

AMENDMENT TO RULES COMM. PRINT 119-33
OFFERED BY MR. PALMER OF ALABAMA

In title X, subtitle F, add at the end the following
new section:

1 **SEC. 10 ____ . FEDERAL PROPERTY INVENTORY FOR NATION-**
2 **ALLY SIGNIFICANT INFRASTRUCTURE FA-**
3 **CILITIES.**

4 (a) INVENTORY REQUIRED.—

5 (1) IN GENERAL.—The Secretary of Defense,
6 acting through the Office of the Assistant Secretary
7 of Defense for Industrial Base Policy, and the Ad-
8 ministrator of General Services shall jointly conduct
9 and maintain an inventory of the Federal real prop-
10 erty and related assets that are under the authority
11 of the Secretary of Defense and are suitable for the
12 siting or development of nationally significant infra-
13 structure facilities.

14 (2) ELEMENTS.—The inventory required under
15 paragraph (1) shall, to the maximum extent prac-
16 ticable, identify for each such property—

17 (A) the location, size, and current Federal
18 use and status of the property;

1 (B) the presence and characteristics of ex-
2 isting electric transmission infrastructure, in-
3 cluding high-voltage transmission lines and as-
4 sociated substations;

5 (C) the presence and characteristics of ex-
6 isting transportation infrastructure, including
7 road, rail, and port access;

8 (D) the availability, quantity, and reli-
9 ability of surface water and groundwater re-
10 sources;

11 (E) whether there is access to natural gas
12 and water treatment;

13 (F) any known environmental conditions or
14 constraints, including whether the property is a
15 brownfield site or is otherwise subject to reme-
16 diation requirements or land use restrictions;
17 and

18 (G) any other information the Secretary
19 and the Administrator determine appropriate to
20 assess suitability for development.

21 (b) SUBMISSION OF INVENTORY AND UPDATES TO
22 CONGRESS AND OFFICIALS.—

23 (1) INITIAL SUBMISSION.—Not later than 180
24 days after the date of the enactment of this Act, the
25 Secretary and the Administrator shall submit to the

1 appropriate congressional committees, the National
2 Energy Dominance Council, and the National Security
3 Council, a report containing the inventory re-
4 quired under subsection (a), including a description
5 of the methodology used to identify and assess sites
6 and to determine the level of utilization of such
7 sites. For any property in the inventory that is a
8 Base Realignment and Closure site or a Formerly
9 Used Defense Site, and on which military operations
10 have formally ceased, the Secretary and the Admin-
11 istrator shall also include—

12 (A) a description of any active environ-
13 mental remediation that is ongoing and makes
14 transfer prohibited by applicable law; and

15 (B) a written certification explaining the
16 reasons why such remediation is ongoing and a
17 projected timeline for completion of such reme-
18 diation.

19 (2) UPDATES.—The Secretary and the Admin-
20 istrator shall update the inventory at least once
21 every three years and shall submit each update to
22 the appropriate congressional committees, the Na-
23 tional Energy Dominance Council, and the National
24 Security Council.

1 (c) REPORTING OF EXCESS OR UNDERUTILIZED
2 PROPERTY; VALUATION; PUBLIC AVAILABILITY.—

3 (1) REPORTING.—At least once every three
4 years, the Secretary shall, in accordance with the re-
5 quirements of subchapter II of chapter 5 of subtitle
6 I of title 40, United States Code (40 U.S.C. 521 et
7 seq.), report to the Administrator each property
8 identified in the inventory as excess or underutilized.

9 (2) VALUATION.—With respect to each property
10 identified in the inventory as excess or underutilized,
11 the Administrator shall determine an estimated fair
12 market value of the property, consistent with appli-
13 cable Federal real property valuation standards and
14 authorities.

15 (3) PUBLIC AVAILABILITY OF LISTINGS.—To
16 the extent consistent with national security, law en-
17 forcement sensitivities, and the protection of critical
18 infrastructure information, the Administrator shall
19 make available to the public a searchable listing of
20 properties identified in the inventory that—

21 (A) are excess or underutilized, as deter-
22 mined under applicable authorities in title 40,
23 United States Code, and other applicable law;

24 (B) have been valued under paragraph (2);
25 and

1 (C) may be made available, consistent with
2 such authorities, for sale, lease, or other con-
3 veyance to private sector entities for the con-
4 struction, expansion, or operation of nationally
5 significant infrastructure facilities.

6 (d) POTENTIAL SALES, LEASES, OR CONVEY-
7 ANCES.—

8 (1) LIMITATION.—The Administrator may sell,
9 lease, or convey property in the inventory only to
10 private sector entities that will use the property for
11 the construction, expansion, or operation of nation-
12 ally significant infrastructure facilities.

13 (2) CONSULTATION.—In considering potential
14 sales, leases, or conveyances of property in the in-
15 ventory, the Administrator shall consult, as appro-
16 priate, with—

17 (A) the covered officials;

18 (B) the National Security Council and the
19 National Energy Dominance Council;

20 (C) State, local, and Tribal governments
21 with jurisdiction over the property;

22 (D) State and local environmental agencies
23 with regulatory authority over remediation ac-
24 tivities; and

1 (E) other stakeholders, including private
2 sector entities, regional transmission organiza-
3 tions, and public utilities.

4 (e) DEFINITIONS.—In this section:

5 (1) The term “appropriate congressional com-
6 mittees” means—

7 (A) the Committee on Armed Services,
8 Committee on Energy and Commerce, Com-
9 mittee on Natural Resources, and Committee
10 on Transportation and Infrastructure of the
11 House of Representatives; and

12 (B) the Committee on Armed Services,
13 Committee on Energy and Natural Resources,
14 and Committee on Environment and Public
15 Works of the Senate.

16 (2) The term “nationally significant infrastruc-
17 ture facility” means a facility that—

18 (A) may be used only for—

19 (i) the fabrication, assembly, testing,
20 advanced packaging, production, or re-
21 search and development of semiconductors;

22 (ii) the manufacturing of equipment
23 or materials used to extract, recover, re-
24 fine, process, or reprocess critical minerals
25 or rare earth elements;

1 (iii) the processing, refining, smelting,
2 of critical minerals or rare earth elements;

3 (iv) artificial intelligence, including
4 data centers and quantum computing fa-
5 cilities so long as they are individually and
6 directly related to United States Govern-
7 ment integrity;

8 (v) black mass and mineral byproduct
9 recovery operations, and associated recy-
10 cling or refining facilities; or

11 (vi) energy generation from coal, oil,
12 natural gas, liquefied natural gas, hydro-
13 electric resources, or nuclear energy; and

14 (B) is determined by the Secretary of De-
15 fense, in consultation with the Secretary of En-
16 ergy and the Administrator of the Environ-
17 mental Protection Agency, to be of strategic na-
18 tional importance due to its role in national de-
19 fense, energy security, or supply chain resil-
20 ience.

21 (3) The term “underutilized property” means
22 any real property that—

23 (A) is not being used to support an active,
24 funded defense mission;

1 (B) has not been used to support a defense
2 mission for a significant amount of time; and
3 (C) has been identified as excess to current
4 or projected force structure requirements.

