SEC. ___. REVISION TO EXISTING AUTHORITIES TO FACILITATE UNITED STATES ASSISTANCE TO FORCES OF IRAQ TO COUNTER THE ISLAMIC STATE IN IRAQ AND THE LEVANT.

(a) COALITION SUPPORT FUND.—Section 1233 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181; 122 Stat. 393), as most recently amended by section 1213 of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113-66; 127 Stat. 905), is amended—

(1) in subsection (a)(1), by inserting "and Iraq" after "operations in Operation Enduring Freedom"; and

(2) in subsection (b), by inserting "Iraq or in" before "Operation Enduring Freedom in Afghanistan".

(b) LOGISTICAL SUPPORT FOR COALITION FORCES SUPPORTING CERTAIN UNITED STATES MILITARY OPERATIONS.—Section 1234(a) of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181; 122 Stat. 394), as most recently amended by section 1217 of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113-66; 127 Stat. 909), is amended by inserting "and Iraq" after "in Afghanistan".

Section-by-Section Analysis

This proposal would revise certain existing authorities relating to United States operations in Afghanistan to facilitate United States assistance to forces of Iraq to counter the Islamic State in Iraq and the Levant. The proposal would amend sections 1233 and 1234 of the National Defense Authorization Act for Fiscal Year 2008 (NDAA for FY 2008) (Public Law 110-181).

Section 1233 of the NDAA for FY 2008 provides authority for reimbursement through the Coalition Support Fund (CSF) of certain coalition nations for support provided to United States military operations in Operation Enduring Freedom in

Afghanistan. Subsection (a) of this proposal would extend that authority so as to also apply to United States military operations in Iraq.

Section 1234 of the NDAA for FY 2008 provides authority for the Department of Defense to provide logistical support for coalition forces supporting certain United States military operations in Afghanistan. Subsection (b) of this proposal would extend that authority so as to also apply to United States military operations in Iraq.

Changes to Existing Law: This proposal would amend section 1233 and 1234 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181) as follows:

SEC. 1233. REIMBURSEMENT OF CERTAIN COALITION NATIONS FOR SUPPORT PROVIDED TO UNITED STATES MILITARY OPERATIONS.

(a) AUTHORITY.—From funds made available for the Department of Defense for fiscal year 2014 for overseas contingency operations for operation and maintenance, Defense-wide activities, the Secretary of Defense may reimburse any key cooperating nation for the following:

(1) Logistical and military support provided by that nation to or in connection with United States military operations in Operation Enduring Freedom <u>and Iraq</u>.

(2) Logistical, military, and other support, including access, provided by that nation to or in connection with United States military operations.

(b) OTHER SUPPORT.—Using funds described in subsection (a)(2), the Secretary of Defense may also assist any key cooperating nation supporting United States military operations in <u>Iraq or in</u> Operation Enduring Freedom in Afghanistan through the following:

(1) The provision of specialized training to personnel of that nation in connection with such operations, including training of such personnel before deployment in connection with such operations.

(2) The procurement and provision of supplies to that nation in connection with such operations.

(3) The procurement of specialized equipment and the loaning of such specialized equipment to that nation on a nonreimbursable basis in connection with such operations.

(c) AMOUNTS OF REIMBURSEMENT.—

(1) IN GENERAL.—Reimbursement authorized by subsection (a) may be made in such amounts as the Secretary of Defense, with the concurrence of the Secretary of State and in consultation with the Director of the Office of Management and Budget, may determine, based on documentation determined by the Secretary of Defense to adequately account for the support provided.

(2) SUPPORT.—Support authorized by subsection (b) may be provided in such amounts as the Secretary of Defense, with the concurrence of the Secretary of State and in consultation with the Director of the Office of Management and Budget, considers appropriate.

(d) LIMITATIONS.—

(1) LIMITATION ON AMOUNT.—The total amount of reimbursements made under the authority in subsection (a) during fiscal year 2008 may not exceed $1,200,000,000. The aggregate amount of reimbursements made under subsection (a) and support provided under subsection (b) during fiscal year 2014 may not exceed $1,500,000,000. Of the aggregate amount specified in the preceding sentence, the total amount of reimbursements made under subsection (a) and support provided under subsection (b) to Pakistan during fiscal year 2015 may not exceed $900,000,000.

(2) PROHIBITION ON CONTRACTUAL OBLIGATIONS TO MAKE PAYMENTS.—The Secretary of Defense may not enter into any contractual obligation to make a reimbursement under the authority in subsection (a).

(3) PROHIBITION ON REIMBURSEMENT OF PAKISTAN FOR SUPPORT DURING PERIODS CLOSED TO TRANSSHIPMENT.—Effective as of the date of the enactment of the National Defense Authorization Act for Fiscal Year 2013, funds (including funds from a prior fiscal year that remain available for obligation) may not be used for reimbursements under the authority in subsection (a) for Pakistan for claims of support provided during any period when the ground lines of supply through Pakistan to Afghanistan were closed to the transshipment of equipment and supplies in support of United States military operations in Afghanistan.

(e) NOTICE TO CONGRESS.—

(1) IN GENERAL.—Except as provided in paragraph (2), the Secretary of Defense shall notify the appropriate congressional committees not later than 15 days before making any reimbursement under the authority in subsection (a) or providing any support under the authority in subsection (b). In the case of any reimbursement to Pakistan under the authority of this section, such notice shall be made in accordance with the notice requirements under section 1232(b).

(2) EXCEPTION.—The requirement to provide notice under paragraph (1) shall not apply with respect to a reimbursement for access based on an international agreement.

(f) QUARTERLY REPORTS.—The Secretary of Defense shall submit to the appropriate congressional committees on a quarterly basis a report on any reimbursements made under the authority in subsection (a), and any support provided under the authority in subsection (b), during such quarter.

(g) DEFINITION.—In this section, the term “appropriate congressional committees” means—

(1) the Committee on Armed Services, the Committee on Foreign Affairs, and the Committee on Appropriations of the House of Representatives; and

(2) the Committee on Armed Services, the Committee on Foreign Relations, and the Committee on Appropriations of the Senate.

SEC. 1234. LOGISTICAL SUPPORT FOR COALITION FORCES SUPPORTING OPERATIONS IN AFGHANISTAN.

(a) AVAILABILITY OF FUNDS FOR LOGISTICAL SUPPORT.—Subject to the provisions of this section, amounts available to the Department of Defense for fiscal year 2014 for operation and maintenance may be used to provide supplies, services, transportation (including airlift and sealift), and other logistical support to coalition forces supporting United States military and stabilization operations in Afghanistan and Iraq.

(b) REQUIRED DETERMINATION.—The Secretary may provide logistical support under the authority in subsection (a) only if the Secretary determines that the coalition forces to be provided the logistical support—

(1) are essential to the success of a United States military or stabilization operation; and

(2) would not be able to participate in such operation without the provision of the logistical support.

(c) COORDINATION WITH EXPORT CONTROL LAWS.—Logistical support may be provided under the authority in subsection (a) only in accordance with applicable provisions of the Arms Export Control Act and other export control laws of the United States.

(d) LIMITATION ON VALUE.—The total amount of logistical support provided under the authority in subsection (a) during the period beginning on October 1, 2013, and ending on December 31, 2014, may not exceed $450,000,000.

(e) QUARTERLY REPORTS.—

(1) REPORTS REQUIRED.—Not later than 15 days after the end of each fiscal-year quarter through December 31, 2014, the Secretary shall submit to the congressional defense committees a report on the provision of logistical support under the authority in subsection (a) during such fiscal-year quarter.

(2) ELEMENTS.—Each report under paragraph (1) shall include, for the fiscal-year quarter covered by such report, the following:

(A) Each nation provided logistical support under the authority in subsection (a).

(B) For each such nation, a description of the type and value of logistical support so provided.