

106TH CONGRESS
1ST SESSION

H. R. 1700

To provide that a national missile defense system shall not be subject to an otherwise applicable statutory requirement that a major defense acquisition program not proceed beyond low-rate initial production before completion of initial operational test and evaluation and that an environmental impact statement prepared for the construction of any element of such a system shall not be subject to judicial review.

IN THE HOUSE OF REPRESENTATIVES

MAY 5, 1999

Mr. HOSTETTLER (for himself, Mr. WELDON of Pennsylvania, Mr. MCINTOSH, Mr. BARTLETT of Maryland, Mr. GREEN of Wisconsin, Mr. ADERHOLT, Mr. PITTS, and Mr. BURTON of Indiana) introduced the following bill; which was referred to the Committee on Armed Services, and in addition to the Committee on Resources, 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 that a national missile defense system shall not be subject to an otherwise applicable statutory requirement that a major defense acquisition program not proceed beyond low-rate initial production before completion of initial operational test and evaluation and that an environmental impact statement prepared for the construction of any element of such a system shall not be subject to judicial review.

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 “National Missile De-
5 fense Expediency Act of 1999”.

6 **SEC. 2. WAIVER FOR NATIONAL MISSILE DEFENSE SYSTEM**
7 **OF REQUIREMENT FOR COMPLETION OF INI-**
8 **TIAL OPERATIONAL TEST AND EVALUATION**
9 **BEFORE PROCUREMENT BEGINS.**

10 Section 2399(a) of title 10, United States Code, does
11 not apply to procurement for a national missile defense
12 system.

13 **SEC. 3. LIMITATION ON JUDICIAL REVIEW REGARDING NA-**
14 **TIONAL MISSILE DEFENSE SYSTEM.**

15 Any environmental impact statement prepared under
16 section 102(2)(C) of the National Environmental Policy
17 Act of 1969 (42 U.S.C. 4332(2)(C)) for construction of
18 any element of a national missile defense system shall not
19 be subject to judicial review.

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