

DAV14A57

S.L.C.

AMENDMENT NO. _____ Calendar No. _____

Purpose: To further restrict export licenses.

IN THE SENATE OF THE UNITED STATES—113th Cong., 2d Sess.**S. J. Res. 36**

Relating to the approval and implementation of the proposed agreement for nuclear cooperation between the United States and the Socialist Republic of Vietnam.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. MARKEY

Viz:

1 At the end of section 2, add the following:

2 (c) Notwithstanding any other provision of law, no
3 funds may be used to implement any aspect of an agree-
4 ment for civil nuclear cooperation pursuant to section 123
5 of the Atomic Energy Act of 1954 (42 U.S.C. 2153) with
6 any country that—

7 (1) withdraws from the Treaty on the Non-Pro-
8 liferation of Nuclear Weapons, done at Washington,
9 London, and Moscow July 1, 1968, and entered into
10 force March 5, 1970 (commonly known as the “Nu-
11 clear Non-Proliferation Treaty”);

1 (2) has engaged in sanctionable transfers of nu-
2 clear explosive devices or material, equipment, and
3 technology related to nuclear enrichment or the de-
4 velopment or detonation of a nuclear explosive device
5 as described in sections 101(a) and 102(b) of the
6 Arms Export Control Act (22 U.S.C. 2799aa(a),
7 2799aa-1(b));

8 (3) delivers nuclear enrichment materials,
9 equipment, or technology to a country which, prior
10 to August 1, 2014, does not have nuclear enrich-
11 ment materials, equipment, or technology and does
12 not have an agreement for civil nuclear cooperation
13 pursuant to section 123 of the Atomic Energy Act
14 of 1954 (42 U.S.C. 2153) with the United States
15 that specifically authorizes the development or acqui-
16 sition of such materials, equipment, or technology;

17 (4) delivers nuclear reprocessing materials,
18 equipment, or technology to a country which, prior
19 to August 1, 2014, does not have nuclear reprocess-
20 ing materials, equipment, or technology and does not
21 have an agreement for civil nuclear cooperation pur-
22 suant to section 123 of the Atomic Energy Act of
23 1954 (42 U.S.C. 2153) with the United States that
24 specifically authorizes the development or acquisition
25 of such materials, equipment, or technology;

1 (5) is a country that prior to August 1, 2014,
2 does not have nuclear enrichment materials, equip-
3 ment, or technology and declares to the Inter-
4 national Atomic Energy Agency, on or after August
5 1, 2014, the intention to develop or acquire nuclear
6 enrichment materials, equipment, or technology, un-
7 less the terms of the country's section 123 agree-
8 ment specifically authorize the development or acqui-
9 sition of such materials, equipment, or technology;
10 or

11 (6) is a country that prior to August 1, 2014,
12 does not have nuclear reprocessing materials, equip-
13 ment, or technology and declares to the Inter-
14 national Atomic Energy Agency, on or after August
15 1, 2014, the intention to develop or acquire nuclear
16 reprocessing materials, equipment, or technology,
17 unless the terms of the country's section 123 agree-
18 ment specifically authorize the development or acqui-
19 sition of such materials, equipment, or technology.