 (b) None of the funds appropriated or otherwise
17 made available by this Act may be expended for any Fed-
18 eral contract unless the contractor certifies that it requires
19 each covered subcontractor to agree not to enter into, and
20 not to take any action to enforce any provision of, any
21 agreement as described in paragraphs (1) and (2) of sub-
22 section (a), with respect to any employee or independent
23 contractor performing work related to such subcontract.
24 For purposes of this subsection, a “covered subcon-

1 tractor” is an entity that has a subcontract in excess of
2 \$1,000,000 on a contract subject to subsection (a).

3 (c) The prohibitions in this section do not apply with
4 respect to a contractor’s or subcontractor’s agreements
5 with employees or independent contractors that may not
6 be enforced in a court of the United States.

7 (d) The Secretary of Defense may waive the applica-
8 tion of subsection (a) or (b) to a particular contractor or
9 subcontractor for the purposes of a particular contract or
10 subcontract if the Secretary or the Deputy Secretary per-
11 sonally determines that the waiver is necessary to avoid
12 harm to national security interests of the United States,
13 and that the term of the contract or subcontract is not
14 longer than necessary to avoid such harm. The determina-
15 tion shall set forth with specificity the grounds for the
16 waiver and for the contract or subcontract term selected,
17 and shall state any alternatives considered in lieu of a
18 waiver and the reasons each such alternative would not
19 avoid harm to national security interests of the United
20 States. The Secretary of Defense shall transmit to Con-
21 gress, and simultaneously make public, any determination
22 under this subsection not less than 15 business days be-
23 fore the contract or subcontract addressed in the deter-
24 mination may be awarded.

1 (INCLUDING TRANSFER OF FUNDS)

2 SEC. 8082. From within the funds appropriated for
3 operation and maintenance for the Defense Health Pro-
4 gram in this Act, up to \$165,000,000, shall be available
5 for transfer to the Joint Department of Defense-Depart-
6 ment of Veterans Affairs Medical Facility Demonstration
7 Fund in accordance with the provisions of section 1704
8 of the National Defense Authorization Act for Fiscal Year
9 2010 (Public Law 111–84): *Provided*, That for purposes
10 of section 1704(b), the facility operations funded are oper-
11 ations of the integrated Captain James A. Lovell Federal
12 Health Care Center, consisting of the North Chicago Vet-
13 erans Affairs Medical Center, the Navy Ambulatory Care
14 Center, and supporting facilities designated as a combined
15 Federal medical facility as described by section 706 of
16 Public Law 110–417: *Provided further*, That additional
17 funds may be transferred from funds appropriated for op-
18 eration and maintenance for the Defense Health Program
19 to the Joint Department of Defense-Department of Vet-
20 erans Affairs Medical Facility Demonstration Fund upon
21 written notification by the Secretary of Defense to the
22 Committees on Appropriations of the House of Represent-
23 atives and the Senate.

24 SEC. 8083. None of the funds appropriated by this
25 Act or otherwise made available may be used by the De-

1 partment of Defense or a component thereof in contraven-
2 tion of the provisions of section 130h of title 10, United
3 States Code.

4 SEC. 8084. Notwithstanding price or other limita-
5 tions applicable to the purchase of passenger carrying ve-
6 hicles, appropriations available to the Department of De-
7 fense may be used for the purchase of: (1) heavy and light
8 armored vehicles for the physical security of personnel or
9 for force protection purposes up to a limit of \$450,000
10 per vehicle; and (2) passenger motor vehicles up to a limit
11 of \$75,000 per vehicle for use by military and civilian em-
12 ployees of the Department of Defense in the United States
13 Central Command area of responsibility.

14 (INCLUDING TRANSFER OF FUNDS)

15 SEC. 8085. Upon a determination by the Director of
16 National Intelligence that such action is necessary and in
17 the national interest, the Director may, with the approval
18 of the Director of the Office of Management and Budget,
19 transfer not to exceed \$1,500,000,000 of the funds made
20 available in this Act for the National Intelligence Pro-
21 gram: *Provided*, That such authority to transfer may not
22 be used unless for higher priority items, based on unfore-
23 seen intelligence requirements, than those for which origi-
24 nally appropriated and in no case where the item for which
25 funds are requested has been denied by the Congress: *Pro-*

1 *vided further*, That a request for multiple reprogrammings
2 of funds using authority provided in this section shall be
3 made prior to June 30, 2026.

4 SEC. 8086. Of the amounts appropriated in this Act
5 for “Shipbuilding and Conversion, Navy”, \$206,019,000,
6 to remain available for obligation until September 30,
7 2030, may be used for the purchase of two used sealift
8 vessels for the National Defense Reserve Fleet, established
9 under section 11 of the Merchant Ship Sales Act of 1946
10 (46 U.S.C. 57100): *Provided*, That such amounts are
11 available for reimbursements to the Ready Reserve Force,
12 Maritime Administration account of the United States De-
13 partment of Transportation for programs, projects, activi-
14 ties, and expenses related to the National Defense Reserve
15 Fleet: *Provided further*, That notwithstanding section
16 2218 of title 10, United States Code, none of these funds
17 shall be transferred to the National Defense Sealift Fund
18 for execution.

19 SEC. 8087. The Secretary of Defense shall post grant
20 awards on a public website in a searchable format.

21 SEC. 8088. None of the funds made available by this
22 Act may be used by the National Security Agency to—

23 (1) conduct an acquisition pursuant to section
24 702 of the Foreign Intelligence Surveillance Act of

1 1978 for the purpose of targeting a United States
2 person; or

3 (2) acquire, monitor, or store the contents (as
4 such term is defined in section 2510(8) of title 18,
5 United States Code) of any electronic communica-
6 tion of a United States person from a provider of
7 electronic communication services to the public pur-
8 suant to section 501 of the Foreign Intelligence Sur-
9 veillance Act of 1978.

10 SEC. 8089. None of the funds made available in this
11 or any other Act may be used to pay the salary of any
12 officer or employee of any agency funded by this Act who
13 approves or implements the transfer of administrative re-
14 sponsibilities or budgetary resources of any program,
15 project, or activity financed by this Act to the jurisdiction
16 of another Federal agency not financed by this Act with-
17 out the express authorization of Congress: *Provided*, That
18 this limitation shall not apply to transfers of funds ex-
19 pressly provided for in Department of Defense Appropria-
20 tions Acts, or provisions of Acts providing supplemental
21 appropriations for the Department of Defense.

22 SEC. 8090. Of the amounts appropriated in this Act
23 for “Operation and Maintenance, Navy”, \$785,052,000,
24 to remain available until expended, may be used for any
25 purposes related to the National Defense Reserve Fleet

1 established under section 11 of the Merchant Ship Sales
2 Act of 1946 (46 U.S.C. 57100): *Provided*, That such
3 amounts are available for reimbursements to the Ready
4 Reserve Force, Maritime Administration account of the
5 United States Department of Transportation for pro-
6 grams, projects, activities, and expenses related to the Na-
7 tional Defense Reserve Fleet.

8 SEC. 8091. (a) None of the funds provided in this
9 Act for the TAO Fleet Oiler program shall be used to
10 award a new contract that provides for the acquisition of
11 the following components unless those components are
12 manufactured in the United States: Auxiliary equipment
13 (including pumps) for shipboard services; propulsion
14 equipment (including engines, reduction gears, and propel-
15 lers); shipboard cranes; spreaders for shipboard cranes;
16 and anchor chains, specifically for the seventh and subse-
17 quent ships of the fleet.

18 (b) None of the funds provided in this Act for the
19 FFG–Frigate program shall be used to award a new con-
20 tract that provides for the acquisition of the following
21 components unless those components are manufactured in
22 the United States: Air circuit breakers; gyrocompasses;
23 electronic navigation chart systems; steering controls;
24 pumps; propulsion and machinery control systems; totally
25 enclosed lifeboats; auxiliary equipment pumps; shipboard

1 cranes; auxiliary chill water systems; and propulsion pro-
2 pellers: *Provided*, That the Secretary of the Navy shall in-
3 corporate United States manufactured propulsion engines
4 and propulsion reduction gears into the FFG–Frigate pro-
5 gram beginning not later than with the eleventh ship of
6 the program.

7 SEC. 8092. None of the funds provided in this Act
8 for requirements development, performance specification
9 development, concept design and development, ship con-
10 figuration development, systems engineering, naval archi-
11 tecture, marine engineering, operations research analysis,
12 industry studies, preliminary design, development of the
13 Detailed Design and Construction Request for Proposals
14 solicitation package, or related activities for the T–
15 ARC(X) Cable Laying and Repair Ship or the T–
16 AGOS(X) Oceanographic Surveillance Ship may be used
17 to award a new contract for such activities unless these
18 contracts include specifications that all auxiliary equip-
19 ment, including pumps and propulsion shafts, are manu-
20 factured in the United States.

21 SEC. 8093. No amounts credited or otherwise made
22 available in this or any other Act to the Department of
23 Defense Acquisition Workforce Development Account may
24 be transferred to:

1 (1) the Rapid Prototyping Fund established
2 under section 804(d) of the National Defense Au-
3 thorization Act for Fiscal Year 2016 (10 U.S.C.
4 2302 note); or

5 (2) credited to a military-department specific
6 fund established under section 804(d)(2) of the Na-
7 tional Defense Authorization Act for Fiscal Year
8 2016.

9 SEC. 8094. None of the funds made available by this
10 Act may be used for Government Travel Charge Card ex-
11 penses by military or civilian personnel of the Department
12 of Defense for gaming, or for entertainment that includes
13 topless or nude entertainers or participants, as prohibited
14 by Department of Defense Instruction 1015.10 (enclo-
15 sures 3 and 14b).

16 SEC. 8095. (a) None of the funds appropriated or
17 otherwise made available by this Act may be used to main-
18 tain or establish a computer network unless such network
19 is designed to block access to pornography websites.

20 (b) Nothing in subsection (a) shall limit the use of
21 funds necessary for any Federal, State, tribal, or local law
22 enforcement agency or any other entity carrying out crimi-
23 nal investigations, prosecution, or adjudication activities,
24 or for any activity necessary for the national defense, in-
25 cluding intelligence activities.

1 SEC. 8096. None of the funds provided for, or other-
2 wise made available, in this or any other Act, may be obli-
3 gated or expended by the Secretary of Defense to provide
4 motorized vehicles, aviation platforms, munitions other
5 than small arms and munitions appropriate for customary
6 ceremonial honors, operational military units, or oper-
7 ational military platforms if the Secretary determines that
8 providing such units, platforms, or equipment would un-
9 dermine the readiness of such units, platforms, or equip-
10 ment.

11 SEC. 8097. (a) None of the funds made available by
12 this or any other Act may be used to enter into a contract,
13 memorandum of understanding, or cooperative agreement
14 with, make a grant to, or provide a loan or loan guarantee
15 to any corporation that has any unpaid Federal tax liabil-
16 ity that has been assessed, for which all judicial and ad-
17 ministrative remedies have been exhausted or have lapsed,
18 and that is not being paid in a timely manner pursuant
19 to an agreement with the authority responsible for col-
20 lecting such tax liability, provided that the applicable Fed-
21 eral agency is aware of the unpaid Federal tax liability.

22 (b) Subsection (a) shall not apply if the applicable
23 Federal agency has considered suspension or debarment
24 of the corporation described in such subsection and has
25 made a determination that such suspension or debarment

1 is not necessary to protect the interests of the Federal
2 Government.

3 SEC. 8098. (a) Amounts appropriated under title IV
4 of this Act, as detailed in budget activity eight in the ta-
5 bles titled Explanation of Project Level Adjustments in
6 the explanatory statement regarding this Act, may be used
7 for expenses for the agile research, development, test and
8 evaluation, procurement, production, modification, and op-
9 eration and maintenance, only for the following Software
10 and Digital Technology Pilot programs—

11 (1) Defensive CYBER (PE 0608041A);

12 (2) Risk Management Information (PE
13 0608013N);

14 (3) Maritime Tactical Command and Control
15 (PE 0608231N);

16 (4) Space Domain Awareness/Planning/Tasking
17 SW (PE 1208248SF);

18 (5) Global Command and Control System (PE
19 0303150K); and

20 (6) Acquisition Visibility (PE 0608648D8Z).

21 (b) None of the funds appropriated by this or prior
22 Department of Defense Appropriations Acts may be obli-
23 gated or expended to initiate additional Software and Dig-
24 ital Technology Pilot Programs in fiscal year 2026.

1 SEC. 8099. None of the funds appropriated or other-
2 wise made available by this Act may be used to transfer
3 the National Reconnaissance Office to the Space Force:
4 *Provided*, That nothing in this Act shall be construed to
5 limit or prohibit cooperation, collaboration, and coordina-
6 tion between the National Reconnaissance Office and the
7 Space Force or any other elements of the Department of
8 Defense.

9 SEC. 8100. None of the funds made available in this
10 Act may be used in contravention of the following laws
11 enacted or regulations promulgated to implement the
12 United Nations Convention Against Torture and Other
13 Cruel, Inhuman or Degrading Treatment or Punishment
14 (done at New York on December 10, 1984):

15 (1) Section 2340A of title 18, United States
16 Code.

17 (2) Section 2242 of the Foreign Affairs Reform
18 and Restructuring Act of 1998 (division G of Public
19 Law 105–277; 112 Stat. 2681–822; 8 U.S.C. 1231
20 note) and regulations prescribed thereto, including
21 regulations under part 208 of title 8, Code of Fed-
22 eral Regulations, and part 95 of title 22, Code of
23 Federal Regulations.

24 (3) Sections 1002 and 1003 of Public Law
25 109–148.

1 SEC. 8101. None of the funds appropriated or other-
2 wise made available by this Act may be used to provide
3 arms, training, intelligence, or other assistance to the Azov
4 Battalion, the Third Separate Assault Brigade, or any
5 successor organization.

6 SEC. 8102. During the current fiscal year, the De-
7 partment of Defense is authorized to incur obligations of
8 not to exceed \$350,000,000 for purposes specified in sec-
9 tion 2350j(c) of title 10, United States Code, in anticipa-
10 tion of receipt of contributions, only from the Government
11 of Kuwait, under that section: *Provided*, That, such con-
12 tributions shall, upon receipt, be credited to the appropria-
13 tions or fund which incurred such obligations.

14 SEC. 8103. Of the amounts appropriated in this Act
15 under the heading “Operation and Maintenance, Defense-
16 Wide”, for the Defense Security Cooperation Agency,
17 \$1,274,174,000, to remain available until September 30,
18 2027, shall be available for International Security Co-
19 operation Programs and other programs to provide sup-
20 port and assistance to foreign security forces or other
21 groups or individuals to conduct, support or facilitate
22 counterterrorism, crisis response, or building partner ca-
23 pacity programs: *Provided*, That the Secretary of Defense
24 shall, not less than 15 days prior to obligating funds made
25 available in this section, notify the congressional defense

1 committees in writing of the details of any planned obliga-
2 tion: *Provided further*, That the Secretary of Defense shall
3 provide quarterly reports to the Committees on Appropria-
4 tions of the House of Representatives and the Senate on
5 the use and status of funds made available in this section.

6 SEC. 8104. Of the amounts appropriated in this Act
7 under the heading “Operation and Maintenance, Defense-
8 Wide”, for the Defense Security Cooperation Agency,
9 \$267,298,000, to remain available until September 30,
10 2027, shall be available to reimburse countries other than
11 Pakistan under section 1226 of the National Defense Au-
12 thorization Act for Fiscal Year 2016 (22 U.S.C. 2151
13 note), of which not less than \$150,000,000 shall be for
14 Jordan: *Provided*, That the Secretary of Defense shall, not
15 less than 15 days prior to obligating funds made available
16 in this section, notify the congressional defense commit-
17 tees in writing of the details of any planned obligation and
18 the nature of the expenses incurred: *Provided further*,
19 That the Secretary of Defense shall provide quarterly re-
20 ports to the Committees on Appropriations of the House
21 of Representatives and the Senate on the use and status
22 of funds made available in this section.

23 SEC. 8105. Of the amounts appropriated in this Act
24 under the heading “Operation and Maintenance, Defense-
25 Wide”, for the Defense Security Cooperation Agency,

1 \$500,000,000, to remain available until September 30,
2 2027, shall be for the Taiwan Security Cooperation Initia-
3 tive: *Provided*, That such funds shall be available to the
4 Secretary of Defense, with the concurrence of the Sec-
5 retary of State, to provide assistance, including new pro-
6 curement of defense articles, services, and military edu-
7 cation and training to Taiwan: *Provided further*, That the
8 Secretary of Defense shall provide quarterly reports to the
9 congressional defense committees on the use and status
10 of funds made available in this section.

11 SEC. 8106. None of the funds appropriated or other-
12 wise made available by this Act may be used in contraven-
13 tion of the War Powers Resolution (50 U.S.C. 1541 et
14 seq.).

15 SEC. 8107. None of the funds appropriated or other-
16 wise made available by this Act for excess defense articles,
17 assistance under section 333 of title 10, United States
18 Code, or peacekeeping operations for the countries des-
19 igned annually to be in violation of the standards of the
20 Child Soldiers Prevention Act of 2008 (Public Law 110-
21 457; 22 U.S.C. 2370c-1) may be used to support any mili-
22 tary training or operation that includes child soldiers, as
23 defined by the Child Soldiers Prevention Act of 2008, un-
24 less such assistance is otherwise permitted under section
25 404 of the Child Soldiers Prevention Act of 2008.

1 SEC. 8108. None of the funds appropriated or other-
2 wise made available by this Act may be made available
3 for any member of Hamas, Hezbollah, the Houthis, or the
4 Taliban.

5 SEC. 8109. None of the funds appropriated or other-
6 wise made available by this Act may be made available
7 for the United Nations Relief and Works Agency.

8 SEC. 8110. Notwithstanding any other provision of
9 law, any transfer of funds, appropriated or otherwise made
10 available by this Act, for support to friendly foreign coun-
11 tries in connection with the conduct of operations in which
12 the United States is not participating, pursuant to section
13 331(d) of title 10, United States Code, shall be made in
14 accordance with section 8005 of this Act.

15 SEC. 8111. (a) None of the funds appropriated or
16 otherwise made available by this or any other Act may
17 be used by the Secretary of Defense, or any other official
18 or officer of the Department of Defense, to enter into a
19 contract, memorandum of understanding, or cooperative
20 agreement with, or make a grant to, or provide a loan
21 or loan guarantee to Rosoboronexport or any subsidiary
22 of Rosoboronexport.

23 (b) The Secretary of Defense may waive the limita-
24 tion in subsection (a) if the Secretary, in consultation with
25 the Secretary of State and the Director of National Intel-

1 ligen­ce, deter­mines that it is in the vital national security
2 inter­est of the United States to do so, and cer­tifies in writ-
3 ing to the con­gressional de­fense com­mittees that—

4 (1) Rosoboronexport has ceased the transfer of
5 lethal military equipment to, and the maintenance of
6 existing lethal military equipment for, the Govern-
7 ment of the Syrian Arab Republic;

8 (2) the armed forces of the Russian Federation
9 have withdrawn from Ukraine; and

10 (3) agents of the Russian Federation have
11 ceased taking active measures to destabilize the con-
12 trol of the Government of Ukraine over eastern
13 Ukraine.

14 (c) The Inspector General of the Department of De-
15 fense shall conduct a review of any action involving
16 Rosoboronexport with respect to a waiver issued by the
17 Secretary of Defense pursuant to subsection (b), and not
18 later than 90 days after the date on which such a waiver
19 is issued by the Secretary of Defense, the Inspector Gen-
20 eral shall submit to the congressional defense committees
21 a report containing the results of the review conducted
22 with respect to such waiver.

23 SEC. 8112. The Secretary of Defense shall notify the
24 congressional defense committees in writing not more than
25 30 days after the receipt of any contribution of funds re-

1 ceived from the government of a foreign country for any
2 purpose relating to the stationing or operations of the
3 United States Armed Forces: *Provided*, That such notifi-
4 cation shall include the amount of the contribution; the
5 purpose for which such contribution was made; and the
6 authority under which such contribution was accepted by
7 the Secretary of Defense: *Provided further*, That not fewer
8 than 15 days prior to obligating such funds, the Secretary
9 of Defense shall submit to the congressional defense com-
10 mittees in writing a notification of the planned use of such
11 contributions, including whether such contributions would
12 support existing or new stationing or operations of the
13 United States Armed Forces.

14 SEC. 8113. (a) The Chairman of the Joint Chiefs,
15 in coordination with the Secretaries of the military depart-
16 ments and the Chiefs of the Armed Forces, shall submit
17 to the congressional defense committees, not later than 30
18 days after the last day of each quarter of the fiscal year,
19 a report on the use of operation and maintenance funds
20 for activities or exercises in excess of \$5,000,000 that have
21 been designated by the Secretary of Defense as unplanned
22 activities for fiscal year 2026.

23 (b) Each report required by subsection (a) shall also
24 include—

1 (1) the title, date, and location, of each activity
2 and exercise covered by the report;

3 (2) an identification of the military department
4 and units that participated in each such activity or
5 exercise (including an estimate of the number of
6 participants);

7 (3) the total cost of the activity or exercise, by
8 budget line item (with a breakdown by cost element
9 such as transportation); and

10 (4) a short explanation of the objective of the
11 activity or exercise.

12 (c) The report required by subsection (a) shall be
13 submitted in unclassified form, but may include a classi-
14 fied annex.

15 SEC. 8114. Concurrent with any exercise of the draw-
16 down authority provided by Section 506 of the Foreign
17 Assistance Act of 1961 (22 U.S.C. 2318), the Secretary
18 of Defense shall submit a written report to the Commit-
19 tees on Appropriations of the House of Representatives
20 and the Senate that contains a description of the defense
21 articles and defense services to be furnished, including the
22 quantity, approximate value, and a timeline for the deliv-
23 ery of such defense articles and defense services, as well
24 as an estimate of the cost to replace such article or an
25 equivalent capability.

1 SEC. 8115. Not later than 15 days after the date on
2 which any foreign base that involves the stationing or op-
3 erations of the United States Armed Forces, including a
4 temporary base, permanent base, or base owned and oper-
5 ated by a foreign country, is opened or closed, the Sec-
6 retary of Defense shall notify the congressional defense
7 committees in writing of the opening or closing of such
8 base: *Provided*, That such notification shall also include
9 information on any personnel changes, costs, and savings
10 associated with the opening or closing of such base.

11 SEC. 8116. None of the funds appropriated or other-
12 wise made available by this or any other Act shall be obli-
13 gated or expended by the United States Government for
14 any of the following purposes:

15 (1) To establish any military installation or
16 base for the purpose of providing for the permanent
17 stationing of United States Armed Forces in Iraq.

18 (2) To exercise United States control over any
19 oil resource of Iraq or Syria.

20 SEC. 8117. Up to \$500,000,000 of the funds appro-
21 priated by this Act under the heading “Operation and
22 Maintenance, Defense-Wide” for the Defense Security Co-
23 operation Agency may be used to support the armed forces
24 of Jordan.

1 SEC. 8118. Beginning on the date that is 180 days
2 after the date of the enactment of this Act, none of the
3 funds appropriated by this Act or otherwise made avail-
4 able for the United States Northern Command may be
5 used to carry out any activity with respect to Mexico, ex-
6 cept for activities directly related to the planning and
7 operational requirements established under Executive
8 Order 14167 (90 Fed. Reg. 8613; relating to Clarifying
9 the Military's Role in Protecting the Territorial Integrity
10 of the United States) or a successor directive: *Provided*,
11 That any such funds that are unobligated as of such date
12 and that were previously made available to the United
13 States Northern Command for activities with respect to
14 Mexico (other than the activities to which the exception
15 in the preceding provision of this section applies) shall in-
16 stead be made available to the United States Southern
17 Command to carry out activities with respect to Mexico
18 in a manner consistent with applicable law and subject to
19 approval of a revised Unified Command Plan by the Presi-
20 dent: *Provided further*, That the preceding provisions of
21 this section shall not apply if the President determines
22 that reassignment of responsibility for Mexico from the
23 United States Northern Command to the United States
24 Southern Command is not necessary or appropriate and
25 the Secretary of Defense, not later than 30 days after such

1 determination is made, submits a report to the Commit-
2 tees on Appropriations of the House of Representatives
3 and the Senate detailing the rationale for keeping Mexico
4 in the area of responsibility of the United States Northern
5 Command, including operational, strategic, and diplomatic
6 considerations: *Provided further*, That nothing in this sec-
7 tion shall be construed to limit the President's authority
8 as Commander in Chief to assign command responsibil-
9 ities or direct military operations.

10 SEC. 8119. In addition to amounts appropriated in
11 title II or otherwise made available elsewhere in this Act,
12 \$1,500,000,000 is hereby appropriated to the Department
13 of Defense and made available for transfer to the oper-
14 ation and maintenance accounts of the Army, Navy, Ma-
15 rine Corps, Air Force, and Space Force (including Na-
16 tional Guard and Reserve) for purposes of improving mili-
17 tary readiness: *Provided*, That the transfer authority pro-
18 vided under this section is in addition to any other trans-
19 fer authority provided elsewhere in this Act: *Provided fur-*
20 *ther*, That none of the funds provided under this section
21 may be obligated or expended until 30 days after the Sec-
22 retary of Defense provides the Committees on Appropria-
23 tions of the House of Representatives and the Senate a
24 detailed execution plan for such funds.

1 SEC. 8120. The amounts appropriated in title II of
2 this Act are hereby reduced by \$750,000,000 to reflect
3 excess cash balances in Department of Defense Working
4 Capital Funds, as follows:

5 (1) From “Operation and Maintenance, Army”,
6 \$100,000,000;

7 (2) From “Operation and Maintenance, Navy”,
8 \$450,000,000; and

9 (3) From “Operation and Maintenance, Air
10 Force”, \$200,000,000.

11 SEC. 8121. (a) Within 45 days of enactment of this
12 Act, the Secretary of Defense shall allocate amounts made
13 available from the Creating Helpful Incentives to Produce
14 Semiconductors (CHIPS) for America Defense Fund for
15 fiscal year 2026 pursuant to the transfer authority in sec-
16 tion 102(b)(1) of the CHIPS Act of 2022 (division A of
17 Public Law 117–167), to the account specified, in the
18 amounts specified, and for the projects and activities spec-
19 ified, in the table titled “Department of Defense Alloca-
20 tion of Funds: CHIPS and Science Act Fiscal Year 2026”
21 in the explanatory statement regarding this Act.

22 (b) Neither the President nor his designee may allo-
23 cate any amounts that are made available for any fiscal
24 year under section 102(b)(2) of the CHIPS Act of 2022
25 if there is in effect an Act making or continuing appro-

1 priations for part of a fiscal year for the Department of
2 Defense: *Provided*, That in any fiscal year, the matter pre-
3 ceding this proviso shall not apply to the allocation, appor-
4 tionment, or allotment of amounts for continuing adminis-
5 tration of programs allocated using funds transferred from
6 the CHIPS for America Defense Fund, which may be allo-
7 cated pursuant to the transfer authority in section
8 102(b)(1) of the CHIPS Act of 2022 only in amounts that
9 are no more than the allocation for such purposes in sub-
10 section (a) of this section.

11 (c) The Secretary of Defense may reallocate funds
12 allocated by subsection (a) of this section, subject to the
13 terms and conditions contained in the provisos in section
14 8005 of this Act: *Provided*, That amounts may be reallo-
15 cated pursuant to this subsection only for those require-
16 ments necessary to carry out section 9903(b) of the Wil-
17 liam M. (Mac) Thornberry National Defense Authoriza-
18 tion Act for Fiscal Year 2021 (Public Law 116–283).

19 (d) Concurrent with the annual budget submission of
20 the President for fiscal year 2027, the Secretary of De-
21 fense shall submit to the Committees on Appropriations
22 of the House of Representatives and the Senate proposed
23 allocations by account and by program, project, or activity,
24 with detailed justifications, for amounts made available

1 under section 102(b)(2) of the CHIPS Act of 2022 for
2 fiscal year 2027.

3 (e) The Department of Defense shall provide the
4 Committees on Appropriations of the House of Represent-
5 atives and Senate quarterly reports on the status of bal-
6 ances of projects and activities funded by the CHIPS for
7 America Defense Fund for amounts allocated pursuant to
8 subsection (a) of this section, including all uncommitted,
9 committed, and unobligated funds.

10 SEC. 8122. In carrying out the program described in
11 the memorandum on the subject of “Policy for Assisted
12 Reproductive Services for the Benefit of Seriously or Se-
13 verely Ill/Injured (Category II or III) Active Duty Service
14 Members” issued by the Assistant Secretary of Defense
15 for Health Affairs on April 3, 2012, and the guidance
16 issued to implement such memorandum, the Secretary of
17 Defense shall apply such policy and guidance, except
18 that—

19 (1) the limitation on periods regarding embryo
20 cryopreservation and storage set forth in part III(G)
21 and in part IV(H) of such memorandum shall not
22 apply; and

23 (2) the term “assisted reproductive technology”
24 shall include embryo cryopreservation and storage

1 without limitation on the duration of such
2 cryopreservation and storage.

3 SEC. 8123. The Secretary of Defense may obligate
4 funds made available by this Act for procurement or for
5 research, development, test and evaluation for the F-35
6 Joint Strike Fighter to modify not fewer than nine F-
7 35 aircraft, including at least three F-35 aircraft of each
8 variant, for any test configuration: *Provided*, That the
9 Secretary of Defense shall, with the concurrence of the
10 Secretary of the Air Force and the Secretary of the Navy,
11 notify the congressional defense committees not fewer
12 than 30 days prior to obligating funds under this section:
13 *Provided further*, That any transfer of funds pursuant to
14 the authority provided in this section shall be made in ac-
15 cordance with section 8005 of this Act.

16 SEC. 8124. None of the funds appropriated or other-
17 wise made available by this or any other Act may be obli-
18 gated to integrate an alternative engine on any F-35 air-
19 craft.

20 SEC. 8125. The Secretary of Defense may use up to
21 \$650,000,000 of the amounts appropriated or otherwise
22 made available by this Act to the Department of Defense
23 for the rapid acquisition and deployment of supplies and
24 associated support services pursuant to section 3601 of
25 title 10, United States Code, but only for the purposes

1 specified in clauses (i), (ii), (iii), and (iv) of subsection
2 (c)(3)(B) of such section and subject to the applicable lim-
3 its specified in clauses (i), (ii), and (iii) of such subsection
4 and, in the case of clause (iv) of such subsection, subject
5 to a limit of \$50,000,000, or for the purposes specified
6 in section 229 of the National Defense Authorization Act
7 for Fiscal Year 2024 (Public Law 118–31) and subject
8 to a limit of \$100,000,000: *Provided*, That the Secretary
9 of Defense shall notify the congressional defense commit-
10 tees promptly of all uses of this authority.

11 SEC. 8126. There is appropriated to the “Depart-
12 ment of Defense Credit Program Account” established
13 pursuant to section 149(e)(5) of title 10, United States
14 Code, \$97,770,000, to remain available until expended, to
15 carry out a pilot program on capital assistance to support
16 defense investment in the industrial base as authorized by
17 section 149(e) of such title, of which up to \$32,566,000
18 may be used for administrative expenses and project-spe-
19 cific transaction costs: *Provided*, That costs of loans and
20 loan guarantees, including the cost of modifying such
21 loans and loan guarantees, shall be as defined in section
22 502 of the Congressional Budget Act of 1974: *Provided*
23 *further*, That such amounts are available to subsidize gross
24 obligations for the principal amount of loans, and total
25 loan principal, any part of which is to be guaranteed, not

1 to exceed \$4,390,000,000: *Provided further*, That, for the
2 purposes of carrying out the Congressional Budget Act of
3 1974, the Director of the Congressional Budget Office
4 may request, and the Secretary shall promptly provide
5 documentation and information relating to a project re-
6 ceiving capital assistance as authorized under section
7 149(e) of such title.

8 SEC. 8127. Notwithstanding section 8053 of this Act,
9 amounts appropriated under the heading “Research, De-
10 velopment, Test and Evaluation, Defense-Wide” of this
11 Act, as detailed in budget activity eight in the tables titled
12 Explanation of Project Level Adjustments in the report
13 accompanying this Act for “Defense Innovation Unit
14 (DIU) Fielding” line 294A, may be used for expenses for
15 agile research, development, test and evaluation, procure-
16 ment, production, modification, and operation and mainte-
17 nance requirements, including the initial acquisition of
18 end-items for operational use: *Provided*, That none of
19 these funds may be obligated or expended until 15 days
20 after the Secretary of Defense provides the Committees
21 on Appropriations of the House of Representatives and the
22 Senate a detailed execution plan for such funds.

23 SEC. 8128. Amounts appropriated under the heading
24 “Procurement, Defense-Wide” of this Act, as detailed in
25 budget activity one in the tables titled Explanation of

1 Project Level Adjustments in the explanatory statement
2 regarding this Act for “Major Equipment, OSD” line 2
3 for “Accelerate the Procurement and Fielding of Innova-
4 tive Technologies (APFIT)”, that exceed the amounts re-
5 quested may, in addition to such uses as are otherwise
6 authorized by law, be used for the procurement of software
7 (including software-only solutions), the research, develop-
8 ment, test, and evaluation of software (including software-
9 only solutions), and operation and maintenance of soft-
10 ware (including software-only solutions): *Provided*, That
11 not less frequently than biannually through September 30,
12 2028, the Secretary of Defense shall provide to the con-
13 gressional defense committees a briefing on transition out-
14 comes for APFIT acquisition awards made using amounts
15 appropriated in this Act and previous Acts.

16 SEC. 8129. None of the funds appropriated by this
17 Act or otherwise made available may be used to support,
18 directly or indirectly, the Wuhan Institute of Virology, or
19 any laboratory owned or controlled by the governments of
20 the People’s Republic of China, the Republic of Cuba, the
21 Islamic Republic of Iran, the Democratic People’s Repub-
22 lic of Korea, the Russian Federation, the Bolivarian Re-
23 public of Venezuela under the Maduro regime, or any
24 other country determined by the Secretary of Defense,

1 with the concurrence of the Secretary of State, to be a
2 foreign adversary.

3 SEC. 8130. None of the funds appropriated or other-
4 wise made available by this Act may be used to fund any
5 work to be performed by EcoHealth Alliance, Inc.

6 SEC. 8131. None of the funds appropriated or other-
7 wise made available in this or any other Act may be used
8 to transfer, release, or assist in the transfer or release to
9 or within the United States, its territories, or possessions
10 Khalid Sheikh Mohammed or any other detainee who—

11 (1) is not a United States citizen or a member
12 of the Armed Forces of the United States; and

13 (2) is or was held on or after June 24, 2009,
14 at United States Naval Station, Guantanamo Bay,
15 Cuba, by the Department of Defense.

16 SEC. 8132. None of the funds appropriated or other-
17 wise made available by this Act may be used to transfer
18 any individual detained at United States Naval Station
19 Guantanamo Bay, Cuba, to the custody or control of the
20 individual's country of origin, any other foreign country,
21 or any other foreign entity except in accordance with sec-
22 tion 1034 of the National Defense Authorization Act for
23 Fiscal Year 2016 (Public Law 114–92) and section 1035
24 of the John S. McCain National Defense Authorization
25 Act for Fiscal Year 2019 (Public Law 115–232).

1 SEC. 8133. (a) None of the funds appropriated or
2 otherwise made available in this or any other Act may be
3 used to construct, acquire, or modify any facility in the
4 United States, its territories, or possessions to house any
5 individual described in subsection (c) for the purposes of
6 detention or imprisonment in the custody or under the ef-
7 fective control of the Department of Defense.

8 (b) The prohibition in subsection (a) shall not apply
9 to any modification of facilities at United States Naval
10 Station, Guantanamo Bay, Cuba.

11 (c) An individual described in this subsection is any
12 individual who, is or was held on or after June 24, 2009,
13 at United States Naval Station, Guantanamo Bay, Cuba,
14 and who—

15 (1) is not a citizen of the United States or a
16 member of the Armed Forces of the United States;
17 and

18 (2) is—

19 (A) in the custody or under the effective
20 control of the Department of Defense; or

21 (B) otherwise under detention at United
22 States Naval Station, Guantanamo Bay, Cuba.

23 SEC. 8134. None of the funds made available by this
24 Act may be used to carry out the closure or realignment

1 of the United States Naval Station, Guantanamo Bay,
2 Cuba.

3 SEC. 8135. None of the funds appropriated or other-
4 wise made available by this Act may be used to enforce
5 any COVID-19 mask mandates.

6 SEC. 8136. None of the funds appropriated or other-
7 wise made available by this Act may be used to require
8 a member of the Armed Forces or a civilian employee of
9 the Department of Defense to receive a vaccination
10 against COVID-19.

11 SEC. 8137. None of the funds appropriated or other-
12 wise made available by this Act may be used to require
13 vaccination against COVID-19 as a prerequisite for stu-
14 dent attendance at a Department of Defense Education
15 Activity school.

16 SEC. 8138. None of the funds appropriated or other-
17 wise made available by this Act may be used, with regards
18 to a member of the Armed Forces with a minor dependent
19 child enrolled in an Exceptional Family Member Program
20 (EFMP)—

21 (1) to provide gender transition procedures, in-
22 cluding surgery or medication, to such child through
23 such EFMP;

1 (2) to provide a referral for a procedure de-
2 scribed in paragraph (1) to such child through such
3 EFMP; or

4 (3) to approve a change of duty station for such
5 member through such EFMP for the purpose of pro-
6 viding such child with access to procedures described
7 in paragraph (1).

8 SEC. 8139. (a) IN GENERAL.—Notwithstanding sec-
9 tion 7 of title 1, United States Code, section 1738C of
10 title 28, United States Code, or any other provision of law,
11 none of the funds provided by this Act, or previous appro-
12 priations Acts, shall be used in whole or in part to take
13 any discriminatory action against a person, wholly or par-
14 tially, on the basis that such person speaks, or acts, in
15 accordance with a sincerely held religious belief, or moral
16 conviction, that marriage is, or should be recognized as,
17 a union of one man and one woman.

18 (b) DISCRIMINATORY ACTION DEFINED.—As used in
19 subsection (a), a discriminatory action means any action
20 taken by the Federal Government to—

21 (1) alter in any way the Federal tax treatment
22 of, or cause any tax, penalty, or payment to be as-
23 sessed against, or deny, delay, or revoke an exemp-
24 tion from taxation under section 501(a) of the Inter-

1 nal Revenue Code of 1986 of, any person referred to
2 in subsection (a);

3 (2) disallow a deduction for Federal tax pur-
4 poses of any charitable contribution made to or by
5 such person;

6 (3) withhold, reduce the amount or funding for,
7 exclude, terminate, or otherwise make unavailable or
8 deny, any Federal grant, contract, subcontract, co-
9 operative agreement, guarantee, loan, scholarship, li-
10 cense, certification, accreditation, employment, or
11 other similar position or status from or to such per-
12 son;

13 (4) withhold, reduce, exclude, terminate, or oth-
14 erwise make unavailable or deny, any entitlement or
15 benefit under a Federal benefit program, including
16 admission to, equal treatment in, or eligibility for a
17 degree from an educational program, from or to
18 such person; or

19 (5) withhold, reduce, exclude, terminate, or oth-
20 erwise make unavailable or deny access or an entitle-
21 ment to Federal property, facilities, educational in-
22 stitutions, speech fora (including traditional, limited,
23 and nonpublic fora), or charitable fundraising cam-
24 paigns from or to such person.

1 (c) ACCREDITATION; LICENSURE; CERTIFICATION.—
2 The Federal Government shall consider accredited, li-
3 censed, or certified for purposes of Federal law any person
4 that would be accredited, licensed, or certified, respec-
5 tively, for such purposes but for a determination against
6 such person wholly or partially on the basis that the per-
7 son speaks, or acts, in accordance with a sincerely held
8 religious belief or moral conviction described in subsection
9 (a).

10 SEC. 8140. None of the funds appropriated or other-
11 wise made available by this Act may be used to—

12 (1) classify or facilitate the classification of any
13 communications by a United States person as mis-
14 , dis-, or mal- information; or

15 (2) partner with or fund nonprofit or other or-
16 ganizations that pressure or recommend private
17 companies to censor lawful and constitutionally pro-
18 tected speech of United States persons, including
19 recommending the censoring or removal of content
20 on social media platforms.

21 SEC. 8141. None of the funds appropriated or other-
22 wise made available by this Act may be used to carry out
23 any program, project, or activity that promotes or ad-
24 vances Critical Race Theory, any concept associated with
25 Critical Race Theory, or that teaches or trains any idea

1 or concept that condones an individual being discriminated
2 against or receiving adverse or beneficial treatment based
3 on race or sex, that condones an individual feeling discom-
4 fort, guilt, anguish, or any other form of psychological dis-
5 tress on account of that individual's race or sex, as well
6 as any idea or concept that regards one race as inherently
7 superior to another race, the United States or its institu-
8 tions as being systemically racist or sexist, an individual
9 as being inherently racist, sexist, or oppressive by virtue
10 of that individual's race or sex, an individual's moral char-
11 acter as being necessarily determined by race or sex, an
12 individual as bearing responsibility for actions committed
13 in the past by other members of the same race or sex,
14 or meritocracy being racist, sexist, or having been created
15 by a particular race to oppress another race.

16 SEC. 8142. None of the funds appropriated or other-
17 wise made available by this Act shall be used to imple-
18 ment, administer, or otherwise carry out the Department
19 of Defense memorandum dated October 20, 2022, or any
20 successor to such memorandum, or to propose, promul-
21 gate, or implement any substantially similar rule or policy.

22 SEC. 8143. None of the funds appropriated or other-
23 wise made available by this Act may be used or transferred
24 to another Federal agency, board, or commission to re-
25 cruit, hire, or promote any person who has been convicted

1 of a Federal or State child pornography charge, has been
2 convicted of any other Federal or State sexual assault
3 charge, or has been formally disciplined for using Federal
4 resources to access, use, or sell child pornography.

5 SEC. 8144. None of the funds appropriated or other-
6 wise made available by this Act may be used to promote,
7 host, facilitate, or support events on United States mili-
8 tary installations or as part of military recruiting pro-
9 grams that violate the Department of Defense Joint Eth-
10 ics Regulation or bring discredit upon the military, such
11 as a drag queen story hour for children or the use of drag
12 queens as military recruiters.

13 SEC. 8145. None of the funds appropriated or other-
14 wise made available by this Act may be used for surgical
15 procedures or hormone therapies for the purposes of gen-
16 der affirming care.

17 SEC. 8146. None of the funds appropriated or other-
18 wise made available by this Act may be used to carry out
19 section 147 of title 10, United States Code, or section
20 554(a) or 913(b) of the National Defense Authorization
21 Act for Fiscal Year 2021 (Public Law 116-283).

22 SEC. 8147. None of the funds appropriated or other-
23 wise made available by this Act may be used to implement,
24 administer, apply, enforce, or carry out the Diversity, Eq-
25 uity, Inclusion, and Accessibility Strategic Plan of the De-

1 partment of Defense, or Executive Order 13985 of Janu-
2 ary 20, 2021 (86 Fed. Reg. 7009, relating to advancing
3 racial equity and support for under-served communities
4 through the Federal Government), Executive Order 14035
5 of June 25, 2021 (86 Fed. Reg. 34593, relating to diver-
6 sity, equity, inclusion, and accessibility in the Federal
7 workforce), Executive Order 14091 of February 16, 2023
8 (88 Fed. Reg. 10825, relating to further advancing racial
9 equity and support for underserved communities through
10 the Federal government), or shall be used to execute ac-
11 tivities that promote or perpetuate divisive concepts re-
12 lated to race or sex, such as the concepts that one race
13 or sex is inherently superior to another, or that an individ-
14 ual’s moral character or worth is determined by their race
15 or sex.

16 SEC. 8148. None of the funds appropriated or other-
17 wise made available by this Act may be used for any office
18 of diversity, equity, or inclusion.

19 SEC. 8149. None of the funds appropriated or other-
20 wise made available by this Act may be made available
21 to NewsGuard Technologies Inc.

22 SEC. 8150. None of the funds appropriated or other-
23 wise made available by this Act may be used in contraven-
24 tion of Department of Defense Instruction 3216.01, “Use

1 of Animals in DoD Conducted and Supported Research
2 and Training”, dated March 20, 2019.

3 SEC. 8151. None of the funds appropriated or other-
4 wise made available by this Act may be used to divest or
5 prepare to divest more than eight U-2 aircraft.

6 SEC. 8152. None of the funds appropriated or other-
7 wise made available by this Act may be used to divest or
8 prepare to divest any F-15 aircraft unless the Secretary
9 of Defense certifies to the Committees on Appropriations
10 of the House of Representatives and the Senate that such
11 aircraft will be replaced in a manner that maintains the
12 current total aircraft assigned at a given unit and the
13 readiness of such unit.

14 (INCLUDING TRANSFER OF FUNDS)

15 SEC. 8153. The Secretary of Defense may transfer
16 funds from any available Department of the Navy appro-
17 priation (except military construction) to any available
18 Navy ship construction appropriation for the purpose of
19 liquidating necessary changes resulting from inflation,
20 market fluctuations, or rate adjustments for any ship con-
21 struction program appropriated in law: *Provided*, That the
22 Secretary may transfer not to exceed \$40,000,000 under
23 the authority provided by this section: *Provided further*,
24 That the Secretary shall, not less than 30 days prior to
25 the transfer of any funds, notify the Committees on Ap-

1 appropriations of the House of Representatives and the Sen-
2 ate in writing of the details of any proposed transfer: *Pro-*
3 *vided further*, That any funds transferred pursuant to this
4 section shall retain the same period of availability as when
5 originally appropriated: *Provided further*, That the trans-
6 fer authority provided under this section is in addition to
7 any other transfer authority provided elsewhere in this
8 Act.

9 SEC. 8154. The total amount appropriated or other-
10 wise made available by this Act is hereby reduced by
11 \$3,000,000,000 to reflect savings and efficiencies attrib-
12 utable to proposed appropriations set forth in title II of
13 H.R. 1 (as engrossed in the House of Representatives on
14 May 22, 2025): *Provided*, That such reduction may not
15 be derived from amounts appropriated by this Act for the
16 National Intelligence Program or the Military Intelligence
17 Program.

18 SEC. 8155. The total amount appropriated or other-
19 wise made available in title II of this Act is hereby reduced
20 by \$1,000,000,000 to reflect savings due to favorable bulk
21 fuel rates: *Provided*, That such reduction may not be de-
22 rived from amounts appropriated by this Act for the Na-
23 tional Intelligence Program or the Military Intelligence
24 Program.

1 SEC. 8156. The total amount appropriated or other-
2 wise made available by this Act is hereby reduced by
3 \$3,750,000,000 to reflect savings resulting from Depart-
4 ment of Defense cooperation with the Department of Gov-
5 ernment Efficiency: *Provided*, That such reduction may
6 not be derived from amounts appropriated by this Act for
7 the National Intelligence Program or the Military Intel-
8 ligence Program.

9 SEC. 8157. The total amount appropriated or other-
10 wise made available by this Act is hereby reduced by
11 \$1,000,000,000 to reflect savings attributable to effi-
12 ciencies, streamlining of functions, and management im-
13 provements in the Department of Defense: *Provided*, That
14 such reduction may not be derived from amounts appro-
15 priated by this Act for the National Intelligence Program
16 or the Military Intelligence Program.

17 SEC. 8158. (a) In the event a law affecting the budg-
18 et of the Department of Defense is enacted through the
19 reconciliation process under section 310 of the Congres-
20 sional Budget and Impoundment Control Act of 1974 pur-
21 suant to title II of H. Con. Res. 14, the concurrent resolu-
22 tion on the budget for fiscal year 2025, the Secretary of
23 Defense shall, not later than 45 days after the enactment
24 of such law and at the time of the submittal to Congress
25 of the budget of the President for fiscal year 2027 and

1 each fiscal year thereafter pursuant to section 1105(a) of
2 title 31, United States Code, submit to the Committees
3 on Appropriations of the House of Representatives and the
4 Senate the following with respect to amounts made avail-
5 able by such law:

6 (1) Proposed allocations by account and by pro-
7 gram, project, or activity, with detailed justifica-
8 tions.

9 (2) P-1 and R-1 budget justification documents,
10 which shall identify the allocation of funds by pro-
11 gram, project, and activity.

12 (3) Budget justification documents, to be
13 known as M-1 and O-1, which shall identify the allo-
14 cation of funds by budget activity, activity group,
15 and sub-activity group.

16 (b) The Secretary of Defense shall submit to the
17 Committees on Appropriations of the House of Represent-
18 atives and Senate quarterly reports on the status of bal-
19 ances of projects and activities funded using amounts de-
20 scribed in subsection (a), including all uncommitted, com-
21 mitted, and unobligated funds.

22 SEC. 8159. (a) The total amount appropriated or oth-
23 erwise made available by this Act may not be used for
24 the salary or expenses of more than 75 full-time equivalent
25 personnel, including Government employees and employees

1 of Federal contractors, for Cost Assessment and Program
2 Evaluation.

3 (b) Any reduction in full-time equivalent personnel by
4 operation of subsection (a) shall not apply to any per-
5 sonnel—

6 (1) performing cost assessment functions; or

7 (2) capability enabling functions, including de-
8 fense industrial base, economic, and manpower anal-
9 ysis.

10 SEC. 8160. The Secretary of Defense shall obligate
11 funds made available by this Act and prior appropriations
12 Acts under the heading “Research, Development, Test,
13 and Evaluation, Navy” for the Next Generation Fighter
14 program in a manner that achieves accelerated Initial
15 Operational Capability for the Next Generation Fighter
16 aircraft: *Provided*, That not later than 30 days after the
17 date of the enactment of this Act, and on a quarterly basis
18 thereafter, the Secretary of Defense shall submit to the
19 congressional defense committees reports on the status of
20 such program.

21 SEC. 8161. Amounts appropriated in this Act under
22 the heading “Research, Development, Test and Evalua-
23 tion, Defense-Wide” for the Defense Advanced Research
24 Projects Agency shall remain available until September
25 30, 2027, as detailed in the tables titled Explanation of

1 Project Level Adjustments in the explanatory statement
2 accompanying this Act: *Provided*, That the Secretary of
3 Defense shall submit to the Committees on Appropriations
4 of the House of Representatives and the Senate quarterly
5 reports on the execution of such funds, detailed at the
6 project level.

7 SEC. 8162. In addition to any other funds made
8 available for such purposes, there is appropriated
9 \$90,000,000, for an additional amount for the “National
10 Defense Stockpile Transaction Fund”, to remain available
11 until September 30, 2028, for activities pursuant to the
12 Strategic and Critical Materials Stock Piling Act (50
13 U.S.C. 98 et seq.): *Provided*, That of the amounts appro-
14 priated under this section \$10,000,000 shall be for tita-
15 nium requirements: *Provided further*, That none of the
16 funds provided under this section may be obligated or ex-
17 pended until 30 days after the Secretary of Defense pro-
18 vides the Committees on Appropriations of the House of
19 Representatives and the Senate a detailed execution plan
20 for such funds.

21 SEC. 8163. Of the funds provided under the heading
22 “Operation and Maintenance, Navy”, not less than
23 \$80,000,000 shall be made available for the establishment
24 of a Platform Supply Vessel Pilot Program (in this section
25 referred to as the “Program”) for the purpose of vali-

1 dating Service requirements necessary to meet at-sea and
2 in-shore logistics operations: *Provided*, That the Program
3 shall evaluate options to time charter no less than six, and
4 enter into a contractual agreement for no less than two
5 time charters: *Provided further*, That the condition of the
6 time charter should consider existing United States-built
7 platform supply vessels that are documented under the
8 laws of the United States, owned by a citizen of the United
9 States under 46 U.S.C. 50501, configured for logistics
10 support in the Indo-Pacific region that can meet the regu-
11 latory and physical requirements to transport nearly
12 500,000 gallons of various standard fuels, and provide up
13 to 10,000 square feet of combined deck space for trans-
14 port of military equipment and personnel for delivery in
15 and out of shallow draft ports in the Indo-Pacific region:
16 *Provided further*, The Secretary of the Navy shall provide
17 a briefing within 180 days after the enactment of this Act
18 to the House and Senate Appropriations Committees on
19 the status of the Program and the effectiveness of using
20 PSVs to fill this critical need.

21 SEC. 8164. None of the funds appropriated or other-
22 wise made available by this Act may be used—

23 (1) to transfer the headquarters functions of
24 the United States Southern Command from Miami,
25 Florida to another location; or

1 (2) in the event the United States Southern
2 Command is merged with another combatant com-
3 mand, to transfer the headquarters functions admin-
4 istered by the United States Southern Command
5 prior to such merger from Miami, Florida to another
6 location.

7 SEC. 8165. Funds made available for the UH-60
8 Blackhawk aircraft program under this Act and prior ap-
9 propriations Acts under the headings “Aircraft Procure-
10 ment, Army” and “Research, Development, Test and
11 Evaluation, Army” shall be obligated only for the purposes
12 for which such funds were appropriated and such funds
13 may not be reprogrammed or transferred for other pur-
14 poses: *Provided*, That none of the funds appropriated or
15 otherwise made available by this Act or prior appropria-
16 tions Acts may be used to pause, cancel, or terminate the
17 UH-60 Blackhawk aircraft program or to prepare to
18 pause, cancel, or terminate such program.

19 SEC. 8166. Funds made available for the E-7
20 Wedgetail aircraft program under this Act and prior ap-
21 propriations Acts under the headings “Aircraft Procure-
22 ment, Air Force” and “Research, Development, Test and
23 Evaluation, Air Force” shall be obligated only for the pur-
24 poses for which such funds were appropriated and such
25 funds may not be reprogrammed or transferred for other

1 purposes: *Provided*, That none of the funds appropriated
2 or otherwise made available by this Act or prior appropria-
3 tions Acts may be used to pause, cancel, or terminate the
4 E-7 Wedgetail aircraft program or to prepare to pause,
5 cancel, or terminate such program.

6 SEC. 8167. None of the funds appropriated by this
7 Act shall be used in contravention to the Posse Comitatus
8 Act of 1878.

9 SEC. 8168. None of the funds in this Act may be
10 used to discontinue or restrict access to sexual assault fo-
11 rensic examinations that were available to civilian per-
12 sonnel as of January 20, 2025.

13 SEC. 8169. None of the funds made available by this
14 Act may be used for the transmittal of classified informa-
15 tion or war or operational plans over unsecured networks.

16 SEC. 8170. Not later than 180 days after the date
17 of enactment of this Act, the Secretary of Defense shall
18 publish on the public website of the Department of De-
19 fense a report itemizing all expenses and contracts associ-
20 ated with the planning and execution of the military pa-
21 rade in Washington, D.C. on President Trump’s 79th
22 birthday, including but not limited to post-event cleaning
23 and repairs.

24 SEC. 8171. Of the amounts appropriated in this Act
25 under the heading “Operation and Maintenance, Defense-

1 Wide”, for the Defense Security Cooperation Agency,
2 \$12,000,000 shall be for the Irregular Warfare Center.

3 SPENDING REDUCTION ACCOUNT

4 SEC. 8172. \$0.

5 This Act may be cited as the “Department of Defense
6 Appropriations Act, 2026”.

Union Calendar No. 129

119TH CONGRESS
1ST Session

H. R. 4016

[Report No. 119-162]

A BILL

Making appropriations for the Department of Defense for the fiscal year ending September 30, 2026, and for other purposes.

JUNE 16, 2025

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed