

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 4435
OFFERED BY MR. TURNER OF OHIO**

At the end of subtitle D of title XVI, add the following new section:

1 **SEC. 1636. LIMITATION ON AVAILABILITY OF FUNDS FOR**
2 **REMOVAL OR CONSOLIDATION OF DUAL-CA-**
3 **PABLE AIRCRAFT FROM EUROPE.**

4 (a) LIMITATION.—

5 (1) IN GENERAL.—None of the funds author-
6 ized to be appropriated by this Act or otherwise
7 made available for fiscal year 2015 for the Depart-
8 ment of Defense may be used for the removal or
9 consolidation of dual-capable aircraft from the area
10 of responsibility of the United States European
11 Command until the Secretary of Defense, in con-
12 sultation with the Secretary of State, certifies to the
13 appropriate congressional committees that—

14 (A) the armed forces of the Russian Fed-
15 eration are no longer illegally occupying
16 Ukrainian territory;

17 (B) the Russian Federation is no longer
18 violating the INF Treaty; and

1 (C) the Russian Federation is in compli-
2 ance with the CFE Treaty and has lifted its
3 suspension of Russian observance of its treaty
4 obligations.

5 (2) EXCEPTION.—The limitation in paragraph
6 (1) shall not apply in instances where a dual-capable
7 aircraft is being replaced by an F-35 aircraft.

8 (b) WAIVER.—The Secretary of Defense may waive
9 the limitation in subsection (a)(1) if—

10 (1) the Secretary of Defense, in coordination
11 with the Secretary of State, submits to the appro-
12 priate congressional committees—

13 (A) a notification that such a waiver is in
14 the national security interest of the United
15 States and a description of the national security
16 interest covered by the waiver;

17 (B) certification that such consolidation is
18 consistent with the policy established in the
19 NATO Deterrence and Defense Posture Review
20 of 2012 concerning reciprocal non-strategic nu-
21 clear weapons reductions by the Russian Fed-
22 eration; and

23 (C) a report, in unclassified form, explain-
24 ing why the Secretary of Defense cannot make
25 the certification under subsection (a)(1); and

1 (2) a period of 30 days has elapsed following
2 the date on which the Secretary of Defense submits
3 the information in the report under paragraph
4 (1)(C).

5 (c) REPORT.—The Secretary of Defense shall provide
6 a report on the cost and burden sharing arrangements of
7 forward-deployed nuclear weapons in place with the North
8 Atlantic Treaty Organization and its members and any
9 recommendations for changes to these arrangements.

10 (d) DEFINITIONS.—In this section:

11 (1) The term “CFE Treaty” means the Treaty
12 on Conventional Armed Forces in Europe, signed at
13 Paris November 19, 1990, and entered into force
14 July 17, 1992.

15 (2) The “dual-capable aircraft” means tactical
16 fighter aircraft that can perform both conventional
17 and nuclear missions.

18 (3) The term “INF Treaty” means the Treaty
19 Between the United States of America and the
20 Union of Soviet Socialist Republics on the Elimination
21 of Their Intermediate-Range and Shorter-
22 Range Missiles, commonly referred to as the Inter-
23 mediate-Range Nuclear Forces (INF) Treaty, signed

1 at Washington December 8, 1987 and entered into
2 force June 1, 1988.

