



AMENDMENT NO. \_\_\_\_\_

Calendar No. \_\_\_\_\_

Purpose: To clarify limitations applicable to the authority to transfer functions of the Air National Guard to the Space Force.

IN THE SENATE OF THE UNITED STATES—119th Cong., 1st Sess.

**S. 2296**

To authorize appropriations for fiscal year 2026 for military

**AMENDMENT N<sup>o</sup> 3601**

By Hickenlooper

To: \_\_\_\_\_

S. 2296

2

Page(s)

GPO: 2024 57-806 (mac)

use, for military of the Department of Defense, for military personnel other purposes.

\_\_\_\_\_ and

printed

HICKENLOOPER

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VIZ:

1 At the end of subtitle B of title V, add the following:

2 **SEC. 515. LIMITATIONS APPLICABLE TO THE AUTHORITY**

3 **TO TRANSFER SPACE FUNCTIONS OF THE AIR**

4 **NATIONAL GUARD TO THE SPACE FORCE.**

5 Section 514 of the National Defense Authorization

6 Act for Fiscal Year 2025 (Public Law 118-159; 10 U.S.C.

7 20001 note) is amended—

8 (1) by redesignating subsection (k) as sub-

9 section (l); and

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

3       “(k) RULE OF CONSTRUCTION.—Nothing in this sec-  
4       tion shall be construed as—

5           “(1) authorizing the transfer of a member of  
6       the Air National Guard of the United States other  
7       than on a one-time basis as specified in subsection  
8       (c); or

9           “(2) setting future precedent with respect to  
10       waiving the applicability of any provision of title  
11       32.”.