

112TH CONGRESS
1ST SESSION

S. 109

To amend the Atomic Energy Act of 1954 to require congressional approval of agreements for peaceful nuclear cooperation with foreign countries, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 25 (legislative day, JANUARY 5), 2011

Mr. ENSIGN introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend the Atomic Energy Act of 1954 to require congressional approval of agreements for peaceful nuclear cooperation with foreign countries, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. REQUIREMENT FOR CONGRESSIONAL AP-**
4 **PROVAL OF AGREEMENTS FOR PEACEFUL**
5 **NUCLEAR COOPERATION.**

6 (a) COOPERATION WITH OTHER NATIONS.—Section
7 123 d. of the Atomic Energy Act of 1954 (42 U.S.C. 2153
8 d.) is amended in the first sentence—

1 (1) by striking “not” the first and second place
2 it appears;

3 (2) by inserting “only” after “effective” the
4 first place it appears; and

5 (3) by striking “: *Provided further,*” and all
6 that follows through “such agreement”.

7 (b) SUBSEQUENT ARRANGEMENTS.—Section 131
8 a.(1) of such Act (42 U.S.C. 2160 a.(1)) is amended—

9 (1) in the second sentence, by striking “secu-
10 rity,” and all that follows and inserting “security.”;
11 and

12 (2) by inserting after the second sentence the
13 following: “Such subsequent arrangement shall not
14 take effect unless the Congress enacts a joint resolu-
15 tion of approval, according to the procedures of sec-
16 tions 123 d. and 130 i. of this Act. Any such nuclear
17 proliferation assessment statement shall be sub-
18 mitted to the Committee on Foreign Affairs of the
19 House of Representatives and the Committee on
20 Foreign Relations of the Senate no later than the
21 31st day of continuous session after submission of
22 the subsequent arrangement.”.

1 **SEC. 2. INITIATIVES AND NEGOTIATIONS RELATING TO**
2 **AGREEMENTS FOR PEACEFUL NUCLEAR CO-**
3 **OPERATION.**

4 Section 123 e. of the Atomic Energy Act of 1954 (42
5 U.S.C. 2153(e)) is amended to read as follows:

6 “e. The President shall keep the Committee on For-
7 eign Affairs of the House of Representatives and the Com-
8 mittee on Foreign Relations of the Senate fully and cur-
9 rently informed of any initiative or negotiations relating
10 to a new or amended agreement for peaceful nuclear co-
11 operation pursuant to this section prior to the President’s
12 announcement of such initiative or negotiations. The
13 President shall consult with the appropriate congressional
14 committees concerning such initiative or negotiations be-
15 ginning not less than 15 calendar days after the initiation
16 of any such negotiations, or the receipt or transmission
17 of a draft agreement, whichever occurs first, and monthly
18 thereafter until such time as the negotiations are con-
19 cluded.”.

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