

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

In section 3241A(a) of the National Nuclear Security Act, as proposed to be inserted by section 3111(a)(1)—

(1) in paragraph (1), strike “1,300” and insert “1,730”;

(2) in paragraph (2), strike “2013” and insert “2014”;

(3) in paragraph (2), strike “1,000” and insert “1,630”; and

(4) strike paragraph (3).

In section 3111, strike subsection (c) and insert the following new subsection (c):

1 (c) REPORTS.—

2 (1) REPORT.—Not later than 180 days after
3 the date of the enactment of this Act, the Adminis-
4 trator for Nuclear Security shall submit to the con-
5 gressional defense committees a report—

6 (A) describing the criteria and processes
7 used to implement the personnel levels required
8 by section 3241A of the National Nuclear Secu-

1 rity Administration Act, as added by subsection
2 (a);

3 (B) detailing the realized and expected cost
4 savings within the Office of the Administrator
5 and the nuclear security enterprise resulting
6 from such personnel reductions and the transi-
7 tion to performance-based governance, manage-
8 ment, and oversight pursuant to section 3265
9 of such Act, as added by section 3113;

10 (C) describing any impacts such personnel
11 reductions have had or will have on the ability
12 of the Administration to perform the mission of
13 the Administration safely, securely, effectively,
14 and efficiently;

15 (D) assessing various levels of further per-
16 sonnel reductions, including reductions of 10
17 percent, 15 percent, and 50 percent, on the
18 ability of the Administration to perform the
19 mission of the Administration safely, securely,
20 effectively, and efficiently;

21 (E) recommending any further efficiencies
22 and personnel reductions that should be made
23 as a result of such transition pursuant to such
24 section 3265, including an implementation plan

1 and schedule for achieving such efficiencies and
2 reductions; and

3 (F) assessing the salary and wage struc-
4 ture of the Office of the Administrator and the
5 management and operating contractors of the
6 nuclear security enterprise, as well as the status
7 and effectiveness of contractor assurance sys-
8 tems across the nuclear security enterprise.

9 (2) ASSESSMENT.—Not later than 180 days
10 after the date on which the report under paragraph
11 (1) is submitted, the Comptroller General of the
12 United States shall submit to the congressional de-
13 fense committees an assessment of such report.

In section 3265(a)(3) of the National Nuclear Secu-
rity Act, as proposed to be inserted by section
3113(a)(1)—

(1) in subparagraph (A), insert before the pe-
riod the following: “and continue to conduct trans-
action-based oversight if the Administrator deter-
mines that such exemption is necessary to ensure
the national security or the safety, security, or per-
formance of the Administration”; and

(2) add at the end the following new subpara-
graphs:

1 “(C) During the three-year period beginning on
2 the date of the enactment of this section, the Admin-
3 istrator may temporarily exempt individual facilities
4 or contractors from the system established under
5 paragraph (1) and continue to conduct transaction-
6 based oversight if the Administrator determines that
7 such exemption is needed to ensure that robust con-
8 tractor assurance, accountability, and performance-
9 based oversight mechanisms are in place for such fa-
10 cility or contractor.

11 “(D) If the Administrator makes an exemption
12 under subparagraph (C), the Administrator shall an-
13 nually submit to the congressional defense commit-
14 tees a written justification for such exemption and
15 a plan and schedule to transition the exempted facil-
16 ity or contractor to the system established under
17 paragraph (1).”.

In section 3265 of the National Nuclear Security Act, as proposed to be inserted by section 3113(a)(1), strike subsection (c) (and redesignate the subsequent subsection accordingly).

In section 3261(c) of the National Nuclear Security Act, as proposed to be inserted by section 3115(b)(1)(C)—

(1) in paragraph (1), strike “section 6 of”;

(2) in paragraph (2), in the matter preceding subparagraph (A)—

(A) strike “by any Federal agency”; and

(B) insert “by the Administration” after “such complying and oversight”;

(3) in paragraph (2)(B), insert before the period the following: “, notwithstanding the exemption authority under subsection (a)(3) of such section”;

(4) in paragraph (3), strike “The” and insert “Except as provided by paragraph (4), the”; and

(5) add at the end the following paragraph:

1 “(4)(A) In carrying out paragraph (3)—
2 “(i) the Administrator may waive the require-
3 ment under such paragraph for any type of high
4 hazard operations if the Administrator determines
5 that such waiver is necessary to ensure safety; and
6 “(ii) the Administrator shall waive such require-
7 ments for operations involving beryllium.
8 “(B) The Administrator shall submit an annual cer-
9 tification to the congressional defense committees regard-
10 ing why any such waivers made under subparagraph (A)
11 are required to ensure safety.”.

In section 3261(d) of the National Nuclear Security Act, as proposed to be inserted by section 3115(b)(1)(D)—

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(1) in paragraph (1), insert “reasonably” after “are as low as”; and

(2) in paragraph (2)—

(A) strike “by any Federal agency” and insert “by the Administration”; and

(B) insert before the period the following: “, notwithstanding the exemption authority under subsection (a)(3) of such section”.

