

107TH CONGRESS
1ST SESSION

H. R. 2514

To provide for burdensharing contributions from allied and other friendly foreign countries for the costs of deployment of any United States missile defense system that is designed to protect those countries from ballistic missile attack.

IN THE HOUSE OF REPRESENTATIVES

JULY 17, 2001

Mr. ALLEN introduced the following bill; which was referred to the Committee on International Relations, and in addition to the Committees on Armed Services and the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To provide for burdensharing contributions from allied and other friendly foreign countries for the costs of deployment of any United States missile defense system that is designed to protect those countries from ballistic missile attack.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Missile Defense
5 Burdensharing Act of 2001”.

1 **SEC. 2. FINDINGS.**

2 Congress finds the following:

3 (1) The United States has established
4 burdensharing arrangements with Japan, member
5 nations of the North Atlantic Treaty Organization
6 (NATO), and other countries to share the costs of
7 common defense efforts and successfully solicited
8 contributions from several countries to offset costs
9 relating to the Persian Gulf War.

10 (2) The President has stated that a missile de-
11 fense system should be deployed to protect allies and
12 other friendly foreign countries as well as the United
13 States.

14 **SEC. 3. DETERMINATION OF SCOPE OF MISSILE DEFENSE**
15 **SYSTEM; DESIGNATION OF PROTECTED**
16 **COUNTRIES.**

17 (a) DETERMINATION RELATING TO SCOPE OF MIS-
18 SILE DEFENSE SYSTEM.—Not later than 120 days after
19 the date of the enactment of this Act, the President—

20 (1) shall determine whether any missile defense
21 system to be developed by the United States is in-
22 tended to protect the territory of allied or other
23 friendly foreign countries, in addition to the territory
24 of the United States, from ballistic missile attack;
25 and

1 (2) shall prepare and transmit to Congress a
2 report containing the determination of the President
3 under paragraph (1).

4 (b) DESIGNATION OF PROTECTED COUNTRIES.—If
5 the President makes a determination under subsection
6 (a)(1) that a proposed United States missile defense sys-
7 tem is intended to protect the territory of allied or other
8 friendly foreign countries from ballistic missile attack, the
9 President—

10 (1) shall designate each allied or other friendly
11 foreign country, with respect to which the system is
12 intended to protect, as a protected country for the
13 purposes of this Act, and shall so notify Congress in
14 writing at least 30 days prior to the designation; and

15 (2) shall notify Congress in writing at least 30
16 days prior to the termination of a designation of a
17 country.

18 (c) ADDITIONAL REQUIREMENT WITH RESPECT TO
19 TERMINATION OF DESIGNATION OF PROTECTED COUN-
20 TRIES.—

21 (1) IN GENERAL.—As part of the notification to
22 Congress with respect to the termination of a des-
23 ignation of a country as a protected country under
24 subsection (b)(2), the President shall include a de-
25 scription of the reasons for the termination, includ-

1 ing an assessment of the effect of the termination on
2 the security relations between the country and the
3 United States and on mutual commitments of the
4 United States under bilateral and multilateral secu-
5 rity arrangements, such as the North Atlantic Trea-
6 ty.

7 (2) NOTIFICATION OF INVOLVED COUNTRIES.—
8 The President shall transmit to the government of
9 a country with respect to which the President has
10 terminated the designation of the country as a pro-
11 tected country under subsection (b)(2) a copy of the
12 notification to Congress with respect to such termi-
13 nation.

14 **SEC. 4. BURDENSARING CONTRIBUTIONS BY PROTECTED**
15 **COUNTRIES.**

16 (a) SOLICITATION OF CONTRIBUTIONS.—The Presi-
17 dent shall seek financial contributions from each protected
18 country designated by the President under section 3(b)(1)
19 commensurate with the country's proportional share of
20 protection from the United States missile defense system.

21 (b) USE OF CONTRIBUTIONS.—Contributions re-
22 ceived pursuant to subsection (a) shall be used to offset
23 costs incurred by the United States for deployment of the
24 missile defense system, including costs relating to procure-
25 ment, construction, operations, and personnel.

1 **SEC. 5. ANNUAL REPORTS.**

2 (a) REPORT BY SECRETARY OF DEFENSE.—

3 (1) IN GENERAL.—The Secretary of Defense,
4 acting through the Ballistic Missile Defense Organi-
5 zation, shall submit to Congress an annual report
6 that—

7 (A) identifies each foreign country that
8 would receive protection under the missile de-
9 fense system from ballistic missile attack, irre-
10 spective of whether or not the country has been
11 designated by the President under section
12 3(b)(1) as a protected country; and

13 (B) describes the nature and extent of the
14 protection for each such foreign country.

15 (2) FORM.—The report shall be submitted in
16 unclassified form, but may contain a classified
17 annex.

18 (b) REPORT BY THE PRESIDENT.—The President
19 shall transmit to Congress as part of the annual budget
20 request a report that—

21 (1) describes the extent to which each protected
22 country designated by the President under section
23 3(b)(1) has provided financial contributions to the
24 United States in accordance with section 4(a);

25 (2) describes the proportion of actual and ex-
26 pected contributions by each protected country as a

1 share of overall costs of the missile defense system;
2 and

3 (3) describes efforts by the United States to ob-
4 tain payments from protected countries that have
5 not fully contributed to their share of protection
6 under the missile defense system.

7 **SEC. 6. RULE OF CONSTRUCTION.**

8 In this Act, the term “missile defense system” does
9 not include a theater missile defense system that is de-
10 signed or deployed to defend elements of the United States
11 Armed Forces that are deployed outside the United
12 States.

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