

AMENDMENT TO
RULES COMMITTEE PRINT 118-36
OFFERED BY MR. NEGUSE OF COLORADO

On page 726, after line 6, insert the following:

1 **SEC. 17___. REVISION OF REQUIREMENT FOR TRANSFER**
2 **OF CERTAIN AIRCRAFT TO STATE OF COLO-**
3 **RADO FOR WILDFIRE SUPPRESSION PUR-**
4 **POSES.**

5 (a) TRANSFER OF EXCESS HC-130H AIRCRAFT.—

6 (1) TRANSFER TO STATE OF COLORADO.—The
7 Secretary of Homeland Security shall transfer to the
8 State of Colorado without reimbursement—

9 (A) two HC-130H aircraft specified in
10 paragraph (2); and

11 (B) initial spares and necessary ground
12 support equipment for such aircraft.

13 (2) AIRCRAFT SPECIFIED.—The aircraft speci-
14 fied in this paragraph are two HC-130H aircraft
15 that are identified by the Secretary of Homeland Se-
16 curity, in consultation with the Secretary of Defense,
17 to be excess aircraft.

1 (3) TIMING; AIRCRAFT MODIFICATIONS.—Sub-
2 ject to paragraph (4), the transfers under paragraph
3 (1)—

4 (A) shall be made as soon as practicable
5 after the date of enactment of this Act; and

6 (B) may be carried out without further
7 modifications to the aircraft by the United
8 States.

9 (4) DEMILITARIZATION.—The Secretary of
10 Homeland Security shall ensure that before an air-
11 craft specified under paragraph (2) is transferred
12 under paragraph (1), such aircraft is demilitarized,
13 as determined necessary by the Secretary.

14 (b) CONDITIONS OF TRANSFER.—Aircraft trans-
15 ferred to the State of Colorado under this section—

16 (1) may be used only for wildfire suppression
17 purposes, including search and rescue or emergency
18 operations pertaining to wildfires;

19 (2) may not be flown outside of, or otherwise
20 removed from, the United States unless dispatched
21 by the National Interagency Fire Center in support
22 of an international agreement to assist in wildfire
23 suppression efforts or for other disaster-related re-
24 sponse purposes approved by the Governor of Colo-
25 rado in writing in advance; and

1 (3) may only be disposed of by the State of Col-
2 orado pursuant to the statutes and regulations gov-
3 erning the disposal of aircraft provided to the State
4 of Colorado pursuant to the Department of Defense
5 excess personal property program under section
6 2576a of title 10, United States Code.

7 (c) CALCULATION OF INITIAL SPARES.—For pur-
8 poses of subsection (a)(1)(B), initial spares shall be cal-
9 culated based on shelf stock support for 2 HC-130H air-
10 craft each flying 400 hours each year.

11 (d) TRANSFER OF RESIDUAL KITS AND PARTS HELD
12 BY AIR FORCE.—The Secretary of the Air Force may
13 transfer to the State of Colorado, without reimbursement,
14 any residual kits and parts held by the Secretary of the
15 Air Force that were procured in anticipation of the trans-
16 fer of the aircraft specified in subsection (a)(2).

17 (e) COSTS AFTER TRANSFER.—Any cost associated
18 with the operation, maintenance, sustainment, or disposal
19 of any aircraft, initial spare, or ground support equipment
20 transferred to the State of Colorado under this section
21 that are incurred after the date on which such aircraft,
22 initial spare, or ground support equipment is transferred
23 shall be borne by the State of Colorado.

1 (f) REPEAL OF PRIOR PROVISIONS OF LAW RELAT-
2 ING TO TRANSFER.—The following provisions of law are
3 repealed:

4 (1) Subsections (a), (c), (d), and (f) of section
5 1098 of the National Defense Authorization Act for
6 Fiscal Year 2014 (Public Law 113–66; 127 Stat.
7 881), as amended by subsections (a), (b), (c), and
8 (d) of section 1083 of the John S. McCain National
9 Defense Authorization Act for Fiscal Year 2019
10 (Public Law 115–232; 132 Stat. 1989).

11 (2) Subsections (e) and (f) of section 1083 of
12 the John S. McCain National Defense Authorization
13 Act for Fiscal Year 2019 (Public Law 115–232; 132
14 Stat. 1989).

