

1145 AS MODIFIED

AMENDMENT NO. \_\_\_\_\_

Calendar No. \_\_\_\_\_

Purpose: To require a report on the overseas basing presence of United States forces.

**IN THE SENATE OF THE UNITED STATES—112th Cong., 1st Sess.**

**S. 1867**

To authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

Referred to the Committee on \_\_\_\_\_ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. TESTER

Viz:

- 1 At the end of subtitle G of title X, add the following:
- 2 **SEC. 1080. STUDY ON OVERSEAS BASING PRESENCE OF**
- 3 **UNITED STATES FORCES.**
- 4 (a) INDEPENDENT ASSESSMENT.—The Secretary of
- 5 Defense shall commission an independent assessment of
- 6 the overseas basing presence of United States forces.
- 7 (b) CONDUCT OF ASSESSMENT.—The assessment re-
- 8 quired by subsection (a) shall, at the election of the Sec-
- 9 retary, be conducted by—

1 (1) a Federally-funded research and develop-  
2 ment center (FFRDC); or

3 (2) an independent, non-governmental institute  
4 which is described in section 501(c)(3) of the Inter-  
5 nal Revenue Code of 1986 and exempt from tax  
6 under section 501(a) of such Code, and has recog-  
7 nized credentials and expertise in national security  
8 and military affairs appropriate for the assessment.

9 (c) ELEMENTS.—The assessment required by sub-  
10 section (a) shall include the following:

11 (1) An assessment of the number of United  
12 States forces required to be forward based outside  
13 the United States.

14 (2) An assessment of the current state of the  
15 military facilities and training ranges of the United  
16 States overseas for all permanent stations and de-  
17 ployed locations, including the condition of land and  
18 improvements at such facilities and ranges and the  
19 availability of additional land, if required, for such  
20 facilities and ranges.

21 (3) A determination of the amounts received by  
22 the United States, whether in direct payments, in-  
23 kind contributions, or otherwise, from foreign coun-  
24 tries by reason of military facilities of the United  
25 States overseas.

1           (4) An assessment of the feasibility and advis-  
2           ability of the closure or realignment of military fa-  
3           cilities of the United States overseas, or of the es-  
4           tablishment of new military facilities of the United  
5           States overseas, in light of potential fiscal con-  
6           straints on the Department of Defense in coming  
7           years.

8           (d) REPORT.—Not later than 90 days after the date  
9           of the enactment of this Act, the entity selected for the  
10          conduct of the assessment required by subsection (a) shall  
11          provide to the Secretary an unclassified report, with a  
12          classified annex, containing its findings as a result of the  
13          assessment. Not later than 90 days after the date of re-  
14          ceipt of the report, the Secretary shall transmit the report  
15          to the congressional defense committees, together with  
16          such comments on the report as the Secretary considers  
17          appropriate.

18          (e) FUNDING.—Of the amounts authorized to be ap-  
19          propriated by section 301 and available for operation and  
20          maintenance for Defense-wide activities as specified in the  
21          funding table in section 4301, up to \$1,000,000, shall be  
22          made available for the completion of the assessment re-  
23          quired by subsection (a).