

**AMENDMENT TO H.R. 5136, AS REPORTED  
OFFERED BY MR. BUTTERFIELD OF NORTH  
CAROLINA**

At the end of title XXII, add the following new section:

1 **SEC. 28\_\_.** **LIMITATION ON AVAILABILITY OF FUNDS**  
2 **PENDING SUBMISSION OF REPORTS REGARD-**  
3 **ING CONSTRUCTION OF A NEW OUTLYING**  
4 **LANDING FIELD IN NORTH CAROLINA AND**  
5 **VIRGINIA.**

6 (a) **FINDINGS.**—Congress makes the following find-  
7 ings:

8 (1) The Navy has studied the feasibility and po-  
9 tential locations of a new Outlying Landing Field  
10 (OLF) on the East Coast since 2001.

11 (2) Since January 2008, the Navy has studied  
12 five potential sites in North Carolina and Virginia,  
13 whose communities have expressed opposition. The  
14 local governments of the North Carolina counties  
15 where the sites under consideration are located have  
16 taken formal action in opposition by resolution and  
17 correspondence to the Navy and congressional offi-  
18 cials.

1           (3) In April 2009 the North Carolina General  
2       Assembly unanimously passed an amendment to  
3       General Statute §104-7 (Federal Enclave), which  
4       clearly states North Carolina does not consent to ac-  
5       quisition of land by the Federal government in any  
6       county which does not already have a military instal-  
7       lation “for the purpose of establishing an outlying  
8       landing field to support training and operations of  
9       aircraft squadrons stationed at or transient to mili-  
10      tary bases or military stations located outside of the  
11      State.”

12           (4) In response to this law and its constitu-  
13      tional significance, the Attorney General of North  
14      Carolina is monitoring the OLF siting process and  
15      all related legal implications.

16           (5) The Commissioner of Agriculture and the  
17      Superintendent of Public Instruction of North Caro-  
18      lina have stated formal opposition to locating an  
19      OLF at the two North Carolina sites as detrimental  
20      to the education of children and destructive of a vi-  
21      brant agricultural economy.

22      (b) LIMITATION ON FUNDS PENDING REPORTS.—

23           (1) LIMITATION.—The Secretary of the Navy  
24      shall not obligate or expend funds for the study or  
25      development of a new OLF in North Carolina or

1 Virginia after fiscal year 2011 until the Secretary  
2 has provided the congressional defense committees a  
3 report on the Navy's efforts.

4 (2) ELEMENTS OF REPORT.—The report re-  
5 quired under paragraph (1) shall include the fol-  
6 lowing:

7 (A) A description of the actual training re-  
8 quirements and completed training events in-  
9 volving Fleet Carrier Landing Practice (FCLP)  
10 operations at NAS Oceana and NALF Fentress  
11 for the previous 10 years, to include statistics  
12 for the current fiscal year.

13 (B) An assessment of the aviation training  
14 requirements and completed aviation training  
15 events conducted on all existing OLFs and in-  
16 stallations in the Navy's inventory located on  
17 the East Coast, to include statistics for the cur-  
18 rent fiscal year.

19 (C) An assessment of the suitability of all  
20 Naval installations on the East Coast to con-  
21 duct Fleet Carrier Landing Practice (FCLP)  
22 operations, including necessary facility modi-  
23 fications and requirements to de-conflict with  
24 current operations at each installation.

1 (D) A description of the estimated funding  
2 necessary to construct a new OLF at each site  
3 under consideration, and a cost comparison  
4 analysis between construction of a new OLF  
5 versus rehabilitation of an existing facility.

6 (E) A description of all completed or pend-  
7 ing environmental studies conducted on any site  
8 under consideration, including the methodology,  
9 conclusions, and recommendations.

10 (F) A description of all contacts by the  
11 Navy with local governments and citizens  
12 groups at all sites under consideration.

13 (G) Criteria for the basing of the Joint  
14 Strike Fighter F-35C aircraft and what OLF  
15 facilities will be required to support its training  
16 requirements.

