

Subsec. (k). Pub. L. 110-181, §328(a)(2), substituted “2014” for “2009”.

2006—Subsec. (d). Pub. L. 109-364 substituted “Arrangement” for “Arrangement” in heading.

Pub. L. 109-163, §321(b)(1), substituted “subsection (f)” for “subsection (e)” in introductory provisions.

Subsecs. (e), (f). Pub. L. 109-163, §321(b)(2), (3), added subsec. (e) and redesignated former subsec. (e) as (f). Former subsec. (f) redesignated (g).

Subsec. (g). Pub. L. 109-163, §321(b)(4), substituted “subsection (f)” for “subsection (e)”.

Pub. L. 109-163, §321(b)(2), redesignated subsec. (f) as (g). Former subsec. (g) redesignated (h).

Subsecs. (h), (i). Pub. L. 109-163, §321(b)(2), redesignated subsecs. (g) and (h) as (h) and (i), respectively. Former subsec. (i) redesignated (j).

Subsec. (j). Pub. L. 109-163, §321(b)(2), redesignated subsec. (i) as (j). Former subsec. (j) redesignated (k).

Pub. L. 109-163, §321(a), substituted “September 30, 2009.” for “September 30, 2009, and arrangements entered into under such subsection shall terminate not later than that date.”

Subsec. (k). Pub. L. 109-163, §321(b)(2), redesignated subsec. (j) as (k).

REPORTS

Pub. L. 110-181, div. A, title III, §328(b), Jan. 28, 2008, 122 Stat. 66, as amended by Pub. L. 111-84, div. A, title III, §324(b), Oct. 28, 2009, 123 Stat. 2253; Pub. L. 112-81, div. A, title III, §323(b), Dec. 31, 2011, 125 Stat. 1362; Pub. L. 112-239, div. A, title X, §1076(a)(2), Jan. 2, 2013, 126 Stat. 1948, provided that:

“(1) ANNUAL REPORT ON USE OF AUTHORITY.—The Secretary of the Army shall submit to Congress at the same time the budget of the President is submitted to Congress for fiscal years 2009 through 2016 under section 1105 of title 31, United States Code, a report on the use of the authority provided under section 4544 of title 10, United States Code.

“(2) ANALYSIS OF USE OF AUTHORITY.—Not later than September 30, 2012, the Secretary of the Army shall submit to the congressional defense committees [Committees on Armed Services and Appropriations of the Senate and the House of Representatives] a report—

“(A) assessing the effect of the use of such authority on the rates charged by each Army industrial facility when bidding on contracts for the Army or for a Defense agency and providing recommendations to improve the ability of each category of Army industrial facility (as defined in section 4544(j) of title 10, United States Code) to compete for such contracts;

“(B) assessing the benefit to the Federal Government of using such authority;

“(C) assessing the impact of the use of such authority on the availability of facilities needed by the Army and on the private sector; and

“(D) describing the steps taken to comply with the requirements under section 4544(g) of title 10, United States Code.”

CHAPTER 434—ARMAMENTS INDUSTRIAL BASE

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§ 4551. Definitions

In this chapter:

(1) The term “ARMS Initiative” means the Armament Retooling and Manufacturing Support Initiative authorized by this chapter.

(2) The term “eligible facility” means a Government-owned, contractor-operated ammuni-

tion manufacturing facility, or a Government-owned, contractor-operated depot for the storage, maintenance, renovation, or demilitarization of ammunition, of the Department of the Army that is in an active, inactive, layaway, or caretaker status.

(3) The term “property manager” includes any person or entity managing an eligible facility made available under the ARMS Initiative through a property management contract.

(4) The term “property management contract” includes facility use contracts, site management contracts, leases, and other agreements entered into under the authority of this chapter.

(5) The term “Secretary” means the Secretary of the Army.

(Added Pub. L. 106-398, §1 [[div. A], title III, §344(a)(1)], Oct. 30, 2000, 114 Stat. 1654, 1654A-67; amended Pub. L. 109-163, div. A, title III, §323(a), Jan. 6, 2006, 119 Stat. 3193.)

AMENDMENTS

2006—Par. (2). Pub. L. 109-163, §323(a), inserted “, or a Government-owned, contractor-operated depot for the storage, maintenance, renovation, or demilitarization of ammunition,” after “manufacturing facility”.

CONSIDERATION OF ARMY ARSENALS’ CAPABILITIES TO FULFILL MANUFACTURING REQUIREMENTS

Pub. L. 113-66, div. A, title III, §323, Dec. 26, 2013, 127 Stat. 733, provided that:

“(a) CONSIDERATION OF CAPABILITY OF ARSENALS.—When undertaking a make-or-buy analysis, a program executive officer or program manager of a military service or Defense Agency shall consider the capability of arsenals owned by the United States to fulfill a manufacturing requirement.

“(b) NOTIFICATION OF SOLICITATIONS.—Not later than 180 days after the date of the enactment of this Act [Dec. 26, 2013], the Secretary of Defense shall establish and begin implementation of a system for ensuring that the arsenals owned by the United States are notified of any solicitation that fulfills a manufacturing requirement for which there is no or limited domestic commercial source and which may be appropriate for manufacturing within an arsenal owned by the United States.”

ARSENAL SUPPORT PROGRAM INITIATIVE

Pub. L. 106-398, §1 [[div. A], title III, §343], Oct. 30, 2000, 114 Stat. 1654, 1654A-65, as amended by Pub. L. 107-314, div. A, title III, §362, Dec. 2, 2002, 116 Stat. 2519; Pub. L. 108-375, div. A, title III, §342, Oct. 28, 2004, 118 Stat. 1857; Pub. L. 110-181, div. A, title III, §341, Jan. 28, 2008, 122 Stat. 69; Pub. L. 111-84, div. A, title III, §354, Oct. 28, 2009, 123 Stat. 2264; Pub. L. 111-383, div. A, title III, §342, Jan. 7, 2011, 124 Stat. 4190; Pub. L. 114-92, div. A, title X, §1073(j), Nov. 25, 2015, 129 Stat. 996, provided that:

“(a) DEMONSTRATION PROGRAM REQUIRED.—To help maintain the viability of the Army manufacturing arsenals and the unique capabilities of these arsenals to support the national security interests of the United States, the Secretary of the Army shall carry out a demonstration program under this section during fiscal years 2001 through 2012 at each manufacturing arsenal of the Department of the Army.

“(b) PURPOSES OF DEMONSTRATION PROGRAM.—The purposes of the demonstration program are as follows:

“(1) To provide for the utilization of the existing skilled workforce at the Army manufacturing arsenals by commercial firms.

“(2) To provide for the reemployment and retraining of skilled workers who, as a result of declining workload and reduced Army spending on arsenal pro-