

fiscal year 2009 and submit them to the congressional defense committees for consideration.

Section 359—Sense of Congress Regarding Procurement and Use of Munitions

This section would express the sense of the committee that the Department of Defense should develop methods to account for the full life-cycle costs of munitions, including the cost of failure rates on the cost of disposal. This provision also suggests that the Department review live-fire training practices to reduce munitions-constituent contamination. Military readiness should remain the prime consideration in the procurement and use of munitions and ammunition.

The committee is aware of the high cost of cleaning up munitions constituent contamination on ranges and formerly used defense sites in the United States. A review and modification of procurement and use of military munitions with the intention of limiting future contamination may also reduce the cost of future munitions-constituent remediation.

Section 360—Limitation on Obligation of Funds for Air Combat Command Management Headquarters

This section would prohibit the Commander, Air Combat Command from obligating each quarter in fiscal year 2009 more than 80 percent of the average obligation of the preceding fiscal year's corresponding quarter until the Secretary of the Air Force complies with section 137 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181), and the Secretary of Defense certifies to the congressional defense committees that the Department will program funding in the Air Force Future Years Defense Plan for 76, commonly configured B-52 aircraft by the submission of the fiscal year 2010 President's budget request to Congress.

Section 361—Increase of Domestic Sourcing of Military Working Dogs Used by the Department of Defense

This section would require the Secretary of Defense, acting through the Executive Agent for Military Working Dogs, to identify the Department of Defense's requirements for military working dogs and take steps to ensure that this requirement is met. This section would require the Department to coordinate with federal, state, or local agencies as well as nonprofit organizations, universities, or private sector entities to increase the training capacity for military working dog teams. This section also would require the Secretary work toward the goal of procuring all military working dogs from domestic breeders while maintaining quality and best value for the U.S. Government.

TITLE IV—MILITARY PERSONNEL AUTHORIZATIONS

OVERVIEW

The committee commends the Secretary of Defense for proposing to permanently increase the authorized end strength for the active

Army to 547,000, and to 202,000 for the active Marine Corps by fiscal year 2012, and to accelerate efforts to increase the permanent end strength for the Army in fiscal year 2009 by 5,100. The committee also recognizes the Secretary for his efforts to include the cost of the permanent end strength increase within the base budget in fiscal year 2009. The committee is pleased that the Department of Defense finally recognizes the importance of increasing the end strength of the Army and the Marine Corps to meet current operational requirements placed on these services. The increase in end strength for the Army and the Marine Corps will help reduce the pressure on the current forces and will hopefully reduce the deployment lengths for the Army as well as reduce the number of deployments for service members.

The committee remains concerned that, despite the requirement in section 721 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110–181) that prohibited further military-to-civilian conversions within the military health care system, the President's budget request included further conversions and failed to provide funds to support the restoration of military positions that are required by law. Congress took this vital action because of the concerns that such conversions are having an adverse impact on access and quality of care being provided to service members and their families. The committee continues to hear directly from military families who face difficulties accessing care at military treatment facilities. The committee expects the services to meet both the intent and spirit of the law, and restore the military medical positions that are proposed for conversion in fiscal year 2009, restore positions that were converted in earlier years that have not been filled as of October 1, 2008, and plan and budget accordingly to restore military positions that were proposed for conversion beginning in October 1, 2007, through September 30, 2012, as required by law. In order to ensure that the intent of the law is met, the committee extends the current prohibition of conversion within title VII of this Act.

LEGISLATIVE PROVISIONS

SUBTITLE A—ACTIVE FORCES

Section 401—End Strengths for Active Forces

This section would authorize the following end strengths for active duty personnel of the armed forces as of September 30, 2009:

Service	FY 2008	FY 2009		Change from	
	Authorized	Request	Committee Recommendation	FY 2009 Request	FY 2008 Authorized
Army	525,400	532,400	532,400	0	7,000
Navy	329,098	325,300	326,323	1,023	–2,775
USMC	189,000	194,000	194,000	0	5,000
Air Force	329,563	316,600	317,050	450	–12,513
DOD Total	1,373,061	1,368,300	1,369,773	1,473	–3,288

The committee recognizes that the delayed passage of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110–181) had an effect on restoring the military-to-civilian posi-

tions within the military medical community. However, the law prohibits conversions within the military medical community, and the committee expects the Department of Defense to comply fully with the law in its fiscal year 2010 budget submission. In order to ensure that the Department meets the requirements in fiscal year 2009, the committee increases the active duty end strength for the Navy by 1,023 and the Air Force by 450. The budget request already provides an increase of 7,000 for the Army from which the committee expects the Army to restore military medical positions in response to the prohibition.

Section 402—Revision in Permanent Active Duty End Strength Minimum Levels

This section would establish new minimum active duty end strengths for the Army, Navy, Marine Corps, and Air Force as of September 30, 2009. The committee recommends 532,400 as the minimum active duty end strength for the Army, 326,323 as the minimum active duty end strength for the Navy, 194,000 as the minimum active duty end strength for the Marine Corps, and 317,050 as the minimum active duty end strength for the Air Force.

SUBTITLE B—RESERVE FORCES

Section 411—End Strengths for Selected Reserve

This section would authorize the following end strengths for Selected Reserve personnel, including the end strength for reserves on active duty in support of the reserves, as of September 30, 2009:

Service	FY 2008	FY 2009		Change from	
	Authorized	Request	Committee Recommendation	FY 2009 Request	FY 2008 Authorized
Army National Guard	351,300	352,600	352,600	0	1,300
Army Reserve	205,000	205,000	205,000	0	0
Navy Reserve	67,800	66,700	66,700	0	-1,100
Marine Corps Reserve	39,600	39,600	39,600	0	0
Air National Guard	106,700	106,700	106,700	0	0
Air Force Reserve	67,500	67,400	67,400	0	-100
DOD Total	837,900	838,000	838,000	0	100
Coast Guard Reserve	10,000	10,000	10,000	0	0

Section 412—End Strengths for Reserves on Active Duty in Support of the Reserve Components

This section would authorize the following end strengths for reserves on active duty in support of the reserves as of September 30, 2009:

Service	FY 2008	FY 2009		Change from	
	Authorized	Request	Committee Recommendation	FY 2009 Request	FY 2008 Authorized
Army National Guard	29,204	29,950	32,060	2,110	2,856
Army Reserve	15,870	16,170	17,070	900	1,200
Naval Reserve	11,579	11,099	11,099	0	-480

Service	FY 2008	FY 2009		Change from	
	Authorized	Request	Committee Recommendation	FY 2009 Request	FY 2008 Authorized
Marine Corps Reserve	2,261	2,261	2,261	0	0
Air National Guard	13,936	14,337	14,337	0	401
Air Force Reserve	2,721	2,733	2,733	0	12
DOD Total	75,571	76,550	77,200	650	979

The committee recognizes the increasing requirements on Army National Guard and Army Reserve for full-time support personnel given the transformation of those components from a strategic reserve to an operational reserve. The committee, therefore, recommends an increase above the budget request for reserves on active duty of 2,110 for the Army National Guard and 900 for the Army Reserves to support the reserves.

Section 413—End Strengths for Military Technicians (Dual Status)

This section would authorize the following end strengths for military technicians (dual status) as of September 30, 2009:

Service	FY 2008	FY 2009		Change from	
	Authorized	Request	Committee Recommendation	FY 2009 Request	FY 2008 Authorized
Army National Guard	26,502	27,210	27,210	0	708
Army Reserve	8,249	8,395	8,395	0	146
Air National Guard	22,553	22,452	22,452	0	-101
Air Force Reserve	9,909	10,003	10,003	0	94
DOD Total	67,213	68,060	68,060	0	847

Section 414—Fiscal Year 2009 Limitation on Number of Non-Dual Status Technicians

This section would establish the maximum end strengths for the reserve components of the Army and Air Force for non-dual status technicians as of September 30, 2009:

Service	FY 2008	FY 2009		Change from	
	Authorized	Request	Committee Recommendation	FY 2009 Request	FY 2008 Authorized
Army National Guard	1,600	1,600	1,600	0	0
Army Reserve	595	595	595	0	0
Air National Guard	350	350	350	0	0
Air Force Reserve	90	90	90	0	0
DOD Total	2,635	2,635	2,635	0	0

Section 415—Maximum Number of Reserve Personnel Authorized to be on Active Duty for Operational Support

This section would authorize, as required by section 115(b) of title 10, United States Code, the maximum number of reserve component personnel who may be on active duty or full-time national guard duty during fiscal year 2009 to provide operational support. The personnel authorized here do not count against the end strengths authorized by sections 401 or 412.

Service	FY 2008	FY 2009		Change from	
	Authorized	Request	Committee Recommendation	FY 2009 Request	FY 2008 Authorized
Army National Guard	17,000	17,000	17,000	0	0
Army Reserve	13,000	13,000	13,000	0	0
Naval Reserve	6,200	6,200	6,200	0	0
Marine Corps Reserve	3,000	3,000	3,000	0	0
Air National Guard	16,000	16,000	16,000	0	0
Air Force Reserve	14,000	14,000	14,000	0	0
DOD Total	69,200	69,200	69,200	0	0

Section 416—Additional Waiver Authority of Limitation on Number of Reserve Component Members Authorized to be on Active Duty

This section would amend section 123a of title 10, United States Code, to authorize the President to waive the limitations on the number of reserve component personnel who can be on active duty for operational support under section 115 of title 10, United States Code. This waiver authority would allow a surge of reserve component members to be on active duty voluntarily to respond to a major disaster or emergency. A Presidential waiver granted under this provision would extend until 90 days after such major disaster or emergency is determined to be terminated.

SUBTITLE C—AUTHORIZATIONS OF APPROPRIATIONS

Section 421—Military Personnel

This section would authorize \$124.7 billion to be appropriated for military personnel. This authorization of appropriations reflects both reductions and increases to the budget request for military personnel that are itemized below:

Title IV -- Military Personnel
(Dollars in Thousands)

<u>Program Title</u>	<u>2009 Amount</u>	<u>House Change</u>	<u>House Authorized</u>
MILITARY PERSONNEL	125,246,933	-587,165	124,659,768
Restore Military to Civilian Conversions for Navy Medicine (sec. 401)		[26,750]	
Restore Military to Civilian Conversions for Air Force Medicine (sec. 401)		[38,800]	
Restore Military to Civilian Conversions Undistributed		[35,535]	
Increase Full Time Support Authorization for Army National Guard (sec. 412)		[95,000]	
Increase Full Time Support Authorization for Army Reserve (sec. 412)		[36,000]	
Senior Leadership Diversity Commission (sec. 595)		[250]	
Military Pay Raise Increase (sec. 601)		[288,000]	
Prohibition on Charging for Meals at MTFs (sec. 602)		[1,000]	
BAH Parity E8 and E9 (sec. 603)		[11,000]	
Increase in Maximum Temporary Lodging Expenses (sec. 604)		[37,000]	
Partial Family Separation Allowance for Dual Military Couples (sec. 605)		[1,000]	
Save Pay (sec. 606)		[1,000]	
Nurse Candidate Accession Bonus and Monthly Stipend (sec. 616)		[2,000]	
Critical Skills Bonus for Psychology and other mental health (sec.620)		[13,000]	
Weight Allowance Increase Mid-grade and Senior NCOs (sec. 631)		[29,000]	
200 Pounds Professional Wight Allowance for Spouses (sec. 632)		[13,000]	
Guaranteed Bonuses for Wounded Service Members (sec. 662)		[1,000]	
Unobligated Balances		[-1,076,000]	
Unobligated Balances, Military Personnel, Army National Guard		[-88,000]	
Unobligated Balances, Military Personnel, Army Reserve		[-42,500]	

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