SEC. 1220. PERMANENT AUTHORITY TO TRANSPORT ALLIED PERSONNEL DURING CONTINGENCIES OR DISASTER RESPONSES.

Section 2649(c) of title 10, United States Code, is amended by striking "Until January 6, 2016, when" and inserting "When".

Section-by-Section Analysis

This proposal would amend section 2649(c) of title 10, United States Code, to make permanent the current temporary authority of the Secretary of Defense to provide transportation to allied military personnel and civilians in contingencies or disaster responses on a noninterference basis, without charge, which expires on January 6, 2016. Making this authority permanent would allow the Secretary of Defense the flexibility to provide allied personnel transportation in situations in which a particular country may be supporting a contingency operation or a disaster response, but is unable to afford the cost of transportation, or circumstances preclude the collection of data needed to effect billing and reimbursement. This authority is limited to providing transportation on a noninterference basis, when space is available on Department of Defense aircraft or vessels already scheduled to perform missions.

Budgetary Implications: If enacted, this proposal would not increase the budgetary requirements of the Department of Defense.

RESOURCE SAVINGS ($THOUSANDS)								
	FY 2016	**FY 2017**	**FY 2018**	**FY 2019**	**FY 2020**	**Appropriation To**	**Budget Activity**	**Dash-1 Line Item**
Army	+0	+0	+0	+0	+0	Operation & Maintenance, Army		
Navy	+0	+0	+0	+0	+0	Operation & Maintenance, Navy		
Marine Corps	+0	+0	+0	+0	+0	Operation & Maintenance, Marine Corps		
Coast Guard	+0	+0	+0	+0	+0	Operation & Maintenance, Coast Guard		
Air Force	+0	+0	+0	+0	+0	Operation & Maintenance, Air Force		

DOD	+0	+0	+0	+0	+0	Transportation Working Capital Fund 97X4930	02	FD50
Total	+0	+0	+0	+0	+0			

NUMBER OF PERSONNEL AFFECTED							
	FY 2016	**FY 2017**	**FY 2018**	**FY 2019**	**FY 2020**	**Appropriation To**	**Personnel Type (Officer, Enlisted, or Civilian)**
Army	0	0	0	0	0	N/A	N/A
Navy	0	0	0	0	0	N/A	N/A
*Marine Corps	0	0	0	0	0	N/A	N/A
Air Force	0	0	0	0	0	N/A	N/A
Total	0	0	0	0	0		

Cost Methodology: The cost of transporting allied personnel on already scheduled missions on a noninterference basis, on aircraft and vessels with excess capacity, is typically nil or very negligible.

Changes to Existing Law: This proposal would make the following change to section 2649 of title 10, United States Code:

§ 2649. Civilian passengers and commercial cargoes: transportation on Department of Defense vessels, vehicles, and aircraft

(a) AUTHORITY.—Whenever space is unavailable on commercial lines and is available on vessels, vehicles, or aircraft operated by the Department of Defense, civilian passengers and commercial cargo may, in the discretion of the Secretary of Defense, be transported on those vessels, vehicles, or aircraft. Rates for transportation under this section may not be less than those charged by commercial lines for the same kinds of service, except that in the case of transportation provided in response to an emergency, a disaster, or a request for humanitarian assistance, any amount charged for such transportation may not exceed the cost of providing the transportation.

(b) CREDITING OF RECEIPTS.—Any amounts received under this section with respect to transportation provided in response to an emergency, a disaster, or a request for humanitarian assistance may be credited to the appropriation, fund, or

account used in incurring the obligation for which such amount is received. In all other cases, amounts received under this section shall be covered into the Treasury as miscellaneous receipts.

(c) TRANSPORTATION OF ALLIED PERSONNEL DURING CONTINGENCIES OR DISASTER RESPONSES.—~~**Until January 6, 2016, when**~~ **When** space is available on vessels, vehicles, or aircraft operated by the Department of Defense and the Secretary of Defense determines operations in the area of a contingency operation or disaster response would be facilitated if allied forces or civilians were to be transported using such vessels, vehicles, or aircraft, the Secretary may provide such transportation on a noninterference basis, without charge.