Amendment to the Rules Committee Print
For H.R. 4909
Offered by Mr. Lamborn of Colorado

At the end of subtitle E of title XII add the following:

SEC. 12xx. Sense of Congress on the Purchase of Heavy Water Produced in Iran.

(a) Findings.—Congress finds the following:

(1) Under the Joint Comprehensive Plan of Action (JCPOA) reached in July 2015 relating to the Iranian nuclear program, one of the obligations of Iran is to limit the Iranian stockpile of heavy water to no more than 130 metric tons prior to modernizing the existing heavy water research reactor in Arak.

(2) The JCPOA provides that Iran will modernize such heavy water reactor to support peaceful nuclear research and radioisotopes production for medical and industrial purposes.

(3) Iran is to “redesign and rebuild the reactor, based on the agreed conceptual design . . . to support its peaceful nuclear research and production needs and purposes” and “the design will be such as
to minimize the production of plutonium and not to
produce weapon-grade plutonium in normal oper-
ation”.

(4) After modernizing the heavy water reactor,
the Iranian stockpile of heavy water will be limited
to 90 metric tons under the JCPOA, including any
amount contained in the reactor.

(5) Iran is obligated to inform the International
Atomic Energy Agency (IAEA) about the inventory
and the production of the Heavy Water Production
Plant (HWPP) and to allow the IAEA to monitor
the quantities of the heavy water stocks and the
amount of heavy water produced, including through
IAEA visits, as requested, to the HWPP.

(6) Heavy water is a critical component in the
production of weapons-grade plutonium.

(7) Under the JCPOA, Iran agrees to keep
pace with the trend of international technological ad-
vancement in relying only on light water for future
nuclear power and research reactors.

(8) After the adoption of the JCPOA, the Ira-
onian reserves of heavy water were reduced to meet
the 130 metric tons limitation.

(9) Since the implementation of the JCPOA it
has been learned that Iran has produced amounts of
heavy water in excess of the 130 metric tons limitation.

(10) It is not in the best interest or the national security interest of the United States to create a market for excess heavy water produced in Iran.

(11) Iran is the leading state sponsor of terrorism in the world today.

(12) Iran’s Supreme Leader, Ayatollah Ali Khamenei, has stated as recently as May 1, 2016, that the United States is the main enemy of Iran.

(13) Using taxpayer dollars to purchase excess heavy water from Iran, and to be the first country to do so in order to encourage other countries to do the same, is not in the best interest or the national security interest of the United States.

(b) SENSE OF CONGRESS.—It is the sense of Congress that none of the funds authorized to be appropriated by this Act or otherwise made available to any Federal department or agency for any fiscal year should be obligated or expended to purchase heavy water produced in Iran.