AMENDMENT TO RULES COMMITTEE PRINT 116–19

OFFERED BY MR. LUJÁN OF NEW MEXICO

At the end of subtitle B of title XXXI, insert the following:

SEC. 31. AUTHORITY FOR NATIONAL NUCLEAR SECURITY ADMINISTRATION TO ENTER INTO CERTAIN LEASE AGREEMENTS.

(a) IN GENERAL.—Subtitle A of title XLVIII of the Atomic Energy Defense Act (50 U.S.C. 2781 et seq.) is amended by adding at the end the following new section:

“SEC. 4807. AUTHORITY TO ENTER INTO CERTAIN LEASE AGREEMENTS.

“(a) AUTHORITY.—The Administrator may enter into a lease agreement, a lease purchase agreement, or authorize a Management and Operating Contractor of the National Nuclear Security Administration to enter into a lease agreement with any person for the accommodation of the Administration in a building (or improvement), to be used by the Administration as offices, warehouses, light laboratory use or other similar use, without regard to whether the building exists or is being constructed by the lessor.
“(b) Terms.—

“(1) In general.—A lease agreement or a lease purchase agreement entered into under subsection (a) shall be on such terms as the Administrator considers to be in the interests of the Federal Government and necessary for the accommodation of the Administration.

“(2) Duration of lease agreements.—A lease agreement entered into under subsection (a) shall be for a term of not more than 20 years.

“(3) Duration of lease purchase agreements.—A lease purchase agreement entered into under subsection (a) shall be for a term of not more than 30 years and shall provide that title to the property shall transfer to the United States at or before the expiration of the agreement term and upon fulfillment of the terms and conditions stipulated in each of such lease purchase agreements.

“(4) Limitation.—The authority to enter into lease agreements or a lease purchase agreement under subsection (a) does not include the authority to enter into agreements for facilities to hold Category I or II quantities of special nuclear material.

“(c) Submission of lease agreement or lease purchase agreement to Congress.—The Adminis-
trator shall submit a lease agreement or lease purchase
agreement to be entered into under subsection (a) to the
congressional defense committees not less than 15 days
before the agreement takes effect.

“(d) Obligation of Amounts on Fiscal Year
Basis.—Notwithstanding section 134l(a)(1 ) (B) of title
31, United States Code, the Administrator shall obligate
amounts for payments under a lease agreement or lease
purchase agreement entered into under subsection (a) only
for the fiscal year during which the payments are due,
subject to the availability of appropriations.

“(e) Budgetary Reporting Requirement.—The
Secretary of Energy shall include in the budget justifica-
tion materials submitted to Congress in support of the De-
partment of Energy budget for any fiscal year (as sub-
mitted with the budget of the President under section
1105(a) of title 31, United States Code) specific identi-
fication of the amounts required for each lease purchase
agreement entered into under subsection (a) under which
a payment will be due during that fiscal year.”.

(b) Clerical Amendment.—The table of contents
for the Atomic Energy Defense Act is amended by insert-
ning after the item relating to section 4806 the following
new item:

“Sec. 4807. Authority to enter into lease agreements.”.