

AMENDMENT TO
RULES COMMITTEE PRINT 119-33
OFFERED BY MR. BEYER OF VIRGINIA

At the end of subtitle E of title III, add the following new section:

1 **SEC. 3__ . ADMINISTRATIVE REQUIREMENTS FOR MILI-**
2 **TARY AVIATION AND INSTALLATION ASSUR-**
3 **ANCE CLEARINGHOUSE.**

4 (a) IN GENERAL.—Section 183a of title 10, United
5 States Code, is amended—

6 (1) by redesignating subsection (h) as sub-
7 section (i); and

8 (2) by inserting after subsection (g) the fol-
9 lowing:

10 “(h) TIMELINES.—(1) For any project for which the
11 Secretary of Defense determines, based on the preliminary
12 review conducted under subsection (c), that the proposed
13 action may have an adverse impact on operations and
14 readiness of the armed forces, the Secretary shall complete
15 the review under subsection (d), conduct any mitigation
16 discussions the Secretary determines appropriate, and
17 issue a final determination consistent with subsections (c)
18 and (e), including whether the proposed project would re-

1 sult in an unacceptable risk to the national security of the
2 United States, not later than 180 days after the date on
3 which the Clearinghouse receives the relevant notice, fil-
4 ing, or request for review, unless the applicant agrees in
5 writing to an extension.

6 “(2) For any project for which the Secretary of De-
7 fense determines, based on the preliminary review con-
8 ducted under subsection (c), that the proposed action does
9 not have an adverse impact on operations and readiness
10 of the armed forces, the Secretary shall issue a final deter-
11 mination consistent with subsections (c) and (e), including
12 whether the proposed project would result in an unaccept-
13 able risk to the national security of the United States, not
14 later than five days after completion of the preliminary
15 review.

16 “(3) The Secretary may not extend, restart, or other-
17 wise delay a deadline established under this subsection
18 based on requests for additional information, recharacter-
19 ization of previously identified issues, ongoing mitigation
20 discussions, or the absence of an executed mitigation
21 agreement.

22 “(4) For purposes of this subsection, a notice, filing,
23 or request for review shall be deemed received by the
24 Clearinghouse on the earlier of—

1 “(A) the date on which the Clearinghouse actu-
2 ally receives such notice, filing, or request; or

3 “(B) the date that is 60 days after the appli-
4 cant provides notice to the Clearinghouse that it has
5 submitted to a Federal agency information sufficient
6 to initiate review under this section.

7 “(5) Failure to meet any deadline under this sub-
8 section shall constitute an unreasonable delay.

9 “(6) Nothing in this subsection shall be construed to
10 modify or alter the substantive standards or national secu-
11 rity authorities applicable under this section, but only to
12 establish procedural requirements governing the timing
13 and completion of review by the Department of Defense.”.

14 (b) APPLICABILITY.—With respect to a project de-
15 scribed in subsection (h)(1) of section 183a of title 10,
16 United States Code, for which the relevant notice, filing,
17 or request for review was submitted before the date of the
18 enactment of this Act, the Secretary shall comply with the
19 requirements under such subsection by not later than the
20 later of—

21 (1) 180 days after the date on which the Mili-
22 tary Aviation and Installation Assurance Siting
23 Clearinghouse received and recorded the relevant no-
24 tice, filing, or request for review; or

1 (2) 90 days after the date of the enactment of
2 this Act.

