

1 **SEC. 1218. EXTENSION OF THE AVAILABILITY OF THE PAKISTAN**  
2 **COUNTERINSURGENCY FUND FOR TRANSFERRED AMOUNTS.**

3 Section 1224(h) of the National Defense Authorization Act for Fiscal Year 2010 (Public  
4 Law 111-84; 123 Stat. 2521), as amended by section 1220(a) of the Ike Skelton National  
5 Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383; 124 Stat. 4395), is further  
6 amended by striking “September 30, 2011” both places it appears and inserting “September 30,  
7 2012”.

**Section-by-Section Analysis**

This proposal would extend the availability of the Pakistan Counterinsurgency Fund (PCF) of the Department of Defense (DoD) to allow the Department of State to transfer funds from its fiscal year (FY) 2012 Pakistan Counterinsurgency Capability Fund (PCCF) to DoD for execution. Section 1224(h) of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84) sunsets the PCF at the end of FY 2010, although permitting activities that began prior to September 30, 2010 to continue. Section 1220 of Public Law 111-383, the FY 2011 National Defense Authorization Act, extended the availability of the PCF to accept transferred PCCF until September 30, 2011. Section 204 of Public Law 111-73 (the Enhanced Partnership With Pakistan Act of 2009 (the “Kerry-Lugar-Berman” Act)), authorizes the Secretary of State to transfer PCCF to DoD’s Pakistan Counterinsurgency Fund (established under the Supplemental Appropriations Act, 2009) for any fiscal year for execution. This proposal would extend the availability of PCF through FY 2012, to allow DoD to accept any FY 2012 PCCF transfers from the Department of State.

**Budget Implications:** The Department of State has indicated that its FY 2012 PCCF request will be \$1.2 billion. No more than \$0.4 billion is expected to be transferred by the State Department to DoD’s PCF. This PCF extension would continue to use Army appropriation number: 21-12-2095.

**Changes to Existing Law:** This proposal would make the following changes to section 1224 of the National Defense Authorization Act for Fiscal Year 2010 (P.L. 111-84):

**SEC. 1224. PAKISTAN COUNTERINSURGENCY FUND.**

(a) \*\*\*

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(h) SUNSET.—

(1) IN GENERAL,—Except as provided in paragraph (2), the authority provided under this section terminates at the close of September 30, ~~2011~~2012.

(2) EXCEPTION.—Any program supported from amounts in the Fund established before the close of September 30, ~~2011~~2012 may be completed after that date but only using amounts appropriated or transferred to the Fund on or before that date.