



UNDER SECRETARY OF DEFENSE

1100 DEFENSE PENTAGON
WASHINGTON, DC 20301-1100

APR 17 2018

COMPTROLLER

MEMORANDUM FOR UNDER SECRETARIES OF DEFENSE

CHIEF MANAGEMENT OFFICER
GENERAL COUNSEL OF THE DEPARTMENT OF DEFENSE
INSPECTOR GENERAL OF THE DEPARTMENT OF DEFENSE
ASSISTANT SECRETARIES OF DEFENSE
DIRECTOR, OPERATIONAL TEST AND EVALUATION
DEPARTMENT OF DEFENSE CHIEF INFORMATION OFFICER
ASSISTANT SECRETARY OF THE ARMY (FINANCIAL
MANAGEMENT AND COMPTROLLER)
ASSISTANT SECRETARY OF THE NAVY (FINANCIAL
MANAGEMENT AND COMPTROLLER)
ASSISTANT SECRETARY OF THE AIR FORCE (FINANCIAL
MANAGEMENT AND COMPTROLLER)
DIRECTOR, NET ASSESSMENT
DIRECTORS OF THE DEFENSE AGENCIES
DIRECTORS OF THE DOD FIELD ACTIVITIES
DIRECTOR, JOINT STAFF

SUBJECT: Omnibus Reprogramming Action for Fiscal Year (FY) 2018

I am requesting a consolidated submission of all of your Omnibus Reprogramming requirements, to include the Military Intelligence Program (MIP), to this office by **Thursday, May 17, 2018**. The MIP requirements and funding sources must be submitted separately and will be processed as a standalone request.

Your submission must identify sources to offset the requested increases. In order to ensure the full consideration of your requests, your explanations for both increases and decreases must be informative of the programmatic adjustment, concise, and net to zero. You will need to provide thorough justification to expedite the review of your proposals by this office and the congressional committees. Each requirement must explain the need for additional funding and the impact to the program if funds are not provided. Each source must explain why funds are available and the impact on the program. Any proposed **new start** program must be identified and the narrative must contain the information required for new starts by the **DoD Financial Management Regulation**, Volume 3, Chapter 6, section 0604, to include the total cost of the new start effort and the cost by fiscal year. Additionally, proposed **new starts** must be approved by the cognizant Director of the respective Program/Budget organization **prior** to submission. Congressional special interest items must be identified and include narratives of any impacts to the congressional items.

A negative response is required if a Component does not have any requirements or funding sources for inclusion in the Omnibus. Consistent with the law, this will be the **final** multiple sourced reprogramming for FY 2018. No other multiple sourced reprogramming actions will be submitted after June 30, 2018.

To ensure that the appropriate authority is being used, Components must clearly identify whether the sources and/or requirements are using base budget on Overseas Contingency Operations (OCO) budget funds, (i.e., Title IX funding). You are reminded that OCO sources can only be used to fund OCO requirements. Components are required to clearly identify classified actions as part of their unclassified Omnibus submission.

In addition, Components are to provide separately, concurrent with their submission, the classified details in electronic format to the appropriate Comptroller point of contact (POC). The Comptroller POC for all Special Access Program (SAP) related reprogramming requirements and classified reprogramming requirements, is John Eckardt, John.P.Eckardt2.civ@mail.mil, 703-695-5416 and the POC for all MIP requirements is Randy Fisher, Randall.D.Fisher.civ@mail.mil, 703-692-3980. My POC for this action is Brian Snyder, Brian.D.Snyder22.civ@mail.mil, 703-697-0022. Your unclassified PDF file transmittal memorandum and electronic DD 1415-1 should be submitted in the Enterprise Funds Distribution (EFD) system no later than May 17, 2018.

A handwritten signature in black ink, appearing to read 'D. L. Norquist', with a stylized flourish at the end.

David L. Norquist

TITLE VIII

GENERAL PROVISIONS

SEC. 8001. No part of any appropriation contained in this Act shall be used for publicity or propaganda purposes not authorized by the Congress.

SEC. 8002. During the current fiscal year, provisions of law prohibiting the payment of compensation to, or employment of, any person not a citizen of the United States shall not apply to personnel of the Department of Defense: *Provided*, That salary increases granted to direct and indirect hire foreign national employees of the Department of Defense funded by this Act shall not be at a rate in excess of the percentage increase authorized by law for civilian employees of the Department of Defense whose pay is computed under the provisions of section 5332 of title 5, United States Code, or at a rate in excess of the percentage increase provided by the appropriate host nation to its own employees, whichever is higher: *Provided further*, That this section shall not apply to Department of Defense foreign service national employees serving at United States diplomatic missions whose pay is set by the Department of State under the Foreign Service Act of 1980: *Provided further*, That the limitations of this provision shall not apply to foreign national employees of the Department of Defense in the Republic of Turkey.

SEC. 8003. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year, unless expressly so provided herein.

SEC. 8004. No more than 25 percent of the appropriations in this Act which are limited for obligation during the current fiscal year shall be obligated during the last 2 months of the fiscal year: *Provided*, That this section shall not apply to obligations for support of active duty training of reserve components or summer camp training of the Reserve Officers' Training Corps.

(TRANSFER OF FUNDS)

SEC. 8005. Upon determination by the Secretary of Defense that such action is necessary in the national interest, he may, with the approval of the Office of Management and Budget, transfer not to exceed \$4,250,000,000 of working capital funds of the Department of Defense or funds made available in this Act to the Department of Defense for military functions (except military construction) between such appropriations or funds or any subdivision thereof, to be merged with and to be available for the same purposes, and for the same time period, as the appropriation or fund to which transferred: *Provided*, That such authority to transfer may not be used unless for higher priority items, based on unforeseen military requirements, than those for which originally appropriated and in no case where the item for which funds are requested has been denied by the Congress: *Provided further*, That the Secretary of Defense shall notify the Congress promptly of all transfers made pursuant to this authority or any other authority in this Act: *Provided further*, That no part of the funds in this Act shall be available to prepare or present a request to the Committees on Appropriations for reprogramming of funds, unless for higher priority items, based on unforeseen military requirements, than those for which originally appropriated and in no case where the

item for which reprogramming is requested has been denied by the Congress: *Provided further*, That a request for multiple reprogrammings of funds using authority provided in this section shall be made prior to June 30, 2018: *Provided further*, That transfers among military personnel appropriations shall not be taken into account for purposes of the limitation on the amount of funds that may be transferred under this section.

SEC. 8006. (a) With regard to the list of specific programs, projects, and activities (and the dollar amounts and adjustments to budget activities corresponding to such programs, projects, and activities) contained in the tables titled Explanation of Project Level Adjustments in the explanatory statement regarding this Act, the obligation and expenditure of amounts appropriated or otherwise made available in this Act for those programs, projects, and activities for which the amounts appropriated exceed the amounts requested are hereby required by law to be carried out in the manner provided by such tables to the same extent as if the tables were included in the text of this Act.

(b) Amounts specified in the referenced tables described in subsection (a) shall not be treated as subdivisions of appropriations for purposes of section 8005 of this Act: *Provided*, That section 8005 shall apply when transfers of the amounts described in subsection (a) occur between appropriation accounts.

SEC. 8007. (a) Not later than 60 days after enactment of this Act, the Department of Defense shall submit a report to the congressional defense committees to establish the baseline for application of reprogramming and transfer authorities for fiscal year 2018: *Provided*, That the report shall include—

(1) a table for each appropriation with a separate column to display the President's budget request, adjustments made by Congress, adjustments due to enacted rescissions, if appropriate, and the fiscal year enacted level;

(2) a delineation in the table for each appropriation both by budget activity and program, project, and activity as detailed in the Budget Appendix; and

(3) an identification of items of special congressional interest.

(b) Notwithstanding section 8005 of this Act, none of the funds provided in this Act shall be available for reprogramming or transfer until the report identified in subsection (a) is submitted to the congressional defense committees, unless the Secretary of Defense certifies in writing to the congressional defense committees that such reprogramming or transfer is necessary as an emergency requirement: *Provided*, That this subsection shall not apply to transfers from the following appropriations accounts:

(1) "Environmental Restoration, Army";

(2) "Environmental Restoration, Navy";

(3) "Environmental Restoration, Air Force";

(4) "Environmental Restoration, Defense-Wide";

(5) "Environmental Restoration, Formerly Used Defense Sites"; and

(6) "Drug Interdiction and Counter-drug Activities, Defense".