

114TH CONGRESS
2^D SESSION

S. 3336

AN ACT

To provide installation reutilization authority for arsenals,
depots, and plants.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. INSTALLATION REUTILIZATION AUTHORITY**
2 **FOR ARSENALS, DEPOTS, AND PLANTS.**

3 (a) **MODIFIED AUTHORITY.**—In the case of a military
4 manufacturing arsenal, depot, or plant, the Secretary of
5 the Army may authorize leases and contracts under sec-
6 tion 2667 of title 10, United States Code, for a term of
7 up to 25 years, notwithstanding subsection (b)(1) of such
8 section, if the Secretary determines that a lease or con-
9 tract of that duration will promote the national defense
10 or be in the public interest for the purpose of—

11 (1) helping to maintain the viability of the mili-
12 tary manufacturing arsenal, depot, or plant and any
13 military installations on which it is located;

14 (2) eliminating, or at least reducing, the cost of
15 Government ownership of the military manufac-
16 turing arsenal, depot, or plant, including the costs of
17 operations and maintenance, the costs of environ-
18 mental remediation, and other costs; and

19 (3) leveraging private investment at the military
20 manufacturing arsenal, depot, or plant through long-
21 term facility use contracts, property management
22 contracts, leases, or other agreements that support
23 and advance the preceding purposes.

24 (b) **DELEGATION AND REVIEW PROCESS.**—

25 (1) **IN GENERAL.**—The Secretary of the Army
26 may delegate the authority provided by this section

1 to the commander of the major subordinate com-
2 mand of the Army that has responsibility for the
3 military manufacturing arsenal, depot, or plant or, if
4 part of a larger military installation, the installation
5 as a whole. The commander may approve a lease or
6 contract under such authority on a case-by-case
7 basis or a class basis.

8 (2) REVIEW PERIOD.—Any lease or contract
9 that is approved utilizing the delegation authority
10 under paragraph (1) is subject to a 90-day hold pe-
11 riod so that the Army real property manager may
12 review the lease or contract pursuant to paragraph
13 (3).

14 (3) DISPOSITION OF REVIEW.—If the Army real
15 property manager disapproves of a contract or lease
16 submitted for review under paragraph (2), the agree-
17 ment shall be null and void upon transmittal by the
18 real property manager to the delegating authority of
19 a written disapproval, including a justification for
20 such disapproval, within the 90-day hold period. If
21 no such disapproval is transmitted within the 90-day
22 hold period, the agreement shall be deemed ap-
23 proved.

24 (4) APPROVAL OF REVISED AGREEMENT.—If,
25 not later than 60 days after receiving a disapproval

1 under paragraph (3), the delegating authority sub-
2 mits to the Army real property manager a new con-
3 tract or lease that addresses the Army real property
4 manager’s concerns outlined in such disapproval, the
5 new contract or lease shall be deemed approved un-
6 less the Army real property manager transmits to
7 the delegating authority a disapproval of the new
8 contract or lease within 30 days of such submission.

9 (c) MILITARY MANUFACTURING ARSENAL, DEPOT,
10 OR PLANT DEFINED.—In this section, the term “military
11 manufacturing arsenal, depot, or plant” means a Govern-
12 ment-owned, Government-operated defense plant of the
13 Army that manufactures weapons, weapon components, or
14 both.

15 (d) SUNSET.—The authority under this section shall
16 terminate at the close of September 30, 2019.

Passed the Senate December 10 (legislative day, De-
cember 9), 2016.

Attest:

Secretary.

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