SEC. ___. AFGHANISTAN SECURITY FORCES FUND.

(a) CONTINUATION OF PRIOR AUTHORITIES AND NOTICE AND REPORTING REQUIREMENTS.—Funds available to the Department of Defense for the Afghanistan Security Forces Fund for fiscal year 2021 shall be subject to the conditions contained in

(1) subsections (b) through (g) of such section 1513 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181; 122 Stat. 428); and

(2) section 1521(d)(1) of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114-328; 130 Stat. 2577).

(b) USE OF FUNDS.—Subsection (b)(1) of such section 1513 is amended by striking "security forces of the Ministry of Defense and the Ministry of the Interior of the Government of the Islamic Republic of Afghanistan" and inserting "security forces of Afghanistan".

(c) EQUIPMENT DISPOSITION.—

(1) ACCEPTANCE OF CERTAIN EQUIPMENT.—Subject to paragraph (2), the Secretary of Defense may accept equipment that is procured using amounts authorized to be appropriated for the Afghanistan Security Forces Fund by this Act and is intended for transfer to the security forces of Afghanistan, but is not accepted by such security forces.

(2) CONDITIONS ON ACCEPTANCE OF EQUIPMENT.—Before accepting any equipment under the authority provided by paragraph (1), the Commander of United States forces in Afghanistan shall make a determination that such equipment was procured for the purpose of meeting requirements of the security forces of Afghanistan, as agreed to by both the Government of Afghanistan and the United States, but is no longer required by such security forces or was damaged before transfer to such security forces.

(3) ELEMENTS OF DETERMINATION.—In making a determination under paragraph (2) regarding equipment, the Commander of United States forces in Afghanistan shall consider alternatives to Secretary of Defense acceptance of the equipment. An explanation of each determination, including the basis for the determination and the alternatives considered, shall be included in the relevant quarterly report required under paragraph (5).

(4) TREATMENT AS DEPARTMENT OF DEFENSE STOCKS.—Equipment accepted under the authority provided by paragraph (1) may be treated as stocks of the Department of Defense upon notification to the congressional defense committees of such treatment.

(5) QUARTERLY REPORTS ON EQUIPMENT DISPOSITION.—Not later than 90 days after the date of the enactment of this Act and every 90-day period thereafter during which the authority provided by paragraph (1) is exercised, the Secretary of Defense shall submit to the congressional defense committees a report describing the equipment accepted during the period covered by such report under section 1531(d) of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113-66; 127 Stat. 938; 10 U.S.C. 2302 note), and under section 1532(b) of the Carl Levin and Howard P. "Buck" McKeon National Defense Authorization Act for Fiscal Year 2015 (Public Law 113-291; 128 Stat. 3612) during the period covered by the report. Each report shall include a list of all equipment that was accepted during the period covered by the report and treated as stocks of the Department, and copies of the determinations made under paragraph (2), as required by paragraph (3).

[Please note: The "Changes to Existing Law" section below sets out in red-line format how the legislative text would amend existing law.]

Section-by-Section Analysis

This proposal would authorize $4,015,612,000 for the Afghanistan Security Forces Fund (ASFF) for fiscal year (FY) 2021 and continue certain established provisions applicable to the ASFF. This proposal would also expand the group of eligible recipients of ASFF funds to include all of the security forces of Afghanistan.

ASFF funding is necessary to attain U.S. national security objectives in Afghanistan and to provide the United States' contribution to an international effort to meet the funding requirements of the Afghan forces. At the NATO Summit in Brussels in July 2018, participating donor nations agreed to extend assistance for financial sustainment of the Afghan forces - about $1 billion per year - through 2024, and the Afghan government continues to increase the amount of funding it provides consistent with its commitment at the 2012 NATO Summit in Chicago. The ASFF appropriation and the expanded eligibility group supports the United States strategy in Afghanistan to work with Allies and partners to enable well-trained, well-equipped, and sustainable Afghan security forces to provide security in Afghanistan. It also enables all Afghan security forces to continue efforts to defeat the remnants of al Qaeda, the Islamic State, and other terrorist organizations in order to ensure that Afghanistan does not again become a safe haven for terrorist groups to plan and execute attacks against United States interests. Effective Afghan forces minimize the need to reintroduce U.S. and coalition forces to conduct counterinsurgency operations. We will continue to execute ASFF through Financial and Activity Plans with statutory oversight by the Afghanistan Resources Oversight Council to ensure the Department of Defense and Congress maintain control and oversight over these funds.

This funding supports operations by and sustainment of Afghan National Defense and Security Forces at an authorized level of 352,000, plus 30,000 Afghan Local Police, to enhance the security and stability of Afghanistan by protecting the population, fostering the rule of law, preventing the establishment of terrorist safe havens, and developing a reliable long-term counterterrorism partnership with the United States.

Budget Implications: The resources reflected in the table below are funded within the FY 2021 President's Overseas Contingency Operations (OCO) Budget request.

RESOURCE IMPACT ($MILLIONS)									
Program	**FY 2021**	**FY 2022**	**FY 2023**	**FY 2024**	**FY 2025**	**Appropriation**	**Budget Activity**	**BLI/SAG**	**Program Element (for all RDT&E programs)**
ASFF	$1,235.1					Afghanistan Security Forces Fund	BA6	Multiple	
ASFF	$602.2					Afghanistan Security Forces Fund	BA7	Multiple	
ASFF	$835.9					Afghanistan Security Forces Fund	BA8	Multiple	
ASFF	$1,342.5					Afghanistan Security Forces Fund	BA9	Multiple	
Total	$4,015								

Changes to Existing Law: This proposal would amend section 1513(b) of the National Defense Authorization Act for Fiscal Year 2008 as follows:

SEC. 1513. AFGHANISTAN SECURITY FORCES FUND.

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(b) USE OF FUNDS.—

(1) IN GENERAL.—Funds authorized to be appropriated by subsection (a) shall be available to the Secretary of Defense to provide assistance to the security forces of Afghanistan ~~security forces of the Ministry of Defense and the Ministry of the Interior of the Government of the Islamic Republic of Afghanistan~~.

(2) TYPES OF ASSISTANCE AUTHORIZED.—Assistance provided under this section may include the provision of equipment, supplies, services, training, facility and infrastructure repair, renovation, construction, and funds.

(3) SECRETARY OF STATE CONCURRENCE.—Assistance may be provided under this section only with the concurrence of the Secretary of State.

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