

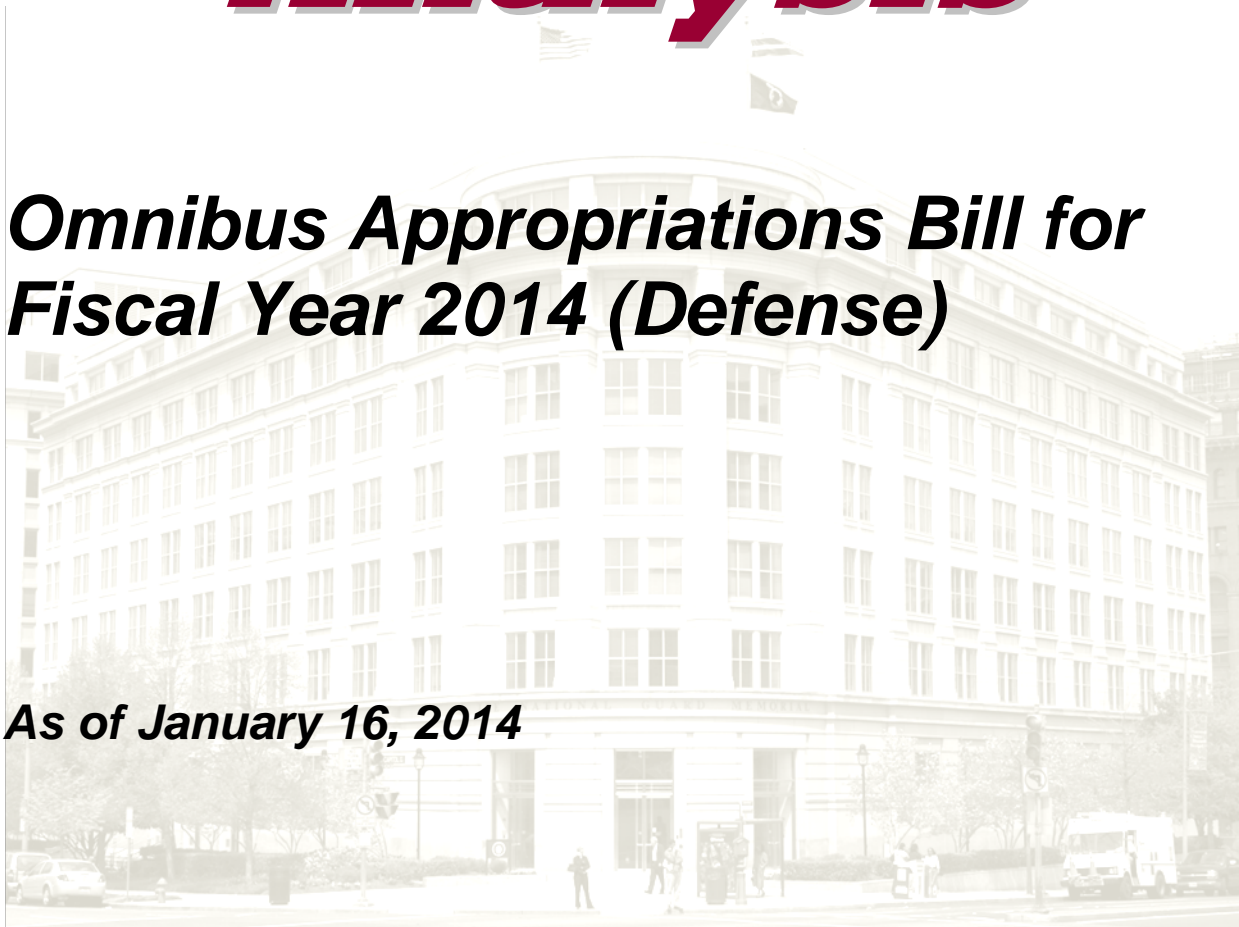


**NGAUS**  
The National Guard Association of the United States

# ***Legislative Analysis***

***Omnibus Appropriations Bill for  
Fiscal Year 2014 (Defense)***

***As of January 16, 2014***



## ***Overview***

On January 13, House and Senate Appropriations Committee leadership unveiled a \$1.1 trillion funding bill for Fiscal Year 2014 that includes all 12 appropriations bills. The House and Senate had previously approved their own versions of the Defense and Military Construction funding bills. However, a budget resolution approved in December required additional cuts from earlier marks.

While many of the funding accounts have been scaled back, the bills include numerous provisions that demonstrate Congressional support of the Army and Air National Guard as an operational force.

For the Army National Guard, the bill would provide another additional \$100M for HMMWV upgrades, \$75 million for UH-72 aircraft and an additional \$72 million for UH-60M aircraft for the Army National Guard.

For the Air National Guard, the bill provides \$40 million to ensure that the six units transitioning to MQ-1/9 remote split operations by Fiscal Year 2020 are properly equipped for a timely and orderly transition to this new mission. The bill also includes RDT&E funding for the Air National Guard including: \$2 million for Sniper Digital Video, \$3.5 million for Remotely Piloted Aircraft Ground Based Sense and Avoid and \$47.3 million for C-130 AMP.

Also included in the bill is an additional \$130 million for the National Guard Counter Drug program and an additional \$10 million for the Youth ChalleNGe program. The bill also provides \$25 million for STARBASE, a program that was not funded in the budget request.

The bill also provides \$315 million for Army National Guard NGREA and \$315 million for Air National Guard NGREA.

The bill also includes Military Construction funding. The Air National Guard is funded at the requested level of \$119.8 million, while the Army National Guard is funded at \$314.7 million, \$6 million below the requested level.

Overall, the bill provides approximately \$24.1 billion in base funding for National Guard Personnel and Operation and Maintenance accounts. These accounts reflect a decrease of nearly \$700 million **BELOW** the FY14 President's Budget Request and \$600 million below the FY13 bill.

To view the full FY14 Defense bill summary and full bill text, please visit the Senate Appropriations Committee website at :

<http://www.appropriations.senate.gov/news.cfm?method=news.view&id=6f95941c-3cef-4f95-88d0-baa9dbe10472>



## Army National Guard Funding Overview

### Army National Guard FY14 Base Funding — Personnel

The Omnibus Appropriations bill contains \$7.7 billion for ARNG Personnel. This is a DECREASE of over \$264 million below the FY14 Budget Request.

#### All Dollars Listed in Thousands

Army National Guard Account	FY13 Appropriation	FY14 Budget Request	Omnibus	Delta From Request
Personnel	\$7,981,577	\$8,041,268	\$ 7,776,498	-\$264,770

Total Adjustments to the President's FY14 Request for this account (detailed below, in thousands):

Pay Group A Training (15 days & drills 24/48):	
Clothing Initial Issue and Replacement excess to requirement	-28,200
Lower than budgeted strength levels	-\$8,000
Pay Group F Training (Recruits):	
Projected underexecution	-38,100
Special Training	
Excess to requirement	-62,300
Administration and Support:	
Excess Enlisted Bonuses	-21,000
Excess AGR Pay and Allowances	-7,000
Excess AGR Backfill Pay and Allowances	-19,400
Projected underexecution	42,100
Undistributed Adjustment	
Unobligated/Unexpended balances	-38,670

### Army National Guard FY14 Base Funding — Operation and Maintenance (O&M)

The Omnibus Appropriations bill contains \$6.8 billion for ARNG O&M. This is a DECREASE of over \$196 million below the FY14 Budget Request.

#### All Dollars Listed in Thousands

Army National Guard Account	FY13 Appropriation	FY14 Budget Request	Omnibus	Delta From Request
O&M	\$7,154,161	\$7,054,196	\$6,857,630	-196,566

Total Adjustments to the President's FY14 Request for this account (detailed below, in thousands):

Base Operations Support	
State Directors of Psychological Health program increase	+\$10,000
Management and Operational Headquarters	
Excess Severance Pay	-13,297
Overestimation of Civilian FTE	-\$61,000
Travel Budget Reduction	-\$10,000
Program Adjustment to non-NIP only	-\$122,369

**Army National Guard FY14 OCO Funding — Personnel**

The Omnibus Appropriations bill contains approximately \$257 million for ARNG Overseas Contingency Operation (OCO) Personnel funds. This is a DECREASE of over \$136 million below the FY14 Budget Request.

**All Dollars Listed in Thousands**

Army National Guard Account	FY13 Appropriation	FY14 Budget Request	Omnibus	Delta From Request
OCO Personnel	\$583,804	\$393,364	\$257,064	-136,300

**Army National Guard FY14 OCO Funding — Operation and Maintenance (O&M)**

The Omnibus Appropriations bill contains \$130 million for ARNG Overseas Contingency Operation (OCO) O&M funds. This is a DECREASE of over \$68 million below the FY14 Budget Request.

**All Dollars Listed in Thousands**

Army National Guard Account	FY13 Appropriation	FY14 Budget Request	Omnibus	Delta From Request
OCO O&M	\$392,448	\$199,371	\$130,471	-68,900

**ARNG FY14 National Guard and Reserve Equipment Account**

The President's budget request has never included funds for NGREA. The Omnibus Appropriations bill provides \$315 million for ARNG NGREA.



## Air National Guard Funding Overview

### Air National Guard FY14 Base Funding — Personnel

The Senate Defense Appropriations bill contains \$3.1 billion for ANG Personnel. This is a DECREASE of over \$63.5 million from the FY14 Budget Request.

#### All Dollars Listed in Thousands

Air National Guard Account	FY13 Appropriation	FY14 Budget Request	Omnibus	Delta From Request
Personnel	\$3,153,990	\$3,177,961	\$3,114,421	-\$63,540

Total Adjustments to the President's FY14 Request for this account (detailed below, in thousands):

Pay Group A Training (15 days & drills 24/48):	
Travel, Active Duty for Training, projected underexecution	-\$30,000
Pay Group F Training (Recruits)	
Projected underexecution	-\$2,000
Administration and Support	
Full Time Pay and Allowances, projected underexecution	-\$15,600
Unobligated Funds:	-\$15,940

### Air National Guard FY14 Base Funding — Operation and Maintenance (O&M)

The Omnibus Appropriations bill contains \$6.39 billion for ANG O&M. This is a DECREASE of \$173.7 million below the FY14 Budget Request.

#### All Dollars Listed in Thousands

Air National Guard Account	FY13 Appropriation	FY14 Budget Request	Omnibus	Delta From Request
O&M	\$6,494,326	\$6,566,004	\$6,392,304	-\$173,700

Total Adjustments to the President's FY14 Request for this account (detailed below, in thousands):

Mission Support Operations	
Budget justification does not match summary of price and program changes for civilian compensation	-\$9,700

Depot Maintenance	
Projected shortfall	+\$40,000
Overestimation of Civilian FTE	-\$134,000
Program Adjustment to non-NIP only	-\$70,000

**Air National Guard FY13 OCO Funding — Personnel**

The Omnibus Appropriations bill contains \$6.9 million for ANG Overseas Contingency Operation (OCO) Personnel funds. This is in line with the FY14 Budget Request and is a DECREASE of approximately \$3.5 million below FY13.

**All Dollars Listed in Thousands**

Air National Guard Account	FY13 Appropriation	FY14 Budget Request	Omnibus	Delta From Request
OCO Personnel	\$10,473	\$6,919	\$6,919	\$0

**Air National Guard FY14 OCO Funding — Operation and Maintenance (O&M)**

The Omnibus Appropriations bill contains \$22.2 million for ANG Overseas Contingency Operation (OCO) O&M funds. This is a DECREASE of \$12.5 million below the FY13 appropriation.

**All Dollars Listed in Thousands**

Air National Guard Account	FY13 Appropriation	FY14 Budget Request	Omnibus	Delta From Request
OCO O&M	\$34,500	\$22,200	\$22,200	\$0

**ANG FY14 National Guard and Reserve Equipment Account**

The Omnibus Appropriations bill provides \$315 million for ANG NGREA.

***National Guard End Strength***

The FY14 budget request includes a decrease of 4,300 in total end strength for the National Guard as compared to the FY13 authorized levels. The Senate Appropriations bill approves the request.

- Army National Guard    354, 200    (-4,000)
- Air National Guard       105,400    (-300)

## ***Military Construction Appropriations***

### **All Dollars Listed in Thousands**

<b>Army National Guard</b>	<b>FY14 Budget Request</b>	<b>Omnibus</b>	<b>Delta From Request</b>
Total	\$320,815	\$314,740	<b>-\$6,075</b>
Unspecified Minor Construction	\$12,240	\$12,240	\$0
Planning & Design	\$29,005	\$22,390	<b>-6,075</b>

### **All Dollars Listed in Thousands**

<b>Air National Guard</b>	<b>FY14 Budget Request</b>	<b>Omnibus</b>	<b>Delta From Request</b>
Total	\$119,800	\$119,800	\$0
Unspecified Minor Construction	13,000	\$13,000	\$0
Planning & Design	13,400	\$13,400	\$0

**All Dollars Listed in Thousands**

<b>State</b>	<b>ARNG MilCon Project Description</b>	<b>President's Budget Request</b>	<b>House Passed</b>	<b>SAC Approved</b>	<b>Final Bill</b>
AL	National Guard Readiness Center Add/Alt	\$4,000	\$4,000	\$4,000	\$4,000
AR	Scout RECCE Gunnery Complex	\$21,000	\$21,000	\$21,000	\$21,000
FL	Ready Building	\$5,700	\$5,700	\$5,700	\$5,700
IL	National Guard Readiness Center	\$14,000	\$14,000	\$14,000	\$14,000
IL	Aircraft Maintenance Hangar	\$28,000	\$28,000	\$28,000	\$28,000
MA	Enlisted Barracks, Transient Training Addition	\$19,000	\$19,000	\$19,000	\$19,000
MI	Enlisted Barracks, Transient Training	\$17,000	\$17,000	\$17,000	\$17,000
MN	Readiness Center	\$17,000	\$17,000	\$17,000	\$17,000
MS	National Guard Readiness Center	\$4,500	\$4,500	\$4,500	\$4,500
MS	Water Supply/ Treatment Building, Potable	\$3,000	\$3,000	\$3,000	\$3,000
MO	National Guard Vehicle Maintenance Shop	\$9,100	\$9,100	\$9,100	\$9,100
MO	Aircraft Maintenance Hangar	\$5,000	\$5,000	\$5,000	\$5,000
NY	National Guard Readiness Center Alteration	\$31,000	\$31,000	\$31,000	\$31,000
OH	Sanitary Sewer	\$5,200	\$5,200	\$5,200	\$5,200
PA	Aircraft Maintenance Instructional Building	\$40,000	\$40,000	\$40,000	\$40,000
PR	Maneuver Area Training & Equipment Site Addition	\$5,600	\$5,600	\$5,600	\$5,600
SC	National Guard Vehicle Maintenance Shop	\$13,000	\$13,000	\$13,000	\$13,000
SC	National Guard Vehicle Maintenance Shop	\$13,000	\$13,000	\$13,000	\$13,000
TX	Armed Forces Reserve Center	\$14,270	\$14,270	\$14,270	\$14,270
WA	National Guard Readiness Center	\$10,200	\$10,200	\$10,200	\$10,200
	Unspecified Minor Construction	\$12,240	\$4,000	\$4,000	\$4,000
	Planning and Design	\$29,005	\$21,000	\$21,000	\$21,000
	<b>Total FY14 Program Request</b>	<b>\$320,815</b>	<b>\$315,815</b>	<b>\$320,815</b>	<b>\$314,740</b>



State	ANG MilCon Project Description	President's Budget Request	House Passed	SAC Approved	Final Bill
AL	Add to and Alter Distributed Ground Station Facility	\$8,500	\$8,500	\$8,500	\$8,500
IN	Add to and Alter Building 37 For Distributed Common Ground Station (DCGS)	\$7,300	\$7,300	\$7,300	\$7,300
MD	175th Network Warfare Squadron Facility	\$4,000	\$0	\$4,000	\$4,000
MD	CYBER/ISR Facility	\$8,000	\$0	\$8,000	\$8,000
MT	Intra-Theater Airlift Conversion	\$22,000	\$22,000	\$22,000	\$22,000
NY	MQ-9 Flight Training Unit Hangar	\$4,700	\$4,700	\$4,700	\$4,700
OH	Alter Intelligence Operations Facility	\$7,200	\$7,200	\$7,200	\$7,200
PA	Communications Operations and Training Facility	\$7,700	\$7,700	\$7,700	\$7,700
RI	C-130J Flight Simulator Training Facility	\$6,000	\$6,000	\$6,000	\$6,000
TN	TEC Expansion-Dormitory and Classroom Training Facility	\$18,000	\$18,000	\$18,000	\$18,000
	Unspecified Minor Construction	\$13,000	\$13,000	\$13,000	\$13,000
	Planning and Design	\$13,400	\$13,400	\$13,400	\$13,400
	<b>Total FY14 Program Request</b>	<b>\$119,800</b>	<b>\$107,800</b>	<b>\$119,800</b>	<b>\$119,800</b>

## ***Joint Explanatory Statement***

### ***C-130 Avionics Modernization Program***

The agreement includes \$47,300,000 in Research, Development, Test and Evaluation, Air Force, to continue the C-130 avionics modernization program (AMP). The agreement supports the competitive procurement of AMP kits if the program proceeds to production. The agreement retains \$14,200,000 requested under Aircraft Procurement, Air Force for C-130 communication, navigation, and surveillance/ air traffic management requirements, subject to the conditions set forth in the National Defense Authorization Act for Fiscal Year 2014.

### ***Sexual Assault in the Military***

Sexual assault remains a pervasive problem in the military. While the military must do more to stop assaults from occurring in the first place, it must also ensure that when they do occur, assaults are investigated properly so cases may be effectively prosecuted and perpetrators held fully accountable. A 2013 Department of Defense Inspector General report evaluating the Military Criminal Investigative Organizations' sexual assault investigations found that while 89 percent of investigations completed in 2010 met or exceeded investigative standards, 11 percent of cases had significant deficiencies. The agreement directs the Secretary of Defense and the Service Secretaries to fully implement the recommendations of the Inspector General Report DODIG-2013-091, dated July 9, 2013. From the funds provided, the agreement directs the Service Secretaries to fully fund programs to train investigators on how to properly investigate sexual assault-related offenses as directed by the Inspector General report.

There are also concerns of reports in which mental health diagnoses were misused to administratively discharge or retaliate against victims of sexual assault. Victims of sexual assault should not be punished for reporting crimes committed against them. The Secretary of Defense is directed to review separation records of service members who made an unrestricted report of sexual assault and to correct records of service in those cases in which the victims were improperly discharged.

The agreement also retains a provision contained in the House and Senate bills to provide an additional \$25,000,000 for the Department of Defense and made available for transfer to the Army, Navy, Marine Corps and Air Force for the expansion of a Special Victims' Counsel program to every military Service, including the National Guard and reserve components, as authorized by section 1716 of the National Defense Authorization Act for Fiscal Year 2014.

## ***STEM Education and STARBASE***

The agreement finds that consolidation of Science, Technology, Engineering and Mathematics (STEM) education and significant changes to the STARBASE program are not advisable at this time. STARBASE provides a unique, low-cost leveraging of community and military resources that another federal agency will not be able to duplicate. The benefits of cooperative community and military relationships stimulate the long-term interest of youth in STEM careers. The recommendation therefore provides \$25,000,000 to continue the Department of Defense STARBASE program in Fiscal year 2014. The agreement encourages the Secretary of Defense to continue the STARBASE program through Fiscal Year 2015.

## ***Contractor Logistics Support for Depot Maintenance***

The Consolidated and Further Continuing Appropriations Act, 2013 consolidated all depot maintenance funding contained in the Air Force Reserve and Air National Guard budget requests in the respective Depot Maintenance sub-activity Groups (SAG) and directed the Secretary of the Air Force to display all depot maintenance funds requested in the Fiscal Year 2014 budget request in the Depot Maintenance SAG. While the Air National Guard Fiscal Year 2014 budget request displayed all depot maintenance funds requested in the Depot Maintenance SAG, it failed to capture costs and quantities for weapons systems that rely on Contractor Logistics Support (CLS) for Depot Maintenance. This severely limits both visibility of funding for this program and the ability to conduct oversight of a program which is critical to military readiness. While funding is not reduced due to unjustified cost increases for CLS, concerns remain that the Air National Guard is unable to properly justify requested increases in CLS funding for Depot Maintenance or to differentiate between flight line activities, for which funding should be requested in the Aircraft Operations and Mission Support SAGs in the budget request, and depot maintenance activities, for which funding should be requested in the Depot Maintenance SAG.

The Secretary of the Air Force is directed to continue to display all depot maintenance funds (and only depot maintenance funds) requested in Fiscal Year 2015 in the Depot Maintenance SAG. Funds which support flight line spares and/or repairs shall be displayed in the budget request in the appropriate SAG. The agreement further directs the Secretary to fully display costs and quantities for weapons systems that rely on CLS for Depot Maintenance in the budget request to provide full visibility of depot maintenance funding and enable effective management and oversight of this critical program.

## ***MQ-1/9 Remote Split Operations***

The agreement provides an additional \$40, 00,000 to procure equipment necessary for the transition of six Air National Guard squadrons to MQ-119 split operations by Fiscal Year 2020. The Secretary of the Air Force is directed to submit and execution plan for these and all other funds made available for this purpose not later than 90 days after the enactment of this Act, to include detailed plans for funding, training, manning, and equipping all six squadrons not later than Fiscal Year 2014 as previously indicated by the Air Force and to include any additional funding necessary to equip these squadrons in the Fiscal Year 2015 budget request.

## ***National Guard and Reserve Equipment***

The agreement provides \$1,000,000,000 for National Guard and Reserve Equipment. Of that amount, \$315,000,000 is for the Army National Guard, \$315,000 is for the Air National Guard, \$175,000,000 is for the Army Reserve, \$65,000,000 is for the Navy Reserve, \$60,000 is for the Marine Corps Reserve and \$70,000,000 is for the Air Force Reserve to meet urgent equipment needs that may arise in Fiscal Year 2014.

This funding will allow the Guard and reserve components to procure high priority equipment that may be used by these units for both their combat missions and their missions in support of State governors. The National Guard and Reserve Equipment account shall be executed by the Chiefs of the National Guard Bureau and reserve components with priority consideration given to the following items: 13K At Forklift; ARC 210 Radios for ANG F-16s; Air National Guard Missile Warning System; Arctic Sustainment Kits; Base Physical Security Systems; Blue Force Tracker Next Generation; CBRN Reconnaissance Equipment; Chemical and Biological Protective Shelters; Coastal Riverine Force Boats and Communications Upgrades; Counter Communications Systems; Digital Radar Warning ALR-69A Receivers for F-16s; F-15 AESA Radars; F; F-16/ F-15/A-10 Radar Warning Receivers and Defensive Systems Upgrades; General Engineering Equipment; Generation 4 Advanced Targeting Pods; HC-130 Hostile Fire Indication System; Helmet-Mounted Integrated Targeting System; High-Density Storage Cabinets; In-Flight Propeller Balancing System; Integrated Vehicle Health Management System for UH-72As; Internal and External Auxiliary Fuel Tanks for Rotary Wing Aircraft; Joint Threat Emitters; KC-135 and C-130 Real Time Information in Cockpit (RTIC) Data Link; Large Aircraft Infrared Countermeasures (LAIRCM); Light Utility Helicopters; Lightweight Multi-Band Satellite Terminal; Mobile Ad Hoc Network Emergency Communications Equipment; Modernized Medical Equipment sets for HMMWVs; Modular Small Arms Training Systems; Reactive Skin Decontamination Lotion; RED HORSE Squadron Vehicles; Remotely Piloted Aircraft Squadron Operations Centers and Targeting Unit Equipment; Simulation Training Systems; Small and Light Arms; Tactical Trucks; Targeting Pod Upgrades; UH-60 A-L Modernization; UH-60 Civilian Communications Package A&B Kites; Ultra-Light Tactical Vehicles; VSS Modernization for Geographically Separated Unites and Unified Capabilities; and Wireless Mobile Mesh Network Systems.