required by paragraph (2) of that subsection, as the case may be, is submitted and, as appropriate, in the longer term.

(11) A plan for funding the program during that five-year period.

(12) An identification of metrics and objectives for determining the effectiveness of each activity carried out under the program during that five-year period.

(13) A description of the activities to be carried out under the program during that five-year period and a description of how the program will be prioritized relative to other defense nuclear nonproliferation programs of the Administration during that five-year period to address the highest priority risks and requirements, as informed by the threat assessment carried out under paragraph (10).

(14) A description and assessment of activities to be carried out under the program during that five-year period that will be coordinated with other elements of the Department of Energy, with the Department of Defense, and with other Federal agencies, to maximize efficiency and avoid redundancies.

(15) A summary of the technologies and capabilities documented under section 2576(a) of this title.

(16) A summary of the assessments conducted under section 2576(b)(1) of this title.

(17) Such other matters as the Administrator considers appropriate.

(Pub. L. 107–314, div. D, title XLIII, §4309, as added Pub. L. 114–92, div. C, title XXXI, §3132(a)(1), Nov. 25, 2015, 129 Stat. 1202; amended Pub. L. 115–91, div. C, title XXXI, §§3114(b), 3133(f), Dec. 12, 2017, 131 Stat. 1885, 1897; Pub. L. 115–232, div. A, title X, §1081(e)(3), Aug. 13, 2018, 132 Stat. 1986; Pub. L. 118–31, div. C, title XXXI, §3118(c), Dec. 22, 2023, 137 Stat. 791.)

Editorial Notes

AMENDMENTS

2023—Subsec. (c)(7). Pub. L. 118–31 substituted ''with section 2569(e) of this title'' for ''section 2569(f) of this title''.

2018—Subsec. (c)(16) to (18). Pub. L. 115–232 redesignated pars. (17) and (18) as (16) and (17), respectively.

2017—Subsec. (a). Pub. L. 115–91, §3133(f)(1)(C), added subsec. (a) and struck out former subsec. (a). Prior to amendment, text read as follows: ''Concurrent with the submission to Congress of the budget of the President under section 1105(a) of title 31, in each fiscal year, the Administrator shall submit to the congressional defense committees a five-year management plan for activities associated with the defense nuclear nonproliferation programs of the Administration to prevent and counter the proliferation of materials, technology, equipment, and expertise related to nuclear and radiological weapons in order to minimize and address the risk of nuclear terrorism and the proliferation of such weapons.''

Subsec. (b). Pub. L. 115–91, §3133(f)(1)(C), added subsec. (b). Former subsec. (b) redesignated (c).

Subsec. (b)(16) to (18). Pub. L. 115–91, §3114(b), added pars. (16) and (17) and redesignated former par. (16) as (18).

Subsec. (c). Pub. L. 115–91, §3133(f)(1)(A), (B), redesignated subsec. (b) as (c) and struck out former subsec. (c). Prior to amendment, text of subsec. (c) read as follows: ''The plan required by subsection (a) shall be submitted to the congressional defense committees in unclassified form, but may include a classified annex if necessary.''

Subsec. (c)(2). Pub. L. 115–91, §3133(f)(3)(A), substituted ''the summary required by paragraph (1) of subsection (b) or the report required by paragraph (2) of that subsection, as the case may be'' for ''the plan required by subsection (a)''.

Subsec. (c)(6). Pub. L. 115–91, §3133(f)(3)(B), substituted ''the summary required by paragraph (1) of subsection (b) or the report required by paragraph (2) of that subsection, as the case may be'' for ''the plan required by subsection (a)''.

Subsec. (c)(7). Pub. L. 115–91, §3133(f)(3)(C), substituted ''the summary required by paragraph (1) of subsection (b) or the report required by paragraph (2) of that subsection, as the case may be,'' for ''the plan required by subsection (a)''.

Subsec. (c)(9). Pub. L. 115–91, §3133(f)(3)(D), substituted ''the summary required by paragraph (1) of subsection (b) or the report required by paragraph (2) of that subsection, as the case may be,'' for ''the plan required by subsection (a)'' in introductory provisions.

Subsec. (c)(10). Pub. L. 115–91, §3133(f)(3)(E), substituted ''the summary required by paragraph (1) of subsection (b) or the report required by paragraph (2) of that subsection, as the case may be,'' for ''the plan required by subsection (a)''.

Subsec. (c)(14) to (16). Pub. L. 115–91, §3133(f)(2), redesignated pars. (15) and (16) as (14) and (15), respectively, and struck out former par. (14) which read as follows: ''A description of funds for the program expected to be received during that five-year period through contributions from or cost-sharing agreements with foreign governments consistent section 2569(f) of this title.''

§ 2576. Information relating to certain defense nuclear nonproliferation programs

(a) Technologies and capabilities

The Administrator shall document, for efforts that are not focused on basic research, the technologies and capabilities of the defense nuclear nonproliferation research and development program that—

(1) are transitioned to end users for further development or deployment; and

(2) are deployed.

(b) Assessments of status

(1) In assessing projects under the defense nuclear nonproliferation research and development program or the defense nuclear nonproliferation and arms control program, the Administrator shall compare the status of each such project, including with respect to the final results of such project, to the baseline targets and goals established in the initial project plan of such project.

(2) The Administrator may carry out paragraph (1) using a common template or such other means as the Administrator determines appropriate.

(Pub. L. 107–314, div. D, title XLIII, §4310, as added Pub. L. 115–91, div. C, title XXXI, §3114(a), Dec. 12, 2017, 131 Stat. 1885.)

§ 2577. Annual Selected Acquisition Reports on certain hardware relating to defense nuclear nonproliferation

(a) Annual Selected Acquisition Reports

(1) In general

At the end of each fiscal year, the Administrator shall submit to the congressional defense committees a report on each covered hardware project. The reports shall be known as Selected Acquisition Reports for the covered hardware project concerned.

(2) Matters included

The information contained in the Selected Acquisition Report for a fiscal year for a covered hardware project shall be the information contained in the Selected Acquisition Report for such fiscal year for a major defense acquisition program under section 4351 of title 10 or any successor system, expressed in terms of the covered hardware project.

(b) Covered hardware project defined

In this section, the term ''covered hardware project'' means a project carried out under the defense nuclear nonproliferation research and development program that—

(1) is focused on the production and deployment of hardware, including with respect to the development and deployment of satellites or satellite payloads; and

(2) exceeds $500,000,000 in total program cost over the course of five years.

(Pub. L. 107–314, div. D, title XLIII, § 4311, as added Pub. L. 115–91, div. C, title XXXI, § 3131(a), Dec. 12, 2017, 131 Stat. 1894; amended Pub. L. 117–81, div. A, title XVII, § 1702(k)(3)(A), Dec. 27, 2021, 135 Stat. 2160; Pub. L. 117–263, div. A, title VIII, § 809(c)(2), Dec. 23, 2022, 136 Stat. 2706.)

Editorial Notes

AMENDMENTS

2022—Subsec. (a)(2). Pub. L. 117–263 inserted ''or any successor system,'' before ''expressed in terms''.

2021—Subsec. (a)(2). Pub. L. 117–81 substituted ''section 4351'' for ''section 2432''.

SUBCHAPTER IV—DEFENSE ENVIRONMENTAL CLEANUP MATTERS

Editorial Notes

CODIFICATION

Pub. L. 113–66, div. C, title XXXI, § 3146(e)(16)(A), Dec. 26, 2013, 127 Stat. 1078, substituted ''DEFENSE ENVIRONMENTAL CLEANUP'' for ''ENVIRONMENTAL RESTORATION AND WASTE MANAGEMENT'' in subchapter heading.

PART A—DEFENSE ENVIRONMENTAL CLEANUP

Editorial Notes

CODIFICATION

Pub. L. 113–66, div. C, title XXXI, § 3146(e)(16)(B), Dec. 26, 2013, 127 Stat. 1078, substituted ''Defense Environmental Cleanup'' for ''Environmental Restoration and Waste Management'' in part heading.

§ 2581. Defense Environmental Cleanup Account

(a) Establishment

There is hereby established in the Treasury of the United States for the Department of Energy an account to be known as the ''Defense Environmental Cleanup Account'' (hereafter in this section referred to as the ''Account'').

(b) Amounts in Account

All sums appropriated to the Department of Energy for defense environmental cleanup at defense nuclear facilities shall be credited to the Account. Such appropriations shall be authorized annually by law. To the extent provided in appropriations Acts, amounts in the Account shall remain available until expended.

(Pub. L. 107–314, div. D, title XLIV, § 4401, formerly Pub. L. 102–190, div. C, title XXXI, § 3134, Dec. 5, 1991, 105 Stat. 1575; renumbered Pub. L. 107–314, div. D, title XLIV, § 4401, by Pub. L. 108–136, div. C, title XXXI, § 3141(g)(2), Nov. 24, 2003, 117 Stat. 1764; Pub. L. 113–66, div. C, title XXXI, § 3146(e)(1), Dec. 26, 2013, 127 Stat. 1075.)

Editorial Notes

CODIFICATION

Section was formerly classified to section 7274f of Title 42, The Public Health and Welfare, prior to renumbering by Pub. L. 108–136.

AMENDMENTS

2013—Pub. L. 113–66, § 3146(e)(1)(A), substituted ''Cleanup'' for ''Restoration and Waste Management'' in section catchline.

Subsec. (a). Pub. L. 113–66, § 3146(e)(1)(B), substituted '' 'Defense Environmental Cleanup Account' '' for '' 'Defense Environmental Restoration and Waste Management Account' ''.

Subsec. (b). Pub. L. 113–66, § 3146(e)(1)(C), substituted ''defense environmental cleanup'' for ''environmental restoration and waste management''.

Statutory Notes and Related Subsidiaries

CLASSIFICATION OF DEFENSE ENVIRONMENTAL CLEANUP AS CAPITAL ASSET PROJECTS OR OPERATIONS ACTIVITIES

Pub. L. 116–283, div. C, title XXXI, § 3123, Jan. 1, 2021, 134 Stat. 4381, provided that:

''(a) IN GENERAL.—The Assistant Secretary of Energy for Environmental Management, in consultation with other appropriate officials of the Department of Energy, shall establish requirements for the classification of defense environmental cleanup projects as capital asset projects or operations activities.

''(b) REPORT REQUIRED.—Not later than March 1, 2021, the Assistant Secretary shall submit to the congressional defense committees [Committees on Armed Services and Appropriations of the Senate and the House of Representatives] a report—

''(1) setting forth the requirements established under subsection (a); and

''(2) assessing whether any ongoing defense environmental cleanup projects should be reclassified based on those requirements.''

§ 2582. Requirement to develop future use plans for defense environmental cleanup

(a) Authority to develop future use plans

The Secretary of Energy may develop future use plans for any defense nuclear facility at which defense environmental cleanup activities are occurring.

(b) Requirement to develop future use plans

The Secretary shall develop a future use plan for each of the following defense nuclear facilities:

(1) Hanford Site, Richland, Washington.

(2) Savannah River Site, Aiken, South Carolina.

(3) Idaho National Engineering Laboratory, Idaho.

(c) Citizen advisory board

(1) At each defense nuclear facility for which the Secretary of Energy intends or is required to