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 SECT. 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
defense committees the written certification of the Chairman regarding whether the recommended alternative endorsed by the Administrator—

(1) is acceptable to the Secretary of Defense and the Nuclear Weapons Council and meets the requirements of the Secretary for plutonium pit production capacity and capability;

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

(3) is likely to meet pit production timelines and requirements responsive to military requirements;

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

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

(6) can be acceptably reconciled with any differences in the conclusions made by the Office of Cost Assessment and Program Evaluation of the Department of Defense in the business case analysis
of plutonium pit production capability issued in 2013; and

(7) has documented the assumptions and constraints used in the analysis of alternatives.

(c) Failure to Certify.—If the Chairman is unable to submit the certification under subsection (b), the Chairman shall submit to the congressional defense committees and the Administrator written notification describing why the Chairman is unable to make such certification and what steps the Administrator should take to improve the plan of the Administrator to recapitalize plutonium pit production capacity and capability to enable certification.

(d) Assessment.—Not later than 120 days after the date on which the Comptroller General receives the notification under subsection (a), the Comptroller General shall provide to the congressional defense committees a briefing containing the assessment of the Comptroller General of the analysis of alternatives conducted by the Administrator to select a preferred alternative for recapitalizing plutonium science and production capabilities.