

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 1735
OFFERED BY MR. HUNTER OF CALIFORNIA**

Page 656, strike line 22 and all that follows through line 9 on page 657, and insert the following:

1 “(b) WAIVER.—The Secretary may waive one or both
2 of the prohibitions under paragraphs (1) and (2) of sub-
3 section (a) if the Secretary determines, and certifies to the
4 congressional defense committees not later than 30 days
5 before the waiver takes effect, that—

6 “(1) the waiver is necessary for the national se-
7 curity interests of the United States; and

8 “(2) the space launch services and capabilities
9 covered by the contract could not be obtained at a
10 fair and reasonable price without the use of rocket
11 engines designed or manufactured in the Russian
12 Federation.”.

Page 657, strike lines 17 through 24, insert the following:

13 “(B) subject to paragraph (2), a contract
14 awarded for the procurement of property or
15 services for space launch activities that includes

1 the use of rocket engines designed or manufac-
2 tured in the Russian Federation if the con-
3 tractor had either, prior to February 1, 2014—
4 “(i) fully paid for such rocket engines;
5 or
6 “(ii) entered into a contract to pro-
7 cure such rocket engines, and the Sec-
8 retary has determined, consistent with the
9 report submitted under subsection (d), that
10 there is a shortfall in the number of rocket
11 engines required to make a competitive
12 launch award in the following fiscal year.”.

Page 658, after line 10, add the following new sub-
section:

13 “(d) REPORT.—
14 “(1) SUBMISSION.—Together with the budget
15 justification materials submitted to Congress in sup-
16 port of the budget of the President (as submitted to
17 Congress under section 1105(a) of title 31, United
18 States Code) for each fiscal year described in para-
19 graph (3), the Secretary shall submit to Congress a
20 report on planned evolved expendable launch vehicle
21 launch competitions to be awarded in the fiscal year
22 covered by such materials.

1 “(2) ELEMENTS.—Each report under para-
2 graph (1) shall include the following:

3 “(A) The number of competitive launches
4 planned to be awarded in the fiscal year covered
5 by the report.

6 “(B) The number of rocket engines de-
7 signed or manufactured in the Russian Federa-
8 tion that, pursuant to either subsection (b) or
9 (c), are available to be used on a certified
10 launch vehicle that will compete for such
11 launches in the evolved expendable launch vehi-
12 cle program.

13 “(C) Any shortfall in the number of launch
14 vehicles described in subparagraph (B) com-
15 pared with the number of competitive launches
16 to be awarded in the fiscal year.

17 “(3) FISCAL YEAR DESCRIBED.—The fiscal
18 year described in this paragraph is fiscal year 2017
19 and each fiscal year thereafter until the Secretary
20 determines that there are no rocket engines designed
21 or manufactured in the Russian Federation available
22 to be used on certified launch vehicles that will com-
23 pete for launches under the evolved expendable
24 launch vehicle program.”.

