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AMENDMENT TO H.R. 1540
OFFERED BY MR. FORBES OF VIRGINIA

At the end of title XXVIII, add the following new section:

1 **SEC. 28___ . LIMITATIONS ON REDUCTION IN NUMBER OF**
2 **MEMBERS OF THE ARMED FORCES ASSIGNED**
3 **TO PERMANENT DUTY AT A MILITARY IN-**
4 **STALLATION TO EFFECTUATE REALIGNMENT**
5 **OF INSTALLATION.**

6 (a) NOTICE AND WAIT LIMITATION.—Chapter 50 of
7 title 10, United States Code, is amended by adding at the
8 end the following new section:

9 **“§ 993. Limitations on permanent relocation of siz-**
10 **able numbers of members of the armed**
11 **forces**

12 **“(a) LIMITATION.—No action may be taken to effect**
13 **or implement any realignment with respect to any military**
14 **installation in the United States involving a reduction of**
15 **more than 1,000 in the number of members of the armed**
16 **forces assigned to permanent duty at the installation at**
17 **the time the Secretary of Defense or the Secretary of the**
18 **military department concerned notifies Congress under**
19 **subsection (b) of the plan to realign the installation unless**

1 and until the provisions of subsection (b) are complied
2 with.

3 “(b) NOTICE AND WAIT REQUIREMENT.—No action
4 described in subsection (a) with respect to the realignment
5 of any military installation referred to in such subsection
6 may be taken unless and until—

7 “(1) the Secretary of Defense or the Secretary
8 of the military department concerned—

9 “(A) notifies the Committees on Armed
10 Services of the Senate and the House of Rep-
11 resentatives of the proposed realignment and
12 the number of personnel assignments affected;
13 and

14 “(B) submits an evaluation of the costs
15 and benefits of such realignment and of the
16 local economic, environmental, strategic, and
17 operational consequences of such realignment;
18 and

19 “(2) a period of 90 days expires following the
20 day on which the notice and evaluation have been
21 submitted to such committees, during which period
22 no irrevocable action may be taken to effect or im-
23 plement the realignment.

24 “(c) EXCEPTIONS.—

1 “(1) BASE CLOSURE PROCESS.—Subsections (a)
2 and (b) do not apply in the case of the realignment
3 of a military installation pursuant to a base closure
4 law.

5 “(2) NATIONAL SECURITY OR EMERGENCY.—
6 Subsections (a) and (b) do not apply if the President
7 certifies to the Congress that the realignment of a
8 military installation must be implemented for rea-
9 sons of national security or a military emergency.

10 “(d) DEFINITIONS.—In this section:

11 “(1) The term ‘military installation’ means a
12 base, camp, post, station, yard, center, homeport fa-
13 cility for any ship, or other activity under the juris-
14 diction of the Department of Defense, including any
15 leased facility, which is located within any of the
16 several States, the District of Columbia, the Com-
17 monwealth of Puerto Rico, American Samoa, the
18 Virgin Islands, the Commonwealth of the Northern
19 Mariana Islands, or Guam. Such term does not in-
20 clude any facility used primarily for civil works, riv-
21 ers and harbors projects, or flood control projects.

22 “(2) The term ‘realignment’ includes any action
23 which both reduces and relocates functions and per-
24 sonnel positions. The term includes the disestablish-
25 ment or termination of a military command at a

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1 military installation, a change in the homeport for a
2 ship, or the permanent relocation of a unit of the
3 armed forces if the permanent duty assignment
4 threshold specified in subsection (a) is met.

5 “(3) The term ‘unit’ means a unit of the armed
6 forces at the battalion, squadron, or an equivalent
7 level (or a higher level).”.

8 (b) CLERICAL AMENDMENT.—The table of sections
9 at the beginning of such chapter is amended by adding
10 at the end the following new item:

“993. Limitations on permanent relocation of sizable numbers of members of
the armed forces.”.

