

AMENDMENT TO RULES COMMITTEE PRINT 115-

23

**OFFERED BY MR. BEN RAY LUJÁN OF NEW
MEXICO**

At the end of subtitle B of title XXXI, add the following new section:

1 SEC. 3124. PLUTONIUM CAPABILITIES.

2 (a) REPORT.—Not later than 30 days after the date
3 of the enactment of this Act, the Administrator for Nu-
4 clear Security shall submit to the congressional defense
5 committees, the Secretary of Defense, and the Comptroller
6 General of the United States a report on the recommended
7 alternative endorsed by the Administrator for recapitaliza-
8 tion of plutonium science and production capabilities of
9 the nuclear security enterprise. The report shall identify
10 the recommended alternative endorsed by the Adminis-
11 trator and contain the analysis of alternatives, including
12 costs, upon which the Administrator relied in making such
13 endorsement.

14 (b) CERTIFICATION.—Not later than 60 days after
15 the date on which the Secretary of Defense receives the
16 notification under subsection (a), the Chairman of the Nu-
17 clear Weapons Council shall submit to the congressional

1 defense committees the written certification of the Chair-
2 man regarding whether the recommended alternative en-
3 dorsed by the Administrator—

4 (1) is acceptable to the Secretary of Defense
5 and the Nuclear Weapons Council and meets the re-
6 quirements of the Secretary for plutonium pit pro-
7 duction capacity and capability;

8 (2) is likely to meet the pit production timelines
9 and milestones required by section 4219 of the
10 Atomic Energy Defense Act (50 U.S.C. 2538a);

11 (3) is likely to meet pit production timelines
12 and requirements responsive to military require-
13 ments;

14 (4) is cost effective and has reasonable near-
15 term and lifecycle costs that are minimized, to the
16 extent practicable, as compared to other alternatives,
17 and has tested and documented the sensitivity of the
18 cost estimates for each alternative to risks and
19 changes in key assumptions;

20 (5) contains minimized and manageable risks as
21 compared to other alternatives;

22 (6) can be acceptably reconciled with any dif-
23 ferences in the conclusions made by the Office of
24 Cost Assessment and Program Evaluation of the
25 Department of Defense in the business case analysis

1 of plutonium pit production capability issued in
2 2013; and

3 (7) has documented the assumptions and con-
4 straints used in the analysis of alternatives.

5 (c) FAILURE TO CERTIFY.—If the Chairman is un-
6 able to submit the certification under subsection (b), the
7 Chairman shall submit to the congressional defense com-
8 mittees and the Administrator written notification describ-
9 ing why the Chairman is unable to make such certification
10 and what steps the Administrator should take to improve
11 the plan of the Administrator to recapitalize plutonium pit
12 production capacity and capability to enable certification.

13 (d) ASSESSMENT.—Not later than 120 days after the
14 date on which the Comptroller General receives the notifi-
15 cation under subsection (a), the Comptroller General shall
16 provide to the congressional defense committees a briefing
17 containing the assessment of the Comptroller General of
18 the analysis of alternatives conducted by the Adminis-
19 trator to select a preferred alternative for recapitalizing
20 plutonium science and production capabilities.

