

117TH CONGRESS  
1ST SESSION

# H. R. 5197

To amend title 10, United States Code, to require the submission of an annual budget submission display for operation and maintenance accounts of the Department of Defense, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 10, 2021

Mr. BACON introduced the following bill; which was referred to the Committee on Armed Services

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## A BILL

To amend title 10, United States Code, to require the submission of an annual budget submission display for operation and maintenance accounts of the Department of Defense, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. BUDGET JUSTIFICATION FOR OPERATION AND**  
4       **MAINTENANCE.**

5       (a) SUBACTIVITY GROUP BY FUTURE YEARS.—Sec-  
6       tion 233 of title 10, United States Code, is amended—

7               (1) by redesignating subsection (c) as sub-  
8       section (e); and

1           (2) by inserting after subsection (b) the fol-  
2       lowing new subsection (c):

3       “(c) SUBACTIVITY GROUPS.—The Secretary of De-  
4       fense, in consultation with the Secretary of each of the  
5       military departments, shall include in the materials sub-  
6       mitted to Congress by the Secretary of Defense in support  
7       of the President’s budget, in an unclassified format, the  
8       total amount projected for each individual subactivity  
9       group, as detailed in the future years defense program  
10      pursuant to section 221 of this title.”.

11      (b) BUDGET SUBMISSION DISPLAY.—Section 233 of  
12      title 10, United States Code, is further amended by insert-  
13      ing after subsection (c), as added by subsection (a), the  
14      following new subsection:

15      “(d) BUDGET DISPLAY.—The Secretary of Defense,  
16      in consultation with the Secretary of each of the military  
17      departments, shall include in the O&M justification docu-  
18      ments a budget display to provide for discussion and eval-  
19      uation of the resources required to meet material readi-  
20      ness objectives, as identified in the metrics required by  
21      section 118 of this title, together with any associated risks  
22      to the supply chain. For each major weapon system, by  
23      designated mission design series, variant, or class, the  
24      budget display required under this subsection for the  
25      budget year shall include each of the following:

1           “(1) The material availability objective estab-  
2           lished in accordance with the requirements of section  
3           118 of this title.

4           “(2) The funds obligated by subactivity group  
5           within the operation and maintenance accounts for  
6           the second fiscal year preceding the budget year for  
7           the purpose of achieving the material readiness ob-  
8           jectives identified in accordance with section 118 of  
9           this title.

10          “(3) The funds estimated to be obligated by  
11          subactivity group within the operation and mainte-  
12          nance accounts for the fiscal year preceding the  
13          budget year for the purpose of achieving the mate-  
14          rial readiness objectives identified in accordance with  
15          section 118 of this title.

16          “(4) The funds budgeted and programmed  
17          across the future years defense program within the  
18          operation and maintenance accounts by subactivity  
19          group for the purpose of achieving the material  
20          readiness objectives identified in accordance with  
21          section 118 of this title.

22          “(5) A narrative discussing the performance of  
23          the Department against established material readi-  
24          ness objectives for each major weapon system by  
25          mission design series, variant, or class.”.

1       (c) IMPLEMENTATION DEADLINE.—The Secretary of  
2 Defense shall ensure that the budget display requirements  
3 required under the amendments made by this section are  
4 included in the budget request for fiscal year 2023 and  
5 all fiscal years thereafter.

6       (d) CONFORMING REPEAL.—Section 357 of the John  
7 S. McCain National Defense Authorization Act for Fiscal  
8 Year 2019 (Public Law 115–232; 10 U.S.C. 221 note) is  
9 repealed.

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