

116TH CONGRESS
1ST SESSION

S. 1127

To amend the Atomic Energy Act of 1954 to require the Secretary of Energy to report to Congress regarding applications for authorizations to engage or participate in the development or production of special nuclear material outside the United States, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 10, 2019

Mr. MARKEY (for himself, Mr. RUBIO, Mr. KAINE, and Mr. YOUNG) introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

A BILL

To amend the Atomic Energy Act of 1954 to require the Secretary of Energy to report to Congress regarding applications for authorizations to engage or participate in the development or production of special nuclear material outside the United States, and for other purposes.

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

1 **SECTION 1. REPORTING REQUIREMENTS RELATING TO AP-**
2 **PLICATIONS FOR AUTHORIZATION TO DE-**
3 **VELOP OR PRODUCE SPECIAL NUCLEAR MA-**
4 **TERIAL OUTSIDE THE UNITED STATES.**

5 Section 57 of the Atomic Energy Act of 1954 (42
6 U.S.C. 2077) is amended by adding at the end the fol-
7 lowing:

8 “f. REPORTING REQUIREMENTS.—

9 “(1) QUARTERLY REPORTS.—

10 “(A) IN GENERAL.—Not later than 90
11 days after the date of the enactment of this
12 subsection, and every 90 days thereafter, the
13 Secretary of Energy shall submit to the chair-
14 man and ranking member of each of the appro-
15 priate congressional committees a report that
16 describes each authorization issued by the Sec-
17 retary under subsection b.(2) during the 90-day
18 period preceding submission of the report.

19 “(B) ELEMENTS.—Each report required
20 by subparagraph (A) shall include—

21 “(i) a summary of each application
22 for an authorization under subsection b.(2)
23 during the 90-day period preceding sub-
24 mission of the report, including a descrip-
25 tion of—

1 “(I) whether the application was
2 accepted or rejected;

3 “(II) the applicant; and

4 “(III) the intended purpose for
5 which the applicant sought the au-
6 thorization; and

7 “(ii) an annex containing—

8 “(I) each application submitted
9 to the Secretary during that period;
10 and

11 “(II) each report submitted to
12 the Secretary under section 810.12 of
13 title 10, Code of Federal Regulations
14 (or any corresponding similar regula-
15 tion or ruling) during that period.

16 “(C) ADDITIONAL MATERIAL IN INITIAL
17 REPORT.—The first report required to be sub-
18 mitted by subparagraph (A) shall include the
19 matters required by subparagraph (B) for the
20 period beginning on March 25, 2015, and end-
21 ing on the date of the enactment of this sub-
22 section.

23 “(D) REVIEW BY SECRETARY OF STATE.—
24 The Secretary shall submit each report required
25 by this paragraph to the Secretary of State for

1 approval before submitting the report to the
 2 chairmen and ranking members of the appro-
 3 priate congressional committees.

4 “(E) FORM.—Each report required by this
 5 paragraph shall be submitted in unclassified
 6 form but may include a classified annex.

7 “(2) SUBMISSION TO CONGRESS OF APPLICA-
 8 TIONS AND CERTAIN REPORTS.—The Secretary of
 9 Energy shall provide to the chairman and ranking
 10 member of each of the appropriate congressional
 11 committees an application for an authorization
 12 under subsection b.(2) that is pending before or has
 13 been approved by the Secretary, or a report sub-
 14 mitted under section 810.12 of title 10, Code of
 15 Federal Regulations (or any corresponding similar
 16 regulation or ruling), not later than 10 days after
 17 receiving a request for the application or report, as
 18 the case may be, from the chairman or ranking
 19 member of either such committee.

20 “(3) APPROPRIATE CONGRESSIONAL COMMIT-
 21 TEES DEFINED.—In this subsection, the term ‘ap-
 22 propriate congressional committees’ means—

23 “(A) the Committee on Appropriations, the
 24 Committee on Armed Services, the Committee
 25 on Energy and Natural Resources, and the

1 Committee on Foreign Relations of the Senate;
2 and

3 “(B) the Committee on Appropriations, the
4 Committee on Armed Services, the Committee
5 on Energy and Commerce, and the Committee
6 on Foreign Affairs of the House of Representa-
7 tives.”.

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