

AMENDMENT TO RULES COMMITTEE PRINT 118–

36

OFFERED BY MS. SLOTKIN OF MICHIGAN

At the end of subtitle D of title I, add the following new section:

**1 SEC. 1 ____ . SUSTAINMENT AND RECAPITALIZATION OF AIR
2 NATIONAL GUARD FIGHTER FLEET.**

**3 (a) LIMITATION ON DEACTIVATION, REDESIGNA-
4 TION, OR REASSIGNMENT.—**Section 9062 of title 10,
**5 United States Code, as amended by section 154(a)(3) of
6 this Act, is further amended by adding at the end the fol-
7 lowing new subsection:**

**8 “(m)(1) During the period beginning on the date of
9 the enactment of the National Defense Authorization Act
10 for Fiscal Year 2025 and ending on September 30, 2033,
11 the Secretary of the Air Force may not—**

**12 “(A) deactivate, redesignate, or reassign any of
13 the 25 fighter aircraft squadrons of the Air National
14 Guard in existence on such date of enactment to any
15 mission other than that of a fighter aircraft squad-
16 ron; or**

**17 “(B) reassign to the active components of the
18 armed forces, retire, divest, or place in a non-flying**

1 status any fighter aircraft of the Air National Guard
2 assigned to any such squadron as of such date of en-
3 actment without first providing a one for one re-
4 placement airframe, which shall be—

5 “(i) an F-15EX, post-block F-16, F-22,
6 F-35, or F-35A aircraft; or

7 “(ii) an advanced capability fighter air-
8 craft.

9 “(2) In this subsection:

10 “(A) The term ‘advanced capability fighter air-
11 craft’—

12 “(i) means the next-generation air domi-
13 nance fighter aircraft or any other fighter air-
14 craft referenced or designated as a sixth gen-
15 eration airframe; and

16 “(ii) does not include unmanned fighter
17 aircraft.

18 “(B) The term ‘fighter aircraft’ has the mean-
19 ing given that term in subsection (i)(2).”.

20 (b) PLAN FOR SUSTAINMENT AND RECAPITALIZA-
21 TION.—

22 (1) IN GENERAL.—The Secretary of the Air
23 Force, in direct personal consultation with the Di-
24 rector of the Air National Guard, shall develop and

1 implement a plan to sustain and recapitalize the
2 fighter fleet of the Air National Guard.

3 (2) ELEMENTS.—The recapitalization plan re-
4 quired under paragraph (1) shall—

5 (A) identify each of the 25 fighter aircraft
6 squadrons of the Air National Guard in exist-
7 ence on the date of the enactment of this Act;

8 (B) provide for recapitalization of all such
9 squadrons at least at the same rate as the
10 fighter aircraft squadrons of the active compo-
11 nents of the Armed Forces, with the same com-
12 bination of legacy capability fighter aircraft and
13 advanced capability fighter aircraft found in
14 fighter aircraft squadrons of the active compo-
15 nents of the Armed Forces; and

16 (C) establish a timetable for a plan or ac-
17 tions for the recapitalization required under
18 subparagraph (B) by not later than September
19 30, 2033, disaggregated by fighter aircraft
20 squadron and fiscal year.

21 (3) READINESS.—The Secretary of Defense
22 shall ensure that the required operational readiness
23 rates of the Air National Guard are maintained dur-
24 ing the sustainment and recapitalization process car-

1 ried out pursuant to the plan required under para-
2 graph (1).

3 (4) REPORT.—

4 (A) IN GENERAL.—Not later than July 1,
5 2025, the Secretary of the Air Force shall sub-
6 mit to the congressional defense committees a
7 report that includes the sustainment and re-
8 capitalization plan required under paragraph
9 (1).

10 (B) FORM.—The report required under
11 subparagraph (A) shall be submitted in unclas-
12 sified form, but may contain a classified annex.

13 (5) DEFINITIONS.—In this subsection:

14 (A) The term “advanced capability fighter
15 aircraft” has the meaning given that term in
16 section 9062(m)(2) of title 10, United States
17 Code, as added by subsection (a).

18 (B) The term “fifth generation”, with re-
19 spect to fighter aircraft, means an F-22 or F-
20 35 aircraft.

21 (C) The term “fighter aircraft” has the
22 meaning given that term in section 9062(i)(2)
23 of title 10, United States Code.

24 (D) The term “legacy capability fighter
25 aircraft” means pre-fifth generation fighter air-

- 1 craft, including an F-16, both pre-block and
- 2 post-block, F-15C/D, F-15E/EX, and A-10.

