

**En Bloc Amendments to
H.R. 4310
National Defense Authorization Act for Fiscal Year 2013
Wednesday, May 9, 2012**

Strategic Forces

En Bloc #2

Log #	Sponsor	Description
175r1	Runyan	East Coast site selection criteria
165r1	Franks	space based interceptor study
086r1	Turner	Regarding the Nuclear Weapons Council
087r1	Turner	Report on diversion of space technology
088	Turner	Adding the HPSCI as a recipient of the report
089	Turner	modifying a reporting requirement regarding the Armed Services' processing, exploitation and dissemination capability
091	Turner	Adding Operations and Sustainment expenses to the authorization for Iron Dome
092	Turner	Amends the report to accompany section 227 to reflect operations and sustainment
093	Turner	further updates the report to accompany the authorization for Iron Dome
094	Turner	Adds HFAC to the report on US-Israeli MD sharing
095	Turner	Adds HFAC to the report required of the Director, Naval Reactors
154r2	Sanchez	sense of the congress on M&O contracts in the nuclear security enterprise
113r1	Akin	requiring DOD to competitively award ground testing on CPGS

~~Revised~~

Log 175
R1

AMENDMENT TO H.R. 4310

OFFERED BY MR. RUNYAN OF NEW JERSEY

Section 223(b) is amended by adding at the end the following:

- 1 (3) LOCATION.—In selecting the three possible
- 2 locations for a covered missile defense site under
- 3 paragraph (1), the Secretary should—
- 4 (A) take into consideration—
- 5 (i) the strategic location of the pro-
- 6 posed site; and
- 7 (ii) the proximity of the proposed site
- 8 to major population centers; and
- 9 (B) give priority to a proposed site that—
- 10 (i) is operated or supported by the
- 11 Department of Defense;
- 12 (ii) lacks encroachment issues; and
- 13 (iii) has a controlled airspace.



Amendment Offered by Mr. Franks of Arizona
H.R. 4310—National Defense Authorization Act for Fiscal Year 2013

To be inserted in the appropriate place the report:

Report on Space-Based Interceptors

The committee remains concerned that the full potential of ballistic missile technology is not being realized, particularly in space-based interceptor technology. The committee believes that the Secretary of Defense should pursue effective space-based interceptor technology to defend against long-range ballistic missile threats.

Therefore, the committee directs the Secretary of Defense to provide a report to the defense committees of Congress examining the technical and operational considerations associated with developing and operating a limited space-based interceptor capability. Within 120 days after the date of enactment of this Act, the report should include the following:

- (A) the identification of the technical risks, gaps, and constraints associated with the development and operational of such a capability;
- (B) an assessment of the maturity levels of various technologies needed to develop and operate such a capability;
- (C) the key knowledge, research, and testing that would be needed for any nation to develop and operate an effective space-based interceptor capability; and
- (D) the estimated effectiveness and cost of potential options for developing and operating such a capability, including their effectiveness in conjunction with existing and planned terrestrially-based missile defense systems

Furthermore, the committee believes that the Director of the Missile Defense Agency should establish a space-based interceptor program office to begin technology and engineering development activities. This program office should serve as the single-point of contact vis-à-vis space-based interceptor technology. The committee directs the Director to seek funding for such an office in the fiscal year 2014 budget request for the Missile Defense Agency.

AMENDMENT TO H.R. 4310
OFFERED BY MR. TURNER OF OHIO

At the appropriate place in subtitle E of title X, insert the following:

1 **SEC. 10___**. **IMPROVEMENTS TO NUCLEAR WEAPONS COUN-**
2 **CIL.**

3 Section 179 of title 10, United States Code, is
4 amended—

5 (1) in subsection (b)(3), by adding at the end
6 the following: “Not later than seven days before a
7 meeting, the Chairman shall disseminate to each
8 member of the Council the agenda and documents
9 for such meeting.”; and

10 (2) in subsection (d)—

11 (A) in paragraph (2), by inserting “and al-
12 ternatives” before the period;

13 (B) in paragraph (3), by inserting “and
14 approving” after “Coordinating”;

15 (C) in paragraph (7)—

16 (i) by striking “broad” and inserting
17 “specific”; and

18 (ii) by inserting before the period the
19 following: “and priorities among activities,

1 including production, surveillance, re-
2 search, construction, and any other pro-
3 grams within the National Nuclear Secu-
4 rity Administration”; and

5 (D) by adding at the end the following new
6 paragraph:

7 “(11) Coordinating and approving the annual
8 budget proposals of the National Nuclear Security
9 Administration, including before such proposals are
10 submitted to—

11 “(A) the Director of the Office of Manage-
12 ment and Budget;

13 “(B) the President; and

14 “(C) Congress under section 1105 of title
15 31.”.



AMENDMENT TO H.R. 4310
OFFERED BY MR. TURNER OF OHIO

At the appropriate place in title IX, insert the following new section:

1 **SEC. 9** ____. **REPORT ON COUNTER SPACE TECHNOLOGY.**

2 (a) **REPORT.**—Not later than one year after the date
3 of the enactment of this Act, and annually thereafter for
4 two years, the Secretary of Defense shall submit to the
5 congressional defense committees, the Committee on Foreign
6 Affairs of the House of Representatives, and the
7 Committee on Foreign Relations of the Senate a report
8 based on all available information describing key space
9 technologies that could be used, or are being sought, by
10 a foreign country with a counter space or ballistic missile
11 program, and should be subject to export controls by the
12 United States or an ally of the United States, as appropriate.
13

14 (b) **FORM.**—Each report required under subsection
15 (a) shall be submitted in unclassified form, but may include
16 a classified annex.



AMENDMENT TO H.R. 4310**OFFERED BY MR. TURNER OF OHIO**

In section 137, strike “congressional defense committees” each place it appears and insert “appropriate congressional committees”.

In section 137, add at the end the following new subsection:

- 1 (e) APPROPRIATE CONGRESSIONAL COMMITTEES DE-
2 FINED.—In this section, the term “appropriate congress-
3 sional committees” means the following:
- 4 (1) The congressional defense committees.
- 5 (2) The Permanent Select Committee on Intel-
6 ligence of the House of Representatives and the Se-
7 lect Committee on Intelligence of the Senate.



Amendment Offered by Rep. Turner

H.R. 4310—National Defense Authorization Act for Fiscal Year 2013

To be inserted in the appropriate place the report:

In the report accompanying H.R. 4310, in Title X, after
“Processing, Exploitation, and Dissemination of Intelligence,
Surveillance, and Reconnaissance”

- (1) Strike “extent that the Department” and replace with
“extent that the Armed Services”.
- (2) In each of the first three bullets strike “Has” and replace
with “Have”.
- (3) In bullet four strike “Is” and replace with “Are”.

Amendment Offered by Rep. Turner

H.R. 4310—National Defense Authorization Act for Fiscal Year 2013

To be inserted in the appropriate place the report:

Section 227 - Iron Dome Short-Range Rocket Defense Program

In the report accompanying H.R. 4310, in Title II, add after “PE 63913C” the following “for procurement of additional batteries, interceptors, and for related operations and sustainment expenses.”

Amendment Offered by Rep. Turner

H.R. 4310—National Defense Authorization Act for Fiscal Year 2013

To be inserted in the appropriate place the report:

Section 227 - Iron Dome Short-Range Rocket Defense Program

In the report accompanying H.R. 4310, in Title II, strike “The committee believes the Director should ensure, prior to disbursing additional funds on Iron Dome, that the United States has appropriate rights to this technology, as is consistent with prior U.S.-Israeli missile defense cooperation” and replace with “The committee believes the Director should ensure, prior to disbursing the authorized \$680 million for Iron Dome, that the United States has appropriate rights to this technology for United States defense purposes, subject to an agreement with the Israeli Missile Defense Organization, and in a manner consistent with prior U.S.-Israeli missile defense cooperation on the Arrow and David's Sling suite of systems.”

Amendment Offered by Rep. Turner

H.R. 4310—National Defense Authorization Act for Fiscal Year 2013

To be inserted in the appropriate place the report:

Report by the U.S.-Israel Missile Defense Data Sharing

In the report accompanying H.R. 4310, in Title II, after “congressional defense committees” add “and the House Committee on Foreign Affairs”.

Amendment Offered by Rep. Turner

H.R. 4310—National Defense Authorization Act for Fiscal Year 2013

To be inserted in the appropriate place the report:

Report by the Director of Naval Reactors

In the report accompanying H.R. 4310, in Title XXXI, after “congressional defense committees” add “and the House Committee on Foreign Affairs”.

AMENDMENT TO H.R. 4310

**OFFERED BY MS. LORETTA SANCHEZ OF
CALIFORNIA**

At the appropriate place in title XXXI, insert the following:

1 **SEC. 31___.** **SENSE OF CONGRESS ON COMPETITION AND**
2 **FEEES RELATED TO THE MANAGEMENT AND**
3 **OPERATING CONTRACTS OF THE NUCLEAR**
4 **SECURITY ENTERPRISE.**

5 It is the sense of Congress that—

6 (1) in the past decade, competition of the man-
7 agement and operating contracts for the national se-
8 curity laboratories has resulted in significant in-
9 creases in fees paid to the contractors—funding that
10 otherwise could be used to support program and
11 mission activities of the National Nuclear Security
12 Administration;

13 (2) competition of the management and oper-
14 ating contracts of the nuclear security enterprise is
15 an important mechanism to help realize cost savings,
16 seek efficiencies, improve performance, and hold con-
17 tractors accountable;

1 (3) when the Administrator for Nuclear Secu-
2 rity considers it appropriate to achieve these goals,
3 the Administrator should conduct competition of
4 these contracts while recognizing the unique nature
5 of federally funded research and development cen-
6 ters; and

7 (5) the Administrator should ensure that fixed
8 fees and performance-based fees contained in man-
9 agement and operating contracts are as low as pos-
10 sible to maintain a focus on national service while
11 attracting high-quality contractors and achieving the
12 goals of the competition.



AMENDMENT TO H.R. 4310
OFFERED BY MR. AKIN OF MISSOURI

At the appropriate place in title II, insert the following:

1 **SEC. 2___ . USE OF FUNDS FOR CONVENTIONAL PROMPT**
2 **GLOBAL STRIKE PROGRAM.**

3 The Secretary of Defense shall ensure that any funds
4 authorized to be appropriated by this Act or otherwise
5 made available for fiscal year 2013 for ground-testing ac-
6 tivities of the conventional prompt global strike program
7 are obligated or expended using competitive solicitation
8 procedures to involve industry as well as government part-
9 ners.

